

In the Senate of the United States,

July 29, 2021.

Resolved, That the bill from the House of Representatives (H.R. 3237) entitled “An Act making emergency supplemental appropriations for the fiscal year ending September 30, 2021, and for other purposes.”, do pass with the following

AMENDMENT:

Strike all after the enacting clause and insert the following:

- 1 *The following sums are hereby appropriated, out of any*
- 2 *money in the Treasury not otherwise appropriated, for the*
- 3 *fiscal year ending September 30, 2021, and for other pur-*
- 4 *poses, namely:*

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TITLE I

DEPARTMENT OF DEFENSE

MILITARY PERSONNEL

NATIONAL GUARD PERSONNEL, ARMY

For an additional amount for “National Guard Personnel, Army”, \$231,000,000, to respond to the events at the United States Capitol Complex on January 6, 2021, and for related purposes: Provided, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

NATIONAL GUARD PERSONNEL, AIR FORCE

For an additional amount for “National Guard Personnel, Air Force”, \$28,900,000, to respond to the events at the United States Capitol Complex on January 6, 2021, and for related purposes: Provided, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

OPERATION AND MAINTENANCE

OPERATION AND MAINTENANCE, ARMY NATIONAL GUARD

For an additional amount for “Operation and Maintenance, Army National Guard”, \$218,500,000 to respond to the events at the United States Capitol Complex on January 6, 2021, and for related purposes: Provided, That such

1 *amount is designated by the Congress as being for an emer-*
2 *gency requirement pursuant to section 251(b)(2)(A)(i) of*
3 *the Balanced Budget and Emergency Deficit Control Act*
4 *of 1985.*

5 *OPERATION AND MAINTENANCE, AIR NATIONAL GUARD*

6 *For an additional amount for “Operation and Mainte-*
7 *nance, Air National Guard”, \$42,500,000 to respond to the*
8 *events at the United States Capitol Complex on January*
9 *6, 2021, and for related purposes: Provided, That such*
10 *amount is designated by the Congress as being for an emer-*
11 *gency requirement pursuant to section 251(b)(2)(A)(i) of*
12 *the Balanced Budget and Emergency Deficit Control Act*
13 *of 1985.*

14 *OVERSEAS HUMANITARIAN, DISASTER, AND CIVIC AID*

15 *For an additional amount for “Overseas Humani-*
16 *tarian, Disaster, and Civic Aid”, \$500,000,000, to remain*
17 *available until September 30, 2022: Provided, That such*
18 *amount is designated by the Congress as being for an emer-*
19 *gency requirement pursuant to section 251(b)(2)(A)(i) of*
20 *the Balanced Budget and Emergency Deficit Control Act*
21 *of 1985.*

1 *TITLE II*
2 *DEPARTMENT OF HEALTH AND HUMAN*
3 *SERVICES*
4 *ADMINISTRATION FOR CHILDREN AND FAMILIES*
5 *REFUGEE AND ENTRANT ASSISTANCE*

6 *For an additional amount for “Refugee and Entrant*
7 *Assistance”, \$25,000,000, to remain available until Sep-*
8 *tember 30, 2022, for necessary expenses for refugee and en-*
9 *trant assistance activities authorized by section 414 of the*
10 *Immigration and Nationality Act: Provided, That such*
11 *amounts shall be for such activities for Afghan individuals*
12 *within the United States who have been granted special im-*
13 *migrant status as described in section 602(b)(8) of the Af-*
14 *ghan Allies Protection Act of 2009 (8 U.S.C. 1101 note):*
15 *Provided further, That such amount is designated by the*
16 *Congress as being for an emergency requirement pursuant*
17 *to section 251(b)(2)(A)(i) of the Balanced Budget and*
18 *Emergency Deficit Control Act of 1985.*

19 *TITLE III*
20 *LEGISLATIVE BRANCH*
21 *SENATE*
22 *CONTINGENT EXPENSES OF THE SENATE*

23 *SERGEANT AT ARMS AND DOORKEEPER OF THE SENATE*
24 *For an additional amount for “Sergeant at Arms and*
25 *Doorkeeper of the Senate”, \$7,832,856, to remain available*

1 *until September 30, 2026, to prevent, prepare for, and re-*
2 *spond to coronavirus: Provided, That of such amount, such*
3 *sums as necessary may be used to restore amounts, either*
4 *directly or through reimbursement, for obligations incurred*
5 *for the same purposes by the Sergeant at Arms and Door-*
6 *keeper of the Senate prior to the date of the enactment of*
7 *this Act: Provided further, That such amount shall be allo-*
8 *cated in accordance with a spending plan submitted to the*
9 *Committee on Appropriations of the Senate: Provided fur-*
10 *ther, That such amount is designated by the Congress as*
11 *being for an emergency requirement pursuant to section*
12 *251(b)(2)(A)(i) of the Balanced Budget and Emergency*
13 *Deficit Control Act of 1985.*

