

116TH CONGRESS
2D SESSION

S. _____

Making emergency supplemental appropriations for the fiscal year ending
September 30, 2020, and for other purposes.

IN THE SENATE OF THE UNITED STATES

JULY 27, 2020

Mr. SHELBY introduced the following bill; which was read twice and referred
to the Committee on _____

A BILL

Making emergency supplemental appropriations for the fiscal
year ending September 30, 2020, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Coronavirus Response
5 Additional Supplemental Appropriations Act, 2020”.

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

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

- Sec. 1. Short title.
- Sec. 2. Table of contents.
- Sec. 3. References.

DIVISION A—CORONAVIRUS RESPONSE ADDITIONAL
SUPPLEMENTAL APPROPRIATIONS ACT, 2020

DIVISION B—OTHER MATTERS

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.

6 **DIVISION A—CORONAVIRUS RE-**
7 **SPONSE ADDITIONAL SUP-**
8 **PLEMENTAL APPROPRIA-**
9 **TIONS ACT, 2020**

10 The following sums are hereby are appropriated, out
11 of any money in the Treasury not otherwise appropriated,
12 for the fiscal year ending September 30, 2020, and for
13 other purposes, namely:

14 TITLE I

15 AGRICULTURAL PROGRAMS

16 OFFICE OF THE SECRETARY

17 For an additional amount for the “Office of the Sec-
18 retary”, \$20,000,000,000, to remain available until ex-
19 pended, to prevent, prepare for, and respond to
20 coronavirus by providing support for agricultural pro-
21 ducers, growers, and processors impacted by coronavirus,
22 including producers, growers, and processors of specialty
23 crops, non-specialty crops, dairy, livestock and poultry, in-

1 cluding livestock and poultry depopulated due to insuffi-
2 cient processing access and growers who produce livestock
3 or poultry under a contract for another entity: *Provided*,
4 That such amount is designated by the Congress as being
5 for an emergency requirement pursuant to section
6 251(b)(2)(A)(i) of the Balanced Budget and Emergency
7 Deficit Control Act of 1985.

8 FARM PRODUCTION AND CONSERVATION
9 PROGRAMS

10 FARM SERVICE AGENCY

11 SALARIES AND EXPENSES

12 For an additional amount for “Salaries and Ex-
13 penses”, \$76,400,000, to remain available until September
14 30, 2021, to prevent, prepare for, and respond to
15 coronavirus, domestically or internationally, including nec-
16 essary expenses to hire temporary staff and overtime ex-
17 penses: *Provided*, That such amount is designated by the
18 Congress as being for an emergency requirement pursuant
19 to section 251(b)(2)(A)(i) of the Balanced Budget and
20 Emergency Deficit Control Act of 1985.

21 RURAL DEVELOPMENT PROGRAMS

22 RURAL DEVELOPMENT

23 SALARIES AND EXPENSES

24 For an additional amount for “Salaries and Ex-
25 penses”, \$20,000,000, to remain available until September

1 30, 2021, to prevent, prepare for, and respond to
2 coronavirus, domestically or internationally, including ad-
3 ministrative expenses: *Provided*, That such amount is des-
4 ignated by the Congress as being for an emergency re-
5 quirement pursuant to section 251(b)(2)(A)(i) of the Bal-
6 anced Budget and Emergency Deficit Control Act of 1985.

7 RENTAL ASSISTANCE PROGRAM

8 For an additional amount for “Rental Assistance
9 Program”, \$113,400,000, to remain available until Sep-
10 tember 30, 2021, to prevent, prepare for, and respond to
11 coronavirus, domestically or internationally, which shall be
12 for necessary expenses related to the rental assistance pro-
13 gram under section 521(a)(2) of the Housing Act of 1949
14 for temporary adjustment of wage income losses for resi-
15 dents of housing financed or assisted under section 514,
16 515, or 516 of such Act: *Provided*, That such amount is
17 designated 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 DOMESTIC FOOD PROGRAMS

21 FOOD AND NUTRITION SERVICE

22 NUTRITION PROGRAMS ADMINISTRATION

23 For an additional amount for “Nutrition Programs
24 Administration”, \$250,000, to remain available until Sep-
25 tember 30, 2021, to prevent, prepare for, and respond to

1 coronavirus, domestically or internationally, which shall be
2 for necessary expenses related to overtime expenses: *Pro-*
3 *vided*, 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.

7 FOREIGN ASSISTANCE AND RELATED

8 PROGRAMS

9 FOREIGN AGRICULTURAL SERVICE

10 SALARIES AND EXPENSES

11 For an additional amount for “Salaries and Ex-
12 penses”, \$2,000,000, to remain available until September
13 30, 2021, to prevent, prepare for, and respond to
14 coronavirus, domestically or internationally, including nec-
15 essary expenses to relocate employees and their depend-
16 ents back from overseas posts: *Provided*, 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 GENERAL PROVISION—THIS TITLE

22 (INCLUDING TRANSFER OF FUNDS)

23 SEC. 101. For necessary expenses for salary and re-
24 lated costs associated with Agriculture Quarantine and In-
25 spection Services activities pursuant to 21 U.S.C. 136a(6),

1 and in addition to any other funds made available for this
2 purpose, there is appropriated, out of any money in the
3 Treasury not otherwise appropriated, \$245,000,000, to re-
4 main available until September 30, 2022, to offset the loss
5 resulting from the coronavirus pandemic of quarantine
6 and inspection fees collected pursuant to sections 2508
7 and 2509 of the Food, Agriculture, Conservation, and
8 Trade Act of 1990 (21 U.S.C. 136, 136a): *Provided*, That
9 amounts made available in this section and under the
10 heading “Animal and Plant Health Inspection Service—
11 Salaries and Expenses” in the Coronavirus Aid, Relief,
12 and Economic Security Act (Public Law 116–136) shall
13 be treated as funds collected by fees authorized under sec-
14 tions 2508 and 2509 of the Food, Agriculture, Conserva-
15 tion, and Trade Act of 1990 (21 U.S.C. 136, 136a) for
16 purposes of section 421(f) of the Homeland Security Act
17 of 2002 (6 U.S.C. 231(f)): *Provided further*, That, the
18 amounts repurposed in this section that were previously
19 designated by the Congress as an emergency requirement
20 pursuant to the Balanced Budget and Emergency Deficit
21 Control Act of 1985 are designated by the Congress as
22 an emergency requirement pursuant to section
23 251(b)(2)(A)(i) of the Balanced Budget and Emergency
24 Deficit Control Act of 1985: *Provided further*, 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.

1 TITLE II
2 DEPARTMENT OF COMMERCE
3 BUREAU OF THE CENSUS
4 PERIODIC CENSUSES AND PROGRAMS

5 For an additional amount for “Periodic Censuses and
6 Programs”, \$448,000,000, to remain available until Sep-
7 tember 30, 2022, to prevent, prepare for, and respond to
8 coronavirus, domestically or internationally, which shall be
9 for field operations and data processing related to the
10 2020 Decennial Census: *Provided*, That such amount is
11 designated by the Congress as being for an emergency re-
12 quirement pursuant to section 251(b)(2)(A)(i) of the Bal-
13 anced Budget and Emergency Deficit Control Act of 1985.

14 NATIONAL OCEANIC AND ATMOSPHERIC
15 ADMINISTRATION
16 PROCUREMENT, ACQUISITION AND CONSTRUCTION

17 For an additional amount for “Procurement, Acquisi-
18 tion and Construction”, \$20,000,000, to remain available
19 until September, 30, 2023, to prevent, prepare for, and
20 respond to coronavirus, domestically or internationally,
21 which shall be for supporting continuity of National
22 Weather Service life and property related operations: *Pro-*
23 *vided*, That such amount is designated by the Congress
24 as being for an emergency requirement pursuant to sec-

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

3 FISHERIES DISASTER ASSISTANCE

4 For an additional amount for “Fisheries Disaster As-
5 sistance”, \$500,000,000, to remain available until Sep-
6 tember 30, 2021, to prevent, prepare for, and respond to
7 coronavirus, domestically or internationally, which shall be
8 for activities authorized under section 12005 of the
9 Coronavirus Aid, Relief, and Economic Security Act (Pub-
10 lic Law 116–136): *Provided*, That the formula prescribed
11 by the Secretary of Commerce to allocate the amount pro-
12 vided under this heading in this Act shall be divided pro-
13 portionally to States, Tribes, and territories and shall be
14 the same as the formula used for funds appropriated
15 under section 12005 of Public Law 116–136, but shall be
16 calculated to also evenly weight the 5-year total annual
17 average domestic landings for each State, Tribe, and terri-
18 tory: *Provided further*, That the amount provided under
19 this heading in this Act shall only be allocated to States
20 of the United States in, or bordering on, the Atlantic, Pa-
21 cific, or Arctic Ocean, or the Gulf of Mexico, as well as
22 to Puerto Rico, the Virgin Islands, Guam, the Common-
23 wealth of the Northern Mariana Islands, American
24 Samoa, Federally Recognized Tribes on the West Coast,
25 and Federally Recognized Tribes in Alaska: *Provided fur-*

1 *ther*, That no State, Tribe, or territory shall receive a total
2 amount in a fiscal year that is from amounts provided
3 under either section 12005 of Public Law 116–136 or
4 amounts provided under this heading in this Act that ex-
5 ceeds that State, Tribe, or territory’s total annual average
6 revenue from commercial fishing operations, aquaculture
7 firms, the seafood supply chain, and charter fishing busi-
8 nesses: *Provided further*, That such amount is designated
9 by the Congress as being for an emergency requirement
10 pursuant to section 251(b)(2)(A)(i) of the Balanced Budg-
11 et and Emergency Deficit Control Act of 1985.

12 DEPARTMENT OF JUSTICE

13 UNITED STATES MARSHALS SERVICE

14 FEDERAL PRISONER DETENTION

15 For an additional amount for “United States Mar-
16 shals Service, Federal Prisoner Detention”, \$80,000,000,
17 to remain available until expended, to prevent, prepare for,
18 and respond to coronavirus, domestically or internation-
19 ally, including for necessary expenses related to United
20 States prisoners in the custody of the United States Mar-
21 shals Service, to be used only as authorized by section
22 4013 of title 18, United States Code: *Provided*, That such
23 amount is designated by the Congress as being for an
24 emergency requirement pursuant to section

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

3 FEDERAL BUREAU OF INVESTIGATION

4 SALARIES AND EXPENSES

5 For an additional amount for “Federal Bureau of In-
6 vestigation, Salaries and Expenses”, \$212,985,000, to re-
7 main available until September 30, 2021, to prevent, pre-
8 pare for, and respond to coronavirus, domestically or
9 internationally, including the impact of coronavirus on the
10 work of the Department of Justice and to offset the loss
11 resulting from the coronavirus pandemic of fees collected
12 pursuant to section 41104 of title 34, United States Code:
13 *Provided*, That such amount is designated by the Congress
14 as being for an emergency requirement pursuant to sec-
15 tion 251(b)(2)(A)(i) of the Balanced Budget and Emer-
16 gency Deficit Control Act of 1985.

17 CONSTRUCTION

18 For an additional amount for “Federal Bureau of In-
19 vestigation, Construction”, \$1,750,000,000, to remain
20 available until expended, to prevent, prepare for, and re-
21 spond to coronavirus, domestically or internationally: *Pro-*
22 *vided*, That amounts made available under this heading
23 in this Act shall be for the design and construction of a
24 Washington, DC headquarters facility for the Federal Bu-
25 reau of Investigation: *Provided further*, That such

1 amounts shall be in addition to any other amounts avail-
2 able for such purposes: *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 BUREAU OF ALCOHOL, TOBACCO, FIREARMS AND
8 EXPLOSIVES
9 SALARIES AND EXPENSES

10 For an additional amount for “Bureau of Alcohol,
11 Tobacco, Firearms and Explosives, Salaries and Ex-
12 penses”, \$36,400,000, to remain available until September
13 30, 2021, to prevent, prepare for, and respond to
14 coronavirus, domestically or internationally, including the
15 impact of coronavirus on the work of the Department of
16 Justice: *Provided*, 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 FEDERAL PRISON SYSTEM
21 SALARIES AND EXPENSES

22 For an additional amount for “Federal Prison Sys-
23 tem, Salaries and Expenses”, \$200,000,000, to remain
24 available until September 30, 2021, to prevent, prepare
25 for, and respond to coronavirus, domestically or inter-

1 nationally, including the impact of coronavirus on the
2 work of the Department of Justice: *Provided*, 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
8 **SCIENCE**

9 **NATIONAL AERONAUTICS AND SPACE ADMINISTRATION**

10 **SCIENCE**

11 For an additional amount for “Science”
12 \$224,000,000, to remain available until September 30,
13 2021, to prevent, prepare for, and respond to coronavirus,
14 domestically or internationally, which shall be for expenses
15 of modifications of the terms and conditions of contracts
16 and agreements as authorized in section 3610 of division
17 A of Public Law 116–136: *Provided*, That amounts made
18 available under this heading in this Act shall be in addi-
19 tion to any other amounts available for such purposes:
20 *Provided further*, That such amount is designated by the
21 Congress as being for an emergency requirement pursuant
22 to section 251(b)(2)(A)(i) of the Balanced Budget and
23 Emergency Deficit Control Act of 1985.

24 **AERONAUTICS**

25 For an additional amount for “Aeronautics”
\$28,700,000, to remain available until September 30,

1 2021, to prevent, prepare for, and respond to coronavirus,
2 domestically or internationally, which shall be for expenses
3 of modifications of the terms and conditions of contracts
4 and agreements as authorized in section 3610 of division
5 A of Public Law 116–136: *Provided*, That amounts made
6 available under this heading in this Act shall be in addi-
7 tion to any other amounts available for such purposes:
8 *Provided further*, That such amount is designated by the
9 Congress as being for an emergency requirement pursuant
10 to section 251(b)(2)(A)(i) of the Balanced Budget and
11 Emergency Deficit Control Act of 1985.

12 SPACE TECHNOLOGY

13 For an additional amount for “Space Technology”
14 \$29,750,000, to remain available until September 30,
15 2021, to prevent, prepare for, and respond to coronavirus,
16 domestically or internationally, which shall be for expenses
17 of modifications of the terms and conditions of contracts
18 and agreements as authorized in section 3610 of division
19 A of Public Law 116–136: *Provided*, That amounts made
20 available under this heading in this Act shall be in addi-
21 tion to any other amounts available for such purposes:
22 *Provided further*, That such amount is designated by the
23 Congress as being for an emergency requirement pursuant
24 to section 251(b)(2)(A)(i) of the Balanced Budget and
25 Emergency Deficit Control Act of 1985.

15

1 EXPLORATION

2 For an additional amount for “Exploration”
3 \$818,200,000, to remain available until September 30,
4 2021, to prevent, prepare for, and respond to coronavirus,
5 domestically or internationally, which shall be for expenses
6 of modifications of the terms and conditions of contracts
7 and agreements as authorized in section 3610 of division
8 A of Public Law 116–136: *Provided*, That amounts made
9 available under this heading in this Act shall be in addi-
10 tion to any other amounts available for such purposes:
11 *Provided further*, That such amount is designated by the
12 Congress as being for an emergency requirement pursuant
13 to section 251(b)(2)(A)(i) of the Balanced Budget and
14 Emergency Deficit Control Act of 1985.

15 SPACE OPERATIONS

16 For an additional amount for “Space Operations”
17 \$181,650,000, to remain available until September 30,
18 2021, to prevent, prepare for, and respond to coronavirus,
19 domestically or internationally, which shall be for expenses
20 of modifications of the terms and conditions of contracts
21 and agreements as authorized in section 3610 of division
22 A of Public Law 116–136: *Provided*, That amounts made
23 available under this heading in this Act shall be in addi-
24 tion to any other amounts available for such purposes:
25 *Provided further*, That such amount is designated by the

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

4 SCIENCE, TECHNOLOGY, ENGINEERING, AND
5 MATHEMATICS ENGAGEMENT

6 For an additional amount for “Science, Technology,
7 Engineering, and Mathematics Engagement” \$4,900,000,
8 to remain available until September 30, 2021, to prevent,
9 prepare for, and respond to coronavirus, domestically or
10 internationally, which shall be for expenses of modifica-
11 tions of the terms and conditions of contracts and agree-
12 ments as authorized in section 3610 of division A of Public
13 Law 116–136: *Provided*, That amounts made available
14 under this heading in this Act shall be in addition to any
15 other amounts available for such purposes: *Provided fur-*
16 *ther*, That such amount is designated by the Congress as
17 being for an emergency requirement pursuant to section
18 251(b)(2)(A)(i) of the Balanced Budget and Emergency
19 Deficit Control Act of 1985.

20 SAFETY, SECURITY AND MISSION SERVICES

21 For an additional amount for “Safety, Security and
22 Mission Services” \$91,700,000, to remain available until
23 September 30, 2021, to prevent, prepare for, and respond
24 to coronavirus, domestically or internationally, which shall
25 be for expenses of modifications of the terms and condi-

1 tions of contracts and agreements as authorized in section
2 3610 of division A of Public Law 116–136: *Provided*, That
3 amounts made available under this heading in this Act
4 shall be in addition to any other amounts available for
5 such purposes: *Provided further*, That such amount is des-
6 ignated 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 CONSTRUCTION AND ENVIRONMENTAL COMPLIANCE AND
10 RESTORATION

11 For an additional amount for “Construction and En-
12 vironmental Compliance and Restoration” \$121,100,000,
13 to remain available until September 30, 2021, to prevent,
14 prepare for, and respond to coronavirus, domestically or
15 internationally, which shall be for expenses of modifica-
16 tions of the terms and conditions of contracts and agree-
17 ments as authorized in section 3610 of division A of Public
18 Law 116–136: *Provided*, That amounts made available
19 under this heading in this Act shall be in addition to any
20 other amounts available for such purposes: *Provided fur-*
21 *ther*, That such amount is designated by the Congress as
22 being for an emergency requirement pursuant to section
23 251(b)(2)(A)(i) of the Balanced Budget and Emergency
24 Deficit Control Act of 1985.

1 TITLE III
2 DEPARTMENT OF DEFENSE
3 OPERATION AND MAINTENANCE
4 OPERATION AND MAINTENANCE, ARMY

5 For an additional amount for “Operation and Main-
6 tenance, Army”, \$882,068,000, to remain available until
7 September 30, 2021, to prevent, prepare for, and respond
8 to coronavirus, domestically or internationally: *Provided*,
9 That such amount is designated by the Congress as being
10 for an emergency requirement pursuant to section
11 251(b)(2)(A)(i) of the Balanced Budget and Emergency
12 Deficit Control Act of 1985.

13 OPERATION AND MAINTENANCE, NAVY

14 For an additional amount for “Operation and Main-
15 tenance, Navy”, \$458,237,000, to remain available until
16 September 30, 2021, to prevent, prepare for, and respond
17 to coronavirus, domestically or internationally: *Provided*,
18 That such amount is designated by the Congress as being
19 for an 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, MARINE CORPS

23 For an additional amount for “Operation and Main-
24 tenance, Marine Corps”, \$135,542,000, to remain avail-
25 able until September 30, 2021, to prevent, prepare for,

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

6 OPERATION AND MAINTENANCE, AIR FORCE

7 For an additional amount for “Operation and Main-
8 tenance, Air Force”, \$969,357,000, to remain available
9 until September 30, 2021, to prevent, prepare for, and re-
10 spond to coronavirus, domestically or internationally: *Pro-*
11 *vided*, That such amount is designated by the Congress
12 as being for an emergency requirement pursuant to sec-
13 tion 251(b)(2)(A)(i) of the Balanced Budget and Emer-
14 gency Deficit Control Act of 1985.

15 OPERATION AND MAINTENANCE, DEFENSE-WIDE

16 For an additional amount for “Operation and Main-
17 tenance, Defense-Wide”, \$112,071,000, to remain avail-
18 able until September 30, 2021, to prevent, prepare for,
19 and respond to coronavirus, domestically or internation-
20 ally: *Provided*, That such amount is designated by the
21 Congress as being for an emergency requirement pursuant
22 to section 251(b)(2)(A)(i) of the Balanced Budget and
23 Emergency Deficit Control Act of 1985.

1 OPERATION AND MAINTENANCE, ARMY RESERVE

2 For an additional amount for “Operation and Main-
3 tenance, Army Reserve”, \$8,000,000, to remain available
4 until September 30, 2021, to prevent, prepare for, and re-
5 spond to coronavirus, domestically or internationally: *Pro-*
6 *vided*, That such amount is designated by the Congress
7 as being for an emergency requirement pursuant to sec-
8 tion 251(b)(2)(A)(i) of the Balanced Budget and Emer-
9 gency Deficit Control Act of 1985.

10 OPERATION AND MAINTENANCE, ARMY NATIONAL

11 GUARD

12 For an additional amount for “Operation and Main-
13 tenance, Army National Guard”, \$30,000,000, to remain
14 available until September 30, 2021, to prevent, prepare
15 for, and respond to coronavirus, domestically or inter-
16 nationally: *Provided*, That such amount is designated by
17 the Congress as being for an emergency requirement pur-
18 suant to section 251(b)(2)(A)(i) of the Balanced Budget
19 and Emergency Deficit Control Act of 1985.

20 OPERATION AND MAINTENANCE, AIR NATIONAL GUARD

21 For an additional amount for “Operation and Main-
22 tenance, Air National Guard”, \$12,000,000, to remain
23 available until September 30, 2021, to prevent, prepare
24 for, and respond to coronavirus, domestically or inter-
25 nationally: *Provided*, That such amount is designated by

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

4 PROCUREMENT

5 OTHER PROCUREMENT, ARMY

6 For an additional amount for “Other Procurement,
7 Army”, \$48,500,000, to remain available until September
8 30, 2022, to prevent, prepare for, and respond to
9 coronavirus, domestically or internationally: *Provided*,
10 That such amount is designated by the Congress as being
11 for an emergency requirement pursuant to section
12 251(b)(2)(A)(i) of the Balanced Budget and Emergency
13 Deficit Control Act of 1985.

14 OTHER PROCUREMENT, NAVY

15 For an additional amount for “Other Procurement,
16 Navy”, \$34,823,000, to remain available until September
17 30, 2022, to prevent, prepare for, and respond to
18 coronavirus, domestically or internationally: *Provided*,
19 That such amount is designated by the Congress as being
20 for an emergency requirement pursuant to section
21 251(b)(2)(A)(i) of the Balanced Budget and Emergency
22 Deficit Control Act of 1985.

23 PROCUREMENT, DEFENSE-WIDE

24 For an additional amount for “Procurement, De-
25 fense-Wide”, \$484,000, to remain available until Sep-

1 tember 30, 2022, to prevent, prepare for, and respond to
2 coronavirus, domestically or internationally: *Provided*,
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 CORONAVIRUS DEFENSE PRODUCTION ACT PURCHASES

8 For expenses of activities of and for the Department
9 of Defense pursuant to sections 108, 301, 302, and 303
10 of the Defense Production Act of 1950 (50 U.S.C. 4518,
11 4531, 4532, and 4533) to prevent, prepare for, and re-
12 spond to coronavirus, domestically or internationally,
13 \$5,300,000,000, to remain available until expended: *Pro-*
14 *vided*, That the Secretary of Defense shall expend the
15 funds provided under this heading of this Act as if dele-
16 gated the necessary authorities conferred by the Defense
17 Production Act of 1950: *Provided further*, That such
18 amount is designated by the Congress as being for an
19 emergency requirement pursuant to section
20 251(b)(2)(A)(i) of the Balanced Budget and Emergency
21 Deficit Control Act of 1985.

1 RESEARCH, DEVELOPMENT, TEST AND
2 EVALUATION

3 RESEARCH, DEVELOPMENT, TEST AND EVALUATION,
4 AIR FORCE

5 For an additional amount for “Research, Develop-
6 ment, Test and Evaluation, Air Force”, \$1,494,000, to re-
7 main available until September 30, 2021, to prevent, pre-
8 pare for, and respond to coronavirus, domestically or
9 internationally: *Provided*, That such amount is designated
10 by the Congress as being for an emergency requirement
11 pursuant to section 251(b)(2)(A)(i) of the Balanced Budg-
12 et and Emergency Deficit Control Act of 1985.

13 RESEARCH, DEVELOPMENT, TEST AND EVALUATION,
14 DEFENSE-WIDE

15 For an additional amount for “Research, Develop-
16 ment, Test and Evaluation, Defense-Wide”, \$20,931,000,
17 to remain available until September 30, 2021, to prevent,
18 prepare for, and respond to coronavirus, domestically or
19 internationally: *Provided*, That such amount is designated
20 by the Congress as being for an emergency requirement
21 pursuant to section 251(b)(2)(A)(i) of the Balanced Budg-
22 et and Emergency Deficit Control Act of 1985.

