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115TH CONGRESS
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H. R. _____

[Report No. __ - __]

Making appropriations for the Department of Transportation, and Housing and Urban Development, and related agencies for the fiscal year ending September 30, 2019, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

Mr. Diaz-Balart, from the Committee on Appropriations, reported the following bill; which was committed to the Committee of the Whole House on the State of the Union and ordered to be printed

A BILL

Making appropriations for the Department of Transportation, and Housing and Urban Development, and related agencies for the fiscal year ending September 30, 2019, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*
3 That the following sums are appropriated, out of any
4 money in the Treasury not otherwise appropriated, for the

1 Departments of Transportation, and Housing and Urban
2 Development, and related agencies for the fiscal year end-
3 ing September 30, 2019, and for other purposes, namely:

4 TITLE I

5 DEPARTMENT OF TRANSPORTATION

6 OFFICE OF THE SECRETARY

7 SALARIES AND EXPENSES

8 For necessary expenses of the Office of the Secretary,
9 \$112,813,000, of which not to exceed \$3,001,000 shall be
10 available for the immediate Office of the Secretary; not
11 to exceed \$1,040,000 shall be available for the immediate
12 Office of the Deputy Secretary; not to exceed \$20,555,000
13 shall be available for the Office of the General Counsel;
14 not to exceed \$10,331,000 shall be available for the Office
15 of the Under Secretary of Transportation for Policy; not
16 to exceed \$14,019,000 shall be available for the Office of
17 the Assistant Secretary for Budget and Programs; not to
18 exceed \$2,546,000 shall be available for the Office of the
19 Assistant Secretary for Governmental Affairs; not to ex-
20 ceed \$29,356,000 shall be available for the Office of the
21 Assistant Secretary for Administration; not to exceed
22 \$2,142,000 shall be available for the Office of Public Af-
23 fairs; not to exceed \$1,760,000 shall be available for the
24 Office of the Executive Secretariat; not to exceed
25 \$11,318,000 shall be available for the Office of Intel-

1 ligenance, Security, and Emergency Response; and not to ex-
2 ceed \$16,745,000 shall be available for the Office of the
3 Chief Information Officer: *Provided*, That the Secretary
4 of Transportation is authorized to transfer funds appro-
5 priated for any office of the Office of the Secretary to any
6 other office of the Office of the Secretary: *Provided fur-*
7 *ther*, That no appropriation for any office shall be in-
8 creased or decreased by more than 10 percent by all such
9 transfers: *Provided further*, That notice of any change in
10 funding greater than 10 percent shall be submitted for
11 approval to the House and Senate Committees on Appro-
12 priations: *Provided further*, That not to exceed \$60,000
13 shall be for allocation within the Department for official
14 reception and representation expenses as the Secretary
15 may determine: *Provided further*, That notwithstanding
16 any other provision of law, excluding fees authorized in
17 Public Law 107–71, there may be credited to this appro-
18 priation up to \$2,500,000 in funds received in user fees:
19 *Provided further*, That none of the funds provided in this
20 Act shall be available for the position of Assistant Sec-
21 retary for Public Affairs.

22 RESEARCH AND TECHNOLOGY

23 For necessary expenses related to the Office of the
24 Assistant Secretary for Research and Technology,
25 \$7,000,000, of which \$2,218,000 shall remain available

1 until September 30, 2021: *Provided*, That there may be
2 credited to this appropriation, to be available until ex-
3 pended, funds received from States, counties, municipali-
4 ties, other public authorities, and private sources for ex-
5 penses incurred for training: *Provided further*, That any
6 reference in law, regulation, judicial proceedings, or else-
7 where to the Research and Innovative Technology Admin-
8 istration shall continue to be deemed to be a reference to
9 the Office of the Assistant Secretary for Research and
10 Technology of the Department of Transportation.

11 NATIONAL INFRASTRUCTURE INVESTMENTS

12 For capital investments in surface transportation in-
13 frastructure, \$750,000,000, to remain available through
14 September 30, 2021: *Provided*, That the Secretary of
15 Transportation shall distribute funds provided under this
16 heading as discretionary grants to be awarded to a State,
17 local government, transit agency, or a collaboration among
18 such entities on a competitive basis for projects that will
19 have a significant local or regional impact: *Provided fur-*
20 *ther*, That projects eligible for funding provided under this
21 heading shall include, but not be limited to, highway or
22 bridge projects eligible under title 23, United States Code;
23 public transportation projects eligible under chapter 53 of
24 title 49, United States Code; passenger and freight rail
25 transportation projects; and port infrastructure invest-

1 ments (including inland port infrastructure and land ports
2 of entry): *Provided further*, That the Secretary may use
3 up to 20 percent of the funds made available under this
4 heading for the purpose of paying the subsidy and admin-
5 istrative costs of projects eligible for Federal credit assist-
6 ance under chapter 6 of title 23, United States Code, if
7 the Secretary finds that such use of the funds would ad-
8 vance the purposes of this paragraph: *Provided further*,
9 That in distributing funds provided under this heading,
10 the Secretary shall take such measures so as to ensure
11 an equitable geographic distribution of funds and the in-
12 vestment in a variety of transportation modes: *Provided*
13 *further*, That a grant funded under this heading shall be
14 not less than \$5,000,000 and not greater than
15 \$25,000,000: *Provided further*, That not more than 10
16 percent of the funds made available under this heading
17 may be awarded to projects in a single State: *Provided*
18 *further*, That the Federal share of the costs for which an
19 expenditure is made under this heading shall be, at the
20 option of the recipient, up to 80 percent: *Provided further*,
21 That the Secretary shall give priority to projects that re-
22 quire a contribution of Federal funds in order to complete
23 an overall financing package: *Provided further*, That of the
24 funds made available under this heading \$250,000,000
25 shall be for projects located in a rural area with a popu-

1 lation of less than 200,000: *Provided further*, That for
2 projects located in a rural area, the minimum grant size
3 shall be \$1,000,000 and the Secretary may increase the
4 Federal share of costs above 80 percent: *Provided further*,
5 That of the funds made available under this heading
6 \$250,000,000 shall be for projects that are within the
7 boundaries of seaport facilities and intermodal connectors
8 serving those facilities: *Provided further*, That of the funds
9 made available under this heading \$250,000,000 shall be
10 for projects located in an urbanized area with a population
11 of more than 200,000: *Provided further*, That funds for
12 an urbanized area under the previous proviso may be obli-
13 gated to projects in the metropolitan area established
14 under section 134 of title 23, United States Code, that
15 encompasses such urbanized area: *Provided further*, That
16 projects conducted using funds provided under this head-
17 ing must comply with the requirements of subchapter IV
18 of chapter 31 of title 40, United States Code: *Provided*
19 *further*, That the Secretary shall conduct a new competi-
20 tion to select the grants and credit assistance awarded
21 under this heading: *Provided further*, That the Secretary
22 may set aside not more than 3 percent of the funds pro-
23 vided under this heading, and may transfer portions of
24 such funds to the Administrators of the Federal Highway
25 Administration, the Federal Transit Administration, the

1 Federal Railroad Administration, and the Maritime Ad-
2 ministration for administrative costs related to awarding
3 and overseeing grants and credit assistance made under
4 either the national infrastructure investments program or
5 programs authorized under section 117 of title 23, United
6 States Code: *Provided further*, That the Secretary shall
7 not use the Federal share as a selection criteria in award-
8 ing projects: *Provided further*, That the Secretary shall
9 issue the Notice of Funding Opportunity for grants and
10 credit assistance awarded under this heading no later than
11 60 days after enactment of this Act: *Provided further*,
12 That such Notice of Funding Opportunity shall require
13 application submissions 90 days after the publishing of
14 such Notice: *Provided further*, That of the applications
15 submitted under the previous two provisos, the Secretary
16 shall make grants no later than 270 days after enactment
17 of this Act in such amounts that the Secretary determines.

18 NATIONAL SURFACE TRANSPORTATION AND INNOVATIVE

19 FINANCE BUREAU

20 For necessary expenses for the administration of the
21 National Surface Transportation and Innovative Finance
22 Bureau (the Bureau) within the Office of the Secretary
23 of Transportation, \$10,000,000, to remain available until
24 expended: *Provided*, That the Secretary of Transportation
25 shall use such amount for the necessary expenses to fulfill

1 the responsibilities of the Bureau, as detailed in section
2 9001 of the Fixing America's Surface Transportation
3 (FAST) Act (Public Law 114–94) (49 U.S.C. 116): *Pro-*
4 *vided further*, That the Secretary is required to receive the
5 advance approval of the House and Senate Committees on
6 Appropriations prior to exercising the authorities of 49
7 U.S.C. 116(h): *Provided further*, That the program be
8 available to other Federal agencies, States, municipalities
9 and project sponsors seeking Federal transportation ex-
10 pertise in obtaining financing.

11 FINANCIAL MANAGEMENT CAPITAL

12 For necessary expenses for upgrading and enhancing
13 the Department of Transportation's financial systems and
14 re-engineering business processes, \$2,000,000, to remain
15 available through September 30, 2020.

16 CYBER SECURITY INITIATIVES

17 For necessary expenses for cyber security initiatives,
18 including necessary upgrades to wide area network and
19 information technology infrastructure, improvement of
20 network perimeter controls and identity management,
21 testing and assessment of information technology against
22 business, security, and other requirements, implementa-
23 tion of Federal cyber security initiatives and information
24 infrastructure enhancements, and implementation of en-

1 hanced security controls on network devices, \$25,000,000,
2 to remain available through September 30, 2020.

3 OFFICE OF CIVIL RIGHTS

4 For necessary expenses of the Office of Civil Rights,
5 \$9,500,000.

6 TRANSPORTATION PLANNING, RESEARCH, AND

7 DEVELOPMENT

8 For necessary expenses for conducting transportation
9 planning, research, systems development, development ac-
10 tivities, and making grants, to remain available until ex-
11 pended, \$8,000,000: *Provided*, That of such amount,
12 \$1,000,000 shall be for necessary expenses of the Inter-
13 agency Infrastructure Permitting Improvement Center
14 (IIPIC): *Provided further*, That there may be transferred
15 to this appropriation, to remain available until expended,
16 amounts transferred from other Federal agencies for ex-
17 penses incurred under this heading for IIPIC activities not
18 related to transportation infrastructure: *Provided further*,
19 That the tools and analysis developed by the IIPIC shall
20 be available to other Federal agencies for the permitting
21 and review of major infrastructure projects not related to
22 transportation only to the extent that other Federal agen-
23 cies provide funding to the Department as provided for
24 under the previous proviso.

1 WORKING CAPITAL FUND

2 For necessary expenses for operating costs and cap-
3 ital outlays of the Working Capital Fund, not to exceed
4 \$203,883,000, shall be paid from appropriations made
5 available to the Department of Transportation: *Provided*,
6 That such services shall be provided on a competitive basis
7 to entities within the Department of Transportation: *Pro-*
8 *vided further*, That the above limitation on operating ex-
9 penses shall not apply to non-DOT entities: *Provided fur-*
10 *ther*, That no funds appropriated in this Act to an agency
11 of the Department shall be transferred to the Working
12 Capital Fund without majority approval of the Working
13 Capital Fund Steering Committee and approval of the
14 Secretary: *Provided further*, That no assessments may be
15 levied against any program, budget activity, subactivity or
16 project funded by this Act unless notice of such assess-
17 ments and the basis therefor are presented to the House
18 and Senate Committees on Appropriations and are ap-
19 proved by such Committees.

20 MINORITY BUSINESS RESOURCE CENTER PROGRAM

21 For necessary expenses of the Minority Business Re-
22 source Center, the provision of financial education out-
23 reach activities to eligible transportation-related small
24 businesses, the monitoring of existing loans in the guaran-
25 teed loan program, and the modification of such loans of

1 the Minority Business Resource Center, \$500,000, as au-
2 thorized by 49 U.S.C. 332; *Provided*, That notwith-
3 standing that section, these funds may be for business op-
4 portunities related to any mode of transportation.

5 SMALL AND DISADVANTAGED BUSINESS UTILIZATION AND
6 OUTREACH

7 For necessary expenses for small and disadvantaged
8 business utilization and outreach activities, \$4,646,000, to
9 remain available until September 30, 2020: *Provided*,
10 That notwithstanding 49 U.S.C. 332, these funds may be
11 used for business opportunities related to any mode of
12 transportation.

13 PAYMENTS TO AIR CARRIERS

14 (AIRPORT AND AIRWAY TRUST FUND)

15 In addition to funds made available from any other
16 source to carry out the essential air service program under
17 49 U.S.C. 41731 through 41742, \$175,000,000, to be de-
18 rived from the Airport and Airway Trust Fund, to remain
19 available until expended: *Provided*, That in determining
20 between or among carriers competing to provide service
21 to a community, the Secretary may consider the relative
22 subsidy requirements of the carriers: *Provided further*,
23 That basic essential air service minimum requirements
24 shall not include the 15-passenger capacity requirement
25 under subsection 41732(b)(3) of title 49, United States

1 Code: *Provided further*, That none of the funds in this Act
2 or any other Act shall be used to enter into a new contract
3 with a community located less than 40 miles from the
4 nearest small hub airport before the Secretary has nego-
5 tiated with the community over a local cost share: *Pro-*
6 *vided further*, That amounts authorized to be distributed
7 for the essential air service program under subsection
8 41742(b) of title 49, United States Code, shall be made
9 available immediately from amounts otherwise provided to
10 the Administrator of the Federal Aviation Administration:
11 *Provided further*, That the Administrator may reimburse
12 such amounts from fees credited to the account estab-
13 lished under section 45303 of title 49, United States Code.

14 ADMINISTRATIVE PROVISIONS—OFFICE OF THE
15 SECRETARY OF TRANSPORTATION

16 SEC. 101. None of the funds made available in this
17 Act to the Department of Transportation may be obligated
18 for the Office of the Secretary of Transportation to ap-
19 prove assessments or reimbursable agreements pertaining
20 to funds appropriated to the modal administrations in this
21 Act, except for activities underway on the date of enact-
22 ment of this Act, unless such assessments or agreements
23 have completed the normal reprogramming process for
24 Congressional notification.

1 SEC. 102. The Secretary shall post on the Web site
2 of the Department of Transportation a schedule of all
3 meetings of the Council on Credit and Finance, including
4 the agenda for each meeting, and require the Council on
5 Credit and Finance to record the decisions and actions
6 of each meeting.

7 SEC. 103. In addition to authority provided by section
8 327 of title 49, United States Code, the Department's
9 Working Capital Fund is hereby authorized to provide
10 partial or full payments in advance and accept subsequent
11 reimbursements from all Federal agencies from available
12 funds for transit benefit distribution services that are nec-
13 essary to carry out the Federal transit pass transportation
14 fringe benefit program under Executive Order No. 13150
15 and section 3049 of Public Law 109-59: *Provided*, That
16 the Department shall maintain a reasonable operating re-
17 serve in the Working Capital Fund, to be expended in ad-
18 vance to provide uninterrupted transit benefits to Govern-
19 ment employees: *Provided further*, That such reserve will
20 not exceed one month of benefits payable and may be used
21 only for the purpose of providing for the continuation of
22 transit benefits: *Provided further*, That the Working Cap-
23 ital Fund will be fully reimbursed by each customer agen-
24 cy from available funds for the actual cost of the transit
25 benefit.

1 FEDERAL AVIATION ADMINISTRATION
2 OPERATIONS
3 (AIRPORT AND AIRWAY TRUST FUND)

4 For necessary expenses of the Federal Aviation Ad-
5 ministration, not otherwise provided for, including oper-
6 ations and research activities related to commercial space
7 transportation, administrative expenses for research and
8 development, establishment of air navigation facilities, the
9 operation (including leasing) and maintenance of aircraft,
10 subsidizing the cost of aeronautical charts and maps sold
11 to the public, the lease or purchase of passenger motor
12 vehicles for replacement only, in addition to amounts made
13 available by Public Law 112–95, \$10,410,758,000, to re-
14 main available until September 30, 2020, of which
15 \$9,594,758,000 shall be derived from the Airport and Air-
16 way Trust Fund, of which not to exceed \$7,840,013,000
17 shall be available for air traffic organization activities; not
18 to exceed \$1,339,561,000 shall be available for aviation
19 safety activities; not to exceed \$24,917,000 shall be avail-
20 able for commercial space transportation activities; not to
21 exceed \$816,234,000 shall be available for finance and
22 management activities; not to exceed \$60,720,000 shall be
23 available for NextGen and operations planning activities;
24 not to exceed \$114,018,000 shall be available for security
25 and hazardous materials safety; and not to exceed

1 \$215,295,000 shall be available for staff offices: *Provided*,
2 That not to exceed 5 percent of any budget activity, except
3 for aviation safety budget activity, may be transferred to
4 any budget activity under this heading: *Provided further*,
5 That no transfer may increase or decrease any appropria-
6 tion by more than 5 percent: *Provided further*, That any
7 transfer in excess of 5 percent shall be treated as a re-
8 programming of funds under section 405 of this Act and
9 shall not be available for obligation or expenditure except
10 in compliance with the procedures set forth in that section:
11 *Provided further*, That not later than March 31 of each
12 fiscal year hereafter, the Administrator of the Federal
13 Aviation Administration shall transmit to Congress an an-
14 nual update to the report submitted to Congress in De-
15 cember 2004 pursuant to section 221 of Public Law 108-
16 176: *Provided further*, That the amount herein appro-
17 priated shall be reduced by \$100,000 for each day after
18 March 31 that such report has not been submitted to the
19 Congress: *Provided further*, That not later than March 31
20 of each fiscal year hereafter, the Administrator shall
21 transmit to Congress a companion report that describes
22 a comprehensive strategy for staffing, hiring, and training
23 flight standards and aircraft certification staff in a format
24 similar to the one utilized for the controller staffing plan,
25 including stated attrition estimates and numerical hiring

1 goals by fiscal year: *Provided further*, That the amount
2 herein appropriated shall be reduced by \$100,000 per day
3 for each day after March 31 that such report has not been
4 submitted to Congress: *Provided further*, That funds may
5 be used to enter into a grant agreement with a nonprofit
6 standard-setting organization to assist in the development
7 of aviation safety standards: *Provided further*, That none
8 of the funds in this Act shall be available for new appli-
9 cants for the second career training program: *Provided*
10 *further*, That none of the funds in this Act shall be avail-
11 able for the Federal Aviation Administration to finalize
12 or implement any regulation that would promulgate new
13 aviation user fees not specifically authorized by law after
14 the date of the enactment of this Act: *Provided further*,
15 That there may be credited to this appropriation, as off-
16 setting collections, funds received from States, counties,
17 municipalities, foreign authorities, other public authori-
18 ties, and private sources for expenses incurred in the pro-
19 vision of agency services, including receipts for the mainte-
20 nance and operation of air navigation facilities, and for
21 issuance, renewal or modification of certificates, including
22 airman, aircraft, and repair station certificates, or for
23 tests related thereto, or for processing major repair or al-
24 teration forms: *Provided further*, That of the funds appro-
25 priated under this heading, not less than \$168,000,000

1 shall be used to fund direct operations of the current air
2 traffic control towers in the contract tower program, in-
3 cluding the contract tower cost share program, and any
4 airport that is currently qualified or that will qualify for
5 the program during the fiscal year: *Provided further*, That
6 none of the funds in this Act for aeronautical charting
7 and cartography are available for activities conducted by,
8 or coordinated through, the Working Capital Fund: *Pro-*
9 *vided further*, That none of the funds appropriated or oth-
10 erwise made available by this Act or any other Act may
11 be used to eliminate the Contract Weather Observers pro-
12 gram at any airport.

13 FACILITIES AND EQUIPMENT

14 (AIRPORT AND AIRWAY TRUST FUND)

15 For necessary expenses, not otherwise provided for,
16 for acquisition, establishment, technical support services,
17 improvement by contract or purchase, and hire of national
18 airspace systems and experimental facilities and equip-
19 ment, as authorized under part A of subtitle VII of title
20 49, United States Code, including initial acquisition of
21 necessary sites by lease or grant; engineering and service
22 testing, including construction of test facilities and acqui-
23 sition of necessary sites by lease or grant; construction
24 and furnishing of quarters and related accommodations
25 for officers and employees of the Federal Aviation Admin-

1 istration stationed at remote localities where such accom-
2 modations are not available; and the purchase, lease, or
3 transfer of aircraft from funds available under this head-
4 ing, including aircraft for aviation regulation and certifi-
5 cation; to be derived from the Airport and Airway Trust
6 Fund, \$3,250,000,000, of which \$515,325,000 shall re-
7 main available until September 30, 2020, \$2,600,625,000
8 shall remain available until September 30, 2021, and
9 \$143,050,000 shall remain available until expended: *Pro-*
10 *vided*, That there may be credited to this appropriation
11 funds received from States, counties, municipalities, other
12 public authorities, and private sources, for expenses in-
13 curred in the establishment, improvement, and moderniza-
14 tion of national airspace systems: *Provided further*, That
15 no later than March 31, the Secretary of Transportation
16 shall transmit to the Congress an investment plan for the
17 Federal Aviation Administration which includes funding
18 for each budget line item for fiscal years 2020 through
19 2024, with total funding for each year of the plan con-
20 strained to the funding targets for those years as esti-
21 mated and approved by the Office of Management and
22 Budget.

1 RESEARCH, ENGINEERING, AND DEVELOPMENT

2 (AIRPORT AND AIRWAY TRUST FUND)

3 For necessary expenses, not otherwise provided for,
4 for research, engineering, and development, as authorized
5 under part A of subtitle VII of title 49, United States
6 Code, including construction of experimental facilities and
7 acquisition of necessary sites by lease or grant,
8 \$180,000,000, to be derived from the Airport and Airway
9 Trust Fund and to remain available until September 30,
10 2021: *Provided*, That there may be credited to this appro-
11 priation as offsetting collections, funds received from
12 States, counties, municipalities, other public authorities,
13 and private sources, which shall be available for expenses
14 incurred for research, engineering, and development.

15 GRANTS-IN-AID FOR AIRPORTS

16 (LIQUIDATION OF CONTRACT AUTHORIZATION)

17 (LIMITATION ON OBLIGATIONS)

18 (AIRPORT AND AIRWAY TRUST FUND)

19 (INCLUDING TRANSFER OF FUNDS)

20 For liquidation of obligations incurred for grants-in-
21 aid for airport planning and development, and noise com-
22 patibility planning and programs as authorized under sub-
23 chapter I of chapter 471 and subchapter I of chapter 475
24 of title 49, United States Code, and under other law au-
25 thorizing such obligations; for procurement, installation,

1 and commissioning of runway incursion prevention devices
2 and systems at airports of such title; for grants authorized
3 under section 41743 of title 49, United States Code; and
4 for inspection activities and administration of airport safe-
5 ty programs, including those related to airport operating
6 certificates under section 44706 of title 49, United States
7 Code, \$3,000,000,000, to be derived from the Airport and
8 Airway Trust Fund and to remain available until ex-
9 pended: *Provided*, That none of the funds under this head-
10 ing shall be available for the planning or execution of pro-
11 grams the obligations for which are in excess of
12 \$3,350,000,000 in fiscal year 2019, notwithstanding sec-
13 tion 47117(g) of title 49, United States Code: *Provided*
14 *further*, That none of the funds under this heading shall
15 be available for the replacement of baggage conveyor sys-
16 tems, reconfiguration of terminal baggage areas, or other
17 airport improvements that are necessary to install bulk ex-
18 plosive detection systems: *Provided further*, That notwith-
19 standing section 47109(a) of title 49, United States Code,
20 the Government's share of allowable project costs under
21 paragraph (2) for subgrants or paragraph (3) of that sec-
22 tion shall be 95 percent for a project at other than a large
23 or medium hub airport that is a successive phase of a
24 multi-phased construction project for which the project
25 sponsor received a grant in fiscal year 2011 for the con-

1 struction project: *Provided further*, That notwithstanding
2 any other provision of law, of funds limited under this
3 heading, not more than \$112,600,000 shall be available
4 for administration, and not less than \$15,000,000 shall
5 be available for the Airport Cooperative Research Pro-
6 gram, not less than \$33,194,000 shall be available for Air-
7 port Technology Research: *Provided further*, That in addi-
8 tion to airports eligible under section 41743 of title 49,
9 such program may include the participation of an airport
10 that serves a community or consortium that is not larger
11 than a small hub airport, according to FAA hub classifica-
12 tions effective at the time the Office of the Secretary
13 issues a request for proposals.

14 GRANTS-IN-AID FOR AIRPORTS

15 For an additional amount for “Grants-In-Aid for Air-
16 ports”, to enable the Secretary of Transportation to make
17 grants for projects as authorized by subchapter 1 of chap-
18 ter 471 and subchapter 1 of chapter 475 of title 49,
19 United States Code, \$500,000,000, to remain available
20 through September 30, 2021: *Provided*, That amounts
21 made available under this heading shall be derived from
22 the general fund, and such funds shall not be subject to
23 apportionment formulas, special apportionment categories,
24 or minimum percentages under chapter 471: *Provided fur-*
25 *ther*, That the Secretary shall distribute funds provided

1 under this heading as discretionary grants to airports:
2 *Provided further*, That the Federal share payable of the
3 costs for which a grant is made under this heading to a
4 nonprimary airport shall be 100 percent: *Provided further*,
5 That the amount made available under this heading shall
6 not be subject to any limitation on obligations for the
7 Grants-in-Aid for Airports program set forth in any Act:
8 *Provided further*, That of the amounts made available
9 under this heading, no less than \$3,500,000 shall be made
10 available to provide reimbursement to airport sponsors
11 that do not provide gateway operations and businesses lo-
12 cated at those airports during a temporary flight restric-
13 tion for any residence of the President that is designated
14 or identified to be secured by the United States Secret
15 Service: *Provided further*, That the Administrator of the
16 Federal Aviation Administration may retain up to 0.5 per-
17 cent of the funds provided under this heading to fund the
18 award and oversight by the Administrator of grants made
19 under this heading.

20 ADMINISTRATIVE PROVISIONS—FEDERAL AVIATION

21 ADMINISTRATION

22 SEC. 110. None of the funds in this Act may be used
23 to compensate in excess of 600 technical staff-years under
24 the federally funded research and development center con-
25 tract between the Federal Aviation Administration and the

1 Center for Advanced Aviation Systems Development dur-
2 ing fiscal year 2019.

3 SEC. 111. None of the funds in this Act shall be used
4 to pursue or adopt guidelines or regulations requiring air-
5 port sponsors to provide to the Federal Aviation Adminis-
6 tration without cost building construction, maintenance,
7 utilities and expenses, or space in airport sponsor-owned
8 buildings for services relating to air traffic control, air
9 navigation, or weather reporting: *Provided*, That the pro-
10 hibition of funds in this section does not apply to negotia-
11 tions between the agency and airport sponsors to achieve
12 agreement on “below-market” rates for these items or to
13 grant assurances that require airport sponsors to provide
14 land without cost to the Federal Aviation Administration
15 for air traffic control facilities.

16 SEC. 112. The Administrator of the Federal Aviation
17 Administration may reimburse amounts made available to
18 satisfy 49 U.S.C. 41742(a)(1) from fees credited under
19 49 U.S.C. 45303 and any amount remaining in such ac-
20 count at the close of that fiscal year may be made available
21 to satisfy section 41742(a)(1) for the subsequent fiscal
22 year.

