

109TH CONGRESS
2^D SESSION

H. R. 4939

AN ACT

Making emergency supplemental appropriations for the fiscal year ending September 30, 2006, 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,*

1 That the following sums are appropriated, out of any
2 money in the Treasury not otherwise appropriated, for the
3 fiscal year ending September 30, 2006, and for other pur-
4 poses, namely:

5 TITLE I—GLOBAL WAR ON TERROR

6 SUPPLEMENTAL APPROPRIATIONS

7 CHAPTER 1

8 DEPARTMENT OF AGRICULTURE

9 FOREIGN AGRICULTURAL SERVICE

10 PUBLIC LAW 480 TITLE II GRANTS

11 For an additional expenses for “Public Law 480 Title
12 II Grants”, during the current fiscal year, not otherwise
13 recoverable, and unrecovered prior years’ costs, including
14 interest thereon, under the Agricultural Trade Develop-
15 ment and Assistance Act of 1954, for commodities sup-
16 plied in connection with dispositions abroad under title II
17 of said Act, \$350,000,000, to remain available until ex-
18 pended: *Provided*, That the amount provided under this
19 heading is designated as an emergency requirement pursu-
20 ant to section 402 of H. Con. Res. 95 (109th Congress),
21 the concurrent resolution on the budget for fiscal year
22 2006.

1 MILITARY PERSONNEL, AIR FORCE

2 For an additional amount for “Military Personnel,
3 Air Force”, \$1,145,363,000: *Provided*, That the amount
4 provided under this heading is designated as an emergency
5 requirement pursuant to section 402 of H. Con. Res. 95
6 (109th Congress), the concurrent resolution on the budget
7 for fiscal year 2006.

8 RESERVE PERSONNEL, ARMY

9 For an additional amount for “Reserve Personnel,
10 Army”, \$166,070,000: *Provided*, That the amount pro-
11 vided under this heading is designated as an emergency
12 requirement pursuant to section 402 of H. Con. Res. 95
13 (109th Congress), the concurrent resolution on the budget
14 for fiscal year 2006.

15 RESERVE PERSONNEL, NAVY

16 For an additional amount for “Reserve Personnel,
17 Navy”, \$110,412,000: *Provided*, That the amount pro-
18 vided under this heading is designated as an emergency
19 requirement pursuant to section 402 of H. Con. Res. 95
20 (109th Congress), the concurrent resolution on the budget
21 for fiscal year 2006.

22 RESERVE PERSONNEL, MARINE CORPS

23 For an additional amount for “Reserve Personnel,
24 Marine Corps”, \$10,327,000: *Provided*, That the amount
25 provided under this heading is designated as an emergency

1 requirement pursuant to section 402 of H. Con. Res. 95
2 (109th Congress), the concurrent resolution on the budget
3 for fiscal year 2006.

4 RESERVE PERSONNEL, AIR FORCE

5 For an additional amount for “Reserve Personnel,
6 Air Force”, \$1,940,000: *Provided*, That the amount pro-
7 vided under this heading is designated as an emergency
8 requirement pursuant to section 402 of H. Con. Res. 95
9 (109th Congress), the concurrent resolution on the budget
10 for fiscal year 2006.

11 NATIONAL GUARD PERSONNEL, ARMY

12 For an additional amount for “National Guard Per-
13 sonnel, Army”, \$96,000,000: *Provided*, That the amount
14 provided under this heading is designated as an emergency
15 requirement pursuant to section 402 of H. Con. Res. 95
16 (109th Congress), the concurrent resolution on the budget
17 for fiscal year 2006.

18 NATIONAL GUARD PERSONNEL, AIR FORCE

19 For an additional amount for “National Guard Per-
20 sonnel, Air Force”, \$1,200,000: *Provided*, That the
21 amount provided under this heading is designated as an
22 emergency requirement pursuant to section 402 of H.
23 Con. Res. 95 (109th Congress), the concurrent resolution
24 on the budget for fiscal year 2006.

1 OPERATION AND MAINTENANCE

2 OPERATION AND MAINTENANCE, ARMY

3 For an additional amount for “Operation and Main-
4 tenance, Army”, \$18,380,310,000: *Provided*, That the
5 amount provided under this heading is designated as an
6 emergency requirement pursuant to section 402 of H.
7 Con. Res. 95 (109th Congress), the concurrent resolution
8 on the budget for fiscal year 2006.

9 OPERATION AND MAINTENANCE, NAVY

10 (INCLUDING TRANSFER OF FUNDS)

11 For an additional amount for “Operation and Main-
12 tenance, Navy”, \$2,793,600,000: *Provided*, That up to
13 \$75,020,000 shall be available for the Department of
14 Homeland Security, “United States Coast Guard, Oper-
15 ating Expenses”: *Provided further*, That the amount pro-
16 vided under this heading is designated as an emergency
17 requirement pursuant to section 402 of H. Con. Res. 95
18 (109th Congress), the concurrent resolution on the budget
19 for fiscal year 2006.

20 OPERATION AND MAINTENANCE, MARINE CORPS

21 For an additional amount for “Operation and Main-
22 tenance, Marine Corps”, \$1,722,911,000: *Provided*, That
23 the amount provided under this heading is designated as
24 an emergency requirement pursuant to section 402 of H.

1 Con. Res. 95 (109th Congress), the concurrent resolution
2 on the budget for fiscal year 2006.

3 OPERATION AND MAINTENANCE, AIR FORCE

4 For an additional amount for “Operation and Main-
5 tenance, Air Force”, \$5,328,869,000: *Provided*, That the
6 amount provided under this heading is designated as an
7 emergency requirement pursuant to section 402 of H.
8 Con. Res. 95 (109th Congress), the concurrent resolution
9 on the budget for fiscal year 2006.

10 OPERATION AND MAINTENANCE, DEFENSE-WIDE

11 For an additional amount for “Operation and Main-
12 tenance, Defense-Wide”, \$3,259,929,000, of which—

13 (1) not to exceed \$25,000,000 may be used for
14 the Combatant Commander Initiative Fund, to be
15 used in support of Operation Iraqi Freedom and Op-
16 eration Enduring Freedom;

17 (2) not to exceed \$10,000,000 can be used for
18 emergencies and extraordinary expenses, to be ex-
19 pended on the approval or authority of the Secretary
20 of Defense, and payments may be made on his cer-
21 tificate of necessity for confidential military pur-
22 poses;

23 (3) not to exceed \$1,200,000,000 to remain
24 available until expended, may be used for payments
25 to reimburse Pakistan, Jordan, and other key co-

1 operating nations, for logistical, military, and other
2 support provided, or to be provided, to United States
3 military operations, notwithstanding any other provi-
4 sion of law: *Provided*, That such payments may be
5 made in such amounts as the Secretary of Defense,
6 with the concurrence of the Secretary of State, and
7 in consultation with the Director of the Office of
8 Management and Budget, may determine, in his dis-
9 cretion, based on documentation determined by the
10 Secretary of Defense to adequately account for the
11 support provided, and such determination is final
12 and conclusive upon the accounting officers of the
13 United States, and 15 days following notification to
14 the appropriate congressional committees: *Provided*
15 *further*, That the Secretary of Defense shall provide
16 quarterly reports to the congressional defense com-
17 mittees on the use of funds provided in this para-
18 graph; and

19 (4) not to exceed \$44,500,000 for Cooperative
20 Threat Reduction:

21 *Provided further*, That the amount provided under this
22 heading is designated as an emergency requirement pursu-
23 ant to section 402 of H. Con. Res. 95 (109th Congress),
24 the concurrent resolution on the budget for fiscal year
25 2006.

1 OPERATION AND MAINTENANCE, ARMY RESERVE

2 For an additional amount for “Operation and Main-
3 tenance, Army Reserve”, \$100,100,000: *Provided*, That
4 the amount provided under this heading is designated as
5 an emergency requirement pursuant to section 402 of H.
6 Con. Res. 95 (109th Congress), the concurrent resolution
7 on the budget for fiscal year 2006.

8 OPERATION AND MAINTENANCE, NAVY RESERVE

9 For an additional amount for “Operation and Main-
10 tenance, Navy Reserve”, \$236,509,000: *Provided*, That
11 the amount provided under this heading is designated as
12 an emergency requirement pursuant to section 402 of H.
13 Con. Res. 95 (109th Congress), the concurrent resolution
14 on the budget for fiscal year 2006.

15 OPERATION AND MAINTENANCE, MARINE CORPS

16 RESERVE

17 For an additional amount for “Operation and Main-
18 tenance, Marine Corps Reserve”, \$55,675,000: *Provided*,
19 That the amount provided under this heading is des-
20 ignated as an emergency requirement pursuant to section
21 402 of H. Con. Res. 95 (109th Congress), the concurrent
22 resolution on the budget for fiscal year 2006.

23 OPERATION AND MAINTENANCE, AIR FORCE RESERVE

24 For an additional amount for “Operation and Main-
25 tenance, Air Force Reserve”, \$18,563,000: *Provided*, That

1 the amount provided under this heading is designated as
2 an emergency requirement pursuant to section 402 of H.
3 Con. Res. 95 (109th Congress), the concurrent resolution
4 on the budget for fiscal year 2006.

5 OPERATION AND MAINTENANCE, ARMY NATIONAL
6 GUARD

7 For an additional amount for “Operation and Main-
8 tenance, Army National Guard”, \$178,600,000: *Provided*,
9 That the amount provided under this heading is des-
10 ignated as an emergency requirement pursuant to section
11 402 of H. Con. Res. 95 (109th Congress), the concurrent
12 resolution on the budget for fiscal year 2006.

13 OPERATION AND MAINTENANCE, AIR NATIONAL GUARD

14 For an additional amount for “Operation and Main-
15 tenance, Air National Guard”, \$30,400,000: *Provided*,
16 That the amount provided under this heading is des-
17 ignated as an emergency requirement pursuant to section
18 402 of H. Con. Res. 95 (109th Congress), the concurrent
19 resolution on the budget for fiscal year 2006.

20 AFGHANISTAN SECURITY FORCES FUND

21 (INCLUDING TRANSFER OF FUNDS)

22 For the “Afghanistan Security Forces Fund”,
23 \$1,851,833,000, to remain available until September 30,
24 2007: *Provided*, That such funds shall be available to the
25 Secretary of Defense, notwithstanding any other provision

1 of law, for the purpose of allowing the Commander, Office
2 of Security Cooperation—Afghanistan, or the Secretary’s
3 designee, to provide assistance, with the concurrence of
4 the Secretary of State, to the security forces of Afghani-
5 stan, including the provision of equipment, supplies, serv-
6 ices, training, facility and infrastructure repair, renova-
7 tion, and construction, and funding: *Provided further*,
8 That the authority to provide assistance under this head-
9 ing is in addition to any other authority to provide assist-
10 ance to foreign nations: *Provided further*, That the Sec-
11 retary of Defense may transfer such funds to appropria-
12 tions for military personnel; operation and maintenance;
13 Overseas Humanitarian, Disaster, and Civic Aid; procure-
14 ment; research, development, test and evaluation; and de-
15 fense working capital funds to accomplish the purposes
16 provided herein: *Provided further*, That this transfer au-
17 thority is in addition to any other transfer authority avail-
18 able to the Department of Defense: *Provided further*, That
19 upon a determination that all or part of the funds so
20 transferred from this appropriation are not necessary for
21 the purposes provided herein, such amounts may be trans-
22 ferred back to this appropriation: *Provided further*, That
23 contributions of funds for the purposes provided herein
24 from any person, foreign government, or international or-
25 ganization may be credited to this Fund, and used for

1 such purposes: *Provided further*, That the Secretary shall
2 notify the congressional defense committees in writing
3 upon the receipt and upon the transfer of any contribution
4 delineating the sources and amounts of the funds received
5 and the specific use of such contributions: *Provided fur-*
6 *ther*, That the Secretary of Defense shall, not fewer than
7 five days prior to making transfers from this appropria-
8 tion account, notify the congressional defense committees
9 in writing of the details of any such transfer: *Provided*
10 *further*, That the Secretary shall submit a report no later
11 than 30 days after the end of each fiscal quarter to the
12 congressional defense committees summarizing the details
13 of the transfer of funds from this appropriation: *Provided*
14 *further*, That the amount provided under this heading is
15 designated as an emergency requirement pursuant to sec-
16 tion 402 of H. Con. Res. 95 (109th Congress), the concur-
17 rent resolution on the budget for fiscal year 2006.

