

Calendar No. 195

113TH CONGRESS
1ST SESSION

H. J. RES. 59

IN THE SENATE OF THE UNITED STATES

SEPTEMBER 23, 2013

Received; read twice and placed on the calendar pursuant to the order of
September 19, 2013

JOINT RESOLUTION

Making continuing appropriations for fiscal year 2014, and
for other purposes.

1 *Resolved by the Senate and House of Representatives*
2 *of the United States of America in Congress assembled,*
3 That the following sums are hereby appropriated, out of
4 any money in the Treasury not otherwise appropriated,
5 and out of applicable corporate or other revenues, receipts,
6 and funds, for the several departments, agencies, corpora-
7 tions, and other organizational units of Government for
8 fiscal year 2014, and for other purposes, namely:

9 SEC. 101. (a) Such amounts as may be necessary,
10 at a rate for operations as provided in the applicable ap-
11 propriations Acts for fiscal year 2013 and under the au-

1 thority and conditions provided in such Acts, for con-
2 tinuing projects or activities (including the costs of direct
3 loans and loan guarantees) that are not otherwise specifi-
4 cally provided for in this joint resolution, that were con-
5 ducted in fiscal year 2013, and for which appropriations,
6 funds, or other authority were made available in the fol-
7 lowing appropriations Acts:

8 (1) The Agriculture, Rural Development, Food
9 and Drug Administration, and Related Agencies Ap-
10 propriations Act, 2013 (division A of Public Law
11 113–6).

12 (2) The Commerce, Justice, Science, and Re-
13 lated Agencies Appropriations Act, 2013 (division B
14 of Public Law 113–6).

15 (3) The Department of Defense Appropriations
16 Act, 2013 (division C of Public Law 113–6).

17 (4) The Department of Homeland Security Ap-
18 propriations Act, 2013 (division D of Public Law
19 113–6).

20 (5) The Military Construction and Veterans Af-
21 fairs, and Related Agencies Appropriations Act,
22 2013 (division E of Public Law 113–6).

23 (6) The Full-Year Continuing Appropriations
24 Act, 2013 (division F of Public Law 113–6).

1 (b) The rate for operations provided by subsection (a)
2 for each account shall be calculated to reflect the full
3 amount of any reduction required in fiscal year 2013 pur-
4 suant to—

5 (1) any provision of division G of the Consoli-
6 dated and Further Continuing Appropriations Act,
7 2013 (Public Law 113–6), including section 3004;
8 and

9 (2) the Presidential sequestration order dated
10 March 1, 2013, except as attributable to budget au-
11 thority made available by—

12 (A) sections 140(b) or 141(b) of the Con-
13 tinuing Appropriations Resolution, 2013 (Public
14 Law 112–175); or

15 (B) the Disaster Relief Appropriations Act,
16 2013 (Public Law 113–2).

17 SEC. 102. (a) No appropriation or funds made avail-
18 able or authority granted pursuant to section 101 for the
19 Department of Defense shall be used for (1) the new pro-
20 duction of items not funded for production in fiscal year
21 2013 or prior years; (2) the increase in production rates
22 above those sustained with fiscal year 2013 funds; or (3)
23 the initiation, resumption, or continuation of any project,
24 activity, operation, or organization (defined as any project,
25 subproject, activity, budget activity, program element, and

1 subprogram within a program element, and for any invest-
2 ment items defined as a P-1 line item in a budget activity
3 within an appropriation account and an R-1 line item that
4 includes a program element and subprogram element with-
5 in an appropriation account) for which appropriations,
6 funds, or other authority were not available during fiscal
7 year 2013.

8 (b) No appropriation or funds made available or au-
9 thority granted pursuant to section 101 for the Depart-
10 ment of Defense shall be used to initiate multi-year pro-
11 curements utilizing advance procurement funding for eco-
12 nomic order quantity procurement unless specifically ap-
13 propriated later.

14 SEC. 103. Appropriations made by section 101 shall
15 be available to the extent and in the manner that would
16 be provided by the pertinent appropriations Act.

17 SEC. 104. Except as otherwise provided in section
18 102, no appropriation or funds made available or author-
19 ity granted pursuant to section 101 shall be used to ini-
20 tiate or resume any project or activity for which appro-
21 priations, funds, or other authority were not available dur-
22 ing fiscal year 2013.

23 SEC. 105. Appropriations made and authority grant-
24 ed pursuant to this joint resolution shall cover all obliga-
25 tions or expenditures incurred for any project or activity

1 during the period for which funds or authority for such
2 project or activity are available under this joint resolution.