23 SEC. 113. Amounts collected under section 40113(e)
24 of title 49, United States Code, shall be credited to the
25 appropriation current at the time of collection, to be

1 merged with and available for the same purposes of such
2 appropriation.

3 SEC. 114. None of the funds in this Act shall be avail-
4 able for paying premium pay under subsection 5546(a) of
5 title 5, United States Code, to any Federal Aviation Ad-
6 ministration employee unless such employee actually per-
7 formed work during the time corresponding to such pre-
8 mium pay.

9 SEC. 115. None of the funds in this Act may be obli-
10 gated or expended for an employee of the Federal Aviation
11 Administration to purchase a store gift card or gift certifi-
12 cate through use of a Government-issued credit card.

13 SEC. 116. None of the funds in this Act may be obli-
14 gated or expended for retention bonuses for an employee
15 of the Federal Aviation Administration without the prior
16 written approval of the Assistant Secretary for Adminis-
17 tration of the Department of Transportation.

18 SEC. 117. Notwithstanding any other provision of
19 law, none of the funds made available under this Act or
20 any prior Act may be used to implement or to continue
21 to implement any limitation on the ability of any owner
22 or operator of a private aircraft to obtain, upon a request
23 to the Administrator of the Federal Aviation Administra-
24 tion, a blocking of that owner's or operator's aircraft reg-
25 istration number from any display of the Federal Aviation

1 Administration's Aircraft Situational Display to Industry
2 data that is made available to the public, except data made
3 available to a Government agency, for the noncommercial
4 flights of that owner or operator.

5 SEC. 118. None of the funds in this Act shall be avail-
6 able for salaries and expenses of more than eight political
7 and Presidential appointees in the Federal Aviation Ad-
8 ministration.

9 SEC. 119. None of the funds made available under
10 this Act may be used to increase fees pursuant to section
11 44721 of title 49, United States Code, until the Federal
12 Aviation Administration provides to the House and Senate
13 Committees on Appropriations a report that justifies all
14 fees related to aeronautical navigation products and ex-
15 plains how such fees are consistent with Executive Order
16 13642.

17 SEC. 119A. None of the funds in this Act may be
18 used to close a regional operations center of the Federal
19 Aviation Administration or reduce its services unless the
20 Administrator notifies the House and Senate Committees
21 on Appropriations not less than 90 full business days in
22 advance.

23 SEC. 119B. None of the funds appropriated or lim-
24 ited by this Act may be used to change weight restrictions

1 or prior permission rules at Teterboro airport in
2 Teterboro, New Jersey.

3 SEC. 119C. None of the funds provided under this
4 Act may be used by the Administrator of the Federal Avia-
5 tion Administration to withhold from consideration and
6 approval any new application for participation in the Con-
7 tract Tower Program, or for reevaluation of Cost-share
8 Program participants as long as the Federal Aviation Ad-
9 ministration has received an application from the airport,
10 and as long as the Administrator determines such tower
11 is eligible using the factors set forth in the Federal Avia-
12 tion Administration report, Establishment and Dis-
13 continuance Criteria for Airport Traffic Control Towers
14 (FAA-APO-90-7 as of August, 1990).

15 SEC. 119D. Notwithstanding any other provision of
16 law, none of the funds made available in this Act may be
17 obligated or expended to limit the use of an Organization
18 Designation Authorization's (ODA) delegated functions
19 documented in its procedures manual on a type certifi-
20 cation project unless the Administrator documents a sys-
21 temic airworthiness noncompliance performance issue as
22 a result of inspection or oversight that the safety of air
23 commerce requires a limitation with regard to a specific
24 authorization or where an ODA's capability has not been
25 previously established in terms of a new compliance meth-

1 od or design feature: *Provided*, That in such cases FAA
2 shall work with the ODA holder if requested to develop
3 the capability to execute that function safely, efficiently
4 and effectively.

5 SEC. 119E. None of the funds made available by this
6 Act and apportioned under section 47114(d) of title 49,
7 United States Code, shall be made available for construc-
8 tion of a storage building, or a portion of such building,
9 to shelter snow equipment in excess of equipment needs
10 established by standards issued by the Secretary of Trans-
11 portation that is owned by an airport categorized as a local
12 general aviation airport as indicated in Federal Aviation
13 Administration 2017- 2021 National Plan of Integrated
14 Airport Systems (NPIAS) report unless such airport spon-
15 sor certifies conformity with the following:

16 (1) The storage building, or portion thereof, to
17 be constructed will be used to store snow removal
18 equipment exclusively used for clearing airfield pave-
19 ment of snow and ice following a weather event.

20 (2) The 30-year annual snowfall normal of the
21 nearest weather station based on the National Oce-
22 anic and Atmospheric Administration Summary of
23 Monthly Normals 1981-2010 exceeds 26 inches.

24 (3) The airport serves as a base for a medical
25 air ambulance transport aircraft; (d)that the airport

1 master record (Form 5010-1) effective on September
2 14, 2017 for the airport indicates 45 based aircraft
3 consisting of single engine, multiple engine, and jet
4 engine aircraft.

5 (4) The airport sponsor will complete design of
6 the storage building not later than fiscal year 2018
7 and initiate construction of the storage building not
8 later than fiscal year 2019.

9 (5) The area of the storage building, or portion
10 thereof, to be funded under this section shall not ex-
11 ceed 6,000 square feet.

12 FEDERAL HIGHWAY ADMINISTRATION

13 LIMITATION ON ADMINISTRATIVE EXPENSES

14 (HIGHWAY TRUST FUND)

15 (INCLUDING TRANSFER OF FUNDS)

16 Not to exceed \$446,444,304, together with advances
17 and reimbursements received by the Federal Highway Ad-
18 ministration, shall be obligated for necessary expenses for
19 administration and operation of the Federal Highway Ad-
20 ministration. In addition, \$3,248,000 shall be transferred
21 to the Appalachian Regional Commission in accordance
22 with section 104(a) of title 23, United States Code.

1 FEDERAL-AID HIGHWAYS
2 (LIMITATION ON OBLIGATIONS)
3 (HIGHWAY TRUST FUND)

4 Funds available for the implementation or execution
5 of Federal-aid highway and highway safety construction
6 programs authorized under titles 23 and 49, United States
7 Code, and the provisions of the Fixing America's Surface
8 Transportation Act shall not exceed total obligations of
9 \$45,268,596,000 for fiscal year 2019: *Provided*, That the
10 Secretary may collect and spend fees, as authorized by
11 title 23, United States Code, to cover the costs of services
12 of expert firms, including counsel, in the field of municipal
13 and project finance to assist in the underwriting and serv-
14 icing of Federal credit instruments and all or a portion
15 of the costs to the Federal Government of servicing such
16 credit instruments: *Provided further*, That such fees are
17 available until expended to pay for such costs: *Provided*
18 *further*, That such amounts are in addition to administra-
19 tive expenses that are also available for such purpose, and
20 are not subject to any obligation limitation or the limita-
21 tion on administrative expenses under section 608 of title
22 23, United States Code.

1 (LIQUIDATION OF CONTRACT AUTHORIZATION)

2 (HIGHWAY TRUST FUND)

3 For the payment of obligations incurred in carrying
4 out Federal-aid highway and highway safety construction
5 programs authorized under title 23, United States Code,
6 \$46,007,596,000 derived from the Highway Trust Fund
7 (other than the Mass Transit Account), to remain avail-
8 able until expended.

9 HIGHWAY INFRASTRUCTURE PROGRAMS

10 There is hereby appropriated to the Secretary of
11 Transportation \$4,250,000,000: *Provided*, That the
12 amounts made available under this heading shall be de-
13 rived from the general fund, shall be in addition to any
14 funds provided for fiscal year 2019 in this or any other
15 Act for “Federal-aid Highways” under chapter 1 of title
16 23, United States Code, or for the tribal transportation
17 program under section 202 of such title, and shall not af-
18 fect the distribution or amount of funds provided in any
19 other Act: *Provided further*, That section 1101(b) of Pub-
20 lic Law 114–94 shall apply to funds made available under
21 this heading: *Provided further*, That of the funds made
22 available under this heading, \$3,811,500,000 shall be set
23 aside for activities eligible under section 133(b)(1)(A) of
24 title 23, United States Code, \$250,000,000 shall be set
25 aside for activities eligible under section 148(e)(1) of such

1 title, \$30,800,000 shall be set aside for activities eligible
2 under the Puerto Rico Highway Program as described in
3 section 165(b)(2)(C) of such title, \$7,700,000 shall be set
4 aside for activities eligible under the Territorial Highway
5 Program, as described in section 165(c)(6) of such title,
6 \$50,000,000 shall be set aside for the tribal transportation
7 program under section 202 of such title, and
8 \$100,000,000 shall be set aside for the nationally signifi-
9 cant Federal lands and tribal projects program under sec-
10 tion 1123 of the Fixing America's Surface Transportation
11 (FAST) Act (Public Law 114-94): *Provided further*, That
12 the funds made available under this heading for activities
13 eligible under section 133(b)(1)(A) and section 148(e)(1)
14 of title 23, United States Code, shall be apportioned to
15 the States in the same ratio as the obligation limitation
16 for fiscal year 2019 is distributed among the States in
17 section 120(a)(5) of this Act: *Provided further*, That the
18 funds made available under this heading for activities eli-
19 gible under section 133(b)(1)(A) of title 23, United States
20 Code, shall be suballocated in the manner described in sec-
21 tion 133(d) of such title, except that the set-aside de-
22 scribed in section 133(h) of such title shall not apply to
23 funds made available under this heading: *Provided further*,
24 That the funds made available under this heading for ac-
25 tivities eligible under section 133(b)(1)(A) and section

1 148(e)(1) of such title shall be administered as if appor-
2 tioned under chapter 1 of such title and shall remain avail-
3 able through September 30, 2022: *Provided further*, That
4 the special rule described in section 148(g)(1) of such title
5 shall not apply to funds made available under this heading
6 for activities eligible under section 148(e)(1) of such title:
7 *Provided further*, That, to obligate funds made available
8 under this heading for activities eligible under section
9 148(e)(1) of such title, a State shall meet the eligibility
10 requirement described in section 148(c) of such title: *Pro-*
11 *vided further*, That projects carried out with funds made
12 available under this heading for activities eligible under
13 section 148(e)(1) of such title shall be subject to the Fed-
14 eral share requirement described in section 148(j) of such
15 title: *Provided further*, That, except as provided in the fol-
16 lowing proviso, the funds made available under this head-
17 ing for activities eligible under the Puerto Rico Highway
18 Program and activities eligible under the Territorial High-
19 way Program shall be administered as if allocated under
20 sections 165(b) and 165(c), respectively, of such title and
21 shall remain available through September 30, 2022: *Pro-*
22 *vided further*, That the funds made available under this
23 heading for activities eligible under the Puerto Rico High-
24 way Program shall not be subject to the requirements of
25 sections 165(b)(2)(A) or 165(b)(2)(B) of such title. *Pro-*

1 *vided further*, That the funds made available under this
2 heading for the tribal transportation program shall be ad-
3 ministered as if authorized for such program and shall re-
4 main available through September 30, 2022: *Provided fur-*
5 *ther*, That the funds made available under this heading
6 for the nationally significant Federal lands and tribal
7 projects program under section 1123 of the FAST Act
8 shall remain available through September 30, 2022.

9 ADMINISTRATIVE PROVISIONS—FEDERAL HIGHWAY

10 ADMINISTRATION

11 SEC. 120. (a) For fiscal year 2019, the Secretary of
12 Transportation shall—

13 (1) not distribute from the obligation limitation
14 for Federal-aid highways—

15 (A) amounts authorized for administrative
16 expenses and programs by section 104(a) of
17 title 23, United States Code; and

18 (B) amounts authorized for the Bureau of
19 Transportation Statistics;

20 (2) not distribute an amount from the obliga-
21 tion limitation for Federal-aid highways that is equal
22 to the unobligated balance of amounts—

23 (A) made available from the Highway
24 Trust Fund (other than the Mass Transit Ac-
25 count) for Federal-aid highway and highway

1 safety construction programs for previous fiscal
2 years the funds for which are allocated by the
3 Secretary (or apportioned by the Secretary
4 under sections 202 or 204 of title 23, United
5 States Code); and

6 (B) for which obligation limitation was
7 provided in a previous fiscal year;

8 (3) determine the proportion that—

9 (A) the obligation limitation for Federal-
10 aid highways, less the aggregate of amounts not
11 distributed under paragraphs (1) and (2) of
12 this subsection; bears to

13 (B) the total of the sums authorized to be
14 appropriated for the Federal-aid highway and
15 highway safety construction programs (other
16 than sums authorized to be appropriated for
17 provisions of law described in paragraphs (1)
18 through (11) of subsection (b) and sums au-
19 thorized to be appropriated for section 119 of
20 title 23, United States Code, equal to the
21 amount referred to in subsection (b)(12) for
22 such fiscal year), less the aggregate of the
23 amounts not distributed under paragraphs (1)
24 and (2) of this subsection;

1 (4) distribute the obligation limitation for Fed-
2 eral-aid highways, less the aggregate amounts not
3 distributed under paragraphs (1) and (2), for each
4 of the programs (other than programs to which
5 paragraph (1) applies) that are allocated by the Sec-
6 retary under the Fixing America's Surface Trans-
7 portation Act and title 23, United States Code, or
8 apportioned by the Secretary under sections 202 or
9 204 of that title, by multiplying—

10 (A) the proportion determined under para-
11 graph (3); by

12 (B) the amounts authorized to be appro-
13 priated for each such program for such fiscal
14 year; and

15 (5) distribute the obligation limitation for Fed-
16 eral-aid highways, less the aggregate amounts not
17 distributed under paragraphs (1) and (2) and the
18 amounts distributed under paragraph (4), for Fed-
19 eral-aid highway and highway safety construction
20 programs that are apportioned by the Secretary
21 under title 23, United States Code (other than the
22 amounts apportioned for the National Highway Per-
23 formance Program in section 119 of title 23, United
24 States Code, that are exempt from the limitation
25 under subsection (b)(12) and the amounts appor-

1 tioned under sections 202 and 204 of that title) in
2 the proportion that—

3 (A) amounts authorized to be appropriated
4 for the programs that are apportioned under
5 title 23, United States Code, to each State for
6 such fiscal year; bears to

7 (B) the total of the amounts authorized to
8 be appropriated for the programs that are ap-
9 portioned under title 23, United States Code, to
10 all States for such fiscal year.

11 (b) EXCEPTIONS FROM OBLIGATION LIMITATION.—

12 The obligation limitation for Federal-aid highways shall
13 not apply to obligations under or for—

14 (1) section 125 of title 23, United States Code;

15 (2) section 147 of the Surface Transportation
16 Assistance Act of 1978 (23 U.S.C. 144 note; 92
17 Stat. 2714);

18 (3) section 9 of the Federal-Aid Highway Act
19 of 1981 (95 Stat. 1701);

20 (4) subsections (b) and (j) of section 131 of the
21 Surface Transportation Assistance Act of 1982 (96
22 Stat. 2119);

23 (5) subsections (b) and (e) of section 149 of the
24 Surface Transportation and Uniform Relocation As-
25 sistance Act of 1987 (101 Stat. 198);

1 (6) sections 1103 through 1108 of the Inter-
2 modal Surface Transportation Efficiency Act of
3 1991 (105 Stat. 2027);

4 (7) section 157 of title 23, United States Code
5 (as in effect on June 8, 1998);

6 (8) section 105 of title 23, United States Code
7 (as in effect for fiscal years 1998 through 2004, but
8 only in an amount equal to \$639,000,000 for each
9 of those fiscal years);

10 (9) Federal-aid highway programs for which ob-
11 ligation authority was made available under the
12 Transportation Equity Act for the 21st Century
13 (112 Stat. 107) or subsequent Acts for multiple
14 years or to remain available until expended, but only
15 to the extent that the obligation authority has not
16 lapsed or been used;

17 (10) section 105 of title 23, United States Code
18 (as in effect for fiscal years 2005 through 2012, but
19 only in an amount equal to \$639,000,000 for each
20 of those fiscal years);

21 (11) section 1603 of SAFETEA-LU (23
22 U.S.C. 118 note; 119 Stat. 1248), to the extent that
23 funds obligated in accordance with that section were
24 not subject to a limitation on obligations at the time

1 at which the funds were initially made available for
2 obligation; and

3 (12) section 119 of title 23, United States Code
4 (but, for each of fiscal years 2013 through 2019,
5 only in an amount equal to \$639,000,000).

6 (c) REDISTRIBUTION OF UNUSED OBLIGATION AU-
7 THORITY.—Notwithstanding subsection (a), the Secretary
8 shall, after August 1 of such fiscal year—

9 (1) revise a distribution of the obligation limita-
10 tion made available under subsection (a) if an
11 amount distributed cannot be obligated during that
12 fiscal year; and

13 (2) redistribute sufficient amounts to those
14 States able to obligate amounts in addition to those
15 previously distributed during that fiscal year, giving
16 priority to those States having large unobligated bal-
17 ances of funds apportioned under sections 144 (as in
18 effect on the day before the date of enactment of
19 Public Law 112–141) and 104 of title 23, United
20 States Code.

21 (d) APPLICABILITY OF OBLIGATION LIMITATIONS TO
22 TRANSPORTATION RESEARCH PROGRAMS.—

23 (1) IN GENERAL.—Except as provided in para-
24 graph (2), the obligation limitation for Federal-aid

1 highways shall apply to contract authority for trans-
2 portation research programs carried out under—

3 (A) chapter 5 of title 23, United States
4 Code; and

5 (B) title VI of the Fixing America's Sur-
6 face Transportation Act.

7 (2) EXCEPTION.—Obligation authority made
8 available under paragraph (1) shall—

9 (A) remain available for a period of 4 fis-
10 cal years; and

11 (B) be in addition to the amount of any
12 limitation imposed on obligations for Federal-
13 aid highway and highway safety construction
14 programs for future fiscal years.

15 (e) REDISTRIBUTION OF CERTAIN AUTHORIZED
16 FUNDS.—

17 (1) IN GENERAL.—Not later than 30 days after
18 the date of distribution of obligation limitation
19 under subsection (a), the Secretary shall distribute
20 to the States any funds (excluding funds authorized
21 for the program under section 202 of title 23,
22 United States Code) that—

23 (A) are authorized to be appropriated for
24 such fiscal year for Federal-aid highway pro-
25 grams; and

1 (B) the Secretary determines will not be
2 allocated to the States (or will not be appor-
3 tioned to the States under section 204 of title
4 23, United States Code), and will not be avail-
5 able for obligation, for such fiscal year because
6 of the imposition of any obligation limitation for
7 such fiscal year.

8 (2) RATIO.—Funds shall be distributed under
9 paragraph (1) in the same proportion as the dis-
10 tribution of obligation authority under subsection
11 (a)(5).

12 (3) AVAILABILITY.—Funds distributed to each
13 State under paragraph (1) shall be available for any
14 purpose described in section 133(b) of title 23,
15 United States Code.

16 SEC. 121. Notwithstanding 31 U.S.C. 3302, funds re-
17 ceived by the Bureau of Transportation Statistics from the
18 sale of data products, for necessary expenses incurred pur-
19 suant to chapter 63 of title 49, United States Code, may
20 be credited to the Federal-aid highways account for the
21 purpose of reimbursing the Bureau for such expenses:
22 *Provided*, That such funds shall be subject to the obliga-
23 tion limitation for Federal-aid highway and highway safety
24 construction programs.

1 SEC. 122. Not less than 15 days prior to waiving,
2 under his or her statutory authority, any Buy America re-
3 quirement for Federal-aid highways projects, the Sec-
4 retary of Transportation shall make an informal public no-
5 tice and comment opportunity on the intent to issue such
6 waiver and the reasons therefor: *Provided*, That the Sec-
7 retary shall provide an annual report to the House and
8 Senate Committees on Appropriations on any waivers
9 granted under the Buy America requirements.

10 SEC. 123. None of the funds provided in this Act to
11 the Department of Transportation may be used to provide
12 credit assistance unless not less than 3 days before any
13 application approval to provide credit assistance under
14 sections 603 and 604 of title 23, United States Code, the
15 Secretary of Transportation provides notification in writ-
16 ing to the following committees: the House and Senate
17 Committees on Appropriations; the Committee on Envi-
18 ronment and Public Works and the Committee on Bank-
19 ing, Housing and Urban Affairs of the Senate; and the
20 Committee on Transportation and Infrastructure of the
21 House of Representatives: *Provided*, That such notifica-
22 tion shall include, but not be limited to, the name of the
23 project sponsor; a description of the project; whether cred-
24 it assistance will be provided as a direct loan, loan guar-

1 antee, or line of credit; and the amount of credit assist-
2 ance.

3 SEC. 124. None of the funds in this Act may be used
4 to make a grant for a project under section 117 of title
5 23, United States Code, unless the Secretary, at least 60
6 days before making a grant under that section, provides
7 written notification to the House and Senate Committees
8 on Appropriations of the proposed grant, including an
9 evaluation and justification for the project and the amount
10 of the proposed grant award: *Provided*, That the written
11 notification required in the previous proviso shall be made
12 no later than 180 days after enactment of this Act.

13 SEC. 125. (a) A State or territory, as defined in sec-
14 tion 165 of title 23, United States Code, may use for any
15 project eligible under section 133(b) of title 23 or section
16 165 of title 23 and located within the boundary of the
17 State or territory any earmarked amount, and any associ-
18 ated obligation limitation: *Provided*, That the Department
19 of Transportation for the State or territory for which the
20 earmarked amount was originally designated or directed
21 notifies the Secretary of Transportation of its intent to
22 use its authority under this section and submits a quar-
23 terly report to the Secretary identifying the projects to
24 which the funding would be applied. Notwithstanding the
25 original period of availability of funds to be obligated

1 under this section, such funds and associated obligation
2 limitation shall remain available for obligation for a period
3 of 3 fiscal years after the fiscal year in which the Sec-
4 retary of Transportation is notified. The Federal share of
5 the cost of a project carried out with funds made available
6 under this section shall be the same as associated with
7 the earmark.

8 (b) In this section, the term “earmarked amount”
9 means—

10 (1) congressionally directed spending, as de-
11 fined in rule XLIV of the Standing Rules of the
12 Senate, identified in a prior law, report, or joint ex-
13 planatory statement, which was authorized to be ap-
14 propriated or appropriated more than 10 fiscal years
15 prior to the current fiscal year, and administered by
16 the Federal Highway Administration; or

17 (2) a congressional earmark, as defined in rule
18 XXI of the Rules of the House of Representatives
19 identified in a prior law, report, or joint explanatory
20 statement, which was authorized to be appropriated
21 or appropriated more than 10 fiscal years prior to
22 the current fiscal year, and administered by the Fed-
23 eral Highway Administration.

24 (c) The authority under subsection (a) may be exer-
25 cised only for those projects or activities that have obli-

1 gated less than 10 percent of the amount made available
2 for obligation as of October 1 of the current fiscal year,
3 and shall be applied to projects within the same general
4 geographic area within 50 miles for which the funding was
5 designated, except that a State or territory may apply
6 such authority to unexpended balances of funds from
7 projects or activities the State or territory certifies have
8 been closed and for which payments have been made under
9 a final voucher.

10 (d) The Secretary shall submit consolidated reports
11 of the information provided by the States and territories
12 each quarter to the House and Senate Committees on Ap-
13 propriations.

14 SEC. 126. Section 127(l)(2) of title 23, United States
15 Code, is amended by adding at the end the following: “(C)
16 The William H. Natcher Parkway (to be designated as a
17 spur of Interstate Route 65) from Interstate Route 65 in
18 Bowling Green, Kentucky, to United States Route 60 in
19 Owensboro, Kentucky.”.

20 SEC. 127. Section 127(s) of title 23, United States
21 Code, is amended—

22 (1) in the subsection header to read as follows:
23 “Natural Gas and Electric Battery Vehicles”;

1 (2) in the first sentence by inserting “or pow-
2 ered primarily by means of electric battery power”
3 after “natural gas”;

4 (3) by striking “any vehicle weight limit” and
5 inserting “the weight limit on the power unit by up
6 to 2,000 pounds”;

7 (4) by striking all that follows “under this sec-
8 tion”; and

9 (5) inserting a period after “section”.

10 FEDERAL MOTOR CARRIER SAFETY ADMINISTRATION

11 MOTOR CARRIER SAFETY OPERATIONS AND PROGRAMS

12 (LIQUIDATION OF CONTRACT AUTHORIZATION)

13 (LIMITATION ON OBLIGATIONS)

14 (HIGHWAY TRUST FUND)

15 For payment of obligations incurred in the implemen-
16 tation, execution and administration of motor carrier safe-
17 ty operations and programs pursuant to section 31110 of
18 title 49, United States Code, as amended by the Fixing
19 America’s Surface Transportation Act, \$284,000,000, to
20 be derived from the Highway Trust Fund (other than the
21 Mass Transit Account), together with advances and reim-
22 bursements received by the Federal Motor Carrier Safety
23 Administration, the sum of which shall remain available
24 until expended: *Provided*, That funds available for imple-
25 mentation, execution or administration of motor carrier

1 safety operations and programs authorized under title 49,
2 United States Code, shall not exceed total obligations of
3 \$284,000,000 for “Motor Carrier Safety Operations and
4 Programs” for fiscal year 2019, of which \$9,073,000, to
5 remain available for obligation until September 30, 2021,
6 is for the research and technology program, and of which
7 \$34,824,000, to remain available for obligation until Sep-
8 tember 30, 2021, is for information management.

9 MOTOR CARRIER SAFETY GRANTS
10 (LIQUIDATION OF CONTRACT AUTHORIZATION)
11 (LIMITATION ON OBLIGATIONS)
12 (HIGHWAY TRUST FUND)
13 (INCLUDING TRANSFER OF FUNDS)

14 For payment of obligations incurred in carrying out
15 sections 31102, 31103, 31104, and 31313 of title 49,
16 United States Code, as amended by the Fixing America’s
17 Surface Transportation Act, \$381,800,000, to be derived
18 from the Highway Trust Fund (other than the Mass Tran-
19 sit Account) and to remain available until expended: *Pro-*
20 *vided*, That funds available for the implementation or exe-
21 cution of motor carrier safety programs shall not exceed
22 total obligations of \$381,800,000 in fiscal year 2019 for
23 “Motor Carrier Safety Grants”; of which \$304,300,000
24 shall be available for the motor carrier safety assistance
25 program, \$32,500,000 shall be available for the commer-

1 cial driver's license program implementation program,
2 \$44,000,000 shall be available for the high priority activi-
3 ties program, and \$1,000,000 shall be available for the
4 commercial motor vehicle operators grant program.

5 ADMINISTRATIVE PROVISIONS—FEDERAL MOTOR
6 CARRIER SAFETY ADMINISTRATION

7 SEC. 130. The Federal Motor Carrier Safety Admin-
8 istration shall send notice of 49 CFR section 385.308 vio-
9 lations by certified mail, registered mail, or another man-
10 ner of delivery, which records the receipt of the notice by
11 the persons responsible for the violations.