18 IRAQ SECURITY FORCES FUND

19 (INCLUDING TRANSFER OF FUNDS)

20 For the “Iraq Security Forces Fund”,
21 \$3,007,000,000, to remain available until September 30,
22 2007: *Provided*, That such funds shall be available to the
23 Secretary of Defense, notwithstanding any other provision
24 of law, for the purpose of allowing the Commander, Multi-
25 National Security Transition Command—Iraq, or the Sec-

1 retary's designee, to provide assistance, with the concur-
2 rence of the Secretary of State, to the security forces of
3 Iraq, including the provision of equipment, supplies, serv-
4 ices, training, facility and infrastructure repair, renova-
5 tion, and construction, and funding: *Provided further,*
6 That the authority to provide assistance under this head-
7 ing is in addition to any other authority to provide assist-
8 ance to foreign nations: *Provided further,* That the Sec-
9 retary of Defense may transfer such funds to appropria-
10 tions for military personnel; operation and maintenance;
11 Overseas Humanitarian, Disaster, and Civic Aid; procure-
12 ment; research, development, test and evaluation; and de-
13 fense working capital funds to accomplish the purposes
14 provided herein: *Provided further,* That this transfer au-
15 thority is in addition to any other transfer authority avail-
16 able to the Department of Defense: *Provided further,* That
17 upon a determination that all or part of the funds so
18 transferred from this appropriation are not necessary for
19 the purposes provided herein, such amounts may be trans-
20 ferred back to this appropriation: *Provided further,* That
21 contributions of funds for the purposes provided herein
22 from any person, foreign government, or international or-
23 ganization may be credited to this Fund, and used for
24 such purposes: *Provided further,* That the Secretary shall
25 notify the congressional defense committees in writing

1 upon the receipt and upon the transfer of any contribution
2 delineating the sources and amounts of the funds received
3 and the specific use of such contributions: *Provided fur-*
4 *ther*, That the Secretary of Defense shall, not fewer than
5 five days prior to making transfers from this appropria-
6 tion account, notify the congressional defense committees
7 in writing of the details of any such transfer: *Provided*
8 *further*, That the Secretary shall submit a report no later
9 than 30 days after the end of each fiscal quarter to the
10 congressional defense committees summarizing the details
11 of the transfer of funds from this appropriation: *Provided*
12 *further*, That the amount provided under this heading is
13 designated as an emergency requirement pursuant to sec-
14 tion 402 of H. Con. Res. 95 (109th Congress), the concur-
15 rent resolution on the budget for fiscal year 2006.

16 PROCUREMENT

17 AIRCRAFT PROCUREMENT, ARMY

18 For an additional amount for “Aircraft Procurement,
19 Army”, \$533,200,000, to remain available until Sep-
20 tember 30, 2008: *Provided*, That the amount provided
21 under this heading is designated as an emergency require-
22 ment pursuant to section 402 of H. Con. Res. 95 (109th
23 Congress), the concurrent resolution on the budget for fis-
24 cal year 2006.

1 MISSILE PROCUREMENT, ARMY

2 For an additional amount for “Missile Procurement,
3 Army”, \$203,300,000, to remain available until Sep-
4 tember 30, 2008: *Provided*, That the amount provided
5 under this heading is designated as an emergency require-
6 ment pursuant to section 402 of H. Con. Res. 95 (109th
7 Congress), the concurrent resolution on the budget for fis-
8 cal year 2006.

9 PROCUREMENT OF WEAPONS AND TRACKED COMBAT
10 VEHICLES, ARMY

11 For an additional amount for “Procurement of Weap-
12 ons and Tracked Combat Vehicles, Army”,
13 \$1,983,351,000, to remain available until September 30,
14 2008: *Provided*, That the amount provided under this
15 heading is designated as an emergency requirement pursu-
16 ant to section 402 of H. Con. Res. 95 (109th Congress),
17 the concurrent resolution on the budget for fiscal year
18 2006.

19 PROCUREMENT OF AMMUNITION, ARMY

20 For an additional amount for “Procurement of Am-
21 munity, Army”, \$829,679,000, to remain available until
22 September 30, 2008: *Provided*, That the amount provided
23 under this heading is designated as an emergency require-
24 ment pursuant to section 402 of H. Con. Res. 95 (109th

1 Congress), the concurrent resolution on the budget for fis-
2 cal year 2006.

3 OTHER PROCUREMENT, ARMY

4 For an additional amount for “Other Procurement,
5 Army”, \$7,528,657,000, to remain available until Sep-
6 tember 30, 2008: *Provided*, That the amount provided
7 under this heading is designated as an emergency require-
8 ment pursuant to section 402 of H. Con. Res. 95 (109th
9 Congress), the concurrent resolution on the budget for fis-
10 cal year 2006.

11 AIRCRAFT PROCUREMENT, NAVY

12 For an additional amount for “Aircraft Procurement,
13 Navy”, \$293,980,000, to remain available until September
14 30, 2008: *Provided*, That the amount provided under this
15 heading is designated as an emergency requirement pursu-
16 ant to section 402 of H. Con. Res. 95 (109th Congress),
17 the concurrent resolution on the budget for fiscal year
18 2006.

19 WEAPONS PROCUREMENT, NAVY

20 For an additional amount for “Weapons Procure-
21 ment, Navy”, \$90,800,000, to remain available until Sep-
22 tember 30, 2008: *Provided*, That the amount provided
23 under this heading is designated as an emergency require-
24 ment pursuant to section 402 of H. Con. Res. 95 (109th

1 Congress), the concurrent resolution on the budget for fis-
2 cal year 2006.

3 PROCUREMENT OF AMMUNITION, NAVY AND MARINE
4 CORPS

5 For an additional amount for “Procurement of Am-
6 munition, Navy and Marine Corps”, \$330,996,000, to re-
7 main available until September 30, 2008: *Provided*, That
8 the amount provided under this heading is designated as
9 an emergency requirement pursuant to section 402 of H.
10 Con. Res. 95 (109th Congress), the concurrent resolution
11 on the budget for fiscal year 2006.

12 OTHER PROCUREMENT, NAVY

13 For an additional amount for “Other Procurement,
14 Navy”, \$111,719,000, to remain available until September
15 30, 2008: *Provided*, That the amount provided under this
16 heading is designated as an emergency requirement pursu-
17 ant to section 402 of H. Con. Res. 95 (109th Congress),
18 the concurrent resolution on the budget for fiscal year
19 2006.

20 PROCUREMENT, MARINE CORPS

21 For an additional amount for “Procurement, Marine
22 Corps”, \$3,260,582,000, to remain available until Sep-
23 tember 30, 2008: *Provided*, That the amount provided
24 under this heading is designated as an emergency require-
25 ment pursuant to section 402 of H. Con. Res. 95 (109th

1 Congress), the concurrent resolution on the budget for fis-
2 cal year 2006.

3 AIRCRAFT PROCUREMENT, AIR FORCE

4 For an additional amount for “Aircraft Procurement,
5 Air Force”, \$663,595,000, to remain available until Sep-
6 tember 30, 2008: *Provided*, That the amount provided
7 under this heading is designated as an emergency require-
8 ment pursuant to section 402 of H. Con. Res. 95 (109th
9 Congress), the concurrent resolution on the budget for fis-
10 cal year 2006.

11 PROCUREMENT OF AMMUNITION, AIR FORCE

12 For an additional amount for “Procurement of Am-
13 muniton, Air Force”, \$29,047,000, to remain available
14 until September 30, 2008: *Provided*, That the amount pro-
15 vided under this heading is designated as an emergency
16 requirement pursuant to section 402 of H. Con. Res. 95
17 (109th Congress), the concurrent resolution on the budget
18 for fiscal year 2006.

19 OTHER PROCUREMENT, AIR FORCE

20 For an additional amount for “Other Procurement,
21 Air Force”, \$1,489,192,000, to remain available until
22 September 30, 2008: *Provided*, That the amount provided
23 under this heading is designated as an emergency require-
24 ment pursuant to section 402 of H. Con. Res. 95 (109th

1 main available until September 30, 2007: *Provided*, That
2 the amount provided under this heading is designated as
3 an emergency requirement pursuant to section 402 of H.
4 Con. Res. 95 (109th Congress), the concurrent resolution
5 on the budget for fiscal year 2006.

6 RESEARCH, DEVELOPMENT, TEST AND EVALUATION,
7 AIR FORCE

8 For an additional amount for “Research, Develop-
9 ment, Test and Evaluation, Air Force”, \$305,110,000, to
10 remain available until September 30, 2007: *Provided*,
11 That the amount provided under this heading is des-
12 ignated as an emergency requirement pursuant to section
13 402 of H. Con. Res. 95 (109th Congress), the concurrent
14 resolution on the budget for fiscal year 2006.

15 RESEARCH, DEVELOPMENT, TEST AND EVALUATION,
16 DEFENSE-WIDE

17 For an additional amount for “Research, Develop-
18 ment, Test and Evaluation, Defense-Wide”,
19 \$145,921,000, to remain available until September 30,
20 2007: *Provided*, That the amount provided under this
21 heading is designated as an emergency requirement pursu-
22 ant to section 402 of H. Con. Res. 95 (109th Congress),
23 the concurrent resolution on the budget for fiscal year
24 2006.

1 REVOLVING AND MANAGEMENT FUNDS

2 DEFENSE WORKING CAPITAL FUNDS

3 For an additional amount for “Defense Working
4 Capital Funds”, \$502,700,000: *Provided*, That the
5 amount provided under this heading is designated as an
6 emergency requirement pursuant to section 402 of H.
7 Con. Res. 95 (109th Congress), the concurrent resolution
8 on the budget for fiscal year 2006.

9 OTHER DEPARTMENT OF DEFENSE PROGRAMS

10 DEFENSE HEALTH PROGRAM

11 For an additional amount for “Defense Health Pro-
12 gram”, \$1,153,562,000 (reduced by \$20,000,000) (in-
13 creased by \$20,000,000) for operation and maintenance:
14 *Provided*, That the amount provided under this heading
15 is designated as an emergency requirement pursuant to
16 section 402 of H. Con. Res. 95 (109th Congress), the con-
17 current resolution on the budget for fiscal year 2006.

18 DRUG INTERDICTION AND COUNTER-DRUG ACTIVITIES,

19 DEFENSE

20 (INCLUDING TRANSFER OF FUNDS)

21 For an additional amount for “Drug Interdiction and
22 Counter-Drug Activities, Defense”, \$156,800,000, to re-
23 main available until expended: *Provided*, That these funds
24 may be used only for such activities related to Afghanistan
25 and the Central Asia area: *Provided further*, That the Sec-

1 retary of Defense may transfer such funds only to appro-
2 priations for military personnel; operation and mainte-
3 nance; procurement; and research, development, test and
4 evaluation: *Provided further*, That the funds transferred
5 shall be merged with and be available for the same pur-
6 poses and for the same time period as the appropriation
7 to which transferred: *Provided further*, That the transfer
8 authority provided in this paragraph is in addition to any
9 other transfer authority available to the Department of
10 Defense: *Provided further*, That upon a determination that
11 all or part of the funds transferred from this appropriation
12 are not necessary for the purposes provided herein, such
13 amounts may be transferred back to this appropriation:
14 *Provided further*, That the amount provided under this
15 heading is designated as an emergency requirement pursu-
16 ant to section 402 of H. Con. Res. 95 (109th Congress),
17 the concurrent resolution on the budget for fiscal year
18 2006.

19 OFFICE OF THE INSPECTOR GENERAL

20 For an additional amount for “Office of the Inspector
21 General”, \$6,120,000, to remain available until September
22 30, 2007: *Provided*, That the amount provided under this
23 heading is designated as an emergency requirement pursu-
24 ant to section 402 of H. Con. Res. 95 (109th Congress),

1 the concurrent resolution on the budget for fiscal year
2 2006.

3 RELATED AGENCIES

4 INTELLIGENCE COMMUNITY MANAGEMENT ACCOUNT

5 For an additional amount for the “Intelligence Com-
6 munity Management Account”, \$158,875,000: *Provided*,
7 That the amount provided under this heading is des-
8 ignated as an emergency requirement pursuant to section
9 402 of H. Con. Res. 95 (109th Congress), the concurrent
10 resolution on the budget for fiscal year 2006.

