

112TH CONGRESS
1ST SESSION

H. R. 1

AN ACT

Making appropriations for the Department of Defense and the other departments and agencies of the Government for the fiscal year ending September 30, 2011, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

1 **SECTION 1. TABLE OF CONTENTS.**

2 The table of contents for this Act is as follows:

Division A—Department of Defense Appropriations Act, 2011

Division B—Full-Year Continuing Appropriations for Fiscal Year 2011

Division C—Stimulus Rescissions

Division D—Miscellaneous Provisions

3 **SEC. 2. REFERENCES.**

4 Except as expressly provided otherwise, any reference
5 to “this Act” contained in division A of this Act shall be
6 treated as referring only to the provisions of that division.

7 **DIVISION A—DEPARTMENT OF DEFENSE**
8 **APPROPRIATIONS ACT, 2011**

9 The following sums are appropriated, out of any
10 money in the Treasury not otherwise appropriated, for the
11 fiscal year ending September 30, 2011, for military func-
12 tions administered by the Department of Defense and for
13 other purposes, namely:

14 **TITLE I**

15 **MILITARY PERSONNEL**

16 **MILITARY PERSONNEL, ARMY**

17 For pay, allowances, individual clothing, subsistence,
18 interest on deposits, gratuities, permanent change of sta-
19 tion travel (including all expenses thereof for organiza-
20 tional movements), and expenses of temporary duty travel
21 between permanent duty stations, for members of the
22 Army on active duty, (except members of reserve compo-
23 nents provided for elsewhere), cadets, and aviation cadets;

1 DIVISION B—FULL-YEAR CONTINUING**2 APPROPRIATIONS FOR FISCAL YEAR 2011**

3 The following sums are hereby appropriated, out of
4 any money in the Treasury not otherwise appropriated,
5 and out of applicable corporate or other revenues, receipts,
6 and funds, for the several departments, agencies, corpora-
7 tions, and other organizational units of Government for
8 fiscal year 2011, and for other purposes, namely:

9 TITLE I—GENERAL PROVISIONS

10 **SEC. 1101.** (a) Such amounts as may be necessary,
11 at the level specified in subsection (c) and under the au-
12 thority and conditions provided in applicable appropria-
13 tions Acts for fiscal year 2010, for projects or activities
14 (including the costs of direct loans and loan guarantees)
15 that are not otherwise specifically provided for, and for
16 which appropriations, funds, or other authority were made
17 available in the following appropriations Acts:

18 (1) The Agriculture, Rural Development, Food
19 and Drug Administration, and Related Agencies Ap-
20 propriations Act, 2010 (Public Law 111–80).

21 (2) The Energy and Water Development and
22 Related Agencies Appropriations Act, 2010 (Public
23 Law 111–85).

24 (3) The Department of Homeland Security Ap-
25 propriations Act, 2010 (Public Law 111–83).

1 (4) The Department of the Interior, Environ-
2 ment, and Related Agencies Appropriations Act,
3 2010 (division A of Public Law 111–88).

4 (5) The Legislative Branch Appropriations Act,
5 2010 (division A of Public Law 111–68).

6 (6) The Consolidated Appropriations Act, 2010
7 (Public Law 111–117).

8 (7) Section 102(c) (except the last proviso re-
9 lating to waiver of fees) of chapter 1 of title I of the
10 Supplemental Appropriations Act, 2010 (Public Law
11 111–212) that addresses guaranteed loans in the
12 rural housing insurance fund.

13 (8) The appropriation under the heading “De-
14 partment of Commerce—United States Patent and
15 Trademark Office” in the United States Patent and
16 Trademark Office Supplemental Appropriations Act,
17 2010 (Public Law 111–224).

18 (b) For purposes of this division, the term “level”
19 means an amount.

20 (c) The level referred to in subsection (a) shall be
21 the amounts appropriated in the appropriations Acts re-
22 ferred to in such subsection, including transfers and obli-
23 gation limitations, except that—

24 (1) such level shall not include any amount pre-
25 viously designated as an emergency requirement and

1 necessary to meet emergency needs pursuant to sec-
2 tions 403(a) and 423(b) of S. Con. Res. 13 (111th
3 Congress), the concurrent resolution on the budget
4 for fiscal year 2010; and

5 (2) such level shall be calculated without regard
6 to any rescission or cancellation of funds or contract
7 authority.

8 SEC. 1102. Appropriations made by section 1101
9 shall be available to the extent and in the manner that
10 would be provided by the pertinent appropriations Act.

11 SEC. 1103. Appropriations provided by this division
12 that, in the applicable appropriations Act for fiscal year
13 2010, carried a multiple-year or no-year period of avail-
14 ability shall retain a comparable period of availability.

15 SEC. 1104. Except as otherwise expressly provided in
16 this division, the requirements, authorities, conditions,
17 limitations, and other provisions of the appropriations
18 Acts referred to in section 1101(a) shall continue in effect
19 through the date specified in section 1106.

20 SEC. 1105. No appropriation or funds made available
21 or authority granted pursuant to section 1101 shall be
22 used to initiate or resume any project or activity for which
23 appropriations, funds, or other authority were specifically
24 prohibited during fiscal year 2010.

1 SEC. 1106. Unless otherwise provided for in this divi-
2 sion or in the applicable appropriations Act, appropria-
3 tions and funds made available and authority granted pur-
4 suant to this division shall be available through September
5 30, 2011.

6 SEC. 1107. Expenditures made pursuant to the Con-
7 tinuing Appropriations Act, 2011 (Public Law 111–242),
8 shall be charged to the applicable appropriation, fund, or
9 authorization provided by this division.

10 SEC. 1108. Funds appropriated by this division may
11 be obligated and expended notwithstanding section 10 of
12 Public Law 91–672 (22 U.S.C. 2412), section 15 of the
13 State Department Basic Authorities Act of 1956 (22
14 U.S.C. 2680), section 313 of the Foreign Relations Au-
15 thorization Act, Fiscal Years 1994 and 1995 (22 U.S.C.
16 6212), and section 504(a)(1) of the National Security Act
17 of 1947 (50 U.S.C. 414(a)(1)).

18 SEC. 1109. (a) For entitlements and other mandatory
19 payments whose budget authority was provided in appro-
20 priations Acts for fiscal year 2010, and for activities under
21 the Food and Nutrition Act of 2008, the levels established
22 by section 1101 shall be the amounts necessary to main-
23 tain program levels under current law and under the au-
24 thority and conditions provided in the applicable appro-
25 priations Acts for fiscal year 2010.

1 (b) In addition to the amounts otherwise provided by
2 section 1101, the following amounts shall be available for
3 the following accounts for advance payments for the first
4 quarter of fiscal year 2012:

5 (1) “Department of Labor, Employment Stand-
6 ards Administration, Special Benefits for Disabled
7 Coal Miners”, for benefit payments under title IV of
8 the Federal Mine Safety and Health Act of 1977,
9 \$41,000,000, to remain available until expended.

10 (2) “Department of Health and Human Serv-
11 ices, Centers for Medicare and Medicaid Services,
12 Grants to States for Medicaid”, for payments to
13 States or in the case of section 1928 on behalf of
14 States under title XIX of the Social Security Act,
15 \$86,445,289,000, to remain available until ex-
16 pended.

17 (3) “Department of Health and Human Serv-
18 ices, Administration for Children and Families, Pay-
19 ments to States for Child Support Enforcement and
20 Family Support Programs”, for payments to States
21 or other non-Federal entities under titles I, IV–D,
22 X, XI, XIV, and XVI of the Social Security Act and
23 the Act of July 5, 1960 (24 U.S.C. ch. 9),
24 \$1,200,000,000, to remain available until expended.

1 (4) “Department of Health and Human Serv-
2 ices, Administration for Children and Families, Pay-
3 ments to States for Foster Care and Permanency”,
4 for payments to States or other non-Federal entities
5 under title IV–E of the Social Security Act,
6 \$1,850,000,000.

7 (5) “Social Security Administration, Supple-
8 mental Security Income Program”, for benefit pay-
9 ments under title XVI of the Social Security Act,
10 \$13,400,000,000, to remain available until ex-
11 pended.

12 SEC. 1110. Amounts incorporated by reference in this
13 division that were previously designated as available for
14 overseas deployments and other activities pursuant to S.
15 Con. Res. 13 (111th Congress), the concurrent resolution
16 on the budget for fiscal year 2010, are designated as being
17 for contingency operations directly related to the global
18 war on terrorism pursuant to section 3(c)(2) of H. Res.
19 5 (112th Congress) and as an emergency requirement pur-
20 suant to section 403(a) of S. Con. Res. 13 (111th Con-
21 gress).

