

Calendar No. 443113TH CONGRESS
2^D SESSION**S. 2534****[Report No. 113–198]**

Making appropriations for the Department of Homeland Security for the fiscal year ending September 30, 2015, and for other purposes.

IN THE SENATE OF THE UNITED STATES

JUNE 26, 2014

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

A BILL

Making appropriations for the Department of Homeland Security for the fiscal year ending September 30, 2015, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*
3 That the following sums are appropriated, out of any
4 money in the Treasury not otherwise appropriated, for the
5 Department of Homeland Security for the fiscal year end-
6 ing September 30, 2015, and for other purposes, namely:

1 TITLE I
2 DEPARTMENTAL MANAGEMENT AND
3 OPERATIONS
4 OFFICE OF THE SECRETARY AND EXECUTIVE
5 MANAGEMENT

6 For necessary expenses of the Office of the Secretary
7 of Homeland Security, as authorized by section 102 of the
8 Homeland Security Act of 2002 (6 U.S.C. 112), and execu-
9 tive management of the Department of Homeland Secu-
10 rity, as authorized by law, \$124,571,000: *Provided*, That
11 not to exceed \$45,000 shall be for official reception and
12 representation expenses: *Provided further*, That all official
13 costs associated with the use of government aircraft by
14 Department of Homeland Security personnel to support
15 official travel of the Secretary and the Deputy Secretary
16 shall be paid from amounts made available for the Imme-
17 diate Office of the Secretary and the Immediate Office of
18 the Deputy Secretary: *Provided further*, That expenditure
19 plans for the Office of Policy, the Office of Intergovern-
20 mental Affairs, the Office for Civil Rights and Civil Lib-
21 erties, the Citizenship and Immigration Services Ombuds-
22 man, and the Privacy Officer shall be submitted at the
23 time the President's budget proposal for fiscal year 2016
24 is submitted pursuant to section 1105(a) of title 31,
25 United States Code.

1 OFFICE OF THE UNDER SECRETARY FOR MANAGEMENT

2 For necessary expenses of the Office of the Under
3 Secretary for Management, as authorized by sections 701
4 through 705 of the Homeland Security Act of 2002 (6
5 U.S.C. 341 through 345), \$192,692,000, of which not to
6 exceed \$2,250 shall be for official reception and represen-
7 tation expenses: *Provided*, That of the total amount made
8 available under this heading, \$4,493,000 shall remain
9 available until September 30, 2016, solely for the alter-
10 ation and improvement of facilities, tenant improvements,
11 and relocation costs to consolidate Department head-
12 quarters operations at the Nebraska Avenue Complex; and
13 \$8,000,000 shall remain available until September 30,
14 2016, for the Human Resources Information Technology
15 program: *Provided further*, That the Under Secretary for
16 Management shall, pursuant to the requirements con-
17 tained in House Report 112–331, submit to the Commit-
18 tees on Appropriations of the Senate and the House of
19 Representatives, at the time the President’s budget pro-
20 posal for fiscal year 2016 is submitted pursuant to section
21 1105(a) of title 31, United States Code, a Comprehensive
22 Acquisition Status Report, which shall include the infor-
23 mation required under the heading “Office of the Under
24 Secretary for Management” under title I of division D of
25 the Consolidated Appropriations Act, 2012 (Public Law

1 112–74), and shall submit quarterly updates to such re-
2 port not later than 45 days after the completion of each
3 quarter.

4 OFFICE OF THE CHIEF FINANCIAL OFFICER

5 For necessary expenses of the Office of the Chief Fi-
6 nancial Officer, as authorized by section 103 of the Home-
7 land Security Act of 2002 (6 U.S.C. 113), \$48,213,000:
8 *Provided*, That the Secretary of Homeland Security shall
9 submit to the Committees on Appropriations of the Senate
10 and the House of Representatives, at the time the Presi-
11 dent’s budget proposal for fiscal year 2016 is submitted
12 pursuant to section 1105(a) of title 31, United States
13 Code, the Future Years Homeland Security Program, as
14 authorized by section 874 of Public Law 107–296 (6
15 U.S.C. 454).

16 OFFICE OF THE CHIEF INFORMATION OFFICER

17 For necessary expenses of the Office of the Chief In-
18 formation Officer, as authorized by section 103 of the
19 Homeland Security Act of 2002 (6 U.S.C. 113), and De-
20 partment-wide technology investments, \$254,001,000; of
21 which \$95,078,000 shall be available for salaries and ex-
22 penses; and of which \$158,923,000, to remain available
23 until September 30, 2016, shall be available for develop-
24 ment and acquisition of information technology equip-

1 ment, software, services, and related activities for the De-
2 partment of Homeland Security.

3 ANALYSIS AND OPERATIONS

4 For necessary expenses for intelligence analysis and
5 operations coordination activities, as authorized by title II
6 of the Homeland Security Act of 2002 (6 U.S.C. 121 et
7 seq.), \$295,269,000; of which not to exceed \$3,825 shall
8 be for official reception and representation expenses; and
9 of which \$131,679,000 shall remain available until Sep-
10 tember 30, 2016.

11 OFFICE OF INSPECTOR GENERAL

12 For necessary expenses of the Office of Inspector
13 General in carrying out the provisions of the Inspector
14 General Act of 1978 (5 U.S.C. App.), \$118,617,000; of
15 which not to exceed \$300,000 may be used for certain con-
16 fidential operational expenses, including the payment of
17 informants, to be expended at the direction of the Inspec-
18 tor General.

19 TITLE II

20 SECURITY, ENFORCEMENT, AND

21 INVESTIGATIONS

22 U.S. CUSTOMS AND BORDER PROTECTION

23 SALARIES AND EXPENSES

24 For necessary expenses for enforcement of laws relat-
25 ing to border security, immigration, customs, agricultural

1 inspections and regulatory activities related to plant and
2 animal imports, and transportation of unaccompanied
3 minor aliens; purchase and lease of up to 7,500 (6,500
4 for replacement only) police-type vehicles; and contracting
5 with individuals for personal services abroad;
6 \$8,320,391,000; of which \$3,274,000 shall be derived
7 from the Harbor Maintenance Trust Fund for administra-
8 tive expenses related to the collection of the Harbor Main-
9 tenance Fee pursuant to section 9505(c)(3) of the Internal
10 Revenue Code of 1986 (26 U.S.C. 9505(c)(3)) and not-
11 withstanding section 1511(e)(1) of the Homeland Security
12 Act of 2002 (6 U.S.C. 551(e)(1)); of which not to exceed
13 \$34,425 shall be for official reception and representation
14 expenses; of which such sums as become available in the
15 Customs User Fee Account, except sums subject to section
16 13031(f)(3) of the Consolidated Omnibus Budget Rec-
17 onciliation Act of 1985 (19 U.S.C. 58c(f)(3)), shall be de-
18 rived from that account; of which not to exceed \$150,000
19 shall be available for payment for rental space in connec-
20 tion with preclearance operations; and of which not to ex-
21 ceed \$1,000,000 shall be for awards of compensation to
22 informants, to be accounted for solely under the certificate
23 of the Secretary of Homeland Security: *Provided*, That for
24 fiscal year 2015, the overtime limitation prescribed in sec-
25 tion 5(c)(1) of the Act of February 13, 1911 (19 U.S.C.

1 267(c)(1)) shall be \$35,000; and notwithstanding any
2 other provision of law, none of the funds appropriated by
3 this Act shall be available to compensate any employee of
4 U.S. Customs and Border Protection for overtime, from
5 whatever source, in an amount that exceeds such limita-
6 tion, except in individual cases determined by the Sec-
7 retary of Homeland Security, or the designee of the Sec-
8 retary, to be necessary for national security purposes, to
9 prevent excessive costs, or in cases of immigration emer-
10 gencies: *Provided further*, That the Border Patrol shall
11 maintain an active duty presence of not less than 21,370
12 full-time equivalent agents protecting the borders of the
13 United States in the fiscal year: *Provided further*, That
14 without regard to the limitation as to time and condition
15 of section 503(d) of this Act, the Secretary may propose
16 to reprogram and transfer funds within and into this ap-
17 propriation as necessary to ensure the care and transpor-
18 tation of unaccompanied alien children.

19 AUTOMATION MODERNIZATION

20 For necessary expenses for U.S. Customs and Border
21 Protection for operation and improvement of automated
22 systems, including salaries and expenses, \$806,699,000;
23 of which \$445,575,000 shall remain available until Sep-
24 tember 30, 2017; and of which not less than \$140,970,000

1 shall be for the development of the Automated Commercial
2 Environment.

3 BORDER SECURITY FENCING, INFRASTRUCTURE, AND
4 TECHNOLOGY

5 For expenses for border security fencing, infrastruc-
6 ture, and technology, \$362,466,000, to remain available
7 until September 30, 2017.

8 AIR AND MARINE OPERATIONS

9 For necessary expenses for the operations, mainte-
10 nance, and procurement of marine vessels, aircraft, un-
11 manned aircraft systems, and other related equipment of
12 the air and marine program, including salaries and ex-
13 penses, operational training, and mission-related travel,
14 the operations of which include the following: the interdic-
15 tion of narcotics and other goods; the provision of support
16 to Federal, State, and local agencies in the enforcement
17 or administration of laws enforced by the Department of
18 Homeland Security; and, at the discretion of the Secretary
19 of Homeland Security, the provision of assistance to Fed-
20 eral, State, and local agencies in other law enforcement
21 and emergency humanitarian efforts; \$706,569,000; of
22 which \$290,900,000 shall be available for salaries and ex-
23 penses; and of which \$415,669,000 shall remain available
24 until September 30, 2017: *Provided*, That no aircraft or
25 other related equipment, with the exception of aircraft

1 that are one-of-a-kind and have been identified as excess
2 to U.S. Customs and Border Protection requirements and
3 aircraft that have been damaged beyond repair, shall be
4 transferred to any other Federal agency, department, or
5 office outside of the Department of Homeland Security
6 during fiscal year 2015 without prior notice to the Com-
7 mittees on Appropriations of the Senate and the House
8 of Representatives: *Provided further*, That the Secretary
9 of Homeland Security shall report to the Committees on
10 Appropriations of the Senate and the House of Represent-
11 atives, not later than 90 days after the date of enactment
12 of this Act, on any changes to the 5-year strategic plan
13 for the air and marine program required under the head-
14 ing “Air and Marine Interdiction, Operations, and Mainte-
15 nance” in Public Law 112–74.

16 CONSTRUCTION AND FACILITIES MANAGEMENT

17 For necessary expenses to plan, acquire, construct,
18 renovate, equip, furnish, operate, manage, and maintain
19 buildings, facilities, and related infrastructure necessary
20 for the administration and enforcement of the laws relat-
21 ing to customs, immigration, and border security, includ-
22 ing land ports of entry where the Administrator of General
23 Services has delegated to the Secretary of Homeland Secu-
24 rity the authority to operate, maintain, repair, and alter
25 such facilities, and to pay rent to the General Services Ad-

1 ministration for use of land ports of entry, \$478,459,000,
2 to remain available until September 30, 2019.

3 IMMIGRATION AND CUSTOMS ENFORCEMENT

4 SALARIES AND EXPENSES

5 For necessary expenses for enforcement of immigra-
6 tion and customs laws, detention and removals, and inves-
7 tigations, including intellectual property rights and over-
8 seas vetted units operations; and purchase and lease of
9 up to 3,790 (2,350 for replacement only) police-type vehi-
10 cles; \$5,136,957,000; of which not to exceed \$10,000,000
11 shall be available until expended for conducting special op-
12 erations under section 3131 of the Customs Enforcement
13 Act of 1986 (19 U.S.C. 2081); of which not to exceed
14 \$11,475 shall be for official reception and representation
15 expenses; of which not to exceed \$2,000,000 shall be for
16 awards of compensation to informants, to be accounted
17 for solely under the certificate of the Secretary of Home-
18 land Security; of which not less than \$305,000 shall be
19 for promotion of public awareness of the child pornog-
20 raphy tipline and activities to counter child exploitation;
21 of which not less than \$5,400,000 shall be used to facili-
22 tate agreements consistent with section 287(g) of the Im-
23 migration and Nationality Act (8 U.S.C. 1357(g)); of
24 which not to exceed \$40,000,000, to remain available until
25 September 30, 2017, is for maintenance, construction, and

1 lease hold improvements at owned and leased facilities;
2 and of which not to exceed \$11,216,000 shall be available
3 to fund or reimburse other Federal agencies for the costs
4 associated with the care, maintenance, and repatriation of
5 smuggled aliens unlawfully present in the United States:
6 *Provided*, That none of the funds made available under
7 this heading shall be available to compensate any employee
8 for overtime in an annual amount in excess of \$35,000,
9 except that the Secretary of Homeland Security, or the
10 designee of the Secretary, may waive that amount as nec-
11 essary for national security purposes and in cases of immi-
12 gration emergencies: *Provided further*, That of the total
13 amount provided, \$15,770,000 shall be for activities to en-
14 force laws against forced child labor, of which not to ex-
15 ceed \$6,000,000 shall remain available until expended:
16 *Provided further*, That of the total amount available, not
17 less than \$1,600,000,000 shall be available to identify
18 aliens convicted of a crime who may be deportable, and
19 to remove them from the United States once they are
20 judged deportable: *Provided further*, That the Secretary of
21 Homeland Security shall prioritize the identification and
22 removal of aliens convicted of a crime by the severity of
23 that crime: *Provided further*, That funding made available
24 under this heading shall maintain a level of not less than
25 31,039 detention beds through September 30, 2015: *Pro-*

1 *vided further*, That of the total amount provided, not less
2 than \$2,724,895,000 is for enforcement and removal oper-
3 ations, including transportation of unaccompanied minor
4 aliens: *Provided further*, That, of the amount provided for
5 Custody Operations in the previous proviso, \$45,000,000
6 shall remain available until September 30, 2019: *Provided*
7 *further*, That, of the total amount provided for the Visa
8 Security Program and international investigations,
9 \$30,535,000 shall remain available until September 30,
10 2016: *Provided further*, That not less than \$15,000,000
11 shall be available for investigation of intellectual property
12 rights violations, including operation of the National Intel-
13 lectual Property Rights Coordination Center: *Provided*
14 *further*, That none of the funds provided under this head-
15 ing may be used to continue a delegation of law enforce-
16 ment authority authorized under section 287(g) of the Im-
17 migration and Nationality Act (8 U.S.C. 1357(g)) if the
18 Department of Homeland Security Inspector General de-
19 termines that the terms of the agreement governing the
20 delegation of authority have been violated: *Provided fur-*
21 *ther*, That none of the funds provided under this heading
22 may be used to continue any contract for the provision
23 of detention services if the two most recent overall per-
24 formance evaluations received by the contracted facility
25 are less than “adequate” or the equivalent median score

1 in any subsequent performance evaluation system: *Pro-*
2 *vided further*, That nothing under this heading shall pre-
3 vent U.S. Immigration and Customs Enforcement from
4 exercising those authorities provided under immigration
5 laws (as defined in section 101(a)(17) of the Immigration
6 and Nationality Act (8 U.S.C. 1101(a)(17))) during pri-
7 ority operations pertaining to aliens convicted of a crime:
8 *Provided further*, That without regard to the limitation as
9 to time and condition of section 503(d) of this Act, the
10 Secretary may propose to reprogram and transfer funds
11 within and into this appropriation as necessary to ensure
12 the detention of aliens prioritized for removal and the care
13 and transportation of unaccompanied alien children.

