

## HR 6157

Department of Defense and Labor, Health and Human Services, and Education Appropriations Act, 2019 and Continuing Appropriations Act, 2019

**Congress:** 115 (2017–2019, Ended)

**Chamber:** House

**Policy Area:** Economics and Public Finance

**Introduced:** Jun 20, 2018

**Current Status:** Became Public Law No: 115-245.

**Latest Action:** Became Public Law No: 115-245. (Sep 28, 2018)

**Law:** 115-245 (Enacted Sep 28, 2018)

**Official Text:** <https://www.congress.gov/bill/115th-congress/house-bill/6157>

### Sponsor

**Name:** Rep. Granger, Kay [R-TX-12]

**Party:** Republican • **State:** TX • **Chamber:** House

### Cosponsors

No cosponsors are listed for this bill.

### Committee Activity

Committee	Chamber	Activity	Date
Appropriations Committee	Senate	Hearings By (subcommittee)	May 17, 2018
Appropriations Committee	House	Reported Original Measure	Jun 20, 2018

### Subjects & Policy Tags

#### Policy Area:

Economics and Public Finance

### Related Bills

Bill	Relationship	Last Action
115 HRES 1077	Related bill	Sep 26, 2018: Motion to reconsider laid on the table Agreed to without objection.
115 SCONRES 47	Related bill	Sep 26, 2018: Motion to reconsider laid on the table Agreed to without objection.
115 HR 6470	Related bill	Jul 23, 2018: Placed on the Union Calendar, Calendar No. 667.
115 S 3207	Related bill	Jul 12, 2018: Read twice and referred to the Committee on Health, Education, Labor, and Pensions.
115 S 3158	Related bill	Jun 28, 2018: Placed on Senate Legislative Calendar under General Orders. Calendar No. 497.
115 S 3159	Related bill	Jun 28, 2018: Placed on Senate Legislative Calendar under General Orders. Calendar No. 498.
115 HRES 964	Related bill	Jun 27, 2018: Motion to reconsider laid on the table Agreed to without objection.
115 HRES 961	Related bill	Jun 26, 2018: Motion to reconsider laid on the table Agreed to without objection.
115 HR 2976	Related bill	Jun 21, 2017: Referred to the House Committee on Education and the Workforce.

## **Highlights:**

This bill provides FY2019 appropriations and continuing appropriations for several federal agencies.

The bill includes 2 of the 12 FY2019 appropriations bills:

- the Department of Defense Appropriations Act, 2019; and
- the Departments of Labor, Health and Human Services, and Education, and Related Agencies Appropriations Act, 2019.

The bill also provides FY2019 continuing appropriations through December 7, 2018, for agencies that have not been funded when FY2019 begins on October 1, 2018. This is known as a continuing resolution (CR) and prevents a partial government shutdown that would otherwise occur if any of the FY2019 appropriations bills have not been enacted by October 1.

The CR funds most projects and activities at the FY2018 levels with several exceptions that provide funding flexibility and additional appropriations to various programs. It also extends several programs that are scheduled to expire at the end of FY2018.

## **Full Summary:**

### **Department of Defense and Labor, Health and Human Services, and Education Appropriations Act, 2019 and Continuing Appropriations Act, 2019**

(Sec. 3) Provides that references to "this Act" included in any division of this bill refer only to the provisions of that division unless the bill expressly provides otherwise.

(Sec. 4) Specifies that this bill provides appropriations for FY2019.

#### **DIVISION A--DEPARTMENT OF DEFENSE APPROPRIATIONS ACT, 2019**

##### *Department of Defense Appropriations Act, 2019*

This division provides FY2019 appropriations to the Department of Defense (DOD) for military activities.

It does not include funding for military construction, military family housing, civil works projects of the Army Corps of Engineers, and nuclear warheads, which are all considered in other appropriations bills.

The division includes additional Overseas Contingency Operations (OCO)/ Global War on Terrorism funding for several DOD accounts. OCO funding is not subject to discretionary spending limits and other budget enforcement procedures.

#### **TITLE I--MILITARY PERSONNEL**

Provides appropriations for active-duty and reserve personnel in the Army, Navy, Marine Corps, and Air Force (the military departments), and for National Guard personnel in the Army and Air Force.

#### **TITLE II--OPERATION AND MAINTENANCE**

Provides appropriations for Operation and Maintenance (O&M) for the military departments, other DOD agencies, the Reserve Components, and the Army and Air National Guard.

Provides appropriations for:

- the U.S. Court of Appeals for the Armed Forces;
- Environmental Restoration for the military departments, DOD agencies, and at Formerly Used Defense Sites;
- Overseas Humanitarian, Disaster, and Civic Aid;
- the Cooperative Threat Reduction Account; and
- the Department of Defense Acquisition Workforce Development Fund.

## TITLE III--PROCUREMENT

Provides appropriations for Procurement by the military departments, including:

- Aircraft;
- Missiles;
- Weapons and Tracked Combat Vehicles;
- Ammunition;
- Spacecraft, Rockets, and Related Equipment;
- Shipbuilding and Conversion by the Navy;
- Defense-Wide Procurement;
- National Guard and Reserve Equipment; and
- Defense Production Act Purchases.

## TITLE IV--RESEARCH, DEVELOPMENT, TEST AND EVALUATION

Provides appropriations for Research, Development, Test, and Evaluation (RDT&E) by the military departments and defense agencies.

Provides appropriations for Operational Test and Evaluation.

## TITLE V--REVOLVING AND MANAGEMENT FUNDS

Provides appropriations for the Defense Working Capital Funds.

## TITLE VI--OTHER DEPARTMENT OF DEFENSE PROGRAMS

Provides appropriations for other DOD programs, including:

- the Defense Health Program,
- Chemical Agents and Munitions Destruction,
- Drug Interdiction and Counter-Drug Activities, and
- the Office of the Inspector General.

## TITLE VII--RELATED AGENCIES

Provides appropriations for: (1) the Central Intelligence Agency Retirement and Disability System Fund, and (2) the Intelligence Community Management Account.

## TITLE VIII--GENERAL PROVISIONS

(Sec. 8001) Prohibits funds provided by this division from being used for publicity or propaganda purposes not authorized by Congress.

(Sec. 8002) Exempts DOD from laws prohibiting the compensation or employment of foreign nationals and specifies conditions that must be met for the exemption.

(Sec. 8003) Prohibits funds provided by this division from remaining available for obligation beyond the current fiscal year unless this division expressly provides otherwise.

(Sec. 8004) Limits the obligation of certain funds provided by this division during the last two months of the fiscal year. Includes exceptions for obligations for the support of active duty training of reserve components or summer camp training of the Reserve Officers' Training Corps.

(Sec. 8005) Specifies authorities and restrictions for transferring specified funds provided by this division for other military functions.

(Sec. 8006) Requires tables included in the explanatory statement accompanying this division to be treated as if they were included in the text of this division.

(Sec. 8007) Requires DOD to submit a report to Congress to establish the baseline for the application of reprogramming and transfer authorities for FY2019. Prohibits funds provided by this division from being reprogrammed or transferred until the report is provided or DOD certifies to Congress that the reprogramming or transfer is necessary as an emergency requirement. Includes exceptions for: (1) the Environmental Restoration accounts, and (2) Drug Interdiction and Counter-drug activities.

(Sec. 8008) Prohibits cash balances in DOD Working Capital Funds from exceeding the level necessary for cash disbursements to be made from the funds. Sets forth requirements and limitations for transfers of balances in the funds to specified accounts.

(Sec. 8009) Prohibits funds provided by this division from being used to initiate a special access program without notifying Congress in advance.

(Sec. 8010) Establishes authorities, restrictions, and requirements for using funds provided by this division to initiate or terminate certain multiyear procurement contracts.

(Sec. 8011) Appropriates O&M funds for the costs of humanitarian and civic assistance provided in conjunction with military operations.

(Sec. 8012) Prohibits DOD from managing civilian personnel on the basis of any end-strength or subjecting civilian personnel to any end-strength limitations.

(Sec. 8013) Prohibits funds provided by this division from being used to directly or indirectly influence congressional action on legislation or appropriation matters pending before Congress.

(Sec. 8014) Prohibits compensation from being paid to any member of the Army participating as a full-time student and receiving benefits paid by the Department of Veterans Affairs from the DOD Education Benefits Fund if the time spent as a student is counted toward the member's service commitment. Applies the restriction only to active components of the

Army and exempts members that have reenlisted with this option prior to October 1, 1987.

(Sec. 8015) Permits funds appropriated in title III of this division for the DOD Pilot Mentor-Protege Program to be transferred to any other account contained in this division to implement a developmental assistance agreement under the program.

(Sec. 8016) Prohibits DOD from purchasing certain anchor and mooring chains unless they are manufactured in the United States. Permits a waiver if adequate domestic supplies are not available to meet DOD requirements on a timely basis, and DOD certifies to Congress that the acquisition must be made for national security purposes.

(Sec. 8017) Prohibits funds provided by this division from being used to support the procurement of malt beverages and wine with nonappropriated funds for resale on a military installation located in the United States unless the beverages are procured within the state in which the installation is located and specified conditions are met.

