

Union Calendar No. 173

119TH CONGRESS
1ST SESSION

H. R. 4553

[Report No. 119–213]

Making appropriations for energy and water development and related agencies for the fiscal year ending September 30, 2026, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

JULY 21, 2025

Mr. FLEISCHMANN, 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, 2026, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*
3 That the following sums are appropriated, out of any
4 money in the Treasury not otherwise appropriated, for en-
5 ergy and water development and related agencies for the
6 fiscal year ending September 30, 2026, 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, \$200,000,000, 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); \$2,555,000,000, to remain avail-
21 able until expended; of which \$84,883,000, 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, \$490,000,000, to remain available until expended,
13 of which \$6,705,000, 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 (INCLUDING TRANSFER OF FUNDS)

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

1 for infrastructure owned or operated by the Corps, includ-
2 ing administrative buildings and laboratories; maintaining
3 harbor channels provided by a State, municipality, or
4 other public agency that serve essential navigation needs
5 of general commerce, where authorized by law; surveying
6 and charting northern and northwestern lakes and con-
7 necting waters; clearing and straightening channels; and
8 removing obstructions to navigation, \$6,140,000,000, to
9 remain available until expended, of which \$3,381,412,000,
10 to be derived from the Harbor Maintenance Trust Fund,
11 shall be to cover the Federal share of eligible operations
12 and maintenance costs for coastal harbors and channels,
13 and for inland harbors, of which \$40,000,000, shall be for
14 the design and construction to replace Federal dredges,
15 in addition to amounts otherwise made available for such
16 purposes in the revolving fund established by the first sec-
17 tion of the Act of July 27, 1953 (33 U.S.C. 576); of which
18 such sums as may be necessary shall be derived from
19 amounts collected in this or prior fiscal years under sec-
20 tion 210 of the Flood Control Act of 1968 (16 U.S.C.
21 460d-3) and are not otherwise appropriated shall be for
22 resource protection, research, interpretation, and mainte-
23 nance activities related to resource protection in the areas
24 at which outdoor recreation is available; of which such
25 sums as become available from fees collected under section

1 217 of Public Law 104–303 shall be used to cover the
2 cost of operation and maintenance of the dredged material
3 disposal facilities for which such fees have been collected;
4 and of which \$62,000,000, to be derived from the general
5 fund of the Treasury, shall be to carry out subsection (c)
6 of section 2106 of the Water Resources Reform and Devel-
7 opment Act of 2014 (33 U.S.C. 2238c) and shall be des-
8 ignated as being for such purpose pursuant to paragraph
9 (2) of section 14003 of division B of the Coronavirus Aid,
10 Relief, and Economic Security Act (Public Law 116–136):
11 *Provided*, That 1 percent of the total amount of funds pro-
12 vided for each of the programs, projects, or activities fund-
13 ed under this heading shall not be allocated to a field oper-
14 ating activity prior to the beginning of the fourth quarter
15 of the fiscal year and shall be available for use by the Chief
16 of Engineers to fund such emergency activities as the
17 Chief of Engineers determines to be necessary and appro-
18 priate, and that the Chief of Engineers shall allocate dur-
19 ing the fourth quarter any remaining funds which have
20 not been used for emergency activities proportionally in
21 accordance with the amounts provided for the programs,
22 projects, or activities: *Provided further*, That the Secretary
23 shall not deviate from the work plan, once the plan has
24 been submitted to the Committees on Appropriations of
25 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 \$221,000,000, to remain available until September 30,
5 2027.

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 (INCLUDING TRANSFER OF FUNDS)

14 For expenses necessary for the supervision and gen-
15 eral administration of the civil works program in the head-
16 quarters of the Corps of Engineers and the offices of the
17 Division Engineers; and for costs of management and op-
18 eration of the Humphreys Engineer Center Support Activ-
19 ity, the Institute for Water Resources, the United States
20 Army Engineer Research and Development Center, and
21 the United States Army Corps of Engineers Finance Cen-
22 ter allocable to the civil works program, \$226,000,000, to
23 remain available until September 30, 2027, of which not
24 to exceed \$5,000 may be used for official reception and
25 representation purposes and only during the current fiscal

1 year; of which \$10,000,000, shall be for the design and
2 construction to replace Federal dredges, in addition to
3 amounts otherwise made available for such purposes, and
4 shall be transferred to and merged with funds available
5 for such purposes in the revolving fund established by the
6 first section of the Act of July 27, 1953 (33 U.S.C. 576):
7 *Provided*, That no part of any other appropriation pro-
8 vided in this title shall be available to fund the civil works
9 activities of the Office of the Chief of Engineers or the
10 civil works executive direction and management activities
11 of the division offices: *Provided further*, That any Flood
12 Control and Coastal Emergencies appropriation may be
13 used to fund the supervision and general administration
14 of emergency operations, repairs, and other activities in
15 response to any flood, hurricane, or other natural disaster.

16 OFFICE OF THE ASSISTANT SECRETARY OF THE ARMY
17 FOR CIVIL WORKS

18 For the Office of the Assistant Secretary of the Army
19 for Civil Works as authorized by 10 U.S.C. 7016(b)(3),
20 \$6,000,000, to remain available until September 30, 2027:
21 *Provided*, That not more than 75 percent of such amount
22 may be obligated or expended until the Assistant Sec-
23 retary submits to the Committees on Appropriations of
24 both Houses of Congress the report required under section
25 101(d) of this Act and a work plan that allocates at least

1 95 percent of the additional funding provided under each
2 heading in the report accompanying this Act, to specific
3 programs, projects, or activities.

4 WATER INFRASTRUCTURE FINANCE AND INNOVATION
5 PROGRAM ACCOUNT

6 For administrative expenses to carry out the direct
7 and guaranteed loan programs, notwithstanding section
8 5033 of the Water Infrastructure Finance and Innovation
9 Act of 2014, \$5,000,000, to remain available until Sep-
10 tember 30, 2027.

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

15 GENERAL PROVISIONS—CORPS OF
16 ENGINEERS—CIVIL
17 (INCLUDING TRANSFER OF FUNDS)

18 SEC. 101. (a) None of the funds provided in title I
19 of this Act, or provided by previous appropriations Acts
20 to the agencies or entities funded in title I of this Act
21 that remain available for obligation or expenditure in fiscal
22 year 2026, shall be available for obligation or expenditure
23 through a reprogramming of funds that:

24 (1) creates or initiates a new program, project,
25 or activity;

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

2 (3) increases funds or personnel for any pro-
3 gram, project, or activity for which funds have been
4 denied or restricted by this Act, unless prior ap-
5 proval is received from the Committees on Appro-
6 priations of both Houses of Congress;

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

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

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

1 (7) CONSTRUCTION.—For a base level over
2 \$2,000,000, reprogramming of 15 percent of the
3 base amount up to a limit of \$3,000,000 per project,
4 study or activity is allowed: *Provided*, That for a
5 base level less than \$2,000,000, the reprogramming
6 limit is \$300,000: *Provided further*, That up to
7 \$3,000,000 may be reprogrammed for settled con-
8 tractor claims, changed conditions, or real estate de-
9 ficiency judgments: *Provided further*, That up to
10 \$300,000 may be reprogrammed into any continuing
11 study or activity that did not receive an appropria-
12 tion for existing obligations and concomitant admin-
13 istrative expenses;

14 (8) OPERATION AND MAINTENANCE.—Unlim-
15 ited reprogramming authority is granted for the
16 Corps to be able to respond to emergencies: *Pro-*
17 *vided*, That the Chief of Engineers shall notify the
18 Committees on Appropriations of both Houses of
19 Congress of these emergency actions as soon there-
20 after as practicable: *Provided further*, That for a
21 base level over \$1,000,000, reprogramming of 15
22 percent of the base amount up to a limit of
23 \$5,000,000 per project, study, or activity is allowed:
24 *Provided further*, That for a base level less than
25 \$1,000,000, the reprogramming limit is \$150,000:

1 *Provided further,* That \$150,000 may be repro-
2 grammed into any continuing study or activity that
3 did not receive an appropriation;

4 (9) MISSISSIPPI RIVER AND TRIBUTARIES.—
5 The reprogramming guidelines in paragraphs (6),
6 (7), and (8) shall apply to the Investigations, Con-
7 struction, and Operation and Maintenance portions
8 of the Mississippi River and Tributaries Account, re-
9 spectively; and

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

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

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

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

1 (1) A table for each appropriation with a separate
2 column to display the President's budget request,
3 adjustments made by Congress, adjustments
4 due to enacted rescissions, if applicable, and the fiscal
5 year enacted level;

6 (2) A delineation in the table for each appropriation
7 both by object class and program, project
8 and activity as detailed in the budget appendix for
9 the respective appropriations; and

10 (3) An identification of items of special congressional
11 interest.