22 SEC. 1111. Any language specifying an earmark in
23 an appropriations Act for fiscal year 2010, or in a com-
24 mittee report or joint explanatory statement accom-
25 panying such an Act, shall have no legal effect with re-

1 spect to funds appropriated by this division. For purposes
2 of this section, the term “earmark” means a congressional
3 earmark or congressionally directed spending item, as de-
4 fined in clause 9(e) of rule XXI of the Rules of the House
5 of Representatives and paragraph 5(a) of rule XLIV of
6 the Standing Rules of the Senate.

7 SEC. 1112. Notwithstanding section 1101, none of
8 the funds appropriated or otherwise made available in this
9 division or any other Act (including division A of this Act)
10 may be used to transfer, release, or assist in the transfer
11 or release to or within the United States, its territories,
12 or possessions Khalid Sheikh Mohammed or any other de-
13 tainee who—

14 (1) is not a United States citizen or a member
15 of the Armed Forces of the United States; and

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

19 SEC. 1113. (a)(1) Notwithstanding section 1101, ex-
20 cept as provided in paragraph (2), none of the funds ap-
21 propriated or otherwise made available in this division or
22 any other Act (including division A of this Act) may be
23 used to transfer any individual detained at Guantanamo
24 to the custody or effective control of the individual’s coun-
25 try of origin, any other foreign country, or any other for-

1 eign entity unless the Secretary of Defense submits to
2 Congress the certification described in subsection (b) by
3 not later than 30 days before the transfer of the indi-
4 vidual.

5 (2) Paragraph (1) shall not apply to any action taken
6 by the Secretary of Defense to transfer any individual de-
7 tained at Guantanamo to effectuate an order affecting the
8 disposition of the individual that is issued by a court or
9 competent tribunal of the United States having lawful ju-
10 risdiction. The Secretary of Defense shall notify Congress
11 promptly upon issuance of any such order.

12 (b) The certification described in this subsection is
13 a written certification made by the Secretary of Defense,
14 with the concurrence of the Secretary of State, that the
15 government of the foreign country or the recognized lead-
16 ership of the foreign entity to which the individual de-
17 tained at Guantanamo is to be transferred—

18 (1) is not a designated state sponsor of ter-
19 rorism or a designated foreign terrorist organization;

20 (2) maintains effective control over each deten-
21 tion facility in which an individual is to be detained
22 if the individual is to be housed in a detention facil-
23 ity;

1 (3) is not, as of the date of the certification,
2 facing a threat that is likely to substantially affect
3 its ability to exercise control over the individual;

4 (4) has agreed to take effective steps to ensure
5 that the individual cannot take action to threaten
6 the United States, its citizens, or its allies in the fu-
7 ture;

8 (5) has taken such steps as the Secretary deter-
9 mines are necessary to ensure that the individual
10 cannot engage or re-engage in any terrorist activity;
11 and

12 (6) has agreed to share any information with
13 the United States that—

14 (A) is related to the individual or any asso-
15 ciates of the individual; and

16 (B) could affect the security of the United
17 States, its citizens, or its allies.

18 (c)(1) Except as provided in paragraph (3), none of
19 the funds appropriated or otherwise made available in this
20 division or any other Act (including division A of this Act)
21 may be used to transfer any individual detained at Guan-
22 tanamo to the custody or effective control of the individ-
23 ual's country of origin, any other foreign country, or any
24 other foreign entity if there is a confirmed case of any
25 individual who was detained at United States Naval Sta-

1 tion, Guantanamo Bay, Cuba, at any time after September
2 11, 2001, who was transferred to the foreign country or
3 entity and subsequently engaged in any terrorist activity.

4 (2) The Secretary of Defense may waive the prohibi-
5 tion in paragraph (1) if the Secretary determines that
6 such a transfer is in the national security interests of the
7 United States and includes, as part of the certification de-
8 scribed in subsection (b) relating to such transfer, the de-
9 termination of the Secretary under this paragraph.

10 (3) Paragraph (1) shall not apply to any action taken
11 by the Secretary to transfer any individual detained at
12 Guantanamo to effectuate an order affecting the disposi-
13 tion of the individual that is issued by a court or com-
14 petent tribunal of the United States having lawful jurisdic-
15 tion. The Secretary shall notify Congress promptly upon
16 issuance of any such order.

17 (d) For the purposes of this section:

18 (1) The term “individual detained at Guanta-
19 namo” means any individual who is located at
20 United States Naval Station, Guantanamo Bay,
21 Cuba, as of October 1, 2009, who—

22 (A) is not a citizen of the United States or
23 a member of the Armed Forces of the United
24 States; and

25 (B) is—

1 (i) in the custody or under the effective
2 control of the Department of Defense;
3 or

4 (ii) otherwise under detention at
5 United States Naval Station, Guantanamo
6 Bay, Cuba.

7 (2) The term “foreign terrorist organization”
8 means any organization so designated by the Sec-
9 retary of State under section 219 of the Immigra-
10 tion and Nationality Act (8 U.S.C. 1189).

11 SEC. 1114. (a) Notwithstanding section 1101, none
12 of the funds appropriated or otherwise made available by
13 this division or any other Act (including division A of this
14 Act) may be used to construct or modify any facility in
15 the United States, its territories, or possessions to house
16 any individual described in subsection (c) for the purposes
17 of detention or imprisonment in the custody or under the
18 effective control of the Department of Defense.

19 (b) The prohibition in subsection (a) shall not apply
20 to any modification of facilities at United States Naval
21 Station, Guantanamo Bay, Cuba.

22 (c) An individual described in this subsection is any
23 individual who, as of June 24, 2009, is located at United
24 States Naval Station, Guantanamo Bay, Cuba, and who—

1 (1) is not a citizen of the United States or a
2 member of the Armed Forces of the United States;
3 and

4 (2) is—

5 (A) in the custody or under the effective
6 control of the Department of Defense; or

7 (B) otherwise under detention at United
8 States Naval Station, Guantanamo Bay, Cuba.

9 SEC. 1115. None of the funds appropriated or other-
10 wise made available by this division or any other Act (in-
11 cluding division A of this Act) may be obligated by any
12 covered executive agency in contravention of the certifi-
13 cation requirement of section 6(b) of the Iran Sanctions
14 Act of 1996, as included in the revisions to the Federal
15 Acquisition Regulation pursuant to such section.

16 SEC. 1116. Section 550(b) of Public Law 109–295,
17 as amended by section 550 of Public Law 111–83, shall
18 be applied by substituting the date specified in section
19 1106 of this division for “October 4, 2010”.

20 SEC. 1117. Section 1(b)(2) of the Passport Act of
21 June 4, 1920 (22 U.S.C. 214(b)(2)) shall be applied by
22 substituting the date specified in section 1106 of this divi-
23 sion for “September 30, 2010”.

1 SEC. 1118. (a) Section 1115(d) of Public Law 111–
2 32 shall be applied by substituting the date specified in
3 section 1106 of this division for “October 1, 2010”.

4 (b) Section 824(g) of the Foreign Service Act of 1980
5 (22 U.S.C. 4064(g)) shall be applied by substituting the
6 date specified in section 1106 of this division for “October
7 1, 2010” in paragraph (2).

8 (c) Section 61(a) of the State Department Basic Au-
9 thorities Act of 1956 (22 U.S.C. 2733(a)) shall be applied
10 by substituting the date specified in section 1106 of this
11 division for “October 1, 2010” in paragraph (2).

12 (d) Section 625(j)(1) of the Foreign Assistance Act
13 of 1961 (22 U.S.C. 2385(j)(1)) shall be applied by sub-
14 stituting the date specified in section 1106 of this division
15 for “October 1, 2010” in subparagraph (B).

16 SEC. 1119. The authority provided by section 1334
17 of the Foreign Affairs Reform and Restructuring Act of
18 1998 (22 U.S.C. 6553) shall remain in effect through the
19 date specified in section 1106 of this division.

20 SEC. 1120. The provisions of title II of the McKin-
21 ney-Vento Homeless Assistance Act (42 U.S.C. 11311 et
22 seq.) shall continue in effect, notwithstanding section 209
23 of such Act, through the earlier of: (1) the date specified
24 in section 1106 of this division; or (2) the date of the en-

1 actment into law of an authorization Act relating to the
2 McKinney-Vento Homeless Assistance Act.

3 TITLE II—AGRICULTURE, RURAL DEVELOP-
4 MENT, FOOD AND DRUG ADMINISTRATION,
5 AND RELATED AGENCIES

6 SEC. 1201. Notwithstanding section 1101, the level
7 for “Agricultural Programs, Office of the Secretary” shall
8 be \$5,061,000.

9 SEC. 1202. Notwithstanding section 1101, the level
10 for “Agricultural Programs, Office of Tribal Relations”
11 shall be \$0.

12 SEC. 1203. Notwithstanding section 1101, the level
13 for “Agricultural Programs, Executive Operations, Office
14 of Chief Economist” shall be \$10,032,000.

