

AMENDMENT NO. _____ Calendar No. _____

Purpose: In the nature of a substitute.

IN THE SENATE OF THE UNITED STATES—118th Cong., 1st Sess.

H.R. 815

To amend title 38, United States Code, to make certain improvements relating to the eligibility of veterans to receive reimbursement for emergency treatment furnished through the Veterans Community Care program, and for other purposes.

Referred to the Committee on _____ and
ordered to be printed

Ordered to lie on the table and to be printed

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

Viz:

1 Strike all after the enacting clause and insert the fol-
2 lowing:

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “National Security and
5 Border Act, 2024”.

6 **SEC. 2. TABLE OF CONTENTS.**

7 The table of contents of this Act is as follows:

- Sec. 1. Short Title.
- Sec. 2. Table of Contents.
- Sec. 3. References.

DIVISION A—NATIONAL SECURITY SUPPLEMENTAL
APPROPRIATIONS ACT, 2024

DIVISION B—BORDER SECURITY AND COMBATTING FENTANYL
SUPPLEMENTAL APPROPRIATIONS ACT, 2024

DIVISION C—OTHER MATTERS

Title I—Amending Compacts of Free Associations

Title II—FEND Off Fentanyl Act

Title III—Budgetary Effects

1 **SEC. 3. REFERENCES.**

2 Except as expressly provided otherwise, any reference
3 to “this Act” contained in any division of this Act shall
4 be treated as referring only to the provisions of that divi-
5 sion.

1 **DIVISION A—NATIONAL SECURITY SUP-**
2 **PLEMENTAL APPROPRIATIONS ACT,**
3 **2024**

4 The following sums are appropriated, out of any
5 money in the Treasury not otherwise appropriated, for the
6 fiscal year ending September 30, 2024, and for other pur-
7 poses, namely:

8 TITLE I

9 DEPARTMENT OF DEFENSE

10 MILITARY PERSONNEL

11 MILITARY PERSONNEL, ARMY

12 For an additional amount for “Military Personnel,
13 Army”, \$207,158,000, to remain available until Sep-
14 tember 30, 2024, to respond to the situation in Ukraine
15 and for related expenses: *Provided*, That such amount is
16 designated by the Congress as being for an emergency re-
17 quirement pursuant to section 251(b)(2)(A)(i) of the Bal-
18 anced Budget and Emergency Deficit Control Act of 1985.

19 MILITARY PERSONNEL, MARINE CORPS

20 For an additional amount for “Military Personnel,
21 Marine Corps”, \$3,538,000, to remain available until Sep-
22 tember 30, 2024, to respond to the situation in Ukraine
23 and for related expenses: *Provided*, That such amount is
24 designated by the Congress as being for an emergency re-

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

3 MILITARY PERSONNEL, AIR FORCE

4 For an additional amount for “Military Personnel,
5 Air Force”, \$23,302,000, to remain available until Sep-
6 tember 30, 2024, to respond to the situation in Ukraine
7 and for related expenses: *Provided*, That such amount is
8 designated by the Congress as being for an emergency re-
9 quirement pursuant to section 251(b)(2)(A)(i) of the Bal-
10 anced Budget and Emergency Deficit Control Act of 1985.

11 MILITARY PERSONNEL, SPACE FORCE

12 For an additional amount for “Military Personnel,
13 Space Force”, \$4,192,000, to remain available until Sep-
14 tember 30, 2024, to respond to the situation in Ukraine
15 and for related expenses: *Provided*, That such amount is
16 designated by the Congress as being for an emergency re-
17 quirement pursuant to section 251(b)(2)(A)(i) of the Bal-
18 anced Budget and Emergency Deficit Control Act of 1985.

19 OPERATION AND MAINTENANCE

20 OPERATION AND MAINTENANCE, ARMY

21 For an additional amount for “Operation and Main-
22 tenance, Army”, \$5,191,468,000, to remain available until
23 September 30, 2024, to respond to the situation in
24 Ukraine and for related expenses: *Provided*, That such
25 amount is designated by the Congress as being for an

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

4 OPERATION AND MAINTENANCE, NAVY

5 For an additional amount for “Operation and Main-
6 tenance, Navy”, \$1,610,244,000, to remain available until
7 September 30, 2024, to respond to the situation in
8 Ukraine, to support improvements to the submarine indus-
9 trial base, and for related expenses: *Provided*, That of the
10 total amount provided under this heading in this Act,
11 \$1,052,486,000 shall be to respond to the situation in
12 Ukraine and for related expenses: *Provided further*, That
13 of the total amount provided under this heading in this
14 Act, \$557,758,000 shall be to support improvements to
15 the submarine industrial base and for related expenses:
16 *Provided further*, That such amount is designated by the
17 Congress as being for an emergency requirement pursuant
18 to section 251(b)(2)(A)(i) of the Balanced Budget and
19 Emergency Deficit Control Act of 1985.

20 OPERATION AND MAINTENANCE, MARINE CORPS

21 For an additional amount for “Operation and Main-
22 tenance, Marine Corps”, \$69,045,000, to remain available
23 until September 30, 2024, to respond to the situation in
24 Ukraine and for related expenses: *Provided*, That such
25 amount is designated by the Congress as being for an

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

4 OPERATION AND MAINTENANCE, AIR FORCE

5 For an additional amount for “Operation and Main-
6 tenance, Air Force”, \$898,149,000, to remain available
7 until September 30, 2024, to respond to the situation in
8 Ukraine and for related expenses: *Provided*, That such
9 amount is designated by the Congress as being for an
10 emergency requirement pursuant to section
11 251(b)(2)(A)(i) of the Balanced Budget and Emergency
12 Deficit Control Act of 1985.

13 OPERATION AND MAINTENANCE, SPACE FORCE

14 For an additional amount for “Operation and Main-
15 tenance, Space Force”, \$8,443,000, to remain available
16 until September 30, 2024, to respond to the situation in
17 Ukraine and for related expenses: *Provided*, That such
18 amount is designated by the Congress as being for an
19 emergency requirement pursuant to section
20 251(b)(2)(A)(i) of the Balanced Budget and Emergency
21 Deficit Control Act of 1985.

22 OPERATION AND MAINTENANCE, DEFENSE-WIDE

23 (INCLUDING TRANSFERS OF FUNDS)

24 For an additional amount for “Operation and Main-
25 tenance, Defense-Wide”, \$32,058,320,000, to remain

1 available until September 30, 2024, to respond to the situ-
2 ations in Israel and Ukraine and for related expenses: *Pro-*
3 *vided*, That of the total amount provided under this head-
4 ing in this Act, \$13,500,000,000, to remain available until
5 September 30, 2025, shall be for the Ukraine Security As-
6 sistance Initiative: *Provided further*, That such funds for
7 the Ukraine Security Assistance Initiative shall be avail-
8 able to the Secretary of Defense under the same terms
9 and conditions as are provided for under this heading in
10 the Additional Ukraine Supplemental Appropriations Act,
11 2023 (division M of Public Law 117–328), and shall be
12 available notwithstanding section 8135 of the Department
13 of Defense Appropriations Act, 2023 (division C of Public
14 Law 117–328) or any similar provision in any other Act
15 making appropriations for the Department of Defense:
16 *Provided further*, That of the total amount provided under
17 this heading in this Act, up to \$4,400,000,000, to remain
18 available until September 30, 2025, may be transferred
19 to accounts under the headings “Operation and Mainte-
20 nance”, “Procurement”, and “Revolving and Management
21 Funds” for replacement, through new procurement or re-
22 pair of existing unserviceable equipment, of defense arti-
23 cles from the stocks of the Department of Defense, and
24 for reimbursement for defense services of the Department
25 of Defense and military education and training, provided

1 to or identified for provision to the government of Israel
2 or to foreign countries that have provided support to Israel
3 at the request of the United States: *Provided further*, That
4 up to \$13,414,432,000, to remain available until Sep-
5 tember 30, 2025, may be transferred to accounts under
6 the headings “Operation and Maintenance”, “Procure-
7 ment”, and “Revolving and Management Funds” for re-
8 placement, through new procurement or repair of existing
9 unserviceable equipment, of defense articles from the
10 stocks of the Department of Defense, and for reimburse-
11 ment for defense services of the Department of Defense
12 and military education and training, provided to or identi-
13 fied for provision to the government of Ukraine or to for-
14 eign countries that have provided support to Ukraine at
15 the request of the United States: *Provided further*, That
16 funds transferred pursuant to the preceding two provisos
17 shall be merged with and available for the same purposes
18 and for the same time period as the appropriations to
19 which the funds are transferred: *Provided further*, That
20 the Secretary of Defense shall notify the congressional de-
21 fense committees of the details of such transfers not less
22 than 15 days before any such transfer: *Provided further*,
23 That upon a determination that all or part of the funds
24 transferred from this appropriation are not necessary for
25 the purposes provided herein, such amounts may be trans-

1 ferred back and merged with this appropriation: *Provided*
2 *further*, That any transfer authority provided herein is in
3 addition to any other transfer authority provided by law:
4 *Provided further*, That such amount is designated by the
5 Congress as being for an emergency requirement pursuant
6 to section 251(b)(2)(A)(i) of the Balanced Budget and
7 Emergency Deficit Control Act of 1985.

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PROCUREMENT

MISSILE PROCUREMENT, ARMY

For an additional amount for “Missile Procurement,
Army”, \$2,742,757,000, to remain available until Sep-
tember 30, 2026, to respond to the situation in Ukraine
and for related expenses: *Provided*, That such amount is
designated by the Congress as being for an emergency re-
quirement pursuant to section 251(b)(2)(A)(i) of the Bal-
anced Budget and Emergency Deficit Control Act of 1985.

PROCUREMENT OF AMMUNITION, ARMY

For an additional amount for “Procurement of Am-
munition, Army”, \$6,414,300,000, to remain available
until September 30, 2026, to respond to the situations in
Israel and Ukraine and for related expenses: *Provided*,
That of the total amount provided under this heading in
this Act, \$801,400,000 shall be to respond to the situation
in Israel and for related expenses: *Provided further*, That
of the total amount provided under this heading in this

1 Act, \$5,612,900,000 shall be to respond to the situation
2 in Ukraine and for related expenses: *Provided further*,
3 That such amount is designated by the Congress as being
4 for an emergency requirement pursuant to section
5 251(b)(2)(A)(i) of the Balanced Budget and Emergency
6 Deficit Control Act of 1985.

7 OTHER PROCUREMENT, ARMY

8 For an additional amount for “Other Procurement,
9 Army”, \$308,991,000, to remain available until Sep-
10 tember 30, 2026, to respond to the situation in Ukraine
11 and for related expenses: *Provided*, That such amount is
12 designated by the Congress as being for an emergency re-
13 quirement pursuant to section 251(b)(2)(A)(i) of the Bal-
14 anced Budget and Emergency Deficit Control Act of 1985.

15 WEAPONS PROCUREMENT, NAVY

16 For an additional amount for “Weapons Procure-
17 ment, Navy”, \$706,976,000, to remain available until
18 September 30, 2026, to respond to the situation in
19 Ukraine and for related expenses: *Provided*, That such
20 amount is designated by the Congress as being for an
21 emergency requirement pursuant to section
22 251(b)(2)(A)(i) of the Balanced Budget and Emergency
23 Deficit Control Act of 1985.

1 SHIPBUILDING AND CONVERSION, NAVY

2 For an additional amount for “Shipbuilding and Con-
3 version, Navy”, \$2,155,000,000, to remain available until
4 September 30, 2028, to support improvements to the sub-
5 marine industrial base for the Columbia Class submarine
6 and for related expenses: *Provided*, That such amount is
7 designated by the Congress as being for an emergency re-
8 quirement pursuant to section 251(b)(2)(A)(i) of the Bal-
9 anced Budget and Emergency Deficit Control Act of 1985.

10 OTHER PROCUREMENT, NAVY

11 For an additional amount for “Other Procurement,
12 Navy”, \$319,570,000, to remain available until September
13 30, 2026, to respond to the situation in Ukraine, to sup-
14 port improvements to the submarine industrial base, and
15 for related expenses: *Provided*, That of the total amount
16 provided under this heading in this Act, \$26,000,000 shall
17 be to respond to the situation in Ukraine and for related
18 expenses: *Provided further*, That of the total amount pro-
19 vided under this heading in this Act, \$293,570,000 shall
20 be to support improvements to the submarine industrial
21 base and for related expenses: *Provided further*, That such
22 amount is designated by the Congress as being for an
23 emergency requirement pursuant to section
24 251(b)(2)(A)(i) of the Balanced Budget and Emergency
25 Deficit Control Act of 1985.

1 PROCUREMENT, MARINE CORPS

2 For an additional amount for “Procurement, Marine
3 Corps”, \$212,443,000, to remain available until Sep-
4 tember 30, 2026, to respond to the situation in Ukraine
5 and for related expenses: *Provided*, That such amount is
6 designated by the Congress as being for an emergency re-
7 quirement pursuant to section 251(b)(2)(A)(i) of the Bal-
8 anced Budget and Emergency Deficit Control Act of 1985.

9 MISSILE PROCUREMENT, AIR FORCE

10 For an additional amount for “Missile Procurement,
11 Air Force”, \$366,001,000, to remain available until Sep-
12 tember 30, 2026, to respond to the situation in Ukraine
13 and for related expenses: *Provided*, That such amount is
14 designated by the Congress as being for an emergency re-
15 quirement pursuant to section 251(b)(2)(A)(i) of the Bal-
16 anced Budget and Emergency Deficit Control Act of 1985.

17 OTHER PROCUREMENT, AIR FORCE

18 For an additional amount for “Other Procurement,
19 Air Force”, \$2,648,678,000, to remain available until
20 September 30, 2026, to respond to the situation in
21 Ukraine and for other expenses: *Provided*, That such
22 amount is designated by the Congress as being for an
23 emergency requirement pursuant to section
24 251(b)(2)(A)(i) of the Balanced Budget and Emergency
25 Deficit Control Act of 1985.

1 PROCUREMENT, DEFENSE-WIDE

2 For an additional amount for “Procurement, De-
3 fense-Wide”, \$4,046,780,000, to remain available until
4 September 30, 2026, to respond to the situations in Israel
5 and Ukraine and for related expenses: *Provided*, That of
6 the total amount provided under this heading in this Act,
7 \$4,000,000,000 shall be for the Secretary of Defense to
8 provide to the government of Israel for the procurement
9 of the Iron Dome and David’s Sling defense systems to
10 counter short-range rocket threats: *Provided further*, That
11 funds in the preceding proviso shall be transferred pursu-
12 ant to an exchange of letters and are in addition to funds
13 provided pursuant to the U.S.-Israel Iron Dome Procure-
14 ment Agreement, as amended: *Provided further*, That
15 nothing under this heading in this Act shall be construed
16 to apply to amounts made available in prior appropriations
17 Acts for the procurement of the Iron Dome and David’s
18 Sling defense systems: *Provided further*, That of the total
19 amount provided under this heading in this Act,
20 \$46,780,000 shall be to respond to the situation in
21 Ukraine and for related expenses: *Provided further*, That
22 such amount is designated by the Congress as being for
23 an emergency requirement pursuant to section
24 251(b)(2)(A)(i) of the Balanced Budget and Emergency
25 Deficit Control Act of 1985.

1 tion 251(b)(2)(A)(i) of the Balanced Budget and Emer-
2 gency Deficit Control Act of 1985.

3 RESEARCH, DEVELOPMENT, TEST AND EVALUATION,

4 NAVY

5 For an additional amount for “Research, Develop-
6 ment, Test and Evaluation, Navy”, \$20,825,000, to re-
7 main available until September 30, 2025, to respond to
8 the situation in Ukraine, to support improvements to the
9 submarine industrial base, and for related expenses: *Pro-*
10 *vided*, That of the total amount provided under this head-
11 ing in this Act, \$13,825,000 shall be to respond to the
12 situation in Ukraine and for related expenses: *Provided*
13 *further*, That of the total amount provided under this
14 heading in this Act, \$7,000,000 shall be to support im-
15 provements to the submarine industrial base and for re-
16 lated expenses: *Provided further*, That such amount is des-
17 igned by the Congress as being for an emergency re-
18 quirement pursuant to section 251(b)(2)(A)(i) of the Bal-
19 anced Budget and Emergency Deficit Control Act of 1985.

20 RESEARCH, DEVELOPMENT, TEST AND EVALUATION,

21 AIR FORCE

22 For an additional amount for “Research, Develop-
23 ment, Test and Evaluation, Air Force”, \$406,834,000, to
24 remain available until September 30, 2025, to respond to
25 the situation in Ukraine and for related expenses: *Pro-*

1 *vided*, That such amount is designated by the Congress
2 as being for an emergency requirement pursuant to sec-
3 tion 251(b)(2)(A)(i) of the Balanced Budget and Emer-
4 gency Deficit Control Act of 1985.

5 RESEARCH, DEVELOPMENT, TEST AND EVALUATION,
6 DEFENSE-WIDE

7 For an additional amount for “Research, Develop-
8 ment, Test and Evaluation, Defense-Wide”,
9 \$1,394,125,000, to remain available until September 30,
10 2025, to respond to the situations in Israel and Ukraine
11 and for related expenses: *Provided*, That of the total
12 amount provided under this heading in this Act,
13 \$1,200,000,000 shall be for the Secretary of Defense to
14 provide to the government of Israel for the development
15 of the Iron Beam defense system to counter short-range
16 rocket threats: *Provided further*, That funds in the pre-
17 ceding proviso shall be transferred pursuant to an ex-
18 change of letters: *Provided further*, That nothing under
19 this heading in this Act shall be construed to apply to
20 amounts made available in prior appropriations Acts for
21 the development of the Iron Beam defense system: *Pro-*
22 *vided further*, That of the total amount provided under
23 this heading in this Act, \$194,125,000 shall be to respond
24 to the situation in Ukraine and for related expenses: *Pro-*
25 *vided further*, That such amount is designated by the Con-

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

4 OTHER DEPARTMENT OF DEFENSE PROGRAMS
5 OFFICE OF THE INSPECTOR GENERAL

6 For an additional amount for “Office of the Inspector
7 General”, \$8,000,000, to remain available until September
8 30, 2024, which shall be for operation and maintenance,
9 to carry out reviews of the activities of the Department
10 of Defense to execute funds appropriated in this Act, in-
11 cluding assistance provided to Ukraine: *Provided*, That the
12 Inspector General of the Department of Defense shall pro-
13 vide to the congressional defense committees a briefing not
14 later than 90 days after the date of enactment of this Act:
15 *Provided further*, That such amount is designated by the
16 Congress as being for an emergency requirement pursuant
17 to section 251(b)(2)(A)(i) of the Balanced Budget and
18 Emergency Deficit Control Act of 1985.

19 RELATED AGENCIES

20 INTELLIGENCE COMMUNITY MANAGEMENT ACCOUNT

21 For an additional amount for “Intelligence Commu-
22 nity Management Account”, \$2,000,000, to remain avail-
23 able until September 30, 2024, to respond to the situation
24 in Ukraine and for related expenses: *Provided*, That such
25 amount is designated by the Congress as being for an

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

4 GENERAL PROVISIONS—THIS TITLE
5 (INCLUDING TRANSFERS OF FUNDS)

6 SEC. 101. (a) Upon the determination of the Sec-
7 retary of Defense that such action is necessary in the na-
8 tional interest, the Secretary may, with the approval of
9 the Office of Management and Budget, transfer up to
10 \$1,000,000,000 of the funds made available in this title
11 to the Department of Defense to respond to the situation
12 in Ukraine and for related expenses: *Provided*, That the
13 Secretary shall notify the Congress promptly of each
14 transfer made pursuant to the authority in this subsection:
15 *Provided further*, That such authority is in addition to any
16 transfer authority otherwise provided by law and is subject
17 to the same terms and conditions as the authority pro-
18 vided in section 8005 of the Department of Defense Ap-
19 propriations Act, 2023, or any similar provision in any
20 subsequent Act making appropriations for the Department
21 of Defense for Fiscal Year 2024, except for monetary limi-
22 tations concerning the amount of authority available.

23 (b) Upon the determination by the Director of Na-
24 tional Intelligence that such action is necessary in the na-
25 tional interest, the Director may, with the approval of the

1 Office of Management and Budget, transfer up to
2 \$250,000,000 of the funds made available in this title for
3 the National Intelligence Program: *Provided*, That the Di-
4 rector of National Intelligence shall notify the Congress
5 promptly of all transfers made pursuant to the authority
6 in this subsection: *Provided further*, That such authority
7 is in addition to any transfer authority otherwise provided
8 by law and is subject to the same terms and conditions
9 as the authority provided in section 8093 of the Depart-
10 ment of Defense Appropriations Act, 2023, or any similar
11 provision in any subsequent Act making appropriations for
12 the Department of Defense for Fiscal Year 2024, except
13 for monetary limitations concerning the amount of author-
14 ity available.

15 SEC. 102. Not later than 60 days after the date of
16 enactment of this Act, the Secretary of Defense, in coordi-
17 nation with the Secretary of State, shall submit a report
18 to the Committees on Appropriations, Armed Services,
19 and Foreign Affairs of the House of Representatives and
20 the Committees on Appropriations, Armed Services, and
21 Foreign Relations of the Senate on measures being taken
22 to account for United States defense articles designated
23 for Ukraine since the February 24, 2022, Russian inva-
24 sion of Ukraine, particularly measures with regard to such
25 articles that require enhanced end-use monitoring; meas-

1 ures to ensure that such articles reach their intended re-
2 cipients and are used for their intended purposes; and any
3 other measures to promote accountability for the use of
4 such articles: *Provided*, That such report shall include a
5 description of any occurrences of articles not reaching
6 their intended recipients or used for their intended pur-
7 poses and a description of any remedies taken: *Provided*
8 *further*, That such report shall be submitted in unclassified
9 form, but may be accompanied by a classified annex.

10 SEC. 103. Not later than 30 days after the date of
11 enactment of this Act, and every 30 days thereafter
12 through fiscal year 2025, the Secretary of Defense, in co-
13 ordination with the Secretary of State, shall provide a
14 written report to the Committees on Appropriations,
15 Armed Services, and Foreign Affairs of the House of Rep-
16 resentatives and the Committees on Appropriations,
17 Armed Services, and Foreign Relations of the Senate de-
18 scribing United States security assistance provided to
19 Ukraine since the February 24, 2022, Russian invasion
20 of Ukraine, including a comprehensive list of the defense
21 articles and services provided to Ukraine and the associ-
22 ated authority and funding used to provide such articles
23 and services: *Provided*, That such report shall be sub-
24 mitted in unclassified form, but may be accompanied by
25 a classified annex.

1 TITLE II
2 DEPARTMENT OF ENERGY
3 ENERGY PROGRAMS
4 SCIENCE

5 For an additional amount for “Science”,
6 \$98,000,000, to remain available until expended, for ac-
7 quisition, distribution, and equipment for development and
8 production of medical, stable, and radioactive isotopes:
9 *Provided*, That such amount is designated by the Congress
10 as being for an emergency requirement pursuant to sec-
11 tion 251(b)(2)(A)(i) of the Balanced Budget and Emer-
12 gency Deficit Control Act of 1985.

