

113TH CONGRESS  
2D SESSION

# H. R. 4923

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## AN ACT

Making appropriations for energy and water development and related agencies for the fiscal year ending September 30, 2015, and for other purposes.

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

1 That the following sums are appropriated, out of any  
2 money in the Treasury not otherwise appropriated, for en-  
3 ergy and water development and related agencies for the  
4 fiscal year ending September 30, 2015, and for other pur-  
5 poses, namely:

6 TITLE I—CORPS OF ENGINEERS—CIVIL

7 DEPARTMENT OF THE ARMY

8 CORPS OF ENGINEERS—CIVIL

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

15 INVESTIGATIONS

16 For expenses necessary where authorized by law for  
17 the collection and study of basic information pertaining  
18 to river and harbor, flood and storm damage reduction,  
19 shore protection, aquatic ecosystem restoration, and re-  
20 lated needs; for surveys and detailed studies, and plans  
21 and specifications of proposed river and harbor, flood and  
22 storm damage reduction, shore protection, and aquatic  
23 ecosystem restoration, projects and related efforts prior to  
24 construction; for restudy of authorized projects; and for  
25 miscellaneous investigations, and, when authorized by law,

1 surveys and detailed studies, and plans and specifications  
2 of projects prior to construction, \$115,000,000, to remain  
3 available until expended.

4 CONSTRUCTION

5 For expenses necessary for the construction of river  
6 and harbor, flood and storm damage reduction, shore pro-  
7 tection, aquatic ecosystem restoration, and related  
8 projects authorized by law; for conducting detailed studies,  
9 and plans and specifications, of such projects (including  
10 those involving participation by States, local governments,  
11 or private groups) authorized or made eligible for selection  
12 by law (but such detailed studies, and plans and specifica-  
13 tions, shall not constitute a commitment of the Govern-  
14 ment to construction); \$1,704,499,000 (increased by  
15 \$500,000) (increased by \$1,000,000) (increased by  
16 \$5,000,000), to remain available until expended; of which  
17 such sums as are necessary to cover the Federal share of  
18 construction costs for facilities under the Dredged Mate-  
19 rial Disposal Facilities program shall be derived from the  
20 Harbor Maintenance Trust Fund as authorized by Public  
21 Law 104–303; and of which such sums as are necessary  
22 to cover one-half of the costs of construction, replacement,  
23 rehabilitation, and expansion of inland waterways projects  
24 shall be derived from the Inland Waterways Trust Fund,  
25 except as otherwise specifically provided for in law.

## 1                   MISSISSIPPI RIVER AND TRIBUTARIES

2           For expenses necessary for flood damage reduction  
3 projects and related efforts in the Mississippi River allu-  
4 vial valley below Cape Girardeau, Missouri, as authorized  
5 by law, \$260,000,000, to remain available until expended,  
6 of which such sums as are necessary to cover the Federal  
7 share of eligible operation and maintenance costs for in-  
8 land harbors shall be derived from the Harbor Mainte-  
9 nance Trust Fund.

## 10                   OPERATION AND MAINTENANCE

11          For expenses necessary for the operation, mainte-  
12 nance, and care of existing river and harbor, flood and  
13 storm damage reduction, aquatic ecosystem restoration,  
14 and related projects authorized by law; providing security  
15 for infrastructure owned or operated by the Corps, includ-  
16 ing administrative buildings and laboratories; maintaining  
17 harbor channels provided by a State, municipality, or  
18 other public agency that serve essential navigation needs  
19 of general commerce, where authorized by law; surveying  
20 and charting northern and northwestern lakes and con-  
21 necting waters; clearing and straightening channels; and  
22 removing obstructions to navigation, \$2,905,000,000 (in-  
23 creased by \$1,000,000) (increased by \$57,600,000), to re-  
24 main available until expended, of which such sums as are  
25 necessary to carry out the study authorized in section

1 6002 of the Water Resources Reform and Development  
2 Act of 2014; of which such sums as are necessary to cover  
3 the Federal share of eligible operation and maintenance  
4 costs for coastal harbors and channels, and for inland har-  
5 bors shall be derived from the Harbor Maintenance Trust  
6 Fund; of which such sums as become available from the  
7 special account for the Corps of Engineers established by  
8 the Land and Water Conservation Fund Act of 1965 shall  
9 be derived from that account for resource protection, re-  
10 search, interpretation, and maintenance activities related  
11 to resource protection in the areas at which outdoor recre-  
12 ation is available; and of which such sums as become avail-  
13 able from fees collected under section 217 of Public Law  
14 104–303 shall be used to cover the cost of operation and  
15 maintenance of the dredged material disposal facilities for  
16 which such fees have been collected: *Provided*, That 1 per-  
17 cent of the total amount of funds provided for each of the  
18 programs, projects, or activities funded under this heading  
19 shall not be allocated to a field operating activity prior  
20 to the beginning of the fourth quarter of the fiscal year  
21 and shall be available for use by the Chief of Engineers  
22 to fund such emergency activities as the Chief of Engi-  
23 neers determines to be necessary and appropriate, and  
24 that the Chief of Engineers shall allocate during the  
25 fourth quarter any remaining funds which have not been

1 used for emergency activities proportionally in accordance  
2 with the amounts provided for the programs, projects, or  
3 activities.

4 REGULATORY PROGRAM

5 For expenses necessary for administration of laws  
6 pertaining to regulation of navigable waters and wetlands,  
7 \$200,000,000, to remain available until September 30,  
8 2016.

9 FORMERLY UTILIZED SITES REMEDIAL ACTION PROGRAM

10 For expenses necessary to clean up contamination  
11 from sites in the United States resulting from work per-  
12 formed as part of the Nation's early atomic energy pro-  
13 gram, \$100,000,000, to remain available until expended.

14 FLOOD CONTROL AND COASTAL EMERGENCIES

15 For expenses necessary to prepare for flood, hurri-  
16 cane, and other natural disasters and support emergency  
17 operations, repairs, and other activities in response to  
18 such disasters as authorized by law, \$28,000,000, to re-  
19 main available until expended.

20 EXPENSES

21 For expenses necessary for the supervision and gen-  
22 eral administration of the civil works program in the head-  
23 quarters of the Corps of Engineers and the offices of the  
24 Division Engineers; and for costs of management and op-  
25 eration of the Humphreys Engineer Center Support Activ-

1 ity, the Institute for Water Resources, the United States  
2 Army Engineer Research and Development Center, and  
3 the United States Army Corps of Engineers Finance Cen-  
4 ter allocable to the civil works program, \$178,000,000 (re-  
5 duced by \$1,000,000), to remain available until September  
6 30, 2016, of which not to exceed \$5,000 may be used for  
7 official reception and representation purposes and only  
8 during the current fiscal year: *Provided*, That no part of  
9 any other appropriation provided in this title shall be  
10 available to fund the civil works activities of the Office  
11 of the Chief of Engineers or the civil works executive di-  
12 rection and management activities of the division offices:  
13 *Provided further*, That any Flood Control and Coastal  
14 Emergencies appropriation may be used to fund the super-  
15 vision and general administration of emergency oper-  
16 ations, repairs, and other activities in response to any  
17 flood, hurricane, or other natural disaster.

18 OFFICE OF THE ASSISTANT SECRETARY OF THE ARMY

19 FOR CIVIL WORKS

20 For the Office of the Assistant Secretary of the Army  
21 for Civil Works as authorized by 10 U.S.C. 3016(b)(3),  
22 \$2,000,000, to remain available until September 30, 2016.

1                   GENERAL PROVISIONS—CORPS OF  
2                   ENGINEERS—CIVIL  
3                   (INCLUDING TRANSFER OF FUNDS)

4           SEC. 101. (a) None of the funds provided in this title  
5 shall be available for obligation or expenditure through a  
6 reprogramming of funds that—

7                   (1) creates or initiates a new program, project,  
8                   or activity;

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

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

13                   (4) reduces funds that are directed to be used  
14 for a specific program, project, or activity by this  
15 Act;

16                   (5) increases funds for any program, project, or  
17 activity by more than \$2,000,000 or 10 percent,  
18 whichever is less; or

19                   (6) reduces funds for any program, project, or  
20 activity by more than \$2,000,000 or 10 percent,  
21 whichever is less.

22           (b) Subsection (a)(1) shall not apply to any project  
23 or activity authorized under section 205 of the Flood Con-  
24 trol Act of 1948, section 14 of the Flood Control Act of  
25 1946, section 208 of the Flood Control Act of 1954, sec-

1 tion 107 of the River and Harbor Act of 1960, section  
2 103 of the River and Harbor Act of 1962, section 111  
3 of the River and Harbor Act of 1968, section 1135 of the  
4 Water Resources Development Act of 1986, section 206  
5 of the Water Resources Development Act of 1996, or sec-  
6 tion 204 of the Water Resources Development Act of  
7 1992.

8 (c) The Corps of Engineers shall submit reports on  
9 a quarterly basis to the Committees on Appropriations of  
10 the House of Representatives and the Senate detailing all  
11 the funds reprogrammed between programs, projects, ac-  
12 tivities, or categories of funding. The first quarterly report  
13 shall be submitted not later than 60 days after the date  
14 of enactment of this Act.

15 SEC. 102. None of the funds made available in this  
16 title may be used to award or modify any contract that  
17 commits funds beyond the amounts appropriated for that  
18 program, project, or activity that remain unobligated, ex-  
19 cept that such amounts may include any funds that have  
20 been made available through reprogramming pursuant to  
21 section 101.

22 SEC. 103. None of the funds in this Act, or previous  
23 Acts, making funds available for Energy and Water Devel-  
24 opment, shall be used to award any continuing contract  
25 that commits additional funding from the Inland Water-

1 ways Trust Fund unless or until such time that a long-  
2 term mechanism to enhance revenues in this Fund suffi-  
3 cient to meet the cost-sharing authorized in the Water Re-  
4 sources Development Act of 1986 (Public Law 99–662)  
5 is enacted.

