

Calendar No. 128113TH CONGRESS
1ST SESSION**S. 1284****[Report No. 113-71]**

Making appropriations for the Departments of Labor, Health and Human Services, and Education, and related agencies for the fiscal year ending September 30, 2014, and for other purposes.

IN THE SENATE OF THE UNITED STATES

JULY 11, 2013

Mr. HARKIN, from the Committee on Appropriations, reported the following original bill; which was read twice and placed on the calendar

A BILL

Making appropriations for the Departments of Labor, Health and Human Services, and Education, and related agencies for the fiscal year ending September 30, 2014, 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 appropriated, out of any
4 money in the Treasury not otherwise appropriated, for the
5 Departments of Labor, Health and Human Services, and

1 Education, and related agencies for the fiscal year ending
2 September 30, 2014, and for other purposes, namely:

3 TITLE I

4 DEPARTMENT OF LABOR

5 EMPLOYMENT AND TRAINING ADMINISTRATION

6 TRAINING AND EMPLOYMENT SERVICES

7 (INCLUDING TRANSFER OF FUNDS)

8 For necessary expenses of the Workforce Investment
9 Act of 1998 (referred to in this Act as “WIA”), the Sec-
10 ond Chance Act of 2007, the Women in Apprenticeship
11 and Non-Traditional Occupations Act of 1992 (“WANTO
12 Act”), and the Workforce Innovation Fund, as established
13 by this Act, \$3,264,213,000, plus reimbursements, shall
14 be available. Of the amounts provided:

15 (1) for grants to States for adult employment
16 and training activities, youth activities, and dis-
17 located worker employment and training activities,
18 \$2,683,766,000 as follows:

19 (A) \$791,644,000 for adult employment
20 and training activities, of which \$79,644,000
21 shall be available for the period July 1, 2014,
22 through June 30, 2015, and of which
23 \$712,000,000 shall be available for the period
24 October 1, 2014 through June 30, 2015;

1 (B) \$846,632,000 for youth activities,
2 which shall be available for the period April 1,
3 2014 through June 30, 2015; and

4 (C) \$1,045,490,000 for dislocated worker
5 employment and training activities, of which
6 \$185,490,000 shall be available for the period
7 July 1, 2014 through June 30, 2015, and of
8 which \$860,000,000 shall be available for the
9 period October 1, 2014 through June 30, 2015:

10 *Provided*, That notwithstanding the transfer limitation
11 under section 133(b)(4) of the WIA, up to 30 percent of
12 such funds may be transferred by a local board if approved
13 by the Governor: *Provided further*, That a local board may
14 award a contract to an institution of higher education or
15 other eligible training provider if the local board deter-
16 mines that it would facilitate the training of multiple indi-
17 viduals in high-demand occupations, if such contract does
18 not limit customer choice: *Provided further*, That notwith-
19 standing section 128(a)(1) of the WIA, the amount avail-
20 able to the Governor for statewide workforce investment
21 activities shall not exceed 7.5 percent of the amount allot-
22 ted to the State from each of the appropriations under
23 the preceding subparagraphs;

24 (2) for federally administered programs,
25 \$487,779,000 as follows:

1 (A) \$220,859,000 for the dislocated work-
2 ers assistance national reserve, of which
3 \$20,859,000 shall be available for the period
4 July 1, 2014 through June 30, 2015, and of
5 which \$200,000,000 shall be available for the
6 period October 1, 2014 through June 30, 2015:
7 *Provided*, That funds provided to carry out sec-
8 tion 132(a)(2)(A) of the WIA may be used to
9 provide assistance to a State for statewide or
10 local use in order to address cases where there
11 have been worker dislocations across multiple
12 sectors or across multiple local areas and such
13 workers remain dislocated; coordinate the State
14 workforce development plan with emerging eco-
15 nomic development needs; and train such eligi-
16 ble dislocated workers: *Provided further*, That
17 funds provided to carry out section 171(d) of
18 the WIA may be used for demonstration
19 projects that provide assistance to new entrants
20 in the workforce and incumbent workers: *Pro-*
21 *vided further*, That none of the funds shall be
22 obligated to carry out section 173(e) of the
23 WIA;

1 (B) \$47,467,000 for Native American pro-
2 grams, which shall be available for the period
3 July 1, 2014 through June 30, 2015;

4 (C) \$84,123,000 for migrant and seasonal
5 farmworker programs under section 167 of the
6 WIA, including \$77,949,000 for formula grants
7 (of which not less than 70 percent shall be for
8 employment and training services), \$5,667,000
9 for migrant and seasonal housing (of which not
10 less than 70 percent shall be for permanent
11 housing), and \$507,000 for other discretionary
12 purposes, which shall be available for the period
13 July 1, 2014 through June 30, 2015: *Provided,*
14 That notwithstanding any other provision of
15 law or related regulation, the Department of
16 Labor shall take no action limiting the number
17 or proportion of eligible participants receiving
18 related assistance services or discouraging
19 grantees from providing such services;

20 (D) \$994,000 for carrying out the
21 WANTO Act, which shall be available for the
22 period July 1, 2014 through June 30, 2015;

23 (E) \$84,530,000 for YouthBuild activities
24 as described in section 173A of the WIA, which

1 shall be available for the period April 1, 2014
2 through June 30, 2015; and

3 (F) \$49,806,000 to be available to the Sec-
4 retary of Labor (referred to in this title as
5 “Secretary”) for the Workforce Innovation
6 Fund to carry out projects that demonstrate in-
7 novative strategies or replicate effective evi-
8 dence-based strategies that align and strength-
9 en the workforce investment system in order to
10 improve program delivery and education and
11 employment outcomes for beneficiaries, which
12 shall be for the period July 1, 2014 through
13 September 30, 2015: *Provided*, That amounts
14 shall be available for awards to States or State
15 agencies that are eligible for assistance under
16 any program authorized under the WIA, con-
17 sortia of States, or partnerships, including re-
18 gional partnerships: *Provided further*, That not
19 more than 5 percent of the funds available for
20 workforce innovation activities shall be for tech-
21 nical assistance and evaluations related to the
22 projects carried out with these funds: *Provided*
23 *further*, That the Secretary may authorize
24 awardees to use a portion of awarded funds for
25 evaluation, upon the Chief Evaluation Officer’s

1 approval of an evaluation plan: *Provided fur-*
2 *ther*, That \$5,000,000 of the funds provided for
3 the Workforce Innovation Fund shall be used
4 for innovative and evidence-based approaches to
5 improving outcomes for disconnected youth:
6 *Provided further*, That up to \$10,000,000 of the
7 funds provided for the Workforce Innovation
8 Fund may be used for performance-based
9 awards or other agreements under the Pay for
10 Success program: *Provided further*, That any
11 funds obligated for Pay for Success projects or
12 agreements shall remain available for disburse-
13 ment until expended, notwithstanding 31
14 U.S.C. 1552(a), and that any funds deobligated
15 from such projects or agreements shall imme-
16 diately be available for Workforce Innovation
17 Fund activities;

18 (3) for national activities, \$92,668,000, as fol-
19 lows:

20 (A) \$6,590,000, in addition to any
21 amounts available under paragraph (2) for Pi-
22 lots, Demonstrations, and Research, which shall
23 be available for the period April 1, 2014
24 through June 30, 2015;

1 (B) \$80,078,000 for ex-offender activities,
2 under the authority of section 171 of the WIA
3 and section 212 of the Second Chance Act of
4 2007, which shall be available for the period
5 April 1, 2014 through June 30, 2015, notwith-
6 standing the requirements of section
7 171(b)(2)(B) or 171(c)(4)(D) of the WIA: *Pro-*
8 *vided*, That of this amount, \$20,000,000 shall
9 be for competitive grants to national and re-
10 gional intermediaries for activities that prepare
11 young ex-offenders and school dropouts for em-
12 ployment, with a priority for projects serving
13 high-crime, high-poverty areas; and

14 (C) \$6,000,000 for the Workforce Data
15 Quality Initiative, under the authority of section
16 171(c)(2) of the WIA, which shall be available
17 for the period July 1, 2014 through June 30,
18 2015, and which shall not be subject to the re-
19 quirements of section 171(c)(4)(D).

20 OFFICE OF JOB CORPS

21 To carry out subtitle C of title I of the WIA, includ-
22 ing Federal administrative expenses, the purchase and
23 hire of passenger motor vehicles, the construction, alter-
24 ation, and repairs of buildings and other facilities, and the
25 purchase of real property for training centers as author-

1 ized by the WIA, \$1,706,923,000, plus reimbursements,
2 as follows:

3 (1) \$1,586,776,000 for Job Corps Operations,
4 which shall be available for the period July 1, 2014
5 through June 30, 2015;

6 (2) \$90,000,000 for construction, rehabilitation
7 and acquisition of Job Corps Centers, which shall be
8 available for the period July 1, 2014 through June
9 30, 2017: *Provided*, That the Secretary may transfer
10 up to 15 percent of such funds to meet the oper-
11 ational needs of such centers or to achieve adminis-
12 trative efficiencies: *Provided further*, That any funds
13 transferred pursuant to the preceding proviso shall
14 not be available for obligation after June 30, 2015:
15 *Provided further*, That the Committees on Appro-
16 priations of the House of Representatives and the
17 Senate are notified at least 15 days in advance of
18 any transfer; and

19 (3) \$30,147,000 for necessary expenses of the
20 Office of Job Corps, which shall be available for obli-
21 gation for the period October 1, 2013 through Sep-
22 tember 30, 2014:

23 *Provided further*, That no funds from any other appropria-
24 tion shall be used to provide meal services at or for Job
25 Corps centers.

1 COMMUNITY SERVICE EMPLOYMENT FOR OLDER
2 AMERICANS

3 To carry out title V of the Older Americans Act of
4 1965 (referred to in this Act as “OAA”), \$447,355,000,
5 which shall be available for the period July 1, 2014
6 through June 30, 2015, and may be recaptured and reobli-
7 gated in accordance with section 517(c) of the OAA.

8 FEDERAL UNEMPLOYMENT BENEFITS AND ALLOWANCES

9 For payments during fiscal year 2014 of trade ad-
10 justment benefit payments and allowances under part I
11 of subchapter B of chapter 2 of title II of the Trade Act
12 of 1974, and section 246 of that Act; and for training,
13 employment and case management services, allowances for
14 job search and relocation, and related State administrative
15 expenses under part II of subchapter B of chapter 2 of
16 title II of the Trade Act of 1974, including benefit pay-
17 ments, allowances, training, employment and case man-
18 agement services, and related State administration pro-
19 vided pursuant to section 231(a) of the Trade Adjustment
20 Assistance Extension Act of 2011, \$656,000,000, together
21 with such amounts as may be necessary to be charged to
22 the subsequent appropriation for payments for any period
23 subsequent to September 15, 2014.

1 STATE UNEMPLOYMENT INSURANCE AND EMPLOYMENT
2 SERVICE OPERATIONS

3 For authorized administrative expenses,
4 \$85,896,000, together with not to exceed \$3,742,198,000
5 which may be expended from the Employment Security
6 Administration Account in the Unemployment Trust Fund
7 (“the Trust Fund”), of which:

8 (1) \$2,911,575,000 from the Trust Fund is for
9 grants to States for the administration of State un-
10 employment insurance laws as authorized under title
11 III of the Social Security Act (including not less
12 than \$60,000,000 to conduct in-person reemploy-
13 ment and eligibility assessments and unemployment
14 insurance improper payment reviews, and
15 \$10,000,000 for activities to address the
16 misclassification of workers), the administration of
17 unemployment insurance for Federal employees and
18 for ex-service members as authorized under 5 U.S.C.
19 8501–8523, and the administration of trade read-
20 justment allowances, reemployment trade adjustment
21 assistance, and alternative trade adjustment assist-
22 ance under the Trade Act of 1974 and under section
23 231(a) of the Trade Adjustment Assistance Exten-
24 sion Act of 2011, and shall be available for obliga-
25 tion by the States through December 31, 2014, ex-

1 cept that funds used for automation acquisitions or
2 competitive grants awarded to States for improved
3 operations, reemployment and eligibility assessments
4 and improper payments, or activities to address
5 misclassification of workers shall be available for
6 Federal obligation through December 31, 2014 and
7 for obligation by the States through September 30,
8 2016, and funds used for unemployment insurance
9 workloads experienced by the States through Sep-
10 tember 30, 2014 shall be available for Federal obli-
11 gation through December 31, 2014;

12 (2) \$11,243,000 from the Trust Fund is for na-
13 tional activities necessary to support the administra-
14 tion of the Federal-State unemployment insurance
15 system;

16 (3) \$708,247,000 from the Trust Fund, to-
17 gether with \$22,550,000 from the General Fund of
18 the Treasury, is for grants to States in accordance
19 with section 6 of the Wagner-Peyser Act, of which
20 not less than \$30,000,000 shall be used to provide
21 reemployment services to beneficiaries of unemploy-
22 ment insurance, and shall be available for Federal
23 obligation for the period July 1, 2014 through June
24 30, 2015;

1 (4) \$20,871,000 from the Trust Fund is for na-
2 tional activities of the Employment Service, includ-
3 ing administration of the work opportunity tax cred-
4 it under section 51 of the Internal Revenue Code of
5 1986, and the provision of technical assistance and
6 staff training under the Wagner-Peyser Act, includ-
7 ing not to exceed \$1,166,000 that may be used for
8 amortization payments to States which had inde-
9 pendent retirement plans in their State employment
10 service agencies prior to 1980;

11 (5) \$65,262,000 from the Trust Fund is for the
12 administration of foreign labor certifications and re-
13 lated activities under the Immigration and Nation-
14 ality Act and related laws, of which \$50,222,000
15 shall be available for the Federal administration of
16 such activities, and \$15,040,000 shall be available
17 for grants to States for the administration of such
18 activities;

19 (6) \$63,346,000 from the General Fund is to
20 provide workforce information, national electronic
21 tools, and one-stop system building under the Wag-
22 ner-Peyser Act and section 171 (e)(2)(C) of the
23 WIA and shall be available for Federal obligation for
24 the period July 1, 2014 through June 30, 2015; and

1 (7) \$25,000,000 from the Trust Fund is for
2 competitive grants to States for the administration
3 and evaluation of demonstration projects under sec-
4 tion 305 of the Social Security Act (as added by sec-
5 tion 2102 of the Middle Class Tax Relief Act and
6 Job Creation Act of 2012), except that section
7 305(d)(3) shall be applied by substituting “2017”
8 for “2015”, and these funds shall be available for
9 Federal obligation through December 31, 2017:

10 *Provided*, That to the extent that the Average Weekly In-
11 sured Unemployment (“AWIU”) for fiscal year 2014 is
12 projected by the Department of Labor to exceed
13 3,357,000, an additional \$28,600,000 from the Trust
14 Fund shall be available for obligation for every 100,000
15 increase in the AWIU level (including a pro rata amount
16 for any increment less than 100,000) to carry out title
17 III of the Social Security Act: *Provided further*, That
18 funds appropriated in this Act that are allotted to a State
19 to carry out activities under title III of the Social Security
20 Act may be used by such State to assist other States in
21 carrying out activities under such title III if the other
22 States include areas that have suffered a major disaster
23 declared by the President under the Robert T. Stafford
24 Disaster Relief and Emergency Assistance Act: *Provided*
25 *further*, That the Secretary may use funds appropriated

1 for grants to States under title III of the Social Security
2 Act to make payments on behalf of States for the use of
3 the National Directory of New Hires under section
4 453(j)(8) of such Act: *Provided further*, That funds appro-
5 priated in this Act which are used to establish a national
6 one-stop career center system, or which are used to sup-
7 port the national activities of the Federal-State unemploy-
8 ment insurance or immigration programs, may be obli-
9 gated in contracts, grants, or agreements with non-State
10 entities: *Provided further*, That States awarded competi-
11 tive grants for improved operations under title III of the
12 Social Security Act, or awarded grants to support the na-
13 tional activities of the Federal-State unemployment insur-
14 ance system, may award subgrants to other States under
15 such grants, subject to the conditions applicable to the
16 grants: *Provided further*, That funds appropriated under
17 this Act for activities authorized under title III of the So-
18 cial Security Act and the Wagner-Peyser Act may be used
19 by States to fund integrated Unemployment Insurance
20 and Employment Service automation efforts, notwith-
21 standing cost allocation principles prescribed under the
22 Office of Management and Budget Circular A-87: *Pro-*
23 *vided further*, That the Secretary, at the request of a State
24 participating in a consortium with other States, may
25 reallocate funds allotted to such State under title III of the

1 Social Security Act to other States participating in the
2 consortium in order to carry out activities that benefit the
3 administration of the unemployment compensation law of
4 the State making the request: *Provided further*, That the
5 Secretary may collect fees for the costs associated with
6 additional data collection, analyses, and reporting services
7 relating to the National Agricultural Workers Survey re-
8 quested by State and local governments, public and private
9 institutions of higher education, and non-profit organiza-
10 tions and may utilize such sums, in accordance with the
11 provisions of 29 U.S.C. 9a, for the National Agricultural
12 Workers Survey infrastructure, methodology, and data to
13 meet the information collection and reporting needs of
14 such entities, which shall be credited to this appropriation
15 and shall remain available until September 30, 2015, for
16 such purposes.

17 In addition, \$20,000,000 from the Employment Se-
18 curity Administration Account of the Unemployment
19 Trust Fund shall be available to conduct in-person reem-
20 ployment and eligibility assessments and unemployment
21 insurance improper payment reviews.

22 STATE PAID LEAVE FUND

23 For grants and contracts to assist in the start-up of
24 new paid leave programs in the States, \$5,000,000.

1 ADVANCES TO THE UNEMPLOYMENT TRUST FUND AND
2 OTHER FUNDS

3 For repayable advances to the Unemployment Trust
4 Fund as authorized by sections 905(d) and 1203 of the
5 Social Security Act, and to the Black Lung Disability
6 Trust Fund as authorized by section 9501(c)(1) of the In-
7 ternal Revenue Code of 1986; and for nonrepayable ad-
8 vances to the revolving fund established by section 901(e)
9 of the Social Security Act, to the Unemployment Trust
10 Fund as authorized by 5 U.S.C. 8509, and to the “Federal
11 Unemployment Benefits and Allowances” account, such
12 sums as may be necessary, which shall be available for
13 obligation through September 30, 2015.

14 PROGRAM ADMINISTRATION

15 For expenses of administering employment and train-
16 ing programs, \$100,994,000, together with not to exceed
17 \$50,608,000 which may be expended from the Employ-
18 ment Security Administration Account in the Unemploy-
19 ment Trust Fund.

20 EMPLOYEE BENEFITS SECURITY ADMINISTRATION

21 SALARIES AND EXPENSES

22 For necessary expenses for the Employee Benefits
23 Security Administration, \$176,472,000.

1 PENSION BENEFIT GUARANTY CORPORATION

2 PENSION BENEFIT GUARANTY CORPORATION FUND

3 The Pension Benefit Guaranty Corporation (“Cor-
4 poration”) is authorized to make such expenditures, in-
5 cluding financial assistance authorized by subtitle E of
6 title IV of the Employee Retirement Income Security Act
7 of 1974, within limits of funds and borrowing authority
8 available to the Corporation, and in accord with law, and
9 to make such contracts and commitments without regard
10 to fiscal year limitations, as provided by 31 U.S.C. 9104,
11 as may be necessary in carrying out the program, includ-
12 ing associated administrative expenses, through Sep-
13 tember 30, 2014, for the Corporation: *Provided*, That
14 none of the funds available to the Corporation for fiscal
15 year 2014 shall be available for obligations for administra-
16 tive expenses in excess of \$505,441,000: *Provided further*,
17 That to the extent that the number of new plan partici-
18 pants in plans terminated by the Corporation exceeds
19 100,000 in fiscal year 2014, an amount not to exceed an
20 additional \$9,200,000 shall be available through Sep-
21 tember 30, 2015, for obligation for administrative ex-
22 penses for every 20,000 additional terminated partici-
23 pants: *Provided further*, That an additional \$50,000 shall
24 be made available through September 30, 2015, for obliga-
25 tion for investment management fees for every

1 \$25,000,000 in assets received by the Corporation as a
2 result of new plan terminations or asset growth, after ap-
3 proval by the Office of Management and Budget and noti-
4 fication of the Committees on Appropriations of the House
5 of Representatives and the Senate: *Provided further*, That
6 obligations in excess of the amounts provided in this para-
7 graph may be incurred for unforeseen and extraordinary
8 pretermination expenses or extraordinary multiemployer
9 program related expenses after approval by the Office of
10 Management and Budget and notification of the Commit-
11 tees on Appropriations of the House of Representatives
12 and the Senate.

13 WAGE AND HOUR DIVISION

14 SALARIES AND EXPENSES

15 For necessary expenses for the Wage and Hour Divi-
16 sion, including reimbursement to State, Federal, and local
17 agencies and their employees for inspection services ren-
18 dered, \$243,254,000.

19 OFFICE OF LABOR-MANAGEMENT STANDARDS

20 SALARIES AND EXPENSES

21 For necessary expenses for the Office of Labor-Man-
22 agement Standards, \$41,206,000.

1 OFFICE OF FEDERAL CONTRACT COMPLIANCE
2 PROGRAMS

3 SALARIES AND EXPENSES

4 For necessary expenses for the Office of Federal Con-
5 tract Compliance Programs, \$106,000,000.

6 OFFICE OF WORKERS' COMPENSATION PROGRAMS

7 SALARIES AND EXPENSES

8 For necessary expenses for the Office of Workers'
9 Compensation Programs, \$115,488,000, together with
10 \$2,116,000 which may be expended from the Special Fund
11 in accordance with sections 39(c), 44(d), and 44(j) of the
12 Longshore and Harbor Workers' Compensation Act.

13 SPECIAL BENEFITS

14 (INCLUDING TRANSFER OF FUNDS)

15 For the payment of compensation, benefits, and ex-
16 penses (except administrative expenses) accruing during
17 the current or any prior fiscal year authorized by 5 U.S.C.
18 81; continuation of benefits as provided for under the
19 heading "Civilian War Benefits" in the Federal Security
20 Agency Appropriation Act, 1947; the Employees' Com-
21 pensation Commission Appropriation Act, 1944; sections
22 4(c) and 5(f) of the War Claims Act of 1948; and 50 per-
23 cent of the additional compensation and benefits required
24 by section 10(h) of the Longshore and Harbor Workers'
25 Compensation Act, \$396,000,000, together with such

1 amounts as may be necessary to be charged to the subse-
2 quent year appropriation for the payment of compensation
3 and other benefits for any period subsequent to August
4 15 of the current year: *Provided*, That amounts appro-
5 priated may be used under 5 U.S.C. 8104 by the Secretary
6 to reimburse an employer, who is not the employer at the
7 time of injury, for portions of the salary of a re-employed,
8 disabled beneficiary: *Provided further*, That balances of re-
9 imbursements unobligated on September 30, 2013, shall
10 remain available until expended for the payment of com-
11 pensation, benefits, and expenses: *Provided further*, That
12 in addition there shall be transferred to this appropriation
13 from the Postal Service and from any other corporation
14 or instrumentality required under 5 U.S.C. 8147(c) to pay
15 an amount for its fair share of the cost of administration,
16 such sums as the Secretary determines to be the cost of
17 administration for employees of such fair share entities
18 through September 30, 2014: *Provided further*, That of
19 those funds transferred to this account from the fair share
20 entities to pay the cost of administration of the Federal
21 Employees' Compensation Act, \$60,017,000 shall be made
22 available to the Secretary as follows:

- 23 (1) For enhancement and maintenance of auto-
24 mated data processing systems operations and tele-
25 communications systems, \$19,499,000;

1 (2) For automated workload processing oper-
2 ations, including document imaging, centralized mail
3 intake, and medical bill processing, \$22,968,000;

4 (3) For periodic roll disability management and
5 medical review, \$16,190,000;

6 (4) For program integrity, \$1,360,000; and

7 (5) The remaining funds shall be paid into the
8 Treasury as miscellaneous receipts:

9 *Provided further*, That the Secretary may require that any
10 person filing a notice of injury or a claim for benefits
11 under 5 U.S.C. 81, or the Longshore and Harbor Work-
12 ers' Compensation Act, provide as part of such notice and
13 claim, such identifying information (including Social Secu-
14 rity account number) as such regulations may prescribe.

15 SPECIAL BENEFITS FOR DISABLED COAL MINERS

16 For carrying out title IV of the Federal Mine Safety
17 and Health Act of 1977, as amended by Public Law 107-
18 275, \$98,235,000, to remain available until expended.

19 For making after July 31 of the current fiscal year,
20 benefit payments to individuals under title IV of such Act,
21 for costs incurred in the current fiscal year, such amounts
22 as may be necessary.

23 For making benefit payments under title IV for the
24 first quarter of fiscal year 2015, \$24,000,000, to remain
25 available until expended.

1 ADMINISTRATIVE EXPENSES, ENERGY EMPLOYEES

2 OCCUPATIONAL ILLNESS COMPENSATION FUND

3 For necessary expenses to administer the Energy
4 Employees Occupational Illness Compensation Program
5 Act, \$55,176,000, to remain available until expended: *Pro-*
6 *vided*, That the Secretary may require that any person fil-
7 ing a claim for benefits under the Act provide as part of
8 such claim such identifying information (including Social
9 Security account number) as may be prescribed.

10 BLACK LUNG DISABILITY TRUST FUND

11 (INCLUDING TRANSFER OF FUNDS)

12 Such sums as may be necessary from the Black Lung
13 Disability Trust Fund (the “Fund”), to remain available
14 until expended, for payment of all benefits authorized by
15 section 9501(d)(1), (2), (6), and (7) of the Internal Rev-
16 enue Code of 1986; and repayment of, and payment of
17 interest on advances, as authorized by section 9501(d)(4)
18 of that Act. In addition, the following amounts may be
19 expended from the Fund for fiscal year 2014 for expenses
20 of operation and administration of the Black Lung Bene-
21 fits program, as authorized by section 9501(d)(5): not to
22 exceed \$33,033,000 for transfer to the Office of Workers’
23 Compensation Programs, “Salaries and Expenses”; not to
24 exceed \$25,365,000 for transfer to Departmental Manage-
25 ment, “Salaries and Expenses”; not to exceed \$327,000

1 for transfer to Departmental Management, “Office of In-
2 spector General”; and not to exceed \$356,000 for pay-
3 ments into miscellaneous receipts for the expenses of the
4 Department of the Treasury.

