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[Report No. 119–___]

Making appropriations for energy and water development and related agencies
for the fiscal year ending September 30, 2027, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

____ --, 2026

Mr. FLEISCHMANN of Tennessee, 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 energy and water development
and related agencies for the fiscal year ending September
30, 2027, 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 en-
5 ergy and water development and related agencies for the
6 fiscal year ending September 30, 2027, and for other pur-
7 poses, namely:

8 TITLE I

9 CORPS OF ENGINEERS—CIVIL

10 DEPARTMENT OF THE ARMY

11 CORPS OF ENGINEERS—CIVIL

12 The following appropriations shall be expended under
13 the direction of the Secretary of the Army and the super-
14 vision of the Chief of Engineers for authorized civil func-
15 tions of the Department of the Army pertaining to river
16 and harbor, flood and storm damage reduction, shore pro-
17 tection, aquatic ecosystem restoration, and related efforts.

18 INVESTIGATIONS

19 For expenses necessary where authorized by law for
20 the collection and study of basic information pertaining
21 to river and harbor, flood and storm damage reduction,
22 shore protection, aquatic ecosystem restoration, and re-
23 lated needs; for surveys and detailed studies, and plans
24 and specifications of proposed river and harbor, flood and
25 storm damage reduction, shore protection, and aquatic

1 ecosystem restoration projects, and related efforts prior to
2 construction; for restudy of authorized projects; and for
3 miscellaneous investigations, and, when authorized by law,
4 surveys and detailed studies, and plans and specifications
5 of projects prior to construction, \$175,000,000, to remain
6 available until expended: *Provided*, That the Secretary
7 shall not deviate from the work plan, once the plan has
8 been submitted to the Committees on Appropriations of
9 both Houses of Congress.

10 CONSTRUCTION

11 For expenses necessary for the construction of river
12 and harbor, flood and storm damage reduction, shore pro-
13 tection, aquatic ecosystem restoration, and related
14 projects authorized by law; for conducting detailed studies,
15 and plans and specifications, of such projects (including
16 those involving participation by States, local governments,
17 or private groups) authorized or made eligible for selection
18 by law (but such detailed studies, and plans and specifica-
19 tions, shall not constitute a commitment of the Govern-
20 ment to construction); \$2,382,000,000, to remain avail-
21 able until expended; of which \$70,000,000, to be derived
22 from the Harbor Maintenance Trust Fund, shall be to
23 cover the Federal share of construction costs for facilities
24 under the Dredged Material Disposal Facilities program;
25 and of which such sums as are necessary to cover 25 per-

1 cent of the costs of construction, replacement, rehabilita-
2 tion, and expansion of inland waterways projects shall be
3 derived from the Inland Waterways Trust Fund, except
4 as otherwise specifically provided for in law: *Provided,*
5 That the Secretary shall not deviate from the work plan,
6 once the plan has been submitted to the Committees on
7 Appropriations of both Houses of Congress.

8 MISSISSIPPI RIVER AND TRIBUTARIES

9 For expenses necessary for flood damage reduction
10 projects and related efforts in the Mississippi River allu-
11 vial valley below Cape Girardeau, Missouri, as authorized
12 by law, \$470,000,000, to remain available until expended,
13 of which \$6,551,000, to be derived from the Harbor Main-
14 tenance Trust Fund, shall be to cover the Federal share
15 of eligible operation and maintenance costs for inland har-
16 bors: *Provided,* That the Secretary shall not deviate from
17 the work plan, once the plan has been submitted to the
18 Committees on Appropriations of both Houses of Con-
19 gress.

20 OPERATION AND MAINTENANCE

21 For expenses necessary for the operation, mainte-
22 nance, and care of existing river and harbor, flood and
23 storm damage reduction, aquatic ecosystem restoration,
24 and related projects authorized by law; providing security
25 for infrastructure owned or operated by the Corps, includ-

1 ing administrative buildings and laboratories; maintaining
2 harbor channels provided by a State, municipality, or
3 other public agency that serve essential navigation needs
4 of general commerce, where authorized by law; surveying
5 and charting northern and northwestern lakes and con-
6 necting waters; clearing and straightening channels; and
7 removing obstructions to navigation, \$6,255,000,000, to
8 remain available until expended, of which \$3,487,449,000,
9 to be derived from the Harbor Maintenance Trust Fund,
10 shall be to cover the Federal share of eligible operations
11 and maintenance costs for coastal harbors and channels,
12 and for inland harbors; of which such sums as may be
13 necessary shall be derived from amounts collected in this
14 or prior fiscal years under section 210 of the Flood Con-
15 trol Act of 1968 (16 U.S.C. 460d-3) and are not other-
16 wise appropriated shall be for resource protection, re-
17 search, interpretation, and maintenance activities related
18 to resource protection in the areas at which outdoor recre-
19 ation is available; of which such sums as become available
20 from fees collected under section 217 of Public Law 104-
21 303 shall be used to cover the cost of operation and main-
22 tenance of the dredged material disposal facilities for
23 which such fees have been collected; and of which
24 \$64,000,000, to be derived from the general fund of the
25 Treasury, shall be to carry out subsection (c) of section

1 2106 of the Water Resources Reform and Development
2 Act of 2014 (33 U.S.C. 2238c) and shall be designated
3 as being for such purpose pursuant to paragraph (2) of
4 section 14003 of division B of the Coronavirus Aid, Relief,
5 and Economic Security Act (Public Law 116–136): *Pro-*
6 *vided*, That funding derived from the Harbor Maintenance
7 Trust Fund for donor and energy ports shall be allocated
8 solely in accordance with section 2106 of the Water Re-
9 sources Reform and Development Act of 2014: *Provided*
10 *further*, That 1 percent of the total amount of funds pro-
11 vided for each of the programs, projects, or activities fund-
12 ed under this heading shall not be allocated to a field oper-
13 ating activity prior to the beginning of the fourth quarter
14 of the fiscal year and shall be available for use by the Chief
15 of Engineers to fund such emergency activities as the
16 Chief of Engineers determines to be necessary and appro-
17 priate, and that the Chief of Engineers shall allocate dur-
18 ing the fourth quarter any remaining funds which have
19 not been used for emergency activities proportionally in
20 accordance with the amounts provided for the programs,
21 projects, or activities: *Provided further*, That the Secretary
22 shall not deviate from the work plan, once the plan has
23 been submitted to the Committees on Appropriations of
24 both Houses of Congress.

1 REGULATORY PROGRAM

2 For expenses necessary for administration of laws
3 pertaining to regulation of navigable waters and wetlands,
4 \$223,000,000, to remain available until September 30,
5 2028.

6 FLOOD CONTROL AND COASTAL EMERGENCIES

7 For expenses necessary to prepare for flood, hurri-
8 cane, and other natural disasters and support emergency
9 operations, repairs, and other activities in response to
10 such disasters as authorized by law, \$40,000,000, to re-
11 main available until expended.

12 EXPENSES

13 For expenses necessary for the supervision and gen-
14 eral administration of the civil works program in the head-
15 quarters of the Corps of Engineers and the offices of the
16 Division Engineers; and for costs of management and op-
17 eration of the Humphreys Engineer Center Support Activ-
18 ity, the Institute for Water Resources, the United States
19 Army Engineer Research and Development Center, and
20 the United States Army Corps of Engineers Finance Cen-
21 ter allocable to the civil works program, \$218,000,000, to
22 remain available until September 30, 2028, of which not
23 to exceed \$5,000 may be used for official reception and
24 representation purposes and only during the current fiscal
25 year: *Provided*, That no part of any other appropriation

1 provided in this title shall be available to fund the civil
2 works activities of the Office of the Chief of Engineers
3 or the civil works executive direction and management ac-
4 tivities of the division offices: *Provided further*, That any
5 Flood Control and Coastal Emergencies appropriation
6 may be used to fund the supervision and general adminis-
7 tration of emergency operations, repairs, and other activi-
8 ties in response to any flood, hurricane, or other natural
9 disaster.

10 OFFICE OF THE ASSISTANT SECRETARY OF THE ARMY
11 FOR CIVIL WORKS

12 For the Office of the Assistant Secretary of the Army
13 for Civil Works as authorized by 10 U.S.C. 7016(b)(3),
14 \$7,000,000, to remain available until September 30, 2028:
15 *Provided*, That not less than \$1,000,000 shall be for ac-
16 tivities related to serving as a liaison to improve commu-
17 nication with Congress: *Provided further*, That not more
18 than 75 percent of such amount may be obligated or ex-
19 pended until the Assistant Secretary submits to the Com-
20 mittees on Appropriations of both Houses of Congress the
21 report required under section 101(d) of this Act and a
22 work plan that allocates at least 95 percent of the addi-
23 tional funding provided under each heading in the report
24 accompanying this Act, to specific programs, projects, or
25 activities.

1 WATER INFRASTRUCTURE FINANCE AND INNOVATION
2 PROGRAM ACCOUNT

3 For administrative expenses to carry out the direct
4 and guaranteed loan programs, notwithstanding section
5 5033 of the Water Infrastructure Finance and Innovation
6 Act of 2014, \$5,000,000, to remain available until Sep-
7 tember 30, 2028.

8 In addition, fees authorized to be collected pursuant
9 to sections 5029 and 5030 of the Water Infrastructure
10 Finance and Innovation Act of 2014 shall be deposited
11 in this account, to remain available until expended.

