

AMENDMENT NO. _____ Calendar No. _____

Purpose: In the nature of a substitute.

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

(no.) _____

(title) _____

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 The following sums in this Act are appropriated, out of
- 4 any money in the Treasury not otherwise appropriated,
- 5 for the fiscal year ending September 30, 2019, and for
- 6 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, crops prevented from planting in 2019, and har-
11 vested adulterated wine grapes), trees, bushes, and vines,
12 as a consequence of Hurricanes Michael and Florence,
13 other hurricanes, floods, tornadoes, typhoons, volcanic ac-
14 tivity, snowstorms, and wildfires occurring in calendar
15 years 2018 and 2019 under such terms and conditions as
16 determined by the Secretary: *Provided*, That the Secretary
17 may provide assistance for such losses in the form of block
18 grants to eligible states and territories and such assistance
19 may include compensation to producers, as determined by
20 the Secretary, for forest restoration and poultry and live-
21 stock losses: *Provided further*, That of the amounts pro-
22 vided under this heading, tree assistance payments may
23 be made under section 1501(e) of the Agricultural Act of
24 2014 (7 U.S.C. 9081(e)) to eligible orchardists or nursery
25 tree growers (as defined in such section) of pecan trees

1 with a tree mortality rate that exceeds 7.5 percent (ad-
2 justed for normal mortality) and is less than 15 percent
3 (adjusted for normal mortality), to be available until ex-
4 pended, 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 of the amounts
11 provided under this heading, not more than \$7,000,000
12 shall be available to make payments to agricultural pro-
13 ducers whose Whole Farm Revenue Protection indemnity
14 payments were reduced following 2018 crop year losses
15 due to assistance received through state-legislated agri-
16 culture disaster assistance programs: *Provided further*,
17 That the total amount of payments received under this
18 heading and applicable policies of crop insurance under
19 the Federal Crop Insurance Act (7 U.S.C. 1501 et seq.)
20 or the Noninsured Crop Disaster Assistance Program
21 (NAP) under section 196 of the Federal Agriculture Im-
22 provement and Reform Act of 1996 (7 U.S.C. 7333) shall
23 not exceed 90 percent of the loss as determined by the
24 Secretary: *Provided further*, That the total amount of pay-
25 ments received under this heading for producers who did

1 not obtain a policy or plan of insurance for an insurable
2 commodity for the applicable crop year under the Federal
3 Crop Insurance Act (7 U.S.C. 1501 et seq.) for the crop
4 incurring the losses or did not file the required paperwork
5 and pay the service fee by the applicable State filing dead-
6 line for a noninsurable commodity for the applicable crop
7 year under NAP for the crop incurring the losses shall
8 not exceed 70 percent of the loss as determined by the
9 Secretary: *Provided further*, That in the case of a crop
10 under this heading for which the Federal Crop Insurance
11 Corporation offers a revenue insurance policy under sec-
12 tion 508 of the Federal Crop Insurance Act (7 U.S.C.
13 1508), the Secretary shall use the greater of the projected
14 price or the harvest price for such crop to determine the
15 expected value of such crop: *Provided further*, That pro-
16 ducers receiving payments under this heading, as deter-
17 mined by the Secretary, shall be required to purchase crop
18 insurance where crop insurance is available for the next
19 two available crop years, excluding tree insurance policies,
20 and producers receiving payments under this heading shall
21 be required to purchase coverage under NAP where crop
22 insurance is not available in the next two available crop
23 years, as determined by the Secretary: *Provided further*,
24 That, not later than 120 days after the end of fiscal year
25 2019, the Secretary shall submit a report to the Congress

1 specifying the type, amount, and method of such assist-
2 ance by state and territory: *Provided further*, That such
3 amount is designated by the Congress as being for an
4 emergency requirement pursuant to section
5 251(b)(2)(A)(i) of the Balanced Budget and Emergency
6 Deficit Control Act of 1985.

7 FARM SERVICE AGENCY

8 EMERGENCY FOREST RESTORATION PROGRAM

9 For an additional amount for the “Emergency Forest
10 Restoration Program”, for necessary expenses related to
11 the consequences of Hurricanes Michael and Florence and
12 wildfires occurring in calendar year 2018, tornadoes and
13 floods occurring in calendar year 2019, and other natural
14 disasters, \$480,000,000, to remain available until ex-
15 pended: *Provided*, That such amount is designated by the
16 Congress as being for an emergency requirement pursuant
17 to section 251(b)(2)(A)(i) of the Balanced Budget and
18 Emergency Deficit Control Act of 1985.

19 EMERGENCY CONSERVATION PROGRAM

20 For an additional amount for the “Emergency Con-
21 servation Program”, for necessary expenses related to the
22 consequences of Hurricanes Michael and Florence and
23 wildfires occurring in calendar year 2018, tornadoes and
24 floods occurring in calendar year 2019, and other natural
25 disasters, \$558,000,000, to remain available until ex-

1 pended: *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, tornadoes and
12 floods occurring in calendar year 2019, and other natural
13 disasters, \$435,000,000, to remain available until ex-
14 pended: *Provided*, That such amount is designated by the
15 Congress as being for an emergency requirement pursuant
16 to section 251(b)(2)(A)(i) of the Balanced Budget and
17 Emergency Deficit Control Act of 1985.

18 RURAL DEVELOPMENT

19 RURAL COMMUNITY FACILITIES PROGRAM ACCOUNT

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

1 year 2018, tornadoes and floods occurring in calendar
2 year 2019, and other natural disasters, \$150,000,000, to
3 remain available until expended: *Provided*, That sections
4 381E–H and 381N of the Consolidated Farm and Rural
5 Development Act are not applicable to the funds made
6 available under this heading: *Provided further*, That such
7 amount is designated by the Congress as being for an
8 emergency requirement pursuant to section
9 251(b)(2)(A)(i) of the Balanced Budget and Emergency
10 Deficit Control Act of 1985.

11 GENERAL PROVISIONS—THIS TITLE

12 SEC. 101. In addition to amounts otherwise made
13 available, out of the funds made available under section
14 18 of the Food and Nutrition Act of 2008, \$25,200,000
15 shall be available for the Secretary to provide a grant to
16 the Commonwealth of the Northern Mariana Islands for
17 disaster nutrition assistance in response to the Presi-
18 dentially declared major disasters and emergencies: *Pro-*
19 *vided*, That funds made available to the Commonwealth
20 of the Northern Mariana Islands under this section shall
21 remain available for obligation by the Commonwealth until
22 September 30, 2020: *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. For purposes of administering title I of
4 subdivision 1 of division B of the Bipartisan Budget Act
5 of 2018 (Public Law 115–123), losses to agricultural pro-
6 ducers resulting from hurricanes shall also include losses
7 incurred from Tropical Storm Cindy, losses of peach and
8 blueberry crops in calendar year 2017 due to extreme cold,
9 and blueberry productivity losses in calendar year 2018
10 due to extreme cold and hurricane damage in calendar
11 year 2017: *Provided*, That the amounts provided by this
12 section are designated by the Congress as being for an
13 emergency requirement pursuant to section
14 251(b)(2)(A)(i) of the Balanced Budget and Emergency
15 Deficit Control Act of 1985: *Provided further*, That
16 amounts repurposed under this section that were pre-
17 viously designated by the Congress as an emergency re-
18 quirement pursuant to the Balanced Budget and Emer-
19 gency Deficit Control Act of 1985 are designated by the
20 Congress as 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.

23 SEC. 103. (a)(1) Except as provided in paragraph
24 (2), a person or legal entity is not eligible to receive a
25 payment under the Market Facilitation Program estab-

1 lished pursuant to the Commodity Credit Corporation
2 Charter Act (15 U.S.C. 714 et seq.) if the average ad-
3 justed gross income of such person or legal entity is great-
4 er than \$900,000.

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

9 (b) In this section, the term “average adjusted gross
10 income” has the meaning given the term defined in section
11 760.1502 of title 7 Code of Federal Regulations (as in
12 effect July 18, 2018).