13 ATOMIC ENERGY DEFENSE ACTIVITIES
14 NATIONAL NUCLEAR SECURITY
15 ADMINISTRATION
16 DEFENSE NUCLEAR NONPROLIFERATION

17 For an additional amount for “Defense Nuclear Non-
18 proliferation”, \$143,915,000, to remain available until
19 September 30, 2025, to respond to the situation in
20 Ukraine and for related expenses: *Provided*, That such
21 amount is designated by the Congress as being for an
22 emergency requirement pursuant to section
23 251(b)(2)(A)(i) of the Balanced Budget and Emergency
24 Deficit Control Act of 1985.

1 FEDERAL SALARIES AND EXPENSES

2 For an additional amount for “Federal Salaries and
3 Expenses”, \$5,540,000, to remain available until Sep-
4 tember 30, 2025, to respond to the situation in Ukraine
5 and for related expenses: *Provided*, That such amount is
6 designated by the Congress as being for an emergency re-
7 quirement pursuant to section 251(b)(2)(A)(i) of the Bal-
8 anced Budget and Emergency Deficit Control Act of 1985.

9 GENERAL PROVISION—THIS TITLE

10 (INCLUDING TRANSFER OF FUNDS)

11 SEC. 201. (a) Of the unobligated balances from
12 amounts previously appropriated under the heading “De-
13 partment of Energy—Energy Programs—Nuclear En-
14 ergy” in division J of the Infrastructure Investment and
15 Jobs Act (Public Law 117–58) that were made available
16 for fiscal years 2022, 2023, and 2024, up to
17 \$2,720,000,000 shall be available, in addition to amounts
18 otherwise made available, for expenses necessary for at
19 least two competitive awards for the acquisition and dis-
20 tribution of low-enriched uranium (LEU) and high-assay
21 low-enriched uranium (HALEU) and other related activi-
22 ties pursuant to the Atomic Energy Act of 1954, as
23 amended (42 U.S.C. 2011 et seq.), and section 2001 of
24 the Energy Act of 2020 (42 U.S.C. 16281) to reduce the
25 reliance of the United States and friendly foreign coun-

1 tries on nuclear fuels from the Russian Federation and
2 other insecure sources of LEU and HALEU: *Provided*,
3 That such amounts may be transferred to “Department
4 of Energy—Energy Programs—American Energy Inde-
5 pendence Fund”: *Provided further*, That section 3112 of
6 the USEC Privatization Act (42 U.S.C. 2297h–10) shall
7 not apply to the transfer or sale of LEU and HALEU
8 in connection with activities funded in this section: *Pro-*
9 *vided further*, That the Secretary of Energy may use the
10 amounts repurposed, transferred, or otherwise made avail-
11 able pursuant to this section to enter into and perform
12 such contracts, leases, cooperative agreements, or other
13 similar transactions with public agencies and private orga-
14 nizations and persons, as authorized by section 646(a) of
15 the Department of Energy Organization Act (42 U.S.C.
16 7256(a)), for such periods of time and subject to such
17 terms and conditions as the Secretary deems appropriate,
18 without regard to section 161(u) of the Atomic Energy
19 Act of 1954, as amended (42 U.S.C. 2201(u)): *Provided*
20 *further*, That notwithstanding 31 U.S.C. 3302, receipts
21 from the sale or transfer of LEU and HALEU or from
22 any other transaction in connection with the amounts
23 repurposed, transferred, or otherwise made available pur-
24 suant to this section shall be credited to the “American
25 Energy Independence Fund”, as discretionary offsetting

1 collections and shall be available, for the same purposes
2 as funds repurposed or transferred pursuant to this sec-
3 tion, to the extent and in the amounts provided in advance
4 in appropriations Acts: *Provided further*, That receipts
5 may hereafter be collected from transactions entered into
6 pursuant to section 2001(a)(2)(F)(iii) of the Energy Act
7 of 2020 (42 U.S.C. 16281(a)(2)(F)(iii)) and, notwith-
8 standing 31 U.S.C. 3302, receipts from any transaction
9 entered into pursuant to section 2001(a)(2)(F)(ii) and
10 (iii) of such Act (42 U.S.C. 16281(a)(2)(F)(ii) and (iii))
11 shall hereafter be credited to the “American Energy Inde-
12 pendence Fund”, as discretionary offsetting collections
13 and shall be available, for the same purposes as funds
14 repurposed or transferred pursuant to this section, to the
15 extent and in the amounts provided in advanced in appro-
16 priations Acts: *Provided further*, That the Secretary of En-
17 ergy may use funds repurposed, transferred, or otherwise
18 made available pursuant to this section for a commitment
19 only if the full extent of the anticipated costs stemming
20 from that commitment is recorded as an obligation at the
21 time that the commitment is made and only to the extent
22 that up-front obligation is recorded in full at that time:
23 *Provided further*, That amounts repurposed or transferred
24 pursuant to this section that were previously designated
25 by the Congress as an emergency requirement pursuant

1 to a concurrent resolution on the Budget are designated
2 as an emergency requirement pursuant to section
3 4001(a)(1) of S. Con. Res. 14 (117th Congress), the con-
4 current resolution on the budget for fiscal year 2022, and
5 to legislation establishing fiscal year 2024 budget enforce-
6 ment in the House of Representatives.

7 (b) Amounts may not be repurposed or transferred
8 pursuant to this section until a law is enacted or adminis-
9 trative action is taken to prohibit or limit importation of
10 LEU and HALEU from the Russian Federation or by a
11 Russian entity into the United States.

1 TITLE III
2 DEPARTMENT OF HOMELAND SECURITY
3 PROTECTION, PREPAREDNESS, RESPONSE, AND
4 RECOVERY
5 FEDERAL EMERGENCY MANAGEMENT AGENCY
6 OPERATIONS AND SUPPORT

7 For an additional amount for “Federal Emergency
8 Management Agency—Operations and Support”,
9 \$20,000,000, to remain available until expended, for nec-
10 essary expenses related to the administration of nonprofit
11 security grants: *Provided*, That such amount is designated
12 by the Congress as being for an emergency requirement
13 pursuant to section 251(b)(2)(A)(i) of the Balanced Budg-
14 et and Emergency Deficit Control Act of 1985.

15 FEDERAL ASSISTANCE

16 For an additional amount for “Federal Emergency
17 Management Agency—Federal Assistance”,
18 \$980,000,000, of which \$200,000,000 shall remain avail-
19 able until September 30, 2024, and \$780,000,000 shall
20 remain available until expended, for Nonprofit Security
21 Grant Program under section 2009 of the Homeland Se-
22 curity Act of 2002 (6 U.S.C. 609a) for eligible nonprofit
23 organizations to prevent, prepare for, protect against, and
24 respond to acts of terrorism or other threats: *Provided*,
25 That the Administrator of the Federal Emergency Man-

1 agement Agency shall make programmatic adjustments as
2 necessary to expedite the disbursement of, and provide
3 flexibility in the use of, amounts made available under this
4 heading in this Act: *Provided further*, That notwith-
5 standing any provision of 6 U.S.C. 609a, and in addition
6 to amounts available under 6 U.S.C. 609a(c)(2), the Ad-
7 ministrator of the Federal Emergency Management Agen-
8 cy may permit a State to use up to two percent of a grant
9 awarded under this heading in this Act to provide out-
10 reach and technical assistance to eligible nonprofit organi-
11 zations to assist them with applying for Nonprofit Secu-
12 rity Grant Program awards under this heading in this Act:
13 *Provided further*, That such outreach and technical assist-
14 ance should prioritize underserved communities and non-
15 profit organizations that are traditionally underrep-
16 resented in the Program: *Provided further*, That such
17 amount is designated by the Congress as being for an
18 emergency requirement pursuant to section
19 251(b)(2)(A)(i) of the Balanced Budget and Emergency
20 Deficit Control Act of 1985.

1 TITLE IV
2 DEPARTMENT OF HEALTH AND HUMAN
3 SERVICES
4 ADMINISTRATION FOR CHILDREN AND FAMILIES
5 REFUGEE AND ENTRANT ASSISTANCE

6 For an additional amount for “Refugee and Entrant
7 Assistance”, \$2,334,000,000, to remain available until
8 September 30, 2025, for refugee and entrant assistance
9 activities authorized by section 414 of the Immigration
10 and Nationality Act and section 501 of the Refugee Edu-
11 cation Assistance Act of 1980: *Provided*, That amounts
12 made available under this heading in this Act may be used
13 for grants or contracts with qualified organizations, in-
14 cluding nonprofit entities, to provide culturally and lin-
15 guistically appropriate services, including wraparound
16 services, housing assistance, medical assistance, legal as-
17 sistance, and case management assistance: *Provided fur-*
18 *ther*, That amounts made available under this heading in
19 this Act may be used by the Director of the Office of Ref-
20 ugee Resettlement (Director) to issue awards or supple-
21 ment awards previously made by the Director: *Provided*
22 *further*, That the Director, in carrying out section
23 412(c)(1)(A) of the Immigration and Nationality Act (8
24 U.S.C. 1552(c)(1)(A)) with amounts made available under
25 this heading in this Act, may allocate such amounts

1 among the States in a manner that accounts for the most
2 current data available: *Provided further*, That such
3 amount is designated by the Congress as being for an
4 emergency requirement pursuant to section
5 251(b)(2)(A)(i) of the Balanced Budget and Emergency
6 Deficit Control Act of 1985.

7 GENERAL PROVISION—THIS TITLE

8 SEC. 401. Section 401(a)(1)(A) of the Additional
9 Ukraine Supplemental Appropriations Act, 2022 (Public
10 Law 117–128) is amended by striking “September 30,
11 2023” and inserting “September 30, 2024”: *Provided*,
12 That such amount is designated by the Congress as being
13 for an emergency requirement pursuant to section
14 251(b)(2)(A)(i) of the Balanced Budget and Emergency
15 Deficit Control Act of 1985.

30

1 TITLE V
2 DEPARTMENT OF STATE AND RELATED
3 AGENCY
4 DEPARTMENT OF STATE
5 ADMINISTRATION OF FOREIGN AFFAIRS
6 DIPLOMATIC PROGRAMS

7 For an additional amount for “Diplomatic Pro-
8 grams”, \$210,000,000, to remain available until Sep-
9 tember 30, 2025, to respond to the situations in Israel
10 and Ukraine and areas and countries impacted by the situ-
11 ations in Israel and Ukraine: *Provided*, That of the total
12 amount provided under this heading in this Act,
13 \$100,000,000, to remain available until expended, shall be
14 for Worldwide Security Protection, including to respond
15 to the situation in Israel and areas impacted by the situa-
16 tion in Israel: *Provided further*, That such amount is des-
17 igned by the Congress as being for an emergency re-
18 quirement pursuant to section 251(b)(2)(A)(i) of the Bal-
19 anced Budget and Emergency Deficit Control Act of 1985.

20 OFFICE OF INSPECTOR GENERAL

21 For an additional amount for “Office of Inspector
22 General”, \$5,000,000, to remain available until September
23 30, 2025: *Provided*, That such amount is designated by
24 the Congress as being for an emergency requirement pur-

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

3 EMERGENCIES IN THE DIPLOMATIC AND CONSULAR
4 SERVICE

5 For an additional amount for “Emergencies in the
6 Diplomatic and Consular Service”, \$50,000,000, to re-
7 main available until expended, to meet unforeseen emer-
8 gencies arising in the Diplomatic and Consular Service:
9 *Provided*, That such amount is designated by the Congress
10 as being for an emergency requirement pursuant to sec-
11 tion 251(b)(2)(A)(i) of the Balanced Budget and Emer-
12 gency Deficit Control Act of 1985.

13 UNITED STATES AGENCY FOR INTERNATIONAL
14 DEVELOPMENT

15 FUNDS APPROPRIATED TO THE PRESIDENT
16 OPERATING EXPENSES

17 For an additional amount for “Operating Expenses”,
18 \$39,000,000, to remain available until September 30,
19 2025, to respond to the situations in Israel and Ukraine
20 and areas and countries impacted by the situations in
21 Israel and Ukraine: *Provided*, That such amount is des-
22 ignated by the Congress as being for an emergency re-
23 quirement pursuant to section 251(b)(2)(A)(i) of the Bal-
24 anced Budget and Emergency Deficit Control Act of 1985.

1 OFFICE OF INSPECTOR GENERAL

2 For an additional amount for “Office of Inspector
3 General”, \$10,000,000, to remain available until Sep-
4 tember 30, 2025: *Provided*, That such amount is des-
5 ignated by the Congress as being for an emergency re-
6 quirement pursuant to section 251(b)(2)(A)(i) of the Bal-
7 anced Budget and Emergency Deficit Control Act of 1985.

8 BILATERAL ECONOMIC ASSISTANCE

9 FUNDS APPROPRIATED TO THE PRESIDENT

10 INTERNATIONAL DISASTER ASSISTANCE

11 For an additional amount for “International Disaster
12 Assistance”, \$5,655,000,000, to remain available until ex-
13 pended: *Provided*, That such amount is designated by the
14 Congress as being for an emergency requirement pursuant
15 to section 251(b)(2)(A)(i) of the Balanced Budget and
16 Emergency Deficit Control Act of 1985.

17 TRANSITION INITIATIVES

18 For an additional amount for “Transition Initia-
19 tives”, \$25,000,000, to remain available until expended,
20 for assistance for Ukraine and countries impacted by the
21 situation in Ukraine: *Provided*, That such amount is des-
22 ignated by the Congress as being for an emergency re-
23 quirement pursuant to section 251(b)(2)(A)(i) of the Bal-
24 anced Budget and Emergency Deficit Control Act of 1985.

1 ECONOMIC SUPPORT FUND

2 For an additional amount for “Economic Support
3 Fund”, \$11,850,000,000, to remain available until Sep-
4 tember 30, 2025: *Provided*, That of the total amount pro-
5 vided under this heading in this Act, \$11,775,000,000
6 shall be for assistance for Ukraine, which may include
7 budget support: *Provided further*, That of the total amount
8 provided under this heading in this Act, \$50,000,000 shall
9 be to prevent and respond to food insecurity: *Provided fur-*
10 *ther*, That of the total amount provided under this heading
11 in this Act, \$25,000,000 shall be for reconciliation pro-
12 grams in the Middle East, including between Israelis and
13 Palestinians: *Provided further*, That funds made available
14 under this heading in this Act may be made available not-
15 withstanding any other provision of law that restricts as-
16 sistance to foreign countries and may be made available
17 as contributions: *Provided further*, That such amount is
18 designated by the Congress as being for an emergency re-
19 quirement pursuant to section 251(b)(2)(A)(i) of the Bal-
20 anced Budget and Emergency Deficit Control Act of 1985.

21 ASSISTANCE FOR EUROPE, EURASIA AND CENTRAL ASIA

22 For an additional amount for “Assistance for Eu-
23 rope, Eurasia and Central Asia”, \$2,228,000,000, to re-
24 main available until September 30, 2025, for assistance
25 and related programs for Ukraine and other countries

1 identified in section 3 of the FREEDOM Support Act (22
2 U.S.C. 5801) and section 3(c) of the Support for East
3 European Democracy (SEED) Act of 1989 (22 U.S.C.
4 5402(c)): *Provided*, That funds appropriated under this
5 heading in this Act may be made available notwith-
6 standing any other provision of law that restricts assist-
7 ance to foreign countries and may be made available as
8 contributions: *Provided further*, That such amount is des-
9 ignated by the Congress as being for an emergency re-
10 quirement pursuant to section 251(b)(2)(A)(i) of the Bal-
11 anced Budget and Emergency Deficit Control Act of 1985.

12 DEPARTMENT OF STATE

13 MIGRATION AND REFUGEE ASSISTANCE

14 For an additional amount for “Migration and Ref-
15 ugee Assistance”, \$4,345,000,000, to remain available
16 until expended: *Provided*, That such amount is designated
17 by the Congress as being for an emergency requirement
18 pursuant to section 251(b)(2)(A)(i) of the Balanced Budg-
19 et and Emergency Deficit Control Act of 1985.

1 INTERNATIONAL SECURITY ASSISTANCE

2 DEPARTMENT OF STATE

3 INTERNATIONAL NARCOTICS CONTROL AND LAW

4 ENFORCEMENT

5 (INCLUDING TRANSFER OF FUNDS)

6 For an additional amount for “International Nar-
7 cotics Control and Law Enforcement”, \$435,000,000, to
8 remain available until September 30, 2025: *Provided*,
9 That of the total amount provided under this heading in
10 this Act, \$360,000,000 shall be for assistance for Ukraine
11 and countries impacted by the situation in Ukraine: *Pro-*
12 *vided further*, That funds made available in the preceding
13 proviso may be made available to support the State Border
14 Guard Service of Ukraine and National Police of Ukraine,
15 including units supporting or under the command of the
16 Armed Forces of Ukraine: *Provided further*, That of the
17 total amount provided under this heading in this Act,
18 \$75,000,000 shall be for assistance for countries in the
19 Middle East, including for assistance for Jordan and Leb-
20 anon, including to enhance partner capacity related to bor-
21 der security and the security of United States diplomatic
22 facilities, of which \$10,000,000 shall be for programs to
23 be administered by the Office of the United States Secu-
24 rity Coordinator for Israel and the Palestinian Authority
25 (USSC), following consultation with the Committees on

1 Appropriations: *Provided further*, That funds made avail-
2 able in the preceding proviso for programs administered
3 by the USSC shall be the responsibility of the Chief of
4 Mission, in consultation with the USSC: *Provided further*,
5 That such amount is designated by the Congress as being
6 for an emergency requirement pursuant to section
7 251(b)(2)(A)(i) of the Balanced Budget and Emergency
8 Deficit Control Act of 1985.

9 NONPROLIFERATION, ANTI-TERRORISM, DEMINING AND
10 RELATED PROGRAMS

11 For an additional amount for “Nonproliferation,
12 Anti-terrorism, Demining and Related Programs”,
13 \$100,000,000, to remain available until September 30,
14 2025, for assistance for Ukraine and countries impacted
15 by the situation in Ukraine: *Provided*, That not later than
16 60 days after the date of enactment of this Act, the Sec-
17 retary of State shall consult with the Committees on Ap-
18 propriations on the prioritization of demining efforts and
19 how such efforts will be coordinated with the conduct of
20 development activities: *Provided further*, That such
21 amount is designated by the Congress as being for an
22 emergency requirement pursuant to section
23 251(b)(2)(A)(i) of the Balanced Budget and Emergency
24 Deficit Control Act of 1985.

1 PEACEKEEPING OPERATIONS

2 For an additional amount for “Peacekeeping Oper-
3 ations”, \$10,000,000, to remain available until September
4 30, 2025, for a United States contribution to the Multi-
5 national Force and Observers mission in the Sinai to en-
6 hance force protection capabilities: *Provided*, That such
7 amount is designated by the Congress as being for an
8 emergency requirement pursuant to section
9 251(b)(2)(A)(i) of the Balanced Budget and Emergency
10 Deficit Control Act of 1985.

11 FUNDS APPROPRIATED TO THE PRESIDENT

12 FOREIGN MILITARY FINANCING PROGRAM

13 For an additional amount for “Foreign Military Fi-
14 nancing Program”, \$7,200,000,000, to remain available
15 until September 30, 2025: *Provided*, That of the total
16 amount provided under this heading in this Act,
17 \$3,500,000,000 shall be for assistance for Israel and for
18 related expenses: *Provided further*, That to the extent that
19 the government of Israel requests that funds be used for
20 such purposes, grants made available for Israel under this
21 heading in this Act shall, as agreed by the United States
22 and Israel, be available for advanced weapons systems, of
23 which up to \$3,500,000,000 may be available for the pro-
24 curement in Israel of defense articles and defense services:
25 *Provided further*, That any congressional notification re-

1 quirement applicable to funds made available under this
2 heading in this Act for Israel may be waived if the Sec-
3 retary of State determines that to do so is in the national
4 security interest of the United States: *Provided further,*
5 That of the total amount provided under this heading in
6 this Act, \$1,700,000,000 shall be to respond to the situa-
7 tion in Ukraine and for countries impacted by the situa-
8 tion in Ukraine and related expenses: *Provided further,*
9 That amounts made available in the preceding proviso and
10 unobligated balances of amounts made available in Acts
11 making appropriations for the Department of State, for-
12 eign operations, and related programs for fiscal year 2024
13 and prior fiscal years shall be available for the cost of
14 loans and loan guarantees as authorized by section 2606
15 of the Ukraine Supplemental Appropriations Act, 2022
16 (division N of Public Law 117–103), subject to the terms
17 and conditions provided in such section, or as otherwise
18 authorized by law: *Provided further,* That loan guarantees
19 made using amounts described in the preceding proviso
20 for loans financed by the Federal Financing Bank may
21 be provided notwithstanding any provision of law limiting
22 the percentage of loan principal that may be guaranteed:
23 *Provided further,* That of the total amount provided under
24 this heading in this Act, \$2,000,000,000 shall be for as-
25 sistance for the Indo-Pacific region: *Provided further,* That

1 up to \$5,000,000 of any funds made available under this
2 heading in this Act, in addition to funds otherwise avail-
3 able for such purposes, may be used by the Department
4 of State for necessary expenses for the general costs of
5 administering military assistance and sales, including
6 management and oversight of such programs and activi-
7 ties: *Provided further*, That such amount is designated by
8 the Congress as being for an emergency requirement pur-
9 suant to section 251(b)(2)(A)(i) of the Balanced Budget
10 and Emergency Deficit Control Act of 1985.

11 INTERNATIONAL ASSISTANCE PROGRAMS

12 MULTILATERAL ASSISTANCE

13 CONTRIBUTION TO THE INTERNATIONAL BANK FOR

14 RECONSTRUCTION AND DEVELOPMENT

15 For an additional amount for “Contribution to the
16 International Bank for Reconstruction and Development”,
17 \$1,250,000,000, to remain available until expended: *Pro-*
18 *vided*, That of the total amount provided under this head-
19 ing in this Act, \$494,375,000 shall be available for the
20 cost, as defined in section 502 of the Congressional Budg-
21 et Act of 1974, of loan guarantees to the International
22 Bank for Reconstruction and Development, in addition to
23 amounts otherwise available for such purposes: *Provided*
24 *further*, That of the total amount provided under this
25 heading in this Act, \$755,625,000 shall be for a contribu-

1 tion to the International Bank for Reconstruction and De-
2 velopment’s Multidonor Trust Fund for Innovative Global
3 Public Goods Solutions: *Provided further*, That such
4 amount is designated by the Congress as being for an
5 emergency requirement pursuant to section
6 251(b)(2)(A)(i) of the Balanced Budget and Emergency
7 Deficit Control Act of 1985.

8 CONTRIBUTION TO THE INTERNATIONAL DEVELOPMENT
9 ASSOCIATION

10 For an additional amount for “Contribution to the
11 International Development Association”, \$750,000,000, to
12 remain available until expended, which shall be made
13 available for a contribution to the International Develop-
14 ment Association Special Program to Enhance Crisis Re-
15 sponse Window: *Provided*, That such amount is designated
16 by the Congress as being for an emergency requirement
17 pursuant to section 251(b)(2)(A)(i) of the Balanced Budg-
18 et and Emergency Deficit Control Act of 1985.

