

JULY 15, 2020

RULES COMMITTEE PRINT 116-59

TEXT OF H.R. 7608, STATE, FOREIGN OPERATIONS, AGRICULTURE, RURAL DEVELOPMENT, INTERIOR, ENVIRONMENT, MILITARY CONSTRUCTION, AND VETERANS AFFAIRS APPROPRIATIONS ACT, 2021

[Showing the text of H.R. 7608, H.R. 7610, H.R. 7612, and H.R. 7609, as reported by the Committee on Appropriations, with modifications.]

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “State, Foreign Oper-
3 ations, Agriculture, Rural Development, Interior, Environ-
4 ment, Military Construction, and Veterans Affairs Appro-
5 priations Act, 2021”.

6 **SEC. 2. REFERENCES TO ACT.**

7 Except as expressly provided otherwise, any reference
8 to “this Act” contained in any division of this Act shall
9 be treated as referring only to the provisions of that divi-
10 sion.

11 **SEC. 3. REFERENCES TO REPORT.**

12 (a) Any reference to a “report accompanying this
13 Act” contained in division A of this Act shall be treated
14 as a reference to House Report 116–444. The effect of

1 such Report shall be limited to division A and shall apply
2 for purposes of determining the allocation of funds pro-
3 vided by, and the implementation of, division A.

4 (b) Any reference to a “report accompanying this
5 Act” contained in division B of this Act shall be treated
6 as a reference to House Report 116–446. The effect of
7 such Report shall be limited to division B and shall apply
8 for purposes of determining the allocation of funds pro-
9 vided by, and the implementation of, division B.

10 (c) Any reference to a “report accompanying this
11 Act” contained in division C of this Act shall be treated
12 as a reference to House Report 116–448. The effect of
13 such Report shall be limited to division C and shall apply
14 for purposes of determining the allocation of funds pro-
15 vided by, and the implementation of, division C.

16 (d) Any reference to a “report accompanying this
17 Act” contained in division D of this Act shall be treated
18 as a reference to House Report 116–445. The effect of
19 such Report shall be limited to division D and shall apply
20 for purposes of determining the allocation of funds pro-
21 vided by, and the implementation of, division D.

22 **SEC. 4. AVAILABILITY OF FUNDS.**

23 (a) Each amount designated in this Act by the Con-
24 gress as an emergency requirement pursuant to section
25 251(b)(2)(A)(i) of the Balanced Budget and Emergency

1 Deficit Control Act of 1985 shall be available (or re-
2 scinded, if applicable) only if the President subsequently
3 so designates all such amounts and transmits such des-
4 ignations to the Congress.

5 (b) Each amount designated in this Act by the Con-
6 gress for Overseas Contingency Operations/Global War on
7 Terrorism pursuant to section 251(b)(2)(A)(ii) of the Bal-
8 anced Budget and Emergency Deficit Control Act of 1985
9 shall be available (or rescinded, if applicable) only if the
10 President subsequently so designates all such amounts
11 and transmits such designations to the Congress.

1 **DIVISION A—STATE, FOREIGN OPER-**
2 **ATIONS, AND RELATED OPERATIONS**
3 **APPROPRIATIONS ACT, 2021**

4 That the following sums are appropriated, out of any
5 money in the Treasury not otherwise appropriated, for the
6 Department of State, foreign operations, and related pro-
7 grams for the fiscal year ending September 30, 2021, and
8 for other purposes, namely:

9 **TITLE I**
10 **DEPARTMENT OF STATE AND RELATED**
11 **AGENCY**
12 **DEPARTMENT OF STATE**
13 **ADMINISTRATION OF FOREIGN AFFAIRS**
14 **DIPLOMATIC PROGRAMS**

15 For necessary expenses of the Department of State
16 and the Foreign Service not otherwise provided for,
17 \$9,188,195,000, of which \$763,845,000 may remain avail-
18 able until September 30, 2022, and of which up to
19 \$4,095,899,000 may remain available until expended for
20 Worldwide Security Protection: *Provided*, That of the
21 amount made available under this heading for Worldwide
22 Security Protection, \$2,626,122,000 is designated by the
23 Congress for Overseas Contingency Operations/Global
24 War on Terrorism pursuant to section 251(b)(2)(A)(ii) of
25 the Balanced Budget and Emergency Deficit Control Act

1 of 1985: *Provided further*, That funds made available
2 under this heading shall be allocated in accordance with
3 paragraphs (1) through (4) as follows:

4 (1) HUMAN RESOURCES.—For necessary ex-
5 penses for training, human resources management,
6 and salaries, including employment without regard
7 to civil service and classification laws of persons on
8 a temporary basis (not to exceed \$700,000), as au-
9 thorized by section 801 of the United States Infor-
10 mation and Educational Exchange Act of 1948 (62
11 Stat. 11; Chapter 36), \$2,999,725,000, of which up
12 to \$543,687,000 is for Worldwide Security Protec-
13 tion.

14 (2) OVERSEAS PROGRAMS.—For necessary ex-
15 penses for the regional bureaus of the Department
16 of State and overseas activities as authorized by law,
17 \$1,840,143,000.

18 (3) DIPLOMATIC POLICY AND SUPPORT.—For
19 necessary expenses for the functional bureaus of the
20 Department of State, including representation to
21 certain international organizations in which the
22 United States participates pursuant to treaties rati-
23 fied pursuant to the advice and consent of the Sen-
24 ate or specific Acts of Congress, general administra-
25 tion, and arms control, nonproliferation, and disarm-

1 mament activities as authorized, \$774,882,000: *Pro-*
2 *vided*, That none of the funds made available pursu-
3 ant to this paragraph shall be available for the offi-
4 cial travel of the Secretary of State from the period
5 of time between the submission to Congress of the
6 President's fiscal year 2022 budget and the Sec-
7 retary of State providing written confirmation of a
8 mutually agreed upon date for the Secretary's par-
9 ticipation in a budget hearing before the Committees
10 on Appropriations.

11 (4) SECURITY PROGRAMS.—For necessary ex-
12 penses for security activities, \$3,573,445,000, of
13 which up to \$3,552,212,000 is for Worldwide Secu-
14 rity Protection.

15 (5) FEES AND PAYMENTS COLLECTED.—In ad-
16 dition to amounts otherwise made available under
17 this heading—

18 (A) as authorized by section 810 of the
19 United States Information and Educational Ex-
20 change Act, not to exceed \$5,000,000, to re-
21 main available until expended, may be credited
22 to this appropriation from fees or other pay-
23 ments received from English teaching, library,
24 motion pictures, and publication programs and

1 from fees from educational advising and coun-
2 seling and exchange visitor programs; and

3 (B) not to exceed \$15,000, which shall be
4 derived from reimbursements, surcharges, and
5 fees for use of Blair House facilities.

6 (6) TRANSFER OF FUNDS, REPROGRAMMING,
7 AND OTHER MATTERS.—

8 (A) Notwithstanding any other provision of
9 this Act, funds may be reprogrammed within
10 and between paragraphs (1) through (4) under
11 this heading subject to section 7015 of this Act.

12 (B) Of the amount made available under
13 this heading, not to exceed \$10,000,000 may be
14 transferred to, and merged with, funds made
15 available by this Act under the heading “Emer-
16 gencies in the Diplomatic and Consular Serv-
17 ice”, to be available only for emergency evacu-
18 ations and rewards, as authorized.

19 (C) Funds appropriated under this heading
20 are available for acquisition by exchange or pur-
21 chase of passenger motor vehicles as authorized
22 by law and, pursuant to section 1108(g) of title
23 31, United States Code, for the field examina-
24 tion of programs and activities in the United

1 States funded from any account contained in
2 this title.

3 CAPITAL INVESTMENT FUND

4 For necessary expenses of the Capital Investment
5 Fund, as authorized, \$137,500,000, to remain available
6 until expended.

7 OFFICE OF INSPECTOR GENERAL

8 For necessary expenses of the Office of Inspector
9 General, \$90,829,000, of which \$13,624,000 may remain
10 available until September 30, 2022: *Provided*, That funds
11 appropriated under this heading are made available not-
12 withstanding section 209(a)(1) of the Foreign Service Act
13 of 1980 (22 U.S.C. 3929(a)(1)), as it relates to post in-
14 spections.

15 In addition, for the Special Inspector General for Af-
16 ghanistan Reconstruction (SIGAR) for reconstruction
17 oversight, \$54,900,000, to remain available until Sep-
18 tember 30, 2022, which is designated by the Congress for
19 Overseas Contingency Operations/Global War on Ter-
20 rorism pursuant to section 251(b)(2)(A)(ii) of the Bal-
21 anced Budget and Emergency Deficit Control Act of 1985:
22 *Provided*, That funds appropriated under this heading
23 that are made available for the printing and reproduction
24 costs of SIGAR shall not exceed amounts for such costs
25 during the prior fiscal year.

1 EDUCATIONAL AND CULTURAL EXCHANGE PROGRAMS

2 For necessary expenses of educational and cultural
3 exchange programs, as authorized, \$741,700,000, to re-
4 main available until expended, of which not less than
5 \$277,000,000 shall be for the Fulbright Program and not
6 less than \$116,860,000 shall be for Citizen Exchange Pro-
7 gram: *Provided*, That fees or other payments received
8 from, or in connection with, English teaching, educational
9 advising and counseling programs, and exchange visitor
10 programs as authorized may be credited to this account,
11 to remain available until expended: *Provided further*, That
12 a portion of the Fulbright awards from the Eurasia and
13 Central Asia regions shall be designated as Edmund S.
14 Muskie Fellowships, following consultation with the Com-
15 mittees on Appropriations: *Provided further*, That funds
16 appropriated under this heading that are made available
17 for the Benjamin Gilman International Scholarships Pro-
18 gram shall also be made available for the John S. McCain
19 Scholars Program, pursuant to section 7075 of the De-
20 partment of State, Foreign Operations, and Related Pro-
21 grams Appropriations Act, 2019 (division F of Public Law
22 116–6): *Provided further*, That not less than \$5,000,000
23 of the funds appropriated under this heading shall be
24 made available for the Global TechGirls Program in the
25 manner specified under this heading in the report accom-

1 panying this Act: *Provided further*, That of the funds
2 made available under this heading for the Fulbright Pro-
3 gram, not less than \$5,000,000 shall be made available
4 for the English Teaching in Africa Program in the manner
5 specified under this heading in the report accompanying
6 this Act: *Provided further*, That funds appropriated under
7 this heading may be made available for the Civil Society
8 Exchange Program following consultation with the Com-
9 mittees on Appropriations: *Provided further*, That any
10 substantive modifications from the prior fiscal year to pro-
11 grams funded by this Act under this heading shall be sub-
12 ject to prior consultation with, and the regular notification
13 procedures of, the Committees on Appropriations.

14 REPRESENTATION EXPENSES

15 For representation expenses as authorized,
16 \$7,415,000.

17 PROTECTION OF FOREIGN MISSIONS AND OFFICIALS

18 For necessary expenses, not otherwise provided, to
19 enable the Secretary of State to provide for extraordinary
20 protective services, as authorized, \$30,890,000, to remain
21 available until September 30, 2022.

22 EMBASSY SECURITY, CONSTRUCTION, AND MAINTENANCE

23 For necessary expenses for carrying out the Foreign
24 Service Buildings Act of 1926 (22 U.S.C. 292 et seq.),
25 preserving, maintaining, repairing, and planning for real

1 property that are owned or leased by the Department of
2 State, and renovating, in addition to funds otherwise avail-
3 able, the Harry S Truman Building, \$769,800,000, to re-
4 main available until September 30, 2025, of which not to
5 exceed \$25,000 may be used for overseas representation
6 expenses as authorized: *Provided*, That none of the funds
7 appropriated in this paragraph shall be available for acqui-
8 sition of furniture, furnishings, or generators for other de-
9 partments and agencies of the United States Government.

10 In addition, for the costs of worldwide security up-
11 grades, acquisition, and construction as authorized,
12 \$1,205,649,000, to remain available until September 30,
13 2025, of which \$424,287,000 is designated by the Con-
14 gress for Overseas Contingency Operations/Global War on
15 Terrorism pursuant to section 251(b)(2)(A)(ii) of the Bal-
16 anced Budget and Emergency Deficit Control Act of 1985.

17 EMERGENCIES IN THE DIPLOMATIC AND CONSULAR
18 SERVICE

19 For necessary expenses to enable the Secretary of
20 State to meet unforeseen emergencies arising in the Diplo-
21 matic and Consular Service, as authorized, \$7,885,000, to
22 remain available until expended, of which not to exceed
23 \$1,000,000 may be transferred to, and merged with, funds
24 appropriated by this Act under the heading “Repatriation
25 Loans Program Account”: *Provided*, That \$1,800,000 of

1 the funds appropriated under this heading may not be ob-
2 ligated until the Secretary of State provides written con-
3 firmation to the Committees on Appropriations of a mutu-
4 ally agreed upon date for the Secretary's participation in
5 a budget hearing before such Committees: *Provided fur-*
6 *ther*, That the limitation of the previous proviso shall not
7 apply if such funds are necessary for emergency evacu-
8 ations or the payment of rewards for information related
9 to international terrorism, narcotics-related activities,
10 transnational organized crime, and war crimes as author-
11 ized by section 36 of the State Department Basic Authori-
12 ties Act of 1956 (22 U.S.C. 2708).

13 REPATRIATION LOANS PROGRAM ACCOUNT

14 For the cost of direct loans, \$1,300,000, as author-
15 ized: *Provided*, That such costs, including the cost of
16 modifying such loans, shall be as defined in section 502
17 of the Congressional Budget Act of 1974: *Provided fur-*
18 *ther*, That such funds are available to subsidize gross obli-
19 gations for the principal amount of direct loans not to ex-
20 ceed \$4,147,881.

21 PAYMENT TO THE AMERICAN INSTITUTE IN TAIWAN

22 For necessary expenses to carry out the Taiwan Rela-
23 tions Act (Public Law 96–8), \$31,963,000.

1 INTERNATIONAL CENTER, WASHINGTON, DISTRICT OF
2 COLUMBIA

3 Not to exceed \$1,806,600 shall be derived from fees
4 collected from other executive agencies for lease or use of
5 facilities at the International Center in accordance with
6 section 4 of the International Center Act (Public Law 90–
7 553), and, in addition, as authorized by section 5 of such
8 Act, \$2,743,000, to be derived from the reserve authorized
9 by such section, to be used for the purposes set out in
10 that section.

11 PAYMENT TO THE FOREIGN SERVICE RETIREMENT AND
12 DISABILITY FUND

13 For payment to the Foreign Service Retirement and
14 Disability Fund, as authorized, \$158,900,000.

15 INTERNATIONAL ORGANIZATIONS

16 CONTRIBUTIONS TO INTERNATIONAL ORGANIZATIONS

17 For necessary expenses, not otherwise provided for,
18 to meet annual obligations of membership in international
19 multilateral organizations, pursuant to treaties ratified
20 pursuant to the advice and consent of the Senate, conven-
21 tions, or specific Acts of Congress, \$1,505,928,000, of
22 which \$96,240,000, to remain available until September
23 30, 2022, is designated by the Congress for Overseas Con-
24 tingency Operations/Global War on Terrorism pursuant to
25 section 251(b)(2)(A)(ii) of the Balanced Budget and

1 Emergency Deficit Control Act of 1985: *Provided*, That
2 notwithstanding any other provision of this Act, of the
3 funds appropriated under this heading, not less than
4 \$118,949,000 shall be made available for the World
5 Health Organization and not less than \$53,909,000 shall
6 be made available for the North Atlantic Treaty Organiza-
7 tion, which shall be disbursed not later than 60 days after
8 the date of enactment of this Act: *Provided further*, That
9 with the exception of organizations from which the United
10 States has withdrawn, funds appropriated by this Act and
11 prior Acts making appropriations for the Department of
12 State, foreign operations, and related programs under this
13 heading shall be made available for payment of the full
14 United States assessment to the United Nations regular
15 budget at 22 percent for 2019, 2020, and 2021, as agreed
16 to by the United States Mission as a Member State to
17 the United Nations in A/RES/73/271 on December 22,
18 2018: *Provided further*, That such funds shall also be
19 made available for the full United States assessment for
20 other international organizations funded under this head-
21 ing unless otherwise provided for by this Act or another
22 provision of law: *Provided further*, That the Secretary of
23 State shall, at the time of the submission of the Presi-
24 dent's budget to Congress under section 1105(a) of title
25 31, United States Code, transmit to the Committees on

1 Appropriations the most recent biennial budget prepared
2 by the United Nations for the operations of the United
3 Nations: *Provided further*, That the Secretary of State
4 shall notify the Committees on Appropriations at least 15
5 days in advance (or in an emergency, as far in advance
6 as is practicable) of any United Nations action to increase
7 funding for any United Nations program without identi-
8 fying an offsetting decrease elsewhere in the United Na-
9 tions budget: *Provided further*, That any payment of ar-
10 rearages under this heading shall be directed to activities
11 that are mutually agreed upon by the United States and
12 the respective international organization and shall be sub-
13 ject to the regular notification procedures of the Commit-
14 tees on Appropriations: *Provided further*, That none of the
15 funds appropriated under this heading shall be available
16 for a United States contribution to an international orga-
17 nization for the United States share of interest costs made
18 known to the United States Government by such organiza-
19 tion for loans incurred on or after October 1, 1984,
20 through external borrowings.

21 CONTRIBUTIONS FOR INTERNATIONAL PEACEKEEPING

22 ACTIVITIES

23 For necessary expenses to pay assessed and other ex-
24 penses of international peacekeeping activities directed to
25 the maintenance or restoration of international peace and

1 security, \$1,456,314,000, of which \$705,994,000 is des-
2 ignated by the Congress for Overseas Contingency Oper-
3 ations/Global War on Terrorism pursuant to section
4 251(b)(2)(A)(ii) of the Balanced Budget and Emergency
5 Deficit Control Act of 1985: *Provided*, That of the funds
6 made available under this heading, up to \$818,494,000
7 may remain available until September 30, 2022: *Provided*
8 *further*, That none of the funds made available by this Act
9 shall be obligated or expended for any new or expanded
10 United Nations peacekeeping mission unless, at least 15
11 days in advance of voting for such mission in the United
12 Nations Security Council (or in an emergency as far in
13 advance as is practicable), the Committees on Appropria-
14 tions are notified of: (1) the estimated cost and duration
15 of the mission, the objectives of the mission, the national
16 interest that will be served, and the exit strategy; and (2)
17 the sources of funds, including any reprogrammings or
18 transfers, that will be used to pay the cost of the new or
19 expanded mission, and the estimated cost in future fiscal
20 years: *Provided further*, That none of the funds appro-
21 priated under this heading may be made available for obli-
22 gation unless the Secretary of State certifies and reports
23 to the Committees on Appropriations on a peacekeeping
24 mission-by-mission basis that the United Nations is imple-
25 menting effective policies and procedures to prevent

1 United Nations employees, contractor personnel, and
2 peacekeeping troops serving in such mission from traf-
3 ficking in persons, exploiting victims of trafficking, or
4 committing acts of sexual exploitation and abuse or other
5 violations of human rights, and to hold accountable indi-
6 viduals who engage in such acts while participating in
7 such mission, including prosecution in their home coun-
8 tries and making information about such prosecutions
9 publicly available on the website of the United Nations:
10 *Provided further*, That the Secretary of State shall work
11 with the United Nations and foreign governments contrib-
12 uting peacekeeping troops to implement effective vetting
13 procedures to ensure that such troops have not violated
14 human rights: *Provided further*, That funds shall be avail-
15 able for peacekeeping expenses unless the Secretary of
16 State determines that United States manufacturers and
17 suppliers are not being given opportunities to provide
18 equipment, services, and material for United Nations
19 peacekeeping activities equal to those being given to for-
20 eign manufacturers and suppliers: *Provided further*, That
21 none of the funds appropriated or otherwise made avail-
22 able under this heading may be used for any United Na-
23 tions peacekeeping mission that will involve United States
24 Armed Forces under the command or operational control
25 of a foreign national, unless the President's military advi-

1 sors have submitted to the President a recommendation
2 that such involvement is in the national interest of the
3 United States and the President has submitted to Con-
4 gress such a recommendation: *Provided further*, That not-
5 withstanding any other provision of law, funds appro-
6 priated or otherwise made available under this heading in
7 this Act or prior Acts making appropriations for the De-
8 partment of State, foreign operations, and related pro-
9 grams may be made available for United States assessed
10 contributions up to the amount specified in the Annex ac-
11 companying United Nations General Assembly document
12 A/73/350/Add.1.

13 INTERNATIONAL COMMISSIONS

14 For necessary expenses, not otherwise provided for,
15 to meet obligations of the United States arising under
16 treaties, or specific Acts of Congress, as follows:

17 INTERNATIONAL BOUNDARY AND WATER COMMISSION,
18 UNITED STATES AND MEXICO

19 For necessary expenses for the United States Section
20 of the International Boundary and Water Commission,
21 United States and Mexico, and to comply with laws appli-
22 cable to the United States Section, including not to exceed
23 \$6,000 for representation expenses; as follows:

1 SALARIES AND EXPENSES

2 For salaries and expenses, not otherwise provided for,
3 \$49,770,000, of which \$7,465,000 may remain available
4 until September 30, 2022.

5 CONSTRUCTION

6 For detailed plan preparation and construction of au-
7 thorized projects, \$49,000,000, to remain available until
8 expended, as authorized.

9 AMERICAN SECTIONS, INTERNATIONAL COMMISSIONS

10 For necessary expenses, not otherwise provided, for
11 the International Joint Commission and the International
12 Boundary Commission, United States and Canada, as au-
13 thorized by treaties between the United States and Can-
14 ada or Great Britain, and the Border Environment Co-
15 operation Commission, \$15,008,000: *Provided*, That of
16 the amount provided under this heading for the Inter-
17 national Joint Commission, up to \$1,250,000 may remain
18 available until September 30, 2022, and up to \$9,000 may
19 be made available for representation expenses: *Provided*
20 *further*, That of the amount provided under this heading
21 for the International Boundary Commission, up to \$1,000
22 may be made available for representation expenses.

23 INTERNATIONAL FISHERIES COMMISSIONS

24 For necessary expenses for international fisheries
25 commissions, not otherwise provided for, as authorized by

1 law, \$60,718,000: *Provided*, That the United States share
2 of such expenses may be advanced to the respective com-
3 missions pursuant to section 3324 of title 31, United
4 States Code.

5 RELATED AGENCY

6 UNITED STATES AGENCY FOR GLOBAL MEDIA

7 INTERNATIONAL BROADCASTING OPERATIONS

8 For necessary expenses to enable the United States
9 Agency for Global Media (USAGM), as authorized, to
10 carry out international communication activities, and to
11 make and supervise grants for radio, Internet, and tele-
12 vision broadcasting to the Middle East, \$632,732,000, of
13 which \$39,035,000 may remain available until September
14 30, 2022: *Provided*, That in addition to amounts otherwise
15 available for such purposes, up to \$31,637,000 of the
16 amount appropriated under this heading may remain
17 available until expended for satellite transmissions and
18 Internet freedom programs, of which not less than
19 \$9,500,000 shall be for Internet freedom programs: *Pro-*
20 *vided further*, That of the total amount appropriated under
21 this heading, not to exceed \$35,000 may be used for rep-
22 resentation expenses, of which \$10,000 may be used for
23 such expenses within the United States as authorized, and
24 not to exceed \$30,000 may be used for representation ex-
25 penses of Radio Free Europe/Radio Liberty: *Provided fur-*

1 *ther*, That funds appropriated under this heading shall be
2 made available in accordance with the statutory firewall
3 and highest standards of professional journalism described
4 in part 531 of title 22, Code of Federal Regulations, as
5 in effect on June 11, 2020: *Provided further*, That not
6 later than 90 days after enactment of this Act the Inspec-
7 tor General for the Department of State and the United
8 States Agency for Global Media shall conduct a financial
9 and performance audit and issue a report on compliance
10 by the USAGM Chief Executive Officer and the USAGM
11 news media networks and entities with the requirement
12 of the previous proviso: *Provided further*, That the
13 USAGM shall notify the Committees on Appropriations
14 within 15 days of any determination by the USAGM that
15 any of its broadcast entities, including its grantee organi-
16 zations, provides an open platform for international ter-
17 rorists or those who support international terrorism, or
18 is in violation of the principles and standards set forth
19 in subsections (a) and (b) of section 303 of the United
20 States International Broadcasting Act of 1994 (22 U.S.C.
21 6202) or part 531 of title 22, Code of Federal Regula-
22 tions, as in effect on June 11, 2020: *Provided further*,
23 That in addition to funds made available under this head-
24 ing, and notwithstanding any other provision of law, up
25 to \$5,000,000 in receipts from advertising and revenue

1 from business ventures, up to \$500,000 in receipts from
2 cooperating international organizations, and up to
3 \$1,000,000 in receipts from privatization efforts of the
4 Voice of America and the International Broadcasting Bu-
5 reau, shall remain available until expended for carrying
6 out authorized purposes: *Provided further*, That signifi-
7 cant modifications to USAGM broadcast hours previously
8 justified to Congress, including changes to transmission
9 platforms (shortwave, medium wave, satellite, Internet,
10 and television), for all USAGM language services shall be
11 subject to the regular notification procedures of the Com-
12 mittees on Appropriations: *Provided further*, That up to
13 \$7,000,000 from the USAGM Buying Power Maintenance
14 account may be transferred to, and merged with, funds
15 appropriated by this Act under the heading “International
16 Broadcasting Operations”, which shall remain available
17 until expended: *Provided further*, That such transfer au-
18 thority is in addition to any transfer authority otherwise
19 available under any other provision of law and shall be
20 subject to prior consultation with, and the regular notifica-
21 tion procedures of, the Committees on Appropriations.

22 BROADCASTING CAPITAL IMPROVEMENTS

23 For the purchase, rent, construction, repair, preser-
24 vation, and improvement of facilities for radio, television,
25 and digital transmission and reception; the purchase, rent,

1 and installation of necessary equipment for radio, tele-
2 vision, and digital transmission and reception, including
3 to Cuba, as authorized; and physical security worldwide,
4 in addition to amounts otherwise available for such pur-
5 poses, \$4,520,000, to remain available until expended, as
6 authorized.

7 RELATED PROGRAMS

8 THE ASIA FOUNDATION

9 For a grant to The Asia Foundation, as authorized
10 by The Asia Foundation Act (22 U.S.C. 4402),
11 \$20,000,000, to remain available until expended: *Pro-*
12 *vided*, That funds appropriated under this heading shall
13 be apportioned and obligated to the Foundation not later
14 than 60 days after enactment of this Act.

15 UNITED STATES INSTITUTE OF PEACE

16 For necessary expenses of the United States Institute
17 of Peace, as authorized by the United States Institute of
18 Peace Act (22 U.S.C. 4601 et seq.), \$45,000,000, to re-
19 main available until September 30, 2022, which shall not
20 be used for construction activities.

21 CENTER FOR MIDDLE EASTERN-WESTERN DIALOGUE

22 TRUST FUND

23 For necessary expenses of the Center for Middle
24 Eastern-Western Dialogue Trust Fund, as authorized by
25 section 633 of the Departments of Commerce, Justice, and

1 State, the Judiciary, and Related Agencies Appropriations
2 Act, 2004 (22 U.S.C. 2078), the total amount of the inter-
3 est and earnings accruing to such Fund on or before Sep-
4 tember 30, 2021, to remain available until expended.

5 EISENHOWER EXCHANGE FELLOWSHIP PROGRAM

6 For necessary expenses of Eisenhower Exchange Fel-
7 lowships, Incorporated, as authorized by sections 4 and
8 5 of the Eisenhower Exchange Fellowship Act of 1990 (20
9 U.S.C. 5204–5205), all interest and earnings accruing to
10 the Eisenhower Exchange Fellowship Program Trust
11 Fund on or before September 30, 2021, to remain avail-
12 able until expended: *Provided*, That none of the funds ap-
13 propriated herein shall be used to pay any salary or other
14 compensation, or to enter into any contract providing for
15 the payment thereof, in excess of the rate authorized by
16 section 5376 of title 5, United States Code; or for pur-
17 poses which are not in accordance with section 200 of title
18 2 of the Code of Federal Regulations, including the re-
19 strictions on compensation for personal services.

20 ISRAELI ARAB SCHOLARSHIP PROGRAM

21 For necessary expenses of the Israeli Arab Scholar-
22 ship Program, as authorized by section 214 of the Foreign
23 Relations Authorization Act, Fiscal Years 1992 and 1993
24 (22 U.S.C. 2452 note), all interest and earnings accruing

1 to the Israeli Arab Scholarship Fund on or before Sep-
2 tember 30, 2021, to remain available until expended.

3 EAST-WEST CENTER

4 To enable the Secretary of State to provide for car-
5 rying out the provisions of the Center for Cultural and
6 Technical Interchange Between East and West Act of
7 1960, by grant to the Center for Cultural and Technical
8 Interchange Between East and West in the State of Ha-
9 waii, \$19,700,000: *Provided*, That funds appropriated
10 under this heading shall be apportioned and obligated to
11 the Center not later than 60 days after enactment of this
12 Act.

13 NATIONAL ENDOWMENT FOR DEMOCRACY

14 For grants made by the Department of State to the
15 National Endowment for Democracy, as authorized by the
16 National Endowment for Democracy Act (22 U.S.C.
17 4412), \$300,000,000, to remain available until expended,
18 of which \$195,840,000 shall be allocated in the traditional
19 and customary manner, including for the core institutes,
20 and \$104,160,000 shall be for democracy programs: *Pro-*
21 *vided*, That the requirements of section 7061(a) of this
22 Act shall not apply to funds made available under this
23 heading: *Provided further*, That funds appropriated under
24 this heading shall be apportioned and obligated to the En-

1 dowment not later than 60 days after enactment of this
2 Act.

3 OTHER COMMISSIONS

4 COMMISSION FOR THE PRESERVATION OF AMERICA'S

5 HERITAGE ABROAD

6 SALARIES AND EXPENSES

7 For necessary expenses for the Commission for the
8 Preservation of America's Heritage Abroad, \$642,000, as
9 authorized by chapter 3123 of title 54, United States
10 Code: *Provided*, That the Commission may procure tem-
11 porary, intermittent, and other services notwithstanding
12 paragraph (3) of section 312304(b) of such chapter: *Pro-*
13 *vided further*, That such authority shall terminate on Oc-
14 tober 1, 2021: *Provided further*, That the Commission
15 shall notify the Committees on Appropriations prior to ex-
16 ercising such authority.

17 UNITED STATES COMMISSION ON INTERNATIONAL

18 RELIGIOUS FREEDOM

19 SALARIES AND EXPENSES

20 For necessary expenses for the United States Com-
21 mission on International Religious Freedom, as authorized
22 by title II of the International Religious Freedom Act of
23 1998 (22 U.S.C. 6431 et seq.), \$4,500,000, to remain
24 available until September 30, 2022, including not more
25 than \$4,000 for representation expenses.

1 COMMISSION ON SECURITY AND COOPERATION IN
2 EUROPE
3 SALARIES AND EXPENSES

4 For necessary expenses of the Commission on Security and Cooperation in Europe, as authorized by Public
5 Law 94–304 (22 U.S.C. 3001 et seq.), \$2,908,000, including not more than \$4,000 for representation expenses, to
6 remain available until September 30, 2022.

9 CONGRESSIONAL-EXECUTIVE COMMISSION ON THE
10 PEOPLE’S REPUBLIC OF CHINA
11 SALARIES AND EXPENSES

12 For necessary expenses of the Congressional-Executive Commission on the People’s Republic of China, as authorized by title III of the U.S.-China Relations Act of
13 2000 (22 U.S.C. 6911 et seq.), \$2,250,000, including not more than \$3,000 for representation expenses, to remain
14 available until September 30, 2022.

18 UNITED STATES-CHINA ECONOMIC AND SECURITY
19 REVIEW COMMISSION
20 SALARIES AND EXPENSES

21 For necessary expenses of the United States-China Economic and Security Review Commission, as authorized
22 by section 1238 of the Floyd D. Spence National Defense Authorization Act for Fiscal Year 2001 (22 U.S.C. 7002),
23 \$4,000,000, including not more than \$4,000 for representation

1 tation expenses, to remain available until September 30,
2 2022: *Provided*, That the authorities, requirements, limi-
3 tations, and conditions contained in the second through
4 sixth provisos under this heading in the Department of
5 State, Foreign Operations, and Related Programs Appro-
6 priations Act, 2010 (division F of Public Law 111–117)
7 shall continue in effect during fiscal year 2021 and shall
8 apply to funds appropriated under this heading.

9
10 TITLE II
11 UNITED STATES AGENCY FOR INTERNATIONAL
12 DEVELOPMENT
13 FUNDS APPROPRIATED TO THE PRESIDENT
14 OPERATING EXPENSES

15 For necessary expenses to carry out the provisions
16 of section 667 of the Foreign Assistance Act of 1961,
17 \$1,364,526,000, of which up to \$204,680,000 may remain
18 available until September 30, 2022: *Provided*, That none
19 of the funds appropriated under this heading and under
20 the heading “Capital Investment Fund” in this title may
21 be made available to finance the construction (including
22 architect and engineering services), purchase, or long-term
23 lease of offices for use by the United States Agency for
24 International Development, unless the USAID Adminis-
25 trator has identified such proposed use of funds in a re-
port submitted to the Committees on Appropriations at

1 least 15 days prior to the obligation of funds for such pur-
2 poses: *Provided further*, That contracts or agreements en-
3 tered into with funds appropriated under this heading may
4 entail commitments for the expenditure of such funds
5 through the following fiscal year: *Provided further*, That
6 the authority of sections 610 and 109 of the Foreign As-
7 sistance Act of 1961 may be exercised by the Secretary
8 of State to transfer funds appropriated to carry out chap-
9 ter 1 of part I of such Act to “Operating Expenses” in
10 accordance with the provisions of those sections: *Provided*
11 *further*, That of the funds appropriated or made available
12 under this heading, not to exceed \$250,000 may be avail-
13 able for representation and entertainment expenses, of
14 which not to exceed \$5,000 may be available for entertain-
15 ment expenses, and not to exceed \$100,500 shall be for
16 official residence expenses, for USAID during the current
17 fiscal year: *Provided further*, That none of the funds ap-
18 propriated under this heading may be made available to
19 hire employees under USAID’s Adaptive Personnel
20 Project.

21 CAPITAL INVESTMENT FUND

22 For necessary expenses for overseas construction and
23 related costs, and for the procurement and enhancement
24 of information technology and related capital investments,
25 pursuant to section 667 of the Foreign Assistance Act of

1 1961, \$238,000,000, to remain available until expended:
2 *Provided*, That this amount is in addition to funds other-
3 wise available for such purposes: *Provided further*, That
4 funds appropriated under this heading shall be available
5 subject to the regular notification procedures of the Com-
6 mittees on Appropriations.

7 OFFICE OF INSPECTOR GENERAL

8 For necessary expenses to carry out the provisions
9 of section 667 of the Foreign Assistance Act of 1961,
10 \$75,500,000, of which up to \$11,325,000 may remain
11 available until September 30, 2022, for the Office of In-
12 spector General of the United States Agency for Inter-
13 national Development.

14 TITLE III

15 BILATERAL ECONOMIC ASSISTANCE

16 FUNDS APPROPRIATED TO THE PRESIDENT

17 For necessary expenses to enable the President to
18 carry out the provisions of the Foreign Assistance Act of
19 1961, and for other purposes, as follows:

20 GLOBAL HEALTH PROGRAMS

21 For necessary expenses to carry out the provisions
22 of chapters 1 and 10 of part I of the Foreign Assistance
23 Act of 1961, for global health activities, in addition to
24 funds otherwise available for such purposes,
25 \$3,226,975,000, to remain available until September 30,

1 2022, and which shall be apportioned directly to the
2 United States Agency for International Development not
3 later than 60 days after enactment of this Act: *Provided*,
4 That this amount shall be made available for training,
5 equipment, and technical assistance to build the capacity
6 of public health institutions and organizations in devel-
7 oping countries, and for such activities as: (1) child sur-
8 vival and maternal health programs; (2) immunization and
9 oral rehydration programs; (3) other health, nutrition,
10 water and sanitation programs which directly address the
11 needs of mothers and children, and related education pro-
12 grams; (4) assistance for children displaced or orphaned
13 by causes other than AIDS; (5) programs for the preven-
14 tion, treatment, control of, and research on HIV/AIDS,
15 tuberculosis, polio, malaria, and other infectious diseases
16 including neglected tropical diseases, and for assistance to
17 communities severely affected by HIV/AIDS, including
18 children infected or affected by AIDS; (6) disaster pre-
19 paredness training for health crises; (7) programs to pre-
20 vent, prepare for, and respond to, unanticipated and
21 emerging global health threats; and (8) family planning/
22 reproductive health: *Provided further*, That funds appro-
23 priated under this paragraph may be made available for
24 a United States contribution to The GAVI Alliance: *Pro-*
25 *vided further*, That of the funds appropriated under this

1 paragraph, not less than \$200,000,000 shall be available
2 for grants or contributions to the World Health Organiza-
3 tion, which shall be allocated and allotted not later than
4 60 days after the date of enactment of this Act.

5 In addition, for necessary expenses to carry out the
6 provisions of the Foreign Assistance Act of 1961 for the
7 prevention, treatment, and control of, and research on,
8 HIV/AIDS, \$5,930,000,000, to remain available until
9 September 30, 2025, which shall be apportioned directly
10 to the Department of State not later than 60 days after
11 enactment of this Act: *Provided*, That funds appropriated
12 under this paragraph may be made available, notwith-
13 standing any other provision of law, except for the United
14 States Leadership Against HIV/AIDS, Tuberculosis, and
15 Malaria Act of 2003 (Public Law 108–25), for a United
16 States contribution to the Global Fund to Fight AIDS,
17 Tuberculosis and Malaria (Global Fund): *Provided further*,
18 That the amount of such contribution shall be
19 \$1,560,000,000 and shall be for the second installment
20 of the sixth replenishment: *Provided further*, That up to
21 5 percent of the aggregate amount of funds made available
22 to the Global Fund in fiscal year 2021 may be made avail-
23 able to USAID for technical assistance related to the ac-
24 tivities of the Global Fund, subject to the regular notifica-
25 tion procedures of the Committees on Appropriations: *Pro-*

1 *vided further*, That of the funds appropriated under this
2 paragraph, up to \$17,000,000 may be made available, in
3 addition to amounts otherwise available for such purposes,
4 for administrative expenses of the Office of the United
5 States Global AIDS Coordinator.

6 DEVELOPMENT ASSISTANCE

7 For necessary expenses to carry out the provisions
8 of sections 103, 105, 106, 214, and sections 251 through
9 255, and chapter 10 of part I of the Foreign Assistance
10 Act of 1961, \$3,800,000,000, to remain available until
11 September 30, 2022: *Provided*, That funds made available
12 under this heading shall be apportioned directly to the
13 United States Agency for International Development not
14 later than 60 days after enactment of this Act.

15 INTERNATIONAL DISASTER ASSISTANCE

16 For necessary expenses to carry out the provisions
17 of section 491 of the Foreign Assistance Act of 1961 for
18 international disaster relief, rehabilitation, and recon-
19 struction assistance, \$4,395,362,000, to remain available
20 until expended, of which \$1,733,980,000 is designated by
21 the Congress for Overseas Contingency Operations/Global
22 War on Terrorism pursuant to section 251(b)(2)(A)(ii) of
23 the Balanced Budget and Emergency Deficit Control Act
24 of 1985: *Provided*, That funds made available under this
25 heading shall be apportioned to the United States Agency

1 for International Development not later than 60 days after
2 enactment of this Act.

3 TRANSITION INITIATIVES

4 For necessary expenses for international disaster re-
5 habilitation and reconstruction assistance administered by
6 the Office of Transition Initiatives, United States Agency
7 for International Development, pursuant to section 491 of
8 the Foreign Assistance Act of 1961, and to support transi-
9 tion to democracy and long-term development of countries
10 in crisis, \$92,043,000, to remain available until expended:
11 *Provided*, That such support may include assistance to de-
12 velop, strengthen, or preserve democratic institutions and
13 processes, revitalize basic infrastructure, and foster the
14 peaceful resolution of conflict: *Provided further*, That the
15 USAID Administrator shall submit a report to the Com-
16 mittees on Appropriations at least 5 days prior to begin-
17 ning a new program of assistance: *Provided further*, That
18 if the Secretary of State determines that it is important
19 to the national interest of the United States to provide
20 transition assistance in excess of the amount appropriated
21 under this heading, up to \$15,000,000 of the funds appro-
22 priated by this Act to carry out the provisions of part I
23 of the Foreign Assistance Act of 1961 may be used for
24 purposes of this heading and under the authorities appli-
25 cable to funds appropriated under this heading: *Provided*

1 *further*, That funds made available pursuant to the pre-
2 vious proviso shall be made available subject to prior con-
3 sultation with the Committees on Appropriations.

4 COMPLEX CRISES FUND

5 For necessary expenses to carry out the provisions
6 of section 509(b) of the Global Fragility Act of 2019 (title
7 V of division J of Public Law 116–94), \$30,000,000, to
8 remain available until expended: *Provided*, That the notifi-
9 cation requirement of section 509(b)(5) shall apply to
10 funds appropriated under this heading: *Provided further*,
11 That funds appropriated under this heading may be made
12 available notwithstanding any other provision of law, ex-
13 cept sections 7007, 7008, and 7066 of this Act and section
14 620M of the Foreign Assistance Act of 1961: *Provided*
15 *further*, That funds appropriated under this heading shall
16 be apportioned to the United States Agency for Inter-
17 national Development not later than 60 days after enact-
18 ment of this Act.

19 ECONOMIC SUPPORT FUND

20 For necessary expenses to carry out the provisions
21 of chapter 4 of part II of the Foreign Assistance Act of
22 1961, \$3,344,407,000, to remain available until Sep-
23 tember 30, 2022: *Provided*, That of the funds made avail-
24 able under this heading in this Act or prior Acts making
25 appropriations for the Department of State, foreign oper-

1 ations, and related programs, not less than \$225,000,000
2 shall be made available for programs in the West Bank
3 and Gaza: *Provided further*, That, as deemed necessary by
4 the Secretary, a portion of such funds may also be made
5 available as a contribution or grant to the United Nations
6 Relief and Works Agency for activities in the West Bank
7 and Gaza: *Provided further*, That of the funds appro-
8 priated under this heading, up to \$208,144,000 may be
9 transferred to, and merged with, funds made available
10 under the heading “International Broadcasting Oper-
11 ations” for international communication activities, includ-
12 ing for the production and dissemination of independent
13 and reliable news and information, for technologies that
14 improve free and open access to such information, and for
15 the purposes described under this heading in the report
16 accompanying this Act: *Provided further*, That prior to
17 any exercise of the transfer authority of the previous pro-
18 viso, the Secretary of State shall certify in writing to the
19 appropriate congressional committees that the agency re-
20 ceiving the transfer of funds will adhere to the statutory
21 firewall and highest standards of professional journalism
22 described in part 531 of title 22 Code of Federal Regula-
23 tions, as in effect on June 11, 2020: *Provided further*,
24 That such transfer authority is in addition to any transfer
25 authority otherwise available under any provision of law

1 and shall be subject to prior consultation with, and the
2 regular notification procedures of, the Committees on Ap-
3 propriations: *Provided further*, That none of the funds ap-
4 propriated under this heading may be made available for
5 the Diplomatic Progress Fund.

6 DEMOCRACY FUND

7 For necessary expenses to carry out the provisions
8 of the Foreign Assistance Act of 1961 for the promotion
9 of democracy globally, including to carry out the purposes
10 of section 502(b)(3) and (5) of Public Law 98–164 (22
11 U.S.C. 4411), \$218,450,000, to remain available until
12 September 30, 2022, which shall be made available for the
13 Human Rights and Democracy Fund of the Bureau of De-
14 mocracy, Human Rights, and Labor, Department of
15 State, and shall be apportioned to such Bureau not later
16 than 60 days after enactment of this Act: *Provided*, That
17 funds appropriated under this heading that are made
18 available to the National Endowment for Democracy and
19 its core institutes are in addition to amounts otherwise
20 available by this Act for such purposes: *Provided further*,
21 That the Assistant Secretary for Democracy, Human
22 Rights, and Labor, Department of State, shall consult
23 with the Committees on Appropriations prior to the initial
24 obligation of funds appropriated under this paragraph.

1 For an additional amount for such purposes,
2 \$105,250,000, to remain available until September 30,
3 2022, which shall be made available for the Bureau for
4 Democracy, Conflict, and Humanitarian Assistance,
5 United States Agency for International Development, and
6 shall be apportioned to such Bureau not later than 60
7 days after enactment of this Act.

8 ASSISTANCE FOR EUROPE, EURASIA AND CENTRAL ASIA

9 For necessary expenses to carry out the provisions
10 of the Foreign Assistance Act of 1961, the FREEDOM
11 Support Act (Public Law 102–511), and the Support for
12 Eastern European Democracy (SEED) Act of 1989 (Pub-
13 lic Law 101–179), \$770,334,000, to remain available until
14 September 30, 2022, which shall be available, notwith-
15 standing any other provision of law, except section 7047
16 of this Act, for assistance and related programs for coun-
17 tries identified in section 3 of the FREEDOM Support
18 Act (22 U.S.C. 5801) and section 3(c) of the SEED Act
19 of 1989 (22 U.S.C. 5402), in addition to funds otherwise
20 available for such purposes: *Provided*, That funds appro-
21 priated by this Act under the headings “Global Health
22 Programs”, “Economic Support Fund”, and “Inter-
23 national Narcotics Control and Law Enforcement” that
24 are made available for assistance for such countries shall
25 be administered in accordance with the responsibilities of

1 the coordinator designated pursuant to section 102 of the
2 FREEDOM Support Act and section 601 of the SEED
3 Act of 1989: *Provided further*, That funds appropriated
4 under this heading shall be considered to be economic as-
5 sistance under the Foreign Assistance Act of 1961 for
6 purposes of making available the administrative authori-
7 ties contained in that Act for the use of economic assist-
8 ance: *Provided further*, That funds appropriated under
9 this heading may be made available for contributions to
10 multilateral initiatives to counter hybrid threats: *Provided*
11 *further*, That any notification of funds made available
12 under this heading in this Act or prior Acts making appro-
13 priations for the Department of State, foreign operations,
14 and related programs shall include information (if known
15 on the date of transmittal of such notification) on the use
16 of notwithstanding authority: *Provided further*, That if
17 subsequent to the notification of assistance it becomes nec-
18 essary to rely on notwithstanding authority, the Commit-
19 tees on Appropriations should be informed at the earliest
20 opportunity and to the extent practicable: *Provided fur-*
21 *ther*, That of the funds appropriated under this heading,
22 not less than \$2,000,000 shall be transferred to, and
23 merged with, funds appropriated by this Act under the
24 heading “Economic Support Fund” for joint dialogues in
25 support of the Eastern Mediterranean Partnership in the

1 manner specified under this heading in the report accom-
2 panying this Act and shall remain available until ex-
3 pended: *Provided further*, That such funds shall be admin-
4 istered by, and under the policy direction of, the coordi-
5 nator designated pursuant to section 102 of the FREE-
6 DOM Support Act and section 601 of the SEED Act of
7 1989.

8 DEPARTMENT OF STATE

9 MIGRATION AND REFUGEE ASSISTANCE

10 For necessary expenses not otherwise provided for,
11 to enable the Secretary of State to carry out the provisions
12 of section 2(a) and (b) of the Migration and Refugee As-
13 sistance Act of 1962 (22 U.S.C. 2601), and other activi-
14 ties to meet refugee and migration needs; salaries and ex-
15 penses of personnel and dependents as authorized by the
16 Foreign Service Act of 1980 (22 U.S.C. 3901 et seq.);
17 allowances as authorized by sections 5921 through 5925
18 of title 5, United States Code; purchase and hire of pas-
19 senger motor vehicles; and services as authorized by sec-
20 tion 3109 of title 5, United States Code, \$3,432,000,000,
21 to remain available until expended, of which:
22 \$1,521,355,000 is designated by the Congress for Over-
23 seas Contingency Operations/Global War on Terrorism
24 pursuant to section 251(b)(2)(A)(ii) of the Balanced
25 Budget and Emergency Deficit Control Act of 1985; not

1 less than \$35,000,000 shall be made available to respond
2 to small-scale emergency humanitarian requirements; and
3 \$5,000,000 shall be made available for refugees resettling
4 in Israel; *Provided*, That funds appropriated under this
5 heading shall be apportioned to the Bureau of Population,
6 Refugees, and Migration, Department of State, not later
7 than 60 days after enactment of this Act.

8 UNITED STATES EMERGENCY REFUGEE AND MIGRATION
9 ASSISTANCE FUND

10 For necessary expenses to carry out the provisions
11 of section 2(c) of the Migration and Refugee Assistance
12 Act of 1962 (22 U.S.C. 2601(c)), \$100,000, to remain
13 available until expended: *Provided*, That amounts in ex-
14 cess of the limitation contained in paragraph (2) of such
15 section shall be transferred to, and merged with, funds
16 made available by this Act under the heading “Migration
17 and Refugee Assistance”.

18 INDEPENDENT AGENCIES

19 PEACE CORPS

20 (INCLUDING TRANSFER OF FUNDS)

21 For necessary expenses to carry out the provisions
22 of the Peace Corps Act (22 U.S.C. 2501 et seq.), including
23 the purchase of not to exceed five passenger motor vehicles
24 for administrative purposes for use outside of the United
25 States, \$410,500,000, of which \$6,330,000 is for the Of-

1 fice of Inspector General, to remain available until Sep-
2 tember 30, 2022: *Provided*, That the Director of the Peace
3 Corps may transfer to the Foreign Currency Fluctuations
4 Account, as authorized by section 16 of the Peace Corps
5 Act (22 U.S.C. 2515), an amount not to exceed
6 \$5,000,000: *Provided further*, That funds transferred pur-
7 suant to the previous proviso may not be derived from
8 amounts made available for Peace Corps overseas oper-
9 ations: *Provided further*, That of the funds appropriated
10 under this heading, not to exceed \$104,000 may be avail-
11 able for representation expenses, of which not to exceed
12 \$4,000 may be made available for entertainment expenses:
13 *Provided further*, That any decision to open, close, or sus-
14 pend a domestic or overseas office or country program
15 shall be subject to prior consultation with, and the regular
16 notification procedures of, the Committees on Appropria-
17 tions: *Provided further*, That such consultation and notifi-
18 cation requirements shall be met prior to any actions by
19 the Peace Corps to implement such a decision, including
20 the communication with host country officials, current or
21 prospective volunteers, and staff: *Provided further*, That
22 prior consultation and notification procedures may be
23 waived when there is a substantial risk to volunteers or
24 other Peace Corps personnel, pursuant to section 7015(e)
25 of this Act: *Provided further*, That none of the funds made

1 available by this Act or prior Acts under this heading may
2 be used to permanently close the United States-China
3 Friendship Volunteer Program: *Provided further*, That
4 none of the funds appropriated under this heading shall
5 be used to pay for abortions: *Provided further*, That not-
6 withstanding the previous proviso, section 614 of division
7 E of Public Law 113–76 shall apply to funds appropriated
8 under this heading.

9 MILLENNIUM CHALLENGE CORPORATION

10 For necessary expenses to carry out the provisions
11 of the Millennium Challenge Act of 2003 (22 U.S.C. 7701
12 et seq.) (MCA), \$905,000,000, to remain available until
13 expended: *Provided*, That of the funds appropriated under
14 this heading, up to \$112,000,000 may be available for ad-
15 ministrative expenses of the Millennium Challenge Cor-
16 poration, except that such funds shall remain available for
17 obligation until September 30, 2026: *Provided further*,
18 That section 605(e) of the MCA (22 U.S.C. 7704(e)) shall
19 apply to funds appropriated under this heading: *Provided*
20 *further*, That funds appropriated under this heading may
21 be made available for a Millennium Challenge Compact en-
22 tered into pursuant to section 609 of the MCA (22 U.S.C.
23 7708) only if such Compact obligates, or contains a com-
24 mitment to obligate subject to the availability of funds and
25 the mutual agreement of the parties to the Compact to

1 proceed, the entire amount of the United States Govern-
2 ment funding anticipated for the duration of the Compact:
3 *Provided further*, That no country should be eligible for
4 a threshold program after such country has completed a
5 country compact: *Provided further*, That of the funds ap-
6 propriated under this heading, not to exceed \$100,000
7 may be available for representation and entertainment ex-
8 penses, of which not to exceed \$5,000 may be available
9 for entertainment expenses.

10 INTER-AMERICAN FOUNDATION

11 For necessary expenses to carry out the functions of
12 the Inter-American Foundation in accordance with the
13 provisions of section 401 of the Foreign Assistance Act
14 of 1969, \$41,500,000, to remain available until September
15 30, 2022: *Provided*, That funds appropriated under this
16 heading shall be made available for programs in El Sal-
17 vador, Guatemala, and Honduras: *Provided further*, That
18 of the funds appropriated under this heading, not to ex-
19 ceed \$2,000 may be available for representation expenses.

20 UNITED STATES AFRICAN DEVELOPMENT FOUNDATION

21 For necessary expenses to carry out the African De-
22 velopment Foundation Act (title V of Public Law 96-533;
23 22 U.S.C. 290h et seq.), \$33,000,000, to remain available
24 until September 30, 2022, of which not to exceed \$2,000
25 may be available for representation expenses: *Provided*,

1 That funds made available to grantees may be invested
2 pending expenditure for project purposes when authorized
3 by the Board of Directors of the United States African
4 Development Foundation (USADF): *Provided further,*
5 That interest earned shall be used only for the purposes
6 for which the grant was made: *Provided further,* That not-
7 withstanding section 505(a)(2) of the African Develop-
8 ment Foundation Act (22 U.S.C. 290h-3(a)(2)), in excep-
9 tional circumstances the Board of Directors of the
10 USADF may waive the \$250,000 limitation contained in
11 that section with respect to a project and a project may
12 exceed the limitation by up to 10 percent if the increase
13 is due solely to foreign currency fluctuation: *Provided fur-*
14 *ther,* That the USADF shall submit a report to the appro-
15 priate congressional committees after each time such waiv-
16 er authority is exercised: *Provided further,* That the
17 USADF may make rent or lease payments in advance
18 from appropriations available for such purpose for offices,
19 buildings, grounds, and quarters in Africa as may be nec-
20 essary to carry out its functions: *Provided further,* That
21 the USADF may maintain bank accounts outside the
22 United States Treasury and retain any interest earned on
23 such accounts, in furtherance of the purposes of the Afri-
24 can Development Foundation Act: *Provided further,* That
25 the USADF may not withdraw any appropriation from the

1 Treasury prior to the need of spending such funds for pro-
2 gram purposes.

3 DEPARTMENT OF THE TREASURY

4 INTERNATIONAL AFFAIRS TECHNICAL ASSISTANCE

5 For necessary expenses to carry out the provisions
6 of section 129 of the Foreign Assistance Act of 1961,
7 \$33,000,000, to remain available until expended, of which
8 not more than \$5,000,000 may be used for administrative
9 expenses: *Provided*, That amounts made available under
10 this heading may be made available to contract for services
11 as described in section 129(d)(3)(A) of the Foreign Assist-
12 ance Act of 1961, without regard to the location in which
13 such services are performed.

14 DEBT RESTRUCTURING

15 For the costs, as defined in section 502 of the Con-
16 gressional Budget Act of 1974, of modifying loans and
17 loan guarantees, as the President may determine, for
18 which funds have been appropriated or otherwise made
19 available for programs within the International Affairs
20 Budget Function 150, including the cost of selling, reduc-
21 ing, or canceling amounts owed to the United States as
22 a result of concessional loans made to eligible countries,
23 pursuant to part V of the Foreign Assistance Act of 1961,
24 \$15,000,000, to remain available until September 30,
25 2022.

1 In addition, for the costs, as defined in section 502
2 of the Congressional Budget Act of 1974, of modifying
3 loans and loan guarantees for Somalia or credits extended
4 to Somalia, as the President may determine, including the
5 cost of selling, reducing, or cancelling amounts owed to
6 the United States, \$63,000,000, to remain available until
7 expended, which may be used notwithstanding any other
8 provision of law.

9 TITLE IV

10 INTERNATIONAL SECURITY ASSISTANCE

11 DEPARTMENT OF STATE

12 INTERNATIONAL NARCOTICS CONTROL AND LAW

13 ENFORCEMENT

14 For necessary expenses to carry out section 481 of
15 the Foreign Assistance Act of 1961, \$1,391,000,000, to
16 remain available until September 30, 2022: *Provided*,
17 That the Department of State may use the authority of
18 section 608 of the Foreign Assistance Act of 1961, with-
19 out regard to its restrictions, to receive excess property
20 from an agency of the United States Government for the
21 purpose of providing such property to a foreign country
22 or international organization under chapter 8 of part I of
23 such Act, subject to the regular notification procedures of
24 the Committees on Appropriations: *Provided further*, That
25 section 482(b) of the Foreign Assistance Act of 1961 shall

1 not apply to funds appropriated under this heading, except
2 that any funds made available notwithstanding such sec-
3 tion shall be subject to the regular notification procedures
4 of the Committees on Appropriations: *Provided further,*
5 That funds appropriated under this heading shall be made
6 available to support training and technical assistance for
7 foreign law enforcement, corrections, judges, and other ju-
8 dicial authorities, utilizing regional partners: *Provided fur-*
9 *ther,* That funds made available under this heading that
10 are transferred to another department, agency, or instru-
11 mentality of the United States Government pursuant to
12 section 632(b) of the Foreign Assistance Act of 1961 val-
13 ued in excess of \$5,000,000, and any agreement made
14 pursuant to section 632(a) of such Act, shall be subject
15 to the regular notification procedures of the Committees
16 on Appropriations: *Provided further,* That funds made
17 available under this heading for Program Development
18 and Support may be made available notwithstanding pre-
19 obligation requirements contained in this Act, except for
20 the notification requirements of section 7015: *Provided*
21 *further,* That none of the funds appropriated under this
22 heading may be made available for the Diplomatic
23 Progress Fund.

1 NONPROLIFERATION, ANTI-TERRORISM, DEMINING AND
2 RELATED PROGRAMS

3 For necessary expenses for nonproliferation, anti-ter-
4 rorism, demining and related programs and activities,
5 \$897,000,000, to remain available until September 30,
6 2022, to carry out the provisions of chapter 8 of part II
7 of the Foreign Assistance Act of 1961 for anti-terrorism
8 assistance, chapter 9 of part II of the Foreign Assistance
9 Act of 1961, section 504 of the FREEDOM Support Act
10 (22 U.S.C. 5854), section 23 of the Arms Export Control
11 Act (22 U.S.C. 2763), or the Foreign Assistance Act of
12 1961 for demining activities, the clearance of unexploded
13 ordnance, the destruction of small arms, and related ac-
14 tivities, notwithstanding any other provision of law, includ-
15 ing activities implemented through nongovernmental and
16 international organizations, and section 301 of the For-
17 eign Assistance Act of 1961 for a United States contribu-
18 tion to the Comprehensive Nuclear Test Ban Treaty Pre-
19 paratory Commission, and for a voluntary contribution to
20 the International Atomic Energy Agency (IAEA): *Pro-*
21 *vided*, That funds made available under this heading for
22 the Nonproliferation and Disarmament Fund shall be
23 made available, notwithstanding any other provision of law
24 and subject to prior consultation with, and the regular no-
25 tification procedures of, the Committees on Appropria-

1 tions, to promote bilateral and multilateral activities relat-
2 ing to nonproliferation, disarmament, and weapons de-
3 struction, and shall remain available until expended: *Pro-*
4 *vided further*, That such funds may also be used for such
5 countries other than the Independent States of the former
6 Soviet Union and international organizations when it is
7 in the national security interest of the United States to
8 do so: *Provided further*, That funds appropriated under
9 this heading may be made available for the IAEA unless
10 the Secretary of State determines that Israel is being de-
11 nied its right to participate in the activities of that Agen-
12 cy: *Provided further*, That funds made available for con-
13 ventional weapons destruction programs, including
14 demining and related activities, in addition to funds other-
15 wise available for such purposes, may be used for adminis-
16 trative expenses related to the operation and management
17 of such programs and activities, subject to the regular no-
18 tification procedures of the Committees on Appropria-
19 tions.

20 PEACEKEEPING OPERATIONS

21 For necessary expenses to carry out the provisions
22 of section 551 of the Foreign Assistance Act of 1961,
23 \$457,348,000, of which \$325,213,000, to remain available
24 until September 30, 2022, is designated by the Congress
25 for Overseas Contingency Operations/Global War on Ter-

1 rorism pursuant to section 251(b)(2)(A)(ii) of the Bal-
2 anced Budget and Emergency Deficit Control Act of 1985:
3 *Provided*, That funds appropriated under this heading
4 may be used, notwithstanding section 660 of the Foreign
5 Assistance Act of 1961, to provide assistance to enhance
6 the capacity of foreign civilian security forces, including
7 gendarmes, to participate in peacekeeping operations: *Pro-*
8 *vided further*, That of the funds appropriated under this
9 heading, not less than \$31,000,000 shall be made avail-
10 able for a United States contribution to the Multinational
11 Force and Observers mission in the Sinai and not less
12 than \$71,000,000 shall be made available for the Global
13 Peace Operations Initiative, of which not less than
14 \$10,000,000 shall be made available to support the mod-
15 ernization of training infrastructure: *Provided further*,
16 That funds appropriated under this heading may be made
17 available to pay assessed expenses of international peace-
18 keeping activities in Somalia under the same terms and
19 conditions, as applicable, as funds appropriated by this
20 Act under the heading “Contributions for International
21 Peacekeeping Activities”: *Provided further*, That none of
22 the funds appropriated under this heading shall be obli-
23 gated except as provided through the regular notification
24 procedures of the Committees on Appropriations.

1 FUNDS APPROPRIATED TO THE PRESIDENT

2 INTERNATIONAL MILITARY EDUCATION AND TRAINING

3 For necessary expenses to carry out the provisions
4 of section 541 of the Foreign Assistance Act of 1961,
5 \$112,925,000, to remain available until September 30,
6 2022: *Provided*, That the civilian personnel for whom mili-
7 tary education and training may be provided under this
8 heading may include civilians who are not members of a
9 government whose participation would contribute to im-
10 proved civil-military relations, civilian control of the mili-
11 tary, or respect for human rights: *Provided further*, That
12 of the funds appropriated under this heading, not to ex-
13 ceed \$50,000 may be available for entertainment expenses.

14 FOREIGN MILITARY FINANCING PROGRAM

15 For necessary expenses for grants to enable the
16 President to carry out the provisions of section 23 of the
17 Arms Export Control Act (22 U.S.C. 2763),
18 \$6,156,924,000, of which \$511,909,000, to remain avail-
19 able until September 30, 2022, is designated by the Con-
20 gress for Overseas Contingency Operations/Global War on
21 Terrorism pursuant to section 251(b)(2)(A)(ii) of the Bal-
22 anced Budget and Emergency Deficit Control Act of 1985:
23 *Provided*, That to expedite the provision of assistance to
24 foreign countries and international organizations, the Sec-
25 retary of State, following consultation with the Commit-

tees on Appropriations and subject to the regular notification procedures of such Committees, may use the funds appropriated under this heading to procure defense articles and services to enhance the capacity of foreign security forces: *Provided further*, That of the funds appropriated under this heading, not less than \$3,300,000,000 shall be available for grants only for Israel which shall be disbursed within 30 days of enactment of this Act: *Provided further*, That to the extent that the Government of Israel requests that funds be used for such purposes, grants made available for Israel under this heading shall, as agreed by the United States and Israel, be available for advanced weapons systems, of which not less than \$795,300,000 shall be available for the procurement in Israel of defense articles and defense services, including research and development: *Provided further*, That funds appropriated or otherwise made available under this heading shall be nonrepayable notwithstanding any requirement in section 23 of the Arms Export Control Act: *Provided further*, That funds made available under this heading shall be obligated upon apportionment in accordance with paragraph (5)(C) of section 1501(a) of title 31, United States Code.

None of the funds made available under this heading shall be available to finance the procurement of defense

1 articles, defense services, or design and construction serv-
2 ices that are not sold by the United States Government
3 under the Arms Export Control Act unless the foreign
4 country proposing to make such procurement has first
5 signed an agreement with the United States Government
6 specifying the conditions under which such procurement
7 may be financed with such funds: *Provided*, That all coun-
8 try and funding level increases in allocations shall be sub-
9 mitted through the regular notification procedures of sec-
10 tion 7015 of this Act: *Provided further*, That funds made
11 available under this heading may be used, notwithstanding
12 any other provision of law, for demining, the clearance of
13 unexploded ordnance, and related activities, and may in-
14 clude activities implemented through nongovernmental
15 and international organizations: *Provided further*, That
16 only those countries for which assistance was justified for
17 the “Foreign Military Sales Financing Program” in the
18 fiscal year 1989 congressional presentation for security as-
19 sistance programs may utilize funds made available under
20 this heading for procurement of defense articles, defense
21 services, or design and construction services that are not
22 sold by the United States Government under the Arms
23 Export Control Act: *Provided further*, That funds appro-
24 priated under this heading shall be expended at the min-
25 imum rate necessary to make timely payment for defense

1 articles and services: *Provided further*, That not more than
2 \$70,000,000 of the funds appropriated under this heading
3 may be obligated for necessary expenses, including the
4 purchase of passenger motor vehicles for replacement only
5 for use outside of the United States, for the general costs
6 of administering military assistance and sales, except that
7 this limitation may be exceeded only through the regular
8 notification procedures of the Committees on Appropria-
9 tions: *Provided further*, That of the funds made available
10 under this heading for general costs of administering mili-
11 tary assistance and sales, not to exceed \$4,000 may be
12 available for entertainment expenses and not to exceed
13 \$130,000 may be available for representation expenses:
14 *Provided further*, That not more than \$1,082,200,000 of
15 funds realized pursuant to section 21(e)(1)(A) of the Arms
16 Export Control Act (22 U.S.C. 2761(e)(1)(A)) may be ob-
17 ligated for expenses incurred by the Department of De-
18 fense during fiscal year 2021 pursuant to section 43(b)
19 of the Arms Export Control Act (22 U.S.C. 2792(b)), ex-
20 cept that this limitation may be exceeded only through the
21 regular notification procedures of the Committees on Ap-
22 propriations.

1 TITLE V
2 MULTILATERAL ASSISTANCE
3 FUNDS APPROPRIATED TO THE PRESIDENT
4 INTERNATIONAL ORGANIZATIONS AND PROGRAMS

5 For necessary expenses to carry out the provisions
6 of section 301 of the Foreign Assistance Act of 1961,
7 \$390,500,000: *Provided*, That section 307(a) of the For-
8 eign Assistance Act of 1961 shall not apply to contribu-
9 tions to the United Nations Democracy Fund: *Provided*
10 *further*, That not later than 60 days after enactment of
11 this Act, such funds shall be allocated and allotted for core
12 contributions for each entity listed in the table under this
13 heading in the report accompanying this Act unless other-
14 wise provided for in this Act, or if the Secretary of State
15 has justified to the Committees on Appropriations the pro-
16 posed uses of funds other than for core contributions fol-
17 lowing prior consultation with, and subject to the regular
18 notification procedures of, the Committees on Appropria-
19 tions.

20 INTERNATIONAL FINANCIAL INSTITUTIONS
21 GLOBAL ENVIRONMENT FACILITY

22 For payment to the International Bank for Recon-
23 struction and Development as trustee for the Global Envi-
24 ronment Facility by the Secretary of the Treasury,
25 \$139,575,000, to remain available until, and to be fully

1 disbursed not later than, September 30, 2022: *Provided*,
2 That of such amount, \$136,563,000, which shall remain
3 available until September 30, 2021, is only available for
4 the third installment of the seventh replenishment of the
5 Global Environment Facility, and shall be obligated and
6 disbursed not later than 90 days after enactment of this
7 Act: *Provided further*, That the Secretary shall report to
8 the Committees on Appropriations on the status of funds
9 provided under this heading not less than quarterly until
10 fully disbursed: *Provided further*, That in such report the
11 Secretary shall provide a timeline for the obligation and
12 disbursement of any funds that have not yet been obli-
13 gated or disbursed.

14 CONTRIBUTION TO THE INTERNATIONAL BANK FOR
15 RECONSTRUCTION AND DEVELOPMENT

16 For payment to the International Bank for Recon-
17 struction and Development by the Secretary of the Treas-
18 ury for the United States share of the paid-in portion of
19 the increases in capital stock, \$206,500,000, to remain
20 available until expended.

21 LIMITATION ON CALLABLE CAPITAL SUBSCRIPTIONS

22 The United States Governor of the International
23 Bank for Reconstruction and Development may subscribe
24 without fiscal year limitation to the callable capital portion

1 of the United States share of increases in capital stock
2 in an amount not to exceed \$1,421,275,728.70.

3 CONTRIBUTION TO THE INTERNATIONAL DEVELOPMENT
4 ASSOCIATION

5 For payment to the International Development Asso-
6 ciation by the Secretary of the Treasury, \$1,001,400,000,
7 to remain available until expended.

8 CONTRIBUTION TO THE ASIAN DEVELOPMENT FUND

9 For payment to the Asian Development Bank's Asian
10 Development Fund by the Secretary of the Treasury,
11 \$47,395,000, to remain available until expended.

12 CONTRIBUTION TO THE AFRICAN DEVELOPMENT BANK

13 For payment to the African Development Bank by
14 the Secretary of the Treasury for the United States share
15 of the paid-in portion of the increases in capital stock,
16 \$54,649,000, to remain available until expended.

17 LIMITATION ON CALLABLE CAPITAL SUBSCRIPTIONS

18 The United States Governor of the African Develop-
19 ment Bank may subscribe without fiscal year limitation
20 to the callable capital portion of the United States share
21 of increases in capital stock in an amount not to exceed
22 \$856,174,624.

1 CONTRIBUTION TO THE AFRICAN DEVELOPMENT FUND

2 For payment to the African Development Fund by
3 the Secretary of the Treasury, \$171,300,000, to remain
4 available until expended.

5 CONTRIBUTION TO THE INTERNATIONAL FUND FOR
6 AGRICULTURAL DEVELOPMENT

7 For payment to the International Fund for Agricul-
8 tural Development by the Secretary of the Treasury,
9 \$30,000,000, to remain available until, and to be fully dis-
10 bursed no later than, September 30, 2022, for the third
11 installment of the eleventh replenishment of the Inter-
12 national Fund for Agricultural Development: *Provided*,
13 That the Secretary of the Treasury shall report to the
14 Committees on Appropriations on the status of such pay-
15 ment not less than quarterly until fully disbursed: *Pro-*
16 *vided further*, That in such report the Secretary shall pro-
17 vide a timeline for the obligation and disbursement of any
18 funds that have not yet been obligated or disbursed.

19 CONTRIBUTION TO THE NORTH AMERICAN DEVELOPMENT
20 BANK

21 LIMITATION ON CALLABLE CAPITAL SUBSCRIPTIONS

22 The Secretary of the Treasury may subscribe without
23 fiscal year limitation to the callable capital portion of the
24 United States share of capital stock in an amount not to
25 exceed \$1,020,000,000: *Provided*, That this authority

1 shall be in addition to any other authority provided by pre-
2 vious Acts.

3 TITLE VI
4 EXPORT AND INVESTMENT ASSISTANCE
5 EXPORT-IMPORT BANK OF THE UNITED STATES
6 INSPECTOR GENERAL

7 For necessary expenses of the Office of Inspector
8 General in carrying out the provisions of the Inspector
9 General Act of 1978 (5 U.S.C. App.), \$5,700,000, of
10 which up to \$855,000 may remain available until Sep-
11 tember 30, 2022.

12 PROGRAM ACCOUNT

13 The Export-Import Bank of the United States is au-
14 thorized to make such expenditures within the limits of
15 funds and borrowing authority available to such corpora-
16 tion, and in accordance with law, and to make such con-
17 tracts and commitments without regard to fiscal year limi-
18 tations, as provided by section 9104 of title 31, United
19 States Code, as may be necessary in carrying out the pro-
20 gram for the current fiscal year for such corporation: *Pro-*
21 *vided*, That none of the funds available during the current
22 fiscal year may be used to make expenditures, contracts,
23 or commitments for the export of nuclear equipment, fuel,
24 or technology to any country, other than a nuclear-weapon
25 state as defined in Article IX of the Treaty on the Non-

1 Proliferation of Nuclear Weapons eligible to receive eco-
2 nomic or military assistance under this Act, that has deto-
3 nated a nuclear explosive after the date of enactment of
4 this Act.

5 ADMINISTRATIVE EXPENSES

6 For administrative expenses to carry out the direct
7 and guaranteed loan and insurance programs, including
8 hire of passenger motor vehicles and services as authorized
9 by section 3109 of title 5, United States Code, and not
10 to exceed \$30,000 for official reception and representation
11 expenses for members of the Board of Directors, not to
12 exceed \$110,000,000, of which up to \$16,500,000 may re-
13 main available until September 30, 2022: *Provided*, That
14 the Export-Import Bank (the Bank) may accept, and use,
15 payment or services provided by transaction participants
16 for legal, financial, or technical services in connection with
17 any transaction for which an application for a loan, guar-
18 antee or insurance commitment has been made: *Provided*
19 *further*, That notwithstanding subsection (b) of section
20 117 of the Export Enhancement Act of 1992, subsection
21 (a) of such section shall remain in effect until September
22 30, 2021: *Provided further*, That the Bank shall charge
23 fees for necessary expenses (including special services per-
24 formed on a contract or fee basis, but not including other
25 personal services) in connection with the collection of mon-

1 eys owed the Bank, repossession or sale of pledged collat-
2 eral or other assets acquired by the Bank in satisfaction
3 of moneys owed the Bank, or the investigation or appraisal
4 of any property, or the evaluation of the legal, financial,
5 or technical aspects of any transaction for which an appli-
6 cation for a loan, guarantee or insurance commitment has
7 been made, or systems infrastructure directly supporting
8 transactions: *Provided further*, That in addition to other
9 funds appropriated for administrative expenses, such fees
10 shall be credited to this account for such purposes, to re-
11 main available until expended.

12 RECEIPTS COLLECTED

13 Receipts collected pursuant to the Export-Import
14 Bank Act of 1945 (Public Law 79–173) and the Federal
15 Credit Reform Act of 1990, in an amount not to exceed
16 the amount appropriated herein, shall be credited as off-
17 setting collections to this account: *Provided*, That the
18 sums herein appropriated from the General Fund shall be
19 reduced on a dollar-for-dollar basis by such offsetting col-
20 lections so as to result in a final fiscal year appropriation
21 from the General Fund estimated at \$0.

1 UNITED STATES INTERNATIONAL DEVELOPMENT
2 FINANCE CORPORATION
3 INSPECTOR GENERAL

4 For necessary expenses of the Office of Inspector
5 General in carrying out the provisions of the Inspector
6 General Act of 1978 (5 U.S.C. App.), \$2,000,000, to re-
7 main available until September 30, 2022.

8 CORPORATE CAPITAL ACCOUNT

9 The United States International Development Fi-
10 nance Corporation (the Corporation) is authorized to
11 make such expenditures and commitments within the lim-
12 its of funds and borrowing authority available to the Cor-
13 poration, and in accordance with the law, and to make
14 such expenditures and commitments without regard to fis-
15 cal year limitations, as provided by section 9104 of title
16 31, United States Code, as may be necessary in carrying
17 out the programs for the current fiscal year for the Cor-
18 poration: *Provided*, That for necessary expenses of the ac-
19 tivities described in subsections (b), (c), (e), (f), and (g)
20 of section 1421 of the BUILD Act of 2018 (division F
21 of Public Law 115–254) and for administrative expenses
22 to carry out authorized activities and project-specific
23 transaction costs described in section 1434(d) of such Act,
24 \$311,000,000: *Provided further*, That of the amount pro-
25 vided—

1 (1) \$131,000,000 shall remain available until
2 September 30, 2023, for administrative expenses to
3 carry out authorized activities (including an amount
4 for official reception and representation expenses
5 which shall not exceed \$25,000) and project-specific
6 transaction costs as described in section 1434(k) of
7 such Act, of which \$1,000,000 shall remain available
8 until September 30, 2025;

9 (2) \$180,000,000 shall remain available until
10 September 30, 2023, for the activities described in
11 subsections (b), (c), (e), (f), and (g) of section 1421
12 of the BUILD Act of 2018 (division F of Public
13 Law 115–254), except such amounts obligated in a
14 fiscal year for activities described in section 1421(c)
15 of such Act shall remain available for disbursement
16 for the term of the underlying project: *Provided fur-*
17 *ther*, That if the term of the project extends longer
18 than 10 fiscal years, the Chief Executive Officer of
19 the Corporation shall inform the appropriate con-
20 gressional committees prior to the obligation or dis-
21 bursement of funds, as applicable: *Provided further*,
22 That amounts made available under this paragraph
23 may be paid to the “United States International De-
24 velopment Finance Corporation—Program Account”
25 for programs authorized by subsections (b), (e), (f),

1 and (g) of section 1421 of the BUILD Act of 2018
2 (division F of Public Law 115–254):
3 *Provided further*, That funds may only be obligated pursu-
4 ant to section 1421(g) of the BUILD Act of 2018 subject
5 to prior consultation with the appropriate congressional
6 committees and the regular notification procedures of the
7 Committees on Appropriations: *Provided further*, That in
8 this fiscal year, and each fiscal year thereafter, the Cor-
9 poration shall collect the amounts described in section
10 1434(h) of the BUILD Act of 2018: *Provided further*,
11 That in fiscal year 2021 such collections shall be credited
12 as offsetting collections to this appropriation: *Provided*
13 *further*, That such collections collected in fiscal year 2021
14 in excess of \$311,000,000 shall be credited to this account
15 and shall be available in future fiscal years only to the
16 extent provided in advance in appropriations Acts: *Pro-*
17 *vided further*, That in fiscal year 2021, if such collections
18 are less than \$311,000,000, receipts collected pursuant to
19 the BUILD Act of 2018 and the Federal Credit Reform
20 Act of 1990, in an amount equal to such shortfall, shall
21 be credited as offsetting collections to this appropriation:
22 *Provided further*, That funds appropriated or otherwise
23 made available under this heading may not be used to pro-
24 vide any type of assistance that is otherwise prohibited
25 by any other provision of law or to provide assistance to

1 any foreign country that is otherwise prohibited by any
2 other provision of law: *Provided further*, That the sums
3 herein appropriated from the General Fund shall be re-
4 duced on a dollar-for-dollar basis by the offsetting collec-
5 tions described under this heading so as to result in a final
6 fiscal year appropriation from the General Fund estimated
7 at \$0.

8 PROGRAM ACCOUNT

9 Amounts paid from “United States International De-
10 velopment Finance Corporation—Corporate Capital Ac-
11 count” (CCA) shall remain available until September 30,
12 2023: *Provided*, That not more than \$80,000,000 of
13 amounts paid to this account from CCA or transferred to
14 this account pursuant to section 1434(j) of the BUILD
15 Act of 2018 (division F of Public Law 115–254) shall be
16 available for the costs of direct and guaranteed loans pro-
17 vided by the Corporation pursuant to section 1421(b) of
18 such Act: *Provided further*, That such costs, including the
19 cost of modifying such loans, shall be as defined in section
20 502 of the Congressional Budget Act of 1974: *Provided*
21 *further*, That such amounts obligated in a fiscal year shall
22 remain available for disbursement for the following 8 fiscal
23 years: *Provided further*, That funds transferred to carry
24 out the Foreign Assistance Act of 1961 pursuant to sec-
25 tion 1434(j) of the BUILD Act of 2018 may remain avail-

1 able for obligation for 1 additional fiscal year: *Provided*
2 *further*, That the total loan principal or guaranteed prin-
3 cipal amount shall not exceed \$8,000,000,000.

4 TRADE AND DEVELOPMENT AGENCY

5 For necessary expenses to carry out the provisions
6 of section 661 of the Foreign Assistance Act of 1961,
7 \$79,500,000, to remain available until September 30,
8 2022, of which no more than \$18,285,000 may be used
9 for administrative expenses: *Provided*, That of the funds
10 appropriated under this heading, not more than \$5,000
11 may be available for representation and entertainment ex-
12 penses.

13 TITLE VII

14 GENERAL PROVISIONS

15 ALLOWANCES AND DIFFERENTIALS

16 SEC. 7001. Funds appropriated under title I of this
17 Act shall be available, except as otherwise provided, for
18 allowances and differentials as authorized by subchapter
19 59 of title 5, United States Code; for services as author-
20 ized by section 3109 of such title and for hire of passenger
21 transportation pursuant to section 1343(b) of title 31,
22 United States Code.

23 UNOBLIGATED BALANCES REPORT

24 SEC. 7002. Any department or agency of the United
25 States Government to which funds are appropriated or

1 otherwise made available by this Act shall provide to the
2 Committees on Appropriations a quarterly accounting of
3 cumulative unobligated balances and obligated, but unex-
4 pended, balances by program, project, and activity, and
5 Treasury Account Fund Symbol of all funds received by
6 such department or agency in fiscal year 2021 or any pre-
7 vious fiscal year, disaggregated by fiscal year: *Provided*,
8 That the report required by this section shall be submitted
9 not later than 30 days after the end of each fiscal quarter
10 and should specify by account the amount of funds obli-
11 gated pursuant to bilateral agreements which have not
12 been further sub-obligated.

13 CONSULTING SERVICES

14 SEC. 7003. The expenditure of any appropriation
15 under title I of this Act for any consulting service through
16 procurement contract, pursuant to section 3109 of title
17 5, United States Code, shall be limited to those contracts
18 where such expenditures are a matter of public record and
19 available for public inspection, except where otherwise pro-
20 vided under existing law, or under existing Executive order
21 issued pursuant to existing law.

22 DIPLOMATIC FACILITIES

23 SEC. 7004. (a) CAPITAL SECURITY COST SHARING
24 EXCEPTION.—Notwithstanding paragraph (2) of section
25 604(e) of the Secure Embassy Construction and Counter-

1 terrorism Act of 1999 (title VI of division A of H.R. 3427,
2 as enacted into law by section 1000(a)(7) of Public Law
3 106–113 and contained in appendix G of that Act), as
4 amended by section 111 of the Department of State Au-
5 thorities Act, Fiscal Year 2017 (Public Law 114–323), a
6 project to construct a facility of the United States may
7 include office space or other accommodations for members
8 of the United States Marine Corps.

9 (b) NEW DIPLOMATIC FACILITIES.—For the pur-
10 poses of calculating the fiscal year 2021 costs of providing
11 new United States diplomatic facilities in accordance with
12 section 604(e) of the Secure Embassy Construction and
13 Counterterrorism Act of 1999 (22 U.S.C. 4865 note), the
14 Secretary of State, in consultation with the Director of
15 the Office of Management and Budget, shall determine the
16 annual program level and agency shares in a manner that
17 is proportional to the contribution of the Department of
18 State for this purpose.

19 (c) CONSULTATION AND NOTIFICATION.—Funds ap-
20 propriated by this Act and prior Acts making appropria-
21 tions for the Department of State, foreign operations, and
22 related programs, which may be made available for the
23 acquisition of property or award of construction contracts
24 for overseas United States diplomatic facilities during fis-
25 cal year 2021, shall be subject to prior consultation with,

1 and the regular notification procedures of, the Committees
2 on Appropriations: *Provided*, That notifications pursuant
3 to this subsection shall include the information enumer-
4 ated under the heading “Embassy Security, Construction,
5 and Maintenance” in the report accompanying this Act.

6 (d) INTERIM AND TEMPORARY FACILITIES
7 ABROAD.—

8 (1) SECURITY VULNERABILITIES.—Funds ap-
9 propriated by this Act under the heading “Embassy
10 Security, Construction, and Maintenance” shall be
11 made available to address security vulnerabilities at
12 interim and temporary United States diplomatic fa-
13 cilities abroad, including physical security upgrades
14 and local guard staffing.

15 (2) CONSULTATION.—Notwithstanding any
16 other provision of law, the opening, closure, or any
17 significant modification to an interim or temporary
18 United States diplomatic facility shall be subject to
19 prior consultation with the appropriate congressional
20 committees and the regular notification procedures
21 of the Committees on Appropriations, except that
22 such consultation and notification may be waived if
23 there is a security risk to personnel.

24 (e) SOFT TARGETS.—Funds appropriated by this Act
25 under the heading “Embassy Security, Construction, and

1 Maintenance” shall be made available for security up-
2 grades to soft targets, including schools, recreational fa-
3 cilities, and residences used by United States diplomatic
4 personnel and their dependents.

5 PERSONNEL ACTIONS

6 SEC. 7005. Any costs incurred by a department or
7 agency funded under title I of this Act resulting from per-
8 sonnel actions taken in response to funding reductions in-
9 cluded in this Act shall be absorbed within the total budg-
10 etary resources available under title I to such department
11 or agency: *Provided*, That the authority to transfer funds
12 between appropriations accounts as may be necessary to
13 carry out this section is provided in addition to authorities
14 included elsewhere in this Act: *Provided further*, That use
15 of funds to carry out this section shall be treated as a
16 reprogramming of funds under section 7015 of this Act.

17 PROHIBITION ON PUBLICITY OR PROPAGANDA

18 SEC. 7006. No part of any appropriation contained
19 in this Act shall be used for publicity or propaganda pur-
20 poses within the United States not authorized before en-
21 actment of this Act by Congress: *Provided*, That up to
22 \$25,000 may be made available to carry out the provisions
23 of section 316 of the International Security and Develop-
24 ment Cooperation Act of 1980 (Public Law 96–533; 22
25 U.S.C. 2151a note).

1 PROHIBITION AGAINST DIRECT FUNDING FOR CERTAIN
2 COUNTRIES

3 SEC. 7007. None of the funds appropriated or other-
4 wise made available pursuant to titles III through VI of
5 this Act shall be obligated or expended to finance directly
6 any assistance or reparations for the governments of
7 Cuba, North Korea, Iran, or Syria: *Provided*, That for
8 purposes of this section, the prohibition on obligations or
9 expenditures shall include direct loans, credits, insurance,
10 and guarantees of the Export-Import Bank or its agents.

11 COUPS D'ÉTAT

12 SEC. 7008. None of the funds appropriated or other-
13 wise made available by this Act under the heading “Eco-
14 nomic Support Fund” and under titles IV through VI
15 shall be obligated or expended to finance directly any as-
16 sistance to the government of any country whose duly
17 elected head of government is deposed by military coup
18 d'état or decree or, after the date of enactment of this
19 Act, a coup d'état or decree in which the military plays
20 a decisive role: *Provided*, That assistance may be resumed
21 to such government if the Secretary of State certifies and
22 reports to the appropriate congressional committees that
23 subsequent to the termination of assistance a democrat-
24 ically elected government has taken office: *Provided fur-*
25 *ther*, That the provisions of this section shall not apply

1 to assistance to promote democratic elections or public
2 participation in democratic processes: *Provided further*,
3 That funds made available pursuant to the previous pro-
4 visos shall be subject to the regular notification procedures
5 of the Committees on Appropriations.

6 TRANSFER OF FUNDS AUTHORITY

7 SEC. 7009. (a) DEPARTMENT OF STATE AND
8 UNITED STATES AGENCY FOR GLOBAL MEDIA.—

9 (1) DEPARTMENT OF STATE.—

10 (A) IN GENERAL.—Not to exceed 5 percent
11 of any appropriation made available for the cur-
12 rent fiscal year for the Department of State
13 under title I of this Act may be transferred be-
14 tween, and merged with, such appropriations,
15 but no such appropriation, except as otherwise
16 specifically provided, shall be increased by more
17 than 10 percent by any such transfers, and no
18 such transfer may be made to increase the ap-
19 propriation under the heading “Representation
20 Expenses”.

21 (B) EMBASSY SECURITY.—Funds appro-
22 priated under the headings “Diplomatic Pro-
23 grams”, including for Worldwide Security Pro-
24 tection, “Embassy Security, Construction, and
25 Maintenance”, and “Emergencies in the Diplo-

1 matic and Consular Service” in this Act may be
2 transferred to, and merged with, funds appro-
3 priated under such headings if the Secretary of
4 State determines and reports to the Committees
5 on Appropriations that to do so is necessary to
6 implement the recommendations of the
7 Benghazi Accountability Review Board, for
8 emergency evacuations, or to prevent or re-
9 spond to security situations and requirements,
10 following consultation with, and subject to the
11 regular notification procedures of, such Com-
12 mittees: *Provided*, That such transfer authority
13 is in addition to any transfer authority other-
14 wise available in this Act and under any other
15 provision of law.

16 (2) UNITED STATES AGENCY FOR GLOBAL
17 MEDIA.—Not to exceed 5 percent of any appropria-
18 tion made available for the current fiscal year for
19 the United States Agency for Global Media under
20 title I of this Act may be transferred between, and
21 merged with, such appropriations, but no such ap-
22 propriation, except as otherwise specifically provided,
23 shall be increased by more than 10 percent by any
24 such transfers.

1 (3) TREATMENT AS REPROGRAMMING.—Any
2 transfer pursuant to this subsection shall be treated
3 as a reprogramming of funds under section 7015 of
4 this Act and shall not be available for obligation or
5 expenditure except in compliance with the proce-
6 dures set forth in that section.

7 (b) LIMITATION ON TRANSFERS OF FUNDS BE-
8 TWEEN AGENCIES.—

9 (1) IN GENERAL.—None of the funds made
10 available under titles II through V of this Act may
11 be transferred to any department, agency, or instru-
12 mentality of the United States Government, except
13 pursuant to a transfer made by, or transfer author-
14 ity provided in, this Act or any other appropriations
15 Act.

16 (2) ALLOCATION AND TRANSFERS.—Notwith-
17 standing paragraph (1), in addition to transfers
18 made by, or authorized elsewhere in, this Act, funds
19 appropriated by this Act to carry out the purposes
20 of the Foreign Assistance Act of 1961 may be allo-
21 cated or transferred to agencies of the United States
22 Government pursuant to the provisions of sections
23 109, 610, and 632 of the Foreign Assistance Act of
24 1961, and section 1434(j) of the BUILD Act of
25 2018 (division F of Public Law 115–254).

1 (3) NOTIFICATION.—Any agreement entered
2 into by the United States Agency for International
3 Development or the Department of State with any
4 department, agency, or instrumentality of the United
5 States Government pursuant to section 632(b) of the
6 Foreign Assistance Act of 1961 valued in excess of
7 \$1,000,000 and any agreement made pursuant to
8 section 632(a) of such Act, with funds appropriated
9 by this Act or prior Acts making appropriations for
10 the Department of State, foreign operations, and re-
11 lated programs under the headings “Global Health
12 Programs”, “Development Assistance”, “Economic
13 Support Fund”, and “Assistance for Europe, Eur-
14 asia and Central Asia” shall be subject to the reg-
15 ular notification procedures of the Committees on
16 Appropriations: *Provided*, That the requirement in
17 the previous sentence shall not apply to agreements
18 entered into between USAID and the Department of
19 State.

20 (c) LIMITATION ON UNITED STATES INTERNATIONAL
21 DEVELOPMENT FINANCE CORPORATION.—Amounts
22 transferred pursuant to section 1434(j) of the BUILD Act
23 of 2018 (division F of Public Law 115–254) may only be
24 transferred from funds made available under title III of
25 this Act, and such amounts shall not exceed \$50,000,000:

1 *Provided*, That any such transfers shall be subject to prior
2 consultation with, and the regular notification procedures
3 of, the Committees on Appropriations: *Provided further*,
4 That the Secretary of State, the Administrator of the
5 United States Agency for International Development, and
6 the Chief Executive Officer of the United States Inter-
7 national Development Finance Corporation (the Corpora-
8 tion), as appropriate, shall ensure that the programs fund-
9 ed by such transfers are coordinated with, and com-
10 plement, foreign assistance programs implemented by the
11 Department of State and USAID: *Provided further*, That
12 no funds transferred pursuant to such authority or trans-
13 ferred pursuant to the authority of subsection (a) or (b)
14 of section 632 of the Foreign Assistance Act of 1961 may
15 be used by the Corporation to post personnel abroad or
16 for activities described in section 1421(c) of the BUILD
17 Act of 2018.

18 (d) TRANSFER OF FUNDS BETWEEN ACCOUNTS.—
19 None of the funds made available under titles II through
20 V of this Act may be obligated under an appropriations
21 account to which such funds were not appropriated, except
22 for transfers specifically provided for in this Act, unless
23 the President, not less than 5 days prior to the exercise
24 of any authority contained in the Foreign Assistance Act
25 of 1961 to transfer funds, consults with and provides a

1 written policy justification to the Committees on Appro-
2 priations.

3 (e) AUDIT OF INTER-AGENCY TRANSFERS OF
4 FUNDS.—Any agreement for the transfer or allocation of
5 funds appropriated by this Act or prior Acts making ap-
6 propriations for the Department of State, foreign oper-
7 ations, and related programs entered into between the De-
8 partment of State or USAID and another agency of the
9 United States Government under the authority of section
10 632(a) of the Foreign Assistance Act of 1961, or any com-
11 parable provision of law, shall expressly provide that the
12 Inspector General (IG) for the agency receiving the trans-
13 fer or allocation of such funds, or other entity with audit
14 responsibility if the receiving agency does not have an IG,
15 shall perform periodic program and financial audits of the
16 use of such funds and report to the Department of State
17 or USAID, as appropriate, upon completion of such au-
18 dits: *Provided*, That such audits shall be transmitted to
19 the Committees on Appropriations by the Department of
20 State or USAID, as appropriate: *Provided further*, That
21 funds transferred under such authority may be made
22 available for the cost of such audits.

23 (f) TRANSFER OF OVERSEAS CONTINGENCY OPER-
24 ATIONS/GLOBAL WAR ON TERRORISM FUNDS.—Funds
25 appropriated by this Act under the headings “Peace-

1 keeping Operations” and “Foreign Military Financing
2 Program” that are designated by the Congress for Over-
3 seas Contingency Operations/Global War on Terrorism
4 pursuant to section 251(b)(2)(A)(ii) of the Balanced
5 Budget and Emergency Deficit Control Act of 1985 may
6 be transferred to, and merged with, such funds appro-
7 priated under such headings: *Provided*, That such transfer
8 authority may only be exercised to address contingencies:
9 *Provided further*, That such transfer authority is in addi-
10 tion to any transfer authority otherwise available under
11 any other provision of law, including section 610 of the
12 Foreign Assistance Act of 1961: *Provided further*, That
13 such transfer authority shall be subject to prior consulta-
14 tion with, and the regular notification procedures of, the
15 Committees on Appropriations.

16 PROHIBITION AND LIMITATION ON CERTAIN EXPENSES

17 SEC. 7010. (a) FIRST-CLASS TRAVEL.—None of the
18 funds made available by this Act may be used for first-
19 class travel by employees of United States Government de-
20 partments and agencies funded by this Act in contraven-
21 tion of section 301–10.122 through 301–10.124 of title
22 41, Code of Federal Regulations.

23 (b) COMPUTER NETWORKS.—None of the funds
24 made available by this Act for the operating expenses of
25 any United States Government department or agency may

1 be used to establish or maintain a computer network for
2 use by such department or agency unless such network
3 has filters designed to block access to sexually explicit
4 websites: *Provided*, That nothing in this subsection shall
5 limit the use of funds necessary for any Federal, State,
6 tribal, or local law enforcement agency, or any other entity
7 carrying out the following activities: criminal investiga-
8 tions, prosecutions, and adjudications; administrative dis-
9 cipline; and the monitoring of such websites undertaken
10 as part of official business.

11 (c) PROHIBITION ON PROMOTION OF TOBACCO.—

12 None of the funds made available by this Act shall be
13 available to promote the sale or export of tobacco or to-
14 bacco products, or to seek the reduction or removal by any
15 foreign country of restrictions on the marketing of tobacco
16 or tobacco products, except for restrictions which are not
17 applied equally to all tobacco or tobacco products of the
18 same type.

19 (d) EMAIL SERVERS OUTSIDE THE .GOV DOMAIN.—

20 None of the funds appropriated by this Act under the
21 headings “Diplomatic Programs” and “Capital Invest-
22 ment Fund” in title I, and “Operating Expenses” and
23 “Capital Investment Fund” in title II that are made avail-
24 able to the Department of State and the United States
25 Agency for International Development may be made avail-

1 able to support the use or establishment of email accounts
2 or email servers created outside the .gov domain or not
3 fitted for automated records management as part of a
4 Federal government records management program in con-
5 travention of the Presidential and Federal Records Act
6 Amendments of 2014 (Public Law 113–187).

7 (e) REPRESENTATION AND ENTERTAINMENT EX-
8 PENSES.—Each Federal department, agency, or entity
9 funded in titles I or II of this Act, and the Department
10 of the Treasury and independent agencies funded in titles
11 III or VI of this Act, shall take steps to ensure that do-
12 mestic and overseas representation and entertainment ex-
13 penses further official agency business and United States
14 foreign policy interests, and—

15 (1) are primarily for fostering relations outside
16 of the Executive Branch;

17 (2) are principally for meals and events of a
18 protocol nature;

19 (3) are not for employee-only events; and

20 (4) do not include activities that are substan-
21 tially of a recreational character.

22 (f) LIMITATIONS ON ENTERTAINMENT EXPENSES.—
23 None of the funds appropriated or otherwise made avail-
24 able by this Act under the headings “International Mili-
25 tary Education and Training” or “Foreign Military Fi-

1 nancing Program” for Informational Program activities or
2 under the headings “Global Health Programs”, “Develop-
3 ment Assistance”, “Economic Support Fund”, and “As-
4 sistance for Europe, Eurasia and Central Asia” may be
5 obligated or expended to pay for—

6 (1) alcoholic beverages; or

7 (2) entertainment expenses for activities that
8 are substantially of a recreational character, includ-
9 ing entrance fees at sporting events, theatrical and
10 musical productions, and amusement parks.

11 AVAILABILITY OF FUNDS

12 SEC. 7011. (a) No part of any appropriation con-
13 tained in this Act shall remain available for obligation
14 after the expiration of the current fiscal year unless ex-
15 pressly so provided by this Act: *Provided*, That funds ap-
16 propriated for the purposes of chapters 1 and 8 of part
17 I, section 661, chapters 4, 5, 6, 8, and 9 of part II of
18 the Foreign Assistance Act of 1961, section 23 of the
19 Arms Export Control Act (22 U.S.C. 2763), and funds
20 made available for “United States International Develop-
21 ment Finance Corporation” and under the heading “As-
22 sistance for Europe, Eurasia and Central Asia” shall re-
23 main available for an additional 2 years from the date on
24 which the availability of such funds would otherwise have
25 expired, if such funds are initially obligated before the ex-

1 piration of their respective periods of availability contained
2 in this Act: *Provided further*, That notwithstanding any
3 other provision of this Act, any funds made available for
4 the purposes of chapter 1 of part I and chapter 4 of part
5 II of the Foreign Assistance Act of 1961 which are allo-
6 cated or obligated for cash disbursements in order to ad-
7 dress balance of payments or economic policy reform ob-
8 jectives, shall remain available for an additional 2 years
9 from the date on which the availability of such funds
10 would otherwise have expired, if such funds are initially
11 allocated or obligated before the expiration of their respec-
12 tive periods of availability contained in this Act: *Provided*
13 *further*, That the Secretary of State and the Administrator
14 of the United States Agency for International Develop-
15 ment shall provide a report to the Committees on Appro-
16 priations not later than October 31, 2021, detailing by ac-
17 count and source year, the use of the authority provided
18 pursuant to this subsection during the previous fiscal year.

19 (b) Notwithstanding any other provision of this Act,
20 with respect to any budget authority provided by this Act
21 that is proposed to be rescinded or that is set to be re-
22 served or proposed to be deferred in a special message
23 transmitted under section 1012 or 1013 of the Congres-
24 sional Budget and Impoundment Control Act of 1974 (2
25 U.S.C. 681 et seq.) within 90 days of the expiration of

1 the period of availability of such funds, including, if appli-
2 cable, the 90-day period before the initial period of avail-
3 ability for which such budget authority was provided, such
4 budget authority—

5 (1) shall be made available for obligation in suf-
6 ficient time to be prudently obligated as required
7 under section 1012(b) or 1013 of the Congressional
8 Budget and Impoundment Control Act of 1974; and

9 (2) shall remain available for an additional 90
10 days from the date on which the availability of such
11 funds would otherwise have expired, including, if ap-
12 plicable, an additional 90 days after date on which
13 such budget authority would have initially expired.

14 (c) Funds in this Act that are required to be appor-
15 tioned within a specific time period shall be apportioned
16 within such time period, without prior conditions or limita-
17 tions, including footnotes, that are not included in this or
18 any other Act.

19 LIMITATION ON ASSISTANCE TO COUNTRIES IN DEFAULT
20 SEC. 7012. No part of any appropriation provided
21 under titles III through VI in this Act shall be used to
22 furnish assistance to the government of any country which
23 is in default during a period in excess of 1 calendar year
24 in payment to the United States of principal or interest
25 on any loan made to the government of such country by

1 the United States pursuant to a program for which funds
2 are appropriated under this Act unless the President de-
3 termines, following consultation with the Committees on
4 Appropriations, that assistance for such country is in the
5 national interest of the United States.