12 GENERAL PROVISIONS—CORPS OF
13 ENGINEERS—CIVIL
14 (INCLUDING TRANSFERS OF FUNDS)

15 SEC. 101. (a) None of the funds provided in title I
16 of this Act, or provided by previous appropriations Acts
17 to the agencies or entities funded in title I of this Act
18 that remain available for obligation or expenditure in fiscal
19 year 2027, shall be available for obligation or expenditure
20 through a reprogramming of funds that:

- 21 (1) creates or initiates a new program, project,
22 or activity;
23 (2) eliminates a program, project, or activity;
24 (3) increases funds or personnel for any pro-
25 gram, project, or activity for which funds have been

1 denied or restricted by this Act, unless prior ap-
2 proval is received from the Committees on Appro-
3 priations of both Houses of Congress;

4 (4) proposes to use funds directed for a specific
5 activity for a different purpose, unless prior approval
6 is received from the Committees on Appropriations
7 of both Houses of Congress;

8 (5) augments or reduces existing programs,
9 projects, or activities in excess of the amounts con-
10 tained in paragraphs (6) through (10), unless prior
11 approval is received from the Committees on Appro-
12 priations of both Houses of Congress;

13 (6) INVESTIGATIONS.—For a base level over
14 \$100,000, reprogramming of 25 percent of the base
15 amount up to a limit of \$150,000 per project, study
16 or activity is allowed: *Provided*, That for a base level
17 less than \$100,000, the reprogramming limit is
18 \$25,000: *Provided further*, That up to \$25,000 may
19 be reprogrammed into any continuing study or activ-
20 ity that did not receive an appropriation for existing
21 obligations and concomitant administrative expenses;

22 (7) CONSTRUCTION.—For a base level over
23 \$2,000,000, reprogramming of 15 percent of the
24 base amount up to a limit of \$3,000,000 per project,
25 study or activity is allowed: *Provided*, That for a

1 base level less than \$2,000,000, the reprogramming
2 limit is \$300,000: *Provided further*, That up to
3 \$3,000,000 may be reprogrammed for settled con-
4 tractor claims, changed conditions, or real estate de-
5 ficiency judgments: *Provided further*, That up to
6 \$300,000 may be reprogrammed into any continuing
7 study or activity that did not receive an appropria-
8 tion for existing obligations and concomitant admin-
9 istrative expenses;

10 (8) OPERATION AND MAINTENANCE.—Unlim-
11 ited reprogramming authority is granted for the
12 Corps to be able to respond to emergencies: *Pro-*
13 *vided*, That the Chief of Engineers shall notify the
14 Committees on Appropriations of both Houses of
15 Congress of these emergency actions as soon there-
16 after as practicable: *Provided further*, That for a
17 base level over \$1,000,000, reprogramming of 15
18 percent of the base amount up to a limit of
19 \$5,000,000 per project, study, or activity is allowed:
20 *Provided further*, That for a base level less than
21 \$1,000,000, the reprogramming limit is \$150,000:
22 *Provided further*, That \$150,000 may be repro-
23 grammed into any continuing study or activity that
24 did not receive an appropriation;

1 (9) MISSISSIPPI RIVER AND TRIBUTARIES.—

2 The reprogramming guidelines in paragraphs (6),
3 (7), and (8) shall apply to the Investigations, Con-
4 struction, and Operation and Maintenance portions
5 of the Mississippi River and Tributaries Account, re-
6 spectively; and

7 (10) FORMERLY UTILIZED SITES REMEDIAL AC-
8 TION PROGRAM.—Reprogramming of up to 15 per-
9 cent of the base of the receiving project is permitted.

10 (b) DE MINIMUS REPROGRAMMINGS.—In no case
11 should a reprogramming for less than \$50,000 be sub-
12 mitted to the Committees on Appropriations of both
13 Houses of Congress.

14 (c) CONTINUING AUTHORITIES PROGRAM.—Sub-
15 section (a)(1) shall not apply to any project or activity
16 funded under the continuing authorities program.

17 (d) Not later than 60 days after the date of enact-
18 ment of this Act, the Secretary shall submit a report to
19 the Committees on Appropriations of both Houses of Con-
20 gress to establish the baseline for application of re-
21 programming and transfer authorities for the current fis-
22 cal year which shall include:

23 (1) A table for each appropriation with a sepa-
24 rate column to display the President's budget re-
25 quest, adjustments made by Congress, adjustments

1 due to enacted rescissions, if applicable, and the fis-
2 cal year enacted level;

3 (2) A delineation in the table for each appro-
4 priation both by object class and program, project
5 and activity as detailed in the budget appendix for
6 the respective appropriations; and

7 (3) An identification of items of special congres-
8 sional interest.

9 SEC. 102. The Secretary shall allocate funds made
10 available in this Act solely in accordance with the provi-
11 sions of this Act and in the report accompanying this Act,
12 including the determination and designation of new starts.

13 SEC. 103. None of the funds made available in this
14 title may be used to award or modify any contract that
15 commits funds beyond the amounts appropriated for that
16 program, project, or activity that remain unobligated, ex-
17 cept that such amounts may include any funds that have
18 been made available through reprogramming pursuant to
19 section 101.

20 SEC. 104. The Secretary of the Army may transfer
21 to the Fish and Wildlife Service, and the Fish and Wildlife
22 Service may accept and expend, up to \$8,733,000 of funds
23 provided in this title under the heading “Operation and
24 Maintenance” to mitigate for fisheries lost due to Corps
25 of Engineers projects.

1 SEC. 105. None of the funds in this Act shall be used
2 for an open lake placement alternative for dredged mate-
3 rial, after evaluating the least costly, environmentally ac-
4 ceptable manner for the disposal or management of
5 dredged material originating from Lake Erie or tributaries
6 thereto, unless it is approved under a State water quality
7 certification pursuant to section 401 of the Federal Water
8 Pollution Control Act (33 U.S.C. 1341): *Provided*, That
9 until an open lake placement alternative for dredged mate-
10 rial is approved under a State water quality certification,
11 the Corps of Engineers shall continue upland placement
12 of such dredged material consistent with the requirements
13 of section 101 of the Water Resources Development Act
14 of 1986 (33 U.S.C. 2211).

15 SEC. 106. None of the funds made available by this
16 Act may be used to carry out any water supply reallocation
17 study under the Wolf Creek Dam, Lake Cumberland, Ken-
18 tucky, project authorized under the Act of July 24, 1946
19 (60 Stat. 636, ch. 595).

20 SEC. 107. Additional funding provided in this Act
21 shall be allocated only to projects determined to be eligible
22 by the Chief of Engineers.

23 SEC. 108. As of the date of enactment of this Act
24 and each fiscal year thereafter, the Secretary of the Army
25 shall not promulgate or enforce any regulation that pro-

1 hibits an individual from possessing a firearm, including
2 an assembled or functional firearm, at a water resources
3 development project covered under section 327.0 of title
4 36, Code of Federal Regulations (as in effect on the date
5 of enactment of this Act) if:

6 (1) the individual is not otherwise prohibited by
7 law from possessing a firearm; and

8 (2) the possession of the firearm is in compli-
9 ance with the law of the State in which the water
10 resources development project is located.

11 TITLE II

12 DEPARTMENT OF THE INTERIOR

13 CENTRAL UTAH PROJECT

14 CENTRAL UTAH PROJECT COMPLETION ACCOUNT

15 For carrying out activities authorized by the Central
16 Utah Project Completion Act, \$23,000,000, to remain
17 available until expended, of which \$3,800,000 shall be de-
18 posited into the Utah Reclamation Mitigation and Con-
19 servation Account for use by the Utah Reclamation Miti-
20 gation and Conservation Commission: *Provided*, That of
21 the amount provided under this heading, \$1,900,000 shall
22 be available until September 30, 2028, for expenses nec-
23 essary in carrying out related responsibilities of the Sec-
24 retary of the Interior: *Provided further*, That for fiscal
25 year 2027, of the amount made available to the Commis-

1 sion under this Act or any other Act, the Commission may
2 use an amount not to exceed \$2,310,000 for administra-
3 tive expenses.

4 BUREAU OF RECLAMATION

5 The following appropriations shall be expended to
6 execute authorized functions of the Bureau of Reclama-
7 tion:

8 WATER AND RELATED RESOURCES

9 (INCLUDING TRANSFERS OF FUNDS)

10 For management, development, and restoration of
11 water and related natural resources and for related activi-
12 ties, including the operation, maintenance, and rehabilita-
13 tion of reclamation and other facilities, participation in
14 fulfilling related Federal responsibilities to Native Ameri-
15 cans, and related grants to, and cooperative and other
16 agreements with, State and local governments, federally
17 recognized Indian Tribes, and others, \$1,675,000,000, to
18 remain available until expended, of which \$23,355,000
19 shall be available for transfer to the Upper Colorado River
20 Basin Fund and \$112,611,000 shall be available for trans-
21 fer to the Lower Colorado River Basin Development Fund;
22 of which such amounts as may be necessary may be ad-
23 vanced to the Colorado River Dam Fund: *Provided*, That
24 such transfers may be increased or decreased within the
25 overall appropriation under this heading: *Provided further*,

1 That of the total appropriated, the amount for program
2 activities that can be financed by the Reclamation Fund,
3 the Water Storage Enhancement Receipts account estab-
4 lished by section 4011(e) of Public Law 114–322, or the
5 Bureau of Reclamation special fee account established by
6 16 U.S.C. 6806 shall be derived from that Fund or ac-
7 count: *Provided further*, That funds contributed under 43
8 U.S.C. 395 are available until expended for the purposes
9 for which the funds were contributed: *Provided further*,
10 That funds advanced under 43 U.S.C. 397a shall be cred-
11 ited to this account and are available until expended for
12 the same purposes as the sums appropriated under this
13 heading: *Provided further*, That of the amounts made
14 available under this heading, \$5,053,000 shall be depos-
15 ited in the San Gabriel Basin Restoration Fund estab-
16 lished by section 110 of title I of division B of appendix
17 D of Public Law 106–554.

18 CENTRAL VALLEY PROJECT RESTORATION FUND

19 For carrying out the programs, projects, plans, habi-
20 tat restoration, improvement, and acquisition provisions of
21 the Central Valley Project Improvement Act, such sums
22 as may be collected in fiscal year 2027 in the Central Val-
23 ley Project Restoration Fund pursuant to sections
24 3407(d), 3404(c)(3), and 3405(f) of Public Law 102–575,
25 to remain available until expended: *Provided*, That the Bu-

1 reau of Reclamation is directed to assess and collect the
2 full amount of the additional mitigation and restoration
3 payments authorized by section 3407(d) of Public Law
4 102–575: *Provided further*, That none of the funds made
5 available under this heading may be used for the acquisi-
6 tion or leasing of water for in-stream purposes if the water
7 is already committed to in-stream purposes by a court
8 adopted decree or order.