12 SEC. 102. The Secretary shall allocate funds made
13 available in this Act solely in accordance with the provisions
14 of this Act and in the report accompanying this Act,
15 including the determination and designation of new starts.

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

23 SEC. 104. The Secretary of the Army may transfer
24 to the Fish and Wildlife Service, and the Fish and Wildlife
25 Service may accept and expend, up to \$8,733,000 of funds

1 provided in this title under the heading “Operation and
2 Maintenance” to mitigate for fisheries lost due to Corps
3 of Engineers projects.

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

18 SEC. 106. None of the funds made available by this
19 Act may be used to carry out any water supply reallocation
20 study under the Wolf Creek Dam, Lake Cumberland, Ken-
21 tucky, project authorized under the Act of July 24, 1946
22 (60 Stat. 636, ch. 595).

23 SEC. 107. Additional funding provided in this Act
24 shall be allocated only to projects determined to be eligible
25 by the Chief of Engineers.

1 SEC. 108. As of the date of enactment of this Act
2 and each fiscal year thereafter, the Secretary of the Army
3 shall not promulgate or enforce any regulation that pro-
4 hibits an individual from possessing a firearm, including
5 an assembled or functional firearm, at a water resources
6 development project covered under section 327.0 of title
7 36, Code of Federal Regulations (as in effect on the date
8 of enactment of this Act) if:

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

11 (2) the possession of the firearm is in compli-
12 ance with the law of the State in which the water
13 resources development project is located.

14 SEC. 109. None of the funds made available by this
15 Act may be used to implement or enforce section 370 of
16 Public Law 116–283 with respect to civil works projects.

1 TITLE II
2 DEPARTMENT OF THE INTERIOR
3 CENTRAL UTAH PROJECT
4 CENTRAL UTAH PROJECT COMPLETION ACCOUNT
5 For carrying out activities authorized by the Central
6 Utah Project Completion Act, \$23,000,000, to remain
7 available until expended, of which \$4,000,000 shall be de-
8 posited into the Utah Reclamation Mitigation and Con-
9 servation Account for use by the Utah Reclamation Miti-
10 gation and Conservation Commission: *Provided*, That of
11 the amount provided under this heading, \$1,950,000 shall
12 be available until September 30, 2027, for expenses nec-
13 essary in carrying out related responsibilities of the Sec-
14 retary of the Interior: *Provided further*, That for fiscal
15 year 2026, of the amount made available to the Commis-
16 sion under this Act or any other Act, the Commission may
17 use an amount not to exceed \$2,186,000 for administra-
18 tive expenses.

19 BUREAU OF RECLAMATION
20 The following appropriations shall be expended to
21 execute authorized functions of the Bureau of Reclama-
22 tion:

1 WATER AND RELATED RESOURCES

2 (INCLUDING TRANSFERS OF FUNDS)

3 For management, development, and restoration of
4 water and related natural resources and for related activi-
5 ties, including the operation, maintenance, and rehabilita-
6 tion of reclamation and other facilities, participation in
7 fulfilling related Federal responsibilities to Native Ameri-
8 cans, and related grants to, and cooperative and other
9 agreements with, State and local governments, federally
10 recognized Indian Tribes, and others, \$1,710,630,000, to
11 remain available until expended, of which \$23,899,000
12 shall be available for transfer to the Upper Colorado River
13 Basin Fund and \$7,679,000 shall be available for transfer
14 to the Lower Colorado River Basin Development Fund;
15 of which such amounts as may be necessary may be ad-
16 vanced to the Colorado River Dam Fund: *Provided*, That
17 such transfers, may be increased or decreased within the
18 overall appropriation under this heading: *Provided further*,
19 That of the total appropriated, the amount for program
20 activities that can be financed by the Reclamation Fund,
21 the Water Storage Enhancement Receipts account estab-
22 lished by section 4011(e) of Public Law 114–322, or the
23 Bureau of Reclamation special fee account established by
24 16 U.S.C. 6806 shall be derived from that Fund or ac-
25 count: *Provided further*, That funds contributed under 43

1 U.S.C. 395 are available until expended for the purposes
 2 for which the funds were contributed: *Provided further*,
 3 That funds advanced under 43 U.S.C. 397a shall be cred-
 4 ited to this account and are available until expended for
 5 the same purposes as the sums appropriated under this
 6 heading: *Provided further*, That of the amounts made
 7 available under this heading, \$3,237,000 shall be depos-
 8 ited in the San Gabriel Basin Restoration Fund estab-
 9 lished by section 110 of title I of division B of appendix
 10 D of Public Law 106–554.

11 CENTRAL VALLEY PROJECT RESTORATION FUND

12 For carrying out the programs, projects, plans, habi-
 13 tat restoration, improvement, and acquisition provisions of
 14 the Central Valley Project Improvement Act, such sums
 15 as may be collected in fiscal year 2026 in the Central Val-
 16 ley Project Restoration Fund pursuant to sections
 17 3407(d), 3404(c)(3), and 3405(f) of Public Law 102–575,
 18 to remain available until expended: *Provided*, That the Bu-
 19 reau of Reclamation is directed to assess and collect the
 20 full amount of the additional mitigation and restoration
 21 payments authorized by section 3407(d) of Public Law
 22 102–575: *Provided further*, That none of the funds made
 23 available under this heading may be used for the acquisi-
 24 tion or leasing of water for in-stream purposes if the water

1 is already committed to in-stream purposes by a court
2 adopted decree or order.

3 CALIFORNIA BAY-DELTA RESTORATION

4 (INCLUDING TRANSFERS OF FUNDS)

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

19 POLICY AND ADMINISTRATION

20 For expenses necessary for policy, administration,
21 and related functions in the Office of the Commissioner,
22 the Denver office, and offices in the six regions of the Bu-
23 reau of Reclamation, to remain available until September
24 30, 2027, \$64,000,000, to be derived from the Reclama-
25 tion Fund and be nonreimbursable as provided in 43

1 U.S.C. 377, of which not to exceed \$5,000 may be used
2 for official reception and representation expenses: *Pro-*
3 *vided*, That no part of any other appropriation in this Act
4 shall be available for activities or functions budgeted as
5 policy and administration expenses.

6 ADMINISTRATIVE PROVISION

7 Appropriations for the Bureau of Reclamation shall
8 be available for purchase and replacement of not to exceed
9 30 motor vehicles, which are for replacement only.

10 GENERAL PROVISIONS—DEPARTMENT OF THE
11 INTERIOR

12 SEC. 201. (a) None of the funds provided in title II
13 of this Act for Water and Related Resources, or provided
14 by previous or subsequent appropriations Acts to the agen-
15 cies or entities funded in title II of this Act for Water
16 and Related Resources that remain available for obligation
17 or expenditure in fiscal year 2026, shall be available for
18 obligation or expenditure through a reprogramming of
19 funds that—

20 (1) initiates or creates a new program, project,
21 or activity;

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

23 (3) increases funds for any program, project, or
24 activity for which funds have been denied or re-
25 stricted by this Act, unless prior approval is received

1 from the Committees on Appropriations of both
2 Houses of Congress;

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

7 (5) transfers funds in excess of the following
8 limits, unless prior approval is received from the
9 Committees on Appropriations of both Houses of
10 Congress:

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

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

17 (6) transfers more than \$500,000 from either
18 the Facilities Operation, Maintenance, and Rehabili-
19 tation category or the Resources Management and
20 Development category to any program, project, or
21 activity in the other category, unless prior approval
22 is received from the Committees on Appropriations
23 of both Houses of Congress; or

24 (7) transfers, where necessary to discharge legal
25 obligations of the Bureau of Reclamation, more than

1 \$5,000,000 to provide adequate funds for settled
2 contractor claims, increased contractor earnings due
3 to accelerated rates of operations, and real estate de-
4 ficiency judgments, unless prior approval is received
5 from the Committees on Appropriations of both
6 Houses of Congress.

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

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

13 (d) Except as provided in subsections (a) and (b), the
14 amounts made available in this title under the heading
15 “Bureau of Reclamation—Water and Related Resources”
16 shall be expended for the programs, projects, and activities
17 specified in the “House Recommended” columns in the
18 “Water and Related Resources” table included under the
19 heading “Title II—Department of the Interior” in the re-
20 port accompanying this Act.

21 (e) The Bureau of Reclamation shall submit reports
22 on a quarterly basis to the Committees on Appropriations
23 of both Houses of Congress detailing all the funds repro-
24 grammed between programs, projects, activities, or cat-
25 egories of funding. The first quarterly report shall be sub-

mitted not later than 60 days after the date of enactment of this Act.

