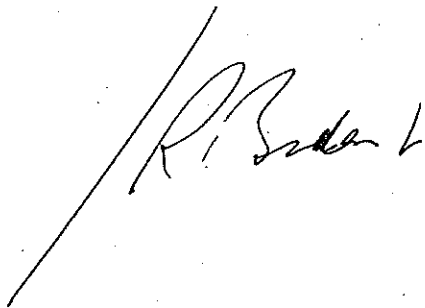


TO THE CONGRESS OF THE UNITED STATES:

In accordance with section 114(c) of division A of the Continuing Appropriations Act, 2024 and Other Extensions Act (H.R. 5860; the "Act"), I hereby designate as emergency requirements all funding (including the transfer and repurposing of funds) so designated by the Congress in the Act pursuant to section 251(b)(2)(A) of the Balanced Budget and Emergency Deficit Control Act of 1985, as outlined in the enclosed list of accounts.

The details of this action are set forth in the enclosed memorandum from the Director of the Office of Management and Budget.

A handwritten signature in black ink, appearing to read "R. S. L.", is written over a diagonal line that extends from the bottom left towards the top right of the page.

THE WHITE HOUSE,

September 30, 2023.



THE DIRECTOR

EXECUTIVE OFFICE OF THE PRESIDENT
OFFICE OF MANAGEMENT AND BUDGET
WASHINGTON, D.C. 20503

September 30, 2023

MEMORANDUM FOR THE PRESIDENT

FROM: Shalanda D. Young *Shalanda D. Young*
Director

SUBJECT: Designation of Funding as an Emergency Requirement

The Congress designated as an emergency requirement certain funding in division A of the Continuing Appropriations Act, 2024 and Other Extensions Act (H.R. 5860; the "Act"). Section 114(c) of division A of the Act provides that the availability of funding that is designated by the Congress as an emergency requirement pursuant to section 251(b)(2)(A) of the Balanced Budget and Emergency Deficit Control Act of 1985 (BBEDCA) is contingent upon the President subsequently so designating all such amounts and transmitting such designations to the Congress. These requirements are a result of the passage of the Fiscal Responsibility Act of 2023, which reinstated discretionary spending limits.

The Act provides a net total of \$12.5 billion in fiscal year (FY) 2024 funding primarily for base activities that was designated emergency in FY 2023. In addition, the Act provides a total of \$16 billion in emergency supplemental funding for the Federal Emergency Management Agency's Disaster Relief Fund.

I recommend that you designate as emergency requirements all funding (including the transfer and repurposing of funds) so designated by the Congress in the Act pursuant to section 251(b)(2)(A) of BBEDCA, as outlined in the enclosed list of accounts. Upon transmittal of these designations to the Congress, these funds will be immediately available for obligation and expenditure. No further congressional action will be required.

The designation of these funds as emergency requirements allows for adjustments to the discretionary spending limits in FY 2024, as specified in section 251(b)(2)(A) of BBEDCA. These adjustments will be reflected when the Office of Management and Budget submits its final sequestration report for FY 2024 in accordance with section 254(f) of BBEDCA.

I have reviewed this proposed action and am satisfied it is necessary at this time. Therefore, I recommend that you make the requested funds available by signing the enclosed letters to the Speaker of the House of Representatives and the President of the Senate.

Enclosures

Accounts in the Continuing Appropriations Act, 2024 and Other Extensions Act (the “Act”), with Funding Designated by the President as Emergency Requirements

Department of Agriculture (section 101(1) of division A of this Act)

Foreign Agricultural Service:

- Food for Peace Title II Grants
- McGovern-Dole International Food for Education and Child Nutrition Program Grants

Agricultural Research Service:

- Buildings and Facilities

Food Safety and Inspection Service:

- Food Safety and Inspection Service

Rural Housing Service:

- Rural Community Facilities Program Account

Rural Utilities Service:

- Rural Water and Waste Disposal Program Account

Appropriations provided in section 2102 of title I of division N of Public Law 117-328:

- For necessary expenses for salary and related costs associated with Agriculture Quarantine and Inspection Services activities

Department of Commerce (section 101(2) of division A of this Act)

National Oceanic and Atmospheric Administration:

- Operations, Research, and Facilities
- Procurement, Acquisition, and Construction

Department of Justice (section 101(2) of division A of this Act)

Federal Prison System:

- Buildings and Facilities

Science (section 101(2) of division A of this Act)

National Aeronautics and Space Administration:

- Construction and Environmental Compliance and Restoration

National Science Foundation:

- STEM Education
- Research and Related Activities

Department of Energy (section 101(4) of division A of this Act)

Energy Programs:

- Nuclear Energy

Corps of Engineers – Civil (section 101(4) of division A of this Act)

Department of the Army:

- Construction
- Operation and Maintenance

Department of Homeland Security (section 101(6) of division A of this Act)

Appropriations provided in section 2602 of title VI of division N of Public Law 117-328:

- For necessary expenses related to providing customs and immigration inspection and pre-inspection services at, or in support of, ports of entry

Department of the Interior (section 101(7) of division A of this Act)

Departmental Offices:

- Department-Wide Programs – Wildland Fire Management

Department of Agriculture (section 101(7) of division A of this Act)

Forest Service:

- Wildland Fire Management

Department of Health and Human Services (section 101(8) of division A of this Act)

Administration for Children and Families:

- Low Income Home Energy Assistance

Department of State (section 101(11) of division A of this Act)

Administration of Foreign Affairs:

- Diplomatic Programs

Bilateral Economic Assistance (section 101(11) of division A of this Act)

Funds Appropriated to the President:

- International Disaster Assistance
- Assistance for Europe, Eurasia and Central Asia

Department of State:

- Migration and Refugee Assistance

International Security Assistance (section 101(11) of division A of this Act)

Department of State:

- International Narcotics Control and Law Enforcement

Section 7068(b) of Public Law 117-328 (section 101(11) of division A of this Act)

Extending authority provided in section 21009 of division B of Public Law 116-136:

- Amounts collected from passport and immigrant visa surcharges in any fiscal year pursuant to the fourth paragraph under the heading “Diplomatic and Consular Programs” in Public Law 108-447 repurposed for the costs of providing consular services.

Department of Housing and Urban Development (section 101(12) of division A of this Act)

Public and Indian Housing:

- Tenant-Based Rental Assistance

Housing Programs:

- Project-Based Rental Assistance

Department of Homeland Security (section 129 of division A of this Act)

Federal Emergency Management Agency:

- Disaster Relief Fund (including transfers)