14 *HOUSE OF REPRESENTATIVES*

15 *PAYMENTS TO WIDOWS AND HEIRS OF DECEASED*

16 *MEMBERS OF CONGRESS*

17 *For payment to Susan M. Wright, widow of Ronald*
18 *Wright, late a Representative from the State of Texas,*
19 *\$174,000.*

20 *For payment to the heirs at law of Alcee Hastings,*
21 *late a Representative from the State of Florida, \$174,000.*

22 *ALLOWANCES AND EXPENSES*

23 *(INCLUDING TRANSFER OF FUNDS)*

24 *For an additional amount for “Allowances and Ex-*
25 *penses”, \$11,650,000, to remain available until September*

1 30, 2022, to prevent, prepare for, and respond to
2 coronavirus, which shall be for necessary expenses for busi-
3 ness continuity and disaster recovery: Provided, That of
4 such amount, such sums as necessary may be used to restore
5 amounts, either directly or through reimbursement, for obli-
6 gations incurred for the same purposes by the Sergeant at
7 Arms of the House of Representatives prior to the date of
8 the enactment of this Act: Provided further, That such
9 amount shall be allocated in accordance with a spending
10 plan submitted to and approved by the Committee on Ap-
11 propriations of the House of Representatives: Provided fur-
12 ther, That such amount is designated by the Congress as
13 being for an emergency requirement pursuant to section
14 251(b)(2)(A)(i) of the Balanced Budget and Emergency
15 Deficit Control Act of 1985.

16 *CAPITOL POLICE*

17 *SALARIES*

18 *For an additional amount for “Salaries”,*
19 *\$37,495,000, to remain available until September 30, 2022,*
20 *to respond to the events at the United States Capitol on*
21 *January 6, 2021, and for related purposes: Provided, That*
22 *of such amount, such sums as necessary may be used to*
23 *restore amounts, either directly or through reimbursement,*
24 *for obligations incurred for the same purposes by the Cap-*
25 *itol Police prior to the date of the enactment of this Act:*

1 *Provided further, That of such amount, \$3,600,000 may re-*
2 *main available until expended for retention bonuses: Pro-*
3 *vided further, That of such amount, up to \$6,900,000 shall*
4 *be made available for hazard pay for employees of the Cap-*
5 *itol Police: Provided further, That of such amount,*
6 *\$1,361,300 shall be made available for the wellness program*
7 *for the United States Capitol Police: Provided further, That*
8 *such amount is designated by the Congress as being for an*
9 *emergency requirement pursuant to section 251(b)(2)(A)(i)*
10 *of the Balanced Budget and Emergency Deficit Control Act*
11 *of 1985.*

12 *GENERAL EXPENSES*

13 *(INCLUDING TRANSFER OF FUNDS)*

14 *For an additional amount for “General Expenses”,*
15 *\$33,169,000, to remain available until September 30, 2022,*
16 *to respond to the events at the United States Capitol on*
17 *January 6, 2021, and for related purposes: Provided, That*
18 *of such amount, such sums as necessary may be used to*
19 *restore amounts, either directly or through reimbursement,*
20 *for obligations incurred for the same purposes by the Cap-*
21 *itol Police prior to the date of the enactment of this Act:*
22 *Provided further, That of such amount, \$2,628,000 shall re-*
23 *main available until expended for physical protection bar-*
24 *riers and various civil disturbance unit equipment: Pro-*
25 *vided further, That amounts provided under this heading*

1 *in this Act for physical protection barriers may be trans-*
2 *ferred to and merged with the Capitol Police Building and*
3 *Grounds Account of the Architect of the Capitol: Provided*
4 *further, That of such amount, not less than \$5,000,000 shall*
5 *be made available for reimbursable agreements with State*
6 *and local law enforcement agencies and not less than*
7 *\$4,800,000 shall be available for protective details for Mem-*
8 *bers of Congress, including Delegates and the Resident Com-*
9 *missioner to the Congress: Provided further, That of such*
10 *amount, up to \$2,500,000 may be transferred to “Depart-*
11 *ment of Justice—United States Marshals Service—Salaries*
12 *and Expenses” for the purpose of reimbursements for pro-*
13 *viding peer-to-peer and group counseling services to the*
14 *Capitol Police and training and technical and related as-*
15 *sistance necessary to establish a peer-to-peer and group*
16 *counseling program within the Capitol Police: Provided*
17 *further, That such amount is designated by the Congress*
18 *as being for an emergency requirement pursuant to section*
19 *251(b)(2)(A)(i) of the Balanced Budget and Emergency*
20 *Deficit Control Act of 1985.*

