

AMENDMENT NO. _____ Calendar No. _____

Purpose: In the nature of a substitute.

IN THE SENATE OF THE UNITED STATES—117th Cong., 1st Sess.

H.R. 3237

Making emergency supplemental appropriations for the fiscal year ending September 30, 2021, and for other purposes.

Referred to the Committee on _____ and ordered to be printed

Ordered to lie on the table and to be printed

AMENDMENT IN THE NATURE OF A SUBSTITUTE intended to be proposed by Mr. LEAHY (for himself and Mr. SHELBY)

Viz:

- 1 Strike all after the enacting clause and insert the fol-
- 2 lowing:
- 3 The following sums are hereby appropriated, out of any
- 4 money in the Treasury not otherwise appropriated, for the
- 5 fiscal year ending September 30, 2021, and for other pur-
- 6 poses, namely:

TITLE I

DEPARTMENT OF DEFENSE

MILITARY PERSONNEL

NATIONAL GUARD PERSONNEL, ARMY

- 11 For an additional amount for “National Guard Per-
- 12 sonnel, Army”, \$231,000,000, to respond to the events at

1 the United States Capitol Complex on January 6, 2021,
2 and for related purposes: *Provided*, That such amount is
3 designated by the Congress as being for an emergency re-
4 quirement pursuant to section 251(b)(2)(A)(i) of the Bal-
5 anced Budget and Emergency Deficit Control Act of 1985.

6 NATIONAL GUARD PERSONNEL, AIR FORCE

7 For an additional amount for “National Guard Per-
8 sonnel, Air Force”, \$28,900,000, to respond to the events
9 at the United States Capitol Complex on January 6, 2021,
10 and for related purposes: *Provided*, That such amount is
11 designated 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 OPERATION AND MAINTENANCE

15 OPERATION AND MAINTENANCE, ARMY NATIONAL

16 GUARD

17 For an additional amount for “Operation and Main-
18 tenance, Army National Guard”, \$218,500,000 to respond
19 to the events at the United States Capitol Complex on
20 January 6, 2021, and for related purposes: *Provided*, That
21 such amount is designated by the Congress as being for
22 an emergency requirement pursuant to section
23 251(b)(2)(A)(i) of the Balanced Budget and Emergency
24 Deficit Control Act of 1985.

1 OPERATION AND MAINTENANCE, AIR NATIONAL GUARD

2 For an additional amount for “Operation and Main-
3 tenance, Air National Guard”, \$42,500,000 to respond to
4 the events at the United States Capitol Complex on Janu-
5 ary 6, 2021, and for related purposes: *Provided*, That such
6 amount is designated by the Congress as being for an
7 emergency requirement pursuant to section
8 251(b)(2)(A)(i) of the Balanced Budget and Emergency
9 Deficit Control Act of 1985.

10 OVERSEAS HUMANITARIAN, DISASTER, AND CIVIC AID

11 For an additional amount for “Overseas Humani-
12 tarian, Disaster, and Civic Aid”, \$500,000,000, to remain
13 available until September 30, 2022: *Provided*, That such
14 amount is designated by the Congress as being for an
15 emergency requirement pursuant to section
16 251(b)(2)(A)(i) of the Balanced Budget and Emergency
17 Deficit Control Act of 1985.

18 TITLE II

19 DEPARTMENT OF HEALTH AND HUMAN
20 SERVICES

21 ADMINISTRATION FOR CHILDREN AND FAMILIES

22 REFUGEE AND ENTRANT ASSISTANCE

23 For an additional amount for “Refugee and Entrant
24 Assistance”, \$25,000,000, to remain available until Sep-
25 tember 30, 2022, for necessary expenses for refugee and

1 entrant assistance activities authorized by section 414 of
2 the Immigration and Nationality Act: *Provided*, That such
3 amounts shall be for such activities for Afghan individuals
4 within the United States who have been granted special
5 immigrant status as described in section 602(b)(8) of the
6 Afghan Allies Protection Act of 2009 (8 U.S.C. 1101
7 note): *Provided further*, 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 TITLE III

