

**Union Calendar No. 307**103<sup>D</sup> CONGRESS  
2<sup>D</sup> SESSION**H. R. 4606****[Report No. 103-553]**

Making appropriations for the Departments of Labor, Health and Human Services, and Education, and related agencies, for the fiscal year ending September 30, 1995, and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

JUNE 21, 1994

Mr. SMITH of Iowa, from the Committee on Appropriations, reported the following bill; which was committed to the Committee of the Whole House on the State of the Union and ordered to be printed

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**A BILL**

Making appropriations for the Departments of Labor, Health and Human Services, and Education, and related agencies, for the fiscal year ending September 30, 1995, 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       That the following sums are appropriated, out of any  
4       money in the Treasury not otherwise appropriated, for the  
5       Departments of Labor, Health and Human Services, and

1 Education, and related agencies for the fiscal year ending  
2 September 30, 1995, and for other purposes, namely:

3 TITLE I—DEPARTMENT OF LABOR

4 EMPLOYMENT AND TRAINING ADMINISTRATION

5 PROGRAM ADMINISTRATION

6 For expenses of administering employment and train-  
7 ing programs and for carrying out section 908 of the So-  
8 cial Security Act, \$90,276,000, together with not to ex-  
9 ceed \$45,073,000, which may be expended from the Em-  
10 ployment Security Administration account in the Unem-  
11 ployment Trust Fund.

12 TRAINING AND EMPLOYMENT SERVICES

13 For expenses necessary to carry into effect the Job  
14 Training Partnership Act, as amended, including the pur-  
15 chase and hire of passenger motor vehicles, the construc-  
16 tion, alteration, and repair of buildings and other facili-  
17 ties, and the purchase of real property for training centers  
18 as authorized by the Job Training Partnership Act; title  
19 II of the Civil Rights Act of 1991; title XV, part A of  
20 Public Law 102-325; title VII, subtitle C of the Stewart  
21 B. McKinney Homeless Assistance Act; the Women in Ap-  
22 prenticeship and Nontraditional Occupations Act; Goals  
23 2000: Educate America Act; and the School-to-Work Op-  
24 portunities Act; \$5,524,991,000 plus reimbursements, of  
25 which \$5,035,179,000 is available for obligation for the  
26 period July 1, 1995 through June 30, 1996; of which

1 \$150,000,000 is available for the period July 1, 1995  
2 through June 30, 1998 for necessary expenses of construc-  
3 tion, rehabilitation, and acquisition of Job Corps centers,  
4 including \$51,254,000 for new centers; of which  
5 \$184,788,000 shall be available for the period October 1,  
6 1994 through June 30, 1995; and of which \$140,000,000  
7 shall be available for obligation from July 1, 1995 through  
8 September 30, 1996, for carrying out activities of the  
9 School-to-Work Opportunities Act: *Provided*, That  
10 \$63,666,000 shall be for carrying out section 401 of the  
11 Job Training Partnership Act, \$84,841,000 shall be for  
12 carrying out section 402 of such Act, \$8,880,000 shall be  
13 for carrying out section 441 of such Act, \$1,500,000 shall  
14 be for the National Commission for Employment Policy,  
15 \$5,579,000 shall be for all activities conducted by and  
16 through the National Occupational Information Coordi-  
17 nating Committee under such Act, \$3,861,000 shall be for  
18 service delivery areas under section 101(a)(4)(A)(iii) of  
19 such Act in addition to amounts otherwise provided under  
20 sections 202, 252 and 262 of the Act, \$1,044,813,000  
21 shall be for carrying out title II, part A of such Act, and  
22 \$598,682,000 shall be for carrying out title II, part C of  
23 such Act: *Provided further*, That no funds from any other  
24 appropriation shall be used to provide meal services at or  
25 for Job Corps centers.

1           COMMUNITY SERVICE EMPLOYMENT FOR OLDER  
2   AMERICANS

3           To carry out the activities for national grants or con-  
4 tracts with public agencies and public or private nonprofit  
5 organizations under paragraph (1)(A) of section 506(a)  
6 of title V of the Older Americans Act of 1965, as amended,  
7 \$320,190,000.

8           To carry out the activities for grants to States under  
9 paragraph (3) of section 506(a) of title V of the Older  
10 Americans Act of 1965, as amended, \$90,310,000.

