

AMENDMENT NO. \_\_\_\_\_ Calendar No. \_\_\_\_\_

Purpose: In the nature of a substitute.

**IN THE SENATE OF THE UNITED STATES—116th Cong., 1st Sess.**

**H.R. 268**

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

Referred to the Committee on \_\_\_\_\_ and  
ordered to be printed

Ordered to lie on the table and to be printed

AMENDMENT IN THE NATURE OF A SUBSTITUTE intended  
to be proposed by \_\_\_\_\_

Viz:

- 1       Strike all after the enacting clause and insert the fol-
- 2   lowing:
- 3   That the following sums are hereby appropriated, out of
- 4   any money in the Treasury not otherwise appropriated,
- 5   and out of applicable corporate or other revenues, receipts,
- 6   and funds, for the several departments, agencies, corpora-
- 7   tions, and other organizational units of Government for
- 8   fiscal year 2019, and for other purposes, namely:

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

6 For an additional amount for the “Office of the Sec-  
7 retary”, \$3,005,442,000, which shall remain available  
8 until December 31, 2020, for necessary expenses related  
9 to losses of crops (including milk, on-farm stored commod-  
10 ities, and harvested adulterated wine grapes), trees,  
11 bushes, and vines, as a consequence of Hurricanes Michael  
12 and Florence, other hurricanes, floods, tornadoes, ty-  
13 phoons, volcanic activity, snowstorms, and wildfires occur-  
14 ring in calendar years 2018 and 2019 under such terms  
15 and conditions as determined by the Secretary: *Provided*,  
16 That the Secretary may provide assistance for such losses  
17 in the form of block grants to eligible states and territories  
18 and such assistance may include compensation to pro-  
19 ducers, as determined by the Secretary, for past or future  
20 crop insurance premiums, forest restoration, and poultry  
21 and livestock losses: *Provided further*, That of the amounts  
22 provided under this heading, tree assistance payments  
23 may be made under section 1501(e) of the Agricultural  
24 Act of 2014 (7 U.S.C. 9081(e)) to eligible orchardists or  
25 nursery tree growers (as defined in such section) of pecan

1 trees with a tree mortality rate that exceeds 7.5 percent  
2 (adjusted for normal mortality) and is less than 15 per-  
3 cent (adjusted for normal mortality), to be available until  
4 expended, for losses incurred during the period beginning  
5 January 1, 2018, and ending December 31, 2018: *Pro-*  
6 *vided further*, That in the case of producers impacted by  
7 volcanic activity that resulted in the loss of crop land, or  
8 access to crop land, the Secretary shall consider all meas-  
9 ures available, as appropriate, to bring replacement land  
10 into production: *Provided further*, That the total amount  
11 of payments received under this heading and applicable  
12 policies of crop insurance under the Federal Crop Insur-  
13 ance Act (7 U.S.C. 1501 et seq.) or the Noninsured Crop  
14 Disaster Assistance Program (NAP) under section 196 of  
15 the Federal Agriculture Improvement and Reform Act of  
16 1996 (7 U.S.C. 7333) shall not exceed 90 percent of the  
17 loss as determined by the Secretary: *Provided further*,  
18 That the total amount of payments received under this  
19 heading for producers who did not obtain a policy or plan  
20 of insurance for an insurable commodity for the applicable  
21 crop year under the Federal Crop Insurance Act (7 U.S.C.  
22 1501 et seq.) for the crop incurring the losses or did not  
23 file the required paperwork and pay the service fee by the  
24 applicable State filing deadline for a noninsurable com-  
25 modity for the applicable crop year under NAP for the

1 crop incurring the losses shall not exceed 70 percent of  
2 the loss as determined by the Secretary: *Provided further*,  
3 That producers receiving payments under this heading, as  
4 determined by the Secretary, shall be required to purchase  
5 crop insurance where crop insurance is available for the  
6 next two available crop years, excluding tree insurance  
7 policies, and producers receiving payments under this  
8 heading shall be required to purchase coverage under NAP  
9 where crop insurance is not available in the next two avail-  
10 able crop years, as determined by the Secretary: *Provided*  
11 *further*, That, not later than 120 days after the end of  
12 fiscal year 2019, the Secretary shall submit a report to  
13 the Congress specifying the type, amount, and method of  
14 such assistance by state and territory: *Provided further*,  
15 That such amount is designated by the Congress as being  
16 for an emergency requirement pursuant to section  
17 251(b)(2)(A)(i) of the Balanced Budget and Emergency  
18 Deficit Control Act of 1985.

19 FARM SERVICE AGENCY

20 EMERGENCY FOREST RESTORATION PROGRAM

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

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

5           NATURAL RESOURCES CONSERVATION SERVICE

6           WATERSHED AND FLOOD PREVENTION OPERATIONS

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

17                           RURAL DEVELOPMENT

18           RURAL COMMUNITY FACILITIES PROGRAM ACCOUNT

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

1 remain available until expended: *Provided*, That sections  
2 381E-H and 381N of the Consolidated Farm and Rural  
3 Development Act are not applicable to the funds made  
4 available under this heading: *Provided further*, That such  
5 amount is designated by the Congress as being for an  
6 emergency requirement pursuant to section  
7 251(b)(2)(A)(i) of the Balanced Budget and Emergency  
8 Deficit Control Act of 1985.

9           GENERAL PROVISIONS—THIS TITLE

10       SEC. 101. In addition to other amounts made avail-  
11 able by section 309 of division A of the Additional Supple-  
12 mental Appropriations for Disaster Relief Requirements  
13 Act, 2017 (Public Law 115–72; 131 Stat. 1229), there  
14 is hereby appropriated \$600,000,000 for the Secretary of  
15 Agriculture to provide a grant to the Commonwealth of  
16 Puerto Rico for disaster nutrition assistance in response  
17 to Presidentially declared major disasters and emer-  
18 gencies: *Provided*, That the funds made available to the  
19 Commonwealth of Puerto Rico under this section shall re-  
20 main available for obligation by the Commonwealth until  
21 September 30, 2020, and shall be in addition to funds oth-  
22 erwise made available: *Provided further*, That such amount  
23 is designated by the Congress as being for an emergency  
24 requirement pursuant to section 251(b)(2)(A)(i) of the

1 Balanced Budget and Emergency Deficit Control Act of  
2 1985.

3 SEC. 102. In addition to amounts otherwise made  
4 available, out of the funds made available under section  
5 18 of the Food and Nutrition Act of 2008, \$25,200,000  
6 shall be available for the Secretary to provide a grant to  
7 the Commonwealth of the Northern Mariana Islands for  
8 disaster nutrition assistance in response to the Presi-  
9 dentially declared major disasters and emergencies: *Pro-*  
10 *vided*, That funds made available to the Commonwealth  
11 of the Northern Mariana Islands under this section shall  
12 remain available for obligation by the Commonwealth until  
13 September 30, 2020: *Provided further*, That such amount  
14 is designated by the Congress as being for an emergency  
15 requirement pursuant to section 251(b)(2)(A)(i) of the  
16 Balanced Budget and Emergency Deficit Control Act of  
17 1985.

18 SEC. 103. For purposes of administering title I of  
19 subdivision 1 of division B of the Bipartisan Budget Act  
20 of 2018 (Public Law 115–123), losses to agricultural pro-  
21 ducers resulting from hurricanes shall also include losses  
22 of peach and blueberry crops in calendar year 2017 due  
23 to extreme cold: *Provided*, That the amounts provided by  
24 this section are designated by the Congress as being for  
25 an emergency requirement pursuant to section

1 251(b)(2)(A)(i) of the Balanced Budget and Emergency  
2 Deficit Control Act of 1985: *Provided further*, That  
3 amounts repurposed under this heading that were pre-  
4 viously designated by the Congress as an emergency re-  
5 quirement pursuant to the Balanced Budget and Emer-  
6 gency Deficit Control Act of 1985 are designated by the  
7 Congress as an emergency requirement pursuant to sec-  
8 tion 251(b)(2)(A)(i) of the Balanced Budget and Emer-  
9 gency Deficit Control Act of 1985.

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

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

21 (b) A person or legal entity may not receive a pay-  
22 ment under the Market Facilitation Program described in  
23 subsection (a)(1), directly or indirectly, of more than  
24 \$125,000.



1 (c) In this section, the term “average adjusted gross  
2 income” has the meaning given the term defined in section  
3 760.1502 of title 7 Code of Federal Regulations (as in  
4 effect July 18, 2018).

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

9 SEC. 105. There is hereby appropriated \$5,000,000,  
10 to remain available until September 30, 2020, for the Sec-  
11 retary of Agriculture to conduct an independent study, in-  
12 cluding a survey of participants, to compare the impact  
13 of the additional benefits provided by section 309 of Public  
14 Law 115–72 to the food insecurity, health status, and  
15 well-being of low-income residents in Puerto Rico without  
16 such additional benefits: *Provided*, That such amount is  
17 designated by the Congress as being for an emergency re-  
18 quirement pursuant to section 251(b)(2)(A)(i) of the Bal-  
19 anced Budget and Emergency Deficit Control Act of 1985.

20 SEC. 106. In addition to amounts otherwise made  
21 available, out of the funds made available under section  
22 18 of the Food and Nutrition Act of 2008, \$5,000,000  
23 shall be available for the Secretary to provide a grant to  
24 American Samoa for disaster nutrition assistance in re-  
25 sponse to the presidentially declared major disasters and

1 emergencies: *Provided*, That funds made available to the  
2 territory under this section shall remain available for obli-  
3 gation by the territory until September 30, 2020: *Provided*  
4 *further*, That such amount is designated by the Congress  
5 as being for an emergency requirement pursuant to sec-  
6 tion 251(b)(2)(A)(i) of the Balanced Budget and Emer-  
7 gency Deficit Control Act of 1985.

