

[COMMITTEE PRINT]

NOTICE: This bill is a draft for use of the Committee and its Staff only, in preparation for markup.

Calendar No. 000

116TH CONGRESS
1ST SESSION

S. 0000

[Report No. 116-000]

Making appropriations for the Departments of Labor, Health and Human Services, and Education, and related agencies for the fiscal year ending September 30, 2020, and for other purposes.

IN THE SENATE OF THE UNITED STATES

SEPTEMBER _____, 2019

Mr. BLUNT, 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 Departments of Labor, Health and Human Services, and Education, and related agencies for the fiscal year ending September 30, 2020, 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,*

1 That the following sums are appropriated, out of any
2 money in the Treasury not otherwise appropriated, for the
3 Departments of Labor, Health and Human Services, and
4 Education, and related agencies for the fiscal year ending
5 September 30, 2020, and for other purposes, namely:

6

TITLE I

7

DEPARTMENT OF LABOR

8

EMPLOYMENT AND TRAINING ADMINISTRATION

9

TRAINING AND EMPLOYMENT SERVICES

10 For necessary expenses of the Workforce Innovation
11 and Opportunity Act (referred to in this Act as “WIOA”)
12 and the National Apprenticeship Act, \$3,516,700,000,
13 plus reimbursements, shall be available. Of the amounts
14 provided:

15 (1) for grants to States for adult employment
16 and training activities, youth activities, and dis-
17 located worker employment and training activities,
18 \$2,789,832,000 as follows:

19 (A) \$845,556,000 for adult employment
20 and training activities, of which \$133,556,000
21 shall be available for the period July 1, 2020
22 through June 30, 2021, and of which
23 \$712,000,000 shall be available for the period
24 October 1, 2020 through June 30, 2021;

1 (B) \$903,416,000 for youth activities,
2 which shall be available for the period April 1,
3 2020 through June 30, 2021; and

4 (C) \$1,040,860,000 for dislocated worker
5 employment and training activities, of which
6 \$180,860,000 shall be available for the period
7 July 1, 2020 through June 30, 2021, and of
8 which \$860,000,000 shall be available for the
9 period October 1, 2020 through June 30, 2021:

10 *Provided*, That the funds available for allotment to
11 outlying areas to carry out subtitle B of title I of the
12 WIOA shall not be subject to the requirements of
13 section 127(b)(1)(B)(ii) of such Act; and

14 (2) for national programs, \$726,868,000 as fol-
15 lows:

16 (A) \$230,859,000 for the dislocated work-
17 ers assistance national reserve, of which
18 \$30,859,000 shall be available for the period
19 July 1, 2020 through September 30, 2021, and
20 of which \$200,000,000 shall be available for the
21 period October 1, 2020 through September 30,
22 2021: *Provided*, That funds provided to carry
23 out section 132(a)(2)(A) of the WIOA may be
24 used to provide assistance to a State for state-
25 wide or local use in order to address cases

1 where there have been worker dislocations
2 across multiple sectors or across multiple local
3 areas and such workers remain dislocated; co-
4 ordinate the State workforce development plan
5 with emerging economic development needs; and
6 train such eligible dislocated workers: *Provided*
7 *further*, That funds provided to carry out sec-
8 tions 168(b) and 169(c) of the WIOA may be
9 used for technical assistance and demonstration
10 projects, respectively, that provide assistance to
11 new entrants in the workforce and incumbent
12 worker: *Provided further*, That notwithstanding
13 section 168(b) of the WIOA, of the funds pro-
14 vided under this subparagraph, the Secretary of
15 Labor (referred to in this title as “Secretary”)
16 may reserve not more than 10 percent of such
17 funds to provide technical assistance and carry
18 out additional activities related to the transition
19 to the WIOA: *Provided further*, That of the
20 funds provided under this subparagraph,
21 \$30,000,000 shall be for training and employ-
22 ment assistance under sections 168(b), 169(c)
23 (notwithstanding the 10 percent limitation in
24 such section) and 170 of the WIOA for workers
25 in the Appalachian region, as defined by 40

1 U.S.C. 14102(a)(1) and workers in the Lower
2 Mississippi, as defined in section 4(2) of the
3 Delta Development Act (Public Law 100–460,
4 102 Stat. 2246; 7 U.S.C. 2009aa(2));

5 (B) \$54,500,000 for Native American pro-
6 grams under section 166 of the WIOA, which
7 shall be available for the period July 1, 2020
8 through June 30, 2021;

9 (C) \$88,896,000 for migrant and seasonal
10 farmworker programs under section 167 of the
11 WIOA, including \$82,447,000 for formula
12 grants (of which not less than 70 percent shall
13 be for employment and training services),
14 \$5,922,000 for migrant and seasonal housing
15 (of which not less than 70 percent shall be for
16 permanent housing), and \$527,000 for other
17 discretionary purposes, which shall be available
18 for the period July 1, 2020 through June 30,
19 2021: *Provided*, That notwithstanding any
20 other provision of law or related regulation, the
21 Department of Labor shall take no action lim-
22 iting the number or proportion of eligible par-
23 ticipants receiving related assistance services or
24 discouraging grantees from providing such serv-
25 ices;

1 (D) \$89,534,000 for YouthBuild activities
2 as described in section 171 of the WIOA, which
3 shall be available for the period April 1, 2020
4 through June 30, 2021;

5 (E) \$93,079,000 for ex-offender activities,
6 under the authority of section 169 of the
7 WIOA, which shall be available for the period
8 April 1, 2020 through June 30, 2021: *Provided,*
9 That of this amount, \$25,000,000 shall be for
10 competitive grants to national and regional
11 intermediaries for activities that prepare young
12 ex-offenders and school dropouts for employ-
13 ment, with a priority for projects serving high-
14 crime, high-poverty areas;

15 (F) \$170,000,000 to expand opportunities
16 relating to apprenticeship programs registered
17 under the National Apprenticeship Act, to be
18 available to the Secretary to carry out activities
19 through grants, cooperative agreements, con-
20 tracts and other arrangements, with States and
21 other appropriate entities, which shall be avail-
22 able for the period April 1, 2020 through June
23 30, 2021.

1 ate are notified at least 15 days in advance of any
2 transfer; and

3 (3) \$32,330,000 for necessary expenses of Job
4 Corps, which shall be available for obligation for the
5 period October 1, 2019 through September 30,
6 2020:

7 *Provided*, That no funds from any other appropriation
8 shall be used to provide meal services at or for Job Corps
9 centers.

10 COMMUNITY SERVICE EMPLOYMENT FOR OLDER

11 AMERICANS

12 To carry out title V of the Older Americans Act of
13 1965 (referred to in this Act as “OAA”), \$400,000,000,
14 which shall be available for the period April 1, 2020
15 through June 30, 2021, and may be recaptured and reobli-
16 gated in accordance with section 517(c) of the OAA.

17 FEDERAL UNEMPLOYMENT BENEFITS AND ALLOWANCES

18 For payments during fiscal year 2020 of trade ad-
19 justment benefit payments and allowances under part I
20 of subchapter B of chapter 2 of title II of the Trade Act
21 of 1974, and section 246 of that Act; and for training,
22 employment and case management services, allowances for
23 job search and relocation, and related State administrative
24 expenses under part II of subchapter B of chapter 2 of
25 title II of the Trade Act of 1974, and including benefit

1 payments, allowances, training, employment and case
2 management services, and related State administration
3 provided pursuant to section 231(a) of the Trade Adjust-
4 ment Assistance Extension Act of 2011 and section 405(a)
5 of the Trade Preferences Extension Act of 2015,
6 \$680,000,000 together with such amounts as may be nec-
7 essary to be charged to the subsequent appropriation for
8 payments for any period subsequent to September 15,
9 2020: *Provided*, That notwithstanding section 502 of this
10 Act, any part of the appropriation provided under this
11 heading may remain available for obligation beyond the
12 current fiscal year pursuant to the authorities of section
13 245(c) of the Trade Act of 1974 (19 U.S.C. 2317(c)).

14 STATE UNEMPLOYMENT INSURANCE AND EMPLOYMENT
15 SERVICE OPERATIONS

16 For authorized administrative expenses,
17 \$84,066,000, together with not to exceed \$3,278,583,000
18 which may be expended from the Employment Security
19 Administration Account in the Unemployment Trust Fund
20 (“the Trust Fund”), of which:

21 (1) \$2,540,816,000 from the Trust Fund is for
22 grants to States for the administration of State un-
23 employment insurance laws as authorized under title
24 III of the Social Security Act (including not less
25 than \$175,000,000 to carry out reemployment serv-

1 ices and eligibility assessments under section 306 of
2 such Act, and any claimants of regular compensa-
3 tion, as defined in such section, including those who
4 are profiled as most likely to exhaust their benefits,
5 may be eligible for such services and assessments:
6 *Provided*, That of such amount, \$117,000,000 is
7 specified for grants under section 306 of the Social
8 Security Act and is provided to meet the terms of
9 section 251(b)(2)(E)(ii) of the Balanced Budget and
10 Emergency Deficit Control Act of 1985, as amend-
11 ed, and \$58,000,000 is additional new budget au-
12 thority specified for purposes of section
13 251(b)(2)(E)(i)(II) of such Act; and \$9,000,000 for
14 continued support of the Unemployment Insurance
15 Integrity Center of Excellence), the administration
16 of unemployment insurance for Federal employees
17 and for ex-service members as authorized under 5
18 U.S.C. 8501–8523, and the administration of trade
19 readjustment allowances, reemployment trade ad-
20 justment assistance, and alternative trade adjust-
21 ment assistance under the Trade Act of 1974 and
22 under section 231(a) of the Trade Adjustment As-
23 sistance Extension Act of 2011 and section 405(a)
24 of the Trade Preferences Extension Act of 2015,
25 and shall be available for obligation by the States

1 through December 31, 2020, except that funds used
2 for automation shall be available for Federal obliga-
3 tion through December 31, 2020, and for State obli-
4 gation through September 30, 2022, or, if the auto-
5 mation is being carried out through consortia of
6 States, for State obligation through September 30,
7 2025, and for expenditure through September 30,
8 2026, and funds for competitive grants awarded to
9 States for improved operations and to conduct in-
10 person reemployment and eligibility assessments and
11 unemployment insurance improper payment reviews
12 and provide reemployment services and referrals to
13 training, as appropriate, shall be available for Fed-
14 eral obligation through December 31, 2020, and for
15 obligation by the States through September 30,
16 2022, and funds for the Unemployment Insurance
17 Integrity Center of Excellence shall be available for
18 obligation by the State through September 30, 2021,
19 and funds used for unemployment insurance work-
20 loads experienced through September 30, 2020 shall
21 be available for Federal obligation through Decem-
22 ber 31, 2020;

23 (2) \$12,000,000 from the Trust Fund is for na-
24 tional activities necessary to support the administra-

1 tion of the Federal-State unemployment insurance
2 system;

3 (3) \$641,639,000 from the Trust Fund, to-
4 gether with \$21,413,000 from the General Fund of
5 the Treasury, is for grants to States in accordance
6 with section 6 of the Wagner-Peyser Act, and shall
7 be available for Federal obligation for the period
8 July 1, 2020 through June 30, 2021;

9 (4) \$21,818,000 from the Trust Fund is for na-
10 tional activities of the Employment Service, includ-
11 ing administration of the work opportunity tax cred-
12 it under section 51 of the Internal Revenue Code of
13 1986, and the provision of technical assistance and
14 staff training under the Wagner-Peyser Act;

15 (5) \$62,310,000 from the Trust Fund is for the
16 administration of foreign labor certifications and re-
17 lated activities under the Immigration and Nation-
18 ality Act and related laws, of which \$48,028,000
19 shall be available for the Federal administration of
20 such activities, and \$14,282,000 shall be available
21 for grants to States for the administration of such
22 activities; and

23 (6) \$62,653,000 from the General Fund is to
24 provide workforce information, national electronic
25 tools, and one-stop system building under the Wag-

1 ner-Peyser Act and shall be available for Federal ob-
2 ligation for the period July 1, 2020 through June
3 30, 2021:

4 *Provided*, That to the extent that the Average Weekly In-
5 sured Unemployment (“AWIU”) for fiscal year 2020 is
6 projected by the Department of Labor to exceed
7 2,189,000, an additional \$28,600,000 from the Trust
8 Fund shall be available for obligation for every 100,000
9 increase in the AWIU level (including a pro rata amount
10 for any increment less than 100,000) to carry out title
11 III of the Social Security Act: *Provided further*, That
12 funds appropriated in this Act that are allotted to a State
13 to carry out activities under title III of the Social Security
14 Act may be used by such State to assist other States in
15 carrying out activities under such title III if the other
16 States include areas that have suffered a major disaster
17 declared by the President under the Robert T. Stafford
18 Disaster Relief and Emergency Assistance Act: *Provided*
19 *further*, That the Secretary may use funds appropriated
20 for grants to States under title III of the Social Security
21 Act to make payments on behalf of States for the use of
22 the National Directory of New Hires under section
23 453(j)(8) of such Act: *Provided further*, That the Sec-
24 retary may use funds appropriated for grants to States
25 under title III of the Social Security Act to make pay-

1 ments on behalf of States to the entity operating the State
2 Information Data Exchange System: *Provided further*,
3 That funds appropriated in this Act which are used to es-
4 tablish a national one-stop career center system, or which
5 are used to support the national activities of the Federal-
6 State unemployment insurance, employment service, or
7 immigration programs, may be obligated in contracts,
8 grants, or agreements with States and non-State entities:
9 *Provided further*, That States awarded competitive grants
10 for improved operations under title III of the Social Secu-
11 rity Act, or awarded grants to support the national activi-
12 ties of the Federal-State unemployment insurance system,
13 may award subgrants to other States and non-State enti-
14 ties under such grants, subject to the conditions applicable
15 to the grants: *Provided further*, That funds appropriated
16 under this Act for activities authorized under title III of
17 the Social Security Act and the Wagner-Peyser Act may
18 be used by States to fund integrated Unemployment In-
19 surance and Employment Service automation efforts, not-
20 withstanding cost allocation principles prescribed under
21 the final rule entitled “Uniform Administrative Require-
22 ments, Cost Principles, and Audit Requirements for Fed-
23 eral Awards” at part 200 of title 2, Code of Federal Regu-
24 lations: *Provided further*, That the Secretary, at the re-
25 quest of a State participating in a consortium with other

1 States, may reallocate funds allotted to such State under title
2 III of the Social Security Act to other States participating
3 in the consortium or to the entity operating the Unemploy-
4 ment Insurance Information Technology Support Center
5 in order to carry out activities that benefit the administra-
6 tion of the unemployment compensation law of the State
7 making the request: *Provided further*, That the Secretary
8 may collect fees for the costs associated with additional
9 data collection, analyses, and reporting services relating
10 to the National Agricultural Workers Survey requested by
11 State and local governments, public and private institu-
12 tions of higher education, and nonprofit organizations and
13 may utilize such sums, in accordance with the provisions
14 of 29 U.S.C. 9a, for the National Agricultural Workers
15 Survey infrastructure, methodology, and data to meet the
16 information collection and reporting needs of such entities,
17 which shall be credited to this appropriation and shall re-
18 main available until September 30, 2021, for such pur-
19 poses.

20 ADVANCES TO THE UNEMPLOYMENT TRUST FUND AND
21 OTHER FUNDS

22 For repayable advances to the Unemployment Trust
23 Fund as authorized by sections 905(d) and 1203 of the
24 Social Security Act, and to the Black Lung Disability
25 Trust Fund as authorized by section 9501(c)(1) of the In-

1 ternal Revenue Code of 1986; and for nonrepayable ad-
2 vances to the revolving fund established by section 901(e)
3 of the Social Security Act, to the Unemployment Trust
4 Fund as authorized by 5 U.S.C. 8509, and to the “Federal
5 Unemployment Benefits and Allowances” account, such
6 sums as may be necessary, which shall be available for
7 obligation through September 30, 2021.

8 PROGRAM ADMINISTRATION

9 For expenses of administering employment and train-
10 ing programs, \$108,674,000, together with not to exceed
11 \$49,982,000 which may be expended from the Employ-
12 ment Security Administration Account in the Unemploy-
13 ment Trust Fund.

14 EMPLOYEE BENEFITS SECURITY ADMINISTRATION

15 SALARIES AND EXPENSES

16 For necessary expenses for the Employee Benefits
17 Security Administration, \$182,000,000, of which up to
18 \$3,000,000 shall be made available through September 30,
19 2021, for the procurement of expert witnesses for enforce-
20 ment litigation.

21 PENSION BENEFIT GUARANTY CORPORATION

22 PENSION BENEFIT GUARANTY CORPORATION FUND

23 The Pension Benefit Guaranty Corporation (“Cor-
24 poration”) is authorized to make such expenditures, in-
25 cluding financial assistance authorized by subtitle E of

1 title IV of the Employee Retirement Income Security Act
2 of 1974, within limits of funds and borrowing authority
3 available to the Corporation, and in accord with law, and
4 to make such contracts and commitments without regard
5 to fiscal year limitations, as provided by 31 U.S.C. 9104,
6 as may be necessary in carrying out the program, includ-
7 ing associated administrative expenses, through Sep-
8 tember 30, 2020, for the Corporation: *Provided*, That
9 none of the funds available to the Corporation for fiscal
10 year 2020 shall be available for obligations for administra-
11 tive expenses in excess of \$452,858,000: *Provided further*,
12 That to the extent that the number of new plan partici-
13 pants in plans terminated by the Corporation exceeds
14 100,000 in fiscal year 2020, an amount not to exceed an
15 additional \$9,200,000 shall be available through Sep-
16 tember 30, 2021, for obligation for administrative ex-
17 penses for every 20,000 additional terminated partici-
18 pants: *Provided further*, That obligations in excess of the
19 amounts provided in this paragraph may be incurred for
20 unforeseen and extraordinary pretermination expenses or
21 extraordinary multiemployer program related expenses
22 after approval by the Office of Management and Budget
23 and notification of the Committees on Appropriations of
24 the House of Representatives and the Senate: *Provided*
25 *further*, That an additional amount shall be available for

1 obligation through September 30, 2021 to the extent the
2 Corporation's costs exceed \$250,000 for the provision of
3 credit or identity monitoring to affected individuals upon
4 suffering a security incident or privacy breach, not to ex-
5 ceed an additional \$100 per affected individual.

6 WAGE AND HOUR DIVISION

7 SALARIES AND EXPENSES

8 For necessary expenses for the Wage and Hour Divi-
9 sion, including reimbursement to State, Federal, and local
10 agencies and their employees for inspection services ren-
11 dered, \$230,000,000.

12 OFFICE OF LABOR-MANAGEMENT STANDARDS

13 SALARIES AND EXPENSES

14 For necessary expenses for the Office of Labor-Man-
15 agement Standards, \$42,187,000.

16 OFFICE OF FEDERAL CONTRACT COMPLIANCE

17 PROGRAMS

18 SALARIES AND EXPENSES

19 For necessary expenses for the Office of Federal Con-
20 tract Compliance Programs, \$103,476,000.

21 OFFICE OF WORKERS' COMPENSATION PROGRAMS

22 SALARIES AND EXPENSES

23 For necessary expenses for the Office of Workers'
24 Compensation Programs, \$115,424,000, together with
25 \$2,177,000 which may be expended from the Special Fund

1 in accordance with sections 39(c), 44(d), and 44(j) of the
2 Longshore and Harbor Workers' Compensation Act.

3 SPECIAL BENEFITS

4 (INCLUDING TRANSFER OF FUNDS)

5 For the payment of compensation, benefits, and ex-
6 penses (except administrative expenses) accruing during
7 the current or any prior fiscal year authorized by 5 U.S.C.
8 81; continuation of benefits as provided for under the
9 heading "Civilian War Benefits" in the Federal Security
10 Agency Appropriation Act, 1947; the Employees' Com-
11 pensation Commission Appropriation Act, 1944; section
12 5(f) of the War Claims Act (50 U.S.C. App. 2012); obliga-
13 tions incurred under the War Hazards Compensation Act
14 (42 U.S.C. 1701 et seq.); and 50 percent of the additional
15 compensation and benefits required by section 10(h) of the
16 Longshore and Harbor Workers' Compensation Act,
17 \$234,600,000, together with such amounts as may be nec-
18 essary to be charged to the subsequent year appropriation
19 for the payment of compensation and other benefits for
20 any period subsequent to August 15 of the current year,
21 for deposit into and to assume the attributes of the Em-
22 ployees' Compensation Fund established under 5 U.S.C.
23 8147(a): *Provided*, That amounts appropriated may be
24 used under 5 U.S.C. 8104 by the Secretary to reimburse
25 an employer, who is not the employer at the time of injury,

1 for portions of the salary of a re-employed, disabled bene-
2 ficiary: *Provided further*, That balances of reimbursements
3 unobligated on September 30, 2019, shall remain available
4 until expended for the payment of compensation, benefits,
5 and expenses: *Provided further*, That in addition there
6 shall be transferred to this appropriation from the Postal
7 Service and from any other corporation or instrumentality
8 required under 5 U.S.C. 8147(c) to pay an amount for
9 its fair share of the cost of administration, such sums as
10 the Secretary determines to be the cost of administration
11 for employees of such fair share entities through Sep-
12 tember 30, 2020: *Provided further*, That of those funds
13 transferred to this account from the fair share entities to
14 pay the cost of administration of the Federal Employees'
15 Compensation Act, \$74,777,000 shall be made available
16 to the Secretary as follows:

17 (1) For enhancement and maintenance of auto-
18 mated data processing systems operations and tele-
19 communications systems, \$24,540,000;

20 (2) For automated workload processing oper-
21 ations, including document imaging, centralized mail
22 intake, and medical bill processing, \$22,968,000;

23 (3) For periodic roll disability management and
24 medical review, \$25,535,000;

25 (4) For program integrity, \$1,734,000; and

1 (5) The remaining funds shall be paid into the
2 Treasury as miscellaneous receipts:

3 *Provided further*, That the Secretary may require that any
4 person filing a notice of injury or a claim for benefits
5 under 5 U.S.C. 81, or the Longshore and Harbor Work-
6 ers' Compensation Act, provide as part of such notice and
7 claim, such identifying information (including Social Secu-
8 rity account number) as such regulations may prescribe.

9 SPECIAL BENEFITS FOR DISABLED COAL MINERS

10 For carrying out title IV of the Federal Mine Safety
11 and Health Act of 1977, as amended by Public Law 107–
12 275, \$20,970,000, to remain available until expended.

13 For making after July 31 of the current fiscal year,
14 benefit payments to individuals under title IV of such Act,
15 for costs incurred in the current fiscal year, such amounts
16 as may be necessary.

17 For making benefit payments under title IV for the
18 first quarter of fiscal year 2021, \$14,000,000, to remain
19 available until expended.

20 ADMINISTRATIVE EXPENSES, ENERGY EMPLOYEES

21 OCCUPATIONAL ILLNESS COMPENSATION FUND

22 For necessary expenses to administer the Energy
23 Employees Occupational Illness Compensation Program
24 Act, \$59,846,000, to remain available until expended: *Pro-*
25 *vided*, That the Secretary may require that any person fil-

1 ing a claim for benefits under the Act provide as part of
2 such claim such identifying information (including Social
3 Security account number) as may be prescribed.

4 BLACK LUNG DISABILITY TRUST FUND
5 (INCLUDING TRANSFER OF FUNDS)

6 Such sums as may be necessary from the Black Lung
7 Disability Trust Fund (the “Fund”), to remain available
8 until expended, for payment of all benefits authorized by
9 section 9501(d)(1), (2), (6), and (7) of the Internal Rev-
10 enue Code of 1986; and repayment of, and payment of
11 interest on advances, as authorized by section 9501(d)(4)
12 of that Act. In addition, the following amounts may be
13 expended from the Fund for fiscal year 2020 for expenses
14 of operation and administration of the Black Lung Bene-
15 fits program, as authorized by section 9501(d)(5): not to
16 exceed \$38,246,000 for transfer to the Office of Workers’
17 Compensation Programs, “Salaries and Expenses”; not to
18 exceed \$32,844,000 for transfer to Departmental Manage-
19 ment, “Salaries and Expenses”; not to exceed \$330,000
20 for transfer to Departmental Management, “Office of In-
21 spector General”; and not to exceed \$356,000 for pay-
22 ments into miscellaneous receipts for the expenses of the
23 Department of the Treasury.

