

Calendar No. 99113TH CONGRESS
1ST SESSION**S. 1243****[Report No. 113-45]**

Making appropriations for the Departments of Transportation, and Housing and Urban Development, and related agencies for the fiscal year ending September 30, 2014, and for other purposes.

IN THE SENATE OF THE UNITED STATES

JUNE 27, 2013

Mrs. MURRAY, from the Committee on Appropriations, reported the following original bill; which was read twice and placed on the calendar

A BILL

Making appropriations for the Departments of Transportation, and Housing and Urban Development, and related agencies for the fiscal year ending September 30, 2014, and for other purposes.

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

1 Development, and related agencies for the fiscal year end-
2 ing September 30, 2014, and for other purposes, namely:

3

TITLE I

4

DEPARTMENT OF TRANSPORTATION

5

OFFICE OF THE SECRETARY

6

SALARIES AND EXPENSES

7

For necessary expenses of the Office of the Secretary,
8 \$109,340,000, of which not to exceed \$2,652,000 shall be
9 available for the immediate Office of the Secretary; not
10 to exceed \$1,000,000 shall be available for the immediate
11 Office of the Deputy Secretary; not to exceed \$20,502,000
12 shall be available for the Office of the General Counsel;
13 not to exceed \$10,271,000 shall be available for the Office
14 of the Under Secretary of Transportation for Policy; not
15 to exceed \$13,026,000 shall be available for the Office of
16 the Assistant Secretary for Budget and Programs; not to
17 exceed \$2,627,000 shall be available for the Office of the
18 Assistant Secretary for Governmental Affairs; not to ex-
19 ceed \$26,686,000 shall be available for the Office of the
20 Assistant Secretary for Administration; not to exceed
21 \$2,051,000 shall be available for the Office of Public Af-
22 fairs; not to exceed \$1,714,000 shall be available for the
23 Office of the Executive Secretariat; not to exceed
24 \$1,386,000 shall be available for the Office of Small and
25 Disadvantaged Business Utilization; not to exceed

1 \$10,849,000 shall be available for the Office of Intel-
2 ligence, Security, and Emergency Response; and not to ex-
3 ceed \$16,576,000 shall be available for the Office of the
4 Chief Information Officer: *Provided*, That the Secretary
5 of Transportation is authorized to transfer funds appro-
6 priated for any office of the Office of the Secretary to any
7 other office of the Office of the Secretary: *Provided fur-*
8 *ther*, That no appropriation for any office shall be in-
9 creased or decreased by more than 5 percent by all such
10 transfers: *Provided further*, That notice of any change in
11 funding greater than 5 percent shall be submitted for ap-
12 proval to the House and Senate Committees on Appropria-
13 tions: *Provided further*, That not to exceed \$60,000 shall
14 be for allocation within the Department for official recep-
15 tion and representation expenses as the Secretary may de-
16 termine: *Provided further*, That notwithstanding any other
17 provision of law, excluding fees authorized in Public Law
18 107–71, there may be credited to this appropriation up
19 to \$2,500,000 in funds received in user fees: *Provided fur-*
20 *ther*, That none of the funds provided in this Act shall
21 be available for the position of Assistant Secretary for
22 Public Affairs.

23 NATIONAL INFRASTRUCTURE INVESTMENTS

24 For capital investments in surface transportation in-
25 frastructure, \$550,000,000, to remain available through

1 September 30, 2016: *Provided*, That the Secretary of
2 Transportation shall distribute funds provided under this
3 heading as discretionary grants to be awarded to a State,
4 local government, transit agency, or a collaboration among
5 such entities on a competitive basis for projects that will
6 have a significant impact on the Nation, a metropolitan
7 area, or a region: *Provided further*, That projects eligible
8 for funding provided under this heading shall include, but
9 not be limited to, highway or bridge projects eligible under
10 title 23, United States Code; public transportation
11 projects eligible under chapter 53 of title 49, United
12 States Code; passenger and freight rail transportation
13 projects; and port infrastructure investments: *Provided*
14 *further*, That the Secretary may use up to 35 percent of
15 the funds made available under this heading for the pur-
16 pose of paying the subsidy and administrative costs of
17 projects eligible for Federal credit assistance under chap-
18 ter 6 of title 23, United States Code, if the Secretary finds
19 that such use of the funds would advance the purposes
20 of this paragraph: *Provided further*, That in distributing
21 funds provided under this heading, the Secretary shall
22 take such measures so as to ensure an equitable geo-
23 graphic distribution of funds, an appropriate balance in
24 addressing the needs of urban and rural areas, and the
25 investment in a variety of transportation modes: *Provided*

1 *further*, That a grant funded under this heading shall be
2 not less than \$10,000,000 and not greater than
3 \$200,000,000: *Provided further*, That not more than 25
4 percent of the funds made available under this heading
5 may be awarded to projects in a single State: *Provided*
6 *further*, That the Federal share of the costs for which an
7 expenditure is made under this heading shall be, at the
8 option of the recipient, up to 80 percent: *Provided further*,
9 That the Secretary shall give priority to projects that re-
10 quire a contribution of Federal funds in order to complete
11 an overall financing package: *Provided further*, That not
12 less than 20 percent of the funds provided under this
13 heading shall be for projects located in rural areas: *Pro-*
14 *vided further*, That for projects located in rural areas, the
15 minimum grant size shall be \$1,000,000 and the Secretary
16 may increase the Federal share of costs above 80 percent:
17 *Provided further*, That of the amount made available
18 under this heading, the Secretary may use an amount not
19 to exceed \$35,000,000 for the planning, preparation or de-
20 sign of projects eligible for funding under this heading:
21 *Provided further*, That grants awarded under the previous
22 proviso shall not be subject to a minimum grant size: *Pro-*
23 *vided further*, That projects conducted using funds pro-
24 vided under this heading must comply with the require-
25 ments of subchapter IV of chapter 31 of title 40, United

1 States Code: *Provided further*, That the Secretary shall
2 conduct a new competition to select the grants and credit
3 assistance awarded under this heading: *Provided further*,
4 That the Secretary may retain up to \$20,000,000 of the
5 funds provided under this heading, and may transfer por-
6 tions of those funds to the Administrators of the Federal
7 Highway Administration, the Federal Transit Administra-
8 tion, the Federal Railroad Administration and the Federal
9 Maritime Administration, to fund the award and oversight
10 of grants and credit assistance made under the National
11 Infrastructure Investments program.

12 FINANCIAL MANAGEMENT CAPITAL

13 For necessary expenses for upgrading and enhancing
14 the Department of Transportation's financial systems and
15 re-engineering business processes, \$10,000,000, to remain
16 available through September 30, 2015.

17 CYBER SECURITY INITIATIVES

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

1 security controls on network devices, and enhancement of
2 cyber security workforce training tools, \$6,000,000, to re-
3 main available through September 30, 2015.

4 OFFICE OF CIVIL RIGHTS

5 For necessary expenses of the Office of Civil Rights,
6 \$9,551,000.

7 TRANSPORTATION PLANNING, RESEARCH, AND

8 DEVELOPMENT

9 (INCLUDING RESCISSION)

10 For necessary expenses for conducting transportation
11 planning, research, systems development, development ac-
12 tivities, and making grants, to remain available until ex-
13 pended, \$9,750,000: *Provided*, That of the unobligated
14 balances made available by Public Law 111–117,
15 \$750,000 are hereby rescinded: *Provided further*, That of
16 the unobligated balances made available by section 195 of
17 Public Law 111–117, \$2,000,000 are hereby rescinded.

18 WORKING CAPITAL FUND

19 For necessary expenses for operating costs and cap-
20 ital outlays of the Working Capital Fund, not to exceed
21 \$178,000,000 shall be paid from appropriations made
22 available to the Department of Transportation: *Provided*,
23 That such services shall be provided on a competitive basis
24 to entities within the Department of Transportation: *Pro-*
25 *vided further*, That the above limitation on operating ex-

1 penses shall not apply to non-DOT entities: *Provided fur-*
2 *ther*, That no funds appropriated in this Act to an agency
3 of the Department shall be transferred to the Working
4 Capital Fund without majority approval of the Working
5 Capital Fund Steering Committee and approval of the
6 Secretary: *Provided further*, That no assessments may be
7 levied against any program, budget activity, subactivity or
8 project funded by this Act unless notice of such assess-
9 ments and the basis therefor are presented to the House
10 and Senate Committees on Appropriations and are ap-
11 proved by such Committees.

12 MINORITY BUSINESS RESOURCE CENTER PROGRAM

13 For the cost of guaranteed loans, \$333,000, as au-
14 thorized by 49 U.S.C. 332: *Provided*, That such costs, in-
15 cluding the cost of modifying such loans, shall be as de-
16 fined in section 502 of the Congressional Budget Act of
17 1974: *Provided further*, That these funds are available to
18 subsidize total loan principal, any part of which is to be
19 guaranteed, not to exceed \$18,367,000.

20 In addition, for administrative expenses to carry out
21 the guaranteed loan program, \$592,000.

22 MINORITY BUSINESS OUTREACH

23 For necessary expenses of Minority Business Re-
24 source Center outreach activities, \$3,088,000, to remain
25 available until September 30, 2015: *Provided*, That not-

1 withstanding 49 U.S.C. 332, these funds may be used for
2 business opportunities related to any mode of transpor-
3 tation.

4 PAYMENTS TO AIR CARRIERS

5 (AIRPORT AND AIRWAY TRUST FUND)

6 In addition to funds made available from any other
7 source to carry out the essential air service program under
8 49 U.S.C. 41731 through 41742, \$146,000,000, to be de-
9 rived from the Airport and Airway Trust Fund, to remain
10 available until expended: *Provided*, That in determining
11 between or among carriers competing to provide service
12 to a community, the Secretary may consider the relative
13 subsidy requirements of the carriers: *Provided further*,
14 That basic essential air service minimum requirements
15 shall not include the 15-passenger capacity requirement
16 under subsection 41732(b)(3) of title 49, United States
17 Code: *Provided further*, That the Secretary may transfer
18 such sums as may be necessary to carry out the essential
19 air service program from any available amounts appro-
20 priated to or directly administered by the Office of the
21 Secretary for fiscal year 2014: *Provided further*, That in
22 fiscal year 2014 the Secretary shall replenish amounts
23 transferred under the previous proviso with amounts
24 transferred by the Federal Aviation Administration from
25 fees imposed under the authority contained in section

1 45301(a) of title 49, United States Code, and credited to
2 the account established under section 45303 of such title.

3 RESEARCH AND TECHNOLOGY

4 For necessary expenses related to the Office of the
5 Assistant Secretary for Research and Technology,
6 \$14,765,000, of which \$8,218,000 shall remain available
7 until September 30, 2016: *Provided*, That there may be
8 credited to this appropriation, to be available until ex-
9 pended, funds received from States, counties, municipali-
10 ties, other public authorities, and private sources for ex-
11 penses incurred for training: *Provided further*, That not-
12 withstanding any other provision of law, the powers and
13 duties, functions, authorities and personnel of the Re-
14 search and Innovative Technology Administration are
15 hereby transferred to the Office of the Assistant Secretary
16 for Research and Technology in the Office of the Sec-
17 retary: *Provided further*, That notwithstanding section 102
18 of title 49 and section 5315 of title 5, United States Code,
19 there shall be an Assistant Secretary for Research and
20 Technology within the Office of the Secretary, appointed
21 by the President with the advice and consent of the Sen-
22 ate, to lead such office: *Provided further*, That any ref-
23 erence in law, regulation, judicial proceedings, or else-
24 where to the Research and Innovative Technology Admin-
25 istration shall be deemed to be a reference to the Office

1 of the Assistant Secretary for Research and Technology
2 of the Department of Transportation.

3 ADMINISTRATIVE PROVISIONS—OFFICE OF THE
4 SECRETARY OF TRANSPORTATION

5 SEC. 101. None of the funds made available in this
6 Act to the Department of Transportation may be obligated
7 for the Office of the Secretary of Transportation to ap-
8 prove assessments or reimbursable agreements pertaining
9 to funds appropriated to the modal administrations in this
10 Act, except for activities underway on the date of enact-
11 ment of this Act, unless such assessments or agreements
12 have completed the normal reprogramming process for
13 Congressional notification.

14 SEC. 102. None of the funds made available under
15 this Act may be obligated or expended to establish or im-
16 plement a program under which essential air service com-
17 munities are required to assume subsidy costs commonly
18 referred to as the EAS local participation program.

19 SEC. 103. The Secretary or his designee may engage
20 in activities with States and State legislators to consider
21 proposals related to the reduction of motorcycle fatalities.

22 SEC. 104. Notwithstanding section 3324 of title 31,
23 United States Code, in addition to authority provided by
24 section 327 of title 49, United States Code, the Depart-
25 ment's Working Capital Fund is hereby authorized to pro-

1 vide payments in advance to vendors that are necessary
2 to carry out the Federal transit pass transportation fringe
3 benefit program under Executive Order 13150 and section
4 3049 of Public Law 109–59: *Provided*, That the Depart-
5 ment shall include adequate safeguards in the contract
6 with the vendors to ensure timely and high-quality per-
7 formance under the contract.

8 SEC. 105. The Secretary shall post on the Web site
9 of the Department of Transportation a schedule of all
10 meetings of the Credit Council, including the agenda for
11 each meeting, and require the Credit Council to record the
12 decisions and actions of each meeting.

13 FEDERAL AVIATION ADMINISTRATION

14 OPERATIONS

15 (AIRPORT AND AIRWAY TRUST FUND)

16 For necessary expenses of the Federal Aviation Ad-
17 ministration, not otherwise provided for, including oper-
18 ations and research activities related to commercial space
19 transportation, administrative expenses for research and
20 development, establishment of air navigation facilities, the
21 operation (including leasing) and maintenance of aircraft,
22 subsidizing the cost of aeronautical charts and maps sold
23 to the public, lease or purchase of passenger motor vehi-
24 cles for replacement only, in addition to amounts made
25 available by Public Law 108–176, \$9,707,000,000, of

1 which \$6,121,000,000 shall be derived from the Airport
2 and Airway Trust Fund, of which not to exceed
3 \$7,311,790,000 shall be available for air traffic organiza-
4 tion activities; not to exceed \$1,216,777,000 shall be avail-
5 able for aviation safety activities; not to exceed
6 \$17,011,000 shall be available for commercial space trans-
7 portation activities; not to exceed \$802,520,000 shall be
8 available for finance and management activities; not to ex-
9 ceed \$59,477,000 shall be available for NextGen and oper-
10 ations planning activities; not to exceed \$192,780,000
11 shall be available for staff offices; and not to exceed
12 \$106,645,000 shall be available for human resource man-
13 agement activities: *Provided*, That not to exceed 2 percent
14 of any budget activity, except for aviation safety budget
15 activity, may be transferred to any budget activity under
16 this heading: *Provided further*, That no transfer may in-
17 crease or decrease any appropriation by more than 2 per-
18 cent: *Provided further*, That any transfer in excess of 2
19 percent shall be treated as a reprogramming of funds
20 under section 405 of this Act and shall not be available
21 for obligation or expenditure except in compliance with the
22 procedures set forth in that section: *Provided further*, That
23 not later than March 31 of each fiscal year hereafter, the
24 Administrator of the Federal Aviation Administration
25 shall transmit to Congress an annual update to the report

1 submitted to Congress in December 2004 pursuant to sec-
2 tion 221 of Public Law 108–176: *Provided further*, That
3 the amount herein appropriated shall be reduced by
4 \$100,000 for each day after March 31 that such report
5 has not been submitted to the Congress: *Provided further*,
6 That not later than March 31 of each fiscal year hereafter,
7 the Administrator shall transmit to Congress a companion
8 report that describes a comprehensive strategy for staff-
9 ing, hiring, and training flight standards and aircraft cer-
10 tification staff in a format similar to the one utilized for
11 the controller staffing plan, including stated attrition esti-
12 mates and numerical hiring goals by fiscal year: *Provided*
13 *further*, That the amount herein appropriated shall be re-
14 duced by \$100,000 per day for each day after March 31
15 that such report has not been submitted to Congress: *Pro-*
16 *vided further*, That funds may be used to enter into a
17 grant agreement with a nonprofit standard-setting organi-
18 zation to assist in the development of aviation safety
19 standards: *Provided further*, That none of the funds in this
20 Act shall be available for new applicants for the second
21 career training program: *Provided further*, That none of
22 the funds in this Act shall be available for the Federal
23 Aviation Administration to finalize or implement any regu-
24 lation that would promulgate new aviation user fees not
25 specifically authorized by law after the date of the enact-

1 ment of this Act: *Provided further*, That there may be
2 credited to this appropriation as offsetting collections
3 funds received from States, counties, municipalities, for-
4 eign authorities, other public authorities, and private
5 sources for expenses incurred in the provision of agency
6 services, including receipts for the maintenance and oper-
7 ation of air navigation facilities, and for issuance, renewal
8 or modification of certificates, including airman, aircraft,
9 and repair station certificates, or for tests related thereto,
10 or for processing major repair or alteration forms: *Pro-*
11 *vided further*, That of the funds appropriated under this
12 heading, not less than \$10,350,000 shall be for the con-
13 tract tower cost-sharing program: *Provided further*, That
14 none of the funds in this Act for aeronautical charting
15 and cartography are available for activities conducted by,
16 or coordinated through, the Working Capital Fund.

17 FACILITIES AND EQUIPMENT

18 (AIRPORT AND AIRWAY TRUST FUND)

19 For necessary expenses, not otherwise provided for,
20 for acquisition, establishment, technical support services,
21 improvement by contract or purchase, and hire of national
22 airspace systems and experimental facilities and equip-
23 ment, as authorized under part A of subtitle VII of title
24 49, United States Code, including initial acquisition of
25 necessary sites by lease or grant; engineering and service

1 testing, including construction of test facilities and acqui-
2 sition of necessary sites by lease or grant; construction
3 and furnishing of quarters and related accommodations
4 for officers and employees of the Federal Aviation Admin-
5 istration stationed at remote localities where such accom-
6 modations are not available; and the purchase, lease, or
7 transfer of aircraft from funds available under this head-
8 ing, including aircraft for aviation regulation and certifi-
9 cation; to be derived from the Airport and Airway Trust
10 Fund, \$2,730,000,000, of which \$481,000,000 shall re-
11 main available until September 30, 2014, and
12 \$2,249,000,000 shall remain available until September 30,
13 2016: *Provided*, That there may be credited to this appro-
14 priation funds received from States, counties, municipali-
15 ties, other public authorities, and private sources, for ex-
16 penses incurred in the establishment, improvement, and
17 modernization of national airspace systems: *Provided fur-*
18 *ther*, That upon initial submission to the Congress of the
19 fiscal year 2015 President's budget, the Secretary of
20 Transportation shall transmit to the Congress a com-
21 prehensive capital investment plan for the Federal Avia-
22 tion Administration which includes funding for each budg-
23 et line item for fiscal years 2015 through 2019, with total
24 funding for each year of the plan constrained to the fund-

1 ing targets for those years as estimated and approved by
2 the Office of Management and Budget.

3 RESEARCH, ENGINEERING, AND DEVELOPMENT

4 (AIRPORT AND AIRWAY TRUST FUND)

5 (INCLUDING RESCISSION)

6 For necessary expenses, not otherwise provided for,
7 for research, engineering, and development, as authorized
8 under part A of subtitle VII of title 49, United States
9 Code, including construction of experimental facilities and
10 acquisition of necessary sites by lease or grant,
11 \$160,000,000, to be derived from the Airport and Airway
12 Trust Fund and to remain available until September 30,
13 2016: *Provided*, That there may be credited to this appro-
14 priation as offsetting collections, funds received from
15 States, counties, municipalities, other public authorities,
16 and private sources, which shall be available for expenses
17 incurred for research, engineering, and development: *Pro-*
18 *vided further*, That of the unobligated balances from prior
19 year appropriations available under this heading,
20 \$26,183,998 are rescinded.

1 GRANTS-IN-AID FOR AIRPORTS
2 (LIQUIDATION OF CONTRACT AUTHORIZATION)
3 (LIMITATION ON OBLIGATIONS)
4 (AIRPORT AND AIRWAY TRUST FUND)
5 (INCLUDING TRANSFER OF FUNDS)

6 For liquidation of obligations incurred for grants-in-
7 aid for airport planning and development, and noise com-
8 patibility planning and programs as authorized under sub-
9 chapter I of chapter 471 and subchapter I of chapter 475
10 of title 49, United States Code, and under other law au-
11 thorizing such obligations; for procurement, installation,
12 and commissioning of runway incursion prevention devices
13 and systems at airports of such title; for grants authorized
14 under section 41743 of title 49, United States Code; and
15 for inspection activities and administration of airport safe-
16 ty programs, including those related to airport operating
17 certificates under section 44706 of title 49, United States
18 Code, \$3,200,000,000, to be derived from the Airport and
19 Airway Trust Fund and to remain available until ex-
20 pended: *Provided*, That none of the funds under this head-
21 ing shall be available for the planning or execution of pro-
22 grams the obligations for which are in excess of
23 \$3,350,000,000 in fiscal year 2014, notwithstanding sec-
24 tion 47117(g) of title 49, United States Code: *Provided*
25 *further*, That none of the funds under this heading shall

1 be available for the replacement of baggage conveyor sys-
 2 tems, reconfiguration of terminal baggage areas, or other
 3 airport improvements that are necessary to install bulk ex-
 4 plosive detection systems: *Provided further*, That notwith-
 5 standing section 47109(a) of title 49, United States Code,
 6 the Government’s share of allowable project costs under
 7 paragraph (2) for subgrants or paragraph (3) of that sec-
 8 tion shall be 95 percent for a project that is a successive
 9 phase of a multi-phased construction project for which the
 10 project sponsor received a grant in fiscal year 2011 for
 11 the construction project: *Provided further*, That notwith-
 12 standing any other provision of law, of funds limited under
 13 this heading, not more than \$106,600,000 shall be obli-
 14 gated for administration, not less than \$15,000,000 shall
 15 be available for the Airport Cooperative Research Pro-
 16 gram, not less than \$29,500,000 shall be available for Air-
 17 port Technology Research, and \$6,000,000, to remain
 18 available until expended, shall be available and transferred
 19 to “Office of the Secretary, Salaries and Expenses” to
 20 carry out the Small Community Air Service Development
 21 Program.

22 ADMINISTRATIVE PROVISIONS—FEDERAL AVIATION

23 ADMINISTRATION

24 SEC. 110. None of the funds in this Act may be used
 25 to compensate in excess of 600 technical staff-years under

1 the federally funded research and development center con-
2 tract between the Federal Aviation Administration and the
3 Center for Advanced Aviation Systems Development dur-
4 ing fiscal year 2014.

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

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

1 SEC. 113. Amounts collected under section 40113(e)
2 of title 49, United States Code, shall be credited to the
3 appropriation current at the time of collection, to be
4 merged with and available for the same purposes of such
5 appropriation.

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

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

16 SEC. 116. The Secretary shall apportion to the spon-
17 sor of an airport that received scheduled or unscheduled
18 air service from a large certified air carrier (as defined
19 in part 241 of title 14 Code of Federal Regulations, or
20 such other regulations as may be issued by the Secretary
21 under the authority of section 41709) an amount equal
22 to the minimum apportionment specified in 49 U.S.C.
23 47114(c), if the Secretary determines that airport had
24 more than 10,000 passenger boardings in the preceding

1 calendar year, based on data submitted to the Secretary
2 under part 241 of title 14, Code of Federal Regulations.

3 SEC. 117. None of the funds in this Act may be obli-
4 gated or expended for retention bonuses for an employee
5 of the Federal Aviation Administration without the prior
6 written approval of the Assistant Secretary for Adminis-
7 tration of the Department of Transportation.

8 SEC. 118. Subparagraph (D) of section 47124(b)(3)
9 of title 49, United States Code, is amended by striking
10 “benefit.” and inserting “benefit, with the maximum al-
11 lowable local cost share capped at 20 percent.”.

12 SEC. 119. Notwithstanding any other provision of
13 law, none of the funds made available under this Act or
14 any prior Act may be used to implement or to continue
15 to implement any limitation on the ability of any owner
16 or operator of a private aircraft to obtain, upon a request
17 to the Administrator of the Federal Aviation Administra-
18 tion, a blocking of that owner’s or operator’s aircraft reg-
19 istration number from any display of the Federal Aviation
20 Administration’s Aircraft Situational Display to Industry
21 data that is made available to the public, except data made
22 available to a Government agency, for the noncommercial
23 flights of that owner or operator.

24 SEC. 119A. None of the funds in this Act shall be
25 available for salaries and expenses of more than 8 political

1 and Presidential appointees in the Federal Aviation Ad-
2 ministration.

3 SEC. 119B. None of the funds made available under
4 this Act may be used to increase fees pursuant to section
5 44721 of title 49, United States Code, until the FAA pro-
6 vides to the House and Senate Committees on Appropria-
7 tions the report related to aeronautical navigation prod-
8 ucts described in the explanatory statement accompanying
9 this Act.

10 SEC. 119C. None of the funds appropriated or limited
11 by this Act may be used to change weight restrictions or
12 prior permission rules at Teterboro airport in Teterboro,
13 New Jersey.

14 SEC. 119D. The Secretary shall (1) evaluate and ad-
15 just existing helicopter routes above Los Angeles, and
16 make adjustments to such routes if the adjustments would
17 lessen impacts on residential areas and noise-sensitive
18 landmarks; (2) analyze whether helicopters could safely fly
19 at higher altitudes in certain areas above Los Angeles
20 County; (3) develop and promote best practices for heli-
21 copter hovering and electronic news gathering; (4) conduct
22 outreach to helicopter pilots to inform them of voluntary
23 policies and to increase awareness of noise sensitive areas
24 and events; (5) work with local stakeholders to develop a
25 more comprehensive noise complaint system; and (6) con-

1 tinue to participate in collaborative engagement between
 2 community representatives and helicopter operators: *Pro-*
 3 *vided*, That not later than one year after enactment of
 4 this Act, the Secretary shall begin the development of reg-
 5 ulations related to the impact of helicopter use on the
 6 quality of life and safety of the people of Los Angeles
 7 County unless the Secretary can demonstrate the effective-
 8 ness of actions taken under the previous proviso to address
 9 helicopter noise.

