

Union Calendar No. 139

119TH CONGRESS
1ST SESSION**H. R. 4213****[Report No. 119–173]**

Making appropriations for the Department of Homeland Security for the fiscal year ending September 30, 2026, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

JUNE 26, 2025

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

A BILL

Making appropriations for the Department of Homeland Security for the fiscal year ending September 30, 2026, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*
3 That the following sums are appropriated, out of any
4 money in the Treasury not otherwise appropriated, for the
5 Department of Homeland Security for the fiscal year end-
6 ing September 30, 2026, and for other purposes, namely:

1 TITLE I
2 DEPARTMENTAL MANAGEMENT,
3 INTELLIGENCE,
4 SITUATIONAL AWARENESS, AND OVERSIGHT
5 OFFICE OF THE SECRETARY AND EXECUTIVE
6 MANAGEMENT
7 OPERATIONS AND SUPPORT

8 For necessary expenses of the Office of the Secretary
9 and for executive management for operations and support,
10 \$246,230,000, of which \$26,050,000 shall remain avail-
11 able until September 30, 2027: *Provided*, That \$5,000,000
12 shall be withheld from obligation until the Secretary sub-
13 mits, to the Committees on Appropriations of the House
14 of Representatives and the Senate, responses to all ques-
15 tions for the record for each hearing on the fiscal year
16 2027 budget submission for the Department of Homeland
17 Security held by such Committees prior to July 1: *Pro-*
18 *vided further*, That not to exceed \$30,000 shall be for offi-
19 cial reception and representation expenses.

20 PROCUREMENT, CONSTRUCTION, AND IMPROVEMENTS

21 For necessary expenses of the Office of the Secretary
22 and for executive management for procurement, construc-
23 tion, and improvements, \$8,113,000, to remain available
24 until September 30, 2028.

1 MANAGEMENT DIRECTORATE
2 OPERATIONS AND SUPPORT

3 For necessary expenses of the Management Direc-
4 torate for operations and support, \$1,648,509,000: *Pro-*
5 *vided*, That not to exceed \$2,000 shall be for official recep-
6 tion and representation expenses.

7 PROCUREMENT, CONSTRUCTION, AND IMPROVEMENTS

8 For necessary expenses of the Management Direc-
9 torate for procurement, construction, and improvements,
10 \$96,306,000, of which \$66,306,00 shall remain available
11 until September 30, 2028, and of which \$30,000,000 shall
12 remain available until September 30, 2030.

13 FEDERAL PROTECTIVE SERVICE

14 The revenues and collections of security fees credited
15 to this account shall be available until expended for nec-
16 essary expenses related to the protection of federally
17 owned and leased buildings and for the operations of the
18 Federal Protective Service.

19 INTELLIGENCE, ANALYSIS, AND SITUATIONAL
20 AWARENESS

21 OPERATIONS AND SUPPORT

22 For necessary expenses of the Office of Intelligence
23 and Analysis and the Office of Homeland Security Situa-
24 tional Awareness for operations and support,
25 \$360,788,000, of which \$114,118,000 shall remain avail-

1 able until September 30, 2027: *Provided*, That not to ex-
2 ceed \$2,000,000 is available for facility needs associated
3 with secure space at fusion centers, including improve-
4 ments to buildings: *Provided further*, That not to exceed
5 \$3,825 shall be for official reception and representation
6 expenses.

7 OFFICE OF INSPECTOR GENERAL

8 OPERATIONS AND SUPPORT

9 For necessary expenses of the Office of Inspector
10 General for operations and support, \$223,063,000: *Pro-*
11 *vided*, That not to exceed \$300,000 may be used for cer-
12 tain confidential operational expenses, including the pay-
13 ment of informants, to be expended at the direction of the
14 Inspector General.

15 ADMINISTRATIVE PROVISIONS

16 SEC. 101. (a) The Secretary of Homeland Security
17 shall submit a report not later than October 15, 2026,
18 to the Inspector General of the Department of Homeland
19 Security listing all grants and contracts awarded by any
20 means other than full and open competition during fiscal
21 years 2025 or 2026.

22 (b) The Inspector General shall review the report re-
23 quired by subsection (a) to assess departmental compli-
24 ance with applicable laws and regulations and report the
25 results of that review to the Committees on Appropriations

1 of the House of Representatives and the Senate not later
2 than February 15, 2027.

3 SEC. 102. Not later than 30 days after the last day
4 of each month, the Chief Financial Officer of the Depart-
5 ment of Homeland Security shall submit to the Commit-
6 tees on Appropriations of the House of Representatives
7 and the Senate a monthly budget and staffing report that
8 includes total obligations of the Department for that
9 month and for the fiscal year at the appropriation and
10 program, project, and activity levels, by the source year
11 of the appropriation.

12 SEC. 103. (a) The Secretary of Homeland Security,
13 in consultation with the Secretary of the Treasury, shall
14 notify the Committees on Appropriations of the House of
15 Representatives and the Senate of any proposed transfer
16 of funds available under section 9705(g)(4)(B) of title 31,
17 United States Code, from the Department of the Treasury
18 Forfeiture Fund to any agency within the Department of
19 Homeland Security.

20 (b) None of the funds identified for such a transfer
21 may be obligated until the Committees on Appropriations
22 of the House of Representatives and the Senate are noti-
23 fied of the proposed transfer.

24 SEC. 104. All official costs associated with the use
25 of Government aircraft by Department of Homeland Secu-

1 rity personnel to support official travel of the Secretary
2 and the Deputy Secretary shall be paid from amounts
3 made available for the Office of the Secretary.

4 SEC. 105. (a) The Under Secretary for Management
5 shall brief the Committees on Appropriations of the House
6 of Representatives and the Senate not later than 45 days
7 after the end of each fiscal quarter on all Level 1 and
8 Level 2 acquisition programs on the Master Acquisition
9 Oversight List between Acquisition Decision Event and
10 Full Operational Capability, including programs that have
11 been removed from such list during the preceding quarter.

12 (b) For each such program, the briefing described in
13 subsection (a) shall include—

14 (1) a description of the purpose of the program,
15 including the capabilities being acquired and the
16 component(s) sponsoring the acquisition;

17 (2) the total number of units, as appropriate, to
18 be acquired annually until procurement is complete
19 under the current acquisition program baseline;

20 (3) the Acquisition Review Board status, in-
21 cluding—

22 (A) the current acquisition phase by incre-
23 ment, as applicable;

24 (B) the date of the most recent review; and

1 (C) whether the program has been paused
2 or is in breach status;

3 (4) a comparison between the initial Depart-
4 ment-approved acquisition program baseline cost,
5 schedule, and performance thresholds and objectives
6 and the program's current such thresholds and ob-
7 jectives, if applicable;

8 (5) the lifecycle cost estimate, adjusted for com-
9 parison to the Future Years Homeland Security
10 Program, including—

11 (A) the confidence level for the estimate;

12 (B) the fiscal years included in the esti-
13 mate;

14 (C) a breakout of the estimate for the
15 prior five years, the current year, and the budg-
16 et year;

17 (D) a breakout of the estimate by appro-
18 priation account or other funding source; and

19 (E) a description of and rationale for any
20 changes to the estimate as compared to the pre-
21 viously approved baseline, as applicable, and
22 during the prior fiscal year;

23 (6) a summary of the findings of any inde-
24 pendent verification and validation of the items to be

1 acquired or an explanation for why no such
2 verification and validation has been performed;

3 (7) a table displaying the obligation of all pro-
4 gram funds by prior fiscal year, the estimated obli-
5 gation of funds for the current fiscal year, and an
6 estimate for the planned carryover of funds into the
7 subsequent fiscal year;

8 (8) a listing of prime contractors and major
9 subcontractors; and

10 (9) narrative descriptions of risks to cost,
11 schedule, or performance that could result in a pro-
12 gram breach if not successfully mitigated.

13 (c) The Under Secretary for Management shall sub-
14 mit each approved Acquisition Decision Memorandum for
15 programs described in this section to the Committees on
16 Appropriations of the House of Representatives and the
17 Senate not later than five business days after the date of
18 approval of such memorandum by the Under Secretary for
19 Management or the designee of the Under Secretary for
20 Management.

21 SEC. 106. (a) None of the funds made available to
22 the Department of Homeland Security in this Act or prior
23 appropriations Acts may be obligated for any new pilot
24 or demonstration unless the component or office carrying

1 out such pilot or demonstration has documented the infor-
2 mation described in subsection (c).

3 (b) Prior to the obligation of any such funds made
4 available for “Operations and Support” for a new pilot
5 or demonstration, the Under Secretary for Management
6 shall provide a report to the Committees on Appropria-
7 tions of the House of Representatives and the Senate on
8 the information described in subsection (c).

9 (c) The information required under subsections (a)
10 and (b) for a pilot or demonstration shall include the fol-
11 lowing—

12 (1) documented objectives that are well-defined
13 and measurable;

14 (2) an assessment methodology that details—

15 (A) the type and source of assessment
16 data;

17 (B) the methods for, and frequency of, col-
18 lecting such data; and

19 (C) how such data will be analyzed; and

20 (3) an implementation plan, including mile-
21 stones, cost estimates, and implementation sched-
22 ules, including a projected end date.

23 (d) Not later than 90 days after the date of comple-
24 tion of a pilot or demonstration described in subsection
25 (e), the Under Secretary for Management shall provide a

1 report to the Committees on Appropriations of the House
2 of Representatives and the Senate detailing lessons
3 learned, actual costs, any planned expansion or continu-
4 ation of the pilot or demonstration, and any planned tran-
5 sition of such pilot or demonstration into an enduring pro-
6 gram or operation.

7 (e) For the purposes of this section, a pilot or dem-
8 onstration program is a study, demonstration, experi-
9 mental program, or trial that—

10 (1) is a small-scale, short-term experiment con-
11 ducted in order to evaluate feasibility, duration,
12 costs, or adverse events, and improve upon the de-
13 sign of an effort prior to implementation of a larger
14 scale effort; and

15 (2) uses more than 10 full-time equivalents or
16 obligates, or proposes to obligate, \$5,000,000 or
17 more, but does not include congressionally directed
18 programs or enhancements and does not include pro-
19 grams that were in operation as of the date of the
20 enactment of this Act.

21 (f) For the purposes of this section, a pilot or dem-
22 onstration does not include any testing, evaluation, or ini-
23 tial deployment phase executed under a procurement con-
24 tract for the acquisition of information technology services
25 or systems, or any pilot or demonstration carried out by

1 a non-Federal recipient under any financial assistance
2 agreement funded by the Department.

3 SEC. 107. None of the funds appropriated or other-
4 wise made available by this Act may be used by the Office
5 of Intelligence and Analysis of the Department of Home-
6 land Security to conduct a covered activity (as defined by
7 section 6303 of the Intelligence Authorization Act for Fis-
8 cal Year 2025 (division F of Public Law 118–159)).

9 TITLE II

10 SECURITY, ENFORCEMENT, AND

11 INVESTIGATIONS

12 U.S. CUSTOMS AND BORDER PROTECTION

13 OPERATIONS AND SUPPORT

14 (INCLUDING TRANSFER OF FUNDS)

15 For necessary expenses of U.S. Customs and Border
16 Protection for operations and support, including the trans-
17 portation of unaccompanied alien minors; the provision of
18 air and marine support to Federal, State, local, and inter-
19 national agencies in the enforcement or administration of
20 laws enforced by the Department of Homeland Security;
21 at the discretion of the Secretary of Homeland Security,
22 the provision of such support to Federal, State, and local
23 agencies in other law enforcement and emergency humani-
24 tarian efforts; the purchase and lease of up to 7,500
25 (6,500 for replacement only) police-type vehicles; the pur-

1 chase, maintenance, or operation of marine vessels, air-
2 craft, and unmanned aerial systems; and contracting with
3 individuals for personal services abroad; \$18,088,596,000;
4 of which \$3,274,000 shall be derived from the Harbor
5 Maintenance Trust Fund for administrative expenses re-
6 lated to the collection of the Harbor Maintenance Fee pur-
7 suant to section 9505(c)(3) of the Internal Revenue Code
8 of 1986 (26 U.S.C. 9505(c)(3)) and notwithstanding sec-
9 tion 1511(e)(1) of the Homeland Security Act of 2002 (6
10 U.S.C. 551(e)(1)); of which \$550,000,000 shall be avail-
11 able until September 30, 2027; and of which such sums
12 as become available in the Customs User Fee Account, ex-
13 cept sums subject to section 13031(f)(3) of the Consoli-
14 dated Omnibus Budget Reconciliation Act of 1985 (19
15 U.S.C. 58c(f)(3)), shall be derived from that account: *Pro-*
16 *vided*, That not to exceed \$34,425 shall be for official re-
17 ception and representation expenses: *Provided further*,
18 That not to exceed \$150,000 shall be available for pay-
19 ment for rental space in connection with preclearance op-
20 erations: *Provided further*, That not to exceed \$2,000,000
21 shall be for awards of compensation to informants, to be
22 accounted for solely under the certificate of the Secretary
23 of Homeland Security: *Provided further*, That not to ex-
24 ceed \$2,500,000 may be transferred to the Bureau of In-
25 dian Affairs for the maintenance and repair of roads on

1 Native American reservations used by the U.S. Border Pa-
2 trol.

3 PROCUREMENT, CONSTRUCTION, AND IMPROVEMENTS

4 For necessary expenses of U.S. Customs and Border
5 Protection for procurement, construction, and improve-
6 ments, including procurement of marine vessels, aircraft,
7 and unmanned aerial systems, \$898,118,000, to remain
8 available until September 30, 2028.