6 PROHIBITION ON TAXATION OF UNITED STATES

7 ASSISTANCE

8 SEC. 7013. (a) PROHIBITION ON TAXATION.—None
9 of the funds appropriated under titles III through VI of
10 this Act may be made available to provide assistance for
11 a foreign country under a new bilateral agreement gov-
12 erning the terms and conditions under which such assist-
13 ance is to be provided unless such agreement includes a
14 provision stating that assistance provided by the United
15 States shall be exempt from taxation, or reimbursed, by
16 the foreign government, and the Secretary of State and
17 the Administrator of the United States Agency for Inter-
18 national Development shall expeditiously seek to negotiate
19 amendments to existing bilateral agreements, as nec-
20 essary, to conform with this requirement.

21 (b) NOTIFICATION AND REIMBURSEMENT OF FOR-
22 EIGN TAXES.—(1) An amount equivalent to 200 percent
23 of the total taxes assessed during fiscal year 2021 on
24 funds appropriated by this Act and prior Acts making ap-
25 propriations for the Department of State, foreign oper-

1 ations, and related programs by a foreign government or
2 entity against United States assistance programs, either
3 directly or through grantees, contractors, and subcontractors,
4 shall be withheld from obligation from funds appropriated for
5 assistance for fiscal year 2022 and for prior
6 fiscal years and allocated for the central government of
7 such country or for the West Bank and Gaza program,
8 as applicable, if, not later than September 30, 2022, such
9 taxes have not been reimbursed.

10 (2) The Secretary of State shall report to the Com-
11 mittees on Appropriations not later than 30 days after en-
12 actment of this Act and then quarterly thereafter until
13 September 30, 2021, on the foreign governments and enti-
14 ties that have not reimbursed such taxes, including any
15 amount of funds withheld pursuant to this subsection.

16 (c) DE MINIMIS EXCEPTION.—Foreign taxes of a de
17 minimis nature shall not be subject to the provisions of
18 subsection (b).

19 (d) REPROGRAMMING OF FUNDS.—Funds withheld
20 from obligation for each foreign government or entity pur-
21 suant to subsection (b) shall be reprogrammed for assist-
22 ance for countries which do not assess taxes on United
23 States assistance or which have an effective arrangement
24 that is providing substantial reimbursement of such taxes,

1 and that can reasonably accommodate such assistance in
2 a programmatically responsible manner.

3 (e) DETERMINATIONS.—

4 (1) IN GENERAL.—The provisions of this sec-
5 tion shall not apply to any foreign government or en-
6 tity that assesses such taxes if the Secretary of
7 State reports to the Committees on Appropriations
8 that—

9 (A) such foreign government or entity has
10 an effective arrangement that is providing sub-
11 stantial reimbursement of such taxes; or

12 (B) the foreign policy interests of the
13 United States outweigh the purpose of this sec-
14 tion to ensure that United States assistance is
15 not subject to taxation.

16 (2) CONSULTATION.—The Secretary of State
17 shall consult with the Committees on Appropriations
18 at least 15 days prior to exercising the authority of
19 this subsection with regard to any foreign govern-
20 ment or entity.

21 (f) IMPLEMENTATION.—The Secretary of State shall
22 issue and update rules, regulations, or policy guidance, as
23 appropriate, to implement the prohibition against the tax-
24 ation of assistance contained in this section.

25 (g) DEFINITIONS.—As used in this section:

1 (1) BILATERAL AGREEMENT.—The term “bilat-
2 eral agreement” refers to a framework bilateral
3 agreement between the Government of the United
4 States and the government of the country receiving
5 assistance that describes the privileges and immuni-
6 ties applicable to United States foreign assistance
7 for such country generally, or an individual agree-
8 ment between the Government of the United States
9 and such government that describes, among other
10 things, the treatment for tax purposes that will be
11 accorded the United States assistance provided
12 under that agreement.

13 (2) TAXES AND TAXATION.—The term “taxes
14 and taxation” shall include value added taxes and
15 customs duties but shall not include individual in-
16 come taxes assessed to local staff.

17 RESERVATIONS OF FUNDS

18 SEC. 7014. (a) REPROGRAMMING.—Funds appro-
19 priated under titles III through VI of this Act which are
20 specifically designated may be reprogrammed for other
21 programs within the same account notwithstanding the
22 designation if compliance with the designation is made im-
23 possible by operation of any provision of this or any other
24 Act: *Provided*, That any such reprogramming shall be sub-
25 ject to the regular notification procedures of the Commit-

tees on Appropriations: *Provided further*, That assistance that is reprogrammed pursuant to this subsection shall be made available under the same terms and conditions as originally provided.

(b) EXTENSION OF AVAILABILITY.—In addition to the authority contained in subsection (a), the original period of availability of funds appropriated by this Act and administered by the Department of State or the United States Agency for International Development that are specifically designated for particular programs or activities by this or any other Act may be extended for an additional fiscal year if the Secretary of State or the USAID Administrator, as appropriate, determines and reports promptly to the Committees on Appropriations that the termination of assistance to a country or a significant change in circumstances makes it unlikely that such designated funds can be obligated during the original period of availability: *Provided*, That such designated funds that continue to be available for an additional fiscal year shall be obligated only for the purpose of such designation.

(c) OTHER ACTS.—Ceilings and specifically designated funding levels contained in this Act shall not be applicable to funds or authorities appropriated or otherwise made available by any subsequent Act unless such Act specifically so directs: *Provided*, That specifically des-

1 ignated funding levels or minimum funding requirements
2 contained in any other Act shall not be applicable to funds
3 appropriated by this Act.

4 NOTIFICATION REQUIREMENTS

5 SEC. 7015. (a) NOTIFICATION OF CHANGES IN PRO-
6 GRAMS, PROJECTS, AND ACTIVITIES.—None of the funds
7 made available in titles I and II of this Act or prior Acts
8 making appropriations for the Department of State, for-
9 eign operations, and related programs to the departments
10 and agencies funded by this Act that remain available for
11 obligation in fiscal year 2021, or provided from any ac-
12 counts in the Treasury of the United States derived by
13 the collection of fees or of currency reflows or other offset-
14 ting collections, or made available by transfer, to the de-
15 partments and agencies funded by this Act, shall be avail-
16 able for obligation to—

- 17 (1) create new programs;
- 18 (2) suspend or eliminate a program, project, or
19 activity;
- 20 (3) close, suspend, open, or reopen a mission or
21 post;
- 22 (4) create, close, reorganize, downsize, or re-
23 name bureaus, centers, or offices; or
- 24 (5) contract out or privatize any functions or
25 activities presently performed by Federal employees;

1 unless previously justified to the Committees on Appro-
2 priations or such Committees are notified 15 days in ad-
3 vance of such obligation.

4 (b) NOTIFICATION OF REPROGRAMMING OF
5 FUNDS.—None of the funds provided under titles I and
6 II of this Act or prior Acts making appropriations for the
7 Department of State, foreign operations, and related pro-
8 grams, to the departments and agencies funded under ti-
9 tles I and II of this Act that remain available for obliga-
10 tion in fiscal year 2021, or provided from any accounts
11 in the Treasury of the United States derived by the collec-
12 tion of fees available to the department and agency funded
13 under title I of this Act, shall be available for obligation
14 or expenditure for programs, projects, or activities
15 through a reprogramming of funds in excess of
16 \$1,000,000 or 10 percent, whichever is less, that—

17 (1) augments or changes existing programs,
18 projects, or activities;

19 (2) relocates an existing office or employees;

20 (3) reduces by 10 percent funding for any exist-
21 ing program, project, or activity, or numbers of per-
22 sonnel by 10 percent as approved by Congress; or

23 (4) results from any general savings, including
24 savings from a reduction in personnel, which would

1 result in a change in existing programs, projects, or
2 activities as approved by Congress;

3 unless the Committees on Appropriations are notified 15
4 days in advance of such reprogramming of funds.

5 (c) NOTIFICATION REQUIREMENT.—None of the
6 funds made available by this Act under the headings
7 “Global Health Programs”, “Development Assistance”,
8 “International Organizations and Programs”, “Trade and
9 Development Agency”, “International Narcotics Control
10 and Law Enforcement”, “Economic Support Fund”, “De-
11 mocracy Fund”, “Assistance for Europe, Eurasia and
12 Central Asia”, “Peacekeeping Operations”, “Non-
13 proliferation, Anti-terrorism, Demining and Related Pro-
14 grams”, “Millennium Challenge Corporation”, “Foreign
15 Military Financing Program”, “International Military
16 Education and Training”, “United States International
17 Development Finance Corporation”, and “Peace Corps”,
18 shall be available for obligation for programs, projects, ac-
19 tivities, type of materiel assistance, countries, or other op-
20 erations not justified or in excess of the amount justified
21 to the Committees on Appropriations for obligation under
22 any of these specific headings unless the Committees on
23 Appropriations are notified 15 days in advance of such
24 obligation: *Provided*, That the President shall not enter
25 into any commitment of funds appropriated for the pur-

1 poses of section 23 of the Arms Export Control Act for
2 the provision of major defense equipment, other than con-
3 ventional ammunition, or other major defense items de-
4 fined to be aircraft, ships, missiles, or combat vehicles, not
5 previously justified to Congress or 20 percent in excess
6 of the quantities justified to Congress unless the Commit-
7 tees on Appropriations are notified 15 days in advance of
8 such commitment: *Provided further*, That requirements of
9 this subsection or any similar provision of this or any
10 other Act shall not apply to any reprogramming for a pro-
11 gram, project, or activity for which funds are appropriated
12 under titles III through VI of this Act of less than 10
13 percent of the amount previously justified to Congress for
14 obligation for such program, project, or activity for the
15 current fiscal year: *Provided further*, That any notification
16 submitted pursuant to subsection (f) of this section shall
17 include information (if known on the date of transmittal
18 of such notification) on the use of notwithstanding author-
19 ity.

20 (d) DEPARTMENT OF DEFENSE PROGRAMS AND
21 FUNDING NOTIFICATIONS.—

22 (1) PROGRAMS.—None of the funds appro-
23 priated by this Act or prior Acts making appropria-
24 tions for the Department of State, foreign oper-
25 ations, and related programs may be made available

1 to support or continue any program initially funded
2 under any authority of title 10, United States Code,
3 or any Act making or authorizing appropriations for
4 the Department of Defense, unless the Secretary of
5 State, in consultation with the Secretary of Defense
6 and in accordance with the regular notification pro-
7 cedures of the Committees on Appropriations, sub-
8 mits a justification to such Committees that includes
9 a description of, and the estimated costs associated
10 with, the support or continuation of such program.

11 (2) FUNDING.—Notwithstanding any other pro-
12 vision of law, funds transferred by the Department
13 of Defense to the Department of State and the
14 United States Agency for International Development
15 for assistance for foreign countries and international
16 organizations shall be subject to the regular notifica-
17 tion procedures of the Committees on Appropria-
18 tions.

19 (3) NOTIFICATION ON EXCESS DEFENSE ARTI-
20 CLES.—Prior to providing excess Department of De-
21 fense articles in accordance with section 516(a) of
22 the Foreign Assistance Act of 1961, the Department
23 of Defense shall notify the Committees on Appro-
24 priations to the same extent and under the same
25 conditions as other committees pursuant to sub-

1 section (f) of that section: *Provided*, That before
2 issuing a letter of offer to sell excess defense articles
3 under the Arms Export Control Act, the Department
4 of Defense shall notify the Committees on Appro-
5 priations in accordance with the regular notification
6 procedures of such Committees if such defense arti-
7 cles are significant military equipment (as defined in
8 section 47(9) of the Arms Export Control Act) or
9 are valued (in terms of original acquisition cost) at
10 \$7,000,000 or more, or if notification is required
11 elsewhere in this Act for the use of appropriated
12 funds for specific countries that would receive such
13 excess defense articles: *Provided further*, That such
14 Committees shall also be informed of the original ac-
15 quisition cost of such defense articles.

16 (e) WAIVER.—The requirements of this section or
17 any similar provision of this Act or any other Act, includ-
18 ing any prior Act requiring notification in accordance with
19 the regular notification procedures of the Committees on
20 Appropriations, may be waived for demining activities and
21 funds made available under the headings “Administration
22 of Foreign Affairs”, “Global Health Programs”, and
23 “Peace Corps” if failure to do so would pose a substantial
24 risk to human health or welfare: *Provided*, That in case
25 of any such waiver, notification to the Committees on Ap-

1 appropriations shall be provided as early as practicable, but
2 in no event later than 3 days after taking the action to
3 which such notification requirement was applicable, in the
4 context of the circumstances necessitating such waiver:
5 *Provided further*, That any notification provided pursuant
6 to such a waiver shall contain an explanation of the emer-
7 gency circumstances.

8 (f) COUNTRY NOTIFICATION REQUIREMENTS.—None
9 of the funds appropriated under titles III through VI of
10 this Act may be obligated or expended for assistance for
11 Afghanistan, Bahrain, Burma, Cambodia, Colombia,
12 Cuba, Egypt, El Salvador, Ethiopia, Greenland, Guate-
13 mala, Haiti, Honduras, Iran, Iraq, Lebanon, Libya, Mex-
14 ico, Nicaragua, Pakistan, Philippines, the Russian Fed-
15 eration, Somalia, South Sudan, Sri Lanka, Sudan, Syria,
16 Uzbekistan, Venezuela, Yemen, and Zimbabwe except as
17 provided through the regular notification procedures of the
18 Committees on Appropriations.

19 (g) TRUST FUNDS.—Funds appropriated or other-
20 wise made available in title III of this Act and prior Acts
21 making funds available for the Department of State, for-
22 eign operations, and related programs that are made avail-
23 able for a trust fund held by an international financial
24 institution shall be subject to the regular notification pro-
25 cedures of the Committees on Appropriations and such no-

1 tification shall include the information specified under this
2 section in the report accompanying this Act.

3 (h) OTHER PROGRAM NOTIFICATION REQUIRE-
4 MENT.—

5 (1) DIPLOMATIC PROGRAMS.—Funds appro-
6 priated under title I of this Act under the heading
7 “Diplomatic Programs” that are made available for
8 lateral entry into the Foreign Service shall be sub-
9 ject to prior consultation with, and the regular noti-
10 fication procedures of, the Committees on Appro-
11 priations.

12 (2) OTHER PROGRAMS.—Funds appropriated by
13 this Act that are made available for the following
14 programs and activities shall be subject to the reg-
15 ular notification procedures of the Committees on
16 Appropriations:

17 (A) the Global Engagement Center, except
18 that the Secretary of State shall consult with
19 the Committees on Appropriations prior to sub-
20 mitting such notification;

21 (B) the Power Africa and Prosper Africa
22 initiatives, or any successor programs;

23 (C) community-based police assistance con-
24 ducted pursuant to the authority of section
25 7035(a)(1) of this Act;

- 1 (D) the Prevention and Stabilization Fund;
2 (E) the Indo-Pacific Strategy and the
3 Countering Chinese Influence Fund;
4 (F) the Global Security Contingency Fund;
5 (G) the Countering Russian Influence
6 Fund;
7 (H) programs to end modern slavery; and
8 (I) the Women’s Global Development and
9 Prosperity Fund.

10 (i) WITHHOLDING OF FUNDS.—Funds appropriated
11 by this Act under titles III and IV that are withheld from
12 obligation or otherwise not programmed as a result of ap-
13 plication of a provision of law in this or any other Act
14 shall, if reprogrammed, be subject to the regular notifica-
15 tion procedures of the Committees on Appropriations.

16 (j) FOREIGN ASSISTANCE REVIEW OR REALIGN-
17 MENT.—Programmatic, funding, and organizational
18 changes resulting from implementation of any foreign as-
19 sistance review or realignment shall be subject to prior
20 consultation with, and the regular notification procedures
21 of, the Committees on Appropriations: *Provided*, That
22 such notifications may be submitted in classified form, if
23 necessary.

1 DOCUMENT REQUESTS, RECORDS MANAGEMENT, AND
2 RELATED CYBERSECURITY PROTECTIONS

3 SEC. 7016. (a) DOCUMENT REQUESTS.—None of the
4 funds appropriated or made available pursuant to titles
5 III through VI of this Act shall be available to a non-
6 governmental organization, including any contractor,
7 which fails to provide upon timely request any document,
8 file, or record necessary to the auditing requirements of
9 the Department of State and the United States Agency
10 for International Development.

11 (b) RECORDS MANAGEMENT AND RELATED CYBER-
12 SECURITY PROTECTIONS.—The Secretary of State and
13 USAID Administrator shall—

14 (1) regularly review and update the policies, di-
15 rectives, and oversight necessary to comply with
16 Federal statutes, regulations, and presidential execu-
17 tive orders and memoranda concerning the preserva-
18 tion of all records made or received in the conduct
19 of official business, including record emails, instant
20 messaging, and other online tools;

21 (2) use funds appropriated by this Act under
22 the headings “Diplomatic Programs” and “Capital
23 Investment Fund” in title I, and “Operating Ex-
24 penses” and “Capital Investment Fund” in title II,
25 as appropriate, to improve Federal records manage-

1 ment pursuant to the Federal Records Act (44
2 U.S.C. Chapters 21, 29, 31, and 33) and other ap-
3 plicable Federal records management statutes, regu-
4 lations, or policies for the Department of State and
5 USAID;

6 (3) direct departing employees, including senior
7 officials, that all Federal records generated by such
8 employees belong to the Federal Government;

9 (4) improve the response time for identifying
10 and retrieving Federal records, including requests
11 made pursuant to section 552 of title 5, United
12 States Code (commonly known as the “Freedom of
13 Information Act”); and

14 (5) strengthen cybersecurity measures to miti-
15 gate vulnerabilities, including those resulting from
16 the use of personal email accounts or servers outside
17 the .gov domain, improve the process to identify and
18 remove inactive user accounts, update and enforce
19 guidance related to the control of national security
20 information, and implement the recommendations of
21 the applicable reports of the cognizant Office of In-
22 specter General.

23 USE OF FUNDS IN CONTRAVENTION OF THIS ACT

24 SEC. 7017. If the President makes a determination
25 not to comply with any provision of this Act on constitu-

1 tional grounds, the head of the relevant Federal agency
2 shall notify the Committees on Appropriations in writing
3 within 5 days of such determination, the basis for such
4 determination and any resulting changes to program or
5 policy.

6 DEBT-FOR-DEVELOPMENT

7 SEC. 7018. In order to enhance the continued partici-
8 pation of nongovernmental organizations in debt-for-devel-
9 opment and debt-for-nature exchanges, a nongovern-
10 mental organization which is a grantee or contractor of
11 the United States Agency for International Development
12 may place in interest bearing accounts local currencies
13 which accrue to that organization as a result of economic
14 assistance provided under title III of this Act and, subject
15 to the regular notification procedures of the Committees
16 on Appropriations, any interest earned on such investment
17 shall be used for the purpose for which the assistance was
18 provided to that organization.

19 ALLOCATIONS AND REPORTS

20 SEC. 7019. (a) ALLOCATION TABLES.—Subject to
21 subsection (b), funds appropriated by this Act under titles
22 III through V shall be made available at not less than the
23 amounts specifically designated in the respective tables in-
24 cluded in the report accompanying this Act: *Provided*,
25 That such designated amounts for foreign countries and

1 international organizations shall serve as the amounts for
2 such countries and international organizations transmitted
3 to Congress in the report required by section 653(a) of
4 the Foreign Assistance Act of 1961, and shall be made
5 available for such foreign countries and international orga-
6 nizations notwithstanding the date of the transmission of
7 such report.

8 (b) AUTHORIZED DEVIATIONS BELOW MINIMUM
9 LEVELS.—Unless otherwise provided for by this Act, the
10 Secretary of State and the Administrator of the United
11 States Agency for International Development, as applica-
12 ble, may deviate by not more than 5 percent below the
13 minimum amounts specifically designated in the respective
14 tables in the report accompanying this Act: *Provided*, That
15 deviations pursuant to this subsection shall be subject to
16 prior consultation with the Committees on Appropriations.

17 (c) LIMITATION.—Deviations authorized by sub-
18 section (b) may only take place after submission of the
19 report required by section 653(a) of the Foreign Assist-
20 ance Act of 1961.

21 (d) EXCEPTIONS.—

22 (1) Subsections (a) and (b) shall not apply to—

23 (A) funds for which the initial period of
24 availability has expired; and

1 (B) amounts designated by this Act as
2 minimum funding requirements.

3 (2) The authority in subsection (b) to deviate
4 below amounts designated in the respective tables in-
5 cluded in the report accompanying this Act shall not
6 apply to the table included under the heading “Glob-
7 al Health Programs” and to the amounts designated
8 for Global Programs in the table under the heading
9 “Economic Support Fund” in such report.

10 (e) REPORTS.—The Secretary of State, USAID Ad-
11 ministrator, and other designated officials, as appropriate,
12 shall submit the reports required, in the manner described,
13 in the report accompanying this Act.

14 (f) CLARIFICATION.—Funds appropriated by this Act
15 under the headings “International Disaster Assistance”
16 and “Migration and Refugee Assistance” shall not be in-
17 cluded for purposes of meeting amounts designated for
18 countries in this Act or the report accompanying this Act,
19 unless such headings are specifically designated as the
20 source of funds.

21 MULTI-YEAR PLEDGES

22 SEC. 7020. None of the funds appropriated by this
23 Act may be used to make any pledge for future year fund-
24 ing for any multilateral or bilateral program funded in ti-
25 tles III through VI of this Act unless such pledge meets

1 one or more of the requirements enumerated under section
2 7066 of the Department of State, Foreign Operations, and
3 Related Programs Appropriations Act, 2019 (division F
4 of Public Law 116–6).

5 PROHIBITION ON ASSISTANCE TO GOVERNMENTS
6 SUPPORTING INTERNATIONAL TERRORISM

7 SEC. 7021. (a) LETHAL MILITARY EQUIPMENT EX-
8 PORTS.—

9 (1) PROHIBITION.—None of the funds appro-
10 priated or otherwise made available under titles III
11 through VI of this Act may be made available to any
12 foreign government which provides lethal military
13 equipment to a country the government of which the
14 Secretary of State has determined supports inter-
15 national terrorism for purposes of section 1754(e) of
16 the Export Reform Control Act of 2018 (50 U.S.C.
17 4813(e)): *Provided*, That the prohibition under this
18 section with respect to a foreign government shall
19 terminate 12 months after that government ceases
20 to provide such military equipment: *Provided further*,
21 That this section applies with respect to lethal mili-
22 tary equipment provided under a contract entered
23 into after October 1, 1997.

24 (2) DETERMINATION.—Assistance restricted by
25 paragraph (1) or any other similar provision of law,

1 may be furnished if the President determines that to
2 do so is important to the national interest of the
3 United States.

4 (3) REPORT.—Whenever the President makes a
5 determination pursuant to paragraph (2), the Presi-
6 dent shall submit to the Committees on Appropria-
7 tions a report with respect to the furnishing of such
8 assistance, including a detailed explanation of the
9 assistance to be provided, the estimated dollar
10 amount of such assistance, and an explanation of
11 how the assistance furthers United States national
12 interest.

13 (b) BILATERAL ASSISTANCE.—

14 (1) LIMITATIONS.—Funds appropriated for bi-
15 lateral assistance in titles III through VI of this Act
16 and funds appropriated under any such title in prior
17 Acts making appropriations for the Department of
18 State, foreign operations, and related programs,
19 shall not be made available to any foreign govern-
20 ment which the President determines—

21 (A) grants sanctuary from prosecution to
22 any individual or group which has committed
23 an act of international terrorism;

24 (B) otherwise supports international ter-
25 rorism; or

1 (C) is controlled by an organization des-
2 igned as a terrorist organization under sec-
3 tion 219 of the Immigration and Nationality
4 Act (8 U.S.C. 1189).

5 (2) WAIVER.—The President may waive the ap-
6 plication of paragraph (1) to a government if the
7 President determines that national security or hu-
8 manitarian reasons justify such waiver: *Provided,*
9 That the President shall publish each such waiver in
10 the Federal Register and, at least 15 days before the
11 waiver takes effect, shall notify the Committees on
12 Appropriations of the waiver (including the justifica-
13 tion for the waiver) in accordance with the regular
14 notification procedures of the Committees on Appro-
15 priations.

16 AUTHORIZATION REQUIREMENTS

17 SEC. 7022. Funds appropriated by this Act, except
18 funds appropriated under the heading “Trade and Devel-
19 opment Agency”, may be obligated and expended notwith-
20 standing section 10 of Public Law 91–672 (22 U.S.C.
21 2412), section 15 of the State Department Basic Authori-
22 ties Act of 1956 (22 U.S.C. 2680), section 313 of the For-
23 eign Relations Authorization Act, Fiscal Years 1994 and
24 1995 (22 U.S.C. 6212), and section 504(a)(1) of the Na-
25 tional Security Act of 1947 (50 U.S.C. 3094(a)(1)).

1 DEFINITION OF PROGRAM, PROJECT, AND ACTIVITY

2 SEC. 7023. For the purpose of titles II through VI
3 of this Act “program, project, and activity” shall be de-
4 fined at the appropriations Act account level and shall in-
5 clude all appropriations and authorizations Acts funding
6 directives, ceilings, and limitations with the exception that
7 for the “Economic Support Fund”, “Assistance for Eu-
8 rope, Eurasia and Central Asia”, and “Foreign Military
9 Financing Program” accounts, “program, project, and ac-
10 tivity” shall also be considered to include country, re-
11 gional, and central program level funding within each such
12 account, and for the development assistance accounts of
13 the United States Agency for International Development,
14 “program, project, and activity” shall also be considered
15 to include central, country, regional, and program level
16 funding, either as—

17 (1) justified to Congress; or

18 (2) allocated by the Executive Branch in ac-
19 cordance with the report required by section 653(a)
20 of the Foreign Assistance Act of 1961 or as modi-
21 fied pursuant to section 7019 of this Act.

1 AUTHORITIES FOR THE PEACE CORPS, INTER-AMERICAN
2 FOUNDATION, AND UNITED STATES AFRICAN DEVEL-
3 OPMENT FOUNDATION

4 SEC. 7024. Unless expressly provided to the contrary,
5 provisions of this or any other Act, including provisions
6 contained in prior Acts authorizing or making appropria-
7 tions for the Department of State, foreign operations, and
8 related programs, shall not be construed to prohibit activi-
9 ties authorized by or conducted under the Peace Corps
10 Act, the Inter-American Foundation Act, or the African
11 Development Foundation Act: *Provided*, That prior to con-
12 ducting activities in a country for which assistance is pro-
13 hibited, the agency shall consult with the Committees on
14 Appropriations and report to such Committees within 15
15 days of taking such action.

16 COMMERCE, TRADE AND SURPLUS COMMODITIES

17 SEC. 7025. (a) WORLD MARKETS.—None of the
18 funds appropriated or made available pursuant to titles
19 III through VI of this Act for direct assistance and none
20 of the funds otherwise made available to the Export-Im-
21 port Bank and the United States International Develop-
22 ment Finance Corporation shall be obligated or expended
23 to finance any loan, any assistance, or any other financial
24 commitments for establishing or expanding production of
25 any commodity for export by any country other than the

1 United States, if the commodity is likely to be in surplus
2 on world markets at the time the resulting productive ca-
3 pacity is expected to become operative and if the assist-
4 ance will cause substantial injury to United States pro-
5 ducers of the same, similar, or competing commodity: *Pro-*
6 *vided*, That such prohibition shall not apply to the Export-
7 Import Bank if in the judgment of its Board of Directors
8 the benefits to industry and employment in the United
9 States are likely to outweigh the injury to United States
10 producers of the same, similar, or competing commodity,
11 and the Chairman of the Board so notifies the Committees
12 on Appropriations: *Provided further*, That this subsection
13 shall not prohibit—

14 (1) activities in a country that is eligible for as-
15 sistance from the International Development Asso-
16 ciation, is not eligible for assistance from the Inter-
17 national Bank for Reconstruction and Development,
18 and does not export on a consistent basis the agri-
19 cultural commodity with respect to which assistance
20 is furnished; or

21 (2) activities in a country the President deter-
22 mines is recovering from widespread conflict, a hu-
23 manitarian crisis, or a complex emergency.

24 (b) EXPORTS.—None of the funds appropriated by
25 this or any other Act to carry out chapter 1 of part I

1 of the Foreign Assistance Act of 1961 shall be available
2 for any testing or breeding feasibility study, variety im-
3 provement or introduction, consultancy, publication, con-
4 ference, or training in connection with the growth or pro-
5 duction in a foreign country of an agricultural commodity
6 for export which would compete with a similar commodity
7 grown or produced in the United States: *Provided*, That
8 this subsection shall not prohibit—

9 (1) activities designed to increase food security
10 in developing countries where such activities will not
11 have a significant impact on the export of agricul-
12 tural commodities of the United States;

13 (2) research activities intended primarily to
14 benefit United States producers;

15 (3) activities in a country that is eligible for as-
16 sistance from the International Development Asso-
17 ciation, is not eligible for assistance from the Inter-
18 national Bank for Reconstruction and Development,
19 and does not export on a consistent basis the agri-
20 cultural commodity with respect to which assistance
21 is furnished; or

22 (4) activities in a country the President deter-
23 mines is recovering from widespread conflict, a hu-
24 manitarian crisis, or a complex emergency.

1 (c) INTERNATIONAL FINANCIAL INSTITUTIONS.—
2 The Secretary of the Treasury shall instruct the United
3 States executive directors of the international financial in-
4 stitutions to use the voice and vote of the United States
5 to oppose any assistance by such institutions, using funds
6 appropriated or otherwise made available by this Act, for
7 the production or extraction of any commodity or mineral
8 for export, if it is in surplus on world markets and if the
9 assistance will cause substantial injury to United States
10 producers of the same, similar, or competing commodity.

11 SEPARATE ACCOUNTS

12 SEC. 7026. (a) SEPARATE ACCOUNTS FOR LOCAL
13 CURRENCIES.—

14 (1) AGREEMENTS.—If assistance is furnished to
15 the government of a foreign country under chapters
16 1 and 10 of part I or chapter 4 of part II of the
17 Foreign Assistance Act of 1961 under agreements
18 which result in the generation of local currencies of
19 that country, the Administrator of the United States
20 Agency for International Development shall—

21 (A) require that local currencies be depos-
22 ited in a separate account established by that
23 government;

24 (B) enter into an agreement with that gov-
25 ernment which sets forth—

1 (i) the amount of the local currencies
2 to be generated; and

3 (ii) the terms and conditions under
4 which the currencies so deposited may be
5 utilized, consistent with this section; and

6 (C) establish by agreement with that gov-
7 ernment the responsibilities of USAID and that
8 government to monitor and account for deposits
9 into and disbursements from the separate ac-
10 count.

11 (2) USES OF LOCAL CURRENCIES.—As may be
12 agreed upon with the foreign government, local cur-
13 rencies deposited in a separate account pursuant to
14 subsection (a), or an equivalent amount of local cur-
15 rencies, shall be used only—

16 (A) to carry out chapter 1 or 10 of part
17 I or chapter 4 of part II of the Foreign Assist-
18 ance Act of 1961 (as the case may be), for such
19 purposes as—

20 (i) project and sector assistance activi-
21 ties; or

22 (ii) debt and deficit financing; or

23 (B) for the administrative requirements of
24 the United States Government.

1 (3) PROGRAMMING ACCOUNTABILITY.—USAID
2 shall take all necessary steps to ensure that the
3 equivalent of the local currencies disbursed pursuant
4 to subsection (a)(2)(A) from the separate account
5 established pursuant to subsection (a)(1) are used
6 for the purposes agreed upon pursuant to subsection
7 (a)(2).

8 (4) TERMINATION OF ASSISTANCE PRO-
9 GRAMS.—Upon termination of assistance to a coun-
10 try under chapter 1 or 10 of part I or chapter 4 of
11 part II of the Foreign Assistance Act of 1961 (as
12 the case may be), any unencumbered balances of
13 funds which remain in a separate account estab-
14 lished pursuant to subsection (a) shall be disposed of
15 for such purposes as may be agreed to by the gov-
16 ernment of that country and the United States Gov-
17 ernment.

18 (b) SEPARATE ACCOUNTS FOR CASH TRANSFERS.—

19 (1) IN GENERAL.—If assistance is made avail-
20 able to the government of a foreign country, under
21 chapter 1 or 10 of part I or chapter 4 of part II of
22 the Foreign Assistance Act of 1961, as cash transfer
23 assistance or as nonproject sector assistance, that
24 country shall be required to maintain such funds in

1 a separate account and not commingle with any
2 other funds.

3 (2) APPLICABILITY OF OTHER PROVISIONS OF
4 LAW.—Such funds may be obligated and expended
5 notwithstanding provisions of law which are incon-
6 sistent with the nature of this assistance including
7 provisions which are referenced in the Joint Explan-
8 atory Statement of the Committee of Conference ac-
9 companying House Joint Resolution 648 (House Re-
10 port No. 98–1159).

11 (3) NOTIFICATION.—At least 15 days prior to
12 obligating any such cash transfer or nonproject sec-
13 tor assistance, the President shall submit a notifica-
14 tion through the regular notification procedures of
15 the Committees on Appropriations, which shall in-
16 clude a detailed description of how the funds pro-
17 posed to be made available will be used, with a dis-
18 cussion of the United States interests that will be
19 served by such assistance (including, as appropriate,
20 a description of the economic policy reforms that will
21 be promoted by such assistance).

22 (4) EXEMPTION.—Nonproject sector assistance
23 funds may be exempt from the requirements of para-
24 graph (1) only through the regular notification pro-
25 cedures of the Committees on Appropriations.

1 ELIGIBILITY FOR ASSISTANCE

2 SEC. 7027. (a) ASSISTANCE THROUGH NONGOVERN-
3 MENTAL ORGANIZATIONS.—Restrictions contained in this
4 or any other Act with respect to assistance for a country
5 shall not be construed to restrict assistance in support of
6 programs of nongovernmental organizations from funds
7 appropriated by this Act to carry out the provisions of
8 chapters 1, 10, 11, and 12 of part I and chapter 4 of
9 part II of the Foreign Assistance Act of 1961 and from
10 funds appropriated under the heading “Assistance for Eu-
11 rope, Eurasia and Central Asia”: *Provided*, That before
12 using the authority of this subsection to furnish assistance
13 in support of programs of nongovernmental organizations,
14 the President shall notify the Committees on Appropria-
15 tions pursuant to the regular notification procedures, in-
16 cluding a description of the program to be assisted, the
17 assistance to be provided, and the reasons for furnishing
18 such assistance: *Provided further*, That nothing in this
19 subsection shall be construed to alter any existing statu-
20 tory prohibitions against abortion or involuntary steriliza-
21 tions contained in this or any other Act.

22 (b) PUBLIC LAW 480.—During fiscal year 2021, re-
23 strictions contained in this or any other Act with respect
24 to assistance for a country shall not be construed to re-
25 strict assistance under the Food for Peace Act (Public

1 Law 83–480; 7 U.S.C. 1721 et seq.): *Provided*, That none
2 of the funds appropriated to carry out title I of such Act
3 and made available pursuant to this subsection may be
4 obligated or expended except as provided through the reg-
5 ular notification procedures of the Committees on Appro-
6 priations.

7 (c) EXCEPTION.—This section shall not apply—

8 (1) with respect to section 620A of the Foreign
9 Assistance Act of 1961 or any comparable provision
10 of law prohibiting assistance to countries that sup-
11 port international terrorism; or

12 (2) with respect to section 116 of the Foreign
13 Assistance Act of 1961 or any comparable provision
14 of law prohibiting assistance to the government of a
15 country that violates internationally recognized
16 human rights.

17 LOCAL COMPETITION

18 SEC. 7028. (a) REQUIREMENTS FOR EXCEPTIONS TO
19 COMPETITION FOR LOCAL ENTITIES.—Funds appro-
20 priated by this Act that are made available to the United
21 States Agency for International Development may only be
22 made available for limited competitions through local enti-
23 ties if—

24 (1) prior to the determination to limit competi-
25 tion to local entities, USAID has—

1 (A) assessed the level of local capacity to
2 effectively implement, manage, and account for
3 programs included in such competition; and

4 (B) documented the written results of the
5 assessment and decisions made; and

6 (2) prior to making an award after limiting
7 competition to local entities—

8 (A) each successful local entity has been
9 determined to be responsible in accordance with
10 USAID guidelines; and

11 (B) effective monitoring and evaluation
12 systems are in place to ensure that award fund-
13 ing is used for its intended purposes; and

14 (3) no level of acceptable fraud is assumed.

15 (b) EXTENSION OF PROCUREMENT AUTHORITY.—

16 Section 7077 of the Department of State, Foreign Oper-
17 ations, and Related Programs Appropriations Act, 2012
18 (division I of Public Law 112–74) shall continue in effect
19 during fiscal year 2021.

20 INTERNATIONAL FINANCIAL INSTITUTIONS

21 SEC. 7029. (a) EVALUATIONS.—The Secretary of the
22 Treasury shall instruct the United States executive direc-
23 tor of each international financial institution to use the
24 voice of the United States to encourage such institution
25 to adopt and implement a publicly available policy, includ-

1 ing the strategic use of peer reviews and external experts,
2 to conduct independent, in-depth evaluations of the effec-
3 tiveness of at least 25 percent of all loans, grants, pro-
4 grams, and significant analytical non-lending activities in
5 advancing the institution's goals of reducing poverty and
6 promoting equitable economic growth, consistent with rel-
7 evant safeguards, to ensure that decisions to support such
8 loans, grants, programs, and activities are based on accu-
9 rate data and objective analysis.

10 (b) SAFEGUARDS.—

11 (1) STANDARD.—The Secretary of the Treasury
12 shall instruct the United States Executive Director
13 of the International Bank for Reconstruction and
14 Development and the International Development As-
15 sociation to use the voice and vote of the United
16 States to oppose any loan, grant, policy, or strategy
17 if such institution has adopted and is implementing
18 any social or environmental safeguard relevant to
19 such loan, grant, policy, or strategy that provides
20 less protection than World Bank safeguards in effect
21 on September 30, 2015.

22 (2) ACCOUNTABILITY, STANDARDS, AND BEST
23 PRACTICES.—The Secretary of the Treasury shall in-
24 struct the United States executive director of each
25 international financial institution to use the voice

1 and vote of the United States to oppose loans or
2 other financing for projects unless such projects—

3 (A) provide for accountability and trans-
4 parency, including the collection, verification,
5 and publication of beneficial ownership informa-
6 tion related to extractive industries and on-site
7 monitoring during the life of the project;

8 (B) will be developed and carried out in ac-
9 cordance with best practices regarding environ-
10 mental conservation, cultural protection, and
11 empowerment of local populations, including
12 free, prior and informed consent of affected in-
13 digenous communities;

14 (C) do not provide incentives for, or facili-
15 tate, forced displacement or the violation of
16 human rights; and

17 (D) do not partner with or otherwise in-
18 volve enterprises owned or controlled by the
19 armed forces.

20 (e) COMPENSATION.—None of the funds appro-
21 priated under title V of this Act may be made as payment
22 to any international financial institution while the United
23 States executive director to such institution is com-
24 pensated by the institution at a rate which, together with
25 whatever compensation such executive director receives

1 from the United States, is in excess of the rate provided
2 for an individual occupying a position at level IV of the
3 Executive Schedule under section 5315 of title 5, United
4 States Code, or while any alternate United States execu-
5 tive director to such institution is compensated by the in-
6 stitution at a rate in excess of the rate provided for an
7 individual occupying a position at level V of the Executive
8 Schedule under section 5316 of title 5, United States
9 Code.

10 (d) HUMAN RIGHTS.—The Secretary of the Treasury
11 shall instruct the United States executive director of each
12 international financial institution to use the voice and vote
13 of the United States to promote human rights due dili-
14 gence and risk management, as appropriate, in connection
15 with any loan, grant, policy, or strategy of such institution
16 in accordance with the requirements specified under this
17 subsection in the report accompanying this Act: *Provided,*
18 That prior to voting on any such loan, grant, policy, or
19 strategy the executive director shall consult with the As-
20 sistant Secretary for Democracy, Human Rights, and
21 Labor, Department of State, if the executive director has
22 reason to believe that such loan, grant, policy, or strategy
23 could result in forced displacement or other violation of
24 human rights.

1 (e) FRAUD AND CORRUPTION.—The Secretary of the
2 Treasury shall instruct the United States executive direc-
3 tor of each international financial institution to use the
4 voice of the United States to include in loan, grant, and
5 other financing agreements improvements in borrowing
6 countries' financial management and judicial capacity to
7 investigate, prosecute, and punish fraud and corruption.

8 (f) BENEFICIAL OWNERSHIP INFORMATION.—The
9 Secretary of the Treasury shall instruct the United States
10 executive director of each international financial institu-
11 tion to use the voice of the United States to encourage
12 such institution to collect, verify, and publish, to the max-
13 imum extent practicable, beneficial ownership information
14 (excluding proprietary information) for any corporation or
15 limited liability company, other than a publicly listed com-
16 pany, that receives funds from any such financial institu-
17 tion.

18 (g) WHISTLEBLOWER PROTECTIONS.—The Secretary
19 of the Treasury shall instruct the United States executive
20 director of each international financial institution to use
21 the voice of the United States to encourage each such in-
22 stitution to effectively implement and enforce policies and
23 procedures which meet or exceed best practices in the
24 United States for the protection of whistleblowers from

1 retaliation, including the policies and procedures detailed
2 under this section in the report accompanying this Act.

3 RESCISSIONS

4 (INCLUDING RESCISSION OF FUNDS)

5 SEC. 7030. (a) Of the unobligated balances available
6 under the heading “Economic Support Fund”, from prior
7 Acts making appropriations for the Department of State,
8 foreign operations, and related programs, \$45,000,000 are
9 rescinded.

10 (b) Of the unobligated balances available under the
11 heading “International Narcotics Control and Law En-
12 forcement”, from prior Acts making appropriations for the
13 Department of State, foreign operations, and related pro-
14 grams, \$30,000,000 are rescinded.

15 (c) For the purposes of this section, no amounts may
16 be rescinded from amounts that were designated by Con-
17 gress as an emergency requirement or for Overseas Con-
18 tingency Operations/Global War on Terrorism pursuant to
19 a concurrent resolution on the budget or the Balanced
20 Budget and Emergency Deficit Control Act of 1985.

21 FINANCIAL MANAGEMENT AND BUDGET TRANSPARENCY

22 SEC. 7031. (a) LIMITATION ON DIRECT GOVERN-
23 MENT-TO-GOVERNMENT ASSISTANCE.—

24 (1) REQUIREMENTS.—Funds appropriated by
25 this Act may be made available for direct govern-

1 ment-to-government assistance only if the require-
2 ments included in section 7031(a)(1)(A) through (E)
3 of the Department of State, Foreign Operations, and
4 Related Programs Appropriations Act, 2019 (divi-
5 sion F of Public Law 116–6) are fully met.

6 (2) CONSULTATION AND NOTIFICATION.—In
7 addition to the requirements in paragraph (1), funds
8 may only be made available for direct government-
9 to-government assistance subject to prior consulta-
10 tion with, and the regular notification procedures of,
11 the Committees on Appropriations: *Provided*, That
12 the requirements of this paragraph shall only apply
13 to direct government-to-government assistance in ex-
14 cess of \$10,000,000 and all funds available for cash
15 transfer, budget support, and cash payments to indi-
16 viduals.

17 (3) SUSPENSION OF ASSISTANCE.—The Admin-
18 istrator of the United States Agency for Inter-
19 national Development or the Secretary of State, as
20 appropriate, shall suspend any direct government-to-
21 government assistance if the Administrator or the
22 Secretary has credible information of material mis-
23 use of such assistance, unless the Administrator or
24 the Secretary reports to the Committees on Appro-
25 priations that it is in the national interest of the

1 United States to continue such assistance, including
2 a justification, or that such misuse has been appro-
3 priately addressed.

4 (4) SUBMISSION OF INFORMATION.—The Sec-
5 retary of State shall submit to the Committees on
6 Appropriations, concurrent with the fiscal year 2022
7 congressional budget justification materials, amounts
8 planned for assistance described in paragraph (1) by
9 country, proposed funding amount, source of funds,
10 and type of assistance.

11 (5) DEBT SERVICE PAYMENT PROHIBITION.—
12 None of the funds made available by this Act may
13 be used by the government of any foreign country
14 for debt service payments owed by any country to
15 any international financial institution.

16 (b) NATIONAL BUDGET AND CONTRACT TRANS-
17 PARENCY.—

18 (1) MINIMUM REQUIREMENTS OF FISCAL
19 TRANSPARENCY.—The Secretary of State shall con-
20 tinue to update and strengthen the “minimum re-
21 quirements of fiscal transparency” for each govern-
22 ment receiving assistance appropriated by this Act,
23 as identified in the report required by section
24 7031(b) of the Department of State, Foreign Oper-

1 ations, and Related Programs Appropriations Act,
2 2014 (division K of Public Law 113–76).

3 (2) DETERMINATION AND REPORT.—For each
4 government identified pursuant to paragraph (1),
5 the Secretary of State, not later than 180 days after
6 enactment of this Act, shall make or update any de-
7 termination of “significant progress” or “no signifi-
8 cant progress” in meeting the minimum require-
9 ments of fiscal transparency, and make such deter-
10 minations publicly available in an annual “Fiscal
11 Transparency Report” to be posted on the Depart-
12 ment of State website: *Provided*, That such report
13 shall include the elements included in the report ac-
14 companying this Act.

15 (3) ASSISTANCE.—Not less than \$5,000,000 of
16 the funds appropriated by this Act under the head-
17 ing “Economic Support Fund” shall be made avail-
18 able for programs and activities to assist govern-
19 ments identified pursuant to paragraph (1) to im-
20 prove budget transparency and to support civil soci-
21 ety organizations in such countries that promote
22 budget transparency.

23 (c) ANTI-KLEPTOCRACY AND HUMAN RIGHTS.—

24 (1) INELIGIBILITY.—

1 (A) Officials of foreign governments and
2 their immediate family members about whom
3 the Secretary of State has credible information
4 have been involved, directly or indirectly, in sig-
5 nificant corruption, including corruption related
6 to the extraction of natural resources, or a
7 gross violation of human rights shall be ineli-
8 gible for entry into the United States.

9 (B) The Secretary shall also publicly or
10 privately designate or identify the officials of
11 foreign governments and their immediate family
12 members about whom the Secretary has such
13 credible information without regard to whether
14 the individual has applied for a visa.

15 (2) EXCEPTION.—Individuals shall not be ineli-
16 gible for entry into the United States pursuant to
17 paragraph (1) if such entry would further important
18 United States law enforcement objectives or is nec-
19 essary to permit the United States to fulfill its obli-
20 gations under the United Nations Headquarters
21 Agreement: *Provided*, That nothing in paragraph (1)
22 shall be construed to derogate from United States
23 Government obligations under applicable inter-
24 national agreements.

1 (3) WAIVER.—The Secretary may waive the ap-
2 plication of paragraph (1) if the Secretary deter-
3 mines that the waiver would serve a compelling na-
4 tional interest or that the circumstances which
5 caused the individual to be ineligible have changed
6 sufficiently.

7 (4) REPORT.—Not later than 30 days after en-
8 actment of this Act, and every 90 days thereafter
9 until September 30, 2021, the Secretary of State
10 shall submit a report, including a classified annex if
11 necessary, to the appropriate congressional commit-
12 tees and the Committees on the Judiciary describing
13 the information related to corruption or violation of
14 human rights concerning each of the individuals
15 found ineligible in the previous 12 months pursuant
16 to paragraph (1)(A) as well as the individuals who
17 the Secretary designated or identified pursuant to
18 paragraph (1)(B), or who would be ineligible but for
19 the application of paragraph (2), a list of any waiv-
20 ers provided under paragraph (3), and the justifica-
21 tion for each waiver.

22 (5) CLARIFICATION.—For purposes of para-
23 graphs (1), (4), and (5), the records of the Depart-
24 ment of State and of diplomatic and consular offices
25 of the United States pertaining to the issuance or

1 refusal of visas or permits to enter the United
2 States shall not be considered confidential.

3 (d) EXTRACTION OF NATURAL RESOURCES.—

4 (1) ASSISTANCE.—Funds appropriated by this
5 Act shall be made available to promote and support
6 transparency and accountability of expenditures and
7 revenues related to the extraction of natural re-
8 sources, including by strengthening implementation
9 and monitoring of the Extractive Industries Trans-
10 parency Initiative, implementing and enforcing sec-
11 tion 8204 of the Food, Conservation, and Energy
12 Act of 2008 (Public Law 110–246; 122 Stat. 2052)
13 and the amendments made by such section, and to
14 prevent the sale of conflict diamonds, and provide
15 technical assistance to promote independent audit
16 mechanisms and support civil society participation in
17 natural resource management.

18 (2) PUBLIC DISCLOSURE AND INDEPENDENT
19 AUDITS.—(A) The Secretary of the Treasury shall
20 instruct the executive director of each international
21 financial institution that it is the policy of the
22 United States to use the voice and vote of the
23 United States to oppose any assistance by such in-
24 stitutions (including any loan, credit, grant, or guar-
25 antee) to any country for the extraction and export

1 of a natural resource if the government of such
2 country has in place laws, regulations, or procedures
3 to prevent or limit the public disclosure of company
4 payments as required by United States law, and un-
5 less such government has adopted laws, regulations,
6 or procedures in the sector in which assistance is
7 being considered to meet the standards included
8 under this section in the report accompanying this
9 Act.

10 (B) The requirements of subparagraph (A)
11 shall not apply to assistance for the purpose of
12 building the capacity of such government to
13 meet the requirements of such subparagraph.

14 (e) FOREIGN ASSISTANCE WEBSITE.—Funds appro-
15 priated by this Act under titles I and II, and funds made
16 available for any independent agency in title III, as appro-
17 priate, shall be made available to support the provision
18 of additional information on United States Government
19 foreign assistance on the Department of State foreign as-
20 sistance website: *Provided*, That all Federal agencies fund-
21 ed under this Act shall provide such information on for-
22 eign assistance, upon request and in a timely manner, to
23 the Department of State.

1 DEMOCRACY PROGRAMS

2 SEC. 7032. (a) FUNDING.—Of the funds appro-
3 priated by this Act under the headings “Development As-
4 sistance”, “Economic Support Fund”, “Democracy
5 Fund”, “Assistance for Europe, Eurasia and Central
6 Asia”, and “International Narcotics Control and Law En-
7 forcement”, not less than \$2,400,500,000 shall be made
8 available for democracy programs.

9 (b) AUTHORITIES.—

10 (1) AVAILABILITY.—Funds made available by
11 this Act for democracy programs pursuant to sub-
12 section (a) and under the heading “National Endow-
13 ment for Democracy” may be made available not-
14 withstanding any other provision of law, and with
15 regard to the National Endowment for Democracy
16 (NED), any regulation.

17 (2) BENEFICIARIES.—Funds made available by
18 this Act for the NED are made available pursuant
19 to the authority of the National Endowment for De-
20 mocracy Act (title V of Public Law 98–164), includ-
21 ing all decisions regarding the selection of bene-
22 ficiaries.

23 (c) DEFINITION OF DEMOCRACY PROGRAMS.—For
24 purposes of funds appropriated by this Act, the term “de-
25 mocracy programs” means programs that support good

1 governance, credible and competitive elections, freedom of
2 expression, association, assembly, and religion, human
3 rights, labor rights, independent media, and the rule of
4 law, and that otherwise strengthen the capacity of demo-
5 cratic political parties, governments, nongovernmental or-
6 ganizations and institutions, and citizens to support the
7 development of democratic states and institutions that are
8 responsive and accountable to citizens.

9 (d) PROGRAM PRIORITIZATION.—Funds made avail-
10 able pursuant to this section that are made available for
11 programs to strengthen government institutions shall be
12 prioritized for those institutions that demonstrate a com-
13 mitment to democracy and the rule of law.

14 (e) RESTRICTION ON PRIOR APPROVAL.—With re-
15 spect to the provision of assistance for democracy pro-
16 grams in this Act, the organizations implementing such
17 assistance, the specific nature of that assistance, and the
18 participants in such programs shall not be subject to the
19 prior approval by the government of any foreign country.

20 (f) CONTINUATION OF CURRENT PRACTICES.—
21 USAID shall continue to implement civil society and polit-
22 ical competition and consensus building programs abroad
23 with funds appropriated by this Act in a manner that rec-
24 ognizes the unique benefits of grants and cooperative
25 agreements in implementing such programs.

1 (g) INFORMING THE NATIONAL ENDOWMENT FOR
2 DEMOCRACY.—The Assistant Secretary for Democracy,
3 Human Rights, and Labor, Department of State, and the
4 Assistant Administrator for Democracy, Conflict, and Hu-
5 manitarian Assistance, USAID, shall regularly inform the
6 NED of democracy programs that are planned and sup-
7 ported by funds made available by this Act and prior Acts
8 making appropriations for the Department of State, for-
9 eign operations, and related programs.

10 (h) PROTECTION OF CIVIL SOCIETY ACTIVISTS AND
11 JOURNALISTS.—Of the funds appropriated by this Act
12 under the heading “Democracy Fund”, not less than
13 \$20,000,000 shall be made available to support and pro-
14 tect civil society activists and journalists who have been
15 threatened, harassed, or attacked, including journalists af-
16 filiated with the United States Agency for Global Media,
17 consistent with the action plan submitted pursuant to, and
18 on the same terms and conditions of, section 7032(i) of
19 the Department of State, Foreign Operations, and Related
20 Programs Appropriations Act, 2018 (division K of Public
21 Law 115–141).

22 (i) INTERNATIONAL FREEDOM OF EXPRESSION.—

23 (1) OPERATIONS.—Funds appropriated by this
24 Act under the heading “Diplomatic Programs” shall
25 be made available for the Bureau of Democracy,

1 Human Rights, and Labor, Department of State, for
2 the costs of administering programs designed to pro-
3 mote and defend freedom of expression and the inde-
4 pendence of the media in countries where such free-
5 dom and independence are restricted or denied.

6 (2) ASSISTANCE.—Of the funds appropriated by
7 this Act under the heading “Democracy Fund”, not
8 less than \$10,000,000 shall be made available for
9 programs that promote and defend freedom of ex-
10 pression and the independence of the media abroad:
11 *Provided*, That such funds are in addition to funds
12 otherwise made available by this Act for such pur-
13 poses, and are intended to complement emergency
14 and safety programs for civil society, including jour-
15 nalists and media outlets at risk: *Provided further*,
16 That such funds shall be subject to prior consulta-
17 tion with, and the regular notification procedures of,
18 the Committees on Appropriations.

19 INTERNATIONAL RELIGIOUS FREEDOM

20 SEC. 7033. (a) INTERNATIONAL RELIGIOUS FREE-
21 DOM OFFICE.—Funds appropriated by this Act under the
22 heading “Diplomatic Programs” shall be made available
23 for the Office of International Religious Freedom, Depart-
24 ment of State, including for support staff at not less than

1 the amounts specified for such office in the table under
2 such heading in the report accompanying this Act.

3 (b) ASSISTANCE.—Funds appropriated by this Act
4 under the headings “Democracy Fund”, and “Inter-
5 national Broadcasting Operations” shall be made available
6 for international religious freedom programs and funds
7 appropriated by this Act under the headings “Inter-
8 national Disaster Assistance” and “Migration and Ref-
9 ugee Assistance” shall be made available for humanitarian
10 assistance for vulnerable and persecuted religious minori-
11 ties: *Provided*, That funds made available by this Act
12 under the heading “Democracy Fund” pursuant to this
13 section shall be made available at not less than the amount
14 in the table under such heading in the report accom-
15 panying this Act and shall be the responsibility of the Am-
16 bassador-at-Large for International Religious Freedom, in
17 consultation with other relevant United States Govern-
18 ment officials, and shall be subject to prior consultation
19 with the Committees on Appropriations.

20 (c) AUTHORITY.—Funds appropriated by this Act
21 and prior Acts making appropriations for the Department
22 of State, foreign operations, and related programs under
23 the heading “Economic Support Fund” may be made
24 available notwithstanding any other provision of law for

1 assistance for ethnic and religious minorities in Iraq and
2 Syria.

3 (d) DESIGNATION OF NON-STATE ACTORS.—Section
4 7033(e) of the Department of State, Foreign Operations,
5 and Related Programs Appropriations Act, 2017 (division
6 J of Public Law 115–31) shall continue in effect during
7 fiscal year 2021.

8 SPECIAL PROVISIONS

9 SEC. 7034. (a) VICTIMS OF WAR, DISPLACED CHIL-
10 DREN, AND DISPLACED BURMESE.—Funds appropriated
11 in titles III and VI of this Act that are made available
12 for victims of war, displaced children, displaced Burmese,
13 and to combat trafficking in persons and assist victims
14 of such trafficking, may be made available notwith-
15 standing any other provision of law.

16 (b) FORENSIC ASSISTANCE.—

17 (1) Of the funds appropriated by this Act under
18 the heading “Economic Support Fund”, not less
19 than \$10,000,000 shall be made available for foren-
20 sic anthropology assistance related to the exhuma-
21 tion and identification of victims of war crimes,
22 crimes against humanity, and genocide, which shall
23 be administered by the Assistant Secretary for De-
24 mocracy, Human Rights, and Labor, Department of
25 State: *Provided*, That such funds shall be in addition

1 to funds made available by this Act and prior Acts
2 making appropriations for the Department of State,
3 foreign operations, and related programs for assist-
4 ance for countries.

5 (2) Of the funds appropriated by this Act under
6 the heading “International Narcotics Control and
7 Law Enforcement”, not less than \$10,000,000 shall
8 be made available for DNA forensic technology pro-
9 grams to combat human trafficking in Central
10 America and Mexico.

11 (c) ATROCITIES PREVENTION.—Of the funds appro-
12 priated by this Act under the headings “Economic Sup-
13 port Fund” and “International Narcotics Control and
14 Law Enforcement”, not less than \$5,000,000 shall be
15 made available for programs to prevent atrocities, includ-
16 ing to implement recommendations of the Atrocities Pre-
17 vention Board: *Provided*, That funds made available pur-
18 suant to this subsection are in addition to amounts other-
19 wise made available for such purposes: *Provided further*,
20 That such funds shall be subject to the regular notification
21 procedures of the Committees on Appropriations.

22 (d) WORLD FOOD PROGRAMME.—Funds managed by
23 the Bureau for Humanitarian Assistance, United States
24 Agency for International Development, from this or any
25 other Act, may be made available as a general contribution

1 to the World Food Programme, notwithstanding any other
2 provision of law.

3 (e) DIRECTIVES AND AUTHORITIES.—

4 (1) RESEARCH AND TRAINING.—Funds appro-
5 priated by this Act under the heading “Assistance
6 for Europe, Eurasia and Central Asia” shall be
7 made available to carry out the Program for Re-
8 search and Training on Eastern Europe and the
9 Independent States of the Former Soviet Union as
10 authorized by the Soviet-Eastern European Research
11 and Training Act of 1983 (22 U.S.C. 4501 et seq.).

12 (2) GENOCIDE VICTIMS MEMORIAL SITES.—
13 Funds appropriated by this Act and prior Acts mak-
14 ing appropriations for the Department of State, for-
15 eign operations, and related programs under the
16 headings “Economic Support Fund” and “Assist-
17 ance for Europe, Eurasia and Central Asia” may be
18 made available as contributions to establish and
19 maintain memorial sites of genocide, subject to the
20 regular notification procedures of the Committees on
21 Appropriations.

22 (3) PRIVATE SECTOR PARTNERSHIPS.—Of the
23 funds appropriated by this Act under the headings
24 “Development Assistance” and “Economic Support
25 Fund” that are made available for private sector

1 partnerships, up to \$50,000,000 may remain avail-
2 able until September 30, 2023: *Provided*, That funds
3 made available pursuant to this paragraph may only
4 be made available following prior consultation with
5 the appropriate congressional committees, and the
6 regular notification procedures of the Committees on
7 Appropriations.

8 (4) ADDITIONAL AUTHORITIES.—Of the
9 amounts made available by title I of this Act under
10 the heading “Diplomatic Programs”, up to \$500,000
11 may be made available for grants pursuant to sec-
12 tion 504 of the Foreign Relations Authorization Act,
13 Fiscal Year 1979 (22 U.S.C. 2656d), including to
14 facilitate collaboration with indigenous communities,
15 and up to \$1,000,000 may be made available for
16 grants to carry out the activities of the Cultural An-
17 tiquities Task Force.

18 (5) INNOVATION.—The USAID Administrator
19 may use funds appropriated by this Act under title
20 III to make innovation incentive awards in accord-
21 ance with the terms and conditions of section
22 7034(e)(4) of the Department of State, Foreign Op-
23 erations, and Related Programs Appropriations Act,
24 2019 (division F of Public Law 116–6): *Provided*,
25 That each individual award may not exceed

1 \$100,000: *Provided further*, That no more than 15
2 such awards may be made during fiscal year 2021.

3 (6) EXCHANGE VISITOR PROGRAM.—None of
4 the funds made available by this Act may be used
5 to modify the Exchange Visitor Program adminis-
6 tered by the Department of State to implement the
7 Mutual Educational and Cultural Exchange Act of
8 1961 (Public Law 87–256; 22 U.S.C. 2451 et seq.),
9 except through the formal rulemaking process pursu-
10 ant to the Administrative Procedure Act (5 U.S.C.
11 551 et seq.) and notwithstanding the exceptions to
12 such rulemaking process in such Act: *Provided*, That
13 funds made available for such purpose shall only be
14 made available after consultation with, and subject
15 to the regular notification procedures of, the Com-
16 mittees on Appropriations, regarding how any pro-
17 posed modification would affect the public diplomacy
18 goals of, and the estimated economic impact on, the
19 United States: *Provided further*, That such consulta-
20 tion shall take place not later than 30 days prior to
21 the publication in the Federal Register of any regu-
22 latory action modifying the Exchange Visitor Pro-
23 gram.

24 (7) INTERNATIONAL FAIRS AND EXPO-
25 SITIONS.—Notwithstanding section 204 of the Admi-

1 ral James W. Nance and Meg Donovan Foreign Re-
2 lations Authorization Act, Fiscal Years 2000 and
3 2001 (22 U.S.C. 2452b), funds appropriated by this
4 Act under the heading “Diplomatic Programs” for
5 this fiscal year may be made available for United
6 States participation in international fairs and expo-
7 sitions abroad, including for construction and oper-
8 ation of United States pavilions or other major ex-
9 hibits, subject to prior consultation with, and the
10 regular notification procedures of, the Committees
11 on Appropriations: *Provided*, That any such funds
12 shall be made available on a cost matching basis
13 from sources other than the United States Govern-
14 ment, to the maximum extent practicable: *Provided*
15 *further*, That funds made available pursuant to this
16 paragraph may not be used to reimburse any partici-
17 pation in international fairs and expositions abroad
18 that took place prior to the date of enactment of this
19 Act: *Provided further*, That the Office of Inspector
20 General, Department of State, shall conduct a finan-
21 cial and performance audit and issue a report on the
22 use of such authority.

23 (8) WORLD TOURISM ORGANIZATION.—Notwith-
24 standing any other provision of law, the President is
25 authorized to accept the statutes of, and to maintain

1 membership of the United States in, the United Na-
2 tions World Tourism Organization, and the United
3 States' assessed contributions to maintain such
4 membership may be paid from funds appropriated
5 for "Contributions to International Organizations".

6 (f) PARTNER VETTING.—Prior to initiating a partner
7 vetting program, or making significant changes to the
8 scope of an existing partner vetting program, the Sec-
9 retary of State and USAID Administrator, as appropriate,
10 shall consult with the Committees on Appropriations: *Pro-*
11 *vided*, That the Secretary and the Administrator shall pro-
12 vide a direct vetting option for prime awardees in any
13 partner vetting program initiated or significantly modified
14 after the date of enactment of this Act, unless the Sec-
15 retary of State or USAID Administrator, as applicable,
16 informs the Committees on Appropriations on a case-by-
17 case basis that a direct vetting option is not feasible for
18 such program.

19 (g) CONTINGENCIES.—During fiscal year 2021, the
20 President may use up to \$125,000,000 under the author-
21 ity of section 451 of the Foreign Assistance Act of 1961,
22 notwithstanding any other provision of law.

23 (h) INTERNATIONAL CHILD ABDUCTIONS.—The Sec-
24 retary of State should withhold funds appropriated under
25 the heading "Economic Support Fund" and under title

1 IV of this Act for assistance for the central government
2 of any country that is not taking appropriate steps to com-
3 ply with the Convention on the Civil Aspects of Inter-
4 national Child Abductions, done at the Hague on October
5 25, 1980: *Provided*, That the Secretary shall report to the
6 Committees on Appropriations within 15 days of with-
7 holding funds under this subsection.

8 (i) TRANSFER OF FUNDS FOR EXTRAORDINARY PRO-
9 TECTION.—The Secretary of State may transfer to, and
10 merge with, funds under the heading “Protection of For-
11 eign Missions and Officials” unobligated balances of ex-
12 pired funds appropriated under the heading “Diplomatic
13 Programs” for fiscal year 2021, except for funds des-
14 ignated for Overseas Contingency Operations/Global War
15 on Terrorism pursuant to section 251(b)(2)(A)(ii) of the
16 Balanced Budget and Emergency Deficit Control Act of
17 1985, at no later than the end of the fifth fiscal year after
18 the last fiscal year for which such funds are available for
19 the purposes for which appropriated: *Provided*, That not
20 more than \$50,000,000 may be transferred.

21 (j) AUTHORITY.—Funds made available by this Act
22 under the heading “Economic Support Fund” to counter
23 extremism may be made available notwithstanding any
24 other provision of law restricting assistance to foreign
25 countries, except sections 502B, 620A, and 620M of the

1 Foreign Assistance Act of 1961: *Provided*, That the use
2 of the authority of this subsection shall be subject to prior
3 consultation with the appropriate congressional commit-
4 tees and the regular notification procedures of the Com-
5 mittees on Appropriations.

6 (k) PROTECTIONS AND REMEDIES FOR EMPLOYEES
7 OF DIPLOMATIC MISSIONS AND INTERNATIONAL ORGANI-
8 ZATIONS.—The Secretary of State shall implement section
9 203(a)(2) of the William Wilberforce Trafficking Victims
10 Protection Reauthorization Act of 2008 (Public Law 110–
11 457): *Provided*, That in addition to suspension on the
12 basis of an unpaid default or final civil judgment directly
13 or indirectly related to human trafficking against the em-
14 ployer or a family member assigned to an embassy, sus-
15 pension on this basis should also apply to an employer or
16 family member assigned to any diplomatic mission, or any
17 international organization: *Provided further*, That the Sec-
18 retary of State should assist in obtaining payment of final
19 court judgments awarded to A–3 and G–5 visa holders,
20 including encouraging the sending states to provide com-
21 pensation directly to victims: *Provided further*, That the
22 Secretary shall include in the Trafficking in Persons an-
23 nual report a concise summary of each trafficking case
24 involving an A–3 or G–5 visa holder that meets one or
25 more of the following criteria: (1) a final court judgment

1 (including a default judgment) issued against a current
2 or former employee of such diplomatic mission or inter-
3 national organization; (2) the issuance of a T-visa to the
4 victim; or (3) a request by the Department of State to
5 the sending state that immunity of individual diplomats
6 or family members be waived to permit criminal prosecu-
7 tion.

8 (I) EXTENSION OF AUTHORITIES.—

9 (1) PASSPORT FEES.—Section 1(b)(2) of the
10 Passport Act of June 4, 1920 (22 U.S.C. 214(b)(2))
11 shall be applied by substituting “September 30,
12 2021” for “September 30, 2010”.

13 (2) INCENTIVES FOR CRITICAL POSTS.—The
14 authority contained in section 1115(d) of the Sup-
15 plemental Appropriations Act, 2009 (Public Law
16 111–32) shall remain in effect through September
17 30, 2021.

18 (3) USAID CIVIL SERVICE ANNUITANT WAIV-
19 ER.—Section 625(j)(1) of the Foreign Assistance
20 Act of 1961 (22 U.S.C. 2385(j)(1)) shall be applied
21 by substituting “September 30, 2021” for “October
22 1, 2010” in subparagraph (B).

23 (4) OVERSEAS PAY COMPARABILITY AND LIMI-
24 TATION.—

1 (A) Subject to the limitation described in
2 subparagraph (B), the authority provided by
3 section 1113 of the Supplemental Appropria-
4 tions Act, 2009 (Public Law 111–32) shall re-
5 main in effect through September 30, 2021.

6 (B) The authority described in subpara-
7 graph (A) may not be used to pay an eligible
8 member of the Foreign Service (as defined in
9 section 1113(b) of the Supplemental Appropria-
10 tions Act, 2009 (Public Law 111–32)) a local-
11 ity-based comparability payment (stated as a
12 percentage) that exceeds two-thirds of the
13 amount of the locality-based comparability pay-
14 ment (stated as a percentage) that would be
15 payable to such member under section 5304 of
16 title 5, United States Code, if such member’s
17 official duty station were in the District of Co-
18 lumbia.

19 (5) CATEGORICAL ELIGIBILITY.—The Foreign
20 Operations, Export Financing, and Related Pro-
21 grams Appropriations Act, 1990 (Public Law 101–
22 167) is amended—

23 (A) in section 599D (8 U.S.C. 1157
24 note)—

1 (i) in subsection (b)(3), by striking
2 “and 2020” and inserting “2020, and
3 2021”; and

4 (ii) in subsection (e), by striking
5 “2020” each place it appears and inserting
6 “2021”; and

7 (B) in section 599E(b)(2) (8 U.S.C. 1255
8 note), by striking “2020” and inserting
9 “2021”.

10 (6) INSPECTOR GENERAL ANNUITANT WAIV-
11 ER.—The authorities provided in section 1015(b) of
12 the Supplemental Appropriations Act, 2010 (Public
13 Law 111–212) shall remain in effect through Sep-
14 tember 30, 2021, and may be used to facilitate the
15 assignment of persons for oversight of programs in
16 Syria, South Sudan, Yemen, Somalia, and Ven-
17 ezuela.

18 (7) ACCOUNTABILITY REVIEW BOARDS.—The
19 authority provided by section 301(a)(3) of the Omni-
20 bus Diplomatic Security and Antiterrorism Act of
21 1986 (22 U.S.C. 4831(a)(3)) shall remain in effect
22 for facilities in Afghanistan through September 30,
23 2021, except that the notification and reporting re-
24 quirements contained in such section shall include
25 the Committees on Appropriations.

1 (8) SPECIAL INSPECTOR GENERAL FOR AF-
2 GHANISTAN RECONSTRUCTION COMPETITIVE STA-
3 TUS.—Notwithstanding any other provision of law,
4 any employee of the Special Inspector General for
5 Afghanistan Reconstruction (SIGAR) who completes
6 at least 12 months of continuous service after enact-
7 ment of this Act or who is employed on the date on
8 which SIGAR terminates, whichever occurs first,
9 shall acquire competitive status for appointment to
10 any position in the competitive service for which the
11 employee possesses the required qualifications.

12 (9) TRANSFER OF BALANCES.—Section 7081(h)
13 of the Department of State, Foreign Operations, and
14 Related Programs Appropriations Act, 2017 (divi-
15 sion J of Public Law 115–31) shall continue in ef-
16 fect during fiscal year 2021.

17 (10) DEPARTMENT OF STATE INSPECTOR GEN-
18 ERAL WAIVER AUTHORITY.—The Inspector General
19 of the Department of State may waive the provisions
20 of subsections (a) through (d) of section 824 of the
21 Foreign Service Act of 1980 (22 U.S.C. 4064) on a
22 case-by-case basis for an annuitant reemployed by
23 the Inspector General on a temporary basis, subject
24 to the same constraints and in the same manner by
25 which the Secretary of State may exercise such waiv-

1 er authority pursuant to subsection (g) of such sec-
2 tion.

3 (11) AFGHAN ALLIES.—Section 602(b)(3)(F) of
4 the Afghan Allies Protection Act of 2009 (8 U.S.C.
5 1101 note) is amended—

6 (A) in the heading, by striking “2015
7 THROUGH 2020” and inserting “2015 THROUGH
8 2021”;

9 (B) in the matter preceding clause (i), by
10 striking “22,500” and inserting “26,500”; and

11 (C) in clauses (i) and (ii), by striking “De-
12 cember 31, 2021” and inserting “December 31,
13 2022”.

14 (m) MONITORING AND EVALUATION.—Funds appro-
15 priated by this Act that are made available for monitoring
16 and evaluation of assistance under the headings “Develop-
17 ment Assistance”, “International Disaster Assistance”,
18 and “Migration and Refugee Assistance” shall, as appro-
19 priate, be made available for the regular collection of feed-
20 back obtained directly from beneficiaries to enhance the
21 quality and relevance of such assistance: *Provided*, That
22 the Department of State and USAID shall establish, and
23 post on their respective websites, updated procedures for
24 implementing partners that receive funds under such
25 headings for regularly collecting and responding to such

1 feedback, including guidelines for the reporting on actions
2 taken in response to the feedback received: *Provided fur-*
3 *ther*, That the Department of State and USAID shall reg-
4 ularly conduct oversight to ensure that such feedback is
5 regularly collected and used by implementing partners to
6 maximize the cost-effectiveness and utility of such assist-
7 ance.

8 (n) LOANS, CONSULTATION, AND NOTIFICATION.—

9 (1) LOAN GUARANTEES.—Funds appropriated
10 under the headings “Economic Support Fund” and
11 “Assistance for Europe, Eurasia and Central Asia”
12 by this Act and prior Acts making appropriations
13 for the Department of State, foreign operations, and
14 related programs may be made available for the
15 costs, as defined in section 502 of the Congressional
16 Budget Act of 1974, of loan guarantees for Egypt,
17 Jordan, Tunisia, and Ukraine, which are authorized
18 to be provided: *Provided*, That amounts made avail-
19 able under this paragraph for the costs of such
20 guarantees shall not be considered assistance for the
21 purposes of provisions of law limiting assistance to
22 a country.

23 (2) DESIGNATION REQUIREMENT.—Funds
24 made available pursuant to paragraph (1) from prior
25 Acts making appropriations for the Department of

1 State, foreign operations, and related programs that
2 were previously designated by the Congress for Over-
3 seas Contingency Operations/Global War on Ter-
4 rorism pursuant to section 251(b)(2)(A)(ii) of the
5 Balanced Budget and Emergency Deficit Control
6 Act of 1985 are designated by the Congress for
7 Overseas Contingency Operations/Global War on
8 Terrorism pursuant to section 251(b)(2)(A)(ii) of
9 such Act.

10 (3) CONSULTATION AND NOTIFICATION.—

11 Funds made available pursuant to the authorities of
12 this subsection shall be subject to prior consultation
13 with the appropriate congressional committees and
14 the regular notification procedures of the Commit-
15 tees on Appropriations.

16 (o) LOCAL WORKS.—

17 (1) FUNDING.—Of the funds appropriated by
18 this Act under the headings “Development Assist-
19 ance” and “Economic Support Fund”, not less than
20 \$50,000,000 shall be made available for Local
21 Works pursuant to section 7080 of the Department
22 of State, Foreign Operations, and Related Programs
23 Appropriations Act, 2015 (division J of Public Law
24 113–235), which may remain available until Sep-
25 tember 30, 2025.

1 (2) ELIGIBLE ENTITIES.—For the purposes of
2 section 7080 of the Department of State, Foreign
3 Operations, and Related Programs Appropriations
4 Act, 2015 (division J of Public Law 113–235), “eli-
5 gible entities” shall be defined as small local, inter-
6 national, and United States-based nongovernmental
7 organizations, educational institutions, and other
8 small entities that have received less than a total of
9 \$5,000,000 from USAID over the previous 5 fiscal
10 years: *Provided*, That departments or centers of
11 such educational institutions may be considered indi-
12 vidually in determining such eligibility.

13 (p) DEFINITIONS.—

14 (1) APPROPRIATE CONGRESSIONAL COMMIT-
15 TEES.—Unless otherwise defined in this Act, for
16 purposes of this Act the term “appropriate congress-
17 sional committees” means the Committees on Appro-
18 priations and Foreign Relations of the Senate and
19 the Committees on Appropriations and Foreign Af-
20 fairs of the House of Representatives.

21 (2) FUNDS APPROPRIATED BY THIS ACT AND
22 PRIOR ACTS.—Unless otherwise defined in this Act,
23 for purposes of this Act the term “funds appro-
24 priated by this Act and prior Acts making appro-
25 priations for the Department of State, foreign oper-

1 ations, and related programs” means funds that re-
2 main available for obligation, and have not expired.

3 (3) INTERNATIONAL FINANCIAL INSTITU-
4 TIONS.—In this Act “international financial institu-
5 tions” means the International Bank for Recon-
6 struction and Development, the International Devel-
7 opment Association, the International Finance Cor-
8 poration, the Inter-American Development Bank, the
9 International Monetary Fund, the International
10 Fund for Agricultural Development, the Asian De-
11 velopment Bank, the Asian Development Fund, the
12 Inter-American Investment Corporation, the North
13 American Development Bank, the European Bank
14 for Reconstruction and Development, the African
15 Development Bank, the African Development Fund,
16 and the Multilateral Investment Guarantee Agency.

17 (4) USAID.—In this Act, the term “USAID”
18 means the United States Agency for International
19 Development.

20 (5) SPEND PLAN.—In this Act, the term
21 “spend plan” means a plan for the uses of funds ap-
22 propriated for a particular entity, country, program,
23 purpose, or account and which shall include, at a
24 minimum, a description of—

1 (A) realistic and sustainable goals, criteria
2 for measuring progress, and a timeline for
3 achieving such goals;

4 (B) amounts and sources of funds by ac-
5 count;

6 (C) how such funds will complement other
7 ongoing or planned programs; and

8 (D) implementing partners, to the max-
9 imum extent practicable.

10 (6) SUCCESSOR OPERATING UNIT.—Any ref-
11 erence to a particular USAID operating unit or of-
12 fice in this or prior Acts making appropriations for
13 the Department of State, foreign operations, and re-
14 lated programs shall be deemed to include any suc-
15 cessor operating unit or office performing the same
16 or similar functions.

17 (7) THIS ACT.—Except as expressly provided
18 otherwise, any reference to “this Act” contained in
19 titles I through VIII shall be treated as referring
20 only to the provisions of such titles.

21 LAW ENFORCEMENT AND SECURITY

22 SEC. 7035. (a) ASSISTANCE.—

23 (1) COMMUNITY-BASED POLICE ASSISTANCE.—
24 Funds made available under titles III and IV of this
25 Act to carry out the provisions of chapter 1 of part

1 I and chapters 4 and 6 of part II of the Foreign As-
2 sistance Act of 1961, may be used, notwithstanding
3 section 660 of that Act, to enhance the effectiveness
4 and accountability of civilian police authority
5 through training and technical assistance in human
6 rights, the rule of law, anti-corruption, strategic
7 planning, and through assistance to foster civilian
8 police roles that support democratic governance, in-
9 cluding assistance for programs to prevent conflict,
10 respond to disasters, address gender-based violence,
11 and foster improved police relations with the com-
12 munities they serve.

13 (2) COUNTERTERRORISM PARTNERSHIPS
14 FUND.—Funds appropriated by this Act under the
15 heading “Nonproliferation, Anti-terrorism, Demining
16 and Related Programs” shall be made available for
17 the Counterterrorism Partnerships Fund for pro-
18 grams in areas liberated from, under the influence
19 of, or adversely affected by, the Islamic State of Iraq
20 and Syria or other terrorist organizations: *Provided*,
21 That such areas shall include the Kurdistan Region
22 of Iraq: *Provided further*, That prior to the obliga-
23 tion of funds made available pursuant to this para-
24 graph, the Secretary of State shall take all prac-
25 ticable steps to ensure that mechanisms are in place

1 for monitoring, oversight, and control of such funds:
2 *Provided further*, That funds made available pursu-
3 ant to this paragraph shall be subject to prior con-
4 sultation with, and the regular notification proce-
5 dures of, the Committees on Appropriations.

6 (3) COMBAT CASUALTY CARE.—

7 (A) Consistent with the objectives of the
8 Foreign Assistance Act of 1961 and the Arms
9 Export Control Act, funds appropriated by this
10 Act under the headings “Peacekeeping Oper-
11 ations” and “Foreign Military Financing Pro-
12 gram” shall be made available for combat cas-
13 ualty training and equipment.

14 (B) The Secretary of State shall offer com-
15 bat casualty care training and equipment as a
16 component of any package of lethal assistance
17 funded by this Act with funds appropriated
18 under the headings “Peacekeeping Operations”
19 and “Foreign Military Financing Program”:
20 *Provided*, That the requirement of this subpara-
21 graph shall apply to a country in conflict, un-
22 less the Secretary determines that such country
23 has in place, to the maximum extent prac-
24 ticable, functioning combat casualty care treat-
25 ment and equipment that meets or exceeds the

1 standards recommended by the Committee on
2 Tactical Combat Casualty Care: *Provided fur-*
3 *ther*, That any such training and equipment for
4 combat casualty care shall be made available
5 through an open and competitive process.

6 (4) TRAINING RELATED TO INTERNATIONAL
7 HUMANITARIAN LAW.—The Secretary of State shall
8 offer training related to the requirements of inter-
9 national humanitarian law as a component of any
10 package of lethal assistance funded by this Act with
11 funds appropriated under the headings “Peace-
12 keeping Operations” and “Foreign Military Financ-
13 ing Program”: *Provided*, That the requirement of
14 this paragraph shall not apply to a country that is
15 a member of the North Atlantic Treaty Organization
16 (NATO), is a major non-NATO ally designated by
17 section 517(b) of the Foreign Assistance Act of
18 1961, or is complying with international humani-
19 tarian law: *Provided further*, That any such training
20 shall be made available through an open and com-
21 petitive process.

22 (5) SECURITY FORCE PROFESSIONALIZATION.—
23 Funds appropriated by this Act under the headings
24 “International Narcotics Control and Law Enforce-
25 ment” and “Peacekeeping Operations” shall be

1 made available to increase the capacity of foreign
2 military and law enforcement personnel to operate in
3 accordance with appropriate standards relating to
4 human rights and the protection of civilians, fol-
5 lowing consultation with the Committees on Appro-
6 priations: *Provided*, That funds made available pur-
7 suant to this paragraph shall be made available
8 through an open and competitive process.

9 (6) GLOBAL SECURITY CONTINGENCY FUND.—
10 Notwithstanding any other provision of this Act, up
11 to \$7,500,000 from funds appropriated by this Act
12 under the headings “Peacekeeping Operations” and
13 “Foreign Military Financing Program” may be
14 transferred to, and merged with, funds previously
15 made available under the heading “Global Security
16 Contingency Fund”, subject to the regular notifica-
17 tion procedures of the Committees on Appropria-
18 tions.

19 (7) INTERNATIONAL PRISON CONDITIONS.—Of
20 the funds appropriated by this Act under the head-
21 ings “Development Assistance”, “Economic Support
22 Fund”, and “International Narcotics Control and
23 Law Enforcement”, not less than \$7,500,000 shall
24 be made available for assistance to eliminate inhu-
25 mane conditions in foreign prisons and other deten-

1 tion facilities, notwithstanding section 660 of the
2 Foreign Assistance Act of 1961: *Provided*, That the
3 Secretary of State and the USAID Administrator
4 shall consult with the Committees on Appropriations
5 on the proposed uses of such funds prior to obliga-
6 tion and not later than 60 days after enactment of
7 this Act: *Provided further*, That such funds shall be
8 in addition to funds otherwise made available by this
9 Act for such purpose.

10 (b) AUTHORITIES.—

11 (1) RECONSTITUTING CIVILIAN POLICE AU-
12 THORITY.—In providing assistance with funds ap-
13 propriated by this Act under section 660(b)(6) of
14 the Foreign Assistance Act of 1961, support for a
15 nation emerging from instability may be deemed to
16 mean support for regional, district, municipal, or
17 other sub-national entity emerging from instability,
18 as well as a nation emerging from instability.

19 (2) DISARMAMENT, DEMOBILIZATION, AND RE-
20 INTEGRATION.—Section 7034(d) of the Department
21 of State, Foreign Operations, and Related Programs
22 Appropriations Act, 2015 (division J of Public Law
23 113–235) shall continue in effect during fiscal year
24 2021.

1 (3) EXTENSION OF WAR RESERVES STOCKPILE
2 AUTHORITY.—

3 (A) Section 12001(d) of the Department of
4 Defense Appropriations Act, 2005 (Public Law
5 108–287; 118 Stat. 1011) is amended by strik-
6 ing “of this section” and all that follows
7 through the period at the end and inserting “of
8 this section after September 30, 2023.”.

9 (B) Section 514(b)(2)(A) of the Foreign
10 Assistance Act of 1961 (22 U.S.C.
11 2321h(b)(2)(A)) is amended by striking “and
12 2021” and inserting “2021, 2022, and 2023”.

13 (4) COMMERCIAL LEASING OF DEFENSE ARTI-
14 CLES.—Notwithstanding any other provision of law,
15 and subject to the regular notification procedures of
16 the Committees on Appropriations, the authority of
17 section 23(a) of the Arms Export Control Act (22
18 U.S.C. 2763) may be used to provide financing to
19 Israel, Egypt, the North Atlantic Treaty Organiza-
20 tion (NATO), and major non-NATO allies for the
21 procurement by leasing (including leasing with an
22 option to purchase) of defense articles from United
23 States commercial suppliers, not including Major
24 Defense Equipment (other than helicopters and
25 other types of aircraft having possible civilian appli-

1 cation), if the President determines that there are
2 compelling foreign policy or national security reasons
3 for those defense articles being provided by commer-
4 cial lease rather than by government-to-government
5 sale under such Act.

6 (5) SPECIAL DEFENSE ACQUISITION FUND.—
7 Not to exceed \$900,000,000 may be obligated pursu-
8 ant to section 51(c)(2) of the Arms Export Control
9 Act (22 U.S.C. 2795(c)(2)) for the purposes of the
10 Special Defense Acquisition Fund (the Fund), to re-
11 main available for obligation until September 30,
12 2023: *Provided*, That the provision of defense arti-
13 cles and defense services to foreign countries or
14 international organizations from the Fund shall be
15 subject to the concurrence of the Secretary of State.

16 (6) PUBLIC DISCLOSURE.—For the purposes of
17 funds appropriated by this Act and prior Acts mak-
18 ing appropriations for the Department of State, for-
19 eign operations, and related programs that are made
20 available for assistance for units of foreign security
21 forces, the term “to the maximum extent prac-
22 ticable” in section 620M(d)(7) of the Foreign Assist-
23 ance Act of 1961 (22 U.S.C. 2378d) means that the
24 identity of such units shall be made publicly avail-
25 able unless the Secretary of State, on a case-by-case

1 basis, determines and reports to the appropriate con-
2 gressional committees that non-disclosure is in the
3 national security interest of the United States: *Pro-*
4 *vided*, That any such determination shall include a
5 detailed justification, and may be submitted in clas-
6 sified form.

7 (7) DUTY TO INFORM.—If assistance to a for-
8 eign security force is provided in a manner in which
9 the recipient unit or units cannot be identified prior
10 to the transfer of assistance, the Secretary of State
11 shall provide a list of units prohibited from receiving
12 such assistance pursuant to section 620M of the
13 Foreign Assistance Act of 1961 to the recipient gov-
14 ernment.

15 (c) LIMITATIONS.—

16 (1) CHILD SOLDIERS.—Funds appropriated by
17 this Act should not be used to support any military
18 training or operations that include child soldiers.

19 (2) LANDMINES AND CLUSTER MUNITIONS.—

20 (A) LANDMINES.—Notwithstanding any
21 other provision of law, demining equipment
22 available to the United States Agency for Inter-
23 national Development and the Department of
24 State and used in support of the clearance of
25 landmines and unexploded ordnance for human-

1 itarian purposes may be disposed of on a grant
2 basis in foreign countries, subject to such terms
3 and conditions as the Secretary of State may
4 prescribe.

5 (B) CLUSTER MUNITIONS.—No military
6 assistance shall be furnished for cluster muni-
7 tions, no defense export license for cluster mu-
8 nitions may be issued, and no cluster munitions
9 or cluster munitions technology shall be sold or
10 transferred, unless—

11 (i) the submunitions of the cluster
12 munitions, after arming, do not result in
13 more than 1 percent unexploded ordnance
14 across the range of intended operational
15 environments, and the agreement applica-
16 ble to the assistance, transfer, or sale of
17 such cluster munitions or cluster munitions
18 technology specifies that the cluster muni-
19 tions will only be used against clearly de-
20 fined military targets and will not be used
21 where civilians are known to be present or
22 in areas normally inhabited by civilians; or
23 (ii) such assistance, license, sale, or
24 transfer is for the purpose of demilitarizing

1 or permanently disposing of such cluster
2 munitions.

3 (3) CONGRESSIONAL BUDGET JUSTIFICA-
4 TIONS.—Of the funds realized pursuant to section
5 21(e)(1)(A) of the Arms Export Control Act and
6 made available for obligation for expenses incurred
7 by the Department of Defense, Defense Security Co-
8 operation Agency (DSCA) during fiscal year 2021
9 pursuant to section 43(b) of the Arms Export Con-
10 trol Act (22 U.S.C. 2792(b)), \$25,000,000 shall be
11 withheld from obligation until the DSCA, jointly
12 with the Department of State, submits to the Com-
13 mittees on Appropriations the congressional budget
14 justification for funds requested under the heading
15 “Foreign Military Financing Program” for fiscal
16 years 2021 and 2022, including the accompanying
17 classified appendices.

18 (4) CROWD CONTROL ITEMS.—Funds appro-
19 priated by this Act should not be used for tear gas,
20 small arms, light weapons, ammunition, or other
21 items for crowd control purposes for foreign security
22 forces that use excessive force to repress peaceful ex-
23 pression, association, or assembly in countries that
24 the Secretary of State determines are undemocratic
25 or are undergoing democratic transitions.

1 (d) REPORTS.—

2 (1) SECURITY ASSISTANCE REPORT.—Not later
3 than 120 days after enactment of this Act, the Sec-
4 retary of State shall submit to the Committees on
5 Appropriations a report on funds obligated and ex-
6 pended during fiscal year 2020, by country and pur-
7 pose of assistance, under the headings “Peace-
8 keeping Operations”, “International Military Edu-
9 cation and Training”, and “Foreign Military Fi-
10 nancing Program”.

11 (2) ANNUAL FOREIGN MILITARY TRAINING RE-
12 PORT.—For the purposes of implementing section
13 656 of the Foreign Assistance Act of 1961, the term
14 “military training provided to foreign military per-
15 sonnel by the Department of Defense and the De-
16 partment of State” shall be deemed to include all
17 military training provided by foreign governments
18 with funds appropriated to the Department of De-
19 fense or the Department of State, except for train-
20 ing provided by the government of a country des-
21 ignated by section 517(b) of such Act (22 U.S.C.
22 2321k(b)) as a major non-North Atlantic Treaty Or-
23 ganization ally.

24 ARAB LEAGUE BOYCOTT OF ISRAEL

25 SEC. 7036. It is the sense of the Congress that—

1 (1) the Arab League boycott of Israel, and the
2 secondary boycott of American firms that have com-
3 mercial ties with Israel, is an impediment to peace
4 in the region and to United States investment and
5 trade in the Middle East and North Africa;

6 (2) the Arab League boycott, which was regret-
7 tably reinstated in 1997, should be immediately and
8 publicly terminated, and the Central Office for the
9 Boycott of Israel immediately disbanded;

10 (3) all Arab League states should normalize re-
11 lations with their neighbor Israel;

12 (4) the President and the Secretary of State
13 should continue to vigorously oppose the Arab
14 League boycott of Israel and find concrete steps to
15 demonstrate that opposition by, for example, taking
16 into consideration the participation of any recipient
17 country in the boycott when determining to sell
18 weapons to said country; and

19 (5) the President should report to Congress an-
20 nually on specific steps being taken by the United
21 States to encourage Arab League states to normalize
22 their relations with Israel to bring about the termi-
23 nation of the Arab League boycott of Israel, includ-
24 ing those to encourage allies and trading partners of
25 the United States to enact laws prohibiting busi-

1 nesses from complying with the boycott and penal-
2 izing businesses that do comply.

3 PALESTINIAN STATEHOOD

4 SEC. 7037. (a) LIMITATION ON ASSISTANCE.—None
5 of the funds appropriated under titles III through VI of
6 this Act may be provided to support a Palestinian state
7 unless the Secretary of State determines and certifies to
8 the appropriate congressional committees that—

9 (1) the governing entity of a new Palestinian
10 state—

11 (A) has demonstrated a firm commitment
12 to peaceful co-existence with the State of Israel;
13 and

14 (B) is taking appropriate measures to
15 counter terrorism and terrorist financing in the
16 West Bank and Gaza, including the dismantling
17 of terrorist infrastructures, and is cooperating
18 with appropriate Israeli and other appropriate
19 security organizations; and

20 (2) the Palestinian Authority (or the governing
21 entity of a new Palestinian state) is working with
22 other countries in the region to vigorously pursue ef-
23 forts to establish a just, lasting, and comprehensive
24 peace in the Middle East that will enable Israel and
25 an independent Palestinian state to exist within the

1 context of full and normal relationships, which
2 should include—

3 (A) termination of all claims or states of
4 belligerency;

5 (B) respect for and acknowledgment of the
6 sovereignty, territorial integrity, and political
7 independence of every state in the area through
8 measures including the establishment of demili-
9 tarized zones;

10 (C) their right to live in peace within se-
11 cure and recognized boundaries free from
12 threats or acts of force;

13 (D) freedom of navigation through inter-
14 national waterways in the area; and

15 (E) a framework for achieving a just set-
16 tlement of the refugee problem.

17 (b) SENSE OF CONGRESS.—It is the sense of Con-
18 gress that the governing entity should enact a constitution
19 assuring the rule of law, an independent judiciary, and
20 respect for human rights for its citizens, and should enact
21 other laws and regulations assuring transparent and ac-
22 countable governance.

23 (c) WAIVER.—The President may waive subsection
24 (a) if the President determines that it is important to the
25 national security interest of the United States to do so.

1 (d) EXEMPTION.—The restriction in subsection (a)
2 shall not apply to assistance intended to help reform the
3 Palestinian Authority and affiliated institutions, or the
4 governing entity, in order to help meet the requirements
5 of subsection (a), consistent with the provisions of section
6 7040 of this Act (“Limitation on Assistance for the Pales-
7 tinian Authority”).

8 PROHIBITION ON ASSISTANCE TO THE PALESTINIAN
9 BROADCASTING CORPORATION

10 SEC. 7038. None of the funds appropriated or other-
11 wise made available by this Act may be used to provide
12 equipment, technical support, consulting services, or any
13 other form of assistance to the Palestinian Broadcasting
14 Corporation.

15 ASSISTANCE FOR THE WEST BANK AND GAZA

16 SEC. 7039. (a) OVERSIGHT.—For fiscal year 2021,
17 30 days prior to the initial obligation of funds for the bi-
18 lateral West Bank and Gaza Program, the Secretary of
19 State shall certify to the Committees on Appropriations
20 that procedures have been established to assure the Comp-
21 troller General of the United States will have access to
22 appropriate United States financial information in order
23 to review the uses of United States assistance for the Pro-
24 gram funded under the heading “Economic Support
25 Fund” for the West Bank and Gaza.

1 (b) VETTING.—Prior to the obligation of funds ap-
2 propriated by this Act under the heading “Economic Sup-
3 port Fund” for assistance for the West Bank and Gaza,
4 the Secretary of State shall take all appropriate steps to
5 ensure that such assistance is not provided to or through
6 any individual, private or government entity, or edu-
7 cational institution that the Secretary knows or has reason
8 to believe advocates, plans, sponsors, engages in, or has
9 engaged in, terrorist activity nor, with respect to private
10 entities or educational institutions, those that have as a
11 principal officer of the entity’s governing board or gov-
12 erning board of trustees any individual that has been de-
13 termined to be involved in, or advocating terrorist activity
14 or determined to be a member of a designated foreign ter-
15 rorist organization: *Provided*, That the Secretary of State
16 shall, as appropriate, establish procedures specifying the
17 steps to be taken in carrying out this subsection and shall
18 terminate assistance to any individual, entity, or edu-
19 cational institution which the Secretary has determined to
20 be involved in or advocating terrorist activity.

21 (c) PROHIBITION.—

22 (1) RECOGNITION OF ACTS OF TERRORISM.—
23 None of the funds appropriated under titles III
24 through VI of this Act for assistance under the West

1 Bank and Gaza Program may be made available
2 for—

3 (A) the purpose of recognizing or otherwise
4 honoring individuals who commit, or have com-
5 mitted acts of terrorism; and

6 (B) any educational institution located in
7 the West Bank or Gaza that is named after an
8 individual who the Secretary of State deter-
9 mines has committed an act of terrorism.

10 (2) SECURITY ASSISTANCE AND REPORTING RE-
11 QUIREMENT.—Notwithstanding any other provision
12 of law, none of the funds made available by this or
13 prior appropriations Acts, including funds made
14 available by transfer, may be made available for obli-
15 gation for security assistance for the West Bank and
16 Gaza until the Secretary of State reports to the
17 Committees on Appropriations on the benchmarks
18 that have been established for security assistance for
19 the West Bank and Gaza and reports on the extent
20 of Palestinian compliance with such benchmarks.

21 (d) OVERSIGHT BY THE UNITED STATES AGENCY
22 FOR INTERNATIONAL DEVELOPMENT.—

23 (1) The Administrator of the United States
24 Agency for International Development shall ensure
25 that Federal or non-Federal audits of all contractors

1 and grantees, and significant subcontractors and
2 sub-grantees, under the West Bank and Gaza Pro-
3 gram, are conducted at least on an annual basis to
4 ensure, among other things, compliance with this
5 section.

6 (2) Of the funds appropriated by this Act, up
7 to \$1,000,000 may be used by the Office of Inspec-
8 tor General of the United States Agency for Inter-
9 national Development for audits, investigations, and
10 other activities in furtherance of the requirements of
11 this subsection: *Provided*, That such funds are in ad-
12 dition to funds otherwise available for such pur-
13 poses.

14 (e) COMPTROLLER GENERAL OF THE UNITED
15 STATES AUDIT.—Subsequent to the certification specified
16 in subsection (a), the Comptroller General of the United
17 States shall conduct an audit and an investigation of the
18 treatment, handling, and uses of all funds for the bilateral
19 West Bank and Gaza Program, including all funds pro-
20 vided as cash transfer assistance, in fiscal year 2021
21 under the heading “Economic Support Fund”, and such
22 audit shall address—

23 (1) the extent to which such Program complies
24 with the requirements of subsections (b) and (c);
25 and

1 (2) an examination of all programs, projects,
2 and activities carried out under such Program, in-
3 cluding both obligations and expenditures.

4 (f) NOTIFICATION PROCEDURES.—Funds made
5 available in this Act for West Bank and Gaza shall be
6 subject to the regular notification procedures of the Com-
7 mittees on Appropriations.

8 LIMITATION ON ASSISTANCE FOR THE PALESTINIAN
9 AUTHORITY

10 SEC. 7040. (a) PROHIBITION OF FUNDS.—None of
11 the funds appropriated by this Act to carry out the provi-
12 sions of chapter 4 of part II of the Foreign Assistance
13 Act of 1961 may be obligated or expended with respect
14 to providing funds to the Palestinian Authority.

15 (b) WAIVER.—The prohibition included in subsection
16 (a) shall not apply if the President certifies in writing to
17 the Speaker of the House of Representatives, the Presi-
18 dent pro tempore of the Senate, and the Committees on
19 Appropriations that waiving such prohibition is important
20 to the national security interest of the United States.

21 (c) PERIOD OF APPLICATION OF WAIVER.—Any
22 waiver pursuant to subsection (b) shall be effective for no
23 more than a period of 6 months at a time and shall not
24 apply beyond 12 months after the enactment of this Act.

1 (d) REPORT.—Whenever the waiver authority pursu-
2 ant to subsection (b) is exercised, the President shall sub-
3 mit a report to the Committees on Appropriations detail-
4 ing the justification for the waiver, the purposes for which
5 the funds will be spent, and the accounting procedures in
6 place to ensure that the funds are properly disbursed: *Pro-*
7 *vided*, That the report shall also detail the steps the Pales-
8 tinian Authority has taken to arrest terrorists, confiscate
9 weapons and dismantle the terrorist infrastructure.

10 (e) CERTIFICATION.—If the President exercises the
11 waiver authority under subsection (b), the Secretary of
12 State must certify and report to the Committees on Ap-
13 propriations prior to the obligation of funds that the Pal-
14 estinian Authority has established a single treasury ac-
15 count for all Palestinian Authority financing and all fi-
16 nancing mechanisms flow through this account, no parallel
17 financing mechanisms exist outside of the Palestinian Au-
18 thority treasury account, and there is a single comprehen-
19 sive civil service roster and payroll, and the Palestinian
20 Authority is acting to counter incitement of violence
21 against Israelis and is supporting activities aimed at pro-
22 moting peace, coexistence, and security cooperation with
23 Israel.

24 (f) PROHIBITION TO HAMAS AND THE PALESTINE
25 LIBERATION ORGANIZATION.—

1 (1) None of the funds appropriated in titles III
2 through VI of this Act may be obligated for salaries
3 of personnel of the Palestinian Authority located in
4 Gaza or may be obligated or expended for assistance
5 to Hamas or any entity effectively controlled by
6 Hamas, any power-sharing government of which
7 Hamas is a member, or that results from an agree-
8 ment with Hamas and over which Hamas exercises
9 undue influence.