5 OCCUPATIONAL SAFETY AND HEALTH ADMINISTRATION
6 SALARIES AND EXPENSES

7 For necessary expenses for the Occupational Safety
8 and Health Administration, \$567,012,000, including not
9 to exceed \$103,987,000 which shall be the maximum
10 amount available for grants to States under section 23(g)
11 of the Occupational Safety and Health Act (the “Act”),
12 which grants shall be no less than 50 percent of the costs
13 of State occupational safety and health programs required
14 to be incurred under plans approved by the Secretary
15 under section 18 of the Act; and, in addition, notwith-
16 standing 31 U.S.C. 3302, the Occupational Safety and
17 Health Administration may retain up to \$200,000 per fis-
18 cal year of training institute course tuition fees, otherwise
19 authorized by law to be collected, and may utilize such
20 sums for occupational safety and health training and edu-
21 cation: *Provided*, That notwithstanding 31 U.S.C. 3302,
22 the Secretary is authorized, during the fiscal year ending
23 September 30, 2014, to collect and retain fees for services
24 provided to Nationally Recognized Testing Laboratories,
25 and may utilize such sums, in accordance with the provi-

1 sions of 29 U.S.C. 9a, to administer national and inter-
2 national laboratory recognition programs that ensure the
3 safety of equipment and products used by workers in the
4 workplace: *Provided further*, That none of the funds ap-
5 propriated under this paragraph shall be obligated or ex-
6 pended to prescribe, issue, administer, or enforce any
7 standard, rule, regulation, or order under the Act which
8 is applicable to any person who is engaged in a farming
9 operation which does not maintain a temporary labor
10 camp and employs 10 or fewer employees: *Provided fur-*
11 *ther*, That no funds appropriated under this paragraph
12 shall be obligated or expended to administer or enforce
13 any standard, rule, regulation, or order under the Act with
14 respect to any employer of 10 or fewer employees who is
15 included within a category having a Days Away, Re-
16 stricted, or Transferred (“DART”) occupational injury
17 and illness rate, at the most precise industrial classifica-
18 tion code for which such data are published, less than the
19 national average rate as such rates are most recently pub-
20 lished by the Secretary, acting through the Bureau of
21 Labor Statistics, in accordance with section 24 of the Act,
22 except—

23 (1) to provide, as authorized by the Act, con-
24 sultation, technical assistance, educational and train-
25 ing services, and to conduct surveys and studies;

1 (2) to conduct an inspection or investigation in
2 response to an employee complaint, to issue a cita-
3 tion for violations found during such inspection, and
4 to assess a penalty for violations which are not cor-
5 rected within a reasonable abatement period and for
6 any willful violations found;

7 (3) to take any action authorized by the Act
8 with respect to imminent dangers;

9 (4) to take any action authorized by the Act
10 with respect to health hazards;

11 (5) to take any action authorized by the Act
12 with respect to a report of an employment accident
13 which is fatal to one or more employees or which re-
14 sults in hospitalization of two or more employees,
15 and to take any action pursuant to such investiga-
16 tion authorized by the Act; and

17 (6) to take any action authorized by the Act
18 with respect to complaints of discrimination against
19 employees for exercising rights under the Act:

20 *Provided further*, That the foregoing proviso shall not
21 apply to any person who is engaged in a farming operation
22 which does not maintain a temporary labor camp and em-
23 ploys 10 or fewer employees: *Provided further*, That
24 \$10,709,000 shall be available for Susan Harwood train-
25 ing grants.

1 MINE SAFETY AND HEALTH ADMINISTRATION
2 SALARIES AND EXPENSES
3 (INCLUDING TRANSFER OF FUNDS)

4 For necessary expenses for the Mine Safety and
5 Health Administration, \$380,721,000, including purchase
6 and bestowal of certificates and trophies in connection
7 with mine rescue and first-aid work, and the hire of pas-
8 senger motor vehicles, including up to \$2,000,000 for
9 mine rescue and recovery activities; in addition, not to ex-
10 ceed \$750,000 may be collected by the National Mine
11 Health and Safety Academy for room, board, tuition, and
12 the sale of training materials, otherwise authorized by law
13 to be collected, to be available for mine safety and health
14 education and training activities, notwithstanding 31
15 U.S.C. 3302; in addition, the Mine Safety and Health Ad-
16 ministration is authorized to collect and retain up to
17 \$2,499,000 from fees collected for the approval and cer-
18 tification of equipment, materials, and explosives for use
19 in mines, and may utilize such sums for such activities,
20 notwithstanding 31 U.S.C. 3302; in addition, the Mine
21 Safety and Health Administration is authorized to collect
22 and retain fees for services related to the analysis of rock
23 dust samples, and may utilize such sums to administer
24 such activities, notwithstanding 31 U.S.C. 3302; the Sec-
25 retary is authorized to accept lands, buildings, equipment,

1 and other contributions from public and private sources
2 and to prosecute projects in cooperation with other agen-
3 cies, Federal, State, or private; the Mine Safety and
4 Health Administration is authorized to promote health
5 and safety education and training in the mining commu-
6 nity through cooperative programs with States, industry,
7 and safety associations; the Secretary is authorized to rec-
8 ognize the Joseph A. Holmes Safety Association as a prin-
9 cipal safety association and, notwithstanding any other
10 provision of law, may provide funds and, with or without
11 reimbursement, personnel, including service of Mine Safe-
12 ty and Health Administration officials as officers in local
13 chapters or in the national organization; any funds avail-
14 able to the Department of Labor may be used, with the
15 approval of the Secretary, to provide for the costs of mine
16 rescue and survival operations in the event of a major dis-
17 aster; and the Secretary may reallocate among the items
18 funded under this heading up to \$3,000,000 to support
19 inspections or investigations pursuant to section 103 of
20 the Federal Mine Safety and Health Act of 1977: *Pro-*
21 *vided*, That the Secretary may transfer such sums as may
22 be necessary to “Departmental Management” for the Of-
23 fice of the Solicitor move related to the relocation of the
24 Mine Safety and Health Administration headquarters.

1 BUREAU OF LABOR STATISTICS

2 SALARIES AND EXPENSES

3 For necessary expenses for the Bureau of Labor Sta-
4 tistics, including advances or reimbursements to State,
5 Federal, and local agencies and their employees for serv-
6 ices rendered, \$542,811,000, together with not to exceed
7 \$67,041,000 which may be expended from the Employ-
8 ment Security Administration account in the Unemploy-
9 ment Trust Fund.

10 OFFICE OF DISABILITY EMPLOYMENT POLICY

11 SALARIES AND EXPENSES

12 For necessary expenses for the Office of Disability
13 Employment Policy to provide leadership, develop policy
14 and initiatives, and award grants furthering the objective
15 of eliminating barriers to the training and employment of
16 people with disabilities, \$42,432,000.

17 DEPARTMENTAL MANAGEMENT

18 SALARIES AND EXPENSES

19 (INCLUDING TRANSFER OF FUNDS)

20 For necessary expenses for Departmental Manage-
21 ment, including the hire of three passenger motor vehicles,
22 \$346,359,000, together with not to exceed \$326,000,
23 which may be expended from the Employment Security
24 Administration account in the Unemployment Trust
25 Fund: *Provided*, That \$66,375,000 for the Bureau of

1 International Labor Affairs shall be available for obliga-
2 tion through December 31, 2014: *Provided further*, That
3 funds available to the Bureau of International Labor Af-
4 fairs may be used to administer or operate international
5 labor activities, bilateral and multilateral technical assist-
6 ance, and microfinance programs, by or through contracts,
7 grants, subgrants and other arrangements: *Provided fur-*
8 *ther*, That not more than \$59,887,000 shall be for pro-
9 grams to combat exploitative child labor internationally
10 and not less than \$6,488,000 shall be used to implement
11 model programs that address worker rights issues through
12 technical assistance in countries with which the United
13 States has free trade agreements or trade preference pro-
14 grams: *Provided further*, That \$8,467,000 shall be used
15 for program evaluation and shall be available for obliga-
16 tion through September 30, 2015: *Provided further*, That
17 funds available for program evaluation may be transferred
18 to any other appropriate account in the Department for
19 such purpose: *Provided further*, That the funds available
20 to the Women's Bureau may be used for grants to serve
21 and promote the interests of women in the workforce.

22 VETERANS EMPLOYMENT AND TRAINING

23 Not to exceed \$262,333,000 may be derived from the
24 Employment Security Administration account in the Un-
25 employment Trust Fund to carry out the provisions of

1 chapters 41, 42, and 43 of title 38, United States Code,
2 of which:

3 (1) \$203,081,000 is for Jobs for Veterans State
4 grants under 38 U.S.C. 4102A(b)(5) to support dis-
5 abled veterans' outreach program specialists under
6 section 4103A of such title and local veterans' em-
7 ployment representatives under section 4104(b) of
8 such title, and for the expenses described in section
9 4102A(b)(5)(C), which shall be available for obliga-
10 tion by the States through December 31, 2014: *Pro-*
11 *vided*, That, in addition, such funds may be used to
12 support such specialists and representatives in the
13 provision of services to transitioning members of the
14 Armed Forces who have participated in the Transi-
15 tion Assistance Program and have been identified as
16 in need of intensive services, to members of the
17 Armed Forces who are wounded, ill, or injured and
18 receiving treatment in military treatment facilities or
19 warrior transition units, and to the spouses or other
20 family caregivers of such wounded, ill, or injured
21 members;

22 (2) \$14,000,000 if for carrying out the Transi-
23 tion Assistance Program under 38 U.S.C. 4113 and
24 10 U.S.C. 1144;

1 (3) \$41,838,000 is for Federal administration
2 of chapters 41, 42, and 43 of title 38, United States
3 Code; and

4 (4) \$3,414,000 is for the National Veterans'
5 Employment and Training Services Institute under
6 38 U.S.C. 4109:

7 *Provided further*, That the Secretary may reallocate
8 among the appropriations provided under paragraphs (1)
9 through (4) above an amount not to exceed 3 percent of
10 the appropriation from which such reallocation is made.

11 In addition, from the General Fund of the Treasury,
12 \$38,185,000 is for carrying out the Homeless Veterans
13 Reintegration Programs under 38 U.S.C. 2021.

14 IT MODERNIZATION

15 For necessary expenses for Department of Labor cen-
16 tralized infrastructure technology investment activities re-
17 lated to support systems and modernization, \$19,775,000.

18 OFFICE OF INSPECTOR GENERAL

19 For salaries and expenses of the Office of Inspector
20 General in carrying out the provisions of the Inspector
21 General Act of 1978, \$77,634,000, together with not to
22 exceed \$5,886,000 which may be expended from the Em-
23 ployment Security Administration account in the Unem-
24 ployment Trust Fund.

1 GENERAL PROVISIONS

2 SEC. 101. None of the funds appropriated by this Act
3 for the Job Corps shall be used to pay the salary and bo-
4 nuses of an individual, either as direct costs or any prora-
5 tion as an indirect cost, at a rate in excess of Executive
6 Level II.

7 (TRANSFER OF FUNDS)

8 SEC. 102. Not to exceed 1 percent of any discre-
9 tionary funds (pursuant to the Balanced Budget and
10 Emergency Deficit Control Act of 1985) which are appro-
11 priated for the current fiscal year for the Department of
12 Labor in this Act may be transferred between a program,
13 project, or activity, but no such program, project, or activ-
14 ity shall be increased by more than 3 percent by any such
15 transfer: *Provided*, That the transfer authority granted by
16 this section shall not be used to create any new program
17 or to fund any project or activity for which no funds are
18 provided in this Act: *Provided further*, That the Commit-
19 tees on Appropriations of the House of Representatives
20 and the Senate are notified at least 15 days in advance
21 of any transfer.

22 SEC. 103. In accordance with Executive Order
23 13126, none of the funds appropriated or otherwise made
24 available pursuant to this Act shall be obligated or ex-
25 pended for the procurement of goods mined, produced,

1 manufactured, or harvested or services rendered, in whole
2 or in part, by forced or indentured child labor in industries
3 and host countries already identified by the United States
4 Department of Labor prior to enactment of this Act.

5 SEC. 104. None of the funds made available to the
6 Department of Labor for grants under section 414(c) of
7 the American Competitiveness and Workforce Improve-
8 ment Act of 1998 may be used for any purpose other than
9 competitive grants for training in the occupations and in-
10 dustries for which employers are using H-1B visas to hire
11 foreign workers, and the related activities necessary to
12 support such training.

13 SEC. 105. None of the funds made available by this
14 Act under the heading “Employment and Training Ad-
15 ministration” shall be used by a recipient or subrecipient
16 of such funds to pay the salary and bonuses of an indi-
17 vidual, either as direct costs or indirect costs, at a rate
18 in excess of Executive Level II. This limitation shall not
19 apply to vendors providing goods and services as defined
20 in Office of Management and Budget Circular A-133.
21 Where States are recipients of such funds, States may es-
22 tablish a lower limit for salaries and bonuses of those re-
23 ceiving salaries and bonuses from subrecipients of such
24 funds, taking into account factors including the relative
25 cost-of-living in the State, the compensation levels for

1 comparable State or local government employees, and the
2 size of the organizations that administer Federal pro-
3 grams involved including Employment and Training Ad-
4 ministration programs. Notwithstanding this section, the
5 limitation on salaries for the Job Corps shall continue to
6 be governed by section 101.

7 SEC. 106. The Secretary shall take no action to
8 amend, through regulatory or administration action, the
9 definition established in section 667.220 of title 20 of the
10 Code of Federal Regulations for functions and activities
11 under title I of WIA, or to modify, through regulatory or
12 administrative action, the procedure for redesignation of
13 local areas as specified in subtitle B of title I of that Act
14 (including applying the standards specified in section
15 116(a)(3)(B) of that Act, but notwithstanding the time
16 limits specified in section 116(a)(3)(B) of that Act), until
17 such time as legislation reauthorizing the Act is enacted.
18 Nothing in the preceding sentence shall permit or require
19 the Secretary to withdraw approval for such redesignation
20 from a State that received the approval not later than Oc-
21 tober 12, 2005, or to revise action taken or modify the
22 redesignation procedure being used by the Secretary in
23 order to complete such redesignation for a State that initi-
24 ated the process of such redesignation by submitting any

1 request for such redesignation not later than October 26,
2 2005.

3 (INCLUDING TRANSFER OF FUNDS)

4 SEC. 107. Notwithstanding section 102, the Sec-
5 retary may transfer funds made available to the Employ-
6 ment and Training Administration by this Act, either di-
7 rectly or through a set-aside, for technical assistance serv-
8 ices to grantees to “Program Administration” when it is
9 determined that those services will be more efficiently per-
10 formed by Federal employees: *Provided*, That this section
11 shall not apply to section 173A(f)(2) of the WIA.

12 (INCLUDING TRANSFER OF FUNDS)

13 SEC. 108. (a) The Secretary may reserve not more
14 than 0.5 percent from each appropriation made available
15 in this Act identified in subsection (b) in order to carry
16 out evaluations of any of the programs or activities that
17 are funded under such accounts. Any funds reserved under
18 this section shall be transferred to “Departmental Man-
19 agement” for use by the Office of the Chief Evaluation
20 Officer within the Department of Labor, and shall be
21 available for obligation through September 30, 2015: *Pro-*
22 *vided*, That such funds shall only be available if the Chief
23 Evaluation Officer of the Department of Labor submits
24 a plan to the Committees on Appropriations of the House

1 of Representatives and the Senate describing the evalua-
2 tions to be carried out 15 days in advance of any transfer.

3 (b) The accounts referred to in subsection (a) are:
4 “Training and Employment Services”, “Office of Job
5 Corps”, “Community Service Employment for Older
6 Americans”, “State Unemployment Insurance and Em-
7 ployment Service Operations”, “Employee Benefits Secu-
8 rity Administration”, “Office of Workers’ Compensation
9 Programs”, “Wage and Hour Division”, “Office of Fed-
10 eral Contract Compliance Programs”, “Office of Labor
11 Management Standards”, “Occupational Safety and
12 Health Administration”, “Mine Safety and Health Admin-
13 istration”, funding made available to the “Bureau of
14 International Affairs” and “Women’s Bureau” within the
15 “Departmental Management, Salaries and Expenses” ac-
16 count, and “Veterans Employment and Training”.

17 SEC. 109. (a) Of the funds appropriated under sec-
18 tion 272(b) of the Trade Act of 1974 for fiscal year 2014,
19 the Secretary may reserve no more than 3 percent of such
20 funds to conduct evaluations and provide technical assist-
21 ance relating to the activities carried out under section
22 271 of such Act, including activities carried out under
23 such section supported by the appropriations provided for
24 fiscal years 2011 through 2013.

1 (b) Institutions of higher education awarded grants
 2 under section 271 of the Trade Act of 1974 may award
 3 subgrants to other institutions of higher education that
 4 meet the definition of “eligible institution” under section
 5 271(b)(1)(A) of such Act, subject to the conditions appli-
 6 cable to such grants.

7 TRANSFER OF COMPTROLLER GENERAL AUTHORITIES

8 SEC. 110. (a) AUTHORITY OF COMPTROLLER GEN-
 9 ERAL TO PAY WAGES AND LIST CONTRACTORS VIO-
 10 LATING CONTRACTS.—40 U.S.C. 3144, is amended—

11 (1) in the title, by striking “of Comptroller
 12 General”; and

13 (2) in subsection (a)(1), by striking “The
 14 Comptroller General” and inserting “The Secretary
 15 of Labor”.

16 (b) REPORT OF VIOLATIONS AND WITHHOLDING OF
 17 AMOUNTS FOR UNPAID WAGES AND LIQUIDATED DAM-
 18 AGES.—40 U.S.C. 3703, is amended in subsection (b)(3),
 19 by—

20 (1) striking “The Comptroller General” in the
 21 first sentence and inserting “The Secretary of
 22 Labor”; and

23 (2) striking “the Comptroller General” in the
 24 second sentence and inserting “the Secretary of
 25 Labor”.

1 SEC. 111. (a) Section 5315 of title 5, United States
2 Code, is amended after the item relating to the Assistant
3 Secretaries of Labor by inserting “Administrator, Wage
4 and Hour Division, Department of Labor.”

5 (b) Section 5316, title 5, United States Code, is
6 amended by striking “Administrator, Wage and Hour and
7 Public Contracts Division, Department of Labor.”

8 SEC. 112. (a) FLEXIBILITY WITH RESPECT TO THE
9 CROSSING OF H-2B NONIMMIGRANTS WORKING IN THE
10 SEAFOOD INDUSTRY.—

11 (1) IN GENERAL.—Subject to paragraph (2), if
12 a petition for H-2B nonimmigrants filed by an em-
13 ployer in the seafood industry is granted, the em-
14 ployer may bring the nonimmigrants described in
15 the petition into the United States at any time dur-
16 ing the 120-day period beginning on the start date
17 for which the employer is seeking the services of the
18 nonimmigrants without filing another petition.

19 (2) REQUIREMENTS FOR CROSSINGS AFTER
20 90TH DAY.—An employer in the seafood industry
21 may not bring H-2B nonimmigrants into the United
22 States after the date that is 90 days after the start
23 date for which the employer is seeking the services
24 of the nonimmigrants unless the employer—

1 (A) completes a new assessment of the
2 local labor market by—

3 (i) listing job orders in local news-
4 papers on 2 separate Sundays; and

5 (ii) posting the job opportunity on the
6 appropriate Department of Labor Elec-
7 tronic Job Registry and at the employer's
8 place of employment; and

9 (B) offers the job to an equally or better
10 qualified United States worker who—

11 (i) applies for the job; and

12 (ii) will be available at the time and
13 place of need.

14 (3) EXEMPTION FROM RULES WITH RESPECT
15 TO STAGGERING.—The Secretary of Labor shall not
16 consider an employer in the seafood industry who
17 brings H-2B nonimmigrants into the United States
18 during the 120-day period specified in paragraph (1)
19 to be staggering the date of need in violation of sec-
20 tion 655.20(d) of title 20, Code of Federal Regula-
21 tions, or any other applicable provision of law.

22 (b) H-2B NONIMMIGRANTS DEFINED.—In this sec-
23 tion, the term “H-2B nonimmigrants” means aliens ad-
24 mitted to the United States pursuant to section

1 101(a)(15)(H)(ii)(B) of the Immigration and Nationality
2 Act (8 U.S.C. 1101(a)(15)(H)(ii)(B)).

3 (c) CONSULTATION AND DELEGATION AUTHORITY.—

4 (1) IN GENERAL.—Section 214(c) of the Immi-
5 gration and Nationality Act (8 U.S.C. 1184(c)) is
6 amended—

7 (A) in paragraph (1), by adding at the end
8 the following: “In this subsection, the term
9 ‘consultation’ includes, with respect to non-
10 immigrants described in section
11 101(a)(15)(H)(ii)(B), the authority of the Sec-
12 retary of Labor to issue labor market deter-
13 minations, including temporary labor certifi-
14 cations, and to establish regulations and policies
15 for such issuance, including determining the ap-
16 propriate prevailing wage rates for occupations
17 in which such nonimmigrants will be em-
18 ployed.”; and

19 (B) in paragraph (14)(B) (8 U.S.C.
20 1184(c)(14)(B)) is amended by striking “sub-
21 paragraph (A)(i)” and inserting “subparagraph
22 (A)”.

23 (2) EFFECTIVE DATE.—The amendment made
24 by paragraph (1)(A) shall apply to the promulgation
25 of regulations, the issuance of labor market deter-

1 minations, and other actions carried out by the Sec-
2 retary of Labor and the Secretary of Homeland Se-
3 curity before, on, or after the date of the enactment
4 of this Act.

5 (d) RULE OF CONSTRUCTION.—Nothing in the
6 amendments made by this section may be construed to
7 limit or modify any other authority provided or exercised
8 under section 214(c) of the Immigration and Nationality
9 Act (8 U.S.C. 1184(c)) or any other law governing the
10 authority of the Secretary of Homeland Security, the Sec-
11 retary of Labor, or any other officer or employee of the
12 Federal Government.

13 DIRECTIVE FOR THE SECRETARY OF LABOR

14 SEC. 113. In an investigation by the Department of
15 substantial violations related to the admission of non-
16 immigrants described in section 101(a)(15)(H)(ii)(a) of
17 the Immigration and Nationality Act, if the employer of
18 such nonimmigrants demonstrates, by a preponderance of
19 the evidence, that an agent of the employer engaged in
20 fraud or misrepresentation to the Department that was
21 outside the scope of the authority conferred by the em-
22 ployer, the Secretary is authorized—

23 (1) to exclude the employer of such non-
24 immigrants from debarment proceedings under sec-
25 tion 655.118 of title 20, Code of Federal Regula-

1 tions, which were commenced on or after January 1,
2 2013; and

3 (2) to initiate or continue debarment pro-
4 ceedings against the agent who engaged in such
5 fraud or misrepresentation.

6 This title may be cited as the “Department of Labor
7 Appropriations Act, 2014”.

8 TITLE II

9 DEPARTMENT OF HEALTH AND HUMAN

10 SERVICES

11 HEALTH RESOURCES AND SERVICES ADMINISTRATION

12 PRIMARY HEALTH CARE

13 For carrying out titles II and III of the Public Health
14 Service Act (referred to in this Act as the “PHS Act”)
15 with respect to primary health care and the Native Hawai-
16 ian Health Care Act of 1988, \$1,574,646,000: *Provided*,
17 That no more than \$40,000 shall be available until ex-
18 pended for carrying out the provisions of section 224(o)
19 of the PHS Act, including associated administrative ex-
20 penses and relevant evaluations: *Provided further*, That no
21 more than \$94,893,000 shall be available until expended
22 for carrying out the provisions of Public Law 104–73 and
23 for expenses incurred by the Department of Health and
24 Human Services (referred to in this Act as “HHS”) per-
25 taining to administrative claims made under such law:

1 *Provided further*, That all funds provided for Health Cen-
2 ters program, as defined by section 330 of the PHS Act,
3 by this Act or any other Act for fiscal year 2014 shall
4 be obligated by the Secretary of Health and Human Serv-
5 ices (referred to in this title as “Secretary”) by September
6 30, 2014, of which not less than \$142,000,000 shall be
7 made available as base grant adjustments and of which
8 not less than \$700,000,000 shall be used to support new
9 access points including approved and unfunded applica-
10 tions from fiscal year 2013, grants to expand medical serv-
11 ices, behavioral health, oral health, pharmacy, and vision
12 services, and costs associated with the HHS administra-
13 tion of these grants.

