

118TH CONGRESS  
1ST SESSION

# H. R. 5860

Making continuing appropriations for fiscal year 2024, and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

SEPTEMBER 30, 2023

Ms. GRANGER introduced the following bill; which was referred to the Committee on Appropriations, and in addition to the Committees on the Budget, and Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned; considered and passed

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## A BILL

Making continuing appropriations for fiscal year 2024, and  
for other purposes.

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

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Continuing Appropria-  
5 tions Act, 2024 and Other Extensions Act”.

6 **SEC. 2. TABLE OF CONTENTS.**

7 The table of contents of this Act is as follows:

- Sec. 1. Short title.
- Sec. 2. Table of contents.
- Sec. 3. References.

DIVISION A—CONTINUING APPROPRIATIONS ACT, 2024

DIVISION B—OTHER MATTERS

TITLE I—EXTENSIONS AND OTHER MATTERS

TITLE II—FAA EXTENSION

TITLE III—HEALTH AND HUMAN SERVICES

TITLE IV—BUDGETARY EFFECTS

1 **SEC. 3. REFERENCES.**

2       Except as expressly provided otherwise, any reference  
3 to “this Act” contained in any division of this Act shall  
4 be treated as referring only to the provisions of that divi-  
5 sion.

1                   **DIVISION A—CONTINUING**  
2                   **APPROPRIATIONS ACT, 2024**

3           The following sums are hereby appropriated, out of  
4 any money in the Treasury not otherwise appropriated,  
5 and out of applicable corporate or other revenues, receipts,  
6 and funds, for the several departments, agencies, corpora-  
7 tions, and other organizational units of Government for  
8 fiscal year 2024, and for other purposes, namely:

9           SEC. 101. Such amounts as may be necessary, at a  
10 rate for operations as provided in the applicable appro-  
11 priations Acts for fiscal year 2023 and under the authority  
12 and conditions provided in such Acts, for continuing  
13 projects or activities (including the costs of direct loans  
14 and loan guarantees) that are not otherwise specifically  
15 provided for in this Act, that were conducted in fiscal year  
16 2023, and for which appropriations, funds, or other au-  
17 thority were made available in the following appropriations  
18 Acts:

19                   (1) The Agriculture, Rural Development, Food  
20 and Drug Administration, and Related Agencies Ap-  
21 propriations Act, 2023 (division A of Public Law  
22 117–328), except section 729, and including the  
23 matter under the headings “Food for Peace Title II  
24 Grants” and “McGovern-Dole International Food  
25 for Education and Child Nutrition Program Grants”

1 in title I of division M of Public Law 117–328, the  
2 matter under the headings “Agricultural Research  
3 Service—Buildings and Facilities”, “Food Safety  
4 and Inspection Service”, “Rural Housing Service—  
5 Rural Community Facilities Program Account” (ex-  
6 cept all that follows after “expended” in such matter  
7 and except that such matter shall be applied by sub-  
8 stituting “\$25,300,000” for “\$75,300,000”), and  
9 “Rural Utilities Service—Rural Water and Waste  
10 Disposal Program Account” (except all that follows  
11 after “expended” in such matter and except that  
12 such matter shall be applied by substituting  
13 “\$60,000,000” for “\$325,000,000”) in title I of di-  
14 vision N of Public Law 117–328, and section 2102  
15 in title I of such division N.

16 (2) The Commerce, Justice, Science, and Re-  
17 lated Agencies Appropriations Act, 2023 (division B  
18 of Public Law 117–328), except section 540, and ex-  
19 cept section 521(d)(1) shall be applied by sub-  
20 stituting “\$122,572,000” for “\$705,768,000”, and  
21 including the matter under the headings “Federal  
22 Prison System—Buildings and Facilities” and “Na-  
23 tional Science Foundation—STEM Education” (ex-  
24 cept all that follows after “2024” in such matter  
25 and except that such matter shall be applied by sub-

1       stituting “\$92,000,000” for “\$217,000,000”) in  
2       title II of division N of Public Law 117–328, and  
3       the second paragraph under each of the headings  
4       “National Oceanic and Atmospheric Administra-  
5       tion—Operations, Research, and Facilities” (except  
6       all that follows after “2024” in such paragraph and  
7       except that such paragraph shall be applied by sub-  
8       stituting “\$42,000,000” for “\$62,000,000”), “Na-  
9       tional Oceanic and Atmospheric Administration—  
10      Procurement, Acquisition and Construction”, “Na-  
11      tional Aeronautics and Space Administration—Con-  
12      struction and Environmental Compliance and Res-  
13      toration”, and “National Science Foundation—Re-  
14      search and Related Activities” (except all that fol-  
15      lows after “2024” in such paragraph and except  
16      that such paragraph shall be applied by substituting  
17      “\$608,162,000” for “\$818,162,000”) in title II of  
18      such division N.

19               (3) The Department of Defense Appropriations  
20      Act, 2023 (division C of Public Law 117–328).

21               (4) The Energy and Water Development and  
22      Related Agencies Appropriations Act, 2023 (division  
23      D of Public Law 117–328), except the first proviso  
24      under the heading “SPR Petroleum Account”, and  
25      except the second paragraph under the heading

1 “Title 17 Innovative Technology Loan Guarantee  
2 Program”, and including the matter under the head-  
3 ing “Energy Programs—Nuclear Energy” in title  
4 III of division M of Public Law 117–328 and the  
5 second paragraph under each of the headings  
6 “Corps of Engineers—Civil—Department of the  
7 Army—Construction” and “Corps of Engineers—  
8 Civil—Department of the Army—Operation and  
9 Maintenance” in title IV of division N of Public Law  
10 117–328.

11 (5) The Financial Services and General Govern-  
12 ment Appropriations Act, 2023 (division E of Public  
13 Law 117–328).

14 (6) The Department of Homeland Security Ap-  
15 propriations Act, 2023 (division F of Public Law  
16 117–328), section 2602 of title VI of division N of  
17 Public Law 117–328, and title III of division O of  
18 Public Law 117–328.

19 (7) The Department of the Interior, Environ-  
20 ment, and Related Agencies Appropriations Act,  
21 2023 (division G of Public Law 117–328), except  
22 section 443, and including the second paragraph  
23 under each of the headings “Department of the In-  
24 terior—Departmental Offices—Department-Wide  
25 Programs—Wildland Fire Management” and “Re-

1       lated Agencies—Department of Agriculture—Forest  
2       Service—Wildland Fire Management” in title VII of  
3       division N of Public Law 117–328.

4           (8) The Departments of Labor, Health and  
5       Human Services, and Education, and Related Agen-  
6       cies Appropriations Act, 2023 (division H of Public  
7       Law 117–328), section 145 of division A of Public  
8       Law 117–180, and the second paragraph under the  
9       heading “Administration for Children and Fami-  
10      lies—Low Income Home Energy Assistance” in title  
11      VIII of division N of Public Law 117–328.

12          (9) The Legislative Branch Appropriations Act,  
13      2023 (division I of Public Law 117–328).

14          (10) The Military Construction, Veterans Af-  
15      fairs, and Related Agencies Appropriations Act,  
16      2023 (division J of Public Law 117–328).

17          (11) The Department of State, Foreign Oper-  
18      ations, and Related Programs Appropriations Act,  
19      2023 (division K of Public Law 117–328), except  
20      section 7069, and including the matter under the  
21      headings “Department of State—Administration of  
22      Foreign Affairs—Diplomatic Programs” (except all  
23      that follows after “2024” in such matter and except  
24      that such matter shall be applied by substituting  
25      “\$87,054,000” for “\$147,054,000”), “Bilateral

1 Economic Assistance—Funds Appropriated to the  
2 President—International Disaster Assistance” (ex-  
3 cept all that follows after “expended” in such matter  
4 and except that such matter shall be applied by sub-  
5 stituting “\$637,902,000” for “\$937,902,000”), “Bi-  
6 lateral Economic Assistance—Funds Appropriated  
7 to the President—Assistance for Europe, Eurasia  
8 and Central Asia”, “Bilateral Economic Assist-  
9 ance—Department of State—Migration and Refugee  
10 Assistance” (except all that follows after “expended”  
11 in such matter and except that such matter shall be  
12 applied by substituting “\$915,048,000” for  
13 “\$1,535,048,000”), and “International Security As-  
14 sistance—Department of State—International Nar-  
15 cotics Control and Law Enforcement” (except all  
16 that follows after “2024” in such matter and except  
17 that such matter shall be applied by substituting  
18 “\$74,996,000” for “\$374,996,000”) in title VII of  
19 division M of Public Law 117–328.

20 (12) The Transportation, Housing and Urban  
21 Development, and Related Agencies Appropriations  
22 Act, 2023 (division L of Public Law 117–328), ex-  
23 cept sections 153 and 420, and including the matter  
24 under the headings “Public and Indian Housing—  
25 Tenant-Based Rental Assistance” and “Housing



1 Programs—Project-Based Rental Assistance” in  
2 title X of division N of Public Law 117–328.

3 SEC. 102. (a) No appropriation or funds made avail-  
4 able or authority granted pursuant to section 101 for the  
5 Department of Defense shall be used for:

6 (1) the new production of items not funded for  
7 production in fiscal year 2023 or prior years;

8 (2) the increase in production rates above those  
9 sustained with fiscal year 2023 funds; or

10 (3) the initiation, resumption, or continuation  
11 of any project, activity, operation, or organization  
12 (defined as any project, subproject, activity, budget  
13 activity, program element, and subprogram within a  
14 program element, and for any investment items de-  
15 fined as a P–1 line item in a budget activity within  
16 an appropriation account and an R–1 line item that  
17 includes a program element and subprogram element  
18 within an appropriation account) for which appro-  
19 priations, funds, or other authority were not avail-  
20 able during fiscal year 2023.

21 (b) No appropriation or funds made available or au-  
22 thority granted pursuant to section 101 for the Depart-  
23 ment of Defense shall be used to initiate multi-year pro-  
24 curements utilizing advance procurement funding for eco-

1 nomic order quantity procurement unless specifically ap-  
2 propriated later.

3       SEC. 103. Appropriations made by section 101 shall  
4 be available to the extent and in the manner that would  
5 be provided by the pertinent appropriations Act.

6       SEC. 104. Except as otherwise provided in section  
7 102, no appropriation or funds made available or author-  
8 ity granted pursuant to section 101 shall be used to ini-  
9 tiate or resume any project or activity for which appro-  
10 priations, funds, or other authority were not available dur-  
11 ing fiscal year 2023.

12       SEC. 105. Appropriations made and authority grant-  
13 ed pursuant to this Act shall cover all obligations or ex-  
14 penditures incurred for any project or activity during the  
15 period for which funds or authority for such project or  
16 activity are available under this Act.

17       SEC. 106. Unless otherwise provided for in this Act  
18 or in the applicable appropriations Act for fiscal year  
19 2024, appropriations and funds made available and au-  
20 thority granted pursuant to this Act shall be available  
21 until whichever of the following first occurs:

22               (1) The enactment into law of an appropriation  
23       for any project or activity provided for in this Act.