1 OCCUPATIONAL SAFETY AND HEALTH ADMINISTRATION
2 SALARIES AND EXPENSES

3 For necessary expenses for the Occupational Safety
4 and Health Administration, \$558,787,000, including not
5 to exceed \$102,850,000 which shall be the maximum
6 amount available for grants to States under section 23(g)
7 of the Occupational Safety and Health Act (the “Act”),
8 which grants shall be no less than 50 percent of the costs
9 of State occupational safety and health programs required
10 to be incurred under plans approved by the Secretary
11 under section 18 of the Act; and, in addition, notwith-
12 standing 31 U.S.C. 3302, the Occupational Safety and
13 Health Administration may retain up to \$499,000 per fis-
14 cal year of training institute course tuition and fees, other-
15 wise authorized by law to be collected, and may utilize
16 such sums for occupational safety and health training and
17 education: *Provided*, That notwithstanding 31 U.S.C.
18 3302, the Secretary is authorized, during the fiscal year
19 ending September 30, 2020, to collect and retain fees for
20 services provided to Nationally Recognized Testing Lab-
21 oratories, and may utilize such sums, in accordance with
22 the provisions of 29 U.S.C. 9a, to administer national and
23 international laboratory recognition programs that ensure
24 the safety of equipment and products used by workers in
25 the workplace: *Provided further*, That none of the funds

1 appropriated under this paragraph shall be obligated or
2 expended to prescribe, issue, administer, or enforce any
3 standard, rule, regulation, or order under the Act which
4 is applicable to any person who is engaged in a farming
5 operation which does not maintain a temporary labor
6 camp and employs 10 or fewer employees: *Provided fur-*
7 *ther*, That no funds appropriated under this paragraph
8 shall be obligated or expended to administer or enforce
9 any standard, rule, regulation, or order under the Act with
10 respect to any employer of 10 or fewer employees who is
11 included within a category having a Days Away, Re-
12 stricted, or Transferred (“DART”) occupational injury
13 and illness rate, at the most precise industrial classifica-
14 tion code for which such data are published, less than the
15 national average rate as such rates are most recently pub-
16 lished by the Secretary, acting through the Bureau of
17 Labor Statistics, in accordance with section 24 of the Act,
18 except—

19 (1) to provide, as authorized by the Act, con-
20 sultation, technical assistance, educational and train-
21 ing services, and to conduct surveys and studies;

22 (2) to conduct an inspection or investigation in
23 response to an employee complaint, to issue a cita-
24 tion for violations found during such inspection, and
25 to assess a penalty for violations which are not cor-

1 rected within a reasonable abatement period and for
2 any willful violations found;

3 (3) to take any action authorized by the Act
4 with respect to imminent dangers;

5 (4) to take any action authorized by the Act
6 with respect to health hazards;

7 (5) to take any action authorized by the Act
8 with respect to a report of an employment accident
9 which is fatal to one or more employees or which re-
10 sults in hospitalization of two or more employees,
11 and to take any action pursuant to such investiga-
12 tion authorized by the Act; and

13 (6) to take any action authorized by the Act
14 with respect to complaints of discrimination against
15 employees for exercising rights under the Act:

16 *Provided further*, That the foregoing proviso shall not
17 apply to any person who is engaged in a farming operation
18 which does not maintain a temporary labor camp and em-
19 ploys 10 or fewer employees: *Provided further*, That
20 \$10,537,000 shall be available for Susan Harwood train-
21 ing grants, of which the Secretary shall reserve not less
22 than \$4,500,000 for Susan Harwood Training Capacity
23 Building Developmental grants, as described in Funding
24 Opportunity Number SHTG-FY-16-02 (referenced in
25 the notice of availability of funds published in the Federal

1 Register on May 3, 2016 (81 Fed. Reg. 30568)) for pro-
2 gram activities starting not later than September 30, 2020
3 and lasting for a period of 12 months: *Provided further*,
4 That not less than \$3,500,000 shall be for Voluntary Pro-
5 tection Programs.

6 MINE SAFETY AND HEALTH ADMINISTRATION

7 SALARIES AND EXPENSES

8 For necessary expenses for the Mine Safety and
9 Health Administration, \$373,816,000, including purchase
10 and bestowal of certificates and trophies in connection
11 with mine rescue and first-aid work, and the hire of pas-
12 senger motor vehicles, including up to \$2,000,000 for
13 mine rescue and recovery activities and not less than
14 \$10,537,000 for State assistance grants: *Provided*, That
15 amounts available for State assistance grants may be used
16 for the purchase and maintenance of new equipment re-
17 quired by the final rule entitled “Lowering Miners’ Expo-
18 sure to Respirable Coal Mine Dust, Including Continuous
19 Personal Dust Monitors” published by the Department of
20 Labor in the Federal Register on May 1, 2014 (79 Fed.
21 Reg. 24813 et seq.), for operators that demonstrate finan-
22 cial need as determined by the Secretary: *Provided further*,
23 That notwithstanding 31 U.S.C. 3302, not to exceed
24 \$750,000 may be collected by the National Mine Health
25 and Safety Academy for room, board, tuition, and the sale

1 of training materials, otherwise authorized by law to be
2 collected, to be available for mine safety and health edu-
3 cation and training activities: *Provided further*, That not-
4 withstanding 31 U.S.C. 3302, the Mine Safety and Health
5 Administration is authorized to collect and retain up to
6 \$2,499,000 from fees collected for the approval and cer-
7 tification of equipment, materials, and explosives for use
8 in mines, and may utilize such sums for such activities:
9 *Provided further*, That the Secretary is authorized to ac-
10 cept lands, buildings, equipment, and other contributions
11 from public and private sources and to prosecute projects
12 in cooperation with other agencies, Federal, State, or pri-
13 vate: *Provided further*, That the Mine Safety and Health
14 Administration is authorized to promote health and safety
15 education and training in the mining community through
16 cooperative programs with States, industry, and safety as-
17 sociations: *Provided further*, That the Secretary is author-
18 ized to recognize the Joseph A. Holmes Safety Association
19 as a principal safety association and, notwithstanding any
20 other provision of law, may provide funds and, with or
21 without reimbursement, personnel, including service of
22 Mine Safety and Health Administration officials as offi-
23 cers in local chapters or in the national organization: *Pro-*
24 *vided further*, That any funds available to the Department
25 of Labor may be used, with the approval of the Secretary,

1 to provide for the costs of mine rescue and survival oper-
2 ations in the event of a major disaster.

3 BUREAU OF LABOR STATISTICS

4 SALARIES AND EXPENSES

5 For necessary expenses for the Bureau of Labor Sta-
6 tistics, including advances or reimbursements to State,
7 Federal, and local agencies and their employees for serv-
8 ices rendered, \$550,000,000, together with not to exceed
9 \$65,500,000 which may be expended from the Employ-
10 ment Security Administration account in the Unemploy-
11 ment Trust Fund.

12 OFFICE OF DISABILITY EMPLOYMENT POLICY

13 SALARIES AND EXPENSES

14 For necessary expenses for the Office of Disability
15 Employment Policy to provide leadership, develop policy
16 and initiatives, and award grants furthering the objective
17 of eliminating barriers to the training and employment of
18 people with disabilities, \$38,203,000.

19 DEPARTMENTAL MANAGEMENT

20 SALARIES AND EXPENSES

21 (INCLUDING TRANSFER OF FUNDS)

22 For necessary expenses for Departmental Manage-
23 ment, including the hire of three passenger motor vehicles,
24 \$339,256,000, together with not to exceed \$308,000,
25 which may be expended from the Employment Security

1 Administration account in the Unemployment Trust
2 Fund: *Provided*, That \$59,825,000 for the Bureau of
3 International Labor Affairs shall be available for obliga-
4 tion through December 31, 2020: *Provided further*, That
5 funds available to the Bureau of International Labor Af-
6 fairs may be used to administer or operate international
7 labor activities, bilateral and multilateral technical assist-
8 ance, and microfinance programs, by or through contracts,
9 grants, subgrants and other arrangements: *Provided fur-*
10 *ther*, That not more than \$53,825,000 shall be for pro-
11 grams to combat exploitative child labor internationally
12 and not less than \$6,000,000 shall be used to implement
13 model programs that address worker rights issues through
14 technical assistance in countries with which the United
15 States has free trade agreements or trade preference pro-
16 grams: *Provided further*, That \$8,040,000 shall be used
17 for program evaluation and shall be available for obliga-
18 tion through September 30, 2021: *Provided further*, That
19 funds available for program evaluation may be used to ad-
20 minister grants for the purpose of evaluation: *Provided*
21 *further*, That grants made for the purpose of evaluation
22 shall be awarded through fair and open competition: *Pro-*
23 *vided further*, That funds available for program evaluation
24 may be transferred to any other appropriate account in
25 the Department for such purpose: *Provided further*, That

1 the Committees on Appropriations of the House of Rep-
2 resentatives and the Senate are notified at least 15 days
3 in advance of any transfer: *Provided further*, That the
4 funds available to the Women’s Bureau may be used for
5 grants to serve and promote the interests of women in the
6 workforce: *Provided further*, That of the amounts made
7 available to the Women’s Bureau, not less than \$994,000
8 shall be used for grants authorized by the Women in Ap-
9 prenticeship and Nontraditional Occupations Act.

10 VETERANS EMPLOYMENT AND TRAINING

11 Not to exceed \$256,041,000 may be derived from the
12 Employment Security Administration account in the Un-
13 employment Trust Fund to carry out the provisions of
14 chapters 41, 42, and 43 of title 38, United States Code,
15 of which:

16 (1) \$180,000,000 is for Jobs for Veterans State
17 grants under 38 U.S.C. 4102A(b)(5) to support dis-
18 abled veterans’ outreach program specialists under
19 section 4103A of such title and local veterans’ em-
20 ployment representatives under section 4104(b) of
21 such title, and for the expenses described in section
22 4102A(b)(5)(C), which shall be available for obliga-
23 tion by the States through December 31, 2020, and
24 not to exceed 3 percent for the necessary Federal ex-
25 penditures for data systems and contract support to

1 allow for the tracking of participant and perform-
2 ance information: *Provided*, That, in addition, such
3 funds may be used to support such specialists and
4 representatives in the provision of services to
5 transitioning members of the Armed Forces who
6 have participated in the Transition Assistance Pro-
7 gram and have been identified as in need of inten-
8 sive services, to members of the Armed Forces who
9 are wounded, ill, or injured and receiving treatment
10 in military treatment facilities or warrior transition
11 units, and to the spouses or other family caregivers
12 of such wounded, ill, or injured members;

13 (2) \$29,379,000 is for carrying out the Transi-
14 tion Assistance Program under 38 U.S.C. 4113 and
15 10 U.S.C. 1144;

16 (3) \$43,248,000 is for Federal administration
17 of chapters 41, 42, and 43 of title 38, and sections
18 2021, 2021A and 2023 of title 38, United States
19 Code: *Provided*, That, up to \$500,000 may be used
20 to carry out the Hire VETS Act (division O of Pub-
21 lic Law 115–31); and

22 (4) \$3,414,000 is for the National Veterans'
23 Employment and Training Services Institute under
24 38 U.S.C. 4109:

1 *Provided*, That the Secretary may reallocate among the
2 appropriations provided under paragraphs (1) through (4)
3 above an amount not to exceed 3 percent of the appropria-
4 tion from which such reallocation is made.

5 In addition, from the General Fund of the Treasury,
6 \$50,000,000 is for carrying out programs to assist home-
7 less veterans and veterans at risk of homelessness who are
8 transitioning from certain institutions under sections
9 2021, 2021A, and 2023 of title 38, United States Code:
10 *Provided*, That notwithstanding subsections (c)(3) and (d)
11 of section 2023, the Secretary may award grants through
12 September 30, 2020, to provide services under such sec-
13 tion: *Provided further*, That services provided under sec-
14 tions 2021 or under 2021A may include, in addition to
15 services to homeless veterans described in section
16 2002(a)(1), services to veterans who were homeless at
17 some point within the 60 days prior to program entry or
18 veterans who are at risk of homelessness within the next
19 60 days, and that services provided under section 2023
20 may include, in addition to services to the individuals de-
21 scribed in subsection (e) of such section, services to vet-
22 erans recently released from incarceration who are at risk
23 of homelessness: *Provided further*, That notwithstanding
24 paragraph (3) under this heading, funds appropriated in
25 this paragraph may be used for data systems and contract

1 support to allow for the tracking of participant and per-
2 formance information: *Provided further*, That notwith-
3 standing sections 2021(e)(2) and 2021A(f)(2) of title 38,
4 United States Code, such funds shall be available for ex-
5 penditure pursuant to 31 U.S.C. 1553.

6 In addition, fees may be assessed and deposited in
7 the HIRE Vets Medallion Award Fund pursuant to sec-
8 tion 5(b) of the HIRE Vets Act, and such amounts shall
9 be available to the Secretary to carry out the HIRE Vets
10 Medallion Award Program, as authorized by such Act, and
11 shall remain available until expended: *Provided*, That such
12 sums shall be in addition to any other funds available for
13 such purposes, including funds available under paragraph
14 (3) of this heading: *Provided further*, That section 2(d)
15 of division O of the Consolidated Appropriations Act, 2017
16 (Public Law 115–31; 38 U.S.C. 4100 note) shall not
17 apply.

18 IT MODERNIZATION

19 For necessary expenses for Department of Labor cen-
20 tralized infrastructure technology investment activities re-
21 lated to support systems and modernization, \$23,269,000,
22 which shall be available through September 30, 2021.

23 OFFICE OF INSPECTOR GENERAL

24 For salaries and expenses of the Office of Inspector
25 General in carrying out the provisions of the Inspector

1 General Act of 1978, \$83,487,000, together with not to
2 exceed \$5,660,000 which may be expended from the Em-
3 ployment Security Administration account in the Unem-
4 ployment Trust Fund.

5 GENERAL PROVISIONS

6 SEC. 101. None of the funds appropriated by this Act
7 for the Job Corps shall be used to pay the salary and bo-
8 nuses of an individual, either as direct costs or any prora-
9 tion as an indirect cost, at a rate in excess of Executive
10 Level II.

11 (TRANSFER OF FUNDS)

12 SEC. 102. Not to exceed 1 percent of any discre-
13 tionary funds (pursuant to the Balanced Budget and
14 Emergency Deficit Control Act of 1985) which are appro-
15 priated for the current fiscal year for the Department of
16 Labor in this Act may be transferred between a program,
17 project, or activity, but no such program, project, or activ-
18 ity shall be increased by more than 3 percent by any such
19 transfer: *Provided*, That the transfer authority granted by
20 this section shall not be used to create any new program
21 or to fund any project or activity for which no funds are
22 provided in this Act: *Provided further*, That the Commit-
23 tees on Appropriations of the House of Representatives
24 and the Senate are notified at least 15 days in advance
25 of any transfer.

1 SEC. 103. In accordance with Executive Order
2 13126, none of the funds appropriated or otherwise made
3 available pursuant to this Act shall be obligated or ex-
4 pended for the procurement of goods mined, produced,
5 manufactured, or harvested or services rendered, in whole
6 or in part, by forced or indentured child labor in industries
7 and host countries already identified by the United States
8 Department of Labor prior to enactment of this Act.

9 SEC. 104. Except as otherwise provided in this sec-
10 tion, none of the funds made available to the Department
11 of Labor for grants under section 414(c) of the American
12 Competitiveness and Workforce Improvement Act of 1998
13 (29 U.S.C. 2916a) may be used for any purpose other
14 than competitive grants for training individuals who are
15 older than 16 years of age and are not currently enrolled
16 in school within a local educational agency in the occupa-
17 tions and industries for which employers are using H-1B
18 visas to hire foreign workers, and the related activities
19 necessary to support such training.

20 SEC. 105. None of the funds made available by this
21 Act under the heading “Employment and Training Ad-
22 ministration” shall be used by a recipient or subrecipient
23 of such funds to pay the salary and bonuses of an indi-
24 vidual, either as direct costs or indirect costs, at a rate
25 in excess of Executive Level II. This limitation shall not

1 apply to vendors providing goods and services as defined
2 in Office of Management and Budget Circular A-133.
3 Where States are recipients of such funds, States may es-
4 tablish a lower limit for salaries and bonuses of those re-
5 ceiving salaries and bonuses from subrecipients of such
6 funds, taking into account factors including the relative
7 cost-of-living in the State, the compensation levels for
8 comparable State or local government employees, and the
9 size of the organizations that administer Federal pro-
10 grams involved including Employment and Training Ad-
11 ministration programs.

12 (TRANSFER OF FUNDS)

13 SEC. 106. (a) Notwithstanding section 102, the Sec-
14 retary may transfer funds made available to the Employ-
15 ment and Training Administration by this Act, either di-
16 rectly or through a set-aside, for technical assistance serv-
17 ices to grantees to “Program Administration” when it is
18 determined that those services will be more efficiently per-
19 formed by Federal employees: *Provided*, That this section
20 shall not apply to section 171 of the WIOA.

21 (b) Notwithstanding section 102, the Secretary may
22 transfer not more than 0.5 percent of each discretionary
23 appropriation made available to the Employment and
24 Training Administration by this Act to “Program Admin-
25 istration” in order to carry out program integrity activities

1 relating to any of the programs or activities that are fund-
2 ed under any such discretionary appropriations: *Provided*,
3 That notwithstanding section 102 and the preceding pro-
4 viso, the Secretary may transfer not more than 0.5 percent
5 of funds made available in paragraphs (1) and (2) of the
6 “Office of Job Corps” account to paragraph (3) of such
7 account to carry out program integrity activities related
8 to the Job Corps program: *Provided further*, That funds
9 transferred under the authority provided by this sub-
10 section shall be available for obligation through September
11 30, 2021.

12 (TRANSFER OF FUNDS)

13 SEC. 107. (a) The Secretary may reserve not more
14 than 0.75 percent from each appropriation made available
15 in this Act identified in subsection (b) in order to carry
16 out evaluations of any of the programs or activities that
17 are funded under such accounts. Any funds reserved under
18 this section shall be transferred to “Departmental Man-
19 agement” for use by the Office of the Chief Evaluation
20 Officer within the Department of Labor, and shall be
21 available for obligation through September 30, 2021: *Pro-*
22 *vided*, That such funds shall only be available if the Chief
23 Evaluation Officer of the Department of Labor submits
24 a plan to the Committees on Appropriations of the House

1 of Representatives and the Senate describing the evalua-
2 tions to be carried out 15 days in advance of any transfer.

3 (b) The accounts referred to in subsection (a) are:
4 “Training and Employment Services”, “Job Corps”,
5 “Community Service Employment for Older Americans”,
6 “State Unemployment Insurance and Employment Service
7 Operations”, “Employee Benefits Security Administra-
8 tion”, “Office of Workers’ Compensation Programs”,
9 “Wage and Hour Division”, “Office of Federal Contract
10 Compliance Programs”, “Office of Labor Management
11 Standards”, “Occupational Safety and Health Adminis-
12 tration”, “Mine Safety and Health Administration”, “Of-
13 fice of Disability Employment Policy”, funding made
14 available to the “Bureau of International Labor Affairs”
15 and “Women’s Bureau” within the “Departmental Man-
16 agement, Salaries and Expenses” account, and “Veterans
17 Employment and Training”.

18 SEC. 108. (a) Section 7 of the Fair Labor Standards
19 Act of 1938 (29 U.S.C. 207) shall be applied as if the
20 following text is part of such section:

21 “(s)(1) The provisions of this section shall not apply
22 for a period of 2 years after the occurrence of a major
23 disaster to any employee—

24 “(A) employed to adjust or evaluate claims re-
25 sulting from or relating to such major disaster, by

1 an employer not engaged, directly or through an af-
2 filiate, in underwriting, selling, or marketing prop-
3 erty, casualty, or liability insurance policies or con-
4 tracts;

5 “(B) who receives from such employer on aver-
6 age weekly compensation of not less than \$591.00
7 per week or any minimum weekly amount estab-
8 lished by the Secretary, whichever is greater, for the
9 number of weeks such employee is engaged in any
10 of the activities described in subparagraph (C); and

11 “(C) whose duties include any of the following:

12 “(i) interviewing insured individuals, indi-
13 viduals who suffered injuries or other damages
14 or losses arising from or relating to a disaster,
15 witnesses, or physicians;

16 “(ii) inspecting property damage or review-
17 ing factual information to prepare damage esti-
18 mates;

19 “(iii) evaluating and making recommenda-
20 tions regarding coverage or compensability of
21 claims or determining liability or value aspects
22 of claims;

23 “(iv) negotiating settlements; or

24 “(v) making recommendations regarding
25 litigation.

1 “(2) The exemption in this subsection shall not affect
2 the exemption provided by section 13(a)(1).

3 “(3) For purposes of this subsection—

4 “(A) the term ‘major disaster’ means any dis-
5 aster or catastrophe declared or designated by any
6 State or Federal agency or department;

7 “(B) the term ‘employee employed to adjust or
8 evaluate claims resulting from or relating to such
9 major disaster’ means an individual who timely se-
10 cured or secures a license required by applicable law
11 to engage in and perform the activities described in
12 clauses (i) through (v) of paragraph (1)(C) relating
13 to a major disaster, and is employed by an employer
14 that maintains worker compensation insurance cov-
15 erage or protection for its employees, if required by
16 applicable law, and withholds applicable Federal,
17 State, and local income and payroll taxes from the
18 wages, salaries and any benefits of such employees;
19 and

20 “(C) the term ‘affiliate’ means a company that,
21 by reason of ownership or control of 25 percent or
22 more of the outstanding shares of any class of voting
23 securities of one or more companies, directly or indi-
24 rectly, controls, is controlled by, or is under common
25 control with, another company.”.

1 (b) This section shall be effective on the date of en-
2 actment of this Act.

3 SEC. 109. (a) FLEXIBILITY WITH RESPECT TO THE
4 CROSSING OF H-2B NONIMMIGRANTS WORKING IN THE
5 SEAFOOD INDUSTRY.—

6 (1) IN GENERAL.—Subject to paragraph (2), if
7 a petition for H-2B nonimmigrants filed by an em-
8 ployer in the seafood industry is granted, the em-
9 ployer may bring the nonimmigrants described in
10 the petition into the United States at any time dur-
11 ing the 120-day period beginning on the start date
12 for which the employer is seeking the services of the
13 nonimmigrants without filing another petition.

14 (2) REQUIREMENTS FOR CROSSINGS AFTER
15 90TH DAY.—An employer in the seafood industry
16 may not bring H-2B nonimmigrants into the United
17 States after the date that is 90 days after the start
18 date for which the employer is seeking the services
19 of the nonimmigrants unless the employer—

20 (A) completes a new assessment of the
21 local labor market by—

22 (i) listing job orders in local news-
23 papers on 2 separate Sundays; and

24 (ii) posting the job opportunity on the
25 appropriate Department of Labor Elec-

1 tronic Job Registry and at the employer’s
2 place of employment; and

3 (B) offers the job to an equally or better
4 qualified United States worker who—

5 (i) applies for the job; and

6 (ii) will be available at the time and
7 place of need.

8 (3) EXEMPTION FROM RULES WITH RESPECT
9 TO STAGGERING.—The Secretary of Labor shall not
10 consider an employer in the seafood industry who
11 brings H–2B nonimmigrants into the United States
12 during the 120-day period specified in paragraph (1)
13 to be staggering the date of need in violation of sec-
14 tion 655.20(d) of title 20, Code of Federal Regula-
15 tions, or any other applicable provision of law.

16 (b) H–2B NONIMMIGRANTS DEFINED.—In this sec-
17 tion, the term “H–2B nonimmigrants” means aliens ad-
18 mitted to the United States pursuant to section
19 101(a)(15)(H)(ii)(B) of the Immigration and Nationality
20 Act (8 U.S.C. 1101(a)(15)(H)(ii)(B)).

21 SEC. 110. The determination of prevailing wage for
22 the purposes of the H–2B program shall be the greater
23 of—(1) the actual wage level paid by the employer to other
24 employees with similar experience and qualifications for
25 such position in the same location; or (2) the prevailing

1 wage level for the occupational classification of the posi-
2 tion in the geographic area in which the H-2B non-
3 immigrant will be employed, based on the best information
4 available at the time of filing the petition. In the deter-
5 mination of prevailing wage for the purposes of the H-
6 2B program, the Secretary shall accept private wage sur-
7 veys even in instances where Occupational Employment
8 Statistics survey data are available unless the Secretary
9 determines that the methodology and data in the provided
10 survey are not statistically supported.

11 SEC. 111. None of the funds in this Act shall be used
12 to enforce the definition of corresponding employment
13 found in 20 CFR 655.5 or the three-fourths guarantee
14 rule definition found in 20 CFR 655.20, or any references
15 thereto. Further, for the purpose of regulating admission
16 of temporary workers under the H-2B program, the defi-
17 nition of temporary need shall be that provided in 8 CFR
18 214.2(h)(6)(ii)(B).

19 SEC. 112. Notwithstanding any other provision of
20 law, the Secretary may furnish through grants, coopera-
21 tive agreements, contracts, and other arrangements, up to
22 \$2,000,000 of excess personal property, at a value deter-
23 mined by the Secretary, to apprenticeship programs for
24 the purpose of training apprentices in those programs.

1 SEC. 113. (a) The Act entitled “An Act to create a
2 Department of Labor”, approved March 4, 1913 (37 Stat.
3 736, chapter 141) shall be applied as if the following text
4 is part of such Act:

5 **“SEC. 12. SECURITY DETAIL.**

6 “(a) IN GENERAL.—The Secretary of Labor is au-
7 thorized to employ law enforcement officers or special
8 agents to—

9 “(1) provide protection for the Secretary of
10 Labor during the workday of the Secretary and dur-
11 ing any activity that is preliminary or postliminary
12 to the performance of official duties by the Sec-
13 retary;

14 “(2) provide protection, incidental to the protec-
15 tion provided to the Secretary, to a member of the
16 immediate family of the Secretary who is partici-
17 pating in an activity or event relating to the official
18 duties of the Secretary;

19 “(3) provide continuous protection to the Sec-
20 retary (including during periods not described in
21 paragraph (1)) and to the members of the imme-
22 diate family of the Secretary if there is a unique and
23 articulable threat of physical harm, in accordance
24 with guidelines established by the Secretary; and

1 “(4) provide protection to the Deputy Secretary
2 of Labor or another senior officer representing the
3 Secretary of Labor at a public event if there is a
4 unique and articulable threat of physical harm, in
5 accordance with guidelines established by the Sec-
6 retary.

7 “(b) AUTHORITIES.—The Secretary of Labor may
8 authorize a law enforcement officer or special agent em-
9 ployed under subsection (a), for the purpose of performing
10 the duties authorized under subsection (a), to—

11 “(1) carry firearms;

12 “(2) make arrests without a warrant for any of-
13 fense against the United States committed in the
14 presence of such officer or special agent;

15 “(3) perform protective intelligence work, in-
16 cluding identifying and mitigating potential threats
17 and conducting advance work to review security mat-
18 ters relating to sites and events;

19 “(4) coordinate with local law enforcement
20 agencies; and

21 “(5) initiate criminal and other investigations
22 into potential threats to the security of the Sec-
23 retary, in coordination with the Inspector General of
24 the Department of Labor.

1 “(c) COMPLIANCE WITH GUIDELINES.—A law en-
2 forcement officer or special agent employed under sub-
3 section (a) shall exercise any authority provided under this
4 section in accordance with any—

5 “(1) guidelines issued by the Attorney General;
6 and

7 “(2) guidelines prescribed by the Secretary of
8 Labor.”.