10 SEC. 119E. None of the funds in this Act may be
 11 used to issue regulations on the integration of unmanned
 12 aerial systems into the national airspace until the Sec-
 13 retary submits to the House and Senate Committees on
 14 Appropriations the report related to the privacy implica-
 15 tions of unmanned aerial systems described in the explan-
 16 atory statement accompanying this Act.

17 FEDERAL HIGHWAY ADMINISTRATION

18 LIMITATION ON ADMINISTRATIVE EXPENSES

19 (HIGHWAY TRUST FUND)

20 (INCLUDING TRANSFER OF FUNDS)

21 Not to exceed \$429,855,000, together with advances
 22 and reimbursements received by the Federal Highway Ad-
 23 ministration, shall be paid in accordance with law from
 24 appropriations made available by this Act to the Federal
 25 Highway Administration for necessary expenses for ad-

1 ministration and operation. In addition, not to exceed
2 \$3,248,000 shall be paid from appropriations made avail-
3 able by this Act and transferred to the Appalachian Re-
4 gional Commission in accordance with section 104 of title
5 23, United States Code.

6 FEDERAL-AID HIGHWAYS

7 (LIMITATION ON OBLIGATIONS)

8 (HIGHWAY TRUST FUND)

9 Funds available for the implementation or execution
10 of programs of Federal-aid highways and highway safety
11 construction programs authorized under titles 23 and 49,
12 United States Code, and the provisions of Public Law
13 112–141 shall not exceed total obligations of
14 \$40,256,000,000 for fiscal year 2014: *Provided*, That the
15 Secretary may collect and spend fees, as authorized by
16 title 23, United States Code, to cover the costs of services
17 of expert firms, including counsel, in the field of municipal
18 and project finance to assist in the underwriting and serv-
19 icing of Federal credit instruments and all or a portion
20 of the costs to the Federal Government of servicing such
21 credit instruments: *Provided further*, That such fees are
22 available until expended to pay for such costs: *Provided*
23 *further*, That such amounts are in addition to administra-
24 tive expenses that are also available for such purpose, and
25 are not subject to any obligation limitation or the limita-

1 tion on administrative expenses under section 608 of title
2 23, United States Code.

3 BRIDGES IN CRITICAL CORRIDORS

4 For an additional amount for projects eligible under
5 sections 133(b)(2) or 133(b)(3) of title 23, United States
6 Code, \$500,000,000 to remain available through Sep-
7 tember 30, 2015: *Provided*, That the Secretary shall dis-
8 tribute funds provided under this heading as discretionary
9 grants to States, giving priority to projects that are lo-
10 cated on the national highway system or that the Sec-
11 retary expects will provide significant safety or economic
12 benefits: *Provided further*, That funds provided under this
13 heading shall be administered as if apportioned under
14 chapter 1 of such title and shall be subject to section
15 1101(b) of Public Law 112–141: *Provided further*, That
16 the Federal share of the cost of a project funded under
17 this heading shall be determined in accordance with sec-
18 tion 120 of such title.

19 (LIQUIDATION OF CONTRACT AUTHORIZATION)

20 (HIGHWAY TRUST FUND)

21 For the payment of obligations incurred in carrying
22 out Federal-aid highways and highway safety construction
23 programs authorized under title 23, United States Code,
24 \$40,995,000,000 derived from the Highway Trust Fund

1 (other than the Mass Transit Account), to remain avail-
2 able until expended.

3 ADMINISTRATIVE PROVISIONS—FEDERAL HIGHWAY

4 ADMINISTRATION

5 SEC. 120. (a) For fiscal year 2014, the Secretary of
6 Transportation shall—

7 (1) not distribute from the obligation limitation
8 for Federal-aid highways—

9 (A) amounts authorized for administrative
10 expenses and programs by section 104(a) of
11 title 23, United States Code; and

12 (B) amounts authorized for the Bureau of
13 Transportation Statistics;

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

17 (A) made available from the Highway
18 Trust Fund (other than the Mass Transit Ac-
19 count) for Federal-aid highway and highway
20 safety construction programs for previous fiscal
21 years the funds for which are allocated by the
22 Secretary (or apportioned by the Secretary
23 under sections 202 or 204 of title 23, United
24 States Code); and

1 (B) for which obligation limitation was
2 provided in a previous fiscal year;

3 (3) determine the proportion that—

4 (A) the obligation limitation for Federal-
5 aid highways, less the aggregate of amounts not
6 distributed under paragraphs (1) and (2) of
7 this subsection; bears to

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

20 (4) distribute the obligation limitation for Fed-
21 eral-aid highways, less the aggregate amounts not
22 distributed under paragraphs (1) and (2), for each
23 of the programs (other than programs to which
24 paragraph (1) applies) that are allocated by the Sec-
25 retary under the Moving Ahead for Progress in the

1 21st Century Act and title 23, United States Code,
2 or apportioned by the Secretary under sections 202
3 or 204 of that title, by multiplying—

4 (A) the proportion determined under para-
5 graph (3); by

6 (B) the amounts authorized to be appro-
7 priated for each such program for such fiscal
8 year; and

9 (5) distribute the obligation limitation for Fed-
10 eral-aid highways, less the aggregate amounts not
11 distributed under paragraphs (1) and (2) and the
12 amounts distributed under paragraph (4), for Fed-
13 eral-aid highway and highway safety construction
14 programs that are apportioned by the Secretary
15 under title 23, United States Code (other than the
16 amounts apportioned for the national highway per-
17 formance program in section 119 of title 23, United
18 States Code, that are exempt from the limitation
19 under subsection (b)(12) and the amounts appor-
20 tioned under sections 202 and 204 of that title) in
21 the proportion that—

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

1 (B) the total of the amounts authorized to
2 be appropriated for the programs that are ap-
3 portioned under title 23, United States Code, to
4 all States for such fiscal year.

5 (b) EXCEPTIONS FROM OBLIGATION LIMITATION.—
6 The obligation limitation for Federal-aid highways shall
7 not apply to obligations under or for—

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

9 (2) section 147 of the Surface Transportation
10 Assistance Act of 1978 (23 U.S.C. 144 note; 92
11 Stat. 2714);

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

14 (4) subsections (b) and (j) of section 131 of the
15 Surface Transportation Assistance Act of 1982 (96
16 Stat. 2119);

17 (5) subsections (b) and (c) of section 149 of the
18 Surface Transportation and Uniform Relocation As-
19 sistance Act of 1987 (101 Stat. 198);

20 (6) sections 1103 through 1108 of the Inter-
21 modal Surface Transportation Efficiency Act of
22 1991 (105 Stat. 2027);

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

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

5 (9) Federal-aid highway programs for which ob-
6 ligation authority was made available under the
7 Transportation Equity Act for the 21st Century
8 (112 Stat. 107) or subsequent Acts for multiple
9 years or to remain available until expended, but only
10 to the extent that the obligation authority has not
11 lapsed or been used;

12 (10) section 105 of title 23, United States Code
13 (but, for each of fiscal years 2005 through 2012,
14 only in an amount equal to \$639,000,000 for each
15 of those fiscal years);

16 (11) section 1603 of SAFETEA-LU (23
17 U.S.C. 118 note; 119 Stat. 1248), to the extent that
18 funds obligated in accordance with that section were
19 not subject to a limitation on obligations at the time
20 at which the funds were initially made available for
21 obligation; and

22 (12) section 119 of title 23, United States Code
23 (but, for fiscal years 2013 and 2014, only in an
24 amount equal to \$639,000,000 for such fiscal year).

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

4 (1) revise a distribution of the obligation limita-
5 tion made available under subsection (a) if an
6 amount distributed cannot be obligated during that
7 fiscal year; and

8 (2) redistribute sufficient amounts to those
9 States able to obligate amounts in addition to those
10 previously distributed during that fiscal year, giving
11 priority to those States having large unobligated bal-
12 ances of funds apportioned under sections 144 (as in
13 effect on the day before the date of enactment of the
14 Moving Ahead for Progress in the 21st Century Act)
15 and 104 of title 23, United States Code.

16 (d) APPLICABILITY OF OBLIGATION LIMITATIONS TO
17 TRANSPORTATION RESEARCH PROGRAMS.—

18 (1) IN GENERAL.—Except as provided in para-
19 graph (2), the obligation limitation for Federal-aid
20 highways shall apply to contract authority for trans-
21 portation research programs carried out under—

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

24 (B) division E of the Moving Ahead for
25 Progress in the 21st Century Act.

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

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

5 (B) be in addition to the amount of any
6 limitation imposed on obligations for Federal-
7 aid highway and highway safety construction
8 programs for future fiscal years.

9 (e) REDISTRIBUTION OF CERTAIN AUTHORIZED
10 FUNDS.—

11 (1) IN GENERAL.—Not later than 30 days after
12 the date of distribution of obligation limitation
13 under subsection (a), the Secretary shall distribute
14 to the States any funds (excluding funds authorized
15 for the program under section 202 of title 23,
16 United States Code) that—

17 (A) are authorized to be appropriated for
18 such fiscal year for Federal-aid highway pro-
19 grams; and

20 (B) the Secretary determines will not be
21 allocated to the States (or will not be appor-
22 tioned to the States under section 204 of title
23 23, United States Code), and will not be avail-
24 able for obligation, for such fiscal year because

1 of the imposition of any obligation limitation for
2 such fiscal year.

3 (2) RATIO.—Funds shall be distributed under
4 paragraph (1) in the same proportion as the dis-
5 tribution of obligation authority under subsection
6 (a)(5).

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

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

20 SEC. 122. Not less than 15 days prior to waiving,
21 under his statutory authority, any Buy America require-
22 ment for Federal-aid highway projects, the Secretary of
23 Transportation shall make an informal public notice and
24 comment opportunity on the intent to issue such waiver
25 and the reasons therefor: *Provided*, That the Secretary

1 shall provide an annual report to the House and Senate
2 Committees on Appropriations on any waivers granted
3 under the Buy America requirements.

4 SEC. 123. (a) IN GENERAL.—Except as provided in
5 subsection (b), none of the funds made available, limited,
6 or otherwise affected by this Act shall be used to approve
7 or otherwise authorize the imposition of any toll on any
8 segment of highway located on the Federal-aid system in
9 the State of Texas that—

10 (1) as of the date of enactment of this Act, is
11 not tolled;

12 (2) is constructed with Federal assistance pro-
13 vided under title 23, United States Code; and

14 (3) is in actual operation as of the date of en-
15 actment of this Act.

16 (b) EXCEPTIONS.—

17 (1) NUMBER OF TOLL LANES.—Subsection (a)
18 shall not apply to any segment of highway on the
19 Federal-aid system described in that subsection that,
20 as of the date on which a toll is imposed on the seg-
21 ment, will have the same number of nontoll lanes as
22 were in existence prior to that date.

23 (2) HIGH-OCCUPANCY VEHICLE LANES.—A
24 high-occupancy vehicle lane that is converted to a
25 toll lane shall not be subject to this section, and

1 shall not be considered to be a nontoll lane for pur-
2 poses of determining whether a highway will have
3 fewer nontoll lanes than prior to the date of imposi-
4 tion of the toll, if—

5 (A) high-occupancy vehicles occupied by
6 the number of passengers specified by the enti-
7 ty operating the toll lane may use the toll lane
8 without paying a toll, unless otherwise specified
9 by the appropriate county, town, municipal or
10 other local government entity, or public toll
11 road or transit authority; or

12 (B) each high-occupancy vehicle lane that
13 was converted to a toll lane was constructed as
14 a temporary lane to be replaced by a toll lane
15 under a plan approved by the appropriate coun-
16 ty, town, municipal or other local government
17 entity, or public toll road or transit authority.

18 SEC. 124. From the unobligated balances of funds
19 apportioned among the States prior to October 1, 2012,
20 under sections 104(b) of title 23, United States Code (as
21 in effect on the day before the date of enactment of Public
22 Law 112–141), the amount of \$26,103,000 shall be made
23 available in fiscal year 2014 for the administrative ex-
24 penses of the Federal Highway Administration: *Provided*,
25 That this provision shall not apply to funds distributed

1 in accordance with section 104(b)(5) of title 23, United
2 States Code (as in effect on the day before the date of
3 enactment of Public Law 112–141); section 133(d)(1) of
4 such title (as in effect on the day before the date of enact-
5 ment of Public Law 109–59); and the first sentence of
6 section 133(d)(3)(A) of such title (as in effect on the day
7 before the date of enactment of Public Law 112–141):
8 *Provided further*, That such amount shall be derived on
9 a proportional basis from the unobligated balances of ap-
10 portioned funds to which this provision applies: *Provided*
11 *further*, That the amount made available by this provision
12 in fiscal year 2014 for the administrative expenses of the
13 Federal Highway Administration shall be in addition to
14 the amount made available in fiscal year 2014 for such
15 purposes under section 104(a) of title 23, United States
16 Code: *Provided further*, That the amount made available
17 by this provision in fiscal year 2014 for the administrative
18 expenses of the Federal Highway Administration shall
19 have the same period of availability and characteristics of
20 the contract authority made available under section 104(a)
21 of title 23, United States Code.

22 SEC. 125. None of the funds in this Act to the De-
23 partment of Transportation may be used to provide credit
24 assistance unless not less than 3 days before any applica-
25 tion approval to provide credit assistance under sections

1 603 and 604 of title 23, United States Code, the Secretary
 2 of Transportation provides notification in writing to the
 3 following committees: the House and Senate Committees
 4 on Appropriations; the Committee on Environment and
 5 Public Works and the Committee on Banking, Housing
 6 and Urban Affairs of the Senate; and the Committee on
 7 Transportation and Infrastructure of the House of Rep-
 8 resentatives: *Provided*, That such notification shall in-
 9 clude, but not be limited to, the name of the project spon-
 10 sor; a description of the project; whether credit assistance
 11 will be provided as a direct loan, loan guarantee, or line
 12 of credit; and the amount of credit assistance.

13 SEC. 126. Section 149(m) of title 23, United States
 14 Code, is amended by striking “that was previously eligible
 15 under this section” and replacing with “for which CMAQ
 16 funding was made available, obligated or expended in fis-
 17 cal year 2012, and shall have no imposed time limitation”.

18 FEDERAL MOTOR CARRIER SAFETY ADMINISTRATION
 19 MOTOR CARRIER SAFETY OPERATIONS AND PROGRAMS

20 (LIQUIDATION OF CONTRACT AUTHORIZATION)

21 (LIMITATION ON OBLIGATIONS)

22 (HIGHWAY TRUST FUND)

23 For payment of obligations incurred in the implemen-
 24 tation, execution and administration of motor carrier safe-
 25 ty operations and programs pursuant to section 31104(i)

1 of title 49, United States Code, and sections 4127 and
2 4134 of Public Law 109–59, as amended by Public Law
3 112–141, \$259,000,000, to be derived from the Highway
4 Trust Fund (other than the Mass Transit Account), to-
5 gether with advances and reimbursements received by the
6 Federal Motor Carrier Safety Administration, and to re-
7 main available until expended: *Provided*, That funds avail-
8 able for implementation, execution or administration of
9 motor carrier safety operations and programs authorized
10 under title 49, United States Code, shall not exceed total
11 obligations of \$259,000,000, for “Motor Carrier Safety
12 Operations and Programs” for fiscal year 2014, of which
13 \$9,000,000, to remain available for obligation until Sep-
14 tember 30, 2016, is for the research and technology pro-
15 gram, and of which \$1,000,000 shall be available for com-
16 mercial motor vehicle operator’s grants to carry out sec-
17 tion 4134 of Public Law 109–59, and of which
18 \$34,545,000, to remain available for obligation until Sep-
19 tember 30, 2016, is for information management: *Pro-*
20 *vided further*, That the Federal Motor Carrier Safety Ad-
21 ministration shall transmit to Congress a report by March
22 28, 2014, on the agency’s ability to meet its requirement
23 to conduct compliance reviews on mandatory carriers: *Pro-*
24 *vided further*, That the Federal Motor Carrier Safety Ad-
25 ministration’s obligation limitation shall be reduced by

1 \$100,000 per day for each day any report required under
 2 this heading or accompanying report is past the deadlines
 3 specified herein.

4 NATIONAL MOTOR CARRIER SAFETY
 5 (LIQUIDATION OF CONTRACT AUTHORIZATION)
 6 (LIMITATION OF OBLIGATIONS)
 7 (HIGHWAY TRUST FUND)

8 For payment of obligations incurred in the implemen-
 9 tation, execution, and administration of national motor
 10 carrier safety programs pursuant to section 31104(i) of
 11 title 49, United States Code, and sections 4127 and 4134
 12 of Public Law 109–59, \$19,000,000, to be derived from
 13 the Highway Trust Fund (other than the Mass Transit
 14 Account), together with advances and reimbursements re-
 15 ceived by the Federal Motor Carrier Safety Administra-
 16 tion, the sum of which shall remain available until ex-
 17 pended: *Provided*, That none of the funds derived from
 18 the Highway Trust Fund under this heading shall be
 19 available for the implementation, execution or administra-
 20 tion of programs, the obligations for which are in excess
 21 of \$19,000,000, of which \$13,000,000 shall be made avail-
 22 able for the use of border facilities and \$6,000,000 shall
 23 be made available for information technology moderniza-
 24 tion efforts: *Provided further*, That of the \$19,000,000 of
 25 unobligated contract authority provided in the Transpor-

1 available for the performance and registration information
2 system management program, \$25,000,000 shall be avail-
3 able for the commercial vehicle information systems and
4 networks deployment program, and \$3,000,000 shall be
5 available for the safety data improvement program: *Pro-*
6 *vided further*, That, of the funds made available herein for
7 the motor carrier assistance program, \$36,000,000 shall
8 be available for audits of new entrant motor carriers.

9 ADMINISTRATIVE PROVISION—FEDERAL MOTOR CARRIER
10 SAFETY ADMINISTRATION

11 SEC. 130. Funds appropriated or limited in this Act
12 shall be subject to the terms and conditions stipulated in
13 section 350 of Public Law 107–87 and section 6901 of
14 Public Law 110–28.

15 SEC. 131. Section 4144(d) of Public Law 109–59 is
16 amended by striking “September 30, 2013” and replacing
17 with “September 30, 2014”.

18 SEC. 132. Section 4138 of Public Law 109–59 is
19 amended by striking “category A or B” and inserting
20 “high-risk”.

21 NATIONAL HIGHWAY TRAFFIC SAFETY ADMINISTRATION
22 OPERATIONS AND RESEARCH

23 For expenses necessary to discharge the functions of
24 the Secretary, with respect to traffic and highway safety
25 authorized under chapter 301 and part C of subtitle VI

1 of title 49, United States Code, \$148,343,000, of which
2 \$20,000,000 shall remain available through September
3 30, 2015.

4 OPERATIONS AND RESEARCH

5 (LIQUIDATION OF CONTRACT AUTHORIZATION)

6 (LIMITATION ON OBLIGATIONS)

7 (HIGHWAY TRUST FUND)

8 For payment of obligations incurred in carrying out
9 the provisions of 23 U.S.C. 403, and chapter 303 of title
10 49, United States Code, \$138,500,000, to be derived from
11 the Highway Trust Fund (other than the Mass Transit
12 Account) and to remain available until expended: *Pro-*
13 *vided*, That none of the funds in this Act shall be available
14 for the planning or execution of programs the total obliga-
15 tions for which, in fiscal year 2014, are in excess of
16 \$138,500,000, of which \$133,500,000 shall be for pro-
17 grams authorized under 23 U.S.C. 403 and \$5,000,000
18 shall be for the National Driver Register authorized under
19 and chapter 303 of title 49, United States Code: *Provided*
20 *further*, That within the \$133,500,000 obligation limita-
21 tion for operations and research, \$20,000,000 shall re-
22 main available until September 30, 2015 and shall be in
23 addition to the amount of any limitation imposed on obli-
24 gations for future years: *Provided further*, That
25 \$20,000,000 of the total obligation limitation for oper-

1 ations and research in fiscal year 2014 shall be applied
2 toward unobligated balances of contract authority pro-
3 vided in prior Acts for carrying out the provisions of 23
4 U.S.C. 403, and chapter 303 of title 49, United States
5 Code.

6 HIGHWAY TRAFFIC SAFETY GRANTS

7 (LIQUIDATION OF CONTRACT AUTHORIZATION)

8 (LIMITATION ON OBLIGATIONS)

9 (HIGHWAY TRUST FUND)

10 For payment of obligations incurred in carrying out
11 the provisions of 23 U.S.C. 402 and 405, section 2009
12 of Public Law 109–59 as amended by Public Law 112–
13 141, and section 31101(a)(6) of Public Law 112–141, to
14 remain available until expended, \$561,500,000 to be de-
15 rived from the Highway Trust Fund (other than the Mass
16 Transit Account): *Provided*, That none of the funds in this
17 Act shall be available for the planning or execution of pro-
18 grams the total obligations for which, in fiscal year 2014,
19 are in excess of \$561,500,000 for programs authorized
20 under 23 U.S.C. 402 and 405, section 2009 of Public Law
21 109–59 as amended by Public Law 112–141, and section
22 31101(a)(6) of Public Law 112–141, of which
23 \$235,000,000 shall be for “Highway Safety Programs”
24 under 23 U.S.C. 402; \$272,000,000 shall be for “National
25 Priority Safety Programs” under 23 U.S.C. 405;

1 \$29,000,000 shall be for the “High Visibility Enforcement
2 Program” under section 2009 of Public Law 109–59 as
3 amended by Public Law 112–141; \$25,500,000 shall be
4 for “Administrative Expenses” under section 31101(a)(6)
5 of Public Law 112–141: *Provided further*, That none of
6 these funds shall be used for construction, rehabilitation,
7 or remodeling costs, or for office furnishings and fixtures
8 for State, local or private buildings or structures: *Provided*
9 *further*, That not to exceed \$500,000 of the funds made
10 available for “National Priority Safety Programs” under
11 23 U.S.C. 405 for “Impaired Driving Countermeasures”
12 (as described in subsection (d) of that section) shall be
13 available for technical assistance to the States: *Provided*
14 *further*, That with respect to the “Transfers” provision
15 under 23 U.S.C. 405(a)(1)(G), any amounts transferred
16 to increase the amounts made available under section 402
17 shall include the obligation authority for such amounts:
18 *Provided further*, That the Administrator shall notify the
19 House and Senate Committees on Appropriations of any
20 exercise of the authority granted under the previous pro-
21 viso or under 23 U.S.C. 405(a)(1)(G) within 60 days.

22 ADMINISTRATIVE PROVISIONS—NATIONAL HIGHWAY

23 TRAFFIC SAFETY ADMINISTRATION

24 SEC. 140. An additional \$130,000 shall be made
25 available to the National Highway Traffic Safety Adminis-

1 tration, out of the amount limited for section 402 of title
2 23, United States Code, to pay for travel and related ex-
3 penses for State management reviews and to pay for core
4 competency development training and related expenses for
5 highway safety staff.

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

12 SEC. 142. None of the funds in this Act shall be used
13 to implement section 404 of title 23, United States Code.

14 FEDERAL RAILROAD ADMINISTRATION

15 SAFETY AND OPERATIONS

16 For necessary expenses of the Federal Railroad Ad-
17 ministration, not otherwise provided for, \$184,500,000, of
18 which \$12,400,000 shall remain available until expended.

19 RAILROAD RESEARCH AND DEVELOPMENT

20 For necessary expenses for railroad research and de-
21 velopment, \$35,250,000, to remain available until ex-
22 pended.

1 RAILROAD REHABILITATION AND IMPROVEMENT
2 FINANCING PROGRAM

3 The Secretary of Transportation is authorized to
4 issue direct loans and loan guarantees pursuant to sec-
5 tions 501 through 504 of the Railroad Revitalization and
6 Regulatory Reform Act of 1976 (Public Law 94–210), as
7 amended, such authority to exist as long as any such di-
8 rect loan or loan guarantee is outstanding: *Provided*, That,
9 pursuant to section 502 of such Act, as amended, no new
10 direct loans or loan guarantee commitments shall be made
11 using Federal funds for the credit risk premium during
12 fiscal year 2014.

13 GRANTS TO THE NATIONAL RAILROAD PASSENGER
14 CORPORATION

15 To enable the Secretary of Transportation to make
16 grants to the National Railroad Passenger Corporation as
17 authorized by the Passenger Rail Investment and Im-
18 provement Act of 2008 (division B of Public Law 110–
19 432, hereafter referred to as “such law” for purposes of
20 this heading), \$1,452,000,000 to remain available until
21 expended: *Provided*, That of the amounts available under
22 this heading, up to \$199,000,000 shall be for debt service
23 obligations, up to \$390,000,000 shall be for the operation
24 of intercity passenger rail, and not less than \$75,000,000
25 shall be made available to bring Amtrak served facilities

1 and stations into compliance with the Americans with Dis-
2 abilities Act: *Provided further*, That after an initial dis-
3 tribution of up to \$200,000,000, which shall be used by
4 Amtrak as a working capital account, all remaining capital
5 and debt service funds shall be provided only on a reim-
6 bursable basis: *Provided further*, That funding for the op-
7 eration of intercity passenger rail, as authorized by section
8 101 of such law, shall be distributed no more frequently
9 than quarterly: *Provided further*, That the Secretary may
10 retain up to one-half of 1 percent of the funds provided
11 under this heading to fund the costs of project manage-
12 ment and oversight of activities authorized by subsections
13 101(a) and 101(c) of such law: *Provided further*, That in
14 addition to the project management oversight funds au-
15 thorized under section 101(d) of such law, the Secretary
16 may retain up to an additional one-half of 1 percent of
17 the funds provided under this heading to fund expenses
18 associated with section 24905 of title 49, United States
19 Code: *Provided further*, That not later than 60 days after
20 the date of enactment of this Act, the Corporation shall
21 transmit, in electronic format, to the House and Senate
22 Committees on Appropriations a business plan and 5-year
23 Financial Plan for fiscal year 2014 as required under sec-
24 tion 204 of such law.

