

Calendar No. 99

117TH CONGRESS
1ST SESSION**S. 2311**

Making emergency supplemental appropriations for the fiscal year ending
September 30, 2021, and for other purposes.

IN THE SENATE OF THE UNITED STATES

JULY 12, 2021

Mr. LEAHY introduced the following bill; which was read the first time

JULY 13, 2021

Read the second time and placed on the calendar

A BILL

Making emergency supplemental appropriations for the fiscal
year ending September 30, 2021, 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 The following sums are hereby are appropriated, out of
4 any money in the Treasury not otherwise appropriated,
5 for the fiscal year ending September 30, 2021, and for
6 other purposes, namely:

1

TITLE I

2

DEPARTMENT OF JUSTICE

3

LEGAL ACTIVITIES

4

SALARIES AND EXPENSES, GENERAL LEGAL ACTIVITIES

5

For an additional amount for “Salaries and Expenses, General Legal Activities”, \$2,000,000, to remain available until September 30, 2022, for necessary expenses of the Criminal Division to respond to the attack on the United States Capitol Complex that occurred on January 6, 2021, and for related purposes: *Provided*, That the amount provided under this heading in this Act may not be used to increase the number of permanent positions: *Provided further*, That such amount is designated by the Congress as being for an emergency requirement pursuant to 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

17

SALARIES AND EXPENSES, UNITED STATES ATTORNEYS

18

For an additional amount for “Salaries and Expenses, United States Attorneys”, \$20,000,000, to remain available until September 30, 2022, to respond to the attack on the United States Capitol Complex that occurred on January 6, 2021, and for related purposes: *Provided*, That the amount provided under this heading in this Act may not be used to increase the number of permanent positions: *Provided further*, That such amount is designated

25

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

4 UNITED STATES MARSHALS SERVICE

5 SALARIES AND EXPENSES

6 For an additional amount for “United States Mar-
 7 shals Service, Salaries and Expenses”, \$26,000,000, to re-
 8 main available until September 30, 2022, of which
 9 \$1,000,000 is to respond to the attack on the United
 10 States Capitol Complex that occurred on January 6, 2021,
 11 and for related purposes, and of which \$25,000,000 is for
 12 the Judicial Security Division: *Provided*, That the amount
 13 provided under this heading in this Act may not be used
 14 to increase the number of permanent positions: *Provided*
 15 *further*, That such amount is designated by the Congress
 16 as being for an emergency requirement pursuant to sec-
 17 tion 251(b)(2)(A)(i) of the Balanced Budget and Emer-
 18 gency Deficit Control Act of 1985.

19 FEDERAL BUREAU OF INVESTIGATION

20 SALARIES AND EXPENSES

21 For an additional amount for “Federal Bureau of In-
 22 vestigation, Salaries and Expenses”, \$8,060,000, to re-
 23 main available until September 30, 2022, to respond to
 24 the attack on the United States Capitol Complex that oc-
 25 curred on January 6, 2021, and for related purposes: *Pro-*

1 *vided*, That the amount provided under this heading in
 2 this Act may not be used to increase the number of perma-
 3 nent positions: *Provided further*, That such amount is des-
 4 ignated by the Congress as being for an emergency re-
 5 quirement pursuant to section 251(b)(2)(A)(i) of the Bal-
 6 anced Budget and Emergency Deficit Control Act of 1985.

7 BUREAU OF ALCOHOL, TOBACCO, FIREARMS AND
 8 EXPLOSIVES
 9 SALARIES AND EXPENSES

10 For an additional amount for “Bureau of Alcohol,
 11 Tobacco, Firearms and Explosives, Salaries and Ex-
 12 penses”, \$1,500,000, to remain available until September
 13 30, 2022, to respond to the attack on the United States
 14 Capitol Complex that occurred on January 6, 2021, and
 15 for related purposes: *Provided*, That the amount provided
 16 under this heading in this Act may not be used to increase
 17 the number of permanent positions: *Provided further*, That
 18 such amount is designated by the Congress as being for
 19 an emergency requirement pursuant to section
 20 251(b)(2)(A)(i) of the Balanced Budget and Emergency
 21 Deficit Control Act of 1985.

22 FEDERAL PRISON SYSTEM
 23 SALARIES AND EXPENSES

24 For an additional amount for “Federal Prison Sys-
 25 tem, Salaries and Expenses”, \$1,800,000, to remain avail-

1 able until September 30, 2022, to respond to the attack
 2 on the United States Capitol Complex that occurred on
 3 January 6, 2021, and for related purposes: *Provided*, That
 4 the amount provided under this heading in this Act may
 5 not be used to increase the number of permanent posi-
 6 tions: *Provided further*, That such amount is designated
 7 by the Congress as being for an emergency requirement
 8 pursuant to section 251(b)(2)(A)(i) of the Balanced Budg-
 9 et and Emergency Deficit Control Act of 1985.

10 STATE AND LOCAL LAW ENFORCEMENT ACTIVITIES

11 OFFICE ON VIOLENCE AGAINST WOMEN

12 VIOLENCE AGAINST WOMEN PREVENTION AND

13 PROSECUTION PROGRAMS

14 For an additional amount for “Violence Against
 15 Women Prevention and Prosecution Programs”,
 16 \$375,000,000, to remain available until expended, to pre-
 17 vent, prepare for, and respond to coronavirus, of which—

18 (1) \$100,000,000 is for formula grants to
 19 States and territories to combat violence against
 20 women, as authorized by part T of title I of the Om-
 21 nibus Crime Control and Safe Streets Acts of 1968
 22 (34 U.S.C. 10441 et seq.);

23 (2) \$40,000,000 is for transitional housing as-
 24 sistance grants for victims of domestic violence, dat-
 25 ing violence, stalking, or sexual assault, as author-

1 ized by section 40299 of the Violent Crime Control
2 and Law Enforcement Act of 1994 (“1994 Act”)(34
3 U.S.C. 12351);

4 (3) \$100,000,000 is for formula grants to
5 States and territories for sexual assault victims as-
6 sistance as authorized by section 41601 of the 1994
7 Act (34 U.S.C. 12511(b));

8 (4) \$20,000,000 is for rural domestic violence
9 and child abuse enforcement assistance grants, as
10 authorized by section 40295 of the 1994 Act (34
11 U.S.C. 12341);

12 (5) \$15,000,000 is for grants to support fami-
13 lies in the justice system, as authorized by section
14 1301 of the 2000 Act (34 U.S.C. 12464);

15 (6) \$50,000,000 is for grants to Tribal govern-
16 ments, Tribal coalitions, Tribal non-profit organiza-
17 tions and Tribal organizations that serve Native vic-
18 tims for purposes authorized under 34 U.S.C.
19 10441(d), 34 U.S.C. 12511(d), 34 U.S.C. 10452
20 and 34 U.S.C. 12511(e);

21 (7) \$25,000,000 is for grants to enhance cul-
22 turally specific services for victims of domestic vio-
23 lence, dating violence, sexual assault, and stalking as
24 authorized under 34 U.S.C. 20124 grants to En-
25 hancing Culturally Specific Services for Victims of

1 Domestic Violence, Dating Violence, Sexual Assault
 2 and Stalking Program (commonly referred to as the
 3 “Culturally Specific Services Program”); and

4 (8) \$25,000,000 is for grants for outreach and
 5 services to underserved populations as authorized
 6 under 34 U.S.C. 20123 (commonly referred to as
 7 the “Underserved Program”):

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

12 OFFICE OF JUSTICE PROGRAMS

13 STATE AND LOCAL LAW ENFORCEMENT ASSISTANCE

14 For an additional amount for “State and Local Law
 15 Enforcement Assistance”, \$1,100,000, to remain available
 16 until September 30, 2022, for the sole purpose of restoring
 17 amounts, either directly or through reimbursement, for ob-
 18 ligations incurred for extraordinary law enforcement and
 19 related costs directly associated with protection of the
 20 President-elect from November 4, 2020 until the inau-
 21 guration of the President-elect as President: *Provided*,
 22 That such reimbursement shall be provided only for costs
 23 that a State or local agency can document as being over
 24 and above the cost of normal law enforcement operations
 25 and as being directly attributable to the provision of pro-

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

6 JUVENILE JUSTICE PROGRAMS

7 For an additional amount for “Juvenile Justice Pro-
 8 grams”, \$50,000,000, to remain available until expended,
 9 to prevent, prepare for, and respond to coronavirus, for
 10 programs authorized by the Victims of Child Abuse Act
 11 of 1990 (Public Law 101–647): *Provided*, That such
 12 amount is designated by the Congress as being for an
 13 emergency requirement pursuant to section
 14 251(b)(2)(A)(i) of the Balanced Budget and Emergency
 15 Deficit Control Act of 1985.

16 TITLE II

17 DEPARTMENT OF DEFENSE

18 MILITARY PERSONNEL

19 NATIONAL GUARD PERSONNEL, ARMY

20 For an additional amount for “National Guard Per-
 21 sonnel, Army”, \$231,000,000, to respond to the attack on
 22 the United States Capitol Complex that occurred on Janu-
 23 ary 6, 2021, and for related purposes: *Provided*, That such
 24 amount is designated by the Congress as being for an
 25 emergency requirement pursuant to section

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

3 NATIONAL GUARD PERSONNEL, AIR FORCE

4 For an additional amount for “National Guard Per-
 5 sonnel, Air Force”, \$28,900,000, to respond to the attack
 6 on the United States Capitol Complex that occurred on
 7 January 6, 2021, and for related purposes: *Provided*, That
 8 such amount is designated by the Congress as being for
 9 an emergency requirement pursuant to section
 10 251(b)(2)(A)(i) of the Balanced Budget and Emergency
 11 Deficit Control Act of 1985.

12 OPERATION AND MAINTENANCE

13 OPERATION AND MAINTENANCE, ARMY

14 For an additional amount for “Operation and Main-
 15 tenance, Army”, \$314,600,000, to prevent, prepare for,
 16 and respond to coronavirus: *Provided*, That such amount
 17 is designated by the Congress as being for an emergency
 18 requirement pursuant to section 251(b)(2)(A)(i) of the
 19 Balanced Budget and Emergency Deficit Control Act of
 20 1985.

21 OPERATION AND MAINTENANCE, NAVY

22 For an additional amount for “Operation and Main-
 23 tenance, Navy”, \$63,500,000, to prevent, prepare for, and
 24 respond to coronavirus: *Provided*, That such amount is
 25 designated by the Congress as being for an emergency re-

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

3 OPERATION AND MAINTENANCE, MARINE CORPS

4 For an additional amount for “Operation and Main-
 5 tenance, Marine Corps”, \$1,700,000, to prevent, prepare
 6 for, and respond to coronavirus: *Provided*, That such
 7 amount is designated by the Congress as being for an
 8 emergency requirement pursuant to section
 9 251(b)(2)(A)(i) of the Balanced Budget and Emergency
 10 Deficit Control Act of 1985.