12 SEC. 131. None of the funds appropriated or other-
13 wise made available to the Department of Transportation
14 by this Act or any other Act may be obligated or expended
15 to implement, administer, or enforce the requirements of
16 section 31137 of title 49, United States Code, or any regu-
17 lation issued by the Secretary pursuant to such section,
18 with respect to the use of electronic logging devices by op-
19 erators of commercial motor vehicles, as defined in section
20 31132(1) of such title, transporting livestock as defined
21 in section 602 of the Emergency Livestock Feed Assist-
22 ance Act of 1988 (7 U.S.C. 1471) or insects.

23 SEC. 132. None of the funds appropriated or other-
24 wise made available by this Act or any other Act may be
25 used to implement, enforce or in any other way make ef-

1 fective the final rule published by the Federal Motor Car-
2 rier Safety Administration on May 27, 2015, entitled
3 “Lease and Interchange of Vehicles; Motor Carriers of
4 Passengers”.

5 SEC. 133. (a) IN GENERAL.—Section 14501(c) of
6 title 49, United States Code, is amended—

7 (1) in paragraph (1), by striking “paragraphs
8 (2) and (3)” and inserting “paragraphs (3) and
9 (4)”;

10 (2) by redesignating paragraphs (2) through
11 (5) as paragraphs (3) through (6) respectively;

12 (3) by inserting after paragraph (1) the fol-
13 lowing:

14 “(2) ADDITIONAL LIMITATION.—

15 “(A) IN GENERAL.—A State, political sub-
16 division of a State, or political authority of 2 or
17 more States may not enact or enforce a law,
18 regulation, or other provision having the force
19 and effect of law prohibiting employees whose
20 hours of service are subject to regulation by the
21 Secretary under section 31502 from working to
22 the full extent permitted or at such times as
23 permitted under such section, or imposing any
24 additional obligations on motor carriers if such
25 employees work to the full extent or at such

1 times as permitted under such section, includ-
2 ing any related activities regulated under part
3 395 of title 49, Code of Federal Regulations.

4 “(B) STATUTORY CONSTRUCTION.—Noth-
5 ing in this paragraph shall be construed to limit
6 the provisions of paragraph (1).”.

7 (4) in paragraph (3) (as redesignated) by strik-
8 ing “Paragraph (1)—” and inserting “Paragraphs
9 (1) and (2)—”; and

10 (5) in paragraph (4)(A) (as redesignated) by
11 striking “Paragraph (1)” and inserting “Paragraphs
12 (1) and (2)”.

13 (b) EFFECTIVE DATE.—The amendments made by
14 this section shall have the force and effect as if enacted
15 on the date of enactment of the Federal Aviation Adminis-
16 tration Authorization Act of 1994 (Public Law 103–305).

17 SEC. 134. Section 31112(c) of title 49, United States
18 Code, is amended—

19 (1) in the subsection heading by striking “AND
20 KANSAS” and inserting “KANSAS, AND OREGON”;

21 (2) in paragraph (4) by striking “and” at the
22 end;

23 (3) in paragraph (5) by striking the period at
24 the end and inserting “; and”;

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

1 “(6) Oregon may allow the operation of a truck
2 tractor and 2 property-carrying units not in actual
3 lawful operation on a regular or periodic basis on
4 June 1, 1991, if—

5 “(A) the length of the property-carrying
6 units does not exceed 82 feet 8 inches;

7 “(B) the combination is used only to trans-
8 port sugar beets; and

9 “(C) the operation occurs on United States
10 Route 20, United States Route 26, United
11 States Route 30, or Oregon Route 201 in the
12 vicinity, or between any, of—

13 “(i) Vale, Oregon;

14 “(ii) Ontario, Oregon; or

15 “(iii) Nyssa, Oregon.”.

16 NATIONAL HIGHWAY TRAFFIC SAFETY ADMINISTRATION
17 OPERATIONS AND RESEARCH

18 For expenses necessary to discharge the functions of
19 the Secretary, with respect to traffic and highway safety
20 authorized under chapter 301 and part C of subtitle VI
21 of title 49, United States Code, \$204,269,000, of which
22 \$40,000,000 shall remain available through September
23 30, 2020.

1 OPERATIONS AND RESEARCH
2 (LIQUIDATION OF CONTRACT AUTHORIZATION)
3 (LIMITATION ON OBLIGATIONS)
4 (HIGHWAY TRUST FUND)

5 For payment of obligations incurred in carrying out
6 the provisions of 23 U.S.C. 403, section 4011 of the Fix-
7 ing America's Surface Transportation Act (Public Law
8 114-94), and chapter 303 of title 49, United States Code,
9 \$152,100,000, to be derived from the Highway Trust
10 Fund (other than the Mass Transit Account) and to re-
11 main available until expended: *Provided*, That none of the
12 funds in this Act shall be available for the planning or
13 execution of programs the total obligations for which, in
14 fiscal year 2019, are in excess of \$152,100,000, of which
15 \$146,700,000 shall be for programs authorized under 23
16 U.S.C. 403 and section 4011 of the Fixing America's Sur-
17 face Transportation Act (Public Law 114-94) and
18 \$5,400,000 shall be for the National Driver Register au-
19 thorized under chapter 303 of title 49, United States
20 Code: *Provided further*, That within the \$152,100,000 ob-
21 ligation limitation for operations and research,
22 \$20,000,000 shall remain available until September 30,
23 2020, and shall be in addition to the amount of any limita-
24 tion imposed on obligations for future years.

1 HIGHWAY TRAFFIC SAFETY GRANTS
2 (LIQUIDATION OF CONTRACT AUTHORIZATION)
3 (LIMITATION ON OBLIGATIONS)
4 (HIGHWAY TRUST FUND)

5 For payment of obligations incurred in carrying out
6 provisions of 23 U.S.C. 402, 404, and 405, and section
7 4001(a)(6) of the Fixing America's Surface Transpor-
8 tation Act, to remain available until expended,
9 \$610,208,000, to be derived from the Highway Trust
10 Fund (other than the Mass Transit Account): *Provided*,
11 That none of the funds in this Act shall be available for
12 the planning or execution of programs the total obligations
13 for which, in fiscal year 2019, are in excess of
14 \$610,208,000 for programs authorized under 23 U.S.C.
15 402, 404, and 405, and section 4001(a)(6) of the Fixing
16 America's Surface Transportation Act, of which
17 \$270,400,000 shall be for "Highway Safety Programs"
18 under 23 U.S.C. 402; \$283,000,000 shall be for "National
19 Priority Safety Programs" under 23 U.S.C. 405;
20 \$30,200,000 shall be for the "High Visibility Enforcement
21 Program" under 23 U.S.C. 404; \$26,608,000 shall be for
22 "Administrative Expenses" under section 4001(a)(6) of
23 the Fixing America's Surface Transportation Act: *Pro-*
24 *vided further*, That none of these funds shall be used for
25 construction, rehabilitation, or remodeling costs, or for of-

1 fice furnishings and fixtures for State, local or private
2 buildings or structures: *Provided further*, That not to ex-
3 ceed \$500,000 of the funds made available for “National
4 Priority Safety Programs” under 23 U.S.C. 405 for “Im-
5 paired Driving Countermeasures” (as described in sub-
6 section (d) of that section) shall be available for technical
7 assistance to the States: *Provided further*, That with re-
8 spect to the “Transfers” provision under 23 U.S.C.
9 405(a)(8), any amounts transferred to increase the
10 amounts made available under section 402 shall include
11 the obligation authority for such amounts: *Provided fur-*
12 *ther*, That the Administrator shall notify the House and
13 Senate Committees on Appropriations of any exercise of
14 the authority granted under the previous proviso or under
15 23 U.S.C. 405(a)(8) within 5 days.

16 ADMINISTRATIVE PROVISIONS—NATIONAL HIGHWAY

17 TRAFFIC SAFETY ADMINISTRATION

18 SEC. 140. An additional \$130,000 shall be made
19 available to the National Highway Traffic Safety Adminis-
20 tration, out of the amount limited for section 402 of title
21 23, United States Code, to pay for travel and related ex-
22 penses for State management reviews and to pay for core
23 competency development training and related expenses for
24 highway safety staff.

1 SEC. 141. The limitations on obligations for the pro-
2 grams of the National Highway Traffic Safety Adminis-
3 tration set in this Act shall not apply to obligations for
4 which obligation authority was made available in previous
5 public laws but only to the extent that the obligation au-
6 thority has not lapsed or been used.

7 SEC. 142. None of the funds made available by this
8 Act may be used to obligate or award funds for the Na-
9 tional Highway Traffic Safety Administration's National
10 Roadside Survey.

11 SEC. 143. None of the funds made available by this
12 Act may be used to mandate global positioning system
13 (GPS) tracking in private passenger motor vehicles with-
14 out providing full and appropriate consideration of privacy
15 concerns under 5 U.S.C. chapter 5, subchapter II.

16 SEC. 144. In addition to the amounts made available
17 under the heading, "Operations and Research (Liquidation
18 of Contract Authorization) (Limitation on Obligations)
19 (Highway Trust Fund)" for carrying out the provisions
20 of section 403 of title 23, United States Code,
21 \$15,000,000, to remain available until September 30,
22 2020, shall be made available to the National Highway
23 Traffic Safety Administration from the general fund, of
24 which not to exceed \$5,000,000 shall be available to pro-
25 vide funding for grants, pilot program activities, and inno-

1 vative solutions to reduce drug-impaired-driving fatalities
2 in collaboration with eligible entities under section 403 of
3 title 23, United States Code, and not to exceed
4 \$10,000,000 shall be available to continue a high visibility
5 enforcement paid-media campaign regarding highway-rail
6 grade crossing safety in collaboration with the Federal
7 Railroad Administration.

8 FEDERAL RAILROAD ADMINISTRATION

9 SAFETY AND OPERATIONS

10 For necessary expenses of the Federal Railroad Ad-
11 ministration, not otherwise provided for, \$221,698,000, of
12 which \$18,000,000 shall remain available until expended.

13 RAILROAD RESEARCH AND DEVELOPMENT

14 For necessary expenses for railroad research and de-
15 velopment, \$40,600,000, to remain available until ex-
16 pended.

17 RAILROAD REHABILITATION AND IMPROVEMENT

18 FINANCING PROGRAM

19 That the Secretary of Transportation is authorized
20 to issue direct loans and loan guarantees pursuant to sec-
21 tions 501 through 504 of the Railroad Revitalization and
22 Regulatory Reform Act of 1976 (Public Law 94–210), as
23 amended, such authority shall exist as long as any such
24 direct loan or loan guarantee is outstanding.

1 FEDERAL-STATE PARTNERSHIP FOR STATE OF GOOD
2 REPAIR

3 For necessary expenses related to Federal-State
4 Partnership for State of Good Repair Grants as author-
5 ized by section 24911 of title 49, United States Code,
6 \$500,000,000, to remain available until expended: *Pro-*
7 *vided*, That the Notice of Funding Opportunity for funds
8 provided under this heading shall be issued not later than
9 60 days after enactment of this Act: *Provided further*,
10 That the Secretary may withhold up to one percent of the
11 amount provided under this heading for the costs of award
12 and project management oversight of grants carried out
13 under section 24911 of title 49, United States Code.

14 CONSOLIDATED RAIL INFRASTRUCTURE AND SAFETY
15 IMPROVEMENTS

16 For necessary expenses related to Consolidated Rail
17 Infrastructure and Safety Improvements Grants, as au-
18 thorized by section 24407 of title 49, United States Code,
19 \$300,000,000, to remain available until expended, of
20 which \$150,000,000 shall be available for eligible projects
21 under section 24407(c)(1) of title 49, United States Code,
22 for the implementation of positive train control systems:
23 *Provided*, That section 24405(f) of title 49, United States
24 Code, shall not apply to projects for the implementation
25 of positive train control systems otherwise eligible under

1 section 24407(c)(1) of title 49, United States Code: *Pro-*
2 *vided further*, That amounts available under this heading
3 for projects selected for commuter rail passenger transpor-
4 tation may be transferred by the Secretary, after selection,
5 to the appropriate agencies to be administered in accord-
6 ance with chapter 53 of title 49, United States Code: *Pro-*
7 *vided further*, That unobligated balances remaining after
8 four years from the date of enactment may be used for
9 any eligible project under section 24407(c) of title 49,
10 United States Code: *Provided further*, That the Secretary
11 shall issue a single Notice of Funding Opprtunity for
12 funding provided under this heading not later than 60
13 days after enactment of this Act: *Provided further*, That
14 the Secretary may withhold up to one percent of the
15 amount provided under this heading for the costs of award
16 and project management oversight of grants carried out
17 under section 24407 of title 49, United States Code.

18 MAGNETIC LEVITATION TECHNOLOGY DEPLOYMENT

19 PROGRAM

20 For necessary expenses related to the deployment
21 magnetic levitation transportation projects, consistent
22 with language in 1307(a) through (c) of Public Law 109-
23 59, as amended by section 102 of Public Law 110-244
24 (section 322 of title 23, United States Code),
25 \$150,000,000, to remain available until expended.

1 NORTHEAST CORRIDOR GRANTS TO THE NATIONAL
2 RAILROAD PASSENGER CORPORATION

3 To enable the Secretary of Transportation to make
4 grants to the National Railroad Passenger Corporation for
5 activities associated with the Northeast Corridor as au-
6 thorized by section 11101(a) of the Fixing America’s Sur-
7 face Transportation Act (division A of Public Law 114–
8 94), \$650,000,000, to remain available until expended:
9 *Provided*, That the Secretary may retain up to one-half
10 of 1 percent of the funds provided under both this heading
11 and the “National Network Grants to the National Rail-
12 road Passenger Corporation” heading to fund the costs
13 of project management and oversight of activities author-
14 ized by section 11101(c) of division A of Public Law 114–
15 94: *Provided further*, That in addition to the project man-
16 agement oversight funds authorized under section
17 11101(c) of division A of Public Law 114–94, the Sec-
18 retary may retain up to an additional \$5,000,000 of the
19 funds provided under this heading to fund expenses associ-
20 ated with the Northeast Corridor Commission established
21 under section 24905 of title 49, United States Code: *Pro-*
22 *vided further*, That of the amounts made available under
23 this heading and the “National Network Grants to the Na-
24 tional Railroad Passenger Corporation” heading, not less
25 than \$50,000,000 shall be made available to bring Am-

1 trak-served facilities and stations into compliance with the
2 Americans with Disabilities Act.

3 NATIONAL NETWORK GRANTS TO THE NATIONAL
4 RAILROAD PASSENGER CORPORATION

5 To enable the Secretary of Transportation to make
6 grants to the National Railroad Passenger Corporation for
7 activities associated with the National Network as author-
8 ized by section 11101(b) of the Fixing America's Surface
9 Transportation Act (division A of Public Law 114–94),
10 \$1,291,600,000, to remain available until expended: *Pro-*
11 *vided*, That the Secretary may retain up to an additional
12 \$2,000,000 of the funds provided under this heading to
13 fund expenses associated with the State-Supported Route
14 Committee established under section 24712 of title 49,
15 United States Code.

16 ADMINISTRATIVE PROVISIONS—FEDERAL RAILROAD
17 ADMINISTRATION

18 SEC. 150. None of the funds provided to the National
19 Railroad Passenger Corporation may be used to fund any
20 overtime costs in excess of \$35,000 for any individual em-
21 ployee: *Provided*, That the President of Amtrak may waive
22 the cap set in the previous proviso for specific employees
23 when the President of Amtrak determines such a cap
24 poses a risk to the safety and operational efficiency of the
25 system: *Provided further*, That the President of Amtrak

1 shall report to the House and Senate Committees on Ap-
2 propriations each quarter within 30 days of such quarter
3 of the calendar year on waivers granted to employees and
4 amounts paid above the cap for each month within such
5 quarter and delineate the reasons each waiver was grant-
6 ed: *Provided further*, That the President of Amtrak shall
7 report to the House and Senate Committees on Appropria-
8 tions within 60 days of enactment of this Act, a summary
9 of all overtime payments incurred by the Corporation for
10 2018 and the three prior calendar years: *Provided further*,
11 That such summary shall include the total number of em-
12 ployees that received waivers and the total overtime pay-
13 ments the Corporation paid to those employees receiving
14 waivers for each month for 2018 and for the three prior
15 calendar years.

16 SEC. 151. None of the fund made available by this
17 Act shall be used by the Surface Transportation Board
18 to take any actions with respect to the construction of a
19 high speed rail project in California unless the permit is
20 issued by the Board with respect to the project in its en-
21 tirety.

22 SEC. 152. None of the funds made available by this
23 Act may be used for high-speed rail in the State of Cali-
24 fornia or for the California High Speed Rail Authority,
25 nor may be used by the Federal Railroad Administration

1 to administer a grant agreement with the California High
2 Speed Rail Authority that contains a tapered matching re-
3 quirement.

4 FEDERAL TRANSIT ADMINISTRATION

5 ADMINISTRATIVE EXPENSES

6 For necessary administrative expenses of the Federal
7 Transit Administration's programs authorized by chapter
8 53 of title 49, United States Code, \$113,165,000: *Pro-*
9 *vided*, That none of the funds provided or limited in this
10 Act may be used to create a permanent office of transit
11 security under this heading: *Provided further*, That upon
12 submission to the Congress of the fiscal year 2020 Presi-
13 dent's budget, the Secretary of Transportation shall trans-
14 mit to Congress the annual report on New Starts, includ-
15 ing proposed allocations for fiscal year 2020.

16 TRANSIT FORMULA GRANTS

17 (LIQUIDATION OF CONTRACT AUTHORIZATION)

18 (LIMITATION ON OBLIGATIONS)

19 (HIGHWAY TRUST FUND)

20 For payment of obligations incurred in the Federal
21 Public Transportation Assistance Program in this ac-
22 count, and for payment of obligations incurred in carrying
23 out the provisions of 49 U.S.C. 5305, 5307, 5310, 5311,
24 5312, 5314, 5318, 5329(e)(6), 5335, 5337, 5339, and
25 5340, as amended by the Fixing America's Surface Trans-

1 portation Act, and section 20005(b) of Public Law 112–
2 141, and section 3006(b) of the Fixing America’s Surface
3 Transportation Act, \$9,900,000,000, to be derived from
4 the Mass Transit Account of the Highway Trust Fund
5 and to remain available until expended: *Provided*, That
6 funds available for the implementation or execution of pro-
7 grams authorized under 49 U.S.C. 5305, 5307, 5310,
8 5311, 5312, 5314, 5318, 5329(e)(6), 5335, 5337, 5339,
9 and 5340, as amended by the Fixing America’s Surface
10 Transportation Act, and section 20005(b) of Public Law
11 112–141, and section 3006(b) of the Fixing America’s
12 Surface Transportation Act, shall not exceed total obliga-
13 tions of \$9,939,380,030 in fiscal year 2019: *Provided fur-*
14 *ther*, That the Federal share of the cost of activities car-
15 ried out under section 5312 shall not exceed 80 percent,
16 except that if there is substantial public interest or benefit,
17 the Secretary may approve a greater Federal share.

18 TRANSIT INFRASTRUCTURE GRANTS

19 For an additional amount for buses and bus facilities
20 grants under section 5339 of title 49, United States Code,
21 formula grants for rural areas under section 5311 of such
22 title, state of good repair grants under section 5337 of
23 such title, high density state apportionments under section
24 5340(d) of such title, and urbanized area formula grants
25 under section 5307 of such title, \$800,000,000 to remain

1 available until expended: *Provided*, That \$350,000,000
2 shall be available for grants as authorized under section
3 5339 of such title, of which \$300,000,000 shall be avail-
4 able for the buses and bus facilities competitive grants as
5 authorized under section 5339(b) of such title, and
6 \$50,000,000 shall be available for the low or no emission
7 grants as authorized under section 5339(c) of such title:
8 *Provided further*, That \$50,000,000 shall be available for
9 formula grants for rural areas as authorized under section
10 5311 of such title: *Provided further*, That \$200,000,000
11 shall be available for the state of good repair grants as
12 authorized under section 5337 of such title: *Provided fur-*
13 *ther*, That \$50,000,000 shall be available for the high den-
14 sity state apportionments as authorized under section
15 5340(d) of such title: *Provided further*, That
16 \$150,000,000 shall be available for urbanized area for-
17 mula grants as authorized under section 5307 of such
18 title: *Provided further*, That amounts made available under
19 this heading shall be derived from the general fund: *Pro-*
20 *vided further*, That the amounts made available under this
21 heading shall not be subject to any limitation on obliga-
22 tions for transit programs set forth in any Act.

23 TECHNICAL ASSISTANCE AND TRAINING

24 For necessary expenses to carry out 49 U.S.C. 5314,
25 \$5,000,000.

1 CAPITAL INVESTMENT GRANTS

2 For necessary expenses to carry out fixed guideway
3 capital investment grants under section 5309 of title 49,
4 United States Code, \$2,613,650,000 to remain available
5 until September 30, 2022: *Provided*, That of the amounts
6 made available under this heading, \$2,221,602,500 shall
7 be obligated by December 31, 2020: *Provided further*,
8 That of the amounts made available under this heading,
9 \$835,700,000 shall be available for new fixed guideway
10 projects, that have executed full funding grant agree-
11 ments, authorized under subsection (d) of such section,
12 \$500,000,000 shall be available for new projects author-
13 ized under such section, \$200,000,000 shall be available
14 for core capacity improvement projects, that have executed
15 full funding grant agreements, authorized under sub-
16 section (e) of such section, \$550,000,000 shall be available
17 for new projects authorized under such section, and
18 \$502,150,000 shall be available for small starts projects
19 authorized under subsection (h) of such section: *Provided*
20 *further*, That the Secretary shall continue to administer
21 the capital investment grant program in accordance with
22 the procedural and substantive requirements of section
23 5309 of such title.

1 GRANTS TO THE WASHINGTON METROPOLITAN AREA
2 TRANSIT AUTHORITY

3 For grants to the Washington Metropolitan Area
4 Transit Authority as authorized under section 601 of divi-
5 sion B of Public Law 110–432, \$150,000,000, to remain
6 available until expended: *Provided*, That the Secretary of
7 Transportation shall approve grants for capital and pre-
8 ventive maintenance expenditures for the Washington
9 Metropolitan Area Transit Authority only after receiving
10 and reviewing a request for each specific project: *Provided*
11 *further*, That prior to approving such grants, the Secretary
12 shall certify that the Washington Metropolitan Area Tran-
13 sit Authority is making progress to improve its safety
14 management system in response to the Federal Transit
15 Administration’s 2015 safety management inspection:
16 *Provided further*, That the Secretary shall determine that
17 the Washington Metropolitan Area Transit Authority has
18 placed the highest priority on those investments that will
19 improve the safety of the system before approving such
20 grants: *Provided further*, That the Secretary, in order to
21 ensure safety throughout the rail system, may waive the
22 requirements of section 601(e)(1) of division B of Public
23 Law 110–432.

1 ADMINISTRATIVE PROVISIONS—FEDERAL TRANSIT

2 ADMINISTRATION

3 SEC. 160. The limitations on obligations for the pro-
4 grams of the Federal Transit Administration shall not
5 apply to any authority under 49 U.S.C. 5338, previously
6 made available for obligation, or to any other authority
7 previously made available for obligation.

8 SEC. 161. Notwithstanding any other provision of
9 law, funds appropriated or limited by this Act under the
10 heading “Fixed Guideway Capital Investment” of the Fed-
11 eral Transit Administration for projects specified in this
12 Act or identified in reports accompanying this Act not ob-
13 ligated by September 30, 2022, and other recoveries, shall
14 be directed to projects eligible to use the funds for the
15 purposes for which they were originally provided.

16 SEC. 162. Notwithstanding any other provision of
17 law, any funds appropriated before October 1, 2018, under
18 any section of chapter 53 of title 49, United States Code,
19 that remain available for expenditure, may be transferred
20 to and administered under the most recent appropriation
21 heading for any such section.

22 SEC. 163. (a) Except as provided in subsection (b),
23 none of the funds in this or any other Act may be available
24 to advance in any way a new light or heavy rail project
25 towards a full funding grant agreement as defined by 49

1 U.S.C. 5309 for the Metropolitan Transit Authority of
2 Harris County, Texas if the proposed capital project is
3 constructed on or planned to be constructed on Richmond
4 Avenue west of South Shepherd Drive or on Post Oak
5 Boulevard north of Richmond Avenue in Houston, Texas.

6 (b) The Metropolitan Transit Authority of Harris
7 County, Texas, may attempt to construct or construct a
8 new fixed guideway capital project, including light rail, in
9 the locations referred to in subsection (a) if—

10 (1) voters in the jurisdiction that includes such
11 locations approve a ballot proposition that specifies
12 routes on Richmond Avenue west of South Shepherd
13 Drive or on Post Oak Boulevard north of Richmond
14 Avenue in Houston, Texas; and

15 (2) the proposed construction of such routes is
16 part of a comprehensive, multi-modal, service-area
17 wide transportation plan that includes multiple addi-
18 tional segments of fixed guideway capital projects,
19 including light rail for the jurisdiction set forth in
20 the ballot proposition. The ballot language shall in-
21 clude reasonable cost estimates, sources of revenue
22 to be used and the total amount of bonded indebted-
23 ness to be incurred as well as a description of each
24 route and the beginning and end point of each pro-
25 posed transit project.

1 SEC. 164. Notwithstanding any other provision of
2 law, none of the funds made available in this Act shall
3 be used to enter into a full funding grant agreement for
4 a project with a New Starts share greater than 50 percent.

5 SEC. 165. None of the funds appropriated or other-
6 wise made available to the Federal Transit Administration
7 under this Act may be used in awarding any contract or
8 subcontract for the procurement of an asset within the
9 mass transit and passenger rail or freight rail subsectors
10 included within the transportation systems sector defined
11 by President Policy Directive 21 (Critical Infrastructure
12 Security and Resilience) including rolling stock, and the
13 ensuing regulations if the entity is owned, directed, or sub-
14 sidized by a country identified as a priority watch list
15 country by the United States Trade Representative in the
16 most recent report required under section 182 of the
17 Trade Act of 1974 (19 U.S.C. 2242) and is subject to
18 monitoring by the Trade Representative under section 306
19 of the Trade Act of 1974 (19 U.S.C. 2416).

20 SAINT LAWRENCE SEAWAY DEVELOPMENT
21 CORPORATION

22 The Saint Lawrence Seaway Development Corpora-
23 tion is hereby authorized to make such expenditures, with-
24 in the limits of funds and borrowing authority available
25 to the Corporation, and in accord with law, and to make

1 such contracts and commitments without regard to fiscal
2 year limitations, as provided by section 104 of the Govern-
3 ment Corporation Control Act, as amended, as may be
4 necessary in carrying out the programs set forth in the
5 Corporation's budget for the current fiscal year.

6 OPERATIONS AND MAINTENANCE
7 (HARBOR MAINTENANCE TRUST FUND)

8 For necessary expenses to conduct the operations,
9 maintenance, and capital asset renewal activities of those
10 portions of the St. Lawrence Seaway owned, operated, and
11 maintained by the Saint Lawrence Seaway Development
12 Corporation, \$40,000,000, to be derived from the Harbor
13 Maintenance Trust Fund, pursuant to Public Law 99-
14 662: *Provided*, That of the amounts made available under
15 this heading, not less than \$19,000,000 shall be used on
16 asset renewal activities.