14 AUTOMATION MODERNIZATION

15 For expenses of immigration and customs enforce-
16 ment automated systems, \$26,000,000, to remain avail-
17 able until September 30, 2017.

18 TRANSPORTATION SECURITY ADMINISTRATION

19 AVIATION SECURITY

20 For necessary expenses of the Transportation Secu-
21 rity Administration related to providing civil aviation secu-
22 rity services pursuant to the Aviation and Transportation
23 Security Act (Public Law 107–71; 115 Stat. 597; 49
24 U.S.C. 40101 note), \$5,634,710,000, to remain available
25 until September 30, 2016; of which not to exceed \$7,650

1 shall be for official reception and representation expenses:
2 *Provided*, That any award to deploy explosives detection
3 systems shall be based on risk, the airport's current reli-
4 ance on other screening solutions, lobby congestion result-
5 ing in increased security concerns, high injury rates, air-
6 port readiness, and increased cost effectiveness: *Provided*
7 *further*, That security service fees authorized under section
8 44940 of title 49, United States Code, shall be credited
9 to this appropriation as offsetting collections and shall be
10 available only for aviation security: *Provided further*, That
11 the sum appropriated under this heading from the general
12 fund shall be reduced on a dollar-for-dollar basis as such
13 offsetting collections are received during fiscal year 2015
14 so as to result in a final fiscal year appropriation from
15 the general fund estimated at not more than
16 \$3,554,710,000: *Provided further*, That the fees deposited
17 under this heading in fiscal year 2013 and sequestered
18 pursuant to section 251A of the Balanced Budget and
19 Emergency Deficit Control Act of 1985 (2 U.S.C. 901a),
20 that are currently unavailable for obligation, are hereby
21 permanently cancelled: *Provided further*, That notwith-
22 standing section 44923 of title 49, United States Code,
23 for fiscal year 2015, any funds in the Aviation Security
24 Capital Fund established by section 44923(h) of title 49,
25 United States Code, may be used for the procurement and

1 installation of explosives detection systems or for the
2 issuance of other transaction agreements for the purpose
3 of funding projects described in section 44923(a) of such
4 title: *Provided further*, That not later than 90 days after
5 the date of enactment of this Act, the Administrator of
6 the Transportation Security Administration shall submit
7 to the Committees on Appropriations of the Senate and
8 the House of Representatives a detailed report on—

9 (1) the Department of Homeland Security ef-
10 forts and resources being devoted to develop more
11 advanced integrated passenger screening tech-
12 nologies for the most effective security of passengers
13 and baggage at the lowest possible operating and ac-
14 quisition costs, including projected funding levels for
15 each fiscal year for the next 5 years or until project
16 completion, whichever is earlier;

17 (2) how the Transportation Security Adminis-
18 tration is deploying its existing passenger and bag-
19 gage screener workforce in the most cost effective
20 manner; and

21 (3) labor savings from the deployment of im-
22 proved technologies for passenger and baggage
23 screening and how those savings are being used to
24 offset security costs or reinvested to address security
25 vulnerabilities:

1 *Provided further*, That the Administrator of the Transpor-
2 tation Security Administration shall submit to the Com-
3 mittees on Appropriations of the Senate and the House
4 of Representatives, a semiannual report updating informa-
5 tion on a strategy to increase the number of air passengers
6 eligible for expedited screening, including:

7 (1) specific benchmarks and performance meas-
8 ures to increase participation in Pre-Check by air
9 carriers, airports, and passengers;

10 (2) options to facilitate direct application for
11 enrollment in Pre-Check through the Transportation
12 Security Administration's Web site, airports, and
13 other enrollment locations;

14 (3) use of third parties to pre-screen passengers
15 for expedited screening;

16 (4) inclusion of populations already vetted by
17 the Transportation Security Administration and
18 other trusted populations as eligible for expedited
19 screening;

20 (5) resource implications of expedited passenger
21 screening resulting from the use of risk-based secu-
22 rity methods; and

23 (6) the total number and percentage of pas-
24 sengers using Pre-Check lanes who:

1 (A) have enrolled in Pre-Check since
2 Transportation Security Administration enroll-
3 ment centers were established;

4 (B) enrolled using the Transportation Se-
5 curity Administration's Pre-Check application
6 Web site;

7 (C) were enrolled as frequent flyers of a
8 participating airline;

9 (D) utilized Pre-Check as a result of their
10 enrollment in a Trusted Traveler program of
11 U.S. Customs and Border Protection;

12 (E) were selectively identified to partici-
13 pate in expedited screening through the use of
14 Managed Inclusion; and

15 (F) are enrolled in all other Pre-Check cat-
16 egories:

17 *Provided further*, That Members of the United States
18 House of Representatives and United States Senate, in-
19 cluding the leadership; the heads of Federal agencies and
20 commissions, including the Secretary, Deputy Secretary,
21 Under Secretaries, and Assistant Secretaries of the De-
22 partment of Homeland Security; the United States Attor-
23 ney General, Deputy Attorney General, Assistant Attor-
24 neys General, and the United States Attorneys; and senior
25 members of the Executive Office of the President, includ-

1 ing the Director of the Office of Management and Budget,
2 shall not be exempt from Federal passenger and baggage
3 screening.

4 SURFACE TRANSPORTATION SECURITY

5 For necessary expenses of the Transportation Secu-
6 rity Administration related to surface transportation secu-
7 rity activities, \$126,749,000, to remain available until
8 September 30, 2016.

9 INTELLIGENCE AND VETTING

10 For necessary expenses for the development and im-
11 plementation of intelligence and vetting activities,
12 \$219,166,000, to remain available until September 30,
13 2016.

14 TRANSPORTATION SECURITY SUPPORT

15 For necessary expenses of the Transportation Secu-
16 rity Administration related to transportation security sup-
17 port pursuant to the Aviation and Transportation Security
18 Act (Public Law 107–71; 115 Stat. 597; 49 U.S.C. 40101
19 note), \$923,737,000, to remain available until September
20 30, 2016.

21 UNITED STATES COAST GUARD

22 OPERATING EXPENSES

23 For necessary expenses for the operation and mainte-
24 nance of the Coast Guard, not otherwise provided for; pur-
25 chase or lease of not to exceed 25 passenger motor vehi-

1 cles, which shall be for replacement only; purchase or lease
2 of small boats for contingent and emergent requirements
3 (at a unit cost of no more than \$700,000) and repairs
4 and service-life replacements, not to exceed a total of
5 \$31,000,000; purchase or lease of boats necessary for
6 overseas deployments and activities; minor shore construc-
7 tion projects not exceeding \$1,000,000 in total cost on any
8 location; payments pursuant to section 156 of Public Law
9 97-377 (42 U.S.C. 402 note; 96 Stat. 1920); and recre-
10 ation and welfare; \$6,984,618,000, of which \$553,000,000
11 shall be for defense-related activities, of which
12 \$213,000,000 is designated by the Congress for Overseas
13 Contingency Operations/Global War on Terrorism pursu-
14 ant to section 251(b)(2)(A) of the Balanced Budget and
15 Emergency Deficit Control Act of 1985 and shall be avail-
16 able only if the President subsequently so designates all
17 such amounts and transmits such designations to the Con-
18 gress; of which \$24,500,000 shall be derived from the Oil
19 Spill Liability Trust Fund to carry out the purposes of
20 section 1012(a)(5) of the Oil Pollution Act of 1990 (33
21 U.S.C. 2712(a)(5)); and of which not to exceed \$15,300
22 shall be for official reception and representation expenses:
23 *Provided*, That none of the funds made available by this
24 Act shall be for expenses incurred for recreational vessels
25 under section 12114 of title 46, United States Code, ex-

1 cept to the extent fees are collected from owners of yachts
2 and credited to this appropriation: *Provided further*, That
3 to the extent fees are insufficient to pay expenses of rec-
4 reational vessel documentation under such section 12114,
5 and there is a backlog of recreational vessel applications,
6 then personnel performing non-recreational vessel docu-
7 mentation functions under subchapter II of chapter 121
8 of title 46, United States Code, may perform documenta-
9 tion under section 12114: *Provided further*, That of the
10 funds provided under this heading, \$125,000,000 shall be
11 withheld from obligation for Coast Guard Headquarters
12 Directorates until a future-years capital investment plan
13 for fiscal years 2016 through 2020, as specified under the
14 heading “Coast Guard Acquisition, Construction, and Im-
15 provements” of this Act, is submitted to the Committees
16 on Appropriations of the Senate and the House of Rep-
17 resentatives: *Provided further*, That funds made available
18 under this heading for Overseas Contingency Operations/
19 Global War on Terrorism may be allocated by program,
20 project, and activity, notwithstanding section 503 of this
21 Act: *Provided further*, That, without regard to the limita-
22 tion as to time and condition of section 503(d) of this Act,
23 after June 30, up to \$10,000,000 may be reprogrammed
24 to or from Military Pay and Allowances in accordance with
25 subsections (a), (b), and (c), of section 503.

1 ENVIRONMENTAL COMPLIANCE AND RESTORATION

2 For necessary expenses to carry out the environ-
3 mental compliance and restoration functions of the Coast
4 Guard under chapter 19 of title 14, United States Code,
5 \$13,197,000, to remain available until September 30,
6 2019.

7 RESERVE TRAINING

8 For necessary expenses of the Coast Guard Reserve,
9 as authorized by law; operations and maintenance of the
10 Coast Guard reserve program; personnel and training
11 costs; and equipment and services; \$114,572,000.

12 ACQUISITION, CONSTRUCTION, AND IMPROVEMENTS

13 For necessary expenses of acquisition, construction,
14 renovation, and improvement of aids to navigation, shore
15 facilities, vessels, and aircraft, including equipment related
16 thereto; and maintenance, rehabilitation, lease, and oper-
17 ation of facilities and equipment; as authorized by law;
18 \$1,330,376,000; of which \$20,000,000 shall be derived
19 from the Oil Spill Liability Trust Fund to carry out the
20 purposes of section 1012(a)(5) of the Oil Pollution Act
21 of 1990 (33 U.S.C. 2712(a)(5)); and of which the fol-
22 lowing amounts shall be available until September 30,
23 2019 (except as subsequently specified): \$6,000,000 for
24 military family housing; \$1,043,500,000 to acquire, effect
25 major repairs to, renovate, or improve vessels, small boats,

1 and related equipment; \$68,000,000 to acquire, effect
2 major repairs to, renovate, or improve aircraft or increase
3 aviation capability; \$57,300,000 for other acquisition pro-
4 grams; \$40,580,000 for shore facilities and aids to naviga-
5 tion, including facilities at Department of Defense instal-
6 lations used by the Coast Guard; and \$114,996,000, to
7 remain available until September 30, 2015, for personnel
8 compensation and benefits and related costs: *Provided*,
9 That the funds provided by this Act shall be immediately
10 available and allotted to contract for the production of the
11 eighth National Security Cutter notwithstanding the avail-
12 ability of funds for post-production costs: *Provided further*,
13 That the Commandant of the Coast Guard shall submit
14 to the Committees on Appropriations of the Senate and
15 the House of Representatives, at the time the President’s
16 budget proposal for fiscal year 2016 is submitted pursuant
17 to section 1105(a) of title 31, United States Code, a fu-
18 ture-years capital investment plan for the Coast Guard
19 that identifies for each requested capital asset—

20 (1) the proposed appropriations included in that
21 budget;

22 (2) the total estimated cost of completion, in-
23 cluding and clearly delineating the costs of associ-
24 ated major acquisition systems infrastructure and
25 transition to operations;

1 (3) projected funding levels for each fiscal year
2 for the next 5 fiscal years or until acquisition pro-
3 gram baseline or project completion, whichever is
4 earlier;

5 (4) an estimated completion date at the pro-
6 jected funding levels; and

7 (5) a current acquisition program baseline for
8 each capital asset, as applicable, that—

9 (A) includes the total acquisition cost of
10 each asset, subdivided by fiscal year and includ-
11 ing a detailed description of the purpose of the
12 proposed funding levels for each fiscal year, in-
13 cluding for each fiscal year funds requested for
14 design, pre-acquisition activities, production,
15 structural modifications, missionization, post-
16 delivery, and transition to operations costs;

17 (B) includes a detailed project schedule
18 through completion, subdivided by fiscal year,
19 that details—

20 (i) quantities planned for each fiscal
21 year; and

22 (ii) major acquisition and project
23 events, including development of oper-
24 ational requirements, contracting actions,
25 design reviews, production, delivery, test

1 and evaluation, and transition to oper-
2 ations, including necessary training, shore
3 infrastructure, and logistics;

4 (C) notes and explains any deviations in
5 cost, performance parameters, schedule, or esti-
6 mated date of completion from the original ac-
7 quisition program baseline and the most recent
8 baseline approved by the Department of Home-
9 land Security's Acquisition Review Board, if ap-
10 plicable;

11 (D) aligns the acquisition of each asset to
12 mission requirements by defining existing capa-
13 bilities of comparable legacy assets, identifying
14 known capability gaps between such existing ca-
15 pabilities and stated mission requirements, and
16 explaining how the acquisition of each asset will
17 address such known capability gaps;

18 (E) defines life-cycle costs for each asset
19 and the date of the estimate on which such
20 costs are based, including all associated costs of
21 major acquisitions systems infrastructure and
22 transition to operations, delineated by purpose
23 and fiscal year for the projected service life of
24 the asset;

1 (F) includes the earned value management
2 system summary schedule performance index
3 and cost performance index for each asset, if
4 applicable; and

5 (G) includes a phase-out and decommis-
6 sioning schedule delineated by fiscal year for
7 each existing legacy asset that each asset is in-
8 tended to replace or recapitalize:

9 *Provided further*, That the Commandant of the Coast
10 Guard shall ensure that amounts specified in the future-
11 years capital investment plan are consistent, to the max-
12 imum extent practicable, with proposed appropriations
13 necessary to support the programs, projects, and activities
14 of the Coast Guard in the President's budget proposal for
15 fiscal year 2016, submitted pursuant to section 1105(a)
16 of title 31, United States Code: *Provided further*, That any
17 inconsistencies between the capital investment plan and
18 proposed appropriations shall be identified and justified:
19 *Provided further*, That subsections (a) and (b) of section
20 6402 of Public Law 110–28 shall hereafter apply with re-
21 spect to the amounts made available under this heading.