12 LEGISLATIVE BRANCH

13 SENATE

14 CONTINGENT EXPENSES OF THE SENATE

15 SERGEANT AT ARMS AND DOORKEEPER OF THE SENATE

16 For an additional amount for “Sergeant at Arms and
17 Doorkeeper of the Senate”, \$7,832,856, to remain avail-
18 able until September 30, 2026, to prevent, prepare for,
19 and respond to coronavirus: *Provided*, That of such
20 amount, such sums as necessary may be used to restore
21 amounts, either directly or through reimbursement, for ob-
22 ligations incurred for the same purposes by the Sergeant
23 at Arms and Doorkeeper of the Senate prior to the date
24 of the enactment of this Act: *Provided further*, That such
25 amount shall be allocated in accordance with a spending

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

6 HOUSE OF REPRESENTATIVES

7 PAYMENTS TO WIDOWS AND HEIRS OF DECEASED

8 MEMBERS OF CONGRESS

9 For payment to Susan M. Wright, widow of Ronald
10 Wright, late a Representative from the State of Texas,
11 \$174,000.

12 For payment to the heirs at law of Alcee Hastings,
13 late a Representative from the State of Florida, \$174,000.

14 ALLOWANCES AND EXPENSES

15 (INCLUDING TRANSFER OF FUNDS)

16 For an additional amount for "Allowances and Ex-
17 penses", \$11,650,000, to remain available until September
18 30, 2022, to prevent, prepare for, and respond to
19 coronavirus, which shall be for necessary expenses for
20 business continuity and disaster recovery: *Provided*, That
21 of such amount, such sums as necessary may be used to
22 restore amounts, either directly or through reimburse-
23 ment, for obligations incurred for the same purposes by
24 the Sergeant at Arms of the House of Representatives
25 prior to the date of the enactment of this Act: *Provided*

1 *further*, That such amount shall be allocated in accordance
2 with a spending plan submitted to and approved by the
3 Committee on Appropriations of the House of Representa-
4 tives: *Provided further*, That such amount is designated
5 by the Congress as being for an emergency requirement
6 pursuant to section 251(b)(2)(A)(i) of the Balanced Budg-
7 et and Emergency Deficit Control Act of 1985.

8 CAPITOL POLICE

9 SALARIES

10 For an additional amount for “Salaries”,
11 \$37,495,000, to remain available until September 30,
12 2022, to respond to the events at the United States Cap-
13 itol on January 6, 2021, and for related purposes: *Pro-*
14 *vided*, That of such amount, such sums as necessary may
15 be used to restore amounts, either directly or through re-
16 imbursement, for obligations incurred for the same pur-
17 poses by the Capitol Police prior to the date of the enact-
18 ment of this Act: *Provided further*, That of such amount,
19 \$3,600,000 may remain available until expended for reten-
20 tion bonuses: *Provided further*, That of such amount, up
21 to \$6,900,000 shall be made available for hazard pay for
22 employees of the Capitol Police: *Provided further*, That of
23 such amount, \$1,361,300 shall be made available for the
24 wellness program for the United States Capitol Police:
25 *Provided further*, That such amount is designated by the

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

4 GENERAL EXPENSES

5 (INCLUDING TRANSFER OF FUNDS)

6 For an additional amount for “General Expenses”,
7 \$33,169,000, to remain available until September 30,
8 2022, to respond to the events at the United States Cap-
9 itol on January 6, 2021, and for related purposes: *Pro-*
10 *vided*, That of such amount, such sums as necessary may
11 be used to restore amounts, either directly or through re-
12 imbursement, for obligations incurred for the same pur-
13 poses by the Capitol Police prior to the date of the enact-
14 ment of this Act: *Provided further*, That of such amount,
15 \$2,628,000 shall remain available until expended for phys-
16 ical protection barriers and various civil disturbance unit
17 equipment: *Provided further*, That amounts provided
18 under this heading in this Act for physical protection bar-
19 riers may be transferred to and merged with the Capitol
20 Police Building and Grounds Account of the Architect of
21 the Capitol: *Provided further*, That of such amount, not
22 less than \$5,000,000 shall be made available for reimburs-
23 able agreements with State and local law enforcement
24 agencies and not less than \$4,800,000 shall be available
25 for protective details for Members of Congress, including

1 Delegates and the Resident Commissioner to the Con-
2 gress: *Provided further*, That of such amount, up to
3 \$2,500,000 may be transferred to “Department of Jus-
4 tice—United States Marshals Service—Salaries and Ex-
5 penses” for the purpose of reimbursements for providing
6 peer-to-peer and group counseling services to the Capitol
7 Police and training and technical and related assistance
8 necessary to establish a peer-to-peer and group counseling
9 program within the Capitol Police: *Provided further*, That
10 such amount is designated by the Congress as being for
11 an emergency requirement pursuant to section
12 251(b)(2)(A)(i) of the Balanced Budget and Emergency
13 Deficit Control Act of 1985.