19 GENERAL PROVISIONS—THIS TITLE
20 (INCLUDING TRANSFERS OF FUNDS)

21 SEC. 501. During fiscal year 2024, up to
22 \$250,000,000 of funds deposited in the Consular and Bor-
23 der Security Programs account in any fiscal year that are
24 available for obligation may be transferred to, and merged
25 with, funds appropriated by any Act making appropria-

1 tions for the Department of State, foreign operations, and
2 related programs under the headings “Diplomatic Pro-
3 grams” (including for Worldwide Security Protection) and
4 “Emergencies in the Diplomatic and Consular Service” for
5 emergency evacuations or to prevent or respond to security
6 situations and requirements: *Provided*, That such transfer
7 authority is in addition to any other transfer authority
8 provided by law, and any such transfers are subject to
9 prior consultation with, and the regular notification proce-
10 dures of, the Committees on Appropriations.

11 SEC. 502. During fiscal year 2024, section 506(a)(1)
12 of the Foreign Assistance Act of 1961 (22 U.S.C.
13 2318(a)(1)) shall be applied by substituting
14 “\$7,800,000,000” for “\$100,000,000”.

15 SEC. 503. During fiscal year 2024, section
16 506(a)(2)(B) of the Foreign Assistance Act of 1961 (22
17 U.S.C. 2318(a)(2)(B)) shall be applied by substituting
18 “\$400,000,000” for “\$200,000,000” in the matter pre-
19 ceding clause (i), and by substituting “\$150,000,000” for
20 “\$75,000,000” in clause (i).

21 SEC. 504. During fiscal year 2024, section 552(c)(2)
22 of the Foreign Assistance Act of 1961 (22 U.S.C.
23 2348a(c)(2)) shall be applied by substituting
24 “\$50,000,000” for “\$25,000,000”.

1 SEC. 505. Section 12001 of the Department of De-
2 fense Appropriations Act, 2005 (Public Law 108–287), as
3 amended by Public Law 115–141, is amended as follows:

4 (1) In paragraph (2) of subsection (a), by strik-
5 ing “armor” and all that follows through the end of
6 the paragraph and inserting “defense articles that
7 are in the inventory of the Department of Defense
8 as of the date of transfer, are intended for use as
9 reserve stocks for Israel, and are located in a stock-
10 pile for Israel as of the date of transfer”.

11 (2) In subsection (b), by striking “at least
12 equal to the fair market value of the items trans-
13 ferred” and inserting “in an amount to be deter-
14 mined by the Secretary of Defense”.

15 (3) In subsection (c), by inserting before the
16 comma in the first sentence the following: “, or as
17 far in advance of such transfer as is practicable as
18 determined by the President on a case-by-case basis
19 during extraordinary circumstances impacting the
20 national security of the United States”.

21 SEC. 506. For fiscal year 2024, section 514(b) of the
22 Foreign Assistance Act of 1961 (22 U.S.C. 2321h(b))
23 shall not apply to defense articles to be set aside, ear-
24 marked, reserved, or intended for use as reserve stocks
25 in stockpiles in the State of Israel.

1 SEC. 507. Unobligated balances from amounts appro-
2 priated in prior Acts under the heading “Multilateral As-
3 sistance—International Financial Institutions—Contribu-
4 tions to the International Monetary Fund Facilities and
5 Trust Funds” shall be available to cover the cost, as de-
6 fined in section 502 of the Congressional Budget Act of
7 1974 (2 U.S.C. 661a), of loans made by the Secretary of
8 the Treasury to the Poverty Reduction and Growth Trust
9 or to the Resilience and Sustainability Trust of the IMF:
10 *Provided*, That such funds shall be available to subsidize
11 gross obligations for the principal amount of direct loans
12 not to exceed \$21,000,000,000 in the aggregate, and the
13 Secretary of the Treasury is authorized to make such
14 loans.

15 SEC. 508. Section 17(a)(6) of the Bretton Woods
16 Agreements Act (22 U.S.C. 286e–2(a)(6)) is amended by
17 striking “December 31, 2025” and inserting “December
18 31, 2030”.

19 SEC. 509. (a) Funds appropriated by this Act under
20 the headings “International Disaster Assistance” and
21 “Migration and Refugee Assistance” may be transferred
22 to, and merged with, funds appropriated by this Act under
23 such headings.

24 (b) Funds appropriated by this Act under the heading
25 “Economic Support Fund” and under the heading “As-

1 sistance for Europe, Eurasia and Central Asia” to respond
2 to the situation in Ukraine and in countries impacted by
3 the situation in Ukraine may be transferred to, and
4 merged with, funds made available under the headings
5 “United States International Development Finance Cor-
6 poration—Corporate Capital Account”, “United States
7 International Development Finance Corporation—Pro-
8 gram Account”, “Export-Import Bank of the United
9 States—Program Account”, and “Trade and Development
10 Agency” for such purpose.

11 (c) Funds appropriated by this Act under the heading
12 “International Narcotics Control and Law Enforcement”
13 for assistance for countries in the Middle East to enhance
14 partner capacity may be transferred to, and merged with,
15 funds appropriated by this Act under the heading “Peace-
16 keeping Operations” for such purpose.

17 (d) The transfer authorities provided by this section
18 are in addition to any other transfer authority provided
19 by law, and are subject to prior consultation with, and
20 the regular notification procedures of, the Committees on
21 Appropriations.

22 (e) Upon a determination that all or part of the funds
23 transferred pursuant to the authorities provided by this
24 section are not necessary for such purposes, such amounts
25 may be transferred back to such appropriations.

1 SEC. 510. Section 1705 of the Additional Ukraine
2 Supplemental Appropriations Act, 2023 (division M of
3 Public Law 117–328) shall apply to funds appropriated
4 by this Act under the heading “Economic Support Fund”
5 for assistance for Ukraine.

6 SEC. 511. Prior to the initial obligation of funds
7 made available in this title in this Act, the Secretary of
8 State, in coordination with the USAID Administrator and
9 heads of other relevant Federal agencies, shall submit to
10 the Committees on Appropriations:

11 (1) spend plans, as defined in section
12 7034(s)(4) of the Department of State, Foreign Op-
13 erations, and Related Programs Appropriations Act,
14 2023 (division K of Public Law 117–328), at the
15 country, account, and activity level, for funds appro-
16 priated by this Act under the headings “Economic
17 Support Fund”, “Transition Initiatives”, “Assist-
18 ance for Europe, Eurasia and Central Asia”, “Inter-
19 national Narcotics Control and Law Enforcement”,
20 “Nonproliferation, Anti-Terrorism, Demining and
21 Related Programs”, “Peacekeeping Operations”,
22 “Foreign Military Financing Program”, “Contribu-
23 tion to the International Bank for Reconstruction
24 and Development”, and “Contribution to the Inter-
25 national Development Association”: *Provided*, That

1 such plans submitted pursuant to this section shall
2 include for each program notified—(A) total funding
3 made available for such program, by account and
4 fiscal year; (B) funding that remains unobligated for
5 such program from prior year base or supplemental
6 appropriations; (C) funding that is obligated but un-
7 expended for such program; and (D) funding com-
8 mitted, but not yet notified for such program; and
9 (2) operating plans, as defined in section 7062
10 of division K of Public Law 117–328, for funds ap-
11 propriated by this title under the headings “Diplo-
12 matic Programs”, “Emergencies in the Diplomatic
13 and Consular Service”, and “Operating Expenses”.

1 TITLE VI

2 GENERAL PROVISIONS—THIS ACT

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

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

9 SEC. 603. Unless otherwise provided for by this Act,
10 the additional amounts appropriated by this Act to appro-
11 priations accounts shall be available under the authorities
12 and conditions applicable to such appropriations accounts
13 for fiscal year 2024.

14 SEC. 604. Each amount designated in this Act by the
15 Congress as being for an emergency requirement pursuant
16 to section 251(b)(2)(A)(i) of the Balanced Budget and
17 Emergency Deficit Control Act of 1985 shall be available
18 (or repurposed or rescinded, if applicable) only if the
19 President subsequently so designates all such amounts
20 and transmits such designations to the Congress.

21 SEC. 605. Any amount appropriated by this Act, des-
22 igned by the Congress as an emergency requirement
23 pursuant to section 251(b)(2)(A)(i) of the Balanced Budg-
24 et and Emergency Deficit Control Act of 1985, and subse-
25 quently so designated by the President, and transferred

1 pursuant to transfer authorities provided by this Act shall
2 retain such designation.

3 This Act may be cited as the “National Security Sup-
4 plemental Appropriations Act, 2024”.

1 **DIVISION B—BORDER SECURITY AND**
2 **COMBATTING FENTANYL SUPPLE-**
3 **MENTAL APPROPRIATIONS ACT, 2024**

4 The following sums are appropriated, out of any
5 money in the Treasury not otherwise appropriated, for the
6 fiscal year ending September 30, 2024, and for other pur-
7 poses, namely:

8 TITLE I

9 DEPARTMENT OF JUSTICE

10 EXECUTIVE OFFICE FOR IMMIGRATION REVIEW

11 For an additional amount for “Executive Office for
12 Immigration Review”, \$1,420,000,000, to remain avail-
13 able until September 30, 2026: *Provided*, That of the
14 amounts made available under this heading in this Act,
15 \$1,300,000,000 shall be for new Immigration Judge
16 Teams, including appropriate attorneys, law clerks, para-
17 legals, court administrators, and other support staff;
18 \$20,000,000 shall be for information technology improve-
19 ments and modernization and other efficiencies, including
20 digitizing records and providing remote capabilities for
21 proceedings; and \$100,000,000 shall be for grants to pro-
22 vide direct legal representation for certain individuals and
23 families in immigration court proceedings: *Provided fur-*
24 *ther*, That such amount is designated by the Congress as
25 being for an emergency requirement pursuant to section

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

3 LEGAL ACTIVITIES

4 SALARIES AND EXPENSES, GENERAL LEGAL ACTIVITIES

5 For an additional amount for “Salaries and Ex-
6 penses, General Legal Activities”, \$11,800,000, to remain
7 available until September 30, 2026, for necessary expenses
8 of the Criminal Division associated with the Joint Task
9 Force Alpha’s efforts in counter-drug activities, including
10 combatting fentanyl, and to combat human trafficking and
11 smuggling in the Western Hemisphere: *Provided*, That
12 such amount is designated by the Congress as being for
13 an emergency requirement pursuant to section
14 251(b)(2)(A)(i) of the Balanced Budget and Emergency
15 Deficit Control Act of 1985.

16 FEDERAL BUREAU OF INVESTIGATION

17 SALARIES AND EXPENSES

18 For an additional amount for “Federal Bureau of In-
19 vestigation—Salaries and Expenses”, \$204,000,000, to
20 remain available until September 30, 2026, for expenses
21 related to the analysis of DNA samples, including those
22 samples collected from migrants detained by the United
23 States Border Patrol: *Provided*, That such amount is des-
24 ignated by the Congress as being for an emergency re-

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

3 DRUG ENFORCEMENT ADMINISTRATION

4 SALARIES AND EXPENSES

5 For an additional amount for “Drug Enforcement
6 Administration—Salaries and Expenses”, \$23,200,000, to
7 remain available until September 30, 2026, to enhance
8 laboratory analysis of illicit fentanyl samples to trace illicit
9 fentanyl supplies back to manufacturers, to support Oper-
10 ation Overdrive, and to bolster criminal drug network tar-
11 geting efforts through data system improvements: *Pro-*
12 *vided*, That such amount is designated by the Congress
13 as being for an emergency requirement pursuant to sec-
14 tion 251(b)(2)(A)(i) of the Balanced Budget and Emer-
15 gency Deficit Control Act of 1985.

1 TITLE II
2 DEPARTMENT OF HOMELAND SECURITY
3 DEPARTMENTAL MANAGEMENT, INTEL-
4 LIGENCE, SITUATIONAL AWARENESS, AND
5 OVERSIGHT

6 MANAGEMENT DIRECTORATE
7 OPERATIONS AND SUPPORT

8 For an additional amount for “Management Direc-
9 torate—Operations and Support”, \$61,000,000, to remain
10 available until September 30, 2024, for necessary expenses
11 relating to biometric technology services: *Provided*, That
12 such amount is designated by the Congress as being for
13 an emergency requirement pursuant to section
14 251(b)(2)(A)(i) of the Balanced Budget and Emergency
15 Deficit Control Act of 1985.

16 SECURITY, ENFORCEMENT, AND
17 INVESTIGATIONS
18 U.S. CUSTOMS AND BORDER PROTECTION
19 OPERATIONS AND SUPPORT
20 (INCLUDING TRANSFER OF FUNDS)

21 For an additional amount for “U.S. Customs and
22 Border Protection—Operations and Support”,
23 \$4,469,372,000, to remain available until September 30,
24 2024, of which \$1,909,722,000 shall be for operational re-
25 quirements relating to migration surges along the south-

1 west border, including for soft-sided facilities,
2 consumables, medical care, transportation, overtime and
3 temporary duty costs, and contract support; \$921,000,000
4 shall be for expanding border security operational capac-
5 ity; \$238,650,000 shall be for counter-drug activities, in-
6 cluding combatting fentanyl; and \$1,400,000,000 shall be
7 transferred to “Federal Emergency Management Agen-
8 cy—Federal Assistance” to support sheltering and related
9 activities provided by non-Federal entities in support of
10 relieving overcrowding in short-term holding facilities of
11 U.S. Customs and Border Protection: *Provided*, That such
12 amount is designated by the Congress as being for an
13 emergency requirement pursuant to section
14 251(b)(2)(A)(i) of the Balanced Budget and Emergency
15 Deficit Control Act of 1985.

16 PROCUREMENT, CONSTRUCTION, AND IMPROVEMENTS

17 For an additional amount for “U.S. Customs and
18 Border Protection—Procurement, Construction, and Im-
19 provements”, \$849,000,000, to remain available until Sep-
20 tember 30, 2026, for acquisition and deployment of non-
21 intrusive inspection technology: *Provided*, That such
22 amount is designated by the Congress as being for an
23 emergency requirement pursuant to section
24 251(b)(2)(A)(i) of the Balanced Budget and Emergency
25 Deficit Control Act of 1985.

1 U.S. IMMIGRATION AND CUSTOMS ENFORCEMENT
2 OPERATIONS AND SUPPORT

3 For an additional amount for “U.S. Immigration and
4 Customs Enforcement—Operations and Support”,
5 \$2,320,282,000, to remain available until September 30,
6 2026, of which \$921,000,000 shall be for the necessary
7 expenses of responding to migration surges along the
8 southwest border and related activities; \$78,000,000 shall
9 be for counter-drug activities, including combatting
10 fentanyl; and \$1,321,282,000 shall be for expanding bor-
11 der security and enforcement operational capacity: *Pro-*
12 *vided*, That such amount is designated by the Congress
13 as being for an emergency requirement pursuant to sec-
14 tion 251(b)(2)(A)(i) of the Balanced Budget and Emer-
15 gency Deficit Control Act of 1985.

16 PROCUREMENT, CONSTRUCTION, AND IMPROVEMENTS

17 For an additional amount for “U.S. Immigration and
18 Customs Enforcement—Procurement, Construction, and
19 Improvements”, \$32,500,000, to remain available until
20 September 30, 2028, for the necessary expenses of con-
21 struction and facility improvements related to existing
22 owned and leased facilities: *Provided*, That such amount
23 is designated by the Congress as being for an emergency
24 requirement pursuant to section 251(b)(2)(A)(i) of the

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

3 RESEARCH, DEVELOPMENT, TRAINING, AND
4 SERVICES

5 U.S. CITIZENSHIP AND IMMIGRATION SERVICES
6 OPERATIONS AND SUPPORT

7 For an additional amount for “U.S. Citizenship and
8 Immigration Services—Operations and Support”,
9 \$755,000,000, to remain available until September 30,
10 2025, for the necessary expenses of backlog reduction and
11 support of the asylum and work authorization programs:
12 *Provided*, That such amounts shall be in addition to any
13 other amounts made available for such purposes, and shall
14 not be construed to require any reduction of any fee de-
15 scribe in section 286(m) of the Immigration and Nation-
16 ality Act (8 U.S.C. 1356(m)): *Provided further*, That such
17 amount is designated by the Congress as being for an
18 emergency requirement pursuant to section
19 251(b)(2)(A)(i) of the Balanced Budget and Emergency
20 Deficit Control Act of 1985.

21 SCIENCE AND TECHNOLOGY DIRECTORATE

22 RESEARCH AND DEVELOPMENT

23 For an additional amount for “Science and Tech-
24 nology Directorate—Research and Development”,
25 \$13,846,000, to remain available until September 30,

1 2025, for the necessary expenses of activities related to
2 counter-drug activities, including combatting fentanyl:
3 *Provided*, That such amount is designated by the Congress
4 as being for an emergency requirement pursuant to sec-
5 tion 251(b)(2)(A)(i) of the Balanced Budget and Emer-
6 gency Deficit Control Act of 1985.

1 TITLE III
2 DEPARTMENT OF LABOR
3 WAGE AND HOUR DIVISION
4 SALARIES AND EXPENSES

5 For an additional amount for “Wage and Hour Divi-
6 sion—Salaries and Expenses”, \$50,000,000, to remain
7 available until September 30, 2025: *Provided*, That such
8 amount is designated by the Congress as being for an
9 emergency requirement pursuant to section
10 251(b)(2)(A)(i) of the Balanced Budget and Emergency
11 Deficit Control Act of 1985.

12 DEPARTMENTAL MANAGEMENT
13 SALARIES AND EXPENSES

14 For an additional amount for “Departmental Man-
15 agement—Salaries and Expenses”, \$50,000,000, to re-
16 main available until September 30, 2025: *Provided*, That
17 such amount is designated by the Congress as being for
18 an emergency requirement pursuant to section
19 251(b)(2)(A)(i) of the Balanced Budget and Emergency
20 Deficit Control Act of 1985.

1 TITLE IV
2 DEPARTMENT OF STATE AND RELATED
3 AGENCY
4 DEPARTMENT OF STATE
5 ADMINISTRATION OF FOREIGN AFFAIRS
6 DIPLOMATIC PROGRAMS

7 For an additional amount for “Diplomatic Pro-
8 grams”, \$50,000,000, to remain available until September
9 30, 2025, to address irregular migration within the West-
10 ern Hemisphere and related expenses: *Provided*, That such
11 amount is designated by the Congress as being for an
12 emergency requirement pursuant to section
13 251(b)(2)(A)(i) of the Balanced Budget and Emergency
14 Deficit Control Act of 1985.

15 BILATERAL ECONOMIC ASSISTANCE
16 FUNDS APPROPRIATED TO THE PRESIDENT
17 ECONOMIC SUPPORT FUND

18 For an additional amount for “Economic Support
19 Fund”, \$400,000,000, to remain available until Sep-
20 tember 30, 2025, to address irregular migration within the
21 Western Hemisphere: *Provided*, That funds appropriated
22 under this heading in this Act may be made available not-
23 withstanding any other provision of law that restricts as-
24 sistance to foreign countries and may be made available
25 as contributions: *Provided further*, That such amount is

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

1 TITLE V
2 GENERAL PROVISIONS—THIS ACT

3 SEC. 501. Each amount appropriated or made avail-
4 able by this Act is in addition to amounts otherwise appro-
5 priated for the fiscal year involved.

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

9 SEC. 503. Unless otherwise provided for by this Act,
10 the additional amounts appropriated by this Act to appro-
11 priations accounts shall be available under the authorities
12 and conditions applicable to such appropriations accounts
13 for fiscal year 2024.

14 SEC. 504. Each amount designated in this Act by the
15 Congress as being for an emergency requirement pursuant
16 to section 251(b)(2)(A)(i) of the Balanced Budget and
17 Emergency Deficit Control Act of 1985 shall be available
18 (or repurposed or rescinded, if applicable) only if the
19 President subsequently so designates all such amounts
20 and transmits such designations to the Congress.

21 SEC. 505. Any amount appropriated by this Act, des-
22 ignated by the Congress as an emergency requirement
23 pursuant to section 251(b)(2)(A)(i) of the Balanced Budg-
24 et and Emergency Deficit Control Act of 1985, and subse-
25 quently so designated by the President, and transferred

1 pursuant to transfer authorities provided by this Act shall
2 retain such designation.

3 This Act may be cited as the “Border Security and
4 Combatting Fentanyl Supplemental Appropriations Act,
5 2024”.

1 **DIVISION C—OTHER MATTERS**
2 **TITLE I—AMENDING COMPACTS**
3 **OF FREE ASSOCIATION**

4 **SEC. 2001. SHORT TITLE.**

5 This title may be cited as the “Compact of Free Asso-
6 ciation Amendments Act of 2023”.

7 **SEC. 2002. FINDINGS.**

8 Congress finds the following:

9 (1) The United States (in accordance with the
10 Trusteeship Agreement for the Trust Territory of
11 the Pacific Islands, the United Nations Charter, and
12 the objectives of the international trusteeship system
13 of the United Nations) fulfilled its obligations to
14 promote the development of the people of the Trust
15 Territory toward self-government or independence,
16 as appropriate, to the particular circumstances of
17 the Trust Territory and the people of the Trust Ter-
18 ritory and the freely expressed wishes of the people
19 concerned.

20 (2) The United States, the Federated States of
21 Micronesia, and the Republic of the Marshall Islands
22 entered into the Compact of Free Association set
23 forth in section 201 of the Compact of Free Associa-
24 tion Act of 1985 (48 U.S.C. 1901 note; Public Law
25 99–239) and the United States and the Republic of

1 Palau entered into the Compact of Free Association
2 set forth in section 201 of Public Law 99–658 (48
3 U.S.C. 1931 note) to create and maintain a close
4 and mutually beneficial relationship.

5 (3) The “Compact of Free Association, as
6 amended, between the Government of the United
7 States of America and the Government of the Fed-
8 erated States of Micronesia”, the “Compact of Free
9 Association, as amended, between the Government of
10 the United States of America and the Government
11 of the Republic of the Marshall Islands”, and related
12 agreements were signed by the Government of the
13 United States and the Governments of the Fed-
14 erated States of Micronesia and the Republic of the
15 Marshall Islands and approved, as applicable, by sec-
16 tion 201 of the Compact of Free Association Amend-
17 ments Act of 2003 (48 U.S.C. 1921 note; Public
18 Law 108–188).

19 (4) The “Agreement between the Government
20 of the United States of America and the Govern-
21 ment of the Republic of Palau Following the Com-
22 pact of Free Association Section 432 Review”, was
23 signed by the Government of the United States and
24 the Government of the Republic of Palau on Sep-

1 tember 3, 2010, and amended on September 19,
2 2018.

3 (5) On May 22, 2023, the United States signed
4 the “Agreement between the Government of the
5 United States of America and the Government of
6 the Republic of Palau Resulting From the 2023
7 Compact of Free Association Section 432 Review”.

8 (6) On May 23, 2023, the United States signed
9 3 agreements related to the U.S.-FSM Compact of
10 Free Association, including an Agreement to Amend
11 the Compact, as amended, a new fiscal procedures
12 agreement, and a new trust fund agreement and on
13 September 28, 2023, the United States signed a
14 Federal Programs and Services agreement related to
15 the U.S.-FSM Compact of Free Association.

16 (7) On October 16, 2023, the United States
17 signed 3 agreements relating to the U.S.-RMI Com-
18 pact of Free Association, including an Agreement to
19 Amend the Compact, as amended, a new fiscal pro-
20 cedures agreement, and a new trust fund agreement.

21 **SEC. 2003. DEFINITIONS.**

22 In this title:

23 (1) 1986 COMPACT.—The term “1986 Com-
24 pact” means the Compact of Free Association be-
25 tween the Government of the United States and the

1 Governments of the Marshall Islands and the Fed-
2 erated States of Micronesia set forth in section 201
3 of the Compact of Free Association Act of 1985 (48
4 U.S.C. 1901 note; Public Law 99–239).