3 SEC. 106. Unless otherwise provided for in this joint
4 resolution or in the applicable appropriations Act for fiscal
5 year 2014, appropriations and funds made available and
6 authority granted pursuant to this joint resolution shall
7 be available until whichever of the following first occurs:
8 (1) the enactment into law of an appropriation for any
9 project or activity provided for in this joint resolution; (2)
10 the enactment into law of the applicable appropriations
11 Act for fiscal year 2014 without any provision for such
12 project or activity; or (3) December 15, 2013.

13 SEC. 107. Expenditures made pursuant to this joint
14 resolution shall be charged to the applicable appropriation,
15 fund, or authorization whenever a bill in which such appli-
16 cable appropriation, fund, or authorization is contained is
17 enacted into law.

18 SEC. 108. Appropriations made and funds made
19 available by or authority granted pursuant to this joint
20 resolution may be used without regard to the time limita-
21 tions for submission and approval of apportionments set
22 forth in section 1513 of title 31, United States Code, but
23 nothing in this joint resolution may be construed to waive
24 any other provision of law governing the apportionment
25 of funds.

1 SEC. 109. Notwithstanding any other provision of
2 this joint resolution, except section 106, for those pro-
3 grams that would otherwise have high initial rates of oper-
4 ation or complete distribution of appropriations at the be-
5 ginning of fiscal year 2014 because of distributions of
6 funding to States, foreign countries, grantees, or others,
7 such high initial rates of operation or complete distribu-
8 tion shall not be made, and no grants shall be awarded
9 for such programs funded by this joint resolution that
10 would impinge on final funding prerogatives.

11 SEC. 110. This joint resolution shall be implemented
12 so that only the most limited funding action of that per-
13 mitted in the joint resolution shall be taken in order to
14 provide for continuation of projects and activities.

15 SEC. 111. (a) For entitlements and other mandatory
16 payments whose budget authority was provided in appro-
17 priations Acts for fiscal year 2013, and for activities under
18 the Food and Nutrition Act of 2008, activities shall be
19 continued at the rate to maintain program levels under
20 current law, under the authority and conditions provided
21 in the applicable appropriations Act for fiscal year 2013,
22 to be continued through the date specified in section
23 106(3).

24 (b) Notwithstanding section 106, obligations for man-
25 datory payments due on or about the first day of any

1 month that begins after October 2013 but not later than
2 30 days after the date specified in section 106(3) may con-
3 tinue to be made, and funds shall be available for such
4 payments.

5 SEC. 112. Amounts made available under section 101
6 for civilian personnel compensation and benefits in each
7 department and agency may be apportioned up to the rate
8 for operations necessary to avoid furloughs within such de-
9 partment or agency, consistent with the applicable appro-
10 priations Act for fiscal year 2013, except that such author-
11 ity provided under this section shall not be used until after
12 the department or agency has taken all necessary actions
13 to reduce or defer non-personnel-related administrative ex-
14 penses.

15 SEC. 113. Funds appropriated by this joint resolution
16 may be obligated and expended notwithstanding section 10
17 of Public Law 91–672 (22 U.S.C. 2412), section 15 of
18 the State Department Basic Authorities Act of 1956 (22
19 U.S.C. 2680), section 313 of the Foreign Relations Au-
20 thorization Act, Fiscal Years 1994 and 1995 (22 U.S.C.
21 6212), and section 504(a)(1) of the National Security Act
22 of 1947 (50 U.S.C. 3094(a)(1)).

23 SEC. 114. (a) Each amount incorporated by reference
24 in this joint resolution that was previously designated by
25 the Congress for Overseas Contingency Operations/Global

1 War on Terrorism pursuant to section 251(b)(2)(A) of the
2 Balanced Budget and Emergency Deficit Control Act of
3 1985 or as being for disaster relief pursuant to section
4 251(b)(2)(D) of such Act is designated by the Congress
5 for Overseas Contingency Operations/Global War on Ter-
6 rorism pursuant to section 251(b)(2)(A) of such Act or
7 as being for disaster relief pursuant to section
8 251(b)(2)(D) of such Act, respectively.

9 (b) Of the amount made available by section 101 for
10 “Social Security Administration—Limitation on Adminis-
11 trative Expenses”, \$470,638,000 is additional new budget
12 authority specified for purposes of subsection
13 251(b)(2)(B) of the Balanced Budget and Emergency
14 Deficit Control Act of 1985.

15 (c) Section 5 of Public Law 113–6 shall apply to
16 amounts designated in subsection (a) for Overseas Cont-
17 ingency Operations/Global War on Terrorism.