9 (b) This section shall be effective on the date of en-
10 actment of this Act.

11 SEC. 114. The Secretary is authorized to dispose of
12 or divest, by any means the Secretary determines appro-
13 priate, including an agreement or partnership to construct
14 a new Job Corps center, all or a portion of the real prop-
15 erty on which the Treasure Island Job Corps Center is
16 situated. Any sale or other disposition will not be subject
17 to any requirement of any Federal law or regulation relat-
18 ing to the disposition of Federal real property, including
19 but not limited to subchapter III of chapter 5 of title 40
20 of the United States Code and subchapter V of chapter
21 119 of title 42 of the United States Code. The net pro-
22 ceeds of such a sale shall be transferred to the Secretary,
23 which shall be available until expended to carry out the
24 Job Corps Program.

1 SEC. 115. Not later than the 1st and 15th day of
2 each month, the Department of Labor shall provide the
3 Committee on Appropriations of the House of Representa-
4 tives and the Senate a report on travel, as described in
5 the report accompanying this Act under the heading De-
6 partmental Management.

7 This title may be cited as the “Department of Labor
8 Appropriations Act, 2020”.

1 TITLE II
2 DEPARTMENT OF HEALTH AND HUMAN
3 SERVICES
4 HEALTH RESOURCES AND SERVICES ADMINISTRATION
5 PRIMARY HEALTH CARE

6 For carrying out titles II and III of the Public Health
7 Service Act (referred to in this Act as the “PHS Act”) *with respect to primary health care and the Native Hawaiian Health Care Act of 1988, \$1,626,522,000: Provided,*
8 *That no more than \$1,000,000 shall be available until expended for carrying out the provisions of section 224(o) of the PHS Act: Provided further,* That no more than
9 *\$120,000,000 shall be available until expended for carrying out subsections (g) through (n) and (q) of section 224 of the PHS Act, and for expenses incurred by the*
10 *Department of Health and Human Services (referred to in this Act as “HHS”) pertaining to administrative claims made under such law: Provided further,* That of funds provided for the Health Centers program, as defined by section 330 of the PHS Act, by this Act or any other Act
11 *for fiscal year 2020, not less than \$200,000,000 shall be obligated in fiscal year 2020 for improving quality of care or expanded service grants under section 330 of the PHS Act to support and enhance behavioral health, mental health, or substance use disorder services: Provided fur-*

1 *ther*, That of funds provided for the Health Centers pro-
2 gram, as defined by section 330 of the PHS Act, by this
3 Act or any other Act for fiscal year 2020, \$50,000,000
4 shall be for the expansion of services that support access
5 to and the use of pre-exposure prophylaxis for human im-
6 munodeficiency virus (HIV) in high-need jurisdictions.

7 HEALTH WORKFORCE

8 For carrying out titles III, VII, and VIII of the PHS
9 Act with respect to the health workforce, sections 1128E
10 and 1921 of the Social Security Act, and the Health Care
11 Quality Improvement Act of 1986, \$1,108,506,000: *Pro-*
12 *vided*, That sections 751(j)(2) and 762(k) of the PHS Act
13 and the proportional funding amounts in paragraphs (1)
14 through (4) of section 756(f) of the PHS Act shall not
15 apply to funds made available under this heading: *Pro-*
16 *vided further*, That for any program operating under sec-
17 tion 751 of the PHS Act on or before January 1, 2009,
18 the Secretary of Health and Human Services (referred to
19 in this title as the “Secretary”) may hereafter waive any
20 of the requirements contained in sections 751(d)(2)(A)
21 and 751(d)(2)(B) of such Act for the full project period
22 of a grant under such section: *Provided further*, That no
23 funds shall be available for section 340G–1 of the PHS
24 Act: *Provided further*, That fees collected for the disclosure
25 of information under section 427(b) of the Health Care

1 Quality Improvement Act of 1986 and sections
2 1128E(d)(2) and 1921 of the Social Security Act shall be
3 sufficient to recover the full costs of operating the pro-
4 grams authorized by such sections and shall remain avail-
5 able until expended for the National Practitioner Data
6 Bank: *Provided further*, That funds transferred to this ac-
7 count to carry out section 846 and subpart 3 of part D
8 of title III of the PHS Act may be used to make prior
9 year adjustments to awards made under such section and
10 subpart: *Provided further*, That \$105,000,000 shall re-
11 main available until expended for the purposes of pro-
12 viding primary health services, assigning National Health
13 Service Corps (“NHSC”) members to expand the delivery
14 of substance use disorder treatment services, notwith-
15 standing the assignment priorities and limitations under
16 sections 333(a)(1)(D), 333(b), and 333A(a)(1)(B)(ii) of
17 the PHS Act, and making payments under the NHSC
18 Loan Repayment Program under section 338B of such
19 Act: *Provided further*, That, in addition to amounts other-
20 wise made available in the previous proviso, \$15,000,000
21 shall remain available until expended for the purposes of
22 making payments under the NHSC Loan Repayment Pro-
23 gram under section 338B of the PHS Act to individuals
24 participating in such program who provide primary health
25 services in Indian Health Service facilities, Tribally-Oper-

1 ated 638 Health Programs, and Urban Indian Health
2 Programs (as those terms are defined by the Secretary),
3 notwithstanding the assignment priorities and limitations
4 under section 333(b) of such Act: *Provided further*, That
5 for purposes of the previous two provisos, section
6 331(a)(3)(D) of the PHS Act shall be applied as if the
7 term “primary health services” includes clinical substance
8 use disorder treatment services, including those provided
9 by masters level, licensed substance use disorder treat-
10 ment counselors.

11 Of the funds made available under this heading,
12 \$25,000,000 shall remain available until expended for
13 grants to public institutions of higher education to expand
14 or support graduate education for physicians provided by
15 such institutions: *Provided*, That, in awarding such
16 grants, the Secretary shall give priority to public institu-
17 tions of higher education located in States with a projected
18 primary care provider shortage in 2025, as determined by
19 the Secretary: *Provided further*, That grants so awarded
20 are limited to such public institutions of higher education
21 in States in the top quintile of States with a projected
22 primary care provider shortage in 2025, as determined by
23 the Secretary: *Provided further*, That the minimum
24 amount of a grant so awarded to such an institution shall
25 be not less than \$1,000,000 per year: *Provided further*,

1 That such a grant may be awarded for a period not to
2 exceed 5 years: *Provided further*, That such a grant award-
3 ed with respect to a year to such an institution shall be
4 subject to a matching requirement of non-Federal funds
5 in an amount that is not less than 10 percent of the total
6 amount of Federal funds provided in the grant to such
7 institution with respect to such year.

8 MATERNAL AND CHILD HEALTH

9 For carrying out titles III, XI, XII, and XIX of the
10 PHS Act with respect to maternal and child health, title
11 V of the Social Security Act, and section 712 of the Amer-
12 ican Jobs Creation Act of 2004, \$926,789,000: *Provided*,
13 That notwithstanding sections 502(a)(1) and 502(b)(1) of
14 the Social Security Act, not more than \$109,593,000 shall
15 be available for carrying out special projects of regional
16 and national significance pursuant to section 501(a)(2) of
17 such Act and \$10,276,000 shall be available for projects
18 described in subparagraphs (A) through (F) of section
19 501(a)(3) of such Act.

20 RYAN WHITE HIV/AIDS PROGRAM

21 For carrying out title XXVI of the PHS Act with
22 respect to the Ryan White HIV/AIDS program,
23 \$2,388,781,000, of which \$2,040,881,000 shall remain
24 available to the Secretary through September 30, 2022,
25 for parts A and B of title XXVI of the PHS Act, and

1 of which not less than \$900,313,000 shall be for State
2 AIDS Drug Assistance Programs under the authority of
3 section 2616 or 311(c) of such Act; and of which
4 \$70,000,000, to remain available until expended, shall be
5 available to the Secretary for carrying out a program of
6 grants and contracts under title XXVI or section 311(c)
7 of such Act focused on ending the nationwide epidemic,
8 with any grants issued under such section 311(c) adminis-
9 tered in conjunction with title XXVI of the PHS Act, in-
10 cluding the limitation on administrative expenses.

11 HEALTH CARE SYSTEMS

12 For carrying out titles III and XII of the PHS Act
13 with respect to health care systems, and the Stem Cell
14 Therapeutic and Research Act of 2005, \$124,593,000, of
15 which \$122,000 shall be available until expended for facili-
16 ties renovations at the Gillis W. Long Hansen's Disease
17 Center.

18 RURAL HEALTH

19 For carrying out titles III and IV of the PHS Act
20 with respect to rural health, section 427(a) of the Federal
21 Coal Mine Health and Safety Act of 1969, and sections
22 711 and 1820 of the Social Security Act, \$311,794,000,
23 of which \$53,609,000 from general revenues, notwith-
24 standing section 1820(j) of the Social Security Act, shall
25 be available for carrying out the Medicare rural hospital

1 flexibility grants program: *Provided*, That of the funds
2 made available under this heading for Medicare rural hos-
3 pital flexibility grants, \$19,942,000 shall be available for
4 the Small Rural Hospital Improvement Grant Program
5 for quality improvement and adoption of health informa-
6 tion technology and up to \$1,000,000 shall be to carry
7 out section 1820(g)(6) of the Social Security Act, with
8 funds provided for grants under section 1820(g)(6) avail-
9 able for the purchase and implementation of telehealth
10 services, including pilots and demonstrations on the use
11 of electronic health records to coordinate rural veterans
12 care between rural providers and the Department of Vet-
13 erans Affairs electronic health record system: *Provided*
14 *further*, That notwithstanding section 338J(k) of the PHS
15 Act, \$10,000,000 shall be available for State Offices of
16 Rural Health: *Provided further*, That \$10,000,000 shall
17 remain available through September 30, 2022, to support
18 the Rural Residency Development Program: *Provided fur-*
19 *ther*, That \$110,000,000 shall be for the Rural Commu-
20 nities Opioids Response Program.

21 FAMILY PLANNING

22 For carrying out the program under title X of the
23 PHS Act to provide for voluntary family planning
24 projects, \$286,479,000: *Provided*, That amounts provided
25 to said projects under such title shall not be expended for

1 abortions, that all pregnancy counseling shall be nondirec-
 2 tive, and that such amounts shall not be expended for any
 3 activity (including the publication or distribution of lit-
 4 erature) that in any way tends to promote public support
 5 or opposition to any legislative proposal or candidate for
 6 public office.

7 PROGRAM MANAGEMENT

8 For program support in the Health Resources and
 9 Services Administration, \$155,250,000: *Provided*, That
 10 funds made available under this heading may be used to
 11 supplement program support funding provided under the
 12 headings “Primary Health Care”, “Health Workforce”,
 13 “Maternal and Child Health”, “Ryan White HIV/AIDS
 14 Program”, “Health Care Systems”, and “Rural Health”.

15 VACCINE INJURY COMPENSATION PROGRAM TRUST FUND

16 For payments from the Vaccine Injury Compensation
 17 Program Trust Fund (the “Trust Fund”), such sums as
 18 may be necessary for claims associated with vaccine-re-
 19 lated injury or death with respect to vaccines administered
 20 after September 30, 1988, pursuant to subtitle 2 of title
 21 XXI of the PHS Act, to remain available until expended:
 22 *Provided*, That for necessary administrative expenses, not
 23 to exceed \$9,200,000 shall be available from the Trust
 24 Fund to the Secretary.

1 CENTERS FOR DISEASE CONTROL AND PREVENTION

2 IMMUNIZATION AND RESPIRATORY DISEASES

3 For carrying out titles II, III, XVII, and XXI, and
4 section 2821 of the PHS Act, titles II and IV of the Immi-
5 gration and Nationality Act, and section 501 of the Ref-
6 ugee Education Assistance Act, with respect to immuniza-
7 tion and respiratory diseases, \$428,105,000.

8 HIV/AIDS, VIRAL HEPATITIS, SEXUALLY TRANSMITTED
9 DISEASES, AND TUBERCULOSIS PREVENTION

10 For carrying out titles II, III, XVII, and XXIII of
11 the PHS Act with respect to HIV/AIDS, viral hepatitis,
12 sexually transmitted diseases, and tuberculosis prevention,
13 \$1,270,056,000.

14 EMERGING AND ZOOONOTIC INFECTIOUS DISEASES

15 For carrying out titles II, III, and XVII, and section
16 2821 of the PHS Act, titles II and IV of the Immigration
17 and Nationality Act, and section 501 of the Refugee Edu-
18 cation Assistance Act, with respect to emerging and
19 zoonotic infectious diseases, \$563,372,000.

20 CHRONIC DISEASE PREVENTION AND HEALTH
21 PROMOTION

22 For carrying out titles II, III, XI, XV, XVII, and
23 XIX of the PHS Act with respect to chronic disease pre-
24 vention and health promotion, \$896,871,000: *Provided*,
25 That funds appropriated under this account may be avail-

1 able for making grants under section 1509 of the PHS
2 Act for not less than 21 States, tribes, or tribal organiza-
3 tions: *Provided further*, That of the funds made available
4 under this heading, \$15,000,000 shall be available to con-
5 tinue and expand community specific extension and out-
6 reach programs to combat obesity in counties with the
7 highest levels of obesity: *Provided further*, That the pro-
8 portional funding requirements under section 1503(a) of
9 the PHS Act shall not apply to funds made available
10 under this heading.

11 BIRTH DEFECTS, DEVELOPMENTAL DISABILITIES,
12 DISABILITIES AND HEALTH

13 For carrying out titles II, III, XI, and XVII of the
14 PHS Act with respect to birth defects, developmental dis-
15 abilities, disabilities and health, \$159,560,000.

16 PUBLIC HEALTH SCIENTIFIC SERVICES

17 For carrying out titles II, III, and XVII of the PHS
18 Act with respect to health statistics, surveillance, health
19 informatics, and workforce development, \$504,379,000.

20 ENVIRONMENTAL HEALTH

21 For carrying out titles II, III, and XVII of the PHS
22 Act with respect to environmental health, \$194,350,000.

1 INJURY PREVENTION AND CONTROL

2 For carrying out titles II, III, and XVII of the PHS
3 Act with respect to injury prevention and control,
4 \$663,559,000.

5 NATIONAL INSTITUTE FOR OCCUPATIONAL SAFETY AND
6 HEALTH

7 For carrying out titles II, III, and XVII of the PHS
8 Act, sections 101, 102, 103, 201, 202, 203, 301, and 501
9 of the Federal Mine Safety and Health Act, section 13
10 of the Mine Improvement and New Emergency Response
11 Act, and sections 20, 21, and 22 of the Occupational Safe-
12 ty and Health Act, with respect to occupational safety and
13 health, \$338,800,000.

14 ENERGY EMPLOYEES OCCUPATIONAL ILLNESS
15 COMPENSATION PROGRAM

16 For necessary expenses to administer the Energy
17 Employees Occupational Illness Compensation Program
18 Act, \$55,358,000, to remain available until expended: *Pro-*
19 *vided*, That this amount shall be available consistent with
20 the provision regarding administrative expenses in section
21 151(b) of division B, title I of Public Law 106–554.

22 GLOBAL HEALTH

23 For carrying out titles II, III, and XVII of the PHS
24 Act with respect to global health, \$595,843,000, of which:
25 (1) \$128,421,000 shall remain available through Sep-

1 tember 30, 2021 for international HIV/AIDS; and (2)
2 \$198,400,000 shall remain available through September
3 30, 2022 for Global Disease Detection and Emergency Re-
4 sponse: *Provided*, That funds may be used for purchase
5 and insurance of official motor vehicles in foreign coun-
6 tries.

7 PUBLIC HEALTH PREPAREDNESS AND RESPONSE

8 For carrying out titles II, III, and XVII of the PHS
9 Act with respect to public health preparedness and re-
10 sponse, and for expenses necessary to support activities
11 related to countering potential biological, nuclear, radio-
12 logical, and chemical threats to civilian populations,
13 \$850,200,000: *Provided*, That the Director of the Centers
14 for Disease Control and Prevention (referred to in this
15 title as “CDC”) or the Administrator of the Agency for
16 Toxic Substances and Disease Registry may detail staff
17 without reimbursement for up to 90 days to support an
18 activation of the CDC Emergency Operations Center, so
19 long as the Director or Administrator, as applicable, pro-
20 vides a notice to the Committees on Appropriations of the
21 House of Representatives and the Senate within 15 days
22 of the use of this authority and a full report within 30
23 days after use of this authority which includes the number
24 of staff and funding level broken down by the originating
25 center and number of days detailed: *Provided further*,

1 That funds appropriated under this heading may be used
2 to support a contract for the operation and maintenance
3 of an aircraft in direct support of activities throughout
4 CDC to ensure the agency is prepared to address public
5 health preparedness emergencies.

6 BUILDINGS AND FACILITIES
7 (INCLUDING TRANSFER OF FUNDS)

8 For acquisition of real property, equipment, construc-
9 tion, demolition, and renovation of facilities, \$30,000,000,
10 which shall remain available until September 30, 2024:
11 *Provided*, That funds made available to this account in
12 this or any prior Act that are available for the acquisition
13 of real property or for construction or improvement of fa-
14 cilities shall be available to make improvements on non-
15 federally owned property, provided that any improvements
16 that are not adjacent to federally owned property do not
17 exceed \$2,500,000, provided that the primary benefit of
18 such improvements accrues to CDC: *Provided further*,
19 That funds previously set-aside by CDC for repair and up-
20 grade of the Lake Lynn Experimental Mine and Labora-
21 tory shall be used to acquire a replacement mine safety
22 research facility: *Provided further*, That in addition, the
23 prior year unobligated balance of any amounts assigned
24 to former employees in accounts of CDC made available
25 for Individual Learning Accounts shall be credited to and

1 merged with the amounts made available under this head-
2 ing to support the replacement of the mine safety research
3 facility.

4 CDC-WIDE ACTIVITIES AND PROGRAM SUPPORT
5 (INCLUDING TRANSFER OF FUNDS)

6 For carrying out titles II, III, XVII and XIX, and
7 section 2821 of the PHS Act and for cross-cutting activi-
8 ties and program support for activities funded in other
9 appropriations included in this Act for the Centers for
10 Disease Control and Prevention, \$113,570,000, of which
11 up to \$5,000,000 may be transferred to the reserve of the
12 Working Capital Fund authorized under this heading in
13 division F of Public Law 112–74: *Provided*, That para-
14 graphs (1) through (3) of subsection (b) of section 2821
15 of the PHS Act shall not apply to funds appropriated
16 under this heading and in all other accounts of the CDC:
17 *Provided further*, That employees of CDC or the Public
18 Health Service, both civilian and commissioned officers,
19 detailed to States, municipalities, or other organizations
20 under authority of section 214 of the PHS Act, or in over-
21 seas assignments, shall be treated as non-Federal employ-
22 ees for reporting purposes only and shall not be included
23 within any personnel ceiling applicable to the Agency,
24 Service, or HHS during the period of detail or assignment:
25 *Provided further*, That CDC may use up to \$10,000 from

1 amounts appropriated to CDC in this Act for official re-
2 ception and representation expenses when specifically ap-
3 proved by the Director of CDC: *Provided further*, That in
4 addition, such sums as may be derived from authorized
5 user fees, which shall be credited to the appropriation
6 charged with the cost thereof: *Provided further*, That with
7 respect to the previous proviso, authorized user fees from
8 the Vessel Sanitation Program and the Respirator Certifi-
9 cation Program shall be available through September 30,
10 2020.

11 NATIONAL INSTITUTES OF HEALTH

12 NATIONAL CANCER INSTITUTE

13 For carrying out section 301 and title IV of the PHS
14 Act with respect to cancer, \$6,156,863,000, of which up
15 to \$30,000,000 may be used for facilities repairs and im-
16 provements at the National Cancer Institute—Frederick
17 Federally Funded Research and Development Center in
18 Frederick, Maryland.

19 NATIONAL HEART, LUNG, AND BLOOD INSTITUTE

20 For carrying out section 301 and title IV of the PHS
21 Act with respect to cardiovascular, lung, and blood dis-
22 eases, and blood and blood products, \$3,694,771,000.

1 NATIONAL INSTITUTE OF DENTAL AND CRANIOFACIAL
2 RESEARCH

3 For carrying out section 301 and title IV of the PHS
4 Act with respect to dental and craniofacial diseases,
5 \$486,756,000.

6 NATIONAL INSTITUTE OF DIABETES AND DIGESTIVE AND
7 KIDNEY DISEASES

8 For carrying out section 301 and title IV of the PHS
9 Act with respect to diabetes and digestive and kidney dis-
10 ease, \$2,155,327,000.

11 NATIONAL INSTITUTE OF NEUROLOGICAL DISORDERS
12 AND STROKE

13 For carrying out section 301 and title IV of the PHS
14 Act with respect to neurological disorders and stroke,
15 \$2,420,494,000.

16 NATIONAL INSTITUTE OF ALLERGY AND INFECTIOUS
17 DISEASES

18 For carrying out section 301 and title IV of the PHS
19 Act with respect to allergy and infectious diseases,
20 \$5,937,816,000.

21 NATIONAL INSTITUTE OF GENERAL MEDICAL SCIENCES

22 For carrying out section 301 and title IV of the PHS
23 Act with respect to general medical sciences,
24 \$2,969,113,000, of which \$1,564,105,000 shall be from
25 funds available under section 241 of the PHS Act: *Pro-*

1 *vided*, That not less than \$380,758,000 is provided for
2 the Institutional Development Awards program.

3 EUNICE KENNEDY SHRIVER NATIONAL INSTITUTE OF
4 CHILD HEALTH AND HUMAN DEVELOPMENT

5 For carrying out section 301 and title IV of the PHS
6 Act with respect to child health and human development,
7 \$1,587,278,000.

8 NATIONAL EYE INSTITUTE

9 For carrying out section 301 and title IV of the PHS
10 Act with respect to eye diseases and visual disorders,
11 \$840,163,000.

12 NATIONAL INSTITUTE OF ENVIRONMENTAL HEALTH
13 SCIENCES

14 For carrying out section 301 and title IV of the PHS
15 Act with respect to environmental health sciences,
16 \$815,729,000.

17 NATIONAL INSTITUTE ON AGING

18 For carrying out section 301 and title IV of the PHS
19 Act with respect to aging, \$3,606,040,000.

20 NATIONAL INSTITUTE OF ARTHRITIS AND
21 MUSCULOSKELETAL AND SKIN DISEASES

22 For carrying out section 301 and title IV of the PHS
23 Act with respect to arthritis and musculoskeletal and skin
24 diseases, \$637,097,000.

1 NATIONAL INSTITUTE ON DEAFNESS AND OTHER
2 COMMUNICATION DISORDERS

3 For carrying out section 301 and title IV of the PHS
4 Act with respect to deafness and other communication dis-
5 orders, \$500,270,000.

6 NATIONAL INSTITUTE OF NURSING RESEARCH

7 For carrying out section 301 and title IV of the PHS
8 Act with respect to nursing research, \$172,417,000.

9 NATIONAL INSTITUTE ON ALCOHOL ABUSE AND
10 ALCOHOLISM

11 For carrying out section 301 and title IV of the PHS
12 Act with respect to alcohol abuse and alcoholism,
13 \$556,010,000.

14 NATIONAL INSTITUTE ON DRUG ABUSE

15 For carrying out section 301 and title IV of the PHS
16 Act with respect to drug abuse, \$1,490,498,000.

17 NATIONAL INSTITUTE OF MENTAL HEALTH

18 For carrying out section 301 and title IV of the PHS
19 Act with respect to mental health, \$2,006,244,000.

20 NATIONAL HUMAN GENOME RESEARCH INSTITUTE

21 For carrying out section 301 and title IV of the PHS
22 Act with respect to human genome research,
23 \$607,999,000.

1 NATIONAL INSTITUTE OF BIOMEDICAL IMAGING AND
2 BIOENGINEERING

3 For carrying out section 301 and title IV of the PHS
4 Act with respect to biomedical imaging and bioengineering
5 research, \$411,496,000.

6 NATIONAL CENTER FOR COMPLEMENTARY AND
7 INTEGRATIVE HEALTH

8 For carrying out section 301 and title IV of the PHS
9 Act with respect to complementary and integrative health,
10 \$154,695,000.

11 NATIONAL INSTITUTE ON MINORITY HEALTH AND
12 HEALTH DISPARITIES

13 For carrying out section 301 and title IV of the PHS
14 Act with respect to minority health and health disparities
15 research, \$330,968,000: *Provided*, That funds may be
16 used to implement a reorganization that is presented to
17 an advisory council in a public meeting and for which the
18 Committees on Appropriations of the House of Represent-
19 atives and the Senate have been notified 30 days in ad-
20 vance.

21 JOHN E. FOGARTY INTERNATIONAL CENTER

22 For carrying out the activities of the John E. Fogarty
23 International Center (described in subpart 2 of part E of
24 title IV of the PHS Act), \$82,338,000.

1 NATIONAL LIBRARY OF MEDICINE

2 For carrying out section 301 and title IV of the PHS
3 Act with respect to health information communications,
4 \$465,837,000: *Provided*, That of the amounts available for
5 improvement of information systems, \$4,000,000 shall be
6 available until September 30, 2021: *Provided further*, That
7 in fiscal year 2020, the National Library of Medicine may
8 enter into personal services contracts for the provision of
9 services in facilities owned, operated, or constructed under
10 the jurisdiction of the National Institutes of Health (re-
11 ferred to in this title as “NIH”).

12 NATIONAL CENTER FOR ADVANCING TRANSLATIONAL
13 SCIENCES

14 For carrying out section 301 and title IV of the PHS
15 Act with respect to translational sciences, \$849,159,000:
16 *Provided*, That up to \$60,000,000 shall be available to im-
17 plement section 480 of the PHS Act, relating to the Cures
18 Acceleration Network: *Provided further*, That at least
19 \$589,436,000 is provided to the Clinical and Translational
20 Sciences Awards program.