11 OPERATION AND MAINTENANCE, AIR FORCE

12 For an additional amount for “Operation and Main-
 13 tenance, Air Force”, \$111,900,000, to prevent, prepare
 14 for, and respond to coronavirus: *Provided*, That such
 15 amount is designated by the Congress as being for an
 16 emergency requirement pursuant to section
 17 251(b)(2)(A)(i) of the Balanced Budget and Emergency
 18 Deficit Control Act of 1985.

19 OPERATION AND MAINTENANCE, SPACE FORCE

20 For an additional amount for “Operation and Main-
 21 tenance, Space Force”, \$500,000, to prevent, prepare for,
 22 and respond to coronavirus: *Provided*, That such amount
 23 is designated by the Congress as being for an emergency
 24 requirement pursuant to section 251(b)(2)(A)(i) of the

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

3 OPERATION AND MAINTENANCE, DEFENSE-WIDE

4 For an additional amount for “Operation and Main-
5 tenance, Defense-Wide”, \$28,400,000, to prevent, prepare
6 for, and respond to coronavirus: *Provided*, That such
7 amount is designated by the Congress as being for an
8 emergency requirement pursuant to section
9 251(b)(2)(A)(i) of the Balanced Budget and Emergency
10 Deficit Control Act of 1985.

11 OPERATION AND MAINTENANCE, ARMY RESERVE

12 For an additional amount for “Operation and Main-
13 tenance, Army Reserve”, \$5,000,000, to prevent, prepare
14 for, and respond to coronavirus: *Provided*, That such
15 amount is designated by the Congress as being for an
16 emergency requirement pursuant to section
17 251(b)(2)(A)(i) of the Balanced Budget and Emergency
18 Deficit Control Act of 1985.

19 OPERATION AND MAINTENANCE, NAVY RESERVE

20 For an additional amount for “Operation and Main-
21 tenance, Navy Reserve”, \$600,000, to prevent, prepare
22 for, and respond to coronavirus: *Provided*, That such
23 amount is designated by the Congress as being for an
24 emergency requirement pursuant to section

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

3 OPERATION AND MAINTENANCE, AIR FORCE RESERVE

4 For an additional amount for “Operation and Main-
 5 tenance, Air Force Reserve”, \$900,000, to prevent, pre-
 6 pare for, and respond to coronavirus: *Provided*, That such
 7 amount is designated by the Congress as being for an
 8 emergency requirement pursuant to section
 9 251(b)(2)(A)(i) of the Balanced Budget and Emergency
 10 Deficit Control Act of 1985.

11 OPERATION AND MAINTENANCE, ARMY NATIONAL
 12 GUARD

13 For an additional amount for “Operation and Main-
 14 tenance, Army National Guard”, \$228,500,000, of which
 15 \$218,500,000 shall be used to respond to the attack on
 16 the United States Capitol Complex that occurred on Janu-
 17 ary 6, 2021, and for related purposes, and of which
 18 \$10,000,000 shall be used to prevent, prepare for, and re-
 19 spond to coronavirus: *Provided*, That such amount is des-
 20 ignated by the Congress as being for an emergency re-
 21 quirement pursuant to section 251(b)(2)(A)(i) of the Bal-
 22 anced Budget and Emergency Deficit Control Act of 1985.

23 OPERATION AND MAINTENANCE, AIR NATIONAL GUARD

24 For an additional amount for “Operation and Main-
 25 tenance, Air National Guard”, \$49,200,000, of which

1 \$42,500,00 shall be used to respond to the attack on the
 2 United States Capitol Complex that occurred on January
 3 6, 2021, and for related purposes, and \$6,700,000 shall
 4 be used to prevent, prepare for, and respond to
 5 coronavirus: *Provided*, That such amount is designated by
 6 the Congress as being for an emergency requirement pur-
 7 suant to section 251(b)(2)(A)(i) of the Balanced Budget
 8 and Emergency Deficit Control Act of 1985.

9 RESEARCH, DEVELOPMENT, TEST AND
 10 EVALUATION

11 RESEARCH, DEVELOPMENT, TEST AND EVALUATION,
 12 NAVY

13 For an additional amount for “Research, Develop-
 14 ment, Test and Evaluation, Navy”, \$2,100,000, to pre-
 15 vent, prepare for, and respond to coronavirus: *Provided*,
 16 That such amount is designated by the Congress as being
 17 for an emergency requirement pursuant to section
 18 251(b)(2)(A)(i) of the Balanced Budget and Emergency
 19 Deficit Control Act of 1985.

20 REVOLVING AND MANAGEMENT FUNDS

21 DEFENSE WORKING CAPITAL FUNDS

22 For an additional amount for “Defense Working
 23 Capital Funds”, \$3,600,000, to prevent, prepare for, and
 24 respond to coronavirus: *Provided*, That such amount is
 25 designated by the Congress as being for an emergency re-

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

3 OTHER DEPARTMENT OF DEFENSE PROGRAMS

4 DEFENSE HEALTH PROGRAM

5 For an additional amount for “Defense Health Pro-
 6 gram”, \$761,000,000, which shall be for operation and
 7 maintenance, to prevent, prepare for, and respond to
 8 coronavirus: *Provided*, That, notwithstanding that one
 9 percent of funding for operation and maintenance under
 10 this heading in Public Law 116–260 shall remain available
 11 for obligation until September 30, 2022, funding for oper-
 12 ation and maintenance made available under this heading
 13 in this Act shall only be available through September 30,
 14 2021: *Provided further*, That such amount is designated
 15 by the Congress as being for an emergency requirement
 16 pursuant to section 251(b)(2)(A)(i) of the Balanced Budg-
 17 et and Emergency Deficit Control Act of 1985.

18 GENERAL PROVISIONS—THIS TITLE

19 SEC. 201. (a) Notwithstanding section 2208(l)(3) of
 20 title 10, United States Code, during fiscal year 2021, the
 21 total amount of the advance billings rendered or imposed
 22 for all working-capital funds of the Department of Defense
 23 may exceed the amount otherwise specified in such section.

1 (b) In this section, the term “advance billing” has
2 the meaning given that term in section 2208(l)(4) of title
3 10, United States Code.

4 (INCLUDING TRANSFER OF FUNDS)

5 SEC. 202. The Secretary of Defense may, with the
6 approval of the Office of Management and Budget, trans-
7 fer not to exceed \$2,000,000,000 of funds made available
8 to the Department of Defense in the Department of De-
9 fense Appropriations Act, 2021 (Public Law 116–260) be-
10 tween such appropriations or funds or any subdivision
11 thereof, to be available for the same purposes as the ap-
12 propriation or fund to which transferred: *Provided*, That
13 such authority shall only be used to prevent, prepare for,
14 and respond to coronavirus: *Provided further*, That the
15 Secretary shall provide not less than 7 days prior notifica-
16 tion to the congressional defense committees, as defined
17 in section 8028 of Public Law 116–260, for any transfer
18 made pursuant to this authority: *Provided further*, That
19 upon a determination that all or part of the funds trans-
20 ferred pursuant to this section are not necessary for the
21 purposes provided herein, such funds shall be transferred
22 back to the original appropriation: *Provided further*, That
23 no amounts may be transferred from amounts designated
24 for Overseas Contingency Operations/Global War on Ter-
25 rorism pursuant to a concurrent resolution on the budget

1 or section 251(b)(2)(A) of the Balanced Budget and
 2 Emergency Deficit Control Act of 1985: *Provided further*,
 3 That the authority provided by this section is in addition
 4 to any other transfer authority available to the Depart-
 5 ment of Defense.

6 TITLE III

7 DEPARTMENT OF THE TREASURY

8 FINANCIAL CRIMES ENFORCEMENT NETWORK

9 SALARIES AND EXPENSES

10 For an additional amount for “Financial Crimes En-
 11 forcement Network—Salaries and Expenses”,
 12 \$74,000,000, to remain available until expended, to imple-
 13 ment division F and section 9714 of the William M. (Mac)
 14 Thornberry National Defense Authorization Act for Fiscal
 15 Year 2021 (Public Law 116–283), to respond to the at-
 16 tack on the United States Capitol Complex that occurred
 17 on January 6, 2021, and for related purposes: *Provided*,
 18 That such amount is designated by the Congress as being
 19 for an emergency requirement pursuant to section
 20 251(b)(2)(A)(i) of the Balanced Budget and Emergency
 21 Deficit Control Act of 1985.

1 THE JUDICIARY
2 COURTS OF APPEALS, DISTRICT COURTS, AND OTHER
3 JUDICIAL SERVICES
4 COURT SECURITY
5 (INCLUDING TRANSFER OF FUNDS)

6 For an additional amount for “Courts of Appeals,
7 District Courts, and Other Judicial Services, Court Security”, \$157,500,000, to remain available until expended,
8 to respond to the attack on the United States Capitol
9 Complex that occurred on January 6, 2021, and for related purposes: *Provided*, That notwithstanding sections
10 331, 566(e)(1), and 566(i) of title 28, United States Code,
11 the amount made available under this heading in this Act
12 shall be available to address judicial security
13 vulnerabilities, including threat management capabilities,
14 for the personal safety and security of Federal judges and
15 their immediate families: *Provided further*, That up to
16 \$35,000,000 shall be transferred to the Federal Protective
17 Service for the costs of required upgrades and replacement
18 of exterior perimeter security cameras at United States
19 courthouses and Federal facilities that house judicial activities: *Provided further*, That such amount is designated
20 by the Congress as being for an emergency requirement
21 pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

DISTRICT OF COLUMBIA

FEDERAL FUNDS

FEDERAL PAYMENT FOR EMERGENCY PLANNING AND
SECURITY COSTS IN THE DISTRICT OF COLUMBIA

For an additional amount for “Federal Payment for Emergency Planning and Security Costs in the District of Columbia”, \$66,760,000, to remain available until expended, to respond to the attack on the United States Capitol Complex that occurred on January 6, 2021, and for related purposes: *Provided*, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

GENERAL SERVICES ADMINISTRATION

REAL PROPERTY ACTIVITIES

FEDERAL BUILDINGS FUND

For an additional amount to be deposited in the “Federal Buildings Fund”, \$5,000,000, to remain available until expended, to respond to the attack on the United States Capitol Complex that occurred on January 6, 2021, and for related purposes, including for security improvement studies and assessments: *Provided*, That not later than 90 days after the date of enactment of this Act, the Administrator of General Services shall submit a spending plan regarding the use of such amount to the

1 Committees on Appropriations of the House of Represent-
 2 atives and the Senate: *Provided further*, That such amount
 3 is designated by the Congress as being for an emergency
 4 requirement pursuant to section 251(b)(2)(A)(i) of the
 5 Balanced Budget and Emergency Deficit Control Act of
 6 1985.

