

Calendar No. 83

111TH CONGRESS
1ST SESSION

S. 1298

[Report No. 111-31]

Making appropriations for the Department of Homeland Security for the fiscal year ending September 30, 2010, and for other purposes.

IN THE SENATE OF THE UNITED STATES

JUNE 18, 2009

Mr. REID (for Mr. BYRD), from the Committee on Appropriations, reported the following original bill; which was read twice and placed on the calendar

A BILL

Making appropriations for the Department of Homeland Security for the fiscal year ending September 30, 2010, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*
3 That the following sums are appropriated, out of any
4 money in the Treasury not otherwise appropriated, for the
5 Department of Homeland Security for the fiscal year end-
6 ing September 30, 2010, and for other purposes, namely:

1 thorities of the United States Secret Service Uniformed
2 Division into the United States Code, including restruc-
3 turing the United States Secret Service Uniformed Divi-
4 sion's pay chart.

5 ACQUISITION, CONSTRUCTION, IMPROVEMENTS, AND
6 RELATED EXPENSES

7 For necessary expenses for acquisition, construction,
8 repair, alteration, and improvement of facilities,
9 \$3,975,000, to remain available until expended.

10 TITLE III
11 PROTECTION, PREPAREDNESS, RESPONSE, AND
12 RECOVERY

13 NATIONAL PROTECTION AND PROGRAMS DIRECTORATE
14 SALARIES AND EXPENSES

15 For salaries and expenses of the Office of the Under
16 Secretary for the National Protection and Programs Di-
17 rectorate, support for operations, information technology,
18 and the Office of Risk Management and Analysis,
19 \$44,577,000: *Provided*, That not to exceed \$5,000 shall
20 be for official reception and representation expenses.

21 INFRASTRUCTURE PROTECTION AND INFORMATION
22 SECURITY

23 For necessary expenses for infrastructure protection
24 and information security programs and activities, as au-
25 thorized by title II of the Homeland Security Act of 2002

1 (6 U.S.C. 121 et seq.), \$901,416,000, of which
2 \$760,755,000 shall remain available until September 30,
3 2011: *Provided*, That of the total amount provided,
4 \$20,000,000 is for necessary expenses of the National In-
5 frastructure Simulation and Analysis Center.

6 UNITED STATES VISITOR AND IMMIGRANT STATUS
7 INDICATOR TECHNOLOGY

8 For necessary expenses for the development of the
9 United States Visitor and Immigrant Status Indicator
10 Technology project, as authorized by section 110 of the
11 Illegal Immigration Reform and Immigrant Responsibility
12 Act of 1996 (8 U.S.C. 1365a), \$378,194,000, to remain
13 available until expended: *Provided*, That of the total
14 amount made available under this heading, \$75,000,000
15 may not be obligated for the United States Visitor and
16 Immigrant Status Indicator Technology project until the
17 Committees on Appropriations of the Senate and the
18 House of Representatives receive a plan for expenditure
19 prepared by the Secretary of Homeland Security not later
20 than 90 days after the date of enactment of this Act: *Pro-*
21 *vided further*, That not less than \$28,000,000 of unobli-
22 gated balances of prior year appropriations shall remain
23 available and be obligated solely for implementation of a
24 biometric air exit capability.

1 FEDERAL PROTECTIVE SERVICE

2 The revenues and collections of security fees credited
3 to this account shall be available until expended for nec-
4 essary expenses related to the protection of federally-
5 owned and leased buildings and for the operations of the
6 Federal Protective Service: *Provided*, That the Secretary
7 of Homeland Security and the Director of the Office of
8 Management and Budget shall certify in writing to the
9 Committees on Appropriations of the Senate and the
10 House of Representatives no later than December 31,
11 2009, that the operations of the Federal Protective Service
12 will be fully funded in fiscal year 2010 through revenues
13 and collection of security fees, and shall adjust the fees
14 to ensure fee collections are sufficient to ensure that the
15 Federal Protective Service maintains not fewer than 1,200
16 full-time equivalent staff and 900 full-time equivalent Po-
17 lice Officers, Inspectors, Area Commanders, and Special
18 Agents who, while working, are directly engaged on a daily
19 basis protecting and enforcing laws at Federal buildings
20 (referred to as “in-service field staff”).