11 GENERAL PROVISIONS—THIS CHAPTER

12 (TRANSFER OF FUNDS)

13 SEC. 1201. Upon his determination that such action
14 is necessary in the national interest, the Secretary of De-
15 fense may transfer between appropriations up to
16 \$2,000,000,000 of the funds made available to the De-
17 partment of Defense in this chapter: *Provided*, That the
18 Secretary shall notify the Congress promptly of each
19 transfer made pursuant to this authority: *Provided further*,
20 That the transfer authority provided in this section is in
21 addition to any other transfer authority available to the
22 Department of Defense: *Provided further*, That the au-
23 thority in this section is subject to the same terms and
24 conditions as the authority provided in section 8005 of the

1 Department of Defense Appropriations Act, 2006, except
2 for the fourth proviso.

3 SEC. 1202. (a) AUTHORITY TO PROVIDE SUP-
4 PORT.—Of the amount appropriated by this Act under the
5 heading “Drug Interdiction and Counter-Drug Activities,
6 Defense”, not to exceed \$40,000,000 may be made avail-
7 able for support for counter-drug activities of the Govern-
8 ments of Afghanistan and Pakistan: *Provided*, That such
9 support shall be in addition to support provided for the
10 counter-drug activities of such Governments under any
11 other provision of the law.

12 (b) TYPES OF SUPPORT.—(1) Except as specified in
13 subsections (b)(2) and (b)(3) of this section, the support
14 that may be provided under the authority in this section
15 shall be limited to the types of support specified in section
16 1033(c)(1) of the National Defense Authorization Act for
17 Fiscal Year 1998 (Public Law 105–85, as amended by
18 Public Law 106–398 and Public Law 108–136), and con-
19 ditions on the provision of support as contained in such
20 section 1033 shall apply for fiscal year 2006.

21 (2) The Secretary of Defense may transfer vehicles,
22 aircraft, and detection, interception, monitoring and test-
23 ing equipment to such Governments for counter-drug ac-
24 tivities.

1 (3) For the Government of Afghanistan, the Sec-
2 retary of Defense may also provide individual and crew-
3 served weapons, and ammunition for counter-drug secu-
4 rity forces.

5 SEC. 1203. Notwithstanding 10 U.S.C. 2208(l), the
6 total amount of advance billings rendered or imposed for
7 all working capital funds of the Department of Defense
8 in fiscal year 2006 shall not exceed \$1,500,000,000: *Pro-*
9 *vided*, That the amounts made available pursuant to this
10 section are designated as an emergency requirement pur-
11 suant to section 402 of H. Con. Res. 95 (109th Congress),
12 the concurrent resolution on the budget for fiscal year
13 2006.

14 SEC. 1204. In addition to amounts authorized in sec-
15 tion 1202(a) of Public Law 109–163, from funds made
16 available in this chapter to the Department of Defense,
17 not to exceed \$423,000,000 may be used to fund the Com-
18 mander’s Emergency Response Program and for a similar
19 program to assist the people of Afghanistan, to remain
20 available until December 31, 2007.

21 SEC. 1205. Supervision and administration costs as-
22 sociated with a construction project funded with “Afghani-
23 stan Security Forces Fund” or “Iraq Security Forces
24 Fund” appropriations may be obligated at the time a con-
25 struction contract is awarded: *Provided*, That for the pur-

1 pose of this section, supervision and administration costs
 2 include all in-house Government costs.

3 SEC. 1206. None of the funds provided in this chap-
 4 ter may be used to finance programs or activities denied
 5 by Congress in fiscal year 2005 and 2006 appropriations
 6 to the Department of Defense or to initiate a procurement
 7 or research, development, test and evaluation new start
 8 program without prior written notification to the congres-
 9 sional defense committees.

10 CHAPTER 3

11 BILATERAL ECONOMIC ASSISTANCE

12 FUNDS APPROPRIATED TO THE PRESIDENT

13 UNITED STATES AGENCY FOR INTERNATIONAL

14 DEVELOPMENT

15 CHILD SURVIVAL AND HEALTH PROGRAMS FUND

16 For an additional amount for “Child Survival and
 17 Health Programs Fund”, \$5,300,000, to remain available
 18 until September 30, 2007: *Provided*, That the amount pro-
 19 vided under this heading is designated as an emergency
 20 requirement pursuant to section 402 of H. Con. Res. 95
 21 (109th Congress), the concurrent resolution on the budget
 22 for fiscal year 2006.

23 DEVELOPMENT ASSISTANCE

24 For an additional amount for “Development Assist-
 25 ance”, \$10,500,000, to remain available until September
 26 30, 2007: *Provided*, That the amount provided under this

1 heading is designated as an emergency requirement pursu-
2 ant to section 402 of H. Con. Res. 95 (109th Congress),
3 the concurrent resolution on the budget for fiscal year
4 2006.

5 INTERNATIONAL DISASTER FAMINE ASSISTANCE

6 For an additional amount for “International Disaster
7 and Famine Assistance”, \$136,290,000, to remain until
8 expended: *Provided*, That the amount provided under this
9 heading is designated as an emergency requirement pursu-
10 ant to section 402 of H. Con. Res. 95 (109th Congress),
11 the concurrent resolution on the budget for fiscal year
12 2006.

13 OPERATING EXPENSES OF THE UNITED STATES AGENCY
14 FOR INTERNATIONAL DEVELOPMENT

15 For an additional amount for “Operating Expenses
16 of the United States Agency for International Develop-
17 ment”, \$61,600,000, to remain available until September
18 30, 2007: *Provided*, That the amount provided under this
19 heading is designated as an emergency requirement pursu-
20 ant to section 402 of H. Con. Res. 95 (109th Congress),
21 the concurrent resolution on the budget for fiscal year
22 2006.

23 OTHER BILATERAL ECONOMIC ASSISTANCE

24 ECONOMIC SUPPORT FUND

25 For an additional amount for “Economic Support
26 Fund”, \$1,584,500,000 (reduced by \$10,000,000) (in-

1 creased by \$10,000,000), to remain available until Sep-
2 tember 30, 2007: *Provided*, That the amount provided
3 under this heading is designated as an emergency require-
4 ment pursuant to section 402 of H. Con. Res. 95 (109th
5 Congress), the concurrent resolution on the budget for fis-
6 cal year 2006.

7 DEPARTMENT OF STATE

8 DEMOCRACY FUND

9 For an additional amount for “Democracy Fund”,
10 \$10,000,000 for the advancement of democracy in Iran,
11 to remain available until September 30, 2007: *Provided*,
12 That the amount provided under this heading is des-
13 ignated as an emergency requirement pursuant to section
14 402 of H. Con. Res. 95 (109th Congress), the concurrent
15 resolution on the budget for fiscal year 2006.

16 INTERNATIONAL NARCOTICS CONTROL AND LAW

17 ENFORCEMENT

18 For an additional amount for “International Nar-
19 cotics Control and Law Enforcement”, \$107,700,000 (re-
20 duced by \$26,300,000) (increased by \$26,300,000), to re-
21 main available until September 30, 2007: *Provided*, That
22 the amount provided under this heading is designated as
23 an emergency requirement pursuant to section 402 of H.
24 Con. Res. 95 (109th Congress), the concurrent resolution
25 on the budget for fiscal year 2006.

1 MIGRATION AND REFUGEE ASSISTANCE

2 For an additional amount for “Migration and Ref-
3 ugee Assistance”, \$51,200,000, to remain available until
4 September 30, 2007: *Provided*, That the amount provided
5 under this heading is designated as an emergency require-
6 ment pursuant to section 402 of H. Con. Res. 95 (109th
7 Congress), the concurrent resolution on the budget for fis-
8 cal year 2006.

9 DEPARTMENT OF THE TREASURY

10 INTERNATIONAL AFFAIRS TECHNICAL ASSISTANCE

11 For an additional amount for “International Affairs
12 Technical Assistance”, \$13,000,000, to remain available
13 until September 30, 2007: *Provided*, That the amount pro-
14 vided under this heading is designated as an emergency
15 requirement pursuant to section 402 of H. Con. Res. 95
16 (109th Congress), the concurrent resolution on the budget
17 for fiscal year 2006.

18 MILITARY ASSISTANCE

19 FUNDS APPROPRIATED TO THE PRESIDENT

20 PEACEKEEPING OPERATIONS

21 For an additional amount for “Peacekeeping Oper-
22 ations”, \$123,000,000 (increased by \$50,000,000), to re-
23 main available until September 30, 2007: *Provided*, That
24 the amount provided under this heading is designated as
25 an emergency requirement pursuant to section 402 of H.

1 Con. Res. 95 (109th Congress), the concurrent resolution
2 on the budget for fiscal year 2006.

3 GENERAL PROVISIONS—THIS CHAPTER

4 (INCLUDING TRANSFER AND RESCISSION OF FUNDS)

5 SEC. 1301. Funds appropriated or made available by
6 transfer in this chapter may be obligated and expended
7 notwithstanding section 313 of the Foreign Relations Au-
8 thorization Act, Fiscal Years 1994 and 1995 (Public Law
9 103–236).

10 SEC. 1302. Of the funds made available under the
11 heading “Iraq Relief and Reconstruction Fund” in chap-
12 ter 2 of title II of Public Law 108–106, \$185,500,000
13 is hereby transferred to and merged with the appropria-
14 tion for “Economic Support Fund” contained in this Act:
15 *Provided*, That the amount transferred by this section is
16 designated as an emergency requirement pursuant to sec-
17 tion 402 of H. Con. Res. 95 (109th Congress), the concur-
18 rent resolution on the budget for fiscal year 2006.

19 (RESCISSION OF FUNDS)

20 SEC. 1303. Of the funds made available for Coalition
21 Solidarity Initiative under the heading “Peacekeeping Op-
22 erations” in chapter 2 of title II of division A of Public
23 Law 109–13, \$17,000,000 is rescinded.

24 SEC. 1304. Notwithstanding any other provision of
25 law, amounts under the heading “Iraq Relief and Recon-
26 struction Fund” in title II of Public Law 108–106 shall

1 remain available for one additional year from the date on
2 which the availability of funds would otherwise have ex-
3 pired, if such funds are initially obligated before the expi-
4 ration of the period of availability provided herein: *Pro-*
5 *vided*, That, notwithstanding section 2207(d) of Public
6 Law 108–106, requirements of section 2207 of Public
7 Law 108–106 shall expire on October 1, 2008.

8
9 CHAPTER 4
10 DEPARTMENT OF HOMELAND SECURITY
11 UNITED STATES COAST GUARD
12 OPERATING EXPENSES

13 For an additional amount for “Operating Expenses”,
14 \$26,692,000: *Provided*, That the amount provided under
15 this heading is designated as an emergency requirement
16 pursuant to section 402 of H. Con. Res. 95 (109th Con-
17 gress), the concurrent resolution on the budget for fiscal
18 year 2006.

18 CHAPTER 5
19 DEPARTMENT OF DEFENSE
20 MILITARY CONSTRUCTION
21 MILITARY CONSTRUCTION, ARMY

22 For an additional amount for “Military Construction,
23 Army”, \$287,100,000, to remain available until Sep-
24 tember 30, 2007: *Provided*, That notwithstanding any
25 other provision of law, such funds may be obligated and

1 expended to carry out planning and design and military
2 construction projects not otherwise authorized by law:
3 *Provided further*, That the amount provided under this
4 heading is designated as an emergency requirement pursu-
5 ant to section 402 of H. Con. Res. 95 (109th Congress),
6 the concurrent resolution on the budget for fiscal year
7 2006: *Provided further*, That none of the funds provided
8 under this heading may be obligated or expended until
9 after that date on which the Secretary of Defense submits
10 an updated master plan for overseas military infrastruc-
11 ture to the Committees on Appropriations of the House
12 of Representatives and Senate: *Provided further*, That,
13 subject to the preceding proviso, \$60,000,000 of the funds
14 provided under this heading may not be obligated or ex-
15 pended until after that date on which the Secretary of De-
16 fense submits a detailed plan for Counter IED/Urban By-
17 pass Roads, Iraq, to the Committees on Appropriations
18 of the House of Representatives and Senate.

19 MILITARY CONSTRUCTION, AIR FORCE

20 For an additional amount for “Military Construction,
21 Air Force”, \$35,600,000, to remain available until Sep-
22 tember 30, 2007: *Provided*, That notwithstanding any
23 other provision of law, such funds may be obligated and
24 expended to carry out planning and design and military
25 construction projects not otherwise authorized by law:

1 *Provided further*, That the amount provided under this
2 heading is designated as an emergency requirement pursu-
3 ant to section 402 of H. Con. Res. 95 (109th Congress),
4 the concurrent resolution on the budget for fiscal year
5 2006: *Provided further*, That none of the funds provided
6 under this heading may be obligated or expended until
7 after that date on which the Secretary of Defense submits
8 an updated master plan for overseas military infrastruc-
9 ture to the Committees on Appropriations of the House
10 of Representatives and Senate.