1 REVOLVING AND MANAGEMENT FUNDS

2 DEFENSE WORKING CAPITAL FUNDS

3 For an additional amount for “Defense Working
4 Capital Funds”, \$1,783,500,000, to provide liquidity to
5 position the funds to prevent, prepare for, and respond
6 to coronavirus, domestically or internationally: *Provided*,
7 That of the amount provided under this heading in this
8 Act, \$600,000,000 shall be for the Army Working Capital
9 Fund, \$694,000,000 shall be for the Navy Working Cap-
10 ital Fund, and \$489,500,000 shall be for the Air Force
11 Working Capital Fund: *Provided further*, 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 OTHER DEPARTMENT OF DEFENSE PROGRAMS

17 DEFENSE HEALTH PROGRAM

18 For an additional amount for “Defense Health Pro-
19 gram”, \$705,000,000, of which \$175,000,000 shall be for
20 operation and maintenance, to remain available until Sep-
21 tember 30, 2021, and \$530,000,000 shall be for research,
22 development, test and evaluation, to remain available until
23 September 30, 2021, to prevent, prepare for, and respond
24 to coronavirus, domestically or internationally: *Provided*,
25 That such amount is designated by the Congress as being

1 for an 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 SEC. 301. (a) In addition to amounts otherwise made
6 available in this Act, there is appropriated \$1,128,000,000
7 for a “Defense Industrial Base Resiliency Fund—Army”,
8 to remain available until September 30, 2021.

9 (b) The funds provided by subsection (a) shall be
10 available to the Secretary of the Army to prevent, prepare
11 for, and respond to coronavirus, domestically or inter-
12 nationally, which shall be for expenses of modifications of
13 the terms and conditions of contracts and agreements as
14 authorized in section 3610 of division A of Public Law
15 116–136.

16 (c)(1) The Secretary of the Army shall transfer funds
17 provided by subsection (a) to appropriations for operation
18 and maintenance; procurement; and research, develop-
19 ment, test and evaluation to accomplish the purposes spec-
20 ified in subsection (b). Such transferred funds shall be
21 merged with and be available for the same purposes and
22 for the same time period as the appropriation to which
23 they are transferred.

1 (2) The transfer authority provided by this subsection
2 shall be in addition to any other transfer authority avail-
3 able to the Department of Defense.

4 (3) The Secretary of the Army shall, through the
5 Under Secretary of Defense (Comptroller), not less than
6 30 days prior to making any transfer under this sub-
7 section, notify the congressional defense committees in
8 writing of the details of the transfer.

9 (d) Funds appropriated by this section may not be
10 transferred to “Drug Interdiction and Counter-Drug Ac-
11 tivities, Defense”.

12 (e) The amount is designated by the Congress as
13 being for an emergency requirement pursuant to section
14 251(b)(2)(A)(i) of the Balanced Budget and Emergency
15 Deficit Control Act of 1985.

16 SEC. 302. (a) In addition to amounts otherwise made
17 available in this Act, there is appropriated \$4,664,000,000
18 for a “Defense Industrial Base Resiliency Fund—Navy
19 and Marine Corps”, to remain available until September
20 30, 2021.

21 (b) The funds provided by subsection (a) shall be
22 available to the Secretary of the Navy to prevent, prepare
23 for, and respond to coronavirus, domestically or inter-
24 nationally, which shall be for expenses of modifications of
25 the terms and conditions of contracts and agreements as

1 authorized in section 3610 of division A of Public Law
2 116–136.

3 (c)(1) The Secretary of the Navy shall transfer funds
4 provided by subsection (a) to appropriations for operation
5 and maintenance; procurement; and research, develop-
6 ment, test and evaluation to accomplish the purposes spec-
7 ified in subsection (b). Such transferred funds shall be
8 merged with and be available for the same purposes and
9 for the same time period as the appropriation to which
10 they are transferred.

11 (2) The transfer authority provided by this subsection
12 shall be in addition to any other transfer authority avail-
13 able to the Department of Defense.

14 (3) The Secretary of the Navy shall, through the
15 Under Secretary of Defense (Comptroller), not less than
16 30 days prior to making any transfer under this sub-
17 section, notify the congressional defense committees in
18 writing of the details of the transfer.

19 (d) Funds appropriated by this section may not be
20 transferred to “Drug Interdiction and Counter-Drug Ac-
21 tivities, Defense”.

22 (e) The amount is designated by the Congress as
23 being for 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 SEC. 303. (a) In addition to amounts otherwise made
2 available in this Act, there is appropriated \$4,273,400,000
3 for a “Defense Industrial Base Resiliency Fund—Air
4 Force and Space Force”, to remain available until Sep-
5 tember 30, 2021.

6 (b) The funds provided by subsection (a) shall be
7 available to the Secretary of the Air Force to prevent, pre-
8 pare for, and respond to coronavirus, domestically or
9 internationally, which shall be for expenses of modifica-
10 tions of the terms and conditions of contracts and agree-
11 ments as authorized in section 3610 of division A of Public
12 Law 116–136.

13 (c)(1) The Secretary of the Air Force shall transfer
14 funds provided by subsection (a) to appropriations for op-
15 eration and maintenance; procurement; and research, de-
16 velopment, test and evaluation to accomplish the purposes
17 specified in subsection (b). Such transferred funds shall
18 be merged with and be available for the same purposes
19 and for the same time period as the appropriation to which
20 they are transferred.

21 (2) The transfer authority provided by this subsection
22 shall be in addition to any other transfer authority avail-
23 able to the Department of Defense.

24 (3) The Secretary of the Air Force shall, through the
25 Under Secretary of Defense (Comptroller), not less than

1 30 days prior to making any transfer under this sub-
2 section, notify the congressional defense committees in
3 writing of the details of the transfer.

4 (d) Funds appropriated by this section may not be
5 transferred to “Drug Interdiction and Counter-Drug Ac-
6 tivities, Defense”.

7 (e) The amount is designated by the Congress as
8 being for an emergency requirement pursuant to section
9 251(b)(2)(A)(i) of the Balanced Budget and Emergency
10 Deficit Control Act of 1985.

11 SEC. 304. (a) In addition to amounts otherwise made
12 available in this Act, there is appropriated \$783,100,000
13 for a “Defense Industrial Base Resiliency Fund—Defense:
14 Special Operations Command and Missile Defense Agen-
15 cy”, to remain available until September 30, 2021.

16 (b) The funds provided by subsection (a) shall be
17 available to the Secretary of the Defense, or his designee,
18 to prevent, prepare for, and respond to coronavirus, do-
19 mestically or internationally, which shall be for expenses
20 of modifications of the terms and conditions of contracts
21 and agreements as authorized in section 3610 of division
22 A of Public Law 116–136.

23 (c)(1) The Secretary of the Defense, or his designee,
24 shall transfer funds provided by subsection (a) to appro-
25 priations for operation and maintenance; procurement;

1 and research, development, test and evaluation to accom-
2 plish the purposes specified in subsection (b). Such trans-
3 ferred funds shall be merged with and be available for the
4 same purposes and for the same time period as the appro-
5 priation to which they are transferred.

6 (2) The transfer authority provided by this subsection
7 shall be in addition to any other transfer authority avail-
8 able to the Department of Defense.

9 (3) The Secretary of the Defense, or his designee,
10 shall, through the Under Secretary of Defense (Comp-
11 troller), not less than 30 days prior to making any transfer
12 under this subsection, notify the congressional defense
13 committees in writing of the details of the transfer.

14 (d) Funds appropriated by this section may not be
15 transferred to “Drug Interdiction and Counter-Drug Ac-
16 tivities, Defense”.

17 (e) The amount is designated by the Congress as
18 being for an emergency requirement pursuant to section
19 251(b)(2)(A)(i) of the Balanced Budget and Emergency
20 Deficit Control Act of 1985.

21 SEC. 305. The remaining unobligated balances of
22 funds as of September 30, 2020, from amounts provided
23 to the Department of Defense for Military Personnel
24 under the headings “National Guard Personnel, Army”
25 and “National Guard Personnel, Air Force” in title III

1 of division B of the Coronavirus Aid, Relief, and Economic
2 Security Act (Public Law 116–136), are hereby perma-
3 nently rescinded, and an amount of additional new budget
4 authority equivalent to the amount rescinded from each
5 account is hereby appropriated on September 30, 2020,
6 to remain available until September 30, 2021, and shall
7 be available for the same purposes, in addition to other
8 funds as may be available for such purposes, and under
9 the same authorities for which the funds were originally
10 provided in Public Law 116–136: *Provided*, That the
11 amounts rescinded pursuant to this section that were pre-
12 viously designated by the Congress as an emergency re-
13 quirement pursuant to section 251(b)(2)(A) of the Bal-
14 anced Budget and Emergency Deficit Control Act of 1985
15 are designated by the Congress as an emergency require-
16 ment pursuant to section 251(b)(2)(A)(i) of that Act: *Pro-*
17 *vided further*, That such amount is designated by the Con-
18 gress as being for an emergency requirement pursuant to
19 section 251(b)(2)(A)(i) of the Balanced Budget and
20 Emergency Deficit Control Act of 1985.

21 SEC. 306. The remaining unobligated balances of
22 funds as of September 30, 2020, from amounts provided
23 to the Department of Defense for Operation and Mainte-
24 nance under the headings “Operation and Maintenance,
25 Army” and “Operation and Maintenance, Navy” and “Op-

1 eration and Maintenance, Marine Corps” and “Operation
2 and Maintenance, Air Force” and “Operation and Mainte-
3 nance, Army Reserve” and “Operation and Maintenance,
4 Army National Guard” and “Operation and Maintenance,
5 Air National Guard” and “Operation and Maintenance,
6 Defense-Wide” in title III of division B of the Coronavirus
7 Aid, Relief, and Economic Security Act (Public Law 116–
8 136), are hereby permanently rescinded, and an amount
9 of additional new budget authority equivalent to the
10 amount rescinded from each account is hereby appro-
11 priated on September 30, 2020, to remain available until
12 September 30, 2021, and shall be available for the same
13 purposes, in addition to other funds as may be available
14 for such purposes, and under the same authorities for
15 which the funds were originally provided in Public Law
16 116–136: *Provided*, That the amounts rescinded pursuant
17 to this section that were previously designated by the Con-
18 gress as an emergency requirement pursuant to section
19 251(b)(2)(A) of the Balanced Budget and Emergency
20 Deficit Control Act of 1985 are designated by the Con-
21 gress as an emergency requirement pursuant to section
22 251(b)(2)(A)(i) of that Act: *Provided further*, That such
23 amount is designated by the Congress as being for an
24 emergency requirement pursuant to section

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

3 SEC. 307. The remaining unobligated balances of
4 funds as of September 30, 2020, from amounts provided
5 to the Department of Defense for Other Department of
6 Defense Programs under the headings “Defense Health
7 Program: Operation and maintenance” and “Office of the
8 Inspector General” in title III of division B of the
9 Coronavirus Aid, Relief, and Economic Security Act (Pub-
10 lic Law 116–136), are hereby permanently rescinded, and
11 an amount of additional new budget authority equivalent
12 to the amount rescinded from each account is hereby ap-
13 propriated on September 30, 2020, to remain available
14 until September 30, 2021, and shall be available for the
15 same purposes, in addition to other funds as may be avail-
16 able for such purposes, and under the same authorities
17 for which the funds were originally provided in Public Law
18 116–136: *Provided*, That the amounts rescinded pursuant
19 to this section that were previously designated by the Con-
20 gress as an emergency requirement pursuant to section
21 251(b)(2)(A) of the Balanced Budget and Emergency
22 Deficit Control Act of 1985 are designated by the Con-
23 gress as an emergency requirement pursuant to section
24 251(b)(2)(A)(i) of that Act: *Provided further*, 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 SEC. 308. For an additional amount for “Operation
5 and Maintenance, Navy”, \$153,000,000, to prevent, pre-
6 pare for, and respond to coronavirus, domestically or
7 internationally: *Provided*, That the amounts made avail-
8 able in this section shall only be for Ship depot mainte-
9 nance: *Provided further*, That such amounts shall be in
10 addition to any other amounts available for such purposes:
11 *Provided further*, That such amount is designated by the
12 Congress as being for an emergency requirement pursuant
13 to section 251(b)(2)(A)(i) of the Balanced Budget and
14 Emergency Deficit Control Act of 1985.

15 SEC. 309. For an additional amount for “Aircraft
16 Procurement, Army”, \$283,000,000, to remain available
17 until September 30, 2022, to prevent, prepare for, and re-
18 spond to coronavirus, domestically or internationally: *Pro-*
19 *vided*, That the amounts made available in this section
20 shall only be for AH-64 Apache Block IIIB New Build:
21 Additional AH-64 Helicopters: *Provided further*, That
22 such amounts shall be in addition to any other amounts
23 available for such purposes: *Provided further*, That such
24 amount is designated by the Congress as being for an
25 emergency requirement pursuant to section

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

3 SEC. 310. For an additional amount for “Weapons
4 and Tracked Combat Vehicles, Army”, \$375,000,000, to
5 remain available until September 30, 2022, to prevent,
6 prepare for, and respond to coronavirus, domestically or
7 internationally: *Provided*, That the amounts made avail-
8 able in this section shall only be for Stryker Upgrade:
9 Stryker DVHA1: *Provided further*, That such amounts
10 shall be in addition to any other amounts available for
11 such purposes: *Provided further*, That such amount is des-
12 ignated 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 SEC. 311. For an additional amount for “Other Pro-
16 curement, Army”, \$19,500,000, to remain available until
17 September 30, 2022, to prevent, prepare for, and respond
18 to coronavirus, domestically or internationally: *Provided*,
19 That the amounts made available in this section shall only
20 be for Force Protection Upgrades: Unfunded require-
21 ments: *Provided further*, That such amounts shall be in
22 addition to any other amounts available for such purposes:
23 *Provided further*, That such amount is designated by the
24 Congress as being for an emergency requirement pursuant

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

3 SEC. 312. For an additional amount for “Aircraft
4 Procurement, Navy”, \$1,068,000,000, to remain available
5 until September 30, 2022, to prevent, prepare for, and re-
6 spond to coronavirus, domestically or internationally: *Pro-*
7 *vided*, That the amounts made available in this section
8 shall only be for P-8A Poseidon: Additional aircraft: *Pro-*
9 *vided further*, That such amounts shall be in addition to
10 any other amounts available for such purposes: *Provided*
11 *further*, That such amount is designated by the Congress
12 as being for an emergency requirement pursuant to sec-
13 tion 251(b)(2)(A)(i) of the Balanced Budget and Emer-
14 gency Deficit Control Act of 1985.

15 SEC. 313. For an additional amount for “Weapons
16 Procurement, Navy”, \$41,400,000, to remain available
17 until September 30, 2022, to prevent, prepare for, and re-
18 spond to coronavirus, domestically or internationally: *Pro-*
19 *vided*, That the amounts made available in this section
20 shall only be for LCS OTH Missile: Naval Strike Missiles
21 and Launchers: *Provided further*, That such amounts shall
22 be in addition to any other amounts available for such pur-
23 poses: *Provided further*, That such amount is designated
24 by the Congress as being for an emergency requirement

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

3 SEC. 314. For an additional amount for “Ship-
4 building and Conversion, Navy”, \$2,210,000,000, to re-
5 main available until September 30, 2024, to prevent, pre-
6 pare for, and respond to coronavirus, domestically or
7 internationally: *Provided*, That of the amounts made avail-
8 able in this section \$1,450,000,000 shall be only for four
9 expeditionary medical ships, \$260,000,000 shall be only
10 for one EPF Expeditionary Fast Transport ship,
11 \$250,000,000 shall be only for amphibious shipbuilding
12 programs and \$250,000,000 shall be only for the surface
13 combatant supplier base program: *Provided further*, That
14 such amounts shall be in addition to any other amounts
15 available for such purposes: *Provided further*, That such
16 amount is designated by the Congress as being for an
17 emergency requirement pursuant to section
18 251(b)(2)(A)(i) of the Balanced Budget and Emergency
19 Deficit Control Act of 1985.

20 SEC. 315. For an additional amount for “Other Pro-
21 curement, Navy”, \$49,100,000, to remain available until
22 September 30, 2022, to prevent, prepare for, and respond
23 to coronavirus, domestically or internationally: *Provided*,
24 That the amounts made available in this section shall only
25 be for Sonobuoys—All Types: Additional sonobuoys: *Pro-*

1 *vided further*, That such amounts shall be in addition to
2 any other amounts available for such purposes: *Provided*
3 *further*, 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.

7 SEC. 316. For an additional amount for “Aircraft
8 Procurement, Air Force”, \$2,056,000,000, to remain
9 available until September 30, 2022, to prevent, prepare
10 for, and respond to coronavirus, domestically or inter-
11 nationally: *Provided*, That of the amounts made available
12 in this section \$686,000,000 shall be only for F-35A: Ad-
13 ditional aircraft, \$720,000,000 shall be only for C-130J:
14 Additional aircraft and \$650,000,000 shall be only for A-
15 10: Wing replacements: *Provided further*, That such
16 amounts shall be in addition to any other amounts avail-
17 able for such purposes: *Provided further*, That such
18 amount is designated by the Congress as being for an
19 emergency requirement pursuant to section
20 251(b)(2)(A)(i) of the Balanced Budget and Emergency
21 Deficit Control Act of 1985.

22 SEC. 317. For an additional amount for “Procure-
23 ment, Defense-Wide”, \$359,695,000, to remain available
24 until September 30, 2022, to prevent, prepare for, and re-
25 spond to coronavirus, domestically or internationally: *Pro-*

1 *vided*, That of the amounts made available in this section
2 \$76,325,000 shall be only for THAAD: THAAD Battery
3 #8, \$243,270,000 shall be only for BMDS AN/TPY-2
4 Radars: THAAD Battery #8 and \$40,100,000 shall be
5 only for Manned ISR: One DHC-8 combat loss replace-
6 ment: *Provided further*, That such amounts shall be in ad-
7 dition to any other amounts available for such purposes:
8 *Provided further*, That such amount is designated by the
9 Congress as being for an emergency requirement pursuant
10 to section 251(b)(2)(A)(i) of the Balanced Budget and
11 Emergency Deficit Control Act of 1985.

12 SEC. 318. For an additional amount for “National
13 Guard and Reserve Equipment Account”, \$800,000,000,
14 to remain available until September 30, 2022, to prevent,
15 prepare for, and respond to coronavirus, domestically or
16 internationally: *Provided*, That such amounts shall be in
17 addition to any other amounts available for such purposes:
18 *Provided further*, That such amount is designated by the
19 Congress as being for an emergency requirement pursuant
20 to section 251(b)(2)(A)(i) of the Balanced Budget and
21 Emergency Deficit Control Act of 1985.

22 SEC. 319. For an additional amount for “Research,
23 Development, Test and Evaluation, Navy”, \$20,000,000,
24 to remain available until September 30, 2021, to prevent,
25 prepare for, and respond to coronavirus, domestically or

1 internationally: *Provided*, That the amounts made avail-
2 able in this section shall only be for United States Marine
3 Corps Force Design unfunded requirements: *Provided fur-*
4 *ther*, That such amounts shall be in addition to any other
5 amounts available for such purposes: *Provided further*,
6 That such amount is designated by the Congress as being
7 for an emergency requirement pursuant to section
8 251(b)(2)(A)(i) of the Balanced Budget and Emergency
9 Deficit Control Act of 1985.

10 SEC. 320. For an additional amount for “Research,
11 Development, Test and Evaluation, Air Force”,
12 \$20,000,000, to remain available until September 30,
13 2021, to prevent, prepare for, and respond to coronavirus,
14 domestically or internationally: *Provided*, That the
15 amounts made available in this section shall only be for
16 F-35 C2D2: F-35 JASSM integration: *Provided further*,
17 That such amounts shall be in addition to any other
18 amounts available for such purposes: *Provided further*,
19 That such amount is designated by the Congress as being
20 for an emergency requirement pursuant to section
21 251(b)(2)(A)(i) of the Balanced Budget and Emergency
22 Deficit Control Act of 1985.

23 SEC. 321. For an additional amount for “Research,
24 Development, Test and Evaluation, Defense-Wide”,
25 \$595,000,000, to remain available until September 30,

1 2021, to prevent, prepare for, and respond to coronavirus,
2 domestically or internationally: *Provided*, That of the
3 amounts made available in this section \$65,800,000 shall
4 be only for Missile Defense Agency: Hypersonic Defense
5 unfunded requirements, \$39,200,000 shall be only for
6 Missile Defense Agency: Cruise missile defense indications
7 and warning unfunded requirements, \$200,000,000 shall
8 be only for Missile Defense Agency: Ground-based Mid-
9 course Defense SLEP and \$290,000,000 shall be only for
10 Space Development Agency: Hypersonic and Ballistic
11 Tracking Space Sensor: *Provided further*, That such
12 amounts shall be in addition to any other amounts avail-
13 able for such purposes: *Provided further*, That such
14 amount is designated by the Congress as being for an
15 emergency requirement pursuant to section
16 251(b)(2)(A)(i) of the Balanced Budget and Emergency
17 Deficit Control Act of 1985.

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

5 For an additional amount for “Science”,
6 \$306,000,000, to remain available until September 30,
7 2021, to prevent, prepare for, and respond to coronavirus,
8 domestically or internationally, which shall be for nec-
9 essary expenses related to research and development and
10 related activities, including equipment, enabling tech-
11 nologies, and personnel associated with the operations of
12 Department of Energy scientific user facilities: *Provided*,
13 That of the funds appropriated under this heading in this
14 Act, \$6,000,000 shall be for the COVID–19 Insights Part-
15 nership: *Provided further*, That of the funds appropriated
16 under this heading in this Act, \$12,100,000 shall be for
17 necessary expenses related to cybersecurity and informa-
18 tion technology: *Provided further*, That such amount is
19 designated by the Congress as being for an emergency re-
20 quirement pursuant to section 251(b)(2)(A)(i) of the Bal-
21 anced Budget and Emergency Deficit Control Act of 1985.

22 DEPARTMENTAL ADMINISTRATION
23 (INCLUDING TRANSFER OF FUNDS)

24 For an additional amount for “Departmental Admin-
25 istration”, \$1,300,000, to remain available until Sep-

1 tember 30, 2021, to prevent, prepare for, and respond to
2 coronavirus, domestically or internationally, including for
3 necessary expenses related to personal protective equip-
4 ment: *Provided*, That funds appropriated under this head-
5 ing in this Act may be transferred to, and merged with,
6 other appropriation accounts of the Department of Energy
7 to prevent, prepare for, and respond to coronavirus, in-
8 cluding for necessary expenses related to personal protec-
9 tive equipment: *Provided further*, That such amount is
10 designated by the Congress as being for an emergency re-
11 quirement pursuant to section 251(b)(2)(A)(i) of the Bal-
12 anced Budget and Emergency Deficit Control Act of 1985.

1 TITLE V
2 DEPARTMENT OF THE TREASURY
3 INTERNAL REVENUE SERVICE
4 BUSINESS SYSTEMS MODERNIZATION
5 (INCLUDING TRANSFER OF FUNDS)

6 For an additional amount for “Business Systems
7 Modernization”, \$2,000,000,000, to remain available until
8 September 30, 2025, to prevent, prepare for, and respond
9 to coronavirus, domestically or internationally, which shall
10 be for information technology modernization, including
11 that which facilitates remote performance of critical Inter-
12 nal Revenue Service functions: *Provided*, That amounts
13 made available under this heading in this Act may be
14 transferred to “Operations Support” upon prior notifica-
15 tion to the Committees on Appropriations of the House
16 of Representatives and the Senate: *Provided further*, That
17 amounts transferred pursuant to the previous proviso shall
18 be available solely for the purposes set forth in this para-
19 graph: *Provided further*, That such transfer authority is
20 in addition to any other transfer authority provided by
21 law: *Provided further*, That funds made available under
22 this heading in this Act shall be in addition to any other
23 funds made available for this purpose: *Provided further*,
24 That such amount is designated by the Congress as being
25 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 INDEPENDENT AGENCIES

4 GENERAL SERVICES ADMINISTRATION

5 REAL PROPERTY ACTIVITIES

6 FEDERAL BUILDINGS FUND

7 For an additional amount to be deposited in the
8 “Federal Buildings Fund”, \$377,000,000, to remain
9 available until expended, to prevent, prepare for, and re-
10 spond to coronavirus, domestically or internationally,
11 which shall be for the West Wing Phase 2 Modernization
12 and Pennsylvania Avenue Screening Facility: *Provided*,
13 That such amount is designated by the Congress as being
14 for an emergency requirement pursuant to section
15 251(b)(2)(A)(i) of the Balanced Budget and Emergency
16 Deficit Control Act of 1985.

17 NATIONAL ARCHIVES AND RECORDS ADMINISTRATION

18 RECORDS CENTER REVOLVING FUND

19 For an additional amount for “Records Center Re-
20 volving Fund” for the Federal Record Centers Program,
21 \$92,000,000, to remain available until September 30,
22 2021, to prevent, prepare for, and respond to coronavirus,
23 domestically or internationally, which shall be for offset-
24 ting the loss resulting from the coronavirus pandemic of
25 the user charges collected by such Fund pursuant to sub-

1 section (c) under the heading “Records Center Revolving
2 Fund” in Public Law 106–58, as amended (44 U.S.C.
3 2901 note): *Provided*, That the amount provided under
4 this heading in this Act may be used to reimburse the
5 Fund for obligations incurred for this purpose prior to the
6 date of the enactment of this Act: *Provided further*, That
7 such amount is provided without regard to the limitation
8 in subsection (d) under the heading “Records Center Re-
9 volving Fund” in Public Law 106–58, as amended (44
10 U.S.C. 2901 note): *Provided further*, That such amount
11 is designated by the Congress as being for an emergency
12 requirement pursuant to section 251(b)(2)(A)(i) of the
13 Balanced Budget and Emergency Deficit Control Act of
14 1985.