10 (2) Notwithstanding the limitation of paragraph
11 (1), assistance may be provided to a power-sharing
12 government only if the President certifies and re-
13 ports to the Committees on Appropriations that such
14 government, including all of its ministers or such
15 equivalent, has publicly accepted and is complying
16 with the principles contained in section 620K(b)(1)
17 (A) and (B) of the Foreign Assistance Act of 1961,
18 as amended.

19 (3) The President may exercise the authority in
20 section 620K(e) of the Foreign Assistance Act of
21 1961, as added by the Palestinian Anti-Terrorism
22 Act of 2006 (Public Law 109–446) with respect to
23 this subsection.

24 (4) Whenever the certification pursuant to
25 paragraph (2) is exercised, the Secretary of State

1 shall submit a report to the Committees on Appro-
2 priations within 120 days of the certification and
3 every quarter thereafter on whether such govern-
4 ment, including all of its ministers or such equiva-
5 lent are continuing to comply with the principles
6 contained in section 620K(b)(1) (A) and (B) of the
7 Foreign Assistance Act of 1961, as amended: *Pro-*
8 *vided*, That the report shall also detail the amount,
9 purposes and delivery mechanisms for any assistance
10 provided pursuant to the abovementioned certifi-
11 cation and a full accounting of any direct support of
12 such government.

13 (5) None of the funds appropriated under titles
14 III through VI of this Act may be obligated for as-
15 sistance for the Palestine Liberation Organization.

16 MIDDLE EAST AND NORTH AFRICA

17 SEC. 7041. (a) EGYPT.—

18 (1) CERTIFICATION AND REPORT.—Funds ap-
19 propriated by this Act that are available for assist-
20 ance for Egypt may be made available notwith-
21 standing any other provision of law restricting as-
22 sistance for Egypt, except for this subsection and
23 section 620M of the Foreign Assistance Act of 1961,
24 and may only be made available for assistance for
25 the Government of Egypt if the Secretary of State

1 certifies and reports to the Committees on Appro-
2 priations that such government is—

3 (A) sustaining the strategic relationship
4 with the United States; and

5 (B) meeting its obligations under the 1979
6 Egypt-Israel Peace Treaty.

7 (2) ECONOMIC SUPPORT FUND.—Of the funds
8 appropriated by this Act under the heading “Eco-
9 nomic Support Fund”, up to \$125,000,000 may be
10 made available for assistance for Egypt, of which up
11 to \$40,000,000 should be made available for higher
12 education programs, including \$15,000,000 for
13 scholarships for Egyptian students with high finan-
14 cial need to attend not-for-profit institutions of high-
15 er education in Egypt that are currently accredited
16 by a regional accrediting agency recognized by the
17 United States Department of Education, or meets
18 standards equivalent to those required for United
19 States institutional accreditation by a regional ac-
20 crediting agency recognized by such Department:
21 *Provided*, That such funds shall be made available
22 for democracy programs, and for development pro-
23 grams in the Sinai: *Provided further*, That such
24 funds may not be made available for cash transfer
25 assistance or budget support unless the Secretary of

1 State certifies and reports to the appropriate con-
2 gressional committees that the Government of Egypt
3 is taking consistent and effective steps to stabilize
4 the economy and implement market-based economic
5 reforms.

6 (3) FOREIGN MILITARY FINANCING PRO-
7 GRAM.—

8 (A) CERTIFICATION.—Of the funds appro-
9 priated by this Act under the heading “Foreign
10 Military Financing Program”, up to
11 \$1,300,000,000, to remain available until Sep-
12 tember 30, 2022, may be made available for as-
13 sistance for Egypt: *Provided*, That such funds
14 may be transferred to an interest bearing ac-
15 count in the Federal Reserve Bank of New
16 York, following consultation with the Commit-
17 tees on Appropriations: *Provided further*, That
18 20 percent of such funds shall be withheld from
19 obligation until the Secretary of State certifies
20 and reports to the Committees on Appropria-
21 tions that the Government of Egypt is taking,
22 on a sustained and effective basis, the steps
23 enumerated under this section in the report ac-
24 companying this Act: *Provided further*, That the
25 certification requirement of this paragraph shall

1 not apply to funds appropriated by this Act
2 under such heading for counterterrorism, bor-
3 der security, and nonproliferation programs for
4 Egypt.

5 (B) WAIVER.—

6 (i) The Secretary of State may waive
7 the certification requirement in subpara-
8 graph (A) with respect to 95 percent of the
9 amount withheld from obligation pursuant
10 to such subparagraph if the Secretary de-
11 termines and reports to the Committees on
12 Appropriations that to do so is important
13 to the national security interest of the
14 United States, and includes in such report
15 a detailed justification for the use of such
16 waiver and the reasons why any of the cer-
17 tification requirements of subparagraph
18 (A) cannot be met: *Provided*, That the re-
19 port required by this paragraph shall be
20 submitted in unclassified form, but may be
21 accompanied by a classified annex.

22 (ii) The remaining 5 percent may only
23 be made available for obligation if the Sec-
24 retary of State determines and reports to
25 the Committees on Appropriations that the

1 Government of Egypt has completed action
2 to provide fair and commensurate com-
3 pensation to American citizen April Corley
4 for injuries suffered by Egyptian armed
5 forces on September 13, 2015: *Provided,*
6 That none of the funds withheld pursuant
7 to subparagraph (A) shall be transferred to
8 the interest bearing account referenced in
9 subparagraph (A) until the determination
10 in the preceding sentence has been pro-
11 vided to the Committees on Appropria-
12 tions.

13 (b) IRAN.—

14 (1) FUNDING.—Funds appropriated by this Act
15 under the headings “Diplomatic Programs”, “Eco-
16 nomic Support Fund”, and “Nonproliferation, Anti-
17 terrorism, Demining and Related Programs” shall
18 be made available for the programs and activities de-
19 scribed under this section in the report accom-
20 panying this Act.

21 (2) REPORTS.—

22 (A) SEMI-ANNUAL REPORT.—The Sec-
23 retary of State shall submit to the Committees
24 on Appropriations the semi-annual report re-
25 quired by section 135(d)(4) of the Atomic En-

1 ergy Act of 1954 (42 U.S.C. 2160e(d)(4)), as
2 added by section 2 of the Iran Nuclear Agree-
3 ment Review Act of 2015 (Public Law 114–17).

4 (B) SANCTIONS REPORT.—Not later than
5 180 days after the date of enactment of this
6 Act, the Secretary of State, in consultation with
7 the Secretary of the Treasury, shall submit to
8 the appropriate congressional committees a re-
9 port on—

10 (i) the status of United States bilat-
11 eral sanctions on Iran;

12 (ii) the reimposition and renewed en-
13 forcement of secondary sanctions; and

14 (iii) the impact such sanctions have
15 had on Iran’s destabilizing activities
16 throughout the Middle East.

17 (c) IRAQ.—

18 (1) PURPOSES.—Funds appropriated under ti-
19 tles III and IV of this Act shall be made available
20 for assistance for Iraq for bilateral economic assist-
21 ance and international security assistance, including
22 in the Kurdistan Region of Iraq and for programs
23 to protect and assist religious and ethnic minority
24 populations in Iraq as described under this section
25 in the report accompanying this Act.

1 (2) BASING RIGHTS AGREEMENT.—None of the
2 funds appropriated or otherwise made available by
3 this Act may be used by the Government of the
4 United States to enter into a permanent basing
5 rights agreement between the United States and
6 Iraq.

7 (d) JORDAN.—Of the funds appropriated by this Act
8 under titles III and IV, not less than \$1,525,000,000 shall
9 be made available for assistance for Jordan, of which not
10 less than \$800,000,000 of the funds appropriated under
11 the heading “Economic Support Fund” shall be made
12 available for budget support for the Government of Jordan
13 and not less than \$425,000,000 shall be made available
14 under the heading “Foreign Military Financing Pro-
15 gram”.

16 (e) LEBANON.—

17 (1) ASSISTANCE.—Funds appropriated under
18 titles III and IV of this Act shall be made available
19 for assistance for Lebanon: *Provided*, That such
20 funds made available under the heading “Economic
21 Support Fund” may be made available notwith-
22 standing section 1224 of the Foreign Relations Au-
23 thorization Act, Fiscal Year 2003 (Public Law 107–
24 228; 22 U.S.C. 2346 note).

25 (2) SECURITY ASSISTANCE.—

1 (A) Funds appropriated by this Act under
2 the headings “International Narcotics Control
3 and Law Enforcement” and “Foreign Military
4 Financing Program” that are made available
5 for assistance for Lebanon may be made avail-
6 able for programs and equipment for the Leba-
7 nese Internal Security Forces (ISF) and the
8 Lebanese Armed Forces (LAF) to address secu-
9 rity and stability requirements in areas affected
10 by conflict in Syria, following consultation with
11 the appropriate congressional committees.

12 (B) Funds appropriated by this Act under
13 the heading “Foreign Military Financing Pro-
14 gram” that are made available for assistance
15 for Lebanon may only be made available for
16 programs to—

17 (i) professionalize the LAF to miti-
18 gate internal and external threats from
19 non-state actors, including Hizballah;

20 (ii) strengthen border security and
21 combat terrorism, including training and
22 equipping the LAF to secure the borders
23 of Lebanon and address security and sta-
24 bility requirements in areas affected by
25 conflict in Syria, interdicting arms ship-

1 ments, and preventing the use of Lebanon
2 as a safe haven for terrorist groups; and
3 (iii) implement United Nations Secu-
4 rity Council Resolution 1701:

5 *Provided*, That prior to obligating funds made
6 available by this subparagraph for assistance
7 for the LAF, the Secretary of State shall sub-
8 mit to the Committees on Appropriations a
9 spend plan, including actions to be taken to en-
10 sure equipment provided to the LAF is used
11 only for the intended purposes, except such plan
12 may not be considered as meeting the notifica-
13 tion requirements under section 7015 of this
14 Act or under section 634A of the Foreign As-
15 sistance Act of 1961, and shall be submitted
16 not later than June 1, 2021: *Provided further*,
17 That any notification submitted pursuant to
18 such section shall include any funds specifically
19 intended for lethal military equipment.

20 (3) LIMITATION.—None of the funds appro-
21 priated by this Act may be made available for the
22 ISF or the LAF if the ISF or the LAF is controlled
23 by a foreign terrorist organization, as designated
24 pursuant to section 219 of the Immigration and Na-
25 tionality Act (8 U.S.C. 1189).

1 (f) LIBYA.—Prior to the initial obligation of funds
2 made available by this Act for assistance for Libya, the
3 Secretary of State shall certify and report to the Commit-
4 tees on Appropriations that all practicable steps have been
5 taken to ensure that mechanisms are in place for moni-
6 toring, oversight, and control of such funds.

7 (g) MOROCCO.—

8 (1) AVAILABILITY AND CONSULTATION RE-
9 QUIREMENT.—Funds appropriated under title III of
10 this Act shall be made available for assistance for
11 the Western Sahara: *Provided*, That not later than
12 90 days after enactment of this Act and prior to the
13 obligation of such funds, the Secretary of State, in
14 consultation with the Administrator of the United
15 States Agency for International Development, shall
16 consult with the Committees on Appropriations on
17 the proposed uses of such funds.

18 (2) FOREIGN MILITARY FINANCING PRO-
19 GRAM.—Funds appropriated by this Act under the
20 heading “Foreign Military Financing Program” that
21 are available for assistance for Morocco may only be
22 used for the purposes requested in the Congressional
23 Budget Justification, Foreign Operations, Fiscal
24 Year 2017.

1 (h) SAUDI ARABIA.—None of the funds appropriated
2 by this Act under the heading “International Military
3 Education and Training” may be made available for as-
4 sistance for the Government of Saudi Arabia.

5 (i) SYRIA.—

6 (1) NON-LETHAL ASSISTANCE.—Funds appro-
7 priated or otherwise made available by this Act may
8 be made available notwithstanding any other provi-
9 sion of law for non-lethal stabilization assistance for
10 Syria, including for emergency medical and rescue
11 response and chemical weapons use investigations.

12 (2) LIMITATIONS.—Funds made available pur-
13 suant to paragraph (1) of this subsection—

14 (A) may not be made available for a
15 project or activity that supports or otherwise le-
16 gitimizes the Government of Iran, foreign ter-
17 rorist organizations (as designated pursuant to
18 section 219 of the Immigration and Nationality
19 Act (8 U.S.C. 1189)), or a proxy of Iran in
20 Syria;

21 (B) may not be made available for activi-
22 ties that further the strategic objectives of the
23 Government of the Russian Federation that
24 may threaten or undermine United States na-
25 tional security interests; and

1 (C) should not be used in areas of Syria
2 controlled by a government led by Bashar al-
3 Assad or associated forces.

4 (3) MONITORING AND OVERSIGHT.—Prior to
5 the obligation of any funds appropriated by this Act
6 and made available for assistance for Syria, the Sec-
7 retary of State shall take all practicable steps to en-
8 sure that mechanisms are in place for monitoring,
9 oversight, and control of such assistance inside
10 Syria.

11 (4) CONSULTATION AND NOTIFICATION.—
12 Funds made available pursuant to this subsection
13 may only be made available following consultation
14 with the appropriate congressional committees, and
15 shall be subject to the regular notification proce-
16 dures of the Committees on Appropriations.

17 (j) TUNISIA.—Of the funds appropriated under titles
18 III and IV of this Act, not less than \$191,400,000 shall
19 be made available for assistance for Tunisia.

20 (k) WEST BANK AND GAZA.—

21 (1) REPORT ON ASSISTANCE.—Prior to the ini-
22 tial obligation of funds made available by this Act
23 under the heading “Economic Support Fund” for
24 assistance for the West Bank and Gaza, the Sec-
25 retary of State shall report to the Committees on

1 Appropriations that the purpose of such assistance
2 is to—

3 (A) advance Middle East peace;

4 (B) improve security in the region;

5 (C) continue support for transparent and
6 accountable government institutions;

7 (D) promote a private sector economy; or

8 (E) address urgent humanitarian needs.

9 (2) LIMITATIONS.—

10 (A)(i) None of the funds appropriated
11 under the heading “Economic Support Fund”
12 in this Act may be made available for assistance
13 for the Palestinian Authority, if after the date
14 of enactment of this Act—

15 (I) the Palestinians obtain the same
16 standing as member states or full member-
17 ship as a state in the United Nations or
18 any specialized agency thereof outside an
19 agreement negotiated between Israel and
20 the Palestinians; or

21 (II) the Palestinians initiate an Inter-
22 national Criminal Court (ICC) judicially
23 authorized investigation, or actively sup-
24 port such an investigation, that subjects

1 Israeli nationals to an investigation for al-
2 leged crimes against Palestinians.

3 (ii) The Secretary of State may waive the
4 restriction in clause (i) of this subparagraph re-
5 sulting from the application of subclause (I) of
6 such clause if the Secretary certifies to the
7 Committees on Appropriations that to do so is
8 in the national security interest of the United
9 States, and submits a report to such Commit-
10 tees detailing how the waiver and the continu-
11 ation of assistance would assist in furthering
12 Middle East peace.

13 (B)(i) The President may waive the provi-
14 sions of section 1003 of the Foreign Relations
15 Authorization Act, Fiscal Years 1988 and 1989
16 (Public Law 100–204) if the President deter-
17 mines and certifies in writing to the Speaker of
18 the House of Representatives, the President pro
19 tempore of the Senate, and the appropriate con-
20 gressional committees that the Palestinians
21 have not, after the date of enactment of this
22 Act—

23 (I) obtained in the United Nations or
24 any specialized agency thereof the same
25 standing as member states or full member-

1 ship as a state outside an agreement nego-
2 tiated between Israel and the Palestinians;
3 and

4 (II) initiated or actively supported an
5 ICC investigation against Israeli nationals
6 for alleged crimes against Palestinians.

7 (ii) Not less than 90 days after the Presi-
8 dent is unable to make the certification pursu-
9 ant to clause (i) of this subparagraph, the
10 President may waive section 1003 of Public
11 Law 100–204 if the President determines and
12 certifies in writing to the Speaker of the House
13 of Representatives, the President pro tempore
14 of the Senate, and the Committees on Appro-
15 priations that the Palestinians have entered
16 into direct and meaningful negotiations with
17 Israel: *Provided*, That any waiver of the provi-
18 sions of section 1003 of Public Law 100–204
19 under clause (i) of this subparagraph or under
20 previous provisions of law must expire before
21 the waiver under the preceding sentence may be
22 exercised.

23 (iii) Any waiver pursuant to this subpara-
24 graph shall be effective for no more than a pe-
25 riod of 6 months at a time and shall not apply

1 beyond 12 months after the enactment of this
2 Act.

3 (3) APPLICATION OF TAYLOR FORCE ACT.—
4 Funds appropriated by this Act under the heading
5 “Economic Support Fund” and made available for
6 assistance for the West Bank and Gaza shall not be
7 made available in contravention of section 1004(a)
8 of the Taylor Force Act (title X of division S of
9 Public Law 115–141).

10 (4) PRIVATE SECTOR PARTNERSHIP PRO-
11 GRAMS.—Funds appropriated by this Act and prior
12 Acts making appropriations for the Department of
13 State, foreign operations, and related programs may
14 be made available for private sector partnership pro-
15 grams for the West Bank and Gaza if such funds
16 are authorized: *Provided*, That funds made available
17 pursuant to this paragraph shall be subject to prior
18 consultation with the appropriate congressional com-
19 mittees, and the regular notification procedures of
20 the Committees on Appropriations.

21 (5) SECURITY REPORT.—The reporting require-
22 ments in section 1404 of the Supplemental Appro-
23 priations Act, 2008 (Public Law 110–252) shall
24 apply to funds made available by this Act, including

1 a description of modifications, if any, to the security
2 strategy of the Palestinian Authority.

3 (6) INCITEMENT REPORT.—Not later than 90
4 days after enactment of this Act, the Secretary of
5 State shall submit a report to the appropriate con-
6 gressional committees detailing steps taken by the
7 Palestinian Authority to counter incitement of vio-
8 lence against Israelis and to promote peace and co-
9 existence with Israel.

10 (l) YEMEN.—Funds appropriated under title III of
11 this Act and prior Acts making appropriations for the De-
12 partment of State, foreign operations, and related pro-
13 grams shall be made available for global health, humani-
14 tarian, and stabilization assistance for Yemen.

15 AFRICA

16 SEC. 7042. (a) AFRICAN GREAT LAKES REGION AS-
17 SISTANCE RESTRICTION.—Funds appropriated by this Act
18 under the heading “International Military Education and
19 Training” for the central government of a country in the
20 African Great Lakes region may be made available only
21 for Expanded International Military Education and Train-
22 ing and professional military education until the Secretary
23 of State determines and reports to the Committees on Ap-
24 propriations that such government is not facilitating or
25 otherwise participating in destabilizing activities in a

1 neighboring country, including aiding and abetting armed
2 groups.

3 (b) CAMEROON.—Funds appropriated under title IV
4 of this Act that are made available for assistance for the
5 armed forces of Cameroon, including the Rapid Interven-
6 tion Battalion, may only be made available to counter re-
7 gional terrorism, including Boko Haram and other Islamic
8 State affiliates, participate in international peacekeeping
9 operations, and for military education and maritime secu-
10 rity programs.

11 (c) CENTRAL AFRICAN REPUBLIC.—Of the funds ap-
12 propriated by this Act under the heading “Economic Sup-
13 port Fund”, not less than \$3,000,000 shall be made avail-
14 able for a contribution to the Special Criminal Court in
15 Central African Republic.

16 (d) LAKE CHAD BASIN COUNTRIES.—Funds appro-
17 priated under titles III and IV of this Act shall be made
18 available, following consultation with the Committees on
19 Appropriations, for assistance for Cameroon, Chad, Niger,
20 and Nigeria for—

21 (1) democracy, development, and health pro-
22 grams;

23 (2) assistance for individuals targeted by for-
24 eign terrorist and other extremist organizations, in-

1 including Boko Haram, consistent with the provisions
2 of section 7059 of this Act;

3 (3) assistance for individuals displaced by vio-
4 lent conflict; and

5 (4) counterterrorism programs.

6 (e) MALAWI.—Of the funds appropriated by this Act
7 under the heading “Development Assistance”, not less
8 than \$60,000,000 shall be made available for assistance
9 for Malawi, of which up to \$10,000,000 shall be made
10 available for higher education programs.

11 (f) SOUTH SUDAN.—

12 (1) ASSISTANCE.—Of the funds appropriated
13 under title III of this Act that are made available
14 for assistance for South Sudan, not less than
15 \$15,000,000 shall be made available for democracy
16 programs and not less than \$8,000,000 shall be
17 made available for conflict mitigation and reconcili-
18 ation programs.

19 (2) LIMITATION ON ASSISTANCE FOR THE CEN-
20 TRAL GOVERNMENT.—Funds appropriated by this
21 Act that are made available for assistance for the
22 central Government of South Sudan may only be
23 made available, following consultation with the Com-
24 mittees on Appropriations, for—

25 (A) humanitarian assistance;

1 (B) health programs, including to prevent,
2 detect, and respond to the Ebola virus disease;

3 (C) assistance to support South Sudan
4 peace negotiations or to advance or implement
5 a peace agreement; and

6 (D) assistance to support implementation
7 of outstanding issues of the Comprehensive
8 Peace Agreement and mutual arrangements re-
9 lated to such agreement:

10 *Provided*, That prior to the initial obligation of
11 funds made available pursuant to subparagraphs (C)
12 and (D), the Secretary of State shall consult with
13 the Committees on Appropriations on the intended
14 uses of such funds and steps taken by such govern-
15 ment to advance or implement a peace agreement.

16 (g) SUDAN.—

17 (1) ASSISTANCE.—Funds appropriated by this
18 Act under title III should be made available to sup-
19 port the civilian-led transition in Sudan, including
20 for assistance for health, democracy, economic
21 growth, agriculture, and education.

22 (2) LIMITATION ON LOANS.—None of the funds
23 appropriated by this Act may be made available for
24 the cost, as defined in section 502 of the Congres-
25 sional Budget Act of 1974, of modifying loans and

1 loan guarantees held by the Government of Sudan,
2 including the cost of selling, reducing, or canceling
3 amounts owed to the United States, and modifying
4 concessional loans, guarantees, and credit agree-
5 ments.

6 (3) CONSULTATION.—Funds appropriated by
7 this Act and prior Acts making appropriations for
8 the Department of State, foreign operations, and re-
9 lated programs that are made available for any new
10 program or activity in Sudan shall be subject to
11 prior consultation with the appropriate congressional
12 committees.

13 (h) ZIMBABWE.—

14 (1) INSTRUCTION.—The Secretary of the Treas-
15 ury shall instruct the United States executive direc-
16 tor of each international financial institution to vote
17 against any extension by the respective institution of
18 any loan or grant to the Government of Zimbabwe,
19 except to meet basic human needs or to promote de-
20 mocracy, unless the Secretary of State certifies and
21 reports to the Committees on Appropriations that
22 the rule of law has been restored, including respect
23 for ownership and title to property, and freedoms of
24 expression, association, and assembly.

1 (2) LIMITATION.—None of the funds appro-
2 priated by this Act shall be made available for as-
3 sistance for the central Government of Zimbabwe,
4 except for health and education, unless the Secretary
5 of State certifies and reports as required in para-
6 graph (1).

7 EAST ASIA AND THE PACIFIC

8 SEC. 7043. (a) BURMA.—

9 (1) BILATERAL ECONOMIC ASSISTANCE.—

10 (A) Funds appropriated under title III of
11 this Act for assistance for Burma—

12 (i) may be made available notwith-
13 standing any other provision of law, except
14 for this subsection, and following consulta-
15 tion with the Committees on Appropria-
16 tions;

17 (ii) may be made available for ethnic
18 groups and civil society in Burma to help
19 sustain ceasefire agreements and further
20 prospects for reconciliation and peace,
21 which may include support to representa-
22 tives of ethnic armed groups for this pur-
23 pose; and

24 (iii) shall be made available for pro-
25 grams to strengthen independent media

1 and civil society organizations, to promote
2 ethnic and religious tolerance, and to com-
3 bat gender-based violence, including in
4 Kachin, Karen, Rakhine, and Shan states
5 and for the purposes enumerated under
6 this section in the report accompanying
7 this Act.

8 (B) Funds appropriated under title III of
9 this Act for assistance for Burma shall be made
10 available for community-based organizations op-
11 erating in Thailand to provide food, medical,
12 and other humanitarian assistance to internally
13 displaced persons in eastern Burma, in addition
14 to assistance for Burmese refugees from funds
15 appropriated by this Act under the heading
16 “Migration and Refugee Assistance”: *Provided,*
17 That such funds may be available for programs
18 to support the return of Kachin, Karen,
19 Rohingya, Shan, and other refugees and inter-
20 nally displaced persons to their locations of ori-
21 gin or preference in Burma only if such returns
22 are voluntary and consistent with international
23 law.

24 (C) Funds appropriated under title III of
25 this Act for assistance for Burma that are

1 made available for assistance for the Govern-
2 ment of Burma to support the implementation
3 of Nationwide Ceasefire Agreement conferences,
4 committees, and other procedures may only be
5 made available if the Secretary of State reports
6 to the Committees on Appropriations that such
7 conferences, committees, and procedures are di-
8 rected toward a sustainable peace and the Gov-
9 ernment of Burma is implementing its commit-
10 ments under such Agreement.

11 (2) INTERNATIONAL SECURITY ASSISTANCE.—

12 None of the funds appropriated by this Act under
13 the headings “International Military Education and
14 Training” and “Foreign Military Financing Pro-
15 gram” may be made available for assistance for
16 Burma: *Provided*, That the Department of State
17 may continue consultations with the armed forces of
18 Burma only on human rights and disaster response
19 in a manner consistent with the prior fiscal year,
20 and following consultation with the appropriate con-
21 gressional committees.

22 (3) LIMITATIONS.—None of the funds appro-
23 priated under title III of this Act for assistance for
24 Burma may be made available to any organization
25 or entity controlled by the armed forces of Burma,

1 or to any individual or organization that has com-
2 mitted a gross violation of human rights or advo-
3 cates violence against ethnic or religious groups or
4 individuals in Burma, as determined by the Sec-
5 retary of State for programs administered by the
6 Department of State and USAID or the President
7 of the National Endowment for Democracy (NED)
8 for programs administered by NED.

9 (4) CONSULTATION.—Any new program or ac-
10 tivity in Burma initiated in fiscal year 2021 shall be
11 subject to prior consultation with the appropriate
12 congressional committees.

13 (b) CAMBODIA.—

14 (1) ASSISTANCE.—Funds appropriated under
15 title III of this Act, shall be made available for as-
16 sistance for Cambodia.

17 (2) DETERMINATION AND EXCEPTIONS.—

18 (A) DETERMINATION.—None of the funds
19 appropriated by this Act that are made avail-
20 able for assistance for the Government of Cam-
21 bodia may be obligated or expended unless the
22 Secretary of State determines and reports to
23 the Committees on Appropriations that such
24 Government is taking effective steps to—

1 (i) strengthen regional security and
2 stability, particularly regarding territorial
3 disputes in the South China Sea and the
4 enforcement of international sanctions with
5 respect to North Korea;

6 (ii) cease violence and harassment
7 against civil society in Cambodia, including
8 the political opposition, and dismiss any
9 politically motivated criminal charges
10 against those who criticize the government;
11 and

12 (iii) respect the rights, freedoms, and
13 responsibilities enshrined in the Constitu-
14 tion of the Kingdom of Cambodia as en-
15 acted in 1993.

16 (B) EXCEPTIONS.—The determination re-
17 quired by subparagraph (A) shall not apply to
18 funds appropriated by this Act and made avail-
19 able for democracy, health, education, and envi-
20 ronment programs, programs to strengthen the
21 sovereignty of Cambodia, and programs to edu-
22 cate and inform the people of Cambodia of the
23 influence efforts of the People’s Republic of
24 China in Cambodia.

1 (3) USES OF FUNDS.—Funds appropriated
2 under title III of this Act for assistance for Cam-
3 bodia may be made available for—

4 (A) research and education programs asso-
5 ciated with the Khmer Rouge in Cambodia; and

6 (B) programs in the Khmer language to
7 monitor, map, and publicize the efforts by the
8 People’s Republic of China to expand its influ-
9 ence in Cambodia.

10 (c) INDO-PACIFIC STRATEGY AND THE COUNTERING
11 CHINESE INFLUENCE FUND.—

12 (1) ASSISTANCE.—Funds appropriated under
13 titles III and IV of this Act shall be made available
14 to support the implementation of the Indo-Pacific
15 Strategy and the Asia Reassurance Initiative Act of
16 2018 (Public Law 115–409).

17 (2) COUNTERING CHINESE INFLUENCE
18 FUND.—Funds appropriated by this Act under the
19 headings “Development Assistance”, “Economic
20 Support Fund”, “International Narcotics Control
21 and Law Enforcement”, and “Foreign Military Fi-
22 nancing Program”, may be made available for a
23 Countering Chinese Influence Fund to counter the
24 influence of the People’s Republic of China globally,

1 which shall be subject to prior consultation with the
2 Committees on Appropriations.

3 (3) RESTRICTION ON USES OF FUNDS.—None
4 of the funds appropriated by this Act and prior Acts
5 making appropriations for the Department of State,
6 foreign operations, and related programs may be
7 made available for any project or activity that di-
8 rectly supports or promotes—

9 (A) the Belt and Road Initiative or any
10 dual-use infrastructure projects of the People’s
11 Republic of China; and

12 (B) the use of technology, including bio-
13 technology, digital, telecommunications, and
14 cyber, developed by the People’s Republic of
15 China unless the Secretary of State, in con-
16 sultation with the USAID Administrator, deter-
17 mines that such use does not adversely impact
18 the national security of the United States.

19 (d) NORTH KOREA.—

20 (1) REPORT.—The Secretary of State shall sub-
21 mit the report required by section 209 of the North
22 Korea Sanctions and Policy Enhancement Act of
23 2016 (Public Law 114–122; 22 U.S.C. 9229) to the
24 Committees on Appropriations.

1 (2) BROADCASTS.—Funds appropriated by this
2 Act under the heading “International Broadcasting
3 Operations” shall be made available to maintain
4 broadcasting hours into North Korea at levels not
5 less than the prior fiscal year.

6 (3) HUMAN RIGHTS PROMOTION AND LIMITA-
7 TION ON USE OF FUNDS.—

8 (A) Funds appropriated by this Act under
9 the headings “Economic Support Fund” and
10 “Democracy Fund” shall be made available for
11 the promotion of human rights in North Korea:
12 *Provided*, That the authority of section
13 7032(b)(1) of this Act shall apply to such
14 funds.

15 (B) None of the funds made available by
16 this Act under the heading “Economic Support
17 Fund” may be made available for assistance for
18 the Government of North Korea.

19 (e) PEOPLE’S REPUBLIC OF CHINA.—

20 (1) LIMITATION ON USE OF FUNDS.—None of
21 the funds appropriated under the heading “Diplo-
22 matic Programs” in this Act may be obligated or ex-
23 pended for processing licenses for the export of sat-
24 ellites of United States origin (including commercial
25 satellites and satellite components) to the People’s

1 Republic of China (PRC) unless, at least 15 days in
2 advance, the Committees on Appropriations are noti-
3 fied of such proposed action.

4 (2) PEOPLE’S LIBERATION ARMY.—None of the
5 funds appropriated or otherwise made available pur-
6 suant to this Act may be used to finance any grant,
7 contract, or cooperative agreement with the People’s
8 Liberation Army (PLA), or any entity that the Sec-
9 retary of State has reason to believe is owned or
10 controlled by, or an affiliate of, the PLA.

11 (3) HONG KONG.—

12 (A) ASSISTANCE.—Funds appropriated by
13 this Act under the heading “Democracy Fund”
14 for the Human Rights and Democracy Fund of
15 the Bureau of Democracy, Human Rights, and
16 Labor, Department of State, shall be made
17 available for democracy programs for Hong
18 Kong, including legal and other support for de-
19 mocracy activists.

20 (B) RESTRICTION.—None of the funds ap-
21 propriated by this Act may be made available to
22 enterprises, organizations, or other entities in
23 Hong Kong that receive funding from, or are
24 supported by, the Government of the PRC.

1 (C) REPORT.—Funds appropriated under
2 title I of this Act shall be made available to pre-
3 pare and submit to Congress the report re-
4 quired by section 301 of the United States-
5 Hong Kong Policy Act of 1992 (22 U.S.C.
6 5731) pursuant to section 7043(f)(4)(B) of the
7 Department of State, Foreign Operations, and
8 Related Programs Appropriations Act, 2020
9 (division G of Public Law 116–94), which shall
10 also include a description of—

11 (i) actions taken by the Government
12 of the PRC and the Hong Kong authorities
13 to implement the decision approved by the
14 National People’s Congress on May 28,
15 2020 for the Hong Kong Special Adminis-
16 tration Region; and

17 (ii) actions taken by the Government
18 of the PRC and the Hong Kong authorities
19 to modify Hong Kong’s existing judicial
20 systems and enforcement mechanisms in
21 order to erode democratic rights and civil
22 liberties protected under Hong Kong Basic
23 Law.

24 (D) VISA RESTRICTION.—Section 7031(c)
25 of this Act shall be construed to apply to gov-

1 ernment officials and their immediate family
2 members about whom the Secretary of State
3 has credible information have been involved in
4 implementing the decision approved by the Na-
5 tional People’s Congress on May 28, 2020 for
6 the Hong Kong Special Administration Region
7 that undermines the autonomy and funda-
8 mental freedoms of the people of Hong Kong:
9 *Provided*, That not later than 60 days after en-
10 actment of this Act, the Secretary shall submit
11 a report to the appropriate congressional com-
12 mittees describing the implementation of this
13 subparagraph.

14 (f) PHILIPPINES.—

15 (1) None of the funds appropriated by this Act
16 under the heading “International Narcotics Control
17 and Law Enforcement” may be made available for
18 counternarcotics assistance for the Philippines, ex-
19 cept for drug demand reduction, maritime law en-
20 forcement, or transnational interdiction.

21 (2)(A) None of the funds appropriated by this
22 Act under the heading “Foreign Military Financing
23 Program” may be made available for assistance for
24 the Government of Philippines unless the Secretary
25 of State determines and reports to the Committees

1 on Appropriations that such Government is taking
2 effective steps to promote human rights and
3 strengthen accountability mechanisms.

4 (B) The Secretary of State may waive the re-
5 striction on assistance required by subparagraph (A)
6 if the Secretary determines and reports to the Com-
7 mittees on Appropriations that providing such as-
8 sistance is important to the national security inter-
9 est of the United States, including a description of
10 the national security interest served.

11 (g) TIBET.—

12 (1) FINANCING OF PROJECTS IN TIBET.—The
13 Secretary of the Treasury should instruct the United
14 States executive director of each international finan-
15 cial institution to use the voice and vote of the
16 United States to support financing of projects in
17 Tibet if such projects do not provide incentives for
18 the migration and settlement of non-Tibetans into
19 Tibet or facilitate the transfer of ownership of Ti-
20 betan land and natural resources to non-Tibetans,
21 are based on a thorough needs-assessment, foster
22 self-sufficiency of the Tibetan people and respect Ti-
23 betan culture and traditions, and are subject to ef-
24 fective monitoring.

25 (2) PROGRAMS FOR TIBETAN COMMUNITIES.—

1 (A) Notwithstanding any other provision of
2 law, of the funds appropriated by this Act
3 under the heading “Economic Support Fund”,
4 not less than \$8,000,000 shall be made avail-
5 able to nongovernmental organizations to sup-
6 port activities which preserve cultural traditions
7 and promote sustainable development, edu-
8 cation, and environmental conservation in Ti-
9 betan communities in the Tibet Autonomous
10 Region and in other Tibetan communities in
11 China.

12 (B) Of the funds appropriated by this Act
13 under the heading “Economic Support Fund”,
14 not less than \$6,000,000 shall be made avail-
15 able for programs to promote and preserve Ti-
16 betan culture and language in the refugee and
17 diaspora Tibetan communities, development,
18 and the resilience of Tibetan communities and
19 the Central Tibetan Administration in India
20 and Nepal, and to assist in the education and
21 development of the next generation of Tibetan
22 leaders from such communities: *Provided*, That
23 such funds are in addition to amounts made
24 available in subparagraph (A) for programs in-
25 side Tibet.

1 (C) Of the funds appropriated by this Act
2 under the heading “Economic Support Fund”,
3 not less than \$3,000,000 shall be made avail-
4 able for programs to strengthen the capacity of
5 the Central Tibetan Administration: *Provided*,
6 That such funds shall be administered by the
7 United States Agency for International Devel-
8 opment.

9 (h) VIETNAM.—Funds appropriated under titles III
10 and IV of this Act and made available for assistance for
11 Vietnam, should be made available for—

12 (1) health and disability programs in areas
13 sprayed with Agent Orange and contaminated with
14 dioxin, to assist individuals with severe upper or
15 lower body mobility impairment or cognitive or de-
16 velopmental disabilities; and

17 (2) activities related to the remediation of
18 dioxin contaminated sites in Vietnam and may be
19 made available for assistance for the Government of
20 Vietnam, including the military, for such purposes,
21 notwithstanding any other provision of law.

22 SOUTH AND CENTRAL ASIA

23 SEC. 7044. (a) AFGHANISTAN.—

24 (1) FUNDING AND LIMITATIONS.—Funds ap-
25 propriated by this Act under the headings “Eco-

1 nomic Support Fund” and “International Narcotics
2 Control and Law Enforcement” that are made avail-
3 able for assistance for Afghanistan—

4 (A) shall be made available to implement
5 the South Asia Strategy, the Revised Strategy
6 for United States Engagement in Afghanistan,
7 and the United States Agency for International
8 Development Country Development Cooperation
9 Strategy for Afghanistan, or any updated sub-
10 sequent strategy;

11 (B) shall be made available to continue
12 support for institutions of higher education in
13 Kabul, Afghanistan that are accessible to both
14 women and men in a coeducational environ-
15 ment, including for the costs for operations and
16 security for such institutions;

17 (C) shall be made available for programs
18 that protect and strengthen the rights of Af-
19 ghan women and girls and promote the political
20 and economic empowerment of women including
21 their meaningful inclusion in political processes:
22 *Provided*, That such assistance to promote the
23 economic empowerment of women shall be made
24 available as grants to Afghan organizations, to
25 the maximum extent practicable;

1 (D) shall be made available to support
2 long-term development assistance programs in
3 areas previously under the control of the
4 Taliban: *Provided*, That such funds may be
5 made available notwithstanding any other provi-
6 sion of law and following consultation with the
7 Committees on Appropriation; and

8 (E) may not be made available for any
9 program, project, or activity pursuant to section
10 7044(a)(1)(C) of the Department of State, For-
11 eign Operations, and Related Programs Appro-
12 priations Act, 2019 (division F of Public Law
13 116–6).

14 (2) AFGHAN WOMEN.—

15 (A) IN GENERAL.—The Secretary of State
16 shall promote the meaningful participation of
17 Afghan women in ongoing peace and reconcili-
18 ation processes in Afghanistan in a manner
19 consistent with the Women, Peace, and Security
20 Act of 2017 (Public Law 115–68), including
21 advocacy for the inclusion of Afghan women
22 leaders in ongoing and future dialogue and ne-
23 gotiations and efforts to ensure that any long-
24 term peace agreement reached between the Af-
25 ghan Government and the Taliban protects the

1 rights of women and girls and ensures their
2 freedom of movement, rights to education and
3 work, and access to healthcare and legal rep-
4 resentation.

5 (B) ASSISTANCE.—Funds appropriated by
6 this Act and prior Acts making appropriations
7 for the Department of State, foreign operations,
8 and related programs under the heading “Eco-
9 nomic Support Fund” shall be made available
10 for an endowment pursuant to paragraph
11 (3)(A)(iv) of this subsection for an institution
12 of higher education in Kabul, Afghanistan that
13 is accessible to both women and men in a co-
14 educational environment: *Provided*, That such
15 endowment shall be established in partnership
16 with a United States-based American higher
17 education institution that will serve on its board
18 of trustees: *Provided further*, That prior to the
19 obligation of funds for such an endowment, the
20 Administrator of the United States Agency for
21 International Development shall submit a re-
22 port to the Committees on Appropriations de-
23 scribing the governance structure, including a
24 proposed board of trustees, and financial safe-
25 guards, including regular audit and reporting

1 requirements, in any endowment agreement:
2 *Provided further*, That the USAID Adminis-
3 trator shall provide a report on the expenditure
4 of funds generated from such an endowment to
5 the Committees on Appropriations on an annual
6 basis.

7 (3) AUTHORITIES.—

8 (A) Funds appropriated by this Act under
9 titles III through VI that are made available for
10 assistance for Afghanistan may be made avail-
11 able—

12 (i) notwithstanding section 7012 of
13 this Act or any similar provision of law
14 and section 660 of the Foreign Assistance
15 Act of 1961;

16 (ii) for reconciliation programs and
17 disarmament, demobilization, and re-
18 integration activities for former combat-
19 ants who have renounced violence against
20 the Government of Afghanistan, including
21 in accordance with section
22 7046(a)(2)(B)(ii) of the Department of
23 State, Foreign Operations, and Related
24 Programs Appropriations Act, 2012 (divi-
25 sion I of Public Law 112–74);

1 (iii) for an endowment to empower
2 women and girls; and

3 (iv) for an endowment for higher edu-
4 cation.

5 (B) Section 7046(a)(2)(A) of the Depart-
6 ment of State, Foreign Operations, and Related
7 Programs Appropriations Act, 2012 (division I
8 of Public Law 112–74) shall apply to funds ap-
9 propriated by this Act for assistance for Af-
10 ghanistan.

11 (C) Of the funds appropriated by this Act
12 under the heading “Diplomatic Programs”, up
13 to \$3,000,000 may be transferred to any other
14 appropriation of any department or agency of
15 the United States Government, upon the con-
16 currence of the head of such department or
17 agency, to support operations in, and assistance
18 for, Afghanistan and to carry out the provisions
19 of the Foreign Assistance Act of 1961: *Pro-*
20 *vided*, That any such transfer shall be subject
21 to the regular notification procedures of the
22 Committees on Appropriations.

23 (4) STRATEGY.—Not later than 45 days after
24 the date of enactment of this Act, the Secretary of
25 State, in consultation with the Administrator of the

1 United States Agency for International Develop-
2 ment, shall submit to the appropriate congressional
3 committees a comprehensive, multi-year strategy for
4 diplomatic and development engagement with Af-
5 ghanistan that reflects the agreement between the
6 United States Government and the Taliban, as well
7 as on-going intra-Afghan negotiations: *Provided*,
8 That such strategy shall include information regard-
9 ing, but not limited to, the inclusion of women in
10 intra-Afghan negotiations, political concessions be-
11 tween the Afghan government and the Taliban, and
12 expected Department of State and United States
13 military presence in Afghanistan.

14 (5) BASING RIGHTS AGREEMENT.—None of the
15 funds made available by this Act may be used by the
16 United States Government to enter into a perma-
17 nent basing rights agreement between the United
18 States and Afghanistan.

19 (b) BANGLADESH.—Funds appropriated under titles
20 III and IV of this Act shall be made available for—

21 (1) programs to address the needs of commu-
22 nities impacted by refugees from Burma;

23 (2) programs to protect freedom of expression
24 and due process of law; and

1 (3) democracy programs, of which not less than
2 \$2,000,000 shall be made available for such pro-
3 grams for the Rohingya community in Bangladesh.

4 (c) NEPAL.—Funds appropriated under titles III and
5 IV of this Act shall be made available for assistance for
6 Nepal, including for development and democracy pro-
7 grams.

8 (d) PAKISTAN.—The terms and conditions of section
9 7044(c) of the Department of State, Foreign Operations,
10 and Related Programs Appropriations Act, 2019 (division
11 F of Public Law 116–6) shall continue in effect during
12 fiscal year 2021.

13 (e) SRI LANKA.—

14 (1) ASSISTANCE.—Funds appropriated under
15 title III of this Act shall be made available for as-
16 sistance for Sri Lanka for democracy and economic
17 development programs, particularly in areas recov-
18 ering from ethnic and religious conflict: *Provided*,
19 That such funds shall be made available for pro-
20 grams to assist in the identification and resolution
21 of cases of missing persons.

22 (2) DETERMINATION.—Funds appropriated by
23 this Act for assistance for the central Government of
24 Sri Lanka, except for funds made available for hu-
25 manitarian assistance, victims of trauma, and tech-

1 nical assistance to promote fiscal transparency and
2 sovereignty, may be made available only if the Sec-
3 retary of State determines and reports to the Com-
4 mittees on Appropriations that such Government is
5 taking effective and consistent steps to—

6 (A) respect and uphold the rights and free-
7 doms of the people of Sri Lanka regardless of
8 ethnicity and religious belief, including by inves-
9 tigating violations of human rights and holding
10 perpetrators of such violations accountable;

11 (B) assert its sovereignty against inter-
12 ference by the People’s Republic of China; and

13 (C) promote reconciliation between ethnic
14 and religious groups arising from past conflict
15 in Sri Lanka, including by addressing land con-
16 fiscation and ownership issues, resolving cases
17 of missing persons, and reducing the presence
18 of the armed forces in former conflict zones.

19 (3) INTERNATIONAL SECURITY ASSISTANCE.—

20 Funds appropriated under title IV of this Act that
21 are available for assistance for Sri Lanka shall be
22 subject to the following conditions—

23 (A) not to exceed \$500,000 may be made
24 available under the heading “Foreign Military
25 Financing Program” only for programs to sup-

1 port humanitarian and disaster response pre-
2 paredness and maritime security, including
3 professionalization and training for the navy
4 and coast guard; and

5 (B) funds under the heading “Peace-
6 keeping Operations” may only be made avail-
7 able subject to the regular notification proce-
8 dures of the Committees on Appropriations.

9 (f) REGIONAL PROGRAMS.—Funds appropriated by
10 this Act shall be made available for assistance for Afghani-
11 stan, Pakistan, and other countries in South and Central
12 Asia to significantly increase the recruitment, training,
13 and retention of women in the judiciary, police, and other
14 security forces, and to train judicial and security personnel
15 in such countries to prevent and address gender-based vio-
16 lence, human trafficking, and other practices that dis-
17 proportionately harm women and girls.

18 LATIN AMERICA AND THE CARIBBEAN

19 SEC. 7045. (a) CENTRAL AMERICA.—

20 (1) ASSISTANCE.—

21 (A) FISCAL YEAR 2021.—Of the funds ap-
22 propriated by this Act under titles III and IV,
23 not less than \$519,885,000 shall be made avail-
24 able for assistance for Central America, includ-
25 ing through the Central America Regional Se-

1 curity Initiative, of which not less than
2 \$420,790,000 shall be for assistance for El Sal-
3 vador, Guatemala, and Honduras: *Provided*,
4 That such assistance shall be prioritized for
5 programs and activities that addresses the key
6 factors that contribute to the migration of un-
7 accompanied, undocumented minors to the
8 United States and such funds shall be made
9 available for global health, humanitarian, devel-
10 opment, democracy, border security, and law
11 enforcement programs for such countries, in-
12 cluding for programs to reduce violence against
13 women and girls and to combat corruption, and
14 for support of commissions against corruption
15 and impunity, as appropriate: *Provided further*,
16 That not less than \$45,000,000 shall be for
17 support of offices of Attorneys General and of
18 other entities and activities to combat corrup-
19 tion and impunity in such countries.

20 (B) FISCAL YEAR 2020.—Section
21 7045(a)(1)(A) of the Department of State, For-
22 eign Operations, and Related Programs Appro-
23 priations Act, 2020 (division G of Public Law
24 116–94) is amended by striking “\$519,885,000

1 should” and inserting in lieu thereof
2 “\$519,885,000 shall”.

3 (2) NORTHERN TRIANGLE.—

4 (A) LIMITATION ON ASSISTANCE TO CER-
5 TAIN CENTRAL GOVERNMENTS.—Of the funds
6 made available pursuant to paragraph (1)
7 under the heading “Economic Support Fund”
8 and under title IV of this Act that are made
9 available for assistance for each of the central
10 governments of El Salvador, Guatemala, and
11 Honduras, 50 percent may only be obligated
12 after the Secretary of State certifies and re-
13 ports to the appropriate congressional commit-
14 tees that such government is—

15 (i) combating corruption and impu-
16 nity, including prosecuting corrupt govern-
17 ment officials;

18 (ii) implementing reforms, policies,
19 and programs to increase transparency and
20 strengthen public institutions;

21 (iii) protecting the rights of civil soci-
22 ety, opposition political parties, and the
23 independence of the media;

1 (iv) providing effective and account-
2 able law enforcement and security for its
3 citizens, and upholding due process of law;

4 (v) implementing policies to reduce
5 poverty and promote equitable economic
6 growth and opportunity;

7 (vi) supporting the independence of
8 the judiciary and of electoral institutions;

9 (vii) improving border security;

10 (viii) combating human smuggling
11 and trafficking and countering the activi-
12 ties of criminal gangs, drug traffickers,
13 and transnational criminal organizations;
14 and

15 (ix) informing its citizens of the dan-
16 gers of the journey to the southwest border
17 of the United States.

18 (B) REPROGRAMMING.—If the Secretary is
19 unable to make the certification required by
20 subparagraph (A) for one or more of the gov-
21 ernments, such assistance for such central gov-
22 ernment shall be reprogrammed for assistance
23 for other countries in Latin America and the
24 Caribbean, notwithstanding the minimum fund-
25 ing requirements of this subsection and of sec-

1 tion 7019 of this Act: *Provided*, That any such
2 reprogramming shall be subject to the regular
3 notification procedures of the Committees on
4 Appropriations.

5 (C) EXCEPTIONS.—The limitation of sub-
6 paragraph (A) shall not apply to funds appro-
7 priated by this Act that are made available
8 for—

9 (i) the International Commission
10 Against Impunity in El Salvador, and sup-
11 port of offices of Attorneys General and of
12 other entities and activities related to com-
13 bating corruption and impunity;

14 (ii) programs to combat gender-based
15 violence;

16 (iii) humanitarian assistance; and

17 (iv) food security programs.

18 (D) FOREIGN MILITARY FINANCING PRO-
19 GRAM.—None of the funds appropriated by this
20 Act under the heading “Foreign Military Fi-
21 nancing Program” may be made available for
22 assistance for El Salvador, Guatemala, or Hon-
23 duras.

24 (3) COSTA RICA.—The Secretary of State shall
25 report to the Committees on Appropriations in writ-

1 ing on American citizens detained in Costa Rica:
2 *Provided*, That such report shall include the number
3 of American citizens known to be detained and
4 whether such individuals are serving sentences or in
5 pre-trial detention, provided regular access to United
6 States Consular officers, being treated humanely,
7 and afforded access to legal representation: *Provided*
8 *further*, That such report shall be updated every 45
9 days until September 30, 2022: *Provided further*,
10 That such report shall be submitted in unclassified
11 form, but may include a classified annex.

12 (b) COLOMBIA.—

13 (1) ASSISTANCE.—Of the funds appropriated by
14 this Act under titles III and IV, not less than
15 \$457,253,000 shall be made available for assistance
16 for Colombia: *Provided*, That such funds shall be
17 made available for the programs and activities de-
18 scribed under this section in the report accom-
19 panying this Act.

20 (2) WITHHOLDING OF FUNDS.—

21 (A) COUNTERNARCOTICS.—Of the funds
22 appropriated by this Act under the heading
23 “International Narcotics Control and Law En-
24 forcement” and made available for assistance
25 for Colombia, 20 percent may be obligated only

1 after the Secretary of State determines and re-
2 ports to the Committees on Appropriations that
3 the Government of Colombia is continuing to
4 implement a national whole-of-government
5 counternarcotics strategy intended to reduce by
6 50 percent cocaine production and coca cultiva-
7 tion levels in Colombia by 2023 and such pro-
8 gram is not in violation of the 2016 peace ac-
9 cord between the Government of Colombia and
10 the Revolutionary Armed Forces of Colombia.

11 (B) HUMAN RIGHTS.—Of the funds appro-
12 priated by this Act under the heading “Foreign
13 Military Financing Program” and made avail-
14 able for assistance for Colombia, 20 percent
15 may be obligated only after the Secretary of
16 State determines and reports to the Committees
17 on Appropriations that—

18 (i) the Special Jurisdiction for Peace
19 and other judicial authorities are taking ef-
20 fective steps to hold accountable perpetra-
21 tors of gross violations of human rights in
22 a manner consistent with international law,
23 including for command responsibility, and
24 sentence them to deprivation of liberty;

1 (ii) the Government of Colombia is
2 taking effective steps to prevent attacks
3 against human rights defenders and other
4 civil society activists, trade unionists, and
5 journalists, and judicial authorities are
6 prosecuting those responsible for such at-
7 tacks;

8 (iii) the Government of Colombia is
9 taking effective steps to protect Afro-Co-
10 lombian and indigenous communities and
11 is respecting their rights and territory;

12 (iv) senior military officers responsible
13 for ordering, committing, and covering up
14 cases of false positives are being held ac-
15 countable, including removal from active
16 duty if found guilty through criminal or
17 disciplinary proceedings; and

18 (v) the Government of Colombia has
19 investigated and is taking steps to hold ac-
20 countable Government officials credibly al-
21 leged to have directed, authorized, or con-
22 ducted illegal surveillance of political oppo-
23 nents, government officials, journalists,
24 and human rights defenders, including the
25 use of assets provided by the United States

1 for combating counterterrorism and coun-
2 ternarcotics for such purposes.

3 (3) EXCEPTIONS.—The limitations of para-
4 graph (2) shall not apply to funds made available for
5 aviation instruction and maintenance, and maritime
6 and riverine security programs.

7 (4) AUTHORITY.—Aircraft supported by funds
8 appropriated by this Act and prior Acts making ap-
9 propriations for the Department of State, foreign
10 operations, and related programs and made available
11 for assistance for Colombia may be used to trans-
12 port personnel and supplies involved in drug eradi-
13 cation and interdiction, including security for such
14 activities, and to provide transport in support of al-
15 ternative development programs and investigations
16 by civilian judicial authorities.

17 (c) HAITI.—

18 (1) CERTIFICATION.—The certification require-
19 ment contained in section 7045(e)(1) of the Depart-
20 ment of State, Foreign Operations, and Related Pro-
21 grams Appropriations Act, 2020 (division G of Pub-
22 lic Law 116–94) shall continue in effect during fis-
23 cal year 2021 and shall apply to funds appropriated
24 by this Act under the headings “Development As-

1 sistance” and “Economic Support Fund” that are
2 made available for assistance for Haiti.

3 (2) HAITIAN COAST GUARD.—The Government
4 of Haiti shall be eligible to purchase defense articles
5 and services under the Arms Export Control Act (22
6 U.S.C. 2751 et seq.) for the Coast Guard.

7 (3) LIMITATION.—None of the funds made
8 available by this Act may be used to provide assist-
9 ance to the armed forces of Haiti.

10 (d) THE CARIBBEAN.—Of the funds appropriated by
11 this Act under titles III and IV, not less than \$74,800,000
12 shall be made available for the Caribbean Basin Security
13 Initiative.

14 (e) VENEZUELA.—

15 (1) Of the funds appropriated by this Act under
16 the heading “Economic Support Fund”, not less
17 than \$30,000,000 shall be made available for democ-
18 racy programs for Venezuela.

19 (2) Funds appropriated under title III of this
20 Act and prior Acts making appropriations for the
21 Department of State, foreign operations, and related
22 programs shall be made available for assistance for
23 communities in countries supporting or otherwise
24 impacted by refugees from Venezuela, including Co-
25 lombia, Peru, Ecuador, Curacao, and Trinidad and

1 Tobago: *Provided*, That such amounts are in addi-
2 tion to funds otherwise made available for assistance
3 for such countries, subject to prior consultation
4 with, and the regular notification procedures of, the
5 Committees on Appropriations.

6 EUROPE AND EURASIA

7 SEC. 7046. (a) GEORGIA.—

8 (1) ASSISTANCE.—Of the funds appropriated by
9 this Act under titles III and IV, not less than
10 \$132,025,000 shall be made available for assistance
11 for Georgia.

12 (2) WITHHOLDING OF FUNDS.—Of the funds
13 appropriated by this Act under the heading “Assist-
14 ance to Europe, Eurasia and Central Asia” and
15 made available for assistance for the central Govern-
16 ment of Georgia, 15 percent may not be obligated
17 until the Secretary of State determines and reports
18 to the Committees on Appropriations that such gov-
19 ernment is taking effective steps to—

20 (A) strengthen democratic institutions as
21 described under this section in the report ac-
22 companying this Act;

23 (B) combat corruption within the govern-
24 ment, including in the application of anti-cor-
25 ruption laws and regulations; and

1 (C) ensure the rule of law in the private
2 sector is consistent with internationally recog-
3 nized standards, including protecting the rights
4 of foreign businesses to operate free from har-
5 assment and to fully realize all due commercial
6 and financial benefits resulting from invest-
7 ments made in Georgia.

8 (3) EXEMPTIONS.—The withholding in para-
9 graph (2) of this subsection shall not apply to pro-
10 grams that support democracy, the rule of law, civil
11 society and the media, or programs to reduce gen-
12 der-based violence and to protect vulnerable popu-
13 lations.

14 (4) WAIVER.—The Secretary may waive the ap-
15 plication of paragraph (2) if the Secretary deter-
16 mines and reports to the Committees on Appropria-
17 tions that to do so is important to the national inter-
18 est of the United States, including a description of
19 the national interest served.

20 (b) UKRAINE.—Of the funds appropriated by this Act
21 under titles III and IV, not less than \$453,000,000 shall
22 be made available for assistance for Ukraine.

23 (c) TERRITORIAL INTEGRITY.—None of the funds ap-
24 propriated by this Act may be made available for assist-
25 ance for a government of an Independent State of the

1 former Soviet Union if such government directs any action
2 in violation of the territorial integrity or national sov-
3 ereignty of any other Independent State of the former So-
4 viet Union, such as those violations included in the Hel-
5 sinki Final Act: *Provided*, That except as otherwise pro-
6 vided in section 7047(a) of this Act, funds may be made
7 available without regard to the restriction in this sub-
8 section if the President determines that to do so is in the
9 national security interest of the United States: *Provided*
10 *further*, That prior to executing the authority contained
11 in the previous proviso, the Secretary of State shall con-
12 sult with the Committees on Appropriations on how such
13 assistance supports the national security interest of the
14 United States.

15 (d) SECTION 907 OF THE FREEDOM SUPPORT
16 ACT.—Section 907 of the FREEDOM Support Act (22
17 U.S.C. 5812 note) shall not apply to—

18 (1) activities to support democracy or assist-
19 ance under title V of the FREEDOM Support Act
20 (22 U.S.C. 5851 et seq.) and section 1424 of the
21 Defense Against Weapons of Mass Destruction Act
22 of 1996 (50 U.S.C. 2333) or non-proliferation as-
23 sistance;

1 (2) any assistance provided by the Trade and
2 Development Agency under section 661 of the For-
3 eign Assistance Act of 1961;

4 (3) any activity carried out by a member of the
5 United States and Foreign Commercial Service while
6 acting within his or her official capacity;

7 (4) any insurance, reinsurance, guarantee, or
8 other assistance provided by the United States
9 International Development Finance Corporation as
10 authorized by the BUILD Act of 2018 (division F
11 of Public Law 115–254);

12 (5) any financing provided under the Export-
13 Import Bank Act of 1945 (Public Law 79–173); or

14 (6) humanitarian assistance.

15 (e) TURKEY.—

16 (1) None of the funds made available by this
17 Act may be used to facilitate or support the sale of
18 defense articles or defense services to the Turkish
19 Presidential Protection Directorate (TPPD) under
20 Chapter 2 of the Arms Export Control Act (22
21 U.S.C. 2761 et seq.) unless the Secretary of State
22 determines and reports to the appropriate congres-
23 sional committees that members of the TPPD who
24 are named in the July 17, 2017, indictment by the
25 Superior Court of the District of Columbia, and

1 against whom there are pending charges, have re-
2 turned to the United States to stand trial in connec-
3 tion with the offenses contained in such indictment
4 or have otherwise been brought to justice: *Provided,*
5 That the limitation in this paragraph shall not apply
6 to the use of funds made available by this Act for
7 border security purposes, for North Atlantic Treaty
8 Organization or coalition operations, or to enhance
9 the protection of United States officials and facilities
10 in Turkey.

11 (2) None of the funds appropriated or otherwise
12 made available by this Act and prior Acts making
13 appropriations for the Department of State, foreign
14 operations, and related programs, may be made
15 available to transfer or deliver, or to facilitate the
16 transfer or delivery of, F-35 aircraft to Turkey, in-
17 cluding any defense articles or services related to
18 such aircraft, until the Secretary of State certifies to
19 the appropriate congressional committees that the
20 Government of Turkey no longer possesses the Rus-
21 sian S-400 missile defense system or any other
22 equipment, materials, or personnel associated with
23 such system and has provided credible assurances
24 that the Government of Turkey will not in the future
25 accept delivery of such system.

1 COUNTERING RUSSIAN INFLUENCE AND AGGRESSION

2 SEC. 7047. (a) LIMITATION.—Notwithstanding sec-
3 tion 7068(a) of this Act, none of the funds appropriated
4 by this Act may be made available for assistance for the
5 central Government of the Russian Federation.

6 (b) ANNEXATION OF CRIMEA.—

7 (1) PROHIBITION.—None of the funds appro-
8 priated by this Act may be made available for assist-
9 ance for the central government of a country that
10 the Secretary of State determines and reports to the
11 Committees on Appropriations has taken affirmative
12 steps intended to support or be supportive of the
13 Russian Federation annexation of Crimea or other
14 territory in Ukraine: *Provided*, That except as other-
15 wise provided in subsection (a), the Secretary may
16 waive the restriction on assistance required by this
17 paragraph if the Secretary determines and reports to
18 such Committees that to do so is in the national in-
19 terest of the United States, and includes a justifica-
20 tion for such interest.

21 (2) LIMITATION.—None of the funds appro-
22 priated by this Act may be made available for—

23 (A) the implementation of any action or
24 policy that recognizes the sovereignty of the

1 Russian Federation over Crimea or other terri-
2 tory in Ukraine;

3 (B) the facilitation, financing, or guarantee
4 of United States Government investments in
5 Crimea or other territory in Ukraine under the
6 control of Russian-backed separatists, if such
7 activity includes the participation of Russian
8 Government officials, or other Russian owned
9 or controlled financial entities; or

10 (C) assistance for Crimea or other terri-
11 tory in Ukraine under the control of Russian-
12 backed separatists, if such assistance includes
13 the participation of Russian Government offi-
14 cials, or other Russian owned or controlled fi-
15 nancial entities.

16 (3) INTERNATIONAL FINANCIAL INSTITU-
17 TIONS.—The Secretary of the Treasury shall in-
18 struct the United States executive directors of each
19 international financial institution to use the voice
20 and vote of the United States to oppose any assist-
21 ance by such institution (including any loan, credit,
22 or guarantee) for any program that violates the sov-
23 ereignty or territorial integrity of Ukraine.

24 (4) DURATION.—The requirements and limita-
25 tions of this subsection shall cease to be in effect if

1 the Secretary of State determines and reports to the
2 Committees on Appropriations that the Government
3 of Ukraine has reestablished sovereignty over Cri-
4 mea and other territory in Ukraine under the con-
5 trol of Russian-backed separatists.

6 (c) OCCUPATION OF THE GEORGIAN TERRITORIES OF
7 ABKHAZIA AND TSKHINVALI REGION/SOUTH OSSETIA.—

8 (1) PROHIBITION.—None of the funds appro-
9 priated by this Act may be made available for assist-
10 ance for the central government of a country that
11 the Secretary of State determines and reports to the
12 Committees on Appropriations has recognized the
13 independence of, or has established diplomatic rela-
14 tions with, the Russian Federation occupied Geor-
15 gian territories of Abkhazia and Tskhinvali Region/
16 South Ossetia: *Provided*, That the Secretary shall
17 publish on the Department of State website a list of
18 any such central governments in a timely manner:
19 *Provided further*, That except as otherwise provided
20 in subsection (a), the Secretary may waive the re-
21 striction on assistance required by this paragraph if
22 the Secretary determines and reports to the Com-
23 mittees on Appropriations that to do so is in the na-
24 tional interest of the United States, and includes a
25 justification for such interest.

1 (2) LIMITATION.—None of the funds appro-
2 priated by this Act may be made available to sup-
3 port the Russian Federation occupation of the Geor-
4 gian territories of Abkhazia and Tskhinvali Region/
5 South Ossetia.

6 (3) INTERNATIONAL FINANCIAL INSTITU-
7 TIONS.—The Secretary of the Treasury shall in-
8 struct the United States executive directors of each
9 international financial institution to use the voice
10 and vote of the United States to oppose any assist-
11 ance by such institution (including any loan, credit,
12 or guarantee) for any program that violates the sov-
13 ereignty and territorial integrity of Georgia.

14 (d) COUNTERING RUSSIAN INFLUENCE FUND.—

15 (1) ASSISTANCE.—Of the funds appropriated by
16 this Act under the headings “Assistance for Europe,
17 Eurasia and Central Asia”, “International Narcotics
18 Control and Law Enforcement”, “International Mili-
19 tary Education and Training”, and “Foreign Mili-
20 tary Financing Program”, not less than
21 \$290,000,000 shall be made available to carry out
22 the purposes of the Countering Russian Influence
23 Fund, as authorized by section 254 of the Coun-
24 tering Russian Influence in Europe and Eurasia Act
25 of 2017 (Public Law 115–44; 22 U.S.C. 9543) and

1 notwithstanding the country limitation in subsection
2 (b) of such section, and programs to enhance the ca-
3 pacity of law enforcement and security forces in
4 countries in Europe, Eurasia, and Central Asia and
5 strengthen security cooperation between such coun-
6 tries and the United States and the North Atlantic
7 Treaty Organization, as appropriate.

8 (2) ECONOMICS AND TRADE.—Funds appro-
9 priated by this Act and made available for assistance
10 for the Eastern Partnership countries shall be made
11 available to advance the implementation of Associa-
12 tion Agreements and trade agreements with the Eu-
13 ropean Union, and to reduce their vulnerability to
14 external economic and political pressure from the
15 Russian Federation.

16 (e) DEMOCRACY PROGRAMS.—Funds appropriated by
17 this Act shall be made available to support democracy pro-
18 grams in the Russian Federation and other countries in
19 Europe, Eurasia, and Central Asia, including to promote
20 Internet freedom: *Provided*, That of the funds appro-
21 priated under the heading “Assistance for Europe, Eur-
22 asia and Central Asia”, not less than \$20,000,000 shall
23 be made available to strengthen democracy and civil soci-
24 ety in Central Europe, including for transparency, inde-

1 pendent media, rule of law, minority rights, and programs
2 to combat anti-Semitism.

3 UNITED NATIONS

4 SEC. 7048. (a) TRANSPARENCY AND ACCOUNT-
5 ABILITY.—Not later than 180 days after enactment of this
6 Act, the Secretary of State shall report to the Committees
7 on Appropriations whether each organization, department,
8 or agency receiving a contribution from funds appro-
9 priated by this Act under the headings “Contributions to
10 International Organizations” and “International Organi-
11 zations and Programs” is—

12 (1) posting on a publicly available website, con-
13 sistent with privacy regulations and due process,
14 regular financial and programmatic audits of such
15 organization, department, or agency, and providing
16 the United States Government with necessary access
17 to such financial and performance audits;

18 (2) effectively implementing and enforcing poli-
19 cies and procedures which meet or exceed best prac-
20 tices in the United States for the protection of whis-
21 tleblowers from retaliation, including—

22 (A) protection against retaliation for inter-
23 nal and lawful public disclosures;

24 (B) legal burdens of proof;

1 (C) statutes of limitation for reporting re-
2 tialiation;

3 (D) access to binding independent adju-
4 dicative bodies, including shared cost and selec-
5 tion of external arbitration; and

6 (E) results that eliminate the effects of
7 proven retaliation, including provision for the
8 restoration of prior employment; and

9 (3) effectively implementing and enforcing poli-
10 cies and procedures on the appropriate use of travel
11 funds, including restrictions on first-class and busi-
12 ness-class travel.

13 (b) RESTRICTIONS ON UNITED NATIONS DELEGA-
14 TIONS AND ORGANIZATIONS.—

15 (1) RESTRICTIONS ON UNITED STATES DELEGA-
16 TIONS.—None of the funds made available by this
17 Act may be used to pay expenses for any United
18 States delegation to any specialized agency, body, or
19 commission of the United Nations if such agency,
20 body, or commission is chaired or presided over by
21 a country, the government of which the Secretary of
22 State has determined, for purposes of section
23 1754(e) of the Export Reform Control Act of 2018
24 (50 U.S.C. 4813(e)), supports international ter-
25 rorism.

1 (2) RESTRICTIONS ON CONTRIBUTIONS.—None
2 of the funds made available by this Act may be used
3 by the Secretary of State as a contribution to any
4 organization, agency, commission, or program within
5 the United Nations system if such organization,
6 agency, commission, or program is chaired or pre-
7 sided over by a country the government of which the
8 Secretary of State has determined, for purposes of
9 section 620A of the Foreign Assistance Act of 1961,
10 section 40 of the Arms Export Control Act, section
11 1754(c) of the Export Reform Control Act of 2018
12 (50 U.S.C. 4813(c)), or any other provision of law,
13 is a government that has repeatedly provided sup-
14 port for acts of international terrorism.

15 (3) WAIVER.—The Secretary of State may
16 waive the restriction in this subsection if the Sec-
17 retary determines and reports to the Committees on
18 Appropriations that to do so is important to the na-
19 tional interest of the United States, including a de-
20 scription of the national interest served.

21 (c) UNITED NATIONS HUMAN RIGHTS COUNCIL.—
22 Funds appropriated by this Act shall be made available
23 in support of the United Nations Human Rights Council
24 unless the Secretary of State determines and reports to
25 the Committees on Appropriations that participation in

1 the Council does not serve the national interest of the
2 United States and that such Council is neither taking sig-
3 nificant steps to remove Israel as a permanent agenda
4 item nor taking actions to ensure integrity in the election
5 of members to such Council: *Provided*, That such report
6 shall include a description of how the national interest is
7 better served by the United States not being a member
8 of the Council: *Provided further*, That the Secretary of
9 State shall report to the Committees on Appropriations
10 not later than September 30, 2021, on the resolutions con-
11 sidered in the United Nations Human Rights Council dur-
12 ing the previous 12 months, and on steps taken to remove
13 Israel as a permanent agenda item and ensure integrity
14 in the election of members to such Council.

15 (d) UNITED NATIONS RELIEF AND WORKS AGEN-
16 CY.—Funds appropriated by this Act under title III shall
17 be made available to the United Nations Relief and Works
18 Agency (UNRWA), unless the Secretary of State deter-
19 mines and reports to the Committees on Appropriations,
20 in writing, that UNRWA—

21 (1) is inappropriately utilizing Operations Sup-
22 port Officers in the West Bank, Gaza, and other
23 fields of operation to inspect UNRWA installations;

24 (2) is not acting promptly to address any staff
25 or beneficiary violation of its own policies (including

1 the policies on neutrality and impartiality of employ-
2 ees) and the legal requirements under section 301(c)
3 of the Foreign Assistance Act of 1961;

4 (3) is not implementing procedures to maintain
5 the neutrality of its facilities, including imple-
6 menting a no-weapons policy, and conducting reg-
7 ular inspections of its installations, to ensure they
8 are only used for humanitarian or other appropriate
9 purposes;

10 (4) is not taking necessary and appropriate
11 measures to ensure it is operating in compliance
12 with the conditions of section 301(c) of the Foreign
13 Assistance Act of 1961 and continuing regular re-
14 porting to the Department of State on actions it has
15 taken to ensure conformance with such conditions;

16 (5) is not taking steps to ensure the content of
17 all educational materials currently taught in
18 UNRWA-administered schools and summer camps is
19 consistent with the values of human rights, dignity,
20 and tolerance and does not induce incitement;

21 (6) is engaging in operations with financial in-
22 stitutions or related entities in violation of relevant
23 United States law, and is not taking steps to im-
24 prove the financial transparency of the organization;
25 and

1 (7) is not in compliance with the United Na-
2 tions Board of Auditors' biennial audit requirements
3 and is not implementing in a timely fashion the
4 Board's recommendations.

5 (e) PROHIBITION OF PAYMENTS TO UNITED NA-
6 TIONS MEMBERS.—None of the funds appropriated or
7 made available pursuant to titles III through VI of this
8 Act for carrying out the Foreign Assistance Act of 1961,
9 may be used to pay in whole or in part any assessments,
10 arrearages, or dues of any member of the United Nations
11 or, from funds appropriated by this Act to carry out chap-
12 ter 1 of part I of the Foreign Assistance Act of 1961,
13 the costs for participation of another country's delegation
14 at international conferences held under the auspices of
15 multilateral or international organizations.

16 (f) REPORT.—Not later than 45 days after enactment
17 of this Act, the Secretary of State shall submit a report
18 to the Committees on Appropriations detailing the amount
19 of funds available for obligation or expenditure in fiscal
20 year 2021 for contributions to any organization, depart-
21 ment, agency, or program within the United Nations sys-
22 tem or any international program that are withheld from
23 obligation or expenditure due to any provision of law: *Pro-*
24 *vided*, That the Secretary shall update such report each
25 time additional funds are withheld by operation of any

1 provision of law: *Provided further*, That the reprogram-
2 ming of any withheld funds identified in such report, in-
3 cluding updates thereof, shall be subject to prior consulta-
4 tion with, and the regular notification procedures of, the
5 Committees on Appropriations.

6 (g) SEXUAL EXPLOITATION AND ABUSE IN PEACE-
7 KEEPING OPERATIONS.—The Secretary of State should
8 withhold assistance to any unit of the security forces of
9 a foreign country if the Secretary has credible information
10 that such unit has engaged in sexual exploitation or abuse,
11 including while serving in a United Nations peacekeeping
12 operation, until the Secretary determines that the govern-
13 ment of such country is taking effective steps to hold the
14 responsible members of such unit accountable and to pre-
15 vent future incidents: *Provided*, That the Secretary shall
16 promptly notify the government of each country subject
17 to any withholding of assistance pursuant to this para-
18 graph, and shall notify the appropriate congressional com-
19 mittees of such withholding not later than 10 days after
20 a determination to withhold such assistance is made: *Pro-*
21 *vided further*, That the Secretary shall, to the maximum
22 extent practicable, assist such government in bringing the
23 responsible members of such unit to justice.

24 (h) ADDITIONAL AVAILABILITY.—Subject to the reg-
25 ular notification procedures of the Committees on Appro-

1 priations, funds appropriated by this Act which are re-
2 turned or not made available due to the third proviso
3 under the heading “Contributions for International Peace-
4 keeping Activities” in title I of this Act or section 307(a)
5 of the Foreign Assistance Act of 1961 (22 U.S.C.
6 2227(a)), shall remain available for obligation until Sep-
7 tember 30, 2022: *Provided*, That the requirement to with-
8 hold funds for programs in Burma under section 307(a)
9 of the Foreign Assistance Act of 1961 shall not apply to
10 funds appropriated by this Act.

11 WAR CRIMES TRIBUNALS

12 SEC. 7049. (a) If the President determines that doing
13 so will contribute to a just resolution of charges regarding
14 genocide or other violations of international humanitarian
15 law, the President may direct a drawdown pursuant to sec-
16 tion 552(c) of the Foreign Assistance Act of 1961 of up
17 to \$30,000,000 of commodities and services for the United
18 Nations War Crimes Tribunal established with regard to
19 the former Yugoslavia by the United Nations Security
20 Council or such other tribunals or commissions as the
21 Council may establish or authorize to deal with such viola-
22 tions, without regard to the ceiling limitation contained
23 in paragraph (2) thereof: *Provided*, That the determina-
24 tion required under this section shall be in lieu of any de-
25 terminations otherwise required under section 552(c): *Pro-*

1 *vided further*, That funds made available pursuant to this
2 section shall be made available subject to the regular noti-
3 fication procedures of the Committees on Appropriations.

4 (b) None of the funds appropriated by this Act may
5 be made available for a United States contribution to the
6 International Criminal Court: *Provided*, That funds may
7 be made available for technical assistance, training, assist-
8 ance for victims, protection of witnesses, and law enforce-
9 ment support related to international investigations, ap-
10 prehensions, prosecutions, and adjudications of genocide,
11 crimes against humanity, and war crimes: *Provided fur-*
12 *ther*, That the previous proviso shall not apply to inves-
13 tigation, apprehensions, or prosecutions of American
14 service members and other United States citizens or na-
15 tionals, or nationals of the North Atlantic Treaty Organi-
16 zation (NATO) or major non-NATO allies initially des-
17 igned pursuant to section 517(b) of the Foreign Assist-
18 ance Act of 1961.

19 GLOBAL INTERNET FREEDOM

20 SEC. 7050. (a) FUNDING.—Of the funds available for
21 obligation during fiscal year 2021 under the headings
22 “International Broadcasting Operations”, “Economic
23 Support Fund”, “Democracy Fund”, and “Assistance for
24 Europe, Eurasia and Central Asia”, not less than
25 \$68,000,000 shall be made available for programs to pro-

1 mote Internet freedom globally: *Provided*, That such pro-
2 grams shall be prioritized for countries whose governments
3 restrict freedom of expression on the Internet, and that
4 are important to the national interest of the United
5 States: *Provided further*, That funds made available pursu-
6 ant to this section shall be matched, to the maximum ex-
7 tent practicable, by sources other than the United States
8 Government, including from the private sector.

9 (b) REQUIREMENTS.—

10 (1) DEPARTMENT OF STATE AND UNITED
11 STATES AGENCY FOR INTERNATIONAL DEVELOP-
12 MENT.—Funds appropriated by this Act under the
13 headings “Economic Support Fund”, “Democracy
14 Fund”, and “Assistance for Europe, Eurasia and
15 Central Asia” that are made available pursuant to
16 subsection (a) shall be—

17 (A) coordinated with other democracy pro-
18 grams funded by this Act under such headings,
19 and shall be incorporated into country assist-
20 ance and democracy promotion strategies, as
21 appropriate;

22 (B) for programs and activities described
23 under this section in the report accompanying
24 this Act; and

1 (C) made available only after the Assistant
2 Secretary for Democracy, Human Rights, and
3 Labor, Department of State, concurs that such
4 funds are allocated consistent with—

5 (i) programs and activities described
6 in the report accompanying this Act pursu-
7 ant to subparagraph (B);

8 (ii) best practices regarding security
9 for, and oversight of, Internet freedom pro-
10 grams; and

11 (iii) sufficient resources and support
12 for the development and maintenance of
13 anti-censorship technology and tools.

14 (2) UNITED STATES AGENCY FOR GLOBAL
15 MEDIA.—Funds appropriated by this Act under the
16 heading “International Broadcasting Operations”
17 that are made available pursuant to subsection (a)
18 shall be—

19 (A) made available only for tools and tech-
20 niques to securely develop and distribute United
21 States Agency for Global Media (USAGM) dig-
22 ital content, facilitate audience access to such
23 content on websites that are censored, coordi-
24 nate the distribution of USAGM digital content
25 to targeted regional audiences, and to promote

1 and distribute such tools and techniques, in-
2 cluding digital security techniques;

3 (B) coordinated with programs funded by
4 this Act under the heading “International
5 Broadcasting Operations”, and shall be incor-
6 porated into country broadcasting strategies, as
7 appropriate;

8 (C) coordinated by the Chief Executive Of-
9 ficer (CEO) of USAGM to provide Internet cir-
10 cumvention tools and techniques for audiences
11 in countries that are strategic priorities for the
12 USAGM and in a manner consistent with the
13 USAGM Internet freedom strategy; and

14 (D) made available for the research and
15 development of new tools or techniques author-
16 ized in subparagraph (A) only after the
17 USAGM CEO, in consultation with the Sec-
18 retary of State and other relevant United
19 States Government departments and agencies,
20 evaluates the risks and benefits of such new
21 tools or techniques, and establishes safeguards
22 to minimize the use of such new tools or tech-
23 niques for illicit purposes.

24 (c) COORDINATION AND SPEND PLANS.—After con-
25 sultation among the relevant agency heads to coordinate

1 and de-conflict planned activities, but not later than 90
2 days after enactment of this Act, the Secretary of State
3 and the USAGM CEO shall submit to the Committees on
4 Appropriations spend plans for funds made available by
5 this Act for programs to promote Internet freedom glob-
6 ally, which shall include a description of safeguards estab-
7 lished by relevant agencies to ensure that such programs
8 are not used for illicit purposes: *Provided*, That the De-
9 partment of State spend plan shall include funding for all
10 such programs for all relevant Department of State and
11 the United States Agency for International Development
12 offices and bureaus.

13 (d) SECURITY AUDITS.—Funds made available pur-
14 suant to this section to promote Internet freedom globally
15 may only be made available to support technologies that
16 undergo comprehensive security audits conducted by the
17 Bureau of Democracy, Human Rights, and Labor, De-
18 partment of State to ensure that such technology is secure
19 and has not been compromised in a manner detrimental
20 to the interest of the United States or to individuals and
21 organizations benefiting from programs supported by such
22 funds: *Provided*, That the security auditing procedures
23 used by such Bureau shall be reviewed and updated peri-
24 odically to reflect current industry security standards.

1 TORTURE AND OTHER CRUEL, INHUMAN, OR DEGRADING
2 TREATMENT OR PUNISHMENT

3 SEC. 7051. (a) LIMITATION.—None of the funds
4 made available by this Act may be used to support or jus-
5 tify the use of torture and other cruel, inhuman, or de-
6 grading treatment or punishment by any official or con-
7 tract employee of the United States Government.

8 (b) ASSISTANCE.—Funds appropriated under titles
9 III and IV of this Act shall be made available, notwith-
10 standing section 660 of the Foreign Assistance Act of
11 1961 and following consultation with the Committees on
12 Appropriations, for assistance to eliminate torture and
13 other cruel, inhuman, or degrading treatment or punish-
14 ment by foreign police, military or other security forces
15 in countries receiving assistance from funds appropriated
16 by this Act.

17 AIRCRAFT TRANSFER, COORDINATION, AND USE

18 SEC. 7052. (a) TRANSFER AUTHORITY.—Notwith-
19 standing any other provision of law or regulation, aircraft
20 procured with funds appropriated by this Act and prior
21 Acts making appropriations for the Department of State,
22 foreign operations, and related programs under the head-
23 ings “Diplomatic Programs”, “International Narcotics
24 Control and Law Enforcement”, “Andean Counterdrug

1 Initiative”, and “Andean Counterdrug Programs” may be
2 used for any other program and in any region.

3 (b) PROPERTY DISPOSAL.—The authority provided
4 in subsection (a) shall apply only after the Secretary of
5 State determines and reports to the Committees on Appro-
6 priations that the equipment is no longer required to meet
7 programmatic purposes in the designated country or re-
8 gion: *Provided*, That any such transfer shall be subject
9 to prior consultation with, and the regular notification
10 procedures of, the Committees on Appropriations.

11 (c) AIRCRAFT COORDINATION.—

12 (1) AUTHORITY.—The uses of aircraft pur-
13 chased or leased by the Department of State and the
14 United States Agency for International Development
15 with funds made available in this Act or prior Acts
16 making appropriations for the Department of State,
17 foreign operations, and related programs shall be co-
18 ordinated under the authority of the appropriate
19 Chief of Mission: *Provided*, That notwithstanding
20 section 7063(b) of this Act, such aircraft may be
21 used to transport, on a reimbursable or non-reim-
22 bursable basis, Federal and non-Federal personnel
23 supporting Department of State and USAID pro-
24 grams and activities: *Provided further*, That official
25 travel for other agencies for other purposes may be

1 supported on a reimbursable basis, or without reim-
2 bursement when traveling on a space available basis:
3 *Provided further*, That funds received by the Depart-
4 ment of State in connection with the use of aircraft
5 owned, leased, or chartered by the Department of
6 State may be credited to the Working Capital Fund
7 of the Department and shall be available for ex-
8 penses related to the purchase, lease, maintenance,
9 chartering, or operation of such aircraft.

10 (2) SCOPE.—The requirement and authorities
11 of this subsection shall only apply to aircraft, the
12 primary purpose of which is the transportation of
13 personnel.

14 (d) AIRCRAFT OPERATIONS AND MAINTENANCE.—
15 To the maximum extent practicable, the costs of oper-
16 ations and maintenance, including fuel, of aircraft funded
17 by this Act shall be borne by the recipient country.

18 PARKING FINES AND REAL PROPERTY TAXES OWED BY
19 FOREIGN GOVERNMENTS

20 SEC. 7053. The terms and conditions of section 7055
21 of the Department of State, Foreign Operations, and Re-
22 lated Programs Appropriations Act, 2010 (division F of
23 Public Law 111–117) shall apply to this Act: *Provided*,
24 That the date “September 30, 2009” in subsection

1 (f)(2)(B) of such section shall be deemed to be “Sep-
2 tember 30, 2020”.

3 INTERNATIONAL MONETARY FUND

4 SEC. 7054. (a) EXTENSIONS.—The terms and condi-
5 tions of sections 7086(b) (1) and (2) and 7090(a) of the
6 Department of State, Foreign Operations, and Related
7 Programs Appropriations Act, 2010 (division F of Public
8 Law 111–117) shall apply to this Act.

9 (b) REPAYMENT.—The Secretary of the Treasury
10 shall instruct the United States Executive Director of the
11 International Monetary Fund (IMF) to seek to ensure
12 that any loan will be repaid to the IMF before other pri-
13 vate or multilateral creditors.

14 EXTRADITION

15 SEC. 7055. (a) LIMITATION.—None of the funds ap-
16 propriated in this Act may be used to provide assistance
17 (other than funds provided under the headings “Develop-
18 ment Assistance”, “International Disaster Assistance”,
19 “Complex Crises Fund”, “International Narcotics Control
20 and Law Enforcement”, “Migration and Refugee Assist-
21 ance”, “United States Emergency Refugee and Migration
22 Assistance Fund”, and “Nonproliferation, Anti-terrorism,
23 Demining and Related Assistance”) for the central gov-
24 ernment of a country which has notified the Department
25 of State of its refusal to extradite to the United States

1 any individual indicted for a criminal offense for which
2 the maximum penalty is life imprisonment without the
3 possibility of parole or for killing a law enforcement offi-
4 cer, as specified in a United States extradition request.

5 (b) CLARIFICATION.—Subsection (a) shall only apply
6 to the central government of a country with which the
7 United States maintains diplomatic relations and with
8 which the United States has an extradition treaty and the
9 government of that country is in violation of the terms
10 and conditions of the treaty.

11 (c) WAIVER.—The Secretary of State may waive the
12 restriction in subsection (a) on a case-by-case basis if the
13 Secretary certifies to the Committees on Appropriations
14 that such waiver is important to the national interest of
15 the United States.

16 IMPACT ON JOBS IN THE UNITED STATES

17 SEC. 7056. None of the funds appropriated or other-
18 wise made available under titles III through VI of this
19 Act may be obligated or expended to provide—

20 (1) any financial incentive to a business enter-
21 prise currently located in the United States for the
22 purpose of inducing such an enterprise to relocate
23 outside the United States if such incentive or in-
24 ducement is likely to reduce the number of employ-
25 ees of such business enterprise in the United States

1 because United States production is being replaced
2 by such enterprise outside the United States;

3 (2) assistance for any program, project, or ac-
4 tivity that contributes to the violation of internation-
5 ally recognized workers' rights, as defined in section
6 507(4) of the Trade Act of 1974, of workers in the
7 recipient country, including any designated zone or
8 area in that country: *Provided*, That the application
9 of section 507(4)(D) and (E) of such Act (19 U.S.C.
10 2467(4)(D) and (E)) should be commensurate with
11 the level of development of the recipient country and
12 sector, and shall not preclude assistance for the in-
13 formal sector in such country, micro and small-scale
14 enterprise, and smallholder agriculture; or

15 (3) any assistance to an entity outside the
16 United States if such assistance is for the purpose
17 of directly relocating or transferring jobs from the
18 United States to other countries and adversely im-
19 pacts the labor force in the United States.

20 DISABILITY PROGRAMS

21 SEC. 7057. (a) ASSISTANCE.—Funds appropriated by
22 this Act under the heading “Development Assistance”
23 shall be made available for programs and activities admin-
24 istered by the United States Agency for International De-
25 velopment to address the needs and protect and promote

1 the rights of people with disabilities in developing coun-
2 tries, including initiatives that focus on independent living,
3 economic self-sufficiency, advocacy, education, employ-
4 ment, transportation, sports, political and electoral par-
5 ticipation, and integration of individuals with disabilities,
6 including for the cost of translation.

7 (b) MANAGEMENT, OVERSIGHT, AND TECHNICAL
8 SUPPORT.—Of the funds made available pursuant to this
9 section, 5 percent may be used by USAID for manage-
10 ment, oversight, and technical support.

11 ENTERPRISE FUNDS

12 SEC. 7058. (a) NOTIFICATION.—None of the funds
13 made available under titles III through VI of this Act may
14 be made available for Enterprise Funds unless the appro-
15 priate congressional committees are notified at least 15
16 days in advance.

17 (b) DISTRIBUTION OF ASSETS PLAN.—Prior to the
18 distribution of any assets resulting from any liquidation,
19 dissolution, or winding up of an Enterprise Fund, in whole
20 or in part, the President shall submit to the appropriate
21 congressional committees a plan for the distribution of the
22 assets of the Enterprise Fund.

23 (c) TRANSITION OR OPERATING PLAN.—Prior to a
24 transition to and operation of any private equity fund or
25 other parallel investment fund under an existing Enter-

1 prise Fund, the President shall submit such transition or
2 operating plan to the appropriate congressional commit-
3 tees.

4 GENDER EQUALITY

5 SEC. 7059. (a) WOMEN'S EMPOWERMENT.—

6 (1) GENDER EQUALITY.—Funds appropriated
7 by this Act shall be made available to promote gen-
8 der equality in United States Government diplomatic
9 and development efforts by raising the status, in-
10 creasing the participation, and protecting the rights
11 of women and girls worldwide.

12 (2) WOMEN'S ECONOMIC EMPOWERMENT.—

13 Funds appropriated by this Act are available to im-
14 plement the Women's Entrepreneurship and Eco-
15 nomic Empowerment Act of 2018 (Public Law 115-
16 428): *Provided*, That the Secretary of State and the
17 Administrator of the United States Agency for
18 International Development, as appropriate, shall
19 consult with the Committees on Appropriations on
20 the implementation of such Act.

21 (3) WOMEN'S GLOBAL DEVELOPMENT AND
22 PROSPERITY FUND.—Of the funds appropriated
23 under title III of this Act, up to \$100,000,000 may
24 be made available for the Women's Global Develop-
25 ment and Prosperity Fund.

1 (b) WOMEN’S LEADERSHIP.—Of the funds appro-
2 priated by title III of this Act, not less than \$50,000,000
3 shall be made available for programs specifically designed
4 to increase leadership opportunities for women in coun-
5 tries where women and girls suffer discrimination due to
6 law, policy, or practice, by strengthening protections for
7 women’s political status, expanding women’s participation
8 in political parties and elections, and increasing women’s
9 opportunities for leadership positions in the public and
10 private sectors at the local, provincial, and national levels.

11 (c) GENDER-BASED VIOLENCE.—

12 (1) Of the funds appropriated under titles III
13 and IV of this Act, not less than \$165,000,000 shall
14 be made available to implement a multi-year strat-
15 egy to prevent and respond to gender-based violence
16 in countries where it is common in conflict and non-
17 conflict settings.

18 (2) Funds appropriated under titles III and IV
19 of this Act that are available to train foreign police,
20 judicial, and military personnel, including for inter-
21 national peacekeeping operations, shall address,
22 where appropriate, prevention and response to gen-
23 der-based violence and trafficking in persons, and
24 shall promote the integration of women into the po-
25 lice and other security forces.

1 (d) WOMEN, PEACE, AND SECURITY.—Of the funds
2 appropriated by this Act under the headings “Develop-
3 ment Assistance”, “Economic Support Fund”, “Assist-
4 ance for Europe, Eurasia and Central Asia”, and “Inter-
5 national Narcotics Control and Law Enforcement” not
6 less than \$130,000,000 shall be made available to support
7 a multi-year strategy to expand, and improve coordination
8 of, United States Government efforts to empower women
9 as equal partners in conflict prevention, peace building,
10 transitional processes, and reconstruction efforts in coun-
11 tries affected by conflict or in political transition, and to
12 ensure the equitable provision of relief and recovery assist-
13 ance to women and girls.

14 (e) WOMEN AND GIRLS AT RISK FROM EXTREMISM
15 AND CONFLICT.—Of the funds appropriated by this Act
16 under the heading “Economic Support Fund”, not less
17 than \$15,000,000 shall be made available to support
18 women and girls who are at risk from extremism and con-
19 flict, and for the activities described in section 7059(e)(1)
20 of the Department of State, Foreign Operations, and Re-
21 lated Programs Appropriations Act, 2018 (division K of
22 Public Law 115–141): *Provided*, That such funds are in
23 addition to amounts otherwise made available by this Act
24 for such purposes, and shall be made available following

1 consultation with, and the regular notification procedures
2 of, the Committees on Appropriations.

3 SECTOR ALLOCATIONS

4 SEC. 7060. (a) BASIC EDUCATION AND HIGHER
5 EDUCATION.—

6 (1) BASIC EDUCATION.—

7 (A) Of the funds appropriated under title III of
8 this Act, not less than \$975,000,000 shall be made
9 available for assistance for basic education, and such
10 funds may be made available notwithstanding any
11 other provision of law that restricts assistance to
12 foreign countries: *Provided*, That such funds shall
13 also be used for secondary education activities: *Pro-*
14 *vided further*, That of the funds made available by
15 this paragraph not less than \$150,000,000 shall be
16 available for the education of girls in areas of con-
17 flict: *Provided further*, That the Administrator of the
18 United States Agency for International Develop-
19 ment, following consultation with the Committees on
20 Appropriations, may reprogram such funds between
21 countries: *Provided further*, That funds made avail-
22 able under the headings “Development Assistance”
23 and “Economic Support Fund” for the support of
24 non-state schools in this Act and prior Acts making
25 appropriations for the Department of State, foreign

1 operations, and related programs shall be subject to
2 the regular notification procedures of the Commit-
3 tees on Appropriations.

4 (B) Of the funds appropriated under title III of
5 this Act for assistance for basic education programs,
6 not less than \$125,000,000 shall be made available
7 for contributions to multilateral partnerships that
8 support education.

9 (C) Funds appropriated under title III of this
10 Act and made available for assistance for basic edu-
11 cation as provided for in this paragraph shall be re-
12 ferred to as the “Nita M. Lowey Basic Education
13 Fund”.

14 (2) HIGHER EDUCATION.—Of the funds appro-
15 priated by title III of this Act, not less than \$235,000,000
16 shall be made available for assistance for higher education:
17 *Provided*, That such funds may be made available notwith-
18 standing any other provision of law that restricts assist-
19 ance to foreign countries, and shall be subject to the reg-
20 ular notification procedures of the Committees on Appro-
21 priations: *Provided further*, That of such amount, not less
22 than \$35,000,000 shall be made available for new and on-
23 going partnerships between higher education institutions
24 in the United States and developing countries focused on
25 building the capacity of higher education institutions and

1 systems in developing countries: *Provided further*, That
2 not later than 45 days after enactment of this Act, the
3 USAID Administrator shall consult with the Committees
4 on Appropriations on the proposed uses of funds for such
5 partnerships.

6 (b) DEVELOPMENT PROGRAMS.—Of the funds appro-
7 priated by this Act under the heading “Development As-
8 sistance”, not less than \$17,000,000 shall be made avail-
9 able for cooperative development programs of USAID and
10 not less than \$30,000,000 shall be made available for the
11 American Schools and Hospitals Abroad program.

12 (c) ENVIRONMENT PROGRAMS.—

13 (1)(A) Funds appropriated by this Act to carry
14 out the provisions of sections 103 through 106, and
15 chapter 4 of part II, of the Foreign Assistance Act
16 of 1961 may be used, notwithstanding any other
17 provision of law, except for the provisions of this
18 subsection, to support environment programs.

19 (B) Funds made available pursuant to this sub-
20 section shall be subject to the regular notification
21 procedures of the Committees on Appropriations.

22 (C) Of the funds made available under the
23 heading “Economic Support Fund” in this Act and
24 prior Acts making appropriations for the Depart-
25 ment of State, foreign operations, and related pro-

1 grams, not less than \$500,000,000 shall be made
2 available for a contribution, grant, or any other
3 available funding mechanism to a dedicated inter-
4 national fund to assist developing nations to reduce
5 greenhouse gas emissions and pursue adaptation and
6 mitigation strategies: *Provided*, That any such use of
7 funds shall be subject to prior consultation with, and
8 the regular notification procedures of, the Commit-
9 tees on Appropriations.

10 (2)(A) Of the funds appropriated under title III
11 of this Act, not less than \$315,000,000 shall be
12 made available for biodiversity conservation pro-
13 grams.

14 (B) Not less than \$100,664,000 of the funds
15 appropriated under titles III and IV of this Act shall
16 be made available to combat the transnational threat
17 of wildlife poaching and trafficking.

18 (C) None of the funds appropriated under title
19 IV of this Act may be made available for training or
20 other assistance for any military unit or personnel
21 that the Secretary of State determines has been
22 credibly alleged to have participated in wildlife
23 poaching or trafficking, unless the Secretary reports
24 to the appropriate congressional committees that to

1 do so is in the national security interest of the
2 United States.

3 (D) Funds appropriated by this Act for bio-
4 diversity programs shall not be used to support the
5 expansion of industrial scale logging or any other in-
6 dustrial scale extractive activity into areas that were
7 primary/intact tropical forests as of December 30,
8 2013, and the Secretary of the Treasury shall in-
9 struct the United States executive directors of each
10 international financial institutions (IFI) to use the
11 voice and vote of the United States to oppose any
12 financing of any such activity.

13 (3) The Secretary of the Treasury shall instruct
14 the United States executive director of each IFI that
15 it is the policy of the United States to use the voice
16 and vote of the United States, in relation to any
17 loan, grant, strategy, or policy of such institution,
18 regarding the construction of any large dam in a
19 manner consistent with the criteria set forth in Sen-
20 ate Report 114–79, while also considering whether
21 the project involves important foreign policy objec-
22 tives.

23 (4) Of the funds appropriated under title III of
24 this Act, not less than \$135,000,000 shall be made
25 available for sustainable landscapes programs.

1 (5) Of the funds appropriated under title III of
2 this Act, not less than \$177,000,000 shall be made
3 available for adaptation programs.

4 (6) Of the funds appropriated under title III of
5 this Act, not less than \$179,000,000 shall be made
6 available for renewable energy programs.

7 (d) FOOD SECURITY AND AGRICULTURAL DEVELOP-
8 MENT.—Of the funds appropriated by title III of this Act,
9 not less than \$1,005,600,000 shall be made available for
10 food security and agricultural development programs to
11 carry out the purposes of the Global Food Security Act
12 of 2016 (Public Law 114–195): *Provided*, That funds may
13 be made available for a contribution as authorized by sec-
14 tion 3202 of the Food, Conservation, and Energy Act of
15 2008 (Public Law 110–246), as amended by section 3310
16 of the Agriculture Improvement Act of 2018 (Public Law
17 115–334).

18 (e) MICRO, SMALL, AND MEDIUM-SIZED ENTER-
19 PRISES.—Of the funds appropriated by this Act, not less
20 than \$265,000,000 shall be made available to support the
21 development of, and access to financing for, micro, small,
22 and medium-sized enterprises that benefit the poor, espe-
23 cially women.

24 (f) PROGRAMS TO COMBAT TRAFFICKING IN PER-
25 SONS.—Of the funds appropriated by this Act under the

1 headings “Development Assistance”, “Economic Support
2 Fund”, “Assistance for Europe, Eurasia and Central
3 Asia”, and “International Narcotics Control and Law En-
4 forcement”, not less than \$67,000,000 shall be made
5 available for activities to combat trafficking in persons
6 internationally, of which not less than \$45,000,000 shall
7 be from funds made available under the heading “Inter-
8 national Narcotics Control and Law Enforcement”: *Pro-*
9 *vided*, That funds appropriated by this Act that are made
10 available for programs to end modern slavery shall be in
11 addition to funds made available by this subsection to
12 combat trafficking in persons.

13 (g) RECONCILIATION PROGRAMS.—Of the funds ap-
14 propriated by this Act under the heading “Development
15 Assistance”, not less than \$30,000,000 shall be made
16 available to support people-to-people reconciliation pro-
17 grams which bring together individuals of different ethnic,
18 religious, and political backgrounds from areas of civil
19 strife and war, including cross-border programs between
20 Israelis and Palestinians: *Provided*, That the USAID Ad-
21 ministrator shall consult with the Committees on Appro-
22 priations, prior to the initial obligation of funds, on the
23 uses of such funds, and such funds shall be subject to the
24 regular notification procedures of the Committees on Ap-
25 propriations: *Provided further*, That to the maximum ex-

1 tent practicable, such funds shall be matched by sources
2 other than the United States Government: *Provided fur-*
3 *ther*, That such funds shall be administered by the Office
4 of Conflict Management and Mitigation, USAID.