6       SEC. 104. The Secretary of the Army may transfer  
7 to the Fish and Wildlife Service, and the Fish and Wildlife  
8 Service may accept and expend, up to \$4,700,000 of funds  
9 provided in this title under the heading “Operation and  
10 Maintenance” to mitigate for fisheries lost due to Corps  
11 of Engineers projects.

12       SEC. 105. None of the funds made available in this  
13 or any other Act making appropriations for Energy and  
14 Water Development for any fiscal year may be used by  
15 the Corps of Engineers to develop, adopt, implement, ad-  
16 minister, or enforce any change to the regulations in effect  
17 on October 1, 2012, pertaining to the definitions of the  
18 terms “fill material” or “discharge of fill material” for the  
19 purposes of the Federal Water Pollution Control Act (33  
20 U.S.C. 1251 et seq.).

21       SEC. 106. None of the funds made available in this  
22 or any other Act making appropriations for Energy and  
23 Water Development for any fiscal year may be used by  
24 the Corps of Engineers to develop, adopt, implement, ad-  
25 minister, or enforce any change to the regulations and

1 guidance in effect on October 1, 2012, pertaining to the  
2 definition of waters under the jurisdiction of the Federal  
3 Water Pollution Control Act (33 U.S.C. 1251 et seq.), in-  
4 cluding the provisions of the rules dated November 13,  
5 1986, and August 25, 1993, relating to such jurisdiction,  
6 and the guidance documents dated January 15, 2003, and  
7 December 2, 2008, relating to such jurisdiction.

8       SEC. 107. As of the date of enactment of this Act  
9 and each fiscal year thereafter, the Secretary of the Army  
10 shall not promulgate or enforce any regulation that pro-  
11 hibits an individual from possessing a firearm, including  
12 an assembled or functional firearm, at a water resources  
13 development project covered under section 327.0 of title  
14 36, Code of Federal Regulations (as in effect on the date  
15 of enactment of this Act), if—

16           (1) the individual is not otherwise prohibited by  
17       law from possessing the firearm; and

18           (2) the possession of the firearm is in compli-  
19       ance with the law of the State in which the water  
20       resources development project is located.

## 21       TITLE II—DEPARTMENT OF THE INTERIOR

### 22                       CENTRAL UTAH PROJECT

#### 23           CENTRAL UTAH PROJECT COMPLETION ACCOUNT

24       For carrying out activities authorized by the Central  
25 Utah Project Completion Act, \$9,874,000, to remain

1 available until expended, of which \$1,000,000 shall be de-  
2 posited into the Utah Reclamation Mitigation and Con-  
3 servation Account for use by the Utah Reclamation Miti-  
4 gation and Conservation Commission: *Provided*, That of  
5 the amount provided under this heading, \$1,300,000 shall  
6 be available until September 30, 2016, for necessary ex-  
7 penses incurred in carrying out related responsibilities of  
8 the Secretary of the Interior: *Provided further*, That for  
9 fiscal year 2015, of the amount made available to the  
10 Commission under this Act or any other Act, the Commis-  
11 sion may use an amount not to exceed \$1,500,000 for ad-  
12 ministrative expenses.

13 BUREAU OF RECLAMATION

14 The following appropriations shall be expended to  
15 execute authorized functions of the Bureau of Reclama-  
16 tion:

17 WATER AND RELATED RESOURCES

18 (INCLUDING TRANSFERS OF FUNDS)

19 For management, development, and restoration of  
20 water and related natural resources and for related activi-  
21 ties, including the operation, maintenance, and rehabilita-  
22 tion of reclamation and other facilities, participation in  
23 fulfilling related Federal responsibilities to Native Ameri-  
24 cans, and related grants to, and cooperative and other  
25 agreements with, State and local governments, federally

1 recognized Indian tribes, and others, \$856,351,000 (re-  
2 duced by \$1,000,000) (increased by \$1,000,000) (reduced  
3 by \$3,000,000) (increased by \$3,000,000) (increased by  
4 \$10,000,000), to remain available until expended, of which  
5 \$25,000 shall be available for transfer to the Upper Colo-  
6 rado River Basin Fund and \$6,840,000 shall be available  
7 for transfer to the Lower Colorado River Basin Develop-  
8 ment Fund; of which such amounts as may be necessary  
9 may be advanced to the Colorado River Dam Fund: *Pro-*  
10 *vided*, That such transfers may be increased or decreased  
11 within the overall appropriation under this heading: *Pro-*  
12 *vided further*, That of the total appropriated, the amount  
13 for program activities that can be financed by the Rec-  
14 lamation Fund or the Bureau of Reclamation special fee  
15 account established by 16 U.S.C. 6806 shall be derived  
16 from that Fund or account: *Provided further*, That funds  
17 contributed under 43 U.S.C. 395 are available until ex-  
18 pended for the purposes for which the funds were contrib-  
19 uted: *Provided further*, That funds advanced under 43  
20 U.S.C. 397a shall be credited to this account and are  
21 available until expended for the same purposes as the  
22 sums appropriated under this heading: *Provided further*,  
23 That of the amounts provided herein, funds may be used  
24 for high-priority projects which shall be carried out by the

1 Youth Conservation Corps, as authorized by 16 U.S.C.  
2 1706.

3 CENTRAL VALLEY PROJECT RESTORATION FUND

4 For carrying out the programs, projects, plans, habi-  
5 tat restoration, improvement, and acquisition provisions of  
6 the Central Valley Project Improvement Act, \$56,995,000,  
7 to be derived from such sums as may be collected in the  
8 Central Valley Project Restoration Fund pursuant to sec-  
9 tions 3407(d), 3404(c)(3), and 3405(f) of Public Law  
10 102–575, to remain available until expended: *Provided*,  
11 That the Bureau of Reclamation is directed to assess and  
12 collect the full amount of the additional mitigation and  
13 restoration payments authorized by section 3407(d) of  
14 Public Law 102–575: *Provided further*, That none of the  
15 funds made available under this heading may be used for  
16 the acquisition or leasing of water for in-stream purposes  
17 if the water is already committed to in-stream purposes  
18 by a court adopted decree or order.

19 CALIFORNIA BAY-DELTA RESTORATION

20 (INCLUDING TRANSFERS OF FUNDS)

21 For carrying out activities authorized by the Water  
22 Supply, Reliability, and Environmental Improvement Act,  
23 consistent with plans to be approved by the Secretary of  
24 the Interior, \$37,000,000, to remain available until ex-  
25 pended, of which such amounts as may be necessary to

1 carry out such activities may be transferred to appropriate  
2 accounts of other participating Federal agencies to carry  
3 out authorized purposes: *Provided*, That funds appro-  
4 priated herein may be used for the Federal share of the  
5 costs of CALFED Program management: *Provided fur-*  
6 *ther*, That CALFED implementation shall be carried out  
7 in a balanced manner with clear performance measures  
8 demonstrating concurrent progress in achieving the goals  
9 and objectives of the Program.

10 POLICY AND ADMINISTRATION

11 For necessary expenses of policy, administration, and  
12 related functions in the Office of the Commissioner, the  
13 Denver office, and offices in the five regions of the Bureau  
14 of Reclamation, to remain available until September 30,  
15 2016, \$53,849,000, to be derived from the Reclamation  
16 Fund and be nonreimbursable as provided in 43 U.S.C.  
17 377: *Provided*, That no part of any other appropriation  
18 in this Act shall be available for activities or functions  
19 budgeted as policy and administration expenses.

20 BUREAU OF RECLAMATION LOAN PROGRAM ACCOUNT

21 (INCLUDING RESCISSION OF FUNDS)

22 Of the unobligated balances available under this  
23 heading, \$500,000 is hereby permanently rescinded.

## 1 ADMINISTRATIVE PROVISION

2 Appropriations for the Bureau of Reclamation shall  
3 be available for purchase of not to exceed five passenger  
4 motor vehicles, which are for replacement only.

5 GENERAL PROVISIONS—DEPARTMENT OF THE  
6 INTERIOR

7 SEC. 201. (a) None of the funds provided in this title  
8 shall be available for obligation or expenditure through a  
9 reprogramming of funds that—

10 (1) creates or initiates a new program, project,  
11 or activity;

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

13 (3) increases funds for any program, project, or  
14 activity for which funds have been denied or re-  
15 stricted by this Act;

16 (4) restarts or resumes any program, project or  
17 activity for which funds are not provided in this Act,  
18 unless prior approval is received from the Commit-  
19 tees on Appropriations of the House of Representa-  
20 tives and the Senate;

21 (5) transfers funds in excess of the following  
22 limits—

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

1 (B) \$300,000 for any program, project or  
2 activity for which less than \$2,000,000 is avail-  
3 able at the beginning of the fiscal year;

4 (6) transfers more than \$500,000 from either  
5 the Facilities Operation, Maintenance, and Rehabili-  
6 tation category or the Resources Management and  
7 Development category to any program, project, or  
8 activity in the other category; or

9 (7) transfers, when necessary to discharge legal  
10 obligations of the Bureau of Reclamation, more than  
11 \$5,000,000 to provide adequate funds for settled  
12 contractor claims, increased contractor earnings due  
13 to accelerated rates of operations, and real estate de-  
14 ficiency judgments.

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

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

21 (d) The Bureau of Reclamation shall submit reports  
22 on a quarterly basis to the Committees on Appropriations  
23 of the House of Representatives and the Senate detailing  
24 all the funds reprogrammed between programs, projects,  
25 activities, or categories of funding. The first quarterly re-

1 port shall be submitted not later than 60 days after the  
2 date of enactment of this Act.