18 SEC. 115. Section 3003 of division G of Public Law
19 113–6 shall be applied to funds appropriated by this joint
20 resolution by substituting “fiscal year 2014” for “fiscal
21 year 2013” each place it appears.

22 SEC. 116. Section 408 of the Food for Peace Act (7
23 U.S.C. 1736b) shall be applied by substituting the date
24 specified in section 106(3) of this joint resolution for “De-
25 cember 31, 2012”.

1 SEC. 117. Amounts made available under section 101
2 for “Department of Commerce—National Oceanic and At-
3 mospheric Administration—Procurement, Acquisition and
4 Construction” may be apportioned up to the rate for oper-
5 ations necessary to maintain the planned launch schedules
6 for the Joint Polar Satellite System and the Geostationary
7 Operational Environmental Satellite system.

8 SEC. 118. The authority provided by section 1206 of
9 the National Defense Authorization Act for Fiscal Year
10 2012 (Public Law 112–81) shall continue in effect, not-
11 withstanding subsection (h) of such section, through the
12 earlier of the date specified in section 106(3) of this joint
13 resolution or the date of the enactment of an Act author-
14 izing appropriations for fiscal year 2014 for military ac-
15 tivities of the Department of Defense.

16 SEC. 119. Section 14704 of title 40, United States
17 Code, shall be applied to amounts made available by this
18 joint resolution by substituting the date specified in sec-
19 tion 106(3) of this joint resolution for “October 1, 2012”.

20 SEC. 120. Notwithstanding any other provision of
21 this joint resolution, except section 106, the District of
22 Columbia may expend local funds under the heading “Dis-
23 trict of Columbia Funds” for such programs and activities
24 under title IV of H.R. 2786 (113th Congress), as reported
25 by the Committee on Appropriations of the House of Rep-

1 representatives, at the rate set forth under “District of Co-
2 lumbia Funds—Summary of Expenses” as included in the
3 Fiscal Year 2014 Budget Request Act of 2013 (D.C. Act
4 20–127), as modified as of the date of the enactment of
5 this joint resolution.

6 SEC. 121. Notwithstanding section 101, amounts are
7 provided for “The Judiciary—Courts of Appeals, District
8 Courts, and Other Judicial Services—Defender Services”
9 at a rate for operations of \$1,012,000,000.

10 SEC. 122. For the period covered by this joint resolu-
11 tion, section 550(b) of Public Law 109–295 (6 U.S.C. 121
12 note) shall be applied by substituting the date specified
13 in section 106(3) of this joint resolution for “October 4,
14 2013”.

15 SEC. 123. The authority provided by section 532 of
16 Public Law 109–295 shall continue in effect through the
17 date specified in section 106(3) of this joint resolution.

18 SEC. 124. The authority provided by section 831 of
19 the Homeland Security Act of 2002 (6 U.S.C. 391) shall
20 continue in effect through the date specified in section
21 106(3) of this joint resolution.

22 SEC. 125. (a) Any amounts made available pursuant
23 to section 101 for “Department of Homeland Security—
24 U.S. Customs and Border Protection—Salaries and Ex-
25 penses”, “Department of Homeland Security—U.S. Cus-

1 toms and Border Protection—Border Security Fencing,
2 Infrastructure, and Technology”, and “Department of
3 Homeland Security—U.S. Immigration and Customs En-
4 forcement—Salaries and Expenses” shall be obligated at
5 a rate for operations as necessary to respectively—

6 (1) sustain the staffing levels of U.S. Customs
7 and Border Protection Officers, equivalent to the
8 staffing levels achieved on September 30, 2013, and
9 comply with the last proviso under the heading “De-
10 partment of Homeland Security—U.S. Customs and
11 Border Protection—Salaries and Expenses” in divi-
12 sion D of Public Law 113–6;

13 (2) sustain border security operations, including
14 sustaining the operation of Tethered Aerostat Radar
15 Systems; and

16 (3) sustain the staffing levels of U.S. Immigra-
17 tion and Customs Enforcement agents, equivalent to
18 the staffing levels achieved on September 30, 2013,
19 and comply with the sixth proviso under the heading
20 “Department of Homeland Security—U.S. Immigra-
21 tion and Customs Enforcement—Salaries and Ex-
22 penses” in division D of Public Law 113–6.

23 (b) The Secretary of Homeland Security shall notify
24 the Committees on Appropriations of the House of Rep-

1 representatives and the Senate on each use of the authority
2 provided in this section.