14 For an additional amount for “General Expenses”,
15 \$800,000, to remain available until September 30, 2022,
16 to prevent, prepare for, and respond to coronavirus: *Pro-*
17 *vided*, That of such amount, such sums as necessary may
18 be used to restore amounts, either directly or through re-
19 imbursement, for obligations incurred for the same pur-
20 poses by the Capitol Police prior to the date of the enact-
21 ment of this Act: *Provided further*, That such amount is
22 designated by the Congress as being for an emergency re-
23 quirement pursuant to section 251(b)(2)(A)(i) of the Bal-
24 anced Budget and Emergency Deficit Control Act of 1985.

1 UNITED STATES CAPITOL POLICE MUTUAL AID
2 REIMBURSEMENTS

3 For an additional amount for “United States Capitol
4 Police Mutual Aid Reimbursements”, \$35,396,000, to re-
5 main available until September 30, 2026, for reimburse-
6 ments for mutual aid and related training, including mu-
7 tual aid and training provided under the agreements de-
8 scribed in section 7302 of Public Law 108–458: *Provided*,
9 That of such amount, up to \$9,096,000 is available to be
10 used for reimbursement to the United States Capitol Po-
11 lice’s primary local law enforcement partners for mutual
12 aid provided in response to the events of January 6, 2021:
13 *Provided further*, That obligation of the funds made avail-
14 able under this heading in this Act be subject to notifica-
15 tion to the Chairmen and Ranking Members of the Com-
16 mittees on Appropriations of both Houses of Congress, the
17 Senate Committee on Rules and Administration, and the
18 Committee on House Administration of the amount and
19 purpose of the expense within 15 days of obligation: *Pro-*
20 *vided further*, That such amount is designated by the Con-
21 gress as being for an emergency requirement pursuant to
22 section 251(b)(2)(A)(i) of the Balanced Budget and
23 Emergency Deficit Control Act of 1985.

1 ADMINISTRATIVE PROVISIONS

2 WELLNESS PROGRAM

3 SEC. 301. (a) APPLICATION OF LAW.—The wellness
4 program of the United States Capitol Police shall be
5 known and designated as the “Howard C. Liebengood
6 Center for Wellness”.

7 (b) EFFECTIVE DATE.—This section shall apply with
8 respect to fiscal year 2021 and each succeeding fiscal year.

9 CAPITOL POLICE SALARY CAP ADJUSTMENT

10 SEC. 302. For the purposes of administering pay dur-
11 ing calendar year 2021, the maximum annual payable rate
12 for any member or civilian employee of the Capitol Police
13 whose compensation includes overtime pay under the Fair
14 Labor Standards Act of 1938 (29 U.S.C. 201 et seq.) shall
15 be set at Executive Schedule II at \$199,300. Excluded
16 from this limitation for calendar year 2021 shall be reten-
17 tion bonuses and hazard bonuses related to the events of
18 January 6th.

19 ARCHITECT OF THE CAPITOL

20 CAPITAL CONSTRUCTION AND OPERATIONS

21 For an additional amount for “Capital Construction
22 and Operations”, \$21,869,069, to remain available until
23 September 30, 2022, to prevent, prepare for, and respond
24 to coronavirus, for necessary expenses of the Architect of
25 the Capitol to supplement the funding made available in

1 Public Law 116–136, as amended by section 159(3) of
2 Public Law 116–159, and for the same purposes; and for
3 related purchases for Congressional offices, including in
4 Congressional Districts and State Offices, wherever lo-
5 cated: *Provided*, That any funds transferred by the Archi-
6 tect to restore amounts, either directly or through reim-
7 bursement, for obligations incurred for the purposes pro-
8 vided herein prior to the date of enactment of this Act
9 shall be merged with and made available for the same pur-
10 poses, and period of availability, as the appropriations to
11 which the funds are transferred: *Provided further*, That
12 such amount is designated by the Congress as being for
13 an emergency requirement pursuant to section
14 251(b)(2)(A)(i) of the Balanced Budget and Emergency
15 Deficit Control Act of 1985.