7 TITLE IV

8 DEPARTMENT OF HOMELAND SECURITY

9 UNITED STATES SECRET SERVICE

10 OPERATIONS AND SUPPORT

11 For an additional amount for “Operations and Sup-
 12 port”, \$6,800,000, to remain available until September
 13 30, 2022: *Provided*, That not later than 15 days after the
 14 date of enactment of this Act and quarterly thereafter,
 15 the Director of the United States Secret Service shall sub-
 16 mit to the Committees on Appropriations of the Senate
 17 and the House of Representatives a plan for the obligation
 18 and expenditure of such amount, which shall include
 19 lifecycle and replacement costs, as appropriate: *Provided*
 20 *further*, That such amount may not be used to acquire or
 21 operate armored tactical vehicles or any weapon, ammuni-
 22 tion, or other equipment or material that is designed to
 23 inflict serious bodily harm or death: *Provided further*, That
 24 such amount is designated by the Congress as being for
 25 an emergency requirement pursuant to section

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

3 TITLE V

4 DEPARTMENT OF THE INTERIOR

5 NATIONAL PARK SERVICE

6 OPERATION OF THE NATIONAL PARK SYSTEM

7 For an additional amount for “Operation of the Na-
 8 tional Park System”, \$9,000,000, to remain available
 9 until September 30, 2022, to respond to the attack on the
 10 United States Capitol Complex that occurred on January
 11 6, 2021, and for related purposes: *Provided*, That such
 12 amount is designated by the Congress as being for an
 13 emergency requirement pursuant to section
 14 251(b)(2)(A)(i) of the Balanced Budget and Emergency
 15 Deficit Control Act of 1985.

16 TITLE VI

17 RELATED AGENCIES

18 SOCIAL SECURITY ADMINISTRATION

19 LIMITATION ON ADMINISTRATIVE EXPENSES

20 For an additional amount for “Limitation on Admin-
 21 istrative Expenses”, \$150,000,000, to remain available
 22 until September 30, 2022, to prevent, prepare for, and re-
 23 spond to coronavirus, including paying the salaries and
 24 benefits of all employees affected as a result of office clo-
 25 sures, telework, phone and communication services for em-

1 ployees, overtime costs, and supplies, and for resources
 2 necessary for processing disability and retirement work-
 3 loads and backlogs: *Provided*, That such amount is des-
 4 ignated by the Congress as being for an emergency re-
 5 quirement pursuant to section 251(b)(2)(A)(i) of the Bal-
 6 anced Budget and Emergency Deficit Control Act of 1985.

7 TITLE VII

8 LEGISLATIVE BRANCH

9 CHAPTER 1—SECURITY RELATED

10 SUPPLEMENTAL APPROPRIATIONS

11 SENATE

12 CONTINGENT EXPENSES OF THE SENATE

13 SERGEANT AT ARMS AND DOORKEEPER OF THE SENATE

14 For an additional amount for “Sergeant at Arms and
 15 Doorkeeper of the Senate”, \$11,490,000, to remain avail-
 16 able until September 30, 2026, to respond to the attack
 17 on the United States Capitol Complex that occurred on
 18 January 6, 2021, and for related purposes: *Provided*, That
 19 such amount shall be allocated in accordance with a
 20 spending plan submitted to the Committee on Appropria-
 21 tions of the Senate: *Provided further*, That such amount
 22 is designated by the Congress as being for an emergency
 23 requirement pursuant to section 251(b)(2)(A)(i) of the
 24 Balanced Budget and Emergency Deficit Control Act of
 25 1985.

SERGEANT AT ARMS BUSINESS CONTINUITY AND
DISASTER RECOVERY FUND

For an additional amount for the “Sergeant at Arms Business Continuity and Disaster Recovery Fund”, \$5,000,000, to remain available until expended, for the Sergeant at Arms and Doorkeeper of the Senate for purposes of the business continuity and disaster recovery needs of the Senate: *Provided*, That such amount shall be allocated in accordance with a spending plan submitted to the Committee on Appropriations of the Senate: *Provided further*, That such amount shall be in addition to any other appropriations available for such purpose: *Provided further*, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

ADMINISTRATIVE PROVISION

TO ESTABLISH THE SERGEANT AT ARMS BUSINESS CONTINUITY AND DISASTER RECOVERY FUND FOR THE SENATE

SEC. 701. Section 5 of the Legislative Branch Appropriations Act, 1991 (2 U.S.C. 6611) is amended—

(1) by striking all that precedes “is authorized,” and inserting the following:

1 **“SEC. 5. SERGEANT AT ARMS BUSINESS CONTINUITY AND**
 2 **DISASTER RECOVERY FUND.**

3 “(a) IN GENERAL.—The Sergeant at Arms and
 4 Doorkeeper of the Senate”; and

5 (2) by adding at the end the following:

6 “(b) SERGEANT AT ARMS BUSINESS CONTINUITY
 7 AND DISASTER RECOVERY FUND.—

8 “(1) ESTABLISHMENT.—There is established
 9 under the heading ‘Contingent Expenses of the Sen-
 10 ate’ an account to be known as the ‘Sergeant at
 11 Arms Business Continuity and Disaster Recovery
 12 Fund’.

13 “(2) USE OF FUNDS.—Amounts in the Fund
 14 shall be available to the Sergeant at Arms and Door-
 15 keeper of the Senate for purposes of the business
 16 continuity and disaster recovery needs of the Sen-
 17 ate.”.

18 **HOUSE OF REPRESENTATIVES**

19 **ALLOWANCES AND EXPENSES**

20 **(INCLUDING TRANSFER OF FUNDS)**

21 For an additional amount for “Allowances and Ex-
 22 penses”, \$17,776,000, to remain available until September
 23 30, 2022, to respond to the attack on the United States
 24 Capitol Complex that occurred on January 6, 2021, and
 25 for related purposes: *Provided*, That for necessary ex-
 26 penses for business continuity and disaster recovery, funds

1 shall be allocated in accordance with a spending plan sub-
 2 mitted to and approved by the Committee on Appropria-
 3 tions of the House of Representatives: *Provided further*,
 4 That of such amount, not more than \$500,800 is for the
 5 purpose of additional temporary counseling services and
 6 may be transferred to the Office of Employee Assistance,
 7 pursuant to section 101(a) of the Legislative Branch Ap-
 8 propriations Act, 1993 (2 U.S.C. 5507(a)), effective upon
 9 the expiration of the 10-day period which begins on the
 10 date the Chief Administrative Officer notifies the Com-
 11 mittee on Appropriations of the transfer: *Provided further*,
 12 That such amount is designated by the Congress as being
 13 for an emergency requirement pursuant to section
 14 251(b)(2)(A)(i) of the Balanced Budget and Emergency
 15 Deficit Control Act of 1985.

16 CAPITOL POLICE

17 SALARIES

18 (INCLUDING TRANSFER OF FUNDS)

19 For an additional amount for “Salaries”,
 20 \$37,495,000, to remain available until September 30,
 21 2022, to respond to the attack on the United States Cap-
 22 itol Complex that occurred on January 6, 2021, and for
 23 related purposes: *Provided*, That of such amount,
 24 \$3,600,000 may remain available until expended for reten-
 25 tion bonuses: *Provided further*, That of such amount, up

1 to \$6,900,000 shall be made available for hazard pay for
 2 employees of the Capitol Police: *Provided further*, That of
 3 such amount, \$1,361,300 shall be made available for the
 4 wellness program for the United States Capitol Police:
 5 *Provided further*, That amounts provided under this head-
 6 ing in this chapter may be transferred between the head-
 7 ings “Salaries” and “General Expenses” under the head-
 8 ing “Capitol Police” for the purposes specified under this
 9 heading in this chapter in accordance with section 1001
 10 of the Legislative Branch Appropriations Act, 2014 (2
 11 U.S.C. 1907a): *Provided further*, That such amount is des-
 12 ignated by the Congress as being for an emergency re-
 13 quirement pursuant to section 251(b)(2)(A)(i) of the Bal-
 14 anced Budget and Emergency Deficit Control Act of 1985.

15 GENERAL EXPENSES

16 (INCLUDING TRANSFER OF FUNDS)

17 For an additional amount for “General Expenses”,
 18 \$41,769,000, to remain available until September 30,
 19 2022, to respond to the attack on the United States Cap-
 20 itol Complex that occurred on January 6, 2021, and for
 21 related purposes: *Provided*, That of such amount,
 22 \$2,628,000 shall remain available until expended for phys-
 23 ical protection barriers and various civil disturbance unit
 24 equipment: *Provided further*, That amounts provided
 25 under this heading in this chapter for physical protection

1 barriers may be transferred to and merged with “Capitol
 2 Police Buildings, Grounds and Security”: *Provided fur-*
 3 *ther*, That of such amount, not less than \$5,000,000 shall
 4 be made available for reimbursable agreements with State
 5 and local law enforcement agencies and not less than
 6 \$4,800,000 shall be available for protective details for
 7 Members of Congress, including Delegates and the Resi-
 8 dent Commissioner to the Congress: *Provided further*,
 9 That of such amount, up to \$2,500,000 may be trans-
 10 ferred to “Department of Justice—United States Mar-
 11 shals Service—Salaries and Expenses” for the purpose of
 12 reimbursements for providing peer-to-peer and group
 13 counseling services to the Capitol Police and training and
 14 technical and related assistance necessary to establish a
 15 peer-to-peer and group counseling program within the
 16 Capitol Police: *Provided further*, That amounts provided
 17 under this heading in this chapter may be transferred be-
 18 tween the headings “Salaries” and “General Expenses”
 19 under the heading “Capitol Police” for the purposes speci-
 20 fied under this heading in this chapter in accordance with
 21 section 1001 of the Legislative Branch Appropriations
 22 Act, 2014 (2 U.S.C. 1907a): *Provided further*, That such
 23 amount is designated by the Congress as being for an
 24 emergency requirement pursuant to section

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

3 UNITED STATES CAPITOL PROTECTION TASK FORCE
 4 FUND
 5 (INCLUDING TRANSFER OF FUNDS)

6 For an additional amount for “United States Capitol
 7 Protection Task Force”, \$27,070,000, to remain available
 8 until expended, to respond to the attack on the United
 9 States Capitol Complex that occurred on January 6, 2021,
 10 and for related purposes: *Provided*, That such amount
 11 shall be allocated in accordance with the United States
 12 Capitol Protection Task Force authorities established in
 13 this Act and a spending plan submitted to the Committees
 14 on Appropriations of the House of Representatives and the
 15 Senate: *Provided further*, That the Capitol Police may use
 16 amounts provided under this heading in this chapter to
 17 reimburse a partner agency that performs activities in
 18 preparation for or response to an event, or as part of a
 19 training activity, under the Task Force agreement with
 20 that partner agency: *Provided further*, That amounts pro-
 21 vided under this heading in this chapter may be trans-
 22 ferred to “Salaries” and “General Expenses” under the
 23 heading “Capitol Police” for the purposes specified under
 24 this heading in this chapter in accordance with section
 25 1001 of the Legislative Branch Appropriations Act, 2014

1 (2 U.S.C. 1907a): *Provided further*, That such amount
 2 shall be in addition to any other appropriations available
 3 for such purpose: *Provided further*, That such amount is
 4 designated by the Congress as being for an emergency re-
 5 quirement pursuant to section 251(b)(2)(A)(i) of the Bal-
 6 anced Budget and Emergency Deficit Control Act of 1985.