21 OFFICE OF THE DIRECTOR

22 (INCLUDING TRANSFER OF FUNDS)

23 For carrying out the responsibilities of the Office of
24 the Director, NIH, \$2,344,022,000: *Provided*, That fund-
25 ing shall be available for the purchase of not to exceed

1 29 passenger motor vehicles for replacement only: *Pro-*
2 *vided further*, That all funds credited to the NIH Manage-
3 ment Fund shall remain available for one fiscal year after
4 the fiscal year in which they are deposited: *Provided fur-*
5 *ther*, That \$180,000,000 shall be for the Environmental
6 Influences on Child Health Outcomes study: *Provided fur-*
7 *ther*, That \$638,751,000 shall be available for the Com-
8 mon Fund established under section 402A(c)(1) of the
9 PHS Act: *Provided further*, That of the funds provided,
10 \$10,000 shall be for official reception and representation
11 expenses when specifically approved by the Director of the
12 NIH: *Provided further*, That the Office of AIDS Research
13 within the Office of the Director of the NIH may spend
14 up to \$8,000,000 to make grants for construction or ren-
15 ovation of facilities as provided for in section
16 2354(a)(5)(B) of the PHS Act: *Provided further*, That
17 \$50,000,000 shall be used to carry out section 404I of
18 the PHS Act (42 U.S.C. 283K), relating to biomedical and
19 behavioral research facilities: *Provided further*, That
20 \$5,000,000 shall be transferred to and merged with the
21 appropriation for the “Office of Inspector General” for
22 oversight of grant programs and operations of the NIH,
23 including agency efforts to ensure the integrity of its grant
24 application evaluation and selection processes, and shall
25 be in addition to funds otherwise made available for over-

1 sight of the NIH: *Provided further*, That the funds pro-
2 vided in the previous proviso may be transferred from one
3 specified activity to another with 15 days prior approval
4 of the Committees on Appropriations of the House of Rep-
5 resentatives and the Senate: *Provided further*, That the In-
6 spector General shall consult with the Committees on Ap-
7 propriations of the House of Representatives and the Sen-
8 ate before submitting to the Committees an audit plan for
9 fiscal years 2020 and 2021 no later than 30 days after
10 the date of enactment of this Act: *Provided further*, That
11 amounts available under this heading are also available
12 to establish, operate, and support the Research Policy
13 Board authorized by section 2034(f) of the 21st Century
14 Cures Act.

15 In addition to other funds appropriated for the Com-
16 mon Fund established under section 402A(c) of the PHS
17 Act, \$12,600,000 is appropriated to the Common Fund
18 from the 10-year Pediatric Research Initiative Fund de-
19 scribed in section 9008 of title 26, United States Code,
20 for the purpose of carrying out section 402(b)(7)(B)(ii)
21 of the PHS Act (relating to pediatric research), as author-
22 ized in the Gabriella Miller Kids First Research Act.

23 BUILDINGS AND FACILITIES

24 For the study of, construction of, demolition of, ren-
25 ovation of, and acquisition of equipment for, facilities of

1 or used by NIH, including the acquisition of real property,
2 \$300,000,000, to remain available through September 30,
3 2024.

4 NIH INNOVATION ACCOUNT, CURES ACT
5 (INCLUDING TRANSFER OF FUNDS)

6 For necessary expenses to carry out the purposes de-
7 scribed in section 1001(b)(4) of the 21st Century Cures
8 Act, in addition to amounts available for such purposes
9 in the appropriations provided to the NIH in this Act,
10 \$492,000,000, to remain available until expended: *Pro-*
11 *vided*, That such amounts are appropriated pursuant to
12 section 1001(b)(3) of such Act, are to be derived from
13 amounts transferred under section 1001(b)(2)(A) of such
14 Act, and may be transferred by the Director of the Na-
15 tional Institutes of Health to other accounts of the Na-
16 tional Institutes of Health solely for the purposes provided
17 in such Act: *Provided further*, That upon a determination
18 by the Director that funds transferred pursuant to the
19 previous proviso are not necessary for the purposes pro-
20 vided, such amounts may be transferred back to the Ac-
21 count: *Provided further*, That the transfer authority pro-
22 vided under this heading is in addition to any other trans-
23 fer authority provided by law.

1 SUBSTANCE ABUSE AND MENTAL HEALTH SERVICES

2 ADMINISTRATION

3 MENTAL HEALTH

4 For carrying out titles III, V, and XIX of the PHS
5 Act with respect to mental health, and the Protection and
6 Advocacy for Individuals with Mental Illness Act,
7 \$1,624,974,000: *Provided*, That of the funds made avail-
8 able under this heading, \$63,887,000 shall be for the Na-
9 tional Child Traumatic Stress Initiative: *Provided further*,
10 That notwithstanding section 520A(f)(2) of the PHS Act,
11 no funds appropriated for carrying out section 520A shall
12 be available for carrying out section 1971 of the PHS Act:
13 *Provided further*, That in addition to amounts provided
14 herein, \$21,039,000 shall be available under section 241
15 of the PHS Act to carry out subpart I of part B of title
16 XIX of the PHS Act to fund section 1920(b) technical
17 assistance, national data, data collection and evaluation
18 activities, and further that the total available under this
19 Act for section 1920(b) activities shall not exceed 5 per-
20 cent of the amounts appropriated for subpart I of part
21 B of title XIX: *Provided further*, That up to 10 percent
22 of the amounts made available to carry out the Children's
23 Mental Health Services program may be used to carry out
24 demonstration grants or contracts for early interventions
25 with persons not more than 25 years of age at clinical

1 high risk of developing a first episode of psychosis: *Pro-*
2 *vided further*, That section 520E(b)(2) of the PHS Act
3 shall not apply to funds appropriated in this Act for fiscal
4 year 2020: *Provided further*, That States shall expend at
5 least 10 percent of the amount each receives for carrying
6 out section 1911 of the PHS Act to support evidence-
7 based programs that address the needs of individuals with
8 early serious mental illness, including psychotic disorders,
9 regardless of the age of the individual at onset: *Provided*
10 *further*, That \$200,000,000 shall be available until Sep-
11 tember 30, 2022 for grants to communities and commu-
12 nity organizations who meet criteria for Certified Commu-
13 nity Behavioral Health Clinics pursuant to section 223(a)
14 of Public Law 113–93: *Provided further*, That none of the
15 funds provided for section 1911 of the PHS Act shall be
16 subject to section 241 of such Act: *Provided further*, That
17 of the funds made available under this heading,
18 \$15,000,000 shall be to carry out section 224 of the Pro-
19 tecting Access to Medicare Act of 2014 (Public Law 113–
20 93; 42 U.S.C. 290aa 22 note).

21 SUBSTANCE ABUSE TREATMENT

22 For carrying out titles III and V of the PHS Act
23 with respect to substance abuse treatment and title XIX
24 of such Act with respect to substance abuse treatment and
25 prevention, and the SUPPORT for Patients and Commu-

1 nities Act, \$3,751,556,000: *Provided*, That
2 \$1,500,000,000 shall be for State Opioid Response Grants
3 for carrying out activities pertaining to opioids and stimu-
4 lants undertaken by the State agency responsible for ad-
5 ministering the substance abuse prevention and treatment
6 block grant under subpart II of part B of title XIX of
7 the PHS Act (42 U.S.C. 300x-21 et seq.): *Provided fur-*
8 *ther*, That of such amount \$50,000,000 shall be made
9 available to Indian Tribes or tribal organizations: *Provided*
10 *further*, That 15 percent of the remaining amount shall
11 be for the States with the highest mortality rate related
12 to opioid use disorders: *Provided further*, That of the
13 amounts provided for State Opioid Response Grants not
14 more than 2 percent shall be available for Federal admin-
15 istrative expenses, training, technical assistance, and eval-
16 uation: *Provided further*, That of the amount not reserved
17 by the previous three provisos, the Secretary shall make
18 allocations to States, territories, and the District of Co-
19 lumbia according to a formula using national survey re-
20 sults that the Secretary determines are the most objective
21 and reliable measure of drug use and drug-related deaths:
22 *Provided further*, That the Secretary shall submit the for-
23 mula methodology to the Committees on Appropriations
24 of the House of Representatives and the Senate not less
25 than 15 days prior to publishing a Funding Opportunity

1 Announcement: *Provided further*, That prevention and
2 treatment activities funded through such grants may in-
3 clude education, treatment (including the provision of
4 medication), behavioral health services for individuals in
5 treatment programs, referral to treatment services, recov-
6 ery support, and medical screening associated with such
7 treatment: *Provided further*, That each State, as well as
8 the District of Columbia, shall receive not less than
9 \$4,000,000: *Provided further*, That in addition to amounts
10 provided herein, the following amounts shall be available
11 under section 241 of the PHS Act: (1) \$79,200,000 to
12 carry out subpart II of part B of title XIX of the PHS
13 Act to fund section 1935(b) technical assistance, national
14 data, data collection and evaluation activities, and further
15 that the total available under this Act for section 1935(b)
16 activities shall not exceed 5 percent of the amounts appro-
17 priated for subpart II of part B of title XIX; and (2)
18 \$2,000,000 to evaluate substance abuse treatment pro-
19 grams: *Provided further*, That none of the funds provided
20 for section 1921 of the PHS Act or State Opioid Response
21 Grants shall be subject to section 241 of such Act.

22 SUBSTANCE ABUSE PREVENTION

23 For carrying out titles III and V of the PHS Act
24 with respect to substance abuse prevention, \$205,469,000.

1 HEALTH SURVEILLANCE AND PROGRAM SUPPORT

2 For program support and cross-cutting activities that
3 supplement activities funded under the headings “Mental
4 Health”, “Substance Abuse Treatment”, and “Substance
5 Abuse Prevention” in carrying out titles III, V, and XIX
6 of the PHS Act and the Protection and Advocacy for Indi-
7 viduals with Mental Illness Act in the Substance Abuse
8 and Mental Health Services Administration,
9 \$128,830,000: *Provided*, That in addition to amounts pro-
10 vided herein, \$31,428,000 shall be available under section
11 241 of the PHS Act to supplement funds available to
12 carry out national surveys on drug abuse and mental
13 health, to collect and analyze program data, and to con-
14 duct public awareness and technical assistance activities:
15 *Provided further*, That, in addition, fees may be collected
16 for the costs of publications, data, data tabulations, and
17 data analysis completed under title V of the PHS Act and
18 provided to a public or private entity upon request, which
19 shall be credited to this appropriation and shall remain
20 available until expended for such purposes: *Provided fur-*
21 *ther*, That amounts made available in this Act for carrying
22 out section 501(o) of the PHS Act shall remain available
23 through September 30, 2021: *Provided further*, That funds
24 made available under this heading may be used to supple-
25 ment program support funding provided under the head-

1 ings “Mental Health”, “Substance Abuse Treatment”,
 2 and “Substance Abuse Prevention”.

3 AGENCY FOR HEALTHCARE RESEARCH AND QUALITY
 4 HEALTHCARE RESEARCH AND QUALITY

5 For carrying out titles III and IX of the PHS Act,
 6 part A of title XI of the Social Security Act, and section
 7 1013 of the Medicare Prescription Drug, Improvement,
 8 and Modernization Act of 2003, \$255,960,000: *Provided*,
 9 That section 947(c) of the PHS Act shall not apply in
 10 fiscal year 2020: *Provided further*, That in addition,
 11 amounts received from Freedom of Information Act fees,
 12 reimbursable and interagency agreements, and the sale of
 13 data shall be credited to this appropriation and shall re-
 14 main available until September 30, 2021.

15 CENTERS FOR MEDICARE & MEDICAID SERVICES
 16 GRANTS TO STATES FOR MEDICAID

17 For carrying out, except as otherwise provided, titles
 18 XI and XIX of the Social Security Act, \$273,188,478,000,
 19 to remain available until expended.

20 For making, after May 31, 2020, payments to States
 21 under title XIX or in the case of section 1928 on behalf
 22 of States under title XIX of the Social Security Act for
 23 the last quarter of fiscal year 2020 for unanticipated costs
 24 incurred for the current fiscal year, such sums as may be
 25 necessary.

1 For making payments to States or in the case of sec-
2 tion 1928 on behalf of States under title XIX of the Social
3 Security Act for the first quarter of fiscal year 2021,
4 \$139,903,075,000, to remain available until expended.

5 Payment under such title XIX may be made for any
6 quarter with respect to a State plan or plan amendment
7 in effect during such quarter, if submitted in or prior to
8 such quarter and approved in that or any subsequent
9 quarter.

10 PAYMENTS TO THE HEALTH CARE TRUST FUNDS

11 For payment to the Federal Hospital Insurance
12 Trust Fund and the Federal Supplementary Medical In-
13 surance Trust Fund, as provided under sections 217(g),
14 1844, and 1860D–16 of the Social Security Act, sections
15 103(e) and 111(d) of the Social Security Amendments of
16 1965, section 278(d)(3) of Public Law 97–248, and for
17 administrative expenses incurred pursuant to section
18 201(g) of the Social Security Act, \$410,796,100,000.

19 In addition, for making matching payments under
20 section 1844 and benefit payments under section 1860D–
21 16 of the Social Security Act that were not anticipated
22 in budget estimates, such sums as may be necessary.

23 PROGRAM MANAGEMENT

24 For carrying out, except as otherwise provided, titles
25 XI, XVIII, XIX, and XXI of the Social Security Act, titles

1 XIII and XXVII of the PHS Act, the Clinical Laboratory
2 Improvement Amendments of 1988, and other responsibil-
3 ities of the Centers for Medicare & Medicaid Services, not
4 to exceed \$3,669,744,000, to be transferred from the Fed-
5 eral Hospital Insurance Trust Fund and the Federal Sup-
6 plementary Medical Insurance Trust Fund, as authorized
7 by section 201(g) of the Social Security Act; together with
8 all funds collected in accordance with section 353 of the
9 PHS Act and section 1857(e)(2) of the Social Security
10 Act, funds retained by the Secretary pursuant to section
11 1893(h) of the Social Security Act, and such sums as may
12 be collected from authorized user fees and the sale of data,
13 which shall be credited to this account and remain avail-
14 able until expended: *Provided*, That all funds derived in
15 accordance with 31 U.S.C. 9701 from organizations estab-
16 lished under title XIII of the PHS Act shall be credited
17 to and available for carrying out the purposes of this ap-
18 propriation: *Provided further*, That the Secretary is di-
19 rected to collect fees in fiscal year 2020 from Medicare
20 Advantage organizations pursuant to section 1857(e)(2)
21 of the Social Security Act and from eligible organizations
22 with risk-sharing contracts under section 1876 of that Act
23 pursuant to section 1876(k)(4)(D) of that Act: *Provided*
24 *further*, That amounts available under this heading to sup-
25 port quality improvement organizations (as defined in sec-

1 tion 1152 of the Social Security Act) shall not exceed the
2 amount specifically provided for such purpose under this
3 heading in division H of the Consolidated Appropriations
4 Act, 2018 (Public Law 115–141).

5 HEALTH CARE FRAUD AND ABUSE CONTROL ACCOUNT

6 In addition to amounts otherwise available for pro-
7 gram integrity and program management, \$786,000,000,
8 to remain available through September 30, 2021, to be
9 transferred from the Federal Hospital Insurance Trust
10 Fund and the Federal Supplementary Medical Insurance
11 Trust Fund, as authorized by section 201(g) of the Social
12 Security Act, of which \$615,842,000 shall be for the Cen-
13 ters for Medicare & Medicaid Services program integrity
14 activities, of which \$89,625,000 shall be for the Depart-
15 ment of Health and Human Services Office of Inspector
16 General to carry out fraud and abuse activities authorized
17 by section 1817(k)(3) of such Act, and of which
18 \$80,533,000 shall be for the Department of Justice to
19 carry out fraud and abuse activities authorized by section
20 1817(k)(3) of such Act: *Provided*, That the report re-
21 quired by section 1817(k)(5) of the Social Security Act
22 for fiscal year 2020 shall include measures of the oper-
23 ational efficiency and impact on fraud, waste, and abuse
24 in the Medicare, Medicaid, and CHIP programs for the
25 funds provided by this appropriation: *Provided further*,

1 That of the amount provided under this heading,
2 \$311,000,000 is provided to meet the terms of section
3 251(b)(2)(C)(ii) of the Balanced Budget and Emergency
4 Deficit Control Act of 1985, as amended, and
5 \$475,000,000 is additional new budget authority specified
6 for purposes of section 251(b)(2)(C) of such Act: *Provided*
7 *further*, That the Secretary shall provide not less than
8 \$17,261,000 for the Senior Medicare Patrol program to
9 combat health care fraud and abuse from the funds pro-
10 vided to this account.

11 ADMINISTRATION FOR CHILDREN AND FAMILIES

12 PAYMENTS TO STATES FOR CHILD SUPPORT

13 ENFORCEMENT AND FAMILY SUPPORT PROGRAMS

14 For carrying out, except as otherwise provided, titles
15 I, IV–D, X, XI, XIV, and XVI of the Social Security Act
16 and the Act of July 5, 1960, \$2,890,000,000, to remain
17 available until expended; and for such purposes for the
18 first quarter of fiscal year 2021, \$1,400,000,000, to re-
19 main available until expended.

20 For carrying out, after May 31 of the current fiscal
21 year, except as otherwise provided, titles I, IV–D, X, XI,
22 XIV, and XVI of the Social Security Act and the Act of
23 July 5, 1960, for the last 3 months of the current fiscal
24 year for unanticipated costs, incurred for the current fiscal
25 year, such sums as may be necessary.

1 LOW INCOME HOME ENERGY ASSISTANCE

2 For making payments under subsections (b) and (d)
3 of section 2602 of the Low Income Home Energy Assist-
4 ance Act of 1981, \$3,690,304,000: *Provided*, That all but
5 \$716,000,000 of this amount shall be allocated as though
6 the total appropriation for such payments for fiscal year
7 2020 was less than \$1,975,000,000: *Provided further*,
8 That notwithstanding section 2609A(a), of the amounts
9 appropriated under section 2602(b), not more than
10 \$2,988,000 of such amounts may be reserved by the Sec-
11 retary for technical assistance, training, and monitoring
12 of program activities for compliance with internal controls,
13 policies and procedures and may, in addition to the au-
14 thorities provided in section 2609A(a)(1), use such funds
15 through contracts with private entities that do not qualify
16 as nonprofit organizations.

17 REFUGEE AND ENTRANT ASSISTANCE

18 (INCLUDING TRANSFER OF FUNDS)

19 For necessary expenses for refugee and entrant as-
20 sistance activities authorized by section 414 of the Immi-
21 gration and Nationality Act and section 501 of the Ref-
22 ugee Education Assistance Act of 1980, and for carrying
23 out section 462 of the Homeland Security Act of 2002,
24 section 235 of the William Wilberforce Trafficking Victims
25 Protection Reauthorization Act of 2008, the Trafficking

1 Victims Protection Act of 2000 (“TVPA”), and the Tor-
2 ture Victims Relief Act of 1998, \$1,870,201,000, of which
3 \$1,829,446,000 shall remain available through September
4 30, 2022 for carrying out such sections 414, 501, 462,
5 and 235: *Provided*, That amounts available under this
6 heading to carry out the TVPA shall also be available for
7 research and evaluation with respect to activities under
8 such Act: *Provided further*, That the limitation in section
9 205 of this Act regarding transfers increasing any appro-
10 priation shall apply to transfers to appropriations under
11 this heading by substituting “15 percent” for “3 percent”.

12 PAYMENTS TO STATES FOR THE CHILD CARE AND
13 DEVELOPMENT BLOCK GRANT

14 For carrying out the Child Care and Development
15 Block Grant Act of 1990 (“CCDBG Act”),
16 \$5,301,000,000 shall be used to supplement, not supplant
17 State general revenue funds for child care assistance for
18 low-income families: *Provided*, That technical assistance
19 under section 658I(a)(3) of such Act may be provided di-
20 rectly, or through the use of contracts, grants, cooperative
21 agreements, or interagency agreements: *Provided further*,
22 That all funds made available to carry out section 418
23 of the Social Security Act (42 U.S.C. 618), including
24 funds appropriated for that purpose in such section 418
25 or any other provision of law, shall be subject to the res-

1 ervation of funds authority in paragraphs (4) and (5) of
2 section 658O(a) of the CCDBG Act: *Provided further*,
3 That in addition to the amounts required to be reserved
4 by the Secretary under section 658O(a)(2)(A) of such Act,
5 \$156,780,000 shall be for Indian tribes and tribal organi-
6 zations.

7 SOCIAL SERVICES BLOCK GRANT

8 For making grants to States pursuant to section
9 2002 of the Social Security Act, \$1,700,000,000: *Pro-*
10 *vided*, That notwithstanding subparagraph (B) of section
11 404(d)(2) of such Act, the applicable percent specified
12 under such subparagraph for a State to carry out State
13 programs pursuant to title XX–A of such Act shall be 10
14 percent.

15 CHILDREN AND FAMILIES SERVICES PROGRAMS

16 For carrying out, except as otherwise provided, the
17 Runaway and Homeless Youth Act, the Head Start Act,
18 the Every Student Succeeds Act, the Child Abuse Preven-
19 tion and Treatment Act, sections 303 and 313 of the
20 Family Violence Prevention and Services Act, the Native
21 American Programs Act of 1974, title II of the Child
22 Abuse Prevention and Treatment and Adoption Reform
23 Act of 1978 (adoption opportunities), part B–1 of title IV
24 and sections 429, 473A, 477(i), 1110, 1114A, and 1115
25 of the Social Security Act, and the Community Services

1 Block Grant Act (“CSBG Act”); and for necessary admin-
2 istrative expenses to carry out titles I, IV, V, X, XI, XIV,
3 XVI, and XX–A of the Social Security Act, the Act of
4 July 5, 1960, the Low-Income Home Energy Assistance
5 Act of 1981, the Child Care and Development Block Grant
6 Act of 1990, the Assets for Independence Act, title IV of
7 the Immigration and Nationality Act, and section 501 of
8 the Refugee Education Assistance Act of 1980,
9 \$12,247,342,000, of which \$75,000,000, to remain avail-
10 able through September 30, 2021, shall be for grants to
11 States for adoption and legal guardianship incentive pay-
12 ments, as defined by section 473A of the Social Security
13 Act and may be made for adoptions and legal
14 guardianships completed before September 30, 2020: *Pro-*
15 *vided*, That \$10,113,095,000 shall be for making pay-
16 ments under the Head Start Act, including for Early Head
17 Start-Child Care Partnerships, and, of which, notwith-
18 standing section 640 of such Act:

19 (1) \$50,000,000 shall be available for a cost of
20 living adjustment, and with respect to any con-
21 tinuing appropriations act, funding available for a
22 cost of living adjustment shall not be construed as
23 an authority or condition under this Act;

24 (2) \$25,000,000 shall be available for allocation
25 by the Secretary to supplement activities described

1 in paragraphs (7)(B) and (9) of section 641(c) of
2 the Head Start Act under the Designation Renewal
3 System, established under the authority of sections
4 641(c)(7), 645A(b)(12), and 645A(d) of such Act,
5 and such funds shall not be included in the calcula-
6 tion of “base grant” in subsequent fiscal years, as
7 such term is used in section 640(a)(7)(A) of such
8 Act; and

9 *Provided further*, That the Secretary may reduce the res-
10 ervation of funds under section 640(a)(2)(C) of such Act
11 in lieu of reducing the reservation of funds under sections
12 640(a)(2)(B), 640(a)(2)(D), and 640(a)(2)(E) of such
13 Act: *Provided further*, That \$250,000,000 shall be avail-
14 able until December 31, 2020 for carrying out sections
15 9212 and 9213 of the Every Student Succeeds Act: *Pro-*
16 *vided further*, That up to 3 percent of the funds in the
17 preceding proviso shall be available for technical assist-
18 ance and evaluation related to grants awarded under such
19 section 9212: *Provided further*, That \$709,000,000 shall
20 be for making payments under the CSBG Act: *Provided*
21 *further*, That \$9,350,000 shall be for sections 680 and
22 678E(b)(2) of the CSBG Act, of which not less than
23 \$9,000,000 shall be for section 680(a)(3)(B) of such Act:
24 *Provided further*, That, notwithstanding section
25 675C(a)(3) of such Act, to the extent Community Services

1 Block Grant funds are distributed as grant funds by a
2 State to an eligible entity as provided under such Act, and
3 have not been expended by such entity, they shall remain
4 with such entity for carryover into the next fiscal year for
5 expenditure by such entity consistent with program pur-
6 poses: *Provided further*, That the Secretary shall establish
7 procedures regarding the disposition of intangible assets
8 and program income that permit such assets acquired
9 with, and program income derived from, grant funds au-
10 thorized under section 680 of the CSBG Act to become
11 the sole property of such grantees after a period of not
12 more than 12 years after the end of the grant period for
13 any activity consistent with section 680(a)(2)(A) of the
14 CSBG Act: *Provided further*, That intangible assets in the
15 form of loans, equity investments and other debt instru-
16 ments, and program income may be used by grantees for
17 any eligible purpose consistent with section 680(a)(2)(A)
18 of the CSBG Act: *Provided further*, That these procedures
19 shall apply to such grant funds made available after No-
20 vember 29, 1999: *Provided further*, That funds appro-
21 priated for section 680(a)(2) of the CSBG Act shall be
22 available for financing construction and rehabilitation and
23 loans or investments in private business enterprises owned
24 by community development corporations: *Provided further*,
25 That \$166,500,000 shall be for carrying out section

1 303(a) of the Family Violence Prevention and Services
2 Act, of which \$7,000,000 shall be allocated notwith-
3 standing section 303(a)(2) of such Act for carrying out
4 section 309 of such Act: *Provided further*, That the per-
5 centages specified in section 112(a)(2) of the Child Abuse
6 Prevention and Treatment Act shall not apply to funds
7 appropriated under this heading: *Provided further*, That
8 \$1,864,000 shall be for a human services case manage-
9 ment system for federally declared disasters, to include a
10 comprehensive national case management contract and
11 Federal costs of administering the system: *Provided fur-*
12 *ther*, That up to \$2,000,000 shall be for improving the
13 Public Assistance Reporting Information System, includ-
14 ing grants to States to support data collection for a study
15 of the system's effectiveness.