15 GENERAL PROVISION—THIS TITLE

16 SEC. 501. (a) APPROPRIATIONS.—

17 (1) In the matter preceding the first proviso
18 under the heading “Independent Agencies—Pan-
19 demic Response Accountability Committee” in title
20 V of division B of the Coronavirus Aid, Relief, and
21 Economic Security Act (Public Law 116–136),
22 strike “funds provided in” and insert “covered funds
23 as provided in section 15010 of” before “this Act”.

24 (2) The amounts repurposed in this section that
25 were previously designated by the Congress as an

1 emergency requirement pursuant to the Balanced
2 Budget and Emergency Deficit Control Act of 1985
3 are designated by the Congress as an emergency re-
4 quirement pursuant to section 251(b)(2)(A)(i) of the
5 Balanced Budget and Emergency Deficit Control
6 Act of 1985.

7 (b) DEFINITION OF COVERED FUNDS.—Section
8 15010(a)(6) of division B of the Coronavirus, Aid, Relief,
9 and Economic Security Act (Public Law 116–136) is
10 amended—

11 (1) in subparagraph (A), by striking “this Act”
12 and inserting “the Coronavirus Aid, Relief, and Eco-
13 nomic Security Act (divisions A and B) (Public Law
14 116–136)”; and

15 (2) by striking subparagraph (D) and inserting:

16 “(D) the Paycheck Protection Program
17 and Health Care Enhancement Act (Public Law
18 116–139); or

19 “(E) all divisions of this Act; and”.

1 TITLE VI
2 DEPARTMENT OF HOMELAND SECURITY
3 TRANSPORTATION SECURITY ADMINISTRATION
4 OPERATIONS AND SUPPORT

5 For an additional amount for “Operations and Sup-
6 port”, \$138,000,000, to prevent, prepare for, and respond
7 to coronavirus, domestically or internationally; of which
8 \$88,000,000, to remain available until September 30,
9 2021, shall be for cleaning and sanitization at checkpoints
10 and other airport common areas and related expenses; and
11 of which \$50,000,000, to remain available until September
12 30, 2022, shall be for the procurement and installation
13 of credential authentication technology units and related
14 infrastructure upgrades: *Provided*, That such amount is
15 designated by the Congress as being for an emergency re-
16 quirement pursuant to section 251(b)(2)(A)(i) of the Bal-
17 anced Budget and Emergency Deficit Control Act of 1985.

18 PROCUREMENT, CONSTRUCTION, AND IMPROVEMENTS

19 For an additional amount for “Procurement, Con-
20 struction, and Improvements”, \$70,000,000, to remain
21 available until September 30, 2022, to prevent, prepare
22 for, and respond to coronavirus, domestically or inter-
23 nationally, which shall be for the procurement and instal-
24 lation of computed tomography technologies: *Provided*,
25 That such amount is designated by the Congress as being

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

4 UNITED STATES SECRET SERVICE

5 PROCUREMENT, CONSTRUCTION, AND IMPROVEMENTS

6 For an additional amount for “Procurement, Con-
7 struction, and Improvements”, \$73,000,000, to remain
8 available until September 30, 2023, to prevent, prepare
9 for, and respond to coronavirus, domestically or inter-
10 nationally, which shall be for construction, surveillance
11 and inspection equipment, and related health and security
12 enhancements: *Provided*, That such amount is designated
13 by the Congress as being for an emergency requirement
14 pursuant to section 251(b)(2)(A)(i) of the Balanced Budg-
15 et and Emergency Deficit Control Act of 1985.

16 CYBERSECURITY AND INFRASTRUCTURE SECURITY

17 AGENCY

18 PROCUREMENT, CONSTRUCTION, AND IMPROVEMENTS

19 For an additional amount for “Procurement, Con-
20 struction, and Improvements”, \$53,000,000, to remain
21 available until September 30, 2023, to prevent, prepare
22 for, and respond to coronavirus, domestically or inter-
23 nationally, which shall be for cybersecurity technology pro-
24 curement and related activities: *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 FEDERAL EMERGENCY MANAGEMENT AGENCY
5 OPERATIONS AND SUPPORT

6 For an additional amount for “Operations and Sup-
7 port”, \$31,000,000, to remain available until September
8 30, 2021, to prevent, prepare for, and respond to
9 coronavirus, domestically or internationally, which shall be
10 for salaries and expenses, enhancements to information
11 technology, communications, and facilities support: *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 “Procurement, Con-
18 struction, and Improvements”, \$119,000,000, to remain
19 available until expended, to prevent, prepare for, and re-
20 spond to coronavirus, domestically or internationally,
21 which shall be for enhancements to information technology
22 and for facilities: *Provided*, That such amount is des-
23 ignated by the Congress as being for an emergency re-
24 quirement pursuant to section 251(b)(2)(A)(i) of the Bal-
25 anced Budget and Emergency Deficit Control Act of 1985.

1 FEDERAL ASSISTANCE

2 For an additional amount for “Federal Assistance”,
3 \$930,000,000, to remain available until September 30,
4 2021, to prevent, prepare for, and respond to coronavirus,
5 domestically or internationally: *Provided*, That of the
6 amount provided under this heading in this Act,
7 \$365,000,000 shall be for Assistance to Firefighter
8 Grants for the purchase of personal protective equipment
9 and related supplies, including reimbursements;
10 \$365,000,000 shall be for Staffing for Adequate Fire and
11 Emergency Response Grants; and \$200,000,000 shall be
12 for the Emergency Food and Shelter Program: *Provided*
13 *further*, That such amount is designated by the Congress
14 as being for an emergency requirement pursuant to sec-
15 tion 251(b)(2)(A)(i) of the Balanced Budget and Emer-
16 gency Deficit Control Act of 1985.

17 GENERAL PROVISIONS—THIS TITLE

18 SEC. 601. Notwithstanding any other provision of
19 law, funds made available under each heading in this title
20 shall only be used for the purposes specifically described
21 under that heading.

22 SEC. 602. For necessary expenses related to pro-
23 viding customs and immigration inspection and pre-in-
24 spection services pursuant to section 1356 of title 8,
25 United States Code, and section 58c(f) of title 19, United

1 States Code, and in addition to any other funds made
2 available for this purpose, there is appropriated, out of
3 any money in the Treasury not otherwise appropriated,
4 \$1,600,000,000, to remain available until September 30,
5 2021, to offset the loss resulting from the coronavirus
6 pandemic of Immigration User Fee receipts collected pur-
7 suant to section 286(h) of the Immigration and Nation-
8 ality Act (8 U.S.C. 1356(h)), and fees for certain customs
9 services collected pursuant to paragraphs 1 through 8 and
10 paragraph 10 of subsection (a) of section 13031 of the
11 Consolidated Omnibus Budget Reconciliation Act of 1985
12 (19 U.S.C. 58c(a)(1)–(8) and (a)(10)): *Provided*, That
13 notwithstanding any other provision of law, funds made
14 available by this section shall only be used by the U.S.
15 Customs and Border Protection: *Provided further*, That
16 such amount is designated by the Congress as being for
17 an emergency requirement pursuant to section
18 251(b)(2)(A)(i) of the Balanced Budget and Emergency
19 Deficit Control Act of 1985.

20 SEC. 603. Of the unobligated balances of funds made
21 available under the heading “U.S. Customs and Border
22 Protection—Operations and Support” in title III of the
23 Emergency Supplemental Appropriations for Humanitarian Assistance and Security at the Southern Border
24 Act, 2019 (Public Law 116–26), \$120,000,000 are hereby
25

1 rescinded: *Provided*, That the amounts rescinded pursuant
2 to this subsection that were previously designated by the
3 Congress as an emergency requirement pursuant to sec-
4 tion 251(b)(2)(A)(i) of the Balanced Budget and Emer-
5 gency Deficit Control Act of 1985 are designated by the
6 Congress as an emergency requirement pursuant to that
7 section of that Act.

1 TITLE VII
2 DEPARTMENT OF HEALTH AND HUMAN
3 SERVICES
4 INDIAN HEALTH SERVICE
5 INDIAN HEALTH SERVICES
6 (INCLUDING TRANSFERS OF FUNDS)

7 For an additional amount for “Indian Health Serv-
8 ices”, \$605,000,000, to remain available until September
9 30, 2021, to prevent, prepare for, and respond to
10 coronavirus, domestically or internationally: *Provided*,
11 That the amount provided under this heading in this Act
12 shall be distributed through Indian Health Service directly
13 operated programs and to tribes and tribal organizations
14 under the Indian Self-Determination and Education As-
15 sistance Act and through contracts or grants with Urban
16 Indian Organizations under title V of the Indian Health
17 Care Improvement Act: *Provided further*, That the amount
18 provided under this heading in this Act, if transferred to
19 tribes and tribal organizations under the Indian Self-De-
20 termination and Education Assistance Act, will be trans-
21 ferred on a one-time basis and that these non-recurring
22 funds are not part of the amount required by 25 U.S.C.
23 5325, and that such amount may only be used for the
24 purposes identified under this heading notwithstanding
25 any other provision of law: *Provided further*, That such

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

5 INDIAN HEALTH FACILITIES

6 For an additional amount for “Indian Health Serv-
7 ices”, \$1,000,000,000, to remain available until Sep-
8 tember 30, 2021, to prevent, prepare for, and respond to
9 coronavirus, domestically or internationally, including for
10 the acquisition of sites, purchase and erection of modular
11 buildings, and purchases of trailers, for provision of do-
12 mestic and community sanitation facilities for Indians, as
13 authorized by section 7 of the Act of August 5, 1954 (42
14 U.S.C. 2004a), the Indian Self-Determination Act, and
15 the Indian Health Care Improvement Act, and for nec-
16 essary equipment to support the activities of the Indian
17 Health Service: *Provided*, That such amount is designated
18 by the Congress as being for an emergency requirement
19 pursuant to section 251(b)(2)(A)(i) of the Balanced Budg-
20 et and Emergency Deficit Control Act of 1985.

21 GENERAL PROVISION—THIS TITLE

22 SEC. 701. (a) Not later than 14 days after the date
23 of enactment of this Act, the Secretary of the Interior
24 shall provide to the Committees on Appropriations of the
25 House of Representatives and the Senate a detailed spend

1 plan of anticipated uses of funds, by bureau, program, and
2 activity, made available to the Department of the Interior
3 in Public Law 116–136: *Provided*, That such plan shall
4 include a report on the status of balances of appropria-
5 tions made by Public Law 116–136, including all uncom-
6 mitted, committed, obligated, unobligated, and expended
7 funds in each program and activity: *Provided further*, That
8 such plan and report shall be updated and submitted to
9 such Committees every 14 days until September 30, 2021,
10 and shall detail changes in the status of balances of appro-
11 priations during the prior two weeks.

12 (b) Not later than 30 days after the date of enact-
13 ment of this Act, the Director of the Indian Health Service
14 shall provide to the Committees on Appropriations of the
15 House of Representatives and the Senate a detailed spend
16 plan of anticipated uses of funds made available to the
17 Indian Health Service in this Act: *Provided*, That such
18 plan shall be updated and submitted to such Committees
19 every 60 days until September 30, 2021.

1 TITLE VIII
2 DEPARTMENT OF LABOR
3 EMPLOYMENT AND TRAINING ADMINISTRATION
4 TRAINING AND EMPLOYMENT SERVICES
5 For an additional amount for “Training and Employ-
6 ment Services”, \$950,000,000, to remain available
7 through September 30, 2022, to prevent, prepare for, and
8 respond to coronavirus, domestically or internationally,
9 which shall be used as follows:

10 (1) \$500,000,000 for grants to States for dis-
11 located worker employment and training activities,
12 including training services provided through indi-
13 vidual training accounts, incumbent worker training,
14 transitional jobs, customized training, on-the-job
15 training, the identification of training providers in-
16 cluding online providers, and activities to facilitate
17 remote access to employment and training services
18 through a one-stop center that lead to employment
19 in high-skill, high-wage, or in-demand industry sec-
20 tors or occupations, including health care, direct
21 care, and manufacturing;

22 (2) \$150,000,000 for grants to States for youth
23 workforce investment activities: *Provided*, That a
24 local board shall not be required to meet the require-
25 ments of section 129(a)(4)(A) of the Workforce In-

1 novation and Opportunity Act (29 U.S.C.
2 3164(a)(4)(A)): *Provided further*, That each State
3 and local area receiving funds under this paragraph
4 in this Act for youth workforce investment activities
5 shall give priority to out-of-school youth and eligible
6 youth who are members of one or more populations
7 listed in section 3(24) of such Act (29 U.S.C.
8 3102(24));

9 (3) \$150,000,000 for adult employment and
10 training activities; and

11 (4) \$150,000,000 for the dislocated workers as-
12 sistance national reserve:

13 *Provided further*, That notwithstanding section 128(a) of
14 the Workforce Innovation and Opportunity Act (29 U.S.C.
15 3163(a)), the Governor may reserve up to 25 percent of
16 the funds allotted under each of paragraphs (1), (2), and
17 (3) under this heading in this Act for statewide activities
18 described in sections 129(b) and 134(a) of such Act: *Pro-*
19 *vided further*, That notwithstanding section 128(b)(4) of
20 the Workforce Innovation and Opportunity Act (29 U.S.C.
21 3163(b)(4)), local areas may use not more than 20 percent
22 of the funds allocated to the local area under each of para-
23 graphs (1), (2), and (3) under this heading in this Act
24 for administrative costs: *Provided further*, 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 STATE UNEMPLOYMENT INSURANCE AND EMPLOYMENT
5 SERVICE OPERATIONS

6 For an additional amount for “State Unemployment
7 Insurance and Employment Service Operations”,
8 \$1,504,000,000, to prevent, prepare for, and respond to
9 coronavirus, domestically or internationally, which may be
10 expended from the Employment Security Administration
11 Account in the Unemployment Trust Fund (“The Trust
12 Fund”), of which:

13 (1) \$1,115,500,000 from the Trust Fund to re-
14 main available through December 31, 2021, is for
15 grants to States for the administration of State un-
16 employment insurance laws as authorized under title
17 III of the Social Security Act including grants to up-
18 grade information technology to improve the admin-
19 istration and processing of unemployment compensa-
20 tion claims: *Provided*, That, the Secretary may dis-
21 tribute such amounts, with respect to upgrading in-
22 formation technology, based on the condition and
23 needs of the State information technology systems or
24 other appropriate factors, which may include the
25 ratio described under section 903(a)(2)(B) of the

1 Social Security Act: *Provided further*, That funds
2 provided for information technology under this head-
3 ing in this Act shall be available for obligation by
4 the States through September 30, 2027 and avail-
5 able for expenditure by the States through Sep-
6 tember 30, 2028;

7 (2) \$38,500,000 from the Trust Fund is for na-
8 tional activities necessary to support the administra-
9 tion of the Federal-State unemployment insurance
10 system, to remain available through September 30,
11 2021; and

12 (3) \$350,000,000 from the Trust Fund is for
13 grants to States in accordance with section 6 of the
14 Wagner-Peyser Act, to remain available through
15 June 30, 2021:

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 DEPARTMENTAL MANAGEMENT

21 SALARIES AND EXPENSES

22 (INCLUDING TRANSFER OF FUNDS)

23 For an additional amount for “Departmental Man-
24 agement”, \$15,600,000, to remain available until Sep-
25 tember 30, 2022, to prevent, prepare for, and respond to

1 coronavirus, including to enforce worker protection laws
2 and regulations, and to oversee and coordinate activities
3 related to division C, division D, division E, and division
4 F of Public Law 116–127, and activities under Public
5 Law 116–136: *Provided*, That the Secretary of Labor may
6 transfer the amounts provided under this heading in this
7 Act as necessary to “Employment and Training Adminis-
8 tration—Program Administration”, “Employee Benefits
9 Security Administration”, “Wage and Hour Division”, Of-
10 fice of Workers’ Compensation Programs”, “Occupational
11 Safety and Health Administration”, and “Mine Safety and
12 Health Administration”, to prevent, prepare for, and re-
13 spond to coronavirus, including for enforcement, oversight,
14 and coordination activities in those accounts: *Provided fur-*
15 *ther*, That of the amount provided under this heading in
16 this Act, \$5,000,000, to remain available until expended,
17 shall be transferred to “Office of Inspector General”, for
18 oversight of activities related to Public Law 116–127 and
19 Public Law 116–136 and for oversight activities supported
20 with funds appropriated to the Department of Labor to
21 prevent, prepare for, and respond to coronavirus: *Provided*
22 *further*, That 15 days prior to transferring any funds pur-
23 suant to the previous provisos under the heading in this
24 Act, the Secretary shall provide to the Committees on Ap-
25 propriations of the House of Representatives and the Sen-

1 ate an operating plan describing the planned uses of each
2 amount proposed to be transferred: *Provided further*, That
3 such amount is designated by the Congress as being for
4 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
8 GENERAL PROVISION

9 SEC. 801. Paragraph (1) under the heading “Depart-
10 ment of Labor—Veterans Employment and Training” of
11 title I of division A of Public Law 116–94 is amended
12 by striking “obligation by the States through December
13 31, 2020” and inserting “expenditure by the States
14 through September 30, 2022”: *Provided*, That such
15 amount is designated by the Congress as being for an
16 emergency requirement pursuant to section
17 251(b)(2)(A)(i) of the Balanced Budget and Emergency
18 Deficit Control Act of 1985.

19 DEPARTMENT OF HEALTH AND HUMAN

20 SERVICES

21 CENTERS FOR DISEASE CONTROL AND PREVENTION

22 CDC-WIDE ACTIVITIES AND PROGRAM SUPPORT

23 For an additional amount for “CDC-Wide Activities
24 and Program Support”, \$3,400,000,000, to remain avail-
25 able until September 30, 2024, to prevent, prepare for,
and respond to coronavirus, domestically or internation-

1 ally: *Provided*, That of the amount provided under this
2 heading in this Act, not less than \$1,500,000,000 shall
3 be for grants to or cooperative agreements with States,
4 localities, territories, tribes, tribal organizations, urban In-
5 dian health organizations, or health service providers to
6 tribes, including to carry out surveillance, epidemiology,
7 laboratory capacity, infection control, immunization activ-
8 ity, mitigation, communications, and other preparedness
9 and response activities: *Provided further*, That the
10 amounts included in the previous proviso shall be allocated
11 to States, localities, and territories according to the for-
12 mula that applied to the Public Health Emergency Pre-
13 paredness cooperative agreement in fiscal year 2019: *Pro-*
14 *vided further*, That of the amount in the first proviso, not
15 less than \$125,000,000 shall be allocated to tribes, tribal
16 organizations, urban Indian health organizations, or
17 health service providers to tribes: *Provided further*, That
18 the Director of the Centers for Disease Control and Pre-
19 vention (“CDC”) may satisfy the funding thresholds out-
20 lined in the first and third provisos by making awards
21 through other grant or cooperative agreement mecha-
22 nisms: *Provided further*, That of the amount provided
23 under this heading in this Act, up to \$500,000,000 shall
24 be for activities to plan, prepare for, promote, distribute,
25 administer, monitor, and track seasonal influenza vaccines

1 to ensure broad-based distribution, access, and vaccine
2 coverage: *Provided further*, That funds provided under this
3 heading in this Act may reimburse CDC obligations in-
4 curred for coronavirus vaccine planning, preparation, pro-
5 motion, and distribution prior to the enactment of this
6 Act: *Provided further*, That CDC shall report to the Com-
7 mittees on Appropriations of the House of Representatives
8 and the Senate within 60 days of enactment of this Act
9 on an enhanced seasonal influenza vaccination strategy to
10 include nationwide vaccination goals and specific actions
11 that CDC will take to achieve such goals: *Provided further*,
12 That of the amount provided under this heading in this
13 Act, not less than \$200,000,000 shall be for global disease
14 detection and emergency response to be coordinated with
15 funds provided in Public Law 116–123 and Public Law
16 116–136 to global disease detection and emergency re-
17 sponse to support CDC-led global health security response
18 including CDC regional planning efforts: *Provided further*,
19 That CDC shall provide an update to the global health
20 security report required in Public Law 116-94 within 90
21 days of enactment of this Act that shall include a spend
22 plan for funds appropriated in the previous proviso and
23 funds appropriated for global disease detection and emer-
24 gency response in Public Law 116–123 and Public Law
25 116–136: *Provided further*, That such spend plan shall de-

1 scribe the regions and countries that CDC will prioritize
2 and describe how CDC and USAID are coordinating dur-
3 ing planning and implementation: *Provided further*, That
4 within one year of enactment of this Act and every 365
5 days thereafter until funds provided in the eighth proviso
6 in this paragraph and in Public Law 116–123 and Public
7 Law 116–136 for global disease detection and emergency
8 response are expended, CDC shall provide an evaluation
9 outlining how investments in countering global health
10 threats, as well as investments made by region or country,
11 as applicable, have improved infectious disease response
12 capability in the region or country and additional progress
13 needed: *Provided further*, That of the amount provided
14 under this heading in this Act, not less than \$200,000,000
15 shall be for public health data surveillance and analytics
16 modernization to be coordinated with funds provided in
17 Public Law 116–136 to support CDC-led data moderniza-
18 tion efforts to improve disease reporting across the coun-
19 try: *Provided further*, That CDC shall update the public
20 health data surveillance and IT systems modernization re-
21 port to the Committees on Appropriations of the House
22 of Representatives and the Senate required by Public Law
23 116–94 within 180 days of enactment of this Act and
24 every 365 days thereafter until funds provided under this
25 heading in this Act and in Public Law 116–136 for public

1 health surveillance and data collection modernization are
2 expended: *Provided further*, That such report shall include
3 an assessment of the progress State and territorial public
4 health lab grantees have had in meeting data moderniza-
5 tion goals, an assessment of the progress CDC internal
6 public health data systems have had meeting data mod-
7 ernization goals, and a detailed plan for CDC's long-term
8 data modernization goals, including how CDC will receive
9 near real-time data across the disease reporting platforms:
10 *Provided further*, That funds appropriated under this
11 heading in this Act may be used for grants for the rent,
12 lease, purchase, acquisition, construction, alteration, or
13 renovation of non-federally owned facilities to improve pre-
14 paredness and response capability at the State, territorial,
15 tribal, and local level: *Provided further*, That funds pro-
16 vided under this heading in this Act may be used for pur-
17 chase and insurance of official motor vehicles in foreign
18 countries: *Provided further*, That of the amount provided
19 under this heading in this Act, \$1,000,000 shall be to de-
20 velop and maintain a data system to be known as the Pub-
21 lic Safety Officer Suicide Reporting System, to collect data
22 on the suicide incidence among public safety officers; and
23 facilitate the study of successful interventions to reduce
24 suicide among public safety officers: *Provided further*,
25 That such system shall be integrated into the National

1 Violent Death Reporting System: *Provided further*, That
2 amounts repurposed under this heading in this Act that
3 were previously designated by the Congress as an emer-
4 gency requirement pursuant to the Balanced Budget and
5 Emergency Deficit Control Act of 1985 are designated by
6 the Congress as an emergency requirement pursuant to
7 section 251(b)(2)(A)(i) of the Balanced Budget and
8 Emergency Deficit Control Act of 1985: *Provided further*,
9 That such amount is designated by the Congress as being
10 for an emergency requirement pursuant to section
11 251(b)(2)(A)(i) of the Balanced Budget and Emergency
12 Deficit Control Act of 1985.

13 NATIONAL INSTITUTES OF HEALTH

14 NATIONAL HEART, LUNG, AND BLOOD INSTITUTE

15 For an additional amount for “National Heart, Lung,
16 and Blood Institute”, \$290,000,000, to remain available
17 until September 30, 2024, to prevent, prepare for, and re-
18 spond to coronavirus, domestically or internationally: *Pro-*
19 *vided*, That such amount is designated by the Congress
20 as being for an emergency requirement pursuant to sec-
21 tion 251(b)(2)(A)(i) of the Balanced Budget and Emer-
22 gency Deficit Control Act of 1985.