7 ADMINISTRATIVE PROVISIONS

8 WELLNESS PROGRAM

9 SEC. 702. (a) APPLICATION OF LAW.—The wellness
 10 program of the United States Capitol Police shall be
 11 known and designated as the “Howard C. Liebengood
 12 Center for Wellness”.

13 (b) EFFECTIVE DATE.—This section shall apply with
 14 respect to fiscal year 2021 and each succeeding fiscal year.

15 REQUIRING UNIFORMED UNITED STATES CAPITOL POLICE
 16 OFFICERS TO UTILIZE BODY-WORN CAMERAS WHILE
 17 ON DUTY

18 SEC. 703. (a) REQUIREMENT.—Each uniformed offi-
 19 cer of the United States Capitol Police whose job duties
 20 include interacting with the general public shall utilize a
 21 body-worn camera and ensure that the body-worn camera
 22 is activated while on duty.

23 (b) EXCEPTION FOR OFFICERS ON PERSONAL PRO-
 24 TECTION DETAIL.—Subsection (a) does not apply to an

1 officer during any time in which the officer is serving on
2 a personal protection detail.

3 (c) REGULATIONS.—

4 (1) IN GENERAL.—The Capitol Police Board
5 shall promulgate such regulations as may be nec-
6 essary to carry out this section.

7 (2) BODY CAMERA FOOTAGE.—The regulations
8 promulgated under paragraph (1) shall include guid-
9 ance on the retention and deletion of video footage
10 recorded by a body-worn camera utilized by an offi-
11 cer of the United States Capitol Police.

12 (3) REQUIRING NOTIFICATION PRIOR TO DIS-
13 CLOSURE OF CERTAIN RECORDED INFORMATION.—
14 The regulations promulgated under paragraph (1)
15 shall include a requirement that the United States
16 Capitol Police shall not make any disclosure to any
17 third party (including a law enforcement agency), in-
18 cluding any disclosure pursuant to a request by com-
19 pulsory process, of any video or audio information
20 relating to the House of Representatives or the Sen-
21 ate which is recorded by a body-worn camera utilized
22 by an officer of the United States Capitol Police
23 until the United States Capitol Police provides no-
24 tice of the request to, and consults regarding the
25 disclosure with—

1 (A) in the case of information relating to
 2 the House of Representatives, the Office of the
 3 General Counsel of the House of Representa-
 4 tives and any Member (including a Delegate or
 5 Resident Commissioner), officer, or employee of
 6 the House involved; or

7 (B) in the case of information relating to
 8 the Senate, any Senator, officer, or employee of
 9 the Senate involved.

10 (d) EFFECTIVE DATE.—This section shall apply with
 11 respect to fiscal year 2021 and each succeeding fiscal year.

12 UNITED STATES CAPITOL PROTECTION TASK FORCE

13 SEC. 704. (a) SHORT TITLE.—This section may be
 14 cited as the “United States Capitol Protection Task Force
 15 Act”.

16 (b) DEFINITIONS.—In this section:

17 (1) ACTIVATE.—The term “activate”, with re-
 18 spect to a partner agency, means that the partner
 19 agency has been directed to perform activities in
 20 preparation for or response to an event, or as part
 21 of a training activity, under the Task Force agree-
 22 ment with the partner agency.

23 (2) APPROPRIATE COMMITTEES OF CON-
 24 GRESS.—The term “appropriate committees of Con-
 25 gress” means—

1 (A) the Committee on Rules and Adminis-
 2 tration and the Committee on Appropriations of
 3 the Senate; and

4 (B) the Committee on House Administra-
 5 tion and the Committee on Appropriations of
 6 the House of Representatives.

7 (3) CAPITOL COMPLEX.—The term “Capitol
 8 complex” means the United States Capitol Grounds
 9 described in section 5102 of title 40, United States
 10 Code, and the Capitol Buildings described in section
 11 5101 of title 40, United States Code.

12 (4) CAPITAL REGION.—The term “Capital re-
 13 gion” means—

14 (A) the District of Columbia;

15 (B) Anne Arundel, Baltimore, Charles,
 16 Frederick, Howard, Montgomery, and Prince
 17 Georges Counties in Maryland;

18 (C) Arlington, Fairfax, Loudoun, and
 19 Prince William Counties in Virginia; and

20 (D) all cities in Maryland or Virginia in
 21 the geographic area bounded by the outer
 22 boundaries of the combined area of the counties
 23 listed in subparagraphs (B) and (C).

24 (5) CHIEF.—The term “Chief” means the Chief
 25 of the United States Capitol Police.

1 (6) FUND.—The term “Fund” means the
 2 United States Capitol Protection Task Force Fund
 3 established under subsection (l)(1).

4 (7) INCIDENT COMMAND SYSTEM ORGANIZA-
 5 TIONAL ROSTER.—The term “Incident Command
 6 System organizational roster” means the list of as-
 7 signments under the Incident Command System to
 8 be used for rostering personnel of partner agencies
 9 developed under subsection (d)(7)(A).

10 (8) NATIONAL INCIDENT MANAGEMENT SYS-
 11 TEM.—The term “National Incident Management
 12 System” has the meaning given that term in section
 13 501 of the Homeland Security Act of 2002 (6
 14 U.S.C. 311).

15 (9) PARTNER AGENCY.—The term “partner
 16 agency”—

17 (A) means a law enforcement agency enter-
 18 ing into a Task Force agreement; and

19 (B) may include—

20 (i) Federal law enforcement agencies,
 21 including—

22 (I) the Federal Bureau of Inves-
 23 tigation;

24 (II) the United States Marshals
 25 Service;

1 (III) the United States Park Po-
2 lice;

3 (IV) the United States Secret
4 Service;

5 (V) the United States Coast
6 Guard;

7 (VI) the Federal Protective Serv-
8 ice;

9 (VII) the Amtrak Police Depart-
10 ment;

11 (VIII) the United States Su-
12 preme Court Police;

13 (IX) the Pentagon Force Protec-
14 tion Agency; and

15 (X) the Government Publishing
16 Office Police;

17 (ii) any State or local law enforcement
18 agency operating in the Capital region; and

19 (iii) the National Guard of the Dis-
20 trict of Columbia for the purposes of ob-
21 taining specialized capabilities for use
22 within the mission of the Task Force.

23 (10) TASK FORCE.—The term “Task Force”
24 means the United States Capitol Protection Task

1 Force established under the agreements entered into
2 or modified under subsection (c)(1).

3 (11) TASK FORCE AGREEMENT.—The term
4 “Task Force agreement” means a memorandum of
5 understanding or other agreement between the Chief
6 and a partner entity establishing the terms and con-
7 ditions of the participation of the partner entity in
8 the Task Force.

9 (c) ESTABLISHMENT OF TASK FORCE.—

10 (1) IN GENERAL.—The Chief shall enter into
11 new memorandums of understanding, or modify ex-
12 isting agreements, with law enforcement agencies op-
13 erating in the Capital region to establish the United
14 States Capitol Protection Task Force as a ready re-
15 sponse capability, to assist the United States Capitol
16 Police in protecting and providing security at the
17 Capitol complex, in accordance with this section.

18 (2) CONSTRUCTION WITH OTHER AUTHOR-
19 ITY.—The authority under this section is in addition
20 to any authority under section 911 of division B of
21 the Department of Defense and Emergency Supple-
22 mental Appropriations for Recovery from and Re-
23 sponse to Terrorist Attacks on the United States
24 Act, 2002 (2 U.S.C. 1970), relating to assistance by
25 executive departments and agencies.

1 (d) TASK FORCE ADMINISTRATION.—

2 (1) HEAD.—The head of the Task Force shall
3 be the Chief, who shall have the authority to activate
4 partner agencies in accordance with the Task Force
5 agreements with the partner agencies.

6 (2) OPERATION.—The rules, processes, proce-
7 dures, and expectations for the Task Force shall be
8 established and carried out in accordance with the
9 National Incident Management System and the Inci-
10 dent Command System.

11 (3) COMMAND STAFF MEETINGS.—The Chief
12 and commanders from each partner agency shall
13 meet not less frequently than quarterly to discuss
14 the operation of the Task Force, including intra-
15 agency training goals, Task Force joint training ex-
16 ercises, communications, Incident Command Sys-
17 tems, equipment, and any other issue required to en-
18 sure the success of the Task Force.

19 (4) COMMUNICATIONS.—The Chief shall ensure
20 consistent and appropriate communication is pro-
21 vided regarding the activities of the Task Force to—

22 (A) the Capitol Police Board, the Speaker
23 of the House of Representatives, the Minority
24 Leader of the House of Representatives, the

1 Majority Leader of the Senate, and the Minor-
2 ity Leader of the Senate;

3 (B) the appropriate committees of Con-
4 gress;

5 (C) partner agencies, for dissemination to
6 executives overseeing the partner agencies and
7 other significant stakeholders; and

8 (D) the public.

9 (5) TRAINING.—Under a Task Force agree-
10 ment, a partner agency shall participate in joint
11 training with the Task Force in accordance with
12 subsection (i)(2).

13 (6) STAGING AND RESPONSE OPERATIONS.—
14 The Chief shall designate 1 or more locations in the
15 Capitol complex, which shall be coordinated with the
16 various entities with jurisdiction of the areas of the
17 Capitol complex, that will be used for staging and
18 response operations by the Task Force.

19 (7) ASSIGNMENT OF DUTIES.—

20 (A) LIST.—Not later than 90 days after
21 the date of enactment of this Act, the Chief
22 shall develop a list of assignments under the In-
23 cident Command System to be used for
24 rostering personnel of partner agencies during
25 an activation.

1 (B) CONTENTS AND REVIEW.—The Chief
2 and partner agencies shall—

3 (i) ensure that the assignments of
4 personnel under the Incident Command
5 System organizational roster comport with
6 the personnel that partner agencies will
7 provide under the Task Force agreements;
8 and

9 (ii) review and, if necessary, revise the
10 Incident Command System organizational
11 roster on a quarterly basis.