(Sec. 8018) Prohibits DOD funds from being used to demilitarize or dispose of certain small firearms or small arms ammunition, or ammunition components that are not otherwise prohibited from commercial sale under federal law, unless the Army has certified that the small arms, ammunition, or components are unserviceable or unsafe for further use.

(Sec. 8019) Limits funding for a single relocation of any DOD entity into or within the National Capital Region. Permits DOD to waive the limitation by certifying to Congress that a relocation is required in the best interest of the government.

(Sec. 8020) Provides specified funds for incentive payments for federal contracts involving contractors, subcontractors, or suppliers that are Indian organizations or Indian-owned economic enterprises.

(Sec. 8021) Prohibits funds provided by this division for the Defense Media Activity from being used for national or international political or psychological activities.

(Sec. 8022) Permits DOD to incur obligations of up to \$350 million for military compensation, construction projects, and supplies and services in anticipation of contributions from the government of Kuwait.

(Sec. 8023) Provides appropriations from Air Force accounts to the Civil Air Patrol Corporation, including from:

- O&M--Air Force to support Civil Air Patrol Corporation O&M, readiness, counter-drug activities, and drug demand reduction activities involving youth programs;
- Aircraft Procurement--Air Force; and
- Other Procurement--Air Force.

Specifies that the Air Force should waive reimbursement for funds used by the Civil Air Patrol for counter-drug activities in support of federal, state, and local government agencies.

(Sec. 8024) Prohibits funds provided by this division from being used to establish a new DOD federally-funded research and development center (FFRDC). Limits compensation for consultants and members of certain entities of a defense FFRDC.

Prohibits a defense FFRDC from using FY2019 DOD funds for new building construction, cost-sharing payments for projects funded by government grants, absorption of contract overruns, or certain charitable contributions.

Limits the staff years that may be funded for FFRDCs from FY2019 funds and requires DOD to submit a report on the allocation of staff years with the FY2020 budget request.

Reduces the total amount appropriated by this division for FFRDCs, with exceptions for the National Intelligence Program and the Military Intelligence Program.

(Sec. 8025) Prohibits DOD from using funds provided by this division to procure carbon, alloy, or armor steel plating not melted and rolled in the United States or Canada. Permits DOD to waive the prohibition if adequate domestic supplies are not available and an acquisition is necessary for national security purposes.

(Sec. 8026) Specifies that "congressional defense committees" includes the Senate and House Armed Services Committees and Appropriations Subcommittees on Defense.

(Sec. 8027) Permits DOD to acquire the modification, depot maintenance, and repair of aircraft, vehicles, and vessels; and production of components and other defense-related articles through competition between DOD depot maintenance activities and private firms.

(Sec. 8028) Revokes blanket waivers of the Buy American Act if DOD determines that a country has violated the terms of a specified reciprocal defense procurement memorandum of understanding by discriminating against products that are produced in the United States and covered by the agreement.

(Sec. 8029) Permits funds in the Department of Defense Overseas Military Facility Investment Recovery Account to remain available until expended.

(Sec. 8030) Permits the Air Force to convey to Indian tribes located in Nevada, Idaho, North Dakota, South Dakota, Montana, Oregon, Minnesota, and Washington relocatable military housing units currently located at Grand Forks, Malmstrom, Mountain Home, Ellsworth, and Minot Air Force Bases that are excess to the needs of the Air Force. Requires the Operation Walking Shield Program to resolve any housing unit conflicts arising among requests of Indian tribes for these conveyances.

(Sec. 8031) Permits O&M appropriations to be used to purchase items with an investment unit cost of not more than \$250,000.

(Sec. 8032) Prohibits funds provided by this division from being used to: (1) disestablish or prepare to disestablish a Senior Reserve Officers' Training Corps (SROTC) program in accordance with specified DOD instructions; or (2) close, downgrade from host to extension center, or place on probation a SROTC program in accordance with a specified Army information paper.

(Sec. 8033) Permits specified Navy O&M funds to be used for the Asia Pacific Regional Initiative Program for enabling the Pacific Command to execute theater security cooperation activities such as humanitarian assistance and the payments of the costs of training and exercising with foreign security forces.

(Sec. 8034) Requires DOD to issue regulations to: (1) prohibit the sale of tobacco or tobacco-related products in military resale outlets in the United States, its territories, and possessions at a price below the most competitive price in the local community; and (2) require the prices in overseas military retail outlets to be within the range of prices established for military retail systems stores in the United States.

(Sec. 8035) Prohibits the use of DOD Working Capital Funds to purchase specified investment items. Specifies requirements for the FY2020 DOD budget request.

(Sec. 8036) Prohibits funds provided for the Central Intelligence Agency (CIA) from remaining available for obligation

beyond the current fiscal year, except for funds provided for the Reserve for Contingencies, the CIA Central Services Working Capital Fund, advanced research and development acquisition, agent operations, and covert action programs authorized by the President.

(Sec. 8037) Requires specified Defense-Wide O&M funds to be used for activities and assistance related to the mitigation of environmental impacts on Indian lands resulting from DOD activities.

(Sec. 8038) Requires DOD to comply with the Buy American Act.

(Sec. 8039) Prohibits funds provided by this division from being used to: (1) establish a field operating agency, or (2) pay a member of the Armed Forces or civilian employee transferred or reassigned from a headquarters activity if the member or employee's place of duty remains at the location of headquarters. Specifies exceptions and permits waivers that will reduce personnel or financial requirements of the department.

(Sec. 8040) Prohibits funds provided by this division from being used to convert a function performed by DOD civilian employees to performance by a contractor unless specific requirements are met.

(Sec. 8041) Rescinds specified funds provided by prior appropriations bills for Procurement, Shipbuilding and Conversion, and RDT&E.

(Sec. 8042) Prohibits funds provided by this division from being used to reduce authorized positions for military technicians (dual status) of the Army National Guard, Air National Guard, Army Reserve, and Air Force Reserve unless the reductions are a direct result of a reduction in military force structure.

(Sec. 8043) Prohibits funds provided by this division from being used for assistance to North Korea unless the funds are specifically appropriated for that purpose.

(Sec. 8044) Permits O&M funds provided by this division to be used to reimburse the National Guard and Reserve for providing intelligence or counterintelligence support to the combatant commands, defense agencies, and joint intelligence activities.

(Sec. 8045) Prohibits the transfer of DOD or CIA drug interdiction or counter-drug activity funds to any other department or agency except as specifically provided in an appropriations law.

(Sec. 8046) Prohibits funds provided by this division from being used to procure ball and roller bearings other than those produced by a domestic source and of domestic origin. Permits DOD to waive the prohibition if adequate domestic supplies are not available and an acquisition is necessary for national security. Includes an exception for the purchase of commercial items and specifies that the restriction applies to ball or roller bearings purchased as end items.

(Sec. 8047) Requires specified appropriations for the Working Capital Fund--Army account to be used to maintain competitive rates at the arsenals.

(Sec. 8048) Appropriates funds to DOD for grants to the United Service Organizations and the Red Cross.

(Sec. 8049) Prohibits funds provided by this division from being used to purchase any supercomputer not manufactured in the United States unless it is unavailable from U.S. manufacturers and is necessary for national security.

(Sec. 8050) Requires the Small Business Innovation Research program and the Small Business Technology Transfer program set-asides to be taken proportionally from all programs, projects, or activities that contribute to the extramural

budget.

(Sec. 8051) Prohibits funds in this division from being used for contractor bonuses being paid due to a business restructuring.

(Sec. 8052) Permits the transfer of specified O&M funds to pay military personnel for support and services for eligible organizations and activities outside DOD.

(Sec. 8053) Permits DOD to dispose of negative unliquidated or unexpended balances for expired or closed accounts by charging an obligation to a current account for the same purpose as the expired or closed account.

(Sec. 8054) Permits the National Guard to allow the use of equipment of the National Guard Distance Learning Project by any person or entity on a space-available, reimbursable basis.

(Sec. 8055) Requires specified O&M funds to be used for continued implementation and expansion of the Sexual Assault Special Victims' Counsel Program.

(Sec. 8056) Prohibits the use of funds provided in title IV of this division to procure end-items for delivery to military forces for operational training, operational use, or inventory requirements. Includes exceptions and permits a waiver for national security purposes.

(Sec. 8057) Permits DOD to waive limitations on the procurement of defense items from a foreign country if: (1) the limitations would invalidate cooperative programs or reciprocal trade agreements, and (2) the country does not discriminate against the same or similar items produced in the United States for that country. Provides exceptions.

(Sec. 8058) Prohibits funds provided by this division or other DOD appropriations bills from being used for repairs or maintenance for military family housing units.

(Sec. 8059) Permits the transfer of specified Navy O&M funds to the John C. Stennis Center for Public Service Training and Development Trust Fund.

(Sec. 8060) Requires DOD to submit a report to Congress before obligating specified RDT&E funds appropriated by this division for any new start advanced concept technology demonstration project or joint capability demonstration project. Permits DOD to waive the restriction by certifying to Congress that it is in the national interest.

(Sec. 8061) Requires DOD to continue to provide a classified quarterly report to Congress on matters specified in the classified annex accompanying this division.

(Sec. 8062) Permits a Reserve who is a member of the National Guard serving on full-time duty to support ground-based elements of the National Ballistic Missile Defense System.

(Sec. 8063) Prohibits funds provided by this division from being used to transfer specified armor-piercing ammunition to any nongovernmental entity, except for demilitarization purposes.