5 (2) 2003 AMENDED U.S.-FSM COMPACT.—The
6 term “2003 Amended U.S.-FSM Compact” means
7 the Compact of Free Association amending the 1986
8 Compact entitled the “Compact of Free Association,
9 as amended, between the Government of the United
10 States of America and the Government of the Fed-
11 erated States of Micronesia” set forth in section
12 201(a) of the Compact of Free Association Amend-
13 ments Act of 2003 (48 U.S.C. 1921 note; Public
14 Law 108–188).

15 (3) 2003 AMENDED U.S.-RMI COMPACT.—The
16 term “2003 Amended U.S.-RMI Compact” means
17 the Compact of Free Association amending the 1986
18 Compact entitled “Compact of Free Association, as
19 amended, between the Government of the United
20 States of America and the Government of the Re-
21 public of the Marshall Islands” set forth in section
22 201(b) of the Compact of Free Association Amend-
23 ments Act of 2003 (48 U.S.C. 1921 note; Public
24 Law 108–188).

1 (4) 2023 AGREEMENT TO AMEND THE U.S.-FSM
2 COMPACT.—The term “2023 Agreement to Amend
3 the U.S.-FSM Compact” means the Agreement be-
4 tween the Government of the United States of
5 America and the Government of the Federated
6 States of Micronesia to Amend the Compact of Free
7 Association, as Amended, done at Palikir May 23,
8 2023.

9 (5) 2023 AGREEMENT TO AMEND THE U.S.-RMI
10 COMPACT.—The term “2023 Agreement to Amend
11 the U.S.-RMI Compact” means the Agreement be-
12 tween the Government of the United States of
13 America and the Government of the Republic of the
14 Marshall Islands to Amend the Compact of Free As-
15 sociation, as Amended, done at Honolulu October
16 16, 2023.

17 (6) 2023 AMENDED U.S.-FSM COMPACT.—The
18 term “2023 Amended U.S.-FSM Compact” means
19 the 2003 Amended U.S.-FSM Compact, as amended
20 by the 2023 Agreement to Amend the U.S.-FSM
21 Compact.

22 (7) 2023 AMENDED U.S.-RMI COMPACT.—The
23 term “2023 Amended U.S.-RMI Compact” means
24 the 2003 Amended U.S.-RMI Compact, as amended

1 by the 2023 Agreement to Amend the U.S.-RMI
2 Compact.

3 (8) 2023 U.S.-FSM FEDERAL PROGRAMS AND
4 SERVICES AGREEMENT.—The term “2023 U.S.-FSM
5 Federal Programs and Services Agreement” means
6 the 2023 Federal Programs and Services Agreement
7 between the Government of the United States of
8 America and the Government of the Federated
9 States of Micronesia, done at Washington September
10 28, 2023.

11 (9) 2023 U.S.-FSM FISCAL PROCEDURES AGREE-
12 MENT.—The term “2023 U.S.-FSM Fiscal Proce-
13 dures Agreement” means the Agreement Concerning
14 Procedures for the Implementation of United States
15 Economic Assistance provided in the 2023 Amended
16 U.S.-FSM Compact between the Government of the
17 United States of America and the Government of
18 the Federated States of Micronesia, done at Palikir
19 May 23, 2023.

20 (10) 2023 U.S.-FSM TRUST FUND AGREE-
21 MENT.—The term “2023 U.S.-FSM Trust Fund
22 Agreement” means the Agreement between the Gov-
23 ernment of the United States of America and the
24 Government of the Federated States of Micronesia

1 Regarding the Compact Trust Fund, done at Palikir
2 May 23, 2023.

3 (11) 2023 U.S.-PALAU COMPACT REVIEW
4 AGREEMENT.—The term “2023 U.S.-Palau Compact
5 Review Agreement” means the Agreement between
6 the Government of the United States of America
7 and the Government of the Republic of Palau Re-
8 sulting From the 2023 Compact of Free Association
9 Section 432 Review, done at Port Moresby May 22,
10 2023.

11 (12) 2023 U.S.-RMI FISCAL PROCEDURES
12 AGREEMENT.—The term “2023 U.S.-RMI Fiscal
13 Procedures Agreement” means the Agreement Con-
14 cerning Procedures for the Implementation of
15 United States Economic Assistance Provided in the
16 2023 Amended Compact Between the Government of
17 the United States of America and the Government
18 of the Republic of the Marshall Islands, done at
19 Honolulu October 16, 2023.

20 (13) 2023 U.S.-RMI TRUST FUND AGREE-
21 MENT.—The term “2023 U.S.-RMI Trust Fund
22 Agreement” means the Agreement between the Gov-
23 ernment of the United States of America and the
24 Government of the Republic of the Marshall Islands

1 Regarding the Compact Trust Fund, done at Hono-
2 lulu October 16, 2023.

3 (14) APPROPRIATE COMMITTEES OF CON-
4 GRESS.—The term “appropriate committees of Con-
5 gress” means—

6 (A) the Committee on Energy and Natural
7 Resources of the Senate;

8 (B) the Committee on Foreign Relations of
9 the Senate;

10 (C) the Committee on Natural Resources
11 of the House of Representatives; and

12 (D) the Committee on Foreign Affairs of
13 the House of Representatives.

14 (15) FREELY ASSOCIATED STATES.—The term
15 “Freely Associated States” means—

16 (A) the Federated States of Micronesia;

17 (B) the Republic of the Marshall Islands;

18 and

19 (C) the Republic of Palau.

20 (16) SUBSIDIARY AGREEMENT.—The term
21 “subsidiary agreement” means any of the following:

22 (A) The 2023 U.S.-FSM Federal Pro-
23 grams and Services Agreement.

24 (B) The 2023 U.S.-FSM Fiscal Proce-
25 dures Agreement.

1 (C) The 2023 U.S.-FSM Trust Fund
2 Agreement.

3 (D) The 2023 U.S.-RMI Fiscal Procedures
4 Agreement.

5 (E) The 2023 U.S.-RMI Trust Fund
6 Agreement.

7 (F) Any Federal Programs and Services
8 Agreement in force between the United States
9 and the Republic of the Marshall Islands.

10 (G) Any Federal Programs and Services
11 Agreement in force between the United States
12 and the Republic of Palau.

13 (H) Any other agreement that the United
14 States may from time-to-time enter into with
15 the Government of the Federated States of Mi-
16 cronesia, the Government of the Republic of
17 Palau, or the Government of the Republic of
18 the Marshall Islands, in accordance with—

19 (i) the 2023 Amended U.S.-FSM
20 Compact;

21 (ii) the 2023 U.S.-Palau Compact Re-
22 view Agreement; or

23 (iii) the 2023 Amended U.S.-RMI
24 Compact.

1 (17) U.S.-PALAU COMPACT.—The term “U.S.-
2 Palau Compact” means the Compact of Free Asso-
3 ciation between the United States and the Govern-
4 ment of Palau set forth in section 201 of Public
5 Law 99–658 (48 U.S.C. 1931 note).

6 **SEC. 2004. APPROVAL OF 2023 AGREEMENT TO AMEND THE**
7 **U.S.-FSM COMPACT, 2023 AGREEMENT TO**
8 **AMEND THE U.S.-RMI COMPACT, 2023 U.S.-**
9 **PALAU COMPACT REVIEW AGREEMENT, AND**
10 **SUBSIDIARY AGREEMENTS.**

11 (a) FEDERATED STATES OF MICRONESIA.—

12 (1) APPROVAL.—The 2023 Agreement to
13 Amend the U.S.-FSM Compact and the 2023 U.S.-
14 FSM Trust Fund Agreement, as submitted to Con-
15 gress on June 15, 2023, are approved and incor-
16 porated by reference.

17 (2) CONSENT OF CONGRESS.—Congress con-
18 sents to—

19 (A) the 2023 U.S.-FSM Fiscal Procedures
20 Agreement, as submitted to Congress on June
21 15, 2023; and

22 (B) the 2023 U.S.-FSM Federal Programs
23 and Services Agreement.

24 (3) AUTHORITY OF PRESIDENT.—Notwith-
25 standing section 101(f) of the Compact of Free As-

1 society Amendments Act of 2003 (48 U.S.C.
2 1921(f)), the President is authorized to bring into
3 force and implement the agreements described in
4 paragraphs (1) and (2).

5 (b) REPUBLIC OF THE MARSHALL ISLANDS.—

6 (1) APPROVAL.—The 2023 Agreement to
7 Amend the U.S.-RMI Compact and the 2023 U.S.-
8 RMI Trust Fund Agreement, as submitted to Con-
9 gress on October 17, 2023, are approved and incor-
10 porated by reference.

11 (2) CONSENT OF CONGRESS.—Congress con-
12 sents to the 2023 U.S.-RMI Fiscal Procedures
13 Agreement, as submitted to Congress on October 17,
14 2023.

15 (3) AUTHORITY OF PRESIDENT.—Notwith-
16 standing section 101(f) of the Compact of Free As-
17 society Amendments Act of 2003 (48 U.S.C.
18 1921(f)), the President is authorized to bring into
19 force and implement the agreements described in
20 paragraphs (1) and (2).

21 (c) REPUBLIC OF PALAU.—

22 (1) APPROVAL.—The 2023 U.S.-Palau Compact
23 Review Agreement, as submitted to Congress on
24 June 15, 2023, is approved.

1 (2) AUTHORITY OF PRESIDENT.—The President
2 is authorized to bring into force and implement the
3 2023 U.S.-Palau Compact Review Agreement.

4 (d) AMENDMENTS, CHANGES, OR TERMINATION TO
5 COMPACTS AND CERTAIN AGREEMENTS.—

6 (1) IN GENERAL.—Any amendment to, change
7 to, or termination of all or any part of the 2023
8 Amended U.S.-FSM Compact, 2023 Amended U.S.-
9 RMI Compact, or the U.S.-Palau Compact, by mu-
10 tual agreement or unilateral action of the Govern-
11 ment of the United States, shall not enter into force
12 until the date on which Congress has incorporated
13 the applicable amendment, change, or termination
14 into an Act of Congress.

15 (2) ADDITIONAL ACTIONS AND AGREEMENTS.—
16 In addition to the Compacts described in paragraph
17 (1), the requirements of that paragraph shall apply
18 to—

19 (A) any action of the Government of the
20 United States under the 2023 Amended U.S.-
21 FSM Compact, 2023 Amended U.S.-RMI Com-
22 pact, or U.S.-Palau Compact, including an ac-
23 tion taken pursuant to section 431, 441, or 442
24 of the 2023 Amended U.S.-FSM Compact,

1 2023 Amended U.S.-RMI Compact, or U.S.-
2 Palau Compact;

3 (B) any amendment to, change to, or ter-
4 mination of—

5 (i) the agreement described in section
6 462(a)(2) of the 2023 Amended U.S.-FSM
7 Compact;

8 (ii) the agreement described in section
9 462(a)(5) of the 2023 Amended U.S.-RMI
10 Compact;

11 (iii) an agreement concluded pursuant
12 to section 265 of the 2023 Amended U.S.-
13 FSM Compact;

14 (iv) an agreement concluded pursuant
15 to section 265 of the 2023 Amended U.S.-
16 RMI Compact;

17 (v) an agreement concluded pursuant
18 to section 177 of the 2023 Amended U.S.-
19 RMI Compact;

20 (vi) Articles III and IV of the agree-
21 ment described in section 462(b)(6) of the
22 2023 Amended U.S.-FSM Compact;

23 (vii) Articles III, IV, and X of the
24 agreement described in section 462(b)(6)
25 of the 2023 Amended U.S.-RMI Compact;

1 (viii) the agreement described in sec-
2 tion 462(h) of the U.S.-Palau Compact;
3 and

4 (ix) Articles VI, XV, and XVII of the
5 agreement described in section 462(b)(7)
6 of the 2023 Amended U.S.-FSM Compact
7 and 2023 Amended U.S.-RMI Compact
8 and section 462(i) of the U.S.-Palau Com-
9 pact.

10 (e) ENTRY INTO FORCE OF FUTURE AMENDMENTS
11 TO SUBSIDIARY AGREEMENTS.—An agreement between
12 the United States and the Government of the Federated
13 States of Micronesia, the Government of the Republic of
14 the Marshall Islands, or the Government of the Republic
15 of Palau that would amend, change, or terminate any sub-
16 sidiary agreement or portion of a subsidiary agreement
17 (other than an amendment to, change to, or termination
18 of an agreement described in subsection (d)) shall not
19 enter into force until the date that is 90 days after the
20 date on which the President has transmitted to the Presi-
21 dent of the Senate and the Speaker of the House of Rep-
22 resentatives—

23 (1) the agreement to amend, change, or termi-
24 nate the subsidiary agreement;

1 (2) an explanation of the amendment, change,
2 or termination;

3 (3) a description of the reasons for the amend-
4 ment, change, or termination; and

5 (4) in the case of an agreement that would
6 amend, change, or terminate any agreement de-
7 scribed in section 462(b)(3) of the 2023 Amended
8 U.S.-FSM Compact or the 2023 Amended U.S.-RMI
9 Compact, a statement by the Secretary of Labor
10 that describes—

11 (A) the necessity of the amendment,
12 change, or termination; and

13 (B) any impacts of the amendment,
14 change, or termination.

15 **SEC. 2005. AGREEMENTS WITH FEDERATED STATES OF MI-**
16 **CRONESIA.**

17 (a) LAW ENFORCEMENT ASSISTANCE.—

18 (1) IN GENERAL.—Pursuant to sections 222
19 and 224 of the 2023 Amended U.S.-FSM Compact,
20 the United States shall provide nonreimbursable
21 technical and training assistance, as appropriate, in-
22 cluding training and equipment for postal inspection
23 of illicit drugs and other contraband, to enable the
24 Government of the Federated States of Micronesia—

1 (A) to develop and adequately enforce laws
2 of the Federated States of Micronesia; and

3 (B) to cooperate with the United States in
4 the enforcement of criminal laws of the United
5 States.

6 (2) USE OF APPROPRIATED FUNDS.—Funds ap-
7 propriated pursuant to subsection (j) of section 105
8 of the Compact of Free Association Amendments
9 Act of 2003 (48 U.S.C. 1921d) (as amended by sec-
10 tion 2009(j)) may be used in accordance with section
11 102(a) of the Compact of Free Association Amend-
12 ments Act of 2003 (48 U.S.C. 1921a(a)).

13 (b) UNITED STATES APPOINTEES TO JOINT ECO-
14 NOMIC MANAGEMENT COMMITTEE.—

15 (1) IN GENERAL.—The 3 United States ap-
16 pointees (which are composed of the United States
17 chair and 2 other members from the Government of
18 the United States) to the Joint Economic Manage-
19 ment Committee established under section 213 of
20 the 2023 Amended U.S.-FSM Compact (referred to
21 in this subsection as the “Committee”) shall—

22 (A) be voting members of the Committee;
23 and

24 (B) continue to be officers or employees of
25 the Federal Government.

1 (2) TERM; APPOINTMENT.—The 3 United
2 States members of the Committee described in para-
3 graph (1) shall be appointed for a term of 2 years
4 as follows:

5 (A) 1 member shall be appointed by the
6 Secretary of State, in consultation with the Sec-
7 retary of the Treasury.

8 (B) 1 member shall be appointed by the
9 Secretary of the Interior, in consultation with
10 the Secretary of the Treasury.

11 (C) 1 member shall be appointed by the
12 Interagency Group on Freely Associated States
13 established under section 2008(d)(1).

14 (3) REAPPOINTMENT.—A United States mem-
15 ber of the Committee appointed under paragraph (2)
16 may be reappointed for not more than 2 additional
17 2-year terms.

18 (4) QUALIFICATIONS.—Not fewer than 2
19 United States members of the Committee appointed
20 under paragraph (2) shall be individuals who—

21 (A) by reason of knowledge, experience, or
22 training, are especially qualified in accounting,
23 auditing, budget analysis, compliance, grant ad-
24 ministration, program management, or inter-
25 national economics; and

1 (B) possess not less than 5 years of full-
2 time experience in accounting, auditing, budget
3 analysis, compliance, grant administration, pro-
4 gram management, or international economics.

5 (5) NOTICE.—

6 (A) IN GENERAL.—Not later than 90 days
7 after the date of appointment of a United
8 States member of the Committee under para-
9 graph (2), the Secretary of the Interior shall
10 notify the appropriate committees of Congress
11 that an individual has been appointed as a vot-
12 ing member of the Committee under that para-
13 graph, including a statement prepared by the
14 Secretary of the Interior attesting to the quali-
15 fications of the member described in paragraph
16 (4), subject to subparagraph (B).

17 (B) REQUIREMENT.—For purposes of a
18 statement required under subparagraph (A)—

19 (i) in the case of a member appointed
20 under paragraph (2)(A), the Secretary of
21 the Interior shall compile information on
22 the member provided to the Secretary of
23 the Interior by the Secretary of State on
24 request of the Secretary of the Interior;
25 and

1 (ii) in the case of a member appointed
2 under paragraph (2)(C), the Secretary of
3 the Interior shall compile information on
4 the member provided to the Secretary of
5 the Interior by the Interagency Group on
6 Freely Associated States established under
7 section 2008(d)(1) on request of the Sec-
8 retary of the Interior.

9 (6) REPORTS TO CONGRESS.—Not later than
10 90 days after the date on which the Committee re-
11 ceives or completes any report required under the
12 2023 Amended U.S.-FSM Compact, or any related
13 subsidiary agreement, the Secretary of the Interior
14 shall submit the report to the appropriate commit-
15 tees of Congress.

16 (7) NOTICE TO CONGRESS.—Not later than 90
17 days after the date on which the Government of the
18 Federated States of Micronesia submits to the Com-
19 mittee a report required under the 2023 Amended
20 U.S.-FSM Compact, or any related subsidiary agree-
21 ment, the Secretary of the Interior shall submit to
22 the appropriate committees of Congress—

23 (A) if the report is submitted by the appli-
24 cable deadline, written notice attesting that the
25 report is complete and accurate; or

1 (B) if the report is not submitted by the
2 applicable deadline, written notice that the re-
3 port has not been timely submitted.

4 (c) UNITED STATES APPOINTEES TO JOINT TRUST
5 FUND COMMITTEE.—

6 (1) IN GENERAL.—The 3 United States voting
7 members (which are composed of the United States
8 chair and 2 other members from the Government of
9 the United States) to the Joint Trust Fund Com-
10 mittee established pursuant to the agreement de-
11 scribed in section 462(b)(5) of the 2023 Amended
12 U.S.-FSM Compact (referred to in this subsection as
13 the “Committee”) shall continue to be officers or
14 employees of the Federal Government.

15 (2) TERM; APPOINTMENT.—The 3 United
16 States members of the Committee described in para-
17 graph (1) shall be appointed for a term not more
18 than 2 years as follows:

19 (A) 1 member shall be appointed by the
20 Secretary of State.

21 (B) 1 member shall be appointed by the
22 Secretary of the Interior.

23 (C) 1 member shall be appointed by the
24 Secretary of the Treasury.

1 (3) REAPPOINTMENT.—A United States mem-
2 ber of the Committee appointed under paragraph (2)
3 may be reappointed for not more than 2 additional
4 2-year terms.

5 (4) QUALIFICATIONS.—Not fewer than 2 mem-
6 bers of the Committee appointed under paragraph
7 (2) shall be individuals who—

8 (A) by reason of knowledge, experience, or
9 training, are especially qualified in accounting,
10 auditing, budget analysis, compliance, financial
11 investment, grant administration, program
12 management, or international economics; and

13 (B) possess not less than 5 years of full-
14 time experience in accounting, auditing, budget
15 analysis, compliance, financial investment,
16 grant administration, program management, or
17 international economics.

18 (5) NOTICE.—

19 (A) IN GENERAL.—Not later than 90 days
20 after the date of appointment of a United
21 States member to the Committee under para-
22 graph (2), the Secretary of the Interior shall
23 notify the appropriate committees of Congress
24 that an individual has been appointed as a vot-
25 ing member of the Committee under that para-

1 graph, including a statement attesting to the
2 qualifications of the member described in para-
3 graph (4), subject to subparagraph (B).

4 (B) REQUIREMENT.—For purposes of a
5 statement required under subparagraph (A)—

6 (i) in the case of a member appointed
7 under paragraph (2)(A), the Secretary of
8 the Interior shall compile information on
9 the member provided to the Secretary of
10 the Interior by the Secretary of State on
11 request of the Secretary of the Interior;
12 and

13 (ii) in the case of a member appointed
14 under paragraph (2)(C), the Secretary of
15 the Interior shall compile information on
16 the member provided to the Secretary of
17 the Interior by the Secretary of the Treas-
18 ury on request of the Secretary of the Inte-
19 rior.

20 (6) REPORTS TO CONGRESS.—Not later than
21 90 days after the date on which the Committee re-
22 ceives or completes any report required under the
23 2023 Amended U.S.-FSM Compact, or any related
24 subsidiary agreement, the Secretary of the Interior

1 shall submit the report to the appropriate commit-
2 tees of Congress.

3 (7) NOTICE TO CONGRESS.—Not later than 90
4 days after the date on which the Government of the
5 Federated States of Micronesia submits to the Com-
6 mittee a report required under the 2023 Amended
7 U.S.-FSM Compact, or any related subsidiary agree-
8 ment, the Secretary of the Interior shall submit to
9 the appropriate committees of Congress—

10 (A) if the report is submitted by the appli-
11 cable deadline, written notice attesting that the
12 report is complete and accurate; or

13 (B) if the report is not submitted by the
14 applicable deadline, written notice that the re-
15 port has not been timely submitted.

16 **SEC. 2006. AGREEMENTS WITH AND OTHER PROVISIONS**
17 **RELATED TO THE REPUBLIC OF THE MAR-**
18 **SHALL ISLANDS.**

19 (a) LAW ENFORCEMENT ASSISTANCE.—

20 (1) IN GENERAL.—Pursuant to sections 222
21 and 224 of the 2023 Amended U.S.-RMI Compact,
22 the United States shall provide nonreimbursable
23 technical and training assistance, as appropriate, in-
24 cluding training and equipment for postal inspection
25 of illicit drugs and other contraband, to enable the

1 Government of the Republic of the Marshall Is-
2 lands—

3 (A) to develop and adequately enforce laws
4 of the Marshall Islands; and

5 (B) to cooperate with the United States in
6 the enforcement of criminal laws of the United
7 States.

8 (2) USE OF APPROPRIATED FUNDS.—Funds ap-
9 propriated pursuant to subsection (j) of section 105
10 of the Compact of Free Association Amendments
11 Act of 2003 (48 U.S.C. 1921d) (as amended by sec-
12 tion 2009(j)) may be used in accordance with section
13 103(a) of the Compact of Free Association Amend-
14 ments Act of 2003 (48 U.S.C. 1921b(a)).