11   FEDERAL UNEMPLOYMENT BENEFITS AND ALLOWANCES

12           For payments during the current fiscal year of bene-  
13 fits and payments as authorized by title II of Public Law  
14 95-250, as amended, and of trade adjustment benefit pay-  
15 ments and allowances under part I, and for training, for  
16 allowances for job search and relocation, and for related  
17 State administrative expenses under part II, subchapters  
18 B and D, chapter 2, title II of the Trade Act of 1974,  
19 as amended, \$274,400,000 together with such amounts as  
20 may be necessary to be charged to the subsequent appro-  
21 priation for payments for any period subsequent to Sep-  
22 tember 15 of the current year.

23   STATE UNEMPLOYMENT INSURANCE AND EMPLOYMENT  
24   SERVICE OPERATIONS

25           For activities authorized by the Act of June 6, 1933,  
26 as amended (29 U.S.C. 49-49l-1; 39 U.S.C.

1 3202(a)(1)(E)); title III of the Social Security Act, as  
2 amended (42 U.S.C. 502–504); necessary administrative  
3 expenses for carrying out 5 U.S.C. 8501–8523, and sec-  
4 tions 225, 231–235, 243–244, and 250(d)(1), 250(d)(3),  
5 title II of the Trade Act of 1974, as amended; as author-  
6 ized by section 7c of the Act of June 6, 1933, as amended,  
7 necessary administrative expenses under sections  
8 101(a)(15)(H), 212(a)(5)(A), (m) (2) and (3), (n)(1), and  
9 218(g) (1), (2), and (3), and 258(c) of the Immigration  
10 and Nationality Act, as amended (8 U.S.C. 1101 et seq.);  
11 necessary administrative expenses to carry out the Tar-  
12 geted Jobs Tax Credit Program under section 51 of the  
13 Internal Revenue Code of 1986, and section 221(a) of the  
14 Immigration Act of 1990, \$146,697,000, together with  
15 not to exceed \$3,269,013,000 (including not to exceed  
16 \$1,653,000 which may be used for amortization payments  
17 to States which had independent retirement plans in their  
18 State employment service agencies prior to 1980, and in-  
19 cluding not to exceed \$1,000,000 which may be obligated  
20 in contracts with non-State entities for activities such as  
21 occupational and test research activities which benefit the  
22 Federal-State Employment Service System), which may be  
23 expended from the Employment Security Administration  
24 account in the Unemployment Trust Fund, and of which  
25 the sums available in the allocation for activities author-

1 ized by title III of the Social Security Act, as amended  
2 (42 U.S.C. 502–504), and the sums available in the alloca-  
3 tion for necessary administrative expenses for carrying out  
4 5 U.S.C. 8501–8523, shall be available for obligation by  
5 the States through December 31, 1995, except that funds  
6 used for automation acquisitions shall be available for obli-  
7 gation by States through September 30, 1997; and of  
8 which \$144,763,000 together with not to exceed  
9 \$817,224,000 of the amount which may be expended from  
10 said trust fund shall be available for obligation for the pe-  
11 riod July 1, 1995, through June 30, 1996, to fund activi-  
12 ties under the Act of June 6, 1933, as amended, including  
13 the cost of penalty mail made available to States in lieu  
14 of allotments for such purpose, and of which  
15 \$232,437,000 shall be available only to the extent nec-  
16 essary for additional State allocations to administer unem-  
17 ployment compensation laws to finance increases in the  
18 number of unemployment insurance claims filed and  
19 claims paid or changes in a State law: *Provided*, That to  
20 the extent that the Average Weekly Insured Unemploy-  
21 ment (AWIU) for fiscal year 1995 is projected by the De-  
22 partment of Labor to exceed 2.772 million, an additional  
23 \$27,800,000 shall be available for obligation for every  
24 100,000 increase in the AWIU level (including a pro rata  
25 amount for any increment less than 100,000) from the

1 Employment Security Administration Account of the Un-  
2 employment Trust Fund: *Provided further*, That funds ap-  
3 propriated in this Act and in Public Law 103-112 which  
4 are used to establish a national one-stop career center net-  
5 work may be obligated in contracts, grants or agreements  
6 with non-State entities.