(Sec. 8064) Permits the National Guard to waive payment for leases of personal property for not more than a year to certain youth, social, charitable, or fraternal nonprofit organizations.

(Sec. 8065) Provides for the transfer of specified Army O&M funds to other activities of the federal government for classified purposes. Permits DOD to enter into and carry out contracts for the acquisition of real property, construction,

personal services, and operations related to projects carrying out the purposes of this section.

(Sec. 8066) Prohibits funds from being used to make specified modifications to the budget and appropriations process for the National Intelligence Program.

(Sec. 8067) Provides appropriations to remain available until expended for grants for the construction and furnishing of additional Fisher Houses to meet the needs of military family members confronted with the illness or hospitalization of an eligible military beneficiary.

(Sec. 8068) Prohibits DOD funds from being used to modify command and control relationships to give Fleet Forces Command operational and administrative control of U.S. Navy forces assigned to the Pacific fleet. Provides that command and control relationships that existed on October 1, 2004, shall remain in effect until a written modification has been proposed to congressional appropriations committees.

Specifies that the proposed modification: (1) may be implemented 30 days after the committees are notified unless an objection is received from the committees, and (2) may not preclude the ability of the commander of the U.S. Pacific Command to meet operational requirements.

(Sec. 8069) Specifies that certain congressional notifications regarding rapid acquisition and deployment procedures must be submitted concurrently to the congressional defense appropriations subcommittees, in addition to the congressional armed services and appropriations committees.

(Sec. 8070) Provides specified Procurement and RDT&E funds for the Israeli Cooperative Programs. Specifies funding for the Iron Dome defense system for countering short-range rocket threats, the Short Range Ballistic Missile Defense program, and related programs.

(Sec. 8071) Permits specified Shipbuilding and Conversion--Navy funds to remain available through FY2019 to fund prior year shipbuilding cost increases. Requires the funds to be transferred to specified accounts.

(Sec. 8072) Deems funds provided by this division for intelligence activities to be authorized by Congress during FY2019 until the enactment of the Intelligence Authorization Act for FY2019.

(Sec. 8073) Prohibits funds appropriated by this division from being used for a reprogramming of funds that creates or initiates a new program, project, or activity unless it must be undertaken immediately for national security and Congress is notified in advance.

(Sec. 8074) Requires the President's budget to include separate budget justification documents for costs of the Armed Forces' participation in contingency operations for the Military Personnel, O&M, Procurement, and RDT&E accounts.

(Sec. 8075) Prohibits funds provided by this division from being used for research, development, test, evaluation, procurement, or deployment of nuclear armed interceptors of a missile defense system.

(Sec. 8076) Rescinds specified funds from the Foreign Currency Fluctuations--Defense account.

(Sec. 8077) Permits DOD to use specified funds for the rapid acquisition and deployment of supplies and associated support services pursuant to the Bob Stump National Defense Authorization Act for Fiscal Year 2003.

(Sec. 8078) Prohibits funds provided by this division from being used to reduce or disestablish the operation of the 53rd Weather Reconnaissance Squadron of the Air Force Reserve if the action would reduce the WC-130 Weather

Reconnaissance mission below the levels funded in this division. Permits the squadron to perform other missions in support of national defense requirements during the non-hurricane season.

(Sec. 8079) Prohibits funds provided by this division from being used for integrating foreign intelligence information unless the information has been lawfully collected and processed during authorized foreign intelligence activities.

Requires information pertaining to U.S. persons to be handled in accordance with the Fourth Amendment of the U.S. Constitution as implemented through Executive Order No. 12333 (United States Intelligence Activities).

(Sec. 8080) Prohibits funds provided by this division from being used to transfer research and development, acquisition, or other program authority related to current tactical unmanned aerial vehicles from the Army.

Requires the Army to retain responsibility for and operational control of the MQ-1C Gray Eagle Unmanned Aerial Vehicle.

(Sec. 8081) Prohibits funds appropriated by this division for programs of the Office of the Director of National Intelligence (ODNI) from being obligated beyond the current fiscal year except for research and technology funds, which remain available through FY2020.

(Sec. 8082) Provides for the adjustment of obligations within the Shipbuilding and Conversion--Navy appropriation.

(Sec. 8083) Requires the ODNI to submit a report to Congress establishing the baseline for application of reprogramming and transfer authorities for FY2019. Prohibits funds provided by this division for the National Intelligence Program from being transferred or reprogrammed until the report is submitted unless the action is necessary for an emergency.

(Sec. 8084) Prohibits funds provided by this bill from being used to eliminate, restructure, realign, or make disproportionate personnel reductions at Army Contracting Command--New Jersey sites without notifying Congress in advance.

(Sec. 8085) Requires transfers of funds for support to friendly countries in connection with the conduct of operations in which the United States is not participating to be made in accordance with sections 8005 or 9002 of this division, which specify procedures and requirements for transferring funds.

(Sec. 8086) Requires transfers of funds from the Department of Defense Acquisition Workforce Development Fund to a military department or defense agency to be covered by and subject to sections 8005 or 9002 of this division, which specify procedures and requirements for transferring funds.

(Sec. 8087) Prohibits certain funds provided by this division from being used to support any military training or operation that includes child soldiers unless the assistance is permitted by the Child Soldiers Prevention Act of 2008.

(Sec. 8088) Specifies restrictions and requirements for reprogramming or transferring funds provided to the National Intelligence Program.

(Sec. 8089) Directs the ODNI to submit annually to Congress a future-years intelligence program reflecting estimated expenditures and proposed appropriations included in the President's budget.

(Sec. 8090) Specifies committees included in "congressional intelligence committees" for the purposes of this division.

(Sec. 8091) Permits specified O&M funds provided in title II of this division to be transferred by the military department concerned to its central fund established for Fisher Houses and Suites.

(Sec. 8092) Prohibits funds provided by this division from being used for making remittances to the Defense Acquisition Workforce Development Fund.

(Sec. 8093) Requires agencies receiving funds in this division to post reports required to be submitted to Congress on the public website of the agency if it serves the national interest. Provides exceptions for national security or proprietary information.

(Sec. 8094) Prohibits funds provided by this division from being used for federal contracts in excess of \$1 million unless the contractor meets specific requirements regarding the resolution of claims under title VII of the Civil Rights Act of 1964 (discrimination based on race, color, religion, sex, or national origin). Allows DOD to waive the requirements to avoid harm to national security.

(Sec. 8095) Makes specified funds provided by this division for the Defense Health Program available to be transferred to the Joint Department of Defense-Department of Veterans Affairs Medical Facility Demonstration Fund for operations of the integrated Captain James A. Lovell Federal Health Care Center and supporting facilities.

(Sec. 8096) Prohibits funds provided by this division from being used to: (1) provide certain missile defense information to the Russian Federation, subject to an exception for information regarding ballistic missile early warning; or (2) integrate a missile defense system of the Russian Federation or a missile defense system of the People's Republic of China into any missile defense system of the United States.

(Sec. 8097) Permits DOD funds to be used to purchase armored vehicles for the physical security of personnel or force protection and limits the cost per vehicle.

(Sec. 8098) Permits the ODNI to transfer specified funds provided by this division for the National Intelligence Program with the approval of the Office of Management and Budget, subject to certain requirements and restrictions.

(Sec. 8099) Prohibits funds from being used to transfer or release certain individuals detained at U.S. Naval Station, Guantanamo Bay, Cuba (Guantanamo) who are not U.S. citizens or members of the Armed Forces into the United States, its territories, or possessions.

(Sec. 8100) Prohibits funds from being used to construct, acquire, or modify any U.S. facility (other than the facility at Guantanamo Bay, Cuba) to house certain individuals detained at Guantanamo who are not U.S. citizens or members of the Armed Forces.

(Sec. 8101) Prohibits funds provided by this division from being used to transfer individuals detained at Guantanamo to a country of origin or other foreign country or entity unless DOD makes certain certifications.

(Sec. 8102) Prohibits funds provided by this division from being used to violate the Wars Powers Resolution.

(Sec. 8103) Prohibits funds from being used to enter into specified agreements and transactions with Russian arms supplier Rosoboronexport. Permits DOD to waive the restriction if specific conditions are met.

(Sec. 8104) Prohibits funds provided by this division from being used for the purchase or manufacture of U.S. flags unless they are treated as covered items under Buy American requirements.

(Sec. 8105) Requires DOD to submit specified reports to Congress detailing the submission of records during the previous six months to databases accessible to the National Instant Criminal Background Check System.

(Sec. 8106) Permits funds provided by this division to be used to provide ex gratia payments to local military commanders for damage, personal injury, or death that is incident to combat operations of the Armed Forces in a foreign country.

(Sec. 8107) Prohibits funds provided by this division from being used to reduce strategic delivery vehicles and launchers below levels necessary to implement the New Strategic Arms Reduction Treaty (New START), as set forth in a report provided to Congress pursuant to the National Defense Authorization Act for Fiscal Year 2012.

(Sec. 8108) Requires DOD to post grant awards on a public website in a searchable format.

(Sec. 8109) Specifies requirements for proportionally allocating reductions required under current law for each RDT&E and Procurement account.