3 SEC. 126. In addition to the amount otherwise pro-
4 vided by section 101 for “Department of the Interior—
5 Department-wide Programs—Wildland Fire Manage-
6 ment”, there is appropriated \$36,000,000 for an addi-
7 tional amount for fiscal year 2014, to remain available
8 until expended, for urgent wildland fire suppression activi-
9 ties: *Provided*, That of the funds provided, \$15,000,000
10 is for burned area rehabilitation: *Provided further*, That
11 such funds shall only become available if funds previously
12 provided for wildland fire suppression will be exhausted
13 imminently and the Secretary of the Interior notifies the
14 Committees on Appropriations of the House of Represent-
15 atives and the Senate in writing of the need for these addi-
16 tional funds: *Provided further*, That such funds are also
17 available for transfer to other appropriations accounts to
18 repay amounts previously transferred for wildfire suppres-
19 sion.

20 SEC. 127. In addition to the amount otherwise pro-
21 vided by section 101 for “Department of Agriculture—
22 Forest Service—Wildland Fire Management”, there is ap-
23 propriated \$600,000,000 for an additional amount for fis-
24 cal year 2014, to remain available until expended, for ur-
25 gent wildland fire suppression activities: *Provided*, That

1 such funds shall only become available if funds previously
2 provided for wildland fire suppression will be exhausted
3 imminently and the Secretary of Agriculture notifies the
4 Committees on Appropriations of the House of Represent-
5 atives and the Senate in writing of the need for these addi-
6 tional funds: *Provided further*, That such funds are also
7 available for transfer to other appropriations accounts to
8 repay amounts previously transferred for wildfire suppres-
9 sion.

10 SEC. 128. The authority provided by section 347 of
11 the Department of the Interior and Related Agencies Ap-
12 propriations Act, 1999 (as contained in section 101(e) of
13 division A of Public Law 105–277; 16 U.S.C. 2104 note)
14 shall continue in effect through the date specified in sec-
15 tion 106(3) of this joint resolution.

16 SEC. 129. Activities authorized under part A of title
17 IV and section 1108(b) of the Social Security Act (except
18 for activities authorized in sections 403(b) and 413(h))
19 shall continue through the date specified in section 106(3)
20 of this joint resolution in the manner authorized for fiscal
21 year 2013, and out of any money in the Treasury of the
22 United States not otherwise appropriated, there are here-
23 by appropriated such sums as may be necessary for such
24 purpose.

1 SEC. 130. Notwithstanding section 101, the matter
2 under the heading “Department of Labor—Mine Safety
3 and Health Administration—Salaries and Expenses” in
4 division F of Public Law 112–74 shall be applied to funds
5 appropriated by this joint resolution by substituting “is
6 authorized to collect and retain up to \$2,499,000” for
7 “may retain up to \$1,499,000”.

8 SEC. 131. The first proviso under the heading “De-
9 partment of Health and Human Services—Administration
10 for Children and Families—Low Income Home Energy
11 Assistance” in division F of Public Law 112–74 shall be
12 applied to amounts made available by this joint resolution
13 by substituting “2014” for “2012”.

14 SEC. 132. Amounts provided by section 101 for “De-
15 partment of Health and Human Services—Administration
16 for Children and Families—Refugee and Entrant Assist-
17 ance” may be obligated up to a rate for operations nec-
18 essary to maintain program operations at the level pro-
19 vided in fiscal year 2013, as necessary to accommodate
20 increased demand.

21 SEC. 133. (a) During the period covered by this joint
22 resolution, any unobligated amounts available in the
23 “Nonrecurring expenses fund” established in section 223
24 of division G of Public Law 110–161 (42 U.S.C. 3514a)
25 may be transferred to “Department of Health and Human

1 Services—Office of the Secretary—Public Health and So-
2 cial Services Emergency Fund” for an additional amount
3 for fiscal year 2014, to remain available until expended,
4 for expenses necessary—

5 (1) to support advanced research and develop-
6 ment pursuant to section 319L of the Public Health
7 Service Act (42 U.S.C. 247d–7e), and other admin-
8 istrative expenses of the Biomedical Advanced Re-
9 search and Development Agency;

10 (2) for procuring security countermeasures (as
11 defined in section 319F–2(c)(1)(B) of the Public
12 Health Service Act (42 U.S.C. 247d–6b(c)(1)(B)));
13 or

14 (3) to prepare for and respond to an influenza
15 pandemic and other emerging infectious diseases, in-
16 cluding activities such as the development and pur-
17 chase of vaccine, antivirals, necessary medical sup-
18 plies, diagnostics, and other surveillance tools.

19 (b) Products purchased with amounts made available
20 by this joint resolution for “Department of Health and
21 Human Services—Office of the Secretary—Public Health
22 and Social Services Emergency Fund” may, at the discre-
23 tion of the Secretary, be deposited in the Strategic Na-
24 tional Stockpile pursuant to section 319F–2 of the Public
25 Health Service Act (42 U.S.C. 247d–6b).