8       SEC. 107. For an additional amount for the “Emer-  
9 gency Conservation Program”, for necessary expenses re-  
10 lated to the consequences of Hurricanes Michael and Flor-  
11 ence and of wildfires occurring in calendar year 2018, and  
12 other natural disasters, \$500,000,000, to remain available  
13 until expended: *Provided*, That such amount is designated  
14 by the Congress as being for an emergency requirement  
15 pursuant to section 251(b)(2)(A)(i) of the Balanced Budg-  
16 et and Emergency Deficit Control Act of 1985.

## 17                                   TITLE II

### 18                           DEPARTMENT OF COMMERCE

#### 19                   ECONOMIC DEVELOPMENT ADMINISTRATION

#### 20           ECONOMIC DEVELOPMENT ASSISTANCE PROGRAMS

#### 21                           (INCLUDING TRANSFERS OF FUNDS)

22       Pursuant to section 703 of the Public Works and  
23 Economic Development Act (42 U.S.C. 3233), for an addi-  
24 tional amount for “Economic Development Assistance  
25 Programs” for necessary expenses related to flood mitiga-

tion, disaster relief, long-term recovery, and restoration of infrastructure in areas that received a major disaster designation as a result of Hurricanes Florence, Michael, and Lane, Typhoons Yutu and Mangkhut, and of wildfires, volcanic eruptions, earthquakes, and other natural disasters occurring in calendar year 2018, and tornadoes and floods occurring in calendar year 2019 under the Robert T. Stafford Disaster Relief and Emergency Assistance Act (42 U.S.C. 5121 et seq.), \$600,000,000, to remain available until expended: *Provided*, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985: *Provided further*, That within the amount appropriated, up to 2 percent of funds may be transferred to the “Salaries and Expenses” account for administration and oversight activities: *Provided further*, That within the amount appropriated, \$1,000,000 shall be transferred to the “Office of Inspector General” account for carrying out investigations and audits related to the funding provided under this heading.

1 NATIONAL OCEANIC AND ATMOSPHERIC  
2 ADMINISTRATION  
3 OPERATIONS, RESEARCH, AND FACILITIES

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

9 (1) \$3,000,000 for repair and replacement of  
10 observing assets, real property, and equipment;

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

13 (3) \$31,570,000 for mapping, charting, and ge-  
14 odesy services;

15 (4) \$25,000,000 to improve: (a) hurricane in-  
16 tensity forecasting, including through deployment of  
17 unmanned ocean observing platforms and enhanced  
18 data assimilation; (b) flood prediction, forecasting,  
19 and mitigation capabilities; and (c) wildfire pre-  
20 diction, detection, and forecasting; and

21 (5) \$50,000,000 for Title IX Fund grants as  
22 authorized under section 906(c) of division O of  
23 Public Law 114–113:

24 *Provided*, That such amount is designated by the Congress  
25 as being for an emergency requirement pursuant to sec-

tion 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985: *Provided further*, That the National Oceanic and Atmospheric Administration shall submit a spending plan to the Committees on Appropriations of the House of Representatives and the Senate for funding provided under subsection (4) of this heading within 45 days after the date of enactment of this Act.

PROCUREMENT, ACQUISITION AND CONSTRUCTION

For an additional amount for “Procurement, Acquisition and Construction”, \$25,000,000, to remain available until September 30, 2021, for improvements to operational and research weather supercomputing infrastructure and satellite ground services used for hurricane intensity and track prediction; flood prediction, forecasting, and mitigation; and wildfire prediction, detection, and forecasting: *Provided*, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985: *Provided further*, That the National Oceanic and Atmospheric Administration shall submit a spending plan to the Committees on Appropriations of the House of Representatives and the Senate within 45 days after the date of enactment of this Act.

## 14

## 1 FISHERY DISASTER ASSISTANCE

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

## 15 DEPARTMENT OF JUSTICE

## 16 UNITED STATES MARSHALS SERVICE

## 17 SALARIES AND EXPENSES

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

## 15

## 1 FEDERAL PRISON SYSTEM

## 2 BUILDINGS AND FACILITIES

3 For an additional amount for “Buildings and Facili-  
4 ties” for necessary expenses related to the consequences  
5 of Hurricanes Florence and Michael and Typhoon Yutu,  
6 \$28,400,000, to remain available until expended: *Pro-*  
7 *vided*, That such amount is designated by the Congress  
8 as being for an emergency requirement pursuant to sec-  
9 tion 251(b)(2)(A)(i) of the Balanced Budget and Emer-  
10 gency Deficit Control Act of 1985.

## 11 RELATED AGENCIES

## 12 LEGAL SERVICES CORPORATION

## 13 PAYMENT TO THE LEGAL SERVICES CORPORATION

14 For an additional amount for “Payment to the Legal  
15 Services Corporation” to carry out the purposes of the  
16 Legal Services Corporation Act by providing for necessary  
17 expenses related to the consequences of Hurricanes Flor-  
18 ence, Michael, and Lane, Typhoons Yutu and Mangkhut,  
19 calendar year 2018 wildfires, volcanic eruptions, and  
20 earthquakes, and calendar year 2019 tornadoes and  
21 floods, \$15,000,000: *Provided*, That such amount is des-  
22 ignated by the Congress as being for an emergency re-  
23 quirement pursuant to section 251(b)(2)(A)(i) of the Bal-  
24 anced Budget and Emergency Deficit Control Act of 1985:  
25 *Provided further*, That none of the funds appropriated in

1 this Act to the Legal Services Corporation shall be ex-  
2 pended for any purpose prohibited or limited by, or con-  
3 trary to any of the provisions of, sections 501, 502, 503,  
4 504, 505, and 506 of Public Law 105–119, and all funds  
5 appropriated in this Act to the Legal Services Corporation  
6 shall be subject to the same terms and conditions set forth  
7 in such sections, except that all references in sections 502  
8 and 503 to 1997 and 1998 shall be deemed to refer in-  
9 stead to 2018 and 2019, respectively, and except that sec-  
10 tions 501 and 503 of Public Law 104–134 (referenced by  
11 Public Law 105–119) shall not apply to the amount made  
12 available under this heading: *Provided further*, That, for  
13 the purposes of this Act, the Legal Services Corporation  
14 shall be considered an agency of the United States Gov-  
15 ernment.

### 16 TITLE III

#### 17 DEPARTMENT OF DEFENSE

##### 18 OPERATION AND MAINTENANCE, MARINE CORPS

19 For an additional amount for “Operation and Main-  
20 tenance, Marine Corps”, \$200,000,000, for necessary ex-  
21 penses related to the consequences of Hurricanes Michael  
22 and Florence: *Provided*, That such amount is designated  
23 by the Congress as being for an emergency requirement  
24 pursuant to section 251(b)(2)(A)(i) of the Balanced Budg-  
25 et and Emergency Deficit Control Act of 1985: *Provided*



1 *further*, That notwithstanding section 284 of title 10,  
2 United States Code, or any other provision of law, funds  
3 made available under this heading may only be used for  
4 the purposes specifically described under this heading.

5 OPERATION AND MAINTENANCE, AIR FORCE

6 For an additional amount for “Operation and Main-  
7 tenance, Air Force”, \$400,000,000, for necessary ex-  
8 penses related to the consequences of Hurricanes Michael  
9 and Florence: *Provided*, That such amount is designated  
10 by the Congress as being for an emergency requirement  
11 pursuant to section 251(b)(2)(A)(i) of the Balanced Budg-  
12 et and Emergency Deficit Control Act of 1985: *Provided*  
13 *further*, That notwithstanding section 284 of title 10,  
14 United States Code, or any other provision of law, funds  
15 made available under this heading may only be used for  
16 the purposes specifically described under this heading.

17 TITLE IV

18 CORPS OF ENGINEERS—CIVIL

19 DEPARTMENT OF THE ARMY

20 INVESTIGATIONS

21 For an additional amount for “Investigations” for  
22 necessary expenses related to the completion, or initiation  
23 and completion, of flood and storm damage reduction, in-  
24 cluding shore protection, studies which are currently au-  
25 thorized or which are authorized after the date of enact-

1 ment of this Act, to reduce risk from future floods and  
2 hurricanes, at full Federal expense, \$35,000,000, to re-  
3 main available until expended, in States and insular areas  
4 that were impacted by Hurricanes Florence and Michael,  
5 Typhoon Mangkhut, Super Typhoon Yutu, and Tropical  
6 Storm Gita: *Provided*, That such amount is designated by  
7 the Congress as being for an emergency requirement pur-  
8 suant to section 251(b)(2)(A)(i) of the Balanced Budget  
9 and Emergency Deficit Control Act of 1985: *Provided fur-*  
10 *ther*, That the Assistant Secretary of the Army for Civil  
11 Works shall provide a monthly report directly to the Com-  
12 mittees on Appropriations of the House and the Senate  
13 detailing the allocation and obligation of these funds, in-  
14 cluding new studies selected to be initiated using funds  
15 provided under this heading, beginning not later than 60  
16 days after the date of enactment of this Act.