15 SEC. 1204. Notwithstanding section 1101, the level
16 for “Agricultural Programs, Executive Operations, Na-
17 tional Appeals Division” shall be \$14,711,000.

18 SEC. 1205. Notwithstanding section 1101, the level
19 for “Agricultural Programs, Executive Operations, Office
20 of Budget and Program Analysis” shall be \$9,054,000.

21 SEC. 1206. Notwithstanding section 1101, the level
22 for “Agricultural Programs, Office of Advocacy and Out-
23 reach” shall be \$0.

1 SEC. 1341. Section 505(a)(1) of division B of Public
2 Law 111–117 is amended by inserting “, unless the House
3 and Senate Committees on Appropriations are notified 15
4 days in advance of such reprogramming of funds” before
5 the semicolon.

6 SEC. 1342. Of the funds made available for “Depart-
7 ment of Commerce, Bureau of the Census, Periodic Cen-
8 suses and Programs” in division B of Public Law 111–
9 117, \$1,740,000,000 is rescinded.

10 SEC. 1343. Of the unobligated balances available for
11 “Emergency Steel, Oil, and Gas Guaranteed Loan Pro-
12 gram Account”, \$48,000,000 is rescinded.

13 SEC. 1344. Of the unobligated balances available to
14 the Department of Justice from prior appropriations, the
15 following funds are rescinded, not later than September
16 30, 2011, from the following accounts in the specified
17 amounts: (1) “Office of Justice Programs”, \$42,000,000;
18 and (2) “Community Oriented Policing Services”,
19 \$10,000,000.

20 TITLE IV—ENERGY AND WATER

21 DEVELOPMENT AND RELATED AGENCIES

22 SEC. 1401. All of the provisos under the heading
23 “Corps of Engineers—Civil, Department of the Army,
24 Construction” in the Energy and Water Development and
25 Related Agencies Appropriations Act, 2010 (Public Law

1 111–85) shall not apply to funds appropriated by this divi-
2 sion.

3 SEC. 1402. The proviso under the heading “Corps of
4 Engineers—Civil, Department of the Army, Mississippi
5 River and Tributaries” in the Energy and Water Develop-
6 ment and Related Agencies Appropriations Act, 2010
7 (Public Law 111–85) shall not apply to funds appro-
8 priated by this division.

9 SEC. 1403. The fifth proviso (regarding the San Ga-
10 briel Basin Restoration Fund), seventh proviso (regarding
11 the Milk River Project) and eighth proviso (regarding the
12 Departmental Irrigation Drainage program) under the
13 heading “Department of the Interior, Bureau of Reclama-
14 tion, Water and Related Resources” in the Energy and
15 Water Development and Related Agencies Appropriations
16 Act, 2010 (Public Law 111–85) shall not apply to funds
17 appropriated by this division.

18 SEC. 1404. All of the provisos under the heading
19 “Department of Energy, Energy Programs, Energy Effi-
20 ciency and Renewable Energy” in title III of the Energy
21 and Water Development and Related Agencies Appropria-
22 tions Act, 2010 (Public Law 111–85) shall not apply to
23 funds appropriated by this division.

24 SEC. 1405. All of the provisos under the heading
25 “Department of Energy, Energy Programs, Electricity

1 Delivery and Energy Reliability” in title III of the Energy
2 and Water Development and Related Agencies Appropria-
3 tions Act, 2010 (Public Law 111–85) shall not apply to
4 funds appropriated by this division.

5 SEC. 1406. The proviso under the heading “Depart-
6 ment of Energy, Energy Programs, Nuclear Energy” in
7 title III of the Energy and Water Development and Re-
8 lated Agencies Appropriations Act, 2010 (Public Law
9 111–85) shall not apply to funds appropriated by this divi-
10 sion.

11 SEC. 1407. The second proviso under the heading
12 “Department of Energy, Energy Programs, Fossil Energy
13 Research and Development” in title III of the Energy and
14 Water Development and Related Agencies Appropriations
15 Act, 2010 (Public Law 111–85) shall not apply to funds
16 appropriated by this division.

17 SEC. 1408. All of the provisos under the heading
18 “Department of Energy, Energy Programs, Science” in
19 title III of the Energy and Water Development and Re-
20 lated Agencies Appropriations Act, 2010 (Public Law
21 111–85) shall not apply to funds appropriated by this divi-
22 sion.

23 SEC. 1409. The thirteenth proviso (regarding Com-
24 mission funding) under the heading “Department of En-
25 ergy, Energy Programs, Nuclear Waste Disposal” in title

1 III of the Energy and Water Development and Related
2 Agencies Appropriations Act, 2010 (Public Law 111–85)
3 shall not apply to funds appropriated by this division.

4 SEC. 1410. All of the provisos under the heading
5 “Department of Energy, Atomic Energy Defense Activi-
6 ties, National Nuclear Security Administration, Weapons
7 Activities” in title III of the Energy and Water Develop-
8 ment and Related Agencies Appropriations Act, 2010
9 (Public Law 111–85) shall not apply to funds appro-
10 priated by this division.

11 SEC. 1411. The proviso under the heading “Depart-
12 ment of Energy, Atomic Energy Defense Activities, Na-
13 tional Nuclear Security Administration, Defense Nuclear
14 Nonproliferation” in title III of the Energy and Water De-
15 velopment and Related Agencies Appropriations Act, 2010
16 (Public Law 111–85) shall not apply to funds appro-
17 priated by this division.

18 SEC. 1412. All of the provisos under the heading
19 “Department of Energy, Atomic Energy Defense Activi-
20 ties, National Nuclear Security Administration, Office of
21 the Administrator” in title III of the Energy and Water
22 Development and Related Agencies Appropriations Act,
23 2010 (Public Law 111–85) shall not apply to funds appro-
24 priated by this division.

1 SEC. 1413. The proviso under the heading “Depart-
2 ment of Energy, Atomic Energy Defense Activities, Envi-
3 ronmental and Other Defense Activities, Defense Environ-
4 mental Cleanup” in title III of the Energy and Water De-
5 velopment and Related Agencies Appropriations Act, 2010
6 (Public Law 111–85) shall not apply to funds appro-
7 priated by this division.

8 SEC. 1414. The proviso under the heading “Depart-
9 ment of Energy, Atomic Energy Defense Activities, Envi-
10 ronmental and Other Defense Activities, Other Defense
11 Activities” in title III of the Energy and Water Develop-
12 ment and Related Agencies Appropriations Act, 2010
13 (Public Law 111–85) shall not apply to funds appro-
14 priated by this division.

15 SEC. 1415. The fifth proviso under the heading “De-
16 partment of Energy, Power Marketing Administrations,
17 Construction, Rehabilitation, Operation and Maintenance,
18 Western Area Power Administration” in title III of the
19 Energy and Water Development and Related Agencies Ap-
20 propriations Act, 2010 (Public Law 111–85) shall not
21 apply to funds appropriated by this division.

22 SEC. 1416. Sections 105, 106, 107, 110 through 125,
23 205 through 211, 502, and 506 of the Energy and Water
24 Development and Related Agencies Appropriations Act,

1 2010 (Public Law 111–85) shall not apply to funds appro-
2 priated by this division.

3 SEC. 1417. In addition to amounts otherwise made
4 available by this division, \$50,000,000 is appropriated for
5 “Department of Energy, Energy Programs, Advanced Re-
6 search Projects Agency—Energy”.

7 SEC. 1418. Notwithstanding section 1105, no appro-
8 priation, funds, or authority made available pursuant to
9 section 1101 for the Department of Energy or Corps of
10 Engineers, Civil, shall be used to initiate or resume any
11 program, project, or activity or to initiate Requests For
12 Proposals or similar arrangements (including Requests for
13 Quotations, Requests for Information, and Funding Op-
14 portunity Announcements) for a program, project, or ac-
15 tivity if the program, project, or activity has not been
16 funded by Congress, unless prior approval is received from
17 the Committees on Appropriations of the House of Rep-
18 resentatives and the Senate.

19 SEC. 1419. No funds made available by this division
20 or any other Act may be used by the Nuclear Regulatory
21 Commission to conduct closure of adjudicatory functions,
22 technical review, or support activities associated with the
23 Yucca Mountain geologic repository license application
24 until the Commission reverses ASLB decision LBP–10–
25 11.

1 SEC. 1420. Notwithstanding section 1101, the level
2 for “Independent Agencies, Appalachian Regional Com-
3 mission” shall be \$68,400,000.

4 SEC. 1421. Notwithstanding section 1101, the level
5 for “Independent Agencies, Delta Regional Authority”
6 shall be \$11,700,000.

7 SEC. 1422. Notwithstanding section 1101, the level
8 for “Independent Agencies, Denali Commission” shall be
9 \$10,800,000.