5 (h) WATER AND SANITATION.—Of the funds appro-
6 priated by this Act, not less than \$450,000,000 shall be
7 made available for water supply and sanitation projects
8 pursuant to section 136 of the Foreign Assistance Act of
9 1961, of which not less than \$225,000,000 shall be for
10 programs in sub-Saharan Africa, and of which not less
11 than \$15,000,000 shall be made available to support ini-
12 tiatives by local communities in developing countries to
13 build and maintain safe latrines.

14 BUDGET DOCUMENTS

15 SEC. 7061. (a) OPERATING PLANS.—Not later than
16 45 days after enactment of this Act, each department,
17 agency, or organization funded in titles I, II, and VI of
18 this Act, and the Department of the Treasury and Inde-
19 pendent Agencies funded in title III of this Act, including
20 the Inter-American Foundation and the United States Af-
21 rican Development Foundation, shall submit to the Com-
22 mittees on Appropriations an operating plan for funds ap-
23 propriated to such department, agency, or organization in
24 such titles of this Act, or funds otherwise available for ob-
25 ligation in fiscal year 2021, that provides details of the

1 uses of such funds at the program, project, and activity
2 level: *Provided*, That such plans shall include, as applica-
3 ble, a comparison between the congressional budget jus-
4 tification funding levels, the most recent congressional di-
5 rectives or approved funding levels, and the funding levels
6 proposed by the department or agency; and a clear, con-
7 cise, and informative description/justification: *Provided*
8 *further*, That operating plans that include changes in lev-
9 els of funding for programs, projects, and activities speci-
10 fied in the congressional budget justification, in this Act,
11 or amounts specifically designated in the respective tables
12 included in the report accompanying this Act, as applica-
13 ble, shall be subject to the notification and reprogramming
14 requirements of section 7015 of this Act.

15 (b) SPEND PLANS.—

16 (1) Not later than 90 days after enactment of
17 this Act, the Secretary of State or Administrator of
18 the United States Agency for International Develop-
19 ment, as appropriate, shall submit to the Commit-
20 tees on Appropriations a spend plan for funds made
21 available by this Act, for—

22 (A) assistance for Afghanistan, Iraq, Leb-
23 anon, Pakistan, Colombia, and countries in
24 Central America;

1 (B) assistance made available pursuant to
2 section 7047(d) of this Act to counter Russian
3 influence and aggression, except that such plan
4 shall be on a country-by-country basis;

5 (C) assistance made available pursuant to
6 section 7059 of this Act;

7 (D) the Indo-Pacific Strategy and the
8 Countering Chinese Influence Fund;

9 (E) democracy programs, Power Africa,
10 Prosper Africa, and sectors enumerated in sub-
11 sections (a), (c), (d), (e), (f), (g) and (h) of sec-
12 tion 7060 of this Act;

13 (F) funds provided under the heading
14 “International Narcotics Control and Law En-
15 forcement” for International Organized Crime
16 and for Cybercrime and Intellectual Property
17 Rights: *Provided*, That the spend plans shall in-
18 clude bilateral and global programs funded
19 under such heading along with a brief descrip-
20 tion of the activities planned for each country;
21 and

22 (G) the regional security initiatives de-
23 scribed under this heading in Senate Report
24 116–126.

1 (2) Not later than 90 days after enactment of
2 this Act, the Secretary of the Treasury shall submit
3 to the Committees on Appropriations a detailed
4 spend plan for funds made available by this Act
5 under the heading “Department of the Treasury,
6 International Affairs Technical Assistance” in title
7 III.

8 (c) CLARIFICATION.—The spend plans referenced in
9 subsection (b) shall not be considered as meeting the noti-
10 fication requirements in this Act or under section 634A
11 of the Foreign Assistance Act of 1961.

12 (d) CONGRESSIONAL BUDGET JUSTIFICATION.—

13 (1) SUBMISSION.—The congressional budget
14 justification for Department of State operations and
15 foreign operations shall be provided to the Commit-
16 tees on Appropriations concurrent with the date of
17 submission of the President’s budget for fiscal year
18 2022: *Provided*, That the appendices for such jus-
19 tification shall be provided to the Committees on Ap-
20 propriations not later than 10 calendar days there-
21 after.

22 (2) MULTI-YEAR AVAILABILITY OF CERTAIN
23 FUNDS.—The Secretary of State and the USAID
24 Administrator shall include in the congressional
25 budget justification a detailed justification for multi-

1 year availability for any funds requested under the
2 headings “Diplomatic Programs” and “Operating
3 Expenses”.

4 REORGANIZATION

5 SEC. 7062. (a) OVERSIGHT.—

6 (1) PRIOR CONSULTATION AND NOTIFICA-
7 TION.—Funds appropriated by this Act, prior Acts
8 making appropriations for the Department of State,
9 foreign operations, and related programs, or any
10 other Act may not be used to implement a reorga-
11 nization, redesign, or other plan described in para-
12 graph (2) by the Department of State, the United
13 States Agency for International Development, or any
14 other Federal department, agency, or organization
15 funded by this Act without prior consultation by the
16 head of such department, agency, or organization
17 with the appropriate congressional committees: *Pro-*
18 *vided*, That such funds shall be subject to the reg-
19 ular notification procedures of the Committees on
20 Appropriations: *Provided further*, That any such no-
21 tification submitted to such Committees shall include
22 a detailed justification for any proposed action, in-
23 cluding the information specified under section 7073
24 of the joint explanatory statement accompanying the
25 Department of State, Foreign Operations, and Re-

1 lated Programs Appropriations Act, 2019 (division
2 F of Public Law 116–6): *Provided further*, That con-
3 gressional notifications submitted in prior fiscal
4 years pursuant to similar provisions of law in prior
5 Acts making appropriations for the Department of
6 State, foreign operations, and related programs may
7 be deemed to meet the notification requirements of
8 this section.

9 (2) DESCRIPTION OF ACTIVITIES.—Pursuant to
10 paragraph (1), a reorganization, redesign, or other
11 plan shall include any action to—

12 (A) expand, eliminate, consolidate, or
13 downsize covered departments, agencies, or or-
14 ganizations, including bureaus and offices with-
15 in or between such departments, agencies, or
16 organizations, including the transfer to other
17 agencies of the authorities and responsibilities
18 of such bureaus and offices;

19 (B) expand, eliminate, consolidate, or
20 downsize the United States official presence
21 overseas, including at bilateral, regional, and
22 multilateral diplomatic facilities and other plat-
23 forms; or

24 (C) reduce the size of the permanent Civil
25 Service, Foreign Service, eligible family mem-

1 ber, and locally employed staff workforce of the
2 Department of State and USAID from the lev-
3 els specified in sections 7063(d)(1) and
4 7064(i)(1) of this Act.

5 (b) ADDITIONAL REQUIREMENTS AND LIMITA-
6 TIONS.—

7 (1) USAID REORGANIZATION.—Not later than
8 30 days after enactment of this Act, and quarterly
9 thereafter until September 30, 2022, the USAID
10 Administrator shall submit a report to the appro-
11 priate congressional committees on the status of
12 USAID’s reorganization in the manner described in
13 House Report 116–78.

14 (2) BUREAU OF POPULATION, REFUGEES, AND
15 MIGRATION, DEPARTMENT OF STATE.—None of the
16 funds appropriated by this Act, prior Acts making
17 appropriations for the Department of State, foreign
18 operations, and related programs, or any other Act
19 may be used to downsize, downgrade, consolidate,
20 close, move, or relocate the Bureau of Population,
21 Refugees, and Migration, Department of State, or
22 any activities of such Bureau, to another Federal
23 agency.

24 (3) ADMINISTRATION OF FUNDS.—Funds made
25 available by this Act—

1 (A) under the heading “Migration and
2 Refugee Assistance” shall be administered by
3 the Assistant Secretary for Population, Refu-
4 gees, and Migration, Department of State, and
5 this responsibility shall not be delegated; and

6 (B) that are made available for the Office
7 of Global Women’s Issues shall be administered
8 by the United States Ambassador-at-Large for
9 Global Women’s Issues, Department of State,
10 and this responsibility shall not be delegated.

11 DEPARTMENT OF STATE MANAGEMENT

12 SEC. 7063. (a) FINANCIAL SYSTEMS IMPROVE-
13 MENT.—Funds appropriated by this Act for the operations
14 of the Department of State under the headings “Diplo-
15 matic Programs” and “Capital Investment Fund” shall be
16 made available to implement the recommendations con-
17 tained in the Foreign Assistance Data Review Findings
18 Report (FADR) and the Office of Inspector General (OIG)
19 report entitled “Department Financial Systems Are Insuf-
20 ficient to Track and Report on Foreign Assistance
21 Funds”: *Provided*, That such funds may not be obligated
22 for enhancements to, or expansions of, the Budget System
23 Modernization Financial System, Central Resource Man-
24 agement System, Joint Financial Management System, or
25 Foreign Assistance Coordination and Tracking System

1 until such updated plan is submitted to the Committees
2 on Appropriations: *Provided further*, That such funds may
3 not be obligated for new, or expansion of existing, ad hoc
4 electronic systems to track commitments, obligations, or
5 expenditures of funds unless the Secretary of State, fol-
6 lowing consultation with the Chief Information Officer of
7 the Department of State, has reviewed and certified that
8 such new system or expansion is consistent with the
9 FADR and OIG recommendations: *Provided further*, That
10 not later than 45 days after enactment of this Act, the
11 Secretary of State shall submit to the Committees on Ap-
12 propriations an update to the plan required under section
13 7006 of the Department of State, Foreign Operations, and
14 Related Programs Appropriations Act, 2017 (division J of
15 Public Law 115–31) for implementing the FADR and
16 OIG recommendations.

17 (b) WORKING CAPITAL FUND.—Funds appropriated
18 by this Act or otherwise made available to the Department
19 of State for payments to the Working Capital Fund may
20 only be used for the service centers included in the Con-
21 gressional Budget Justification, Department of State,
22 Foreign Operations, and Related Programs, Fiscal Year
23 2021: *Provided*, That the amounts for such service centers
24 shall be the amounts included in such budget justification,
25 except as provided in section 7015(b) of this Act: *Provided*

1 *further*, That Federal agency components shall be charged
2 only for their direct usage of each Working Capital Fund
3 service: *Provided further*, That prior to increasing the per-
4 centage charged to Department of State bureaus and of-
5 fices for procurement-related activities, the Secretary of
6 State shall include the proposed increase in the Depart-
7 ment of State budget justification or, at least 60 days
8 prior to the increase, provide the Committees on Appro-
9 priations a justification for such increase, including a de-
10 tailed assessment of the cost and benefit of the services
11 provided by the procurement fee: *Provided further*, That
12 Federal agency components may only pay for Working
13 Capital Fund services that are consistent with the purpose
14 and authorities of such components: *Provided further*,
15 That the Working Capital Fund shall be paid in advance
16 or reimbursed at rates which will return the full cost of
17 each service.

18 (c) CERTIFICATION.—

19 (1) COMPLIANCE.—Not later than 45 days
20 after the initial obligation of funds appropriated
21 under titles III and IV of this Act that are made
22 available to a Department of State bureau or office
23 with responsibility for the management and over-
24 sight of such funds, the Secretary of State shall cer-
25 tify and report to the Committees on Appropria-

1 tions, on an individual bureau or office basis, that
2 such bureau or office is in compliance with Depart-
3 ment and Federal financial and grants management
4 policies, procedures, and regulations, as applicable.

5 (2) CONSIDERATIONS.—When making a certifi-
6 cation required by paragraph (1), the Secretary of
7 State shall consider the capacity of a bureau or of-
8 fice to—

9 (A) account for the obligated funds at the
10 country and program level, as appropriate;

11 (B) identify risks and develop mitigation
12 and monitoring plans;

13 (C) establish performance measures and
14 indicators;

15 (D) review activities and performance; and

16 (E) assess final results and reconcile fi-
17 nances.

18 (3) PLAN.—If the Secretary of State is unable
19 to make a certification required by paragraph (1),
20 the Secretary shall submit a plan and timeline de-
21 tailing the steps to be taken to bring such bureau
22 or office into compliance.

23 (d) PERSONNEL LEVELS.—

24 (1) Funds made available by this Act are made
25 available to support the permanent Foreign Service

1 and Civil Service staff levels of the Department of
2 State at not less than the hiring targets established
3 in the fiscal year 2020 operating plan.

4 (2) Not later than 60 days after enactment of
5 this Act, and every 60 days thereafter until Sep-
6 tember 30, 2022, the Secretary of State shall report
7 to the appropriate congressional committees on the
8 on-board personnel levels, hiring, and attrition of the
9 Civil Service, Foreign Service, eligible family mem-
10 ber, and locally employed staff workforce of the De-
11 partment of State, on an operating unit-by-operating
12 unit basis: *Provided*, That such report shall also in-
13 clude a hiring plan, including timelines, for main-
14 taining the agency-wide, on-board Foreign Service
15 and Civil Service at not less than the levels specified
16 in paragraph (1).

17 (e) INFORMATION TECHNOLOGY PLATFORM.—

18 (1) None of the funds appropriated in title I of
19 this Act under the heading “Administration of For-
20 eign Affairs” may be made available for a new major
21 information technology (IT) investment without the
22 concurrence of the Chief Information Officer, De-
23 partment of State.

24 (2) None of the funds appropriated in title I of
25 this Act under the heading “Administration of For-

1 eign Affairs” may be used by an agency to submit
2 a project proposal to the Technology Modernization
3 Board for funding from the Technology Moderniza-
4 tion Fund unless, not later than 15 days in advance
5 of submitting the project proposal to the Board, the
6 head of the agency—

7 (A) notifies the Committees on Appropria-
8 tions of the proposed submission of the project
9 proposal; and

10 (B) submits to the Committees on Appro-
11 priations a copy of the project proposal.

12 (3) None of the funds appropriated in title I of
13 this Act and prior Acts making appropriations for
14 the Department of State, foreign operations, and re-
15 lated programs under the heading “Administration
16 of Foreign Affairs” may be used by an agency to
17 carry out a project that is approved by the Board
18 unless the head of the agency—

19 (A) submits to the Committees on Appro-
20 priations a copy of the approved project pro-
21 posal, including the terms of reimbursement of
22 funding received for the project; and

23 (B) agrees to submit to the Committees on
24 Appropriations a copy of each report relating to

1 the project that the head of the agency submits
2 to the Board.

3 UNITED STATES AGENCY FOR INTERNATIONAL
4 DEVELOPMENT MANAGEMENT

5 SEC. 7064. (a) AUTHORITY.—Up to \$100,000,000 of
6 the funds made available in title III of this Act pursuant
7 to or to carry out the provisions of part I of the Foreign
8 Assistance Act of 1961, including funds appropriated
9 under the heading “Assistance for Europe, Eurasia and
10 Central Asia”, may be used by the United States Agency
11 for International Development to hire and employ individ-
12 uals in the United States and overseas on a limited ap-
13 pointment basis pursuant to the authority of sections 308
14 and 309 of the Foreign Service Act of 1980 (22 U.S.C.
15 3948 and 3949).

16 (b) RESTRICTION.—The authority to hire individuals
17 contained in subsection (a) shall expire on September 30,
18 2022.

19 (c) PROGRAM ACCOUNT CHARGED.—The account
20 charged for the cost of an individual hired and employed
21 under the authority of this section shall be the account
22 to which the responsibilities of such individual primarily
23 relate: *Provided*, That funds made available to carry out
24 this section may be transferred to, and merged with, funds

1 appropriated by this Act in title II under the heading “Op-
2 erating Expenses”.

3 (d) FOREIGN SERVICE LIMITED EXTENSIONS.—Indi-
4 viduals hired and employed by USAID, with funds made
5 available in this Act or prior Acts making appropriations
6 for the Department of State, foreign operations, and re-
7 lated programs, pursuant to the authority of section 309
8 of the Foreign Service Act of 1980 (22 U.S.C. 3949), may
9 be extended for a period of up to 4 years notwithstanding
10 the limitation set forth in such section.

11 (e) DISASTER SURGE CAPACITY.—Funds appro-
12 priated under title III of this Act to carry out part I of
13 the Foreign Assistance Act of 1961, including funds ap-
14 propriated under the heading “Assistance for Europe,
15 Eurasia and Central Asia”, may be used, in addition to
16 funds otherwise available for such purposes, for the cost
17 (including the support costs) of individuals detailed to or
18 employed by USAID whose primary responsibility is to
19 carry out programs in response to natural disasters, or
20 man-made disasters subject to the regular notification
21 procedures of the Committees on Appropriations.

22 (f) PERSONAL SERVICES CONTRACTORS.—Funds ap-
23 propriated by this Act to carry out chapter 1 of part I,
24 chapter 4 of part II, and section 667 of the Foreign As-
25 sistance Act of 1961, and title II of the Food for Peace

1 Act (Public Law 83–480; 7 U.S.C. 1721 et seq.), may be
2 used by USAID to employ up to 40 personal services con-
3 tractors in the United States, notwithstanding any other
4 provision of law, for the purpose of providing direct, in-
5 terim support for new or expanded overseas programs and
6 activities managed by the agency until permanent direct
7 hire personnel are hired and trained: *Provided*, That not
8 more than 15 of such contractors shall be assigned to any
9 bureau or office: *Provided further*, That such funds appro-
10 priated to carry out title II of the Food for Peace Act
11 (Public Law 83–480; 7 U.S.C. 1721 et seq.), may be made
12 available only for personal services contractors assigned
13 to the Bureau for Humanitarian Assistance.

14 (g) SMALL BUSINESS.—In entering into multiple
15 award indefinite-quantity contracts with funds appro-
16 priated by this Act, USAID may provide an exception to
17 the fair opportunity process for placing task orders under
18 such contracts when the order is placed with any category
19 of small or small disadvantaged business.

20 (h) SENIOR FOREIGN SERVICE LIMITED APPOINT-
21 MENTS.—Individuals hired pursuant to the authority pro-
22 vided by section 7059(o) of the Department of State, For-
23 eign Operations, and Related Programs Appropriations
24 Act, 2010 (division F of Public Law 111–117) may be
25 assigned to or support programs in Afghanistan or Paki-

1 stan with funds made available in this Act and prior Acts
2 making appropriations for the Department of State, for-
3 eign operations, and related programs.

4 (i) PERSONNEL LEVELS.—

5 (1) Funds made available by this Act under the
6 heading “Operating Expenses” are made available to
7 support not less than 1,850 permanent Foreign
8 Service Officers and 1,600 permanent Civil Service
9 staff.

10 (2) Not later than 60 days after enactment of
11 this Act, and every 60 days thereafter until Sep-
12 tember 30, 2022, the USAID Administrator shall re-
13 port to the appropriate congressional committees on
14 the on-board personnel levels, hiring, and attrition of
15 the Civil Service, Foreign Service, and foreign serv-
16 ice national workforce of USAID, on an operating
17 unit-by-operating unit basis: *Provided*, That such re-
18 port shall also include a hiring plan, including
19 timelines, for maintaining the agency-wide, on-board
20 Foreign Service Officers and Civil Service staff at
21 not less than the levels specified in paragraph (1).

22 STABILIZATION AND DEVELOPMENT IN REGIONS

23 IMPACTED BY EXTREMISM AND CONFLICT

24 SEC. 7065. (a) PREVENTION AND STABILIZATION
25 FUND.—

1 (1) FUNDS AND TRANSFER AUTHORITY.—Of
2 the funds appropriated by this Act under the head-
3 ings “Economic Support Fund”, “International Nar-
4 cotics Control and Law Enforcement”, “Non-
5 proliferation, Anti-terrorism, Demining and Related
6 Programs”, “Peacekeeping Operations”, and “For-
7 eign Military Financing Program”, up to
8 \$100,000,000 may be made available for the Preven-
9 tion and Stabilization Fund for the purposes enu-
10 merated in section 509(a) of the Global Fragility
11 Act of 2019 (title V of division J of Public Law
12 116–94): *Provided*, That unless specifically des-
13 ignated in this Act or in the report accompanying
14 this Act for assistance for countries, such funds are
15 in addition to amounts otherwise made available for
16 such purposes: *Provided further*, That such funds
17 appropriated under such headings may be trans-
18 ferred to, and merged with, funds appropriated
19 under such headings: *Provided further*, That such
20 transfer authority is in addition to any other trans-
21 fer authority provided by this Act or any other Act,
22 and is subject to the regular notification procedures
23 of the Committees on Appropriations.

24 (2) TRANSITIONAL JUSTICE.—Of the funds ap-
25 propriated by this Act under the headings “Eco-

1 nomic Support Fund” and “International Narcotics
2 Control and Law Enforcement” that are made avail-
3 able for the Prevention and Stabilization Fund, not
4 less than \$10,000,000 may be made available for
5 programs to promote accountability for genocide,
6 crimes against humanity, and war crimes, including
7 in Iraq and Syria, which shall be in addition to any
8 other funds made available by this Act for such pur-
9 poses: *Provided*, That such programs shall include
10 components to develop local investigative and judi-
11 cial skills, and to collect and preserve evidence and
12 maintain the chain of custody of evidence, including
13 for use in prosecutions, and may include the estab-
14 lishment of, and assistance for, transitional justice
15 mechanisms: *Provided further*, That such funds shall
16 be administered by the Special Coordinator for the
17 Office of Global Criminal Justice, Department of
18 State: *Provided further*, That funds made available
19 by this paragraph shall be made available on an
20 open and competitive basis.

21 (b) GLOBAL CONCESSIONAL FINANCING FACILITY.—
22 Of the funds appropriated by this Act under the heading
23 “Economic Support Fund”, \$25,000,000 may be made
24 available for the Global Concessional Financing Facility
25 of the World Bank to provide financing to support refu-

1 gees and host communities: *Provided*, That such funds
2 shall be in addition to funds allocated for bilateral assist-
3 ance in the report required by section 653(a) of the For-
4 eign Assistance Act of 1961, and may only be made avail-
5 able subject to prior consultation with the Committees on
6 Appropriations.

7 PROHIBITION ON FUNDING FOR ABORTIONS AND
8 INVOLUNTARY STERILIZATION

9 SEC. 7066. None of the funds made available to carry
10 out part I of the Foreign Assistance Act of 1961, as
11 amended, may be used to pay for the performance of abor-
12 tions as a method of family planning or to motivate or
13 coerce any person to practice abortions. None of the funds
14 made available to carry out part I of the Foreign Assist-
15 ance Act of 1961, as amended, may be used to pay for
16 the performance of involuntary sterilization as a method
17 of family planning or to coerce or provide any financial
18 incentive to any person to undergo sterilizations. None of
19 the funds made available to carry out part I of the Foreign
20 Assistance Act of 1961, as amended, may be used to pay
21 for any biomedical research which relates in whole or in
22 part, to methods of, or the performance of, abortions or
23 involuntary sterilization as a means of family planning.
24 None of the funds made available to carry out part I of
25 the Foreign Assistance Act of 1961, as amended, may be

1 obligated or expended for any country or organization if
2 the President certifies that the use of these funds by any
3 such country or organization would violate any of the
4 above provisions related to abortions and involuntary steri-
5 lizations.

6 UNITED NATIONS POPULATION FUND

7 SEC. 7067. (a) CONTRIBUTION.—Of the funds made
8 available under the heading “International Organizations
9 and Programs” in this Act for fiscal year 2021,
10 \$55,500,000 shall be made available for the United Na-
11 tions Population Fund (UNFPA).

12 (b) AVAILABILITY OF FUNDS.—Funds appropriated
13 by this Act for UNFPA, that are not made available for
14 UNFPA because of the operation of any provision of law,
15 shall be transferred to the “Global Health Programs” ac-
16 count and shall be made available for family planning, ma-
17 ternal, and reproductive health activities, subject to the
18 regular notification procedures of the Committees on Ap-
19 propriations.

20 (c) PROHIBITION ON USE OF FUNDS IN CHINA.—
21 None of the funds made available by this Act may be used
22 by UNFPA for a country program in the People’s Repub-
23 lic of China.

1 (d) CONDITIONS ON AVAILABILITY OF FUNDS.—
2 Funds made available by this Act for UNFPA may not
3 be made available unless—

4 (1) UNFPA maintains funds made available by
5 this Act in an account separate from other accounts
6 of UNFPA and does not commingle such funds with
7 other sums; and

8 (2) UNFPA does not fund abortions.

9 (e) REPORT TO CONGRESS AND DOLLAR-FOR-DOL-
10 LAR WITHHOLDING OF FUNDS.—

11 (1) Not later than 4 months after the date of
12 enactment of this Act, the Secretary of State shall
13 submit a report to the Committees on Appropria-
14 tions indicating the amount of funds that UNFPA
15 is budgeting for the year in which the report is sub-
16 mitted for a country program in the People's Repub-
17 lic of China.

18 (2) If a report under paragraph (1) indicates
19 that UNFPA plans to spend funds for a country
20 program in the People's Republic of China in the
21 year covered by the report, then the amount of such
22 funds UNFPA plans to spend in the People's Re-
23 public of China shall be deducted from the funds
24 made available to UNFPA after March 1 for obliga-

1 tion for the remainder of the fiscal year in which the
2 report is submitted.

3 GLOBAL HEALTH ACTIVITIES

4 SEC. 7068. (a)(1) IN GENERAL.—Funds appro-
5 priated under the heading “Global Health Programs” in
6 this Act that are made available for bilateral assistance
7 for global health programs including activities relating to
8 research on, and the prevention, treatment and control of,
9 HIV/AIDS may be made available notwithstanding any
10 other provision of law except for provisions under this sec-
11 tion and the United States Leadership Against HIV/
12 AIDS, Tuberculosis, and Malaria Act of 2003 (117 Stat.
13 711; 22 U.S.C. 7601 et seq.), as amended: *Provided*, That
14 of the funds appropriated under title III of this Act, not
15 less than \$750,000,000 shall be made available for family
16 planning/reproductive health, including in areas where
17 population growth threatens biodiversity or endangered
18 species: *Provided further*, That none of the funds made
19 available by this Act or prior Acts making appropriations
20 for the Department of State, foreign operations, and re-
21 lated programs shall be made available to implement the
22 Presidential Memorandum on Mexico City Policy dated
23 January 23, 2017: *Provided further*, That none of the
24 funds made available by this Act may be used in con-
25 travention of the conditions of section 7066 of this Act

1 and section 104(f)(1) of the Foreign Assistance Act of
2 1961.

3 (2) PROHIBITION.—None of the funds made available
4 in this Act nor any unobligated balances from prior appro-
5 priations Acts may be made available to any organization
6 or program which, as determined by the President, di-
7 rectly supports or participates in the management of a
8 program of coercive abortion or involuntary sterilization:
9 *Provided*, That any determination made pursuant to this
10 paragraph must be made not later than 6 months after
11 the date of enactment of this Act, and must be accom-
12 panied by the evidence and criteria utilized to make the
13 determination: *Provided further*, That none of the funds
14 made available under this Act may be used to pay for the
15 performance of abortion as a method of family planning
16 or to motivate or coerce any person to practice abortions:
17 *Provided further*, That nothing in this paragraph shall be
18 construed to alter any existing statutory prohibitions
19 against abortion under section 104 of the Foreign Assist-
20 ance Act of 1961: *Provided further*, That none of the funds
21 made available under this Act may be used to lobby for
22 or against abortion.

23 (3) LIMITATIONS.—In order to reduce reliance on
24 abortion in developing nations, funds shall be available
25 only to voluntary family planning projects which offer, ei-

1 ther directly or through referral to, or information about
2 access to, a broad range of family planning methods and
3 services, and that any such voluntary family planning
4 project shall meet the following requirements—

5 (A) service providers or referral agents in the project
6 shall not implement or be subject to quotas, or other nu-
7 merical targets, of total number of births, number of fam-
8 ily planning acceptors, or acceptors of a particular method
9 of family planning (this provision shall not be construed
10 to include the use of quantitative estimates or indicators
11 for budgeting and planning purposes);

12 (B) the project shall not include payment of incen-
13 tives, bribes, gratuities, or financial reward to:

14 (i) an individual in exchange for becoming a
15 family planning acceptor; or

16 (ii) program personnel for achieving a numer-
17 ical target or quota of total number of births, num-
18 ber of family planning acceptors, or acceptors of a
19 particular method of family planning;

20 (C) the project shall not deny any right or benefit,
21 including the right of access to participate in any program
22 of general welfare or the right of access to health care,
23 as a consequence of any individual's decision not to accept
24 family planning services;

1 (D) the project shall provide family planning accep-
2 tors comprehensible information on the health benefits
3 and risks of the method chosen, including those conditions
4 that might render the use of the method inadvisable and
5 those adverse side effects known to be consequent to the
6 use of the method; and

7 (E) the project shall ensure that experimental contra-
8 ceptive drugs and devices and medical procedures are pro-
9 vided only in the context of a scientific study in which
10 participants are advised of potential risks and benefits;
11 and

12 (F) not less than 60 days after the date on which
13 the USAID Administrator determines that there has been
14 a violation of the requirements contained in subpara-
15 graphs (A), (B), (C), or (E) of this paragraph, or a pat-
16 tern or practice of violations of the requirements contained
17 in subparagraph (D) of such paragraph, the Adminis-
18 trator shall submit to the Committees on Appropriations
19 a report containing a description of such violation and the
20 corrective action taken by the Agency.

21 (4) NATURAL FAMILY PLANNING.—In awarding
22 grants for natural family planning under section 104 of
23 the Foreign Assistance Act of 1961, no applicant shall be
24 discriminated against because of such applicant's religious
25 or conscientious commitment to offer only natural family

1 planning; and, additionally, all such applicants shall com-
2 ply with the requirements of paragraph (3).

3 (5) DEFINITION.—For purposes of this or any other
4 Act authorizing or appropriating funds for the Depart-
5 ment of State, foreign operations, and related programs,
6 the term “motivate”, as it relates to family planning as-
7 sistance, shall not be construed to prohibit the provision,
8 consistent with local law, of information or counseling
9 about all pregnancy options.

10 (6) INFORMATION.—Information provided about the
11 use of condoms as part of projects or activities that are
12 funded from amounts appropriated by this Act shall be
13 medically accurate and shall include the public health ben-
14 efits and failure rates of such use.

15 (7) HIV/AIDS WORKING CAPITAL FUND.—Funds
16 available in the HIV/AIDS Working Capital Fund estab-
17 lished pursuant to section 525(b)(1) of the Foreign Oper-
18 ations, Export Financing, and Related Programs Appro-
19 priations Act, 2005 (Public Law 108–447) may be made
20 available for pharmaceuticals and other products for other
21 global health, emerging infectious disease, and child sur-
22 vival activities to the same extent as HIV/AIDS pharma-
23 ceuticals and other products, subject to the terms and con-
24 ditions in such section: *Provided*, That the authority in
25 section 525(b)(5) of the Foreign Operations, Export Fi-

1 nancing, and Related Programs Appropriation Act, 2005
2 (Public Law 108–447) shall be exercised by the Assistant
3 Administrator for Global Health, USAID, with respect to
4 funds deposited for such non-HIV/AIDS pharmaceuticals
5 and other products, and shall be subject to the regular
6 notification procedures of the Committees on Appropria-
7 tions: *Provided further*, That the Secretary of State shall
8 include in the congressional budget justification an ac-
9 counting of budgetary resources, disbursements, balances,
10 and reimbursements related to such fund.

11 (b) INFECTIOUS DISEASE OUTBREAKS.—

12 (1) EXTRAORDINARY MEASURES.—If the Sec-
13 retary of State determines and reports to the Com-
14 mittees on Appropriations that an international in-
15 fectionous disease outbreak is sustained, severe, and is
16 spreading internationally, or that it is in the na-
17 tional interest to respond to a Public Health Emer-
18 gency of International Concern, funds appropriated
19 by this Act under the headings “Global Health Pro-
20 grams”, “Development Assistance”, “International
21 Disaster Assistance”, “Complex Crises Fund”,
22 “Economic Support Fund”, “Democracy Fund”,
23 “Assistance for Europe, Eurasia and Central Asia”,
24 “Migration and Refugee Assistance”, and “Millen-
25 nium Challenge Corporation” may be made available

1 to combat such infectious disease or public health
2 emergency, and may be transferred to, and merged
3 with, funds appropriated under such headings for
4 the purposes of this paragraph.

5 (2) EMERGENCY RESERVE FUND.—Up to
6 \$50,000,000 of the funds made available under the
7 heading “Global Health Programs” may be made
8 available for the Emergency Reserve Fund estab-
9 lished pursuant to section 7058(c)(1) of the Depart-
10 ment of State, Foreign Operations, and Related Pro-
11 grams Appropriations Act, 2017 (division J of Pub-
12 lic Law 115–31): *Provided*, That such funds shall be
13 made available under the same terms and conditions
14 of such section, as amended.

15 (3) CONSULTATION AND NOTIFICATION.—
16 Funds made available by this subsection shall be
17 subject to prior consultation with the appropriate
18 congressional committees and the regular notifica-
19 tion procedures of the Committees on Appropria-
20 tions.

21 ASSISTANCE FOR FOREIGN NONGOVERNMENTAL
22 ORGANIZATIONS

23 SEC. 7069. The Foreign Assistance Act of 1961 (22
24 U.S.C. 2151 et seq.) is amended by inserting after section
25 104C the following:

1 **“SEC. 104D ELIGIBILITY FOR ASSISTANCE.**

2 “Notwithstanding any other provision of law, regula-
3 tion, or policy, in determining eligibility for assistance
4 under sections 104, 104A, 104B, and 104C, a foreign non-
5 governmental organization—

6 “(1) shall not be ineligible for such assistance
7 solely on the basis of health or medical services, in-
8 cluding counseling and referral services, provided by
9 such organization with non-United States Govern-
10 ment funds if such services—

11 “(A) are permitted in the country in which
12 they are being provided; and

13 “(B) would not violate United States law if
14 provided in the United States; and

15 “(2) shall not be subject to requirements relat-
16 ing to the use of non-United States Government
17 funds for advocacy and lobbying activities other than
18 those that apply to United States nongovernmental
19 organizations receiving assistance under this part.”.

1 TITLE VIII
2 CORONAVIRUS PANDEMIC PREPAREDNESS AND
3 RESPONSE EMERGENCY FUNDING
4 DEPARTMENT OF STATE
5 ADMINISTRATION OF FOREIGN AFFAIRS
6 DIPLOMATIC PROGRAMS

7 For an additional amount for “Diplomatic Pro-
8 grams”, \$955,000,000, to remain available until Sep-
9 tember 30, 2022, for necessary expenses to prevent, pre-
10 pare for, and respond to coronavirus, including for evacu-
11 ation expenses, emergency preparedness, maintaining con-
12 sular operations, and other operations and maintenance
13 requirements related to the consequences of coronavirus:
14 *Provided*, That such amount is designated by the Congress
15 as being for an emergency requirement pursuant to sec-
16 tion 251(b)(2)(A)(i) of the Balanced Budget and Emer-
17 gency Deficit Control Act of 1985.

18 OFFICE OF INSPECTOR GENERAL

19 For an additional amount for “Office of Inspector
20 General”, \$4,400,000, to remain available until September
21 30, 2022, for oversight of funds administered by the De-
22 partment of State and made available to prevent, prepare
23 for, and respond to coronavirus by this title and by prior
24 acts: *Provided*, That such amount is designated by the
25 Congress as being for an emergency requirement pursuant

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

3 UNITED STATES AGENCY FOR INTERNATIONAL
4 DEVELOPMENT

5 FUNDS APPROPRIATED TO THE PRESIDENT

6 OPERATING EXPENSES

7 For an additional amount for “Operating Expenses”,
8 \$105,000,000, to remain available until September 30,
9 2022, to prevent, prepare for, and respond to coronavirus
10 and for other operations and maintenance requirements
11 related to the consequences of coronavirus: *Provided*, That
12 such amount is designated by the Congress as being for
13 an emergency requirement pursuant to section
14 251(b)(2)(A)(i) of the Balanced Budget and Emergency
15 Deficit Control Act of 1985.

16 OFFICE OF INSPECTOR GENERAL

17 For an additional amount for “Office of Inspector
18 General”, \$3,000,000, to remain available until September
19 30, 2022, for oversight of funds administered by the
20 United States Agency for International Development and
21 made available to prevent, prepare for, and respond to
22 coronavirus by this title and by prior acts: *Provided*, That
23 such amount is designated by the Congress as being for
24 an emergency requirement pursuant to section

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

3 BILATERAL ECONOMIC ASSISTANCE

4 FUNDS APPROPRIATED TO THE PRESIDENT

5 GLOBAL HEALTH PROGRAMS

6 For an additional amount for “Global Health Pro-
7 grams”, \$2,500,000,000, to remain available until Sep-
8 tember 30, 2022, for necessary expenses to prevent, pre-
9 pare for, and respond to coronavirus: *Provided*, That such
10 funds shall be administered by the Administrator of the
11 United States Agency for International Development: *Pro-*
12 *vided further*, That of the funds appropriated under this
13 heading in this title, not less than \$150,000,000 shall be
14 transferred to, and merged with, funds made available for
15 the Emergency Reserve Fund established pursuant to sec-
16 tion 7058(c)(1) of the Department of State, Foreign Oper-
17 ations, and Related Programs Appropriations Act, 2017
18 (division J of Public Law 115–31): *Provided further*, That
19 funds made available pursuant to the preceding proviso
20 shall be made available under the terms and conditions
21 of such section, as amended: *Provided further*, That funds
22 appropriated under this heading in this title shall be made
23 available for a contribution to a multilateral vaccine devel-
24 opment partnership to support epidemic preparedness:
25 *Provided further*, That of the funds appropriated under

1 this heading in this title, not less than \$750,000,000 shall
2 be made available for a United States contribution to The
3 GAVI Alliance and not less than \$800,000,000 shall be
4 made available as a United States contribution to the
5 Global Fund to Fight AIDS, Tuberculosis and Malaria
6 (Global Fund): *Provided further*, That funds made avail-
7 able to the Global Fund pursuant to the previous proviso
8 shall be made available notwithstanding section
9 202(d)(4)(A)(i) of the United States Leadership Against
10 HIV/AIDS, Tuberculosis, and Malaria Act of 2003 (22
11 U.S.C. 7622(d)(4)(A)(i)): *Provided further*, That funds
12 appropriated under this heading for fiscal years 2020 and
13 2021 which are designated as being for an emergency re-
14 quirement pursuant to section 251(b)(2)(A)(i) of the Bal-
15 anced Budget and Emergency Deficit Control Act of 1985
16 and made available as a United States contribution to the
17 Global Fund shall not be considered a contribution for the
18 purpose of applying such section 202(d)(4)(A)(i): *Provided*
19 *further*, That funds made available under this heading in
20 this title shall be allocated and allotted not later than 60
21 days after the date of enactment of this Act: *Provided fur-*
22 *ther*, That such amount is designated by the Congress as
23 being for an emergency requirement pursuant to section
24 251(b)(2)(A)(i) of the Balanced Budget and Emergency
25 Deficit Control Act of 1985.

1 DEVELOPMENT ASSISTANCE

2 For an additional amount for “Development Assist-
3 ance”, \$900,000,000, to remain available until September
4 30, 2022, for necessary expenses to prevent, prepare for,
5 and respond to coronavirus, including to address related
6 economic, and stabilization requirements, of which not less
7 than \$150,000,000 shall be made available to maintain
8 access to basic education and to not-for-profit institutions
9 of higher education for costs related to the consequences
10 of coronavirus: *Provided*, That such institutions of higher
11 education shall meet standards equivalent to those re-
12 quired for United States institutional accreditation by a
13 regional accreditation agency recognized by the United
14 States Department of Education: *Provided further*, That
15 funds made available under this heading in this title shall
16 be allocated and allotted within 60 days of the date of
17 enactment of this Act: *Provided further*, That such amount
18 is designated by the Congress as being for an emergency
19 requirement pursuant to section 251(b)(2)(A)(i) of the
20 Balanced Budget and Emergency Deficit Control Act of
21 1985.

22 INTERNATIONAL DISASTER ASSISTANCE

23 For an additional amount for “International Disaster
24 Assistance”, \$1,125,000,000, to remain available until ex-
25 pended, for necessary expenses to prevent, prepare for,

1 and respond to coronavirus: *Provided*, That funds made
2 available under this heading in this title shall be allocated
3 and allotted within 60 days of the date of enactment of
4 this Act: *Provided further*, That such amount is designated
5 by the Congress as being for an emergency requirement
6 pursuant to section 251(b)(2)(A)(i) of the Balanced Budg-
7 et and Emergency Deficit Control Act of 1985.

8 ECONOMIC SUPPORT FUND

9 For an additional amount for “Economic Support
10 Fund”, \$1,500,000,000, to remain available until Sep-
11 tember 30, 2022, for necessary expenses to prevent, pre-
12 pare for, and respond to coronavirus, including to address
13 related economic and stabilization requirements: *Provided*,
14 That funds made available under this heading in this title
15 shall be allocated and allotted within 60 days of the date
16 of enactment of this Act: *Provided further*, That such
17 amount is designated by the Congress as being for an
18 emergency requirement pursuant to section
19 251(b)(2)(A)(i) of the Balanced Budget and Emergency
20 Deficit Control Act of 1985.

21 ASSISTANCE FOR EUROPE, EURASIA AND CENTRAL ASIA

22 For an additional amount for “Assistance for Eu-
23 rope, Eurasia and Central Asia”, \$500,000,000, to remain
24 available until September 30, 2022, for necessary expenses
25 to prevent, prepare for, and respond to coronavirus, in-

1 cluding to address related economic and stabilization re-
2 quirements: *Provided*, funds made available under this
3 heading in this title shall be allocated and allotted within
4 60 days of the date of enactment of this Act: *Provided*
5 *further*, That such amount is designated by Congress as
6 being for an emergency requirement pursuant to section
7 251(b)(2)(A)(i) of the Balanced Budget and Emergency
8 Deficit Control Act of 1985.

9 DEPARTMENT OF STATE

10 MIGRATION AND REFUGEE ASSISTANCE

11 For an additional amount for “Migration and Ref-
12 ugee Assistance”, \$1,125,000,000, to remain available
13 until expended, for necessary expenses to prevent, prepare
14 for, and respond to coronavirus: *Provided*, That funds
15 made available under this heading in this title shall be al-
16 located and allotted within 60 days of the date of enact-
17 ment of this Act: *Provided further*, That such amount is
18 designated by the Congress as being for an emergency re-
19 quirement pursuant to section 251(b)(2)(A)(i) of the Bal-
20 anced Budget and Emergency Deficit Control Act of 1985.

21 INDEPENDENT AGENCIES

22 INTER-AMERICAN FOUNDATION

23 For an additional amount for “Inter-American Foun-
24 dation”, \$10,000,000, to remain available until September
25 30, 2022, for necessary expenses to prevent, prepare for,

1 and respond to coronavirus, including to address related
2 economic and stabilization requirements: *Provided*, that
3 funds made available under this heading in this title shall
4 be allocated and allotted within 60 days of the enactment
5 of this Act: *Provided further*, That such amount is des-
6 ignated by the Congress as being for an emergency re-
7 quirement pursuant to section 251(b)(2)(A)(i) of the Bal-
8 anced Budget and Emergency Deficit Control Act of 1985.

9 UNITED STATES AFRICAN DEVELOPMENT FOUNDATION

10 For an additional amount for “United States African
11 Development Foundation”, \$10,000,000, to remain avail-
12 able until September 30, 2022, for necessary expenses to
13 prevent, prepare for, and respond to coronavirus, includ-
14 ing to address related economic and stabilization require-
15 ments: *Provided*, that funds made available under this
16 heading in this title shall be allocated and allotted within
17 60 days of the enactment of this Act: *Provided further*,
18 That such amount is designated by the Congress as being
19 for an emergency requirement pursuant to section
20 251(b)(2)(A)(i) of the Balanced Budget and Emergency
21 Deficit Control Act of 1985.

1 MULTILATERAL ASSISTANCE

2 FUNDS APPROPRIATED TO THE PRESIDENT

3 INTERNATIONAL ORGANIZATIONS AND PROGRAMS

4 For an additional amount for “International Organi-
5 zations and Programs”, \$1,281,150,000, to remain avail-
6 able until September 30, 2022, for necessary expenses to
7 prevent, prepare for, and respond to coronavirus and to
8 support the United Nations Global Humanitarian Re-
9 sponse Plan COVID–19: *Provided*, That funds made avail-
10 able under this heading in this title shall be allocated and
11 allotted within 60 days of the date of enactment of this
12 Act: *Provided further*, That such amount is designated by
13 the Congress as being for an emergency requirement pur-
14 suant to section 251(b)(2)(A)(i) of the Balanced Budget
15 and Emergency Deficit Control Act of 1985.

16 GENERAL PROVISIONS — THIS TITLE

17 (INCLUDING TRANSFER OF FUNDS)

18 TRANSFERS AND LIMITATIONS

19 SEC. 8001. The authorities and limitations of section
20 402 of the Coronavirus Preparedness and Response Sup-
21 plemental Appropriations Act (division A of Public Law
22 116–123) shall apply to funds appropriated by this title
23 as follows:

1 (1) Subsections (a), (d), (e), and (f) shall apply
2 to funds under the heading “Diplomatic Programs”;
3 and

4 (2) Subsections (c), (d), (e), and (f) shall apply
5 to funds under the heading “Global Health Pro-
6 grams”, “Development Assistance”, “International
7 Disaster Assistance”, “Economic Support Fund”,
8 and “Migration and Refugee Assistance”.

9 REIMBURSEMENT AUTHORITY

10 SEC. 8002. Funds appropriated by this title under
11 the headings “Diplomatic Programs”, “Operating Ex-
12 penses”, “Global Health Programs”, “Development As-
13 sistance”, “International Disaster Assistance”, “Eco-
14 nomic Support Fund”, “Assistance for Europe, Eurasia
15 and Central Asia”, “Migration and Refugee Assistance”,
16 “Inter-American Foundation”, and “United States Afri-
17 can Development Foundation” may be used to reimburse
18 such accounts administered by the Department of State
19 and the United States Agency for International Develop-
20 ment for obligations incurred to prevent, prepare for, and
21 respond to coronavirus prior to the date of enactment of
22 this Act.

23 REPORTING REQUIREMENTS

24 SEC. 8003. The reporting requirements of section
25 406(b) of the Coronavirus Preparedness and Response

1 Supplemental Appropriations Act, 2020 (division A of
2 Public Law 116–123) shall apply to funds appropriated
3 by this title.

4 CONTRIBUTION AUTHORITY

5 SEC. 8004. Section 404 of the Coronavirus Prepared-
6 ness and Response Supplemental Appropriations Act (divi-
7 sion A of Public Law 116–123) shall apply to funds appro-
8 priated by this title under the same headings as specified
9 by such section.

10 REPATRIATION LOANS PROGRAM ACCOUNT

11 SEC. 8005. Section 21005 of the Emergency Appro-
12 priations for Coronavirus Health Response and Agency
13 Operations (division B of Public Law 116–136) is amend-
14 ed by inserting at the end before the period “and is further
15 amended by striking ‘\$5,563,619’ in the second proviso
16 under the heading ‘Repatriation Loans Program Account’
17 and inserting in lieu thereof ‘\$15,563,619’ ”.

18 CONSULAR SERVICES

19 SEC. 8006. Section 21009 of the Emergency Appro-
20 priations for Coronavirus Health Response and Agency
21 Operations (division B of Public Law 116–136) is amend-
22 ed by striking “fiscal year 2020” and inserting in lieu
23 thereof “fiscal years 2020 and 2021”: *Provided*, That the
24 amount provided by this section is designated by the Con-
25 gress as being for an emergency requirement pursuant to

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

3 DEFINITION

4 SEC. 8007. In this title, the term “coronavirus”
5 means SARS–CoV–2 or another coronavirus with pan-
6 demic potential.

7 TITLE IX

8 MIDDLE EAST PARTNERSHIP FOR PEACE

9 **SEC. 9001. SHORT TITLE.**

10 This title may be cited as the “Middle East Partner-
11 ship for Peace Act of 2020”.

12 **SEC. 9002. FINDINGS.**

13 Congress finds the following:

14 (1) Economic development in conflict settings
15 has been shown to support stabilization by empow-
16 ering entrepreneurs, growing the middle class, and
17 mitigating unemployment.

18 (2) In 2018, unemployment in the Palestinian
19 territories was 32.4 percent. Gross Domestic Prod-
20 uct (GDP) growth in the Palestinian territories de-
21 clined from 2017 to 2019, and it is projected to fur-
22 ther decline in 2020.

23 (3) According to the World Bank Ad Hoc Liai-
24 son Committee’s April 2019 Economic Monitoring
25 Report, “to achieve sustainable economic growth, in

1 the Palestinian territories, growth and job creation
2 going forward will need to be private sector driven”.

3 (4) According to the 2018 Joint Strategic Plan
4 of the Department of State and the United States
5 Agency for International Development, “assistance
6 can help prevent new recruitment to terrorist organi-
7 zations, reduce levels of violence, promote legitimate
8 governance structures that strengthen inclusion, and
9 reduce policies that marginalize communities”.

10 (5) Although economic development is an im-
11 portant tool for stabilizing conflict-prone settings
12 and establishing connections between communities,
13 economic development by itself will not lead to last-
14 ing peace. People-to-people peace-building programs
15 further advance reconciliation efforts by promoting
16 greater understanding, mutual trust, and coopera-
17 tion between communities.

18 (6) While the United States and its inter-
19 national partners continue to support diplomatic and
20 political negotiations between the representatives of
21 the parties to the Israeli-Palestinian conflict, such
22 efforts require broad popular support among the
23 people on the ground to succeed.

24 (7) Achieving sustainable, high-level agreements
25 for lasting peace in the Middle East must come

1 through, and with the support of, the people who
2 live there, and the United States and its inter-
3 national partners can help the people of the region
4 build popular support for sustainable agreements for
5 lasting peace.

6 **SEC. 9003. SENSE OF CONGRESS.**

7 It is the sense of Congress that—

8 (1) building a viable Palestinian economy is
9 central to the effort to preserve the possibility of a
10 negotiated settlement leading to a sustainable two-
11 state solution with the democratic, Jewish state of
12 Israel and a demilitarized, democratic Palestinian
13 state living side-by-side in peace, security, and mu-
14 tual recognition;

15 (2) United States and international support for
16 grassroots, people-to-people efforts aimed at fos-
17 tering tolerance, and building support for a such so-
18 lution, can help counter extremist propaganda and
19 the growing issue of incitement;

20 (3) strengthening engagement between Palestin-
21 ians, Israelis, and through people-to-people peace-
22 building programs can increase the bonds of friend-
23 ship and understanding;

24 (4) investing in the development of the Pales-
25 tinian economy and in joint economic ventures can

1 advance multiple sectors to the benefit of local, re-
2 gional, and global parties; and

3 (5) Congress encourages cooperation between
4 Palestinian, American, and Israeli business sectors
5 in order to benefit the Palestinian, American, and
6 Israeli peoples and economies.

7 **SEC. 9004. PEOPLE-TO-PEOPLE PARTNERSHIP FOR PEACE**
8 **FUND.**

9 Chapter 4 of part II of the Foreign Assistance Act
10 of 1961 (22 U.S.C. 2346 et seq.) is amended by adding
11 at the end the following:

12 **“SEC. 535 PEOPLE-TO-PEOPLE PARTNERSHIP FOR PEACE**
13 **FUND.**

14 “(a) **ESTABLISHMENT.**—Beginning on the date that
15 is one year after the date of enactment of this section,
16 the Administrator of the United States Agency for Inter-
17 national Development is authorized to establish a program
18 to provide funding for projects to help build the founda-
19 tion for peaceful co-existence between Israelis and Pal-
20 estinians and for a sustainable two-state solution. The
21 program established under this subsection shall be known
22 as the ‘People-to-People Partnership for Peace Fund’ (re-
23 ferred to in this section as the ‘Fund’).

24 “(b) **ELIGIBILITY FOR SUPPORT.**—In providing fund-
25 ing for projects through the Fund, the Administrator may

1 provide support for qualified organizations, prioritizing
2 those organizations that seek to build better cooperation
3 between Israelis and Palestinians, including Palestinian
4 organizations, Israeli organizations, and international or-
5 ganizations that bring Israelis and Palestinians together.

6 “(c) ADDITIONAL ELIGIBILITY FOR SUPPORT.—In
7 providing funding for projects through the Fund, The Ad-
8 ministrator may additionally provide support to qualified
9 organizations that further shared community building,
10 peaceful co-existence, dialogue, and reconciliation between
11 Arab and Jewish citizens of Israel.

12 “(d) CONTRIBUTIONS.—The Administrator—

13 “(1) is encouraged to work with foreign govern-
14 ments and international organizations to leverage
15 the impact of United States resources and achieve
16 the objectives of this section; and

17 “(2) is authorized to make and accept contribu-
18 tions for the purposes of the Fund, consistent with
19 subsections (b) and (d) of section 635.

20 “(e) ADVISORY BOARD.—

21 “(1) ESTABLISHMENT.—The Administrator
22 shall establish an advisory board to make rec-
23 ommendations to the Administrator regarding the
24 types of projects that should be funded through the
25 Fund.

1 “(2) MEMBERSHIP.—

2 “(A) IN GENERAL.—Subject to subpara-
3 graph (B), the advisory board shall be com-
4 posed of 13 members, none of whom may be
5 Members of Congress, who shall be appointed
6 for renewable periods of 3 years, as follows:

7 “(i) One member appointed by the
8 Administrator, in consultation with the
9 Secretary of State.

10 “(ii) One member appointed by the
11 chair, and one member appointed by the
12 ranking member, of the Committee on For-
13 eign Relations of the Senate.

14 “(iii) One member appointed by the
15 chair, and one member appointed by the
16 ranking member, of the Committee on For-
17 eign Affairs of the House of Representa-
18 tives.

19 “(iv) One member appointed by the
20 chair, and one member appointed by the
21 ranking member, of the Committee on Ap-
22 propriations of the Senate.

23 “(v) One member appointed by the
24 chair, and one member appointed by the
25 ranking member, of the Committee on Ap-

1 appropriations of the House of Representa-
2 tives.

3 “(vi) One member appointed by the
4 majority leader, and one member ap-
5 pointed by the minority leader, of the Sen-
6 ate.

7 “(vii) One member appointed by the
8 Speaker, and one member appointed by the
9 minority leader, of the House of Rep-
10 resentatives.

11 “(B) INTERNATIONAL PARTICIPATION.—
12 The Administrator may appoint up to 2 addi-
13 tional members to the advisory board who are
14 representatives of foreign governments or inter-
15 national organizations for renewable periods of
16 3 years.

17 “(C) QUALIFICATIONS.—Members of the
18 advisory board shall have demonstrated regional
19 expertise and experience and expertise in con-
20 flict mitigation and people-to-people programs.

21 “(D) ADDITIONAL RECOMMENDATIONS.—
22 The Administrator should consider the input
23 and recommendations from missions of the
24 United States Agency for International Devel-

1 opment in the region and mission directors
2 when considering types of projects.”.

3 **SEC. 9005. JOINT INVESTMENT FOR PEACE INITIATIVE.**

4 (a) ESTABLISHMENT.—Beginning on the date that is
5 180 days after the date of the enactment of this Act, the
6 Chief Executive Officer of the United States International
7 Development Finance Corporation (referred to in this sec-
8 tion as the “Chief Executive Officer” and the “Corpora-
9 tion”, respectively) is authorized to establish a program
10 to provide investments in entities that carry out projects
11 that contribute to the development of the Palestinian pri-
12 vate sector economy. The program established under this
13 subsection shall be known as the “Joint Investment for
14 Peace Initiative” (referred to in this section as the “Initia-
15 tive”).

16 (b) PARTICIPATION REQUIREMENT.—In providing in-
17 vestments through the Initiative, the Chief Executive Offi-
18 cer shall ensure participation by small and medium-sized
19 enterprises owned by Palestinians.

20 (c) PRIORITY.—In providing investments through the
21 Initiative, the Chief Executive Officer shall prioritize
22 projects that increase economic cooperation between
23 Israelis and Palestinians.

24 (d) USE OF EXISTING AUTHORITIES.—In carrying
25 out the Initiative, the Chief Executive Officer shall utilize

1 the authorities under section 1421 of the Better Utiliza-
2 tion of Investments Leading to Development Act of 2018
3 (22 U.S.C. 9621) to—

4 (1) select a manager of the Initiative with the
5 consensus of the majority of the Board of Directors
6 of the Corporation;

7 (2) oversee and direct the operation of the Ini-
8 tiative consistent with such Act and other provisions
9 of law;

10 (3) provide the Initiative with loans, guaranties,
11 equity, and insurance, as appropriate, to enable the
12 Initiative to attract private investment; and

13 (4) carry out the purposes of the Initiative con-
14 sistent with the provisions of this section and other
15 applicable provisions of law.

16 (e) EXPENDITURES.—Funds made available to carry
17 out the Initiative shall be expended at the minimum rate
18 necessary to make timely payments for projects and activi-
19 ties carried out under the Initiative.

20 (f) PRIVATE CHARACTER OF INITIATIVE.—Any entity
21 that receives an investment under the Initiative shall not
22 by virtue of receipt of such investment be considered to
23 be an agency or establishment of the United States Gov-
24 ernment for purposes of title 5, United States Code.

1 (g) OVERSIGHT.—Operations of the Corporation
2 under the Initiative shall be subject to—

3 (1) audits, investigations, and inspections con-
4 ducted by the Office of the Inspector General of the
5 United States International Development Finance
6 Corporation; and

7 (2) assessment by the Comptroller General of
8 the United States.

9 (h) ANNUAL REPORT.—

10 (1) IN GENERAL.—Not later than December 31,
11 2021, and each December 31 thereafter, the Chief
12 Executive Officer shall submit to the appropriate
13 congressional committees a report that describes the
14 following:

15 (A) The extent to which the Initiative has
16 contributed to promoting and supporting Pales-
17 tinian economic development.

18 (B) The extent to which the Initiative has
19 contributed to greater integration of the Pales-
20 tinian economy into the international rules-
21 based business system.

22 (C) The extent to which projects that in-
23 crease economic cooperation between Israelis
24 and Palestinians have been prioritized.

25 (D) Information on the following:

1 (i) Investments received and provided
2 through the Initiative.

3 (ii) The mechanisms established for
4 transparency and accountability of invest-
5 ments provided through the Initiative.

6 (E) A description of the Initiative's oper-
7 ations, activities, budget, receipts, and expendi-
8 tures for the preceding 12-month period, includ-
9 ing an audited report of the Initiative's finances
10 which shall further include statements of finan-
11 cial position, operations, equity positions and
12 cash flows, in accordance with generally accept-
13 ed government auditing standards prescribed by
14 the Comptroller General of the United States.

15 (F) Lessons learned from improvements to
16 the efficacy of people-to-people relationships.

17 (G) A description of potential strategies
18 for achieving sustainability for civic institutions
19 that the Initiative develops or supports, includ-
20 ing novel financing mechanisms.

21 (H) A description of the process for vetting
22 and oversight of entities eligible for support
23 from the Initiative to ensure compliance with
24 the requirements of section 9006(b).

1 (2) FORM.—The reports required under this
2 subsection shall be submitted in unclassified form,
3 without the designation “For Official Use Only” or
4 any related or successor designation, but may be ac-
5 companied by a classified annex.

6 (i) EXCEPTIONS TO CERTAIN LIMITATIONS.—In pro-
7 viding investments through the Initiative described in sub-
8 section (c)—

9 (1) the Corporation may provide support for
10 projects in countries with upper-middle-income
11 economies or high-income economies (as those terms
12 are defined by the International Bank for Recon-
13 struction and Development and the International
14 Development Association); and

15 (2) the restriction under section 1412(c)(2) of
16 the Better Utilization of Investments Leading to De-
17 velopment Act of 2018 (22 U.S.C. 9612(c)(2)) shall
18 not apply with respect to support for projects in
19 countries described in paragraph (1).

20 (j) TERMINATION.—

21 (1) IN GENERAL.—The authority to carry out
22 the Initiative shall terminate on the date that is 10
23 years after the date on which the Chief Executive
24 Officer makes the first investment under the Initia-
25 tive.

1 (2) EXCEPTION.—The Chief Executive Officer
2 is authorized to continue to manage investments
3 made under the Initiative on and after the date
4 specified in paragraph (1).

5 **SEC. 9006. LIMITATIONS, VETTING, COORDINATION, AND**
6 **OVERSIGHT.**

7 (a) LIMITATIONS.—None of the funds made available
8 to carry out this title, or any amendment made by this
9 title, may be used to provide—

10 (1) financial assistance to the national govern-
11 ment of any foreign country;

12 (2) assistance for—

13 (A) any individual or group the Secretary
14 of State determines to be involved in, or advo-
15 cating, terrorist activity; or

16 (B) any individual who is a member of a
17 foreign terrorist organization (as designated
18 pursuant to section 219 of the Immigration and
19 Nationality Act (8 U.S.C. 1189)); or

20 (3) assistance for the Palestinian Authority or
21 the Palestine Liberation Organization.

22 (b) APPLICABLE REGULATIONS.—Assistance made
23 available under this title, and any amendment made by
24 this title, shall adhere to the mission directives and vetting
25 practices for assistance for the West Bank and Gaza, as

1 set forth by the United States Agency for International
2 Development.

3 (c) COORDINATION.—

4 (1) The Chief Executive Officer of the United
5 States International Development Finance Corpora-
6 tion, acting through the Chief Development Officer
7 of such Corporation, shall coordinate with the Ad-
8 ministrator of the United States Agency for Inter-
9 national Development to ensure that all expenditures
10 from the Joint Investment for Peace Initiative com-
11 ply with this section.

12 (2) To the extent practicable, the Administrator
13 of the United States Agency for International Devel-
14 opment and the Chief Executive Officer of the
15 United States International Development Finance
16 Corporation should coordinate and share information
17 in advance of providing resources through the Peo-
18 ple-to-People Partnership for Peace Fund and the
19 Joint Investment for Peace Initiative.

20 (d) REPORT.—

21 (1) IN GENERAL.—Not later than 90 days after
22 the end of the first fiscal year in which both the
23 People-to-People Partnership for Peace Fund and
24 the Joint Investment for Peace Initiative are in ef-
25 fect, and annually thereafter, the Administrator of

1 the United States Agency for International Develop-
2 ment and the Chief Executive Officer of the United
3 States International Development Finance Corpora-
4 tion shall jointly submit to the appropriate congress-
5 sional committees a report in writing that de-
6 scribes—

7 (A)(i) lessons learned and best practices
8 developed from funding for projects under the
9 People-to-People Partnership for Peace Fund
10 during the prior fiscal year; and

11 (ii) the extent to which such projects have
12 contributed to the purposes of the People-to-
13 People Partnership for Peace Fund;

14 (B)(i) lessons learned and best practices
15 developed from investments provided under the
16 Joint Investment for Peace Initiative during the
17 prior fiscal year; and

18 (ii) the extent to which such investments
19 have contributed to the purposes of the Joint
20 Investment for Peace Initiative; and

21 (C) how the United States International
22 Development Finance Corporation and the
23 United States Agency for International Devel-
24 opment coordinate and share information with
25 respect to the People-to-People Partnership for

1 Peace Fund and the Joint Investment for Peace
2 Initiative.

3 (2) CONSULTATION.—The Administrator of the
4 United States Agency for International Development
5 shall consult with the advisory board established by
6 subsection (e) of section 535 of the Foreign Assist-
7 ance Act of 1961 (as added by section 9004) to in-
8 form the reports required by paragraph (1).

9 **SEC. 9007. APPROPRIATE CONGRESSIONAL COMMITTEES**
10 **DEFINED.**

11 In this title, the term “appropriate congressional
12 committees” has the meaning given that term in section
13 1402 of the Better Utilization of Investments Leading to
14 Development Act of 2018 (22 U.S.C. 9601).

15 **SEC. 9008. AUTHORIZATION OF APPROPRIATIONS.**

16 (a) IN GENERAL.—There is authorized to be appro-
17 priated to carry out this title, and the amendments made
18 by this title, \$50,000,000 for each of the first 5 fiscal
19 years beginning after the date of the enactment of this
20 Act.

21 (b) AVAILABILITY OF AMOUNTS TO CARRY OUT SEC-
22 TION 535 OF THE FOREIGN ASSISTANCE ACT OF 1961.—
23 Of the amounts authorized to be appropriated by sub-
24 section (a) for each of the fiscal years described in such
25 subsection, the following amounts shall be made available

1 to carry out section 535 of the Foreign Assistance Act
2 of 1961 (as added by section 9004):

3 (1) 60 percent of such amounts for the first fis-
4 cal year.

5 (2) 50 percent of such amounts for the second
6 fiscal year.

7 (3) 40 percent of such amounts for each of the
8 third and fourth such fiscal years.

9 (4) 30 percent of such amounts for the fifth
10 such fiscal year.

11 (c) ADMINISTRATIVE EXPENSES.—Not more than 3
12 percent of amounts authorized to be appropriated by sub-
13 section (a) for a fiscal year may be made available for ad-
14 ministrative expenses to carry out section 535 of the For-
15 eign Assistance Act of 1961 (as added by section 9004).

16 (d) AVAILABILITY.—Amounts authorized to be ap-
17 propriated by subsection (a) for a fiscal year are author-
18 ized to remain available for such fiscal year and the subse-
19 quent 4 fiscal years.

20 This Act may be cited as the “Department of State,
21 Foreign Operations, and Related Programs Appropria-
22 tions Act, 2021”.

1 **DIVISION B—AGRICULTURE, RURAL DE-**
2 **VELOPMENT, FOOD AND DRUG ADMIN-**
3 **ISTRATION, AND RELATED AGENCIES**
4 **APPROPRIATIONS ACT, 2021**

5 That the following sums are appropriated, out of any
6 money in the Treasury not otherwise appropriated, for Ag-
7 riculture, Rural Development, Food and Drug Administra-
8 tion, and Related Agencies programs for fiscal year ending
9 September 30, 2021, and for other purposes, namely:

10 **TITLE I**

11 **AGRICULTURAL PROGRAMS**

12 **PROCESSING, RESEARCH, AND MARKETING**

13 **OFFICE OF THE SECRETARY**

14 **(INCLUDING TRANSFERS OF FUNDS)**

15 For necessary expenses of the Office of the Secretary,
16 \$47,638,000, of which not to exceed \$5,118,000 shall be
17 available for the immediate Office of the Secretary; not
18 to exceed \$1,329,000 shall be available for the Office of
19 Homeland Security; not to exceed \$6,508,000 shall be
20 available for the Office of Partnerships and Public En-
21 gagement, of which \$1,500,000 shall be for 7 U.S.C.
22 2279(c)(5); not to exceed \$23,392,000 shall be available
23 for the Office of the Assistant Secretary for Administra-
24 tion, of which \$22,509,000 shall be available for Depart-
25 mental Administration to provide for necessary expenses

1 for management support services to offices of the Depart-
2 ment and for general administration, security, repairs and
3 alterations, and other miscellaneous supplies and expenses
4 not otherwise provided for and necessary for the practical
5 and efficient work of the Department: *Provided*, That
6 funds made available by this Act to an agency in the Ad-
7 ministration mission area for salaries and expenses are
8 available to fund up to one administrative support staff
9 for the Office; not to exceed \$3,921,000 shall be available
10 for the Office of Assistant Secretary for Congressional Re-
11 lations and Intergovernmental Affairs to carry out the
12 programs funded by this Act, including programs involv-
13 ing intergovernmental affairs and liaison within the execu-
14 tive branch; and not to exceed \$7,370,000 shall be avail-
15 able for the Office of Communications: *Provided further*,
16 That the Secretary of Agriculture is authorized to transfer
17 funds appropriated for any office of the Office of the Sec-
18 retary to any other office of the Office of the Secretary:
19 *Provided further*, That no appropriation for any office
20 shall be increased or decreased by more than 5 percent:
21 *Provided further*, That not to exceed \$22,000 of the
22 amount made available under this paragraph for the im-
23 mediate Office of the Secretary shall be available for offi-
24 cial reception and representation expenses, not otherwise
25 provided for, as determined by the Secretary: *Provided*

1 *further*, That the amount made available under this head-
2 ing for Departmental Administration shall be reimbursed
3 from applicable appropriations in this Act for travel ex-
4 penses incident to the holding of hearings as required by
5 5 U.S.C. 551–558: *Provided further*, That funds made
6 available under this heading for the Office of the Assistant
7 Secretary for Congressional Relations and Intergovern-
8 mental Affairs may be transferred to agencies of the De-
9 partment of Agriculture funded by this Act to maintain
10 personnel at the agency level: *Provided further*, That no
11 funds made available under this heading for the Office of
12 Assistant Secretary for Congressional Relations may be
13 obligated after 30 days from the date of enactment of this
14 Act, unless the Secretary has notified the Committees on
15 Appropriations of both Houses of Congress on the alloca-
16 tion of these funds by USDA agency: *Provided further*,
17 That during any 30 day notification period referenced in
18 section 716 of this Act, the Secretary of Agriculture shall
19 take no action to begin implementation of the action that
20 is subject to section 716 of this Act or make any public
21 announcement of such action in any form.

22 EXECUTIVE OPERATIONS

23 OFFICE OF THE CHIEF ECONOMIST

24 For necessary expenses of the Office of the Chief
25 Economist, \$21,251,000, of which \$5,000,000 shall be for

1 grants or cooperative agreements for policy research under
2 7 U.S.C. 3155.

3 OFFICE OF HEARINGS AND APPEALS

4 For necessary expenses of the Office of Hearings and
5 Appeals, \$15,448,000.

6 OFFICE OF BUDGET AND PROGRAM ANALYSIS

7 For necessary expenses of the Office of Budget and
8 Program Analysis, \$9,666,000.

9 OFFICE OF THE CHIEF INFORMATION OFFICER

10 For necessary expenses of the Office of the Chief In-
11 formation Officer, \$73,354,000, of which not less than
12 \$56,000,000 is for cybersecurity requirements of the de-
13 partment.

14 OFFICE OF THE CHIEF FINANCIAL OFFICER

15 For necessary expenses of the Office of the Chief Fi-
16 nancial Officer, \$6,137,000.

17 OFFICE OF THE ASSISTANT SECRETARY FOR CIVIL

18 RIGHTS

19 For necessary expenses of the Office of the Assistant
20 Secretary for Civil Rights, \$910,000: *Provided*, That
21 funds made available by this Act to an agency in the Civil
22 Rights mission area for salaries and expenses are available
23 to fund up to one administrative support staff for the Of-
24 fice.

1 OFFICE OF CIVIL RIGHTS

2 For necessary expenses of the Office of Civil Rights,
3 \$22,875,000.

4 OFFICE OF SAFETY, SECURITY, AND PROTECTION

5 For necessary expenses of the Office of Safety, Secu-
6 rity, and Protection, \$23,218,000.

7 AGRICULTURE BUILDINGS AND FACILITIES

8 (INCLUDING TRANSFERS OF FUNDS)

9 For payment of space rental and related costs pursu-
10 ant to Public Law 92–313, including authorities pursuant
11 to the 1984 delegation of authority from the Adminis-
12 trator of General Services to the Department of Agri-
13 culture under 40 U.S.C. 121, for programs and activities
14 of the Department which are included in this Act, and for
15 alterations and other actions needed for the Department
16 and its agencies to consolidate unneeded space into con-
17 figurations suitable for release to the Administrator of
18 General Services, and for the operation, maintenance, im-
19 provement, and repair of Agriculture buildings and facili-
20 ties, and for related costs, \$108,186,000, to remain avail-
21 able until expended.

22 HAZARDOUS MATERIALS MANAGEMENT

23 (INCLUDING TRANSFERS OF FUNDS)

24 For necessary expenses of the Department of Agri-
25 culture, to comply with the Comprehensive Environmental

1 Response, Compensation, and Liability Act (42 U.S.C.
2 9601 et seq.) and the Solid Waste Disposal Act (42 U.S.C.
3 6901 et seq.), \$7,518,000, to remain available until ex-
4 pended: *Provided*, That appropriations and funds available
5 herein to the Department for Hazardous Materials Man-
6 agement may be transferred to any agency of the Depart-
7 ment for its use in meeting all requirements pursuant to
8 the above Acts on Federal and non-Federal lands.

9 OFFICE OF INSPECTOR GENERAL

10 For necessary expenses of the Office of Inspector
11 General, including employment pursuant to the Inspector
12 General Act of 1978 (Public Law 95–452; 5 U.S.C. App.),
13 \$99,791,000, including such sums as may be necessary for
14 contracting and other arrangements with public agencies
15 and private persons pursuant to section 6(a)(9) of the In-
16 spector General Act of 1978 (Public Law 95–452; 5
17 U.S.C. App.), and including not to exceed \$125,000 for
18 certain confidential operational expenses, including the
19 payment of informants, to be expended under the direction
20 of the Inspector General pursuant to the Inspector Gen-
21 eral Act of 1978 (Public Law 95–452; 5 U.S.C. App.) and
22 section 1337 of the Agriculture and Food Act of 1981
23 (Public Law 97–98).

1 OFFICE OF THE GENERAL COUNSEL

2 For necessary expenses of the Office of the General
3 Counsel, \$45,579,000.

4 OFFICE OF ETHICS

5 For necessary expenses of the Office of Ethics,
6 \$4,198,000.

7 OFFICE OF THE UNDER SECRETARY FOR RESEARCH,
8 EDUCATION, AND ECONOMICS

9 For necessary expenses of the Office of the Under
10 Secretary for Research, Education, and Economics,
11 \$6,109,000: *Provided*, That funds made available by this
12 Act to an agency in the Research, Education, and Eco-
13 nomics mission area for salaries and expenses are avail-
14 able to fund up to one administrative support staff for
15 the Office.

16 ECONOMIC RESEARCH SERVICE

17 For necessary expenses of the Economic Research
18 Service, \$86,703,000.

19 NATIONAL AGRICULTURAL STATISTICS SERVICE

20 For necessary expenses of the National Agricultural
21 Statistics Service, \$183,434,000, of which up to
22 \$46,300,000 shall be available until expended for the Cen-
23 sus of Agriculture: *Provided*, That amounts made available
24 for the Census of Agriculture may be used to conduct Cur-

1 rent Industrial Report surveys subject to 7 U.S.C.
2 2204g(d) and (f).

3 AGRICULTURAL RESEARCH SERVICE

4 SALARIES AND EXPENSES

5 For necessary expenses of the Agricultural Research
6 Service and for acquisition of lands by donation, exchange,
7 or purchase at a nominal cost not to exceed \$100, and
8 for land exchanges where the lands exchanged shall be of
9 equal value or shall be equalized by a payment of money
10 to the grantor which shall not exceed 25 percent of the
11 total value of the land or interests transferred out of Fed-
12 eral ownership, \$1,453,712,000: *Provided*, That appro-
13 priations hereunder shall be available for the operation
14 and maintenance of aircraft and the purchase of not to
15 exceed one for replacement only: *Provided further*, That
16 appropriations hereunder shall be available pursuant to 7
17 U.S.C. 2250 for the construction, alteration, and repair
18 of buildings and improvements, but unless otherwise pro-
19 vided, the cost of constructing any one building shall not
20 exceed \$500,000, except for headhouses or greenhouses
21 which shall each be limited to \$1,800,000, except for 10
22 buildings to be constructed or improved at a cost not to
23 exceed \$1,100,000 each, and except for two buildings to
24 be constructed at a cost not to exceed \$3,000,000 each,
25 and the cost of altering any one building during the fiscal

1 year shall not exceed 10 percent of the current replace-
2 ment value of the building or \$500,000, whichever is
3 greater: *Provided further*, That appropriations hereunder
4 shall be available for entering into lease agreements at any
5 Agricultural Research Service location for the construction
6 of a research facility by a non-Federal entity for use by
7 the Agricultural Research Service and a condition of the
8 lease shall be that any facility shall be owned, operated,
9 and maintained by the non-Federal entity and shall be re-
10 moved upon the expiration or termination of the lease
11 agreement: *Provided further*, That the limitations on alter-
12 ations contained in this Act shall not apply to moderniza-
13 tion or replacement of existing facilities at Beltsville,
14 Maryland: *Provided further*, That appropriations here-
15 under shall be available for granting easements at the
16 Beltsville Agricultural Research Center: *Provided further*,
17 That the foregoing limitations shall not apply to replace-
18 ment of buildings needed to carry out the Act of April
19 24, 1948 (21 U.S.C. 113a): *Provided further*, That appro-
20 priations hereunder shall be available for granting ease-
21 ments at any Agricultural Research Service location for
22 the construction of a research facility by a non-Federal
23 entity for use by, and acceptable to, the Agricultural Re-
24 search Service and a condition of the easements shall be
25 that upon completion the facility shall be accepted by the

1 Secretary, subject to the availability of funds herein, if the
2 Secretary finds that acceptance of the facility is in the
3 interest of the United States: *Provided further*, That funds
4 may be received from any State, other political subdivi-
5 sion, organization, or individual for the purpose of estab-
6 lishing or operating any research facility or research
7 project of the Agricultural Research Service, as authorized
8 by law.

9 BUILDINGS AND FACILITIES

10 For the acquisition of land, construction, repair, im-
11 provement, extension, alteration, and purchase of fixed
12 equipment or facilities as necessary to carry out the agri-
13 cultural research programs of the Department of Agri-
14 culture, where not otherwise provided, \$11,200,000 to re-
15 main available until expended, to be allocated for ARS fa-
16 cilities co-located with university partners.

17 NATIONAL INSTITUTE OF FOOD AND AGRICULTURE

18 RESEARCH AND EDUCATION ACTIVITIES

19 For payments to agricultural experiment stations, for
20 cooperative forestry and other research, for facilities, and
21 for other expenses, \$997,729,000, which shall be for the
22 purposes, and in the amounts, specified in the table titled
23 “National Institute of Food and Agriculture, Research
24 and Education Activities” in the report accompanying this
25 Act: *Provided*, That funds for research grants for 1994

1 institutions, education grants for 1890 institutions, His-
2 panic serving institutions education grants, capacity build-
3 ing for non-land-grant colleges of agriculture, the agri-
4 culture and food research initiative, veterinary medicine
5 loan repayment, multicultural scholars, graduate fellow-
6 ship and institution challenge grants, and grants manage-
7 ment systems shall remain available until expended: *Pro-*
8 *vided further*, That each institution eligible to receive
9 funds under the Evans-Allen program receives no less
10 than \$1,000,000: *Provided further*, That funds for edu-
11 cation grants for Alaska Native and Native Hawaiian-
12 serving institutions be made available to individual eligible
13 institutions or consortia of eligible institutions with funds
14 awarded equally to each of the States of Alaska and Ha-
15 waii: *Provided further*, That funds for education grants for
16 1890 institutions shall be made available to institutions
17 eligible to receive funds under 7 U.S.C. 3221 and 3222:
18 *Provided further*, That not more than 5 percent of the
19 amounts made available by this or any other Act to carry
20 out the Agriculture and Food Research Initiative under
21 7 U.S.C. 3157 may be retained by the Secretary of Agri-
22 culture to pay administrative costs incurred by the Sec-
23 retary in carrying out that authority.

1 NATIVE AMERICAN INSTITUTIONS ENDOWMENT FUND

2 For the Native American Institutions Endowment
3 Fund authorized by Public Law 103–382 (7 U.S.C. 301
4 note), \$11,857,000, to remain available until expended.

5 EXTENSION ACTIVITIES

6 For payments to States, the District of Columbia,
7 Puerto Rico, Guam, the Virgin Islands, Micronesia, the
8 Northern Marianas, and American Samoa, \$538,557,000,
9 which shall be for the purposes, and in the amounts, speci-
10 fied in the table titled “National Institute of Food and
11 Agriculture, Extension Activities” in the report accom-
12 panying this Act: *Provided*, That funds for facility im-
13 provements at 1890 institutions shall remain available
14 until expended: *Provided further*, That institutions eligible
15 to receive funds under 7 U.S.C. 3221 for cooperative ex-
16 tension receive no less than \$1,000,000: *Provided further*,
17 That funds for cooperative extension under sections 3(b)
18 and (c) of the Smith-Lever Act (7 U.S.C. 343(b) and (c))
19 and section 208(c) of Public Law 93–471 shall be avail-
20 able for retirement and employees’ compensation costs for
21 extension agents.

22 INTEGRATED ACTIVITIES

23 For the integrated research, education, and extension
24 grants programs, including necessary administrative ex-
25 penses, \$39,000,000, which shall be for the purposes, and

1 in the amounts, specified in the table titled “National In-
2 stitute of Food and Agriculture, Integrated Activities” in
3 the report accompanying this Act: *Provided*, That funds
4 for the Food and Agriculture Defense Initiative shall re-
5 main available until September 30, 2022: *Provided further*,
6 That notwithstanding any other provision of law, indirect
7 costs shall not be charged against any Extension Imple-
8 mentation Program Area grant awarded under the Crop
9 Protection/Pest Management Program (7 U.S.C. 7626).

10 OFFICE OF THE UNDER SECRETARY FOR MARKETING
11 AND REGULATORY PROGRAMS

12 For necessary expenses of the Office of the Under
13 Secretary for Marketing and Regulatory Programs,
14 \$809,000: *Provided*, That funds made available by this
15 Act to an agency in the Marketing and Regulatory Pro-
16 grams mission area for salaries and expenses are available
17 to fund up to one administrative support staff for the Of-
18 fice.

19 ANIMAL AND PLANT HEALTH INSPECTION SERVICE
20 SALARIES AND EXPENSES
21 (INCLUDING TRANSFERS OF FUNDS)

22 For necessary expenses of the Animal and Plant
23 Health Inspection Service, including up to \$30,000 for
24 representation allowances and for expenses pursuant to
25 the Foreign Service Act of 1980 (22 U.S.C. 4085),

1 \$1,069,817,000, of which \$480,000, to remain available
2 until expended, shall be available for the control of out-
3 breaks of insects, plant diseases, animal diseases and for
4 control of pest animals and birds (“contingency fund”) to
5 the extent necessary to meet emergency conditions; of
6 which \$15,338,000, to remain available until expended,
7 shall be used for the cotton pests program, including for
8 cost share purposes or for debt retirement for active eradi-
9 cation zones; of which \$38,167,000, to remain available
10 until expended, shall be for Animal Health Technical Serv-
11 ices; of which \$2,000,000 shall be for activities under the
12 authority of the Horse Protection Act of 1970, as amend-
13 ed (15 U.S.C. 1831); of which \$63,331,000, to remain
14 available until expended, shall be used to support avian
15 health; of which \$4,251,000, to remain available until ex-
16 pended, shall be for information technology infrastructure;
17 of which \$198,912,000, to remain available until ex-
18 pended, shall be for specialty crop pests; of which,
19 \$13,979,000, to remain available until expended, shall be
20 for field crop and rangeland ecosystem pests; of which
21 \$18,651,000, to remain available until expended, shall be
22 for zoonotic disease management; of which \$41,363,000,
23 to remain available until expended, shall be for emergency
24 preparedness and response; of which \$60,600,000, to re-
25 main available until expended, shall be for tree and wood

1 pests; of which \$5,739,000, to remain available until ex-
2 pended, shall be for the National Veterinary Stockpile; of
3 which up to \$1,500,000, to remain available until ex-
4 pended, shall be for the scrapie program for indemnities;
5 of which \$2,500,000, to remain available until expended,
6 shall be for the wildlife damage management program for
7 aviation safety: *Provided*, That of amounts available under
8 this heading for wildlife services methods development,
9 \$1,000,000 shall remain available until expended: *Pro-*
10 *vided further*, That of amounts available under this head-
11 ing for the screwworm program, \$4,990,000 shall remain
12 available until expended; of which \$20,838,000, to remain
13 available until expended, shall be used to carry out the
14 science program and transition activities for the National
15 Bio and Agro-defense Facility located in Manhattan, Kan-
16 sas: *Provided further*, That no funds shall be used to for-
17 mulate or administer a brucellosis eradication program for
18 the current fiscal year that does not require minimum
19 matching by the States of at least 40 percent: *Provided*
20 *further*, That this appropriation shall be available for the
21 purchase, replacement, operation, and maintenance of air-
22 craft: *Provided further*, That in addition, in emergencies
23 which threaten any segment of the agricultural production
24 industry of the United States, the Secretary may transfer
25 from other appropriations or funds available to the agen-

1 cies or corporations of the Department such sums as may
2 be deemed necessary, to be available only in such emer-
3 gencies for the arrest and eradication of contagious or in-
4 fectious disease or pests of animals, poultry, or plants, and
5 for expenses in accordance with sections 10411 and 10417
6 of the Animal Health Protection Act (7 U.S.C. 8310 and
7 8316) and sections 431 and 442 of the Plant Protection
8 Act (7 U.S.C. 7751 and 7772), and any unexpended bal-
9 ances of funds transferred for such emergency purposes
10 in the preceding fiscal year shall be merged with such
11 transferred amounts: *Provided further*, That appropria-
12 tions hereunder shall be available pursuant to law (7
13 U.S.C. 2250) for the repair and alteration of leased build-
14 ings and improvements, but unless otherwise provided the
15 cost of altering any one building during the fiscal year
16 shall not exceed 10 percent of the current replacement
17 value of the building.

18 In fiscal year 2021, the agency is authorized to collect
19 fees to cover the total costs of providing technical assist-
20 ance, goods, or services requested by States, other political
21 subdivisions, domestic and international organizations,
22 foreign governments, or individuals, provided that such
23 fees are structured such that any entity's liability for such
24 fees is reasonably based on the technical assistance, goods,
25 or services provided to the entity by the agency, and such

1 fees shall be reimbursed to this account, to remain avail-
2 able until expended, without further appropriation, for
3 providing such assistance, goods, or services.

4 BUILDINGS AND FACILITIES

5 For plans, construction, repair, preventive mainte-
6 nance, environmental support, improvement, extension, al-
7 teration, and purchase of fixed equipment or facilities, as
8 authorized by 7 U.S.C. 2250, and acquisition of land as
9 authorized by 7 U.S.C. 2268a, \$3,175,000, to remain
10 available until expended.

11 AGRICULTURAL MARKETING SERVICE

12 MARKETING SERVICES

13 For necessary expenses of the Agricultural Marketing
14 Service, \$188,891,000, of which \$6,000,000 shall be avail-
15 able for the purposes of section 12306 of Public Law 113-
16 79: *Provided*, That this appropriation shall be available
17 pursuant to law (7 U.S.C. 2250) for the alteration and
18 repair of buildings and improvements, but the cost of al-
19 tering any one building during the fiscal year shall not
20 exceed 10 percent of the current replacement value of the
21 building.

22 Fees may be collected for the cost of standardization
23 activities, as established by regulation pursuant to law (31
24 U.S.C. 9701).

1 LIMITATION ON ADMINISTRATIVE EXPENSES

2 Not to exceed \$61,227,000 (from fees collected) shall
3 be obligated during the current fiscal year for administra-
4 tive expenses: *Provided*, That if crop size is understated
5 and/or other uncontrollable events occur, the agency may
6 exceed this limitation by up to 10 percent with notification
7 to the Committees on Appropriations of both Houses of
8 Congress.

9 FUNDS FOR STRENGTHENING MARKETS, INCOME, AND
10 SUPPLY (SECTION 32)
11 (INCLUDING TRANSFERS OF FUNDS)

12 Funds available under section 32 of the Act of Au-
13 gust 24, 1935 (7 U.S.C. 612c), shall be used only for com-
14 modity program expenses as authorized therein, and other
15 related operating expenses, except for: (1) transfers to the
16 Department of Commerce as authorized by the Fish and
17 Wildlife Act of 1956 (16 U.S.C. 742a et seq.); (2) trans-
18 fers otherwise provided in this Act; and (3) not more than
19 \$20,705,000 for formulation and administration of mar-
20 keting agreements and orders pursuant to the Agricultural
21 Marketing Agreement Act of 1937 and the Agricultural
22 Act of 1961 (Public Law 87–128).

23 PAYMENTS TO STATES AND POSSESSIONS

24 For payments to departments of agriculture, bureaus
25 and departments of markets, and similar agencies for

1 marketing activities under section 204(b) of the Agricul-
2 tural Marketing Act of 1946 (7 U.S.C. 1623(b)),
3 \$1,235,000.

4 LIMITATION ON INSPECTION AND WEIGHING SERVICES

5 EXPENSES

6 Not to exceed \$55,000,000 (from fees collected) shall
7 be obligated during the current fiscal year for inspection
8 and weighing services: *Provided*, That if grain export ac-
9 tivities require additional supervision and oversight, or
10 other uncontrollable factors occur, this limitation may be
11 exceeded by up to 10 percent with notification to the Com-
12 mittees on Appropriations of both Houses of Congress.

13 OFFICE OF THE UNDER SECRETARY FOR FOOD SAFETY

14 For necessary expenses of the Office of the Under
15 Secretary for Food Safety, \$809,000: *Provided*, That
16 funds made available by this Act to an agency in the Food
17 Safety mission area for salaries and expenses are available
18 to fund up to one administrative support staff for the Of-
19 fice.

20 FOOD SAFETY AND INSPECTION SERVICE

21 For necessary expenses to carry out services author-
22 ized by the Federal Meat Inspection Act, the Poultry
23 Products Inspection Act, and the Egg Products Inspection
24 Act, including not to exceed \$10,000 for representation
25 allowances and for expenses pursuant to section 8 of the

1 Act approved August 3, 1956 (7 U.S.C. 1766),
2 \$1,088,552,000; and in addition, \$1,000,000 may be cred-
3 ited to this account from fees collected for the cost of lab-
4 oratory accreditation as authorized by section 1327 of the
5 Food, Agriculture, Conservation and Trade Act of 1990
6 (7 U.S.C. 138f): *Provided*, That funds provided for the
7 Public Health Data Communication Infrastructure system
8 shall remain available until expended: *Provided further*,
9 That of the amounts available provided under this head-
10 ing, \$7,300,000, to remain available until expended, shall
11 be for the relocation of the Mid-Western Laboratory: *Pro-*
12 *vided further*, That no fewer than 148 full-time equivalent
13 positions shall be employed during fiscal year 2021 for
14 purposes dedicated solely to inspections and enforcement
15 related to the Humane Methods of Slaughter Act (7
16 U.S.C. 1901 et seq.): *Provided further*, That the Food
17 Safety and Inspection Service shall continue implementa-
18 tion of section 11016 of Public Law 110–246 as further
19 clarified by the amendments made in section 12106 of
20 Public Law 113–79: *Provided further*, That this appro-
21 priation shall be available pursuant to law (7 U.S.C. 2250)
22 for the alteration and repair of buildings and improve-
23 ments, but the cost of altering any one building during
24 the fiscal year shall not exceed 10 percent of the current
25 replacement value of the building.

1 TITLE II
2 FARM PRODUCTION AND CONSERVATION
3 PROGRAMS

4 OFFICE OF THE UNDER SECRETARY FOR FARM
5 PRODUCTION AND CONSERVATION

6 For necessary expenses of the Office of the Under
7 Secretary for Farm Production and Conservation,
8 \$916,000: *Provided*, That funds made available by this
9 Act to an agency in the Farm Production and Conserva-
10 tion mission area for salaries and expenses are available
11 to fund up to one administrative support staff for the Of-
12 fice.

13 FARM PRODUCTION AND CONSERVATION BUSINESS
14 CENTER

15 SALARIES AND EXPENSES
16 (INCLUDING TRANSFERS OF FUNDS)

17 For necessary expenses of the Farm Production and
18 Conservation Business Center, \$232,194,000: *Provided*,
19 That \$60,228,000 of amounts appropriated for the cur-
20 rent fiscal year pursuant to section 1241(a) of the Farm
21 Security and Rural Investment Act of 1985 (16 U.S.C.
22 3841(a)) shall be transferred to and merged with this ac-
23 count.

1 FARM SERVICE AGENCY

2 SALARIES AND EXPENSES

3 (INCLUDING TRANSFERS OF FUNDS)

4 For necessary expenses of the Farm Service Agency,
5 \$1,152,323,000, of which not less than \$20,000,000 shall
6 be for the hiring of new employees to fill vacancies and
7 anticipated vacancies at Farm Service Agency county of-
8 fices and farm loan officers and shall be available until
9 September 30, 2022: *Provided*, That not more than 50
10 percent of the funding made available under this heading
11 for information technology related to farm program deliv-
12 ery may be obligated until the Secretary submits to the
13 Committees on Appropriations of both Houses of Con-
14 gress, and receives written or electronic notification of re-
15 ceipt from such Committees of, a plan for expenditure that
16 (1) identifies for each project/investment over \$25,000 (a)
17 the functional and performance capabilities to be delivered
18 and the mission benefits to be realized, (b) the estimated
19 lifecycle cost for the entirety of the project/investment, in-
20 cluding estimates for development as well as maintenance
21 and operations, and (c) key milestones to be met; (2) dem-
22 onstrates that each project/investment is, (a) consistent
23 with the Farm Service Agency Information Technology
24 Roadmap, (b) being managed in accordance with applica-
25 ble lifecycle management policies and guidance, and (c)

1 subject to the applicable Department's capital planning
2 and investment control requirements; and (3) has been re-
3 viewed by the Government Accountability Office and ap-
4 proved by the Committees on Appropriations of both
5 Houses of Congress: *Provided further*, That the agency
6 shall submit a report by the end of the fourth quarter of
7 fiscal year 2021 to the Committees on Appropriations and
8 the Government Accountability Office, that identifies for
9 each project/investment that is operational (a) current
10 performance against key indicators of customer satisfac-
11 tion, (b) current performance of service level agreements
12 or other technical metrics, (c) current performance against
13 a pre-established cost baseline, (d) a detailed breakdown
14 of current and planned spending on operational enhance-
15 ments or upgrades, and (e) an assessment of whether the
16 investment continues to meet business needs as intended
17 as well as alternatives to the investment: *Provided further*,
18 That the Secretary is authorized to use the services, facili-
19 ties, and authorities (but not the funds) of the Commodity
20 Credit Corporation to make program payments for all pro-
21 grams administered by the Agency: *Provided further*, That
22 other funds made available to the Agency for authorized
23 activities may be advanced to and merged with this ac-
24 count: *Provided further*, That funds made available to
25 county committees shall remain available until expended:

1 *Provided further*, That none of the funds available to the
2 Farm Service Agency shall be used to close Farm Service
3 Agency county offices: *Provided further*, That none of the
4 funds available to the Farm Service Agency shall be used
5 to permanently relocate county based employees that
6 would result in an office with two or fewer employees with-
7 out prior notification and approval of the Committees on
8 Appropriations of both Houses of Congress.

9 STATE MEDIATION GRANTS

10 For grants pursuant to section 502(b) of the Agricul-
11 tural Credit Act of 1987, as amended (7 U.S.C. 5101–
12 5106), \$6,914,000.

13 GRASSROOTS SOURCE WATER PROTECTION PROGRAM

14 For necessary expenses to carry out wellhead or
15 groundwater protection activities under section 12400 of
16 the Food Security Act of 1985 (16 U.S.C. 3839bb–2),
17 \$6,500,000, to remain available until expended.

18 DAIRY INDEMNITY PROGRAM

19 (INCLUDING TRANSFER OF FUNDS)

20 For necessary expenses involved in making indemnity
21 payments to dairy farmers and manufacturers of dairy
22 products under a dairy indemnity program, such sums as
23 may be necessary, to remain available until expended: *Pro-*
24 *vided*, That such program is carried out by the Secretary
25 in the same manner as the dairy indemnity program de-

1 scribed in the Agriculture, Rural Development, Food and
2 Drug Administration, and Related Agencies Appropria-
3 tions Act, 2001 (Public Law 106–387, 114 Stat. 1549A–
4 12).

5 AGRICULTURAL CREDIT INSURANCE FUND PROGRAM

6 ACCOUNT

7 (INCLUDING TRANSFERS OF FUNDS)

8 For gross obligations for the principal amount of di-
9 rect and guaranteed farm ownership (7 U.S.C. 1922 et
10 seq.) and operating (7 U.S.C. 1941 et seq.) loans, emer-
11 gency loans (7 U.S.C. 1961 et seq.), Indian tribe land ac-
12 quisition loans (25 U.S.C. 5136), boll weevil loans (7
13 U.S.C. 1989), guaranteed conservation loans (7 U.S.C.
14 1924 et seq.), relending program (7 U.S.C. 1936c), and
15 Indian highly fractionated land loans (25 U.S.C. 5136)
16 to be available from funds in the Agricultural Credit In-
17 surance Fund, as follows: \$2,750,000,000 for guaranteed
18 farm ownership loans and \$2,119,000,000 for farm owner-
19 ship direct loans; \$2,118,482,000 for unsubsidized guar-
20 anteed operating loans and \$1,633,333,000 for direct op-
21 erating loans; emergency loans, \$37,668,000; Indian tribe
22 land acquisition loans, \$20,000,000; guaranteed conserva-
23 tion loans, \$150,000,000; relending program,
24 \$33,693,000; Indian highly fractionated land loans,
25 \$10,000,000; and for boll weevil eradication program

1 loans, \$60,000,000: *Provided*, That the Secretary shall
2 deem the pink bollworm to be a boll weevil for the purpose
3 of boll weevil eradication program loans.

4 For the cost of direct and guaranteed loans and
5 grants, including the cost of modifying loans as defined
6 in section 502 of the Congressional Budget Act of 1974,
7 as follows: \$38,710,000 for direct farm operating loans,
8 \$23,727,000 for unsubsidized guaranteed farm operating
9 loans, \$207,000 for emergency loans, \$5,000,000 for the
10 relending program, and \$1,484,000 for Indian highly
11 fractionated land loans, to remain available until ex-
12 pended.

13 In addition, for administrative expenses necessary to
14 carry out the direct and guaranteed loan programs,
15 \$307,344,000: *Provided*, That of this amount,
16 \$294,114,000 shall be transferred to and merged with the
17 appropriation for “Farm Service Agency, Salaries and Ex-
18 penses”.

19 Funds appropriated by this Act to the Agricultural
20 Credit Insurance Program Account for farm ownership,
21 operating and conservation direct loans and guaranteed
22 loans may be transferred among these programs: *Pro-*
23 *vided*, That the Committees on Appropriations of both
24 Houses of Congress are notified at least 15 days in ad-
25 vance of any transfer.

1 RISK MANAGEMENT AGENCY

2 SALARIES AND EXPENSES

3 For necessary expenses of the Risk Management
4 Agency, \$59,374,000: *Provided*, That \$2,000,000 shall be
5 available for compliance and integrity activities required
6 under section 516(b)(2)(C) of the Federal Crop Insurance
7 Act of 1938 (7 U.S.C. 1516(b)(2)(C)) in addition to other
8 amounts provided: *Provided further*, That not to exceed
9 \$1,000 shall be available for official reception and rep-
10 resentation expenses, as authorized by 7 U.S.C. 1506(i).

11 NATURAL RESOURCES CONSERVATION SERVICE

12 CONSERVATION OPERATIONS

13 For necessary expenses for carrying out the provi-
14 sions of the Act of April 27, 1935 (16 U.S.C. 590a–f),
15 including preparation of conservation plans and establish-
16 ment of measures to conserve soil and water (including
17 farm irrigation and land drainage and such special meas-
18 ures for soil and water management as may be necessary
19 to prevent floods and the siltation of reservoirs and to con-
20 trol agricultural related pollutants); operation of conserva-
21 tion plant materials centers; classification and mapping of
22 soil; dissemination of information; acquisition of lands,
23 water, and interests therein for use in the plant materials
24 program by donation, exchange, or purchase at a nominal
25 cost not to exceed \$100 pursuant to the Act of August

1 3, 1956 (7 U.S.C. 2268a); purchase and erection or alter-
2 ation or improvement of permanent and temporary build-
3 ings; and operation and maintenance of aircraft,
4 \$833,785,000, to remain available until September 30,
5 2022: *Provided*, That appropriations hereunder shall be
6 available pursuant to 7 U.S.C. 2250 for construction and
7 improvement of buildings and public improvements at
8 plant materials centers, except that the cost of alterations
9 and improvements to other buildings and other public im-
10 provements shall not exceed \$250,000: *Provided further*,
11 That when buildings or other structures are erected on
12 non-Federal land, that the right to use such land is ob-
13 tained as provided in 7 U.S.C. 2250a.

14 WATERSHED AND FLOOD PREVENTION OPERATIONS

15 For necessary expenses to carry out preventive meas-
16 ures, including but not limited to surveys and investiga-
17 tions, engineering operations, works of improvement, and
18 changes in use of land, in accordance with the Watershed
19 Protection and Flood Prevention Act (16 U.S.C. 1001–
20 1005 and 1007–1009) and in accordance with the provi-
21 sions of laws relating to the activities of the Department,
22 \$155,000,000, to remain available until expended: *Pro-*
23 *vided*, That for funds provided by this Act or any other
24 prior Act, the limitation regarding the size of the water-
25 shed or subwatershed exceeding two hundred and fifty

1 thousand acres in which such activities can be undertaken
2 shall only apply for activities undertaken for the primary
3 purpose of flood prevention (including structural and land
4 treatment measures): *Provided further*, That of the
5 amounts made available under this heading, \$52,500,000
6 shall be allocated to projects and activities that can com-
7 mence promptly following enactment; that address re-
8 gional priorities for flood prevention, agricultural water
9 management, inefficient irrigation systems, fish and wild-
10 life habitat, or watershed protection; or that address au-
11 thorized ongoing projects under the authorities of section
12 13 of the Flood Control Act of December 22, 1944 (Public
13 Law 78–534) with a primary purpose of watershed protec-
14 tion by preventing floodwater damage and stabilizing
15 stream channels, tributaries, and banks to reduce erosion
16 and sediment transport.