17 CONSTRUCTION

18 For an additional amount for “Construction” for nec-  
19 essary expenses, \$740,000,000, to remain available until  
20 expended, to construct flood and storm damage reduction,  
21 including shore protection, projects which are currently  
22 authorized or which are authorized after the date of enact-  
23 ment of this Act, and flood and storm damage reduction,  
24 including shore protection, projects which have signed  
25 Chief’s Reports as of the date of enactment of this Act

1 or which are studied using funds provided under the head-  
2 ing “Investigations” if the Secretary determines such  
3 projects to be technically feasible, economically justified,  
4 and environmentally acceptable, in States and insular  
5 areas that were impacted by Hurricanes Florence and Mi-  
6 chael, Typhoon Mangkhut, Super Typhoon Yutu, and  
7 Tropical Storm Gita: *Provided*, That projects receiving  
8 funds provided under the first proviso in “Corps of Engi-  
9 neers—Civil—Department of the Army—Construction” in  
10 Public Law 115–123 shall not be eligible for funding pro-  
11 vided under this heading: *Provided further*, That for  
12 projects receiving funding under this heading, the provi-  
13 sions of section 902 of the Water Resources Development  
14 Act of 1986 shall not apply to these funds: *Provided fur-*  
15 *ther*, That the completion of ongoing construction projects  
16 receiving funds provided under this heading shall be at  
17 full Federal expense with respect to such funds: *Provided*  
18 *further*, That using funds provided under this heading, the  
19 non-Federal cash contribution for projects other than on-  
20 going construction projects shall be financed in accordance  
21 with the provisions of section 103(k) of Public Law 99–  
22 662 over a period of 30 years from the date of completion  
23 of the project or separable element: *Provided further*, That  
24 of this amount, \$45,000,000 shall be used to initiate, at  
25 full Federal expense, construction of authorized Corps of

1 Engineers ecosystem restoration projects that have inci-  
2 dental flood risk management benefits in areas impacted  
3 by Hurricanes Irma and Maria: *Provided further*, That up  
4 to \$25,000,000 of the funds made available under this  
5 heading shall be used for continuing authorities projects  
6 to reduce the risk of flooding and storm damage: *Provided*  
7 *further*, That any projects using funds appropriated under  
8 this heading shall be initiated only after non-Federal inter-  
9 ests have entered into binding agreements with the Sec-  
10 retary requiring, where applicable, the non-Federal inter-  
11 ests to pay 100 percent of the operation, maintenance, re-  
12 pair, replacement, and rehabilitation costs of the project  
13 and to hold and save the United States free from damages  
14 due to the construction or operation and maintenance of  
15 the project, except for damages due to the fault or neg-  
16 ligence of the United States or its contractors: *Provided*  
17 *further*, That such amount is designated by the Congress  
18 as being for an emergency requirement pursuant to sec-  
19 tion 251(b)(2)(A)(i) of the Balanced Budget and Emer-  
20 gency Deficit Control Act of 1985: *Provided further*, That  
21 the Assistant Secretary of the Army for Civil Works shall  
22 provide a monthly report directly to the Committees on  
23 Appropriations of the House of Representatives and the  
24 Senate detailing the allocation and obligation of these

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

3 MISSISSIPPI RIVER AND TRIBUTARIES

4 For an additional amount for “Mississippi River and  
5 Tributaries” for necessary expenses to address emergency  
6 situations at Corps of Engineers projects and rehabilitate  
7 and repair damages to Corps of Engineers projects,  
8 caused by natural disasters, including disasters in 2019,  
9 \$575,000,000, to remain available until expended: *Pro-*  
10 *vided*, That such amount is designated by the Congress  
11 as being for an emergency requirement pursuant to sec-  
12 tion 251(b)(2)(A)(i) of the Balanced Budget and Emer-  
13 gency Deficit Control Act of 1985: *Provided further*, That  
14 the Assistant Secretary of the Army for Civil Works shall  
15 provide a monthly report directly to the Committees on  
16 Appropriations of the House of Representatives and the  
17 Senate detailing the allocation and obligation of these  
18 funds, beginning not later than 60 days after the date of  
19 enactment of this Act.

20 OPERATION AND MAINTENANCE

21 For an additional amount for “Operation and Main-  
22 tenance” for necessary expenses to dredge Federal naviga-  
23 tion projects in response to, and repair damages to Corps  
24 of Engineers Federal projects caused by, natural disasters,  
25 including disasters in 2019, \$908,000,000, to remain

1 available until expended, of which such sums as are nec-  
2 essary to cover the Federal share of eligible operation and  
3 maintenance costs for coastal harbors and channels, and  
4 for inland harbors shall be derived from the Harbor Main-  
5 tenance Trust Fund: *Provided*, 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 *Provided further*, That the Assistant Secretary of the  
10 Army for Civil Works shall provide a monthly report di-  
11 rectly to the Committees on Appropriations of the House  
12 of Representatives and the Senate detailing the allocation  
13 and obligation of these funds, beginning not later than 60  
14 days after the date of enactment of this Act.

15 FLOOD CONTROL AND COASTAL EMERGENCIES

16 For an additional amount for “Flood Control and  
17 Coastal Emergencies”, as authorized by section 5 of the  
18 Act of August 18, 1941 (33 U.S.C. 701n), for necessary  
19 expenses to prepare for flood, hurricane and other natural  
20 disasters and support emergency operations, repairs, and  
21 other activities in response to such disasters, including dis-  
22 asters in 2019, as authorized by law, \$510,000,000, to  
23 remain available until expended: *Provided*, That such  
24 amount is designated by the Congress as being for an  
25 emergency requirement pursuant to section

1 251(b)(2)(A)(i) of the Balanced Budget and Emergency  
2 Deficit Control Act of 1985: *Provided further*, That the  
3 Assistant Secretary of the Army for Civil Works shall pro-  
4 vide a monthly report to the Committees on Appropria-  
5 tions of the House of Representatives and the Senate de-  
6 tailing the allocation and obligation of these funds, begin-  
7 ning not later than 60 days after the date of enactment  
8 of this Act.

9 DEPARTMENT OF THE INTERIOR

10 CENTRAL UTAH PROJECT

11 CENTRAL UTAH PROJECT COMPLETION ACCOUNT

12 For an additional amount for “Central Utah Project  
13 Completion Account”, \$350,000, to be deposited into the  
14 Utah Reclamation Mitigation and Conservation Account  
15 for use by the Utah Reclamation Mitigation and Conserva-  
16 tion Commission, to remain available until expended, for  
17 expenses necessary in carrying out fire remediation activi-  
18 ties related to wildfires in 2018: *Provided*, That such  
19 amount is designated by the Congress as being for an  
20 emergency requirement pursuant to section  
21 251(b)(2)(A)(i) of the Balanced Budget and Emergency  
22 Deficit Control Act of 1985.

## 1 BUREAU OF RECLAMATION

## 2 WATER AND RELATED RESOURCES

3 For an additional amount for “Water and Related  
4 Resources”, \$17,000,000, to remain available until ex-  
5 pended, for fire remediation and suppression emergency  
6 assistance related to wildfires in 2017 and 2018: *Provided*,  
7 That such amount is designated by the Congress as being  
8 for an emergency requirement pursuant to section  
9 251(b)(2)(A)(i) of the Balanced Budget and Emergency  
10 Deficit Control Act of 1985.

## 11 DEPARTMENT OF ENERGY

## 12 ENERGY PROGRAMS

## 13 ELECTRICITY DELIVERY

14 For an additional amount for “Electricity Delivery”,  
15 \$15,500,000, to remain available until expended, for nec-  
16 essary expenses related to the consequences of Hurricanes  
17 Harvey, Irma, and Maria, and Super Typhoon Yutu, in-  
18 cluding technical assistance related to electric grids: *Pro-*  
19 *vided*, 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: *Provided further*, That  
23 the Assistant Secretary of Electricity Delivery shall pro-  
24 vide a monthly report to the Committees on Appropria-  
25 tions of the House of Representatives and the Senate de-



1 tailing the allocation and obligation of these funds, begin-  
2 ning not later than 60 days after the date of enactment  
3 of this Act.

4 TITLE V

5 DEPARTMENT OF HOMELAND SECURITY

6 SECURITY, ENFORCEMENT, AND

7 INVESTIGATIONS

8 COAST GUARD

9 OPERATIONS AND SUPPORT

10 For an additional amount for “Operations and Sup-  
11 port” for necessary expenses related to the consequences  
12 of Hurricanes Michael, Florence, and Lane, Tropical  
13 Storm Gordon, and Typhoon Mangkhut, \$48,977,000; of  
14 which \$46,977,000 shall remain available until September  
15 30, 2020, and of which \$2,000,000 shall remain available  
16 until September 30, 2023, for environmental compliance  
17 and restoration: *Provided*, That such amount is designated  
18 by the Congress as being for an emergency requirement  
19 pursuant to section 251(b)(2)(A)(i) of the Balanced Budg-  
20 et and Emergency Deficit Control Act of 1985.

21 PROCUREMENT, CONSTRUCTION, AND IMPROVEMENTS

22 For an additional amount for “Procurement, Con-  
23 struction, and Improvements” for necessary expenses re-  
24 lated to the consequences of Hurricanes Michael, Flor-  
25 ence, and Lane, Tropical Storm Gordon, and Typhoon

1 Mangkhut, \$476,755,000, to remain available until Sep-  
2 tember 30, 2023: *Provided*, That such amount is des-  
3 ignated by the Congress as being for an emergency re-  
4 quirement pursuant to section 251(b)(2)(A)(i) of the Bal-  
5 anced Budget and Emergency Deficit Control Act of 1985.

6 GENERAL PROVISIONS—THIS TITLE

7 SEC. 501. (a) IN GENERAL.—The Federal share of  
8 assistance provided for DR-4336-PR, DR-4339-PR,  
9 DR-4340-USVI and DR-4335-USVI under sections  
10 403, 406 and 407 of the Robert T. Stafford Disaster Re-  
11 lief and Emergency Assistance Act (42 U.S.C. 5170b and  
12 5173) shall be 100 percent of the eligible costs under such  
13 sections.

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

17 SEC. 502. The Administrator of the Federal Emer-  
18 gency Management Agency shall provide assistance, pur-  
19 suant to section 428 of the Robert T. Stafford Disaster  
20 Relief and Emergency Assistance Act (42 U.S.C. 5121 et  
21 seq.), for critical services as defined in section 406 of the  
22 Robert T. Stafford Disaster Relief and Emergency Assist-  
23 ance Act for the duration of the recovery for incidents  
24 DR-4404, DR-4396, and DR-4398 to—

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

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

11          SEC. 503. Section 20601 of Public Law 115–123  
12 (132 Stat. 85) is amended by striking “may” and insert-  
13 ing “shall”: *Provided*, That the amounts provided by this  
14 section are 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: *Provided further*, That  
18 amounts repurposed under this heading that were pre-  
19 viously designated by the Congress as an emergency re-  
20 quirement pursuant to the Balanced Budget and Emer-  
21 gency Deficit Control Act of 1985 are designated by the  
22 Congress as an emergency requirement pursuant to sec-  
23 tion 251(b)(2)(A)(i) of the Balanced Budget and Emer-  
24 gency Deficit Control Act of 1985.