9 U.S. IMMIGRATION AND CUSTOMS ENFORCEMENT

10 OPERATIONS AND SUPPORT

11 For necessary expenses of U.S. Immigration and
12 Customs Enforcement for operations and support, includ-
13 ing the purchase and lease of up to 3,790 (2,350 for re-
14 placement only) police-type vehicles; overseas vetted units;
15 and maintenance, minor construction, and minor leasehold
16 improvements at owned and leased facilities;
17 \$10,967,045,000, of which not less than \$6,000,000 shall
18 remain available until expended for efforts to enforce laws
19 against forced child labor; of which \$46,696,000 shall re-
20 main available until September 30, 2027; of which not less
21 than \$2,000,000 is for paid apprenticeships for partici-
22 pants in the Human Exploitation Rescue Operative Child-
23 Rescue Corps; of which not less than \$15,000,000 shall
24 be available for investigation of intellectual property rights
25 violations, including operation of the National Intellectual

1 Property Rights Coordination Center; and of which
2 \$6,402,677,000 shall be for enforcement, detention, and
3 removal operations, including transportation of unaccom-
4 panied alien minors: *Provided*, That not to exceed \$11,475
5 shall be for official reception and representation expenses:
6 *Provided further*, That not to exceed \$15,000,000 shall be
7 available until expended for conducting special operations
8 under section 3131 of the Customs Enforcement Act of
9 1986 (19 U.S.C. 2081): *Provided further*, That not to ex-
10 ceed \$4,000,000 shall be for awards of compensation to
11 informants, to be accounted for solely under the certificate
12 of the Secretary of Homeland Security: *Provided further*,
13 That not to exceed \$11,216,000 shall be available to fund
14 or reimburse other Federal agencies for the costs associ-
15 ated with the care, maintenance, and repatriation of
16 smuggled aliens unlawfully present in the United States.

17 PROCUREMENT, CONSTRUCTION, AND IMPROVEMENTS

18 For necessary expenses of U.S. Immigration and
19 Customs Enforcement for procurement, construction, and
20 improvements, \$35,000,000, of which \$20,000,000 shall
21 remain available until September 30, 2028, and of which
22 \$15,000,000 shall remain available until September 30,
23 2030.

1 TRANSPORTATION SECURITY ADMINISTRATION

2 OPERATIONS AND SUPPORT

3 For necessary expenses of the Transportation Secu-
4 rity Administration for operations and support,
5 \$10,378,063,000, of which \$300,000,000 shall remain
6 available until September 30, 2027: *Provided*, That not
7 to exceed \$7,650 shall be for official reception and rep-
8 resentation expenses: *Provided further*, That security serv-
9 ice fees authorized under section 44940 of title 49, United
10 States Code, shall be credited to this appropriation as off-
11 setting collections and shall be available only for aviation
12 security: *Provided further*, That the sum appropriated
13 under this heading from the general fund shall be reduced
14 on a dollar-for-dollar basis as such offsetting collections
15 are received during fiscal year 2026 so as to result in a
16 final fiscal year appropriation from the general fund esti-
17 mated at not more than \$7,348,063,000.

18 PROCUREMENT, CONSTRUCTION, AND IMPROVEMENTS

19 For necessary expenses of the Transportation Secu-
20 rity Administration for procurement, construction, and
21 improvements, \$258,230,000, to remain available until
22 September 30, 2028.

23 RESEARCH AND DEVELOPMENT

24 For necessary expenses of the Transportation Secu-
25 rity Administration for research and development,

1 \$14,641,000, to remain available until September 30,
2 2027.

3 COAST GUARD

4 OPERATIONS AND SUPPORT

5 For necessary expenses of the Coast Guard for oper-
6 ations and support including the Coast Guard Reserve;
7 purchase or lease of not to exceed 25 passenger motor ve-
8 hicles, which shall be for replacement only; purchase or
9 lease of small boats for contingent and emergent require-
10 ments (at a unit cost of not more than \$700,000) and
11 repairs and service-life replacements, not to exceed a total
12 of \$31,000,000; purchase, lease, or improvements of boats
13 necessary for overseas deployments and activities; pay-
14 ments pursuant to section 156 of Public Law 97–377 (42
15 U.S.C. 402 note; 96 Stat. 1920); and recreation and wel-
16 fare; \$10,802,656,000, of which \$530,000,000 shall be for
17 defense-related activities; of which \$24,500,000 shall be
18 derived from the Oil Spill Liability Trust Fund to carry
19 out the purposes of section 1012(a)(5) of the Oil Pollution
20 Act of 1990 (33 U.S.C. 2712(a)(5)); of which
21 \$20,000,000 shall remain available until September 30,
22 2028; of which \$24,359,000 shall remain available until
23 September 30, 2030, for environmental compliance and
24 restoration; and of which \$400,000,000 shall remain avail-
25 able until September 30, 2027, which shall only be avail-

1 able for depot level maintenance: *Provided*, That not to
2 exceed \$23,000 shall be for official reception and represen-
3 tation expenses.

4 PROCUREMENT, CONSTRUCTION, AND IMPROVEMENTS

5 For necessary expenses of the Coast Guard for pro-
6 curement, construction, and improvements, including aids
7 to navigation, shore facilities (including facilities at De-
8 partment of Defense installations used by the Coast
9 Guard), and vessels and aircraft, including equipment re-
10 lated thereto, \$2,026,790,000, to remain available until
11 September 30, 2030; of which \$20,000,000 shall be de-
12 rived from the Oil Spill Liability Trust Fund to carry out
13 the purposes of section 1012(a)(5) of the Oil Pollution Act
14 of 1990 (33 U.S.C. 2712(a)(5)).

15 RESEARCH AND DEVELOPMENT

16 For necessary expenses of the Coast Guard for re-
17 search and development; and for maintenance, rehabilita-
18 tion, lease, and operation of facilities and equipment;
19 \$7,476,000, to remain available until September 30, 2028,
20 of which \$500,000 shall be derived from the Oil Spill Li-
21 ability Trust Fund to carry out the purposes of section
22 1012(a)(5) of the Oil Pollution Act of 1990 (33 U.S.C.
23 2712(a)(5)): *Provided*, That there may be credited to and
24 used for the purposes of this appropriation funds received
25 from State and local governments, other public authori-

1 ties, private sources, and foreign countries for expenses
2 incurred for research, development, testing, and evalua-
3 tion.

4 RETIRED PAY

5 For retired pay, including the payment of obligations
6 otherwise chargeable to lapsed appropriations for this pur-
7 pose, payments under the Retired Serviceman's Family
8 Protection and Survivor Benefits Plans, payment for ca-
9 reer status bonuses, payment of continuation pay under
10 section 356 of title 37, United States Code, concurrent
11 receipts, combat-related special compensation, and pay-
12 ments for medical care of retired personnel and their de-
13 pendants under chapter 55 of title 10, United States Code,
14 \$1,249,000,000, to remain available until expended.

15 UNITED STATES SECRET SERVICE

16 OPERATIONS AND SUPPORT

17 For necessary expenses of the United States Secret
18 Service for operations and support, including purchase of
19 not to exceed 652 vehicles for police-type use; hire of pas-
20 senger motor vehicles; purchase of motorcycles made in
21 the United States; hire of aircraft; rental of buildings in
22 the District of Columbia; fencing, lighting, guard booths,
23 and other facilities on private or other property not in
24 Government ownership or control, as may be necessary to
25 perform protective functions; conduct of and participation

1 in firearms matches; presentation of awards; conduct of
2 behavioral research in support of protective intelligence
3 and operations; payment in advance for commercial ac-
4 commodations as may be necessary to perform protective
5 functions; and payment, without regard to section 5702
6 of title 5, United States Code, of subsistence expenses of
7 employees who are on protective missions, whether at or
8 away from their duty stations; \$3,103,191,000; of which
9 \$111,299,000 shall remain available until September 30,
10 2027, and of which \$6,000,000 shall be for a grant for
11 activities related to investigations of missing and exploited
12 children; and of which up to \$35,000,000 may be for cal-
13 endar year 2025 premium pay in excess of the annual
14 equivalent of the limitation on the rate of pay contained
15 in section 5547(a) of title 5, United States Code, pursuant
16 to section 2 of the Overtime Pay for Protective Services
17 Act of 2016 (5 U.S.C. 5547 note), as last amended by
18 Public Law 118–38: *Provided*, That not to exceed \$19,125
19 shall be for official reception and representation expenses:
20 *Provided further*, That not to exceed \$100,000 shall be to
21 provide technical assistance and equipment to foreign law
22 enforcement organizations in criminal investigations with-
23 in the jurisdiction of the United States Secret Service.

1 PROCUREMENT, CONSTRUCTION, AND IMPROVEMENTS

2 For necessary expenses of the United States Secret
3 Service for procurement, construction, and improvements,
4 \$126,290,000, of which \$51,290,000 shall remain avail-
5 able until September 30, 2028, and of which \$75,000,000
6 shall remain available until September 30, 2030.

7 RESEARCH AND DEVELOPMENT

8 For necessary expenses of the United States Secret
9 Service for research and development, \$3,250,000, to re-
10 main available until September 30, 2027.

11 ADMINISTRATIVE PROVISIONS

12 SEC. 201. Section 201 of the Department of Home-
13 land Security Appropriations Act, 2018 (division F of
14 Public Law 115–141), related to overtime compensation
15 limitations, shall apply with respect to funds made avail-
16 able in this Act in the same manner as such section ap-
17 plied to funds made available in that Act, except that “fis-
18 cal year 2026” shall be substituted for “fiscal year 2018”.

19 SEC. 202. Funding made available under the head-
20 ings “U.S. Customs and Border Protection—Operations
21 and Support” and “U.S. Customs and Border Protec-
22 tion—Procurement, Construction, and Improvements”
23 shall be available for customs expenses when necessary to
24 maintain operations and prevent adverse personnel actions
25 in Puerto Rico and the U.S. Virgin Islands, in addition

1 to funding provided by sections 740 and 1406i of title 48,
2 United States Code.

3 SEC. 203. As authorized by section 601(b) of the
4 United States-Colombia Trade Promotion Agreement Im-
5 plementation Act (Public Law 112–42), fees collected
6 from passengers arriving from Canada, Mexico, or an ad-
7 jacent island pursuant to section 13031(a)(5) of the Con-
8 solidated Omnibus Budget Reconciliation Act of 1985 (19
9 U.S.C. 58c(a)(5)) shall be available until expended.

10 SEC. 204. (a) For an additional amount for “U.S.
11 Customs and Border Protection—Operations and Sup-
12 port”, \$31,000,000, to remain available until expended,
13 to be reduced by amounts collected and credited to this
14 appropriation in fiscal year 2026 from amounts authorized
15 to be collected by section 286(i) of the Immigration and
16 Nationality Act (8 U.S.C. 1356(i)), section 10412 of the
17 Farm Security and Rural Investment Act of 2002 (7
18 U.S.C. 8311), and section 817 of the Trade Facilitation
19 and Trade Enforcement Act of 2015 (Public Law 114–
20 125), or other such authorizing language.

21 (b) To the extent that amounts realized from such
22 collections exceed \$31,000,000, those amounts in excess
23 of \$31,000,000 shall be credited to this appropriation, to
24 remain available until expended.

1 SEC. 205. None of the funds made available in this
2 Act for U.S. Customs and Border Protection may be used
3 to prevent an individual not in the business of importing
4 a prescription drug (within the meaning of section 801(g)
5 of the Federal Food, Drug, and Cosmetic Act) from im-
6 porting a prescription drug from Canada that complies
7 with the Federal Food, Drug, and Cosmetic Act: *Provided*,
8 That this section shall apply only to individuals trans-
9 porting on their person a personal-use quantity of the pre-
10 scription drug, not to exceed a 90-day supply: *Provided*
11 *further*, That the prescription drug may not be—

12 (1) a controlled substance, as defined in section
13 102 of the Controlled Substances Act (21 U.S.C.
14 802); or

15 (2) a biological product, as defined in section
16 351 of the Public Health Service Act (42 U.S.C.
17 262).

18 SEC. 206. (a) Notwithstanding any other provision
19 of law, none of the funds provided in this or any other
20 Act shall be used to approve a waiver of the navigation
21 and vessel-inspection laws pursuant to section 501(b) of
22 title 46, United States Code, for the transportation of
23 crude oil distributed from and to the Strategic Petroleum
24 Reserve until the Secretary of Homeland Security, after
25 consultation with the Secretaries of the Departments of

1 Energy and Transportation and representatives from the
2 United States flag maritime industry, takes adequate
3 measures to ensure the use of United States flag vessels.

4 (b) The Secretary shall notify the Committees on Ap-
5 propriations of the House of Representatives and the Sen-
6 ate, the Committee on Transportation and Infrastructure
7 of the House of Representatives, and the Committee on
8 Commerce, Science, and Transportation of the Senate
9 within 2 business days of any request for waivers of navi-
10 gation and vessel-inspection laws pursuant to section
11 501(b) of title 46, United States Code, with respect to
12 such transportation, and the disposition of such requests.

13 SEC. 207. (a) Beginning on the date of enactment
14 of this Act, the Secretary of Homeland Security shall
15 not—

16 (1) establish, collect, or otherwise impose any
17 new border crossing fee on individuals crossing the
18 Southern border or the Northern border at a land
19 port of entry; or

20 (2) conduct any study relating to the imposition
21 of a border crossing fee.

22 (b) In this section, the term “border crossing fee”
23 means a fee that every pedestrian, cyclist, and driver and
24 passenger of a private motor vehicle is required to pay

1 for the privilege of crossing the Southern border or the
2 Northern border at a land port of entry.

3 SEC. 208. (a) Not later than 90 days after the date
4 of enactment of this Act, the Commissioner of U.S. Cus-
5 toms and Border Protection shall submit an expenditure
6 plan for any amounts made available for “U.S. Customs
7 and Border Protection—Procurement, Construction, and
8 Improvements” in this Act and prior Acts to the Commit-
9 tees on Appropriations of the House of Representatives
10 and the Senate.

11 (b) No such amounts provided in this Act may be
12 obligated prior to the submission of such plan.