14 HEALTH WORKFORCE

15 For carrying out titles III, VII, and VIII of the PHS
16 Act with respect to the health workforce, section 1128E
17 of the Social Security Act, and the Health Care Quality
18 Improvement Act of 1986, \$773,190,000: *Provided*, That
19 sections 340G–1(b), 747(c)(2), 751(j)(2), 762(k), and the
20 proportional funding amounts in paragraphs (1) through
21 (4) of section 756(e) of the PHS Act shall not apply to
22 funds made available under this heading: *Provided further*,
23 That for any program operating under section 751 of the
24 PHS Act on or before January 1, 2009, the Secretary may
25 hereafter waive any of the requirements contained in sec-

1 tions 751(d)(2)(A) and 751(d)(2)(B) of such Act for the
2 full project period of a grant under such section: *Provided*
3 *further*, That in addition to fees authorized by section
4 427(b) of the Health Care Quality Improvement Act of
5 1986, fees shall be collected for the full disclosure of infor-
6 mation under such Act sufficient to recover the full costs
7 of operating the National Practitioner Data Bank and
8 shall remain available until expended to carry out that
9 Act: *Provided further*, That fees collected for the full dis-
10 closure of information under the “Health Care Fraud and
11 Abuse Data Collection Program”, authorized by section
12 1128E(d)(2) of the Social Security Act, shall be sufficient
13 to recover the full costs of operating the program, and
14 shall remain available until expended to carry out that
15 Act: *Provided further*, That fees collected for the disclosure
16 of information under the information reporting require-
17 ment program authorized by section 1921 of the Social
18 Security Act shall be sufficient to recover the full costs
19 of operating the program and shall remain available until
20 expended to carry out that Act: *Provided further*, That
21 funds transferred to this account to carry out section 846
22 and subpart 3 of part D of title III of the PHS Act may
23 be used to make prior year adjustments to awards made
24 under such sections.

1 of the PHS Act to fund Special Projects of National Sig-
2 nificance under section 2691.

3 HEALTH CARE SYSTEMS

4 For carrying out titles III and XII of the PHS Act
5 with respect to health care systems, and the Stem Cell
6 Therapeutic and Research Act of 2005, \$103,515,000, of
7 which \$128,000 shall be available until expended for facili-
8 ties renovations at the Gillis W. Long Hansen's Disease
9 Center: *Provided*, That the Secretary may collect a fee of
10 0.1 percent of each purchase of 340B drugs from entities
11 participating in the Drug Pricing Program pursuant to
12 section 340B of the PHS Act to pay for the operating
13 costs of such program: *Provided further*, That fees pursu-
14 ant to the 340B Drug Pricing Program shall be collected
15 by the Secretary based on sales data that shall be sub-
16 mitted by drug manufacturers and shall be credited to this
17 account, to remain available until expended.

18 RURAL HEALTH

19 For carrying out titles III and IV of the PHS Act
20 with respect to rural health, section 427(a) of the Federal
21 Coal Mine Health and Safety Act, the Cardiac Arrest Sur-
22 vival Act of 2000, and sections 711 and 1820 of the Social
23 Security Act, \$141,798,000, of which \$40,958,000 from
24 general revenues, notwithstanding section 1820(j) of the
25 Social Security Act, shall be available for carrying out the

1 Medicare rural hospital flexibility grants program: *Pro-*
2 *vided*, That of the funds made available under this heading
3 for Medicare rural hospital flexibility grants, \$14,942,000
4 shall be available for the Small Rural Hospital Improve-
5 ment Grant Program for quality improvement and adop-
6 tion of health information technology and up to
7 \$1,000,000 shall be to carry out section 1820(g)(6) of the
8 Social Security Act, with funds provided for grants under
9 section 1820(g)(6) available for the purchase and imple-
10 mentation of telehealth services, including pilots and dem-
11 onstrations on the use of electronic health records to co-
12 ordinate rural veterans care between rural providers and
13 the Department of Veterans Affairs electronic health
14 record system: *Provided further*, That notwithstanding
15 section 338J(k) of the PHS Act, \$10,016,000 shall be
16 available for State Offices of Rural Health.

17

FAMILY PLANNING

18 For carrying out the program under title X of the
19 PHS Act to provide for voluntary family planning
20 projects, \$327,402,000: *Provided*, That amounts provided
21 to said projects under such title shall not be expended for
22 abortions, that all pregnancy counseling shall be nondirec-
23 tive, and that such amounts shall not be expended for any
24 activity (including the publication or distribution of lit-
25 erature) that in any way tends to promote public support

1 or opposition to any legislative proposal or candidate for
2 public office.

3 PROGRAM MANAGEMENT

4 For program support in the Health Resources and
5 Services Administration, \$161,794,000: *Provided*, That
6 funds made available under this heading may be used to
7 supplement program support funding provided under the
8 headings “Primary Health Care”, “Health Workforce”,
9 “Maternal and Child Health”, “Ryan White HIV/AIDS
10 Program”, “Health Care Systems”, and “Rural Health”.

11 HEALTH EDUCATION ASSISTANCE LOANS PROGRAM

12 ACCOUNT

13 Such sums as may be necessary to carry out the pur-
14 pose of the program, as authorized by title VII of the PHS
15 Act. For administrative expenses to carry out the guaran-
16 teed loan program, including section 709 of the PHS Act,
17 \$2,807,000.

18 VACCINE INJURY COMPENSATION PROGRAM TRUST FUND

19 For payments from the Vaccine Injury Compensation
20 Program Trust Fund (the “Trust Fund”), such sums as
21 may be necessary for claims associated with vaccine-re-
22 lated injury or death with respect to vaccines administered
23 after September 30, 1988, pursuant to subtitle 2 of title
24 XXI of the PHS Act, to remain available until expended:
25 *Provided*, That for necessary administrative expenses, not

1 to exceed \$6,464,000 shall be available from the Trust
2 Fund to the Secretary.

3 CENTERS FOR DISEASE CONTROL AND PREVENTION

4 IMMUNIZATION AND RESPIRATORY DISEASES

5 For carrying out titles II, III, XVII, and XXI, and
6 section 2821 of the PHS Act, titles II and IV of the Immi-
7 gration and Nationality Act, and section 501 of the Ref-
8 ugee Education Assistance Act, with respect to immuniza-
9 tion and respiratory diseases, \$575,095,000: *Provided*,
10 That in addition to amounts provided herein, \$12,864,000
11 shall be available from amounts available under section
12 241 of the PHS Act to carry out the National Immuniza-
13 tion Surveys.

14 HIV/AIDS, VIRAL HEPATITIS, SEXUALLY TRANSMITTED

15 DISEASES, AND TUBERCULOSIS PREVENTION

16 For carrying out titles II, III, XVII, XXIII, and
17 XXVI of the PHS Act with respect to HIV/AIDS, viral
18 hepatitis, sexually transmitted diseases, and tuberculosis
19 prevention, \$1,097,823,000.

20 EMERGING AND ZOOONOTIC INFECTIOUS DISEASES

21 For carrying out titles II, III, and XVII, and section
22 2821 of the PHS Act, titles II and IV of the Immigration
23 and Nationality Act, and section 501 of the Refugee Edu-
24 cation Assistance Act, with respect to emerging and
25 zoonotic infectious diseases, \$283,237,000, of which

1 \$1,000,000 shall remain available until expended for costs
2 related to persons quarantined or isolated pursuant to
3 Federal quarantine orders.

4 CHRONIC DISEASE PREVENTION AND HEALTH
5 PROMOTION

6 For carrying out titles II, III, XI, XV, XVII, and
7 XIX of the PHS Act with respect to chronic disease pre-
8 vention and health promotion, \$774,831,000: *Provided*,
9 That the proportional funding requirements under section
10 1503(a) of the PHS Act shall not apply to funds made
11 available under this heading: *Provided further*, That funds
12 appropriated under this account may be available for mak-
13 ing grants under section 1509 of the PHS Act for not
14 less than 21 States, tribes, or tribal organizations.

15 BIRTH DEFECTS, DEVELOPMENTAL DISABILITIES,
16 DISABILITIES AND HEALTH

17 For carrying out titles II, III, XI, and XVII of the
18 PHS Act with respect to birth defects, developmental dis-
19 abilities, disabilities and health, \$123,483,000.

20 PUBLIC HEALTH SCIENTIFIC SERVICES

21 For carrying out titles II, III, and XVII of the PHS
22 Act with respect to health statistics, surveillance,
23 informatics, and workforce development, \$143,726,000:
24 *Provided*, That in addition to amounts provided herein,
25 \$247,769,000 shall be available from amounts available

1 under section 241 of the PHS Act to carry out public
2 health scientific services.

3 ENVIRONMENTAL HEALTH

4 For carrying out titles II, III, and XVII of the PHS
5 Act with respect to environmental health, \$113,827,000.

6 INJURY PREVENTION AND CONTROL

7 For carrying out titles II, III, and XVII of the PHS
8 Act with respect to injury prevention and control,
9 \$162,456,000: *Provided*, That funds appropriated under
10 this heading may be used to fund evaluation, research, and
11 pilot programs for sexual violence prevention programs.

12 OCCUPATIONAL SAFETY AND HEALTH

13 For carrying out titles II, III, and XVII of the PHS
14 Act, sections 101, 102, 103, 201, 202, 203, 301, 501, and
15 514 of the Federal Mine Safety and Health Act, section
16 13 of the Mine Improvement and New Emergency Re-
17 sponse Act, and sections 20, 21, and 22 of the Occupa-
18 tional Safety and Health Act, with respect to occupational
19 safety and health, \$181,551,000: *Provided*, That in addi-
20 tion to amounts provided herein, \$110,724,000 shall be
21 available from amounts available under section 241 of the
22 PHS Act.

1 ENERGY EMPLOYEES OCCUPATIONAL ILLNESS
2 COMPENSATION PROGRAM

3 For necessary expenses to administer the Energy
4 Employees Occupational Illness Compensation Program
5 Act, \$55,358,000, to remain available until expended: *Pro-*
6 *vided*, That this amount shall be available consistent with
7 the provision regarding administrative expenses in section
8 151(b) of division B, title I of Public Law 106–554.

9 GLOBAL HEALTH

10 For carrying out titles II, III, and XVII of the PHS
11 Act with respect to global health, \$391,964,000, of which
12 \$116,883,000 for international HIV/AIDS shall remain
13 available through September 30, 2015, and of which
14 \$10,000,000 shall remain available through September
15 30, 2015, to support national public health institutes: *Pro-*
16 *vided*, That funds may be used for purchase and insurance
17 of official motor vehicles in foreign countries.

18 PUBLIC HEALTH PREPAREDNESS AND RESPONSE

19 For carrying out titles II, III, and XVII of the PHS
20 Act with respect to public health preparedness and re-
21 sponse, and for expenses necessary to support activities
22 related to countering potential biological, nuclear, radio-
23 logical, and chemical threats to civilian populations,
24 \$1,292,498,000, of which \$495,602,000 shall remain
25 available until expended for the Strategic National Stock-

1 pile: *Provided*, That in the event the Director of the CDC
2 activates the Emergency Operations Center, the Director
3 of the CDC may detail CDC staff without reimbursement
4 for up to 30 days to support the work of the CDC Emer-
5 gency Operations Center, so long as the Director provides
6 a notice to the Committees on Appropriations of the
7 House of Representatives and the Senate within 15 days
8 of the use of this authority and a full report within 30
9 days after use of this authority which includes the number
10 of staff and funding level broken down by the originating
11 center and number of days detailed: *Provided further*,
12 That in the previous proviso the annual reimbursement
13 cannot exceed \$3,000,000 across CDC.

14 CDC-WIDE ACTIVITIES AND PROGRAM SUPPORT

15 (INCLUDING TRANSFER OF FUNDS)

16 For carrying out titles II, III, XVII and XIX, and
17 section 2821 of the PHS Act and for cross-cutting activi-
18 ties and program support that supplement activities fund-
19 ed under the headings “Immunization and Respiratory
20 Diseases”, “HIV/AIDS, Viral Hepatitis, Sexually Trans-
21 mitted Diseases, and Tuberculosis Prevention”, “Emerg-
22 ing and Zoonotic Infectious Diseases”, “Chronic Disease
23 Prevention and Health Promotion”, “Birth Defects, De-
24 velopmental Disabilities, Disabilities and Health”, “Envi-
25 ronmental Health”, “Injury Prevention and Control”,

1 “Occupational Safety and Health”, “Energy Employees
2 Occupational Illness Compensation Program”, “Global
3 Health”, “Public Health Preparedness and Response”,
4 and “Public Health Scientific Services”, \$616,563,000, of
5 which \$394,004,000 shall be available until September 30,
6 2015, for business services and transfer to the Working
7 Capital Fund, and of which \$24,805,000 shall be available
8 until September 30, 2018, for acquisition of real property,
9 equipment, construction and renovation of facilities: *Pro-*
10 *vided*, That paragraphs (1) through (3) of subsection (b)
11 of section 2821 of the PHS Act shall not apply to funds
12 appropriated under this heading and in all other accounts
13 of the CDC: *Provided further*, That funds appropriated
14 under this heading and in all other accounts of CDC may
15 be used to support the purchase, hire, maintenance, and
16 operation of aircraft for use and support of the activities
17 of CDC: *Provided further*, That employees of CDC or the
18 Public Health Service, both civilian and commissioned of-
19 ficers, detailed to States, municipalities, or other organiza-
20 tions under authority of section 214 of the PHS Act, or
21 in overseas assignments, shall be treated as non-Federal
22 employees for reporting purposes only and shall not be in-
23 cluded within any personnel ceiling applicable to the Agen-
24 cy, Service, or HHS during the period of detail or assign-
25 ment: *Provided further*, That CDC may use up to \$10,000

1 from amounts appropriated to CDC in this Act for official
2 reception and representation expenses when specifically
3 approved by the Director of CDC: *Provided further*, That
4 in addition, such sums as may be derived from authorized
5 user fees, which shall be credited to the appropriation
6 charged with the cost thereof: *Provided further*, That with
7 respect to the previous proviso, authorized user fees from
8 the Vessel Sanitation Program shall be available through
9 September 30, 2015: *Provided further*, That of the funds
10 made available under this heading and in all other ac-
11 counts of CDC, up to \$1,000 per eligible employee of CDC
12 shall be made available until expended for Individual
13 Learning Accounts: *Provided further*, That to facilitate the
14 implementation of the permanent Working Capital Fund
15 (“WCF”) authorized under this heading in division F of
16 Public Law 112–74, on or after October 1, 2013, unobli-
17 gated balances of amounts appropriated for business serv-
18 ices for fiscal year 2013 shall be transferred to the WCF:
19 *Provided further*, That on or after October 1, 2013, CDC
20 shall transfer amounts available for business services to
21 other CDC appropriations consistent with the benefit each
22 appropriation received from the business services appro-
23 priation in fiscal year 2013: *Provided further*, That once
24 the WCF is implemented in fiscal year 2014, assets pur-
25 chased in any prior fiscal year with funds appropriated

1 for or reimbursed to business services may be transferred
2 to the WCF and customers billed for depreciation of those
3 assets: *Provided further*, That CDC shall, consistent with
4 the authorities provided in 42 U.S.C. 231, ensure that the
5 WCF is used only for administrative support services and
6 not for programmatic activities: *Provided further*, That
7 CDC shall notify the Committees on Appropriations of the
8 House of Representatives and the Senate not later than
9 15 days prior to any transfers made with funds provided
10 under this heading.

11 NATIONAL INSTITUTES OF HEALTH

12 NATIONAL CANCER INSTITUTE

13 For carrying out section 301 and title IV of the PHS
14 Act with respect to cancer, \$5,091,885,000, of which up
15 to \$8,000,000 may be used for facilities repairs and im-
16 provements at the National Cancer Institute—Frederick
17 Federally Funded Research and Development Center in
18 Frederick, Maryland.

19 NATIONAL HEART, LUNG, AND BLOOD INSTITUTE

20 For carrying out section 301 and title IV of the PHS
21 Act with respect to cardiovascular, lung, and blood dis-
22 eases, and blood and blood products, \$3,077,916,000.

1 NATIONAL INSTITUTE OF DENTAL AND CRANIOFACIAL
2 RESEARCH

3 For carrying out section 301 and title IV of the PHS
4 Act with respect to dental and craniofacial diseases,
5 \$409,947,000.

6 NATIONAL INSTITUTE OF DIABETES AND DIGESTIVE AND
7 KIDNEY DISEASES

8 For carrying out section 301 and title IV of the PHS
9 Act with respect to diabetes and digestive and kidney dis-
10 ease, \$1,799,745,000.

11 NATIONAL INSTITUTE OF NEUROLOGICAL DISORDERS
12 AND STROKE

13 For carrying out section 301 and title IV of the PHS
14 Act with respect to neurological disorders and stroke,
15 \$1,631,703,000.

16 NATIONAL INSTITUTE OF ALLERGY AND INFECTIOUS
17 DISEASES

18 For carrying out section 301 and title IV of the PHS
19 Act with respect to allergy and infectious diseases,
20 \$4,548,383,000.

21 NATIONAL INSTITUTE OF GENERAL MEDICAL SCIENCES

22 For carrying out section 301 and title IV of the PHS
23 Act with respect to general medical sciences,
24 \$2,435,570,000: *Provided*, That not less than

1 \$275,957,000 is provided for the Institutional Develop-
2 ment Awards program.

3 EUNICE KENNEDY SHRIVER NATIONAL INSTITUTE OF
4 CHILD HEALTH AND HUMAN DEVELOPMENT

5 For carrying out section 301 and title IV of the PHS
6 Act with respect to child health and human development,
7 \$1,330,459,000.

8 NATIONAL EYE INSTITUTE

9 For carrying out section 301 and title IV of the PHS
10 Act with respect to eye diseases and visual disorders,
11 \$701,407,000.

12 NATIONAL INSTITUTE OF ENVIRONMENTAL HEALTH
13 SCIENCES

14 For carrying out section 301 and title IV of the PHS
15 Act with respect to environmental health sciences,
16 \$686,753,000.

17 NATIONAL INSTITUTE ON AGING

18 For carrying out section 301 and title IV of the PHS
19 Act with respect to aging, \$1,185,439,000.

20 NATIONAL INSTITUTE OF ARTHRITIS AND
21 MUSCULOSKELETAL AND SKIN DISEASES

22 For carrying out section 301 and title IV of the PHS
23 Act with respect to arthritis and musculoskeletal and skin
24 diseases, \$537,398,000.

1 NATIONAL INSTITUTE ON DEAFNESS AND OTHER
2 COMMUNICATION DISORDERS

3 For carrying out section 301 and title IV of the PHS
4 Act with respect to deafness and other communication dis-
5 orders, \$420,125,000.

6 NATIONAL INSTITUTE OF NURSING RESEARCH

7 For carrying out section 301 and title IV of the PHS
8 Act with respect to nursing research, \$145,272,000.

9 NATIONAL INSTITUTE ON ALCOHOL ABUSE AND
10 ALCOHOLISM

11 For carrying out section 301 and title IV of the PHS
12 Act with respect to alcohol abuse and alcoholism,
13 \$460,765,000.

14 NATIONAL INSTITUTE ON DRUG ABUSE

15 For carrying out section 301 and title IV of the PHS
16 Act with respect to drug abuse, \$1,064,490,000.

17 NATIONAL INSTITUTE OF MENTAL HEALTH

18 For carrying out section 301 and title IV of the PHS
19 Act with respect to mental health, \$1,456,041,000.

20 NATIONAL HUMAN GENOME RESEARCH INSTITUTE

21 For carrying out section 301 and title IV of the PHS
22 Act with respect to human genome research,
23 \$513,881,000.

1 NATIONAL INSTITUTE OF BIOMEDICAL IMAGING AND
2 BIOENGINEERING

3 For carrying out section 301 and title IV of the PHS
4 Act with respect to biomedical imaging and bioengineering
5 research, \$337,728,000.

6 NATIONAL CENTER FOR COMPLEMENTARY AND
7 ALTERNATIVE MEDICINE

8 For carrying out section 301 and title IV of the PHS
9 Act with respect to complementary and alternative medi-
10 cine, \$128,183,000.

11 NATIONAL INSTITUTE ON MINORITY HEALTH AND
12 HEALTH DISPARITIES

13 For carrying out section 301 and title IV of the PHS
14 Act with respect to minority health and health disparities
15 research, \$281,416,000.

16 JOHN E. FOGARTY INTERNATIONAL CENTER

17 For carrying out the activities of the John E. Fogarty
18 International Center (described in subpart 2 of part E of
19 title IV of the PHS Act), \$72,380,000.

20 NATIONAL CENTER FOR ADVANCING TRANSLATIONAL
21 SCIENCES

22 For carrying out section 301 and title IV of the PHS
23 Act with respect to translational sciences, \$661,264,000:
24 *Provided*, That up to \$50,000,000 shall be available to im-

1 plement section 480 of the PHS Act, relating to the Cures
2 Acceleration Network.

3 NATIONAL LIBRARY OF MEDICINE

4 For carrying out section 301 and title IV of the PHS
5 Act with respect to health information communications,
6 \$379,712,000, of which \$4,000,000 shall be available until
7 September 30, 2015, for improvement of information sys-
8 tems: *Provided*, That in fiscal year 2014, the National Li-
9 brary of Medicine may enter into personal services con-
10 tracts for the provision of services in facilities owned, oper-
11 ated, or constructed under the jurisdiction of the National
12 Institutes of Health (referred to in this title as “NIH”):
13 *Provided further*, That in addition to amounts provided
14 herein, \$8,200,000 shall be available from amounts avail-
15 able under section 241 of the PHS Act to carry out the
16 purposes of the National Information Center on Health
17 Services Research and Health Care Technology estab-
18 lished under section 478A of the PHS Act and related
19 health information services.

20 OFFICE OF THE DIRECTOR

21 For carrying out the responsibilities of the Office of
22 the Director, NIH, \$1,463,606,000, of which up to
23 \$25,000,000 shall be used to carry out section 213 of this
24 Act: *Provided*, That funding shall be available for the pur-
25 chase of not to exceed 29 passenger motor vehicles for re-

1 placement only: *Provided further*, That NIH is authorized
2 to collect third-party payments for the cost of clinical serv-
3 ices that are incurred in NIH research facilities and that
4 such payments shall be credited to the NIH Management
5 Fund: *Provided further*, That all funds credited to the
6 NIH Management Fund shall remain available for one fis-
7 cal year after the fiscal year in which they are deposited:
8 *Provided further*, That up to \$165,000,000 shall be avail-
9 able for continuation of the National Children’s Study
10 (“NCS”), except that not later than July 15, 2014, the
11 Director shall estimate the amount needed for the NCS
12 during fiscal year 2014, and any funds in excess of the
13 estimated need may be transferred by the NIH Director
14 within the Office of the Director or to NIH Institutes or
15 Centers for priority activities: *Provided further*, That
16 \$568,151,000 shall be available for the Common Fund es-
17 tablished under section 402A(e)(1) of the PHS Act: *Pro-*
18 *vided further*, That of the funds provided \$10,000 shall
19 be for official reception and representation expenses when
20 specifically approved by the Director of the NIH: *Provided*
21 *further*, That the Office of AIDS Research within the Of-
22 fice of the Director of the NIH may spend up to
23 \$8,000,000 to make grants for construction or renovation
24 of facilities as provided for in section 2354(a)(5)(B) of the
25 PHS Act.

1 BUILDINGS AND FACILITIES

2 For the study of, construction or demolition of, ren-
3 ovation of, and acquisition of equipment for, facilities of
4 or used by NIH, including the acquisition of real property,
5 \$125,308,000, to remain available until September 30,
6 2018.

7 SUBSTANCE ABUSE AND MENTAL HEALTH SERVICES

8 ADMINISTRATION

9 MENTAL HEALTH

10 For carrying out titles III, V, and XIX of the PHS
11 Act with respect to mental health, and the Protection and
12 Advocacy for Individuals with Mental Illness Act,
13 \$1,038,243,000: *Provided*, That notwithstanding section
14 520A(f)(2) of the PHS Act, no funds appropriated for car-
15 rying out section 520A shall be available for carrying out
16 section 1971 of the PHS Act: *Provided further*, That in
17 addition to amounts provided herein, \$21,039,000 shall be
18 available under section 241 of the PHS Act to carry out
19 subpart I of part B of title XIX of the PHS Act to fund
20 section 1920(b) technical assistance, national data, data
21 collection and evaluation activities, and further that the
22 total available under this Act for section 1920(b) activities
23 shall not exceed 5 percent of the amounts appropriated
24 for subpart I of part B of title XIX: *Provided further*, That
25 section 520E(b)(2) of the PHS Act shall not apply to

1 funds appropriated under this Act for fiscal year 2014:
2 *Provided further*, That of the amount appropriated under
3 this heading, \$46,000,000 shall be for the National Child
4 Traumatic Stress Initiative as described in section 582 of
5 the PHS Act: *Provided further*, That States shall expend
6 at least 5 percent of the amount each receives for carrying
7 out section 1911 of the PHS Act to support evidence-
8 based programs that address the needs of individuals with
9 early serious mental illness, including psychotic disorders,
10 regardless of the age of the individual at onset.

11 SUBSTANCE ABUSE TREATMENT

12 For carrying out titles III, V, and XIX of the PHS
13 Act with respect to substance abuse treatment and section
14 1922(a) of the PHS Act with respect to substance abuse
15 prevention, \$2,047,107,000: *Provided*, That in addition to
16 amounts provided herein, the following amounts shall be
17 available under section 241 of the PHS Act: (1)
18 \$79,200,000 to carry out subpart II of part B of title XIX
19 of the PHS Act to fund section 1935(b) technical assist-
20 ance, national data, data collection and evaluation activi-
21 ties, and further that the total available under this Act
22 for section 1935(b) activities shall not exceed 5 percent
23 of the amounts appropriated for subpart II of part B of
24 title XIX; and (2) \$2,000,000 to evaluate substance abuse
25 treatment programs.

1 SUBSTANCE ABUSE PREVENTION

2 For carrying out titles III and V of the PHS Act
3 with respect to substance abuse prevention, \$175,631,000.

4 HEALTH SURVEILLANCE AND PROGRAM SUPPORT

5 For program support and cross-cutting activities that
6 supplement activities funded under the headings “Mental
7 Health”, “Substance Abuse Treatment”, and “Substance
8 Abuse Prevention” in carrying out titles III, V, and XIX
9 of the PHS Act and the Protection and Advocacy for Indi-
10 viduals with Mental Illness Act in the Substance Abuse
11 and Mental Health Services Administration,
12 \$136,296,000: *Provided*, That in addition to amounts pro-
13 vided herein, \$30,428,000 shall be available under section
14 241 of the PHS Act to supplement funds available to
15 carry out national surveys on drug abuse and mental
16 health, to collect and analyze program data, and to con-
17 duct public awareness and technical assistance activities:
18 *Provided further*, That, in addition, fees may be collected
19 for the costs of publications, data, data tabulations, and
20 data analysis completed under title V of the PHS Act and
21 provided to a public or private entity upon request, which
22 shall be credited to this appropriation and shall remain
23 available until expended for such purposes: *Provided fur-*
24 *ther*, That funds made available under this heading may
25 be used to supplement program support funding provided

1 under the headings “Mental Health”, “Substance Abuse
2 Treatment”, and “Substance Abuse Prevention”.