17 MARITIME ADMINISTRATION
18 MARITIME SECURITY PROGRAM

19 For necessary expenses to maintain and preserve a
20 U.S.-flag merchant fleet to serve the national security
21 needs of the United States, \$300,000,000, to remain avail-
22 able until expended.

23 OPERATIONS AND TRAINING

24 For necessary expenses of operations and training ac-
25 tivities authorized by law, \$505,228,000, of which

1 \$22,000,000 shall remain available until expended for
2 maintenance and repair of training ships at State Mari-
3 time Academies, and of which \$300,000,000 shall remain
4 available until expended for the National Security Multi-
5 Mission Vessel Program, including funds for construction,
6 planning, administration, and design of school ships in ac-
7 cordance with section 3505 of Public Law 114–328, as
8 applicable; and of which \$30,000,000 shall remain avail-
9 able until expended to refurbish an existing school ship;
10 and of which \$2,400,000 shall remain available through
11 September 30, 2020, for the Student Incentive Program
12 at State Maritime Academies, and of which \$1,800,000
13 shall remain available until expended for training ship fuel
14 assistance payments, and of which \$18,000,000 shall re-
15 main available until expended for facilities maintenance
16 and repair, equipment, and capital improvements at the
17 United States Merchant Marine Academy, and of which
18 \$3,000,000 shall remain available through September 30,
19 2019, for Maritime Environment and Technology Assist-
20 ance program authorized under section 50307 of title 46,
21 United States Code: *Provided*, That not later than 90 days
22 after enactment of this Act, the Administrator of the Mar-
23 itime Administration shall transmit to the House and Sen-
24 ate Committees on Appropriations the annual report on
25 sexual assault and sexual harassment at the United States

1 Merchant Marine Academy as required pursuant to sec-
2 tion 3507 of Public Law 110–417.

3 ASSISTANCE TO SMALL SHIPYARDS

4 To make grants to qualified shipyards as authorized
5 under section 54101 of title 46, United States Code, as
6 amended by Public Law 113–281, \$20,000,000 to remain
7 available until expended.

8 SHIP DISPOSAL

9 For necessary expenses related to the disposal of ob-
10 solete vessels in the National Defense Reserve Fleet of the
11 Maritime Administration, \$5,000,000, to remain available
12 until expended.

13 ADMINISTRATIVE PROVISIONS—MARITIME

14 ADMINISTRATION

15 SEC. 170. Notwithstanding any other provision of
16 this Act, in addition to any existing authority, the Mari-
17 time Administration is authorized to furnish utilities and
18 services and make necessary repairs in connection with
19 any lease, contract, or occupancy involving Government
20 property under control of the Maritime Administration:
21 *Provided*, That payments received therefor shall be cred-
22 ited to the appropriation charged with the cost thereof and
23 shall remain available until expended: *Provided further*,
24 That rental payments under any such lease, contract, or
25 occupancy for items other than such utilities, services, or

1 repairs shall be covered into the Treasury as miscellaneous
2 receipts.

3 SEC. 171. (a) Foreign and Intercoastal Voyages.—
4 Section 10313(g) of title 46, United States Code, is
5 amended—

6 (1) in paragraph (2)—

7 (A) by striking “all claims in a class action
8 suit by seamen” and inserting “each claim by
9 a seaman”; and

10 (B) by striking “the seamen” and inserting
11 “the seaman”; and

12 (2) in paragraph (3)—

13 (A) by striking “class action”; and

14 (B) in subparagraph (B), by striking “, by
15 a seaman who is a claimant in the suit,” and
16 inserting “by the seaman”.

17 (b) Coastwise Voyages- Section 10504(c) of such title
18 is amended—

19 (1) in paragraph (2)—

20 (A) by striking “all claims in a class action
21 suit by seamen” and inserting “each claim by
22 a seaman”; and

23 (B) by striking “the seamen” and inserting
24 “the seaman”; and

25 (2) in paragraph (3)—

1 (A) by striking “class action”; and

2 (B) in subparagraph (B), by striking “, by
3 a seaman who is a claimant in the suit” and in-
4 serting “by the seaman”.

5 PIPELINE AND HAZARDOUS MATERIALS SAFETY

6 ADMINISTRATION

7 OPERATIONAL EXPENSES

8 For necessary operational expenses of the Pipeline
9 and Hazardous Materials Safety Administration,
10 \$23,000,000.

11 HAZARDOUS MATERIALS SAFETY

12 For expenses necessary to discharge the hazardous
13 materials safety functions of the Pipeline and Hazardous
14 Materials Safety Administration, \$59,000,000, of which
15 \$7,570,000 shall remain available until September 30,
16 2021: *Provided*, That up to \$800,000 in fees collected
17 under 49 U.S.C. 5108(g) shall be deposited in the general
18 fund of the Treasury as offsetting receipts: *Provided fur-*
19 *ther*, That there may be credited to this appropriation, to
20 be available until expended, funds received from States,
21 counties, municipalities, other public authorities, and pri-
22 vate sources for expenses incurred for training, for reports
23 publication and dissemination, and for travel expenses in-
24 curred in performance of hazardous materials exemptions
25 and approvals functions.

1 PIPELINE SAFETY

2 (PIPELINE SAFETY FUND)

3 (OIL SPILL LIABILITY TRUST FUND)

4 For expenses necessary to carry out a pipeline safety
5 program, as authorized by 49 U.S.C. 60107, and to dis-
6 charge the pipeline program responsibilities of the Oil Pol-
7 lution Act of 1990, \$165,000,000, to remain available
8 until September 30, 2021, of which \$23,000,000 shall be
9 derived from the Oil Spill Liability Trust Fund; of which
10 \$134,000,000 shall be derived from the Pipeline Safety
11 Fund; and of which \$8,000,000 shall be derived from fees
12 collected under 49 U.S.C. 60302 and deposited in the Un-
13 derground Natural Gas Storage Facility Safety Account
14 for the purpose of carrying out 49 U.S.C. 60141: *Pro-*
15 *vided*, That not less than \$1,058,000 of the funds pro-
16 vided under this heading shall be for the One-Call State
17 grant program.

18 EMERGENCY PREPAREDNESS GRANTS

19 (EMERGENCY PREPAREDNESS FUND)

20 For expenses necessary to carry out the Emergency
21 Preparedness Grants program, not more than
22 \$28,318,000 shall remain available until September 30,
23 2021, from amounts made available by 49 U.S.C. 5116(h),
24 and 5128(b) and (c): *Provided*, That notwithstanding 49
25 U.S.C. 5116(h)(4), not more than 4 percent of the

1 amounts made available from this account shall be avail-
2 able to pay administrative costs.

3 OFFICE OF INSPECTOR GENERAL

4 SALARIES AND EXPENSES

5 For necessary expenses of the Office of the Inspector
6 General to carry out the provisions of the Inspector Gen-
7 eral Act of 1978, as amended, \$92,152,000: *Provided*,
8 That the Inspector General shall have all necessary au-
9 thority, in carrying out the duties specified in the Inspec-
10 tor General Act, as amended (5 U.S.C. App. 3), to inves-
11 tigate allegations of fraud, including false statements to
12 the government (18 U.S.C. 1001), by any person or entity
13 that is subject to regulation by the Department of Trans-
14 portation: *Provided further*, That the funds made available
15 under this heading may be used to investigate, pursuant
16 to section 41712 of title 49, United States Code: (1) un-
17 fair or deceptive practices and unfair methods of competi-
18 tion by domestic and foreign air carriers and ticket agents;
19 and (2) the compliance of domestic and foreign air carriers
20 with respect to item (1) of this proviso.

21 GENERAL PROVISIONS—DEPARTMENT OF

22 TRANSPORTATION

23 SEC. 180. (a) During the current fiscal year, applica-
24 ble appropriations to the Department of Transportation
25 shall be available for maintenance and operation of air-

1 craft; hire of passenger motor vehicles and aircraft; pur-
2 chase of liability insurance for motor vehicles operating
3 in foreign countries on official department business; and
4 uniforms or allowances therefor, as authorized by law (5
5 U.S.C. 5901–5902).

6 (b) During the current fiscal year, applicable appro-
7 priations to the Department and its operating administra-
8 tions shall be available for the purchase, maintenance, op-
9 eration, and deployment of unmanned aircraft systems
10 that advance the Department’s, or its operating adminis-
11 trations’, missions.

12 (c) Any unmanned aircraft system purchased or pro-
13 cured by the Department prior to the enactment of this
14 Act shall be deemed authorized.

15 SEC. 181. Appropriations contained in this Act for
16 the Department of Transportation shall be available for
17 services as authorized by 5 U.S.C. 3109, but at rates for
18 individuals not to exceed the per diem rate equivalent to
19 the rate for an Executive Level IV.

20 SEC. 182. (a) No recipient of funds made available
21 in this Act shall disseminate personal information (as de-
22 fined in 18 U.S.C. 2725(3)) obtained by a State depart-
23 ment of motor vehicles in connection with a motor vehicle
24 record as defined in 18 U.S.C. 2725(1), except as provided

1 in 18 U.S.C. 2721 for a use permitted under 18 U.S.C.
2 2721.

3 (b) Notwithstanding subsection (a), the Secretary
4 shall not withhold funds provided in this Act for any
5 grantee if a State is in noncompliance with this provision.

6 SEC. 183. Funds received by the Federal Highway
7 Administration and Federal Railroad Administration from
8 States, counties, municipalities, other public authorities,
9 and private sources for expenses incurred for training may
10 be credited respectively to the Federal Highway Adminis-
11 tration's "Federal-Aid Highways" account and to the Fed-
12 eral Railroad Administration's "Safety and Operations"
13 account, except for State rail safety inspectors partici-
14 pating in training pursuant to 49 U.S.C. 20105.

15 SEC. 184. (a) None of the funds provided in this Act
16 to the Department of Transportation may be used to make
17 a loan, loan guarantee, line of credit, or discretionary
18 grant unless the Secretary of Transportation notifies the
19 House and Senate Committees on Appropriations not less
20 than 3 full business days before any project competitively
21 selected to receive any discretionary grant award, letter
22 of intent, loan commitment, loan guarantee commitment,
23 line of credit commitment, or full funding grant agreement
24 is announced by the Department or its modal administra-
25 tions: *Provided*, That the Secretary gives concurrent noti-

1 fication to the House and Senate Committees on Appro-
2 priations for any “quick release” of funds from the emer-
3 gency relief program: *Provided further*, That no notifica-
4 tion shall involve funds that are not available for obliga-
5 tion.

6 (b) In addition to the notification required in sub-
7 section (a), none of the funds made available in this Act
8 to the Department of Transportation may be used to make
9 a loan, loan guarantee, line of credit, cooperative agree-
10 ment or discretionary grant unless the Secretary of Trans-
11 portation provides the House and Senate Committees on
12 Appropriations a comprehensive list of all such loans, loan
13 guarantees, lines of credit, cooperative agreement or dis-
14 cretionary grants that will be announced not less the 3
15 full business days before such announcement: *Provided*,
16 That the requirement to provide a list in this subsection
17 does not apply to any “quick release” of funds from the
18 emergency relief program: *Provided further*, That no list
19 shall involve funds that are not available for obligation.

20 SEC. 185. Rebates, refunds, incentive payments,
21 minor fees and other funds received by the Department
22 of Transportation from travel management centers,
23 charge card programs, the subleasing of building space,
24 and miscellaneous sources are to be credited to appropria-
25 tions of the Department of Transportation and allocated

1 to elements of the Department of Transportation using
2 fair and equitable criteria and such funds shall be avail-
3 able until expended.

4 SEC. 186. Amounts made available in this or any
5 prior Act that the Secretary determines represent im-
6 proper payments by the Department of Transportation to
7 a third-party contractor under a financial assistance
8 award, which are recovered pursuant to law, shall be avail-
9 able—

10 (1) to reimburse the actual expenses incurred
11 by the Department of Transportation in recovering
12 improper payments: *Provided*, That amounts made
13 available in this Act shall be available until ex-
14 pended; and

15 (2) to pay contractors for services provided in
16 recovering improper payments or contractor support
17 in the implementation of the Improper Payments In-
18 formation Act of 2002: *Provided*, That amounts in
19 excess of that required for paragraphs (1) and (2)—

20 (A) shall be credited to and merged with
21 the appropriation from which the improper pay-
22 ments were made, and shall be available for the
23 purposes and period for which such appropria-
24 tions are available: *Provided further*, That
25 where specific project or accounting information

1 associated with the improper payment or pay-
2 ments is not readily available, the Secretary
3 may credit an appropriate account, which shall
4 be available for the purposes and period associ-
5 ated with the account so credited; or

6 (B) if no such appropriation remains avail-
7 able, shall be deposited in the Treasury as mis-
8 cellaneous receipts: *Provided further*, That prior
9 to the transfer of any such recovery to an ap-
10 propriations account, the Secretary shall notify
11 the House and Senate Committees on Appro-
12 priations of the amount and reasons for such
13 transfer: *Provided further*, That for purposes of
14 this section, the term “improper payments” has
15 the same meaning as that provided in section
16 2(d)(2) of Public Law 107–300.

17 SEC. 187. Notwithstanding any other provision of
18 law, if any funds provided in or limited by this Act are
19 subject to a reprogramming action that requires notice to
20 be provided to the House and Senate Committees on Ap-
21 propriations, transmission of said reprogramming notice
22 shall be provided solely to the House and Senate Commit-
23 tees on Appropriations, and said reprogramming action
24 shall be approved or denied solely by the House and Sen-
25 ate Committees on Appropriations: *Provided*, That the

1 Secretary of Transportation may provide notice to other
2 congressional committees of the action of the House and
3 Senate Committees on Appropriations on such reprogram-
4 ming but not sooner than 30 days following the date on
5 which the reprogramming action has been approved or de-
6 nied by the House and Senate Committees on Appropria-
7 tions.

8 SEC. 188. Funds appropriated in this Act to the
9 modal administrations may be obligated for the Office of
10 the Secretary for the costs related to assessments or reim-
11 bursable agreements only when such amounts are for the
12 costs of goods and services that are purchased to provide
13 a direct benefit to the applicable modal administration or
14 administrations.

15 SEC. 189. The Secretary of Transportation is author-
16 ized to carry out a program that establishes uniform
17 standards for developing and supporting agency transit
18 pass and transit benefits authorized under section 7905
19 of title 5, United States Code, including distribution of
20 transit benefits by various paper and electronic media.

21 SEC. 190. The Department of Transportation may
22 use funds provided by this Act, or any other Act, to assist
23 a contract under title 49 U.S.C. or title 23 U.S.C. utilizing
24 geographic, economic, or any other hiring preference not
25 otherwise authorized by law, or to amend a rule, regula-

1 tion, policy or other measure that forbids a recipient of
2 a Federal Highway Administration or Federal Transit Ad-
3 ministration grant from imposing such hiring preference
4 on a contract or construction project with which the De-
5 partment of Transportation is assisting, only if the grant
6 recipient certifies the following:

7 (1) that except with respect to apprentices or
8 trainees, a pool of readily available but unemployed
9 individuals possessing the knowledge, skill, and abil-
10 ity to perform the work that the contract requires
11 resides in the jurisdiction;

12 (2) that the grant recipient will include appro-
13 priate provisions in its bid document ensuring that
14 the contractor does not displace any of its existing
15 employees in order to satisfy such hiring preference;
16 and

17 (3) that any increase in the cost of labor, train-
18 ing, or delays resulting from the use of such hiring
19 preference does not delay or displace any transpor-
20 tation project in the applicable Statewide Transpor-
21 tation Improvement Program or Transportation Im-
22 provement Program.

23 This title may be cited as the “Department of Trans-
24 portation Appropriations Act, 2019”.

1 TITLE II
2 DEPARTMENT OF HOUSING AND URBAN
3 DEVELOPMENT
4 MANAGEMENT AND ADMINISTRATION
5 EXECUTIVE OFFICES

6 For necessary salaries and expenses for Executive Of-
7 fices, which shall be comprised of the offices of the Sec-
8 retary, Deputy Secretary, Adjudicatory Services, Congres-
9 sional and Intergovernmental Relations, Public Affairs,
10 Small and Disadvantaged Business Utilization, and the
11 Center for Faith-Based and Neighborhood Partnerships,
12 \$14,743,000: *Provided*, That not to exceed \$25,000 of the
13 amount made available under this heading shall be avail-
14 able to the Secretary for official reception and representa-
15 tion expenses as the Secretary may determine.

16 ADMINISTRATIVE SUPPORT OFFICES

17 For necessary salaries and expenses for Administra-
18 tive Support Offices, \$526,657,000, of which \$49,556,000
19 shall be available for the Office of the Chief Financial Offi-
20 cer; \$96,307,000 shall be available for the Office of the
21 General Counsel; \$211,408,000 shall be available for the
22 Office of Administration; \$46,688,000 shall be available
23 for the Office of the Chief Human Capital Officer;
24 \$51,822,000 shall be available for the Office of Field Pol-
25 icy and Management; \$18,370,000 shall be available for

1 the Office of the Chief Procurement Officer; \$3,542,000
2 shall be available for the Office of Departmental Equal
3 Employment Opportunity; \$4,197,000 shall be available
4 for the Office of Business Transformation; and
5 \$44,767,000 shall be available for the Office of the Chief
6 Information Officer: *Provided*, That up to \$7,500,000 may
7 be used to fully fund the second phase of HUD's initiative
8 to consolidate four headquarters satellite offices into the
9 Robert C. Weaver Federal building: *Provided further*, That
10 funds provided under this heading may be used for nec-
11 essary administrative and non-administrative expenses of
12 the Department of Housing and Urban Development, not
13 otherwise provided for, including purchase of uniforms, or
14 allowances therefor, as authorized by 5 U.S.C. 5901–
15 5902; hire of passenger motor vehicles; and services as au-
16 thorized by 5 U.S.C. 3109: *Provided further*, That not-
17 withstanding any other provision of law, funds appro-
18 priated under this heading may be used for advertising
19 and promotional activities that directly support program
20 activities funded in this title: *Provided further*, That the
21 Secretary shall provide the House and Senate Committees
22 on Appropriations quarterly written notification regarding
23 the status of pending congressional reports: *Provided fur-*
24 *ther*, That the Secretary shall provide in electronic form
25 all signed reports required by Congress.

1 PROGRAM OFFICE SALARIES AND EXPENSES

2 PUBLIC AND INDIAN HOUSING

3 For necessary salaries and expenses of the Office of
4 Public and Indian Housing, \$215,689,000.

5 COMMUNITY PLANNING AND DEVELOPMENT

6 For necessary salaries and expenses of the Office of
7 Community Planning and Development, \$109,689,000.

8 HOUSING

9 For necessary salaries and expenses of the Office of
10 Housing, \$370,222,000.

11 POLICY DEVELOPMENT AND RESEARCH

12 For necessary salaries and expenses of the Office of
13 Policy Development and Research, \$25,056,000.

14 FAIR HOUSING AND EQUAL OPPORTUNITY

15 For necessary salaries and expenses of the Office of
16 Fair Housing and Equal Opportunity, \$71,312,000.

17 OFFICE OF LEAD HAZARD CONTROL AND HEALTHY

18 HOMES

19 For necessary salaries and expenses of the Office of
20 Lead Hazard Control and Healthy Homes, \$8,303,000.

21 WORKING CAPITAL FUND

22 (INCLUDING TRANSFER OF FUNDS)

23 For the working capital fund for the Department of
24 Housing and Urban Development (referred to in this para-
25 graph as the “Fund”), pursuant, in part, to section 7(f)

1 of the Department of Housing and Urban Development
2 Act (42 U.S.C. 3535(f)), amounts transferred, including
3 reimbursements pursuant to section 7(f), to the Fund
4 under this heading shall be available for Federal shared
5 services used by offices and agencies of the Department,
6 and for such portion of any office or agency's printing,
7 records management, space renovation, furniture, supply
8 services, or other shared services as the Secretary deter-
9 mines shall be derived from centralized sources made
10 available by the Department to all offices and agencies and
11 funded through the Fund: *Provided*, That of the amounts
12 made available in this title for salaries and expenses under
13 the headings "Executive Offices", "Administrative Sup-
14 port Offices", "Program Office Salaries and Expenses",
15 and "Government National Mortgage Association", the
16 Secretary shall transfer to the Fund such amounts, to re-
17 main available until expended, as are necessary to fund
18 services specified in the matter preceding the first proviso,
19 for which the appropriation would otherwise have been
20 available, and may transfer not to exceed an additional
21 \$5,000,000, in aggregate, from all such appropriations, to
22 be merged with the Fund and to remain available until
23 expended for any purpose under this heading: *Provided*
24 *further*, That amounts in the Fund shall be the only
25 amounts available to each office or agency of the Depart-

1 ment for the services, or portion of services, specified in
2 the matter preceding the first proviso: *Provided further*,
3 That with respect to the Fund, the authorities and condi-
4 tions under this heading shall supplement the authorities
5 and conditions provided under section 7(f).

6 PUBLIC AND INDIAN HOUSING

7 TENANT-BASED RENTAL ASSISTANCE

8 For activities and assistance for the provision of ten-
9 ant-based rental assistance authorized under the United
10 States Housing Act of 1937, as amended (42 U.S.C. 1437
11 et seq.) (“the Act” herein), not otherwise provided for,
12 \$18,476,613,000, to remain available until expended, shall
13 be available on October 1, 2018 (in addition to the
14 \$4,000,000,000 previously appropriated under this head-
15 ing that shall be available on October 1, 2018), and
16 \$4,000,000,000, to remain available until expended, shall
17 be available on October 1, 2019: *Provided*, That the
18 amounts made available under this heading are provided
19 as follows:

20 (1) \$20,106,613,000 shall be available for re-
21 newals of expiring section 8 tenant-based annual
22 contributions contracts (including renewals of en-
23 hanced vouchers under any provision of law author-
24 izing such assistance under section 8(t) of the Act)
25 and including renewal of other special purpose incre-

1 mental vouchers: *Provided*, That notwithstanding
2 any other provision of law, from amounts provided
3 under this paragraph and any carryover, the Sec-
4 retary for the calendar year 2019 funding cycle shall
5 provide renewal funding for each public housing
6 agency based on validated voucher management sys-
7 tem (VMS) leasing and cost data for the prior cal-
8 endar year and by applying an inflation factor as es-
9 tablished by the Secretary, by notice published in
10 the Federal Register, and by making any necessary
11 adjustments for the costs associated with the first-
12 time renewal of vouchers under this paragraph in-
13 cluding tenant protection and Choice Neighborhoods
14 vouchers: *Provided further*, That none of the funds
15 provided under this paragraph may be used to fund
16 a total number of unit months under lease which ex-
17 ceeds a public housing agency's authorized level of
18 units under contract, except for public housing agen-
19 cies participating in the MTW demonstration, which
20 are instead governed by the terms and conditions of
21 their MTW agreements: *Provided further*, That the
22 Secretary shall, to the extent necessary to stay with-
23 in the amount specified under this paragraph (ex-
24 cept as otherwise modified under this paragraph),
25 prorate each public housing agency's allocation oth-

1 erwise established pursuant to this paragraph: *Pro-*
2 *vided further*, That except as provided in the fol-
3 lowing provisos, the entire amount specified under
4 this paragraph (except as otherwise modified under
5 this paragraph) shall be obligated to the public hous-
6 ing agencies based on the allocation and pro rata
7 method described above, and the Secretary shall no-
8 tify public housing agencies of their annual budget
9 by the latter of 60 days after enactment of this Act
10 or March 1, 2019: *Provided further*, That the Sec-
11 retary may extend the notification period with the
12 prior written approval of the House and Senate
13 Committees on Appropriations: *Provided further*,
14 That public housing agencies participating in the
15 MTW demonstration shall be funded pursuant to
16 their MTW agreements and shall be subject to the
17 same pro rata adjustments under the previous pro-
18 visos: *Provided further*, That the Secretary may off-
19 set public housing agencies' calendar year 2019 allo-
20 cations based on the excess amounts of public hous-
21 ing agencies' net restricted assets accounts, includ-
22 ing HUD-held programmatic reserves (in accordance
23 with VMS data in calendar year 2018 that is
24 verifiable and complete), as determined by the Sec-
25 retary: *Provided further*, That public housing agen-

1 cies participating in the MTW demonstration shall
2 also be subject to the offset, as determined by the
3 Secretary, excluding amounts subject to the single
4 fund budget authority provisions of their MTW
5 agreements, from the agencies' calendar year 2019
6 MTW funding allocation: *Provided further*, That the
7 Secretary shall use any offset referred to in the pre-
8 vious two provisos throughout the calendar year to
9 prevent the termination of rental assistance for fam-
10 ilies as the result of insufficient funding, as deter-
11 mined by the Secretary, and to avoid or reduce the
12 proration of renewal funding allocations: *Provided*
13 *further*, That the Secretary may make temporary ad-
14 justments to the allocations for public housing agen-
15 cies in an area for which the President declared a
16 disaster under title IV of the Robert T. Stafford
17 Disaster Relief and Emergency Assistance Act (42
18 U.S.C. 5170 et seq.), to avoid significant funding re-
19 ductions that would otherwise result from the dis-
20 aster, upon request by a public housing agency and
21 supported by documentation as required by the Sec-
22 retary that demonstrates that the need for the ad-
23 justment is due to the disaster: *Provided further*,
24 That up to \$100,000,000 shall be available only: (1)
25 for adjustments in the allocations for public housing

1 agencies, after application for an adjustment by a
2 public housing agency that experienced a significant
3 increase, as determined by the Secretary, in renewal
4 costs of vouchers resulting from unforeseen cir-
5 cumstances or from portability under section 8(r) of
6 the Act; (2) for vouchers that were not in use during
7 the previous 12-month period in order to be avail-
8 able to meet a commitment pursuant to section
9 8(o)(13) of the Act; (3) for adjustments for costs as-
10 sociated with HUD-Veterans Affairs Supportive
11 Housing (HUD-VASH) vouchers; (4) for public
12 housing agencies that despite taking reasonable cost
13 savings measures, as determined by the Secretary,
14 would otherwise be required to terminate rental as-
15 sistance for families as a result of insufficient fund-
16 ing; and (5) for public housing agencies that have
17 experienced increased costs or loss of units as a re-
18 sult of a Presidentially declared disaster: *Provided*
19 *further*, That the Secretary shall allocate amounts
20 under the previous proviso based on need, as deter-
21 mined by the Secretary;

22 (2) \$85,000,000 shall be for section 8 rental as-
23 sistance for relocation and replacement of housing
24 units that are demolished or disposed of pursuant to
25 section 18 of the Act, conversion of section 23

1 projects to assistance under section 8, the family
2 unification program under section 8(x) of the Act,
3 relocation of witnesses in connection with efforts to
4 combat crime in public and assisted housing pursu-
5 ant to a request from a law enforcement or prosecu-
6 tion agency, enhanced vouchers under any provision
7 of law authorizing such assistance under section 8(t)
8 of the Act, HOPE VI and Choice Neighborhood
9 vouchers, mandatory and voluntary conversions, and
10 tenant protection assistance including replacement
11 and relocation assistance or for project-based assist-
12 ance to prevent the displacement of unassisted elder-
13 ly tenants currently residing in section 202 prop-
14 erties financed between 1959 and 1974 that are refi-
15 nanced pursuant to Public Law 106–569, as amend-
16 ed, or under the authority as provided under this
17 Act: *Provided*, That when a public housing develop-
18 ment is submitted for demolition or disposition
19 under section 18 of the Act, the Secretary may pro-
20 vide section 8 rental assistance when the units pose
21 an imminent health and safety risk to residents:
22 *Provided further*, That the Secretary may only pro-
23 vide replacement vouchers for units that were occu-
24 pied within the previous 24 months that cease to be
25 available as assisted housing, subject only to the