13 SEC. 209. Section 211 of the Department of Home-
14 land Security Appropriations Act, 2021 (division F of
15 Public Law 116–260), prohibiting the use of funds for the
16 construction of fencing in certain areas, shall apply with
17 respect to funds made available in this Act in the same
18 manner as such section applied to funds made available
19 in that Act.

20 SEC. 210. (a) Funds made available in this Act may
21 be used to alter operations within the National Targeting
22 Center of U.S. Customs and Border Protection.

23 (b) None of the funds provided by this Act, provided
24 by previous appropriations Acts that remain available for
25 obligation or expenditure in fiscal year 2026, or provided

1 from any accounts in the Treasury of the United States
2 derived by the collection of fees available to the compo-
3 nents funded by this Act, may be used to reduce antici-
4 pated or planned vetting operations at existing locations
5 unless specifically authorized by a statute enacted after
6 the date of enactment of this Act.

7 SEC. 211. Of the total amount made available under
8 “U.S. Customs and Border Protection—Procurement,
9 Construction, and Improvements”, \$898,118,000 shall be
10 available only as follows:

11 (1) \$346,000,000 for the acquisition and de-
12 ployment of border security technologies;

13 (2) \$300,000,000 for trade and travel assets
14 and infrastructure;

15 (3) \$182,400,000 for integrated operations as-
16 sets and infrastructure;

17 (4) \$32,000,000 for mission support and infra-
18 structure; and

19 (5) \$37,718,000 for radiological detection sys-
20 tems.

21 SEC. 212. None of the funds appropriated or other-
22 wise made available by this Act may be made available
23 to admit an alien into the United States at a port of entry
24 on an F or M visa if the college, university, or other insti-
25 tution of higher learning that the student will attend is

1 not accredited by a nationally recognized accrediting agen-
2 cy or association recognized by the Secretary of Education
3 pursuant to part H of title IV of the Higher Education
4 Act of 1965 (20 U.S.C. 1099a et seq.).

5 SEC. 213. None of the funds appropriated or other-
6 wise made available by this Act may be made available
7 to parole into the Commonwealth of the Northern Mariana
8 Islands, for the purpose of temporary visit for business
9 or pleasure without a visa, an alien who is a national of
10 the People’s Republic of China.

11 SEC. 214. (a) None of the funds appropriated or oth-
12 erwise made available by this Act may be used by U.S.
13 Customs and Border Protection to admit into the United
14 States any aerosol-dispensing unmanned aircraft system
15 produced or manufactured in a foreign adversary country.

16 (b) The term “foreign adversary country” means a
17 country specified in section 4872(d)(2) of title 10, United
18 States Code.

19 SEC. 215. None of the funds appropriated or other-
20 wise made available by this Act may be made available
21 to reduce participation in or substantively diminish the
22 delegation of law enforcement authority authorized under
23 section 287(g) of the Immigration and Nationality Act (8
24 U.S.C. 1357(g)), except as provided in section 216 of this
25 Act.

1 SEC. 216. None of the funds provided under the
2 heading “U.S. Immigration and Customs Enforcement—
3 Operations and Support” may be used to continue a dele-
4 gation of law enforcement authority authorized under sec-
5 tion 287(g) of the Immigration and Nationality Act (8
6 U.S.C. 1357(g)) if the Department of Homeland Security
7 Inspector General determines that the terms of the agree-
8 ment governing the delegation of authority have been ma-
9 terially violated.

10 SEC. 217. (a) None of the funds provided under the
11 heading “U.S. Immigration and Customs Enforcement—
12 Operations and Support” may be used to continue any
13 contract for the provision of detention services if the two
14 most recent overall performance evaluations received by
15 the contracted facility are less than “adequate” or the
16 equivalent median score in any subsequent performance
17 evaluation system.

18 (b) The performance evaluations referenced in sub-
19 section (a) shall be conducted by the U.S. Immigration
20 and Customs Enforcement Office of Professional Respon-
21 sibility.

22 SEC. 218. Without regard to the limitation as to time
23 and condition of section 503(d) of this Act, the Secretary
24 may reprogram within and transfer funds to “U.S. Immi-
25 gration and Customs Enforcement—Operations and Sup-

1 port” as necessary to ensure the detention of aliens
2 prioritized for removal.

3 SEC. 219. The reports required to be submitted under
4 section 216 of the Department of Homeland Security Ap-
5 propriations Act, 2021 (division F of Public Law 116–
6 260) shall continue to be submitted semimonthly and each
7 matter required to be included in such reports by such
8 section 216 shall apply in the same manner and to the
9 same extent during the period described in such section
10 216.

11 SEC. 220. The terms and conditions of section 217
12 of the Department of Homeland Security Appropriations
13 Act, 2020 (division D of Public Law 116–93) shall apply
14 to this Act.

15 SEC. 221. (a) None of the funds appropriated or oth-
16 erwise made available by this Act may be made available
17 to transport aliens unlawfully present in, paroled into, or
18 inadmissible to the United States into the interior of the
19 United States for purposes other than enforcement of the
20 immigration laws (as such term is defined in section 101
21 of the Immigration and Nationality Act (8 U.S.C. 1101)).

22 (b) The limitation under subsection (a) shall not
23 apply with respect to amounts made available to transport
24 unaccompanied alien children (as such term is defined in

1 section 462 of the Homeland Security Act of 2002 (6
2 U.S.C. 279)).

3 SEC. 222. (a) None of the funds appropriated or oth-
4 erwise made available by this Act for “U.S. Immigration
5 and Customs Enforcement” may be used to pay for or
6 facilitate an abortion, except where the life of the mother
7 would be endangered if the fetus would be carried to term,
8 or in the case of rape or incest.

9 (b) None of the funds appropriated or otherwise
10 made available by this Act for “U.S. Immigration and
11 Customs Enforcement” may be used to require any person
12 to perform, or facilitate in any way the performance of,
13 any abortion.

14 SEC. 223. None of the funds appropriated or other-
15 wise made available by this Act may be made available
16 to administer hormone therapy medication or perform or
17 facilitate any surgery for any person in custody of U.S.
18 Immigration and Customs Enforcement for the purpose
19 of gender-affirming care.

20 SEC. 224. The Secretary of Homeland Security shall
21 allocate amounts appropriated or otherwise made available
22 under the heading “U.S. Immigration and Customs En-
23 forcement—Operations and Support” by this Act in order
24 to—

1 (1) prioritize resources to apprehend, detain,
2 and remove aliens who—

3 (a) are linked to terrorist organizations or
4 terrorist-related activities, or otherwise pose a
5 danger to national security;

6 (b) possess a criminal history, with a par-
7 ticular emphasis on violent criminals, felons,
8 and repeat offenders;

9 (c) have ties to organized criminal organi-
10 zations; or

11 (d) otherwise constitute a threat to public
12 safety;

13 (2) prioritize detention by using such amounts
14 to ensure that the average daily population of de-
15 tainees is maintained at the full capacity at all de-
16 tention facilities funded by this Act throughout the
17 fiscal year; and

18 (3) ensure that every alien on the non-detained
19 docket is enrolled into the Alternatives to Detention
20 Program with mandatory GPS monitoring through-
21 out the duration of all applicable immigration pro-
22 ceedings (including any appeals) and until removal,
23 if ordered removed.

24 SEC. 225. Not later than 45 days after the date of
25 enactment of this Act, the Chief Financial Officer of U.S.

1 Immigration and Customs Enforcement shall submit to
2 the Committees on Appropriations of the House of Rep-
3 resentatives and the Senate an obligation plan for
4 amounts made available in this Act for “U.S. Immigration
5 and Customs Enforcement”, delineated by level II pro-
6 gram, project, and activity.

7 SEC. 226. None of the funds provided under the
8 heading “U.S. Immigration and Customs Enforcement—
9 Operations and Support” may be made available to de-
10 velop or administer a physical identification card for pur-
11 poses of alien identification, verification of immigration
12 status, or immigration portal access.

13 SEC. 227. No law of any State or political subdivision
14 thereof pertaining to a minimum rate of compensation or
15 any other condition of employment shall apply in the case
16 of any person held in Federal custody pursuant to the im-
17 migration laws (as such term is defined in section 101 of
18 the Immigration and Nationality Act (8 U.S.C. 1101)).

19 SEC. 228. (a) None of the funds appropriated or oth-
20 erwise made available by this Act or any other Act shall
21 be used to execute an inspection of a detention facility that
22 is in a contractual agreement with U.S. Immigration and
23 Customs Enforcement for the provision of detention serv-
24 ices and that is subject to the terms, conditions, and
25 standards found within the National Detention Standards

1 for Non-Dedicated Facilities, as revised in 2019 for U.S.
2 Immigration and Customs Enforcement, except solely for
3 compliance with the terms, conditions, and standards
4 found within the National Detention Standards for Non-
5 Dedicated Facilities, as revised in 2019.

6 (b) Executions of inspections described in subsection
7 (a) shall not occur within six months of a previous inspec-
8 tion of such facility, except with respect to inspections exe-
9 cuted by the Office of Inspector General.

10 SEC. 229. (a) None of the funds made available by
11 this Act or any other Act may be used to reduce the pres-
12 ence of U.S. Immigration and Customs Enforcement at-
13 taches or liaisons at international U.S. embassies or con-
14 sulates for the purposes of international investigations or
15 partnerships with foreign law enforcement.

16 (b) Subsection (a) shall not apply to a reduction of
17 presence in a specific country if—

18 (1) the Secretary of Homeland Security, in col-
19 laboration with the Secretary of State, provides a
20 written explanation of how maintaining a collabo-
21 rative investigatory presence in a specific country
22 undermines U.S. foreign policy interests in that
23 country to the Committees on Appropriations of the
24 House of Representatives and the Senate; or

1 (2) a country requests the cessation of collabo-
2 rative law enforcement activities performed by the
3 attache or liaison stationed at the embassy or con-
4 sulate to their country.

5 SEC. 230. (a) Members of the United States House
6 of Representatives and the United States Senate, includ-
7 ing the leadership; the heads of Federal agencies and com-
8 missions, including the Secretary, Deputy Secretary,
9 Under Secretaries, and Assistant Secretaries of the De-
10 partment of Homeland Security; the United States Attor-
11 ney General, Deputy Attorney General, Assistant Attor-
12 neys General, and the United States Attorneys; and senior
13 members of the Executive Office of the President, includ-
14 ing the Director of the Office of Management and Budget,
15 shall not be exempt from Federal passenger and baggage
16 screening.

17 (b) None of the funds made available in this or any
18 other Act, including prior Acts, or provided from any ac-
19 counts in the Treasury of the United States derived by
20 the collection of fees available to the components funded
21 by this Act may be used to carry out legislation altering
22 the applicability of the screening requirements outlined in
23 subsection (a).

24 SEC. 231. Notwithstanding section 44923 of title 49,
25 United States Code, for fiscal year 2026, any funds in

1 the Aviation Security Capital Fund established by section
2 44923(h) of title 49, United States Code, may be used
3 for the procurement and installation of explosives detec-
4 tion systems or for the issuance of other transaction agree-
5 ments for the purpose of funding projects described in sec-
6 tion 44923(a) of such title.

7 SEC. 232. Not later than 45 days after the submis-
8 sion of the President's budget proposal, the Administrator
9 of the Transportation Security Administration shall sub-
10 mit to the Committees on Appropriations and Homeland
11 Security of the House of Representatives and the Commit-
12 tees on Appropriations and Commerce, Science, and
13 Transportation of the Senate a single report that fulfills
14 the following requirements:

15 (1) a Capital Investment Plan, both constrained
16 and unconstrained, that includes a plan for contin-
17 uous and sustained capital investment in new, and
18 the replacement of aged, transportation security
19 equipment;

20 (2) the 5-year technology investment plan as re-
21 quired by section 1611 of title XVI of the Homeland
22 Security Act of 2002, as amended by section 3 of
23 the Transportation Security Acquisition Reform Act
24 (Public Law 113–245); and

1 (3) the Advanced Integrated Passenger Screen-
2 ing Technologies report as required by the Senate
3 Report accompanying the Department of Homeland
4 Security Appropriations Act, 2019 (Senate Report
5 115–283).

6 SEC. 233. Section 515(b) of Public Law 108–334 (49
7 U.S.C. 44945 note) is amended by striking “report” each
8 place it appears (including in the subsection heading) and
9 inserting “briefing”.

10 SEC. 234. (a) None of the funds made available by
11 this Act under the heading “Coast Guard—Operations
12 and Support” shall be for expenses incurred for rec-
13 reational vessels under section 12114 of title 46, United
14 States Code, except to the extent fees are collected from
15 owners of yachts and credited to the appropriation made
16 available by this Act under the heading “Coast Guard—
17 Operations and Support”.

18 (b) To the extent such fees are insufficient to pay
19 expenses of recreational vessel documentation under such
20 section 12114, and there is a backlog of recreational vessel
21 applications, personnel performing non-recreational vessel
22 documentation functions under subchapter II of chapter
23 121 of title 46, United States Code, may perform docu-
24 mentation under section 12114.

1 SEC. 235. Notwithstanding any other provision of
2 law, the Commandant of the Coast Guard shall submit
3 to the Committees on Appropriations of the House of Rep-
4 resentatives and the Senate a future-years capital invest-
5 ment plan as described in the second proviso under the
6 heading “Coast Guard—Acquisition, Construction, and
7 Improvements” in the Department of Homeland Security
8 Appropriations Act, 2015 (Public Law 114–4), which shall
9 be subject to the requirements in the third and fourth pro-
10 visos under such heading.

11 SEC. 236. Amounts deposited into the Coast Guard
12 Housing Fund in fiscal year 2026 shall be available until
13 expended to carry out the purposes of section 2946 of title
14 14, United States Code, and shall be in addition to funds
15 otherwise available for such purposes.

