AMENDMENT TO THE SENATE AMENDMENT TO
H.J. RES. 59
OFFERED BY MRS. BLACKBURN OF TENNESSEE

In the matter proposed to be inserted by the Senate amendment, strike section 106 and all that follows through section 129 and insert the following (renumbering succeeding sections accordingly):

SEC. 106. Unless otherwise provided for in this joint resolution or in the applicable appropriations Act for fiscal year 2014, appropriations and funds made available and authority granted pursuant to this joint resolution shall be available until whichever of the following first occurs:

1. the enactment into law of an appropriation for any project or activity provided for in this joint resolution;
2. the enactment into law of the applicable appropriations Act for fiscal year 2014 without any provision for such project or activity; or

SEC. 107. Expenditures made pursuant to this joint resolution shall be charged to the applicable appropriation, fund, or authorization whenever a bill in which such applicable appropriation, fund, or authorization is contained is enacted into law.
SEC. 108. Appropriations made and funds made available by or authority granted pursuant to this joint resolution may be used without regard to the time limitations for submission and approval of apportionments set forth in section 1513 of title 31, United States Code, but nothing in this joint resolution may be construed to waive any other provision of law governing the apportionment of funds.

SEC. 109. Notwithstanding any other provision of this joint resolution, except section 106, for those programs that would otherwise have high initial rates of operation or complete distribution of appropriations at the beginning of fiscal year 2014 because of distributions of funding to States, foreign countries, grantees, or others, such high initial rates of operation or complete distribution shall not be made, and no grants shall be awarded for such programs funded by this joint resolution that would impinge on final funding prerogatives.

SEC. 110. This joint resolution shall be implemented so that only the most limited funding action of that permitted in the joint resolution shall be taken in order to provide for continuation of projects and activities.

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

(b) Notwithstanding section 106, obligations for man-
datory payments due on or about the first day of any
month that begins after October 2013 but not later than
30 days after the date specified in section 106(3) may con-
tinue to be made, and funds shall be available for such
payments.

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

SEC. 113. Funds appropriated by this joint resolution
may be obligated and expended notwithstanding section 10
of Public Law 91–672 (22 U.S.C. 2412), section 15 of

SEC. 114. (a) Each amount incorporated by reference in this joint resolution that was previously designated by the Congress for Overseas Contingency Operations/Global War on Terrorism pursuant to section 251(b)(2)(A) of the Balanced Budget and Emergency Deficit Control Act of 1985 or as being for disaster relief pursuant to section 251(b)(2)(D) of such Act is designated by the Congress for Overseas Contingency Operations/Global War on Terrorism pursuant to section 251(b)(2)(A) of such Act or as being for disaster relief pursuant to section 251(b)(2)(D) of such Act, respectively.

(b) Of the amounts made available by section 101 for “Social Security Administration, Limitation on Administrative Expenses” for the cost associated with continuing disability reviews under titles II and XVI of the Social Security Act and for the cost associated with conducting redeterminations of eligibility under title XVI of the Social Security Act, $273,000,000 is provided to meet the terms of section 251(b)(2)(B)(ii)(III) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended,
and $469,639,000 is additional new budget authority specified for purposes of section 251(b)(2)(B) of such Act.

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

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

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

SEC. 117. Amounts made available under section 101 for “Department of Commerce—National Oceanic and Atmospheric Administration—Procurement, Acquisition and Construction” may be apportioned up to the rate for operations necessary to maintain the planned launch schedules for the Joint Polar Satellite System and the Geostationary Operational Environmental Satellite system.

SEC. 118. The authority provided by sections 1205 and 1206 of the National Defense Authorization Act for Fiscal Year 2012 (Public Law 112–81) shall continue in effect, notwithstanding subsection (h) of section 1206, through the earlier of the date specified in section 106(3)
of this joint resolution or the date of the enactment of
an Act authorizing appropriations for fiscal year 2014 for
military activities of the Department of Defense.