9 CALIFORNIA BAY-DELTA RESTORATION
10 (INCLUDING TRANSFERS OF FUNDS)

11 For carrying out activities authorized by the Water
12 Supply, Reliability, and Environmental Improvement Act,
13 consistent with plans to be approved by the Secretary of
14 the Interior, \$32,000,000, to remain available until ex-
15 pended, of which such amounts as may be necessary to
16 carry out such activities may be transferred to appropriate
17 accounts of other participating Federal agencies to carry
18 out authorized purposes: *Provided*, That funds appro-
19 priated herein may be used for the Federal share of the
20 costs of CALFED Program management: *Provided fur-*
21 *ther*, That CALFED implementation shall be carried out
22 in a balanced manner with clear performance measures
23 demonstrating concurrent progress in achieving the goals
24 and objectives of the Program.

1 POLICY AND ADMINISTRATION

2 For expenses necessary for policy, administration,
3 and related functions in the Office of the Commissioner,
4 the Denver office, and offices in the six regions of the Bu-
5 reau of Reclamation, to remain available until September
6 30, 2028, \$64,000,000, to be derived from the Reclama-
7 tion Fund and be nonreimbursable as provided in 43
8 U.S.C. 377, of which not to exceed \$5,000 may be used
9 for official reception and representation expenses: *Pro-*
10 *vided*, That no part of any other appropriation in this Act
11 shall be available for activities or functions budgeted as
12 policy and administration expenses.

13 ADMINISTRATIVE PROVISION

14 Appropriations for the Bureau of Reclamation shall
15 be available for purchase and replacement of not to exceed
16 30 motor vehicles, which are for replacement only.

17 GENERAL PROVISIONS—DEPARTMENT OF THE
18 INTERIOR

19 SEC. 201. (a) None of the funds provided in title II
20 of this Act for Water and Related Resources, or provided
21 by previous or subsequent appropriations Acts to the agen-
22 cies or entities funded in title II of this Act for Water
23 and Related Resources that remain available for obligation
24 or expenditure in fiscal year 2027, shall be available for

1 obligation or expenditure through a reprogramming of
2 funds that—

3 (1) initiates or creates a new program, project,
4 or activity;

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

6 (3) increases funds for any program, project, or
7 activity for which funds have been denied or re-
8 stricted by this Act, unless prior approval is received
9 from the Committees on Appropriations of both
10 Houses of Congress;

11 (4) restarts or resumes any program, project or
12 activity for which funds are not provided in this Act,
13 unless prior approval is received from the Commit-
14 tees on Appropriations of both Houses of Congress;

15 (5) transfers funds in excess of the following
16 limits, unless prior approval is received from the
17 Committees on Appropriations of both Houses of
18 Congress:

19 (A) 15 percent for any program, project or
20 activity for which \$2,000,000 or more is avail-
21 able at the beginning of the fiscal year; or

22 (B) \$400,000 for any program, project or
23 activity for which less than \$2,000,000 is avail-
24 able at the beginning of the fiscal year;

1 (6) transfers more than \$500,000 from either
2 the Facilities Operation, Maintenance, and Rehabili-
3 tation category or the Resources Management and
4 Development category to any program, project, or
5 activity in the other category, unless prior approval
6 is received from the Committees on Appropriations
7 of both Houses of Congress; or

8 (7) transfers, where necessary to discharge legal
9 obligations of the Bureau of Reclamation, more than
10 \$5,000,000 to provide adequate funds for settled
11 contractor claims, increased contractor earnings due
12 to accelerated rates of operations, and real estate de-
13 ficiency judgments, unless prior approval is received
14 from the Committees on Appropriations of both
15 Houses of Congress.

16 (b) Subsection (a)(5) shall not apply to any transfer
17 of funds within the Facilities Operation, Maintenance, and
18 Rehabilitation category.

19 (c) For purposes of this section, the term “transfer”
20 means any movement of funds into or out of a program,
21 project, or activity.

22 (d) Except as provided in subsections (a) and (b), the
23 amounts made available in this title under the heading
24 “Bureau of Reclamation—Water and Related Resources”
25 shall be expended for the programs, projects, and activities

1 specified in the “House Recommended” columns in the
2 “Water and Related Resources” table included under the
3 heading “Title II—Department of the Interior” in the re-
4 port accompanying this Act.

5 (e) The Bureau of Reclamation shall submit reports
6 on a quarterly basis to the Committees on Appropriations
7 of both Houses of Congress detailing all the funds repro-
8 grammed between programs, projects, activities, or cat-
9 egories of funding. The first quarterly report shall be sub-
10 mitted not later than 60 days after the date of enactment
11 of this Act.

12 SEC. 202. (a) None of the funds appropriated or oth-
13 erwise made available by this Act may be used to deter-
14 mine the final point of discharge for the interceptor drain
15 for the San Luis Unit until development by the Secretary
16 of the Interior and the State of California of a plan, which
17 shall conform to the water quality standards of the State
18 of California as approved by the Administrator of the En-
19 vironmental Protection Agency, to minimize any detri-
20 mental effect of the San Luis drainage waters.

21 (b) The costs of the Kesterson Reservoir Cleanup
22 Program and the costs of the San Joaquin Valley Drain-
23 age Program shall be classified by the Secretary of the
24 Interior as reimbursable or nonreimbursable and collected
25 until fully repaid pursuant to the “Cleanup Program—

1 Alternative Repayment Plan” and the “SJVDP—Alter-
2 native Repayment Plan” described in the report entitled
3 “Repayment Report, Kesterson Reservoir Cleanup Pro-
4 gram and San Joaquin Valley Drainage Program, Feb-
5 ruary 1995”, prepared by the Department of the Interior,
6 Bureau of Reclamation. Any future obligations of funds
7 by the United States relating to, or providing for, drainage
8 service or drainage studies for the San Luis Unit shall
9 be fully reimbursable by San Luis Unit beneficiaries of
10 such service or studies pursuant to Federal reclamation
11 law.

12 SEC. 203. (a) Title III of Subtitle J of the Water
13 Infrastructure Improvements for the Nation Act (Public
14 Law 114–322) is amended—

15 (1) in section 4007(i), by striking “2021” and
16 inserting “2027”; and

17 (2) in section 4013—

18 (A) in paragraph (1), by deleting “section
19 4004, which shall expire 10 years after the date
20 of its enactment” and inserting “section 4004,
21 which shall expire on December 16, 2034”; and

22 (B) in paragraph (2), by inserting “on or
23 before December 16, 2026” after “4009(c)”.

24 (b) Section 1602(g)(1) of the Reclamation Waste-
25 water and Groundwater Study and Facilities Act (43

1 U.S.C. 390h) is amended by striking “\$50,000,000” and
2 inserting “\$177,500,000”.

3 (c) Section 4(a)(2)(F)(i) of the Water Desalination
4 Act of 1996 (42 U.S.C. 10301 note; Public Law 104-298)
5 is amended by striking “\$30,000,000” and inserting
6 “\$106,500,000”.

7 SEC. 204. (a) Title I of Public Law 108–361 (the
8 Calfed Bay-Delta Authorization Act) (118 Stat. 1681), as
9 amended, shall be applied by substituting “2027” for
10 “2022” each place it appears.

11 (b) Section 103(f)(4)(A) of Public Law 108–361 (the
12 Calfed Bay-Delta Authorization Act) (118 Stat. 1681) is
13 amended by striking “\$32,600,000” and inserting
14 “\$40,000,000”.

15 SEC. 205. (a) Section 10609(a)(1) of the North-
16 western New Mexico Rural Water Projects Act (subtitle
17 B of title X of Public Law 111–11)—

18 (1) is amended by striking “\$1,815,000,000”
19 and inserting “\$1,970,000,000”; and

20 (2) shall be applied by substituting “2027” for
21 “2024”.

22 SEC. 206. Section 9 of the Fort Peck Reservation
23 Rural Water System Act of 2000 (Public Law 106-382)
24 (114 Stat. 1457; 123 Stat. 2856; 128 Stat. 164; 132 Stat.

1 2906) is amended, in each of subsections (a)(1) and (b),
2 by striking “2026” and inserting “2028”.

3 TITLE III

4 DEPARTMENT OF ENERGY

5 ENERGY PROGRAMS

6 CRITICAL MINERALS AND ENERGY INNOVATION

7 For Department of Energy expenses including the
8 purchase, construction, and acquisition of plant and cap-
9 ital equipment, and other expenses necessary for activities
10 that advance critical minerals supply chains and accelerate
11 next-generation energy innovation technologies in carrying
12 out the purposes of the Department of Energy Organiza-
13 tion Act (42 U.S.C. 7101 et seq.), including the acquisi-
14 tion or condemnation of any real property or any facility
15 or for plant or facility acquisition, construction, or expan-
16 sion, \$1,850,000,000, to remain available until expended:
17 *Provided*, That of such amount, \$177,742,000 shall be
18 available until September 30, 2028, for program direction.

19 CYBERSECURITY, ENERGY SECURITY, AND EMERGENCY

20 RESPONSE

21 For Department of Energy expenses including the
22 purchase, construction, and acquisition of plant and cap-
23 ital equipment, and other expenses necessary for energy
24 sector cybersecurity, energy security, and emergency re-
25 sponse activities in carrying out the purposes of the De-

1 partment of Energy Organization Act (42 U.S.C. 7101 et
2 seq.), including the acquisition or condemnation of any
3 real property or any facility or for plant or facility acquisi-
4 tion, construction, or expansion, \$190,000,000, to remain
5 available until expended: *Provided*, That of such amount,
6 \$24,000,000 shall be available until September 30, 2028,
7 for program direction.

8 ELECTRICITY

9 For Department of Energy expenses including the
10 purchase, construction, and acquisition of plant and cap-
11 ital equipment, and other expenses necessary for elec-
12 tricity activities in carrying out the purposes of the De-
13 partment of Energy Organization Act (42 U.S.C. 7101 et
14 seq.), including the acquisition or condemnation of any
15 real property or any facility or for plant or facility acquisi-
16 tion, construction, or expansion, \$235,000,000, to remain
17 available until expended: *Provided*, That of such amount,
18 \$21,877,000 shall be available until September 30, 2028,
19 for program direction.