11 GENERAL PROVISION—THIS CHAPTER

12 SEC. 1501. The matter under the heading “Veterans
13 Health Administration—Medical Services” in chapter 7 of
14 title I of division B of Public Law 109–148 is amended
15 by inserting after “calendar year 2005” the following:
16 “and for unanticipated costs related to the Global War
17 on Terror”: *Provided*, That the provisions of this section
18 are designated as an emergency requirement pursuant to
19 section 402 of H. Con. Res. 95 (109th Congress), the con-
20 current resolution on the budget for fiscal year 2006.

1 ment pursuant to section 402 of H. Con. Res. 95 (109th
2 Congress), the concurrent resolution on the budget for fis-
3 cal year 2006.

4 DRUG ENFORCEMENT ADMINISTRATION

5 SALARIES AND EXPENSES

6 For an additional amount for “Salaries and Ex-
7 penses”, \$5,000,000 (increased by \$9,200,000), to remain
8 available until September 30, 2007: *Provided*, That the
9 amount provided under this heading is designated as an
10 emergency requirement pursuant to section 402 of H.
11 Con. Res. 95 (109th Congress), the concurrent resolution
12 on the budget for fiscal year 2006.

13 BUREAU OF ALCOHOL, TOBACCO, FIREARMS AND

14 EXPLOSIVES

15 SALARIES AND EXPENSES

16 For an additional amount for “Salaries and Ex-
17 penses”, \$4,100,000, to remain available until September
18 30, 2007: *Provided*, That the amount provided under this
19 heading is designated as an emergency requirement pursu-
20 ant to section 402 of H. Con. Res. 95 (109th Congress),
21 the concurrent resolution on the budget for fiscal year
22 2006.

1 DEPARTMENT OF STATE AND RELATED
2 AGENCY

3 DEPARTMENT OF STATE
4 ADMINISTRATION OF FOREIGN AFFAIRS
5 DIPLOMATIC AND CONSULAR PROGRAMS
6 (INCLUDING TRANSFER OF FUNDS)

7 For an additional amount for “Diplomatic and Con-
8 sular Programs”, \$1,380,500,000, to remain available
9 until September 30, 2007: *Provided*, That of the amount
10 made available under this heading, \$1,326,000 shall be
11 available for transfer to the United States Institute of
12 Peace: *Provided further*, That the amount provided under
13 this heading is designated as an emergency requirement
14 pursuant section 402 of H. Con. Res. 95 (109th Con-
15 gress), the concurrent resolution on the budget for fiscal
16 year 2006.

17 OFFICE OF INSPECTOR GENERAL
18 (INCLUDING TRANSFER OF FUNDS)

19 For an additional amount for “Office of Inspector
20 General”, \$25,300,000, to remain available until Sep-
21 tember 2007, of which \$24,000,000 shall be transferred
22 to the Special Inspector General for Iraq Reconstruction
23 for reconstruction oversight: *Provided*, That the amount
24 provided under this heading is designated as an emergency
25 requirement pursuant section 402 of H. Con. Res. 95

1 (109th Congress), the concurrent resolution on the budget
2 for fiscal year 2006.

3 EDUCATIONAL AND CULTURAL EXCHANGE PROGRAMS

4 For an additional amount for “Educational and Cul-
5 tural Exchange Programs”, \$5,000,000, to remain avail-
6 able until expended: *Provided*, That the amount provided
7 under this heading is designated as an emergency require-
8 ment pursuant section 402 of H. Con. Res. 95 (109th
9 Congress), the concurrent resolution on the budget for fis-
10 cal year 2006.

11 INTERNATIONAL ORGANIZATIONS

12 CONTRIBUTIONS TO INTERNATIONAL PEACEKEEPING

13 ACTIVITIES

14 For an additional amount for “Contributions for
15 International Peacekeeping Activities”, \$129,800,000, to
16 remain available until September 30, 2007: *Provided*,
17 That the amount provided under this heading is des-
18 ignated as an emergency requirement pursuant section
19 402 of H. Con. Res. 95 (109th Congress), the concurrent
20 resolution on the budget for fiscal year 2006.

21 RELATED AGENCY

22 BROADCASTING BOARD OF GOVERNORS

23 INTERNATIONAL BROADCASTING OPERATIONS

24 For an additional amount for “International Broad-
25 casting Operations”, \$7,600,000, to remain available until
26 expended: *Provided*, That the amount provided under this

1 heading is designated as an emergency requirement pursu-
 2 ant section 402 of H. Con. Res. 95 (109th Congress), the
 3 concurrent resolution on the budget for fiscal year 2006.

4 BROADCASTING CAPITAL IMPROVEMENTS

5 For an additional amount for “Broadcasting Capital
 6 Improvements”, \$28,500,000, to remain available until ex-
 7 pended: *Provided*, That the amount provided under this
 8 heading is designated as an emergency requirement pursu-
 9 ant section 402 of H. Con. Res. 95 (109th Congress), the
 10 concurrent resolution on the budget for fiscal year 2006.

11 GENERAL PROVISION—THIS CHAPTER

12 SEC. 1601. Funds appropriated by this Act for the
 13 Broadcasting Board of Governors and the Department of
 14 State may be obligated and expended notwithstanding sec-
 15 tion 15 of the State Department Basic Authorities Act
 16 of 1956, section 313 of the Foreign Relations Authoriza-
 17 tion Act, Fiscal Years 1994 and 1995 (Public Law 103–
 18 236), and section 504(a)(1) of the National Security Act
 19 of 1947.

20 CHAPTER 7

21 DEPARTMENT OF THE TREASURY

22 DEPARTMENTAL OFFICES

23 SALARIES AND EXPENSES

24 For an additional amount for “Salaries and Ex-
 25 penses”, \$1,800,000, to remain available until September
 26 30, 2007: *Provided*, That the amount provided under this

1 heading is designated as an emergency requirement pursu-
2 ant to section 402 of H. Con. Res. 95 (109th Congress),
3 the concurrent resolution on the budget for fiscal year
4 2006.

5 TITLE II—FURTHER HURRICANE DISASTER

6 RELIEF AND RECOVERY

7 CHAPTER 1

8 DEPARTMENT OF AGRICULTURE

9 EXECUTIVE OPERATIONS

10 WORKING CAPITAL FUND

11 For an additional amount for “Working Capital
12 Fund” for necessary expenses related to the consequences
13 of Hurricane Katrina and other hurricanes of the 2005
14 season, \$25,000,000, to remain available until September
15 30, 2007: *Provided*, That the amount provided under this
16 heading is designated as an emergency requirement pursu-
17 ant to section 402 of H. Con. Res. 95 (109th Congress),
18 the concurrent resolution on the budget for fiscal year
19 2006.

20 AGRICULTURAL RESEARCH SERVICE

21 BUILDINGS AND FACILITIES

22 For an additional amount for “Agricultural Research
23 Service, Buildings and Facilities” for necessary expenses
24 related to the consequences of Hurricane Katrina and
25 other hurricanes of the 2005 season, \$20,000,000, to re-

1 main available until expended: *Provided*, That the amount
2 provided under this heading is designated as an emergency
3 requirement pursuant to section 402 of H. Con. Res. 95
4 (109th Congress), the concurrent resolution on the budget
5 for fiscal year 2006.

6 NATURAL RESOURCES CONSERVATION SERVICE

7 EMERGENCY WATERSHED PROTECTION PROGRAM

8 For an additional amount for “Emergency Watershed
9 Protection Program” \$10,000,000, to remain available
10 until September 30, 2008, for the purchase of easements
11 on floodplain lands in disaster areas affected by Hurricane
12 Katrina and other hurricanes of the 2005 season: *Pro-*
13 *vided*, That the amount provided under this heading is
14 designated as an emergency requirement pursuant to sec-
15 tion 402 of H. Con. Res. 95 (109th Congress), the concur-
16 rent resolution on the budget for fiscal year 2006.

17 CHAPTER 2

18 DEPARTMENT OF DEFENSE

19 DEPARTMENT OF DEFENSE—MILITARY

20 MILITARY PERSONNEL

21 MILITARY PERSONNEL, ARMY

22 For an additional amount for “Military Personnel,
23 Army”, \$2,125,000, for necessary expenses related to the
24 consequences of Hurricane Katrina and other hurricanes
25 of the 2005 season: *Provided*, That the amount provided

1 under this heading is designated as an emergency require-
2 ment pursuant to section 402 of H. Con. Res. 95 (109th
3 Congress), the concurrent resolution on the budget for fis-
4 cal year 2006.

5 MILITARY PERSONNEL, NAVY

6 For an additional amount for “Military Personnel,
7 Navy”, \$22,002,000, for necessary expenses related to the
8 consequences of Hurricane Katrina and other hurricanes
9 of the 2005 season: *Provided*, That the amount provided
10 under this heading is designated as an emergency require-
11 ment pursuant to section 402 of H. Con. Res. 95 (109th
12 Congress), the concurrent resolution on the budget for fis-
13 cal year 2006.

14 MILITARY PERSONNEL, MARINE CORPS

15 For an additional amount for “Military Personnel,
16 Marine Corps”, \$3,992,000, for necessary expenses re-
17 lated to the consequences of Hurricane Katrina and other
18 hurricanes of the 2005 season: *Provided*, That the amount
19 provided under this heading is designated as an emergency
20 requirement pursuant to section 402 of H. Con. Res. 95
21 (109th Congress), the concurrent resolution on the budget
22 for fiscal year 2006.

23 MILITARY PERSONNEL, AIR FORCE

24 For an additional amount for “Military Personnel,
25 Air Force”, \$21,610,000, for necessary expenses related

1 to the consequences of Hurricane Katrina and other hurri-
2 canes of the 2005 season: *Provided*, That the amount pro-
3 vided under this heading is designated as an emergency
4 requirement pursuant to section 402 of H. Con. Res. 95
5 (109th Congress), the concurrent resolution on the budget
6 for fiscal year 2006.

7 RESERVE PERSONNEL, ARMY

8 For an additional amount for “Reserve Personnel,
9 Army”, \$4,071,000, for necessary expenses related to the
10 consequences of Hurricane Katrina and other hurricanes
11 of the 2005 season: *Provided*, That the amount provided
12 under this heading is designated as an emergency require-
13 ment pursuant to section 402 of H. Con. Res. 95 (109th
14 Congress), the concurrent resolution on the budget for fis-
15 cal year 2006.

16 RESERVE PERSONNEL, NAVY

17 For an additional amount for “Reserve Personnel,
18 Navy”, \$10,200,000 for necessary expenses related to the
19 consequences of Hurricane Katrina and other hurricanes
20 of the 2005 season: *Provided*, That the amount provided
21 under this heading is designated as an emergency require-
22 ment pursuant to section 402 of H. Con. Res. 95 (109th
23 Congress), the concurrent resolution on the budget for fis-
24 cal year 2006.

1 RESERVE PERSONNEL, MARINE CORPS

2 For an additional amount for “Reserve Personnel,
3 Marine Corps”, \$2,176,000, for necessary expenses re-
4 lated to the consequences of Hurricane Katrina and other
5 hurricanes of the 2005 season: *Provided*, That the amount
6 provided under this heading is designated as an emergency
7 requirement pursuant to section 402 of H. Con. Res. 95
8 (109th Congress), the concurrent resolution on the budget
9 for fiscal year 2006.

10 RESERVE PERSONNEL, AIR FORCE

11 For an additional amount for “Reserve Personnel,
12 Air Force”, \$94,000, for necessary expenses related to the
13 consequences of Hurricane Katrina and other hurricanes
14 of the 2005 season: *Provided*, That the amount provided
15 under this heading is designated as an emergency require-
16 ment pursuant to section 402 of H. Con. Res. 95 (109th
17 Congress), the concurrent resolution on the budget for fis-
18 cal year 2006.

19 NATIONAL GUARD PERSONNEL, ARMY

20 For an additional amount for “National Guard Per-
21 sonnel, Army”, \$1,304,000, for necessary expenses related
22 to the consequences of Hurricane Katrina and other hurri-
23 canes of the 2005 season: *Provided*, That the amount pro-
24 vided under this heading is designated as an emergency
25 requirement pursuant to section 402 of H. Con. Res. 95

1 (109th Congress), the concurrent resolution on the budget
2 for fiscal year 2006.