3 AGENCY FOR HEALTHCARE RESEARCH AND QUALITY

4 HEALTHCARE RESEARCH AND QUALITY

5 For carrying out titles III and IX of the PHS Act,
6 part A of title XI of the Social Security Act, and section
7 1013 of the Medicare Prescription Drug, Improvement,
8 and Modernization Act of 2003, \$364,008,000 shall be
9 available from amounts available under section 241 of the
10 PHS Act, notwithstanding subsection 947(c) of such Act:
11 *Provided*, That in addition, amounts received from Free-
12 dom of Information Act fees, reimbursable and inter-
13 agency agreements, and the sale of data shall be credited
14 to this appropriation and shall remain available until Sep-
15 tember 30, 2015.

16 CENTERS FOR MEDICARE AND MEDICAID SERVICES

17 GRANTS TO STATES FOR MEDICAID

18 For carrying out, except as otherwise provided, titles
19 XI and XIX of the Social Security Act, \$177,872,985,000,
20 to remain available until expended.

21 For making, after May 31, 2014, payments to States
22 under title XIX or in the case of section 1928 on behalf
23 of States under title XIX of the Social Security Act for
24 the last quarter of fiscal year 2014 for unanticipated costs

1 incurred for the current fiscal year, such sums as may be
2 necessary.

3 For making payments to States or in the case of sec-
4 tion 1928 on behalf of States under title XIX of the Social
5 Security Act for the first quarter of fiscal year 2015,
6 \$103,472,323,000, to remain available until expended.

7 Payment under such title XIX may be made for any
8 quarter with respect to a State plan or plan amendment
9 in effect during such quarter, if submitted in or prior to
10 such quarter and approved in that or any subsequent
11 quarter.

12 PAYMENTS TO HEALTH CARE TRUST FUNDS

13 For payment to the Federal Hospital Insurance
14 Trust Fund and the Federal Supplementary Medical In-
15 surance Trust Fund, as provided under sections 217(g),
16 1844, and 1860D–16 of the Social Security Act, sections
17 103(e) and 111(d) of the Social Security Amendments of
18 1965, section 278(d)(3) of Public Law 97–248, and for
19 administrative expenses incurred pursuant to section
20 201(g) of the Social Security Act, \$255,697,000,000.

21 In addition, for making matching payments under
22 section 1844 and benefit payments under section 1860D–
23 16 of the Social Security Act that were not anticipated
24 in budget estimates, such sums as may be necessary.

PROGRAM MANAGEMENT

1
2 For carrying out, except as otherwise provided, titles
3 XI, XVIII, XIX, and XXI of the Social Security Act, titles
4 XIII and XXVII of the PHS Act, the Clinical Laboratory
5 Improvement Amendments of 1988, and other responsibil-
6 ities of the Centers for Medicare and Medicaid Services,
7 not to exceed \$5,217,357,000, to be transferred from the
8 Federal Hospital Insurance Trust Fund and the Federal
9 Supplementary Medical Insurance Trust Fund, as author-
10 ized by section 201(g) of the Social Security Act; together
11 with all funds collected in accordance with section 353 of
12 the PHS Act and section 1857(e)(2) of the Social Security
13 Act, funds retained by the Secretary pursuant to section
14 302 of the Tax Relief and Health Care Act of 2006; and
15 such sums as may be collected from authorized user fees
16 and the sale of data, which shall be credited to this ac-
17 count and remain available until September 30, 2019: *Pro-*
18 *vided*, That all funds derived in accordance with 31 U.S.C.
19 9701 from organizations established under title XIII of
20 the PHS Act shall be credited to and available for carrying
21 out the purposes of this appropriation: *Provided further*,
22 That the Secretary is directed to collect fees in fiscal year
23 2014 from Medicare Advantage organizations pursuant to
24 section 1857(e)(2) of the Social Security Act and from eli-
25 gible organizations with risk-sharing contracts under sec-

1 tion 1876 of that Act pursuant to section 1876(k)(4)(D)
2 of that Act.

3 HEALTH CARE FRAUD AND ABUSE CONTROL ACCOUNT

4 In addition to amounts otherwise available for pro-
5 gram integrity and program management, \$640,000,000,
6 to remain available through September 30, 2015, to be
7 transferred from the Federal Hospital Insurance Trust
8 Fund and the Federal Supplementary Medical Insurance
9 Trust Fund, as authorized by section 201(g) of the Social
10 Security Act, of which \$429,846,000 shall be for the Cen-
11 ters for Medicare and Medicaid Services Program Integ-
12 rity Activities, including administrative costs, to conduct
13 oversight activities for the Medicare program, including
14 but not limited to Medicare Advantage and the Medicare
15 Prescription Drug Program authorized in title XVIII of
16 the Social Security Act, and for activities described in sec-
17 tion 1893 of such Act and for Medicaid and Children's
18 Health Insurance Program integrity activities, of which
19 \$107,541,000 shall be for the Department of Health and
20 Human Services Office of Inspector General to carry out
21 fraud and abuse activities authorized by section
22 1817(k)(3) of such Act, and of which \$102,613,000 shall
23 be for the Department of Justice to carry out fraud and
24 abuse activities authorized by section 1817(k)(3) of such
25 Act: *Provided*, That of the amount provided under this

1 heading, \$311,000,000 is provided to meet the terms of
2 section 251(b)(2)(C)(ii) of the Balanced Budget and
3 Emergency Deficit Control Act of 1985, as amended, and
4 \$329,000,000 is additional new budget authority specified
5 for purposes of section 251(b)(2)(C) of such Act: *Provided*
6 *further*, That the report required by section 1817(k)(5) of
7 the Social Security Act for fiscal year 2014 shall include
8 measures of the operational efficiency and impact on
9 fraud, waste, and abuse in the Medicare, Medicaid, and
10 CHIP programs for the funds provided by this appropria-
11 tion.

12 ADMINISTRATION FOR CHILDREN AND FAMILIES

13 PAYMENTS TO STATES FOR CHILD SUPPORT

14 ENFORCEMENT AND FAMILY SUPPORT PROGRAMS

15 For carrying out, except as otherwise provided under
16 titles I, IV–D, X, XI, XIV, and XVI of the Social Security
17 Act and the Act of July 5, 1960, \$2,965,245,000, to re-
18 main available until expended; and for such purposes for
19 the first quarter of fiscal year 2015, \$1,250,000,000, to
20 remain available until expended.

21 For making, after May 31 of the current fiscal year,
22 payments to States or other non-Federal entities under
23 titles I, IV–D, X, XI, XIV, and XVI of the Social Security
24 Act and the Act of July 5, 1960, for the last 3 months

1 of the current fiscal year for unanticipated costs, incurred
2 for the current fiscal year, such sums as may be necessary.

3 LOW INCOME HOME ENERGY ASSISTANCE

4 For making payments under subsections (b) and (d)
5 of section 2602 of the Low Income Home Energy Assist-
6 ance Act of 1981, \$3,614,729,000: *Provided*, That all but
7 \$496,000,000 of this amount shall be allocated as though
8 the total appropriation for such payments for fiscal year
9 2014 was less than \$1,975,000,000: *Provided further*,
10 That notwithstanding section 2609A(a), of the amounts
11 appropriated under section 2602(b), not more than
12 \$2,988,000 of such amounts may be reserved by the Sec-
13 retary for technical assistance, training, and monitoring
14 of program activities for compliance with internal controls,
15 policies and procedures and may, in addition to the au-
16 thorities provided in section 2609A(a)(1), use such funds
17 through contracts with private entities that do not qualify
18 as nonprofit organizations.

19 REFUGEE AND ENTRANT ASSISTANCE

20 For necessary expenses for refugee and entrant as-
21 sistance activities authorized by section 414 of the Immi-
22 gration and Nationality Act and section 501 of the Ref-
23 ugee Education Assistance Act of 1980, and for carrying
24 out section 462 of the Homeland Security Act of 2002,
25 section 235 of the William Wilberforce Trafficking Victims

1 Protection Reauthorization Act of 2008, the Trafficking
2 Victims Protection Act of 2000 (“TVPA”), section 203
3 of the Trafficking Victims Protection Reauthorization Act
4 of 2005, and the Torture Victims Relief Act of 1998,
5 \$1,121,432,000 of which \$1,092,612,000 shall remain
6 available through September 30, 2016 for carrying out
7 such sections 414, 501, 462, and 235: *Provided*, That
8 amounts available under this heading to carry out such
9 section 203 and the TVPA shall also be available for re-
10 search and evaluation with respect to activities under
11 those authorities.

12 PAYMENTS TO STATES FOR THE CHILD CARE AND
13 DEVELOPMENT BLOCK GRANT

14 For carrying out the Child Care and Development
15 Block Grant Act of 1990 (“CCDBG Act”),
16 \$2,500,000,000 shall be used to supplement, not supplant
17 State general revenue funds for child care assistance for
18 low-income families: *Provided*, That \$19,357,000 shall be
19 available for child care resource and referral and school-
20 aged child care activities, of which \$996,000 shall be avail-
21 able to the Secretary for a competitive grant for the oper-
22 ation of a national toll free referral line and Web site to
23 develop and disseminate child care consumer education in-
24 formation for parents and help parents access child care
25 in their local community: *Provided further*, That, in addi-

1 tion to the amounts required to be reserved by the States
2 under section 658G of the CCDBG Act, \$296,484,000
3 shall be reserved by the States for activities authorized
4 under section 658G, of which \$108,732,000 shall be for
5 activities that improve the quality of infant and toddler
6 care: *Provided further*, That in addition to the amounts
7 in the previous proviso, \$110,000,000 shall be made avail-
8 able, using the allocation formula in section 658O of the
9 CCDBG Act, for grants to each State, territory, and In-
10 dian tribe that submits a plan to be approved by the Sec-
11 retary demonstrating how it will use these funds to im-
12 prove the quality of child care, including the quality of
13 the child care workforce and health and safety measures:
14 *Provided further*, That \$9,851,000 shall be for use by the
15 Secretary for child care research, demonstration, and eval-
16 uation activities.

17 SOCIAL SERVICES BLOCK GRANT

18 For making grants to States pursuant to section
19 2002 of the Social Security Act, \$1,700,000,000: *Pro-*
20 *vided*, That notwithstanding subparagraph (B) of section
21 404(d)(2) of such Act, the applicable percent specified
22 under such subparagraph for a State to carry out State
23 programs pursuant to title XX-A of such Act shall be 10
24 percent.

1 CHILDREN AND FAMILIES SERVICES PROGRAMS

2 For carrying out, except as otherwise provided, the
3 Runaway and Homeless Youth Act, the Head Start Act,
4 the Child Abuse Prevention and Treatment Act, sections
5 303 and 313 of the Family Violence Prevention and Serv-
6 ices Act, the Native American Programs Act of 1974, title
7 II of the Child Abuse Prevention and Treatment and
8 Adoption Reform Act of 1978 (adoption opportunities),
9 the Abandoned Infants Assistance Act of 1988, part B-
10 1 of title IV and sections 413, 1110, and 1115 of the So-
11 cial Security Act; for making payments under the Commu-
12 nity Services Block Grant Act (“CSBG Act”), sections
13 473B and 477(i) of the Social Security Act, and the As-
14 sets for Independence Act; for necessary administrative
15 expenses to carry out such Acts and titles I, IV, V, X,
16 XI, XIV, XVI, and XX of the Social Security Act, the
17 Act of July 5, 1960, the Low Income Home Energy As-
18 sistance Act of 1981, title IV of the Immigration and Na-
19 tionality Act, and section 501 of the Refugee Education
20 Assistance Act of 1980; and for the administration of
21 prior year obligations made by the Administration for
22 Children and Families under the Developmental Disabil-
23 ities Assistance and Bill of Rights Act and the Help Amer-
24 ica Vote Act of 2002, \$11,412,114,000, of which
25 \$39,268,000, to remain available through September 30,

1 2015, shall be for grants to States for adoption incentive
2 payments, as authorized by section 473A of the Social Se-
3 curity Act and may be made for adoptions completed be-
4 fore September 30, 2014: *Provided*, That \$9,621,070,000
5 shall be for making payments under the Head Start Act:
6 *Provided further*, That of the amount in the previous pro-
7 viso, \$8,165,694,000 shall be available for payments
8 under section 640 of the Head Start Act and \$25,000,000
9 shall be available for allocation by the Secretary to supple-
10 ment activities described in paragraphs (7)(B) and (9) of
11 section 641(c) of such Act under the Designation Renewal
12 System, established under the authority of sections
13 641(c)(7), 645A(b)(12) and 645A(d) of such Act: *Pro-*
14 *vided further*, That amounts allocated to Head Start
15 grantees at the discretion of the Secretary to supplement
16 activities pursuant to the previous proviso shall not be in-
17 cluded in the calculation of the “base grant” in subsequent
18 fiscal years, as such term is used in section 640(a)(7)(A)
19 of the Head Start Act: *Provided further*, That for purposes
20 of allocating funds under section 640 of the Head Start
21 Act, subsection (a)(2) of such section shall be applied by
22 substituting “fiscal year 2012” for “the prior fiscal year”
23 each place it appears in such subsection: *Provided further*,
24 That notwithstanding section 640 of the Head Start Act,
25 of the amount provided for making payments under the

1 Head Start Act, \$1,430,376,000 shall be available to enti-
2 ties defined as eligible under section 645A(d) of such Act
3 for expansion of Early Head Start programs as described
4 in section 645A of such Act, for conversion of Head Start
5 services to Early Head Start services as described in sec-
6 tion 645(a)(5)(A) of such Act, and for new discretionary
7 grants for high quality infant and toddler care through
8 Early Head Start-Child Care Partnerships, and, notwith-
9 standing section 645A(c)(2) of such Act, these funds are
10 available to serve children under age 4: *Provided further,*
11 That of the amount made available in the immediately pre-
12 ceding proviso, up to \$15,000,000 shall be available for
13 the Federal costs of administration and evaluation activi-
14 ties of the program described in such proviso: *Provided*
15 *further,* That an Early Head Start agency awarded funds
16 for an Early Head Start-Child Care Partnership after Oc-
17 tober 1, 2014, shall not be subject to the requirements
18 of the system for designation renewal as defined by section
19 641 of the Head Start Act, for this award only, prior to
20 18 months after the date of such award: *Provided further,*
21 That \$711,857,000 shall be for making payments under
22 the CSBG Act: *Provided further,* That \$36,204,000 shall
23 be for sections 680 and 678E(b)(2) of the CSBG Act, of
24 which not less than \$29,883,000 shall be for section
25 680(a)(2) and not less than \$5,971,000 shall be for sec-

1 tion 680(a)(3)(B) of such Act: *Provided further*, That to
2 the extent Community Services Block Grant funds are dis-
3 tributed as grant funds by a State to an eligible entity
4 as provided under the CSBG Act, and have not been ex-
5 pended by such entity, they shall remain with such entity
6 for carryover into the next fiscal year for expenditure by
7 such entity consistent with program purposes: *Provided*
8 *further*, That the Secretary shall establish procedures re-
9 garding the disposition of intangible assets and program
10 income that permit such assets acquired with, and pro-
11 gram income derived from, grant funds authorized under
12 section 680 of the CSBG Act to become the sole property
13 of such grantees after a period of not more than 12 years
14 after the end of the grant period for any activity consistent
15 with section 680(a)(2)(A) of the CSBG Act: *Provided fur-*
16 *ther*, That intangible assets in the form of loans, equity
17 investments and other debt instruments, and program in-
18 come may be used by grantees for any eligible purpose
19 consistent with section 680(a)(2)(A) of the CSBG Act:
20 *Provided further*, That these procedures shall apply to
21 such grant funds made available after November 29, 1999:
22 *Provided further*, That funds appropriated for section
23 680(a)(2) of the CSBG Act shall be available for financing
24 construction and rehabilitation and loans or investments
25 in private business enterprises owned by community devel-

1 opment corporations: *Provided further*, That to the extent
2 funds provided in this Act for the Assets for Independence
3 Act are distributed as grant funds to a qualified entity
4 and have not been expended by such entity within three
5 years after the date of award, such funds may be recap-
6 tured and reallocated among other qualified entities, to re-
7 main available to such other qualified entities for five
8 years: *Provided further*, That, notwithstanding section
9 414(e) of the Assets for Independence Act, the Secretary
10 may award up to \$1,000,000 to support evidence-based
11 research to evaluate the demonstration project: *Provided*
12 *further*, That in addition to amounts provided herein,
13 \$5,762,000 shall be available from amounts available
14 under section 241 of the PHS Act to carry out the provi-
15 sions of section 1110 of the Social Security Act: *Provided*
16 *further*, That amounts provided under this heading to
17 carry out section 1110 of the Social Security Act, other
18 than amounts made available for that purpose under the
19 immediately preceding proviso, shall remain available until
20 expended: *Provided further*, That section 303(a)(2)(A)(i)
21 of the Family Violence Prevention and Services Act shall
22 not apply to amounts provided herein: *Provided further*,
23 That \$1,988,000 shall be for a human services case man-
24 agement system for federally declared disasters, to include
25 a comprehensive national case management contract and

1 Federal costs of administering the system: *Provided fur-*
2 *ther*, That up to \$2,000,000 shall be for improving the
3 Public Assistance Reporting Information System, includ-
4 ing grants to States to support data collection for a study
5 of the system's effectiveness.

6 PROMOTING SAFE AND STABLE FAMILIES

7 For carrying out, except as otherwise provided, sec-
8 tion 436 of the Social Security Act, \$345,000,000 and in
9 addition, for carrying out, except as otherwise provided,
10 section 437 of such Act, \$63,065,000.

11 PAYMENTS FOR FOSTER CARE AND PERMANENCY

12 For carrying out, except as otherwise provided, title
13 IV-E of the Social Security Act, \$4,806,000,000.

14 For carrying out, except as otherwise provided, title
15 IV-E of the Social Security Act, for the first quarter of
16 fiscal year 2015, \$2,200,000,000.

17 For making, after May 31 of the current fiscal year,
18 payments to States or other non-Federal entities under
19 section 474 of title IV-E of the Social Security Act, for
20 the last 3 months of the current fiscal year for unantici-
21 pated costs, incurred for the current fiscal year, such sums
22 as may be necessary.

1 ADMINISTRATION FOR COMMUNITY LIVING
2 AGING AND DISABILITY SERVICES PROGRAMS
3 (INCLUDING TRANSFER OF FUNDS)

4 For carrying out, to the extent not otherwise pro-
5 vided, the OAA, titles III and XXIX of the PHS Act, sec-
6 tion 119 of the Medicare Improvements for Patients and
7 Providers Act of 2008, section 6021(d) of the Deficit Re-
8 duction Act of 2005, title XX–B of the Social Security
9 Act, the Developmental Disabilities Assistance and Bill of
10 Rights Act, parts 2 and 5 of subtitle D of title II of the
11 Help America Vote Act of 2002, and for Department-wide
12 coordination of policy and program activities that assist
13 individuals with disabilities, \$1,664,549,000, together
14 with \$52,115,000 to be transferred from the Federal Hos-
15 pital Insurance Trust Fund and the Federal Supple-
16 mentary Medical Insurance Trust Fund to carry out sec-
17 tion 4360 of the Omnibus Budget Reconciliation Act of
18 1990: *Provided*, That amounts appropriated under this
19 heading may be used for grants to States under section
20 361 of the OAA only for disease prevention and health
21 promotion programs and activities which have been dem-
22 onstrated through rigorous evaluation to be evidence-
23 based and effective: *Provided further*, That none of the
24 funds provided shall be used to carry out sections 1701
25 and 1703 of the PHS Act (with respect to chronic disease

1 self-management activity grants), except that such funds
2 may be used for necessary expenses associated with ad-
3 ministering any such grants awarded prior to the date of
4 the enactment of this Act: *Provided further*, That notwith-
5 standing any other provision of this Act, funds made avail-
6 able under this heading to carry out section 311 of the
7 OAA may be transferred to the Secretary of Agriculture
8 in accordance with such section.

9 OFFICE OF THE SECRETARY

10 GENERAL DEPARTMENTAL MANAGEMENT

11 For necessary expenses, not otherwise provided, for
12 general departmental management, including hire of pas-
13 senger motor vehicles, and for carrying out titles III,
14 XVII, XXI, and section 229 of the PHS Act, the United
15 States-Mexico Border Health Commission Act, and re-
16 search studies under section 1110 of the Social Security
17 Act, \$447,208,000, together with \$70,173,000 from the
18 amounts available under section 241 of the PHS Act to
19 carry out national health or human services research and
20 evaluation activities: *Provided*, That of this amount,
21 \$53,891,000 shall be for minority AIDS prevention and
22 treatment activities: *Provided further*, That of the funds
23 made available under this heading, \$104,790,000 shall be
24 for making competitive contracts and grants to public and
25 private entities to fund medically accurate and age appro-

1 priate programs that reduce teen pregnancy and for the
2 Federal costs associated with administering and evalu-
3 ating such contracts and grants, of which not less than
4 \$75,000,000 shall be for replicating programs that have
5 been proven effective through rigorous evaluation to re-
6 duce teenage pregnancy, behavioral risk factors underlying
7 teenage pregnancy, or other associated risk factors, of
8 which not less than \$25,000,000 shall be available for re-
9 search and demonstration grants to develop, replicate, re-
10 fine, and test additional models and innovative strategies
11 for preventing teenage pregnancy, and of which any re-
12 maining amounts shall be available for training and tech-
13 nical assistance, evaluation, outreach, and additional pro-
14 gram support activities: *Provided further*, That of the
15 amounts provided under this heading from amounts avail-
16 able under section 241 of the PHS Act, \$8,455,000 shall
17 be available to carry out evaluations (including longitu-
18 dinal evaluations) of teenage pregnancy prevention ap-
19 proaches: *Provided further*, That of the funds made avail-
20 able under this heading, \$1,750,000 is for strengthening
21 the Department's acquisition workforce capacity and capa-
22 bilities: *Provided further*, That with respect to the previous
23 proviso, such funds shall be available for training, recruit-
24 ment, retention and hiring members of the acquisition
25 workforce as defined by 41 U.S.C. 1703, and for informa-

1 tion technology in support of acquisition workforce effec-
2 tiveness or for management solutions to improve acquisi-
3 tion management.

4 OFFICE OF MEDICARE HEARINGS AND APPEALS

5 For expenses necessary for the Office of Medicare
6 Hearings and Appeals, \$82,381,000, to be transferred in
7 appropriate part from the Federal Hospital Insurance
8 Trust Fund and the Federal Supplementary Medical In-
9 surance Trust Fund.

10 OFFICE OF THE NATIONAL COORDINATOR FOR HEALTH
11 INFORMATION TECHNOLOGY

12 For expenses necessary for the Office of the National
13 Coordinator for Health Information Technology, including
14 grants, contracts, and cooperative agreements for the de-
15 velopment and advancement of interoperable health infor-
16 mation technology, \$20,290,000: *Provided*, That in addi-
17 tion to amounts provided herein, \$51,307,000 shall be
18 available from amounts available under section 241 of the
19 PHS Act: *Provided further*, That health information tech-
20 nology user fees collected in fiscal year 2014, as provided
21 in this Act, shall be credited to this account as offsetting
22 collections, to remain available until expended.

23 OFFICE OF INSPECTOR GENERAL

24 For expenses necessary for the Office of Inspector
25 General, including the hire of passenger motor vehicles for

1 investigations, in carrying out the provisions of the Inspec-
2 tor General Act of 1978, \$59,879,000: *Provided*, That of
3 such amount, necessary sums shall be available for pro-
4 viding protective services to the Secretary and inves-
5 tigating non-payment of child support cases for which non-
6 payment is a Federal offense under 18 U.S.C. 228.

7 OFFICE FOR CIVIL RIGHTS

8 For expenses necessary for the Office for Civil
9 Rights, \$42,205,000.

10 RETIREMENT PAY AND MEDICAL BENEFITS FOR

11 COMMISSIONED OFFICERS

12 For retirement pay and medical benefits of Public
13 Health Service Commissioned Officers as authorized by
14 law, for payments under the Retired Serviceman's Family
15 Protection Plan and Survivor Benefit Plan, and for med-
16 ical care of dependents and retired personnel under the
17 Dependents' Medical Care Act, such amounts as may be
18 required during the current fiscal year.

19 PUBLIC HEALTH AND SOCIAL SERVICES EMERGENCY

20 FUND

21 For expenses necessary to support activities related
22 to countering potential biological, nuclear, radiological,
23 chemical, and cybersecurity threats to civilian populations,
24 and for other public health emergencies, \$873,391,000, of
25 which \$415,000,000 shall remain available through Sep-

1 tember 30, 2015, for expenses necessary to support ad-
2 vanced research and development pursuant to section
3 319L of the PHS Act, and other administrative expenses
4 of the Biomedical Advanced Research and Development
5 Authority, and of which up to \$5,000,000 shall remain
6 available through September 30, 2016, to support the de-
7 livery of medical countermeasures and shall be in addition
8 to any other amounts available for such purpose: *Provided*,
9 That funds provided under this heading for the purpose
10 of acquisition of security countermeasures shall be in addi-
11 tion to any other funds available for such purpose: *Pro-*
12 *vided further*, That products purchased with funds pro-
13 vided under this heading may, at the discretion of the Sec-
14 retary, be deposited in the Strategic National Stockpile
15 pursuant to section 319F–2 of the PHS Act: *Provided fur-*
16 *ther*, That \$5,000,000 of the amounts made available to
17 support emergency operations shall remain available
18 through September 30, 2016: *Provided further*, That of
19 the amounts made available under this heading,
20 \$15,000,000 shall remain available through September
21 30, 2015, for the purposes of establishing and funding,
22 using for either such purpose contracts, grants, coopera-
23 tive agreements, or other transactions as described in sec-
24 tion 319L of the PHS Act (42 U.S.C. 247d–7e), a stra-
25 tegic investment corporation, which shall not be deemed

1 to be a Federal agency for any purpose, to further the
2 purposes of such section 319L to foster innovation in the
3 development of medical countermeasures.