16 PROMOTING SAFE AND STABLE FAMILIES

17 For carrying out, except as otherwise provided, sec-
18 tion 436 of the Social Security Act, \$345,000,000 and,
19 for carrying out, except as otherwise provided, section 437
20 of such Act, \$99,765,000: *Provided*, That of the funds
21 available to carry out section 437, \$59,765,000 shall be
22 allocated consistent with subsections (b) through (d) of
23 such section: *Provided further*, That of the funds available
24 to carry out section 437, to assist in meeting the require-
25 ments described in section 471(e)(4)(C), \$20,000,000

1 shall be for grants to each State, territory, and Indian
2 tribe operating title IV–E plans for developing, enhancing,
3 or evaluating kinship navigator programs, as described in
4 section 427(a)(1) of such Act, and \$20,000,000, in addi-
5 tion to funds otherwise appropriated in section 436 for
6 such purposes, shall be for competitive grants to regional
7 partnerships as described in section 437(f): *Provided fur-*
8 *ther*, That section 437(b)(1) shall be applied to amounts
9 in the previous proviso by substituting “5 percent” for
10 “3.3 percent”, and notwithstanding section 436(b)(1),
11 such reserved amounts may be used for identifying, estab-
12 lishing, and disseminating practices to meet the criteria
13 specified in section 471(e)(4)(C): *Provided further*, That
14 the reservation in section 437(b)(2) and the limitations
15 in section 437(d) shall not apply to funds specified in the
16 second proviso: *Provided further*, That the minimum grant
17 award for kinship navigator programs in the case of States
18 and territories shall be \$200,000, and, in the case of
19 tribes, shall be \$25,000: *Provided further*, That section
20 437(b)(4) of such Act shall be applied by substituting “fis-
21 cal year 2019” for “fiscal year 2018”.

22 PAYMENTS FOR FOSTER CARE AND PERMANENCY

23 For carrying out, except as otherwise provided, title
24 IV–E of the Social Security Act, \$5,744,000,000.

1 For carrying out, except as otherwise provided, title
2 IV–E of the Social Security Act, for the first quarter of
3 fiscal year 2021, \$3,000,000,000.

4 For carrying out, after May 31 of the current fiscal
5 year, except as otherwise provided, section 474 of title IV–
6 E of the Social Security Act, for the last 3 months of the
7 current fiscal year for unanticipated costs, incurred for the
8 current fiscal year, such sums as may be necessary.

9 ADMINISTRATION FOR COMMUNITY LIVING
10 AGING AND DISABILITY SERVICES PROGRAMS
11 (INCLUDING TRANSFER OF FUNDS)

12 For carrying out, to the extent not otherwise pro-
13 vided, the Older Americans Act of 1965 (“OAA”), the
14 RAISE Family Caregivers Act, the Supporting Grand-
15 parents Raising Grandchildren Act, titles III and XXIX
16 of the PHS Act, sections 1252 and 1253 of the PHS Act,
17 section 119 of the Medicare Improvements for Patients
18 and Providers Act of 2008, title XX–B of the Social Secu-
19 rity Act, the Developmental Disabilities Assistance and
20 Bill of Rights Act, parts 2 and 5 of subtitle D of title
21 II of the Help America Vote Act of 2002, the Assistive
22 Technology Act of 1998, titles II and VII (and section
23 14 with respect to such titles) of the Rehabilitation Act
24 of 1973, and for Department-wide coordination of policy
25 and program activities that assist individuals with disabil-

1 ities, \$2,126,300,000, together with \$49,115,000 to be
2 transferred from the Federal Hospital Insurance Trust
3 Fund and the Federal Supplementary Medical Insurance
4 Trust Fund to carry out section 4360 of the Omnibus
5 Budget Reconciliation Act of 1990: *Provided*, That
6 amounts appropriated under this heading may be used for
7 grants to States under section 361 of the OAA only for
8 disease prevention and health promotion programs and ac-
9 tivities which have been demonstrated through rigorous
10 evaluation to be evidence-based and effective: *Provided*
11 *further*, That of amounts made available under this head-
12 ing to carry out sections 311, 331, and 336 of the OAA,
13 up to one percent of such amounts shall be available for
14 developing and implementing evidence-based practices for
15 enhancing senior nutrition: *Provided further*, That not-
16 withstanding any other provision of this Act, funds made
17 available under this heading to carry out section 311 of
18 the OAA may be transferred to the Secretary of Agri-
19 culture in accordance with such section: *Provided further*,
20 That \$2,000,000 shall be for competitive grants to sup-
21 port alternative financing programs that provide for the
22 purchase of assistive technology devices, such as a low-
23 interest loan fund; an interest buy-down program; a re-
24 volving loan fund; a loan guarantee; or an insurance pro-
25 gram: *Provided further*, That applicants shall provide an

1 assurance that, and information describing the manner in
2 which, the alternative financing program will expand and
3 emphasize consumer choice and control: *Provided further,*
4 That State agencies and community-based disability orga-
5 nizations that are directed by and operated for individuals
6 with disabilities shall be eligible to compete: *Provided fur-*
7 *ther,* That none of the funds made available under this
8 heading may be used by an eligible system (as defined in
9 section 102 of the Protection and Advocacy for Individuals
10 with Mental Illness Act (42 U.S.C. 10802)) to continue
11 to pursue any legal action in a Federal or State court on
12 behalf of an individual or group of individuals with a de-
13 velopmental disability (as defined in section 102(8)(A) of
14 the Developmental Disabilities and Assistance and Bill of
15 Rights Act of 2000 (20 U.S.C. 15002(8)(A)) that is at-
16 tributable to a mental impairment (or a combination of
17 mental and physical impairments), that has as the re-
18 quested remedy the closure of State operated intermediate
19 care facilities for people with intellectual or developmental
20 disabilities, unless reasonable public notice of the action
21 has been provided to such individuals (or, in the case of
22 mental incapacitation, the legal guardians who have been
23 specifically awarded authority by the courts to make
24 healthcare and residential decisions on behalf of such indi-
25 viduals) who are affected by such action, within 90 days

1 of instituting such legal action, which informs such indi-
2 viduals (or such legal guardians) of their legal rights and
3 how to exercise such rights consistent with current Fed-
4 eral Rules of Civil Procedure: *Provided further*, That the
5 limitations in the immediately preceding proviso shall not
6 apply in the case of an individual who is neither competent
7 to consent nor has a legal guardian, nor shall the proviso
8 apply in the case of individuals who are a ward of the
9 State or subject to public guardianship.

10 OFFICE OF THE SECRETARY

11 GENERAL DEPARTMENTAL MANAGEMENT

12 For necessary expenses, not otherwise provided, for
13 general departmental management, including hire of six
14 passenger motor vehicles, and for carrying out titles III,
15 XVII, XXI, and section 229 of the PHS Act, the United
16 States-Mexico Border Health Commission Act, and re-
17 search studies under section 1110 of the Social Security
18 Act, \$490,879,000, together with \$64,828,000 from the
19 amounts available under section 241 of the PHS Act to
20 carry out national health or human services research and
21 evaluation activities: *Provided*, That of this amount,
22 \$53,900,000 shall be for minority AIDS prevention and
23 treatment activities: *Provided further*, That of the funds
24 made available under this heading, \$11,000,000 shall be
25 for the Departmental Appeals Board: *Provided further*,

1 That of the funds made available under this heading,
2 \$101,000,000 shall be for making competitive contracts
3 and grants to public and private entities to fund medically
4 accurate and age appropriate programs that reduce teen
5 pregnancy and for the Federal costs associated with ad-
6 ministering and evaluating such contracts and grants, of
7 which not more than 10 percent of the available funds
8 shall be for training and technical assistance, evaluation,
9 outreach, and additional program support activities, and
10 of the remaining amount 75 percent shall be for repli-
11 cating programs that have been proven effective through
12 rigorous evaluation to reduce teenage pregnancy, behav-
13 ioral risk factors underlying teenage pregnancy, or other
14 associated risk factors, and 25 percent shall be available
15 for research and demonstration grants to develop, rep-
16 licate, refine, and test additional models and innovative
17 strategies for preventing teenage pregnancy: *Provided fur-*
18 *ther*, That of the amounts provided under this heading
19 from amounts available under section 241 of the PHS Act,
20 \$6,800,000 shall be available to carry out evaluations (in-
21 cluding longitudinal evaluations) of teenage pregnancy
22 prevention approaches: *Provided further*, That of the funds
23 made available under this heading, \$45,000,000 shall be
24 for making competitive grants which exclusively imple-
25 ment education in sexual risk avoidance (defined as volun-

1 tarily refraining from non-marital sexual activity): *Pro-*
2 *vided further*, That funding for such competitive grants
3 for sexual risk avoidance shall use medically accurate in-
4 formation referenced to peer-reviewed publications by edu-
5 cational, scientific, governmental, or health organizations;
6 implement an evidence-based approach integrating re-
7 search findings with practical implementation that aligns
8 with the needs and desired outcomes for the intended au-
9 dience; and teach the benefits associated with self-regula-
10 tion, success sequencing for poverty prevention, healthy
11 relationships, goal setting, and resisting sexual coercion,
12 dating violence, and other youth risk behaviors such as
13 underage drinking or illicit drug use without normalizing
14 teen sexual activity: *Provided further*, That no more than
15 10 percent of the funding for such competitive grants for
16 sexual risk avoidance shall be available for technical assist-
17 ance and administrative costs of such programs: *Provided*
18 *further*, That funds provided in this Act for embryo adop-
19 tion activities may be used to provide to individuals adopt-
20 ing embryos, through grants and other mechanisms, med-
21 ical and administrative services deemed necessary for such
22 adoptions: *Provided further*, That such services shall be
23 provided consistent with 42 CFR 59.5(a)(4).

1 OFFICE OF MEDICARE HEARINGS AND APPEALS

2 For expenses necessary for the Office of Medicare
3 Hearings and Appeals, \$182,381,000 shall remain avail-
4 able until September 30, 2021, to be transferred in appro-
5 priate part from the Federal Hospital Insurance Trust
6 Fund and the Federal Supplementary Medical Insurance
7 Trust Fund.

8 OFFICE OF THE NATIONAL COORDINATOR FOR HEALTH
9 INFORMATION TECHNOLOGY

10 For expenses necessary for the Office of the National
11 Coordinator for Health Information Technology, including
12 grants, contracts, and cooperative agreements for the de-
13 velopment and advancement of interoperable health infor-
14 mation technology, \$60,367,000.

15 OFFICE OF INSPECTOR GENERAL

16 For expenses necessary for the Office of Inspector
17 General, including the hire of passenger motor vehicles for
18 investigations, in carrying out the provisions of the Inspec-
19 tor General Act of 1978, \$80,000,000: *Provided*, That of
20 such amount, necessary sums shall be available for pro-
21 viding protective services to the Secretary and inves-
22 tigating non-payment of child support cases for which non-
23 payment is a Federal offense under 18 U.S.C. 228.

1 OFFICE FOR CIVIL RIGHTS

2 For expenses necessary for the Office for Civil
3 Rights, \$38,798,000.

4 RETIREMENT PAY AND MEDICAL BENEFITS FOR
5 COMMISSIONED OFFICERS

6 For retirement pay and medical benefits of Public
7 Health Service Commissioned Officers as authorized by
8 law, for payments under the Retired Serviceman's Family
9 Protection Plan and Survivor Benefit Plan, and for med-
10 ical care of dependents and retired personnel under the
11 Dependents' Medical Care Act, such amounts as may be
12 required during the current fiscal year.

13 PUBLIC HEALTH AND SOCIAL SERVICES EMERGENCY
14 FUND

15 For expenses necessary to support activities related
16 to countering potential biological, nuclear, radiological,
17 chemical, and cybersecurity threats to civilian populations,
18 and for other public health emergencies, \$1,037,458,000,
19 of which \$561,700,000 shall remain available through
20 September 30, 2021, for expenses necessary to support
21 advanced research and development pursuant to section
22 319L of the PHS Act and other administrative expenses
23 of the Biomedical Advanced Research and Development
24 Authority: *Provided*, That funds provided under this head-
25 ing for the purpose of acquisition of security counter-

1 measures shall be in addition to any other funds available
2 for such purpose: *Provided further*, That products pur-
3 chased with funds provided under this heading may, at
4 the discretion of the Secretary, be deposited in the Stra-
5 tegic National Stockpile pursuant to section 319F-2 of
6 the PHS Act: *Provided further*, That \$5,000,000 of the
7 amounts made available to support emergency operations
8 shall remain available through September 30, 2022.

9 For expenses necessary for procuring security coun-
10 termeasures (as defined in section 319F-2(c)(1)(B) of the
11 PHS Act), \$735,000,000, to remain available until ex-
12 pended.

13 For expenses necessary to carry out section 319F-
14 2(a) of the PHS Act, \$610,000,000, to remain available
15 until expended.

16 For an additional amount for expenses necessary to
17 prepare for or respond to an influenza pandemic,
18 \$260,000,000; of which \$225,000,000 shall be available
19 until expended, for activities including the development
20 and purchase of vaccine, antivirals, necessary medical sup-
21 plies, diagnostics, and other surveillance tools: *Provided*,
22 That notwithstanding section 496(b) of the PHS Act,
23 funds may be used for the construction or renovation of
24 privately owned facilities for the production of pandemic
25 influenza vaccines and other biologics, if the Secretary

1 finds such construction or renovation necessary to secure
2 sufficient supplies of such vaccines or biologics.

3 GENERAL PROVISIONS

4 SEC. 201. Funds appropriated in this title shall be
5 available for not to exceed \$50,000 for official reception
6 and representation expenses when specifically approved by
7 the Secretary.

8 SEC. 202. None of the funds appropriated in this title
9 shall be used to pay the salary of an individual, through
10 a grant or other extramural mechanism, at a rate in excess
11 of Executive Level II: *Provided*, That none of the funds
12 appropriated in this title shall be used to prevent the NIH
13 from paying up to 100 percent of the salary of an indi-
14 vidual at this rate.

15 SEC. 203. None of the funds appropriated in this Act
16 may be expended pursuant to section 241 of the PHS Act,
17 except for funds specifically provided for in this Act, or
18 for other taps and assessments made by any office located
19 in HHS, prior to the preparation and submission of a re-
20 port by the Secretary to the Committees on Appropria-
21 tions of the House of Representatives and the Senate de-
22 tailing the planned uses of such funds.

23 SEC. 204. Notwithstanding section 241(a) of the
24 PHS Act, such portion as the Secretary shall determine,
25 but not more than 3.1 percent, of any amounts appro-

1 priated for programs authorized under such Act shall be
2 made available for the evaluation (directly, or by grants
3 or contracts) and the implementation and effectiveness of
4 programs funded in this title.

5 (TRANSFER OF FUNDS)

6 SEC. 205. Not to exceed 1 percent of any discre-
7 tionary funds (pursuant to the Balanced Budget and
8 Emergency Deficit Control Act of 1985) which are appro-
9 priated for the current fiscal year for HHS in this Act
10 may be transferred between appropriations, but no such
11 appropriation shall be increased by more than 3 percent
12 by any such transfer: *Provided*, That the transfer author-
13 ity granted by this section shall not be used to create any
14 new program or to fund any project or activity for which
15 no funds are provided in this Act: *Provided further*, That
16 the Committees on Appropriations of the House of Rep-
17 resentatives and the Senate are notified at least 15 days
18 in advance of any transfer.

19 SEC. 206. In lieu of the timeframe specified in section
20 338E(c)(2) of the PHS Act, terminations described in
21 such section may occur up to 60 days after the execution
22 of a contract awarded in fiscal year 2020 under section
23 338B of such Act.

24 SEC. 207. None of the funds appropriated in this Act
25 may be made available to any entity under title X of the

1 PHS Act unless the applicant for the award certifies to
2 the Secretary that it encourages family participation in
3 the decision of minors to seek family planning services and
4 that it provides counseling to minors on how to resist at-
5 tempts to coerce minors into engaging in sexual activities.

6 SEC. 208. Notwithstanding any other provision of
7 law, no provider of services under title X of the PHS Act
8 shall be exempt from any State law requiring notification
9 or the reporting of child abuse, child molestation, sexual
10 abuse, rape, or incest.

11 SEC. 209. None of the funds appropriated by this Act
12 (including funds appropriated to any trust fund) may be
13 used to carry out the Medicare Advantage program if the
14 Secretary denies participation in such program to an oth-
15 erwise eligible entity (including a Provider Sponsored Or-
16 ganization) because the entity informs the Secretary that
17 it will not provide, pay for, provide coverage of, or provide
18 referrals for abortions: *Provided*, That the Secretary shall
19 make appropriate prospective adjustments to the capita-
20 tion payment to such an entity (based on an actuarially
21 sound estimate of the expected costs of providing the serv-
22 ice to such entity's enrollees): *Provided further*, That noth-
23 ing in this section shall be construed to change the Medi-
24 care program's coverage for such services and a Medicare
25 Advantage organization described in this section shall be

1 responsible for informing enrollees where to obtain infor-
2 mation about all Medicare covered services.

3 SEC. 210. None of the funds made available in this
4 title may be used, in whole or in part, to advocate or pro-
5 mote gun control.

6 SEC. 211. The Secretary shall make available through
7 assignment not more than 60 employees of the Public
8 Health Service to assist in child survival activities and to
9 work in AIDS programs through and with funds provided
10 by the Agency for International Development, the United
11 Nations International Children's Emergency Fund or the
12 World Health Organization.

13 SEC. 212. In order for HHS to carry out inter-
14 national health activities, including HIV/AIDS and other
15 infectious disease, chronic and environmental disease, and
16 other health activities abroad during fiscal year 2020:

17 (1) The Secretary may exercise authority equiv-
18 alent to that available to the Secretary of State in
19 section 2(c) of the State Department Basic Authori-
20 ties Act of 1956. The Secretary shall consult with
21 the Secretary of State and relevant Chief of Mission
22 to ensure that the authority provided in this section
23 is exercised in a manner consistent with section 207
24 of the Foreign Service Act of 1980 and other appli-

1 cable statutes administered by the Department of
2 State.

3 (2) The Secretary is authorized to provide such
4 funds by advance or reimbursement to the Secretary
5 of State as may be necessary to pay the costs of ac-
6 quisition, lease, alteration, renovation, and manage-
7 ment of facilities outside of the United States for
8 the use of HHS. The Department of State shall co-
9 operate fully with the Secretary to ensure that HHS
10 has secure, safe, functional facilities that comply
11 with applicable regulation governing location, set-
12 back, and other facilities requirements and serve the
13 purposes established by this Act. The Secretary is
14 authorized, in consultation with the Secretary of
15 State, through grant or cooperative agreement, to
16 make available to public or nonprofit private institu-
17 tions or agencies in participating foreign countries,
18 funds to acquire, lease, alter, or renovate facilities in
19 those countries as necessary to conduct programs of
20 assistance for international health activities, includ-
21 ing activities relating to HIV/AIDS and other infec-
22 tious diseases, chronic and environmental diseases,
23 and other health activities abroad.

24 (3) The Secretary is authorized to provide to
25 personnel appointed or assigned by the Secretary to

1 serve abroad, allowances and benefits similar to
2 those provided under chapter 9 of title I of the For-
3 eign Service Act of 1980, and 22 U.S.C. 4081
4 through 4086 and subject to such regulations pre-
5 scribed by the Secretary. The Secretary is further
6 authorized to provide locality-based comparability
7 payments (stated as a percentage) up to the amount
8 of the locality-based comparability payment (stated
9 as a percentage) that would be payable to such per-
10 sonnel under section 5304 of title 5, United States
11 Code if such personnel's official duty station were in
12 the District of Columbia. Leaves of absence for per-
13 sonnel under this subsection shall be on the same
14 basis as that provided under subchapter I of chapter
15 63 of title 5, United States Code, or section 903 of
16 the Foreign Service Act of 1980, to individuals serv-
17 ing in the Foreign Service.

18 (TRANSFER OF FUNDS)

19 SEC. 213. The Director of the NIH, jointly with the
20 Director of the Office of AIDS Research, may transfer up
21 to 3 percent among institutes and centers from the total
22 amounts identified by these two Directors as funding for
23 research pertaining to the human immunodeficiency virus:
24 *Provided*, That the Committees on Appropriations of the

1 House of Representatives and the Senate are notified at
2 least 15 days in advance of any transfer.

3 (TRANSFER OF FUNDS)

4 SEC. 214. Of the amounts made available in this Act
5 for NIH, the amount for research related to the human
6 immunodeficiency virus, as jointly determined by the Di-
7 rector of NIH and the Director of the Office of AIDS Re-
8 search, shall be made available to the “Office of AIDS
9 Research” account. The Director of the Office of AIDS
10 Research shall transfer from such account amounts nec-
11 essary to carry out section 2353(d)(3) of the PHS Act.

12 SEC. 215. (a) AUTHORITY.—Notwithstanding any
13 other provision of law, the Director of NIH (“Director”)
14 may use funds authorized under section 402(b)(12) of the
15 PHS Act to enter into transactions (other than contracts,
16 cooperative agreements, or grants) to carry out research
17 identified pursuant to or research and activities described
18 in such section 402(b)(12).

19 (b) PEER REVIEW.—In entering into transactions
20 under subsection (a), the Director may utilize such peer
21 review procedures (including consultation with appropriate
22 scientific experts) as the Director determines to be appro-
23 priate to obtain assessments of scientific and technical
24 merit. Such procedures shall apply to such transactions
25 in lieu of the peer review and advisory council review pro-

1 cedures that would otherwise be required under sections
2 301(a)(3), 405(b)(1)(B), 405(b)(2), 406(a)(3)(A), 492,
3 and 494 of the PHS Act.

4 SEC. 216. Up to 1 percent of funds appropriated by
5 this Act to the Institutes and Centers of the National In-
6 stitutes of Health may be used for alteration, repair, im-
7 provement, construction, or demolition of facilities, as nec-
8 essary for the proper and efficient conduct of the activities
9 authorized herein. Such use of funds shall be subject to
10 a centralized prioritization and governance process and
11 shall be in addition to any other funds available for such
12 purposes. NIH shall provide the Committees on Appro-
13 priations of the House of Representatives and the Senate
14 quarterly updates of its Buildings and Facilities mainte-
15 nance and construction plans, including specific milestones
16 for advancing projects, status of the project, cost, and pri-
17 ority. These updates should also highlight and explain any
18 potential cost and schedule changes affecting projects.

19 (TRANSFER OF FUNDS)

20 SEC. 217. Of the amounts made available for NIH,
21 1 percent of the amount made available for National Re-
22 search Service Awards (“NRSA”) shall be made available
23 to the Administrator of the Health Resources and Services
24 Administration to make NRSA awards for research in pri-
25 mary medical care to individuals affiliated with entities

1 who have received grants or contracts under sections 736,
2 739, or 747 of the PHS Act, and 1 percent of the amount
3 made available for NRSA shall be made available to the
4 Director of the Agency for Healthcare Research and Qual-
5 ity to make NRSA awards for health service research.

6 SEC. 218. (a) The Biomedical Advanced Research
7 and Development Authority (“BARDA”) may enter into
8 a contract, for more than one but no more than 10 pro-
9 gram years, for purchase of research services or of security
10 countermeasures, as that term is defined in section 319F-
11 2(c)(1)(B) of the PHS Act (42 U.S.C. 247d-6b(c)(1)(B)),
12 if—

13 (1) funds are available and obligated—

14 (A) for the full period of the contract or
15 for the first fiscal year in which the contract is
16 in effect; and

17 (B) for the estimated costs associated with
18 a necessary termination of the contract; and

19 (2) the Secretary determines that a multi-year
20 contract will serve the best interests of the Federal
21 Government by encouraging full and open competi-
22 tion or promoting economy in administration, per-
23 formance, and operation of BARDA’s programs.

24 (b) A contract entered into under this section—

1 (1) shall include a termination clause as de-
2 scribed by subsection (c) of section 3903 of title 41,
3 United States Code; and

4 (2) shall be subject to the congressional notice
5 requirement stated in subsection (d) of such section.

6 SEC. 219. (a) The Secretary shall publish in the fiscal
7 year 2021 budget justification and on Departmental Web
8 sites information concerning the employment of full-time
9 equivalent Federal employees or contractors for the pur-
10 poses of implementing, administering, enforcing, or other-
11 wise carrying out the provisions of the ACA, and the
12 amendments made by that Act, in the proposed fiscal year
13 and each fiscal year since the enactment of the ACA.

14 (b) With respect to employees or contractors sup-
15 ported by all funds appropriated for purposes of carrying
16 out the ACA (and the amendments made by that Act),
17 the Secretary shall include, at a minimum, the following
18 information:

19 (1) For each such fiscal year, the section of
20 such Act under which such funds were appropriated,
21 a statement indicating the program, project, or ac-
22 tivity receiving such funds, the Federal operating di-
23 vision or office that administers such program, and
24 the amount of funding received in discretionary or
25 mandatory appropriations.

1 (2) For each such fiscal year, the number of
2 full-time equivalent employees or contracted employ-
3 ees assigned to each authorized and funded provision
4 detailed in accordance with paragraph (1).

5 (c) In carrying out this section, the Secretary may
6 exclude from the report employees or contractors who—

7 (1) are supported through appropriations en-
8 acted in laws other than the ACA and work on pro-
9 grams that existed prior to the passage of the ACA;

10 (2) spend less than 50 percent of their time on
11 activities funded by or newly authorized in the ACA;
12 or

13 (3) work on contracts for which FTE reporting
14 is not a requirement of their contract, such as fixed-
15 price contracts.