3       SEC. 202. (a) None of the funds appropriated or oth-  
4 erwise made available by this Act may be used to deter-  
5 mine the final point of discharge for the interceptor drain  
6 for the San Luis Unit until development by the Secretary  
7 of the Interior and the State of California of a plan, which  
8 shall conform to the water quality standards of the State  
9 of California as approved by the Administrator of the En-  
10 vironmental Protection Agency, to minimize any detri-  
11 mental effect of the San Luis drainage waters.

12       (b) The costs of the Kesterson Reservoir Cleanup  
13 Program and the costs of the San Joaquin Valley Drain-  
14 age Program shall be classified by the Secretary of the  
15 Interior as reimbursable or nonreimbursable and collected  
16 until fully repaid pursuant to the “Cleanup Program—  
17 Alternative Repayment Plan” and the “SJVDP—Alter-  
18 native Repayment Plan” described in the report entitled  
19 “Repayment Report, Kesterson Reservoir Cleanup Pro-  
20 gram and San Joaquin Valley Drainage Program, Feb-  
21 ruary 1995”, prepared by the Department of the Interior,  
22 Bureau of Reclamation. Any future obligations of funds  
23 by the United States relating to, or providing for, drainage  
24 service or drainage studies for the San Luis Unit shall  
25 be fully reimbursable by San Luis Unit beneficiaries of

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

3 TITLE III—DEPARTMENT OF ENERGY

4 ENERGY PROGRAMS

5 ENERGY EFFICIENCY AND RENEWABLE ENERGY

6 For Department of Energy expenses including the  
7 purchase, construction, and acquisition of plant and cap-  
8 ital equipment, and other expenses necessary for energy  
9 efficiency and renewable energy activities in carrying out  
10 the purposes of the Department of Energy Organization  
11 Act (42 U.S.C. 7101 et seq.), including the acquisition or  
12 condemnation of any real property or any facility or for  
13 plant or facility acquisition, construction, or expansion,  
14 \$1,789,000,000 (reduced by \$7,000,000) (increased by  
15 \$9,000,000), to remain available until expended: *Provided*,  
16 That of such amount, \$150,000,000 shall be available  
17 until September 30, 2016, for program direction.

18 ELECTRICITY DELIVERY AND ENERGY RELIABILITY

19 For Department of Energy expenses including the  
20 purchase, construction, and acquisition of plant and cap-  
21 ital equipment, and other expenses necessary for elec-  
22 tricity delivery and energy reliability activities in carrying  
23 out the purposes of the Department of Energy Organiza-  
24 tion Act (42 U.S.C. 7101 et seq.), including the acquisi-  
25 tion or condemnation of any real property or any facility

1 or for plant or facility acquisition, construction, or expansion,  
2 \$160,000,000, to remain available until expended:  
3 *Provided*, That of such amount, \$27,500,000 shall be  
4 available until September 30, 2016, for program direction.

5 NUCLEAR ENERGY

6 For Department of Energy expenses including the  
7 purchase, construction, and acquisition of plant and capital  
8 equipment, and other expenses necessary for nuclear  
9 energy activities in carrying out the purposes of the Department  
10 of Energy Organization Act (42 U.S.C. 7101 et  
11 seq.), including the acquisition or condemnation of any  
12 real property or any facility or for plant or facility acquisition,  
13 construction, or expansion, \$899,000,000 (reduced  
14 by \$73,309,100.00), to remain available until expended:  
15 *Provided*, That of such amount, \$73,000,000 shall be  
16 available until September 30, 2016, for program direction  
17 including official reception and representation expenses  
18 not to exceed \$10,000.

19 FOSSIL ENERGY RESEARCH AND DEVELOPMENT

20 For necessary expenses in carrying out fossil energy  
21 research and development activities, under the authority  
22 of the Department of Energy Organization Act (42 U.S.C.  
23 7101 et seq.), including the acquisition of interest, including  
24 defeasible and equitable interests in any real property  
25 or any facility or for plant or facility acquisition or expansion.

1 sion, and for conducting inquiries, technological investiga-  
2 tions and research concerning the extraction, processing,  
3 use, and disposal of mineral substances without objection-  
4 able social and environmental costs (30 U.S.C. 3, 1602,  
5 and 1603), \$593,000,000, to remain available until ex-  
6 pended: *Provided*, That of such amount, \$120,000,000  
7 shall be available until September 30, 2016, for program  
8 direction.

9           NAVAL PETROLEUM AND OIL SHALE RESERVES

10          For expenses necessary to carry out naval petroleum  
11 and oil shale reserve activities, \$19,950,000, to remain  
12 available until expended: *Provided*, That, notwithstanding  
13 any other provision of law, unobligated funds remaining  
14 from prior years shall be available for all naval petroleum  
15 and oil shale reserve activities.

16                   ELK HILLS SCHOOL LANDS FUND

17          For necessary expenses in fulfilling the final payment  
18 under the Settlement Agreement entered into by the  
19 United States and the State of California on October 11,  
20 1996, as authorized by section 3415 of Public Law 104-  
21 106 (10 U.S.C. 7420 note), \$15,579,815, for payment to  
22 the State of California for the Teachers' Retirement Fund  
23 of the State, of which \$15,579,815 shall be derived from  
24 the Elk Hills School Lands Fund.

## 1 STRATEGIC PETROLEUM RESERVE

2 For necessary expenses for Strategic Petroleum Re-  
3 serve facility development and operations and program  
4 management activities pursuant to the Energy Policy and  
5 Conservation Act (42 U.S.C. 6201 et seq.), \$205,000,000,  
6 to remain available until expended.

## 7 NORTHEAST HOME HEATING OIL RESERVE

8 (INCLUDING RESCISSION OF FUNDS)

9 For necessary expenses for Northeast Home Heating  
10 Oil Reserve storage, operation, and management activities  
11 pursuant to the Energy Policy and Conservation Act (42  
12 U.S.C. 6201 et seq.), \$7,600,000, to remain available until  
13 expended: *Provided*, That of the unobligated balances from  
14 prior year appropriations available under this heading,  
15 \$6,000,000 is hereby permanently rescinded: *Provided fur-*  
16 *ther*, That no amounts may be rescinded from amounts  
17 that were designated by the Congress as an emergency re-  
18 quirement pursuant to a concurrent resolution on the  
19 budget or the Balanced Budget and Emergency Deficit  
20 Control Act of 1985.

## 21 ENERGY INFORMATION ADMINISTRATION

22 For necessary expenses in carrying out the activities  
23 of the Energy Information Administration, \$120,000,000  
24 (reduced by \$500,000), to remain available until ex-  
25 pended.

## 1           NON-DEFENSE ENVIRONMENTAL CLEANUP

2           For Department of Energy expenses, including the  
3 purchase, construction, and acquisition of plant and cap-  
4 ital equipment and other expenses necessary for non-de-  
5 fense environmental cleanup activities in carrying out the  
6 purposes of the Department of Energy Organization Act  
7 (42 U.S.C. 7101 et seq.), including the acquisition or con-  
8 demnation of any real property or any facility or for plant  
9 or facility acquisition, construction, or expansion,  
10 \$241,174,000 (increased by \$4,000,000), to remain avail-  
11 able until expended.

12           URANIUM ENRICHMENT DECONTAMINATION AND  
13                           DECOMMISSIONING FUND

14           For necessary expenses in carrying out uranium en-  
15 richment facility decontamination and decommissioning,  
16 remedial actions, and other activities of title II of the  
17 Atomic Energy Act of 1954, and title X, subtitle A, of  
18 the Energy Policy Act of 1992, \$585,976,000, to be de-  
19 rived from the Uranium Enrichment Decontamination and  
20 Decommissioning Fund, to remain available until ex-  
21 pended.

## 22                           SCIENCE

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

1 activities 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 facility or for plant or facility acquisition, construc-  
5 tion, or expansion, and purchase of not more than 17 pas-  
6 senger motor vehicles for replacement only, including two  
7 buses, \$5,071,000,000 (reduced by \$300,000) (increased  
8 by \$300,000), to remain available until expended: *Pro-*  
9 *vided*, That of such amount, \$180,000,000 shall be avail-  
10 able until September 30, 2016, for program direction: *Pro-*  
11 *vided further*, That no funding may be made available for  
12 United States cash contributions to the International  
13 Thermonuclear Experimental Reactor project until its  
14 governing Council implements the recommendations of the  
15 Third Biennial International Organization Management  
16 Assessment Report: *Provided further*, That the Secretary  
17 of Energy may waive this requirement upon submission  
18 to the Committees on Appropriations of the House of Rep-  
19 resentatives and the Senate a determination that the  
20 Council is making satisfactory progress towards imple-  
21 mentation of such recommendations.

22 NUCLEAR WASTE DISPOSAL

23 For nuclear waste disposal activities to carry out the  
24 purposes of the Nuclear Waste Policy Act of 1982 (Public  
25 Law 97-425), including the acquisition of real property



1 year 2015 appropriation from the general fund estimated  
2 at not more than \$17,000,000: *Provided further*, That fees  
3 collected under section 1702(h) in excess of the amount  
4 appropriated for administrative expenses shall not be  
5 available until appropriated: *Provided further*, That the  
6 Department of Energy shall not subordinate any loan obli-  
7 gation to other financing in violation of section 1702 of  
8 the Energy Policy Act of 2005 or subordinate any Guarant-  
9 eed Obligation to any loan or other debt obligations in  
10 violation of section 609.10 of title 10, Code of Federal  
11 Regulations.

12     ADVANCED TECHNOLOGY VEHICLES MANUFACTURING  
13                                     LOAN PROGRAM

14         For administrative expenses in carrying out the Ad-  
15 vanced Technology Vehicles Manufacturing Loan Pro-  
16 gram, \$4,000,000, to remain available until September 30,  
17 2016.