12 (C) TRAINING AND EXERCISE.—The Inci-
13 dent Command System organizational roster
14 and related protocols shall be trained and exer-
15 cised in accordance with subsection (i)(2).

16 (e) TASK FORCE ACTIVATION.—

17 (1) IN GENERAL.—Except for an activation for
18 training or exercising activities relating to the Task
19 Force, the Chief may not activate the personnel, as-
20 sets, capabilities, or equipment of a partner agency,
21 unless the Chief submits to the Capitol Police Board
22 a certification that intelligence and threat identifica-
23 tion related to 1 or more events indicates that the
24 necessary response will exceed the capacity of the

1 United States Capitol Police in carrying out its mis-
 2 sion.

3 (2) FIRST AMENDMENT CONSIDERATIONS.—A
 4 certification by the Chief under paragraph (1) shall
 5 include consideration of the impacts on rights under
 6 the First Amendment to the Constitution of the
 7 United States related to operational activities result-
 8 ing from the activation of 1 or more partner agen-
 9 cies.

10 (3) CERTIFICATION OF CONTINUED OPER-
 11 ATIONAL REQUIREMENT.—During a period during
 12 which 1 or more partner agencies are activated, the
 13 Chief shall—

14 (A) not less frequently than every 30 days,
 15 submit to the Capitol Police Board a certifi-
 16 cation described in paragraph (1); and

17 (B) in preparing the certification sub-
 18 mitted under subparagraph (A), consult with—

19 (i) the Capitol Police Board; and

20 (ii) the appropriate committees of
 21 Congress.

22 (f) TASK FORCE AGREEMENTS GENERALLY.—A
 23 Task Force agreement shall—

24 (1) establish—

1 (A) the personnel, assets, capabilities,
2 equipment, and reimbursement to be provided
3 from, or to, a partner agency;

4 (B) the response time for a partner agency
5 if the Chief activates the partner agency; and

6 (C) that, upon activation, the personnel,
7 assets, capabilities, and equipment provided to
8 the Task Force by a partner agency shall oper-
9 ate under the authority and direction of the
10 Chief;

11 (2) provide that, when activated, the personnel
12 of a partner agency shall operate within the primary
13 jurisdiction of the United States Capitol Police
14 under section 9B(b) of the Act entitled “An Act to
15 define the area of the United States Capitol
16 Grounds, to regulate the use thereof, and for other
17 purposes”, approved July 31, 1946 (2 U.S.C.
18 1967(b)); and

19 (3) ensure consistency with the operational and
20 jurisdictional relationship between the United States
21 Capitol Police and the United States Supreme Court
22 Police during activations of the Task Force.

23 (g) PERSONNEL.—

24 (1) IN GENERAL.—Under a Task Force agree-
25 ment, a partner agency shall agree to make avail-

1 able, when activated, law enforcement officers that
2 have had significant training and experience in han-
3 dling demonstrations, riots, or other large scale
4 events requiring the deployment of civil disturbance
5 units.

6 (2) SIZE OF DEDICATED PERSONNEL.—A part-
7 ner agency shall agree, under a Task Force agree-
8 ment, on the number of personnel to be provided
9 during a period of activation, which—

10 (A) shall include identifying a sufficient
11 number of primary personnel and alternate per-
12 sonnel to ensure the partner agency can provide
13 the agreed upon number of personnel;

14 (B) for a partner agency with a sworn
15 workforce of less than 200 officers, shall re-
16 quire that the partner agency provide not less
17 than 1 unit, which shall consist of not less than
18 10 law enforcement officers;

19 (C) for a partner agency with a sworn
20 workforce of not less than 200 officers and less
21 than 500 officers—

22 (i) shall require that the partner
23 agency provide not less than 1 unit, which
24 shall consist of not less than 20 law en-
25 forcement officers; and

1 (ii) may provide that the partner
2 agency shall provide supervisory officers, a
3 commander, or mission support personnel;

4 (D) for a partner agency with a sworn
5 workforce of not less than 500 officers, shall re-
6 quire the partner agency provide not less than
7 1 unit, which shall consist of not less than 40
8 law enforcement officers, an appropriate num-
9 ber of supervisory officers, a commander, and
10 not less than 5 mission support personnel; and

11 (E) may provide that a partner agency
12 shall provide more than 1 unit described in sub-
13 paragraph (B), (C), or (D), as applicable.

14 (3) CAPABILITIES.—

15 (A) IN GENERAL.—The Chief shall ensure
16 that the Task Force agreements provide for a
17 range of personnel to be provided by partner
18 agencies, with a range of capabilities, as nec-
19 essary for an effective rapid response capability.

20 (B) INCIDENT RESPONSE CAPABILITIES.—
21 The Chief shall ensure that the Task Force has
22 adequate incident response capabilities—

23 (i) which shall include Incident Com-
24 mand System supervisory positions and

civil disturbance commanders, supervisors,
and officers; and

(ii) may include Special Weapons And
Tactics officers, bomb and hazardous de-
vices technicians, hazardous materials re-
sponse technicians, canine teams, threats
officers or agents, intelligence agents or
analysts, command center operations tech-
nicians, and communications or dispatch
technicians.

(C) MISSION RESPONSE CAPABILITIES.—

The Chief shall ensure that the Task Force has
adequate mission response capabilities, includ-
ing radio and information technology special-
ists, training instructors, asset management or
logistics technicians, financial management per-
sonnel, and public affairs officers or specialists.

(h) EQUIPMENT.—

(1) SPECIALIZED EQUIPMENT.—

(A) IN GENERAL.—A Task Force agree-
ment shall specify specialized equipment that
will be provided by the Chief to the partner
agency.

(B) USE OUTSIDE ACTIVATION.—A partner
agency—

1 (i) may use equipment described in
2 subparagraph (A) that is provided by the
3 Chief during the normal operations of the
4 partner agency; and

5 (ii) shall—

6 (I) maintain any such equipment;

7 and

8 (II) if any such equipment is
9 damaged or destroyed during activi-
10 ties that are not part of an activation
11 of the partner agency, bear the cost of
12 repairing or replacing the equipment,
13 in accordance with established stand-
14 ards of the United States Capitol Po-
15 lice.

16 (2) COMMUNICATIONS.—Under a Task Force
17 agreement, the Chief shall be responsible for, and
18 bear the cost of, activities and equipment necessary
19 to ensure the interoperability of communications.

20 (3) VEHICLES.—A Task Force agreement may
21 specify the response or specialized vehicles, including
22 land and air vehicles, that will be provided by a
23 partner agency during a period of activation.

24 (i) TRAINING.—

1 (1) IN GENERAL.—Under a Task Force agree-
2 ment, the Chief shall procure and provide training,
3 including exercises, relating to the activities of the
4 Task Force, to ensure consistent capabilities across
5 the partner agencies.

6 (2) FREQUENCY OF JOINT TRAINING.—Under a
7 Task Force agreement, a partner agency shall par-
8 ticipate in joint training with the Task Force, to be
9 conducted in the Capitol complex or another appro-
10 priate training venue—

11 (A) not less than 4 times during the 1-year
12 period beginning on the date of enactment of
13 this Act; and

14 (B) not less than 2 times per year there-
15 after.

16 (3) GOALS.—The joint training by the partner
17 agencies and the United States Capitol Police shall
18 be designed to enhance interoperability and reinforce
19 the requirements under the National Incident Man-
20 agement System, including implementation of a uni-
21 fied command structure for command and control of
22 major events.

23 (j) REIMBURSEMENT.—

1 (1) REIMBURSABLE EXPENSES.—A Task Force
2 agreement shall provide that the Chief shall reim-
3 burse a partner agency for the cost—

4 (A) of overtime pay, hazardous duty pay,
5 additional pay required during training, and
6 pay during response or recovery time that is
7 payable to personnel of the partner agency in
8 connection with activities of the Task Force,
9 which shall be determined based on standard
10 calculation rates contained in the Task Force
11 agreement;

12 (B) to the partner agency of stand-by ca-
13 pabilities;

14 (C) of the use of vehicles of the partner
15 agency in connection with activities of the Task
16 Force;

17 (D) of administrative costs for maintaining
18 the personnel, assets, capabilities, equipment,
19 and vehicles provided to the Task Force by the
20 partner agency; and

21 (E) of damage to or the destruction of a
22 vehicle provided by the partner agency under
23 the Task Force agreement which occurs during
24 a period of activation.

1 (2) NO REIMBURSEMENT OF BASE SALARY.—A
2 Task Force agreement may not provide for the reim-
3 bursement of the basic pay of personnel of a partner
4 agency.

5 (k) INTELLIGENCE.—Not later than 90 days after
6 the date of enactment of this Act, the Chief shall submit
7 to the Capitol Police Board and the appropriate commit-
8 tees of Congress a plan to enhance the intelligence and
9 threat detection capabilities of the United States Capitol
10 Police, in order to ensure the effective operation and acti-
11 vation of the Task Force.

12 (l) FUNDING.—

13 (1) ESTABLISHMENT.—There is established in
14 the Treasury of the United States a fund to be
15 known as the United States Capitol Protection Task
16 Force Fund.

17 (2) AVAILABILITY.—Amounts in the Fund shall
18 be available to the Chief for the cost of addressing
19 significant response requirements by partner agen-
20 cies, including reimbursements in accordance with
21 this section, as determined by the Chief.

22 (3) AMOUNTS DEPOSITED.—The Fund shall
23 consist of any amounts appropriated by law for the
24 purposes of the Fund.

25 (4) REPORTING.—

1 (A) IN GENERAL.—Not later than 90 days
2 after the date of enactment of this Act, the
3 Chief shall submit to the Capitol Police Board
4 and the appropriate committees of Congress for
5 review and approval an internal controls plan
6 for reporting on spending of amounts appro-
7 priated to the Fund.

8 (B) LIMITATION.—The Chief may not obli-
9 gate or expend amounts in the Fund until the
10 date on which the Chief submits the internal
11 controls plan in accordance with subparagraph
12 (A).

13 (m) WORKERS' COMPENSATION.—

14 (1) COMPENSATION.—Each partner agency
15 shall provide for the payment of compensation and
16 death benefits to injured members of the emergency
17 forces of that partner agency and representatives of
18 deceased members of such forces if the members
19 sustain injuries or are killed while activated under a
20 Task Force agreement, including while engaged in
21 training activities under the Task Force agreement,
22 in the same manner and on the same terms as if the
23 injury or death were sustained within the jurisdic-
24 tion of the partner agency.