(Sec. 8110) Prohibits funds provided by this division from being used for the performance of a flight demonstration team at a location outside of the United States if a performance of a flight demonstration team at a location within the United States was canceled during the year due to insufficient funding.

(Sec. 8111) Prohibits the National Security Agency (NSA) from using funds provided by this division to target a U.S. person under specified authorities granted by the Foreign Intelligence Surveillance Act of 1978 (FISA).

(Sec. 8112) Prohibits funds provided by this division from being used for the Arms Trade Treaty until it is ratified by the Senate.

(Sec. 8113) Prohibits the transfer of administrative responsibilities or budgetary resources of any program, project, or activity financed by this division to another federal agency not financed by this division without the express authorization of Congress. Includes an exception for transfers of funds expressly provided for defense appropriations bills.

(Sec. 8114) Permits specified Navy O&M funds to be used for the National Defense Reserve Fleet and for reimbursements to the Ready Reserve Force--Maritime Administration account of the Department of Transportation for expenses related to the National Defense Reserve Fleet.

(Sec. 8115) Prohibits funds provided by this division from being used to initiate or expand support for foreign forces, irregular forces, groups, or individuals supporting U.S. Special Operations Forces activities to combat terrorism unless Congress is notified in advance in accordance with the classified annex of this division.

(Sec. 8116) Prohibits funds provided by this division from being used for activities in Iraq in contravention of the War Powers Resolution.

(Sec. 8117) Prohibits funds provided by this division for the T-AO Fleet Oiler program from being used to award a new contract that provides for the acquisition of certain components unless the components are manufactured in the United States.

(Sec. 8118) Increases the total amount appropriated by title II of this division to mitigate higher than anticipated fuel costs.

(Sec. 8119) Prohibits funds from being transferred from the Defense Acquisition Workforce Development Fund to the Rapid Prototyping Fund or credited to a military department-specific fund established to carry out an acquisition program under the rapid prototyping pathway.

(Sec. 8120) Prohibits funds provided by this division from being used for Government Travel Charge Card expenses for gaming or for entertainment that includes topless or nude entertainers or participants.

(Sec. 8121) Permits specified O&M funds provided by title II of this division to be used for a project in a country designated by the Secretary of Defense.

(Sec. 8122) Prohibits funds provided by this division from being used for a new or additional Base Realignment and Closure (BRAC) round.

(Sec. 8123) Prohibits funds provided by this division from being used to deliver F-35 aircraft to Turkey, except in accordance with provisions of the John S. McCain National Defense Authorization Act for Fiscal Year 2019 that prohibit delivery of the aircraft to Turkey until DOD reports to Congress on the status of the U.S. relationship with Turkey.

(Sec. 8124) Permits DOD to use specified funds to develop, replace, and sustain federal government security and suitability background investigation information technology systems of the Office of Personnel Management or other federal agency responsible for conducting such investigations. Specifies reprogramming and transfer procedures for the funds.

(Sec. 8125) Prohibits funds provided by this division from being used to close or realign the U.S. Naval Station, Guantanamo Bay, Cuba.

(Sec. 8126) Prohibits funds provided by this division from being used for any computer network that does not block access to pornography websites, with exceptions for criminal investigations, prosecution, or adjudication activities; or for any activity necessary for the national defense, including intelligence activities.

(Sec. 8127) Specifies that transfers of funds provided by this division for the Global Engagement Center must be made in accordance with the procedures and requirements set forth in section 8005 or 9002 of this division.

(Sec. 8128) Provides additional O&M funds that are only available to DOD, or for transfer to the Department of Education, to make grants, conclude cooperative agreements, or supplement federal funds to construct, renovate, repair, or expand elementary and secondary public schools on military installations to address capacity or facility condition deficiencies.

(Sec. 8129) Requires certain DOD programs that provide assisted reproductive services for seriously ill or injured active duty service members to be carried out without time limits on the duration of embryo cryopreservation and storage.

(Sec. 8130) Prohibits funds provided by this division from being used to provide arms, training, or other assistance to the Azov Battalion.

(Sec. 8131) Prohibits funds provided by this division from being used to purchase heavy water from Iran.

(Sec. 8132) Reduces the funds provided by title II of this division for O&M--Army to reflect excess cash balances in the Working Capital Funds.

(Sec. 8133) Reduces the funds provided by title II of this division for O&M--Navy to reflect excess cash balances in the Working Capital Funds.

(Sec. 8134) Prohibits funds provided by this division from being used to provide certain military equipment if DOD determines that providing the equipment will undermine readiness.

(Sec. 8135) Permits DOD to use funds for procurement or for RDT&E for the F-35 Joint Strike Fighter to modify up to six F-35 aircraft, including up to two F-35 aircraft of each variant, to a test configuration, subject to congressional notification requirements.

(Sec. 8136) Permits funds provided for the Defense Health Program to be used to make death gratuity payments if no appropriations for Military Personnel is available for the payments.

(Sec. 8137) Prohibits funds provided by this division from being used to migrate data and applications to the proposed Joint Enterprise Defense Infrastructure or the Defense Enterprise Office Solutions cloud computing services until 90 days after DOD submits to Congress: (1) a plan to establish a budget accounting system for DOD cloud computing systems, and (2) a detailed description of DOD's strategy to implement enterprise-wide cloud computing.

(Sec. 8138) Prohibits funds provided by this division from being used for specified transactions with any corporation with certain unpaid federal tax liabilities, unless an agency has considered suspension or debarment of the corporation and decided that further action is not necessary to protect the interests of the government.

(Sec. 8139) Prohibits funds provided by this division from being used for assistance to the Islamic Republic of Iran unless the funds were specifically appropriated for that purpose.

(Sec. 8140) Permits specified O&M funds to be used to reimburse the government of the Republic of Palau for land acquisition costs for defense sites.

(Sec. 8141) Prohibits funds provided by this division from being used in contravention of specified requirements for federal agencies regarding: (1) consultation and coordination with Indian tribal governments when developing policies that have tribal implications; and (2) early consultation with state and local agencies, Indian tribes, and interested private persons and organizations during the process of complying with the National Environmental Policy Act (NEPA).

(Sec. 8142) Makes specified O&M funds available to the Air Force for payments to a local water authority in the vicinity of an Air Force or Air National Guard based, or to a state where the water authority is located, for the treatment of perfluorooctane sulfonic acid and perfluorooctanoic acid in drinking water from the water source and/or wells owned and operated by the local water authority. Requires the treatment to be undertaken to attain the Environmental Protection Agency Lifetime Health Advisory level for the acids.

## TITLE IX--OVERSEAS CONTINGENCY OPERATIONS/GLOBAL WAR ON TERRORISM

Provides additional FY2019 appropriations to DOD accounts for Overseas Contingency Operations (OCO)/ the Global War on Terrorism. (OCO funds are exempt from discretionary spending limits and other budget enforcement rules.)

Provides appropriations for Active-Duty and Reserve Personnel in the Army, Navy, Marine Corps, Air Force (the military departments), and for National Guard personnel in the Army and Air Force.

Provides appropriations for O&M for the military departments, other agencies of DOD, the Reserve Components, and the Army and Air National Guard.

Provides appropriations for the Afghanistan Security Forces Fund and the Counter-Islamic State of Iraq and Syria Train and Equip Fund.

Provides appropriations for Procurement by the military departments and other DOD agencies.

Provides appropriations for RDT&E for the military departments and other DOD agencies.

Provides appropriations for the Defense Working Capital Funds.

Provides appropriations for Other DOD Programs, including:

- the Defense Health Program,
- Drug Interdiction and Counter-Drug Activities, and
- the Office of the Inspector General.

(Sec. 9001) Specifies that funds made available in this title are in addition to amounts appropriated to DOD for FY2019.

(Sec. 9002) Permits DOD to transfer specified funds between the appropriations in this title if it is in the national interest, the Office of Management and Budget approves, and Congress is notified.

(Sec. 9003) Permits supervision, administration, and design costs for a construction project funded with O&M or the Afghanistan Security Forces Fund in direct support of overseas contingency operations in Afghanistan to be obligated when a construction contract is awarded.

(Sec. 9004) Permits DOD to use funds appropriated in this title to purchase motor vehicles for use by military and civilian DOD employees in the U.S. Central Command area of responsibility. Limits the cost of each passenger and armored vehicle.

(Sec. 9005) Permits specified Army O&M funds to be used for the Commander's Emergency Response Program for humanitarian relief and reconstruction assistance in Afghanistan.

(Sec. 9006) Permits DOD O&M funds to be used to provide supplies, services, transportation, including airlift and sealift, and other logistical support to allied forces participating in a combined operation with U.S. and coalition forces supporting military and stability operations in Afghanistan and to counter the Islamic State of Iraq and Syria. Requires DOD to report quarterly to Congress regarding support provided under this section.

(Sec. 9007) Prohibits funds from being used to: (1) establish any military installation or base for providing for the permanent stationing of Armed Forces in Iraq or Afghanistan, or (2) exercise U.S. control over any oil resource of Iraq.

(Sec. 9008) Prohibits funds provided by this division from being used in contravention of specified laws or regulations implementing the United Nations Convention Against Torture and Other Cruel, Inhuman, or Degrading Treatment or Punishment.

(Sec. 9009) Prohibits funds provided for the Afghanistan Security Forces Fund from being obligated prior to the approval of a financial and activity plan by the Afghanistan Resources Oversight Council of DOD.