1 SEC. 134. Notwithstanding any other provision of
2 this joint resolution, there is appropriated for payment to
3 Bonnie Englehardt Lautenberg, widow of Frank R. Lau-
4 tenberg, late a Senator from New Jersey, \$174,000.

5 SEC. 135. Notwithstanding section 101, amounts are
6 provided for “Department of Veterans Affairs—Depart-
7 mental Administration—General Operating Expenses,
8 Veterans Benefits Administration” at a rate for operations
9 of \$2,455,490,000.

10 SEC. 136. The authority provided by the penultimate
11 proviso under the heading “Department of Housing and
12 Urban Development—Rental Assistance Demonstration”
13 in division C of Public Law 112–55 shall continue in effect
14 through the date specified in section 106(3) of this joint
15 resolution.

16 SEC. 137. (a) IN GENERAL.—Notwithstanding any
17 other provision of law, no Federal funds shall be made
18 available to carry out any provisions of the Patient Protec-
19 tion and Affordable Care Act (Public Law 111–148) or
20 title I and subtitle B of title II of the Health Care and
21 Education Reconciliation Act of 2010 (Public Law 111–
22 152), or of the amendments made by either such Act.

23 (b) LIMITATION.—No entitlement to benefits under
24 any provision of the Patient Protection and Affordable
25 Care Act (Public Law 111–148) or title I and subtitle B

1 of title II of the Health Care and Education Reconciliation
2 Act of 2010 (Public Law 111–152), or the amendments
3 made by either such Act, shall remain in effect on and
4 after the date of the enactment of this joint resolution,
5 nor shall any payment be awarded, owed, or made to any
6 State, District, or territory under any such provision.

7 (c) UNOBLIGATED BALANCES.—Notwithstanding any
8 other provision of law, all unobligated balances available
9 under the provisions of law referred to in subsection (a)
10 are hereby rescinded.

11 SEC. 138. (a) IN GENERAL.—Until December 15,
12 2014, in the event that the debt of the United States Gov-
13 ernment, as defined in section 3101 of title 31, United
14 States Code, reaches the statutory limit, the Secretary of
15 the Treasury shall, in addition to any other authority pro-
16 vided by law, issue obligations under chapter 31 of title
17 31, United States Code, to pay with legal tender, and sole-
18 ly for the purpose of paying, the principal and interest
19 on obligations of the United States described in subsection
20 (b) after the date of the enactment of this joint resolution.

21 (b) OBLIGATIONS DESCRIBED.—For purposes of this
22 subsection, obligations described in this subsection are ob-
23 ligations which are—

24 (1) held by the public, or

1 (2) held by the Old-Age and Survivors Insur-
2 ance Trust Fund and Disability Insurance Trust
3 Fund.

4 (c) PROHIBITION ON COMPENSATION FOR MEMBERS
5 OF CONGRESS.—None of the obligations issued under sub-
6 section (a) may be used to pay compensation for Members
7 of Congress.

8 (d) OBLIGATIONS EXEMPT FROM PUBLIC DEBT
9 LIMIT.—Obligations issued under subsection (a) shall not
10 be taken into account in applying the limitation in section
11 3101(b) of title 31, United States Code, to the extent that
12 such obligation would otherwise cause the limitation in
13 section 3101(b) of title 31, United States Code, to be ex-
14 ceeded.

15 (e) REPORT ON CERTAIN ACTIONS.—

16 (1) IN GENERAL.—If, after the date of the en-
17 actment of this joint resolution, the Secretary of the
18 Treasury exercises his authority under subsection
19 (a), the Secretary shall thereafter submit a report
20 each week the authority is in use providing an ac-
21 counting relating to—

22 (A) the principal on mature obligations
23 and interest that is due or accrued of the
24 United States, and

1 (B) any obligations issued pursuant to
2 subsection (a).

3 (2) SUBMISSION.—The report required by para-
4 graph (1) shall be submitted to the Committee on
5 Ways and Means of the House of Representatives
6 and the Committee on Finance of the Senate.

7 This joint resolution may be cited as the “Continuing
8 Appropriations Resolution, 2014”.

 Passed the House of Representatives September 20,
2013.

Attest:

KAREN L. HAAS,

Clerk.

Calendar No. 195

113TH CONGRESS
1ST Session

H. J. RES. 59

JOINT RESOLUTION

Making continuing appropriations for fiscal year
2014, and for other purposes.

SEPTEMBER 23, 2013

Received; read twice and placed on the calendar pursuant
to the order of September 19, 2013