7 ADVANCES TO THE UNEMPLOYMENT TRUST FUND AND  
8 OTHER FUNDS

9 For repayable advances to the Unemployment Trust  
10 Fund as authorized by sections 905(d) and 1203 of the  
11 Social Security Act, as amended, and to the Black Lung  
12 Disability Trust Fund as authorized by section 9501(c)(1)  
13 of the Internal Revenue Code of 1954, as amended; and  
14 for nonrepayable advances to the Unemployment Trust  
15 Fund as authorized by section 8509 of title 5, United  
16 States Code, and section 104(d) of Public Law 102-164,  
17 and section 5 of Public Law 103-6, and to the “Federal  
18 unemployment benefits and allowances” account, to re-  
19 main available until September 30, 1996, \$686,000,000.

20 In addition, for making repayable advances to the  
21 Black Lung Disability Trust Fund in the current fiscal  
22 year after September 15, 1995, for costs incurred by the  
23 Black Lung Disability Trust Fund in the current fiscal  
24 year, such sums as may be necessary.

## 1 OFFICE OF THE AMERICAN WORKPLACE

## 2 SALARIES AND EXPENSES

3 For necessary expenses for the Office of the Amer-  
4 ican Workplace, \$30,411,000.

## 5 PENSION AND WELFARE BENEFITS ADMINISTRATION

## 6 SALARIES AND EXPENSES

7 For necessary expenses for Pension and Welfare Ben-  
8 efits Administration, \$66,388,000.

## 9 PENSION BENEFIT GUARANTY CORPORATION

## 10 PENSION BENEFIT GUARANTY CORPORATION FUND

11 The Pension Benefit Guaranty Corporation is author-  
12 ized to make such expenditures, including financial assist-  
13 ance authorized by section 104 of Public Law 96-364,  
14 within limits of funds and borrowing authority available  
15 to such Corporation, and in accord with law, and to make  
16 such contracts and commitments without regard to fiscal  
17 year limitations as provided by section 104 of the Govern-  
18 ment Corporation Control Act, as amended (31 U.S.C.  
19 9104), as may be necessary in carrying out the program  
20 through September 30, 1995, for such Corporation: *Pro-*  
21 *vided*, That not to exceed \$11,493,000 shall be available  
22 for administrative expenses of the Corporation: *Provided*  
23 *further*, That expenses of such Corporation in connection  
24 with the termination of pension plans, for the acquisition,  
25 protection or management, and investment of trust assets,



1 and for benefits administration services shall be consid-  
2 ered as non-administrative expenses for the purposes here-  
3 of, and excluded from the above limitation.

4           EMPLOYMENT STANDARDS ADMINISTRATION  
5                           SALARIES AND EXPENSES

6           For necessary expenses for the Employment Stand-  
7 ards Administration, including reimbursement to State,  
8 Federal, and local agencies and their employees for inspec-  
9 tion services rendered, \$242,860,000, together with  
10 \$1,059,000 which may be expended from the Special Fund  
11 in accordance with sections 39(c) and 44(j) of the  
12 Longshore and Harbor Workers' Compensation Act: *Pro-*  
13 *vided*, That the Secretary of Labor is authorized to accept,  
14 retain, and spend, until expended, in the name of the De-  
15 partment of Labor, all sums of money ordered to be paid  
16 to the Secretary of Labor, in accordance with the terms  
17 of the Consent Judgment in Civil Action No. 91-0027 of  
18 the United States District Court for the District of the  
19 Northern Mariana Islands (May 21, 1992): *Provided fur-*  
20 *ther*, That the Secretary of Labor is authorized to estab-  
21 lish and, in accordance with 31 U.S.C. 3302, collect and  
22 deposit in the Treasury fees for processing applications  
23 and issuing certificates under sections 11(d) and 14 of the  
24 Fair Labor Standards Act of 1938, as amended (29  
25 U.S.C. 211(d) and 214) and for processing applications

1 and issuing registrations under Title I of the Migrant and  
2 Seasonal Agricultural Worker Protection Act, 29 U.S.C.  
3 1801 et seq.