(Sec. 9010) Permits O&M funds provided in this title to be used to purchase items with an investment unit cost of up to \$250,000. Permits the purchase of items with an investment cost of up to \$500,000 if DOD determines that it is necessary to meet the operational requirements of a Commander of a Combatant Command engaged in contingency operations overseas.

(Sec. 9011) Permits specified funds provided by this division for the Defense Security Cooperation Agency and Defense-Wide Operation and Maintenance to be used to provide assistance to the government of Jordan to support the armed forces of Jordan and to enhance security along its borders.

(Sec. 9012) Prohibits funds provided by this division for the Counter-ISIS Train and Equip Fund from being used to procure or transfer man-portable air defense systems.

(Sec. 9013) Provides additional funding for the Ukraine Security Assistance Initiative for: (1) assistance, including training; equipment; lethal assistance; logistics support, supplies and services; sustainment; and intelligence support to the military and national security forces of Ukraine, and (2) replacement of any weapons or articles provided to Ukraine from the U.S. inventory.

Permits DOD to accept equipment procured using funds provided under this section or prior Acts that was transferred to the security forces of Ukraine and returned to the United States.

(Sec. 9014) Permits funds provided by this title to be used for the replacement of funds for items provided to the government of Ukraine from the U.S. inventory, to the extent that it is permitted by section 9013 of the division.

(Sec. 9015) Prohibits funds provided by this division under section 9013 for Assistance and Sustainment to the Military and National Security Forces of Ukraine from being used to procure or transfer man-portable air defense systems.

(Sec. 9016) Permits certain equipment that was procured using the Counterterrorism Partnerships Fund for the program to provide assistance to vetted elements of the Syrian opposition to be transferred to foreign security forces, irregular forces, groups, or individuals, authorized to receive assistance from the Counter-ISIS Train and Equip Fund.

(Sec. 9017) Prohibits DOD O&M funds from being used for payments to Pakistan as reimbursement for support provided to U.S. military operations unless DOD certifies to Congress that the government of Pakistan has met specific conditions. Permits DOD to waive the restriction for national security.

(Sec. 9018) Provides additional funding to DOD to improve intelligence, surveillance, and reconnaissance capabilities.

(Sec. 9019) Prohibits the use of funds for Syria in contravention of the War Powers Resolution.

(Sec. 9020) Prohibits funds appropriated by this division from being used to transfer additional C-130 cargo aircraft to the Afghan National Security Forces or the Afghanistan Air Force until DOD reports to Congress regarding the Afghanistan Air Force's medium airlift requirements.

(Sec. 9021) Rescinds specified funds provided by DOD appropriations bills for:

- Procurement of Ammunition--Navy and Marine Corps;
- O&M--Defense-Wide: Coalition Support Fund;
- O&M--Defense-Wide: DSCA Security Cooperation;
- the Counter-ISIS Train and Equip Fund, and
- Aircraft Procurement--Air Force.

(Sec. 9022) Provides that, if specified certification and reporting requirements are met, the Afghanistan Security Forces Fund may be used to provide a unit of the security forces of Afghanistan with limited training, equipment, and other assistance that would otherwise be prohibited under provisions of current law that prohibit assistance for foreign security forces that committed a gross violation of human rights.

(Sec. 9023) Specifies that amounts designated by this division for Overseas Contingency Operations/ Global War on Terrorism pursuant to the Balanced Budget and Emergency Deficit Control Act of 1985 are only available (or rescinded, if

applicable) if the President subsequently designates the amounts and transmits the designations to Congress.

## DIVISION B--DEPARTMENTS OF LABOR, HEALTH AND HUMAN SERVICES, AND EDUCATION, AND RELATED AGENCIES APPROPRIATIONS ACT, 2019

*Departments of Labor, Health and Human Services, and Education, and Related Agencies Appropriations Act, 2019*

This division provides FY2019 appropriations for:

- the Department of Labor;
- most of the Department of Health and Human Services (HHS);
- the Department of Education (ED); and
- several related agencies, including the Social Security Administration, the Corporation for National and Community Service, the Corporation for Public Broadcasting, and the National Labor Relations Board.

The division includes both discretionary and mandatory funding. The majority of the funding in the division is mandatory funding for entitlement programs such as Medicaid and Supplemental Security Income that are funded in annual appropriations bills. These programs, known as appropriated entitlements, are included in annual appropriations bills, though the amounts provided for the programs are generally determined by authorizing statutes that control details of the programs such as eligibility rules and benefit levels.

### TITLE I--DEPARTMENT OF LABOR

*Department of Labor Appropriations Act, 2019*

Provides FY2019 appropriations for agencies and programs within the Department of Labor.

Provides appropriations to the Employment and Training Administration for:

- Training and Employment Services,
- the Job Corps,
- Community Service Employment for Older Americans,
- Federal Unemployment Benefits and Allowances,
- State Unemployment Insurance and Employment Service Operations,
- Advances to the Unemployment Trust Fund and Other Funds, and
- Program Administration.

Provides appropriations to the Pension Benefit Guaranty Corporation.

Provides appropriation to Labor for:

- the Employee Benefits Security Administration,
- the Wage and Hour Division,
- the Office of Labor-Management Standards,
- the Office of Federal Contract Compliance Programs,
- the Office of Workers' Compensation Programs,
- the Occupational Safety and Health Administration (OSHA),
- the Mine Safety and Health Administration,

- the Bureau of Labor Statistics, and
- the Office of Disability Employment Policy.

Provides appropriations for Departmental Management, including:

- Salaries and Expenses,
- Veterans Employment and Training,
- IT Modernization, and
- the Office of Inspector General.

(Sec. 101) Prohibits Job Corps funds provided by this division from being used to pay the salary and bonuses of an individual at a rate that exceeds Executive Level II.

(Sec. 102) Permits specified Labor funds to be transferred between accounts and sets forth restrictions and congressional notification requirements for the transfers.

(Sec. 103) Prohibits funds provided by this division from being used for the procurement of goods and services utilizing forced or indentured child labor in industries and host countries identified by Labor prior to enactment of this Act.

(Sec. 104) Prohibits certain funds available for job training grants under the American Competitiveness and Workforce Improvement Act of 1998 from being used for any purpose other than competitive grants to train individuals who are over the age of 16 and are not enrolled in school within a local educational agency in the occupations and industries for which employers are using H-1B visas to hire foreign workers, and the related activities necessary to support the training.

(Sec. 105) Prohibits a recipient of Employment and Training Administration (ETA) funds from using the funds to pay the salary and bonuses of an individual at a rate in excess of Executive Level II, with an exception for vendors providing goods and services. Permits states to establish lower limits for salaries and bonuses.

(Sec. 106) Permits the ETA to: (1) transfer funds provided for technical assistance services to grantees to Program Administration if the services will be more efficiently performed by federal employees, and (2) transfer specified Program Administration funds to carry out program integrity activities.

(Sec. 107) Limits the funds that may be reserved for evaluation of programs and activities and requires the Chief Evaluation Officer to submit a plan to Congress in advance of transferring funds to be used for evaluations.

(Sec. 108) Exempts certain personnel employed to adjust or evaluate claims resulting from or relating to a major disaster from the maximum hours provisions of the Fair Labor Standards Act of 1938 for two years after a state or federal declaration of a disaster or catastrophe.

(Sec. 109) Rescinds specified advance appropriations from the ETA's Dislocated Workers Assistance National Reserve account.

(Sec. 110) Provides employers in the seafood industry with flexibility with respect to bringing H-2B nonimmigrant workers into the United States. (The H-2B program allows U.S. employers or U.S. agents who meet specific regulatory requirements to bring foreign nationals to the United States to fill temporary nonagricultural jobs.)

(Sec. 111) Sets forth requirements for determining the prevailing wage for the H-2B program.

(Sec. 112) Prohibits the use of funds provided by this division to enforce the definition of corresponding employment or

the three-fourths guarantee rule definition found in specified regulations for the H-2B program. Specifies the definition of temporary need that applies for the purpose of regulating admission of temporary workers under the H-2B program.

(Sec. 113) Permits Labor to furnish excess personal property to programs registered under the National Apprenticeship Act for the purpose of training apprentices in the programs.

(Sec. 114) Extends the availability of specified funds provided for automation acquisitions that are being carried out by State Unemployment Insurance information technology consortia.

(Sec. 115) Specifies requirements and authorities for the law enforcement officers or special agents employed as a part of the Secretary of Labor's security detail.

(Sec. 116) Authorizes Labor to dispose of or divest all or a portion of the real property on which the Treasure Island Job Corps Center is located. Exempts the sale or disposition from federal laws and regulations relating to the disposition of federal property.

(Sec. 117) Modifies the authorities and requirements for the Working Capital Fund.

(Sec. 118) Rescinds specified unobligated funds available from H-1B visa fees. Provides additional appropriations for the ETA State Unemployment Insurance and Employer Services Operations account for processing applications for foreign labor certifications submitted by employers to employ certain nonimmigrants under the Northern Mariana Islands U.S. Workforce Act of 2018.

## TITLE II--DEPARTMENT OF HEALTH AND HUMAN SERVICES

### *Department of Health and Human Services Appropriations Act, 2019*

Provides FY2019 appropriations for agencies and programs within the Department of Health and Human Services (HHS).