18                                     CLEAN COAL TECHNOLOGY  
19                     (INCLUDING RESCISSION OF FUNDS)

20         Of the unobligated balances from prior year appro-  
21 priations under this heading, \$6,600,000 is hereby perma-  
22 nently rescinded: *Provided*, That no amounts may be re-  
23 scinded from amounts that were designated by the Con-  
24 gress as an emergency requirement pursuant to a concur-

1 rent resolution on the budget or the Balanced Budget and  
2 Emergency Deficit Control Act of 1985, as amended.

3 DEPARTMENTAL ADMINISTRATION

4 For salaries and expenses of the Department of En-  
5 ergy necessary for departmental administration in car-  
6 rying out the purposes of the Department of Energy Orga-  
7 nization Act (42 U.S.C. 7101 et seq.), \$255,171,000 (re-  
8 duced by \$500,000) (reduced by \$5,000,000) (reduced by  
9 \$1,000,000) (reduced by \$6,000,000) (increased by  
10 \$500,000) (reduced by \$4,000,000) (reduced by  
11 \$1,000,000) (increased by \$1,000,000) (reduced by  
12 \$9,000,000) (reduced by \$20,000,000), to remain avail-  
13 able until September 30, 2016, including the hire of pas-  
14 senger motor vehicles and official reception and represen-  
15 tation expenses not to exceed \$30,000, plus such addi-  
16 tional amounts as necessary to cover increases in the esti-  
17 mated amount of cost of work for others notwithstanding  
18 the provisions of the Anti-Deficiency Act (31 U.S.C. 1511  
19 et seq.): *Provided*, That such increases in cost of work are  
20 offset by revenue increases of the same or greater amount:  
21 *Provided further*, That moneys received by the Department  
22 for miscellaneous revenues estimated to total  
23 \$119,171,000 in fiscal year 2015 may be retained and  
24 used for operating expenses within this account, as au-  
25 thorized by section 201 of Public Law 95–238, notwith-

1 standing the provisions of 31 U.S.C. 3302: *Provided fur-*  
2 *ther*, That the sum herein appropriated shall be reduced  
3 as collections are received during the fiscal year so as to  
4 result in a final fiscal year 2015 appropriation from the  
5 general fund estimated at not more than \$136,000,000.

6 OFFICE OF THE INSPECTOR GENERAL

7 For necessary expenses of the Office of the Inspector  
8 General in carrying out the provisions of the Inspector  
9 General Act of 1978, \$42,120,000, to remain available  
10 until September 30, 2016.

11 ATOMIC ENERGY DEFENSE ACTIVITIES

12 NATIONAL NUCLEAR SECURITY

13 ADMINISTRATION

14 WEAPONS ACTIVITIES

15 For Department of Energy expenses, including the  
16 purchase, construction, and acquisition of plant and cap-  
17 ital equipment and other incidental expenses necessary for  
18 atomic energy defense weapons activities in carrying out  
19 the purposes of the Department of Energy Organization  
20 Act (42 U.S.C. 7101 et seq.), including the acquisition or  
21 condemnation of any real property or any facility or for  
22 plant or facility acquisition, construction, or expansion,  
23 and the purchase of not to exceed 4 passenger vehicles,  
24 \$8,204,209,000, to remain available until expended: *Pro-*

1 *vided*, That of such amount, \$97,118,000 shall be avail-  
2 able until September 30, 2016, for program direction.

3 DEFENSE NUCLEAR NONPROLIFERATION

4 (INCLUDING RESCISSION OF FUNDS)

5 For Department of Energy expenses, including the  
6 purchase, construction, and acquisition of plant and cap-  
7 ital equipment and other incidental expenses necessary for  
8 defense nuclear nonproliferation 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 \$1,592,156,000, to remain available until expended: *Pro-*  
14 *vided*, That funds provided by this Act for Project 99-  
15 D-143, Mixed Oxide Fuel Fabrication Facility, and by  
16 prior Acts that remain unobligated for such Project, may  
17 be made available only for construction and program sup-  
18 port activities for such Project: *Provided further*, That of  
19 the unobligated balances from prior year appropriations  
20 available under this heading, \$37,000,000 is hereby per-  
21 manently rescinded: *Provided further*, That no amounts  
22 may be rescinded from amounts that were designated by  
23 the Congress as an emergency requirement pursuant to  
24 a concurrent resolution on the budget or the Balanced  
25 Budget and Emergency Deficit Control Act of 1985.



1 sition or condemnation of any real property or any facility  
2 or for plant or facility acquisition, construction, or expan-  
3 sion, and the purchase of not to exceed one sport utility  
4 vehicle, one heavy duty truck, two ambulances, and one  
5 ladder fire truck for replacement only, \$4,801,280,000, to  
6 remain available until expended: *Provided*, That of such  
7 amount, \$280,784,000 shall be available until September  
8 30, 2016, for program direction.

9                                   OTHER DEFENSE ACTIVITIES

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, other defense activities, and classified ac-  
14 tivities, in carrying out the purposes of the Department  
15 of Energy Organization Act (42 U.S.C. 7101 et seq.), in-  
16 cluding the acquisition or condemnation of any real prop-  
17 erty or any facility or for plant or facility acquisition, con-  
18 struction, or expansion, \$754,000,000, to remain available  
19 until expended: *Provided*, That of such amount,  
20 \$249,378,000 shall be available until September 30, 2016,  
21 for program direction.

22                                   POWER MARKETING ADMINISTRATIONS

23                                   BONNEVILLE POWER ADMINISTRATION FUND

24       Expenditures from the Bonneville Power Administra-  
25 tion Fund, established pursuant to Public Law 93-454,

1 are approved for the Black Canyon Trout Hatchery and,  
2 in addition, for official reception and representation ex-  
3 penses in an amount not to exceed \$5,000: *Provided*, That  
4 during fiscal year 2015, no new direct loan obligations  
5 may be made.

6 OPERATION AND MAINTENANCE, SOUTHEASTERN POWER  
7 ADMINISTRATION

8 For necessary expenses of operation and maintenance  
9 of power transmission facilities and of marketing electric  
10 power and energy, including transmission wheeling and  
11 ancillary services, pursuant to section 5 of the Flood Con-  
12 trol Act of 1944 (16 U.S.C. 825s), as applied to the south-  
13 eastern power area, and including official reception and  
14 representation expenses in an amount not to exceed  
15 \$1,500, \$7,220,000, to remain available until expended:  
16 *Provided*, That notwithstanding 31 U.S.C. 3302 and sec-  
17 tion 5 of the Flood Control Act of 1944, up to \$7,220,000  
18 collected by the Southeastern Power Administration from  
19 the sale of power and related services shall be credited to  
20 this account as discretionary offsetting collections, to re-  
21 main available until expended for the sole purpose of fund-  
22 ing the annual expenses of the Southeastern Power Ad-  
23 ministration: *Provided further*, That the sum herein appro-  
24 priated for annual expenses shall be reduced as collections  
25 are received during the fiscal year so as to result in a final

1 fiscal year 2015 appropriation estimated at not more than  
2 \$0: *Provided further*, That, notwithstanding 31 U.S.C.  
3 3302, up to \$73,579,000 collected by the Southeastern  
4 Power Administration pursuant to the Flood Control Act  
5 of 1944 to recover purchase power and wheeling expenses  
6 shall be credited to this account as offsetting collections,  
7 to remain available until expended for the sole purpose  
8 of making purchase power and wheeling expenditures:  
9 *Provided further*, That for purposes of this appropriation,  
10 annual expenses means expenditures that are generally re-  
11 covered in the same year that they are incurred (excluding  
12 purchase power and wheeling expenses).

13 OPERATION AND MAINTENANCE, SOUTHWESTERN

14 POWER ADMINISTRATION

15 For necessary expenses of operation and maintenance  
16 of power transmission facilities and of marketing electric  
17 power and energy, for construction and acquisition of  
18 transmission lines, substations and appurtenant facilities,  
19 and for administrative expenses, including official recep-  
20 tion and representation expenses in an amount not to ex-  
21 ceed \$1,500 in carrying out section 5 of the Flood Control  
22 Act of 1944 (16 U.S.C. 825s), as applied to the South-  
23 western Power Administration, \$46,240,000, to remain  
24 available until expended: *Provided*, That notwithstanding  
25 31 U.S.C. 3302 and section 5 of the Flood Control Act

1 of 1944 (16 U.S.C. 825s), up to \$34,840,000 collected  
2 by the Southwestern Power Administration from the sale  
3 of power and related services shall be credited to this ac-  
4 count as discretionary offsetting collections, to remain  
5 available until expended, for the sole purpose of funding  
6 the annual expenses of the Southwestern Power Adminis-  
7 tration: *Provided further*, That the sum herein appro-  
8 priated for annual expenses shall be reduced as collections  
9 are received during the fiscal year so as to result in a final  
10 fiscal year 2015 appropriation estimated at not more than  
11 \$11,400,000: *Provided further*, That, notwithstanding 31  
12 U.S.C. 3302, up to \$53,000,000 collected by the South-  
13 western Power Administration pursuant to the Flood Con-  
14 trol Act of 1944 to recover purchase power and wheeling  
15 expenses shall be credited to this account as offsetting col-  
16 lections, to remain available until expended for the sole  
17 purpose of making purchase power and wheeling expendi-  
18 tures: *Provided further*, That, for purposes of this appro-  
19 priation, annual expenses means expenditures that are  
20 generally recovered in the same year that they are in-  
21 curred (excluding purchase power and wheeling expenses).