16 CAPITOL POLICE BUILDINGS, GROUNDS AND SECURITY
17 (INCLUDING TRANSFER OF FUNDS)

18 For an additional amount for “Capitol Police Build-
19 ings, Grounds and Security”, \$300,000,000, to remain
20 available until September 30, 2023, to respond to the
21 events at the United States Capitol on January 6, 2021:
22 *Provided*, That of such amount \$283,000,000 shall be for
23 necessary upgrade or replacement of windows and doors
24 in the Capitol Building and the House of Representatives
25 and Senate office buildings on the Capitol grounds, as well

1 as any related work to harden or enhance physical security
2 of such structures: *Provided further*, That of such amount,
3 \$17,000,000 shall be for the purchase and installation of
4 cameras at the Senate and House of Representatives office
5 buildings for the purposes of safety and security: *Provided*
6 *further*, That amounts necessary for the purpose in the
7 preceding proviso may be transferred between the Archi-
8 tect of the Capitol and the United States Capitol Police,
9 as needed: *Provided further*, 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 GENERAL PROVISIONS—THIS TITLE

14 SEC. 310. None of the funds made available in this
15 or any other Act in prior fiscal years, this fiscal year, or
16 any fiscal year thereafter may be used to install perma-
17 nent, above-ground fencing around the perimeter, or any
18 portion thereof, of the United States Capitol Grounds, as
19 described in section 5102 of title 40, United States Code.

20 SEC. 311. For fiscal years 2021 and 2022, subject
21 to the approval of the Chairs and Ranking Members of
22 Committee on Appropriations of the House of Representa-
23 tives and the Senate, the Architect of the Capitol may ac-
24 cept contributions of, and may incur obligations and make
25 expenditures out of available appropriations for, supplies,

1 products, and services necessary to respond to an emer-
2 gency involving the safety of human life or the protection
3 of property, as determined or declared by the Capitol Po-
4 lice Board, which may be provided for the use of any office
5 which is located within any building, grounds, or facility
6 for which the Architect of the Capitol is responsible for
7 the maintenance, care, and operation, on a reimbursable
8 or non-reimbursable basis subject to the availability of
9 funds.

10

TITLE IV

11

BILATERAL ECONOMIC ASSISTANCE

12

FUNDS APPROPRIATED TO THE PRESIDENT

13

DEPARTMENT OF STATE

14

MIGRATION AND REFUGEE ASSISTANCE

15

16 For an additional amount for “Migration and Ref-
17 ugee Assistance”, \$100,000,000, to remain available until
18 expended, to address humanitarian needs in Afghanistan
19 and to assist Afghan refugees: *Provided*, 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
Deficit Control Act of 1985.

1 UNITED STATES EMERGENCY REFUGEE AND MIGRATION
2 ASSISTANCE FUND

3 For an additional amount for “United States Emer-
4 gency Refugee and Migration Assistance Fund”,
5 \$500,000,000, to remain available until expended, not-
6 withstanding section 2(c)(2) of the Migration and Refugee
7 Assistance Act of 1962, as amended (22 U.S.C.
8 2601(c)(2)): *Provided*, That such amount is designated by
9 the Congress as being for an emergency requirement pur-
10 suant to section 251(b)(2)(A)(i) of the Balanced Budget
11 and Emergency Deficit Control Act of 1985.

12 GENERAL PROVISIONS—THIS TITLE

13 EXTENSION AND MODIFICATION OF THE AFGHAN
14 SPECIAL IMMIGRANT VISA PROGRAM

15 SEC. 401. (a) Section 602(b) of the Afghan Allies
16 Protection Act of 2009 (8 U.S.C. 1101 note) is amend-
17 ed—

18 (1) in paragraph (2)—

19 (A) in subparagraph (A) by amending
20 clause (ii) to read as follows:

21 “(ii) was or is employed in Afghani-
22 stan on or after October 7, 2001, for not
23 less than 1 year—

24 “(I) by, or on behalf of, the
25 United States Government; or

1 “(II) by the International Secu-
2 rity Assistance Force (or any suc-
3 cessor name for such Force) in a ca-
4 pacity that required the alien—

5 “(aa) while traveling off-
6 base with United States military
7 personnel stationed at the Inter-
8 national Security Assistance
9 Force (or any successor name for
10 such Force), to serve as an inter-
11 preter or translator for such
12 United States military personnel;
13 or

14 “(bb) to perform activities
15 for the United States military
16 personnel stationed at Inter-
17 national Security Assistance
18 Force (or any successor name for
19 such Force);”; and