17 WATERSHED REHABILITATION PROGRAM

18 Under the authorities of section 14 of the Watershed
19 Protection and Flood Prevention Act, \$12,000,000 is pro-
20 vided.

21 CORPORATIONS

22 The following corporations and agencies are hereby
23 authorized to make expenditures, within the limits of
24 funds and borrowing authority available to each such cor-
25 poration or agency and in accord with law, and to make

1 contracts and commitments without regard to fiscal year
2 limitations as provided by section 104 of the Government
3 Corporation Control Act as may be necessary in carrying
4 out the programs set forth in the budget for the current
5 fiscal year for such corporation or agency, except as here-
6 inafter provided.

7 FEDERAL CROP INSURANCE CORPORATION FUND

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

11 COMMODITY CREDIT CORPORATION FUND

12 REIMBURSEMENT FOR NET REALIZED LOSSES

13 (INCLUDING TRANSFERS OF FUNDS)

14 For the current fiscal year, such sums as may be nec-
15 essary to reimburse the Commodity Credit Corporation for
16 net realized losses sustained, but not previously reim-
17 bursed, pursuant to section 2 of the Act of August 17,
18 1961 (15 U.S.C. 713a–11): *Provided*, That of the funds
19 available to the Commodity Credit Corporation under sec-
20 tion 11 of the Commodity Credit Corporation Charter Act
21 (15 U.S.C. 714i) for the conduct of its business with the
22 Foreign Agricultural Service, up to \$5,000,000 may be
23 transferred to and used by the Foreign Agricultural Serv-
24 ice for information resource management activities of the

1 Foreign Agricultural Service that are not related to Com-
2 modity Credit Corporation business.

3 HAZARDOUS WASTE MANAGEMENT

4 (LIMITATION ON EXPENSES)

5 For the current fiscal year, the Commodity Credit
6 Corporation shall not expend more than \$15,000,000 for
7 site investigation and cleanup expenses, and operations
8 and maintenance expenses to comply with the requirement
9 of section 107(g) of the Comprehensive Environmental
10 Response, Compensation, and Liability Act (42 U.S.C.
11 9607(g)), and section 6001 of the Solid Waste Disposal
12 Act (42 U.S.C. 6961).

13 TITLE III

14 RURAL DEVELOPMENT PROGRAMS

15 OFFICE OF THE UNDER SECRETARY FOR RURAL

16 DEVELOPMENT

17 For necessary expenses of the Office of the Under
18 Secretary for Rural Development, \$812,000: *Provided,*
19 That funds made available by this Act to an agency in
20 the Rural Development mission area for salaries and ex-
21 penses are available to fund up to one administrative sup-
22 port staff for the Office.

1 RURAL DEVELOPMENT
2 SALARIES AND EXPENSES
3 (INCLUDING TRANSFERS OF FUNDS)

4 For necessary expenses for carrying out the adminis-
5 tration and implementation of Rural Development pro-
6 grams, including activities with institutions concerning the
7 development and operation of agricultural cooperatives;
8 and for cooperative agreements; \$311,942,000: *Provided*,
9 That notwithstanding any other provision of law, funds
10 appropriated under this heading may be used for adver-
11 tising and promotional activities that support Rural Devel-
12 opment programs: *Provided further*, That in addition to
13 any other funds appropriated for purposes authorized by
14 section 502(i) of the Housing Act of 1949 (42 U.S.C.
15 1472(i)), any amounts collected under such section will
16 immediately be credited to this account and will remain
17 available until expended for such purposes: *Provided fur-*
18 *ther*, That of the amount provided under this heading,
19 \$1,000,000, shall be for the administration of the multi-
20 family voucher program account: *Provided further*, That
21 of the amount provided under this heading, \$30,000,000,
22 to remain available until expended, shall be for the reloca-
23 tion from the Goodfellow facility in St. Louis, Missouri.

1 RURAL HOUSING SERVICE

2 RURAL HOUSING INSURANCE FUND PROGRAM ACCOUNT

3 (INCLUDING TRANSFERS OF FUNDS)

4 For gross obligations for the principal amount of di-
5 rect and guaranteed loans as authorized by title V of the
6 Housing Act of 1949, to be available from funds in the
7 rural housing insurance fund, as follows: \$1,000,000,000
8 shall be for direct loans and \$24,000,000,000 shall be for
9 unsubsidized guaranteed loans; \$28,000,000 for section
10 504 housing repair loans; \$40,000,000 for section 515
11 rental housing; \$230,000,000 for section 538 guaranteed
12 multi-family housing loans; \$10,000,000 for credit sales
13 of single family housing acquired property; \$5,000,000 for
14 section 523 self-help housing land development loans; and
15 \$5,000,000 for section 524 site development loans.

16 For the cost of direct and guaranteed loans, including
17 the cost of modifying loans, as defined in section 502 of
18 the Congressional Budget Act of 1974, as follows: section
19 502 loans, \$33,300,000 shall be for direct loans; section
20 504 housing repair loans, \$2,215,000; section 523 self-
21 help housing land development loans, \$269,000; section
22 524 site development loans, \$355,000; and repair, reha-
23 bilitation, and new construction of section 515 rental
24 housing, \$6,688,000: *Provided*, That to support the loan
25 program level for section 538 guaranteed loans made

1 available under this heading the Secretary may charge or
2 adjust any fees to cover the projected cost of such loan
3 guarantees pursuant to the provisions of the Credit Re-
4 form Act of 1990 (2 U.S.C. 661 et seq.), and the interest
5 on such loans may not be subsidized: *Provided further,*
6 That applicants in communities that have a current rural
7 area waiver under section 541 of the Housing Act of 1949
8 (42 U.S.C. 1490q) shall be treated as living in a rural
9 area for purposes of section 502 guaranteed loans pro-
10 vided under this heading: *Provided further,* That of the
11 amounts available under this paragraph for section 502
12 direct loans, no less than \$5,000,000 shall be available for
13 direct loans for individuals whose homes will be built pur-
14 suant to a program funded with a mutual and self-help
15 housing grant authorized by section 523 of the Housing
16 Act of 1949 until June 1, 2021: *Provided further,* That
17 the Secretary shall implement provisions to provide incen-
18 tives to nonprofit organizations and public housing au-
19 thorities to facilitate the acquisition of Rural Housing
20 Service (RHS) multifamily housing properties by such
21 nonprofit organizations and public housing authorities
22 that commit to keep such properties in the RHS multi-
23 family housing program for a period of time as determined
24 by the Secretary, with such incentives to include, but not
25 be limited to, the following: allow such nonprofit entities

1 and public housing authorities to earn a Return on Invest-
2 ment on their own resources to include proceeds from low
3 income housing tax credit syndication, own contributions,
4 grants, and developer loans at favorable rates and terms,
5 invested in a deal; and allow reimbursement of organiza-
6 tional costs associated with owner's oversight of asset re-
7 ferred to as "Asset Management Fee" of up to \$7,500
8 per property.

9 In addition, for the cost of direct loans, grants, and
10 contracts, as authorized by sections 514 and 516 of the
11 Housing Act of 1949 (42 U.S.C. 1484, 1486),
12 \$15,093,000, to remain available until expended, for direct
13 farm labor housing loans and domestic farm labor housing
14 grants and contracts: *Provided*, That any balances avail-
15 able for the Farm Labor Program Account shall be trans-
16 ferred to and merged with this account.

17 In addition, for the cost of direct loans and grants,
18 including the cost of modifying loans, as defined in section
19 502 of the Congressional Budget Act of 1974,
20 \$30,000,000, to remain available until expended, which
21 shall be for a demonstration program for the preservation
22 and revitalization of the multi-family rental housing prop-
23 erties assisted under sections 514, 515, and 516 of the
24 Housing Act of 1949 to restructure existing USDA multi-
25 family housing loans, as the Secretary deems appropriate,

1 expressly for the purpose of ensuring the projects have
2 sufficient resources to preserve the projects for the pur-
3 pose of providing safe and affordable housing for low-in-
4 come residents and farm laborers including reducing or
5 eliminating interest, deferring loan payments, subordi-
6 nating, reducing or re-amortizing loan debt, and providing
7 other financial assistance including advances, payments
8 and incentives (including the ability of owners to obtain
9 reasonable returns on investment) required by the Sec-
10 retary: *Provided*, That as part of the preservation and re-
11 vitalization agreement, the Secretary shall obtain a restric-
12 tive use agreement consistent with the terms of the re-
13 structuring: *Provided further*, That all balances, including
14 obligated balances, available for all demonstration pro-
15 grams for the preservation and revitalization of section
16 514, 515, and 516 multi-family rental housing properties
17 in the “Multi-Family Housing Revitalization Program Ac-
18 count” shall be transferred to and merged with this ac-
19 count and shall be for the preservation and revitalization
20 of section 514, 515, and 516 multi-family rental housing
21 properties, including the restructuring of existing USDA
22 multi-family housing loans: *Provided further*, That fol-
23 lowing the transfer of balances described in the preceding
24 proviso, any adjustments to obligations for the demonstra-
25 tion programs for the preservation and revitalization of

1 section 514, 515, and 516 multi-family housing rental
2 housing properties incurred in the “Multi-Family Housing
3 Revitalization Program Account” shall be made in this ac-
4 count.

5 In addition, for administrative expenses necessary to
6 carry out the direct and guaranteed loan programs,
7 \$412,254,000 shall be transferred to and merged with the
8 appropriation for “Rural Development, Salaries and Ex-
9 penses”.

10 RENTAL ASSISTANCE PROGRAM
11 (INCLUDING TRANSFERS OF FUNDS)

12 For rental assistance agreements entered into or re-
13 newed pursuant to the authority under section 521(a)(2)
14 of the Housing Act of 1949 or agreements entered into
15 in lieu of debt forgiveness or payments for eligible house-
16 holds as authorized by section 502(c)(5)(D) of the Hous-
17 ing Act of 1949, \$1,450,000,000, of which \$40,000,000
18 shall be available until September 30, 2022; and in addi-
19 tion such sums as may be necessary, as authorized by sec-
20 tion 521(c) of the Act, to liquidate debt incurred prior to
21 fiscal year 1992 to carry out the rental assistance program
22 under section 521(a)(2) of the Act: *Provided*, That of the
23 amounts made available under this heading,
24 \$1,410,000,000 shall be available for renewal of rental as-
25 sistance agreements: *Provided further*, That rental assist-

1 ance agreements entered into or renewed during the cur-
2 rent fiscal year shall be funded for a one-year period: *Pro-*
3 *vided further*, That upon request by an owner of a project
4 financed by an existing loan under section 514 or 515 of
5 the Act, the Secretary may renew the rental assistance
6 agreement for a period of 20 years or until the term of
7 such loan has expired, subject to annual appropriations:
8 *Provided further*, That any unexpended balances remain-
9 ing at the end of such one-year agreements may be trans-
10 ferred and used for purposes of any debt reduction, main-
11 tenance, repair, or rehabilitation of any existing projects;
12 preservation; and rental assistance activities authorized
13 under title V of the Act: *Provided further*, That rental as-
14 sistance provided under agreements entered into prior to
15 fiscal year 2021 for a farm labor multi-family housing
16 project financed under section 514 or 516 of the Act may
17 not be recaptured for use in another project until such
18 assistance has remained unused for a period of 12 con-
19 secutive months, if such project has a waiting list of ten-
20 ants seeking such assistance or the project has rental as-
21 sistance eligible tenants who are not receiving such assist-
22 ance: *Provided further*, That such recaptured rental assist-
23 ance shall, to the extent practicable, be applied to another
24 farm labor multi-family housing project financed under
25 section 514 or 516 of the Act: *Provided further*, That ex-

1 cept as provided in the fifth proviso under this heading
2 and notwithstanding any other provision of the Act, the
3 Secretary may recapture rental assistance provided under
4 agreements entered into prior to fiscal year 2021 for a
5 project that the Secretary determines no longer needs
6 rental assistance and use such recaptured funds for cur-
7 rent needs: *Provided further*, That of the amounts made
8 available under this heading, \$40,000,000 shall be avail-
9 able for rural housing vouchers to any low-income house-
10 hold, including a household that does not receive rental
11 assistance, residing in a property financed with a section
12 515 loan that has been prepaid or otherwise paid off after
13 September 30, 2005: *Provided further*, That the amount
14 of such vouchers shall be equal to the difference between
15 comparable market rent for the section 515 unit and the
16 tenant paid rent for such unit: *Provided further*, That such
17 vouchers shall be subject to the availability of annual ap-
18 propriations: *Provided further*, That the Secretary shall,
19 to the maximum extent practicable, administer such
20 vouchers with current regulations and administrative guid-
21 ance applicable to section 8 housing vouchers administered
22 by the Secretary of the Department of Housing and Urban
23 Development: *Provided further*, That any balances avail-
24 able for the rural housing voucher program in the “Multi-
25 Family Housing Revitalization Program Account” shall be

1 transferred to and merged with this account and shall be
2 available for the rural housing voucher program: *Provided*
3 *further*, That if the Secretary determines that the amount
4 made available for vouchers or rental assistance in this
5 Act is not needed for vouchers or rental assistance, the
6 Secretary may use such funds for any of the programs
7 described under this heading.

8 MUTUAL AND SELF-HELP HOUSING GRANTS

9 For grants and contracts pursuant to section
10 523(b)(1)(A) of the Housing Act of 1949 (42 U.S.C.
11 1490c), \$31,000,000, to remain available until expended.

12 RURAL HOUSING ASSISTANCE GRANTS

13 For grants for very low-income housing repair and
14 rural housing preservation made by the Rural Housing
15 Service, as authorized by 42 U.S.C. 1474 and 1490m,
16 \$45,000,000, to remain available until expended.

17 RURAL COMMUNITY FACILITIES PROGRAM ACCOUNT

18 (INCLUDING TRANSFERS OF FUNDS)

19 For gross obligations for the principal amount of di-
20 rect and guaranteed loans as authorized by section 306
21 and described in section 381E(d)(1) of the Consolidated
22 Farm and Rural Development Act, \$2,800,000,000 for di-
23 rect loans and \$500,000,000 for guaranteed loans.

24 For the cost of grants for rural community facilities
25 programs as authorized by section 306 and described in

1 section 381E(d)(1) of the Consolidated Farm and Rural
2 Development Act, \$49,000,000, to remain available until
3 expended: *Provided*, That \$6,000,000 of the amount ap-
4 propriated under this heading shall be available for a
5 Rural Community Development Initiative: *Provided fur-*
6 *ther*, That such funds shall be used solely to develop the
7 capacity and ability of private, nonprofit community-based
8 housing and community development organizations, low-
9 income rural communities, and Federally Recognized Na-
10 tive American Tribes to undertake projects to improve
11 housing, community facilities, community and economic
12 development projects in rural areas: *Provided further*,
13 That such funds shall be made available to qualified pri-
14 vate, nonprofit and public intermediary organizations pro-
15 posing to carry out a program of financial and technical
16 assistance: *Provided further*, That such intermediary orga-
17 nizations shall provide matching funds from other sources,
18 including Federal funds for related activities, in an
19 amount not less than funds provided: *Provided further*,
20 That \$6,000,000 of the amount appropriated under this
21 heading shall be to provide grants for facilities in rural
22 communities with extreme unemployment and severe eco-
23 nomic depression (Public Law 106–387), with up to 5 per-
24 cent for administration and capacity building in the State
25 rural development offices: *Provided further*, That

1 \$5,000,000 of the amount appropriated under this head-
2 ing shall be available for community facilities grants to
3 tribal colleges, as authorized by section 306(a)(19) of such
4 Act: *Provided further*, That sections 381E–H and 381N
5 of the Consolidated Farm and Rural Development Act are
6 not applicable to the funds made available under this
7 heading: *Provided further*, That the unexpended amounts
8 provided under the first paragraph of this heading in Pub-
9 lic Law 114–113 and made available for gross obligations
10 of direct loans under section 1942.30 of title 7, Code of
11 Federal Regulations, shall remain available through fiscal
12 year 2026.

13 RURAL BUSINESS—COOPERATIVE SERVICE

14 RURAL BUSINESS PROGRAM ACCOUNT

15 (INCLUDING TRANSFERS OF FUNDS)

16 For the cost of loan guarantees and grants, for the
17 rural business development programs authorized by sec-
18 tion 310B and described in subsections (a), (c), (f) and
19 (g) of section 310B of the Consolidated Farm and Rural
20 Development Act, \$62,200,000, to remain available until
21 expended: *Provided*, That of the amount appropriated
22 under this heading, not to exceed \$500,000 shall be made
23 available for one grant to a qualified national organization
24 to provide technical assistance for rural transportation in
25 order to promote economic development and \$9,000,000

1 shall be for grants to the Delta Regional Authority (7
2 U.S.C. 2009aa et seq.), the Northern Border Regional
3 Commission (40 U.S.C. 15101 et seq.), and the Appa-
4 lachian Regional Commission (40 U.S.C. 14101 et seq.)
5 for any Rural Community Advancement Program purpose
6 as described in section 381E(d) of the Consolidated Farm
7 and Rural Development Act, of which not more than 5
8 percent may be used for administrative expenses: *Provided*
9 *further*, That \$4,000,000 of the amount appropriated
10 under this heading shall be for business grants to benefit
11 Federally Recognized Native American Tribes, including
12 \$250,000 for a grant to a qualified national organization
13 to provide technical assistance for rural transportation in
14 order to promote economic development: *Provided further*,
15 That sections 381E–H and 381N of the Consolidated
16 Farm and Rural Development Act are not applicable to
17 funds made available under this heading.

18 INTERMEDIARY RELENDING PROGRAM FUND ACCOUNT

19 (INCLUDING TRANSFER OF FUNDS)

20 For the principal amount of direct loans, as author-
21 ized by the Intermediary Relending Program Fund Ac-
22 count (7 U.S.C. 1936b), \$18,889,000.

23 For the cost of direct loans, \$2,939,000, as author-
24 ized by the Intermediary Relending Program Fund Ac-
25 count (7 U.S.C. 1936b), of which \$557,000 shall be avail-

1 able through June 30, 2021, for Federally Recognized Na-
2 tive American Tribes; and of which \$1,072,000 shall be
3 available through June 30, 2021, for Mississippi Delta Re-
4 gion counties (as determined in accordance with Public
5 Law 100–460): *Provided*, That such costs, including the
6 cost of modifying such loans, shall be as defined in section
7 502 of the Congressional Budget Act of 1974.

8 In addition, for administrative expenses to carry out
9 the direct loan programs, \$4,468,000 shall be transferred
10 to and merged with the appropriation for “Rural Develop-
11 ment, Salaries and Expenses”.

12 RURAL ECONOMIC DEVELOPMENT LOANS PROGRAM

13 ACCOUNT

14 For the principal amount of direct loans, as author-
15 ized under section 313B(a) of the Rural Electrification
16 Act, for the purpose of promoting rural economic develop-
17 ment and job creation projects, \$50,000,000.

18 The cost of grants authorized under section 313B(a)
19 of the Rural Electrification Act, for the purpose of pro-
20 moting rural economic development and job creation
21 projects shall not exceed \$10,000,000.

22 RURAL COOPERATIVE DEVELOPMENT GRANTS

23 For rural cooperative development grants authorized
24 under section 310B(e) of the Consolidated Farm and
25 Rural Development Act (7 U.S.C. 1932), \$26,600,000, of

1 which \$2,800,000 shall be for cooperative agreements for
2 the appropriate technology transfer for rural areas pro-
3 gram: *Provided*, That not to exceed \$3,000,000 shall be
4 for grants for cooperative development centers, individual
5 cooperatives, or groups of cooperatives that serve socially
6 disadvantaged groups and a majority of the boards of di-
7 rectors or governing boards of which are comprised of in-
8 dividuals who are members of socially disadvantaged
9 groups; and of which \$15,000,000, to remain available
10 until expended, shall be for value-added agricultural prod-
11 uct market development grants, as authorized by section
12 210A of the Agricultural Marketing Act of 1946, of which
13 \$3,000,000, to remain available until expended, shall be
14 for Agriculture Innovation Centers authorized pursuant to
15 section 6402 of Public Law 107–171.

16 RURAL MICROENTREPRENEUR ASSISTANCE PROGRAM

17 For the cost of loans and grants, \$6,000,000 under
18 the same terms and conditions as authorized by section
19 379E of the Consolidated Farm and Rural Development
20 Act (7 U.S.C. 2008s): *Provided*, That such costs of loans,
21 including the cost of modifying such loans, shall be defined
22 in section 502 of the Congressional Budget Act of 1974.

23 RURAL ENERGY FOR AMERICA PROGRAM

24 For the cost of a program of loan guarantees, under
25 the same terms and conditions as authorized by section

1 9007 of the Farm Security and Rural Investment Act of
2 2002 (7 U.S.C. 8107), \$476,000: *Provided*, That the cost
3 of loan guarantees, including the cost of modifying such
4 loans, shall be as defined in section 502 of the Congres-
5 sional Budget Act of 1974.

6 RURAL UTILITIES SERVICE

7 RURAL WATER AND WASTE DISPOSAL PROGRAM ACCOUNT

8 (INCLUDING TRANSFERS OF FUNDS)

9 For gross obligations for the principal amount of di-
10 rect and guaranteed loans as authorized by section 306
11 and described in section 381E(d)(2) of the Consolidated
12 Farm and Rural Development Act, as follows:
13 \$1,400,000,000 for direct loans; and \$50,000,000 for
14 guaranteed loans.

15 For the cost of loan guarantees and grants for rural
16 water, waste water, waste disposal, and solid waste man-
17 agement programs authorized by sections 306, 306A,
18 306C, 306D, 306E, and 310B and described in sections
19 306C(a)(2), 306D, 306E, and 381E(d)(2) of the Consoli-
20 dated Farm and Rural Development Act, \$610,980,000,
21 to remain available until expended, of which not to exceed
22 \$1,000,000 shall be available for the rural utilities pro-
23 gram described in section 306(a)(2)(B) of such Act, and
24 of which not to exceed \$5,000,000 shall be available for
25 the rural utilities program described in section 306E of

1 such Act: *Provided*, That not to exceed \$15,000,000 of
2 the amount appropriated under this heading shall be for
3 grants authorized by section 306A(i)(2) of the Consoli-
4 dated Farm and Rural Development Act in addition to
5 funding authorized by section 306A(i)(1) of such Act: *Pro-*
6 *vided further*, That \$68,000,000 of the amount appro-
7 priated under this heading shall be for loans and grants
8 including water and waste disposal systems grants author-
9 ized by section 306C(a)(2)(B) and section 306D of the
10 Consolidated Farm and Rural Development Act, and Fed-
11 erally Recognized Native American Tribes authorized by
12 306C(a)(1) of such Act: *Provided further*, That funding
13 provided for section 306D of the Consolidated Farm and
14 Rural Development Act may be provided to a consortium
15 formed pursuant to section 325 of Public Law 105–83:
16 *Provided further*, That not more than 2 percent of the
17 funding provided for section 306D of the Consolidated
18 Farm and Rural Development Act may be used by the
19 State of Alaska for training and technical assistance pro-
20 grams and not more than 2 percent of the funding pro-
21 vided for section 306D of the Consolidated Farm and
22 Rural Development Act may be used by a consortium
23 formed pursuant to section 325 of Public Law 105–83 for
24 training and technical assistance programs: *Provided fur-*
25 *ther*, That not to exceed \$35,000,000 of the amount ap-

1 appropriated under this heading shall be for technical assist-
2 ance grants for rural water and waste systems pursuant
3 to section 306(a)(14) of such Act, unless the Secretary
4 makes a determination of extreme need, of which
5 \$8,000,000 shall be made available for a grant to a quali-
6 fied nonprofit multi-State regional technical assistance or-
7 ganization, with experience in working with small commu-
8 nities on water and waste water problems, the principal
9 purpose of such grant shall be to assist rural communities
10 with populations of 3,300 or less, in improving the plan-
11 ning, financing, development, operation, and management
12 of water and waste water systems, and of which not less
13 than \$800,000 shall be for a qualified national Native
14 American organization to provide technical assistance for
15 rural water systems for tribal communities: *Provided fur-*
16 *ther,* That not to exceed \$19,570,000 of the amount ap-
17 propriated under this heading shall be for contracting with
18 qualified national organizations for a circuit rider program
19 to provide technical assistance for rural water systems:
20 *Provided further,* That not to exceed \$4,000,000 of the
21 amounts made available under this heading shall be for
22 solid waste management grants: *Provided further,* That
23 sections 381E–H and 381N of the Consolidated Farm and
24 Rural Development Act are not applicable to the funds
25 made available under this heading.

1 RURAL ELECTRIFICATION AND TELECOMMUNICATIONS
2 LOANS PROGRAM ACCOUNT
3 (INCLUDING TRANSFER OF FUNDS)

4 The principal amount of direct and guaranteed loans
5 as authorized by sections 305, 306, and 317 of the Rural
6 Electrification Act of 1936 (7 U.S.C. 935, 936, and 940g)
7 shall be made as follows: loans made pursuant to sections
8 305, 306, and 317, notwithstanding 317(c), of that Act,
9 rural electric, \$5,500,000,000; guaranteed underwriting
10 loans pursuant to section 313A of that Act, \$750,000,000;
11 5 percent rural telecommunications loans, cost of money
12 rural telecommunications loans, and for loans made pursu-
13 ant to section 306 of that Act, rural telecommunications
14 loans, \$690,000,000: *Provided*, That up to
15 \$2,000,000,000 shall be used for the construction, acquisi-
16 tion, design and engineering or improvement of fossil-
17 fueled electric generating plants (whether new or existing)
18 that utilize carbon subsurface utilization and storage sys-
19 tems.

20 For the cost of direct loans as authorized by section
21 305 of the Rural Electrification Act of 1936 (7 U.S.C.
22 935), including the cost of modifying loans, as defined in
23 section 502 of the Congressional Budget Act of 1974, cost
24 of money rural telecommunications loans, \$2,277,000.

1 In addition, for administrative expenses necessary to
2 carry out the direct and guaranteed loan programs,
3 \$33,270,000, which shall be transferred to and merged
4 with the appropriation for “Rural Development, Salaries
5 and Expenses”.

6 DISTANCE LEARNING, TELEMEDICINE, AND BROADBAND
7 PROGRAM

8 For the principal amount of broadband telecommuni-
9 cation loans, \$11,179,000.

10 For grants for telemedicine and distance learning
11 services in rural areas, as authorized by 7 U.S.C. 950aaa
12 et seq., \$50,000,000, to remain available until expended:
13 *Provided*, That \$3,000,000 shall be made available for
14 grants authorized by 379G of the Consolidated Farm and
15 Rural Development Act: *Provided further*, That funding
16 provided under this heading for grants under 379G of the
17 Consolidated Farm and Rural Development Act may only
18 be provided to entities that meet all of the eligibility cri-
19 teria for a consortium as established by this section.

20 For the cost of broadband loans, as authorized by
21 section 601 of the Rural Electrification Act, \$1,884,000,
22 to remain available until expended: *Provided*, That the
23 cost of direct loans shall be as defined in section 502 of
24 the Congressional Budget Act of 1974.

1 In addition, \$35,000,000, to remain available until
2 expended, for a grant program to finance broadband
3 transmission in rural areas eligible for Distance Learning
4 and Telemedicine Program benefits authorized by 7
5 U.S.C. 950aaa et seq.

6

TITLE IV

7

DOMESTIC FOOD PROGRAMS

8

OFFICE OF THE UNDER SECRETARY FOR FOOD,

9

NUTRITION, AND CONSUMER SERVICES

10 For necessary expenses of the Office of the Under
11 Secretary for Food, Nutrition, and Consumer Services,
12 \$809,000: *Provided*, That funds made available by this
13 Act to an agency in the Food, Nutrition and Consumer
14 Services mission area for salaries and expenses are avail-
15 able to fund up to one administrative support staff for
16 the Office.

17

FOOD AND NUTRITION SERVICE

18

CHILD NUTRITION PROGRAMS

19

(INCLUDING TRANSFERS OF FUNDS)

20 For necessary expenses to carry out the Richard B.
21 Russell National School Lunch Act (42 U.S.C. 1751 et
22 seq.), except section 21, and the Child Nutrition Act of
23 1966 (42 U.S.C. 1771 et seq.), except sections 17 and
24 21; \$25,131,440,000 to remain available through Sep-
25 tember 30, 2022, of which such sums as are made avail-

1 able under section 14222(b)(1) of the Food, Conservation,
2 and Energy Act of 2008 (Public Law 110–246), as
3 amended by this Act, shall be merged with and available
4 for the same time period and purposes as provided herein:
5 *Provided*, That of the total amount available, \$18,004,000
6 shall be available to carry out section 19 of the Child Nu-
7 trition Act of 1966 (42 U.S.C. 1771 et seq.): *Provided*
8 *further*, That of the total amount available, \$15,299,000
9 shall be available to carry out studies and evaluations and
10 shall remain available until expended: *Provided further*,
11 That of the total amount available, \$35,000,000 shall be
12 available to provide competitive grants to State agencies
13 for subgrants to local educational agencies and schools to
14 purchase the equipment, with a value of greater than
15 \$1,000, needed to serve healthier meals, improve food
16 safety, and to help support the establishment, mainte-
17 nance, or expansion of the school breakfast program: *Pro-*
18 *vided further*, That of the total amount available,
19 \$50,000,000 shall remain available until expended to carry
20 out section 749(g) of the Agriculture Appropriations Act
21 of 2010 (Public Law 111–80): *Provided further*, That sec-
22 tion 26(d) of the Richard B. Russell National School
23 Lunch Act (42 U.S.C. 1769g(d)) is amended in the first
24 sentence by striking “2010 through 2021” and inserting
25 “2010 through 2022”: *Provided further*, That section

1 9(h)(3) of the Richard B. Russell National School Lunch
2 Act (42 U.S.C. 1758(h)(3)) is amended by striking “For
3 fiscal year 2020” and inserting “For fiscal year 2021”:
4 *Provided further*, That section 9(h)(4) of the Richard B.
5 Russell National School Lunch Act (42 U.S.C.
6 1758(h)(4)) is amended by striking “For fiscal year
7 2020” and inserting “For fiscal year 2021”.

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

10 For necessary expenses to carry out the special sup-
11 plemental nutrition program as authorized by section 17
12 of the Child Nutrition Act of 1966 (42 U.S.C. 1786),
13 \$5,750,000,000, to remain available through September
14 30, 2022: *Provided*, That notwithstanding section
15 17(h)(10) of the Child Nutrition Act of 1966 (42 U.S.C.
16 1786(h)(10)), not less than \$90,000,000 shall be used for
17 breastfeeding peer counselors and other related activities,
18 and \$14,000,000 shall be used for infrastructure: *Pro-*
19 *vided further*, That none of the funds provided in this ac-
20 count shall be available for the purchase of infant formula
21 except in accordance with the cost containment and com-
22 petitive bidding requirements specified in section 17 of
23 such Act: *Provided further*, That none of the funds pro-
24 vided shall be available for activities that are not fully re-
25 imbursed by other Federal Government departments or

1 agencies unless authorized by section 17 of such Act: *Pro-*
2 *vided further*, That upon termination of a federally man-
3 dated vendor moratorium and subject to terms and condi-
4 tions established by the Secretary, the Secretary may
5 waive the requirement at 7 CFR 246.12(g)(6) at the re-
6 quest of a State agency.

7 SUPPLEMENTAL NUTRITION ASSISTANCE PROGRAM

8 For necessary expenses to carry out the Food and
9 Nutrition Act of 2008 (7 U.S.C. 2011 et seq.),
10 \$68,277,362,000, of which \$3,000,000,000, to remain
11 available through September 30, 2023, shall be placed in
12 reserve for use only in such amounts and at such times
13 as may become necessary to carry out program operations:
14 *Provided*, That funds provided herein shall be expended
15 in accordance with section 16 of the Food and Nutrition
16 Act of 2008: *Provided further*, That of the funds made
17 available under this heading, \$998,000 may be used to
18 provide nutrition education services to State agencies and
19 Federally Recognized Tribes participating in the Food
20 Distribution Program on Indian Reservations: *Provided*
21 *further*, That this appropriation shall be subject to any
22 work registration or workfare requirements as may be re-
23 quired by law: *Provided further*, That funds made available
24 for Employment and Training under this heading shall re-
25 main available through September 30, 2022: *Provided fur-*

1 *ther*, That funds made available under this heading for
2 section 28(d)(1), section 4(b), and section 27(a) of the
3 Food and Nutrition Act of 2008 shall remain available
4 through September 30, 2022: *Provided further*, That with
5 respect to funds made available under this heading for sec-
6 tion 28(d)(1), the Secretary shall use 2 percent for admin-
7 istration, training and technical assistance, and pilot
8 projects under section 28: *Provided further*, That none of
9 the funds made available under this heading may be obli-
10 gated or expended in contravention of section 213A of the
11 Immigration and Nationality Act (8 U.S.C. 1183A): *Pro-*
12 *vided further*, That funds made available under this head-
13 ing may be used to enter into contracts and employ staff
14 to conduct studies, evaluations, or to conduct activities re-
15 lated to program integrity provided that such activities are
16 authorized by the Food and Nutrition Act of 2008.

17 COMMODITY ASSISTANCE PROGRAM

18 For necessary expenses to carry out disaster assist-
19 ance and the Commodity Supplemental Food Program as
20 authorized by section 4(a) of the Agriculture and Con-
21 sumer Protection Act of 1973 (7 U.S.C. 612c note); the
22 Emergency Food Assistance Act of 1983; special assist-
23 ance for the nuclear affected islands, as authorized by sec-
24 tion 103(f)(2) of the Compact of Free Association Amend-
25 ments Act of 2003 (Public Law 108–188); and the Farm-

1 ers' Market Nutrition Program, as authorized by section
2 17(m) of the Child Nutrition Act of 1966, \$390,700,000,
3 to remain available through September 30, 2022: *Pro-*
4 *vided*, That none of these funds shall be available to reim-
5 burse the Commodity Credit Corporation for commodities
6 donated to the program: *Provided further*, That notwith-
7 standing any other provision of law, effective with funds
8 made available in fiscal year 2021 to support the Seniors
9 Farmers' Market Nutrition Program, as authorized by
10 section 4402 of the Farm Security and Rural Investment
11 Act of 2002, such funds shall remain available through
12 September 30, 2022: *Provided further*, That of the funds
13 made available under section 27(a) of the Food and Nutri-
14 tion Act of 2008 (7 U.S.C. 2036(a)), the Secretary may
15 use up to 20 percent for costs associated with the distribu-
16 tion of commodities.

17 NUTRITION PROGRAMS ADMINISTRATION

18 For necessary administrative expenses of the Food
19 and Nutrition Service for carrying out any domestic nutri-
20 tion assistance program, \$156,368,000: *Provided*, That of
21 the funds provided herein, \$2,000,000 shall be used for
22 the purposes of section 4404 of Public Law 107–171, as
23 amended by section 4401 of Public Law 110–246.

1 TITLE V
2 FOREIGN ASSISTANCE AND RELATED
3 PROGRAMS

4 OFFICE OF THE UNDER SECRETARY FOR TRADE AND
5 FOREIGN AGRICULTURAL AFFAIRS

6 For necessary expenses of the Office of the Under
7 Secretary for Trade and Foreign Agricultural Affairs,
8 \$887,000: *Provided*, That funds made available by this
9 Act to any agency in the Trade and Foreign Agricultural
10 Affairs mission area for salaries and expenses are avail-
11 able to fund up to one administrative support staff for
12 the Office.

13 OFFICE OF CODEX ALIMENTARIUS

14 For necessary expenses of the Office of Codex
15 Alimentarius, \$4,805,000, including not to exceed
16 \$40,000 for official reception and representation expenses.

17 FOREIGN AGRICULTURAL SERVICE

18 SALARIES AND EXPENSES

19 (INCLUDING TRANSFERS OF FUNDS)

20 For necessary expenses of the Foreign Agricultural
21 Service, including not to exceed \$250,000 for representa-
22 tion allowances and for expenses pursuant to section 8 of
23 the Act approved August 3, 1956 (7 U.S.C. 1766),
24 \$222,243,000, of which no more than 6 percent shall re-
25 main available until September 30, 2022, for overseas op-

1 erations to include the payment of locally employed staff:
2 *Provided*, That the Service may utilize advances of funds,
3 or reimburse this appropriation for expenditures made on
4 behalf of Federal agencies, public and private organiza-
5 tions and institutions under agreements executed pursu-
6 ant to the agricultural food production assistance pro-
7 grams (7 U.S.C. 1737) and the foreign assistance pro-
8 grams of the United States Agency for International De-
9 velopment: *Provided further*, That funds made available
10 for middle-income country training programs, funds made
11 available for the Borlaug International Agricultural
12 Science and Technology Fellowship program, and up to
13 \$2,000,000 of the Foreign Agricultural Service appropria-
14 tion solely for the purpose of offsetting fluctuations in
15 international currency exchange rates, subject to docu-
16 mentation by the Foreign Agricultural Service, shall re-
17 main available until expended.

18 FOOD FOR PEACE TITLE I DIRECT CREDIT AND FOOD
19 FOR PROGRESS PROGRAM ACCOUNT
20 (INCLUDING TRANSFER OF FUNDS)

21 For administrative expenses to carry out the credit
22 program of title I, Food for Peace Act (Public Law 83-
23 480) and the Food for Progress Act of 1985, \$112,000,
24 shall be transferred to and merged with the appropriation

1 for “Farm Production and Conservation Business Center,
2 Salaries and Expenses”.

3 FOOD FOR PEACE TITLE II GRANTS

4 For expenses during the current fiscal year, not oth-
5 erwise recoverable, and unrecovered prior years’ costs, in-
6 cluding interest thereon, under the Food for Peace Act
7 (Public Law 83–480), for commodities supplied in connec-
8 tion with dispositions abroad under title II of said Act,
9 \$1,775,000,000, to remain available until expended.

10 MCGOVERN-DOLE INTERNATIONAL FOOD FOR EDUCATION

11 AND CHILD NUTRITION PROGRAM GRANTS

12 For necessary expenses to carry out the provisions
13 of section 3107 of the Farm Security and Rural Invest-
14 ment Act of 2002 (7 U.S.C. 1736o–1), \$235,000,000, to
15 remain available until expended: *Provided*, That the Com-
16 modity Credit Corporation is authorized to provide the
17 services, facilities, and authorities for the purpose of im-
18 plementing such section, subject to reimbursement from
19 amounts provided herein: *Provided further*, That of the
20 amount made available under this heading, \$23,500,000
21 shall remain available until expended to purchase agricul-
22 tural commodities as described in subsection 3107(a)(2)
23 of the Farm Security and Rural Investment Act of 2002
24 (7 U.S.C. 1736o–1(a)(2)).

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

4 For administrative expenses to carry out the Com-
5 modity Credit Corporation’s Export Guarantee Program,
6 GSM 102 and GSM 103, \$6,381,000, to cover common
7 overhead expenses as permitted by section 11 of the Com-
8 modity Credit Corporation Charter Act and in conformity
9 with the Federal Credit Reform Act of 1990, of which
10 \$6,063,000 shall be transferred to and merged with the
11 appropriation for “Foreign Agricultural Service, Salaries
12 and Expenses”, and of which \$318,000 shall be trans-
13 ferred to and merged with the appropriation for “Farm
14 Production and Conservation Business Center, Salaries
15 and Expenses”.

16 TITLE VI
17 RELATED AGENCIES AND FOOD AND DRUG
18 ADMINISTRATION
19 DEPARTMENT OF HEALTH AND HUMAN SERVICES
20 FOOD AND DRUG ADMINISTRATION
21 SALARIES AND EXPENSES
22 (INCLUDING TRANSFERS OF FUNDS)

23 For necessary expenses of the Food and Drug Ad-
24 ministration, including hire and purchase of passenger
25 motor vehicles; for payment of space rental and related

1 costs pursuant to Public Law 92–313 for programs and
2 activities of the Food and Drug Administration which are
3 included in this Act; for rental of special purpose space
4 in the District of Columbia or elsewhere; in addition to
5 amounts appropriated to the FDA Innovation Account, for
6 carrying out the activities described in section 1002(b)(4)
7 of the 21st Century Cures Act (Public Law 114–255); for
8 miscellaneous and emergency expenses of enforcement ac-
9 tivities, authorized and approved by the Secretary and to
10 be accounted for solely on the Secretary’s certificate, not
11 to exceed \$25,000; and notwithstanding section 521 of
12 Public Law 107–188; \$5,891,241,000: *Provided*, That of
13 the amount provided under this heading, \$1,119,188,000
14 shall be derived from prescription drug user fees author-
15 ized by 21 U.S.C. 379h, and shall be credited to this ac-
16 count and remain available until expended; \$238,595,000
17 shall be derived from medical device user fees authorized
18 by 21 U.S.C. 379j, and shall be credited to this account
19 and remain available until expended; \$526,039,000 shall
20 be derived from human generic drug user fees authorized
21 by 21 U.S.C. 379j–42, and shall be credited to this ac-
22 count and remain available until expended; \$42,998,000
23 shall be derived from biosimilar biological product user
24 fees authorized by 21 U.S.C. 379j–52, and shall be cred-
25 ited to this account and remain available until expended;

1 \$31,306,000 shall be derived from animal drug user fees
2 authorized by 21 U.S.C. 379j-12, and shall be credited
3 to this account and remain available until expended;
4 \$20,609,000 shall be derived from generic new animal
5 drug user fees authorized by 21 U.S.C. 379j-21, and shall
6 be credited to this account and remain available until ex-
7 pended; \$712,000,000 shall be derived from tobacco prod-
8 uct user fees authorized by 21 U.S.C. 387s, and shall be
9 credited to this account and remain available until ex-
10 pended: *Provided further*, That in addition to and notwith-
11 standing any other provision under this heading, amounts
12 collected for prescription drug user fees, medical device
13 user fees, human generic drug user fees, biosimilar biologi-
14 cal product user fees, animal drug user fees, and generic
15 new animal drug user fees that exceed the respective fiscal
16 year 2021 limitations are appropriated and shall be cred-
17 ited to this account and remain available until expended:
18 *Provided further*, That fees derived from prescription drug,
19 medical device, human generic drug, biosimilar biological
20 product, animal drug, and generic new animal drug as-
21 sessments for fiscal year 2021, including any such fees
22 collected prior to fiscal year 2021 but credited for fiscal
23 year 2021, shall be subject to the fiscal year 2021 limita-
24 tions: *Provided further*, That the Secretary may accept
25 payment during fiscal year 2021 of user fees specified

1 under this heading and authorized for fiscal year 2022,
2 prior to the due date for such fees, and that amounts of
3 such fees assessed for fiscal year 2022 for which the Sec-
4 retary accepts payment in fiscal year 2021 shall not be
5 included in amounts under this heading: *Provided further*,
6 That none of these funds shall be used to develop, estab-
7 lish, or operate any program of user fees authorized by
8 31 U.S.C. 9701: *Provided further*, That of the total
9 amount appropriated: (1) \$1,098,459,000 shall be for the
10 Center for Food Safety and Applied Nutrition and related
11 field activities in the Office of Regulatory Affairs; (2)
12 \$2,031,084,000 shall be for the Center for Drug Evalua-
13 tion and Research and related field activities in the Office
14 of Regulatory Affairs; (3) \$427,243,000 shall be for the
15 Center for Biologies Evaluation and Research and for re-
16 lated field activities in the Office of Regulatory Affairs;
17 (4) \$240,257,000 shall be for the Center for Veterinary
18 Medicine and for related field activities in the Office of
19 Regulatory Affairs; (5) \$611,327,000 shall be for the Cen-
20 ter for Devices and Radiological Health and for related
21 field activities in the Office of Regulatory Affairs; (6)
22 \$66,712,000 shall be for the National Center for Toxi-
23 cological Research; (7) \$662,612,000 shall be for the Cen-
24 ter for Tobacco Products and for related field activities
25 in the Office of Regulatory Affairs; (8) \$190,217,000 shall

1 be for Rent and Related activities, of which \$53,608,000
2 is for White Oak Consolidation, other than the amounts
3 paid to the General Services Administration for rent; (9)
4 \$236,121,000 shall be for payments to the General Serv-
5 ices Administration for rent; and (10) \$327,209,000 shall
6 be for other activities, including the Office of the Commis-
7 sioner of Food and Drugs, the Office of Foods and Veteri-
8 nary Medicine, the Office of Medical and Tobacco Prod-
9 ucts, the Office of Global and Regulatory Policy, the Office
10 of Operations, the Office of the Chief Scientist, and cen-
11 tral services for these offices: *Provided further*, That not
12 to exceed \$25,000 of this amount shall be for official re-
13 ception and representation expenses, not otherwise pro-
14 vided for, as determined by the Commissioner: *Provided*
15 *further*, That any transfer of funds pursuant to section
16 770(n) of the Federal Food, Drug, and Cosmetic Act (21
17 U.S.C. 379dd(n)) shall only be from amounts made avail-
18 able under this heading for other activities: *Provided fur-*
19 *ther*, That of the amounts that are made available under
20 this heading for “other activities”, and that are not de-
21 rived from user fees, \$1,500,000 shall be transferred to
22 and merged with the appropriation for “Department of
23 Health and Human Services—Office of Inspector Gen-
24 eral” for oversight of the programs and operations of the
25 Food and Drug Administration and shall be in addition

1 to funds otherwise made available for oversight of the
2 Food and Drug Administration: *Provided further*, That
3 funds may be transferred from one specified activity to
4 another with the prior approval of the Committees on Ap-
5 propriations of both Houses of Congress.

6 In addition, mammography user fees authorized by
7 42 U.S.C. 263b, export certification user fees authorized
8 by 21 U.S.C. 381, priority review user fees authorized by
9 21 U.S.C. 360n and 360ff, food and feed recall fees, food
10 reinspection fees, and voluntary qualified importer pro-
11 gram fees authorized by 21 U.S.C. 379j–31, outsourcing
12 facility fees authorized by 21 U.S.C. 379j–62, prescription
13 drug wholesale distributor licensing and inspection fees
14 authorized by 21 U.S.C. 353(e)(3), third-party logistics
15 provider licensing and inspection fees authorized by 21
16 U.S.C. 360eee–3(c)(1), third-party auditor fees authorized
17 by 21 U.S.C. 384d(c)(8), medical countermeasure priority
18 review voucher user fees authorized by 21 U.S.C. 360bbb–
19 4a, and fees relating to over-the-counter monograph drugs
20 authorized by 21 U.S.C. 379j–72 shall be credited to this
21 account, to remain available until expended.

22 BUILDINGS AND FACILITIES

23 For plans, construction, repair, improvement, exten-
24 sion, alteration, demolition, and purchase of fixed equip-
25 ment or facilities of or used by the Food and Drug Admin-

1 istration, where not otherwise provided, \$11,788,000, to
2 remain available until expended.

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

5 For necessary expenses to carry out the purposes de-
6 scribed under section 1002(b)(4) of the 21st Century
7 Cures Act, in addition to amounts available for such pur-
8 poses under the heading “Salaries and Expenses”,
9 \$70,000,000, to remain available until expended: *Pro-*
10 *vided*, That amounts appropriated in this paragraph are
11 appropriated pursuant to section 1002(b)(3) of the 21st
12 Century Cures Act, are to be derived from amounts trans-
13 ferred under section 1002(b)(2)(A) of such Act, and may
14 be transferred by the Commissioner of Food and Drugs
15 to the appropriation for “Department of Health and
16 Human Services Food and Drug Administration Salaries
17 and Expenses” solely for the purposes provided in such
18 Act: *Provided further*, That upon a determination by the
19 Commissioner that funds transferred pursuant to the pre-
20 vious proviso are not necessary for the purposes provided,
21 such amounts may be transferred back to the account:
22 *Provided further*, That such transfer authority is in addi-
23 tion to any other transfer authority provided by law.

1 INDEPENDENT AGENCIES
2 COMMODITY FUTURES TRADING COMMISSION
3 (INCLUDING TRANSFERS OF FUNDS)

4 For necessary expenses to carry out the provisions
5 of the Commodity Exchange Act (7 U.S.C. 1 et seq.), in-
6 cluding the purchase and hire of passenger motor vehicles,
7 and the rental of space (to include multiple year leases),
8 in the District of Columbia and elsewhere, \$304,000,000,
9 including not to exceed \$3,000 for official reception and
10 representation expenses, and not to exceed \$25,000 for the
11 expenses for consultations and meetings hosted by the
12 Commission with foreign governmental and other regu-
13 latory officials, of which not less than \$20,000,000 shall
14 remain available until September 30, 2022, and of which
15 not less than \$3,568,000 shall be for expenses of the Of-
16 fice of the Inspector General: *Provided*, That notwith-
17 standing the limitations in 31 U.S.C. 1553, amounts pro-
18 vided under this heading are available for the liquidation
19 of obligations equal to current year payments on leases
20 entered into prior to the date of enactment of this Act:
21 *Provided further*, That for the purpose of recording and
22 liquidating any lease obligations that should have been re-
23 corded and liquidated against accounts closed pursuant to
24 31 U.S.C. 1552, and consistent with the preceding pro-
25 viso, such amounts shall be transferred to and recorded

1 in a no-year account in the Treasury, which has been es-
2 tablished for the sole purpose of recording adjustments for
3 and liquidating such unpaid obligations.

4 FARM CREDIT ADMINISTRATION
5 LIMITATION ON ADMINISTRATIVE EXPENSES

6 Not to exceed \$80,400,000 (from assessments col-
7 lected from farm credit institutions, including the Federal
8 Agricultural Mortgage Corporation) shall be obligated
9 during the current fiscal year for administrative expenses
10 as authorized under 12 U.S.C. 2249: *Provided*, That this
11 limitation shall not apply to expenses associated with re-
12 ceiverships: *Provided further*, That the agency may exceed
13 this limitation by up to 10 percent with notification to the
14 Committees on Appropriations of both Houses of Con-
15 gress: *Provided further*, That the purposes of section
16 3.7(b)(2)(A)(i) of the Farm Credit Act of 1971 (12 U.S.C.
17 2128(b)(2)(A)(i)), the Farm Credit Administration may
18 exempt, an amount in its sole discretion, from the applica-
19 tion of the limitation provided in that clause of export
20 loans described in the clause guaranteed or insured in a
21 manner other than described in subclause (II) of the
22 clause.

1 TITLE VII

2 GENERAL PROVISIONS

3 (INCLUDING RESCISSIONS AND TRANSFERS OF FUNDS)

4 SEC. 701. The Secretary may use any appropriations
5 made available to the Department of Agriculture in this
6 Act to purchase new passenger motor vehicles, in addition
7 to specific appropriations for this purpose, so long as the
8 total number of vehicles purchased in fiscal year 2021
9 does not exceed the number of vehicles owned or leased
10 in fiscal year 2018: *Provided*, That, prior to purchasing
11 additional motor vehicles, the Secretary must determine
12 that such vehicles are necessary for transportation safety,
13 to reduce operational costs, and for the protection of life,
14 property, and public safety: *Provided further*, That the
15 Secretary may not increase the Department of Agri-
16 culture's fleet above the 2018 level unless the Secretary
17 notifies in writing, and receives approval from, the Com-
18 mittees on Appropriations of both Houses of Congress
19 within 30 days of the notification.

20 SEC. 702. Notwithstanding any other provision of
21 this Act, the Secretary of Agriculture may transfer unobli-
22 gated balances of discretionary funds appropriated by this
23 Act or any other available unobligated discretionary bal-
24 ances that are remaining available of the Department of
25 Agriculture to the Working Capital Fund for the acquisi-

1 tion of plant and capital equipment necessary for the deliv-
2 ery of financial, administrative, and information tech-
3 nology services of primary benefit to the agencies of the
4 Department of Agriculture, such transferred funds to re-
5 main available until expended: *Provided*, That none of the
6 funds made available by this Act or any other Act shall
7 be transferred to the Working Capital Fund without the
8 prior approval of the agency administrator: *Provided fur-*
9 *ther*, That none of the funds transferred to the Working
10 Capital Fund pursuant to this section shall be available
11 for obligation without written notification to and the prior
12 approval of the Committees on Appropriations of both
13 Houses of Congress: *Provided further*, That none of the
14 funds appropriated by this Act or made available to the
15 Department's Working Capital Fund shall be available for
16 obligation or expenditure to make any changes to the De-
17 partment's National Finance Center without written noti-
18 fication to and prior approval of the Committees on Ap-
19 propriations of both Houses of Congress as required by
20 section 716 of this Act: *Provided further*, That none of
21 the funds appropriated by this Act or made available to
22 the Department's Working Capital Fund shall be available
23 for obligation or expenditure to initiate, plan, develop, im-
24 plement, or make any changes to remove or relocate any
25 systems, missions, personnel, or functions of the offices

1 of the Chief Financial Officer and the Chief Information
2 Officer, co-located with or from the National Finance Cen-
3 ter prior to written notification to and prior approval of
4 the Committees on Appropriations of both Houses of Con-
5 gress and in accordance with the requirements of section
6 716 of this Act: *Provided further*, That the National Fi-
7 nance Center Information Technology Services Division
8 personnel and data center management responsibilities,
9 and control of any functions, missions, and systems for
10 current and future human resources management and in-
11 tegrated personnel and payroll systems (PPS) and func-
12 tions provided by the Chief Financial Officer and the Chief
13 Information Office shall remain in the National Finance
14 Center and under the management responsibility and ad-
15 ministrative control of the National Finance Center: *Pro-*
16 *vided further*, That the Secretary of Agriculture and the
17 offices of the Chief Financial Officer shall actively market
18 to existing and new Departments and other government
19 agencies National Finance Center shared services includ-
20 ing, but not limited to, payroll, financial management, and
21 human capital shared services and allow the National Fi-
22 nance Center to perform technology upgrades: *Provided*
23 *further*, That of annual income amounts in the Working
24 Capital Fund of the Department of Agriculture attrib-
25 utable to the amounts in excess of the true costs of the

1 shared services provided by the National Finance Center
2 and budgeted for the National Finance Center, the Sec-
3 retary shall reserve not more than 4 percent for the re-
4 placement or acquisition of capital equipment, including
5 equipment for the improvement, delivery, and implementa-
6 tion of financial, administrative, and information tech-
7 nology services, and other systems of the National Finance
8 Center or to pay any unforeseen, extraordinary cost of the
9 National Finance Center: *Provided further*, That none of
10 the amounts reserved shall be available for obligation un-
11 less the Secretary submits written notification of the obli-
12 gation to the Committees on Appropriations of both
13 Houses of Congress: *Provided further*, That the limitations
14 on the obligation of funds pending notification to Congres-
15 sional Committees shall not apply to any obligation that,
16 as determined by the Secretary, is necessary to respond
17 to a declared state of emergency that significantly impacts
18 the operations of the National Finance Center; or to evac-
19 uate employees of the National Finance Center to a safe
20 haven to continue operations of the National Finance Cen-
21 ter.

22 SEC. 703. 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. 704. No funds appropriated by this Act may be
2 used to pay negotiated indirect cost rates on cooperative
3 agreements or similar arrangements between the United
4 States Department of Agriculture and nonprofit institu-
5 tions in excess of 10 percent of the total direct cost of
6 the agreement when the purpose of such cooperative ar-
7 rangements is to carry out programs of mutual interest
8 between the two parties. This does not preclude appro-
9 priate payment of indirect costs on grants and contracts
10 with such institutions when such indirect costs are com-
11 puted on a similar basis for all agencies for which appro-
12 priations are provided in this Act.

13 SEC. 705. Appropriations to the Department of Agri-
14 culture for the cost of direct and guaranteed loans made
15 available in the current fiscal year shall remain available
16 until expended to disburse obligations made in the current
17 fiscal year for the following accounts: the Rural Develop-
18 ment Loan Fund program account, the Rural Electrifica-
19 tion and Telecommunication Loans program account, and
20 the Rural Housing Insurance Fund program account.

21 SEC. 706. None of the funds made available to the
22 Department of Agriculture by this Act may be used to ac-
23 quire new information technology systems or significant
24 upgrades, as determined by the Office of the Chief Infor-
25 mation Officer, without the approval of the Chief Informa-

1 tion Officer and the concurrence of the Executive Informa-
2 tion Technology Investment Review Board: *Provided*, That
3 notwithstanding any other provision of law, none of the
4 funds appropriated or otherwise made available by this
5 Act may be transferred to the Office of the Chief Informa-
6 tion Officer without written notification to and the prior
7 approval of the Committees on Appropriations of both
8 Houses of Congress: *Provided further*, That, notwith-
9 standing section 11319 of title 40, United States Code,
10 none of the funds available to the Department of Agri-
11 culture for information technology shall be obligated for
12 projects, contracts, or other agreements over \$25,000
13 prior to receipt of written approval by the Chief Informa-
14 tion Officer: *Provided further*, That the Chief Information
15 Officer may authorize an agency to obligate funds without
16 written approval from the Chief Information Officer for
17 projects, contracts, or other agreements up to \$250,000
18 based upon the performance of an agency measured
19 against the performance plan requirements described in
20 the explanatory statement accompanying Public Law 113-
21 235.

22 SEC. 707. Funds made available under section 524(b)
23 of the Federal Crop Insurance Act (7 U.S.C. 1524(b)) in
24 the current fiscal year shall remain available until ex-

1 pended to disburse obligations made in the current fiscal
2 year.

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

11 SEC. 709. (a) Except as otherwise specifically pro-
12 vided by law, not more than \$20,000,000 in unobligated
13 balances from appropriations made available for salaries
14 and expenses in this Act for the Farm Service Agency
15 shall remain available through September 30, 2022, for
16 information technology expenses.

17 (b) Except as otherwise specifically provided by law,
18 not more than \$20,000,000 in unobligated balances from
19 appropriations made available for salaries and expenses in
20 this Act for the Rural Development mission area shall re-
21 main available through September 30, 2022, for informa-
22 tion technology expenses.

23 SEC. 710. None of the funds appropriated or other-
24 wise made available by this Act may be used for first-class
25 travel by the employees of agencies funded by this Act in

1 contravention of sections 301–10.122 through 301–10.124
2 of title 41, Code of Federal Regulations.

3 SEC. 711. In the case of each program established
4 or amended by the Agricultural Act of 2014 (Public Law
5 113–79) or by a successor to that Act, other than by title
6 I or subtitle A of title III of such Act, or programs for
7 which indefinite amounts were provided in that Act, that
8 is authorized or required to be carried out using funds
9 of the Commodity Credit Corporation—

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

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

22 SEC. 712. Of the funds made available by this Act,
23 not more than \$2,900,000 shall be used to cover necessary
24 expenses of activities related to all advisory committees,
25 panels, commissions, and task forces of the Department

1 of Agriculture, except for panels used to comply with nego-
2 tiated rule makings and panels used to evaluate competi-
3 tively awarded grants.

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

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

12 SEC. 714. Notwithstanding subsection (b) of section
13 14222 of Public Law 110–246 (7 U.S.C. 612c–6; in this
14 section referred to as “section 14222”), none of the funds
15 appropriated or otherwise made available by this or any
16 other Act shall be used to pay the salaries and expenses
17 of personnel to carry out a program under section 32 of
18 the Act of August 24, 1935 (7 U.S.C. 612c; in this section
19 referred to as “section 32”) in excess of \$1,359,864,000
20 (exclusive of carryover appropriations from prior fiscal
21 years), as follows: Child Nutrition Programs Entitlement
22 Commodities—\$485,000,000; State Option Contracts—
23 \$5,000,000; Removal of Defective Commodities—
24 \$2,500,000; Administration of Section 32 Commodity
25 Purchases—\$36,746,000: *Provided*, That of the total

1 funds made available in the matter preceding this proviso
2 that remain unobligated on October 1, 2021, such unobli-
3 gated balances shall carryover into fiscal year 2022 and
4 shall remain available until expended for any of the pur-
5 poses of section 32, except that any such carryover funds
6 used in accordance with clause (3) of section 32 may not
7 exceed \$350,000,000 and may not be obligated until the
8 Secretary of Agriculture provides written notification of
9 the expenditures to the Committees on Appropriations of
10 both Houses of Congress at least two weeks in advance:
11 *Provided further*, That, with the exception of any available
12 carryover funds authorized in any prior appropriations Act
13 to be used for the purposes of clause (3) of section 32,
14 none of the funds appropriated or otherwise made avail-
15 able by this or any other Act shall be used to pay the
16 salaries or expenses of any employee of the Department
17 of Agriculture to carry out clause (3) of section 32.

18 SEC. 715. None of the funds appropriated by this or
19 any other Act shall be used to pay the salaries and ex-
20 penses of personnel who prepare or submit appropriations
21 language as part of the President's budget submission to
22 the Congress for programs under the jurisdiction of the
23 Appropriations Subcommittees on Agriculture, Rural De-
24 velopment, Food and Drug Administration, and Related
25 Agencies that assumes revenues or reflects a reduction

1 from the previous year due to user fees proposals that
2 have not been enacted into law prior to the submission
3 of the budget unless such budget submission identifies
4 which additional spending reductions should occur in the
5 event the user fees proposals are not enacted prior to the
6 date of the convening of a committee of conference for
7 the fiscal year 2022 appropriations Act.

8 SEC. 716. (a) None of the funds provided by this Act,
9 or provided by previous appropriations Acts to the agen-
10 cies funded by this Act that remain available for obligation
11 or expenditure in the current fiscal year, or provided from
12 any accounts in the Treasury derived by the collection of
13 fees available to the agencies funded by this Act, shall be
14 available for obligation or expenditure through a re-
15 programming, transfer of funds, or reimbursements as au-
16 thorized by the Economy Act, or in the case of the Depart-
17 ment of Agriculture, through use of the authority provided
18 by section 702(b) of the Department of Agriculture Or-
19 ganic Act of 1944 (7 U.S.C. 2257) or section 8 of Public
20 Law 89–106 (7 U.S.C. 2263), that—

- 21 (1) creates new programs;
- 22 (2) eliminates a program, project, or activity;
- 23 (3) increases funds or personnel by any means
24 for any project or activity for which funds have been
25 denied or restricted;

1 (4) relocates an office or employees;

2 (5) reorganizes offices, programs, or activities;

3 or

4 (6) contracts out or privatizes any functions or
5 activities presently performed by Federal employees;

6 unless the Secretary of Agriculture, the Chairman of the
7 Commodity Futures Trading Commission, or the Sec-
8 retary of Health and Human Services (as the case may
9 be) notifies in writing and receives approval from the Com-
10 mittees on Appropriations of both Houses of Congress at
11 least 30 days in advance of the reprogramming of such
12 funds or the use of such authority.

13 (b) None of the funds provided by this Act, or pro-
14 vided by previous Appropriations Acts to the agencies
15 funded by this Act that remain available for obligation or
16 expenditure in the current fiscal year, or provided from
17 any accounts in the Treasury derived by the collection of
18 fees available to the agencies funded by this Act, shall be
19 available for obligation or expenditure for activities, pro-
20 grams, or projects through a reprogramming or use of the
21 authorities referred to in subsection (a) involving funds
22 in excess of \$500,000 or 10 percent, whichever is less,
23 that—

24 (1) augments existing programs, projects, or ac-
25 tivities;

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

4 (3) results from any general savings from a re-
5 duction in personnel which would result in a change
6 in existing programs, activities, or projects as ap-
7 proved by Congress;

8 unless the Secretary of Agriculture, the Chairman of the
9 Commodity Futures Trading Commission, or the Sec-
10 retary of Health and Human Services (as the case may
11 be) notifies in writing and receives approval from the Com-
12 mittees on Appropriations of both Houses of Congress at
13 least 30 days in advance of the reprogramming or transfer
14 of such funds or the use of such authority.

15 (c) The Secretary of Agriculture, the Chairman of the
16 Commodity Futures Trading Commission, or the Sec-
17 retary of Health and Human Services shall notify in writ-
18 ing and receive approval from the Committees on Appro-
19 priations of both Houses of Congress before implementing
20 any program or activity not carried out during the pre-
21 vious fiscal year unless the program or activity is funded
22 by this Act or specifically funded by any other Act.

23 (d) None of the funds provided by this Act, or pro-
24 vided by previous Appropriations Acts to the agencies
25 funded by this Act that remain available for obligation or

1 expenditure in the current fiscal year, or provided from
2 any accounts in the Treasury derived by the collection of
3 fees available to the agencies funded by this Act, shall be
4 available for—

5 (1) modifying major capital investments fund-
6 ing levels, including information technology systems,
7 that involves increasing or decreasing funds in the
8 current fiscal year for the individual investment in
9 excess of \$500,000 or 10 percent of the total cost,
10 whichever is less;

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

15 (3) carrying out activities or functions that
16 were not described in the budget request;

17 unless the agencies funded by this Act notify, in writing,
18 the Committees on Appropriations of both Houses of Con-
19 gress at least 30 days in advance of using the funds for
20 these purposes.

21 (e) As described in this section, no funds may be used
22 for any activities unless the Secretary of Agriculture, the
23 Chairman of the Commodity Futures Trading Commis-
24 sion, or the Secretary of Health and Human Services re-
25 ceives from the Committees on Appropriations of both

1 Houses of Congress written or electronic mail confirma-
2 tion of receipt of the notification as required in this sec-
3 tion.

4 SEC. 717. Notwithstanding section 310B(g)(5) of the
5 Consolidated Farm and Rural Development Act (7 U.S.C.
6 1932(g)(5)), the Secretary may assess a one-time fee for
7 any guaranteed business and industry loan in an amount
8 that does not exceed 3 percent of the guaranteed principal
9 portion of the loan.

10 SEC. 718. None of the funds appropriated or other-
11 wise made available to the Department of Agriculture, the
12 Food and Drug Administration, the Commodity Futures
13 Trading Commission, or the Farm Credit Administration
14 shall be used to transmit or otherwise make available re-
15 ports, questions, or responses to questions that are a re-
16 sult of information requested for the appropriations hear-
17 ing process to any non-Department of Agriculture, non-
18 Department of Health and Human Services, non-Com-
19 modity Futures Trading Commission, or non-Farm Credit
20 Administration employee.

21 SEC. 719. Unless otherwise authorized by existing
22 law, none of the funds provided in this Act, may be used
23 by an executive branch agency to produce any pre-
24 packaged news story intended for broadcast or distribution
25 in the United States unless the story includes a clear noti-

1 fication within the text or audio of the prepackaged news
2 story that the prepackaged news story was prepared or
3 funded by that executive branch agency.

4 SEC. 720. No employee of the Department of Agri-
5 culture may be detailed or assigned from an agency or
6 office funded by this Act or any other Act to any other
7 agency or office of the Department for more than 60 days
8 in a fiscal year unless the individual's employing agency
9 or office is fully reimbursed by the receiving agency or
10 office for the salary and expenses of the employee for the
11 period of assignment.

12 SEC. 721. For the purposes of determining eligibility
13 or level of program assistance for Rural Development pro-
14 grams the Secretary shall not include incarcerated prison
15 populations.

16 SEC. 722. Not later than 30 days after the date of
17 enactment of this Act, the Secretary of Agriculture, the
18 Commissioner of the Food and Drug Administration, the
19 Chairman of the Commodity Futures Trading Commis-
20 sion, and the Chairman of the Farm Credit Administra-
21 tion shall submit to the Committees on Appropriations of
22 both Houses of Congress a detailed spending plan by pro-
23 gram, project, and activity for all the funds made available
24 under this Act including appropriated user fees, as defined
25 in the report accompanying this Act.

1 SEC. 723. Of the unobligated balances from amounts
2 made available for the supplemental nutrition program as
3 authorized by section 17 of the Child Nutrition Act of
4 1966 (42 U.S.C. 1786), \$1,000,000,000 are hereby re-
5 scinded: *Provided*, That no amounts may be rescinded
6 from amounts that were designated by the Congress as
7 an emergency requirement pursuant to a Concurrent Res-
8 olution on the Budget or the Balanced Budget and Emer-
9 gency Deficit Control Act of 1985.

10 SEC. 724. None of the funds made available by this
11 Act may be used to implement section 3.7(f) of the Farm
12 Credit Act of 1971 in a manner inconsistent with section
13 343(a)(13) of the Consolidated Farm and Rural Develop-
14 ment Act.

15 SEC. 725. For loans and loan guarantees that do not
16 require budget authority and the program level has been
17 established in this Act, the Secretary of Agriculture may
18 increase the program level for such loans and loan guaran-
19 tees by not more than 25 percent: *Provided*, That prior
20 to the Secretary implementing such an increase, the Sec-
21 retary notifies, in writing, the Committees on Appropria-
22 tions of both Houses of Congress at least 15 days in ad-
23 vance.

24 SEC. 726. None of the credit card refunds or rebates
25 transferred to the Working Capital Fund pursuant to sec-

1 tion 729 of the Agriculture, Rural Development, Food and
2 Drug Administration, and Related Agencies Appropria-
3 tions Act, 2002 (7 U.S.C. 2235a; Public Law 107–76)
4 shall be available for obligation without written notifica-
5 tion to, and the prior approval of, the Committees on Ap-
6 propriations of both Houses of Congress: *Provided*, That
7 the refunds or rebates so transferred shall be available for
8 obligation only for the acquisition of plant and capital
9 equipment necessary for the delivery of financial, adminis-
10 trative, and information technology services, including
11 cloud adoption and migration, of primary benefit to the
12 agencies of the Department of Agriculture.

13 SEC. 727. None of the funds made available by this
14 Act may be used to implement, administer, or enforce the
15 “variety” requirements of the final rule entitled “Enhanc-
16 ing Retailer Standards in the Supplemental Nutrition As-
17 sistance Program (SNAP)” published by the Department
18 of Agriculture in the Federal Register on December 15,
19 2016 (81 Fed. Reg. 90675) until the Secretary of Agri-
20 culture amends the definition of the term “variety” as de-
21 fined in section 278.1(b)(1)(ii)(C) of title 7, Code of Fed-
22 eral Regulations, and “variety” as applied in the definition
23 of the term “staple food” as defined in section 271.2 of
24 title 7, Code of Federal Regulations, to increase the num-
25 ber of items that qualify as acceptable varieties in each

1 staple food category so that the total number of such items
2 in each staple food category exceeds the number of such
3 items in each staple food category included in the final
4 rule as published on December 15, 2016: *Provided*, That
5 until the Secretary promulgates such regulatory amend-
6 ments, the Secretary shall apply the requirements regard-
7 ing acceptable varieties and breadth of stock to Supple-
8 mental Nutrition Assistance Program retailers that were
9 in effect on the day before the date of the enactment of
10 the Agricultural Act of 2014 (Public Law 113–79).

11 SEC. 728. In carrying out subsection (h) of section
12 502 of the Housing Act of 1949 (42 U.S.C. 1472), the
13 Secretary of Agriculture shall have the same authority
14 with respect to loans guaranteed under such section and
15 eligible lenders for such loans as the Secretary has under
16 subsections (h) and (j) of section 538 of such Act (42
17 U.S.C. 1490p–2) with respect to loans guaranteed under
18 such section 538 and eligible lenders for such loans.

19 SEC. 729. None of the funds made available by this
20 Act may be used to propose, promulgate, or implement
21 any rule, or take any other action with respect to, allowing
22 or requiring information intended for a prescribing health
23 care professional, in the case of a drug or biological prod-
24 uct subject to section 503(b)(1) of the Federal Food,
25 Drug, and Cosmetic Act (21 U.S.C. 353(b)(1)), to be dis-

1 tributed to such professional electronically (in lieu of in
2 paper form) unless and until a Federal law is enacted to
3 allow or require such distribution.

4 SEC. 730. Hereafter, and notwithstanding any other
5 provision of law, ARS facilities as described in the “Memo-
6 randum of Understanding Between the U.S. Department
7 of Agriculture Animal and Plant Health Inspection Serv-
8 ice (APHIS) and the U.S. Department of Agriculture Ag-
9 ricultural Research Service (ARS) Concerning Laboratory
10 Animal Welfare” (16–6100–0103–MU Revision 16–1)
11 shall be inspected by APHIS for compliance with the Ani-
12 mal Welfare Act and its regulations and standards.

13 SEC. 731. Funds made available under title II of the
14 Food for Peace Act (7 U.S.C. 1721 et seq.) may only be
15 used to provide assistance to recipient nations if adequate
16 monitoring and controls, as determined by the Adminis-
17 trator, are in place to ensure that emergency food aid is
18 received by the intended beneficiaries in areas affected by
19 food shortages and not diverted for unauthorized or inap-
20 propriate purposes.

21 SEC. 732. There is hereby appropriated \$12,000,000,
22 to remain available until expended, to carry out section
23 6407 of the Farm Security and Rural Investment Act of
24 2002 (7 U.S.C. 8107a): *Provided*, That the Secretary may
25 allow eligible entities, or comparable entities that provide

1 energy efficiency services using their own billing mecha-
2 nism to offer loans to customers in any part of their serv-
3 ice territory and to offer loans to replace a manufactured
4 housing unit with another manufactured housing unit, if
5 replacement would be more cost effective in saving energy.

6 SEC. 733. None of the funds (including fees) made
7 available by this Act or any other Act for any fiscal year
8 (including Acts other than appropriations Acts) may be
9 used to finalize, implement, administer, enforce, carry out,
10 or otherwise give effect to the final rule entitled “Supple-
11 mental Nutrition Assistance Program: Requirements for
12 Able-Bodied Adults Without Dependents” published in the
13 Federal Register on December 5, 2019 (84 Fed. Reg.
14 66782).

15 SEC. 734. None of the funds (including fees) made
16 available by this Act or any other Act for any fiscal year
17 (including Acts other than appropriations Acts) may be
18 used to finalize, implement, administer, enforce, carry out,
19 or otherwise give effect to the proposed rule entitled “Sup-
20 plemental Nutrition Assistance Program: Standardization
21 of State Heating and Cooling Standard Utility Allow-
22 ances” published in the Federal Register on October 3,
23 2019 (84 Fed. Reg. 52809).

24 SEC. 735. None of the funds made available by this
25 Act may be used to carry out any activities or incur any

1 expense related to the issuance of licenses under section
2 3 of the Animal Welfare Act (7 U.S.C. 2133), or the re-
3 newal of such licenses, to class B dealers who sell dogs
4 and cats for use in research, experiments, teaching, or
5 testing.

6 SEC. 736. (a)(1) No Federal funds made available for
7 this fiscal year for the rural water, waste water, waste dis-
8 posal, and solid waste management programs authorized
9 by sections 306, 306A, 306C, 306D, 306E, and 310B of
10 the Consolidated Farm and Rural Development Act (7
11 U.S.C. 1926 et seq.) shall be used for a project for the
12 construction, alteration, maintenance, or repair of a public
13 water or wastewater system unless all of the iron and steel
14 products used in the project are produced in the United
15 States.

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

22 (b) Subsection (a) shall not apply in any case or cat-
23 egory of cases in which the Secretary of Agriculture (in
24 this section referred to as the “Secretary”) or the designee
25 of the Secretary finds that—

1 (1) applying subsection (a) would be incon-
2 sistent with the public interest;

3 (2) iron and steel products are not produced in
4 the United States in sufficient and reasonably avail-
5 able quantities or of a satisfactory quality; or

6 (3) inclusion of iron and steel products pro-
7 duced in the United States will increase the cost of
8 the overall project by more than 25 percent.

9 (c) If the Secretary or the designee receives a request
10 for a waiver under this section, the Secretary or the des-
11 ignee shall make available to the public on an informal
12 basis a copy of the request and information available to
13 the Secretary or the designee concerning the request, and
14 shall allow for informal public input on the request for
15 at least 15 days prior to making a finding based on the
16 request. The Secretary or the designee shall make the re-
17 quest and accompanying information available by elec-
18 tronic means, including on the official public Internet Web
19 site of the Department.

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

23 (e) The Secretary may retain up to 0.25 percent of
24 the funds appropriated in this Act for “Rural Utilities
25 Service—Rural Water and Waste Disposal Program Ac-

1 count” for carrying out the provisions described in sub-
2 section (a)(1) for management and oversight of the re-
3 quirements of this section.

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

10 (g) For purposes of this section, the terms “United
11 States” and “State” shall include each of the several
12 States, the District of Columbia, and each federally recog-
13 nized Indian tribe.

14 SEC. 737. None of the funds appropriated by this Act
15 may be used in any way, directly or indirectly, to influence
16 congressional action on any legislation or appropriation
17 matters pending before Congress, other than to commu-
18 nicate to Members of Congress as described in 18 U.S.C.
19 1913.

20 SEC. 738. None of the funds made available by this
21 Act may be used to procure raw or processed poultry prod-
22 ucts imported into the United States from the People’s
23 Republic of China for use in the school lunch program
24 under the Richard B. Russell National School Lunch Act
25 (42 U.S.C. 1751 et seq.), the Child and Adult Care Food

1 Program under section 17 of such Act (42 U.S.C. 1766),
2 the Summer Food Service Program for Children under
3 section 13 of such Act (42 U.S.C. 1761), or the school
4 breakfast program under the Child Nutrition Act of 1966
5 (42 U.S.C. 1771 et seq.).

6 SEC. 739. None of the funds made available by this
7 Act may be used to pay the salaries or expenses of per-
8 sonnel—

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

11 (2) to inspect horses under section 903 of the
12 Federal Agriculture Improvement and Reform Act of
13 1996 (7 U.S.C. 1901 note; Public Law 104–127); or

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

17 SEC. 740. Of the total amounts made available by
18 this Act for direct loans and grants in section 732 and
19 in the following headings: “Rural Housing Service—Rural
20 Housing Insurance Fund Program Account”; “Rural
21 Housing Service—Mutual and Self-Help Housing
22 Grants”; “Rural Housing Service—Rural Housing Assist-
23 ance Grants”; “Rural Housing Service—Rural Commu-
24 nity Facilities Program Account”; “Rural Business–Coop-
25 erative Service—Rural Business Program Account”;

1 “Rural Business–Cooperative Service—Rural Economic
2 Development Loans Program Account”; “Rural Business–
3 Cooperative Service—Rural Cooperative Development
4 Grants”; “Rural Utilities Service—Rural Water and
5 Waste Disposal Program Account”; “Rural Utilities Serv-
6 ice—Rural Electrification and Telecommunications Loans
7 Program Account”; and “Rural Utilities Service—Dis-
8 tance Learning, Telemedicine, and Broadband Program”,
9 to the maximum extent feasible, at least 10 percent of the
10 funds shall be allocated for assistance in persistent poverty
11 counties under this section, including, notwithstanding
12 any other provision regarding population limits, any coun-
13 ty seat of such a persistent poverty county that has a pop-
14 ulation that does not exceed the authorized population
15 limit by more than 10 percent: *Provided*, That for pur-
16 poses of this section, the term “persistent poverty coun-
17 ties” means any county that has had 20 percent or more
18 of its population living in poverty over the past 30 years,
19 as measured by the 1990 and 2000 decennial censuses,
20 and 2007–2011 American Community Survey 5-year aver-
21 age, or any territory or possession of the United States:
22 *Provided further*, That with respect to specific activities
23 for which program levels have been made available by this
24 Act that are not supported by budget authority, the re-

1 requirements of this section shall be applied to such program
2 level.

3 SEC. 741. There is hereby appropriated \$2,000,000,
4 to remain available until September 30, 2022, for the Na-
5 tional Institute of Food and Agriculture to issue a com-
6 petitive grant to support the establishment of an Agri-
7 culture Business Innovation Center at a historically black
8 college or university to serve as a technical assistance hub
9 to enhance agriculture-based business development oppor-
10 tunities.

11 SEC. 742. In addition to any other funds made avail-
12 able in this Act or any other Act, there is appropriated
13 \$12,000,000 to carry out section 18(g)(8) of the Richard
14 B. Russell National School Lunch Act (42 U.S.C.
15 1769(g)), to remain available until expended.

16 SEC. 743. There is hereby appropriated \$5,000,000,
17 to remain available until September 30, 2022, for the cost
18 of loans and grants that is consistent with section 4206
19 of the Agricultural Act of 2014, for necessary expenses
20 of the Secretary to support projects that provide access
21 to healthy food in underserved areas, to create and pre-
22 serve quality jobs, and to revitalize low-income commu-
23 nities.

24 SEC. 744. For an additional amount for “Animal and
25 Plant Health Inspection Service—Salaries and Expenses”,

1 \$8,500,000, to remain available until September 30, 2022,
2 for one-time control and management and associated ac-
3 tivities directly related to the multiple-agency response to
4 citrus greening.

5 SEC. 745. None of the funds made available by this
6 Act may be used to notify a sponsor or otherwise acknowl-
7 edge receipt of a submission for an exemption for inves-
8 tigational use of a drug or biological product under section
9 505(i) of the Federal Food, Drug, and Cosmetic Act (21
10 U.S.C. 355(i)) or section 351(a)(3) of the Public Health
11 Service Act (42 U.S.C. 262(a)(3)) in research in which
12 a human embryo is intentionally created or modified to
13 include a heritable genetic modification. Any such submis-
14 sion shall be deemed to have not been received by the Sec-
15 retary, and the exemption may not go into effect.

16 SEC. 746. None of the funds made available by this
17 or any other Act may be used to enforce the final rule
18 promulgated by the Food and Drug Administration enti-
19 tled “Standards for the Growing, Harvesting, Packing,
20 and Holding of Produce for Human Consumption,” and
21 published on November 27, 2015, with respect to the regu-
22 lation of entities that grow, harvest, pack, or hold wine
23 grapes, hops, pulse crops, or almonds.

24 SEC. 747. For school year 2021–2022, only a school
25 food authority that had a negative balance in the nonprofit

1 school food service account as of December 31, 2020, shall
2 be required to establish a price for paid lunches in accord-
3 ance with section 12(p) of the Richard B. Russell National
4 School Lunch Act (42 U.S.C. 1760(p)).

5 SEC. 748. There is hereby appropriated \$5,000,000,
6 to remain available until September 30, 2022, for a pilot
7 program for the National Institute of Food and Agri-
8 culture to provide grants to nonprofit organizations for
9 programs and services to establish and enhance farming
10 and ranching opportunities for military veterans.

11 SEC. 749. For school years 2020–2021 and 2021–
12 2022, none of the funds made available by this Act may
13 be used to implement or enforce the matter following the
14 first comma in the second sentence of footnote (c) of sec-
15 tion 220.8(c) of title 7, Code of Federal Regulations, with
16 respect to the substitution of vegetables for fruits under
17 the school breakfast program established under section 4
18 of the Child Nutrition Act of 1966 (42 U.S.C. 1773).

19 SEC. 750. Notwithstanding any other provision of
20 law, the Secretary of Agriculture shall—

21 (1) not later than 60 days after the date of the
22 enactment of this Act, submit to the Committee on
23 Appropriations of the House of Representatives the
24 documents cited in Press Release No. 0176.18 of the
25 Department of Agriculture as the basis for the Sep-

1 tember 6, 2018 decision to cancel the Forest Service
2 application for the Rainy River Watershed With-
3 drawal, including—

4 (A) the environmental assessment entitled
5 “Northern Minnesota Federal Minerals With-
6 drawal” and dated September 2018;

7 (B) each mineral resources report cited in
8 such Release;

9 (C) each biological and economic impact
10 assessment cited in such Release; and

11 (D) each document developed with respect
12 to such Release relating to the potential im-
13 pacts of proposed mineral activities in the
14 Rainy River Watershed on—

15 (i) water resources;

16 (ii) wilderness areas; and

17 (iii) cultural resources; and

18 (2) for the period beginning not later than 60
19 days after the date of the enactment of this Act and
20 ending on the date that is 10 years thereafter, make
21 publicly available on the website of the Department
22 of Agriculture all documents (without redaction) de-
23 scribed in paragraph (1).

1 SEC. 751. (a) The Secretary of Agriculture, acting
2 through the Administrator of the Food Safety and Inspec-
3 tion Service, shall—

4 (1) revoke any line speed waivers issued to a
5 processor subject to the Federal Meat Inspection Act
6 (21 U.S.C. 601 et seq.) or the Poultry Products In-
7 spection Act (21 U.S.C. 451 et seq.) during the pe-
8 riod beginning on or after the first day of the
9 COVID–19 emergency period and ending on the
10 date of the enactment of this Act; and

11 (2) subject to subsection (b), not issue any such
12 waivers on or after such date of enactment, for the
13 duration of the COVID–19 emergency period.

14 (b) Notwithstanding subsection (a), the Secretary
15 may issue a line speed waiver to a processor referred to
16 in such subsection, if such processor—

17 (1) agrees to an inspection for such purpose
18 conducted by the Assistant Secretary of Labor for
19 Occupational Safety and Health; and

20 (2) the Assistant Secretary certifies to the Sec-
21 retary of Agriculture that any increases in line speed
22 at such processor’s facilities would not have an ad-
23 verse impact on worker safety.

24 (c) For purposes of this section, the term “COVID–
25 19 emergency period” has the meaning given the term

1 “emergency period” in section 1135(g)(1)(B) of the Social
2 Security Act (42 U.S.C. 1320b–5(g)(1)(B)).

3 SEC. 752. In addition to any funds made available
4 in this Act or any other Act, there is hereby appropriated
5 \$14,000,000, to remain available until September 30,
6 2022, for grants from the National Institute of Food and
7 Agriculture to the 1890 Institutions to support the Cen-
8 ters of Excellence.

9 SEC. 753. There is hereby appropriated \$2,000,000,
10 to remain available until expended, for the Secretary of
11 Agriculture to carry out a pilot program that assists rural
12 hospitals to improve long-term operations and financial
13 health by providing technical assistance through analysis
14 of current hospital management practices.

15 SEC. 754. There is hereby appropriated \$3,000,000,
16 to remain available until expended, for grants under sec-
17 tion 12502 of Public Law 115–334.

18 SEC. 755. There is hereby appropriated \$2,000,000
19 to carry out section 1621 of Public Law 110–246.

20 SEC. 756. The Secretary of Agriculture shall—

21 (1) within 30 days of enactment of this Act,
22 publish a notice in the Federal Register of the De-
23 partment’s intent to lift the stay issued on July 31,
24 2013 (78 Fed. Reg. 46255) and a proposed date
25 upon which the final rule published on December 31,

1 2012 (77 Fed. Reg. 76815) (“the final rule”) shall
2 be become effective;

3 (2) take public comments on the notice for not
4 more than 60 days; and

5 (3) not later than 30 days after the end of the
6 comment period, publish in the Federal Register the
7 date upon which the stay is lifted and the final rule
8 shall become effective.

9 SEC. 757. There is hereby appropriated \$3,000,000,
10 to remain available until September 30, 2022, to carry out
11 section 4003(b) of Public Law 115–334 relating to dem-
12 onstrations projects for Tribal Organizations.

13 SEC. 758. There is hereby appropriated \$1,000,000
14 to carry out section 3307 of Public Law 115–334.

15 SEC. 759. The Secretary of Agriculture may waive
16 the matching funds requirement under Section 412(g) of
17 the Agricultural Research, Extension, and Education Re-
18 form Act of 1998 (7 U.S.C. 7632(g)).

19 SEC. 760. There is hereby appropriated \$15,000,000,
20 to remain available until September 30, 2022, to carry out
21 section 23 of the Child Nutrition Act of 1966 (42 U.S.C.
22 1793), of which \$2,000,000 shall be for grants under such
23 section to the Commonwealth of Puerto Rico, the Com-
24 monwealth of the Northern Mariana Islands, the United
25 States Virgin Islands, Guam, and American Samoa.

1 SEC. 761. Any funds made available by this or any
2 other Act that the Secretary withholds pursuant to section
3 1668(g)(2) of the Food, Agriculture, Conservation, and
4 Trade Act of 1990 (7 U.S.C. 5921(g)(2)), as amended,
5 shall be available for grants for biotechnology risk assess-
6 ment research: *Provided*, That the Secretary may transfer
7 such funds to appropriations of the Department of Agri-
8 culture.

9 SEC. 762. There is hereby appropriated \$7,000,000
10 to carry out section 222 of Subtitle A of the Department
11 of Agriculture Reorganization Act of 1994 (7 U.S.C.
12 6923) as amended by section 12302 of Public Law 115–
13 334.

14 SEC. 763. There is hereby appropriated \$500,000 to
15 carry out section 224 of Subtitle A of the Department of
16 Agriculture Reorganization Act of 1994 (7 U.S.C. 6924)
17 as amended by section 12504 of Public Law 115–334.

18 SEC. 764. There is hereby appropriated \$1,000,000,
19 to remain available until September 30, 2022, to carry out
20 section 4208 of Public Law 115–334.

21 SEC. 765. There is hereby appropriated \$400,000 to
22 carry out section 1672(g)(4)(B) of the Food, Agriculture,
23 Conservation, and Trade Act of 1990 (7 U.S.C.
24 5925(g)(4(B)) as amended by section 7209 of Public Law
25 115–334.

1 SEC. 766. There is hereby appropriated \$5,000,000
2 to carry out section 12301 of Public Law 115–334.

3 SEC. 767. There is hereby appropriated \$5,000,000
4 to carry out section 1450 of the National Agricultural Re-
5 search, Extension, and Teaching Policy Act of 1977 (7
6 U.S.C. 3222e) as amended by section 7120 of Public Law
7 115–334.

8 SEC. 768. There is hereby appropriated \$1,000,000
9 to carry out section 1671 of the Food, Agriculture, Con-
10 servation, and Trade Act of 1990 (7 U.S.C. 5924) as
11 amended by section 7208 of Public Law 115–334.

12 SEC. 769. In response to an eligible community where
13 the drinking water supplies are inadequate due to a nat-
14 ural disaster, as determined by the Secretary, including
15 drought or severe weather, the Secretary may provide po-
16 table water through the Emergency Community Water As-
17 sistance Grant Program for an additional period of time
18 not to exceed 120 days beyond the established period pro-
19 vided under the Program in order to protect public health.

20 SEC. 770. There is hereby appropriated \$5,000,000
21 to remain available until September 30, 2022, to carry out
22 section 4206 of Public Law 115–334.

23 SEC. 771. There is hereby appropriated \$1,000,000,
24 to remain available until expended, to carry out section
25 12513 of Public Law 115–334.

1 SEC. 772. (a) There is hereby appropriated
2 \$915,000,000, to remain available until expended, for an
3 additional amount for “Rural Utilities Service—Distance
4 Learning, Telemedicine, and Broadband Program” for the
5 same purpose and under the same terms and conditions
6 as funds appropriated by section 779 of Public Law 115–
7 141 (as amended by section 776).

8 (b) Section 313(b) of the Rural Electrification Act
9 of 1936, as amended (7 U.S.C. 940c(b)), shall be applied
10 for fiscal year 2021 and each fiscal year thereafter until
11 the specified funding has been expended as if the following
12 were inserted after the final period in subsection (b)(2):
13 “In addition, the Secretary shall use, for the same purpose
14 and under the same terms and conditions as funds appro-
15 priated by section 779 of Public Law 115–141,
16 \$425,000,000 of funds available in this subaccount in fis-
17 cal year 2019 and thereafter until expended;
18 \$255,000,000 of funds available in this subaccount in fis-
19 cal year 2020 and thereafter until expended; and
20 \$75,000,000 of funds available in this subaccount in fiscal
21 year 2021 and thereafter until expended: *Provided*, That
22 any use of such funds shall be treated as a reprogramming
23 of funds under section 716 of this Act.”.

24 (c) Section 787(b) of division B of Public Law 116–
25 94 shall no longer apply.

1 SEC. 773. Hereafter, and notwithstanding any other
2 provision of law, no funds available to the Department of
3 Agriculture may be used to move any staff office or any
4 agency from the mission area in which it was located on
5 August 1, 2018, to any other mission area or office within
6 the Department in the absence of the enactment of specific
7 legislation affirming such move.

8 SEC. 774. There is hereby appropriated \$10,000,000,
9 to remain available until expended, for the Secretary of
10 Agriculture to carry out a pilot program to provide finan-
11 cial assistance for rural communities to further develop
12 renewable energy.

13 SEC. 775. Section 9(i)(2) of the Food and Nutrition
14 Act of 2008 (7 U.S.C. 2018(i)(2)) is amended by striking
15 “December 31, 2020” and inserting “December 31,
16 2021”.

17 SEC. 776. Section 779 of Public Law 115–141 is
18 amended by striking “efforts made” in the fourth proviso
19 and inserting “service provided”.

20 SEC. 777. The Secretary, acting through the Chief
21 of the Natural Resources Conservation Service, may use
22 funds appropriated under this Act for the Watershed and
23 Flood Prevention Operations Program and the Watershed
24 Rehabilitation Program carried out pursuant to the Wa-
25 tershed Protection and Flood Prevention Act (16 U.S.C.

1 1001 et seq.), and for the Emergency Watershed Protec-
2 tion Program carried out pursuant to section 403 of the
3 Agricultural Credit Act of 1978 (16 U.S.C. 2203) to pro-
4 vide technical services for such programs pursuant to sec-
5 tion 1252(a)(1) of the Food Security Act of 1985 (16
6 U.S.C. 3851(a)(1)), notwithstanding subsection (c) of
7 such section.

8 SEC. 778. (a) The Secretary of Health and Human
9 Services, acting through the Commissioner of Food and
10 Drugs (Commissioner), shall explore and, if it determines
11 to be feasible, implement a number of options for regu-
12 lating the export of shrimp to the United States from
13 other countries, such as sampling of products prior to ex-
14 port to the United States, increasing foreign inspections
15 of export facilities, increased seafood importer inspections,
16 foreign surveillance inspections at overseas manufacturing
17 sites, enhanced import screening, higher rates of examina-
18 tion and sampling, use of third-party audits, and formal
19 seafood arrangements with foreign competent authorities.

20 (b) The Commissioner shall especially consider the
21 following: (1) that appropriate controls are applied to
22 shrimp feed and production ponds, processing plants, and
23 facilities throughout the chain of distribution to determine
24 compliance with seafood safety requirements; (2) dedicate
25 its inspectional effort to determine compliance with sea-

1 food arrangements, once established, from any dedicated
2 funds; (3) provide an annual report to the Committee be-
3 fore the end of fiscal years 2021, 2022, and 2023 with
4 the reporting requirement goal being to provide the Com-
5 mittee information related to FDA’s oversight of the safe-
6 ty of shrimp products imported into the United States.

7 SEC. 779. Section 7605(b) of the Agriculture Im-
8 provement Act of 2018 (7 U.S.C. 5940 note; Public Law
9 115–334) shall be applied by substituting “September 30,
10 2021” for “the date that is 1 year after the date on which
11 the Secretary establishes a plan under section 297C of the
12 Agricultural Marketing Act of 1946”.

13 SEC. 780. None of the funds made available by this
14 or any other act may be used to restrict the offering of
15 low-fat (1% fat) flavored milk in the National School
16 Lunch Program or School Breakfast Program, as long as
17 such milk is not inconsistent with the most recent Dietary
18 Guidelines for Americans published under section 301 of
19 the National Nutrition Monitoring and Related Research
20 Act of 1990.

21 SEC. 781. The Commissioner of the Food and Drug
22 Administration shall develop a plan within 180 days of en-
23 actment that would allow the Agency to identify, detain
24 and refuse all FDA regulated products originating from
25 foreign establishments that did not allow FDA investiga-

1 tors immediate physical access to the registered establish-
2 ment and its records to determine a registered establish-
3 ment’s ongoing compliance with FDA laws and regula-
4 tions. Any foreign establishment that meets these criteria
5 may be placed on import alert. This import alert would
6 be specific for this foreign establishment, focusing on de-
7 taining all products from this establishment.

8 SEC. 782. In administering the pilot program estab-
9 lished by section 779 of division A of the Consolidated Ap-
10 propriations Act, 2018 (Public Law 115–141), the Sec-
11 retary of Agriculture may, for purposes of determining en-
12 tities eligible to receive assistance, consider those commu-
13 nities which are “Areas Rural in Character”: *Provided*,
14 That not more than 10 percent of the funds made avail-
15 able by section 772 may be used for this purpose.

16 SEC. 783. Not later than 1 year after the date of
17 enactment of this Act, the National Academy of Sciences,
18 Engineering, and Medicine shall complete a review and
19 provide a report to the Secretary of Agriculture, the Sec-
20 retary of Health and Human Services, and the Congress,
21 on the most recent edition of the dietary guidelines for
22 Americans that includes the following:

23 (1) A comparative analysis of the scientific
24 methodologies, review protocols, and evaluation proc-
25 esses used to develop the most recently issued guide-

1 lines as compared to recommendations included in
2 the National Academy of Sciences, Engineering, and
3 Medicine September 2017 report entitled “Rede-
4 signing the Process for Establishing the Dietary
5 Guidelines for Americans”.

6 (2) A comparative analysis of the scientific
7 studies used to develop such guidelines to determine
8 the dietary needs of Americans with diet-related
9 metabolic diseases as compared to the most current
10 and rigorous scientific studies on diet and diet-re-
11 lated metabolic diseases available.

12 (3) An analysis of how full implementation of
13 the recommendations described in paragraph (1)
14 would have affected the most recently issued guide-
15 lines.

16 SEC. 784. (a) Section 569D of the Federal Food,
17 Drug, and Cosmetic Act (21 U.S.C. 360bbb–8d) is amend-
18 ed—

19 (1) in the section heading, by striking “CON-
20 TROLLED SUBSTANCES” and inserting “DRUGS
21 AND CONTROLLED SUBSTANCES”;

22 (2) by striking “controlled substance” each place
23 such term appears and inserting “drug or controlled sub-
24 stance”;

1 (3) in subsection (b), by striking “controlled sub-
2 stances” and inserting “drugs or controlled substances”;
3 and

4 (4) in subsection (c), by striking “or an official senior
5 to such Director” and inserting the following: “or the Di-
6 rector of the Center for Biologics Evaluation and Research
7 (or an official senior to either such Director)”.

8 (b) Section 801(a) of the Federal Food, Drug, and
9 Cosmetic Act (21 U.S.C. 381(a)) is amended by striking
10 “is a controlled substance subject to an order under sec-
11 tion 569D” and inserting “is a drug or controlled sub-
12 stance subject to an order under section 569D”.

13 This Act may be cited as the “Agriculture, Rural De-
14 velopment, Food and Drug Administration, and Related
15 Agencies Appropriations Act, 2021”.

1 **DIVISION C—DEPARTMENT OF THE INTE-**
2 **RIOR, ENVIRONMENT, AND RELATED**
3 **AGENCIES APPROPRIATIONS ACT, 2021**

4 That the following sums are appropriated, out of any
5 money in the Treasury not otherwise appropriated, for the
6 Department of the Interior, environment, and related
7 agencies for the fiscal year ending September 30, 2021,
8 and for other purposes, namely:

9 **TITLE I**

10 **DEPARTMENT OF THE INTERIOR**

11 **BUREAU OF LAND MANAGEMENT**

12 **MANAGEMENT OF LANDS AND RESOURCES**

13 **(INCLUDING RESCISSION OF FUNDS)**

14 For necessary expenses for protection, use, improve-
15 ment, development, disposal, cadastral surveying, classi-
16 fication, acquisition of easements and other interests in
17 lands, and performance of other functions, including main-
18 tenance of facilities, as authorized by law, in the manage-
19 ment of lands and their resources under the jurisdiction
20 of the Bureau of Land Management, including the general
21 administration of the Bureau, and assessment of mineral
22 potential of public lands pursuant to section 1010(a) of
23 Public Law 96–487 (16 U.S.C. 3150(a)), \$1,206,425,000,
24 to remain available until September 30, 2022; of which
25 \$100,550,000 for annual and deferred maintenance and

1 \$102,620,000 for the wild horse and burro program, as
2 authorized by Public Law 92–195 (16 U.S.C. 1331 et
3 seq.), shall remain available until expended: *Provided*,
4 That amounts in the fee account of the BLM Permit Proc-
5 essing Improvement Fund may be used for bureau-related
6 expenses directly associated with the processing of oil and
7 gas applications for permits to drill and related use of au-
8 thorizations.

9 In addition, \$39,696,000 is for Mining Law Adminis-
10 tration program operations, including the cost of admin-
11 istering the mining claim fee program, to remain available
12 until expended, to be reduced by amounts collected by the
13 Bureau and credited to this appropriation from mining
14 claim maintenance fees and location fees that are hereby
15 authorized for fiscal year 2021, so as to result in a final
16 appropriation estimated at not more than \$1,206,425,000,
17 and \$2,000,000, to remain available until expended, from
18 communication site rental fees established by the Bureau
19 for the cost of administering communication site activities.

20 Of the unobligated balances from amounts made
21 available under this heading in fiscal year 2018 or before,
22 \$17,000,000 is permanently rescinded: *Provided*, That no
23 amounts may be rescinded from amounts originally allo-
24 cated for deferred maintenance and capital improvement
25 activities: *Provided further*, That no amounts may be re-

1 rescinded from amounts that were designated by the Con-
2 gress as an emergency requirement pursuant to the Con-
3 current Resolution on the Budget or the Balanced Budget
4 and Emergency Deficit Control Act of 1985.

5
6 LAND ACQUISITION
(INCLUDING RESCISSION OF FUNDS)

7 Of the unobligated balances from amounts made
8 available for Land Acquisition and derived from the Land
9 and Water Conservation Fund, \$2,000,000 is hereby per-
10 manently rescinded from projects with cost savings or
11 failed or partially failed projects: *Provided*, That no
12 amounts may be rescinded from amounts that were des-
13 igned by the Congress as an emergency requirement
14 pursuant to the Concurrent Resolution on the Budget or
15 the Balanced Budget and Emergency Deficit Control Act
16 of 1985.