16 SEC. 237. None of the funds made available by this
17 Act may be used by the United States Coast Guard to
18 enforce vessel speed restrictions with respect to the North
19 Atlantic right whale or the Rice’s whale that was not in
20 place prior to January 20, 2021.

21 SEC. 238. The United States Secret Service is au-
22 thorized to obligate funds in anticipation of reimburse-
23 ments from executive agencies, as defined in section 105
24 of title 5, United States Code, for personnel receiving
25 training sponsored by the James J. Rowley Training Cen-

1 ter, except that total obligations at the end of the fiscal
2 year shall not exceed total budgetary resources available
3 under the heading “United States Secret Service—Oper-
4 ations and Support” at the end of the fiscal year.

5 SEC. 239. (a) None of the funds made available to
6 the United States Secret Service by this Act or by previous
7 appropriations Acts may be made available for the protec-
8 tion of the head of a Federal agency other than the Sec-
9 retary of Homeland Security.

10 (b) The Director of the United States Secret Service
11 may enter into agreements to provide such protection on
12 a fully reimbursable basis.

13 SEC. 240. For purposes of section 503(a)(3) of this
14 Act, up to \$15,000,000 may be reprogrammed within
15 “United States Secret Service—Operations and Support”.

16 SEC. 241. Funding made available in this Act for
17 “United States Secret Service—Operations and Support”
18 is available for travel of United States Secret Service em-
19 ployees on protective missions without regard to the limi-
20 tations on such expenditures in this or any other Act if
21 the Director of the United States Secret Service or a des-
22 ignee notifies the Committees on Appropriations of the
23 House of Representatives and the Senate 10 or more days
24 in advance, or as early as practicable, prior to such ex-
25 penditures.

1 SEC. 242. The Secretary shall ensure that the No-
2 vember 30, 2021, policy statement from U.S. Customs and
3 Border Protection titled “Policy Statement and Required
4 Actions Regarding Pregnant, Postpartum, Nursing Indi-
5 viduals, and Infants in Custody,” or substantively similar
6 standards of treatment developed in consultation with ma-
7 ternal and pediatric health providers and experts, are in
8 effect and are fully implemented to safeguard the health,
9 safety, and rights of pregnant individuals in U.S. Customs
10 and Border Protection custody.

11 SEC. 243. None of the funds appropriated or other-
12 wise made available by this Act to U.S. Immigration and
13 Customs Enforcement may be used, in carrying out any
14 civil immigration enforcement activities under the immi-
15 gration laws (as such term is defined in section 101 of
16 the Immigration and Nationality Act (8 U.S.C. 1101)),
17 to—

- 18 (1) detain a citizen of the United States; or
19 (2) deport a citizen of the United States from
20 the United States.

1 TITLE III
2 PROTECTION, PREPAREDNESS, RESPONSE, AND
3 RECOVERY
4 CYBERSECURITY AND INFRASTRUCTURE SECURITY
5 AGENCY
6 OPERATIONS AND SUPPORT

7 For necessary expenses of the Cybersecurity and In-
8 frastructure Security Agency for operations and support,
9 \$2,237,159,000, of which \$24,424,000 shall remain avail-
10 able until September 30, 2027: *Provided*, That not to ex-
11 ceed \$3,825 shall be for official reception and representa-
12 tion expenses.

13 PROCUREMENT, CONSTRUCTION, AND IMPROVEMENTS
14 For necessary expenses of the Cybersecurity and In-
15 frastructure Security Agency for procurement, construc-
16 tion, and improvements, \$501,047,000, to remain avail-
17 able until September 30, 2028.

18 FEDERAL EMERGENCY MANAGEMENT AGENCY
19 OPERATIONS AND SUPPORT
20 For necessary expenses of the Federal Emergency
21 Management Agency for operations and support,
22 \$1,474,420,000: *Provided*, That not to exceed \$2,250 shall
23 be for official reception and representation expenses.

1 PROCUREMENT, CONSTRUCTION, AND IMPROVEMENTS

2 For necessary expenses of the Federal Emergency
3 Management Agency for procurement, construction, and
4 improvements, \$158,419,000, of which \$94,794,000 shall
5 remain available until September 30, 2028, and of which
6 \$63,625,000 shall remain available until September 30,
7 2030.

8 FEDERAL ASSISTANCE

9 For activities of the Federal Emergency Management
10 Agency for Federal assistance through grants, contracts,
11 cooperative agreements, and other activities,
12 \$3,756,676,000, which shall be allocated as follows:

13 (1) \$520,000,000 for the State Homeland Secu-
14 rity Grant Program under section 2004 of the
15 Homeland Security Act of 2002 (6 U.S.C. 605), of
16 which \$90,000,000 shall be for Operation
17 Stonegarden and \$15,000,000 shall be for Tribal
18 Homeland Security Grants under section 2005 of
19 the Homeland Security Act of 2002 (6 U.S.C. 606):
20 *Provided*, That notwithstanding subsection (c)(4) of
21 such section 2004, for fiscal year 2026, the Com-
22 monwealth of Puerto Rico shall make available to
23 local and Tribal governments amounts provided to
24 the Commonwealth of Puerto Rico under this para-

1 graph in accordance with subsection (c)(1) of such
2 section 2004.

3 (2) \$615,000,000 for the Urban Area Security
4 Initiative under section 2003 of the Homeland Secu-
5 rity Act of 2002 (6 U.S.C. 604).

6 (3) \$335,000,000 for the Nonprofit Security
7 Grant Program under section 2009 of the Homeland
8 Security Act of 2002 (6 U.S.C. 609a), of which
9 \$167,500,000 is for eligible recipients located in
10 high-risk urban areas that receive funding under
11 section 2003 of such Act and \$167,500,000 is for el-
12 igible recipients that are located outside such areas:
13 *Provided*, That eligible recipients are those described
14 in section 2009(b) of such Act (6 U.S.C. 609a(b))
15 or are an otherwise eligible recipient at risk of a ter-
16 rorist or other extremist attack.

17 (4) \$94,500,000 for Public Transportation Se-
18 curity Assistance, Railroad Security Assistance, and
19 Over-the-Road Bus Security Assistance under sec-
20 tions 1406, 1513, and 1532 of the Implementing
21 Recommendations of the 9/11 Commission Act of
22 2007 (6 U.S.C. 1135, 1163, and 1182), of which
23 \$9,000,000 shall be for Amtrak security and
24 \$1,000,000 shall be for Over-the-Road Bus Security:
25 *Provided*, That such public transportation security

1 assistance shall be provided directly to public trans-
2 portation agencies.

3 (5) \$100,000,000 for Port Security Grants in
4 accordance with section 70107 of title 46, United
5 States Code.

6 (6) \$720,000,000, to remain available until
7 September 30, 2027, of which \$360,000,000 shall be
8 for Assistance to Firefighter Grants and
9 \$360,000,000 shall be for Staffing for Adequate
10 Fire and Emergency Response Grants under sec-
11 tions 33 and 34 respectively of the Federal Fire Pre-
12 vention and Control Act of 1974 (15 U.S.C. 2229
13 and 2229a).

14 (7) \$355,000,000 for emergency management
15 performance grants under the National Flood Insur-
16 ance Act of 1968 (42 U.S.C. 4001 et seq.), the Rob-
17 ert T. Stafford Disaster Relief and Emergency As-
18 sistance Act (42 U.S.C. 5121), the Earthquake Haz-
19 ards Reduction Act of 1977 (42 U.S.C. 7701), sec-
20 tion 762 of title 6, United States Code, and Reorga-
21 nization Plan No. 3 of 1978 (5 U.S.C. App.).

22 (8) \$312,750,000 for necessary expenses for
23 Flood Hazard Mapping and Risk Analysis, in addi-
24 tion to and to supplement any other sums appro-
25 priated under the National Flood Insurance Fund,

1 and such additional sums as may be provided by
2 States or other political subdivisions for cost-shared
3 mapping activities under section 1360(f)(2) of the
4 National Flood Insurance Act of 1968 (42 U.S.C.
5 4101(f)(2)), to remain available until expended.

6 (9) \$9,720,000 for Regional Catastrophic Pre-
7 paredness Grants.

8 (10) \$105,300,000 for the emergency food and
9 shelter program under title III of the McKinney-
10 Vento Homeless Assistance Act (42 U.S.C. 11331),
11 to remain available until September 30, 2027: *Pro-*
12 *vided*, That not to exceed 3.5 percent shall be for
13 total administrative costs.

14 (11) \$40,000,000 for the Next Generation
15 Warning System.

16 (12) \$170,000,000 for Community Project
17 Funding grants, which shall be for the purposes,
18 and the amounts, specified in the table entitled
19 “Homeland Security—Community Project Funding”
20 in the report accompanying this Act, of which—

21 (A) \$64,899,341, in addition to amounts
22 otherwise made available for such purpose, is
23 for emergency operations center grants under
24 section 614 of the Robert T. Stafford Disaster

1 Relief and Emergency Assistance Act (42
2 U.S.C. 5196c); and

3 (B) \$105,100,659, in addition to amounts
4 otherwise made available for such purpose, is
5 for pre-disaster mitigation grants under section
6 203 of the Robert T. Stafford Disaster Relief
7 and Emergency Assistance Act (42 U.S.C.
8 5133(e), notwithstanding subsections (f), (g),
9 and (l) of that section (42 U.S.C. 5133(f), (g),
10 (l)).

11 (13) \$379,406,000 to sustain current oper-
12 ations for training, exercises, technical assistance,
13 and other programs.

14 DISASTER RELIEF FUND

15 For necessary expenses in carrying out the Robert
16 T. Stafford Disaster Relief and Emergency Assistance Act
17 (42 U.S.C. 5121 et seq.), \$26,474,000,000, to remain
18 available until expended: *Provided*, That such amount
19 shall be for major disasters declared pursuant to the Rob-
20 ert T. Stafford Disaster Relief and Emergency Assistance
21 Act (42 U.S.C. 5121 et seq.) and is designated by the
22 Congress as being for disaster relief pursuant to section
23 251(b)(2)(D) of the Balanced Budget and Emergency
24 Deficit Control Act of 1985.

1 NATIONAL FLOOD INSURANCE FUND

2 For activities under the National Flood Insurance
3 Act of 1968 (42 U.S.C. 4001 et seq.), the Flood Disaster
4 Protection Act of 1973 (42 U.S.C. 4001 et seq.), the
5 Biggert-Waters Flood Insurance Reform Act of 2012
6 (Public Law 112–141, 126 Stat. 916), and the Home-
7 owner Flood Insurance Affordability Act of 2014 (Public
8 Law 113–89; 128 Stat. 1020), \$202,100,000, to remain
9 available until September 30, 2027, which shall be derived
10 from offsetting amounts collected under section 1308(d)
11 of the National Flood Insurance Act of 1968 (42 U.S.C.
12 4015(d)); of which \$14,578,000 shall be available for mis-
13 sion support associated with flood management; and of
14 which \$187,522,000 shall be available for flood plain man-
15 agement and flood mapping: *Provided*, That any addi-
16 tional fees collected pursuant to section 1308(d) of the
17 National Flood Insurance Act of 1968 (42 U.S.C.
18 4015(d)) shall be credited as offsetting collections to this
19 account, to be available for flood plain management and
20 flood mapping: *Provided further*, That in fiscal year 2026,
21 no funds shall be available from the National Flood Insur-
22 ance Fund under section 1310 of the National Flood In-
23 surance Act of 1968 (42 U.S.C. 4017) in excess of—

1 (1) \$230,669,000 for operating expenses and
2 salaries and expenses associated with flood insurance
3 operations;

4 (2) \$1,505,000,000 for commissions and taxes
5 of agents;

6 (3) such sums as are necessary for interest on
7 Treasury borrowings; and

8 (4) \$175,000,000, which shall remain available
9 until expended, for flood mitigation actions and for
10 flood mitigation assistance under section 1366 of the
11 National Flood Insurance Act of 1968 (42 U.S.C.
12 4104c), notwithstanding sections 1366(e) and
13 1310(a)(7) of such Act (42 U.S.C. 4104c(e), 4017):

14 *Provided further*, That the amounts collected under section
15 102 of the Flood Disaster Protection Act of 1973 (42
16 U.S.C. 4012a) and section 1366(e) of the National Flood
17 Insurance Act of 1968 (42 U.S.C. 4104c(e)), shall be de-
18 posited in the National Flood Insurance Fund to supple-
19 ment other amounts specified as available for section 1366
20 of the National Flood Insurance Act of 1968, notwith-
21 standing section 102(f)(8), section 1366(e) of the National
22 Flood Insurance Act of 1968, and paragraphs (1) through
23 (3) of section 1367(b) of such Act (42 U.S.C. 4012a(f)(8),
24 4104c(e), 4104d(b)(1)–(3)): *Provided further*, That total
25 administrative costs shall not exceed 4 percent of the total

1 appropriation: *Provided further*, That up to \$4,000,000 is
2 available to carry out section 24 of the Homeowner Flood
3 Insurance Affordability Act of 2014 (42 U.S.C. 4033).

4 ADMINISTRATIVE PROVISIONS

5 (INCLUDING TRANSFERS OF FUNDS)

6 SEC. 301. Funds made available under the heading
7 “Cybersecurity and Infrastructure Security Agency—Op-
8 erations and Support” may be made available for the nec-
9 essary expenses of procuring or providing access to cyber-
10 security threat feeds for branches, agencies, independent
11 agencies, corporations, establishments, and instrumental-
12 ities of the Federal Government of the United States,
13 State, local, Tribal, and territorial entities, fusion centers
14 as described in section 210A of the Homeland Security
15 Act (6 U.S.C. 124h), and Information Sharing and Anal-
16 ysis Organizations.

17 SEC. 302. (a) Notwithstanding section 2008(a)(12)
18 of the Homeland Security Act of 2002 (6 U.S.C.
19 609(a)(12)) or any other provision of law, not more than
20 5 percent of the amount of a grant made available in para-
21 graphs (1) through (5) under “Federal Emergency Man-
22 agement Agency—Federal Assistance”, may be used by
23 the recipient for expenses directly related to administra-
24 tion of the grant.