15 (b) ESPOUSAL PROVISIONS.—

16 (1) IN GENERAL.—Congress reaffirms that—

17 (A) section 103(g)(1) of the Compact of
18 Free Association Act of 1985 (48 U.S.C.
19 1903(g)(1)) and section 103(e)(1) of the Com-
20 pact of Free Association Amendments Act of
21 2003 (48 U.S.C. 1921b(e)(1)) provided that “It
22 is the intention of the Congress of the United
23 States that the provisions of section 177 of the
24 Compact of Free Association and the Agree-
25 ment between the Government of the United

1 States and the Government of the Marshall Is-
2 lands for the Implementation of Section 177 of
3 the Compact (hereafter in this subsection re-
4 ferred to as the ‘Section 177 Agreement’) con-
5 stitute a full and final settlement of all claims
6 described in Articles X and XI of the Section
7 177 Agreement, and that any such claims be
8 terminated and barred except insofar as pro-
9 vided for in the Section 177 Agreement.”; and
10 (B) section 103(g)(2) of the Compact of
11 Free Association Act of 1985 (48 U.S.C.
12 1903(g)(2)) and section 103(e)(2) of the Com-
13 pact of Free Association Amendments Act of
14 2003 (48 U.S.C. 1921b(e)(2)) provided that
15 “In furtherance of the intention of Congress as
16 stated in paragraph (1) of this subsection, the
17 Section 177 Agreement is hereby ratified and
18 approved. It is the explicit understanding and
19 intent of Congress that the jurisdictional limita-
20 tions set forth in Article XII of such Agreement
21 are enacted solely and exclusively to accomplish
22 the objective of Article X of such Agreement
23 and only as a clarification of the effect of Arti-
24 cle X, and are not to be construed or imple-
25 mented separately from Article X.”.

1 (2) EFFECT.—Nothing in the 2023 Agreement
2 to Amend the U.S.-RMI Compact affects the appli-
3 cation of the provisions of law reaffirmed by para-
4 graph (1).

5 (c) CERTAIN SECTION 177 AGREEMENT PROVI-
6 SIONS.—Congress reaffirms that—

7 (1) Article IX of the Agreement Between the
8 Government of the United States and the Govern-
9 ment of the Marshall Islands for the Implementation
10 of Section 177 of the Compact of Free Association,
11 done at Majuro June 25, 1983, provided that “If
12 loss or damage to property and person of the citi-
13 zens of the Marshall Islands, resulting from the Nu-
14 clear Testing Program, arises or is discovered after
15 the effective date of this Agreement, and such inju-
16 ries were not and could not reasonably have been
17 identified as of the effective date of this Agreement,
18 and if such injuries render the provisions of this
19 Agreement manifestly inadequate, the Government
20 of the Marshall Islands may request that the Gov-
21 ernment of the United States provide for such inju-
22 ries by submitting such a request to the Congress of
23 the United States for its consideration. It is under-
24 stood that this Article does not commit the Congress

1 of the United States to authorize and appropriate
2 funds.”; and

3 (2) section 3(a) of Article XIII of the agree-
4 ment described in paragraph (1) provided that “The
5 Government of the United States and the Govern-
6 ment of the Marshall Islands shall consult at the re-
7 quest of either of them on matters relating to the
8 provisions of this Agreement.”.

9 (d) UNITED STATES APPOINTEES TO JOINT ECO-
10 NOMIC MANAGEMENT AND FINANCIAL ACCOUNTABILITY
11 COMMITTEE.—

12 (1) IN GENERAL.—The 2 United States ap-
13 pointees (which are composed of the United States
14 chair and 1 other member from the Government of
15 the United States) to the Joint Economic Manage-
16 ment and Financial Accountability Committee estab-
17 lished under section 214 of the 2003 Amended U.S.-
18 RMI Compact (referred to in this subsection as the
19 “Committee”) shall—

20 (A) be voting members of the Committee;
21 and

22 (B) continue to be officers or employees of
23 the Federal Government.

24 (2) TERM; APPOINTMENT.—The 2 United
25 States members of the Committee described in para-

1 graph (1) shall be appointed for a term of 2 years
2 as follows:

3 (A) 1 member shall be appointed by the
4 Secretary of State, in consultation with the Sec-
5 retary of the Treasury.

6 (B) 1 member shall be appointed by the
7 Secretary of the Interior, in consultation with
8 the Secretary of the Treasury.

9 (3) REAPPOINTMENT.—A United States mem-
10 ber of the Committee appointed under paragraph (2)
11 may be reappointed for not more than 2 additional
12 2-year terms.

13 (4) QUALIFICATIONS.—At least 1 United States
14 member of the Committee appointed under para-
15 graph (2) shall be an individual who—

16 (A) by reason of knowledge, experience, or
17 training, is especially qualified in accounting,
18 auditing, budget analysis, compliance, grant ad-
19 ministration, program management, or inter-
20 national economics; and

21 (B) possesses not less than 5 years of full-
22 time experience in accounting, auditing, budget
23 analysis, compliance, grant administration, pro-
24 gram management, or international economics.

25 (5) NOTICE.—

1 (A) IN GENERAL.—Not later than 90 days
2 after the date of appointment of a United
3 States member under paragraph (2), the Sec-
4 retary of the Interior shall notify the appro-
5 priate committees of Congress that an indi-
6 vidual has been appointed as a voting member
7 of the Committee under that paragraph, includ-
8 ing a statement attesting to the qualifications
9 of the member described in paragraph (4), sub-
10 ject to subparagraph (B).

11 (B) REQUIREMENT.—For purposes of a
12 statement required under subparagraph (A), in
13 the case of a member appointed under para-
14 graph (2)(A), the Secretary of the Interior shall
15 compile information on the member provided to
16 the Secretary of the Interior by the Secretary of
17 State on request of the Secretary of the Inte-
18 rior.

19 (6) REPORTS TO CONGRESS.—Not later than
20 90 days after the date on which the Committee re-
21 ceives or completes any report required under the
22 2023 Amended U.S.-RMI Compact, or any related
23 subsidiary agreement, the Secretary of the Interior
24 shall submit the report to the appropriate commit-
25 tees of Congress.

1 (7) NOTICE TO CONGRESS.—Not later than 90
2 days after the date on which the Government of the
3 Republic of the Marshall Islands submits to the
4 Committee a report required under the 2023
5 Amended U.S.-RMI Compact, or any related sub-
6 sidiary agreement, the Secretary of the Interior shall
7 submit to the appropriate committees of Congress—

8 (A) if the report is submitted by the appli-
9 cable deadline, written notice attesting that the
10 report is complete and accurate; or

11 (B) if the report is not submitted by the
12 applicable deadline, written notice that the re-
13 port has not been timely submitted.

14 (e) UNITED STATES APPOINTEES TO TRUST FUND
15 COMMITTEE.—

16 (1) IN GENERAL.—The 3 United States voting
17 members (which are composed of the United States
18 chair and 2 other members from the Government of
19 the United States) to the Trust Fund Committee es-
20 tablished pursuant to the agreement described in
21 section 462(b)(5) of the 2003 Amended U.S.-RMI
22 Compact (referred to in this subsection as the
23 “Committee”) shall continue to be officers or em-
24 ployees of the Federal Government.

1 (2) TERM; APPOINTMENT.—The 3 United
2 States members of the Committee described in para-
3 graph (1) shall be appointed for a term not more
4 than 5 years as follows:

5 (A) 1 member shall be appointed by the
6 Secretary of State.

7 (B) 1 member shall be appointed by the
8 Secretary of the Interior.

9 (C) 1 member shall be appointed by the
10 Secretary of the Treasury.

11 (3) REAPPOINTMENT.—A United States mem-
12 ber of the Committee appointed under paragraph (2)
13 may be reappointed for not more than 2 additional
14 2-year terms.

15 (4) QUALIFICATIONS.—Not fewer than 2 mem-
16 bers of the Committee appointed under paragraph
17 (2) shall be individuals who—

18 (A) by reason of knowledge, experience, or
19 training, are especially qualified in accounting,
20 auditing, budget analysis, compliance, financial
21 investment, grant administration, program
22 management, or international economics; and

23 (B) possess not less than 5 years of full-
24 time experience in accounting, auditing, budget
25 analysis, compliance, financial investment,

1 grant administration, program management, or
2 international economics.

3 (5) NOTICE.—

4 (A) IN GENERAL.—Not later than 90 days
5 after the date of appointment of a United
6 States Member under paragraph (2), the Sec-
7 retary of the Interior shall notify the appro-
8 priate committees of Congress that an indi-
9 vidual has been appointed as a voting member
10 of the Committee under that paragraph, includ-
11 ing a statement attesting to the qualifications
12 of the appointee described in paragraph (4),
13 subject to subparagraph (B).

14 (B) REQUIREMENT.—For purposes of a
15 statement required under subparagraph (A)—

16 (i) in the case of a member appointed
17 under paragraph (2)(A), the Secretary of
18 the Interior shall compile information on
19 the member provided to the Secretary of
20 the Interior by the Secretary of State on
21 request of the Secretary of the Interior;
22 and

23 (ii) in the case of a member appointed
24 under paragraph (2)(C), the Secretary of
25 the Interior shall compile information on

1 the member provided to the Secretary of
2 the Interior by the Secretary of the Treas-
3 ury on request of the Secretary of the Inte-
4 rior.

5 (6) REPORTS TO CONGRESS.—Not later than
6 90 days after the date on which the Committee re-
7 ceives or completes any report required under the
8 2023 Amended U.S.-RMI Compact, or any related
9 subsidiary agreement, the Secretary of the Interior
10 shall submit the report to the appropriate commit-
11 tees of Congress.

12 (7) NOTICE TO CONGRESS.—Not later than 90
13 days after the date on which the Government of the
14 Republic of the Marshall Islands submits to the
15 Committee a report required under the 2023
16 Amended U.S.-RMI Compact, or any related sub-
17 sidiary agreement, the Secretary of the Interior shall
18 submit to the appropriate committees of Congress—

19 (A) if the report is submitted by the appli-
20 cable deadline, written notice attesting that the
21 report is complete and accurate; or

22 (B) if the report is not submitted by the
23 applicable deadline, written notice that the re-
24 port has not been timely submitted.

1 (f) FOUR ATOLL HEALTH CARE PROGRAM.—Con-
2 gress reaffirms that—

3 (1) section 103(j)(1) of the Compact of Free
4 Association Act of 1985 (48 U.S.C. 1903(j)(1)) and
5 section 103(h)(1) of the Compact of Free Associa-
6 tion Amendments Act of 2003 (48 U.S.C.
7 1921b(h)(1)) provided that services “provided by the
8 United States Public Health Service or any other
9 United States agency pursuant to section 1(a) of Ar-
10 ticle II of the Agreement for the Implementation of
11 Section 177 of the Compact (hereafter in this sub-
12 section referred to as the ‘Section 177 Agreement’)
13 shall be only for services to the people of the Atolls
14 of Bikini, Enewetak, Rongelap, and Utrik who were
15 affected by the consequences of the United States
16 nuclear testing program, pursuant to the program
17 described in Public Law 95–134 and Public Law
18 96–205 and their descendants (and any other per-
19 sons identified as having been so affected if such
20 identification occurs in the manner described in such
21 public laws). Nothing in this subsection shall be con-
22 strued as prejudicial to the views or policies of the
23 Government of the Marshall Islands as to the per-
24 sons affected by the consequences of the United
25 States nuclear testing program.”;

1 (2) section 103(j)(2) of the Compact of Free
2 Association Act of 1985 (48 U.S.C. 1903(j)(2)) and
3 section 103(h)(2) of the Compact of Free Associa-
4 tion Amendments Act of 2003 (48 U.S.C.
5 1921b(h)(2)) provided that “at the end of the first
6 year after the effective date of the Compact and at
7 the end of each year thereafter, the providing agency
8 or agencies shall return to the Government of the
9 Marshall Islands any unexpended funds to be re-
10 turned to the Fund Manager (as described in Article
11 I of the Section 177 Agreement) to be covered into
12 the Fund to be available for future use.”; and

13 (3) section 103(j)(3) of the Compact of Free
14 Association Act of 1985 (48 U.S.C. 1903(j)(3)) and
15 section 103(h)(3) of the Compact of Free Associa-
16 tion Amendments Act of 2003 (48 U.S.C.
17 1921b(h)(3)) provided that “the Fund Manager
18 shall retain the funds returned by the Government
19 of the Marshall Islands pursuant to paragraph (2)
20 of this subsection, shall invest and manage such
21 funds, and at the end of 15 years after the effective
22 date of the Compact, shall make from the total
23 amount so retained and the proceeds thereof annual
24 disbursements sufficient to continue to make pay-
25 ments for the provision of health services as speci-

1 fied in paragraph (1) of this subsection to such ex-
2 tent as may be provided in contracts between the
3 Government of the Marshall Islands and appropriate
4 United States providers of such health services.”.

5 (g) RADIOLOGICAL HEALTH CARE PROGRAM.—Not-
6 withstanding any other provision of law, on the request
7 of the Government of the Republic of the Marshall Islands,
8 the President (through an appropriate department or
9 agency of the United States) shall continue to provide spe-
10 cial medical care and logistical support for the remaining
11 members of the population of Rongelap and Utrik who
12 were exposed to radiation resulting from the 1954 United
13 States thermonuclear “Bravo” test, pursuant to Public
14 Law 95–134 (91 Stat. 1159) and Public Law 96–205 (94
15 Stat. 84).

16 (h) AGRICULTURAL AND FOOD PROGRAMS.—

17 (1) IN GENERAL.—Congress reaffirms that—

18 (A) section 103(h)(2) of the Compact of
19 Free Association Act of 1985 (48 U.S.C.
20 1903(h)(2)) and section 103(f)(2)(A) of the
21 Compact of Free Association Amendments Act
22 of 2003 (48 U.S.C. 1921b(f)(2)(A)) provided
23 that notwithstanding “any other provision of
24 law, upon the request of the Government of the
25 Marshall Islands, for the first fifteen years

1 after the effective date of the Compact, the
2 President (either through an appropriate de-
3 partment or agency of the United States or by
4 contract with a United States firm or by a
5 grant to the Government of the Republic of the
6 Marshall Islands which may further contract
7 only with a United States firm or a Republic of
8 the Marshall Islands firm, the owners, officers
9 and majority of the employees of which are citi-
10 zens of the United States or the Republic of the
11 Marshall Islands) shall provide technical and
12 other assistance without reimbursement, to con-
13 tinue the planting and agricultural maintenance
14 program on Enewetak; without reimbursement,
15 to continue the food programs of the Bikini,
16 Rongelap, Utrik, and Enewetak people de-
17 scribed in section 1(d) of Article II of the Sub-
18 sidiary Agreement for the Implementation of
19 Section 177 of the Compact and for continued
20 waterborne transportation of agricultural prod-
21 ucts to Enewetak including operations and
22 maintenance of the vessel used for such pur-
23 poses.”;

24 (B) section 103(h)(2) of the Compact of
25 Free Association Act of 1985 (48 U.S.C.

1 1903(h)(2)) and section 103(f)(2)(B) of the
2 Compact of Free Association Amendments Act
3 of 2003 (48 U.S.C. 1921b(f)(2)(B)) provided
4 that “The President shall ensure the assistance
5 provided under these programs reflects the
6 changes in the population since the inception of
7 such programs.”; and

8 (C) section 103(h)(3) of the Compact of
9 Free Association Act of 1985 (48 U.S.C.
10 1903(h)(3)) and section 103(f)(3) of the Com-
11 pact of Free Association Amendments Act of
12 2003 (48 U.S.C. 1921b(f)(3)) provided that
13 “payments under this subsection shall be pro-
14 vided to such extent or in such amounts as are
15 necessary for services and other assistance pro-
16 vided pursuant to this subsection. It is the
17 sense of Congress that after the periods of time
18 specified in paragraphs (1) and (2) of this sub-
19 section, consideration will be given to such addi-
20 tional funding for these programs as may be
21 necessary.”.

22 (2) PLANTING AND AGRICULTURAL MAINTENANCE PROGRAM.—The Secretary of the Interior
23 may provide grants to the Government of the Re-
24 public of the Marshall Islands to carry out a plant-
25

1 ing and agricultural maintenance program on Bikini,
2 Enewetak, Rongelap, and Utrik.

3 (3) FOOD PROGRAMS.—The Secretary of Agri-
4 culture may provide, without reimbursement, food
5 programs to the people of the Republic of the Mar-
6 shall Islands.

7 **SEC. 2007. AGREEMENTS WITH AND OTHER PROVISIONS**
8 **RELATED TO THE REPUBLIC OF PALAU.**

9 (a) BILATERAL ECONOMIC CONSULTATIONS.—
10 United States participation in the annual economic con-
11 sultations referred to in Article 8 of the 2023 U.S.-Palau
12 Compact Review Agreement shall be by officers or employ-
13 ees of the Federal Government.

14 (b) ECONOMIC ADVISORY GROUP.—

15 (1) QUALIFICATIONS.—A member of the Eco-
16 nomic Advisory Group described in Article 7 of the
17 2023 U.S.-Palau Compact Review Agreement (re-
18 ferred to in this subsection as the “Advisory
19 Group”) who is appointed by the Secretary of the
20 Interior shall be an individual who, by reason of
21 knowledge, experience, or training, is especially
22 qualified in private sector business development, eco-
23 nomic development, or national development.

1 (2) FUNDS.—With respect to the Advisory
2 Group, the Secretary of the Interior may use avail-
3 able funds for—

4 (A) the costs of the 2 members of the Ad-
5 visory Group designated by the United States
6 in accordance with Article 7 of the 2023 U.S.-
7 Palau Compact Review Agreement;

8 (B) 50 percent of the costs of the 5th
9 member of the Advisory Group designated by
10 the Secretary of the Interior in accordance with
11 the Article described in subparagraph (A); and

12 (C) the costs of—

13 (i) technical and administrative assist-
14 ance for the Advisory Group; and

15 (ii) other support necessary for the
16 Advisory Group to accomplish the purpose
17 of the Advisory Group.

18 (3) REPORTS TO CONGRESS.—Not later than
19 90 days after the date on which the Advisory Group
20 receives or completes any report required under the
21 2023 U.S.-Palau Compact Review Agreement, or
22 any related subsidiary agreement, the Secretary of
23 the Interior shall submit the report to the appro-
24 priate committees of Congress.

25 (c) REPORTS TO CONGRESS.—

1 (1) IN GENERAL.—Not later than 90 days after
2 the date on which the Government of the Republic
3 of Palau completes any report required under the
4 2023 U.S.-Palau Compact Review Agreement, or
5 any related subsidiary agreement, the Secretary of
6 the Interior shall submit the report to the appro-
7 priate committees of Congress.

8 (2) NOTICE TO CONGRESS.—Not later than 90
9 days after the date on which the Government of the
10 Republic of Palau submits a report required under
11 the 2023 U.S.-Palau Compact Review Agreement, or
12 any related subsidiary agreement, the Secretary of
13 the Interior shall submit to the appropriate commit-
14 tees of Congress—

15 (A) if the report is submitted by the appli-
16 cable deadline, written notice attesting that the
17 report is complete and accurate; or

18 (B) if the report is not submitted by the
19 applicable deadline, written notice that the re-
20 port has not been timely submitted.

21 **SEC. 2008. OVERSIGHT PROVISIONS.**

22 (a) AUTHORITIES AND DUTIES OF THE COMP-
23 TROLLER GENERAL OF THE UNITED STATES.—

24 (1) IN GENERAL.—The Comptroller General of
25 the United States (including any duly authorized

1 representative of the Comptroller General of the
2 United States) shall have the authorities necessary
3 to carry out the responsibilities of the Comptroller
4 General of the United States under—

5 (A) the 2023 Amended U.S.-FSM Com-
6 pact and related subsidiary agreements, includ-
7 ing the authorities and privileges described in
8 section 102(b) of the Compact of Free Associa-
9 tion Amendments Act of 2003 (48 U.S.C.
10 1921a(b));

11 (B) the 2023 Amended U.S.-RMI Compact
12 and related subsidiary agreements, including
13 the authorities and privileges described in sec-
14 tion 103(k) of the Compact of Free Association
15 Amendments Act of 2003 (48 U.S.C.
16 1921b(k)); and

17 (C) the 2023 U.S.-Palau Compact Review
18 Agreement, related subsidiary agreements, and
19 the authorities described in appendix D of the
20 “Agreement between the Government of the
21 United States of America and the Government
22 of the Republic of Palau Following the Compact
23 of Free Association Section 432 Review” signed
24 by the United States and the Republic of Palau
25 on September 3, 2010.

1 (2) REPORTS.—Not later than 18 months after
2 the date of the enactment of this Act, and every 4
3 years thereafter, the Comptroller General of the
4 United States shall submit to the appropriate com-
5 mittees of Congress a report with respect to the
6 Freely Associated States, including addressing—

7 (A) the topics described in subparagraphs
8 (A) through (E) of section 104(h)(1) of the
9 Compact of Free Association Amendments Act
10 of 2003 (48 U.S.C. 1921c(h)(1)), except that
11 for purposes of a report submitted under this
12 paragraph, the report shall address those topics
13 with respect to each of the Freely Associated
14 States; and

15 (B) the effectiveness of administrative
16 oversight by the United States of the Freely As-
17 sociated States.

18 (b) SECRETARY OF THE INTERIOR OVERSIGHT AU-
19 THORITY.—The Secretary of the Interior shall have the
20 authority necessary to fulfill the responsibilities for moni-
21 toring and managing the funds appropriated to the Com-
22 pact of Free Association account of the Department of the
23 Interior by section 2011(a) to carry out—

24 (1) the 2023 Amended U.S.-FSM Compact;

25 (2) the 2023 Amended U.S.-RMI Compact;

1 (3) the 2023 U.S.-Palau Compact Review
2 Agreement; and

3 (4) subsidiary agreements.

4 (c) POSTMASTER GENERAL OVERSIGHT AUTHOR-
5 ITY.—The Postmaster General shall have the authority
6 necessary to fulfill the responsibilities for monitoring and
7 managing the funds appropriated to the United States
8 Postal Service under paragraph (1) of section 2011(b) and
9 deposited in the Postal Service Fund under paragraph
10 (2)(A) of that section to carry out—

11 (1) section 221(a)(2) of the 2023 Amended
12 U.S.-FSM Compact;

13 (2) section 221(a)(2) of the 2023 Amended
14 U.S.-RMI Compact;

15 (3) section 221(a)(2) of the U.S.-Palau Com-
16 pact; and

17 (4) Article 6(a) of the 2023 U.S.-Palau Com-
18 pact Review Agreement.

19 (d) INTERAGENCY GROUP ON FREELY ASSOCIATED
20 STATES.—

21 (1) ESTABLISHMENT.—The President, in con-
22 sultation with the Secretary of State, the Secretary
23 of the Interior, and the Secretary of Defense, shall
24 establish an Interagency Group on Freely Associated

1 States (referred to in this subsection as the “Inter-
2 agency Group”).

3 (2) PURPOSE.—The purposes of the Inter-
4 agency Group are—

5 (A) to coordinate development and imple-
6 mentation of executive branch policies, pro-
7 grams, services, and other activities in or relat-
8 ing to the Freely Associated States; and

9 (B) to provide policy guidance, rec-
10 ommendations, and oversight to Federal agen-
11 cies, departments, and instrumentalities with
12 respect to the implementation of—

13 (i) the 2023 Amended U.S.-FSM
14 Compact;

15 (ii) the 2023 Amended U.S.-RMI
16 Compact; and

17 (iii) the 2023 U.S.-Palau Compact
18 Review Agreement.