16 SEC. 220. The Secretary shall publish, as part of the
17 fiscal year 2021 budget of the President submitted under
18 section 1105(a) of title 31, United States Code, informa-
19 tion that details the uses of all funds used by the Centers
20 for Medicare & Medicaid Services specifically for Health
21 Insurance Exchanges for each fiscal year since the enact-
22 ment of the ACA and the proposed uses for such funds
23 for fiscal year 2021. Such information shall include, for
24 each such fiscal year, the amount of funds used for each
25 activity specified under the heading “Health Insurance

1 Exchange Transparency” in the report accompanying this
2 Act.

3 SEC. 221. None of the funds made available by this
4 Act from the Federal Hospital Insurance Trust Fund or
5 the Federal Supplemental Medical Insurance Trust Fund,
6 or transferred from other accounts funded by this Act to
7 the “Centers for Medicare & Medicaid Services—Program
8 Management” account, may be used for payments under
9 section 1342(b)(1) of Public Law 111–148 (relating to
10 risk corridors).

11 (TRANSFER OF FUNDS)

12 SEC. 222. (a) Within 45 days of enactment of this
13 Act, the Secretary shall transfer funds appropriated under
14 section 4002 of the ACA to the accounts specified, in the
15 amounts specified, and for the activities specified under
16 the heading “Prevention and Public Health Fund” in the
17 report accompanying this Act.

18 (b) Notwithstanding section 4002(c) of the ACA, the
19 Secretary may not further transfer these amounts.

20 (c) Funds transferred for activities authorized under
21 section 2821 of the PHS Act shall be made available with-
22 out reference to section 2821(b) of such Act.

23 SEC. 223. Effective during the period beginning on
24 November 1, 2015 and ending January 1, 2022, any pro-
25 vision of law that refers (including through cross-reference

1 to another provision of law) to the current recommenda-
2 tions of the United States Preventive Services Task Force
3 with respect to breast cancer screening, mammography,
4 and prevention shall be administered by the Secretary in-
5 volved as if—

6 (1) such reference to such current recommenda-
7 tions were a reference to the recommendations of
8 such Task Force with respect to breast cancer
9 screening, mammography, and prevention last issued
10 before 2009; and

11 (2) such recommendations last issued before
12 2009 applied to any screening mammography modal-
13 ity under section 1861(jj) of the Social Security Act
14 (42 U.S.C. 1395x(jj)).

15 SEC. 224. In making Federal financial assistance, the
16 provisions relating to indirect costs in part 75 of title 45,
17 Code of Federal Regulations, including with respect to the
18 approval of deviations from negotiated rates, shall con-
19 tinue to apply to the National Institutes of Health to the
20 same extent and in the same manner as such provisions
21 were applied in the third quarter of fiscal year 2017. None
22 of the funds appropriated in this or prior Acts or otherwise
23 made available to the Department of Health and Human
24 Services or to any department or agency may be used to
25 develop or implement a modified approach to such provi-

1 sions, or to intentionally or substantially expand the fiscal
2 effect of the approval of such deviations from negotiated
3 rates beyond the proportional effect of such approvals in
4 such quarter.

5 (TRANSFER OF FUNDS)

6 SEC. 225. The NIH Director may transfer funds spe-
7 cifically appropriated for opioid addiction, opioid alter-
8 natives, pain management, and addiction treatment to
9 other Institutes and Centers of the NIH to be used for
10 the same purpose 15 days after notifying the Committees
11 on Appropriations: *Provided*, That the transfer authority
12 provided in the previous proviso is in addition to any other
13 transfer authority provided by law.

14 SEC. 226. (a) The Secretary shall provide to the
15 Committees on Appropriations of the House of Represent-
16 atives and the Senate:

17 (1) Detailed monthly enrollment figures from
18 the Exchanges established under the Patient Protec-
19 tion and Affordable Care Act of 2010 pertaining to
20 enrollments during the open enrollment period; and

21 (2) Notification of any new or competitive grant
22 awards, including supplements, authorized under
23 section 330 of the Public Health Service Act.

24 (b) The Committees on Appropriations of the House
25 and Senate must be notified at least 2 business days in

1 advance of any public release of enrollment information
2 or the award of such grants.

3 SEC. 227. In addition to the amounts otherwise avail-
4 able for “Centers for Medicare & Medicaid Services, Pro-
5 gram Management”, the Secretary of Health and Human
6 Services may transfer up to \$305,000,000 to such account
7 from the Federal Hospital Insurance Trust Fund and the
8 Federal Supplementary Medical Insurance Trust Fund to
9 support program management activity related to the Medi-
10 care Program: *Provided*, That except for the foregoing
11 purpose, such funds may not be used to support any provi-
12 sion of Public Law 111–148 or Public Law 111–152 (or
13 any amendment made by either such Public Law) or to
14 supplant any other amounts within such account.

15 SEC. 228. The Department of Health and Human
16 Services shall provide the Committees on Appropriations
17 of the House of Representatives and Senate a quarterly
18 report on staffing described in the report accompanying
19 this Act.

20 SEC. 229. Funds appropriated in this Act that are
21 available for salaries and expenses of employees of the De-
22 partment of Health and Human Services shall also be
23 available to pay travel and related expenses of such an
24 employee or of a member of his or her family, when such
25 employee is assigned to duty, in the United States or in

1 a U.S. territory, during a period and in a location that
2 are the subject of a determination of a public health emer-
3 gency under section 319 of the Public Health Service Act
4 and such travel is necessary to obtain medical care for
5 an illness, injury, or medical condition that cannot be ade-
6 quately addressed in that location at that time. For pur-
7 poses of this section, the term “U.S. territory” means
8 Guam, the Commonwealth of Puerto Rico, the Northern
9 Mariana Islands, the Virgin Islands, American Samoa, or
10 the Trust Territory of the Pacific Islands.

11 SEC. 230. Not later than the 1st and 15th day of
12 each month, the Department of Health and Human Serv-
13 ices shall provide the Committees on Appropriations of the
14 House of Representatives and the Senate a report on trav-
15 el, as described in the report accompanying this Act under
16 the heading Office of the Secretary, General Departmental
17 Management.

18 SEC. 231. The Department of Health and Human
19 Services may accept donations from the private sector,
20 nongovernmental organizations, and other groups inde-
21 pendent of the Federal Government for the care of unac-
22 companied alien children (as defined in section 462(g)(2)
23 of the Homeland Security Act of 2002 (6 U.S.C.
24 279(g)(2))) in the care of the Office of Refugee Resettle-
25 ment of the Administration for Children and Families, in-

1 cluding medical goods and services, school supplies, toys,
2 clothing, and any other items intended to promote the
3 wellbeing of such children.

4 SEC. 232. None of the funds made available by this
5 Act may be used to prevent a Member of the United States
6 Congress from entering, for the purpose of conducting
7 oversight, any facility in the United States, used for pur-
8 poses of maintaining custody of or otherwise housing un-
9 accompanied alien children (as defined in section
10 462(g)(2) of the Homeland Security Act of 2002 (6
11 U.S.C. 279(g)(2))).

12 SEC. 233. Funds appropriated in this Act that are
13 available for salaries and expenses of employees of the
14 Centers for Disease Control and Prevention shall also be
15 available for the primary and secondary schooling of eligi-
16 ble dependents of personnel stationed in a U.S. territory
17 as defined in section 230 of this Act at costs not in excess
18 of those paid for or reimbursed by the Department of De-
19 fense.

20 (RESCISSION)

21 SEC. 234. Of the unobligated balances in the “Non-
22 recurring Expenses Fund” (the Fund) established in sec-
23 tion 223 of division G of Public Law 110–161,
24 \$1,000,000,000 are hereby rescinded not later than Sep-
25 tember 30, 2020: *Provided*, That none of the funds in the

1 Fund may be obligated for any project that the Commit-
2 tees on Appropriations of the House of Representatives
3 and the Senate were not notified of as of the end of cal-
4 endar year 2018.

5 This title may be cited as the “Department of Health
6 and Human Services Appropriations Act, 2020”.

1 TITLE III
2 DEPARTMENT OF EDUCATION
3 EDUCATION FOR THE DISADVANTAGED
4 For carrying out title I and subpart 2 of part B of
5 title II of the Elementary and Secondary Education Act
6 of 1965 (referred to in this Act as “ESEA”) and section
7 418A of the Higher Education Act of 1965 (referred to
8 in this Act as “HEA”), \$16,543,790,000, of which
9 \$5,625,990,000 shall become available on July 1, 2020,
10 and shall remain available through September 30, 2021,
11 and of which \$10,841,177,000 shall become available on
12 October 1, 2020, and shall remain available through Sep-
13 tember 30, 2021, for academic year 2020–2021: *Provided*,
14 That \$6,459,401,000 shall be for basic grants under sec-
15 tion 1124 of the ESEA: *Provided further*, That up to
16 \$5,000,000 of these funds shall be available to the Sec-
17 retary of Education (referred to in this title as “Sec-
18 retary”) on October 1, 2019, to obtain annually updated
19 local educational agency-level census poverty data from
20 the Bureau of the Census: *Provided further*, That
21 \$1,362,301,000 shall be for concentration grants under
22 section 1124A of the ESEA: *Provided further*, That
23 \$4,019,050,000 shall be for targeted grants under section
24 1125 of the ESEA: *Provided further*, That
25 \$4,019,050,000 shall be for education finance incentive

1 grants under section 1125A of the ESEA: *Provided fur-*
2 *ther*, That \$217,000,000 shall be for carrying out subpart
3 2 of part B of title II: *Provided further*, That \$44,623,000
4 shall be for carrying out section 418A of the HEA.

5 IMPACT AID

6 For carrying out programs of financial assistance to
7 federally affected schools authorized by title VII of the
8 ESEA, \$1,471,112,000, of which \$1,325,242,000 shall be
9 for basic support payments under section 7003(b),
10 \$48,316,000 shall be for payments for children with dis-
11 abilities under section 7003(d), \$17,406,000 shall be for
12 construction under section 7007(a), \$75,313,000 shall be
13 for Federal property payments under section 7002, and
14 \$4,835,000, to remain available until expended, shall be
15 for facilities maintenance under section 7008: *Provided*,
16 That for purposes of computing the amount of a payment
17 for an eligible local educational agency under section
18 7003(a) for school year 2019–2020, children enrolled in
19 a school of such agency that would otherwise be eligible
20 for payment under section 7003(a)(1)(B) of such Act, but
21 due to the deployment of both parents or legal guardians,
22 or a parent or legal guardian having sole custody of such
23 children, or due to the death of a military parent or legal
24 guardian while on active duty (so long as such children
25 reside on Federal property as described in section

1 7003(a)(1)(B)), are no longer eligible under such section,
2 shall be considered as eligible students under such section,
3 provided such students remain in average daily attendance
4 at a school in the same local educational agency they at-
5 tended prior to their change in eligibility status.

6 SCHOOL IMPROVEMENT PROGRAMS

7 For carrying out school improvement activities au-
8 thorized by part B of title I, part A of title II, subpart
9 1 of part A of title IV, part B of title IV, part B of title
10 V, and parts B and C of title VI of the ESEA; the McKin-
11 ney-Vento Homeless Assistance Act; section 203 of the
12 Educational Technical Assistance Act of 2002; the Com-
13 pact of Free Association Amendments Act of 2003; and
14 the Civil Rights Act of 1964, \$5,305,967,000, of which
15 \$3,477,402,000 shall become available on July 1, 2020,
16 and remain available through September 30, 2021, and
17 of which \$1,681,441,000 shall become available on Octo-
18 ber 1, 2020, and shall remain available through September
19 30, 2021, for academic year 2020–2021: *Provided*, That
20 \$378,000,000 shall be for part B of title I: *Provided fur-*
21 *ther*, That \$1,221,673,000 shall be for part B of title IV:
22 *Provided further*, That \$36,397,000 shall be for part B
23 of title VI and may be used for construction, renovation,
24 and modernization of any public elementary school, sec-
25 ondary school, or structure related to a public elementary

1 school or secondary school that serves a predominantly
2 Native Hawaiian student body: *Provided further*, That
3 \$35,453,000 shall be for part C of title VI and shall be
4 awarded on a competitive basis, and also may be used for
5 construction: *Provided further*, That \$52,000,000 shall be
6 available to carry out section 203 of the Educational Tech-
7 nical Assistance Act of 2002 and the Secretary shall make
8 such arrangements as determined to be necessary to en-
9 sure that the Bureau of Indian Education has access to
10 services provided under this section: *Provided further*,
11 That \$16,699,000 shall be available to carry out the Sup-
12 plemental Education Grants program for the Federated
13 States of Micronesia and the Republic of the Marshall Is-
14 lands: *Provided further*, That the Secretary may reserve
15 up to 5 percent of the amount referred to in the previous
16 proviso to provide technical assistance in the implementa-
17 tion of these grants: *Provided further*, That \$180,840,000
18 shall be for part B of title V: *Provided further*, That
19 \$1,220,000,000 shall be available for grants under sub-
20 part 1 of part A of title IV.

21 INDIAN EDUCATION

22 For expenses necessary to carry out, to the extent
23 not otherwise provided, title VI, part A of the ESEA,
24 \$180,739,000, of which \$67,993,000 shall be for subpart

1 2 of part A of title VI and \$7,365,000 shall be for subpart
2 3 of part A of title VI.

3 INNOVATION AND IMPROVEMENT

4 For carrying out activities authorized by subparts 1,
5 3 and 4 of part B of title II, and parts C, D, and E and
6 subparts 1 and 4 of part F of title IV of the ESEA,
7 \$1,055,556,000: *Provided*, That \$279,815,000 shall be for
8 subparts 1, 3 and 4 of part B of title II and shall be made
9 available without regard to sections 2201, 2231(b) and
10 2241: *Provided further*, That \$645,741,000 shall be for
11 parts C, D, and E and subpart 4 of part F of title IV,
12 and shall be made available without regard to sections
13 4311, 4409(a), and 4601 of the ESEA: *Provided further*,
14 That section 4303(d)(3)(A)(i) shall not apply to the funds
15 available for part C of title IV: *Provided further*, That of
16 the funds available for part C of title IV, the Secretary
17 shall use not less than \$60,000,000 to carry out section
18 4304 and not less than \$185,000,000 to carry out section
19 4305, of which not less than \$150,000,000 shall remain
20 available through March 31, 2021 for carrying out section
21 4305(b): *Provided further*, That notwithstanding section
22 4601(b), \$130,000,000 shall be available through Decem-
23 ber 31, 2020 for subpart 1 of part F of title IV.

1 SAFE SCHOOLS AND CITIZENSHIP EDUCATION

2 For carrying out activities authorized by subparts 2
3 and 3 of part F of title IV of the ESEA, \$183,254,000:
4 *Provided*, That \$105,000,000 shall be available for section
5 4631, of which up to \$5,000,000, to remain available until
6 expended, shall be for the Project School Emergency Re-
7 sponse to Violence (Project SERV) program: *Provided fur-*
8 *ther*, That \$78,254,000 shall be available through Decem-
9 ber 31, 2020, for section 4624.

10 ENGLISH LANGUAGE ACQUISITION

11 For carrying out part A of title III of the ESEA,
12 \$737,400,000, which shall become available on July 1,
13 2020, and shall remain available through September 30,
14 2021, except that 6.5 percent of such amount shall be
15 available on October 1, 2019, and shall remain available
16 through September 30, 2021, to carry out activities under
17 section 3111(c)(1)(C).

18 SPECIAL EDUCATION

19 For carrying out the Individuals with Disabilities
20 Education Act (IDEA) and the Special Olympics Sport
21 and Empowerment Act of 2004, \$13,473,228,000, of
22 which \$3,942,129,000 shall become available on July 1,
23 2020, and shall remain available through September 30,
24 2021, and of which \$9,283,383,000 shall become available
25 on October 1, 2020, and shall remain available through

1 September 30, 2021, for academic year 2020–2021: *Pro-*
2 *vided*, That the amount for section 611(b)(2) of the IDEA
3 shall be equal to the lesser of the amount available for
4 that activity during fiscal year 2019, increased by the
5 amount of inflation as specified in section 619(d)(2)(B)
6 of the IDEA, or the percent change in the funds appro-
7 priated under section 611(i) of the IDEA, but not less
8 than the amount for that activity during fiscal year 2019:
9 *Provided further*, That the Secretary shall, without regard
10 to section 611(d) of the IDEA, distribute to all other
11 States (as that term is defined in section 611(g)(2)), sub-
12 ject to the third proviso, any amount by which a State’s
13 allocation under section 611, from funds appropriated
14 under this heading, is reduced under section
15 612(a)(18)(B), according to the following: 85 percent on
16 the basis of the States’ relative populations of children
17 aged 3 through 21 who are of the same age as children
18 with disabilities for whom the State ensures the avail-
19 ability of a free appropriate public education under this
20 part, and 15 percent to States on the basis of the States’
21 relative populations of those children who are living in pov-
22 erty: *Provided further*, That the Secretary may not dis-
23 tribute any funds under the previous proviso to any State
24 whose reduction in allocation from funds appropriated
25 under this heading made funds available for such a dis-

1 tribution: *Provided further*, That the States shall allocate
2 such funds distributed under the second proviso to local
3 educational agencies in accordance with section 611(f):
4 *Provided further*, That the amount by which a State's allo-
5 cation under section 611(d) of the IDEA is reduced under
6 section 612(a)(18)(B) and the amounts distributed to
7 States under the previous provisos in fiscal year 2012 or
8 any subsequent year shall not be considered in calculating
9 the awards under section 611(d) for fiscal year 2013 or
10 for any subsequent fiscal years: *Provided further*, That,
11 notwithstanding the provision in section 612(a)(18)(B) re-
12 garding the fiscal year in which a State's allocation under
13 section 611(d) is reduced for failure to comply with the
14 requirement of section 612(a)(18)(A), the Secretary may
15 apply the reduction specified in section 612(a)(18)(B) over
16 a period of consecutive fiscal years, not to exceed five,
17 until the entire reduction is applied: *Provided further*,
18 That the Secretary may, in any fiscal year in which a
19 State's allocation under section 611 is reduced in accord-
20 ance with section 612(a)(18)(B), reduce the amount a
21 State may reserve under section 611(e)(1) by an amount
22 that bears the same relation to the maximum amount de-
23 scribed in that paragraph as the reduction under section
24 612(a)(18)(B) bears to the total allocation the State
25 would have received in that fiscal year under section

1 611(d) in the absence of the reduction: *Provided further*,
2 That the Secretary shall either reduce the allocation of
3 funds under section 611 for any fiscal year following the
4 fiscal year for which the State fails to comply with the
5 requirement of section 612(a)(18)(A) as authorized by
6 section 612(a)(18)(B), or seek to recover funds under sec-
7 tion 452 of the General Education Provisions Act (20
8 U.S.C. 1234a): *Provided further*, That the funds reserved
9 under 611(c) of the IDEA may be used to provide tech-
10 nical assistance to States to improve the capacity of the
11 States to meet the data collection requirements of sections
12 616 and 618 and to administer and carry out other serv-
13 ices and activities to improve data collection, coordination,
14 quality, and use under parts B and C of the IDEA: *Pro-*
15 *vided further*, That the Secretary may use funds made
16 available for the State Personnel Development Grants pro-
17 gram under part D, subpart 1 of IDEA to evaluate pro-
18 gram performance under such subpart.

19 REHABILITATION SERVICES

20 For carrying out, to the extent not otherwise pro-
21 vided, the Rehabilitation Act of 1973 and the Helen Keller
22 National Center Act, \$3,745,239,000, of which
23 \$3,610,040,000 shall be for grants for vocational rehabili-
24 tation services under title I of the Rehabilitation Act: *Pro-*
25 *vided*, That the Secretary may use amounts provided in

1 this Act that remain available subsequent to the reallocot-
2 ment of funds to States pursuant to section 110(b) of the
3 Rehabilitation Act for innovative activities aimed at im-
4 proving the outcomes of individuals with disabilities as de-
5 fined in section 7(20)(B) of the Rehabilitation Act, includ-
6 ing activities aimed at improving the education and post-
7 school outcomes of children receiving Supplemental Secu-
8 rity Income (“SSI”) and their families that may result
9 in long-term improvement in the SSI child recipient’s eco-
10 nomic status and self-sufficiency: *Provided further*, That
11 States may award subgrants for a portion of the funds
12 to other public and private, nonprofit entities: *Provided*
13 *further*, That any funds made available subsequent to real-
14 lotment for innovative activities aimed at improving the
15 outcomes of individuals with disabilities shall remain avail-
16 able until September 30, 2021.

17 SPECIAL INSTITUTIONS FOR PERSONS WITH
18 DISABILITIES

19 AMERICAN PRINTING HOUSE FOR THE BLIND

20 For carrying out the Act to promote the Education
21 of the Blind of March 3, 1879, \$31,931,000.

22 NATIONAL TECHNICAL INSTITUTE FOR THE DEAF

23 For the National Technical Institute for the Deaf
24 under titles I and II of the Education of the Deaf Act
25 of 1986, \$78,500,000: *Provided*, That from the total

1 amount available, the Institute may at its discretion use
2 funds for the endowment program as authorized under
3 section 207 of such Act.

4 GALLAUDET UNIVERSITY

5 For the Kendall Demonstration Elementary School,
6 the Model Secondary School for the Deaf, and the partial
7 support of Gallaudet University under titles I and II of
8 the Education of the Deaf Act of 1986, \$136,361,000:
9 *Provided*, That from the total amount available, the Uni-
10 versity may at its discretion use funds for the endowment
11 program as authorized under section 207 of such Act.

12 CAREER, TECHNICAL, AND ADULT EDUCATION

13 For carrying out, to the extent not otherwise pro-
14 vided, the Carl D. Perkins Career and Technical Edu-
15 cation Act of 2006 (“Perkins Act”) and the Adult Edu-
16 cation and Family Literacy Act (“AEFLA”),
17 \$1,935,686,000, of which \$1,144,686,000 shall become
18 available on July 1, 2020, and shall remain available
19 through September 30, 2021, and of which \$791,000,000
20 shall become available on October 1, 2020, and shall re-
21 main available through September 30, 2021: *Provided*,
22 That \$11,000,000 shall be available for innovation and
23 modernization grants under section 114(e) of the Perkins
24 Act: *Provided further*, That of the amounts made available

1 for AEFLLA, \$13,712,000 shall be for national leadership
2 activities under section 242.

3 STUDENT FINANCIAL ASSISTANCE

4 For carrying out subparts 1, 3, and 10 of part A,
5 and part C of title IV of the HEA, \$24,445,352,000 which
6 shall remain available through September 30, 2021.

7 The maximum Pell Grant for which a student shall
8 be eligible during award year 2020–2021 shall be \$5,270.

9 STUDENT AID ADMINISTRATION

10 For Federal administrative expenses to carry out part
11 D of title I, and subparts 1, 3, 9, and 10 of part A, and
12 parts B, C, D, and E of title IV of the HEA, and subpart
13 1 of part A of title VII of the Public Health Service Act,
14 \$1,778,943,000, to remain available through September
15 30, 2021: *Provided*, That the Secretary shall allocate new
16 student loan borrower accounts to eligible student loan
17 servicers on the basis of their performance compared to
18 all loan servicers utilizing established common metrics,
19 and on the basis of the capacity of each servicer to process
20 new and existing accounts: *Provided further*, That for stu-
21 dent loan contracts awarded prior to October 1, 2017, the
22 Secretary shall allow student loan borrowers who are con-
23 solidating Federal student loans to select from any stu-
24 dent loan servicer to service their new consolidated student
25 loan: *Provided further*, That in order to promote account-

1 ability and high-quality service to borrowers, the Secretary
2 shall not award funding for any contract solicitation for
3 a new Federal student loan servicing environment, includ-
4 ing the solicitation for the FSA Next Generation Proc-
5 essing and Servicing Environment as amended by the De-
6 partment of Education on February 20, 2018, unless such
7 an environment provides for the participation of multiple
8 student loan servicers that contract directly with the De-
9 partment of Education to manage a unique portfolio of
10 borrower accounts and the full life-cycle of loans from dis-
11 bursement to pay-off with certain limited exceptions, and
12 allocates student loan borrower accounts to eligible stu-
13 dent loan servicers based on performance: *Provided fur-*
14 *ther*, That such servicers described in the previous proviso
15 shall be evaluated based on their ability to meet contract
16 requirements, future performance on the contracts, and
17 history of compliance with applicable consumer protections
18 laws: *Provided further*, That to the extent Federal Student
19 Aid (FSA) permits student loan servicing subcontracting,
20 FSA shall hold prime contractors accountable for meeting
21 the requirements of the contract, and the performance and
22 expectations of subcontractors shall be accounted for in
23 the prime contract and in the overall performance of the
24 prime contractor: *Provided further*, That FSA shall ensure
25 that the Next Generation Processing and Servicing Envi-

1 ronment contracts incentivize more support to borrowers
2 at risk of being distressed: *Provided further*, That the Sec-
3 retary shall provide quarterly briefings to the Committees
4 on Appropriations and Education and the Workforce of
5 the House of Representatives and the Committees on Ap-
6 propriations and Health, Education, Labor, and Pensions
7 of the Senate on general progress related to solicitations
8 for Federal student loan servicing contracts.

9 HIGHER EDUCATION

10 For carrying out, to the extent not otherwise pro-
11 vided, titles II, III, IV, V, VI, and VII of the HEA, the
12 Mutual Educational and Cultural Exchange Act of 1961,
13 and section 117 of the Carl D. Perkins Career and Tech-
14 nical Education Act of 2006, \$2,313,356,000: *Provided*,
15 That notwithstanding any other provision of law, funds
16 made available in this Act to carry out title VI of the HEA
17 and section 102(b)(6) of the Mutual Educational and Cul-
18 tural Exchange Act of 1961 may be used to support visits
19 and study in foreign countries by individuals who are par-
20 ticipating in advanced foreign language training and inter-
21 national studies in areas that are vital to United States
22 national security and who plan to apply their language
23 skills and knowledge of these countries in the fields of gov-
24 ernment, the professions, or international development:
25 *Provided further*, That of the funds referred to in the pre-

1 ceding proviso up to 1 percent may be used for program
 2 evaluation, national outreach, and information dissemina-
 3 tion activities: *Provided further*, That up to 1.5 percent
 4 of the funds made available under chapter 2 of subpart
 5 2 of part A of title IV of the HEA may be used for evalua-
 6 tion.