22 RESEARCH, DEVELOPMENT, TEST, AND EVALUATION

23 For necessary expenses for applied scientific re-
24 search, development, test, and evaluation; and for mainte-
25 nance, rehabilitation, lease, and operation of facilities and

1 for police-type use for replacement only; hire of passenger
2 motor vehicles; purchase of motorcycles made in the
3 United States; hire of aircraft; services of expert witnesses
4 at such rates as may be determined by the Director of
5 the United States Secret Service; rental of buildings in
6 the District of Columbia, and fencing, lighting, guard
7 booths, and other facilities on private or other property
8 not in Government ownership or control, as may be nec-
9 essary to perform protective functions; payment of per
10 diem or subsistence allowances to employees in cases in
11 which a protective assignment on the actual day or days
12 of the visit of a protectee requires an employee to work
13 16 hours per day or to remain overnight at a post of duty;
14 conduct of and participation in firearms matches; presen-
15 tation of awards; travel of United States Secret Service
16 employees on protective missions without regard to the
17 limitations on such expenditures in this or any other Act
18 if approval is obtained in advance from the Committees
19 on Appropriations of the Senate and the House of Rep-
20 resentatives; research and development; grants to conduct
21 behavioral research in support of protective research and
22 operations; and payment in advance for commercial ac-
23 commodations as may be necessary to perform protective
24 functions; \$1,585,360,000; of which not to exceed \$19,125
25 shall be for official reception and representation expenses;

1 of which not to exceed \$100,000 shall be to provide tech-
2 nical assistance and equipment to foreign law enforcement
3 organizations in counterfeit investigations; of which
4 \$2,366,000 shall be for forensic and related support of
5 investigations of missing and exploited children; of which
6 \$6,000,000 shall be for a grant for activities related to
7 investigations of missing and exploited children and shall
8 remain available until September 30, 2016; and of which
9 not less than \$7,500,000 shall be for activities related to
10 training in electronic crimes investigations and forensics:
11 *Provided*, That \$18,000,000 for protective travel shall re-
12 main available until September 30, 2016: *Provided further*,
13 That \$4,500,000 for National Special Security Events
14 shall remain available until September 30, 2016: *Provided*
15 *further*, That the United States Secret Service is author-
16 ized to obligate funds in anticipation of reimbursements
17 from Federal agencies and entities, as defined in section
18 105 of title 5, United States Code, for personnel receiving
19 training sponsored by the James J. Rowley Training Cen-
20 ter, except that total obligations at the end of the fiscal
21 year shall not exceed total budgetary resources available
22 under this heading at the end of the fiscal year: *Provided*
23 *further*, That none of the funds made available under this
24 heading shall be available to compensate any employee for
25 overtime in an annual amount in excess of \$35,000, except

1 that the Secretary of Homeland Security, or the designee
2 of the Secretary, may waive that amount as necessary for
3 national security purposes: *Provided further*, That none of
4 the funds made available to the United States Secret Serv-
5 ice by this Act or by previous appropriations Acts may
6 be made available for the protection of the head of a Fed-
7 eral agency other than the Secretary of Homeland Secu-
8 rity: *Provided further*, That the Director of the United
9 States Secret Service may enter into an agreement to pro-
10 vide such protection on a fully reimbursable basis: *Pro-*
11 *vided further*, That none of the funds made available to
12 the United States Secret Service by this Act or by previous
13 appropriations Acts may be obligated for the purpose of
14 opening a new permanent domestic or overseas office or
15 location unless the Committees on Appropriations of the
16 Senate and the House of Representatives are notified 15
17 days in advance of such obligation: *Provided further*, That
18 for purposes of section 503(b) of this Act, \$15,000,000
19 or 10 percent, whichever is less, may be transferred be-
20 tween “Protection of Persons and Facilities” and “Domes-
21 tic Field Operations”.

22 ACQUISITION, CONSTRUCTION, IMPROVEMENTS, AND
23 RELATED EXPENSES

24 For necessary expenses for acquisition, construction,
25 repair, alteration, and improvement of physical and tech-

1 nological infrastructure, \$49,935,000; of which
2 \$5,380,000, to remain available until September 30, 2019,
3 shall be for acquisition, construction, improvement, and
4 maintenance of the James J. Rowley Training Center; and
5 of which \$44,555,000, to remain available until September
6 30, 2017, shall be for Information Integration and
7 Technology Transformation program execution.

8 TITLE III

9 PROTECTION, PREPAREDNESS, RESPONSE, AND 10 RECOVERY

11 NATIONAL PROTECTION AND PROGRAMS DIRECTORATE 12 MANAGEMENT AND ADMINISTRATION

13 For salaries and expenses of the Office of the Under
14 Secretary for the National Protection and Programs Di-
15 rectorate, support for operations, and information tech-
16 nology, \$64,565,000: *Provided*, That not to exceed \$3,825
17 shall be for official reception and representation expenses:
18 *Provided further*, That the President's budget submitted
19 under section 1105(a) of title 31, United States Code,
20 shall be detailed by office, and by program, project, and
21 activity level, for the National Protection and Programs
22 Directorate.

1 the total amount made available under this heading,
2 \$122,150,000 shall remain available until September 30,
3 2017.

4 OFFICE OF HEALTH AFFAIRS

5 For necessary expenses of the Office of Health Af-
6 fairs, \$124,618,000; of which \$26,148,000 is for salaries
7 and expenses and \$84,651,000 is for BioWatch oper-
8 ations: *Provided*, That of the amount made available under
9 this heading, \$13,819,000 shall remain available until
10 September 30, 2016, for biosurveillance, chemical defense,
11 medical and health planning and coordination, and work-
12 force health protection: *Provided further*, That not to ex-
13 ceed \$2,250 shall be for official reception and representa-
14 tion expenses.

15 FEDERAL EMERGENCY MANAGEMENT AGENCY

16 SALARIES AND EXPENSES

17 For necessary expenses of the Federal Emergency
18 Management Agency, \$935,720,000, including activities
19 authorized by the National Flood Insurance Act of 1968
20 (42 U.S.C. 4001 et seq.), the Robert T. Stafford Disaster
21 Relief and Emergency Assistance Act (42 U.S.C. 5121 et
22 seq.), the Cerro Grande Fire Assistance Act of 2000 (divi-
23 sion C, title I, 114 Stat. 583), the Earthquake Hazards
24 Reduction Act of 1977 (42 U.S.C. 7701 et seq.), the De-
25 fense Production Act of 1950 (50 U.S.C. App. 2061 et

1 seq.), sections 107 and 303 of the National Security Act
2 of 1947 (50 U.S.C. 404 and 405), Reorganization Plan
3 No. 3 of 1978 (5 U.S.C. App.), the National Dam Safety
4 Program Act (33 U.S.C. 467 et seq.), the Homeland Secu-
5 rity Act of 2002 (6 U.S.C. 101 et seq.), the Implementing
6 Recommendations of the 9/11 Commission Act of 2007
7 (Public Law 110–53), the Federal Fire Prevention and
8 Control Act of 1974 (15 U.S.C. 2201 et seq.), the Post-
9 Katrina Emergency Management Reform Act of 2006
10 (Public Law 109–295; 120 Stat. 1394), the Biggert-Wa-
11 ters Flood Insurance Reform Act of 2012 (Public Law
12 112–141, 126 Stat. 916), and the Homeowner Flood In-
13 surance Affordability Act of 2014 (Public Law 113–89):
14 *Provided*, That not to exceed \$2,250 shall be for official
15 reception and representation expenses: *Provided further*,
16 That of the total amount made available under this head-
17 ing, \$35,180,000 shall be for the Urban Search and Res-
18 cue Response System, of which none is available for Fed-
19 eral Emergency Management Agency administrative costs:
20 *Provided further*, That of the total amount made available
21 under this heading, \$33,862,000 shall remain available
22 until September 30, 2016, for capital improvements and
23 other expenses related to continuity of operations at the
24 Mount Weather Emergency Operations Center: *Provided*
25 *further*, That of the total amount made available,

1 \$3,400,000 shall be for the Office of National Capital Re-
2 gion Coordination: *Provided further*, That of the total
3 amount made available under this heading, not less than
4 \$4,000,000 shall remain available until September 30,
5 2016, for expenses related to modernization of automated
6 systems: *Provided further*, That the Administrator of the
7 Federal Emergency Management Agency, in consultation
8 with the Department of Homeland Security Chief Infor-
9 mation Officer, shall submit to the Committees on Appro-
10 priations of the Senate and the House of Representatives
11 an expenditure plan including results to date, plans for
12 the program, and a list of projects with associated funding
13 provided from prior appropriations and provided by this
14 Act for modernization of automated systems.

15 STATE AND LOCAL PROGRAMS

16 For grants, contracts, cooperative agreements, and
17 other activities, \$1,500,000,000, which shall be allocated
18 as follows:

19 (1) \$467,000,000 shall be for the State Home-
20 land Security Grant Program under section 2004 of
21 the Homeland Security Act of 2002 (6 U.S.C. 605),
22 of which not less than \$55,000,000 shall be for Op-
23 eration Stonegarden: *Provided*, That notwith-
24 standing subsection (c)(4) of such section 2004, for
25 fiscal year 2014, the Commonwealth of Puerto Rico

1 shall make available to local and tribal governments
2 amounts provided to the Commonwealth of Puerto
3 Rico under this paragraph in accordance with sub-
4 section (c)(1) of such section 2004.

5 (2) \$600,000,000 shall be for the Urban Area
6 Security Initiative under section 2003 of the Home-
7 land Security Act of 2002 (6 U.S.C. 604), of which
8 not less than \$13,000,000 shall be for organizations
9 (as described under section 501(c)(3) of the Internal
10 Revenue Code of 1986 and exempt from tax under
11 section 501(a) of such code) determined by the Sec-
12 retary of Homeland Security to be at high risk of a
13 terrorist attack.

14 (3) \$100,000,000 shall be for Public Transpor-
15 tation Security Assistance, Railroad Security Assist-
16 ance, and Over-the-Road Bus Security Assistance
17 under sections 1406, 1513, and 1532 of the Imple-
18 menting Recommendations of the 9/11 Commission
19 Act of 2007 (Public Law 110–53; 6 U.S.C. 1135,
20 1163, and 1182), of which not less than
21 \$10,000,000 shall be for Amtrak security: *Provided*,
22 That such public transportation security assistance
23 shall be provided directly to public transportation
24 agencies.

1 (4) \$100,000,000 shall be for Port Security
2 Grants in accordance with 46 U.S.C. 70107.

3 (5) \$233,000,000 shall be to sustain current
4 operations for training, exercises, technical assist-
5 ance, and other programs, of which \$162,991,000
6 shall be for training of State, local, and tribal emer-
7 gency response providers:

8 *Provided*, That for grants under paragraphs (1) through
9 (4), applications for grants shall be made available to eligi-
10 ble applicants not later than 60 days after the date of en-
11 actment of this Act, eligible applicants shall submit appli-
12 cations not later than 80 days after the grant announce-
13 ment, and the Administrator of the Federal Emergency
14 Management Agency shall act within 65 days after the re-
15 ceipt of an application: *Provided further*, That notwith-
16 standing section 2008(a)(11) of the Homeland Security
17 Act of 2002 (6 U.S.C. 609(a)(11)), or any other provision
18 of law, a grantee may not use more than 5 percent of the
19 amount of a grant made available under this heading for
20 expenses directly related to administration of the grant:
21 *Provided further*, That for grants under paragraphs (1)
22 and (2), the installation of communications towers is not
23 considered construction of a building or other physical fa-
24 cility: *Provided further*, That grantees shall provide re-
25 ports on their use of funds, as determined necessary by

1 the Secretary of Homeland Security: *Provided further*,
2 That notwithstanding section 509 of this Act the Adminis-
3 trator of the Federal Emergency Management Agency
4 may use the funds provided in paragraph (5) to acquire
5 real property for the purpose of establishing or appro-
6 priately extending the security buffer zones around Fed-
7 eral Emergency Management Agency training facilities.

8 FIREFIGHTER ASSISTANCE GRANTS

9 For grants for programs authorized by the Federal
10 Fire Prevention and Control Act of 1974 (15 U.S.C. 2201
11 et seq.), \$680,000,000, to remain available until Sep-
12 tember 30, 2016, of which \$340,000,000 shall be available
13 to carry out section 33 of that Act (15 U.S.C. 2229) and
14 \$340,000,000 shall be available to carry out section 34
15 of that Act (15 U.S.C. 2229a).

16 EMERGENCY MANAGEMENT PERFORMANCE GRANTS

17 For emergency management performance grants, as
18 authorized by the National Flood Insurance Act of 1968
19 (42 U.S.C. 4001 et seq.), the Robert T. Stafford Disaster
20 Relief and Emergency Assistance Act (42 U.S.C. 5121 et
21 seq.), the Earthquake Hazards Reduction Act of 1977 (42
22 U.S.C. 7701 et seq.), and Reorganization Plan No. 3 of
23 1978 (5 U.S.C. App.), \$350,000,000.

1 RADIOLOGICAL EMERGENCY PREPAREDNESS PROGRAM

2 The aggregate charges assessed during fiscal year
3 2015, as authorized in title III of the Departments of Vet-
4 erans Affairs and Housing and Urban Development, and
5 Independent Agencies Appropriations Act, 1999 (42
6 U.S.C. 5196e), shall not be less than 100 percent of the
7 amounts anticipated by the Department of Homeland Se-
8 curity necessary for its radiological emergency prepared-
9 ness program for the next fiscal year: *Provided*, That the
10 methodology for assessment and collection of fees shall be
11 fair and equitable and shall reflect costs of providing such
12 services, including administrative costs of collecting such
13 fees: *Provided further*, That fees received under this head-
14 ing shall be deposited in this account as offsetting collec-
15 tions and will become available for authorized purposes on
16 October 1, 2015, and remain available until expended.

17 UNITED STATES FIRE ADMINISTRATION

18 For necessary expenses of the United States Fire Ad-
19 ministration and for other purposes, as authorized by the
20 Federal Fire Prevention and Control Act of 1974 (15
21 U.S.C. 2201 et seq.) and the Homeland Security Act of
22 2002 (6 U.S.C. 101 et seq.), \$44,000,000.