13 (c) The amount provided by this section 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 SEC. 104. In addition to other amounts made avail-
18 able by section 309 of division A of the Additional Supple-
19 mental Appropriations for Disaster Relief Requirements
20 Act, 2017 (Public Law 115–72; 131 Stat. 1229), there
21 is appropriated to the Secretary, out of any moneys in the
22 Treasury not otherwise appropriated, for the fiscal year
23 ending September 30, 2019, \$600,000,000 to provide a
24 grant to the Commonwealth of Puerto Rico for disaster
25 nutrition assistance in response to a major disaster or

1 emergency designated by the President under the Robert
2 T. Stafford Disaster Relief and Emergency Assistance Act
3 (42 U.S.C. 5121 et seq.): *Provided*, That the funds made
4 available to the Commonwealth of Puerto Rico under this
5 section shall remain available for obligation by the Com-
6 monwealth until September 30, 2020, and shall be in addi-
7 tion to funds otherwise made available: *Provided further*,
8 That such amount is 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 (2 U.S.C. 901(b)(2)(A)(i)).

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

23 SEC. 106. In addition to amounts otherwise made
24 available, out of the funds made available under section
25 18 of the Food and Nutrition Act of 2008, \$18,000,000

1 shall be available for the Secretary to provide a grant to
2 American Samoa for disaster nutrition assistance in re-
3 sponse to the presidentially declared major disasters and
4 emergencies: *Provided*, That funds made available to the
5 territory under this section shall remain available for obli-
6 gation by the territory until September 30, 2020: *Provided*
7 *further*, 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 SEC. 107. Beginning not later than the 2020 reinsur-
12 ance year, the Federal Crop Insurance Corporation shall
13 offer coverage under the wholefarm revenue protection in-
14 surance policy (or a successor policy or plan of insurance)
15 for hemp (as defined in section 297A of the Agricultural
16 Marketing Act of 1946 (7 U.S.C. 1639o)): *Provided*, That
17 such amount is designated by the Congress as being for
18 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 SEC. 108. Notwithstanding any other provision of
22 law, any rural community impacted by major declared dis-
23 aster DR-4407 may have the governor in the affected
24 state, or the governor's designee, certify the area's popu-
25 lation as a rural area with respect to eligibility for loans,

1 grants, and technical assistance under rural development
2 programs funded by the Department of Agriculture until
3 data from the 2020 United States Census is available:
4 *Provided*, 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.

1 TITLE II
2 DEPARTMENT OF COMMERCE
3 ECONOMIC DEVELOPMENT ADMINISTRATION
4 ECONOMIC DEVELOPMENT ASSISTANCE PROGRAMS
5 (INCLUDING TRANSFERS OF FUNDS)

6 Pursuant to section 703 of the Public Works and
7 Economic Development Act (42 U.S.C. 3233), for an addi-
8 tional amount for “Economic Development Assistance
9 Programs” for necessary expenses related to flood mitiga-
10 tion, disaster relief, long-term recovery, and restoration of
11 infrastructure in areas that received a major disaster des-
12 ignation as a result of Hurricanes Florence, Michael, and
13 Lane, Typhoons Yutu and Mangkhut, and of wildfires, vol-
14 canic eruptions, earthquakes, and other natural disasters
15 occurring in calendar year 2018, and tornadoes and floods
16 occurring in calendar year 2019 under the Robert T. Staf-
17 ford Disaster Relief and Emergency Assistance Act (42
18 U.S.C. 5121 et seq.), \$600,000,000, to remain available
19 until expended: *Provided*, That such amount is designated
20 by the Congress as being for an emergency requirement
21 pursuant to section 251(b)(2)(A)(i) of the Balanced Budg-
22 et and Emergency Deficit Control Act of 1985: *Provided*
23 *further*, That within the amount appropriated, up to 2 per-
24 cent of funds may be transferred to the “Salaries and Ex-
25 penses” account for administration and oversight activi-

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

6 NATIONAL OCEANIC AND ATMOSPHERIC
7 ADMINISTRATION
8 OPERATIONS, RESEARCH, AND FACILITIES

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

14 (1) \$3,000,000 for repair and replacement of
15 observing assets, real property, and equipment;

16 (2) \$11,000,000 for marine debris assessment
17 and removal;

18 (3) \$31,570,000 for mapping, charting, and ge-
19 odesy services;

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

1 (5) \$50,000,000 for Title IX Fund grants as
2 authorized under section 906(c) of division O of
3 Public Law 114–113:

4 *Provided*, 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: *Provided further*, That
8 the National Oceanic and Atmospheric Administration
9 shall submit a spending plan to the Committees on Appro-
10 priations of the House of Representatives and the Senate
11 for funding provided under subsection (4) of this heading
12 within 45 days after the date of enactment of this Act.

13 PROCUREMENT, ACQUISITION AND CONSTRUCTION

14 For an additional amount for “Procurement, Acquisi-
15 tion and Construction”, \$25,000,000, to remain available
16 until September 30, 2021, for improvements to oper-
17 ational and research weather supercomputing infrastruc-
18 ture and satellite ground services used for hurricane inten-
19 sity and track prediction; flood prediction, forecasting, and
20 mitigation; and wildfire prediction, detection, and fore-
21 casting: *Provided*, That such amount is designated by the
22 Congress as being for an emergency requirement pursuant
23 to section 251(b)(2)(A)(i) of the Balanced Budget and
24 Emergency Deficit Control Act of 1985: *Provided further*,
25 That the National Oceanic and Atmospheric Administra-

1 tion shall submit a spending plan to the Committees on
2 Appropriations of the House of Representatives and the
3 Senate within 45 days after the date of enactment of this
4 Act.

5 FISHERY DISASTER ASSISTANCE

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

20 UNITED STATES MARSHALS SERVICE

21 SALARIES AND EXPENSES

22 For an additional amount for “Salaries and Ex-
23 penses” for necessary expenses related to the con-
24 sequences of Hurricanes Florence and Michael and Ty-
25 phoon Yutu, \$1,336,000: *Provided*, That such amount is

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

4 FEDERAL PRISON SYSTEM

5 BUILDINGS AND FACILITIES

6 For an additional amount for “Buildings and Facili-
7 ties” for necessary expenses related to the consequences
8 of Hurricanes Florence and Michael and Typhoon Yutu,
9 \$28,400,000, 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.

14 RELATED AGENCIES

15 LEGAL SERVICES CORPORATION

16 PAYMENT TO THE LEGAL SERVICES CORPORATION

17 For an additional amount for “Payment to the Legal
18 Services Corporation” to carry out the purposes of the
19 Legal Services Corporation Act by providing for necessary
20 expenses related to the consequences of Hurricanes Flor-
21 ence, Michael, and Lane, Typhoons Yutu and Mangkhut,
22 calendar year 2018 wildfires, volcanic eruptions, and
23 earthquakes, and calendar year 2019 tornadoes and
24 floods, \$15,000,000: *Provided*, That such amount is des-
25 ignated by the Congress as being for an emergency re-

1 quirement pursuant to section 251(b)(2)(A)(i) of the Bal-
2 anced Budget and Emergency Deficit Control Act of 1985:
3 *Provided further*, That none of the funds appropriated in
4 this Act to the Legal Services Corporation shall be ex-
5 pended for any purpose prohibited or limited by, or con-
6 trary to any of the provisions of, sections 501, 502, 503,
7 504, 505, and 506 of Public Law 105–119, and all funds
8 appropriated in this Act to the Legal Services Corporation
9 shall be subject to the same terms and conditions set forth
10 in such sections, except that all references in sections 502
11 and 503 to 1997 and 1998 shall be deemed to refer in-
12 stead to 2018 and 2019, respectively, and except that sec-
13 tions 501 and 503 of Public Law 104–134 (referenced by
14 Public Law 105–119) shall not apply to the amount made
15 available under this heading: *Provided further*, That, for
16 the purposes of this Act, the Legal Services Corporation
17 shall be considered an agency of the United States Gov-
18 ernment.