21 *For an additional amount for “General Expenses”,*
22 *\$800,000, to remain available until September 30, 2022,*
23 *to prevent, prepare for, and respond to coronavirus: Pro-*
24 *vided, That of such amount, such sums as necessary may*
25 *be used to restore amounts, either directly or through reim-*

1 *bursement, for obligations incurred for the same purposes*
2 *by the Capitol Police prior to the date of the enactment*
3 *of this Act: Provided further, That such amount is des-*
4 *ignated by the Congress as being for an emergency require-*
5 *ment pursuant to section 251(b)(2)(A)(i) of the Balanced*
6 *Budget and Emergency Deficit Control Act of 1985.*

7 *UNITED STATES CAPITOL POLICE MUTUAL AID*

8 *REIMBURSEMENTS*

9 *For an additional amount for “United States Capitol*
10 *Police Mutual Aid Reimbursements”, \$35,396,000, to re-*
11 *main available until September 30, 2026, for reimburse-*
12 *ments for mutual aid and related training, including mu-*
13 *tual aid and training provided under the agreements de-*
14 *scribed in section 7302 of Public Law 108–458: Provided,*
15 *That of such amount, up to \$9,096,000 is available to be*
16 *used for reimbursement to the United States Capitol Po-*
17 *lice’s primary local law enforcement partners for mutual*
18 *aid provided in response to the events of January 6, 2021:*
19 *Provided further, That obligation of the funds made avail-*
20 *able under this heading in this Act be subject to notification*
21 *to the Chairmen and Ranking Members of the Committees*
22 *on Appropriations of both Houses of Congress, the Senate*
23 *Committee on Rules and Administration, and the Com-*
24 *mittee on House Administration of the amount and purpose*
25 *of the expense within 15 days of obligation: Provided fur-*

1 *ther, That such amount is designated by the Congress as*
2 *being for an emergency requirement pursuant to section*
3 *251(b)(2)(A)(i) of the Balanced Budget and Emergency*
4 *Deficit Control Act of 1985.*

5 *ADMINISTRATIVE PROVISIONS*

6 *WELLNESS PROGRAM*

7 *SEC. 301. (a) APPLICATION OF LAW.—The wellness*
8 *program of the United States Capitol Police shall be known*
9 *and designated as the “Howard C. Liebengood Center for*
10 *Wellness”.*

11 *(b) EFFECTIVE DATE.—This section shall apply with*
12 *respect to fiscal year 2021 and each succeeding fiscal year.*

13 *CAPITOL POLICE SALARY CAP ADJUSTMENT*

14 *SEC. 302. For the purposes of administering pay dur-*
15 *ing calendar year 2021, the maximum annual payable rate*
16 *for any member or civilian employee of the Capitol Police*
17 *whose compensation includes overtime pay under the Fair*
18 *Labor Standards Act of 1938 (29 U.S.C. 201 et seq.) shall*
19 *be set at Executive Schedule II at \$199,300. Excluded from*
20 *this limitation for calendar year 2021 shall be retention*
21 *bonuses and hazard bonuses related to the events of January*
22 *6th.*

1 *ARCHITECT OF THE CAPITOL*
2 *CAPITAL CONSTRUCTION AND OPERATIONS*

3 *For an additional amount for “Capital Construction*
4 *and Operations”, \$21,869,069, to remain available until*
5 *September 30, 2022, to prevent, prepare for, and respond*
6 *to coronavirus, for necessary expenses of the Architect of the*
7 *Capitol to supplement the funding made available in Public*
8 *Law 116–136, as amended by section 159(3) of Public Law*
9 *116–159, and for the same purposes; and for related pur-*
10 *chases for Congressional offices, including in Congressional*
11 *Districts and State Offices, wherever located: Provided,*
12 *That any funds transferred by the Architect to restore*
13 *amounts, either directly or through reimbursement, for obli-*
14 *gations incurred for the purposes provided herein prior to*
15 *the date of enactment of this Act shall be merged with and*
16 *made available for the same purposes, and period of avail-*
17 *ability, as the appropriations to which the funds are trans-*
18 *ferred: Provided further, That such amount is designated*
19 *by the Congress as being for an emergency requirement pur-*
20 *suant to section 251(b)(2)(A)(i) of the Balanced Budget and*
21 *Emergency Deficit Control Act of 1985.*