4 For necessary expenses for procuring security coun-
5 termeasures (as defined in section 319F-2(c)(1)(B) of the
6 PHS Act), \$250,000,000, to remain available until ex-
7 pended.

8 For expenses necessary to prepare for and respond
9 to an influenza pandemic, \$140,009,000; of which
10 \$108,000,000 shall be available until expended, for activi-
11 ties including the development and purchase of vaccine,
12 antivirals, necessary medical supplies, diagnostics, and
13 other surveillance tools: *Provided further*, That notwith-
14 standing section 496(b) of the PHS Act, funds may be
15 used for the construction or renovation of privately owned
16 facilities for the production of pandemic influenza vaccines
17 and other biologics, if the Secretary finds such construc-
18 tion or renovation necessary to secure sufficient supplies
19 of such vaccines or biologics.

20 In addition, for expenses necessary for replacement
21 of building leases and associated renovation costs for Pub-
22 lic Health Service agencies and other components of HHS,
23 including relocation and fit-out costs, \$41,000,000, to re-
24 main available until expended.

1 GENERAL PROVISIONS

2 SEC. 201. Funds appropriated in this title shall be
3 available for not to exceed \$50,000 for official reception
4 and representation expenses when specifically approved by
5 the Secretary.

6 SEC. 202. The Secretary shall make available through
7 assignment not more than 60 employees of the Public
8 Health Service to assist in child survival activities and to
9 work in AIDS programs through and with funds provided
10 by the Agency for International Development, the United
11 Nations International Children's Emergency Fund or the
12 World Health Organization.

13 SEC. 203. None of the funds appropriated in this title
14 shall be used to pay the salary of an individual, through
15 a grant or other extramural mechanism, at a rate in excess
16 of Executive Level II.

17 SEC. 204. None of the funds appropriated in this Act
18 may be expended pursuant to section 241 of the PHS Act,
19 except for funds specifically provided for in this Act, or
20 for other taps and assessments made by any office located
21 in HHS, prior to the preparation and submission of a re-
22 port by the Secretary to the Committees on Appropria-
23 tions of the House of Representatives and the Senate de-
24 tailing the planned uses of such funds.

1 amounts identified by these two Directors as funding for
2 research pertaining to the human immunodeficiency virus:
3 *Provided*, That the Committees on Appropriations of the
4 House of Representatives and the Senate are notified at
5 least 15 days in advance of any transfer.

6 (TRANSFER OF FUNDS)

7 SEC. 208. Of the amounts made available in this Act
8 for NIH, the amount for research related to the human
9 immunodeficiency virus, as jointly determined by the Di-
10 rector of NIH and the Director of the Office of AIDS Re-
11 search, shall be made available to the “Office of AIDS
12 Research” account. The Director of the Office of AIDS
13 Research shall transfer from such account amounts nec-
14 essary to carry out section 2353(d)(3) of the PHS Act.

15 SEC. 209. None of the funds appropriated in this Act
16 may be made available to any entity under title X of the
17 PHS Act unless the applicant for the award certifies to
18 the Secretary that it encourages family participation in
19 the decision of minors to seek family planning services and
20 that it provides counseling to minors on how to resist at-
21 tempts to coerce minors into engaging in sexual activities.

22 SEC. 210. Notwithstanding any other provision of
23 law, no provider of services under title X of the PHS Act
24 shall be exempt from any State law requiring notification

1 or the reporting of child abuse, child molestation, sexual
2 abuse, rape, or incest.

3 SEC. 211. None of the funds appropriated by this Act
4 (including funds appropriated to any trust fund) may be
5 used to carry out the Medicare Advantage program if the
6 Secretary denies participation in such program to an oth-
7 erwise eligible entity (including a Provider Sponsored Or-
8 ganization) because the entity informs the Secretary that
9 it will not provide, pay for, provide coverage of, or provide
10 referrals for abortions: *Provided*, That the Secretary shall
11 make appropriate prospective adjustments to the capita-
12 tion payment to such an entity (based on an actuarially
13 sound estimate of the expected costs of providing the serv-
14 ice to such entity's enrollees): *Provided further*, That noth-
15 ing in this section shall be construed to change the Medi-
16 care program's coverage for such services and a Medicare
17 Advantage organization described in this section shall be
18 responsible for informing enrollees where to obtain infor-
19 mation about all Medicare covered services.

20 SEC. 212. In order for HHS to carry out inter-
21 national health activities, including HIV/AIDS and other
22 infectious disease, chronic and environmental disease, and
23 other health activities abroad during fiscal year 2014:

24 (1) The Secretary may exercise authority equiv-
25 alent to that available to the Secretary of State in

1 section 2(c) of the State Department Basic Authori-
2 ties Act of 1956. The Secretary shall consult with
3 the Secretary of State and relevant Chief of Mission
4 to ensure that the authority provided in this section
5 is exercised in a manner consistent with section 207
6 of the Foreign Service Act of 1980 and other appli-
7 cable statutes administered by the Department of
8 State.

9 (2) The Secretary is authorized to provide such
10 funds by advance or reimbursement to the Secretary
11 of State as may be necessary to pay the costs of ac-
12 quisition, lease, alteration, renovation, and manage-
13 ment of facilities outside of the United States for
14 the use of HHS. The Department of State shall co-
15 operate fully with the Secretary to ensure that HHS
16 has secure, safe, functional facilities that comply
17 with applicable regulation governing location, set-
18 back, and other facilities requirements and serve the
19 purposes established by this Act. The Secretary is
20 authorized, in consultation with the Secretary of
21 State, through grant or cooperative agreement, to
22 make available to public or nonprofit private institu-
23 tions or agencies in participating foreign countries,
24 funds to acquire, lease, alter, or renovate facilities in
25 those countries as necessary to conduct programs of

1 assistance for international health activities, includ-
2 ing activities relating to HIV/AIDS and other infec-
3 tious diseases, chronic and environmental diseases,
4 and other health activities abroad.

5 (3) The Secretary is authorized to provide to
6 personnel appointed or assigned by the Secretary to
7 serve abroad, allowances and benefits similar to
8 those provided under chapter 9 of title I of the For-
9 eign Service Act of 1980, and 22 U.S.C. 4081
10 through 4086 and subject to such regulations pre-
11 scribed by the Secretary. The Secretary is further
12 authorized to provide locality-based comparability
13 payments (stated as a percentage) up to the amount
14 of the locality-based comparability payment (stated
15 as a percentage) that would be payable to such per-
16 sonnel under section 5304 of title 5, United States
17 Code if such personnel's official duty station were in
18 the District of Columbia. Leaves of absence for per-
19 sonnel under this subsection shall be on the same
20 basis as that provided under subchapter I of chapter
21 63 of title 5, United States Code, or section 903 of
22 the Foreign Service Act of 1980, to individuals serv-
23 ing in the Foreign Service.

24 SEC. 213. (a) AUTHORITY.—Notwithstanding any
25 other provision of law, the Director of NIH (“Director”)

1 may use funds available under section 402(b)(7) or
2 402(b)(12) of the PHS Act to enter into transactions
3 (other than contracts, cooperative agreements, or grants)
4 to carry out research identified pursuant to such section
5 402(b)(7) (pertaining to the Common Fund) or research
6 and activities described in such section 402(b)(12).

7 (b) PEER REVIEW.—In entering into transactions
8 under subsection (a), the Director may utilize such peer
9 review procedures (including consultation with appropriate
10 scientific experts) as the Director determines to be appro-
11 priate to obtain assessments of scientific and technical
12 merit. Such procedures shall apply to such transactions
13 in lieu of the peer review and advisory council review pro-
14 cedures that would otherwise be required under sections
15 301(a)(3), 405(b)(1)(B), 405(b)(2), 406(a)(3)(A), 492,
16 and 494 of the PHS Act.

17 SEC. 214. Funds which are available for Individual
18 Learning Accounts for employees of CDC and the Agency
19 for Toxic Substances and Disease Registry (“ATSDR”)
20 may be transferred to appropriate accounts of CDC, to
21 be available only for Individual Learning Accounts: *Pro-*
22 *vided*, That such funds may be used for any individual
23 full-time equivalent employee while such employee is em-
24 ployed either by CDC or ATSDR.

1 by section 404K, notwithstanding the limitations in sub-
2 section (g) of such section.

3 SEC. 218. None of the funds made available in this
4 title may be used, in whole or in part, to advocate or pro-
5 mote gun control.

6 SEC. 219. (a) The Secretary shall establish a publicly
7 accessible Web site to provide information regarding the
8 uses of funds made available under section 4002 of the
9 Patient Protection and Affordable Care Act of 2010
10 (“ACA”).

11 (b) With respect to funds provided under section
12 4002 of the ACA, the Secretary shall include on the Web
13 site established under subsection (a) at a minimum the
14 following information:

15 (1) In the case of each transfer of funds under
16 section 4002(c), a statement indicating the program
17 or activity receiving funds, the operating division or
18 office that will administer the funds, and the
19 planned uses of the funds, to be posted not later
20 than the day after the transfer is made.

21 (2) Identification (along with a link to the full
22 text) of each funding opportunity announcement, re-
23 quest for proposals, or other announcement or solici-
24 tation of proposals for grants, cooperative agree-
25 ments, or contracts intended to be awarded using

1 such funds, to be posted not later than the day after
2 the announcement or solicitation is issued.

3 (3) Identification of each grant, cooperative
4 agreement, or contract with a value of \$25,000 or
5 more awarded using such funds, including the pur-
6 pose of the award and the identity of the recipient,
7 to be posted not later than 5 days after the award
8 is made.

9 (4) A report detailing the uses of all funds
10 transferred under section 4002(c) during the fiscal
11 year, to be posted not later than 90 days after the
12 end of the fiscal year.

13 (c) With respect to awards made in fiscal years 2013
14 and 2014, the Secretary shall also include on the Web site
15 established under subsection (a), semi-annual reports from
16 each entity awarded a grant, cooperative agreement, or
17 contract from such funds with a value of \$25,000 or more,
18 summarizing the activities undertaken and identifying any
19 sub-grants or sub-contracts awarded (including the pur-
20 pose of the award and the identity of the recipient), to
21 be posted not later than 30 days after the end of each
22 6-month period.

23 (d) In carrying out this section, the Secretary shall:

1 health information technology as established by section
2 300jj–11(c)(5) of title 42. The fees shall be paid by health
3 information technology vendors based on the fee structure
4 established by the Secretary and published in the Federal
5 Register. The Secretary shall periodically update this
6 schedule of fees through a notice in the Federal Register.
7 This fee structure shall be designed to be sufficient to re-
8 cover costs associated with the administration of certifi-
9 cation programs authorized by section 300jj–11(c)(5) of
10 title 42, including the costs for health information tech-
11 nology standards, testing and certification, and other re-
12 lated costs for improving the efficiency of certification pro-
13 grams.

14 (b) COLLECTION PROCEDURES.—The Secretary shall
15 prescribe procedures to collect the fees. The Secretary
16 may, for the purpose of collecting fees, use the services
17 of a department, agency, or instrumentality authorized by
18 the National Coordinator to perform the certification of
19 health information technology in accordance with section
20 300jj–11(c)(5) of title 42, and may reimburse such de-
21 partment, agency, or instrumentality a reasonable amount
22 for its services.

23 (c) COLLECTION, DEPOSIT, AND USE.—

24 (1) Fees collected under this section shall be
25 deposited in the HHS Office of the National Coordi-

1 nator for Health Information Technology account as
2 offsetting collections.

3 (2) Such fees shall be collected and available
4 only to the extent and in such amounts as provided
5 in advance in appropriations acts.

6 SEC. 222. (a) The Biomedical Advanced Research
7 and Development Authority (“BARDA”) may enter into
8 a contract, for more than one but no more than 10 pro-
9 gram years, for purchase of research services or of security
10 countermeasures, as that term is defined in section 319F-
11 2(c)(1)(B) of the PHS Act (42 U.S.C. 247d-6b(c)(1)(B)),
12 if—

13 (1) funds are available and obligated—

14 (A) for the full period of the contract or
15 for the first fiscal year in which the contract is
16 in effect; and

17 (B) for the estimated costs associated with
18 a necessary termination of the contract; and

19 (2) the Secretary determines that a multi-year
20 contract will serve the best interests of the Federal
21 Government by encouraging full and open competi-
22 tion or promoting economy in administration, per-
23 formance, and operation of BARDA’s programs.

24 (b) A contract entered into under this section:

1 (1) shall include a termination clause as de-
2 scribed by subsection (c) of section 3903 of title 41,
3 United States Code; and

4 (2) shall be subject to the congressional notice
5 requirement stated in subsection (d) of such section.

6 SEC. 223. (a) The Secretary shall publish in the fiscal
7 year 2015 budget justification and on Departmental Web
8 sites information concerning the employment of full-time
9 equivalent Federal employees or contractors for the pur-
10 poses of implementing, administering, enforcing, or other-
11 wise carrying out the provisions of the Patient Protection
12 and Affordable Care Act of 2010 (“ACA”), and the
13 amendments made by that Act, in the proposed fiscal year
14 and the 4 prior fiscal years.

15 (b) With respect to employees or contractors sup-
16 ported by all funds appropriated for purposes of carrying
17 out the ACA (and the amendments made by that Act),
18 the Secretary shall include, at a minimum, the following
19 information:

20 (1) For each such fiscal year, the section of
21 such Act under which such funds were appropriated,
22 a statement indicating the program, project, or ac-
23 tivity receiving such funds, the Federal operating di-
24 vision or office that administers such program, and

1 the amount of funding received in discretionary or
2 mandatory appropriations.

3 (2) For each such fiscal year, the number of
4 full-time equivalent employees or contracted employ-
5 ees assigned to each authorized and funded provision
6 detailed in accordance with paragraph (1).

7 (c) In carrying out this section, the Secretary may
8 exclude from the report employees or contractors who:

9 (1) Are supported through appropriations en-
10 acted in laws other than the ACA and work on pro-
11 grams that existed prior to the passage of the ACA;

12 (2) spend less than 50 percent of their time on
13 activities funded by or newly authorized in the ACA;

14 (3) or who work on contracts for which FTE
15 reporting is not a requirement of their contract,
16 such as fixed-price contracts.

17 SEC. 224. In lieu of the timeframe specified in section
18 338E(c)(2) of the PHS Act, terminations described in
19 such section may occur up to 60 days after the execution
20 of a contract awarded in fiscal year 2014 under section
21 338 of such Act.

22 SEC. 225. (a) With respect to a contract, contract
23 option, or modification executed in fiscal year 2014 be-
24 tween the National Institutes of Health or any of its com-
25 ponents and the contract operator of a Federally Funded

1 Research and Development Center for severable services,
2 if the period of the contract, option, or modification begins
3 in one fiscal year, ends in the next fiscal year, and does
4 not exceed one year, and if the contract, option, or modi-
5 fication is funded incrementally in the manner specified
6 in sections 32.703–1(b) and 32.704 of the Federal Acqui-
7 sition Regulation—

8 (1) any increment of such contract, contract op-
9 tion, or modification may begin in one fiscal year
10 and end in the next fiscal year; and

11 (2) funds available for the first of such fiscal
12 years may be obligated for the total amount of such
13 increment.

14 (b) The authority provided in this section shall apply
15 only to funds appropriated in this Act.

16 SEC. 226. It is the sense of the Senate that American
17 Health Benefit Exchanges should verify annual household
18 or individual income prior to making available premium
19 tax credits under the Patient Protection and Affordable
20 Care Act (Public Law 111–148), and the amendment
21 made by that Act.

22 SEC. 227. The Secretary shall publish, as part of the
23 fiscal year 2015 budget of the President submitted under
24 section 1105(a) of title 31, United States Code, informa-
25 tion that details the uses of all funds used by the Centers

1 for Medicare and Medicaid Services specifically for Health
 2 Insurance Marketplaces for each fiscal year since the en-
 3 actment of the Patient Protection and Affordable Care Act
 4 (Public Law 111–148) and the proposed uses for such
 5 funds for fiscal year 2015. Such information shall include,
 6 for each such fiscal year—

7 (1) the section(s) of such Act under which such
 8 funds were appropriated or used;

9 (2) the program, project, or activity for which
 10 such funds were used;

11 (3) the amount of funds that were used for the
 12 Health Insurance Marketplaces within each such
 13 program, project, or activity; and

14 (4) the milestones completed for data hub
 15 functionality and implementation readiness.

16 This title may be cited as the “Department of Health
 17 and Human Services Appropriations Act, 2014”.

18 TITLE III

19 DEPARTMENT OF EDUCATION

20 EDUCATION FOR THE DISADVANTAGED

21 For carrying out title I of the Elementary and Sec-
 22 ondary Education Act of 1965 (referred to in this Act as
 23 “ESEA”) and section 418A of the Higher Education Act
 24 of 1965 (referred to in this Act as “HEA”),
 25 \$15,875,231,000, of which \$4,941,691,000 shall become

1 available on July 1, 2014, and shall remain available
2 through September 30, 2015, and of which
3 \$10,841,177,000 shall become available on October 1,
4 2014, and shall remain available through September 30,
5 2015, for academic year 2014–2015: *Provided*, That
6 \$6,562,024,000 shall be for basic grants under section
7 1124 of the ESEA: *Provided further*, That up to
8 \$4,000,000 of these funds shall be available to the Sec-
9 retary of Education (referred to in this title as “Sec-
10 retary”) on October 1, 2013, to obtain annually updated
11 local educational agency-level census poverty data from
12 the Bureau of the Census: *Provided further*, That
13 \$1,362,301,000 shall be for concentration grants under
14 section 1124A of the ESEA: *Provided further*, That
15 \$3,344,050,000 shall be for targeted grants under section
16 1125 of the ESEA: *Provided further*, That
17 \$3,344,050,000 shall be for education finance incentive
18 grants under section 1125A of the ESEA: *Provided fur-*
19 *ther*, That funds available under sections 1124, 1124A,
20 1125 and 1125A of the ESEA may be used to provide
21 homeless children and youths with services not ordinarily
22 provided to other students under those sections, including
23 supporting the liaison designated pursuant to section
24 722(g)(1)(J)(ii) of the McKinney-Vento Homeless Assist-
25 ance Act, and providing transportation pursuant to section

1 722(g)(1)(J)(iii) of such Act: *Provided further*, That
2 \$3,028,000 shall be to carry out sections 1501 and 1503
3 of the ESEA: *Provided further*, That \$567,485,000 shall
4 be available until expended for school improvement grants
5 under section 1003(g) of the ESEA, which shall be allo-
6 cated by the Secretary through the formula described in
7 section 1003(g)(2) and shall be used consistent with the
8 requirements of section 1003(g), except that State and
9 local educational agencies may use such funds to serve any
10 school eligible to receive assistance under part A of title
11 I that has not made adequate yearly progress for at least
12 2 years or is in the State's lowest quintile of performance
13 based on proficiency rates and, in the case of secondary
14 schools, priority shall be given to those schools with grad-
15 uation rates below 60 percent: *Provided further*, That
16 funds available for school improvement grants may be
17 used by a local educational agency to implement a whole-
18 school reform strategy for a school using an evidence-
19 based strategy that ensures whole-school reform is under-
20 taken in partnership with a strategy developer offering a
21 whole-school reform program that is based on at least a
22 moderate level of evidence that the program will have a
23 statistically significant effect on student outcomes, includ-
24 ing more than one well-designed or well-implemented ex-
25 perimental or quasi-experimental study: *Provided further*,

1 That funds available for school improvement grants may
2 be used by a local educational agency to implement an al-
3 ternative State-determined school improvement strategy
4 that has been established by a State educational agency
5 with the approval of the Secretary: *Provided further*, That
6 a local educational agency that is determined to be eligible
7 for services under subpart 1 or 2 of part B of title VI
8 of the ESEA may modify not more than one element of
9 a school improvement grant model: *Provided further*, That
10 notwithstanding section 1003(g)(5)(A), each State edu-
11 cational agency may establish a maximum subgrant size
12 of not more than \$2,000,000 for each participating school
13 applicable to such funds: *Provided further*, That the Sec-
14 retary may reserve up to 5 percent of the funds available
15 for section 1003(g) of the ESEA to carry out activities
16 to build State and local educational agency capacity to im-
17 plement effectively the school improvement grants pro-
18 gram: *Provided further*, That \$164,378,000 shall be avail-
19 able under section 1502 of the ESEA for a comprehensive
20 literacy development and education program to advance
21 literacy skills, including pre-literacy skills, reading, and
22 writing, for students from birth through grade 12, includ-
23 ing limited-English-proficient students and students with
24 disabilities, of which one-half of 1 percent shall be reserved
25 for the Secretary of the Interior for such a program at

1 schools funded by the Bureau of Indian Education, one-
2 half of 1 percent shall be reserved for grants to the out-
3 lying areas for such a program, up to 5 percent may be
4 reserved for national activities, and the remainder shall
5 be used to award competitive grants to State educational
6 agencies for such a program, of which a State educational
7 agency may reserve up to 5 percent for State leadership
8 activities, including technical assistance and training, data
9 collection, reporting, and administration, and shall
10 subgrant not less than 95 percent to local educational
11 agencies or, in the case of early literacy, to local edu-
12 cational agencies or other nonprofit providers of early
13 childhood education that partner with a public or private
14 nonprofit organization or agency with a demonstrated
15 record of effectiveness in improving the early literacy de-
16 velopment of children from birth through kindergarten
17 entry and in providing professional development in early
18 literacy, giving priority to such agencies or other entities
19 serving greater numbers or percentages of disadvantaged
20 children: *Provided further*, That the State educational
21 agency shall ensure that at least 15 percent of the sub-
22 granted funds are used to serve children from birth
23 through age 5, 40 percent are used to serve students in
24 kindergarten through grade 5, and 40 percent are used
25 to serve students in middle and high school including an

1 equitable distribution of funds between middle and high
2 schools: *Provided further*, That eligible entities receiving
3 subgrants from State educational agencies shall use such
4 funds for services and activities that have the characteris-
5 ties of effective literacy instruction through professional
6 development, screening and assessment, targeted interven-
7 tions for students reading below grade level and other re-
8 search-based methods of improving classroom instruction
9 and practice.

10 SCHOOL READINESS

11 For carrying out activities authorized by part D of
12 title V of the ESEA, \$750,000,000 for a preschool devel-
13 opment grants program: *Provided*, That such funds shall
14 be available for obligation through December 31, 2014:
15 *Provided further*, That the Secretary shall make competi-
16 tive grants to States to carry out activities that support
17 high-quality preschool programs for children from families
18 at or below 200 percent of the Federal poverty line: *Pro-*
19 *vided further*, That the Secretary may permit or require
20 States to subgrant a portion of grant funds to local edu-
21 cational agencies, or local educational agencies in partner-
22 ship with other early learning providers, for the implemen-
23 tation of high-quality preschool programs for children
24 from families at or below 200 percent of the Federal pov-
25 erty line: *Provided further*, That up to 5 percent of such

1 funds for competitive grants shall be available for national
2 activities.

3 IMPACT AID

4 For carrying out programs of financial assistance to
5 federally affected schools authorized by title VIII of the
6 ESEA, \$1,290,945,000, of which \$1,153,540,000 shall be
7 for basic support payments under section 8003(b),
8 \$48,316,000 shall be for payments for children with dis-
9 abilities under section 8003(d), \$17,441,000 shall be for
10 construction under section 8007(a), \$66,813,000 shall be
11 for Federal property payments under section 8002, and
12 \$4,835,000, to remain available until expended, shall be
13 for facilities maintenance under section 8008: *Provided,*
14 That for purposes of computing the amount of a payment
15 for an eligible local educational agency under section
16 8003(a) for school year 2013–2014, children enrolled in
17 a school of such agency that would otherwise be eligible
18 for payment under section 8003(a)(1)(B) of such Act, but
19 due to the deployment of both parents or legal guardians,
20 or a parent or legal guardian having sole custody of such
21 children, or due to the death of a military parent or legal
22 guardian while on active duty (so long as such children
23 reside on Federal property as described in section
24 8003(a)(1)(B)), are no longer eligible under such section,
25 shall be considered as eligible students under such section,

1 provided such students remain in average daily attendance
2 at a school in the same local educational agency they at-
3 tended prior to their change in eligibility status: *Provided*
4 *further*, That the Secretary shall deem each local edu-
5 cational agency that received a fiscal year 2009 basic sup-
6 port payment for heavily impacted local educational agen-
7 cies under section 8003(b)(2) of such Act as eligible to
8 receive fiscal year 2014 basic support payments for heavily
9 impacted local educational agencies under such section
10 and make payments to such local educational agencies
11 under such section for fiscal year 2014.