1           (2) The enactment into law of the applicable  
2           appropriations Act for fiscal year 2024 without any  
3           provision for such project or activity.

4           (3) November 17, 2023.

5           SEC. 107. Expenditures made pursuant to this Act  
6           shall be charged to the applicable appropriation, fund, or  
7           authorization whenever a bill in which such applicable ap-  
8           propriation, fund, or authorization is contained is enacted  
9           into law.

10          SEC. 108. Appropriations made and funds made  
11          available by or authority granted pursuant to this Act may  
12          be used without regard to the time limitations for submis-  
13          sion and approval of apportionments set forth in section  
14          1513 of title 31, United States Code, but nothing in this  
15          Act may be construed to waive any other provision of law  
16          governing the apportionment of funds.

17          SEC. 109. Notwithstanding any other provision of  
18          this Act, except section 106, for those programs that  
19          would otherwise have high initial rates of operation or  
20          complete distribution of appropriations at the beginning  
21          of fiscal year 2024 because of distributions of funding to  
22          States, foreign countries, grantees, or others, such high  
23          initial rates of operation or complete distribution shall not  
24          be made, and no grants shall be awarded for such pro-

1 grams funded by this Act that would impinge on final  
2 funding prerogatives.

3       SEC. 110. This Act shall be implemented so that only  
4 the most limited funding action of that permitted in the  
5 Act shall be taken in order to provide for continuation of  
6 projects and activities.

7       SEC. 111. (a) For entitlements and other mandatory  
8 payments whose budget authority was provided in appro-  
9 priations Acts for fiscal year 2023, except the matter  
10 under the heading “Cost of War Toxic Exposures Fund”  
11 in title II of division J of Public Law 117–328, and for  
12 activities under the Food and Nutrition Act of 2008, ac-  
13 tivities shall be continued at the rate to maintain program  
14 levels under current law, under the authority and condi-  
15 tions provided in the applicable appropriations Act for fis-  
16 cal year 2023, to be continued through the date specified  
17 in section 106(3).

18       (b) Notwithstanding section 106, obligations for man-  
19 datory payments due on or about the first day of any  
20 month that begins after October 2023 but not later than  
21 30 days after the date specified in section 106(3) may con-  
22 tinue to be made, and funds shall be available for such  
23 payments.

24       SEC. 112. Amounts made available under section 101  
25 for civilian personnel compensation and benefits in each

1 department and agency may be apportioned up to the rate  
2 for operations necessary to avoid furloughs within such de-  
3 partment or agency, consistent with the applicable appro-  
4 priations Act for fiscal year 2023, except that such author-  
5 ity provided under this section shall not be used until after  
6 the department or agency has taken all necessary actions  
7 to reduce or defer non-personnel-related administrative ex-  
8 penses.

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

17       SEC. 114. (a)(1) For each amount incorporated by  
18 reference in this Act from amounts provided by division  
19 M or N of Public Law 117–328, each section or paragraph  
20 of an account providing each such amount, as applicable,  
21 shall be applied as if that section or paragraph ended with  
22 the following sentence: “The amount provided herein is  
23 designated by the Congress as an emergency requirement  
24 pursuant to section 251(b)(2)(A)(i) of the Balanced Budg-  
25 et and Emergency Deficit Control Act of 1985.”.

1           (2) Each amount incorporated by reference in this  
2 Act that was previously designated by the Congress as an  
3 emergency requirement pursuant to section 4001(a)(1) of  
4 S. Con. Res. 14 (117th Congress), the concurrent resolu-  
5 tion on the budget for fiscal year 2022, and section 1(e)  
6 of H. Res. 1151 (117th Congress), as engrossed in the  
7 House of Representatives on June 8, 2022, or as being  
8 for disaster relief pursuant to a concurrent resolution on  
9 the budget in the Senate and section 1(f) of H. Res. 1151  
10 (117th Congress), as engrossed in the House of Rep-  
11 resentatives on June 8, 2022, is designated by the Con-  
12 gress as being an emergency requirement pursuant to sec-  
13 tion 251(b)(2)(A)(i) of the Balanced Budget and Emer-  
14 gency Deficit Control Act of 1985 or as being for disaster  
15 relief pursuant to section 251(b)(2)(D) of such Act, re-  
16 spectively.

17           (b)(1) Each amount incorporated by reference in this  
18 Act that was specified to meet the terms of section  
19 4004(b)(5)(B) of S. Con. Res. 14 (117th Congress), the  
20 concurrent resolution on the budget for fiscal year 2022,  
21 and section 1(g)(2) of H. Res. 1151 (117th Congress),  
22 as engrossed in the House of Representatives on June 8,  
23 2022, or as additional new budget authority for purposes  
24 of section 4004(b)(5) of such concurrent resolution and  
25 section 1(g) of such House resolution, is provided to meet

1 the terms of section 251(b)(2)(F)(ii)(I) of the Balanced  
2 Budget and Emergency Deficit Control Act of 1985, or  
3 is additional new budget authority as specified for pur-  
4 poses of section 251(b)(2)(F) of such Act, respectively.

5       (2) Each amount incorporated by reference in this  
6 Act for “Department of Labor—Employment and Train-  
7 ing Administration—State Unemployment Insurance and  
8 Employment Service Operations” that was specified to  
9 meet the terms of a concurrent resolution on the budget  
10 in the Senate and section 1(j)(2) of H. Res. 1151 (117th  
11 Congress), as engrossed in the House of Representatives  
12 on June 8, 2022, or as additional new budget authority  
13 for purposes of a concurrent resolution on the budget in  
14 the Senate and section 1(j) of such House resolution, is  
15 provided to meet the terms of section 251(b)(2)(E)(ii) of  
16 the Balanced Budget and Emergency Deficit Control Act  
17 of 1985, or is additional new budget authority as specified  
18 for the purposes of section 251(b)(2)(E) of such Act, re-  
19 spectively.

20       (3) Each amount incorporated by reference in this  
21 Act for “Department of Health and Human Services—  
22 Centers for Medicare & Medicaid Services—Health Care  
23 Fraud and Abuse Control Account” that was specified to  
24 meet the terms of a concurrent resolution on the budget  
25 in the Senate, or as additional new budget authority for

1 purposes of a concurrent resolution on the budget in the  
2 Senate and section 1(h) of H. Res. 1151 (117th Con-  
3 gress), as engrossed in the House of Representatives on  
4 June 8, 2022, is provided to meet the terms of section  
5 251(b)(2)(C)(ii) of the Balanced Budget and Emergency  
6 Deficit Control Act of 1985, or is additional new budget  
7 authority as specified for the purposes of section  
8 251(b)(2)(C) of such Act, respectively.

9 (4) Each amount incorporated by reference in this  
10 Act for “Social Security Administration—Limitation on  
11 Administrative Expenses” that was specified to meet the  
12 terms of a concurrent resolution on the budget in the Sen-  
13 ate, or as additional new budget authority for purposes  
14 of a concurrent resolution on the budget in the Senate  
15 and section 1(i) of H. Res. 1151 (117th Congress), as en-  
16 grossed in the House of Representatives on June 8, 2022,  
17 is provided to meet the terms of section  
18 251(b)(2)(B)(ii)(III) of the Balanced Budget and Emer-  
19 gency Deficit Control Act of 1985, or is additional new  
20 budget authority as specified for the purposes of section  
21 251(b)(2)(B) of such Act, respectively.

22 (c) Each amount designated in this Act by the Con-  
23 gress as an emergency requirement pursuant to section  
24 251(b)(2)(A)(i) of the Balanced Budget and Emergency  
25 Deficit Control Act of 1985 shall be available (or



1 repurposed or rescinded, if applicable) only if the Presi-  
2 dent subsequently so designates all such amounts and  
3 transmits such designations to the Congress.

4 SEC. 115. (a) Rescissions or cancellations of discre-  
5 tionary budget authority that continue pursuant to section  
6 101 in Treasury Appropriations Fund Symbols (TAFS)—

7 (1) to which other appropriations are not pro-  
8 vided by this Act, but for which there is a current  
9 applicable TAFS that does receive an appropriation  
10 in this Act; or

11 (2) which are no-year TAFS and receive other  
12 appropriations in this Act, may be continued instead  
13 by reducing the rate for operations otherwise pro-  
14 vided by section 101 for such current applicable  
15 TAFS, as long as doing so does not impinge on the  
16 final funding prerogatives of the Congress.

17 (b) Rescissions or cancellations described in sub-  
18 section (a) shall continue in an amount equal to the lesser  
19 of—

20 (1) the amount specified for rescission or can-  
21 cellation in the applicable appropriations Act ref-  
22 erenced in section 101 of this Act; or

23 (2) the amount of balances available, as of Oc-  
24 tober 1, 2023, from the funds specified for rescission

1 or cancellation in the applicable appropriations Act  
2 referenced in section 101 of this Act.

3 (c) No later than November 17, 2023, the Director  
4 of the Office of Management and Budget shall provide to  
5 the Committees on Appropriations of the House of Rep-  
6 resentatives and the Senate a comprehensive list of the  
7 rescissions or cancellations that will continue pursuant to  
8 section 101: *Provided*, That the information in such com-  
9 prehensive list shall be periodically updated to reflect any  
10 subsequent changes in the amount of balances available,  
11 as of October 1, 2023, from the funds specified for rescis-  
12 sion or cancellation in the applicable appropriations Act  
13 referenced in section 101, and such updates shall be trans-  
14 mitted to the Committees on Appropriations of the House  
15 of Representatives and the Senate upon request.

16 SEC. 116. Amounts made available by section 101 for  
17 “Farm Service Agency—Agricultural Credit Insurance  
18 Fund Program Account” may be apportioned up to the  
19 rate for operations necessary to accommodate approved  
20 applications for direct and guaranteed farm ownership  
21 loans, as authorized by 7 U.S.C. 1922 et seq.

22 SEC. 117. Amounts made available by section 101 for  
23 “Rural Housing Service—Rental Assistance Program”  
24 may be apportioned up to the rate for operations necessary

1 to maintain activities as authorized by section 521(a)(2)  
2 of the Housing Act of 1949.

3 SEC. 118. Amounts made available by section 101 for  
4 “Domestic Food Programs—Food and Nutrition Serv-  
5 ice—Special Supplemental Nutrition Program for Women,  
6 Infants, and Children (WIC)” may be apportioned at the  
7 rate for operations necessary to maintain participation.

8 SEC. 119. Amounts made available by section 101 for  
9 “Domestic Food Programs—Food and Nutrition Serv-  
10 ice—Commodity Assistance Program” may be appor-  
11 tioned up to the rate for operations necessary to maintain  
12 current program caseload in the Commodity Supplemental  
13 Food Program.

14 SEC. 120. Section 260 of the Agricultural Marketing  
15 Act of 1946 (7 U.S.C. 1636i) and section 942 of the Live-  
16 stock Mandatory Reporting Act of 1999 (7 U.S.C. 1635  
17 note; Public Law 106–78) shall be applied by substituting  
18 the date specified in section 106(3) of this Act for “Sep-  
19 tember 30, 2023”.