4 SPECIAL BENEFITS

5 (INCLUDING TRANSFER OF FUNDS)

6 For the payment of compensation, benefits, and ex-  
7 penses (except administrative expenses) accruing during  
8 the current or any prior fiscal year authorized by title 5,  
9 chapter 81 of the United States Code; continuation of ben-  
10 efits as provided for under the head “Civilian War Bene-  
11 fits” in the Federal Security Agency Appropriation Act,  
12 1947; the Employees’ Compensation Commission Appro-  
13 priation Act, 1944; and sections 4(c) and 5(f) of the War  
14 Claims Act of 1948 (50 U.S.C. App. 2012); and 50 per  
15 centum of the additional compensation and benefits re-  
16 quired by section 10(h) of the Longshore and Harbor  
17 Workers’ Compensation Act, as amended, \$258,000,000  
18 together with such amounts as may be necessary to be  
19 charged to the subsequent year appropriation for the pay-  
20 ment of compensation and other benefits for any period  
21 subsequent to August 15 of the current year: *Provided,*  
22 That such sums as are necessary may be used for a dem-  
23 onstration project under section 8104 of title 5, United  
24 States Code, in which the Secretary may reimburse an em-  
25 ployer, who is not the employer at the time of injury, for  
26 portions of the salary of a reemployed, disabled bene-

1 ficiary: *Provided further*, That balances of reimbursements  
2 unobligated on September 30, 1994, shall remain available  
3 until expended for the payment of compensation, benefits,  
4 and expenses: *Provided further*, That in addition there  
5 shall be transferred to this appropriation from the Postal  
6 Service and from any other corporation or instrumentality  
7 required under section 8147(c) of title 5, United States  
8 Code, to pay an amount for its fair share of the cost of  
9 administration, such sums as the Secretary of Labor de-  
10 termines to be the cost of administration for employees  
11 of such fair share entities through September 30, 1995:  
12 *Provided further*, That of those funds transferred to this  
13 account from the fair share entities to pay the cost of ad-  
14 ministration, \$5,299,000 shall be made available to the  
15 Secretary of Labor for expenditures relating to capital im-  
16 provements in support of Federal Employees' Compensa-  
17 tion Act administration, and the balance of such funds  
18 shall be paid into the Treasury as miscellaneous receipts:  
19 *Provided further*, That the Secretary may require that any  
20 person filing a notice of injury or a claim for benefits  
21 under Subchapter 5, U.S.C., Chapter 81, or under Sub-  
22 chapter 33, U.S.C. 901, et seq. (the Longshore and Har-  
23 bor Workers' Compensation Act, as amended), provide as  
24 part of such notice and claim, such identifying information

1 (including Social Security account number) as such regu-  
2 lations may prescribe.

3 BLACK LUNG DISABILITY TRUST FUND

4 (INCLUDING TRANSFER OF FUNDS)

5 For payments from the Black Lung Disability Trust  
6 Fund, \$994,864,000, of which \$943,005,000 shall be  
7 available until September 30, 1996, for payment of all  
8 benefits as authorized by section 9501(d) (1), (2), (4), and  
9 (7), of the Internal Revenue Code of 1954, as amended,  
10 and interest on advances as authorized by section  
11 9501(c)(2) of that Act, and of which \$28,216,000 shall  
12 be available for transfer to Employment Standards Ad-  
13 ministration, Salaries and Expenses, and \$23,333,000 for  
14 transfer to Departmental Management, Salaries and Ex-  
15 penses, and \$310,000 for transfer to Departmental Man-  
16 agement, Office of Inspector General, for expenses of oper-  
17 ation and administration of the Black Lung Benefits pro-  
18 gram as authorized by section 9501(d)(5)(A) of that Act:  
19 *Provided*, That in addition, such amounts as may be nec-  
20 essary may be charged to the subsequent year appropria-  
21 tion for the payment of compensation, interest, or other  
22 benefits for any period subsequent to June 15 of the cur-  
23 rent year: *Provided further*, That in addition such amounts  
24 shall be paid from this fund into miscellaneous receipts  
25 as the Secretary of the Treasury determines to be the ad-  
26 ministrative expenses of the Department of the Treasury

1 for administering the fund during the current fiscal year,  
2 as authorized by section 9501(d)(5)(B) of that Act.