10 SEC. 1423. Notwithstanding section 1101, the level
11 for “Independent Agencies, Northern Border Regional
12 Commission” shall be \$0.

13 SEC. 1424. Notwithstanding section 1101, the level
14 for “Independent Agencies, Southeast Crescent Regional
15 Commission” shall be \$0.

16 SEC. 1425. The total principal amount for commit-
17 ments to guarantee loans for eligible projects (other than
18 nuclear power facilities and front-end nuclear facilities)
19 under the heading “Department of Energy, Title 17 Inno-
20 vative Technology Loan Guarantee Authority Loan Pro-
21 gram”, in title III of division C of Public Law 111–8, is
22 hereby reduced by \$25,000,000,000.

23 SEC. 1426. Of the unobligated balances of funds
24 transferred to “Department of the Interior, Bureau of
25 Reclamation, Water and Related Resources” for desert

1 terminal lakes under section 2507 of the Farm Security
2 and Rural Investment Act of 2002 (43 U.S.C. 2211 note),
3 \$115,000,000 is rescinded.

4 SEC. 1427. Of the unobligated balances available for
5 “Corps of Engineers—Civil, Department of the Army,
6 Mississippi River and Tributaries”, \$21,000,000 is re-
7 scinded, to be derived by cancelling unobligated balances
8 for the Yazoo Basin, Backwater Pump, Mississippi
9 project.

10 SEC. 1428. Notwithstanding section 1101, the level
11 for “Corps of Engineers—Civil, Department of the Army,
12 Investigations” shall be \$104,000,000.

13 SEC. 1429. Notwithstanding section 1101, the level
14 for “Corps of Engineers—Civil, Department of the Army,
15 Construction” shall be \$1,690,000,000.

16 SEC. 1430. Notwithstanding section 1101, the level
17 for “Corps of Engineers—Civil, Department of the Army,
18 Mississippi River and Tributaries” shall be \$239,600,000.

19 SEC. 1431. Notwithstanding section 1101, the level
20 for “Corps of Engineers—Civil, Department of the Army,
21 Operation and Maintenance” shall be \$2,361,000,000.

22 SEC. 1432. Notwithstanding section 1101, the level
23 for “Corps of Engineers—Civil, Department of the Army,
24 Formerly Utilized Sites Remedial Action Program” shall
25 be \$130,000,000.

1 SEC. 1433. Notwithstanding section 1101, the level
2 for “Department of the Interior, Bureau of Reclamation,
3 Water and Related Resources” shall be \$913,500,000 (re-
4 duced by \$1,897,000).

5 SEC. 1434. Notwithstanding section 1101, the level
6 for “Department of Energy, Energy Programs, Energy
7 Efficiency and Renewable Energy” shall be
8 \$1,467,400,000: *Provided*, That none of the funds made
9 available by this division may be used for the Weatheriza-
10 tion Assistance Program authorized under part A of title
11 IV of the Energy Conservation and Production Act (42
12 U.S.C. 6861 et seq.) or the State Energy Program author-
13 ized under part D of title III of the Energy Policy and
14 Conservation Act (42 U.S.C. 6321 et seq.).

15 SEC. 1435. Notwithstanding section 1101, the level
16 for “Department of Energy, Energy Programs, Electricity
17 Delivery and Energy Reliability” shall be \$139,000,000.

18 SEC. 1436. Notwithstanding section 1101, the level
19 for “Department of Energy, Energy Programs, Nuclear
20 Energy” shall be \$661,100,000.

21 SEC. 1437. Notwithstanding section 1101, the level
22 for “Department of Energy, Energy Programs, Fossil En-
23 ergy Research and Development” shall be \$586,600,000.

1 SEC. 1438. Notwithstanding section 1101, the level
2 for “Department of Energy, Energy Programs, Strategic
3 Petroleum Reserve” shall be \$138,900,000.

4 SEC. 1439. Notwithstanding section 1101, the level
5 for “Department of Energy, Energy Programs, Energy
6 Information Administration” shall be \$95,600,000.

7 SEC. 1440. Notwithstanding section 1101, the level
8 for “Department of Energy, Energy Programs, Non-De-
9 fense Environmental Cleanup” shall be \$225,200,000.

10 SEC. 1441. Notwithstanding section 1101, the level
11 for “Department of Energy, Energy Programs, Uranium
12 Enrichment Decontamination and Decommissioning
13 Fund” shall be \$513,900,000.

14 SEC. 1442. Notwithstanding section 1101, the level
15 for “Department of Energy, Energy Programs, Science”
16 shall be \$4,017,700,000: *Provided*, That of the amount
17 provided by this division for “Department of Energy, En-
18 ergy Programs, Science”, not more than \$302,000,000
19 shall be for biological and environmental research author-
20 ized under subtitle G of title IX of the Energy Policy Act
21 of 2005 (42 U.S.C. 16311 et seq.).

22 SEC. 1443. Notwithstanding section 1101, the level
23 for “Department of Energy, Energy Programs, Depart-
24 mental Administration” shall be \$148,900,000.

1 SEC. 1444. Notwithstanding section 1101, the level
2 for “Department of Energy, Energy Programs, Advanced
3 Technology Vehicles Manufacturing Loan Program” shall
4 be \$9,998,000.

5 SEC. 1445. Notwithstanding section 1101, the level
6 for “Department of Energy, Atomic Energy Defense Ac-
7 tivities, National Nuclear Security Administration, Weap-
8 ons Activities” shall be \$6,696,400,000.

9 SEC. 1446. Notwithstanding section 1101, the level
10 for “Department of Energy, Atomic Energy Defense Ac-
11 tivities, National Nuclear Security Administration, De-
12 fense Nuclear Nonproliferation” shall be \$2,085,200,000.

13 SEC. 1447. Notwithstanding section 1101, the level
14 for “Department of Energy, Atomic Energy Defense Ac-
15 tivities, National Nuclear Security Administration, Naval
16 Reactors” shall be \$967,100,000.

17 SEC. 1448. Notwithstanding section 1101, the level
18 for “Department of Energy, Atomic Energy Defense Ac-
19 tivities, National Nuclear Security Administration, Office
20 of the Administrator” shall be \$407,800,000.

21 SEC. 1449. Notwithstanding section 1101, the level
22 for “Department of Energy, Environmental and Other
23 Defense Activities, Defense Environmental Cleanup” shall
24 be \$5,016,041,000, of which \$33,700,000 shall be trans-

1 ferred to the “Uranium Enrichment Decontamination and
2 Decommissioning Fund”.

3 SEC. 1450. Notwithstanding section 1101, the level
4 for “Department of Energy, Environmental and Other
5 Defense Activities, Other Defense Activities” shall be
6 \$773,400,000.

7 SEC. 1451. Of the unobligated balances from prior
8 year appropriations available for “Corps of Engineers—
9 Civil, Department of the Army, Construction”,
10 \$100,000,000 is rescinded.

11 SEC. 1452. Of the unobligated balances from prior
12 year appropriations available for “Department of Energy,
13 Energy Programs, Energy Efficiency and Renewable En-
14 ergy”, \$11,200,000 is rescinded.

15 SEC. 1453. Of the unobligated balances from prior
16 year appropriations available for “Department of Energy,
17 Energy Programs, Electricity Delivery and Energy Reli-
18 ability”, \$2,400,000 is rescinded.

19 SEC. 1454. Of the unobligated balances from prior
20 year appropriations available for “Department of Energy,
21 Energy Programs, Nuclear Energy”, \$6,300,000 is re-
22 scinded.

23 SEC. 1455. Of the unobligated balances from prior
24 year appropriations available for “Department of Energy,

1 Energy Programs, Fossil Energy Research and Develop-
2 ment”, \$30,600,000 is rescinded.

3 SEC. 1456. Of the unobligated balances from prior
4 year appropriations available for “Department of Energy,
5 Energy Programs, Naval Petroleum and Oil Shale Re-
6 serves”, \$2,100,000 is rescinded.

7 SEC. 1457. Of the unobligated balances from prior
8 year appropriations available for “Department of Energy,
9 Energy Programs, Clean Coal Technology”, \$18,000,000
10 is rescinded.

11 SEC. 1458. Of the unobligated balances from prior
12 year appropriations available for “Department of Energy,
13 Energy Programs, Strategic Petroleum Reserve”,
14 \$15,300,000 is rescinded.

15 SEC. 1459. Of the unobligated balances from prior
16 year appropriations available for “Department of Energy,
17 Energy Programs, Energy Information Administration”,
18 \$400,000 is rescinded.

19 SEC. 1460. Of the unobligated balances from prior
20 year appropriations available for “Department of Energy,
21 Energy Programs, Non-Defense Environmental Cleanup”,
22 \$900,000 is rescinded.