20 SEC. 121. Amounts made available by section 101 for  
21 “National Telecommunications and Information Adminis-  
22 tration—Salaries and Expenses” may be apportioned up  
23 to the rate for operations necessary to administer  
24 broadband programs.

1        SEC. 122. (a) Funds previously made available in the  
2 Consolidated Appropriations Act, 2017 (Public Law 115–  
3 31) and the Consolidated Appropriations Act, 2018 (Pub-  
4 lic Law 115–141) under the heading “National Aero-  
5 nautics and Space Administration—Space Operations”  
6 that were available for obligation through fiscal year 2018  
7 and fiscal year 2019, respectively, are to remain available  
8 through fiscal year 2024 for the liquidation of valid obliga-  
9 tions incurred in fiscal years 2017 through 2019.

10        (b)(1) Subject to paragraph (2), this section shall be-  
11 come effective immediately upon enactment of this Act.

12        (2) If this Act is enacted after September 30, 2023,  
13 this section shall be applied as if it were in effect on Sep-  
14 tember 30, 2023.

15        SEC. 123. For purposes of section 235(b) of the Sen-  
16 tencing Reform Act of 1984 (18 U.S.C. 3551 note; Public  
17 Law 98–473; 98 Stat. 2032), as such section relates to  
18 chapter 311 of title 18, United States Code, and the  
19 United States Parole Commission, each reference in such  
20 section to “36 years” or “36-year period” shall be deemed  
21 a reference to “36 years and 17 days” or “36-year and  
22 17-day period”, respectively.

23        SEC. 124. Notwithstanding sections 102 and 104,  
24 amounts made available by section 101 to the Department  
25 of Defense for “Shipbuilding and Conversion, Navy” may

1 be apportioned up to the rate for operations necessary for  
2 “Ohio Replacement Submarine (Full Funding)” in an  
3 amount not to exceed \$621,270,000 for the procurement  
4 of one Columbia Class Submarine.

5 SEC. 125. During the period covered by this Act, sec-  
6 tion 714(b)(2)(B) of title 10, United States Code, shall  
7 be applied by substituting “four years” for “two years”.

8 SEC. 126. Notwithstanding section 101, the matter  
9 preceding the first proviso under the heading “Office of  
10 Personnel Management—Salaries and Expenses” in divi-  
11 sion E of Public Law 117–328 shall be applied by sub-  
12 stituting “\$219,076,000” for “\$190,784,000”.

13 SEC. 127. Notwithstanding any other provision of  
14 this Act, except section 106, the District of Columbia may  
15 expend local funds made available under the heading “Dis-  
16 trict of Columbia—District of Columbia Funds” for such  
17 programs and activities under the District of Columbia  
18 Appropriations Act, 2023 (title IV of division E of Public  
19 Law 117–328) at the rate set forth in the Fiscal Year  
20 2024 Local Budget Act of 2023 (D.C. Act 25–161), as  
21 modified as of the date of enactment of this Act.

22 SEC. 128. Amounts made available by section 101 to  
23 the Department of Homeland Security under the heading  
24 “Federal Emergency Management Agency—Disaster Re-  
25 lief Fund” may be apportioned up to the rate for oper-

1 ations necessary to carry out response and recovery activi-  
2 ties under the Robert T. Stafford Disaster Relief and  
3 Emergency Assistance Act (42 U.S.C. 5121 et seq.).

4       SEC. 129. In addition to amounts otherwise provided  
5 by section 101, for “Federal Emergency Management  
6 Agency—Disaster Relief Fund”, there is appropriated  
7 \$16,000,000,000, for an additional amount for fiscal year  
8 2024, to remain available until expended, of which  
9 \$2,000,000 shall be transferred to “Office of the Inspector  
10 General—Operations and Support” for audits and inves-  
11 tigation of activities funded under “Federal Emergency  
12 Management Agency—Disaster Relief Fund” and  
13 \$15,500,000,000 shall be for major disasters declared  
14 pursuant to the Robert T. Stafford Disaster Relief and  
15 Emergency Assistance Act (42 U.S.C. 5121 et seq.): *Pro-*  
16 *vided*, That such amount is designated by the Congress  
17 as being for an emergency requirement pursuant to sec-  
18 tion 251(b)(2)(A)(i) of the Balanced Budget and Emer-  
19 gency Deficit Control Act of 1985.

20       SEC. 130. (a) Sections 1309(a) and 1319 of the Na-  
21 tional Flood Insurance Act of 1968 (42 U.S.C. 4016(a)  
22 and 4026) shall be applied by substituting the date speci-  
23 fied in section 106(3) of this Act for “September 30,  
24 2023”.

1 (b)(1) Subject to paragraph (2), this section shall be-  
2 come effective immediately upon enactment of this Act.

3 (2) If this Act is enacted after September 30, 2023,  
4 this section shall be applied as if it were in effect on Sep-  
5 tember 30, 2023.

6 SEC. 131. Section 227(a) of the Federal Cybersecu-  
7 rity Enhancement Act of 2015 (6 U.S.C. 1525(a)) shall  
8 be applied by substituting the date specified in section  
9 106(3) of this Act for “September 30, 2023”.

10 SEC. 132. Amounts made available by section 101 for  
11 “Department of the Interior—Department-Wide Pro-  
12 grams—Wildland Fire Management” and “Department of  
13 Agriculture—Forest Service—Wildland Fire Manage-  
14 ment” shall be available for the Federal wildland fire-  
15 fighter base salary increase provided under section  
16 40803(d)(4)(B) of Public Law 117–58 and may be appor-  
17 tioned up to the rate for operations necessary to continue  
18 to fund such base salary increase.

19 SEC. 133. Activities authorized by part A of title IV  
20 (other than under section 403(c) or 418) and section  
21 1108(b) of the Social Security Act shall continue through  
22 the date specified in section 106(3), in the manner author-  
23 ized for fiscal year 2023, and out of any money in the  
24 Treasury of the United States not otherwise appropriated,

1 there are hereby appropriated such sums as may be nec-  
2 essary for such purpose.

3 SEC. 134. Notwithstanding section 101, section 126  
4 of division J of Public Law 117–328 shall be applied dur-  
5 ing the period covered by this Act by substituting “fiscal  
6 year 2017, fiscal year 2018, and fiscal year 2019” for “fis-  
7 cal year 2017 and fiscal year 2018”.

8 SEC. 135. The authority provided by section 2401 of  
9 the Afghanistan Supplemental Appropriations Act, 2022  
10 (division C of Public Law 117–43) shall continue in effect  
11 through the date specified in section 106(3) of this Act.

12 SEC. 136. Notwithstanding section 101, the matter  
13 under the heading “Bilateral Economic Assistance—Inde-  
14 pendent Agencies—Millennium Challenge Corporation” in  
15 title III of division K of Public Law 117–328 shall be ap-  
16 plied by inserting the following new provisos before the  
17 last proviso: “*Provided further*, That the member of the  
18 Board described in section 604(c)(3)(B)(ii) of the Millen-  
19 nium Challenge Act of 2003, as amended (22 U.S.C.  
20 7703(c)(3)(B)(ii)), whose term began on September 16,  
21 2019, shall continue to serve in such appointment until  
22 March 31, 2024: *Provided further*, That in the event that  
23 a new member of the Board described in section  
24 604(c)(3)(B) of such Act (22 U.S.C. 7703(c)(3)(B)) is ap-  
25 pointed prior to March 31, 2024, the term of the member



1 of the Board whose term began on September 16, 2019,  
2 shall terminate as of the date of such appointment.”.

3       SEC. 137. Notwithstanding section 101, the matter  
4 preceding the first proviso under the heading “Depart-  
5 ment of Transportation—Federal Aviation Administra-  
6 tion—Facilities and Equipment” in title I of division L  
7 of Public Law 117–328 shall be applied by substituting  
8 “\$617,000,000” for “\$570,000,000” and substituting  
9 “\$2,174,200,000” for “\$2,221,200,000”.

1 **DIVISION B—OTHER MATTERS**  
2 **TITLE I—EXTENSIONS AND**  
3 **OTHER MATTERS**

4 **SEC. 2101. EXTENSION OF CERTAIN PROVISIONS OF THE**  
5 **COMPACT OF FREE ASSOCIATION WITH THE**  
6 **FEDERATED STATES OF MICRONESIA AND**  
7 **THE FEDERAL PROGRAM AND SERVICES**  
8 **AGREEMENTS WITH THE FEDERATED STATES**  
9 **OF MICRONESIA AND THE REPUBLIC OF THE**  
10 **MARSHALL ISLANDS.**

11 (a) GRANT AND OTHER FINANCIAL ASSISTANCE.—

12 (1) IN GENERAL.—During the period beginning  
13 on October 1, 2023, and ending on November 17,  
14 2023, any activities described in sections 211, 212,  
15 and 215 of the Compact of Free Association between  
16 the Government of the United States of America  
17 and the Government of the Federated States of Mi-  
18 cronesia set forth in section 201(a) of the Compact  
19 of Free Association Amendments Act of 2003 (48  
20 U.S.C. 1921 note; Public Law 108–188) shall, with  
21 the mutual consent of the Federated States of Mi-  
22 cronesia, continue in the manner authorized and re-  
23 quired for fiscal year 2023 under the agreements de-  
24 scribed in paragraphs (4) and (5) of section 462(b)  
25 of that Compact.

1           (2) FUNDING.—There is appropriated, out of  
2           any money in the Treasury not otherwise appro-  
3           priated, to carry out the activities authorized under  
4           paragraph (1) an amount equal to the pro rata por-  
5           tion of the amount appropriated for those activities  
6           for fiscal year 2023.

7           (b) FEDERAL PROGRAMS AND SERVICES.—During  
8           the period beginning on October 1, 2023, and ending on  
9           the date on which a new Federal programs and services  
10          agreement with the applicable country enters into force,  
11          any activities described in sections 131, 132, and 221(a)  
12          of the Compact of Free Association between the Govern-  
13          ment of the United States of America and the Government  
14          of the Federated States of Micronesia set forth in section  
15          201(a) of the Compact of Free Association Amendments  
16          Act of 2003 (48 U.S.C. 1921 note; Public Law 108–188)  
17          and sections 131, 132, and 221(a) of the Compact of Free  
18          Association between the Government of the United States  
19          of America and the Government of the Republic of the  
20          Marshall Islands set forth in section 201(b) of that Act  
21          shall, with the mutual consent of the Federated States of  
22          Micronesia or the Republic of the Marshall Islands, as ap-  
23          plicable, continue in the manner authorized and required  
24          for fiscal year 2023 under the agreement described in sec-  
25          tion 462(b)(1) of the Compact of Free Association be-

1 tween the Government of the United States of America  
2 and the Government of the Federated States of Micronesia  
3 set forth in section 201(a) of that Act and the agreement  
4 described in section 462(b)(1) of the Compact of Free As-  
5 sociation between the Government of the United States  
6 of America and the Government of the Republic of the  
7 Marshall Islands set forth in section 201(b) of that Act,  
8 respectively.