19 (3) MEMBERSHIP.—The Interagency Group
20 shall consist of—

21 (A) the Secretary of State, who shall serve
22 as co-chair of the Interagency Group;

23 (B) the Secretary of the Interior, who shall
24 serve as co-chair of the Interagency Group;

25 (C) the Secretary of Defense;

1 (D) the Secretary of the Treasury;

2 (E) the heads of relevant Federal agencies,
3 departments, and instrumentalities carrying out
4 obligations under—

5 (i) sections 131 and 132 of the 2003
6 Amended U.S.-FSM Compact and sub-
7 sections (a) and (b) of section 221 and sec-
8 tion 261 of the 2023 Amended U.S.-FSM
9 Compact;

10 (ii) sections 131 and 132 of the 2003
11 Amended U.S.-RMI Compact and sub-
12 sections (a) and (b) of section 221 and sec-
13 tion 261 of the 2023 Amended U.S.-RMI
14 Compact;

15 (iii) sections 131 and 132 and sub-
16 sections (a) and (b) of section 221 of the
17 U.S.-Palau Compact;

18 (iv) Article 6 of the 2023 U.S.-Palau
19 Compact Review Agreement;

20 (v) any applicable subsidiary agree-
21 ment; and

22 (vi) section 2009; and

23 (F) the head of any other Federal agency,
24 department, or instrumentality that the Sec-

1 retary of State or the Secretary of the Interior
2 may designate.

3 (4) DUTIES OF SECRETARY OF STATE AND SEC-
4 RETARY OF THE INTERIOR.—The Secretary of State
5 (or a senior official designee of the Secretary of
6 State) and the Secretary of the Interior (or a senior
7 official designee of the Secretary of the Interior)
8 shall—

9 (A) co-lead and preside at a meeting of the
10 Interagency Group not less frequently than an-
11 nually;

12 (B) determine, in consultation with the
13 Secretary of Defense, the agenda for meetings
14 of the Interagency Group; and

15 (C) facilitate and coordinate the work of
16 the Interagency Group.

17 (5) DUTIES OF THE INTERAGENCY GROUP.—
18 The Interagency Group shall—

19 (A) provide advice on the establishment or
20 implementation of policies relating to the Freely
21 Associated States to the President, acting
22 through the Office of Intergovernmental Af-
23 fairs, in the form of a written report not less
24 frequently than annually;

1 (B) obtain information and advice relating
2 to the Freely Associated States from the Presi-
3 dents, other elected officials, and members of
4 civil society of the Freely Associated States, in-
5 cluding through the members of the Inter-
6 agency Group (including senior official des-
7 ignees of the members) meeting not less fre-
8 quently than annually with any Presidents of
9 the Freely Associated States who elect to par-
10 ticipate;

11 (C) at the request of the head of any Fed-
12 eral agency (or a senior official designee of the
13 head of a Federal agency) who is a member of
14 the Interagency Group, promptly review and
15 provide advice on a policy or policy implementa-
16 tion action affecting 1 or more of the Freely
17 Associated States proposed by the Federal
18 agency, department, or instrumentality; and

19 (D) facilitate coordination of relevant poli-
20 cies, programs, initiatives, and activities involv-
21 ing 1 or more of the Freely Associated States,
22 including ensuring coherence and avoiding du-
23 plication between programs, initiatives, and ac-
24 tivities conducted pursuant to a Compact with

1 a Freely Associated State and non-Compact
2 programs, initiatives, and activities.

3 (6) REPORTS.—Not later than 1 year after the
4 date of the enactment of this Act and each year
5 thereafter in which a Compact of Free Association
6 with a Freely Associated State is in effect, the Presi-
7 dent shall submit to the majority leader and minor-
8 ity leader of the Senate, the Speaker and minority
9 leader of the House of Representatives, and the ap-
10 propriate committees of Congress a report that de-
11 scribes the activities and recommendations of the
12 Interagency Group during the applicable year.

13 (e) FEDERAL AGENCY COORDINATION.—The head of
14 any Federal agency providing programs and services to
15 the Federated States of Micronesia, the Republic of the
16 Marshall Islands, or the Republic of Palau shall coordinate
17 with the Secretary of the Interior and the Secretary of
18 State regarding the provision of the programs and serv-
19 ices.

20 (f) FOREIGN LOANS OR DEBT.—Congress reaffirms
21 that—

22 (1) the foreign loans or debt of the Government
23 of the Federated States of Micronesia, the Govern-
24 ment of the Republic of the Marshall Islands, or the

1 Government of the Republic of Palau shall not con-
2 stitute an obligation of the United States; and

3 (2) the full faith and credit of the United
4 States Government shall not be pledged for the pay-
5 ment and performance of any foreign loan or debt
6 referred to in paragraph (1) without specific further
7 authorization.

8 (g) COMPACT COMPILATION.—Not later than 180
9 days after the date of enactment of this Act, the Secretary
10 of the Interior shall submit a report to the appropriate
11 committees of Congress that includes a compilation of the
12 Compact of Free Association with the Federated State of
13 Micronesia, the Compact of Free Association with the Re-
14 public of Palau, and the Compact of Free Association with
15 Republic of the Marshall Islands.

16 (h) PUBLICATION; REVISION BY OFFICE OF THE
17 LAW REVISION COUNSEL.—

18 (1) PUBLICATION.—In publishing this title in
19 slip form and in the United States Statutes at Large
20 pursuant to section 112 of title 1, United States
21 Code, the Archivist of the United States shall in-
22 clude after the date of approval at the end an appen-
23 dix setting forth the text of—

24 (A) the 2023 Agreement to Amend the
25 U.S.-FSM Compact; and

1 (B) the 2023 Agreement to Amend the
2 U.S.-RMI Compact.

3 (2) REVISION BY OFFICE OF THE LAW REVI-
4 SION COUNSEL.—The Office of the Law Revision
5 Counsel is directed to revise—

6 (A) the 2003 Amended U.S.-FSM Com-
7 pact set forth in the note following section 1921
8 of title 48, United States Code, to reflect the
9 amendments to the 2003 Amended U.S.-FSM
10 Compact made by the 2023 Agreement to
11 Amend the U.S.-FSM Compact; and

12 (B) the 2003 Amended U.S.-RMI Compact
13 set forth in the note following section 1921 of
14 title 48, United States Code, to reflect the
15 amendments to the 2003 Amended U.S.-RMI
16 Compact made by the 2023 Agreement to
17 Amend the U.S.-RMI Compact.

18 **SEC. 2009. UNITED STATES POLICY REGARDING THE FREE-**
19 **LY ASSOCIATED STATES.**

20 (a) AUTHORIZATION FOR VETERANS' SERVICES.—

21 (1) DEFINITION OF FREELY ASSOCIATED
22 STATES.—In this subsection, the term “Freely Asso-
23 ciated States” means—

24 (A) the Federated States of Micronesia,
25 during such time as it is a party to the Com-

1 pact of Free Association set forth in section
2 201 of the Compact of Free Association Act of
3 1985 (Public Law 99–239; 48 U.S.C. 1901
4 note);

5 (B) the Republic of the Marshall Islands,
6 during such time as it is a party to the Com-
7 pact of Free Association set forth in section
8 201 of the Compact of Free Association Act of
9 1985 (Public Law 99–239; 48 U.S.C. 1901
10 note); and

11 (C) the Republic of Palau, during such
12 time as it is a party to the Compact of Free As-
13 sociation between the United States and the
14 Government of Palau set forth in section 201 of
15 Joint Resolution entitled “Joint Resolution to
16 approve the ‘Compact of Free Association’ be-
17 tween the United States and the Government of
18 Palau, and for other purposes” (Public Law
19 99–658; 48 U.S.C. 1931 note).

20 (2) HOSPITAL CARE, MEDICAL SERVICES, AND
21 NURSING HOME CARE ABROAD.—Section 1724 of
22 title 38, United States Code, is amended—

23 (A) in subsection (a), by striking “sub-
24 sections (b) and (c)” and inserting “subsections
25 (b), (c), and (f)”; and

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

2 “(f)(1) The Secretary may furnish hospital care and
3 medical services in the Freely Associated States to a vet-
4 eran who is otherwise eligible to receive hospital care and
5 medical services.

6 “(2) In furnishing hospital care and medical services
7 under paragraph (1), the Secretary may furnish hospital
8 care and medical services through—

9 “(A) contracts or other agreements;

10 “(B) reimbursement; or

11 “(C) the direct provision of care by health care per-
12 sonnel of the Department.

13 “(3) In furnishing hospital care and medical services
14 under paragraph (1), the Secretary may furnish hospital
15 care and medical services for any condition regardless of
16 whether the condition is connected to the service of the
17 veteran in the Armed Forces.

18 “(4)(A) A veteran who has received hospital care or
19 medical services in a country pursuant to this subsection
20 shall remain eligible, to the extent determined advisable
21 and practicable by the Secretary, for hospital care or med-
22 ical services in that country regardless of whether the
23 country continues to qualify as a Freely Associated State
24 for purposes of this subsection.

1 “(B) If the Secretary determines it is no longer advis-
2 able or practicable to allow veterans described in subpara-
3 graph (A) to remain eligible for hospital care or medical
4 services pursuant to such subparagraph, the Secretary
5 shall—

6 “(i) provide direct notice of that determination to
7 such veterans; and

8 “(ii) publish that determination and the reasons for
9 that determination in the Federal Register.

10 “(5) In this subsection, the term ‘Freely Associated
11 States’ means—

12 “(A) the Federated States of Micronesia, during such
13 time as it is a party to the Compact of Free Association
14 set forth in section 201 of the Compact of Free Associa-
15 tion Act of 1985 (Public Law 99–239; 48 U.S.C. 1901
16 note);

17 “(B) the Republic of the Marshall Islands, during
18 such time as it is a party to the Compact of Free Associa-
19 tion set forth in section 201 of the Compact of Free Asso-
20 ciation Act of 1985 (Public Law 99–239; 48 U.S.C. 1901
21 note); and

22 “(C) the Republic of Palau, during such time as it
23 is a party to the Compact of Free Association between
24 the United States and the Government of Palau set forth
25 in section 201 of Joint Resolution entitled ‘Joint Resolu-

1 tion to approve the “Compact of Free Association” be-
2 tween the United States and the Government of Palau,
3 and for other purposes’ (Public Law 99–658; 48 U.S.C.
4 1931 note).”.

5 (3) BENEFICIARY TRAVEL.—Section 111 of title
6 38, United States Code, is amended by adding at
7 the end the following:

8 “(h)(1) Notwithstanding any other provision of law,
9 the Secretary may make payments to or for any person
10 traveling in, to, or from the Freely Associated States for
11 receipt of care or services authorized under section
12 1724(f) of this title.

13 “(2) A person who has received payment for travel
14 in a country pursuant to this subsection shall remain eligi-
15 ble for payment for such travel in that country regardless
16 of whether the country continues to qualify as a Freely
17 Associated State for purposes of this subsection.

18 “(3) The Secretary shall prescribe regulations to
19 carry out this subsection.

20 “(4) In this subsection, the term ‘Freely Associated
21 States’ means—

22 “(A) the Federated States of Micronesia, during such
23 time as it is a party to the Compact of Free Association
24 set forth in section 201 of the Compact of Free Associa-

1 tion Act of 1985 (Public Law 99–239; 48 U.S.C. 1901
2 note);

3 “(B) the Republic of the Marshall Islands, during
4 such time as it is a party to the Compact of Free Associa-
5 tion set forth in section 201 of the Compact of Free Asso-
6 ciation Act of 1985 (Public Law 99–239; 48 U.S.C. 1901
7 note); and

8 “(C) the Republic of Palau, during such time as it
9 is a party to the Compact of Free Association between
10 the United States and the Government of Palau set forth
11 in section 201 of Joint Resolution entitled ‘Joint Resolu-
12 tion to approve the “Compact of Free Association” be-
13 tween the United States and the Government of Palau,
14 and for other purposes’ (Public Law 99–658; 48 U.S.C.
15 1931 note).”.

16 (4) LEGAL ISSUES.—

17 (A) HEALTH SERVICES.—The Secretary of
18 Veterans Affairs, in consultation with the Sec-
19 retary of State, shall work with the govern-
20 ments of the Freely Associated States to facili-
21 tate the furnishing of health services, including
22 telehealth, under the laws administered by the
23 Secretary of Veterans Affairs, to veterans in the
24 Freely Associated States, such as by address-
25 ing—

1 (i) licensure, certification, registra-
2 tion, and tort issues relating to health care
3 personnel; and

4 (ii) matters relating to delivery of
5 pharmaceutical products and medical sur-
6 gical products, including delivery of such
7 products through the Consolidated Mail
8 Outpatient Pharmacy of the Department
9 of Veterans Affairs, to the Freely Associ-
10 ated States.

11 (B) LICENSURE OF HEALTH CARE PRO-
12 FESSIONALS PROVIDING TREATMENT VIA TELE-
13 MEDICINE IN THE FREELY ASSOCIATED
14 STATES.—Section 1730C(a) of title 38, United
15 States Code, is amended by striking “any
16 State” and inserting “any State or any of the
17 Freely Associated States (as defined in section
18 1724(f) of this title)”.

19 (C) PAYMENT OF CLAIMS.—The Secretary
20 of Veterans Affairs may pay tort claims, in the
21 manner authorized in the first paragraph of
22 section 2672 of title 28, United States Code,
23 when such claims arise in the Freely Associated
24 States in connection with furnishing hospital
25 care or medical services or providing medical

1 consultation or medical advice to a veteran
2 under the laws administered by the Secretary,
3 including through a remote or telehealth pro-
4 gram.

5 (5) OUTREACH AND ASSESSMENT OF OP-
6 TIONS.—During the 1-year period beginning on the
7 date of enactment of this Act, the Secretary of Vet-
8 erans Affairs shall, subject to the availability of ap-
9 propriations—

10 (A) conduct robust outreach to, and en-
11 gage with, each government of the Freely Asso-
12 ciated States;

13 (B) assess options for the delivery of care
14 through the use of authorities provided pursu-
15 ant to the amendments made by this sub-
16 section; and

17 (C) increase staffing as necessary to con-
18 duct outreach under subparagraph (A).

19 (b) AUTHORIZATION OF EDUCATION PROGRAMS.—

20 (1) ELIGIBILITY.—For fiscal year 2024 and
21 each fiscal year thereafter, the Government of the
22 United States shall—

23 (A) continue to make available to the Fed-
24 erated States of Micronesia, the Republic of the
25 Marshall Islands, and the Republic of Palau,

1 grants for services to individuals eligible for
2 such services under part B of the Individuals
3 with Disabilities Education Act (20 U.S.C.
4 1411 et seq.) to the extent that those services
5 continue to be available to individuals in the
6 United States;

7 (B) continue to make available to the Fed-
8 erated States of Micronesia and the Republic of
9 the Marshall Islands and make available to the
10 Republic of Palau, competitive grants under the
11 Elementary and Secondary Education Act of
12 1965 (20 U.S.C. 6301 et seq.), the Carl D.
13 Perkins Career and Technical Education Act of
14 2006 (20 U.S.C. 2301 et seq.), and part D of
15 the Individuals with Disabilities Education Act
16 (20 U.S.C. 1450 et seq.), to the extent that
17 those grants continue to be available to State
18 and local governments in the United States;

19 (C) continue to make grants available to
20 the Republic of Palau under part A of title I of
21 the Elementary and Secondary Education Act
22 of 1965 (20 U.S.C. 6311 et seq.), the Adult
23 Education and Family Literacy Act (29 U.S.C.
24 3271 et seq.), and the Carl D. Perkins Career

1 and Technical Education Act of 2006 (20
2 U.S.C. 2301 et seq.);

3 (D) continue to make available to eligible
4 institutions of higher education in the Republic
5 of Palau and make available to eligible institu-
6 tions of higher education in the Federated
7 States of Micronesia and the Republic of the
8 Marshall Islands and to students enrolled in
9 those institutions of higher education, and to
10 students who are citizens of the Federated
11 States of Micronesia, the Republic of the Mar-
12 shall Islands, and the Republic of Palau and
13 enrolled in institutions of higher education in
14 the United States and territories of the United
15 States, grants under—

16 (i) subpart 1 of part A of title IV of
17 the Higher Education Act of 1965 (20
18 U.S.C. 1070a et seq.);

19 (ii) subpart 3 of part A of title IV of
20 the Higher Education Act of 1965 (20
21 U.S.C. 1070b et seq.); and

22 (iii) part C of title IV of the Higher
23 Education Act of 1965 (20 U.S.C. 1087–
24 51 et seq.);

1 (E) require, as a condition of eligibility for
2 a public institution of higher education in any
3 State (as defined in section 103 of the Higher
4 Education Act of 1965 (20 U.S.C. 1003)) that
5 is not a Freely Associated State to participate
6 in or receive funds under any program under
7 title IV of such Act (20 U.S.C. 1070 et seq.),
8 that the institution charge students who are
9 citizens of the Federated States of Micronesia,
10 the Republic of the Marshall Islands, or the Re-
11 public of Palau tuition for attendance at a rate
12 that is not greater than the rate charged for
13 residents of the State in which such public in-
14 stitution of higher education is located; and

15 (F) continue to make available, to eligible
16 institutions of higher education, secondary
17 schools, and nonprofit organizations in the Fed-
18 erated States of Micronesia, the Republic of the
19 Marshall Islands, and the Republic of Palau,
20 competitive grants under the Higher Education
21 Act of 1965 (20 U.S.C. 1001 et seq.).

22 (2) OTHER FORMULA GRANTS.—Except as pro-
23 vided in paragraph (1), the Secretary of Education
24 shall not make a grant under any formula grant pro-
25 gram administered by the Department of Education

1 to the Federated States of Micronesia, the Republic
2 of the Marshall Islands, or the Republic of Palau.

3 (3) GRANTS TO THE FREELY ASSOCIATED
4 STATES UNDER PART B OF THE INDIVIDUALS WITH
5 DISABILITIES EDUCATION ACT.—Section 611(b)(1)
6 of the Individuals with Disabilities Education Act
7 (20 U.S.C. 1411(b)(1)) is amended by striking sub-
8 paragraph (A) and inserting the following:

9 “(A) FUNDS RESERVED.—From the
10 amount appropriated for any fiscal year under
11 subsection (i), the Secretary shall reserve not
12 more than 1 percent, which shall be used as fol-
13 lows:

14 “(i) To provide assistance to the out-
15 lying areas in accordance with their respec-
16 tive populations of individuals aged 3
17 through 21.

18 “(ii)(I) To provide each freely associ-
19 ated State a grant so that no freely associ-
20 ated State receives a lesser share of the
21 total funds reserved for the freely associ-
22 ated State than the freely associated State
23 received of those funds for fiscal year
24 2023.

1 “(II) Each freely associated State shall es-
2 tablish its eligibility under this subparagraph
3 consistent with the requirements for a State
4 under section 612.

5 “(III) The funds provided to each freely
6 associated State under this part may be used to
7 provide, to each infant or toddler with a dis-
8 ability (as defined in section 632), either a free
9 appropriate public education, consistent with
10 section 612, or early intervention services con-
11 sistent with part C, notwithstanding the appli-
12 cation and eligibility requirements of sections
13 634(2), 635, and 637.”.

14 (4) TECHNICAL AMENDMENTS TO THE ELE-
15 MENTARY AND SECONDARY EDUCATION ACT OF
16 1965.—The Elementary and Secondary Education
17 Act of 1965 (20 U.S.C. 6301 et seq.) is amended—

18 (A) by striking subparagraph (A) of sec-
19 tion 1121(b)(1) (20 U.S.C. 6331(b)(1)(A)) and
20 inserting the following:

21 “(A) first reserve \$1,000,000 for the Re-
22 public of Palau, subject to such terms and con-
23 ditions as the Secretary may establish, except
24 that Public Law 95–134, permitting the con-
25 solidation of grants, shall not apply; and”;

1 (B) in section 8101 (20 U.S.C. 7801), by
2 amending paragraph (36) to read as follows:

3 “(36) OUTLYING AREA.—The term ‘outlying
4 area’—

5 “(A) means American Samoa, the Com-
6 monwealth of the Northern Mariana Islands,
7 Guam, and the United States Virgin Islands;
8 and

9 “(B) for the purpose of any discretionary
10 grant program under this Act, includes the Re-
11 public of the Marshall Islands, the Federated
12 States of Micronesia, and the Republic of
13 Palau, to the extent that any such grant pro-
14 gram continues to be available to State and
15 local governments in the United States.”.

16 (5) TECHNICAL AMENDMENT TO THE COMPACT
17 OF FREE ASSOCIATION AMENDMENTS ACT OF 2003.—
18 Section 105(f)(1)(B) of the Compact of Free Asso-
19 ciation Amendments Act of 2003 (48 U.S.C.
20 1921d(f)(1)(B)) is amended by striking clause (ix).

21 (6) HEAD START PROGRAMS.—

22 (A) DEFINITIONS.—Section 637 of the
23 Head Start Act (42 U.S.C. 9832) is amended,
24 in the paragraph defining the term “State”, by
25 striking the second sentence and inserting “The

1 term ‘State’ includes the Federated States of
2 Micronesia, the Republic of the Marshall Is-
3 lands, and the Republic of Palau.”.

4 (B) ALLOTMENT OF FUNDS.—Section
5 640(a)(2)(B) of the Head Start Act (42 U.S.C.
6 9835(a)(2)(B)) is amended—

7 (i) in clause (iv), by inserting “the
8 Republic of Palau,” before “and the Virgin
9 Islands”; and

10 (ii) by amending clause (v) to read as
11 follows:

12 “(v) if a base grant has been estab-
13 lished through appropriations for the Fed-
14 erated States of Micronesia or the Repub-
15 lic of the Marshall Islands, to provide an
16 amount for that jurisdiction (for Head
17 Start agencies (including Early Head Start
18 agencies) in the jurisdiction) that is equal
19 to the amount provided for base grants for
20 such jurisdiction under this subchapter for
21 the prior fiscal year, by allotting to each
22 agency described in this clause an amount
23 equal to that agency’s base grant for the
24 prior fiscal year; and”.

1 (7) COORDINATION REQUIRED.—The Secretary
2 of the Interior, in coordination with the Secretary of
3 Education and the Secretary of Health and Human
4 Services, as applicable, shall, to the maximum extent
5 practicable, coordinate with the 3 United States ap-
6 pointees to the Joint Economic Management Com-
7 mittee described in section 2005(b)(1) and the 2
8 United States appointees to the Joint Economic
9 Management and Financial Accountability Com-
10 mittee described in section 2006(d)(1) to avoid du-
11 plication of economic assistance for education pro-
12 vided under section 261(a)(1) of the 2023 Amended
13 U.S.-FSM Compact or section 261(a)(1) of the 2023
14 Amended U.S.-RMI Compact of activities or services
15 provided under—

16 (A) the Head Start Act (42 U.S.C. 9831
17 et seq.);

18 (B) subpart 3 of part A of title IV of the
19 Higher Education Act of 1965 (20 U.S.C.
20 1070b et seq.); or

21 (C) part C of title IV of the Higher Edu-
22 cation Act of 1965 (20 U.S.C. 1087–51 et
23 seq.).

24 (c) AUTHORIZATION OF DEPARTMENT OF DEFENSE
25 PROGRAMS.—

1 (1) DEPARTMENT OF DEFENSE MEDICAL FA-
2 CILITIES.—The Secretary of Defense shall make
3 available, on a space available and reimbursable
4 basis, the medical facilities of the Department of De-
5 fense for use by citizens of the Federated States of
6 Micronesia, the Republic of the Marshall Islands,
7 and the Republic of Palau, who are properly referred
8 to the facilities by government authorities respon-
9 sible for provision of medical services in the Fed-
10 erated States of Micronesia, the Republic of the
11 Marshall Islands, the Republic of Palau, and the af-
12 fected jurisdictions (as defined in section 104(e)(2)
13 of the Compact of Free Association Amendments
14 Act of 2003 (48 U.S.C. 1921c(e)(2))).