1 (2) OTHER STATE LAW.—No partner agency
2 shall be liable under the law of any State other than
3 its own for providing for the payment of compensa-
4 tion or death benefits to injured members of the
5 emergency forces of the partner agency or represent-
6 atives of deceased members of such forces if the
7 members sustain injuries or are killed while acti-
8 vated under a Task Force agreement, including
9 while engaged in training activities under the Task
10 Force agreement, in the same manner and on the
11 same terms as if the injury or death were sustained
12 within the jurisdiction of the partner agency.

13 (n) USE OF FORCE AND OTHER PURPOSES.—While
14 activated, personnel of a partner agency are designated
15 as special officers within the United States Capitol Police,
16 in accordance with paragraph (2) of section 1017(a) of
17 division H of the Consolidated Appropriations Resolution,
18 2003 (2 U.S.C. 1974(a)), as added by this section, and,
19 as such, shall conduct law enforcement and security func-
20 tions under agreed upon use of force and other operational
21 purposes, as determined by the Chief, in accordance with
22 the Task Force agreements.

23 (o) ANNUAL REPORTING.—The Chief shall submit
24 with the annual budget justification of the United States

1 Capitol Police a report documenting the activities of the
2 Task Force from the prior year, which shall include—

3 (1) the number and status of Task Force agree-
4 ments;

5 (2) the number and type of training and exer-
6 cises conducted in support of the Task Force capa-
7 bilities;

8 (3) a summary of the command staff meetings
9 relating to Task Force capabilities conducted during
10 the reporting period;

11 (4) a summary of the types and scope of oper-
12 ational activations of the Task Force during the re-
13 porting period;

14 (5) a summary of the after-action reports fol-
15 lowing operational activations of the Task Force
16 during the reporting period; and

17 (6) a summary of the expenditures from the
18 Fund to support the Task Force.

19 (p) AUDITING.—

20 (1) The Inspector General of the United States
21 Capitol Police shall conduct an annual audit of the
22 operation of the United States Capitol Protection
23 Task Force, concurrently with the audit of the an-
24 nual financial statements of the United States Cap-
25 itol Police required under section 108(b)(2)(D) of

1 the Legislative Branch Appropriations Act, 2001 (2
2 U.S.C. 1903(b)(2)(D)).

3 (2) The Government Accountability Office shall
4 conduct periodic reviews of the activities and oper-
5 ations of the United States Capitol Protection Task
6 Force and report to the Congress, and have access
7 to, and the right to make and retain copies of, the
8 records of the Task Force and its component organi-
9 zations pertinent to its activities and operations.

10 (q) CAPITOL POLICE SPECIAL OFFICERS.—Section
11 1017(a) of division H of the Consolidated Appropriations
12 Resolution, 2003 (2 U.S.C. 1974(a)) is amended—

13 (1) by redesignating paragraphs (1) and (2) as
14 subparagraphs (A) and (B), respectively, and adjust-
15 ing the margin accordingly;

16 (2) by striking “In the event of an emergency,”
17 and inserting the following:

18 “(1) AUTHORITY GENERALLY.—In the event of
19 an emergency,”; and

20 (3) by adding at the end the following:

21 “(2) AUTOMATIC DESIGNATION OF UNITED
22 STATES CAPITOL PROTECTION TASK FORCE.—

23 “(A) DEFINITIONS.—In this paragraph,
24 the terms ‘activate’ and ‘partner agency’ have

1 the meanings give such terms in the United
2 States Capitol Protection Task Force Act.

3 “(B) AUTOMATIC DESIGNATION.—Any law
4 enforcement officer of a partner agency that is
5 activated under the United States Capitol Pro-
6 tection Task Force Act shall be deemed to have
7 been appointed to serve as a special officer of
8 the Capitol Police within the authorities of the
9 Capitol Police in policing the Capitol buildings
10 and grounds.”.

11 CAPITOL POLICE SALARY CAP ADJUSTMENT

12 SEC. 705. For the purposes of administering pay dur-
13 ing calendar year 2021, the limitation on the maximum
14 rate of gross compensation under this subsection for any
15 member or civilian employee of the Capitol Police whose
16 compensation includes overtime pay under the Fair Labor
17 Standards Act of 1938 (29 U.S.C. 201 et seq.) shall be
18 limited to Executive Schedule II at \$199,300. Excluded
19 from this limitation for calendar year 2021 shall be reten-
20 tion bonuses and hazard bonuses related to the events of
21 January 6th.

1 ARCHITECT OF THE CAPITOL

2 CAPITAL CONSTRUCTION AND OPERATIONS

3 (INCLUDING TRANSFER OF FUNDS)

4 For an additional amount for “Capital Construction
5 and Operations”, \$525,000,000, to remain available until
6 expended, to respond to the attack on the United States
7 Capitol Complex that occurred on January 6, 2021, and
8 for related purposes, including for Capitol Complex emer-
9 gency response and infrastructure security costs of: (1)
10 providing support for the Architect of the Capitol, the Ser-
11 geants at Arms of the House of Representatives and the
12 Senate, the United States Capitol Police, and the Library
13 of Congress in responding to the attack and in preparing
14 for and mitigating the effects of similar attacks in the fu-
15 ture; (2) repairing public facilities damaged by the attack;
16 (3) securing vulnerabilities of buildings and infrastructure
17 in the Complex; and (4) updating and enhancing physical
18 security in the Complex, including making revisions to the
19 landscape design infrastructure of the Complex and oper-
20 ational readiness: *Provided*, That of such amount,
21 \$100,000,000 shall be immediately transferred to “Capitol
22 Police Buildings, Grounds and Security”, for construction
23 of security screening vestibules at the Capitol Building,
24 and design and construction of security screening vesti-
25 bules at the House of Representatives and Senate office

1 buildings: *Provided further*, That of such amount,
2 \$40,000,000 may be used to restore amounts, either di-
3 rectly or through reimbursement, for obligations incurred
4 for the same purposes by the Architect of the Capitol prior
5 to the date of the enactment of this Act: *Provided further*,
6 That any funds transferred by the Architect pursuant to
7 the authority in the preceding proviso shall be merged with
8 and made available for the same purposes, and period of
9 availability, as the appropriations to which the funds are
10 transferred: *Provided further*, That of such amount,
11 \$300,582,000 is available for the replacement of existing
12 windows and doors in the Capitol Building and shall in-
13 clude necessary related hardening work on the House of
14 Representatives and Senate office buildings: *Provided fur-*
15 *ther*, That of such amount, \$2,000,000 is available for pre-
16 liminary planning, study, and design of additional sen-
17 sitive compartmented information facility space for the
18 Senate, in coordination with the Office of the Secretary
19 of the Senate: *Provided further*, That funds made available
20 under this heading in this chapter may be used for design,
21 installation, landscape architecture, and to maintain a re-
22 tractable security system as part of an interconnected se-
23 curity of the United States Capitol Grounds: *Provided fur-*
24 *ther*, That amounts made available under this heading in
25 this chapter for the purposes specified in the preceding

1 proviso shall be in addition to amounts otherwise available
 2 for such purposes: *Provided further*, That none of the
 3 funds made available in this or any other Act in prior fis-
 4 cal years, this fiscal year, or any fiscal year thereafter may
 5 be used to install permanent, above-ground fencing around
 6 the perimeter, or any portion thereof, of the United States
 7 Capitol Grounds, as described in section 5102 of title 40,
 8 United States Code: *Provided further*, That as soon as
 9 practicable after the date of the enactment of this Act,
 10 a signed, detailed spending plan for the use of the amount
 11 provided under this heading in this chapter, other than
 12 the amount transferred pursuant to the first proviso, shall
 13 be submitted for review by the Architect of the Capitol,
 14 in coordination with the Chief Administrative Officer of
 15 the House of Representatives and the Secretary of the
 16 Senate, and after consultation with the Sergeants at Arms
 17 of the House of Representatives and the Senate, to the
 18 Speaker of the House of Representatives, the Minority
 19 Leader of the House of Representatives, the Majority and
 20 Minority Leaders of the Senate, and the Chairpersons and
 21 ranking minority members of the Committees on Appro-
 22 priations of the House of Representatives and the Senate:
 23 *Provided further*, That such spending plan shall be sub-
 24 mitted for review prior to the implementation of such plan
 25 and no funds provided under this heading in this chapter,

1 other than the amount transferred pursuant to the first
2 proviso, shall be obligated prior to such review and ap-
3 proval: *Provided further*, That such spending plan shall be
4 updated and resubmitted every 90 days (from initial sub-
5 mission) until such time as all of the funds under this
6 heading in this chapter have been obligated: *Provided fur-*
7 *ther*, That none of the funds made available under this
8 heading in this chapter shall be available for reprogram-
9 ming in an amount exceeding 10 percent of the total
10 amount allocated under the most recent version of such
11 spending plan without the written concurrence of the
12 Chairpersons and ranking minority members of the Com-
13 mittees on Appropriations of the House of Representatives
14 and the Senate: *Provided further*, That the Architect of
15 the Capitol Office of Inspector General shall be notified
16 upon the obligation or expenditure of any funds provided
17 under this heading in this chapter, other than the amount
18 transferred pursuant to the first proviso: *Provided further*,
19 That not later than 45 days after the end of any calendar
20 quarter during which amounts provided under this head-
21 ing in this chapter are obligated or expended, other than
22 the amount transferred pursuant to the first proviso, the
23 Office of Inspector General shall review and submit a re-
24 port on the uses of such funds during the quarter to the
25 Committee on House Administration of the House of Rep-

1 representatives, the Committee on Rules and Administration
 2 of the Senate, and the Committees on Appropriations of
 3 the House of Representatives and Senate: *Provided fur-*
 4 *ther*, That such amount is designated by the Congress as
 5 being for an emergency requirement pursuant to section
 6 251(b)(2)(A)(i) of the Balanced Budget and Emergency
 7 Deficit Control Act of 1985.

8 LIBRARY OF CONGRESS

9 SALARIES AND EXPENSES

10 (INCLUDING TRANSFER OF FUNDS)

11 For an additional amount for “Salaries and Ex-
 12 penses”, \$13,699,000, to remain available until September
 13 30, 2022, to respond to the attack on the United States
 14 Capitol Complex that occurred on January 6, 2021, and
 15 for related purposes: *Provided*, That notwithstanding the
 16 limitation described in section 1402(b) of the Legislative
 17 Branch Appropriations Act, 2014, section 132a–3 of title
 18 2, United States Code, the amount provided under this
 19 heading in this chapter may be transferred, subject to the
 20 approval requirement in section 1402(a) of such Act: *Pro-*
 21 *vided further*, That such amount is designated by the Con-
 22 gress as being for an emergency requirement pursuant to
 23 section 251(b)(2)(A)(i) of the Balanced Budget and
 24 Emergency Deficit Control Act of 1985.