17 OREGON AND CALIFORNIA GRANT LANDS

18 For expenses necessary for management, protection,
19 and development of resources and for construction, oper-
20 ation, and maintenance of access roads, reforestation, and
21 other improvements on the revested Oregon and California
22 Railroad grant lands, on other Federal lands in the Or-
23 egon and California land-grant counties of Oregon, and
24 on adjacent rights-of-way; and acquisition of lands or in-
25 terests therein, including existing connecting roads on or

1 adjacent to such grant lands; \$115,607,000, to remain
2 available until expended: *Provided*, That 25 percent of the
3 aggregate of all receipts during the current fiscal year
4 from the revested Oregon and California Railroad grant
5 lands is hereby made a charge against the Oregon and
6 California land-grant fund and shall be transferred to the
7 General Fund in the Treasury in accordance with the sec-
8 ond paragraph of subsection (b) of title II of the Act of
9 August 28, 1937 (43 U.S.C. 2605).

10

RANGE IMPROVEMENTS

11 For rehabilitation, protection, and acquisition of
12 lands and interests therein, and improvement of Federal
13 rangelands pursuant to section 401 of the Federal Land
14 Policy and Management Act of 1976 (43 U.S.C. 1751),
15 notwithstanding any other Act, sums equal to 50 percent
16 of all moneys received during the prior fiscal year under
17 sections 3 and 15 of the Taylor Grazing Act (43 U.S.C.
18 315b, 315m) and the amount designated for range im-
19 provements from grazing fees and mineral leasing receipts
20 from Bankhead-Jones lands transferred to the Depart-
21 ment of the Interior pursuant to law, but not less than
22 \$10,000,000, to remain available until expended: *Pro-*
23 *vided*, That not to exceed \$600,000 shall be available for
24 administrative expenses.

1 SERVICE CHARGES, DEPOSITS, AND FORFEITURES
2 (INCLUDING RESCISSION OF FUNDS)

3 For administrative expenses and other costs related
4 to processing application documents and other authoriza-
5 tions for use and disposal of public lands and resources,
6 for costs of providing copies of official public land docu-
7 ments, for monitoring construction, operation, and termi-
8 nation of facilities in conjunction with use authorizations,
9 and for rehabilitation of damaged property, such amounts
10 as may be collected under Public Law 94–579 (43 U.S.C.
11 1701 et seq.), and under section 28 of the Mineral Leasing
12 Act (30 U.S.C. 185), to remain available until expended:
13 *Provided*, That notwithstanding any provision to the con-
14 trary of section 305(a) of Public Law 94–579 (43 U.S.C.
15 1735(a)), any moneys that have been or will be received
16 pursuant to that section, whether as a result of forfeiture,
17 compromise, or settlement, if not appropriate for refund
18 pursuant to section 305(c) of that Act (43 U.S.C.
19 1735(c)), shall be available and may be expended under
20 the authority of this Act by the Secretary to improve, pro-
21 tect, or rehabilitate any public lands administered through
22 the Bureau of Land Management which have been dam-
23 aged by the action of a resource developer, purchaser, per-
24 mittee, or any unauthorized person, without regard to
25 whether all moneys collected from each such action are

1 used on the exact lands damaged which led to the action:
2 *Provided further*, That any such moneys that are in excess
3 of amounts needed to repair damage to the exact land for
4 which funds were collected may be used to repair other
5 damaged public lands.

6 Of the unobligated balances from amounts collected
7 in fiscal year 2015 or any prior fiscal year, \$20,000,000
8 is permanently rescinded.

9 MISCELLANEOUS TRUST FUNDS

10 In addition to amounts authorized to be expended
11 under existing laws, there is hereby appropriated such
12 amounts as may be contributed under section 307 of Pub-
13 lic Law 94–579 (43 U.S.C. 1737), and such amounts as
14 may be advanced for administrative costs, surveys, ap-
15 praisals, and costs of making conveyances of omitted lands
16 under section 211(b) of that Act (43 U.S.C. 1721(b)), to
17 remain available until expended.

18 ADMINISTRATIVE PROVISIONS

19 The Bureau of Land Management may carry out the
20 operations funded under this Act by direct expenditure,
21 contracts, grants, cooperative agreements and reimburs-
22 able agreements with public and private entities, including
23 with States. Appropriations for the Bureau shall be avail-
24 able for purchase, erection, and dismantlement of tem-
25 porary structures, and alteration and maintenance of nec-

1 essary buildings and appurtenant facilities to which the
2 United States has title; up to \$100,000 for payments, at
3 the discretion of the Secretary, for information or evidence
4 concerning violations of laws administered by the Bureau;
5 miscellaneous and emergency expenses of enforcement ac-
6 tivities authorized or approved by the Secretary and to be
7 accounted for solely on the Secretary's certificate, not to
8 exceed \$10,000: *Provided*, That notwithstanding Public
9 Law 90-620 (44 U.S.C. 501), the Bureau may, under co-
10 operative cost-sharing and partnership arrangements au-
11 thorized by law, procure printing services from cooperators
12 in connection with jointly produced publications for which
13 the cooperators share the cost of printing either in cash
14 or in services, and the Bureau determines the cooperator
15 is capable of meeting accepted quality standards: *Provided*
16 *further*, That projects to be funded pursuant to a written
17 commitment by a State government to provide an identi-
18 fied amount of money in support of the project may be
19 carried out by the Bureau on a reimbursable basis.

20 UNITED STATES FISH AND WILDLIFE SERVICE

21 RESOURCE MANAGEMENT

22 (INCLUDING TRANSFER AND RESCISSION OF FUNDS)

23 For necessary expenses of the United States Fish and
24 Wildlife Service, as authorized by law, and for scientific
25 and economic studies, general administration, and for the

1 performance of other authorized functions related to such
2 resources, \$1,387,278,000, to remain available until Sep-
3 tember 30, 2022: *Provided*, That not to exceed
4 \$21,037,000 shall be used for implementing subsections
5 (a), (b), (c), and (e) of section 4 of the Endangered Spe-
6 cies Act of 1973 (16 U.S.C. 1533) (except for processing
7 petitions, developing and issuing proposed and final regu-
8 lations, and taking any other steps to implement actions
9 described in subsection (c)(2)(A), (c)(2)(B)(i), or
10 (c)(2)(B)(ii)): *Provided further*, That the United States
11 Fish and Wildlife Service may accept transfers of funds
12 from U.S. Customs and Border Protection for mitigation
13 activities, including land acquisition, related to the con-
14 struction of border barriers on Federal lands.

15 Of the funding provided under this heading for cen-
16 tral office operations in the Further Consolidated Appro-
17 priations Act, 2020, \$1,000,000 is permanently rescinded:
18 *Provided*, That no amounts may be rescinded from
19 amounts that were designated by the Congress as an
20 emergency requirement pursuant to the Concurrent Reso-
21 lution on the Budget or the Balanced Budget and Emer-
22 gency Deficit Control Act of 1985.

23 CONSTRUCTION

24 For construction, improvement, acquisition, or re-
25 moval of buildings and other facilities required in the con-

1 servation, management, investigation, protection, and uti-
2 lization of fish and wildlife resources, and the acquisition
3 of lands and interests therein; \$18,338,000, to remain
4 available until expended.

5 COOPERATIVE ENDANGERED SPECIES CONSERVATION
6 FUND

7 (INCLUDING RESCISSION OF FUNDS)

8 For expenses necessary to carry out section 6 of the
9 Endangered Species Act of 1973 (16 U.S.C. 1535),
10 \$23,702,000, to remain available until expended, of which
11 \$23,702,000 is to be derived from the Cooperative Endan-
12 gered Species Conservation Fund.

13 Of the unobligated balances made available from the
14 Cooperative Endangered Species Conservation Fund,
15 \$11,000,000 is permanently rescinded from projects or
16 from other grant programs with an unobligated carry over
17 balance: *Provided*, That no amounts may be rescinded
18 from amounts that were designated by the Congress as
19 an emergency requirement pursuant to the Concurrent
20 Resolution on the Budget or the Balanced Budget and
21 Emergency Deficit Control Act of 1985.

22 NATIONAL WILDLIFE REFUGE FUND

23 For expenses necessary to implement the Act of Octo-
24 ber 17, 1978 (16 U.S.C. 715s), \$13,228,000.

1 NORTH AMERICAN WETLANDS CONSERVATION FUND

2 For expenses necessary to carry out the provisions
3 of the North American Wetlands Conservation Act (16
4 U.S.C. 4401 et seq.), \$46,500,000, to remain available
5 until expended.

6 NEOTROPICAL MIGRATORY BIRD CONSERVATION

7 For expenses necessary to carry out the Neotropical
8 Migratory Bird Conservation Act (16 U.S.C. 6101 et
9 seq.), \$4,910,000, to remain available until expended.

10 MULTINATIONAL SPECIES CONSERVATION FUND

11 For expenses necessary to carry out the African Ele-
12 phant Conservation Act (16 U.S.C. 4201 et seq.), the
13 Asian Elephant Conservation Act of 1997 (16 U.S.C.
14 4261 et seq.), the Rhinoceros and Tiger Conservation Act
15 of 1994 (16 U.S.C. 5301 et seq.), the Great Ape Con-
16 servation Act of 2000 (16 U.S.C. 6301 et seq.), and the
17 Marine Turtle Conservation Act of 2004 (16 U.S.C. 6601
18 et seq.), \$19,000,000, to remain available until expended.

19 STATE AND TRIBAL WILDLIFE GRANTS

20 For wildlife conservation grants to States and to the
21 District of Columbia, Puerto Rico, Guam, the United
22 States Virgin Islands, the Northern Mariana Islands,
23 American Samoa, and Indian tribes under the provisions
24 of the Fish and Wildlife Act of 1956 and the Fish and
25 Wildlife Coordination Act, for the development and imple-

1 mentation of programs for the benefit of wildlife and their
2 habitat, including species that are not hunted or fished,
3 \$78,321,000, to remain available until expended: *Pro-*
4 *vided*, That of the amount provided herein, \$6,209,000 is
5 for a competitive grant program for Indian tribes not sub-
6 ject to the remaining provisions of this appropriation: *Pro-*
7 *vided further*, That \$7,362,000 is for a competitive grant
8 program to implement approved plans for States, terri-
9 tories, and other jurisdictions and at the discretion of af-
10 fected States, the regional Associations of fish and wildlife
11 agencies, not subject to the remaining provisions of this
12 appropriation: *Provided further*, That the Secretary shall,
13 after deducting \$13,571,000 and administrative expenses,
14 apportion the amount provided herein in the following
15 manner: (1) to the District of Columbia and to the Com-
16 monwealth of Puerto Rico, each a sum equal to not more
17 than one-half of 1 percent thereof; and (2) to Guam,
18 American Samoa, the United States Virgin Islands, and
19 the Commonwealth of the Northern Mariana Islands, each
20 a sum equal to not more than one-fourth of 1 percent
21 thereof: *Provided further*, That the Secretary shall appor-
22 tion the remaining amount in the following manner: (1)
23 one-third of which is based on the ratio to which the land
24 area of such State bears to the total land area of all such
25 States; and (2) two-thirds of which is based on the ratio

1 to which the population of such State bears to the total
2 population of all such States: *Provided further*, That the
3 amounts apportioned under this paragraph shall be ad-
4 justed equitably so that no State shall be apportioned a
5 sum which is less than 1 percent of the amount available
6 for apportionment under this paragraph for any fiscal year
7 or more than 5 percent of such amount: *Provided further*,
8 That the Federal share of planning grants shall not exceed
9 75 percent of the total costs of such projects and the Fed-
10 eral share of implementation grants shall not exceed 65
11 percent of the total costs of such projects: *Provided fur-*
12 *ther*, That the non-Federal share of such projects may not
13 be derived from Federal grant programs: *Provided further*,
14 That any amount apportioned in 2021 to any State, terri-
15 tory, or other jurisdiction that remains unobligated as of
16 September 30, 2022, shall be reapportioned, together with
17 funds appropriated in 2023, in the manner provided here-
18 in.

19 ADMINISTRATIVE PROVISIONS

20 The United States Fish and Wildlife Service may
21 carry out the operations of Service programs by direct ex-
22 penditure, contracts, grants, cooperative agreements and
23 reimbursable agreements with public and private entities.
24 Appropriations and funds available to the United States
25 Fish and Wildlife Service shall be available for repair of

1 damage to public roads within and adjacent to reservation
2 areas caused by operations of the Service; options for the
3 purchase of land at not to exceed \$1 for each option; facili-
4 ties incident to such public recreational uses on conserva-
5 tion areas as are consistent with their primary purpose;
6 and the maintenance and improvement of aquaria, build-
7 ings, and other facilities under the jurisdiction of the Serv-
8 ice and to which the United States has title, and which
9 are used pursuant to law in connection with management,
10 and investigation of fish and wildlife resources: *Provided*,
11 That notwithstanding 44 U.S.C. 501, the Service may,
12 under cooperative cost sharing and partnership arrange-
13 ments authorized by law, procure printing services from
14 cooperators in connection with jointly produced publica-
15 tions for which the cooperators share at least one-half the
16 cost of printing either in cash or services and the Service
17 determines the cooperator is capable of meeting accepted
18 quality standards: *Provided further*, That the Service may
19 accept donated aircraft as replacements for existing air-
20 craft: *Provided further*, That notwithstanding 31 U.S.C.
21 3302, all fees collected for non-toxic shot review and ap-
22 proval shall be deposited under the heading “United
23 States Fish and Wildlife Service—Resource Management”
24 and shall be available to the Secretary, without further
25 appropriation, to be used for expenses of processing of

1 such non-toxic shot type or coating applications and revis-
2 ing regulations as necessary, and shall remain available
3 until expended.

4 NATIONAL PARK SERVICE

5 OPERATION OF THE NATIONAL PARK SYSTEM

6 For expenses necessary for the management, oper-
7 ation, and maintenance of areas and facilities adminis-
8 tered by the National Park Service and for the general
9 administration of the National Park Service,
10 \$2,776,642,000, of which \$10,282,000 for planning and
11 interagency coordination in support of Everglades restora-
12 tion and \$135,950,000 for maintenance, repair, or reha-
13 bilitation projects for constructed assets and
14 \$188,184,000 for cyclic maintenance projects for con-
15 structed assets and cultural resources and \$5,000,000 for
16 uses authorized by section 101122 of title 54, United
17 States Code shall remain available until September 30,
18 2022: *Provided*, That funds appropriated under this head-
19 ing in this Act are available for the purposes of section
20 5 of Public Law 95–348: *Provided further*, That notwith-
21 standing section 9(a) of the United States
22 Semiquincentennial Commission Act of 2016 (Public Law
23 114–196; 130 Stat. 691), \$3,300,000 of the funds made
24 available under this heading shall be provided to the
25 United States Semiquincentennial Commission for the

1 purposes specified by that Act: *Provided further*, That not-
2 withstanding section 9 of the 400 Years of African-Amer-
3 ican History Commission Act (36 U.S.C. note prec. 101;
4 Public Law 115–102), \$3,300,000 of the funds provided
5 under this heading shall be made available for the pur-
6 poses specified by that Act: *Provided further*, That, if the
7 Secretary of the Interior has not provided to the Commit-
8 tees on Appropriations of the House of Representatives
9 and the Senate the information requested in the letter de-
10 tailed in the report accompanying this Act within 10 days
11 of enactment of this Act, the funds made available under
12 this heading for the United States Park Police shall be
13 reduced by \$50,000 per day for each day that the Sec-
14 retary fails to comply with the request for information
15 under that section, with any funds reduced under this pro-
16 viso to be permanently rescinded.

17 NATIONAL RECREATION AND PRESERVATION

18 For expenses necessary to carry out recreation pro-
19 grams, natural programs, cultural programs, heritage
20 partnership programs, environmental compliance and re-
21 view, international park affairs, and grant administration,
22 not otherwise provided for, \$74,292,000. *Provided*, That
23 notwithstanding any other provision of law, the require-
24 ment for a local entity to provide a match for federal fund-

1 ing provided from the Heritage Partnership Program is
2 waived for fiscal year 2021.

3 HISTORIC PRESERVATION FUND

4 For expenses necessary in carrying out the National
5 Historic Preservation Act (division A of subtitle III of title
6 54, United States Code), \$136,425,000, to be derived
7 from the Historic Preservation Fund and to remain avail-
8 able until September 30, 2022, of which \$25,000,000 shall
9 be for Save America's Treasures grants for preservation
10 of national significant sites, structures and artifacts as au-
11 thorized by section 7303 of the Omnibus Public Land
12 Management Act of 2009 (54 U.S.C. 3089): *Provided*,
13 That an individual Save America's Treasures grant shall
14 be matched by non-Federal funds: *Provided further*, That
15 individual projects shall only be eligible for one grant: *Pro-*
16 *vided further*, That all projects to be funded shall be ap-
17 proved by the Secretary of the Interior in consultation
18 with the House and Senate Committees on Appropria-
19 tions: *Provided further*, That of the funds provided for the
20 Historic Preservation Fund, \$1,000,000 is for competitive
21 grants for the survey and nomination of properties to the
22 National Register of Historic Places and as National His-
23 toric Landmarks associated with communities currently
24 under-represented, as determined by the Secretary,
25 \$22,250,000 is for competitive grants to preserve the sites

1 and stories of the Civil Rights movement, \$10,000,000 is
2 for grants to Historically Black Colleges and Universities,
3 and \$7,500,000 is for competitive grants for the restora-
4 tion of historic properties of national, State and local sig-
5 nificance listed on or eligible for inclusion on the National
6 Register of Historic Places, to be made without imposing
7 the usage or direct grant restrictions of section 101(e)(3)
8 (54 U.S.C. 302904) of the National Historical Preserva-
9 tion Act: *Provided further*, That such competitive grants
10 shall be made without imposing the matching require-
11 ments in section 302902(b)(3) of title 54, United States
12 Code, to States and Indian tribes as defined in chapter
13 3003 of such title, Native Hawaiian organizations, local
14 governments, including Certified Local Governments, and
15 non-profit organizations.

16 CONSTRUCTION

17 For construction, improvements, repair, or replace-
18 ment of physical facilities, and compliance and planning
19 for programs and areas administered by the National
20 Park Service, \$223,907,000, to remain available until ex-
21 pended: *Provided*, That notwithstanding any other provi-
22 sion of law, for any project initially funded in fiscal year
23 2021 with a future phase indicated in the National Park
24 Service 5-Year Line Item Construction Plan, a single pro-
25 curement may be issued which includes the full scope of

1 the project: *Provided further*, That the solicitation and
2 contract shall contain the clause availability of funds
3 found at 48 CFR 52.232–18: *Provided further*, That Na-
4 tional Park Service Donations, Park Concessions Fran-
5 chise Fees, and Recreation Fees may be made available
6 for the cost of adjustments and changes within the origi-
7 nal scope of effort for projects funded by the National
8 Park Service Construction appropriation: *Provided further*,
9 That the Secretary of the Interior shall consult with the
10 Committees on Appropriations, in accordance with current
11 reprogramming thresholds, prior to making any charges
12 authorized by this section.

13 LAND ACQUISITION AND STATE ASSISTANCE

14 (INCLUDING RESCISSION OF FUNDS)

15 Of the unobligated balances from amounts made
16 available for Land Acquisition and derived from the Land
17 and Water Conservation Fund, \$2,000,000 is hereby per-
18 manently rescinded from projects with cost savings or
19 failed or partially failed projects: *Provided*, That no
20 amounts may be rescinded from amounts that were des-
21 ignated by the Congress as an emergency requirement
22 pursuant to the Concurrent Resolution on the Budget or
23 the Balanced Budget and Emergency Deficit Control Act
24 of 1985.

1 CENTENNIAL CHALLENGE

2 For expenses necessary to carry out the provisions
3 of section 101701 of title 54, United States Code, relating
4 to challenge cost share agreements, \$15,000,000, to re-
5 main available until expended, for Centennial Challenge
6 projects and programs: *Provided*, That not less than 50
7 percent of the total cost of each project or program shall
8 be derived from non-Federal sources in the form of do-
9 nated cash, assets, or a pledge of donation guaranteed by
10 an irrevocable letter of credit.

11 ADMINISTRATIVE PROVISIONS
12 (INCLUDING TRANSFER OF FUNDS)

13 In addition to other uses set forth in section
14 101917(c)(2) of title 54, United States Code, franchise
15 fees credited to a sub-account shall be available for ex-
16 penditure by the Secretary, without further appropriation,
17 for use at any unit within the National Park System to
18 extinguish or reduce liability for Possessory Interest or
19 leasehold surrender interest. Such funds may only be used
20 for this purpose to the extent that the benefitting unit an-
21 ticipated franchise fee receipts over the term of the con-
22 tract at that unit exceed the amount of funds used to ex-
23 tinguish or reduce liability. Franchise fees at the benefit-
24 ting unit shall be credited to the sub-account of the origi-
25 nating unit over a period not to exceed the term of a single

1 contract at the benefitting unit, in the amount of funds
2 so expended to extinguish or reduce liability.

3 For the costs of administration of the Land and
4 Water Conservation Fund grants authorized by section
5 105(a)(2)(B) of the Gulf of Mexico Energy Security Act
6 of 2006 (Public Law 109–432), the National Park Service
7 may retain up to 3 percent of the amounts which are au-
8 thorized to be disbursed under such section, such retained
9 amounts to remain available until expended.

10 National Park Service funds may be transferred to
11 the Federal Highway Administration (FHWA), Depart-
12 ment of Transportation, for purposes authorized under 23
13 U.S.C. 203. Transfers may include a reasonable amount
14 for FHWA administrative support costs.

15 UNITED STATES GEOLOGICAL SURVEY
16 SURVEYS, INVESTIGATIONS, AND RESEARCH

17 For expenses necessary for the United States Geo-
18 logical Survey to perform surveys, investigations, and re-
19 search covering topography, geology, hydrology, biology,
20 and the mineral and water resources of the United States,
21 its territories and possessions, and other areas as author-
22 ized by 43 U.S.C. 31, 1332, and 1340; classify lands as
23 to their mineral and water resources; give engineering su-
24 pervision to power permittees and Federal Energy Regu-
25 latory Commission licensees; administer the minerals ex-

1 ploration program (30 U.S.C. 641); conduct inquiries into
2 the economic conditions affecting mining and materials
3 processing industries (30 U.S.C. 3, 21a, and 1603; 50
4 U.S.C. 98g(1)) and related purposes as authorized by law;
5 and to publish and disseminate data relative to the fore-
6 going activities; \$1,292,987,000, to remain available until
7 September 30, 2022; of which \$84,337,000 shall remain
8 available until expended for satellite operations; and of
9 which \$70,264,000 shall be available until expended for
10 deferred maintenance and capital improvement projects
11 that exceed \$100,000 in cost: *Provided*, That none of the
12 funds provided for the ecosystem research activity shall
13 be used to conduct new surveys on private property, unless
14 specifically authorized in writing by the property owner:
15 *Provided further*, That no part of this appropriation shall
16 be used to pay more than one-half the cost of topographic
17 mapping or water resources data collection and investiga-
18 tions carried on in cooperation with States and municipali-
19 ties.

20 ADMINISTRATIVE PROVISIONS

21 From within the amount appropriated for activities
22 of the United States Geological Survey such sums as are
23 necessary shall be available for contracting for the fur-
24 nishing of topographic maps and for the making of geo-
25 physical or other specialized surveys when it is administra-

1 tively determined that such procedures are in the public
2 interest; construction and maintenance of necessary build-
3 ings and appurtenant facilities; acquisition of lands for
4 gauging stations, observation wells, and seismic equip-
5 ment; expenses of the United States National Committee
6 for Geological Sciences; and payment of compensation and
7 expenses of persons employed by the Survey duly ap-
8 pointed to represent the United States in the negotiation
9 and administration of interstate compacts: *Provided*, That
10 activities funded by appropriations herein made may be
11 accomplished through the use of contracts, grants, or co-
12 operative agreements as defined in section 6302 of title
13 31, United States Code: *Provided further*, That the United
14 States Geological Survey may enter into contracts or coop-
15 erative agreements directly with individuals or indirectly
16 with institutions or nonprofit organizations, without re-
17 gard to 41 U.S.C. 6101, for the temporary or intermittent
18 services of students or recent graduates, who shall be con-
19 sidered employees for the purpose of chapters 57 and 81
20 of title 5, United States Code, relating to compensation
21 for travel and work injuries, and chapter 171 of title 28,
22 United States Code, relating to tort claims, but shall not
23 be considered to be Federal employees for any other pur-
24 poses.

1 BUREAU OF OCEAN ENERGY MANAGEMENT
2 OCEAN ENERGY MANAGEMENT
3 (INCLUDING RESCISSION OF FUNDS)

4 For expenses necessary for granting and admin-
5 istering leases, easements, rights-of-way and agreements
6 for use for oil and gas, other minerals, energy, and ma-
7 rine-related purposes on the Outer Continental Shelf and
8 approving operations related thereto, as authorized by law;
9 for environmental studies, as authorized by law; for imple-
10 menting other laws and to the extent provided by Presi-
11 dential or Secretarial delegation; and for matching grants
12 or cooperative agreements, \$186,815,000, of which
13 \$123,760,000 is to remain available until September 30,
14 2022, and of which \$63,055,000 is to remain available
15 until expended: *Provided*, That this total appropriation
16 shall be reduced by amounts collected by the Secretary
17 and credited to this appropriation from additions to re-
18 ceipts resulting from increases to lease rental rates in ef-
19 fect on August 5, 1993, and from cost recovery fees from
20 activities conducted by the Bureau of Ocean Energy Man-
21 agement pursuant to the Outer Continental Shelf Lands
22 Act, including studies, assessments, analysis, and miscella-
23 neous administrative activities: *Provided further*, That the
24 sum herein appropriated shall be reduced as such collec-
25 tions are received during the fiscal year, so as to result

1 in a final fiscal year 2021 appropriation estimated at not
2 more than \$123,760,000: *Provided further*, That not to
3 exceed \$3,000 shall be available for reasonable expenses
4 related to promoting volunteer beach and marine cleanup
5 activities. *Provided further*, That of the unobligated bal-
6 ances from amounts made available under this heading
7 \$2,000,000 is permanently rescinded: *Provided further*,
8 That no amounts may be rescinded from amounts that
9 were designated by the Congress as an emergency require-
10 ment pursuant to the Concurrent Resolution on the Budg-
11 et or the Balanced Budget and Emergency Deficit Control
12 Act of 1985.

13 BUREAU OF SAFETY AND ENVIRONMENTAL
14 ENFORCEMENT
15 OFFSHORE SAFETY AND ENVIRONMENTAL ENFORCEMENT
16 (INCLUDING RESCISSION OF FUNDS)

17 For expenses necessary for the regulation of oper-
18 ations related to leases, easements, rights-of-way and
19 agreements for use for oil and gas, other minerals, energy,
20 and marine-related purposes on the Outer Continental
21 Shelf, as authorized by law; for enforcing and imple-
22 menting laws and regulations as authorized by law and
23 to the extent provided by Presidential or Secretarial dele-
24 gation; and for matching grants or cooperative agree-
25 ments, \$154,786,000, of which \$124,139,000 is to remain

1 available until September 30, 2022, and of which
2 \$30,647,000 is to remain available until expended: *Pro-*
3 *vided*, That this total appropriation shall be reduced by
4 amounts collected by the Secretary and credited to this
5 appropriation from additions to receipts resulting from in-
6 creases to lease rental rates in effect on August 5, 1993,
7 and from cost recovery fees from activities conducted by
8 the Bureau of Safety and Environmental Enforcement
9 pursuant to the Outer Continental Shelf Lands Act, in-
10 cluding studies, assessments, analysis, and miscellaneous
11 administrative activities: *Provided further*, That the sum
12 herein appropriated shall be reduced as such collections
13 are received during the fiscal year, so as to result in a
14 final fiscal year 2021 appropriation estimated at not more
15 than \$124,139,000: *Provided further*, That of the unobli-
16 gated balances from amounts made available under this
17 heading in fiscal year 2016 or any prior fiscal year
18 \$10,000,000 is permanently rescinded: *Provided further*,
19 That no amounts may be rescinded from amounts that
20 were designated by the Congress as an emergency require-
21 ment pursuant to the Concurrent Resolution on the Budg-
22 et or the Balanced Budget and Emergency Deficit Control
23 Act of 1985.

24 For an additional amount, \$43,000,000, to remain
25 available until expended, to be reduced by amounts col-

1 lected by the Secretary and credited to this appropriation,
2 which shall be derived from non-refundable inspection fees
3 collected in fiscal year 2021, as provided in this Act: *Pro-*
4 *vided*, That to the extent that amounts realized from such
5 inspection fees exceed \$43,000,000, the amounts realized
6 in excess of \$43,000,000 shall be credited to this appro-
7 priation and remain available until expended: *Provided*
8 *further*, That for fiscal year 2021, not less than 50 percent
9 of the inspection fees expended by the Bureau of Safety
10 and Environmental Enforcement will be used to fund per-
11 sonnel and mission-related costs to expand capacity and
12 expedite the orderly development, subject to environmental
13 safeguards, of the Outer Continental Shelf pursuant to the
14 Outer Continental Shelf Lands Act (43 U.S.C. 1331 et
15 seq.), including the review of applications for permits to
16 drill.

17 OIL SPILL RESEARCH

18 For necessary expenses to carry out title I, section
19 1016, title IV, sections 4202 and 4303, title VII, and title
20 VIII, section 8201 of the Oil Pollution Act of 1990,
21 \$14,899,000, which shall be derived from the Oil Spill Li-
22 ability Trust Fund, to remain available until expended.

1 OFFICE OF SURFACE MINING RECLAMATION AND
2 ENFORCEMENT
3 REGULATION AND TECHNOLOGY

4 For necessary expenses to carry out the provisions
5 of the Surface Mining Control and Reclamation Act of
6 1977, Public Law 95–87, \$97,589,000, to remain avail-
7 able until September 30, 2022: *Provided*, That appropria-
8 tions for the Office of Surface Mining Reclamation and
9 Enforcement may provide for the travel and per diem ex-
10 penses of State and tribal personnel attending Office of
11 Surface Mining Reclamation and Enforcement sponsored
12 training.

13 In addition, for costs to review, administer, and en-
14 force permits issued by the Office pursuant to section 507
15 of Public Law 95–87 (30 U.S.C. 1257), \$40,000, to re-
16 main available until expended: *Provided*, That fees as-
17 sessed and collected by the Office pursuant to such section
18 507 shall be credited to this account as discretionary off-
19 setting collections, to remain available until expended:
20 *Provided further*, That the sum herein appropriated from
21 the general fund shall be reduced as collections are re-
22 ceived during the fiscal year, so as to result in a fiscal
23 year 2021 appropriation estimated at not more than
24 \$97,589,000.

1 ABANDONED MINE RECLAMATION FUND
2 (INCLUDING RESCISSION OF FUNDS)

3 For necessary expenses to carry out title IV of the
4 Surface Mining Control and Reclamation Act of 1977,
5 Public Law 95–87, \$22,811,000, to be derived from re-
6 ceipts of the Abandoned Mine Reclamation Fund and to
7 remain available until expended: *Provided*, That pursuant
8 to Public Law 97–365, the Department of the Interior is
9 authorized to use up to 20 percent from the recovery of
10 the delinquent debt owed to the United States Government
11 to pay for contracts to collect these debts: *Provided fur-*
12 *ther*, That funds made available under title IV of Public
13 Law 95–87 may be used for any required non-Federal
14 share of the cost of projects funded by the Federal Gov-
15 ernment for the purpose of environmental restoration re-
16 lated to treatment or abatement of acid mine drainage
17 from abandoned mines: *Provided further*, That such
18 projects must be consistent with the purposes and prior-
19 ities of the Surface Mining Control and Reclamation Act:
20 *Provided further*, That amounts provided under this head-
21 ing may be used for the travel and per diem expenses of
22 State and tribal personnel attending Office of Surface
23 Mining Reclamation and Enforcement sponsored training.
24 In addition, \$115,000,000, to remain available until
25 expended, for grants to States and federally recognized In-

1 dian Tribes for reclamation of abandoned mine lands and
2 other related activities in accordance with the terms and
3 conditions in the report accompanying this Act: *Provided*,
4 That such additional amount shall be used for economic
5 and community development in conjunction with the prior-
6 ities in section 403(a) of the Surface Mining Control and
7 Reclamation Act of 1977 (30 U.S.C. 1233(a)): *Provided*
8 *further*, That of such additional amount, \$75,000,000
9 shall be distributed in equal amounts to the 3 Appalachian
10 States with the greatest amount of unfunded needs to
11 meet the priorities described in paragraphs (1) and (2)
12 of such section, \$30,000,000 shall be distributed in equal
13 amounts to the 3 Appalachian States with the subsequent
14 greatest amount of unfunded needs to meet such prior-
15 ities, and \$10,000,000 shall be for grants to federally rec-
16 ognized Indian Tribes without regard to their status as
17 certified or uncertified under the Surface Mining Control
18 and Reclamation Act of 1977 (30 U.S.C. 1233(a)), for
19 reclamation of abandoned mine lands and other related
20 activities in accordance with the terms and conditions in
21 the report accompanying this Act and shall be used for
22 economic and community development in conjunction with
23 the priorities in section 403(a) of the Surface Mining Con-
24 trol and Reclamation Act of 1977: *Provided further*, That
25 such additional amount shall be allocated to States and

1 Indian Tribes within 60 days after the date of enactment
2 of this Act.

3 Of the unobligated balances from amounts made
4 available under this heading in fiscal year 2016 or before,
5 \$13,000,000 is permanently rescinded: *Provided*, That no
6 amounts may be rescinded from amounts that were des-
7 ignated by the Congress as an emergency requirement
8 pursuant to the Concurrent Resolution on the Budget or
9 the Balanced Budget and Emergency Deficit Control Act
10 of 1985.

11

INDIAN AFFAIRS

12

BUREAU OF INDIAN AFFAIRS

13

OPERATION OF INDIAN PROGRAMS

14

(INCLUDING TRANSFER OF FUNDS)

15 For expenses necessary for the operation of Indian
16 programs, as authorized by law, including the Snyder Act
17 of November 2, 1921 (25 U.S.C. 13), and the Indian Self-
18 Determination and Education Assistance Act of 1975 (25
19 U.S.C. 5301 et seq.), \$1,641,086,000, to remain available
20 until September 30, 2022, except as otherwise provided
21 herein; of which not to exceed \$8,500 may be for official
22 reception and representation expenses; of which not to ex-
23 ceed \$78,000,000 shall be for welfare assistance pay-
24 ments: *Provided*, That in cases of designated Federal dis-
25 asters, the Secretary may exceed such cap for welfare pay-

1 ments from the amounts provided herein, to provide for
2 disaster relief to Indian communities affected by the dis-
3 aster: *Provided further*, That federally recognized Indian
4 tribes and tribal organizations of federally recognized In-
5 dian tribes may use their tribal priority allocations for
6 unmet welfare assistance costs: *Provided further*, That not
7 to exceed \$60,306,000 shall remain available until ex-
8 pended for housing improvement, road maintenance, at-
9 torney fees, litigation support, land records improvement,
10 and the Navajo-Hopi Settlement Program: *Provided fur-*
11 *ther*, That any forestry funds allocated to a federally rec-
12 ognized tribe which remain unobligated as of September
13 30, 2022, may be transferred during fiscal year 2023 to
14 an Indian forest land assistance account established for
15 the benefit of the holder of the funds within the holder's
16 trust fund account: *Provided further*, That any such unob-
17 ligated balances not so transferred shall expire on Sep-
18 tember 30, 2023: *Provided further*, That in order to en-
19 hance the safety of Bureau field employees, the Bureau
20 may use funds to purchase uniforms or other identifying
21 articles of clothing for personnel: *Provided further*, That
22 the Bureau of Indian Affairs may accept transfers of
23 funds from U.S. Customs and Border Protection to sup-
24 plement any other funding available for reconstruction or
25 repair of roads owned by the Bureau of Indian Affairs

1 as identified on the National Tribal Transportation Facil-
2 ity Inventory, 23 U.S.C. 202(b)(1). *Provided further*, That
3 \$1,000,000 made available for Assistant Secretary Sup-
4 port shall not be available for obligation until the Assist-
5 ant Secretary-Indian Affairs provides the reports re-
6 quested by the Committees on Appropriations of the
7 House of Representatives and the Senate related to the
8 Tiwahe Initiative.

9 CONTRACT SUPPORT COSTS

10 For payments to tribes and tribal organizations for
11 contract support costs associated with Indian Self-Deter-
12 mination and Education Assistance Act agreements with
13 the Bureau of Indian Affairs and the Bureau of Indian
14 Education for fiscal year 2021, such sums as may be nec-
15 essary, which shall be available for obligation through Sep-
16 tember 30, 2022: *Provided*, That notwithstanding any
17 other provision of law, no amounts made available under
18 this heading shall be available for transfer to another
19 budget account.

20 PAYMENT FOR TRIBAL LEASES

21 For payments to tribes and tribal organizations for
22 leases pursuant to section 105(l) of the Indian Self-Deter-
23 mination and Education Assistance Act (25 U.S.C.
24 5324(l)) for fiscal year 2021, such sums as may be nec-
25 essary, which shall be available for obligation through Sep-

1 tember 30, 2022: *Provided*, That notwithstanding any
2 other provision of law, no amount made available under
3 this heading shall be available for transfer to another
4 budget account.

5
6 CONSTRUCTION
(INCLUDING TRANSFER OF FUNDS)

7 For construction, repair, improvement, and mainte-
8 nance of irrigation and power systems, buildings, utilities,
9 and other facilities, including architectural and engineer-
10 ing services by contract; acquisition of lands, and interests
11 in lands; and preparation of lands for farming, and for
12 construction of the Navajo Indian Irrigation Project pur-
13 suant to Public Law 87-483; \$128,818,000, to remain
14 available until expended: *Provided*, That such amounts as
15 may be available for the construction of the Navajo Indian
16 Irrigation Project may be transferred to the Bureau of
17 Reclamation: *Provided further*, That any funds provided
18 for the Safety of Dams program pursuant to the Act of
19 November 2, 1921 (25 U.S.C. 13), shall be made available
20 on a nonreimbursable basis: *Provided further*, That this
21 appropriation may be reimbursed from the Office of the
22 Special Trustee for American Indians appropriation for
23 the appropriate share of construction costs for space ex-
24 pansion needed in agency offices to meet trust reform im-
25 plementation: *Provided further*, That of the funds made

1 available under this heading, \$10,000,000 shall be derived
2 from the Indian Irrigation Fund established by section
3 3211 of the WIIN Act (Public Law 114–322; 130 Stat.
4 1749).

5 INDIAN LAND AND WATER CLAIM SETTLEMENTS AND
6 MISCELLANEOUS PAYMENTS TO INDIANS

7 For payments and necessary administrative expenses
8 for implementation of Indian land and water claim settle-
9 ments pursuant to Public Laws 99–264 and 114–322, and
10 for implementation of other land and water rights settle-
11 ments, \$45,644,000, to remain available until expended.

12 INDIAN GUARANTEED LOAN PROGRAM ACCOUNT

13 For the cost of guaranteed loans and insured loans,
14 \$11,797,000, of which \$1,608,000 is for administrative
15 expenses, as authorized by the Indian Financing Act of
16 1974: *Provided*, That such costs, including the cost of
17 modifying such loans, shall be as defined in section 502
18 of the Congressional Budget Act of 1974: *Provided fur-*
19 *ther*, That these funds are available to subsidize total loan
20 principal, any part of which is to be guaranteed or insured,
21 not to exceed \$183,476,740.

22 BUREAU OF INDIAN EDUCATION

23 OPERATION OF INDIAN EDUCATION PROGRAMS

24 For expenses necessary for the operation of Indian
25 education programs, as authorized by law, including the

1 Snyder Act of November 2, 1921 (25 U.S.C. 13), the In-
2 dian Self-Determination and Education Assistance Act of
3 1975 (25 U.S.C. 5301 et seq.), the Education Amend-
4 ments of 1978 (25 U.S.C. 2001–2019), and the Tribally
5 Controlled Schools Act of 1988 (25 U.S.C. 2501 et seq.),
6 \$981,697,000, to remain available until September 30,
7 2022, except as otherwise provided herein: *Provided*, That
8 Federally recognized Indian tribes and tribal organizations
9 of Federally recognized Indian tribes may use their tribal
10 priority allocations for unmet welfare assistance costs:
11 *Provided further*, That not to exceed \$730,902,000 for
12 school operations costs of Bureau-funded schools and
13 other education programs shall become available on July
14 1, 2021, and shall remain available until September 30,
15 2022: *Provided further*, That notwithstanding any other
16 provision of law, including but not limited to the Indian
17 Self–Determination Act of 1975 (25 U.S.C. 5301 et seq.)
18 and section 1128 of the Education Amendments of 1978
19 (25 U.S.C. 2008), not to exceed \$83,567,000 within and
20 only from such amounts made available for school oper-
21 ations shall be available for administrative cost grants as-
22 sociated with grants approved prior to July 1, 2021: *Pro-*
23 *vided further*, That in order to enhance the safety of Bu-
24 reau field employees, the Bureau may use funds to pur-

1 chase uniforms or other identifying articles of clothing for
2 personnel.

3 EDUCATION CONSTRUCTION

4 For construction, repair, improvement, and mainte-
5 nance of buildings, utilities, and other facilities necessary
6 for the operation of Indian education programs, including
7 architectural and engineering services by contract; acquisi-
8 tion of lands, and interests in lands; \$249,277,000 to re-
9 main available until expended: *Provided*, That in order to
10 ensure timely completion of construction projects, the Sec-
11 retary may assume control of a project and all funds re-
12 lated to the project, if, not later than 18 months after
13 the date of the enactment of this Act, any Public Law
14 100–297 (25 U.S.C. 2501, et seq.) grantee receiving funds
15 appropriated in this Act or in any prior Act, has not com-
16 pleted the planning and design phase of the project and
17 commenced construction.

18 ADMINISTRATIVE PROVISIONS

19 The Bureau of Indian Affairs and the Bureau of In-
20 dian Education may carry out the operation of Indian pro-
21 grams by direct expenditure, contracts, cooperative agree-
22 ments, compacts, and grants, either directly or in coopera-
23 tion with States and other organizations.

24 Notwithstanding Public Law 87–279 (25 U.S.C. 15),
25 the Bureau of Indian Affairs may contract for services in

1 support of the management, operation, and maintenance
2 of the Power Division of the San Carlos Irrigation Project.

3 Notwithstanding any other provision of law, no funds
4 available to the Bureau of Indian Affairs or the Bureau
5 of Indian Education for central office oversight and Exec-
6 utive Direction and Administrative Services (except execu-
7 tive direction and administrative services funding for Trib-
8 al Priority Allocations, regional offices, and facilities oper-
9 ations and maintenance) shall be available for contracts,
10 grants, compacts, or cooperative agreements with the Bu-
11 reau of Indian Affairs or the Bureau of Indian Education
12 under the provisions of the Indian Self-Determination Act
13 or the Tribal Self-Governance Act of 1994 (Public Law
14 103–413).

15 In the event any tribe returns appropriations made
16 available by this Act to the Bureau of Indian Affairs or
17 the Bureau of Indian Education, this action shall not di-
18 minish the Federal Government’s trust responsibility to
19 that tribe, or the government-to-government relationship
20 between the United States and that tribe, or that tribe’s
21 ability to access future appropriations.

22 Notwithstanding any other provision of law, no funds
23 available to the Bureau of Indian Education, other than
24 the amounts provided herein for assistance to public
25 schools under 25 U.S.C. 452 et seq., shall be available to

1 support the operation of any elementary or secondary
2 school in the State of Alaska.

3 No funds available to the Bureau of Indian Edu-
4 cation shall be used to support expanded grades for any
5 school or dormitory beyond the grade structure in place
6 or approved by the Secretary of the Interior at each school
7 in the Bureau of Indian Education school system as of
8 October 1, 1995, except that the Secretary of the Interior
9 may waive this prohibition to support expansion of up to
10 one additional grade when the Secretary determines such
11 waiver is needed to support accomplishment of the mission
12 of the Bureau of Indian Education, or more than one
13 grade to expand the elementary grade structure for Bu-
14 reau-funded schools with a K–2 grade structure on Octo-
15 ber 1, 1996. Appropriations made available in this or any
16 prior Act for schools funded by the Bureau shall be avail-
17 able, in accordance with the Bureau’s funding formula,
18 only to the schools in the Bureau school system as of Sep-
19 tember 1, 1996, and to any school or school program that
20 was reinstated in fiscal year 2012. Funds made available
21 under this Act may not be used to establish a charter
22 school at a Bureau-funded school (as that term is defined
23 in section 1141 of the Education Amendments of 1978
24 (25 U.S.C. 2021)), except that a charter school that is
25 in existence on the date of the enactment of this Act and

1 that has operated at a Bureau-funded school before Sep-
2 tember 1, 1999, may continue to operate during that pe-
3 riod, but only if the charter school pays to the Bureau
4 a pro rata share of funds to reimburse the Bureau for
5 the use of the real and personal property (including buses
6 and vans), the funds of the charter school are kept sepa-
7 rate and apart from Bureau funds, and the Bureau does
8 not assume any obligation for charter school programs of
9 the State in which the school is located if the charter
10 school loses such funding. Employees of Bureau-funded
11 schools sharing a campus with a charter school and per-
12 forming functions related to the charter school's operation
13 and employees of a charter school shall not be treated as
14 Federal employees for purposes of chapter 171 of title 28,
15 United States Code.

16 Notwithstanding any other provision of law, including
17 section 113 of title I of appendix C of Public Law 106-
18 113, if in fiscal year 2003 or 2004 a grantee received indi-
19 rect and administrative costs pursuant to a distribution
20 formula based on section 5(f) of Public Law 101-301, the
21 Secretary shall continue to distribute indirect and admin-
22 istrative cost funds to such grantee using the section 5(f)
23 distribution formula.

24 Funds available under this Act may not be used to
25 establish satellite locations of schools in the Bureau school

1 system as of September 1, 1996, except that the Secretary
2 may waive this prohibition in order for an Indian tribe
3 to provide language and cultural immersion educational
4 programs for non-public schools located within the juris-
5 dictional area of the tribal government which exclusively
6 serve tribal members, do not include grades beyond those
7 currently served at the existing Bureau-funded school,
8 provide an educational environment with educator pres-
9 ence and academic facilities comparable to the Bureau-
10 funded school, comply with all applicable Tribal, Federal,
11 or State health and safety standards, and the Americans
12 with Disabilities Act, and demonstrate the benefits of es-
13 tablishing operations at a satellite location in lieu of incur-
14 ring extraordinary costs, such as for transportation or
15 other impacts to students such as those caused by busing
16 students extended distances: *Provided*, That no funds
17 available under this Act may be used to fund operations,
18 maintenance, rehabilitation, construction or other facili-
19 ties-related costs for such assets that are not owned by
20 the Bureau: *Provided further*, That the term “satellite
21 school” means a school location physically separated from
22 the existing Bureau school by more than 50 miles but that
23 forms part of the existing school in all other respects.

24 Funds made available for Tribal Priority Allocations
25 within Operation of Indian Programs and Operation of In-

1 dian Education Programs may be used to execute re-
2 quested adjustments in tribal priority allocations initiated
3 by an Indian Tribe.

4 OFFICE OF THE SPECIAL TRUSTEE FOR AMERICAN
5 INDIANS

6 FEDERAL TRUST PROGRAMS

7 (INCLUDING TRANSFER OF FUNDS)

8 For the operation of trust programs for Indians by
9 direct expenditure, contracts, cooperative agreements,
10 compacts, and grants, \$108,399,000, to remain available
11 until expended, of which not to exceed \$17,911,000 from
12 this or any other Act, may be available for historical ac-
13 counting: *Provided*, That funds for trust management im-
14 provements and litigation support may, as needed, be
15 transferred to or merged with the Bureau of Indian Af-
16 fairs, “Operation of Indian Programs” and Bureau of In-
17 dian Education, “Operation of Indian Education Pro-
18 grams” accounts; the Office of the Solicitor, “Salaries and
19 Expenses” account; and the Office of the Secretary, “De-
20 partmental Operations” account: *Provided further*, That
21 funds made available through contracts or grants obli-
22 gated during fiscal year 2021, as authorized by the Indian
23 Self-Determination Act of 1975 (25 U.S.C. 5301 et seq.),
24 shall remain available until expended by the contractor or
25 grantee: *Provided further*, That notwithstanding any other

1 provision of law, the Secretary shall not be required to
2 provide a quarterly statement of performance for any In-
3 dian trust account that has not had activity for at least
4 15 months and has a balance of \$15 or less: *Provided fur-*
5 *ther*, That the Secretary shall issue an annual account
6 statement and maintain a record of any such accounts and
7 shall permit the balance in each such account to be with-
8 drawn upon the express written request of the account
9 holder: *Provided further*, That not to exceed \$50,000 is
10 available for the Secretary to make payments to correct
11 administrative errors of either disbursements from or de-
12 posits to Individual Indian Money or Tribal accounts after
13 September 30, 2002: *Provided further*, That erroneous
14 payments that are recovered shall be credited to and re-
15 main available in this account for this purpose: *Provided*
16 *further*, That the Secretary shall not be required to re-
17 concile Special Deposit Accounts with a balance of less than
18 \$500 unless the Office of the Special Trustee receives
19 proof of ownership from a Special Deposit Accounts claim-
20 ant: *Provided further*, That notwithstanding section 102
21 of the American Indian Trust Fund Management Reform
22 Act of 1994 (Public Law 103–412) or any other provision
23 of law, the Secretary may aggregate the trust accounts
24 of individuals whose whereabouts are unknown for a con-
25 tinuous period of at least five years and shall not be re-

1 quired to generate periodic statements of performance for
2 the individual accounts: *Provided further*, That with re-
3 spect to the eighth proviso, the Secretary shall continue
4 to maintain sufficient records to determine the balance of
5 the individual accounts, including any accrued interest and
6 income, and such funds shall remain available to the indi-
7 vidual account holders.

8 DEPARTMENTAL OFFICES

9 OFFICE OF THE SECRETARY

10 DEPARTMENTAL OPERATIONS

11 (INCLUDING TRANSFER OF FUNDS)

12 For necessary expenses for management of the De-
13 partment of the Interior and for grants and cooperative
14 agreements, as authorized by law, \$119,748,000, to re-
15 main available until September 30, 2022; of which not to
16 exceed \$15,000 may be for official reception and represen-
17 tation expenses; and of which up to \$1,000,000 shall be
18 available for workers compensation payments and unem-
19 ployment compensation payments associated with the or-
20 derly closure of the United States Bureau of Mines; and
21 of which \$11,061,000 for Indian land, mineral, and re-
22 source valuation activities shall remain available until ex-
23 pended: *Provided*, That funds for Indian land, mineral,
24 and resource valuation activities may, as needed, be trans-
25 ferred to and merged with the Bureau of Indian Affairs

1 “Operation of Indian Programs” and Bureau of Indian
2 Education “Operation of Indian Education Programs” ac-
3 counts and the Office of the Special Trustee for American
4 Indians “Federal Trust Programs” account: *Provided fur-*
5 *ther*, That funds made available through contracts or
6 grants obligated during fiscal year 2021, as authorized by
7 the Indian Self-Determination Act of 1975 (25 U.S.C.
8 5301 et seq.), shall remain available until expended by the
9 contractor or grantee: *Provided further*, That, if the Sec-
10 retary of the Interior has not responded to a request for
11 access to records or interviews with agency employees as
12 required by Title IV of this Act within the time period
13 and in the manner established by the Comptroller General
14 of the United States, the funds made available under this
15 paragraph shall be reduced by \$50,000 per day for each
16 day that the Secretary fails to comply with the request,
17 with any funds reduced under this proviso to be perma-
18 nently rescinded.

19 In addition, to ensure the continuing work of the
20 Public Lands Corps as authorized by chapter 37 of title
21 16, United States Code, \$5,000,000, for grants to quali-
22 fied youth or conservation corps (as defined in 16 U.S.C.
23 1722(11)) for use in sustaining the administrative and
24 operational functionality of such corps: *Provided*, That the
25 cost share requirements contained in 16 U.S.C. 1704(c)

1 and 1729(a)(1) shall not apply to the amount made avail-
2 able herein: *Provided further*, That the amount made avail-
3 able under this paragraph shall not be subject to any re-
4 duction required by the third proviso in the preceding
5 paragraph

6 ADMINISTRATIVE PROVISIONS

7 For fiscal year 2021, up to \$400,000 of the payments
8 authorized by chapter 69 of title 31, United States Code,
9 may be retained for administrative expenses of the Pay-
10 ments in Lieu of Taxes Program: *Provided*, That the
11 amounts provided under this Act specifically for the Pay-
12 ments in Lieu of Taxes program are the only amounts
13 available for payments authorized under chapter 69 of
14 title 31, United States Code: *Provided further*, That in the
15 event the sums appropriated for any fiscal year for pay-
16 ments pursuant to this chapter are insufficient to make
17 the full payments authorized by that chapter to all units
18 of local government, then the payment to each local gov-
19 ernment shall be made proportionally: *Provided further*,
20 That the Secretary may make adjustments to payment to
21 individual units of local government to correct for prior
22 overpayments or underpayments: *Provided further*, That
23 no payment shall be made pursuant to that chapter to oth-
24 erwise eligible units of local government if the computed
25 amount of the payment is less than \$100.

1 INSULAR AFFAIRS

2 ASSISTANCE TO TERRITORIES

3 For expenses necessary for assistance to territories
4 under the jurisdiction of the Department of the Interior
5 and other jurisdictions identified in section 104(e) of Pub-
6 lic Law 108–188, \$111,297,000, of which: (1)
7 \$101,640,000 shall remain available until expended for
8 territorial assistance, including general technical assist-
9 ance, maintenance assistance, disaster assistance, coral
10 reef initiative and natural resources activities, and brown
11 tree snake control and research; grants to the judiciary
12 in American Samoa for compensation and expenses, as au-
13 thorized by law (48 U.S.C. 1661(c)); grants to the Govern-
14 ment of American Samoa, in addition to current local rev-
15 enues, for construction and support of governmental func-
16 tions; grants to the Government of the Virgin Islands, as
17 authorized by law; grants to the Government of Guam,
18 as authorized by law; and grants to the Government of
19 the Northern Mariana Islands, as authorized by law (Pub-
20 lic Law 94–241; 90 Stat. 272); and (2) \$9,657,000 shall
21 be available until September 30, 2022, for salaries and
22 expenses of the Office of Insular Affairs: *Provided*, That
23 all financial transactions of the territorial and local gov-
24 ernments herein provided for, including such transactions
25 of all agencies or instrumentalities established or used by

1 such governments, may be audited by the Government Ac-
2 countability Office, at its discretion, in accordance with
3 chapter 35 of title 31, United States Code: *Provided fur-*
4 *ther*, That Northern Mariana Islands Covenant grant
5 funding shall be provided according to those terms of the
6 Agreement of the Special Representatives on Future
7 United States Financial Assistance for the Northern Mar-
8 iana Islands approved by Public Law 104–134: *Provided*
9 *further*, That the funds for the program of operations and
10 maintenance improvement are appropriated to institu-
11 tionalize routine operations and maintenance improvement
12 of capital infrastructure with territorial participation and
13 cost sharing to be determined by the Secretary based on
14 the grantee’s commitment to timely maintenance of its
15 capital assets: *Provided further*, That any appropriation
16 for disaster assistance under this heading in this Act or
17 previous appropriations Acts may be used as non–Federal
18 matching funds for the purpose of hazard mitigation
19 grants provided pursuant to section 404 of the Robert T.
20 Stafford Disaster Relief and Emergency Assistance Act
21 (42 U.S.C. 5170c).

22 COMPACT OF FREE ASSOCIATION

23 For grants and necessary expenses, \$8,463,000, to
24 remain available until expended, as provided for in sec-
25 tions 221(a)(2) and 233 of the Compact of Free Associa-

1 tion for the Republic of Palau; and section 221(a)(2) of
2 the Compacts of Free Association for the Government of
3 the Republic of the Marshall Islands and the Federated
4 States of Micronesia, as authorized by Public Law 99–
5 658 and Public Law 108–188: *Provided*, That of the funds
6 appropriated under this heading, \$5,000,000 is for deposit
7 into the Compact Trust Fund of the Republic of the Mar-
8 shall Islands as compensation authorized by Public Law
9 108–188 for adverse financial and economic impacts.

10 ADMINISTRATIVE PROVISIONS
11 (INCLUDING TRANSFER OF FUNDS)

12 At the request of the Governor of Guam, the Sec-
13 retary may transfer discretionary funds or mandatory
14 funds provided under section 104(e) of Public Law 108–
15 188 and Public Law 104–134, that are allocated for
16 Guam, to the Secretary of Agriculture for the subsidy cost
17 of direct or guaranteed loans, plus not to exceed three per-
18 cent of the amount of the subsidy transferred for the cost
19 of loan administration, for the purposes authorized by the
20 Rural Electrification Act of 1936 and section 306(a)(1)
21 of the Consolidated Farm and Rural Development Act for
22 construction and repair projects in Guam, and such funds
23 shall remain available until expended: *Provided*, That such
24 costs, including the cost of modifying such loans, shall be
25 as defined in section 502 of the Congressional Budget Act

1 of 1974: *Provided further*, That such loans or loan guaran-
2 tees may be made without regard to the population of the
3 area, credit elsewhere requirements, and restrictions on
4 the types of eligible entities under the Rural Electrifica-
5 tion Act of 1936 and section 306(a)(1) of the Consolidated
6 Farm and Rural Development Act: *Provided further*, That
7 any funds transferred to the Secretary of Agriculture shall
8 be in addition to funds otherwise made available to make
9 or guarantee loans under such authorities.

10 OFFICE OF THE SOLICITOR

11 SALARIES AND EXPENSES

12 For necessary expenses of the Office of the Solicitor,
13 \$86,813,000.

14 OFFICE OF INSPECTOR GENERAL

15 SALARIES AND EXPENSES

16 For necessary expenses of the Office of Inspector
17 General, \$61,842,000, to remain available until September
18 30, 2022.

19 DEPARTMENT-WIDE PROGRAMS

20 WILDLAND FIRE MANAGEMENT

21 (INCLUDING TRANSFERS OF FUNDS)

22 For necessary expenses for fire preparedness, fire
23 suppression operations, fire science and research, emer-
24 gency rehabilitation, fuels management activities, and
25 rural fire assistance by the Department of the Interior,

1 \$991,479,000, to remain available until expended, of
2 which not to exceed \$18,427,000 shall be for the renova-
3 tion or construction of fire facilities: *Provided*, That such
4 funds are also available for repayment of advances to
5 other appropriation accounts from which funds were pre-
6 viously transferred for such purposes: *Provided further*,
7 That of the funds provided \$227,895,000 is for fuels man-
8 agement activities: *Provided further*, That of the funds
9 provided \$20,470,000 is for burned area rehabilitation:
10 *Provided further*, That persons hired pursuant to 43
11 U.S.C. 1469 may be furnished subsistence and lodging
12 without cost from funds available from this appropriation:
13 *Provided further*, That notwithstanding 42 U.S.C. 1856d,
14 sums received by a bureau or office of the Department
15 of the Interior for fire protection rendered pursuant to 42
16 U.S.C. 1856 et seq., protection of United States property,
17 may be credited to the appropriation from which funds
18 were expended to provide that protection, and are avail-
19 able without fiscal year limitation: *Provided further*, That
20 using the amounts designated under this title of this Act,
21 the Secretary of the Interior may enter into procurement
22 contracts, grants, or cooperative agreements, for fuels
23 management activities, and for training and monitoring
24 associated with such fuels management activities on Fed-
25 eral land, or on adjacent non-Federal land for activities

1 that benefit resources on Federal land: *Provided further*,
2 That the costs of implementing any cooperative agreement
3 between the Federal Government and any non-Federal en-
4 tity may be shared, as mutually agreed on by the affected
5 parties: *Provided further*, That notwithstanding require-
6 ments of the Competition in Contracting Act, the Sec-
7 retary, for purposes of fuels management activities, may
8 obtain maximum practicable competition among: (1) local
9 private, nonprofit, or cooperative entities; (2) Youth Con-
10 servation Corps crews, Public Lands Corps (Public Law
11 109–154), or related partnerships with State, local, or
12 nonprofit youth groups; (3) small or micro-businesses; or
13 (4) other entities that will hire or train locally a significant
14 percentage, defined as 50 percent or more, of the project
15 workforce to complete such contracts: *Provided further*,
16 That in implementing this section, the Secretary shall de-
17 velop written guidance to field units to ensure account-
18 ability and consistent application of the authorities pro-
19 vided herein: *Provided further*, That funds appropriated
20 under this heading may be used to reimburse the United
21 States Fish and Wildlife Service and the National Marine
22 Fisheries Service for the costs of carrying out their re-
23 sponsibilities under the Endangered Species Act of 1973
24 (16 U.S.C. 1531 et seq.) to consult and conference, as
25 required by section 7 of such Act, in connection with

1 wildland fire management activities: *Provided further,*
2 That the Secretary of the Interior may use wildland fire
3 appropriations to enter into leases of real property with
4 local governments, at or below fair market value, to con-
5 struct capitalized improvements for fire facilities on such
6 leased properties, including but not limited to fire guard
7 stations, retardant stations, and other initial attack and
8 fire support facilities, and to make advance payments for
9 any such lease or for construction activity associated with
10 the lease: *Provided further,* That the Secretary of the Inte-
11 rior and the Secretary of Agriculture may authorize the
12 transfer of funds appropriated for wildland fire manage-
13 ment, in an aggregate amount not to exceed \$50,000,000
14 between the Departments when such transfers would fa-
15 cilitate and expedite wildland fire management programs
16 and projects: *Provided further,* That funds provided for
17 wildfire suppression shall be available for support of Fed-
18 eral emergency response actions: *Provided further,* That
19 funds appropriated under this heading shall be available
20 for assistance to or through the Department of State in
21 connection with forest and rangeland research, technical
22 information, and assistance in foreign countries, and, with
23 the concurrence of the Secretary of State, shall be avail-
24 able to support forestry, wildland fire management, and
25 related natural resource activities outside the United

1 States and its territories and possessions, including tech-
2 nical assistance, education and training, and cooperation
3 with United States and international organizations: *Pro-*
4 *vided further*, That of the funds provided under this head-
5 ing \$383,657,000 is provided to meet the terms of section
6 251(b)(2)(F)(ii)(I) of the Balanced Budget and Emer-
7 gency Deficit Control Act of 1985, as amended.

8 WILDFIRE SUPPRESSION OPERATIONS RESERVE FUND
9 (INCLUDING TRANSFERS OF FUNDS)

10 In addition to the amounts provided under the head-
11 ing “Department of the Interior—Department-Wide Pro-
12 grams—Wildland Fire Management” for wildfire suppres-
13 sion operations, \$310,000,000, to remain available until
14 transferred, is additional new budget authority as speci-
15 fied for purposes of section 251(b)(2)(F) of the Balanced
16 Budget and Emergency Deficit Control Act of 1985: *Pro-*
17 *vided*, That such amounts may be transferred to and
18 merged with amounts made available under the headings
19 “Department of Agriculture—Forest Service—Wildland
20 Fire Management” and “Department of the Interior—De-
21 partment-Wide Programs—Wildland Fire Management”
22 for wildfire suppression operations in the fiscal year in
23 which such amounts are transferred: *Provided further*,
24 That amounts may be transferred to the “Wildland Fire
25 Management” accounts in the Department of Agriculture

1 or the Department of the Interior only upon the notifica-
2 tion of the House and Senate Committees on Appropria-
3 tions that all wildfire suppression operations funds appro-
4 priated under that heading in this and prior appropria-
5 tions Acts to the agency to which the funds will be trans-
6 ferred will be obligated within 30 days: *Provided further*,
7 That the transfer authority provided under this heading
8 is in addition to any other transfer authority provided by
9 law.

10 CENTRAL HAZARDOUS MATERIALS FUND

11 For necessary expenses of the Department of the In-
12 terior and any of its component offices and bureaus for
13 the response action, including associated activities, per-
14 formed pursuant to the Comprehensive Environmental Re-
15 sponse, Compensation, and Liability Act (42 U.S.C. 9601
16 et seq.), \$10,010,000, to remain available until expended.

17 NATURAL RESOURCE DAMAGE ASSESSMENT AND
18 RESTORATION

19 NATURAL RESOURCE DAMAGE ASSESSMENT FUND

20 To conduct natural resource damage assessment, res-
21 toration activities, and onshore oil spill preparedness by
22 the Department of the Interior necessary to carry out the
23 provisions of the Comprehensive Environmental Response,
24 Compensation, and Liability Act (42 U.S.C. 9601 et seq.),
25 the Federal Water Pollution Control Act (33 U.S.C. 1251

1 et seq.), the Oil Pollution Act of 1990 (33 U.S.C. 2701
2 et seq.), and 54 U.S.C. 100721 et seq., \$7,767,000, to
3 remain available until expended.

4 WORKING CAPITAL FUND

5 For the operation and maintenance of a departmental
6 financial and business management system, information
7 technology improvements of general benefit to the Depart-
8 ment, cybersecurity, and the consolidation of facilities and
9 operations throughout the Department, \$64,798,000, to
10 remain available until expended: *Provided*, That none of
11 the funds appropriated in this Act or any other Act may
12 be used to establish reserves in the Working Capital Fund
13 account other than for accrued annual leave and deprecia-
14 tion of equipment without prior approval of the Commit-
15 tees on Appropriations of the House of Representatives
16 and the Senate: *Provided further*, That the Secretary may
17 assess reasonable charges to State, local and tribal govern-
18 ment employees for training services provided by the Na-
19 tional Indian Program Training Center, other than train-
20 ing related to Public Law 93–638: *Provided further*, That
21 the Secretary may lease or otherwise provide space and
22 related facilities, equipment or professional services of the
23 National Indian Program Training Center to State, local
24 and tribal government employees or persons or organiza-
25 tions engaged in cultural, educational, or recreational ac-

1 tivities (as defined in section 3306(a) of title 40, United
2 States Code) at the prevailing rate for similar space, facili-
3 ties, equipment, or services in the vicinity of the National
4 Indian Program Training Center: *Provided further*, That
5 all funds received pursuant to the two preceding provisos
6 shall be credited to this account, shall be available until
7 expended, and shall be used by the Secretary for necessary
8 expenses of the National Indian Program Training Center:
9 *Provided further*, That the Secretary may enter into grants
10 and cooperative agreements to support the Office of Nat-
11 ural Resource Revenue's collection and disbursement of
12 royalties, fees, and other mineral revenue proceeds, as au-
13 thorized by law.

14 ADMINISTRATIVE PROVISION

15 There is hereby authorized for acquisition from avail-
16 able resources within the Working Capital Fund, aircraft
17 which may be obtained by donation, purchase or through
18 available excess surplus property: *Provided*, That existing
19 aircraft being replaced may be sold, with proceeds derived
20 or trade-in value used to offset the purchase price for the
21 replacement aircraft.

22 OFFICE OF NATURAL RESOURCES REVENUE

23 For necessary expenses for management of the collec-
24 tion and disbursement of royalties, fees, and other mineral
25 revenue proceeds, and for grants and cooperative agree-

1 ments, as authorized by law, \$148,474,000, to remain
2 available until September 30, 2022; of which \$50,651,000
3 shall remain available until expended for the purpose of
4 mineral revenue management activities: *Provided*, That
5 notwithstanding any other provision of law, \$15,000 shall
6 be available for refunds of overpayments in connection
7 with certain Indian leases in which the Secretary con-
8 curred with the claimed refund due, to pay amounts owed
9 to Indian allottees or tribes, or to correct prior unrecover-
10 able erroneous payments.

11 GENERAL PROVISIONS, DEPARTMENT OF THE INTERIOR

12 (INCLUDING TRANSFERS OF FUNDS)

13 EMERGENCY TRANSFER AUTHORITY—INTRA-BUREAU

14 SEC. 101. Appropriations made in this title shall be
15 available for expenditure or transfer (within each bureau
16 or office), with the approval of the Secretary, for the emer-
17 gency reconstruction, replacement, or repair of aircraft,
18 buildings, utilities, or other facilities or equipment dam-
19 aged or destroyed by fire, flood, storm, or other unavoid-
20 able causes: *Provided*, That no funds shall be made avail-
21 able under this authority until funds specifically made
22 available to the Department of the Interior for emer-
23 gencies shall have been exhausted: *Provided further*, That
24 all funds used pursuant to this section must be replenished

1 by a supplemental appropriation, which must be requested
2 as promptly as possible.

3 EMERGENCY TRANSFER AUTHORITY—DEPARTMENT-WIDE

4 SEC. 102. The Secretary may authorize the expendi-
5 ture or transfer of any no year appropriation in this title,
6 in addition to the amounts included in the budget pro-
7 grams of the several agencies, for the suppression or emer-
8 gency prevention of wildland fires on or threatening lands
9 under the jurisdiction of the Department of the Interior;
10 for the emergency rehabilitation of burned-over lands
11 under its jurisdiction; for emergency actions related to po-
12 tential or actual earthquakes, floods, volcanoes, storms, or
13 other unavoidable causes; for contingency planning subse-
14 quent to actual oil spills; for response and natural resource
15 damage assessment activities related to actual oil spills or
16 releases of hazardous substances into the environment; for
17 the prevention, suppression, and control of actual or po-
18 tential grasshopper and Mormon cricket outbreaks on
19 lands under the jurisdiction of the Secretary, pursuant to
20 the authority in section 417(b) of Public Law 106–224
21 (7 U.S.C. 7717(b)); for emergency reclamation projects
22 under section 410 of Public Law 95–87; and shall trans-
23 fer, from any no year funds available to the Office of Sur-
24 face Mining Reclamation and Enforcement, such funds as
25 may be necessary to permit assumption of regulatory au-

1 thority in the event a primacy State is not carrying out
2 the regulatory provisions of the Surface Mining Act: *Pro-*
3 *vided*, That appropriations made in this title for wildland
4 fire operations shall be available for the payment of obliga-
5 tions incurred during the preceding fiscal year, and for
6 reimbursement to other Federal agencies for destruction
7 of vehicles, aircraft, or other equipment in connection with
8 their use for wildland fire operations, with such reimburse-
9 ment to be credited to appropriations currently available
10 at the time of receipt thereof: *Provided further*, That for
11 wildland fire operations, no funds shall be made available
12 under this authority until the Secretary determines that
13 funds appropriated for “wildland fire suppression” shall
14 be exhausted within 30 days: *Provided further*, That all
15 funds used pursuant to this section must be replenished
16 by a supplemental appropriation, which must be requested
17 as promptly as possible: *Provided further*, That such re-
18 plenishment funds shall be used to reimburse, on a pro
19 rata basis, accounts from which emergency funds were
20 transferred.

21 AUTHORIZED USE OF FUNDS

22 SEC. 103. Appropriations made to the Department
23 of the Interior in this title shall be available for services
24 as authorized by section 3109 of title 5, United States
25 Code, when authorized by the Secretary, in total amount

1 not to exceed \$500,000; purchase and replacement of
2 motor vehicles, including specially equipped law enforce-
3 ment vehicles; hire, maintenance, and operation of air-
4 craft; hire of passenger motor vehicles; purchase of re-
5 prints; payment for telephone service in private residences
6 in the field, when authorized under regulations approved
7 by the Secretary; and the payment of dues, when author-
8 ized by the Secretary, for library membership in societies
9 or associations which issue publications to members only
10 or at a price to members lower than to subscribers who
11 are not members.

12 AUTHORIZED USE OF FUNDS, INDIAN TRUST

13 MANAGEMENT

14 SEC. 104. Appropriations made in this Act under the
15 headings Bureau of Indian Affairs and Bureau of Indian
16 Education, and Office of the Special Trustee for American
17 Indians and any unobligated balances from prior appro-
18 priations Acts made under the same headings shall be
19 available for expenditure or transfer for Indian trust man-
20 agement and reform activities. Total funding for historical
21 accounting activities shall not exceed amounts specifically
22 designated in this Act for such purpose. The Secretary
23 shall notify the House and Senate Committees on Appro-
24 priations within 60 days of the expenditure or transfer of

1 any funds under this section, including the amount ex-
2 pended or transferred and how the funds will be used.

3 REDISTRIBUTION OF FUNDS, BUREAU OF INDIAN
4 AFFAIRS

5 SEC. 105. Notwithstanding any other provision of
6 law, the Secretary of the Interior is authorized to redis-
7 tribute any Tribal Priority Allocation funds, including
8 tribal base funds, to alleviate tribal funding inequities by
9 transferring funds to address identified, unmet needs,
10 dual enrollment, overlapping service areas or inaccurate
11 distribution methodologies. No tribe shall receive a reduc-
12 tion in Tribal Priority Allocation funds of more than 10
13 percent in fiscal year 2021. Under circumstances of dual
14 enrollment, overlapping service areas or inaccurate dis-
15 tribution methodologies, the 10 percent limitation does not
16 apply.

17 ELLIS, GOVERNORS, AND LIBERTY ISLANDS

18 SEC. 106. Notwithstanding any other provision of
19 law, the Secretary of the Interior is authorized to acquire
20 lands, waters, or interests therein including the use of all
21 or part of any pier, dock, or landing within the State of
22 New York and the State of New Jersey, for the purpose
23 of operating and maintaining facilities in the support of
24 transportation and accommodation of visitors to Ellis,
25 Governors, and Liberty Islands, and of other program and

1 administrative activities, by donation or with appropriated
2 funds, including franchise fees (and other monetary con-
3 sideration), or by exchange; and the Secretary is author-
4 ized to negotiate and enter into leases, subleases, conces-
5 sion contracts or other agreements for the use of such fa-
6 cilities on such terms and conditions as the Secretary may
7 determine reasonable.

8 OUTER CONTINENTAL SHELF INSPECTION FEES

9 SEC. 107. (a) In fiscal year 2021, the Secretary shall
10 collect a nonrefundable inspection fee, which shall be de-
11 posited in the “Offshore Safety and Environmental En-
12 forcement” account, from the designated operator for fa-
13 cilities subject to inspection under 43 U.S.C. 1348(c).

14 (b) Annual fees shall be collected for facilities that
15 are above the waterline, excluding drilling rigs, and are
16 in place at the start of the fiscal year. Fees for fiscal year
17 2021 shall be—

18 (1) \$10,500 for facilities with no wells, but with
19 processing equipment or gathering lines;

20 (2) \$17,000 for facilities with 1 to 10 wells,
21 with any combination of active or inactive wells; and

22 (3) \$31,500 for facilities with more than 10
23 wells, with any combination of active or inactive
24 wells.

1 (c) Fees for drilling rigs shall be assessed for all in-
2 spections completed in fiscal year 2021. Fees for fiscal
3 year 2021 shall be—

4 (1) \$30,500 per inspection for rigs operating in
5 water depths of 500 feet or more; and

6 (2) \$16,700 per inspection for rigs operating in
7 water depths of less than 500 feet.

8 (d) Fees for inspection of well operations conducted
9 via non-rig units as outlined in title 30 CFR 250 subparts
10 D, E, F, and Q shall be assessed for all inspections com-
11 pleted in fiscal year 2021. Fees for fiscal year 2021 shall
12 be—

13 (1) \$13,260 per inspection for non-rig units op-
14 erating in water depths of 2,500 feet or more;

15 (2) \$11,530 per inspection for non-rig units op-
16 erating in water depths between 500 and 2,499 feet;
17 and

18 (3) \$4,470 per inspection for non-rig units op-
19 erating in water depths of less than 500 feet.

20 (e) The Secretary shall bill designated operators
21 under subsection (b) quarterly, with payment required
22 within 30 days of billing. The Secretary shall bill des-
23 ignated operators under subsection (c) within 30 days of
24 the end of the month in which the inspection occurred,
25 with payment required within 30 days of billing. The Sec-

1 retary shall bill designated operators under subsection (d)
2 with payment required by the end of the following quarter.

3 CONTRACTS AND AGREEMENTS FOR WILD HORSE AND
4 BURRO HOLDING FACILITIES

5 SEC. 108. Notwithstanding any other provision of
6 this Act, the Secretary of the Interior may enter into
7 multiyear cooperative agreements with nonprofit organiza-
8 tions and other appropriate entities, and may enter into
9 multiyear contracts in accordance with the provisions of
10 section 3903 of title 41, United States Code (except that
11 the 5-year term restriction in subsection (a) shall not
12 apply), for the long-term care and maintenance of excess
13 wild free roaming horses and burros by such organizations
14 or entities on private land. Such cooperative agreements
15 and contracts may not exceed 10 years, subject to renewal
16 at the discretion of the Secretary.

17 MASS MARKING OF SALMONIDS

18 SEC. 109. The United States Fish and Wildlife Serv-
19 ice shall, in carrying out its responsibilities to protect
20 threatened and endangered species of salmon, implement
21 a system of mass marking of salmonid stocks, intended
22 for harvest, that are released from federally operated or
23 federally financed hatcheries including but not limited to
24 fish releases of coho, chinook, and steelhead species.

1 Marked fish must have a visible mark that can be readily
2 identified by commercial and recreational fishers.

3 CONTRACTS AND AGREEMENTS WITH INDIAN AFFAIRS

4 SEC. 110. Notwithstanding any other provision of
5 law, during fiscal year 2021, in carrying out work involv-
6 ing cooperation with State, local, and tribal governments
7 or any political subdivision thereof, Indian Affairs may
8 record obligations against accounts receivable from any
9 such entities, except that total obligations at the end of
10 the fiscal year shall not exceed total budgetary resources
11 available at the end of the fiscal year.

12 DEPARTMENT OF THE INTERIOR EXPERIENCED SERVICES

13 PROGRAM

14 SEC. 111. (a) Notwithstanding any other provision
15 of law relating to Federal grants and cooperative agree-
16 ments, the Secretary of the Interior is authorized to make
17 grants to, or enter into cooperative agreements with, pri-
18 vate nonprofit organizations designated by the Secretary
19 of Labor under title V of the Older Americans Act of 1965
20 to utilize the talents of older Americans in programs au-
21 thorized by other provisions of law administered by the
22 Secretary and consistent with such provisions of law.

23 (b) Prior to awarding any grant or agreement under
24 subsection (a), the Secretary shall ensure that the agree-
25 ment would not—

1 (1) result in the displacement of individuals
2 currently employed by the Department, including
3 partial displacement through reduction of non-over-
4 time hours, wages, or employment benefits;

5 (2) result in the use of an individual under the
6 Department of the Interior Experienced Services
7 Program for a job or function in a case in which a
8 Federal employee is in a layoff status from the same
9 or substantially equivalent job within the Depart-
10 ment; or

11 (3) affect existing contracts for services.

12 OBLIGATION OF FUNDS

13 SEC. 112. Amounts appropriated by this Act to the
14 Department of the Interior shall be available for obligation
15 and expenditure not later than 60 days after the date of
16 enactment of this Act.

17 EXTENSION OF AUTHORITIES

18 SEC. 113. (a) Section 708(a) of Division II of Public
19 Law 104–333, as amended by Public Law 110–229 sec-
20 tion 461, is further amended by striking “\$15,000,000”
21 and inserting “\$17,000,000”.

22 (b) Section 109(a) of Title I of Public Law 106–278
23 is amended by striking “\$10,000,000” and inserting
24 “\$12,000,000”.

1 SEPARATION OF ACCOUNTS

2 SEC. 114. The Secretary of the Interior, in order to
3 implement an orderly transition to separate accounts of
4 the Bureau of Indian Affairs and the Bureau of Indian
5 Education, may transfer funds among and between the
6 successor offices and bureaus affected by the reorganiza-
7 tion only in conformance with the reprogramming guide-
8 lines described in this Act.

9 PAYMENTS IN LIEU OF TAXES (PILT)

10 SEC. 115. Section 6906 of title 31, United States
11 Code, shall be applied by substituting “fiscal year 2021”
12 for “fiscal year 2019”.

13 DISCLOSURE OF DEPARTURE OR ALTERNATE PROCEDURE

14 APPROVAL

15 SEC. 116. (a) Subject to subsection (b), for fiscal year
16 2021 and each fiscal year thereafter, in any case in which
17 the Bureau of Safety and Environmental Enforcement or
18 the Bureau of Ocean Energy Management prescribes or
19 approves any departure or use of alternate procedure or
20 equipment, in regards to a plan or permit, under 30
21 C.F.R. § 585.103, 30 C.F.R. § 550.141; 30 C.F.R.
22 §550.142; 30 C.F.R. § 250.141, or 30 C.F.R. § 250.142,
23 the head of such bureau shall post a description of such
24 departure or alternate procedure or equipment use ap-

1 proval on such bureau's publicly available website not
2 more than 15 business days after such issuance.

3 (b) The head of each bureau may exclude confidential
4 business information.

5 FUNDING RESTRICTION

6 SEC. 117. None of the funds made available to the
7 Department of the Interior by this or any other Act may
8 be used to conduct a lease sale pursuant to section
9 20001(c)(1) of Public Law 115-97 which does not contain
10 a national minimum acceptable bid amount sufficient to
11 produce Federal receipts to the Treasury, net of any state
12 share, of no less than 50 percent of the amount required
13 by section 2001(b) of H. Con. Res. 71, the concurrent res-
14 olution on the budget for fiscal year 2018, as agreed to
15 on October 26, 2017.

16 MEDICAL SERVICES FUND

17 SEC. 118. Beginning in fiscal year 2022 and each fis-
18 cal year thereafter, amounts deposited in the National
19 Park Medical Services Fund established pursuant to sec-
20 tion 2404(b) of Public Law 116-9 shall be classified as
21 discretionary offsetting receipts.

22 RESTRICTION ON USE OF FUNDS

23 SEC. 119. (a) None of the funds made available in
24 this Act may be used by the Secretary of the Interior or
25 the Bureau of Ocean Energy Management to conduct or

1 authorize oil and gas preleasing, leasing, or related activi-
2 ties, including but not limited to the issuance of permits
3 for geological and geophysical exploration, in any planning
4 area where the 2017-2022 Outer Continental Shelf Oil
5 and Gas Leasing Proposed Final Program (November
6 2016) did not schedule leases.

7 (b) The restrictions under subsection (a) apply to the
8 formal steps identified by the Department of the Interior
9 and the enabling steps prior to leasing, including the
10 issuance of permits for geological and geophysical explo-
11 ration.

12 INTERAGENCY MOTOR POOL

13 SEC. 120. Notwithstanding any other provision of law
14 or Federal regulation, Federally-recognized Indian tribes
15 or authorized tribal organizations that receive Tribally-
16 Controlled School Grants pursuant to Public Law 100-
17 297 may obtain interagency motor vehicles and related
18 services for performance of any activities carried out
19 under such grants to the same extent as if they were con-
20 tracting under the Indian Self-Determination and Edu-
21 cation Assistance Act.

22 LONG BRIDGE PROJECT

23 SEC. 121. On request of the Commonwealth of Vir-
24 ginia or the District of Columbia, as applicable, the Sec-
25 retary of the Interior (acting through the Director of the

1 National Park Service) (referred to in this section as the
2 “Secretary”) may convey to the State of Virginia and/or
3 the District of Columbia, subject to any terms and condi-
4 tions the Secretary deems necessary, any Federal land or
5 interests therein under the jurisdiction of the Secretary
6 that are identified by the Commonwealth of Virginia and/
7 or the District of Columbia as necessary for the Long
8 Bridge Project, which consists of improvements to Long
9 Bridge and related railroad infrastructure between RO
10 Interlocking in Arlington, Virginia and L’Enfant Inter-
11 locking near 10th Street SW in the District. The Long
12 Bridge Project will expand commuter and regional pas-
13 senger rail service and provide bicycle and pedestrian ac-
14 cess crossings over the Potomac River. Such conveyance
15 is for the sole purposes of railroad and recreational use.
16 If such conveyance is no longer being used for such pur-
17 poses, then the lands or interests therein shall revert to
18 the National Park Service after they have been restored
19 and remediated to the satisfaction of the Secretary. The
20 Secretary may also permit the temporary use of any addi-
21 tional land that is identified as necessary for the construc-
22 tion of these projects, subject to any terms and conditions
23 deemed necessary. Notwithstanding any other provision of
24 law, the National Park Service may recover and retain all
25 costs of providing or procuring necessary services associ-

1 ated with the aforementioned conveyances or special use
2 permits and said amounts shall be available to the Service
3 until expended, without further appropriation.

4 SPECIAL TRUSTEE FUNCTIONS

5 SEC. 122. None of the funds provided in this Act or
6 any other Act shall be used to develop or implement a Sec-
7 retarial Order to create a Bureau to perform the functions
8 or activities of the Office of Special Trustee of American
9 Indians.

10 TITLE II

11 ENVIRONMENTAL PROTECTION AGENCY

12 SCIENCE AND TECHNOLOGY

13 For science and technology, including research and
14 development activities, which shall include research and
15 development activities under the Comprehensive Environ-
16 mental Response, Compensation, and Liability Act of
17 1980; necessary expenses for personnel and related costs
18 and travel expenses; procurement of laboratory equipment
19 and supplies; hire, maintenance, and operation of aircraft;
20 and other operating expenses in support of research and
21 development, \$745,345,000, to remain available until Sep-
22 tember 30, 2022: *Provided*, That of the funds included
23 under this heading, \$7,000,000 shall be for Research: Na-
24 tional Priorities as specified in the report accompanying
25 this Act: *Provided further*, That of the funds included

1 under this heading, not less than \$400,000 shall be for
2 administrative expenses to review registration applications
3 to participate in the Renewable Fuels Pathway II pro-
4 gram.

5 ENVIRONMENTAL PROGRAMS AND MANAGEMENT

6 For environmental programs and management, in-
7 cluding necessary expenses, not otherwise provided for, for
8 personnel and related costs and travel expenses; hire of
9 passenger motor vehicles; hire, maintenance, and oper-
10 ation of aircraft; purchase of reprints; library member-
11 ships in societies or associations which issue publications
12 to members only or at a price to members lower than to
13 subscribers who are not members; administrative costs of
14 the brownfields program under the Small Business Liabil-
15 ity Relief and Brownfields Revitalization Act of 2002; im-
16 plementation of a coal combustion residual permit pro-
17 gram under section 2301 of the Water and Waste Act of
18 2016; and not to exceed \$19,000 for official reception and
19 representation expenses, \$2,846,676,000, to remain avail-
20 able until September 30, 2022: *Provided*, That of the
21 funds included under this heading, \$18,000,000 shall be
22 for Environmental Protection: National Priorities as speci-
23 fied in the report accompanying this Act: *Provided further*,
24 That of the funds included under this heading,
25 \$554,910,000 shall be for Geographic Programs specified

1 in the report accompanying this Act: *Provided further*,
2 That of the funds included under this heading, not more
3 than \$43,784,000 shall be for the Executive Operations
4 and Management program project: *Provided further*, That
5 of the funds included under this heading, the Chemical
6 Risk Review and Reduction program project shall be allo-
7 cated not less than the amount of appropriations for that
8 program project for fiscal year 2014.

9 HAZARDOUS WASTE ELECTRONIC MANIFEST SYSTEM

10 FUND

11 For necessary expenses to carry out section 3024 of
12 the Solid Waste Disposal Act (42 U.S.C. 6939g), includ-
13 ing the development, operation, maintenance, and upgrad-
14 ing of the hazardous waste electronic manifest system es-
15 tablished by such section, \$8,000,000, to remain available
16 until expended: *Provided*, That the sum herein appro-
17 priated from the general fund shall be reduced as offset-
18 ting collections under such section 3024 are received dur-
19 ing fiscal year 2021, which shall remain available until ex-
20 pended and be used for necessary expenses in this appro-
21 priation, so as to result in a final fiscal year 2021 appro-
22 priation from the general fund estimated at not more than
23 \$0: *Provided further*, That to the extent such offsetting
24 collections received in fiscal year 2021 exceed \$8,000,000,
25 those excess amounts shall remain available until ex-

1 pended and be used for necessary expenses in this appro-
2 priation.

3 OFFICE OF INSPECTOR GENERAL

4 For necessary expenses of the Office of Inspector
5 General in carrying out the provisions of the Inspector
6 General Act of 1978, \$45,100,000, to remain available
7 until September 30, 2022.

8 BUILDINGS AND FACILITIES

9 For construction, repair, improvement, extension, al-
10 teration, and purchase of fixed equipment or facilities of,
11 or for use by, the Environmental Protection Agency,
12 \$39,676,000, to remain available until expended.

13 HAZARDOUS SUBSTANCE SUPERFUND

14 (INCLUDING TRANSFERS OF FUNDS)

15 For necessary expenses to carry out the Comprehen-
16 sive Environmental Response, Compensation, and Liabil-
17 ity Act of 1980 (CERCLA), including sections 111(c)(3),
18 (c)(5), (c)(6), and (e)(4) (42 U.S.C. 9611), and hire,
19 maintenance, and operation of aircraft, \$1,221,814,000,
20 to remain available until expended, consisting of such
21 sums as are available in the Trust Fund on September
22 30, 2020, as authorized by section 517(a) of the Super-
23 fund Amendments and Reauthorization Act of 1986
24 (SARA) and up to \$1,221,814,000 as a payment from
25 general revenues to the Hazardous Substance Superfund

1 for purposes as authorized by section 517(b) of SARA:
2 *Provided*, That funds appropriated under this heading
3 may be allocated to other Federal agencies in accordance
4 with section 111(a) of CERCLA: *Provided further*, That
5 of the funds appropriated under this heading,
6 \$11,586,000 shall be paid to the “Office of Inspector Gen-
7 eral” appropriation to remain available until September
8 30, 2022, and \$30,755,000 shall be paid to the “Science
9 and Technology” appropriation to remain available until
10 September 30, 2022.

11 LEAKING UNDERGROUND STORAGE TANK TRUST FUND
12 PROGRAM

13 For necessary expenses to carry out leaking under-
14 ground storage tank cleanup activities authorized by sub-
15 title I of the Solid Waste Disposal Act, \$92,543,000, to
16 remain available until expended, of which \$67,174,000
17 shall be for carrying out leaking underground storage tank
18 cleanup activities authorized by section 9003(h) of the
19 Solid Waste Disposal Act; \$25,369,000 shall be for car-
20 rying out the other provisions of the Solid Waste Disposal
21 Act specified in section 9508(c) of the Internal Revenue
22 Code: *Provided*, That the Administrator is authorized to
23 use appropriations made available under this heading to
24 implement section 9013 of the Solid Waste Disposal Act
25 to provide financial assistance to federally recognized In-

1 dian tribes for the development and implementation of
2 programs to manage underground storage tanks.

3 INLAND OIL SPILL PROGRAMS

4 For expenses necessary to carry out the Environ-
5 mental Protection Agency's responsibilities under the Oil
6 Pollution Act of 1990, including hire, maintenance, and
7 operation of aircraft, \$20,958,000, to be derived from the
8 Oil Spill Liability trust fund, to remain available until ex-
9 pended.

10 STATE AND TRIBAL ASSISTANCE GRANTS

11 For environmental programs and infrastructure as-
12 sistance, including capitalization grants for State revolv-
13 ing funds and performance partnership grants,
14 \$4,362,556,000, to remain available until expended, of
15 which—

16 (1) \$1,638,826,000 shall be for making capital-
17 ization grants for the Clean Water State Revolving
18 Funds under title VI of the Federal Water Pollution
19 Control Act; and of which \$1,126,088,000 shall be
20 for making capitalization grants for the Drinking
21 Water State Revolving Funds under section 1452 of
22 the Safe Drinking Water Act: *Provided*, That for fis-
23 cal year 2021, to the extent there are sufficient eligi-
24 ble project applications and projects are consistent
25 with State Intended Use Plans, not less than 10 per-

1 cent of the funds made available under this title to
2 each State for Clean Water State Revolving Fund
3 capitalization grants shall be used by the State for
4 projects to address green infrastructure, water or
5 energy efficiency improvements, or other environ-
6 mentally innovative activities: *Provided further*, That
7 for fiscal year 2021, funds made available under this
8 title to each State for Drinking Water State Revolv-
9 ing Fund capitalization grants may, at the discretion
10 of each State, be used for projects to address green
11 infrastructure, water or energy efficiency improve-
12 ments, or other environmentally innovative activities:
13 *Provided further*, That notwithstanding section
14 603(d)(7) of the Federal Water Pollution Control
15 Act, the limitation on the amounts in a State water
16 pollution control revolving fund that may be used by
17 a State to administer the fund shall not apply to
18 amounts included as principal in loans made by such
19 fund in fiscal year 2021 and prior years where such
20 amounts represent costs of administering the fund
21 to the extent that such amounts are or were deemed
22 reasonable by the Administrator, accounted for sepa-
23 rately from other assets in the fund, and used for
24 eligible purposes of the fund, including administra-
25 tion: *Provided further*, That for fiscal year 2021,

1 notwithstanding the provisions of subsections (g)(1),
2 (h), and (l) of section 201 of the Federal Water Pol-
3 lution Control Act, grants made under title II of
4 such Act for American Samoa, Guam, the common-
5 wealth of the Northern Marianas, the United States
6 Virgin Islands, and the District of Columbia may
7 also be made for the purpose of providing assistance:
8 (1) solely for facility plans, design activities, or
9 plans, specifications, and estimates for any proposed
10 project for the construction of treatment works; and
11 (2) for the construction, repair, or replacement of
12 privately owned treatment works serving one or
13 more principal residences or small commercial estab-
14 lishments: *Provided further*, That for fiscal year
15 2021, notwithstanding the provisions of such sub-
16 sections (g)(1), (h), and (l) of section 201 and sec-
17 tion 518(c) of the Federal Water Pollution Control
18 Act, funds reserved by the Administrator for grants
19 under section 518(c) of the Federal Water Pollution
20 Control Act may also be used to provide assistance:
21 (1) solely for facility plans, design activities, or
22 plans, specifications, and estimates for any proposed
23 project for the construction of treatment works; and
24 (2) for the construction, repair, or replacement of
25 privately owned treatment works serving one or

1 more principal residences or small commercial estab-
2 lishments: *Provided further*, That for fiscal year
3 2021, notwithstanding any provision of the Federal
4 Water Pollution Control Act and regulations issued
5 pursuant thereof, up to a total of \$2,000,000 of the
6 funds reserved by the Administrator for grants
7 under section 518(c) of such Act may also be used
8 for grants for training, technical assistance, and
9 educational programs relating to the operation and
10 management of the treatment works specified in sec-
11 tion 518(c) of such Act: *Provided further*, That for
12 fiscal year 2021, funds reserved under section
13 518(c) of such Act shall be available for grants only
14 to Indian tribes, as defined in section 518(h) of such
15 Act and former Indian reservations in Oklahoma (as
16 determined by the Secretary of the Interior) and Na-
17 tive Villages as defined in Public Law 92-203: *Pro-*
18 *vided further*, That for fiscal year 2021, notwith-
19 standing the limitation on amounts in section 518(c)
20 of the Federal Water Pollution Control Act, up to a
21 total of 2 percent of the funds appropriated, or
22 \$30,000,000, whichever is greater, and notwith-
23 standing the limitation on amounts in section
24 1452(i) of the Safe Drinking Water Act, up to a
25 total of 2 percent of the funds appropriated, or

1 \$20,000,000, whichever is greater, for State Revolv-
2 ing Funds under such Acts may be reserved by the
3 Administrator for grants under section 518(c) and
4 section 1452(i) of such Acts: *Provided further*, That
5 for fiscal year 2021, notwithstanding the amounts
6 specified in section 205(c) of the Federal Water Pol-
7 lution Control Act, up to 1.5 percent of the aggre-
8 gate funds appropriated for the Clean Water State
9 Revolving Fund program under the Act less any
10 sums reserved under section 518(c) of the Act, may
11 be reserved by the Administrator for grants made
12 under title II of the Federal Water Pollution Control
13 Act for American Samoa, Guam, the Commonwealth
14 of the Northern Marianas, and United States Virgin
15 Islands: *Provided further*, That for fiscal year 2021,
16 notwithstanding the limitations on amounts specified
17 in section 1452(j) of the Safe Drinking Water Act,
18 up to 1.5 percent of the funds appropriated for the
19 Drinking Water State Revolving Fund programs
20 under the Safe Drinking Water Act may be reserved
21 by the Administrator for grants made under section
22 1452(j) of the Safe Drinking Water Act: *Provided*
23 *further*, That 10 percent of the funds made available
24 under this title to each State for Clean Water State
25 Revolving Fund capitalization grants and 14 percent

1 of the funds made available under this title to each
2 State for Drinking Water State Revolving Fund cap-
3 italization grants shall be used by the State to pro-
4 vide additional subsidy to eligible recipients in the
5 form of forgiveness of principal, negative interest
6 loans, or grants (or any combination of these), and
7 shall be so used by the State only where such funds
8 are provided as initial financing for an eligible re-
9 cipient or to buy, refinance, or restructure the debt
10 obligations of eligible recipients only where such debt
11 was incurred on or after the date of enactment of
12 this Act, or where such debt was incurred prior to
13 the date of enactment of this Act if the State, with
14 concurrence from the Administrator, determines that
15 such funds could be used to help address a threat
16 to public health from heightened exposure to lead in
17 drinking water or if a Federal or State emergency
18 declaration has been issued due to a threat to public
19 health from heightened exposure to lead in a munic-
20 ipal drinking water supply before the date of enact-
21 ment of this Act: *Provided further*, That in a State
22 in which such an emergency declaration has been
23 issued, the State may use more than 14 percent of
24 the funds made available under this title to the
25 State for Drinking Water State Revolving Fund cap-

1 italization grants to provide additional subsidy to eli-
2 gible recipients;

3 (2) \$25,000,000 shall be for architectural, engi-
4 neering, planning, design, construction and related
5 activities in connection with the construction of high
6 priority water and wastewater facilities in the area
7 of the United States-Mexico Border, after consulta-
8 tion with the appropriate border commission: *Pro-*
9 *vided*, That no funds provided by this appropriations
10 Act to address the water, wastewater and other crit-
11 ical infrastructure needs of the colonias in the
12 United States along the United States-Mexico bor-
13 der shall be made available to a county or municipal
14 government unless that government has established
15 an enforceable local ordinance, or other zoning rule,
16 which prevents in that jurisdiction the development
17 or construction of any additional colonia areas, or
18 the development within an existing colonia the con-
19 struction of any new home, business, or other struc-
20 ture which lacks water, wastewater, or other nec-
21 essary infrastructure: *Provided further*, That the Ad-
22 ministrator may reserve up to 5 percent of funds ap-
23 propriated herein for management and oversight
24 purposes;

1 (3) \$29,186,000 shall be for grants to the State
2 of Alaska to address drinking water and wastewater
3 infrastructure needs of rural and Alaska Native Vil-
4 lages: *Provided*, That of these funds: (A) the State
5 of Alaska shall provide a match of 25 percent; (B)
6 no more than 5 percent of the funds may be used
7 for administrative and overhead expenses; and (C)
8 the State of Alaska shall make awards consistent
9 with the Statewide priority list established in con-
10 junction with the Agency and the U.S. Department
11 of Agriculture for all water, sewer, waste disposal,
12 and similar projects carried out by the State of Alas-
13 ka that are funded under section 221 of the Federal
14 Water Pollution Control Act (33 U.S.C. 1301) or
15 the Consolidated Farm and Rural Development Act
16 (7 U.S.C. 1921 et seq.) which shall allocate not less
17 than 25 percent of the funds provided for projects
18 in regional hub communities;

19 (4) \$90,000,000 shall be to carry out section
20 104(k) of the Comprehensive Environmental Re-
21 sponse, Compensation, and Liability Act of 1980
22 (CERCLA), including grants, interagency agree-
23 ments, and associated program support costs: *Pro-*
24 *vided*, That at least 10 percent shall be allocated for
25 assistance in persistent poverty counties: *Provided*

1 *further*, That for purposes of this section, the term
2 “persistent poverty counties” means any county that
3 has had 20 percent or more of its population living
4 in poverty over the past 30 years, as measured by
5 the 1990 and 2000 decennial censuses and the most
6 recent Small Area Income and Poverty Estimates, or
7 any territory or possession of the United States:
8 *Provided further*, That, to the extent there are suffi-
9 cient qualified applications, not less than an addi-
10 tional 20 percent of the amount appropriated shall
11 be for projects located in Qualified Opportunity
12 Zones: *Provided further*, That the Administrator
13 may reserve up to 2 percent of funds appropriated
14 herein for management and oversight purposes;

15 (5) \$90,000,000 shall be for grants under title
16 VII, subtitle G of the Energy Policy Act of 2005:
17 *Provided*, That the Administrator may reserve up to
18 2.5 percent of funds appropriated herein for man-
19 agement and oversight purposes;

20 (6) \$56,306,000 shall be for targeted airshed
21 grants in accordance with the terms and conditions
22 in the report accompanying this Act: *Provided*, That
23 the Administrator may reserve up to 2.5 percent of
24 funds appropriated herein for management and over-
25 sight purposes;

1 (7) \$4,000,000 shall be to carry out the water
2 quality program authorized in section 5004(d) of the
3 Water Infrastructure Improvements for the Nation
4 Act (Public Law 114–322);

5 (8) \$26,000,000 shall be for grants under sub-
6 sections (a) through (j) of section 1459A of the Safe
7 Drinking Water Act (42 U.S.C. 300j–19a);

8 (9) \$26,000,000 shall be for grants under sec-
9 tion 1464(d) of the Safe Drinking Water Act (42
10 U.S.C. 300j–24(d)): *Provided*, That the Adminis-
11 trator may reserve up to 3 percent of funds appro-
12 priated herein for management and oversight pur-
13 poses;

14 (10) \$20,000,000 shall be for grants under sec-
15 tion 1459B of the Safe Drinking Water Act (42
16 U.S.C. 300j–19b): *Provided*, That the Administrator
17 may reserve up to 3 percent of funds appropriated
18 herein for management and oversight purposes;

19 (11) \$4,000,000 shall be for grants under sec-
20 tion 1459A(l) of the Safe Drinking Water Act (42
21 U.S.C. 300j–19a(l));

22 (12) \$13,000,000 shall be for grants under sec-
23 tion 104(b)(8) of the Federal Water Pollution Con-
24 trol Act (33 U.S.C. 1254(b)(8));

1 (13) \$56,700,000 shall be for grants under sec-
2 tion 221 of the Federal Water Pollution Control Act
3 (33 U.S.C. 1301): *Provided*, That the Administrator
4 may reserve up to 3 percent of funds appropriated
5 herein for management and oversight purposes;

6 (14) \$3,000,000 shall be for grants under sec-
7 tion 4304(b) of the America's Water Infrastructure
8 Act of 2018 (Public Law 115–270); and

9 (15) \$1,154,450,000 shall be for grants, includ-
10 ing associated program support costs, to States, fed-
11 erally recognized tribes, interstate agencies, tribal
12 consortia, and air pollution control agencies for
13 multi-media or single media pollution prevention,
14 control and abatement and related activities, includ-
15 ing activities pursuant to the provisions set forth
16 under this heading in Public Law 104–134, and for
17 making grants under section 103 of the Clean Air
18 Act for particulate matter monitoring and data col-
19 lection activities subject to terms and conditions
20 specified by the Administrator, of which:
21 \$46,200,000 shall be for carrying out section 128 of
22 CERCLA; \$9,340,000 shall be for Environmental
23 Information Exchange Network grants, including as-
24 sociated program support costs; \$1,500,000 shall be
25 for grants to States under section 2007(f)(2) of the

1 Solid Waste Disposal Act, which shall be in addition
2 to funds appropriated under the heading “Leaking
3 Underground Storage Tank Trust Fund Program”
4 to carry out the provisions of the Solid Waste Dis-
5 posal Act specified in section 9508(c) of the Internal
6 Revenue Code other than section 9003(h) of the
7 Solid Waste Disposal Act; \$18,000,000 of the funds
8 available for grants under section 106 of the Federal
9 Water Pollution Control Act shall be for State par-
10 ticipation in national- and State-level statistical sur-
11 veys of water resources and enhancements to State
12 monitoring programs.