15 (2) PARTICIPATION BY SECONDARY SCHOOLS IN
16 THE ARMED SERVICES VOCATIONAL APTITUDE BAT-
17 TERY STUDENT TESTING PROGRAM.—It is the sense
18 of Congress that the Department of Defense may ex-
19 tend the Armed Services Vocational Aptitude Bat-
20 tery (ASVAB) Student Testing Program and the
21 ASVAB Career Exploration Program to selected sec-
22 ondary schools in the Federated States of Micro-
23 nesia, the Republic of the Marshall Islands, and the
24 Republic of Palau to the extent such programs are
25 available to Department of Defense dependent sec-

1 ondary schools established under section 2164 of
2 title 10, United States Code, and located outside the
3 United States.

4 (d) JUDICIAL TRAINING.—In addition to amounts
5 provided under section 261(a)(4) of the 2023 Amended
6 U.S.-FSM Compact and the 2023 Amended U.S.-RMI
7 Compact and under subsections (a) and (b) of Article 1
8 of the 2023 U.S.-Palau Compact Review Agreement, for
9 each of fiscal years 2024 through 2043, the Secretary of
10 the Interior shall use the amounts made available to the
11 Secretary of the Interior under section 2011(c) to train
12 judges and officials of the judiciary in the Federated
13 States of Micronesia, the Republic of the Marshall Islands,
14 and the Republic of Palau, in cooperation with the Pacific
15 Islands Committee of the judicial council of the ninth judi-
16 cial circuit of the United States.

17 (e) ELIGIBILITY FOR THE REPUBLIC OF PALAU.—

18 (1) NATIONAL HEALTH SERVICE CORPS.—The
19 Secretary of Health and Human Services shall make
20 the services of the National Health Service Corps
21 available to the residents of the Federated States of
22 Micronesia, the Republic of the Marshall Islands,
23 and the Republic of Palau to the same extent, and
24 for the same duration, as services are authorized to

1 be provided to persons residing in any other areas
2 within or outside the United States.

3 (2) ADDITIONAL PROGRAMS AND SERVICES.—

4 The Republic of Palau shall be eligible for the pro-
5 grams and services made available to the Federated
6 States of Micronesia and the Republic of the Mar-
7 shall Islands under section 108(a) of the Compact of
8 Free Association Amendments Act of 2003 (48
9 U.S.C. 1921g(a)).

10 (3) PROGRAMS AND SERVICES OF CERTAIN

11 AGENCIES.—In addition to the programs and serv-
12 ices set forth in the operative Federal Programs and
13 Services Agreement between the United States and
14 the Republic of Palau, the programs and services of
15 the following agencies shall be made available to the
16 Republic of Palau:

17 (A) The Legal Services Corporation.

18 (B) The Public Health Service.

19 (C) The Rural Housing Service.

20 (f) COMPACT IMPACT FAIRNESS.—

21 (1) IN GENERAL.—Section 402 of the Personal
22 Responsibility and Work Opportunity Reconciliation
23 Act of 1996 (8 U.S.C. 1612) is amended—

24 (A) in subsection (a)(2), by adding at the
25 end the following:

1 “(N) EXCEPTION FOR CITIZENS OF FREE-
2 LY ASSOCIATED STATES.—With respect to eligi-
3 bility for benefits for any specified Federal pro-
4 gram, paragraph (1) shall not apply to any in-
5 dividual who lawfully resides in the United
6 States in accordance with section 141 of the
7 Compacts of Free Association between the Gov-
8 ernment of the United States and the Govern-
9 ments of the Federated States of Micronesia,
10 the Republic of the Marshall Islands, and the
11 Republic of Palau.”; and

12 (B) in subsection (b)(2)(G)—

13 (i) in the subparagraph heading, by
14 striking “MEDICAID EXCEPTION FOR” and
15 inserting “EXCEPTION FOR”; and

16 (ii) by striking “the designated Fed-
17 eral program defined in paragraph (3)(C)
18 (relating to the Medicaid program)” and
19 inserting “any designated Federal pro-
20 gram”.

21 (2) EXCEPTION TO 5-YEAR WAIT REQUIRE-
22 MENT.—Section 403(b)(3) of the Personal Responsi-
23 bility and Work Opportunity Reconciliation Act of
24 1996 (8 U.S.C. 1613(b)(3)) is amended by striking

1 “, but only with respect to the designated Federal
2 program defined in section 402(b)(3)(C)”.

3 (3) DEFINITION OF QUALIFIED ALIEN.—Section
4 431(b)(8) of the Personal Responsibility and Work
5 Opportunity Reconciliation Act of 1996 (8 U.S.C.
6 1641(b)(8)) is amended by striking “, but only with
7 respect to the designated Federal program defined
8 in section 402(b)(3)(C) (relating to the Medicaid
9 program)”.

10 (g) CONSULTATION WITH INTERNATIONAL FINAN-
11 CIAL INSTITUTIONS.—The Secretary of the Treasury, in
12 coordination with the Secretary of the Interior and the
13 Secretary of State, shall consult with appropriate officials
14 of the Asian Development Bank and relevant international
15 financial institutions (as defined in section 1701(c) of the
16 International Financial Institutions Act (22 U.S.C.
17 262r(e))), as appropriate, with respect to overall economic
18 conditions in, and the activities of other providers of as-
19 sistance to, the Freely Associated States.

20 (h) CHIEF OF MISSION.—Section 105(b) of the Com-
21 pact of Free Association Amendments Act of 2003 (48
22 U.S.C. 1921d(b)) is amended by striking paragraph (5)
23 and inserting the following:

24 “(5) Pursuant to section 207 of the Foreign
25 Service Act of 1980 (22 U.S.C. 3927), all United

1 States Government executive branch employees in
2 the Federated States of Micronesia, the Republic of
3 the Marshall Islands, and the Republic of Palau fall
4 under the authority of the respective applicable chief
5 of mission, except for employees identified as ex-
6 cepted from the authority under Federal law or by
7 Presidential directive.”.

8 (i) ESTABLISHMENT OF A UNIT FOR THE FREELY
9 ASSOCIATED STATES IN THE BUREAU OF EAST ASIAN
10 AND PACIFIC AFFAIRS OF THE DEPARTMENT OF STATE
11 AND INCREASING PERSONNEL FOCUSED ON OCEANIA.—

12 (1) DEFINITION OF APPROPRIATE CONGRES-
13 SIONAL COMMITTEES.—In this subsection, the term
14 “appropriate congressional committees” means the
15 Committee on Foreign Relations of the Senate and
16 the Committee on Foreign Affairs of the House of
17 Representatives.

18 (2) REQUIREMENTS.—The Secretary of State
19 shall—

20 (A) assign additional full-time equivalent
21 personnel to the Office of Australia, New Zea-
22 land, and Pacific Island Affairs of the Bureau
23 of East Asian and Pacific Affairs of the De-
24 partment of State, including to the unit estab-
25 lished under subparagraph (B), as the Sec-

1 retary of State determines to be appropriate, in
2 accordance with paragraph (4)(A); and

3 (B) establish a unit in the Bureau of East
4 Asian and Pacific Affairs of the Department of
5 State to carry out the functions described in
6 paragraph (3).

7 (3) FUNCTIONS OF UNIT.—The unit established
8 under paragraph (2)(B) shall be responsible for the
9 following:

10 (A) Managing the bilateral and regional re-
11 lations with the Freely Associated States.

12 (B) Supporting the Secretary of State in
13 leading negotiations relating to the Compacts of
14 Free Association with the Freely Associated
15 States.

16 (C) Coordinating, in consultation with the
17 Department of the Interior, the Department of
18 Defense, and other interagency partners as ap-
19 propriate, implementation of the Compacts of
20 Free Association with the Freely Associated
21 States.

22 (4) FULL-TIME EQUIVALENT EMPLOYEES.—The
23 Secretary of State shall—

24 (A) not later than 5 years after the date
25 of enactment of this Act, assign to the Office

1 of Australia, New Zealand, and Pacific Island
2 Affairs of the Bureau of East Asian and Pacific
3 Affairs, including to the unit established under
4 paragraph (2)(B), not less than 4 additional
5 full-time equivalent staff, who shall not be dual-
6 hatted, including by considering—

7 (i) the use of existing flexible hiring
8 authorities, including Domestic Employees
9 Teleworking Overseas (DETOs); and

10 (ii) the realignment of existing per-
11 sonnel, including from the United States
12 Mission in Australia, as appropriate;

13 (B) reduce the number of vacant foreign
14 service positions in the Pacific Island region by
15 establishing an incentive program within the
16 Foreign Service for overseas positions related to
17 the Pacific Island region; and

18 (C) report to the appropriate congressional
19 committees on progress toward objectives out-
20 lined in this subsection beginning 1 year from
21 the date of the enactment of this Act and annu-
22 ally thereafter for 5 years.

23 (j) TECHNICAL ASSISTANCE.—Section 105 of the
24 Compact of Free Association Amendments Act of 2003

1 (48 U.S.C. 1921d) is amended by striking subsection (j)
2 and inserting the following:

3 “(j) TECHNICAL ASSISTANCE.—

4 “(1) IN GENERAL.—Technical assistance may
5 be provided pursuant to section 224 of the 2023
6 Amended U.S.-FSM Compact, section 224 of the
7 2023 Amended U.S.-RMI Compact, or section 222
8 of the U.S.-Palau Compact (as those terms are de-
9 fined in section 2003 of the Compact of Free Asso-
10 ciation Amendments Act of 2023) by Federal agen-
11 cies and institutions of the Government of the
12 United States to the extent the assistance shall be
13 provided to States, territories, or units of local gov-
14 ernment.

15 “(2) HISTORIC PRESERVATION.—

16 “(A) IN GENERAL.—Any technical assist-
17 ance authorized under paragraph (1) that is
18 provided by the Forest Service, the Natural Re-
19 sources Conservation Service, the United States
20 Fish and Wildlife Service, the National Marine
21 Fisheries Service, the United States Coast
22 Guard, the Advisory Council on Historic Pres-
23 ervation, the Department of the Interior, or any
24 other Federal agency providing assistance
25 under division A of subtitle III of title 54,

1 United States Code, may be provided on a non-
2 reimbursable basis.

3 “(B) GRANTS.—During the period in
4 which the 2023 Amended U.S.-FSM Compact
5 (as so defined) and the 2023 Amended U.S.-
6 RMI Compact (as so defined) are in force, the
7 grant programs under division A of subtitle III
8 of title 54, United States Code, shall continue
9 to apply to the Federated States of Micronesia
10 and the Republic of the Marshall Islands in the
11 same manner and to the same extent as those
12 programs applied prior to the approval of the
13 U.S.-FSM Compact and U.S.-RMI Compact.

14 “(3) ADDITIONAL FUNDS.—Any funds provided
15 pursuant to this subsection, subsections (c), (g), (h),
16 (i), (k), (l), and (m), section 102(a), and subsections
17 (a), (b), (f), (g), (h), and (j) of section 103 shall be
18 in addition to, and not charged against, any
19 amounts to be paid to the Federated States of Mi-
20 cronesia or the Republic of the Marshall Islands pur-
21 suant to—

22 “(A) the U.S.-FSM Compact;

23 “(B) the U.S.-RMI Compact; or

24 “(C) any related subsidiary agreement.”.

1 (k) CONTINUING TRUST TERRITORY AUTHORIZA-
2 TION.—The authorization provided by the Act of June 30,
3 1954 (68 Stat. 330, chapter 423), shall remain available
4 after the effective date of the 2023 Amended U.S.-FSM
5 Compact and the 2023 Amended U.S.-RMI Compact with
6 respect to the Federated States of Micronesia and the Re-
7 public of the Marshall Islands for transition purposes, in-
8 cluding—

9 (1) completion of projects and fulfillment of
10 commitments or obligations;

11 (2) termination of the Trust Territory Govern-
12 ment and termination of the High Court;

13 (3) health and education as a result of excep-
14 tional circumstances;

15 (4) ex gratia contributions for the populations
16 of Bikini, Enewetak, Rongelap, and Utrik; and

17 (5) technical assistance and training in finan-
18 cial management, program administration, and
19 maintenance of infrastructure.

20 (l) TECHNICAL AMENDMENTS.—

21 (1) PUBLIC HEALTH SERVICE ACT DEFINI-
22 TION.—Section 2(f) of the Public Health Service Act
23 (42 U.S.C. 201(f)) is amended by striking “and the
24 Trust Territory of the Pacific Islands” and inserting

1 “the Federated States of Micronesia, the Republic of
2 the Marshall Islands, and the Republic of Palau”.

3 (2) COMPACT IMPACT AMENDMENTS.—Section
4 104(e) of the Compact of Free Association Amend-
5 ments Act of 2003 (48 U.S.C. 1921c(e)) is amend-
6 ed—

7 (A) in paragraph (4)—

8 (i) in subparagraph (A), by striking
9 “beginning in fiscal year 2003” and insert-
10 ing “during the period of fiscal years 2003
11 through 2023”; and

12 (ii) in subparagraph (C), by striking
13 “after fiscal year 2003” and inserting “for
14 the period of fiscal years 2004 through
15 2023”;

16 (B) by striking paragraph (5); and

17 (C) by redesignating paragraphs (6)
18 through (10) as paragraphs (5) through (9), re-
19 spectively.

20 **SEC. 2010. ADDITIONAL AUTHORITIES.**

21 (a) AGENCIES, DEPARTMENTS, AND INSTRUMENTAL-
22 ITIES.—

23 (1) IN GENERAL.—Appropriations to carry out
24 the obligations, services, and programs described in
25 paragraph (2) shall be made directly to the Federal

1 agencies, departments, and instrumentalities car-
2 rying out the obligations, services and programs.

3 (2) OBLIGATIONS, SERVICES, AND PROGRAMS
4 DESCRIBED.—The obligations, services, and pro-
5 grams referred to in paragraphs (1) and (3) are the
6 obligations, services, and programs under—

7 (A) sections 131 and 132, paragraphs (1)
8 and (3) through (6) of section 221(a), and sec-
9 tion 221(b) of the 2023 Amended U.S.-FSM
10 Compact;

11 (B) sections 131 and 132, paragraphs (1)
12 and (3) through (6) of section 221(a), and sec-
13 tion 221(b) of the 2023 Amended U.S.-RMI
14 Compact;

15 (C) sections 131 and 132 and paragraphs
16 (1), (3), and (4) of section 221(a) of the U.S.-
17 Palau Compact;

18 (D) Article 6 of the 2023 U.S.-Palau Com-
19 pact Review Agreement; and

20 (E) section 8.

21 (3) AUTHORITY.—The heads of the Federal
22 agencies, departments, and instrumentalities to
23 which appropriations are made available under para-
24 graph (1) as well as the Federal Deposit Insurance
25 Corporation shall—

1 (A) have the authority to carry out any ac-
2 tivities that are necessary to fulfill the obliga-
3 tions, services, and programs described in para-
4 graph (2); and

5 (B) use available funds to carry out the ac-
6 tivities under subparagraph (A).

7 (b) **ADDITIONAL ASSISTANCE.**—Any assistance pro-
8 vided pursuant to section 105(j) of the Compact of Free
9 Association Amendments Act of 2003 (48 U.S.C.
10 1921d(j)) (as amended by section 2009(j)) and sections
11 2005(a), 2006(a), 2007(b), and 2009 shall be in addition
12 to and not charged against any amounts to be paid to the
13 Federated States of Micronesia, the Republic of the Mar-
14 shall Islands, and the Republic of Palau pursuant to—

- 15 (1) the 2023 Amended U.S.-FSM Compact;
16 (2) the 2023 Amended U.S.-RMI Compact;
17 (3) the 2023 U.S.-Palau Compact Review
18 Agreement; or
19 (4) any related subsidiary agreement.

20 (c) **REMAINING BALANCES.**—Notwithstanding any
21 other provision of law, including section 109 of the Com-
22 pact of Free Association Amendments Act of 2003 (48
23 U.S.C. 1921h)—

- 24 (1) remaining balances appropriated to carry
25 out sections 211, 212(b), 215, and 217 of the 2023

1 Amended U.S.-FSM Compact, shall be programmed
2 pursuant to Article IX of the 2023 U.S.-FSM Fiscal
3 Procedures Agreement; and

4 (2) remaining balances appropriated to carry
5 out sections 211, 213(b), 216, and 218 of the 2023
6 Amended U.S.-RMI Compact, shall be programmed
7 pursuant to Article XI of the 2023 U.S.-RMI Fiscal
8 Procedures Agreement.

9 (d) GRANTS.—Notwithstanding any other provision
10 of law—

11 (1) contributions under the 2023 Amended
12 U.S.-FSM Compact, the 2023 U.S.-Palau Compact
13 Review Agreement, and the 2023 Amended U.S.-
14 RMI Compact may be provided as grants for pur-
15 poses of implementation of the 2023 Amended U.S.-
16 FSM Compact, the 2023 U.S.-Palau Compact Re-
17 view Agreement, and the 2023 Amended U.S.-RMI
18 Compact under the laws of the United States; and

19 (2) funds appropriated pursuant to section
20 2011 may be deposited in interest-bearing accounts
21 and any interest earned may be retained in and form
22 part of those accounts for use consistent with the
23 purpose of the deposit.

1 (e) RULE OF CONSTRUCTION.—Except as specifically
2 provided, nothing in this title or the amendments made
3 by this title amends the following:

4 (1) Title I of the Compact of Free Association
5 Act of 1985 (48 U.S.C. 1901 et seq.).

6 (2) Title I of Public Law 99–658 (48 U.S.C.
7 1931 et seq.).

8 (3) Title I of the Compact of Free Association
9 Amendments Act of 2003 (48 U.S.C. 1921 et seq.).

10 (4) Section 1259C of the National Defense Au-
11 thorization Act for Fiscal Year 2018 (48 U.S.C.
12 1931 note; Public Law 115–91).

13 (5) The Department of the Interior, Environ-
14 ment, and Related Agencies Appropriations Act,
15 2018 (Public Law 115–141; 132 Stat. 635).

16 (f) CLARIFICATION RELATING TO APPROPRIATED
17 FUNDS.—Notwithstanding section 109 of the Compacts of
18 Free Association Amendments Act of 2003 (48 U.S.C.
19 1921h)—

20 (1) funds appropriated by that section and de-
21 posited into the RMI Compact Trust Fund shall be
22 governed by the 2023 U.S.-RMI Trust Fund Agree-
23 ment on entry into force of the 2023 U.S.-RMI
24 Trust Fund Agreement;

1 (2) funds appropriated by that section and de-
2 posited into the FSM Compact Trust Fund shall be
3 governed by the 2023 U.S.-FSM Trust Fund Agree-
4 ment on entry into force of the 2023 U.S.-FSM
5 Trust Fund Agreement;

6 (3) funds appropriated by that section and
7 made available for fiscal year 2024 or any fiscal year
8 thereafter as grants to carry out the purposes of sec-
9 tion 211(b) of the 2003 U.S.-RMI Amended Com-
10 pact shall be subject to the provisions of the 2023
11 U.S.-RMI Fiscal Procedures Agreement on entry
12 into force of the 2023 U.S.-RMI Fiscal Procedures
13 Agreement;

14 (4) funds appropriated by that section and
15 made available for fiscal year 2024 or any fiscal year
16 thereafter as grants to carry out the purposes of sec-
17 tion 221 of the 2003 U.S.-RMI Amended Compact
18 shall be subject to the provisions of the 2023 U.S.-
19 RMI Fiscal Procedures Agreement on entry into
20 force of the 2023 U.S.-RMI Fiscal Procedures
21 Agreement, except as modified in the Federal Pro-
22 grams and Services Agreement in force between the
23 United States and the Republic of the Marshall Is-
24 lands; and

1 (5) funds appropriated by that section and
2 made available for fiscal year 2024 or any fiscal year
3 thereafter as grants to carry out the purposes of sec-
4 tion 221 of the 2003 U.S.-FSM Amended Compact
5 shall be subject to the provisions of the 2023 U.S.-
6 FSM Fiscal Procedures Agreement on entry into
7 force of the 2023 U.S.-FSM Fiscal Procedures
8 Agreement, except as modified in the 2023 U.S.-
9 FSM Federal Programs and Services Agreement.

10 **SEC. 2011. COMPACT APPROPRIATIONS.**

11 (a) **FUNDING FOR ACTIVITIES OF THE SECRETARY**
12 **OF THE INTERIOR.**—For the period of fiscal years 2024
13 through 2043, there are appropriated to the Compact of
14 Free Association account of the Department of the Inte-
15 rior, out of any funds in the Treasury not otherwise appro-
16 priated, to remain available until expended, the amounts
17 described in and to carry out the purposes of—

18 (1) sections 261, 265, and 266 of the 2023
19 Amended U.S.-FSM Compact;

20 (2) sections 261, 265, and 266 of the 2023
21 Amended U.S.-RMI Compact; and

22 (3) Articles 1, 2, and 3 of the 2023 U.S.-Palau
23 Compact Review Agreement.

24 (b) **FUNDING FOR ACTIVITIES OF THE UNITED**
25 **STATES POSTAL SERVICE.**—

1 (1) APPROPRIATION.—There is appropriated to
2 the United States Postal Service, out of any funds
3 in the Treasury not otherwise appropriated for each
4 of fiscal years 2024 through 2043, \$31,700,000, to
5 remain available until expended, to carry out the
6 costs of the following provisions that are not other-
7 wise funded:

8 (A) Section 221(a)(2) of the 2023 Amend-
9 ed U.S.-FSM Compact.

10 (B) Section 221(a)(2) of the 2023 Amend-
11 ed U.S.-RMI Compact.

12 (C) Section 221(a)(2) of the U.S.-Palau
13 Compact.

14 (D) Article 6(a) of the 2023 U.S.-Palau
15 Compact Review Agreement.

16 (2) DEPOSIT.—

17 (A) IN GENERAL.—The amounts appro-
18 priated to the United States Postal Service
19 under paragraph (1) shall be deposited into the
20 Postal Service Fund established under section
21 2003 of title 39, United States Code, to carry
22 out the provisions described in that paragraph.

23 (B) REQUIREMENT.—Any amounts depos-
24 ited into the Postal Service Fund under sub-

1 paragraph (A) shall be the fiduciary, fiscal, and
2 audit responsibility of the Postal Service.

3 (c) FUNDING FOR JUDICIAL TRAINING.—There is
4 appropriated to the Secretary of the Interior to carry out
5 section 2009(d) out of any funds in the Treasury not oth-
6 erwise appropriated, \$550,000 for each of fiscal years
7 2024 through 2043, to remain available until expended.

8 **TITLE II—FEND OFF FENTANYL** 9 **ACT**

10 **SEC. 2101. SHORT TITLES.**

11 This title may be cited as the “Fentanyl Eradication
12 and Narcotics Deterrence Off Fentanyl Act” or the
13 “FEND Off Fentanyl Act”.