1 (b) The authority provided in subsection (a) shall also
2 apply to a state recipient for the administration of a grant
3 under such paragraph (3).

4 SEC. 303. Applications for grants under the heading
5 “Federal Emergency Management Agency—Federal As-
6 sistance”, for paragraphs (1) through (5), shall be made
7 available to eligible applicants not later than 60 days after
8 the date of enactment of this Act, eligible applicants shall
9 submit applications not later than 80 days after the grant
10 announcement, and the Administrator of the Federal
11 Emergency Management Agency shall act within 65 days
12 after the receipt of an application.

13 SEC. 304. (a) Under the heading “Federal Emer-
14 gency Management Agency—Federal Assistance”, for
15 grants under paragraphs (1) through (5) and (9), the Ad-
16 ministrator of the Federal Emergency Management Agen-
17 cy shall brief the Committees on Appropriations of the
18 House of Representatives and the Senate 5 full business
19 days in advance of announcing publicly the intention of
20 making an award.

21 (b) If any such public announcement is made before
22 5 full business days have elapsed following such briefing,
23 \$1,000,000 of amounts appropriated by this Act for “Fed-
24 eral Emergency Management Agency—Operations and
25 Support” shall be rescinded.

1 SEC. 305. Under the heading “Federal Emergency
2 Management Agency—Federal Assistance”, for grants
3 under paragraphs (1) and (2), the installation of commu-
4 nications towers is not considered construction of a build-
5 ing or other physical facility.

6 SEC. 306. The reporting requirements in paragraphs
7 (1) and (2) under the heading “Federal Emergency Man-
8 agement Agency—Disaster Relief Fund” in the Depart-
9 ment of Homeland Security Appropriations Act, 2015
10 (Public Law 114–4), related to reporting on the Disaster
11 Relief Fund, shall be applied in fiscal year 2026 with re-
12 spect to budget year 2027 and current fiscal year 2026,
13 respectively—

14 (1) in paragraph (1) by substituting “fiscal
15 year 2027” for “fiscal year 2016”; and

16 (2) in paragraph (2) by inserting “business”
17 after “fifth”.

18 SEC. 307. In making grants under the heading “Fed-
19 eral Emergency Management Agency—Federal Assist-
20 ance”, for Staffing for Adequate Fire and Emergency Re-
21 sponse grants, the Administrator of the Federal Emer-
22 gency Management Agency may grant waivers from the
23 requirements in subsections (a)(1)(A), (a)(1)(B),
24 (a)(1)(E), (c)(1), (c)(2), and (c)(4) of section 34 of the

1 Federal Fire Prevention and Control Act of 1974 (15
2 U.S.C. 2229a).

3 SEC. 308. (a) The aggregate charges assessed during
4 fiscal year 2026, as authorized in title III of the Depart-
5 ments of Veterans Affairs and Housing and Urban Devel-
6 opment, and Independent Agencies Appropriations Act,
7 1999 (42 U.S.C. 5196e), shall not be less than 100 per-
8 cent of the amounts anticipated by the Department of
9 Homeland Security to be necessary for its Radiological
10 Emergency Preparedness Program for the next fiscal year.

11 (b) The methodology for assessment and collection of
12 fees shall be fair and equitable and shall reflect costs of
13 providing such services, including administrative costs of
14 collecting such fees.

15 (c) Such fees shall be deposited in a Radiological
16 Emergency Preparedness Program account as offsetting
17 collections and will become available for authorized pur-
18 poses on October 1, 2026, and remain available until ex-
19 pended.

20 SEC. 309. In making grants under the heading “Fed-
21 eral Emergency Management Agency—Federal Assist-
22 ance”, for Assistance to Firefighter Grants, the Adminis-
23 trator of the Federal Emergency Management Agency
24 may waive subsection (k) of section 33 of the Federal Fire
25 Prevention and Control Act of 1974 (15 U.S.C. 2229).

1 SEC. 310. Any unobligated balances of funds appro-
2 priated in any prior Act for activities funded by the Na-
3 tional Predisaster Mitigation Fund under section 203 of
4 the Robert T. Stafford Disaster Relief and Emergency As-
5 sistance Act (42 U.S.C. 5133), as in effect on the day
6 before the date of enactment of section 1234 of division
7 D of Public Law 115–254, may be transferred to and
8 merged with funds set aside pursuant to subsection (i)(1)
9 of section 203 of the Robert T. Stafford Disaster Relief
10 and Emergency Assistance Act (42 U.S.C. 5133), as in
11 effect on the date of the enactment of this section.

12 SEC. 311. Any unobligated balances of funds appro-
13 priated under the heading “Federal Emergency Manage-
14 ment Agency—Flood Hazard Mapping and Risk Analysis
15 Program” in any prior Act may be transferred to and
16 merged with funds appropriated under the heading “Fed-
17 eral Emergency Management Agency—Federal Assist-
18 ance” for necessary expenses for Flood Hazard Mapping
19 and Risk Analysis: *Provided*, That funds transferred pur-
20 suant to this section shall be in addition to and supple-
21 ment any other sums appropriated for such purposes
22 under the National Flood Insurance Fund and such addi-
23 tional sums as may be provided by States or other political
24 subdivisions for cost-shared mapping activities under sec-
25 tion 1360(f)(2) of the National Flood Insurance Act of

1 1968 (42 U.S.C. 4101(f)(2)), to remain available until ex-
2 pended.

3 SEC. 312. Section 203 of the Robert T. Stafford Dis-
4 aster Relief and Emergency Assistance Act (42 U.S.C.
5 section 5133) is amended as follows:

6 (1) In subsection (b)—

7 (A) by striking “may” and inserting
8 “shall”; and

9 (B) by inserting “related to a major dis-
10 aster declaration in the previous 4 years and”
11 after “measures that are”.

12 (2) In subsection (c) by striking “may” and in-
13 serting “shall”.

14 (3) In subsection (g)—

15 (A) in the matter preceding paragraph (1),
16 by striking “7 years” and inserting “4 years”;

17 (B) by striking the semicolon at the end of
18 paragraph (10) and inserting “; and”;

19 (C) by striking “; and” at the end of para-
20 graph (11) and inserting a period; and

21 (D) by striking paragraph (12).

22 (4) In subsection (i)(1)—

23 (A) by striking “may” and inserting
24 “shall”; and

1 (B) by striking “equal to” and inserting
2 “that is not less than 3 percent and not more
3 than”.

1 TITLE IV
2 RESEARCH, DEVELOPMENT, TRAINING, AND
3 SERVICES

4 U.S. CITIZENSHIP AND IMMIGRATION SERVICES
5 OPERATIONS AND SUPPORT

6 For necessary expenses of U.S. Citizenship and Im-
7 migration Services for operations and support of the E-
8 Verify Program, \$112,551,000: *Provided*, That such
9 amounts shall be in addition to any other amounts made
10 available for such purposes, and shall not be construed to
11 require any reduction of any fee described in section
12 286(m) of the Immigration and Nationality Act (8 U.S.C.
13 1356(m)).

14 FEDERAL LAW ENFORCEMENT TRAINING CENTERS
15 OPERATIONS AND SUPPORT

16 For necessary expenses of the Federal Law Enforce-
17 ment Training Centers for operations and support, includ-
18 ing the purchase of not to exceed 117 vehicles for police-
19 type use and hire of passenger motor vehicles, and services
20 as authorized by section 3109 of title 5, United States
21 Code, \$385,644,000, of which \$75,551,000 shall remain
22 available until September 30, 2027: *Provided*, That not
23 to exceed \$7,180 shall be for official reception and rep-
24 resentation expenses.

1 PROCUREMENT, CONSTRUCTION, AND IMPROVEMENTS

2 For necessary expenses of the Federal Law Enforce-
3 ment Training Centers for procurement, construction, and
4 improvements, \$18,300,000, to remain available until Sep-
5 tember 30, 2030, for acquisition of necessary additional
6 real property and facilities, construction and ongoing
7 maintenance, facility improvements, and related expenses
8 of the Federal Law Enforcement Training Centers.

9 SCIENCE AND TECHNOLOGY DIRECTORATE

10 OPERATIONS AND SUPPORT

11 For necessary expenses of the Science and Tech-
12 nology Directorate for operations and support, including
13 the purchase or lease of not to exceed 5 vehicles,
14 \$368,624,000, of which \$206,093,000 shall remain avail-
15 able until September 30, 2027: *Provided*, That not to ex-
16 ceed \$10,000 shall be for official reception and representa-
17 tion expenses.

18 PROCUREMENT, CONSTRUCTION, AND IMPROVEMENTS

19 For necessary expenses of the Science and Tech-
20 nology Directorate for procurement, construction, and im-
21 provements, \$40,000,000, to remain available until Sep-
22 tember 30, 2030.

23 RESEARCH AND DEVELOPMENT

24 For necessary expenses of the Science and Tech-
25 nology Directorate for research and development,

1 \$350,074,000, to remain available until September 30,
2 2028.

3 ADMINISTRATIVE PROVISIONS

4 SEC. 401. (a) Notwithstanding any other provision
5 of law, funds otherwise made available to U.S. Citizenship
6 and Immigration Services may be used to acquire, operate,
7 equip, and dispose of up to 5 vehicles, for replacement
8 only, for areas where the Administrator of General Serv-
9 ices does not provide vehicles for lease.

10 (b) The Director of U.S. Citizenship and Immigration
11 Services may authorize employees who are assigned to
12 those areas to use such vehicles to travel between the em-
13 ployees' residences and places of employment.

14 SEC. 402. None of the funds appropriated by this Act
15 may be used to process or approve a competition under
16 Office of Management and Budget Circular A-76 for serv-
17 ices provided by employees (including employees serving
18 on a temporary or term basis) of U.S. Citizenship and Im-
19 migration Services of the Department of Homeland Secu-
20 rity who are known as Immigration Information Officers,
21 Immigration Service Analysts, Contact Representatives,
22 Investigative Assistants, or Immigration Services Officers.

23 SEC. 403. None of the funds appropriated or other-
24 wise made available by this Act may be made available
25 to issue any employment authorization document or simi-

1 lar document to any alien whose application for asylum
2 in the United States has been denied, or who is convicted
3 of a Federal or State crime while his or her application
4 for asylum in the United States is pending.

5 SEC. 404. Notwithstanding section 286(n) of the Im-
6 migration and Nationality Act (8 U.S.C. 1356(n)), the Di-
7 rector of U.S. Citizenship and Immigration Services may
8 use not more than \$2,500 of the amounts deposited in
9 the Immigration Examinations Fee Account for official re-
10 ception and representation expenses in fiscal year 2026.

11 SEC. 405. No Federal funds made available to the
12 Department of Homeland Security may be used for the
13 consideration of a petition for a nonimmigrant visa under
14 section 101(a)(15)(H)(i)(b) of the Immigration and Na-
15 tionality Act, if the petitioner is any entity identified under
16 section 1260H of the William M. (Mac) Thornberry Na-
17 tional Defense Authorization Act for Fiscal Year 2021
18 (Public Law 116–283) or any subsidiary of such entity.

19 SEC. 406. The Director of the Federal Law Enforce-
20 ment Training Centers is authorized to distribute funds
21 to Federal law enforcement agencies for expenses incurred
22 participating in training accreditation.

23 SEC. 407. The Federal Law Enforcement Training
24 Accreditation Board, including representatives from the
25 Federal law enforcement community and non-Federal ac-

1 creditation experts involved in law enforcement training,
2 shall lead the Federal law enforcement training accredita-
3 tion process to continue the implementation of measuring
4 and assessing the quality and effectiveness of Federal law
5 enforcement training programs, facilities, and instructors.

6 SEC. 408. (a) The Director of the Federal Law En-
7 forcement Training Centers may accept transfers to its
8 “Procurement, Construction, and Improvements” account
9 from Government agencies requesting the construction of
10 special use facilities, as authorized by the Economy Act
11 (31 U.S.C. 1535(b)).

12 (b) The Federal Law Enforcement Training Centers
13 shall maintain administrative control and ownership upon
14 completion of such facilities.

15 SEC. 409. The functions of the Federal Law Enforce-
16 ment Training Centers instructor staff shall be classified
17 as inherently governmental for purposes of the Federal
18 Activities Inventory Reform Act of 1998 (31 U.S.C. 501
19 note).

20 SEC. 410. None of the funds made available in this
21 Act may be made available to implement, administer, or
22 enforce the “Asylum Program Fee” from the Final Rule
23 entitled “U.S. Citizenship and Immigration Services Fee
24 Schedule and Changes to Certain Other Immigration Ben-
25 efit Request Requirements” (88 Fed. Reg. 6194).

1 SEC. 411. None of the funds made available by this
2 Act may be obligated, expended, or used in any manner
3 to determine that any alien has a credible fear of persecu-
4 tion under section 235(b)(1)(B)(v) of the Immigration and
5 Nationality Act (8 U.S.C. 1225(b)(1)(B)(v)) unless taking
6 into account the credibility of the statements made by the
7 alien in support of the alien's claim, as determined pursu-
8 ant to section 208(b)(1)(B)(iii), and such other facts as
9 are known to the officer, the alien more likely than not
10 could establish eligibility for asylum under section 208,
11 and it is more likely than not that the statements made
12 by, and on behalf of, the alien in support of the alien's
13 claim are true.