13 WATER INFRASTRUCTURE FINANCE AND INNOVATION
14 PROGRAM ACCOUNT

15 For the cost of direct loans and for the cost of guar-
16 anteed loans, as authorized by the Water Infrastructure
17 Finance and Innovation Act of 2014, an amount equal to
18 the amount rescinded pursuant to the final paragraph
19 under the heading “Administrative Provisions—Environ-
20 mental Protection Agency”, to remain available until ex-
21 pended: *Provided*, That such costs, including the cost of
22 modifying such loans, shall be as defined in section 502
23 of the Congressional Budget Act of 1974: *Provided fur-*
24 *ther*, That these funds are available to subsidize gross obli-
25 gations for the principal amount of direct loans, including

1 capitalized interest, and total loan principal, including
2 capitalized interest, any part of which is to be guaranteed,
3 not to exceed \$12,484,980,000: *Provided further*, That
4 none of the direct loans or loan guarantee authority made
5 available under this heading shall be available for any
6 project unless the Administrator and the Director of the
7 Office of Management and Budget have certified in ad-
8 vance in writing that the direct loan or loan guarantee,
9 as applicable, and the project comply with the project eligi-
10 bility criteria entitled “Water Infrastructure Finance and
11 Innovation Act Program (WIFIA) Criteria Pursuant to
12 the Further Consolidated Appropriations Act, 2020”, pub-
13 lished on June 30, 2020 (85 FR 39189): *Provided further*,
14 That in this fiscal year and hereafter, for the purposes
15 of carrying out section 503(d) of the Federal Credit Re-
16 form Act of 1990, the Director of the Congressional Budg-
17 et Office may request, and the Administrator shall
18 promptly provide, documentation and information relating
19 to a project identified in a Letter of Interest submitted
20 to the Administrator pursuant to a Notice of Funding
21 Availability for applications for credit assistance under the
22 Water Infrastructure Finance and Innovation Act Pro-
23 gram for any fiscal year, including with respect to a
24 project that was initiated or completed before the date of
25 enactment of this Act. In addition, fees authorized to be

1 collected pursuant to sections 5029 and 5030 of the Water
2 Infrastructure Finance and Innovation Act of 2014 shall
3 be deposited in this account, to remain available until ex-
4 pended.

5 In addition, fees authorized to be collected pursuant
6 to sections 5029 and 5030 of the Water Infrastructure
7 Finance and Innovation Act of 2014 shall be deposited
8 in this account, to remain available until expended.

9 In addition, for administrative expenses to carry out
10 the direct and guaranteed loan programs, notwithstanding
11 section 5033 of the Water Infrastructure Finance and In-
12 novation Act of 2014, \$1,023,000, to remain available
13 until September 30, 2022.

14 ADMINISTRATIVE PROVISIONS—ENVIRONMENTAL
15 PROTECTION AGENCY

16 (INCLUDING TRANSFERS AND RESCISSION OF FUNDS)

17 For fiscal year 2021, notwithstanding 31 U.S.C.
18 6303(1) and 6305(1), the Administrator of the Environ-
19 mental Protection Agency, in carrying out the Agency's
20 function to implement directly Federal environmental pro-
21 grams required or authorized by law in the absence of an
22 acceptable tribal program, may award cooperative agree-
23 ments to federally recognized Indian tribes or Intertribal
24 consortia, if authorized by their member tribes, to assist
25 the Administrator in implementing Federal environmental

1 programs for Indian tribes required or authorized by law,
2 except that no such cooperative agreements may be award-
3 ed from funds designated for State financial assistance
4 agreements.

5 The Administrator of the Environmental Protection
6 Agency is authorized to collect and obligate pesticide reg-
7 istration service fees in accordance with section 33 of the
8 Federal Insecticide, Fungicide, and Rodenticide Act, as
9 amended by Public Law 116–8, the Pesticide Registration
10 Improvement Extension Act of 2018.

11 Notwithstanding section 33(d)(2) of the Federal In-
12 secticide, Fungicide, and Rodenticide Act (FIFRA) (7
13 U.S.C. 136w–8(d)(2)), the Administrator of the Environ-
14 mental Protection Agency may assess fees under section
15 33 of FIFRA (7 U.S.C. 136w–8) for fiscal year 2021.

16 The Administrator is authorized to transfer up to
17 \$335,000,000 of the funds appropriated for the Great
18 Lakes Restoration Initiative under the heading “Environ-
19 mental Programs and Management” to the head of any
20 Federal department or agency, with the concurrence of
21 such head, to carry out activities that would support the
22 Great Lakes Restoration Initiative and Great Lakes
23 Water Quality Agreement programs, projects, or activities;
24 to enter into an interagency agreement with the head of
25 such Federal department or agency to carry out these ac-

1 tivities; and to make grants to governmental entities, non-
2 profit organizations, institutions, and individuals for plan-
3 ning, research, monitoring, outreach, and implementation
4 in furtherance of the Great Lakes Restoration Initiative
5 and the Great Lakes Water Quality Agreement.

6 The Science and Technology, Environmental Pro-
7 grams and Management, Office of Inspector General, Haz-
8 ardous Substance Superfund, and Leaking Underground
9 Storage Tank Trust Fund Program Accounts, are avail-
10 able for the construction, alteration, repair, rehabilitation,
11 and renovation of facilities, provided that the cost does
12 not exceed \$150,000 per project.

13 For fiscal year 2021, and notwithstanding section
14 518(f) of the Federal Water Pollution Control Act (33
15 U.S.C. 1377(f)), the Administrator is authorized to use
16 the amounts appropriated for any fiscal year under section
17 319 of the Act to make grants to Indian tribes pursuant
18 to sections 319(h) and 518(e) of that Act.

19 The Administrator is authorized to use the amounts
20 appropriated under the heading “Environmental Pro-
21 grams and Management” for fiscal year 2021 to provide
22 grants to implement the Southeastern New England Wa-
23 tershed Restoration Program.

24 Notwithstanding the limitations on amounts in sec-
25 tion 320(i)(2)(B) of the Federal Water Pollution Control

1 Act, not less than \$1,500,000 of the funds made available
2 under this title for the National Estuary Program shall
3 be for making competitive awards described in section
4 320(g)(4).

5 For fiscal year 2021, the Office of Chemical Safety
6 and Pollution Prevention and the Office of Water may,
7 using funds appropriated under the headings “Environ-
8 mental Programs and Management” and “Science and
9 Technology”, contract directly with individuals or indi-
10 rectly with institutions or nonprofit organizations, without
11 regard to 41 U.S.C. 5, for the temporary or intermittent
12 personal services of students or recent graduates, who
13 shall be considered employees for the purposes of chapters
14 57 and 81 of title 5, United States Code, relating to com-
15 pensation for travel and work injuries, and chapter 171
16 of title 28, United States Code, relating to tort claims,
17 but shall not be considered to be Federal employees for
18 any other purpose: *Provided*, That amounts used for this
19 purpose by the Office of Chemical Safety and Pollution
20 Prevention and the Office of Water collectively may not
21 exceed \$2,000,000.

22 No funds made available under this Title in this Act
23 or any other Act may be used to relocate, close, or consoli-
24 date any office, laboratory, or facility.

1 The Administrator of the Environmental Protection
2 Agency shall continue to regulate under subsection (d) of
3 section 112 of the Clean Air Act (42 U.S.C. 7412) electric
4 utility steam generating units (as defined in subsection (a)
5 of such section 112), and such regulation is deemed to
6 be appropriate and necessary for purposes of subsection
7 (n)(1)(A) of such section 112.

8 Any amounts made available to the Administrator by
9 the “State and Tribal Assistance Grants” account and re-
10 served for management and oversight purposes pursuant
11 to the final provisos of the second, fourth, fifth, sixth,
12 ninth, tenth, and thirteenth paragraphs under such head-
13 ing shall remain available until September 30, 2022, and
14 may be transferred to the “Environmental Programs and
15 Management” account, to be made available for manage-
16 ment and oversight purposes for the corresponding pro-
17 grams under such account.

18 Of the funds made available under this title for the
19 Executive Management and Operations program project,
20 \$2,000,000 shall not be available for obligation until after
21 the Administrator transmits a report as described by Title
22 IV of this Act for the agency’s violation of section 710
23 of division E of Public Law 115–31, as discussed in the
24 Comptroller General’s April 16, 2018, legal opinion, B-
25 329603.

1 Of the funds under this title for the Executive Man-
2 agement and Operations program project, if the Adminis-
3 trator has not responded to a request for access to records
4 or interviews with agency employees as required by Title
5 IV of this Act within the time period established by the
6 Comptroller General of the United States, then the
7 amounts available for that program project shall be re-
8 duced by \$50,000 per day for each day that the Adminis-
9 trator fails to comply with the request, with any funds
10 reduced under this proviso to be permanently rescinded.

11 Within 90 days of enactment of this Act, the Admin-
12 istrator shall take final action on any registration applica-
13 tion to participate in the Renewable Fuels Pathway II pro-
14 gram that has been pending for more than one year.

15 The appropriation provided by 42 U.S.C. 9622(b)(3)
16 is available for the hire, maintenance, and operation of
17 aircraft.

18 All unobligated balances from amounts appropriated
19 in fiscal years preceding fiscal year 2020 under the head-
20 ing “Environmental Protection Agency—Water Infra-
21 structure Finance and Innovation Program Account” for
22 the cost of direct and guaranteed loans are hereby perma-
23 nently rescinded.

1 TITLE III
2 RELATED AGENCIES
3 DEPARTMENT OF AGRICULTURE

4 OFFICE OF THE UNDER SECRETARY FOR NATURAL
5 RESOURCES AND ENVIRONMENT

6 For necessary expenses of the Office of the Under
7 Secretary for Natural Resources and Environment,
8 \$875,000: *Provided*, That funds made available by this
9 Act to any agency in the Natural Resources and Environ-
10 ment mission area for salaries and expenses are available
11 to fund up to one administrative support staff for the of-
12 fice.

13 FOREST SERVICE

14 FOREST AND RANGELAND RESEARCH

15 For necessary expenses of forest and rangeland re-
16 search as authorized by law, \$311,830,000, to remain
17 available through September 30, 2024: *Provided*, That of
18 the funds provided, \$80,954,000 is for the forest inventory
19 and analysis program: *Provided further*, That all authori-
20 ties for the use of funds, including the use of contracts,
21 grants, and cooperative agreements, available to execute
22 the Forest and Rangeland Research appropriation, are
23 also available in the utilization of these funds for Fire
24 Science Research.

1 STATE AND PRIVATE FORESTRY

2 For necessary expenses of cooperating with and pro-
3 viding technical and financial assistance to States, terri-
4 tories, possessions, and others, and for forest health man-
5 agement, and conducting an international program as au-
6 thorized, \$300,296,000, to remain available through Sep-
7 tember 30, 2024, as authorized by law.

8 NATIONAL FOREST SYSTEM

9 For necessary expenses of the Forest Service, not
10 otherwise provided for, for management, protection, im-
11 provement, and utilization of the National Forest System,
12 and for hazardous fuels management on or adjacent to
13 such lands, \$2,057,353,000, to remain available through
14 September 30, 2024: *Provided*, That of the funds pro-
15 vided, \$40,000,000 shall be deposited in the Collaborative
16 Forest Landscape Restoration Fund for ecological restora-
17 tion treatments as authorized by 16 U.S.C. 7303(f): *Pro-*
18 *vided further*, That of the funds provided, \$383,051,000
19 shall be for forest products: *Provided further*, That of the
20 funds provided, \$510,000,000 shall be for hazardous fuels
21 management activities, of which not to exceed
22 \$15,000,000 may be used to make grants, using any au-
23 thorities available to the Forest Service under the “State
24 and Private Forestry” appropriation, for the purpose of
25 creating incentives for increased use of biomass from Na-

1 tional Forest System lands: *Provided further*, That
2 \$20,000,000 may be used by the Secretary of Agriculture
3 to enter into procurement contracts or cooperative agree-
4 ments or to issue grants for hazardous fuels management
5 activities, and for training or monitoring associated with
6 such hazardous fuels management activities on Federal
7 land, or on non-Federal land if the Secretary determines
8 such activities benefit resources on Federal land: *Provided*
9 *further*, That funds made available to implement the Com-
10 munity Forestry Restoration Act, Public Law 106–393,
11 title VI, shall be available for use on non-Federal lands
12 in accordance with authorities made available to the For-
13 est Service under the “State and Private Forestry” appro-
14 priations: *Provided further*, That notwithstanding section
15 33 of the Bankhead Jones Farm Tenant Act (7 U.S.C.
16 1012), the Secretary of Agriculture, in calculating a fee
17 for grazing on a National Grassland, may provide a credit
18 of up to 50 percent of the calculated fee to a Grazing As-
19 sociation or direct permittee for a conservation practice
20 approved by the Secretary in advance of the fiscal year
21 in which the cost of the conservation practice is incurred.
22 And, that the amount credited shall remain available to
23 the Grazing Association or the direct permittee, as appro-
24 priate, in the fiscal year in which the credit is made and

1 each fiscal year thereafter for use on the project for con-
2 servation practices approved by the Secretary.

3 CAPITAL IMPROVEMENT AND MAINTENANCE

4 (INCLUDING TRANSFER OF FUNDS)

5 For necessary expenses of the Forest Service, not
6 otherwise provided for, \$466,173,000, to remain available
7 through September 30, 2024, for construction, capital im-
8 provement, maintenance and acquisition of buildings and
9 other facilities and infrastructure; and for construction,
10 reconstruction, decommissioning of roads that are no
11 longer needed, including unauthorized roads that are not
12 part of the transportation system, and maintenance of for-
13 est roads and trails by the Forest Service as authorized
14 by 16 U.S.C. 532–538 and 23 U.S.C. 101 and 205: *Pro-*
15 *vided*, That funds becoming available in fiscal year 2021
16 under the Act of March 4, 1913 (16 U.S.C. 501) shall
17 be transferred to the General Fund of the Treasury and
18 shall not be available for transfer or obligation for any
19 other purpose unless the funds are appropriated.

20 ACQUISITION OF LANDS FOR NATIONAL FORESTS SPECIAL
21 ACTS

22 For acquisition of lands within the exterior bound-
23 aries of the Cache, Uinta, and Wasatch National Forests,
24 Utah; the Toiyabe National Forest, Nevada; and the An-
25 geles, San Bernardino, Sequoia, and Cleveland National

1 Forests, California; and the Ozark-St. Francis and
2 Ouachita National Forests, Arkansas; as authorized by
3 law, \$700,000, to be derived from forest receipts.

4 ACQUISITION OF LANDS TO COMPLETE LAND EXCHANGES

5 For acquisition of lands, such sums, to be derived
6 from funds deposited by State, county, or municipal gov-
7 ernments, public school districts, or other public school au-
8 thorities, and for authorized expenditures from funds de-
9 posited by non-Federal parties pursuant to Land Sale and
10 Exchange Acts, pursuant to the Act of December 4, 1967
11 (16 U.S.C. 484a), to remain available through September
12 30, 2024, (16 U.S.C. 516–617a, 555a; Public Law 96–
13 586; Public Law 76–589, 76–591; and Public Law 78–
14 310).

15 RANGE BETTERMENT FUND

16 For necessary expenses of range rehabilitation, pro-
17 tection, and improvement, 50 percent of all moneys re-
18 ceived during the prior fiscal year, as fees for grazing do-
19 mestic livestock on lands in National Forests in the 16
20 Western States, pursuant to section 401(b)(1) of Public
21 Law 94–579, to remain available through September 30,
22 2024, of which not to exceed 6 percent shall be available
23 for administrative expenses associated with on-the-ground
24 range rehabilitation, protection, and improvements.

1 GIFTS, DONATIONS AND BEQUESTS FOR FOREST AND
2 RANGELAND RESEARCH

3 For expenses authorized by 16 U.S.C. 1643(b),
4 \$45,000, to remain available through September 30, 2024,
5 to be derived from the fund established pursuant to the
6 above Act.

7 MANAGEMENT OF NATIONAL FOREST LANDS FOR
8 SUBSISTENCE USES

9 For necessary expenses of the Forest Service to man-
10 age Federal lands in Alaska for subsistence uses under
11 title VIII of the Alaska National Interest Lands Conserva-
12 tion Act (16 U.S.C. 3111 et seq.), \$2,537,000, to remain
13 available through September 30, 2024.

14 WILDLAND FIRE MANAGEMENT
15 (INCLUDING TRANSFERS OF FUNDS)

16 For necessary expenses for forest fire presuppression
17 activities on National Forest System lands, for emergency
18 wildland fire suppression on or adjacent to such lands or
19 other lands under fire protection agreement, and for emer-
20 gency rehabilitation of burned-over National Forest Sys-
21 tem lands and water, \$2,385,608,000, to remain available
22 until expended: *Provided*, That such funds including unob-
23 ligated balances under this heading, are available for re-
24 payment of advances from other appropriations accounts
25 previously transferred for such purposes: *Provided further*,

1 That any unobligated funds appropriated in a previous fis-
2 cal year for hazardous fuels management may be trans-
3 ferred to the “National Forest System” account: *Provided*
4 *further*, That such funds shall be available to reimburse
5 State and other cooperating entities for services provided
6 in response to wildfire and other emergencies or disasters
7 to the extent such reimbursements by the Forest Service
8 for non-fire emergencies are fully repaid by the responsible
9 emergency management agency: *Provided further*, That
10 funds provided shall be available for support to Federal
11 emergency response: *Provided further*, That the costs of
12 implementing any cooperative agreement between the Fed-
13 eral Government and any non-Federal entity may be
14 shared, as mutually agreed on by the affected parties: *Pro-*
15 *vided further*, That of the funds provided under this head-
16 ing, \$1,011,000,000 shall be available for wildfire suppres-
17 sion operations, and is provided to the meet the terms of
18 section 251(b)(2)(F)(ii)(I) of the Balanced Budget and
19 Emergency Deficit Control Act of 1985, as amended.

20 WILDFIRE SUPPRESSION OPERATIONS RESERVE FUND
21 (INCLUDING TRANSFERS OF FUNDS)

22 In addition to the amounts provided under the head-
23 ing “Department of Agriculture—Forest Service—
24 Wildland Fire Management” for wildfire suppression oper-
25 ations, \$2,040,000,000, to remain available until trans-

1 ferred, is additional new budget authority as specified for
2 purposes of section 251(b)(2)(F) of the Balanced Budget
3 and Emergency Deficit Control Act of 1985: *Provided*,
4 That such amounts may be transferred to and merged
5 with amounts made available under the headings “Depart-
6 ment of the Interior—Department-Wide Programs—
7 Wildland Fire Management” and “Department of Agri-
8 culture—Forest Service—Wildland Fire Management” for
9 wildfire suppression operations in the fiscal year in which
10 such amounts are transferred: *Provided further*, That
11 amounts may be transferred to the “Wildland Fire Man-
12 agement” accounts in the Department of the Interior or
13 the Department of Agriculture only upon the notification
14 of the House and Senate Committees on Appropriations
15 that all wildfire suppression operations funds appropriated
16 under that heading in this and prior appropriations Acts
17 to the agency to which the funds will be transferred will
18 be obligated within 30 days: *Provided further*, That the
19 transfer authority provided under this heading is in addi-
20 tion to any other transfer authority provided by law.

21 COMMUNICATIONS SITE ADMINISTRATION

22 (INCLUDING TRANSFER OF FUNDS)

23 Amounts collected in this fiscal year pursuant to sec-
24 tion 8705(f)(2) of the Agriculture Improvement Act of
25 2018 (Public Law 115–334), as amended by this Act,

1 shall be deposited in the special account established by
2 section 8705(f)(1) of such Act, shall be available to cover
3 the costs described in subsection (c)(3) of such section of
4 such Act, and shall remain available until expended: *Pro-*
5 *vided*, That such amounts shall be transferred to the “Na-
6 tional Forest System” account.

7 ADMINISTRATIVE PROVISIONS—FOREST SERVICE

8 (INCLUDING TRANSFERS OF FUNDS)

9 Appropriations to the Forest Service for the current
10 fiscal year shall be available for: (1) purchase of passenger
11 motor vehicles; acquisition of passenger motor vehicles
12 from excess sources, and hire of such vehicles; purchase,
13 lease, operation, maintenance, and acquisition of aircraft
14 to maintain the operable fleet for use in Forest Service
15 wildland fire programs and other Forest Service programs;
16 notwithstanding other provisions of law, existing aircraft
17 being replaced may be sold, with proceeds derived or
18 trade-in value used to offset the purchase price for the
19 replacement aircraft; (2) services pursuant to 7 U.S.C.
20 2225, and not to exceed \$100,000 for employment under
21 5 U.S.C. 3109; (3) purchase, erection, and alteration of
22 buildings and other public improvements (7 U.S.C. 2250);
23 (4) acquisition of land, waters, and interests therein pur-
24 suant to 7 U.S.C. 428a; (5) for expenses pursuant to the
25 Volunteers in the National Forest Act of 1972 (16 U.S.C.

1 558a, 558d, and 558a note); (6) the cost of uniforms as
2 authorized by 5 U.S.C. 5901–5902; and (7) for debt col-
3 lection contracts in accordance with 31 U.S.C. 3718(e).

4 Any appropriations or funds available to the Forest
5 Service may be transferred to the Wildland Fire Manage-
6 ment appropriation for forest firefighting, emergency re-
7 habilitation of burned-over or damaged lands or waters
8 under its jurisdiction, and fire preparedness due to severe
9 burning conditions upon the Secretary’s notification of the
10 House and Senate Committees on Appropriations that all
11 fire suppression funds appropriated under the heading
12 “Wildland Fire Management” will be obligated within 30
13 days: *Provided*, That all funds used pursuant to this para-
14 graph must be replenished by a supplemental appropria-
15 tion which must be requested as promptly as possible.

16 Not more than \$50,000,000 of funds appropriated to
17 the Forest Service shall be available for expenditure or
18 transfer to the Department of the Interior for wildland
19 fire management, hazardous fuels management, and State
20 fire assistance when such transfers would facilitate and
21 expedite wildland fire management programs and projects.

22 Notwithstanding any other provision of this Act, the
23 Forest Service may transfer unobligated balances of dis-
24 cretionary funds appropriated to the Forest Service by
25 this Act to or within the National Forest System Account,

1 or reprogram funds to be used for the purposes of haz-
2 ardous fuels management and urgent rehabilitation of
3 burned-over National Forest System lands and water,
4 such transferred funds shall remain available through Sep-
5 tember 30, 2024: *Provided*, That none of the funds trans-
6 ferred pursuant to this section shall be available for obli-
7 gation without written notification to and the prior ap-
8 proval of the Committees on Appropriations of both
9 Houses of Congress: *Provided further*, That this section
10 does not apply to funds derived from the Land and Water
11 Conservation Fund.

12 Funds appropriated to the Forest Service shall be
13 available for assistance to or through the Agency for Inter-
14 national Development in connection with forest and range-
15 land research, technical information, and assistance in for-
16 eign countries, and shall be available to support forestry
17 and related natural resource activities outside the United
18 States and its territories and possessions, including tech-
19 nical assistance, education and training, and cooperation
20 with U.S., private, and international organizations. The
21 Forest Service, acting for the International Program, may
22 sign direct funding agreements with foreign governments
23 and institutions as well as other domestic agencies (includ-
24 ing the U.S. Agency for International Development, the
25 Department of State, and the Millennium Challenge Cor-

1 poration), U.S. private sector firms, institutions and orga-
2 nizations to provide technical assistance and training pro-
3 grams overseas on forestry and rangeland management.

4 Funds appropriated to the Forest Service shall be
5 available for expenditure or transfer to the Department
6 of the Interior, Bureau of Land Management, for removal,
7 preparation, and adoption of excess wild horses and burros
8 from National Forest System lands, and for the perform-
9 ance of cadastral surveys to designate the boundaries of
10 such lands.

11 None of the funds made available to the Forest Serv-
12 ice in this Act or any other Act with respect to any fiscal
13 year shall be subject to transfer under the provisions of
14 section 702(b) of the Department of Agriculture Organic
15 Act of 1944 (7 U.S.C. 2257), section 442 of Public Law
16 106–224 (7 U.S.C. 7772), or section 10417(b) of Public
17 Law 107–171 (7 U.S.C. 8316(b)).

18 Not more than \$82,000,000 of funds available to the
19 Forest Service shall be transferred to the Working Capital
20 Fund of the Department of Agriculture and not more than
21 \$14,500,000 of funds available to the Forest Service shall
22 be transferred to the Department of Agriculture for De-
23 partment Reimbursable Programs, commonly referred to
24 as Greenbook charges. Nothing in this paragraph shall
25 prohibit or limit the use of reimbursable agreements re-

1 requested by the Forest Service in order to obtain informa-
2 tion technology services, including telecommunications and
3 system modifications or enhancements, from the Working
4 Capital Fund of the Department of Agriculture.

5 Of the funds available to the Forest Service, up to
6 \$5,000,000 shall be available for priority projects within
7 the scope of the approved budget, which shall be carried
8 out by the Youth Conservation Corps and shall be carried
9 out under the authority of the Public Lands Corps Act
10 of 1993 (16 U.S.C. 1721 et seq.).

11 Of the funds available to the Forest Service, \$4,000
12 is available to the Chief of the Forest Service for official
13 reception and representation expenses.

14 Pursuant to sections 405(b) and 410(b) of Public
15 Law 101-593, of the funds available to the Forest Service,
16 up to \$3,000,000 may be advanced in a lump sum to the
17 National Forest Foundation to aid conservation partner-
18 ship projects in support of the Forest Service mission,
19 without regard to when the Foundation incurs expenses,
20 for projects on or benefitting National Forest System
21 lands or related to Forest Service programs: *Provided*,
22 That of the Federal funds made available to the Founda-
23 tion, no more than \$300,000 shall be available for admin-
24 istrative expenses: *Provided further*, That the Foundation
25 shall obtain, by the end of the period of Federal financial

1 assistance, private contributions to match funds made
2 available by the Forest Service on at least a one-for-one
3 basis: *Provided further*, That the Foundation may transfer
4 Federal funds to a Federal or a non-Federal recipient for
5 a project at the same rate that the recipient has obtained
6 the non-Federal matching funds.

7 Pursuant to section 2(b)(2) of Public Law 98-244,
8 up to \$3,000,000 of the funds available to the Forest
9 Service may be advanced to the National Fish and Wildlife
10 Foundation in a lump sum to aid cost-share conservation
11 projects, without regard to when expenses are incurred,
12 on or benefitting National Forest System lands or related
13 to Forest Service programs: *Provided*, That such funds
14 shall be matched on at least a one-for-one basis by the
15 Foundation or its sub-recipients: *Provided further*, That
16 the Foundation may transfer Federal funds to a Federal
17 or non-Federal recipient for a project at the same rate
18 that the recipient has obtained the non-Federal matching
19 funds.

20 Funds appropriated to the Forest Service shall be
21 available for interactions with and providing technical as-
22 sistance to rural communities and natural resource-based
23 businesses for sustainable rural development purposes.

24 Funds appropriated to the Forest Service shall be
25 available for payments to counties within the Columbia

1 River Gorge National Scenic Area, pursuant to section
2 14(c)(1) and (2), and section 16(a)(2) of Public Law 99–
3 663.

4 Any funds appropriated to the Forest Service may
5 be used to meet the non-Federal share requirement in sec-
6 tion 502(c) of the Older Americans Act of 1965 (42
7 U.S.C. 3056(c)(2)).

8 The Forest Service shall not assess funds for the pur-
9 pose of performing fire, administrative, and other facilities
10 maintenance and decommissioning.

11 Notwithstanding any other provision of law, of any
12 appropriations or funds available to the Forest Service,
13 not to exceed \$500,000 may be used to reimburse the Of-
14 fice of the General Counsel (OGC), Department of Agri-
15 culture, for travel and related expenses incurred as a re-
16 sult of OGC assistance or participation requested by the
17 Forest Service at meetings, training sessions, management
18 reviews, land purchase negotiations and similar matters
19 unrelated to civil litigation. Future budget justifications
20 for both the Forest Service and the Department of Agri-
21 culture should clearly display the sums previously trans-
22 ferred and the sums requested for transfer.

23 An eligible individual who is employed in any project
24 funded under title V of the Older Americans Act of 1965
25 (42 U.S.C. 3056 et seq.) and administered by the Forest

1 Service shall be considered to be a Federal employee for
2 purposes of chapter 171 of title 28, United States Code.

3 Notwithstanding any other provision of this Act,
4 through the Office of Budget and Program Analysis, the
5 Forest Service shall report no later than 30 business days
6 following the close of each fiscal quarter all current and
7 prior year unobligated balances, by fiscal year, budget line
8 item and account, to the House and Senate Committees
9 on Appropriations.

10 DEPARTMENT OF HEALTH AND HUMAN
11 SERVICES

12 INDIAN HEALTH SERVICE

13 INDIAN HEALTH SERVICES

14 For expenses necessary to carry out the Act of Au-
15 gust 5, 1954 (68 Stat. 674), the Indian Self-Determina-
16 tion and Education Assistance Act, the Indian Health
17 Care Improvement Act, and titles II and III of the Public
18 Health Service Act with respect to the Indian Health Serv-
19 ice, \$4,540,197,000 to remain available until September
20 30, 2022, except as otherwise provided herein, together
21 with payments received during the fiscal year pursuant to
22 sections 231(b) and 233 of the Public Health Service Act
23 (42 U.S.C. 238(b) and 238b), for services furnished by
24 the Indian Health Service: *Provided*, That funds made
25 available to tribes and tribal organizations through con-

1 tracts, grant agreements, or any other agreements or com-
2 pacts authorized by the Indian Self-Determination and
3 Education Assistance Act of 1975 (25 U.S.C. 450), shall
4 be deemed to be obligated at the time of the grant or con-
5 tract award and thereafter shall remain available to the
6 tribe or tribal organization without fiscal year limitation:
7 *Provided further*, That \$2,000,000 shall be available for
8 grants or contracts with public or private institutions to
9 provide alcohol or drug treatment services to Indians, in-
10 cluding alcohol detoxification services: *Provided further*,
11 That \$1,011,933,000 for Purchased/Referred Care, in-
12 cluding \$53,000,000 for the Indian Catastrophic Health
13 Emergency Fund, shall remain available until expended:
14 *Provided further*, That of the funds provided, up to
15 \$44,000,000 shall remain available until expended for im-
16 plementation of the loan repayment program under section
17 108 of the Indian Health Care Improvement Act: *Provided*
18 *further*, That of the funds provided, \$58,000,000 shall be
19 for costs related to or resulting from accreditation emer-
20 gencies, including supplementing activities funded under
21 the heading “Indian Health Facilities,” of which up to
22 \$4,000,000 may be used to supplement amounts otherwise
23 available for Purchased/Referred Care: *Provided further*,
24 That the amounts collected by the Federal Government
25 as authorized by sections 104 and 108 of the Indian

1 Health Care Improvement Act (25 U.S.C. 1613a and
2 1616a) during the preceding fiscal year for breach of con-
3 tracts shall be deposited in the Fund authorized by section
4 108A of that Act (25 U.S.C. 1616a–1) and shall remain
5 available until expended and, notwithstanding section
6 108A(c) of that Act (25 U.S.C. 1616a–1(c)), funds shall
7 be available to make new awards under the loan repay-
8 ment and scholarship programs under sections 104 and
9 108 of that Act (25 U.S.C. 1613a and 1616a): *Provided*
10 *further*, That the amounts made available within this ac-
11 count for the Substance Abuse and Suicide Prevention
12 Program, for Opioid Prevention, Treatment and Recovery
13 Services, for the Domestic Violence Prevention Program,
14 for the Zero Suicide Initiative, for the housing subsidy au-
15 thority for civilian employees, for Aftercare Pilot Pro-
16 grams at Youth Regional Treatment Centers, for trans-
17 formation and modernization costs of the Indian Health
18 Service Electronic Health Record system, for national
19 quality and oversight activities, to improve collections from
20 public and private insurance at Indian Health Service and
21 tribally operated facilities, for an initiative to treat or re-
22 duce the transmission of HIV and HCV, for a maternal
23 health initiative, for the Telebehaviorial Health Center of
24 Excellence, for Alzheimer’s grants, and for accreditation
25 emergencies shall be allocated at the discretion of the Di-

1 rector of the Indian Health Service and shall remain avail-
2 able until expended: *Provided further*, That funds provided
3 in this Act may be used for annual contracts and grants
4 that fall within 2 fiscal years, provided the total obligation
5 is recorded in the year the funds are appropriated: *Pro-*
6 *vided further*, That the amounts collected by the Secretary
7 of Health and Human Services under the authority of title
8 IV of the Indian Health Care Improvement Act (25 U.S.C.
9 1613) shall remain available until expended for the pur-
10 pose of achieving compliance with the applicable condi-
11 tions and requirements of titles XVIII and XIX of the So-
12 cial Security Act, except for those related to the planning,
13 design, or construction of new facilities: *Provided further*,
14 That funding contained herein for scholarship programs
15 under the Indian Health Care Improvement Act (25
16 U.S.C. 1613) shall remain available until expended: *Pro-*
17 *vided further*, That amounts received by tribes and tribal
18 organizations under title IV of the Indian Health Care Im-
19 provement Act shall be reported and accounted for and
20 available to the receiving tribes and tribal organizations
21 until expended: *Provided further*, That the Bureau of In-
22 dian Affairs may collect from the Indian Health Service,
23 and from tribes and tribal organizations operating health
24 facilities pursuant to Public Law 93–638, such individ-
25 ually identifiable health information relating to disabled

1 children as may be necessary for the purpose of carrying
2 out its functions under the Individuals with Disabilities
3 Education Act (20 U.S.C. 1400 et seq.): *Provided further*,
4 That of the funds provided, \$73,451,000 is for the Indian
5 Health Care Improvement Fund and may be used, as
6 needed, to carry out activities typically funded under the
7 Indian Health Facilities account: *Provided further*, That
8 none of the funds appropriated by this Act to the Indian
9 Health Service for the Electronic Health Record system
10 shall be available for obligation or expenditure for the se-
11 lection or implementation of a new Information Tech-
12 nology infrastructure system, unless the Committees on
13 Appropriations of the House of Representatives and the
14 Senate are consulted 90 days in advance of such obliga-
15 tion.

16 CONTRACT SUPPORT COSTS

17 For payments to tribes and tribal organizations for
18 contract support costs associated with Indian Self-Deter-
19 mination and Education Assistance Act agreements with
20 the Indian Health Service for fiscal year 2021, such sums
21 as may be necessary: *Provided*, That notwithstanding any
22 other provision of law, no amounts made available under
23 this heading shall be available for transfer to another
24 budget account. *Provided further*, That amounts obligated
25 but not expended by a tribe or tribal organization for con-

1 tract support costs for such agreements for the current
2 fiscal year shall be applied to contract support costs due
3 for such agreements for subsequent fiscal years.

4 PAYMENT FOR TRIBAL LEASES

5 For payments to tribes and tribal organizations for
6 leases pursuant to section 105(l) of the Indian Self-Deter-
7 mination and Education Assistance Act (25 U.S.C.
8 5324(l)) for fiscal year 2021, such sums as may be nec-
9 essary, which shall be available for obligation through Sep-
10 tember 30, 2022: *Provided*, That notwithstanding any
11 other provision of law, no amount made available under
12 this heading shall be available for transfer to another
13 budget account.

14 INDIAN HEALTH FACILITIES

15 For construction, repair, maintenance, improvement,
16 and equipment of health and related auxiliary facilities,
17 including quarters for personnel; preparation of plans,
18 specifications, and drawings; acquisition of sites, purchase
19 and erection of modular buildings, and purchases of trail-
20 ers; and for provision of domestic and community sanita-
21 tion facilities for Indians, as authorized by section 7 of
22 the Act of August 5, 1954 (42 U.S.C. 2004a), the Indian
23 Self-Determination Act, and the Indian Health Care Im-
24 provement Act, and for expenses necessary to carry out
25 such Acts and titles II and III of the Public Health Serv-

1 ice Act with respect to environmental health and facilities
2 support activities of the Indian Health Service,
3 \$934,994,000 to remain available until expended: *Pro-*
4 *vided*, That notwithstanding any other provision of law,
5 funds appropriated for the planning, design, construction,
6 renovation or expansion of health facilities for the benefit
7 of an Indian tribe or tribes may be used to purchase land
8 on which such facilities will be located: *Provided further*,
9 That not to exceed \$500,000 may be used by the Indian
10 Health Service to purchase TRANSAM equipment from
11 the Department of Defense for distribution to the Indian
12 Health Service and tribal facilities: *Provided further*, That
13 none of the funds appropriated to the Indian Health Serv-
14 ice may be used for sanitation facilities construction for
15 new homes funded with grants by the housing programs
16 of the United States Department of Housing and Urban
17 Development.

18 ADMINISTRATIVE PROVISIONS—INDIAN HEALTH SERVICE

19 Appropriations provided in this Act to the Indian
20 Health Service shall be available for services as authorized
21 by 5 U.S.C. 3109 at rates not to exceed the per diem rate
22 equivalent to the maximum rate payable for senior-level
23 positions under 5 U.S.C. 5376; hire of passenger motor
24 vehicles and aircraft; purchase of medical equipment; pur-
25 chase of reprints; purchase, renovation and erection of

1 modular buildings and renovation of existing facilities;
2 payments for telephone service in private residences in the
3 field, when authorized under regulations approved by the
4 Secretary of Health and Human Services; uniforms or al-
5 lowances therefor as authorized by 5 U.S.C. 5901–5902;
6 and for expenses of attendance at meetings that relate to
7 the functions or activities of the Indian Health Service:
8 *Provided*, That in accordance with the provisions of the
9 Indian Health Care Improvement Act, non-Indian patients
10 may be extended health care at all tribally administered
11 or Indian Health Service facilities, subject to charges, and
12 the proceeds along with funds recovered under the Federal
13 Medical Care Recovery Act (42 U.S.C. 2651–2653) shall
14 be credited to the account of the facility providing the
15 service and shall be available without fiscal year limitation:
16 *Provided further*, That notwithstanding any other law or
17 regulation, funds transferred from the Department of
18 Housing and Urban Development to the Indian Health
19 Service shall be administered under Public Law 86–121,
20 the Indian Sanitation Facilities Act and Public Law 93–
21 638: *Provided further*, That funds appropriated to the In-
22 dian Health Service in this Act, except those used for ad-
23 ministrative and program direction purposes, shall not be
24 subject to limitations directed at curtailing Federal travel
25 and transportation: *Provided further*, That none of the

1 funds made available to the Indian Health Service in this
2 Act shall be used for any assessments or charges by the
3 Department of Health and Human Services unless identi-
4 fied in the budget justification and provided in this Act,
5 or approved by the House and Senate Committees on Ap-
6 propriations through the reprogramming process: *Pro-*
7 *vided further*, That notwithstanding any other provision
8 of law, funds previously or herein made available to a tribe
9 or tribal organization through a contract, grant, or agree-
10 ment authorized by title I or title V of the Indian Self-
11 Determination and Education Assistance Act of 1975 (25
12 U.S.C. 450 et seq.), may be deobligated and reobligated
13 to a self-determination contract under title I, or a self-
14 governance agreement under title V of such Act and there-
15 after shall remain available to the tribe or tribal organiza-
16 tion without fiscal year limitation: *Provided further*, That
17 none of the funds made available to the Indian Health
18 Service in this Act shall be used to implement the final
19 rule published in the Federal Register on September 16,
20 1987, by the Department of Health and Human Services,
21 relating to the eligibility for the health care services of
22 the Indian Health Service until the Indian Health Service
23 has submitted a budget request reflecting the increased
24 costs associated with the proposed final rule, and such re-
25 quest has been included in an appropriations Act and en-

1 acted into law: *Provided further*, That with respect to func-
2 tions transferred by the Indian Health Service to tribes
3 or tribal organizations, the Indian Health Service is au-
4 thorized to provide goods and services to those entities on
5 a reimbursable basis, including payments in advance with
6 subsequent adjustment, and the reimbursements received
7 therefrom, along with the funds received from those enti-
8 ties pursuant to the Indian Self-Determination Act, may
9 be credited to the same or subsequent appropriation ac-
10 count from which the funds were originally derived, with
11 such amounts to remain available until expended: *Provided*
12 *further*, That reimbursements for training, technical as-
13 sistance, or services provided by the Indian Health Service
14 will contain total costs, including direct, administrative,
15 and overhead costs associated with the provision of goods,
16 services, or technical assistance: *Provided further*, That
17 the Indian Health Service may provide to civilian medical
18 personnel serving in hospitals operated by the Indian
19 Health Service housing allowances equivalent to those that
20 would be provided to members of the Commissioned Corps
21 of the United States Public Health Service serving in simi-
22 lar positions at such hospitals: *Provided further*, That the
23 appropriation structure for the Indian Health Service may
24 not be altered without advance notification to the House
25 and Senate Committees on Appropriations.

1 NATIONAL INSTITUTES OF HEALTH
2 NATIONAL INSTITUTE OF ENVIRONMENTAL HEALTH
3 SCIENCES

4 For necessary expenses for the National Institute of
5 Environmental Health Sciences in carrying out activities
6 set forth in section 311(a) of the Comprehensive Environ-
7 mental Response, Compensation, and Liability Act of
8 1980 (42 U.S.C. 9660(a)) and section 126(g) of the
9 Superfund Amendments and Reauthorization Act of 1986,
10 \$83,000,000.

11 AGENCY FOR TOXIC SUBSTANCES AND DISEASE
12 REGISTRY
13 TOXIC SUBSTANCES AND ENVIRONMENTAL PUBLIC
14 HEALTH

15 For necessary expenses for the Agency for Toxic Sub-
16 stances and Disease Registry (ATSDR) in carrying out
17 activities set forth in sections 104(i) and 111(c)(4) of the
18 Comprehensive Environmental Response, Compensation,
19 and Liability Act of 1980 (CERCLA) and section 3019
20 of the Solid Waste Disposal Act, \$79,000,000: *Provided,*
21 That notwithstanding any other provision of law, in lieu
22 of performing a health assessment under section 104(i)(6)
23 of CERCLA, the Administrator of ATSDR may conduct
24 other appropriate health studies, evaluations, or activities,
25 including, without limitation, biomedical testing, clinical

1 evaluations, medical monitoring, and referral to accredited
2 healthcare providers: *Provided further*, That in performing
3 any such health assessment or health study, evaluation,
4 or activity, the Administrator of ATSDR shall not be
5 bound by the deadlines in section 104(i)(6)(A) of
6 CERCLA: *Provided further*, That none of the funds appro-
7 priated under this heading shall be available for ATSDR
8 to issue in excess of 40 toxicological profiles pursuant to
9 section 104(i) of CERCLA during fiscal year 2021, and
10 existing profiles may be updated as necessary.

11 OTHER RELATED AGENCIES

12 EXECUTIVE OFFICE OF THE PRESIDENT

13 COUNCIL ON ENVIRONMENTAL QUALITY AND OFFICE OF

14 ENVIRONMENTAL QUALITY

15 For necessary expenses to continue functions as-
16 signed to the Council on Environmental Quality and Office
17 of Environmental Quality pursuant to the National Envi-
18 ronmental Policy Act of 1969, the Environmental Quality
19 Improvement Act of 1970, and Reorganization Plan No.
20 1 of 1977, and not to exceed \$750 for official reception
21 and representation expenses, \$2,994,000: *Provided*, That
22 notwithstanding section 202 of the National Environ-
23 mental Policy Act of 1970, the Council shall consist of
24 one member, appointed by the President, by and with the

1 advice and consent of the Senate, serving as chairman and
2 exercising all powers, functions, and duties of the Council.

3 CHEMICAL SAFETY AND HAZARD INVESTIGATION BOARD

4 SALARIES AND EXPENSES

5 For necessary expenses in carrying out activities pur-
6 suant to section 112(r)(6) of the Clean Air Act, including
7 hire of passenger vehicles, uniforms or allowances there-
8 for, as authorized by 5 U.S.C. 5901–5902, and for serv-
9 ices authorized by 5 U.S.C. 3109 but at rates for individ-
10 uals not to exceed the per diem equivalent to the maximum
11 rate payable for senior level positions under 5 U.S.C.
12 5376, \$12,000,000: *Provided*, That the Chemical Safety
13 and Hazard Investigation Board (Board) shall have not
14 more than three career Senior Executive Service positions:
15 *Provided further*, That notwithstanding any other provi-
16 sion of law, the individual appointed to the position of In-
17 spector General of the Environmental Protection Agency
18 (EPA) shall, by virtue of such appointment, also hold the
19 position of Inspector General of the Board: *Provided fur-*
20 *ther*, That notwithstanding any other provision of law, the
21 Inspector General of the Board shall utilize personnel of
22 the Office of Inspector General of EPA in performing the
23 duties of the Inspector General of the Board, and shall
24 not appoint any individuals to positions within the Board.

1 OFFICE OF NAVAJO AND HOPI INDIAN RELOCATION
2 SALARIES AND EXPENSES
3 (INCLUDING RESCISSION OF FUNDS)

4 For necessary expenses of the Office of Navajo and
5 Hopi Indian Relocation as authorized by Public Law 93–
6 531, \$4,000,000, to remain available until expended: *Pro-*
7 *vided*, That funds provided in this or any other appropria-
8 tions Act are to be used to relocate eligible individuals and
9 groups including evictees from District 6, Hopi-partitioned
10 lands residents, those in significantly substandard hous-
11 ing, and all others certified as eligible and not included
12 in the preceding categories: *Provided further*, That none
13 of the funds contained in this or any other Act may be
14 used by the Office of Navajo and Hopi Indian Relocation
15 to evict any single Navajo or Navajo family who, as of
16 November 30, 1985, was physically domiciled on the lands
17 partitioned to the Hopi Tribe unless a new or replacement
18 home is provided for such household: *Provided further*,
19 That no relocatee will be provided with more than one new
20 or replacement home: *Provided further*, That the Office
21 shall relocate any certified eligible relocatees who have se-
22 lected and received an approved homesite on the Navajo
23 reservation or selected a replacement residence off the
24 Navajo reservation or on the land acquired pursuant to
25 section 11 of Public Law 93–531 (88 Stat. 1716): *Pro-*

1 *vided further*, Of the unobligated balances from amounts
2 made available for the Office of Navajo and Hopi Indian
3 Relocation, \$15,000,000 is permanently rescinded: *Pro-*
4 *vided further*, That no amounts may be rescinded from
5 amounts that were designated by the Congress as an
6 emergency requirement pursuant to the Concurrent Reso-
7 lution on the Budget or the Balanced Budget and Emer-
8 gency Deficit Control Act of 1985.

9 INSTITUTE OF AMERICAN INDIAN AND ALASKA NATIVE
10 CULTURE AND ARTS DEVELOPMENT

11 PAYMENT TO THE INSTITUTE

12 For payment to the Institute of American Indian and
13 Alaska Native Culture and Arts Development, as author-
14 ized by part A of title XV of Public Law 99–498 (20
15 U.S.C. 4411 et seq.), \$10,772,000, which shall become
16 available on July 1, 2021, and shall remain available until
17 September 30, 2022.

18 SMITHSONIAN INSTITUTION

19 SALARIES AND EXPENSES

20 For necessary expenses of the Smithsonian Institu-
21 tion, as authorized by law, including research in the fields
22 of art, science, and history; development, preservation, and
23 documentation of the National Collections; presentation of
24 public exhibits and performances; collection, preparation,
25 dissemination, and exchange of information and publica-

1 tions; conduct of education, training, and museum assist-
2 ance programs; maintenance, alteration, operation, lease
3 agreements of no more than 30 years, and protection of
4 buildings, facilities, and approaches; not to exceed
5 \$100,000 for services as authorized by 5 U.S.C. 3109; and
6 purchase, rental, repair, and cleaning of uniforms for em-
7 ployees, \$822,313,000, to remain available until Sep-
8 tember 30, 2022, except as otherwise provided herein; of
9 which not to exceed \$6,957,000 for the instrumentation
10 program, collections acquisition, exhibition reinstallation,
11 and the repatriation of skeletal remains program shall re-
12 main available until expended; and including such funds
13 as may be necessary to support American overseas re-
14 search centers: *Provided*, That funds appropriated herein
15 are available for advance payments to independent con-
16 tractors performing research services or participating in
17 official Smithsonian presentations: *Provided further*, That
18 the Smithsonian Institution may expend Federal appro-
19 priations designated in this Act for lease or rent payments,
20 as rent payable to the Smithsonian Institution, and such
21 rent payments may be deposited into the general trust
22 funds of the Institution to be available as trust funds for
23 expenses associated with the purchase of a portion of the
24 building at 600 Maryland Avenue, S.W., Washington,
25 D.C. to the extent that Federally supported activities will

1 be housed there: *Provided further*, That the use of such
2 amounts in the general trust funds of the Institution for
3 such purpose shall not be construed as Federal debt serv-
4 ice for, a Federal guarantee of, a transfer of risk to, or
5 an obligation of the Federal Government: *Provided further*,
6 That no appropriated funds may be used directly to serv-
7 ice debt which is incurred to finance the costs of acquiring
8 a portion of the building at 600 Maryland Avenue, S.W.,
9 Washington, D.C., or of planning, designing, and con-
10 structing improvements to such building: *Provided further*,
11 That any agreement entered into by the Smithsonian In-
12 stitution for the sale of its ownership interest, or any por-
13 tion thereof, in such building so acquired may not take
14 effect until the expiration of a 30 day period which begins
15 on the date on which the Secretary submits to the Com-
16 mittees on Appropriations of the House of Representatives
17 and Senate, the Committees on House Administration and
18 Transportation and Infrastructure of the House of Rep-
19 resentatives, and the Committee on Rules and Administra-
20 tion of the Senate a report, as outlined in the explanatory
21 statement described in section 4 of the Further Consoli-
22 dated Appropriations Act, 2020 (Public Law 116-94; 133
23 Stat. 2536) on the intended sale.

1 FACILITIES CAPITAL

2 For necessary expenses of repair, revitalization, and
3 alteration of facilities owned or occupied by the Smithso-
4 nian Institution, by contract or otherwise, as authorized
5 by section 2 of the Act of August 22, 1949 (63 Stat. 623),
6 and for construction, including necessary personnel,
7 \$237,700,000, to remain available until expended, of
8 which not to exceed \$10,000 shall be for services as au-
9 thorized by 5 U.S.C. 3109.

10 NATIONAL GALLERY OF ART

11 SALARIES AND EXPENSES

12 For the upkeep and operations of the National Gal-
13 lery of Art, the protection and care of the works of art
14 therein, and administrative expenses incident thereto, as
15 authorized by the Act of March 24, 1937 (50 Stat. 51),
16 as amended by the public resolution of April 13, 1939
17 (Public Resolution 9, Seventy-sixth Congress), including
18 services as authorized by 5 U.S.C. 3109; payment in ad-
19 vance when authorized by the treasurer of the Gallery for
20 membership in library, museum, and art associations or
21 societies whose publications or services are available to
22 members only, or to members at a price lower than to the
23 general public; purchase, repair, and cleaning of uniforms
24 for guards, and uniforms, or allowances therefor, for other
25 employees as authorized by law (5 U.S.C. 5901–5902);

1 purchase or rental of devices and services for protecting
2 buildings and contents thereof, and maintenance, alter-
3 ation, improvement, and repair of buildings, approaches,
4 and grounds; and purchase of services for restoration and
5 repair of works of art for the National Gallery of Art by
6 contracts made, without advertising, with individuals,
7 firms, or organizations at such rates or prices and under
8 such terms and conditions as the Gallery may deem prop-
9 er, \$153,242,000, to remain available until September 30,
10 2022, of which not to exceed \$3,700,000 for the special
11 exhibition program shall remain available until expended.

12 REPAIR, RESTORATION AND RENOVATION OF BUILDINGS

13 For necessary expenses of repair, restoration and
14 renovation of buildings, grounds and facilities owned or
15 occupied by the National Gallery of Art, by contract or
16 otherwise, for operating lease agreements of no more than
17 10 years, with no extensions or renewals beyond the 10
18 years, that address space needs created by the ongoing
19 renovations in the Master Facilities Plan, as authorized,
20 \$26,203,000, to remain available until expended: *Pro-*
21 *vided*, That of this amount, \$1,510,000 shall be available
22 for design of an off-site art storage facility in partnership
23 with the Smithsonian Institution: *Provided further*, That
24 contracts awarded for environmental systems, protection
25 systems, and exterior repair or renovation of buildings of

1 the National Gallery of Art may be negotiated with se-
2 lected contractors and awarded on the basis of contractor
3 qualifications as well as price.

4 JOHN F. KENNEDY CENTER FOR THE PERFORMING
5 ARTS
6 OPERATIONS AND MAINTENANCE

7 For necessary expenses for the operation, mainte-
8 nance and security of the John F. Kennedy Center for
9 the Performing Arts, \$26,400,000.

10 CAPITAL REPAIR AND RESTORATION

11 For necessary expenses for capital repair and restora-
12 tion of the existing features of the building and site of
13 the John F. Kennedy Center for the Performing Arts,
14 \$14,000,000, to remain available until expended.

15 WOODROW WILSON INTERNATIONAL CENTER FOR
16 SCHOLARS
17 SALARIES AND EXPENSES

18 For expenses necessary in carrying out the provisions
19 of the Woodrow Wilson Memorial Act of 1968 (82 Stat.
20 1356) including hire of passenger vehicles and services as
21 authorized by 5 U.S.C. 3109, \$14,800,000, to remain
22 available until September 30, 2022.

1 NATIONAL FOUNDATION ON THE ARTS AND THE
2 HUMANITIES

3 NATIONAL ENDOWMENT FOR THE ARTS
4 GRANTS AND ADMINISTRATION

5 For necessary expenses to carry out the National
6 Foundation on the Arts and the Humanities Act of 1965,
7 \$170,000,000 shall be available to the National Endow-
8 ment for the Arts for the support of projects and produc-
9 tions in the arts, including arts education and public out-
10 reach activities, through assistance to organizations and
11 individuals pursuant to section 5 of the Act, for program
12 support, and for administering the functions of the Act,
13 to remain available until expended.

14 NATIONAL ENDOWMENT FOR THE HUMANITIES
15 GRANTS AND ADMINISTRATION

16 For necessary expenses to carry out the National
17 Foundation on the Arts and the Humanities Act of 1965,
18 \$170,000,000 to remain available until expended, of which
19 \$154,000,000 shall be available for support of activities
20 in the humanities, pursuant to section 7(c) of the Act and
21 for administering the functions of the Act; and
22 \$16,000,000 shall be available to carry out the matching
23 grants program pursuant to section 10(a)(2) of the Act,
24 including \$14,000,000 for the purposes of section 7(h):
25 *Provided*, That appropriations for carrying out section

1 10(a)(2) shall be available for obligation only in such
2 amounts as may be equal to the total amounts of gifts,
3 bequests, devises of money, and other property accepted
4 by the chairman or by grantees of the National Endow-
5 ment for the Humanities under the provisions of sections
6 11(a)(2)(B) and 11(a)(3)(B) during the current and pre-
7 ceding fiscal years for which equal amounts have not pre-
8 viously been appropriated.

9 ADMINISTRATIVE PROVISIONS

10 None of the funds appropriated to the National
11 Foundation on the Arts and the Humanities may be used
12 to process any grant or contract documents which do not
13 include the text of 18 U.S.C. 1913: *Provided*, That none
14 of the funds appropriated to the National Foundation on
15 the Arts and the Humanities may be used for official re-
16 ception and representation expenses: *Provided further*,
17 That funds from nonappropriated sources may be used as
18 necessary for official reception and representation ex-
19 penses: *Provided further*, That the Chairperson of the Na-
20 tional Endowment for the Arts may approve grants of up
21 to \$10,000, if in the aggregate the amount of such grants
22 does not exceed 5 percent of the sums appropriated for
23 grantmaking purposes per year: *Provided further*, That
24 such small grant actions are taken pursuant to the terms

1 of an expressed and direct delegation of authority from
2 the National Council on the Arts to the Chairperson.

3 COMMISSION OF FINE ARTS

4 SALARIES AND EXPENSES

5 For expenses of the Commission of Fine Arts under
6 chapter 91 of title 40, United States Code, \$3,240,000:
7 *Provided*, That the Commission is authorized to charge
8 fees to cover the full costs of its publications, and such
9 fees shall be credited to this account as an offsetting col-
10 lection, to remain available until expended without further
11 appropriation: *Provided further*, That the Commission is
12 authorized to accept gifts, including objects, papers, art-
13 work, drawings and artifacts, that pertain to the history
14 and design of the Nation's Capital or the history and ac-
15 tivities of the Commission of Fine Arts, for the purpose
16 of artistic display, study, or education: *Provided further*,
17 That one-tenth of one percent of the funds provided under
18 this heading may be used for official reception and rep-
19 resentation expenses.

20 NATIONAL CAPITAL ARTS AND CULTURAL AFFAIRS

21 For necessary expenses as authorized by Public Law
22 99-190 (20 U.S.C. 956a), \$5,000,000.

1 ADVISORY COUNCIL ON HISTORIC PRESERVATION

2 SALARIES AND EXPENSES

3 For necessary expenses of the Advisory Council on
4 Historic Preservation (Public Law 89–665), \$7,400,000.

5 NATIONAL CAPITAL PLANNING COMMISSION

6 SALARIES AND EXPENSES

7 For necessary expenses of the National Capital Plan-
8 ning Commission under chapter 87 of title 40, United
9 States Code, including services as authorized by 5 U.S.C.
10 3109, \$8,124,000: *Provided*, That one-quarter of 1 per-
11 cent of the funds provided under this heading may be used
12 for official reception and representational expenses associ-
13 ated with hosting international visitors engaged in the
14 planning and physical development of world capitals.

15 UNITED STATES HOLOCAUST MEMORIAL MUSEUM

16 HOLOCAUST MEMORIAL MUSEUM

17 For expenses of the Holocaust Memorial Museum, as
18 authorized by Public Law 106–292 (36 U.S.C. 2301–
19 2310), \$62,388,000, of which \$715,000 shall remain
20 available until September 30, 2023, for the Museum’s
21 equipment replacement program; and of which \$3,000,000
22 for the Museum’s repair and rehabilitation program and
23 \$1,264,000 for the Museum’s outreach initiatives program
24 shall remain available until expended.

1 PRESIDIO TRUST

2 The Presidio Trust is authorized to issue obligations
3 to the Secretary of the Treasury pursuant to section
4 104(d)(3) of the Omnibus Parks and Public Lands Man-
5 agement Act of 1996 (Public Law 104–333), in an
6 amount not to exceed \$20,000,000.

7 DWIGHT D. EISENHOWER MEMORIAL COMMISSION

8 SALARIES AND EXPENSES

9 For necessary expenses of the Dwight D. Eisenhower
10 Memorial Commission, \$220,000, to remain available until
11 expended.

12 WORLD WAR I CENTENNIAL COMMISSION

13 SALARIES AND EXPENSES

14 Notwithstanding section 9 of the World War I Cen-
15 tennial Commission Act, as authorized by the World War
16 I Centennial Commission Act (Public Law 112–272) and
17 the Carl Levin and Howard P. “Buck” McKeon National
18 Defense Authorization Act for Fiscal Year 2015 (Public
19 Law 113–291), for necessary expenses of the World War
20 I Centennial Commission, \$6,000,000, to remain available
21 until September 30, 2022: *Provided*, That in addition to
22 the authority provided by section 6(g) of such Act, the
23 World War I Commission may accept money, in-kind per-
24 sonnel services, contractual support, or any appropriate

1 support from any executive branch agency for activities
2 of the Commission.

3 TITLE IV

4 GENERAL PROVISIONS

5 (INCLUDING TRANSFERS OF FUNDS)

6 RESTRICTION ON USE OF FUNDS

7 SEC. 401. No part of any appropriation contained in
8 this Act shall be available for any activity or the publica-
9 tion or distribution of literature that in any way tends to
10 promote public support or opposition to any legislative
11 proposal on which Congressional action is not complete
12 other than to communicate to Members of Congress as
13 described in 18 U.S.C. 1913.

14 OBLIGATION OF APPROPRIATIONS

15 SEC. 402. No part of any appropriation contained in
16 this Act shall remain available for obligation beyond the
17 current fiscal year unless expressly so provided herein.

18 DISCLOSURE OF ADMINISTRATIVE EXPENSES

19 SEC. 403. The amount and basis of estimated over-
20 head charges, deductions, reserves or holdbacks, including
21 working capital fund and cost pool charges, from pro-
22 grams, projects, activities and subactivities to support gov-
23 ernment-wide, departmental, agency, or bureau adminis-
24 trative functions or headquarters, regional, or central op-
25 erations shall be presented in annual budget justifications

1 and subject to approval by the Committees on Appropria-
2 tions of the House of Representatives and the Senate.
3 Changes to such estimates shall be presented to the Com-
4 mittees on Appropriations for approval.

5
6 MINING APPLICATIONS

7 SEC. 404. (a) LIMITATION OF FUNDS.—None of the
8 funds appropriated or otherwise made available pursuant
9 to this Act shall be obligated or expended to accept or
10 process applications for a patent for any mining or mill
11 site claim located under the general mining laws.

12 (b) EXCEPTIONS.—Subsection (a) shall not apply if
13 the Secretary of the Interior determines that, for the claim
14 concerned (1) a patent application was filed with the Sec-
15 retary on or before September 30, 1994; and (2) all re-
16 quirements established under sections 2325 and 2326 of
17 the Revised Statutes (30 U.S.C. 29 and 30) for vein or
18 lode claims, sections 2329, 2330, 2331, and 2333 of the
19 Revised Statutes (30 U.S.C. 35, 36, and 37) for placer
20 claims, and section 2337 of the Revised Statutes (30
21 U.S.C. 42) for mill site claims, as the case may be, were
22 fully complied with by the applicant by that date.

23 (c) REPORT.—On September 30, 2022, the Secretary
24 of the Interior shall file with the House and Senate Com-
25 mittees on Appropriations and the Committee on Natural
Resources of the House and the Committee on Energy and

1 Natural Resources of the Senate a report on actions taken
2 by the Department under the plan submitted pursuant to
3 section 314(c) of the Department of the Interior and Re-
4 lated Agencies Appropriations Act, 1997 (Public Law
5 104–208).

6 (d) MINERAL EXAMINATIONS.—In order to process
7 patent applications in a timely and responsible manner,
8 upon the request of a patent applicant, the Secretary of
9 the Interior shall allow the applicant to fund a qualified
10 third-party contractor to be selected by the Director of the
11 Bureau of Land Management to conduct a mineral exam-
12 ination of the mining claims or mill sites contained in a
13 patent application as set forth in subsection (b). The Bu-
14 reau of Land Management shall have the sole responsi-
15 bility to choose and pay the third-party contractor in ac-
16 cordance with the standard procedures employed by the
17 Bureau of Land Management in the retention of third-
18 party contractors.

19 CONTRACT SUPPORT COSTS, PRIOR YEAR LIMITATION

20 SEC. 405. Sections 405 and 406 of division F of the
21 Consolidated and Further Continuing Appropriations Act,
22 2015 (Public Law 113–235) shall continue in effect in fis-
23 cal year 2021.

1 CONTRACT SUPPORT COSTS, FISCAL YEAR 2021

2 LIMITATION

3 SEC. 406. Amounts provided by this Act for fiscal
4 year 2021 under the headings “Department of Health and
5 Human Services, Indian Health Service, Contract Support
6 Costs” and “Department of the Interior, Bureau of Indian
7 Affairs and Bureau of Indian Education, Contract Sup-
8 port Costs” are the only amounts available for contract
9 support costs arising out of self-determination or self-gov-
10 ernance contracts, grants, compacts, or annual funding
11 agreements for fiscal year 2021 with the Bureau of Indian
12 Affairs, Bureau of Indian Education, and the Indian
13 Health Service: *Provided*, That such amounts provided by
14 this Act are not available for payment of claims for con-
15 tract support costs for prior years, or for repayments of
16 payments for settlements or judgments awarding contract
17 support costs for prior years.

18 FOREST MANAGEMENT PLANS

19 SEC. 407. The Secretary of Agriculture shall not be
20 considered to be in violation of subparagraph 6(f)(5)(A)
21 of the Forest and Rangeland Renewable Resources Plan-
22 ning Act of 1974 (16 U.S.C. 1604(f)(5)(A)) solely because
23 more than 15 years have passed without revision of the
24 plan for a unit of the National Forest System. Nothing
25 in this section exempts the Secretary from any other re-

1 quirement of the Forest and Rangeland Renewable Re-
2 sources Planning Act (16 U.S.C. 1600 et seq.) or any
3 other law: *Provided*, That if the Secretary is not acting
4 expeditiously and in good faith, within the funding avail-
5 able, to revise a plan for a unit of the National Forest
6 System, this section shall be void with respect to such plan
7 and a court of proper jurisdiction may order completion
8 of the plan on an accelerated basis.

9 PROHIBITION WITHIN NATIONAL MONUMENTS

10 SEC. 408. No funds provided in this Act may be ex-
11 pended to conduct preleasing, leasing and related activities
12 under either the Mineral Leasing Act (30 U.S.C. 181 et
13 seq.) or the Outer Continental Shelf Lands Act (43 U.S.C.
14 1331 et seq.) within the boundaries of a National Monu-
15 ment established pursuant to the Act of June 8, 1906 (16
16 U.S.C. 431 et seq.) as such boundary existed on January
17 20, 2001, except where such activities are allowed under
18 the Presidential proclamation establishing such monu-
19 ment.

20 LIMITATION ON TAKINGS

21 SEC. 409. Unless otherwise provided herein, no funds
22 appropriated in this Act for the acquisition of lands or
23 interests in lands may be expended for the filing of dec-
24 larations of taking or complaints in condemnation without
25 the approval of the House and Senate Committees on Ap-

1 appropriations: *Provided*, That this provision shall not apply
2 to funds appropriated to implement the Everglades Na-
3 tional Park Protection and Expansion Act of 1989, or to
4 funds appropriated for Federal assistance to the State of
5 Florida to acquire lands for Everglades restoration pur-
6 poses.

7 PROHIBITION ON NO-BID CONTRACTS

8 SEC. 410. None of the funds appropriated or other-
9 wise made available by this Act to executive branch agen-
10 cies may be used to enter into any Federal contract unless
11 such contract is entered into in accordance with the re-
12 quirements of Chapter 33 of title 41, United States Code,
13 or Chapter 137 of title 10, United States Code, and the
14 Federal Acquisition Regulation, unless—

15 (1) Federal law specifically authorizes a con-
16 tract to be entered into without regard for these re-
17 quirements, including formula grants for States, or
18 federally recognized Indian tribes;

19 (2) such contract is authorized by the Indian
20 Self-Determination and Education Assistance Act
21 (Public Law 93–638, 25 U.S.C. 450 et seq.) or by
22 any other Federal laws that specifically authorize a
23 contract within an Indian tribe as defined in section
24 4(e) of that Act (25 U.S.C. 450b(e)); or

1 (3) such contract was awarded prior to the date
2 of enactment of this Act.

3 POSTING OF REPORTS

4 SEC. 411. (a) Any agency receiving funds made avail-
5 able in this Act, shall, subject to subsections (b) and (c),
6 post on the public website of that agency any report re-
7 quired to be submitted by the Congress in this or any
8 other Act, upon the determination by the head of the agen-
9 cy that it shall serve the national interest.

10 (b) Subsection (a) shall not apply to a report if—

11 (1) the public posting of the report com-
12 promises national security; or

13 (2) the report contains proprietary information.

14 (c) The head of the agency posting such report shall
15 do so only after such report has been made available to
16 the requesting Committee or Committees of Congress for
17 no less than 45 days.

18 NATIONAL ENDOWMENT FOR THE ARTS GRANT

19 GUIDELINES

20 SEC. 412. Of the funds provided to the National En-
21 dowment for the Arts—

22 (1) The Chairperson shall only award a grant
23 to an individual if such grant is awarded to such in-
24 dividual for a literature fellowship, National Herit-

1 age Fellowship, or American Jazz Masters Fellow-
2 ship.

3 (2) The Chairperson shall establish procedures
4 to ensure that no funding provided through a grant,
5 except a grant made to a State or local arts agency,
6 or regional group, may be used to make a grant to
7 any other organization or individual to conduct ac-
8 tivity independent of the direct grant recipient.
9 Nothing in this subsection shall prohibit payments
10 made in exchange for goods and services.

11 (3) No grant shall be used for seasonal support
12 to a group, unless the application is specific to the
13 contents of the season, including identified programs
14 or projects.

15 NATIONAL ENDOWMENT FOR THE ARTS PROGRAM

16 PRIORITIES

17 SEC. 413. (a) In providing services or awarding fi-
18 nancial assistance under the National Foundation on the
19 Arts and the Humanities Act of 1965 from funds appro-
20 priated under this Act, the Chairperson of the National
21 Endowment for the Arts shall ensure that priority is given
22 to providing services or awarding financial assistance for
23 projects, productions, workshops, or programs that serve
24 underserved populations.

25 (b) In this section:

1 (1) The term “underserved population” means
2 a population of individuals, including urban minori-
3 ties, who have historically been outside the purview
4 of arts and humanities programs due to factors such
5 as a high incidence of income below the poverty line
6 or to geographic isolation.

7 (2) The term “poverty line” means the poverty
8 line (as defined by the Office of Management and
9 Budget, and revised annually in accordance with sec-
10 tion 673(2) of the Community Services Block Grant
11 Act (42 U.S.C. 9902(2))) applicable to a family of
12 the size involved.

13 (c) In providing services and awarding financial as-
14 sistance under the National Foundation on the Arts and
15 Humanities Act of 1965 with funds appropriated by this
16 Act, the Chairperson of the National Endowment for the
17 Arts shall ensure that priority is given to providing serv-
18 ices or awarding financial assistance for projects, produc-
19 tions, workshops, or programs that will encourage public
20 knowledge, education, understanding, and appreciation of
21 the arts.

22 (d) With funds appropriated by this Act to carry out
23 section 5 of the National Foundation on the Arts and Hu-
24 manities Act of 1965—

1 (1) the Chairperson shall establish a grant cat-
2 egory for projects, productions, workshops, or pro-
3 grams that are of national impact or availability or
4 are able to tour several States;

5 (2) the Chairperson shall not make grants ex-
6 ceeding 15 percent, in the aggregate, of such funds
7 to any single State, excluding grants made under the
8 authority of paragraph (1);

9 (3) the Chairperson shall report to the Con-
10 gress annually and by State, on grants awarded by
11 the Chairperson in each grant category under sec-
12 tion 5 of such Act; and

13 (4) the Chairperson shall encourage the use of
14 grants to improve and support community-based
15 music performance and education.

16 NATIONAL ENDOWMENT FOR THE ARTS WAIVERS

17 SEC. 414. Notwithstanding any other provision of
18 law, funds made available under the heading “National
19 Foundation on the Arts and the Humanities—National
20 Endowment for the Arts—Grants and Administration” of
21 this Act and under such heading for fiscal years 2019 and
22 2020 for grants for the purposes described in section 5(c)
23 of the National Foundation on the Arts and Humanities
24 Act of 1965 (20 U.S.C. 954(c)) may also be used by the
25 recipients of such grants for purposes of the general oper-

1 ations of such recipients and the matching requirements
2 under subsections (e), (g)(4)(A), and (p)(3) of section 5
3 of the National Foundation on the Arts and Humanities
4 Act of 1965 (20 U.S.C. 954) may be waived with respect
5 to such grants.

6 NATIONAL ENDOWMENT FOR THE HUMANITIES WAIVERS

7 SEC. 415. Notwithstanding any other provision of
8 law, funds made available under the heading “National
9 Foundation on the Arts and the Humanities—National
10 Endowment for the Humanities—Grants and Administra-
11 tion” of this Act and under such heading for fiscal years
12 2019 and 2020 for grants for the purposes described in
13 section 7(c) and 7(h)(1) of the National Foundation on
14 the Arts and Humanities Act of 1965 may also be used
15 by the recipients of such grants for purposes of the general
16 operations of such recipients and the matching require-
17 ments under subsection (h)(2)(A) of section 7 of the Na-
18 tional Foundation on the Arts and Humanities Act of
19 1965 may be waived with respect to such grants.

20 STATUS OF BALANCES OF APPROPRIATIONS

21 SEC. 416. The Department of the Interior, the Envi-
22 ronmental Protection Agency, the Forest Service, and the
23 Indian Health Service shall provide the Committees on
24 Appropriations of the House of Representatives and Sen-
25 ate quarterly reports on the status of balances of appro-

1 priations including all uncommitted, committed, and unob-
2 ligated funds in each program and activity within 60 days
3 of enactment of this Act.

4 EXTENSION OF GRAZING PERMITS

5 SEC. 417. The terms and conditions of section 325
6 of Public Law 108–108 (117 Stat. 1307), regarding graz-
7 ing permits issued by the Forest Service on any lands not
8 subject to administration under section 402 of the Federal
9 Lands Policy and Management Act (43 U.S.C. 1752),
10 shall remain in effect for fiscal year 2021.

11 FUNDING PROHIBITION

12 SEC. 418. (a) None of the funds made available in
13 this Act may be used to maintain or establish a computer
14 network unless such network is designed to block access
15 to pornography websites.

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

20 HUMANE TRANSFER AND TREATMENT OF ANIMALS

21 SEC. 419. (a) Notwithstanding any other provision
22 of law, the Secretary of the Interior, with respect to land
23 administered by the Bureau of Land Management, or the
24 Secretary of Agriculture, with respect to land adminis-
25 tered by the Forest Service (referred to in this section as

1 the “Secretary concerned”), may transfer excess wild
2 horses and burros that have been removed from land ad-
3 ministered by the Secretary concerned to other Federal,
4 State, and local government agencies for use as work ani-
5 mals.

6 (b) The Secretary concerned may make a transfer
7 under subsection (a) immediately on the request of a Fed-
8 eral, State, or local government agency.

9 (c) An excess wild horse or burro transferred under
10 subsection (a) shall lose status as a wild free-roaming
11 horse or burro (as defined in section 2 of Public Law 92-
12 195 (commonly known as the “Wild Free-Roaming Horses
13 and Burros Act”) (16 U.S.C. 1332)).

14 (d) A Federal, State, or local government agency re-
15 ceiving an excess wild horse or burro pursuant to sub-
16 section (a) shall not—

17 (1) destroy the horse or burro in a manner that
18 results in the destruction of the horse or burro into
19 a commercial product;

20 (2) sell or otherwise transfer the horse or burro
21 in a manner that results in the destruction of the
22 horse or burro for processing into a commercial
23 product; or

1 (3) euthanize the horse or burro, except on the
2 recommendation of a licensed veterinarian in a case
3 of severe injury, illness, or advanced age.

4 (e) Amounts appropriated by this Act shall not be
5 available for—

6 (1) the destruction of any healthy, unadopted,
7 and wild horse or burro under the jurisdiction of the
8 Secretary concerned (including a contractor); or

9 (2) the sale of a wild horse or burro that results
10 in the destruction of the wild horse or burro for
11 processing into a commercial product.

12 FOREST SERVICE FACILITY REALIGNMENT AND
13 ENHANCEMENT AUTHORIZATION EXTENSION

14 SEC. 420. Section 503(f) of Public Law 109–54 (16
15 U.S.C. 580d note) shall be applied by substituting “Sep-
16 tember 30, 2021” for “September 30, 2020”.

17 USE OF AMERICAN IRON AND STEEL

18 SEC. 421. (a)(1) None of the funds made available
19 by a State water pollution control revolving fund as au-
20 thorized by section 1452 of the Safe Drinking Water Act
21 (42 U.S.C. 300j–12) shall be used for a project for the
22 construction, alteration, maintenance, or repair of a public
23 water system or treatment works unless all of the iron and
24 steel products used in the project are produced in the
25 United States.

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

7 (b) Subsection (a) shall not apply in any case or cat-
8 egory of cases in which the Administrator of the Environ-
9 mental Protection Agency (in this section referred to as
10 the “Administrator”) finds that—

11 (1) applying subsection (a) would be incon-
12 sistent with the public interest;

13 (2) iron and steel products are not produced in
14 the United States in sufficient and reasonably avail-
15 able quantities and of a satisfactory quality; or

16 (3) inclusion of iron and steel products pro-
17 duced in the United States will increase the cost of
18 the overall project by more than 25 percent.

19 (c) If the Administrator receives a request for a waiv-
20 er under this section, the Administrator shall make avail-
21 able to the public on an informal basis a copy of the re-
22 quest and information available to the Administrator con-
23 cerning the request, and shall allow for informal public
24 input on the request for at least 15 days prior to making
25 a finding based on the request. The Administrator shall

1 make the request and accompanying information available
2 by electronic means, including on the official public Inter-
3 net Web site of the Environmental Protection Agency.

4 (d) This section shall be applied in a manner con-
5 sistent with United States obligations under international
6 agreements.

7 (e) The Administrator may retain up to 0.25 percent
8 of the funds appropriated in this Act for the Clean and
9 Drinking Water State Revolving Funds for carrying out
10 the provisions described in subsection (a)(1) for manage-
11 ment and oversight of the requirements of this section.

12 LOCAL COOPERATOR TRAINING AGREEMENTS AND TRANS-
13 FERS OF EXCESS EQUIPMENT AND SUPPLIES FOR
14 WILDFIRES

15 SEC. 422. The Secretary of the Interior is authorized
16 to enter into grants and cooperative agreements with vol-
17 unteer fire departments, rural fire departments, rangeland
18 fire protection associations, and similar organizations to
19 provide for wildland fire training and equipment, including
20 supplies and communication devices. Notwithstanding
21 121(e) of title 40, United States Code, or section 521 of
22 title 40, United States Code, the Secretary is further au-
23 thorized to transfer title to excess Department of the Inte-
24 rior firefighting equipment no longer needed to carry out

1 the functions of the Department's wildland fire manage-
2 ment program to such organizations.

3 RECREATION FEES

4 SEC. 423. Section 810 of the Federal Lands Recre-
5 ation Enhancement Act (16 U.S.C. 6809) shall be applied
6 by substituting "October 1, 2022" for "September 30,
7 2019".

8 REPROGRAMMING GUIDELINES

9 SEC. 424. None of the funds made available in this
10 Act, in this and prior fiscal years, may be reprogrammed
11 without the advance approval of the House and Senate
12 Committees on Appropriations in accordance with the re-
13 programming procedures contained in the explanatory
14 statement described in section 4 of the Further Consoli-
15 dated Appropriations Act, 2020 (Public Law 116-94; 133
16 Stat. 2536).

17 PROJECT INFORMATION

18 SEC. 425. (a) Not later than April 1, 2021, and each
19 April 1 thereafter, the Secretary of the Interior and the
20 Secretary of Agriculture shall submit to the Committees
21 on Appropriations of the House of Representatives and the
22 Senate prioritized and detailed lists of Federal land acqui-
23 sition projects, and Forest Legacy projects, that have been
24 identified by each land management Agency.

1 (b) The Federal land acquisition project lists required
2 by each Agency in subsection (a) shall include individual
3 projects for the National Park Service, the U.S. Fish and
4 Wildlife Service, the Bureau of Land Management, and
5 the U.S. Forest Service, and shall total for each agency
6 no less than 150 percent of the amount enacted for that
7 agency for the previous fiscal year.

8 LOCAL CONTRACTORS

9 SEC. 426. Section 412 of Division E of Public Law
10 112–74 shall be applied by substituting “fiscal year 2021”
11 for “fiscal year 2019”.

12 SHASTA-TRINITY MARINA FEE AUTHORITY

13 AUTHORIZATION EXTENSION

14 SEC. 427. Section 422 of division F of Public Law
15 110–161 (121 Stat 1844), as amended, shall be applied
16 by substituting “fiscal year 2021” for “fiscal year 2019”.

17 INTERPRETIVE ASSOCIATION AUTHORIZATION EXTENSION

18 SEC. 428. Section 426 of division G of Public Law
19 113–76 (16 U.S.C. 565a–1 note) shall be applied by sub-
20 stituting “September 30, 2021” for “September 30,
21 2019”.

22 PUERTO RICO SCHOOLING AUTHORIZATION EXTENSION

23 SEC. 429. The authority provided by the 19th un-
24 numbered paragraph under heading “Administrative Pro-
25 visions, Forest Service” in title III of Public Law 109–

1 54, as amended, shall be applied by substituting “fiscal
2 year 2021” for “fiscal year 2019”.

3 FOREST BOTANICAL PRODUCTS FEE COLLECTION

4 AUTHORIZATION EXTENSION

5 SEC. 430. Section 339 of the Department of the Inte-
6 rior and Related Agencies Appropriations Act, 2000 (as
7 enacted into law by Public Law 106–113; 16 U.S.C. 528
8 note), as amended by section 335(6) of Public Law 108–
9 108 and section 432 of Public Law 113–76, shall be ap-
10 plied by substituting “fiscal year 2021” for “fiscal year
11 2019”.

12 CHESAPEAKE BAY INITIATIVE

13 SEC. 431. Section 502(c) of the Chesapeake Bay Ini-
14 tiative Act of 1998 (Public Law 105–312; 54 U.S.C.
15 320101 note) shall be applied by substituting “fiscal year
16 2021” for “fiscal year 2019”.

17 CHACO CANYON

18 SEC. 432. None of the funds made available by this
19 Act may be used to nominate or accept a nomination or
20 informal expression of interest for oil and gas leasing
21 under the Mineral Leasing Act, 30 U.S.C. sec. 181 et seq,
22 or to offer for oil and gas leasing, any federal lands or
23 minerals within the withdrawal area identified on the map
24 of the Chaco Culture National Historical Park prepared

1 by the Bureau of Land Management and dated April 2,
2 2019.

3
4 **TRIBAL LEASES**

5 **SEC. 433.** (a) Notwithstanding any other provision
6 of law, in the case of any lease under section 105(l) of
7 the Indian Self-Determination and Education Assistance
8 Act (25 U.S.C. 5324(l)), the initial lease term shall – (1)
9 be consistent with the calendar year or fiscal year basis
10 of the funding agreement or annual funding agreement be-
11 tween the Secretary and Indian tribe or tribal organization
12 under that Act; and (2) commence no earlier than the date
13 of receipt of the lease proposal.

14 (b) **REFERENCES.**—None of the funds made available
15 under this Act may be used to compensate an Indian tribe
16 or tribal organization for any lease under section 105(l)
17 of the Indian Self-Determination and Education Assist-
18 ance Act (25 U.S.C. 5324(l)) that is on a calendar year
19 or fiscal year basis and that is received during the 120
20 day period ending on the last day of the calendar year
21 or fiscal year.

22 (c) **REFERENCES.**—None of the funds made available
23 under this Act may be used to compensate an Indian tribe
24 or tribal organization for any portion of a lease under sec-
25 tion 105(l) of the Indian Self-Determination and Edu-
cation Assistance Act (25 U.S.C. 5324(l)) that exceeds the

1 square footage necessary for the operation of the Federal
2 programs under the lease.

3 TONGASS NATIONAL FOREST

4 SEC. 434. None of the funds made available by this
5 Act may be used to plan, design, study, or construct, for
6 the purpose of harvesting timber by private entities or in-
7 dividuals, a forest development road in the Tongass Na-
8 tional Forest.

9 RAINY RIVER WATERSHED

10 SEC. 435. None of the funds appropriated or other-
11 wise made available by this Act may be used to review
12 or approve a mine plan proposed within the Rainy River
13 Watershed of the Superior National Forest.

14 PERMIT PROHIBITION

15 SEC. 436. None of the funds made available by this
16 Act may be used to issue a permit for the import of a
17 sport-hunted trophy of an elephant or lion taken in Tan-
18 zania, Zimbabwe, or Zambia. The limitation described in
19 this section shall not apply in the case of the administra-
20 tion of a tax or tariff.

21 FUNDING PROHIBITION

22 SEC. 437. None of the funds made available by this
23 Act may be used to finalize the proposed rule entitled “Oil
24 and Natural Gas Sector: Emission Standards for New, Re-
25 constructed, and Modified Sources Review” published by

1 the Environmental Protection Agency in the Federal Reg-
2 ister on September 24, 2019 (84 Fed. Reg. 50244).

3 REPORTING REQUIREMENT

4 SEC. 438. Not later than 30 days after the date on
5 which the Comptroller General of the United States noti-
6 fies the head of a Federal agency that receives funds
7 under this Act of a violation by the Federal agency of sec-
8 tion 1341(a), 1342, or 1517(a) of title 31, United States
9 Code, the head of the Federal agency shall submit to the
10 President, Congress, and the Comptroller General of the
11 United States a report that includes—

12 (1) a description of all relevant facts and a
13 statement of actions taken with respect to the issues
14 identified by the Comptroller General of the United
15 States in the notification; and

16 (2)(A) the opinion of the head of the Federal
17 agency as to whether a violation of section 1341(a),
18 1342, or 1517(a) of title 31, United States Code, as
19 applicable, has occurred; and

20 (B)(i) if it is the opinion of the head of the
21 Federal agency under subparagraph (A) that a viola-
22 tion has occurred, an explanation as to why the vio-
23 lation was not discovered and reported by the head
24 of the Federal agency prior to the date of the notifi-

1 cation by the Comptroller General of the United
2 States; or

3 (ii) if it is the opinion of the head of the Fed-
4 eral agency under subparagraph (A) that a violation
5 has not occurred, an explanation for the basis for
6 the determination by the head of the Federal agen-
7 cy.

8 INFORMATIONAL REQUESTS

9 SEC. 439. (a) Notice Required.— The head of a fed-
10 eral agency that receives funds under this Act shall re-
11 spond timely and completely to requests of the Comp-
12 troller General of the United States for access to records
13 or interviews with agency employees. Should the head of
14 a federal agency fail to provide access to records or inter-
15 views within 30 days of the request or by such date as
16 is otherwise specified by the Comptroller General, and in
17 such manner as is acceptable to the Comptroller General,
18 the Comptroller General shall provide the appropriate con-
19 gressional committees and the head of the federal agency
20 with notice of the undue delay.

21 (b) Agency Responses Required.— Not later than 30
22 days after the head of the federal agency receives a notice
23 under subsection (a), the head of the federal agency shall
24 respond in writing to the Comptroller General and the ap-
25 propriate congressional committees with an explanation

1 for the delay and a proposed timetable for providing the
2 requested records or interviews. Not later than 30 days
3 after this response is submitted, and every 30 days there-
4 after until the Comptroller General informs the appro-
5 priate congressional committees that the head of the fed-
6 eral agency has provided access to the requested records
7 or interviews in a manner acceptable to the Comptroller
8 General, the head of the federal agency shall update the
9 agency's response in writing.

10 (c) Relationship To Existing Authority.— Nothing in
11 this section shall be construed to limit, amend, supersede,
12 or restrict in any manner any existing authority of the
13 Comptroller General.

14 FUNDING PROHIBITION ON WATER QUALITY

15 CERTIFICATIONS

16 SEC. 440. None of the funds made available by this
17 Act may be used to finalize, implement, or enforce the pro-
18 posed rule entitled “Updating Regulations on Water Qual-
19 ity Certification”, published by the Administrator of the
20 Environmental Protection Agency on August 22, 2019 (84
21 Fed. Reg. 44080).

22 FUNDING PROHIBITION FOR CONFEDERATE FLAGS

23 SEC. 441. None of the funds made available to the
24 National Park Service by this Act may be used for the
25 purchase or display of a Confederate flag with the excep-

1 tion of specific circumstances where the flags provide his-
2 torical context as described in the National Park Service
3 memorandum entitled “Immediate Action Required, No
4 Reply Needed: Confederate Flags” and dated June 24,
5 2015.

6 REMOVAL OF CONFEDERATE COMMEMORATIVE WORKS

7 SEC. 442. Notwithstanding any other provision of law
8 or policy to the contrary, within 180 days of enactment
9 of this Act, the National Park Service shall remove from
10 display all physical Confederate commemorative works,
11 such as statues, monuments, sculptures, memorials, and
12 plaques, as defined by NPS, Management Policies 2006,
13 §9.6.1.

14 INVENTORY OF ASSETS WITH CONFEDERATE NAMES

15 SEC. 443. Within 90 days of enactment of this Act,
16 the Secretary of the Interior shall submit to the Com-
17 mittee on Appropriations an inventory of all assets under
18 the jurisdiction of the Department of Interior with Con-
19 federate names.

20 FOREST SERVICE USE OF FUNDS

21 SEC. 444. Notwithstanding section
22 200306(a)(2)(B)(iii) of title 54, United States Code,
23 amounts made available under the heading “Department
24 of Agriculture—Forest Service—Land Acquisition” in

1 this and any prior Act may be used for the acquisition
2 of acreage in any location for the National Forest System.

3 RESOURCE STUDY OF SPRINGFIELD RACE RIOT

4 SEC. 445. (a) DEFINITIONS.—In this section:

5 (1) SECRETARY.—The term “Secretary” means
6 the Secretary of the Interior.

7 (2) STUDY AREA.—The term “Study Area” means
8 the archeological site near Madison Street and the 10th
9 Street Rail Corridor, and other sites in Springfield, Illinois
10 associated with the 1908 Springfield Race Riot.

11 (b) SPECIAL RESOURCE STUDY.—

12 (1) STUDY.—The Secretary shall conduct a
13 special resource study of the study area.

14 (2) CONTENTS.—In conducting the study
15 under paragraph (1), the Secretary shall—

16 (A) evaluate the national significance of
17 the study area;

18 (B) determine the suitability and feasibility
19 of designating the study area as a unit of the
20 National Park System;

21 (C) consider other alternatives for preser-
22 vation, protection, and interpretation of the
23 study area by the Federal Government, State or
24 local government entities, or private and non-
25 profit organizations;

1 (D) consult with interested Federal agen-
2 cies, State or local governmental entities, pri-
3 vate and nonprofit organizations, or any other
4 interested individuals; and

5 (E) identify cost estimates for any Federal
6 acquisition, development, interpretation, oper-
7 ation, and maintenance associated with the al-
8 ternatives.

9 (3) APPLICABLE LAW.—The study required
10 under paragraph (1) shall be conducted in accord-
11 ance with section 100507 of title 54, United States
12 Code.

13 (4) REPORT.—Not later than 3 years after
14 the date on which funds are first made available for
15 the study under paragraph (1), the Secretary shall
16 submit to the Committee on Natural Resources of
17 the House of Representatives and the Committee on
18 Energy and Natural Resources of the Senate a re-
19 port that describes—

20 (A) the results of the study; and

21 (B) any conclusions and recommendations
22 of the Secretary.

1 LAND AND WATER CONSERVATION FUND ALLOCATIONS

2 SEC. 446. Contingent upon the enactment of the
3 Great American Outdoors Act (H.R. 1957 of the 116th
4 Congress)—

5 (a) the Secretary of the Interior shall transfer
6 amounts becoming available for expenditure from the
7 Land and Water Conservation Fund in fiscal year 2021
8 pursuant to section 200303(a) of title 54, United States
9 Code, as amended by such Act, to the agencies and ac-
10 counts specified, in the amounts specified, and for the ac-
11 tivities specified, in the table titled “Allocation of Funds
12 from the Land and Water Conservation Fund—Fiscal
13 Year 2021” in the report accompanying this Act;

14 (b) to the extent that the amount becoming available
15 for expenditure in fiscal year 2021 pursuant to such sub-
16 section exceeds the total amount specified in the table ref-
17 erenced in this section, such excess amounts shall be
18 transferred to and allocated among the agencies, accounts,
19 and activities in the same proportion as the amounts speci-
20 fied in the table;

21 (c) all amounts required to be transferred pursuant
22 to this section shall be so transferred not later than 30
23 days after the date of enactment of this Act, or 30 days
24 after the date of enactment of the Great American Out-
25 doors Act, whichever is later, and such amounts shall be

1 allocated for the activities specified in the report ref-
2 erenced in subsection (a) not later than 15 days after such
3 transfer; and

4 (d) notwithstanding any other provision of law, the
5 funds allocated in the table referenced in this section shall
6 hereafter be exempt from apportionment under chapter 15
7 of title 31, United States Code.

8 FUNDING PROHIBITION

9 SEC. 447. None of the funds made available by this
10 Act or any other Act may be used to finalize, implement,
11 administer, or enforce—

12 (1) the proposed rule entitled “Strengthening
13 Transparency in Regulatory Science” published by
14 the Environmental Protection Agency in the Federal
15 Register on April 30, 2018 (83 Fed. Reg. 18768);
16 or

17 (2) the supplemental notice of proposed rule-
18 making entitled “Strengthening Transparency in
19 Regulatory Science” published by the Environmental
20 Protection Agency in the Federal Register on March
21 18, 2020 (85 Fed. Reg. 15396).

1 TITLE V
2 ADDITIONAL INFRASTRUCTURE INVESTMENTS
3 DEPARTMENT OF THE INTERIOR
4 BUREAU OF INDIAN EDUCATION
5 EDUCATION CONSTRUCTION

6 For an additional amount for “Education Construc-
7 tion”, \$500,000,000, to remain available until expended,
8 of which \$350,000,000 is for construction, repair, and im-
9 provement of buildings, utilities, and other facilities nec-
10 essary for the operation of Indian education programs, in-
11 cluding architectural and engineering services by contract,
12 and acquisition of lands and interests in lands; up to
13 \$100,000,000 is for Facilities Improvement and Repair;
14 and up to \$50,000,000 is for school employee housing:
15 *Provided*, That funds shall be distributed with priority to
16 construction needs identified on the 2016 school construc-
17 tion priority list then to facilities identified in the Indian
18 Affairs – Facilities Management System: *Provided further*,
19 That no funds shall be obligated until the Bureau has pro-
20 vided a detailed spend plan, including identifying each spe-
21 cific project by Tribe, the estimated project cost, and the
22 expected timeframe for completion of each project, to the
23 Committees on Appropriations of the House of Represent-
24 atives and the Senate at least 30 days prior to obligating
25 any funds: *Provided further*, That the Bureau of Indian

1 Education shall provide a quarterly report to such commit-
2 tees until each project is completed: *Provided further*, That
3 in order to ensure timely completion of construction
4 projects, the Secretary of the Interior may assume control
5 of a project and all funds related to the project, if, not
6 later than 18 months after the date of the enactment of
7 this Act, any Public Law 100–297 (25 U.S.C. 2501, et
8 seq.) grantee receiving funds appropriated in this Act or
9 in any prior Act, has not completed the planning and de-
10 sign phase of the project and commenced construction:
11 *Provided further*, That no more than two percent of the
12 funds made available herein may be used for salaries and
13 expenses by the Bureau of Indian Education to administer
14 the funds and provide technical assistance to Tribes: *Pro-*
15 *vided further*, That such amount is designated by the Con-
16 gress as being for an emergency requirement pursuant to
17 section 251(b)(2)(A)(i) of the Balanced Budget and
18 Emergency Deficit Control Act of 1985.

19 ENVIRONMENTAL PROTECTION AGENCY

20 OFFICE OF THE INSPECTOR GENERAL

21 For an additional amount for “Office of Inspector
22 General”, \$40,000,000, to remain available until Sep-
23 tember 30, 2024: *Provided*, That such amount is des-
24 ignated by the Congress as being for an emergency re-

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

3 HAZARDOUS SUBSTANCE SUPERFUND

4 For an additional amount for “Hazardous Substance
5 Superfund”, \$1,000,000,000, to remain available until ex-
6 pended, which shall be for Superfund cleanup activities:
7 *Provided*, That \$800,000,000 shall be for the Superfund
8 Remedial program: *Provided further*, That not less than
9 \$150,000,000 shall be for emergency response and re-
10 moval activities: *Provided further*, That the Administrator
11 of the Environmental Protection Agency may retain up to
12 3 percent of the funds appropriated herein for manage-
13 ment and oversight purposes: *Provided further*, That such
14 amount is designated by the Congress as being for an
15 emergency requirement pursuant to section
16 251(b)(2)(A)(i) of the Balanced Budget and Emergency
17 Deficit Control Act of 1985.