1 NATIONAL INSTITUTE OF DIABETES AND DIGESTIVE AND
2 KIDNEY DISEASES

3 For an additional amount for “National Institute of
4 Diabetes and Digestive and Kidney Diseases”,
5 \$200,000,000, to remain available until September 30,
6 2024, to prevent, prepare for, and respond to coronavirus,
7 domestically or internationally: *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 NATIONAL INSTITUTE OF ALLERGY AND INFECTIOUS
13 DISEASES

14 For an additional amount for “National Institute of
15 Allergy and Infectious Diseases”, \$480,555,000, to re-
16 main available until September 30, 2024, to prevent, pre-
17 pare for, and respond to coronavirus, domestically or
18 internationally: *Provided*, That \$55,000,000 shall be for
19 Regional Biocontainment Laboratories: *Provided further*,
20 That funding provided in the previous proviso shall be di-
21 vided evenly among the eleven laboratories: *Provided fur-*
22 *ther*, That such amount is designated by the Congress as
23 being for 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 EUNICE KENNEDY SHRIVER NATIONAL INSTITUTE OF
2 CHILD HEALTH AND HUMAN DEVELOPMENT

3 For an additional amount for “Eunice Kennedy
4 Shriver National Institute of Child Health and Human
5 Development”, \$172,680,000, to remain available until
6 September 30, 2024, to prevent, prepare for, and respond
7 to coronavirus, domestically or internationally: *Provided*,
8 That such amount is designated by the Congress as being
9 for an emergency requirement pursuant to section
10 251(b)(2)(A)(i) of the Balanced Budget and Emergency
11 Deficit Control Act of 1985.

12 NATIONAL INSTITUTE OF MENTAL HEALTH

13 For an additional amount for “National Institute of
14 Mental Health”, \$200,000,000, to remain available until
15 September 30, 2024, to prevent, prepare for, and respond
16 to coronavirus, domestically or internationally: *Provided*,
17 That such amount is designated by the Congress as being
18 for an emergency requirement pursuant to section
19 251(b)(2)(A)(i) of the Balanced Budget and Emergency
20 Deficit Control Act of 1985.

21 NATIONAL INSTITUTE ON MINORITY HEALTH AND
22 HEALTH DISPARITIES

23 For an additional amount for “National Institute on
24 Minority Health and Health Disparities”, \$64,334,000, to
25 remain available until September 30, 2024, to prevent,

1 prepare for, and respond to coronavirus, domestically or
2 internationally: *Provided*, That such amount is designated
3 by the Congress as being for an emergency requirement
4 pursuant to section 251(b)(2)(A)(i) of the Balanced Budg-
5 et and Emergency Deficit Control Act of 1985.

6 NATIONAL CENTER FOR ADVANCING TRANSLATIONAL
7 SCIENCES

8 For an additional amount for “National Center for
9 Advancing Translational Sciences”, \$1,224,750,000, to
10 remain available until September 30, 2024, to prevent,
11 prepare for, and respond to coronavirus, domestically or
12 internationally: *Provided*, That such amount is designated
13 by the Congress as being for an emergency requirement
14 pursuant to section 251(b)(2)(A)(i) of the Balanced Budg-
15 et and Emergency Deficit Control Act of 1985.

16 OFFICE OF THE DIRECTOR
17 (INCLUDING TRANSFER OF FUNDS)

18 For an additional amount for “Office of the Direc-
19 tor”, \$12,905,337,000, to remain available until Sep-
20 tember 30, 2024, to prevent, prepare for, and respond to
21 coronavirus, domestically or internationally: *Provided*,
22 That not less than \$10,100,000,000 of the amount pro-
23 vided under this heading in this Act shall be for offsetting
24 the costs related to reductions in lab productivity resulting
25 from the coronavirus pandemic or public health measures

1 related to the coronavirus pandemic: *Provided further,*
2 That \$1,325,337,000 of the amount provided under this
3 heading in this Act shall be to support additional scientific
4 research or the programs and platforms that support re-
5 search: *Provided further,* That \$1,240,000,000 of the
6 amount provided under this heading in this Act shall be
7 provided to accelerate the research and development of
8 therapeutic interventions and vaccines in partnership: *Pro-*
9 *vided further,* that no less than \$240,000,000 of the
10 amount provided under this heading in this Act shall be
11 for supplements to existing research training awards for
12 extensions and other costs: *Provided further,* That funds
13 available under this heading in this Act may be trans-
14 ferred to the accounts of Institutes and Centers of the
15 NIH: *Provided further,* That this transfer authority is in
16 addition to any other transfer authority available to the
17 NIH: *Provided further,* That the Director shall enter into
18 an agreement with the National Academies of Sciences,
19 Engineering, and Medicine (“Academies”) to develop a de-
20 cision framework to assist domestic and global health au-
21 thorities in planning an equitable allocation of coronavirus
22 vaccines: *Provided further,* That the Academies shall con-
23 sider equity criteria which may include consideration of
24 risk factors related to health disparities and health care
25 access, underlying health conditions, racial and ethnic mi-

1 norities, higher-risk occupations, first responders, geo-
2 graphic distribution of the virus, and vaccine hesitancy:
3 *Provided further*, That the Academies shall provide rec-
4 ommendations to the Advisory Committee on Immuniza-
5 tion Practices no later than September 18, 2020: *Provided*
6 *further*, That the agreement shall include an ongoing as-
7 sessment of how vaccine distribution meets equity criteria
8 and recommendations for how vaccine distribution may
9 better align with such criteria as applicable which shall
10 inform the Advisory Committee on Immunization Prac-
11 tices prioritization recommendations and vaccine distribu-
12 tion activities: *Provided further*, That such amount is des-
13 igned by the Congress as being for an emergency re-
14 quirement pursuant to section 251(b)(2)(A)(i) of the Bal-
15 anced Budget and Emergency Deficit Control Act of 1985.

16 SUBSTANCE ABUSE AND MENTAL HEALTH SERVICES

17 ADMINISTRATION

18 HEALTH SURVEILLANCE AND PROGRAM SUPPORT

19 For an additional amount for “Heath Surveillance
20 and Program Support”, \$4,500,000,000, to remain avail-
21 able through September 30, 2021, to prevent, prepare for,
22 and respond to coronavirus, domestically or internation-
23 ally: *Provided*, That of the amount appropriated under
24 this heading in this Act, \$1,500,000,000 shall be for
25 grants for the substance abuse prevention and treatment

1 block grant program under subpart II of part B of title
2 XIX of the Public Health Service Act (“PHS Act”): *Pro-*
3 *vided further*, That of the amount appropriated under this
4 heading in this Act, \$2,000,000,000 shall be for grants
5 for the community mental health services block grant pro-
6 gram under subpart I of part B of title XIX of the PHS
7 Act: *Provided further*, That of the amount appropriated
8 in the previous proviso, the Assistant Secretary is directed
9 to provide no less than 50 percent of funds directly to fa-
10 cilities defined in section 1913(e) of the PHS Act: *Pro-*
11 *vided further*, That of the amount appropriated under this
12 heading in this Act, not less than \$600,000,000 is avail-
13 able for Certified Community Behavioral Health Clinic
14 Expansion Grant program: *Provided further*, That of the
15 amount appropriated under this heading in this Act, not
16 less than \$50,000,000 shall be available for suicide pre-
17 vention programs: *Provided further*, That of the amount
18 appropriated under this heading in this Act, \$100,000,000
19 shall be for activities and services under Project AWARE:
20 *Provided further*, That of the amount appropriated under
21 this heading in this Act, not less than \$250,000,000 is
22 available for activities authorized under section 501(o) of
23 the PHS Act: *Provided further*, That from within the
24 amount appropriated under this heading in this Act in the
25 previous provisos, a total of not less than \$15,000,000

1 shall be allocated to tribes, tribal organizations, urban In-
2 dian health organizations, or health or behavioral health
3 service providers to tribes: *Provided further*, That with re-
4 spect to the amount appropriated under this heading in
5 this Act the Substance Abuse and Mental Health Services
6 Administration may waive requirements with respect to al-
7 lowable activities, timelines, or reporting requirements for
8 the Substance Abuse Prevention and Treatment Block
9 Grant and the Community Mental Health Services Block
10 Grant as deemed necessary to facilitate a grantee’s re-
11 sponse to coronavirus: *Provided further*, That such amount
12 is designated by the Congress as being for an emergency
13 requirement pursuant to section 251(b)(2)(A)(i) of the
14 Balanced Budget and Emergency Deficit Control Act of
15 1985.

16 CENTERS FOR MEDICARE & MEDICAID SERVICES

17 PROGRAM MANAGEMENT

18 For an additional amount for “Program Manage-
19 ment”, \$150,000,000, to remain available through Sep-
20 tember 30, 2023, to prevent, prepare for, and respond to
21 coronavirus, domestically and internationally: *Provided*,
22 That amounts appropriated under this heading in this Act
23 shall be for Centers for Medicare and Medicaid Services
24 (“CMS”) strike teams for resident and employee safety
25 in skilled nursing facilities and nursing facilities, including

1 activities to support clinical care, infection control, and
2 staffing: *Provided further*, That CMS shall provide a re-
3 port to the Committees on Appropriations of the House
4 of Representatives and the Senate 30 days after enact-
5 ment of this Act outlining a plan for executing strike team
6 efforts, including how safety and infection control meas-
7 ures will be assessed, how facilities will be chosen, and
8 the frequency by which skilled nursing facilities and nurs-
9 ing facilities will be visited: *Provided further*, That CMS
10 shall administer section 223 of Public Law 113–93 and
11 consult with the Substance Abuse and Mental Health
12 Services Administration, as necessary: *Provided further*,
13 That such amount is designated by the Congress as being
14 for an emergency requirement pursuant to section
15 251(b)(2)(A)(i) of the Balanced Budget and Emergency
16 Deficit Control Act of 1985.

17 ADMINISTRATION FOR CHILDREN AND FAMILIES

18 LOW INCOME HOME ENERGY ASSISTANCE

19 For an additional amount for “Low Income Home
20 Energy Assistance”, \$1,500,000,000, to remain available
21 through September 30, 2021, to prevent, prepare for, or
22 respond to coronavirus, domestically or internationally,
23 which shall be for making payments under subsection (b)
24 of section 2602 of the Low-Income Home Energy Assist-
25 ance Act of 1981 (42 U.S.C. 8621 et seq.): *Provided*, That

1 of the amount provided under this heading in this Act,
2 \$375,000,000 shall be allocated as though the total appro-
3 priation for such payments for fiscal year 2020 was less
4 than \$1,975,000,000: *Provided further*, That section
5 2607(b)(2)(B) of such Act (42 U.S.C. 8626(b)(2)(B))
6 shall not apply to funds made available under this heading
7 in this Act in fiscal year 2020: *Provided further*, 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 PAYMENTS TO STATES FOR THE CHILD CARE AND
13 DEVELOPMENT BLOCK GRANT

14 For an additional amount for “Payments to States
15 for the Child Care and Development Block Grant”,
16 \$5,000,000,000, to remain available through September
17 30, 2021, to prevent, prepare for, and respond to
18 coronavirus, domestically or internationally, including for
19 Federal administrative expenses, which shall be used to
20 supplement, not supplant State, Territory, and Tribal gen-
21 eral revenue funds for child care assistance for low-income
22 families within the United States (including territories)
23 without regard to requirements in sections
24 658E(c)(3)(D)–(E) or 658G of the Child Care and Devel-
25 opment Block Grant Act: *Provided*, That funds provided

1 under this heading in this Act may be used to provide con-
2 tinued payments and assistance to child care providers in
3 the case of decreased enrollment or closures related to
4 coronavirus, and to assure they are able to remain open
5 or reopen as appropriate and applicable: *Provided further*,
6 That States, Territories, and Tribes are encouraged to
7 place conditions on payments to child care providers that
8 ensure that child care providers use a portion of funds
9 received to continue to pay the salaries and wages of staff:
10 *Provided further*, That the Secretary shall remind States
11 that CCDBG State plans do not need to be amended prior
12 to utilizing existing authorities in the CCDBG Act for the
13 purposes provided herein: *Provided further*, That States,
14 Territories, and Tribes are authorized to use funds appro-
15 priated under this heading in this Act to provide child care
16 assistance to health care sector employees, emergency re-
17 sponders, sanitation workers, and other workers deemed
18 essential during the response to coronavirus by public offi-
19 cials, without regard to the income eligibility requirements
20 of section 658P(4) of such Act: *Provided further*, That
21 funds appropriated under this heading in this Act shall
22 be available to eligible child care providers under section
23 658P(6) of the CCDBG Act, even if such providers were
24 not receiving CCDBG assistance prior to the public health
25 emergency as a result of the coronavirus and any renewal

1 of such declaration pursuant to such section 319, for the
2 purposes of cleaning and sanitation, and other activities
3 necessary to maintain or resume the operation of pro-
4 grams: *Provided further*, That payments made under this
5 heading in this Act may be obligated in this fiscal year
6 or the succeeding two fiscal years: *Provided further*, That
7 funds appropriated under this heading in this Act may be
8 made available to restore amounts, either directly or
9 through reimbursement, for obligations incurred to pre-
10 vent, prepare for, and respond to coronavirus, domestically
11 or internationally, prior to the date of enactment of this
12 Act: *Provided further*, That such amount is designated by
13 the Congress as being for an emergency requirement pur-
14 suant to section 251(b)(2)(A)(i) of the Balanced Budget
15 and Emergency Deficit Control Act of 1985.

16 CHILDREN AND FAMILIES SERVICES PROGRAMS

17 For an additional amount for “Children and Families
18 Services Programs”, \$190,000,000, to remain available
19 through September 30, 2021, to prevent, prepare for, and
20 respond to coronavirus, domestically or internationally, in-
21 cluding for Federal administrative expenses, which shall
22 be used as follows:

- 23 (1) \$65,000,000 for Family Violence Prevention
24 and Services grants as authorized by section 303(a)
25 and 303(b) of the Family Violence and Prevention

1 and Services Act with such funds available to grant-
2 ees without regard to matching requirements under
3 section 306(c)(4) of such Act, of which \$2,000,000
4 shall be for the National Domestic Violence Hotline:
5 *Provided*, That the Secretary may make such funds
6 available for providing temporary housing and as-
7 sistance to victims of family, domestic, and dating
8 violence;

9 (2) \$75,000,000 for child welfare services as
10 authorized by subpart 1 of part B of title IV of the
11 Social Security Act (other than sections 426, 427,
12 and 429 of such subpart), with such funds available
13 to grantees without regard to matching requirements
14 under section 424(a) of that Act or any applicable
15 reductions in Federal financial participation under
16 section 424(f) of that Act; and

17 (3) \$50,000,000 for necessary expenses for
18 community-based grants for the prevention of child
19 abuse and neglect under section 209 of the Child
20 Abuse Prevention and Treatment Act, which the
21 Secretary shall make available without regard to sec-
22 tion 203(b)(1) and 204(4) of such Act:

23 *Provided further*, That funds appropriated under this
24 heading in this Act may be made available to restore
25 amounts, either directly or through reimbursement, for ob-

1 ligations incurred to prevent, prepare for, and respond to
2 coronavirus, domestically or internationally, prior to the
3 date of enactment of this Act: *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 BACK TO WORK CHILD CARE GRANTS

9 For an additional amount for “Back to Work Child
10 Care Grants”, \$10,000,000,000, to remain available
11 through September 30, 2021, to prevent, prepare for, and
12 respond to coronavirus, domestically or internationally,
13 which shall be for activities to carry out Back to Work
14 Child Care Grants to qualified child care providers, for
15 a transition period of not more than 9 months to assist
16 in paying for fixed costs and increased operating expenses
17 due to COVID–19, and to reenroll children in an environ-
18 ment that supports the health and safety of children and
19 staff: *Provided*, That such amount is designated by the
20 Congress as being for an emergency requirement pursuant
21 to section 251(b)(2)(A)(i) of the Balanced Budget and
22 Emergency Deficit Control Act of 1985.

1 ADMINISTRATION FOR COMMUNITY LIVING

2 AGING AND DISABILITY SERVICES PROGRAMS

3 For an additional amount for “Aging and Disability
4 Services Programs”, \$75,000,000, to remain available
5 until September 30, 2021, to prevent, prepare for, and re-
6 spond to coronavirus, domestically or internationally: *Pro-*
7 *vided*, That of the amount made available under this head-
8 ing in this Act to prevent, prepare for, and respond to
9 coronavirus, \$58,000,000 shall be for activities authorized
10 under the Older Americans Act of 1965 (“OAA”), includ-
11 ing \$3,000,000 to implement a demonstration program on
12 strategies to recruit, retain, and advance direct care work-
13 ers under section 411(a)(13) of the OAA; \$35,000,000 for
14 supportive services under part B of title III; and
15 \$20,000,000 for support services for family caregivers
16 under part E of title III: *Provided further*, That of the
17 amount made available under this heading in this Act,
18 \$10,000,000 shall be available to support protection and
19 advocacy systems, as described under subtitle C of title
20 I of the Developmental Disabilities Assistance and Bill of
21 Rights Act of 2000 (42 U.S.C. 15041 et seq.): *Provided*
22 *further*, That of the amount made available under this
23 heading in this Act, \$2,000,000 shall be for training, tech-
24 nical assistance, and resource centers authorized under
25 sections 202(a) and 411 of the OAA; training and tech-

1 nical assistance to centers for independent living as au-
2 thorized under section 721(b) of the Rehabilitation Act of
3 1973 (except that the reservations under paragraph (1)
4 of such section shall not apply); technical assistance by
5 the Secretary of Health and Human Services (“Sec-
6 retary”) to State Councils on Developmental Disabilities
7 as authorized under subtitle B of title I of the Develop-
8 mental Disabilities Assistance and Bill of Rights Act of
9 2000 (except that the reservations under section 129(b)
10 of such Act shall not apply); technical assistance by the
11 Secretary to protection and advocacy systems as author-
12 ized under subtitle C of such title (except that the limits
13 under section 142(a)(6) of such Act shall not apply); and
14 technical assistance to University Centers for Excellence
15 in Developmental Disabilities Education, Research, and
16 Service as authorized under section 151(e) of such Act
17 (except that the reservations under section 156(a)(3)(B)
18 of such Act shall not apply): *Provided further*, That of the
19 amount made available under this heading in this Act,
20 \$5,000,000 shall be for activities authorized in the Assist-
21 ive Technology Act of 2004: *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 OFFICE OF THE SECRETARY
2 PUBLIC HEALTH AND SOCIAL SERVICES EMERGENCY
3 FUND
4 (INCLUDING TRANSFER OF FUNDS)
5 For an additional amount for “Public Health and So-
6 cial Services Emergency Fund”, \$29,000,000,000, to re-
7 main available until September 30, 2024, to prevent, pre-
8 pare for, and respond to coronavirus, domestically or
9 internationally, including the development of necessary
10 countermeasures and vaccines, prioritizing platform-based
11 technologies with U.S.-based manufacturing capabilities,
12 the purchase of vaccines, therapeutics, diagnostics, nec-
13 essary medical supplies, as well as medical surge capacity,
14 addressing blood supply chain, workforce modernization,
15 telehealth access and infrastructure, initial advanced man-
16 ufacturing, novel dispensing, enhancements to the U.S.
17 Commissioned Corps, and other preparedness and re-
18 sponse activities: *Provided*, That funds appropriated under
19 this paragraph in this Act may be used to develop and
20 demonstrate innovations and enhancements to manufac-
21 turing platforms to support such capabilities: *Provided*
22 *further*, That the Secretary of Health and Human Services
23 shall purchase vaccines developed using funds made avail-
24 able under this paragraph in this Act to respond to an
25 outbreak or pandemic related to coronavirus in quantities

1 determined by the Secretary to be adequate to address the
2 public health need: *Provided further*, That products pur-
3 chased by the Federal government with funds made avail-
4 able under this paragraph in this Act, including vaccines,
5 therapeutics, and diagnostics, shall be purchased in ac-
6 cordance with Federal Acquisition Regulation guidance on
7 fair and reasonable pricing: *Provided further*, That the
8 Secretary may take such measures authorized under cur-
9 rent law to ensure that vaccines, therapeutics, and
10 diagnostics developed from funds provided in this Act will
11 be affordable in the commercial market: *Provided further*,
12 That in carrying out the previous proviso, the Secretary
13 shall not take actions that delay the development of such
14 products: *Provided further*, That the Secretary shall en-
15 sure that protections remain for individuals enrolled in
16 group or individual health care coverage with pre-existing
17 conditions, including those linked to coronavirus: *Provided*
18 *further*, That products purchased with funds appropriated
19 under this paragraph in this Act may, at the discretion
20 of the Secretary of Health and Human Services, be depos-
21 ited in the Strategic National Stockpile under section
22 319F-2 of the Public Health Service Act: *Provided fur-*
23 *ther*, That of the amount appropriated under this para-
24 graph in this Act, not more than \$2,000,000,000 shall be
25 for the Strategic National Stockpile under section 319F-

1 2(a) of such Act: *Provided further*, That funds appro-
2 priated under this paragraph in this Act may be trans-
3 ferred to, and merged with, the fund authorized by section
4 319F-4, the Covered Counter measure Process Fund, of
5 the Public Health Service Act: *Provided further*, That of
6 the amount appropriated under this paragraph in this Act,
7 \$20,000,000,000 shall be available to the Biomedical Ad-
8 vanced Research and Development Authority for necessary
9 expenses of manufacturing, production, and purchase, at
10 the discretion of the Secretary, of vaccines, therapeutics,
11 diagnostics, and small molecule active pharmaceutical in-
12 gredients, including the development, translation, and
13 demonstration at scale of innovations in manufacturing
14 platforms: *Provided further*, That funds in the previous
15 proviso may be used for the construction or renovation of
16 U.S.-based next generation manufacturing facilities, other
17 than facilities owned by the United States Government:
18 *Provided further*, That of the amount provided under this
19 heading in this Act, \$6,000,000,000 shall be for activities
20 to plan, prepare for, promote, distribute, administer, mon-
21 itor, and track coronavirus vaccines to ensure broad-based
22 distribution, access, and vaccine coverage: *Provided fur-*
23 *ther*, That the Secretary shall coordinate funding and ac-
24 tivities outlined in the previous proviso through the Direc-
25 tor of CDC: *Provided further*, That the Secretary, through

1 the Director of CDC, shall report to the Committees on
2 Appropriations of the House of Representatives and the
3 Senate within 60 days of enactment of this Act on a com-
4 prehensive coronavirus vaccine distribution strategy and
5 spend plan that includes how existing infrastructure will
6 be leveraged, enhancements or new infrastructure that
7 may be built, considerations for moving and storing vac-
8 cines, guidance for how States and health care providers
9 should prepare for, store, and administer vaccines, nation-
10 wide vaccination targets, funding that will be distributed
11 to States, how an informational campaign to both the pub-
12 lic and health care providers will be executed, and how
13 the vaccine distribution plan will focus efforts on high risk,
14 underserved, and minority populations: *Provided further*,
15 That such plan shall be updated and provided to the Com-
16 mittees on Appropriations of the House of Representatives
17 and the Senate 90 days after submission of the first plan:
18 *Provided further*, That the Secretary shall notify the Com-
19 mittees on Appropriations of the House of Representatives
20 and the Senate 2 days in advance of any obligation in ex-
21 cess of \$50,000,000, including but not limited to contracts
22 and interagency agreements, from funds provided in this
23 paragraph in this Act: *Provided further*, That funds appro-
24 priated under this paragraph in this Act may be used for
25 the construction, alteration, or renovation of non-federally

1 owned facilities for the production of vaccines, thera-
2 peutics, diagnostics, and medical supplies where the Sec-
3 retary determines that such a contract is necessary to se-
4 cure sufficient amounts of such supplies: *Provided further*,
5 That the not later than 30 days after enactment of this
6 Act, and every 30 days thereafter until funds are ex-
7 pended, the Secretary shall report to the Committees on
8 Appropriations of the House of Representatives and the
9 Senate on uses of funding for Operation Warp Speed, de-
10 tailing current obligations by Department or Agency, or
11 component thereof broken out by the coronavirus supple-
12 mental appropriations Act that provided the source of
13 funds: *Provided further*, That the plan outlined in the pre-
14 vious proviso shall include funding by contract, grant, or
15 other transaction in excess of \$20,000,000 with a notation
16 of which Department or Agency, and component thereof
17 is managing the contract: *Provided further*, That such
18 amount is designated by the Congress as being for an
19 emergency requirement pursuant to section
20 251(b)(2)(A)(i) of the Balanced Budget and Emergency
21 Deficit Control Act of 1985.