1 TITLE VI  
2 DEPARTMENT OF THE INTERIOR  
3 UNITED STATES FISH AND WILDLIFE SERVICE  
4 CONSTRUCTION

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

19 NATIONAL PARK SERVICE  
20 HISTORIC PRESERVATION FUND

21 For an additional amount for the “Historic Preserva-  
22 tion Fund” for necessary expenses related to the con-  
23 sequences of Hurricanes Florence and Michael, and Ty-  
24 phoon Yutu, \$50,000,000, to remain available until Sep-  
25 tember 30, 2022, including costs to States and territories

1 necessary to complete compliance activities required by  
2 section 306108 of title 54, United States Code (formerly  
3 section 106 of the National Historic Preservation Act) and  
4 costs needed to administer the program: *Provided*, That  
5 grants shall only be available for areas that have received  
6 a major disaster declaration pursuant to the Robert T.  
7 Stafford Disaster Relief and Emergency Assistance Act  
8 (42 U.S.C. 5121 et seq.): *Provided further*, That individual  
9 grants shall not be subject to a non-Federal matching re-  
10 quirement: *Provided further*, That such amount is des-  
11 ignated by the Congress as being for an emergency re-  
12 quirement pursuant to section 251(b)(2)(A)(i) of the Bal-  
13 anced Budget and Emergency Deficit Control Act of 1985.

14 CONSTRUCTION

15 For an additional amount for “Construction” for nec-  
16 essary expenses related to the consequences of Hurricanes  
17 Florence and Michael, Typhoons Yutu and Mangkhut, and  
18 calendar year 2018 wildfires, earthquakes, and volcanic  
19 eruptions, \$78,000,000, to remain available until ex-  
20 pended: *Provided*, That such amount is designated by the  
21 Congress as being for an emergency requirement pursuant  
22 to section 251(b)(2)(A)(i) of the Balanced Budget and  
23 Emergency Deficit Control Act of 1985.

## 1 UNITED STATES GEOLOGICAL SURVEY

## 2 SURVEYS, INVESTIGATIONS, AND RESEARCH

3 For an additional amount for “Surveys, Investiga-  
4 tions, and Research” for necessary expenses related to the  
5 consequences of Hurricanes Florence and Michael, and  
6 calendar year 2018 wildfires, earthquake damage associ-  
7 ated with emergency declaration EM–3410, and in those  
8 areas impacted by a major disaster declared pursuant to  
9 the Robert T. Stafford Disaster Relief and Emergency As-  
10 sistance Act (42 U.S.C. 5121 et seq.) with respect to cal-  
11 endar year 2018 wildfires or volcanic eruptions,  
12 \$98,500,000, to remain available until expended: *Pro-*  
13 *vided*, That of this amount, \$72,310,000 is for costs re-  
14 lated to the repair and replacement of equipment and fa-  
15 cilities damaged by disasters in 2018: *Provided further*,  
16 That, not later than 90 days after the date of enactment  
17 of this Act, the Survey shall submit a report to the Com-  
18 mittees on Appropriations that describes the potential op-  
19 tions to replace the facility damaged by the 2018 volcano  
20 disaster along with cost estimates and a description of how  
21 the Survey will provide direct access for monitoring vol-  
22 canic activity and the potential threat to at-risk commu-  
23 nities: *Provided further*, That such amount is designated  
24 by the Congress as being for an emergency requirement

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

3 DEPARTMENTAL OFFICES

4 INSULAR AFFAIRS

5 ASSISTANCE TO TERRITORIES

6 For an additional amount for “Technical Assistance”  
7 for financial management expenses related to the con-  
8 sequences of Typhoon Yutu, \$2,000,000, to remain avail-  
9 able until expended: *Provided*, That such amount is des-  
10 ignated by the Congress as being for an emergency re-  
11 quirement pursuant to section 251(b)(2)(A)(i) of the Bal-  
12 anced Budget and Emergency Deficit Control Act of 1985.

13 OFFICE OF INSPECTOR GENERAL

14 SALARIES AND EXPENSES

15 For an additional amount for “Salaries and Ex-  
16 penses” for necessary expenses related to the con-  
17 sequences of major disasters declared pursuant to the  
18 Robert T. Stafford Disaster Relief and Emergency Assist-  
19 ance Act (42 U.S.C. 5121 et seq.) in 2018, \$1,000,000,  
20 to remain available until expended: *Provided*, That such  
21 amount is designated by the Congress as being for an  
22 emergency requirement pursuant to section  
23 251(b)(2)(A)(i) of the Balanced Budget and Emergency  
24 Deficit Control Act of 1985.

## 1 ENVIRONMENTAL PROTECTION AGENCY

## 2 SCIENCE AND TECHNOLOGY

3 For an additional amount for “Science and Tech-  
4 nology” for necessary expenses related to improving pre-  
5 paredness of the water sector, \$600,000, to remain avail-  
6 able until expended: *Provided*, That such amount is des-  
7 ignated by the Congress as being for an emergency re-  
8 quirement pursuant to section 251(b)(2)(A)(i) of the Bal-  
9 anced Budget and Emergency Deficit Control Act of 1985.

## 10 LEAKING UNDERGROUND STORAGE TANK TRUST FUND

## 11 PROGRAM

12 For an additional amount for “Leaking Underground  
13 Storage Tank Fund” for necessary expenses related to the  
14 consequences of Hurricanes Florence and Michael, cal-  
15 endar year 2018 earthquakes, and Typhoon Yutu,  
16 \$1,500,000, to remain available until expended: *Provided*,  
17 That such amount is designated by the Congress as being  
18 for an emergency requirement pursuant to section  
19 251(b)(2)(A)(i) of the Balanced Budget and Emergency  
20 Deficit Control Act of 1985.

## 21 STATE AND TRIBAL ASSISTANCE GRANTS

22 For additional amounts for “State and Tribal Assist-  
23 ance Grants” for necessary expenses related to the con-  
24 sequences of Hurricanes Florence and Michael and cal-  
25 endar year 2018 earthquakes for the hazardous waste fi-



1 nancial assistance grants program, \$1,500,000, to remain  
2 available until expended; for necessary expenses related to  
3 the consequences of Typhoon Yutu for the hazardous  
4 waste financial assistance grants program and for other  
5 solid waste management activities, \$56,000,000, to remain  
6 available until expended, provided that none of these funds  
7 shall be subject to section 3011(b) of the Solid Waste Dis-  
8 posal Act; and for grants under section 106 of the Federal  
9 Water Pollution Control Act, \$5,000,000, to remain avail-  
10 able until expended, to address impacts of Hurricane Flor-  
11 ence, Hurricane Michael, Typhoon Yutu, and calendar  
12 year 2018 wildfires, notwithstanding subsections (b), (e),  
13 and (f), of such section: *Provided*, That such amounts are  
14 designated by the Congress as being for an emergency re-  
15 quirement pursuant to section 251(b)(2)(A)(i) of the Bal-  
16 anced Budget and Emergency Deficit Control Act of 1985.

17 For an additional amount for “State and Tribal As-  
18 sistance Grants”, \$349,400,000 to remain available until  
19 expended, of which \$53,300,000 shall be for capitalization  
20 grants for the Clean Water State Revolving Funds under  
21 title VI of the Federal Water Pollution Control Act, and  
22 of which \$296,100,000 shall be for capitalization grants  
23 under section 1452 of the Safe Drinking Water Act: *Pro-*  
24 *vided*, That notwithstanding section 604(a) of the Federal  
25 Water Pollution Control Act and section 1452(a)(1)(D) of

1 the Safe Drinking Water Act, funds appropriated herein  
2 shall be provided to States or Territories in EPA Regions  
3 4, 9, and 10 in amounts determined by the Administrator  
4 for wastewater treatment works and drinking water facili-  
5 ties impacted by Hurricanes Florence and Michael, Ty-  
6 phoon Yutu, and calendar year 2018 wildfires and earth-  
7 quakes: *Provided further*, That notwithstanding the re-  
8 quirements of section 603(i) of the Federal Water Pollu-  
9 tion Control Act and section 1452(d) of the Safe Drinking  
10 Water Act, for the funds appropriated herein, each State  
11 shall use not less than 20 percent but not more than 30  
12 percent of the amount of its capitalization grants to pro-  
13 vide additional subsidization to eligible recipients in the  
14 form of forgiveness of principal, negative interest loans or  
15 grants or any combination of these: *Provided further*, That  
16 the Administrator shall retain \$10,400,000 of the funds  
17 appropriated herein for grants for drinking water facilities  
18 and waste water treatment plants impacted by Typhoon  
19 Yutu: *Provided further*, That the funds appropriated here-  
20 in shall be used for eligible projects whose purpose is to  
21 reduce flood or fire damage risk and vulnerability or to  
22 enhance resiliency to rapid hydrologic change or natural  
23 disaster at treatment works as defined by section 212 of  
24 the Federal Water Pollution Control Act or any eligible  
25 facilities under section 1452 of the Safe Drinking Water

1 Act, and for other eligible tasks at such treatment works  
2 or facilities necessary to further such purposes: *Provided*  
3 *further*, That the Administrator of the Environmental Pro-  
4 tection Agency may retain up to \$1,000,000 of the funds  
5 appropriated herein for management and oversight: *Pro-*  
6 *vided further*, That such amount is designated by the Con-  
7 gress as being for an emergency requirement pursuant to  
8 section 251(b)(2)(A)(i) of the Balanced Budget and  
9 Emergency Deficit Control Act of 1985.