20 NUCLEAR ENERGY

21 For Department of Energy expenses including the
22 purchase, construction, and acquisition of plant and cap-
23 ital equipment, and other expenses necessary for nuclear
24 energy activities in carrying out the purposes of the De-
25 partment of Energy Organization Act (42 U.S.C. 7101 et

1 seq.), including the acquisition or condemnation of any
2 real property or any facility or for plant or facility acquisi-
3 tion, construction, or expansion, \$1,800,000,000, to re-
4 main available until expended: *Provided*, That of such
5 amount, \$92,000,000 shall be available until September
6 30, 2028, for program direction: *Provided further*, That
7 for the purpose of section 954(a)(7) of the Energy Policy
8 Act of 2005, as amended, the only amount available shall
9 be from the amount specified as including that purpose
10 in the “Bill” column in the “Department of Energy” table
11 included under the heading “Title III—Department of
12 Energy” in the report accompanying this Act.

13 HYDROCARBONS AND GEOTHERMAL ENERGY

14 For Department of Energy expenses necessary in car-
15 rying out hydrocarbons and geothermal energy research
16 and development activities, under the authority of the De-
17 partment of Energy Organization Act (42 U.S.C. 7101 et
18 seq.), including the acquisition of interest, including defea-
19 sible and equitable interests in any real property or any
20 facility or for plant or facility acquisition or expansion,
21 and for conducting inquiries, technological investigations
22 and research concerning the extraction, processing, use,
23 and disposal of mineral substances without objectionable
24 social and environmental costs (30 U.S.C. 3, 1602, and
25 1603), \$700,000,000, to remain available until expended:

1 *Provided*, That of such amount \$75,000,000 shall be avail-
2 able until September 30, 2028, for program direction.

3 NAVAL PETROLEUM AND OIL SHALE RESERVES

4 For Department of Energy expenses necessary to
5 carry out naval petroleum and oil shale reserve activities,
6 \$13,000,000, to remain available until expended: *Pro-*
7 *vided*, That notwithstanding any other provision of law,
8 unobligated funds remaining from prior years shall be
9 available for all naval petroleum and oil shale reserve ac-
10 tivities.

11 STRATEGIC PETROLEUM RESERVE

12 For Department of Energy expenses necessary for
13 Strategic Petroleum Reserve facility development and op-
14 erations and program management activities pursuant to
15 the Energy Policy and Conservation Act (42 U.S.C. 6201
16 et seq.), \$225,000,000, to remain available until expended.

17 SPR PETROLEUM ACCOUNT

18 For the acquisition, transportation, and injection of
19 petroleum products, and for other necessary expenses pur-
20 suant to the Energy Policy and Conservation Act of 1975,
21 as amended (42 U.S.C. 6201 et seq.), sections 403 and
22 404 of the Bipartisan Budget Act of 2015 (42 U.S.C.
23 6241, 6239 note), section 32204 of the Fixing America's
24 Surface Transportation Act (42 U.S.C. 6241 note), and
25 section 30204 of the Bipartisan Budget Act of 2018 (42

1 U.S.C. 6241 note), \$100,000, to remain available until ex-
2 pended.

3 NORTHEAST HOME HEATING OIL RESERVE

4 For Department of Energy expenses necessary for
5 Northeast Home Heating Oil Reserve storage, operation,
6 and management activities pursuant to the Energy Policy
7 and Conservation Act (42 U.S.C. 6201 et seq.),
8 \$7,150,000, to remain available until expended.

9 ENERGY INFORMATION ADMINISTRATION

10 For Department of Energy expenses necessary in car-
11 rying out the activities of the Energy Information Admin-
12 istration, \$135,000,000, to remain available until ex-
13 pended.

14 NON-DEFENSE ENVIRONMENTAL CLEANUP

15 For Department of Energy expenses, including the
16 purchase, construction, and acquisition of plant and cap-
17 ital equipment and other expenses necessary for non-de-
18 fense environmental cleanup activities in carrying out the
19 purposes of the Department of Energy Organization Act
20 (42 U.S.C. 7101 et seq.), including the acquisition or con-
21 demnation of any real property or any facility or for plant
22 or facility acquisition, construction, or expansion,
23 \$322,371,000, to remain available until expended: *Pro-*
24 *vided*, That in addition, fees collected pursuant to sub-
25 section (b)(1) of section 5 of the Mercury Export Ban Act

1 of 2008 (42 U.S.C. 6939f(b)(1)), and deposited under this
2 heading in fiscal year 2027 pursuant to section 309 of
3 title III of division C of Public Law 116–94 are appro-
4 priated, to remain available until expended, for mercury
5 storage costs.

6 URANIUM ENRICHMENT DECONTAMINATION AND
7 DECOMMISSIONING FUND

8 For Department of Energy expenses necessary in car-
9 rying out uranium enrichment facility decontamination
10 and decommissioning, remedial actions, and other activi-
11 ties of title II of the Atomic Energy Act of 1954, and
12 title X, subtitle A, of the Energy Policy Act of 1992,
13 \$821,209,000, to be deposited into and subsequently de-
14 rived from the Uranium Enrichment Decontamination and
15 Decommissioning Fund, to remain available until ex-
16 pended, of which \$0 shall be available in accordance with
17 title X, subtitle A, of the Energy Policy Act of 1992.

18 SCIENCE

19 For Department of Energy expenses including the
20 purchase, construction, and acquisition of plant and cap-
21 ital equipment, and other expenses necessary for science
22 activities in carrying out the purposes of the Department
23 of Energy Organization Act (42 U.S.C. 7101 et seq.), in-
24 cluding the acquisition or condemnation of any real prop-
25 erty or any facility or for plant or facility acquisition, con-

1 struction, or expansion, and purchase of not more than
2 35 passenger motor vehicles, \$8,525,000,000, to remain
3 available until expended: *Provided*, That of such amount,
4 \$213,320,000 shall be available until September 30, 2028,
5 for program direction.

6 NUCLEAR WASTE DISPOSAL

7 For Department of Energy expenses necessary for
8 nuclear waste disposal activities to carry out the purposes
9 of the Nuclear Waste Policy Act of 1982, Public Law 97–
10 425, as amended, \$12,040,000, to remain available until
11 expended, which shall be derived from the Nuclear Waste
12 Fund.

13 ADVANCED RESEARCH PROJECTS AGENCY—ENERGY

14 For Department of Energy expenses necessary in car-
15 rying out the activities authorized by section 5012 of the
16 America COMPETES Act (Public Law 110–69),
17 \$300,000,000, to remain available until expended: *Pro-*
18 *vided*, That of such amount, \$40,000,000 shall be avail-
19 able until September 30, 2028, for program direction.

20 TITLE 17 INNOVATIVE TECHNOLOGY LOAN GUARANTEE

21 PROGRAM

22 Such sums as are derived from amounts received
23 from borrowers pursuant to section 1702(b) of the Energy
24 Policy Act of 2005 under this heading in prior Acts, shall
25 be collected in accordance with section 502(7) of the Con-

1 gressional Budget Act of 1974: *Provided*, That for nec-
2 essary administrative expenses of the Title 17 Innovative
3 Technology Loan Guarantee Program, as authorized,
4 \$35,000,000 is appropriated, to remain available until
5 September 30, 2028: *Provided further*, That up to
6 \$35,000,000 of fees collected in fiscal year 2027 pursuant
7 to section 1702(h) of the Energy Policy Act of 2005 shall
8 be credited as offsetting collections under this heading and
9 used for necessary administrative expenses in this appro-
10 priation and shall remain available until September 30,
11 2028: *Provided further*, That to the extent that fees col-
12 lected in fiscal year 2027 exceed \$35,000,000, those ex-
13 cess amounts shall be credited as offsetting collections
14 under this heading and available in future fiscal years only
15 to the extent provided in advance in appropriations Acts:
16 *Provided further*, That the sum herein appropriated from
17 the general fund shall be reduced (1) as such fees are re-
18 ceived during fiscal year 2027 (estimated at \$90,000,000)
19 and (2) to the extent that any remaining general fund ap-
20 propriations can be derived from fees collected in previous
21 fiscal years that are not otherwise appropriated, so as to
22 result in a final fiscal year 2027 appropriation from the
23 general fund estimated at \$0: *Provided further*, That the
24 Department of Energy shall not subordinate any loan obli-
25 gation to other financing in violation of section 1702 of

1 the Energy Policy Act of 2005 or subordinate any Guarant-
2 teed Obligation to any loan or other debt obligations in
3 violation of section 609.8 of title 10, Code of Federal Reg-
4 ulations.

5 In addition, \$100,000,000, to remain available until
6 expended, for the cost of loan guarantees for the construc-
7 tion of small modular reactors or advanced nuclear reac-
8 tors eligible under section 1703(b)(4) of the Energy Policy
9 Act of 2005 (42 U.S.C. 16513(b)(4)): *Provided*, That the
10 amounts provided under this paragraph are in addition to
11 those provided in any other Act: *Provided further*, That
12 for amounts collected pursuant to section 1702(b)(2) of
13 the Energy Policy Act of 2005, the source of such pay-
14 ment received from borrowers may not be a loan or other
15 debt obligation that is guaranteed by the Federal Govern-
16 ment: *Provided further*, That none of such loan guarantee
17 authority made available under this paragraph shall be
18 available for commitments to guarantee loans for any
19 projects where funds, personnel, or property (tangible or
20 intangible) of any Federal agency, instrumentality, per-
21 sonnel, or affiliated entity are expected be used (directly
22 or indirectly) through acquisitions, contracts, demonstra-
23 tions, exchanges, grants, incentives, leases, procurements,
24 sales, other transaction authority, or other arrangements,
25 to support the project or to obtain goods or services from

1 the project: *Provided further*, That the preceding proviso
2 shall not be interpreted as precluding the use of the loan
3 guarantee authority provided under this paragraph for
4 commitments to guarantee loans for:

5 (1) projects as a result of such projects benefit-
6 ting from otherwise allowable Federal income tax
7 benefits;

8 (2) projects as a result of such projects benefit-
9 ting from being located on Federal land pursuant to
10 a lease or right-of-way agreement for which all con-
11 sideration for all uses is:

12 (A) paid exclusively in cash;

13 (B) deposited in the Treasury as offsetting
14 receipts; and

15 (C) equal to the fair market value as deter-
16 mined by the head of the relevant agency;

17 (3) projects as a result of such projects benefit-
18 ting from Federal insurance programs, including
19 under section 170 of the Atomic Energy Act of 1954
20 (42 U.S.C. 2210; commonly known as the “Price-
21 Anderson Act”); or

22 (4) electric generation projects using trans-
23 mission facilities owned or operated by a Federal
24 Power Marketing Administration or the Tennessee
25 Valley Authority that have been authorized, ap-

1 proved, and financed independent of the project re-

2 ceiving the guarantee:

3 *Provided further,* That none of the loan guarantee author-
4 ity made available under this heading shall be available
5 for any project unless the Director of the Office of Man-
6 agement and Budget has certified in advance in writing
7 that the loan guarantee and the project comply with the
8 provisions under this heading.