12 SCHOOL IMPROVEMENT PROGRAMS

13 For carrying out school improvement activities au-
14 thorized by parts A and B of title II, part B of title IV,
15 subpart 6 of part D of title V, parts A and B of title
16 VI, and parts B and C of title VII of the ESEA; the
17 McKinney-Vento Homeless Assistance Act; section 203 of
18 the Educational Technical Assistance Act of 2002; the
19 Compact of Free Association Amendments Act of 2003;
20 and the Civil Rights Act of 1964, \$4,621,862,000, of
21 which \$2,782,412,000 shall become available on July 1,
22 2014, and remain available through September 30, 2015,
23 and of which \$1,681,441,000 shall become available on
24 October 1, 2014, and shall remain available through Sep-
25 tember 30, 2015, for academic year 2014–2015: *Provided*,

1 That funds made available to carry out part B of title
2 VII of the ESEA may be used for construction, renova-
3 tion, and modernization of any elementary school, sec-
4 ondary school, or structure related to an elementary school
5 or secondary school, run by the Department of Education
6 of the State of Hawaii, that serves a predominantly Native
7 Hawaiian student body: *Provided further*, That funds
8 made available to carry out part C of title VII of the
9 ESEA shall be awarded on a competitive basis, and also
10 may be used for construction: *Provided further*, That
11 \$51,113,000 shall be available to carry out section 203
12 of the Educational Technical Assistance Act of 2002: *Pro-*
13 *vided further*, That \$17,583,000 shall be available to carry
14 out the Supplemental Education Grants program for the
15 Federated States of Micronesia and the Republic of the
16 Marshall Islands: *Provided further*, That up to 5 percent
17 of the amount referred to in the previous proviso may be
18 reserved by the Federated States of Micronesia and the
19 Republic of the Marshall Islands to administer the Supple-
20 mental Education Grants programs and to obtain tech-
21 nical assistance, oversight and consultancy services in the
22 administration of these grants and to reimburse the
23 United States Departments of Labor, Health and Human
24 Services, and Education for such services: *Provided fur-*
25 *ther*, That State educational agencies may subgrant funds

1 available under part B of title IV of the ESEA for ex-
2 panded learning time programs that significantly increase
3 the number of hours in a regular school schedule and com-
4 prehensively redesign the school schedule for all students
5 in the school: *Provided further*, That such expanded learn-
6 ing time programs shall provide additional learning time
7 in the core academic and other subjects, provide opportu-
8 nities for student participation in experiential, hands-on
9 learning, and include enrichment and youth development
10 activities: *Provided further*, That programs awarded sub-
11 grants under such part shall include strong partnerships
12 between schools and community partners: *Provided fur-*
13 *ther*, That up to 5.5 percent of the funds for subpart 1
14 of part A of title II of the ESEA shall be reserved by
15 the Secretary for competitive awards for teacher or prin-
16 cipal recruitment and training or professional enhance-
17 ment activities to national not-for-profit organizations, of
18 which up to 10 percent may be used for related research,
19 development, evaluation, technical assistance, and out-
20 reach activities: *Provided further*, That \$149,417,000 shall
21 be to carry out part B of title II of the ESEA.

22 INDIAN EDUCATION

23 For expenses necessary to carry out, to the extent
24 not otherwise provided, title VII, part A of the ESEA,
25 \$130,318,000.

1 INNOVATION AND IMPROVEMENT

2 For carrying out activities authorized by part G of
3 title I, subpart 5 of part A and parts C and D of title
4 II, parts B, C, and D of title V of the ESEA, and sections
5 14006 and 14007 of division A of the American Recovery
6 and Reinvestment Act of 2009, as amended,
7 \$1,331,598,000: *Provided*, That the Secretary may use up
8 to \$250,000,000, which shall remain available for obliga-
9 tion through December 31, 2014, for section 14006 of di-
10 vision A of Public Law 111–5, as amended, to make
11 awards (including on the basis of previously submitted ap-
12 plications) to State educational agencies, local educational
13 agencies, or consortia of either, in accordance with the ap-
14 plicable requirements of that section, as determined by the
15 Secretary: *Provided further*, That funds for section 14006
16 may be available for carrying out a Race to the Top: Col-
17 lege Affordability and Completion program (referred to in
18 this Act as “CAC”): *Provided further*, That the Secretary
19 is authorized to make CAC grants to States for the pur-
20 pose of undertaking reforms and innovations to improve
21 college affordability and quality, and increase institutional
22 capacity to graduate more students, including low-income,
23 minority, and non-traditional students and students with
24 disabilities: *Provided further*, That before awarding or oth-
25 erwise making CAC funds available to States, the Sec-

1 retary may require States to provide evidence of imple-
2 menting, or a commitment to implement, reforms in (1)
3 increasing or sustaining fiscal support for public higher
4 education while modernizing funding policies to constrain
5 costs and improve student outcomes; (2) creating, or re-
6 moving barriers preventing the creation of, innovative and
7 effective methods of student learning and degree path-
8 ways; (3) empowering consumer choice in postsecondary
9 education through increased transparency on college costs,
10 quality, affordability, and student outcomes; and (4) in-
11 creasing awareness about college and financial aid among
12 secondary school students, providing accelerated learning
13 opportunities, and providing for the seamless transition
14 from secondary into postsecondary education and between
15 institutions of higher education: *Provided further*, That in
16 making a CAC grant to a State, the Secretary may with-
17 hold a portion of the funds to be awarded until such time
18 as the Secretary has determined that the State has dem-
19 onstrated that it has made sufficient progress in the areas
20 of reform described in the previous proviso: *Provided fur-*
21 *ther*, That the Secretary may reserve up to 2 percent of
22 funds provided under section 14006 to obtain qualified
23 readers and staff to review applications; to conduct over-
24 sight and monitoring; to provide technical assistance to
25 potential and successful applicants; and to conduct evalua-

1 tions of the projects funded in the first proviso: *Provided*
2 *further*, That a State receiving a CAC grant under this
3 section may make subgrants to public and non-profit orga-
4 nizations located within the State, subject to limitations
5 to be established by the Secretary: *Provided further*, That
6 the Secretary shall administer State grants for improving
7 early childhood care and education under such section
8 jointly with the Secretary of HHS on such terms as such
9 Secretaries set forth in an interagency agreement: *Pro-*
10 *vided further*, That up to \$170,000,000 shall be available
11 until expended for section 14007 of division A of Public
12 Law 111–5, and up to 5 percent of such funds may be
13 used for technical assistance and the evaluation of activi-
14 ties carried out under such section: *Provided further*, That
15 funds available for section 2151(b) of the ESEA may be
16 used to train other school leaders and district-level per-
17 sonnel, in addition to the individuals described in sub-
18 section (b)(1) and may be used to make grants to State
19 educational agencies, institutions of higher education, and
20 nonprofit organizations, in partnership with local edu-
21 cational agencies, in addition to the entities described in
22 subsection (b)(2): *Provided further*, That in making grants
23 under such section, the Secretary may designate local edu-
24 cational agencies as “high-need local educational agen-
25 cies” under such terms and conditions as the Secretary

1 may establish so long as each such local educational agen-
2 cy meets the requirements of 2102(3)(A) of the ESEA:
3 *Provided further*, That the education facilities clearing-
4 house established through a competitive award process in
5 fiscal year 2013 is authorized to collect and disseminate
6 information on effective educational practices and the lat-
7 est research regarding the planning, design, financing,
8 construction, improvement, operation, and maintenance of
9 safe, healthy, high-performance public facilities for early
10 learning programs, kindergarten through grade 12, and
11 higher education: *Provided further*, That \$298,834,000 of
12 the funds for subpart 1 of part D of title V of the ESEA
13 shall be for competitive grants to local educational agen-
14 cies, including charter schools that are local educational
15 agencies, or States, or partnerships of: (1) a local edu-
16 cational agency, a State, or both; and (2) at least one non-
17 profit organization to develop and implement performance-
18 based compensation systems for teachers, principals, and
19 other personnel in high-need schools: *Provided further*,
20 That such performance-based compensation systems must
21 consider gains in student academic achievement as well
22 as classroom evaluations conducted multiple times during
23 each school year among other factors and provide edu-
24 cators with incentives to take on additional responsibilities
25 and leadership roles: *Provided further*, That recipients of

1 such grants shall demonstrate that such performance-
2 based compensation systems are developed with the input
3 of teachers and school leaders in the schools and local edu-
4 cational agencies to be served by the grant: *Provided fur-*
5 *ther*, That recipients of such grants may use such funds
6 to develop or improve systems and tools (which may be
7 developed and used for the entire local educational agency
8 or only for schools served under the grant) that would en-
9 hance the quality and success of the compensation system,
10 such as high-quality teacher evaluations and tools to meas-
11 ure growth in student achievement: *Provided further*, That
12 applications for such grants shall include a plan to sustain
13 financially the activities conducted and systems developed
14 under the grant once the grant period has expired: *Pro-*
15 *vided further*, That up to 5 percent of such funds for com-
16 petitive grants shall be available for technical assistance,
17 training, peer review of applications, program outreach,
18 and evaluation activities: *Provided further*, That
19 \$55,000,000 of the funds for subpart 1 of part D of title
20 V of the ESEA shall be available for programs to improve
21 teacher effectiveness and student academic achievement
22 and preparedness for careers in science, technology, engi-
23 neering, and mathematics through competitive grants to
24 local educational agencies in partnership with institutions
25 of higher education, nonprofit organizations, other public

1 agencies, museums, and businesses to identify, develop,
2 validate, and expand the use for high-need students of evi-
3 dence-based STEM educational strategies and practices in
4 pre-kindergarten through grade 12, including informal
5 educational strategies and practices, of which up to 5 per-
6 cent may be reserved by the Secretary for national activi-
7 ties, including a STEM virtual learning network: *Provided*
8 *further*, That of the funds available for part B of title V
9 of the ESEA, the Secretary may use up to \$11,000,000
10 to carry out activities under section 5205(b) and shall use
11 not less than \$12,000,000 for subpart 2: *Provided further*,
12 That of the funds available for subpart 1 of part B of
13 title V of the ESEA, and notwithstanding section 5205(a),
14 the Secretary shall reserve not less than \$45,000,000 to
15 make multiple awards to non-profit charter management
16 organizations and other entities that are not for-profit en-
17 tities for the replication and expansion of successful char-
18 ter school models and shall reserve up to \$11,000,000 to
19 carry out the activities described in section 5205(a), in-
20 cluding improving quality and oversight of charter schools
21 and providing technical assistance and grants to author-
22 ized public chartering agencies in order to increase the
23 number of high-performing charter schools: *Provided fur-*
24 *ther*, That funds available for part B of title V of the
25 ESEA may be used for grants that support preschool edu-

1 cation in charter schools: *Provided further*, That each ap-
2 plication submitted pursuant to section 5203(a) shall de-
3 scribe a plan to monitor and hold accountable authorized
4 public chartering agencies through such activities as pro-
5 viding technical assistance or establishing a professional
6 development program, which may include evaluation, plan-
7 ning, training, and systems development for staff of au-
8 thorized public chartering agencies to improve the capacity
9 of such agencies in the State to authorize, monitor, and
10 hold accountable charter schools: *Provided further*, That
11 each application submitted pursuant to section 5203(a)
12 shall contain assurances that State law, regulations, or
13 other policies require that: (1) each authorized charter
14 school in the State operate under a legally binding charter
15 or performance contract between itself and the school's
16 authorized public chartering agency that describes the
17 rights and responsibilities of the school and the public
18 chartering agency; conduct annual, timely, and inde-
19 pendent audits of the school's financial statements that
20 are filed with the school's authorized public chartering
21 agency; and demonstrate improved student academic
22 achievement; and (2) authorized public chartering agen-
23 cies use increases in student academic achievement for all
24 groups of students described in section 1111(b)(2)(C)(v)

1 of the ESEA as the most important factor when deter-
2 mining to renew or revoke a school's charter.

3 SAFE SCHOOLS AND CITIZENSHIP EDUCATION

4 For carrying out activities authorized by part A of
5 title IV and subparts 1, 2, and 10 of part D of title V
6 of the ESEA, \$330,481,000: *Provided*, That
7 \$143,000,000 shall be available for subpart 2 of part A
8 of title IV, of which \$75,000,000 may be used for multi-
9 tier systems of support and for mental health treatment
10 and up to \$8,000,000, to remain available until expended,
11 shall be for the Project School Emergency Response to
12 Violence ("Project SERV") program to provide education-
13 related services to local educational agencies and institu-
14 tions of higher education in which the learning environ-
15 ment has been disrupted due to a violent or traumatic cri-
16 sis: *Provided further*, That \$56,754,000 shall be available
17 for Promise Neighborhoods and shall be available through
18 December 31, 2014.

19 ENGLISH LANGUAGE ACQUISITION

20 For carrying out part A of title III of the ESEA,
21 \$730,680,000, which shall become available on July 1,
22 2014, and shall remain available through September 30,
23 2015, except that 6.5 percent of such amount shall be
24 available on October 1, 2013, and shall remain available
25 through September 30, 2015, to carry out activities under

1 section 3111(c)(1)(C): *Provided*, That the Secretary shall
2 use estimates of the American Community Survey child
3 counts for the most recent 3-year period available to cal-
4 culate allocations under such part.

5 SPECIAL EDUCATION

6 For carrying out the Individuals with Disabilities
7 Education Act (IDEA) and the Special Olympics Sport
8 and Empowerment Act of 2004, \$12,803,387,000, of
9 which \$3,274,919,000 shall become available on July 1,
10 2014, and shall remain available through September 30,
11 2015, and of which \$9,283,383,000 shall become available
12 on October 1, 2014, and shall remain available through
13 September 30, 2015, for academic year 2014–2015: *Pro-*
14 *vided*, That the amount for section 611(b)(2) of the IDEA
15 shall be equal to the lesser of the amount available for
16 that activity during fiscal year 2013, increased by the
17 amount of inflation as specified in section 619(d)(2)(B)
18 of the IDEA, or the percent change in the funds appro-
19 priated under section 611(i) of the IDEA, but not less
20 than the amount for that activity during fiscal year 2013:
21 *Provided further*, That the Secretary shall, without regard
22 to section 611(d) of the IDEA, distribute to all other
23 States (as that term is defined in section 611(g)(2)), sub-
24 ject to the third proviso, any amount by which a State’s
25 allocation under section 611(d), from funds appropriated

1 under this heading, is reduced under section
2 612(a)(18)(B), according to the following: 85 percent on
3 the basis of the States' relative populations of children
4 aged 3 through 21 who are of the same age as children
5 with disabilities for whom the State ensures the avail-
6 ability of a free appropriate public education under this
7 part, and 15 percent to States on the basis of the States'
8 relative populations of those children who are living in pov-
9 erty: *Provided further*, That the Secretary may not dis-
10 tribute any funds under the previous proviso to any State
11 whose reduction in allocation from funds appropriated
12 under this heading made funds available for such a dis-
13 tribution: *Provided further*, That the States shall allocate
14 such funds distributed under the second proviso to local
15 educational agencies in accordance with section 611(f):
16 *Provided further*, That the amount by which a State's allo-
17 cation under section 611(d) of the IDEA is reduced under
18 section 612(a)(18)(B) and the amounts distributed to
19 States under the previous provisos in fiscal year 2012 or
20 any subsequent year shall not be considered in calculating
21 the awards under section 611(d) for fiscal year 2013 or
22 for any subsequent fiscal years: *Provided further*, That the
23 funds reserved under 611(c) of the IDEA may be used
24 to provide technical assistance to States to improve the
25 capacity of the States to meet the data collection require-

1 ments of sections 616 and 618 and to administer and
2 carry out other services and activities to improve data col-
3 lection, coordination, quality, and use under parts B and
4 C of the IDEA: *Provided further*, That the Secretary may,
5 notwithstanding section 643(e)(1) of the IDEA, reserve
6 up to \$2,710,000 of the amount provided under section
7 644 for incentive grants to States to carry out section
8 635(c): *Provided further*, That funds made available for
9 the Special Olympics Sport and Empowerment Act of
10 2004 may be used to support expenses associated with the
11 Special Olympics National and World Games: *Provided*
12 *further*, That the level of effort a local educational agency
13 must meet under section 613(a)(2)(A)(iii) of the IDEA,
14 in the year after it fails to maintain effort is the level of
15 effort that would have been required in the absence of that
16 failure and not the LEA's reduced level of expenditures:
17 *Provided further*, That the Secretary may use funds made
18 available for the State Personnel Development Grants pro-
19 gram under part D, subpart 1 of IDEA to evaluate pro-
20 gram performance.

21 REHABILITATION SERVICES AND DISABILITY RESEARCH

22 For carrying out, to the extent not otherwise pro-
23 vided, the Rehabilitation Act of 1973, the Assistive Tech-
24 nology Act of 1998, and the Helen Keller National Center
25 Act, \$3,698,174,000, of which \$3,302,053,000 shall be for

1 grants for vocational rehabilitation services under title I
2 of the Rehabilitation Act: *Provided*, That the Secretary
3 may use amounts provided in this Act that remain avail-
4 able subsequent to the reallocation of funds to States pur-
5 suant to section 110(b) of the Rehabilitation Act for inno-
6 vative activities aimed at improving the outcomes of indi-
7 viduals with disabilities as defined in section 7(20)(B) of
8 the Rehabilitation Act, including activities aimed at im-
9 proving the education and post-school outcomes of chil-
10 dren receiving Supplemental Security Income (“SSI”) and
11 their families that may result in long-term improvement
12 in the SSI child recipient’s economic status and self-suffi-
13 ciency: *Provided further*, That States may award sub-
14 grants for a portion of the funds to other public and pri-
15 vate, non-profit entities: *Provided further*, That any funds
16 made available subsequent to reallocation for innovative
17 activities aimed at improving the outcomes of individuals
18 with disabilities shall remain available until September 30,
19 2015: *Provided further*, That not to exceed \$20,000,000
20 of the amounts made available in the first proviso may
21 be used for performance-based awards for Pay for Success
22 projects: *Provided further*, That, with respect to the pre-
23 vious proviso, any funds obligated for such projects shall
24 remain available for disbursement until expended, notwith-
25 standing 31 U.S.C. 1552(a): *Provided further*, That, with

1 respect to the third proviso, any deobligated funds from
2 such projects shall immediately be available for programs
3 authorized under the Rehabilitation Act.

4 SPECIAL INSTITUTIONS FOR PERSONS WITH
5 DISABILITIES

6 AMERICAN PRINTING HOUSE FOR THE BLIND

7 For carrying out the Act of March 3, 1879,
8 \$24,456,000.

9 NATIONAL TECHNICAL INSTITUTE FOR THE DEAF

10 For the National Technical Institute for the Deaf
11 under titles I and II of the Education of the Deaf Act
12 of 1986, \$66,422,000: *Provided*, That from the total
13 amount available, the Institute may at its discretion use
14 funds for the endowment program as authorized under
15 section 207 of such Act.

16 GALLAUDET UNIVERSITY

17 For the Kendall Demonstration Elementary School,
18 the Model Secondary School for the Deaf, and the partial
19 support of Gallaudet University under titles I and II of
20 the Education of the Deaf Act of 1986, \$118,541,000:
21 *Provided*, That from the total amount available, the Uni-
22 versity may at its discretion use funds for the endowment
23 program as authorized under section 207 of such Act.

1 CAREER, TECHNICAL, AND ADULT EDUCATION

2 For carrying out, to the extent not otherwise pro-
3 vided, the Carl D. Perkins Career and Technical Edu-
4 cation Act of 2006 and the Adult Education and Family
5 Literacy Act (“AEFLA”), \$1,743,949,000, of which
6 \$952,949,000 shall become available on July 1, 2014, and
7 shall remain available through September 30, 2015, and
8 of which \$791,000,000 shall become available on October
9 1, 2014, and shall remain available through September 30,
10 2015: *Provided*, That of the amount available for section
11 114 of the Perkins Act, \$5,000,000 shall be used to help
12 establish or expand dual enrollment career and technical
13 education programs: *Provided further*, That such funds
14 may be used to assist individuals in adult education pro-
15 grams to enroll in postsecondary career and technical edu-
16 cation courses for credit: *Provided further*, That such
17 funds shall supplement and not supplant other Federal,
18 State, or local public funds expended for adult education
19 and literacy activities: *Provided further*, That of the
20 amount provided for Adult Education State Grants,
21 \$74,559,000 shall be made available for integrated
22 English literacy and civics education services to immi-
23 grants and other limited-English-proficient populations:
24 *Provided further*, That of the amount reserved for inte-
25 grated English literacy and civics education, notwith-

1 standing section 211 of the AEFLA, 65 percent shall be
2 allocated to States based on a State's absolute need as
3 determined by calculating each State's share of a 10-year
4 average of the United States Citizenship and Immigration
5 Services data for immigrants admitted for legal permanent
6 residence for the 10 most recent years, and 35 percent
7 allocated to States that experienced growth as measured
8 by the average of the 3 most recent years for which United
9 States Citizenship and Immigration Services data for im-
10 migrants admitted for legal permanent residence are avail-
11 able, except that no State shall be allocated an amount
12 less than \$60,000: *Provided further*, That of the amounts
13 made available for AEFLA, \$14,302,000 shall be for na-
14 tional leadership activities under section 243.

15 STUDENT FINANCIAL ASSISTANCE

16 For carrying out subparts 1, 3, and 10 of part A,
17 and part C of title IV of the HEA, \$24,536,210,000,
18 which shall remain available through September 30, 2015.

19 The maximum Pell Grant for which a student shall
20 be eligible during award year 2014–2015 shall be \$4,860.

21 STUDENT AID ADMINISTRATION

22 For Federal administrative expenses to carry out part
23 D of title I, and subparts 1, 3, 9, and 10 of part A, and
24 parts B, C, D, and E of title IV of the HEA,

1 \$1,044,301,000, to remain available until September 30,
2 2015.

3 HIGHER EDUCATION

4 For carrying out, to the extent not otherwise pro-
5 vided, titles II, III, IV, V, VI, VII, and VIII of the HEA,
6 the Mutual Educational and Cultural Exchange Act of
7 1961, and section 117 of the Carl D. Perkins Career and
8 Technical Education Act of 2006, \$1,912,615,000: *Pro-*
9 *vided*, That \$20,606,000 shall be for data collection, eval-
10 uation, research, and demonstration activities relating to
11 programs under the HEA, including activities that are de-
12 signed to test approaches for providing grant, loan, or
13 work assistance under title IV of the HEA in ways that
14 promote access to, and completion of, affordable and high-
15 quality postsecondary education programs: *Provided fur-*
16 *ther*, That the Secretary may use funds under the pre-
17 ceding proviso for the costs of postsecondary tuition, fees,
18 textbooks, and related costs for students enrolled in post-
19 secondary courses who are participating in evaluation, re-
20 search, and demonstration activities funded under the pre-
21 ceding proviso: *Provided further*, That notwithstanding
22 any other provision of law, funds made available in this
23 Act to carry out title VI of the HEA and section 102(b)(6)
24 of the Mutual Educational and Cultural Exchange Act of
25 1961 may be used to support visits and study in foreign

1 countries by individuals who are participating in advanced
2 foreign language training and international studies in
3 areas that are vital to United States national security and
4 who plan to apply their language skills and knowledge of
5 these countries in the fields of government, the profes-
6 sions, or international development: *Provided further*, That
7 of the funds referred to in the preceding proviso up to
8 1 percent may be used for program evaluation, national
9 outreach, and information dissemination activities: *Pro-*
10 *vided further*, That, of the amount available under subpart
11 2 of part A of title VII of the HEA, the Secretary may
12 use up to \$1,485,000 to fund continuation awards for
13 projects originally supported under subpart 1 of part A
14 of title VII of the HEA: *Provided further*, That up to 1.5
15 percent of the funds made available under chapter 2 of
16 subpart 2 of part A of title IV may be used for evaluation.

17 HOWARD UNIVERSITY

18 For partial support of Howard University,
19 \$234,064,000, of which not less than \$3,593,000 shall be
20 for a matching endowment grant pursuant to the Howard
21 University Endowment Act and shall remain available
22 until expended.

1 COLLEGE HOUSING AND ACADEMIC FACILITIES LOANS
2 PROGRAM

3 For Federal administrative expenses to carry out ac-
4 tivities related to existing facility loans pursuant to section
5 121 of the HEA, \$459,000.

6 HISTORICALLY BLACK COLLEGE AND UNIVERSITY
7 CAPITAL FINANCING PROGRAM ACCOUNT

8 For the cost of guaranteed loans, \$20,150,000, as au-
9 thorized pursuant to part D of title III of the HEA, which
10 shall remain available through September 30, 2015: *Pro-*
11 *vided*, That such costs, including the cost of modifying
12 such loans, shall be as defined in section 502 of the Con-
13 gressional Budget Act of 1974: *Provided further*, That
14 these funds are available to subsidize total loan principal,
15 any part of which is to be guaranteed, not to exceed
16 \$320,350,000: *Provided further*, That these funds may be
17 used to support loans to public and private Historically
18 Black Colleges and Universities without regard to the limi-
19 tations within section 344(a) of the HEA.

20 In addition, for administrative expenses to carry out
21 the Historically Black College and University Capital Fi-
22 nancing Program entered into pursuant to part D of title
23 III of the HEA, \$352,000.

1 INSTITUTE OF EDUCATION SCIENCES

2 For carrying out activities authorized by the Edu-
3 cation Sciences Reform Act of 2002, the National Assess-
4 ment of Educational Progress Authorization Act, section
5 208 of the Educational Technical Assistance Act of 2002,
6 and section 664 of the Individuals with Disabilities Edu-
7 cation Act, \$652,937,000, which shall remain available
8 through September 30, 2015: *Provided*, That funds avail-
9 able to carry out section 208 of the Educational Technical
10 Assistance Act may be used to link Statewide elementary
11 and secondary data systems with early childhood, postsec-
12 ondary, and workforce data systems, or to further develop
13 such systems: *Provided further*, That up to \$21,000,000
14 of the funds available to carry out section 208 of the Edu-
15 cational Technical Assistance Act may be used for awards
16 to public or private organizations or agencies to support
17 activities to improve data coordination, quality, and use
18 at the local, State, and national levels.

19 DEPARTMENTAL MANAGEMENT

20 PROGRAM ADMINISTRATION

21 For carrying out, to the extent not otherwise pro-
22 vided, the Department of Education Organization Act, in-
23 cluding rental of conference rooms in the District of Co-
24 lumbia and hire of three passenger motor vehicles,
25 \$447,366,000, of which \$2,000,000, to remain available

1 until expended, shall be for relocation of, and renovation
2 of buildings occupied by, Department staff.