SEC. 202. (a) None of the funds appropriated or otherwise made available by this Act may be used to determine the final point of discharge for the interceptor drain for the San Luis Unit until development by the Secretary of the Interior and the State of California of a plan, which shall conform to the water quality standards of the State of California as approved by the Administrator of the Environmental Protection Agency, to minimize any detrimental effect of the San Luis drainage waters.

(b) The costs of the Kesterson Reservoir Cleanup Program and the costs of the San Joaquin Valley Drainage Program shall be classified by the Secretary of the Interior as reimbursable or nonreimbursable and collected until fully repaid pursuant to the “Cleanup Program—Alternative Repayment Plan” and the “SJVDP—Alternative Repayment Plan” described in the report entitled “Repayment Report, Kesterson Reservoir Cleanup Program and San Joaquin Valley Drainage Program, February 1995”, prepared by the Department of the Interior, Bureau of Reclamation. Any future obligations of funds by the United States relating to, or providing for, drainage service or drainage studies for the San Luis Unit shall be fully reimbursable by San Luis Unit beneficiaries of

1 such service or studies pursuant to Federal reclamation
2 law.

3 SEC. 203. (a) Title III of subtitle J of the Water In-
4 frastructure Improvements for the Nation Act (Public
5 Law 114–322) is amended—

6 (1) In section 4007(i), by striking “2021” and
7 inserting “2027”; and

8 (2) In section 4013—

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

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

15 (b) Section 1602(g)(1) of the Reclamation Waste-
16 water and Groundwater Study and Facilities Act (43
17 U.S.C. 390h) is amended by striking “\$50,000,000” and
18 inserting “\$177,500,000”.

19 (c) Section 4(a)(2)(F)(i) of the Water Desalination
20 Act of 1996 (42 U.S.C. 10301 note; Public Law 104–298)
21 is amended by striking “\$30,000,000” and inserting
22 “\$106,500,000”.

23 SEC. 204. Section 9504(e) of the Omnibus Public
24 Land Management Act of 2009 (42 U.S.C. 10364(e)) is

1 amended by striking “\$920,000,000” and inserting
2 “\$1,000,000,000”.

3 SEC. 205. (a) Title I of Public Law 108–361 (the
4 Calfed Bay-Delta Authorization Act) (118 Stat. 1681), as
5 amended by section 204 of division D of Public Law 117–
6 103, shall be applied by substituting “2026” for “2022”
7 each place it appears.

8 (b) Section 103(f)(4)(A) of Public Law 108–361 (the
9 Calfed Bay-Delta Authorization Act) is amended by strik-
10 ing “\$30,000,000” and inserting “\$35,000,000”.

11 SEC. 206. Section 9106(g)(2) of Public Law 111–11
12 (Omnibus Public Land Management Act of 2009) shall
13 be applied by substituting “2026” for “2022”.

14 SEC. 207. Section 301 of the Reclamation States
15 Emergency Drought Relief Act of 1991 (43 U.S.C. 2241)
16 shall be applied by substituting “\$130,000,000” for
17 “\$120,000,000”

18 SEC. 208. Section 10609(a) of the Northwestern New
19 Mexico Rural Water Projects Act (subtitle B of title X
20 of Public Law 111–11) shall be applied by substituting
21 “\$1,815,000,000” for “\$870,000,000” and “2026” for
22 “2024”.

1 TITLE III
2 DEPARTMENT OF ENERGY
3 ENERGY PROGRAMS
4 ENERGY EFFICIENCY AND RENEWABLE ENERGY
5 For Department of Energy expenses including the
6 purchase, construction, and acquisition of plant and cap-
7 ital equipment, and other expenses necessary for energy
8 efficiency and renewable energy activities in carrying out
9 the purposes of the Department of Energy Organization
10 Act (42 U.S.C. 7101 et seq.), including the acquisition or
11 condemnation of any real property or any facility or for
12 plant or facility acquisition, construction, or expansion,
13 \$1,830,000,000, to remain available until expended: *Pro-*
14 *vided*, That of such amount, \$223,000,000 shall be avail-
15 able until September 30, 2027, for program direction.
16 CYBERSECURITY, ENERGY SECURITY, AND EMERGENCY
17 RESPONSE
18 For Department of Energy expenses including the
19 purchase, construction, and acquisition of plant and cap-
20 ital equipment, and other expenses necessary for energy
21 sector cybersecurity, energy security, and emergency re-
22 sponse activities in carrying out the purposes of the De-
23 partment of Energy Organization Act (42 U.S.C. 7101 et
24 seq.), including the acquisition or condemnation of any
25 real property or any facility or for plant or facility acquisi-

tion, construction, or expansion, \$200,000,000, to remain available until expended: *Provided*, That of such amount, \$28,000,000 shall be available until September 30, 2027, for program direction.

ELECTRICITY

For Department of Energy expenses including the purchase, construction, and acquisition of plant and capital equipment, and other expenses necessary for electricity activities in carrying out the purposes of the Department of Energy Organization Act (42 U.S.C. 7101 et seq.), including the acquisition or condemnation of any real property or any facility or for plant or facility acquisition, construction, or expansion, \$225,000,000, to remain available until expended: *Provided*, That of such amount, \$19,700,000 shall be available until September 30, 2027, for program direction: *Provided further*, That funds under this heading allocated for the purposes of section 9 of the Small Business Act, as amended (15 U.S.C. 638), including for Small Business Innovation Research and Small Business Technology Transfer activities, or for the purposes of section 1001 of the Energy Policy Act of 2005, as amended (42 U.S.C. 16391(a)), for Technology Commercialization Fund activities, may be reprogrammed without being subject to the restrictions in section 301 of this Act.

GRID DEPLOYMENT

For Department of Energy expenses including the purchase, construction, and acquisition of plant and capital equipment, and other expenses necessary for grid deployment in carrying out the purposes of the Department of Energy Organization Act (42 U.S.C. 7191 et seq.), including the acquisition or condemnation of any real property or any facility or for plant or facility acquisition, construction, or expansion, \$25,000,000, to remain available until expended: *Provided*, That of such amount, \$6,000,000 shall be available until September 30, 2027, for program direction.

NUCLEAR ENERGY

For Department of Energy expenses including the purchase, construction, and acquisition of plant and capital equipment, and other expenses necessary for nuclear energy activities in carrying out the purposes of the Department of Energy Organization Act (42 U.S.C. 7101 et seq.), including the acquisition or condemnation of any real property or any facility or for plant or facility acquisition, construction, or expansion, \$1,795,000,000, to remain available until expended: *Provided*, That of such amount, \$88,000,000 shall be available until September 30, 2027, for program direction: *Provided further*, That for the purpose of section 954(a)(7) of the Energy Policy

1 Act of 2005, as amended, the only amount available shall
2 be from the amount specified as including that purpose
3 in the “Bill” column in the “Department of Energy” table
4 included under the heading “Title III—Department of
5 Energy” in the report accompanying this Act.

6 FOSSIL ENERGY

7 For Department of Energy expenses necessary in car-
8 rying out fossil energy research and development activi-
9 ties, under the authority of the Department of Energy Or-
10 ganization Act (42 U.S.C. 7101 et seq.), including the ac-
11 quisition of interest, including defeasible and equitable in-
12 terests in any real property or any facility or for plant
13 or facility acquisition or expansion, and for conducting in-
14 quiries, technological investigations and research con-
15 cerning the extraction, processing, use, and disposal of
16 mineral substances without objectionable social and envi-
17 ronmental costs (30 U.S.C. 3, 1602, and 1603),
18 \$687,500,000, to remain available until expended: *Pro-*
19 *vided*, That of such amount \$70,000,000 shall be available
20 until September 30, 2027, for program direction.

21 NAVAL PETROLEUM AND OIL SHALE RESERVES

22 For Department of Energy expenses necessary to
23 carry out naval petroleum and oil shale reserve activities,
24 \$13,000,000, to remain available until expended: *Pro-*
25 *vided*, That notwithstanding any other provision of law,

1 unobligated funds remaining from prior years shall be
2 available for all naval petroleum and oil shale reserve ac-
3 tivities.

4 STRATEGIC PETROLEUM RESERVE

5 For Department of Energy expenses necessary for
6 Strategic Petroleum Reserve facility development and op-
7 erations and program management activities pursuant to
8 the Energy Policy and Conservation Act (42 U.S.C. 6201
9 et seq.), \$294,628,000, to remain available until expended.

10 SPR PETROLEUM ACCOUNT

11 For the acquisition, transportation, and injection of
12 petroleum products, and for other necessary expenses pur-
13 suant to the Energy Policy and Conservation Act of 1975,
14 as amended (42 U.S.C. 6201 et seq.), sections 403 and
15 404 of the Bipartisan Budget Act of 2015 (42 U.S.C.
16 6241, 6239 note), section 32204 of the Fixing America's
17 Surface Transportation Act (42 U.S.C. 6241 note), and
18 section 30204 of the Bipartisan Budget Act of 2018 (42
19 U.S.C. 6241 note), \$100,000, to remain available until ex-
20 pended.