9 **SEC. 2102. EXTENSION OF DEADLINE TO PROMULGATE**  
10 **CERTAIN REGULATIONS.**

11 Section 413(a) of the Indian Self-Determination and  
12 Education Assistance Act (25 U.S.C. 5373(a)) is amend-  
13 ed—

14 (1) in paragraph (2), by striking “21 months”  
15 and inserting “38 months”; and

16 (2) in paragraph (3), by striking “30 months”  
17 and inserting “50 months”.

18 **TITLE II—FAA EXTENSION**  
19 **Subtitle A—Federal Aviation**  
20 **Programs**

21 **SEC. 2201. AIRPORT IMPROVEMENT PROGRAM.**

22 (a) AUTHORIZATION OF APPROPRIATIONS.—Section  
23 48103(a) of title 49, United States Code, is amended—

24 (1) in paragraph (5) by striking the “and” at  
25 the end;

1           (2) in paragraph (6) by striking the period at  
2           the end and inserting “; and”; and

3           (3) by adding at the end the following:

4           “(7) \$842,076,502 for the period beginning on  
5           October 1, 2023, and ending on December 31,  
6           2023.”.

7           (b) OBLIGATION AUTHORITY.—Subject to limitations  
8           specified in advance in appropriation Acts, sums made  
9           available pursuant to the amendment made by subsection  
10          (a) may be obligated at any time through September 30,  
11          2024, and shall remain available until expended.

12          (c) PROGRAM IMPLEMENTATION.—For purposes of  
13          calculating funding apportionments and meeting other re-  
14          quirements under sections 47114, 47115, 47116, and  
15          47117 of title 49, United States Code, for the period be-  
16          ginning on October 1, 2023, and ending on December 31,  
17          2023, the Administrator of the Federal Aviation Adminis-  
18          tration shall—

19                  (1) first calculate such funding apportionments  
20                  on an annualized basis as if the total amount avail-  
21                  able under section 48103 of such title for fiscal year  
22                  2024 was \$3,350,000,000; and

23                  (2) then reduce by 75 percent—

24                          (A) all funding apportionment amounts  
25                          calculated under paragraph (1); and

1 (B) amounts made available pursuant to  
2 subsections (b) and (f)(2) of section 47117 of  
3 such title.

4 (d) EXTENSION OF PROJECT GRANT AUTHORITY.—  
5 Section 47104(e) of title 49, United States Code, is  
6 amended in the matter preceding paragraph (1) by strik-  
7 ing “September 30, 2023,” and inserting “December 31,  
8 2023,”.

9 (e) EXTENSION OF SPECIAL RULE FOR APPORTION-  
10 MENTS.—Section 47114(e)(1)(J) of title 49, United  
11 States Code, is amended by striking “2023 to” and insert-  
12 ing “2023, and for the period beginning on October 1,  
13 2023, and ending on December 31, 2023, to”.

14 **SEC. 2202. EXTENSION OF EXPIRING AUTHORITIES; MIS-**  
15 **CELLANEOUS AUTHORIZATIONS.**

16 (a) AUTHORITY TO PROVIDE INSURANCE.—Section  
17 44310(b) of title 49, United States Code, is amended by  
18 striking “September 30, 2023” and inserting “December  
19 31, 2023”.

20 (b) UNMANNED AIRCRAFT TEST RANGES.—Section  
21 44803(h) of title 49, United States Code, is amended by  
22 striking “September 30, 2023” and inserting “December  
23 31, 2023”.

24 (c) SPECIAL AUTHORITY FOR CERTAIN UNMANNED  
25 AIRCRAFT SYSTEMS.—Section 44807(d) of title 49,

1 United States Code, is amended by striking “September  
2 30, 2023” and inserting “December 31, 2023”.

3 (d) EXTENSION OF AIRPORT SAFETY AND AIRSPACE  
4 HAZARD MITIGATION AND ENFORCEMENT.—Section  
5 44810(h) of title 49, United States Code, is amended by  
6 striking “September 30, 2023” and inserting “December  
7 31, 2023”.

8 (e) COMPETITIVE ACCESS REPORTING REQUIRE-  
9 MENT.—Section 47107(r)(3) of title 49, United States  
10 Code, is amended by striking “October 1, 2023” and in-  
11 serting “January 1, 2024”.

12 (f) MARSHALL ISLANDS, MICRONESIA, AND  
13 PALAU.—Section 47115(i) of title 49, United States Code,  
14 is amended by inserting “, and for the period beginning  
15 on October 1, 2023, and ending on December 31, 2023”  
16 after “fiscal years 2018 through 2023”.

17 (g) SUPPLEMENTAL DISCRETIONARY FUNDS.—Sec-  
18 tion 47115(j)(4)(A) of title 49, United States Code, is  
19 amended by inserting at the end the following:

20 “(vi) \$140,401,803 for the period be-  
21 ginning on October 1, 2023, and ending on  
22 December 31, 2023.”.

23 (h) COMPATIBLE LAND USE PLANNING AND  
24 PROJECTS BY STATE AND LOCAL GOVERNMENTS.—Sec-  
25 tion 47141(f) of title 49, United States Code, is amended

1 by striking “September 30, 2023” and inserting “Decem-  
2 ber 31, 2023”.

3 (i) NON-MOVEMENT AREA SURVEILLANCE PILOT  
4 PROGRAM.—Section 47143(c) of title 49, United States  
5 Code, is amended by striking “October 1, 2023” and in-  
6 serting “January 1, 2024”.

7 (j) WEATHER REPORTING PROGRAMS.—Section  
8 48105 of title 49, United States Code, is amended by add-  
9 ing at the end the following:

10 “(5) \$9,803,278 for the period beginning on  
11 October 1, 2023, and ending on December 31,  
12 2023.”.

13 (k) LEARNING PERIOD.—Section 50905(c)(9) of title  
14 51, United States Code, is amended by striking “October  
15 1, 2023” and inserting “January 1, 2024”.

16 (l) MIDWAY ISLAND AIRPORT.—Section 186(d) of the  
17 Vision 100—Century of Aviation Reauthorization Act  
18 (Public Law 108–176; 117 Stat. 2518) is amended by in-  
19 serting “and for the period beginning on October 1, 2023,  
20 and ending on December 31, 2023,” after “fiscal years  
21 2018 through 2023”.

22 (m) FINAL ORDER ESTABLISHING MILEAGE AND  
23 ADJUSTMENT ELIGIBILITY.—Section 409(d) of the Vision  
24 100—Century of Aviation Reauthorization Act (49 U.S.C.



1 41731 note) is amended by striking “September 30,  
2 2023” and inserting “December 31, 2023”.

3 (n) CONTRACT WEATHER OBSERVERS.—Section  
4 2306(b) of the FAA Extension, Safety, and Security Act  
5 of 2016 (Public Law 114–190; 130 Stat. 641) is amended  
6 by striking “October 1, 2023” and inserting “January 1,  
7 2024”.

8 (o) REMOTE TOWER PILOT PROGRAM.—Section  
9 161(a)(10) of the FAA Reauthorization Act of 2018 (49  
10 U.S.C. 47104 note) is amended by striking “September  
11 30, 2023” and inserting “December 31, 2023”.

12 (p) AIRPORT ACCESS ROADS IN REMOTE LOCATIONS;  
13 STORAGE FACILITIES FOR SNOW REMOVAL EQUIP-  
14 MENT.—Section 162 of the FAA Reauthorization Act of  
15 2018 (49 U.S.C. 47102 note) is amended by inserting  
16 “and for the period beginning on October 1, 2023, and  
17 ending on December 31, 2023” after “fiscal years 2018  
18 through 2023”.

19 (q) UAS REMOTE DETECTION AND IDENTIFICATION  
20 PILOT PROGRAM.—Section 372(d) of the FAA Reauthor-  
21 ization Act of 2018 (49 U.S.C. 44810 note) is amended  
22 by striking “September 30, 2023” and inserting “Decem-  
23 ber 31, 2023”.

24 (r) ADVISORY COMMITTEE FOR AVIATION CONSUMER  
25 PROTECTION.—Section 411(h) of the FAA Modernization

1 and Reform Act of 2012 (49 U.S.C. 42301 note) is  
2 amended by striking “September 30, 2023” and inserting  
3 “December 31, 2023”.

4 (s) AVIATION CONSUMER ADVOCATE.—Section  
5 424(e) of the FAA Reauthorization Act of 2018 (49  
6 U.S.C. 42302 note) is amended by striking “September  
7 30, 2023” and inserting “December 31, 2023”.

8 (t) ADVISORY COMMITTEE ON AIR TRAVEL NEEDS  
9 OF PASSENGERS WITH DISABILITIES.—Section 439(g) of  
10 the FAA Reauthorization Act of 2018 (49 U.S.C. 41705  
11 note) is amended by striking “September 30, 2023” and  
12 inserting “December 31, 2023”.

13 (u) ENHANCED TRAFFIC SERVICES.—Section 547(e)  
14 of the FAA Reauthorization Act of 2018 (49 U.S.C.  
15 40103 note) is amended by striking “September 30,  
16 2023” and inserting “December 31, 2023”.

17 (v) PILOT PROGRAM FOR REDEVELOPMENT OF AIR-  
18 PORT PROPERTIES.—Section 822(k) of the FAA Mod-  
19 ernization and Reform Act of 2012 (49 U.S.C. 47141  
20 note) is amended by striking “September 30, 2023” and  
21 inserting “December 31, 2023”.

22 **SEC. 2203. FEDERAL AVIATION ADMINISTRATION OPER-**  
23 **ATIONS.**

24 Section 106(k) of title 49, United States Code, is  
25 amended—

1 (1) in paragraph (1)—

2 (A) in subparagraph (E) by striking “and”  
3 at the end;

4 (B) in subparagraph (F) by striking the  
5 period at the end and inserting “; and”; and

6 (C) by inserting after subparagraph (F)  
7 the following:

8 “(G) \$2,995,027,322 for the period begin-  
9 ning on October 1, 2023, and ending on De-  
10 cember 31, 2023.”; and

11 (2) in paragraph (3) by inserting “and for the  
12 period beginning on October 1, 2023, and ending on  
13 December 31, 2023” after “fiscal years 2018  
14 through 2023”.

15 **SEC. 2204. AIR NAVIGATION FACILITIES AND EQUIPMENT.**

16 Section 48101(a) of title 49, United States Code, is  
17 amended by adding at the end the following:

18 “(7) \$740,273,224 for the period beginning on  
19 October 1, 2023, and ending on December 31,  
20 2023.”.

21 **SEC. 2205. RESEARCH, ENGINEERING, AND DEVELOPMENT.**

22 Section 48102(a) of title 49, United States Code, is  
23 amended—

24 (1) in paragraph (14), by striking “and”;

1 (2) in paragraph (15) by striking the period at  
2 the end and inserting “; and”; and

3 (3) by adding at the end the following:

4 “(16) \$64,098,360 for the period beginning on  
5 October 1, 2023, and ending on December 31,  
6 2023.”.

7 **SEC. 2206. SMALL COMMUNITY AIR SERVICE.**

8 (a) **ESSENTIAL AIR SERVICE AUTHORIZATION.**—Sec-  
9 tion 41742(a)(2) of title 49, United States Code, is  
10 amended by striking “2023” and inserting “2023, and  
11 \$89,191,486 for the period beginning on October 1, 2023,  
12 and ending on December 31, 2023,”.

