One Hundred Sixteenth Congress of the United States of America

AT THE FIRST SESSION

Began and held at the City of Washington on Thursday, the third day of January, two thousand and nineteen

Joint Resolution

Making further continuing appropriations for fiscal year 2019, and for other purposes.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled,

SECTION 1. SHORT TITLE. This joint resolution may be cited as the "Further Additional Continuing Appropriations Act, 2019".

SEC. 101. The Continuing Appropriations Act, 2019 (division C of Public Law 115–245) is further amended—

(1) by striking the date specified in section 105(3) and inserting "February 15, 2019"; and

(2) by adding after section 136 the following:

"SEC. 137. Amounts made available in this Act for personnel pay, allowances, and benefits in each department and agency shall be available for obligations incurred pursuant to subsection (c) of section 1341 of title 31, United States Code.

"SEC. 138. All obligations incurred and in anticipation of the appropriations made and authority granted by this Act for the purposes of maintaining the essential level of activity to protect life and property and bringing about orderly termination of Government function, and for purposes as otherwise authorized by law, are hereby ratified and approved if otherwise in accord with the provisions of this Act.

"SEC. 139. (a) If a State (or another Federal grantee) used State funds (or the grantee’s non-Federal funds) to continue carrying out a Federal program or furloughed State employees (or the grantee’s employees) whose compensation is advanced or reimbursed in whole or in part by the Federal Government—

"(1) such furloughed employees shall be compensated at their standard rate of compensation for such period;

"(2) the State (or such other grantee) shall be reimbursed for expenses that would have been paid by the Federal Government during such period had appropriations been available, including the cost of compensating such furloughed employees, together with interest thereon calculated under section 6503(d) of title 31, United States Code; and

"(3) the State (or such other grantee) may use funds available to the State (or the grantee) under such Federal program to reimburse such State (or the grantee), together with interest thereon calculated under section 6503(d) of title 31, United States Code.

"(b) For purposes of this section, the term ‘State’ and the term ‘grantee’ shall have the meaning as such term is defined under the applicable Federal program under subsection (a). In addition, ‘to continue carrying out a Federal program’ means the
continued performance by a State or other Federal grantee, during
the period of a lapse in appropriations, of a Federal program that
the State or such other grantee had been carrying out prior to
the period of the lapse in appropriations.

"(c) The authority under this section applies with respect to
any period in fiscal year 2019 (not limited to periods beginning
or ending after the date of the enactment of this Act) during
which there occurs a lapse in appropriations with respect to any
department or agency of the Federal Government which, but for
such lapse in appropriations, would have paid, or made reimburse-
ment relating to, any of the expenses referred to in this section
with respect to the program involved. Payments and reimburse-
ments under this authority shall be made only to the extent and
in amounts provided in advance in appropriations Acts.

"SEC. 102. For the purposes of division C of Public Law 115–
245, the time covered by such division shall be considered to include
the period which began on or about December 22, 2018, during
which there occurred a lapse in appropriations.

"SEC. 103. Subsection (c)(2) of section 1341 of title 31, United
States Code, is amended by inserting "", and subject to the enactment
of appropriations Acts ending the lapse" before the period.

"SEC. 104. For the purposes of the annual report issued pursuant
to section 5 of the Statutory Pay-As-You-Go Act of 2010 (2 U.S.C.
934) after adjournment of the second session of the 115th Congress,
and for determining whether a sequestration order is necessary
under such section, the debit for the budget year on the 5-year
scorecard, if any, and the 10-year scorecard, if any, shall be deducted from such scorecard in 2019 and added to such scorecard in 2020.

Speaker of the House of Representatives.

Vice President of the United States and President of the Senate.