20 (B) in subparagraph (D)(ii)(I)(bb)—

21 (i) in the matter preceding subitem
22 (AA), by inserting “per denial or revoca-
23 tion” after “written appeal”; and

1 (ii) in subitem (AA), by inserting “or
2 thereafter at the discretion of the Sec-
3 retary of State” after “in writing”;

4 (2) in paragraph (3)(F)—

5 (A) in the subparagraph heading, by strik-
6 ing “2021” and inserting “2022”;

7 (B) in the matter preceding clause (i)—

8 (i) by striking “exhausted,,” and in-
9 serting “exhausted,;” and

10 (ii) by striking “26,500” and insert-
11 ing “34,500”;

12 (C) in clause (i), by striking “December
13 31, 2022” and inserting “December 31, 2023;”;
14 and

15 (D) in clause (ii), by striking “December
16 31, 2022” and inserting “December 31, 2023;”;

17 (3) in paragraph (4)(A), by inserting “, includ-
18 ing Chief of Mission approval,” after “so that all
19 steps”; and

20 (4) in paragraph (13), in the matter preceding
21 subparagraph (A), by striking “January 31, 2023”
22 and inserting “January 31, 2024”.

23 (b) EMERGENCY REQUIREMENT.—The amount pro-
24 vided by this section is designated by the Congress as
25 being 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 WAIVER OF MEDICAL EXAMINATION FOR AFGHAN ALLIES

4 SEC. 402. (a) AUTHORIZATION.—The Secretary of
5 State and the Secretary of Homeland Security may jointly
6 issue a blanket waiver of the requirement that aliens de-
7 scribed in section 602(b)(2) of the Afghan Allies Protec-
8 tion Act of 2009 (8 U.S.C. 1101) undergo a medical exam
9 under section 221(d) of the Immigration and Nationality
10 Act (8 U.S.C. 1201(d)), or any other applicable provision
11 of law, prior to issuance of an immigrant visa or admission
12 to the United States.

13 (b) DURATION.—A waiver under subsection (a) shall
14 be for a period of 1 year, and, subject to subsection (g),
15 may be extended by the Secretary of State and Secretary
16 of Homeland Security for additional periods, each of which
17 shall not exceed 1 year.

18 (c) NOTIFICATION.—Upon exercising the waiver au-
19 thority under subsection (a), or the authority to extend
20 a waiver under subsection (b), the Secretary of State and
21 the Secretary of Homeland Security shall notify the appro-
22 priate congressional committees.

23 (d) REQUIREMENT FOR MEDICAL EXAMINATION
24 AFTER ADMISSION.—

1 (1) IN GENERAL.—The Secretary of Homeland
2 Security, in consultation with the Secretary of
3 Health and Human Services, shall establish proce-
4 dures to ensure, to the greatest extent practicable,
5 that any alien who receives a waiver of the medical
6 examination requirement under this section com-
7 pletes such an exam not later than 30 days after the
8 date on which the alien is admitted to the United
9 States.

10 (2) CONDITIONAL BASIS FOR STATUS.—

11 (A) IN GENERAL.—Notwithstanding any
12 other provision of law, an alien who receives a
13 waiver of the medical examination requirement
14 under this section shall be considered, at the
15 time of admission to the United States, as an
16 alien lawfully admitted for permanent residence
17 on a conditional basis.

18 (B) REMOVAL OF CONDITIONS.—The Sec-
19 retary of Homeland Security shall remove the
20 conditional basis of the alien's status upon the
21 Secretary's confirmation that such alien has
22 completed the medical examination and is not
23 inadmissible under section 212(a)(1)(A) of the
24 Immigration and Nationality Act (8 U.S.C.
25 1182(a)(1)(A)).

1 (3) REPORT.—Not later than 1 year after the
2 date on which the waiver authority under subsection
3 (a) is exercised, or such waiver is extended under
4 subsection (b), as applicable, the Secretary of Home-
5 land Security, in consultation with the Secretary of
6 Health and Human Services, shall submit to the ap-
7 propriate congressional committees a report on the
8 status of medical examinations required under para-
9 graph (1), including—

10 (A) the number of pending and completed
11 examinations; and

12 (B) the number of aliens who have failed
13 to complete the medical examination within the
14 30-day period after the date of such aliens' ad-
15 mission.