3 NATIONAL GUARD PERSONNEL, AIR FORCE

4 For an additional amount for “National Guard Per-
5 sonnel, Air Force”, \$1,408,000, for necessary expenses re-
6 lated to the consequences of Hurricane Katrina and other
7 hurricanes of the 2005 season: *Provided*, That the amount
8 provided under this heading is designated as an emergency
9 requirement pursuant to section 402 of H. Con. Res. 95
10 (109th Congress), the concurrent resolution on the budget
11 for fiscal year 2006.

12 OPERATION AND MAINTENANCE

13 OPERATION AND MAINTENANCE, NAVY

14 For an additional amount for “Operation and Main-
15 tenance, Navy”, \$29,913,000, to remain available until
16 September 30, 2007, for necessary expenses related to the
17 consequences of Hurricane Katrina and other hurricanes
18 of the 2005 season: *Provided*, That the amount provided
19 under this heading is designated as an emergency require-
20 ment pursuant to section 402 of H. Con. Res. 95 (109th
21 Congress), the concurrent resolution on the budget for fis-
22 cal year 2006.

23 OPERATION AND MAINTENANCE, AIR FORCE

24 For an additional amount for “Operation and Main-
25 tenance, Air Force”, \$37,359,000, to remain available

1 until September 30, 2007, for necessary expenses related
2 to the consequences of Hurricane Katrina and other hurri-
3 canes of the 2005 season: *Provided*, That the amount pro-
4 vided under this heading is designated as an emergency
5 requirement pursuant to section 402 of H. Con. Res. 95
6 (109th Congress), the concurrent resolution on the budget
7 for fiscal year 2006.

8 OPERATION AND MAINTENANCE, NAVY RESERVE

9 For an additional amount for “Operation and Main-
10 tenance, Navy Reserve”, \$12,755,000, to remain available
11 until September 30, 2007, for necessary expenses related
12 to the consequences of Hurricane Katrina and other hurri-
13 canes of the 2005 season: *Provided*, That the amount pro-
14 vided under this heading is designated as an emergency
15 requirement pursuant to section 402 of H. Con. Res. 95
16 (109th Congress), the concurrent resolution on the budget
17 for fiscal year 2006.

18 OPERATION AND MAINTENANCE, AIR FORCE RESERVE

19 For an additional amount for “Operation and Main-
20 tenance, Air Force Reserve”, \$1,277,000, to remain avail-
21 able until September 30, 2007, for necessary expenses re-
22 lated to the consequences of Hurricane Katrina and other
23 hurricanes of the 2005 season: *Provided*, That the amount
24 provided under this heading is designated as an emergency
25 requirement pursuant to section 402 of H. Con. Res. 95

1 OTHER PROCUREMENT, ARMY

2 For an additional amount for “Other Procurement,
3 Army”, \$9,136,000, to remain available until September
4 30, 2008, for necessary expenses related to the con-
5 sequences of Hurricane Katrina and other hurricanes of
6 the 2005 season: *Provided*, That the amount provided
7 under this heading is designated as an emergency require-
8 ment pursuant to section 402 of H. Con. Res. 95 (109th
9 Congress), the concurrent resolution on the budget for fis-
10 cal year 2006.

11 AIRCRAFT PROCUREMENT, NAVY

12 For an additional amount for “Aircraft Procurement,
13 Navy”, \$579,000, to remain available until September 30,
14 2008, for necessary expenses related to the consequences
15 of Hurricane Katrina and other hurricanes of the 2005
16 season: *Provided*, That the amount provided under this
17 heading is designated as an emergency requirement pursu-
18 ant to section 402 of H. Con. Res. 95 (109th Congress),
19 the concurrent resolution on the budget for fiscal year
20 2006.

21 PROCUREMENT OF AMMUNITION, NAVY AND MARINE

22 CORPS

23 For an additional amount for “Procurement of Am-
24 munition, Navy and Marine Corps”, \$899,000, to remain
25 available until September 30, 2008, for necessary expenses

1 related to the consequences of Hurricane Katrina and
2 other hurricanes of the 2005 season: *Provided*, That the
3 amount provided under this heading is designated as an
4 emergency requirement pursuant to section 402 of H.
5 Con. Res. 95 (109th Congress), the concurrent resolution
6 on the budget for fiscal year 2006.

7 SHIPBUILDING AND CONVERSION, NAVY

8 (INCLUDING TRANSFER OF FUNDS)

9 For an additional amount for “Shipbuilding and Con-
10 version, Navy”, \$775,236,000 to remain available until
11 September 30, 2010, for necessary expenses related to the
12 consequences of Hurricane Katrina and other hurricanes
13 of the 2005 season, which shall be available for transfer
14 within this account to replace destroyed or damaged
15 equipment; prepare and recover naval vessels under con-
16 tract; and provide for cost adjustments for naval vessels
17 for which funds have been previously appropriated: *Pro-*
18 *vided*, That this transfer authority is in addition to any
19 other transfer authority available to the Department of
20 Defense: *Provided further*, That the Secretary of Defense
21 shall, not fewer than 15 days prior to making transfers
22 within this appropriation, notify the congressional defense
23 committees in writing of the details of any such transfer:
24 *Provided further*, That the amount provided under this
25 heading is designated as an emergency requirement pursu-

1 ant to section 402 of H. Con. Res. 95 (109th Congress),
2 the concurrent resolution on the budget for fiscal year
3 2006.

4 OTHER PROCUREMENT, NAVY

5 For an additional amount for “Other Procurement,
6 Navy”, \$85,040,000, to remain available until September
7 30, 2008, for necessary expenses related to the con-
8 sequences of Hurricane Katrina and other hurricanes of
9 the 2005 season: *Provided*, That the amount provided
10 under this heading is designated as an emergency require-
11 ment pursuant to section 402 of H. Con. Res. 95 (109th
12 Congress), the concurrent resolution on the budget for fis-
13 cal year 2006.

14 AIRCRAFT PROCUREMENT, AIR FORCE

15 For an additional amount for “Aircraft Procurement,
16 Air Force”, \$13,000,000, to remain available until Sep-
17 tember 30, 2008, for necessary expenses related to the
18 consequences of Hurricane Katrina and other hurricanes
19 of the 2005 season: *Provided*, That the amount provided
20 under this heading is designated as an emergency require-
21 ment pursuant to section 402 of H. Con. Res. 95 (109th
22 Congress), the concurrent resolution on the budget for fis-
23 cal year 2006.

1 PROCUREMENT, DEFENSE-WIDE

2 For an additional amount for “Procurement, De-
3 fense-Wide”, \$2,797,000 (increased by \$2,000,000), to re-
4 main available until September 30, 2008, for necessary ex-
5 penses related to the consequences of Hurricane Katrina
6 and other hurricanes of the 2005 season: *Provided*, That
7 the amount provided under this heading is designated as
8 an emergency requirement pursuant to section 402 of H.
9 Con. Res. 95 (109th Congress), the concurrent resolution
10 on the budget for fiscal year 2006.

11 RESEARCH, DEVELOPMENT, TEST AND
12 EVALUATION13 RESEARCH, DEVELOPMENT, TEST AND EVALUATION,
14 NAVY

15 For an additional amount for “Research, Develop-
16 ment, Test and Evaluation, Navy”, \$12,000,000, to re-
17 main available until September 30, 2007, for necessary ex-
18 penses related to the consequences of Hurricane Katrina
19 and other hurricanes of the 2005 season: *Provided*, That
20 the amount provided under this heading is designated as
21 an emergency requirement pursuant to section 402 of H.
22 Con. Res. 95 (109th Congress), the concurrent resolution
23 on the budget for fiscal year 2006.

1 RESEARCH, DEVELOPMENT, TEST AND EVALUATION,
2 AIR FORCE

3 For an additional amount for “Research, Develop-
4 ment, Test and Evaluation, Air Force”, \$6,250,000, to re-
5 main available until September 30, 2007, for necessary ex-
6 penses related to the consequences of Hurricane Katrina
7 and other hurricanes of the 2005 season: *Provided*, That
8 the amount provided under this heading is designated as
9 an emergency requirement pursuant to section 402 of H.
10 Con. Res. 95 (109th Congress), the concurrent resolution
11 on the budget for fiscal year 2006.

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

14 For an additional amount for “Research, Develop-
15 ment, Test and Evaluation, Defense-Wide”, \$730,000, to
16 remain available until September 30, 2007, for necessary
17 expenses related to the consequences of Hurricane Katrina
18 and other hurricanes of the 2005 season: *Provided*, That
19 the amount provided under this heading is designated as
20 an emergency requirement pursuant to section 402 of H.
21 Con. Res. 95 (109th Congress), the concurrent resolution
22 on the budget for fiscal year 2006.

1 REVOLVING AND MANAGEMENT FUNDS

2 DEFENSE WORKING CAPITAL FUNDS

3 For an additional amount for “Defense Working
4 Capital Funds”, \$1,222,000, for necessary expenses re-
5 lated to the consequences of Hurricane Katrina and other
6 hurricanes of the 2005 season: *Provided*, That the amount
7 provided under this heading is designated as an emergency
8 requirement pursuant to section 402 of H. Con. Res. 95
9 (109th Congress), the concurrent resolution on the budget
10 for fiscal year 2006.

11 NATIONAL DEFENSE SEALIFT FUND

12 For an additional amount for “National Defense Sea-
13 lift Fund”, \$10,000,000, to remain available until ex-
14 pended, for necessary expenses related to the consequences
15 of Hurricane Katrina and other hurricanes of the 2005
16 season: *Provided*, That the amount provided under this
17 heading is designated as an emergency requirement pursu-
18 ant to section 402 of H. Con. Res. 95 (109th Congress),
19 the concurrent resolution on the budget for fiscal year
20 2006.

21 TRUST FUNDS

22 GENERAL FUND PAYMENT, SURCHARGE COLLECTIONS,
23 SALES OF COMMISSARY STORES, DEFENSE

24 For an additional amount for “General Fund Pay-
25 ment, Surcharge Collections, Sales of Commissary Stores,

1 Defense”, \$10,530,000, to remain available until Sep-
2 tember 30, 2010, for necessary expenses related to the
3 consequences of Hurricane Katrina and other hurricanes
4 of the 2005 season: *Provided*, That the amount provided
5 under this heading is designated as an emergency require-
6 ment pursuant to section 402 of H. Con. Res. 95 (109th
7 Congress), the concurrent resolution on the budget for fis-
8 cal year 2006.

9 OTHER DEPARTMENT OF DEFENSE PROGRAMS

10 DEFENSE HEALTH PROGRAM

11 For an additional amount for “Defense Health Pro-
12 gram”, \$33,881,000, to remain available until September
13 30, 2007, for necessary expenses related to the con-
14 sequences of Hurricane Katrina and other hurricanes of
15 the 2005 season: *Provided*, That the amount provided
16 under this heading is designated as an emergency require-
17 ment pursuant to section 402 of H. Con. Res. 95 (109th
18 Congress), the concurrent resolution on the budget for fis-
19 cal year 2006.

20 GENERAL PROVISION—THIS CHAPTER

21 SEC. 2201. None of the funds provided in this chap-
22 ter may be used to finance programs or activities denied
23 by Congress in fiscal year 2005 and 2006 appropriations
24 to the Department of Defense or to initiate a procurement
25 or research, development, test and evaluation new start

1 program without prior written notification to the congress-
2 sional defense committees.

3 CHAPTER 3

4 DEPARTMENT OF DEFENSE—CIVIL

5 DEPARTMENT OF THE ARMY

6 CORPS OF ENGINEERS—CIVIL

7 CONSTRUCTION

8 For additional amounts for “Construction” to reduce
9 the risk of storm damage to the greater New Orleans met-
10 ropolitan area by restoring the surrounding wetlands,
11 \$100,000,000, to remain available until expended: *Pro-*
12 *vided*, That such sums shall be subject to authorization:
13 *Provided further*, That the Chief of Engineers, acting
14 through the Assistant Secretary of the Army for Civil
15 Works, shall provide, at a minimum, a monthly report to
16 the House and Senate Committees on Appropriations de-
17 tailing the allocation and obligation of these funds, begin-
18 ning not later than July 30, 2006: *Provided further*, That
19 the amount provided under this heading is designated as
20 an emergency requirement pursuant to section 402 of H.
21 Con. Res. 95 (109th Congress), the concurrent resolution
22 on the budget for fiscal year 2006.