DISASTER RELIEF FUND

(INCLUDING TRANSFER OF FUNDS)

1 For necessary expenses in carrying out the Robert
2 T. Stafford Disaster Relief and Emergency Assistance Act
3 (42 U.S.C. 5121 et seq.), \$7,033,464,494, to remain avail-
4 able until expended, of which \$24,000,000 shall be trans-
5 ferred to the Department of Homeland Security Office of
6 Inspector General for audits and investigations related to
7 disasters: *Provided*, That the Administrator of the Federal
8 Emergency Management Agency shall submit an expendi-
9 ture plan to the Committees on Appropriations of the Sen-
10 ate and the House of Representatives detailing the use of
11 the funds made available in this or any other Act for dis-
12 aster readiness and support not later than 60 days after
13 the date of enactment of this Act: *Provided further*, That
14 the Administrator of the Federal Emergency Management
15 Agency shall submit to such Committees a semiannual re-
16 port detailing obligations against the expenditure plan and
17 a justification for any changes from the initial plan: *Pro-*
18 *vided further*, That the Administrator of the Federal
19 Emergency Management Agency shall submit to the Com-
20 mittees on Appropriations of the Senate and the House
21 of Representatives the following reports, including a spe-
22 cific description of the methodology and the source data
23 used in developing such reports:
24
25

1 (1) An estimate of the following amounts shall
2 be submitted for the budget year at the time that
3 the President's budget proposal for fiscal year 2016
4 is submitted pursuant to section 1105(a) of title 31,
5 United States Code:

6 (A) The unobligated balance of funds to be
7 carried over from the prior fiscal year to the
8 budget year;

9 (B) The unobligated balance of funds to be
10 carried over from the budget year to the budget
11 year plus 1;

12 (C) The amount of obligations for non-cat-
13 astrophic events for the budget year;

14 (D) The amount of obligations for the
15 budget year for catastrophic events delineated
16 by event and by State;

17 (E) The total amount that has been pre-
18 viously obligated or will be required for cata-
19 strophic events delineated by event and by State
20 for all prior years, the current year, the budget
21 year, the budget year plus 1, the budget year
22 plus 2, and the budget year plus 3 and beyond;

23 (F) The amount of previously obligated
24 funds that will be recovered for the budget
25 year;

1 (G) The amount that will be required for
2 obligations for emergencies, as described in sec-
3 tion 102(1) of the Robert T. Stafford Disaster
4 Relief and Emergency Assistance Act (42
5 U.S.C. 5122(1)), major disasters, as described
6 in section 102(2) of the Robert T. Stafford Dis-
7 aster Relief and Emergency Assistance Act (42
8 U.S.C. 5122(2)), fire management assistance
9 grants, as described in section 420 of the Rob-
10 ert T. Stafford Disaster Relief and Emergency
11 Assistance Act (42 U.S.C. 5187), surge activi-
12 ties, and disaster readiness and support activi-
13 ties;

14 (H) The amount required for activities not
15 covered under section 251(b)(2)(D)(iii) of the
16 Balanced Budget and Emergency Deficit Con-
17 trol Act of 1985 (2 U.S.C. 901(b)(2)(D)(iii);
18 Public Law 99–177);

19 (2) An estimate or actual amounts, if available,
20 of the following for the current fiscal year shall be
21 submitted not later than the fifth day of each
22 month, and shall be published by the Administrator
23 on the Agency’s Web site not later than the fifth day
24 of each month:

1 (A) A summary of the amount of appro-
2 priations made available by source, the trans-
3 fers executed, the previously allocated funds re-
4 covered, and the commitments, allocations, and
5 obligations made;

6 (B) A table of disaster relief activity delin-
7 eated by month, including—

8 (i) the beginning and ending balances;

9 (ii) the total obligations to include
10 amounts obligated for fire assistance,
11 emergencies, surge, and disaster support
12 activities;

13 (iii) the obligations for catastrophic
14 events delineated by event and by State;
15 and

16 (iv) the amount of previously obli-
17 gated funds that are recovered;

18 (C) A summary of allocations, obligations,
19 and expenditures for catastrophic events delin-
20 eated by event;

21 (D) In addition, for a disaster declaration
22 related to Hurricane Sandy, the cost of the fol-
23 lowing categories of spending: public assistance,
24 individual assistance, mitigation, administrative,
25 operations, and any other relevant category (in-

1 including emergency measures and disaster re-
2 sources); and

3 (E) The date on which funds appropriated
4 will be exhausted:

5 *Provided further*, That the Administrator shall publish on
6 the Agency's Web site not later than 5 days after an
7 award of a public assistance grant under section 406 of
8 the Robert T. Stafford Disaster Relief and Emergency As-
9 sistance Act (42 U.S.C. 5172) the specifics of the grant
10 award: *Provided further*, That for any mission assignment
11 or mission assignment task order to another Federal de-
12 partment or agency regarding a major disaster, not later
13 than 5 days after the issuance of the mission assignment
14 or task order, the Administrator shall publish on the
15 Agency's Web site the following: the name of the impacted
16 State and the disaster declaration for such State, the as-
17 signed agency, the assistance requested, a description of
18 the disaster, the total cost estimate, and the amount obli-
19 gated: *Provided further*, That not later than 10 days after
20 the last day of each month until the mission assignment
21 or task order is completed and closed out, the Adminis-
22 trator shall update any changes to the total cost estimate
23 and the amount obligated: *Provided further*, That, of the
24 amount provided under this heading, \$6,437,792,622 shall
25 be for major disasters declared pursuant to the Robert T.

1 Stafford Disaster Relief and Emergency Assistance Act
2 (42 U.S.C. 5121 et seq.): *Provided further*, That the
3 amount in the preceding proviso is designated by the Con-
4 gress as being for disaster relief pursuant to section
5 251(b)(2)(D) of the Balanced Budget and Emergency
6 Deficit Control Act of 1985.

7 FLOOD HAZARD MAPPING AND RISK ANALYSIS PROGRAM
8 For necessary expenses, including administrative
9 costs, under section 1360 of the National Flood Insurance
10 Act of 1968 (42 U.S.C. 4101), and under sections
11 100215, 100216, 100226, 100230, and 100246 of the
12 Biggert-Waters Flood Insurance Reform Act of 2012,
13 (Public Law 112–141, 126 Stat. 916), \$100,000,000, and
14 such additional sums as may be provided by State and
15 local governments or other political subdivisions for cost-
16 shared mapping activities under section 1360(f)(2) of such
17 Act (42 U.S.C. 4101(f)(2)), to remain available until ex-
18 pended.

19 NATIONAL FLOOD INSURANCE FUND

20 For activities under the National Flood Insurance
21 Act of 1968 (42 U.S.C. 4001 et seq.), the Flood Disaster
22 Protection Act of 1973 (42 U.S.C. 4001 et seq.), the
23 Biggert-Waters Flood Insurance Reform Act of 2012
24 (subtitle A of title II of division F of Public Law 112–
25 141; 126 Stat. 916), and the Homeowner Flood Insurance

1 Affordability Act of 2014 (Public Law 113–89; 128 Stat.
2 1020), \$179,294,000, which shall remain available until
3 September 30, 2016, and shall be derived from offsetting
4 amounts collected under section 1038(d) of the National
5 Flood Insurance Act of 1968 (42 U.S.C 4015(d)); which
6 is available for salaries and expenses associated with flood
7 mitigation and flood insurance operations; and floodplain
8 management and additional amounts for flood mapping:
9 *Provided*, That of such amount, \$23,759,000 shall be
10 available for salaries and expenses associated with flood
11 mitigation and flood insurance operations and
12 \$155,535,000 shall be available for flood plain manage-
13 ment and flood mapping: *Provided further*, That any addi-
14 tional fees collected pursuant to section 1308(d) of the
15 National Flood Insurance Act of 1968 (42 U.S.C.
16 4015(d)) shall be credited as an offsetting collection to
17 this account, to be available for flood plain management
18 and flood mapping: *Provided further*, That in fiscal year
19 2015, no funds shall be available from the National Flood
20 Insurance Fund under section 1310 of the National Flood
21 Insurance Act of 1968 (42 U.S.C. 4017) in excess of:
22 (1) \$136,000,000 for operating expenses;
23 (2) \$1,139,000,000 for commissions and taxes
24 of agents;

1 (3) such sums as are necessary for interest on
2 Treasury borrowings;

3 (4) \$150,000,000, which shall remain available
4 until expended, for flood mitigation actions and for
5 flood mitigation assistance under section 1366 of the
6 National Flood Insurance Act of 1968 (42 U.S.C.
7 4104c), notwithstanding sections 1366(e) and
8 1310(a)(7) of such Act (42 U.S.C. 4104c(e), 4017):
9 *Provided further*, That the amounts collected under section
10 102 of the Flood Disaster Protection Act of 1973 (42
11 U.S.C. 4012a) and section 1366(e) of the National Flood
12 Insurance Act of 1968 shall be deposited in the National
13 Flood Insurance Fund to supplement other amounts speci-
14 fied as available for section 1366 of the National Flood
15 Insurance Act of 1968, notwithstanding section 102(f)(8),
16 section 1366(e), and paragraphs (1) through (3) of section
17 1367(b) of such Act (42 U.S.C. 4012a(f)(8), 4104c(e),
18 4104d(b)(1)–(3)): *Provided further*, That total administra-
19 tive costs shall not exceed 4 percent of the total appropria-
20 tion: *Provided further*, That \$5,000,000 is available to
21 carry out section 24 of the Homeowner Flood Insurance
22 Affordability Act of 2014 (42 U.S.C. 4033).

23 NATIONAL PREDISASTER MITIGATION FUND

24 For the predisaster mitigation grant program under
25 section 203 of the Robert T. Stafford Disaster Relief and

1 Emergency Assistance Act (42 U.S.C. 5133),
2 \$25,000,000, to remain available until expended.

3 EMERGENCY FOOD AND SHELTER

4 To carry out the emergency food and shelter program
5 pursuant to title III of the McKinney-Vento Homeless As-
6 sistance Act (42 U.S.C. 11331 et seq.), \$100,000,000, to
7 remain available until expended: *Provided*, That total ad-
8 ministrative costs shall not exceed 3.5 percent of the total
9 amount made available under this heading: *Provided fur-*
10 *ther*, That the Administrator of the Federal Emergency
11 Management Agency may transfer funds appropriated
12 under this heading to “Department of Housing and Urban
13 Development—Homeless Assistance Grants”: *Provided*
14 *further*, That, if funds are transferred pursuant to the pre-
15 vious proviso, notwithstanding the references to the Ad-
16 ministrator in 42 U.S.C. 11331 through 11335 and
17 11341, the Secretary of Housing and Urban Development
18 shall carry out the functions of the Administrator with re-
19 spect to the Emergency Food and Shelter Program, in-
20 cluding with respect to the National Board.

1 TITLE IV
2 RESEARCH AND DEVELOPMENT, TRAINING,
3 AND SERVICES
4 UNITED STATES CITIZENSHIP AND IMMIGRATION
5 SERVICES

6 For necessary expenses for citizenship and immigra-
7 tion services, \$124,435,000 for the E-Verify Program, as
8 described in section 403(a) of the Illegal Immigration Re-
9 form and Immigrant Responsibility Act of 1996 (8 U.S.C.
10 1324a note), to assist United States employers with main-
11 taining a legal workforce: *Provided*, That, notwithstanding
12 any other provision of law, funds otherwise made available
13 to United States Citizenship and Immigration Services
14 may be used to acquire, operate, equip, and dispose of up
15 to 5 vehicles, for replacement only, for areas where the
16 Administrator of General Services does not provide vehi-
17 cles for lease: *Provided further*, That the Director of
18 United States Citizenship and Immigration Services may
19 authorize employees who are assigned to those areas to
20 use such vehicles to travel between the employees' resi-
21 dences and places of employment.

22 FEDERAL LAW ENFORCEMENT TRAINING CENTER
23 SALARIES AND EXPENSES

24 For necessary expenses of the Federal Law Enforce-
25 ment Training Center, including materials and support

1 costs of Federal law enforcement basic training; the pur-
2 chase of not to exceed 117 vehicles for police-type use and
3 hire of passenger motor vehicles; expenses for student ath-
4 letic and related activities; the conduct of and participa-
5 tion in firearms matches and presentation of awards; pub-
6 lic awareness and enhancement of community support of
7 law enforcement training; room and board for student in-
8 terns; a flat monthly reimbursement to employees author-
9 ized to use personal mobile phones for official duties; and
10 services as authorized by section 3109 of title 5, United
11 States Code; \$230,797,000; of which up to \$54,154,000
12 shall remain available until September 30, 2016, for mate-
13 rials and support costs of Federal law enforcement basic
14 training; of which \$300,000 shall remain available until
15 expended to be distributed to Federal law enforcement
16 agencies for expenses incurred participating in training ac-
17 creditation; and of which not to exceed \$9,180 shall be
18 for official reception and representation expenses: *Pro-*
19 *vided*, That the Center is authorized to obligate funds in
20 anticipation of reimbursements from agencies receiving
21 training sponsored by the Center, except that total obliga-
22 tions at the end of the fiscal year shall not exceed total
23 budgetary resources available at the end of the fiscal year:
24 *Provided further*, That section 1202(a) of Public Law
25 107–206 (42 U.S.C. 3771 note), as amended under this

1 heading in division F of Public Law 113–76, is further
2 amended by striking “December 31, 2016” and inserting
3 “December 31, 2017”: *Provided further*, That the Director
4 of the Federal Law Enforcement Training Center shall
5 schedule basic or advanced law enforcement training, or
6 both, at all four training facilities under the control of the
7 Federal Law Enforcement Training Center to ensure that
8 such training facilities are operated at the highest capacity
9 throughout the fiscal year: *Provided further*, That the Fed-
10 eral Law Enforcement Training Accreditation Board, in-
11 cluding representatives from the Federal law enforcement
12 community and non-Federal accreditation experts involved
13 in law enforcement training, shall lead the Federal law
14 enforcement training accreditation process to continue the
15 implementation of measuring and assessing the quality
16 and effectiveness of Federal law enforcement training pro-
17 grams, facilities, and instructors.

18 ACQUISITIONS, CONSTRUCTION, IMPROVEMENTS, AND

19 RELATED EXPENSES

20 For acquisition of necessary additional real property
21 and facilities, construction, and ongoing maintenance, fa-
22 cility improvements, and related expenses of the Federal
23 Law Enforcement Training Center, \$27,841,000, to re-
24 main available until September 30, 2019: *Provided*, That
25 the Center is authorized to accept reimbursement to this

1 appropriation from government agencies requesting the
2 construction of special use facilities.

3 SCIENCE AND TECHNOLOGY

4 MANAGEMENT AND ADMINISTRATION

5 For salaries and expenses of the Office of the Under
6 Secretary for Science and Technology and for manage-
7 ment and administration of programs and activities, as
8 authorized by title III of the Homeland Security Act of
9 2002 (6 U.S.C. 181 et seq.), \$129,555,000: *Provided*,
10 That not to exceed \$7,650 shall be for official reception
11 and representation expenses.