9 ADVANCED TECHNOLOGY VEHICLES MANUFACTURING
10 LOAN PROGRAM

For Department of Energy administrative expenses necessary in carrying out the Advanced Technology Vehicles Manufacturing Loan Program, \$9,500,000, to remain available until September 30, 2028.

15 TRIBAL ENERGY LOAN GUARANTEE PROGRAM

For Department of Energy administrative expenses necessary in carrying out the Tribal Energy Loan Guarantee Program, \$6,300,000, to remain available until September 30, 2028.

20 INDIAN ENERGY POLICY AND PROGRAMS

21 For necessary expenses for Indian Energy activities
22 in carrying out the purposes of the Department of Energy
23 Organization Act (42 U.S.C. 7101 et seq.), \$75,000,000,
24 to remain available until expended: *Provided*, That of the
25 amount appropriated under this heading, \$14,000,000

1 shall be available until September 30, 2028, for program
2 direction.

3 DEPARTMENTAL ADMINISTRATION

4 For salaries and expenses of the Department of En-
5 ergy necessary for departmental administration in car-
6 rying out the purposes of the Department of Energy Orga-
7 nization Act (42 U.S.C. 7101 et seq.), \$333,546,000, to
8 remain available until September 30, 2028, including the
9 hire of passenger motor vehicles and official reception and
10 representation expenses not to exceed \$30,000, plus such
11 additional amounts as necessary to cover increases in the
12 estimated amount of cost of work for others notwith-
13 standing the provisions of the Anti-Deficiency Act (31
14 U.S.C. 1511 et seq.): *Provided*, That such increases in cost
15 of work are offset by revenue increases of the same or
16 greater amount: *Provided further*, That moneys received
17 by the Department for miscellaneous revenues estimated
18 to total \$100,578,000 in fiscal year 2027 may be retained
19 and used for operating expenses within this account, as
20 authorized by section 201 of Public Law 95–238, notwith-
21 standing the provisions of 31 U.S.C. 3302: *Provided fur-*
22 *ther*, That the sum herein appropriated shall be reduced
23 as collections are received during the fiscal year so as to
24 result in a final fiscal year 2027 appropriation from the
25 general fund estimated at not more than \$232,968,000.

1 OFFICE OF THE INSPECTOR GENERAL

2 For expenses necessary for the Office of the Inspector
3 General in carrying out the provisions of the Inspector
4 General Act of 1978, \$80,000,000, to remain available
5 until September 30, 2028.

6 ATOMIC ENERGY DEFENSE ACTIVITIES

7 NATIONAL NUCLEAR SECURITY

8 ADMINISTRATION

9 WEAPONS ACTIVITIES

10 For Department of Energy expenses, including the
11 purchase, construction, and acquisition of plant and cap-
12 ital equipment and other incidental expenses necessary for
13 atomic energy defense weapons activities in carrying out
14 the purposes of the Department of Energy Organization
15 Act (42 U.S.C. 7101 et seq.), including the acquisition or
16 condemnation of any real property or any facility or for
17 plant or facility acquisition, construction, or expansion,
18 \$22,068,542,000, to remain available until expended: *Pro-*
19 *vided*, That of such amount, \$143,996,000 shall be avail-
20 able until September 30, 2028, for program direction.

21 DEFENSE NUCLEAR NONPROLIFERATION

22 For Department of Energy expenses, including the
23 purchase, construction, and acquisition of plant and cap-
24 ital equipment and other incidental expenses necessary for
25 defense nuclear nonproliferation activities, in carrying out

1 the purposes of the Department of Energy Organization
2 Act (42 U.S.C. 7101 et seq.), including the acquisition or
3 condemnation of any real property or any facility or for
4 plant or facility acquisition, construction, or expansion,
5 \$2,084,844,000, to remain available until expended.

6 NAVAL REACTORS

7 (INCLUDING TRANSFER OF FUNDS)

8 For Department of Energy expenses necessary for
9 naval reactors activities to carry out the Department of
10 Energy Organization Act (42 U.S.C. 7101 et seq.), includ-
11 ing the acquisition (by purchase, condemnation, construc-
12 tion, or otherwise) of real property, plant, and capital
13 equipment, facilities, and facility expansion,
14 \$2,393,692,000, to remain available until expended, of
15 which, \$98,770,000 shall be transferred to “Department
16 of Energy—Energy Programs—Nuclear Energy”, for the
17 Advanced Test Reactor: *Provided*, That of such amount
18 made available under this heading, \$71,841,000 shall be
19 available until September 30, 2028, for program direction.

20 FEDERAL SALARIES AND EXPENSES

21 For expenses necessary for Federal Salaries and Ex-
22 penses in the National Nuclear Security Administration,
23 \$525,000,000, to remain available until September 30,
24 2028, including official reception and representation ex-
25 penses not to exceed \$17,000.

1 ENVIRONMENTAL AND OTHER DEFENSE
2 ACTIVITIES

3 DEFENSE ENVIRONMENTAL CLEANUP

4 For Department of Energy expenses, including the
5 purchase, construction, and acquisition of plant and cap-
6 ital equipment and other expenses necessary for atomic
7 energy defense environmental cleanup activities in car-
8 rying out the purposes of the Department of Energy Orga-
9 nization Act (42 U.S.C. 7101 et seq.), including the acqui-
10 sition or condemnation of any real property or any facility
11 or for plant or facility acquisition, construction, or expan-
12 sion, \$6,555,922,000, to remain available until expended:
13 *Provided*, That of such amount, \$297,318,000 shall be
14 available until September 30, 2028, for program direction.

15 OTHER DEFENSE ACTIVITIES

16 For Department of Energy expenses, including the
17 purchase, construction, and acquisition of plant and cap-
18 ital equipment and other expenses, necessary for atomic
19 energy defense, other defense activities, and classified ac-
20 tivities, in carrying out the purposes of the Department
21 of Energy Organization Act (42 U.S.C. 7101 et seq.), in-
22 cluding the acquisition or condemnation of any real prop-
23 erty or any facility or for plant or facility acquisition, con-
24 struction, or expansion, \$1,170,000,000, to remain avail-
25 able until expended: *Provided*, That of such amount,

1 \$352,979,000 shall be available until September 30, 2028,
2 for program direction.

3 POWER MARKETING ADMINISTRATIONS

4 BONNEVILLE POWER ADMINISTRATION FUND

5 Expenditures from the Bonneville Power Administra-
6 tion Fund, established pursuant to Public Law 93-454,
7 are approved for the Spokane Tribal Fisheries Operations
8 Center: *Provided*, That expenditures are also approved for
9 official reception and representation expenses in an
10 amount not to exceed \$5,000: *Provided further*, That dur-
11 ing fiscal year 2027, no new direct loan obligations may
12 be made.

13 OPERATION AND MAINTENANCE, SOUTHEASTERN POWER
14 ADMINISTRATION

15 For expenses necessary for operation and mainte-
16 nance of power transmission facilities and for marketing
17 electric power and energy, including transmission wheeling
18 and ancillary services, pursuant to section 5 of the Flood
19 Control Act of 1944 (16 U.S.C. 825s), as applied to the
20 southeastern power area, \$9,285,000, including official re-
21 ception and representation expenses in an amount not to
22 exceed \$1,500, to remain available until expended: *Pro-*
23 *vided*, That notwithstanding 31 U.S.C. 3302 and section
24 5 of the Flood Control Act of 1944, up to \$9,285,000 col-
25 lected by the Southeastern Power Administration from the

1 sale of power and related services shall be credited to this
2 account as discretionary offsetting collections, to remain
3 available until expended for the sole purpose of funding
4 the annual expenses of the Southeastern Power Adminis-
5 tration: *Provided further*, That the sum herein appro-
6 priated for annual expenses shall be reduced as collections
7 are received during the fiscal year so as to result in a final
8 fiscal year 2027 appropriation estimated at not more than
9 \$0: *Provided further*, That notwithstanding 31 U.S.C.
10 3302, up to \$81,819,000 collected by the Southeastern
11 Power Administration pursuant to the Flood Control Act
12 of 1944 to recover purchase power and wheeling expenses
13 shall be credited to this account as offsetting collections,
14 to remain available until expended for the sole purpose
15 of making purchase power and wheeling expenditures:
16 *Provided further*, That for purposes of this appropriation,
17 annual expenses means expenditures that are generally re-
18 covered in the same year that they are incurred (excluding
19 purchase power and wheeling expenses).

20 OPERATION AND MAINTENANCE, SOUTHWESTERN
21 POWER ADMINISTRATION

22 For expenses necessary for operation and mainte-
23 nance of power transmission facilities and for marketing
24 electric power and energy, for construction and acquisition
25 of transmission lines, substations and appurtenant facili-

1 ties, and for administrative expenses, including official re-
2 ception and representation expenses in an amount not to
3 exceed \$1,500 in carrying out section 5 of the Flood Con-
4 trol Act of 1944 (16 U.S.C. 825s), as applied to the
5 Southwestern Power Administration, \$61,798,000, to re-
6 main available until expended: *Provided*, That notwith-
7 standing 31 U.S.C. 3302 and section 5 of the Flood Con-
8 trol Act of 1944 (16 U.S.C. 825s), up to \$51,398,000 col-
9 lected by the Southwestern Power Administration from
10 the sale of power and related services shall be credited to
11 this account as discretionary offsetting collections, to re-
12 main available until expended, for the sole purpose of
13 funding the annual expenses of the Southwestern Power
14 Administration: *Provided further*, That the sum herein ap-
15 propriated for annual expenses shall be reduced as collec-
16 tions are received during the fiscal year so as to result
17 in a final fiscal year 2027 appropriation estimated at not
18 more than \$10,400,000: *Provided further*, That notwith-
19 standing 31 U.S.C. 3302, up to \$80,000,000 collected by
20 the Southwestern Power Administration pursuant to the
21 Flood Control Act of 1944 to recover purchase power and
22 wheeling expenses shall be credited to this account as off-
23 setting collections, to remain available until expended for
24 the sole purpose of making purchase power and wheeling
25 expenditures: *Provided further*, That for purposes of this

1 appropriation, annual expenses means expenditures that
2 are generally recovered in the same year that they are in-
3 curred (excluding purchase power and wheeling expenses).