1 CHAPTER 2—LEGISLATIVE BRANCH
 2 CORONAVIRUS SUPPLEMENTAL REQUIRE-
 3 MENTS AND FOR OTHER PURPOSES

4 SENATE

5 CONTINGENT EXPENSES OF THE SENATE

6 SERGEANT AT ARMS AND DOORKEEPER OF THE SENATE

7 For an additional amount for “Sergeant at Arms and
 8 Doorkeeper of the Senate”, \$15,197,417, to remain avail-
 9 able until September 30, 2026, to prevent, prepare for,
 10 and respond to coronavirus: *Provided*, That such amount
 11 shall be allocated in accordance with a spending plan sub-
 12 mitted to the Committee on Appropriations of the Senate:
 13 *Provided further*, That such amount is designated by the
 14 Congress as being for an emergency requirement pursuant
 15 to section 251(b)(2)(A)(i) of the Balanced Budget and
 16 Emergency Deficit Control Act of 1985.

17 HOUSE OF REPRESENTATIVES

18 PAYMENTS TO WIDOWS AND HEIRS OF DECEASED

19 MEMBERS OF CONGRESS

20 For payment to Susan M. Wright, widow of
 21 Ronald Wright, late a Representative from the State
 22 of Texas, \$174,000.

23 For payment to the heirs at law of Alcee Has-
 24 tings, late a Representative from the State of Flor-
 25 ida, \$174,000.

1 ALLOWANCES AND EXPENSES

2 For an additional amount for “Allowances and Ex-
 3 penses”, \$31,004,000, to remain available until September
 4 30, 2022, to prevent, prepare for, and respond to
 5 coronavirus, which shall be for necessary expenses for
 6 business continuity and disaster recovery: *Provided*, That
 7 such amount shall be allocated in accordance with a
 8 spending plan submitted to and approved by the Com-
 9 mittee on Appropriations of the House of Representatives:
 10 *Provided further*, That such amount is designated by the
 11 Congress as being for an emergency requirement pursuant
 12 to section 251(b)(2)(A)(i) of the Balanced Budget and
 13 Emergency Deficit Control Act of 1985.

14 JOINT ITEMS

15 OFFICE OF THE ATTENDING PHYSICIAN

16 For an additional amount for “Office of the Attend-
 17 ing Physician”, \$1,000,000, to remain available until ex-
 18 pended, to prevent, prepare for, and respond to
 19 coronavirus, including for testing and vaccine boosters:
 20 *Provided*, That such amount is designated by the Congress
 21 as being for an emergency requirement pursuant to sec-
 22 tion 251(b)(2)(A)(i) of the Balanced Budget and Emer-
 23 gency Deficit Control Act of 1985.

1 CAPITOL POLICE

2 GENERAL EXPENSES

3 For an additional amount for “General Expenses”,
4 \$800,000, to remain available until September 30, 2022,
5 to prevent, prepare for, and respond to coronavirus: *Pro-*
6 *vided*, That such amount is designated by the Congress
7 as being for an emergency requirement pursuant to sec-
8 tion 251(b)(2)(A)(i) of the Balanced Budget and Emer-
9 gency Deficit Control Act of 1985.

10 CONGRESSIONAL BUDGET OFFICE

11 SALARIES AND EXPENSES

12 For an additional amount for “Salaries and Ex-
13 penses”, \$170,000, to remain available until September
14 30, 2022, to prevent, prepare for, and respond to
15 coronavirus: *Provided*, That such amount is designated by
16 the Congress as being for an emergency requirement pur-
17 suant to section 251(b)(2)(A)(i) of the Balanced Budget
18 and Emergency Deficit Control Act of 1985.

19 ARCHITECT OF THE CAPITOL

20 CAPITAL CONSTRUCTION AND OPERATIONS

21 (INCLUDING TRANSFER OF FUNDS)

22 For an additional amount for “Capital Construction
23 and Operations”, \$99,606,000, to remain available until
24 September 30, 2022, to prevent, prepare for, and respond
25 to coronavirus, for necessary expenses of the Architect of

1 the Capitol to supplement the funding made available in
 2 Public Law 116–136, as amended by section 159(3) of
 3 Public Law 116–159, and for the same purposes; and for
 4 related purchases for Congressional offices, including in
 5 Congressional Districts and State Offices, wherever lo-
 6 cated: *Provided*, That any funds transferred by the Archi-
 7 tect to restore amounts, either directly or through reim-
 8 bursement, for obligations incurred for the purposes pro-
 9 vided herein prior to the date of enactment of this Act
 10 shall be merged with and made available for the same pur-
 11 poses, and period of availability, as the appropriations to
 12 which the funds are transferred: *Provided further*, That
 13 such amount is designated by the Congress as being for
 14 an emergency requirement pursuant to section
 15 251(b)(2)(A)(i) of the Balanced Budget and Emergency
 16 Deficit Control Act of 1985.

17 ADMINISTRATIVE PROVISION

18 AUTHORITY OF ARCHITECT OF THE CAPITOL TO MAKE

19 EXPENDITURES IN RESPONSE TO EMERGENCIES

20 SEC. 706. (a) COVERAGE OF COMMUTING EX-
 21 PENSES.—Section 1305(a)(2) of the Legislative Branch
 22 Appropriations Act, 2010 (2 U.S.C. 1827(a)(2)) is amend-
 23 ed by inserting after “refreshments,” the following:
 24 “transportation and other related expenses incurred by

1 employees in commuting between their residence and their
2 place of employment,”.

3 (b) EXPANDED AUTHORITY TO PROVIDE SUPPLIES,
4 PRODUCTS, AND SERVICES.—Section 1305(a) of such Act
5 (2 U.S.C. 1827(a)) is amended—

6 (1) by striking “and” at the end of paragraph
7 (1);

8 (2) by striking the period at the end of para-
9 graph (2) and inserting “; and”; and

10 (3) by adding at the end the following new
11 paragraph:

12 “(3) accept contributions of, and may incur ob-
13 ligations and make expenditures out of available ap-
14 propriations for, supplies, products, and services
15 necessary to respond to the emergency, which may
16 be provided for the use of any office which is located
17 within any building, grounds, or facility for which
18 the Architect of the Capitol is responsible for the
19 maintenance, care, and operation, on a reimbursable
20 or non-reimbursable basis subject to the availability
21 of funds.”.

22 (c) EFFECTIVE DATE.—The amendment made by
23 subsection (a) shall apply with respect to fiscal year 2021,
24 and the amendments made by subsection (b) shall apply

1 with respect to fiscal year 2021 and each succeeding fiscal
 2 year.

3 LIBRARY OF CONGRESS

4 SALARIES AND EXPENSES

5 (INCLUDING TRANSFER OF FUNDS)

6 For an additional amount for “Salaries and Ex-
 7 penses”, \$16,223,000, to remain available until September
 8 30, 2022, to prevent, prepare for, and respond to
 9 coronavirus, including for revolving fund activities pursu-
 10 ant to the Library of Congress Fiscal Operations Improve-
 11 ment Act of 2000, for the Copyright Office, for the Con-
 12 gressional Research Service, and for the Little Scholars
 13 Child Development Center: *Provided*, That of such
 14 amount, \$50,000 shall be transferred for necessary ex-
 15 penses of the Congressional Research Service, consistent
 16 with section 203 of the Legislative Reorganization Act of
 17 1946, section 166 of title 2, United State Code: *Provided*
 18 *further*, That notwithstanding section 1402(b) of the Leg-
 19 islative Branch Appropriations Act, 2014, section 132a–
 20 3 of title 2, United States Code, the amount provided
 21 under this heading in this chapter may be transferred,
 22 subject to the approval requirement in section 1402(a) of
 23 such Act: *Provided further*, That such amount is des-
 24 ignated by the Congress as being for an emergency re-

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

3 GOVERNMENT PUBLISHING OFFICE

4 GOVERNMENT PUBLISHING OFFICE BUSINESS

5 OPERATIONS REVOLVING FUND

6 For an additional amount for “Government Pub-
 7 lishing Office Business Operations Revolving Fund”,
 8 \$7,300,000, to remain available until September 30, 2022,
 9 to prevent, prepare for, and respond to coronavirus, in-
 10 cluding for offsetting losses in amounts collected pursuant
 11 to section 309 of title 44, United States Code, as a result
 12 of coronavirus: *Provided*, That such amount is designated
 13 by the Congress as being for an emergency requirement
 14 pursuant to section 251(b)(2)(A)(i) of the Balanced Budg-
 15 et and Emergency Deficit Control Act of 1985.

16 TITLE VIII

17 BILATERAL ECONOMIC ASSISTANCE

18 FUNDS APPROPRIATED TO THE PRESIDENT

19 DEPARTMENT OF STATE

20 MIGRATION AND REFUGEE ASSISTANCE

21 For an additional amount for “Migration and Ref-
 22 ugee Assistance”, \$100,000,000, to remain available until
 23 expended, to address humanitarian needs in Afghanistan
 24 and to assist Afghan refugees: *Provided*, That such
 25 amount shall be in addition to any other funds available

1 for such purpose: *Provided further*, That such amount is
 2 designated by the Congress as being for an emergency re-
 3 quirement pursuant to section 251(b)(2)(A)(i) of the Bal-
 4 anced Budget and Emergency Deficit Control Act of 1985.

5 GENERAL PROVISIONS—THIS TITLE

6 EXTENSION AND MODIFICATION OF THE AFGHAN

7 SPECIAL IMMIGRANT VISA PROGRAM

8 SEC. 801. (a) Section 602(b) of the Afghan Allies
 9 Protection Act of 2009 (8 U.S.C. 1101 note) is amend-
 10 ed—

11 (1) in paragraph (2)—

12 (A) in subparagraph (A)—

13 (i) by amending clause (ii) to read as
 14 follows:

15 “(ii) was or is employed in Afghani-
 16 stan on or after October 7, 2001, for not
 17 less than 1 year—

18 “(I) by, or on behalf of, the
 19 United States Government; or

20 “(II) by the International Secu-
 21 rity Assistance Force (or any suc-
 22 cessor name for such Force) in a ca-
 23 pacity that required the alien, while
 24 traveling off-base with United States
 25 military personnel stationed at the

- 1 International Security Assistance
- 2 Force (or any successor name for
- 3 such Force), to serve as an interpreter
- 4 or translator for such United States
- 5 military personnel; and”;
- 6 (ii) in clause (iii), by striking “; and”
- 7 and inserting a period; and
- 8 (iii) by striking clause (iv);
- 9 (B) in subparagraph (D)(ii)(I)(bb)—
- 10 (i) in the matter preceding subitem
- 11 (AA), by inserting “per denial or revoca-
- 12 tion” after “written appeal”; and
- 13 (ii) in subitem (AA), by inserting “or
- 14 thereafter at the discretion of the Sec-
- 15 retary of State” after “in writing”;
- 16 (C) by striking subparagraph (E); and
- 17 (D) by redesignating subparagraph (F) as
- 18 subparagraph (E);
- 19 (2) in paragraph (3)(F)—
- 20 (A) in the subparagraph heading, by strik-
- 21 ing “2021” and inserting “2022”;
- 22 (B) in the matter preceding clause (i)—
- 23 (i) by striking “exhausted,,” and in-
- 24 serting “exhausted,”; and

1 (ii) by striking “26,500” and insert-
 2 ing “46,500”;

3 (C) in clause (i), by striking “December
 4 31, 2022” and inserting “December 31, 2023;”;
 5 and

6 (D) in clause (ii), by striking “December
 7 31, 2022” and inserting “December 31, 2023;”;

8 (3) in paragraph (4)(A), by inserting “, includ-
 9 ing Chief of Mission approval,” after “so that all
 10 steps”; and

11 (4) in paragraph (13), in the matter preceding
 12 subparagraph (A), by striking “January 31, 2023”
 13 and inserting “January 31, 2024”.