23 SEC. 1461. Of the unobligated balances from prior
24 year appropriations available for “Department of Energy,

1 Energy Programs, Uranium Enrichment Decontamination
2 and Decommissioning Fund”, \$10,000,000 is rescinded.

3 SEC. 1462. Of the unobligated balances from prior
4 year appropriations available for “Department of Energy,
5 Energy Programs, Science”, \$7,200,000 is rescinded.

6 SEC. 1463. Of the unobligated balances from prior
7 year appropriations available for “Department of Energy,
8 Energy Programs, Nuclear Waste Disposal”, \$2,800,000
9 is rescinded.

10 SEC. 1464. Of the unobligated balances from prior
11 year appropriations available for “Department of Energy,
12 Energy Programs, Departmental Administration”,
13 \$11,900,000 is rescinded.

14 SEC. 1465. Of the unobligated balances from prior
15 year appropriations available for “Department of Energy,
16 Atomic Energy Defense Activities, National Nuclear Secu-
17 rity Administration, Defense Nuclear Nonproliferation”,
18 \$45,500,000 is rescinded.

19 SEC. 1466. Of the unobligated balances from prior
20 year appropriations available for “Department of Energy,
21 Atomic Energy Defense Activities, National Nuclear Secu-
22 rity Administration, Naval Reactors”, \$1,200,000 is re-
23 scinded.

24 SEC. 1467. Of the unobligated balances from prior
25 year appropriations available for “Department of Energy,

1 Atomic Energy Defense Activities, National Nuclear Secu-
2 rity Administration, Office of the Administrator”,
3 \$4,400,000 is rescinded.

4 SEC. 1468. Of the unobligated balances from prior
5 year appropriations available for “Department of Energy,
6 Environmental and Other Defense Activities, Defense En-
7 vironmental Cleanup”, \$11,900,000 is rescinded.

8 SEC. 1469. Of the unobligated balances from prior
9 year appropriations available for “Department of Energy,
10 Environmental and Other Defense Activities, Other De-
11 fense Activities”, \$3,400,000 is rescinded.

12 SEC. 1470. Of the unobligated balances from prior
13 year appropriations available for “Independent Agencies,
14 Delta Regional Authority”, \$6,000,000 is rescinded.

15 SEC. 1471. Of the unobligated balances from prior
16 year appropriations available for “Independent Agencies,
17 Denali Commission”, \$15,000,000 is rescinded.

18 SEC. 1472. Within 30 days of enactment of this divi-
19 sion, the Department of Energy; Corps of Engineers,
20 Civil; Nuclear Regulatory Commission; and Bureau of
21 Reclamation shall submit to the Committees on Appro-
22 priations of the House of Representatives and the Senate
23 a spending, expenditure, or operating plan for fiscal year
24 2011 at a level of detail below the account level.

1 SEC. 1473. No rescission made in this title shall
2 apply to any amount previously designated by the Con-
3 gress as an emergency requirement pursuant to a concur-
4 rent resolution on the budget or the Balanced Budget and
5 Emergency Deficit Control Act of 1985.

6 SEC. 1474. None of the funds made available by this
7 division or prior appropriation Acts (other than Public
8 Law 111–5) for Energy and Water Development may be
9 used to pay the costs of employment (such as pay and
10 benefits), or termination (such as severance pay), of any
11 employee of the Department of Energy who is appointed,
12 employed, or retained under the authority of, or using
13 funds provided by, Public Law 111–5, or whose functions
14 or operations (including programmatic or oversight re-
15 sponsibilities) are substantially or entirely funded under
16 Public Law 111–5.

17 SEC. 1475. (a) None of the funds made available by
18 this Act may be used to implement—

19 (1) Reasonable and Prudent Action Component
20 1, Reasonable and Prudent Action Component 2, or
21 Reasonable and Prudent Action Component 3 de-
22 scribed in the biological opinion for the operations of
23 the Central Valley Project and the California State
24 Water Project issued by the United States Fish and
25 Wildlife Service and dated December 15, 2008; or

1 SEC. 2237. Notwithstanding section 1101, the level
2 for “Department of Housing and Urban Development,
3 Housing Programs, Housing for the Elderly” shall be
4 \$237,700,000: *Provided*, That none of the funds made
5 available under this heading shall be used for capital ad-
6 vances or project rental assistance contracts.

7 SEC. 2238. Notwithstanding section 1101, the level
8 for “Department of Housing and Urban Development,
9 Housing Programs, Housing for Persons with Disabil-
10 ities” shall be \$90,036,817: *Provided*, That none of the
11 funds made available under this heading shall be used for
12 capital advances or project rental assistance contracts:
13 *Provided further*, That none of the funds shall be used for
14 amendments or renewals of tenant-based assistance con-
15 tracts entered into prior to fiscal year 2005.

16 **DIVISION C—STIMULUS RESCISSIONS**

17 SEC. 3001. (a) There are hereby rescinded all unobli-
18 gated balances remaining available as of February 11,
19 2011, of the discretionary appropriations provided by divi-
20 sion A of the American Recovery and Reinvestment Act
21 of 2009 (Public Law 111–5).

22 (b) Subsection (a) shall not apply to funds appro-
23 priated or otherwise made available to Offices of Inspector
24 General and the Recovery Act Accountability and Trans-

1 parenly Board by division A of the American Recovery
2 and Reinvestment Act of 2009 (Public Law 111–5).

3 **SEC. 3002.** Hereafter, no Federal agency admin-
4 istering funds provided by division A of the American Re-
5 covery and Reinvestment Act of 2009 (Public Law 111–
6 5) may provide funding or reimbursement to any entity
7 awarded funds from such Act for the cost associated with
8 physical signage or other advertisement indicating that a
9 project is funded by such Act.

10 **DIVISION D—MISCELLANEOUS**

11 **PROVISIONS**

12 **SPENDING REDUCTION ACCOUNT**

13 **SEC. 4001.** The amount by which each applicable al-
14 location of new budget authority made by the Committee
15 on Appropriations of the House of Representatives under
16 section 302(b) of the Congressional Budget Act of 1974
17 exceeds the amount of related proposed new budget au-
18 thority is as follows:

19 (1) Agriculture, Rural Development, Food and
20 Drug Administration, and Related Agencies,
21 \$1,972,000,000.

22 (2) Commerce, Justice, Science, and Related
23 Agencies, \$1,405,000,000 (increased by
24 \$34,023,000).

1 (3) Defense, \$1,500,000,000 (increased by
2 \$450,000,000).

3 (4) Energy and Water Development, and Re-
4 lated Agencies, \$100,000,000.

5 (5) Financial Services and General Govern-
6 ment, \$750,000,000.

7 (6) Homeland Security, \$1,000,000,000.

8 (7) Interior, Environment, and Related Agen-
9 cies, \$1,750,000,000 (increased by \$1,897,000) (in-
10 creased by \$2,000,000) (increased by \$8,458,000)
11 (increased by \$10,000,000) (increased by
12 \$20,594,000) (increased by \$15,000,000) (increased
13 by \$4,500,000).

14 (8) Labor, Health and Human Services, Edu-
15 cation, and Related Agencies, \$10,901,000,000.

16 (9) Legislative Branch, \$100,000,000 (in-
17 creased by \$1,500,000).

18 (10) Military Construction, Veterans Affairs,
19 and Related Agencies, \$500,000,000.

20 (11) State, Foreign Operations, and Related
21 Programs, \$2,000,000,000 (increased by
22 \$42,676,000) (increased \$10,716,000) (increased by
23 \$20,000,000).

24 (12) Transportation, Housing and Urban De-
25 velopment, and Related Agencies, \$3,923,000,000.

1 SEC. 4002. None of the funds made available by this
2 Act for Department of Homeland Security, Federal Emer-
3 gency Management Agency, State and Local Programs
4 may be used to provide grants under the Urban Area Se-
5 curity Initiative under section 2003 of the Homeland Se-
6 curity Act of 2002 (6 U.S.C. 604) to more than 25 high-
7 risk urban areas.

8 SEC. 4003. For “Department of Justice, Office of
9 Justice Programs, Justice Assistance” for an additional
10 amount to amounts otherwise made available by this Act
11 for carrying out title I of the PROTECT Our Children
12 Act of 2008, as authorized by section 107 of such Act
13 (Public Law 110–401), there is hereby appropriated, and
14 the amount made available by this Act for “Department
15 of Justice, Office of Justice Programs, Justice Assist-
16 ance” is hereby reduced by, \$30,000,000.

17 SEC. 4004. None of the funds made available by this
18 Act may be used to carry out chapter 95 or chapter 96
19 of the Internal Revenue Code of 1986.