3 OFFICE FOR CIVIL RIGHTS

4 For expenses necessary for the Office for Civil
5 Rights, as authorized by section 203 of the Department
6 of Education Organization Act, \$102,418,000.

7 OFFICE OF THE INSPECTOR GENERAL

8 For expenses necessary for the Office of the Inspector
9 General, as authorized by section 212 of the Department
10 of Education Organization Act, \$59,700,000.

11 GENERAL PROVISIONS

12 SEC. 301. No funds appropriated in this Act may be
13 used for the transportation of students or teachers (or for
14 the purchase of equipment for such transportation) in
15 order to overcome racial imbalance in any school or school
16 system, or for the transportation of students or teachers
17 (or for the purchase of equipment for such transportation)
18 in order to carry out a plan of racial desegregation of any
19 school or school system.

20 SEC. 302. None of the funds contained in this Act
21 shall be used to require, directly or indirectly, the trans-
22 portation of any student to a school other than the school
23 which is nearest the student's home, except for a student
24 requiring special education, to the school offering such
25 special education, in order to comply with title VI of the

1 SEC. 305. The Outlying Areas may consolidate funds
2 received under this Act, pursuant to 48 U.S.C. 1469a,
3 under part A of title V of the ESEA.

4 SEC. 306. Section 105(f)(1)(B)(ix) of the Compact
5 of Free Association Amendments Act of 2003 (48 U.S.C.
6 1921d(f)(1)(B)(ix)) shall be applied by substituting
7 “2014” for “2009”.

8 SEC. 307. (a) Section 206 of the Department of Edu-
9 cation Organization Act (20 U.S.C. 3416) is amended—

10 (1) by striking out the heading and inserting
11 “Office of Career, Technical, and Adult Education”;

12 (2) by striking out “Office of Vocational and
13 Adult Education” and inserting “Office of Career,
14 Technical, and Adult Education”;

15 (3) by striking out “Assistant Secretary for Vo-
16 cational and Adult Education” and inserting “As-
17 sistant Secretary for Career, Technical, and Adult
18 Education”; and

19 (4) by striking out “vocational and adult edu-
20 cation” each place it appears and inserting “career,
21 technical, and adult education”.

22 (b) Section 202 of the Department of Education Or-
23 ganization Act (20 U.S.C. 3412) is amended—

24 (1) in subsection (b)(1)(C), by striking out “As-
25 sistant Secretary for Vocational and Adult Edu-

1 cation” and inserting “Assistant Secretary for Ca-
2 reer, Technical, and Adult Education”; and

3 (2) in subsection (h), by striking out “Assistant
4 Secretary for Vocational and Adult Education” each
5 place it appears and inserting “Assistant Secretary
6 for Career, Technical, and Adult Education”.

7 (c) Section 1 of the Department of Education Organi-
8 zation Act (20 U.S.C. 3401 note) is amended by striking
9 out the entry for section 206 and inserting “Sec. 206. Of-
10 fice of Career, Technical, and Adult Education.”.

11 (d) Section 114(b)(1) of the Carl D. Perkins Career
12 and Technical Education Act of 2006 (20 U.S.C.
13 2324(b)(1)) is amended by striking out “Office of Voca-
14 tional and Adult Education” and inserting “Office of Ca-
15 reer, Technical, and Adult Education”.

16 SEC. 308. The Secretary may reserve funds under
17 section 9601 of the ESEA (subject to the limitations in
18 subsections (b) and (c) of that section) in order to carry
19 out activities authorized under that section with respect
20 to any ESEA program funded in this Act and without re-
21 spect to the source of funds for those activities: *Provided*,
22 That any funds reserved under this section shall be avail-
23 able from July 1, 2014 through September 30, 2015: *Pro-*
24 *vided further*, That not later than 10 days prior to the
25 initial obligation of funds reserved under this section, the

1 Secretary shall submit an evaluation plan to the Senate
2 Committees on Appropriations and Health, Education,
3 Labor, and Pensions and the House Committees on Ap-
4 propriations and Education and the Workforce which
5 identifies the source and amount of funds reserved under
6 this section, the impact on program grantees if funds are
7 withheld, and the programs to be evaluated with such
8 funds.

9 SEC. 309. None of the funds made available by this
10 Act to carry out the HEA may be disbursed or delivered
11 to an institution of higher education (or other postsec-
12 ondary educational institution) on behalf of a student, or
13 to a student to be used to attend the institution, unless
14 the institution certifies to the Secretary that it will not
15 use revenues derived from educational assistance funds
16 provided in any form under any Federal law for adver-
17 tising, marketing or student recruitment activities (other
18 than activities required or specifically authorized by title
19 IV of the HEA or otherwise specified by the Secretary).

20 SEC. 310. (a) CONSOLIDATIONS.—For fiscal year
21 2006 and each succeeding fiscal year, if a local educational
22 agency described in subsection (b) is formed at any time
23 after 1938 by the consolidation of 2 or more former school
24 districts, the local educational agency may elect to have
25 the Secretary determine its eligibility for any fiscal year

1 on the basis of 1 or more of those former districts, as
2 designated by the local educational agency.

3 (b) ELIGIBLE LOCAL EDUCATIONAL AGENCIES.—A
4 local educational agency referred to in subsection (a) is—

5 (1) any local educational agency that, for fiscal
6 year 1994 or any preceding fiscal year, applied, and
7 was determined to be eligible under, section 2(e) of
8 the Act of September 30, 1950 (Public Law 874,
9 81st Congress) as that section was in effect for that
10 fiscal year; or

11 (2) a local educational agency formed by the
12 consolidation of 2 or more districts, at least 1 of
13 which was eligible for assistance under this section
14 for the fiscal year preceding the year of the consoli-
15 dation, if—

16 (A) for fiscal years 2006 through 2013 the
17 local educational agency notified the Secretary
18 not later than 30 days after the date of enact-
19 ment of this Act; and

20 (B) for fiscal year 2014 the local edu-
21 cational agency includes the designation in its
22 application under section 8005 or any timely
23 amendment to such application.

24 (c) AMOUNT.—A local educational agency eligible
25 under subsection (b) shall receive a foundation payment

1 as provided for under subparagraphs (A) and (B) of sub-
2 section (h)(1), as in effect on the date of enactment of
3 this Act, except that the foundation payment shall be cal-
4 culated based on the most recent payment received by the
5 local educational agency based on its former common sta-
6 tus.

7 SEC. 311. None of the funds made available by this
8 Act to carry out the HEA may be disbursed or delivered
9 on behalf of a student or to a student to be used to attend
10 a program, pursuant to section 481(b) of the HEA, that
11 prepares students for gainful employment in recognized
12 occupations requiring licensing or other established re-
13 quirements as a pre-condition for entry into such occupa-
14 tions, at an institution of higher education (or other post-
15 secondary education institution), unless such program
16 meets, in the State where the Department has approved
17 the location offering the program, all applicable State or
18 professionally mandated licensing, certification, and pro-
19 grammatic or specialized accreditation requirements to
20 fully qualify a student who successfully completes the pro-
21 gram to take licensing examinations or obtain credentials
22 associated with the training provided in the program.

23 SEC. 312. The Secretary of Education shall—

24 (1) modify the Free Application for Federal
25 Student Aid described in section 483 of the HEA so

1 that the Free Application for Federal Student Aid
2 contains an individual box for the purpose of identi-
3 fying students who are foster youth or were in the
4 foster care system; and

5 (2) utilize such identification as a tool to notify
6 students who are foster youth or were in the foster
7 care system of their potential eligibility for Federal
8 student aid, including postsecondary education pro-
9 grams through the John H. Chafee Foster Care
10 Independence Program and any other Federal pro-
11 grams under which such students may be eligible to
12 receive assistance.

13 This title may be cited as the “Department of Edu-
14 cation Appropriations Act, 2014”.

15 TITLE IV

16 RELATED AGENCIES

17 COMMITTEE FOR PURCHASE FROM PEOPLE WHO ARE

18 BLIND OR SEVERELY DISABLED

19 SALARIES AND EXPENSES

20 For expenses necessary for the Committee for Pur-
21 chase From People Who Are Blind or Severely Disabled
22 established by Public Law 92–28, \$5,396,000.

1 CORPORATION FOR NATIONAL AND COMMUNITY SERVICE
2 OPERATING EXPENSES

3 For necessary expenses for the Corporation for Na-
4 tional and Community Service (referred to in this title as
5 “CNCS”) to carry out the Domestic Volunteer Service Act
6 of 1973 (referred to in this title as “1973 Act”) and the
7 National and Community Service Act of 1990 (referred
8 to in this title as “1990 Act”), \$756,641,000, notwith-
9 standing sections 198B(b)(3), 198S(g), 501(a)(6),
10 501(a)(4)(C), and 501(a)(4)(F) of the 1990 Act: *Pro-*
11 *vided*, That of the amounts provided under this heading:
12 (1) up to 1 percent of program grant funds may be used
13 to defray the costs of conducting grant application re-
14 views, including the use of outside peer reviewers and elec-
15 tronic management of the grants cycle; (2) \$46,724,000
16 shall be available for expenses authorized under section
17 501(a)(4)(E) of the 1990 Act; (3) \$15,306,000 shall be
18 available to provide assistance to State commissions on na-
19 tional and community service, under section 126(a) of the
20 1990 Act and notwithstanding section 501(a)(5)(B) of the
21 1990 Act; (4) \$30,000,000 shall be available to carry out
22 subtitle E of the 1990 Act; and (5) \$5,000,000 shall be
23 available for expenses authorized under section
24 501(a)(4)(F) of the 1990 Act, which, notwithstanding the
25 provisions of section 198P shall be awarded by CNCS on

1 a competitive basis: *Provided further*, That not to exceed
2 20 percent of funds made available under section
3 501(a)(4)(E) of the 1990 Act may be used for Social Inno-
4 vation Funds Pilot Program-related performance-based
5 awards for Pay for Success projects: *Provided further*,
6 That, with respect to the previous proviso, any funds obli-
7 gated for such projects shall remain available for disburse-
8 ment until expended, notwithstanding 31 U.S.C. 1552(a),
9 and that any funds deobligated from such projects shall
10 immediately be available for activities authorized under
11 198K of such Act.

12 PAYMENT TO THE NATIONAL SERVICE TRUST

13 (INCLUDING TRANSFER OF FUNDS)

14 For payment to the National Service Trust estab-
15 lished under subtitle D of title I of the 1990 Act,
16 \$209,840,000, to remain available until expended: *Pro-*
17 *vided*, That CNCS may transfer additional funds from the
18 amount provided within “Operating Expenses” allocated
19 to grants under subtitle C of title I of the 1990 Act to
20 the National Service Trust upon determination that such
21 transfer is necessary to support the activities of national
22 service participants and after notice is transmitted to the
23 Committees on Appropriations of the House of Represent-
24 atives and the Senate: *Provided further*, That amounts ap-
25 propriated for or transferred to the National Service Trust

1 may be invested under section 145(b) of the 1990 Act
2 without regard to the requirement to apportion funds
3 under 31 U.S.C. 1513(b).

4 SALARIES AND EXPENSES

5 For necessary expenses of administration as provided
6 under section 501(a)(5) of the 1990 Act and under section
7 504(a) of the 1973 Act, including payment of salaries, au-
8 thorized travel, hire of passenger motor vehicles, the rental
9 of conference rooms in the District of Columbia, the em-
10 ployment of experts and consultants authorized under 5
11 U.S.C. 3109, and not to exceed \$2,500 for official recep-
12 tion and representation expenses, \$88,209,000.

13 OFFICE OF INSPECTOR GENERAL

14 For necessary expenses of the Office of Inspector
15 General in carrying out the Inspector General Act of 1978,
16 \$6,466,000.

17 ADMINISTRATIVE PROVISIONS

18 SEC. 401. CNCS shall make any significant changes
19 to program requirements, service delivery or policy only
20 through public notice and comment rulemaking. For fiscal
21 year 2014, during any grant selection process, an officer
22 or employee of CNCS shall not knowingly disclose any cov-
23 ered grant selection information regarding such selection,
24 directly or indirectly, to any person other than an officer

1 or employee of CNCS that is authorized by CNCS to re-
2 ceive such information.

3 SEC. 402. AmeriCorps programs receiving grants
4 under the National Service Trust program shall meet an
5 overall minimum share requirement of 24 percent for the
6 first 3 years that they receive AmeriCorps funding, and
7 thereafter shall meet the overall minimum share require-
8 ment as provided in section 2521.60 of title 45, Code of
9 Federal Regulations, without regard to the operating costs
10 match requirement in section 121(e) or the member sup-
11 port Federal share limitations in section 140 of the 1990
12 Act, and subject to partial waiver consistent with section
13 2521.70 of title 45, Code of Federal Regulations.

14 SEC. 403. Donations made to CNCS under section
15 196 of the 1990 Act for the purposes of financing pro-
16 grams and operations under titles I and II of the 1973
17 Act or subtitle B, C, D, or E of title I of the 1990 Act
18 shall be used to supplement and not supplant current pro-
19 grams and operations.

20 SEC. 404. In addition to the requirements in section
21 146(a) of the 1990 Act, use of an educational award for
22 the purpose described in section 148(a)(4) shall be limited
23 to individuals who are veterans as defined under section
24 101 of the Act.

1 SEC. 405. For the purpose of carrying out section
2 189D of the 1990 Act:

3 (1) Entities described in paragraph (a) of such
4 section shall be considered “qualified entities” under
5 section 3 of the National Child Protection Act of
6 1993 (“NCPA”); and

7 (2) Individuals described in such section shall
8 be considered “volunteers” under section 3 of
9 NCPA; and

10 (3) State Commissions on National and Com-
11 munity Service established pursuant to section 178
12 of the 1990 Act, are authorized to receive criminal
13 history record information, consistent with Public
14 Law 92–544.

15 CORPORATION FOR PUBLIC BROADCASTING

16 For payment to the Corporation for Public Broad-
17 casting (“CPB”), as authorized by the Communications
18 Act of 1934, an amount which shall be available within
19 limitations specified by that Act, for the fiscal year 2016,
20 \$445,000,000: *Provided*, That none of the funds made
21 available to CPB by this Act shall be used to pay for re-
22 ceptions, parties, or similar forms of entertainment for
23 Government officials or employees: *Provided further*, That
24 none of the funds made available to CPB by this Act shall
25 be available or used to aid or support any program or ac-

1 tivity from which any person is excluded, or is denied ben-
2 efits, or is discriminated against, on the basis of race,
3 color, national origin, religion, or sex: *Provided further*,
4 That none of the funds made available to CPB by this
5 Act shall be used to apply any political test or qualification
6 in selecting, appointing, promoting, or taking any other
7 personnel action with respect to officers, agents, and em-
8 ployees of CPB: *Provided further*, That none of the funds
9 made available to CPB by this Act shall be used to support
10 the Television Future Fund or any similar purpose.

11 FEDERAL MEDIATION AND CONCILIATION SERVICE

12 SALARIES AND EXPENSES

13 For expenses necessary for the Federal Mediation
14 and Conciliation Service (“Service”) to carry out the func-
15 tions vested in it by the Labor-Management Relations Act,
16 1947, including hire of passenger motor vehicles; for ex-
17 penses necessary for the Labor-Management Cooperation
18 Act of 1978; and for expenses necessary for the Service
19 to carry out the functions vested in it by the Civil Service
20 Reform Act, \$47,000,000, including up to \$400,000 to re-
21 main available through September 30, 2015 for activities
22 authorized by the Labor-Management Cooperation Act of
23 1978: *Provided*, That notwithstanding 31 U.S.C. 3302,
24 fees charged, up to full-cost recovery, for special training
25 activities and other conflict resolution services and tech-

1 nical assistance, including those provided to foreign gov-
 2 ernments and international organizations, and for arbitra-
 3 tion services shall be credited to and merged with this ac-
 4 count, and shall remain available until expended: *Provided*
 5 *further*, That fees for arbitration services shall be available
 6 only for education, training, and professional development
 7 of the agency workforce: *Provided further*, That the Direc-
 8 tor of the Service is authorized to accept and use on behalf
 9 of the United States gifts of services and real, personal,
 10 or other property in the aid of any projects or functions
 11 within the Director's jurisdiction.

12 FEDERAL MINE SAFETY AND HEALTH REVIEW

13 COMMISSION

14 SALARIES AND EXPENSES

15 For expenses necessary for the Federal Mine Safety
 16 and Health Review Commission, \$17,000,000.

17 INSTITUTE OF MUSEUM AND LIBRARY SERVICES

18 OFFICE OF MUSEUM AND LIBRARY SERVICES: GRANTS

19 AND ADMINISTRATION

20 For carrying out the Museum and Library Services
 21 Act of 1996 and the National Museum of African Amer-
 22 ican History and Culture Act, \$231,490,000.

1 NATIONAL LABOR RELATIONS BOARD

2 SALARIES AND EXPENSES

3 For expenses necessary for the National Labor Rela-
4 tions Board to carry out the functions vested in it by the
5 Labor-Management Relations Act, 1947, and other laws,
6 \$284,991,000: *Provided*, That no part of this appropria-
7 tion shall be available to organize or assist in organizing
8 agricultural laborers or used in connection with investiga-
9 tions, hearings, directives, or orders concerning bargaining
10 units composed of agricultural laborers as referred to in
11 section 2(3) of the Act of July 5, 1935, and as amended
12 by the Labor-Management Relations Act, 1947, and as de-
13 fined in section 3(f) of the Act of June 25, 1938, and
14 including in said definition employees engaged in the
15 maintenance and operation of ditches, canals, reservoirs,
16 and waterways when maintained or operated on a mutual,
17 nonprofit basis and at least 95 percent of the water stored
18 or supplied thereby is used for farming purposes.

19 NATIONAL MEDIATION BOARD

20 SALARIES AND EXPENSES

21 For expenses necessary to carry out the provisions
22 of the Railway Labor Act, including emergency boards ap-
23 pointed by the President, \$13,384,000.

1 OCCUPATIONAL SAFETY AND HEALTH REVIEW

2 COMMISSION

3 SALARIES AND EXPENSES

4 For expenses necessary for the Occupational Safety
5 and Health Review Commission, \$12,300,000.

6 RAILROAD RETIREMENT BOARD

7 DUAL BENEFITS PAYMENTS ACCOUNT

8 For payment to the Dual Benefits Payments Ac-
9 count, authorized under section 15(d) of the Railroad Re-
10 tirement Act of 1974, \$39,000,000, which shall include
11 amounts becoming available in fiscal year 2014 pursuant
12 to section 224(c)(1)(B) of Public Law 98-76; and in addi-
13 tion, an amount, not to exceed 2 percent of the amount
14 provided herein, shall be available proportional to the
15 amount by which the product of recipients and the average
16 benefit received exceeds the amount available for payment
17 of vested dual benefits: *Provided*, That the total amount
18 provided herein shall be credited in 12 approximately
19 equal amounts on the first day of each month in the fiscal
20 year.

21 FEDERAL PAYMENTS TO THE RAILROAD RETIREMENT

22 ACCOUNTS

23 For payment to the accounts established in the
24 Treasury for the payment of benefits under the Railroad
25 Retirement Act for interest earned on unnegotiated

1 SOCIAL SECURITY ADMINISTRATION
2 PAYMENTS TO SOCIAL SECURITY TRUST FUNDS
3 For payment to the Federal Old-Age and Survivors
4 Insurance Trust Fund and the Federal Disability Insur-
5 ance Trust Fund, as provided under sections 201(m),
6 228(g), and 1131(b)(2) of the Social Security Act,
7 \$16,400,000.

8 SUPPLEMENTAL SECURITY INCOME PROGRAM
9 For carrying out titles XI and XVI of the Social Se-
10 curity Act, section 401 of Public Law 92–603, section 212
11 of Public Law 93–66, as amended, and section 405 of
12 Public Law 95–216, including payment to the Social Secu-
13 rity trust funds for administrative expenses incurred pur-
14 suant to section 201(g)(1) of the Social Security Act,
15 \$40,568,741,000, to remain available until expended: *Pro-*
16 *vided*, That any portion of the funds provided to a State
17 in the current fiscal year and not obligated by the State
18 during that year shall be returned to the Treasury: *Pro-*
19 *vided further*, That not more than \$54,000,000 shall be
20 available for research and demonstrations under sections
21 1110, 1115, and 1144 of the Social Security Act and re-
22 main available through September 30, 2015.

23 For making, after June 15 of the current fiscal year,
24 benefit payments to individuals under title XVI of the So-

1 cial Security Act, for unanticipated costs incurred for the
2 current fiscal year, such sums as may be necessary.

3 For making benefit payments under title XVI of the
4 Social Security Act for the first quarter of fiscal year
5 2015, \$19,700,000,000, to remain available until ex-
6 pended.

7 LIMITATION ON ADMINISTRATIVE EXPENSES

8 For necessary expenses, including the hire of two pas-
9 senger motor vehicles, and not to exceed \$20,000 for offi-
10 cial reception and representation expenses, not more than
11 \$10,594,473,000 may be expended, as authorized by sec-
12 tion 201(g)(1) of the Social Security Act, from any one
13 or all of the trust funds referred to in such section: *Pro-*
14 *vided*, That not less than \$2,300,000 shall be for the So-
15 cial Security Advisory Board: *Provided further*, That unob-
16 ligated balances of funds provided under this paragraph
17 at the end of fiscal year 2014 not needed for fiscal year
18 2014 shall remain available until expended to invest in the
19 Social Security Administration information technology
20 and telecommunications hardware and software infra-
21 structure, including related equipment and non-payroll ad-
22 ministrative expenses associated solely with this informa-
23 tion technology and telecommunications infrastructure:
24 *Provided further*, That the Commissioner of Social Secu-
25 rity shall notify the Committees on Appropriations of the

1 House of Representatives and the Senate prior to making
2 unobligated balances available under the authority in the
3 previous proviso: *Provided further*, That reimbursement to
4 the trust funds under this heading for expenditures for
5 official time for employees of the Social Security Adminis-
6 tration pursuant to 5 U.S.C. 7131, and for facilities or
7 support services for labor organizations pursuant to poli-
8 cies, regulations, or procedures referred to in section
9 7135(b) of such title shall be made by the Secretary of
10 the Treasury, with interest, from amounts in the general
11 fund not otherwise appropriated, as soon as possible after
12 such expenditures are made.

13 In addition, for the costs associated with continuing
14 disability reviews under titles II and XVI of the Social
15 Security Act and for the cost associated with conducting
16 redeterminations of eligibility under title XVI of the Social
17 Security Act, \$1,197,000,000 may be expended, as au-
18 thorized by section 201(g)(1) of the Social Security Act,
19 from any one or all of the trust funds referred to therein:
20 *Provided*, That, of such amount, \$273,000,000 is provided
21 to meet the terms of section 251(b)(2)(B)(ii)(III) of the
22 Balanced Budget and Emergency Deficit Control Act of
23 1985, as amended, and \$924,000,000 is additional new
24 budget authority specified for purposes of section
25 251(b)(2)(B) of such Act: *Provided further*, That the Com-

1 missioner shall provide to the Congress (at the conclusion
2 of the fiscal year) a report on the obligation and expendi-
3 ture of these funds, similar to the reports that were re-
4 quired by section 103(d)(2) of Public Law 104–121 for
5 fiscal years 1996 through 2002.

6 In addition, \$173,000,000 to be derived from admin-
7 istration fees in excess of \$5.00 per supplementary pay-
8 ment collected pursuant to section 1616(d) of the Social
9 Security Act or section 212(b)(3) of Public Law 93–66,
10 which shall remain available until expended. To the extent
11 that the amounts collected pursuant to such sections in
12 fiscal year 2014 exceed \$173,000,000, the amounts shall
13 be available in fiscal year 2015 only to the extent provided
14 in advance in appropriations Acts.

15 In addition, up to \$1,000,000 to be derived from fees
16 collected pursuant to section 303(c) of the Social Security
17 Protection Act, which shall remain available until ex-
18 pended.

19 OFFICE OF INSPECTOR GENERAL

20 (INCLUDING TRANSFER OF FUNDS)

21 For expenses necessary for the Office of Inspector
22 General in carrying out the provisions of the Inspector
23 General Act of 1978, \$29,698,000, together with not to
24 exceed \$74,972,000, to be transferred and expended as
25 authorized by section 201(g)(1) of the Social Security Act

1 from the Federal Old-Age and Survivors Insurance Trust
2 Fund and the Federal Disability Insurance Trust Fund.

3 In addition, an amount not to exceed 3 percent of
4 the total provided in this appropriation may be transferred
5 from the “Limitation on Administrative Expenses”, Social
6 Security Administration, to be merged with this account,
7 to be available for the time and purposes for which this
8 account is available: *Provided*, That notice of such trans-
9 fers shall be transmitted promptly to the Committees on
10 Appropriations of the House of Representatives and the
11 Senate at least 15 days in advance of any transfer.

12 TITLE V

13 GENERAL PROVISIONS

14 (TRANSFER OF FUNDS)

15 SEC. 501. The Secretaries of Labor, Health and
16 Human Services, and Education are authorized to transfer
17 unexpended balances of prior appropriations to accounts
18 corresponding to current appropriations provided in this
19 Act. Such transferred balances shall be used for the same
20 purpose, and for the same periods of time, for which they
21 were originally appropriated.

22 SEC. 502. No part of any appropriation contained in
23 this Act shall remain available for obligation beyond the
24 current fiscal year unless expressly so provided herein.