22 For an additional amount for “Public Health and So-
23 cial Services Emergency Fund”, \$8,085,000,000, to re-
24 main available until September 30, 2022, to prevent, pre-
25 pare for, and respond to coronavirus, domestically or

1 internationally: *Provided*, That \$7,600,000,000 of the
2 funds appropriated under this paragraph in this Act shall
3 be transferred to “Health Resources and Services Admin-
4 istration—Primary Health Care” for grants, cooperative
5 agreements, and other necessary expenses under the
6 Health Centers Program, as defined by section 330 of the
7 PHS Act, including funding for alteration, renovation,
8 construction, equipment, and other capital improvement
9 costs, and including funding to support, maintain, or in-
10 crease health center capacity and staffing levels, as nec-
11 essary, to meet the needs of areas affected by coronavirus:
12 *Provided further*, That sections 330(r)(2)(B), 330(e)(3),
13 330(e)(6)(A)(iii), and 330(e)(6)(B)(iii) of the PHS Act
14 shall not apply to funds in the preceding proviso: *Provided*
15 *further*, That funding made available under this paragraph
16 in this Act shall not be subject to requirements under the
17 National Environmental Policy Act of 1969 or the Na-
18 tional Historic Preservation Act of 1966: *Provided further*,
19 That for the purposes of any funding provided for fiscal
20 year 2020 for the Health Centers Program pursuant to
21 section 330 of the PHS Act (42 U.S.C. 254b), maintain-
22 ing current health center capacity and staffing levels dur-
23 ing a public health emergency as a result of the
24 coronavirus and any renewal of such declaration pursuant
25 to such section 319 shall be deemed a cost of prevention,

1 diagnosis, and treatment of coronavirus: *Provided further,*
2 That \$250,000,000 of the funds appropriated under this
3 paragraph in this Act shall be transferred to “Health Re-
4 sources and Services Administration—Bureau of Health
5 Workforce”, to remain available until September 30,
6 2022, for supplements to existing payments under sub-
7 sections 340E(a) and (h)(1) notwithstanding the cap im-
8 posed by subsection (h)(1) and notwithstanding subsection
9 (h)(6), for Children’s Hospitals Graduate Medical Edu-
10 cation, to prevent, prepare for, and respond to
11 coronavirus, domestically or internationally: *Provided fur-*
12 *ther,* That \$5,000,000 of the funds appropriated under
13 this paragraph in this Act shall be transferred to “Health
14 Resources and Services Administration—Health Care Sys-
15 tems”, to remain available until September 30, 2022, for
16 activities under sections 1271 and 1273 of the PHS Act
17 to improve the capacity of poison control centers to re-
18 spond to increased calls: *Provided further,* That of the
19 amount appropriated under this paragraph in this Act,
20 \$225,000,000 shall be for grants or other mechanisms, to
21 rural health clinics as defined in section 1861(aa)(2) of
22 the Social Security Act with such funds also available to
23 such entities for building or construction of temporary
24 structures, leasing of properties, and retrofitting facilities
25 as necessary to support COVID–19 testing: *Provided fur-*

1 *ther*, That such funds shall be distributed using the proce-
2 dures developed for the Provider Relief Fund authorized
3 under the third paragraph under this heading in division
4 B of the Coronavirus Aid, Relief, and Economic Security
5 Act (Public Law 116–136); may be distributed using con-
6 tracts or agreements established for such program; and
7 shall be subject to the process requirements applicable to
8 such program: *Provided further*, That the Secretary may
9 specify a minimum amount for each eligible entity accept-
10 ing assistance under the two previous provisos: *Provided*
11 *further*, That of the amount made available under this
12 heading in this Act to prevent, prepare for, and respond
13 to coronavirus, \$5,000,000, shall be available to imple-
14 ment section 747A of the PHS Act and section 747A(c)
15 shall not apply to these funds: *Provided further*, That such
16 amount is designated by the Congress as being for an
17 emergency requirement pursuant to section
18 251(b)(2)(A)(i) of the Balanced Budget and Emergency
19 Deficit Control Act of 1985.

20 For an additional amount for “Public Health and So-
21 cial Services Emergency Fund”, \$16,000,000,000, to re-
22 main available until expended, to prevent, prepare for, and
23 respond to coronavirus, domestically or internationally,
24 which shall be for necessary expenses for testing, contact
25 tracing, surveillance, containment, and mitigation to mon-

1 itor and suppress COVID–19, including tests for both ac-
2 tive infection and prior exposure, including molecular,
3 antigen, and serological tests, the manufacturing, procure-
4 ment and distribution of tests, testing equipment and test-
5 ing supplies, including personal protective equipment
6 needed for administering tests, the development and vali-
7 dation of rapid, molecular point-of-care tests, and other
8 tests, support for workforce, epidemiology, to scale up aca-
9 demic, commercial, public health, and hospital labora-
10 tories, to conduct surveillance and contact tracing, support
11 development of COVID–19 testing plans, and other re-
12 lated activities related to COVID–19 testing: *Provided*,
13 That of the amount appropriated under this paragraph in
14 this Act, not less than \$15,000,000,000 shall be for
15 States, localities, territories, tribes, tribal organizations,
16 urban Indian health organizations, or health service pro-
17 viders to tribes for necessary expenses for testing, contact
18 tracing, surveillance, containment, and mitigation, includ-
19 ing support for workforce, epidemiology, use by employers,
20 elementary and secondary schools, child care facilities, in-
21 stitutions of higher education, long-term care facilities, or
22 in other settings, scale up of testing by public health, aca-
23 demic, commercial, and hospital laboratories, and commu-
24 nity-based testing sites, health care facilities, and other
25 entities engaged in COVID–19 testing, and other related

1 activities related to COVID–19 testing, contact tracing,
2 surveillance, containment, and mitigation: *Provided fur-*
3 *ther*, That the amount identified in the preceding proviso
4 shall be allocated to States, localities, and territories ac-
5 cording to the formula that applied to the Public Health
6 Emergency Preparedness cooperative agreement in fiscal
7 year 2019: *Provided further*, That not less than
8 \$500,000,000 shall be allocated in coordination with the
9 Director of the Indian Health Service, to tribes, tribal or-
10 ganizations, urban Indian health organizations, or health
11 service providers to tribes: *Provided further*, That the Sec-
12 retary of Health and Human Services (referred to in this
13 paragraph as the “Secretary”) may satisfy the funding
14 thresholds outlined in the first and third provisos under
15 this paragraph in this Act by making awards through
16 other grant or cooperative agreement mechanisms: *Pro-*
17 *vided further*, That the Governor or designee of each State,
18 locality, territory, tribe, or tribal organization receiving
19 funds pursuant to this Act shall update their plans, as
20 applicable, for COVID–19 testing and contact tracing sub-
21 mitted to the Secretary pursuant to the Paycheck Protec-
22 tion Program and Health Care Enhancement Act (Public
23 Law 116–139) and submit such updates to the Secretary
24 not later than 60 days after funds appropriated in this
25 paragraph in this Act have been awarded to such recipient:

1 *Provided further*, That funds an entity receives from
2 amounts described in the first proviso in this paragraph
3 may also be used for the rent, lease, purchase, acquisition,
4 construction, alteration, renovation, or equipping of non-
5 federally owned facilities to improve coronavirus prepared-
6 ness and response capability at the State and local level:
7 *Provided further*, That such amount is designated by the
8 Congress as being for an emergency requirement pursuant
9 to section 251(b)(2)(A)(i) of the Balanced Budget and
10 Emergency Deficit Control Act of 1985.

11 For an additional amount for “Public Health and So-
12 cial Services Emergency Fund”, \$25,000,000,000, to re-
13 main available until expended, to prevent, prepare for, and
14 respond to coronavirus, domestically or internationally,
15 which shall be for necessary expenses to reimburse,
16 through grants or other mechanisms, eligible health care
17 providers for health care related expenses or lost revenues
18 that are attributable to coronavirus: *Provided*, That these
19 funds may not be used to reimburse expenses or losses
20 that have been reimbursed from other sources or that
21 other sources are obligated to reimburse: *Provided further*,
22 That recipients of payments under this paragraph shall
23 submit reports and maintain documentation as the Sec-
24 retary determines are needed to ensure compliance with
25 conditions that are imposed by this paragraph for such

1 payments, and such reports and documentation shall be
2 in such form, with such content, and in such time as the
3 Secretary may prescribe for such purpose: *Provided fur-*
4 *ther*, That “eligible health care providers” means public
5 entities, Medicare or Medicaid enrolled suppliers and pro-
6 viders, and such for-profit entities and not-for-profit enti-
7 ties not otherwise described in this proviso as the Sec-
8 retary may specify, within the United States (including
9 territories), that provide diagnoses, testing, or care for in-
10 dividuals with possible or actual cases of COVID–19: *Pro-*
11 *vided further*, That the Secretary of Health and Human
12 Services shall, on a rolling basis, review applications and
13 make payments under this paragraph in this Act: *Provided*
14 *further*, That funds appropriated under this paragraph in
15 this Act shall be available for building or construction of
16 temporary structures, leasing of properties, medical sup-
17 plies and equipment including personal protective equip-
18 ment and testing supplies, increased workforce and
19 trainings, emergency operation centers, retrofitting facili-
20 ties, and surge capacity: *Provided further*, That, in this
21 paragraph, the term “payment” means a pre-payment,
22 prospective payment, or retrospective payment, as deter-
23 mined appropriate by the Secretary: *Provided further*,
24 That payments under this paragraph shall be made in con-
25 sideration of the most efficient payment systems prac-

1 ticable to provide emergency payment: *Provided further,*
2 That to be eligible for a payment under this paragraph,
3 an eligible health care provider shall submit to the Sec-
4 retary of Health and Human Services an application that
5 includes a statement justifying the need of the provider
6 for the payment and the eligible health care provider shall
7 have a valid tax identification number: *Provided further,*
8 That, not later than 3 years after final payments are made
9 under this paragraph, the Office of Inspector General of
10 the Department of Health and Human Services shall
11 transmit a final report on audit findings with respect to
12 this program to the Committees on Appropriations of the
13 House of Representatives and the Senate: *Provided fur-*
14 *ther,* That nothing in this section limits the authority of
15 the Inspector General or the Comptroller General to con-
16 duct audits of interim payments at an earlier date: *Pro-*
17 *vided further,* That not later than 60 days after the date
18 of enactment of this Act, the Secretary of Health and
19 Human Services shall provide a report to the Committees
20 on Appropriations of the House of Representatives and the
21 Senate on obligation of funds, including obligations to
22 such eligible health care providers summarized by State
23 of the payment receipt: *Provided further,* That such re-
24 ports shall be updated and submitted to such Committees
25 every 60 days until funds are expended: *Provided further,*

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

5 GENERAL PROVISIONS

6 (INCLUDING TRANSFER OF FUNDS)

7 SEC. 810. Funds appropriated by this title may be
8 used by the Secretary of the Department of Health and
9 Human Services to appoint, without regard to the provi-
10 sions of sections 3309 through 3319 of title 5 of the
11 United States Code, candidates needed for positions to
12 perform critical work relating to coronavirus for which—

13 (1) public notice has been given; and

14 (2) the Secretary of Health and Human Serv-
15 ices has determined that such a public health threat
16 exists.

17 SEC. 811. Funds made available by this title may be
18 used to enter into contracts with individuals for the provi-
19 sion of personal services (as described in section 104 of
20 part 37 of title 48, Code of Federal Regulations (48 CFR
21 37.104)) to support the prevention of, preparation for, or
22 response to coronavirus, domestically and internationally,
23 subject to prior notification to the Committees on Appro-
24 priations of the House of Representatives and the Senate:
25 *Provided*, That such individuals may not be deemed em-

1 ployees of the United States for the purpose of any law
2 administered by the Office of Personnel Management: *Pro-*
3 *vided further*, That the authority made available pursuant
4 to this section shall expire on September 30, 2024.

5 SEC. 812. (a) If services performed by an employee
6 during 2020 are determined by the head of the agency
7 to be primarily related to preparation, prevention, or re-
8 sponse to coronavirus, any premium pay for such services
9 shall be disregarded in calculating the aggregate of such
10 employee's basic pay and premium pay for purposes of a
11 limitation under section 5547(a) of title 5, United States
12 Code, or under any other provision of law, whether such
13 employee's pay is paid on a biweekly or calendar year
14 basis.

15 (b) Any overtime pay for such services shall be dis-
16 regarded in calculating any annual limit on the amount
17 of overtime pay payable in a calendar or fiscal year.

18 (c) With regard to such services, any pay that is dis-
19 regarded under either subsection (a) or (b) shall be dis-
20 regarded in calculating such employee's aggregate pay for
21 purposes of the limitation in section 5307 of such title 5.

22 (d)(1) Pay that is disregarded under subsection (a)
23 or (b) shall not cause the aggregate of the employee's basic
24 pay and premium pay for the applicable calendar year to
25 exceed the rate of basic pay payable for a position at level

1 II of the Executive Schedule under section 5313 of title
2 5, United States Code, as in effect at the end of such cal-
3 endar year.

4 (2) For purposes of applying this subsection to an
5 employee who would otherwise be subject to the premium
6 pay limits established under section 5547 of title 5, United
7 States Code, “premium pay” means the premium pay paid
8 under the provisions of law cited in section 5547(a).

9 (3) For purposes of applying this subsection to an
10 employee under a premium pay limit established under an
11 authority other than section 5547 of title 5, United States
12 Code, the agency responsible for administering such limit
13 shall determine what payments are considered premium
14 pay.

15 (e) This section shall take effect as if enacted on Feb-
16 ruary 2, 2020.

17 (f) If application of this section results in the pay-
18 ment of additional premium pay to a covered employee of
19 a type that is normally creditable as basic pay for retire-
20 ment or any other purpose, that additional pay shall not—

21 (1) be considered to be basic pay of the covered
22 employee for any purpose; or

23 (2) be used in computing a lump-sum payment
24 to the covered employee for accumulated and ac-

1 crued annual leave under section 5551 or section
2 5552 of title 5, United States Code.

3 SEC. 813. The paragraph codified at 42 U.S.C. 231
4 shall be applied in this and all other fiscal years as though
5 the phrase “central services” referred to central services
6 for any Federal agency, and this section shall be effective
7 as if enacted on the date of enactment of such paragraph.

8 SEC. 814. Funds appropriated by this title to the
9 heading “Department of Health and Human Services” ex-
10 cept for the amounts specified in the third, and fourth
11 paragraphs under the heading “Public Health and Social
12 Services Emergency Fund”, may be transferred to, and
13 merged with, other appropriation accounts under the
14 headings “Centers for Disease Control and Prevention”,
15 “Public Health and Social Services Emergency Fund”,
16 “Administration for Children and Families”, “Administra-
17 tion for Community Living”, and “National Institutes of
18 Health” to prevent, prepare for, and respond to
19 coronavirus following consultation with the Office of Man-
20 agement and Budget: *Provided*, That the Committees on
21 Appropriations of the House of Representatives and the
22 Senate shall be notified 10 days in advance of any such
23 transfer: *Provided further*, That, upon a determination
24 that all or part of the funds transferred from an appro-
25 priation by this title are not necessary, such amounts may

1 be transferred back to that appropriation: *Provided fur-*
2 *ther*, That none of the funds made available by this title
3 may be transferred pursuant to the authority in section
4 205 of division A of Public Law 116–94 or section 241(a)
5 of the PHS Act.

6 SEC. 815. Of the funds appropriated by this title
7 under the heading “Public Health and Social Services
8 Emergency Fund”, up to \$6,000,000 shall be transferred
9 to, and merged with, funds made available under the head-
10 ing “Office of the Secretary, Office of Inspector General”,
11 and shall remain available until expended, for oversight
12 of activities supported with funds appropriated to the De-
13 partment of Health and Human Services to prevent, pre-
14 pare for, and respond to coronavirus, domestically or
15 internationally: *Provided*, That the Inspector General of
16 the Department of Health and Human Services shall con-
17 sult with the Committees on Appropriations of the House
18 of Representatives and the Senate prior to obligating such
19 funds: *Provided further*, That the transfer authority pro-
20 vided by this section is in addition to any other transfer
21 authority provided by law.

22 SEC. 816. Funds made available in Public Law 113–
23 235 to the accounts of the National Institutes of Health
24 that were available for obligation through fiscal year 2015
25 are to remain available through fiscal year 2021 for the

1 liquidation of valid obligations incurred in fiscal year
2 2015: *Provided*, That such amount is designated by the
3 Congress as being for an emergency requirement pursuant
4 to section 251(b)(2)(A)(i) of the Balanced Budget and
5 Emergency Deficit Control Act of 1985.

6 SEC. 817. Section 675B(b)(3) of the Community
7 Services Block Grant Act (42 U.S.C. 9906(b)(3)) shall not
8 apply with respect to funds appropriated by the
9 Coronavirus Aid, Relief, and Economic Security Act (Pub-
10 lic Law 116–136) to carry out the Community Services
11 Block Grant Act (42 U.S.C. 9901 et seq.): *Provided*, That
12 the amounts repurposed in this section that were pre-
13 viously designated by the Congress as an emergency re-
14 quirement pursuant to the Balanced Budget and Emer-
15 gency Deficit Control Act of 1985 are designated by the
16 Congress as an emergency requirement pursuant to sec-
17 tion 251(b)(2)(A)(i) of the Balanced Budget and Emer-
18 gency Deficit Control Act of 1985.

19 DEPARTMENT OF EDUCATION

20 EDUCATION STABILIZATION FUND

21 For an additional amount for “Education Stabiliza-
22 tion Fund”, \$105,000,000,000, to remain available
23 through September 30, 2021, to prevent, prepare for, and
24 respond to coronavirus, domestically or internationally:
25 *Provided*, That such amount is designated by the Congress

1 as being for an emergency requirement pursuant to sec-
2 tion 251(b)(2)(A)(i) of the Balanced Budget and Emer-
3 gency Deficit Control Act of 1985.

4 GENERAL PROVISIONS

5 EDUCATION STABILIZATION FUND

6 SEC. 821. (a) ALLOCATIONS.—From the amount
7 made available under this heading in this Act to carry out
8 the Education Stabilization Fund, the Secretary shall first
9 allocate—

10 (1) not more than one half of 1 percent to the
11 outlying areas on the basis of the terms and condi-
12 tions for funding provided under this heading in the
13 Coronavirus Aid, Relief, and Economic Security
14 (CARES) Act (Public Law 116–136); and

15 (2) one-half of 1 percent for the Secretary of
16 the Interior for programs operated or funded by the
17 Bureau of Indian Education, under the terms and
18 conditions established for funding provided under
19 this heading in the CARES Act (Public Law 116–
20 136).

21 (b) RESERVATIONS.—After carrying out subsection
22 (a), the Secretary shall reserve the remaining funds made
23 available as follows:

24 (1) 5 percent to carry out section 822 of this
25 title.

1 (2) 67 percent to carry out section 823 of this
2 title.

3 (3) 28 percent to carry out section 824 of this
4 title.

5 GOVERNOR'S EMERGENCY EDUCATION RELIEF FUND

6 SEC. 822. (a) GRANTS.—From funds reserved under
7 section 821(b)(1) of this title, the Secretary shall make
8 supplemental Emergency Education Relief grants to the
9 Governor of each State with an approved application
10 under section 18002 of division B of the CARES Act
11 (Public Law 116–136). The Secretary shall award funds
12 under this section to the Governor of each State with an
13 approved application within 30 calendar days of enact-
14 ment of this Act.

15 (b) ALLOCATIONS.—The amount of each grant under
16 subsection (a) shall be allocated by the Secretary to each
17 State as follows:

18 (1) 60 percent on the basis of their relative
19 population of individuals aged 5 through 24.

20 (2) 40 percent on the basis of their relative
21 number of children counted under section 1124(c) of
22 the Elementary and Secondary Education Act of
23 1965 (referred to under this heading as “ESEA”).

24 (c) USES OF FUNDS.—Grant funds awarded under
25 subsection (b) may be used to—

1 (1) provide emergency support through grants
2 to local educational agencies that the State edu-
3 cational agency deems have been most significantly
4 impacted by coronavirus to support the ability of
5 such local educational agencies to continue to pro-
6 vide educational services to their students and to
7 support the on-going functionality of the local edu-
8 cational agency;

9 (2) provide emergency support through grants
10 to institutions of higher education serving students
11 within the State that the Governor determines have
12 been most significantly impacted by coronavirus to
13 support the ability of such institutions to continue to
14 provide educational services and support the on-
15 going functionality of the institution; and

16 (3) provide support to any other institution of
17 higher education, local educational agency, or edu-
18 cation related entity within the State that the Gov-
19 ernor deems essential for carrying out emergency
20 educational services to students for authorized ac-
21 tivities described in section 823(e) of this title, the
22 ESEA of 1965, the Higher Education Act of 1965,
23 the provision of child care and early childhood edu-
24 cation, social and emotional support, career and

1 technical education, adult education, and the protec-
2 tion of education-related jobs.

3 (d) REALLOCATION.—Each Governor shall return to
4 the Secretary any funds received under this section that
5 the Governor does not award within 6 months of receiving
6 such funds and the Secretary shall reallocate such funds
7 to the remaining States in accordance with subsection (b).

8 (e) REPORT.—A Governor receiving funds under this
9 section shall submit a report to the Secretary, not later
10 than 6 months after receiving funding provided in this
11 Act, in such manner and with such subsequent frequency
12 as the Secretary may require, that provides a detailed ac-
13 counting of the use of funds provided under this section.

14 ELEMENTARY AND SECONDARY SCHOOL EMERGENCY

15 RELIEF FUND

16 SEC. 823. (a) GRANTS.—From funds reserved under
17 section 821(b)(2) of this title, the Secretary shall make
18 supplemental elementary and secondary school emergency
19 relief grants to each State educational agency with an ap-
20 proved application under section 18003 of division B of
21 the CARES Act (Public Law 116–136). The Secretary
22 shall award funds under this section to each State edu-
23 cational agency with an approved application within 15
24 calendar days of enactment of this Act.

1 (b) ALLOCATIONS TO STATES.—The amount of each
2 grant under subsection (a) shall be allocated by the Sec-
3 retary to each State in the same proportion as each State
4 received under part A of title I of the ESEA of 1965 in
5 the most recent fiscal year.

6 (c) SUBGRANTS.—From the payment provided by the
7 Secretary under subsection (b), the State educational
8 agency shall provide services and assistance to local edu-
9 cational agencies and non-public schools, consistent with
10 the provisions of this title. After carrying out the reserva-
11 tion of funds in section 825 of this title, each State shall
12 allocate not less than 90 percent of the remaining grant
13 funds awarded to the State under this section as sub-
14 grants to local educational agencies (including charter
15 schools that are local educational agencies) in the State
16 in proportion to the amount of funds such local edu-
17 cational agencies and charter schools that are local edu-
18 cational agencies received under part A of title I of the
19 ESEA of 1965 in the most recent fiscal year. The state
20 educational agency shall make such subgrants to local
21 educational agencies as follows—

22 (1) one-third of funds shall be awarded not less
23 than 15 calendar days after receiving an award from
24 the Secretary under this section; and

1 (2) the remaining two-thirds of funds shall be
2 awarded only after the local educational agency sub-
3 mits to the Governor and the Governor approves a
4 comprehensive school reopening plan for the 2020–
5 2021 school-year, based on criteria determined by
6 the Governor in consultation with the state edu-
7 cational agency (including criteria for the Governor
8 to carry out subparagraph (A) through (C)), that
9 describes how the local educational agency will safely
10 reopen schools with the physical presence of stu-
11 dents, consistent with maintaining safe and contin-
12 uous operations aligned with challenging state aca-
13 demic standards. The Governor shall approve such
14 plans within 30 days after the plan is submitted,
15 subject to the requirements in subparagraphs (A)
16 through (C).

17 (A) A local educational agency that pro-
18 vides in-person instruction for at least 50 per-
19 cent of its students where the students phys-
20 ically attend school no less than 50 percent of
21 each school-week, as it was defined by the local
22 educational agency prior to the coronavirus
23 emergency, shall have its plan automatically ap-
24 proved.

1 (B) A local educational agency that does
2 not provide in-person instruction to any stu-
3 dents where the students physically attend
4 school in-person shall not be eligible to receive
5 a subgrant under paragraph (2).

6 (C) A local educational agency that pro-
7 vides in-person instruction to at least some stu-
8 dents where the students physically attend
9 school in-person but does not satisfy the re-
10 quirements in subparagraph (A) shall have its
11 allocation reduced on a pro rata basis as deter-
12 mined by the Governor.

13 (d) PLAN CONTENTS.—A school reopening plan sub-
14 mitted to a Governor under subsection (c)(2) shall include,
15 in addition to any other information necessary to meet the
16 criteria determined by the Governor—

17 (1) A detailed timeline for when the local edu-
18 cational agency will provide in-person instruction, in-
19 cluding the goals and criteria used for providing full-
20 time in-person instruction to all students;

21 (2) A description of how many days of in-per-
22 son instruction per calendar week the local edu-
23 cational agency plans to offer to students during the
24 2020–2021 school year; and

1 (3) An assurance that the local educational
2 agency will offer students as much in-person instruc-
3 tion as is safe and practicable, consistent with main-
4 taining safe and continuous operations aligned with
5 challenging state academic standards.

6 (e) USES OF FUNDS.—

7 (1) A local educational agency or non-public
8 school that receives funds under subsection (c)(1) or
9 section 825 may use funds for any of the following:

10 (A) Activities to support returning to in-
11 person instruction, including purchasing per-
12 sonal protective equipment, implementing flexi-
13 ble schedules to keep children in isolated
14 groups, purchasing box lunches so that children
15 can eat in their classroom, purchasing physical
16 barriers, providing additional transportation
17 services, repurposing existing school rooms and
18 space, and improving ventilation systems.

19 (B) Developing and implementing proce-
20 dures and systems to improve the preparedness
21 and response efforts of local educational agen-
22 cies or non-public schools including coordination
23 with State, local, Tribal, and territorial public
24 health departments, and other relevant agen-
25 cies, to improve coordinated responses among

1 such entities to prevent, prepare for, and re-
2 spond to coronavirus.

3 (C) Providing principals and other school
4 leaders with the resources necessary to address
5 the needs of their individual schools directly re-
6 lated to coronavirus.