22 *CAPITOL POLICE BUILDINGS, GROUNDS AND SECURITY*
23 *(INCLUDING TRANSFER OF FUNDS)*

24 *For an additional amount for “Capitol Police Build-*
25 *ings, Grounds and Security”, \$300,000,000, to remain*

1 *available until September 30, 2023, to respond to the events*
2 *at the United States Capitol on January 6, 2021: Provided,*
3 *That of such amount \$283,000,000 shall be for necessary*
4 *upgrade or replacement of windows and doors in the Cap-*
5 *itol Building and the House of Representatives and Senate*
6 *office buildings on the Capitol grounds, as well as any re-*
7 *lated work to harden or enhance physical security of such*
8 *structures: Provided further, That of such amount,*
9 *\$17,000,000 shall be for the purchase and installation of*
10 *cameras at the Senate and House of Representatives office*
11 *buildings for the purposes of safety and security: Provided*
12 *further, That amounts necessary for the purpose in the pre-*
13 *ceding proviso may be transferred between the Architect of*
14 *the Capitol and the United States Capitol Police, as needed:*
15 *Provided further, That such amount is designated by the*
16 *Congress as being for an emergency requirement pursuant*
17 *to section 251(b)(2)(A)(i) of the Balanced Budget and*
18 *Emergency Deficit Control Act of 1985.*

19 **GENERAL PROVISIONS—THIS TITLE**

20 *SEC. 310. None of the funds made available in this*
21 *or any other Act in prior fiscal years, this fiscal year, or*
22 *any fiscal year thereafter may be used to install permanent,*
23 *above-ground fencing around the perimeter, or any portion*
24 *thereof, of the United States Capitol Grounds, as described*
25 *in section 5102 of title 40, United States Code.*

1 *SEC. 311. For fiscal years 2021 and 2022, subject to*
2 *the approval of the Chairs and Ranking Members of Com-*
3 *mittee on Appropriations of the House of Representatives*
4 *and the Senate, the Architect of the Capitol may accept con-*
5 *tributions of, and may incur obligations and make expendi-*
6 *tures out of available appropriations for, supplies, products,*
7 *and services necessary to respond to an emergency involving*
8 *the safety of human life or the protection of property, as*
9 *determined or declared by the Capitol Police Board, which*
10 *may be provided for the use of any office which is located*
11 *within any building, grounds, or facility for which the Ar-*
12 *chitect of the Capitol is responsible for the maintenance,*
13 *care, and operation, on a reimbursable or non-reimbursable*
14 *basis subject to the availability of funds.*

15 *TITLE IV*

16 *BILATERAL ECONOMIC ASSISTANCE*

17 *FUNDS APPROPRIATED TO THE PRESIDENT*

18 *DEPARTMENT OF STATE*

19 *MIGRATION AND REFUGEE ASSISTANCE*

20 *For an additional amount for “Migration and Refugee*
21 *Assistance”, \$100,000,000, to remain available until ex-*
22 *pendent, to address humanitarian needs in Afghanistan and*
23 *to assist Afghan refugees: Provided, That such amount is*
24 *designated by the Congress as being for an emergency re-*

1 *quirement pursuant to section 251(b)(2)(A)(i) of the Bal-*
 2 *anced Budget and Emergency Deficit Control Act of 1985.*

3 *UNITED STATES EMERGENCY REFUGEE AND MIGRATION*
 4 *ASSISTANCE FUND*

5 *For an additional amount for “United States Emer-*
 6 *gency Refugee and Migration Assistance Fund”,*
 7 *\$500,000,000, to remain available until expended, notwith-*
 8 *standing section 2(c)(2) of the Migration and Refugee As-*
 9 *stance Act of 1962, as amended (22 U.S.C. 2601(c)(2)):*
 10 *Provided, That such amount is designated by the Congress*
 11 *as being for an emergency requirement pursuant to section*
 12 *251(b)(2)(A)(i) of the Balanced Budget and Emergency*
 13 *Deficit Control Act of 1985.*

14 *GENERAL PROVISIONS—THIS TITLE*

15 *EXTENSION AND MODIFICATION OF THE AFGHAN SPECIAL*
 16 *IMMIGRANT VISA PROGRAM*

17 *SEC. 401. (a) Section 602(b) of the Afghan Allies Pro-*
 18 *tection Act of 2009 (8 U.S.C. 1101 note) is amended—*