1

TITLE III

2

DEPARTMENT OF DEFENSE

3

OPERATION AND MAINTENANCE, MARINE CORPS

4

For an additional amount for “Operation and Maintenance, Marine Corps”, \$381,000,000, for necessary expenses related to the consequences of Hurricanes Michael and Florence: *Provided*, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

11

OPERATION AND MAINTENANCE, AIR FORCE

12

For an additional amount for “Operation and Maintenance, Air Force”, \$670,000,000, for necessary expenses related to the consequences of Hurricanes Michael and Florence and floods occurring in calendar year 2019: *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.

20

GENERAL PROVISION—THIS TITLE

21

SEC. 301. Notwithstanding any other provision of law, funds made available under each heading in this title shall only be used for the purposes specifically described under that heading.

24

1 TITLE IV
2 CORPS OF ENGINEERS—CIVIL
3 DEPARTMENT OF THE ARMY
4 INVESTIGATIONS

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

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

3 CONSTRUCTION

4 For an additional amount for “Construction” for nec-
5 essary expenses, \$740,000,000, to remain available until
6 expended, to construct flood and storm damage reduction,
7 including shore protection, projects which are currently
8 authorized or which are authorized after the date of enact-
9 ment of this Act, and flood and storm damage reduction,
10 including shore protection, projects which have signed
11 Chief’s Reports as of the date of enactment of this Act
12 or which are studied using funds provided under the head-
13 ing “Investigations” if the Secretary determines such
14 projects to be technically feasible, economically justified,
15 and environmentally acceptable, in States and insular
16 areas that were impacted by Hurricanes Florence and Mi-
17 chael, Typhoon Mangkhut, Super Typhoon Yutu, and
18 Tropical Storm Gita: *Provided*, That projects receiving
19 funds provided under the first proviso in “Title IV—Corps
20 of Engineers—Civil—Department of the Army—Con-
21 struction” in Public Law 115–123 shall not be eligible for
22 funding provided under this heading: *Provided further*,
23 That for projects receiving funds provided under this
24 heading, the provisions of Section 902 of the Water Re-
25 sources Development Act of 1986 shall not apply to these

1 funds: *Provided further*, That the completion of ongoing
2 construction projects receiving funds provided under this
3 heading shall be at full Federal expense with respect to
4 such funds: *Provided further*, That using funds provided
5 under this heading, the non-Federal cash contribution for
6 projects other than ongoing construction projects shall be
7 financed in accordance with the provisions of section
8 103(k) of Public Law 99–662 over a period of 30 years
9 from the date of completion of the project or separable
10 element: *Provided further*, That up to \$25,000,000 of the
11 funds made available under this heading shall be used for
12 continuing authorities projects to reduce the risk of flood-
13 ing and storm damage: *Provided further*, That any
14 projects using funds appropriated under this heading shall
15 be initiated only after non-Federal interests have entered
16 into binding agreements with the Secretary requiring,
17 where applicable, the non-Federal interests to pay 100
18 percent of the operation, maintenance, repair, replace-
19 ment, and rehabilitation costs of the project and to hold
20 and save the United States free from damages due to the
21 construction or operation and maintenance of the project,
22 except for damages due to the fault or negligence of the
23 United States or its contractors: *Provided further*, That
24 such amount is 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 the
3 Assistant Secretary of the Army for Civil Works shall pro-
4 vide a monthly report directly to the Committees on Ap-
5 propriations of the House of Representatives and the Sen-
6 ate detailing the allocation and obligation of these funds,
7 beginning not later than 60 days after the date of enact-
8 ment of this Act.

9 MISSISSIPPI RIVER AND TRIBUTARIES

10 For an additional amount for “Mississippi River and
11 Tributaries” for necessary expenses to address emergency
12 situations at Corps of Engineers projects and rehabilitate
13 and repair damages to Corps of Engineers projects,
14 caused by natural disasters, \$575,000,000, to remain
15 available until expended: *Provided*, That such amount is
16 designated by the Congress as being for an emergency re-
17 quirement pursuant to section 251(b)(2)(A)(i) of the Bal-
18 anced Budget and Emergency Deficit Control Act of 1985:
19 *Provided further*, That the Assistant Secretary of the
20 Army for Civil Works shall provide a monthly report di-
21 rectly to the Committees on Appropriations of the House
22 of Representatives and the Senate detailing the allocation
23 and obligation of these funds, beginning not later than 60
24 days after the date of enactment of this Act.

1 OPERATION AND MAINTENANCE

2 For an additional amount for “Operation and Main-
3 tenance” for necessary expenses to dredge Federal naviga-
4 tion projects in response to, and repair damages to Corps
5 of Engineers Federal projects caused by, natural disasters,
6 \$908,000,000, to remain available until expended, of
7 which such sums as are necessary to cover the Federal
8 share of eligible operation and maintenance costs for
9 coastal harbors and channels, and for inland harbors shall
10 be derived from the Harbor Maintenance Trust Fund:
11 *Provided*, That such amount is designated by the Congress
12 as being for an emergency requirement pursuant to sec-
13 tion 251(b)(2)(A)(i) of the Balanced Budget and Emer-
14 gency Deficit Control Act of 1985: *Provided further*, That
15 the Assistant Secretary of the Army for Civil Works shall
16 provide a monthly report directly to the Committees on
17 Appropriations of the House of Representatives and the
18 Senate detailing the allocation and obligation of these
19 funds, beginning not later than 60 days after the date of
20 enactment of this Act.

21 FLOOD CONTROL AND COASTAL EMERGENCIES

22 For an additional amount for “Flood Control and
23 Coastal Emergencies”, as authorized by section 5 of the
24 Act of August 18, 1941 (33 U.S.C. 701n), for necessary
25 expenses to prepare for flood, hurricane and other natural

1 disasters and support emergency operations, repairs, and
2 other activities in response to such disasters, as authorized
3 by law, \$1,000,000,000, to remain available until ex-
4 pended: *Provided*, That funding utilized for authorized
5 shore protection projects shall restore such projects to the
6 full project profile at full Federal expense: *Provided fur-*
7 *ther*, That such amount is designated by the Congress as
8 being 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: *Provided further*, That the
11 Assistant Secretary of the Army for Civil Works shall pro-
12 vide a monthly report to the Committees on Appropria-
13 tions of the House of Representatives and the Senate de-
14 tailing the allocation and obligation of these funds, begin-
15 ning not later than 60 days after the date of enactment
16 of this Act.

17 DEPARTMENT OF THE INTERIOR

18 CENTRAL UTAH PROJECT

19 CENTRAL UTAH PROJECT COMPLETION ACCOUNT

20 For an additional amount for “Central Utah Project
21 Completion Account”, \$350,000, to be deposited into the
22 Utah Reclamation Mitigation and Conservation Account
23 for use by the Utah Reclamation Mitigation and Conserva-
24 tion Commission, to remain available until expended, for
25 expenses necessary in carrying out fire remediation activi-

1 ties related to wildfires in 2018: *Provided*, That such
2 amount is designated by the Congress as being for an
3 emergency requirement pursuant to section
4 251(b)(2)(A)(i) of the Balanced Budget and Emergency
5 Deficit Control Act of 1985.

6 BUREAU OF RECLAMATION

7 WATER AND RELATED RESOURCES

8 For an additional amount for “Water and Related
9 Resources”, \$15,500,000, to remain available until ex-
10 pended, for fire remediation and suppression emergency
11 assistance related to wildfires in 2017 and 2018: *Provided*,
12 That such amount is designated by the Congress as being
13 for an emergency requirement pursuant to section
14 251(b)(2)(A)(i) of the Balanced Budget and Emergency
15 Deficit Control Act of 1985.