1 SEC. 503. (a) No part of any appropriation contained
2 in this Act or transferred pursuant to section 4002 of
3 Public Law 111–148 shall be used, other than for normal
4 and recognized executive-legislative relationships, for pub-
5 licity or propaganda purposes, for the preparation, dis-
6 tribution, or use of any kit, pamphlet, booklet, publication,
7 electronic communication, radio, television, or video pres-
8 entation designed to support or defeat the enactment of
9 legislation before the Congress or any State or local legis-
10 lature or legislative body, except in presentation to the
11 Congress or any State or local legislature itself, or de-
12 signed to support or defeat any proposed or pending regu-
13 lation, administrative action, or order issued by the execu-
14 tive branch of any State or local government, except in
15 presentation to the executive branch of any State or local
16 government itself.

17 (b) No part of any appropriation contained in this
18 Act or transferred pursuant to section 4002 of Public Law
19 111–148 shall be used to pay the salary or expenses of
20 any grant or contract recipient, or agent acting for such
21 recipient, related to any activity designed to influence the
22 enactment of legislation, appropriations, regulation, ad-
23 ministrative action, or Executive order proposed or pend-
24 ing before the Congress or any State government, State
25 legislature or local legislature or legislative body, other

1 than for normal and recognized executive-legislative rela-
2 tionships or participation by an agency or officer of a
3 State, local or tribal government in policymaking and ad-
4 ministrative processes within the executive branch of that
5 government.

6 (c) The prohibitions in subsections (a) and (b) shall
7 include any activity to advocate or promote any proposed,
8 pending or future Federal, State or local tax increase, or
9 any proposed, pending, or future requirement or restric-
10 tion on any legal consumer product, including its sale or
11 marketing, including but not limited to the advocacy or
12 promotion of gun control.

13 SEC. 504. The Secretaries of Labor and Education
14 are authorized to make available not to exceed \$28,000
15 and \$20,000, respectively, from funds available for sala-
16 ries and expenses under titles I and III, respectively, for
17 official reception and representation expenses; the Direc-
18 tor of the Federal Mediation and Conciliation Service is
19 authorized to make available for official reception and rep-
20 resentation expenses not to exceed \$5,000 from the funds
21 available for “Federal Mediation and Conciliation Service,
22 Salaries and Expenses”; and the Chairman of the Na-
23 tional Mediation Board is authorized to make available for
24 official reception and representation expenses not to ex-

1 ceed \$5,000 from funds available for “National Mediation
2 Board, Salaries and Expenses”.

3 SEC. 505. When issuing statements, press releases,
4 requests for proposals, bid solicitations and other docu-
5 ments describing projects or programs funded in whole or
6 in part with Federal money, all grantees receiving Federal
7 funds included in this Act, including but not limited to
8 State and local governments and recipients of Federal re-
9 search grants, shall clearly state—

10 (1) the percentage of the total costs of the pro-
11 gram or project which will be financed with Federal
12 money;

13 (2) the dollar amount of Federal funds for the
14 project or program; and

15 (3) percentage and dollar amount of the total
16 costs of the project or program that will be financed
17 by non-governmental sources.

18 SEC. 506. (a) None of the funds appropriated in this
19 Act, and none of the funds in any trust fund to which
20 funds are appropriated in this Act, shall be expended for
21 any abortion.

22 (b) None of the funds appropriated in this Act, and
23 none of the funds in any trust fund to which funds are
24 appropriated in this Act, shall be expended for health ben-
25 efits coverage that includes coverage of abortion.

1 (c) The term “health benefits coverage” means the
2 package of services covered by a managed care provider
3 or organization pursuant to a contract or other arrange-
4 ment.

5 SEC. 507. (a) The limitations established in the pre-
6 ceding section shall not apply to an abortion—

7 (1) if the pregnancy is the result of an act of
8 rape or incest; or

9 (2) in the case where a woman suffers from a
10 physical disorder, physical injury, or physical illness,
11 including a life-endangering physical condition
12 caused by or arising from the pregnancy itself, that
13 would, as certified by a physician, place the woman
14 in danger of death unless an abortion is performed.

15 (b) Nothing in the preceding section shall be con-
16 strued as prohibiting the expenditure by a State, locality,
17 entity, or private person of State, local, or private funds
18 (other than a State’s or locality’s contribution of Medicaid
19 matching funds).

20 (c) Nothing in the preceding section shall be con-
21 strued as restricting the ability of any managed care pro-
22 vider from offering abortion coverage or the ability of a
23 State or locality to contract separately with such a pro-
24 vider for such coverage with State funds (other than a

1 State’s or locality’s contribution of Medicaid matching
2 funds).

3 (d)(1) None of the funds made available in this Act
4 may be made available to a Federal agency or program,
5 or to a State or local government, if such agency, program,
6 or government subjects any institutional or individual
7 health care entity to discrimination on the basis that the
8 health care entity does not provide, pay for, provide cov-
9 erage of, or refer for abortions.

10 (2) In this subsection, the term “health care entity”
11 includes an individual physician or other health care pro-
12 fessional, a hospital, a provider-sponsored organization, a
13 health maintenance organization, a health insurance plan,
14 or any other kind of health care facility, organization, or
15 plan.

16 SEC. 508. (a) None of the funds made available in
17 this Act may be used for—

18 (1) the creation of a human embryo or embryos
19 for research purposes; or

20 (2) research in which a human embryo or em-
21 bryos are destroyed, discarded, or knowingly sub-
22 jected to risk of injury or death greater than that
23 allowed for research on fetuses in utero under 45
24 CFR 46.204(b) and section 498(b) of the Public
25 Health Service Act (42 U.S.C. 289g(b)).

1 (b) For purposes of this section, the term “human
2 embryo or embryos” includes any organism, not protected
3 as a human subject under 45 CFR 46 as of the date of
4 the enactment of this Act, that is derived by fertilization,
5 parthenogenesis, cloning, or any other means from one or
6 more human gametes or human diploid cells.

7 SEC. 509. (a) None of the funds made available in
8 this Act may be used for any activity that promotes the
9 legalization of any drug or other substance included in
10 schedule I of the schedules of controlled substances estab-
11 lished under section 202 of the Controlled Substances Act
12 except for normal and recognized executive-congressional
13 communications.

14 (b) The limitation in subsection (a) shall not apply
15 when there is significant medical evidence of a therapeutic
16 advantage to the use of such drug or other substance or
17 that federally sponsored clinical trials are being conducted
18 to determine therapeutic advantage.

19 SEC. 510. None of the funds made available in this
20 Act may be used to promulgate or adopt any final stand-
21 ard under section 1173(b) of the Social Security Act pro-
22 viding for, or providing for the assignment of, a unique
23 health identifier for an individual (except in an individ-
24 ual’s capacity as an employer or a health care provider),

1 until legislation is enacted specifically approving the
2 standard.

3 SEC. 511. None of the funds made available in this
4 Act may be obligated or expended to enter into or renew
5 a contract with an entity if—

6 (1) such entity is otherwise a contractor with
7 the United States and is subject to the requirement
8 in 38 U.S.C. 4212(d) regarding submission of an
9 annual report to the Secretary of Labor concerning
10 employment of certain veterans; and

11 (2) such entity has not submitted a report as
12 required by that section for the most recent year for
13 which such requirement was applicable to such enti-
14 ty.

15 SEC. 512. None of the funds made available in this
16 Act may be transferred to any department, agency, or in-
17 strumentality of the United States Government, except
18 pursuant to a transfer made by, or transfer authority pro-
19 vided in, this Act or any other appropriation Act.

20 SEC. 513. None of the funds made available by this
21 Act to carry out the Library Services and Technology Act
22 may be made available to any library covered by para-
23 graph (1) of section 224(f) of such Act, as amended by
24 the Children's Internet Protection Act, unless such library

1 has made the certifications required by paragraph (4) of
2 such section.

3 SEC. 514. (a) None of the funds provided under this
4 Act, or provided under previous appropriations Acts to the
5 agencies funded by this Act that remain available for obli-
6 gation or expenditure in fiscal year 2014, or provided from
7 any accounts in the Treasury of the United States derived
8 by the collection of fees available to the agencies funded
9 by this Act, shall be available for obligation or expenditure
10 through a reprogramming of funds that—

- 11 (1) creates new programs;
- 12 (2) eliminates a program, project, or activity;
- 13 (3) increases funds or personnel by any means
14 for any project or activity for which funds have been
15 denied or restricted;
- 16 (4) relocates an office or employees;
- 17 (5) reorganizes or renames offices;
- 18 (6) reorganizes programs or activities; or
- 19 (7) contracts out or privatizes any functions or
20 activities presently performed by Federal employees;

21 unless the Committees on Appropriations of the House of
22 Representatives and the Senate are notified 15 days in
23 advance of such reprogramming or of an announcement
24 of intent relating to such reprogramming, whichever oc-
25 curs earlier.

1 (b) None of the funds provided under this Act, or
2 provided under previous appropriations Acts to the agen-
3 cies funded by this Act that remain available for obligation
4 or expenditure in fiscal year 2014, or provided from any
5 accounts in the Treasury of the United States derived by
6 the collection of fees available to the agencies funded by
7 this Act, shall be available for obligation or expenditure
8 through a reprogramming of funds in excess of \$500,000
9 or 10 percent, whichever is less, that—

10 (1) augments existing programs, projects (in-
11 cluding construction projects), or activities;

12 (2) reduces by 10 percent funding for any exist-
13 ing program, project, or activity, or numbers of per-
14 sonnel by 10 percent as approved by Congress; or

15 (3) results from any general savings from a re-
16 duction in personnel which would result in a change
17 in existing programs, activities, or projects as ap-
18 proved by Congress;

19 unless the Committees on Appropriations of the House of
20 Representatives and the Senate are notified 15 days in
21 advance of such reprogramming or of an announcement
22 of intent relating to such reprogramming, whichever oc-
23 curs earlier.

24 SEC. 515. (a) None of the funds made available in
25 this Act may be used to request that a candidate for ap-

1 pointment to a Federal scientific advisory committee dis-
2 close the political affiliation or voting history of the can-
3 didate or the position that the candidate holds with re-
4 spect to political issues not directly related to and nec-
5 essary for the work of the committee involved.

6 (b) None of the funds made available in this Act may
7 be used to disseminate information that is deliberately
8 false or misleading.

9 SEC. 516. Within 45 days of enactment of this Act,
10 each department and related agency funded through this
11 Act shall submit an operating plan that details at the pro-
12 gram, project, and activity level any funding allocations
13 for fiscal year 2014 that are different than those specified
14 in this Act, the accompanying detailed table in the Com-
15 mittee report accompanying this Act, or the fiscal year
16 2014 budget request.

17 SEC. 517. The Secretaries of Labor, Health and
18 Human Services, and Education shall each prepare and
19 submit to the Committees on Appropriations of the House
20 of Representatives and the Senate a report on the number
21 and amount of contracts, grants, and cooperative agree-
22 ments exceeding \$500,000 in value and awarded by the
23 Department on a non-competitive basis during each quar-
24 ter of fiscal year 2014, but not to include grants awarded
25 on a formula basis or directed by law. Such report shall

1 include the name of the contractor or grantee, the amount
2 of funding, the governmental purpose, including a jus-
3 tification for issuing the award on a non-competitive basis.
4 Such report shall be transmitted to the Committees within
5 30 days after the end of the quarter for which the report
6 is submitted.

7 SEC. 518. None of the funds appropriated or other-
8 wise made available by this Act may be used to enter into
9 a contract in an amount greater than \$5,000,000 or to
10 award a grant in excess of such amount unless the pro-
11 spective contractor or grantee certifies in writing to the
12 agency awarding the contract or grant that, to the best
13 of its knowledge and belief, the contractor or grantee has
14 filed all Federal tax returns required during the 3 years
15 preceding the certification, has not been convicted of a
16 criminal offense under the Internal Revenue Code of 1986,
17 and has not, more than 90 days prior to certification, been
18 notified of any unpaid Federal tax assessment for which
19 the liability remains unsatisfied, unless the assessment is
20 the subject of an installment agreement or offer in com-
21 promise that has been approved by the Internal Revenue
22 Service and is not in default, or the assessment is the sub-
23 ject of a non-frivolous administrative or judicial pro-
24 ceeding.

1 (RESCISSION)

2 SEC. 519. Of the funds made available for perform-
3 ance bonus payments under section 2105(a)(3)(E) of the
4 Social Security Act, \$5,000,000,000 are hereby rescinded.

5 SEC. 520. None of the funds contained in this Act
6 may be used to distribute any needle or syringe for the
7 purpose of preventing the spread of blood borne pathogens
8 in any location that has been determined by the local pub-
9 lic health or local law enforcement authorities to be inap-
10 propriate for such distribution.

11 (INCLUDING TRANSFER OF FUNDS)

12 SEC. 521. (a) IN GENERAL.—The Health Education
13 Assistance Loan (“HEAL”) program under title VII, part
14 A, subpart I of the PHS Act, and the authority to admin-
15 ister such program, including servicing, collecting, and en-
16 forcing any loans that were made under such program
17 that remain outstanding, shall be permanently transferred
18 from the Secretary of Health and Human Services to the
19 Secretary of Education no later than the end of the first
20 fiscal quarter that begins after the date of enactment of
21 this act.

22 (b) TRANSFER OF FUNCTIONS, ASSETS, AND LIABIL-
23 ITIES.—The functions, assets, and liabilities of the Sec-
24 retary of Health and Human Services relating to such pro-
25 gram shall be transferred to the Secretary of Education.

1 (c) INTERDEPARTMENTAL COORDINATION OF
 2 TRANSFER.—The Secretary of Health and Human Serv-
 3 ices and the Secretary of Education shall carry out the
 4 transfer of the HEAL program described in subsection
 5 (a), including the transfer of the functions, assets, and
 6 liabilities specified in subsection (b), in the manner that
 7 they determine is most appropriate.

8 (d) USE OF AUTHORITIES UNDER HEA OF 1965.—
 9 In servicing, collecting, and enforcing the loans described
 10 in subsection (a), the Secretary of Education shall have
 11 available any and all authorities available to such Sec-
 12 retary in servicing, collecting, or enforcing a loan made,
 13 insured, or guaranteed under part B of title IV of the
 14 HEA of 1965.

15 (e) CONFORMING AMENDMENTS.—Effective as of the
 16 date on which the transfer of the HEAL program under
 17 subsection (a) takes effect, section 719 of the PHS Act
 18 is amended by adding at the end the following new para-
 19 graph:

20 “(6) The term ‘Secretary’ means the Secretary
 21 of Education.”.

22 (INCLUDING TRANSFER OF FUNDS)

23 SEC. 522. (a) DEFINITIONS.—In this section,

24 (1) “Performance Partnership Pilot” (or
 25 “Pilot”) is a project that seeks to identify, through

1 a demonstration, cost-effective strategies for pro-
2 viding services at the State, regional, or local level
3 that—

4 (A) involve two or more Federal programs
5 (administered by one or more Federal agen-
6 cies)—

7 (i) which have related policy goals,

8 and

9 (ii) at least one of which is adminis-
10 tered (in whole or in part) by a State,
11 local, or tribal government; and

12 (B) achieve better results for regions, com-
13 munities, or specific at-risk populations through
14 making better use of the budgetary resources
15 that are available for supporting such pro-
16 grams.

17 (2) “To improve outcomes for disconnected
18 youth” means to increase the rate at which individ-
19 uals between the ages of 14 and 24 (who are low-
20 income and either homeless, in foster care, involved
21 in the juvenile justice system, unemployed, or not
22 enrolled in or at risk of dropping out of an edu-
23 cational institution) achieve success in meeting edu-
24 cational, employment, or other key goals.

1 (3) The “lead Federal administering agency” is
2 the Federal agency, to be designated by the Director
3 of the Office of Management and Budget (from
4 among the participating Federal agencies that have
5 statutory responsibility for the Federal discretionary
6 funds that will be used in a Performance Partner-
7 ship Pilot), that will enter into and administer the
8 particular Performance Partnership Agreement on
9 behalf of that agency and the other participating
10 Federal agencies.

11 (b) USE OF DISCRETIONARY FUNDS IN FISCAL YEAR
12 2014.—Federal agencies may use Federal discretionary
13 funds that are made available in this Act to carry out up
14 to 13 Performance Partnership Pilots. Such Pilots shall:

15 (1) be designed to improve outcomes for discon-
16 nected youth, and

17 (2) involve Federal programs targeted on dis-
18 connected youth, or designed to prevent youth from
19 disconnecting from school or work, that provide edu-
20 cation, training, employment, and other related so-
21 cial services.

22 (c) PERFORMANCE PARTNERSHIP AGREEMENTS.—
23 Federal agencies may use Federal discretionary funds, as
24 authorized in subsection (b), to participate in a Perform-

1 ance Partnership Pilot only in accordance with the terms
2 of a Performance Partnership Agreement that—

3 (1) is entered into between—

4 (A) the head of the lead Federal admin-
5 istering agency, on behalf of all of the partici-
6 pating Federal agencies (subject to the head of
7 the lead Federal administering agency having
8 received from the heads of each of the other
9 participating agencies their written concurrence
10 for entering into the Agreement), and

11 (B) the respective representatives of all of
12 the State, local, or tribal governments that are
13 participating in the Agreement; and

14 (2) specifies, at a minimum, the following infor-
15 mation:

16 (A) the length of the Agreement (which
17 shall not extend beyond September 30, 2018);

18 (B) the Federal programs and federally
19 funded services that are involved in the Pilot;

20 (C) the Federal discretionary funds that
21 are being used in the Pilot (by the respective
22 Federal account identifier, and the total
23 amount from such account that is being used in
24 the Pilot), and the period (or periods) of avail-

1 ability for obligation (by the Federal Govern-
2 ment) of such funds;

3 (D) the non-Federal funds that are in-
4 volved in the Pilot, by source (which may in-
5 clude private funds as well as governmental
6 funds) and by amount;

7 (E) the State, local, or tribal programs
8 that are involved in the Pilot;

9 (F) the populations to be served by the
10 Pilot;

11 (G) the cost-effective Federal oversight
12 procedures that will be used for the purpose of
13 maintaining the necessary level of account-
14 ability for the use of the Federal discretionary
15 funds;

16 (H) the cost-effective State, local, or tribal
17 oversight procedures that will be used for the
18 purpose of maintaining the necessary level of
19 accountability for the use of the Federal discre-
20 tionary funds;

21 (I) the outcome (or outcomes) that the
22 Pilot is designed to achieve;

23 (J) the appropriate, reliable, and objective
24 outcome-measurement methodology that the
25 Federal Government and the participating

1 State, local, or tribal governments will use, in
2 carrying out the Pilot, to determine whether the
3 Pilot is achieving, and has achieved, the speci-
4 fied outcomes that the Pilot is designed to
5 achieve;

6 (K) the statutory, regulatory, or adminis-
7 trative requirements related to Federal manda-
8 tory programs that are barriers to achieving im-
9 proved outcomes of the Pilot; and

10 (L) in cases where, during the course of
11 the Pilot, it is determined that the Pilot is not
12 achieving the specified outcomes that it is de-
13 signed to achieve,

14 (i) the consequences that will result
15 from such deficiencies with respect to the
16 Federal discretionary funds that are being
17 used in the Pilot, and

18 (ii) the corrective actions that will be
19 taken in order to increase the likelihood
20 that the Pilot, upon completion, will have
21 achieved such specified outcomes.

22 (d) AGENCY HEAD DETERMINATIONS.—A Federal
23 agency may participate in a Performance Partnership
24 Pilot (including by providing Federal discretionary funds
25 that have been appropriated to such agency) only upon

1 the written determination by the head of such agency that
2 the agency's participation in such Pilot—

3 (1) will not result in denying or restricting the
4 eligibility of any individual for any of the services
5 that (in whole or in part) are funded by the agency's
6 programs and Federal discretionary funds that are
7 involved in the Pilot, and

8 (2) based on the best available information, will
9 not otherwise adversely affect vulnerable populations
10 that are the recipients of such services.

11 In making this determination, the head of the agency may
12 take into consideration the other Federal discretionary
13 funds that will be used in the Pilot as well as any non-
14 Federal funds (including from private sources as well as
15 governmental sources) that will be used in the Pilot.

16 (e) TRANSFER AUTHORITY.—For the purpose of car-
17 rying out the Pilot in accordance with the Performance
18 Partnership Agreement, and subject to the written ap-
19 proval of the Director of the Office of Management and
20 Budget, the head of each participating Federal agency
21 may transfer Federal discretionary funds that are being
22 used in the Pilot to an account of the lead Federal admin-
23 istering agency that includes Federal discretionary funds
24 that are being used in the Pilot. Subject to the waiver
25 authority under subsection (f), such transferred funds

1 shall remain available for the same purposes for which
2 such funds were originally appropriated: *Provided*, That
3 such transferred funds shall remain available for obliga-
4 tion by the Federal Government until the expiration of the
5 period of availability for those Federal discretionary funds
6 (which are being used in the Pilot) that have the longest
7 period of availability, except that any such transferred
8 funds shall not remain available beyond September 30,
9 2018.

10 (f) WAIVER AUTHORITY.—In connection with a Fed-
11 eral agency’s participation in a Performance Partnership
12 Pilot, and subject to the other provisions of this section
13 (including subsection (e)), the head of the Federal agency
14 to which the Federal discretionary funds were appro-
15 priated may waive (in whole or in part) the application,
16 solely to such discretionary funds that are being used in
17 the Pilot, of any statutory, regulatory, or administrative
18 requirement that such agency head—

19 (1) is otherwise authorized to waive (in accord-
20 ance with the terms and conditions of such other au-
21 thority), and

22 (2) is not otherwise authorized to waive, pro-
23 vided that in such case the agency head shall—

24 (A) not waive any requirement related to
25 nondiscrimination, wage and labor standards,

1 or allocation of funds to State and substate lev-
2 els;

3 (B) issue a written determination, prior to
4 granting the waiver, with respect to such discre-
5 tionary funds that the granting of such waiver
6 for purposes of the Pilot—

7 (i) is consistent with both—

8 (I) the statutory purposes of the
9 Federal program for which such dis-
10 cretionary funds were appropriated,
11 and

12 (II) the other provisions of this
13 section, including the written deter-
14 mination by the agency head issued
15 under subsection (d);

16 (ii) is necessary to achieve the out-
17 comes of the Pilot as specified in the Per-
18 formance Partnership Agreement, and is
19 no broader in scope than is necessary to
20 achieve such outcomes; and

21 (iii) will result in either—

22 (I) realizing efficiencies by sim-
23 plifying reporting burdens or reducing
24 administrative barriers with respect to
25 such discretionary funds, or

1 (II) increasing the ability of indi-
2 viduals to obtain access to services
3 that are provided by such discre-
4 tionary funds; and

5 (C) provide at least 60 days advance writ-
6 ten notice to the Committees on Appropriations
7 and other committees of jurisdiction in the
8 House of Representatives and the Senate.

9 SEC. 523. (a) The head of any Executive branch de-
10 partment, agency, board, commission, or office funded by
11 this Act shall submit annual reports to the Inspector Gen-
12 eral or senior ethics official for any entity without an In-
13 spector General, regarding the costs and contracting pro-
14 cedures related to each conference held by any such de-
15 partment, agency, board, commission, or office during fis-
16 cal year 2014 for which the cost to the United States Gov-
17 ernment was more than \$100,000.

18 (b) Each report submitted shall include, for each con-
19 ference described in subsection (a) held during the applica-
20 ble period—

21 (1) a description of its purpose;

22 (2) the number of participants attending;

23 (3) a detailed statement of the costs to the
24 United States Government, including—

25 (A) the cost of any food or beverages;

1 (B) the cost of any audio-visual services;

2 (C) the cost of employee or contractor
3 travel to and from the conference; and

4 (D) a discussion of the methodology used
5 to determine which costs relate to the con-
6 ference; and

7 (4) a description of the contracting procedures
8 used including—

9 (A) whether contracts were awarded on a
10 competitive basis; and

11 (B) a discussion of any cost comparison
12 conducted by the departmental component or
13 office in evaluating potential contractors for the
14 conference.

15 (c) Within 15 days of the date of a conference held
16 by any Executive branch department, agency, board, com-
17 mission, or office funded by this Act during fiscal year
18 2014 for which the cost to the United States Government
19 was more than \$20,000, the head of any such department,
20 agency, board, commission, or office shall notify the In-
21 spector General or senior ethics official for any entity
22 without an Inspector General, of the date, location, and
23 number of employees attending such conference.

24 (d) A grant or contract funded by amounts appro-
25 priated by this Act to an Executive branch agency may

1 not be used for the purpose of defraying the costs of a
2 conference described in subsection (c) that is not directly
3 and programmatically related to the purpose for which the
4 grant or contract was awarded, such as a conference held
5 in connection with planning, training, assessment, review,
6 or other routine purposes related to a project funded by
7 the grant or contract.

8 (e) None of the funds made available in this Act may
9 be used for travel and conference activities that are not
10 in compliance with Office of Management and Budget
11 Memorandum M-12-12 dated May 11, 2012.

12 SEC. 524. Each Federal agency, or in the case of an
13 agency with multiple bureaus, each bureau (or operating
14 division) funded under this Act that has research and de-
15 velopment expenditures in excess of \$100,000,000 per
16 year shall develop a Federal research public access policy
17 that provides for—

18 (1) the submission to the agency, agency bu-
19 reau, or designated entity acting on behalf of the
20 agency, a machine-readable version of the author's
21 final peer-reviewed manuscripts that have been ac-
22 cepted for publication in peer-reviewed journals de-
23 scribing research supported, in whole or in part,
24 from funding by the Federal Government;

1 (2) free online public access to such final peer-
2 reviewed manuscripts or published versions not later
3 than 12 months after the official date of publication;
4 and

5 (3) compliance with all relevant copyright laws.

6 This Act may be cited as the “Departments of Labor,
7 Health and Human Services, and Education, and Related
8 Agencies Appropriations Act, 2014”.

Calendar No. 128

113TH CONGRESS
1ST Session

S. 1284

[Report No. 113-71]

A BILL

Making appropriations for the Departments of Labor, Health and Human Services, and Education, and related agencies for the fiscal year ending September 30, 2014, and for other purposes.

JULY 11, 2013

Read twice and placed on the calendar