19 *(1) in paragraph (2)—*

20 *(A) in subparagraph (A) by amending*
 21 *clause (ii) to read as follows:*

22 *“(ii) was or is employed in Afghani-*
 23 *stan on or after October 7, 2001, for not less*
 24 *than 1 year—*

1 “(I) by, or on behalf of, the
2 United States Government; or

3 “(II) by the International Security
4 Assistance Force (or any successor
5 name for such Force) in a capacity
6 that required the alien—

7 “(aa) while traveling off-base
8 with United States military per-
9 sonnel stationed at the Inter-
10 national Security Assistance
11 Force (or any successor name for
12 such Force), to serve as an inter-
13 preter or translator for such
14 United States military personnel;
15 or

16 “(bb) to perform activities
17 for the United States military
18 personnel stationed at Inter-
19 national Security Assistance
20 Force (or any successor name for
21 such Force);”; and

22 (B) in subparagraph (D)(ii)(I)(bb)—

23 (i) in the matter preceding subitem
24 (AA), by inserting “per denial or revoca-
25 tion” after “written appeal”; and

1 (ii) in subitem (AA), by inserting “or
2 thereafter at the discretion of the Secretary
3 of State” after “in writing”;

4 (2) in paragraph (3)(F)—

5 (A) in the subparagraph heading, by strik-
6 ing “2021” and inserting “2022”;

7 (B) in the matter preceding clause (i)—

8 (i) by striking “exhausted,” and in-
9 serting “exhausted,”; and

10 (ii) by striking “26,500” and inserting
11 “34,500”;

12 (C) in clause (i), by striking “December 31,
13 2022” and inserting “December 31, 2023;”;

14 (D) in clause (ii), by striking “December
15 31, 2022” and inserting “December 31, 2023;”;

16 (3) in paragraph (4)(A), by inserting “, includ-
17 ing Chief of Mission approval,” after “so that all
18 steps”; and

19 (4) in paragraph (13), in the matter preceding
20 subparagraph (A), by striking “January 31, 2023”
21 and inserting “January 31, 2024”.

22 (b) *EMERGENCY REQUIREMENT.*—The amount pro-
23 vided by this section is designated by the Congress as being
24 for an emergency requirement pursuant to section

1 *251(b)(2)(A)(i) of the Balanced Budget and Emergency*
2 *Deficit Control Act of 1985.*

3 *(c) REPORT TO CONGRESS.—*

4 *(1) IN GENERAL.—Not later than 1 year after*
5 *the date of the enactment of this Act, the Secretary of*
6 *State, in consultation with the Secretary of Defense,*
7 *shall submit to the appropriate congressional commit-*
8 *tees a report, including a classified annex, if nec-*
9 *essary, on the Afghan special immigrant visa pro-*
10 *gram as described in Section 602(b) of the Afghan Al-*
11 *lies Protection Act of 2009 (8 U.S.C. 1101 note) and*
12 *Section 1059 of the National Defense Authorization*
13 *Act of 2006 (8 U.S.C. 1101 note).*

14 *(2) ELEMENTS.—The report required by para-*
15 *graph (1) shall include the following:*

16 *(A) The total number of visas issued under*
17 *such program, disaggregated by fiscal year.*

18 *(B) With respect to principal aliens issued*
19 *special immigrant visas under such program, a*
20 *description of the types of roles performed for*
21 *which such aliens earned eligibility for such*
22 *visas.*

23 *(C) Information regarding the average proc-*
24 *essing times for visa applicants under such pro-*
25 *gram, disaggregated by the fiscal year in which*

1 *visa applications under the program were sub-*
2 *mitted.*

3 *(D) The number of individuals who have*
4 *pending applications for visas under such pro-*
5 *gram, including—*

6 *(1) The number of individuals approved of the*
7 *total number of applications processed by the Chief of*
8 *Mission; and*

9 *(2) The number of successful appeals of the total*
10 *number of application appeals filed.*

11 *(E) The estimated total number of individ-*
12 *uals who have performed the requisite employ-*
13 *ment to apply for a visa under such program,*
14 *but who have not yet applied for or received a*
15 *visa, including a description of the methodology*
16 *used to create such an estimate.*

17 *(3) APPROPRIATE CONGRESSIONAL COMMITTEES*
18 *DEFINED.—In this section, the term “appropriate*
19 *congressional committees” means—*