18 STATE AND TRIBAL ASSISTANCE GRANTS

19 (INCLUDING TRANSFERS OF FUNDS)

20 For an additional amount for “State and Tribal As-
21 sistance Grants”, \$11,960,000,000, of which—

22 (1) \$6,355,000,000, to be available until ex-
23 pended, shall be for capitalization grants for the
24 Clean Water State Revolving Funds under title VI
25 of the Federal Water Pollution Control Act, and

1 \$3,855,000,000, to be available until expended, shall
2 be for capitalization grants under section 1452 of
3 the Safe Drinking Water Act: *Provided* That the Ad-
4 ministrator may reserve up to 1 percent of the funds
5 appropriated herein for administrative, management,
6 and oversight purposes: *Provided further*, That funds
7 appropriated herein shall not be subject to the
8 matching or cost share requirements of sections
9 602(b)(2), 602(b)(3) or 202 of the Federal Water
10 Pollution Control Act nor the matching requirements
11 of section 1452(e) of the Safe Drinking Water Act:
12 *Provided further*, That the Administrator shall re-
13 allocate funds appropriated herein for the Clean and
14 Drinking Water State Revolving Funds (Revolving
15 Funds) where projects are not under contract or
16 construction within 18 months of the date of enact-
17 ment of this Act: *Provided further*, That notwith-
18 standing the priority rankings they would otherwise
19 receive under each program, priority for funds ap-
20 propriated herein shall be given to projects on a
21 State priority list that are ready to proceed to con-
22 struction within 18 months of the date of enactment
23 of this Act: *Provided further*, That notwithstanding
24 the requirements of section 603(d) of the Federal
25 Water Pollution Control Act or section 1452(f) of

1 the Safe Drinking Water Act, for the funds appro-
2 priated herein, each State shall use not less than 40
3 percent of the amount of its capitalization grants to
4 provide additional subsidization to eligible recipients
5 in the form of forgiveness of principal, negative in-
6 terest loans or grants or any combination of these:
7 *Provided further*, That to the extent there are suffi-
8 cient eligible project applications and projects are
9 consistent with State Intended Use Plans, not less
10 than 25 percent of the funds appropriated herein for
11 the Revolving Funds shall be for projects to address
12 green infrastructure, water or energy efficiency im-
13 provements or other environmentally innovative ac-
14 tivities: *Provided further*, That notwithstanding the
15 limitations on amounts in section 518(c) of the Fed-
16 eral Water Pollution Control Act and in section
17 1452(i) of the Safe Drinking Water Act, 2 percent
18 of the funds appropriated herein for Revolving
19 Funds may be reserved by the Administrator for
20 grants to Indian Tribes under section 518(c) and
21 section 1452(i) of such Acts: *Provided further*, That
22 up to 10 percent of the funds appropriated herein
23 for tribal set-asides under the Revolving Funds may
24 be transferred to the Indian Health Service to sup-
25 port management and oversight of tribal projects;

1 (2) \$350,000,000, to be available until Sep-
2 tember 30, 2023, shall be to carry out Brownfields
3 projects authorized by section 104(k) of the Com-
4 prehensive Environmental Response, Compensation,
5 and Liability Act of 1980: *Provided*, That the Ad-
6 ministrator may reserve up to 3.5 percent of the
7 funds appropriated herein for administrative, man-
8 agement, and oversight purposes: *Provided further*,
9 That none of the funds appropriated herein shall be
10 subject to cost share requirements under section
11 104(k)(9)(B)(iii) of such Act: *Provided further*, That
12 not less than 50 percent of funds appropriated here-
13 in shall be for projects located in Qualified Oppor-
14 tunity Zones;

15 (3) \$450,000,000, to be available until Sep-
16 tember 30, 2023, shall be for grants pursuant to
17 title VII, subtitle G of the Energy Policy Act of
18 2005: *Provided*, That none of the funds appropriated
19 for grants herein shall be subject to the State Grant
20 and Loan Program Matching Incentive provisions of
21 section 793(c)(3) of such Act: *Provided further* That
22 the Administrator may reserve up to 3.5 percent of
23 the funds appropriated herein for administrative,
24 management, and oversight purposes;

1 (4) \$50,000,000, to be available until Sep-
2 tember 30, 2023, shall be for grants under section
3 1464(d) under the Safe Drinking Water Act (42
4 U.S.C. 300j–24(d));

5 (5) \$500,000,000, to be available until ex-
6 pended, shall be for grants and activities under sec-
7 tion 1459B of the Safe Drinking Water Act (42
8 U.S.C. 300j–19b): *Provided*, That notwithstanding
9 section 1459B(b)(4), the non-Federal share of the
10 total cost of a project funded by a grant from funds
11 appropriated herein shall be not more than 5 per-
12 cent: *Provided further*, That for grants to projects
13 providing assistance to low-income households de-
14 scribed in section 1459B(b)(5) of the Safe Drinking
15 Water Act (42 U.S.C. 300j–19b(b)(5)) from funds
16 appropriated herein the Administrator shall elimi-
17 nate the non-Federal cost share for such projects:
18 *Provided further* That the Administrator may reserve
19 up to 1.5 percent of funds appropriated herein for
20 administrative, management, and oversight pur-
21 poses;

22 (6) \$400,000,000, to be available until ex-
23 pended, shall be for grants under section 221 of the
24 Federal Water Pollution Control Act (33 U.S.C.
25 1301): *Provided*, That the Federal share for the cost

1 of activities carried out using grant funds appro-
2 priated herein shall not be less than 95 percent: *Pro-*
3 *vided further*, That to the extent there are sufficient
4 eligible project applications, not less than 30 percent
5 of the amount of a grant made to a State to carry
6 out projects to intercept, transport, control, treat, or
7 reuse municipal combined sewer overflows, sanitary
8 sewer overflows, or stormwater shall be through the
9 use of green infrastructure, water and energy effi-
10 ciency improvements, and other environmentally in-
11 novative activities: *Provided further*, That from the
12 amount appropriated herein, the Administrator may
13 reserve up to 1.25 percent of funds appropriated
14 herein for administrative, management, and over-
15 sight purposes, including establishing the allocation
16 formula for states described in section 221(g)(2) of
17 the Federal Water Pollution Control Act (33 U.S.C.
18 1301(g)(2)):

19 *Provided*, That such amount is designated by the Congress
20 as being for an emergency requirement pursuant to sec-
21 tion 251(b)(2)(A)(i) of the Balanced Budget and Emer-
22 gency Deficit Control Act of 1985.

1 ADMINISTRATIVE PROVISION, ENVIRONMENTAL
2 PROTECTION AGENCY
3 (INCLUDING TRANSFERS OF FUNDS)

4 Funds made available to the Environmental Protec-
5 tion Agency in this title under the heading “State and
6 Tribal Assistance Grants” and reserved by the Adminis-
7 trator for administrative, management, and oversight pur-
8 poses shall remain available until September 30, 2023,
9 and may be transferred to the “Environmental Programs
10 and Management” account as needed.

11 DEPARTMENT OF HEALTH AND HUMAN
12 SERVICES

13 INDIAN HEALTH SERVICE

14 INDIAN HEALTH FACILITIES

15 For an additional amount for “Indian Health Facili-
16 ties”, \$1,500,000,000, to remain available until expended,
17 of which \$1,250,000,000 is for the construction and re-
18 lated costs of inpatient and outpatient health and related
19 auxiliary facilities on the Health Facilities Construction
20 Priority System list and small ambulatory facilities, to
21 modify existing health facilities to provide isolation/quar-
22 antine space, to prepare plans, specifications, and draw-
23 ings, acquisition of sites, and for the purchase and erec-
24 tion of modular buildings; up to \$50,000,000 may be used
25 for staff quarters; up to \$50,000,000 is for equipment;

1 and no more than \$200,000,000 is available to reduce the
2 Backlog of Essential Maintenance, Alteration and Repair:
3 *Provided*, That none of the funds provided under this
4 heading shall be obligated until the Indian Health Service
5 has provided a detailed spend plan, including identifying
6 each specific project by Tribe, the estimated project cost,
7 and the expected project completion, to the Committees
8 on Appropriations of the House of Representatives and the
9 Senate at least 30 days prior to distributing any funds:
10 *Provided further*, That the Indian Health Service shall
11 provide a quarterly project report to such committees: *Pro-*
12 *vided further*, That notwithstanding any other provision
13 of law, funds appropriated for the planning, design, con-
14 struction, renovation or expansion of health facilities for
15 the benefit of an Indian Tribe or Tribes may be used to
16 purchase land on which such facilities will be located: *Pro-*
17 *vided further*, That such amount is designated by the Con-
18 gress as being for an emergency requirement pursuant to
19 section 251(b)(2)(A)(i) of the Balanced Budget and
20 Emergency Deficit Control Act of 1985.

21 This Act may be cited as the “Department of the In-
22 terior, Environment, and Related Agencies Appropriations
23 Act, 2021”.

1 **DIVISION D—MILITARY CONSTRUCTION,**
2 **VETERANS AFFAIRS, AND RELATED**
3 **AGENCIES APPROPRIATIONS ACT, 2021**

4 That the following sums are appropriated, out of any
5 money in the Treasury not otherwise appropriated, for
6 military construction, the Department of Veterans Affairs,
7 and related agencies for the fiscal year ending September
8 30, 2021, and for other purposes, namely:

9 TITLE I

10 DEPARTMENT OF DEFENSE

11 MILITARY CONSTRUCTION, ARMY

12 For acquisition, construction, installation, and equip-
13 ment of temporary or permanent public works, military
14 installations, facilities, and real property for the Army as
15 currently authorized by law, including personnel in the
16 Army Corps of Engineers and other personal services nec-
17 essary for the purposes of this appropriation, and for con-
18 struction and operation of facilities in support of the func-
19 tions of the Commander in Chief, \$608,336,000, shall be
20 used for the projects, and in the amounts specified under
21 the heading for “Military Construction, Army” in the re-
22 port accompanying this Act, to remain available until Sep-
23 tember 30, 2025: *Provided*, That, of this amount, not to
24 exceed \$126,436,000 shall be available for study, plan-
25 ning, design, architect and engineer services, and host na-

1 tion support, as authorized by law, unless the Secretary
2 of the Army determines that additional obligations are
3 necessary for such purposes and notifies the Committees
4 on Appropriations of both Houses of Congress of the de-
5 termination and the reasons therefor.

6 MILITARY CONSTRUCTION, NAVY AND MARINE CORPS

7 For acquisition, construction, installation, and equip-
8 ment of temporary or permanent public works, naval in-
9 stallations, facilities, and real property for the Navy and
10 Marine Corps as currently authorized by law, including
11 personnel in the Naval Facilities Engineering Command
12 and other personal services necessary for the purposes of
13 this appropriation, \$1,611,914,000, shall be used for the
14 projects, and in the amounts specified under the heading
15 “Military Construction, Navy and Marine Corps” in the
16 report accompanying this Act, to remain available until
17 September 30, 2025: *Provided*, That, of this amount, not
18 to exceed \$160,710,000 shall be available for study, plan-
19 ning, design, and architect and engineer services, as au-
20 thorized by law, unless the Secretary of the Navy deter-
21 mines that additional obligations are necessary for such
22 purposes and notifies the Committees on Appropriations
23 of both Houses of Congress of the determination and the
24 reasons therefor.

1 MILITARY CONSTRUCTION, AIR FORCE

2 For acquisition, construction, installation, and equip-
3 ment of temporary or permanent public works, military
4 installations, facilities, and real property for the Air Force
5 as currently authorized by law, \$569,792,000, shall be
6 used for the projects, and in the amounts specified under
7 the heading “Military Construction, Air Force” in the re-
8 port accompanying this Act, to remain available until Sep-
9 tember 30, 2025: *Provided*, That, of this amount, not to
10 exceed \$166,192,000 shall be available for study, plan-
11 ning, design, and architect and engineer services, as au-
12 thorized by law, unless the Secretary of the Air Force de-
13 termines that additional obligations are necessary for such
14 purposes and notifies the Committees on Appropriations
15 of both Houses of Congress of the determination and the
16 reasons therefor.

17 MILITARY CONSTRUCTION, DEFENSE-WIDE

18 For acquisition, construction, installation, and equip-
19 ment of temporary or permanent public works, installa-
20 tions, facilities, and real property for activities and agen-
21 cies of the Department of Defense (other than the military
22 departments), as currently authorized by law,
23 \$2,234,517,000, shall be used for the projects, and in the
24 amounts specified under the heading “Military Construc-
25 tion, Defense-Wide” in the report accompanying this Act,

1 to remain available until September 30, 2025: *Provided*,
2 That, of the amount, not to exceed \$179,976,000 shall
3 be available for study, planning, design, and architect and
4 engineer services, as authorized by law, unless the Sec-
5 retary of Defense determines that additional obligations
6 are necessary for such purposes and notifies the Commit-
7 tees on Appropriations of both Houses of Congress of the
8 determination and the reasons therefor.

9 MILITARY CONSTRUCTION, ARMY NATIONAL GUARD

10 For construction, acquisition, expansion, rehabilita-
11 tion, and conversion of facilities for the training and ad-
12 ministration of the Army National Guard, and contribu-
13 tions therefor, as authorized by chapter 1803 of title 10,
14 United States Code, and Military Construction Authoriza-
15 tion Acts, \$349,437,000, shall be used for the projects,
16 and in the amounts specified under the heading “Military
17 Construction, Army National Guard” in the report accom-
18 panying this Act, to remain available until September 30,
19 2025: *Provided*, That, of the amount, not to exceed
20 \$44,593,000 shall be available for study, planning, design,
21 and architect and engineer services, as authorized by law,
22 unless the Director of the Army National Guard deter-
23 mines that additional obligations are necessary for such
24 purposes and notifies the Committees on Appropriations

1 of both Houses of Congress of the determination and the
2 reasons therefor.

3 MILITARY CONSTRUCTION, AIR NATIONAL GUARD

4 For construction, acquisition, expansion, rehabilita-
5 tion, and conversion of facilities for the training and ad-
6 ministration of the Air National Guard, and contributions
7 therefor, as authorized by chapter 1803 of title 10, United
8 States Code, and Military Construction Authorization
9 Acts, \$64,214,000, shall be used for the projects, and in
10 the amounts specified under the heading “Military Con-
11 struction, Air National Guard” in the report accom-
12 panying this Act, to remain available until September 30,
13 2025: *Provided*, That, of the amount, not to exceed
14 \$3,414,000 shall be available for study, planning, design,
15 and architect and engineer services, as authorized by law,
16 unless the Director of the Air National Guard determines
17 that additional obligations are necessary for such purposes
18 and notifies the Committees on Appropriations of both
19 Houses of Congress of the determination and the reasons
20 therefor.

21 MILITARY CONSTRUCTION, ARMY RESERVE

22 For construction, acquisition, expansion, rehabilita-
23 tion, and conversion of facilities for the training and ad-
24 ministration of the Army Reserve as authorized by chapter
25 1803 of title 10, United States Code, and Military Con-

1 construction Authorization Acts, \$88,337,000, shall be used
2 for the projects, and in the amounts specified under the
3 heading “Military Construction, Army Reserve” in the re-
4 port accompanying this Act, to remain available until Sep-
5 tember 30, 2025: *Provided*, That, of the amount, not to
6 exceed \$1,218,000 shall be available for study, planning,
7 design, and architect and engineer services, as authorized
8 by law, unless the Chief of the Army Reserve determines
9 that additional obligations are necessary for such purposes
10 and notifies the Committees on Appropriations of both
11 Houses of Congress of the determination and the reasons
12 therefor.

13 MILITARY CONSTRUCTION, NAVY RESERVE

14 For construction, acquisition, expansion, rehabilita-
15 tion, and conversion of facilities for the training and ad-
16 ministration of the reserve components of the Navy and
17 Marine Corps as authorized by chapter 1803 of title 10,
18 United States Code, and Military Construction Authoriza-
19 tion Acts, \$70,995,000, shall be used for the projects, and
20 in the amounts specified under the heading “Military Con-
21 struction, Navy Reserve” in the report accompanying this
22 Act, to remain available until September 30, 2025: *Pro-*
23 *vided*, That, of the amount, not to exceed \$3,485,000 shall
24 be available for study, planning, design, and architect and
25 engineer services, as authorized by law, unless the Sec-

1 retary of the Navy determines that additional obligations
2 are necessary for such purposes and notifies the Commit-
3 tees on Appropriations of both Houses of Congress of the
4 determination and the reasons therefor.

5 MILITARY CONSTRUCTION, AIR FORCE RESERVE

6 For construction, acquisition, expansion, rehabilita-
7 tion, and conversion of facilities for the training and ad-
8 ministration of the Air Force Reserve as authorized by
9 chapter 1803 of title 10, United States Code, and Military
10 Construction Authorization Acts, \$23,117,000, shall be
11 used for the projects, and in the amounts specified under
12 the heading “Military Construction, Air Force Reserve”
13 in the report accompanying this Act, to remain available
14 until September 30, 2025: *Provided*, That, of the amount,
15 not to exceed \$3,270,000 shall be available for study, plan-
16 ning, design, and architect and engineer services, as au-
17 thorized by law, unless the Chief of the Air Force Reserve
18 determines that additional obligations are necessary for
19 such purposes and notifies the Committees on Appropria-
20 tions of both Houses of Congress of the determination and
21 the reasons therefor.

22 NORTH ATLANTIC TREATY ORGANIZATION

23 SECURITY INVESTMENT PROGRAM

24 For the United States share of the cost of the North
25 Atlantic Treaty Organization Security Investment Pro-

1 gram for the acquisition and construction of military fa-
2 cilities and installations (including international military
3 headquarters) and for related expenses for the collective
4 defense of the North Atlantic Treaty Area as authorized
5 by section 2806 of title 10, United States Code, and Mili-
6 tary Construction Authorization Acts, \$173,030,000, to
7 remain available until expended.

8 DEPARTMENT OF DEFENSE BASE CLOSURE ACCOUNT

9 For deposit into the Department of Defense Base
10 Closure Account, established by section 2906(a) of the De-
11 fense Base Closure and Realignment Act of 1990 (10
12 U.S.C. 2687 note), \$580,447,000, to remain available
13 until expended.

14 FAMILY HOUSING CONSTRUCTION, ARMY

15 For expenses of family housing for the Army for con-
16 struction, including acquisition, replacement, addition, ex-
17 pansion, extension, and alteration, as authorized by law,
18 \$119,400,000, to remain available until September 30,
19 2025.

20 FAMILY HOUSING OPERATION AND MAINTENANCE,

21 ARMY

22 For expenses of family housing for the Army for op-
23 eration and maintenance, including debt payment, leasing,
24 minor construction, principal and interest charges, and in-
25 surance premiums, as authorized by law, \$367,142,000.

1 FAMILY HOUSING CONSTRUCTION, NAVY AND MARINE
2 CORPS

3 For expenses of family housing for the Navy and Ma-
4 rine Corps for construction, including acquisition, replace-
5 ment, addition, expansion, extension, and alteration, as
6 authorized by law, \$42,897,000, to remain available until
7 September 30, 2025.

8 FAMILY HOUSING OPERATION AND MAINTENANCE,
9 NAVY AND MARINE CORPS

10 For expenses of family housing for the Navy and Ma-
11 rine Corps for operation and maintenance, including debt
12 payment, leasing, minor construction, principal and inter-
13 est charges, and insurance premiums, as authorized by
14 law, \$346,493,000.

15 FAMILY HOUSING CONSTRUCTION, AIR FORCE

16 For expenses of family housing for the Air Force for
17 construction, including acquisition, replacement, addition,
18 expansion, extension, and alteration, as authorized by law,
19 \$97,214,000, to remain available until September 30,
20 2025.

21 FAMILY HOUSING OPERATION AND MAINTENANCE, AIR
22 FORCE

23 For expenses of family housing for the Air Force for
24 operation and maintenance, including debt payment, leas-
25 ing, minor construction, principal and interest charges,

1 and insurance premiums, as authorized by law,
2 \$317,021,000.

3 FAMILY HOUSING OPERATION AND MAINTENANCE,
4 DEFENSE-WIDE

5 For expenses of family housing for the activities and
6 agencies of the Department of Defense (other than the
7 military departments) for operation and maintenance,
8 leasing, and minor construction, as authorized by law,
9 \$54,728,000.

10 DEPARTMENT OF DEFENSE

11 FAMILY HOUSING IMPROVEMENT FUND

12 For the Department of Defense Family Housing Im-
13 provement Fund, \$5,897,000, to remain available until ex-
14 pended, for family housing initiatives undertaken pursu-
15 ant to section 2883 of title 10, United States Code, pro-
16 viding alternative means of acquiring and improving mili-
17 tary family housing and supporting facilities.

18 DEPARTMENT OF DEFENSE

19 MILITARY UNACCOMPANIED HOUSING IMPROVEMENT
20 FUND

21 For the Department of Defense Military Unaccom-
22 panied Housing Improvement Fund, \$600,000, to remain
23 available until expended, for unaccompanied housing ini-
24 tiatives undertaken pursuant to section 2883 of title 10,
25 United States Code, providing alternative means of acquir-

1 ing and improving military unaccompanied housing and
2 supporting facilities.

3 ADMINISTRATIVE PROVISIONS

4 SEC. 101. None of the funds made available in this
5 title shall be expended for payments under a cost-plus-a-
6 fixed-fee contract for construction, where cost estimates
7 exceed \$25,000, to be performed within the United States,
8 except Alaska, without the specific approval in writing of
9 the Secretary of Defense setting forth the reasons there-
10 for.

11 SEC. 102. Funds made available in this title for con-
12 struction shall be available for hire of passenger motor ve-
13 hicles.

14 SEC. 103. Funds made available in this title for con-
15 struction may be used for advances to the Federal High-
16 way Administration, Department of Transportation, for
17 the construction of access roads as authorized by section
18 210 of title 23, United States Code, when projects author-
19 ized therein are certified as important to the national de-
20 fense by the Secretary of Defense.

21 SEC. 104. None of the funds made available in this
22 title may be used to begin construction of new bases in
23 the United States for which specific appropriations have
24 not been made.

1 SEC. 105. None of the funds made available in this
2 title shall be used for purchase of land or land easements
3 in excess of 100 percent of the value as determined by
4 the Army Corps of Engineers or the Naval Facilities Engi-
5 neering Command, except: (1) where there is a determina-
6 tion of value by a Federal court; (2) purchases negotiated
7 by the Attorney General or the designee of the Attorney
8 General; (3) where the estimated value is less than
9 \$25,000; or (4) as otherwise determined by the Secretary
10 of Defense to be in the public interest.

11 SEC. 106. None of the funds made available in this
12 title shall be used to: (1) acquire land; (2) provide for site
13 preparation; or (3) install utilities for any family housing,
14 except housing for which funds have been made available
15 in annual Acts making appropriations for military con-
16 struction.

17 SEC. 107. None of the funds made available in this
18 title for minor construction may be used to transfer or
19 relocate any activity from one base or installation to an-
20 other, without prior notification to the Committees on Ap-
21 propriations of both Houses of Congress.

22 SEC. 108. None of the funds made available in this
23 title may be used for the procurement of steel for any con-
24 struction project or activity for which American steel pro-

1 ducers, fabricators, and manufacturers have been denied
2 the opportunity to compete for such steel procurement.

3 SEC. 109. None of the funds available to the Depart-
4 ment of Defense for military construction or family hous-
5 ing during the current fiscal year may be used to pay real
6 property taxes in any foreign nation.

7 SEC. 110. None of the funds made available in this
8 title may be used to initiate a new installation overseas
9 without prior notification to the Committees on Appro-
10 priations of both Houses of Congress.

11 SEC. 111. None of the funds made available in this
12 title may be obligated for architect and engineer contracts
13 estimated by the Government to exceed \$500,000 for
14 projects to be accomplished in Japan, in any North Atlan-
15 tic Treaty Organization member country, or in countries
16 bordering the Arabian Gulf, unless such contracts are
17 awarded to United States firms or United States firms
18 in joint venture with host nation firms.

19 SEC. 112. None of the funds made available in this
20 title for military construction in the United States terri-
21 tories and possessions in the Pacific and on Kwajalein
22 Atoll, or in countries bordering the Arabian Gulf, may be
23 used to award any contract estimated by the Government
24 to exceed \$1,000,000 to a foreign contractor: *Provided,*
25 That this section shall not be applicable to contract

1 awards for which the lowest responsive and responsible bid
2 of a United States contractor exceeds the lowest respon-
3 sive and responsible bid of a foreign contractor by greater
4 than 20 percent: *Provided further*, That this section shall
5 not apply to contract awards for military construction on
6 Kwajalein Atoll for which the lowest responsive and re-
7 sponsible bid is submitted by a Marshallese contractor.

8 SEC. 113. The Secretary of Defense shall inform the
9 appropriate committees of both Houses of Congress, in-
10 cluding the Committees on Appropriations, of plans and
11 scope of any proposed military exercise involving United
12 States personnel 30 days prior to its occurring, if amounts
13 expended for construction, either temporary or permanent,
14 are anticipated to exceed \$100,000.

15 SEC. 114. Funds appropriated to the Department of
16 Defense for construction in prior years shall be available
17 for construction authorized for each such military depart-
18 ment by the authorizations enacted into law during the
19 current session of Congress.

20 SEC. 115. For military construction or family housing
21 projects that are being completed with funds otherwise ex-
22 pired or lapsed for obligation, expired or lapsed funds may
23 be used to pay the cost of associated supervision, inspec-
24 tion, overhead, engineering and design on those projects
25 and on subsequent claims, if any.

1 SEC. 116. Notwithstanding any other provision of
2 law, any funds made available to a military department
3 or defense agency for the construction of military projects
4 may be obligated for a military construction project or
5 contract, or for any portion of such a project or contract,
6 at any time before the end of the fourth fiscal year after
7 the fiscal year for which funds for such project were made
8 available, if the funds obligated for such project: (1) are
9 obligated from funds available for military construction
10 projects; and (2) do not exceed the amount appropriated
11 for such project, plus any amount by which the cost of
12 such project is increased pursuant to law.

13 (INCLUDING TRANSFER OF FUNDS)

14 SEC. 117. Subject to 30 days prior notification, or
15 14 days for a notification provided in an electronic me-
16 dium pursuant to sections 480 and 2883 of title 10,
17 United States Code, to the Committees on Appropriations
18 of both Houses of Congress, such additional amounts as
19 may be determined by the Secretary of Defense may be
20 transferred to: (1) the Department of Defense Family
21 Housing Improvement Fund from amounts appropriated
22 for construction in “Family Housing” accounts, to be
23 merged with and to be available for the same purposes
24 and for the same period of time as amounts appropriated
25 directly to the Fund; or (2) the Department of Defense

1 Military Unaccompanied Housing Improvement Fund
2 from amounts appropriated for construction of military
3 unaccompanied housing in “Military Construction” ac-
4 counts, to be merged with and to be available for the same
5 purposes and for the same period of time as amounts ap-
6 propriated directly to the Fund: *Provided*, That appropria-
7 tions made available to the Funds shall be available to
8 cover the costs, as defined in section 502(5) of the Con-
9 gressional Budget Act of 1974, of direct loans or loan
10 guarantees issued by the Department of Defense pursuant
11 to the provisions of subchapter IV of chapter 169 of title
12 10, United States Code, pertaining to alternative means
13 of acquiring and improving military family housing, mili-
14 tary unaccompanied housing, and supporting facilities.

15 (INCLUDING TRANSFER OF FUNDS)

16 SEC. 118. In addition to any other transfer authority
17 available to the Department of Defense, amounts may be
18 transferred from the Department of Defense Base Closure
19 Account to the fund established by section 1013(d) of the
20 Demonstration Cities and Metropolitan Development Act
21 of 1966 (42 U.S.C. 3374) to pay for expenses associated
22 with the Homeowners Assistance Program incurred under
23 42 U.S.C. 3374(a)(1)(A). Any amounts transferred shall
24 be merged with and be available for the same purposes

1 and for the same time period as the fund to which trans-
2 ferred.

3 SEC. 119. Notwithstanding any other provision of
4 law, funds made available in this title for operation and
5 maintenance of family housing shall be the exclusive
6 source of funds for repair and maintenance of all family
7 housing units, including general or flag officer quarters:
8 *Provided*, That not more than \$15,000 per unit may be
9 spent annually for the maintenance and repair of any gen-
10 eral or flag officer quarters without 30 days prior notifica-
11 tion, or 14 days for a notification provided in an electronic
12 medium pursuant to sections 480 and 2883 of title 10,
13 United States Code, to the Committees on Appropriations
14 of both Houses of Congress, except that an after-the-fact
15 notification shall be submitted if the limitation is exceeded
16 solely due to costs associated with environmental remedi-
17 ation that could not be reasonably anticipated at the time
18 of the budget submission: *Provided further*, That the
19 Under Secretary of Defense (Comptroller) is to report an-
20 nually to the Committees on Appropriations of both
21 Houses of Congress all operation and maintenance ex-
22 penditures for each individual general or flag officer quar-
23 ters for the prior fiscal year.

24 SEC. 120. Amounts contained in the Ford Island Im-
25 provement Account established by subsection (h) of sec-

1 tion 2814 of title 10, United States Code, are appro-
2 priated and shall be available until expended for the pur-
3 poses specified in subsection (i)(1) of such section or until
4 transferred pursuant to subsection (i)(3) of such section.

5 (INCLUDING TRANSFER OF FUNDS)

6 SEC. 121. During the 5-year period after appropria-
7 tions available in this Act to the Department of Defense
8 for military construction and family housing operation and
9 maintenance and construction have expired for obligation,
10 upon a determination that such appropriations will not be
11 necessary for the liquidation of obligations or for making
12 authorized adjustments to such appropriations for obliga-
13 tions incurred during the period of availability of such ap-
14 propriations, unobligated balances of such appropriations
15 may be transferred into the appropriation “Foreign Cur-
16 rency Fluctuations, Construction, Defense”, to be merged
17 with and to be available for the same time period and for
18 the same purposes as the appropriation to which trans-
19 ferred.

20 SEC. 122. None of the funds made available in this
21 title may be obligated or expended for planning and design
22 and construction of projects at Arlington National Ceme-
23 tery.

1 SEC. 123. For an additional amount for the accounts
2 and in the amounts specified, to remain available until
3 September 30, 2025:

4 “Military Construction, Army”, \$342,600,000,
5 shall be used for the projects, and in the amounts,
6 specified under the heading “Military Construction,
7 Army” in the report accompanying this Act;

8 “Military Construction, Navy and Marine
9 Corps”, \$765,937,000, shall be used for the
10 projects, and in the amounts, specified under the
11 heading “Military Construction, Navy and Marine
12 Corps” in the report accompanying this Act;

13 “Military Construction, Air Force”,
14 \$428,000,000, shall be used for the projects, and in
15 the amounts, specified under the heading “Military
16 Construction, Air Force” in the report accom-
17 panying this Act;

18 “Military Construction, Army National Guard”,
19 \$34,835,000, shall be used for the projects, and in
20 the amounts, specified under the heading “Military
21 Construction, Army National Guard” in the report
22 accompanying this Act;

23 “Military Construction, Air National Guard”,
24 \$54,700,000 shall be used for the projects, and in
25 the amounts, specified under the heading “Military

1 Construction, Air National Guard” in the report ac-
2 companying this Act; and

3 “Military Construction, Army Reserve”,
4 \$48,900,000, shall be used for the projects, and in
5 the amounts, specified under the heading “Military
6 Construction, Army Reserve” in the report accom-
7 panying this Act:

8 *Provided*, That such funds may only be obligated to carry
9 out construction projects identified in the respective mili-
10 tary department’s unfunded priority list for fiscal year
11 2021 submitted to Congress: *Provided further*, That such
12 projects are subject to authorization prior to obligation
13 and expenditure of funds to carry out construction: *Pro-*
14 *vided further*, That not later than 30 days after enactment
15 of this Act, the Secretary of the military department con-
16 cerned, or his or her designee, shall submit to the Commit-
17 tees on Appropriations of both Houses of Congress an ex-
18 penditure plan for funds provided under this section and
19 receive approval from the Committees on Appropriations
20 of both Houses of Congress prior to obligation.

21 SEC. 124. For the purposes of this Act, the term
22 “congressional defense committees” means the Commit-
23 tees on Armed Services of the House of Representatives
24 and the Senate, the Subcommittee on Military Construc-
25 tion and Veterans Affairs of the Committee on Appropria-

1 tions of the Senate, and the Subcommittee on Military
2 Construction and Veterans Affairs of the Committee on
3 Appropriations of the House of Representatives.

4 SEC. 125. All amounts appropriated to the “Depart-
5 ment of Defense—Military Construction, Army”, “De-
6 partment of Defense—Military Construction, Navy and
7 Marine Corps”, “Department of Defense—Military Con-
8 struction, Air Force”, and “Department of Defense—Mili-
9 tary Construction, Defense-Wide” accounts pursuant to
10 the authorization of appropriations in a National Defense
11 Authorization Act specified for fiscal year 2021 in the
12 funding table in section 4601 of that Act shall be imme-
13 diately available and allotted to contract for the full scope
14 of authorized projects.

15 SEC. 126. For an additional amount for the accounts
16 and in the amounts specified, to remain available until
17 September 30, 2023:

18 “Military Construction, Army”, \$224,900,000,
19 shall be used for the projects, and in the amounts,
20 specified under the heading “Military Construction,
21 Army” in the report accompanying this Act;

22 “Military Construction, Navy and Marine
23 Corps”, \$144,900,000, shall be used for the
24 projects, and in the amounts, specified under the

1 heading “Military Construction, Navy and Marine
2 Corps” in the report accompanying this Act;

3 “Military Construction, Air Force”,
4 \$166,500,000, shall be used for the projects, and in
5 the amounts, specified under the heading “Military
6 Construction, Air Force”, in the report accom-
7 panying this Act:

8 “Military Construction, Army Reserve”,
9 \$10,200,000, shall be used for the projects, and in
10 the amounts, specified under the heading “Military
11 Construction, Army Reserve”, in the report accom-
12 panying this Act:

13 “Military Construction, Navy Reserve”,
14 \$3,500,000, shall be used for the projects, and in
15 the amounts, specified under the heading “Military
16 Construction, Navy Reserve”, in the report accom-
17 panying this Act:

18 “Family Housing Construction, Army”,
19 \$4,500,000, shall be used for the projects, and in
20 the amounts, specified under the heading “Family
21 Housing Construction, Army” , in the report accom-
22 panying this Act:

23 *Provided*, That such funds may only be obligated to carry
24 out construction projects identified in the respective mili-
25 tary department’s cost to complete projects list of pre-

1 viously appropriated projects submitted to Congress: *Pro-*
2 *vided further*, That such projects are subject to authoriza-
3 tion prior to obligation and expenditure of funds to carry
4 out construction: *Provided further*, That not later than 30
5 days after enactment of this Act, the Secretary of the mili-
6 tary department concerned, or his or her designee, shall
7 submit to the Committees on Appropriations of both
8 Houses of Congress an expenditure plan for funds pro-
9 vided under this section and receive approval from the
10 Committees on Appropriations of both Houses of Congress
11 prior to obligation.

12 SEC. 127. For an additional amount for the accounts
13 and in the amounts specified, to remain available until
14 September 30, 2023:

15 “Family Housing Operation and Maintenance,
16 Army”, \$25,000,000;

17 “Family Housing Operation and Maintenance,
18 Navy and Marine Corps”, \$50,000,000; and

19 “Family Housing Operation and Maintenance,
20 Air Force”, \$60,000,000.

21 SEC. 128. Notwithstanding any other provision of
22 law, funds made available under each heading in this title
23 shall only be used for the purposes specifically described
24 under that heading.

1 SEC. 129. Notwithstanding any other provision of
2 law, none of the funds appropriated in this or any other
3 Act for a military construction project, as defined by sec-
4 tion 2801 of title 10, United States Code, for any of fiscal
5 years 2016 through 2020 or for fiscal year 2021 may be
6 obligated, expended, or used to design, construct, or carry
7 out—

8 (1) a project to construct a wall, barrier, fence,
9 or road along the Southern border of the United
10 States;

11 (2) a road to provide access to a wall, barrier,
12 or fence constructed along the Southern border of
13 the United States; or

14 (3) any military construction project for which
15 funds were appropriated for any of fiscal years 2016
16 through 2020, but that were rescinded or postponed
17 by reason of the declaration of a national emergency
18 on February 15, 2019.

19 SEC. 130. None of the funds appropriated in this Act
20 for a military construction project, as defined by section
21 2801 of title 10, United States Code, for fiscal year 2021
22 may be obligated, expended, or used to construct a project
23 located on a military installation bearing the name of a
24 confederate officer, except in the case that a process to
25 replace such names has been initiated.

1 TITLE II
2 DEPARTMENT OF VETERANS AFFAIRS
3 VETERANS BENEFITS ADMINISTRATION
4 COMPENSATION AND PENSIONS
5 (INCLUDING TRANSFER OF FUNDS)

6 For the payment of compensation benefits to or on
7 behalf of veterans and a pilot program for disability ex-
8 aminations as authorized by section 107 and chapters 11,
9 13, 18, 51, 53, 55, and 61 of title 38, United States Code;
10 pension benefits to or on behalf of veterans as authorized
11 by chapters 15, 51, 53, 55, and 61 of title 38, United
12 States Code; and burial benefits, the Reinstated Entitle-
13 ment Program for Survivors, emergency and other offi-
14 cers' retirement pay, adjusted-service credits and certifi-
15 cates, payment of premiums due on commercial life insur-
16 ance policies guaranteed under the provisions of title IV
17 of the Servicemembers Civil Relief Act (50 U.S.C. App.
18 541 et seq.) and for other benefits as authorized by sec-
19 tions 107, 1312, 1977, and 2106, and chapters 23, 51,
20 53, 55, and 61 of title 38, United States Code,
21 \$2,813,922,000, to remain available until expended, which
22 shall be in addition to funds previously appropriated under
23 this heading that become available on October 1, 2020;
24 and in addition, \$130,227,650,000, to remain available
25 until expended, which shall become available on October

1 1, 2021: *Provided*, That not to exceed \$20,115,000 of the
2 amount made available for fiscal year 2022 under this
3 heading shall be reimbursed to “General Operating Ex-
4 penses, Veterans Benefits Administration”, and “Informa-
5 tion Technology Systems” for necessary expenses in imple-
6 menting the provisions of chapters 51, 53, and 55 of title
7 38, United States Code, the funding source for which is
8 specifically provided as the “Compensation and Pensions”
9 appropriation: *Provided further*, That such sums as may
10 be earned on an actual qualifying patient basis, shall be
11 reimbursed to “Medical Care Collections Fund” to aug-
12 ment the funding of individual medical facilities for nurs-
13 ing home care provided to pensioners as authorized.

14 READJUSTMENT BENEFITS

15 For the payment of readjustment and rehabilitation
16 benefits to or on behalf of veterans as authorized by chap-
17 ters 21, 30, 31, 33, 34, 35, 36, 39, 41, 51, 53, 55, and
18 61 of title 38, United States Code, \$14,946,618,000, to
19 remain available until expended and to become available
20 on October 1, 2021: *Provided*, That expenses for rehabili-
21 tation program services and assistance which the Sec-
22 retary is authorized to provide under subsection (a) of sec-
23 tion 3104 of title 38, United States Code, other than
24 under paragraphs (1), (2), (5), and (11) of that sub-
25 section, shall be charged to this account.

1 VETERANS INSURANCE AND INDEMNITIES

2 For military and naval insurance, national service life
3 insurance, servicemen's indemnities, service-disabled vet-
4 erans insurance, and veterans mortgage life insurance as
5 authorized by chapters 19 and 21 of title 38, United
6 States Code, \$2,148,000, to remain available until ex-
7 pended, which shall be in addition to funds previously ap-
8 propriated under this heading that become available on
9 October 1, 2020; and in addition, \$136,950,000, to re-
10 main available until expended, which shall become avail-
11 able on October 1, 2021.

12 VETERANS HOUSING BENEFIT PROGRAM FUND

13 For the cost of direct and guaranteed loans, such
14 sums as may be necessary to carry out the program, as
15 authorized by subchapters I through III of chapter 37 of
16 title 38, United States Code: *Provided*, That such costs,
17 including the cost of modifying such loans, shall be as de-
18 fined in section 502 of the Congressional Budget Act of
19 1974: *Provided further*, That, during fiscal year 2021,
20 within the resources available, not to exceed \$500,000 in
21 gross obligations for direct loans are authorized for spe-
22 cially adapted housing loans.

23 In addition, for administrative expenses to carry out
24 the direct and guaranteed loan programs, \$204,400,000.

1 VOCATIONAL REHABILITATION LOANS PROGRAM ACCOUNT

2 For the cost of direct loans, \$33,826, as authorized
3 by chapter 31 of title 38, United States Code: *Provided*,
4 That such costs, including the cost of modifying such
5 loans, shall be as defined in section 502 of the Congres-
6 sional Budget Act of 1974: *Provided further*, That funds
7 made available under this heading are available to sub-
8 sidize gross obligations for the principal amount of direct
9 loans not to exceed \$2,469,522.

10 In addition, for administrative expenses necessary to
11 carry out the direct loan program, \$424,272, which may
12 be paid to the appropriation for “General Operating Ex-
13 penses, Veterans Benefits Administration”.

14 NATIVE AMERICAN VETERAN HOUSING LOAN PROGRAM

15 ACCOUNT

16 For administrative expenses to carry out the direct
17 loan program authorized by subchapter V of chapter 37
18 of title 38, United States Code, \$1,186,000.

19 GENERAL OPERATING EXPENSES, VETERANS BENEFITS

20 ADMINISTRATION

21 For necessary operating expenses of the Veterans
22 Benefits Administration, not otherwise provided for, in-
23 cluding hire of passenger motor vehicles, reimbursement
24 of the General Services Administration for security guard
25 services, and reimbursement of the Department of De-

1 fense for the cost of overseas employee mail,
2 \$3,187,000,000: *Provided*, That expenses for services and
3 assistance authorized under paragraphs (1), (2), (5), and
4 (11) of section 3104(a) of title 38, United States Code,
5 that the Secretary of Veterans Affairs determines are nec-
6 essary to enable entitled veterans: (1) to the maximum ex-
7 tent feasible, to become employable and to obtain and
8 maintain suitable employment; or (2) to achieve maximum
9 independence in daily living, shall be charged to this ac-
10 count: *Provided further*, That, of the funds made available
11 under this heading, not to exceed 10 percent shall remain
12 available until September 30, 2022.

13 VETERANS HEALTH ADMINISTRATION

14 MEDICAL SERVICES

15 For necessary expenses for furnishing, as authorized
16 by law, inpatient and outpatient care and treatment to
17 beneficiaries of the Department of Veterans Affairs and
18 veterans described in section 1705(a) of title 38, United
19 States Code, including care and treatment in facilities not
20 under the jurisdiction of the Department, and including
21 medical supplies and equipment, bioengineering services,
22 food services, and salaries and expenses of healthcare em-
23 ployees hired under title 38, United States Code, assist-
24 ance and support services for caregivers as authorized by
25 section 1720G of title 38, United States Code, loan repay-

1 ments authorized by section 604 of the Caregivers and
2 Veterans Omnibus Health Services Act of 2010 (Public
3 Law 111–163; 124 Stat. 1174; 38 U.S.C. 7681 note),
4 monthly assistance allowances authorized by section
5 322(d) of title 38, United States Code, grants authorized
6 by section 521A of title 38, United States Code, adminis-
7 trative expenses necessary to carry out sections 322(d)
8 and 521A of title 38, United States Code, and hospital
9 care and medical services authorized by section 1787 of
10 title 38, United States Code; \$497,468,000, which shall
11 be in addition to funds that become available on October
12 1, 2020: *Provided*, That, of the amount provided in Public
13 Law 116–94 that becomes available on October 1, 2020
14 under this heading and was made available until Sep-
15 tember 30, 2021, \$5,594,318,000 is designated by the
16 Congress as being for an emergency requirement pursuant
17 to section 251(b)(2)(A)(i) of the Balanced Budget and
18 Emergency Deficit Control Act of 1985; and, in addition,
19 \$58,897,219,000, plus reimbursements, shall become
20 available on October 1, 2021, and shall remain available
21 until September 30, 2022: *Provided further*, That, of the
22 amount made available on October 1, 2021, under this
23 heading, \$1,500,000,000 shall remain available until Sep-
24 tember 30, 2023: *Provided further*, That, notwithstanding
25 any other provision of law, the Secretary of Veterans Af-

1 fairs shall establish a priority for the provision of medical
2 treatment for veterans who have service-connected disabili-
3 ties, lower income, or have special needs: *Provided further*,
4 That, notwithstanding any other provision of law, the Sec-
5 retary of Veterans Affairs shall give priority funding for
6 the provision of basic medical benefits to veterans in en-
7 rollment priority groups 1 through 6: *Provided further*,
8 That, notwithstanding any other provision of law, the Sec-
9 retary of Veterans Affairs may authorize the dispensing
10 of prescription drugs from Veterans Health Administra-
11 tion facilities to enrolled veterans with privately written
12 prescriptions based on requirements established by the
13 Secretary: *Provided further*, That, the implementation of
14 the program described in the previous proviso shall incur
15 no additional cost to the Department of Veterans Affairs:
16 *Provided further*, That, the Secretary of Veterans Affairs
17 shall ensure that sufficient amounts appropriated under
18 this heading for medical supplies and equipment are avail-
19 able for the acquisition of prosthetics designed specifically
20 for female veterans.

21 MEDICAL COMMUNITY CARE

22 For necessary expenses for furnishing health care to
23 individuals pursuant to chapter 17 of title 38, United
24 States Code, at non-Department facilities,
25 \$1,380,800,000, which shall be in addition to funds that

1 become available on October 1, 2020: *Provided*, That, of
2 the amount provided in Public Law 116–94 that becomes
3 available on October 1, 2020 under this heading and was
4 made available until September 30, 2021, \$3,847,180,000
5 is designated by the Congress as being for an emergency
6 requirement pursuant to section 251(b)(2)(A)(i) of the
7 Balanced Budget and Emergency Deficit Control Act of
8 1985; and, in addition, \$20,148,244,000, plus reimburse-
9 ments, shall become available on October 1, 2021, and
10 shall remain available until September 30, 2022: *Provided*
11 *further*, That, of the amount made available on October
12 1, 2021, under this heading, \$2,000,000,000 shall remain
13 available until September 30, 2023.

14 MEDICAL SUPPORT AND COMPLIANCE

15 For necessary expenses in the administration of the
16 medical, hospital, nursing home, domiciliary, construction,
17 supply, and research activities, as authorized by law; ad-
18 ministrative expenses in support of capital policy activi-
19 ties; and administrative and legal expenses of the Depart-
20 ment for collecting and recovering amounts owed the De-
21 partment as authorized under chapter 17 of title 38,
22 United States Code, and the Federal Medical Care Recov-
23 ery Act (42 U.S.C. 2651 et seq.), \$279,880,000, which
24 shall be in addition to funds that become available on Oc-
25 tober 1, 2020: *Provided*, That, of the amount provided in

1 Public Law 116–94 that becomes available on October 1,
2 2020 under this heading and was made available until
3 September 30, 2021, \$886,235,000 is designated by the
4 Congress as being for an emergency requirement pursuant
5 to section 251(b)(2)(A)(i) of the Balanced Budget and
6 Emergency Deficit Control Act of 1985; and, in addition,
7 \$8,403,117,000, plus reimbursements, shall become avail-
8 able on October 1, 2021, and shall remain available until
9 September 30, 2022: *Provided further*, That, of the
10 amount made available on October 1, 2021, under this
11 heading, \$150,000,000 shall remain available until Sep-
12 tember 30, 2023.

13 MEDICAL FACILITIES

14 For necessary expenses for the maintenance and op-
15 eration of hospitals, nursing homes, domiciliary facilities,
16 and other necessary facilities of the Veterans Health Ad-
17 ministration; for administrative expenses in support of
18 planning, design, project management, real property ac-
19 quisition and disposition, construction, and renovation of
20 any facility under the jurisdiction or for the use of the
21 Department; for oversight, engineering, and architectural
22 activities not charged to project costs; for repairing, alter-
23 ing, improving, or providing facilities in the several hos-
24 pitals and homes under the jurisdiction of the Depart-
25 ment, not otherwise provided for, either by contract or by

1 the hire of temporary employees and purchase of mate-
2 rials; for leases of facilities; and for laundry services;
3 \$170,120,000, which shall be in addition to funds that be-
4 come available on October 1, 2020: *Provided*, That, of the
5 amount provided in Public Law 116–94 that becomes
6 available on October 1, 2020 under this heading and was
7 made available until September 30, 2021, \$441,385,000
8 is designated by the Congress as being for an emergency
9 requirement pursuant to section 251(b)(2)(A)(i) of the
10 Balanced Budget and Emergency Deficit Control Act of
11 1985; and in addition, \$6,734,680,000, plus reimburse-
12 ments, shall become available on October 1, 2021, and
13 shall remain available until September 30, 2022: *Provided*
14 *further*, That, of the amount made available on October
15 1, 2021, under this heading, \$250,000,000 shall remain
16 available until September 30, 2023.

17 MEDICAL AND PROSTHETIC RESEARCH

18 For necessary expenses in carrying out programs of
19 medical and prosthetic research and development as au-
20 thorized by chapter 73 of title 38, United States Code,
21 \$840,000,000, plus reimbursements, shall remain avail-
22 able until September 30, 2022: *Provided*, That the Sec-
23 retary of Veterans Affairs shall ensure that sufficient
24 amounts appropriated under this heading are available for

1 prosthetic research specifically for female veterans, and
2 for toxic exposure research.

3 NATIONAL CEMETERY ADMINISTRATION

4 For necessary expenses of the National Cemetery Ad-
5 ministration for operations and maintenance, not other-
6 wise provided for, including uniforms or allowances there-
7 for; cemeterial expenses as authorized by law; purchase
8 of one passenger motor vehicle for use in cemeterial oper-
9 ations; hire of passenger motor vehicles; and repair, alter-
10 ation or improvement of facilities under the jurisdiction
11 of the National Cemetery Administration, \$349,000,000,
12 of which not to exceed 10 percent shall remain available
13 until September 30, 2022.

14 DEPARTMENTAL ADMINISTRATION

15 GENERAL ADMINISTRATION

16 (INCLUDING TRANSFER OF FUNDS)

17 For necessary operating expenses of the Department
18 of Veterans Affairs, not otherwise provided for, including
19 administrative expenses in support of Department-wide
20 capital planning, management and policy activities, uni-
21 forms, or allowances therefor; not to exceed \$25,000 for
22 official reception and representation expenses; hire of pas-
23 senger motor vehicles; and reimbursement of the General
24 Services Administration for security guard services,
25 \$355,911,000, of which not to exceed 10 percent shall re-

1 main available until September 30, 2022: *Provided*, That
2 funds provided under this heading may be transferred to
3 “General Operating Expenses, Veterans Benefits Adminis-
4 tration”.

5 BOARD OF VETERANS APPEALS

6 For necessary operating expenses of the Board of
7 Veterans Appeals, \$198,000,000, of which not to exceed
8 10 percent shall remain available until September 30,
9 2022.

10 INFORMATION TECHNOLOGY SYSTEMS

11 (INCLUDING TRANSFER OF FUNDS)

12 For necessary expenses for information technology
13 systems and telecommunications support, including devel-
14 opmental information systems and operational information
15 systems; for pay and associated costs; and for the capital
16 asset acquisition of information technology systems, in-
17 cluding management and related contractual costs of said
18 acquisitions, including contractual costs associated with
19 operations authorized by section 3109 of title 5, United
20 States Code, \$4,912,000,000, plus reimbursements, of
21 which \$540,385,000 is designated by the Congress as
22 being for an emergency requirement pursuant to section
23 251(b)(2)(A)(i) of the Balanced Budget and Emergency
24 Deficit Control Act of 1985: *Provided*, That
25 \$1,211,238,000 shall be for pay and associated costs, of

1 which not to exceed 3 percent shall remain available until
2 September 30, 2022: *Provided further*, That
3 \$3,205,216,000 shall be for operations and maintenance,
4 of which not to exceed 5 percent shall remain available
5 until September 30, 2022: *Provided further*, That
6 \$495,546,000 shall be for information technology systems
7 development, and shall remain available until September
8 30, 2022: *Provided further*, That amounts made available
9 for salaries and expenses, operations and maintenance,
10 and information technology systems development may be
11 transferred among the three subaccounts after the Sec-
12 retary of Veterans Affairs requests from the Committees
13 on Appropriations of both Houses of Congress the author-
14 ity to make the transfer and an approval is issued: *Pro-*
15 *vided further*, That amounts made available for the “Infor-
16 mation Technology Systems” account for development
17 may be transferred among projects or to newly defined
18 projects: *Provided further*, That no project may be in-
19 creased or decreased by more than \$1,000,000 of cost
20 prior to submitting a request to the Committees on Appro-
21 priations of both Houses of Congress to make the transfer
22 and an approval is issued, or absent a response, a period
23 of 30 days has elapsed: *Provided further*, That the funds
24 made available under this heading for information tech-
25 nology systems development shall be for the projects, and

1 in the amounts, specified under this heading in the report
2 accompanying this Act.

3 VETERANS ELECTRONIC HEALTH RECORD

4 For activities related to implementation, preparation,
5 development, interface, management, rollout, and mainte-
6 nance of a Veterans Electronic Health Record system, in-
7 cluding contractual costs associated with operations au-
8 thorized by section 3109 of title 5, United States Code,
9 and salaries and expenses of employees hired under titles
10 5 and 38, United States Code, \$2,627,000,000, to remain
11 available until September 30, 2023, of which
12 \$1,184,485,000 is designated by the Congress as being for
13 an emergency requirement pursuant to section
14 251(b)(2)(A)(i) of the Balanced Budget and Emergency
15 Deficit Control Act of 1985: *Provided*, That the Secretary
16 of Veterans Affairs shall submit to the Committees on Ap-
17 propriations of both Houses of Congress quarterly reports
18 detailing obligations, expenditures, and deployment imple-
19 mentation by facility: *Provided further*, That the funds
20 provided in this account shall only be available to the Of-
21 fice of the Deputy Secretary, to be administered by that
22 Office: *Provided further*, That none of the funds made
23 available under this heading may be obligated in a manner
24 inconsistent with deployment schedules provided to the
25 Committees on Appropriations unless the Secretary of

1 Veterans Affairs provides notification to the Committees
2 on Appropriations of such change and an approval is
3 issued.

4 OFFICE OF INSPECTOR GENERAL

5 For necessary expenses of the Office of Inspector
6 General, to include information technology, in carrying out
7 the provisions of the Inspector General Act of 1978 (5
8 U.S.C. App.), \$228,000,000, of which not to exceed 10
9 percent shall remain available until September 30, 2022.

10 CONSTRUCTION, MAJOR PROJECTS

11 For constructing, altering, extending, and improving
12 any of the facilities, including parking projects, under the
13 jurisdiction or for the use of the Department of Veterans
14 Affairs, or for any of the purposes set forth in sections
15 316, 2404, 2406 and chapter 81 of title 38, United States
16 Code, not otherwise provided for, including planning, ar-
17 chitectural and engineering services, construction manage-
18 ment services, maintenance or guarantee period services
19 costs associated with equipment guarantees provided
20 under the project, services of claims analysts, offsite utility
21 and storm drainage system construction costs, and site ac-
22 quisition, where the estimated cost of a project is more
23 than the amount set forth in section 8104(a)(3)(A) of title
24 38, United States Code, or where funds for a project were
25 made available in a previous major project appropriation,

1 \$1,373,000,000, of which \$980,638,000 shall remain
2 available until September 30, 2025, and of which
3 \$392,362,000 shall remain available until expended, of
4 which \$237,198,000 shall be available for seismic improve-
5 ment projects and seismic program management activities,
6 including for projects that would otherwise be funded by
7 the Construction, Minor Projects, Medical Facilities or
8 National Cemetery Administration accounts: *Provided,*
9 That except for advance planning activities, including
10 needs assessments which may or may not lead to capital
11 investments, and other capital asset management related
12 activities, including portfolio development and manage-
13 ment activities, and investment strategy studies funded
14 through the advance planning fund and the planning and
15 design activities funded through the design fund, including
16 needs assessments which may or may not lead to capital
17 investments, and funds provided for the purchase, secu-
18 rity, and maintenance of land for the National Cemetery
19 Administration through the land acquisition line item,
20 none of the funds made available under this heading shall
21 be used for any project that has not been notified to Con-
22 gress through the budgetary process or that has not been
23 approved by the Congress through statute, joint resolu-
24 tion, or in the explanatory statement accompanying such
25 Act and presented to the President at the time of enroll-

1 ment: *Provided further*, That such sums as may be nec-
2 essary shall be available to reimburse the “General Admin-
3 istration” account for payment of salaries and expenses
4 of all Office of Construction and Facilities Management
5 employees to support the full range of capital infrastruc-
6 ture services provided, including minor construction and
7 leasing services: *Provided further*, That funds made avail-
8 able under this heading for fiscal year 2021, for each ap-
9 proved project shall be obligated: (1) by the awarding of
10 a construction documents contract by September 30,
11 2021; and (2) by the awarding of a construction contract
12 by September 30, 2022: *Provided further*, That the Sec-
13 retary of Veterans Affairs shall promptly submit to the
14 Committees on Appropriations of both Houses of Congress
15 a written report on any approved major construction
16 project for which obligations are not incurred within the
17 time limitations established above: *Provided further*, That
18 notwithstanding the requirements of section 8104(a) of
19 title 38, United States Code, amounts made available
20 under this heading for seismic improvement projects and
21 seismic program management activities shall be available
22 for the completion of both new and existing seismic
23 projects of the Department.

1 CONSTRUCTION, MINOR PROJECTS

2 For constructing, altering, extending, and improving
3 any of the facilities, including parking projects, under the
4 jurisdiction or for the use of the Department of Veterans
5 Affairs, including planning and assessments of needs
6 which may lead to capital investments, architectural and
7 engineering services, maintenance or guarantee period
8 services costs associated with equipment guarantees pro-
9 vided under the project, services of claims analysts, offsite
10 utility and storm drainage system construction costs, and
11 site acquisition, or for any of the purposes set forth in
12 sections 316, 2404, 2406 and chapter 81 of title 38,
13 United States Code, not otherwise provided for, where the
14 estimated cost of a project is equal to or less than the
15 amount set forth in section 8104(a)(3)(A) of title 38,
16 United States Code, \$400,000,000, to remain available
17 until September 30, 2025, along with unobligated balances
18 of previous “Construction, Minor Projects” appropriations
19 which are hereby made available for any project where the
20 estimated cost is equal to or less than the amount set forth
21 in such section: *Provided*, That funds made available
22 under this heading shall be for: (1) repairs to any of the
23 nonmedical facilities under the jurisdiction or for the use
24 of the Department which are necessary because of loss or
25 damage caused by any natural disaster or catastrophe;

1 and (2) temporary measures necessary to prevent or to
2 minimize further loss by such causes.

3 GRANTS FOR CONSTRUCTION OF
4 STATE EXTENDED CARE FACILITIES

5 For grants to assist States to acquire or construct
6 State nursing home and domiciliary facilities and to re-
7 model, modify, or alter existing hospital, nursing home,
8 and domiciliary facilities in State homes, for furnishing
9 care to veterans as authorized by sections 8131 through
10 8137 of title 38, United States Code, \$90,000,000, to re-
11 main available until expended.

12 GRANTS FOR CONSTRUCTION OF VETERANS CEMETERIES

13 For grants to assist States and tribal organizations
14 in establishing, expanding, or improving veterans ceme-
15 teries as authorized by section 2408 of title 38, United
16 States Code, \$45,000,000, to remain available until ex-
17 pended.

18 ADMINISTRATIVE PROVISIONS

19 (INCLUDING TRANSFER OF FUNDS)

20 SEC. 201. Any appropriation for fiscal year 2021 for
21 “Compensation and Pensions”, “Readjustment Benefits”,
22 and “Veterans Insurance and Indemnities” may be trans-
23 ferred as necessary to any other of the mentioned appro-
24 priations: *Provided*, That, before a transfer may take
25 place, the Secretary of Veterans Affairs shall request from

1 the Committees on Appropriations of both Houses of Con-
2 gress the authority to make the transfer and such Com-
3 mittees issue an approval, or absent a response, a period
4 of 30 days has elapsed.

5 (INCLUDING TRANSFER OF FUNDS)

6 SEC. 202. Amounts made available for the Depart-
7 ment of Veterans Affairs for fiscal year 2021, in this or
8 any other Act, under the “Medical Services”, “Medical
9 Community Care”, “Medical Support and Compliance”,
10 and “Medical Facilities” accounts may be transferred
11 among the accounts: *Provided*, That any transfers among
12 the “Medical Services”, “Medical Community Care”, and
13 “Medical Support and Compliance” accounts of 1 percent
14 or less of the total amount appropriated to the account
15 in this or any other Act may take place subject to notifica-
16 tion from the Secretary of Veterans Affairs to the Com-
17 mittees on Appropriations of both Houses of Congress of
18 the amount and purpose of the transfer: *Provided further*,
19 That any transfers among the “Medical Services”, “Med-
20 ical Community Care”, and “Medical Support and Compli-
21 ance” accounts in excess of 1 percent, or exceeding the
22 cumulative 1 percent for the fiscal year, may take place
23 only after the Secretary requests from the Committees on
24 Appropriations of both Houses of Congress the authority
25 to make the transfer and an approval is issued: *Provided*

1 *further*, That any transfers to or from the “Medical Facili-
2 ties” account may take place only after the Secretary re-
3 quests from the Committees on Appropriations of both
4 Houses of Congress the authority to make the transfer
5 and an approval is issued.

6 SEC. 203. Appropriations available in this title for
7 salaries and expenses shall be available for services au-
8 thorized by section 3109 of title 5, United States Code;
9 hire of passenger motor vehicles; lease of a facility or land
10 or both; and uniforms or allowances therefore, as author-
11 ized by sections 5901 through 5902 of title 5, United
12 States Code.

13 SEC. 204. No appropriations in this title (except the
14 appropriations for “Construction, Major Projects”, and
15 “Construction, Minor Projects”) shall be available for the
16 purchase of any site for or toward the construction of any
17 new hospital or home.

18 SEC. 205. No appropriations in this title shall be
19 available for hospitalization or examination of any persons
20 (except beneficiaries entitled to such hospitalization or ex-
21 amination under the laws providing such benefits to vet-
22 erans, and persons receiving such treatment under sec-
23 tions 7901 through 7904 of title 5, United States Code,
24 or the Robert T. Stafford Disaster Relief and Emergency
25 Assistance Act (42 U.S.C. 5121 et seq.)), unless reim-

1 bursement of the cost of such hospitalization or examina-
2 tion is made to the “Medical Services” account at such
3 rates as may be fixed by the Secretary of Veterans Affairs.

4 SEC. 206. Appropriations available in this title for
5 “Compensation and Pensions”, “Readjustment Benefits”,
6 and “Veterans Insurance and Indemnities” shall be avail-
7 able for payment of prior year accrued obligations re-
8 quired to be recorded by law against the corresponding
9 prior year accounts within the last quarter of fiscal year
10 2020.

11 SEC. 207. Appropriations available in this title shall
12 be available to pay prior year obligations of corresponding
13 prior year appropriations accounts resulting from sections
14 3328(a), 3334, and 3712(a) of title 31, United States
15 Code, except that if such obligations are from trust fund
16 accounts they shall be payable only from “Compensation
17 and Pensions”.

18 (INCLUDING TRANSFER OF FUNDS)

19 SEC. 208. Notwithstanding any other provision of
20 law, during fiscal year 2021, the Secretary of Veterans
21 Affairs shall, from the National Service Life Insurance
22 Fund under section 1920 of title 38, United States Code,
23 the Veterans’ Special Life Insurance Fund under section
24 1923 of title 38, United States Code, and the United
25 States Government Life Insurance Fund under section

1 1955 of title 38, United States Code, reimburse the “Gen-
2 eral Operating Expenses, Veterans Benefits Administra-
3 tion” and “Information Technology Systems” accounts for
4 the cost of administration of the insurance programs fi-
5 nanced through those accounts: *Provided*, That reimburse-
6 ment shall be made only from the surplus earnings accu-
7 mulated in such an insurance program during fiscal year
8 2021 that are available for dividends in that program after
9 claims have been paid and actuarially determined reserves
10 have been set aside: *Provided further*, That if the cost of
11 administration of such an insurance program exceeds the
12 amount of surplus earnings accumulated in that program,
13 reimbursement shall be made only to the extent of such
14 surplus earnings: *Provided further*, That the Secretary
15 shall determine the cost of administration for fiscal year
16 2021 which is properly allocable to the provision of each
17 such insurance program and to the provision of any total
18 disability income insurance included in that insurance pro-
19 gram.

20 SEC. 209. Amounts deducted from enhanced-use
21 lease proceeds to reimburse an account for expenses in-
22 curred by that account during a prior fiscal year for pro-
23 viding enhanced-use lease services, may be obligated dur-
24 ing the fiscal year in which the proceeds are received.

1 (INCLUDING TRANSFER OF FUNDS)

2 SEC. 210. Funds available in this title or funds for
3 salaries and other administrative expenses shall also be
4 available to reimburse the Office of Resolution Manage-
5 ment, the Office of Employment Discrimination Complaint
6 Adjudication, and the Office of Diversity and Inclusion for
7 all services provided at rates which will recover actual
8 costs but not to exceed \$60,096,000 for the Office of Reso-
9 lution Management, \$6,100,000 for the Office of Employ-
10 ment Discrimination Complaint Adjudication, and
11 \$5,294,000 for the Office of Diversity and Inclusion: *Pro-*
12 *vided*, That payments may be made in advance for services
13 to be furnished based on estimated costs: *Provided further*,
14 That amounts received shall be credited to the “General
15 Administration” and “Information Technology Systems”
16 accounts for use by the office that provided the service.

17 SEC. 211. No funds of the Department of Veterans
18 Affairs shall be available for hospital care, nursing home
19 care, or medical services provided to any person under
20 chapter 17 of title 38, United States Code, for a non-serv-
21 ice-connected disability described in section 1729(a)(2) of
22 such title, unless that person has disclosed to the Sec-
23 retary of Veterans Affairs, in such form as the Secretary
24 may require, current, accurate third-party reimbursement
25 information for purposes of section 1729 of such title: *Pro-*

1 *vided*, That the Secretary may recover, in the same man-
2 ner as any other debt due the United States, the reason-
3 able charges for such care or services from any person who
4 does not make such disclosure as required: *Provided fur-*
5 *ther*, That any amounts so recovered for care or services
6 provided in a prior fiscal year may be obligated by the
7 Secretary during the fiscal year in which amounts are re-
8 ceived.

9 (INCLUDING TRANSFER OF FUNDS)

10 SEC. 212. Notwithstanding any other provision of
11 law, proceeds or revenues derived from enhanced-use leas-
12 ing activities (including disposal) may be deposited into
13 the “Construction, Major Projects” and “Construction,
14 Minor Projects” accounts and be used for construction
15 (including site acquisition and disposition), alterations,
16 and improvements of any medical facility under the juris-
17 diction or for the use of the Department of Veterans Af-
18 fairs. Such sums as realized are in addition to the amount
19 provided for in “Construction, Major Projects” and “Con-
20 struction, Minor Projects”.

21 SEC. 213. Amounts made available under “Medical
22 Services” are available—

23 (1) for furnishing recreational facilities, sup-
24 plies, and equipment; and

1 (2) for funeral expenses, burial expenses, and
2 other expenses incidental to funerals and burials for
3 beneficiaries receiving care in the Department.

4 (INCLUDING TRANSFER OF FUNDS)

5 SEC. 214. Such sums as may be deposited to the
6 Medical Care Collections Fund pursuant to section 1729A
7 of title 38, United States Code, may be transferred to the
8 “Medical Services” and “Medical Community Care” ac-
9 counts to remain available until expended for the purposes
10 of these accounts.

11 SEC. 215. The Secretary of Veterans Affairs may
12 enter into agreements with Federally Qualified Health
13 Centers in the State of Alaska and Indian tribes and tribal
14 organizations which are party to the Alaska Native Health
15 Compact with the Indian Health Service, to provide
16 healthcare, including behavioral health and dental care, to
17 veterans in rural Alaska. The Secretary shall require par-
18 ticipating veterans and facilities to comply with all appro-
19 priate rules and regulations, as established by the Sec-
20 retary. The term “rural Alaska” shall mean those lands
21 which are not within the boundaries of the municipality
22 of Anchorage or the Fairbanks North Star Borough.

23 (INCLUDING TRANSFER OF FUNDS)

24 SEC. 216. Such sums as may be deposited to the De-
25 partment of Veterans Affairs Capital Asset Fund pursu-

1 ant to section 8118 of title 38, United States Code, may
2 be transferred to the “Construction, Major Projects” and
3 “Construction, Minor Projects” accounts, to remain avail-
4 able until expended for the purposes of these accounts.

5 SEC. 217. Not later than 30 days after the end of
6 each fiscal quarter, the Secretary of Veterans Affairs shall
7 submit to the Committees on Appropriations of both
8 Houses of Congress a report on the financial status of the
9 Department of Veterans Affairs for the preceding quarter:
10 *Provided*, That, at a minimum, the report shall include
11 the direction contained in the paragraph entitled “Quar-
12 terly reporting”, under the heading “General Administra-
13 tion” in the joint explanatory statement accompanying
14 Public Law 114–223.

15 (INCLUDING TRANSFER OF FUNDS)

16 SEC. 218. Amounts made available under the “Med-
17 ical Services”, “Medical Community Care”, “Medical Sup-
18 port and Compliance”, “Medical Facilities”, “General Op-
19 erating Expenses, Veterans Benefits Administration”,
20 “Board of Veterans Appeals”, “General Administration”,
21 and “National Cemetery Administration” accounts for fis-
22 cal year 2021 may be transferred to or from the “Informa-
23 tion Technology Systems” account: *Provided*, That such
24 transfers may not result in a more than 10 percent aggre-
25 gate increase in the total amount made available by this

1 Act for the “Information Technology Systems” account:
2 *Provided further*, That, before a transfer may take place,
3 the Secretary of Veterans Affairs shall request from the
4 Committees on Appropriations of both Houses of Congress
5 the authority to make the transfer and an approval is
6 issued.

7 (INCLUDING TRANSFER OF FUNDS)

8 SEC. 219. Of the amounts appropriated to the De-
9 partment of Veterans Affairs for fiscal year 2021 for
10 “Medical Services”, “Medical Community Care”, “Medical
11 Support and Compliance”, “Medical Facilities”, “Con-
12 struction, Minor Projects”, and “Information Technology
13 Systems”, up to \$322,932,000, plus reimbursements, may
14 be transferred to the Joint Department of Defense—De-
15 partment of Veterans Affairs Medical Facility Demonstra-
16 tion Fund, established by section 1704 of the National De-
17 fense Authorization Act for Fiscal Year 2010 (Public Law
18 111–84; 123 Stat. 3571) and may be used for operation
19 of the facilities designated as combined Federal medical
20 facilities as described by section 706 of the Duncan Hun-
21 ter National Defense Authorization Act for Fiscal Year
22 2009 (Public Law 110–417; 122 Stat. 4500): *Provided*,
23 That additional funds may be transferred from accounts
24 designated in this section to the Joint Department of De-
25 fense—Department of Veterans Affairs Medical Facility

1 Demonstration Fund upon written notification by the Sec-
2 retary of Veterans Affairs to the Committees on Appro-
3 priations of both Houses of Congress: *Provided further*,
4 That section 219 of title II of division F of Public Law
5 116–94 is repealed.

6 (INCLUDING TRANSFER OF FUNDS)

7 SEC. 220. Of the amounts appropriated to the De-
8 partment of Veterans Affairs which become available on
9 October 1, 2021, for “Medical Services”, “Medical Com-
10 munity Care”, “Medical Support and Compliance”, and
11 “Medical Facilities”, up to \$327,126,000, plus reimburse-
12 ments, may be transferred to the Joint Department of De-
13 fense—Department of Veterans Affairs Medical Facility
14 Demonstration Fund, established by section 1704 of the
15 National Defense Authorization Act for Fiscal Year 2010
16 (Public Law 111–84; 123 Stat. 3571) and may be used
17 for operation of the facilities designated as combined Fed-
18 eral medical facilities as described by section 706 of the
19 Duncan Hunter National Defense Authorization Act for
20 Fiscal Year 2009 (Public Law 110–417; 122 Stat. 4500):
21 *Provided*, That additional funds may be transferred from
22 accounts designated in this section to the Joint Depart-
23 ment of Defense—Department of Veterans Affairs Med-
24 ical Facility Demonstration Fund upon written notifica-

1 tion by the Secretary of Veterans Affairs to the Commit-
2 tees on Appropriations of both Houses of Congress.

3 (INCLUDING TRANSFER OF FUNDS)

4 SEC. 221. Such sums as may be deposited to the
5 Medical Care Collections Fund pursuant to section 1729A
6 of title 38, United States Code, for healthcare provided
7 at facilities designated as combined Federal medical facili-
8 ties as described by section 706 of the Duncan Hunter
9 National Defense Authorization Act for Fiscal Year 2009
10 (Public Law 110–417; 122 Stat. 4500) shall also be avail-
11 able: (1) for transfer to the Joint Department of De-
12 fense—Department of Veterans Affairs Medical Facility
13 Demonstration Fund, established by section 1704 of the
14 National Defense Authorization Act for Fiscal Year 2010
15 (Public Law 111–84; 123 Stat. 3571); and (2) for oper-
16 ations of the facilities designated as combined Federal
17 medical facilities as described by section 706 of the Dun-
18 can Hunter National Defense Authorization Act for Fiscal
19 Year 2009 (Public Law 110–417; 122 Stat. 4500): *Pro-*
20 *vided*, That, notwithstanding section 1704(b)(3) of the
21 National Defense Authorization Act for Fiscal Year 2010
22 (Public Law 111–84; 123 Stat. 2573), amounts trans-
23 ferred to the Joint Department of Defense—Department
24 of Veterans Affairs Medical Facility Demonstration Fund
25 shall remain available until expended.

1 (INCLUDING TRANSFER OF FUNDS)

2 SEC. 222. Of the amounts available in this title for
3 “Medical Services”, “Medical Community Care”, “Medical
4 Support and Compliance”, and “Medical Facilities”, a
5 minimum of \$15,000,000 shall be transferred to the
6 DOD–VA Health Care Sharing Incentive Fund, as au-
7 thorized by section 8111(d) of title 38, United States
8 Code, to remain available until expended, for any purpose
9 authorized by section 8111 of title 38, United States Code.

10 SEC. 223. The Secretary of Veterans Affairs shall no-
11 tify the Committees on Appropriations of both Houses of
12 Congress of all bid savings in a major construction project
13 that total at least \$5,000,000, or 5 percent of the pro-
14 grammed amount of the project, whichever is less: *Pro-*
15 *vided*, That such notification shall occur within 14 days
16 of a contract identifying the programmed amount: *Pro-*
17 *vided further*, That the Secretary shall notify the Commit-
18 tees on Appropriations of both Houses of Congress 14
19 days prior to the obligation of such bid savings and shall
20 describe the anticipated use of such savings.

21 SEC. 224. None of the funds made available for
22 “Construction, Major Projects” may be used for a project
23 in excess of the scope specified for that project in the origi-
24 nal justification data provided to the Congress as part of
25 the request for appropriations unless the Secretary of Vet-

1 erans Affairs receives approval from the Committees on
2 Appropriations of both Houses of Congress.

3 SEC. 225. Not later than 30 days after the end of
4 each fiscal quarter, the Secretary of Veterans Affairs shall
5 submit to the Committees on Appropriations of both
6 Houses of Congress a quarterly report containing perform-
7 ance measures and data from each Veterans Benefits Ad-
8 ministration Regional Office: *Provided*, That, at a min-
9 imum, the report shall include the direction contained in
10 the section entitled “Disability claims backlog”, under the
11 heading “General Operating Expenses, Veterans Benefits
12 Administration” in the joint explanatory statement accom-
13 panying Public Law 114–223: *Provided further*, That the
14 report shall also include information on the number of ap-
15 peals pending at the Veterans Benefits Administration as
16 well as the Board of Veterans Appeals on a quarterly
17 basis.

18 SEC. 226. The Secretary of Veterans Affairs shall
19 provide written notification to the Committees on Appro-
20 priations of both Houses of Congress 15 days prior to or-
21 ganizational changes which result in the transfer of 25 or
22 more full-time equivalents from one organizational unit of
23 the Department of Veterans Affairs to another.

24 SEC. 227. The Secretary of Veterans Affairs shall
25 provide on a quarterly basis to the Committees on Appro-

1 priations of both Houses of Congress notification of any
2 single national outreach and awareness marketing cam-
3 paign in which obligations exceed \$1,000,000.

4 (INCLUDING TRANSFER OF FUNDS)

5 SEC. 228. The Secretary of Veterans Affairs, upon
6 determination that such action is necessary to address
7 needs of the Veterans Health Administration, may trans-
8 fer to the “Medical Services” account any discretionary
9 appropriations made available for fiscal year 2021 in this
10 title (except appropriations made to the “General Oper-
11 ating Expenses, Veterans Benefits Administration” ac-
12 count) or any discretionary unobligated balances within
13 the Department of Veterans Affairs, including those ap-
14 propriated for fiscal year 2021, that were provided in ad-
15 vance by appropriations Acts: *Provided*, That transfers
16 shall be made only with the approval of the Office of Man-
17 agement and Budget: *Provided further*, That the transfer
18 authority provided in this section is in addition to any
19 other transfer authority provided by law: *Provided further*,
20 That no amounts may be transferred from amounts that
21 were designated by Congress as an emergency requirement
22 pursuant to a concurrent resolution on the budget or the
23 Balanced Budget and Emergency Deficit Control Act of
24 1985: *Provided further*, That such authority to transfer
25 may not be used unless for higher priority items, based

1 on emergent healthcare requirements, than those for
2 which originally appropriated and in no case where the
3 item for which funds are requested has been denied by
4 Congress: *Provided further*, That, upon determination that
5 all or part of the funds transferred from an appropriation
6 are not necessary, such amounts may be transferred back
7 to that appropriation and shall be available for the same
8 purposes as originally appropriated: *Provided further*,
9 That before a transfer may take place, the Secretary of
10 Veterans Affairs shall request from the Committees on
11 Appropriations of both Houses of Congress the authority
12 to make the transfer and receive approval of that request.

13 (INCLUDING TRANSFER OF FUNDS)

14 SEC. 229. Amounts made available for the Depart-
15 ment of Veterans Affairs for fiscal year 2021, under the
16 “Board of Veterans Appeals” and the “General Operating
17 Expenses, Veterans Benefits Administration” accounts
18 may be transferred between such accounts: *Provided*, That
19 before a transfer may take place, the Secretary of Vet-
20 erans Affairs shall request from the Committees on Appro-
21 priations of both Houses of Congress the authority to
22 make the transfer and receive approval of that request.

23 SEC. 230. The Secretary of Veterans Affairs may not
24 reprogram funds among major construction projects or
25 programs if such instance of reprogramming will exceed

1 \$7,000,000, unless such reprogramming is approved by
2 the Committees on Appropriations of both Houses of Con-
3 gress.

4 SEC. 231. (a) The Secretary of Veterans Affairs shall
5 ensure that the toll-free suicide hotline under section
6 1720F(h) of title 38, United States Code—

7 (1) provides to individuals who contact the hot-
8 line immediate assistance from a trained profes-
9 sional; and

10 (2) adheres to all requirements of the American
11 Association of Suicidology.

12 (b)(1) None of the funds made available by this Act
13 may be used to enforce or otherwise carry out any Execu-
14 tive action that prohibits the Secretary of Veterans Affairs
15 from appointing an individual to occupy a vacant civil
16 service position, or establishing a new civil service position,
17 at the Department of Veterans Affairs with respect to
18 such a position relating to the hotline specified in sub-
19 section (a).

20 (2) In this subsection—

21 (A) the term “civil service” has the meaning
22 given such term in section 2101(1) of title 5, United
23 States Code; and

24 (B) the term “Executive action” includes—

1 (i) any Executive order, presidential memo-
2 randum, or other action by the President; and

3 (ii) any agency policy, order, or other di-
4 rective.

5 (c)(1) The Secretary of Veterans Affairs shall con-
6 duct a study on the effectiveness of the hotline specified
7 in subsection (a) during the five-year period beginning on
8 January 1, 2016, based on an analysis of national suicide
9 data and data collected from such hotline.

10 (2) At a minimum, the study required by paragraph
11 (1) shall—

12 (A) determine the number of veterans who con-
13 tact the hotline specified in subsection (a) and who
14 receive follow up services from the hotline or mental
15 health services from the Department of Veterans Af-
16 fairs thereafter;

17 (B) determine the number of veterans who con-
18 tact the hotline who are not referred to, or do not
19 continue receiving, mental health care who commit
20 suicide; and

21 (C) determine the number of veterans described
22 in subparagraph (A) who commit or attempt suicide.

23 SEC. 232. None of the funds in this or any other Act
24 may be used to close Department of Veterans Affairs (VA)
25 hospitals, domiciliaries, or clinics, conduct an environ-

1 mental assessment, or to diminish healthcare services at
2 existing Veterans Health Administration medical facilities
3 located in Veterans Integrated Service Network 23 as part
4 of a planned realignment of VA services until the Sec-
5 retary provides to the Committees on Appropriations of
6 both Houses of Congress a report including the following
7 elements—

8 (1) a national realignment strategy that in-
9 cludes a detailed description of realignment plans
10 within each Veterans Integrated Services Network
11 (VISN), including an updated Long Range Capital
12 Plan to implement realignment requirements;

13 (2) an explanation of the process by which
14 those plans were developed and coordinated within
15 each VISN;

16 (3) a cost versus benefit analysis of each
17 planned realignment, including the cost of replacing
18 Veterans Health Administration services with con-
19 tract care or other outsourced services;

20 (4) an analysis of how any such planned re-
21 alignment of services will impact access to care for
22 veterans living in rural or highly rural areas, includ-
23 ing travel distances and transportation costs to ac-
24 cess a VA medical facility and availability of local
25 specialty and primary care;

1 (5) an inventory of VA buildings with historic
2 designation and the methodology used to determine
3 the buildings' condition and utilization;

4 (6) a description of how any realignment will be
5 consistent with requirements under the National
6 Historic Preservation Act; and

7 (7) consideration given for reuse of historic
8 buildings within newly identified realignment re-
9 quirements: *Provided*, That, this provision shall not
10 apply to capital projects in VISN 23, or any other
11 VISN, which have been authorized or approved by
12 Congress.

13 SEC. 233. Effective during the period beginning on
14 October 1, 2018 and ending on January 1, 2024, none
15 of the funds made available to the Secretary of Veterans
16 Affairs by this or any other Act may be obligated or ex-
17 pended in contravention of the "Veterans Health Adminis-
18 tration Clinical Preventive Services Guidance Statement
19 on the Veterans Health Administration's Screening for
20 Breast Cancer Guidance" published on May 10, 2017, as
21 issued by the Veterans Health Administration National
22 Center for Health Promotion and Disease Prevention.

23 SEC. 234. (a) Chapter 17 of title 38, United States
24 Code, is amended by inserting after section 1720I the fol-
25 lowing new section:

1 **“§ 1720J. Provision of assisted reproductive tech-**
2 **nology or adoption reimbursements for**
3 **certain disabled veterans**

4 “(a) PROVISION OF SERVICES.—Subject to the avail-
5 ability of appropriations, the Secretary may provide—

6 “(1) fertility counseling and treatment using as-
7 sisted reproductive technology to a covered veteran
8 or the spouse of a covered veteran; or

9 “(2) adoption reimbursement to a covered vet-
10 eran.

11 “(b) LIMITATIONS.—Amounts made available for the
12 purposes specified in subsection (a) are subject to the re-
13 quirements for funds contained in section 508 of division
14 H of the Consolidated Appropriations Act, 2017 (Public
15 Law 115–31).

16 “(c) DEFINITIONS.—In this section:

17 “(1) The term ‘adoption reimbursement’ means
18 reimbursement for the adoption-related expenses for
19 an adoption that is finalized after the date of the en-
20 actment of this section under the same terms as
21 apply under the adoption reimbursement program of
22 the Department of Defense, as authorized in De-
23 partment of Defense Instruction 1341.09, including
24 the reimbursement limits and requirements set forth
25 in such instruction, as in effect on the date of the
26 enactment of this section.

1 “(2) The term ‘assisted reproductive tech-
2 nology’ means benefits relating to reproductive as-
3 sistance provided to a member of the Armed Forces
4 who incurs a serious injury or illness on active duty
5 pursuant to section 1074(c)(4)(A) of title 10, as de-
6 scribed in the memorandum on the subject of ‘Policy
7 for Assisted Reproductive Services for the Benefit of
8 Seriously or Severely Ill/Injured (Category II or III)
9 Active Duty Service Members’ issued by the Assist-
10 ant Secretary of Defense for Health Affairs on April
11 3, 2012, and the guidance issued to implement such
12 policy, as in effect on the date of the enactment of
13 this section, including any limitations on the amount
14 of such benefits available to such a member, except
15 that—

16 “(A) the periods regarding embryo
17 cryopreservation and storage set forth in part
18 III(G) and in part IV(H) of the first part IV
19 of such memorandum shall not apply; and

20 “(B) such term includes embryo
21 cryopreservation and storage without limitation
22 on the duration of such cryopreservation and
23 storage.

24 “(3) The term ‘covered veteran’ means a vet-
25 eran who has a service-connected disability that re-

1 sults in the inability of the veteran to procreate
2 without the use of fertility treatment.”.

3 (b) The table of sections at the beginning of such
4 chapter is amended by inserting after the item relating
5 to section 1720I the following new item:

“1720J. Provision of assisted reproductive technology or adoption reimburse-
ments for certain disabled veterans.”.

6 SEC. 235. None of the funds appropriated or other-
7 wise made available by this Act or any other Act for the
8 Department of Veterans Affairs may be used in a manner
9 that is inconsistent with: (1) section 842 of the Transpor-
10 tation, Treasury, Housing and Urban Development, the
11 Judiciary, the District of Columbia, and Independent
12 Agencies Appropriations Act, 2006 (Public Law 109–115;
13 119 Stat. 2506); or (2) section 8110(a)(5) of title 38,
14 United States Code.

15 SEC. 236. Section 842 of Public Law 109–115 shall
16 not apply to conversion of an activity or function of the
17 Veterans Health Administration, Veterans Benefits Ad-
18 ministration, or National Cemetery Administration to con-
19 tractor performance by a business concern that is at least
20 51 percent owned by one or more Indian tribes as defined
21 in section 5304(e) of title 25, United States Code, or one
22 or more Native Hawaiian Organizations as defined in sec-
23 tion 637(a)(15) of title 15, United States Code.

1 SEC. 237. (a) Except as provided in subsection (b),
2 the Secretary of Veterans Affairs, in consultation with the
3 Secretary of Defense and the Secretary of Labor, shall dis-
4 continue using Social Security account numbers to identify
5 individuals in all information systems of the Department
6 of Veterans Affairs as follows:

7 (1) For all veterans submitting to the Secretary
8 of Veterans Affairs new claims for benefits under
9 laws administered by the Secretary, not later than 5
10 years after the date of the enactment of this Act.

11 (2) For all individuals not described in para-
12 graph (1), not later than 8 years after the date of
13 the enactment of this Act.

14 (b) The Secretary of Veterans Affairs may use a So-
15 cial Security account number to identify an individual in
16 an information system of the Department of Veterans Af-
17 fairs if and only if the use of such number is required
18 to obtain information the Secretary requires from an in-
19 formation system that is not under the jurisdiction of the
20 Secretary.

21 SEC. 238. For funds provided to the Department of
22 Veterans Affairs for each of fiscal year 2021 and 2022
23 for “Medical Services”, section 239 of Division A of Public
24 Law 114–223 shall apply.

1 SEC. 239. None of the funds appropriated in this or
2 prior appropriations Acts or otherwise made available to
3 the Department of Veterans Affairs may be used to trans-
4 fer any amounts from the Filipino Veterans Equity Com-
5 pensation Fund to any other account within the Depart-
6 ment of Veterans Affairs.

7 SEC. 240. Of the funds provided to the Department
8 of Veterans Affairs for each of fiscal year 2021 and fiscal
9 year 2022 for “Medical Services”, funds may be used in
10 each year to carry out and expand the child care program
11 authorized by section 205 of Public Law 111–163, not-
12 withstanding subsection (e) of such section.

13 SEC. 241. None of the funds appropriated or other-
14 wise made available in this title may be used by the Sec-
15 retary of Veterans Affairs to enter into an agreement re-
16 lated to resolving a dispute or claim with an individual
17 that would restrict in any way the individual from speak-
18 ing to members of Congress or their staff on any topic
19 not otherwise prohibited from disclosure by Federal law
20 or required by Executive Order to be kept secret in the
21 interest of national defense or the conduct of foreign af-
22 fairs.

23 SEC. 242. For funds provided to the Department of
24 Veterans Affairs for each of fiscal year 2021 and 2022,

1 section 258 of Division A of Public Law 114–223 shall
2 apply.

3 SEC. 243. (a) None of the funds appropriated or oth-
4 erwise made available by this Act may be used to deny
5 an Inspector General funded under this Act timely access
6 to any records, documents, or other materials available to
7 the department or agency of the United States Govern-
8 ment over which such Inspector General has responsibil-
9 ities under the Inspector General Act of 1978 (5 U.S.C.
10 App.), or to prevent or impede the access of such Inspector
11 General to such records, documents, or other materials,
12 under any provision of law, except a provision of law that
13 expressly refers to such Inspector General and expressly
14 limits the right of access of such Inspector General.

15 (b) A department or agency covered by this section
16 shall provide its Inspector General access to all records,
17 documents, and other materials in a timely manner.

18 (c) Each Inspector General covered by this section
19 shall ensure compliance with statutory limitations on dis-
20 closure relevant to the information provided by the depart-
21 ment or agency over which that Inspector General has re-
22 sponsibilities under the Inspector General Act of 1978 (5
23 U.S.C. App.).

24 (d) Each Inspector General covered by this section
25 shall report to the Committee on Appropriations of the

1 Senate and the Committee on Appropriations of the House
2 of Representatives within 5 calendar days of any failure
3 by any department or agency covered by this section to
4 comply with this section.

5 SEC. 244. None of the funds made available in this
6 Act may be used in a manner that would increase wait
7 times for veterans who seek care at medical facilities of
8 the Department of Veterans Affairs.

9 SEC. 245. None of the funds appropriated or other-
10 wise made available by this Act to the Veterans Health
11 Administration may be used in fiscal year 2021 to convert
12 any program which received specific purpose funds in fis-
13 cal year 2020 to a general purpose funded program unless
14 the Secretary of Veterans Affairs submits written notifica-
15 tion of any such proposal to the Committees on Appropria-
16 tions of both Houses of Congress at least thirty days prior
17 to any such action and an approval is issued by the Com-
18 mittees.

19 SEC. 246. (a) Except as provided by subsection (b),
20 none of the funds made available by this Act may be used
21 by the Secretary of Veterans Affairs to purchase, breed,
22 transport, house, feed, maintain, dispose of, or experiment
23 on, dogs as part of the conduct of any study including
24 an assignment of pain category D or E, as defined by the
25 Pain and Distress Categories of the Department of Agri-

1 culture (or such successor categories developed pursuant
2 to section 13 of the Animal Welfare Act (7 U.S.C. 2143)).

3 (b) Subsection (a) shall not apply to training pro-
4 grams or studies of service dogs described in section 1714
5 of title 38, United States Code, or section 17.148 of title
6 38, Code of Federal Regulations.

7 SEC. 247. None of the funds made available by this
8 Act may be used by the Secretary of Veterans Affairs to
9 close the community based outpatient clinic located in
10 Bainbridge, New York, until the Secretary of Veterans Af-
11 fairs submits to the Committees on Appropriations of the
12 House of Representatives and the Senate a market area
13 assessment.

14 SEC. 248. (a) Not later than 180 days after the date
15 of the enactment of this Act, and not less frequently than
16 once every five-year period thereafter, the Secretary of
17 Veterans Affairs shall update the handbook of the Depart-
18 ment of Veterans Affairs titled “Planning and Activating
19 Community Based Outpatient Clinics”, or a successor
20 handbook, to reflect current policies, best practices, and
21 clarify the roles and responsibilities of the personnel of
22 the Department involved in the leasing projects of the De-
23 partment.

24 (b) The Secretary shall ensure that the handbook
25 specified in subsection (a) defines “community based out-

1 patient clinic” in the same manner as such term is defined
2 in the Veterans Health Administration Site Tracking
3 database (commonly known as “VAST”) as of the date
4 of the enactment of this Act.

5 (c) The Secretary shall ensure that the Veterans
6 Health Administration incorporates the best practices con-
7 tained in the handbook specified in subsection (a) in con-
8 ducting oversight of the medical centers of the Depart-
9 ment of Veterans Affairs and the Veterans Integrated
10 Service Network.

11 (d) Not later than 180 days after the date of the en-
12 actment of this Act, the Secretary shall provide guidance
13 and training to employees of the Veterans Health Admin-
14 istration for the use of the handbook specified in sub-
15 section (a). The Secretary shall update such guidance and
16 training together with each update of such handbook.

17 SEC. 249. Amounts made available for the “Veterans
18 Health Administration, Medical Community Care” ac-
19 count in this or any other Act for fiscal years 2021 and
20 2022 may be used for expenses that would have otherwise
21 been payable from the Veterans Choice Fund established
22 by section 802 of the Veterans Access, Choice, and Ac-
23 countability Act, as amended (38 U.S.C. 1701 note).

24 SEC. 250. Obligations and expenditures applicable to
25 the “Medical Services” account in fiscal years 2017

1 through 2019 for aid to state homes (as authorized by
2 section 1741 of title 38, United States Code) shall remain
3 in the “Medical Community Care” account for such fiscal
4 years.

5 SEC. 251. Of the total amounts made available on
6 October 1, 2020, under the headings “Department of Vet-
7 erans Affairs—Veterans Health Administration—Medical
8 Services”, “Department of Veterans Affairs—Veterans
9 Health Administration—Medical Community Care”, “De-
10 partment of Veterans Affairs—Veterans Health Adminis-
11 tration—Medical Support and Compliance”, and “Depart-
12 ment of Veterans Affairs—Veterans Health Administra-
13 tion—Medical Facilities”, \$660,691,000 shall be made
14 available for gender-specific care for women.

15 TITLE III

16 RELATED AGENCIES

17 AMERICAN BATTLE MONUMENTS COMMISSION

18 SALARIES AND EXPENSES

19 For necessary expenses, not otherwise provided for,
20 of the American Battle Monuments Commission, including
21 the acquisition of land or interest in land in foreign coun-
22 tries; purchases and repair of uniforms for caretakers of
23 national cemeteries and monuments outside of the United
24 States and its territories and possessions; rent of office
25 and garage space in foreign countries; purchase (one-for-

1 one replacement basis only) and hire of passenger motor
2 vehicles; not to exceed \$15,000 for official reception and
3 representation expenses; and insurance of official motor
4 vehicles in foreign countries, when required by law of such
5 countries, \$84,100,000, to remain available until ex-
6 pended.

7 FOREIGN CURRENCY FLUCTUATIONS ACCOUNT

8 For necessary expenses, not otherwise provided for,
9 of the American Battle Monuments Commission, such
10 sums as may be necessary, to remain available until ex-
11 pended, for purposes authorized by section 2109 of title
12 36, United States Code.

13 UNITED STATES COURT OF APPEALS FOR VETERANS

14 CLAIMS

15 SALARIES AND EXPENSES

16 For necessary expenses for the operation of the
17 United States Court of Appeals for Veterans Claims as
18 authorized by sections 7251 through 7298 of title 38,
19 United States Code, \$37,100,000: *Provided*, That
20 \$3,286,509 shall be available for the purpose of providing
21 financial assistance as described and in accordance with
22 the process and reporting procedures set forth under this
23 heading in Public Law 102–229.

1 DEPARTMENT OF DEFENSE—CIVIL

2 CEMETERIAL EXPENSES, ARMY

3 SALARIES AND EXPENSES

4 For necessary expenses for maintenance, operation,
5 and improvement of Arlington National Cemetery and Sol-
6 diers' and Airmen's Home National Cemetery, including
7 the purchase or lease of passenger motor vehicles for re-
8 placement on a one-for-one basis only, and not to exceed
9 \$2,000 for official reception and representation expenses,
10 \$81,815,000, of which not to exceed \$15,000,000 shall re-
11 main available until September 30, 2023. In addition,
12 such sums as may be necessary for parking maintenance,
13 repairs and replacement, to be derived from the "Lease
14 of Department of Defense Real Property for Defense
15 Agencies" account.

16 ARMED FORCES RETIREMENT HOME

17 TRUST FUND

18 For expenses necessary for the Armed Forces Retire-
19 ment Home to operate and maintain the Armed Forces
20 Retirement Home—Washington, District of Columbia,
21 and the Armed Forces Retirement Home—Gulfport, Mis-
22 sissippi, to be paid from funds available in the Armed
23 Forces Retirement Home Trust Fund, \$73,100,000, to re-
24 main available until September 30, 2022; of which
25 \$8,800,000 shall remain available until expended for con-

1 struction and renovation of the physical plants at the
2 Armed Forces Retirement Home—Washington, District of
3 Columbia, and the Armed Forces Retirement Home—
4 Gulfport, Mississippi: *Provided*, That of the amounts made
5 available under this heading from funds available in the
6 Armed Forces Retirement Home Trust Fund,
7 \$22,000,000 shall be paid from the general fund of the
8 Treasury to the Trust Fund.

9 ADMINISTRATIVE PROVISION

10 SEC. 301. Amounts deposited into the special account
11 established under 10 U.S.C. 7727 are appropriated and
12 shall be available until expended to support activities at
13 the Army National Military Cemeteries.

14 TITLE IV

15 OVERSEAS CONTINGENCY OPERATIONS

16 DEPARTMENT OF DEFENSE

17 MILITARY CONSTRUCTION, ARMY

18 For an additional amount for “Military Construction,
19 Army”, \$16,111,000, to remain available until September
20 30, 2025, for projects outside of the United States: *Pro-*
21 *vided*, That such amount is designated by the Congress
22 for Overseas Contingency Operations/Global War on Ter-
23 rorism pursuant to section 251(b)(2)(A)(ii) of the Bal-
24 anced Budget and Emergency Deficit Control Act of 1985.

1 MILITARY CONSTRUCTION, NAVY AND MARINE CORPS

2 For an additional amount for “Military Construction,
3 Navy and Marine Corps”, \$70,020,000, to remain avail-
4 able until September 30, 2025, for projects outside of the
5 United States: *Provided*, That such amount is designated
6 by the Congress for Overseas Contingency Operations/
7 Global War on Terrorism pursuant to section
8 251(b)(2)(A)(ii) of the Balanced Budget and Emergency
9 Deficit Control Act of 1985.

10 MILITARY CONSTRUCTION, AIR FORCE

11 For an additional amount for “Military Construction,
12 Air Force” \$263,869,000, to remain available until Sep-
13 tember 30, 2025, for projects outside of the United States:
14 *Provided*, That such amount is designated by the Congress
15 for Overseas Contingency Operations/Global War on Ter-
16 rorism pursuant to section 251(b)(2)(A)(ii) of the Bal-
17 anced Budget and Emergency Deficit Control Act of 1985.

18 ADMINISTRATIVE PROVISION

19 SEC. 401. None of the funds appropriated for mili-
20 tary construction projects outside the United States under
21 this title may be obligated or expended for planning and
22 design of any project associated with the European Deter-
23 rence Initiative until the Secretary of Defense develops
24 and submits to the congressional defense committees, in
25 a classified and unclassified format, a list of all of the mili-

1 tary construction projects associated with the European
2 Deterrence Initiative which the Secretary anticipates will
3 be carried out during each of the fiscal years 2022
4 through 2026.

5 TITLE V

6 GENERAL PROVISIONS

7 SEC. 501. No part of any appropriation contained in
8 this Act shall remain available for obligation beyond the
9 current fiscal year unless expressly so provided herein.

10 SEC. 502. None of the funds made available in this
11 Act may be used for any program, project, or activity,
12 when it is made known to the Federal entity or official
13 to which the funds are made available that the program,
14 project, or activity is not in compliance with any Federal
15 law relating to risk assessment, the protection of private
16 property rights, or unfunded mandates.

17 SEC. 503. All departments and agencies funded under
18 this Act are encouraged, within the limits of the existing
19 statutory authorities and funding, to expand their use of
20 “E-Commerce” technologies and procedures in the con-
21 duct of their business practices and public service activi-
22 ties.

23 SEC. 504. Unless stated otherwise, all reports and no-
24 tifications required by this Act shall be submitted to the
25 Subcommittee on Military Construction and Veterans Af-

1 fairs, and Related Agencies of the Committee on Appro-
2 priations of the House of Representatives and the Sub-
3 committee on Military Construction and Veterans Affairs,
4 and Related Agencies of the Committee on Appropriations
5 of the Senate.

6 SEC. 505. None of the funds made available in this
7 Act may be transferred to any department, agency, or in-
8 strumentality of the United States Government except
9 pursuant to a transfer made by, or transfer authority pro-
10 vided in, this or any other appropriations Act.

11 SEC. 506. None of the funds made available in this
12 Act may be used for a project or program named for an
13 individual serving as a Member, Delegate, or Resident
14 Commissioner of the United States House of Representa-
15 tives.

16 SEC. 507. (a) Any agency receiving funds made avail-
17 able in this Act, shall, subject to subsections (b) and (c),
18 post on the public Web site of that agency any report re-
19 quired to be submitted by the Congress in this or any
20 other Act, upon the determination by the head of the agen-
21 cy that it shall serve the national interest.

22 (b) Subsection (a) shall not apply to a report if—

23 (1) the public posting of the report com-
24 promises national security; or

1 (2) the report contains confidential or propri-
2 etary information.

3 (c) The head of the agency posting such report shall
4 do so only after such report has been made available to
5 the requesting Committee or Committees of Congress for
6 no less than 45 days.

7 SEC. 508. (a) None of the funds made available in
8 this Act may be used to maintain or establish a computer
9 network unless such network blocks the viewing,
10 downloading, and exchanging of pornography.

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

15 SEC. 509. None of the funds made available in this
16 Act may be used by an agency of the executive branch
17 to pay for first-class travel by an employee of the agency
18 in contravention of sections 301–10.122 through 301–
19 10.124 of title 41, Code of Federal Regulations.

20 SEC. 510. None of the funds made available in this
21 Act may be used to execute a contract for goods or serv-
22 ices, including construction services, where the contractor
23 has not complied with Executive Order No. 12989.

24 SEC. 511. None of the funds made available by this
25 Act may be used by the Department of Defense or the

1 Department of Veterans Affairs to lease or purchase new
2 light duty vehicles for any executive fleet, or for an agen-
3 cy's fleet inventory, except in accordance with Presidential
4 Memorandum—Federal Fleet Performance, dated May
5 24, 2011.

6 SEC. 512. None of the funds made available by this
7 Act may be used in contravention of section 101(e)(8) of
8 title 10, United States Code.

9 SEC. 513. Notwithstanding any other provision of
10 law, none of the funds appropriated in this or any other
11 Act for a military construction project, as defined by sec-
12 tion 2801 of title 10, United States Code, for any of fiscal
13 years 2016 through 2020 or for fiscal year 2021 may be
14 obligated, expended, or used to design, construct, or carry
15 out—

16 (1) a project to construct a wall, barrier, fence,
17 or road along the Southern border of the United
18 States;

19 (2) a road to provide access to a wall, barrier,
20 or fence constructed along the Southern border of
21 the United States; or

22 (3) any military construction project for which
23 funds were appropriated for any of fiscal years 2016
24 through 2020, but that were rescinded or postponed

1 by reason of the declaration of a national emergency
2 on February 15, 2019.

3 This Act may be cited as the “Military Construction,
4 Veterans Affairs, and Related Agencies Appropriations
5 Act, 2021”.