23 FLOOD CONTROL AND COASTAL EMERGENCIES

24 For additional amounts for “Flood Control and
25 Coastal Emergencies”, as authorized by section of the
26 Flood Control Act of August 18, 1941, as amended (33

1 U.S.C. 701n), for necessary expenses related to the con-
2 sequences of Hurricane Katrina and other hurricanes of
3 the 2005 season, \$1,360,000,000, to remain available
4 until expended: *Provided*, That such sums shall be subject
5 to authorization: *Provided further*, That the Chief of Engi-
6 neers, acting through the Assistant Secretary of the Army
7 for Civil Works, shall provide, at a minimum, a monthly
8 report to the House and Senate Committees on Appropria-
9 tions detailing the allocation and obligation of these funds,
10 beginning not later than July 30, 2006: *Provided further*,
11 That none of the funds provided herein shall be available
12 until the non-federal interests have entered into binding
13 agreements with the Secretary of the Army to pay 100
14 percent of the operation, maintenance, repair, replacement
15 and rehabilitation costs of the projects: *Provided further*,
16 That the amount provided under this heading is des-
17 ignated as an emergency requirement pursuant to section
18 402 of H. Con. Res. 95 (109th Congress), the concurrent
19 resolution on the budget for fiscal year 2006.

20 CHAPTER 4

21 DEPARTMENT OF HOMELAND SECURITY

22 OFFICE OF INSPECTOR GENERAL

23 (INCLUDING TRANSFERS OF FUNDS)

24 For an additional amount for “Salaries and Ex-
25 penses” for necessary expenses related to the con-

1 sequences of Hurricane Katrina and other hurricanes of
2 the 2005 season, \$13,500,000, to remain available until
3 September 30, 2007: *Provided*, That these amounts shall
4 be transferred to the Offices of Inspector General of the
5 Departments of Agriculture, Defense, Education, Health
6 and Human Services, Housing and Urban Development,
7 Justice, Labor and Transportation, and the Environ-
8 mental Protection Agency, the General Services Adminis-
9 tration, and the Social Security Administration to carry
10 out necessary audits and investigations of funding and
11 programs undertaken by the respective agencies for re-
12 sponse and recovery from the 2005 Gulf Coast hurricanes:
13 *Provided further*, That the amount provided under this
14 heading is designated as an emergency requirement pursu-
15 ant to section 402 of H. Con. Res. 95 (109th Congress),
16 the concurrent resolution on the budget for fiscal year
17 2006.

18 CUSTOMS AND BORDER PROTECTION

19 SALARIES AND EXPENSES

20 For an additional amount for ‘Salaries and Expenses’
21 to provide for the relocation of personnel and equipment
22 related to the New Orleans laboratory facility and for the
23 repair and replacement of critical equipment and property
24 damaged or caused by Hurricane Katrina and other hurri-
25 canes of the 2005 season, \$12,900,000: *Provided*, That

1 the amount provided under this heading is designated as
2 an emergency requirement pursuant to section 402 of H.
3 Con. Res. 95 (109th Congress), the concurrent resolution
4 on the budget for fiscal year 2006.

5
6 CONSTRUCTION

6 For an additional amount for “Construction” to re-
7 build and repair structures damaged by Hurricane
8 Katrina and other hurricanes of the 2005 season,
9 \$4,800,000, to remain available until expended: *Provided*,
10 That the amount provided under this heading is des-
11 ignated as an emergency requirement pursuant to section
12 402 of H. Con. Res. 95 (109th Congress), the concurrent
13 resolution on the budget for fiscal year 2006.

14 UNITED STATES COAST GUARD

15 OPERATING EXPENSES

16 (INCLUDING TRANSFER OF FUNDS)

17 For an additional amount for “Operating Expenses”
18 for necessary expenses related to the consequences of Hur-
19 ricane Katrina and other hurricanes of the 2005 season,
20 \$14,300,000, to remain available until September 30,
21 2007, of which up to \$267,000 may be transferred to “En-
22 vironmental Compliance and Restoration” to be used for
23 environmental cleanup and restoration of Coast Guard fa-
24 cilities; and of which up to \$500,000 may be transferred
25 to “Research, Development, Test, and Evaluation” to be
26 used for salvage and repair of research and development

1 equipment and facilities: *Provided*, That the amount pro-
2 vided under this heading is designated as an emergency
3 requirement pursuant to section 402 of H. Con. Res. 95
4 (109th Congress), the concurrent resolution on the budget
5 for fiscal year 2006.

6 ACQUISITION, CONSTRUCTION, AND IMPROVEMENTS

7 For an additional amount for “Acquisition, Construc-
8 tion, and Improvements” for necessary expenses related
9 to the consequences of Hurricane Katrina and other hurri-
10 canes of the 2005 season, \$80,755,000, to remain avail-
11 able until expended: *Provided*, That the amount provided
12 under this heading is designated as an emergency require-
13 ment pursuant to section 402 of H. Con. Res. 95 (109th
14 Congress), the concurrent resolution on the budget for fis-
15 cal year 2006.

16 FEDERAL EMERGENCY MANAGEMENT AGENCY

17 ADMINISTRATIVE AND REGIONAL OPERATIONS

18 For an additional amount for “Administrative and
19 Regional Operations” for necessary expenses related to the
20 consequences of Hurricane Katrina and other hurricanes
21 of the 2005 season, \$70,000,000, to remain available until
22 expended: *Provided*, That the amount provided under this
23 heading is designated as an emergency requirement pursu-
24 ant to section 402 of H. Con. Res. 95 (109th Congress),
25 the concurrent resolution on the budget for fiscal year
26 2006.

1 PREPAREDNESS, MITIGATION, RESPONSE AND RECOVERY

2 For an additional amount for “Preparedness, Mitiga-
3 tion, Response and Recovery” for necessary expenses re-
4 lated to the consequences of Hurricane Katrina and other
5 hurricanes of the 2005 season, \$10,000,000: *Provided*,
6 That the amount provided under this heading is des-
7 ignated as an emergency requirement pursuant to section
8 402 of H. Con. Res. 95 (109th Congress), the concurrent
9 resolution on the budget for fiscal year 2006.

10 DISASTER RELIEF

11 For an additional amount for “Disaster Relief” for
12 necessary expenses under the Robert T. Stafford Disaster
13 Relief and Emergency Assistance Act (42 U.S.C. 5121 et
14 seq.), \$9,550,000,000 (reduced by \$2,000,000), to remain
15 available until expended: *Provided*, That the amount pro-
16 vided under this heading is designated as an emergency
17 requirement pursuant to section 402 of H. Con. Res. 95
18 (109th Congress), the concurrent resolution on the budget
19 for fiscal year 2006.

20 DISASTER ASSISTANCE DIRECT LOAN PROGRAM ACCOUNT

21 (INCLUDING TRANSFER OF FUNDS)

22 For an additional amount for “Disaster Assistance
23 Direct Loan Program Account” for the cost of direct loans
24 as authorized under section 417 of the Robert T. Stafford
25 Disaster Relief and Emergency Assistance Act (42 U.S.C.
26 5184), \$151,000,000, to be used to assist local govern-

1 ments that were affected by Hurricane Katrina and other
2 hurricanes of the 2005 season in providing essential serv-
3 ices, of which \$1,000,000 is for administrative expenses
4 to carry out the direct loan program: *Provided*, That such
5 funds may be used to subsidize gross obligations for the
6 principal amount of direct loans not to exceed
7 \$200,000,000: *Provided further*, That notwithstanding
8 section 417(b) of such Act, the amount of any such loan
9 issued pursuant to this section may exceed \$5,000,000:
10 *Provided further*, That notwithstanding section 417(c)(1)
11 of such Act, such loans may not be canceled: *Provided fur-*
12 *ther*, That the cost of modifying such loans shall be as
13 defined in section 502 of the Congressional Budget Act
14 of 1974 (2 U.S.C. 661a): *Provided further*, That of the
15 amount provided in this chapter under the heading Dis-
16 aster Relief”, up to \$150,000,000 may be transferred to
17 and merged with the funds provided under this heading,
18 to be used to subsidize gross obligations for the principal
19 amount of direct loans not to exceed \$200,000,000: *Pro-*
20 *vided further*, That the amounts provided or transferred
21 under this heading are designated as an emergency re-
22 quirement pursuant to section 402 of H. Con. Res. 95
23 (109th Congress), the concurrent resolution on the budget
24 for fiscal year 2006.

1 GENERAL PROVISIONS—THIS CHAPTER

2 SEC. 2401. The Federal Emergency Management
3 Agency may provide funds to a State or local government
4 or, as necessary, assume an existing agreement from such
5 unit of government, to pay for utility costs resulting from
6 the provision of temporary housing units to evacuees from
7 Hurricanes Katrina and Rita if the State or local govern-
8 ment has previously arranged to pay for such utilities on
9 behalf of the evacuees for the term of any leases, not to
10 exceed 12 months, contracted by or prior to February 7,
11 2006, notwithstanding section 408 of the Robert T. Staf-
12 ford Disaster Relief and Emergency Assistance Act (42
13 U.S.C. 5174): *Provided*, That the Federal share of the
14 costs eligible to be paid shall be 100 percent.

15 SEC. 2402. (a) Title III of Public Law 109–90 is
16 amended under the heading “National Flood Insurance
17 Fund” by striking “\$30,000,000 for interest on Treasury
18 borrowings” and inserting “such sums as necessary for
19 interest on Treasury borrowings”.

20 (b) The provisions of this section are designated as
21 an emergency requirement pursuant to section 402 of H.
22 Con. Res. 95 (109th Congress), the concurrent resolution
23 on the budget for fiscal year 2006.

1 CONSTRUCTION

2 For an additional amount for “Construction” for nec-
3 essary expenses related to the consequences of Hurricane
4 Katrina and other hurricanes of the 2005 season,
5 \$55,400,000, to remain available until expended: *Pro-*
6 *vided*, That the amount provided under this heading is
7 designated as an emergency requirement pursuant to sec-
8 tion 402 of H. Con. Res. 95 (109th Congress), the concur-
9 rent resolution on the budget for fiscal year 2006.

10 UNITED STATES GEOLOGICAL SURVEY

11 SURVEYS, INVESTIGATIONS, AND RESEARCH

12 For an additional amount for “Surveys, Investiga-
13 tions, and Research” for necessary expenses related to the
14 consequences of Hurricane Katrina and other hurricanes
15 of the 2005 season and for repayment of advances to other
16 appropriation accounts from which funds were transferred
17 for such purposes, \$10,200,000, to remain available until
18 expended: *Provided*, That the amount provided under this
19 heading is designated as an emergency requirement pursu-
20 ant to section 402 of H. Con. Res. 95 (109th Congress),
21 the concurrent resolution on the budget for fiscal year
22 2006.

1 MINERALS MANAGEMENT SERVICE

2 ROYALTY AND OFFSHORE MINERALS MANAGEMENT

3 For an additional amount for “Royalty and Offshore
4 Minerals Management” for necessary expenses related to
5 the consequences of Hurricane Katrina and other hurri-
6 canes of the 2005 season and for repayment of advances
7 to other appropriation accounts from which funds were
8 transferred for such purposes, \$15,000,000, to remain
9 available until September 30, 2007: *Provided*, That the
10 amount provided under this heading is designated as an
11 emergency requirement pursuant to section 402 of H.
12 Con. Res. 95 (109th Congress), the concurrent resolution
13 on the budget for fiscal year 2006.

14 ENVIRONMENTAL PROTECTION AGENCY

15 ENVIRONMENTAL PROGRAMS AND MANAGEMENT

16 For an additional amount for “Environmental Pro-
17 grams and Management” for necessary expenses related
18 to the consequences of Hurricane Katrina and other hurri-
19 canes of the 2005 season, \$6,000,000, to remain available
20 until September 30, 2007: *Provided*, That the amount pro-
21 vided under this heading is designated as an emergency
22 requirement pursuant to section 402 of H. Con. Res. 95
23 (109th Congress), the concurrent resolution on the budget
24 for fiscal year 2006.

1 LEAKING UNDERGROUND STORAGE TANK PROGRAM

2 For an additional amount for the “Leaking Under-
3 ground Storage Tank Program” for necessary expenses
4 related to the consequences of Hurricane Katrina and
5 other hurricanes of the 2005 season, \$7,000,000, to re-
6 main available until September 30, 2007: *Provided*, That
7 the amount provided under this heading is designated as
8 an emergency requirement pursuant to section 402 of H.
9 Con. Res. 95 (109th Congress), the concurrent resolution
10 on the budget for fiscal year 2006.