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

Sec. 120. Notwithstanding any other provision of
this joint resolution, except section 106, the District of
Columbia may expend local funds under the heading “Dis-
trict of Columbia Funds” for such programs and activities
under title IV of H.R. 2786 (113th Congress), as reported
by the Committee on Appropriations of the House of Rep-
resentatives, at the rate set forth under “District of Co-
lumbia Funds—Summary of Expenses” as included in the
Fiscal Year 2014 Budget Request Act of 2013 (D.C. Act
20–127), as modified as of the date of the enactment of
this joint resolution.

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

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

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

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


(1) sustain the staffing levels of U.S. Customs and Border Protection Officers, equivalent to the staffing levels achieved on September 30, 2013, and comply with the last proviso under the heading “Department of Homeland Security—U.S. Customs and Border Protection—Salaries and Expenses” in division D of Public Law 113–6;
(2) sustain border security operations, including sustaining the operation of Tethered Aerostat Radar Systems; and

(3) sustain the staffing levels of U.S. Immigration and Customs Enforcement agents, equivalent to the staffing levels achieved on September 30, 2013, and comply with the sixth proviso under the heading “Department of Homeland Security—U.S. Immigration and Customs Enforcement—Salaries and Expenses” in division D of Public Law 113–6.

(b) The Secretary of Homeland Security shall notify the Committees on Appropriations of the House of Representatives and the Senate on each use of the authority provided in this section.

SEC. 126. In addition to the amount otherwise provided by section 101 for “Department of the Interior—Department-wide Programs—Wildland Fire Management”, there is appropriated $36,000,000 for an additional amount for fiscal year 2014, to remain available until expended, for urgent wildland fire suppression activities: Provided, That of the funds provided, $15,000,000 is for burned area rehabilitation: Provided further, That such funds shall only become available if funds previously provided for wildland fire suppression will be exhausted imminently and the Secretary of the Interior notifies the
Committees on Appropriations of the House of Representa-
tives and the Senate in writing of the need for these addi-
tional funds: Provided further, That such funds are also
available for transfer to other appropriations accounts to
repay amounts previously transferred for wildfire suppres-
sion.

SEC. 127. In addition to the amount otherwise pro-
vided by section 101 for “Department of Agriculture—
Forest Service—Wildland Fire Management”, there is ap-
propriated $600,000,000 for an additional amount for fis-
cal year 2014, to remain available until expended, for ur-
egent wildland fire suppression activities: Provided, That
such funds shall only become available if funds previously
provided for wildland fire suppression will be exhausted
imminently and the Secretary of Agriculture notifies the
Committees on Appropriations of the House of Representa-
tives and the Senate in writing of the need for these addi-
tional funds: Provided further, That such funds are also
available for transfer to other appropriations accounts to
repay amounts previously transferred for wildfire suppres-
sion.

SEC. 128. The authority provided by section 347 of
the Department of the Interior and Related Agencies Ap-
propriations Act, 1999 (as contained in section 101(e) of
shall continue in effect through the date specified in section 106(3) of this joint resolution.

Sec. 129. (a) The authority provided by subsection (m)(3) of section 8162 of the Department of Defense Appropriations Act, 2000 (40 U.S.C. 8903 note; Public Law 106–79), as amended, shall continue in effect through the date specified in section 106(3) of this joint resolution.

(b) For the period covered by this joint resolution, the authority provided by the provisos under the heading “Dwight D. Eisenhower Memorial Commission—Capital Construction” in division E of Public Law 112–74 shall not be in effect.

Sec. 130. Section 1244(c)(3) of the National Defense Authorization Act for Fiscal Year 2008 (8 U.S.C. 1157 note) is amended by adding at the end the following:

“(C) Fiscal year 2014.—

“(i) In general.—Except as provided in clauses (ii) and (iii), the total number of principal aliens who may be provided special immigrant status under this section in fiscal year 2014 during the period ending on December 15, 2013 shall be the sum of—

“(I) the number of aliens described in subsection (b) whose appli-
tion for special immigrant status under this section is pending on September 30, 2013; and

“(II) 2,000.