1 CONSTRUCTION, REHABILITATION, OPERATION AND  
2 MAINTENANCE, WESTERN AREA POWER ADMINIS-  
3 TRATION

4 For carrying out the functions authorized by title III,  
5 section 302(a)(1)(E) of the Act of August 4, 1977 (42  
6 U.S.C. 7152), and other related activities including con-  
7 servation and renewable resources programs as author-  
8 ized, including official reception and representation ex-  
9 penses in an amount not to exceed \$1,500, \$304,402,000,  
10 to remain available until expended, of which \$296,321,000  
11 shall be derived from the Department of the Interior Rec-  
12 lamation Fund: *Provided*, That notwithstanding 31 U.S.C.  
13 3302, section 5 of the Flood Control Act of 1944 (16  
14 U.S.C. 825s), and section 1 of the Interior Department  
15 Appropriation Act, 1939 (43 U.S.C. 392a), up to  
16 \$211,030,000 collected by the Western Area Power Ad-  
17 ministration from the sale of power and related services  
18 shall be credited to this account as discretionary offsetting  
19 collections, to remain available until expended, for the sole  
20 purpose of funding the annual expenses of the Western  
21 Area Power Administration: *Provided further*, That the  
22 sum herein appropriated for annual expenses shall be re-  
23 duced as collections are received during the fiscal year so  
24 as to result in a final fiscal year 2015 appropriation esti-  
25 mated at not more than \$93,372,000, of which

1 \$85,291,000 is derived from the Reclamation Fund: *Pro-*  
2 *vided further*, That, notwithstanding 31 U.S.C. 3302, up  
3 to \$260,510,000 collected by the Western Area Power Ad-  
4 ministration pursuant to the Flood Control Act of 1944  
5 and the Reclamation Project Act of 1939 to recover pur-  
6 chase power and wheeling expenses shall be credited to  
7 this account as offsetting collections, to remain available  
8 until expended for the sole purpose of making purchase  
9 power and wheeling expenditures: *Provided further*, That,  
10 for purposes of this appropriation, annual expenses means  
11 expenditures that are generally recovered in the same year  
12 that they are incurred (excluding purchase power and  
13 wheeling expenses).

14 FALCON AND AMISTAD OPERATING AND MAINTENANCE  
15 FUND

16 For operation, maintenance, and emergency costs for  
17 the hydroelectric facilities at the Falcon and Amistad  
18 Dams, \$4,727,000, to remain available until expended,  
19 and to be derived from the Falcon and Amistad Operating  
20 and Maintenance Fund of the Western Area Power Ad-  
21 ministration, as provided in section 2 of the Act of June  
22 18, 1954 (68 Stat. 255): *Provided*, That notwithstanding  
23 the provisions of that Act and of 31 U.S.C. 3302, up to  
24 \$4,499,000 collected by the Western Area Power Adminis-  
25 tration from the sale of power and related services from

1 the Falcon and Amistad Dams shall be credited to this  
2 account as discretionary offsetting collections, to remain  
3 available until expended for the sole purpose of funding  
4 the annual expenses of the hydroelectric facilities of these  
5 Dams and associated Western Area Power Administration  
6 activities: *Provided further*, That the sum herein appro-  
7 priated for annual expenses shall be reduced as collections  
8 are received during the fiscal year so as to result in a final  
9 fiscal year 2015 appropriation estimated at not more than  
10 \$228,000: *Provided further*, That for purposes of this ap-  
11 propriation, annual expenses means expenditures that are  
12 generally recovered in the same year that they are in-  
13 curred: *Provided further*, That for fiscal year 2015, the  
14 Administrator of the Western Area Power Administration  
15 may accept up to \$802,000 in funds contributed by United  
16 States power customers of the Falcon and Amistad Dams  
17 for deposit into the Falcon and Amistad Operating and  
18 Maintenance Fund, and such funds shall be available for  
19 the purpose for which contributed in like manner as if said  
20 sums had been specifically appropriated for such purpose:  
21 *Provided further*, That any such funds shall be available  
22 without further appropriation and without fiscal year limi-  
23 tation for use by the Commissioner of the United States  
24 Section of the International Boundary and Water Com-  
25 mission for the sole purpose of operating, maintaining, re-

1 pairing, rehabilitating, replacing, or upgrading the hydro-  
2 electric facilities at these Dams in accordance with agree-  
3 ments reached between the Administrator, Commissioner,  
4 and the power customers.

5 FEDERAL ENERGY REGULATORY COMMISSION  
6 SALARIES AND EXPENSES

7 For necessary expenses of the Federal Energy Regu-  
8 latory Commission to carry out the provisions of the De-  
9 partment of Energy Organization Act (42 U.S.C. 7101 et  
10 seq.), including services as authorized by 5 U.S.C. 3109,  
11 the hire of passenger motor vehicles, and official reception  
12 and representation expenses not to exceed \$3,000,  
13 \$304,389,000, to remain available until expended: *Pro-*  
14 *vided*, That of the amount appropriated herein, not more  
15 than \$5,400,000 may be made available for salaries, trav-  
16 el, and other support costs for the offices of the Commis-  
17 sioners: *Provided further*, That notwithstanding any other  
18 provision of law, not to exceed \$304,389,000 of revenues  
19 from fees and annual charges, and other services and col-  
20 lections in fiscal year 2015 shall be retained and used for  
21 necessary expenses in this account, and shall remain avail-  
22 able until expended: *Provided further*, That the sum herein  
23 appropriated from the general fund shall be reduced as  
24 revenues are received during fiscal year 2015 so as to re-



1 (C) issue a letter of intent to make an alloca-  
2 tion, award, or Agreement in excess of the limits in  
3 subparagraph (A) or (B); or

4 (D) announce publicly the intention to make an  
5 allocation, award, or Agreement in excess of the lim-  
6 its in subparagraph (A) or (B).

7 (2) The Secretary of Energy shall submit to the Com-  
8 mittees on Appropriations of the House of Representatives  
9 and the Senate within 15 days of the conclusion of each  
10 quarter a report detailing each grant allocation or discre-  
11 tionary grant award totaling less than \$1,000,000 pro-  
12 vided during the previous quarter.

13 (3) The notification required by paragraph (1) and  
14 the report required by paragraph (2) shall include the re-  
15 cipient of the award, the amount of the award, the fiscal  
16 year for which the funds for the award were appropriated,  
17 the account and program, project, or activity from which  
18 the funds are being drawn, the title of the award, and  
19 a brief description of the activity for which the award is  
20 made.

21 (c) The Department of Energy may not, with respect  
22 to any program, project, or activity that uses budget au-  
23 thority made available in this title under the heading “De-  
24 partment of Energy—Energy Programs”, enter into a

1 multiyear contract, award a multiyear grant, or enter into  
2 a multiyear cooperative agreement unless—

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

6 (2) the contract, grant, or cooperative agree-  
7 ment includes a clause conditioning the Federal Gov-  
8 ernment's obligation on the availability of future  
9 year budget authority and the Secretary notifies the  
10 Committees on Appropriations of the House of Rep-  
11 resentatives and the Senate at least 3 days in ad-  
12 vance.

13 (d) Except as provided in subsections (e), (f), and (g),  
14 the amounts made available by this title shall be expended  
15 as authorized by law for the programs, projects, and ac-  
16 tivities specified in the "Bill" column in the "Department  
17 of Energy" table included under the heading "Title III—  
18 Department of Energy" in the report of the Committee  
19 on Appropriations accompanying this Act.

20 (e) The amounts made available by this title may be  
21 reprogrammed for any program, project, or activity, and  
22 the Department shall notify the Committees on Appropria-  
23 tions of the House of Representatives and the Senate at  
24 least 30 days prior to the use of any proposed reprogram-  
25 ming which would cause any program, project, or activity

1 funding level to increase or decrease by more than  
2 \$5,000,000 or 10 percent, whichever is less, during the  
3 time period covered by this Act.

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

7 (1) creates, initiates, or eliminates a program,  
8 project, or activity;

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

12 (3) reduces funds that are directed to be used  
13 for a specific program, project, or activity by this  
14 Act.

15 (g)(1) The Secretary of Energy may waive any re-  
16 quirement or restriction in this section that applies to the  
17 use of funds made available for the Department of Energy  
18 if compliance with such requirement or restriction would  
19 pose a substantial risk to human health, the environment,  
20 welfare, or national security.

21 (2) The Secretary of Energy shall notify the Commit-  
22 tees on Appropriations of the House of Representatives  
23 and the Senate of any waiver under paragraph (1) as soon  
24 as practicable, but not later than 3 days after the date  
25 of the activity to which a requirement or restriction would

1 otherwise have applied. Such notice shall include an expla-  
2 nation of the substantial risk under paragraph (1) that  
3 permitted such waiver.

4       SEC. 302. The unexpended balances of prior appro-  
5 priations provided for activities in this Act may be avail-  
6 able to the same appropriation accounts for such activities  
7 established pursuant to this title. Available balances may  
8 be merged with funds in the applicable established ac-  
9 counts and thereafter may be accounted for as one fund  
10 for the same time period as originally enacted.

11       SEC. 303. Funds appropriated by this or any other  
12 Act, or made available by the transfer of funds in this  
13 Act, for intelligence activities are deemed to be specifically  
14 authorized by the Congress for purposes of section 504  
15 of the National Security Act of 1947 (50 U.S.C. 414) dur-  
16 ing fiscal year 2015 until the enactment of the Intelligence  
17 Authorization Act for fiscal year 2015.

18       SEC. 304. None of the funds made available in this  
19 title shall be used for the construction of facilities classi-  
20 fied as high-hazard nuclear facilities under 10 CFR Part  
21 830 unless independent oversight is conducted by the Of-  
22 fice of Independent Enterprise Assessments to ensure the  
23 project is in compliance with nuclear safety requirements.

24       SEC. 305. None of the funds made available in this  
25 title may be used to approve critical decision-2 or critical

1 decision-3 under Department of Energy Order 413.3B, or  
2 any successive departmental guidance, for construction  
3 projects where the total project cost exceeds  
4 \$100,000,000, until a separate independent cost estimate  
5 has been developed for the project for that critical deci-  
6 sion.

7 SEC. 306. (a) Any determination (including a deter-  
8 mination made prior to the date of enactment of this Act)  
9 by the Secretary pursuant to section 3112(d)(2)(B) of the  
10 USEC Privatization Act (42 U.S.C. 2297h-10(d)(2)(B)),  
11 as amended, shall be valid for not more than 2 calendar  
12 years subsequent to such determination.