1 CAPITAL ASSISTANCE FOR NATIONAL HIGH
2 PERFORMANCE PASSENGER RAIL SERVICE

3 To enable the Secretary of Transportation to make
4 grants for projects that solely improve existing passenger
5 rail corridor services as authorized under sections 24402,
6 and 24105 of title 49, United States Code, \$100,000,000,
7 to remain available until expended: *Provided*, That up to
8 \$20,000,000 of the funds provided under this paragraph
9 may be used for planning activities that lead directly to
10 the development of a passenger rail corridor investment
11 plan consistent with the requirements established by the
12 Administrator or a state rail plan consistent with chapter
13 227 of title 49, United States Code: *Provided further*, That
14 the Secretary may retain a portion of the funds made
15 available for planning activities under the previous proviso
16 to facilitate the preparation of a service development plan
17 and related environmental impact statement for high per-
18 formance rail corridors located in multiple States: *Pro-*
19 *vided further*, That the Secretary shall issue a notice of
20 funding availability that shall provide interim guidance to
21 applicants covering application procedures and administer
22 the grants provided under this heading pursuant to that
23 guidance: *Provided further*, That the Federal share pay-
24 able of the costs for which a grant or cooperative agree-
25 ments is made under this heading shall not exceed 80 per-

1 cent: *Provided further*, That a project need not be in a
2 State rail plan developed under Chapter 227 of title 49,
3 United States Code, to be eligible for assistance under this
4 heading: *Provided further*, That up to 2 percent of the
5 funds provided under this heading are available to the Ad-
6 ministrator of the Federal Railroad Administration to
7 fund the award and oversight by the Administrator of
8 grants and cooperative agreements made under this head-
9 ing: *Provided further*, That recipients of grants under this
10 paragraph shall conduct all procurement transactions
11 using such grant funds in a manner that provides full and
12 open competition, as determined by the Secretary, in com-
13 pliance with existing labor agreements.

14 NEXT GENERATION HIGH SPEED RAIL

15 (RESCISSION)

16 Of the funds made available for Next Generation
17 High Speed Rail, as authorized by sections 1103 and 7201
18 of Public Law 105–178, \$1,973,000 are hereby perma-
19 nently rescinded.

20 NORTHEAST CORRIDOR IMPROVEMENT PROGRAM

21 (RESCISSION)

22 Of the funds made available for the Northeast Cor-
23 ridor Improvement Program, as authorized by Public Law
24 94–210, \$4,419,000 are hereby permanently rescinded.

1 ADMINISTRATIVE PROVISIONS—FEDERAL RAILROAD

2 ADMINISTRATION

3 SEC. 150. Hereafter, notwithstanding any other pro-
4 vision of law, funds provided in this Act for the National
5 Railroad Passenger Corporation shall immediately cease
6 to be available to said Corporation in the event that the
7 Corporation contracts to have services provided at or from
8 any location outside the United States. For purposes of
9 this section, the word “services” shall mean any service
10 that was, as of July 1, 2006, performed by a full-time
11 or part-time Amtrak employee whose base of employment
12 is located within the United States.

13 SEC. 151. The Secretary of Transportation may re-
14 ceive and expend cash, or receive and utilize spare parts
15 and similar items, from non-United States Government
16 sources to repair damages to or replace United States
17 Government owned automated track inspection cars and
18 equipment as a result of third-party liability for such dam-
19 ages, and any amounts collected under this section shall
20 be credited directly to the Safety and Operations account
21 of the Federal Railroad Administration, and shall remain
22 available until expended for the repair, operation and
23 maintenance of automated track inspection cars and
24 equipment in connection with the automated track inspec-
25 tion program.

1 SEC. 152. None of the funds provided to the National
2 Railroad Passenger Corporation may be used to fund any
3 overtime costs in excess of \$35,000 for any individual em-
4 ployee: *Provided*, That the president of Amtrak may waive
5 the cap set in the previous proviso for specific employees
6 when the president of Amtrak determines such a cap poses
7 a risk to the safety and operational efficiency of the sys-
8 tem: *Provided further*, That Amtrak shall notify the House
9 and Senate Committees on Appropriations quarterly of
10 any waivers to such cap and delineate the reasons for
11 granting such waiver.

12 SEC. 153. The amounts available to the National
13 Railroad Passenger Corporation for the operation of inter-
14 city passenger rail shall be available for distribution by
15 the Secretary only after receiving and reviewing a grant
16 request for each specific train route accompanied by a de-
17 tailed financial analysis, revenue projection, and capital
18 asset plan justifying the Federal support to the Sec-
19 retary's satisfaction.

20 SEC. 154. Of the funds made available under Public
21 Law 113-2 under the heading "Federal Railroad Adminis-
22 tration, Grants to the National Railroad Passenger Cor-
23 poration", the second proviso is amended by deleting "or
24 any other Act".

1 FEDERAL TRANSIT ADMINISTRATION

2 ADMINISTRATIVE EXPENSES

3 For necessary administrative expenses of the Federal
4 Transit Administration's programs authorized by chapter
5 53 of title 49, United States Code, \$109,888,000, of which
6 not less than \$5,000,000 shall be available to carry out
7 the provisions of 49 U.S.C. 5329 and not less than
8 \$1,000,000 shall be available to carry out the provisions
9 of 49 U.S.C. 5326: *Provided*, That upon submission to the
10 Congress of the fiscal year 2015 President's budget, the
11 Secretary of Transportation shall transmit to Congress
12 the annual report on Capital Investment Grants, including
13 proposed allocations of funds for fiscal year 2015.

14 FORMULA GRANTS

15 (LIQUIDATION OF CONTRACT AUTHORITY)

16 (LIMITATION ON OBLIGATIONS)

17 (HIGHWAY TRUST FUND)

18 For payment of obligations incurred in carrying out
19 the provisions of 49 U.S.C. 5305, 5307, 5310, 5311,
20 5318, 5322(d), 5329(e)(6), 5335, 5337, 5339, and 5340,
21 as amended by Public Law 112-141, and 20005(b) of
22 Public Law 112-141, \$9,500,000,000, to be derived from
23 the Mass Transit Account of the Highway Trust Fund
24 and to remain available until expended: *Provided*, That
25 funds available for the implementation or execution of pro-

1 grams authorized under 49 U.S.C. 5305, 5307, 5310,
2 5311, 5318, 5322(d), 5329(e)(6), 5335, 5337, 5339, and
3 5340, as amended by Public Law 112–141, and 20005(b)
4 of Public Law 112–141, shall not exceed total obligations
5 of \$8,595,000,000 in fiscal year 2014.

6 TRANSIT RESEARCH PROGRAMS

7 For necessary expenses to carry out 49 U.S.C. 5312,
8 5313, 5314, and 5322(a), (b) and (e), \$55,300,000, to
9 remain available until September 30, 2015: *Provided*,
10 That not less than \$43,300,000 shall be for activities au-
11 thorized under 49 U.S.C. 5312; *Provided further*, That the
12 Federal share for contracts and cooperative agreements
13 under the program referred to in the previous proviso may
14 be up to 100 percent.

15 CAPITAL INVESTMENT GRANTS

16 For necessary expenses to carry out 49 U.S.C. 5309,
17 \$1,942,938,000, to remain available until expended.

18 GRANTS TO THE WASHINGTON METROPOLITAN AREA

19 TRANSIT AUTHORITY

20 For grants to the Washington Metropolitan Area
21 Transit Authority as authorized under section 601 of divi-
22 sion B of Public Law 110–432, \$150,000,000, to remain
23 available until expended: *Provided*, That the Secretary
24 shall approve grants for capital and preventive mainte-
25 nance expenditures for the Washington Metropolitan Area

1 Transit Authority only after receiving and reviewing a re-
 2 quest for each specific project: *Provided further*, That
 3 prior to approving such grants, the Secretary shall deter-
 4 mine that the Washington Metropolitan Area Transit Au-
 5 thority has placed the highest priority on those invest-
 6 ments that will improve the safety of the system: *Provided*
 7 *further*, That the Secretary, to ensure safety throughout
 8 the rail system, may waive the requirements of section
 9 601(e)(1)(B) of Public Law 110–432 for fiscal years 2014
 10 and 2015.

11 PUBLIC TRANSPORTATION EMERGENCY RELIEF PROGRAM

12 For necessary expenses to carry out 49 U.S.C. 5324,
 13 \$15,000,000, to remain available until expended.

14 ADMINISTRATIVE PROVISIONS—FEDERAL TRANSIT

15 ADMINISTRATION

16 (INCLUDING RESCISSION OF FUNDS)

17 SEC. 160. The limitations on obligations for the pro-
 18 grams of the Federal Transit Administration shall not
 19 apply to any authority under 49 U.S.C. 5338, previously
 20 made available for obligation, or to any other authority
 21 previously made available for obligation.

22 SEC. 161. Funds appropriated or limited by this Act
 23 under the heading “Fixed Guideway Capital Investment”
 24 of the Federal Transit Administration for projects speci-
 25 fied in this Act or identified in reports accompanying this

1 Act not obligated by September 30, 2018, and other recov-
2 eries, may be directed to any project eligible under 49
3 U.S.C. 5309.

4 SEC. 162. Any funds appropriated before October 1,
5 2013, under any section of chapter 53 of title 49, United
6 States Code, that remain available for expenditure, may
7 be transferred to and administered under the most recent
8 appropriation heading for any such section.

9 SEC. 163. Hereafter, the Secretary may not enforce
10 regulations related to charter bus service under part 604
11 of title 49, Code of Federal Regulations, for any transit
12 agency who during fiscal year 2008 was both initially
13 granted a 60-day period to come into compliance with part
14 604, and then was subsequently granted an exception from
15 said part.

16 SEC. 164. For purposes of applying the project jus-
17 tification and local financial commitment criteria of 49
18 U.S.C. 5309(d) to a New Starts project, the Secretary
19 may consider the costs and ridership of any connected
20 project in an instance in which private parties are making
21 significant financial contributions to the construction of
22 the connected project; additionally, the Secretary may con-
23 sider the significant financial contributions of private par-
24 ties to the connected project in calculating the non-Federal

1 share of net capital project costs for the New Starts
2 project.

3 SEC. 165. Unobligated and recovered fiscal year 2010
4 through 2012 funds that were made available to carry out
5 49 U.S.C. 5339 shall be available to carry out 49 U.S.C.
6 5309, as amended by Public Law 112–141, subject to the
7 terms and conditions required under such section.

8 SEC. 166. New bus rapid transit projects rec-
9 ommended in the President’s budget submission to the
10 Congress of the United States for funds appropriated
11 under the heading “CAPITAL INVESTMENT GRANTS” in
12 this Act shall be funded from \$93,269,369 in unobligated
13 amounts that were made available to carry out the discre-
14 tionary bus and bus facilities program under 49 U.S.C.
15 5309 in fiscal years 1999 through 2010: *Provided*, That
16 all such projects shall remain subject to the Capital In-
17 vestment Grants Program requirements of 49 U.S.C.
18 5309 for New Starts, Small Starts, or Core Capacity
19 projects as applicable.

20 SEC. 167. Of the funds made available for the For-
21 mula Grants program, as authorized by Public Law 97–
22 424, as amended, \$63,465,775 are hereby permanently re-
23 scinded: *Provided*, That of the funds made available for
24 the Formula Grants program, as authorized by Public
25 Law 91–453, as amended, \$795,307 are hereby perma-

1 nently rescinded: *Provided further*, That of the funds made
2 available for the Formula Grants program as authorized
3 by Public Law 95–599, as amended, \$928,838 are hereby
4 permanently rescinded: *Provided further*, That of the
5 funds made available for the University Transportation
6 Research program, as authorized by Public Law 91–453,
7 as amended, and by Public Law 102–240, as amended,
8 \$511,130 are hereby permanently rescinded: *Provided fur-*
9 *ther*, That of the funds made available for the Job Access
10 and Reverse Commute program, as authorized by Public
11 Law 105–178, as amended, \$14,989,839 are hereby per-
12 manently rescinded: *Provided further*, That of the funds
13 made available for the Capital Investment Grants pro-
14 gram, as authorized by Public Law 105–178, as amended,
15 \$11,429,055 are hereby permanently rescinded: *Provided*
16 *further*, That of the funds made available for the Research,
17 Training, and Human Resources program, as authorized
18 by Public Law 95–599, as amended, \$247,579 are hereby
19 permanently rescinded: *Provided further*, That of the
20 funds made available for the Interstate Transfer Grants
21 program, as authorized by 23 U.S.C. 103(e)(4),
22 \$2,687,207 are hereby permanently rescinded: *Provided*
23 *further*, That of the funds made available for the Wash-
24 ington Metropolitan Area Transit Authority, as authorized
25 by section 14 of Public Law 96–184, as amended, and

1 by Public Law 101–551, as amended, \$523,107 are here-
2 by permanently rescinded: *Provided further*, That of the
3 funds made available for the Urban Discretionary Grants
4 program, as authorized by Public Law 88–365, as amend-
5 ed, \$578,353 are hereby permanently rescinded: *Provided*
6 *further*, That no amounts may be rescinded from amounts
7 that were designated by the Congress as an emergency re-
8 quirement pursuant to a concurrent resolution on the
9 budget or the Balanced Budget and Emergency Deficit
10 Control Act of 1985, as amended.

11 SAINT LAWRENCE SEAWAY DEVELOPMENT

12 CORPORATION

13 The Saint Lawrence Seaway Development Corpora-
14 tion is hereby authorized to make such expenditures, with-
15 in the limits of funds and borrowing authority available
16 to the Corporation, and in accord with law, and to make
17 such contracts and commitments without regard to fiscal
18 year limitations as provided by section 104 of the Govern-
19 ment Corporation Control Act, as amended, as may be
20 necessary in carrying out the programs set forth in the
21 Corporation’s budget for the current fiscal year.

22 OPERATIONS AND MAINTENANCE

23 (HARBOR MAINTENANCE TRUST FUND)

24 For necessary expenses to conduct the operations,
25 maintenance, and capital asset renewal activities of those

1 portions of the St. Lawrence Seaway owned, operated, and
2 maintained by the Saint Lawrence Seaway Development
3 Corporation, \$33,000,000, to be derived from the Harbor
4 Maintenance Trust Fund, pursuant to Public Law 99–
5 662.

6 MARITIME ADMINISTRATION

7 MARITIME SECURITY PROGRAM

8 For necessary expenses to maintain and preserve a
9 U.S.-flag merchant fleet to serve the national security
10 needs of the United States, \$186,000,000, to remain avail-
11 able until expended.

12 OPERATIONS AND TRAINING

13 For necessary expenses of operations and training ac-
14 tivities authorized by law, \$153,803,000, of which
15 \$11,100,000 shall remain available until expended for
16 maintenance and repair of training ships at State Mari-
17 time Academies, and of which \$2,400,000 shall remain
18 available through September 30, 2015 for Student Incen-
19 tive Program payments at State Maritime Academies, and
20 of which \$18,000,000 shall remain available until ex-
21 pended for facilities maintenance and repair, equipment,
22 and capital improvements at the United State Merchant
23 Marine Academy: *Provided*, That amounts apportioned for
24 the United States Merchant Marine Academy shall be
25 available only upon allotments made personally by the Sec-

1 retary of Transportation or the Assistant Secretary for
2 Budget and Programs: *Provided further*, That the Super-
3 intendent, Deputy Superintendent and the Director of the
4 Office of Resource Management of the United State Mer-
5 chant Marine Academy may not be allotment holders for
6 the United States Merchant Marine Academy, and the Ad-
7 ministrator of the Maritime Administration shall hold all
8 allotments made by the Secretary of Transportation or the
9 Assistant Secretary for Budget and Programs under the
10 previous proviso: *Provided further*, That 50 percent of the
11 funding made available for the United States Merchant
12 Marine Academy under this heading shall be available only
13 after the Secretary, in consultation with the Super-
14 intendent and the Maritime Administrator, completes a
15 plan detailing by program or activity how such funding
16 will be expended at the Academy, and this plan is sub-
17 mitted to the House and Senate Committees on Appro-
18 priations: *Provided further*, That the Committee directs
19 the Administrator to submit a report to the Appropria-
20 tions Committee within 90 days of the date of enactment
21 of this Act detailing the current and future impacts of re-
22 ductions in government impelled cargo on the U.S. Mer-
23 chant Marine as a result of changes to cargo preference
24 requirements included in the Moving Ahead for Progress
25 in the 21st Century Act (MAP-21), the historical reduc-

1 tions in the Public Law 480 Food for Peace program, and
2 the winding down of the wars in Iraq and Afghanistan:
3 *Provided further*, That the Committee also directs the Sec-
4 retary of Transportation and the Administrator, in col-
5 laboration with the Department of Defense, to further de-
6 velop a national sealift strategy that ensures the long-term
7 viability of the U.S. Merchant Marine.

8 SHIP DISPOSAL

9 For necessary expenses related to the disposal of ob-
10 solete vessels in the National Defense Reserve Fleet of the
11 Maritime Administration, \$4,800,000, to remain available
12 until expended.

13 ASSISTANCE TO SMALL SHIPYARDS

14 To make grants to qualified shipyards as authorized
15 under section 3508 of Public Law 110–417 or section
16 54101 of title 46, United States Code, \$10,000,000, to
17 remain available until expended: *Provided*, That to be con-
18 sidered for assistance, a qualified shipyard shall submit
19 an application for assistance no later than 60 days after
20 enactment of this Act: *Provided further*, That from appli-
21 cations submitted under the previous proviso, the Sec-
22 retary of Transportation shall make grants no later than
23 120 days after enactment of this Act in such amounts as
24 the Secretary determines.

1 MARITIME GUARANTEED LOAN (TITLE XI) PROGRAM
2 ACCOUNT
3 (INCLUDING TRANSFER OF FUNDS)

4 For the cost of guaranteed loans, as authorized,
5 \$38,500,000, of which \$35,000,000 shall remain available
6 until expended: *Provided*, That such costs, including the
7 cost of modifying such loans, shall be as defined in section
8 502 of the Congressional Budget Act of 1974, as amend-
9 ed: *Provided further*, That not to exceed \$3,500,000 shall
10 be available for administrative expenses to carry out the
11 guaranteed loan program, which shall be transferred to
12 and merged with the appropriations for “Operations and
13 Training”, Maritime Administration.

14 ADMINISTRATIVE PROVISION—MARITIME
15 ADMINISTRATION

16 SEC. 170. Notwithstanding any other provision of
17 this Act, the Maritime Administration is authorized to fur-
18 nish utilities and services and make necessary repairs in
19 connection with any lease, contract, or occupancy involving
20 Government property under control of the Maritime Ad-
21 ministration, and payments received therefor shall be cred-
22 ited to the appropriation charged with the cost thereof:
23 *Provided*, That rental payments under any such lease, con-
24 tract, or occupancy for items other than such utilities,

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

3 PIPELINE AND HAZARDOUS MATERIALS SAFETY

4 ADMINISTRATION

5 OPERATIONAL EXPENSES

6 (PIPELINE SAFETY FUND)

7 (INCLUDING TRANSFER OF FUNDS)

8 For necessary operational expenses of the Pipeline
 9 and Hazardous Materials Safety Administration,
 10 \$21,654,000, of which \$639,000 shall be derived from the
 11 Pipeline Safety Fund: *Provided*, That \$1,500,000 shall be
 12 transferred to “Pipeline Safety” in order to fund “Pipeline
 13 Safety Information Grants to Communities” as authorized
 14 under section 60130 of title 49, United States Code.

15 HAZARDOUS MATERIALS SAFETY

16 For expenses necessary to discharge the hazardous
 17 materials safety functions of the Pipeline and Hazardous
 18 Materials Safety Administration, \$45,000,000, of which
 19 \$2,300,000 shall remain available until September 30,
 20 2016: *Provided*, That up to \$800,000 in fees collected
 21 under 49 U.S.C. 5108(g) shall be deposited in the general
 22 fund of the Treasury as offsetting receipts: *Provided fur-*
 23 *ther*, That there may be credited to this appropriation, to
 24 be available until expended, funds received from States,
 25 counties, municipalities, other public authorities, and pri-

1 vate sources for expenses incurred for training, for reports
2 publication and dissemination, and for travel incurred in
3 performance of hazardous materials exemptions and ap-
4 provals functions.

5 PIPELINE SAFETY

6 (PIPELINE SAFETY FUND)

7 (OIL SPILL LIABILITY TRUST FUND)

8 (PIPELINE SAFETY DESIGN REVIEW FUND)

9 For expenses necessary to conduct the functions of
10 the pipeline safety program, for grants-in-aid to carry out
11 a pipeline safety program, as authorized by 49 U.S.C.
12 60107, and to discharge the pipeline program responsibil-
13 ities of the Oil Pollution Act of 1990, \$151,427,000, of
14 which \$18,573,000 shall be derived from the Oil Spill Li-
15 ability Trust Fund and shall remain available until Sep-
16 tember 30, 2016; and of which \$130,854,000 shall be de-
17 rived from the Pipeline Safety Fund, of which
18 \$82,569,000 shall remain available until September 30,
19 2016; and of which \$2,000,000, to remain available until
20 expended, shall be derived as provided in this Act from
21 the Pipeline Safety Design Review Fund, as established
22 in the Pipeline Safety, Regulatory Certainty, and Job Cre-
23 ation Act of 2011 (Public Law 112–90).

1 EMERGENCY PREPAREDNESS GRANTS

2 (EMERGENCY PREPAREDNESS FUND)

3 For necessary expenses to carry out 49 U.S.C.
4 5128(b), \$188,000, to be derived from the Emergency
5 Preparedness Fund, to remain available until September
6 30, 2015: *Provided*, That not more than \$28,318,000 shall
7 be made available for obligation in fiscal year 2014 from
8 amounts made available by 49 U.S.C. 5116(i) and
9 5128(b)–(c): *Provided further*, That none of the funds
10 made available by 49 U.S.C. 5116(i), 5128(b), or 5128(c)
11 shall be made available for obligation by individuals other
12 than the Secretary of Transportation, or his designee.

13 OFFICE OF INSPECTOR GENERAL

14 SALARIES AND EXPENSES

15 For necessary expenses of the Office of the Inspector
16 General to carry out the provisions of the Inspector Gen-
17 eral Act of 1978, as amended, \$86,605,000: *Provided*,
18 That the Inspector General shall have all necessary au-
19 thority, in carrying out the duties specified in the Inspec-
20 tor General Act, as amended (5 U.S.C. App. 3), to inves-
21 tigate allegations of fraud, including false statements to
22 the government (18 U.S.C. 1001), by any person or entity
23 that is subject to regulation by the Department: *Provided*
24 *further*, That the funds made available under this heading
25 may be used to investigate, pursuant to section 41712 of

1 title 49, United States Code: (1) unfair or deceptive prac-
2 tices and unfair methods of competition by domestic and
3 foreign air carriers and ticket agents; and (2) the compli-
4 ance of domestic and foreign air carriers with respect to
5 item (1) of this proviso: *Provided further*, That hereafter
6 funds transferred to the Office of the Inspector General
7 through forfeiture proceedings or from the Department of
8 Justice Assets Forfeiture Fund or the Department of the
9 Treasury Forfeiture Fund, as a participating agency, as
10 an equitable share from the forfeiture of property in inves-
11 tigation in which the Office of Inspector General partici-
12 pates, or through the granting of a Petition for Remission
13 or Mitigation, shall be deposited to the credit of this ac-
14 count for law enforcement activities authorized under the
15 Inspector General Act of 1978, as amended, to remain
16 available until expended.

17 SURFACE TRANSPORTATION BOARD

18 SALARIES AND EXPENSES

19 For necessary expenses of the Surface Transpor-
20 tation Board, including services authorized by 5 U.S.C.
21 3109, \$32,250,000: *Provided*, That notwithstanding any
22 other provision of law, not to exceed \$1,250,000 from fees
23 established by the Chairman of the Surface Transpor-
24 tation Board shall be credited to this appropriation as off-
25 setting collections and used for necessary and authorized

1 expenses under this heading: *Provided further*, That the
2 sum herein appropriated from the general fund shall be
3 reduced on a dollar-for-dollar basis as such offsetting col-
4 lections are received during fiscal year 2013, to result in
5 a final appropriation from the general fund estimated at
6 no more than \$31,000,000.

7 GENERAL PROVISIONS—DEPARTMENT OF
8 TRANSPORTATION

9 SEC. 180. During the current fiscal year, applicable
10 appropriations to the Department of Transportation shall
11 be available for maintenance and operation of aircraft;
12 hire of passenger motor vehicles and aircraft; purchase of
13 liability insurance for motor vehicles operating in foreign
14 countries on official department business; and uniforms or
15 allowances therefor, as authorized by law (5 U.S.C. 5901–
16 5902).

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

22 SEC. 182. None of the funds in this Act shall be avail-
23 able for salaries and expenses of more than 110 political
24 and Presidential appointees in the Department of Trans-
25 portation: *Provided*, That none of the personnel covered

1 by this provision may be assigned on temporary detail out-
2 side the Department of Transportation.

3 SEC. 183. (a) No recipient of funds made available
4 in this Act shall disseminate personal information (as de-
5 fined in 18 U.S.C. 2725(3)) obtained by a State depart-
6 ment of motor vehicles in connection with a motor vehicle
7 record as defined in 18 U.S.C. 2725(1), except as provided
8 in 18 U.S.C. 2721 for a use permitted under 18 U.S.C.
9 2721.

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

13 SEC. 184. Funds received by the Federal Highway
14 Administration, Federal Transit Administration, and Fed-
15 eral Railroad Administration from States, counties, mu-
16 nicipalities, other public authorities, and private sources
17 for expenses incurred for training may be credited respec-
18 tively to the Federal Highway Administration's "Federal-
19 Aid Highways" account, the Federal Transit Administra-
20 tion's "Transit Research Programs" account, and to the
21 Federal Railroad Administration's "Safety and Oper-
22 ations" account, except for State rail safety inspectors
23 participating in training pursuant to 49 U.S.C. 20105.

24 SEC. 185. None of the funds in this Act to the De-
25 partment of Transportation may be used to make a grant

1 unless the Secretary of Transportation notifies the House
2 and Senate Committees on Appropriations not less than
3 3 full business days before any project competitively se-
4 lected to receive a discretionary grant award, any discre-
5 tionary grant award, letter of intent, or full funding grant
6 agreement is announced by the department or its modal
7 administrations from:

8 (1) any discretionary grant program of the Fed-
9 eral Highway Administration including the emer-
10 gency relief program;

11 (2) the airport improvement program of the
12 Federal Aviation Administration;

13 (3) any program of the Federal Railroad Ad-
14 ministration;

15 (4) any program of the Federal Transit Admin-
16 istration other than the formula grants and fixed
17 guideway modernization programs; or

18 (5) any funding provided under the headings
19 “National Infrastructure Investments” and “Assist-
20 ance to Small Shipyards” in this Act: *Provided*,
21 That the Secretary gives concurrent notification to
22 the House and Senate Committees on Appropria-
23 tions for any “quick release” of funds from the
24 emergency relief program: *Provided further*, That no

1 notification shall involve funds that are not available
2 for obligation.