21 OFFICE OF HEALTH AFFAIRS

22 For necessary expenses of the Office of Health Af-
23 fairs, \$135,000,000, of which \$30,411,000 is for salaries
24 and expenses; and of which \$104,589,000 is to remain
25 available until September 30, 2011, for biosurveillance,

111TH CONGRESS
1ST SESSION

H.R. 2892

AMENDMENT

1 *TITLE III*
2 *PROTECTION, PREPAREDNESS, RESPONSE, AND*
3 *RECOVERY*

4 *NATIONAL PROTECTION AND PROGRAMS DIRECTORATE*
5 *SALARIES AND EXPENSES*

6 *For salaries and expenses of the Office of the Under*
7 *Secretary for the National Protection and Programs Direc-*
8 *torate, support for operations, information technology, and*
9 *the Office of Risk Management and Analysis, \$44,577,000:*
10 *Provided, That not to exceed \$5,000 shall be for official re-*
11 *ception and representation expenses.*

12 *INFRASTRUCTURE PROTECTION AND INFORMATION*
13 *SECURITY*

14 *For necessary expenses for infrastructure protection*
15 *and information security programs and activities, as au-*
16 *thorized by title II of the Homeland Security Act of 2002*
17 *(6 U.S.C. 121 et seq.), \$901,416,000, of which \$760,755,000*
18 *shall remain available until September 30, 2011: Provided,*
19 *That of the total amount provided, \$20,000,000 is for nec-*
20 *essary expenses of the National Infrastructure Simulation*
21 *and Analysis Center.*

22 *UNITED STATES VISITOR AND IMMIGRANT STATUS*
23 *INDICATOR TECHNOLOGY*

24 *For necessary expenses for the development of the*
25 *United States Visitor and Immigrant Status Indicator*

1 *Technology project, as authorized by section 110 of the Ille-*
2 *gal Immigration Reform and Immigrant Responsibility Act*
3 *of 1996 (8 U.S.C. 1365a), \$378,194,000, to remain avail-*
4 *able until expended: Provided, That of the total amount*
5 *made available under this heading, \$75,000,000 may not*
6 *be obligated for the United States Visitor and Immigrant*
7 *Status Indicator Technology project until the Committees*
8 *on Appropriations of the Senate and the House of Rep-*
9 *resentatives receive a plan for expenditure prepared by the*
10 *Secretary of Homeland Security not later than 90 days*
11 *after the date of enactment of this Act: Provided further,*
12 *That not less than \$28,000,000 of unobligated balances of*
13 *prior year appropriations shall remain available and be*
14 *obligated solely for implementation of a biometric air exit*
15 *capability.*

16 *FEDERAL PROTECTIVE SERVICE*

17 *The revenues and collections of security fees credited*
18 *to this account shall be available until expended for nec-*
19 *essary expenses related to the protection of federally-owned*
20 *and leased buildings and for the operations of the Federal*
21 *Protective Service: Provided, That the Secretary of Home-*
22 *land Security and the Director of the Office of Management*
23 *and Budget shall certify in writing to the Committees on*
24 *Appropriations of the Senate and the House of Representa-*
25 *tives no later than December 31, 2009, that the operations*

1 *of the Federal Protective Service will be fully funded in fis-*
2 *cal year 2010 through revenues and collection of security*
3 *fees, and shall adjust the fees to ensure fee collections are*
4 *sufficient to ensure that the Federal Protective Service*
5 *maintains not fewer than 1,200 full-time equivalent staff*
6 *and 900 full-time equivalent Police Officers, Inspectors,*
7 *Area Commanders, and Special Agents who, while working,*
8 *are directly engaged on a daily basis protecting and enforce-*
9 *ing laws at Federal buildings (referred to as “in-service*
10 *field staff”).*

11 *OFFICE OF HEALTH AFFAIRS*

12 *For necessary expenses of the Office of Health Affairs,*
13 *\$135,000,000, of which \$30,411,000 is for salaries and ex-*
14 *penses; and of which \$104,589,000 is to remain available*
15 *until September 30, 2011, for biosurveillance, BioWatch,*
16 *medical readiness planning, chemical response, and other*
17 *activities: Provided, That not to exceed \$3,000 shall be for*
18 *official reception and representation expenses.*

19 *FEDERAL EMERGENCY MANAGEMENT AGENCY*

20 *MANAGEMENT AND ADMINISTRATION*

21 *For necessary expenses for management and adminis-*
22 *tration of the Federal Emergency Management Agency,*
23 *\$859,700,000, including activities authorized by the Na-*
24 *tional Flood Insurance Act of 1968 (42 U.S.C. 4001 et seq.),*
25 *the Robert T. Stafford Disaster Relief and Emergency As-*