14 SEC. 412. None of the funds made available by this
15 Act may be obligated, expended, or used in any manner
16 to determine that any alien has a credible fear of persecu-
17 tion under section 235(b)(1)(B)(v) of the Immigration and
18 Nationality Act (8 U.S.C. 1225(b)(1)(B)(v)) or to grant
19 asylum to any alien pursuant to section 208 of the Immi-
20 gration and Nationality Act (8 U.S.C. 1158) if such alien
21 entered, attempted to enter, or arrived in the United
22 States after transiting through at least one country out-
23 side the alien's country of citizenship, nationality, or last
24 lawful habitual residence en route to the United States
25 unless—

1 (a) the alien demonstrates that he or she applied for
2 protection from persecution or torture in each country out-
3 side the alien's country of citizenship, nationality, or last
4 lawful habitual residence through which the alien transited
5 en route to the United States, and the alien received a
6 final judgment denying the alien protection in each coun-
7 try;

8 (b) the alien demonstrates that he or she was a victim
9 of a severe form of trafficking in which a commercial sex
10 act was induced by force, fraud, or coercion, or in which
11 the person induced to perform such act was under the age
12 of 18 years; or in which the trafficking included the re-
13 cruitment, harboring, transportation, provision, or obtain-
14 ing of a person for labor or services through the use of
15 force, fraud, or coercion for the purpose of subjection to
16 involuntary servitude, peonage, debt bondage, or slavery,
17 and was unable to apply for protection from persecution
18 in each country through which the alien transited en route
19 to the United States as a result of such severe form of
20 trafficking; or

21 (c) the only countries through which the alien
22 transited en route to the United States were, at the time
23 of the transit, not parties to the 1951 United Nations
24 Convention relating to the Status of Refugees, the 1967
25 Protocol Relating to the Status of Refugees, or the United

1 Nations Convention against Torture and Other Cruel, In-
2 human or Degrading Treatment or Punishment.

3 SEC. 413. An employer that received a labor certifi-
4 cation from the Department of Labor under section
5 214(c)(1) of the Immigration and Nationality Act with re-
6 gard to a petition to import an alien under section
7 101(a)(15)(H)(ii)(b) of such Act in fiscal year 2025,
8 2024, 2023, 2022 and 2021 shall, upon issuance of the
9 labor certification and approval of the petition, obtain po-
10 sitions exempt from the numerical limitation under section
11 214(g)(1)(B) of such Act in an amount that does not ex-
12 ceed the highest number of positions for all labor certifi-
13 cations received by such employer in any 1 of the prior
14 5 fiscal years in fiscal year 2026.

15 SEC. 414. In fiscal year 2026, for the purpose of ad-
16 mission under section 101(a)(15)(H)(ii)(a) of the Immi-
17 gration and Nationality Act and an application pursuant
18 to section 218 of such Act, work performed by workers
19 on agricultural operations (as such term is defined in sec-
20 tion 1619 of the Food, Conservation, and Energy Act of
21 2008 (7 U.S.C. 8791) shall be considered agricultural
22 labor or services of a temporary or seasonal nature de-
23 scribed in section 101(a)(15)(H)(ii)(a) of such Act, and
24 such workers shall be eligible for admission under such
25 section for a period not to exceed one year.

1 SEC. 415. None of the funds appropriated or other-
2 wise made available by this Act may be made available
3 to implement, administer, or enforce the Final Rule enti-
4 tled “Modernizing H-2 Program Requirements, Oversight,
5 and Worker Protections” (89 Fed. Reg. 103202).

6 SEC. 416. (a) Subparagraph (P) of section
7 101(a)(15) of the Immigration and Nationality Act (8
8 U.S.C. 1101(a)(15)(P)) is amended—

9 (1) in clause (iii)(II), by striking “or” at the end;

10 (2) by redesignating clause (iv) as clause (v);

11 (3) in clause (v), as redesignated by subparagraph
12 (B), by striking “clause (i), (ii), or (iii)” and inserting
13 “clause (i), (ii), (iii), or (iv)”; and

14 (4) by inserting after clause (iii) the following:

15 “(iv) seeks to enter the United States
16 temporarily and solely for the purpose of
17 performing functions that are integral and
18 essential to the operation of a mobile en-
19 tertainment provider (as set forth in sec-
20 tion 214(c)(4)(I)(ii)); or”.

21 (b) Paragraph (4) of section 214(c) of the Immigra-
22 tion and Nationality Act (8 U.S.C. 1184(c)(4)) is amend-
23 ed by adding at the end the following:

24 “(I) The following shall apply to the admission of any
25 alien under section 101(a)(15)(P)(iv):

1 “(i) The mobile entertainment provider shall be
2 subject to the same program requirements that gov-
3 ern the admission of non-immigrants pursuant to
4 section 101(a)(15)(H)(ii)(b) of the Immigration and
5 Nationality Act (8 U.S.C. 1101(a) (15)(H)(ii)(b)) as
6 promulgated by the Department of Labor in section
7 655 of title 20 of the Code of Federal Regulations.

8 “(ii) For purposes of section 101(a)(15)(P)(iv),
9 functions that are integral and essential to the oper-
10 ation of a mobile entertainment provider include
11 transporting, assembly, operation, disassembly, and
12 maintenance of mobile entertainment attractions,
13 structures, and equipment, including rides, games,
14 novelties, and food or beverage concessions, as well
15 as other functions that are common in the mobile
16 entertainment industry and are necessary for the
17 safe and efficient operation of the mobile entertain-
18 ment provider.

19 “(iii) For purposes of this subparagraph, the
20 term ‘mobile entertainment provider’ means—

21 “(I) a carnival or circus that travels
22 around the United States on a temporary or
23 seasonal basis; or

24 “(II) a provider of services normally affili-
25 ated with a carnival or circus, such as food and

1 game concessions, that travels around the
2 United States on a seasonal or temporary basis
3 to provide services to State, county, and local
4 fairs and festivals, or support events sponsored
5 by not-for-profit organizations for fund-
6 raising.”.

7 (c) Not later than 180 days after the date of the en-
8 actment of this Act, the Secretary of Homeland Security
9 and the Secretary of Labor shall separately publish in the
10 Federal Register proposed rules implementing the provi-
11 sions of this section and the amendments made by this
12 section, and shall finalize such rules not later than 1 year
13 after the date of the enactment of this Act.

14 TITLE V

15 GENERAL PROVISIONS

16 (INCLUDING TRANSFERS OF FUNDS)

17 SEC. 501. No part of any appropriation contained in
18 this Act shall remain available for obligation beyond the
19 current fiscal year unless expressly so provided herein.

20 SEC. 502. Subject to the requirements of section 503
21 of this Act, the unexpended balances of prior appropria-
22 tions provided for activities in this Act may be transferred
23 to appropriation accounts for such activities established
24 pursuant to this Act, may be merged with funds in the
25 applicable established accounts, and thereafter may be ac-

1 counted for as one fund for the same time period as origi-
2 nally enacted.

3 SEC. 503. (a) None of the funds provided by this Act,
4 provided by previous appropriations Acts to the compo-
5 nents in or transferred to the Department of Homeland
6 Security that remain available for obligation or expendi-
7 ture in fiscal year 2026, or provided from any accounts
8 in the Treasury of the United States derived by the collec-
9 tion of fees available to the components funded by this
10 Act, shall be available for obligation or expenditure
11 through a reprogramming of funds that—

12 (1) creates or eliminates a program, project, or
13 activity, or increases funds for any program, project,
14 or activity for which funds have been denied or re-
15 stricted by the Congress;

16 (2) contracts out any function or activity pres-
17 ently performed by Federal employees or any new
18 function or activity proposed to be performed by
19 Federal employees in the President's budget pro-
20 posal for fiscal year 2026 for the Department of
21 Homeland Security;

22 (3) augments funding for existing programs,
23 projects, or activities in excess of \$5,000,000 or 10
24 percent, whichever is less;

1 (4) reduces funding for any program, project,
2 or activity, or numbers of personnel, by 10 percent
3 or more; or

4 (5) results from any general savings from a re-
5 duction in personnel that would result in a change
6 in funding levels for programs, projects, or activities
7 as approved by the Congress.

8 (b) Subsection (a) shall not apply if the Committees
9 on Appropriations of the House of Representatives and the
10 Senate are notified at least 30 days in advance of such
11 reprogramming.

12 (c) Up to 2.5 percent of any appropriation made
13 available for the current fiscal year for the Department
14 of Homeland Security by this Act or provided by previous
15 appropriations Acts may be transferred between such ap-
16 propriations if the Committees on Appropriations of the
17 House of Representatives and the Senate are notified at
18 least 30 days in advance of such transfer, but no such
19 appropriation, except as otherwise specifically provided,
20 shall be increased by more than 5 percent by such trans-
21 fer.

22 (d) Notwithstanding subsections (a), (b), and (c), no
23 funds shall be reprogrammed within or transferred be-
24 tween appropriations—

1 (1) based upon an initial notification provided
2 after June 15, except in extraordinary circumstances
3 that imminently threaten the safety of human life or
4 the protection of property;

5 (2) to increase or decrease funding for grant
6 programs; or

7 (3) to create a program, project, or activity
8 pursuant to subsection (a)(1), including any new
9 function or requirement within any program, project,
10 or activity, not approved by Congress in the consid-
11 eration of the enactment of this Act.

12 (e) The notification thresholds and procedures set
13 forth in subsections (a), (b), (c), and (d) shall apply to
14 any use of deobligated balances of funds provided in pre-
15 vious Department of Homeland Security Appropriations
16 Acts that remain available for obligation in the current
17 year.

18 (f) Notwithstanding subsection (c), the Secretary of
19 Homeland Security may transfer to the fund established
20 by 8 U.S.C. 1101 note, up to \$20,000,000 from appro-
21 priations available to the Department of Homeland Secu-
22 rity: *Provided*, That the Secretary shall notify the Com-
23 mittees on Appropriations of the House of Representatives
24 and the Senate at least 5 days in advance of such transfer.

1 SEC. 504. (a) Section 504 of the Department of
2 Homeland Security Appropriations Act, 2017 (division F
3 of Public Law 115–31), related to the operations of a
4 working capital fund, shall apply with respect to funds
5 made available in this Act in the same manner as such
6 section applied to funds made available in that Act.

7 (b) Funds from such working capital fund may be
8 obligated and expended in anticipation of reimbursements
9 from components of the Department of Homeland Secu-
10 rity.

11 SEC. 505. (a) Except as otherwise specifically pro-
12 vided by law, not to exceed 50 percent of unobligated bal-
13 ances remaining available at the end of fiscal year 2026,
14 as recorded in the financial records at the time of a re-
15 programming notification, but not later than June 15,
16 2027, from appropriations for “Operations and Support”
17 for fiscal year 2026 in this Act shall remain available
18 through September 30, 2027, in the account and for the
19 purposes for which the appropriations were provided.

20 (b) Prior to the obligation of such funds, a notifica-
21 tion shall be submitted to the Committees on Appropria-
22 tions of the House of Representatives and the Senate in
23 accordance with section 503 of this Act.

24 SEC. 506. (a) Funds made available by this Act for
25 intelligence activities are deemed to be specifically author-

1 ized by the Congress for purposes of section 504 of the
2 National Security Act of 1947 (50 U.S.C. 414) during fis-
3 cal year 2026 until the enactment of an Act authorizing
4 intelligence activities for fiscal year 2026.

5 (b) Amounts described in subsection (a) made avail-
6 able for “Intelligence, Analysis, and Situational Aware-
7 ness—Operations and Support” that exceed the amounts
8 in such authorization for such account shall be transferred
9 to and merged with amounts made available under the
10 heading “Management Directorate—Operations and Sup-
11 port”.

12 (c) Prior to the obligation of any funds transferred
13 under subsection (b), the Undersecretary for Management
14 shall brief the Committees on Appropriations of the House
15 of Representatives and the Senate on a plan for the use
16 of such funds.

17 SEC. 507. (a) The Secretary of Homeland Security,
18 or the designee of the Secretary, shall notify the Commit-
19 tees on Appropriations of the House of Representatives
20 and the Senate at least 3 full business days in advance
21 of—

22 (1) making or awarding a grant allocation or
23 grant in excess of \$1,000,000;

24 (2) making or awarding a contract, other trans-
25 action agreement, or task or delivery order on a

1 multiple award contract, or to issue a letter of intent
2 totaling in excess of \$4,000,000;

3 (3) awarding a task or delivery order requiring
4 an obligation of funds in an amount greater than
5 \$10,000,000 from multi-year Department of Home-
6 land Security funds;

7 (4) making a sole-source grant award; or

8 (5) announcing publicly the intention to make
9 or award items under paragraph (1), (2), (3), or (4),
10 including a contract covered by the Federal Acquisi-
11 tion Regulation.

12 (b) If the Secretary of Homeland Security determines
13 that compliance with this section would pose a substantial
14 risk to human life, health, or safety, an award may be
15 made without notification, and the Secretary shall notify
16 the Committees on Appropriations of the House of Rep-
17 resentatives and the Senate not later than 5 full business
18 days after such an award is made or letter issued.

19 (c) A notification under this section—

20 (1) may not involve funds that are not available
21 for obligation; and

22 (2) shall include the amount of the award; the
23 fiscal year for which the funds for the award were
24 appropriated; the type of contract; and the account
25 from which the funds are being drawn.

1 SEC. 508. Notwithstanding any other provision of
2 law, no agency shall purchase, construct, or lease any ad-
3 ditional facilities, except within or contiguous to existing
4 locations, to be used for the purpose of conducting Federal
5 law enforcement training without advance notification to
6 the Committees on Appropriations of the House of Rep-
7 resentatives and the Senate, except that the Federal Law
8 Enforcement Training Centers is authorized to obtain the
9 temporary use of additional facilities by lease, contract,
10 or other agreement for training that cannot be accommo-
11 dated in existing Centers' facilities.

12 SEC. 509. None of the funds appropriated or other-
13 wise made available by this Act may be used for expenses
14 for any construction, repair, alteration, or acquisition
15 project for which a prospectus otherwise required under
16 chapter 33 of title 40, United States Code, has not been
17 approved, except that necessary funds may be expended
18 for each project for required expenses for the development
19 of a proposed prospectus.