1 TITLE V
2 GENERAL SERVICES ADMINISTRATION
3 REAL PROPERTY ACTIVITIES
4 FEDERAL BUILDINGS FUND

5 For an additional amount, to be deposited in the Fed-
6 eral Buildings Fund, \$91,200,000, to remain available
7 until expended, for necessary expenses related to the con-
8 sequences of Hurricane Florence for repair and alteration
9 of buildings under the custody and control of the Adminis-
10 trator of General Services, and real property management
11 and related activities not otherwise provided for: *Provided*,
12 That such amount may be used to reimburse the Fund
13 for obligations incurred for this purpose prior to the date
14 of the enactment of this Act: *Provided further*, That such
15 amount is designated by the Congress as being for an
16 emergency requirement pursuant to section
17 251(b)(2)(A)(i) of the Balanced Budget and Emergency
18 Deficit Control Act of 1985.

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

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

18 PROCUREMENT, CONSTRUCTION, AND IMPROVEMENTS

19 For an additional amount for “Procurement, Con-
20 struction, and Improvements” for necessary expenses re-
21 lated to the consequences of Hurricanes Michael, Flor-
22 ence, and Lane, Tropical Storm Gordon, and Typhoon
23 Mangkhut, \$476,755,000, to remain available until Sep-
24 tember 30, 2023: *Provided*, That such amount is des-
25 ignated by the Congress as being for an emergency re-

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

3 GENERAL PROVISIONS—THIS TITLE

4 SEC. 601. In implementing section 20601 of Public
5 Law 115–123, the Administrator shall include the costs
6 associated with addressing pre-disaster condition,
7 undamaged components, codes and standards, and indus-
8 try standards in the cost of repair when calculating the
9 percentage in section 206.226(f) of title 44, Code of Fed-
10 eral Regulations: *Provided*, That amounts repurposed
11 under this section that were previously designated by the
12 Congress, respectively, as an emergency requirement or as
13 being for disaster relief pursuant to the Balanced Budget
14 and Emergency Deficit Control Act are designated by the
15 Congress as being for an emergency requirement pursuant
16 to section 251(b)(2)(A)(i) of the Balanced Budget and
17 Emergency Deficit Control Act of 1985 or as being for
18 disaster relief pursuant to section 251(b)(2)(D) of the
19 Balanced Budget and Emergency Deficit Control Act of
20 1985.

21 SEC. 602. Notwithstanding any other provision of
22 law, funds made available under each heading in this title
23 shall only be used for the purposes specifically described
24 under that heading.

1 TITLE VII
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 enactment of this Act,
17 the Survey shall submit a report to the Committees on
18 Appropriations that describes the potential options to re-
19 place the facility damaged by the 2018 volcano disaster
20 along with cost estimates and a description of how the
21 Survey will provide direct access for monitoring volcanic
22 activity and the potential threat to at-risk communities:
23 *Provided further*, That such amount is designated by the
24 Congress as being for an emergency requirement pursuant

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

3 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 RELATED AGENCIES

11 DEPARTMENT OF AGRICULTURE

12 FOREST SERVICE

13 FOREST AND RANGELAND RESEARCH

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

23 STATE AND PRIVATE FORESTRY

24 For an additional amount for “State and Private
25 Forestry” for necessary expenses related to the con-

1 sequences of Hurricanes Florence and Michael, and the
2 calendar year 2018 wildfires, \$12,000,000, to remain
3 available until expended: *Provided*, That such amount is
4 designated by the Congress as being for an emergency re-
5 quirement pursuant to section 251(b)(2)(A)(i) of the Bal-
6 anced Budget and Emergency Deficit Control Act of 1985.

7 NATIONAL FOREST SYSTEM

8 For an additional amount for “National Forest Sys-
9 tem” for necessary expenses related to the consequences
10 of Hurricanes Florence and Michael, and the calendar
11 year 2018 wildfires, \$84,960,000, to remain available
12 until expended: *Provided*, That of this amount
13 \$21,000,000 shall be used for hazardous fuels manage-
14 ment activities: *Provided further*, That such amount is des-
15 ignated by the Congress as being for an emergency re-
16 quirement pursuant to section 251(b)(2)(A)(i) of the Bal-
17 anced Budget and Emergency Deficit Control Act of 1985.

18 CAPITAL IMPROVEMENT AND MAINTENANCE

19 For an additional amount for “Capital Improvement
20 and Maintenance” for necessary expenses related to the
21 consequences of Hurricanes Florence and Michael, and the
22 calendar year 2018 wildfires, \$36,040,000, to remain
23 available until expended: *Provided*, That such amount is
24 designated by the Congress as being for an emergency re-

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

3 WILDLAND FIRE MANAGEMENT
4 (INCLUDING TRANSFER OF FUNDS)

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

17 DEPARTMENT OF HEALTH AND HUMAN
18 SERVICES

19 NATIONAL INSTITUTES OF HEALTH
20 NATIONAL INSTITUTE OF ENVIRONMENTAL HEALTH
21 SCIENCES

22 For an additional amount for “National Institute of
23 Environmental Health Sciences” for necessary expenses in
24 carrying out activities set forth in section 311(a) of the
25 Comprehensive Environmental Response, Compensation,

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

11 GENERAL PROVISION—THIS TITLE

12 SEC. 701. Not later than 45 days after the date of
13 enactment of this Act, the agencies receiving funds appro-
14 priated by this title shall provide a detailed operating plan
15 of anticipated uses of funds made available in this title
16 by State and Territory, and by program, project, and ac-
17 tivity, to the Committees on Appropriations: *Provided*,
18 That no such funds shall be obligated before the operating
19 plans are provided to the Committees: *Provided further*,
20 That such plans shall be updated, including obligations to
21 date, and submitted to the Committees on Appropriations
22 every 60 days until all such funds are expended.

1 TITLE VIII
2 DEPARTMENT OF LABOR
3 EMPLOYMENT AND TRAINING ADMINISTRATION
4 TRAINING AND EMPLOYMENT SERVICES
5 (INCLUDING TRANSFER OF FUNDS)
6 For an additional amount for “Training and Employ-
7 ment Services”, \$50,000,000, for the dislocated workers
8 assistance national reserve for necessary expenses directly
9 related to the consequences of Hurricanes Florence and
10 Michael, Typhoon Mangkhut, Super Typhoon Yutu,
11 wildfires and earthquakes occurring in calendar year
12 2018, and tornadoes and floods occurring in calendar year
13 2019 (referred to under this heading as “covered disaster
14 or emergency”), to remain available through September
15 30, 2020: *Provided*, That the Secretary of Labor may
16 transfer up to \$1,000,000 of such funds to any other De-
17 partment of Labor account for reconstruction and recov-
18 ery needs, including worker protection activities: *Provided*
19 *further*, That these sums may be used to replace grant
20 funds previously obligated to the impacted areas: *Provided*
21 *further*, That of the amount provided, up to \$500,000, to
22 remain available until expended, shall be transferred to
23 “Office of Inspector General” for oversight of activities
24 responding to such covered disaster or emergency: *Pro-*
25 *vided further*, That such amount is designated by the Con-

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

4 DEPARTMENT OF HEALTH AND HUMAN
5 SERVICES

6 ADMINISTRATION FOR CHILDREN AND FAMILIES
7 PAYMENTS TO STATES FOR THE CHILD CARE AND
8 DEVELOPMENT BLOCK GRANT

9 For an additional amount for “Payments to States
10 for the Child Care and Development Block Grant”,
11 \$30,000,000, to remain available through September 30,
12 2021, for necessary expenses directly related to the con-
13 sequences of Hurricanes Florence and Michael, Typhoon
14 Mangkhut, Super Typhoon Yutu, and wildfires and earth-
15 quakes occurring in calendar year 2018 and tornadoes and
16 floods occurring in calendar year 2019 in those areas for
17 which a major disaster or emergency has been declared
18 under section 401 or 501 of the Robert T. Stafford Dis-
19 aster Relief and Emergency Assistance Act (42 U.S.C.
20 5170 and 5191): *Provided*, That the Secretary shall allo-
21 cate such funds based on assessed need notwithstanding
22 sections 658J and 658O of the Child Care and Develop-
23 ment Block Grant Act of 1990: *Provided further*, That
24 such funds may be used for costs of renovating, repairing,
25 or rebuilding child care facilities without regard to section