Provides appropriations to the Health Resources and Services Administration for:

- Primary Health Care,
- the Health Workforce,
- Maternal and Child Health,
- the Ryan White HIV/AIDS Program,
- Health Care Systems,
- Rural Health,
- Family Planning,
- Program Management, and
- the Vaccine Injury Compensation Program Trust Fund.

Provides appropriations to the Centers for Disease Control and Prevention (CDC) for:

- Immunization and Respiratory Diseases;
- HIV/AIDS, Viral Hepatitis, Sexually Transmitted Diseases, and Tuberculosis Prevention;
- Emerging and Zoonotic Infectious Diseases;
- Chronic Disease Prevention and Health Promotion;
- Birth Defects, Developmental Disabilities, Disabilities and Health;

- Public Health Scientific Services;
- Environmental Health;
- Injury Prevention and Control;
- the National Institute for Occupational Safety and Health;
- the Energy Employees Occupational Illness Compensation Program;
- Global Health;
- Public Health Preparedness and Response;
- Buildings and Facilities; and
- CDC-Wide Activities and Program Support.

Provides appropriations to the National Institutes of Health (NIH) for:

- the National Cancer Institute;
- the National Heart, Lung, and Blood Institute;
- the National Institute of Dental and Craniofacial Research;
- the National Institute of Diabetes and Digestive and Kidney Diseases;
- the National Institute of Neurological Disorders and Stroke;
- the National Institute of Allergy and Infectious Diseases;
- the National Institute of General Medical Sciences;
- the Eunice Kennedy Shriver National Institute of Child Health and Human Development;
- the National Eye Institute;
- the National Institute of Environmental Health Sciences;
- the National Institute on Aging;
- the National Institute of Arthritis and Musculoskeletal and Skin Diseases;
- the National Institute on Deafness and Other Communication Disorders;
- the National Institute of Nursing Research;
- the National Institute on Alcohol Abuse and Alcoholism;
- the National Institute on Drug Abuse;
- the National Institute of Mental Health;
- the National Human Genome Research Institute;
- the National Institute of Biomedical Imaging and Bioengineering;
- the National Center for Complementary and Integrative Health;
- the National Institute on Minority Health and Health Disparities;
- the John E. Fogarty International Center;
- the National Library of Medicine;
- the National Center for Advancing Translational Sciences;
- the Office of the Director;
- Buildings and Facilities; and
- the NIH Innovation Account.

Provides appropriations to the Substance Abuse and Mental Health Services Administration for:

- Mental Health,
- Substance Abuse Treatment,
- Substance Abuse Prevention, and

Health Surveillance and Program Support.

Provides appropriations to the Agency for Healthcare Research and Quality.

Provides appropriations to the Centers for Medicare and Medicaid Services for:

- Grants to States for Medicaid,
- Payments to the Health Care Trust Funds,
- Program Management, and
- the Health Care Fraud and Abuse Control Account.

Provides appropriations to the Administration for Children and Families for:

- Payments to States for Child Support Enforcement and Family Support Programs,
- Low Income Home Energy Assistance,
- Refugee and Entrant Assistance,
- Payments to States for the Child Care and Development Block Grant,
- the Social Services Block Grant,
- Children and Families Services Programs,
- Promoting Safe and Stable Families, and
- Payments for Foster Care and Permanency.

Provides appropriations to the Administration for Community Living for Aging and Disability Services Programs.

Provides appropriations to the Office of the Secretary for:

- General Departmental Management,
- the Office of Medicare Hearings and Appeals,
- the Office of the National Coordinator for Health Information Technology,
- the Office of Inspector General,
- the Office for Civil Rights,
- Retirement Pay and Medical Benefits for Commissioned Officers, and
- the Public Health and Social Services Emergency Fund.

(Sec. 201) Limits the funds provided by this title that may be used for official reception and representation expenses.

(Sec. 202) Prohibits funds provided by this title from being used to pay the salary of an individual, through a grant or other extramural mechanism, in excess of Executive Level II.

(Sec. 203) Restricts HHS's use of funds for program evaluation activities unless a report is submitted to Congress regarding the proposed use of the funds or the funds are specifically provided in this division.

(Sec. 204) Permits up to 2.5% of the funds provided for programs authorized under the Public Health Service Act (PHS Act) to be used for the evaluation (directly, or by grants or contracts) and the implementation and effectiveness of programs funded in this title.

(Sec. 205) Sets forth restrictions and requirements for the transfer of HHS funds between appropriations accounts.

(Sec. 206) Permits National Health Service Corps Loan Repayment Program contracts to be cancelled up to 60 days

after the execution of a contract awarded in FY2019.

(Sec. 207) Prohibits funds provided by this division from being made available under title X (Population Research and Voluntary Family Planning Programs) of the PHS Act unless the applicant certifies that it: (1) encourages family participation in the decision of minors to seek family planning services, and (2) provides counseling to minors on resisting attempts to coerce minors into engaging in sexual activities.

(Sec. 208) Specifies that no provider of services under title X of the PHS Act may be exempt from any state law requiring notification or the reporting of child abuse, child molestation, sexual abuse, rape, or incest.

(Sec. 209) Prohibits funds provided by this division from being used for the Medicare Advantage program if HHS denies participation to an otherwise eligible entity because it will not provide, pay for, provide coverage of, or provide referrals for abortions.

(Sec. 210) Prohibits funds provided by this title from being used to advocate or promote gun control.

(Sec. 211) Limits the number of Public Health Service employees that may be assigned to assist in child survival activities and to work in AIDS programs through and with funds provided by the U.S. Agency for International Development, the United Nations International Children's Emergency Fund, or the World Health Organization.

(Sec. 212) Permits HHS to exercise specified spending authority to carry out international health activities, including HIV/AIDS and other infectious disease, chronic and environmental disease, and other health activities abroad during FY2019.

(Sec. 213) Permits the NIH, jointly with the Office of AIDS Research, to transfer specified HIV research funds among NIH institutes and centers if Congress is notified in advance.

(Sec. 214) Makes NIH funds for HIV research available to the Office of AIDS Research.

(Sec. 215) Permits the NIH to use specified funds authorized under the PHS Act to enter into transactions (other than contracts, cooperative agreements, or grants) for research on matters that have not received significant funding relative to other matters, to respond to new issues and scientific emergencies, and to act on high priority research opportunities.

Permits the NIH to utilize certain peer review procedures for the transactions to obtain assessments of scientific and technical merit. Specifies that the procedures apply to the transactions in lieu of certain peer review and advisory council review procedures that would otherwise be required under the PHS Act.

(Sec. 216) Limits the funds that the NIH may use for the alteration, repair, or improvement of facilities.

(Sec. 217) Transfers specified funds provided to the NIH for National Research Service Awards (NRSA) to: (1) the Health Resources and Services Administration to make NRSA awards for research in primary medical care, and (2) to the Agency for Healthcare Research and Quality to make NRSA awards for health service research.

(Sec. 218) Permits the Biomedical Advanced Research and Development Authority (BARDA) to enter into multiyear contracts of up to 10 years for the purchase of research services or of security countermeasures, subject to specified requirements.