21 NORTHEAST HOME HEATING OIL RESERVE

22 For Department of Energy expenses necessary for
23 Northeast Home Heating Oil Reserve storage, operation,
24 and management activities pursuant to the Energy Policy

1 and Conservation Act (42 U.S.C. 6201 et seq.),
2 \$7,150,000, to remain available until expended.

3 ENERGY INFORMATION ADMINISTRATION

4 For Department of Energy expenses necessary in car-
5 rying out the activities of the Energy Information Admin-
6 istration, \$135,000,000, to remain available until ex-
7 pended.

8 NON-DEFENSE ENVIRONMENTAL CLEANUP

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 non-de-
12 fense environmental cleanup activities in carrying out the
13 purposes of the Department of Energy Organization Act
14 (42 U.S.C. 7101 et seq.), including the acquisition or con-
15 demnation of any real property or any facility or for plant
16 or facility acquisition, construction, or expansion,
17 \$337,700,000, to remain available until expended: *Pro-*
18 *vided*, That in addition, fees collected pursuant to sub-
19 section (b)(1) of section 5 of the Mercury Export Ban Act
20 of 2008 (42 U.S.C. 6939f(b)(1)), and deposited under this
21 heading in fiscal year 2026 pursuant to section 309 of
22 title III of division C of Public Law 116–94 are appro-
23 priated, to remain available until expended, for mercury
24 storage costs.

1 URANIUM ENRICHMENT DECONTAMINATION AND
2 DECOMMISSIONING FUND

3 For Department of Energy expenses necessary in car-
4 rying out uranium enrichment facility decontamination
5 and decommissioning, remedial actions, and other activi-
6 ties of title II of the Atomic Energy Act of 1954, and
7 title X, subtitle A, of the Energy Policy Act of 1992,
8 \$844,380,000, to be deposited into and subsequently de-
9 rived from the Uranium Enrichment Decontamination and
10 Decommissioning Fund, to remain available until ex-
11 pended, of which \$0 shall be available in accordance with
12 title X, subtitle A, of the Energy Policy Act of 1992.

13 SCIENCE

14 For Department of Energy expenses including the
15 purchase, construction, and acquisition of plant and cap-
16 ital equipment, and other expenses necessary for science
17 activities in carrying out the purposes of the Department
18 of Energy Organization Act (42 U.S.C. 7101 et seq.), in-
19 cluding the acquisition or condemnation of any real prop-
20 erty or any facility or for plant or facility acquisition, con-
21 struction, or expansion, and purchase of not more than
22 35 passenger motor vehicles, \$8,400,000,000, to remain
23 available until expended: *Provided*, That of such amount,
24 \$226,831,000 shall be available until September 30, 2027,
25 for program direction.

1 NUCLEAR WASTE DISPOSAL

2 For Department of Energy expenses necessary for
3 nuclear waste disposal activities to carry out the purposes
4 of the Nuclear Waste Policy Act of 1982, Public Law 97–
5 425, as amended, \$12,040,000, to remain available until
6 expended, which shall be derived from the Nuclear Waste
7 Fund.

8 ADVANCED RESEARCH PROJECTS AGENCY—ENERGY

9 For Department of Energy expenses necessary in car-
10 rying out the activities authorized by section 5012 of the
11 America COMPETES Act (Public Law 110–69),
12 \$350,000,000, to remain available until expended: *Pro-*
13 *vided*, That of such amount, \$40,000,000 shall be avail-
14 able until September 30, 2027, for program direction.

15 TITLE 17 INNOVATIVE TECHNOLOGY LOAN GUARANTEE
16 PROGRAM

17 Such sums as are derived from amounts received
18 from borrowers pursuant to section 1702(b) of the Energy
19 Policy Act of 2005 under this heading in prior Acts, shall
20 be collected in accordance with section 502(7) of the Con-
21 gressional Budget Act of 1974: *Provided*, That for nec-
22 essary administrative expenses of the Title 17 Innovative
23 Technology Loan Guarantee Program, as authorized,
24 \$35,000,000 is appropriated, to remain available until
25 September 30, 2027: *Provided further*, That up to

1 \$35,000,000 of fees collected in fiscal year 2026 pursuant
2 to section 1702(h) of the Energy Policy Act of 2005 shall
3 be credited as offsetting collections under this heading and
4 used for necessary administrative expenses in this appro-
5 priation and shall remain available until September 30,
6 2027: *Provided further*, That to the extent that fees col-
7 lected in fiscal year 2026 exceed \$35,000,000, those ex-
8 cess amounts shall be credited as offsetting collections
9 under this heading and available in future fiscal years only
10 to the extent provided in advance in appropriations Acts:
11 *Provided further*, That the sum herein appropriated from
12 the general fund shall be reduced (1) as such fees are re-
13 ceived during fiscal year 2026 (estimated at \$70,000,000)
14 and (2) to the extent that any remaining general fund ap-
15 propriations can be derived from fees collected in previous
16 fiscal years that are not otherwise appropriated, so as to
17 result in a final fiscal year 2026 appropriation from the
18 general fund estimated at \$0: *Provided further*, That for
19 the cost of loan guarantees for the construction of small
20 modular reactors or advanced nuclear reactors eligible
21 under section 1703(b)(4) of the Energy Policy Act of 2005
22 (42 U.S.C. 16513(b)(4)), \$150,000,000 is appropriated,
23 to remain available until expended: *Provided further*, That
24 the Department of Energy shall not subordinate any loan
25 obligation to other financing in violation of section 1702

1 of the Energy Policy Act of 2005 or subordinate any
2 Guaranteed Obligation to any loan or other debt obliga-
3 tions in violation of section 609.8 of title 10, Code of Fed-
4 eral Regulations: *Provided further*, That the amounts pro-
5 vided under this paragraph are in addition to those pro-
6 vided in any other Act: *Provided further*, That for amounts
7 collected pursuant to section 1702(b)(2) of the Energy
8 Policy Act of 2005, the source of such payment received
9 from borrowers may not be a loan or other debt obligation
10 that is guaranteed by the Federal Government: *Provided*
11 *further*, That none of such loan guarantee authority made
12 available under this paragraph shall be available for com-
13 mitments to guarantee loans for any projects where funds,
14 personnel, or property (tangible or intangible) of any Fed-
15 eral agency, instrumentality, personnel, or affiliated entity
16 are expected be used (directly or indirectly) through acqui-
17 sitions, contracts, demonstrations, exchanges, grants, in-
18 centives, leases, procurements, sales, other transaction au-
19 thority, or other arrangements, to support the project or
20 to obtain goods or services from the project: *Provided fur-*
21 *ther*, That the preceding proviso shall not be interpreted
22 as precluding the use of the loan guarantee authority pro-
23 vided under this paragraph for commitments to guarantee
24 loans for:

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

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

8 (A) paid exclusively in cash;

9 (B) deposited in the Treasury as offsetting
10 receipts; and

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

13 (3) projects as a result of such projects benefit-
14 ting from Federal insurance programs, including
15 under section 170 of the Atomic Energy Act of 1954
16 (42 U.S.C. 2210; commonly known as the “Price-
17 Anderson Act”); or

18 (4) electric generation projects using trans-
19 mission facilities owned or operated by a Federal
20 Power Marketing Administration or the Tennessee
21 Valley Authority that have been authorized, ap-
22 proved, and financed independent of the project re-
23 ceiving the guarantee:

24 *Provided further*, That none of the loan guarantee author-
25 ity made available under this heading shall be available

1 for any project unless the Director of the Office of Man-
2 agement and Budget has certified in advance in writing
3 that the loan guarantee and the project comply with the
4 provisions under this heading.

5 ADVANCED TECHNOLOGY VEHICLES MANUFACTURING
6 LOAN PROGRAM

7 For Department of Energy administrative expenses
8 necessary in carrying out the Advanced Technology Vehi-
9 cles Manufacturing Loan Program, \$13,000,000, to re-
10 main available until September 30, 2027.

11 TRIBAL ENERGY LOAN GUARANTEE PROGRAM

12 For Department of Energy administrative expenses
13 necessary in carrying out the Tribal Energy Loan Guar-
14 antee Program, \$6,300,000, to remain available until Sep-
15 tember 30, 2027.

16 INDIAN ENERGY POLICY AND PROGRAMS

17 For necessary expenses for Indian Energy activities
18 in carrying out the purposes of the Department of Energy
19 Organization Act (42 U.S.C. 7101 et seq.), \$75,000,000,
20 to remain available until expended: *Provided*, That of the
21 amount appropriated under this heading, \$14,000,000
22 shall be available until September 30, 2027, for program
23 direction.