1 availability of funds: *Provided further*, That of the
2 amounts made available under this paragraph,
3 \$5,000,000 may be available to provide tenant pro-
4 tection assistance, not otherwise provided under this
5 paragraph, to residents residing in low vacancy
6 areas and who may have to pay rents greater than
7 30 percent of household income, as the result of: (A)
8 the maturity of a HUD-insured, HUD-held or sec-
9 tion 202 loan that requires the permission of the
10 Secretary prior to loan prepayment; (B) the expira-
11 tion of a rental assistance contract for which the
12 tenants are not eligible for enhanced voucher or ten-
13 ant protection assistance under existing law; or (C)
14 the expiration of affordability restrictions accom-
15 panying a mortgage or preservation program admin-
16 istered by the Secretary: *Provided further*, That such
17 tenant protection assistance made available under
18 the previous proviso may be provided under the au-
19 thority of section 8(t) or section 8(o)(13) of the
20 United States Housing Act of 1937 (42 U.S.C.
21 1437f(t)): *Provided further*, That the Secretary shall
22 issue guidance to implement the previous provisos,
23 including, but not limited to, requirements for defin-
24 ing eligible at-risk households within 60 days of the
25 enactment of this Act: *Provided further*, That any

1 tenant protection voucher made available from
2 amounts under this paragraph shall not be reissued
3 by any public housing agency, except the replace-
4 ment vouchers as defined by the Secretary by notice,
5 when the initial family that received any such vouch-
6 er no longer receives such voucher, and the authority
7 for any public housing agency to issue any such
8 voucher shall cease to exist: *Provided further*, That
9 the Secretary may provide section 8 rental assist-
10 ance from amounts made available under this para-
11 graph for units assisted under a project-based sub-
12 sidy contract funded under the “Project-Based
13 Rental Assistance” heading under this title where
14 the owner has received a Notice of Default and the
15 units pose an imminent health and safety risk to
16 residents: *Provided further*, That to the extent that
17 the Secretary determines that such units are not
18 feasible for continued rental assistance payments or
19 transfer of the subsidy contract associated with such
20 units to another project or projects and owner or
21 owners, any remaining amounts associated with such
22 units under such contract shall be recaptured and
23 used to reimburse amounts used under this para-
24 graph for rental assistance under the preceding pro-
25 viso;

1 (3) \$1,800,000,000 shall be for administrative
2 and other expenses of public housing agencies in ad-
3 ministering the section 8 tenant-based rental assist-
4 ance program, of which up to \$70,000,000 shall be
5 available to the Secretary to allocate to public hous-
6 ing agencies that need additional funds to admin-
7 ister their section 8 programs, including fees associ-
8 ated with section 8 tenant protection rental assist-
9 ance, the administration of disaster related vouchers,
10 Veterans Affairs Supportive Housing vouchers,
11 vouchers assigned to participants in the mobility
12 demonstration authorized under section 238 of this
13 title, and other special purpose incremental vouch-
14 ers: *Provided*, That no less than \$1,730,000,000 of
15 the amount provided in this paragraph shall be allo-
16 cated to public housing agencies for the calendar
17 year 2019 funding cycle based on section 8(q) of the
18 Act (and related Appropriation Act provisions) as in
19 effect immediately before the enactment of the Qual-
20 ity Housing and Work Responsibility Act of 1998
21 (Public Law 105–276): *Provided further*, That if the
22 amounts made available under this paragraph are
23 insufficient to pay the amounts determined under
24 the previous proviso, the Secretary may decrease the
25 amounts allocated to agencies by a uniform percent-

1 age applicable to all agencies receiving funding
2 under this paragraph or may, to the extent nec-
3 essary to provide full payment of amounts deter-
4 mined under the previous proviso, utilize unobligated
5 balances, including recaptures and carryovers, re-
6 maining from funds appropriated to the Department
7 of Housing and Urban Development under this
8 heading from prior fiscal years, excluding special
9 purpose vouchers, notwithstanding the purposes for
10 which such amounts were appropriated: *Provided*
11 *further*, That all public housing agencies partici-
12 pating in the MTW demonstration shall be funded
13 pursuant to their MTW agreements, and shall be
14 subject to the same uniform percentage decrease as
15 under the previous proviso: *Provided further*, That
16 the Secretary may make temporary adjustments to
17 the administrative fee eligibility determinations for
18 public housing agencies in an area for which the
19 President declared a disaster under title IV of the
20 Robert T. Stafford Disaster Relief and Emergency
21 Assistance Act (41 U.S.C. 5170 et seq.), to avoid
22 significant funding reductions that would otherwise
23 result from the disaster, upon request by a public
24 housing agency and supported by documentation as
25 required by the Secretary that demonstrates that the

1 need for the adjustment is due to the disaster: *Pro-*
2 *vided further*, That amounts provided under this
3 paragraph shall be only for activities related to the
4 provision of tenant-based rental assistance author-
5 ized under section 8, including related development
6 activities;

7 (4) \$390,000,000 for the renewal of tenant-
8 based assistance contracts under section 811 of the
9 Cranston-Gonzalez National Affordable Housing Act
10 (42 U.S.C. 8013), including necessary administra-
11 tive expenses: *Provided*, That administrative and
12 other expenses of public housing agencies in admin-
13 istering the special purpose vouchers in this para-
14 graph (but not including vouchers funded under the
15 last proviso of this paragraph) shall be funded under
16 the same terms under paragraph (3) of this heading:
17 *Provided further*, That any amounts provided under
18 this paragraph in this Act or prior Acts, remaining
19 available after funding renewals and administrative
20 expenses under this paragraph, shall be available
21 only for incremental tenant-based rental assistance
22 contracts under such section 811 for non-elderly per-
23 sons with disabilities, including necessary adminis-
24 trative expenses;

1 (5) \$5,000,000 shall be for rental assistance
2 and associated administrative fees for Tribal HUD–
3 VA Supportive Housing to serve Native American
4 veterans that are homeless or at-risk of homeless-
5 ness living on or near a reservation or other Indian
6 areas: *Provided*, That such amount shall be made
7 available for renewal grants to recipients that re-
8 ceived assistance under prior Acts under the Tribal
9 HUD–VA Supportive Housing program: *Provided*
10 *further*, That the Secretary shall be authorized to
11 specify criteria for renewal grants, including data on
12 the utilization of assistance reported by grant recipi-
13 ents: *Provided further*, That such assistance shall be
14 administered in accordance with program require-
15 ments under the Native American Housing Assist-
16 ance and Self-Determination Act of 1996 and mod-
17 eled after the HUD–VASH program: *Provided fur-*
18 *ther*, That the Secretary shall be authorized to
19 waive, or specify alternative requirements for any
20 provision of any statute or regulation that the Sec-
21 retary administers in connection with the use of
22 funds made available under this paragraph (except
23 for requirements related to fair housing, non-
24 discrimination, labor standards, and the environ-
25 ment), upon a finding by the Secretary that any

1 such waivers or alternative requirements are nec-
2 essary for the effective delivery and administration
3 of such assistance: *Provided further*, That grant re-
4 cipients shall report to the Secretary on utilization
5 of such rental assistance and other program data, as
6 prescribed by the Secretary: *Provided further*, That
7 the Secretary may reallocate, as determined by the
8 Secretary, amounts returned or recaptured from
9 awards under prior acts;

10 (6) \$40,000,000 for incremental rental voucher
11 assistance for use through a supported housing pro-
12 gram administered in conjunction with the Depart-
13 ment of Veterans Affairs as authorized under section
14 8(o)(19) of the United States Housing Act of 1937:
15 *Provided*, That the Secretary of Housing and Urban
16 Development shall make such funding available, not-
17 withstanding section 203 (competition provision) of
18 this title, to public housing agencies that partner
19 with eligible VA Medical Centers or other entities as
20 designated by the Secretary of the Department of
21 Veterans Affairs, based on geographical need for
22 such assistance as identified by the Secretary of the
23 Department of Veterans Affairs, public housing
24 agency administrative performance, and other fac-
25 tors as specified by the Secretary of Housing and

1 Urban Development in consultation with the Sec-
2 retary of the Department of Veterans Affairs: *Pro-*
3 *vided further*, That the Secretary of Housing and
4 Urban Development may waive, or specify alter-
5 native requirements for (in consultation with the
6 Secretary of the Department of Veterans Affairs),
7 any provision of any statute or regulation that the
8 Secretary of Housing and Urban Development ad-
9 ministers in connection with the use of funds made
10 available under this paragraph (except for require-
11 ments related to fair housing, nondiscrimination,
12 labor standards, and the environment), upon a find-
13 ing by the Secretary that any such waivers or alter-
14 native requirements are necessary for the effective
15 delivery and administration of such voucher assist-
16 ance: *Provided further*, That assistance made avail-
17 able under this paragraph shall continue to remain
18 available for homeless veterans upon turn-over;

19 (7) \$50,000,000 shall be made available for the
20 mobility demonstration authorized under section 238
21 of this title, of which up to \$20,000,000 shall be for
22 new incremental voucher assistance and the remain-
23 der of which shall be available to provide mobility-
24 related services to families with children, including
25 pre- and post-move counseling and rent deposits,

1 and to offset the administrative costs of operating
2 the mobility demonstration: *Provided*, That incre-
3 mental voucher assistance made available under this
4 paragraph shall be for families with children partici-
5 pating in the mobility demonstration and shall con-
6 tinue to remain available for families with children
7 upon turnover: *Provided further*, That for any public
8 housing agency administering voucher assistance
9 under the mobility demonstration that determines
10 that it no longer has an identified need for such as-
11 sistance upon turnover, such agency shall notify the
12 Secretary, and the Secretary shall recapture such as-
13 sistance from the agency and reallocate it to any
14 other public housing agency or agencies based on
15 need for voucher assistance in connection with such
16 demonstration; and

17 (8) the Secretary shall separately track all spe-
18 cial purpose vouchers funded under this heading.

19 HOUSING CERTIFICATE FUND

20 (INCLUDING RESCISSIONS)

21 Unobligated balances, including recaptures and car-
22 ryover, remaining from funds appropriated to the Depart-
23 ment of Housing and Urban Development under this
24 heading, the heading “Annual Contributions for Assisted
25 Housing” and the heading “Project-Based Rental Assist-

1 ance”, for fiscal year 2019 and prior years may be used
2 for renewal of or amendments to section 8 project-based
3 contracts and for performance-based contract administra-
4 tors, notwithstanding the purposes for which such funds
5 were appropriated: *Provided*, That any obligated balances
6 of contract authority from fiscal year 1974 and prior that
7 have been terminated shall be rescinded: *Provided further*,
8 That amounts heretofore recaptured, or recaptured during
9 the current fiscal year, from section 8 project-based con-
10 tracts from source years fiscal year 1975 through fiscal
11 year 1987 are hereby rescinded, and an amount of addi-
12 tional new budget authority, equivalent to the amount re-
13 scinded is hereby appropriated, to remain available until
14 expended, for the purposes set forth under this heading,
15 in addition to amounts otherwise available.

16 PUBLIC HOUSING CAPITAL FUND

17 For the Public Housing Capital Fund Program to
18 carry out capital and management activities for public
19 housing agencies, as authorized under section 9 of the
20 United States Housing Act of 1937 (42 U.S.C. 1437g)
21 (the “Act”) \$2,750,000,000, to remain available until
22 September 30, 2022: *Provided*, That notwithstanding any
23 other provision of law or regulation, during fiscal year
24 2019, the Secretary of Housing and Urban Development
25 may not delegate to any Department official other than

1 the Deputy Secretary and the Assistant Secretary for
2 Public and Indian Housing any authority under paragraph
3 (2) of section 9(j) regarding the extension of the time peri-
4 ods under such section: *Provided further*, That for pur-
5 poses of such section 9(j), the term “obligate” means, with
6 respect to amounts, that the amounts are subject to a
7 binding agreement that will result in outlays, immediately
8 or in the future: *Provided further*, That of the total
9 amount made available under this heading, no less than
10 \$30,000,000 shall be for competitive grants to public
11 housing authorities for demolition, and the associated relo-
12 cation and administrative costs of the most distressed pub-
13 lic housing units: *Provided further*, That of the total
14 amount made available under this heading, up to
15 \$10,000,000 shall be to support ongoing public housing
16 financial and physical assessment activities: *Provided fur-*
17 *ther*, That of the total amount made available under this
18 heading, up to \$1,000,000 shall be to support the costs
19 of administrative and judicial receiverships: *Provided fur-*
20 *ther*, That of the total amount made available under this
21 heading, not to exceed \$25,000,000 shall be available for
22 the Secretary to make grants, notwithstanding section 203
23 of this Act, to public housing agencies for emergency cap-
24 ital needs including safety and security measures nec-
25 essary to address crime and drug-related activity as well

1 as needs resulting from unforeseen or unpreventable emer-
2 gencies and natural disasters excluding Presidentially de-
3 clared emergencies and natural disasters under the Robert
4 T. Stafford Disaster Relief and Emergency Act (42 U.S.C.
5 5121 et seq.) occurring in fiscal year 2019: *Provided fur-*
6 *ther*, That of the amount made available under the pre-
7 vious proviso, not less than \$5,000,000 shall be for safety
8 and security measures: *Provided further*, That in addition
9 to the amount in the previous proviso for such safety and
10 security measures, any amounts that remain available,
11 after all applications received on or before September 30,
12 2020, for emergency capital needs have been processed,
13 shall be allocated to public housing agencies for such safe-
14 ty and security measures: *Provided further*, That of the
15 total amount made available under this heading, up to
16 \$35,000,000 shall be for supportive services, service coor-
17 dinators and congregate services as authorized by section
18 34 of the Act (42 U.S.C. 1437z-6) and the Native Amer-
19 ican Housing Assistance and Self-Determination Act of
20 1996 (25 U.S.C. 4101 et seq.): *Provided further*, That of
21 the total amount made available under this heading,
22 \$15,000,000 shall be for a Jobs-Plus initiative modeled
23 after the Jobs-Plus demonstration: *Provided further*, That
24 funding provided under the previous proviso shall be avail-
25 able for competitive grants to partnerships between public

1 housing authorities, local workforce investment boards es-
2 tablished under section 117 of the Workforce Investment
3 Act of 1998, and other agencies and organizations that
4 provide support to help public housing residents obtain
5 employment and increase earnings: *Provided further*, That
6 applicants must demonstrate the ability to provide services
7 to residents, partner with workforce investment boards,
8 and leverage service dollars: *Provided further*, That the
9 Secretary may allow public housing agencies to request ex-
10 emptions from rent and income limitation requirements
11 under sections 3 and 6 of the United States Housing Act
12 of 1937 as necessary to implement the Jobs-Plus program,
13 on such terms and conditions as the Secretary may ap-
14 prove upon a finding by the Secretary that any such waiv-
15 ers or alternative requirements are necessary for the effec-
16 tive implementation of the Jobs-Plus initiative as a vol-
17 untary program for residents: *Provided further*, That the
18 Secretary shall publish by notice in the Federal Register
19 any waivers or alternative requirements pursuant to the
20 preceding proviso no later than 10 days before the effec-
21 tive date of such notice: *Provided further*, That for funds
22 provided under this heading, the limitation in section
23 9(g)(1) of the Act shall be 25 percent: *Provided further*,
24 That the Secretary may waive the limitation in the pre-
25 vious proviso to allow public housing agencies to fund ac-

1 tivities authorized under section 9(e)(1)(C) of the Act:
2 *Provided further*, That the Secretary shall notify public
3 housing agencies requesting waivers under the previous
4 proviso if the request is approved or denied within 14 days
5 of submitting the request: *Provided further*, That from the
6 funds made available under this heading, the Secretary
7 shall provide bonus awards in fiscal year 2018 to public
8 housing agencies that are designated high performers:
9 *Provided further*, That the Department shall notify public
10 housing agencies of their formula allocation within 60
11 days of enactment of this Act.

12 PUBLIC HOUSING OPERATING FUND

13 For 2019 payments to public housing agencies for the
14 operation and management of public housing, as author-
15 ized by section 9(e) of the United States Housing Act of
16 1937 (42 U.S.C. 1437g(e)), \$4,550,000,000, to remain
17 available until September 30, 2020.

18 CHOICE NEIGHBORHOODS INITIATIVE

19 For competitive grants under the Choice Neighbor-
20 hoods Initiative (subject to section 24 of the United States
21 Housing Act of 1937 (42 U.S.C. 1437v), unless otherwise
22 specified under this heading), for transformation, rehabili-
23 tation, and replacement housing needs of both public and
24 HUD-assisted housing and to transform neighborhoods of
25 poverty into functioning, sustainable mixed income neigh-

1 borhoods with appropriate services, schools, public assets,
2 transportation and access to jobs, \$150,000,000, to re-
3 main available until September 30, 2022: *Provided*, That
4 grant funds may be used for resident and community serv-
5 ices, community development, and affordable housing
6 needs in the community, and for conversion of vacant or
7 foreclosed properties to affordable housing: *Provided fur-*
8 *ther*, That the use of funds made available under this
9 heading shall not be deemed to be public housing notwith-
10 standing section 3(b)(1) of such Act: *Provided further*,
11 That grantees shall commit to an additional period of af-
12 fordability determined by the Secretary of not fewer than
13 20 years: *Provided further*, That grantees shall provide a
14 match in State, local, other Federal or private funds: *Pro-*
15 *vided further*, That grantees may include local govern-
16 ments, tribal entities, public housing authorities, and non-
17 profits: *Provided further*, That for-profit developers may
18 apply jointly with a public entity: *Provided further*, That
19 for purposes of environmental review, a grantee shall be
20 treated as a public housing agency under section 26 of
21 the United States Housing Act of 1937 (42 U.S.C.
22 1437x), and grants under this heading shall be subject
23 to the regulations issued by the Secretary to implement
24 such section: *Provided further*, That of the amount pro-
25 vided, not less than \$75,000,000 shall be awarded to pub-

1 lic housing agencies: *Provided further*, That such grantees
2 shall create partnerships with other local organizations in-
3 cluding assisted housing owners, service agencies, and
4 resident organizations: *Provided further*, That the Sec-
5 retary shall consult with the Secretaries of Education,
6 Labor, Transportation, Health and Human Services, Agri-
7 culture, and Commerce, the Attorney General, and the Ad-
8 ministrator of the Environmental Protection Agency to co-
9 ordinate and leverage other appropriate Federal resources:
10 *Provided further*, That no more than \$5,000,000 of funds
11 made available under this heading may be provided as
12 grants to undertake comprehensive local planning with
13 input from residents and the community: *Provided further*,
14 That unobligated balances, including recaptures, remain-
15 ing from funds appropriated under the heading “Revital-
16 ization of Severely Distressed Public Housing (HOPE
17 VI)” in fiscal year 2011 and prior fiscal years may be used
18 for purposes under this heading, notwithstanding the pur-
19 poses for which such amounts were appropriated: *Provided*
20 *further*, That the Secretary shall issue the Notice of Fund-
21 ing Availability for funds made available under this head-
22 ing no later than 60 days after enactment of this Act: *Pro-*
23 *vided further*, That the Secretary shall make grant awards
24 no later than one year from the date of enactment of this
25 Act in such amounts that the Secretary determines.

1 FAMILY SELF-SUFFICIENCY

2 For the Family Self-Sufficiency program to support
3 family self-sufficiency coordinators under section 23 of the
4 United States Housing Act of 1937, to promote the devel-
5 opment of local strategies to coordinate the use of assist-
6 ance under sections 8(o) and 9 of such Act with public
7 and private resources, and enable eligible families to
8 achieve economic independence and self-sufficiency,
9 \$75,000,000, to remain available until September 30,
10 2020: *Provided*, That the Secretary may, by Federal Reg-
11 istry notice, waive or specify alternative requirements
12 under subsections b(3), b(4), b(5), or c(1) of section 23
13 of such Act in order to facilitate the operation of a unified
14 self-sufficiency program for individuals receiving assist-
15 ance under different provisions of the Act, as determined
16 by the Secretary: *Provided further*, That owners of a pri-
17 vately owned multifamily property with a section 8 con-
18 tract may voluntarily make a Family Self-Sufficiency pro-
19 gram available to the assisted tenants of such property
20 in accordance with procedures established by the Sec-
21 retary: *Provided further*, That such procedures established
22 pursuant to the previous proviso shall permit participating
23 tenants to accrue escrow funds in accordance with section
24 23(d)(2) and shall allow owners to use funding from resid-

1 ual receipt accounts to hire coordinators for their own
2 Family Self-Sufficiency program.

3 NATIVE AMERICAN HOUSING BLOCK GRANTS
4 (INCLUDING TRANSFER OF FUNDS)

5 For the Native American Housing Block Grants pro-
6 gram, as authorized under title I of the Native American
7 Housing Assistance and Self-Determination Act of 1996
8 (NAHASDA) (25 U.S.C. 4111 et seq.), \$655,000,000, to
9 remain available until September 30, 2023: *Provided*,
10 That, notwithstanding NAHASDA, to determine the
11 amount of the allocation under title I of such Act for each
12 Indian tribe, the Secretary shall apply the formula under
13 section 302 of such Act with the need component based
14 on single-race census data and with the need component
15 based on multi-race census data, and the amount of the
16 allocation for each Indian tribe shall be the greater of the
17 two resulting allocation amounts: *Provided further*, That
18 of the amounts made available under this heading,
19 \$7,000,000 shall be for providing training and technical
20 assistance to Indian housing authorities and tribally des-
21 ignated housing entities, to support the inspection of In-
22 dian housing units, contract expertise, and for training
23 and technical assistance related to funding provided under
24 this heading and other headings under this Act for the
25 needs of Native American families and Indian country:

1 *Provided further*, That of the funds made available under
2 the previous proviso, not less than \$2,000,000 shall be
3 made available for a national organization as authorized
4 under section 703 of NAHASDA (25 U.S.C. 4212): *Pro-*
5 *vided further*, That amounts made available under the pre-
6 vious two provisos may be used, contracted, or competed
7 as determined by the Secretary: *Provided further*, That of
8 the amount provided under this heading, \$2,000,000 shall
9 be made available for the cost of guaranteed notes and
10 other obligations, as authorized by title VI of NAHASDA:
11 *Provided further*, That such costs, including the costs of
12 modifying such notes and other obligations, shall be as de-
13 fined in section 502 of the Congressional Budget Act of
14 1974, as amended: *Provided further*, That these funds are
15 available to subsidize the total principal amount of any
16 notes and other obligations, any part of which is to be
17 guaranteed, not to exceed \$17,761,989: *Provided further*,
18 That the Department will notify grantees of their formula
19 allocation within 60 days of the date of enactment of this
20 Act: *Provided further*, That for an additional amount for
21 the Native American Housing Block Grants program, as
22 authorized under title I of NAHASDA, \$100,000,000 to
23 remain available until September 30, 2023: *Provided fur-*
24 *ther*, That the Secretary shall obligate this additional
25 amount for competitive grants to eligible recipients au-

1 thORIZED under NAHASDA that apply for funds: *Provided*
2 *further*, That in awarding this additional amount, the Sec-
3 retary shall consider need and administrative capacity,
4 and shall give priority to projects that will spur construc-
5 tion and rehabilitation: *Provided further*, That up to 1 per-
6 cent of this additional amount may be transferred, in ag-
7 gregate, to “Program Office Salaries and Expenses—Pub-
8 lic and Indian Housing” for necessary costs of admin-
9 istering and overseeing the obligation and expenditure of
10 this additional amount: *Provided further*, That any funds
11 transferred pursuant to the previous proviso shall remain
12 available until September 30, 2024.

13 INDIAN HOUSING LOAN GUARANTEE FUND PROGRAM

14 ACCOUNT

15 For the cost of guaranteed loans, as authorized by
16 section 184 of the Housing and Community Development
17 Act of 1992 (12 U.S.C. 1715z–13a), \$1,440,000, to re-
18 main available until expended: *Provided*, That such costs,
19 including the costs of modifying such loans, shall be as
20 defined in section 502 of the Congressional Budget Act
21 of 1974: *Provided further*, That these funds are available
22 to subsidize total loan principal, any part of which is to
23 be guaranteed, up to \$553,846,154, to remain available
24 until expended: *Provided further*, That up to \$750,000 of
25 this amount may be for administrative contract expenses

1 including management processes and systems to carry out
2 the loan guarantee program.

3 NATIVE HAWAIIAN HOUSING LOAN GUARANTEE FUND
4 PROGRAM ACCOUNT
5 (INCLUDING RESCISSION)

6 Of remaining unobligated balances, including recap-
7 tures and carryover, from funds appropriated for the cost
8 of guaranteed loans, \$5,000,000 is rescinded: *Provided*,
9 That nothing in the previous proviso shall limit the au-
10 thority to commit new loan guarantees under loan guar-
11 antee limitation provided in prior appropriations Acts.

12 COMMUNITY PLANNING AND DEVELOPMENT

13 HOUSING OPPORTUNITIES FOR PERSONS WITH AIDS

14 For carrying out the Housing Opportunities for Per-
15 sons with AIDS program, as authorized by the AIDS
16 Housing Opportunity Act (42 U.S.C. 12901 et seq.),
17 \$393,000,000, to remain available until September 30,
18 2020, except that amounts allocated pursuant to section
19 854(c)(5) of such Act shall remain available until Sep-
20 tember 30, 2021: *Provided*, That the Secretary shall renew
21 all expiring contracts for permanent supportive housing
22 that initially were funded under section 854(c)(5) of such
23 Act from funds made available under this heading in fiscal
24 year 2010 and prior fiscal years that meet all program
25 requirements before awarding funds for new contracts

1 under such section: *Provided further*, That the Depart-
2 ment shall notify grantees of their formula allocation with-
3 in 60 days of enactment of this Act.

4 COMMUNITY DEVELOPMENT FUND

5 For assistance to units of State and local govern-
6 ment, and to other entities, for economic and community
7 development activities, and for other purposes,
8 \$3,365,000,000, to remain available until September 30,
9 2021, unless otherwise specified: *Provided*, That of the
10 total amount provided, \$3,300,000,000 is for carrying out
11 the community development block grant program under
12 title I of the Housing and Community Development Act
13 of 1974, as amended (“the Act” herein) (42 U.S.C. 5301
14 et seq.): *Provided further*, That unless explicitly provided
15 for under this heading, not to exceed 20 percent of any
16 grant made with funds appropriated under this heading
17 shall be expended for planning and management develop-
18 ment and administration: *Provided further*, That a metro-
19 politan city, urban county, unit of general local govern-
20 ment, Indian tribe, or insular area that directly or indi-
21 rectly receives funds under this heading may not sell,
22 trade, or otherwise transfer all or any portion of such
23 funds to another such entity in exchange for any other
24 funds, credits or non-Federal considerations, but must use
25 such funds for activities eligible under title I of the Act:

1 *Provided further*, That notwithstanding section 105(e)(1)
2 of the Act, no funds provided under this heading may be
3 provided to a for-profit entity for an economic develop-
4 ment project under section 105(a)(17) unless such project
5 has been evaluated and selected in accordance with guide-
6 lines required under subsection (e)(2): *Provided further*,
7 That the Department shall notify grantees of their for-
8 mula allocation within 60 days of enactment of this Act:
9 *Provided further*, That of the total amount provided under
10 this heading, \$65,000,000 shall be for grants to Indian
11 tribes notwithstanding section 106(a)(1) of such Act, of
12 which, notwithstanding any other provision of law (includ-
13 ing section 203 of this Act), up to \$4,000,000 may be
14 used for emergencies that constitute imminent threats to
15 health and safety.