3 SEC. 186. Rebates, refunds, incentive payments,
4 minor fees and other funds received by the Department
5 of Transportation from travel management centers,
6 charge card programs, the subleasing of building space,
7 and miscellaneous sources are to be credited to appropria-
8 tions of the Department of Transportation and allocated
9 to elements of the Department of Transportation using
10 fair and equitable criteria and such funds shall be avail-
11 able until expended.

12 SEC. 187. Amounts made available in this or any
13 other Act that the Secretary determines represent im-
14 proper payments by the Department of Transportation to
15 a third-party contractor under a financial assistance
16 award, which are recovered pursuant to law, shall be avail-
17 able—

18 (1) to reimburse the actual expenses incurred
19 by the Department of Transportation in recovering
20 improper payments; and

21 (2) to pay contractors for services provided in
22 recovering improper payments or contractor support
23 in the implementation of the Improper Payments In-
24 formation Act of 2002: *Provided*, That amounts in
25 excess of that required for paragraphs (1) and (2)—

1 (A) shall be credited to and merged with
2 the appropriation from which the improper pay-
3 ments were made, and shall be available for the
4 purposes and period for which such appropria-
5 tions are available: *Provided further*, That
6 where specific project or accounting information
7 associated with the improper payment or pay-
8 ments is not readily available, the Secretary
9 may credit an appropriate account, which shall
10 be available for the purposes and period associ-
11 ated with the account so credited; or

12 (B) if no such appropriation remains avail-
13 able, shall be deposited in the Treasury as mis-
14 cellaneous receipts: *Provided further*, That prior
15 to the transfer of any such recovery to an ap-
16 propriations account, the Secretary shall notify
17 the House and Senate Committees on Appro-
18 priations of the amount and reasons for such
19 transfer: *Provided further*, That for purposes of
20 this section, the term “improper payments” has
21 the same meaning as that provided in section
22 2(d)(2) of Public Law 107–300.

23 SEC. 188. Notwithstanding any other provision of
24 law, if any funds provided in or limited by this Act are
25 subject to a reprogramming action that requires notice to

1 be provided to the House and Senate Committees on Ap-
2 propriations, transmission of said reprogramming notice
3 shall be provided solely to the Committees on Appropria-
4 tions, and said reprogramming action shall be approved
5 or denied solely by the Committees on Appropriations:
6 *Provided*, That the Secretary may provide notice to other
7 congressional committees of the action of the Committees
8 on Appropriations on such reprogramming but not sooner
9 than 30 days following the date on which the reprogram-
10 ming action has been approved or denied by the House
11 and Senate Committees on Appropriations.

12 SEC. 189. None of the funds appropriated or other-
13 wise made available under this Act may be used by the
14 Surface Transportation Board of the Department of
15 Transportation to charge or collect any filing fee for rate
16 or practice complaints filed with the Board in an amount
17 in excess of the amount authorized for district court civil
18 suit filing fees under section 1914 of title 28, United
19 States Code.

20 SEC. 190. Funds appropriated in this Act to the
21 modal administrations may be obligated for the Office of
22 the Secretary for the costs related to assessments or reim-
23 bursable agreements only when such amounts are for the
24 costs of goods and services that are purchased to provide

1 a direct benefit to the applicable modal administration or
2 administrations.

3 SEC. 191. The Secretary of Transportation is author-
4 ized to carry out a program that establishes uniform
5 standards for developing and supporting agency transit
6 pass and transit benefits authorized under section 7905
7 of title 5, United States Code, including distribution of
8 transit benefits by various paper and electronic media.

9 This title may be cited as the “Department of Trans-
10 portation Appropriations Act, 2014”.

11 TITLE II

12 DEPARTMENT OF HOUSING AND URBAN

13 DEVELOPMENT

14 MANAGEMENT AND ADMINISTRATION

15 ADMINISTRATION, OPERATIONS, AND MANAGEMENT

16 For necessary salaries and expenses for administra-
17 tion, management and operations of the Department of
18 Housing and Urban Development, \$521,375,000, of which
19 not to exceed \$3,810,000 shall be available for the imme-
20 diate Office of the Secretary; not to exceed \$1,290,000
21 shall be available for the Office of the Deputy Secretary;
22 not to exceed \$1,760,000 shall be available for the Office
23 of Adjudicatory Services; not to exceed \$745,000 shall be
24 available for the Office of Small and Disadvantaged Busi-
25 ness Utilization; not to exceed \$48,300,000 shall be avail-

1 able for the Office of the Chief Financial Officer; not to
2 exceed \$94,510,000 shall be available for the Office of the
3 General Counsel; not to exceed \$2,410,000 shall be avail-
4 able for the Office of Congressional and Intergovern-
5 mental Relations; not to exceed \$3,530,000 shall be avail-
6 able for the Office of Public Affairs; not to exceed
7 \$51,810,000 shall be available for the Office of the Chief
8 Human Capital Officer; not to exceed \$193,600,000 shall
9 be available for the Office of Administration; not to exceed
10 \$52,700,000 shall be available for the Office of Field Pol-
11 icy and Management; not to exceed \$17,360,000 shall be
12 available for the Office of the Chief Procurement Officer;
13 not to exceed \$3,150,000 shall be available for the Office
14 of Departmental Equal Employment Opportunity; not to
15 exceed \$1,400,000 shall be available for the Center for
16 Faith-Based and Neighborhood Partnerships; not to ex-
17 ceed \$5,000,000 shall be available for the Office of Stra-
18 tegic Planning and Management; and not to exceed
19 \$40,000,000 shall be available for the Office of the Chief
20 Information Officer: *Provided*, That funds provided under
21 this heading may be used for necessary administrative and
22 non-administrative expenses of the Department of Hous-
23 ing and Urban Development, not otherwise provided for,
24 including purchase of uniforms, or allowances therefore,
25 as authorized by 5 U.S.C. 5901–5902; hire of passenger

1 motor vehicles; services as authorized by 5 U.S.C. 3109:
2 *Provided further*, That notwithstanding any other provi-
3 sion of law, funds appropriated under this heading may
4 be used for advertising and promotional activities that
5 support the housing mission area: *Provided further*, That
6 the Secretary shall provide the Committees on Appropria-
7 tions quarterly written notification regarding the status
8 of pending congressional reports: *Provided further*, That
9 the Secretary shall provide all signed reports required by
10 Congress electronically: *Provided further*, That not to ex-
11 ceed \$25,000 of the amount made available under this
12 paragraph for the immediate Office of the Secretary shall
13 be available for official reception and representation ex-
14 penses as the Secretary may determine.

15 PROGRAM OFFICE SALARIES AND EXPENSES

16 PUBLIC AND INDIAN HOUSING

17 For necessary salaries and expenses of the Office of
18 Public and Indian Housing, \$212,000,000.

19 COMMUNITY PLANNING AND DEVELOPMENT

20 For necessary salaries and expenses of the Office of
21 Community Planning and Development, \$107,000,000.

22 HOUSING

23 For necessary salaries and expenses of the Office of
24 Housing, \$390,000,000, of which at least \$8,000,000 shall
25 be for the Office of Risk and Regulatory Affairs.

1 POLICY DEVELOPMENT AND RESEARCH

2 For necessary salaries and expenses of the Office of
3 Policy Development and Research, \$23,000,000.

4 FAIR HOUSING AND EQUAL OPPORTUNITY

5 For necessary salaries and expenses of the Office of
6 Fair Housing and Equal Opportunity, \$75,000,000.

7 OFFICE OF HEALTHY HOMES AND LEAD HAZARD

8 CONTROL

9 For necessary salaries and expenses of the Office of
10 Healthy Homes and Lead Hazard Control, \$7,642,000.

11 PUBLIC AND INDIAN HOUSING

12 RENTAL ASSISTANCE DEMONSTRATION

13 For continuing activities under the heading “Rental
14 Assistance Demonstration” in the Department of Housing
15 and Urban Development Appropriations Act, 2012 (Public
16 Law 112–55), and in accordance with guidance issued by
17 the Secretary, \$10,000,000, to remain available through
18 September 30, 2017: *Provided*, That such funds shall only
19 be available to properties converting from assistance under
20 section 9 of the United States Housing Act of 1937 (42
21 U.S.C. 1437g).

22 TENANT-BASED RENTAL ASSISTANCE

23 For activities and assistance for the provision of ten-
24 ant-based rental assistance authorized under the United
25 States Housing Act of 1937, as amended (42 U.S.C. 1437

1 et seq.) (“the Act” herein), not otherwise provided for,
2 \$15,592,216,000, to remain available until expended, shall
3 be available on October 1, 2013 (in addition to the
4 \$4,000,000,000 previously appropriated under this head-
5 ing that became available on October 1, 2013), and
6 \$4,000,000,000, to remain available until expended, shall
7 be available on October 1, 2014: *Provided*, That the
8 amounts made available under this heading are provided
9 as follows:

10 (1) \$17,568,278,000 shall be available for re-
11 newals of expiring section 8 tenant-based annual
12 contributions contracts (including renewals of en-
13 hanced vouchers under any provision of law author-
14 izing such assistance under section 8(t) of the Act)
15 and including renewal of other special purpose incre-
16 mental vouchers: *Provided*, That notwithstanding
17 any other provision of law, from amounts provided
18 under this paragraph and any carryover, the Sec-
19 retary for the calendar year 2014 funding cycle shall
20 provide renewal funding for each public housing
21 agency based on validated voucher management sys-
22 tem (VMS) leasing and cost data for the prior cal-
23 endar year and by applying an inflation factor as es-
24 tablished by the Secretary, by notice published in
25 the Federal Register, and by making any necessary

1 adjustments for the costs associated with the first-
2 time renewal of vouchers under this paragraph in-
3 cluding tenant protection and HOPE VI vouchers:
4 *Provided further*, That in determining calendar year
5 2014 funding allocation under this heading for pub-
6 lic housing agencies, including agencies participating
7 in the Moving To Work (MTW) demonstration, the
8 Secretary may take into account the anticipated im-
9 pact of changes in targeting and utility allowances,
10 to public housing agencies' contract renewal needs:
11 *Provided further*, That none of the funds provided
12 under this paragraph may be used to fund a total
13 number of unit months under lease which exceeds a
14 public housing agency's authorized level of units
15 under contract, except for public housing agencies
16 participating in the Moving to Work (MTW) dem-
17 onstration, which are instead governed by the terms
18 and conditions of their MTW agreements: *Provided*
19 *further*, That the Secretary shall, to the extent nec-
20 essary to stay within the amount specified under this
21 paragraph, pro rate each public housing agency's al-
22 location otherwise established pursuant to this para-
23 graph: *Provided further*, That except as provided in
24 the following provisos, the entire amount specified
25 under this paragraph shall be obligated to the public

1 housing agencies based on the allocation and pro
2 rata method described above, and the Secretary shall
3 notify public housing agencies of their annual budget
4 by the latter of 60 days after enactment of this Act
5 or March 1, 2014: *Provided further*, That the Sec-
6 retary may extend the notification period with the
7 prior written approval of the House and Senate
8 Committees on Appropriations: *Provided further*,
9 That public housing agencies participating in the
10 MTW demonstration shall be funded pursuant to
11 their MTW agreements and shall be subject to the
12 same pro rata adjustments under the previous pro-
13 visos: *Provided further*, That up to \$50,000,000
14 shall be available only: (1) for adjustments in the al-
15 locations for public housing agencies, after applica-
16 tion for an adjustment by a public housing agency
17 that experienced a significant increase, as deter-
18 mined by the Secretary, in renewal costs of vouchers
19 resulting from unforeseen circumstances or from
20 portability under section 8(r) of the Act; (2) for
21 vouchers that were not in use during the 12-month
22 period in order to be available to meet a commit-
23 ment pursuant to section 8(o)(13) of the Act; (3) for
24 adjustments for costs associated with HUD-Veterans
25 Affairs Supportive Housing (HUD-VASH) vouch-

1 ers; and (4) for public housing agencies that despite
2 taking reasonable cost savings measures, as deter-
3 mined by the Secretary, would otherwise be required
4 to terminate rental assistance for families as a result
5 of insufficient funding: *Provided further*, That the
6 Secretary shall allocate amounts under the previous
7 proviso based on need, as determined by the Sec-
8 retary;

9 (2) \$150,000,000 shall be for section 8 rental
10 assistance for relocation and replacement of housing
11 units that are demolished or disposed of pursuant to
12 section 18 of the Act, conversion of section 23
13 projects to assistance under section 8, the family
14 unification program under section 8(x) of the Act,
15 relocation of witnesses in connection with efforts to
16 combat crime in public and assisted housing pursu-
17 ant to a request from a law enforcement or prosecu-
18 tion agency, enhanced vouchers under any provision
19 of law authorizing such assistance under section 8(t)
20 of the Act, HOPE VI and Choice Neighborhood
21 vouchers, mandatory and voluntary conversions, and
22 tenant protection assistance including replacement
23 and relocation assistance or for project-based assist-
24 ance to prevent the displacement of unassisted elder-
25 ly tenants currently residing in section 202 prop-

1 erties financed between 1959 and 1974 that are refi-
2 nanced pursuant to Public Law 106–569, as amend-
3 ed, or under the authority as provided under this
4 Act: *Provided*, That when a public housing develop-
5 ment is submitted for demolition or disposition
6 under section 18 of the Act, the Secretary may pro-
7 vide section 8 rental assistance when the units pose
8 an imminent health and safety risk to residents:
9 *Provided further*, That the Secretary may only pro-
10 vide replacement vouchers for units that were occu-
11 pied within the previous 24 months that cease to be
12 available as assisted housing, subject only to the
13 availability of funds;

14 (3) \$1,685,374,000 shall be for administrative
15 and other expenses of public housing agencies in ad-
16 ministering the section 8 tenant-based rental assist-
17 ance program, of which up to \$15,000,000 shall be
18 available to the Secretary to allocate to public hous-
19 ing agencies that need additional funds to admin-
20 ister their section 8 programs, including fees associ-
21 ated with section 8 tenant protection rental assist-
22 ance, the administration of disaster related vouchers,
23 Veterans Affairs Supportive Housing vouchers, and
24 other special purpose incremental vouchers: *Pro-*
25 *vided*, That no less than \$1,670,374,000 of the

1 amount provided in this paragraph shall be allocated
2 to public housing agencies for the calendar year
3 2014 funding cycle based on section 8(q) of the Act
4 (and related Appropriation Act provisions) as in ef-
5 fect immediately before the enactment of the Quality
6 Housing and Work Responsibility Act of 1998 (Pub-
7 lic Law 105–276): *Provided further*, That if the
8 amounts made available under this paragraph are
9 insufficient to pay the amounts determined under
10 the previous proviso, the Secretary may decrease the
11 amounts allocated to agencies by a uniform percent-
12 age applicable to all agencies receiving funding
13 under this paragraph or may, to the extent nec-
14 essary to provide full payment of amounts deter-
15 mined under the previous proviso, utilize unobligated
16 balances, including recaptures and carryovers, re-
17 maining from funds appropriated to the Department
18 of Housing and Urban Development under this
19 heading from prior fiscal years, notwithstanding the
20 purposes for which such amounts were appropriated:
21 *Provided further*, That all public housing agencies
22 participating in the MTW demonstration shall be
23 funded pursuant to their MTW agreements, and
24 shall be subject to the same uniform percentage de-
25 crease as under the previous proviso: *Provided fur-*

1 *ther*, That amounts provided under this paragraph
2 shall be only for activities related to the provision of
3 tenant-based rental assistance authorized under sec-
4 tion 8, including related development activities;

5 (4) \$110,564,000 for the renewal of tenant-
6 based assistance contracts under section 811 of the
7 Cranston-Gonzalez National Affordable Housing Act
8 (42 U.S.C. 8013), including necessary administra-
9 tive expenses;

10 (5) \$78,000,000 for incremental rental voucher
11 assistance for use through a supported housing pro-
12 gram administered in conjunction with the Depart-
13 ment of Veterans Affairs as authorized under section
14 8(o)(19) of the United States Housing Act of 1937:
15 *Provided*, That the Secretary of Housing and Urban
16 Development shall make such funding available, not-
17 withstanding section 204 (competition provision) of
18 this title, to public housing agencies that partner
19 with eligible VA Medical Centers or other entities as
20 designated by the Secretary of the Department of
21 Veterans Affairs, based on geographical need for
22 such assistance as identified by the Secretary of the
23 Department of Veterans Affairs, public housing
24 agency administrative performance, and other fac-
25 tors as specified by the Secretary of Housing and

1 Urban Development in consultation with the Sec-
2 retary of the Department of Veterans Affairs: *Pro-*
3 *vided further*, That the Secretary of Housing and
4 Urban Development may waive, or specify alter-
5 native requirements for (in consultation with the
6 Secretary of the Department of Veterans Affairs),
7 any provision of any statute or regulation that the
8 Secretary of Housing and Urban Development ad-
9 ministers in connection with the use of funds made
10 available under this paragraph (except for require-
11 ments related to fair housing, nondiscrimination,
12 labor standards, and the environment), upon a find-
13 ing by the Secretary that any such waivers or alter-
14 native requirements are necessary for the effective
15 delivery and administration of such voucher assist-
16 ance: *Provided further*, That up to \$3,000,000 of the
17 amounts provided under this paragraph shall be for
18 a rental assistance and supportive housing dem-
19 onstration program for Native American veterans
20 that are homeless or at-risk of homelessness living
21 on or near a reservation or other Indian areas: *Pro-*
22 *vided further*, That such demonstration program
23 shall be modeled after, with necessary and appro-
24 priate adjustments for Native American grant recipi-
25 ents and veterans, the rental assistance and sup-

1 portive housing program funded under this para-
2 graph, including administration in conjunction with
3 the Department of Veterans Affairs and overall im-
4 plementation of section 8(o)(19) of the Act: *Provided*
5 *further*, That amounts for rental assistance and as-
6 sociated administrative costs shall be made available
7 by grants to recipients eligible to receive block
8 grants under the Native American Housing Assist-
9 ance and Self-Determination Act of 1996 (25 U.S.C.
10 § 4101 et seq.): *Provided further*, That funds shall be
11 awarded based on need, administrative capacity, and
12 any other funding criteria established by the Sec-
13 retary in a Notice published in the Federal Register
14 after coordination with the Secretary of the Depart-
15 ment of Veterans Affairs within 180 days of enact-
16 ment of this Act: *Provided further*, That such rental
17 assistance shall be administered by block grant re-
18 cipients in accordance with program requirements
19 under the Native American Housing Assistance and
20 Self-Determination Act of 1996: *Provided further*,
21 That the second and third provisos under this para-
22 graph shall apply to use of funds made available for
23 this demonstration, as appropriate: *Provided further*,
24 That the Secretary, in coordination with the Sec-
25 retary of the Department of Veterans Affairs, shall

1 coordinate with block grant recipients and any other
2 appropriate tribal organizations on the design of
3 such demonstration and shall ensure the effective
4 delivery of supportive services to Native American
5 veterans that are homeless or at-risk of homeless-
6 ness eligible to receive assistance under this dem-
7 onstration: *Provided further*, That grant recipients
8 shall report to the Secretary, as prescribed by the
9 Secretary, utilization of such rental assistance pro-
10 vided under this demonstration: *Provided further*,
11 That assistance made available under this paragraph
12 shall continue to remain available for homeless vet-
13 erans upon turn-over; and

14 (6) The Secretary shall separately track all spe-
15 cial purpose vouchers funded under this heading.

16 HOUSING CERTIFICATE FUND

17 (INCLUDES RESCISSIONS)

18 Unobligated balances, including recaptures and car-
19 ryover, remaining from funds appropriated to the Depart-
20 ment of Housing and Urban Development under this
21 heading, the heading “Annual Contributions for Assisted
22 Housing” and the heading “Project-Based Rental Assist-
23 ance”, for fiscal year 2014 and prior years may be used
24 for renewal of or amendments to section 8 project-based
25 contracts and for performance-based contract administra-

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

13 PUBLIC HOUSING CAPITAL FUND

14 For the Public Housing Capital Fund Program to
 15 carry out capital and management activities for public
 16 housing agencies, as authorized under section 9 of the
 17 United States Housing Act of 1937 (42 U.S.C. 1437g)
 18 (the “Act”) \$2,000,000,000, to remain available until
 19 September 30, 2017: *Provided*, That notwithstanding any
 20 other provision of law or regulation, during fiscal year
 21 2014 the Secretary of Housing and Urban Development
 22 may not delegate to any Department official other than
 23 the Deputy Secretary and the Assistant Secretary for
 24 Public and Indian Housing any authority under paragraph
 25 (2) of section 9(j) regarding the extension of the time peri-

1 ods under such section: *Provided further*, That for pur-
2 poses of such section 9(j), the term “obligate” means, with
3 respect to amounts, that the amounts are subject to a
4 binding agreement that will result in outlays, immediately
5 or in the future: *Provided further*, That up to \$8,000,000
6 shall be to support the ongoing Public Housing Financial
7 and Physical Assessment activities of the Real Estate As-
8 sessment Center (REAC): *Provided further*, That of the
9 total amount provided under this heading, not to exceed
10 \$20,000,000 shall be available for the Secretary to make
11 grants, notwithstanding section 204 of this Act, to public
12 housing agencies for emergency capital needs including
13 safety and security measures necessary to address crime
14 and drug-related activity as well as needs resulting from
15 unforeseen or unpreventable emergencies and natural dis-
16 asters excluding Presidentially declared emergencies and
17 natural disasters under the Robert T. Stafford Disaster
18 Relief and Emergency Act (42 U.S.C. 5121 et seq.) occur-
19 ring in fiscal year 2014: *Provided further*, That of the total
20 amount provided under this heading \$50,000,000 shall be
21 for supportive services, service coordinator and congregate
22 services as authorized by section 34 of the Act (42 U.S.C.
23 1437z-6) and the Native American Housing Assistance
24 and Self-Determination Act of 1996 (25 U.S.C. 4101 et
25 seq.): *Provided further*, That of the total amount made

1 available under this heading, up to \$15,000,000 may be
2 used for incentives as part of a Jobs-Plus Pilot initiative
3 modeled after the Jobs-Plus demonstration: *Provided fur-*
4 *ther*, That the funding provided under the previous proviso
5 shall provide competitive grants to partnerships between
6 public housing authorities, local workforce investment
7 boards established under section 117 of the Workforce In-
8 vestment Act of 1998, and other agencies and organiza-
9 tions that provide support to help public housing residents
10 obtain employment and increase earnings: *Provided fur-*
11 *ther*, That applicants must demonstrate the ability to pro-
12 vide services to residents, partner with workforce invest-
13 ments boards, and leverage service dollars: *Provided fur-*
14 *ther*, That the Secretary may set aside a portion of the
15 funds provided for the Resident Opportunity and Self-Suf-
16 ficiency program to support the services element of the
17 Jobs Plus Initiative Pilot: *Provided further*, That the Sec-
18 retary may allow PHAs to request exemptions from rent
19 and income limitation requirements under sections 3 and
20 6 of the United States Housing Act of 1937 as necessary
21 to implement the Jobs-Plus program, on such terms and
22 conditions as the Secretary may approve upon a finding
23 by the Secretary that any such waivers or alternative re-
24 quirements are necessary for the effective implementation
25 of the Jobs-Plus Pilot initiative as a voluntary program

1 for residents: *Provided further*, That the Secretary shall
2 publish by notice in the Federal Register any waivers or
3 alternative requirements pursuant to the preceding proviso
4 no later than 10 days before the effective date of such
5 notice: *Provided further*, That from the funds made avail-
6 able under this heading, the Secretary shall provide bonus
7 awards in fiscal year 2014 to public housing agencies that
8 are designated high performers.

9 PUBLIC HOUSING OPERATING FUND

10 For 2014 payments to public housing agencies for the
11 operation and management of public housing, as author-
12 ized by section 9(e) of the United States Housing Act of
13 1937 (42 U.S.C. 1437g(e)), \$4,600,000,000: *Provided*,
14 That in determining public housing agencies', including
15 Moving to Work agencies', calendar year 2014 funding al-
16 locations under this heading, the Secretary shall take into
17 account the impact of changes to flat rents on public hous-
18 ing agencies' formula income levels.

19 CHOICE NEIGHBORHOODS

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

1 poverty into functioning, sustainable mixed income neigh-
2 borhoods with appropriate services, schools, public assets,
3 transportation and access to jobs, \$250,000,000, to re-
4 main available until September 30, 2016: *Provided*, That
5 grant funds may be used for resident and community serv-
6 ices, community development, and affordable housing
7 needs in the community, and for conversion of vacant or
8 foreclosed properties to affordable housing: *Provided fur-*
9 *ther*, That the use of funds made available under this
10 heading shall not be deemed to be public housing notwith-
11 standing section 3(b)(1) of such Act: *Provided further*,
12 That grantees shall commit to an additional period of af-
13 fordability determined by the Secretary of not fewer than
14 20 years: *Provided further*, That grantees shall undertake
15 comprehensive local planning with input from residents
16 and the community, and that grantees shall provide a
17 match in State, local, other Federal or private funds: *Pro-*
18 *vided further*, That grantees may include local govern-
19 ments, tribal entities, public housing authorities, and non-
20 profits: *Provided further*, That for-profit developers may
21 apply jointly with a public entity: *Provided further*, That
22 of the amount provided, not less than \$165,000,000 shall
23 be awarded to public housing authorities: *Provided further*,
24 That such grantees shall create partnerships with other
25 local organizations including assisted housing owners,

1 service agencies, and resident organizations: *Provided fur-*
2 *ther*, That the Secretary shall consult with the Secretaries
3 of Education, Labor, Transportation, Health and Human
4 Services, Agriculture, and Commerce, the Attorney Gen-
5 eral, and the Administrator of the Environmental Protec-
6 tion Agency to coordinate and leverage other appropriate
7 Federal resources: *Provided further*, That no more than
8 \$5,000,000 of funds made available under this heading
9 may be provided to assist communities in developing com-
10 prehensive strategies for implementing this program or
11 implementing other revitalization efforts in conjunction
12 with community notice and input: *Provided further*, That
13 the Secretary shall develop and publish guidelines for the
14 use of such competitive funds, including but not limited
15 to eligible activities, program requirements, and perform-
16 ance metrics.