1 658F(b) or 658G of such Act and with amounts allocated
2 for such purposes excluded from the calculation of per-
3 centages under subsection 658E(c)(3) of such Act: *Pro-*
4 *vided further*, That notwithstanding section 658J(c) of
5 such Act, funds allotted to a State and used for ren-
6 ovating, repairing, or rebuilding child care facilities may
7 be obligated by the State in that fiscal year or the suc-
8 ceeding three fiscal years: *Provided further*, That Federal
9 interest provisions will not apply to the renovation or re-
10 building of privately-owned family child care homes, and
11 the Secretary shall develop parameters on the use of funds
12 for family child care homes: *Provided further*, That the
13 Secretary shall not retain Federal interest after a period
14 of 10 years in any facility renovated, repaired, or rebuilt
15 with funds appropriated under this paragraph: *Provided*
16 *further*, That funds appropriated in this paragraph shall
17 not be available for costs that are reimbursed by the Fed-
18 eral Emergency Management Agency, under a contract for
19 insurance, or by self-insurance: *Provided further*, That ob-
20 ligations incurred for the purposes provided herein prior
21 to the date of enactment of this Act may be charged to
22 funds appropriated under this heading: *Provided further*,
23 That such amount is designated by the Congress as being
24 for an emergency requirement pursuant to section

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

3 CHILDREN AND FAMILIES SERVICES PROGRAMS

4 For an additional amount for “Children and Families
5 Services Programs”, \$90,000,000, to remain available
6 through September 30, 2021, for necessary expenses di-
7 rectly related to the consequences of Hurricanes Florence
8 and Michael, Typhoon Mangkhut, Super Typhoon Yutu,
9 and wildfires and earthquakes occurring in calendar year
10 2018 and tornadoes and floods occurring in calendar year
11 2019 in those areas for which a major disaster or emer-
12 gency has been declared under section 401 or 501 of the
13 Robert T. Stafford Disaster Relief and Emergency Assist-
14 ance Act (42 U.S.C. 5170 and 5191): *Provided*, That
15 \$55,000,000 shall be for Head Start programs, including
16 making payments under the Head Start Act: *Provided fur-*
17 *ther*, That none of funds provided in the previous proviso
18 shall be included in the calculation of the “base grant”
19 in subsequent fiscal years, as such term is defined in sec-
20 tions 640(a)(7)(A), 641A(h)(1)(B), or 645(d)(3) of the
21 Head Start Act: *Provided further*, That funds provided in
22 the second previous proviso are not subject to the alloca-
23 tion requirements of section 640(a) of the Head Start Act:
24 *Provided further*, That \$5,000,000 shall be for payments
25 to States, territories, and tribes for activities authorized

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

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

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

7 For an additional amount for the “Public Health and
8 Social Services Emergency Fund”, \$201,000,000, to re-
9 main available through September 30, 2020, for necessary
10 expenses directly related to the consequences of Hurri-
11 canes Florence and Michael, Typhoon Mangkhut, Super
12 Typhoon Yutu, and wildfires and earthquakes occurring
13 in calendar year 2018 and tornadoes and floods occurring
14 in calendar year 2019 in those areas for which a major
15 disaster or emergency has been declared under section 401
16 or 501 of the Robert T. Stafford Disaster Relief and
17 Emergency Assistance Act (42 U.S.C. 5170 and 5191)
18 (referred to under this heading as “covered disaster or
19 emergency”), including activities authorized under section
20 319(a) of the Public Health Service Act (referred to in
21 this Act as the “PHS Act”): *Provided*, That of the amount
22 provided, \$80,000,000 shall be transferred to “Health Re-
23 sources and Services Administration—Primary Health
24 Care” for expenses directly related to a covered disaster
25 or emergency for disaster response and recovery, for the

1 Health Centers Program under section 330 of the PHS
2 Act, including alteration, renovation, construction, equip-
3 ment, and other capital improvement costs as necessary
4 to meet the needs of areas affected by a covered disaster
5 or emergency: *Provided further*, That the time limitation
6 in section 330(e)(3) of the PHS Act shall not apply to
7 funds made available under the preceding proviso: *Pro-*
8 *vided further*, That of the amount provided, not less than
9 \$20,000,000 shall be transferred to “Centers for Disease
10 Control and Prevention—CDC-Wide Activities and Pro-
11 gram Support” for response, recovery, mitigation, and
12 other expenses directly related to a covered disaster or
13 emergency: *Provided further*, That of the amount provided,
14 not less than \$100,000,000 shall be transferred to “Sub-
15 stance Abuse and Mental Health Services Administra-
16 tion—Health Surveillance and Program Support” for
17 grants, contracts, and cooperative agreements for behav-
18 ioral health treatment, treatment of substance use dis-
19 orders, crisis counseling, and other related helplines, and
20 for other similar programs to provide support to individ-
21 uals impacted by a covered disaster or emergency: *Pro-*
22 *vided further*, That of the amount provided, up to
23 \$1,000,000, to remain available until expended, shall be
24 transferred to “Office of the Secretary—Office of Inspec-
25 tor General” for oversight of activities responding to such

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

6 DEPARTMENT OF EDUCATION

7 HURRICANE EDUCATION RECOVERY

8 (INCLUDING TRANSFER OF FUNDS)

9 For an additional amount for “Hurricane Education
10 Recovery” for necessary expenses related to the con-
11 sequences of Hurricanes Florence and Michael, Typhoon
12 Mangkhut, Super Typhoon Yutu, and wildfires, earth-
13 quakes, and volcanic eruptions occurring in calendar year
14 2018 and tornadoes and floods occurring in calendar year
15 2019 in those areas for which a major disaster or emer-
16 gency has been declared under section 401 or 501 of the
17 Robert T. Stafford Disaster Relief and Emergency Assist-
18 ance Act (42 U.S.C. 5170 and 5191) (referred to under
19 this heading as “covered disaster or emergency”),
20 \$165,000,000, to remain available through September 30,
21 2020, for assisting in meeting the educational needs of
22 individuals affected by a covered disaster or emergency:
23 *Provided*, That such assistance may be provided through
24 any of the programs authorized under this heading in title
25 VIII of subdivision 1 of division B of Public Law 115–

1 123 (as amended by Public Law 115–141), as determined
2 by the Secretary of Education, and subject to the terms
3 and conditions that applied to those programs, except that
4 references to dates and school years in Public Law 115–
5 123 shall be deemed to be the corresponding dates and
6 school years for the covered disaster or emergency: *Pro-*
7 *vided further*, That the Secretary of Education may deter-
8 mine the amounts to be used for each such program and
9 shall notify the Committees on Appropriations of the
10 House of Representatives and the Senate of these amounts
11 not later than 7 days prior to obligation: *Provided further*,
12 That \$2,000,000 of the funds made available under this
13 heading, to remain available until expended, shall be
14 transferred to the Office of the Inspector General of the
15 Department of Education for oversight of activities sup-
16 ported with funds appropriated under this heading, and
17 up to \$1,000,000 of the funds made available under this
18 heading shall be for program administration: *Provided fur-*
19 *ther*, That such amount is designated by the Congress as
20 being for an emergency requirement pursuant to section
21 251(b)(2)(A)(i) of the Balanced Budget and Emergency
22 Deficit Control Act of 1985.

23 GENERAL PROVISIONS—THIS TITLE

24 SEC. 801. Not later than 30 days after enactment
25 of this Act, the Secretaries of Labor, Health and Human

1 Services, and Education shall provide a detailed spend
2 plan of anticipated uses of funds made available in this
3 title, including estimated personnel and administrative
4 costs, to the Committees on Appropriations: *Provided*,
5 That such plans shall be updated and submitted to the
6 Committees on Appropriations every 60 days until all
7 funds are expended or expire.