20 SEC. 510. Sections 522 and 530 of the Department
21 of Homeland Security Appropriations Act, 2008 (division
22 E of Public Law 110–161; 121 Stat. 2073 and 2074) shall
23 apply with respect to funds made available in this Act in
24 the same manner as such sections applied to funds made
25 available in that Act.

1 SEC. 511. (a) None of the funds made available in
2 this Act may be used in contravention of the applicable
3 provisions of the Buy American Act.

4 (b) For purposes of subsection (a), the term “Buy
5 American Act” means chapter 83 of title 41, United
6 States Code.

7 SEC. 512. None of the funds made available in this
8 Act may be used to amend the oath of allegiance required
9 by section 337 of the Immigration and Nationality Act
10 (8 U.S.C. 1448).

11 SEC. 513. (a) None of the funds provided or other-
12 wise made available in this Act shall be available to carry
13 out section 872 of the Homeland Security Act of 2002
14 (6 U.S.C. 452) unless explicitly authorized by the Con-
15 gress.

16 (b) Subsection (a) shall not apply to the use of such
17 section 872—

18 (1) to allocate or reallocate the functions of the
19 Assistant Secretary for the Countering Weapons of
20 Mass Destruction Office to other officers and orga-
21 nizational units within the Department; or

22 (2) to allocate or reallocate any other functions
23 of the Countering Weapons of Mass Destruction Of-
24 fice to other offices and organizational units within
25 the Department.

1 (c) The Secretary of Homeland Security may transfer
2 funds made available in prior appropriations Acts to the
3 Countering Weapons of Mass Destruction Office between
4 any appropriations available to the Department of Home-
5 land Security as necessary to carry out the purposes de-
6 scribed in subsection (b).

7 SEC. 514. None of the funds made available in this
8 Act may be used for planning, testing, piloting, or devel-
9 oping a national identification card.

10 SEC. 515. Any official that is required by this Act
11 to report or to certify to the Committees on Appropria-
12 tions of the House of Representatives and the Senate may
13 not delegate such authority to perform that act unless spe-
14 cifically authorized herein.

15 SEC. 516. None of the funds made available in this
16 Act may be used for first-class travel by the employees
17 of agencies funded by this Act in contravention of sections
18 301–10.122 through 301–10.124 of title 41, Code of Fed-
19 eral Regulations.

20 SEC. 517. None of the funds made available in this
21 Act may be used to employ workers described in section
22 274A(h)(3) of the Immigration and Nationality Act (8
23 U.S.C. 1324a(h)(3)).

24 SEC. 518. Notwithstanding any other provision of
25 this Act, none of the funds appropriated or otherwise

1 made available by this Act may be used to pay award or
2 incentive fees for contractor performance that has been
3 judged to be below satisfactory performance or perform-
4 ance that does not meet the basic requirements of a con-
5 tract.

6 SEC. 519. (a) None of the funds made available in
7 this Act may be used to maintain or establish a computer
8 network unless such network blocks the viewing,
9 downloading, and exchanging of pornography.

10 (b) Nothing in subsection (a) shall limit the use of
11 funds necessary for any Federal, State, Tribal, territorial,
12 or local law enforcement agency or any other entity car-
13 rying out criminal investigations, prosecution, or adjudica-
14 tion activities.

15 SEC. 520. None of the funds made available in this
16 Act may be used by a Federal law enforcement officer to
17 facilitate the transfer of an operable firearm to an indi-
18 vidual if the Federal law enforcement officer knows or sus-
19 pects that the individual is an agent of a drug cartel unless
20 law enforcement personnel of the United States continu-
21 ously monitor or control the firearm at all times.

22 SEC. 521. (a) None of the funds made available in
23 this Act may be used to pay for the travel to or attendance
24 of more than 50 employees of a single component of the
25 Department of Homeland Security, who are stationed in

1 the United States, at a single international conference un-
2 less the Secretary of Homeland Security, or a designee,
3 determines that such attendance is in the national interest
4 and notifies the Committees on Appropriations of the
5 House of Representatives and the Senate within at least
6 10 days of that determination and the basis for that deter-
7 mination.

8 (b) For purposes of this section the term “inter-
9 national conference” shall mean a conference occurring
10 outside of the United States attended by representatives
11 of the United States Government and of foreign govern-
12 ments, international organizations, or nongovernmental
13 organizations.

14 (c) The total cost to the Department of Homeland
15 Security of any such conference shall not exceed \$500,000.

16 (d) Employees who attend a conference virtually
17 without travel away from their permanent duty station
18 within the United States shall not be counted for purposes
19 of this section, and the prohibition contained in this sec-
20 tion shall not apply to payments for the costs of attend-
21 ance for such employees.

22 SEC. 522. None of the funds made available in this
23 Act may be used to reimburse any Federal department
24 or agency for its participation in a National Special Secu-
25 rity Event.

1 SEC. 523. (a) None of the funds made available to
2 the Department of Homeland Security by this or any other
3 Act may be obligated for the implementation of any struc-
4 tural pay reform or the introduction of any new position
5 classification that will affect more than 100 full-time posi-
6 tions or costs more than \$5,000,000 in a single year be-
7 fore the end of the 30-day period beginning on the date
8 on which the Secretary of Homeland Security submits to
9 Congress a notification that includes—

10 (1) the number of full-time positions affected by
11 such change;

12 (2) funding required for such change for the
13 current fiscal year and through the Future Years
14 Homeland Security Program;

15 (3) justification for such change; and

16 (4) for a structural pay reform, an analysis of
17 compensation alternatives to such change that were
18 considered by the Department.

19 (b) Subsection (a) shall not apply to such change if—

20 (1) it was proposed in the President’s budget
21 proposal for the fiscal year funded by this Act; and

22 (2) funds for such change have not been explic-
23 itly denied or restricted in this Act.

24 SEC. 524. (a) Any agency receiving funds made avail-
25 able in this Act shall, subject to subsections (b) and (c),

1 post on the public website of that agency any report re-
2 quired to be submitted by the Committees on Appropria-
3 tions of the House of Representatives and the Senate in
4 this Act, upon the determination by the head of the agency
5 that it shall serve the national interest.

6 (b) Subsection (a) shall not apply to a report if—

7 (1) the public posting of the report com-
8 promises homeland or national security; or

9 (2) the report contains proprietary information.

10 (c) The head of the agency posting such report shall
11 do so only after such report has been made available to
12 the Committees on Appropriations of the House of Rep-
13 resentatives and the Senate for not less than 45 days ex-
14 cept as otherwise specified in law.

15 SEC. 525. (a) Funding provided in this Act for “Op-
16 erations and Support” may be used for minor procure-
17 ment, construction, and improvements.

18 (b) For purposes of subsection (a), “minor” refers
19 to end items with a unit cost of \$250,000 or less for per-
20 sonal property, and \$4,000,000 or less for real property.

21 SEC. 526. The authority provided by section 532 of
22 the Department of Homeland Security Appropriations
23 Act, 2018 (Public Law 115–141) regarding primary and
24 secondary schooling of dependents shall continue in effect
25 during fiscal year 2026.

1 SEC. 527. (a) None of the funds appropriated or oth-
2 erwise made available to the Department of Homeland Se-
3 curity by this Act may be used to prevent any of the fol-
4 lowing persons from entering, for the purpose of con-
5 ducting oversight, any facility used to hold, detain, or oth-
6 erwise house aliens, or to make any temporary modifica-
7 tion at any such facility that in any way alters what is
8 observed by a visiting Member of Congress or such des-
9 ignated employee, compared to what would be observed in
10 the absence of such modification:

11 (1) a Member of Congress; and

12 (2) an employee of the United States House of
13 Representatives or the United States Senate des-
14 ignated by such a Member for the purposes of this
15 section.

16 (b) Nothing in this section may be construed to re-
17 quire a Member of Congress to provide prior notice of the
18 intent to enter a facility described in subsection (a) for
19 the purpose of conducting oversight.

20 (c) With respect to individuals described in subsection
21 (a)(2), the Department of Homeland Security may require
22 that a request be made at least 24 hours in advance of
23 an intent to enter a facility described in subsection (a).

24 SEC. 528. (a) Except as provided in subsection (b),
25 none of the funds made available in this Act may be used

1 to place restraints on a woman in the custody of the De-
2 partment of Homeland Security (including during trans-
3 port, in a detention facility, or at an outside medical facil-
4 ity) who is pregnant or in post-delivery recuperation.

5 (b) Subsection (a) shall not apply with respect to a
6 pregnant woman if—

7 (1) an appropriate official of the Department of
8 Homeland Security makes an individualized deter-
9 mination that the woman—

10 (A) is a serious flight risk, and such risk
11 cannot be prevented by other means; or

12 (B) poses an immediate and serious threat
13 to harm herself or others that cannot be pre-
14 vented by other means; or

15 (2) a medical professional responsible for the
16 care of the pregnant woman determines that the use
17 of therapeutic restraints is appropriate for the med-
18 ical safety of the woman.

19 (c) If a pregnant woman is restrained pursuant to
20 subsection (b), only the safest and least restrictive re-
21 straints, as determined by the appropriate medical profes-
22 sional treating the woman, may be used. In no case may
23 restraints be used on a woman who is in active labor or
24 delivery, and in no case may a pregnant woman be re-
25 strained in a face-down position with four-point restraints,

1 on her back, or in a restraint belt that constricts the area
2 of the pregnancy. A pregnant woman who is immobilized
3 by restraints shall be positioned, to the maximum extent
4 feasible, on her left side.

5 SEC. 529. (a) None of the funds made available by
6 this Act may be used to destroy any document, recording,
7 or other record pertaining to any—

8 (1) death of;

9 (2) potential sexual assault or abuse per-
10 petrated against; or

11 (3) allegation of abuse, criminal activity, or dis-
12 ruption committed by an individual held in the cus-
13 tody of the Department of Homeland Security.

14 (b) The records referred to in subsection (a) shall be
15 made available, in accordance with applicable laws and
16 regulations, and Federal rules governing disclosure in liti-
17 gation, to an individual who has been charged with a
18 crime, been placed into segregation, or otherwise punished
19 as a result of an allegation described in paragraph (3),
20 upon the request of such individual.

21 SEC. 530. Section 519 of division F of Public Law
22 114–113, regarding a prohibition on funding for any posi-
23 tion designated as a Principal Federal Official, shall apply
24 with respect to any Federal funds in the same manner

1 as such section applied to funds made available in that
2 Act.

3 SEC. 531. (a) Not later than 10 days after the date
4 on which the budget of the President for a fiscal year is
5 submitted to Congress pursuant to section 1105(a) of title
6 31, United States Code, the Under Secretary for Manage-
7 ment of Homeland Security shall submit to the Commit-
8 tees on Appropriations of the House of Representatives
9 and the Senate a report on the unfunded priorities, for
10 the Department of Homeland Security and separately for
11 each departmental component, for which discretionary
12 funding would be classified as budget function 050.

13 (b) Each report under this section shall specify, for
14 each such unfunded priority—

15 (1) a summary description, including the objec-
16 tives to be achieved if such priority is funded
17 (whether in whole or in part);

18 (2) the description, including the objectives to
19 be achieved if such priority is funded (whether in
20 whole or in part);

21 (3) account information, including the following
22 (as applicable):

23 (A) appropriation account; and

24 (B) program, project, or activity name;

25 and

1 (4) the additional number of full-time or part-
2 time positions to be funded as part of such priority.

3 (c) In this section, the term “unfunded priority”, in
4 the case of a fiscal year, means a requirement that—

5 (1) is not funded in the budget referred to in
6 subsection (a);

7 (2) is necessary to fulfill a requirement associ-
8 ated with an operational or contingency plan for the
9 Department; and

10 (3) would have been recommended for funding
11 through the budget referred to in subsection (a) if—

12 (A) additional resources had been available
13 for the budget to fund the requirement;

14 (B) the requirement has emerged since the
15 budget was formulated; or

16 (C) the requirement is necessary to sustain
17 prior-year investments.

18 SEC. 532. (a) Not later than 10 days after a deter-
19 mination is made by the President to evaluate and initiate
20 protection under any authority for a former or retired
21 Government official or employee, or for an individual who,
22 during the duration of the directed protection, will become
23 a former or retired Government official or employee (re-
24 ferred to in this section as a “covered individual”), the
25 Secretary of Homeland Security shall submit a notifica-

1 tion to congressional leadership and the Committees on
2 Appropriations of the House of Representatives and the
3 Senate, the Committees on the Judiciary of the House of
4 Representatives and the Senate, the Committee on Home-
5 land Security of the House of Representatives, the Com-
6 mittee on Homeland Security and Governmental Affairs
7 of the Senate, and the Committee on Oversight and Re-
8 form of the House of Representatives (referred to in this
9 section as the “appropriate congressional committees”).

10 (b) Such notification may be submitted in classified
11 form, if necessary, and in consultation with the Director
12 of National Intelligence or the Director of the Federal Bu-
13 reau of Investigation, as appropriate, and shall include the
14 threat assessment, scope of the protection, and the antici-
15 pated cost and duration of such protection.

16 (c) Not later than 15 days before extending, or 30
17 days before terminating, protection for a covered indi-
18 vidual, the Secretary of Homeland Security shall submit
19 a notification regarding the extension or termination and
20 any change to the threat assessment to the congressional
21 leadership and the appropriate congressional committees.

22 (d) Not later than 45 days after the date of enact-
23 ment of this Act, and quarterly thereafter, the Secretary
24 shall submit a report to the congressional leadership and
25 the appropriate congressional committees, which may be

1 submitted in classified form, if necessary, detailing each
2 covered individual, and the scope and associated cost of
3 protection.