13 (b) Not less than 30 days prior to the provision of  
14 uranium in any form the Secretary of Energy shall notify  
15 the Committees on Appropriations of the House of Rep-  
16 resentatives and the Senate of—

17 (1) the amount of uranium to be provided;

18 (2) an estimate by the Secretary of the gross  
19 fair market value of the uranium on the expected  
20 date of the provision of the uranium;

21 (3) the expected date of the provision of the  
22 uranium;

23 (4) the recipient of the uranium; and

1           (5) the value the Secretary expects to receive in  
2           exchange for the uranium, including any adjust-  
3           ments to the gross fair market value of the uranium.

4           (c) If on the expected date of provision, the estimated  
5           gross fair market value of the uranium hexafluoride  
6           (UF<sub>6</sub>), comprising of uranium and conversion, is more  
7           than 10 percent lower than the gross fair market value  
8           on the date the most recent determination was signed by  
9           the Secretary, the Secretary shall issue a new determina-  
10          tion pursuant to section 3112(d)(2)(B) of the USEC Pri-  
11          vatization Act (42 U.S.C. 2297h-10(d)(2)(B)) before the  
12          provision can be processed.

13          SEC. 307. Notwithstanding section 301(c) of this Act,  
14          none of the funds made available under the heading “De-  
15          partment of Energy—Energy Programs—Science” may  
16          be used for a multiyear contract, grant, cooperative agree-  
17          ment, or Other Transaction Agreement of \$1,000,000 or  
18          less unless the contract, grant, cooperative agreement, or  
19          Other Transaction Agreement is funded for the full period  
20          of performance as anticipated at the time of award.

21          SEC. 308. In fiscal year 2015 and subsequent fiscal  
22          years, the Secretary of Energy shall submit to the congres-  
23          sional defense committees (as defined in U.S.C.  
24          101(a)(16)) a report, on each major warhead refurbish-  
25          ment program that reaches the Phase 6.3 milestone, that

1 provides an analysis of alternatives. Such report shall in-  
2 clude—

3 (1) a full description of alternatives considered  
4 prior to the award of Phase 6.3;

5 (2) a comparison of the costs and benefits of  
6 each of those alternatives, to include an analysis of  
7 trade-offs among cost, schedule, and performance  
8 objectives against each alternative considered;

9 (3) identification of the cost and risk of critical  
10 technology elements associated with each alternative,  
11 including technology maturity, integration risk, man-  
12 ufacturing feasibility, and demonstration needs;

13 (4) identification of the cost and risk of addi-  
14 tional capital asset and infrastructure capabilities  
15 required to support production and certification of  
16 each alternative;

17 (5) a comparative analysis of the risks, costs,  
18 and scheduling needs for any military requirement  
19 intended to enhance warhead safety, security, or  
20 maintainability, including any requirement to con-  
21 solidate and/or integrate warhead systems or mods  
22 as compared to at least one other feasible refurbish-  
23 ment alternative the Nuclear Weapons Council con-  
24 siders appropriate; and

1           (6) a life-cycle cost estimate for the alternative  
2           selected that details the overall cost, scope, and  
3           schedule planning assumptions.

4           SEC. 309. (a) Unobligated balances available from  
5           prior year appropriations are hereby permanently re-  
6           scinded from the following accounts of the Department of  
7           Energy in the specified amounts:

8           (1) “Energy Programs—Energy Efficiency and  
9           Renewable Energy”, \$18,111,000.

10          (2) “Energy Programs—Electricity Delivery  
11          and Energy Reliability”, \$4,809,000.

12          (3) “Energy Programs—Nuclear Energy”,  
13          \$1,046,000.

14          (4) “Energy Programs—Fossil Energy Re-  
15          search and Development”, \$8,243,000.

16          (5) “Energy Programs—Science”, \$5,257,000.

17          (6) “Energy Programs—Advanced Research  
18          Projects Agency—Energy”, \$619,000.

19          (7) “Power Marketing Administrations—Con-  
20          struction, Rehabilitation, Operation and Mainte-  
21          nance, Western Area Power Administration”,  
22          \$1,720,000.

23          (b) No amounts may be rescinded by this section  
24          from amounts that were designated by the Congress as  
25          an emergency requirement pursuant to a concurrent reso-

1 lution on the budget or the Balanced Budget and Emer-  
2 gency Deficit Control Act of 1985.

3       SEC. 310. From funds made available by this Act for  
4 pension plan payments in excess of legal requirements, up  
5 to \$90,000,000 under “Weapons Activities” and up to  
6 \$30,000,000 under “Defense Nuclear Nonproliferation”  
7 may be transferred to “Defense Environmental Cleanup”  
8 to support decontamination and other requirements at the  
9 Waste Isolation Pilot Plant.

10       SEC. 311. (a) None of the funds made available in  
11 this or any prior Act under the heading “Defense Nuclear  
12 Nonproliferation” may be made available for contracts  
13 with, or Federal assistance to, the Russian Federation.

14       (b) The Secretary of Energy may waive the prohibi-  
15 tion in subsection (a) if the Secretary determines that  
16 such activity is in the national security interests of the  
17 United States. This waiver authority may not be dele-  
18 gated.

19       (c) A waiver under subsection (b) shall not be effec-  
20 tive until 30 days after the date on which the Secretary  
21 submits to the Committees on Appropriations of the  
22 House of Representatives and the Senate, in classified  
23 form if necessary, a report on the justification for the  
24 waiver.

1        SEC. 312. All balances under “United States Enrich-  
2 ment Corporation Fund” are hereby permanently re-  
3 scinded. No amounts may be rescinded from amounts that  
4 were designated by the Congress as an emergency require-  
5 ment pursuant to a concurrent resolution on the budget  
6 or the Balanced Budget and Emergency Deficit Control  
7 Act of 1985.

8        SEC. 313. (a) None of the funds made available by  
9 this or any other Act making appropriations for Energy  
10 and Water Development for any fiscal year or funds avail-  
11 able in the SPR Petroleum Account in this and subsequent  
12 fiscal years may be used to carry out a test drawdown  
13 and sale or exchange of petroleum products from the Stra-  
14 tegic Petroleum Reserve as authorized by section 161(g)  
15 of the Energy Policy and Conservation Act (42 U.S.C.  
16 6241(g)) unless the Secretary of Energy submits to the  
17 Committees on Appropriations of the House of Represent-  
18 atives and the Senate not less than 30 full calendar days  
19 in advance of such test—

- 20            (1) notification of intent to conduct a test;  
21            (2) an explanation of why such a test is nec-  
22            essary or what is expected to be learned;  
23            (3) the amount of crude oil or refined petro-  
24            leum product to be offered for sale or exchange;

1           ( 4) an estimate of revenues expected from such  
2           test; and

3           (5) a plan for refilling the Reserve, including  
4           whether the acquisition will be of the same or of a  
5           different petroleum product.

6           (b) None of the funds made available by this or any  
7           prior Act or funds available in the SPR Petroleum Ac-  
8           count may be used to acquire any petroleum product other  
9           than crude oil.

10          SEC. 314. Of the funds authorized by the Secretary  
11          of Energy for laboratory directed research and develop-  
12          ment, no individual program, project, or activity funded  
13          by this or any subsequent Energy and Water Development  
14          appropriations Act for any fiscal year may be charged  
15          more than the statutory maximum authorized for such ac-  
16          tivities.

17          SEC. 315. None of the funds made available by this  
18          Act may be used by the Department of Energy to finalize,  
19          implement, or enforce the proposed rule entitled “Stand-  
20          ards Ceiling Fans and Ceiling Fan Light Kits” and identi-  
21          fied by regulation identification number 1904–AC87.

## 22                   TITLE IV—INDEPENDENT AGENCIES

### 23                           APPALACHIAN REGIONAL COMMISSION

24          For expenses necessary to carry out the programs au-  
25          thorized by the Appalachian Regional Development Act of

1 1965, notwithstanding 40 U.S.C. 14704, and for nec-  
2 essary expenses for the Federal Co-Chairman and the Al-  
3 ternate on the Appalachian Regional Commission, for pay-  
4 ment of the Federal share of the administrative expenses  
5 of the Commission, including services as authorized by 5  
6 U.S.C. 3109, and hire of passenger motor vehicles,  
7 \$80,317,000, to remain available until expended.

8 DEFENSE NUCLEAR FACILITIES SAFETY BOARD

9 SALARIES AND EXPENSES

10 For necessary expenses of the Defense Nuclear Fa-  
11 cilities Safety Board in carrying out activities authorized  
12 by the Atomic Energy Act of 1954, as amended by Public  
13 Law 100–456, section 1441, \$29,150,000, to remain  
14 available until September 30, 2016.

15 DELTA REGIONAL AUTHORITY

16 SALARIES AND EXPENSES

17 For necessary expenses of the Delta Regional Author-  
18 ity and to carry out its activities, as authorized by the  
19 Delta Regional Authority Act of 2000, notwithstanding  
20 sections 382C(b)(2), 382F(d), 382M, and 382N of said  
21 Act, \$12,000,000, to remain available until expended.

22 DENALI COMMISSION

23 For expenses of the Denali Commission including the  
24 purchase, construction, and acquisition of plant and cap-  
25 ital equipment as necessary and other expenses,

1 \$10,000,000, to remain available until expended, notwith-  
2 standing the limitations contained in section 306(g) of the  
3 Denali Commission Act of 1998: *Provided*, That funds  
4 shall be available for construction projects in an amount  
5 not to exceed 80 percent of total project cost for distressed  
6 communities, as defined by section 307 of the Denali Com-  
7 mission Act of 1998 (division C, title III, Public Law 105-  
8 277), as amended by section 701 of appendix D, title VII,  
9 Public Law 106-113 (113 Stat. 1501A-280), and an  
10 amount not to exceed 50 percent for non-distressed com-  
11 munities.