12 RESEARCH, DEVELOPMENT, ACQUISITION, AND

13 OPERATIONS

14 For necessary expenses for science and technology re-
15 search, including advanced research projects, development,
16 test and evaluation, acquisition, and operations as author-
17 ized by title III of the Homeland Security Act of 2002
18 (6 U.S.C. 181 et seq.), and the purchase or lease of not
19 to exceed 5 vehicles, \$941,935,000; of which
20 \$506,755,000 shall remain available until September 30,
21 2017; and of which \$435,180,000 shall remain available
22 until September 30, 2019, solely for operation and con-
23 struction of laboratory facilities: *Provided*, That of the
24 funds provided for the operation and construction of lab-
25 oratory facilities under this heading, \$300,000,000 shall

1 be for construction of the National Bio- and Agro-defense
2 Facility.

3 DOMESTIC NUCLEAR DETECTION OFFICE

4 MANAGEMENT AND ADMINISTRATION

5 For salaries and expenses of the Domestic Nuclear
6 Detection Office, as authorized by title XIX of the Home-
7 land Security Act of 2002 (6 U.S.C. 591 et seq.), for man-
8 agement and administration of programs and activities,
9 \$37,339,000: *Provided*, That not to exceed \$2,250 shall
10 be for official reception and representation expenses.

11 RESEARCH, DEVELOPMENT, AND OPERATIONS

12 For necessary expenses for radiological and nuclear
13 research, development, testing, evaluation, and operations,
14 \$196,400,000, to remain available until September 30,
15 2017.

16 SYSTEMS ACQUISITION

17 For expenses for the Domestic Nuclear Detection Of-
18 fice acquisition and deployment of radiological detection
19 systems in accordance with the global nuclear detection
20 architecture, \$72,603,000, to remain available until Sep-
21 tember 30, 2017.

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TITLE V

GENERAL PROVISIONS

(INCLUDING RESCISSIONS OF FUNDS)

SEC. 501. No part of any appropriation contained in this Act shall remain available for obligation beyond the current fiscal year unless expressly so provided herein.

SEC. 502. Subject to the requirements of section 503 of this Act, the unexpended balances of prior appropriations provided for activities in this Act may be transferred to appropriation accounts for such activities established pursuant to this Act, may be merged with funds in the applicable established accounts, and thereafter may be accounted for as one fund for the same time period as originally enacted.

SEC. 503. (a) None of the funds provided by this Act, provided by previous appropriations Acts to the agencies in or transferred to the Department of Homeland Security that remain available for obligation or expenditure in fiscal year 2015, or provided from any accounts in the Treasury of the United States derived by the collection of fees available to the agencies funded by this Act, shall be available for obligation or expenditure through a reprogramming of funds that:

- (1) creates a new program, project, or activity;

1 (2) eliminates a program, project, office, or ac-
2 tivity;

3 (3) increases funds for any program, project, or
4 activity for which funds have been denied or re-
5 stricted by the Congress;

6 (4) proposes to use funds directed for a specific
7 activity by either of the Committees on Appropria-
8 tions of the Senate or the House of Representatives
9 for a different purpose; or

10 (5) contracts out any function or activity for
11 which funding levels were requested for Federal full-
12 time equivalents in the object classification tables
13 contained in the fiscal year 2015 Budget Appendix
14 for the Department of Homeland Security, as modi-
15 fied by the report accompanying this Act, unless the
16 Committees on Appropriations of the Senate and the
17 House of Representatives are notified 15 days in ad-
18 vance of such reprogramming of funds.

19 (b) None of the funds provided by this Act, provided
20 by previous appropriations Acts to the agencies in or
21 transferred to the Department of Homeland Security that
22 remain available for obligation or expenditure in fiscal
23 year 2015, or provided from any accounts in the Treasury
24 of the United States derived by the collection of fees or
25 proceeds available to the agencies funded by this Act, shall

1 be available for obligation or expenditure for programs,
2 projects, or activities through a reprogramming of funds
3 in excess of \$5,000,000 or 10 percent, whichever is less,
4 that:

5 (1) augments existing programs, projects, or ac-
6 tivities;

7 (2) reduces by 10 percent funding for any exist-
8 ing program, project, or activity;

9 (3) reduces by 10 percent the numbers of per-
10 sonnel approved by the Congress; or

11 (4) results from any general savings from a re-
12 duction in personnel that would result in a change
13 in existing programs, projects, or activities as ap-
14 proved by the Congress, unless the Committees on
15 Appropriations of the Senate and the House of Rep-
16 resentatives are notified 15 days in advance of such
17 reprogramming of funds.

18 (c) Not to exceed 5 percent of any appropriation
19 made available for the current fiscal year for the Depart-
20 ment of Homeland Security by this Act or provided by
21 previous appropriations Acts may be transferred between
22 such appropriations, but no such appropriation, except as
23 otherwise specifically provided, shall be increased by more
24 than 10 percent by such transfers: *Provided*, That any
25 transfer under this section shall be treated as a re-

1 programming of funds under subsection (b) and shall not
2 be available for obligation unless the Committees on Ap-
3 propriations of the Senate and the House of Representa-
4 tives are notified 15 days in advance of such transfer.

5 (d) Notwithstanding subsections (a), (b), and (c) of
6 this section, no funds shall be reprogrammed within or
7 transferred between appropriations based upon an initial
8 notification provided after June 30, except in extraor-
9 dinary circumstances that imminently threaten the safety
10 of human life or the protection of property.

11 (e) The notification thresholds and procedures set
12 forth in this section shall apply to any use of deobligated
13 balances of funds provided in previous Department of
14 Homeland Security Appropriations Acts.

15 SEC. 504. The Department of Homeland Security
16 Working Capital Fund, established pursuant to section
17 403 of Public Law 103–356 (31 U.S.C. 501 note), shall
18 continue operations as a permanent working capital fund
19 for fiscal year 2015: *Provided*, That none of the funds ap-
20 propriated or otherwise made available to the Department
21 of Homeland Security may be used to make payments to
22 the Working Capital Fund, except for the activities and
23 amounts allowed in the President’s fiscal year 2015 budg-
24 et: *Provided further*, That funds provided to the Working
25 Capital Fund shall be available for obligation until ex-

1 pended to carry out the purposes of the Working Capital
2 Fund: *Provided further*, That all departmental components
3 shall be charged only for direct usage of each Working
4 Capital Fund service: *Provided further*, That funds pro-
5 vided to the Working Capital Fund shall be used only for
6 purposes consistent with the contributing component: *Pro-*
7 *vided further*, That the Working Capital Fund shall be
8 paid in advance or reimbursed at rates which will return
9 the full cost of each service: *Provided further*, That the
10 Committees on Appropriations of the Senate and House
11 of Representatives shall be notified of any activity added
12 to or removed from the fund: *Provided further*, That the
13 Chief Financial Officer of the Department of Homeland
14 Security shall submit a quarterly execution report with ac-
15 tivity level detail, not later than 30 days after the end of
16 each quarter.

17 SEC. 505. Except as otherwise specifically provided
18 by law, not to exceed 50 percent of unobligated balances
19 remaining available at the end of fiscal year 2015, as re-
20 corded in the financial records at the time of a reprogram-
21 ming request, but not later than June 30, 2016, from ap-
22 propriations for salaries and expenses for fiscal year 2015
23 in this Act shall remain available through September 30,
24 2016, in the account and for the purposes for which the
25 appropriations were provided: *Provided*, That prior to the

1 obligation of such funds, a request shall be submitted to
2 the Committees on Appropriations of the Senate and the
3 House of Representatives for approval in accordance with
4 section 503 of this Act.

5 SEC. 506. Funds made available by this Act for intel-
6 ligence activities are deemed to be specifically authorized
7 by the Congress for purposes of section 504 of the Na-
8 tional Security Act of 1947 (50 U.S.C. 414) during fiscal
9 year 2015 until the enactment of an Act authorizing intel-
10 ligence activities for fiscal year 2015.

11 SEC. 507. (a) Except as provided in subsections (b)
12 and (c), none of the funds made available by this Act may
13 be used to—

14 (1) make or award a grant allocation, grant,
15 contract, other transaction agreement, or task or de-
16 livery order on a Department of Homeland Security
17 multiple award contract, or to issue a letter of in-
18 tent, totaling in excess of \$1,000,000;

19 (2) award a task or delivery order requiring an
20 obligation of funds in an amount greater than
21 \$10,000,000 from multi-year Department of Home-
22 land Security funds;

23 (3) make a sole-source grant award; or

24 (4) announce publicly the intention to make or
25 award items under paragraph (1), (2), or (3) includ-

1 ing a contract covered by the Federal Acquisition
2 Regulation.

3 (b) The Secretary of Homeland Security may waive
4 the prohibition under subsection (a) if the Secretary noti-
5 fies the Committees on Appropriations of the Senate and
6 the House of Representatives at least 3 full business days
7 in advance of making an award or issuing a letter as de-
8 scribed in that subsection.

9 (c) If the Secretary of Homeland Security determines
10 that compliance with this section would pose a substantial
11 risk to human life, health, or safety, an award may be
12 made without notification, and the Secretary shall notify
13 the Committees on Appropriations of the Senate and the
14 House of Representatives not later than 5 full business
15 days after such an award is made or letter issued.

16 (d) A notification under this section—

17 (1) may not involve funds that are not available
18 for obligation; and

19 (2) shall include the amount of the award; the
20 fiscal year for which the funds for the award were
21 appropriated; the type of contract; and the account
22 from which the funds are being drawn.

23 (e) The Administrator of the Federal Emergency
24 Management Agency shall brief the Committees on Appro-
25 priations of the Senate and the House of Representatives

1 5 full business days in advance of announcing publicly the
2 intention of making an award under “State and Local
3 Programs”.

4 SEC. 508. Notwithstanding any other provision of
5 law, no agency shall purchase, construct, or lease any ad-
6 ditional facilities, except within or contiguous to existing
7 locations, to be used for the purpose of conducting Federal
8 law enforcement training without the advance approval of
9 the Committees on Appropriations of the Senate and the
10 House of Representatives, except that the Federal Law
11 Enforcement Training Center is authorized to obtain the
12 temporary use of additional facilities by lease, contract,
13 or other agreement for training that cannot be accommo-
14 dated in existing Center facilities.

15 SEC. 509. None of the funds appropriated or other-
16 wise made available by this Act may be used for expenses
17 for any construction, repair, alteration, or acquisition
18 project for which a prospectus otherwise required under
19 chapter 33 of title 40, United States Code, has not been
20 approved, except that necessary funds may be expended
21 for each project for required expenses for the development
22 of a proposed prospectus.

23 SEC. 510. (a) Sections 520, 522, and 530 of the De-
24 partment of Homeland Security Appropriations Act, 2008
25 (division E of Public Law 110–161; 121 Stat. 2073 and

1 2074) shall apply with respect to funds made available in
2 this Act in the same manner as such sections applied to
3 funds made available in that Act.

4 (b) The third proviso of section 537 of the Depart-
5 ment of Homeland Security Appropriations Act, 2006 (6
6 U.S.C. 114), shall not apply with respect to funds made
7 available in this Act.

8 SEC. 511. None of the funds made available in this
9 Act may be used in contravention of the applicable provi-
10 sions of the Buy American Act. For purposes of the pre-
11 ceding sentence, the term “Buy American Act” means
12 chapter 83 of title 41, United States Code.

13 SEC. 512. None of the funds made available in this
14 Act may be used to amend the oath of allegiance required
15 by section 337 of the Immigration and Nationality Act
16 (8 U.S.C. 1448).

17 SEC. 513. Within 30 days after the end of each
18 month, the Chief Financial Officer of the Department of
19 Homeland Security shall submit to the Committees on Ap-
20 propriations of the Senate and the House of Representa-
21 tives a monthly budget and staffing report for that month
22 that includes total obligations, on-board versus funded
23 full-time equivalent staffing levels, and the number of con-
24 tract employees for each office of the Department.

1 SEC. 514. Except as provided in section 44945 of title
2 49, United States Code, funds appropriated or transferred
3 to Transportation Security Administration “Aviation Se-
4 curity”, “Administration”, and “Transportation Security
5 Support” for fiscal years 2004 and 2005 that are recov-
6 ered or deobligated shall be available only for the procure-
7 ment or installation of explosives detection systems, air
8 cargo, baggage, and checkpoint screening systems, subject
9 to notification: *Provided*, That semiannual reports shall be
10 submitted to the Committees on Appropriations of the
11 Senate and the House of Representatives on any funds
12 that are recovered or deobligated.

13 SEC. 515. None of the funds appropriated by this Act
14 may be used to process or approve a competition under
15 Office of Management and Budget Circular A-76 for serv-
16 ices provided by employees (including employees serving
17 on a temporary or term basis) of United States Citizen-
18 ship and Immigration Services of the Department of
19 Homeland Security who are known as Immigration Infor-
20 mation Officers, Contact Representatives, Investigative
21 Assistants, or Immigration Services Officers.

22 SEC. 516. Any funds appropriated to “Coast Guard
23 Acquisition, Construction, and Improvements” for fiscal
24 years 2002, 2003, 2004, 2005, and 2006 for the 110-
25 123 foot patrol boat conversion that are recovered, col-

1 lected, or otherwise received as the result of negotiation,
2 mediation, or litigation, shall be available until expended
3 for the Fast Response Cutter program.

4 SEC. 517. The functions of the Federal Law Enforce-
5 ment Training Center instructor staff shall hereafter be
6 classified as inherently governmental for the purpose of
7 the Federal Activities Inventory Reform Act of 1998 (31
8 U.S.C. 501 note).

9 SEC. 518. (a) The Secretary of Homeland Security
10 shall submit a report not later than October 15, 2015,
11 to the Office of Inspector General of the Department of
12 Homeland Security listing all grants and contracts award-
13 ed by any means other than full and open competition dur-
14 ing fiscal year 2015.

15 (b) The Inspector General shall review the report re-
16 quired by subsection (a) to assess Departmental compli-
17 ance with applicable laws and regulations and report the
18 results of that review to the Committees on Appropriations
19 of the Senate and the House of Representatives not later
20 than February 15, 2016.

21 SEC. 519. None of the funds provided or otherwise
22 made available in this Act shall be available to carry out
23 section 872 of the Homeland Security Act of 2002 (6
24 U.S.C. 452).

1 SEC. 520. Funds made available in this Act may be
2 used to alter operations within the Civil Engineering Pro-
3 gram of the Coast Guard nationwide, including civil engi-
4 neering units, facilities design and construction centers,
5 maintenance and logistics commands, and the Coast
6 Guard Academy, except that none of the funds provided
7 in this Act may be used to reduce operations within any
8 Civil Engineering Unit unless specifically authorized by a
9 statute enacted after the date of enactment of this Act.