7 HOWARD UNIVERSITY

8 For partial support of Howard University,
 9 \$236,518,000, of which not less than \$3,405,000 shall be
 10 for a matching endowment grant pursuant to the Howard
 11 University Endowment Act and shall remain available
 12 until expended.

13 COLLEGE HOUSING AND ACADEMIC FACILITIES LOANS

14 PROGRAM

15 For Federal administrative expenses to carry out ac-
 16 tivities related to existing facility loans pursuant to section
 17 121 of the HEA, \$435,000.

18 HISTORICALLY BLACK COLLEGE AND UNIVERSITY

19 CAPITAL FINANCING PROGRAM ACCOUNT

20 For the cost of guaranteed loans, \$20,150,000, as au-
 21 thorized pursuant to part D of title III of the HEA, which
 22 shall remain available through September 30, 2021: *Pro-*
 23 *vided*, That such costs, including the cost of modifying
 24 such loans, shall be as defined in section 502 of the Con-
 25 gressional Budget Act of 1974: *Provided further*, That

1 these funds are available to subsidize total loan principal,
2 any part of which is to be guaranteed, not to exceed
3 \$212,100,000: *Provided further*, That these funds may be
4 used to support loans to public and private Historically
5 Black Colleges and Universities without regard to the limi-
6 tations within section 344(a) of the HEA.

7 In addition, \$20,000,000 shall be made available to
8 provide for the deferment of loans made under part D of
9 title III of the HEA to eligible institutions that are private
10 Historically Black Colleges and Universities, which apply
11 for the deferment of such a loan and demonstrate financial
12 need for such deferment by having a score of 2.6 or less
13 on the Department of Education's financial responsibility
14 test: *Provided*, That during the period of deferment of
15 such a loan, interest on the loan will not accrue or be cap-
16 italized, and the period of deferment shall be for at least
17 a period of 3-fiscal years and not more than 6-fiscal years:
18 *Provided further*, That funds available under this para-
19 graph shall be used to fund eligible deferment requests
20 submitted for this purpose in fiscal year 2018: *Provided*
21 *further*, That the Secretary shall create and execute an
22 outreach plan to work with States and the Capital Financ-
23 ing Advisory Board to improve outreach to States and help
24 additional public Historically Black Colleges and Univer-
25 sities participate in the program.

1 In addition, for administrative expenses to carry out
2 the Historically Black College and University Capital Fi-
3 nancing Program entered into pursuant to part D of title
4 III of the HEA, \$334,000.

5 INSTITUTE OF EDUCATION SCIENCES

6 For carrying out activities authorized by the Edu-
7 cation Sciences Reform Act of 2002, the National Assess-
8 ment of Educational Progress Authorization Act, section
9 208 of the Educational Technical Assistance Act of 2002,
10 and section 664 of the Individuals with Disabilities Edu-
11 cation Act, \$615,462,000, which shall remain available
12 through September 30, 2021: *Provided*, That funds avail-
13 able to carry out section 208 of the Educational Technical
14 Assistance Act may be used to link Statewide elementary
15 and secondary data systems with early childhood, postsec-
16 ondary, and workforce data systems, or to further develop
17 such systems: *Provided further*, That up to \$6,000,000 of
18 the funds available to carry out section 208 of the Edu-
19 cational Technical Assistance Act may be used for awards
20 to public or private organizations or agencies to support
21 activities to improve data coordination, quality, and use
22 at the local, State, and national levels.

1 DEPARTMENTAL MANAGEMENT

2 PROGRAM ADMINISTRATION

3 For carrying out, to the extent not otherwise pro-
4 vided, the Department of Education Organization Act, in-
5 cluding rental of conference rooms in the District of Co-
6 lumbia and hire of three passenger motor vehicles,
7 \$430,000,000: *Provided*, That, notwithstanding any other
8 provision of law, none of the funds provided by this Act
9 or provided by previous Appropriations Acts to the De-
10 partment of Education available for obligation or expendi-
11 ture in the current fiscal year may be used for any activity
12 relating to implementing a reorganization that decentral-
13 izes, reduces the staffing level, or alters the responsibil-
14 ities, structure, authority, or functionality of the Budget
15 Service of the Department of Education, relative to the
16 organization and operation of the Budget Service as in
17 effect on January 1, 2018.

18 OFFICE FOR CIVIL RIGHTS

19 For expenses necessary for the Office for Civil
20 Rights, as authorized by section 203 of the Department
21 of Education Organization Act, \$125,000,000.

22 OFFICE OF INSPECTOR GENERAL

23 For expenses necessary for the Office of Inspector
24 General, as authorized by section 212 of the Department
25 of Education Organization Act, \$61,143,000.

1 GENERAL PROVISIONS

2 SEC. 301. No funds appropriated in this Act may be
3 used to prevent the implementation of programs of vol-
4 untary prayer and meditation in the public schools.

5 (TRANSFER OF FUNDS)

6 SEC. 302. Not to exceed 1 percent of any discre-
7 tionary funds (pursuant to the Balanced Budget and
8 Emergency Deficit Control Act of 1985) which are appro-
9 priated for the Department of Education in this Act may
10 be transferred between appropriations, but no such appro-
11 priation shall be increased by more than 3 percent by any
12 such transfer: *Provided*, That the transfer authority
13 granted by this section shall not be used to create any
14 new program or to fund any project or activity for which
15 no funds are provided in this Act: *Provided further*, That
16 the Committees on Appropriations of the House of Rep-
17 resentatives and the Senate are notified at least 15 days
18 in advance of any transfer.

19 SEC. 303. Section 105(f)(1)(B)(ix) of the Compact
20 of Free Association Amendments Act of 2003 (48 U.S.C.
21 1921d(f)(1)(B)(ix)) shall be applied by substituting
22 “2020” for “2009”.

23 SEC. 304. Funds appropriated in this Act and con-
24 solidated for evaluation purposes under section 8601(c) of

1 the ESEA shall be available from July 1, 2020, through
2 September 30, 2021.

3 SEC. 305. (a) An institution of higher education that
4 maintains an endowment fund supported with funds ap-
5 propriated for title III or V of the HEA for fiscal year
6 2019 may use the income from that fund to award schol-
7 arships to students, subject to the limitation in section
8 331(c)(3)(B)(i) of the HEA. The use of such income for
9 such purposes, prior to the enactment of this Act, shall
10 be considered to have been an allowable use of that in-
11 come, subject to that limitation.

12 (b) Subsection (a) shall be in effect until titles III
13 and V of the HEA are reauthorized.

14 SEC. 306. Section 114(f) of the HEA (20 U.S.C.
15 1011c(f)) is amended by striking “2019” and inserting
16 “2020”.

17 SEC. 307. Section 458(a) of the HEA (20 U.S.C.
18 1087h(a)) is amended in paragraph (4) by striking
19 “2019” and inserting “2020”.

20 SEC. 308. Funds appropriated in this Act under the
21 heading “Student Aid Administration” may be available
22 for payments for student loan servicing to an institution
23 of higher education that services outstanding Federal Per-
24 kins Loans under part E of title IV of the Higher Edu-
25 cation Act of 1965 (20 U.S.C. 1087aa et seq.).

1 (RESCISSION)

2 SEC. 309. Of the unobligated balances available
3 under the heading “Student Financial Assistance” for car-
4 rying out subpart 1 of part A of title IV of the HEA,
5 \$1,334,000,000 are hereby rescinded.

6 (RESCISSION)

7 SEC. 310. Section 401(b)(7)(A)(iv)(X) of the Higher
8 Education Act of 1965 (20 U.S.C. 1070a(b)(7)(A)(iv)(X))
9 is amended by striking “\$1,430,000,000” and inserting
10 “\$1,385,000,000”.

11 SEC. 311. For an additional amount for “Department
12 of Education—Federal Direct Student Loan Program Ac-
13 count”, \$100,000,000, to remain available until expended,
14 shall be for the cost, as defined under section 502 of the
15 Congressional Budget Act of 1974, of the Secretary of
16 Education providing loan cancellation in the same manner
17 as under section 455(m) of the Higher Education Act of
18 1965 (20 U.S.C. 1087e(m)), for borrowers of loans made
19 under part D of title IV of such Act who would qualify
20 for loan cancellation under section 455(m) except some,
21 or all, of the 120 required payments under section
22 455(m)(1)(A) do not qualify for purposes of the program
23 because they were monthly payments made in accordance
24 with graduated or extended repayment plans as described
25 under subparagraph (B) or (C) of section 455(d)(1) or

1 the corresponding repayment plan for a consolidation loan
2 made under section 455(g) and that were less than the
3 amount calculated under section 455(d)(1)(A), based on
4 a 10-year repayment period: *Provided*, That the monthly
5 payment made 12 months before the borrower applied for
6 loan cancellation as described in the matter preceding this
7 proviso and the most recent monthly payment made by
8 the borrower at the time of such application were each
9 not less than the monthly amount that would be calculated
10 under, and for which the borrower would otherwise qualify
11 for, clause (i) or (iv) of section 455(m)(1)(A) regarding
12 income-based or income-contingent repayment plans, with
13 exception for a borrower who would have otherwise been
14 eligible under this section but demonstrates an unusual
15 fluctuation of income over the past 5 years: *Provided fur-*
16 *ther*, That the total loan volume, including outstanding
17 principal, fees, capitalized interest, or accrued interest, at
18 application that is eligible for such loan cancellation by
19 such borrowers shall not exceed \$150,000,000: *Provided*
20 *further*, That the Secretary shall develop and make avail-
21 able a simple method for borrowers to apply for loan can-
22 cellation under this section within 60 days of enactment
23 of this Act: *Provided further*, That the Secretary shall pro-
24 vide loan cancellation under this section to eligible bor-
25 rowers on a first-come, first-serve basis, based on the date

1 of application and subject to both the limitation on total
2 loan volume at application for such loan cancellation speci-
3 fied in the second proviso and the availability of appropria-
4 tions under this section: *Provided further*, That no bor-
5 rower may, for the same service, receive a reduction of
6 loan obligations under both this section and section 428J,
7 428K, 428L, or 460 of such Act.

8 SEC. 312. Of the amounts made available under this
9 title under the heading “Student Aid Administration”,
10 \$2,300,000 shall be used by the Secretary of Education
11 to conduct outreach to borrowers of loans made under part
12 D of title IV of the Higher Education Act of 1965 who
13 may intend to qualify for loan cancellation under section
14 455(m) of such Act (20 U.S.C. 1087e(m)), to ensure that
15 borrowers are meeting the terms and conditions of such
16 loan cancellation: *Provided*, That the Secretary shall spe-
17 cifically conduct outreach to assist borrowers who would
18 qualify for loan cancellation under section 455(m) of such
19 Act except that the borrower has made some, or all, of
20 the 120 required payments under a repayment plan that
21 is not described under section 455(m)(A) of such Act, to
22 encourage borrowers to enroll in a qualifying repayment
23 plan: *Provided further*, That the Secretary shall also com-
24 municate to all Direct Loan borrowers the full require-
25 ments of section 455(m) of such Act and improve the fil-

1 ing of employment certification by providing improved out-
2 reach and information such as outbound calls, electronic
3 communications, ensuring prominent access to program
4 requirements and benefits on each servicer’s website, and
5 creating an option for all borrowers to complete the entire
6 payment certification process electronically and on a cen-
7 tralized website.

8 SEC. 313. Not later than the 1st and 15th day of
9 each month, the Department of Education shall provide
10 the Committees on Appropriations of the House of Rep-
11 resentatives and the Senate a report on travel, as de-
12 scribed in the report accompanying this Act under the
13 heading “Department of Education, Departmental Man-
14 agement, Program Administration”.

15 This title may be cited as the “Department of Edu-
16 cation Appropriations Act, 2020”.

1 TITLE IV
2 RELATED AGENCIES
3 COMMITTEE FOR PURCHASE FROM PEOPLE WHO ARE
4 BLIND OR SEVERELY DISABLED
5 SALARIES AND EXPENSES

6 For expenses necessary for the Committee for Pur-
7 chase From People Who Are Blind or Severely Disabled
8 (referred to in this title as “the Committee”) established
9 under section 8502 of title 41, United States Code,
10 \$8,250,000: *Provided*, That in order to authorize any cen-
11 tral nonprofit agency designated pursuant to section
12 8503(c) of title 41, United States Code, to perform re-
13 quirements of the Committee as prescribed under section
14 51–3.2 of title 41, Code of Federal Regulations, the Com-
15 mittee shall enter into a written agreement with any such
16 central nonprofit agency: *Provided further*, That such
17 agreement shall contain such auditing, oversight, and re-
18 porting provisions as necessary to implement chapter 85
19 of title 41, United States Code: *Provided further*, That
20 such agreement shall include the elements listed under the
21 heading “Committee For Purchase From People Who Are
22 Blind or Severely Disabled—Written Agreement Ele-
23 ments” in the explanatory statement described in section
24 4 of Public Law 114–113 (in the matter preceding division
25 A of that consolidated Act): *Provided further*, That any

1 such central nonprofit agency may not charge a fee under
2 section 51–3.5 of title 41, Code of Federal Regulations,
3 prior to executing a written agreement with the Com-
4 mittee: *Provided further*, That no less than \$1,250,000
5 shall be available for the Office of Inspector General.

6 CORPORATION FOR NATIONAL AND COMMUNITY SERVICE
7 OPERATING EXPENSES

8 For necessary expenses for the Corporation for Na-
9 tional and Community Service (referred to in this title as
10 “CNCS”) to carry out the Domestic Volunteer Service Act
11 of 1973 (referred to in this title as “1973 Act”) and the
12 National and Community Service Act of 1990 (referred
13 to in this title as “1990 Act”), \$787,629,000, notwith-
14 standing sections 198B(b)(3), 198S(g), 501(a)(4)(C), and
15 501(a)(4)(F) of the 1990 Act: *Provided*, That of the
16 amounts provided under this heading: (1) up to 1 percent
17 of program grant funds may be used to defray the costs
18 of conducting grant application reviews, including the use
19 of outside peer reviewers and electronic management of
20 the grants cycle; (2) \$17,538,000 shall be available to pro-
21 vide assistance to State commissions on national and com-
22 munity service, under section 126(a) of the 1990 Act and
23 notwithstanding section 501(a)(5)(B) of the 1990 Act; (3)
24 \$32,000,000 shall be available to carry out subtitle E of
25 the 1990 Act; and (4) \$5,400,000 shall be available for

1 expenses authorized under section 501(a)(4)(F) of the
2 1990 Act, which, notwithstanding the provisions of section
3 198P shall be awarded by CNCS on a competitive basis:
4 *Provided further*, That for the purposes of carrying out
5 the 1990 Act, satisfying the requirements in section
6 122(c)(1)(D) may include a determination of need by the
7 local community.

8 PAYMENT TO THE NATIONAL SERVICE TRUST
9 (INCLUDING TRANSFER OF FUNDS)

10 For payment to the National Service Trust estab-
11 lished under subtitle D of title I of the 1990 Act,
12 \$206,842,000, to remain available until expended: *Pro-*
13 *vided*, That CNCS may transfer additional funds from the
14 amount provided within “Operating Expenses” allocated
15 to grants under subtitle C of title I of the 1990 Act to
16 the National Service Trust upon determination that such
17 transfer is necessary to support the activities of national
18 service participants and after notice is transmitted to the
19 Committees on Appropriations of the House of Represent-
20 atives and the Senate: *Provided further*, That amounts ap-
21 propriated for or transferred to the National Service Trust
22 may be invested under section 145(b) of the 1990 Act
23 without regard to the requirement to apportion funds
24 under 31 U.S.C. 1513(b).

1 SALARIES AND EXPENSES

2 For necessary expenses of administration as provided
3 under section 501(a)(5) of the 1990 Act and under section
4 504(a) of the 1973 Act, including payment of salaries, au-
5 thorized travel, hire of passenger motor vehicles, the rental
6 of conference rooms in the District of Columbia, the em-
7 ployment of experts and consultants authorized under 5
8 U.S.C. 3109, and not to exceed \$2,500 for official recep-
9 tion and representation expenses, \$83,737,000.

10 OFFICE OF INSPECTOR GENERAL

11 For necessary expenses of the Office of Inspector
12 General in carrying out the Inspector General Act of 1978,
13 \$5,750,000.

14 ADMINISTRATIVE PROVISIONS

15 SEC. 401. CNCS shall make any significant changes
16 to program requirements, service delivery or policy only
17 through public notice and comment rulemaking. For fiscal
18 year 2020, during any grant selection process, an officer
19 or employee of CNCS shall not knowingly disclose any cov-
20 ered grant selection information regarding such selection,
21 directly or indirectly, to any person other than an officer
22 or employee of CNCS that is authorized by CNCS to re-
23 ceive such information.

24 SEC. 402. AmeriCorps programs receiving grants
25 under the National Service Trust program shall meet an

1 overall minimum share requirement of 24 percent for the
2 first 3 years that they receive AmeriCorps funding, and
3 thereafter shall meet the overall minimum share require-
4 ment as provided in section 2521.60 of title 45, Code of
5 Federal Regulations, without regard to the operating costs
6 match requirement in section 121(e) or the member sup-
7 port Federal share limitations in section 140 of the 1990
8 Act, and subject to partial waiver consistent with section
9 2521.70 of title 45, Code of Federal Regulations.

10 SEC. 403. Donations made to CNCS under section
11 196 of the 1990 Act for the purposes of financing pro-
12 grams and operations under titles I and II of the 1973
13 Act or subtitle B, C, D, or E of title I of the 1990 Act
14 shall be used to supplement and not supplant current pro-
15 grams and operations.

16 SEC. 404. In addition to the requirements in section
17 146(a) of the 1990 Act, use of an educational award for
18 the purpose described in section 148(a)(4) shall be limited
19 to individuals who are veterans as defined under section
20 101 of the Act.

21 SEC. 405. For the purpose of carrying out section
22 189D of the 1990 Act—

23 (1) entities described in paragraph (a) of such
24 section shall be considered “qualified entities” under

1 section 3 of the National Child Protection Act of
2 1993 (“NCPA”);

3 (2) individuals described in such section shall
4 be considered “volunteers” under section 3 of
5 NCPA; and

6 (3) State Commissions on National and Com-
7 munity Service established pursuant to section 178
8 of the 1990 Act, are authorized to receive criminal
9 history record information, consistent with Public
10 Law 92–544.

11 SEC. 406. Notwithstanding sections 139(b), 146 and
12 147 of the 1990 Act, an individual who successfully com-
13 pletes a term of service of not less than 1,200 hours dur-
14 ing a period of not more than one year may receive a na-
15 tional service education award having a value of 70 per-
16 cent of the value of a national service education award
17 determined under section 147(a) of the Act.

18 CORPORATION FOR PUBLIC BROADCASTING

19 For payment to the Corporation for Public Broad-
20 casting (“CPB”), as authorized by the Communications
21 Act of 1934, an amount which shall be available within
22 limitations specified by that Act, for the fiscal year 2022,
23 \$445,000,000: *Provided*, That none of the funds made
24 available to CPB by this Act shall be used to pay for re-
25 ceptions, parties, or similar forms of entertainment for

1 Government officials or employees: *Provided further*, That
2 none of the funds made available to CPB by this Act shall
3 be available or used to aid or support any program or ac-
4 tivity from which any person is excluded, or is denied ben-
5 efits, or is discriminated against, on the basis of race,
6 color, national origin, religion, or sex: *Provided further*,
7 That none of the funds made available to CPB by this
8 Act shall be used to apply any political test or qualification
9 in selecting, appointing, promoting, or taking any other
10 personnel action with respect to officers, agents, and em-
11 ployees of CPB: *Provided further*, That none of the funds
12 made available to CPB by this Act shall be used to support
13 the Television Future Fund or any similar purpose.

14 In addition, for the costs associated with replacing
15 and upgrading the public broadcasting interconnection
16 system and other technologies and services that create in-
17 frastructure and efficiencies within the public media sys-
18 tem, \$20,000,000.

19 FEDERAL MEDIATION AND CONCILIATION SERVICE
20 SALARIES AND EXPENSES

21 For expenses necessary for the Federal Mediation
22 and Conciliation Service (“Service”) to carry out the func-
23 tions vested in it by the Labor-Management Relations Act,
24 1947, including hire of passenger motor vehicles; for ex-
25 penses necessary for the Labor-Management Cooperation

1 Act of 1978; and for expenses necessary for the Service
2 to carry out the functions vested in it by the Civil Service
3 Reform Act, \$47,200,000, including up to \$900,000 to re-
4 main available through September 30, 2021, for activities
5 authorized by the Labor-Management Cooperation Act of
6 1978: *Provided*, That notwithstanding 31 U.S.C. 3302,
7 fees charged, up to full-cost recovery, for special training
8 activities and other conflict resolution services and tech-
9 nical assistance, including those provided to foreign gov-
10 ernments and international organizations, and for arbitra-
11 tion services shall be credited to and merged with this ac-
12 count, and shall remain available until expended: *Provided*
13 *further*, That fees for arbitration services shall be available
14 only for education, training, and professional development
15 of the agency workforce: *Provided further*, That the Direc-
16 tor of the Service is authorized to accept and use on behalf
17 of the United States gifts of services and real, personal,
18 or other property in the aid of any projects or functions
19 within the Director's jurisdiction.

20 FEDERAL MINE SAFETY AND HEALTH REVIEW

21 COMMISSION

22 SALARIES AND EXPENSES

23 For expenses necessary for the Federal Mine Safety
24 and Health Review Commission, \$17,184,000.

1 INSTITUTE OF MUSEUM AND LIBRARY SERVICES

2 OFFICE OF MUSEUM AND LIBRARY SERVICES: GRANTS

3 AND ADMINISTRATION

4 For carrying out the Museum and Library Services
5 Act of 1996 and the National Museum of African Amer-
6 ican History and Culture Act, \$244,000,000.

7 MEDICAID AND CHIP PAYMENT AND ACCESS

8 COMMISSION

9 SALARIES AND EXPENSES

10 For expenses necessary to carry out section 1900 of
11 the Social Security Act, \$8,780,000.

12 MEDICARE PAYMENT ADVISORY COMMISSION

13 SALARIES AND EXPENSES

14 For expenses necessary to carry out section 1805 of
15 the Social Security Act, \$12,545,000, to be transferred to
16 this appropriation from the Federal Hospital Insurance
17 Trust Fund and the Federal Supplementary Medical In-
18 surance Trust Fund.

19 NATIONAL COUNCIL ON DISABILITY

20 SALARIES AND EXPENSES

21 For expenses necessary for the National Council on
22 Disability as authorized by title IV of the Rehabilitation
23 Act of 1973, \$3,250,000.

1 NATIONAL LABOR RELATIONS BOARD

2 SALARIES AND EXPENSES

3 For expenses necessary for the National Labor Rela-
4 tions Board to carry out the functions vested in it by the
5 Labor-Management Relations Act, 1947, and other laws,
6 \$274,224,000: *Provided*, That no part of this appropria-
7 tion shall be available to organize or assist in organizing
8 agricultural laborers or used in connection with investiga-
9 tions, hearings, directives, or orders concerning bargaining
10 units composed of agricultural laborers as referred to in
11 section 2(3) of the Act of July 5, 1935, and as amended
12 by the Labor-Management Relations Act, 1947, and as de-
13 fined in section 3(f) of the Act of June 25, 1938, and
14 including in said definition employees engaged in the
15 maintenance and operation of ditches, canals, reservoirs,
16 and waterways when maintained or operated on a mutual,
17 nonprofit basis and at least 95 percent of the water stored
18 or supplied thereby is used for farming purposes.

19 ADMINISTRATIVE PROVISIONS

20 SEC. 407. None of the funds provided by this Act
21 or previous Acts making appropriations for the National
22 Labor Relations Board may be used to issue any new ad-
23 ministrative directive or regulation that would provide em-
24 ployees any means of voting through any electronic means

1 in an election to determine a representative for the pur-
2 poses of collective bargaining.

3 NATIONAL MEDIATION BOARD

4 SALARIES AND EXPENSES

5 For expenses necessary to carry out the provisions
6 of the Railway Labor Act, including emergency boards ap-
7 pointed by the President, \$13,800,000.

8 OCCUPATIONAL SAFETY AND HEALTH REVIEW

9 COMMISSION

10 SALARIES AND EXPENSES

11 For expenses necessary for the Occupational Safety
12 and Health Review Commission, \$13,225,000.

13 RAILROAD RETIREMENT BOARD

14 DUAL BENEFITS PAYMENTS ACCOUNT

15 For payment to the Dual Benefits Payments Ac-
16 count, authorized under section 15(d) of the Railroad Re-
17 tirement Act of 1974, \$16,000,000, which shall include
18 amounts becoming available in fiscal year 2020 pursuant
19 to section 224(e)(1)(B) of Public Law 98–76; and in addi-
20 tion, an amount, not to exceed 2 percent of the amount
21 provided herein, shall be available proportional to the
22 amount by which the product of recipients and the average
23 benefit received exceeds the amount available for payment
24 of vested dual benefits: *Provided*, That the total amount
25 provided herein shall be credited in 12 approximately

1 equal amounts on the first day of each month in the fiscal
2 year.

3 FEDERAL PAYMENTS TO THE RAILROAD RETIREMENT

4 ACCOUNTS

5 For payment to the accounts established in the
6 Treasury for the payment of benefits under the Railroad
7 Retirement Act for interest earned on unnegotiated
8 checks, \$150,000, to remain available through September
9 30, 2021, which shall be the maximum amount available
10 for payment pursuant to section 417 of Public Law 98–
11 76.