3 OCCUPATIONAL SAFETY AND HEALTH ADMINISTRATION  
4 SALARIES AND EXPENSES

5 For necessary expenses for the Occupational Safety  
6 and Health Administration, \$312,500,000, including not  
7 to exceed \$70,615,000 which shall be the maximum  
8 amount available for grants to States under section 23(g)  
9 of the Occupational Safety and Health Act, which grants  
10 shall be no less than fifty percent of the costs of State  
11 occupational safety and health programs required to be  
12 incurred under plans approved by the Secretary under sec-  
13 tion 18 of the Occupational Safety and Health Act of  
14 1970; and, in addition, notwithstanding 31 U.S.C. 3302,  
15 the Occupational Safety and Health Administration may  
16 retain up to \$500,000 per fiscal year of training institute  
17 course tuition fees, otherwise authorized by law to be col-  
18 lected, and may utilize such sums for occupational safety  
19 and health training and education grants: *Provided*, That  
20 none of the funds appropriated under this paragraph shall  
21 be obligated or expended to prescribe, issue, administer,  
22 or enforce any standard, rule, regulation, or order under  
23 the Occupational Safety and Health Act of 1970 which  
24 is applicable to any person who is engaged in a farming  
25 operation which does not maintain a temporary labor

1 camp and employs ten or fewer employees: *Provided fur-*  
2 *ther*, That no funds appropriated under this paragraph  
3 shall be obligated or expended to administer or enforce  
4 any standard, rule, regulation, or order under the Occupa-  
5 tional Safety and Health Act of 1970 with respect to any  
6 employer of ten or fewer employees who is included within  
7 a category having an occupational injury lost workday case  
8 rate, at the most precise Standard Industrial Classifica-  
9 tion Code for which such data are published, less than the  
10 national average rate as such rates are most recently pub-  
11 lished by the Secretary, acting through the Bureau of  
12 Labor Statistics, in accordance with section 24 of that Act  
13 (29 U.S.C. 673), except—

14           (1) to provide, as authorized by such Act, con-  
15           sultation, technical assistance, educational and train-  
16           ing services, and to conduct surveys and studies;

17           (2) to conduct an inspection or investigation in  
18           response to an employee complaint, to issue a cita-  
19           tion for violations found during such inspection, and  
20           to assess a penalty for violations which are not cor-  
21           rected within a reasonable abatement period and for  
22           any willful violations found;

23           (3) to take any action authorized by such Act  
24           with respect to imminent dangers;

1 (4) to take any action authorized by such Act  
2 with respect to health hazards;

3 (5) to take any action authorized by such Act  
4 with respect to a report of an employment accident  
5 which is fatal to one or more employees or which re-  
6 sults in hospitalization of two or more employees,  
7 and to take any action pursuant to such investiga-  
8 tion authorized by such Act; and

9 (6) to take any action authorized by such Act  
10 with respect to complaints of discrimination against  
11 employees for exercising rights under such Act:

12 *Provided further*, That the foregoing proviso shall not  
13 apply to any person who is engaged in a farming operation  
14 which does not maintain a temporary labor camp and em-  
15 ploys ten or fewer employees.

16 MINE SAFETY AND HEALTH ADMINISTRATION

17 SALARIES AND EXPENSES

18 For necessary expenses for the Mine Safety and  
19 Health Administration, \$197,519,000, of which  
20 \$5,851,000 shall be for the State Grants Program, includ-  
21 ing purchase and bestowal of certificates and trophies in  
22 connection with mine rescue and first-aid work, and the  
23 hire of passenger motor vehicles; the Secretary is author-  
24 ized to accept lands, buildings, equipment, and other con-  
25 tributions from public and private sources and to pros-

1 ecute projects in cooperation with other agencies, Federal,  
2 State, or private; the Mine Safety and Health Administra-  
3 tion is authorized to promote health and safety education  
4 and training in the mining community through cooperative  
5 programs with States, industry, and safety associations;  
6 and any funds available to the Department may be used,  
7 with the approval of the Secretary, to provide for the costs  
8 of mine rescue and survival operations in the event of a  
9 major disaster: *Provided*, That none of the funds appro-  
10 priated under this paragraph shall be obligated or ex-  
11 pended to carry out section 115 of the Federal Mine Safe-  
12 ty and Health Act of 1977 or to carry out that portion  
13 of section 104(g)(1) of such Act relating to the enforce-  
14 ment of any training requirements, with respect to shell  
15 dredging, or with respect to any sand, gravel, surface  
16 stone, surface clay, colloidal phosphate, or surface lime-  
17 stone mine.