8 SEC. 802. (a) Section 1108(g)(5) of the Social Secu-
9 rity Act (42 U.S.C. 1308(g)(5)) is amended—

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

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

15 (3) by redesignating subparagraph (E) as sub-
16 paragraph (F);

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

19 “(E) Subject to subparagraph (F), for the
20 period beginning January 1, 2019, and ending
21 September 30, 2019, the amount of the in-
22 crease otherwise provided under subparagraph
23 (A) for the Northern Mariana Islands shall be
24 further increased by \$36,000,000.”; and

1 (5) in subparagraph (F) (as redesignated by
2 paragraph (3) of this section)—

3 (A) by striking “title XIX, during” and in-
4 sserting “title XIX—

5 “(i) during”;

6 (B) by striking “and (D)” and inserting “,
7 (D), and (E)”;

8 (C) by striking “and the Virgin Islands”
9 each place it appears and inserting “, the Vir-
10 gin Islands, and the Northern Mariana Is-
11 lands”;

12 (D) by striking the period at the end and
13 inserting “; and”; and

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

15 “(ii) for the period beginning January
16 1, 2019, and ending September 30, 2019,
17 with respect to payments to Guam and
18 American Samoa from the additional funds
19 provided under subparagraph (A), the Sec-
20 retary shall increase the Federal medical
21 assistance percentage or other rate that
22 would otherwise apply to such payments to
23 100 percent.”; and

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

1 “(G) Not later than September 30, 2019,
2 Guam and American Samoa shall each submit
3 a plan to the Secretary outlining the steps each
4 such territory shall take to collect and report
5 reliable data to the Transformed Medicaid Sta-
6 tistical Information System (T-MSIS) (or a
7 successor system).”.

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

1 TITLE IX
2 LEGISLATIVE BRANCH
3 GOVERNMENT ACCOUNTABILITY OFFICE
4 SALARIES AND EXPENSES

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

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TITLE X

DEPARTMENT OF DEFENSE

MILITARY CONSTRUCTION, NAVY AND MARINE CORPS

For an additional amount for “Military Construction,

Navy and Marine Corps”, \$600,000,000, to remain avail-

able until September 30, 2023, for planning and design,

and construction expenses related to the consequences of

Hurricanes Florence and Michael on Navy and Marine

Corps installations: *Provided*, That none of the funds shall

be available for obligation until the Committees on Appro-

priations of the House of Representatives and the Senate

receive a master plan for the installations: *Provided fur-*

ther, That, not later than 60 days after enactment of this

Act, the Secretary of the Navy, or his designee, shall sub-

mit to the Committees on Appropriations of the House

of Representatives and the Senate a detailed expenditure

plan for funds provided under this heading: *Provided fur-*

ther, That such funds may be obligated or expended for

planning and design and military construction projects not

otherwise authorized by law: *Provided further*, That such

amount is designated by the Congress as being for an

emergency requirement pursuant to section

251(b)(2)(A)(i) of the Balanced Budget and Emergency

Deficit Control Act of 1985.

1 MILITARY CONSTRUCTION, AIR FORCE

2 For an additional amount for “Military Construction,
3 Air Force”, \$1,000,000,000, to remain available until
4 September 30, 2023, for planning and design, and con-
5 struction expenses related to the consequences of Hurri-
6 cane Michael and floods occurring in calendar year 2019:
7 *Provided*, That none of the funds shall be available for
8 obligation until the Committees on Appropriations of the
9 House of Representatives and the Senate receive a basing
10 plan and future mission requirements for installations sig-
11 nificantly damaged by Hurricane Michael: *Provided fur-*
12 *ther*, That, not later than 60 days after enactment of this
13 Act, the Secretary of the Air Force, or his designee, shall
14 submit to the Committees on Appropriations of the House
15 of Representatives and the Senate a detailed expenditure
16 plan for funds provided under this heading: *Provided fur-*
17 *ther*, That such funds may be obligated or expended for
18 planning and design and military construction projects not
19 otherwise authorized by law: *Provided further*, That such
20 amount is designated by the Congress as being for an
21 emergency requirement pursuant to section
22 251(b)(2)(A)(i) of the Balanced Budget and Emergency
23 Deficit Control Act of 1985.

1 MILITARY CONSTRUCTION, ARMY NATIONAL GUARD

2 For an additional amount for “Military Construction,
3 Army National Guard”, \$42,400,000, to remain available
4 until September 30, 2023, for necessary expenses related
5 to the consequences of Hurricanes Florence and Michael:
6 *Provided*, That none of the funds shall be available for
7 obligation until the Committees on Appropriations of the
8 House of Representatives and the Senate receive form
9 1391 for each specific request: *Provided further*, That, not
10 later than 60 days after enactment of this Act, the Direc-
11 tor of the Army National Guard, or his designee, shall
12 submit to the Committees on Appropriations of the House
13 of Representatives and the Senate a detailed expenditure
14 plan for funds provided under this heading: *Provided fur-*
15 *ther*, That such funds may be obligated or expended for
16 planning and design and military construction projects not
17 otherwise authorized by law: *Provided further*, That such
18 amount is designated by the Congress as being for an
19 emergency requirement pursuant to section
20 251(b)(2)(A)(i) of the Balanced Budget and Emergency
21 Deficit Control Act of 1985.

1 DEPARTMENT OF VETERANS AFFAIRS
2 VETERANS HEALTH ADMINISTRATION
3 MEDICAL FACILITIES
4 (INCLUDING TRANSFER OF FUNDS)

5 For an additional amount for “Medical Facilities”,
6 \$3,000,000, to remain available until September 30, 2023,
7 for necessary expenses related to the consequences of Hur-
8 ricanes Florence and Michael and Typhoons Mangkhut
9 and Yutu: *Provided*, That the Secretary of Veterans Af-
10 fairs, upon determination that such action is necessary to
11 address needs as a result of the consequences of Hurri-
12 canes Florence and Michael and Typhoons Mangkhut and
13 Yutu, may transfer such funds to any discretionary ac-
14 count of the Department of Veterans Affairs: *Provided*
15 *further*, That before a transfer may take place, the Sec-
16 retary of Veterans Affairs shall submit notice thereof to
17 the Committees on Appropriations of the House of Rep-
18 resentatives and the Senate: *Provided further*, That none
19 of these funds shall be available for obligation until the
20 Secretary of Veterans Affairs submits to the Committees
21 on Appropriations of the House of Representatives and the
22 Senate a detailed expenditure plan for funds provided
23 under this heading: *Provided further*, That such amount
24 is designated by the Congress as being for an emergency
25 requirement pursuant to section 251(b)(2)(A)(i) of the

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

3 GENERAL PROVISION—THIS TITLE

4 SEC. 1001. Notwithstanding any other provision of
5 law, funds made available under each heading within the
6 “Department of Defense” in this title shall only be used
7 for the purposes specifically described under that heading.

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

20 FEDERAL AVIATION ADMINISTRATION

21 OPERATIONS

22 (AIRPORT AND AIRWAY TRUST FUND)

23 Of the amounts made available for “Federal Aviation
24 Administration—Operations” in division B of the Bipar-
25 tisan Budget Act of 2018 (Public Law 115–123), up to

1 \$18,000,000 shall also be available for necessary expenses
2 related to the consequences of major declared disasters oc-
3 ccurring in calendar year 2018: *Provided*, That amounts
4 repurposed under this heading that were previously des-
5 igned by the Congress as an emergency requirement
6 pursuant to the Balanced Budget and Emergency Deficit
7 Control Act of 1985 are designated by the Congress as
8 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 FEDERAL HIGHWAY ADMINISTRATION

12 EMERGENCY RELIEF PROGRAM

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

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

6 For an additional amount for “Community Develop-
7 ment Fund”, \$2,431,000,000, to remain available until
8 expended, for necessary expenses for activities authorized
9 under title I of the Housing and Community Development
10 Act of 1974 (42 U.S.C. 5301 et seq.) related to disaster
11 relief, long-term recovery, restoration of infrastructure
12 and housing, economic revitalization, and mitigation in the
13 most impacted and distressed areas resulting from a
14 major disaster that occurred in 2018 or 2019 (except as
15 otherwise provided under this heading) pursuant to the
16 Robert T. Stafford Disaster Relief and Emergency Assist-
17 ance Act (42 U.S.C. 5121 et seq.): *Provided*, That funds
18 shall be awarded directly to the State, unit of general local
19 government, or Indian tribe (as such term is defined in
20 section 102 of the Housing and Community Development
21 Act of 1974) at the discretion of the Secretary: *Provided*
22 *further*, That of the amounts made available under this
23 heading \$431,000,000 shall be allocated to meet unmet
24 infrastructure needs for grantees that received allocations
25 for disasters that occurred in 2017 under this heading of