“(ii) Employment period.—The 1-year period during which the principal alien is required to have been employed by or on behalf of the United States Government in Iraq under subsection (b)(1)(B) shall begin on or after March 20, 2003, and end on or before September 30, 2013.

“(iii) Application deadline.—The principal alien seeking special immigrant status under this subparagraph shall apply to the Chief of Mission in accordance with subsection (b)(4) not later than December 15, 2013.”.

SEC. 131. (a) One-Year Delay in Implementation of ACA.—Notwithstanding any other provision of law (including section 106 of this joint resolution), to the extent that a provision of ACA (or a change in law attributable to such a provision) is scheduled to and would otherwise take effect on a date during the period beginning on October 1, 2013, and ending on December 31, 2014, such provision (or change) shall not be effective during
the 1-year period beginning on such date. During such 1-year period, the previous sentence shall be implemented in a manner as to continue the law as in effect as of the day before such date and shall take into account changes that would otherwise be made without regard to any such provision. Upon the expiration of such 1-year period, except as may otherwise be provided, the provisions of ACA (including the changes in law attributable to such provisions) shall be implemented as if the previous provisions of this subsection had not applied. Section 2713(a)(4) of the Public Health Service Act (42 U.S.C. 300gg–13(a)(4)) shall not be effective for any period before January 1, 2015, with respect to the requirement for specific coverage for any sponsor of a group health plan (or, in the case of student health plans, the institution of higher education offering such plans), health insurance issuer, or individual opposing such requirement for coverage based on religious or moral objections.

(b)(1) Internal Revenue Code of 1986.—In the case of any amendment made by ACA to the Internal Revenue Code of 1986, such amendment shall not apply to—

(A) except as otherwise provided in this paragraph, taxable years or plan years, as the case may be, beginning during 2014,
(B) in the case of sections 36B and 4980H of such Code, months beginning during 2014,

(C) in the case of section 4191 of such Code, sales during 2014,

(D) in the case of subchapter B of chapter 34 of such Code, policy and plan years beginning during 2014,

(E) in the case of section 5000B of such Code, services performed during 2014,

(F) in the case of sections 6055 and 6056 of such Code, calendar year 2014,

(G) in the case of any amendment made by ACA to section 6103 of such Code, disclosures during 2014,

(H) in the case of any amendment made by section 9004 of the Patient Protection and Affordable Care Act, distributions made during 2014, and

(I) in the case of any amendment made by section 1409 of the Health Care and Education Reconciliation Act of 2010, transactions entered into during 2014.

(2)(A) ANNUAL FEES.—Sections 9008 and 9010 of the Patient Protection and Affordable Care Act shall not apply to annual payment dates (within the meaning of such sections) during 2014.
(B) Patient-Centered Outcomes Research

Trust Fund.—Notwithstanding any other provision of law, during 2014, no amount may be—

(i) appropriated, credited, or otherwise transferred to the Patient-Centered Outcomes Research Trust Fund, or

(ii) transferred from such Fund.

Subsections (a) and (b)(1) shall not apply to section 9511 of the Internal Revenue Code of 1986.

(3)(A) Coordination With Provisions Suspended Under This Subsection.—Subsection (a) shall not apply with respect to any provision of ACA to which this subsection applies.

(B) Coordination With Provisions Not Suspended Under Subsection (a).—Paragraph (1) shall not apply to—

(i) section 9815 of the Internal Revenue Code of 1986,

(ii) the amendments made by section 1322(h) of the Patient Protection and Affordable Care Act, and

(iii) the amendments made by section 1004(d) of the Health Care and Education Reconciliation Act of 2010.
(c) IMPLEMENTATION.—The Secretaries of Health and Human Services and the Treasury shall take such steps as may be required to implement the provisions of this section on a timely basis.

(d) ACA DEFINED.—In this section, the term “ACA” means—

(1) the Patient Protection and Affordable Care Act (Public Law 111–148), including any amendment made by such Act; and

(2) title I and subtitle B of title II of the Health Care and Education Reconciliation Act of 2010 (Public Law 111–152), including any amendment made by such title or subtitle.