14 (b) EMERGENCY REQUIREMENT.—The amount pro-
 15 vided by this section is designated by the Congress as
 16 being for an emergency requirement pursuant to section
 17 251(b)(2)(A)(i) of the Balanced Budget and Emergency
 18 Deficit Control Act of 1985.

19 POSTPONEMENT OF MEDICAL EXAM FOR AFGHAN ALLIES
 20 WHO ARE ELIGIBLE FOR SPECIAL IMMIGRANT VISAS

21 SEC. 802. (a) AUTHORIZATION.—The Secretary of
 22 State or the Secretary of Homeland Security may waive
 23 any requirement to undergo a medical exam under section
 24 232 of the Immigration and Nationality (8 U.S.C. 1222),
 25 or any other applicable requirement to undergo a medical

1 exam prior to admission to the United States, for aliens
2 described in section 602(b)(2) of the Afghan Allies Protec-
3 tion Act of 2009 (8 U.S.C. 1101 note).

4 (b) DURATION.—A waiver under subsection (a) shall
5 be for a period of 1 year, which may be extended for addi-
6 tional 1-year periods.

7 (c) REQUIREMENT FOR MEDICAL EXAM AFTER AD-
8 MISSION.—

9 (1) IN GENERAL.—The Secretary of Homeland
10 Security, in consultation with the Secretary of
11 Health and Human Services, shall ensure that an
12 alien who does not undergo a medical exam prior to
13 admission to the United States pursuant to this sec-
14 tion receives such an exam not later than 45 days
15 after the date on which the alien is admitted to the
16 United States.

17 (2) REPORT.—With respect to each such alien,
18 not later than 1 year after the date on which the
19 waiver authority under subsection (a) is exercised,
20 and not later than the date that is 1 year after the
21 date on which any extension under subsection (b) is
22 granted, the Secretary of Homeland Security, in
23 consultation with the Secretary of Health and
24 Human Services, shall submit to the appropriate

1 committees of Congress a report on the medical
2 exams undertaken by the alien under paragraph (1).

3 (d) NOTIFICATION.—With respect to each alien for
4 whom the Secretary of State or the Secretary of Homeland
5 Security exercises the waiver authority under subsection
6 (a) or extends such a waiver under subsection (b), the Sec-
7 retary of State or the Secretary of Homeland Security,
8 as applicable, shall notify the appropriate committees of
9 Congress as soon as practicable thereafter.

10 (e) APPROPRIATE COMMITTEES OF CONGRESS.—In
11 this section, the term “appropriate committees of Con-
12 gress” means—

13 (1) the Committee on Armed Services, the
14 Committee on the Judiciary, the Committee on For-
15 eign Relations, and the Committee on Homeland Se-
16 curity and Governmental Affairs of the Senate; and

17 (2) the Committee on Armed Services, the
18 Committee on the Judiciary, the Committee on For-
19 eign Affairs, and the Committee on Homeland Secu-
20 rity of the House of Representatives.

21 (f) EMERGENCY REQUIREMENT.—The amount pro-
22 vided by this section is designated by the Congress as
23 being for an emergency requirement pursuant to section
24 251(b)(2)(A)(i) of the Balanced Budget and Emergency
25 Deficit Control Act of 1985.

1 SPECIAL IMMIGRANT STATUS FOR CERTAIN SURVIVING
 2 SPOUSES AND CHILDREN

3 SEC. 803. (a) IMMIGRATION AND NATIONALITY
 4 ACT.—Section 101(a)(27)(D) of the Immigration and Na-
 5 tionality Act (8 U.S.C. 1101(a)(27)(D)) is amended—

6 (1) by striking “an immigrant who is an em-
 7 ployee” and inserting “an immigrant who—

8 “(i) is an employee”; and

9 (2) by striking “grant such status;” and insert-
 10 ing “grant such status; or

11 “(ii) is the surviving spouse or child
 12 of an employee of the United States Gov-
 13 ernment abroad: *Provided*, That the em-
 14 ployee performed faithful service for a total
 15 of not less than 15 years or was killed in
 16 the line of duty;”.

17 (b) AFGHAN ALLIES PROTECTION ACT OF 2009.—
 18 Section 602(b)(2)(C) of the Afghan Allies Protection Act
 19 of 2009 (8 U.S.C. 1101 note) is amended—

20 (1) in clause (ii), by redesignating subclauses
 21 (I) and (II) as items (aa) and (bb), respectively, and
 22 moving such items 2 ems to the right;

23 (2) by redesignating clauses (i) and (ii) as sub-
 24 clauses (I) and (II), respectively, and moving such
 25 subclauses 2 ems to the right;

(3) in the matter preceding subclause (I), as redesignated, by striking “An alien is described” and inserting the following:

“(I) IN GENERAL.—An alien is described”;

(4) in clause (i)(I), as redesignated, by striking “who had a petition for classification approved” and inserting “who had submitted an application to the Chief of Mission”; and

(5) by adding at the end the following:

“(II) EMPLOYMENT REQUIREMENTS.—An application by a surviving spouse or child of a principal alien shall be subject to employment requirements set forth in subparagraph (A) as of the date of the principal alien’s filing of an application for the first time, or if no application has been filed, the employment requirements as of the date of the principal alien’s death.”.

(c) REFUGEE CRISIS IN IRAQ ACT OF 2007.—Section 1244(b)(3) of the Refugee Crisis in Iraq Act of 2007 (8 U.S.C. 1157 note) is amended—

1 (1) by striking “described in subsection (b)”
2 and inserting “in this subsection”;

3 (2) in subparagraph (B), by redesignating
4 clauses (i) and (ii) as subclauses (I) and (II), respec-
5 tively, and moving such subclauses 2 ems to the
6 right;

7 (3) by redesignating subparagraphs (A) and
8 (B) as clauses (i) and (ii), respectively, and moving
9 such clauses 2 ems to the right;

10 (4) in the matter preceding clause (i), as redes-
11 ignated, by striking “An alien is described” and in-
12 serting the following:

13 “(A) IN GENERAL.—An alien is de-
14 scribed”;

15 (5) in subparagraph (A)(i), as redesignated, by
16 striking “who had a petition for classification ap-
17 proved” and inserting “who submitted an applica-
18 tion to the Chief of Mission”; and

19 (6) by adding at the end the following:

20 “(B) EMPLOYMENT REQUIREMENTS.—An
21 application by a surviving spouse or child of a
22 principal alien shall be subject to employment
23 requirements set forth in paragraph (1) as of
24 the date of the principal alien’s filing of an ap-
25 plication for the first time, or if the principal

1 alien did not file an application, the employ-
 2 ment requirements as of the date of the prin-
 3 cipal alien's death.”.

4 (d) EFFECTIVE DATE.—The amendments made by
 5 this section shall be effective on June 30, 2021, and shall
 6 have retroactive effect.

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

12 CONVERSION OF PETITIONS FOR SPECIAL IMMIGRANT
 13 STATUS FOR CERTAIN IRAQIS

14 SEC. 804. (a) Section 2 of Public Law 110–242 (8
 15 U.S.C. 1101 note) is amended by striking subsection (b)
 16 and inserting the following:

17 “(b) DURATION.—The authority under subsection (a)
 18 shall expire on the date on which the numerical limitation
 19 specified under section 1244 of the National Defense Au-
 20 thorization Act for Fiscal Year 2008 (Public Law 110–
 21 181; 8 U.S.C. 1157 note) is reached.”.

22 (b) EMERGENCY REQUIREMENT.—The amount pro-
 23 vided by this section is designated by the Congress as
 24 being for an emergency requirement pursuant to section

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

3 TITLE IX

4 GENERAL PROVISIONS—THIS ACT

5 SEC. 901. Each amount appropriated or made avail-
6 able by this Act is in addition to amounts otherwise appro-
7 priated for the fiscal year involved.

8 SEC. 902. No part of any appropriation contained in
9 this Act shall remain available for obligation beyond the
10 current fiscal year unless expressly so provided herein.

11 SEC. 903. Unless otherwise provided for by this Act,
12 the additional amounts appropriated by this Act to appro-
13 priations accounts shall be available under the authorities
14 and conditions applicable to such appropriations accounts
15 for fiscal year 2021.

16 SEC. 904. Each amount appropriated in this Act may
17 be made available to restore amounts, either directly or
18 through reimbursement, for obligations incurred for the
19 purposes provided herein for such appropriation prior to
20 the date of the enactment of this Act.

21 SEC. 905. In this Act, the term “coronavirus” means
22 SARS-CoV-2 or another coronavirus with pandemic po-
23 tential.

24 SEC. 906. Each amount designated in this Act by the
25 Congress as being for an emergency requirement pursuant

1 to section 251(b)(2)(A)(i) of the Balanced Budget and
2 Emergency Deficit Control Act of 1985 shall be available
3 (or rescinded or transferred, if applicable) only if the
4 President subsequently so designates all such amounts
5 and transmits such designations to the Congress.

6 SEC. 907. Any amount appropriated by this Act, des-
7 ignated by the Congress as an emergency requirement
8 pursuant to section 251(b)(2)(A)(i) of the Balanced Budg-
9 et and Emergency Deficit Control Act of 1985 and subse-
10 quently so designated by the President, and transferred
11 pursuant to transfer authorities provided by this Act shall
12 retain such designation.

13 This Act may be cited as the “Emergency Security
14 Supplemental to Respond to January 6th Appropriations
15 Act, 2021”.

Calendar No. 99

117TH CONGRESS
1ST Session

S. 2311

A BILL

Making emergency supplemental appropriations for the fiscal year ending September 30, 2021, and for other purposes.

JULY 13, 2021

Read the second time and placed on the calendar