20 SEC. 4005. None of the funds made available in this
21 Act may be used to enforce the requirements in—

22 (1) section 34(a)(1)(A) of the Federal Fire Pre-
23 vention and Control Act of 1974 (15 U.S.C.
24 2229a(a)(1)(A));

25 (2) section 34(a)(1)(B) of such Act;

1 (3) section 34(c)(1) of such Act;

2 (4) section 34(c)(4)(A) of such Act; and

3 (5) section 34(c)(4)(A) of such Act.

4 SEC. 4006. None of the funds made available by this
5 Act may be used to implement the Report and Order of
6 the Federal Communications Commission relating to the
7 matter of preserving the open Internet and broadband in-
8 dustry practices (FCC 10–201, adopted by the Commis-
9 sion on December 21, 2010).

10 SEC. 4007. None of the funds made available by this
11 Act may be used for the payment of fees and other ex-
12 penses under section 504 of title 5, United States Code,
13 or section 2412(d) of title 28, United States Code.

14 SEC. 4008. None of the funds made available by this
15 Act may be used to implement, administer, or enforce the
16 rule entitled “National Emission Standards for Hazardous
17 Air Pollutants From the Portland Cement Manufacturing
18 Industry and Standards of Performance for Portland Ce-
19 ment Plants” published by the Environmental Protection
20 Agency on September 9, 2010 (75 Fed. Reg. 54970 et
21 seq.).

22 SEC. 4009. None of the funds made available by this
23 Act may be used to pay the salaries and expenses for the
24 following positions and their offices:

1 (1) Director, White House Office of Health Re-
2 form.

3 (2) Assistant to the President for Energy and
4 Climate Change.

5 (3) Special Envoy for Climate Change.

6 (4) Special Advisor for Green Jobs, Enterprise
7 and Innovation, Council on Environmental Quality.

8 (5) Senior Advisor to the Secretary of the
9 Treasury assigned to the Presidential Task Force on
10 the Auto Industry and Senior Counselor for Manu-
11 facturing Policy.

12 (6) White House Director of Urban Affairs.

13 (7) Special Envoy to oversee the closure of the
14 Detention Center at Guantanamo Bay.

15 (8) Special Master for TARP Executive Com-
16 pensation, Department of the Treasury.

17 (9) Associate General Counsel and Chief Diver-
18 sity Officer, Federal Communications Commission.

19 SEC. 4010. The amounts otherwise provided by this
20 Act are revised by reducing the amount made available
21 for “Department of Health and Human Services, Health
22 Resources and Services Administration, Health Resources
23 and Services”, by reducing the amount made available for
24 “Department of Health and Human Services, Centers for
25 Disease Control and Prevention, Disease Control, Re-

1 search, and Training”, by reducing the amount made
2 available for “Department of Health and Human Services,
3 National Institutes of Health”, and by increasing the
4 amount made available for “Department of Health and
5 Human Services, Health Resources and Services Adminis-
6 tration, Health Resources and Services”, by \$14,000,000,
7 by \$14,000,000, by an additional \$14,000,000, and by
8 \$42,000,000, respectively.

9 SEC. 4011. None of the funds made available by this
10 Act may be used to provide any of the following types of
11 assistance to Chad: international military education and
12 training (IMET), foreign military financing (FMF), provi-
13 sion of excess defense articles, foreign military forces ca-
14 pacity assistance (section 1206 of the National Defense
15 Authorization Act for Fiscal Year 2006), and direct com-
16 mercial sales of military equipment.

17 SEC. 4012. None of the funds made available by this
18 Act may be used to—

19 (1) implement, administer, or enforce the final
20 regulations on “Program Integrity: Gainful Employ-
21 ment—New Programs” published by the Depart-
22 ment of Education in the Federal Register on Octo-
23 ber 29, 2010 (75 Fed. Reg. 66665 et seq.);

24 (2) issue a final rule or otherwise implement
25 the proposed rule on “Program Integrity: Gainful

1 Employment” published by the Department of Edu-
2 cation on July 26, 2010 (75 Fed. Reg. 43616 et
3 seq.);

4 (3) implement, administer, or enforce section
5 668.6 of title 34, Code of Federal Regulations, (re-
6 lating to gainful employment), as amended by the
7 final regulations published by the Department of
8 Education in the Federal Register on October 29,
9 2010 (75 Fed Reg. 66832 et seq.); or

10 (4) promulgate or enforce any new regulation
11 or rule with respect to the definition or application
12 of the term “gainful employment” under the Higher
13 Education Act of 1965 on or after the date of enact-
14 ment of this Act.

15 SEC. 4013. None of the funds made available by this
16 Act may be made available for any purpose to Planned
17 Parenthood Federation of America, Inc. or any of the fol-
18 lowing affiliates of Planned Parenthood Federation of
19 America, Inc.:

20 (1) Planned Parenthood Southeast in Atlanta,
21 Georgia.

22 (2) Planned Parenthood of the Great Northwest
23 in Seattle, Washington.

24 (3) Planned Parenthood Arizona in Phoenix,
25 Arizona.

- 1 (4) Planned Parenthood of Arkansas and East-
2 ern Oklahoma in Tulsa, Oklahoma.
- 3 (5) Planned Parenthood of Greater Memphis
4 Region in Memphis, Tennessee.
- 5 (6) Planned Parenthood Affiliates of California
6 in Sacramento, California.
- 7 (7) Planned Parenthood Los Angeles in Los
8 Angeles, California.
- 9 (8) Planned Parenthood Mar Monte in San
10 Jose, California.
- 11 (9) Planned Parenthood of Orange & San
12 Bernardino Counties, Inc. in Orange, California.
- 13 (10) Planned Parenthood Pasadena and San
14 Gabriel Valley, Inc. in Pasadena, California.
- 15 (11) Planned Parenthood of the Pacific South-
16 west in San Diego, California.
- 17 (12) Planned Parenthood of Santa Barbara,
18 Ventura & San Luis Obispo Counties in Santa Bar-
19 bara, California.
- 20 (13) Planned Parenthood: Shasta-Diablo in
21 Concord, California.
- 22 (14) Six Rivers Planned Parenthood in Eureka,
23 California.
- 24 (15) Planned Parenthood of the Rocky Moun-
25 tains in Denver, Colorado.

1 (16) Planned Parenthood of Southern New
2 England, Inc. in New Haven, Connecticut.

3 (17) Planned Parenthood of Delaware in Wil-
4 mington, Delaware.

5 (18) Planned Parenthood of Metropolitan
6 Washington, D.C., Inc. in Washington, District of
7 Columbia.

8 (19) Florida Association of Planned Parenthood
9 Affiliates in Sarasota, Florida.

10 (20) Planned Parenthood of Collier County in
11 Naples, Florida.

12 (21) Planned Parenthood of Greater Orlando,
13 Inc. in Orlando, Florida.

14 (22) Planned Parenthood of North Florida in
15 Jacksonville, Florida.

16 (23) Planned Parenthood of South Florida and
17 the Treasure Coast, Inc. in West Palm Beach, Flor-
18 ida.

19 (24) Planned Parenthood of Southwest and
20 Central Florida, Inc. in Sarasota, Florida.

21 (25) Planned Parenthood of Hawaii in Hono-
22 lulu, Hawaii.

23 (26) Planned Parenthood of Greater Wash-
24 ington and North Idaho in Yakima, Washington.

1 (27) Planned Parenthood of Illinois in Chicago,
2 Illinois.

3 (28) Planned Parenthood of the St. Louis Re-
4 gion in St. Louis, Missouri.

5 (29) Planned Parenthood of Indiana, Inc. in In-
6 dianapolis, Indiana.

7 (30) Iowa Planned Parenthood Affiliate League
8 in Des Moines, Iowa.

9 (31) Planned Parenthood of East Central Iowa
10 in Cedar Rapids, Iowa.

11 (32) Planned Parenthood of the Heartland in
12 Des Moines, Iowa.

13 (33) Planned Parenthood of Southeast Iowa in
14 Burlington, Iowa.

15 (34) Planned Parenthood of Kansas and Mid-
16 Missouri in Overland Park, Kansas.

17 (35) Planned Parenthood of Kentucky, Inc. in
18 Louisville, Kentucky.

19 (36) Planned Parenthood Southwest Ohio Re-
20 gion in Cincinnati, Ohio.

21 (37) Planned Parenthood Gulf Coast, Inc. in
22 Houston, Texas.

23 (38) Planned Parenthood of Northern New
24 England in Williston, Vermont.

1 (39) Planned Parenthood of Maryland, Inc. in
2 Baltimore, Maryland.

3 (40) Planned Parenthood League of Massachu-
4 setts in Boston, Massachusetts.

5 (41) Planned Parenthood Affiliates of Michigan
6 in Lansing, Michigan.

7 (42) Planned Parenthood of West and Northern
8 Michigan in Grand Rapids, Michigan.

9 (43) Planned Parenthood Mid and South Michi-
10 gan in Ann Arbor, Michigan.