12 NORTHERN BORDER REGIONAL COMMISSION

13 For necessary expenses of the Northern Border Re-  
14 gional Commission in carrying out activities authorized by  
15 subtitle V of title 40, United States Code, \$3,000,000, to  
16 remain available until expended: *Provided*, That such  
17 amounts shall be available for administrative expenses,  
18 notwithstanding section 15751(b) of title 40, United  
19 States Code.

20 SOUTHEAST CRESCENT REGIONAL COMMISSION

21 For necessary expenses of the Southeast Crescent Re-  
22 gional Commission in carrying out activities authorized by  
23 subtitle V of title 40, United States Code, \$250,000, to  
24 remain available until expended.

## 1 NUCLEAR REGULATORY COMMISSION

## 2 SALARIES AND EXPENSES

3 For necessary expenses of the Commission in car-  
4 rying out the purposes of the Energy Reorganization Act  
5 of 1974 and the Atomic Energy Act of 1954, including  
6 official representation expenses not to exceed \$25,000,  
7 \$1,052,433,000, to remain available until expended, of  
8 which \$55,000,000 shall be derived from the Nuclear  
9 Waste Fund: *Provided*, That of the amount appropriated  
10 herein, not more than \$9,500,000 may be made available  
11 for salaries, travel, and other support costs for the Office  
12 of the Commission, to remain available until September  
13 30, 2016, of which, notwithstanding section 201(a)(2)(c)  
14 of the Energy Reorganization Act of 1974 (42 U.S.C.  
15 5841(a)(2)(c)), the use and expenditure shall only be ap-  
16 proved by a majority vote of the Commission: *Provided*  
17 *further*, That revenues from licensing fees, inspection serv-  
18 ices, and other services and collections estimated at  
19 \$880,155,000 in fiscal year 2015 shall be retained and  
20 used for necessary salaries and expenses in this account,  
21 notwithstanding 31 U.S.C. 3302, and shall remain avail-  
22 able until expended: *Provided further*, That the sum herein  
23 appropriated shall be reduced by the amount of revenues  
24 received during fiscal year 2015 so as to result in a final  
25 fiscal year 2015 appropriation estimated at not more than

1 \$172,278,000: *Provided further*, That of the amounts ap-  
2 propriated under this heading, \$10,000,000 shall be for  
3 university research and development in areas relevant to  
4 their respective organization's mission, and \$5,000,000  
5 shall be for a Nuclear Science and Engineering Grant Pro-  
6 gram that will support multiyear projects that do not align  
7 with programmatic missions but are critical to maintain-  
8 ing the discipline of nuclear science and engineering.

9 OFFICE OF INSPECTOR GENERAL

10 For necessary expenses of the Office of Inspector  
11 General in carrying out the provisions of the Inspector  
12 General Act of 1978, \$12,071,000, to remain available  
13 until September 30, 2016: *Provided*, That revenues from  
14 licensing fees, inspection services, and other services and  
15 collections estimated at \$10,099,000 in fiscal year 2015  
16 shall be retained and be available until September 30,  
17 2016, for necessary salaries and expenses in this account,  
18 notwithstanding section 3302 of title 31, United States  
19 Code: *Provided further*, That the sum herein appropriated  
20 shall be reduced by the amount of revenues received dur-  
21 ing fiscal year 2015 so as to result in a final fiscal year  
22 2015 appropriation estimated at not more than  
23 \$1,972,000: *Provided further*, That, of the amounts appro-  
24 priated under this heading, \$850,000 shall be for Inspec-  
25 tor General services for the Defense Nuclear Facilities

1 Safety Board, which shall not be available from fee reve-  
2 nues.

3 NUCLEAR WASTE TECHNICAL REVIEW BOARD

4 SALARIES AND EXPENSES

5 For necessary expenses of the Nuclear Waste Tech-  
6 nical Review Board, as authorized by Public Law 100-  
7 203, section 5051, \$3,400,000, to be derived from the Nu-  
8 clear Waste Fund, to remain available until September 30,  
9 2016.

10 GENERAL PROVISIONS—INDEPENDENT

11 AGENCIES

12 SEC. 401. The Chairman of the Nuclear Regulatory  
13 Commission shall notify the other members of the Com-  
14 mission, the Committees on Appropriations of the House  
15 of Representatives and the Senate, the Committee on En-  
16 ergy and Commerce of the House of Representatives, and  
17 the Committee on Environment and Public Works of the  
18 Senate, not later than 1 day after the Chairman begins  
19 performing functions under the authority of section 3 of  
20 Reorganization Plan No. 1 of 1980, or after a member  
21 of the Commission who is delegated emergency functions  
22 under subsection (b) of that section begins performing  
23 those functions. Such notification shall include an expla-  
24 nation of the circumstances warranting the exercise of  
25 such authority. The Chairman shall report to the Commit-

1 tees, not less frequently than once each week, on the ac-  
2 tions taken by the Chairman, or a delegated member of  
3 the Commission, under such authority, until the authority  
4 is relinquished. The Chairman shall notify the Committees  
5 not later than 1 day after such authority is relinquished.  
6 The Chairman shall submit the report required by section  
7 3(d) of the Reorganization Plan No. 1 of 1980 to the  
8 Committees not later than 1 day after it was submitted  
9 to the Commission. This section shall be in effect in fiscal  
10 year 2015 and each subsequent fiscal year.

11 SEC. 402. The Nuclear Regulatory Commission shall  
12 comply with the July 5, 2011, version of Chapter VI of  
13 its Internal Commission Procedures when responding to  
14 Congressional requests for information until those Proce-  
15 dures are changed or waived by a majority of the Commis-  
16 sion, in accordance with Commission practice.

## 17 TITLE V—GENERAL PROVISIONS

### 18 (INCLUDING TRANSFERS OF FUNDS)

19 SEC. 501. None of the funds appropriated by this Act  
20 may be used in any way, directly or indirectly, to influence  
21 congressional action on any legislation or appropriation  
22 matters pending before Congress, other than to commu-  
23 nicate to Members of Congress as described in 18 U.S.C.  
24 1913.

1        SEC. 502. None of the funds made available by this  
2 Act may be used to enter into a contract, memorandum  
3 of understanding, or cooperative agreement with, make a  
4 grant to, or provide a loan or loan guarantee to any cor-  
5 poration that was convicted of a felony criminal violation  
6 under any Federal law within the preceding 24 months,  
7 where the awarding agency is aware of the conviction, un-  
8 less the agency has considered suspension or debarment  
9 of the corporation and has made a determination that this  
10 further action is not necessary to protect the interests of  
11 the Government.

12        SEC. 503. None of the funds made available by this  
13 Act may be used to enter into a contract, memorandum  
14 of understanding, or cooperative agreement with, make a  
15 grant to, or provide a loan or loan guarantee to, any cor-  
16 poration that has any unpaid Federal tax liability that has  
17 been assessed, for which all judicial and administrative  
18 remedies have been exhausted or have lapsed, and that  
19 is not being paid in a timely manner pursuant to an agree-  
20 ment with the authority responsible for collecting the tax  
21 liability, where the awarding agency is aware of the unpaid  
22 tax liability, unless the agency has considered suspension  
23 or debarment of the corporation and has made a deter-  
24 mination that this further action is not necessary to pro-  
25 tect the interests of the Government.

1       SEC. 504. (a) None of the funds made available in  
2 title III of this Act may be transferred to any department,  
3 agency, or instrumentality of the United States Govern-  
4 ment, except pursuant to a transfer made by or transfer  
5 authority provided in this Act or any other appropriations  
6 Act for any fiscal year, transfer authority referenced in  
7 the report of the Committee on Appropriations accom-  
8 panying this Act, or any authority whereby a department,  
9 agency, or instrumentality of the United States Govern-  
10 ment may provide goods or services to another depart-  
11 ment, agency, or instrumentality.

12       (b) None of the funds made available for any depart-  
13 ment, agency, or instrumentality of the United States  
14 Government may be transferred to accounts funded in title  
15 III of this Act, except pursuant to a transfer made by or  
16 transfer authority provided in this Act or any other appro-  
17 priations Act for any fiscal year, transfer authority ref-  
18 erenced in the report of the Committee on Appropriations  
19 accompanying this Act, or any authority whereby a de-  
20 partment, agency, or instrumentality of the United States  
21 Government may provide goods or services to another de-  
22 partment, agency, or instrumentality.

23       (c) The head of any relevant department or agency  
24 funded in this Act utilizing any transfer authority shall  
25 submit to the Committees on Appropriations of the House

1 of Representatives and the Senate a semiannual report de-  
2 tailing the transfer authorities, except for any authority  
3 whereby a department, agency, or instrumentality of the  
4 United States Government may provide goods or services  
5 to another department, agency, or instrumentality, used  
6 in the previous 6 months and in the year-to-date. This  
7 report shall include the amounts transferred and the pur-  
8 poses for which they were transferred, and shall not re-  
9 place or modify existing notification requirements for each  
10 authority.

11 SEC. 505. None of the funds made available by this  
12 Act may be used in contravention of Executive Order No.  
13 12898 of February 11, 1994 (“Federal Actions to Address  
14 Environmental Justice in Minority Populations and Low-  
15 Income Populations”).

16 SEC. 506. None of the funds made available by this  
17 Act may be used to conduct closure of adjudicatory func-  
18 tions, technical review, or support activities associated  
19 with the Yucca Mountain geologic repository license appli-  
20 cation, or for actions that irrevocably remove the possi-  
21 bility that Yucca Mountain may be a repository option in  
22 the future.

23 SPENDING REDUCTION ACCOUNT

24 SEC. 507. The amount by which the applicable alloca-  
25 tion of new budget authority made by the Committee on

1 Appropriations of the House of Representatives under sec-  
2 tion 302(b) of the Congressional Budget Act of 1974 ex-  
3 ceeds the amount of proposed new budget authority is \$0.