1 division B of Public Law 115–56 and title XI of subdivi-
2 sion 1 of division B of Public Law 115–123, of which
3 \$331,442,114 shall be allocated to those grantees affected
4 by Hurricane Maria: *Provided further*, That of the
5 amounts provided in the previous proviso, the Secretary’s
6 determination of unmet needs for infrastructure shall not
7 take into account mitigation-specific allocations: *Provided*
8 *further*, That any amounts allocated pursuant to the pre-
9 vious two provisos to any such grantee shall not be avail-
10 able for draw down and expenditure by a grantee that has
11 entered into alternative procedures under section 428 of
12 the Stafford Act as of the date of enactment of this Act
13 until such grantee has reached a final agreement on all
14 fixed cost estimates within the timeline provided by the
15 Federal Emergency Management Agency: *Provided fur-*
16 *ther*, That prior to making any grant of funds provided
17 in the previous three provisos, the Secretary must receive
18 from the grantee information that allows the Secretary to
19 certify that such grantee has in place proficient financial
20 controls and procurement processes and has established
21 adequate procedures to prevent any duplication of benefits
22 as defined by section 312 of the Robert T. Stafford Dis-
23 aster Relief and Emergency Assistance Act (42 U.S.C.
24 5155), to ensure timely expenditure of funds, to maintain
25 comprehensive websites regarding all disaster recovery ac-

1 tivities assisted with these funds, and to detect and pre-
2 vent waste, fraud, and abuse of funds: *Provided further*,
3 That of the amounts made available under this heading
4 in Public Law 115–123 and transferred to the Office of
5 Inspector General, no less than \$6,000,000 shall be for
6 necessary costs of overseeing and auditing funds made
7 available to grantees affected by Hurricane Maria, includ-
8 ing a review of grant expenditure rates: *Provided further*,
9 That any funds made available under this heading and
10 under the same heading in Public Law 115–254 that re-
11 main available, after the funds under such headings have
12 been allocated for necessary expenses for activities author-
13 ized under such headings, shall be allocated to grantees,
14 for mitigation activities in the most impacted and dis-
15 tressed areas resulting from a major disaster that oc-
16 curred in 2018: *Provided further*, That such allocations
17 shall be made in the same proportion that the amount of
18 funds each grantee received under this Act and the same
19 heading in division I of Public Law 115–254 bears to the
20 amount of all funds provided to all grantees that received
21 allocations for disasters that occurred in 2018: *Provided*
22 *further*, That of the amounts made available under the text
23 preceding the first proviso under this heading and under
24 the same heading in Public Law 115–254, the Secretary
25 shall allocate to all such grantees an aggregate amount

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

1 ance with section 1210 of Public Law 115–254 (132 Stat.
2 3442) and section 312 of the Robert T. Stafford Disaster
3 Relief and Emergency Assistance Act (42 U.S.C. 5155):
4 *Provided further*, That the Secretary shall require grantees
5 to maintain on a public website information containing
6 common reporting criteria established by the Department
7 that permits individuals and entities awaiting assistance
8 and the general public to see how all grant funds are used,
9 including copies of all relevant procurement documents,
10 grantee administrative contracts and details of ongoing
11 procurement processes, as determined by the Secretary:
12 *Provided further*, That prior to the obligation of funds a
13 grantee shall submit a plan to the Secretary for approval
14 detailing the proposed use of all funds, including criteria
15 for eligibility and how the use of these funds will address
16 long-term recovery and restoration of infrastructure and
17 housing, economic revitalization, and mitigation in the
18 most impacted and distressed areas: *Provided further*,
19 That such funds may not be used for activities reimbursed
20 by, or for which funds have been made available by, the
21 Federal Emergency Management Agency or the Army
22 Corps of Engineers, in excess of the authorized amount
23 of the project or its components: *Provided further*, That
24 funds allocated under this heading shall not be considered
25 relevant to the non-disaster formula allocations made pur-

1 suant to section 106 of the Housing and Community De-
2 velopment Act of 1974 (42 U.S.C. 5306): *Provided fur-*
3 *ther*, That a State, unit of general local government, or
4 Indian tribe may use up to 5 percent of its allocation for
5 administrative costs: *Provided further*, That the first pro-
6 viso under this heading in the Supplemental Appropria-
7 tions for Disaster Relief Requirements Act, 2018 (division
8 I of Public Law 115–254) is amended by striking “State
9 or unit of general local government” and inserting “State,
10 unit of general local government, or Indian tribe (as such
11 term is defined in section 102 of the Housing and Commu-
12 nity Development Act of 1974 (42 U.S.C. 5302))”: *Pro-*
13 *vided further*, That the sixth proviso under this heading
14 in the Supplemental Appropriations for Disaster Relief
15 Requirements Act, 2018 (division I of Public Law 115–
16 254) is amended by striking “State or subdivision thereof”
17 and inserting “State, unit of general local government, or
18 Indian tribe (as such term is defined in section 102 of
19 the Housing and Community Development Act of 1974
20 (42 U.S.C. 5302))”: *Provided further*, That in admin-
21 istering the funds under this heading, the Secretary of
22 Housing and Urban Development may waive, or specify
23 alternative requirements for, any provision of any statute
24 or regulation that the Secretary administers in connection
25 with the obligation by the Secretary or the use by the re-

1 cipient of these funds (except for requirements related to
2 fair housing, nondiscrimination, labor standards, and the
3 environment), if the Secretary finds that good cause exists
4 for the waiver or alternative requirement and such waiver
5 or alternative requirement would not be inconsistent with
6 the overall purpose of title I of the Housing and Commu-
7 nity Development Act of 1974: *Provided further*, That,
8 notwithstanding the preceding proviso, recipients of funds
9 provided under this heading that use such funds to supple-
10 ment Federal assistance provided under section 402, 403,
11 404, 406, 407, 408(c)(4), or 502 of the Robert T. Stafford
12 Disaster Relief and Emergency Assistance Act (42 U.S.C.
13 5121 et seq.) may adopt, without review or public com-
14 ment, any environmental review, approval, or permit per-
15 formed by a Federal agency, and such adoption shall sat-
16 isfy the responsibilities of the recipient with respect to
17 such environmental review, approval or permit: *Provided*
18 *further*, That, notwithstanding section 104(g)(2) of the
19 Housing and Community Development Act of 1974 (42
20 U.S.C. 5304(g)(2)), the Secretary may, upon receipt of
21 a request for release of funds and certification, imme-
22 diately approve the release of funds for an activity or
23 project assisted under this heading if the recipient has
24 adopted an environmental review, approval or permit
25 under the preceding proviso or the activity or project is

1 categorically excluded from review under the National En-
2 vironmental Policy Act of 1969 (42 U.S.C. 4321 et seq.):
3 *Provided further*, That the Secretary shall publish via no-
4 tice in the Federal Register any waiver, or alternative re-
5 quirement, to any statute or regulation that the Secretary
6 administers pursuant to title I of the Housing and Com-
7 munity Development Act of 1974 no later than 5 days be-
8 fore the effective date of such waiver or alternative re-
9 quirement: *Provided further*, That of the amounts made
10 available under this heading, up to \$5,000,000 shall be
11 made available for capacity building and technical assist-
12 ance, including assistance on contracting and procurement
13 processes, to support States, units of general local govern-
14 ment, or Indian tribes (and their subrecipients) that re-
15 ceive allocations pursuant to this heading, received dis-
16 aster recovery allocations under the same heading in Pub-
17 lic Law 115–254, or may receive similar allocations for
18 disaster recovery in future appropriations Acts: *Provided*
19 *further*, That of the amounts made available under this
20 heading and under the same heading in Public Law 115–
21 254, up to \$2,500,000 shall be transferred, in aggregate,
22 to “Department of Housing and Urban Development—
23 Program Office Salaries and Expenses—Community Plan-
24 ning and Development” for necessary costs, including in-
25 formation technology costs, of administering and over-