(Sec. 219) Requires the H

## Actions Timeline

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- **Sep 28, 2018:** Signed by President.
- **Sep 28, 2018:** Became Public Law No: 115-245.
- **Sep 27, 2018:** Presented to President.
- **Sep 26, 2018:** Mr. Frelinghuysen brought up conference report H. Rept. 115-952 for consideration under the provisions of H. Res. 1077.
- **Sep 26, 2018:** DEBATE - Pursuant to the provisions of H. Res. 1077, the House proceeded with one hour of debate on the conference report to accompany H.R. 6157.
- **Sep 26, 2018:** The previous question was ordered pursuant to the rule.
- **Sep 26, 2018:** POSTPONED PROCEEDINGS - At the conclusion of debate on the conference report to accompany H.R. 6157, the Chair announced that the yeas and nays, which are ordered pursuant to clause 10 of rule XX, would be postponed.
- **Sep 26, 2018:** The House proceeded to consider the conference report H.Rept. 115-952 as unfinished business.
- **Sep 26, 2018:** Conference report agreed to in House: On agreeing to the conference report Agreed to by the Yeas and Nays: 361 - 61 (Roll no. 405).
- **Sep 26, 2018:** On agreeing to the conference report Agreed to by the Yeas and Nays: 361 - 61 (Roll no. 405).
- **Sep 26, 2018:** Motions to reconsider laid on the table Agreed to without objection.
- **Sep 25, 2018:** Rules Committee Resolution H. Res. 1077 Reported to House. Rule provides for consideration of H.R. 6157 and H. Res. 1071.
- **Sep 18, 2018:** Pursuant to the provisions of S. Con. Res. 47, enrollment corrections on H.R. 6157 have been made.
- **Sep 18, 2018:** Conference report considered in Senate. (consideration: CR S6198-6208)
- **Sep 18, 2018:** Cloture on the conference report to accompany H.R. 6157 invoked in Senate by Yea-Nay Vote. 92 - 8. Record Vote Number: 211. (CR S6208)
- **Sep 18, 2018:** Conference report agreed to in Senate: Senate agreed to conference report by Yea-Nay Vote. 93 - 7. Record Vote Number: 212.
- **Sep 18, 2018:** Senate agreed to conference report by Yea-Nay Vote. 93 - 7. Record Vote Number: 212.
- **Sep 18, 2018:** Message on Senate action sent to the House.
- **Sep 17, 2018:** Conference papers: Senate report and manager's statement and official papers held at the desk in Senate.
- **Sep 17, 2018:** Conference report considered in Senate.
- **Sep 17, 2018:** Cloture motion on the conference report to accompany H.R. 6157 presented in Senate.
- **Sep 13, 2018:** Conference committee actions: Conferees agreed to file conference report.
- **Sep 13, 2018:** Conferees agreed to file conference report.
- **Sep 13, 2018:** Conference report filed: Conference report H. Rept. 115-952 filed.(text of conference report: CR H8258-8723)
- **Sep 13, 2018:** Conference report H. Rept. 115-952 filed. (text of conference report: CR H8258-8723)
- **Sep 7, 2018:** Message on Senate action sent to the House.
- **Sep 6, 2018:** Measure laid before Senate by unanimous consent. (consideration: CR S6101)
- **Sep 6, 2018:** Senate insists on its amendment, agrees to request for a conference, appoints conferees Shelby; Blunt; Graham; Moran; Durbin; Murray; Leahy by Voice Vote. (consideration: CR S6101)
- **Sep 5, 2018:** Message on House action received in Senate and at desk: House requests a conference.
- **Sep 4, 2018:** Mr. Cole moved that the House disagree to the Senate amendment, and request a conference. (consideration: CR H7803-7806; text: CR H7803)
- **Sep 4, 2018:** On motion that the House disagree to the Senate amendment, and request a conference Agreed to by voice vote.
- **Sep 4, 2018:** Ms. DeLauro moved that the House instruct conferees.
- **Sep 4, 2018:** DEBATE - The House proceeded with one hour of debate on the DeLauro motion to instruct conferees on H.R. 6157. The instructions contained in the motion seek to require the managers on the part of the House be instructed to agree to division B (relating to appropriations for Labor, Education, and Health and Human services) of the matter proposed to be added by the Senate amendment.
- **Sep 4, 2018:** The previous question was ordered without objection.
- **Sep 4, 2018:** On motion that the House instruct conferees Failed by the Yeas and Nays: 171 - 221 (Roll no. 380).

**Sep 4, 2018:** Motion to reconsider laid on the table Agreed to without objection.

- **Sep 4, 2018:** The Speaker appointed conferees: Frelinghuysen, Granger, Cole, Calvert, Womack, Aderholt, Rogers of Kentucky, Roby, Lowey, Visclosky, DeLauro, Roybal-Allard, and McCollum.
- **Aug 27, 2018:** Message on Senate action sent to the House.
- **Aug 23, 2018:** Considered by Senate. (consideration: CR S5875-5907)
- **Aug 23, 2018:** Cloture motion on the measure withdrawn by unanimous consent in Senate.
- **Aug 23, 2018:** Passed/agreed to in Senate: Passed Senate with an amendment by Yea-Nay Vote. 85 - 7. Record Vote Number: 193.
- **Aug 23, 2018:** Passed Senate with an amendment by Yea-Nay Vote. 85 - 7. Record Vote Number: 193.
- **Aug 22, 2018:** Considered by Senate. (consideration: CR S5793-5818)
- **Aug 21, 2018:** Considered by Senate. (consideration: CR S5733-5755)
- **Aug 21, 2018:** Cloture motion on the measure presented in Senate. (consideration: CR S5755)
- **Aug 20, 2018:** Considered by Senate. (consideration: CR S5707-5713)
- **Aug 16, 2018:** Measure laid before Senate by unanimous consent. (consideration: CR S5685-5689)
- **Jun 28, 2018:** Considered as unfinished business. (consideration: CR H5851-5852)
- **Jun 28, 2018:** The House resolved into Committee of the Whole House on the state of the Union for further consideration.
- **Jun 28, 2018:** The House rose from the Committee of the Whole House on the state of the Union to report H.R. 6157.
- **Jun 28, 2018:** The previous question was ordered pursuant to the rule.
- **Jun 28, 2018:** The House adopted the amendments en gross as agreed to by the Committee of the Whole House on the state of the Union.
- **Jun 28, 2018:** Mr. Lieu, Ted moved to recommit with instructions to the Committee on Appropriations. (text: CR H5851-5852)
- **Jun 28, 2018:** DEBATE - The House proceeded with 10 minutes of debate on the motion to recommit with instructions. The instructions contained in the motion seek to require the bill to be reported back to the House with an amendment to increase the Defense Health Program by \$25 million and reduce the Defense-Wide Operation and Maintenance Account by the same amount.
- **Jun 28, 2018:** The previous question on the motion to recommit with instructions was ordered without objection.
- **Jun 28, 2018:** On motion to recommit with instructions Failed by recorded vote: 186 - 224 (Roll no. 312).
- **Jun 28, 2018:** Passed/agreed to in House: On passage Passed by the Yeas and Nays: 359 - 49 (Roll no. 313).
- **Jun 28, 2018:** On passage Passed by the Yeas and Nays: 359 - 49 (Roll no. 313).
- **Jun 28, 2018:** Motion to reconsider laid on the table Agreed to without objection.
- **Jun 28, 2018:** The Clerk was authorized to correct section numbers, punctuation, and cross references, and to make other necessary technical and conforming corrections in the engrossment of H.R. 6157.
- **Jun 28, 2018:** Received in the Senate. Read twice. Placed on Senate Legislative Calendar under General Orders. Calendar No. 500.
- **Jun 27, 2018:** Rule H. Res. 964 passed House.
- **Jun 27, 2018:** Considered as unfinished business. (consideration: CR H5785-5886)
- **Jun 27, 2018:** Considered as unfinished business. (consideration: CR H5789-5803)
- **Jun 27, 2018:** DEBATE - Pursuant to the provisions of H.Res. 964, the Committee of the Whole proceeded with 10 minutes of debate on the Jackson Lee Amendment No. 1.
- **Jun 27, 2018:** DEBATE - Pursuant to the provisions of H.Res. 964, the Committee of the Whole proceeded with 10 minutes of debate on the Frankel (FL) Amendment No. 2.
- **Jun 27, 2018:** DEBATE - Pursuant to the provisions of H.Res. 964, the Committee of the Whole proceeded with 10 minutes of debate on the Rosen Amendment No. 4.
- **Jun 27, 2018:** DEBATE - Pursuant to the provisions of H.Res. 964, the Committee of the Whole proceeded with 10 minutes of debate on the Lynch Amendment No. 5.
- **Jun 27, 2018:** DEBATE - Pursuant to the provisions of H.Res. 964, the Committee of the Whole proceeded with 10 minutes of debate on the Kuster (NH) Amendment No. 6.
- **Jun 27, 2018:** DEBATE - Pursuant to the provisions of H.Res. 964, the Committee of the Whole proceeded with 10 minutes of debate on the Gallagher Amendment No. 7.
- **Jun 27, 2018:** DEBATE - Pursuant to the provisions of H. Res. 964, the Committee of the Whole proceeded with 10 minutes of debate on the Gallagher Amendment No. 8.

**Jun 27, 2018: POSTPONED PROCEEDINGS** - At the conclusion of debate on the Gallagher amendment, the Chair put the question on the amendment and by voice vote, announced the noes had prevailed. Mr. Gallagher demanded a recorded vote and the Chair postponed further proceedings until a time to be announced.