20 *(A) the Committee on Appropriations, the*
21 *Committee on Armed Services, the Committee on*
22 *the Judiciary, the Committee on Foreign Rela-*
23 *tions, and the Committee on Homeland Security*
24 *and Governmental Affairs of the Senate; and*

1 (B) *the Committee on Appropriations, the*
2 *Committee on Armed Services, the Committee on*
3 *the Judiciary, the Committee on Foreign Affairs,*
4 *and the Committee on Homeland Security of the*
5 *House of Representatives.*

6 WAIVER OF MEDICAL EXAMINATION FOR AFGHAN ALLIES

7 SEC. 402. (a) *AUTHORIZATION.*—*The Secretary of*
8 *State and the Secretary of Homeland Security may jointly*
9 *issue a blanket waiver of the requirement that aliens de-*
10 *scribed in section 602(b)(2) of the Afghan Allies Protection*
11 *Act of 2009 (8 U.S.C. 1101) undergo a medical exam under*
12 *section 221(d) of the Immigration and Nationality Act (8*
13 *U.S.C. 1201(d)), or any other applicable provision of law,*
14 *prior to issuance of an immigrant visa or admission to the*
15 *United States.*

16 (b) *DURATION.*—*A waiver under subsection (a) shall*
17 *be for a period of 1 year, and, subject to subsection (g),*
18 *may be extended by the Secretary of State and Secretary*
19 *of Homeland Security for additional periods, each of which*
20 *shall not exceed 1 year.*

21 (c) *NOTIFICATION.*—*Upon exercising the waiver au-*
22 *thority under subsection (a), or the authority to extend a*
23 *waiver under subsection (b), the Secretary of State and the*
24 *Secretary of Homeland Security shall notify the appro-*
25 *priate congressional committees.*

1 (d) *REQUIREMENT FOR MEDICAL EXAMINATION*
2 *AFTER ADMISSION.*—

3 (1) *IN GENERAL.*—*The Secretary of Homeland*
4 *Security, in consultation with the Secretary of Health*
5 *and Human Services, shall establish procedures to en-*
6 *sure, to the greatest extent practicable, that any alien*
7 *who receives a waiver of the medical examination re-*
8 *quirement under this section completes such an exam*
9 *not later than 30 days after the date on which the*
10 *alien is admitted to the United States.*

11 (2) *CONDITIONAL BASIS FOR STATUS.*—

12 (A) *IN GENERAL.*—*Notwithstanding any*
13 *other provision of law, an alien who receives a*
14 *waiver of the medical examination requirement*
15 *under this section shall be considered, at the time*
16 *of admission to the United States, as an alien*
17 *lawfully admitted for permanent residence on a*
18 *conditional basis.*

19 (B) *REMOVAL OF CONDITIONS.*—*The Sec-*
20 *retary of Homeland Security shall remove the*
21 *conditional basis of the alien’s status upon the*
22 *Secretary’s confirmation that such alien has*
23 *completed the medical examination and is not*
24 *inadmissible under section 212(a)(1)(A) of the*

1 *Immigration and Nationality Act (8 U.S.C.*
2 *1182(a)(1)(A)).*

3 (3) *REPORT.*—*Not later than 1 year after the*
4 *date on which the waiver authority under subsection*
5 *(a) is exercised, or such waiver is extended under sub-*
6 *section (b), as applicable, the Secretary of Homeland*
7 *Security, in consultation with the Secretary of Health*
8 *and Human Services, shall submit to the appropriate*
9 *congressional committees a report on the status of*
10 *medical examinations required under paragraph (1),*
11 *including—*

12 (A) *the number of pending and completed*
13 *examinations; and*

14 (B) *the number of aliens who have failed to*
15 *complete the medical examination within the 30-*
16 *day period after the date of such aliens' admis-*
17 *sion.*

18 (e) *APPROPRIATE CONGRESSIONAL COMMITTEES.*—
19 *The term “appropriate committees of Congress” means—*

20 (1) *the Committee on Armed Services, the Com-*
21 *mittee on the Judiciary, the Committee on Foreign*
22 *Relations, and the Committee on Homeland Security*
23 *and Governmental Affairs of the Senate; and*

24 (2) *the Committee on Armed Services, the Com-*
25 *mittee on the Judiciary, the Committee on Foreign*

1 *Affairs, and the Committee on Homeland Security of*
 2 *the House of Representatives.*

3 *(f) RULE OF CONSTRUCTION.—Nothing in this Act*
 4 *may be construed to prevent the Secretary of State, the Sec-*
 5 *retary of Homeland Security, the Secretary of Defense, or*
 6 *the Secretary of Health and Human Services from adopting*
 7 *appropriate measures to prevent the spread of commu-*
 8 *nicable diseases, including COVID–19, to the United States.*