18 BUREAU OF LABOR STATISTICS

19 SALARIES AND EXPENSES

20 For necessary expenses for the Bureau of Labor Sta-  
21 tistics, including advances or reimbursements to State,  
22 Federal, and local agencies and their employees for serv-  
23 ices rendered, \$296,761,000, of which \$5,134,000 shall be  
24 for expenses of revising the Consumer Price Index and  
25 shall remain available until September 30, 1996, together



1 with not to exceed \$54,102,000, which may be expended  
2 from the Employment Security Administration account in  
3 the Unemployment Trust Fund.

4 DEPARTMENTAL MANAGEMENT

5 SALARIES AND EXPENSES

6 For necessary expenses for Departmental Manage-  
7 ment, including the hire of five sedans, and including up  
8 to \$4,392,000 for the President's Committee on Employ-  
9 ment of People With Disabilities, \$156,002,000, which in-  
10 cludes \$6,500,000 which shall remain available until ex-  
11 pended for use by appropriate Departmental agencies for  
12 ADP equipment acquisition, systems development and as-  
13 sociated support related to Departmental enforcement  
14 programs; together with not to exceed \$328,000, which  
15 may be expended from the Employment Security Adminis-  
16 tration account in the Unemployment Trust Fund.

17 ASSISTANT SECRETARY FOR VETERANS EMPLOYMENT

18 AND TRAINING

19 Not to exceed \$185,281,000 may be derived from the  
20 Employment Security Administration account in the Un-  
21 employment Trust Fund to carry out the provisions of 38  
22 U.S.C. 2001-10 and 2021-26.

23 OFFICE OF INSPECTOR GENERAL

24 For salaries and expenses of the Office of Inspector  
25 General in carrying out the provisions of the Inspector

1 General Act of 1978, as amended, \$47,676,000, together  
2 with not to exceed \$3,860,000, which may be expended  
3 from the Employment Security Administration account in  
4 the Unemployment Trust Fund.

5 GENERAL PROVISIONS

6 SEC. 101. None of the funds in the Employees' Com-  
7 pensation Fund under 5 U.S.C. 8147 shall hereafter be  
8 expended for payment of compensation, benefits, and ex-  
9 penses to any individual convicted of a violation of 18  
10 U.S.C. 1920, or of any felony fraud related to the applica-  
11 tion for or receipt of benefits under subchapters I or III  
12 of chapter 81 of title 5, United States Code.

13 SEC. 102. None of the funds appropriated under this  
14 Act shall be expended by the Secretary of Labor to imple-  
15 ment or administer either the final or proposed regulations  
16 referred to in section 303 of Public Law 102-27.

17 (TRANSFER OF FUNDS)

18 SEC. 103. Not to exceed 1 percent of any appropria-  
19 tion made available for the current fiscal year for the De-  
20 partment of Labor in this Act may be transferred between  
21 such appropriations, but no such appropriation shall be  
22 increased by more than 3 percent by any such transfers:  
23 *Provided*, That any transfer pursuant to this section shall  
24 be treated as a reprogramming of funds under section 104  
25 of this Act and shall not be available for obligation or ex-

1 penditure except in compliance with the procedures set  
2 forth in that section.

3       SEC. 104. (a) None of the funds provided under this  
4 Act to the Department of Labor shall be available for obli-  
5 gation or expenditure through a reprogramming of funds  
6 which: (1) creates new programs; (2) eliminates a pro-  
7 gram, project, or activity; (3) increases funds or personnel  
8 by any means for any project or activity for which funds  
9 have been denied or restricted; (4) relocates an office or  
10 employees; (5) reorganizes offices, programs, or activities;  
11 or (6) contracts out or privatizes any functions or activi-  
12 ties presently performed by Federal employees; unless the  
13 Appropriations Committees of both Houses of Congress  
14 are notified fifteen days in advance of such  
15 reprogramming of funds.