10 In addition, for an additional amount for “State and  
11 Tribal Assistance Grants”, \$500,000,000, to remain avail-  
12 able until expended, of which \$261,000,000 shall be for  
13 capitalization grants for the Clean Water State Revolving  
14 Funds under title VI of the Federal Water Pollution Con-  
15 trol Act, and of which \$239,000,000 shall be for capital-  
16 ization grants under section 1452 of the Safe Drinking  
17 Water Act: *Provided*, That notwithstanding section 604(a)  
18 of the Federal Water Pollution Control Act and section  
19 1452(a)(1)(D) of the Safe Drinking Water Act, funds ap-  
20 propriated herein shall be provided to States or Territories  
21 in EPA Regions 2, 4 and 6 in amounts determined by  
22 the Administrator for wastewater and drinking water  
23 treatment works and facilities impacted by Hurricanes  
24 Harvey, Irma, and Maria: *Provided further*, That, for Re-  
25 gion 2, such funds allocated from funds appropriated here-

1 in shall not be subject to the matching or cost share re-  
2 quirements of sections 602(b)(2), 602(b)(3) of the Federal  
3 Water Pollution Control Act nor the matching require-  
4 ments of section 1452(e) of the Safe Drinking Water Act:  
5 *Provided further*, That, for Region 2, notwithstanding the  
6 requirements of section 603(i) of the Federal Water Pollu-  
7 tion Control Act and section 1452(d) of the Safe Drinking  
8 Water Act, each State and Territory shall use the full  
9 amount of its capitalization grants allocated from funds  
10 appropriated herein to provide additional subsidization to  
11 eligible recipients in the form of forgiveness of principal,  
12 negative interest loans or grants or any combination of  
13 these: *Provided further*, That, for Regions 4 and 6, not-  
14 withstanding the requirements of section 603(i) of the  
15 Federal Water Pollution Control Act and section 1452(d)  
16 of the Safe Drinking Water Act, for the funds allocated,  
17 each State shall use not less than 20 percent but not more  
18 than 30 percent amount of its capitalization grants allo-  
19 cated from funds appropriated herein to provide additional  
20 subsidization to eligible recipients in the form of forgive-  
21 ness of principal, negative interest loans or grants or any  
22 combination of these: *Provided further*, That the Adminis-  
23 trator shall retain \$74,600,000 of the funds appropriated  
24 herein for grants to any state or territory that has not  
25 established a water pollution control revolving fund pursu-

1 ant to title VI of the Federal Water Pollution Control Act  
2 or section 1452 of the Safe Drinking Water Act for drink-  
3 ing water facilities and waste water treatment plants im-  
4 pacted by Hurricanes Irma and Maria: *Provided further*,  
5 That the funds appropriated herein shall only be used for  
6 eligible projects whose purpose is to reduce flood damage  
7 risk and vulnerability or to enhance resiliency to rapid hy-  
8 drologic change or a natural disaster at treatment works  
9 as defined by section 212 of the Federal Water Pollution  
10 Control Act or any eligible facilities under section 1452  
11 of the Safe Drinking Water Act, and for other eligible  
12 tasks at such treatment works or facilities necessary to  
13 further such purposes: *Provided further*, That, for Region  
14 2, notwithstanding section 603(d)(2) of the Federal Water  
15 Pollution Control Act and section 1452(f)(2) of the Safe  
16 Drinking Water Act, funds allocated from funds appro-  
17 priated herein may be used to make loans or to buy, refi-  
18 nance or restructure the debt obligations of eligible recipi-  
19 ents only where such debt was incurred on or after Sep-  
20 tember 20, 2017: *Provided further*, That the Adminis-  
21 trator of the Environmental Protection Agency may retain  
22 up to \$1,000,000 of the funds appropriated herein for  
23 management and oversight: *Provided further*, That such  
24 amount is designated by the Congress as being for an  
25 emergency requirement pursuant to section

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

3 RELATED AGENCIES

4 DEPARTMENT OF AGRICULTURE

5 FOREST SERVICE

6 FOREST AND RANGELAND RESEARCH

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

16 STATE AND PRIVATE FORESTRY

17 For an additional amount for “State and Private  
18 Forestry” for necessary expenses related to the con-  
19 sequences of Hurricanes Florence and Michael, and the  
20 calendar year 2018 wildfires, \$12,000,000, to remain  
21 available until expended: *Provided*, That such amount is  
22 designated by the Congress as being for an emergency re-  
23 quirement pursuant to section 251(b)(2)(A)(i) of the Bal-  
24 anced Budget and Emergency Deficit Control Act of 1985.

## 1 NATIONAL FOREST SYSTEM

2 For an additional amount for “National Forest Sys-  
3 tem” for necessary expenses related to the consequences  
4 of Hurricanes Florence and Michael, and the calendar  
5 year 2018 wildfires, \$84,960,000, to remain available  
6 until expended: *Provided*, That of this amount  
7 \$21,000,000 shall be used for hazardous fuels manage-  
8 ment activities: *Provided further*, That such amount is des-  
9 ignated by the Congress as being for an emergency re-  
10 quirement pursuant to section 251(b)(2)(A)(i) of the Bal-  
11 anced Budget and Emergency Deficit Control Act of 1985.

## 12 CAPITAL IMPROVEMENT AND MAINTENANCE

13 For an additional amount for “Capital Improvement  
14 and Maintenance” for necessary expenses related to the  
15 consequences of Hurricanes Florence and Michael, and the  
16 calendar year 2018 wildfires, \$36,040,000, to remain  
17 available until expended: *Provided*, That such amount is  
18 designated by the Congress as being for an emergency re-  
19 quirement pursuant to section 251(b)(2)(A)(i) of the Bal-  
20 anced Budget and Emergency Deficit Control Act of 1985.

## 21 WILDLAND FIRE MANAGEMENT

## 22 (INCLUDING TRANSFER OF FUNDS)

23 For an additional amount for “Wildland Fire Man-  
24 agement”, \$720,271,000, to remain available through  
25 September 30, 2022, for urgent wildland fire suppression

1 operations: *Provided*, That such funds shall be solely avail-  
2 able to be transferred to and merged with other appropria-  
3 tions accounts from which funds were previously trans-  
4 ferred for wildland fire suppression in fiscal year 2018 to  
5 fully repay those amounts: *Provided further*, That such  
6 amount is designated by the Congress as an emergency  
7 requirement pursuant to section 251(b)(2)(A)(i) of the  
8 Balanced Budget and Emergency Deficit Control Act of  
9 1985.

10 DEPARTMENT OF HEALTH AND HUMAN  
11 SERVICES

12 NATIONAL INSTITUTES OF HEALTH

13 NATIONAL INSTITUTE OF ENVIRONMENTAL HEALTH  
14 SCIENCES

15 For an additional amount for “National Institute of  
16 Environmental Health Sciences” for necessary expenses in  
17 carrying out activities set forth in section 311(a) of the  
18 Comprehensive Environmental Response, Compensation,  
19 and Liability Act of 1980 (42 U.S.C. 9660(a)) and section  
20 126(g) of the Superfund Amendments and Reauthoriza-  
21 tion Act of 1986 related to the consequences of major dis-  
22 asters declared pursuant to the Robert T. Stafford Dis-  
23 aster Relief and Emergency Assistance Act (42 U.S.C.  
24 5121 et seq.) in 2018, \$1,000,000, to remain available  
25 until expended: *Provided*, That such amount is designated



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

4           GENERAL PROVISION—THIS TITLE

5       SEC. 601. Not later than 45 days after the date of  
6 enactment of this Act, the agencies receiving funds appro-  
7 priated by this title shall provide a detailed operating plan  
8 of anticipated uses of funds made available in this title  
9 by State and Territory, and by program, project, and ac-  
10 tivity, to the Committees on Appropriations: *Provided*,  
11 That no such funds shall be obligated before the operating  
12 plans are provided to the Committees: *Provided further*,  
13 That such plans shall be updated, including obligations to  
14 date, and submitted to the Committees on Appropriations  
15 every 60 days until all such funds are expended.

16                           TITLE VII

17                           DEPARTMENT OF LABOR

18           EMPLOYMENT AND TRAINING ADMINISTRATION

19                           TRAINING AND EMPLOYMENT SERVICES

20                                   (INCLUDING TRANSFER OF FUNDS)

21       For an additional amount for “Training and Employ-  
22 ment Services”, \$50,000,000, for the dislocated workers  
23 assistance national reserve for necessary expenses directly  
24 related to the consequences of Hurricanes Florence and  
25 Michael, Typhoon Mangkhut, Super Typhoon Yutu,

1 wildfires occurring in calendar year 2018, and tornadoes  
2 and floods occurring in calendar year 2019, to remain  
3 available through September 30, 2020: *Provided*, That the  
4 Secretary of Labor may transfer up to \$1,000,000 of such  
5 funds to any other Department of Labor account for re-  
6 construction and recovery needs, including worker protec-  
7 tion activities: *Provided further*, That these sums may be  
8 used to replace grant funds previously obligated to the im-  
9 pacted areas: *Provided further*, That of the amount pro-  
10 vided, up to \$500,000, to remain available until expended,  
11 shall be transferred to “Office of Inspector General” for  
12 oversight of activities responding to such consequences:  
13 *Provided further*, That such amount is designated by the  
14 Congress as being for an emergency requirement pursuant  
15 to section 251(b)(2)(A)(i) of the Balanced Budget and  
16 Emergency Deficit Control Act of 1985.