13 (b) **AIRPORTS NOT RECEIVING SUFFICIENT SERV-**  
14 **ICE.**—Section 41743(e)(2) of title 49, United States Code,  
15 is amended by inserting “, and \$2,513,661 for the period  
16 beginning on October 1, 2023, and ending on December  
17 31, 2023,” after “fiscal years 2018 through 2023”.

18 **Subtitle B—Aviation Revenue**

19 **Provisions**

20 **SEC. 2211. EXPENDITURE AUTHORITY FROM AIRPORT AND**

21 **AIRWAY TRUST FUND.**

22 (a) **IN GENERAL.**—Section 9502(d)(1) of the Inter-  
23 nal Revenue Code of 1986 is amended—

1           (1) in the matter preceding subparagraph (A)  
2           by striking “October 1, 2023” and inserting “Janu-  
3           ary 1, 2024”; and

4           (2) in subparagraph (A) by striking the semi-  
5           colon at the end and inserting “or title II of division  
6           B of the Continuing Appropriations Act, 2024 and  
7           Other Extensions Act;”.

8           (b) CONFORMING AMENDMENT.—Section 9502(e)(2)  
9           of such Code is amended by striking “October 1, 2023”  
10          and inserting “January 1, 2024”.

11   **SEC. 2212. EXTENSION OF TAXES FUNDING AIRPORT AND**  
12                                   **AIRWAY TRUST FUND.**

13          (a) FUEL TAXES.—Section 4081(d)(2)(B) of the In-  
14          ternal Revenue Code of 1986 is amended by striking “Sep-  
15          tember 30, 2023” and inserting “December 31, 2023”.

16          (b) TICKET TAXES.—

17               (1) PERSONS.—Section 4261(k)(1)(A)(ii) of  
18               such Code is amended by striking “September 30,  
19               2023” and inserting “December 31, 2023”.

20               (2) PROPERTY.—Section 4271(d)(1)(A)(ii) of  
21               such Code is amended by striking “September 30,  
22               2023” and inserting “December 31, 2023”.

23          (c) FRACTIONAL OWNERSHIP PROGRAMS.—

1           (1) FUEL TAX.—Section 4043(d) of such Code  
2 is amended by striking “September 30, 2023” and  
3 inserting “December 31, 2023”.

4           (2) TREATMENT AS NONCOMMERCIAL AVIA-  
5 TION.—Section 4083(b) of such Code is amended by  
6 striking “October 1, 2023” and inserting “January  
7 1, 2024”.

8           (3) EXEMPTION FROM TICKET TAX.—Section  
9 4261(j) of such Code is amended by striking “Sep-  
10 tember 30, 2023” and inserting “December 31,  
11 2023”.

## 12   **Subtitle C—Expiring Counter-UAS** 13                           **Authorities**

### 14   **SEC. 2221. PROTECTION OF CERTAIN FACILITIES AND AS-** 15                           **SETS FROM UNMANNED AIRCRAFT.**

16           Section 210G(i) of the Homeland Security Act of  
17 2002 (6 U.S.C. 124n(i)) is amended by striking “on the  
18 date that is 4 years after the date of enactment of this  
19 section” and inserting “on November 18, 2023”.

1 **TITLE III—HEALTH AND HUMAN**  
2 **SERVICES**

3 **Subtitle A—Animal Drug and Ani-**  
4 **mal Generic Drug User Fee**  
5 **Amendments**

6 **CHAPTER 1—FEES RELATING TO ANIMAL**  
7 **DRUGS**

8 **SEC. 2301. SHORT TITLE; FINDING.**

9 (a) **SHORT TITLE.**—This chapter may be cited as the  
10 “Animal Drug User Fee Amendments of 2023”.

11 (b) **FINDING.**—Congress finds that the fees author-  
12 ized by the amendments made in this chapter will be dedi-  
13 cated toward expediting the animal drug development  
14 process and the review of new and supplemental animal  
15 drug applications and investigational animal drug submis-  
16 sions as set forth in the goals identified for purposes of  
17 part 4 of subchapter C of chapter VII of the Federal Food,  
18 Drug, and Cosmetic Act (21 U.S.C. 379j–11 et seq.), in  
19 the letters from the Secretary of Health and Human Serv-  
20 ices to the Chairman of the Committee on Energy and  
21 Commerce of the House of Representatives and the Chair-  
22 man of the Committee on Health, Education, Labor, and  
23 Pensions of the Senate as set forth in the Congressional  
24 Record.

1 **SEC. 2302. DEFINITIONS.**

2 Section 739 of the Federal Food, Drug, and Cosmetic  
3 Act (21 U.S.C. 379j–11) is amended—

4 (1) in paragraph (3), by striking “national drug  
5 code” and inserting “National Drug Code”; and

6 (2) by amending paragraph (8)(I) to read as  
7 follows:

8 “(I) The activities necessary for implemen-  
9 tation of the United States and European  
10 Union Mutual Recognition Agreement for Phar-  
11 maceutical Good Manufacturing Practice In-  
12 spections, and the United States and United  
13 Kingdom Mutual Recognition Agreement Sec-  
14 toral Annex for Pharmaceutical Good Manufac-  
15 turing Practices, and other mutual recognition  
16 agreements, with respect to animal drug prod-  
17 ucts subject to review, including implementation  
18 activities prior to and following product ap-  
19 proval.”.

20 **SEC. 2303. AUTHORITY TO ASSESS AND USE ANIMAL DRUG**  
21 **FEES.**

22 (a) **IN GENERAL.**—Section 740(a)(1)(A)(ii) of the  
23 Federal Food, Drug, and Cosmetic Act (21 U.S.C. 379j–  
24 12(a)(1)(A)(ii)) is amended—

25 (1) in subclause (I), by striking “and” at the  
26 end;



1           (2) in subclause (II), by striking the period at  
2 the end and inserting “; and”; and

3           (3) by adding at the end the following:

4                           “(III) an application for condi-  
5 tional approval under section 571 of a  
6 new animal drug for which an animal  
7 drug application submitted under sec-  
8 tion 512(b)(1) has been previously ap-  
9 proved under section 512(d)(1) for  
10 another intended use.”.

11           (b) FEE REVENUE AMOUNTS.—Section 740(b)(1) of  
12 the Federal Food, Drug, and Cosmetic Act (21 U.S.C.  
13 379j–12(b)(1)) is amended to read as follows:

14                           “(1) IN GENERAL.—Subject to subsections (c),  
15 (d), (f), and (g), for each of fiscal years 2024  
16 through 2028, the fees required under subsection (a)  
17 shall be established to generate a total revenue  
18 amount of \$33,500,000.”.

19           (c) ANNUAL FEE SETTING; ADJUSTMENTS.—

20                           (1) ANNUAL FEE SETTING.—Section 740(c)(1)  
21 of the Federal Food, Drug, and Cosmetic Act (21  
22 U.S.C. 379j–12(c)(1)) is amended to read as follows:

23                           “(1) ANNUAL FEE SETTING.—Not later than  
24 60 days before the start of each fiscal year begin-

1       ning after September 30, 2023, the Secretary  
2       shall—

3               “(A) establish for that fiscal year animal  
4               drug application fees, supplemental animal drug  
5               application fees, animal drug sponsor fees, ani-  
6               mal drug establishment fees, and animal drug  
7               product fees based on the revenue amounts es-  
8               tablished under subsection (b) and the adjust-  
9               ments provided under this subsection; and

10              “(B) publish such fee revenue amounts  
11              and fees in the Federal Register.”.

12              (2)       INFLATION       ADJUSTMENT.—Section  
13       740(c)(2) of the Federal Food, Drug, and Cosmetic  
14       Act (21 U.S.C. 379j–12(c)(2)) is amended—

15              (A) in subparagraph (A)—

16                      (i) in the matter preceding clause (i),  
17                      by striking “2020” and inserting “2025”;  
18                      and

19                      (ii) in clause (iii), by striking “Balti-  
20                      more” and inserting “Arlington-Alexan-  
21                      dria”; and

22              (B) in subparagraph (B), by striking  
23       “2020” and inserting “2025”.

1           (3)     WORKLOAD     ADJUSTMENTS.—Section  
2     740(c)(3) of the Federal Food, Drug, and Cosmetic  
3     Act (21 U.S.C. 379j–12(c)(3)) is amended—

4                   (A) in subparagraph (A)—

5                           (i) in the matter preceding clause

6                   (i)—

7                                   (I) by striking “2020” and in-  
8                                   serting “2025”; and

9                                   (II) by striking “subparagraphs  
10                                   (B) and (C)” and inserting “subpara-  
11                                   graph (B)”;

12                           (ii) in clause (i) by striking “and” at  
13                   the end; and

14                           (iii) by striking clause (ii) and insert-  
15                   ing the following:

16                                   “(ii) such adjustment shall be made  
17                                   for each fiscal year that the adjustment de-  
18                                   termined by the Secretary is greater than  
19                                   3 percent, except for the first fiscal year  
20                                   that the adjustment is greater than 3 per-  
21                                   cent; and

22                                   “(iii) the Secretary shall publish in  
23                                   the Federal Register notice under para-  
24                                   graph (1) the amount of such adjustment  
25                                   and the supporting methodologies.”;

1 (B) by striking subparagraph (B); and  
2 (C) by redesignating subparagraph (C) as  
3 subparagraph (B).

4 (4) FINAL YEAR ADJUSTMENT.—Section  
5 740(c)(4) of the Federal Food, Drug, and Cosmetic  
6 Act (21 U.S.C. 379j–12(c)(4)) is amended to read  
7 as follows:

8 “(4) OPERATING RESERVE ADJUSTMENT.—

9 “(A) IN GENERAL.—For fiscal year 2025  
10 and each subsequent fiscal year, after the fee  
11 revenue amount established under subsection  
12 (b) is adjusted in accordance with paragraphs  
13 (2) and (3), the Secretary shall—

14 “(i) increase the fee revenue amount  
15 for such fiscal year, if necessary to provide  
16 an operating reserve of not less than 12  
17 weeks; or

18 “(ii) if the Secretary has an operating  
19 reserve in excess of the number of weeks  
20 specified in subparagraph (C) for that fis-  
21 cal year, the Secretary shall decrease the  
22 fee revenue amount to provide not more  
23 than the number of weeks specified in sub-  
24 paragraph (C) for that fiscal year.

1           “(B) CARRYOVER USER FEES.—For pur-  
2           poses of this paragraph, the operating reserve  
3           of carryover user fees for the process for the re-  
4           view of animal drug applications does not in-  
5           clude carryover user fees that have not been ap-  
6           propriated.

7           “(C) NUMBER OF WEEKS OF OPERATING  
8           RESERVES.—The number of weeks of operating  
9           reserves specified in this subparagraph is—

10                   “(i) 22 weeks for fiscal year 2025;

11                   “(ii) 20 weeks for fiscal year 2026;

12                   “(iii) 18 weeks for fiscal year 2027;

13                   and

14                   “(iv) 16 weeks for fiscal year 2028.