10 SEC. 521. None of the funds made available in this
11 Act may be used by United States Citizenship and Immi-
12 gration Services to grant an immigration benefit unless
13 the results of background checks required by law to be
14 completed prior to the granting of the benefit have been
15 received by United States Citizenship and Immigration
16 Services, and the results do not preclude the granting of
17 the benefit.

18 SEC. 522. Section 831 of the Homeland Security Act
19 of 2002 (6 U.S.C. 391) is amended—

20 (1) in subsection (a), by striking “Until Sep-
21 tember 30, 2014,” and inserting “Until September
22 30, 2015,”;

23 (2) in subsection (c)(1), by striking “September
24 30, 2014,” and inserting “September 30, 2015,”.

1 SEC. 523. The Secretary of Homeland Security shall
2 require that all contracts of the Department of Homeland
3 Security that provide award fees link such fees to success-
4 ful acquisition outcomes (which outcomes shall be speci-
5 fied in terms of cost, schedule, and performance).

6 SEC. 524. Notwithstanding any other provision of
7 law, none of the funds provided in this or any other Act
8 shall be used to approve a waiver of the navigation and
9 vessel-inspection laws pursuant to 46 U.S.C. 501(b) for
10 the transportation of crude oil distributed from the Stra-
11 tegic Petroleum Reserve until the Secretary of Homeland
12 Security, after consultation with the Secretaries of the De-
13 partments of Energy and Transportation and representa-
14 tives from the United States flag maritime industry, takes
15 adequate measures to ensure the use of United States flag
16 vessels: *Provided*, That the Secretary shall notify the Com-
17 mittees on Appropriations of the Senate and the House
18 of Representatives, the Committee on Commerce, Science,
19 and Transportation of the Senate, and the Committee on
20 Transportation and Infrastructure of the House of Rep-
21 resentatives within 2 business days of any request for
22 waivers of navigation and vessel-inspection laws pursuant
23 to 46 U.S.C. 501(b).

24 SEC. 525. None of the funds made available in this
25 Act for U.S. Customs and Border Protection may be used

1 to prevent an individual not in the business of importing
2 a prescription drug (within the meaning of section 801(g)
3 of the Federal Food, Drug, and Cosmetic Act) from im-
4 porting a prescription drug from Canada that complies
5 with the Federal Food, Drug, and Cosmetic Act: *Provided*,
6 That this section shall apply only to individuals trans-
7 porting on their person a personal-use quantity of the pre-
8 scription drug, not to exceed a 90-day supply: *Provided*
9 *further*, That the prescription drug may not be—

10 (1) a controlled substance, as defined in section
11 102 of the Controlled Substances Act (21 U.S.C.
12 802); or

13 (2) a biological product, as defined in section
14 351 of the Public Health Service Act (42 U.S.C.
15 262).

16 SEC. 526. None of the funds in this Act shall be used
17 to reduce the United States Coast Guard's Operations
18 Systems Center mission or its government-employed or
19 contract staff levels.

20 SEC. 527. The Secretary of Homeland Security, in
21 consultation with the Secretary of the Treasury, shall no-
22 tify the Committees on Appropriations of the Senate and
23 the House of Representatives of any proposed transfers
24 of funds available under section 9703.1(g)(4)(B) of title
25 31, United States Code (as added by Public Law 102–

1 393) from the Department of the Treasury Forfeiture
2 Fund to any agency within the Department of Homeland
3 Security: *Provided*, That none of the funds identified for
4 such a transfer may be obligated until the Committees on
5 Appropriations of the Senate and the House of Represent-
6 atives approve the proposed transfers.

7 SEC. 528. None of the funds made available in this
8 Act may be used for planning, testing, piloting, or devel-
9 oping a national identification card.

10 SEC. 529. None of the funds appropriated by this Act
11 may be used to conduct, or to implement the results of,
12 a competition under Office of Management and Budget
13 Circular A-76 for activities performed with respect to the
14 Coast Guard National Vessel Documentation Center.

15 SEC. 530. (a) Notwithstanding any other provision
16 of this Act, except as provided in subsection (b), and 30
17 days after the date on which the President determines
18 whether to declare a major disaster because of an event
19 and any appeal is completed, the Administrator shall pub-
20 lish on the Web site of the Federal Emergency Manage-
21 ment Agency a report regarding that decision that shall
22 summarize damage assessment information used to deter-
23 mine whether to declare a major disaster.

1 (b) The Administrator may redact from a report
2 under subsection (a) any data that the Administrator de-
3 termines would compromise national security.

4 (c) In this section—

5 (1) the term “Administrator” means the Ad-
6 ministrator of the Federal Emergency Management
7 Agency; and

8 (2) the term “major disaster” has the meaning
9 given that term in section 102 of the Robert T.
10 Stafford Disaster Relief and Emergency Assistance
11 Act (42 U.S.C. 5122).

12 SEC. 531. Any official that is required by this Act
13 to report or to certify to the Committees on Appropria-
14 tions of the Senate and the House of Representatives may
15 not delegate such authority to perform that act unless spe-
16 cifically authorized herein.

17 SEC. 532. Section 550(b) of the Department of
18 Homeland Security Appropriations Act, 2007 (Public Law
19 109–295; 6 U.S.C. 121 note), as amended by section 536
20 of the Department of Homeland Security Appropriations
21 Act, 2014 (Public Law 113–76), is further amended by
22 striking “on October 4, 2014” and inserting “on October
23 4, 2015”.

24 SEC. 533. None of the funds appropriated or other-
25 wise made available in this Act may be used to transfer,

1 release, or assist in the transfer or release to or within
2 the United States, its territories, or possessions Khalid
3 Sheikh Mohammed or any other detainee who—

4 (1) is not a United States citizen or a member
5 of the Armed Forces of the United States; and

6 (2) is or was held on or after June 24, 2009,
7 at the United States Naval Station, Guantanamo
8 Bay, Cuba, by the Department of Defense.

9 SEC. 534. None of the funds made available in this
10 Act may be used for first-class travel by the employees
11 of agencies funded by this Act in contravention of sections
12 301–10.122 through 301.10–124 of title 41, Code of Fed-
13 eral Regulations.

14 SEC. 535. None of the funds made available in this
15 Act may be used to employ workers described in section
16 274A(h)(3) of the Immigration and Nationality Act (8
17 U.S.C. 1324a(h)(3)).

18 SEC. 536. (a) Any company that collects or retains
19 personal information directly from any individual who par-
20 ticipates in the Registered Traveler or successor program
21 of the Transportation Security Administration shall here-
22 after safeguard and dispose of such information in accord-
23 ance with the requirements in—

24 (1) the National Institute for Standards and
25 Technology Special Publication 800–30, entitled

1 “Risk Management Guide for Information Tech-
2 nology Systems”;

3 (2) the National Institute for Standards and
4 Technology Special Publication 800–53, Revision 3,
5 entitled “Recommended Security Controls for Fed-
6 eral Information Systems and Organizations”; and

7 (3) any supplemental standards established by
8 the Administrator of the Transportation Security
9 Administration (referred to in this section as the
10 “Administrator”).

11 (b) The airport authority or air carrier operator that
12 sponsors the company under the Registered Traveler pro-
13 gram shall hereafter be known as the “Sponsoring Enti-
14 ty”.

15 (c) The Administrator shall hereafter require any
16 company covered by subsection (a) to provide, not later
17 than 30 days after the date of enactment of this Act, to
18 the Sponsoring Entity written certification that the proce-
19 dures used by the company to safeguard and dispose of
20 information are in compliance with the requirements
21 under subsection (a). Such certification shall include a de-
22 scription of the procedures used by the company to comply
23 with such requirements.

24 SEC. 537. Notwithstanding any other provision of
25 this Act, none of the funds appropriated or otherwise

1 made available by this Act may be used to pay award or
2 incentive fees for contractor performance that has been
3 judged to be below satisfactory performance or perform-
4 ance that does not meet the basic requirements of a con-
5 tract.

6 SEC. 538. In developing any process to screen avia-
7 tion passengers and crews for transportation or national
8 security purposes, the Secretary of Homeland Security
9 shall ensure that all such processes take into consideration
10 such passengers' and crews' privacy and civil liberties con-
11 sistent with applicable laws, regulations, and guidance.

12 SEC. 539. (a) Notwithstanding section 1356(n) of
13 title 8, United States Code, of the funds deposited into
14 the Immigration Examinations Fee Account, \$10,000,000
15 may be allocated by United States Citizenship and Immi-
16 gration Services in fiscal year 2015 for the purpose of pro-
17 viding an immigrant integration grants program.

18 (b) None of the funds made available to United
19 States Citizenship and Immigration Services for grants for
20 immigrant integration may be used to provide services to
21 aliens who have not been lawfully admitted for permanent
22 residence.

23 SEC. 540. For an additional amount for the "Office
24 of the Under Secretary for Management", \$48,600,000,
25 to remain available until expended, for necessary expenses

1 to plan, acquire, design, construct, renovate, remediate,
2 equip, furnish, improve infrastructure, and occupy build-
3 ings and facilities for the department headquarters con-
4 solidation project and associated mission support consoli-
5 dation: *Provided*, That the Committees on Appropriations
6 of the Senate and the House of Representatives shall re-
7 ceive an expenditure plan not later than 90 days after the
8 date of enactment of the Act detailing the allocation of
9 these funds.

10 SEC. 541. None of the funds appropriated or other-
11 wise made available by this Act may be used by the De-
12 partment of Homeland Security to enter into any Federal
13 contract unless such contract is entered into in accordance
14 with the requirements of subtitle I of title 41, United
15 States Code, or chapter 137 of title 10, United States
16 Code, and the Federal Acquisition Regulation, unless such
17 contract is otherwise authorized by statute to be entered
18 into without regard to the above referenced statutes.

19 SEC. 542. (a) For an additional amount for financial
20 systems modernization, \$39,500,000.

21 (b) Funds made available in subsection (a) for finan-
22 cial systems modernization may be transferred by the Sec-
23 retary of Homeland Security between appropriations for
24 the same purpose, notwithstanding section 503 of this Act.

1 (c) No transfer described in subsection (b) shall occur
2 until 15 days after the Committees on Appropriations of
3 the Senate and the House of Representatives are notified
4 of such transfer.

5 SEC. 543. Notwithstanding the 10 percent limitation
6 contained in section 503(c) of this Act, the Secretary of
7 Homeland Security may transfer to the fund established
8 by 8 U.S.C. 1101 note, up to \$20,000,000 from appro-
9 priations available to the Department of Homeland Secu-
10 rity: *Provided*, That the Secretary shall notify the Com-
11 mittees on Appropriations of the Senate and the House
12 of Representatives 5 days in advance of such transfer.

13 SEC. 544. Notwithstanding any other provision of
14 law, if the Secretary of Homeland Security determines
15 that specific U.S. Immigration and Customs Enforcement
16 Service Processing Centers or other U.S. Immigration and
17 Customs Enforcement owned detention facilities no longer
18 meet the mission need, the Secretary is authorized to dis-
19 pose of individual Service Processing Centers or other
20 U.S. Immigration and Customs Enforcement owned de-
21 tention facilities by directing the Administrator of General
22 Services to sell all real and related personal property which
23 support Service Processing Centers or other U.S. Immi-
24 gration and Customs Enforcement owned detention facili-
25 ties, subject to such terms and conditions as necessary to

1 protect Government interests and meet program require-
2 ments: *Provided*, That the proceeds, net of the costs of
3 sale incurred by the General Services Administration and
4 U.S. Immigration and Customs Enforcement, shall be de-
5 posited as offsetting collections into a separate account
6 that shall be available, subject to appropriation, until ex-
7 pended for other real property capital asset needs of exist-
8 ing U.S. Immigration and Customs Enforcement assets,
9 excluding daily operations and maintenance costs, as the
10 Secretary deems appropriate: *Provided further*, That any
11 sale or collocation of federally owned detention facilities
12 shall not result in the maintenance of fewer than 31,039
13 detention beds: *Provided further*, That the Committees on
14 Appropriations of the Senate and the House of Represent-
15 atives shall be notified 15 days prior to the announcement
16 of any proposed sale or collocation.

17 SEC. 545. The Department of Homeland Security
18 Chief Information Officer, the Commissioner of U.S. Cus-
19 toms and Border Protection, the Assistant Secretary of
20 Homeland Security for U.S. Immigration and Customs
21 Enforcement, the Director of the United States Secret
22 Service, and the Director of the Office of Biometric Iden-
23 tity Management shall, with respect to fiscal years 2015,
24 2016, 2017, and 2018, submit to the Committees on Ap-
25 propriations of the Senate and the House of Representa-

1 tives, at the time that the President’s budget proposal for
2 fiscal year 2016 is submitted pursuant to the require-
3 ments of section 1105(a) of title 31, United States Code,
4 the information required in the multi-year investment and
5 management plans required, respectively, under the head-
6 ings “U.S. Customs and Border Protection, Salaries and
7 Expenses” under title II of division D of the Consolidated
8 Appropriations Act, 2012 (Public Law 112–74); “U.S.
9 Customs and Border Protection, Border Security Fencing,
10 Infrastructure, and Technology” under such title; section
11 568 of such Act; and “Office of the Chief Information Of-
12 ficer”, “United States Secret Service, Acquisition, Con-
13 struction, Improvements, and Related Expenses”, and
14 “Office of Biometric Identity Management” under division
15 D of the Homeland Security Appropriations Act, 2013
16 (Public Law 113–6).

17 SEC. 546. The Secretary of Homeland Security shall
18 ensure enforcement of immigration laws (as defined in sec-
19 tion 101(a)(17) of the Immigration and Nationality Act
20 (8 U.S.C. 1101(a)(17))).

21 SEC. 547. (a) Of the amounts made available by this
22 Act for “National Protection and Programs Directorate,
23 Infrastructure Protection and Information Security”,
24 \$140,525,000 for the “Federal Network Security” pro-
25 gram, project, and activity shall be used to deploy on Fed-

1 eral systems technology to improve the information secu-
2 rity of agency information systems covered by section
3 3543(a) of title 44, United States Code: *Provided*, That
4 funds made available under this section shall be used to
5 assist and support Government-wide and agency-specific
6 efforts to provide adequate, risk-based, and cost-effective
7 cybersecurity to address escalating and rapidly evolving
8 threats to information security, including the acquisition
9 and operation of a continuous monitoring and diagnostics
10 program, in collaboration with departments and agencies,
11 that includes equipment, software, and Department of
12 Homeland Security supplied services: *Provided further*,
13 That not later than April 1, 2015, and semiannually there-
14 after, the Under Secretary of Homeland Security of the
15 National Protection and Programs Directorate shall sub-
16 mit to the Committees on Appropriations of the Senate
17 and the House of Representatives a report on the obliga-
18 tion and expenditure of funds made available under this
19 section: *Provided further*, That continuous monitoring and
20 diagnostics software procured by the funds made available
21 by this section shall not transmit to the Department of
22 Homeland Security any personally identifiable information
23 or content of network communications of other agencies’
24 users: *Provided further*, That such software shall be in-
25 stalled, maintained, and operated in accordance with all

1 applicable privacy laws and agency-specific policies regard-
2 ing network content.