17       DEPARTMENT OF HEALTH AND HUMAN  
18                               SERVICES

19       SUBSTANCE ABUSE AND MENTAL HEALTH SERVICES  
20                               ADMINISTRATION

21       HEALTH SURVEILLANCE AND PROGRAM SUPPORT

22       For an additional amount for “Health Surveillance  
23 and Program Support”, \$30,000,000, to remain available  
24 until September 30, 2019, for grants, contracts and coop-  
25 erative agreements for behavioral health treatment, crisis

1 counseling, and other related helplines, and for other simi-  
2 lar programs to provide support to individuals impacted  
3 by Hurricanes Florence and Michael, Typhoon Mangkhut,  
4 Super Typhoon Yutu, wildfires occurring in 2018, and tor-  
5 nadoes and floods occurring in calendar year 2019 in  
6 those areas for which a major disaster or emergency has  
7 been declared under section 401 or 501 of the Robert T.  
8 Stafford Disaster Relief and Emergency Assistance Act  
9 (42 U.S.C. 5170 and 5191): *Provided*, That obligations  
10 incurred for the purposes provided herein prior to the date  
11 of enactment of this Act may be charged to funds appro-  
12 priated under this heading: *Provided further*, That such  
13 amount is designated by the Congress as being for an  
14 emergency requirement pursuant to section  
15 251(b)(2)(A)(i) of the Balanced Budget and Emergency  
16 Deficit Control Act of 1985.

17 ADMINISTRATION FOR CHILDREN AND FAMILIES

18 SOCIAL SERVICES BLOCK GRANT

19 For an additional amount for “Social Services Block  
20 Grant”, \$250,000,000, which shall remain available  
21 through September 30, 2020, for necessary expenses di-  
22 rectly related to the consequences of Hurricanes Florence  
23 and Michael, Typhoon Mangkhut, Super Typhoon Yutu,  
24 wildfires occurring in 2018, and tornadoes and floods oc-  
25 ccurring in calendar year 2019 in those areas for which

1 a major disaster or emergency has been declared under  
2 section 401 or 501 of the Robert T. Stafford Disaster Re-  
3 lief and Emergency Assistance Act (42 U.S.C. 5170 and  
4 5191): *Provided*, That notwithstanding section 2002 of  
5 the Social Security Act, the distribution of such amount  
6 shall be limited to States directly affected by these events:  
7 *Provided further*, That the time limits in section 2002(c)  
8 of the Social Security Act shall not apply to funds appro-  
9 priated in this paragraph that are used for renovation, re-  
10 pair or construction: *Provided further*, That funds appro-  
11 priated in this paragraph are in addition to the entitle-  
12 ment grants authorized by section 2002(a)(1) of the Social  
13 Security Act and shall not be available for such entitle-  
14 ment grants: *Provided further*, That in addition to other  
15 uses permitted by title XX of the Social Security Act,  
16 funds appropriated in this paragraph may be used for  
17 health services (including mental health services), and for  
18 costs of renovating, repairing, and construction of health  
19 care facilities (including mental health facilities), child  
20 care centers, and other social services facilities: *Provided*  
21 *further*, That of the amount provided, up to \$1,000,000,  
22 to remain available until expended, shall be transferred to  
23 “Office of the Secretary—Office of Inspector General” for  
24 oversight of activities responding to such hurricanes, ty-  
25 phoons, wildfires, tornadoes, and floods: *Provided further*,

1 That funds appropriated in this paragraph shall not be  
2 available for costs that are reimbursed by the Federal  
3 Emergency Management Agency, under a contract for in-  
4 surance, or by self-insurance: *Provided further*, That obli-  
5 gations incurred for the purposes provided herein prior to  
6 the date of enactment of this Act may be charged to funds  
7 appropriated under this heading: *Provided further*, That  
8 up to \$3,000,000 may be used to supplement amounts  
9 available for the necessary expenses of administering sub-  
10 title A of title XX of the Social Security Act: *Provided*  
11 *further*, That such amount is designated by the Congress  
12 as being for an emergency requirement pursuant to sec-  
13 tion 251(b)(2)(A)(i) of the Balanced Budget and Emer-  
14 gency Deficit Control Act of 1985.

15 CHILDREN AND FAMILIES SERVICES PROGRAMS

16 For an additional amount for “Children and Families  
17 Services Programs”, \$60,000,000, to remain available  
18 until September 30, 2021, for Head Start programs, in-  
19 cluding making payments under the Head Start Act, for  
20 necessary expenses directly related to the consequences of  
21 Hurricanes Florence and Michael, Typhoon Mangkhut,  
22 Super Typhoon Yutu, wildfires occurring in 2018, and tor-  
23 nadoes and floods occurring in calendar year 2019 in  
24 those areas for which a major disaster or emergency has  
25 been declared under section 401 or 501 of the Robert T.

1   Stafford Disaster Relief and Emergency Assistance Act  
2   (42 U.S.C. 5170 and 5191): *Provided*, That none of the  
3   funds appropriated in this paragraph shall be included in  
4   the calculation of the “base grant” in subsequent fiscal  
5   years, as such term is defined in sections 640(a)(7)(A),  
6   641A(h)(1)(B), or 645(d)(3) of the Head Start Act: *Pro-*  
7   *vided further*, That funds appropriated in this paragraph  
8   are not subject to the allocation requirements of section  
9   640(a) of the Head Start Act: *Provided further*, That  
10   funds appropriated in this paragraph shall not be available  
11   for costs that are reimbursed by the Federal Emergency  
12   Management Agency, under a contract for insurance, or  
13   by self-insurance: *Provided further*, That up to \$2,000,000  
14   shall be available for Federal administrative expenses:  
15   *Provided further*, That obligations incurred for the pur-  
16   poses provided herein prior to the date of enactment of  
17   this Act may be charged to funds appropriated under this  
18   heading: *Provided further*, That such amount is designated  
19   by the Congress as being for an emergency requirement  
20   pursuant to section 251(b)(2)(A)(i) of the Balanced Budg-  
21   et and Emergency Deficit Control Act of 1985.

## 1 DEPARTMENT OF EDUCATION

## 2 HURRICANE EDUCATION RECOVERY

## 3 (INCLUDING TRANSFER OF FUNDS)

4 For an additional amount for “Hurricane Education  
5 Recovery” for necessary expenses related to the con-  
6 sequences of Hurricanes Florence and Michael, Typhoon  
7 Mangkhut, Super Typhoon Yutu, the wildfires, earth-  
8 quakes, and volcanic eruptions occurring in calendar year  
9 2018, and tornadoes and floods occurring in calendar year  
10 2019 in those areas for which a major disaster or emer-  
11 gency has been declared under section 401 or 501 of the  
12 Robert T. Stafford Disaster Relief and Emergency Assist-  
13 ance Act (42 U.S.C. 5170 and 5191) (referred to under  
14 this heading as a “covered disaster or emergency”),  
15 \$165,000,000, to remain available through September 30,  
16 2019: *Provided*, That such assistance may be provided  
17 through any of the programs authorized under this head-  
18 ing in title VIII of subdivision 1 of division B of Public  
19 Law 115–123 (as amended by Public Law 115–141), as  
20 determined by the Secretary of Education, and subject to  
21 the terms and conditions that applied to those programs,  
22 except that references to dates and school years in Public  
23 Law 115–123 shall be deemed to be the corresponding  
24 dates and school years for the covered disaster or emer-  
25 gency: *Provided further*, That the Secretary of Education

1 may determine the amounts to be used for each such pro-  
2 gram and shall notify the Committees on Appropriations  
3 of the House of Representatives and the Senate of these  
4 amounts not later than 7 days prior to obligation: *Pro-*  
5 *vided further*, That \$2,000,000 of the funds made avail-  
6 able under this heading, to remain available until ex-  
7 pended, shall be transferred to the Office of the Inspector  
8 General of the Department of Education for oversight of  
9 activities supported with funds appropriated under this  
10 heading, and up to \$1,000,000 of the funds made available  
11 under this heading shall be for program administration:  
12 *Provided further*, That such amount is designated by the  
13 Congress as being for an emergency requirement pursuant  
14 to section 251(b)(2)(A)(i) of the Balanced Budget and  
15 Emergency Deficit Control Act of 1985.

16 GENERAL PROVISIONS—THIS TITLE

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

19 (1) in subparagraph (A), by striking “and (E)”  
20 and inserting “(E), and (F)”;

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

24 (3) by redesignating subparagraph (E) as sub-  
25 paragraph (F);



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

3           “(E) Subject to subparagraph (F), for the  
4 period beginning January 1, 2019, and ending  
5 September 30, 2019, the amount of the in-  
6 crease otherwise provided under subparagraph  
7 (A) for the Northern Mariana Islands shall be  
8 further increased by \$36,000,000.”; and

9           (5) in subparagraph (F) (as redesignated by  
10 paragraph (3) of this section)—

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

13           “(i) during”;

14           (B) by striking “and (D)” and inserting “,  
15 (D), and (E)”;

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

20           (D) by striking the period at the end and  
21 inserting “; and”; and

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

23           “(ii) for the period beginning January  
24 1, 2019, and ending September 30, 2019,  
25 with respect to payments to Guam and

1 American Samoa from the additional funds  
2 provided under subparagraph (A), the Sec-  
3 retary shall increase the Federal medical  
4 assistance percentage or other rate that  
5 would otherwise apply to such payments to  
6 100 percent.”.