14 **SEC. 2102. SENSE OF CONGRESS.**

15 It is the sense of Congress that—

16 (1) the proliferation of fentanyl is causing an
17 unprecedented surge in overdose deaths in the
18 United States, fracturing families and communities,
19 and necessitating a comprehensive policy response to
20 combat its lethal flow and to mitigate the drug’s
21 devastating consequences;

22 (2) the trafficking of fentanyl into the United
23 States is a national security threat that has killed
24 hundreds of thousands of United States citizens;

1 (3) transnational criminal organizations, includ-
2 ing cartels primarily based in Mexico, are the main
3 purveyors of fentanyl into the United States and
4 must be held accountable;

5 (4) precursor chemicals sourced from the Peo-
6 ple's Republic of China are—

7 (A) shipped from the People's Republic of
8 China by legitimate and illegitimate means;

9 (B) transformed through various synthetic
10 processes to produce different forms of
11 fentanyl; and

12 (C) crucial to the production of illicit
13 fentanyl by transnational criminal organiza-
14 tions, contributing to the ongoing opioid crisis;

15 (5) the United States Government must remain
16 vigilant to address all new forms of fentanyl precur-
17 sors and drugs used in combination with fentanyl,
18 such as Xylazine, which attribute to overdose deaths
19 of people in the United States;

20 (6) to increase the cost of fentanyl trafficking,
21 the United States Government should work collabo-
22 ratively across agencies and should surge analytic
23 capability to impose sanctions and other remedies
24 with respect to transnational criminal organizations
25 (including cartels), including foreign nationals who

1 facilitate the trade in illicit fentanyl and its precursors from the People’s Republic of China; and

2
3 (7) the Department of the Treasury should
4 focus on fentanyl trafficking and its facilitators as
5 one of the top national security priorities for the Department.
6

7 **SEC. 2103. DEFINITIONS.**

8 In this title:

9 (1) **APPROPRIATE CONGRESSIONAL COMMITTEES.**—The term “appropriate congressional committees” means—

12 (A) the Committee on Banking, Housing, and Urban Affairs and the Committee on Foreign Relations of the Senate; and

15 (B) the Committee on Foreign Affairs and the Committee on Financial Services of the House of Representatives.

18 (2) **FOREIGN PERSON.**—The term “foreign person”—

20 (A) means—

21 (i) any citizen or national of a foreign country; or

23 (ii) any entity not organized under the laws of the United States or a jurisdiction within the United States; and

1 (B) does not include the government of a
2 foreign country.

3 (3) KNOWINGLY.—The term “knowingly”, with
4 respect to conduct, a circumstance, or a result,
5 means that a person has actual knowledge, or should
6 have known, of the conduct, the circumstance, or the
7 result.

8 (4) TRAFFICKING.—The term “trafficking”,
9 with respect to fentanyl, fentanyl precursors, or
10 other related opioids, has the meaning given the
11 term “opioid trafficking” in section 7203 of the
12 Fentanyl Sanctions Act (21 U.S.C. 2302).

13 (5) TRANSNATIONAL CRIMINAL ORGANIZA-
14 TION.—The term “transnational criminal organiza-
15 tion” includes—

16 (A) any organization designated as a sig-
17 nificant transnational criminal organization
18 under part 590 of title 31, Code of Federal
19 Regulations;

20 (B) any of the organizations known as—

21 (i) the Sinaloa Cartel;

22 (ii) the Jalisco New Generation Car-
23 tel;

24 (iii) the Gulf Cartel;

25 (iv) the Los Zetas Cartel;

- 1 (v) the Juarez Cartel;
2 (vi) the Tijuana Cartel;
3 (vii) the Beltran-Leyva Cartel; or
4 (viii) La Familia Michoacana; or

5 (C) any successor organization to an orga-
6 nization described in subparagraph (B) or as
7 otherwise determined by the President.

8 (6) UNITED STATES PERSON.—The term
9 “United States person” means—

10 (A) a United States citizen or an alien law-
11 fully admitted for permanent residence to the
12 United States;

13 (B) an entity organized under the laws of
14 the United States or of any jurisdiction within
15 the United States, including a foreign branch of
16 such an entity; or

17 (C) any person in the United States.

18 **Subtitle A—Sanctions Matters**

19 **PART I—SANCTIONS IN RESPONSE TO NATIONAL** 20 **EMERGENCY RELATING TO FENTANYL TRAF-** 21 **FICKING**

22 **SEC. 2111. FINDING; POLICY.**

23 (a) FINDING.—Congress finds that international
24 trafficking of fentanyl, fentanyl precursors, or other re-
25 lated opioids constitutes an unusual and extraordinary

1 threat to the national security, foreign policy, and econ-
2 omy of the United States, and is a national emergency.

3 (b) POLICY.—It shall be the policy of the United
4 States to apply economic and other financial sanctions to
5 those who engage in the international trafficking of
6 fentanyl, fentanyl precursors, or other related opioids to
7 protect the national security, foreign policy, and economy
8 of the United States.

9 **SEC. 2112. USE OF NATIONAL EMERGENCY AUTHORITIES;**
10 **REPORTING.**

11 (a) IN GENERAL.—The President may exercise all
12 authorities provided under sections 203 and 205 of the
13 International Emergency Economic Powers Act (50
14 U.S.C. 1702 and 1704) to carry out this part.

15 (b) REPORT REQUIRED.—

16 (1) IN GENERAL.—Not later than 180 days
17 after the date of the enactment of this Act, and an-
18 nually thereafter, the President shall submit to the
19 appropriate congressional committees a report on ac-
20 tions taken by the executive branch pursuant to this
21 part and any national emergency declared with re-
22 spect to the trafficking of fentanyl and trade in
23 other illicit drugs, including—

24 (A) the issuance of any new or revised reg-
25 ulations, policies, or guidance;

1 (B) the imposition of sanctions;

2 (C) the collection of relevant information
3 from outside parties;

4 (D) the issuance or closure of general li-
5 censes, specific licenses, and statements of li-
6 censing policy by the Office of Foreign Assets
7 Control;

8 (E) a description of any pending enforce-
9 ment cases; or

10 (F) the implementation of mitigation pro-
11 cedures.

12 (2) FORM OF REPORT.—Each report required
13 by paragraph (1) shall be submitted in unclassified
14 form, but may include the matters required by sub-
15 paragraphs (C), (D), (E), and (F) of that paragraph
16 in a classified annex.

17 **SEC. 2113. IMPOSITION OF SANCTIONS WITH RESPECT TO**

18 **FENTANYL TRAFFICKING BY**

19 **TRANSNATIONAL CRIMINAL ORGANIZATIONS.**

20 (a) IN GENERAL.—The President shall impose the
21 sanctions described in subsection (b) with respect to any
22 foreign person the President determines—

23 (1) is knowingly involved in the significant traf-
24 ficking of fentanyl, fentanyl precursors, or other re-

1 lated opioids, including such trafficking by a
2 transnational criminal organization; or

3 (2) otherwise is knowingly involved in signifi-
4 cant activities of a transnational criminal organiza-
5 tion relating to the trafficking of fentanyl, fentanyl
6 precursors, or other related opioids.

7 (b) **SANCTIONS DESCRIBED.**—The President may,
8 pursuant to the International Emergency Economic Pow-
9 ers Act (50 U.S.C. 1701 et seq.), block and prohibit all
10 transactions in property and interests in property of a for-
11 eign person described in subsection (a) if such property
12 and interests in property are in the United States, come
13 within the United States, or are or come within the posses-
14 sion or control of a United States person.

15 (c) **REPORT REQUIRED.**—Not later than 180 days
16 after the date of the enactment of this Act, and annually
17 thereafter, the President shall submit to the appropriate
18 congressional committees a report on actions taken by the
19 executive branch with respect to the foreign persons iden-
20 tified under subsection (a).

21 **SEC. 2114. PENALTIES; WAIVERS; EXCEPTIONS.**

22 (a) **PENALTIES.**—A person that violates, attempts to
23 violate, conspires to violate, or causes a violation of this
24 part or any regulation, license, or order issued to carry
25 out this part shall be subject to the penalties set forth

1 in subsections (b) and (c) of section 206 of the Inter-
2 national Emergency Economic Powers Act (50 U.S.C.
3 1705) to the same extent as a person that commits an
4 unlawful act described in subsection (a) of that section.

5 (b) NATIONAL SECURITY WAIVER.—The President
6 may waive the application of sanctions under this part
7 with respect to a foreign person if the President deter-
8 mines that the waiver is in the national security interest
9 of the United States.

10 (c) EXCEPTIONS.—

11 (1) EXCEPTION FOR INTELLIGENCE ACTIVI-
12 TIES.—This part shall not apply with respect to ac-
13 tivities subject to the reporting requirements under
14 title V of the National Security Act of 1947 (50
15 U.S.C. 3091 et seq.) or any authorized intelligence
16 activities of the United States.

17 (2) EXCEPTION FOR COMPLIANCE WITH INTER-
18 NATIONAL OBLIGATIONS AND LAW ENFORCEMENT
19 ACTIVITIES.—Sanctions under this part shall not
20 apply with respect to an alien if admitting or parol-
21 ing the alien into the United States is necessary—

22 (A) to permit the United States to comply
23 with the Agreement regarding the Head-
24 quarters of the United Nations, signed at Lake
25 Success on June 26, 1947, and entered into

1 force November 21, 1947, between the United
2 Nations and the United States, or other appli-
3 cable international obligations of the United
4 States; or

5 (B) to carry out or assist law enforcement
6 activity of the United States.

7 (3) HUMANITARIAN EXEMPTION.—The Presi-
8 dent may not impose sanctions under this part with
9 respect to any person for conducting or facilitating
10 a transaction for the sale of agricultural commod-
11 ities, food, medicine, or medical devices or for the
12 provision of humanitarian assistance.

13 **SEC. 2115. TREATMENT OF FORFEITED PROPERTY OF**
14 **TRANSNATIONAL CRIMINAL ORGANIZATIONS.**

15 (a) TRANSFER OF FORFEITED PROPERTY TO FOR-
16 FEITURE FUNDS.—

17 (1) IN GENERAL.—Any covered forfeited prop-
18 erty shall be deposited into the Department of the
19 Treasury Forfeiture Fund established under section
20 9705 of title 31, United States Code, or the Depart-
21 ment of Justice Assets Forfeiture Fund established
22 under section 524(c) of title 28, United States Code.

23 (2) REPORT REQUIRED.—Not later than 180
24 days after the date of the enactment of this Act, and
25 every 180 days thereafter, the President shall sub-

1 mit to the appropriate congressional committees a
2 report on any deposits made under paragraph (1)
3 during the 180-day period preceding submission of
4 the report.

5 (3) COVERED FORFEITED PROPERTY DE-
6 FINED.—In this subsection, the term “covered for-
7 feited property” means property—

8 (A) forfeited to the United States under
9 chapter 46 or section 1963 of title 18, United
10 States Code; and

11 (B) that belonged to or was possessed by
12 an individual affiliated with or connected to a
13 transnational criminal organization subject to
14 sanctions under—

15 (i) this part;

16 (ii) the Fentanyl Sanctions Act (21
17 U.S.C. 2301 et seq.); or

18 (iii) Executive Order 14059 (50
19 U.S.C. 1701 note; relating to imposing
20 sanctions on foreign persons involved in
21 the global illicit drug trade).

22 (b) BLOCKED ASSETS UNDER TERRORISM RISK IN-
23 SURANCE ACT OF 2002.—Nothing in this part affects the
24 treatment of blocked assets of a terrorist party described

1 in subsection (a) of section 201 of the Terrorism Risk In-
2 surance Act of 2002 (28 U.S.C. 1610 note).

3 **PART II—OTHER MATTERS**

4 **SEC. 2121. TEN-YEAR STATUTE OF LIMITATIONS FOR VIOLA-**
5 **TIONS OF SANCTIONS.**

6 (a) INTERNATIONAL EMERGENCY ECONOMIC POW-
7 ERS ACT.—Section 206 of the International Emergency
8 Economic Powers Act (50 U.S.C. 1705) is amended by
9 adding at the end the following:

10 “(d) STATUTE OF LIMITATIONS.—

11 “(1) TIME FOR COMMENCING PROCEEDINGS.—

12 “(A) IN GENERAL.—An action, suit, or
13 proceeding for the enforcement of any civil fine,
14 penalty, or forfeiture, pecuniary or otherwise,
15 under this section shall not be entertained un-
16 less commenced within ten years after the latest
17 date of the violation upon which the civil fine,
18 penalty, or forfeiture is based.

19 “(B) COMMENCEMENT.—For purposes of
20 this paragraph, the commencement of an ac-
21 tion, suit, or proceeding includes the issuance of
22 a pre-penalty notice or finding of violation.

23 “(2) TIME FOR INDICTMENT.—No person shall
24 be prosecuted, tried, or punished for any offense
25 under subsection (c) unless the indictment is found

1 or the information is instituted within ten years
2 after the latest date of the violation upon which the
3 indictment or information is based.”.

4 (b) TRADING WITH THE ENEMY ACT.—Section 16
5 of the Trading with the Enemy Act (50 U.S.C. 4315) is
6 amended by adding at the end the following:

7 “(d) STATUTE OF LIMITATIONS.—

8 “(1) TIME FOR COMMENCING PROCEEDINGS.—

9 “(A) IN GENERAL.—An action, suit, or
10 proceeding for the enforcement of any civil fine,
11 penalty, or forfeiture, pecuniary or otherwise,
12 under this section shall not be entertained un-
13 less commenced within ten years after the latest
14 date of the violation upon which the civil fine,
15 penalty, or forfeiture is based.

16 “(B) COMMENCEMENT.—For purposes of
17 this paragraph, the commencement of an ac-
18 tion, suit, or proceeding includes the issuance of
19 a pre-penalty notice or finding of violation.

20 “(2) TIME FOR INDICTMENT.—No person shall
21 be prosecuted, tried, or punished for any offense
22 under subsection (a) unless the indictment is found
23 or the information is instituted within ten years
24 after the latest date of the violation upon which the
25 indictment or information is based.”.

1 **SEC. 2122. CLASSIFIED REPORT AND BRIEFING ON STAFF-**
2 **ING OF OFFICE OF FOREIGN ASSETS CON-**
3 **TROL.**

4 Not later than 180 days after the date of the enact-
5 ment of this Act, the Director of the Office of Foreign
6 Assets Control shall provide to the appropriate congres-
7 sional committees a classified report and briefing on the
8 staffing of the Office of Foreign Assets Control,
9 disaggregated by staffing dedicated to each sanctions pro-
10 gram and each country or issue.

11 **SEC. 2123. REPORT ON DRUG TRANSPORTATION ROUTES**
12 **AND USE OF VESSELS WITH MISLABELED**
13 **CARGO.**

14 Not later than 180 days after the date of the enact-
15 ment of this Act, the Secretary of the Treasury, in con-
16 junction with the heads of other relevant Federal agencies,
17 shall provide to the appropriate congressional committees
18 a classified report and briefing on efforts to target drug
19 transportation routes and modalities, including an assess-
20 ment of the prevalence of false cargo labeling and ship-
21 ment of precursor chemicals without accurate tracking of
22 the customers purchasing the chemicals.

1 **SEC. 2124. REPORT ON ACTIONS OF PEOPLE’S REPUBLIC OF**
2 **CHINA WITH RESPECT TO PERSONS IN-**
3 **INVOLVED IN FENTANYL SUPPLY CHAIN.**

4 Not later than 180 days after the date of the enact-
5 ment of this Act, the Secretary of the Treasury, in con-
6 junction with the heads of other relevant Federal agencies,
7 shall provide to the appropriate congressional committees
8 a classified report and briefing on actions taken by the
9 Government of the People’s Republic of China with respect
10 to persons involved in the shipment of fentanyl, fentanyl
11 analogues, fentanyl precursors, precursors for fentanyl
12 analogues, and equipment for the manufacturing of
13 fentanyl and fentanyl-laced counterfeit pills.

14 **Subtitle B—Anti-Money**
15 **Laundering Matters**

16 **SEC. 2131. DESIGNATION OF ILLICIT FENTANYL TRANS-**
17 **ACTIONS OF SANCTIONED PERSONS AS OF**
18 **PRIMARY MONEY LAUNDERING CONCERN.**

19 Subtitle A of the Fentanyl Sanctions Act (21 U.S.C.
20 2311 et seq.) is amended by inserting after section 7213
21 the following:

22 **“SEC. 7213A. DESIGNATION OF TRANSACTIONS OF SANC-**
23 **TIONED PERSONS AS OF PRIMARY MONEY**
24 **LAUNDERING CONCERN.**

25 **“(a) IN GENERAL.—**If the Secretary of the Treasury
26 determines that reasonable grounds exist for concluding

1 that one or more financial institutions operating outside
2 of the United States, 1 or more classes of transactions
3 within, or involving, a jurisdiction outside of the United
4 States, or 1 or more types of accounts within, or involving,
5 a jurisdiction outside of the United States, is of primary
6 money laundering concern in connection with illicit opioid
7 trafficking, the Secretary of the Treasury may, by order,
8 regulation, or otherwise as permitted by law—

9 “(1) require domestic financial institutions and
10 domestic financial agencies to take 1 or more of the
11 special measures provided for in section 9714(a)(1)
12 of the National Defense Authorization Act for Fiscal
13 Year 2021 (Public Law 116–283; 31 U.S.C. 5318A
14 note); or

15 “(2) prohibit, or impose conditions upon, cer-
16 tain transmittals of funds (to be defined by the Sec-
17 retary) by any domestic financial institution or do-
18 mestic financial agency, if such transmittal of funds
19 involves any such institution, class of transaction, or
20 type of accounts.

21 “(b) CLASSIFIED INFORMATION.—In any judicial re-
22 view of a finding of the existence of a primary money laun-
23 dering concern, or of the requirement for 1 or more special
24 measures with respect to a primary money laundering con-
25 cern made under this section, if the designation or imposi-

1 tion, or both, were based on classified information (as de-
2 fined in section 1(a) of the Classified Information Proce-
3 dures Act (18 U.S.C. App.)), such information may be
4 submitted by the Secretary to the reviewing court ex parte
5 and in camera. This subsection does not confer or imply
6 any right to judicial review of any finding made or any
7 requirement imposed under this section.

8 “(c) AVAILABILITY OF INFORMATION.—The exemp-
9 tions from, and prohibitions on, search and disclosure re-
10 ferred to in section 9714(c) of the National Defense Au-
11 thorization Act for Fiscal Year 2021 (Public Law 116–
12 283; 31 U.S.C. 5318A note) shall apply to any report or
13 record of report filed pursuant to a requirement imposed
14 under subsection (a). For purposes of section 552 of title
15 5, United States Code, this subsection shall be considered
16 a statute described in subsection (b)(3)(B) of that section.

17 “(d) PENALTIES.—The penalties referred to in sec-
18 tion 9714(d) of the National Defense Authorization Act
19 for Fiscal Year 2021 (Public Law 116–283; 31 U.S.C.
20 5318A note) shall apply to violations of any order, regula-
21 tion, special measure, or other requirement imposed under
22 subsection (a), in the same manner and to the same extent
23 as described in such section 9714(d).

24 “(e) INJUNCTIONS.—The Secretary of the Treasury
25 may bring a civil action to enjoin a violation of any order,

1 regulation, special measure, or other requirement imposed
2 under subsection (a) in the same manner and to the same
3 extent as described in section 9714(e) of the National De-
4 fense Authorization Act for Fiscal Year 2021 (Public Law
5 116–283; 31 U.S.C. 5318A note).”.

6 **SEC. 2132. TREATMENT OF TRANSNATIONAL CRIMINAL OR-**
7 **GANIZATIONS IN SUSPICIOUS TRANSACTIONS**
8 **REPORTS OF THE FINANCIAL CRIMES EN-**
9 **FORCEMENT NETWORK.**

10 (a) **FILING INSTRUCTIONS.**—Not later than 180 days
11 after the date of the enactment of this Act, the Director
12 of the Financial Crimes Enforcement Network shall issue
13 guidance or instructions to United States financial institu-
14 tions for filing reports on suspicious transactions required
15 by section 1010.320 of title 31, Code of Federal Regula-
16 tions, related to suspected fentanyl trafficking by
17 transnational criminal organizations.

18 (b) **PRIORITIZATION OF REPORTS RELATING TO**
19 **FENTANYL TRAFFICKING OR TRANSNATIONAL CRIMINAL**
20 **ORGANIZATIONS.**—The Director shall prioritize research
21 into reports described in subsection (a) that indicate a
22 connection to trafficking of fentanyl or related synthetic
23 opioids or financing of suspected transnational criminal
24 organizations.

1 **SEC. 2133. REPORT ON TRADE-BASED MONEY LAUNDERING**
2 **IN TRADE WITH MEXICO, THE PEOPLE'S RE-**
3 **PUBLIC OF CHINA, AND BURMA.**

4 (a) IN GENERAL.—In the first update to the national
5 strategy for combating the financing of terrorism and re-
6 lated forms of illicit finance submitted to Congress after
7 the date of the enactment of this Act, the Secretary of
8 the Treasury shall include a report on trade-based money
9 laundering originating in Mexico or the People's Republic
10 of China and involving Burma.

11 (b) DEFINITION.—In this section, the term “national
12 strategy for combating the financing of terrorism and re-
13 lated forms of illicit finance” means the national strategy
14 for combating the financing of terrorism and related forms
15 of illicit finance required by section 261 of the Countering
16 America's Adversaries Through Sanctions Act (Public
17 Law 115–44; 131 Stat. 934), as amended by section 6506
18 of the National Defense Authorization Act for Fiscal Year
19 2022 (Public Law 117–81; 135 Stat. 2428).

20 **Subtitle C—Exception Relating to**
21 **Importation of Goods**

22 **SEC. 2141. EXCEPTION RELATING TO IMPORTATION OF**
23 **GOODS.**

24 (a) IN GENERAL.—The authority or a requirement
25 to block and prohibit all transactions in all property and
26 interests in property under this title shall not include the

1 authority or a requirement to impose sanctions on the im-
2 portation of goods.

3 (b) GOOD DEFINED.—In this section, the term
4 “good” means any article, natural or manmade substance,
5 material, supply or manufactured product, including in-
6 spection and test equipment, and excluding technical data.

7 **TITLE III—BUDGETARY EFFECTS**

8 **SEC. 2201. BUDGETARY EFFECTS.**

9 (a) STATUTORY PAYGO SCORECARDS.—The budg-
10 etary effects of this division shall not be entered on either
11 PAYGO scorecard maintained pursuant to section 4(d) of
12 the Statutory Pay-As-You-Go Act of 2010.

13 (b) SENATE PAYGO SCORECARDS.—The budgetary
14 effects of this division shall not be entered on any PAYGO
15 scorecard maintained for purposes of section 4106 of H.
16 Con. Res. 71 (115th Congress).

17 (c) CLASSIFICATION OF BUDGETARY EFFECTS.—
18 Notwithstanding Rule 3 of the Budget Scorekeeping
19 Guidelines set forth in the joint explanatory statement of
20 the committee of conference accompanying Conference Re-
21 port 105–217 and section 250(c)(8) of the Balanced
22 Budget and Emergency Deficit Control Act of 1985, the
23 budgetary effects of this division shall not be estimated—

24 (1) for purposes of section 251 of such Act;

1 (2) for purposes of an allocation to the Com-
2 mittee on Appropriations pursuant to section 302(a)
3 of the Congressional Budget Act of 1974; and
4 (3) for purposes of paragraph (4)(C) of section
5 3 of the Statutory Pay-As-You-Go Act of 2010 as
6 being included in an appropriation Act.