3 (b) Funds made available under this section may not
4 be used to supplant funds provided for any such system
5 within an agency budget.

6 (c) Not later than July 1, 2015, the heads of all Fed-
7 eral agencies shall submit to the Committees on Appro-
8 priations of the Senate and the House of Representatives
9 expenditure plans for necessary cybersecurity improve-
10 ments to address known vulnerabilities to information sys-
11 tems described in subsection (a).

12 (d) Not later than October 1, 2015, and semiannually
13 thereafter, the head of each Federal agency shall submit
14 to the Director of the Office of Management and Budget
15 a report on the execution of the expenditure plan for that
16 agency required by subsection (c): *Provided*, That the Di-
17 rector of the Office of Management and Budget shall sum-
18 marize such execution reports and annually submit such
19 summaries to Congress in conjunction with the annual
20 progress report on implementation of the E-Government
21 Act of 2002 (Public Law 107–347), as required by section
22 3606 of title 44, United States Code.

23 (e) This section shall not apply to the legislative and
24 judicial branches of the Federal Government and shall
25 apply to all Federal agencies within the executive branch

1 except for the Department of Defense, the Central Intel-
2 ligence Agency, and the Office of the Director of National
3 Intelligence.

4 SEC. 548. (a) None of the funds made available in
5 this Act may be used to maintain or establish a computer
6 network unless such network blocks the viewing,
7 downloading, and exchanging of pornography.

8 (b) Nothing in subsection (a) shall limit the use of
9 funds necessary for any Federal, State, tribal, or local law
10 enforcement agency or any other entity carrying out crimi-
11 nal investigations, prosecution, or adjudication activities.

12 SEC. 549. None of the funds made available in this
13 Act may be used by a Federal law enforcement officer to
14 facilitate the transfer of an operable firearm to an indi-
15 vidual if the Federal law enforcement officer knows or sus-
16 pects that the individual is an agent of a drug cartel unless
17 law enforcement personnel of the United States continu-
18 ously monitor or control the firearm at all times.

19 SEC. 550. None of the funds provided in this or any
20 other Act may be obligated to implement the National Pre-
21 paredness Grant Program or any other successor grant
22 programs unless explicitly authorized by Congress.

23 SEC. 551. Public Law 113–76, division F, section
24 559 is amended as follows:

1 (1) Subsection (e)(3)(D) is amended by striking
2 “five” and replacing it with “seven”.

3 (2) Subsection (f)(2) is amended by striking it
4 in its entirety and replacing it with:

5 “(2) ALLOWABLE USES OF DONATIONS.—

6 “(A) Donations accepted by the Commis-
7 sioner may—

8 “(i) be utilized for necessary activities
9 related to constructing, altering, operating,
10 maintaining, or equipping a new or exist-
11 ing port of entry under the jurisdiction,
12 custody and control of the Commissioner,
13 including but not limited to expenses re-
14 lated to—

15 “(I) land acquisition, design, con-
16 struction, repair and alteration;

17 “(II) furniture, fixtures, equip-
18 ment, and technology, including in-
19 stallation and deployment thereof; and

20 “(III) operations and mainte-
21 nance; or

22 “(ii) be utilized for activities related
23 to altering, operating, maintaining, or
24 equipping a new or existing port of entry
25 under the jurisdiction, custody, and control

1 of the Administrator, including but not
2 limited to expenses related to—

3 “(I) design, repair and alteration;

4 “(II) furniture, fixtures, equip-
5 ment, and technology, including in-
6 stallation and deployment thereof; and

7 “(III) operations and mainte-
8 nance.

9 “(B) Donations accepted by the Adminis-
10 trator may—

11 “(i) be utilized for activities related to
12 constructing, altering, operating, maintain-
13 ing, or equipping a new or existing port of
14 entry facility under the jurisdiction, cus-
15 tody and control of the Administrator, in-
16 cluding but not limited to expenses related
17 to—

18 “(I) land acquisition, design, con-
19 struction, repair and alteration;

20 “(II) furniture, fixtures, equip-
21 ment, and technology, including in-
22 stallation and deployment thereof; and

23 “(III) operations and mainte-
24 nance.

1 “(C) For purposes of subsection
2 (f)(2)(A)(i)(II)–(III), the term ‘new or existing
3 port of entry under the jurisdiction, custody
4 and control of the Commissioner’ includes any
5 sea or air port of entry at which U.S. Customs
6 and Border Protection provides or will provide
7 services.”.

8 (3) Subsection (f)(3)(A)(ii)(III) is amended by
9 striking the word “land”.

10 (4) Subsection (h) is amended by adding a new
11 subparagraph (4) that reads:

12 “(4) The term ‘new or existing port of entry fa-
13 cility under the jurisdiction, custody and control of
14 the Administrator’ includes any port of entry facility
15 or property interest leased by the Administrator.”.

16 (5) Subsection (i) is amended by striking it in
17 its entirety and replacing with:

18 “(i) **ROLE OF ADMINISTRATOR.**—Under this section,
19 the role and involvement of the Administrator of General
20 Services is required only with respect to donations made
21 pursuant to subsection (f) at land ports of entry under
22 the jurisdiction, custody, and control of the Adminis-
23 trator.”.

24 SEC. 552. None of the funds made available in this
25 Act may be used to pay for the travel to or attendance

1 of more than 50 employees of a single component of the
2 Department of Homeland Security, who are stationed in
3 the United States, at a single international conference un-
4 less the Secretary of Homeland Security, or a designee,
5 determines that such attendance is in the national interest
6 and notifies the Committees on Appropriations of the Sen-
7 ate and the House of Representatives within at least 10
8 days of that determination and the basis for that deter-
9 mination: *Provided*, That for purposes of this section the
10 term “international conference” shall mean a conference
11 occurring outside of the United States attended by rep-
12 resentatives of the United States Government and of for-
13 eign governments, international organizations, or non-
14 governmental organizations.

15 SEC. 553. None of the funds made available in this
16 Act may be used to reimburse any Federal department
17 or agency for its participation in a National Special Secu-
18 rity Event.

19 SEC. 554. With the exception of countries with
20 preclearance facilities in service prior to 2013, none of the
21 funds made available in this Act may be used for new U.S.
22 Customs and Border Protection air preclearance agree-
23 ments entering into force after February 1, 2014, unless:
24 (1) the Secretary of Homeland Security, in consultation
25 with the Secretary of State, has certified to Congress that

1 air preclearance operations at the airport provide a home-
2 land or national security benefit to the United States; (2)
3 U.S. passenger air carriers are not precluded from oper-
4 ating at existing preclearance locations; and (3) a U.S.
5 passenger air carrier is operating at all airports con-
6 templated for establishment of new air preclearance oper-
7 ations.

8 SEC. 555. In making grants under the heading “Fire-
9 fighter Assistance Grants”, the Secretary may grant waiv-
10 ers from the requirements in subsections (a)(1)(A),
11 (a)(1)(B), (a)(1)(E), (c)(1), (c)(2), and (c)(4) of section
12 34 of the Federal Fire Prevention and Control Act of 1974
13 (15 U.S.C. 2229a).

14 SEC. 556. (a) IN GENERAL.—Beginning on the date
15 of the enactment of this Act, the Secretary shall not—

16 (1) establish, collect, or otherwise impose any
17 new border crossing fee on individuals crossing the
18 Southern border or the Northern border at a land
19 port of entry; or

20 (2) conduct any study relating to the imposition
21 of a border crossing fee.

22 (b) BORDER CROSSING FEE DEFINED.—In this sec-
23 tion, the term “border crossing fee” means a fee that
24 every pedestrian, cyclist, and driver and passenger of a
25 private motor vehicle is required to pay for the privilege

1 of crossing the Southern border or the Northern border
2 at a land port of entry.

3 SEC. 557. The administrative law judge annuitants
4 participating in the Senior Administrative Law Judge
5 Program managed by the Director of the Office of Per-
6 sonnel Management under section 3323 of title 5, United
7 States Code, shall be available on a temporary reemploy-
8 ment basis to conduct arbitrations of disputes arising from
9 delivery of assistance under the Federal Emergency Man-
10 agement Agency Public Assistance Program.

11 SEC. 558. As authorized by section 601(b) of the
12 United States-Colombia Trade Promotion Agreement Im-
13 plementation Act (Public Law 112–42) fees collected from
14 passengers arriving from Canada, Mexico, or an adjacent
15 island pursuant to section 13031(a)(5) of the Consolidated
16 Omnibus Budget Reconciliation Act of 1985 (19 U.S.C.
17 58c(a)(5)) shall be available until expended.

18 SEC. 559. (a) Section 109(1) of the Department of
19 Justice Appropriations Act of 2002 (Public Law 107–77)
20 is amended by striking “\$7” and inserting “\$9”.

21 (b) Section 108 of division B of title I of the Consoli-
22 dated Appropriations Resolution, 2003 (Public Law 108–
23 7) is amended by striking “\$3” and inserting “\$5”.

24 (c) The additional funds generated by (a) and (b)
25 shall solely be used for the hiring or sustainment of U.S.

1 Customs and Border Protection officers at air and sea
2 ports of entry.

3 SEC. 560. None of the funds appropriated by this or
4 any other Act shall be used to pay the salaries and ex-
5 penses of personnel who prepare or submit appropriations
6 language as part of the President's budget submission to
7 the Congress of the United States for programs under the
8 jurisdiction of the Appropriations Subcommittees on the
9 Department of Homeland Security that assumes revenues
10 or reflects a reduction from the previous year due to user
11 fees proposals that have not been enacted into law prior
12 to the submission of the budget unless such budget sub-
13 mission identifies which additional spending reductions
14 should occur in the event the user fees proposals are not
15 enacted prior to the date of the convening of a committee
16 of conference for the fiscal year 2016 appropriations Act.

17 SEC. 561. None of the funds made available to the
18 Department of Homeland Security by this Act may be ob-
19 ligated for any structural pay reform that affects more
20 than 100 full-time equivalent employee positions or costs
21 more than \$5,000,000 in a single year before the end of
22 the 30-day period beginning on the date on which the Sec-
23 retary of Homeland Security submits to Congress a notifi-
24 cation that includes—

1 (1) the number of full-time equivalent employee
2 positions affected by such change;

3 (2) funding required for such change for the
4 current year and through the Future Years Home-
5 land Security Program;

6 (3) justification for such change; and

7 (4) an analysis of compensation alternatives to
8 such change that were considered by the Depart-
9 ment.

10 SEC. 562. (a) Any agency receiving funds made avail-
11 able in this Act, shall, subject to subsections (b) and (c),
12 post on the public Web site of that agency any report re-
13 quired to be submitted by the Committees on Appropria-
14 tions of the Senate and the House of Representatives in
15 this Act, upon the determination by the head of the agency
16 that it shall serve the national interest.

17 (b) Subsection (a) shall not apply to a report if—

18 (1) the public posting of the report com-
19 promises homeland or national security; or

20 (2) the report contains proprietary information.

21 (c) The head of the agency posting such report shall
22 do so only after such report has been made available to
23 the requesting Committee or Committees of Congress for
24 no less than 30 days except as otherwise specified in law.

1 SEC. 563. None of the funds provided under this Act
2 shall be used by U.S. Immigration and Customs Enforce-
3 ment to establish a National License Plate Recognition
4 database or other similar project.

5 SEC. 564. Section 605 of division E of Public Law
6 110–161 (6 U.S.C. 1404) is hereby repealed.

7 SEC. 565. The Administrator of the Federal Emer-
8 gency Management Agency may transfer up to
9 \$95,000,000 in unobligated balances made available for
10 the appropriations account for “Federal Emergency Man-
11 agement Agency, Disaster Assistance Direct Loan Pro-
12 gram” under section 2(a) of the Community Disaster
13 Loan Act of 2005 (Public Law 109–88; 119 Stat. 2061)
14 or under chapter 5 of title I of division B of the Consoli-
15 dated Security, Disaster Assistance, and Continuing Ap-
16 propriations Act, 2009 (Public Law (110–329; 122 Stat.
17 3592) to the appropriations account for “Federal Emer-
18 gency Management Agency, Disaster Relief Fund”.
19 Amounts transferred to such account under this section
20 shall be available for any authorized purpose of such ac-
21 count.

22 SEC. 566. The Office of Management and Budget
23 and the Department of Homeland Security shall ensure
24 the congressional budget justifications accompanying the
25 President’s budget proposal for the Department of Home-

1 land Security, submitted pursuant to section 1105(a) of
2 title 31, United States Code, include estimates of the num-
3 ber of unaccompanied alien children anticipated to be ap-
4 prehended in the budget year and the number of agent
5 or officer hours required to process, manage and care for
6 such children: *Provided*, That such materials shall also in-
7 clude estimates of all other associated costs for each rel-
8 evant Departmental component, including but not limited
9 to personnel; equipment; supplies; facilities; managerial,
10 technical and advisory services; medical treatment; and all
11 costs associated with transporting such children from one
12 Departmental component to another or from a Depart-
13 mental component to another Federal agency.

14 SEC. 567. Notwithstanding any other provision of
15 law, Gerardo Ismael Hernandez, a Transportation Secu-
16 rity Officer employed by the Transportation Security Ad-
17 ministration who was killed in the line of duty on Novem-
18 ber 1, 2013, at the Los Angeles International Airport,
19 shall be deemed to have been a public safety officer for
20 the purposes of the Omnibus Crime Control and Safe
21 Streets Act of 1968 (42 U.S.C. 3711 et seq.).

22 SEC. 568. (a) DEFINITIONS.—Section 217(c)(1) of
23 the Immigration and Nationality Act (8 U.S.C.
24 1187(c)(1)) is amended to read as follows:

1 “(1) AUTHORITY TO DESIGNATE; DEFINI-
2 TIONS.—

3 “(A) AUTHORITY TO DESIGNATE.—The
4 Secretary of Homeland Security, in consultation
5 with the Secretary of State, may designate any
6 country as a program country if that country
7 meets the requirements under paragraph (2).