12 LIMITATION ON ADMINISTRATION

13 For necessary expenses for the Railroad Retirement
14 Board (“Board”) for administration of the Railroad Re-
15 tirement Act and the Railroad Unemployment Insurance
16 Act, \$123,500,000, to be derived in such amounts as de-
17 termined by the Board from the railroad retirement ac-
18 counts and from moneys credited to the railroad unem-
19 ployment insurance administration fund: *Provided*, That
20 notwithstanding section 7(b)(9) of the Railroad Retire-
21 ment Act this limitation may be used to hire attorneys
22 only through the excepted service: *Provided further*, That
23 the previous proviso shall not change the status under
24 Federal employment laws of any attorney hired by the
25 Railroad Retirement Board prior to January 1, 2013: *Pro-*

1 *vided further*, That \$10,000,000, to remain available until
2 expended, shall be used to supplement, not supplant, exist-
3 ing resources devoted to operations and improvements for
4 the Board's Information Technology Investment Initia-
5 tives.

6 LIMITATION ON THE OFFICE OF INSPECTOR GENERAL

7 For expenses necessary for the Office of Inspector
8 General for audit, investigatory and review activities, as
9 authorized by the Inspector General Act of 1978, not more
10 than \$11,000,000, to be derived from the railroad retire-
11 ment accounts and railroad unemployment insurance ac-
12 count.

13 SOCIAL SECURITY ADMINISTRATION

14 PAYMENTS TO SOCIAL SECURITY TRUST FUNDS

15 For payment to the Federal Old-Age and Survivors
16 Insurance Trust Fund and the Federal Disability Insur-
17 ance Trust Fund, as provided under sections 201(m) and
18 1131(b)(2) of the Social Security Act, \$11,000,000.

19 SUPPLEMENTAL SECURITY INCOME PROGRAM

20 For carrying out titles XI and XVI of the Social Se-
21 curity Act, section 401 of Public Law 92-603, section 212
22 of Public Law 93-66, as amended, and section 405 of
23 Public Law 95-216, including payment to the Social Secu-
24 rity trust funds for administrative expenses incurred pur-
25 suant to section 201(g)(1) of the Social Security Act,

1 \$41,832,000,000, to remain available until expended: *Pro-*
2 *vided*, That any portion of the funds provided to a State
3 in the current fiscal year and not obligated by the State
4 during that year shall be returned to the Treasury: *Pro-*
5 *vided further*, That not more than \$101,000,000 shall be
6 available for research and demonstrations under sections
7 1110, 1115, and 1144 of the Social Security Act, and re-
8 main available through September 30, 2021.

9 For making, after June 15 of the current fiscal year,
10 benefit payments to individuals under title XVI of the So-
11 cial Security Act, for unanticipated costs incurred for the
12 current fiscal year, such sums as may be necessary.

13 For making benefit payments under title XVI of the
14 Social Security Act for the first quarter of fiscal year
15 2021, \$19,900,000,000, to remain available until ex-
16 pended.

17 LIMITATION ON ADMINISTRATIVE EXPENSES

18 For necessary expenses, including the hire of two pas-
19 senger motor vehicles, and not to exceed \$20,000 for offi-
20 cial reception and representation expenses, not more than
21 \$12,642,000,000 may be expended, as authorized by sec-
22 tion 201(g)(1) of the Social Security Act, from any one
23 or all of the trust funds referred to in such section: *Pro-*
24 *vided*, That not less than \$2,600,000 shall be for the So-
25 cial Security Advisory Board: *Provided further*, That

1 \$45,000,000 shall remain available until expended for in-
2 formation technology modernization, including related
3 hardware and software infrastructure and equipment, and
4 for administrative expenses directly associated with infor-
5 mation technology modernization: *Provided further*, That
6 \$100,000,000 shall remain available through September
7 30, 2021, for activities to address the disability hearings
8 backlog within the Office of Hearings Operations: *Pro-*
9 *vided further*, That unobligated balances of funds provided
10 under this paragraph at the end of fiscal year 2020 not
11 needed for fiscal year 2020 shall remain available until
12 expended to invest in the Social Security Administration
13 information technology and telecommunications hardware
14 and software infrastructure, including related equipment
15 and non-payroll administrative expenses associated solely
16 with this information technology and telecommunications
17 infrastructure: *Provided further*, That the Commissioner
18 of Social Security shall notify the Committees on Appro-
19 priations of the House of Representatives and the Senate
20 prior to making unobligated balances available under the
21 authority in the previous proviso: *Provided further*, That
22 reimbursement to the trust funds under this heading for
23 expenditures for official time for employees of the Social
24 Security Administration pursuant to 5 U.S.C. 7131, and
25 for facilities or support services for labor organizations

1 pursuant to policies, regulations, or procedures referred
2 to in section 7135(b) of such title shall be made by the
3 Secretary of the Treasury, with interest, from amounts in
4 the general fund not otherwise appropriated, as soon as
5 possible after such expenditures are made.

6 Of the total amount made available in the first para-
7 graph under this heading, not more than \$1,582,000,000,
8 to remain available through March 31, 2021, is for the
9 costs associated with continuing disability reviews under
10 titles II and XVI of the Social Security Act, including
11 work-related continuing disability reviews to determine
12 whether earnings derived from services demonstrate an in-
13 dividual's ability to engage in substantial gainful activity,
14 for the cost associated with conducting redeterminations
15 of eligibility under title XVI of the Social Security Act,
16 for the cost of co-operative disability investigation units,
17 and for the cost associated with the prosecution of fraud
18 in the programs and operations of the Social Security Ad-
19 ministration by Special Assistant United States Attorneys:
20 *Provided*, That, of such amount, \$273,000,000 is provided
21 to meet the terms of section 251(b)(2)(B)(ii)(III) of the
22 Balanced Budget and Emergency Deficit Control Act of
23 1985, as amended, and \$1,309,000,000 is additional new
24 budget authority specified for purposes of section
25 251(b)(2)(B) of such Act: *Provided further*, That, of the

1 additional new budget authority described in the preceding
2 proviso, up to \$10,000,000 may be transferred to the “Of-
3 fice of Inspector General”, Social Security Administration,
4 for the cost of jointly operated co-operative disability in-
5 vestigation units: *Provided further*, That such transfer au-
6 thority is in addition to any other transfer authority pro-
7 vided by law: *Provided further*, That the Commissioner
8 shall provide to the Congress (at the conclusion of the fis-
9 cal year) a report on the obligation and expenditure of
10 these funds, similar to the reports that were required by
11 section 103(d)(2) of Public Law 104–121 for fiscal years
12 1996 through 2002.

13 In addition, \$130,000,000 to be derived from admin-
14 istration fees in excess of \$5.00 per supplementary pay-
15 ment collected pursuant to section 1616(d) of the Social
16 Security Act or section 212(b)(3) of Public Law 93–66,
17 which shall remain available until expended: *Provided*,
18 That to the extent that the amounts collected pursuant
19 to such sections in fiscal year 2020 exceed \$130,000,000,
20 the amounts shall be available in fiscal year 2021 only
21 to the extent provided in advance in appropriations Acts.

22 In addition, up to \$1,000,000 to be derived from fees
23 collected pursuant to section 303(c) of the Social Security
24 Protection Act, which shall remain available until ex-
25 pended.

1 OFFICE OF INSPECTOR GENERAL
2 (INCLUDING TRANSFER OF FUNDS)

3 For expenses necessary for the Office of Inspector
4 General in carrying out the provisions of the Inspector
5 General Act of 1978, \$30,000,000, together with not to
6 exceed \$75,500,000, to be transferred and expended as
7 authorized by section 201(g)(1) of the Social Security Act
8 from the Federal Old-Age and Survivors Insurance Trust
9 Fund and the Federal Disability Insurance Trust Fund.

10 In addition, an amount not to exceed 3 percent of
11 the total provided in this appropriation may be transferred
12 from the “Limitation on Administrative Expenses”, Social
13 Security Administration, to be merged with this account,
14 to be available for the time and purposes for which this
15 account is available: *Provided*, That notice of such trans-
16 fers shall be transmitted promptly to the Committees on
17 Appropriations of the House of Representatives and the
18 Senate at least 15 days in advance of any transfer.

1 TITLE V
2 GENERAL PROVISIONS
3 (TRANSFER OF FUNDS)

4 SEC. 501. The Secretaries of Labor, Health and
5 Human Services, and Education are authorized to transfer
6 unexpended balances of prior appropriations to accounts
7 corresponding to current appropriations provided in this
8 Act. Such transferred balances shall be used for the same
9 purpose, and for the same periods of time, for which they
10 were originally appropriated.

11 SEC. 502. No part of any appropriation contained in
12 this Act shall remain available for obligation beyond the
13 current fiscal year unless expressly so provided herein.

14 SEC. 503. (a) No part of any appropriation contained
15 in this Act or transferred pursuant to section 4002 of
16 Public Law 111–148 shall be used, other than for normal
17 and recognized executive-legislative relationships, for pub-
18 licity or propaganda purposes, for the preparation, dis-
19 tribution, or use of any kit, pamphlet, booklet, publication,
20 electronic communication, radio, television, or video pres-
21 entation designed to support or defeat the enactment of
22 legislation before the Congress or any State or local legis-
23 lature or legislative body, except in presentation to the
24 Congress or any State or local legislature itself, or de-
25 signed to support or defeat any proposed or pending regu-

1 lation, administrative action, or order issued by the execu-
2 tive branch of any State or local government, except in
3 presentation to the executive branch of any State or local
4 government itself.

5 (b) No part of any appropriation contained in this
6 Act or transferred pursuant to section 4002 of Public Law
7 111–148 shall be used to pay the salary or expenses of
8 any grant or contract recipient, or agent acting for such
9 recipient, related to any activity designed to influence the
10 enactment of legislation, appropriations, regulation, ad-
11 ministrative action, or Executive order proposed or pend-
12 ing before the Congress or any State government, State
13 legislature or local legislature or legislative body, other
14 than for normal and recognized executive-legislative rela-
15 tionships or participation by an agency or officer of a
16 State, local or tribal government in policymaking and ad-
17 ministrative processes within the executive branch of that
18 government.

19 (c) The prohibitions in subsections (a) and (b) shall
20 include any activity to advocate or promote any proposed,
21 pending or future Federal, State or local tax increase, or
22 any proposed, pending, or future requirement or restric-
23 tion on any legal consumer product, including its sale or
24 marketing, including but not limited to the advocacy or
25 promotion of gun control.

1 SEC. 504. The Secretaries of Labor and Education
2 are authorized to make available not to exceed \$28,000
3 and \$20,000, respectively, from funds available for sala-
4 ries and expenses under titles I and III, respectively, for
5 official reception and representation expenses; the Direc-
6 tor of the Federal Mediation and Conciliation Service is
7 authorized to make available for official reception and rep-
8 resentation expenses not to exceed \$5,000 from the funds
9 available for “Federal Mediation and Conciliation Service,
10 Salaries and Expenses”; and the Chairman of the Na-
11 tional Mediation Board is authorized to make available for
12 official reception and representation expenses not to ex-
13 ceed \$5,000 from funds available for “National Mediation
14 Board, Salaries and Expenses”.

15 SEC. 505. When issuing statements, press releases,
16 requests for proposals, bid solicitations and other docu-
17 ments describing projects or programs funded in whole or
18 in part with Federal money, all grantees receiving Federal
19 funds included in this Act, including but not limited to
20 State and local governments and recipients of Federal re-
21 search grants, shall clearly state—

22 (1) the percentage of the total costs of the pro-
23 gram or project which will be financed with Federal
24 money;

1 (2) the dollar amount of Federal funds for the
2 project or program; and

3 (3) percentage and dollar amount of the total
4 costs of the project or program that will be financed
5 by non-governmental sources.

6 SEC. 506. (a) None of the funds appropriated in this
7 Act, and none of the funds in any trust fund to which
8 funds are appropriated in this Act, shall be expended for
9 any abortion.

10 (b) None of the funds appropriated in this Act, and
11 none of the funds in any trust fund to which funds are
12 appropriated in this Act, shall be expended for health ben-
13 efits coverage that includes coverage of abortion.

14 (c) The term “health benefits coverage” means the
15 package of services covered by a managed care provider
16 or organization pursuant to a contract or other arrange-
17 ment.

18 SEC. 507. (a) The limitations established in the pre-
19 ceding section shall not apply to an abortion—

20 (1) if the pregnancy is the result of an act of
21 rape or incest; or

22 (2) in the case where a woman suffers from a
23 physical disorder, physical injury, or physical illness,
24 including a life-endangering physical condition
25 caused by or arising from the pregnancy itself, that

1 would, as certified by a physician, place the woman
2 in danger of death unless an abortion is performed.

3 (b) Nothing in the preceding section shall be con-
4 strued as prohibiting the expenditure by a State, locality,
5 entity, or private person of State, local, or private funds
6 (other than a State's or locality's contribution of Medicaid
7 matching funds).

8 (c) Nothing in the preceding section shall be con-
9 strued as restricting the ability of any managed care pro-
10 vider from offering abortion coverage or the ability of a
11 State or locality to contract separately with such a pro-
12 vider for such coverage with State funds (other than a
13 State's or locality's contribution of Medicaid matching
14 funds).

15 (d)(1) None of the funds made available in this Act
16 may be made available to a Federal agency or program,
17 or to a State or local government, if such agency, program,
18 or government subjects any institutional or individual
19 health care entity to discrimination on the basis that the
20 health care entity does not provide, pay for, provide cov-
21 erage of, or refer for abortions.

22 (2) In this subsection, the term "health care entity"
23 includes an individual physician or other health care pro-
24 fessional, a hospital, a provider-sponsored organization, a
25 health maintenance organization, a health insurance plan,

1 or any other kind of health care facility, organization, or
2 plan.

3 SEC. 508. (a) None of the funds made available in
4 this Act may be used for—

5 (1) the creation of a human embryo or embryos
6 for research purposes; or

7 (2) research in which a human embryo or em-
8 bryos are destroyed, discarded, or knowingly sub-
9 jected to risk of injury or death greater than that
10 allowed for research on fetuses in utero under 45
11 CFR 46.204(b) and section 498(b) of the Public
12 Health Service Act (42 U.S.C. 289g(b)).

13 (b) For purposes of this section, the term “human
14 embryo or embryos” includes any organism, not protected
15 as a human subject under 45 CFR 46 as of the date of
16 the enactment of this Act, that is derived by fertilization,
17 parthenogenesis, cloning, or any other means from one or
18 more human gametes or human diploid cells.

19 SEC. 509. (a) None of the funds made available in
20 this Act may be used for any activity that promotes the
21 legalization of any drug or other substance included in
22 schedule I of the schedules of controlled substances estab-
23 lished under section 202 of the Controlled Substances Act
24 except for normal and recognized executive-congressional
25 communications.

1 (b) The limitation in subsection (a) shall not apply
2 when there is significant medical evidence of a therapeutic
3 advantage to the use of such drug or other substance or
4 that federally sponsored clinical trials are being conducted
5 to determine therapeutic advantage.

6 SEC. 510. None of the funds made available in this
7 Act may be used to promulgate or adopt any final stand-
8 ard under section 1173(b) of the Social Security Act pro-
9 viding for, or providing for the assignment of, a unique
10 health identifier for an individual (except in an individ-
11 ual's capacity as an employer or a health care provider),
12 until legislation is enacted specifically approving the
13 standard.

14 SEC. 511. None of the funds made available in this
15 Act may be obligated or expended to enter into or renew
16 a contract with an entity if—

17 (1) such entity is otherwise a contractor with
18 the United States and is subject to the requirement
19 in 38 U.S.C. 4212(d) regarding submission of an
20 annual report to the Secretary of Labor concerning
21 employment of certain veterans; and

22 (2) such entity has not submitted a report as
23 required by that section for the most recent year for
24 which such requirement was applicable to such enti-
25 ty.

1 SEC. 512. None of the funds made available in this
2 Act may be transferred to any department, agency, or in-
3 strumentality of the United States Government, except
4 pursuant to a transfer made by, or transfer authority pro-
5 vided in, this Act or any other appropriation Act.

6 SEC. 513. None of the funds made available by this
7 Act to carry out the Library Services and Technology Act
8 may be made available to any library covered by para-
9 graph (1) of section 224(f) of such Act, as amended by
10 the Children’s Internet Protection Act, unless such library
11 has made the certifications required by paragraph (4) of
12 such section.

13 SEC. 514. (a) None of the funds provided under this
14 Act, or provided under previous appropriations Acts to the
15 agencies funded by this Act that remain available for obli-
16 gation or expenditure in fiscal year 2020, or provided from
17 any accounts in the Treasury of the United States derived
18 by the collection of fees available to the agencies funded
19 by this Act, shall be available for obligation or expenditure
20 through a reprogramming of funds that—

- 21 (1) creates new programs;
- 22 (2) eliminates a program, project, or activity;
- 23 (3) increases funds or personnel by any means
24 for any project or activity for which funds have been
25 denied or restricted;

1 (4) relocates an office or employees;

2 (5) reorganizes or renames offices;

3 (6) reorganizes programs or activities; or

4 (7) contracts out or privatizes any functions or
5 activities presently performed by Federal employees;

6 unless the Committees on Appropriations of the House of
7 Representatives and the Senate are consulted 15 days in
8 advance of such reprogramming or of an announcement
9 of intent relating to such reprogramming, whichever oc-
10 curs earlier, and are notified in writing 10 days in advance
11 of such reprogramming.

12 (b) None of the funds provided under this Act, or
13 provided under previous appropriations Acts to the agen-
14 cies funded by this Act that remain available for obligation
15 or expenditure in fiscal year 2020, or provided from any
16 accounts in the Treasury of the United States derived by
17 the collection of fees available to the agencies funded by
18 this Act, shall be available for obligation or expenditure
19 through a reprogramming of funds in excess of \$500,000
20 or 10 percent, whichever is less, that—

21 (1) augments existing programs, projects (in-
22 cluding construction projects), or activities;

23 (2) reduces by 10 percent funding for any exist-
24 ing program, project, or activity, or numbers of per-
25 sonnel by 10 percent as approved by Congress; or

1 (3) results from any general savings from a re-
2 duction in personnel which would result in a change
3 in existing programs, activities, or projects as ap-
4 proved by Congress;
5 unless the Committees on Appropriations of the House of
6 Representatives and the Senate are consulted 15 days in
7 advance of such reprogramming or of an announcement
8 of intent relating to such reprogramming, whichever oc-
9 curs earlier, and are notified in writing 10 days in advance
10 of such reprogramming.

11 SEC. 515. (a) None of the funds made available in
12 this Act may be used to request that a candidate for ap-
13 pointment to a Federal scientific advisory committee dis-
14 close the political affiliation or voting history of the can-
15 didate or the position that the candidate holds with re-
16 spect to political issues not directly related to and nec-
17 essary for the work of the committee involved.

18 (b) None of the funds made available in this Act may
19 be used to disseminate information that is deliberately
20 false or misleading.

21 SEC. 516. Within 45 days of enactment of this Act,
22 each department and related agency funded through this
23 Act shall submit an operating plan that details at the pro-
24 gram, project, and activity level any funding allocations
25 for fiscal year 2020 that are different than those specified

1 in this Act, the detailed table in the report accompanying
2 this Act or the fiscal year 2020 budget request.

3 SEC. 517. The Secretaries of Labor, Health and
4 Human Services, and Education shall each prepare and
5 submit to the Committees on Appropriations of the House
6 of Representatives and the Senate a report on the number
7 and amount of contracts, grants, and cooperative agree-
8 ments exceeding \$500,000 in value and awarded by the
9 Department on a non-competitive basis during each quar-
10 ter of fiscal year 2020, but not to include grants awarded
11 on a formula basis or directed by law. Such report shall
12 include the name of the contractor or grantee, the amount
13 of funding, the governmental purpose, including a jus-
14 tification for issuing the award on a non-competitive basis.
15 Such report shall be transmitted to the Committees within
16 30 days after the end of the quarter for which the report
17 is submitted.

18 SEC. 518. None of the funds appropriated in this Act
19 shall be expended or obligated by the Commissioner of So-
20 cial Security, for purposes of administering Social Security
21 benefit payments under title II of the Social Security Act,
22 to process any claim for credit for a quarter of coverage
23 based on work performed under a social security account
24 number that is not the claimant's number and the per-
25 formance of such work under such number has formed the

1 basis for a conviction of the claimant of a violation of sec-
2 tion 208(a)(6) or (7) of the Social Security Act.

3 SEC. 519. None of the funds appropriated by this Act
4 may be used by the Commissioner of Social Security or
5 the Social Security Administration to pay the compensa-
6 tion of employees of the Social Security Administration
7 to administer Social Security benefit payments, under any
8 agreement between the United States and Mexico estab-
9 lishing totalization arrangements between the social secu-
10 rity system established by title II of the Social Security
11 Act and the social security system of Mexico, which would
12 not otherwise be payable but for such agreement.

13 SEC. 520. (a) None of the funds made available in
14 this Act may be used to maintain or establish a computer
15 network unless such network blocks the viewing,
16 downloading, and exchanging of pornography.

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

21 SEC. 521. None of the funds made available under
22 this or any other Act, or any prior Appropriations Act,
23 may be provided to the Association of Community Organi-
24 zations for Reform Now (ACORN), or any of its affiliates,
25 subsidiaries, allied organizations, or successors.

1 SEC. 522. For purposes of carrying out Executive
2 Order 13589, Office of Management and Budget Memo-
3 randum M–12–12 dated May 11, 2012, and requirements
4 contained in the annual appropriations bills relating to
5 conference attendance and expenditures:

6 (1) the operating divisions of HHS shall be con-
7 sidered independent agencies; and

8 (2) attendance at and support for scientific con-
9 ferences shall be tabulated separately from and not
10 included in agency totals.

11 SEC. 523. Federal agencies funded under this Act
12 shall clearly state within the text, audio, or video used for
13 advertising or educational purposes, including emails or
14 Internet postings, that the communication is printed, pub-
15 lished, or produced and disseminated at U.S. taxpayer ex-
16 pense. The funds used by a Federal agency to carry out
17 this requirement shall be derived from amounts made
18 available to the agency for advertising or other commu-
19 nications regarding the programs and activities of the
20 agency.

21 SEC. 524. (a) Federal agencies may use Federal dis-
22 cretionary funds that are made available in this Act to
23 carry out up to 10 Performance Partnership Pilots. Such
24 Pilots shall be governed by the provisions of section 526
25 of division H of Public Law 113–76, except that in car-

1 rying out such Pilots section 526 shall be applied by sub-
2 stituting “FISCAL YEAR 2020” for “FISCAL YEAR 2014”
3 in the title of subsection (b) and by substituting “Sep-
4 tember 30, 2023” for “September 30, 2024” each place
5 it appears: *Provided*, That such pilots shall include com-
6 munities that have experienced civil unrest.

7 (b) In addition, Federal agencies may use Federal
8 discretionary funds that are made available in this Act to
9 participate in Performance Partnership Pilots that are
10 being carried out pursuant to the authority provided by
11 section 526 of division H of Public Law 113–76, section
12 524 of division G of Public Law 113–235, section 525 of
13 division H of Public Law 114–113, section 525 of division
14 H of Public Law 115–31, section 525 of division H of
15 Public Law 115–141, and section 524 of division B of
16 Public Law 115–245.

17 (c) Pilot sites selected under authorities in this Act
18 and prior appropriations Acts may be granted by relevant
19 agencies up to an additional 5 years to operate under such
20 authorities.

21 SEC. 525. Not later than 30 days after the end of
22 each calendar quarter, beginning with the first month of
23 fiscal year 2020, the Departments of Labor, Health and
24 Human Services and Education and the Social Security
25 Administration shall provide the Committees on Appro-

1 priations of the House of Representatives and Senate a
2 report on the status of balances of appropriations: *Pro-*
3 *vided*, That for balances that are unobligated and uncom-
4 mitted, committed, and obligated but unexpended, the
5 monthly reports shall separately identify the amounts at-
6 tributable to each source year of appropriation (beginning
7 with fiscal year 2012, or, to the extent feasible, earlier
8 fiscal years) from which balances were derived.

9 SEC. 526. Notwithstanding any other provision of
10 this Act, no funds appropriated in this Act shall be used
11 to purchase sterile needles or syringes for the hypodermic
12 injection of any illegal drug: *Provided*, That such limita-
13 tion does not apply to the use of funds for elements of
14 a program other than making such purchases if the rel-
15 evant State or local health department, in consultation
16 with the Centers for Disease Control and Prevention, de-
17 termines that the State or local jurisdiction, as applicable,
18 is experiencing, or is at risk for, a significant increase in
19 hepatitis infections or an HIV outbreak due to injection
20 drug use, and such program is operating in accordance
21 with State and local law.

22 SEC. 527. None of the funds in this Act provided to
23 the Departments of Labor, Health and Human Services,
24 or Education may be used to make a grant award unless
25 the Secretary notifies the Committees on Appropriations

1 of the House and Senate not less than 3 full business days
2 before any entity selected to receive a grant award is an-
3 nounced by the Department or its offices.

4 SEC. 528. Each department and related agency fund-
5 ed through this Act shall provide answers to questions
6 submitted for the record by members of the Committee
7 within 45 business days after receipt.

8 (RESCISSION)

9 SEC. 529. Of any available amounts appropriated
10 under section 2104(a)(23) of the Social Security Act (42
11 U.S.C. 1397dd) that are unobligated as of September 25,
12 2020, \$3,333,819,000 are hereby rescinded as of such
13 date.

14 SEC. 530. Of amounts deposited in the Child Enroll-
15 ment Contingency Fund prior to the beginning of fiscal
16 year 2020 under section 2104(n)(2) of the Social Security
17 Act and the income derived from investment of those
18 funds pursuant to section 2104(n)(2)(C) of that Act,
19 \$6,093,181,000 shall not be available for obligation in this
20 fiscal year.

21 This Act may be cited as the “Departments of Labor,
22 Health and Human Services, and Education, and Related
23 Agencies Appropriations Act, 2020”.