9 *(g) SUNSET.—The authority under subsections (a) and*
 10 *(b) expires on the date that is 3 years after the date of enact-*
 11 *ment of this Act.*

12 *(h) EMERGENCY REQUIREMENT.—The amount pro-*
 13 *vided by this section is designated by the Congress as being*
 14 *for an emergency requirement pursuant to section*
 15 *251(b)(2)(A)(i) of the Balanced Budget and Emergency*
 16 *Deficit Control Act of 1985.*

17 *SPECIAL IMMIGRANT STATUS FOR CERTAIN SURVIVING*
 18 *SPOUSES AND CHILDREN*

19 *SEC. 403. (a) IMMIGRATION AND NATIONALITY ACT.—*
 20 *Section 101(a)(27)(D) of the Immigration and Nationality*
 21 *Act (8 U.S.C. 1101(a)(27)(D)) is amended—*

22 *(1) by striking “an immigrant who is an em-*
 23 *ployee” and inserting “an immigrant who—*
 24 *“(i) is an employee”; and*

1 (2) by striking “grant such status;” and insert-
2 ing “grant such status; or

3 “(ii) is the surviving spouse or child of
4 an employee of the United States Govern-
5 ment abroad: Provided, That the employee
6 performed faithful service for a total of not
7 less than 15 years or was killed in the line
8 of duty;”.

9 (b) AFGHAN ALLIES PROTECTION ACT OF 2009.—Sec-
10 tion 602(b)(2)(C) of the Afghan Allies Protection Act of
11 2009 (8 U.S.C. 1101 note) is amended—

12 (1) in clause (ii), by redesignating subclauses (I)
13 and (II) as items (aa) and (bb), respectively, and
14 moving such items 2 ems to the right;

15 (2) by redesignating clauses (i) and (ii) as sub-
16 clauses (I) and (II), respectively, and moving such
17 subclauses 2 ems to the right;

18 (3) in the matter preceding subclause (I), as re-
19 designated, by striking “An alien is described” and
20 inserting the following:

21 “(I) IN GENERAL.—An alien is
22 described”;

23 (4) in clause (i)(I), as redesignated, by striking
24 “who had a petition for classification approved” and

1 *inserting “who had submitted an application to the*
2 *Chief of Mission”;* and

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

4 *“(II) EMPLOYMENT REQUIRE-*
5 *MENTS.—An application by a sur-*
6 *viving spouse or child of a principal*
7 *alien shall be subject to employment re-*
8 *quirements set forth in subparagraph*
9 *(A) as of the date of the principal*
10 *alien’s filing of an application for the*
11 *first time, or if no application has*
12 *been filed, the employment require-*
13 *ments as of the date of the principal*
14 *alien’s death.”.*

15 *(c) REFUGEE CRISIS IN IRAQ ACT OF 2007.—Section*
16 *1244(b)(3) of the Refugee Crisis in Iraq Act of 2007 (8*
17 *U.S.C. 1157 note) is amended—*

18 *(1) by striking “described in subsection (b)” and*
19 *inserting “in this subsection”;*

20 *(2) in subparagraph (B), by redesignating*
21 *clauses (i) and (ii) as subclauses (I) and (II), respec-*
22 *tively, and moving such subclauses 2 ems to the right;*

23 *(3) by redesignating subparagraphs (A) and (B)*
24 *as clauses (i) and (ii), respectively, and moving such*
25 *clauses 2 ems to the right;*

1 (4) *in the matter preceding clause (i), as redesignated, by striking “An alien is described” and inserting the following:*

2 “(A) *IN GENERAL.—An alien is described*”;

3 (5) *in subparagraph (A)(i), as redesignated, by striking “who had a petition for classification approved” and inserting “who submitted an application to the Chief of Mission”;* and

4 (6) *by adding at the end the following:*

5 “(B) *EMPLOYMENT REQUIREMENTS.—An application by a surviving spouse or child of a principal alien shall be subject to employment requirements set forth in paragraph (1) as of the date of the principal alien’s filing of an application for the first time, or if the principal alien did not file an application, the employment requirements as of the date of the principal alien’s death.*”.