16 COMMUNITY DEVELOPMENT LOAN GUARANTEES

17 PROGRAM ACCOUNT

18 Subject to section 502 of the Congressional Budget
19 Act of 1974, during fiscal year 2019, commitments to
20 guarantee loans under section 108 of the Housing and
21 Community Development Act of 1974 (42 U.S.C. 5308),
22 any part of which is guaranteed, shall not exceed a total
23 principal amount of \$300,000,000, notwithstanding any
24 aggregate limitation on outstanding obligations guaran-
25 teed in subsection (k) of such section 108: *Provided*, That

1 the Secretary shall collect fees from borrowers, notwith-
2 standing subsection (m) of such section 108, to result in
3 a credit subsidy cost of zero for guaranteeing such loans,
4 and any such fees shall be collected in accordance with
5 section 502(7) of the Congressional Budget Act of 1974.

6 HOME INVESTMENT PARTNERSHIPS PROGRAM

7 For the HOME Investment Partnerships program, as
8 authorized under title II of the Cranston-Gonzalez Na-
9 tional Affordable Housing Act, as amended,
10 \$1,200,000,000, to remain available until September 30,
11 2022: *Provided*, That notwithstanding the amount made
12 available under this heading, the threshold reduction re-
13 quirements in sections 216(10) and 217(b)(4) of such Act
14 shall not apply to allocations of such amount: *Provided*
15 *further*, That the Department shall notify grantees of their
16 formula allocation within 60 days of enactment of this Act.

17 SELF-HELP AND ASSISTED HOMEOWNERSHIP

18 OPPORTUNITY PROGRAM

19 For the Self-Help and Assisted Homeownership Op-
20 portunity Program, as authorized under section 11 of the
21 Housing Opportunity Program Extension Act of 1996, as
22 amended, \$50,000,000, to remain available until Sep-
23 tember 30, 2021: *Provided*, That of the total amount pro-
24 vided under this heading, \$10,000,000 shall be made
25 available to the Self-Help Homeownership Opportunity

1 Program as authorized under section 11 of the Housing
2 Opportunity Program Extension Act of 1996, as amended:
3 *Provided further*, That of the total amount provided under
4 this heading, \$35,000,000 shall be made available for the
5 second, third, and fourth capacity building activities au-
6 thorized under section 4(a) of the HUD Demonstration
7 Act of 1993 (42 U.S.C. 9816 note), of which not less than
8 \$5,000,000 shall be made available for rural capacity
9 building activities: *Provided further*, That of the total
10 amount provided under this heading, \$5,000,000 shall be
11 made available for capacity building by national rural
12 housing organizations with experience assessing national
13 rural conditions and providing financing, training, tech-
14 nical assistance, information, and research to local non-
15 profits, local governments, and Indian Tribes serving high
16 need rural communities.

17 HOMELESS ASSISTANCE GRANTS

18 For the Emergency Solutions Grants program as au-
19 thorized under subtitle B of title IV of the McKinney-
20 Vento Homeless Assistance Act, as amended; the Con-
21 tinuum of Care program as authorized under subtitle C
22 of title IV of such Act; and the Rural Housing Stability
23 Assistance program as authorized under subtitle D of title
24 IV of such Act, \$2,546,000,000, to remain available until
25 September 30, 2021: *Provided*, That any rental assistance

1 amounts that are recaptured under such Continuum of
2 Care program shall remain available until expended: *Pro-*
3 *vided further*, That not less than \$270,000,000 of the
4 funds appropriated under this heading shall be available
5 for such Emergency Solutions Grants program: *Provided*
6 *further*, That not less than \$2,204,000,000 of the funds
7 appropriated under this heading shall be available for such
8 Continuum of Care and Rural Housing Stability Assist-
9 ance programs: *Provided further*, That of the amounts
10 made available under this heading, up to \$25,000,000
11 shall be made available for grants for rapid re-housing
12 projects and supportive service projects providing coordi-
13 nated entry, and for eligible activities the Secretary deter-
14 mines to be critical in order to assist survivors of domestic
15 violence, dating violence, and stalking: *Provided further*,
16 That such projects shall be eligible for renewal under the
17 continuum of care program subject to the same terms and
18 conditions as other renewal applicants: *Provided further*,
19 That up to \$7,000,000 of the funds appropriated under
20 this heading shall be available for the national homeless
21 data analysis project: *Provided further*, That of the
22 amounts made available under this heading, \$40,000,000
23 shall be made available for grants for rapid re-housing
24 projects targeted to reducing unsheltered homelessness in
25 areas with high rates of unsheltered homelessness: *Pro-*

1 *vided further*, That all funds awarded for supportive serv-
2 ices under the Continuum of Care program and the Rural
3 Housing Stability Assistance program shall be matched by
4 not less than 25 percent in cash or in kind by each grant-
5 ee: *Provided further*, That for all match requirements ap-
6 plicable to funds made available under this heading for
7 this fiscal year and prior years, a grantee may use (or
8 could have used) as a source of match funds other funds
9 administered by the Secretary and other Federal agencies
10 unless there is (or was) a specific statutory prohibition on
11 any such use of any such funds: *Provided further*, That
12 the Secretary shall collect system performance measures
13 for each continuum of care, and that relative to fiscal year
14 2015, under the Continuum of Care competition with re-
15 spect to funds made available under this heading, the Sec-
16 retary shall base an increasing share of the score on per-
17 formance criteria: *Provided further*, That none of the
18 funds provided under this heading shall be available to
19 provide funding for new projects, except for projects cre-
20 ated through reallocation, unless the Secretary determines
21 that the continuum of care has demonstrated that projects
22 are evaluated and ranked based on the degree to which
23 they improve the continuum of care's system performance:
24 *Provided further*, That the Secretary shall prioritize fund-
25 ing under the Continuum of Care program to continuums

1 of care that have demonstrated a capacity to reallocate
2 funding from lower performing projects to higher per-
3 forming projects: *Provided further*, That all awards of as-
4 sistance under this heading shall be required to coordinate
5 and integrate homeless programs with other mainstream
6 health, social services, and employment programs for
7 which homeless populations may be eligible: *Provided fur-*
8 *ther*, That any unobligated amounts remaining from funds
9 appropriated under this heading in fiscal year 2012 and
10 prior years for project-based rental assistance for rehabili-
11 tation projects with 10-year grant terms may be used for
12 purposes under this heading, notwithstanding the pur-
13 poses for which such funds were appropriated: *Provided*
14 *further*, That all balances for Shelter Plus Care renewals
15 previously funded from the Shelter Plus Care Renewal ac-
16 count and transferred to this account shall be available,
17 if recaptured, for Continuum of Care renewals in fiscal
18 year 2019: *Provided further*, That the Department shall
19 notify grantees of their formula allocation from amounts
20 allocated (which may represent initial or final amounts al-
21 located) for the Emergency Solutions Grant program with-
22 in 60 days of enactment of this Act.

1 HOUSING PROGRAMS

2 PROJECT-BASED RENTAL ASSISTANCE

3 For activities and assistance for the provision of
4 project-based subsidy contracts under the United States
5 Housing Act of 1937 (42 U.S.C. 1437 et seq.) (“the
6 Act”), not otherwise provided for, \$11,347,000,000, to re-
7 main available until expended, shall be available on Octo-
8 ber 1, 2018 (in addition to the \$400,000,000 previously
9 appropriated under this heading that became available Oc-
10 tober 1, 2018), and \$400,000,000, to remain available
11 until expended, shall be available on October 1, 2019: *Pro-*
12 *vided*, That the amounts made available under this head-
13 ing shall be available for expiring or terminating section
14 8 project-based subsidy contracts (including section 8
15 moderate rehabilitation contracts), for amendments to sec-
16 tion 8 project-based subsidy contracts (including section
17 8 moderate rehabilitation contracts), for contracts entered
18 into pursuant to section 441 of the McKinney-Vento
19 Homeless Assistance Act (42 U.S.C. 11401), for renewal
20 of section 8 contracts for units in projects that are subject
21 to approved plans of action under the Emergency Low In-
22 come Housing Preservation Act of 1987 or the Low-In-
23 come Housing Preservation and Resident Homeownership
24 Act of 1990, and for administrative and other expenses
25 associated with project-based activities and assistance

1 funded under this paragraph: *Provided further*, That of
2 the total amounts provided under this heading, not to ex-
3 ceed \$200,000,000 shall be available for performance-
4 based contract administrators for section 8 project-based
5 assistance, for carrying out 42 U.S.C. 1437(f): *Provided*
6 *further*, That the Secretary of Housing and Urban Devel-
7 opment may also use such amounts in the previous proviso
8 for performance-based contract administrators for the ad-
9 ministration of: interest reduction payments pursuant to
10 section 236(a) of the National Housing Act (12 U.S.C.
11 1715z-1(a)); rent supplement payments pursuant to sec-
12 tion 101 of the Housing and Urban Development Act of
13 1965 (12 U.S.C. 1701s); section 236(f)(2) rental assist-
14 ance payments (12 U.S.C. 1715z-1(f)(2)); project rental
15 assistance contracts for the elderly under section
16 202(c)(2) of the Housing Act of 1959 (12 U.S.C. 1701q);
17 project rental assistance contracts for supportive housing
18 for persons with disabilities under section 811(d)(2) of the
19 Cranston-Gonzalez National Affordable Housing Act (42
20 U.S.C. 8013(d)(2)); project assistance contracts pursuant
21 to section 202(h) of the Housing Act of 1959 (Public Law
22 86-372; 73 Stat. 667); and loans under section 202 of
23 the Housing Act of 1959 (Public Law 86-372; 73 Stat.
24 667): *Provided further*, That amounts recaptured under
25 this heading, the heading “Annual Contributions for As-

1 sisted Housing”, or the heading “Housing Certificate
2 Fund”, may be used for renewals of or amendments to
3 section 8 project-based contracts or for performance-based
4 contract administrators, notwithstanding the purposes for
5 which such amounts were appropriated: *Provided further*,
6 That, notwithstanding any other provision of law, upon
7 the request of the Secretary of Housing and Urban Devel-
8 opment, project funds that are held in residual receipts
9 accounts for any project subject to a section 8 project-
10 based Housing Assistance Payments contract that author-
11 izes HUD or a Housing Finance Agency to require that
12 surplus project funds be deposited in an interest-bearing
13 residual receipts account and that are in excess of an
14 amount to be determined by the Secretary, shall be remit-
15 ted to the Department and deposited in this account, to
16 be available until expended: *Provided further*, That
17 amounts deposited pursuant to the previous proviso shall
18 be available in addition to the amount otherwise provided
19 by this heading for uses authorized under this heading.

20 HOUSING FOR THE ELDERLY

21 For amendments to capital advance contracts for
22 housing for the elderly, as authorized by section 202 of
23 the Housing Act of 1959, as amended, and for project
24 rental assistance for the elderly under section 202(c)(2)
25 of such Act, including amendments to contracts for such

1 assistance and renewal of expiring contracts for such as-
2 sistance for up to a 1-year term, and for senior preserva-
3 tion rental assistance contracts, including renewals, as au-
4 thorized by section 811(e) of the American Housing and
5 Economic Opportunity Act of 2000, as amended, and for
6 supportive services associated with the housing,
7 \$632,000,000 to remain available until September 30,
8 2022: *Provided*, That of the amount provided under this
9 heading, up to \$90,000,000 shall be for service coordina-
10 tors and the continuation of existing congregate service
11 grants for residents of assisted housing projects: *Provided*
12 *further*, That amounts under this heading shall be avail-
13 able for Real Estate Assessment Center inspections and
14 inspection-related activities associated with section 202
15 projects: *Provided further*, That the Secretary may waive
16 the provisions of section 202 governing the terms and con-
17 ditions of project rental assistance, except that the initial
18 contract term for such assistance shall not exceed 5 years
19 in duration: *Provided further*, That upon request of the
20 Secretary of Housing and Urban Development, project
21 funds that are held in residual receipts accounts for any
22 project subject to a section 202 project rental assistance
23 contract, and that upon termination of such contract are
24 in excess of an amount to be determined by the Secretary,
25 shall be remitted to the Department and deposited in this

1 account, to be available until September 30, 2022: *Pro-*
2 *vided further*, That amounts deposited in this account pur-
3 suant to the previous proviso may be available, in addition
4 to the amounts otherwise provided by this heading, for
5 amendments and renewals: *Provided further*, That unobli-
6 gated balances, including recaptures and carryover, re-
7 maining from funds transferred to or appropriated under
8 this heading shall be available for amendments and renew-
9 als notwithstanding the purposes for which such funds
10 originally were appropriated.

11 HOUSING FOR PERSONS WITH DISABILITIES

12 For amendments to capital advance contracts for
13 supportive housing for persons with disabilities, as author-
14 ized by section 811 of the Cranston-Gonzalez National Af-
15 fordable Housing Act (42 U.S.C. 8013), as amended, and
16 for project rental assistance for supportive housing for
17 persons with disabilities under section 811(d)(2) of such
18 Act and for project assistance contracts pursuant to sec-
19 tion 202(h) of the Housing Act of 1959 (Public Law 86-
20 372; 73 Stat. 667), including amendments to contracts for
21 such assistance and renewal of expiring contracts for such
22 assistance for up to a 1-year term, for project rental as-
23 sistance to State housing finance agencies and other ap-
24 propriate entities as authorized under section 811(b)(3)
25 of the Cranston-Gonzalez National Housing Act, and for

1 supportive services associated with the housing for persons
2 with disabilities as authorized by section 811(b)(1) of such
3 Act, \$154,000,000, to remain available until September
4 30, 2022: *Provided*, That amounts made available under
5 this heading shall be available for Real Estate Assessment
6 Center inspections and inspection-related activities associ-
7 ated with section 811 projects: *Provided further*, That, in
8 this fiscal year, upon the request of the Secretary of Hous-
9 ing and Urban Development, project funds that are held
10 in residual receipts accounts for any project subject to a
11 section 811 project rental assistance contract and that
12 upon termination of such contract are in excess of an
13 amount to be determined by the Secretary shall be remit-
14 ted to the Department and deposited in this account, to
15 be available until September 30, 2022: *Provided further*,
16 That amounts deposited in this account pursuant to the
17 previous proviso shall be available in addition to the
18 amounts otherwise provided by this heading for amend-
19 ments and renewals: *Provided further*, That unobligated
20 balances, including recaptures and carryover, remaining
21 from funds transferred to or appropriated under this
22 heading shall be used for amendments and renewals not-
23 withstanding the purposes for which such funds originally
24 were appropriated.

1 HOUSING COUNSELING ASSISTANCE

2 For contracts, grants, and other assistance excluding
3 loans, as authorized under section 106 of the Housing and
4 Urban Development Act of 1968, as amended,
5 \$55,000,000, to remain available until September 30,
6 2020, including up to \$4,500,000 for administrative con-
7 tract services: *Provided*, That grants made available from
8 amounts provided under this heading shall be awarded
9 within 180 days of enactment of this Act: *Provided further*,
10 That funds shall be used for providing counseling and ad-
11 vice to tenants and homeowners, both current and pro-
12 spective, with respect to property maintenance, financial
13 management or literacy, and such other matters as may
14 be appropriate to assist them in improving their housing
15 conditions, meeting their financial needs, and fulfilling the
16 responsibilities of tenancy or homeownership; for program
17 administration; and for housing counselor training: *Pro-*
18 *vided further*, That for purposes of providing such grants
19 from amounts provided under this heading, the Secretary
20 may enter into multiyear agreements, as appropriate, sub-
21 ject to the availability of annual appropriations.

22 RENTAL HOUSING ASSISTANCE

23 For amendments to contracts under section 101 of
24 the Housing and Urban Development Act of 1965 (12
25 U.S.C. 1701s) and section 236(f)(2) of the National

1 Housing Act (12 U.S.C. 1715z-1) in State-aided, non-
2 insured rental housing projects, \$5,000,000, to remain
3 available until expended: *Provided*, That such amount, to-
4 gether with unobligated balances from recaptured
5 amounts appropriated prior to fiscal year 2006 from ter-
6 minated contracts under such sections of law, and any un-
7 obligated balances, including recaptures and carryover, re-
8 maining from funds appropriated under this heading after
9 fiscal year 2005, shall also be available for extensions of
10 up to one year for expiring contracts under such sections
11 of law.

12 PAYMENT TO MANUFACTURED HOUSING FEES TRUST

13 FUND

14 For necessary expenses as authorized by the National
15 Manufactured Housing Construction and Safety Stand-
16 ards Act of 1974 (42 U.S.C. 5401 et seq.), up to
17 \$12,000,000, to remain available until expended, of which
18 \$12,000,000 is to be derived from the Manufactured
19 Housing Fees Trust Fund: *Provided*, That not to exceed
20 the total amount appropriated under this heading shall be
21 available from the general fund of the Treasury to the ex-
22 tent necessary to incur obligations and make expenditures
23 pending the receipt of collections to the Fund pursuant
24 to section 620 of such Act: *Provided further*, That the
25 amount made available under this heading from the gen-

1 eral fund shall be reduced as such collections are received
2 during fiscal year 2019 so as to result in a final fiscal
3 year 2019 appropriation from the general fund estimated
4 at zero, and fees pursuant to such section 620 shall be
5 modified as necessary to ensure such a final fiscal year
6 2019 appropriation: *Provided further*, That for the dispute
7 resolution and installation programs, the Secretary of
8 Housing and Urban Development may assess and collect
9 fees from any program participant: *Provided further*, That
10 such collections shall be deposited into the Fund, and the
11 Secretary, as provided herein, may use such collections,
12 as well as fees collected under section 620, for necessary
13 expenses of such Act: *Provided further*, That, notwith-
14 standing the requirements of section 620 of such Act, the
15 Secretary may carry out responsibilities of the Secretary
16 under such Act through the use of approved service pro-
17 viders that are paid directly by the recipients of their serv-
18 ices.

19 FEDERAL HOUSING ADMINISTRATION

20 MUTUAL MORTGAGE INSURANCE PROGRAM ACCOUNT

21 New commitments to guarantee single family loans
22 insured under the Mutual Mortgage Insurance Fund shall
23 not exceed \$400,000,000,000, to remain available until
24 September 30, 2020: *Provided*, That during fiscal year
25 2019, obligations to make direct loans to carry out the

1 purposes of section 204(g) of the National Housing Act,
2 as amended, shall not exceed \$1,000,000: *Provided fur-*
3 *ther*, That the foregoing amount in the previous proviso
4 shall be for loans to nonprofit and governmental entities
5 in connection with sales of single family real properties
6 owned by the Secretary and formerly insured under the
7 Mutual Mortgage Insurance Fund: *Provided further*, That
8 for administrative contract expenses of the Federal Hous-
9 ing Administration, \$130,000,000, to remain available
10 until September 30, 2020: *Provided further*, That to the
11 extent guaranteed loan commitments exceed
12 \$200,000,000,000 on or before April 1, 2019, an addi-
13 tional \$1,400 for administrative contract expenses shall be
14 available for each \$1,000,000 in additional guaranteed
15 loan commitments (including a pro rata amount for any
16 amount below \$1,000,000), but in no case shall funds
17 made available by this proviso exceed \$30,000,000: *Pro-*
18 *vided further*, That during fiscal year 2019 the Secretary
19 may insure and enter into new commitments to insure
20 mortgages under section 255 of the National Housing Act
21 only to the extent that the net credit subsidy cost for such
22 insurance does not exceed zero.

23 GENERAL AND SPECIAL RISK PROGRAM ACCOUNT

24 New commitments to guarantee loans insured under
25 the General and Special Risk Insurance Funds, as author-

1 ized by sections 238 and 519 of the National Housing Act
2 (12 U.S.C. 1715z-3 and 1735c), shall not exceed
3 \$30,000,000,000 in total loan principal, any part of which
4 is to be guaranteed, to remain available until September
5 30, 2020: *Provided*, That during fiscal year 2019, gross
6 obligations for the principal amount of direct loans, as au-
7 thorized by sections 204(g), 207(l), 238, and 519(a) of
8 the National Housing Act, shall not exceed \$1,000,000,
9 which shall be for loans to nonprofit and governmental en-
10 tities in connection with the sale of single family real prop-
11 erties owned by the Secretary and formerly insured under
12 such Act.

13 GOVERNMENT NATIONAL MORTGAGE ASSOCIATION
14 GUARANTEES OF MORTGAGE-BACKED SECURITIES LOAN
15 GUARANTEE PROGRAM ACCOUNT

16 New commitments to issue guarantees to carry out
17 the purposes of section 306 of the National Housing Act,
18 as amended (12 U.S.C. 1721(g)), shall not exceed
19 \$550,000,000,000, to remain available until September
20 30, 2020: *Provided*, That \$24,400,000 shall be available
21 for necessary salaries and expenses of the Office of Gov-
22 ernment National Mortgage Association: *Provided further*,
23 That to the extent that guaranteed loan commitments ex-
24 ceed \$155,000,000,000 on or before April 1, 2019, an ad-
25 ditional \$100 for necessary salaries and expenses shall be

1 available until expended for each \$1,000,000 in additional
2 guaranteed loan commitments (including a pro rata
3 amount for any amount below \$1,000,000), but in no case
4 shall funds made available by this proviso exceed
5 \$3,000,000: *Provided further*, That receipts from Commit-
6 ment and Multiclass fees collected pursuant to title III of
7 the National Housing Act, as amended, shall be credited
8 as offsetting collections to this account.

9 POLICY DEVELOPMENT AND RESEARCH

10 RESEARCH AND TECHNOLOGY

11 For contracts, grants, and necessary expenses of pro-
12 grams of research and studies relating to housing and
13 urban problems, not otherwise provided for, as authorized
14 by title V of the Housing and Urban Development Act
15 of 1970 (12 U.S.C. 1701z-1 et seq.), including carrying
16 out the functions of the Secretary of Housing and Urban
17 Development under section 1(a)(1)(i) of Reorganization
18 Plan No. 2 of 1968, and for technical assistance,
19 \$92,000,000, to remain available until September 30,
20 2020: *Provided*, That with respect to amounts made avail-
21 able under this heading, notwithstanding section 203 of
22 this title, the Secretary may enter into cooperative agree-
23 ments funded with philanthropic entities, other Federal
24 agencies, State or local governments and their agencies,
25 or colleges or universities for research projects: *Provided*

1 *further*, That with respect to the previous proviso, such
2 partners to the cooperative agreements must contribute at
3 least a 50 percent match toward the cost of the project:
4 *Provided further*, That for non-competitive agreements en-
5 tered into in accordance with the previous two provisos,
6 the Secretary of Housing and Urban Development shall
7 comply with section 2(b) of the Federal Funding Account-
8 ability and Transparency Act of 2006 (Public Law 109–
9 282, 31 U.S.C. note) in lieu of compliance with section
10 102(a)(4)(C) with respect to documentation of award deci-
11 sions: *Provided further*, That prior to obligation of tech-
12 nical assistance funding, the Secretary shall submit a
13 plan, for approval, to the House and Senate Committees
14 on Appropriations on how it will allocate funding for this
15 activity: *Provided further*, That none of the funds provided
16 under this heading may be available for the doctoral dis-
17 sertation research grant program.

18 FAIR HOUSING AND EQUAL OPPORTUNITY

19 FAIR HOUSING ACTIVITIES

20 For contracts, grants, and other assistance, not oth-
21 erwise provided for, as authorized by title VIII of the Civil
22 Rights Act of 1968, as amended by the Fair Housing
23 Amendments Act of 1988, and section 561 of the Housing
24 and Community Development Act of 1987, as amended,
25 \$65,300,000, to remain available until September 30,

1 2020: *Provided*, That notwithstanding 31 U.S.C. 3302,
2 the Secretary may assess and collect fees to cover the costs
3 of the Fair Housing Training Academy, and may use such
4 funds to develop on-line courses and provide such training:
5 *Provided further*, That no funds made available under this
6 heading shall be used to lobby the executive or legislative
7 branches of the Federal Government in connection with
8 a specific contract, grant, or loan: *Provided further*, That
9 of the funds made available under this heading, \$300,000
10 shall be available to the Secretary of Housing and Urban
11 Development for the creation and promotion of translated
12 materials and other programs that support the assistance
13 of persons with limited English proficiency in utilizing the
14 services provided by the Department of Housing and
15 Urban Development.

16 OFFICE OF LEAD HAZARD CONTROL AND HEALTHY
17 HOMES
18 LEAD HAZARD REDUCTION

19 For the Lead Hazard Reduction Program, as author-
20 ized by section 1011 of the Residential Lead-Based Paint
21 Hazard Reduction Act of 1992, \$230,000,000, to remain
22 available until September 30, 2020, of which \$45,000,000
23 shall be for the Healthy Homes Initiative, pursuant to sec-
24 tions 501 and 502 of the Housing and Urban Develop-
25 ment Act of 1970, that shall include research, studies,

1 testing, and demonstration efforts, including education
2 and outreach concerning lead-based paint poisoning and
3 other housing-related diseases and hazards: *Provided*,
4 That for purposes of environmental review, pursuant to
5 the National Environmental Policy Act of 1969 (42 U.S.C.
6 4321 et seq.) and other provisions of the law that further
7 the purposes of such Act, a grant under the Healthy
8 Homes Initiative, or the Lead Technical Studies program
9 under this heading or under prior appropriations Acts for
10 such purposes under this heading, shall be considered to
11 be funds for a special project for purposes of section
12 305(e) of the Multifamily Housing Property Disposition
13 Reform Act of 1994: *Provided further*, That not less than
14 \$95,000,000 of the amounts made available under this
15 heading for the award of grants pursuant to section 1011
16 of the Residential Lead-Based Paint Hazard Reduction
17 Act of 1992 shall be provided to areas with the highest
18 lead-based paint abatement needs: *Provided further*, That
19 each recipient of funds provided under the previous pro-
20 viso shall contribute an amount not less than 25 percent
21 of the total: *Provided further*, That each applicant shall
22 certify adequate capacity that is acceptable to the Sec-
23 retary to carry out the proposed use of funds pursuant
24 to a notice of funding availability: *Provided further*, That
25 amounts made available under this heading in this or prior

1 appropriations Acts, and that still remain available, may
2 be used for any purpose under this heading notwith-
3 standing the purpose for which such amounts were appro-
4 priated if a program competition is undersubscribed and
5 there are other program competitions under this heading
6 that are oversubscribed.