DEPARTMENTAL ADMINISTRATION

For salaries and expenses of the Department of Energy necessary for departmental administration in carrying out the purposes of the Department of Energy Organization Act (42 U.S.C. 7101 et seq.), \$304,653,000, to remain available until September 30, 2027, including the hire of passenger motor vehicles and official reception and representation expenses not to exceed \$30,000, plus such additional amounts as necessary to cover increases in the estimated amount of cost of work for others notwithstanding the provisions of the Anti-Deficiency Act (31 U.S.C. 1511 et seq.): *Provided*, That such increases in cost of work are offset by revenue increases of the same or greater amount: *Provided further*, That moneys received by the Department for miscellaneous revenues estimated to total \$100,578,000 in fiscal year 2026 may be retained and used for operating expenses within this account, as authorized by section 201 of Public Law 95–238, notwithstanding the provisions of 31 U.S.C. 3302: *Provided further*, That the sum herein appropriated shall be reduced as collections are received during the fiscal year so as to result in a final fiscal year 2026 appropriation from the general fund estimated at not more than \$204,075,000.

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, \$90,000,000, to remain available
5 until September 30, 2027.

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 \$20,661,993,000, to remain available until expended: *Pro-*
19 *vided*, That of such amount, \$149,244,000 shall be avail-
20 able until September 30, 2027, for program direction.

21 DEFENSE NUCLEAR NONPROLIFERATION

22 (INCLUDING RESCISSION OF FUNDS)

23 For Department of Energy expenses, including the
24 purchase, construction, and acquisition of plant and cap-
25 ital equipment and other incidental expenses necessary for

1 defense nuclear nonproliferation activities, in carrying out
2 the purposes of the Department of Energy Organization
3 Act (42 U.S.C. 7101 et seq.), including the acquisition or
4 condemnation of any real property or any facility or for
5 plant or facility acquisition, construction, or expansion,
6 \$1,993,060,000, to remain available until expended: *Pro-*
7 *vided*, That of the unobligated balances from prior year
8 appropriations available under this heading \$9,422,000 is
9 hereby rescinded.

10 NAVAL REACTORS

11 (INCLUDING TRANSFER OF FUNDS)

12 For Department of Energy expenses necessary for
13 naval reactors activities to carry out the Department of
14 Energy Organization Act (42 U.S.C. 7101 et seq.), includ-
15 ing the acquisition (by purchase, condemnation, construc-
16 tion, or otherwise) of real property, plant, and capital
17 equipment, facilities, and facility expansion,
18 \$2,171,023,000, to remain available until expended, of
19 which, \$96,740,000 shall be transferred to “Department
20 of Energy—Energy Programs—Nuclear Energy”, for the
21 Advanced Test Reactor: *Provided*, That of such amount
22 made available under this heading, \$61,540,000 shall be
23 available until September 30, 2027, for program direction.

1 FEDERAL SALARIES AND EXPENSES

2 For expenses necessary for Federal Salaries and Ex-
3 penses in the National Nuclear Security Administration,
4 \$500,000,000, to remain available until September 30,
5 2027, including official reception and representation ex-
6 penses not to exceed \$17,000.

7 ENVIRONMENTAL AND OTHER DEFENSE

8 ACTIVITIES

9 DEFENSE ENVIRONMENTAL CLEANUP

10 For Department of Energy expenses, including the
11 purchase, construction, and acquisition of plant and cap-
12 ital equipment and other expenses necessary for atomic
13 energy defense environmental cleanup activities in car-
14 rying out the purposes of the Department of Energy Orga-
15 nization Act (42 U.S.C. 7101 et seq.), including the acqui-
16 sition or condemnation of any real property or any facility
17 or for plant or facility acquisition, construction, or expan-
18 sion, \$6,521,396,000, to remain available until expended:
19 *Provided*, That of such amount, \$310,000,000 shall be
20 available until September 30, 2027, for program direction.

21 OTHER DEFENSE ACTIVITIES

22 For Department of Energy expenses, including the
23 purchase, construction, and acquisition of plant and cap-
24 ital equipment and other expenses, necessary for atomic
25 energy defense, other defense activities, and classified ac-

1 tivities, in carrying out the purposes of the Department
2 of Energy Organization Act (42 U.S.C. 7101 et seq.), in-
3 cluding the acquisition or condemnation of any real prop-
4 erty or any facility or for plant or facility acquisition, con-
5 struction, or expansion, \$1,179,950,000, to remain avail-
6 able until expended: *Provided*, That of such amount,
7 \$391,354,000 shall be available until September 30, 2027,
8 for program direction.

9 POWER MARKETING ADMINISTRATIONS

10 BONNEVILLE POWER ADMINISTRATION FUND

11 Expenditures from the Bonneville Power Administra-
12 tion Fund, established pursuant to Public Law 93–454,
13 are approved for official reception and representation ex-
14 penses in an amount not to exceed \$5,000: *Provided*, That
15 during fiscal year 2026, no new direct loan obligations
16 may be made.

17 OPERATION AND MAINTENANCE, SOUTHEASTERN POWER
18 ADMINISTRATION

19 For expenses necessary for operation and mainte-
20 nance of power transmission facilities and for marketing
21 electric power and energy, including transmission wheeling
22 and ancillary services, pursuant to section 5 of the Flood
23 Control Act of 1944 (16 U.S.C. 825s), as applied to the
24 southeastern power area, \$9,285,000, including official re-
25 ception and representation expenses in an amount not to

1 exceed \$1,500, to remain available until expended: *Pro-*
2 *vided*, That notwithstanding 31 U.S.C. 3302 and section
3 5 of the Flood Control Act of 1944, up to \$9,285,000 col-
4 lected by the Southeastern Power Administration from the
5 sale of power and related services shall be credited to this
6 account as discretionary offsetting collections, to remain
7 available until expended for the sole purpose of funding
8 the annual expenses of the Southeastern Power Adminis-
9 tration: *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 2026 appropriation estimated at not more than
13 \$0: *Provided further*, That notwithstanding 31 U.S.C.
14 3302, up to \$81,819,000 collected by the Southeastern
15 Power Administration pursuant to the Flood Control Act
16 of 1944 to recover purchase power and wheeling expenses
17 shall be credited to this account as offsetting collections,
18 to remain available until expended for the sole purpose
19 of making purchase power and wheeling expenditures:
20 *Provided further*, That for purposes of this appropriation,
21 annual expenses means expenditures that are generally re-
22 covered in the same year that they are incurred (excluding
23 purchase power and wheeling expenses).

•HR 4553 RH

1 the Southwestern Power Administration pursuant to the
 2 Flood Control Act of 1944 to recover purchase power and
 3 wheeling expenses shall be credited to this account as off-
 4 setting collections, to remain available until expended for
 5 the sole purpose of making purchase power and wheeling
 6 expenditures: *Provided further*, That for purposes of this
 7 appropriation, annual expenses means expenditures that
 8 are generally recovered in the same year that they are in-
 9 curred (excluding purchase power and wheeling expenses).

10 CONSTRUCTION, REHABILITATION, OPERATION AND
 11 MAINTENANCE, WESTERN AREA POWER
 12 ADMINISTRATION

13 For carrying out the functions authorized by title III,
 14 section 302(a)(1)(E) of the Act of August 4, 1977 (42
 15 U.S.C. 7152), and other related activities including con-
 16 servation and renewable resources programs as author-
 17 ized, \$311,035,000, including official reception and rep-
 18 resentation expenses in an amount not to exceed \$1,500,
 19 to remain available until expended, of which \$311,035,000
 20 shall be derived from the Department of the Interior Rec-
 21 lamation Fund: *Provided*, That notwithstanding 31 U.S.C.
 22 3302, section 5 of the Flood Control Act of 1944 (16
 23 U.S.C. 825s), and section 1 of the Interior Department
 24 Appropriation Act, 1939 (43 U.S.C. 392a), up to
 25 \$247,663,000 collected by the Western Area Power Ad-

1 ministration from the sale of power and related services
2 shall be credited to this account as discretionary offsetting
3 collections, to remain available until expended, for the sole
4 purpose of funding the annual expenses of the Western
5 Area Power Administration: *Provided further*, That the
6 sum herein appropriated for annual expenses shall be re-
7 duced as collections are received during the fiscal year so
8 as to result in a final fiscal year 2026 appropriation esti-
9 mated at not more than \$63,372,000, of which
10 \$63,372,000 is derived from the Reclamation Fund: *Pro-*
11 *vided further*, That notwithstanding 31 U.S.C. 3302, up
12 to \$475,000,000 collected by the Western Area Power Ad-
13 ministration pursuant to the Flood Control Act of 1944
14 and the Reclamation Project Act of 1939 to recover pur-
15 chase power and wheeling expenses shall be credited to
16 this account as offsetting collections, to remain available
17 until expended for the sole purpose of making purchase
18 power and wheeling expenditures: *Provided further*, That
19 for purposes of this appropriation, annual expenses means
20 expenditures that are generally recovered in the same year
21 that they are incurred (excluding purchase power and
22 wheeling expenses).