16 (e) APPROPRIATE CONGRESSIONAL COMMITTEES.—

17 The term “appropriate committees of Congress” means—

18 (1) the Committee on Armed Services, the
19 Committee on the Judiciary, the Committee on For-
20 eign Relations, and the Committee on Homeland Se-
21 curity and Governmental Affairs of the Senate; and

22 (2) the Committee on Armed Services, the
23 Committee on the Judiciary, the Committee on For-
24 eign Affairs, and the Committee on Homeland Secu-
25 rity of the House of Representatives.

1 (f) **RULE OF CONSTRUCTION.**—Nothing in this Act
2 may be construed to prevent the Secretary of State, the
3 Secretary of Homeland Security, the Secretary of Defense,
4 or the Secretary of Health and Human Services from
5 adopting appropriate measures to prevent the spread of
6 communicable diseases, including COVID–19, to the
7 United States.

8 (g) **SUNSET.**—The authority under subsections (a)
9 and (b) expires on the date that is 3 years after the date
10 of enactment of this Act.

11 (h) **EMERGENCY REQUIREMENT.**—The amount pro-
12 vided by this section is designated by the Congress as
13 being for an emergency requirement pursuant to section
14 251(b)(2)(A)(i) of the Balanced Budget and Emergency
15 Deficit Control Act of 1985.

16 **SPECIAL IMMIGRANT STATUS FOR CERTAIN SURVIVING**
17 **SPOUSES AND CHILDREN**

18 **SEC. 403. (a) IMMIGRATION AND NATIONALITY**
19 **ACT.**—Section 101(a)(27)(D) of the Immigration and Na-
20 tionality Act (8 U.S.C. 1101(a)(27)(D)) is amended—

- 21 (1) by striking “an immigrant who is an em-
22 ployee” and inserting “an immigrant who—
23 “(i) is an employee”; and
24 (2) by striking “grant such status;” and insert-
25 ing “grant such status; or

1 “(ii) is the surviving spouse or child
2 of an employee of the United States Gov-
3 ernment abroad: *Provided*, That the em-
4 ployee performed faithful service for a total
5 of not less than 15 years or was killed in
6 the line of duty;”.

7 (b) AFGHAN ALLIES PROTECTION ACT OF 2009.—
8 Section 602(b)(2)(C) of the Afghan Allies Protection Act
9 of 2009 (8 U.S.C. 1101 note) is amended—

10 (1) in clause (ii), by redesignating subclauses
11 (I) and (II) as items (aa) and (bb), respectively, and
12 moving such items 2 ems to the right;

13 (2) by redesignating clauses (i) and (ii) as sub-
14 clauses (I) and (II), respectively, and moving such
15 subclauses 2 ems to the right;

16 (3) in the matter preceding subclause (I), as re-
17 designated, by striking “An alien is described” and
18 inserting the following:

19 “(I) IN GENERAL.—An alien is
20 described”;

21 (4) in clause (i)(I), as redesignated, by striking
22 “who had a petition for classification approved” and
23 inserting “who had submitted an application to the
24 Chief of Mission”; and

25 (5) by adding at the end the following:

1 “(II) EMPLOYMENT REQUIRE-
2 MENTS.—An application by a sur-
3 viving spouse or child of a principal
4 alien shall be subject to employment
5 requirements set forth in subpara-
6 graph (A) as of the date of the prin-
7 cipal alien’s filing of an application
8 for the first time, or if no application
9 has been filed, the employment re-
10 quirements as of the date of the prin-
11 cipal alien’s death.”.

12 (c) REFUGEE CRISIS IN IRAQ ACT OF 2007.—Section
13 1244(b)(3) of the Refugee Crisis in Iraq Act of 2007 (8
14 U.S.C. 1157 note) is amended—

15 (1) by striking “described in subsection (b)”
16 and inserting “in this subsection”;

17 (2) in subparagraph (B), by redesignating
18 clauses (i) and (ii) as subclauses (I) and (II), respec-
19 tively, and moving such subclauses 2 ems to the
20 right;

21 (3) by redesignating subparagraphs (A) and
22 (B) as clauses (i) and (ii), respectively, and moving
23 such clauses 2 ems to the right;

1 (4) in the matter preceding clause (i), as redese-
2 ignated, by striking “An alien is described” and in-
3 serting the following:

4 “(A) IN GENERAL.—An alien is de-
5 scribed”;

6 (5) in subparagraph (A)(i), as redesignated, by
7 striking “who had a petition for classification ap-
8 proved” and inserting “who submitted an applica-
9 tion to the Chief of Mission”; and

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

11 “(B) EMPLOYMENT REQUIREMENTS.—An
12 application by a surviving spouse or child of a
13 principal alien shall be subject to employment
14 requirements set forth in paragraph (1) as of
15 the date of the principal alien’s filing of an ap-
16 plication for the first time, or if the principal
17 alien did not file an application, the employ-
18 ment requirements as of the date of the prin-
19 cipal alien’s death.”.