6 (d) *EFFECTIVE DATE.—The amendments made by this section shall be effective on June 30, 2021, and shall have retroactive effect.*

7 (e) *EMERGENCY REQUIREMENT.—The amount provided by this section is designated by the Congress as being for an emergency requirement pursuant to section*

1 *251(b)(2)(A)(i) of the Balanced Budget and Emergency*
 2 *Deficit Control Act of 1985.*

3 *CONVERSION OF PETITIONS FOR SPECIAL IMMIGRANT*
 4 *STATUS FOR CERTAIN IRAQIS*

5 *SEC. 404. (a) Section 2 of Public Law 110–242 (8*
 6 *U.S.C. 1101 note) is amended by striking subsection (b) and*
 7 *inserting the following:*

8 *“(b) DURATION.—The authority under subsection (a)*
 9 *shall expire on the date on which the numerical limitation*
 10 *specified under section 1244 of the National Defense Au-*
 11 *thorization Act for Fiscal Year 2008 (Public Law 110–181;*
 12 *8 U.S.C. 1157 note) is reached.”.*

13 *(b) EMERGENCY REQUIREMENT.—The amount pro-*
 14 *vided by this section is designated by the Congress as being*
 15 *for an emergency requirement pursuant to section*
 16 *251(b)(2)(A)(i) of the Balanced Budget and Emergency*
 17 *Deficit Control Act of 1985.*

18 *TITLE V*

19 *DEPARTMENT OF JUSTICE*

20 *STATE AND LOCAL LAW ENFORCEMENT ACTIVITIES*

21 *OFFICE OF JUSTICE PROGRAMS*

22 *STATE AND LOCAL LAW ENFORCEMENT ASSISTANCE*

23 *For an additional amount for “State and Local Law*
 24 *Enforcement Assistance”, \$1,100,000, to remain available*
 25 *until September 30, 2022, for the sole purpose of restoring*

1 amounts, either directly or through reimbursement, for obli-
2 gations incurred for extraordinary law enforcement and re-
3 lated costs directly associated with protection of the Presi-
4 dent-elect from November 4, 2020 until the inauguration
5 of the President-elect as President: Provided, That such re-
6 imbursement shall be provided only for costs that a State
7 or local agency can document as being over and above the
8 cost of normal law enforcement operations and as being di-
9 rectly attributable to the provision of protection described
10 herein: Provided further, That such amount is designated
11 by the Congress as being for an emergency requirement pur-
12 suant to section 251(b)(2)(A)(i) of the Balanced Budget and
13 Emergency Deficit Control Act of 1985.

14 *TITLE VI*

15 *GENERAL PROVISIONS—THIS ACT*

16 *SEC. 601. Each amount appropriated or made avail-*
17 *able by this Act is in addition to amounts otherwise appro-*
18 *priated for the fiscal year involved.*

19 *SEC. 602. No part of any appropriation contained in*
20 *this Act shall remain available for obligation beyond the*
21 *current fiscal year unless expressly so provided herein.*

22 *SEC. 603. Unless otherwise provided for by this Act,*
23 *the additional amounts appropriated by this Act to appro-*
24 *priations accounts shall be available under the authorities*

1 *and conditions applicable to such appropriations accounts*
2 *for fiscal year 2021.*

3 *SEC. 604. Except for funds used to restore amounts,*
4 *either directly or through reimbursement, for obligations in-*
5 *curred prior to the date of the enactment of this Act, and*
6 *notwithstanding any other provision of law, funds made*
7 *available in this Act shall only be used for the purposes*
8 *specifically described herein.*

9 *SEC. 605. In this Act, the term “coronavirus” means*
10 *SARS-CoV-2 or another coronavirus with pandemic poten-*
11 *tial.*

12 *SEC. 606. Each amount designated in this Act by the*
13 *Congress as being for an emergency requirement pursuant*
14 *to section 251(b)(2)(A)(i) of the Balanced Budget and*
15 *Emergency Deficit Control Act of 1985 shall be available*
16 *(or rescinded or transferred, if applicable) only if the Presi-*
17 *dent subsequently so designates all such amounts and trans-*
18 *mits such designations to the Congress.*

19 *SEC. 607. Any amount appropriated by this Act, des-*
20 *ignated by the Congress as an emergency requirement pur-*
21 *suant to section 251(b)(2)(A)(i) of the Balanced Budget and*
22 *Emergency Deficit Control Act of 1985 and subsequently*
23 *so designated by the President, and transferred pursuant*
24 *to transfer authorities provided by this Act shall retain such*
25 *designation.*

- 1 *This Act may be cited as the “Emergency Security*
- 2 *Supplemental Appropriations Act, 2021”.*

Attest:

Secretary.

117TH CONGRESS
1ST SESSION

H.R. 3237

AMENDMENT