7 INFORMATION TECHNOLOGY FUND

8 For the development, modernization, and enhance-
9 ment of, modifications to, and infrastructure for Depart-
10 ment-wide and program-specific information technology
11 systems, for the continuing operation and maintenance of
12 both Department-wide and program-specific information
13 systems, and for program-related maintenance activities,
14 \$265,000,000 to remain available until September 30,
15 2020: *Provided*, That any amounts transferred to this
16 Fund under this Act shall remain available until expended:
17 *Provided further*, That any amounts transferred to this
18 Fund from amounts appropriated by previously enacted
19 appropriations Acts may be used for the purposes specified
20 under this Fund, in addition to any other information
21 technology purposes for which such amounts were appro-
22 priated: *Provided further*, That not more than 10 percent
23 of the funds made available under this heading for devel-
24 opment, modernization and enhancement may be obligated
25 until the Secretary submits to the House and Senate Com-

1 mittees on Appropriations, for approval, a plan for ex-
2 penditure that—(A) identifies for each modernization
3 project: (i) the functional and performance capabilities to
4 be delivered and the mission benefits to be realized, (ii)
5 the estimated life-cycle cost, and (iii) key milestones to
6 be met; and (B) demonstrates that each modernization
7 project is: (i) compliant with the Department’s enterprise
8 architecture, (ii) being managed in accordance with appli-
9 cable life-cycle management policies and guidance, (iii)
10 subject to the Department’s capital planning and invest-
11 ment control requirements, and (iv) supported by an ade-
12 quately staffed project office.

13 OFFICE OF INSPECTOR GENERAL

14 For necessary salaries and expenses of the Office of
15 Inspector General in carrying out the Inspector General
16 Act of 1978, as amended, \$128,082,000: *Provided*, That
17 the Inspector General shall have independent authority
18 over all personnel issues within this office.

19 GENERAL PROVISIONS—DEPARTMENT OF HOUSING AND
20 URBAN DEVELOPMENT

21 (INCLUDING TRANSFER OF FUNDS)

22 (INCLUDING RESCISSION)

23 SEC. 201. Fifty percent of the amounts of budget au-
24 thority, or in lieu thereof 50 percent of the cash amounts
25 associated with such budget authority, that are recaptured

1 from projects described in section 1012(a) of the Stewart
2 B. McKinney Homeless Assistance Amendments Act of
3 1988 (42 U.S.C. 1437f note) shall be rescinded or in the
4 case of cash, shall be remitted to the Treasury, and such
5 amounts of budget authority or cash recaptured and not
6 rescinded or remitted to the Treasury shall be used by
7 State housing finance agencies or local governments or
8 local housing agencies with projects approved by the Sec-
9 retary of Housing and Urban Development for which set-
10 tlement occurred after January 1, 1992, in accordance
11 with such section. Notwithstanding the previous sentence,
12 the Secretary may award up to 15 percent of the budget
13 authority or cash recaptured and not rescinded or remitted
14 to the Treasury to provide project owners with incentives
15 to refinance their project at a lower interest rate.

16 SEC. 202. None of the amounts made available under
17 this Act may be used during fiscal year 2019 to investigate
18 or prosecute under the Fair Housing Act any otherwise
19 lawful activity engaged in by one or more persons, includ-
20 ing the filing or maintaining of a nonfrivolous legal action,
21 that is engaged in solely for the purpose of achieving or
22 preventing action by a Government official or entity, or
23 a court of competent jurisdiction.

24 SEC. 203. Except as explicitly provided in law, any
25 grant, cooperative agreement or other assistance made

1 pursuant to title II of this Act shall be made on a competi-
2 tive basis and in accordance with section 102 of the De-
3 partment of Housing and Urban Development Reform Act
4 of 1989 (42 U.S.C. 3545).

5 SEC. 204. Funds of the Department of Housing and
6 Urban Development subject to the Government Corpora-
7 tion Control Act or section 402 of the Housing Act of
8 1950 shall be available, without regard to the limitations
9 on administrative expenses, for legal services on a contract
10 or fee basis, and for utilizing and making payment for
11 services and facilities of the Federal National Mortgage
12 Association, Government National Mortgage Association,
13 Federal Home Loan Mortgage Corporation, Federal Fi-
14 nancing Bank, Federal Reserve banks or any member
15 thereof, Federal Home Loan banks, and any insured bank
16 within the meaning of the Federal Deposit Insurance Cor-
17 poration Act, as amended (12 U.S.C. 1811-1).

18 SEC. 205. Unless otherwise provided for in this Act
19 or through a reprogramming of funds, no part of any ap-
20 propriation for the Department of Housing and Urban
21 Development shall be available for any program, project
22 or activity in excess of amounts set forth in the budget
23 estimates submitted to Congress.

24 SEC. 206. Corporations and agencies of the Depart-
25 ment of Housing and Urban Development which are sub-

1 ject to the Government Corporation Control Act are here-
2 by authorized to make such expenditures, within the limits
3 of funds and borrowing authority available to each such
4 corporation or agency and in accordance with law, and to
5 make such contracts and commitments without regard to
6 fiscal year limitations as provided by section 104 of such
7 Act as may be necessary in carrying out the programs set
8 forth in the budget for 2019 for such corporation or agen-
9 cy except as hereinafter provided: *Provided*, That collec-
10 tions of these corporations and agencies may be used for
11 new loan or mortgage purchase commitments only to the
12 extent expressly provided for in this Act (unless such loans
13 are in support of other forms of assistance provided for
14 in this or prior appropriations Acts), except that this pro-
15 viso shall not apply to the mortgage insurance or guaranty
16 operations of these corporations, or where loans or mort-
17 gage purchases are necessary to protect the financial in-
18 terest of the United States Government.

19 SEC. 207. The Secretary of Housing and Urban De-
20 velopment shall provide quarterly reports to the House
21 and Senate Committees on Appropriations regarding all
22 uncommitted, unobligated, recaptured and excess funds in
23 each program and activity within the jurisdiction of the
24 Department and shall submit additional, updated budget
25 information to these Committees upon request.

1 SEC. 208. The President's formal budget request for
2 fiscal year 2020, as well as the Department of Housing
3 and Urban Development's congressional budget justifica-
4 tions to be submitted to the Committees on Appropriations
5 of the House of Representatives and the Senate, shall use
6 the identical account and sub-account structure provided
7 under this Act.

8 SEC. 209. No funds provided under this title may be
9 used for an audit of the Government National Mortgage
10 Association that makes applicable requirements under the
11 Federal Credit Reform Act of 1990 (2 U.S.C. 661 et seq.).

12 SEC. 210. (a) Notwithstanding any other provision
13 of law, subject to the conditions listed under this section,
14 for fiscal years 2019 and 2020, the Secretary of Housing
15 and Urban Development may authorize the transfer of
16 some or all project-based assistance, debt held or insured
17 by the Secretary and statutorily required low-income and
18 very low-income use restrictions if any, associated with one
19 or more multifamily housing project or projects to another
20 multifamily housing project or projects.

21 (b) PHASED TRANSFERS.—Transfers of project-
22 based assistance under this section may be done in phases
23 to accommodate the financing and other requirements re-
24 lated to rehabilitating or constructing the project or
25 projects to which the assistance is transferred, to ensure

1 that such project or projects meet the standards under
2 subsection (c).

3 (c) The transfer authorized in subsection (a) is sub-
4 ject to the following conditions:

5 (1) NUMBER AND BEDROOM SIZE OF UNITS.—

6 (A) For occupied units in the transferring
7 project: The number of low-income and very
8 low-income units and the configuration (i.e.,
9 bedroom size) provided by the transferring
10 project shall be no less than when transferred
11 to the receiving project or projects and the net
12 dollar amount of Federal assistance provided to
13 the transferring project shall remain the same
14 in the receiving project or projects.

15 (B) For unoccupied units in the transfer-
16 ring project: The Secretary may authorize a re-
17 duction in the number of dwelling units in the
18 receiving project or projects to allow for a re-
19 configuration of bedroom sizes to meet current
20 market demands, as determined by the Sec-
21 retary and provided there is no increase in the
22 project-based assistance budget authority.

23 (2) The transferring project shall, as deter-
24 mined by the Secretary, be either physically obsolete
25 or economically nonviable.

1 (3) The receiving project or projects shall meet
2 or exceed applicable physical standards established
3 by the Secretary.

4 (4) The owner or mortgagor of the transferring
5 project shall notify and consult with the tenants re-
6 siding in the transferring project and provide a cer-
7 tification of approval by all appropriate local govern-
8 mental officials.

9 (5) The tenants of the transferring project who
10 remain eligible for assistance to be provided by the
11 receiving project or projects shall not be required to
12 vacate their units in the transferring project or
13 projects until new units in the receiving project are
14 available for occupancy.

15 (6) The Secretary determines that this transfer
16 is in the best interest of the tenants.

17 (7) If either the transferring project or the re-
18 ceiving project or projects meets the condition speci-
19 fied in subsection (d)(2)(A), any lien on the receiv-
20 ing project resulting from additional financing ob-
21 tained by the owner shall be subordinate to any
22 FHA-insured mortgage lien transferred to, or placed
23 on, such project by the Secretary, except that the
24 Secretary may waive this requirement upon deter-
25 mination that such a waiver is necessary to facilitate

1 the financing of acquisition, construction, and/or re-
2 habilitation of the receiving project or projects.

3 (8) If the transferring project meets the re-
4 quirements of subsection (d)(2), the owner or mort-
5 gator of the receiving project or projects shall exe-
6 cute and record either a continuation of the existing
7 use agreement or a new use agreement for the
8 project where, in either case, any use restrictions in
9 such agreement are of no lesser duration than the
10 existing use restrictions.

11 (9) The transfer does not increase the cost (as
12 defined in section 502 of the Congressional Budget
13 Act of 1974, as amended) of any FHA-insured
14 mortgage, except to the extent that appropriations
15 are provided in advance for the amount of any such
16 increased cost.

17 (d) For purposes of this section—

18 (1) the terms “low-income” and “very low-in-
19 come” shall have the meanings provided by the stat-
20 ute and/or regulations governing the program under
21 which the project is insured or assisted;

22 (2) the term “multifamily housing project”
23 means housing that meets one of the following con-
24 ditions—

1 (A) housing that is subject to a mortgage
2 insured under the National Housing Act;

3 (B) housing that has project-based assist-
4 ance attached to the structure including
5 projects undergoing mark to market debt re-
6 structuring under the Multifamily Assisted
7 Housing Reform and Affordability Housing Act;

8 (C) housing that is assisted under section
9 202 of the Housing Act of 1959, as amended
10 by section 801 of the Cranston-Gonzales Na-
11 tional Affordable Housing Act;

12 (D) housing that is assisted under section
13 202 of the Housing Act of 1959, as such sec-
14 tion existed before the enactment of the Cran-
15 ston-Gonzales National Affordable Housing Act;

16 (E) housing that is assisted under section
17 811 of the Cranston-Gonzales National Afford-
18 able Housing Act; or

19 (F) housing or vacant land that is subject
20 to a use agreement;

21 (3) the term “project-based assistance”
22 means—

23 (A) assistance provided under section 8(b)
24 of the United States Housing Act of 1937;

1 (B) assistance for housing constructed or
2 substantially rehabilitated pursuant to assist-
3 ance provided under section 8(b)(2) of such Act
4 (as such section existed immediately before Oc-
5 tober 1, 1983);

6 (C) rent supplement payments under sec-
7 tion 101 of the Housing and Urban Develop-
8 ment Act of 1965;

9 (D) interest reduction payments under sec-
10 tion 236 and/or additional assistance payments
11 under section 236(f)(2) of the National Hous-
12 ing Act;

13 (E) assistance payments made under sec-
14 tion 202(e)(2) of the Housing Act of 1959; and

15 (F) assistance payments made under sec-
16 tion 811(d)(2) of the Cranston-Gonzalez Na-
17 tional Affordable Housing Act;

18 (4) the term “receiving project or projects”
19 means the multifamily housing project or projects to
20 which some or all of the project-based assistance,
21 debt, and statutorily required low-income and very
22 low-income use restrictions are to be transferred;

23 (5) the term “transferring project” means the
24 multifamily housing project which is transferring
25 some or all of the project-based assistance, debt, and

1 the statutorily required low-income and very low-in-
2 come use restrictions to the receiving project or
3 projects; and

4 (6) the term “Secretary” means the Secretary
5 of Housing and Urban Development.

6 (e) RESEARCH REPORT.—The Secretary shall con-
7 duct an evaluation of the transfer authority under this sec-
8 tion, including the effect of such transfers on the oper-
9 ational efficiency, contract rents, physical and financial
10 conditions, and long-term preservation of the affected
11 properties.

12 SEC. 211. (a) No assistance shall be provided under
13 section 8 of the United States Housing Act of 1937 (42
14 U.S.C. 1437f) to any individual who—

15 (1) is enrolled as a student at an institution of
16 higher education (as defined under section 102 of
17 the Higher Education Act of 1965 (20 U.S.C.
18 1002));

19 (2) is under 24 years of age;

20 (3) is not a veteran;

21 (4) is unmarried;

22 (5) does not have a dependent child;

23 (6) is not a person with disabilities, as such
24 term is defined in section 3(b)(3)(E) of the United
25 States Housing Act of 1937 (42 U.S.C.

1 1437a(b)(3)(E)) and was not receiving assistance
2 under such section 8 as of November 30, 2005;

3 (7) is not a youth who left foster care at age
4 14 or older and is at risk of becoming homeless; and

5 (8) is not otherwise individually eligible, or has
6 parents who, individually or jointly, are not eligible,
7 to receive assistance under section 8 of the United
8 States Housing Act of 1937 (42 U.S.C. 1437f).

9 (b) For purposes of determining the eligibility of a
10 person to receive assistance under section 8 of the United
11 States Housing Act of 1937 (42 U.S.C. 1437f), any finan-
12 cial assistance (in excess of amounts received for tuition
13 and any other required fees and charges) that an indi-
14 vidual receives under the Higher Education Act of 1965
15 (20 U.S.C. 1001 et seq.), from private sources, or an insti-
16 tution of higher education (as defined under the Higher
17 Education Act of 1965 (20 U.S.C. 1002)), shall be consid-
18 ered income to that individual, except for a person over
19 the age of 23 with dependent children.

20 SEC. 212. The funds made available for Native Alas-
21 kans under the heading “Native American Housing Block
22 Grants” in title II of this Act shall be allocated to the
23 same Native Alaskan housing block grant recipients that
24 received funds in fiscal year 2005.

1 SEC. 213. Notwithstanding the limitation in the first
2 sentence of section 255(g) of the National Housing Act
3 (12 U.S.C. 1715z-20(g)), the Secretary of Housing and
4 Urban Development may, until September 30, 2019, in-
5 sure and enter into commitments to insure mortgages
6 under such section 255.

7 SEC. 214. Notwithstanding any other provision of
8 law, in fiscal year 2019, in managing and disposing of any
9 multifamily property that is owned or has a mortgage held
10 by the Secretary of Housing and Urban Development, and
11 during the process of foreclosure on any property with a
12 contract for rental assistance payments under section 8
13 of the United States Housing Act of 1937 or other Fed-
14 eral programs, the Secretary shall maintain any rental as-
15 sistance payments under section 8 of the United States
16 Housing Act of 1937 and other programs that are at-
17 tached to any dwelling units in the property. To the extent
18 the Secretary determines, in consultation with the tenants
19 and the local government, that such a multifamily prop-
20 erty owned or held by the Secretary is not feasible for con-
21 tinued rental assistance payments under such section 8
22 or other programs, based on consideration of (1) the costs
23 of rehabilitating and operating the property and all avail-
24 able Federal, State, and local resources, including rent ad-
25 justments under section 524 of the Multifamily Assisted

1 Housing Reform and Affordability Act of 1997
2 (“MAHRAA”) and (2) environmental conditions that can-
3 not be remedied in a cost-effective fashion, the Secretary
4 may, in consultation with the tenants of that property,
5 contract for project-based rental assistance payments with
6 an owner or owners of other existing housing properties,
7 or provide other rental assistance. The Secretary shall also
8 take appropriate steps to ensure that project-based con-
9 tracts remain in effect prior to foreclosure, subject to the
10 exercise of contractual abatement remedies to assist relo-
11 cation of tenants for imminent major threats to health and
12 safety after written notice to and informed consent of the
13 affected tenants and use of other available remedies, such
14 as partial abatements or receivership. After disposition of
15 any multifamily property described under this section, the
16 contract and allowable rent levels on such properties shall
17 be subject to the requirements under section 524 of
18 MAHRAA.

19 SEC. 215. The commitment authority funded by fees
20 as provided under the heading “Community Development
21 Loan Guarantees Program Account” may be used to guar-
22 antee, or make commitments to guarantee, notes, or other
23 obligations issued by any State on behalf of non-entitle-
24 ment communities in the State in accordance with the re-
25 quirements of section 108 of the Housing and Community

1 Development Act of 1974: *Provided*, That any State re-
2 ceiving such a guarantee or commitment shall distribute
3 all funds subject to such guarantee to the units of general
4 local government in non-entitlement areas that received
5 the commitment.

6 SEC. 216. Public housing agencies that own and oper-
7 ate 400 or fewer public housing units may elect to be ex-
8 empt from any asset management requirement imposed by
9 the Secretary of Housing and Urban Development in con-
10 nection with the operating fund rule: *Provided*, That an
11 agency seeking a discontinuance of a reduction of subsidy
12 under the operating fund formula shall not be exempt
13 from asset management requirements.

14 SEC. 217. With respect to the use of amounts pro-
15 vided in this Act and in future Acts for the operation, cap-
16 ital improvement and management of public housing as
17 authorized by sections 9(d) and 9(e) of the United States
18 Housing Act of 1937 (42 U.S.C. 1437g(d) and (e)), the
19 Secretary shall not impose any requirement or guideline
20 relating to asset management that restricts or limits in
21 any way the use of capital funds for central office costs
22 pursuant to section 9(g)(1) or 9(g)(2) of the United States
23 Housing Act of 1937 (42 U.S.C. 1437g(g)(1), (2)): *Pro-*
24 *vided*, That a public housing agency may not use capital
25 funds authorized under section 9(d) for activities that are

1 eligible under section 9(e) for assistance with amounts
2 from the operating fund in excess of the amounts per-
3 mitted under section 9(g)(1) or 9(g)(2).

4 SEC. 218. No official or employee of the Department
5 of Housing and Urban Development shall be designated
6 as an allotment holder unless the Office of the Chief Fi-
7 nancial Officer has determined that such allotment holder
8 has implemented an adequate system of funds control and
9 has received training in funds control procedures and di-
10 rectives. The Chief Financial Officer shall ensure that
11 there is a trained allotment holder for each HUD sub-
12 office under the accounts “Executive Offices” and “Ad-
13 ministrative Support Offices,” as well as each account re-
14 ceiving appropriations for “Program Office Salaries and
15 Expenses”, “Government National Mortgage Associa-
16 tion—Guarantees of Mortgage-Backed Securities Loan
17 Guarantee Program Account”, and “Office of Inspector
18 General” within the Department of Housing and Urban
19 Development.

20 SEC. 219. The Secretary of the Department of Hous-
21 ing and Urban Development shall, for fiscal year 2019,
22 notify the public through the Federal Register and other
23 means, as determined appropriate, of the issuance of a no-
24 tice of the availability of assistance or notice of funding
25 availability (NOFA) for any program or discretionary

1 fund administered by the Secretary that is to be competi-
2 tively awarded. Notwithstanding any other provision of
3 law, for fiscal year 2019, the Secretary may make the
4 NOFA available only on the Internet at the appropriate
5 Government web site or through other electronic media,
6 as determined by the Secretary.

7 SEC. 220. Payment of attorney fees in program-re-
8 lated litigation shall be paid from the individual program
9 office and Office of General Counsel salaries and expenses
10 appropriations. The annual budget submission for the pro-
11 gram offices and the Office of General Counsel shall in-
12 clude any such projected litigation costs for attorney fees
13 as a separate line item request. No funds provided in this
14 title may be used to pay any such litigation costs for attor-
15 ney fees until the Department submits for review a spend-
16 ing plan for such costs to the House and Senate Commit-
17 tees on Appropriations.

18 SEC. 221. The Secretary is authorized to transfer up
19 to 10 percent or \$5,000,000, whichever is less, of funds
20 appropriated for any office under the heading “Adminis-
21 trative Support Offices” or for any account under the gen-
22 eral heading “Program Office Salaries and Expenses” to
23 any other such office or account: *Provided*, That no appro-
24 priation for any such office or account shall be increased
25 or decreased by more than 10 percent or \$5,000,000,

1 whichever is less, without prior written approval of the
2 House and Senate Committees on Appropriations: *Pro-*
3 *vided further*, That the Secretary shall provide notification
4 to such Committees three business days in advance of any
5 such transfers under this section up to 10 percent or
6 \$5,000,000, whichever is less.

7 SEC. 222. (a) Any entity receiving housing assistance
8 payments shall maintain decent, safe, and sanitary condi-
9 tions, as determined by the Secretary of Housing and
10 Urban Development (in this section referred to as the
11 “Secretary”), and comply with any standards under appli-
12 cable State or local laws, rules, ordinances, or regulations
13 relating to the physical condition of any property covered
14 under a housing assistance payment contract.

15 (b) The Secretary shall take action under subsection
16 (c) when a multifamily housing project with a section 8
17 contract or contract for similar project-based assistance—

18 (1) receives a Uniform Physical Condition
19 Standards (UPCS) score of 60 or less; or

20 (2) fails to certify in writing to the Secretary
21 within 3 days that all Exigent Health and Safety de-
22 ficiencies identified by the inspector at the project
23 have been corrected.

24 Such requirements shall apply to insured and noninsured
25 projects with assistance attached to the units under sec-

1 tion 8 of the United States Housing Act of 1937 (42
2 U.S.C. 1437f), but do not apply to such units assisted
3 under section 8(o)(13) (42 U.S.C. 1437f(o)(13)) or to
4 public housing units assisted with capital or operating
5 funds under section 9 of the United States Housing Act
6 of 1937 (42 U.S.C. 1437g).

7 (c)(1) Within 15 days of the issuance of the REAC
8 inspection, the Secretary must provide the owner with a
9 Notice of Default with a specified timetable, determined
10 by the Secretary, for correcting all deficiencies. The Sec-
11 retary must also provide a copy of the Notice of Default
12 to the tenants, the local government, any mortgagees, and
13 any contract administrator. If the owner's appeal results
14 in a UPCS score of 60 or above, the Secretary may with-
15 draw the Notice of Default.

16 (2) At the end of the time period for correcting all
17 deficiencies specified in the Notice of Default, if the owner
18 fails to fully correct such deficiencies, the Secretary may—

19 (A) require immediate replacement of project
20 management with a management agent approved by
21 the Secretary;

22 (B) impose civil money penalties, which shall be
23 used solely for the purpose of supporting safe and
24 sanitary conditions at applicable properties, as des-

1 ignated by the Secretary, with priority given to the
2 tenants of the property affected by the penalty;

3 (C) abate the section 8 contract, including par-
4 tial abatement, as determined by the Secretary, until
5 all deficiencies have been corrected;

6 (D) pursue transfer of the project to an owner,
7 approved by the Secretary under established proce-
8 dures, which will be obligated to promptly make all
9 required repairs and to accept renewal of the assist-
10 ance contract as long as such renewal is offered;

11 (E) transfer the existing section 8 contract to
12 another project or projects and owner or owners;

13 (F) pursue exclusionary sanctions, including
14 suspensions or debarments from Federal programs;

15 (G) seek judicial appointment of a receiver to
16 manage the property and cure all project deficiencies
17 or seek a judicial order of specific performance re-
18 quiring the owner to cure all project deficiencies;

19 (H) work with the owner, lender, or other re-
20 lated party to stabilize the property in an attempt
21 to preserve the property through compliance, trans-
22 fer of ownership, or an infusion of capital provided
23 by a third-party that requires time to effectuate; or

1 (I) take any other regulatory or contractual
2 remedies available as deemed necessary and appro-
3 priate by the Secretary.

4 (d) The Secretary shall also take appropriate steps
5 to ensure that project-based contracts remain in effect,
6 subject to the exercise of contractual abatement remedies
7 to assist relocation of tenants for major threats to health
8 and safety after written notice to the affected tenants. To
9 the extent the Secretary determines, in consultation with
10 the tenants and the local government, that the property
11 is not feasible for continued rental assistance payments
12 under such section 8 or other programs, based on consid-
13 eration of—

14 (1) the costs of rehabilitating and operating the
15 property and all available Federal, State, and local
16 resources, including rent adjustments under section
17 524 of the Multifamily Assisted Housing Reform
18 and Affordability Act of 1997 (“MAHRAA”); and

19 (2) environmental conditions that cannot be
20 remedied in a cost-effective fashion, the Secretary
21 may contract for project-based rental assistance pay-
22 ments with an owner or owners of other existing
23 housing properties, or provide other rental assist-
24 ance.

1 (e) The Secretary shall report quarterly on all prop-
2 erties covered by this section that are assessed through
3 the Real Estate Assessment Center and have UPCS phys-
4 ical inspection scores of less than 60 or have received an
5 unsatisfactory management and occupancy review within
6 the past 36 months. The report shall include—

7 (1) the enforcement actions being taken to ad-
8 dress such conditions, including imposition of civil
9 money penalties and termination of subsidies, and
10 identify properties that have such conditions mul-
11 tiple times;

12 (2) actions that the Department of Housing
13 and Urban Development is taking to protect tenants
14 of such identified properties; and

15 (3) any administrative or legislative rec-
16 ommendations to further improve the living condi-
17 tions at properties covered under a housing assist-
18 ance payment contract.

19 This report shall be due to the Senate and House Commit-
20 tees on Appropriations no later than 30 days after the
21 enactment of this Act, and on the first business day of
22 each Federal fiscal year quarter thereafter while this sec-
23 tion remains in effect.

24 SEC. 223. None of the funds made available by this
25 Act, or any other Act, for purposes authorized under sec-

1 tion 8 (only with respect to the tenant-based rental assist-
2 ance program) and section 9 of the United States Housing
3 Act of 1937 (42 U.S.C. 1437 et seq.), may be used by
4 any public housing agency for any amount of salary, in-
5 cluding bonuses, for the chief executive officer of which,
6 or any other official or employee of which, that exceeds
7 the annual rate of basic pay payable for a position at level
8 IV of the Executive Schedule at any time during any pub-
9 lic housing agency fiscal year 2019.

10 SEC. 224. Notwithstanding section 24(o) of the
11 United States Housing Act of 1937 (42 U.S.C. 1437v(o)),
12 the Secretary of Housing and Urban Development may,
13 until September 30, 2019, obligate any available unobli-
14 gated balances made available under the heading “Choice
15 Neighborhoods Initiative” in this Act or any prior Act.

16 SEC. 225. None of the funds in this Act provided to
17 the Department of Housing and Urban Development may
18 be used to make a grant award unless the Secretary noti-
19 fies the House and Senate Committees on Appropriations
20 not less than 3 full business days before any project,
21 State, locality, housing authority, tribe, nonprofit organi-
22 zation, or other entity selected to receive a grant award
23 is announced by the Department or its offices.

1 SEC. 226. None of the funds made available by this
2 Act may be used to require or enforce the Physical Needs
3 Assessment (PNA).

4 SEC. 227. None of the funds made available in this
5 Act shall be used by the Federal Housing Administration,
6 the Government National Mortgage Administration, or the
7 Department of Housing and Urban Development to in-
8 sure, securitize, or establish a Federal guarantee of any
9 mortgage or mortgage backed security that refinances or
10 otherwise replaces a mortgage that has been subject to
11 eminent domain condemnation or seizure, by a State, mu-
12 nicipality, or any other political subdivision of a State.