20 (d) EFFECTIVE DATE.—The amendments made by
21 this section shall be effective on June 30, 2021, and shall
22 have retroactive effect.

23 (e) EMERGENCY REQUIREMENT.—The amount pro-
24 vided by this section is designated by the Congress as
25 being 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 CONVERSION OF PETITIONS FOR SPECIAL IMMIGRANT
4 STATUS FOR CERTAIN IRAQIS

5 SEC. 404. (a) Section 2 of Public Law 110–242 (8
6 U.S.C. 1101 note) is amended by striking subsection (b)
7 and inserting the following:

8 “(b) DURATION.—The authority under subsection (a)
9 shall expire on the date on which the numerical limitation
10 specified under section 1244 of the National Defense Au-
11 thorization Act for Fiscal Year 2008 (Public Law 110–
12 181; 8 U.S.C. 1157 note) is reached.”.

13 (b) EMERGENCY REQUIREMENT.—The amount pro-
14 vided by this section is designated by the Congress as
15 being for an emergency requirement pursuant to section
16 251(b)(2)(A)(i) of the Balanced Budget and Emergency
17 Deficit Control Act of 1985.

18 TITLE V

19 DEPARTMENT OF JUSTICE

20 STATE AND LOCAL LAW ENFORCEMENT ACTIVITIES

21 OFFICE OF JUSTICE PROGRAMS

22 STATE AND LOCAL LAW ENFORCEMENT ASSISTANCE

23 For an additional amount for “State and Local Law
24 Enforcement Assistance”, \$1,100,000, to remain available
25 until September 30, 2022, for the sole purpose of restoring

1 amounts, either directly or through reimbursement, for ob-
2 ligations incurred for extraordinary law enforcement and
3 related costs directly associated with protection of the
4 President-elect from November 4, 2020 until the inau-
5 guration of the President-elect as President: *Provided*,
6 That such reimbursement shall be provided only for costs
7 that a State or local agency can document as being over
8 and above the cost of normal law enforcement operations
9 and as being directly attributable to the provision of pro-
10 tection described herein: *Provided further*, That such
11 amount is designated by the Congress as being for an
12 emergency requirement pursuant to section
13 251(b)(2)(A)(i) of the Balanced Budget and Emergency
14 Deficit Control Act of 1985.

15 TITLE VI

16 GENERAL PROVISIONS—THIS ACT

17 SEC. 601. Each amount appropriated or made avail-
18 able by this Act is in addition to amounts otherwise appro-
19 priated for the fiscal year involved.

20 SEC. 602. No part of any appropriation contained in
21 this Act shall remain available for obligation beyond the
22 current fiscal year unless expressly so provided herein.

23 SEC. 603. Unless otherwise provided for by this Act,
24 the additional amounts appropriated by this Act to appro-
25 priations accounts shall be available under the authorities

1 and conditions applicable to such appropriations accounts
2 for fiscal year 2021.

3 SEC. 604. Except for funds used to restore amounts,
4 either directly or through reimbursement, for obligations
5 incurred prior to the date of the enactment of this Act,
6 and notwithstanding any other provision of law, funds
7 made available in this Act shall only be used for the pur-
8 poses specifically described herein.

9 SEC. 605. In this Act, the term “coronavirus” means
10 SARS-CoV-2 or another coronavirus with pandemic po-
11 tential.

12 SEC. 606. Each amount designated in this Act by the
13 Congress as being for an emergency requirement pursuant
14 to section 251(b)(2)(A)(i) of the Balanced Budget and
15 Emergency Deficit Control Act of 1985 shall be available
16 (or rescinded or transferred, if applicable) only if the
17 President subsequently so designates all such amounts
18 and transmits such designations to the Congress.

19 SEC. 607. Any amount appropriated by this Act, des-
20 ignated by the Congress as 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 and subse-
23 quently so designated by the President, and transferred
24 pursuant to transfer authorities provided by this Act shall
25 retain such designation.

- 1 This Act may be cited as the “Emergency Security
- 2 Supplemental Appropriations Act, 2021”.