8 “(B) DEFINITIONS.—In this subsection:

9 “(i) APPROPRIATE CONGRESSIONAL
10 COMMITTEES.—The term ‘appropriate con-
11 gressional committees’ means—

12 “(I) the Committee on Appro-
13 priations, the Committee on Foreign
14 Relations, the Committee on Home-
15 land Security and Governmental Af-
16 fairs, and the Committee on the Judi-
17 ciary of the Senate; and

18 “(II) the Committee on Appro-
19 priations, the Committee on Foreign
20 Affairs, the Committee on Homeland
21 Security, and the Committee on the
22 Judiciary of the House of Representa-
23 tives.

24 “(ii) OVERSTAY RATE.—

1 “(I) INITIAL DESIGNATION.—The
2 term ‘overstay rate’ means, with re-
3 spect to a country being considered
4 for designation in the program, the
5 ratio of—

6 “(aa) the number of nation-
7 als of that country who were ad-
8 mitted to the United States on
9 the basis of a nonimmigrant visa
10 under section 101(a)(15)(B)
11 whose periods of authorized stay
12 ended during a fiscal year but
13 who remained unlawfully in the
14 United States beyond such peri-
15 ods; to

16 “(bb) the number of nation-
17 als of that country who were ad-
18 mitted to the United States on
19 the basis of a nonimmigrant visa
20 under section 101(a)(15)(B)
21 whose periods of authorized stay
22 ended during that fiscal year.

23 “(II) CONTINUING DESIGNA-
24 TION.—The term ‘overstay rate’
25 means, for each fiscal year after ini-

1 tial designation under this section
2 with respect to a country, the ratio
3 of—

4 “(aa) the number of nation-
5 als of that country who were ad-
6 mitted to the United States
7 under this section or on the basis
8 of a nonimmigrant visa under
9 section 101(a)(15)(B) whose pe-
10 riods of authorized stay ended
11 during a fiscal year but who re-
12 mained unlawfully in the United
13 States beyond such periods; to

14 “(bb) the number of nation-
15 als of that country who were ad-
16 mitted to the United States
17 under this section or on the basis
18 of a nonimmigrant visa under
19 section 101(a)(15)(B) whose pe-
20 riods of authorized stay ended
21 during that fiscal year.

22 “(III) COMPUTATION OF OVER-
23 STAY RATE.—In determining the over-
24 stay rate for a country, the Secretary
25 of Homeland Security may utilize in-

1 formation from any available data-
2 bases to ensure the accuracy of such
3 rate.

4 “(iii) PROGRAM COUNTRY.—The term
5 ‘program country’ means a country des-
6 ignated as a program country under sub-
7 paragraph (A).”.

8 (b) TECHNICAL AND CONFORMING AMENDMENTS.—
9 Section 217 of the Immigration and Nationality Act (8
10 U.S.C. 1187) is amended—

11 (1) by striking “Attorney General” each place
12 the term appears (except in subsection (c)(11)(B))
13 and inserting “Secretary of Homeland Security”;
14 and

15 (2) in subsection (c)—

16 (A) in paragraph (2)(C)(iii), by striking
17 “Committee on the Judiciary and the Com-
18 mittee on International Relations of the House
19 of Representatives and the Committee on the
20 Judiciary and the Committee on Foreign Rela-
21 tions of the Senate” and inserting “appropriate
22 congressional committees”;

23 (B) in paragraph (5)(A)(i)(III), by striking
24 “Committee on the Judiciary, the Committee on
25 Foreign Affairs, and the Committee on Home-

1 land Security, of the House of Representatives
2 and the Committee on the Judiciary, the Com-
3 mittee on Foreign Relations, and the Com-
4 mittee on Homeland Security and Govern-
5 mental Affairs of the Senate” and inserting
6 “appropriate congressional committees”; and

7 (C) in paragraph (7), by striking subpara-
8 graph (E).

9 (c) DESIGNATION OF PROGRAM COUNTRIES BASED
10 ON OVERSTAY RATES.—

11 (1) IN GENERAL.—Section 217(c)(2)(A) of the
12 Immigration and Nationality Act (8 U.S.C.
13 1187(c)(2)(A)) is amended to read as follows:

14 “(A) GENERAL NUMERICAL LIMITA-
15 TIONS.—

16 “(i) LOW NONIMMIGRANT VISA RE-
17 FUSAL RATE.—The percentage of nationals
18 of that country refused nonimmigrant visas
19 under section 101(a)(15)(B) during the
20 previous full fiscal year was not more than
21 3 percent of the total number of nationals
22 of that country who were granted or re-
23 fused nonimmigrant visas under such sec-
24 tion during such year.

1 (6) VISA WAIVER INFORMATION.—Section
2 217(c)(7) of such Act (8 U.S.C. 1187(c)(7)) is
3 amended—

4 (A) by striking subparagraphs (B) through
5 (D); and

6 (B) by striking “WAIVER INFORMATION.—
7 ” and all that follows through “In refusing”
8 and inserting “WAIVER INFORMATION.—In re-
9 fusing”.

10 (7) WAIVER AUTHORITY.—Section 217(c)(8) of
11 such Act (8 U.S.C. 1187(c)(8)) is amended to read
12 as follows:

13 “(8) WAIVER AUTHORITY.—The Secretary of
14 Homeland Security, in consultation with the Sec-
15 retary of State, may waive the application of para-
16 graph (2)(A)(i) for a country if—

17 “(A) the country meets all other require-
18 ments of paragraph (2);

19 “(B) the Secretary of Homeland Security
20 determines that the totality of the country’s se-
21 curity risk mitigation measures provide assur-
22 ance that the country’s participation in the pro-
23 gram would not compromise the law enforce-
24 ment, security interests, or enforcement of the
25 immigration laws of the United States;

1 “(C) there has been a general downward
2 trend in the percentage of nationals of the
3 country refused nonimmigrant visas under sec-
4 tion 101(a)(15)(B);

5 “(D) the country consistently cooperated
6 with the Government of the United States on
7 counterterrorism initiatives, information shar-
8 ing, preventing terrorist travel, and extradition
9 to the United States of individuals (including
10 the country’s own nationals) who commit
11 crimes that violate United States law before the
12 date of its designation as a program country,
13 and the Secretary of Homeland Security and
14 the Secretary of State assess that such coopera-
15 tion is likely to continue;

16 “(E) the percentage of nationals of the
17 country refused a nonimmigrant visa under sec-
18 tion 101(a)(15)(B) during the previous full fis-
19 cal year was not more than 10 percent of the
20 total number of nationals of that country who
21 were granted or refused such nonimmigrant
22 visas; and

23 “(F) EFFECTIVE PERIOD.—The amend-
24 ments made by this subsection shall be in effect
25 during the period beginning on the date of en-

1 actment of this Act and ending on December
2 31, 2017.”.

3 (d) TERMINATION OF DESIGNATION; PROBATION.—
4 Section 217(f) of the Immigration and Nationality Act (8
5 U.S.C. 1187(f)) is amended to read as follows:

6 “(d) TERMINATION OF DESIGNATION; PROBATION.—

7 “(1) DEFINITIONS.—In this subsection:

8 “(A) PROBATIONARY PERIOD.—The term
9 ‘probationary period’ means the fiscal year in
10 which a probationary country is placed in pro-
11 bationary status under this subsection.

12 “(B) PROGRAM COUNTRY.—The term ‘pro-
13 gram country’ has the meaning given that term
14 in subsection (e)(1)(B).

15 “(2) DETERMINATION, NOTICE, AND INITIAL
16 PROBATIONARY PERIOD.—

17 “(A) DETERMINATION OF PROBATIONARY
18 STATUS AND NOTICE OF NONCOMPLIANCE.—As
19 part of each program country’s periodic evalua-
20 tion required by subsection (e)(5)(A), the Sec-
21 retary of Homeland Security shall determine
22 whether a program country is in compliance
23 with the program requirements under subpara-
24 graphs (A)(ii) through (F) of subsection (e)(2).

1 “(B) INITIAL PROBATIONARY PERIOD.—If
2 the Secretary of Homeland Security determines
3 that a program country is not in compliance
4 with the program requirements under subpara-
5 graphs (A)(ii) through (F) of subsection (c)(2),
6 the Secretary of Homeland Security shall place
7 the program country in probationary status for
8 the fiscal year following the fiscal year in which
9 the periodic evaluation is completed.

10 “(3) ACTIONS AT THE END OF THE INITIAL
11 PROBATIONARY PERIOD.—At the end of the initial
12 probationary period of a country under paragraph
13 (2)(B), the Secretary of Homeland Security shall
14 take 1 of the following actions:

15 “(A) COMPLIANCE DURING INITIAL PROBA-
16 TIONARY PERIOD.—If the Secretary determines
17 that all instances of noncompliance with the
18 program requirements under subparagraphs
19 (A)(ii) through (F) of subsection (c)(2) that
20 were identified in the latest periodic evaluation
21 have been remedied by the end of the initial
22 probationary period, the Secretary shall end the
23 country’s probationary period.

24 “(B) NONCOMPLIANCE DURING INITIAL
25 PROBATIONARY PERIOD.—If the Secretary de-

1 termines that any instance of noncompliance
2 with the program requirements under subpara-
3 graphs (A)(ii) through (F) of subsection (c)(2)
4 that were identified in the latest periodic eval-
5 uation has not been remedied by the end of the
6 initial probationary period—

7 “(i) the Secretary may terminate the
8 country’s participation in the program; or

9 “(ii) on an annual basis, the Secretary
10 may continue the country’s probationary
11 status if the Secretary, in consultation
12 with the Secretary of State, determines
13 that the country’s continued participation
14 in the program is in the national interest
15 of the United States.

16 “(4) ACTIONS AT THE END OF ADDITIONAL
17 PROBATIONARY PERIODS.—At the end of all proba-
18 tionary periods granted to a country pursuant to
19 paragraph (3)(B)(ii), the Secretary shall take 1 of
20 the following actions:

21 “(A) COMPLIANCE DURING ADDITIONAL
22 PERIOD.—The Secretary shall end the country’s
23 probationary status if the Secretary determines
24 during the latest periodic evaluation required by
25 subsection (c)(5)(A) that the country is in com-

1 pliance with the program requirements under
2 subparagraphs (A)(ii) through (F) of subsection
3 (c)(2).

4 “(B) NONCOMPLIANCE DURING ADDI-
5 TIONAL PERIODS.—The Secretary shall termi-
6 nate the country’s participation in the program
7 if the Secretary determines during the latest
8 periodic evaluation required by subsection
9 (c)(5)(A) that the program country continues to
10 be in non-compliance with the program require-
11 ments under subparagraphs (A)(ii) through (F)
12 of subsection (c)(2).

13 “(5) EFFECTIVE DATE.—The termination of a
14 country’s participation in the program under para-
15 graph (3)(B) or (4)(B) shall take effect on the first
16 day of the first fiscal year following the fiscal year
17 in which the Secretary determines that such partici-
18 pation shall be terminated. Until such date, nation-
19 als of the country shall remain eligible for a waiver
20 under subsection (a).

21 “(6) TREATMENT OF NATIONALS AFTER TERMI-
22 NATION.—For purposes of this subsection and sub-
23 section (d)—

24 “(A) nationals of a country whose designa-
25 tion is terminated under paragraph (3) or (4)

1 shall remain eligible for a waiver under sub-
2 section (a) until the effective date of such ter-
3 mination; and

4 “(B) a waiver under this section that is
5 provided to such a national for a period de-
6 scribed in subsection (a)(1) shall not, by such
7 termination, be deemed to have been rescinded
8 or otherwise rendered invalid, if the waiver is
9 granted prior to such termination.

10 “(7) CONSULTATIVE ROLE OF THE SECRETARY
11 OF STATE.—In this subsection, references to sub-
12 paragraphs (A)(ii) through (F) of subsection (c)(2)
13 and subsection (c)(5)(A) carry with them the con-
14 sultative role of the Secretary of State as provided
15 in those provisions.”.

16 (e) REVIEW OF OVERSTAY TRACKING METHOD-
17 OLOGY.—Not later than 180 days after the date of the
18 enactment of this Act, the Comptroller General of the
19 United States shall conduct a review of the methods used
20 by the Secretary of Homeland Security—

21 (1) to track aliens entering and exiting the
22 United States; and

23 (2) to detect any such alien who stays longer
24 than such alien’s period of authorized admission.

1 (f) EVALUATION OF ELECTRONIC SYSTEM FOR
2 TRAVEL AUTHORIZATION.—Not later than 90 days after
3 the date of the enactment of this Act, the Secretary of
4 Homeland Security shall submit to Congress—

5 (1) an evaluation of the security risks of aliens
6 who enter the United States without an approved
7 Electronic System for Travel Authorization
8 verification; and

9 (2) a description of any improvements needed
10 to minimize the number of aliens who enter the
11 United States without the verification described in
12 paragraph (1).

13 (g) SENSE OF CONGRESS ON PRIORITY FOR REVIEW
14 OF PROGRAM COUNTRIES.—It is the sense of Congress
15 that the Secretary of Homeland Security, in the process
16 of conducting evaluations of countries participating in the
17 visa waiver program under section 217 of the Immigration
18 and Nationality Act (8 U.S.C. 1187), should prioritize the
19 reviews of countries in which circumstances indicate that
20 such a review is necessary or desirable.

21 (RESCISSIONS)

22 SEC. 569. Of the funds appropriated to the Depart-
23 ment of Homeland Security, the following funds are here-
24 by rescinded from the following accounts and programs
25 in the specified amounts: *Provided*, That no amounts may

1 be rescinded from amounts that were designated by the
2 Congress as an emergency requirement pursuant to a con-
3 current resolution on the budget or the Balanced Budget
4 and Emergency Deficit Control Act of 1985 (Public Law
5 99–177):

6 (1) \$27,300,000 from unobligated prior year
7 balances from “U.S. Customs and Border Protection
8 Border Security, Fencing, Infrastructure, and Tech-
9 nology”;

10 (2) \$8,000,000 from Public Law 113–76 under
11 the heading “U.S. Custom and Border Protection—
12 Air and Marine Operations” in division F of such
13 Act;

14 (3) \$12,500,000 from unobligated prior year
15 balances from “U.S. Customs and Border Protec-
16 tion—Construction and Facilities Management”;

17 (4) \$15,300,000 from “Transportation Security
18 Administration Aviation Security” account 70x0550;

19 (5) \$102,000,000 from Public Law 113–76
20 under the heading “Transportation Security Admin-
21 istration Aviation Security”;

22 (6) \$2,550,000 from Public Law 112–10 under
23 the heading “Coast Guard Acquisition, Construction,
24 and Improvements”;

1 This Act may be cited as the “Department of Home-
2 land Security Appropriations Act, 2015”.

Calendar No. 443

113TH CONGRESS
2^D SESSION

S. 2534

[Report No. 113-198]

A BILL

Making appropriations for the Department of Homeland Security for the fiscal year ending September 30, 2015, and for other purposes.

JUNE 26, 2014

Read twice and placed on the calendar