16       (b) None of the funds provided under this Act to the  
17 Department of Labor shall be available for obligation or  
18 expenditure for activities, programs, or projects through  
19 a reprogramming of funds in excess of \$500,000 or 10  
20 percent, whichever is less, that: (1) augments existing pro-  
21 grams, projects, or activities; (2) reduces by 10 percent  
22 funding for any existing program, project, or activity, or  
23 numbers of personnel by 10 percent as approved by Con-  
24 gress; or (3) results from any general savings from a re-  
25 duction in personnel which would result in a change in

1 existing programs, activities, or projects as approved by  
2 Congress, unless the Appropriations Committees of both  
3 Houses of Congress are notified fifteen days in advance  
4 of such reprogramming of funds.

5 This title may be cited as the “Department of Labor  
6 Appropriations Act, 1995”.

7 TITLE II—DEPARTMENT OF HEALTH AND  
8 HUMAN SERVICES  
9 HEALTH RESOURCES AND SERVICES ADMINISTRATION  
10 HEALTH RESOURCES AND SERVICES

11 For carrying out titles II, III, VII, VIII, X, XII, XVI,  
12 XIX, and XXVI of the Public Health Service Act, section  
13 427(a) of the Federal Coal Mine Health and Safety Act,  
14 title V of the Social Security Act, the Health Care Quality  
15 Improvement Act of 1986, as amended, Public Law 101–  
16 527, and the Native Hawaiian Health Care Act of 1988,  
17 as amended, \$3,008,225,000, of which \$411,000 shall re-  
18 main available until expended for interest subsidies on  
19 loan guarantees made prior to fiscal year 1981 under part  
20 B of title VII of the Public Health Service Act: *Provided,*  
21 That when the Department of Health and Human Serv-  
22 ices administers or operates an employee health program  
23 for any Federal department or agency, payment for the  
24 full estimated cost shall be made by way of reimbursement  
25 or in advance to this appropriation: *Provided further,* That

1 of the funds made available under this heading, \$933,000  
2 shall be available until expended for facilities renovations  
3 at the Gillis W. Long Hansen's Disease Center: *Provided*  
4 *further*, That in addition to fees authorized by section  
5 427(b) of the Health Care Quality Improvement Act of  
6 1986, fees shall be collected for the full disclosure of infor-  
7 mation under the Act sufficient to recover the full costs  
8 of operating the National Practitioner Data Bank, and  
9 shall remain available until expended to carry out that  
10 Act.

11 MEDICAL FACILITIES GUARANTEE AND LOAN FUND

12 FEDERAL INTEREST SUBSIDIES FOR MEDICAL FACILITIES

13 For carrying out subsections (d) and (e) of section  
14 1602 of the Public Health Service Act, \$9,000,000, to-  
15 gether with any amounts received by the Secretary in con-  
16 nection with loans and loan guarantees under title VI of  
17 the Public Health Service Act, to be available without fis-  
18 cal year limitation for the payment of interest subsidies.  
19 During the fiscal year, no commitments for direct loans  
20 or loan guarantees shall be made.

21 HEALTH EDUCATION ASSISTANCE LOANS PROGRAM

22 For the cost of guaranteed loans, such sums as may  
23 be necessary to carry out the purpose of the program, as  
24 authorized by title VII of the Public Health Service Act,  
25 as amended: *Provided*, That such costs, including the cost  
26 of modifying such loans, shall be as defined in section 502

1 of the Congressional Budget Act of 1974: *Provided fur-*  
2 *ther*, That these funds are available to subsidize gross obli-  
3 gations for the total loan principal any part of which is  
4 to be guaranteed at not to exceed \$375,000,000. In addi-  
5 tion, for administrative expenses to carry out the guaran-  
6 teed loan program, \$2,946,000.

7 VACCINE INJURY COMPENSATION PROGRAM TRUST FUND

8 For payments from the Vaccine Injury Compensation  
9 Program Trust Fund, such sums as may be necessary for  
10 claims associated with vaccine-related injury or death with  
11 respect to vaccines administered after September 30,  
12 1988, pursuant to subtitle 2 of title XXI of the Public  
13 Health Service Act, to remain available until expended:  
14 *Provided*, That for necessary administrative expenses, not  
15 to exceed \$3,000,000 shall be available from the Trust  
16 Fund to the Secretary of Health and Human Services.

17 VACCINE INJURY COMPENSATION

18 For payment of claims resolved by the United States  
19 Court of Federal Claims related to the administration of  
20 vaccines before October 1, 1988, \$110,000,000, to remain  
21 available until expended.