17 **FAMILY SELF-SUFFICIENCY**

18 For the Family Self-Sufficiency program to support
19 family self-sufficiency coordinators under section 23 of the
20 United States Housing Act of 1937, to promote the devel-
21 opment of local strategies to coordinate the use of assist-
22 ance under sections 8(o) and 9 of such Act with public
23 and private resources, and enable eligible families to
24 achieve economic independence and self-sufficiency,
25 \$75,000,000: *Provided*, That the Secretary may, by Fed-

1 eral Register notice, waive or specify alternative require-
2 ments (except for requirements related to fair housing,
3 nondiscrimination, labor standards, and the environment)
4 for any provision of section 23 of such Act in order to
5 better fulfill the purposes of section 23 of such Act, as
6 determined by the Secretary.

7 NATIVE AMERICAN HOUSING BLOCK GRANT

8 For the Native American Housing Block Grant pro-
9 gram, as authorized under title I of the Native American
10 Housing Assistance and Self-Determination Act of 1996
11 (NAHASDA) (25 U.S.C. 4111 et seq.), \$675,000,000, to
12 remain available until September 30, 2018: *Provided*,
13 That, notwithstanding the Native American Housing As-
14 sistance and Self-Determination Act of 1996, to determine
15 the amount of the allocation under title I of such Act for
16 each Indian tribe, the Secretary shall apply the formula
17 under section 302 of such Act with the need component
18 based on single-race census data and with the need compo-
19 nent based on multi-race census data, and the amount of
20 the allocation for each Indian tribe shall be the greater
21 of the two resulting allocation amounts: *Provided further*,
22 That of the amounts made available under this heading,
23 \$4,000,000 shall be contracted for assistance for a na-
24 tional organization representing Native American housing
25 interests for providing training and technical assistance to

1 Indian housing authorities and tribally designated housing
2 entities as authorized under NAHASDA (25 U.S.C.
3 4212); and \$2,000,000 shall be to support the inspection
4 of Indian housing units, contract expertise, training, and
5 technical assistance in the training, oversight, and man-
6 agement of such Indian housing and tenant-based assist-
7 ance, including up to \$300,000 for related travel: *Provided*
8 *further*, That of the amount provided under this heading,
9 \$2,000,000 shall be made available for the cost of guaran-
10 teed notes and other obligations, as authorized by title VI
11 of NAHASDA: *Provided further*, That such costs, includ-
12 ing the costs of modifying such notes and other obliga-
13 tions, shall be as defined in section 502 of the Congres-
14 sional Budget Act of 1974, as amended: *Provided further*,
15 That these funds are available to subsidize the total prin-
16 cipal amount of any notes and other obligations, any part
17 of which is to be guaranteed, not to exceed \$16,530,000:
18 *Provided further*, That the Department will notify grantees
19 of their formula allocation within 60 days of the date of
20 enactment of this Act.

21 NATIVE HAWAIIAN HOUSING BLOCK GRANT

22 For the Native Hawaiian Housing Block Grant pro-
23 gram, as authorized under title VIII of the Native Amer-
24 ican Housing Assistance and Self-Determination Act of
25 1996 (25 U.S.C. 4111 et seq.), \$13,000,000, to remain

1 available until expended: *Provided*, That of this amount,
 2 \$300,000 shall be for training and technical assistance ac-
 3 tivities, including up to \$100,000 for related travel by Ha-
 4 waii-based employees of the Department of Housing and
 5 Urban Development.

6 INDIAN HOUSING LOAN GUARANTEE FUND PROGRAM
 7 ACCOUNT

8 For the cost of guaranteed loans, as authorized by
 9 section 184 of the Housing and Community Development
 10 Act of 1992 (12 U.S.C. 1715z-13a), \$6,000,000, to re-
 11 main available until expended: *Provided*, That such costs,
 12 including the costs of modifying such loans, shall be as
 13 defined in section 502 of the Congressional Budget Act
 14 of 1974: *Provided further*, That these funds are available
 15 to subsidize total loan principal, any part of which is to
 16 be guaranteed, up to \$1,818,000,000, to remain available
 17 until expended: *Provided further*, That up to \$750,000 of
 18 this amount may be for administrative contract expenses
 19 including management processes and systems to carry out
 20 the loan guarantee program.

21 NATIVE HAWAIIAN HOUSING LOAN GUARANTEE FUND
 22 PROGRAM ACCOUNT

23 For the cost of guaranteed loans, as authorized by
 24 section 184A of the Housing and Community Develop-
 25 ment Act of 1992 (12 U.S.C. 1715z-13b) and for such

1 costs for loans used for refinancing, \$385,000, to remain
2 available until expended: *Provided*, That such costs, in-
3 cluding the costs of modifying such loans, shall be as de-
4 fined in section 502 of the Congressional Budget Act of
5 1974: *Provided further*, That these funds are available to
6 subsidize total loan principal, any part of which is to be
7 guaranteed, up to \$41,500,000 to remain available until
8 expended.

9 COMMUNITY PLANNING AND DEVELOPMENT

10 HOUSING OPPORTUNITIES FOR PERSONS WITH AIDS

11 For carrying out the Housing Opportunities for Per-
12 sons with AIDS program, as authorized by the AIDS
13 Housing Opportunity Act (42 U.S.C. 12901 et seq.),
14 \$332,000,000, to remain available until September 30,
15 2015, except that amounts allocated pursuant to section
16 854(c)(3) of such Act shall remain available until Sep-
17 tember 30, 2016: *Provided*, That the Secretary shall renew
18 all expiring contracts for permanent supportive housing
19 that were funded under section 854(c)(3) of such Act that
20 meet all program requirements before awarding funds for
21 new contracts and activities authorized under this section:
22 *Provided further*, That the Department will notify grantees
23 of their formula allocation within 60 days of the date of
24 enactment of this Act.

1 COMMUNITY DEVELOPMENT FUND

2 For assistance to units of State and local govern-
3 ment, and to other entities, for economic and community
4 development activities, and for other purposes,
5 \$3,295,000,000, to remain available until September 30,
6 2016, unless otherwise specified: *Provided*, That of the
7 total amount provided, \$3,150,000,000 is for carrying out
8 the community development block grant program under
9 title I of the Housing and Community Development Act
10 of 1974, as amended (the “Act” herein) (42 U.S.C. 5301
11 et seq.): *Provided further*, That unless explicitly provided
12 for under this heading not to exceed 20 percent of any
13 grant made with funds appropriated under this heading
14 shall be expended for planning and management develop-
15 ment and administration: *Provided further*, That a metro-
16 politan city, urban county, unit of general local govern-
17 ment, or Indian tribe, or insular area that directly or indi-
18 rectly receives funds under this heading may not sell,
19 trade, or otherwise transfer all or any portion of such
20 funds to another such entity in exchange for any other
21 funds, credits or non-Federal considerations, but must use
22 such funds for activities eligible under title I of the Act:
23 *Provided further*, That notwithstanding section 105(e)(1)
24 of the Act, no funds provided under this heading may be
25 provided to a for-profit entity for an economic develop-

1 ment project under section 105(a)(17) unless such project
2 has been evaluated and selected in accordance with guide-
3 lines required under subparagraph (e)(2): *Provided fur-*
4 *ther*, That the Department shall notify grantees of their
5 formula allocation within 60 days of enactment of this Act:
6 *Provided further*, That \$70,000,000 shall be for grants to
7 Indian tribes notwithstanding section 106(a)(1) of such
8 Act, of which, notwithstanding any other provision of law
9 (including section 204 of this Act), up to \$3,960,000 may
10 be used for emergencies that constitute imminent threats
11 to health and safety: *Provided further*, That of the
12 amounts made available under the previous proviso,
13 \$10,000,000 shall be for grants for mold remediation and
14 prevention that shall be awarded through one national
15 competition to Native American tribes with the greatest
16 need.

17 Of the amounts made available under this heading,
18 \$75,000,000 shall be made available for Integrated Plan-
19 ning and Investment Grants to support local and regional
20 public investment plans and implementation efforts that
21 align public and private investments in development and
22 infrastructure to better attract businesses and improve
23 quality of life, modernize zoning and building codes, re-
24 duce barriers to achieve affordable and economically vital
25 communities, attract private capital to community revital-

1 ization efforts, and sponsor community engagement ef-
 2 forts: *Provided*, That not less than \$18,750,000 of the
 3 funding made available under this heading shall be award-
 4 ed to metropolitan areas of less than 500,000: *Provided*
 5 *further*, That the Secretary will consult with the Secretary
 6 of Transportation and the heads of other relevant agencies
 7 in evaluating grant proposals awarded under this para-
 8 graph.

9 COMMUNITY DEVELOPMENT LOAN GUARANTEES

10 PROGRAM ACCOUNT

11 Subject to section 502 of the Congressional Budget
 12 Act of 1974, during fiscal year 2014 commitments to
 13 guarantee loans under section 108 of the Housing and
 14 Community Development Act of 1974, any part of which
 15 is guaranteed, shall not exceed a total principal amount
 16 of \$500,000,000, notwithstanding any aggregate limita-
 17 tion on outstanding obligations guaranteed in subsection
 18 (k) of such section 108: *Provided*, That the Secretary shall
 19 collect fees from borrowers, notwithstanding subsection
 20 (m) of such section 108, to result in a credit subsidy cost
 21 of zero, and such fees shall be collected in accordance with
 22 section 502(7) of the Congressional Budget Act of 1974.

23 HOME INVESTMENT PARTNERSHIPS PROGRAM

24 For the HOME investment partnerships program, as
 25 authorized under title II of the Cranston-Gonzalez Na-

1 tional Affordable Housing Act, as amended,
2 \$1,000,000,000, to remain available until September 30,
3 2016: *Provided*, That notwithstanding the amount made
4 available under this heading, the threshold reduction re-
5 quirements in sections 216(10) and 217(b)(4) of such Act
6 shall not apply to allocations of such amount: *Provided*
7 *further*, That funds made available under this heading
8 used for projects not completed within 4 years of the com-
9 mitment date, as determined by a signature of each party
10 to the agreement, shall be repaid: *Provided further*, That
11 the Secretary may extend the deadline for 1 year if the
12 Secretary determines that the failure to complete the
13 project is beyond the control of the participating jurisdic-
14 tion: *Provided further*, That no funds provided under this
15 heading may be committed to any project included as part
16 of a participating jurisdiction's plan under section 105(b),
17 unless each participating jurisdiction certifies that it has
18 conducted an underwriting review, assessed developer ca-
19 pacity and fiscal soundness, and examined neighborhood
20 market conditions to ensure adequate need for each
21 project: *Provided further*, That any homeownership units
22 funded under this heading which cannot be sold to an eli-
23 gible homeowner within 6 months of project completion
24 shall be rented to an eligible tenant: *Provided further*,
25 That no funds provided under this heading may be award-

1 ed for development activities to a community housing de-
2 velopment organization that cannot demonstrate that it
3 has staff with demonstrated development experience: *Pro-*
4 *vided further*, That funds provided in prior appropriations
5 Acts for technical assistance, that were made available for
6 Community Housing Development Organizations technical
7 assistance, and that still remain available, may be used
8 for HOME technical assistance notwithstanding the pur-
9 poses for which such amounts were appropriated: *Provided*
10 *further*, That the Department shall notify grantees of their
11 formula allocation within 60 days of enactment of this Act.

12 SELF-HELP AND ASSISTED HOMEOWNERSHIP

13 OPPORTUNITY PROGRAM

14 For the Self-Help and Assisted Homeownership Op-
15 portunity Program, as authorized under section 11 of the
16 Housing Opportunity Program Extension Act of 1996, as
17 amended, \$53,500,000, to remain available until Sep-
18 tember 30, 2017: *Provided*, That of the total amount pro-
19 vided under this heading, \$13,500,000 shall be made
20 available to the Self-Help and Assisted Homeownership
21 Opportunity Program as authorized under section 11 of
22 the Housing Opportunity Program Extension Act of 1996,
23 as amended: *Provided further*, That \$35,000,000 shall be
24 made available for the second, third and fourth capacity
25 building activities authorized under section 4(a) of the

1 HUD Demonstration Act of 1993 (42 U.S.C. 9816 note),
2 of which not less than \$5,000,000 may be made available
3 for rural capacity-building activities: *Provided further*,
4 That \$5,000,000 shall be made available for capacity-
5 building activities by national rural organizations with ex-
6 perience assessing national rural conditions and providing
7 financing, training, technical assistance, and research to
8 local nonprofit organizations, local governments, and In-
9 dian tribes serving high-need rural communities.

10 HOMELESS ASSISTANCE GRANTS
11 (INCLUDING TRANSFER OF FUNDS)

12 For the emergency solutions grants program as au-
13 thorized under subtitle B of title IV of the McKinney-
14 Vento Homeless Assistance Act, as amended; the con-
15 tinuum of care program as authorized under subtitle C
16 of title IV of such Act; and the rural housing stability as-
17 sistance program as authorized under subtitle D of title
18 IV of such Act, \$2,261,190,000, to remain available until
19 September 30, 2016: *Provided*, That any rental assistance
20 amounts that are recaptured under such continuum of
21 care program shall remain available until expended: *Pro-*
22 *vided further*, That not less than \$336,000,000 of the
23 funds appropriated under this heading shall be available
24 for such emergency solutions grants program of which
25 \$50,000,000 shall be for rapid re-housing for high need

1 communities, as determined by the Secretary: *Provided*
2 *further*, That not less than \$1,910,000,000 of the funds
3 appropriated under this heading shall be available for such
4 continuum of care and rural housing stability assistance
5 programs: *Provided further*, That up to \$7,000,000 of the
6 funds appropriated under this heading shall be available
7 for the national homeless data analysis project: *Provided*
8 *further*, That all funds awarded for supportive services
9 under the continuum of care program and the rural hous-
10 ing stability assistance program shall be matched by not
11 less than 25 percent in cash or in kind by each grantee:
12 *Provided further*, That for all match requirements applica-
13 ble to funds made available under this heading for this
14 fiscal year and prior years, a grantee may use (or could
15 have used) as a source of match funds other funds admin-
16 istered by the Secretary and other Federal agencies unless
17 there is (or was) a specific statutory prohibition on any
18 such use of any such funds: *Provided further*, That the
19 Secretary may renew on an annual basis expiring con-
20 tracts or amendments to contracts funded under the con-
21 tinuum of care program if the program is determined to
22 be needed under the applicable continuum of care and
23 meets appropriate program requirements, performance
24 measures, and financial standards, as determined by the
25 Secretary: *Provided further*, That all awards of assistance

1 under this heading shall be required to coordinate and in-
2 tegrate homeless programs with other mainstream health,
3 social services, and employment programs for which home-
4 less populations may be eligible, including Medicaid, State
5 Children's Health Insurance Program, Temporary Assist-
6 ance for Needy Families, Food Stamps, and services fund-
7 ing through the Mental Health and Substance Abuse
8 Block Grant, Workforce Investment Act, and the Welfare-
9 to-Work grant program: *Provided further*, That all bal-
10 ances for Shelter Plus Care renewals previously funded
11 from the Shelter Plus Care Renewal account and trans-
12 ferred to this account shall be available, if recaptured, for
13 continuum of care renewals in fiscal year 2014: *Provided*
14 *further*, That with respect to funds provided under this
15 heading for the continuum of care program for fiscal years
16 2012 and 2013, provision of permanent housing rental as-
17 sistance may be administered by private nonprofit organi-
18 zations: *Provided further*, That not later than 180 days
19 after awarding fiscal year 2013 funds described in the pre-
20 vious proviso to private nonprofit organizations, the Sec-
21 retary of Housing and Urban Development shall submit
22 to the House and Senate Committees on Appropriations,
23 the House Committee on Financial Services, and the Sen-
24 ate Committee on Banking, Housing, and Urban Affairs
25 a report that includes a review of the history of and need

1 for the authority provided in the previous proviso, the
2 number and geographic distribution of persons assisted
3 under such actions, an analysis of the effectiveness, advan-
4 tages, and disadvantages of the authority under the pre-
5 vious proviso and such other information as may be nec-
6 essary to assess the ongoing need for such authority: *Pro-*
7 *vided further*, That the Department shall notify grantees
8 of their formula allocation from amounts allocated (which
9 may represent initial or final amounts allocated) for the
10 emergency solutions grant program within 60 days of en-
11 actment of this Act.

12 HOUSING PROGRAMS

13 PROJECT-BASED RENTAL ASSISTANCE

14 For activities and assistance for the provision of
15 project-based subsidy contracts under the United States
16 Housing Act of 1937 (42 U.S.C. 1437 et seq.) (“the
17 Act”), not otherwise provided for, \$10,372,000,000, to re-
18 main available until expended, shall be available on Octo-
19 ber 1, 2013 (in addition to the \$400,000,000 previously
20 appropriated under this heading that became available Oc-
21 tober 1, 2013), and \$400,000,000, to remain available
22 until expended, shall be available on October 1, 2014: *Pro-*
23 *vided*, That the amounts made available under this head-
24 ing shall be available for expiring or terminating section
25 8 project-based subsidy contracts (including section 8

1 moderate rehabilitation contracts), for amendments to sec-
2 tion 8 project-based subsidy contracts (including section
3 8 moderate rehabilitation contracts), for contracts entered
4 into pursuant to section 441 of the McKinney-Vento
5 Homeless Assistance Act (42 U.S.C. 11401), for renewal
6 of section 8 contracts for units in projects that are subject
7 to approved plans of action under the Emergency Low In-
8 come Housing Preservation Act of 1987 or the Low-In-
9 come Housing Preservation and Resident Homeownership
10 Act of 1990, and for administrative and other expenses
11 associated with project-based activities and assistance
12 funded under this paragraph: *Provided further*, That of
13 the total amounts provided under this heading, not to ex-
14 ceed \$265,000,000 shall be available for assistance agree-
15 ments with performance-based contract administrators for
16 section 8 project-based assistance, for carrying out 42
17 U.S.C. 1437(f): *Provided further*, That the Secretary of
18 Housing and Urban Development may also use such
19 amounts in the previous proviso for performance-based
20 contract administrators for the administration of: interest
21 reduction payments pursuant to section 236(a) of the Na-
22 tional Housing Act (12 U.S.C. 1715z-1(a)); rent supple-
23 ment payments pursuant to section 101 of the Housing
24 and Urban Development Act of 1965 (12 U.S.C. 1701s);
25 section 236(f)(2) rental assistance payments (12 U.S.C.

1 1715z-1(f)(2)); project rental assistance contracts for the
2 elderly under section 202(c)(2) of the Housing Act of
3 1959 (12 U.S.C. 1701q); project rental assistance con-
4 tracts for supportive housing for persons with disabilities
5 under section 811(d)(2) of the Cranston-Gonzalez Na-
6 tional Affordable Housing Act (42 U.S.C. 8013(d)(2));
7 project assistance contracts pursuant to section 202(h) of
8 the Housing Act of 1959 (Public Law 86-372; 73 Stat.
9 667); and loans under section 202 of the Housing Act of
10 1959 (Public Law 86-372; 73 Stat. 667): *Provided fur-*
11 *ther*, That amounts recaptured under this heading, the
12 heading “Annual Contributions for Assisted Housing”, or
13 the heading “Housing Certificate Fund”, may be used for
14 renewals of or amendments to section 8 project-based con-
15 tracts or for performance-based contract administrators,
16 notwithstanding the purposes for which such amounts
17 were appropriated: *Provided further*, That, notwith-
18 standing any other provision of law, upon the request of
19 the Secretary of Housing and Urban Development, project
20 funds that are held in residual receipts accounts for any
21 project subject to a section 8 project-based Housing As-
22 sistance Payments contract that authorizes HUD to re-
23 quire that surplus project funds be deposited in an inter-
24 est-bearing residual receipts account and that are in ex-
25 cess of an amount to be determined by the Secretary, shall

1 be remitted to the Department and deposited in this ac-
2 count, to be available until expended: *Provided further*,
3 That amounts deposited pursuant to the previous proviso
4 shall be available in addition to the amount otherwise pro-
5 vided by this heading for uses authorized under this head-
6 ing.

7 HOUSING FOR THE ELDERLY

8 For amendments to capital advance contracts for
9 housing for the elderly, as authorized by section 202 of
10 the Housing Act of 1959, as amended, and for project
11 rental assistance for the elderly under section 202(e)(2)
12 of such Act, including amendments to contracts for such
13 assistance and renewal of expiring contracts for such as-
14 sistance for up to a 1-year term, and for senior preserva-
15 tion rental assistance contracts, as authorized by section
16 811(e) of the American Housing and Economic Oppor-
17 tunity Act of 2000, as amended, and for supportive serv-
18 ices associated with the housing, \$400,000,000 to remain
19 available until September 30, 2017: *Provided*, That of the
20 amount provided under this heading, up to \$70,000,000
21 shall be for service coordinators and the continuation of
22 existing congregate service grants for residents of assisted
23 housing projects: *Provided further*, That amounts under
24 this heading shall be available for Real Estate Assessment
25 Center inspections and inspection-related activities associ-

1 ated with section 202 projects: *Provided further*, That the
2 Secretary may waive the provisions of section 202 gov-
3 erning the terms and conditions of project rental assist-
4 ance, except that the initial contract term for such assist-
5 ance shall not exceed 5 years in duration: *Provided further*,
6 That upon the request of the Secretary of the Housing
7 and Urban Development, project funds that are held in
8 residual receipts accounts for any project subject to a sec-
9 tion 202 project rental assistance contract, and that upon
10 termination of such contract are in excess of an amount
11 to be determined by the Secretary, shall be remitted to
12 the Department and deposited in this account, to be avail-
13 able until expended: *Provided further*, That amounts de-
14 posited in this account pursuant to the previous proviso
15 shall be available in addition to the amounts otherwise
16 provided by this heading for the purposes authorized
17 under this heading and, together with such funds, may
18 be used by the Secretary for demonstration programs to
19 test housing with services models for the elderly that dem-
20 onstrate the potential to delay or avoid the need for nurs-
21 ing home care: *Provided further*, That unobligated bal-
22 ances, including recaptures and carryover, remaining from
23 funds transferred to or appropriated under this heading
24 may be used for the current purposes authorized under

1 this heading, notwithstanding the purposes for which such
2 funds were originally appropriated.

3 HOUSING FOR PERSONS WITH DISABILITIES

4 For amendments to capital advance contracts for
5 supportive housing for persons with disabilities, as author-
6 ized by section 811 of the Cranston-Gonzalez National Af-
7 fordable Housing Act (42 U.S.C. 8013), for project rental
8 assistance for supportive housing for persons with disabil-
9 ities under section 811(d)(2) of such Act and for project
10 assistance contracts pursuant to section 202(h) of the
11 Housing Act of 1959 (Public Law 86–372; 73 Stat. 667),
12 including amendments to contracts for such assistance
13 and renewal of expiring contracts for such assistance for
14 up to a 1-year term, for project rental assistance to State
15 housing finance agencies and other appropriate entities as
16 authorized under section 811(b)(3) of the Cranston-Gon-
17 zalez National Housing Act, and for supportive services
18 associated with the housing for persons with disabilities
19 as authorized by section 811(b)(1) of such Act,
20 \$126,000,000 to remain available until September 30,
21 2017: *Provided*, That amounts made available under this
22 heading shall be available for Real Estate Assessment
23 Center inspections and inspection-related activities associ-
24 ated with section 811 Projects: *Provided further*, That, in
25 this fiscal year and hereafter, upon the request of the Sec-

1 retary of Housing and Urban Development, project funds
2 that are held in residual receipts accounts for any project
3 subject to a section 811 project rental assistance contract
4 and that upon termination of such contract are in excess
5 of an amount to be determined by the Secretary shall be
6 remitted to the Department and deposited in this account,
7 to be available until expended: *Provided further*, That
8 amounts deposited in this account pursuant to the pre-
9 vious proviso shall be available in addition to the amounts
10 otherwise provided by this heading for the purposes au-
11 thorized under this heading: *Provided further*, That unobli-
12 gated balances, including recaptures and carryover, re-
13 maining from funds transferred to or appropriated under
14 this heading may be used for the current purposes author-
15 ized under this heading notwithstanding the purposes for
16 which such funds originally were appropriated.

17 HOUSING COUNSELING ASSISTANCE

18 For contracts, grants, and other assistance excluding
19 loans, as authorized under section 106 of the Housing and
20 Urban Development Act of 1968, as amended,
21 \$55,000,000, including up to \$4,500,000 for administra-
22 tive contract services: *Provided*, That grants made avail-
23 able from amounts provided under this heading shall be
24 awarded within 120 days of enactment of this Act: *Pro-*
25 *vided further*, That funds shall be used for providing coun-

1 seling and advice to tenants and homeowners, both current
2 and prospective, with respect to property maintenance, fi-
3 nancial management/literacy, and such other matters as
4 may be appropriate to assist them in improving their hous-
5 ing conditions, meeting their financial needs, and fulfilling
6 the responsibilities of tenancy or homeownership; for pro-
7 gram administration; and for housing counselor training.

8 OTHER ASSISTED HOUSING PROGRAMS

9 RENTAL HOUSING ASSISTANCE

10 For amendments to contracts under section 101 of
11 the Housing and Urban Development Act of 1965 (12
12 U.S.C. 1701s) and section 236(f)(2) of the National
13 Housing Act (12 U.S.C. 1715z-1) in State-aided, non-
14 insured rental housing projects, \$21,000,000, to remain
15 available until expended.

16 RENT SUPPLEMENT

17 (INCLUDES RESCISSIONS)

18 Of the amounts recaptured from terminated con-
19 tracts under section 101 of the Housing and Urban Devel-
20 opment Act of 1965 (12 U.S.C. 1701s) and section 236
21 of the National Housing Act (12 U.S.C. 1715z-1)
22 \$3,500,000 are rescinded: *Provided*, That no amounts may
23 be cancelled from amounts that were designated by the
24 Congress as an emergency requirement pursuant to the
25 Concurrent Resolution on the Budget or the Balanced

1 Budget and Emergency Deficit Control Act of 1985, as
2 amended.

3 PAYMENT TO MANUFACTURED HOUSING FEES TRUST
4 FUND

5 For necessary expenses as authorized by the National
6 Manufactured Housing Construction and Safety Stand-
7 ards Act of 1974 (42 U.S.C. 5401 et seq.), up to
8 \$7,530,000, to remain available until expended, of which
9 \$6,530,000 which is to be derived from the Manufactured
10 Housing Fees Trust Fund: *Provided*, That not to exceed
11 the total amount appropriated under this heading shall be
12 available from the general fund of the Treasury to the ex-
13 tent necessary to incur obligations and make expenditures
14 pending the receipt of collections to the Fund pursuant
15 to section 620 of such Act: *Provided further*, That the
16 amount made available under this heading from the gen-
17 eral fund shall be reduced as such collections are received
18 during fiscal year 2014 so as to result in a final fiscal
19 year 2014 appropriation from the general fund estimated
20 at not more than \$1,000,000 and fees pursuant to such
21 section 620 shall be modified as necessary to ensure such
22 a final fiscal year 2014 appropriation: *Provided further*,
23 That for the dispute resolution and installation programs,
24 the Secretary of Housing and Urban Development may
25 assess and collect fees from any program participant: *Pro-*

1 *vided further*, That such collections shall be deposited into
2 the Fund, and the Secretary, as provided herein, may use
3 such collections, as well as fees collected under section
4 620, for necessary expenses of such Act: *Provided further*,
5 That, notwithstanding the requirements of section 620 of
6 such Act, the Secretary may carry out responsibilities of
7 the Secretary under such Act through the use of approved
8 service providers that are paid directly by the recipients
9 of their services.