1 FALCON AND AMISTAD OPERATING AND MAINTENANCE
2 FUND

3 For operation, maintenance, and emergency costs for
4 the hydroelectric facilities at the Falcon and Amistad
5 Dams, \$6,510,000, to remain available until expended,
6 and to be derived from the Falcon and Amistad Operating
7 and Maintenance Fund of the Western Area Power Ad-
8 ministration, as provided in section 2 of the Act of June
9 18, 1954 (68 Stat. 255): *Provided*, That notwithstanding
10 the provisions of that Act and of 31 U.S.C. 3302, up to
11 \$6,282,000 collected by the Western Area Power Adminis-
12 tration from the sale of power and related services from
13 the Falcon and Amistad Dams shall be credited to this
14 account as discretionary offsetting collections, to remain
15 available until expended for the sole purpose of funding
16 the annual expenses of the hydroelectric facilities of these
17 Dams and associated Western Area Power Administration
18 activities: *Provided further*, That the sum herein appro-
19 priated for annual expenses shall be reduced as collections
20 are received during the fiscal year so as to result in a final
21 fiscal year 2026 appropriation estimated at not more than
22 \$228,000: *Provided further*, That for purposes of this ap-
23 propriation, annual expenses means expenditures that are
24 generally recovered in the same year that they are in-
25 curred: *Provided further*, That for fiscal year 2026, the

1 Administrator of the Western Area Power Administration
2 may accept up to \$1,072,000 in funds contributed by
3 United States power customers of the Falcon and Amistad
4 Dams for deposit into the Falcon and Amistad Operating
5 and Maintenance Fund, and such funds shall be available
6 for the purpose for which contributed in like manner as
7 if said sums had been specifically appropriated for such
8 purpose: *Provided further*, That any such funds shall be
9 available without further appropriation and without fiscal
10 year limitation for use by the Commissioner of the United
11 States Section of the International Boundary and Water
12 Commission for the sole purpose of operating, maintain-
13 ing, repairing, rehabilitating, replacing, or upgrading the
14 hydroelectric facilities at these Dams in accordance with
15 agreements reached between the Administrator, Commis-
16 sioner, and the power customers.

17 FEDERAL ENERGY REGULATORY COMMISSION

18 SALARIES AND EXPENSES

19 For expenses necessary for the Federal Energy Regu-
20 latory Commission to carry out the provisions of the De-
21 partment of Energy Organization Act (42 U.S.C. 7101 et
22 seq.), including services as authorized by 5 U.S.C. 3109,
23 official reception and representation expenses not to ex-
24 ceed \$3,000, and the hire of passenger motor vehicles,
25 \$520,000,000, to remain available until expended: *Pro-*

13 (INCLUDING TRANSFERS OF FUNDS)

(b)(1) Unless the Secretary of Energy notifies the
Committees on Appropriations of both Houses of Congress

1 at least 3 full business days in advance, none of the funds
2 made available in this title may be used to—

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

5 (B) make a discretionary contract award or
6 Other Transaction Agreement totaling \$1,000,000
7 or more, including a contract covered by the Federal
8 Acquisition Regulation;

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

12 (D) provide nonoperational funding directly to a
13 Department of Energy National Laboratory totaling
14 \$25,000,000 or more;

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

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

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

24 (2) The Secretary of Energy shall submit to the Com-
25 mittees on Appropriations of both Houses of Congress

1 within 15 days of the conclusion of each quarter a report
2 detailing each grant allocation or discretionary grant
3 award totaling less than \$1,000,000 provided during the
4 previous quarter.

5 (3) The notification required by paragraph (1) and
6 the report required by paragraph (2) shall include the re-
7 cipient of the award, the amount of the award, the fiscal
8 year for which the funds for the award were appropriated,
9 the account and program, project, or activity from which
10 the funds are being drawn, the title of the award, and
11 a brief description of the activity for which the award is
12 made.

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

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

22 (2) the contract, grant, or cooperative agree-
23 ment includes a clause conditioning the Federal Gov-
24 ernment’s obligation on the availability of future
25 year budget authority and the Secretary notifies the

1 Committees on Appropriations of both Houses of
2 Congress at least 3 days in advance.

3 (d) Except as provided in subsections (e), (f), and (g),
4 the amounts made available by this title shall be expended
5 as authorized by law for the programs, projects, and ac-
6 tivities, and in the amounts specified in the “Bill” column
7 in the “Department of Energy” table included under the
8 heading “Title III—Department of Energy” in the report
9 accompanying this Act.

10 (e) The amounts made available by this title may be
11 reprogrammed for any program, project, or activity, and
12 the Department shall notify, and obtain the prior approval
13 of, the Committees on Appropriations of both Houses of
14 Congress at least 30 days prior to the use of any proposed
15 reprogramming that would cause any program, project, or
16 activity funding level to increase or decrease by more than
17 \$5,000,000 or 10 percent, whichever is less, during the
18 time period covered by this Act.

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

22 (1) creates, initiates, or eliminates a program,
23 project, or activity;

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

4 (3) reduces funds that are directed to be used
5 for a specific program, project, or activity by this
6 Act.

7 (g)(1) The Secretary of Energy may waive any re-
8 quirement or restriction in this section that applies to the
9 use of funds made available for the Department of Energy
10 if compliance with such requirement or restriction would
11 pose a substantial risk to human health, the environment,
12 welfare, or national security.

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

20 (h) The unexpended balances of prior appropriations
21 provided for activities in this Act may be available to the
22 same appropriation accounts for such activities established
23 pursuant to this title. Available balances may be merged
24 with funds in the applicable established accounts and

1 thereafter may be accounted for as one fund for the same
2 time period as originally enacted.

3 SEC. 302. Funds appropriated by this or any other
4 Act, or made available by the transfer of funds in this
5 Act, for intelligence activities are deemed to be specifically
6 authorized by the Congress for purposes of section 504
7 of the National Security Act of 1947 (50 U.S.C. 3094)
8 during fiscal year 2026 until the enactment of the Intel-
9 ligence Authorization Act for fiscal year 2026.

10 SEC. 303. None of the funds made available in this
11 title shall be used for the construction of facilities classi-
12 fied as high-hazard nuclear facilities under 10 CFR Part
13 830 unless independent oversight is conducted by the Of-
14 fice of Enterprise Assessments to ensure the project is in
15 compliance with nuclear safety requirements.

16 SEC. 304. None of the funds made available in this
17 title may be used to approve critical decision-2 or critical
18 decision-3 under Department of Energy Order 413.3B, or
19 any successive departmental guidance, for construction
20 projects where the total project cost exceeds
21 \$100,000,000, until a separate independent cost estimate
22 has been developed for the project for that critical deci-
23 sion.

24 SEC. 305. None of the funds made available in this
25 title may be used to support a grant allocation award, dis-

1 cretionary grant award, or cooperative agreement that ex-
2 ceeds \$100,000,000 in Federal funding unless the project
3 is carried out through internal independent project man-
4 agement procedures.

5 SEC. 306. No funds shall be transferred directly from
6 “Department of Energy—Power Marketing Administra-
7 tion—Colorado River Basins Power Marketing Fund,
8 Western Area Power Administration” to the general fund
9 of the Treasury in the current fiscal year.

10 SEC. 307. (a) The Secretary of Energy may not es-
11 tablish any new regional petroleum product reserve unless
12 funding for the proposed regional petroleum product re-
13 serve is explicitly requested in advance in an annual budg-
14 et submitted by the President pursuant to section 1105
15 of title 31, United States Code, and approved by the Con-
16 gress in an appropriations Act.

17 (b) The budget request or notification shall include—

18 (1) the justification for the new reserve;

19 (2) a cost estimate for the establishment, oper-
20 ation, and maintenance of the reserve, including
21 funding sources;

22 (3) a detailed plan for operation of the reserve,
23 including the conditions upon which the products
24 may be released;

25 (4) the location of the reserve; and

1 (5) the estimate of the total inventory of the re-
2 serve.

3 SEC. 308. None of the funds made available by this
4 Act may be used to draw down and sell petroleum prod-
5 ucts from the Strategic Petroleum Reserve (1) to any enti-
6 ty that is under the ownership, control, or influence of
7 the Chinese Communist Party; or (2) except on condition
8 that such petroleum products will not be exported to the
9 People's Republic of China.

10 SEC. 309. (a) None of the funds made available by
11 this Act may be used by the Secretary of Energy to award
12 any grant, contract, cooperative agreement, or loan of
13 \$10,000,000 or greater to an entity of concern as defined
14 in section 10114 of division B of Public Law 117–167.