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

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

21 SEC. 703. The second proviso under the heading  
22 “Hurricane Education Recovery” under the heading “De-  
23 partment of Education” under title VIII of subdivision 1  
24 of division B of the Bipartisan Budget Act of 2018 (Public  
25 Law 115–123; 132 Stat. 95) is amended—

1 (1) in paragraph (2)—

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

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

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

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

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

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

1           (4) by inserting after paragraph (9) the fol-  
2       lowing:

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

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

15                               TITLE VIII

16                               LEGISLATIVE BRANCH

17                               GOVERNMENT ACCOUNTABILITY OFFICE

18                               SALARIES AND EXPENSES

19       For an additional amount for “Salaries and Ex-  
20      penses”, \$10,000,000, to remain available until expended,  
21      for audits and investigations related to Hurricanes Flor-  
22      ence, Lane, and Michael, Typhoons Yutu and Mangkhut,  
23      the calendar year 2018 wildfires, earthquakes, and volcano  
24      eruptions, and other disasters declared pursuant to the  
25      Robert T. Stafford Disaster Relief and Emergency Assist-

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

14                                   TITLE IX

15                           DEPARTMENT OF DEFENSE

16       MILITARY CONSTRUCTION, NAVY AND MARINE CORPS

17           For an additional amount for “Military Construction,  
18   Navy and Marine Corps”, \$115,000,000, to remain avail-  
19   able until September 30, 2023, for planning and design  
20   related to the consequences of Hurricanes Florence and  
21   Michael on Navy and Marine Corps installations: *Pro-*  
22   *vided*, That none of the funds shall be available for obliga-  
23   tion until the Committees on Appropriations of the House  
24   of Representatives and the Senate receive a master plan  
25   for the installations and a form 1391 for each specific

1 project: *Provided further*, That, not later than 60 days  
2 after enactment of this Act, the Secretary of the Navy,  
3 or his designee, shall submit to the Committees on Appro-  
4 priations of the House of Representatives and the Senate  
5 a detailed expenditure plan for funds provided under this  
6 heading: *Provided further*, That such amount is designated  
7 by the Congress as being for an emergency requirement  
8 pursuant to section 251(b)(2)(A)(i) of the Balanced Budg-  
9 et and Emergency Deficit Control Act of 1985: *Provided*  
10 *further*, That notwithstanding section 2808 of title 10,  
11 United States Code, or any other provision of law, funds  
12 made available under this heading may only be used for  
13 the purposes specifically described under this heading.

14           MILITARY CONSTRUCTION, AIR FORCE

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

1 designee, shall submit to the Committees on Appropria-  
2 tions of the House of Representatives and the Senate a  
3 detailed expenditure plan for funds provided under this  
4 heading: *Provided further*, That such amount is designated  
5 by the Congress as being for an emergency requirement  
6 pursuant to section 251(b)(2)(A)(i) of the Balanced Budg-  
7 et and Emergency Deficit Control Act of 1985: *Provided*  
8 *further*, That notwithstanding section 2808 of title 10,  
9 United States Code, or any other provision of law, funds  
10 made available under this heading may only be used for  
11 the purposes specifically described under this heading.

12 MILITARY CONSTRUCTION, ARMY NATIONAL GUARD

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

1 *ther*, That such funds may be obligated or expended for  
2 planning and design and military construction projects not  
3 otherwise authorized by law: *Provided further*, That such  
4 amount is designated by the Congress as being for an  
5 emergency requirement pursuant to section  
6 251(b)(2)(A)(i) of the Balanced Budget and Emergency  
7 Deficit Control Act of 1985: *Provided further*, That not-  
8 withstanding section 2808 of title 10, United States Code,  
9 or any other provision of law, funds made available under  
10 this heading may only be used for the purposes specifically  
11 described under this heading.

12 DEPARTMENT OF VETERANS AFFAIRS

13 VETERANS HEALTH ADMINISTRATION

14 MEDICAL FACILITIES

15 (INCLUDING TRANSFER OF FUNDS)

16 For an additional amount for “Medical Facilities”,  
17 \$3,000,000, to remain available until September 30, 2023,  
18 for necessary expenses related to the consequences of Hur-  
19 ricanes Florence and Michael and Typhoons Mangkhut  
20 and Yutu: *Provided*, That the Secretary of Veterans Af-  
21 fairs, upon determination that such action is necessary to  
22 address needs as a result of the consequences of Hurri-  
23 canes Florence and Michael and Typhoons Mangkhut and  
24 Yutu, may transfer such funds to any discretionary ac-  
25 count of the Department of Veterans Affairs: *Provided*



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

## 14 TITLE X

### 15 DEPARTMENT OF TRANSPORTATION

#### 16 FEDERAL TRANSIT ADMINISTRATION

#### 17 PUBLIC TRANSPORTATION EMERGENCY RELIEF PROGRAM

18 For an additional amount for the “Public Transpor-  
19 tation Emergency Relief Program” as authorized under  
20 section 5324 of title 49, United States Code, \$10,542,000  
21 to remain available until expended, for transit systems af-  
22 fected by major declared disasters occurring in calendar  
23 year 2018: *Provided*, That not more than three-quarters  
24 of 1 percent of the funds for public transportation emer-  
25 gency relief shall be available for administrative expenses

1 and ongoing program management oversight as authorized  
2 under sections 5334 and 5338(f)(2) of such title and shall  
3 be in addition to any other appropriations for such pur-  
4 pose: *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 FEDERAL AVIATION ADMINISTRATION

9 OPERATIONS

10 (AIRPORT AND AIRWAY TRUST FUND)

11 Of the amounts made available for “Federal Aviation  
12 Administration—Operations” in division B of the Bipar-  
13 tisan Budget Act of 2018 (Public Law 115–123), up to  
14 \$18,000,000 shall also be available for necessary expenses  
15 related to the consequences of major declared disasters oc-  
16 ccurring in calendar year 2018: *Provided*, That amounts  
17 repurposed under this heading that were previously des-  
18 ignated by the Congress as an emergency requirement  
19 pursuant to the Balanced Budget and Emergency Deficit  
20 Control Act of 1985 are designated by the Congress as  
21 an emergency requirement pursuant to section  
22 251(b)(2)(A)(i) of the Balanced Budget and Emergency  
23 Deficit Control Act of 1985.

1                   FEDERAL HIGHWAY ADMINISTRATION  
2                   EMERGENCY RELIEF PROGRAM

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

10           DEPARTMENT OF HOUSING AND URBAN  
11                   DEVELOPMENT

12           COMMUNITY PLANNING AND DEVELOPMENT  
13                   COMMUNITY DEVELOPMENT FUND  
14                   (INCLUDING TRANSFERS OF FUNDS)

15           For an additional amount for “Community Develop-  
16 ment Fund”, \$2,210,000,000, to remain available until  
17 expended, for necessary expenses for activities authorized  
18 under title I of the Housing and Community Development  
19 Act of 1974 (42 U.S.C. 5301 et seq.) related to disaster  
20 relief, long-term recovery, restoration of infrastructure  
21 and housing, economic revitalization, and mitigation in the  
22 most impacted and distressed areas resulting from a  
23 major disaster that occurred in 2018 or 2019 (except as  
24 otherwise provided under this heading) pursuant to the  
25 Robert T. Stafford Disaster Relief and Emergency Assist-

1   ance Act (42 U.S.C. 5121 et seq.): *Provided*, That funds  
2   shall be awarded directly to the State, unit of general local  
3   government, or Indian tribe (as such term is defined in  
4   section 102 of the Housing and Community Development  
5   Act of 1974) at the discretion of the Secretary: *Provided*  
6   *further*, That of the amounts made available under this  
7   heading \$150,000,000 shall be allocated to meet unmet  
8   needs for restoration of infrastructure for grantees that  
9   received allocations for disasters that occurred in 2017  
10  (excluding grantees that received allocations related to dis-  
11  asters specified in section 501(a) of title V of this Act)  
12  under this heading of division B of Public Law 115–56  
13  and title XI of subdivision 1 of division B of Public Law  
14  115–123: *Provided further*, That of the amounts provided  
15  in the previous proviso, the Secretary’s determination of  
16  unmet needs for restoration of infrastructure shall not  
17  take into account mitigation-specific allocations: *Provided*  
18  *further*, That any funds made available under this heading  
19  and under the same heading in Public Law 115–254 that  
20  remain available, after the funds under such headings  
21  have been allocated for necessary expenses for activities  
22  authorized under such headings, shall be allocated to  
23  grantees receiving awards for disasters that occurred in  
24  2018 or 2019, for mitigation activities in the most im-  
25  pacted and distressed areas resulting from a major dis-

1 aster that occurred in 2018 or 2019: *Provided further,*  
2 That allocations under the previous proviso shall be made  
3 in the same proportion that the amount of funds each  
4 grantee received or will receive under this heading for  
5 unmet needs related to disasters that occurred in 2018  
6 or 2019 and the same heading in division I of Public Law  
7 115–254 bears to the amount of all funds provided to all  
8 grantees that received allocations for disasters that oc-  
9 curred in 2018 or 2019: *Provided further,* That of the  
10 amounts made available under the text preceding the first  
11 proviso under this heading and under the same heading  
12 in Public Law 115–254, the Secretary shall allocate to all  
13 such grantees an aggregate amount not less than 33 per-  
14 cent of the sum of such amounts of funds within 120 days  
15 after the date of enactment of this Act based on the best  
16 available data, and shall allocate no less than 100 percent  
17 of such funds by no later than 180 days after the date  
18 of enactment of this Act: *Provided further,* That the Sec-  
19 retary shall not prohibit the use of funds made available  
20 under this heading and the same heading in Public Law  
21 115–254 for non-Federal share as authorized by section  
22 105(a)(9) of the Housing and Community Development  
23 Act of 1974 (42 U.S.C. 5305(a)(9)): *Provided further,*  
24 That of the amounts made available under this heading,  
25 grantees may establish grant programs to assist small