11 DEPARTMENT OF AGRICULTURE

12 FOREST SERVICE

13 NATIONAL FOREST SYSTEM

14 For an additional amount for the “National Forest
15 System” for necessary expenses related to the con-
16 sequences of Hurricane Katrina and other hurricanes of
17 the 2005 season, \$20,000,000, to remain available until
18 expended: *Provided*, That the amount provided under this
19 heading is designated as an emergency requirement pursu-
20 ant to section 402 of H. Con. Res. 95 (109th Congress),
21 the concurrent resolution on the budget for fiscal year
22 2006.

1 out planning and design and military construction projects
2 not otherwise authorized by law: *Provided further*, That
3 the amount provided under this heading is designated as
4 an emergency requirement pursuant to section 402 of H.
5 Con. Res. 95 (109th Congress), the concurrent resolution
6 on the budget for fiscal year 2006.

7 MILITARY CONSTRUCTION, ARMY NATIONAL GUARD

8 For an additional amount for “Military Construction,
9 Army National Guard”, for necessary expenses related to
10 consequences of Hurricane Katrina and other hurricanes
11 of the 2005 season, \$67,800,000, to remain available until
12 September 30, 2010: *Provided*, That notwithstanding any
13 other provision of law, such funds may be obligated or ex-
14 pended to carry out planning and design and military con-
15 struction projects not otherwise authorized by law: *Pro-*
16 *vided further*, That the amount provided under this head-
17 ing in the chapter 7 of title I of division B of Public Law
18 109–148 (119 Stat. 2770) shall remain available until
19 September 30, 2010: *Provided further*, That the amounts
20 provided under this heading are designated as an emer-
21 gency requirement pursuant to section 402 of H. Con.
22 Res. 95 (109th Congress), the concurrent resolution on
23 the budget for fiscal year 2006.

1 MILITARY CONSTRUCTION, AIR NATIONAL GUARD

2 For an additional amount for “Military Construction,
3 Air National Guard”, for necessary expenses related to
4 consequences of Hurricane Katrina and other hurricanes
5 of the 2005 season, \$5,800,000, to remain available until
6 September 30, 2010: *Provided*, That notwithstanding any
7 other provision of law, such funds may be obligated or ex-
8 pended to carry out planning and design and military con-
9 struction projects not otherwise authorized by law: *Pro-*
10 *vided further*, That the amount provided under this head-
11 ing is designated as an emergency requirement pursuant
12 to section 402 of H. Con. Res. 95 (109th Congress), the
13 concurrent resolution on the budget for fiscal year 2006.

14 MILITARY CONSTRUCTION, NAVY RESERVE

15 (INCLUDING RESCISSION OF FUNDS)

16 For an additional amount for “Military Construction,
17 Navy Reserve”, for necessary expenses related to con-
18 sequences of Hurricane Katrina and other hurricanes of
19 the 2005 season, \$24,270,000, to remain available until
20 September 30, 2010: *Provided*, That notwithstanding any
21 other provision of law, such funds may be obligated or ex-
22 pended to carry out planning and design and military con-
23 struction projects not otherwise authorized by law: *Pro-*
24 *vided further*, That the amount provided under the head-
25 ing “Military Construction, Naval Reserve” in chapter 7

1 of title I of division B of Public Law 109–148 (119 Stat.
2 2771) shall remain available until September 30, 2010,
3 except that, of such amount \$49,530,000 are rescinded:
4 *Provided further*, That the amounts provided under this
5 heading are designated as an emergency requirement pur-
6 suant to section 402 of H. Con. Res. 95 (109th Congress),
7 the concurrent resolution on the budget for fiscal year
8 2006.

9 DEPARTMENT OF VETERANS AFFAIRS

10 DEPARTMENTAL ADMINISTRATION

11 CONSTRUCTION, MAJOR PROJECTS

12 (INCLUDING TRANSFER OF FUNDS)

13 For an additional amount for “Construction, Major
14 Projects”, for necessary expenses related to the con-
15 sequences of Hurricane Katrina and other hurricanes of
16 the 2005 season, \$550,000,000, to remain available until
17 expended: *Provided*, That the foregoing amount shall only
18 be available upon enactment, by June 30, 2006, of author-
19 ity under section 8104 of title 38, United States Code:
20 *Provided further*, That up to \$275,000,000 of the amount
21 provided under this heading may (at any time after the
22 enactment of this Act and without regard to the preceding
23 proviso) be transferred by the Secretary of Veterans Af-
24 fairs to the “Medical Services” account, to be available
25 only for unanticipated costs related to the Global War on
26 Terror: *Provided further*, That the Secretary of Veterans

1 Affairs shall, not fewer than 15 days prior to making a
2 transfer under the authority in the preceding proviso, no-
3 tify the Committees on Appropriations of the Senate and
4 House of Representatives in writing of the transfer: *Pro-*
5 *vided further*, That the amount provided under this head-
6 ing is designated as an emergency requirement pursuant
7 to section 402 of H. Con. Res. 95 (109th Congress), the
8 concurrent resolution on the budget for fiscal year 2006.

9 CHAPTER 7

10 DEPARTMENT OF JUSTICE

11 LEGAL ACTIVITIES

12 SALARIES AND EXPENSES, GENERAL LEGAL ACTIVITIES

13 For an additional amount for “Salaries and Ex-
14 penses, General Legal Activities”, \$2,000,000, to remain
15 available until September 30, 2007: *Provided*, That the
16 amount provided under this heading is designated as an
17 emergency requirement pursuant to section 402 of H.
18 Con. Res. 95 (109th Congress), the concurrent resolution
19 on the budget for fiscal year 2006.

20 SALARIES AND EXPENSES, UNITED STATES ATTORNEYS

21 For an additional amount for “Salaries and Ex-
22 penses, United States Attorneys”, \$5,000,000, to remain
23 available until September 30, 2007: *Provided*, That the
24 amount provided under this heading is designated as an
25 emergency requirement pursuant to section 402 of H.

1 Con. Res. 95 (109th Congress), the concurrent resolution
2 on the budget for fiscal year 2006.

3 DEPARTMENT OF COMMERCE

4 NATIONAL OCEANIC AND ATMOSPHERIC

5 ADMINISTRATION

6 PROCUREMENT, ACQUISITION AND CONSTRUCTION

7 For an additional amount for “Procurement, Acquisi-
8 tion and Construction”, for necessary expenses related to
9 the consequences of Hurricane Katrina and other hurri-
10 canes of the 2005 season, \$11,800,000, to remain avail-
11 able until expended: *Provided*, That the amount provided
12 under this heading is designated as an emergency require-
13 ment pursuant to section 402 of H. Con. Res. 95 (109th
14 Congress), the concurrent resolution on the budget for fis-
15 cal year 2006.

16 SCIENCE

17 NATIONAL AERONAUTICS AND SPACE ADMINISTRATION

18 EXPLORATION CAPABILITIES

19 For an additional amount for “Exploration Capabili-
20 ties”, for necessary expenses related to the consequences
21 of Hurricane Katrina and other hurricanes of the 2005
22 season, \$30,000,000, to remain available until expended:
23 *Provided*, That the amount provided under this heading
24 is designated as an emergency requirement pursuant to

1 section 402 of H. Con. Res. 95 (109th Congress), the con-
2 current resolution on the budget for fiscal year 2006.

3 RELATED AGENCIES

4 SMALL BUSINESS ADMINISTRATION

5 DISASTER LOANS PROGRAM ACCOUNT

6 (INCLUDING TRANSFERS OF FUNDS)

7 For an additional amount for “Disaster Loans Pro-
8 gram Account” for the cost of direct loans authorized by
9 section 7(b) of the Small Business Act, \$1,254,000,000,
10 to remain available until expended: *Provided*, That such
11 costs, including the cost of modifying such loans, shall be
12 as defined in section 502 of the Congressional Budget Act
13 of 1974: *Provided further*, That, of the amount provided
14 under this heading, up to \$190,000,000 may be trans-
15 ferred to and merged with appropriations for “Small Busi-
16 ness Administration, Salaries and Expenses” for adminis-
17 trative expenses to carry out the disaster loan program:
18 *Provided further*, That none of the funds provided under
19 this heading may be used for indirect administrative ex-
20 penses: *Provided further*, That, of the amount provided
21 under this heading, \$712,000,000 is hereby transferred to
22 “Federal Emergency Management Agency, Disaster Re-
23 lief” to reimburse that account for funds transferred to
24 this account by Public Law 109–174: *Provided further*,
25 That the amount provided under this heading is des-
26 ignated as an emergency requirement pursuant to section

1 402 of H. Con. Res. 95 (109th Congress), the concurrent
2 resolution on the budget for fiscal year 2006.

3 CHAPTER 8

4 DEPARTMENT OF HOUSING AND URBAN

5 DEVELOPMENT

6 COMMUNITY PLANNING AND DEVELOPMENT

7 COMMUNITY DEVELOPMENT FUND

8 (INCLUDING TRANSFER OF FUNDS)

9 For an additional amount for the “Community devel-
10 opment fund”, for necessary expenses related to disaster
11 relief, long-term recovery, and restoration of infrastruc-
12 ture in the most impacted and distressed areas related to
13 the consequences of hurricanes in the Gulf of Mexico in
14 2005 in States for which the President declared a major
15 disaster under title IV of the Robert T. Stafford Disaster
16 Relief and Emergency Assistance Act (42 U.S.C. 5121 et
17 seq.) in conjunction with Hurricane Katrina, Rita, or
18 Wilma, \$4,200,000,000, to remain available until ex-
19 pended, for activities authorized under title I of the Hous-
20 ing and Community Development Act of 1974 (Public
21 Law 93–383): *Provided*, That funds made available under
22 this heading shall be distributed to address the most crit-
23 ical recovery requirements notwithstanding funding limita-
24 tions under this heading in title I of division B of Public
25 Law 109–148: *Provided further*, That funds provided
26 under this heading shall be administered through an entity

1 or entities designated by the Governor of each State: *Pro-*
2 *vided further*, That such funds may not be used for activi-
3 ties reimbursable by or for which funds are made available
4 by the Federal Emergency Management Agency or the
5 Army Corps of Engineers: *Provided further*, That funds
6 allocated under this heading shall not adversely affect the
7 amount of any formula assistance received by a State
8 under this heading: *Provided further*, That each State may
9 use up to five percent of its allocation for administrative
10 costs: *Provided further*, That not less than \$1,000,000,000
11 from funds made available under this heading shall be
12 used for repair, rehabilitation, and reconstruction (includ-
13 ing demolition, site clearance and remediation) of the af-
14 fordable rental housing stock (including public and other
15 HUD-assisted housing) in the impacted areas: *Provided*
16 *further*, That in administering the funds under this head-
17 ing, the Secretary of Housing and Urban Development
18 may waive, or specify alternative requirements for, any
19 provision of any statute or regulation that the Secretary
20 administers in connection with the obligation by the Sec-
21 retary or the use by the recipient of these funds or guaran-
22 tees (except for requirements related to fair housing, non-
23 discrimination, labor standards, and the environment),
24 upon a request by the State that such waiver is required
25 to facilitate the use of such funds or guarantees, and a

1 finding by the Secretary that such waiver would not be
2 inconsistent with the overall purpose of the statute, as
3 modified: *Provided further*, That the Secretary may waive
4 the requirement that activities benefit persons of low and
5 moderate income, except that at least 50 percent of the
6 funds made available under this heading must benefit pri-
7 marily persons of low and moderate income unless the Sec-
8 retary otherwise makes a finding of compelling need: *Pro-*
9 *vided further*, That the Secretary shall publish in the Fed-
10 eral Register any waiver of any statute or regulation that
11 the Secretary administers pursuant to title I of the Hous-
12 ing and Community Development Act of 1974 no later
13 than 5 days before the effective date of such waiver: *Pro-*
14 *vided further*, That every waiver made by the Secretary
15 must be reconsidered according to the three previous pro-
16 visos on the two-year anniversary of the day the Secretary
17 published the waiver in the Federal Register: *Provided fur-*
18 *ther*, That prior to the obligation of funds each State shall
19 submit a plan to the Secretary detailing the proposed use
20 of all funds, including criteria for eligibility and how the
21 use of these funds will address long-term recovery and res-
22 toration of infrastructure: *Provided further*, That prior to
23 the obligation of funds to each State, the Secretary shall
24 ensure that such plan gives priority to infrastructure de-
25 velopment and rehabilitation and the rehabilitation and re-

1 construction of the affordable rental housing stock includ-
2 ing public and other HUD-assisted housing: *Provided fur-*
3 *ther*, That each State will report quarterly to the Commit-
4 tees on Appropriations on all awards and uses of funds
5 made available under this heading, including specifically
6 identifying all awards of sole-source contracts and the ra-
7 tionale for making the award on a sole-source basis: *Pro-*
8 *vided further*, That the Secretary shall notify the Commit-
9 tees on Appropriations on any proposed allocation of any
10 funds and any related waivers made pursuant to these pro-
11 visions under this heading no later than 5 days before such
12 waiver is made: *Provided further*, That the Secretary shall
13 establish procedures to prevent recipients from receiving
14 any duplication of benefits and report quarterly to the
15 Committees on Appropriations with regard to all steps
16 taken to prevent fraud and abuse of funds made available
17 under this heading including duplication of benefits: *Pro-*
18 *vided further*, That of the amounts made available under
19 this heading, the Secretary may transfer a total of up to
20 \$15,000,000 to the Office of Inspector General and “Man-
21 agement and Administration, Salaries and Expenses” for
22 costs associated with administration and oversight: *Pro-*
23 *vided further*, That none of the funds provided under this
24 heading may be used by a State or locality as a matching
25 requirement, share, or contribution for any other Federal

1 program: *Provided further*, That the amounts provided
2 under this heading are designated as an emergency re-
3 quirement pursuant to section 402 of H. Con. Res. 95
4 (109th Congress), the concurrent resolution on the budget
5 for fiscal year 2006.