10 FEDERAL HOUSING ADMINISTRATION
11 MUTUAL MORTGAGE INSURANCE PROGRAM ACCOUNT
12 (INCLUDING TRANSFER OF FUNDS)

13 New commitments to guarantee single family loans
14 insured under the Mutual Mortgage Insurance Fund shall
15 not exceed \$400,000,000,000, to remain available until
16 September 30, 2015: *Provided*, That during fiscal year
17 2014, obligations to make direct loans to carry out the
18 purposes of section 204(g) of the National Housing Act,
19 as amended, shall not exceed \$20,000,000: *Provided fur-*
20 *ther*, That the foregoing amount in the previous proviso
21 shall be for loans to nonprofit and governmental entities
22 in connection with sales of single family real properties
23 owned by the Secretary and formerly insured under the
24 Mutual Mortgage Insurance Fund. For administrative
25 contract expenses of the Federal Housing Administration,

1 \$198,500,000, to remain available until September 30,
2 2015, of which up to \$71,500,000 may be transferred to
3 and merged with the Information Technology Fund: *Pro-*
4 *vided further*, That to the extent guaranteed loan commit-
5 ments exceed \$200,000,000,000 on or before April 1,
6 2014, an additional \$1,400 for administrative contract ex-
7 penses shall be available for each \$1,000,000 in additional
8 guaranteed loan commitments (including a pro rata
9 amount for any amount below \$1,000,000), but in no case
10 shall funds made available by this proviso exceed
11 \$30,000,000.

12 GENERAL AND SPECIAL RISK PROGRAM ACCOUNT

13 New commitments to guarantee loans insured under
14 the General and Special Risk Insurance Funds, as author-
15 ized by sections 238 and 519 of the National Housing Act
16 (12 U.S.C. 1715z-3 and 1735c), shall not exceed
17 \$30,000,000,000 in total loan principal, any part of which
18 is to be guaranteed, to remain available until September
19 30, 2015: *Provided*, That during fiscal year 2014 gross
20 obligations for the principal amount of direct loans, as au-
21 thorized by sections 204(g), 207(l), 238, and 519(a) of
22 the National Housing Act, shall not exceed \$20,000,000,
23 which shall be for loans to nonprofit and governmental en-
24 tities in connection with the sale of single family real prop-

1 erties owned by the Secretary and formerly insured under
2 such Act.

3 GOVERNMENT NATIONAL MORTGAGE ASSOCIATION
4 GUARANTEES OF MORTGAGE-BACKED SECURITIES LOAN
5 GUARANTEE PROGRAM ACCOUNT

6 New commitments to issue guarantees to carry out
7 the purposes of section 306 of the National Housing Act,
8 as amended (12 U.S.C. 1721(g)), shall not exceed
9 \$500,000,000,000, to remain available until September
10 30, 2015: *Provided*, That \$21,200,000 shall be available
11 for necessary salaries and expenses of the Office of Gov-
12 ernment National Mortgage Association: *Provided further*,
13 That to the extent that guaranteed loan commitments will
14 and do exceed \$155,000,000,000 on or before April 1,
15 2014, an additional \$100 for necessary salaries and ex-
16 penses shall be available until expended for each
17 \$1,000,000 in additional guaranteed loan commitments
18 (including a pro rata amount for any amount below
19 \$1,000,000), but in no case shall funds made available by
20 this proviso exceed \$3,000,000: *Provided further*, That re-
21 ceipts from Commitment and Multiclass fees collected pur-
22 suant to title III of the National Housing Act, as amend-
23 ed, shall be credited as offsetting collections to this ac-
24 count.

1 POLICY DEVELOPMENT AND RESEARCH

2 RESEARCH AND TECHNOLOGY

3 For contracts, grants, and necessary expenses of pro-
4 grams of research and studies relating to housing and
5 urban problems, not otherwise provided for, as authorized
6 by title V of the Housing and Urban Development Act
7 of 1970 (12 U.S.C. 1701z-1 et seq.), including carrying
8 out the functions of the Secretary of Housing and Urban
9 Development under section 1(a)(1)(i) of Reorganization
10 Plan No. 2 of 1968, \$48,000,000, to remain available
11 until September 30, 2015: *Provided*, That with respect to
12 amounts made available under this heading, notwith-
13 standing section 204 of this title, the Secretary may enter
14 into cooperative agreements funded with philanthropic en-
15 tities, other Federal agencies, or State or local govern-
16 ments and their agencies for research projects: *Provided*
17 *further*, That with respect to the previous proviso, such
18 partners to the cooperative agreements must contribute at
19 least a 50 percent match toward the cost of the project:
20 *Provided further*, That for non-competitive agreements en-
21 tered into in accordance with the previous two provisos,
22 the Secretary of Housing and Urban Development shall
23 comply with section 2(b) of the Federal Funding Account-
24 ability and Transparency Act of 2006 (Public Law 109-
25 282, 31 U.S.C. note) in lieu of compliance with section

1 102(a)(4)(C) with respect to documentation of award deci-
2 sions.

3 FAIR HOUSING AND EQUAL OPPORTUNITY

4 FAIR HOUSING ACTIVITIES

5 For contracts, grants, and other assistance, not oth-
6 erwise provided for, as authorized by title VIII of the Civil
7 Rights Act of 1968, as amended by the Fair Housing
8 Amendments Act of 1988, and section 561 of the Housing
9 and Community Development Act of 1987, as amended,
10 \$70,000,000, to remain available until September 30,
11 2015, of which \$44,100,000 shall be to carry out activities
12 pursuant to such section 561: *Provided*, That notwith-
13 standing 31 U.S.C. 3302, the Secretary may assess and
14 collect fees to cover the costs of the Fair Housing Training
15 Academy, and may use such funds to provide such train-
16 ing: *Provided further*, That no funds made available under
17 this heading shall be used to lobby the executive or legisla-
18 tive branches of the Federal Government in connection
19 with a specific contract, grant or loan: *Provided further*,
20 That of the funds made available under this heading,
21 \$300,000 shall be available to the Secretary of Housing
22 and Urban Development for the creation and promotion
23 of translated materials and other programs that support
24 the assistance of persons with limited English proficiency

1 1994: *Provided further*, That of the total amount made
2 available under this heading, \$45,000,000 shall be made
3 available on a competitive basis for areas with the highest
4 lead paint abatement needs: *Provided further*, That each
5 recipient of funds provided under the second proviso shall
6 make a matching contribution in an amount not less than
7 25 percent: *Provided further*, That each applicant shall
8 certify adequate capacity that is acceptable to the Sec-
9 retary to carry out the proposed use of funds pursuant
10 to a notice of funding availability: *Provided further*, That
11 amounts made available under this heading in this or prior
12 appropriations Acts, and that still remain available, may
13 be used for any purpose under this heading notwith-
14 standing the purpose for which such amounts were appro-
15 priated if a program competition is undersubscribed and
16 there are other program competitions under this heading
17 that are oversubscribed.

18 INFORMATION TECHNOLOGY FUND

19 (INCLUDING TRANSFER OF FUNDS)

20 For additional capital for the Working Capital Fund
21 (42 U.S.C. 3535) for the development of, modifications
22 to, and infrastructure for Department-wide and program-
23 specific information technology systems, for the continuing
24 operation and maintenance of both Department-wide and
25 program-specific information systems, and for program-re-

1 lated maintenance activities, \$210,000,000, of which
2 \$164,960,000 shall remain available until September 30,
3 2015, and of which \$45,040,000 shall remain available
4 until September 30, 2016 for Development Modernization
5 and Enhancement: *Provided*, That any amounts trans-
6 ferred to this Fund under this Act shall remain available
7 until expended: *Provided further*, That any amounts trans-
8 ferred to this Fund from amounts appropriated by pre-
9 viously enacted appropriations Acts may be used for the
10 purposes specified under this Fund, in addition to any
11 other information technology the purposes for which such
12 amounts were appropriated: *Provided further*, That not
13 more than 40 percent of the funds made available under
14 this heading for Development, Modernization and En-
15 hancement, including development and deployment of a
16 Next Generation Management System and development
17 and deployment of modernized Federal Housing Adminis-
18 tration systems may be obligated until the Secretary sub-
19 mits to the Committees on Appropriations and the Comp-
20 troller General of the United States a plan for expenditure
21 that—(A) provides for all IT investments: (i) the cost and
22 schedule baselines with explanations for each associated
23 variance, (ii) the status of functional and performance ca-
24 pabilities delivered or planned to be delivered, and (iii)
25 mitigation strategies to address identified risks; (B) out-

1 lines activities to ensure strategic, consistent, and effective
2 application of IT management controls: (i) enterprise ar-
3 chitecture, (ii) project management, (iii) investment man-
4 agement, and (iv) human capital management.

5 OFFICE OF INSPECTOR GENERAL

6 For necessary salaries and expenses of the Office of
7 Inspector General in carrying out the Inspector General
8 Act of 1978, as amended, \$127,000,000: *Provided*, That
9 the Inspector General shall have independent authority
10 over all personnel issues within this office.

11 TRANSFORMATION INITIATIVE

12 (INCLUDING TRANSFER OF FUNDS)

13 Of the amounts made available in this Act under each
14 of the following headings under this title, the Secretary
15 may transfer to, and merge with, this account up to 0.5
16 percent from each such account, and such transferred
17 amounts shall be available until September 30, 2016, for
18 (1) research, evaluation, and program metrics; (2) pro-
19 gram demonstrations; and (3) technical assistance and ca-
20 pacity building: “Choice Neighborhoods Initiative”, “Com-
21 munity Development Fund”, “Fair Housing Activities”,
22 “Family Self-Sufficiency”, “HOME Investment Partner-
23 ships Program”, “Self-Help and Assisted Homeownership
24 Opportunity Program”, “Homeless Assistance Grants”,
25 “Housing Counseling Assistance”, “Housing for Persons

1 with Disabilities”, “Housing for the Elderly”, “Housing
2 Opportunities for Persons with AIDS”, “Lead Hazard Re-
3 duction”, “Mutual Mortgage Insurance Program Ac-
4 count”, “Native American Housing Block Grants”, “Na-
5 tive Hawaiian Housing Block Grant”, “Project-Based
6 Rental Assistance”, “Public Housing Capital Fund”,
7 “Public Housing Operating Fund”, “Rental Assistance
8 Demonstration”, “Rental Housing Assistance”, and “Ten-
9 ant-Based Rental Assistance”: *Provided*, That the Sec-
10 retary may not transfer more than \$60,000,000 to this
11 account under the authority provided in the previous pro-
12 viso: *Provided further*, That any such amounts, or portion
13 thereof, transferred to this account, may be transferred
14 back to be merged with any such other account and to
15 be available for the same purpose and same time period
16 as provided under this Act: *Provided further*, That with
17 respect to amounts made available under this heading for
18 research, evaluation and program metrics or program
19 demonstrations, notwithstanding section 204 of this title,
20 the Secretary may enter into cooperative agreements fund-
21 ed with philanthropic entities, other Federal agencies, or
22 State or local governments and their agencies for research
23 projects: *Provided further*, That with respect to the pre-
24 vious proviso, such partners to the cooperative agreements

1 must contribute at least a 50 percent match toward the
2 cost of the project.

3 GENERAL PROVISIONS—DEPARTMENT OF HOUSING AND
4 URBAN DEVELOPMENT
5 (INCLUDING TRANSFER OF FUNDS)

6 SEC. 201. Fifty percent of the amounts of budget au-
7 thority, or in lieu thereof 50 percent of the cash amounts
8 associated with such budget authority, that are recaptured
9 from projects described in section 1012(a) of the Stewart
10 B. McKinney Homeless Assistance Amendments Act of
11 1988 (42 U.S.C. 1437 note) shall be rescinded or in the
12 case of cash, shall be remitted to the Treasury, and such
13 amounts of budget authority or cash recaptured and not
14 rescinded or remitted to the Treasury shall be used by
15 State housing finance agencies or local governments or
16 local housing agencies with projects approved by the Sec-
17 retary of Housing and Urban Development for which set-
18 tlement occurred after January 1, 1992, in accordance
19 with such section. Notwithstanding the previous sentence,
20 the Secretary may award up to 15 percent of the budget
21 authority or cash recaptured and not rescinded or remitted
22 to the Treasury to provide project owners with incentives
23 to refinance their project at a lower interest rate.

24 SEC. 202. None of the amounts made available under
25 this Act may be used during fiscal year 2014 to investigate

1 or prosecute under the Fair Housing Act any otherwise
2 lawful activity engaged in by one or more persons, includ-
3 ing the filing or maintaining of a nonfrivolous legal action,
4 that is engaged in solely for the purpose of achieving or
5 preventing action by a Government official or entity, or
6 a court of competent jurisdiction.

7 SEC. 203. Sections 203 and 209 of division C of Pub-
8 lic Law 112–55 (125 Stat. 693–694) shall apply during
9 fiscal year 2014 as if such sections were included in this
10 title, except that during such fiscal year such sections shall
11 be applied by substituting “fiscal year 2014” for “fiscal
12 year 2011” and “fiscal year 2012” each place such terms
13 appear.

14 SEC. 204. Except as explicitly provided in law, any
15 grant, cooperative agreement or other assistance made
16 pursuant to title II of this Act shall be made on a competi-
17 tive basis and in accordance with section 102 of the De-
18 partment of Housing and Urban Development Reform Act
19 of 1989 (42 U.S.C. 3545).

20 SEC. 205. Funds of the Department of Housing and
21 Urban Development subject to the Government Corpora-
22 tion Control Act or section 402 of the Housing Act of
23 1950 shall be available, without regard to the limitations
24 on administrative expenses, for legal services on a contract
25 or fee basis, and for utilizing and making payment for

1 services and facilities of the Federal National Mortgage
2 Association, Government National Mortgage Association,
3 Federal Home Loan Mortgage Corporation, Federal Fi-
4 nancing Bank, Federal Reserve banks or any member
5 thereof, Federal Home Loan banks, and any insured bank
6 within the meaning of the Federal Deposit Insurance Cor-
7 poration Act, as amended (12 U.S.C. 1811–1).

8 SEC. 206. Unless otherwise provided for in this Act
9 or through a reprogramming of funds, no part of any ap-
10 propriation for the Department of Housing and Urban
11 Development shall be available for any program, project
12 or activity in excess of amounts set forth in the budget
13 estimates submitted to Congress.

14 SEC. 207. Corporations and agencies of the Depart-
15 ment of Housing and Urban Development which are sub-
16 ject to the Government Corporation Control Act are here-
17 by authorized to make such expenditures, within the limits
18 of funds and borrowing authority available to each such
19 corporation or agency and in accordance with law, and to
20 make such contracts and commitments without regard to
21 fiscal year limitations as provided by section 104 of such
22 Act as may be necessary in carrying out the programs set
23 forth in the budget for 2014 for such corporation or agen-
24 cy except as hereinafter provided: *Provided*, That collec-
25 tions of these corporations and agencies may be used for

1 new loan or mortgage purchase commitments only to the
2 extent expressly provided for in this Act (unless such loans
3 are in support of other forms of assistance provided for
4 in this or prior appropriations Acts), except that this pro-
5 viso shall not apply to the mortgage insurance or guaranty
6 operations of these corporations, or where loans or mort-
7 gage purchases are necessary to protect the financial in-
8 terest of the United States Government.

9 SEC. 208. The Secretary of Housing and Urban De-
10 velopment shall provide quarterly reports to the House
11 and Senate Committees on Appropriations regarding all
12 uncommitted, unobligated, recaptured and excess funds in
13 each program and activity within the jurisdiction of the
14 Department and shall submit additional, updated budget
15 information to these Committees upon request.

16 SEC. 209. Paragraph (2)(B)(i) of section 3(a) of the
17 United States Housing Act of 1937 (42 U.S.C. 1437a(a))
18 is amended—

19 (1) in the matter preceding subclause (I)—

20 (A) by striking “Except as otherwise pro-
21 vided under this clause, each” and inserting
22 “Each”; and

23 (B) by inserting after “which shall” the
24 following: “not be lower than 80 percent of the

1 applicable fair market rental established under
2 section 8(c) of this Act and which shall”; and
3 (2) by striking the undesignated matter fol-
4 lowing subclause (II) and inserting the following:
5 “Public housing agencies must comply by June 1,
6 2014, with the requirement of this clause, except
7 that if a new flat rental amount for a dwelling unit
8 will increase a family’s existing rental payment by
9 more than 35 percent, the new flat rental amount
10 shall be phased in as necessary to ensure that the
11 family’s existing rental payment does not increase by
12 more than 35 percent annually. The preceding sen-
13 tence shall not be construed to require establishment
14 of rental amounts equal to 80 percent of the fair
15 market rental in years when the fair market rental
16 falls from the prior year.”.

17 SEC. 210. Subparagraph (A) of section 3(b)(6) of the
18 United States Housing Act of 1937 (42 U.S.C.
19 1437a(b)(6)(A)) is amended by inserting before the period
20 at the end the following: “, or a consortium of such enti-
21 ties or bodies as approved by the Secretary”.

22 SEC. 211. A public housing agency or such other enti-
23 ty that administers Federal housing assistance for the
24 Housing Authority of the county of Los Angeles, Cali-
25 fornia, the States of Alaska, Iowa, and Mississippi shall

1 not be required to include a resident of public housing or
2 a recipient of assistance provided under section 8 of the
3 United States Housing Act of 1937 on the board of direc-
4 tors or a similar governing board of such agency or entity
5 as required under section (2)(b) of such Act. Each public
6 housing agency or other entity that administers Federal
7 housing assistance under section 8 for the Housing Au-
8 thority of the county of Los Angeles, California and the
9 States of Alaska, Iowa and Mississippi that chooses not
10 to include a resident of public housing or a recipient of
11 section 8 assistance on the board of directors or a similar
12 governing board shall establish an advisory board of not
13 less than six residents of public housing or recipients of
14 section 8 assistance to provide advice and comment to the
15 public housing agency or other administering entity on
16 issues related to public housing and section 8. Such advi-
17 sory board shall meet not less than quarterly.

18 SEC. 212. (a) Notwithstanding any other provision
19 of law, subject to the conditions listed in subsections (c)
20 and (e), for fiscal years 2014 and 2015, the Secretary of
21 Housing and Urban Development may authorize the
22 transfer of some or all project-based assistance, debt held
23 or insured by the Secretary and statutorily required low-
24 income and very low-income use if any restrictions, associ-
25 ated with one or more multifamily housing project or

1 projects to another multifamily housing project or
2 projects.

3 (b) PHASED TRANSFERS.—Transfers of project-
4 based assistance under this section may be done in phases
5 to accommodate the financing and other requirements re-
6 lated to rehabilitating or constructing the project or
7 projects to which the assistance is transferred, to ensure
8 that such project or projects meet the standards under
9 section (c).

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

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

13 (A) For occupied units in the transferring
14 project: the number of low-income and very low-
15 income units and the configuration (i.e. bed-
16 room size) provided by the transferring project
17 shall be no less than when transferred to the re-
18 ceiving project or projects and the net dollar
19 amount of Federal assistance provided to the
20 transferring project shall remain the same in
21 the receiving project or projects.

22 (B) For unoccupied units in the transfer-
23 ring project: the Secretary may authorize a re-
24 duction in the number of dwelling units in the
25 receiving project or projects to allow for a re-

1 configuration of bedroom sizes to meet current
2 market demands, as determined by the Sec-
3 retary and provided there is no increase in the
4 project-based assistance budget authority.

5 (2) The transferring project shall, as deter-
6 mined by the Secretary, be either physically obsolete
7 or economically nonviable.

8 (3) The receiving project or projects shall meet
9 or exceed applicable physical standards established
10 by the Secretary.

11 (4) The owner or mortgagor of the transferring
12 project shall notify and consult with the tenants re-
13 siding in the transferring project and provide a cer-
14 tification of approval by all appropriate local govern-
15 mental officials.

16 (5) The tenants of the transferring project who
17 remain eligible for assistance to be provided by the
18 receiving project or projects shall not be required to
19 vacate their units in the transferring project or
20 projects until new units in the receiving project are
21 available for occupancy.

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

24 (7) If either the transferring project or the re-
25 ceiving project or projects meets the condition speci-

1 fied in subsection (d)(2)(A), any lien on the receiv-
2 ing project resulting from additional financing ob-
3 tained by the owner shall be subordinate to any
4 FHA-insured mortgage lien transferred to, or placed
5 on, such project by the Secretary, except that the
6 Secretary may waive this requirement upon deter-
7 mination that such a waiver is necessary to facilitate
8 the financing of acquisition, construction, and/or re-
9 habilitation of the receiving project or projects.

10 (8) If the transferring project meets the re-
11 quirements of subsection (d)(2)(F), the owner or
12 mortgagor of the receiving project or projects shall
13 execute and record either a continuation of the exist-
14 ing use agreement or a new use agreement for the
15 project where, in either case, any use restrictions in
16 such agreement are of no lesser duration than the
17 existing use restrictions.

18 (9) The transfer does not increase the cost (as
19 defined in section 502 of the Congressional Budget
20 Act of 1974, as amended) of any FHA-insured
21 mortgage, except to the extent that appropriations
22 are provided for the amount of any such increased
23 cost.

24 (d) For purposes of this section—

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

5 (2) the term “multifamily housing project”
6 means housing that meets one of the following con-
7 ditions—

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

10 (B) housing that has project-based assist-
11 ance attached to the structure including
12 projects undergoing mark to market debt re-
13 structuring under the Multifamily Assisted
14 Housing Reform and Affordability Housing Act;

15 (C) housing that is assisted under section
16 202 of the Housing Act of 1959 as amended by
17 section 801 of the Cranston-Gonzales National
18 Affordable Housing Act;

19 (D) housing that is assisted under section
20 202 of the Housing Act of 1959, as such sec-
21 tion existed before the enactment of the Cran-
22 ston-Gonzales National Affordable Housing Act;

23 (E) housing that is assisted under section
24 811 of the Cranston-Gonzales National Afford-
25 able Housing Act; or

1 (F) housing or vacant land that is subject
2 to a use agreement;

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

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

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

12 (C) rent supplement payments under sec-
13 tion 101 of the Housing and Urban Develop-
14 ment Act of 1965;

15 (D) interest reduction payments under sec-
16 tion 236 and/or additional assistance payments
17 under section 236(f)(2) of the National Hous-
18 ing Act;

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

21 (F) assistance payments made under sec-
22 tion 811(d)(2) of the Cranston-Gonzalez Na-
23 tional Affordable Housing Act;

24 (4) the term “receiving project or projects”
25 means the multifamily housing project or projects to

1 which some or all of the project-based assistance,
2 debt, and statutorily required low-income and very
3 low-income use restrictions are to be transferred;

4 (5) the term “transferring project” means the
5 multifamily housing project which is transferring
6 some or all of the project-based assistance, debt and
7 the statutorily required low-income and very low-in-
8 come use restrictions to the receiving project or
9 projects; and

10 (6) the term “Secretary” means the Secretary
11 of Housing and Urban Development.

12 (e) PUBLIC NOTICE AND RESEARCH REPORT.—

13 (1) The Secretary shall publish by notice in the
14 Federal Register the terms and conditions, including
15 criteria for HUD approval, of transfers pursuant to
16 this section no later than 30 days before the effec-
17 tive date of such notice.

18 (2) The Secretary shall conduct an evaluation
19 of the transfer authority under this section, includ-
20 ing the effect of such transfers on the operational ef-
21 ficiency, contract rents, physical and financial condi-
22 tions, and long-term preservation of the affected
23 properties.

24 SEC. 213. No funds provided under this title may be
25 used for an audit of the Government National Mortgage

1 Association that makes applicable requirements under the
2 Federal Credit Reform Act of 1990 (2 U.S.C. 661 et seq.).

3 SEC. 214. (a) No assistance shall be provided under
4 section 8 of the United States Housing Act of 1937 (42
5 U.S.C. 1437f) to any individual who—

6 (1) is enrolled as a student at an institution of
7 higher education (as defined under section 102 of
8 the Higher Education Act of 1965 (20 U.S.C.
9 1002));

10 (2) is under 24 years of age;

11 (3) is not a veteran;

12 (4) is unmarried;

13 (5) does not have a dependent child;

14 (6) is not a person with disabilities, as such
15 term is defined in section 3(b)(3)(E) of the United
16 States Housing Act of 1937 (42 U.S.C.
17 1437a(b)(3)(E)) and was not receiving assistance
18 under such section 8 as of November 30, 2005; and

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

23 (b) For purposes of determining the eligibility of a
24 person to receive assistance under section 8 of the United
25 States Housing Act of 1937 (42 U.S.C. 1437f), any finan-

1 cial assistance (in excess of amounts received for tuition
2 and any other required fees and charges) that an indi-
3 vidual receives under the Higher Education Act of 1965
4 (20 U.S.C. 1001 et seq.), from private sources, or an insti-
5 tution of higher education (as defined under the Higher
6 Education Act of 1965 (20 U.S.C. 1002)), shall be consid-
7 ered income to that individual, except for a person over
8 the age of 23 with dependent children.

9 SEC. 215. The funds made available for Native Alas-
10 kans under the heading “Native American Housing Block
11 Grants” in title II of this Act shall be allocated to the
12 same Native Alaskan housing block grant recipients that
13 received funds in fiscal year 2005.

14 SEC. 216. Notwithstanding the limitation in the first
15 sentence of section 255(g) of the National Housing Act
16 (12 U.S.C. 1715z–g), the Secretary of Housing and Urban
17 Development may, until September 30, 2014, insure and
18 enter into commitments to insure mortgages under section
19 255(g) of the National Housing Act (12 U.S.C. 1715z–
20 20).