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

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

1 *vided further*, That the sixth proviso under this heading  
2 in the Supplemental Appropriations for Disaster Relief  
3 Requirements Act, 2018 (division I of Public Law 115–  
4 254) is amended by striking “State or subdivision thereof”  
5 and inserting “State, unit of general local government, or  
6 Indian tribe (as such term is defined in section 102 of  
7 the Housing and Community Development Act of 1974  
8 (42 U.S.C. 5302))”: *Provided further*, That in admin-  
9 istering the funds under this heading, the Secretary of  
10 Housing and Urban Development may waive, or specify  
11 alternative requirements for, any provision of any statute  
12 or regulation that the Secretary administers in connection  
13 with the obligation by the Secretary or the use by the re-  
14 cipient of these funds (except for requirements related to  
15 fair housing, nondiscrimination, labor standards, and the  
16 environment), if the Secretary finds that good cause exists  
17 for the waiver or alternative requirement and such waiver  
18 or alternative requirement would not be inconsistent with  
19 the overall purpose of title I of the Housing and Commu-  
20 nity Development Act of 1974: *Provided further*, That,  
21 notwithstanding the preceding proviso, recipients of funds  
22 provided under this heading that use such funds to supple-  
23 ment Federal assistance provided under section 402, 403,  
24 404, 406, 407, 408 (c)(4), or 502 of the Robert T. Staf-  
25 ford Disaster Relief and Emergency Assistance Act (42



1 U.S.C. 5121 et seq.) may adopt, without review or public  
2 comment, any environmental review, approval, or permit  
3 performed by a Federal agency, and such adoption shall  
4 satisfy the responsibilities of the recipient with respect to  
5 such environmental review, approval or permit: *Provided*  
6 *further*, That, notwithstanding section 104(g)(2) of the  
7 Housing and Community Development Act of 1974 (42  
8 U.S.C. 5304(g)(2)), the Secretary may, upon receipt of  
9 a request for release of funds and certification, imme-  
10 diately approve the release of funds for an activity or  
11 project assisted under this heading if the recipient has  
12 adopted an environmental review, approval or permit  
13 under the preceding proviso or the activity or project is  
14 categorically excluded from review under the National En-  
15 vironmental Policy Act of 1969 (42 U.S.C. 4321 et seq.):  
16 *Provided further*, That the Secretary shall publish via no-  
17 tice in the Federal Register any waiver, or alternative re-  
18 quirement, to any statute or regulation that the Secretary  
19 administers pursuant to title I of the Housing and Com-  
20 munity Development Act of 1974 no later than 5 days be-  
21 fore the effective date of such waiver or alternative re-  
22 quirement: *Provided further*, That of the amounts made  
23 available under this heading, up to \$5,000,000 shall be  
24 made available for capacity building and technical assist-  
25 ance, including assistance on contracting and procurement

1 processes, to support States, units of general local govern-  
2 ment, or Indian tribes (and their subrecipients) that re-  
3 ceive allocations pursuant to this heading, received dis-  
4 aster recovery allocations under the same heading in Pub-  
5 lic Law 115–254, or may receive similar allocations for  
6 disaster recovery in future appropriations Acts: *Provided*  
7 *further*, That of the amounts made available under this  
8 heading and under the same heading in Public Law 115–  
9 254, up to \$2,500,000 shall be transferred, in aggregate,  
10 to “Department of Housing and Urban Development—  
11 Program Office Salaries and Expenses—Community Plan-  
12 ning and Development” for necessary costs, including in-  
13 formation technology costs, of administering and over-  
14 seeing the obligation and expenditure of amounts under  
15 this heading: *Provided further*, That the amount specified  
16 in the preceding proviso shall be combined with funds ap-  
17 propriated under the same heading and for the same pur-  
18 pose in Public Law 115–254 and the aggregate of such  
19 amounts shall be available for any of the same such pur-  
20 poses specified under this heading or the same heading  
21 in Public Law 115–254 without limitation: *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: *Provided further*, That

1 amounts repurposed under this heading that were pre-  
2 viously designated by the Congress as an emergency re-  
3 quirement pursuant to the Balanced Budget and Emer-  
4 gency Deficit Control Act are designated by the Congress  
5 as an emergency requirement pursuant to section  
6 251(b)(2)(A)(i) of the Balanced Budget and Emergency  
7 Deficit Control Act of 1985.

8           GENERAL PROVISION—THIS TITLE

9           SEC. 1001. (a) Amounts previously made available  
10 for activities authorized under title I of the Housing and  
11 Community Development Act of 1974 (42 U.S.C. 5301 et  
12 seq.) related to disaster relief, long-term recovery, restora-  
13 tion of infrastructure and housing, economic revitalization,  
14 and mitigation in the most impacted and distressed areas  
15 resulting from a major disaster, including funds provided  
16 under section 145 of division C of Public Law 114–223,  
17 section 192 of division C of Public Law 114–223 (as  
18 added by section 101(3) of division A of Public Law 114–  
19 254), section 421 of division K of Public Law 115–31,  
20 and any mitigation funding provided under the heading  
21 “Department of Housing and Urban Development—Com-  
22 munity Planning and Development—Community Develop-  
23 ment Fund” of Public Law 115–123, that were allocated  
24 in response to Hurricane Matthew, may be used inter-  
25 changeably and without limitation for the same activities

1 in the most impacted and distressed areas related to Hur-  
2 ricane Florence. In addition, any funds provided under the  
3 heading “Department of Housing and Urban Develop-  
4 ment—Community Planning and Development—Commu-  
5 nity Development Fund” in this Act or in division I of  
6 Public Law 115–254 that are allocated in response to  
7 Hurricane Florence may be used interchangeably and  
8 without limitation for the same activities in the most im-  
9 pacted and distressed areas related to Hurricane Matthew.  
10 Until HUD publishes the Federal Register Notice imple-  
11 menting this provision, grantees may submit for HUD ap-  
12 proval revised plans for the use of funds related to Hurri-  
13 cane Matthew that expand the eligible beneficiaries of ex-  
14 isting programs contained in such previously approved  
15 plans to include those impacted by Hurricane Florence.  
16 Approval of any such revised plans shall include the execu-  
17 tion of revised grant terms and conditions as necessary.  
18 Once the implementing Notice is published, any additional  
19 action plan revisions shall follow the requirements con-  
20 tained therein.

21 (b) Amounts made available for administrative costs  
22 for activities authorized under title I of the Housing and  
23 Community Development Act of 1974 (42 U.S.C. 5301 et  
24 seq.) related to disaster relief, long-term recovery, restora-  
25 tion of infrastructure and housing, economic revitalization,

1 and mitigation in the most impacted and distressed areas  
2 under this Act or any future Act, and amounts previously  
3 provided under section 420 of division L of Public Law  
4 114–113, section 145 of division C of Public Law 114–  
5 223, section 192 of division C of Public Law 114–223 (as  
6 added by section 101(3) of division A of Public Law 114–  
7 254), section 421 of division K of Public Law 115–31,  
8 and under the heading “Department of Housing and  
9 Urban Development—Community Planning and Develop-  
10 ment—Community Development Fund” of division B of  
11 Public Law 115–56, Public Law 115–123, and Public  
12 Law 115–254, shall be available for eligible administrative  
13 costs of the grantee related to any disaster relief funding  
14 identified in this subsection without regard to the par-  
15 ticular disaster appropriation from which such funds origi-  
16 nated.

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

1 Balanced Budget and Emergency Deficit Control Act of  
2 1985.

3 TITLE XI

4 GENERAL PROVISIONS—THIS ACT

5 SEC. 1101. Each amount appropriated or made avail-  
6 able by this Act is in addition to amounts otherwise appro-  
7 priated for the fiscal year involved.

8 SEC. 1102. No part of any appropriation contained  
9 in this Act shall remain available for obligation beyond  
10 the current fiscal year unless expressly so provided herein.

11 SEC. 1103. Unless otherwise provided for by this Act,  
12 the additional amounts appropriated by this Act to appro-  
13 priations accounts shall be available under the authorities  
14 and conditions applicable to such appropriations accounts  
15 for fiscal year 2019.

16 SEC. 1104. Each amount designated in this Act by  
17 the Congress as being for an emergency requirement pur-  
18 suant to section 251(b)(2)(A)(i) of the Balanced Budget  
19 and Emergency Deficit Control Act of 1985 shall be avail-  
20 able (or rescinded or transferred, if applicable) only if the  
21 President subsequently so designates all such amounts  
22 and transmits such designations to the Congress.

23 SEC. 1105. Any amount appropriated by this Act des-  
24 ignated by the Congress as an emergency requirement  
25 pursuant to section 251(b)(2)(A)(i) of the Balanced Budg-

1 et and Emergency Deficit Control Act of 1985 and subse-  
2 quently so designated by the President, and transferred  
3 pursuant to transfer authorities provided by this Act shall  
4 retain such designation.

5 SEC. 1106. Of all amounts made available for mitiga-  
6 tion activities under the heading “Department of Housing  
7 and Urban Development—Community Development  
8 Fund” in Public Law 115–123, the Secretary shall publish  
9 in the Federal Register the allocations to all eligible grant-  
10 ees, and the necessary administrative requirements appli-  
11 cable to such allocations within 90 days after enactment  
12 of this Act:

13 (1) For any plans or amendments addressing  
14 the use of any funds provided under Public Law  
15 115–123 and received by the Secretary prior to De-  
16 cember 22, 2018, the Secretary shall review pending  
17 amendments within 15 days of enactment of this Act  
18 and pending plans within 30 days of enactment of  
19 this Act;

20 (2) After the date of this Act, the Secretary  
21 may not apply the statutory waiver or alternative re-  
22 quirement authority provided by Public Law 115–  
23 123 to extend or otherwise alter existing statutory  
24 and regulatory provisions governing the timeline for  
25 review of required grantee plans:

1 *Provided*, That the amounts provided by this section are  
2 designated by the Congress as being for an emergency re-  
3 quirement pursuant to section 251(b)(2)(A)(i) of the Bal-  
4 anced Budget and Emergency Deficit Control Act of 1985:  
5 *Provided further*, That amounts repurposed under this  
6 heading that were previously designated by the Congress  
7 as an emergency requirement pursuant to the Balanced  
8 Budget and Emergency Deficit Control Act of 1985 are  
9 designated by the Congress as an emergency requirement  
10 pursuant to section 251(b)(2)(A)(i) of the Balanced Budg-  
11 et and Emergency Deficit Control Act of 1985.

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