7 (D) Providing additional services to ad-
8 dress the unique needs of low-income children
9 or students, children with disabilities, English
10 learners, racial and ethnic minorities, students
11 experiencing homelessness, and foster care
12 youth, including how outreach and service deliv-
13 ery will meet the needs of each population.

14 (E) Training and professional development
15 for staff of the local educational agency or non-
16 public school on sanitation and minimizing the
17 spread of infectious diseases.

18 (F) Purchasing supplies to sanitize, clean,
19 and disinfect the facilities of a local educational
20 agency or non-public school, including buildings
21 operated by such agency.

22 (G) Planning for and coordinating during
23 long-term closures, including for how to provide
24 meals to eligible students, how to provide tech-
25 nology for online learning to all students, how

1 to provide guidance for carrying out require-
2 ments under the Individuals with Disabilities
3 Education Act (20 U.S.C. 1401 et seq.) and
4 how to ensure other educational services can
5 continue to be provided consistent with all Fed-
6 eral, State, and local requirements.

7 (H) Purchasing educational technology (in-
8 cluding hardware, software, and connectivity)
9 for students who are served by the local edu-
10 cational agency or non-public school that aids
11 in regular and substantive educational inter-
12 action between students and their classroom in-
13 structors, including low-income students and
14 students with disabilities, which may include as-
15 sistive technology or adaptive equipment.

16 (I) Expanding healthcare and other health
17 services (including mental health services and
18 supports), including for children at risk of
19 abuse or neglect.

20 (J) Planning and implementing activities
21 related to summer learning and supplemental
22 afterschool programs, including providing class-
23 room instruction or online learning during the
24 summer months and addressing the needs of
25 low-income students, students with disabilities,

1 English learners, migrant students, students ex-
2 periencing homelessness, and children in foster
3 care.

4 (2) A local educational agency that receives
5 funds under subsection (c)(2) may use the funds for
6 activities to carry out a comprehensive school re-
7 opening plan as described in this section, including:

8 (A) Purchasing personal protective equip-
9 ment, implementing flexible schedules to keep
10 children in isolated groups, purchasing box
11 lunches so that children can eat in their class-
12 room, purchasing physical barriers, providing
13 additional transportation services, repurposing
14 existing school rooms and space, and improving
15 ventilation systems.

16 (B) Developing and implementation of pro-
17 cedures and systems to improve the prepared-
18 ness and response efforts of local educational
19 agencies or non-public schools, including coordi-
20 nation with State, local, Tribal, and territorial
21 public health departments, and other relevant
22 agencies, to improve coordinated responses
23 among such entities to prevent, prepare for,
24 and respond to coronavirus.

1 (C) Providing principals and others school
2 leaders with the resources necessary to address
3 the needs of their individual schools.

4 (D) Providing additional services to ad-
5 dress the unique needs of low-income children
6 or students, children with disabilities, English
7 learners, racial and ethnic minorities, students
8 experiencing homelessness, and foster care
9 youth, including how outreach and service deliv-
10 ery will meet the needs of each population.

11 (E) Training and professional development
12 for staff of the local educational agency or non-
13 public school on sanitation and minimizing the
14 spread of infectious diseases.

15 (F) Purchasing supplies to sanitize, clean,
16 and disinfect the facilities of a local educational
17 agency or non-public school, including buildings
18 operated by such agency.

19 (G) Purchasing educational technology (in-
20 cluding hardware, software, and connectivity)
21 for students who are served by the local edu-
22 cational agency or non-public school that aids
23 in regular and substantive educational inter-
24 action between students and their classroom in-
25 structors, including low-income students and

1 students with disabilities, which may include as-
2 sistive technology or adaptive equipment.

3 (H) Expanding healthcare and other
4 health services (including mental health services
5 and supports), including for children at risk of
6 abuse or neglect.

7 (I) Planning and implementing activities
8 related to summer learning and supplemental
9 afterschool programs, including providing class-
10 room instruction during the summer months
11 and addressing the needs of low-income stu-
12 dents, students with disabilities, English learn-
13 ers, migrant students, students experiencing
14 homelessness, and children in foster care.

15 (f) STATE FUNDING.—A State may reserve not more
16 than 5 percent of the funds not otherwise allocated under
17 subsection (e) and section 825 for administrative costs and
18 the remainder for emergency needs as determined by the
19 state educational agency to address issues responding to
20 coronavirus, which may be addressed through the use of
21 grants or contracts.

22 (g) ASSURANCES.—A State, state educational agency,
23 or local educational agency receiving funding under this
24 section shall provide assurances, as applicable, that:

1 (1) A State, State educational agency, or local
2 educational agency will maintain and expand access
3 to high-quality schools, including high-quality public
4 charter schools, and will not—

5 (A) enact policies to close or prevent the
6 expansion of such schools to address revenue
7 shortfalls that result in the disproportionate
8 closure or denial of expansion of public charter
9 schools that are otherwise meeting the terms of
10 their charter for academic achievement; or

11 (B) disproportionately reduce funding to
12 charter schools or otherwise increase funding
13 gaps between charter schools and other public
14 schools in the local educational agency.

15 (2) Allocations of funding and services provided
16 from funds provided in this section to public charter
17 schools are made on the same basis as is used for
18 all public schools, consistent with state law and in
19 consultation with charter school leaders.

20 (h) REPORT.—A State receiving funds under this sec-
21 tion shall submit a report to the Secretary, not later than
22 6 months after receiving funding provided in this Act, in
23 such manner and with such subsequent frequency as the
24 Secretary may require, that provides a detailed accounting
25 of the use of funds provided under this section.

1 (i) REALLOCATION.—A State shall return to the Sec-
2 retary any funds received under this section that the State
3 does not award within 4 months of receiving such funds
4 and the Secretary shall deposit such funds into the general
5 fund of the Treasury.

6 (j) RULE OF CONSTRUCTION.—

7 (1) The receipt of any funds authorized or ap-
8 propriated under this section, including pursuant to
9 section 825 of this Act, by a nonprofit entity, or by
10 any individual who has been admitted or applied for
11 admission to such entity (or any parent or guardian
12 of such individual), shall not be construed to render
13 such entity or person a recipient of Federal financial
14 assistance for any purpose, nor shall any such per-
15 son or entity be required to make any alteration to
16 its existing programs, facilities, or employment prac-
17 tices except as required under this section.

18 (2) No State participating in any program
19 under this section, including pursuant to section 825
20 of this Act, shall impose any penalty or additional
21 requirement upon, or otherwise disadvantage, such
22 entity or person as a consequence or condition of its
23 receipt of such funds.

24 (3) No State participating in any program
25 under this section shall authorize any person or enti-

1 ty to use any funds authorized or appropriated
2 under this section, including pursuant to section 825
3 of this Act, except as provided by subsection (e), nor
4 shall any such State impose any limits upon the use
5 of any such funds except as provided by subsection
6 (e).

7 HIGHER EDUCATION EMERGENCY RELIEF FUND

8 SEC. 824. (a) IN GENERAL.—From funds reserved
9 under section 821(b)(3) of this title the Secretary shall
10 allocate amounts as follows:

11 (1) 85 percent to each institution of higher edu-
12 cation described in section 101 or section 102(c) of
13 the Higher Education Act of 1965 to prevent, pre-
14 pare for, and respond to coronavirus, by appor-
15 tioning it—

16 (A) 90 percent according to the relative
17 share of full-time equivalent enrollment of Fed-
18 eral Pell Grant recipients who were not exclu-
19 sively enrolled in distance education courses
20 prior to the coronavirus emergency; and

21 (B) 10 percent according to the relative
22 share of full-time equivalent enrollment of stu-
23 dents who were not Federal Pell Grant recipi-
24 ents who were not exclusively enrolled in dis-

1 tance education courses prior to the coronavirus
2 emergency.

3 (2) 10 percent for additional awards under
4 parts A and B of title III, parts A and B of title
5 V, and subpart 4 of part A of title VII of the Higher
6 Education Act to address needs directly related to
7 coronavirus, that shall be in addition to awards
8 made in section 824(a)(1) of this title, and allocated
9 by the Secretary proportionally to such programs
10 based on the relative share of funding appropriated
11 to such programs in the Further Consolidated Ap-
12 propriations Act, 2020 (Public Law 116–94) and
13 distributed to eligible institutions of higher edu-
14 cation, except as otherwise provided in subpara-
15 graphs (A)–(D), on the basis of the formula de-
16 scribed in section 824(a)(1) of this title:

17 (A) Except as otherwise provided in sub-
18 paragraph (B), for eligible institutions under
19 part B of title III and subpart 4 of part A of
20 title VII of the Higher Education Act, the Sec-
21 retary shall allot to each eligible institution an
22 amount using the following formula:

23 (i) 70 percent according to a ratio
24 equivalent to the number of Pell Grant re-
25 cipients in attendance at such institution

1 at the end of the school year preceding the
2 beginning of the most recent fiscal year
3 and the total number of Pell Grant recipi-
4 ents at all such institutions;

5 (ii) 20 percent according to a ratio
6 equivalent to the total number of students
7 enrolled at such institution at the end of
8 the school year preceding the beginning of
9 that fiscal year and the number of stu-
10 dents enrolled at all such institutions; and

11 (iii) 10 percent according to a ratio
12 equivalent to the total endowment size at
13 all eligible institutions at the end of the
14 school year preceding the beginning of that
15 fiscal year and the total endowment size at
16 such institutions;

17 (B) For eligible institutions under section
18 326 of the Higher Education Act, the Secretary
19 shall allot to each eligible institution an amount
20 in proportion to the award received from fund-
21 ing for such institutions in the Further Consoli-
22 dated Appropriations Act, 2020 (Public Law
23 116–94);

24 (C) For eligible institutions under section
25 316 of the Higher Education Act, the Secretary

1 shall allot funding according to the formula in
2 section 316(d)(3) of the Higher Education Act;
3 and

4 (D) Notwithstanding section 318(f) of the
5 Higher Education Act, for eligible institutions
6 under section 318 of the Higher Education Act,
7 the Secretary shall allot funding according to
8 the formula in section 318(e) of the Higher
9 Education Act.

10 (3) 5 percent for grants to institutions of high-
11 er education that the Secretary determines, through
12 an application process and after allocating funds
13 under paragraphs 824(a)(1) and (2) of this Act,
14 have the greatest unmet needs related to
15 coronavirus. In awarding funds to institutions of
16 higher education under this paragraph the Secretary
17 shall prioritize institutions of higher education—

18 (A) described under title I of the Higher
19 Education Act of 1965 that were not eligible to
20 receive an award under section 824(a)(1) of
21 this title, including institutions described in sec-
22 tion 102(b) of the Higher Education Act of
23 1965; and

24 (B) that otherwise demonstrate significant
25 needs related to coronavirus that were not ad-

1 dressed by funding allocated under subsections
2 (a)(1) or (a)(2) of this section.

3 (b) DISTRIBUTION.—The funds made available to
4 each institution under subsection (a)(1) shall be distrib-
5 uted by the Secretary using the same systems as the Sec-
6 retary otherwise distributes funding to each institution
7 under title IV of the Higher Education Act of 1965 (20
8 U.S.C. 1001 et seq.).

9 (c) USES OF FUNDS.—An institution of higher edu-
10 cation receiving funds under this section may use the
11 funds received to:

12 (1) defray expenses associated with coronavirus
13 (including lost revenue, reimbursement for expenses
14 already incurred, technology costs associated with a
15 transition to distance education, faculty and staff
16 trainings, and payroll); and

17 (2) provide financial aid grants to students (in-
18 cluding students exclusively enrolled in distance edu-
19 cation), which may be used for any component of the
20 student's cost of attendance or for emergency costs
21 that arise due to coronavirus.

22 (d) SPECIAL PROVISIONS.—

23 (1) A Historically Black College and University
24 or a Minority Serving Institution may use prior
25 awards provided under titles III, V, and VII of the

1 Higher Education Act to prevent, prepare for, and
2 respond to coronavirus.

3 (2) An institution of higher education receiving
4 funds under section 18004 of division B of the
5 CARES Act (Public Law 116–136) may use those
6 funds under the terms and conditions of section
7 824(c) of this act. Amounts repurposed pursuant to
8 this paragraph that were previously designated by
9 the Congress as an emergency requirement pursuant
10 to the Balanced Budget and Emergency Deficit Con-
11 trol Act of 1985 are designated by the Congress as
12 an emergency requirement pursuant to section
13 251(b)(2)(A)(i) of the Balanced Budget and Emer-
14 gency Deficit Control Act of 1985.

15 (3) No funds received by an institution of high-
16 er education under this section shall be used to fund
17 contractors for the provision of pre-enrollment re-
18 cruitment activities; endowments; or capital outlays
19 associated with facilities related to athletics, sec-
20 tarian instruction, or religious worship.

21 (4) An institution of higher education that was
22 required to remit payment to the Internal Revenue
23 Service for the excise tax based on investment in-
24 come of private colleges and universities under sec-
25 tion 4968 of the Internal Revenue Code of 1986 for

1 tax year 2019 shall have their allocation under this
2 section reduced by 50 percent and may only use
3 funds for activities described in paragraph (c)(2).

4 This paragraph shall not apply to an institution of
5 higher education designated by the Secretary as an
6 eligible institution under section 448 of the Higher
7 Education Act of 1965.

8 (e) REPORT.—An institution receiving funds under
9 this section shall submit a report to the Secretary, not
10 later than 6 months after receiving funding provided in
11 this Act, in such manner and with such subsequent fre-
12 quency as the Secretary may require, that provides a de-
13 tailed accounting of the use of funds provided under this
14 section.

15 (f) REALLOCATION.—Any funds allocated to an insti-
16 tution of higher education under this section on the basis
17 of a formula described in subsection (a)(1) or (a)(2) but
18 for which an institution does not apply for funding within
19 60 days of the publication of the notice inviting applica-
20 tions, shall be reallocated to eligible institutions that had
21 submitted an application by such date.

22 ASSISTANCE TO NON-PUBLIC SCHOOLS

23 SEC. 825. (a) FUNDS AVAILABILITY.—From the pay-
24 ment provided by the Secretary under section 823 of this
25 title to a State educational agency, the State educational

1 agency shall reserve an amount of funds equal to the per-
2 centage of students enrolled in non-public elementary and
3 secondary schools in the State prior to the coronavirus
4 emergency. Upon reserving funds under this section, the
5 Governor of the State shall award such funds equally to
6 each non-public school accredited or otherwise located in
7 and licensed to operate in the State based on the number
8 of low-income students enrolled in the non-public school
9 as a share of all low-income students enrolled in non-pub-
10 lic elementary and secondary schools in the State prior
11 to the coronavirus emergency, subject to the requirements
12 in subsection (b).

13 (b)(1) A non-public school that provides in-person in-
14 struction for at least 50 percent of its students where the
15 students physically attend school no less than 50 percent
16 of each school-week, as determined by the non-public
17 school prior to the coronavirus emergency, shall be eligible
18 for the full amount of assistance per student as prescribed
19 under this section.

20 (2) A non-public school that does not provide in-per-
21 son instruction to any students where the students phys-
22 ically attend school in-person shall only be eligible for one-
23 third of the amount of assistance per student as prescribed
24 under this section.

1 (3) A non-public school that provides in-person in-
2 struction to at least some students where the students
3 physically attend school in-person but does not satisfy the
4 requirements in paragraph (1) shall have its amount of
5 assistance as prescribed under this section reduced on a
6 pro rata basis, which shall be calculated using the same
7 methodology as is used under section 823(c)(2)(C) of this
8 title.

9 (4) A Governor shall allocate not less than 50 percent
10 of the funds reserved in this section to non-public schools
11 within 30 days of receiving an award from the Secretary
12 and the remaining 50 percent not less than 4 months after
13 receiving an award from the Secretary.

14 CONTINUED PAYMENT TO EMPLOYEES

15 SEC. 826. A local educational agency, State, institu-
16 tion of higher education, or other entity that receives
17 funds under “Education Stabilization Fund”, shall to the
18 greatest extent practicable, continue to pay its employees
19 and contractors during the period of any disruptions or
20 closures related to coronavirus.

21 DEFINITIONS

22 SEC. 827. Except as otherwise provided in sections
23 821–826 of this title, as used in such sections—

1 (1) the terms “elementary education” and “sec-
2 ondary education” have the meaning given such
3 terms under State law;

4 (2) the term “institution of higher education”
5 has the meaning given such term in title I of the
6 Higher Education Act of 1965 (20 U.S.C. 1001 et
7 seq.);

8 (3) the term “Secretary” means the Secretary
9 of Education;

10 (4) the term “State” means each of the 50
11 States, the District of Columbia, and the Common-
12 wealth of Puerto Rico;

13 (5) the term “cost of attendance” has the
14 meaning given such term in section 472 of the High-
15 er Education Act of 1965.

16 (6) the term “Non-public school” means a non-
17 public elementary and secondary school that (A) is
18 accredited, licensed, or otherwise operates in accord-
19 ance with State law; and (B) was in existence prior
20 to the date of the qualifying emergency for which
21 grants are awarded under this section;

22 (7) the term “public school” means a public ele-
23 mentary or secondary school; and

24 (8) any other term used that is defined in sec-
25 tion 8101 of the Elementary and Secondary Edu-

1 cation Act of 1965 (20 U.S.C. 7801) shall have the
2 meaning given the term in such section.

3 MAINTENANCE OF EFFORT

4 SEC. 828. A State's application for funds to carry
5 out sections 822 or 823 of this title shall include assur-
6 ances that the State will maintain support for elementary
7 and secondary education, and State support for higher
8 education (which shall include State funding to institu-
9 tions of higher education and state need-based financial
10 aid, and shall not include support for capital projects or
11 for research and development or tuition and fees paid by
12 students) in fiscal years 2020 and 2021 at least at the
13 proportional levels of such State's support for elementary
14 and secondary education and for higher education relative
15 to such States overall spending in fiscal year 2019.

16 STUDENT AID ADMINISTRATION

17 For an additional amount for "Student Aid Adminis-
18 tration", \$40,000,000, to remain available through Sep-
19 tember 30, 2021, to prevent, prepare for, and respond to
20 coronavirus, domestically or internationally, for carrying
21 out part D of title I, and subparts 1, 3, 9 and 10 of part
22 A, and parts B, C, D, and E of title IV of the HEA, and
23 subpart 1 of part A of title VII of the Public Health Serv-
24 ice Act: *Provided*, That such amount is designated by the
25 Congress as being for an emergency requirement pursuant

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

3 INSTITUTE OF EDUCATION SCIENCES

4 For an additional amount for “Institute of Education
5 Sciences”, \$65,000,000, to remain available through Sep-
6 tember 30, 2021, to prevent, prepare for, and respond to
7 coronavirus, domestically or internationally, for carrying
8 out the National Assessment of Educational Progress Au-
9 thorization Act (title III of Public Law 107–279): *Pro-*
10 *vided*, That such amount is designated by the Congress
11 as being for an emergency requirement pursuant to sec-
12 tion 251(b)(2)(A)(i) of the Balanced Budget and Emer-
13 gency Deficit Control Act of 1985.

14 DEPARTMENTAL MANAGEMENT

15 PROGRAM ADMINISTRATION

16 For an additional amount for “Program Administra-
17 tion”, \$8,000,000, to remain available through September
18 30, 2021, to prevent, prepare for, and respond to
19 coronavirus, domestically or internationally: *Provided*,
20 That such amount is designated by the Congress as being
21 for an emergency requirement pursuant to section
22 251(b)(2)(A)(i) of the Balanced Budget and Emergency
23 Deficit Control Act of 1985.

1 OFFICE OF INSPECTOR GENERAL

2 For an additional amount for “Office of Inspector
3 General”, \$7,000,000, to remain available through Sep-
4 tember 30, 2022, to prevent, prepare for, and respond to
5 coronavirus, domestically or internationally, including for
6 salaries and expenses necessary for oversight and audit
7 of programs, grants, and projects funded in this Act to
8 respond to coronavirus: *Provided*, That such amount is
9 designated 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 GENERAL PROVISIONS

13 SEC. 829. Funds made available in Public Law 115–
14 245 under the heading “National Technical Institute for
15 the Deaf” that were available for obligation through fiscal
16 year 2019, and where a valid obligation was incurred in
17 such fiscal year, are to remain available for obligation and
18 expenditure by educational agencies or institutions
19 through fiscal year 2021, notwithstanding section 412(b)
20 of the General Education Provisions Act (20 U.S.C.
21 1225): *Provided*, That such amount is designated by the
22 Congress as being for an emergency requirement pursuant
23 to section 251(b)(2)(A)(i) of the Balanced Budget and
24 Emergency Deficit Control Act of 1985.

1 SEC. 830. Funds made available in Public Law 115–
2 245 under the heading “Gallaudet University” that were
3 available for obligation through fiscal year 2019, and
4 where a valid obligation was incurred in such fiscal year,
5 are to remain available for obligation and expenditure by
6 educational agencies or institutions through fiscal year
7 2021, notwithstanding section 412(b) of the General Edu-
8 cation Provisions Act (20 U.S.C. 1225): *Provided*, That
9 such amount is designated by the Congress as being for
10 an emergency requirement pursuant to section
11 251(b)(2)(A)(i) of the Balanced Budget and Emergency
12 Deficit Control Act of 1985.

13 SEC. 831. Funds made available in Public Law 113–
14 76 under the heading “Innovation and Improvement” that
15 were available for obligation through December 31, 2014
16 for the Investing in Innovation program pursuant to the
17 eighth and ninth provisos under that heading in that Act
18 are to remain available through fiscal year 2021 for the
19 liquidation of valid obligations incurred in fiscal years
20 2014 or 2015: *Provided*, That such amount is designated
21 by the Congress as being for an emergency requirement
22 pursuant to section 251(b)(2)(A)(i) of the Balanced Budg-
23 et and Emergency Deficit Control Act of 1985.

24 SEC. 832. Funds made available in Public Law 113–
25 76 under the heading “Rehabilitation Services and Dis-

1 ability Research” that were available for obligation
2 through fiscal year 2015 for the Automated Personaliza-
3 tion Computing Project pursuant to the first four provisos
4 under that heading in that Act are to remain available
5 through fiscal year 2021 for the liquidation of valid obliga-
6 tions incurred in fiscal years 2014 or 2015: *Provided*,
7 That such amount is designated by the Congress as being
8 for an emergency requirement pursuant to section
9 251(b)(2)(A)(i) of the Balanced Budget and Emergency
10 Deficit Control Act of 1985.

11 RELATED AGENCIES

12 CORPORATION FOR PUBLIC BROADCASTING

13 For an additional amount for “Corporation for Public
14 Broadcasting,” \$175,000,000, to remain available until
15 September 30, 2021, to prevent, prepare for, and respond
16 to coronavirus, including for fiscal stabilization grants to
17 public telecommunications entities, as defined by 47
18 U.S.C. 397(12), with no deduction for administrative or
19 other costs of the Corporation, to maintain programming
20 and services and preserve small and rural stations threat-
21 ened by declines in non-Federal revenues: *Provided*, 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 GENERAL PROVISIONS—THIS TITLE

2 SEC. 841. Not later than 30 days after the date of
3 enactment of this Act, the Secretaries of Labor, Health
4 and Human Services, and Education shall provide a de-
5 tailed spend plan of anticipated uses of funds made avail-
6 able in this Act, including estimated personnel and admin-
7 istrative costs, to the Committees on Appropriations of the
8 House of Representatives and the Senate: *Provided*, That
9 such plans shall be updated and submitted to such Com-
10 mittees every 60 days until September 30, 2024: *Provided*
11 *further*, That the spend plans shall be accompanied by a
12 listing of each contract obligation incurred that exceeds
13 \$5,000,000 which has not previously been reported, in-
14 cluding the amount of each such obligation.

15 SEC. 842. (a) The remaining unobligated balances of
16 funds as of September 30, 2020, from amounts provided
17 under the heading “Corporation for National and Commu-
18 nity Service—Operating Expenses” in title IV of division
19 A of the Further Consolidated Appropriations Act, 2020
20 (Public Law 116–94), are hereby permanently rescinded,
21 and an amount of additional new budget authority equiva-
22 lent to the amount rescinded is hereby appropriated on
23 September 30, 2020, to remain available until September
24 30, 2021, and shall be available for the same purposes,
25 in addition to other funds as may be available for such

1 purposes, and under the same authorities for which the
2 funds were originally provided in Public Law 116–94: *Pro-*
3 *vided*, That any amounts appropriated by the preceding
4 proviso shall not be subject to the allotment requirements
5 otherwise applicable under sections 129(a), (b), (d), and
6 (e) of the National and Community Service Act of 1993:
7 *Provided further*, That such amount is designated by the
8 Congress as being for an emergency requirement pursuant
9 to section 251(b)(2)(A)(i) of the Balanced Budget and
10 Emergency Deficit Control Act of 1985.

11 (b)(1) Subsection (b) of section 3514 of title III of
12 division A of the CARES Act (Public Law 116–136) is
13 hereby repealed, and shall be applied hereafter as if such
14 subsection had never been enacted.