4 SEC. 533. (a) None of the funds provided to the De-
5 partment of Homeland Security in this or any prior Act
6 may be used by an agency to submit an initial project pro-
7 posal to the Technology Modernization Fund (as author-
8 ized by section 1078 of subtitle G of title X of the National
9 Defense Authorization Act for Fiscal Year 2018 (Public
10 Law 115–91)) unless, concurrent with the submission of
11 an initial project proposal to the Technology Moderniza-
12 tion Board, the head of the agency—

13 (1) notifies the Committees on Appropriations
14 of the House of Representatives and the Senate of
15 the proposed submission of the project proposal;

16 (2) submits to the Committees on Appropria-
17 tions a copy of the project proposal; and

18 (3) provides a detailed analysis of how the pro-
19 posed project funding would supplement or supplant
20 funding requested as part of the Department’s most
21 recent budget submission.

22 (b) None of the funds provided to the Department
23 of Homeland Security by the Technology Modernization
24 Fund shall be available for obligation until 15 days after
25 a report on such funds has been transmitted to the Com-

1 mittees on Appropriations of the House of Representatives
2 and the Senate.

3 (c) The report described in subsection (b) shall in-
4 clude—

5 (1) the full project proposal submitted to and
6 approved by the Fund’s Technology Modernization
7 Board;

8 (2) the finalized interagency agreement between
9 the Department and the Fund including the
10 project’s deliverables and repayment terms, as appli-
11 cable;

12 (3) a detailed analysis of how the project will
13 supplement or supplant existing funding available to
14 the Department for similar activities;

15 (4) a plan for how the Department will repay
16 the Fund, including specific planned funding
17 sources, as applicable; and

18 (5) other information as determined by the Sec-
19 retary.

20 SEC. 534. Within 60 days of any budget submission
21 for the Department of Homeland Security for fiscal year
22 2027 that assumes revenues or proposes a reduction from
23 the previous year based on user fees proposals that have
24 not been enacted into law prior to the submission of the
25 budget, the Secretary of Homeland Security shall provide

1 the Committees on Appropriations of the House of Rep-
2 resentatives and the Senate specific reductions in proposed
3 discretionary budget authority commensurate with the
4 revenues assumed in such proposals in the event that they
5 are not enacted prior to October 1, 2026.

6 SEC. 535. None of the funds made available by this
7 Act may be obligated or expended to implement the Arms
8 Trade Treaty until the Senate approves a resolution of
9 ratification for the Treaty.

10 SEC. 536. No Federal funds made available to the
11 Department of Homeland Security may be used to enter
12 into a procurement contract, memorandum of under-
13 standing, or cooperative agreement with, or make a grant
14 to, or provide a loan or guarantee to, any entity identified
15 under section 1260H of the William M. (Mac) Thornberry
16 National Defense Authorization Act for Fiscal Year 2021
17 (Public Law 116–283) or any subsidiary of such entity.

18 SEC. 537. None of the funds appropriated or other-
19 wise made available in this or any other Act may be used
20 to transfer, release, or assist in the transfer or release to
21 or within the United States, its territories, or possessions
22 Khalid Sheikh Mohammed or any other detainee who—
23 (1) is not a United States citizen or a member
24 of the Armed Forces of the United States; and

1 (2) is or was held on or after June 24, 2009,
2 at the United States Naval Station, Guantanamo
3 Bay, Cuba, by the Department of Defense.

4 SEC. 538. (a) The Secretary of Homeland Security
5 shall, on a monthly basis beginning immediately after the
6 date of enactment of this Act, develop estimates of the
7 number of aliens anticipated to arrive at the southern bor-
8 der of the United States.

9 (b) The Secretary shall ensure that, at a minimum,
10 the estimates developed pursuant to subsection (a)—

11 (1) cover the current fiscal year and the fol-
12 lowing fiscal year;

13 (2) include a breakout by demographics, to in-
14 clude single adults, family units, and unaccompanied
15 children;

16 (3) undergo an independent validation and
17 verification review;

18 (4) are used to inform policy planning and
19 budgeting processes within the Department of
20 Homeland Security; and

21 (5) are included in all budget materials sub-
22 mitted to Congress for each fiscal year beginning
23 after the date of enactment of this Act including—

1 (A) the President’s annual budget request
2 pursuant to section 1105 of title 31, United
3 States Code;

4 (B) any supplemental funding request sub-
5 mitted to Congress;

6 (C) any reprogramming and transfer noti-
7 fication pursuant to section 503 of this Act;
8 and

9 (D) all budget materials shall include—

10 (i) the most recent monthly estimates
11 developed pursuant to subsection (a);

12 (ii) a description and quantification of
13 the estimates used to justify funding re-
14 quests for Department programs related to
15 border security, immigration enforcement,
16 and immigration services;

17 (iii) a description and quantification
18 of the anticipated workload and require-
19 ments resulting from such estimates; and

20 (iv) a confirmation as to whether the
21 budget requests for impacted agencies were
22 developed using the same estimates.

23 (c) The Secretary shall share the monthly estimates
24 developed pursuant to subsection (a) with the Secretary
25 of Health and Human Services, the Attorney General, the

1 Secretary of State, and the Committees on Appropriations
2 of the House of Representatives and the Senate.

3 (d) If the monthly estimates described in subsection
4 (b) are not provided for the purposes described, the re-
5 programming and transfer authority provided in section
6 503 of this Act shall be suspended until such time as the
7 required estimates are provided to the Committees on Ap-
8 propriations of the House of Representatives and the Sen-
9 ate.

10 SEC. 539. (a) Prior to the Secretary of Homeland Se-
11 curity requesting assistance from the Department of De-
12 fense for border security operations, the Secretary shall
13 ensure that an alternatives analysis and cost-benefit anal-
14 ysis is conducted before such request is made, which shall
15 include an examination of obtaining such support through
16 other means.

17 (b) Not later than 30 days after the date on which
18 a request for assistance is made, the Secretary of Home-
19 land Security shall submit to the Committees on Appro-
20 priations of the House of Representatives and the Senate
21 a report detailing the types of support requested, the alter-
22 natives analysis and cost-benefit analysis described in sub-
23 section (a), and the operational impact to Department of
24 Homeland Security operations of any Department of De-
25 fense border security support requested by the Secretary.

1 (c) Not later than 30 days after the date on which
2 a request made for assistance is granted and quarterly
3 thereafter through the duration of such assistance, the
4 Secretary of Homeland Security shall submit to the Com-
5 mittees on Appropriations of the House of Representatives
6 and the Senate, a report detailing the assistance provided
7 and the operational impacts to border security operations.

8 SEC. 540. Funds made available in this Act or any
9 other Act for Operations and Support may be used for
10 the necessary expenses of providing an employee emer-
11 gency back-up care program.

12 SEC. 541. (a) Not less than \$5,000,000 made avail-
13 able in this Act shall be transferred to “U.S. Immigration
14 and Customs Enforcement—Operations and Support” to
15 support and conduct necessary operations of the Blue
16 Campaign for fiscal year 2026.

17 (b) Prior to the obligation of funds made available
18 by subsection (a), notification shall be submitted to the
19 Committees on Appropriations of the House of Represent-
20 atives and the Senate.

21 SEC. 542. None of the funds appropriated or other-
22 wise made available by this Act may be made available
23 to establish or support the activities of a Disinformation
24 Governance Board at the Department of Homeland Secu-
25 rity, or any other similar entity carrying out activities re-

1 lating to disinformation in a similar manner or to a similar
2 extent to such a Board.

3 SEC. 543. None of the funds appropriated or other-
4 wise made available by this Act may be made available
5 to:

6 (a) classify or facilitate the classification of any com-
7 munications by a United States person as mis-, dis-, or
8 mal-information; or

9 (b) partner with or fund nonprofit or other organiza-
10 tions that pressure or recommend private companies to
11 censor lawful and constitutionally protected speech of
12 United States persons, including recommending the cen-
13 soring or removal of content on social media platforms.

14 (c) Any officer or employee of the Federal Govern-
15 ment whose salary is funded by this Act and who conducts
16 any activity described in (a) or (b) shall be removed from
17 the Federal service.

18 SEC. 544. (a) In general.—Notwithstanding section
19 7 of title 1, United States Code, section 1738C of title
20 28, United States Code, or any other provision of law,
21 none of the funds provided by this Act, or previous appro-
22 priations Acts, shall be used in whole or in part to take
23 any discriminatory action against a person, wholly or par-
24 tially, on the basis that such person speaks, or acts, in
25 accordance with a sincerely held religious belief, or moral

1 conviction, that marriage is, or should be recognized as,
2 a union of one man and one woman.

3 (b) Discriminatory action defined.—As used in sub-
4 section (a), a discriminatory action means any action
5 taken by the Federal Government to—

6 (1) alter in any way the Federal tax treatment
7 of, or cause any tax, penalty, or payment to be as-
8 sessed against, or deny, delay, or revoke an exemp-
9 tion from taxation under section 501(a) of the Inter-
10 nal Revenue Code of 1986 of, any person referred to
11 in subsection (a);

12 (2) disallow a deduction for Federal tax pur-
13 poses of any charitable contribution made to or by
14 such person;

15 (3) withhold, reduce the amount or funding for,
16 exclude, terminate, or otherwise make unavailable or
17 deny, any Federal grant, contract, subcontract, co-
18 operative agreement, guarantee, loan, scholarship, li-
19 cense, certification, accreditation, employment, or
20 other similar position or status from or to such per-
21 son;

22 (4) withhold, reduce, exclude, terminate, or oth-
23 erwise make unavailable or deny, any entitlement or
24 benefit under a Federal benefit program, including
25 admission to, equal treatment in, or eligibility for a

1 degree from an educational program, from or to
2 such person; or

3 (5) withhold, reduce, exclude, terminate, or oth-
4 erwise make unavailable or deny access or an entitle-
5 ment to Federal property, facilities, educational in-
6 stitutions, speech fora (including traditional, limited,
7 and nonpublic fora), or charitable fundraising cam-
8 paigns from or to such person.

9 (c) Accreditation; Licensure; Certification.—The
10 Federal Government shall consider accredited, licensed, or
11 certified for purposes of Federal law any person that
12 would be accredited, licensed, or certified, respectively, for
13 such purposes but for a determination against such person
14 wholly or partially on the basis that the person speaks,
15 or acts, in accordance with a sincerely held religious belief
16 or moral conviction described in subsection (a).

17 SEC. 545. None of the funds made available by this
18 Act may be used to obligate or award funds to a political
19 subdivision of a State that—

20 (a) has in effect any law, policy, or procedure, wheth-
21 er written or communicated orally, in contravention of, or
22 which substantially limits compliance with, subsection (a)
23 or (b) of section 642 of the Illegal Immigration Reform
24 and Immigration Responsibility Act of 1996 (8 U.S.C.
25 1373); or

1 (b) has in effect any law, policy, or procedure, wheth-
2 er written or communicated orally, the result of which
3 hinders the federal government from enforcing the immi-
4 gration laws as defined by 8 U.S.C. 101(a)(17).

5 SEC. 546. None of the funds appropriated or other-
6 wise made available by this Act may be made available
7 for diversity, equity, and inclusion initiatives, training,
8 programs, offices, officers, policies, or any program,
9 project, or activity that promotes or advances Critical
10 Race Theory, or any concept associated with Critical Race
11 Theory.

12 SEC. 547. None of the funds appropriated or other-
13 wise made available by this Act may be made available
14 to procure, whether directly or by contract with a third
15 party, computers, printers, or videoconferencing services
16 in which the manufacturer, bidder, or offeror, or any sub-
17 sidiary or parent entity of the manufacturer, bidder, or
18 offeror, of the equipment is an entity, or parent company
19 of an entity in which the People’s Republic of China has
20 any ownership stake.

21 SEC. 548. (a) For an additional amount for “Federal
22 Emergency Management Agency—Federal Assistance”,
23 \$3,000,000, to remain available until September 30, 2026,
24 exclusively for providing reimbursement of extraordinary
25 law enforcement personnel costs for protection activities

1 directly and demonstrably associated with any non-govern-
2 mental property of the President that is to be secured by
3 the United States Secret Service pursuant to section 3 or
4 section 4 of the Presidential Protection Assistance Act of
5 1976 (Public Law 94–524); 18 U.S.C. 3056 note).

6 (b) Funds under subsection (a) shall be available only
7 for costs that a State or local agency—

8 (1) incurs on or after October 1, 2024;

9 (2) can demonstrate to the Administrator as
10 being—

11 (A) in excess of the costs of normal and
12 typical law enforcement operations;

13 (B) directly attributable to the provision of
14 protection described in this section; and

15 (C) associated with a non-governmental
16 property to be secured by the United States Se-
17 cret Service pursuant to such Act; and

18 (3) certifies to the Administrator as being for
19 protection activities requested by the Director of the
20 United States Secret Service.

21 (c) For purposes of subsection (a), a non-govern-
22 mental property to be secured under subsection (b)(2)(C)
23 made after incurring otherwise eligible costs shall apply
24 retroactively to October 1, 2024.

1 SEC. 549. None of the funds appropriated or other-
2 wise made available by this Act may be obligated or ex-
3 pended in contravention of the First, Fourth, Fifth, and
4 Sixth Amendments to the Constitution.

5 SEC. 550. None of the funds appropriated or other-
6 wise made available by this Act may be used to interfere
7 with or restrict the ability of an individual to record or
8 document immigration enforcement actions, consistent
9 with existing laws, by U.S. Immigration and Customs En-
10 forcement or any other Federal law enforcement occurring
11 in public areas, provided that such documentation does not
12 obstruct or physically interfere with law enforcement oper-
13 ations.

14 SPENDING REDUCTION ACCOUNT

15 SEC. 551. \$0.

16 This Act may be cited as the “Department of Home-
17 land Security Appropriations Act, 2026”.

Union Calendar No. 139

119TH CONGRESS
1ST Session

H. R. 4213

[Report No. 119-173]

A BILL

Making appropriations for the Department of
Homeland Security for the fiscal year ending
September 30, 2026, and for other purposes.

JUNE 26, 2025

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