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

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

23 (d) The Secretary shall have the authority to require
24 the submission to the agency, by an entity seeking or re-
25 ceiving such funds made available by this Act, documenta-

1 tion necessary to implement the requirements under sub-
2 section (a).

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

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

10 SEC. 310. None of the funds appropriated or other-
11 wise made available by this Act may be used to admit any
12 non-U.S. citizen from Russia or China to any nuclear
13 weapons production facility, as such term is defined in sec-
14 tion 4002 of the Atomic Energy Defense Act (50 U.S.C.
15 2501), other than areas accessible to the general public,
16 unless 30 days prior to facility admittance, the Depart-
17 ment of Energy provides notification to the Committees
18 on Appropriations and Armed Services of both Houses of
19 Congress.

20 SEC. 311. (a) None of the funds made available by
21 this Act or otherwise made available for fiscal year 2025
22 for the Department of Energy may be obligated or ex-
23 pended to procure or purchase computers, printers, or
24 interoperable videoconferencing services needed for an of-
25 fice environment in which the manufacturer, bidder, or of-

1 feror, or any subsidiary or parent entity of the manufac-
2 turer, bidder, or offeror, of the equipment is an entity,
3 or parent company of an entity in which the People’s Re-
4 public of China has any ownership stake.

5 (b) The prohibition in subsection (a) also applies in
6 cases in which the Secretary has contracted with a third
7 party for the procurement, purchase, or expenditure of
8 funds on any of the equipment and software described in
9 such subsection.

10 SEC. 312. 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. 313. Of the unobligated balances from amounts
17 previously made available to the Department of Energy
18 in division J of the Infrastructure Investment and Jobs
19 Act (Public Law 117–58), the following funds shall be
20 transferred from the following programs in the specified
21 amounts to “Department of Energy—Energy Programs—
22 Nuclear Energy”, and, in addition to amounts otherwise
23 made available, shall be available for the not more than
24 two competitive awards for Generation 3+ small modular
25 reactor deployment projects described in section

1 311(a)(1)(A) of division D of the Consolidated Appropria-
2 tions Act, 2024 (Public Law 118–42), the two awards for
3 demonstration projects made prior to the date of enact-
4 ment of this Act under the Advanced Reactor Demonstra-
5 tion Program, as authorized under section 959A of the
6 Energy Policy Act of 2005 (42 U.S.C. 16279a), and Risk
7 Reduction for Future Demonstrations, as described under
8 the heading Advanced Reactor Demonstration Program in
9 the explanatory statement accompanying division C of the
10 Further Consolidated Appropriations Act, 2020 (Public
11 Law 116–94)—

12 (1) \$672,652,992 from the unobligated balances
13 under the heading “Department of Energy—Energy Pro-
14 grams—Energy Efficiency and Renewable Energy” pro-
15 vided to implement sections 40208, 40314, 40511(a), and
16 40541 of such Act;

17 (2) \$981,479,556 from the unobligated balances
18 under the heading “Department of Energy—Energy Pro-
19 grams—Nuclear Energy”;

20 (3) \$1,000,000,000 from the unobligated balances
21 under the heading “Department of Energy—Energy Pro-
22 grams—Fossil Energy and Carbon Management” pro-
23 vided to implement section 40308 of division D of such
24 Act;

1 (4) \$1,500,000,000 from the unobligated balances
2 under the heading “Department of Energy—Energy Pro-
3 grams—Carbon Dioxide Transportation Infrastructure
4 Finance and Innovation Program Account”;

5 (5) \$950,000,000 from the unobligated balances
6 under the heading “Department of Energy—Energy Pro-
7 grams—Office of Clean Energy Demonstrations” provided
8 to implement sections 41004(a) and 41004(b) of such Act:
9 *Provided*, That amounts transferred pursuant to this sec-
10 tion shall continue to be treated as amounts specified in
11 section 103(b) of division A of Public Law 118–5.

12 TITLE IV

13 INDEPENDENT AGENCIES

14 APPALACHIAN REGIONAL COMMISSION

15 For expenses necessary to carry out the programs au-
16 thorized by the Appalachian Regional Development Act of
17 1965, as amended, and for expenses necessary for the
18 Federal Co-Chairman and the Alternate on the Appa-
19 lachian Regional Commission, for payment of the Federal
20 share of the administrative expenses of the Commission,
21 including services as authorized by 5 U.S.C. 3109, and
22 hire of passenger motor vehicles, \$162,535,255, to remain
23 available until expended.

1 DEFENSE NUCLEAR FACILITIES SAFETY BOARD

2 SALARIES AND EXPENSES

3 For expenses necessary for the Defense Nuclear Fa-
4 cilities Safety Board in carrying out activities authorized
5 by the Atomic Energy Act of 1954, as amended by Public
6 Law 100–456, section 1441, \$45,000,000, to remain
7 available until September 30, 2027, of which not to exceed
8 \$1,000 shall be available for official reception and rep-
9 resentation expenses.

10 DELTA REGIONAL AUTHORITY

11 SALARIES AND EXPENSES

12 For expenses necessary for the Delta Regional Au-
13 thority and to carry out its activities, as authorized by
14 the Delta Regional Authority Act of 2000, notwith-
15 standing sections 382F(d), 382M, and 382N of said Act,
16 \$25,274,232, to remain available until expended.

17 DENALI COMMISSION

18 For expenses necessary for the Denali Commission
19 including the purchase, construction, and acquisition of
20 plant and capital equipment as necessary and other ex-
21 penses, \$13,815,497, to remain available until expended,
22 notwithstanding the limitations contained in section
23 306(g) of the Denali Commission Act of 1998: *Provided*,
24 That funds shall be available for construction projects for
25 which the Denali Commission is the sole or primary fund-

1 ing source in an amount not to exceed 80 percent of total
2 project cost for distressed communities, as defined by sec-
3 tion 307 of the Denali Commission Act of 1998 (division
4 C, title III, Public Law 105–277), as amended by section
5 701 of appendix D, title VII, Public Law 106–113 (113
6 Stat. 1501A–280), and for Indian Tribes, as defined by
7 section 5304(e) of title 25, United States Code, and in
8 an amount not to exceed 50 percent for non-distressed
9 communities: *Provided further*, That notwithstanding any
10 other provision of law regarding payment of a non-Federal
11 share in connection with a grant-in-aid program, amounts
12 under this heading shall be available for the payment of
13 such a non-Federal share for any project for which the
14 Denali Commission is not the sole or primary funding
15 source, provided that such project is consistent with the
16 purposes of the Commission.

17 NORTHERN BORDER REGIONAL COMMISSION

18 For expenses necessary for the Northern Border Re-
19 gional Commission in carrying out activities authorized by
20 subtitle V of title 40, United States Code, \$33,319,727,
21 to remain available until expended: *Provided*, That such
22 amounts shall be available for administrative expenses,
23 notwithstanding section 15751(b) of title 40, United
24 States Code.

1 SOUTHEAST CRESCENT REGIONAL COMMISSION

2 For expenses necessary for the Southeast Crescent
3 Regional Commission in carrying out activities authorized
4 by subtitle V of title 40, United States Code, \$16,253,526,
5 to remain available until expended.

6 SOUTHWEST BORDER REGIONAL COMMISSION

7 For expenses necessary for the Southwest Border Re-
8 gional Commission in carrying out activities authorized by
9 subtitle V of title 40, United States Code, \$4,063,381, to
10 remain available until expended.

11 GREAT LAKES AUTHORITY

12 For expenses necessary for the Great Lakes Author-
13 ity in carrying out activities authorized by subtitle V of
14 title 40, United States Code, \$4,063,381, to remain avail-
15 able until expended.

16 NUCLEAR REGULATORY COMMISSION

17 SALARIES AND EXPENSES

18 For expenses necessary for the Commission in car-
19 rying out the purposes of the Energy Reorganization Act
20 of 1974 and the Atomic Energy Act of 1954,
21 \$952,700,000, including official representation expenses
22 not to exceed \$30,000, to remain available until expended:
23 *Provided*, That of the amount appropriated herein, not
24 more than \$11,494,000 may be made available for sala-
25 ries, travel, and other support costs for the Office of the

1 Commission, to remain available until September 30,
2 2027: *Provided further*, That revenues from licensing fees,
3 inspection services, and other services and collections esti-
4 mated at \$804,509,977 in fiscal year 2026 shall be re-
5 tained and used for necessary salaries and expenses in this
6 account, notwithstanding 31 U.S.C. 3302, and shall re-
7 main available until expended: *Provided further*, That the
8 sum herein appropriated shall be reduced by the amount
9 of revenues received during fiscal year 2026 so as to result
10 in a final fiscal year 2026 appropriation estimated at not
11 more than \$148,190,023.