15           “(D) PUBLICATION.—If an adjustment to  
16           the operating reserve is made under this para-  
17           graph, the Secretary shall publish in the Fed-  
18           eral Register notice under paragraph (1) the ra-  
19           tionale for the amount of the adjustment and  
20           the supporting methodologies.”.

21           (d) EXEMPTION FROM FEES.—Section 740(d)(4) of  
22           the Federal Food, Drug, and Cosmetic Act (21 U.S.C.  
23           379j–12(d)(4)) is amended to read as follows:

24                   “(4) EXEMPTION FROM FEES.—Fees under  
25           paragraphs (2), (3), and (4) of subsection (a) shall

1 not apply with respect to any person who is the  
2 named applicant or sponsor of an animal drug appli-  
3 cation, supplemental animal drug application, or in-  
4 vestigational animal drug submission if such applica-  
5 tion or submission involves the intentional genomic  
6 alteration of an animal that is intended to produce  
7 a drug, device, or biological product subject to fees  
8 under section 736, 738, 744B, or 744H.”.

9 (e) CREDITING AND AVAILABILITY OF FEES.—

10 (1) AUTHORIZATION OF APPROPRIATIONS.—

11 Section 740(g)(3) of the Federal Food, Drug, and  
12 Cosmetic Act (21 U.S.C. 379j–12(g)(3)) is amended  
13 by striking “2019 through 2023” and inserting  
14 “2024 through 2028”.

15 (2) COLLECTION SHORTFALLS.—Section 740(g)

16 of the Federal Food, Drug, and Cosmetic Act (21  
17 U.S.C. 379j–12(g)) is amended—

18 (A) in paragraph (3), by striking “and  
19 paragraph (5)”;

20 (B) by striking paragraph (5).

21 **SEC. 2304. REAUTHORIZATION; REPORTING REQUIRE-**  
22 **MENTS.**

23 Section 740A of the Federal Food, Drug, and Cos-  
24 metic Act (21 U.S.C. 379j–13) is amended—

1 (1) in subsection (a), by striking “2018” and  
2 inserting “2023”;

3 (2) by striking “2019” each place it appears in  
4 subsections (a) and (b) and inserting “2024”; and

5 (3) in subsection (d)—

6 (A) in paragraph (1), by striking “2023”  
7 and inserting “2028”; and

8 (B) in paragraph (5), by striking “2023”  
9 and inserting “2028”.

10 **SEC. 2305. SAVINGS CLAUSE.**

11 Notwithstanding the amendments made by this chap-  
12 ter, part 4 of subchapter C of chapter VII of the Federal  
13 Food, Drug, and Cosmetic Act (21 U.S.C. 379j–11 et  
14 seq.), as in effect on the day before the date of enactment  
15 of this chapter, shall continue to be in effect with respect  
16 to animal drug applications and supplemental animal drug  
17 applications (as defined in such part as of such day) that  
18 on or after October 1, 2018, but before October 1, 2023,  
19 were accepted by the Food and Drug Administration for  
20 filing with respect to assessing and collecting any fee re-  
21 quired by such part for a fiscal year prior to fiscal year  
22 2024.

23 **SEC. 2306. EFFECTIVE DATE.**

24 The amendments made by this chapter shall take ef-  
25 fect on October 1, 2023, or the date of the enactment of

1 this Act, whichever is later, except that fees under part  
2 4 of subchapter C of chapter VII of the Federal Food,  
3 Drug, and Cosmetic Act (21 U.S.C. 379j–11 et seq.), as  
4 amended by this chapter, shall be assessed for animal drug  
5 applications and supplemental animal drug applications  
6 received on or after October 1, 2023, regardless of the  
7 date of the enactment of this Act.

8 **SEC. 2307. SUNSET DATES.**

9 (a) AUTHORIZATION.—Sections 739 and 740 of the  
10 Federal Food, Drug, and Cosmetic Act (21 U.S.C. 21  
11 U.S.C. 379j–11; 379j–12) shall cease to be effective Octo-  
12 ber 1, 2028.

13 (b) REPORTING REQUIREMENTS.—Section 740A of  
14 the Federal Food, Drug, and Cosmetic Act (21 U.S.C.  
15 379j–13) shall cease to be effective January 31, 2029.

16 (c) PREVIOUS SUNSET PROVISION.—Effective Octo-  
17 ber 1, 2023, subsections (a) and (b) of section 107 of the  
18 Animal Drug User Fee Amendments of 2018 (Public Law  
19 115–234) are repealed.

20 **CHAPTER 2—FEES RELATING TO GENERIC**  
21 **ANIMAL DRUGS**

22 **SEC. 2311. SHORT TITLE; FINDING.**

23 (a) SHORT TITLE.—This chapter may be cited as the  
24 “Animal Generic Drug User Fee Amendments of 2023”.



1 (b) FINDING.—Congress finds that the fees author-  
2 ized by the amendments made in this chapter will be dedi-  
3 cated toward expediting the generic new animal drug de-  
4 velopment process and the review of abbreviated applica-  
5 tions for generic new animal drugs, supplemental abbrevi-  
6 ated applications for generic new animal drugs, and in-  
7 vestigational submissions for generic new animal drugs as  
8 set forth in the goals identified for purposes of part 5 of  
9 subchapter C of chapter VII of the Federal Food, Drug,  
10 and Cosmetic Act (21 U.S.C. 379j–21 et seq.), in the let-  
11 ters from the Secretary of Health and Human Services  
12 to the Chairman of the Committee on Energy and Com-  
13 merce of the House of Representatives and the Chairman  
14 of the Committee on Health, Education, Labor, and Pen-  
15 sions of the Senate as set forth in the Congressional  
16 Record.

17 **SEC. 2312. AUTHORITY TO ASSESS AND USE GENERIC NEW**  
18 **ANIMAL DRUG FEES.**

19 (a) GENERIC INVESTIGATIONAL NEW ANIMAL DRUG  
20 FILE FEE.—Section 741(a) of the Federal Food, Drug,  
21 and Cosmetic Act (21 U.S.C. 379j–21(a)) is amended by  
22 adding at the end the following:

23 “(4) GENERIC INVESTIGATIONAL NEW ANIMAL  
24 DRUG FILE FEE.—

25 “(A) IN GENERAL.—

1           “(i) NEW FILE REQUEST.—Each per-  
2           son that submits a request to establish a  
3           generic investigational new animal drug  
4           file on or after October 1, 2023, shall be  
5           assessed a fee as established under sub-  
6           section (c).

7           “(ii) NEW SUBMISSION TO ESTAB-  
8           LISHED FILE.—Each person that makes a  
9           submission to a generic investigational new  
10          animal drug file on or after October 1,  
11          2023, where such file was established prior  
12          to October 1, 2023, shall be assessed a fee  
13          for the first submission on or after October  
14          1, 2023, as established under subsection  
15          (c).

16          “(B) PAYMENT.—

17               “(i) NEW FILE REQUEST.—The fee  
18               required by subparagraph (A)(i) shall be  
19               due upon submission of the request to es-  
20               tablish the generic investigational new ani-  
21               mal drug file.

22               “(ii) NEW SUBMISSION TO ESTAB-  
23               LISHED FILE.—The fee required by sub-  
24               paragraph (A)(ii) shall be due upon the

1 first submission to the generic investiga-  
2 tional new animal drug file.

3 “(C) EXCEPTIONS.—

4 “(i) TERMINATING AN EXISTING GE-  
5 NERIC INVESTIGATIONAL NEW ANIMAL  
6 DRUG FILE.—If a person makes a submis-  
7 sion to the generic investigational new ani-  
8 mal drug file to terminate that file, the  
9 person shall not be subject to a fee under  
10 subparagraph (A)(ii) for that submission.

11 “(ii) TRANSFERRING AN EXISTING GE-  
12 NERIC INVESTIGATIONAL NEW ANIMAL  
13 DRUG FILE.—If a person makes a submis-  
14 sion to the generic investigational new ani-  
15 mal drug file to transfer that file to a dif-  
16 ferent generic new animal drug sponsor,  
17 the person shall not be subject to a fee  
18 under subparagraph (A)(ii) for that sub-  
19 mission.”.

20 (b) FEE REVENUE AMOUNTS.—Section 741(b) of the  
21 Federal Food, Drug, and Cosmetic Act (21 U.S.C. 379j–  
22 21(b)) is amended—

23 (1) in paragraph (1)—

24 (A) by striking “2019 through 2023” and  
25 inserting “2024 through 2028”; and

1 (B) by striking “\$18,336,340” and insert-  
2 ing “\$25,000,000”; and

3 (2) in paragraph (2)—

4 (A) in subparagraph (A)—

5 (i) by striking “25 percent” and in-  
6 serting “20 percent”; and

7 (ii) by inserting before the semicolon  
8 at the end the following: “and fees under  
9 subsection (a)(4) (relating to generic inves-  
10 tigational new animal drug files)”;

11 (B) in subparagraph (B), by striking “37.5  
12 percent” and inserting “40 percent”; and

13 (C) in subparagraph (C), by striking “37.5  
14 percent” and inserting “40 percent”.

15 (c) ANNUAL FEE SETTING; ADJUSTMENTS.—

16 (1) ANNUAL FEE SETTING.—Section 741(c)(1)  
17 of the Federal Food, Drug, and Cosmetic Act (21  
18 U.S.C. 379j–21(c)(1)) is amended to read as follows:

19 “(1) ANNUAL FEE SETTING.—The Secretary  
20 shall establish, not later than 60 days before the  
21 start of each fiscal year beginning after September  
22 30, 2023, for that fiscal year—

23 “(A) abbreviated application fees that are  
24 based on the revenue amounts established  
25 under subsection (b), the adjustments provided

1 under this subsection, and the amount of fees  
2 anticipated to be collected under subsection  
3 (a)(4) during that fiscal year;

4 “(B) generic new animal drug sponsor  
5 fees, and generic new animal drug product fees,  
6 based on the revenue amounts established  
7 under subsection (b) and the adjustments pro-  
8 vided under this subsection; and

9 “(C) a generic investigational new animal  
10 drug file fee of \$50,000 for each request or  
11 submission described in subsection (a)(4)(A).”.

12 (2) INFLATION ADJUSTMENT.—Section  
13 741(c)(2) of the Federal Food, Drug, and Cosmetic  
14 Act (21 U.S.C. 379j–21(c)(2)) is amended—

15 (A) in subparagraph (A)—

16 (i) in the matter preceding clause (i),  
17 by striking “2020” and inserting “2025”;  
18 and

19 (ii) in clause (iii), by striking “Balti-  
20 more” and inserting “Arlington-Alexan-  
21 dria”; and

22 (B) in subparagraph (B), by striking  
23 “2020” and inserting “2025”.