4 CONSTRUCTION, REHABILITATION, OPERATION AND
5 MAINTENANCE, WESTERN AREA POWER ADMINIS-
6 TRATION

7 For carrying out the functions authorized by title III,
8 section 302(a)(1)(E) of the Act of August 4, 1977 (42
9 U.S.C. 7152), and other related activities including con-
10 servation and renewable resources programs as author-
11 ized, \$321,775,000, including official reception and rep-
12 resentation expenses in an amount not to exceed \$1,500,
13 to remain available until expended, of which \$321,775,000
14 shall be derived from the Department of the Interior Rec-
15 lamation Fund: *Provided*, That notwithstanding 31 U.S.C.
16 3302, section 5 of the Flood Control Act of 1944 (16
17 U.S.C. 825s), and section 1 of the Interior Department
18 Appropriation Act, 1939 (43 U.S.C. 392a), up to
19 \$258,387,000 collected by the Western Area Power Ad-
20 ministration from the sale of power and related services
21 shall be credited to this account as discretionary offsetting
22 collections, to remain available until expended, for the sole
23 purpose of funding the annual expenses of the Western
24 Area Power Administration: *Provided further*, That the
25 sum herein appropriated for annual expenses shall be re-

1 duced as collections are received during the fiscal year so
2 as to result in a final fiscal year 2027 appropriation esti-
3 mated at not more than \$63,388,000, of which
4 \$63,388,000 is derived from the Reclamation Fund: *Pro-*
5 *vided further*, That notwithstanding 31 U.S.C. 3302, up
6 to \$350,000,000 collected by the Western Area Power Ad-
7 ministration pursuant to the Flood Control Act of 1944
8 and the Reclamation Project Act of 1939 to recover pur-
9 chase power and wheeling expenses shall be credited to
10 this account as offsetting collections, to remain available
11 until expended for the sole purpose of making purchase
12 power and wheeling expenditures: *Provided further*, That
13 for purposes of this appropriation, annual expenses means
14 expenditures that are generally recovered in the same year
15 that they are incurred (excluding purchase power and
16 wheeling expenses).

17 FALCON AND AMISTAD OPERATING AND MAINTENANCE
18 FUND

19 For operation, maintenance, and emergency costs for
20 the hydroelectric facilities at the Falcon and Amistad
21 Dams, \$6,422,000, to remain available until expended,
22 and to be derived from the Falcon and Amistad Operating
23 and Maintenance Fund of the Western Area Power Ad-
24 ministration, as provided in section 2 of the Act of June
25 18, 1954 (68 Stat. 255): *Provided*, That notwithstanding

1 the provisions of that Act and of 31 U.S.C. 3302, up to
2 \$6,194,000 collected by the Western Area Power Adminis-
3 tration from the sale of power and related services from
4 the Falcon and Amistad Dams shall be credited to this
5 account as discretionary offsetting collections, to remain
6 available until expended for the sole purpose of funding
7 the annual expenses of the hydroelectric facilities of these
8 Dams and associated Western Area Power Administration
9 activities: *Provided further*, That the sum herein appro-
10 priated for annual expenses shall be reduced as collections
11 are received during the fiscal year so as to result in a final
12 fiscal year 2027 appropriation estimated at not more than
13 \$228,000: *Provided further*, That for purposes of this ap-
14 propriation, annual expenses means expenditures that are
15 generally recovered in the same year that they are in-
16 curred: *Provided further*, That for fiscal year 2027, the
17 Administrator of the Western Area Power Administration
18 may accept up to \$1,872,000 in funds contributed by
19 United States power customers of the Falcon and Amistad
20 Dams for deposit into the Falcon and Amistad Operating
21 and Maintenance Fund, and such funds shall be available
22 for the purpose for which contributed in like manner as
23 if said sums had been specifically appropriated for such
24 purpose: *Provided further*, That any such funds shall be
25 available without further appropriation and without fiscal

1 year limitation for use by the Commissioner of the United
2 States Section of the International Boundary and Water
3 Commission for the sole purpose of operating, maintain-
4 ing, repairing, rehabilitating, replacing, or upgrading the
5 hydroelectric facilities at these Dams in accordance with
6 agreements reached between the Administrator, Commis-
7 sioner, and the power customers.

8 FEDERAL ENERGY REGULATORY COMMISSION
9 SALARIES AND EXPENSES

10 For expenses necessary for the Federal Energy Regu-
11 latory Commission to carry out the provisions of the De-
12 partment of Energy Organization Act (42 U.S.C. 7101 et
13 seq.), including services as authorized by 5 U.S.C. 3109,
14 official reception and representation expenses not to ex-
15 ceed \$3,000, and the hire of passenger motor vehicles,
16 \$520,000,000, to remain available until expended: *Pro-*
17 *vided*, That notwithstanding any other provision of law,
18 not to exceed \$520,000,000 of revenues from fees and an-
19 nual charges, and other services and collections in fiscal
20 year 2027 shall be retained and used for expenses nec-
21 essary in this account, and shall remain available until ex-
22 pended: *Provided further*, That the sum herein appro-
23 priated from the general fund shall be reduced as revenues
24 are received during fiscal year 2027 so as to result in a

1 final fiscal year 2027 appropriation from the general fund
2 estimated at not more than \$0.

3 GENERAL PROVISIONS—DEPARTMENT OF
4 ENERGY

5 (INCLUDING TRANSFERS OF FUNDS)

6 SEC. 301. (a) No appropriation, funds, or authority
7 made available by this title for the Department of Energy
8 shall be used to initiate or resume any program, project,
9 or activity or to prepare or initiate Requests For Proposals
10 or similar arrangements (including Requests for
11 Quotations, Requests for Information, and Funding Op-
12 portunity Announcements) for a program, project, or ac-
13 tivity if the program, project, or activity has not been
14 funded by Congress.

15 (b)(1) Unless the Secretary of Energy notifies the
16 Committees on Appropriations of both Houses of Congress
17 at least 3 full business days in advance, none of the funds
18 made available in this title may be used to—

19 (A) make a grant allocation or discretionary
20 grant award totaling \$1,000,000 or more;

21 (B) make a discretionary contract award or
22 Other Transaction Agreement totaling \$1,000,000
23 or more, including a contract covered by the Federal
24 Acquisition Regulation;

1 (C) provide nonoperational funding through a
2 competition restricted only to Department of Energy
3 National Laboratories totaling \$1,000,000 or more;

4 (D) provide nonoperational funding directly to a
5 Department of Energy National Laboratory totaling
6 \$25,000,000 or more;

7 (E) issue a letter of intent to make an alloca-
8 tion, award, or Agreement in excess of the limits in
9 subparagraph (A), (B), (C), or (D);

10 (F) announce publicly the intention to make an
11 allocation, award, or Agreement in excess of the lim-
12 its in subparagraph (A), (B), (C), or (D); or

13 (G) issue a letter to terminate an allocation,
14 award, or Agreement in excess of the limits in sub-
15 paragraph (A), (B), (C), or (D).

16 (2) The Secretary of Energy shall submit to the Com-
17 mittees on Appropriations of both Houses of Congress
18 within 15 days of the conclusion of each quarter a report
19 detailing each grant allocation or discretionary grant
20 award totaling less than \$1,000,000 provided during the
21 previous quarter.

22 (3) The notification required by paragraph (1) and
23 the report required by paragraph (2) shall include the re-
24 cipient of the award, the amount of the award, the fiscal
25 year for which the funds for the award were appropriated,

1 the account and program, project, or activity from which
2 the funds are being drawn, the title of the award, and
3 a brief description of the activity for which the award is
4 made.

5 (c) The Department of Energy may not, with respect
6 to any program, project, or activity that uses budget au-
7 thority made available in this title under the heading “De-
8 partment of Energy—Energy Programs”, enter into a
9 multiyear contract, award a multiyear grant, or enter into
10 a multiyear cooperative agreement unless—

11 (1) the contract, grant, or cooperative agree-
12 ment is funded for the full period of performance as
13 anticipated at the time of award; or

14 (2) the contract, grant, or cooperative agree-
15 ment includes a clause conditioning the Federal Gov-
16 ernment’s obligation on the availability of future
17 year budget authority and the Secretary notifies the
18 Committees on Appropriations of both Houses of
19 Congress at least 3 days in advance.

20 (d) Except as provided in subsections (e), (f), and (g),
21 the amounts made available by this title shall be expended
22 as authorized by law for the programs, projects, and ac-
23 tivities, and in the amounts, specified in the “Bill” column
24 in the “Department of Energy” table included under the

1 heading “Title III—Department of Energy” in the report
2 accompanying this Act.

3 (e) The amounts made available by this title may be
4 reprogrammed for any program, project, or activity, and
5 the Department shall notify, and obtain the prior approval
6 of, the Committees on Appropriations of both Houses of
7 Congress at least 30 days prior to the use of any proposed
8 reprogramming that would cause any program, project, or
9 activity funding level to increase or decrease by more than
10 \$5,000,000 or 10 percent, whichever is less, during the
11 time period covered by this Act.

12 (f) None of the funds provided in this title shall be
13 available for obligation or expenditure through a re-
14 programming of funds that—

15 (1) creates, initiates, or eliminates a program,
16 project, or activity;

17 (2) increases funds or personnel for any pro-
18 gram, project, or activity for which funds are denied
19 or restricted by this Act; or

20 (3) reduces funds that are directed to be used
21 for a specific program, project, or activity by this
22 Act.

23 (g)(1) The Secretary of Energy may waive any re-
24 quirement or restriction in this section that applies to the
25 use of funds made available for the Department of Energy

1 if compliance with such requirement or restriction would
2 pose a substantial risk to human health, the environment,
3 welfare, or national security.