12 OFFICE OF INSPECTOR GENERAL

13 For expenses necessary for the Office of Inspector
14 General in carrying out the provisions of the Inspector
15 General Act of 1978, \$18,795,000, to remain available
16 until September 30, 2027: *Provided*, That revenues from
17 licensing fees, inspection services, and other services and
18 collections estimated at \$14,885,000 in fiscal year 2026
19 shall be retained and be available until September 30,
20 2027, for necessary salaries and expenses in this account,
21 notwithstanding section 3302 of title 31, United States
22 Code: *Provided further*, That the sum herein appropriated
23 shall be reduced by the amount of revenues received dur-
24 ing fiscal year 2026 so as to result in a final fiscal year
25 2026 appropriation estimated at not more than

1 \$3,910,000: *Provided further*, That of the amounts appro-
2 priated under this heading, \$1,572,000 shall be for In-
3 spector General services for the Defense Nuclear Facilities
4 Safety Board.

5 NUCLEAR WASTE TECHNICAL REVIEW BOARD

6 SALARIES AND EXPENSES

7 For expenses necessary for the Nuclear Waste Tech-
8 nical Review Board, as authorized by Public Law 100–
9 203, section 5051, \$4,000,000, to be derived from the Nu-
10 clear Waste Fund, to remain available until September 30,
11 2027.

12 GENERAL PROVISIONS—INDEPENDENT

13 AGENCIES

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

19 SEC. 402. (a) The amounts made available by this
20 title for the Nuclear Regulatory Commission may be re-
21 programmed for any program, project, or activity, and the
22 Commission shall notify the Committees on Appropria-
23 tions of both Houses of Congress at least 30 days prior
24 to the use of any proposed reprogramming that would
25 cause any program funding level to increase or decrease

1 by more than \$500,000 or 10 percent, whichever is less,
2 during the time period covered by this Act.

3 (b)(1) The Nuclear Regulatory Commission may
4 waive the notification requirement in subsection (a) if
5 compliance with such requirement would pose a substan-
6 tial risk to human health, the environment, welfare, or na-
7 tional security.

8 (2) The Nuclear Regulatory Commission shall notify
9 the Committees on Appropriations of both Houses of Con-
10 gress of any waiver under paragraph (1) as soon as prac-
11 ticable, but not later than 3 days after the date of the
12 activity to which a requirement or restriction would other-
13 wise have applied. Such notice shall include an explanation
14 of the substantial risk under paragraph (1) that permitted
15 such waiver and shall provide a detailed report to the
16 Committees of such waiver and changes to funding levels
17 to programs, projects, or activities.

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

22 (d) None of the funds provided for the Nuclear Regu-
23 latory Commission shall be available for obligation or ex-
24 penditure through a reprogramming of funds that in-
25 creases funds or personnel for any program, project, or

1 activity for which funds are denied or restricted by this
2 Act.

3 (e) The Commission shall provide a monthly report
4 to the Committees on Appropriations of both Houses of
5 Congress, which includes the following for each program,
6 project, or activity, including any prior year appropria-
7 tions—

- 8 (1) total budget authority;
- 9 (2) total unobligated balances; and
- 10 (3) total unliquidated obligations.

TITLE V

GENERAL PROVISIONS

(INCLUDING TRANSFER OF FUNDS)

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

SEC. 502. (a) None of the funds made available in title III of this Act may be transferred to any department, agency, or instrumentality of the United States Government, except pursuant to a transfer made by or transfer authority provided in this Act or any other appropriations Act for any fiscal year, transfer authority referenced in the report accompanying this Act, or any authority whereby a department, agency, or instrumentality of the United States Government may provide goods or services to another department, agency, or instrumentality.

(b) None of the funds made available for any department, agency, or instrumentality of the United States Government may be transferred to accounts funded in title III of this Act, except pursuant to a transfer made by or transfer authority provided in this Act or any other appropriations Act for any fiscal year, transfer authority ref-

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

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

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

23 (b) Nothing in subsection (a) shall limit the use of
24 funds necessary for any Federal, State, Tribal, or local
25 law enforcement agency or any other entity carrying out

1 criminal investigations, prosecution, or adjudication activi-
2 ties.

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

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

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

17 SEC. 505. None of the funds made available by this
18 Act may be used for diversity, equity, and inclusion initia-
19 tives, training, programs, offices, officers, policies, or
20 other executive agency functions, or to carry out any pro-
21 gram, project, or activity that promotes or advances Crit-
22 ical Race Theory or any concept associated with Critical
23 Race Theory.

24 SEC. 506. (a) IN GENERAL.—Notwithstanding sec-
25 tion 7 of title 1, United States Code, section 1738C of

1 title 28, United States Code, or any other provision of law,
2 none of the funds provided by this Act, or previous appro-
3 priations Acts, shall be used in whole or in part to take
4 any discriminatory action against a person, wholly or par-
5 tially, on the basis that such person speaks, or acts, in
6 accordance with a sincerely held religious belief, or moral
7 conviction, that marriage is, or should be recognized as,
8 a union of one man and one woman.

9 (b) DISCRIMINATORY ACTION DEFINED.—As used in
10 subsection (a), a discriminatory action means any action
11 taken by the Federal Government to—

12 (1) alter in any way the Federal tax treatment
13 of, or cause any tax, penalty, or payment to be as-
14 sessed against, or deny, delay, or revoke an exemp-
15 tion from taxation under section 501(a) of the Inter-
16 nal Revenue Code of 1986 of, any person referred to
17 in subsection (a);

18 (2) disallow a deduction for Federal tax pur-
19 poses of any charitable contribution made to or by
20 such person;

21 (3) withhold, reduce the amount or funding for,
22 exclude, terminate, or otherwise make unavailable or
23 deny, any Federal grant, contract, subcontract, co-
24 operative agreement, guarantee, loan, scholarship, li-
25 cense, certification, accreditation, employment, or

1 other similar position or status from or to such per-
2 son;

3 (4) withhold, reduce, exclude, terminate, or oth-
4 erwise make unavailable or deny, any entitlement or
5 benefit under a Federal benefit program, including
6 admission to, equal treatment in, or eligibility for a
7 degree from an educational program, from or to
8 such person; or

9 (5) withhold, reduce, exclude, terminate, or oth-
10 erwise make unavailable or deny access or an entitle-
11 ment to Federal property, facilities, educational in-
12 stitutions, speech fora (including traditional, limited,
13 and nonpublic fora), or charitable fundraising cam-
14 paigns from or to such person.

15 (c) ACCREDITATION; LICENSURE; CERTIFICATION.—
16 The Federal Government shall consider accredited, li-
17 censed, or certified for purposes of Federal law any person
18 that would be accredited, licensed, or certified, respec-
19 tively, for such purposes but for a determination against
20 such person wholly or partially on the basis that the per-
21 son speaks, or acts, in accordance with a sincerely held
22 religious belief or moral conviction described in subsection
23 (a).

24 SEC. 507. None of the funds made available by this
25 Act or any other Act may be used to implement, admin-

1 ister, or enforce any COVID–19 mask or vaccine man-
2 dates.

3 SEC. 508. None of the funds appropriated or other-
4 wise made available by this Act may be used to fly or dis-
5 play a flag over or within a facility of the federal govern-
6 ment other than the flag of the United States, flag bearing
7 an official U.S. Government seal or insignia, or POW/MIA
8 flag.

9 SEC. 509. None of the funds appropriated or other-
10 wise made available by this Act may be made available
11 to finalize any rule or regulation that meets the definition
12 of section 804(2)(A) of title 5, United States Code.

13 SEC. 510. None of the funds appropriated or other-
14 wise made available by this Act or any other Act may be
15 available to classify or facilitate the classification of any
16 communications by a United States person as mis-, dis-
17 , or mal-information; or partner with or fund nonprofit
18 or other organizations that pressure or recommend private
19 companies to censor lawful and constitutionally protected
20 speech of United States persons, including recommending
21 the censoring or removal of content on social media plat-
22 forms.

23 SEC. 511. Section 225(c)(2)(A)(ii) of the Water Re-
24 sources Development Act of 1992 (33 U.S.C.
25 2328(c)(2)(A)(ii)) is amended by striking “at recreation

1 site at which the fee is collected” and inserting “at any
2 recreation site or facility that is located at the civil works
3 project at which the fee is collected”.

4 SPENDING REDUCTION ACCOUNT

5 SEC. 512. \$0.

6 This Act may be cited as the “Energy and Water De-
7 velopment and Related Agencies Appropriations Act,
8 2026”.

Union Calendar No. 173

119TH CONGRESS
1ST Session

H. R. 4553

[Report No. 119-213]

A BILL

Making appropriations for energy and water development and related agencies for the fiscal year ending September 30, 2026, and for other purposes.

JULY 21, 2025

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