4 SEC. 508. None of the funds made available by this  
5 Act may be used in contravention of section 3112(d)(2)(B)  
6 of the USEC Privatization Act (42 U.S.C. 2297h-  
7 10(d)(2)(B)) and all public notice and comment require-  
8 ments under chapter 6 of title 5, United States Code, that  
9 are applicable to carrying out such section.

10 SEC. 509. None of the funds made available by this  
11 Act may be used in contravention of section 4712 of title  
12 41, United States Code.

13 SEC. 510. None of the funds made available by this  
14 Act may be used to enter into any contract with an incor-  
15 porated entity if such entity's sealed bid or competitive  
16 proposal shows that such entity is incorporated or char-  
17 tered in Bermuda or the Cayman Islands, and such enti-  
18 ty's sealed bid or competitive proposal shows that such  
19 entity was previously incorporated in the United States.

20 SEC. 511. None of the funds made available by this  
21 Act may be used to prepare, propose, or promulgate any  
22 regulation or guidance that references or relies on the  
23 analysis contained in "Technical Support Document: - So-  
24 cial Cost of Carbon for Regulatory Impact Analysis -  
25 Under Executive Order 12866" issued by the Interagency

1 Working Group on Social Cost of Carbon, United States  
2 Government (February 2010), “Technical Support Docu-  
3 ment: - Technical Update of the Social Cost of Carbon  
4 for Regulatory Impact Analysis - Under Executive Order  
5 12866” issued by the Interagency Working Group on So-  
6 cial Cost of Carbon, United States Government (May  
7 2013), “Technical Support Document - Technical Update  
8 of the Social Cost of Carbon for Regulatory Impact Anal-  
9 ysis - Under Executive Order 12866” issued by the Inter-  
10 agency Working Group on Social Cost of Carbon, United  
11 States Government (revised November 2013), or “Tech-  
12 nical Support Document - Technical Update of the Social  
13 Cost of Carbon for Regulatory Impact Analysis - Under  
14 Executive Order No. 12866”, published at 78 Fed. Reg.  
15 228 (November 26, 2013).

16 SEC. 512. None of the funds made available by this  
17 Act may be used by the Department of Energy to apply  
18 the report entitled “Life Cycle Greenhouse Gas Perspec-  
19 tive on Exporting Liquefied Natural Gas from the United  
20 States”, published in the Federal Register on June 4,  
21 2014 (79 Fed. Reg. 32260), in any public interest deter-  
22 mination under section 3 of the Natural Gas Act (15  
23 U.S.C. 717b).

24 SEC. 513. None of the funds made available by this  
25 Act may be used to lease or purchase new light duty vehi-

1 cles for any executive fleet, or for an agency’s fleet inven-  
2 tory, except in accordance with Presidential Memo-  
3 randum—Federal Fleet Performance, dated May 24,  
4 2011.

5       SEC. 514. None of the funds made available in this  
6 Act may be used to enter into a contract with any person  
7 whose disclosures of a proceeding with a disposition listed  
8 in section 2313(c)(1) of title 41, United States Code, in  
9 the Federal Awardee Performance and Integrity Informa-  
10 tion System include the term “Fair Labor Standards  
11 Act.”.

12       SEC. 515. None of the funds made available by this  
13 Act may be used to enter into a contract with any offeror  
14 or any of its principals if the offeror certifies, as required  
15 by Federal Acquisition Regulation, that the offeror or any  
16 of its principals—

17           (1) within a 3-year period preceding this offer  
18       has been convicted of or had a civil judgment ren-  
19       dered against it for: commission of fraud or a crimi-  
20       nal offense in connection with obtaining, attempting  
21       to obtain, or performing a public (Federal, State, or  
22       local) contract or subcontract; violation of Federal or  
23       State antitrust statutes relating to the submission of  
24       offers; or commission of embezzlement, theft, for-  
25       gery, bribery, falsification or destruction of records,

1 making false statements, tax evasion, violating Fed-  
2 eral criminal tax laws, or receiving stolen property;

3 (2) are presently indicted for, or otherwise  
4 criminally or civilly charged by a governmental enti-  
5 ty with, commission of any of the offenses enumer-  
6 ated above in paragraph (1); or

7 (3) within a 3-year period preceding this offer,  
8 has been notified of any delinquent Federal taxes in  
9 an amount that exceeds \$3,000 for which the liabil-  
10 ity remains unsatisfied.

11 SEC. 516. None of the funds made available by this  
12 Act may be used for the study of the Missouri River  
13 Projects authorized in section 108 of the Energy and  
14 Water Development and Related Agencies Appropriations  
15 Act, 2009 (division C of Public Law 111–8).

16 SEC. 517. None of the funds made available by this  
17 Act may be used to continue the study conducted by the  
18 Army Corps of Engineers pursuant to section 5018(a)(1)  
19 of the Water Resources Development Act of 2007 (Public  
20 Law 110–114).

21 SEC. 518. None of the funds made available by this  
22 Act may be used to implement, administer, or enforce the  
23 order entitled “Order Accepting Proposed Tariff Revisions  
24 and Establishing a Technical Conference” issued by the

1 Federal Energy Regulatory Commission on August 13,  
2 2013 (Docket No. ER13–1380–000).

3 SEC. 519. None of the funds made available in this  
4 Act may be used within the borders of the State of Lou-  
5 isiana by the Mississippi Valley Division or the South-  
6 western Division of the Army Corps of Engineers or any  
7 district of the Corps within such divisions to implement  
8 or enforce the mitigation methodology, referred to as the  
9 “Modified Charleston Method”.

10 SEC. 520. None of the funds made available by this  
11 Act may be used for “DE–FOA0000697: Sustainable Cit-  
12 ies: Urban Energy Planning for Smart Growth in China  
13 and India”.

14 SEC. 521. None of the funds made available by this  
15 Act may be used to pay the salary of any officer or em-  
16 ployee to carry out section 301 of the Hoover Power Plant  
17 Act of 1984 (42 U.S.C. 16421a; added by section 402 of  
18 the American Recovery and Reinvestment Act of 2009  
19 (Public Law 111–5)).

20 SEC. 522. None of the funds made available by this  
21 Act may be used to carry out section 801 of the Energy  
22 Independence and Security Act of 2007 (42 U.S.C.  
23 17281).

24 SEC. 523. None of the funds made available by this  
25 Act may be used to transform the National Energy Tech-

1 nology Laboratory into a government-owned, contractor-  
2 operated laboratory, or to consolidate or close the National  
3 Energy Technology Laboratory.

4       SEC. 524. None of the funds made available by this  
5 Act may be used for the Cape Wind Energy Project on  
6 the Outer Continental Shelf off Massachusetts, Nantucket  
7 Sound.

8       SEC. 525. None of the funds made available by this  
9 Act may be used to implement, administer, or enforce Ex-  
10 ecutive Order No. 13547 (75 Fed. Reg. 43023, relating  
11 to the stewardship of oceans, coasts, and the Great  
12 Lakes), including the National Ocean Policy developed  
13 under such Executive order.

14       SEC. 526. None of the funds made available by this  
15 Act may be used to award grants or provide funding for  
16 high-efficiency toilets or indoor water-efficient toilets.

17       SEC. 527. None of the funds made available by this  
18 Act may be used in contravention of section  
19 210(d)(1)(B)(ii) of the Water Resources Development Act  
20 of 1986 (33 U.S.C. 2238(d)(1)(B)(ii)).

21       SEC. 528. None of the funds made available in this  
22 Act may be used—

23               (1) to implement or enforce section 430.32(x)  
24               of title 10, Code of Federal Regulations; or

1           (2) to implement or enforce the standards es-  
2           tablished by the tables contained in section  
3           325(i)(1)(B) of the Energy Policy and Conservation  
4           Act (42 U.S.C. 6295(i)(1)(B)) with respect to  
5           BPAR incandescent reflector lamps, BR incandes-  
6           cent reflector lamps, and ER incandescent reflector  
7           lamps.

8           SEC. 529. None of the funds made available by this  
9           Act may be used to regulate activities identified in sub-  
10          paragraphs (A) and (C) of section 404(f)(1) of the Federal  
11          Water Pollution Control Act (33 U.S.C. 1344(f)(1)(A),  
12          (C)) or to limit the exemption in section 404(f)(1)(A) of  
13          the Federal Water Pollution Control Act (33 U.S.C.  
14          1344(f)(1)(A)) to established or ongoing operations.

15          SEC. 530. OFFSHORE DRILLING PERMIT. No funds  
16          made available by this Act may be used by the Department  
17          of Energy to block approval of offshore drilling permits.

18          SEC. 531. None of the funds made available by this  
19          Act may be used to design, implement, administer, or  
20          carry out the United States Global Climate Research Pro-  
21          gram National Climate Assessment, the Intergovern-  
22          mental Panel on Climate Change's Fifth Assessment Re-  
23          port, the United Nation's Agenda 21 sustainable develop-  
24          ment plan, the May 2013 Technical Update of the Social  
25          Cost of Carbon for Regulatory Impact Analysis Under Ex-

1 ecutive Order No. 12866, or the July 2014 Sustainable  
2 Development Solutions Network and Institute for Sustain-  
3 able Development and International Relations' pathways  
4 to deep decarbonization report.

5 SEC. 532. None of the funds made available by this  
6 Act may be used for the Department of Energy's Climate  
7 Model Development and Validation program.

8 This Act may be cited as the "Energy and Water De-  
9 velopment and Related Agencies Appropriations Act,  
10 2015".

Passed the House of Representatives July 10, 2014.

Attest:

*Clerk.*

113<sup>TH</sup> CONGRESS  
2<sup>D</sup> SESSION

# **H. R. 4923**

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## **AN ACT**

Making appropriations for energy and water development and related agencies for the fiscal year ending September 30, 2015, and for other purposes.