1 seeing the obligation and expenditure of amounts under
2 this heading: *Provided further*, That the amount specified
3 in the preceding proviso shall be combined with funds ap-
4 propriated under the same heading and for the same pur-
5 pose in Public Law 115–254 and the aggregate of such
6 amounts shall be available for any of the same such pur-
7 poses specified under this heading or the same heading
8 in Public Law 115–254 without limitation: *Provided fur-*
9 *ther*, That such amount is designated by the Congress as
10 being for an emergency requirement pursuant to section
11 251(b)(2)(A)(i) of the Balanced Budget and Emergency
12 Deficit Control Act of 1985: *Provided further*, That
13 amounts repurposed under this heading that were pre-
14 viously designated by the Congress as an emergency re-
15 quirement pursuant to the Balanced Budget and Emer-
16 gency Deficit Control Act are designated by the Congress
17 as an emergency requirement pursuant to section
18 251(b)(2)(A)(i) of the Balanced Budget and Emergency
19 Deficit Control Act of 1985.

20 GENERAL PROVISION—THIS TITLE

21 SEC. 1101. (a) Amounts previously made available
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 resulting from a major disaster, including funds provided
3 under section 145 of division C of Public Law 114–223,
4 section 192 of division C of Public Law 114–223 (as
5 added by section 101(3) of division A of Public Law 114–
6 254), section 421 of division K of Public Law 115–31,
7 and any mitigation funding provided under the heading
8 “Department of Housing and Urban Development—Com-
9 munity Planning and Development—Community Develop-
10 ment Fund” of Public Law 115–123, that were allocated
11 in response to Hurricane Matthew, may be used inter-
12 changeably and without limitation for the same activities
13 in the most impacted and distressed areas related to Hur-
14 ricane Florence. In addition, any funds provided under the
15 heading “Department of Housing and Urban Develop-
16 ment—Community Planning and Development—Commu-
17 nity Development Fund” in this Act or in division I of
18 Public Law 115–254 that are allocated in response to
19 Hurricane Florence may be used interchangeably and
20 without limitation for the same activities in the most im-
21 pacted and distressed areas related to Hurricane Matthew.
22 Until HUD publishes the Federal Register Notice imple-
23 menting this provision, grantees may submit for HUD ap-
24 proval revised plans for the use of funds related to Hurri-
25 cane Matthew that expand the eligible beneficiaries of ex-

1 isting programs contained in such previously approved
2 plans to include those impacted by Hurricane Florence.
3 Approval of any such revised plans shall include the execu-
4 tion of revised grant terms and conditions as necessary.
5 Once the implementing Notice is published, any additional
6 action plan revisions shall follow the requirements con-
7 tained therein.

8 (b) Amounts made available for administrative costs
9 for activities authorized under title I of the Housing and
10 Community Development Act of 1974 (42 U.S.C. 5301 et
11 seq.) related to disaster relief, long-term recovery, restora-
12 tion of infrastructure and housing, economic revitalization,
13 and mitigation in the most impacted and distressed areas
14 under this Act or any future Act, and amounts previously
15 provided under section 420 of division L of Public Law
16 114–113, section 145 of division C of Public Law 114–
17 223, 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 under the heading “Department of Housing and
21 Urban Development—Community Planning and Develop-
22 ment—Community Development Fund” of division B of
23 Public Law 115–56, Public Law 115–123, and Public
24 Law 115–254, shall be available for eligible administrative
25 costs of the grantee related to any disaster relief funding

1 identified in this subsection without regard to the par-
2 ticular disaster appropriation from which such funds origi-
3 nated.

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

15 SEC. 1102. Of all amounts made available for mitiga-
16 tion activities under the heading “Department of Housing
17 and Urban Development—Community Development
18 Fund” in Public Law 115–123, the Secretary shall publish
19 in the Federal Register the allocations to all eligible grant-
20 ees, and the necessary administrative requirements appli-
21 cable to such allocations within 90 days after enactment
22 of this Act:

23 (1) For any plans or amendments addressing
24 the use of any funds provided under Public Law
25 115–123 and received by the Secretary prior to De-

1 cember 22, 2018, the Secretary shall review pending
2 amendments within 15 days of enactment of this Act
3 and pending plans within 30 days of enactment of
4 this Act;

5 (2) After the date of enactment of this Act, the
6 Secretary may not apply the statutory waiver or al-
7 ternative requirement authority provided by Public
8 Law 115–123 to extend or otherwise alter existing
9 statutory and regulatory provisions governing the
10 timeline for review of required grantee plans:

11 *Provided*, That any amounts allocated pursuant to this
12 section to any such grantee shall not be available for draw
13 down and expenditure by a grantee that has entered into
14 alternative procedures under section 428 of the Stafford
15 Act as of the date of enactment of this Act until such
16 grantee has reached a final agreement on all fixed cost
17 estimates within the timeline provided by the Federal
18 Emergency Management Agency: *Provided further*, That
19 prior to making any grant of funds allocated pursuant to
20 this section, the Secretary must receive from the grantee
21 information that allows the Secretary to certify that such
22 grantee has in place proficient financial controls and pro-
23 curement processes and has established adequate proce-
24 dures to prevent any duplication of benefits as defined by
25 section 312 of the Robert T. Stafford Disaster Relief and

1 Emergency Assistance Act (42 U.S.C. 5155), to ensure
2 timely expenditure of funds, to maintain comprehensive
3 websites regarding all disaster recovery activities assisted
4 with these funds, and to detect and prevent waste, fraud,
5 and abuse of funds: *Provided further*, That amounts
6 repurposed under this heading that were previously des-
7 ignated by the Congress as an emergency requirement
8 pursuant to the Balanced Budget and Emergency Deficit
9 Control Act of 1985 are designated by the Congress as
10 an emergency requirement pursuant to section
11 251(b)(2)(A)(i) of the Balanced Budget and Emergency
12 Deficit Control Act of 1985.

1 TITLE XII

2 GENERAL PROVISIONS—THIS ACT

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

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

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

14 SEC. 1204. Each amount designated in this Act by
15 the Congress as being for an emergency requirement pur-
16 suant to section 251(b)(2)(A)(i) of the Balanced Budget
17 and Emergency Deficit Control Act of 1985 shall be avail-
18 able (or rescinded or transferred, if applicable) only if the
19 President subsequently so designates all such amounts
20 and transmits such designations to the Congress.

21 SEC. 1205. For purposes of this Act, the con-
22 sequences or impacts of any hurricane shall include dam-
23 ages caused by the storm at any time during the entirety
24 of its duration as a cyclone, as defined by the National
25 Hurricane Center.

1 SEC. 1206. Any amount appropriated by this Act,
2 designated by the Congress as an emergency requirement
3 pursuant to section 251(b)(2)(A)(i) of the Balanced Budg-
4 et and Emergency Deficit Control Act of 1985 and subse-
5 quently so designated by the President, and transferred
6 pursuant to transfer authorities provided by this Act shall
7 retain such designation.

8 SEC. 1207. (a) Section 1309(a) of the National Flood
9 Insurance Act of 1968 (42 U.S.C. 4016(a)) is amended
10 by striking “May 31, 2019” and inserting “September 30,
11 2019”.

12 (b) Section 1319 of the National Flood Insurance Act
13 of 1968 (42 U.S.C. 4026) is amended by striking “May
14 31, 2019” and inserting “September 30, 2019”.

15 (c) If this Act is enacted after May 31, 2019, the
16 amendments made by subsections (a) and (b) shall take
17 effect as if enacted on May 31, 2019.

18 This Act may be cited as the “Additional Supple-
19 mental Appropriations for Disaster Relief Act, 2019”.