1           (3)     WORKLOAD     ADJUSTMENT.—Section  
2     741(c)(3) of the Federal Food, Drug, and Cosmetic  
3     Act (21 U.S.C. 379j–21(c)(3)) is amended—

4           (A) in subparagraph (A)—

5                 (i) in the matter preceding clause (i),  
6     by striking “2020” and inserting “2025”;

7                 (ii) in clause (i)—

8                     (I) by striking “and investiga-  
9     tional generic new animal drug pro-  
10    tocol submissions” and inserting “in-  
11    vestigational generic new animal drug  
12    protocol submissions, requests to es-  
13    tablish a generic investigational new  
14    animal drug file, and generic inves-  
15    tigational new animal drug meeting  
16    requests”; and

17                    (II) by striking “; and” and in-  
18    serting a semicolon;

19                 (iii) by redesignating clause (ii) as  
20    clause (iii); and

21                 (iv) by inserting after clause (i) the  
22    following:

23                     “(ii) if the workload adjustment cal-  
24    culated by the Secretary under clause (i)

1 exceeds 25 percent, the Secretary shall use  
2 25 percent for the adjustment; and”; and  
3 (B) in subparagraph (B), by striking  
4 “2021 through 2023” and inserting “2026  
5 through 2028”.

6 (4) FINAL YEAR ADJUSTMENT.—Section  
7 741(c)(4) of the Federal Food, Drug, and Cosmetic  
8 Act (21 U.S.C. 379j–21(c)(4)) is amended—

9 (A) by striking “2023” each place it ap-  
10 pears and inserting “2028”; and

11 (B) by striking “2024” and inserting  
12 “2029”.

13 (d) FEE WAIVER OR REDUCTION; EXEMPTION FROM  
14 FEES.—Subsection (d) of section 741 of the Federal  
15 Food, Drug, and Cosmetic Act (21 U.S.C. 379j–21) is  
16 amended to read as follows:

17 “(d) FEE WAIVER OR REDUCTION.—The Secretary  
18 shall grant a waiver from, or a reduction of, one or more  
19 fees assessed under subsection (a) where the Secretary  
20 finds that the generic new animal drug is intended solely  
21 to provide for a minor use or minor species indication.”.

22 (e) EFFECT OF FAILURE TO PAY FEES.—Section  
23 741(e) of the Federal Food, Drug, and Cosmetic Act (21  
24 U.S.C. 379j–21(e)) is amended by striking “The Secretary  
25 may discontinue” and inserting “A request to establish a

1 generic investigational new animal drug file that is sub-  
2 mitted by a person subject to fees under subsection (a)  
3 shall be considered incomplete and shall not be accepted  
4 for action by the Secretary until all fees owed by such per-  
5 son have been paid. The Secretary may discontinue”.

6 (f) ASSESSMENT OF FEES.—Section 741(f)(2) of the  
7 Federal Food, Drug, and Cosmetic Act (21 U.S.C. 379j–  
8 21(f)(2)) is amended by striking “sponsors, and generic  
9 new animal drug products at any time” and inserting  
10 “products, generic new animal drug sponsors, and generic  
11 investigational new animal drug files at any time”.

12 (g) CREDITING AND AVAILABILITY OF FEES.—Sec-  
13 tion 741(g) of the Federal Food, Drug, and Cosmetic Act  
14 (21 U.S.C. 379j–21(g)) is amended—

15 (1) in paragraph (3), by striking “2019  
16 through 2023” and inserting “2024 through 2028”;

17 (2) by striking the second paragraph (4) (relat-  
18 ing to Offset), as added by section 202 of the Ani-  
19 mal Generic Drug User Fee Amendments of 2013  
20 (Public Law 113–14); and

21 (3) by adding at the end the following:

22 “(5) RECOVERY OF COLLECTION SHORT-  
23 FALLS.—The amount of fees otherwise authorized to  
24 be collected under this section shall be increased—



1           “(A) for fiscal year 2026, by the amount,  
2           if any, by which the amount collected under this  
3           section and appropriated for fiscal year 2024  
4           falls below the amount of fees authorized for  
5           fiscal year 2024 under paragraph (3);

6           “(B) for fiscal year 2027, by the amount,  
7           if any, by which the amount collected under this  
8           section and appropriated for fiscal year 2025  
9           falls below the amount of fees authorized for  
10          fiscal year 2025 under paragraph (3); and

11          “(C) for fiscal year 2028, by the amount,  
12          if any, by which the amount collected under this  
13          section and appropriated for fiscal years 2026  
14          and 2027 (including estimated collections for  
15          fiscal year 2027) falls below the amount of fees  
16          authorized for such fiscal years under para-  
17          graph (3).”.

18          (h) DEFINITIONS.—Section 741(k) of the Federal  
19          Food, Drug, and Cosmetic Act (21 U.S.C. 379j–21(k)) is  
20          amended—

21                 (1) by redesignating paragraphs (8), (9), (10),  
22                 and (11) as paragraphs (9), (10), (11), and (13), re-  
23                 spectively;

24                 (2) by inserting after paragraph (7) the fol-  
25                 lowing:

1           “(8) GENERIC INVESTIGATIONAL NEW ANIMAL  
2           DRUG MEETING REQUEST.—The term ‘generic inves-  
3           tigational new animal drug meeting request’ means  
4           a request submitted by a generic new animal drug  
5           sponsor to meet with the Secretary to discuss an in-  
6           vestigational submission for a generic new animal  
7           drug.”;

8           (3) in paragraph (11) (as so redesignated), by  
9           adding at the end the following:

10           “(I) The activities necessary for explo-  
11           ration and implementation of the United States  
12           and European Union Mutual Recognition  
13           Agreement for Pharmaceutical Good Manufac-  
14           turing Practice Inspections, and the United  
15           States and United Kingdom Mutual Recogni-  
16           tion Agreement Sectoral Annex for Pharma-  
17           ceutical Good Manufacturing Practices, and  
18           other mutual recognition agreements, with re-  
19           spect to generic new animal drug products sub-  
20           ject to review, including implementation activi-  
21           ties prior to and following product approval.”;

22           and

23           (4) by inserting after paragraph (11) (as so re-  
24           designated) the following:

1           “(12) REQUEST TO ESTABLISH A GENERIC IN-  
2           VESTIGATIONAL NEW ANIMAL DRUG FILE.—The  
3           term ‘request to establish a generic investigational  
4           new animal drug file’ means the submission to the  
5           Secretary of a request to establish a generic inves-  
6           tigational new animal drug file to contain investiga-  
7           tional submissions for a generic new animal drug.”.

8 **SEC. 2313. REAUTHORIZATION; REPORTING REQUIRE-**  
9           **MENTS.**

10          Section 742 of the Federal Food, Drug, and Cosmetic  
11 Act (21 U.S.C. 379j–22) is amended—

12           (1) in subsection (a), by striking “2018” and  
13           inserting “2023”;

14           (2) by striking “2019” each place it appears in  
15           subsections (a) and (b) and inserting “2024”; and

16           (3) in subsection (d), by striking “2023” each  
17           place it appears and inserting “2028”.

18 **SEC. 2314. SAVINGS CLAUSE.**

19          Notwithstanding the amendments made by this chap-  
20 ter, part 5 of subchapter C of chapter VII of the Federal  
21 Food, Drug, and Cosmetic Act (21 U.S.C. 379j–21 et  
22 seq.), as in effect on the day before the date of enactment  
23 of this chapter, shall continue to be in effect with respect  
24 to abbreviated applications for a generic new animal drug  
25 and supplemental abbreviated applications for a generic

1 new animal drug (as defined in such part as of such day)  
2 that on or after October 1, 2018, but before October 1,  
3 2023, were accepted by the Food and Drug Administra-  
4 tion for filing with respect to assessing and collecting any  
5 fee required by such part for a fiscal year prior to fiscal  
6 year 2024.

7 **SEC. 2315. EFFECTIVE DATE.**

8       The amendments made by this chapter shall take ef-  
9 fect on October 1, 2023, or the date of the enactment of  
10 this Act, whichever is later, except that fees under part  
11 5 of subchapter C of chapter VII of the Federal Food,  
12 Drug, and Cosmetic Act (21 U.S.C. 379j–21 et seq.), as  
13 amended by this chapter, shall be assessed for abbreviated  
14 applications for a generic new animal drug and supple-  
15 mental abbreviated applications for a generic new animal  
16 drug received on or after October 1, 2023, regardless of  
17 the date of enactment of this Act.

18 **SEC. 2316. SUNSET DATES.**

19       (a) **AUTHORIZATION.**—Section 741 of the Federal  
20 Food, Drug, and Cosmetic Act (21 U.S.C. 379j–21) shall  
21 cease to be effective October 1, 2028.

22       (b) **REPORTING REQUIREMENTS.**—Section 742 of the  
23 Federal Food, Drug, and Cosmetic Act (21 U.S.C. 379j–  
24 22) shall cease to be effective January 31, 2029.

1 (c) PREVIOUS SUNSET PROVISION.—Effective Octo-  
2 ber 1, 2023, subsections (a) and (b) of section 206 of the  
3 Animal Generic Drug User Fee Amendments of 2018  
4 (Public Law 115–234) are repealed.

5 **Subtitle B—Public Health**  
6 **Extenders**

7 **SEC. 2321. EXTENSION FOR COMMUNITY HEALTH CENTERS,**  
8 **NATIONAL HEALTH SERVICE CORPS, AND**  
9 **TEACHING HEALTH CENTERS THAT OPERATE**  
10 **GME PROGRAMS.**

11 (a) TEACHING HEALTH CENTERS THAT OPERATE  
12 GRADUATE MEDICAL EDUCATION PROGRAMS.—Section  
13 340H(g) of the Public Health Service Act (42 U.S.C.  
14 256h(g)) is amended—

15 (1) by striking “and \$126,500,000” and insert-  
16 ing “\$126,500,000”; and

17 (2) by inserting “and \$16,635,616 for the pe-  
18 riod beginning on October 1, 2023, and ending on  
19 November 17, 2023,” before “to remain available”.

20 (b) EXTENSION FOR COMMUNITY HEALTH CEN-  
21 TERS.—Section 10503(b)(1)(F) of the Patient Protection  
22 and Affordable Care Act (42 U.S.C. 254b–2(b)(1)(F)) is  
23 amended—

24 (1) by striking “and \$4,000,000,000” and in-  
25 serting “, \$4,000,000,000”; and

1           (2) by inserting “, and \$526,027,397 for the  
2           period beginning on October 1, 2023, and ending on  
3           November 17, 2023” before the semicolon.

4           (c) EXTENSION FOR THE NATIONAL HEALTH SERV-  
5           ICE CORPS.—Section 10503(b)(2) of the Patient Protec-  
6           tion and Affordable Care Act (42 U.S.C. 254b–2(b)(2))  
7           is amended—

8           (1) in subparagraph (G), by striking “and” at  
9           the end;

10           (2) in subparagraph (H), by striking the period  
11           at the end and inserting “; and”; and

12           (3) by adding at the end the following:

13                   “(I) \$40,767,123 for the period beginning  
14                   on October 1, 2023, and ending on November  
15                   17, 2023.”.

16           (d) APPLICATION OF PROVISIONS.—Amounts appro-  
17           priated pursuant to the amendments made by this section  
18           shall be subject to the requirements contained in Public  
19           Law 117–328 for funds for programs authorized under  
20           sections 330 through 340 of the Public Health Service Act  
21           (42 U.S.C. 254b et seq.).