21 SEC. 217. Notwithstanding any other provision of
22 law, in fiscal year 2014, in managing and disposing of any
23 multifamily property that is owned or has a mortgage held
24 by the Secretary of Housing and Urban Development, and
25 during the process of foreclosure on any property with a

1 contract for rental assistance payments under section 8
2 of the United States Housing Act of 1937 or other Fed-
3 eral programs, the Secretary shall maintain any rental as-
4 sistance payments under section 8 of the United States
5 Housing Act of 1937 and other programs that are at-
6 tached to any dwelling units in the property. To the extent
7 the Secretary determines, in consultation with the tenants
8 and the local government, that such a multifamily prop-
9 erty owned or held by the Secretary is not feasible for con-
10 tinued rental assistance payments under such section 8
11 or other programs, based on consideration of (1) the costs
12 of rehabilitating and operating the property and all avail-
13 able Federal, State, and local resources, including rent ad-
14 justments under section 524 of the Multifamily Assisted
15 Housing Reform and Affordability Act of 1997
16 (“MAHRAA”) and (2) environmental conditions that can-
17 not be remedied in a cost-effective fashion, the Secretary
18 may, in consultation with the tenants of that property,
19 contract for project-based rental assistance payments with
20 an owner or owners of other existing housing properties,
21 or provide other rental assistance. The Secretary shall also
22 take appropriate steps to ensure that project-based con-
23 tracts remain in effect prior to foreclosure, subject to the
24 exercise of contractual abatement remedies to assist relo-
25 cation of tenants for imminent major threats to health and

1 safety after written notice to and informed consent of the
2 affected tenants and use of other available remedies, such
3 as partial abatements or receivership. After disposition of
4 any multifamily property described under this section, the
5 contract and allowable rent levels on such properties shall
6 be subject to the requirements under section 524 of
7 MAHRAA.

8 SEC. 218. (a) INSPECTIONS.—Section 8(o)(8) of the
9 United States Housing Act of 1937 (42 U.S.C.
10 1437f(o)(8)) is amended—

11 (1) by redesignating subparagraph (E) as sub-
12 paragraph (G); and

13 (2) by striking subparagraph (D) and inserting
14 the following new subparagraphs:

15 “(D) BIENNIAL INSPECTIONS.—

16 “(i) REQUIREMENT.—Each public
17 housing agency providing assistance under
18 this subsection (or other entity, as pro-
19 vided in paragraph (11)) shall, for each as-
20 sisted dwelling unit, make inspections not
21 less often than biennially during the term
22 of the housing assistance payments con-
23 tract for the unit to determine whether the
24 unit is maintained in accordance with the
25 requirements under subparagraph (A).

1 “(ii) USE OF ALTERNATIVE INSPEC-
2 TION METHOD.—The requirements under
3 clause (i) may be complied with by use of
4 inspections that qualify as an alternative
5 inspection method pursuant to subpara-
6 graph (E).

7 “(iii) RECORDS.—The public housing
8 agency (or other entity) shall retain the
9 records of the inspection for a reasonable
10 time, as determined by the Secretary, and
11 shall make the records available upon re-
12 quest to the Secretary, the Inspector Gen-
13 eral for the Department of Housing and
14 Urban Development, and any auditor con-
15 ducting an audit under section 5(h).

16 “(iv) MIXED-FINANCE PROPERTIES.—
17 The Secretary may adjust the frequency of
18 inspections for mixed-finance properties as-
19 sisted with vouchers under paragraph (13)
20 to facilitate the use of the alternative in-
21 spections in subparagraph (E).

22 “(E) ALTERNATIVE INSPECTION METH-
23 OD.—An inspection of a property shall qualify
24 as an alternative inspection method for pur-
25 poses of this subparagraph if—

1 “(i) the inspection was conducted pur-
2 suant to requirements under a Federal,
3 State, or local housing program (including
4 the Home investment partnership program
5 under title II of the Cranston-Gonzalez
6 National Affordable Housing Act and the
7 low-income housing tax credit program
8 under section 42 of the Internal Revenue
9 Code of 1986); and

10 “(ii) pursuant to such inspection, the
11 property was determined to meet the
12 standards or requirements regarding hous-
13 ing quality or safety applicable to prop-
14 erties assisted under such program, and, if
15 a non-Federal standard or requirement
16 was used, the public housing agency has
17 certified to the Secretary that such stand-
18 ard or requirement provides the same (or
19 greater) protection to occupants of dwell-
20 ing units meeting such standard or re-
21 quirement as would the housing quality
22 standards under subparagraph (B).

23 “(F) INTERIM INSPECTIONS.—Upon notifi-
24 cation to the public housing agency, by a family
25 (on whose behalf tenant-based rental assistance

1 is provided under this subsection) or by a gov-
2 ernment official, that the dwelling unit for
3 which such assistance is provided does not com-
4 ply with the housing quality standards under
5 subparagraph (B), the public housing agency
6 shall inspect the dwelling unit—

7 “(i) in the case of any condition that
8 is life-threatening, within 24 hours after
9 the agency’s receipt of such notification,
10 unless waived by the Secretary in extraor-
11 dinary circumstances; and

12 “(ii) in the case of any condition that
13 is not life-threatening, within a reasonable
14 time frame, as determined by the Sec-
15 retary.”.

16 (b) EFFECTIVE DATE.—The amendments in sub-
17 section (a) shall take effect upon such date as the Sec-
18 retary determines, in the Secretary’s sole discretion,
19 through the Secretary’s publication of such date in the
20 Federal Register, as part of regulations promulgated, or
21 a notice issued, by the Secretary to implement such
22 amendments.

23 SEC. 219. Notwithstanding any other provision of
24 law, the recipient of a grant under section 202b of the
25 Housing Act of 1959 (12 U.S.C. 1701q) after December

1 26, 2000, in accordance with the unnumbered paragraph
2 at the end of section 202(b) of such Act, may, at its op-
3 tion, establish a single-asset nonprofit entity to own the
4 project and may lend the grant funds to such entity, which
5 may be a private nonprofit organization described in sec-
6 tion 831 of the American Homeownership and Economic
7 Opportunity Act of 2000.

8 SEC. 220. The commitment authority funded by fees
9 as provided under the subheading “Program Account”
10 under the heading “Community Development Loan Guar-
11 antees” may be used to guarantee, or make commitments
12 to guarantee, notes, or other obligations issued by any
13 State on behalf of non-entitlement communities in the
14 State in accordance with the requirements of section 108
15 of the Housing and Community Development Act of 1974:
16 *Provided*, That any State receiving such a guarantee or
17 commitment shall distribute all funds subject to such
18 guarantee to the units of general local government in non-
19 entitlement areas that received the commitment.

20 SEC. 221. Public housing agencies that own and oper-
21 ate 400 or fewer public housing units may elect to be ex-
22 empt from any asset management requirement imposed by
23 the Secretary of Housing and Urban Development in con-
24 nection with the operating fund rule: *Provided*, That an
25 agency seeking a discontinuance of a reduction of subsidy

1 under the operating fund formula shall not be exempt
2 from asset management requirements.

3 SEC. 222. With respect to the use of amounts pro-
4 vided in this Act and in future Acts for the operation, cap-
5 ital improvement and management of public housing as
6 authorized by sections 9(d) and 9(e) of the United States
7 Housing Act of 1937 (42 U.S.C. 1437g(d) and (e)), the
8 Secretary shall not impose any requirement or guideline
9 relating to asset management that restricts or limits in
10 any way the use of capital funds for central office costs
11 pursuant to section 9(g)(1) or 9(g)(2) of the United States
12 Housing Act of 1937 (42 U.S.C. 1437g(g)(1), (2)): *Pro-*
13 *vided*, That a public housing agency may not use capital
14 funds authorized under section 9(d) for activities that are
15 eligible under section 9(e) for assistance with amounts
16 from the operating fund in excess of the amounts per-
17 mitted under section 9(g)(1) or 9(g)(2).

18 SEC. 223. No official or employee of the Department
19 of Housing and Urban Development shall be designated
20 as an allotment holder unless the Office of the Chief Fi-
21 nancial Officer has determined that such allotment holder
22 has implemented an adequate system of funds control and
23 has received training in funds control procedures and di-
24 rectives. The Chief Financial Officer shall ensure that, not
25 later than 90 days after the date of enactment of this Act,

1 a trained allotment holder shall be designated for each
2 HUD subaccount under the heading “Administration, Op-
3 erations, and Management” as well as each account receiv-
4 ing appropriations for “Program Office Salaries and Ex-
5 penses” within the Department of Housing and Urban
6 Development.

7 SEC. 224. Payment of attorney fees in program-re-
8 lated litigation must be paid from individual program of-
9 fice personnel benefits and compensation funding. The an-
10 nual budget submission for program office personnel ben-
11 efit and compensation funding must include program-re-
12 lated litigation costs for attorney fees as a separate line
13 item request.

14 SEC. 225. The Secretary of the Department of Hous-
15 ing and Urban Development shall for fiscal year 2014 and
16 subsequent fiscal years, notify the public through the Fed-
17 eral Register and other means, as determined appropriate,
18 of the issuance of a notice of the availability of assistance
19 or notice of funding availability (NOFA) for any program
20 or discretionary fund administered by the Secretary that
21 is to be competitively awarded. Notwithstanding any other
22 provision of law, for fiscal year 2014 and subsequent fiscal
23 years, the Secretary may make the NOFA available only
24 on the Internet at the appropriate Government Web site

1 or through other electronic media, as determined by the
2 Secretary.

3 SEC. 226. The Secretary of the Department of Hous-
4 ing and Urban Development is authorized to transfer up
5 to 5 percent or \$5,000,000, whichever is less, of the funds
6 appropriated for any office funded under the heading “Ad-
7 ministration, Operations, and Management” to any other
8 office funded under such heading: *Provided*, That no ap-
9 propriation for any office funded under the heading “Ad-
10 ministration, Operations, and Management” shall be in-
11 creased or decreased by more than 5 percent or
12 \$5,000,000, whichever is less, without prior written ap-
13 proval of the House and Senate Committees on Appropria-
14 tions: *Provided further*, That the Secretary is authorized
15 to transfer up to 5 percent or \$5,000,000, whichever is
16 less, of the funds appropriated for any account funded
17 under the general heading “Program Office Salaries and
18 Expenses” to any other account funded under such head-
19 ing: *Provided further*, That no appropriation for any ac-
20 count funded under the general heading “Program Office
21 Salaries and Expenses” shall be increased or decreased by
22 more than 5 percent or \$5,000,000, whichever is less,
23 without prior written approval of the House and Senate
24 Committees on Appropriations: *Provided further*, That the
25 Secretary may transfer funds made available for salaries

1 and expenses between any office funded under the heading
2 “Administration, Operations and Management” and any
3 account funded under the general heading “Program Of-
4 fice Salaries and Expenses”, but only with the prior writ-
5 ten approval of the House and Senate Committees on Ap-
6 propriations.

7 SEC. 227. (a) The Secretary of Housing and Urban
8 Development shall take the required actions under sub-
9 section (b) when a multifamily housing project with a sec-
10 tion 8 contract or contract for similar project-based assist-
11 ance:

12 (1) receives a Real Estate Assessment Center
13 (REAC) score of 30 or less; or

14 (2) receives a REAC score between 31 and 59
15 and:

16 (A) fails to certify in writing to HUD with-
17 in 60 days that all deficiencies have been cor-
18 rected; or

19 (B) receives consecutive scores of less than
20 60 on REAC inspections.

21 Such requirements shall apply to insured and noninsured
22 projects with assistance attached to the units under sec-
23 tion 8 of the United States Housing Act of 1937 (42 U.S.C.
24 1437f), but do not apply to such units assisted under sec-
25 tion 8(o)(13) (42 U.S.C. 1437f(o)(13)) or to public hous-

1 ing units assisted with capital or operating funds under
2 section 9 of the United States Housing Act of 1937 (42
3 U.S.C. 1437g).

4 (b) The Secretary shall take the following required
5 actions as authorized under subsection (a)—

6 (1) The Secretary shall notify the owner and
7 provide an opportunity for response within 30 days.
8 If the violations remain, the Secretary shall develop
9 a Compliance, Disposition and Enforcement Plan
10 within 60 days, with a specified timetable for cor-
11 recting all deficiencies. The Secretary shall provide
12 notice of the Plan to the owner, tenants, the local
13 government, any mortgagees, and any contract ad-
14 ministrators.

15 (2) At the end of the term of the Compliance,
16 Disposition and Enforcement Plan, if the owner fails
17 to fully comply with such plan, the Secretary may
18 require immediate replacement of project manage-
19 ment with a management agent approved by the
20 Secretary, and shall take one or more of the fol-
21 lowing actions, and provide additional notice of those
22 actions to the owner and the parties specified above:

23 (A) impose civil money penalties;

1 (B) abate the section 8 contract, including
2 partial abatement, as determined by the Sec-
3 retary, until all deficiencies have been corrected;

4 (C) pursue transfer of the project to an
5 owner, approved by the Secretary under estab-
6 lished procedures, which will be obligated to
7 promptly make all required repairs and to ac-
8 cept renewal of the assistance contract as long
9 as such renewal is offered; or

10 (D) seek judicial appointment of a receiver
11 to manage the property and cure all project de-
12 ficiencies or seek a judicial order of specific per-
13 formance requiring the owner to cure all project
14 deficiencies.

15 (c) The Secretary shall also take appropriate steps
16 to ensure that project-based contracts remain in effect,
17 subject to the exercise of contractual abatement remedies
18 to assist relocation of tenants for imminent major threats
19 to health and safety after written notice to and informed
20 consent of the affected tenants and use of other remedies
21 set forth above. To the extent the Secretary determines,
22 in consultation with the tenants and the local government,
23 that the property is not feasible for continued rental as-
24 sistance payments under such section 8 or other programs,
25 based on consideration of (1) the costs of rehabilitating

1 and operating the property and all available Federal,
2 State, and local resources, including rent adjustments
3 under section 524 of the Multifamily Assisted Housing
4 Reform and Affordability Act of 1997 (“MAHRAA”) and
5 (2) environmental conditions that cannot be remedied in
6 a cost-effective fashion, the Secretary may, in consultation
7 with the tenants of that property, contract for project-
8 based rental assistance payments with an owner or owners
9 of other existing housing properties, or provide other rent-
10 al assistance. The Secretary shall report semi-annually on
11 all properties covered by this section that are assessed
12 through the Real Estate Assessment Center and have
13 physical inspection scores of less than 30 or have consecu-
14 tive physical inspection scores of less than 60. The report
15 shall include:

16 (1) The enforcement actions being taken to ad-
17 dress such conditions, including imposition of civil
18 money penalties and termination of subsidies, and
19 identify properties that have such conditions mul-
20 tiple times; and

21 (2) Actions that the Department of Housing
22 and Urban Development is taking to protect tenants
23 of such identified properties.

24 SEC. 228. The Disaster Housing Assistance Pro-
25 grams, administered by the Department of Housing and

1 Urban Development, shall be considered a “program of
2 the Department of Housing and Urban Development”
3 under section 904 of the McKinney Act for the purpose
4 of income verifications and matching.

5 SEC. 229. (a) PHA COMPENSATION.—Section 2(b) of
6 the United States Housing Act of 1937 (42 U.S.C.
7 1437(b)) is amended by adding the following new para-
8 graph at the end:

9 “(4) SALARY.—

10 “(A) GENERAL.—This paragraph estab-
11 lishes the maximum salary that a public hous-
12 ing agency may provide to its employees and
13 the maximum annual contract amounts that
14 may be paid to its contract personnel using
15 funds provided under this Act. A public housing
16 agency shall use the same salary structure as
17 described in this paragraph and follow the re-
18 quirements of uniform administrative rules for
19 Federal grants and cooperative agreements and
20 principles and standards for determining costs
21 for Federal awards for all payments that it
22 makes to its employees and for personnel hired
23 as contractors when funds provided under this
24 Act are used for such payments.

25 “(B) SALARY STRUCTURE.—

1 “(i) The base salary of public housing
2 agency employees and the contract amount
3 paid to contracted personnel from funds
4 provided under this Act shall be based on
5 the Federal General Schedule (GS) basic
6 rate of pay, including locality adjustment,
7 established under sections 5303 and 5304
8 of title 5, United States Code as follows:

9 “(I) For public housing agencies
10 with fewer than 250 total units (pub-
11 lic housing and section 8 housing
12 vouchers), the base salary of a public
13 housing agency employee or total an-
14 nual payment to each contracted per-
15 sonnel shall not exceed the basic rate
16 of pay, including a locality adjust-
17 ment, for GS-11, step 10;

18 “(II) For public housing agencies
19 with 250 to 1249 total units (public
20 housing and section 8 housing vouch-
21 ers), the base salary of a public hous-
22 ing employee or total annual payment
23 to each contracted personnel shall not
24 exceed the basic rate of pay, including

1 locality adjustment, for GS-13, step
2 10;

3 “(III) For public housing agen-
4 cies with 1250 or more total units
5 (public housing and section 8 housing
6 vouchers), the base salary of a public
7 housing agency employee or total an-
8 nual payment to each contracted per-
9 sonnel shall not exceed the basic rate
10 of pay, including locality adjustment,
11 for GS-15, step 10.

12 “(ii) Any amount of salary paid to an
13 employee or of total annual payment to
14 each contracted personnel that exceeds the
15 amount provided under the structure of
16 this paragraph must be from non-Act
17 sources.

18 “(iii) The salary structure provided in
19 subparagraph (B)(i) shall be subject to any
20 requirements that may be established for
21 the General Schedule by an appropriations
22 Act or by Presidential executive order for
23 any Federal fiscal year.

24 “(iv) A public housing agency must
25 certify that it has established detailed per-

1 formance measures that describe how pub-
2 lic housing agency employees or personnel
3 hired as contractors may receive a salary
4 or contract increase within the limits of
5 subparagraph (B)(i). The certification
6 shall be transmitted to the Secretary in a
7 format as determined by the Secretary.

8 “(C) DEFINITIONS.—For purposes of this
9 section—

10 “(i) Employee includes any member of
11 a public housing agency organization
12 whose salary is paid in whole or in part
13 from funds provided under this Act, and
14 regardless of whether such employee is
15 full-time or part-time, temporary or perma-
16 nent.

17 “(ii) Contracted personnel includes
18 any member of a public housing agency or-
19 ganization whose position is procured
20 under uniform administrative rules for
21 Federal grants and cooperative agreements
22 and who is paid in whole or in part from
23 funds provided under this Act, and regard-
24 less of whether such individual is full-time
25 or part-time, hourly, temporary or perma-

1 ment. No such position shall be for a period
2 beyond 5 years without re-procurement.

3 “(iii) Salary includes the annual basic
4 rate of pay, including a locality adjust-
5 ment, as provided in sub-paragraph (B)
6 and any additional adjustments, such as
7 may be provided for overtime or shift dif-
8 ferentials, bonuses, or contract payments
9 including bonuses. Salary does not include
10 fringe benefits as defined in principles and
11 standards for determining costs for Fed-
12 eral awards.

13 “(D) DISCLOSURE OF RECORDS.—Each
14 public housing agency shall make available to
15 the Secretary upon request such financial and
16 other records as the Secretary deems necessary
17 for purpose of review and monitoring compli-
18 ance with this section.”.

19 (b) EFFECTIVE DATE.—The amendment made by
20 subsection (a) shall take effect on January 1, 2014 except
21 that for contract personnel the amendment should be ef-
22 fective upon the expiration of any contract in effect on
23 the date of enactment of the amendment.

24 SEC. 230. Paragraph (1) of section 242(i) of the Na-
25 tional Housing Act (12 U.S.C. 1715z-7(i)(1)) is amended

1 by striking “July 31, 2011” and inserting “July 31,
2 2016”.

3 SEC. 231. The Secretary of Housing and Urban De-
4 velopment shall report quarterly to the House and Senate
5 Committees on Appropriations on the status of all section
6 8 project-based housing, including the number of all
7 project-based units by region as well as an analysis of all
8 federally subsidized housing being refinanced under the
9 Mark-to-Market program. The Secretary shall identify in
10 the report all existing units maintained by region as sec-
11 tion 8 project-based units and all project-based units that
12 have opted out of section 8 or have otherwise been elimi-
13 nated as section 8 project-based units. The Secretary shall
14 identify in detail and by project all efforts made by the
15 Department to preserve all section 8 project-based housing
16 units and all the reasons for any units which opted out
17 or otherwise were lost as section 8 project-based units.
18 Such analysis shall include a review of the impact of the
19 loss of any subsidized units in that housing market includ-
20 ing the cost impact of the loss of available subsidized, low-
21 income housing in areas with scarce housing resources for
22 low income families.

23 SEC. 232. (a) Subsection (b) of section 225 of the
24 Cranston-Gonzalez National Affordable Housing Act (42
25 U.S.C. 12755) is amended by inserting at the end the fol-

1 lowing sentence: “Such 30 day waiting period is not re-
2 quired if the grounds for the termination or refusal to
3 renew involve a direct threat to the safety of the tenants
4 or employees of the housing, or an imminent and serious
5 threat to the property (and the termination or refusal to
6 renew is in accordance with the requirements of State or
7 local law).”.

8 (b) Section 231 of the Cranston-Gonzalez National
9 Affordable Housing Act (42 U.S.C. 12771) is amended—

10 (1) in subsection (b) by striking “make such
11 funds available by direct reallocation” and all that
12 follows through “were recaptured” and inserting
13 “reallocate the funds by formula in accordance with
14 section 217(d) of this Act (42 U.S.C. 12747(d))”;
15 and

16 (2) by striking subsection (c).

17 SEC. 233. Section 24 of the United States Housing
18 Act of 1937 (42 U.S.C. 1437v) is amended—

19 (1) in subsection (m)(1), by striking “fiscal
20 year” and all that follows through the period at the
21 end and inserting “fiscal year 2014.”; and

22 (2) in subsection (o), by striking “September”
23 and all that follows through the period at the end
24 and inserting “September 30, 2014.”.

1 SEC. 234. Of the amounts made available for salaries
2 and expenses under all accounts under this title (except
3 for the Office of Inspector General account), a total of
4 up to \$10,000,000 may be transferred to and merged with
5 amounts made available in the “Information Technology
6 Fund” account under this title.

7 SEC. 235. The proviso under the “Community Devel-
8 opment Fund” heading in Public Laws 109–148, 109–
9 234, 110–252, and 110–329 which requires the Secretary
10 to establish procedures to prevent duplication of benefits
11 and to report to the Committees on Appropriations on all
12 steps to prevent fraud and abuse is amended by striking
13 “quarterly” and inserting “annually”.

14 SEC. 236. Title II of division K of Public Law 110–
15 161 is amended by striking the item related to “Flexible
16 Subsidy Fund”.

17 SEC. 237. (a) Section 3(b) of the United States
18 Housing Act of 1937 (42 U.S.C. 1437a) is amended—

19 (1) in paragraph (2), by designating the first
20 sentence as subparagraph (A), the second sentence
21 as subparagraph (B), and the remaining sentences
22 as subparagraph (D), and by inserting after sub-
23 paragraph (B) the following new subparagraph (C):

1 “(C) The term extremely low-income fami-
2 lies means very low-income families whose in-
3 comes do not exceed the higher of—

4 “(i) the poverty guidelines updated
5 periodically by the Department of Health
6 and Human Services under the authority
7 of section 673(2) of the Community Serv-
8 ices Block Grant Act applicable to a family
9 of the size involved (except that this clause
10 shall not apply in the case of public hous-
11 ing agencies or projects located in Puerto
12 Rico or any other territory or possession of
13 the United States); or

14 “(ii) 30 percent of the median family
15 income for the area, as determined by the
16 Secretary, with adjustments for smaller
17 and larger families (except that the Sec-
18 retary may establish income ceilings higher
19 or lower than 30 percent of the median for
20 the area on the basis of the Secretary’s
21 findings that such variations are necessary
22 because of unusually high or low family in-
23 comes).”; and

24 (b) Section 16 of the United States Housing Act of
25 1937 (42 U.S.C. 1437n) is amended—

- 1 (1) in subsection (a)(2)(A);
2 (2) in subsection (b)(1); and
3 (3) in subsection (c)(3), by striking “families
4 whose incomes” and all that follows through “low
5 family incomes” and inserting “extremely low-in-
6 come families”.

7 SEC. 238. The language under the heading Rental
8 Assistance Demonstration in the Department of Housing
9 and Urban Development Appropriations Act, 2012 (Public
10 Law 112–55) is amended—

11 (1) by striking “(except for funds allocated
12 under such section for single room occupancy dwell-
13 ings as authorized by title IV of the McKinney-
14 Vento Homeless Assistance Act)” in both places
15 such language appears;

16 (2) in the third proviso by inserting “in excess
17 of amounts made available under this heading” after
18 “associated with such conversion”;

19 (3) in the fourth proviso—

20 (A) by striking “60,000” and inserting
21 “120,000”; and

22 (B) by striking “or section 8(e)(2)”;

23 (4) in the penultimate proviso—

24 (A) by inserting “with respect to applica-
25 tions submitted” after “That”;

1 (B) by striking “and 2013,” and inserting
2 “through 2015”;

3 (C) by striking “and agreement of the ad-
4 ministering public housing agency,” and insert-
5 ing “, either”;

6 (D) by inserting “, subject to the agree-
7 ment of the administering public housing agen-
8 cy,” after “available for such vouchers”;

9 (E) by inserting “or for conversion of as-
10 sistance available for such tenant protection
11 vouchers to assistance under a project-based
12 subsidy contract under section 8 of the Act,
13 which shall have a term of no less than 20
14 years, with rent adjustments limited to an oper-
15 ating cost factor established by the Secretary,
16 and shall be subject to the availability of appro-
17 priations for each year of such term, and which
18 shall be eligible for renewal under section 524
19 of the Multifamily Assisted Housing Reform
20 and Affordability of 1997 (42 U.S.C. 1437f
21 note): *Provided further*, That amounts made
22 available under the headings ‘Project-Based
23 Rental Assistance’ and ‘Other Assisted Housing
24 Programs, Rental Housing Assistance’ during
25 the period of conversion under the previous pro-

1 viso, which may extend beyond fiscal year 2015
2 as necessary to allow processing of all timely
3 applications, shall be available for project-based
4 subsidy contracts entered into pursuant to the
5 previous proviso: *Provided further,* That
6 amounts, including contract authority, recap-
7 tured from contracts following a conversion
8 under the previous two provisos are hereby re-
9 scinded and an amount of additional new budg-
10 et authority, equivalent to the amount rescinded
11 is hereby appropriated, to remain available until
12 expended for such conversions: *Provided further,*
13 That the Secretary may transfer amounts
14 under the heading ‘Other Assisted Housing
15 Programs, Rental Housing Assistance’,
16 amounts made available for tenant protection
17 vouchers under the heading ‘Tenant-Based
18 Rental Assistance’, and amounts made available
19 under the previous proviso as needed to the ac-
20 count under the ‘Project-Based Rental Assist-
21 ance’ heading to facilitate conversion under the
22 three previous provisos and any increase in cost
23 for ‘Project-Based Rental Assistance’ associated
24 with such conversion shall be equal to amounts

1 so transferred” after “subparagraphs (C) and
2 (D) of section 8(o)(13) of the Act”; and
3 (5) in the final proviso, by striking “proviso”
4 and inserting “four provisos” in both places such
5 language appears.