6 INDEPENDENT AGENCY

7 GENERAL SERVICES ADMINISTRATION

8 FEDERAL BUILDINGS FUND

9 For an additional amount for “Federal Buildings
10 Fund” for necessary expenses related to the consequences
11 of Hurricane Katrina and other hurricanes of the 2005
12 season, \$37,000,000, from the General Fund and to re-
13 main available until expended: *Provided*, That notwith-
14 standing 40 U.S.C. 3307, the Administrator of General
15 Services is authorized to proceed with repairs and alter-
16 ations for affected buildings: *Provided further*, That he
17 amount provided under this heading is designated as an
18 emergency requirement pursuant to section 402 of H.
19 Con. Res. 95 (109th Congress), the concurrent resolution
20 on the budget for fiscal year 2006.

21 TITLE III—GENERAL PROVISIONS AND

22 TECHNICAL CORRECTIONS

23 SEC. 3001. No part of any appropriation contained
24 in this Act shall remain available for obligation beyond
25 the current fiscal year unless expressly so provided herein.

1 SEC. 3002. Notwithstanding subsection (b) of section
2 102 of title I of division B of Public Law 109–148 (119
3 Stat. 2748), the Secretary of Agriculture may provide fi-
4 nancial and technical assistance in carrying out such sec-
5 tion in an amount up to 100 percent Federal share, as
6 provided in regulations implementing the emergency wa-
7 tershed protection program: *Provided*, That the amount
8 provided under this heading is designated as an emergency
9 requirement pursuant to section 402 of H. Con. Res. 95
10 (109th Congress), the concurrent resolution on the budget
11 for fiscal year 2006.

12 SEC. 3003. Funds appropriated pursuant to this Act,
13 or made available by the transfer of funds in or pursuant
14 to this Act, for intelligence activities are deemed to be spe-
15 cifically authorized by the Congress for purposes of section
16 504 of the National Security Act of 1947 (50 U.S.C. 414).

17 (INCLUDING RESCISSION OF FUNDS)

18 SEC. 3004. (a) RESCISSION.—Of the unobligated bal-
19 ances available for “Immigration and Customs Enforce-
20 ment—Automation Modernization”, \$43,620,000 are re-
21 scinded.

22 (b) APPROPRIATION.—For an additional amount for
23 “United States Secret Service—Salaries and Expenses”
24 for critical investigative and protective operations,
25 \$43,620,000: *Provided*, That none of the funds appro-
26 priated in this section or under the heading United States

1 Secret Service “Salaries and Expenses” in any other Act
2 may be used to support the position of the Chief Financial
3 Officer until the Committees on Appropriations receive:
4 (1) a comprehensive workload re-balancing report that in-
5 cludes funding and position requirements for current in-
6 vestigative and protective operations; (2) a comprehensive
7 analysis of the methodology used to estimate current
8 workloads and develop annual operating budgets; and (3)
9 a budget formulation model for National Special Security
10 Events: *Provided further*, That none of the funds appro-
11 priated in this section may be obligated until the Commit-
12 tees on Appropriations receive a revised Program, Project
13 and Activity schedule based on current investigative and
14 protective workload requirements, including a comprehen-
15 sive analysis of the methodology used to estimate those
16 requirements.

17 SEC. 3005. (a) The matter under the heading “Ten-
18 ant-Based Rental Assistance” in chapter 9 of title I of
19 division B of Public Law 109–148 is amended—

20 (1) in the first proviso, by striking “or the
21 Stewart B. McKinney Homeless Assistance Act
22 (Public Law 100–77)” and inserting “the McKin-
23 ney-Vento Homeless Assistance Act, section
24 221(d)(3), 221(d)(5), or 236 of the National Hous-

1 ing Act, or section 101 of the Housing and Urban
2 Development Act of 1965”; and

3 (2) in the second proviso, by inserting “, except
4 that paragraph (7)(A) of such section shall not
5 apply” after “1937”.

6 (b) The provisions of this section are designated as
7 an emergency requirement pursuant to section 402 of H.
8 Con. Res. 95 (109th Congress), the concurrent resolution
9 on the budget for fiscal year 2006.

10 SEC. 3006. Notwithstanding 49 U.S.C. 5336, any
11 funds remaining available under Federal Transit Adminis-
12 tration grant numbers NY-03-345-00, NY-03-0325-00,
13 NY-03-0405, NY-90-X398-00, NY-90-X373-00, NY-
14 90-X418-00, NY-90-X465-00 together with an amount
15 not to exceed \$19,200,000 in urbanized area formula
16 funds that were allocated by the New York Metropolitan
17 Transportation Council to the New York City Department
18 of Transportation as a designated recipient under 49
19 U.S.C. 5307 may be made available to the New York Met-
20 ropolitan Transportation Authority for eligible capital
21 projects authorized under 49 U.S.C. 5307 and 5309.

22 SEC. 3007. The referenced statement of the man-
23 agers under the heading “Community Development Fund”
24 in title II of division I of Public Law 108-447 is deemed
25 to be amended—

1 (1) with respect to item number 536, by strik-
2 ing “an economic development planning study” and
3 inserting “the Main Street Revitalization Project”;
4 and

5 (2) with respect to item number 444, by strik-
6 ing “City of St. Petersburg, Florida for facilities
7 construction and renovation for the Mid-Pinellas
8 Science Center” and inserting “St. Petersburg Col-
9 lege, City of Seminole, Florida for the development
10 of a Science and Nature Park at St. Petersburg Col-
11 lege”.

12 SEC. 3008. (a) The second paragraph under the
13 heading “Community Development Fund” in title III of
14 division A of Public Law 109–115 is amended by striking
15 “statement of managers accompanying this Act” and in-
16 serting “statement of managers correction for H.R. 3058
17 relating to the Economic Development Initiative submitted
18 to the House of Representatives by the Chairman of the
19 Committee on Appropriations of the House on November
20 18, 2005, and printed in the House section of the Con-
21 gressional Record on such date”.

22 (b) Section 5023 of title V of division B of Public
23 Law 109–148 is amended by striking “in title III of Public
24 Law 109–115 (as in effect pursuant to H. Con. Res. 308,

1 109th Congress)” and inserting “in title III of division
2 A of Public Law 109–115”.

3 (c) Each amendment made by this section shall apply
4 as if included in the amended public law on the date of
5 its enactment.

6 SEC. 3009. The statement of managers correction
7 referenced in the second paragraph under the heading
8 “Community Development Fund” in title III of division
9 A of Public Law 109–115 is deemed to be amended—

10 (1) with respect to item number 714, by strik-
11 ing “construction of a senior center;” and inserting
12 “renovation and buildout of a multipurpose center;”;

13 (2) with respect to item number 850, by strik-
14 ing “City of Lancaster, Pennsylvania” and inserting
15 “in Pennsylvania”; and

16 (3) with respect to item number 925, by strik-
17 ing “Greenwood Partnership Alliance, South Caro-
18 lina for the renovation of Old Federal Courthouse;”
19 and inserting “City of Greenwood, South Carolina
20 for the Emerald Triangle Project;”.

21 SEC. 3010. Section 9001 of the Deficit Reduction Act
22 of 2005 is amended—

23 (1) in subsection (a), by striking “for a 1-time
24 only obligation and expenditure”;

25 (2) in subsection (a)(2)—

1 (A) by striking “for fiscal year 2007”; and

2 (B) by inserting before the period at the
3 end the following: “, to remain available until
4 September 30, 2007”; and

5 (3) by striking subsection (b) and inserting the
6 following:

7 “(b) EMERGENCY DESIGNATION.—The amount pro-
8 vided under subsection (a)(2) is designated as an emer-
9 gency requirement pursuant to section 402 of H. Con.
10 Res. 95 (109th Congress), the concurrent resolution on
11 the budget for fiscal year 2006.”.

12 SEC. 3011. (a) None of the funds made available in
13 this Act or any other Act may be used to take any action
14 under section 721 of the Defense Production Act of 1950
15 (50 U.S.C. App. 2170) or any other provision of law to
16 approve or otherwise allow the acquisition of any leases,
17 contracts, rights, or other obligations of P&O Ports by
18 Dubai Ports World or any other legal entity affiliated with
19 or controlled by Dubai Ports World.

20 (b) Notwithstanding any other provision of law or any
21 prior action or decision by or on behalf of the President
22 under section 721 of the Defense Production Act of 1950
23 (50 U.S.C. App. 2170), the acquisition of any leases, con-
24 tracts, rights, or other obligations of P&O Ports by Dubai
25 Ports World or any other legal entity affiliated with or

1 controlled by Dubai Ports World is hereby prohibited and
2 shall have no effect.

3 (c) The limitation in subsection (a) and the prohibi-
4 tion in subsection (b) apply with respect to the acquisition
5 of any leases, contracts, rights, or other obligations on or
6 after January 1, 2006.

7 (d) In this section:

8 (1) The term “P&O Ports” means P&O Ports,
9 North America, a United States subsidiary of the
10 Peninsular and Oriental Steam Navigation Com-
11 pany, a company that is a national of the United
12 Kingdom.

13 (2) The term “Dubai Ports World” means
14 Dubai Ports World, a company that is partly owned
15 and controlled by the Government of the United
16 Arab Emirates.

17 SEC. 3012. (a) None of the funds appropriated in
18 Public Law 109–102 or any prior Act making appropria-
19 tions for foreign operations, export financing and related
20 programs may be obligated or expended for assistance to
21 the Palestinian Authority or a successor entity until the
22 Secretary of State certifies to the Committees on Appro-
23 priations that such entity has demonstrated its commit-
24 ment to the principles of nonviolence, the recognition of

1 Israel, and the acceptance of previous agreements and ob-
2 ligations, including the Roadmap.

3 (b) None of the funds appropriated under the heading
4 “Economic Support Fund” in Public Law 109–102 or any
5 prior Act making appropriations for foreign operations,
6 export financing and related programs may be obligated
7 or expended for assistance to the West Bank and Gaza
8 until the Secretary of State reviews the current assistance
9 program, consults with the Committees on Appropriations,
10 and submits a revised plan for such assistance: *Provided*,
11 That such plan shall be submitted not later than April
12 30, 2006, and shall contain specific and appropriate steps
13 to ensure that United States assistance is not provided
14 to or through any individual, private or government entity,
15 or educational institution that the Secretary knows or has
16 reason to believe advocates, plans, sponsors, engages in,
17 or has engaged in, terrorist activity.

18 SEC. 3013. None of the funds made available by this
19 Act may be used to prohibit registered and legal, but dis-
20 placed, residents of the Gulf Coast region from the right
21 to legally vote in any officially designated election of the
22 Gulf Coast region.

23 SEC. 3014. None of the funds made available in this
24 Act may be used by the Government of the United States

1 to enter into a basing rights agreement between the
2 United States and Iraq.

3 This Act may be cited as the “Emergency Supple-
4 mental Appropriations Act for Defense, the Global War
5 on Terror, and Hurricane Recovery, 2006”.

Passed the House of Representatives March 16,
2006.

Attest:

Clerk.

109TH CONGRESS
2^D SESSION

H. R. 4939

AN ACT

Making emergency supplemental appropriations for the fiscal year ending September 30, 2006, and for other purposes.