11 (44) Planned Parenthood of South Central
12 Michigan in Kalamazoo, Michigan.

13 (45) Planned Parenthood of Minnesota, North
14 Dakota, South Dakota in St. Paul, Minnesota.

15 (46) Planned Parenthood of Southwest Mis-
16 souri in St. Louis, Missouri.

17 (47) Tri-Rivers Planned Parenthood in Rolla,
18 Missouri.

19 (48) Planned Parenthood of Montana, Inc. in
20 Billings, Montana.

21 (49) Planned Parenthood of the Heartland in
22 Omaha, Nebraska.

23 (50) Planned Parenthood Affiliates of New Jer-
24 sey in Trenton, New Jersey.

1 (51) Planned Parenthood Association of the
2 Mercer Area in Trenton, New Jersey.

3 (52) Planned Parenthood of Central New Jer-
4 sey in Shrewsbury, New Jersey.

5 (53) Planned Parenthood of Greater Northern
6 New Jersey, Inc. in Morristown, New Jersey.

7 (54) Planned Parenthood of Metropolitan New
8 Jersey in Newark, New Jersey.

9 (55) Planned Parenthood of Southern New Jer-
10 sey in Camden, New Jersey.

11 (56) Planned Parenthood of New Mexico, Inc.
12 in Albuquerque, New Mexico.

13 (57) Family Planning Advocates of New York
14 State in Albany, New York.

15 (58) Planned Parenthood Hudson Peconic, Inc.
16 in Hawthorne, New York.

17 (59) Planned Parenthood Mohawk Hudson in
18 Utica, New York.

19 (60) Planned Parenthood of Mid-Hudson Val-
20 ley, Inc. in Poughkeepsie, New York.

21 (61) Planned Parenthood of Nassau County,
22 Inc. in Hempstead, New York.

23 (62) Planned Parenthood of New York City,
24 Inc. in New York, New York.

- 1 (63) Planned Parenthood of the North Country
2 New York, Inc. in Watertown, New York.
- 3 (64) Planned Parenthood of South Central New
4 York, Inc. in Oneonta, New York.
- 5 (65) Planned Parenthood of the Rochester/Syr-
6 acuse Region in Rochester, New York.
- 7 (66) Planned Parenthood of the Southern Fin-
8 ger Lakes in Ithaca, New York.
- 9 (67) Planned Parenthood of Western New
10 York, Inc. in Buffalo, New York.
- 11 (68) Upper Hudson Planned Parenthood, Inc.
12 in Albany, New York.
- 13 (69) Planned Parenthood Health Systems, Inc.
14 in Raleigh, North Carolina.
- 15 (70) Planned Parenthood of Central North
16 Carolina in Chapel Hill, North Carolina.
- 17 (71) Planned Parenthood Affiliates of Ohio in
18 Columbus, Ohio.
- 19 (72) Planned Parenthood of Central Ohio, Inc.
20 in Columbus, Ohio.
- 21 (73) Planned Parenthood of Northeast Ohio in
22 Akron, Ohio.
- 23 (74) Planned Parenthood of Northwest Ohio in
24 Toledo, Ohio.

- 1 (75) Planned Parenthood of Southeast Ohio in
2 Athens, Ohio.
- 3 (76) Planned Parenthood of Central Oklahoma,
4 Inc. in Oklahoma City, Oklahoma.
- 5 (77) Planned Parenthood Advocates of Oregon
6 in Eugene, Oregon.
- 7 (78) Planned Parenthood of Southwestern Or-
8 egon in Eugene, Oregon.
- 9 (79) Planned Parenthood Columbia Willamette
10 in Portland, Oregon.
- 11 (80) Planned Parenthood Pennsylvania Advo-
12 cates in Harrisburg, Pennsylvania.
- 13 (81) Planned Parenthood Association of Bucks
14 County in Warminster, Pennsylvania.
- 15 (82) Planned Parenthood of Central Pennsylv-
16 vania, Inc. in York, Pennsylvania.
- 17 (83) Planned Parenthood of Northeast and
18 Mid-Penn in Trexlertown, Pennsylvania.
- 19 (84) Planned Parenthood of Western Pennsylv-
20 vania in Pittsburgh, Pennsylvania.
- 21 (85) Planned Parenthood Southeastern Penn-
22 sylvania in Philadelphia, Pennsylvania.
- 23 (86) Planned Parenthood of Middle and East
24 Tennessee, Inc. in Nashville, Tennessee.

1 (87) Texas Association of Planned Parenthood
2 Affiliates in Austin, Texas.

3 (88) Planned Parenthood Association of Cam-
4 eron & Willacy Counties, Inc. in Brownsville, Texas.

5 (89) Planned Parenthood Association of Hi-
6 dalgo County, Inc. in McAllen, Texas.

7 (90) Planned Parenthood Association of Lub-
8 bock, Inc. in Lubbock, Texas.

9 (91) Planned Parenthood of Central Texas, Inc.
10 in Waco, Texas.

11 (92) Planned Parenthood of North Texas, Inc.
12 in Dallas, Texas.

13 (93) Planned Parenthood of the Texas Capital
14 Region in Austin, Texas.

15 (94) Planned Parenthood of West Texas, Inc.
16 in Odessa, Texas.

17 (95) Planned Parenthood Trust of San Antonio
18 and South Central Texas in San Antonio, Texas.

19 (96) Planned Parenthood Association of Utah
20 in Salt Lake City, Utah.

21 (97) Planned Parenthood Advocates of Virginia
22 in Charlottesville, Virginia.

23 (98) Planned Parenthood of Southeastern Vir-
24 ginia, Inc. in Hampton, Virginia.

1 (99) Virginia League for Planned Parenthood
2 in Richmond, Virginia.

3 (100) Planned Parenthood Public Policy Net-
4 work of Washington in Seattle, Washington.

5 (101) Mt. Baker Planned Parenthood in Bel-
6 lingham, Washington.

7 (102) Planned Parenthood of Wisconsin, Inc. in
8 Milwaukee, Wisconsin.

9 SEC. 4014. None of the funds made available by this
10 Act may be used by the Environmental Appeals Board to
11 consider, review, reject, remand, or otherwise invalidate
12 any permit issued for Outer Continental Shelf sources lo-
13 cated offshore of the States along the Arctic Coast under
14 section 328(a) of the Clean Air Act (42 U.S.C. 7627(a)).

15 SEC. 4015. (a) None of the funds made available by
16 this Act may be used by the Environmental Protection
17 Agency to implement, administer, or enforce any statutory
18 or regulatory requirement pertaining to emissions of car-
19 bon dioxide, methane, nitrous oxide, sulfur hexafluoride,
20 hydrofluorocarbons, or perfluorocarbons from stationary
21 sources that is issued or becomes applicable or effective
22 after January 1, 2011.

23 (b) In this section, the term “stationary source” has
24 the meaning given such term in section 111(a)(3) of the
25 Clean Air Act (42 U.S.C. 7411(a)(3)).

1 SEC. 4016. None of the funds made available by this
2 Act may be paid to any employee, officer, contractor, or
3 grantee of any department or agency funded by title VIII
4 of division B of this Act to implement the provisions of
5 Public Law 111–148 or title I or subtitle B of title II
6 of Public Law 111–152.

7 SEC. 4017. None of the funds made available by this
8 Act may be used to carry out the provisions of Public Law
9 111–152, or any amendment made by either such Public
10 Law.

11 SEC. 4018. None of the funds made available by this
12 Act may be used to pay the salary of any officer or em-
13 ployee of any Federal department or agency with respect
14 to carrying out the provisions of Public Law 111–148,
15 Public Law 111–152, or any amendment made by either
16 such Public Law.

17 SEC. 4019. None of the funds made available by this
18 Act may be used by the Internal Revenue Service to imple-
19 ment or enforce section 5000A of the Internal Revenue
20 Code of 1986, section 6055 of such Code, section 1502(c)
21 of the Patient Protection and Affordable Care Act, or any
22 amendments made by section 1502(b) of such Act.

23 SEC. 4020. None of the funds made available by this
24 Act may be used to take any action to effect or implement

1 the disestablishment, closure, or realignment of the United
2 States Joint Forces Command.

3 SEC. 4021. None of the funds made available by this
4 Act may be used to change any rate of salary or basic
5 pay pursuant to section 1113 of Public Law 111–32.

6 SEC. 4022. None of the funds appropriated by this
7 Act may be used for the Community Connect broadband
8 grant program administered by the Rural Utilities Service
9 of the Department of Agriculture.

10 SEC. 4023. None of the funds made available by this
11 Act may be used to provide assistance to Saudi Arabia.

12 SEC. 4024. None of the funds made available by this
13 Act for “International Military Education and Training”
14 may be used for assistance for Saudi Arabia.