13 SEC. 228. None of the funds made available by this
14 Act may be used to terminate the status of a unit of gen-
15 eral local government as a metropolitan city (as defined
16 in section 102 of the Housing and Community Develop-
17 ment Act of 1974 (42 U.S.C. 5302)) with respect to
18 grants under section 106 of such Act (42 U.S.C. 5306).

19 SEC. 229. Amounts made available under this Act
20 which are either appropriated, allocated, advanced on a
21 reimbursable basis, or transferred to the Office of Policy
22 Development and Research in the Department of Housing
23 and Urban Development and functions thereof, for re-
24 search, evaluation, or statistical purposes, and which are
25 unexpended at the time of completion of a contract, grant,

1 or cooperative agreement, may be deobligated and shall
2 immediately become available and may be reobligated in
3 that fiscal year or the subsequent fiscal year for the re-
4 search, evaluation, or statistical purposes for which the
5 amounts are made available to that Office subject to re-
6 programming requirements in section 405 of this Act.

7 SEC. 230. None of the funds provided in this Act or
8 any other act may be used for awards, including perform-
9 ance, special act, or spot, for any employee of the Depart-
10 ment of Housing and Urban Development who has been
11 subject to a final administrative discipline decision in the
12 preceding two years, including suspension from work.

13 SEC. 231. Funds made available in this title under
14 the heading “Homeless Assistance Grants” may be used
15 by the Secretary to participate in Performance Partner-
16 ship Pilots authorized under section 526 of division H of
17 Public Law 113–76, section 524 of division G of Public
18 Law 113–235, section 525 of division H of Public Law
19 114–113, and such authorities as are enacted for Perform-
20 ance Partnership Pilots in an appropriations Act for fiscal
21 years 2018 and 2019: *Provided*, That such participation
22 shall be limited to no more than 10 continuums of care
23 and housing activities to improve outcomes for discon-
24 nected youth.

1 SEC. 232. With respect to grant amounts awarded
2 under the heading “Homeless Assistance Grants” for fis-
3 cal years 2016, 2017, 2018, and 2019 for the continuum
4 of care (CoC) program as authorized under subtitle C of
5 title IV of the McKinney-Vento Homeless Assistance Act,
6 costs paid by program income of grant recipients may
7 count toward meeting the recipient’s matching require-
8 ments, provided the costs are eligible CoC costs that sup-
9 plement the recipient’s CoC program.

10 SEC. 233. (a) From amounts made available under
11 this title under the heading “Homeless Assistance
12 Grants”, the Secretary may award 1-year transition
13 grants to recipients of funds for activities under subtitle
14 C of the McKinney-Vento Homeless Assistance Act (42
15 U.S.C. 11381 et seq.) to transition from one Continuum
16 of Care program component to another.

17 (b) No more than 50 percent of each transition grant
18 may be used for costs of eligible activities of the program
19 component originally funded.

20 (c) Transition grants made under this section are eli-
21 gible for renewal in subsequent fiscal years for the eligible
22 activities of the new program component.

23 (d) In order to be eligible to receive a transition
24 grant, the funding recipient must have the consent of the

1 Continuum of Care and meet standards determined by the
2 Secretary.

3 SEC. 234. None of the funds made available by this
4 Act may be used by the Department of Housing and
5 Urban Development to direct a grantee to undertake spe-
6 cific changes to existing zoning laws as part of carrying
7 out the final rule entitled “Affirmatively Furthering Fair
8 Housing” (80 Fed. Reg. 42272 (July 16, 2015)) or the
9 notice entitled “Affirmatively Furthering Fair Housing
10 Assessment Tool” (79 Fed. Reg. 57949 (September 26,
11 2014)).

12 SEC. 235. Section 218(g) of the Cranston-Gonzalez
13 National Affordable Housing Act (42 U.S.C. 12748(g))
14 shall not apply with respect to the right of a jurisdiction
15 to draw funds from its HOME Investment Trust Fund
16 that otherwise expired or would expire in 2016, 2017,
17 2018, 2019, 2020, or 2021 under that section. Section
18 231(b) of such Act (42 U.S.C. 12771(b)) shall not apply
19 to any uninvested funds that otherwise were deducted or
20 would be deducted from the line of credit in the partici-
21 pating jurisdiction’s HOME Investment Trust Fund in
22 2018, 2019, 2020, or 2021 under that section.

23 SEC. 236. None of the funds made available under
24 this Act may be used to interfere with State and local in-
25 spections of public housing dwelling units.

1 SEC. 237. Amounts made available in title II of divi-
2 sion K of the Consolidated Appropriations Resolution,
3 2003 (Public Law 108-7) under the heading “Indian
4 Housing Loan Guarantee Fund Program Account” for
5 necessary expenses of the Land Title Report Commission
6 are rescinded.

7 SEC. 238. (a) AUTHORITY.—The Secretary of Hous-
8 ing and Urban Development (in this section referred to
9 as the “Secretary”) may carry out a mobility demonstra-
10 tion program to enable public housing agencies to admin-
11 ister housing choice voucher assistance under section 8(o)
12 of the United States Housing Act of 1937 (42 U.S.C.
13 1437f(o)) in a manner designed to encourage families re-
14 ceiving such voucher assistance to move to lower-poverty
15 areas and expand access to opportunity areas.

16 (b) SELECTION OF PHAS.—

17 (1) REQUIREMENTS.—The Secretary shall es-
18 tablish requirements for public housing agencies to
19 participate in the demonstration program under this
20 section, which shall provide that the following public
21 housing agencies may participate:

22 (A) Public housing agencies that to-
23 gether—

24 (i) serve areas with high concentra-
25 tions of holders of rental assistance vouch-

1 ers under section 8(o) of the United States
2 Housing Act of 1937 (42 U.S.C. 1437f(o))
3 in poor, low-opportunity neighborhoods;
4 and

5 (ii) have an adequate number of mod-
6 erately priced rental units in higher-oppor-
7 tunity areas.

8 (B) Planned consortia or partial consortia
9 of public housing agencies that—

10 (i) include at least one agency with a
11 high-performing Family Self-Sufficiency
12 (FSS) program; and

13 (ii) will enable participating families
14 to continue in such program if they relo-
15 cate to the jurisdiction served by any other
16 agency of the consortium.

17 (C) Planned consortia or partial consortia
18 of public housing agencies that—

19 (i) serve jurisdictions within a single
20 region;

21 (ii) include one or more small agen-
22 cies; and

23 (iii) will consolidate mobility focused
24 operations.

1 (D) Such other public housing agencies as
2 the Secretary considers appropriate.

3 (2) SELECTION CRITERIA.—The Secretary shall
4 establish competitive selection criteria for public
5 housing agencies eligible under paragraph (1) to
6 participate in the demonstration program under this
7 section.

8 (3) RANDOM SELECTION OF FAMILIES.—The
9 Secretary may require participating agencies to use
10 a randomized selection process to select among the
11 families eligible to receive mobility assistance under
12 the demonstration program.

13 (c) REGIONAL HOUSING MOBILITY PLAN.—The Sec-
14 retary shall require each public housing agency applying
15 to participate in the demonstration program under this
16 section to submit a Regional Housing Mobility Plan (in
17 this section referred to as a “Plan”), which shall—

18 (1) identify the public housing agencies that
19 will participate under the Plan and the number of
20 vouchers each participating agency will make avail-
21 able out of their existing programs in connection
22 with the demonstration;

23 (2) identify any community-based organizations,
24 nonprofit organizations, businesses, and other enti-
25 ties that will participate under the Plan and describe

1 the commitments for such participation made by
2 each such entity;

3 (3) identify any waivers or alternative require-
4 ments requested for the execution of the Plan;

5 (4) identify any specific actions that the public
6 housing agencies and other entities will undertake to
7 accomplish the goals of the demonstration, which
8 shall include a comprehensive approach to enable a
9 successful transition to opportunity areas and may
10 include counseling and continued support for fami-
11 lies;

12 (5) specify the criteria that the public housing
13 agencies would use to identify opportunity areas
14 under the plan;

15 (6) provide for establishment of priority and
16 preferences for participating families, including a
17 preference for families with young children, as such
18 term is defined by the Secretary, based on regional
19 housing needs and priorities; and

20 (7) comply with any other requirements estab-
21 lished by the Secretary.

22 (d) FUNDING FOR MOBILITY-RELATED SERVICES.—

23 (1) USE OF ADMINISTRATIVE FEES.—Public
24 housing agencies participating in the demonstration
25 program under this section may use administrative

1 fees under section 8(q) of the United States Housing
2 Act of 1937 (42 U.S.C. 1437f(q)), their administra-
3 tive fee reserves, and funding from private entities
4 to provide mobility-related services in connection
5 with the demonstration program, including services
6 such as counseling, portability coordination, landlord
7 outreach, security deposits, and administrative ac-
8 tivities associated with establishing and operating re-
9 gional mobility programs.

10 (2) USE OF HOUSING ASSISTANCE FUNDS.—

11 Public housing agencies participating in the dem-
12 onstration under this section may use housing as-
13 sistance payments funds under section 8(o) of the
14 United States Housing Act of 1937 (42 U.S.C.
15 1437f(o)) for security deposits if necessary to enable
16 families to lease units with vouchers in designated
17 opportunity areas.

18 (e) WAIVERS; ALTERNATIVE REQUIREMENTS.—

19 (1) WAIVERS.—To allow for public housing
20 agencies to implement and administer their Regional
21 Housing Mobility Plans, the Secretary may waive or
22 specify alternative requirements for the following
23 provisions of the United States Housing Act of
24 1937:

1 (A) Sections 8(o)(7)(A) and 8(o)(13)(E)(i)
2 (relating to the term of a lease and mobility re-
3 quirements).

4 (B) Section 8(o)(13)(C)(i) (relating to the
5 public housing plan for an agency).

6 (C) Section 8(r)(2) (relating to the respon-
7 sibility of a public housing agency to administer
8 ported assistance).

9 (2) ALTERNATIVE REQUIREMENTS.—The Sec-
10 retary shall provide additional authority for public
11 housing agencies in a selected region to form a con-
12 sortium that has a single housing choice voucher
13 funding contract, or to enter into a partial consor-
14 tium to operate all or portions of the Regional Hous-
15 ing Mobility Plan, including agencies participating in
16 the Moving To Work Demonstration program.

17 (3) EFFECTIVE DATE.—Any waiver or alter-
18 native requirements pursuant to this subsection shall
19 not take effect before the expiration of the 10-day
20 period beginning upon publication of notice of such
21 waiver or alternative requirement in the Federal
22 Register.

23 (f) IMPLEMENTATION.—The Secretary may imple-
24 ment the demonstration, including its terms, procedures,
25 requirements, and conditions, by notice.

1 (g) EVALUATION.—Not later than five years after im-
2 plementation of the regional housing mobility programs
3 under the demonstration program under this section, the
4 Secretary shall submit to the Congress and publish in the
5 Federal Register a report evaluating the effectiveness of
6 the strategies pursued under the demonstration, subject
7 to the availability of funding to conduct the evaluation.
8 Through official websites and other methods, the Sec-
9 retary shall disseminate interim findings as they become
10 available, and shall, if promising strategies are identified,
11 notify the Congress of the amount of funds that would
12 be required to expand the testing of these strategies in
13 additional types of public housing agencies and housing
14 markets.

15 SEC. 239. Section 221 of the Department of Housing
16 and Urban Development Appropriations Act, 2015 (42
17 U.S.C. 1437f-1; Public Law 113-235; 128 Stat 2754) is
18 repealed.

19 This title may be cited as the “Department of Hous-
20 ing and Urban Development Appropriations Act, 2019”.

1 TITLE III
2 RELATED AGENCIES
3 ACCESS BOARD
4 SALARIES AND EXPENSES

5 For expenses necessary for the Access Board, as au-
6 thorized by section 502 of the Rehabilitation Act of 1973,
7 as amended, \$8,400,000: *Provided*, That, notwithstanding
8 any other provision of law, there may be credited to this
9 appropriation funds received for publications and training
10 expenses.

11 FEDERAL MARITIME COMMISSION
12 SALARIES AND EXPENSES

13 For necessary expenses of the Federal Maritime
14 Commission as authorized by section 201(d) of the Mer-
15 chant Marine Act, 1936, as amended (46 U.S.C. 307), in-
16 cluding services as authorized by 5 U.S.C. 3109; hire of
17 passenger motor vehicles as authorized by 31 U.S.C.
18 1343(b); and uniforms or allowances therefore, as author-
19 ized by 5 U.S.C. 5901–5902, \$27,490,000: *Provided*, That
20 not to exceed \$2,000 shall be available for official recep-
21 tion and representation expenses.

1 NATIONAL RAILROAD PASSENGER CORPORATION
2 OFFICE OF INSPECTOR GENERAL
3 SALARIES AND EXPENSES

4 For necessary expenses of the Office of Inspector
5 General for the National Railroad Passenger Corporation
6 to carry out the provisions of the Inspector General Act
7 of 1978, as amended, \$23,274,000: *Provided*, That the In-
8 spector General shall have all necessary authority, in car-
9 rying out the duties specified in the Inspector General Act,
10 as amended (5 U.S.C. App. 3), to investigate allegations
11 of fraud, including false statements to the government (18
12 U.S.C. 1001), by any person or entity that is subject to
13 regulation by the National Railroad Passenger Corpora-
14 tion: *Provided further*, That the Inspector General may
15 enter into contracts and other arrangements for audits,
16 studies, analyses, and other services with public agencies
17 and with private persons, subject to the applicable laws
18 and regulations that govern the obtaining of such services
19 within the National Railroad Passenger Corporation: *Pro-*
20 *vided further*, That the Inspector General may select, ap-
21 point, and employ such officers and employees as may be
22 necessary for carrying out the functions, powers, and du-
23 ties of the Office of Inspector General, subject to the appli-
24 cable laws and regulations that govern such selections, ap-
25 pointments, and employment within the Corporation: *Pro-*

1 *vided further*, That concurrent with the President's budget
2 request for fiscal year 2020, the Inspector General shall
3 submit to the House and Senate Committees on Appro-
4 priations a budget request for fiscal year 2020 in similar
5 format and substance to those submitted by executive
6 agencies of the Federal Government.

7 NATIONAL TRANSPORTATION SAFETY BOARD

8 SALARIES AND EXPENSES

9 For necessary expenses of the National Transpor-
10 tation Safety Board, including hire of passenger motor ve-
11 hicles and aircraft; services as authorized by 5 U.S.C.
12 3109, but at rates for individuals not to exceed the per
13 diem rate equivalent to the rate for a GS-15; uniforms,
14 or allowances therefor, as authorized by law (5 U.S.C.
15 5901-5902), \$110,400,000, of which not to exceed \$2,000
16 may be used for official reception and representation ex-
17 penses. The amounts made available to the National
18 Transportation Safety Board in this Act include amounts
19 necessary to make lease payments on an obligation in-
20 curred in fiscal year 2001 for a capital lease.

21 NEIGHBORHOOD REINVESTMENT CORPORATION

22 PAYMENT TO THE NEIGHBORHOOD REINVESTMENT
23 CORPORATION

24 For payment to the Neighborhood Reinvestment Cor-
25 poration for use in neighborhood reinvestment activities,

1 as authorized by the Neighborhood Reinvestment Corpora-
2 tion Act (42 U.S.C. 8101–8107), \$150,000,000, of which
3 \$5,000,000 shall be for a multi-family rental housing pro-
4 gram.

5 SURFACE TRANSPORTATION BOARD

6 SALARIES AND EXPENSES

7 For necessary expenses of the Surface Transpor-
8 tation Board, including services authorized by 5 U.S.C.
9 3109, \$37,100,000: *Provided*, That notwithstanding any
10 other provision of law, not to exceed \$1,250,000 from fees
11 established by the Chairman of the Surface Transpor-
12 tation Board shall be credited to this appropriation as off-
13 setting collections and used for necessary and authorized
14 expenses under this heading: *Provided further*, That the
15 sum herein appropriated from the general fund shall be
16 reduced on a dollar-for-dollar basis as such offsetting col-
17 lections are received during fiscal year 2019, to result in
18 a final appropriation from the general fund estimated at
19 no more than \$35,850,000.

20 UNITED STATES INTERAGENCY COUNCIL ON

21 HOMELESSNESS

22 OPERATING EXPENSES

23 For necessary expenses (including payment of sala-
24 ries, authorized travel, hire of passenger motor vehicles,
25 the rental of conference rooms, and the employment of ex-

1 perts and consultants under section 3109 of title 5, United
2 States Code) of the United States Interagency Council on
3 Homelessness in carrying out the functions pursuant to
4 title II of the McKinney-Vento Homeless Assistance Act,
5 as amended, \$3,600,000.

1 TITLE IV
2 GENERAL PROVISIONS—THIS ACT
3 (INCLUDING RESCISSIONS)

4 SEC. 401. None of the funds in this Act shall be used
5 for the planning or execution of any program to pay the
6 expenses of, or otherwise compensate, non-Federal parties
7 intervening in regulatory or adjudicatory proceedings
8 funded in this Act.

9 SEC. 402. None of the funds appropriated in this Act
10 shall remain available for obligation beyond the current
11 fiscal year, nor may any be transferred to other appropria-
12 tions, unless expressly so provided herein.

13 SEC. 403. The expenditure of any appropriation
14 under this Act for any consulting service through a pro-
15 curement contract pursuant to section 3109 of title 5,
16 United States Code, shall be limited to those contracts
17 where such expenditures are a matter of public record and
18 available for public inspection, except where otherwise pro-
19 vided under existing law, or under existing Executive order
20 issued pursuant to existing law.

21 SEC. 404. (a) None of the funds made available in
22 this Act may be obligated or expended for any employee
23 training that—

1 (1) does not meet identified needs for knowl-
2 edge, skills, and abilities bearing directly upon the
3 performance of official duties;

4 (2) contains elements likely to induce high lev-
5 els of emotional response or psychological stress in
6 some participants;

7 (3) does not require prior employee notification
8 of the content and methods to be used in the train-
9 ing and written end of course evaluation;

10 (4) contains any methods or content associated
11 with religious or quasi-religious belief systems or
12 “new age” belief systems as defined in Equal Em-
13 ployment Opportunity Commission Notice N-
14 915.022, dated September 2, 1988; or

15 (5) is offensive to, or designed to change, par-
16 ticipants’ personal values or lifestyle outside the
17 workplace.

18 (b) Nothing in this section shall prohibit, restrict, or
19 otherwise preclude an agency from conducting training
20 bearing directly upon the performance of official duties.

21 SEC. 405. Except as otherwise provided in this Act,
22 none of the funds provided in this Act, provided by pre-
23 vious appropriations Acts to the agencies or entities fund-
24 ed in this Act that remain available for obligation or ex-
25 penditure in fiscal year 2019, or provided from any ac-

1 counts in the Treasury derived by the collection of fees
2 and available to the agencies funded by this Act, shall be
3 available for obligation or expenditure through a re-
4 programming of funds that—

5 (1) creates a new program;

6 (2) eliminates a program, project, or activity;

7 (3) increases funds or personnel for any pro-
8 gram, project, or activity for which funds have been
9 denied or restricted by the Congress;

10 (4) proposes to use funds directed for a specific
11 activity by either the House or Senate Committees
12 on Appropriations for a different purpose;

13 (5) augments existing programs, projects, or ac-
14 tivities in excess of \$5,000,000 or 10 percent, which-
15 ever is less;

16 (6) reduces existing programs, projects, or ac-
17 tivities by \$5,000,000 or 10 percent, whichever is
18 less; or

19 (7) creates, reorganizes, or restructures a
20 branch, division, office, bureau, board, commission,
21 agency, administration, or department different from
22 the budget justifications submitted to the Commit-
23 tees on Appropriations or the table accompanying
24 the explanatory statement accompanying this Act,
25 whichever is more detailed, unless prior approval is

1 received from the House and Senate Committees on
2 Appropriations: *Provided*, That not later than 60
3 days after the date of enactment of this Act, each
4 agency funded by this Act shall submit a report to
5 the Committees on Appropriations of the Senate and
6 of the House of Representatives to establish the
7 baseline for application of reprogramming and trans-
8 fer authorities for the current fiscal year: *Provided*
9 *further*, That the report shall include—

10 (A) a table for each appropriation with a
11 separate column to display the prior year en-
12 acted level, the President's budget request, ad-
13 justments made by Congress, adjustments due
14 to enacted rescissions, if appropriate, and the
15 fiscal year enacted level;

16 (B) a delineation in the table for each ap-
17 propriation and its respective prior year enacted
18 level by object class and program, project, and
19 activity as detailed in the budget appendix for
20 the respective appropriation; and

21 (C) an identification of items of special
22 congressional interest.

23 SEC. 406. Except as otherwise specifically provided
24 by law, not to exceed 50 percent of unobligated balances
25 remaining available at the end of fiscal year 2019 from

1 appropriations made available for salaries and expenses
2 for fiscal year 2019 in this Act, shall remain available
3 through September 30, 2020, for each such account for
4 the purposes authorized: *Provided*, That a request shall
5 be submitted to the House and Senate Committees on Ap-
6 propriations for approval prior to the expenditure of such
7 funds: *Provided further*, That these requests shall be made
8 in compliance with reprogramming guidelines under sec-
9 tion 405 of this Act.

10 SEC. 407. No funds in this Act may be used to sup-
11 port any Federal, State, or local projects that seek to use
12 the power of eminent domain, unless eminent domain is
13 employed only for a public use: *Provided*, That for pur-
14 poses of this section, public use shall not be construed to
15 include economic development that primarily benefits pri-
16 vate entities: *Provided further*, That any use of funds for
17 mass transit, railroad, airport, seaport or highway
18 projects, as well as utility projects which benefit or serve
19 the general public (including energy-related, communica-
20 tion-related, water-related and wastewater-related infra-
21 structure), other structures designated for use by the gen-
22 eral public or which have other common-carrier or public-
23 utility functions that serve the general public and are sub-
24 ject to regulation and oversight by the government, and
25 projects for the removal of an immediate threat to public

1 health and safety or brownfields as defined in the Small
2 Business Liability Relief and Brownfields Revitalization
3 Act (Public Law 107–118) shall be considered a public
4 use for purposes of eminent domain.

5 SEC. 408. None of the funds made available in this
6 Act may be transferred to any department, agency, or in-
7 strumentality of the United States Government, except
8 pursuant to a transfer made by, or transfer authority pro-
9 vided in, this Act or any other appropriations Act.

10 SEC. 409. No part of any appropriation contained in
11 this Act shall be available to pay the salary for any person
12 filling a position, other than a temporary position, for-
13 merly held by an employee who has left to enter the Armed
14 Forces of the United States and has satisfactorily com-
15 pleted his or her period of active military or naval service,
16 and has within 90 days after his or her release from such
17 service or from hospitalization continuing after discharge
18 for a period of not more than 1 year, made application
19 for restoration to his or her former position and has been
20 certified by the Office of Personnel Management as still
21 qualified to perform the duties of his or her former posi-
22 tion and has not been restored thereto.

23 SEC. 410. No funds appropriated pursuant to this
24 Act may be expended by an entity unless the entity agrees
25 that in expending the assistance the entity will comply

1 with sections 2 through 4 of the Act of March 3, 1933
2 (41 U.S.C. 8301–8305, popularly known as the “Buy
3 American Act”).

4 SEC. 411. No funds appropriated or otherwise made
5 available under this Act shall be made available to any
6 person or entity that has been convicted of violating the
7 Buy American Act (41 U.S.C. 8301–8305).

8 SEC. 412. None of the funds made available in this
9 Act may be used for first-class airline accommodations in
10 contravention of sections 301–10.122 and 301–10.123 of
11 title 41, Code of Federal Regulations.

12 SEC. 413. (a) None of the funds made available by
13 this Act may be used to approve a new foreign air carrier
14 permit under sections 41301 through 41305 of title 49,
15 United States Code, or exemption application under sec-
16 tion 40109 of that title of an air carrier already holding
17 an air operators certificate issued by a country that is
18 party to the U.S.-E.U.-Iceland-Norway Air Transport
19 Agreement where such approval would contravene United
20 States law or Article 17 bis of the U.S.-E.U.-Iceland-Nor-
21 way Air Transport Agreement.

22 (b) Nothing in this section shall prohibit, restrict or
23 otherwise preclude the Secretary of Transportation from
24 granting a foreign air carrier permit or an exemption to
25 such an air carrier where such authorization is consistent

1 with the U.S.-E.U.-Iceland-Norway Air Transport Agree-
2 ment and United States law.

3 SEC. 414. None of the funds made available in this
4 Act may be used to send or otherwise pay for the attend-
5 ance of more than 50 employees of a single agency or de-
6 partment of the United States Government, who are sta-
7 tioned in the United States, at any single international
8 conference unless the relevant Secretary reports to the
9 House and Senate Committees on Appropriations at least
10 5 days in advance that such attendance is important to
11 the national interest: *Provided*, That for purposes of this
12 section the term “international conference” shall mean a
13 conference occurring outside of the United States attended
14 by representatives of the United States Government and
15 of foreign governments, international organizations, or
16 nongovernmental organizations.

17 SEC. 415. None of the funds appropriated or other-
18 wise made available under this Act may be used by the
19 Surface Transportation Board to charge or collect any fil-
20 ing fee for rate or practice complaints filed with the Board
21 in an amount in excess of the amount authorized for dis-
22 trict court civil suit filing fees under section 1914 of title
23 28, United States Code.

24 SEC. 416. (a) None of the funds made available in
25 this Act may be used to maintain or establish a computer

1 network unless such network blocks the viewing,
2 downloading, and exchanging of pornography.

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

7 SEC. 417. (a) None of the funds made available in
8 this Act may be used to deny an Inspector General funded
9 under this Act timely access to any records, documents,
10 or other materials available to the department or agency
11 over which that Inspector General has responsibilities
12 under the Inspector General Act of 1978 (5 U.S.C. App.),
13 or to prevent or impede that Inspector General's access
14 to such records, documents, or other materials, under any
15 provision of law, except a provision of law that expressly
16 refers to the Inspector General and expressly limits the
17 Inspector General's right of access.

18 (b) A department or agency covered by this section
19 shall provide its Inspector General with access to all such
20 records, documents, and other materials in a timely man-
21 ner.

22 (c) Each Inspector General shall ensure compliance
23 with statutory limitations on disclosure relevant to the in-
24 formation provided by the establishment over which that

1 Inspector General has responsibilities under the Inspector
2 General Act of 1978 (5 U.S.C. App.).

3 (d) Each Inspector General covered by this section
4 shall report to the Committees on Appropriations of the
5 House of Representatives and the Senate within 5 cal-
6 endar days any failures to comply with this requirement.

7 SPENDING REDUCTION ACCOUNT

8 SEC. 418. \$0.

9 This Act may be cited as the “Transportation, Housing
10 and Urban Development, and Related Agencies Appro-
11 priations Act, 2019”.

[FULL COMMITTEE PRINT]

Union Calendar No. _____

115TH CONGRESS
2^D Session

H. R. _____

[Report No. _- _]

A BILL

Making appropriations for the Department of Transportation, and Housing and Urban Development, and related agencies for the fiscal year ending September 30, 2019, and for other purposes.

_____, 2008

Committed to the Committee of the Whole House on the State of the Union and ordered to be printed