4 (2) The Secretary of Energy shall notify the Commit-
5 tees on Appropriations of both Houses of Congress of any
6 waiver under paragraph (1) as soon as practicable, but
7 not later than 3 days after the date of the activity to which
8 a requirement or restriction would otherwise have applied.
9 Such notice shall include an explanation of the substantial
10 risk under paragraph (1) that permitted such waiver.

11 (h) The unexpended balances of prior appropriations
12 provided for activities in this Act may be available to the
13 same appropriation accounts for such activities established
14 pursuant to this title. Available balances may be merged
15 with funds in the applicable established accounts and
16 thereafter may be accounted for as one fund for the same
17 time period as originally enacted.

18 SEC. 302. Funds appropriated by this or any other
19 Act, or made available by the transfer of funds in this
20 Act, for intelligence activities are deemed to be specifically
21 authorized by the Congress for purposes of section 504
22 of the National Security Act of 1947 (50 U.S.C. 3094)
23 during fiscal year 2027 until the enactment of the Intel-
24 ligence Authorization Act for fiscal year 2027.

1 SEC. 303. None of the funds made available in this
2 title shall be used for the construction of facilities classi-
3 fied as high-hazard nuclear facilities under 10 CFR Part
4 830 unless independent oversight is conducted by the Of-
5 fice of Enterprise Assessments to ensure the project is in
6 compliance with nuclear safety requirements.

7 SEC. 304. None of the funds made available in this
8 title may be used to approve critical decision-2 or critical
9 decision-3 under Department of Energy Order 413.3B, or
10 any successive departmental guidance, for construction
11 projects where the total project cost exceeds
12 \$100,000,000, until a separate independent cost estimate
13 has been developed for the project for that critical deci-
14 sion.

15 SEC. 305. None of the funds made available in this
16 title may be used to support a grant allocation award, dis-
17 cretionary grant award, or cooperative agreement that ex-
18 ceeds \$100,000,000 in Federal funding unless the project
19 is carried out through internal independent project man-
20 agement procedures.

21 SEC. 306. No funds shall be transferred directly from
22 “Department of Energy—Power Marketing Administra-
23 tion—Colorado River Basins Power Marketing Fund,
24 Western Area Power Administration” to the general fund
25 of the Treasury in the current fiscal year.

1 SEC. 307. None of the funds made available by this
2 Act may be used to draw down and sell petroleum prod-
3 ucts from the Strategic Petroleum Reserve (1) to any enti-
4 ty that is under the ownership, control, or influence of
5 the Chinese Communist Party; or (2) except on condition
6 that such petroleum products will not be exported to the
7 People's Republic of China.

8 SEC. 308. (a) None of the funds made available by
9 this Act may be used by the Secretary of Energy to award
10 any grant, contract, cooperative agreement, or loan of
11 \$10,000,000 or greater to an entity of concern as defined
12 in section 10114 of division B of Public Law 117–167.

13 (b) The Secretary shall implement the requirements
14 under subsection (a) using a risk-based approach and ana-
15 lytical tools to aggregate, link, analyze, and maintain in-
16 formation reported by an entity seeking or receiving such
17 funds made available by this Act.

18 (c) This section shall be applied in a manner con-
19 sistent with the obligations of the United States under ap-
20 plicable international agreements.

21 (d) The Secretary shall have the authority to require
22 the submission to the agency, by an entity seeking or re-
23 ceiving such funds made available by this Act, documenta-
24 tion necessary to implement the requirements under sub-
25 section (a).

1 (e) Chapter 35 of title 44, United States Code (com-
2 monly known as the “Paperwork Reduction Act”), shall
3 not apply to the implementation of the requirements under
4 this section.

5 (f) The Secretary and other Federal agencies shall
6 coordinate to share relevant information necessary to im-
7 plement the requirements under subsection (a).

8 SEC. 309. None of the funds appropriated or other-
9 wise made available by this Act may be used to admit any
10 non-U.S. citizen from Russia or China to any nuclear
11 weapons production facility, as such term is defined in sec-
12 tion 4002 of the Atomic Energy Defense Act (50 U.S.C.
13 2501), other than areas accessible to the general public,
14 unless 30 days prior to facility admittance, the Depart-
15 ment of Energy provides notification to the Committees
16 on Appropriations and Armed Services of both Houses of
17 Congress.

18 SEC. 310. Funds made available in this title under
19 the headings “Critical Minerals and Energy Innovation”,
20 “Electricity”, “Hydrocarbons and Geothermal Energy”,
21 “Cybersecurity, Energy Security, and Emergency Re-
22 sponse”, and “Science” that are allocated for the purposes
23 of section 9 of the Small Business Act, as amended (15
24 U.S.C. 638), including for Small Business Innovation Re-
25 search and Small Business Technology Transfer activities,

1 or for the purposes of section 1001 of the Energy Policy
2 Act of 2005, as amended (42 U.S.C. 16391), for Tech-
3 nology Commercialization Fund activities, may be repro-
4 grammed within each account without being subject to the
5 restrictions in section 301 of this title: *Provided*, That the
6 administration and selection of awards pursuant to such
7 sections will be in coordination with the offices that over-
8 see the appropriations accounts to which the relevant
9 funding was originally appropriated.

10 SEC. 311. None of the funds made available by this
11 Act may be used to finalize, administer, implement, or en-
12 force the final rule entitled “Clean Energy for New Fed-
13 eral Buildings and Major Renovations of Federal Build-
14 ings” published by the Department of Energy in the Fed-
15 eral Register on May 1, 2024 (89 Fed. Reg. 35384).

16 SEC. 312. In making Federal financial assistance, the
17 Department of Energy shall continue to apply the indirect
18 cost rates, including negotiated indirect cost rates, as de-
19 scribed in section 200.414 of title 2, Code of Federal Reg-
20 ulations, including with respect to the approval of devi-
21 ations from negotiated indirect cost rates, to the same ex-
22 tent and in the same manner as was applied in fiscal year
23 2024: *Provided*, That none of the funds appropriated in
24 this or prior Acts or otherwise made available to the De-

1 partment of Energy may be used to develop, modify, or
2 implement changes to such negotiated indirect cost rates.

3 SEC. 313. (a) Of the amounts specified in subsection
4 (c), \$2,675,000,000 shall be transferred to, and merged
5 with, amounts provided in this Act under the heading
6 “Nuclear Energy” that remain available until expended,
7 and in addition to amounts otherwise available, shall only
8 be available for the not more than two competitive awards
9 for Generation 3+ small modular reactor deployment
10 projects described in section 311(a)(1)(A) of division D
11 of the Consolidated Appropriations Act, 2024 (Public Law
12 118–42), the two awards for demonstration projects made
13 prior to the date of enactment of this Act under the Ad-
14 vanced Reactor Demonstration Program, as authorized
15 under section 959A of the Energy Policy Act of 2005 (42
16 U.S.C. 16279a), and Risk Reduction for Future Dem-
17 onstrations, as described under the heading Advanced Re-
18 actor Demonstration Program in the explanatory state-
19 ment accompanying division C of the Further Consoli-
20 dated Appropriations Act, 2020 (Public Law 116–94).

21 (b) Of the amounts provided in the second paragraph
22 under the heading “Title 17 Innovative Technology Loan
23 Guarantee Program”, \$100,000,000 shall be derived by
24 transfer from the funds specified in subsection (c).

1 (c) The funds specified in this subsection are the un-
2 obligated balances from amounts provided in title III of
3 division J of Public Law 117–58, as follows:

4 (1) \$594,613,407 of the amounts provided
5 under the heading “Energy Programs—Carbon Di-
6 oxide Transportation Infrastructure Finance and In-
7 novation Program Account”;

8 (2) \$590,900,593 of the amounts provided
9 under the heading “Energy Programs—Energy Effi-
10 ciency and Renewable Energy”;

11 (3) \$439,486,000 of the amounts provided
12 under the heading “Energy Programs—Office of
13 Clean Energy Demonstrations”; and

14 (4) \$1,150,000,000 of the amounts provided
15 under the heading “Energy Programs—Fossil En-
16 ergy and Carbon Management”.

17 (d) Not later than 15 days after the date of enact-
18 ment of this Act, the Secretary of the Department of En-
19 ergy shall transmit to the Committees on Appropriations
20 of both Houses of Congress a report that details the
21 amounts repurposed or transferred pursuant to this sec-
22 tion: *Provided*, That such report shall be delineated by
23 both source and destination by Treasury Appropriations
24 Fund Symbol and statutory authority (including by sub-
25 paragraph for funds specified in subsection (d)(4)).

1 (e) Amounts repurposed or transferred pursuant to
2 this section shall continue to be treated as amounts speci-
3 fied in section 103(b) of division A of Public Law 118–
4 5.

5 TITLE IV

6 INDEPENDENT AGENCIES

7 APPALACHIAN REGIONAL COMMISSION

8 For expenses necessary to carry out the programs au-
9 thorized by the Appalachian Regional Development Act of
10 1965, as amended, and for expenses necessary for the
11 Federal Co-Chairman and the Alternate on the Appa-
12 lachian Regional Commission, for payment of the Federal
13 share of the administrative expenses of the Commission,
14 including services as authorized by 5 U.S.C. 3109, and
15 hire of passenger motor vehicles, \$200,000,000, to remain
16 available until expended.

17 DEFENSE NUCLEAR FACILITIES SAFETY BOARD

18 SALARIES AND EXPENSES

19 For expenses necessary for the Defense Nuclear Fa-
20 cilities Safety Board in carrying out activities authorized
21 by the Atomic Energy Act of 1954, as amended by Public
22 Law 100–456, section 1441, \$42,000,000, to remain
23 available until September 30, 2028, of which not to exceed
24 \$1,000 shall be available for official reception and rep-
25 resentation expenses.

1 DELTA REGIONAL AUTHORITY

2 SALARIES AND EXPENSES

3 For expenses necessary for the Delta Regional Au-
4 thority and to carry out its activities, as authorized by
5 the Delta Regional Authority Act of 2000, notwith-
6 standing sections 382F(d), 382M, and 382N of said Act,
7 \$32,000,000, to remain available until expended.