15 (2)(A) IN GENERAL.—The amounts provided under
16 this subsection are designated as an emergency require-
17 ment pursuant to section 4(g) of the Statutory Pay-As-
18 You-Go Act of 2010 (2 U.S.C. 933(g)).

19 (B) DESIGNATION IN SENATE.—In the Senate,
20 this subsection is designated as an emergency re-
21 quirement pursuant to section 4112(a) of H. Con.
22 Res. 71 (115th Congress), the concurrent resolution
23 on the budget for fiscal year 2018.

24 (C) CLASSIFICATION OF BUDGETARY EF-
25 FECTS.—Notwithstanding Rule 3 of the Budget

1 Scorekeeping Guidelines set forth in the joint ex-
2 planatory statement of the committee of conference
3 accompanying Conference Report 105–217 and sec-
4 tion 250(c)(7) and (c)(8) of the Balanced Budget
5 and Emergency Deficit Control Act of 1985, the
6 budgetary effects of this subsection—

7 (i) shall not be estimated for purposes of
8 section 251 of such Act;

9 (ii) shall not be estimated for purposes of
10 paragraph (4)(C) of section 3 of the Statutory
11 Pay As-You-Go Act of 2010 as being included
12 in an appropriation Act; and

13 (iii) shall be treated as if they were con-
14 tained in a PAYGO Act, as defined by section
15 3(7) of the Statutory Pay-As-You-Go Act of
16 2010 (2 U.S.C. 932(7)).

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1

TITLE IX

2

LEGISLATIVE BRANCH

3

SENATE

4

CONTINGENT EXPENSES OF THE SENATE

5

SERGEANT AT ARMS AND DOORKEEPER OF THE SENATE

6

For an additional amount for “Sergeant at Arms and Doorkeeper of the Senate”, \$6,345,000, to remain available until expended, to prevent, prepare for, and respond to coronavirus, domestically or internationally, which shall be allocated in accordance with a spend plan submitted to the Committee on Appropriations of the Senate: *Provided*, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

16

JOINT ITEMS

17

OFFICE OF THE ATTENDING PHYSICIAN

18

For an additional amount for “Office of the Attending Physician”, \$400,000, to remain available until expended, to prevent, prepare for, and respond to coronavirus, domestically or internationally: *Provided*, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

25

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1 CAPITOL POLICE

2 SALARIES

3 (INCLUDING TRANSFER OF FUNDS)

4 For an additional amount for “Salaries”, \$1,260,000,
5 to remain available until September 30, 2021, to prevent,
6 prepare for, and respond to coronavirus, domestically or
7 internationally: *Provided*, That the Capitol Police may
8 transfer amounts appropriated under this heading in this
9 Act to “General Expenses” to prevent, prepare for, and
10 respond to coronavirus, domestically or internationally,
11 without the approval requirement of 2 U.S.C. 1907(a):
12 *Provided further*, That such amount is designated by the
13 Congress as being for an emergency requirement pursuant
14 to section 251(b)(2)(A)(i) of the Balanced Budget and
15 Emergency Deficit Control Act of 1985.

16 CONGRESSIONAL BUDGET OFFICE

17 SALARIES AND EXPENSES

18 For an additional amount for “Salaries and Ex-
19 penses”, \$600,000, to remain available until September
20 30, 2021, to prevent, prepare for, and respond to
21 coronavirus, domestically or internationally: *Provided*,
22 That such amount is designated by the Congress as being
23 for 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 ARCHITECT OF THE CAPITOL
2 CAPITAL CONSTRUCTION AND OPERATIONS

3 For an additional amount for “Capital Construction
4 and Operations”, \$43,900,000, to remain available until
5 September 30, 2021, to prevent, prepare for, and respond
6 to coronavirus, domestically or internationally: *Provided*,
7 That the Architect of the Capitol may purchase and dis-
8 tribute cleaning and sanitation products throughout all fa-
9 cilities and grounds under the care of the Architect of the
10 Capitol, wherever located, and any related services and
11 operational costs: *Provided further*, That the authority in
12 the preceding proviso shall apply to funds provided under
13 this heading in this Act, or any other available balances
14 provided under this heading, for the duration of the public
15 health emergency declared under section 319 of the Public
16 Health Service Act (42 U.S.C. 247d) on January 31, 2020
17 for COVID–19 and any renewal of such declaration pursu-
18 ant to such section of 319: *Provided further*, That the Ar-
19 chitect of the Capitol shall provide a report within 30 days
20 of enactment of this Act, and every 30 days thereafter,
21 to the Committees on Appropriations of the Senate and
22 House of Representatives, the Senate Committee on Rules
23 and Administration, and the Committee on House Admin-
24 istration on expenditure of funds from amounts appro-
25 priated under this heading in this Act: *Provided further*,

1 That this amount shall be in addition to any other funds
2 available for such purposes in appropriations Acts for the
3 legislative branch: *Provided further*, That such amount is
4 designated by the Congress as being for an emergency re-
5 quirement pursuant to section 251(b)(2)(A)(i) of the Bal-
6 anced Budget and Emergency Deficit Control Act of 1985.

7 LIBRARY OF CONGRESS

8 SALARIES AND EXPENSES

9 (INCLUDING TRANSFER OF FUNDS)

10 For an additional amount for “Salaries and Ex-
11 penses”, \$6,980,000, to remain available until September
12 30, 2021, to prevent, prepare for, and respond to
13 coronavirus, domestically or internationally, including to
14 offset losses resulting from the coronavirus pandemic of
15 amounts collected pursuant to the Act of June 28, 1902
16 (chapter 1301; 32 Stat. 480; 2 U.S.C. 150), for revolving
17 fund activities pursuant to sections 182 and 182a through
18 182e of title 2, United States Code, sections 708(d) and
19 1316 of title 17, United States Code, and sections
20 111(d)(2), 119(b)(3), 803(e), and 1005 of such title: *Pro-*
21 *vided*, That the Library of Congress may transfer amounts
22 appropriated under this heading in this Act to other appli-
23 cable appropriations of the Library of Congress to prevent,
24 prepare for, and respond to coronavirus, domestically or
25 internationally: *Provided further*, That such amount is des-

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

4 GOVERNMENT PUBLISHING OFFICE

5 GOVERNMENT PUBLISHING OFFICE BUSINESS

6 OPERATIONS REVOLVING FUND

7 For an additional amount for “Government Pub-
8 lishing Office Business Operations Revolving Fund”,
9 \$6,891,000, to remain available until September 30, 2021,
10 to prevent, prepare for, and respond to coronavirus, do-
11 mestically or internationally, which shall be for offsetting
12 losses resulting from the coronavirus pandemic of amounts
13 collected pursuant to section 309 of title 44, United States
14 Code: *Provided*, That funds appropriated under this head-
15 ing in this Act may be made available to restore amounts,
16 either directly or through reimbursement, for obligations
17 incurred to prevent, prepare for, and respond to
18 coronavirus, domestically or internationally, prior to the
19 date of enactment of this Act: *Provided further*, That such
20 amount is designated by the Congress as being for an
21 emergency requirement pursuant to section
22 251(b)(2)(A)(i) of the Balanced Budget and Emergency
23 Deficit Control Act of 1985.

1 GOVERNMENT ACCOUNTABILITY OFFICE

2 SALARIES AND EXPENSES

3 For an additional amount for “Salaries and Ex-
4 penses”, \$11,300,000, to remain available until expended,
5 to prevent, prepare for, and respond to coronavirus, do-
6 mestically or internationally, which shall be for audits and
7 investigations and for reimbursement of the Tiny Findings
8 Child Development Center for salaries for employees, as
9 authorized by section 19009 of Public Law 116–136: *Pro-*
10 *vided*, That not later than 90 days after the date of enact-
11 ment of this Act, the Government Accountability Office
12 shall submit to the Committees on Appropriations of the
13 House of Representatives and the Senate a spend plan
14 specifying funding estimates and a timeline for such au-
15 dits and investigations: *Provided further*, That such
16 amount is designated by the Congress as being for an
17 emergency requirement pursuant to section
18 251(b)(2)(A)(i) of the Balanced Budget and Emergency
19 Deficit Control Act of 1985.

1 TITLE X
2 DEPARTMENT OF VETERANS AFFAIRS
3 GENERAL PROVISIONS—THIS TITLE
4 (INCLUDING TRANSFER OF FUNDS)

5 SEC. 1001. Of the unobligated balances available to
6 the Department of Veterans Affairs from title X of divi-
7 sion B of the Coronavirus Aid, Relief, and Economic Secu-
8 rity Act (Public Law 116–136) for “Veterans Health Ad-
9 ministration, Medical Services”, funds may be transferred
10 to the following accounts in the amounts specified:

11 “General Operating Expenses, Veterans Bene-
12 fits Administration”, up to \$140,000,000;

13 “National Cemetery Administration”, up to
14 \$26,000,000; and

15 “Departmental Administration, Board of Vet-
16 erans Appeals”, up to \$1,000,000:

17 *Provided*, That the transferred funds shall be used for per-
18 sonnel costs and other expenses to prevent, prepare for,
19 and respond to coronavirus, domestically or internation-
20 ally, including the elimination of backlogs that may have
21 occurred: *Provided further*, That the transferred funds
22 shall be in addition to any other funds made available for
23 this purpose: *Provided further*, That the transferred funds
24 may not be used to increase the number of full-time equiv-
25 alent positions: *Provided further*, That the amounts trans-

1 ferred in this section that were previously designated by
2 the Congress as an emergency requirement pursuant to
3 the Balanced Budget and Emergency Deficit Control Act
4 of 1985 are designated by the Congress as an emergency
5 requirement pursuant to section 251(b)(2)(A)(i) of the
6 Balanced Budget and Emergency Deficit Control Act of
7 1985.

8 (INCLUDING TRANSFER OF FUNDS)

9 SEC. 1002. Of the unobligated balances available to
10 the Department of Veterans Affairs from title X of divi-
11 sion B of the Coronavirus Aid, Relief, and Economic Secu-
12 rity Act (Public Law 116–136) for “Veterans Health Ad-
13 ministration, Medical Services”, up to \$140,000,000 may
14 be transferred to the “Veterans Health Administration,
15 Canteen Service Revolving Fund” to prevent, prepare for,
16 and respond to coronavirus, domestically or internation-
17 ally, which shall be for offsetting the losses resulting from
18 the coronavirus pandemic of veterans canteen service col-
19 lections pursuant to chapter 78 of title 38, United States
20 Code: *Provided*, That the transferred funds shall be in ad-
21 dition to any other funds made available for this purpose:
22 *Provided further*, That the amounts transferred in this
23 section that were previously designated by the Congress
24 as an emergency requirement pursuant to the Balanced
25 Budget and Emergency Deficit Control Act of 1985 are

1 designated by the Congress as an emergency requirement
2 pursuant to section 251(b)(2)(A)(i) of the Balanced Budg-
3 et and Emergency Deficit Control Act of 1985.

4 (INCLUDING TRANSFER OF FUNDS)

5 SEC. 1003. Of the unobligated balances available to
6 the Department of Veterans Affairs from title X of divi-
7 sion B of the Coronavirus Aid, Relief, and Economic Secu-
8 rity Act (Public Law 116–136) for “Veterans Health Ad-
9 ministration, Medical Services”, funds may be transferred
10 to the following accounts in the amounts specified:

11 “General Operating Expenses, Veterans Bene-
12 fits Administration”, up to \$198,000,000; and

13 “Departmental Administration, Information
14 Technology Systems”, up to \$45,000,000:

15 *Provided*, That the transferred funds shall be used to pre-
16 vent, prepare for, and respond to coronavirus, domestically
17 or internationally, to improve the Veteran Benefits Admin-
18 istration’s education systems, including implementation of
19 changes to chapters 30 through 36 of part III of title 38,
20 United States Code in the Harry W. Colmery Veterans
21 Educational Assistance Act of 2017 (Public Law 115–48),
22 in a bill to authorize the Secretary of Veterans Affairs to
23 treat certain programs of education converted to distance
24 learning by reason of emergencies and health-related situ-
25 ations in the same manner as programs of education pur-

1 sued at educational institutions, and for other purposes
2 (Public Law 116–128), and in the Student Veteran
3 Coronavirus Response Act of 2020 (Public Law 116–140):
4 *Provided further*, That funds transferred to “Depart-
5 mental Administration, Information Technology Systems”
6 pursuant to this section shall be transferred to the infor-
7 mation technology systems development subaccount: *Pro-*
8 *vided further*, That the transferred funds shall be in addi-
9 tion to any other funds made available for this purpose:
10 *Provided further*, That the amounts transferred in this
11 section that were previously designated by the Congress
12 as an emergency requirement pursuant to the Balanced
13 Budget and Emergency Deficit Control Act of 1985 are
14 designated by the Congress as an emergency requirement
15 pursuant to section 251(b)(2)(A)(i) of the Balanced Budg-
16 et and Emergency Deficit Control Act of 1985.

17 SEC. 1004. Title X of division B of the Coronavirus
18 Aid, Relief, and Economic Security Act (Public Law 116–
19 136) is amended under the heading “Department of Vet-
20 erans Affairs—Departmental Administration—Grants for
21 Construction of State Extended Care Facilities” by strik-
22 ing “including to modify or alter existing hospital, nursing
23 home, and domiciliary facilities in State homes: *Provided*,”
24 and inserting in lieu thereof the following: “which shall
25 be for modifying or altering existing hospital, nursing

1 home, and domiciliary facilities in State homes: *Provided*,
2 That the Secretary shall conduct a new competition or
3 competitions to award grants to States using funds pro-
4 vided under this heading in this Act: *Provided further*,
5 That such grants may be made to reimburse States for
6 the costs of modifications or alterations that have been
7 initiated or completed before an application for a grant
8 under this section is approved by the Secretary: *Provided*
9 *further*, That the use of funds provided under this heading
10 in this Act shall not be subject to state matching fund
11 requirement, application requirements, cost thresholds,
12 the priority list, deadlines, award dates under sections
13 8134 and 8135 of title 38, United States Code, and part
14 59 of chapter I of title 38, Code of Federal Regulations,
15 and shall not be subject to requirements of section 501(d)
16 of title 38, United States Code: *Provided further*, That the
17 Secretary may establish and adjust rolling deadlines for
18 applications for such grants and may issue multiple
19 rounds of application periods for the award of such grants
20 under this section: *Provided further*,”: *Provided*, That
21 amounts repurposed pursuant to this section that were
22 previously designated by the Congress as an emergency
23 requirement pursuant to the Balanced Budget and Emer-
24 gency Deficit Control Act of 1985 are designated by the
25 Congress as an emergency requirement pursuant to sec-

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

3 SEC. 1005. Section 20013(b) of the Coronavirus Aid,
4 Relief, and Economic Security Act (Public Law 116–136)
5 is amended—

6 (1) by redesignating paragraphs (1) and (2) as
7 subparagraphs (A) and (B), respectively;

8 (2) in the matter preceding subparagraph (A),
9 as so redesignated, by inserting “(1)” before “In the
10 case”; and

11 (3) by adding at the end the following: “(2) If
12 the Secretary waives any limit on grant amounts or
13 rates for per diem payments under paragraph (1),
14 notwithstanding section 2012(a)(2)(B) of such title,
15 the maximum rate for per diem payments described
16 in paragraph (1)(B) shall be three times the rate au-
17 thorized for State homes for domiciliary care under
18 section 1741 of such title.”:

19 *Provided*, That amounts provided by this section are des-
20 ignated by the Congress as being for an emergency re-
21 quirement pursuant to section 251(b)(2)(A)(i) of the Bal-
22 anced Budget and Emergency Deficit Control Act of 1985.

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1

TITLE XI

2

DEPARTMENT OF STATE

3

ADMINISTRATION OF FOREIGN AFFAIRS

4

CONSULAR AND BORDER SECURITY PROGRAMS

5

For an additional amount for “Consular and Border

6

Security Programs”, \$425,000,000, to remain available

7

until expended, to prevent, prepare for, and respond to

8

coronavirus, domestically or internationally, which shall be

9

for offsetting losses resulting from the coronavirus pan-

10

demic of fees collected and deposited into the account pur-

11

suant to section 7081 of Public Law 115–31: *Provided*,

12

That funds made available under this heading in this Act

13

shall be in addition to any other funds made available for

14

this purpose: *Provided further*, That such amount is des-

15

ignated by the Congress as being for an emergency re-

16

quirement pursuant to section 251(b)(2)(A)(i) of the Bal-

17

anced Budget and Emergency Deficit Control Act of 1985.

18

UNITED STATES AGENCY FOR INTERNATIONAL

19

DEVELOPMENT

20

FUNDS APPROPRIATED TO THE PRESIDENT

21

OPERATING EXPENSES

22

For an additional amount for “Operating Expenses,”

23

\$10,000,000, to remain available until September 30,

24

2022, to prevent, prepare for, and respond to coronavirus:

25

Provided, That such amount is designated by the Congress

1 as being for an emergency requirement pursuant to sec-
2 tion 251(b)(2)(A)(i) of the Balanced Budget and Emer-
3 gency Deficit Control Act of 1985.

4 BILATERAL ECONOMIC ASSISTANCE
5 FUNDS APPROPRIATED TO THE PRESIDENT
6 GLOBAL HEALTH PROGRAMS

7 For an additional amount for “Global Health Pro-
8 grams”, \$3,000,000,000, to remain available until Sep-
9 tember 30, 2022, to prevent, prepare for, and respond to
10 coronavirus, which shall be made available for a United
11 States contribution to The GAVI Alliance: *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 INTERNATIONAL DISASTER ASSISTANCE

17 For an additional amount for “International Disaster
18 Assistance”, \$1,000,000,000, to remain available until ex-
19 pended, to prevent, prepare for, and respond to
20 coronavirus, which shall be made available for vaccine dis-
21 tribution related to coronavirus abroad, including through
22 the World Food Programme: *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 GENERAL PROVISIONS—THIS TITLE

4 SEC. 1101. The Department of State, Foreign Oper-
5 ations, and Related Programs Appropriations Act, 2020
6 (division G of Public Law 116–94) is amended in the sec-
7 ond proviso under the heading “Repatriation Loans Pro-
8 gram Account” by striking “ \$5,563,619” and inserting
9 in lieu thereof “ \$15,239,477”: *Provided*, That the
10 amount provided by this section is designated by the Con-
11 gress as being for an emergency requirement pursuant to
12 section 251(b)(2)(A)(i) of the Balanced Budget and
13 Emergency Deficit Control Act of 1985.

14 SEC. 1102. Section 21009 of the Emergency Appro-
15 priations for Coronavirus Health Response and Agency
16 Operations (division B of Public Law 116–136) is amend-
17 ed by striking “fiscal year 2020” and inserting in lieu
18 thereof “fiscal years 2020 and 2021”: *Provided*, That the
19 amount provided by this section is designated by the Con-
20 gress as being for an emergency requirement pursuant to
21 section 251(b)(2)(A)(i) of the Balanced Budget and
22 Emergency Deficit Control Act of 1985.

23 SEC. 1103. Notwithstanding the limitations in sec-
24 tions 609(i) and 609(j) of the Millennium Challenge Act
25 of 2003 (2211 U.S.C. 7708(j), 7715), the Millennium

1 Challenge Corporation may, subject to the availability of
2 funds, extend any compact in effect as of January 29,
3 2020, for up to one additional year, to account for delays
4 related to coronavirus: *Provided*, That the Corporation
5 shall notify the Committees on Appropriations and For-
6 eign Relations of the Senate and the Committees on Ap-
7 propriations and Foreign Affairs of the House of Rep-
8 resentatives prior to providing any such extension.

9 SEC. 1104. The authority of section 5924 of title 5,
10 United States Code, may be exercised by the Secretary
11 of State and the heads of other Federal agencies for edu-
12 cation allowances to employees who are in the United
13 States with assignment orders to a foreign area and for
14 whom service abroad has been interrupted or delayed be-
15 cause of the coronavirus pandemic without regard to the
16 foreign area limitations referenced therein: *Provided*, That
17 the authority under this section shall expire on September
18 30, 2021.

19 SEC. 1105. The authority of section 5523 of title 5,
20 United States Code, may be exercised by the Secretary
21 of State and the heads of other Federal agencies for em-
22 ployees that are authorized to receive payments of mone-
23 tary amounts and other allowances under such section,
24 without regard to the time limitations referenced therein,
25 in connection with authorized or ordered departures from

1 foreign areas that are necessary to prevent, prepare for,
2 and respond to coronavirus: *Provided*, That the authority
3 under this section shall be available beginning on July 21,
4 2020: *Provided further*, That the authority under this sec-
5 tion shall expire on September 30, 2021.

6 SEC. 1106. Funds appropriated by this title under
7 the heading “Global Health Programs” shall only be made
8 available for obligation subject to the regular notification
9 procedures of the Committees on Appropriations of the
10 House of Representatives and the Senate.

11 SEC. 1107. Not later than 30 days after enactment
12 of this Act, the Secretary of State and the Administrator
13 of the United States Agency for International Develop-
14 ment shall jointly submit to the Committees on Appropria-
15 tions of the House of Representatives and the Senate a
16 report on the proposed uses of funds appropriated by this
17 title on a country and project basis: *Provided*, That such
18 reports shall be updated and submitted to such Commit-
19 tees every 60 days thereafter until September 30, 2022,
20 and every 180 days thereafter until all funds have been
21 expended, and shall include information detailing how esti-
22 mates and assumptions contained in previous reports have
23 changed, including obligations and expenditures on a
24 country and project basis: *Provided further*, That such re-
25 porting requirement may be consolidated with the report-

1 ing requirement under section 406(b) of the Coronavirus
2 Preparedness and Response Supplemental Appropriations
3 Act, 2020 (division A of Public Law 116–123).

1 TITLE XII
2 DEPARTMENT OF TRANSPORTATION
3 OFFICE OF THE SECRETARY
4 SALARIES AND EXPENSES

5 For an additional amount for “Salaries and Ex-
6 penses”, \$26,200,000, to remain available until expended,
7 to prevent, prepare for, and respond to coronavirus, in-
8 cluding necessary expenses for operating costs and capital
9 outlays: *Provided*, That such amounts are in addition to
10 any other amounts made available for this purpose: *Pro-*
11 *vided further*, That obligations of amounts under this
12 heading in this Act shall not be subject to the limitation
13 on obligations under the heading “Office of the Sec-
14 retary—Working Capital Fund” in division H of the Fur-
15 ther Consolidated Appropriations Act, 2020 (Public Law
16 116–94): *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 ESSENTIAL AIR SERVICE

21 In addition to funds provided to the “Payments to
22 Air Carriers” program in Public Law 116–94 and in Pub-
23 lic Law 116–136 to carry out the essential air service pro-
24 gram under section 41731 through 41742 of title 49,
25 United States Code, \$75,000,000 to be derived from the

1 general fund of the Treasury, and to be made available
2 to the Essential Air Service and Rural Improvement
3 Fund, to remain available until expended, to prevent, pre-
4 pare for, and respond to coronavirus, including to offset
5 the loss resulting from the coronavirus pandemic of the
6 mandatory overflight fees collected pursuant to section
7 45301 of title 49, United States Code: *Provided*, That
8 such amount is designated by the Congress as being for
9 an emergency requirement pursuant to section
10 251(b)(2)(A)(i) of the Balanced Budget and Emergency
11 Deficit Control Act of 1985.

12 FEDERAL AVIATION ADMINISTRATION
13 OPERATIONS

14 For an additional amount for “Operations”,
15 \$50,000,000, to remain available until expended, to pre-
16 vent, prepare for, and respond to coronavirus: *Provided*,
17 That amounts made available under this heading in this
18 Act shall be derived from the general fund of the Treas-
19 ury: *Provided further*, That such amount is designated by
20 the Congress as being for an emergency requirement pur-
21 suant to section 251(b)(2)(A)(i) of the Balanced Budget
22 and Emergency Deficit Control Act of 1985.