6 SEC. 239. None of the funds in this Act provided to
7 the Department of Housing and Urban Development may
8 be used to make a grant award unless the Secretary noti-
9 fies the House and Senate Committees on Appropriations
10 not less than 3 full business days before any project,
11 State, locality, housing authority, tribe, nonprofit organi-
12 zation, or other entity selected to receive a grant award
13 is announced by the Department or its offices.

14 SEC. 240. Section 202(f)(2) of the Housing Act of
15 1959 (12 U.S.C. 1701q(f)(2)) is amended—

16 (a) in paragraph (A)—

17 (1) by striking the matter before clause (i) and
18 inserting the following: “The Secretary shall estab-
19 lish procedures to delegate the award, review and
20 processing of projects, selected by the Secretary in
21 a national competition, to a State or local housing
22 agency that—”; and

23 (2) in clause (iii), by striking “capital advance”
24 and inserting “funding”, and by replacing the
25 comma with a semi-colon;

1 (b) in subparagraph (B), by striking “capital ad-
2 vances” and inserting “funding under this section”;

3 (c) in subparagraph (C), by striking the first sen-
4 tence;

5 (d) by redesignating subparagraph (D) as subpara-
6 graph (E), and in the redesignated subparagraph (E)—

7 (1) by striking “a capital advance” and insert-
8 ing “funding under this section”; and

9 (2) by striking “capital advance amounts or
10 project rental assistance” and inserting “funding
11 under this section”; and

12 (e) by inserting the following new subparagraph after
13 subparagraph (C):

14 “(D) Assistance under subsection (c)(2)
15 may be provided for projects which identify in
16 the application for assistance a defined health
17 and other supportive services program including
18 sources of financing the services for eligible
19 residents and memoranda of understanding
20 with service provision agencies and organiza-
21 tions to provide such services for eligible resi-
22 dents at their request. Such supportive services
23 plan and memoranda of understating shall—

24 “(i) identify the target populations to
25 be served by the project;

1 “(ii) set forth methods for outreach
2 and referral;

3 “(iii) identify the health and other
4 supportive services to be provided; and

5 “(iv) identify the terms under which
6 such services will be made available to resi-
7 dents of the project.”.

8 SEC. 241. Section 11 of the Housing Opportunity
9 Program Extension Act of 1996 (42 U.S.C. 12805 note)
10 is amended—

11 (1) in subsection (b)(1) after “new dwelling”
12 insert “or the rehabilitation of existing dwellings”;

13 (2) in subsection (b)(2) after “new” insert “or
14 rehabilitated”;

15 (3) in subsection (d)(1) after “dwellings” insert
16 “or rehabilitating existing dwellings to make them
17 decent, safe and sanitary”;

18 (4) in subsection (d)(2) by inserting at the end
19 the following new subparagraph:

20 “(C) PLANNING, ADMINISTRATION, AND
21 MANAGEMENT.—Planning, administration, and
22 management of grant programs and activities,
23 provided that such expenses do not exceed 20
24 percent of any grant made under this section.”;

25 (5) in subsection (i)(5) by—

1 (A) striking “24” and inserting “36”; and

2 (B) striking “except that” and all that fol-
3 low through “such grant amounts”;

4 (6) in subsection (j) by—

5 (A) inserting after the heading “(1) REDIS-
6 TRIBUTION OF FUNDS.—”;

7 (B) striking “24” and inserting “36”;

8 (C) striking “(or, in the case” and all that
9 follows through “within 36 months)”;

10 (D) inserting at the end the following new
11 paragraph:

12 “(2) DEADLINE FOR COMPLETION AND CON-
13 VEYANCE.—The Secretary shall establish a deadline
14 (which may be extended for good cause as deter-
15 mined by the Secretary) by which time all units that
16 have been assisted with grant funds under this sec-
17 tion must be completed and conveyed.”.

18 SEC. 242. Section 8(o)(2) of the United States Hous-
19 ing Act of 1937 (42 U.S.C. 1437f(o)(2)), is amended by
20 adding at the end the following new subparagraph:

21 “(D) UTILITY ALLOWANCE.—

22 “(i) GENERAL.—In determining the
23 monthly assistance payment for a family
24 under subparagraphs (A) and (B), the
25 amount allowed for tenant-paid utilities

1 shall not exceed the appropriate utility al-
2 lowance for the family unit size as deter-
3 mined by the public housing agency re-
4 gardless of the size of the dwelling unit
5 leased by the family.

6 “(ii) EXCEPTION FOR FAMILIES IN IN-
7 CLUDING PERSONS WITH DISABILITIES.—
8 Notwithstanding subparagraph (A), upon
9 request by a family that includes a person
10 with disabilities, the public housing agency
11 shall approve a utility allowance that is
12 higher than the applicable amount on the
13 utility allowance schedule if a higher utility
14 allowance is needed as a reasonable accom-
15 modation to make the program accessible
16 to and usable by the family member with
17 a disability.”.

18 SEC. 243. Paragraph (1) of section 8(c) of the United
19 States Housing Act of 1937 (42 U.S.C. 1437) is amend-
20 ed—

21 (1) by inserting “(A)” after the paragraph des-
22 ignation;

23 (2) by striking the fourth, seventh, eighth,
24 ninth sentences; and

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

1 “(B) PUBLICATION OF FAIR MARKET
2 RENTALS.—Not less than annually:

3 “(i) The Secretary shall publish a no-
4 tice in the Federal Register that proposed
5 fair market rentals for an area have been
6 published on the site of the Department on
7 the Internet and in any other manner spec-
8 ified by the Secretary. Such notice shall
9 describe proposed material changes in the
10 methodology for estimating fair market
11 rentals and shall provide reasonable time
12 for public comment.

13 “(ii) The Secretary shall publish a no-
14 tice in the Federal Register that final fair
15 market rentals have been published on the
16 site of the Department on the Internet and
17 in any other manner specified by the Sec-
18 retary. Such notice shall include the final
19 decisions regarding proposed substantial
20 methodological changes for estimating fair
21 market rentals and responses to public
22 comments.”

23 This title may be cited as the “Department of Hous-
24 ing and Urban Development Appropriations Act, 2014”.

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

5 For expenses necessary for the Access Board, as au-
6 thorized by section 502 of the Rehabilitation Act of 1973,
7 as amended, \$7,448,000: *Provided*, That, notwithstanding
8 any other provision of law, there may be credited to this
9 appropriation funds received for publications and training
10 expenses.

11 FEDERAL MARITIME COMMISSION
12 SALARIES AND EXPENSES

13 For necessary expenses of the Federal Maritime
14 Commission as authorized by section 201(d) of the Mer-
15 chant Marine Act, 1936, as amended (46 U.S.C. 307), in-
16 cluding services as authorized by 5 U.S.C. 3109; hire of
17 passenger motor vehicles as authorized by 31 U.S.C.
18 1343(b); and uniforms or allowances therefore, as author-
19 ized by 5 U.S.C. 5901–5902, \$24,669,000: *Provided*, That
20 not to exceed \$2,000 shall be available for official recep-
21 tion and representation expenses.

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

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

1 *ther*, That concurrent with the President's budget request
2 for fiscal year 2015, the Inspector General shall submit
3 to the House and Senate Committees on Appropriations
4 a budget request for fiscal year 2015 in similar format
5 and substance to those submitted by executive agencies
6 of the Federal Government.

7 NATIONAL TRANSPORTATION SAFETY BOARD

8 SALARIES AND EXPENSES

9 For necessary expenses of the National Transpor-
10 tation Safety Board, including hire of passenger motor ve-
11 hicles and aircraft; services as authorized by 5 U.S.C.
12 3109, but at rates for individuals not to exceed the per
13 diem rate equivalent to the rate for a GS-15; uniforms,
14 or allowances therefor, as authorized by law (5 U.S.C.
15 5901-5902), \$103,027,000, of which not to exceed \$2,000
16 may be used for official reception and representation ex-
17 penses. The amounts made available to the National
18 Transportation Safety Board in this Act include amounts
19 necessary to make lease payments on an obligation in-
20 curred in fiscal year 2001 for a capital lease.

21 NEIGHBORHOOD REINVESTMENT CORPORATION

22 PAYMENT TO THE NEIGHBORHOOD REINVESTMENT

23 CORPORATION

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

1 as authorized by the Neighborhood Reinvestment Corpora-
2 tion Act (42 U.S.C. 8101–8107), \$138,300,000, of which
3 \$5,000,000 shall be for a multi-family rental housing pro-
4 gram: *Provided*, That in addition, \$77,000,000 shall be
5 made available until expended to the Neighborhood Rein-
6 vestment Corporation for mortgage foreclosure mitigation
7 activities, under the following terms and conditions:

8 (1) The Neighborhood Reinvestment Corpora-
9 tion (“NRC”) shall make grants to counseling inter-
10 mediaries approved by the Department of Housing
11 and Urban Development (HUD) (with match to be
12 determined by the NRC based on affordability and
13 the economic conditions of an area; a match also
14 may be waived by the NRC based on the aforemen-
15 tioned conditions) to provide mortgage foreclosure
16 mitigation assistance primarily to States and areas
17 with high rates of defaults and foreclosures to help
18 eliminate the default and foreclosure of mortgages of
19 owner-occupied single-family homes that are at risk
20 of such foreclosure. Other than areas with high rates
21 of defaults and foreclosures, grants may also be pro-
22 vided to approved counseling intermediaries based on
23 a geographic analysis of the Nation by the NRC
24 which determines where there is a prevalence of
25 mortgages that are risky and likely to fail, including

1 any trends for mortgages that are likely to default
2 and face foreclosure. A State Housing Finance
3 Agency may also be eligible where the State Housing
4 Finance Agency meets all the requirements under
5 this paragraph. A HUD-approved counseling inter-
6 mediary shall meet certain mortgage foreclosure
7 mitigation assistance counseling requirements, as de-
8 termined by the NRC, and shall be approved by
9 HUD or the NRC as meeting these requirements.

10 (2) Mortgage foreclosure mitigation assistance
11 shall only be made available to homeowners of
12 owner-occupied homes with mortgages in default or
13 in danger of default. These mortgages shall likely be
14 subject to a foreclosure action and homeowners will
15 be provided such assistance that shall consist of ac-
16 tivities that are likely to prevent foreclosures and re-
17 sult in the long-term affordability of the mortgage
18 retained pursuant to such activity or another posi-
19 tive outcome for the homeowner. No funds made
20 available under this paragraph may be provided di-
21 rectly to lenders or homeowners to discharge out-
22 standing mortgage balances or for any other direct
23 debt reduction payments.

24 (3) The use of Mortgage Foreclosure Mitigation
25 Assistance by approved counseling intermediaries

1 and State Housing Finance Agencies shall involve a
2 reasonable analysis of the borrower's financial situa-
3 tion, an evaluation of the current value of the prop-
4 erty that is subject to the mortgage, counseling re-
5 garding the assumption of the mortgage by another
6 non-Federal party, counseling regarding the possible
7 purchase of the mortgage by a non-Federal third
8 party, counseling and advice of all likely restruc-
9 turing and refinancing strategies or the approval of
10 a work-out strategy by all interested parties.

11 (4) NRC may provide up to 15 percent of the
12 total funds under this paragraph to its own charter
13 members with expertise in foreclosure prevention
14 counseling, subject to a certification by the NRC
15 that the procedures for selection do not consist of
16 any procedures or activities that could be construed
17 as an unacceptable conflict of interest or have the
18 appearance of impropriety.

19 (5) HUD-approved counseling entities and
20 State Housing Finance Agencies receiving funds
21 under this paragraph shall have demonstrated expe-
22 rience in successfully working with financial institu-
23 tions as well as borrowers facing default, delin-
24 quency and foreclosure as well as documented coun-
25 seling capacity, outreach capacity, past successful

1 performance and positive outcomes with documented
2 counseling plans (including post mortgage fore-
3 closure mitigation counseling), loan workout agree-
4 ments and loan modification agreements. NRC may
5 use other criteria to demonstrate capacity in under-
6 served areas.

7 (6) Of the total amount made available under
8 this paragraph, up to \$3,000,000 may be made
9 available to build the mortgage foreclosure and de-
10 fault mitigation counseling capacity of counseling
11 intermediaries through NRC training courses with
12 HUD-approved counseling intermediaries and their
13 partners, except that private financial institutions
14 that participate in NRC training shall pay market
15 rates for such training.

16 (7) Of the total amount made available under
17 this paragraph, up to 5 percent may be used for as-
18 sociated administrative expenses for the NRC to
19 carry out activities provided under this section.

20 (8) Mortgage foreclosure mitigation assistance
21 grants may include a budget for outreach and adver-
22 tising, and training, as determined by the NRC.

23 (9) The NRC shall continue to report bi-annu-
24 ally to the House and Senate Committees on Appro-
25 priations as well as the Senate Banking Committee

1 and House Financial Services Committee on its ef-
2 forts to mitigate mortgage default.

3 UNITED STATES INTERAGENCY COUNCIL ON
4 HOMELESSNESS
5 OPERATING EXPENSES

6 For necessary expenses (including payment of sala-
7 ries, authorized travel, hire of passenger motor vehicles,
8 the rental of conference rooms, and the employment of ex-
9 perts and consultants under section 3109 of title 5, United
10 States Code) of the United States Interagency Council on
11 Homelessness in carrying out the functions pursuant to
12 title II of the McKinney-Vento Homeless Assistance Act,
13 as amended, \$3,595,000. Title II of the McKinney-Vento
14 Homeless Assistance Act (42 U.S.C. 11319) is amended
15 by striking “October 1, 2015” in section 209 and inserting
16 “October 1, 2020”, and in section 204(a) by striking
17 “level V” and inserting “level IV”.

18 TITLE IV
19 GENERAL PROVISIONS—THIS ACT

20 SEC. 401. Such sums as may be necessary for fiscal
21 year 2014 pay raises for programs funded in this Act shall
22 be absorbed within the levels appropriated in this Act or
23 previous appropriations Acts.

24 SEC. 402. None of the funds in this Act shall be used
25 for the planning or execution of any program to pay the

1 expenses of, or otherwise compensate, non-Federal parties
2 intervening in regulatory or adjudicatory proceedings
3 funded in this Act.

4 SEC. 403. None of the funds appropriated in this Act
5 shall remain available for obligation beyond the current
6 fiscal year, nor may any be transferred to other appropria-
7 tions, unless expressly so provided herein.

8 SEC. 404. The expenditure of any appropriation
9 under this Act for any consulting service through procure-
10 ment contract pursuant to section 3109 of title 5, United
11 States Code, shall be limited to those contracts where such
12 expenditures are a matter of public record and available
13 for public inspection, except where otherwise provided
14 under existing law, or under existing Executive order
15 issued pursuant to existing law.

16 SEC. 405. Except as otherwise provided in this Act,
17 none of the funds provided in this Act, provided by pre-
18 vious appropriations Acts to the agencies or entities fund-
19 ed in this Act that remain available for obligation or ex-
20 penditure in fiscal year 2014, or provided from any ac-
21 counts in the Treasury derived by the collection of fees
22 and available to the agencies funded by this Act, shall be
23 available for obligation or expenditure through a re-
24 programming of funds that:

25 (1) creates a new program;

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

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

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

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

11 (6) reduces existing programs, projects, or ac-
12 tivities by \$5,000,000 or 10 percent, whichever is
13 less; or

14 (7) creates, reorganizes, or restructures a
15 branch, division, office, bureau, board, commission,
16 agency, administration, or department different from
17 the budget justifications submitted to the Commit-
18 tees on Appropriations or the table accompanying
19 the explanatory statement accompanying this Act,
20 whichever is more detailed, unless prior approval is
21 received from the House and Senate Committees on
22 Appropriations: *Provided*, That not later than 60
23 days after the date of enactment of this Act, each
24 agency funded by this Act shall submit a report to
25 the Committees on Appropriations of the Senate and

1 of the House of Representatives to establish the
2 baseline for application of reprogramming and trans-
3 fer authorities for the current fiscal year: *Provided*
4 *further*, That the report shall include:

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

11 (B) a delineation in the table for each ap-
12 propriation and its respective prior year enacted
13 level by object class and program, project, and
14 activity as detailed in the budget appendix for
15 the respective appropriation; and

16 (C) an identification of items of special
17 congressional interest: *Provided further*, That
18 the amount appropriated or limited for salaries
19 and expenses for an agency shall be reduced by
20 \$100,000 per day for each day after the re-
21 quired date that the report has not been sub-
22 mitted to the Congress.

23 SEC. 406. Except as otherwise specifically provided
24 by law, not to exceed 50 percent of unobligated balances
25 remaining available at the end of fiscal year 2014 from

1 appropriations made available for salaries and expenses
2 for fiscal year 2014 in this Act, shall remain available
3 through September 30, 2015, for each such account for
4 the purposes authorized: *Provided*, That a request shall
5 be submitted to the House and Senate Committees on Ap-
6 propriations for approval prior to the expenditure of such
7 funds: *Provided further*, That these requests shall be made
8 in compliance with reprogramming guidelines under sec-
9 tion 405 of this Act.

10 SEC. 407. All Federal agencies and departments that
11 are funded under this Act shall issue a report to the House
12 and Senate Committees on Appropriations on all sole-
13 source contracts by no later than July 30, 2014. Such re-
14 port shall include the contractor, the amount of the con-
15 tract and the rationale for using a sole-source contract.

16 SEC. 408. (a) None of the funds made available in
17 this Act may be obligated or expended for any employee
18 training that—

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

22 (2) contains elements likely to induce high lev-
23 els of emotional response or psychological stress in
24 some participants;

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

4 (4) contains any methods or content associated
5 with religious or quasi-religious belief systems or
6 “new age” belief systems as defined in Equal Em-
7 ployment Opportunity Commission Notice N-
8 915.022, dated September 2, 1988; or

9 (5) is offensive to, or designed to change, par-
10 ticipants’ personal values or lifestyle outside the
11 workplace.

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

15 SEC. 409. No funds in this Act may be used to sup-
16 port any Federal, State, or local projects that seek to use
17 the power of eminent domain, unless eminent domain is
18 employed only for a public use: *Provided*, That for pur-
19 poses of this section, public use shall not be construed to
20 include economic development that primarily benefits pri-
21 vate entities: *Provided further*, That any use of funds for
22 mass transit, railroad, airport, seaport or highway projects
23 as well as utility projects which benefit or serve the gen-
24 eral public (including energy-related, communication-re-
25 lated, water-related and wastewater-related infrastruc-

1 ture), other structures designated for use by the general
2 public or which have other common-carrier or public-util-
3 ity functions that serve the general public and are subject
4 to regulation and oversight by the government, and
5 projects for the removal of an immediate threat to public
6 health and safety or brownsfield as defined in the Small
7 Business Liability Relief and Brownsfield Revitalization
8 Act (Public Law 107–118) shall be considered a public
9 use for purposes of eminent domain.

10 SEC. 410. None of the funds made available in this
11 Act may be transferred to any department, agency, or in-
12 strumentality of the United States Government, except
13 pursuant to a transfer made by, or transfer authority pro-
14 vided in, this Act or any other appropriations Act.

15 SEC. 411. No part of any appropriation contained in
16 this Act shall be available to pay the salary for any person
17 filling a position, other than a temporary position, for-
18 merly held by an employee who has left to enter the Armed
19 Forces of the United States and has satisfactorily com-
20 pleted his period of active military or naval service, and
21 has within 90 days after his release from such service or
22 from hospitalization continuing after discharge for a pe-
23 riod of not more than 1 year, made application for restora-
24 tion to his former position and has been certified by the
25 Office of Personnel Management as still qualified to per-

1 form the duties of his former position and has not been
2 restored thereto.

3 SEC. 412. No funds appropriated pursuant to this
4 Act may be expended by an entity unless the entity agrees
5 that in expending the assistance the entity will comply
6 with chapter 83 of title 41, United States Code.

7 SEC. 413. No funds appropriated or otherwise made
8 available under this Act shall be made available to any
9 person or entity that has been convicted of violating chap-
10 ter 83 of title 41, United States Code.

11 SEC. 414. None of the funds made available in this
12 Act may be used for first-class airline accommodations in
13 contravention of sections 301–10.122 and 301–10.123 of
14 title 41, Code of Federal Regulations.

15 SEC. 415. None of the funds made available under
16 this Act or any prior Act may be provided to the Associa-
17 tion of Community Organizations for Reform Now
18 (ACORN), or any of its affiliates, subsidiaries, or allied
19 organizations.

20 SEC. 416. None of the funds made available by this
21 Act may be used to enter into a contract, memorandum
22 of understanding, or cooperative agreement with, make a
23 grant to, or provide a loan or loan guarantee to any cor-
24 poration that was convicted of a felony criminal violation
25 under any Federal law within the preceding 24 months,

1 where the awarding agency is aware of the conviction, un-
2 less the agency has considered suspension or debarment
3 of the corporation and has made a determination that this
4 further action is not necessary to protect the interests of
5 the Government.

6 SEC. 417. None of the funds made available by this
7 Act may be used to enter into a contract, memorandum
8 of understanding, or cooperative agreement with, make a
9 grant to, or provide a loan or loan guarantee to, any cor-
10 poration with any unpaid Federal tax liability that has
11 been assessed, for which all judicial and administrative
12 remedies have been exhausted or have lapsed, and that
13 is not being paid in a timely manner pursuant to an agree-
14 ment with the authority responsible for collecting the tax
15 liability, where the awarding agency is aware of the unpaid
16 tax liability, unless the agency has considered suspension
17 or debarment of the corporation and has made a deter-
18 mination that this further action is not necessary to pro-
19 tect the interests of the Government.

20 SEC. 418. None of the funds made available in this
21 Act may be used to purchase a light bulb for an office
22 building unless the light bulb has, to the extent prac-
23 ticable, an Energy Star or Federal Energy Management
24 Program designation.

1 SEC. 419. All agencies and departments funded by
2 the Act shall send to Congress at the end of the fiscal
3 year a report containing a complete inventory of the total
4 number of vehicles owned, leased, permanently retired,
5 and purchased during fiscal year 2014, as well as the total
6 cost of the vehicle fleet, including maintenance, fuel, stor-
7 age, purchasing, and leasing.

8 SEC. 420. (a) The head of any Executive branch de-
9 partment, agency, board, commission, or office funded by
10 this Act shall submit annual reports to the Inspector Gen-
11 eral or senior ethics official for any entity without an In-
12 spector General, regarding the costs and contracting pro-
13 cedures related to each conference held by any such de-
14 partment, agency, board, commission, or office during fis-
15 cal year 2014 for which the cost to the United States Gov-
16 ernment was more than \$100,000.

17 (b) Each report submitted shall include, for each con-
18 ference described in subsection (a) held during the applica-
19 ble period—

20 (1) a description of its purpose;

21 (2) the number of participants attending;

22 (3) a detailed statement of the costs to the
23 United States Government, including—

24 (A) the cost of any food or beverages;

25 (B) the cost of any audio-visual services;

1 (C) the cost of employee or contractor
2 travel to and from the conference; and

3 (D) a discussion of the methodology used
4 to determine which costs relate to the con-
5 ference; and

6 (4) a description of the contracting procedures
7 used including—

8 (A) whether contracts were awarded on a
9 competitive basis; and

10 (B) a discussion of any cost comparison
11 conducted by the departmental component or
12 office in evaluating potential contractors for the
13 conference.

14 (c) Within 15 days of the date of a conference held
15 by any Executive branch department, agency, board, com-
16 mission, or office funded by this Act during fiscal year
17 2014 for which the cost to the United States Government
18 was more than \$20,000, the head of any such department,
19 agency, board, commission, or office shall notify the In-
20 spector General or senior ethics official for any entity
21 without an Inspector General, of the date, location, and
22 number of employees attending such conference.

23 (d) A grant or contract funded by amounts appro-
24 priated by this Act to an Executive branch agency may
25 not be used for the purpose of defraying the costs of a

1 conference described in subsection (c) that is not directly
2 and programmatically related to the purpose for which the
3 grant or contract was awarded, such as a conference held
4 in connection with planning, training, assessment, review,
5 or other routine purposes related to a project funded by
6 the grant or contract.

7 (e) None of the funds made available in this Act may
8 be used for travel and conference activities that are not
9 in compliance with Office of Management and Budget
10 Memorandum M-12-12 dated May 11, 2012.

11 SEC. 421. None of the funds made available in this
12 Act may be used to send or otherwise pay for the attend-
13 ance of more than 50 employees of a single agency or de-
14 partment of the United States Government, who are sta-
15 tioned in the United States, at any single international
16 conference unless the relevant Secretary reports to the
17 Committees on Appropriations at least 5 days in advance
18 that such attendance is important to the national interest:
19 *Provided*, That for purposes of this section the term
20 “international conference” shall mean a conference occur-
21 ring outside of the United States attended by representa-
22 tives of the United States Government and of foreign gov-
23 ernments, international organizations, or nongovern-
24 mental organizations.

1 This Act may be cited as the “Transportation, Hous-
2 ing and Urban Development, and Related Agencies Appro-
3 priations Act, 2014”.

Calendar No. 99

113TH CONGRESS
1ST Session

S. 1243

[Report No. 113-45]

A BILL

Making appropriations for the Departments of Transportation, and Housing and Urban Development, and related agencies for the fiscal year ending September 30, 2014, and for other purposes.

JUNE 27, 2013

Read twice and placed on the calendar.