8 DENALI COMMISSION

9 For expenses necessary for the Denali Commission
10 including the purchase, construction, and acquisition of
11 plant and capital equipment as necessary and other ex-
12 penses, \$18,000,000, to remain available until expended,
13 notwithstanding the limitations contained in section
14 306(g) of the Denali Commission Act of 1998: *Provided*,
15 That funds shall be available for construction projects for
16 which the Denali Commission is the sole or primary fund-
17 ing source in an amount not to exceed 80 percent of total
18 project cost for distressed communities, as defined by sec-
19 tion 307 of the Denali Commission Act of 1998, as amend-
20 ed by section 701 of appendix D, title VII, Public Law
21 106–113 (113 Stat. 1501A–280), and for Indian Tribes,
22 as defined by section 5304(e) of title 25, United States
23 Code, and in an amount not to exceed 50 percent for non-
24 distressed communities: *Provided further*, That notwith-
25 standing any other provision of law regarding payment of

1 a non-Federal share in connection with a grant-in-aid pro-
2 gram, amounts under this heading shall be available for
3 the payment of such a non-Federal share for any project
4 for which the Denali Commission is not the sole or pri-
5 mary funding source, provided that such project is con-
6 sistent with the purposes of the Commission.

7 NORTHERN BORDER REGIONAL COMMISSION

8 For expenses necessary for the Northern Border Re-
9 gional Commission in carrying out activities authorized by
10 subtitle V of title 40, United States Code, \$42,000,000,
11 to remain available until expended: *Provided*, That such
12 amounts shall be available for administrative expenses,
13 notwithstanding section 15751(b) of title 40, United
14 States Code.

15 SOUTHEAST CRESCENT REGIONAL COMMISSION

16 For expenses necessary for the Southeast Crescent
17 Regional Commission in carrying out activities authorized
18 by subtitle V of title 40, United States Code, \$20,000,000,
19 to remain available until expended.

20 SOUTHWEST BORDER REGIONAL COMMISSION

21 For expenses necessary for the Southwest Border Re-
22 gional Commission in carrying out activities authorized by
23 subtitle V of title 40, United States Code, \$5,500,000, to
24 remain available until expended.

1 GREAT LAKES AUTHORITY

2 For expenses necessary for the Great Lakes Author-
3 ity in carrying out activities authorized by subtitle V of
4 title 40, United States Code, \$5,000,000, to remain avail-
5 able until expended.

6 NUCLEAR REGULATORY COMMISSION

7 SALARIES AND EXPENSES

8 For expenses necessary for the Commission in car-
9 rying out the purposes of the Energy Reorganization Act
10 of 1974 and the Atomic Energy Act of 1954,
11 \$878,104,000, including official representation expenses
12 not to exceed \$30,000, to remain available until expended:
13 *Provided*, That of the amount appropriated herein, not
14 more than \$11,662,000 may be made available for sala-
15 ries, travel, and other support costs for the Office of the
16 Commission, to remain available until September 30,
17 2028: *Provided further*, That revenues from licensing fees,
18 inspection services, and other services and collections esti-
19 mated at \$744,750,000 in fiscal year 2027 shall be re-
20 tained and used for necessary salaries and expenses in this
21 account, notwithstanding 31 U.S.C. 3302, and shall re-
22 main available until expended: *Provided further*, That the
23 sum herein appropriated shall be reduced by the amount
24 of revenues received during fiscal year 2027 so as to result

1 in a final fiscal year 2027 appropriation estimated at not
2 more than \$133,354,000.

3 OFFICE OF INSPECTOR GENERAL

4 For expenses necessary for the Office of Inspector
5 General in carrying out the provisions of the Inspector
6 General Act of 1978, \$14,245,000, to remain available
7 until September 30, 2028: *Provided*, That revenues from
8 licensing fees, inspection services, and other services and
9 collections estimated at \$11,444,000 in fiscal year 2027
10 shall be retained and be available until September 30,
11 2028, for necessary salaries and expenses in this account,
12 notwithstanding section 3302 of title 31, United States
13 Code: *Provided further*, That the sum herein appropriated
14 shall be reduced by the amount of revenues received dur-
15 ing fiscal year 2027 so as to result in a final fiscal year
16 2027 appropriation estimated at not more than
17 \$2,801,000: *Provided further*, That of the amounts appro-
18 priated under this heading, \$1,345,000 shall be for In-
19 spector General services for the Defense Nuclear Facilities
20 Safety Board.

21 NUCLEAR WASTE TECHNICAL REVIEW BOARD

22 SALARIES AND EXPENSES

23 For expenses necessary for the Nuclear Waste Tech-
24 nical Review Board, as authorized by Public Law 100-
25 203, section 5051, \$4,000,000, to be derived from the Nu-

1 clear Waste Fund, to remain available until September 30,
2 2028.

3 GENERAL PROVISIONS—INDEPENDENT
4 AGENCIES

5 SEC. 401. The Nuclear Regulatory Commission shall
6 comply with the July 5, 2011, version of Chapter VI of
7 its Internal Commission Procedures when responding to
8 Congressional requests for information, consistent with
9 Department of Justice guidance for all Federal agencies.

10 SEC. 402. (a) The amounts made available by this
11 title for the Nuclear Regulatory Commission may be re-
12 programmed for any program, project, or activity, and the
13 Commission shall notify the Committees on Appropria-
14 tions of both Houses of Congress at least 30 days prior
15 to the use of any proposed reprogramming that would
16 cause any program funding level to increase or decrease
17 by more than \$500,000 or 10 percent, whichever is less,
18 during the time period covered by this Act.

19 (b)(1) The Nuclear Regulatory Commission may
20 waive the notification requirement in subsection (a) if
21 compliance with such requirement would pose a substan-
22 tial risk to human health, the environment, welfare, or na-
23 tional security.

24 (2) The Nuclear Regulatory Commission shall notify
25 the Committees on Appropriations of both Houses of Con-

gress of any waiver under paragraph (1) as soon as practicable, but not later than 3 days after the date of the activity to which a requirement or restriction would otherwise have applied. Such notice shall include an explanation of the substantial risk under paragraph (1) that permitted such waiver and shall provide a detailed report to the Committees of such waiver and changes to funding levels to programs, projects, or activities.

(c) Except as provided in subsections (a), (b), and (d), the amounts made available by this title for “Nuclear Regulatory Commission—Salaries and Expenses” shall be expended as directed in the report accompanying this Act.

(d) None of the funds provided for the Nuclear Regulatory Commission shall be available for obligation or expenditure through a reprogramming of funds that increases funds or personnel for any program, project, or activity for which funds are denied or restricted by this Act.

(e) The Commission shall provide a monthly report to the Committees on Appropriations of both Houses of Congress, which includes the following for each program, project, or activity, including any prior year appropriations—

(1) total budget authority;

(2) total unobligated balances; and

1 (3) total unliquidated obligations.

2 TITLE V

3 GENERAL PROVISIONS

4 (INCLUDING TRANSFER OF FUNDS)

5 SEC. 501. None of the funds appropriated by this Act
6 may be used in any way, directly or indirectly, to influence
7 congressional action on any legislation or appropriation
8 matters pending before Congress, other than to commu-
9 nicate to Members of Congress as described in 18 U.S.C.
10 1913.

11 SEC. 502. (a) None of the funds made available in
12 title III of this Act may be transferred to any department,
13 agency, or instrumentality of the United States Govern-
14 ment, except pursuant to a transfer made by or transfer
15 authority provided in this Act or any other appropriations
16 Act for any fiscal year, transfer authority referenced in
17 the report accompanying this Act, or any authority where-
18 by a department, agency, or instrumentality of the United
19 States Government may provide goods or services to an-
20 other department, agency, or instrumentality.

21 (b) None of the funds made available for any depart-
22 ment, agency, or instrumentality of the United States
23 Government may be transferred to accounts funded in title
24 III of this Act, except pursuant to a transfer made by or
25 transfer authority provided in this Act or any other appro-

1 priations Act for any fiscal year, transfer authority ref-
2 erenced in the report accompanying this Act, or any au-
3 thority whereby a department, agency, or instrumentality
4 of the United States Government may provide goods or
5 services to another department, agency, or instrumen-
6 tality.

7 (c) The head of any relevant department or agency
8 funded in this Act utilizing any transfer authority shall
9 submit to the Committees on Appropriations of both
10 Houses of Congress a semiannual report detailing the
11 transfer authorities, except for any authority whereby a
12 department, agency, or instrumentality of the United
13 States Government may provide goods or services to an-
14 other department, agency, or instrumentality, used in the
15 previous 6 months and in the year-to-date. This report
16 shall include the amounts transferred and the purposes
17 for which they were transferred, and shall not replace or
18 modify existing notification requirements for each author-
19 ity.

20 SEC. 503. (a) None of the funds made available in
21 this Act may be used to maintain or establish a computer
22 network unless such network blocks the viewing,
23 downloading, and exchanging of pornography.

24 (b) Nothing in subsection (a) shall limit the use of
25 funds necessary for any Federal, State, Tribal, or local

1 law enforcement agency or any other entity carrying out
2 criminal investigations, prosecution, or adjudication activi-
3 ties.

4 SEC. 504. (a) No federal monies shall be expended
5 in furtherance of any agreement among private entities
6 for consolidated interim storage of spent nuclear fuel that
7 is not specifically authorized under federal law until such
8 time that host state and local governments and any af-
9 fected Indian tribes have formalized their consent.

10 (b) Provided that the prohibition provided for in this
11 section shall not apply to facilities presently storing com-
12 mercial spent nuclear fuel, pursuant to a license issued
13 by the Nuclear Regulatory Commission, as of the date of
14 enactment of this Act.

15 (c) For purposes of this section, “spent nuclear fuel”
16 shall have the same meaning as provided in section 2 of
17 the Nuclear Waste Policy Act of 1982 (42 U.S.C. 10101).

18 SPENDING REDUCTION ACCOUNT

19 SEC. 505. \$0

20 This Act may be cited as the “Energy and Water De-
21 velopment and Related Agencies Appropriations Act,
22 2027”.

[SUBCOMMITTEE PRINT]

Union Calendar No. _____

119TH CONGRESS
2^D Session

H. R. _____

[Report No. 119-_____] _____

A BILL

Making appropriations for energy and water development and related agencies for the fiscal year ending September 30, 2027, and for other purposes.

_____, 2026

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