- **Jun 27, 2018: DEBATE** - Pursuant to the provisions of H.Res. 964, the Committee of the Whole proceeded with 10 minutes of debate on the Hudson amendment No. 9.
- **Jun 27, 2018: DEBATE** - Pursuant to the provisions of H.Res. 964, the Committee of the Whole proceeded with 10 minutes of debate on the Welch amendment No. 10.
- **Jun 27, 2018: DEBATE** - Pursuant to the provisions of H.Res. 964, the Committee of the Whole proceeded with 10 minutes of debate on the Nolan amendment No. 11.
- **Jun 27, 2018: DEBATE** - Pursuant to the provisions of H.Res. 964, the Committee of the Whole proceeded with 10 minutes of debate on the Gabbard amendment No. 12.
- **Jun 27, 2018: DEBATE** - Pursuant to the provisions of H.Res. 964, the Committee of the Whole proceeded with 10 minutes of debate on the Delaney amendment No. 13.
- **Jun 27, 2018: DEBATE** - Pursuant to the provisions of H.Res. 964, the Committee of the Whole proceeded with 10 minutes of debate on the Jackson Lee amendment No. 14.
- **Jun 27, 2018: DEBATE** - Pursuant to the provisions of H.Res. 964, the Committee of the Whole proceeded with 10 minutes of debate on the Clark (MA) amendment No. 15.
- **Jun 27, 2018: POSTPONED PROCEEDINGS** - At the conclusion of debate on the Clark (MA) amendment, the Chair put the question on the amendment and by voice vote, announced the noes had prevailed. Ms. Clark (MA) demanded a recorded vote and the Chair postponed further proceedings until a time to be announced.
- **Jun 27, 2018: DEBATE** - Pursuant to the provisions of H.Res. 964, the Committee of the Whole proceeded with 10 minutes of debate on the Crawford amendment No. 16.
- **Jun 27, 2018: DEBATE** - Pursuant to the provisions of H.Res. 964, the Committee of the Whole proceeded with 10 minutes of debate on the Langevin amendment No. 18.
- **Jun 27, 2018: DEBATE** - Pursuant to the provisions of H.Res. 964, the Committee of the Whole proceeded with 10 minutes of debate on the Langevin amendment No. 21.
- **Jun 27, 2018: Considered as unfinished business. (consideration: CR H5803-5812)**
- **Jun 27, 2018: The House resolved into Committee of the Whole House on the state of the Union for further consideration.**
- **Jun 27, 2018: DEBATE** - Pursuant to the provisions of H.Res. 964, the Committee of the Whole proceeded with 10 minutes of debate on the Esty (CT) amendment No. 22.
- **Jun 27, 2018: DEBATE** - Pursuant to the provisions of H.Res. 964, the Committee of the Whole proceeded with 10 minutes of debate on the Foster amendment No. 24.
- **Jun 27, 2018: POSTPONED PROCEEDINGS** - At the conclusion of debate on the Foster amendment, the Chair put the question on the amendment and by voice vote, announced the noes had prevailed. Mr. Foster demanded a recorded vote and the Chair postponed further proceedings until a time to be announced.
- **Jun 27, 2018: DEBATE** - Pursuant to the provisions of H.Res. 964, the Committee of the Whole proceeded with 10 minutes of debate on the Gallego amendment No. 25.
- **Jun 27, 2018: DEBATE** - Pursuant to the provisions of H.Res. 964, the Committee of the Whole proceeded with 10 minutes of debate on the Wittman amendment No. 26.
- **Jun 27, 2018: DEBATE** - Pursuant to the provisions of H.Res. 964, the Committee of the Whole proceeded with 10 minutes of debate on the Murphy amendment No. 27.
- **Jun 27, 2018: DEBATE** - Pursuant to the provisions of H.Res. 964, the Committee of the Whole proceeded with 10 minutes of debate on the Courtney amendment No. 29.
- **Jun 27, 2018: POSTPONED PROCEEDINGS** - At the conclusion of debate on the Courtney amendment, the Chair put the question on the amendment and by voice vote, announced the noes had prevailed. Mr. Courtney demanded a recorded vote and the Chair postponed further proceedings until a time to be announced.
- **Jun 27, 2018: Ms. Granger moved that the committee rise.**
- **Jun 27, 2018: On motion that the committee rise Agreed to by voice vote.**
- **Jun 27, 2018: Committee of the Whole House on the state of the Union rises leaving H.R. 6157 as unfinished business.**
- **Jun 26, 2018: Considered under the provisions of rule H. Res. 961. (consideration: CR H5706-5747; text: CR H5721-5738)**
- **Jun 26, 2018: Rule provides for consideration of H.R. 6157 and H.R. 2083. Provides for consideration of H.R. 6157 and H.R. 2083 both under structured rules.**

**Jun 26, 2018:** House resolved itself into the Committee of the Whole House on the state of the Union pursuant to H. Res. 961 and Rule XVIII.

- **Jun 26, 2018:** The Speaker designated the Honorable Ted Poe to act as Chairman of the Committee.
- **Jun 26, 2018:** GENERAL DEBATE - The Committee of the Whole proceeded with one hour of general debate on H.R. 6157.
- **Jun 26, 2018:** DEBATE - Pursuant to the provisions of H. Res. 961, the Committee of the Whole proceeded with 10 minutes of debate on the Jackson Lee amendment No. 1.
- **Jun 26, 2018:** DEBATE - Pursuant to the provisions of H. Res. 961, the Committee of the Whole proceeded with 10 minutes of debate on the Lowenthal amendment No. 2.
- **Jun 26, 2018:** DEBATE - Pursuant to the provisions of H. Res. 961, the Committee of the Whole proceeded with 10 minutes of debate on the Napolitano amendment No. 4.
- **Jun 26, 2018:** DEBATE - Pursuant to the provisions of H. Res. 961, the Committee of the Whole proceeded with 10 minutes of debate on the McGovern amendment No. 5.
- **Jun 26, 2018:** Considered as unfinished business.
- **Jun 26, 2018:** The House resolved into Committee of the Whole House on the state of the Union for further consideration.
- **Jun 26, 2018:** DEBATE - Pursuant to the provisions of H. Res. 961, the Committee of the Whole proceeded with 10 minutes of debate on the Allen amendment No. 6.
- **Jun 26, 2018:** DEBATE - Pursuant to the provisions of H. Res. 961, the Committee of the Whole proceeded with 10 minutes of debate on the McSally amendment No. 7.
- **Jun 26, 2018:** DEBATE - Pursuant to the provisions of H. Res. 961, the Committee of the Whole proceeded with 10 minutes of debate on the Soto amendment No. 8.
- **Jun 26, 2018:** Rules Committee Resolution H. Res. 964 Reported to House. Rule provides for consideration of H.R. 6157. Motion to recommit with or without instructions allowed. Pursuant to the resolution no further amendment to the bill, as amended, shall be in order except those printed in the report of the Committee on Rules accompanying this resolution. The resolution provides for proceedings during the period from June 29, 2018 through July 9, 2018.
- **Jun 26, 2018:** DEBATE - Pursuant to the provisions of H. Res. 961, the Committee of the Whole proceeded with 10 minutes of debate on the Langevin amendment No. 9.
- **Jun 26, 2018:** POSTPONED PROCEEDINGS - At the conclusion of debate on the Langevin amendment, the Chair put the question on adoption of the amendment and by voice vote announced that the noes had prevailed. Mr. Langevin demanded a recorded vote, and the Chair postponed further proceedings on the question of adoption of the amendment until a time to be announced.
- **Jun 26, 2018:** DEBATE - Pursuant to the provisions of H. Res. 961, the Committee of the Whole proceeded with 10 minutes of debate on the Lipinski amendment No. 10.
- **Jun 26, 2018:** DEBATE - Pursuant to the provisions of H. Res. 961, the Committee of the Whole proceeded with 10 minutes of debate on the Soto amendment No. 14.
- **Jun 26, 2018:** DEBATE - Pursuant to the provisions of H. Res. 961, the Committee of the Whole proceeded with 10 minutes of debate on the Visclosky amendment No. 16.
- **Jun 26, 2018:** DEBATE - Pursuant to the provisions of H. Res. 961, the Committee of the Whole proceeded with 10 minutes of debate on the Poe (TX) amendment No. 20.
- **Jun 26, 2018:** POSTPONED PROCEEDINGS - At the conclusion of debate on the Poe(TX) amendment, the Chair put the question on the amendment and by voice vote, announced the noes had prevailed. Mr. Poe(TX) demanded a recorded vote and the Chair postponed further proceedings until a time to be announced.
- **Jun 26, 2018:** DEBATE - Pursuant to the provisions of H. Res. 961, the Committee of the Whole proceeded with 10 minutes of debate on the Visclosky amendment No. 22.
- **Jun 26, 2018:** DEBATE - Pursuant to the provisions of H. Res. 961, the Committee of the Whole proceeded with 10 minutes of debate on the Brown (MD) amendment No. 24.
- **Jun 26, 2018:** Ms. Granger moved that the committee rise.
- **Jun 26, 2018:** On motion that the committee rise Agreed to by voice vote.
- **Jun 26, 2018:** Committee of the Whole House on the state of the Union rises leaving H.R. 6157 as unfinished business.
- **Jun 25, 2018:** Rules Committee Resolution H. Res. 961 Reported to House. Rule provides for consideration of H.R. 6157 and H.R. 2083. Provides for consideration of H.R. 6157 and H.R. 2083 both under structured rules.
- **Jun 20, 2018:** Introduced in House
- **Jun 20, 2018:** The House Committee on Appropriations reported an original measure, H. Rept. 115-769, by Ms.

Granger.

- **Jun 20, 2018:** Placed on the Union Calendar, Calendar No. 598.
- **May 17, 2018:** Committee on Appropriations Senate Subcommittee on Department of Defense. Hearings held on the subject prior to measure being received from the House. Hearings printed: S. Hrg. 115-713.
- **May 15, 2018:** Committee on Appropriations Senate Subcommittee on Department of Defense. Hearings held on the subject prior to measure being received from the House. Hearings printed: S. Hrg. 115-713.
- **May 9, 2018:** Committee on Appropriations Senate Subcommittee on Department of Defense. Hearings held on the subject prior to measure being received from the House. Hearings printed: S. Hrg. 115-713.
- **Apr 26, 2018:** Committee on Appropriations Senate Subcommittee on Department of Defense. Hearings held on the subject prior to measure being received from the House. Hearings printed: S. Hrg. 115-713.
- **Apr 24, 2018:** Committee on Appropriations Senate Subcommittee on Department of Defense. Hearings held on the subject prior to measure being received from the House. Hearings printed: S. Hrg. 115-713.
- **Apr 17, 2018:** Committee on Appropriations Senate Subcommittee on Department of Defense. Hearings held on the subject prior to measure being received from the House. Hearings printed: S. Hrg. 115-713.
- **Apr 11, 2018:** Committee on Appropriations Senate Subcommittee on Department of Defense. Hearings held on the subject prior to measure being received from the House. Hearings printed: S. Hrg. 115-713.