23 GRANTS-IN-AID FOR AIRPORTS

24 For an additional amount for “Grants-In-Aid for Air-
25 ports”, \$10,000,000,000, to remain available until Sep-

1 tember 30, 2025, to prevent, prepare for, and respond to
2 coronavirus: *Provided*, That amounts made available
3 under this heading in this Act shall be derived from the
4 general fund of the Treasury: *Provided further*, That funds
5 provided under this heading in this Act shall only be avail-
6 able to airports in categories defined in section 47102 of
7 title 49, United States Code: *Provided further*, That funds
8 provided under this heading in this Act shall not otherwise
9 be subject to the requirements of chapter 471 of such title:
10 *Provided further*, That notwithstanding the previous pro-
11 viso, except for project eligibility, the requirements of
12 chapter 471 of such title shall apply to funds provided for
13 any contract awarded (after the date of enactment) for
14 airport development and funded under this heading: *Pro-*
15 *vided further*, That funds provided under this heading in
16 this Act may not be used for any purpose not directly re-
17 lated to the airport: *Provided further*, That no additional
18 funding shall be provided under this heading to any air-
19 port that was allocated in excess of four years of operating
20 funds under Public Law 116–136: *Provided further*, That
21 the Federal share payable of the costs for which a grant
22 is made under this heading shall be 100 percent: *Provided*
23 *further*, That the Secretary shall obligate funds provided
24 under this heading in this Act only after 90 percent of
25 the funds provided under this heading in Public Law 116–

1 136, notwithstanding subsequent recoveries of funds, have
2 been obligated: *Provided further*, That of the amounts ap-
3 propriated under this heading in this Act:

4 (1) Not less than \$9,500,000,000 shall be avail-
5 able for any purpose for which airport revenues may
6 lawfully be used, including operations, public health,
7 cleaning, sanitization, janitorial services, combating
8 the spread of pathogens, and debt service payments:
9 *Provided*, That such funds shall not be subject to
10 the reduced apportionments of section 47114(f) of
11 title 49, United States Code: *Provided further*, That
12 such funds shall first be apportioned as set forth in
13 sections 47114(c)(1)(A), 47114(c)(1)(C)(i),
14 47114(c)(1)(C)(ii), 47114(c)(2)(A), 47114(c)(2)(B),
15 and 47114(c)(2)(E) of title 49, United States Code:
16 *Provided further*, That there shall be no maximum
17 apportionment limit: *Provided further*, That any re-
18 maining funds after such apportionment shall be dis-
19 tributed to all sponsors of primary airports (as de-
20 fined in section 47102(16) of title 49, United States
21 Code) based on each such airport's passenger
22 enplanements compared to total passenger
23 enplanements of all airports defined in section
24 47102(16) of title 49, United States Code, for the
25 most recent calendar year enplanements upon which

1 the Secretary has apportioned funds pursuant to
2 section 47114(c) of title 49, United States Code;
3 and

4 (2) Up to \$500,000,000 shall be for commercial
5 service airports that are not primary airports and
6 general aviation airports as defined in paragraphs
7 (7), (8), and (16) of section 47102 of title 49,
8 United States Code, for any purpose for which air-
9 port revenues may lawfully be used: *Provided*, That
10 not less than \$8,150,000 of such funds shall be
11 available to sponsors of non-primary airports that
12 participate in the FAA Contract Tower Program de-
13 fined in section 47124 of title 49, United States
14 Code, to cover lawful expenses to support FAA con-
15 tract tower operations: *Provided further*, That the
16 Secretary shall apportion the remaining funds to
17 each non-primary airport based on the categories
18 published in the most current National Plan of Inte-
19 grated Airport Systems, reflecting the percentage of
20 the aggregate published eligible development costs
21 for each such category, and then dividing the allo-
22 cated funds evenly among the eligible airports in
23 each category, rounding up to the nearest thousand
24 dollars: *Provided further*, That any remaining funds
25 under this paragraph shall be distributed as de-

1 scribed in paragraph (1) under this heading in this
2 Act:
3 *Provided further*, That the Administrator of the Federal
4 Aviation Administration may retain up to 0.1 percent of
5 the funds provided under this heading in this Act to fund
6 the award and oversight by the Administrator of grants
7 made under this heading in this Act: *Provided further*,
8 That obligations of funds under this heading in this Act
9 shall not be subject to any limitations on obligations pro-
10 vided in Public Law 116–94 or any Act making appropria-
11 tions for fiscal year 2021: *Provided further*, That all air-
12 ports receiving funds under this heading in this Act shall
13 continue to employ, through March 31, 2021, at least 90
14 percent of the number of individuals employed (after mak-
15 ing adjustments for retirements or voluntary employee
16 separations) by the airport as of March 27, 2020: *Pro-*
17 *vided further*, That the Secretary may waive the workforce
18 retention requirement in the previous proviso, if the Sec-
19 retary determines the airport is experiencing economic
20 hardship as a direct result of the requirement, or the re-
21 quirement reduces aviation safety or security: *Provided*
22 *further*, That the workforce retention requirement shall
23 not apply to nonhub airports or nonprimary airports re-
24 ceiving funds under this heading in this Act: *Provided fur-*
25 *ther*, That such amount is designated by the Congress as

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

4 FEDERAL MOTOR CARRIER SAFETY ADMINISTRATION
5 MOTOR CARRIER SAFETY OPERATIONS AND PROGRAMS

6 Of prior year unobligated contract authority and liq-
7 uidating cash provided for Motor Carrier Safety in the
8 Transportation Equity Act for the 21st Century (Public
9 Law 105–178), SAFETEA–LU (Public Law 109–59), or
10 other appropriations or authorization acts, in addition to
11 amounts already appropriated in fiscal year 2020 for
12 “Motor Carrier Safety Operations and Programs”,
13 \$238,500 in additional obligation limitation is provided
14 and repurposed for obligations incurred to support activi-
15 ties to prevent, prepare for, and respond to coronavirus.

16 DEPARTMENT OF HOUSING AND URBAN
17 DEVELOPMENT

18 PUBLIC AND INDIAN HOUSING

19 TENANT-BASED RENTAL ASSISTANCE

20 For an additional amount for “Tenant-Based Rental
21 Assistance”, \$2,200,000,000, to remain available until ex-
22 pended, to prevent, prepare for, and respond to
23 coronavirus: *Provided*, That amounts made available
24 under this heading in this Act shall be used under the
25 same authority and conditions as the additional appropria-

1 tions for fiscal year 2020 made available under this head-
2 ing in title XII of division B of the CARES Act (Public
3 Law 116–136), except that any amounts provided for ad-
4 ministrative expenses and other expenses of public housing
5 agencies for their section 8 programs, including Main-
6 stream vouchers, under this heading in the CARES Act
7 (Public Law 116–136) and under this heading in this Act
8 shall also be available for Housing Assistance Payments
9 under section 8(o) of the United States Housing Act of
10 1937 (42 U.S.C. 1437f(o)): *Provided further*, That
11 amounts made available under this heading in this Act and
12 under the same heading in title XII of division B of the
13 CARES Act may be used to cover or reimburse allowable
14 costs incurred to prevent, prepare for, and respond to
15 coronavirus regardless of the date on which such costs
16 were incurred: *Provided further*, That of the amounts
17 made available under this heading in this Act, up to
18 \$500,000,000 shall be available for administrative ex-
19 penses and other expenses of public housing agencies for
20 their section 8 programs, including Mainstream vouchers:
21 *Provided further*, That of the amounts made available
22 under this heading in this Act, not less than
23 \$1,700,000,000 shall be available for adjustments in the
24 calendar years 2020 and 2021 section 8 renewal funding
25 allocations, including Mainstream vouchers, for public

1 housing agencies that experience a significant increase in
2 voucher per-unit costs due to extraordinary circumstances
3 or that, despite taking reasonable cost savings measures,
4 as determined by the Secretary, would otherwise be re-
5 quired to terminate rental assistance for families as a re-
6 sult of insufficient funding: *Provided further*, That
7 amounts made available under this heading in this Act are
8 in addition to any other amounts made available for such
9 purposes: *Provided further*, That amounts repurposed
10 under this heading in this Act that were previously des-
11 igned by the Congress as an emergency requirement
12 pursuant to the Balanced Budget and Emergency Deficit
13 Control Act of 1985 are designated by the Congress as
14 an emergency requirement pursuant to section
15 251(b)(2)(A)(i) of the Balanced Budget and Emergency
16 Deficit Control Act of 1985: *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 PUBLIC HOUSING OPERATING FUND

22 For an additional amount for “Public Housing Oper-
23 ating Fund”, as authorized by section 9(e) of the United
24 States Housing Act of 1937 (42 U.S.C. 1437g(e)),
25 \$1,000,000,000, to remain available until September 30,

1 2022, to prevent, prepare for, and respond to coronavirus:
2 *Provided*, That amounts made available under this head-
3 ing in this Act shall be used under the same authority
4 and conditions as the additional appropriations for fiscal
5 year 2020 under this heading in title XII of division B
6 of the CARES Act (Public Law 116–136): *Provided fur-*
7 *ther*, That amounts made available under this heading in
8 this Act and under the same heading in title XII of divi-
9 sion B of the CARES Act may be used to cover or reim-
10 burse allowable costs incurred to prevent, prepare for, and
11 respond to coronavirus regardless of the date on which
12 such costs were incurred: *Provided further*, That amounts
13 repurposed under this heading in this Act that were pre-
14 viously designated by the Congress as an emergency re-
15 quirement pursuant to the Balanced Budget and Emer-
16 gency Deficit Control Act of 1985 are designated by the
17 Congress as an emergency requirement pursuant to sec-
18 tion 251(b)(2)(A)(i) of the Balanced Budget and Emer-
19 gency Deficit Control Act of 1985: *Provided further*, That
20 such amount is designated by the Congress as being for
21 an emergency requirement pursuant to section
22 251(b)(2)(A)(i) of the Balanced Budget and Emergency
23 Deficit Control Act of 1985.

1 GENERAL PROVISIONS—THIS TITLE

2 SEC. 1201. The remaining unobligated balances of
3 funds as of September 30, 2020, from amounts provided
4 under the heading “Department of Transportation—Of-
5 fice of the Secretary—National Infrastructure Invest-
6 ments” in title I of division L of the Consolidated Appro-
7 priations Act, 2018 (Public Law 115–141), are hereby
8 permanently rescinded, and an amount of additional new
9 budget authority equivalent to the amount rescinded is
10 hereby appropriated on September 30, 2020, to remain
11 available until September 30, 2021, in addition to other
12 funds as may be available for such purposes, and shall
13 be available, without additional competition, for com-
14 pleting the funding of awards made pursuant to the fiscal
15 year 2018 National Infrastructure Investment grants
16 (also known as the Better Utilizing Investments to Lever-
17 age Development, or BUILD grants): *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 SEC. 1202. In allocating and awarding available
23 amounts provided under the heading “Homeless Assist-
24 ance Grants” in the Department of Housing and Urban
25 Development Appropriations Act, 2020 (Public Law 116–

1 94), the same heading in prior Acts for fiscal years 2018
2 and 2019, and section 231 of Public Law 116–94 for the
3 Continuum of Care program, the Secretary of Housing
4 and Urban Development shall renew for one 12-month pe-
5 riod, without additional competition, all projects with ex-
6 isting grants expiring during calendar year 2021, includ-
7 ing youth homeless demonstration projects and shelter
8 plus care projects expiring during calendar year 2021, not-
9 withstanding any inconsistent provisions in such Acts or
10 in subtitle C of title IV of the McKinney-Vento Homeless
11 Assistance Act, as amended: *Provided*, That Continuum
12 of Care planning and Unified Funding Agency awards ex-
13 piring in calendar year 2021 may also be renewed and that
14 the Continuum of Care may designate a new collaborative
15 applicant to receive the award in accordance with the ex-
16 isting process established by the Secretary: *Provided fur-*
17 *ther*, That the Secretary shall publish a Notice that identi-
18 fies and lists all projects and awards eligible for such non-
19 competitive renewal, prescribes the format and process by
20 which the projects and awards from the list will be re-
21 newed, makes adjustments to the renewal amount based
22 on changes to the Fair Market Rent, and establishes a
23 maximum amount for the renewal of planning and Unified
24 Funding Agency awards notwithstanding the requirement
25 that such maximum amount be established in a Notice of

1 Funding Availability: *Provided further*, That amounts set-
2 aside under such heading for fiscal year 2020 for new
3 awards, including amounts under the third proviso, and
4 any remaining available amounts under such heading for
5 fiscal years 2019 and 2020 after the renewal of eligible
6 projects and awards, may be added to the appropriate fis-
7 cal year 2021 Notice of Funding Availability: *Provided*
8 *further*, That such amount is designated by the Congress
9 as being for an emergency requirement pursuant to sec-
10 tion 251(b)(2)(A)(i) of the Balanced Budget and Emer-
11 gency Deficit Control Act of 1985.

1 TITLE XIII

2 GENERAL PROVISIONS—THIS ACT

3 SEC. 1301. 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. 1302. No part of any appropriation contained
7 in this Act shall remain available for obligation beyond
8 the current fiscal year unless expressly so provided herein.

9 SEC. 1303. 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 2020.

14 SEC. 1304. In this Act, the term “coronavirus”
15 means SARS-CoV-2 or another coronavirus with pan-
16 demic potential.

17 SEC. 1305. Each amount designated in this Act by
18 the Congress as being for an emergency requirement pur-
19 suant to section 251(b)(2)(A)(i) of the Balanced Budget
20 and Emergency Deficit Control Act of 1985 shall be avail-
21 able (or rescinded or transferred, if applicable) only if the
22 President subsequently so designates all such amounts
23 and transmits such designations to the Congress.

24 SEC. 1306. Any amount appropriated by this Act,
25 designated by the Congress as an emergency requirement

1 pursuant to section 251(b)(2)(A)(i) of the Balanced Budg-
2 et and Emergency Deficit Control Act of 1985 and subse-
3 quently so designated by the President, and transferred
4 pursuant to transfer authorities provided by this Act shall
5 retain such designation.

6 SEC. 1307. Solely for the purpose of calculating a
7 breach within a category for fiscal year 2020 pursuant to
8 section 251(a)(6) or section 254(g) of the Balanced Budg-
9 et and Emergency Deficit Control Act of 1985, and not-
10 withstanding any other provision of this division, the
11 budgetary effects from this division shall be counted as
12 amounts designated as being for an emergency require-
13 ment pursuant to section 251(b)(2)(A) of such Act.

14 This division may be cited as the “Coronavirus Re-
15 sponse Additional Supplemental Appropriations Act,
16 2020”.

1 **DIVISION B—OTHER MATTERS**

2 PRESUMPTIONS OF SERVICE-CONNECTION FOR MEMBERS
3 OF ARMED FORCES WHO CONTRACT CORONAVIRUS
4 DISEASE 2019 UNDER CERTAIN CIRCUMSTANCES

5 SEC. 101. (a) IN GENERAL.—Subchapter VI of chap-
6 ter 11 of title 38, United States Code, is amended by add-
7 ing at the end the following new section:

8 **“§ 1164. Presumptions of service-connection for**
9 **Coronavirus Disease 2019**

10 “(a) PRESUMPTIONS GENERALLY.—(1) For purposes
11 of laws administered by the Secretary and subject to sec-
12 tion 1113 of this title, if symptoms of Coronavirus Disease
13 2019 (in this section referred to as ‘COVID–19’) de-
14 scribed in subsection (d) manifest within one of the mani-
15 festation periods described in paragraph (2) in an indi-
16 vidual who served in a qualifying period of duty described
17 in subsection (b)—

18 “(A) infection with severe acute respiratory
19 syndrome coronavirus 2 (in this section referred to
20 as ‘SARS–CoV–2’) shall be presumed to have oc-
21 curred during the qualifying period of duty;

22 “(B) COVID–19 shall be presumed to have
23 been incurred during the qualifying period of duty;
24 and

1 “(C) if the individual becomes disabled or dies
2 as a result of COVID–19, it shall be presumed that
3 the individual became disabled or died during the
4 qualifying period of duty for purposes of establishing
5 that the individual served in the active military,
6 naval, or air service.

7 “(2)(A) The manifestation periods described in this
8 paragraph are the following:

9 “(i) During a qualifying period of duty de-
10 scribed in subsection (b), if that period of duty was
11 more than 48 continuous hours in duration.

12 “(ii) Within 14 days after the individual’s com-
13 pletion of a qualifying period of duty described in
14 subsection (b).

15 “(iii) An additional period prescribed under
16 subparagraph (B).

17 “(B)(i) If the Secretary determines that a manifesta-
18 tion period of more than 14 days after completion of a
19 qualifying period of service is appropriate for the presump-
20 tions under paragraph (1), the Secretary may prescribe
21 that additional period by regulation.

22 “(ii) A determination under clause (i) shall be made
23 in consultation with the Director of the Centers for Dis-
24 ease Control and Prevention.

1 “(b) QUALIFYING PERIOD OF DUTY DESCRIBED.—

2 A qualifying period of duty described in this subsection

3 is a period of—

4 “(1) active duty; or

5 “(2) the following duty or training not covered

6 by paragraph (1) performed under orders issued on

7 or after March 13, 2020, during the national emer-

8 gency declared by the President under the National

9 Emergencies Act (50 U.S.C. 1601 et seq.):

10 “(A) Training duty under title 10.

11 “(B) Full-time National Guard duty (as

12 defined in section 101 of title 10).

13 “(c) APPLICATION OF PRESUMPTIONS FOR TRAINING

14 DUTY.—When, pursuant to subsection (a), COVID–19 is

15 presumed to have been incurred during a qualifying period

16 of duty described in subsection (b)(2)—

17 “(1) COVID–19 shall be deemed to have been

18 incurred in the line of duty during a period of active

19 military, naval, or air service; and

20 “(2) where entitlement to benefits under this

21 title is predicated on the individual who was disabled

22 or died being a veteran, benefits for disability or

23 death resulting from COVID–19 as described in sub-

24 section (a) shall be paid or furnished as if the indi-

25 vidual was a veteran, without regard to whether the

1 period of duty would constitute active military,
2 naval, or air service under section 101 of this title.

3 “(d) SYMPTOMS OF COVID-19.—For purposes of
4 subsection (a), symptoms of COVID-19 are those symp-
5 toms that competent medical evidence demonstrates are
6 experienced by an individual affected and directly related
7 to COVID-19.

8 “(e) MEDICAL EXAMINATIONS AND OPINIONS.—If
9 there is a question of whether the symptoms experienced
10 by an individual described in paragraph (1) of subsection
11 (a) during a manifestation period described in paragraph
12 (2) of such subsection are attributable to COVID-19 re-
13 sulting from infection with SARS-CoV-2 during the
14 qualifying period of duty, in determining whether a med-
15 ical examination or medical opinion is necessary to make
16 a decision on the claim within the meaning of section
17 5103A(d) of this title, a qualifying period of duty de-
18 scribed in subsection (b) of this section shall be treated
19 as if it were active military, naval, or air service for pur-
20 poses of section 5103A(d)(2)(B) of this title.”.

21 (b) CLERICAL AMENDMENT.—The table of sections
22 at the beginning of such subchapter is amended by adding
23 at the end the following new item:

“1164. Presumptions of service-connection for Coronavirus Disease 2019.”.

1 U.S. CITIZENSHIP AND IMMIGRATION SERVICES LOAN

2 AUTHORITY

3 SEC. 102. (a) ISSUANCE OF NOTES BY SECRETARY
4 OF HOMELAND SECURITY.—The Secretary of Homeland
5 Security is authorized to issue to the Secretary of the
6 Treasury from time to time and have outstanding at any
7 one time, in an amount not exceeding \$1,222,000,000,
8 notes or other obligations in such forms and denomina-
9 tions, bearing such maturities, and subject to such terms
10 and conditions as may be prescribed by the Secretary of
11 Homeland Security with the approval of the Secretary of
12 the Treasury. Such notes or other obligations shall bear
13 interest at a rate determined by the Secretary of the
14 Treasury, taking into consideration the current average
15 market yield on outstanding marketable obligations of the
16 United States of comparable maturities during the month
17 preceding the issuance of such notes or other obligations.
18 The Secretary of the Treasury is authorized and directed
19 to purchase any notes and other obligations to be issued
20 under this subsection and for such purpose he is author-
21 ized to use as a public debt transaction the proceeds from
22 the sale of any securities issued under chapter 31 of title
23 31, and the purposes for which securities may be issued
24 under such chapter are extended to include any purchases
25 of such notes and obligations. The Secretary of the Treas-

1 ury may at any time sell any of the notes or other obliga-
2 tions acquired by him under this section. All redemptions,
3 purchases, and sales by the Secretary of the Treasury of
4 such notes or other obligations shall be treated as public
5 debt transactions of the United States.

6 (b) DEPOSIT OF BORROWED FUNDS.—Any funds
7 borrowed by the Secretary of Homeland Security under
8 the authority provided by subsection (a) shall, from time
9 to time, be deposited in the Immigration Examinations
10 Fee Account established pursuant to section 286(m) of the
11 Immigration and Nationality Act (8 U.S.C. 1356(m)), and
12 shall remain available only to U.S. Citizenship and Immi-
13 gration Services for purposes described in section 286(n)
14 of such Act (8 U.S.C. 1356(n)).

15 (c) SCHEDULE OF REPAYMENTS.—Upon the exercise
16 of the authority established under subsection (a), the Sec-
17 retary of Homeland Security shall transmit a schedule for
18 repayment of such amounts to—

19 (1) the Secretary of the Treasury;

20 (2) the Committees on the Judiciary of the Sen-
21 ate and the House of Representatives;

22 (3) the Committee on Homeland Security of the
23 House of Representatives; and

24 (4) the Committee on Homeland Security and
25 Governmental Affairs of the Senate.

1 (d) REPORTS ON REPAYMENT.—In connection with
2 any funds borrowed by the Secretary of Homeland Secu-
3 rity under the authority established in subsection (a), the
4 Secretary, beginning 6 months after the date on which
5 such funds are borrowed, and continuing every 6 months
6 thereafter until such borrowed funds are fully repaid, shall
7 submit a report on the progress of such repayment to the
8 Secretary of the Treasury and to the Committees de-
9 scribed in subsection (c).

10 (e) CITIZENSHIP AND IMMIGRATION SERVICES SUR-
11 CHARGE.—

12 (1) Subject to paragraphs (2) and (4), any ap-
13 plicant paying a fee authorized by the Secretary of
14 Homeland Security under section 286(m) of the Im-
15 migration and Nationality Act (8 U.S.C. 1356(m))
16 shall pay a surcharge in addition to each such fee.
17 The surcharge shall be 10 percent of such fee round-
18 ed up to the nearest dollar.

19 (2) Notwithstanding any other provision of law,
20 including the Administrative Procedure Act (5
21 U.S.C. 551 et seq.) and the Paperwork Reduction
22 Act (44 U.S.C. 3501 et seq.), beginning 60 days
23 after any exercise of the authority provided in sub-
24 section (a), the Secretary of Homeland Security
25 shall begin collecting the surcharge prescribed by

1 this section and shall reject any benefit request sub-
2 mitted without payment for such surcharge, if appli-
3 cable. Notwithstanding any other provision of law,
4 including the provisions of section 286(m) of the Im-
5 migration and Nationality Act (8 U.S.C. 1356(m))
6 regarding payment of certain fees to the treasury of
7 Guam or the Virgin Islands and section 286(n) of
8 such Act (8 U.S.C. 1356(n)), the Secretary shall use
9 all surcharges collected under this subsection to
10 repay funds borrowed under subsection (a).

11 (3) Other than surcharges collected under this
12 subsection, no funds available to the Department of
13 Homeland Security under section 286(m) and (n) of
14 the Immigration and Nationality Act (8 U.S.C.
15 1356(m) and (n)) or under any other law may be
16 used to repay funds borrowed under subsection (a).

17 (4) The Secretary of Homeland Security shall
18 cease to collect any surcharge under this subsection
19 when all repayment obligations under subsections (a)
20 and (c) have been satisfied.

21 (f) SUNSET OF AUTHORITY.—The authority granted
22 to the Secretary of Homeland Security under subsection
23 (a) shall expire on September 30, 2021.

1 SECURE AND TRUSTED COMMUNICATIONS NETWORKS ACT

2 SEC. 103. There is appropriated, out of amounts in
3 the Treasury not otherwise appropriated, for the fiscal
4 year ending September 30, 2020, and in addition to any
5 other amounts made available for such purpose,
6 \$1,000,000,000, for an additional amount under the head-
7 ing “Federal Communications Commission—Secure and
8 Trusted Communications Networks Reimbursement Pro-
9 gram”, to remain available until expended, to carry out
10 the Secure and Trusted Communications Networks Act of
11 2019 (47 U.S.C. 1601 et seq.), of which \$995,000,000
12 shall be to carry out the program established under section
13 4 of that Act (47 U.S.C. 1603).

14 BUDGETARY EFFECTS

15 SEC. 104. (a) IN GENERAL.—The amounts provided
16 under this division are designated as an emergency re-
17 quirement pursuant to section 4(g) of the Statutory Pay-
18 As-You-Go Act of 2010 (2 U.S.C. 933(g)).

19 (b) DESIGNATION IN SENATE.—In the Senate, this
20 division is designated as an emergency requirement pursu-
21 ant to section 4112(a) of H. Con. Res. 71 (115th Con-
22 gress), the concurrent resolution on the budget for fiscal
23 year 2018.

24 (c) CLASSIFICATION OF BUDGETARY EFFECTS.—
25 Notwithstanding Rule 3 of the Budget Scorekeeping

1 Guidelines set forth in the joint explanatory statement of
2 the committee of conference accompanying Conference Re-
3 port 105–217 and section 250(c)(7) and (c)(8) of the Bal-
4 anced Budget and Emergency Deficit Control Act of 1985,
5 the budgetary effects of this division—

6 (1) shall not be estimated for purposes of sec-
7 tion 251 of such Act;

8 (2) shall not be estimated for purposes of para-
9 graph (4)(C) of section 3 of the Statutory Pay As-
10 You-Go Act of 2010 as being included in an appro-
11 priation Act; and

12 (3) shall be treated as if they were contained in
13 a PAYGO Act, as defined by section 3(7) of the
14 Statutory Pay-As-You-Go Act of 2010 (2 U.S.C.
15 932(7)).