22           (e) TECHNICAL AND CONFORMING AMENDMENT.—  
23           Section 3014(h)(4) of title 18, United States Code, is  
24           amended—

1 (1) by striking “Other Extensions Act,,” and  
2 inserting “Other Extensions Act,”; and

3 (2) by striking “and section 301(d) of division  
4 BB of the Consolidated Appropriations Act, 2021.”  
5 and inserting “section 301(d) of division BB of the  
6 Consolidated Appropriations Act, 2021, and section  
7 2321(d) of the Continuing Appropriations Act, 2024  
8 and Other Extensions Act”.

9 **SEC. 2322. EXTENSION OF SPECIAL DIABETES PROGRAMS.**

10 (a) EXTENSION OF SPECIAL DIABETES PROGRAMS  
11 FOR TYPE I DIABETES.—Section 330B(b)(2) of the Pub-  
12 lic Health Service Act (42 U.S.C. 254c–2(b)(2)) is amend-  
13 ed—

14 (1) in subparagraph (C), by striking “and” at  
15 the end;

16 (2) in subparagraph (D), by striking the period  
17 and inserting “; and”; and

18 (3) by adding at the end the following:

19 “(E) \$19,726,027 for the period beginning  
20 on October 1, 2023, and ending on November  
21 17, 2023, to remain available until expended.”.

22 (b) EXTENDING FUNDING FOR SPECIAL DIABETES  
23 PROGRAMS FOR INDIANS.—Section 330C(c)(2) of the  
24 Public Health Service Act (42 U.S.C. 254e–3(c)(2)) is  
25 amended—

1 (1) in subparagraph (C), by striking “and” at  
2 the end;

3 (2) in subparagraph (D), by striking the period  
4 and inserting “; and”; and

5 (3) by adding at the end the following:

6 “(E) \$19,726,027 for the period beginning  
7 on October 1, 2023, and ending on November  
8 17, 2023, to remain available until expended.”.

9 **Subtitle C—Necessary Authorities**  
10 **To Respond to Threats**

11 **SEC. 2331. EXTENSION OF AUTHORITY TO MAKE CERTAIN**  
12 **APPOINTMENTS OF NATIONAL DISASTER**  
13 **MEDICAL SYSTEM PERSONNEL.**

14 Section 2812(c)(4)(B) of the Public Health Service  
15 Act (42 U.S.C. 300hh–11(c)(4)(B)) is amended by strik-  
16 ing “September 30, 2023” and inserting “November 17,  
17 2023”.

18 **SEC. 2332. TEMPORARY REASSIGNMENT OF STATE AND**  
19 **LOCAL PERSONNEL DURING A PUBLIC**  
20 **HEALTH EMERGENCY.**

21 Section 319(e)(8) of the Public Health Service Act  
22 (42 U.S.C. 247d(e)(8)) is amended by striking “Sep-  
23 tember 30, 2023” and inserting “November 17, 2023”.



1 **SEC. 2333. EXTENSION OF NATIONAL ADVISORY COMMIT-**  
2 **TEES.**

3 (a) NATIONAL ADVISORY COMMITTEE ON CHILDREN  
4 AND DISASTERS.—Section 2811A(g) of the Public Health  
5 Service Act (42 U.S.C. 300hh–10b(g)) is amended by  
6 striking “September 30, 2023” and inserting “November  
7 17, 2023”.

8 (b) NATIONAL ADVISORY COMMITTEE ON SENIORS  
9 AND DISASTERS.—Section 2811B(g)(1) of the Public  
10 Health Service Act (42 U.S.C. 300hh–10c(g)(1)) is  
11 amended by striking “September 30, 2023” and inserting  
12 “November 17, 2023”.

13 (c) NATIONAL ADVISORY COMMITTEE ON INDIVID-  
14 UALS WITH DISABILITIES AND DISASTERS.—Section  
15 2811C(g)(1) of the Public Health Service Act (42 U.S.C.  
16 300hh–10d(g)(1)) is amended by striking “September 30,  
17 2023” and inserting “November 17, 2023”.

18 **Subtitle D—Medicaid**

19 **SEC. 2341. DSH DELAY.**

20 Section 1923(f)(7)(A) of the Social Security Act (42  
21 U.S.C. 1396r–4(f)(7)(A)) is amended—

22 (1) in clause (i)—

23 (A) in the matter preceding subclause (I),  
24 by striking “For each of fiscal years 2024  
25 through 2027” and inserting “For the period  
26 beginning November 18, 2023, and ending Sep-

1           tember 30, 2024, and for each of fiscal years  
2           2025 through 2027”; and

3                   (B) in subclauses (I) and (II), by inserting  
4           “or period” after “the fiscal year” each place it  
5           appears; and

6                   (2) in clause (ii), by striking “for each of fiscal  
7           years 2024 through 2027” and inserting “for the  
8           period beginning November 18, 2023, and ending  
9           September 30, 2024, and for each of fiscal years  
10          2025 through 2027.”.

11 **SEC. 2342. MIF REDUCTION.**

12          Section 1941(b)(3)(A) of the Social Security Act (42  
13 U.S.C. 1396w–1(b)(3)(A)) is amended by striking  
14 “\$7,000,000,000” and inserting “\$6,357,117,810”.

15                   **Subtitle E—Human Services**

16 **SEC. 2351. EXTENSION OF CHILD AND FAMILY SERVICES**  
17                   **PROGRAMS.**

18          Activities authorized by part B of title IV of the So-  
19 cial Security Act shall continue through November 17,  
20 2023, in the manner authorized for fiscal year 2023, and  
21 out of any money in the Treasury of the United States  
22 not otherwise appropriated, there are hereby appropriated  
23 such sums as may be necessary for such purpose.

1 **SEC. 2352. SEXUAL RISK AVOIDANCE EDUCATION EXTEN-**  
2 **SION.**

3 Section 510 of the Social Security Act (42 U.S.C.  
4 710) is amended—

5 (1) in subsection (a)—

6 (A) in paragraph (1)—

7 (i) in the matter preceding subpara-  
8 graph (A)—

9 (I) by inserting “and for the pe-  
10 riod beginning on October 1, 2023,  
11 and ending on November 17, 2023”  
12 after “2023”; and

13 (II) by inserting “(or, with re-  
14 spect to such period, for fiscal year  
15 2024)” after “for the fiscal year”;  
16 and

17 (ii) in subparagraph (A), by inserting  
18 “or period” after “fiscal year” each place  
19 it appears; and

20 (B) in paragraph (2)—

21 (i) in subparagraph (A), by inserting  
22 “and with respect to fiscal year 2024, for  
23 the period described in paragraph (1)”  
24 after “2023”; and

25 (ii) in subparagraph (B)(i), by insert-  
26 ing “(or, with respect to fiscal year 2024,

1 for the period described in paragraph (1))”

2 after “for the fiscal year”; and

3 (2) in subsection (f)—

4 (A) in paragraph (1), by inserting “, and

5 for the period beginning on October 1, 2023,

6 and ending on November 17, 2023, an amount

7 equal to the pro rata portion of the amount ap-

8 propriated for the corresponding period for fis-

9 cal year 2023” after “2023”; and

10 (B) in paragraph (2), by inserting “and

11 for the period described in paragraph (1),”

12 after “2023,”.

13 **SEC. 2353. PERSONAL RESPONSIBILITY EDUCATION EXTEN-**

14 **SION.**

15 Section 513 of the Social Security Act (42 U.S.C.

16 713) is amended—

17 (1) in subsection (a)—

18 (A) in paragraph (1)—

19 (i) in subparagraph (A)—

20 (I) in the matter preceding clause

21 (i), by inserting “and for the period

22 beginning on October 1, 2023, and

23 ending on November 17, 2023” after

24 “2023”; and

1 (II) in clause (i), by inserting “or  
2 period” after “for the fiscal year”;

3 (ii) in subparagraph (B)(i), by insert-  
4 ing the following after the period: “The  
5 previous sentence shall not apply with re-  
6 spect to State allotments under this para-  
7 graph for the period beginning on October  
8 1, 2023, and ending on November 17,  
9 2023.”; and

10 (iii) in subparagraph (C)(i)—

11 (I) by inserting “or the period  
12 described in subparagraph (A)” after  
13 “for a fiscal year”; and

14 (II) by inserting “or period”  
15 after “the fiscal year”;

16 (B) in paragraph (3)—

17 (i) by inserting “or the period de-  
18 scribed in paragraph (1)(A)” after “for a  
19 fiscal year”; and

20 (ii) by inserting “or period” after  
21 “such fiscal year”; and

22 (C) in paragraph (4)—

23 (i) by inserting “and for the period  
24 described in paragraph (1)(A)” after “fis-  
25 cal years 2010 through 2023”;

1 (ii) by inserting “and for the period so  
2 described” after “fiscal years 2012  
3 through 2023”; and

4 (iii) by inserting “or the period so de-  
5 scribed” after “for a fiscal year”;

6 (2) in subsection (c)—

7 (A) in each of paragraphs (1) and (2), by  
8 striking “From” and inserting “Subject to  
9 paragraph (3), from”; and

10 (B) by adding at the end the following:

11 “(3) EXCEPTION.—Paragraphs (1) and (2)  
12 shall not apply with respect to any amount appro-  
13 priated under subsection (f) for the period described  
14 in subsection (a)(1)(A).”; and

15 (3) in subsection (f), by inserting “, and for the  
16 period beginning on October 1, 2023, and ending on  
17 November 17, 2023, an amount equal to the pro  
18 rata portion of the amount appropriated for the cor-  
19 responding period for fiscal year 2023” after  
20 “2023”.

## 21 **TITLE IV—BUDGETARY EFFECTS**

### 22 **SEC. 2401. BUDGETARY EFFECTS.**

23 (a) STATUTORY PAYGO SCORECARDS.—The budg-  
24 etary effects of this division shall not be entered on either

1 PAYGO scorecard maintained pursuant to section 4(d) of  
2 the Statutory Pay-As-You-Go Act of 2010.

3 (b) SENATE PAYGO SCORECARDS.—The budgetary  
4 effects of this division shall not be entered on any PAYGO  
5 scorecard maintained for purposes of section 4106 of H.  
6 Con. Res. 71 (115th Congress).

7 (c) CLASSIFICATION OF BUDGETARY EFFECTS.—  
8 Notwithstanding Rule 3 of the Budget Scorekeeping  
9 Guidelines set forth in the joint explanatory statement of  
10 the committee of conference accompanying Conference Re-  
11 port 105–217 and section 250(c)(8) of the Balanced  
12 Budget and Emergency Deficit Control Act of 1985, the  
13 budgetary effects of this division shall not be estimated—

14 (1) for purposes of section 251 of such Act;

15 (2) for purposes of an allocation to the Com-  
16 mittee on Appropriations pursuant to section 302(a)  
17 of the Congressional Budget Act of 1974; and

18 (3) for purposes of paragraph (4)(C) of section  
19 3 of the Statutory Pay-As-You-Go Act of 2010 as  
20 being included in an appropriation Act.

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