15 SEC. 4025. None of the funds made available by this
16 Act for “Nonproliferation, Anti-terrorism, Demining and
17 Related Programs” may be used for assistance for Saudi
18 Arabia.

19 SEC. 4026. None of the funds made available by this
20 Act may be used to pay the salaries and expenses of per-
21 sonnel of the Department of Agriculture to provide non-
22 recourse marketing assistance loans for mohair under sec-
23 tion 1201 of the Food, Conservation, and Energy Act of
24 2008 (7 U.S.C. 8731).

1 SEC. 4027. None of the funds made available by divi-
2 sion B may be used by the Department of Health and
3 Human Services to implement or enforce section 2718 of
4 the Public Health Service Act, as added by section
5 1001(5) and replaced by section 10101(f) of the Patient
6 Protection and Affordable Care Act (Public Law 111–
7 148).

8 SEC. 4028. None of the funds made available by this
9 Act may be used to implement the Klamath Dam Removal
10 and Sedimentation Study.

11 SEC. 4029. None of the funds made available by this
12 Act may be used by the Secretary of Agriculture to imple-
13 ment or enforce Subpart B of the Travel Management
14 Rule (subpart B of part 212 of title 36, Code of Federal
15 Regulations), relating to the designation of roads, trails,
16 and areas for motor vehicle use, in any administrative unit
17 of the National Forest System.

18 SEC. 4030. None of the funds made available by this
19 Act may be used to require a person licensed under section
20 923 of title 18, United States Code, to report information
21 to the Department of Justice regarding the sale of mul-
22 tiple rifles or shotguns to the same person.

23 SEC. 4031. None of the funds made available by divi-
24 sion A of this Act for Department of Defense, Operation
25 and Maintenance, Defense-wide may be used for official

1 representation purposes, as defined by Department of De-
2 fense Instruction 7250.13, dated June 30, 2009.

3 SEC. 4032. None of the funds made available by divi-
4 sion B of this Act may be used to develop, carry out, im-
5 plement, or otherwise enforce proposed regulations pub-
6 lished June 18, 2010 (75 Fed. Reg. 34,667) by the Office
7 of Surface Mining Reclamation and Enforcement of the
8 Department of the Interior.

9 SEC. 4033. None of the funds made available by this
10 Act may be used to develop, promulgate, evaluate, imple-
11 ment, provide oversight to, or backstop total maximum
12 daily loads or watershed implementation plans for the
13 Chesapeake Bay Watershed.

14 SEC. 4034. None of the funds made available by this
15 Act may be used to pay the salary of any officer or em-
16 ployee of the Department of Health and Human Services
17 who develops or promulgates regulations or guidance with
18 regard to Exchanges under subtitle D of title I of the Pa-
19 tient Protection and Affordable Care Act (42 U.S.C.
20 18021 et seq.).

21 SEC. 4035. None of the funds made available by this
22 Act may be used to implement, administer, or enforce the
23 rule entitled “Water Quality Standards for the State of
24 Florida’s Lakes and Flowing Waters” published in the

1 Federal Register by the Environmental Protection Agency
2 on December 6, 2010 (75 Fed. Reg. 75762 et seq.).

3 SEC. 4036. None of the funds made available in this
4 Act may be used for the design, renovation, construction,
5 or rental of any headquarters for the United Nations in
6 any location in the United States.

7 SEC. 4037. None of the funds made available by this
8 Act may be used for the construction of an ethanol blender
9 pump or an ethanol storage facility.

10 SEC. 4038. None of the funds made available by this
11 Act may be used to implement, establish, or create a
12 NOAA Climate Service (NCS) as described in the “Draft
13 NOAA Climate Service Strategic Vision and Framework”
14 published at 75 Fed. Reg. 57739 (September 22, 2010)
15 and updated on December 20, 2010.

16 SEC. 4039. None of the funds made available by this
17 Act to the Environmental Protection Agency, the Corps
18 of Engineers, or the Office of Surface Mining Reclamation
19 and Enforcement may be used to carry out, implement,
20 administer, or enforce any policy or procedure set forth
21 in—

22 (1) the memorandum issued by the Environ-
23 mental Protection Agency and Department of the
24 Army entitled “Enhanced Surface Coal Mining

1 Pending Permit Coordination Procedures”, dated
2 June 11, 2009; or

3 (2) the guidance (or any revised version there-
4 of) issued by the Environmental Protection Agency
5 entitled “Improving EPA Review of Appalachian
6 Surface Coal Mining Operations under the Clean
7 Water Act, National Environmental Policy Act, and
8 the Environmental Justice Executive Order”, dated
9 April 1, 2010.

10 SEC. 4040. None of the funds made available by this
11 Act may be used to develop or approve a new limited ac-
12 cess privilege program (as that term is used in section
13 303A the Magnuson-Stevens Fishery Conservation and
14 Management Act (16 U.S.C. 1853a) for any fishery under
15 the jurisdiction of the South Atlantic, Mid-Atlantic, New
16 England, or Gulf of Mexico Fishery Management Council.

17 SEC. 4041. None of the funds made available by this
18 Act may be used for the study of the Missouri River
19 Projects authorized in section 108 of the Energy and
20 Water Development and Related Agencies Appropriations
21 Act, 2009 (division C of Public Law 111–8).

22 SEC. 4042. None of the funds made available by this
23 Act may be used for contributions to the Intergovern-
24 mental Panel on Climate Change (IPCC).

1 SEC. 4043. No funds made available by this Act may
2 be used to implement—

3 (1) the decision of the Administrator of the En-
4 vironmental Protection Agency entitled “Partial
5 Grant and Partial Denial of Clean Air Act Waiver
6 Application Submitted by Growth Energy To In-
7 crease the Allowable Ethanol Content of Gasoline to
8 15 Percent” published in the Federal Register on
9 November 4, 2010 (75 Fed. Reg. 68093 et seq.); or

10 (2) the decision of the Administrator of the En-
11 vironmental Protection Agency entitled “Partial
12 Grant of Clean Air Act Waiver Application Sub-
13 mitted by Growth Energy To Increase the Allowable
14 Ethanol Content of Gasoline to 15 Percent” pub-
15 lished in the Federal Register on January 26, 2011
16 (76 Fed. Reg. 4662 et seq.).

17 SEC. 4044. None of the funds made available by this
18 Act may be used by the Administrator of the Environ-
19 mental Protection Agency to carry out section 404(e) of
20 the Federal Water Pollution Control Act (33 U.S.C.
21 1344(c)).

22 SEC. 4045. None of the funds made available by this
23 Act may be used by the Environmental Protection Agency
24 to develop, propose, finalize, implement, administer, or en-
25 force any regulation that identifies or lists fossil fuel com-

1 bustion waste as hazardous waste subject to regulation
2 under subtitle C of the Solid Waste Disposal Act (42
3 U.S.C. 6921 et seq.) or otherwise makes fossil fuel com-
4 bustion waste subject to regulation under such subtitle.

5 SEC. 4046. None of the funds made available by this
6 Act may be used to carry out any of the activities de-
7 scribed in section 6A of the Consumer Product Safety Act
8 (15 U.S.C. 2055a).

9 SEC. 4047. None of the funds made available by this
10 Act may be used to pay the salary of any officer or em-
11 ployee of the Center for Consumer Information and Insur-
12 ance Oversight in the Department of Health and Human
13 Services.

14 SEC. 4048. No funds made available by this Act may
15 be used to modify the national primary ambient air quality
16 standard or the national secondary ambient air quality
17 standard applicable to coarse particulate matter under
18 section 109 of the the Clean Air Act.

19 SEC. 4049. None of the funds made available by this
20 Act may be used to pay the salary of any officer or em-
21 ployee of the Department of Health and Human Services,
22 the Department of Labor, or the Department of the
23 Treasury who takes any action to specify or define,
24 through regulations, guidelines, or otherwise, essential

1 benefits under section 1302 of the Patient Protection and
2 Affordable Care Act (42 U.S.C. 18022).

3 SEC. 4050. None of the funds made available by this
4 Act may be used to implement section 1899A of the Social
5 Security Act (42 U.S.C. 1395kkk), as added by section
6 3403 of the Patient Protection and Affordable Care Act
7 (Public Law 111–148).

8 SEC. 4051. None of the funds made available by this
9 Act may be used to carry out paragraph (11) of section
10 101 of Public Law 111–226 (124 Stat. 2389).

11 This Act may be cited as the “Full-Year Continuing
12 Appropriations Act, 2011”.

Passed the House of Representatives February 19
(legislative day February 18), 2011.

Attest:

Clerk.

112TH CONGRESS
1ST SESSION

H. R. 1

AN ACT

Making appropriations for the Department of Defense and the other departments and agencies of the Government for the fiscal year ending September 30, 2011, and for other purposes.