22 CENTERS FOR DISEASE CONTROL AND PREVENTION

23 DISEASE CONTROL, RESEARCH, AND TRAINING

24 To carry out titles II, III, VII, XI, XV, XVII, and  
25 XIX of the Public Health Service Act, sections 101, 102,  
26 103, 201, 202, and 203 of the Federal Mine Safety and

1 Health Act of 1977, and sections 20, 21, and 22 of the  
2 Occupational Safety and Health Act of 1970; including  
3 insurance of official motor vehicles in foreign countries;  
4 and hire, maintenance, and operation of aircraft,  
5 \$2,086,850,000, of which \$3,575,000 shall remain avail-  
6 able until expended for equipment and construction and  
7 renovation of facilities, and in addition, such sums as may  
8 be derived from authorized user fees, which shall be cred-  
9 ited to this account: *Provided*, That for fiscal year 1995  
10 and subsequent fiscal years training of private persons  
11 shall be made subject to reimbursement or advances to  
12 this appropriation for not in excess of the full cost of such  
13 training: *Provided further*, That funds appropriated under  
14 this heading for fiscal year 1995 and subsequent fiscal  
15 years shall be available for payment of the costs of medical  
16 care, related expenses, and burial expenses hereafter in-  
17 curred by or on behalf of any person who had participated  
18 in the study of untreated syphilis initiated in Tuskegee,  
19 Alabama, in 1932, in such amounts and subject to such  
20 terms and conditions as prescribed by the Secretary of  
21 Health and Human Services and for payment, in such  
22 amounts and subject to such terms and conditions, of such  
23 costs and expenses hereafter incurred by or on behalf of  
24 such person's wife or offspring determined by the Sec-  
25 retary to have suffered injury or disease from syphilis con-

1 tracted from such person: *Provided further*, That for fiscal  
2 year 1995 and subsequent fiscal years amounts received  
3 by the National Center for Health Statistics from reim-  
4 bursements and interagency agreements and the sale of  
5 data tapes may be credited to this appropriation and shall  
6 remain available until expended: *Provided further*, That in  
7 addition to amounts provided herein, up to \$27,862,000  
8 shall be available from amounts available under section  
9 241 of the Public Health Service Act, to carry out the  
10 National Center for Health Statistics surveys.

11 NATIONAL INSTITUTES OF HEALTH

12 NATIONAL CANCER INSTITUTE

13 For carrying out section 301 and title IV of the Pub-  
14 lic Health Service Act with respect to cancer,  
15 \$1,919,419,000.

16 NATIONAL HEART, LUNG, AND BLOOD INSTITUTE

17 For carrying out sections 301 and 1105 and title IV  
18 of the Public Health Service Act with respect to cardio-  
19 vascular, lung, and blood diseases, and blood and blood  
20 products, \$1,259,590,000.

21 NATIONAL INSTITUTE OF DENTAL RESEARCH

22 For carrying out section 301 and title IV of the Pub-  
23 lic Health Service Act with respect to dental disease,  
24 \$162,832,000.



1 NATIONAL INSTITUTE OF DIABETES AND DIGESTIVE AND  
2 KIDNEY DISEASES

3 For carrying out section 301 and title IV of the Pub-  
4 lic Health Service Act with respect to diabetes and diges-  
5 tive and kidney diseases, \$726,784,000.

6 NATIONAL INSTITUTE OF NEUROLOGICAL DISORDERS  
7 AND STROKE

8 For carrying out section 301 and title IV of the Pub-  
9 lic Health Service Act with respect to neurological dis-  
10 orders and stroke, \$626,801,000.

11 NATIONAL INSTITUTE OF ALLERGY AND INFECTIOUS  
12 DISEASES

13 For carrying out section 301 and title IV of the Pub-  
14 lic Health Service Act with respect to allergy and infec-  
15 tious diseases, \$536,416,000.

16 NATIONAL INSTITUTE OF GENERAL MEDICAL SCIENCES

17 For carrying out section 301 and title IV of the Pub-  
18 lic Health Service Act with respect to general medical  
19 sciences, \$877,113,000.

20 NATIONAL INSTITUTE OF CHILD HEALTH AND HUMAN  
21 DEVELOPMENT

22 For carrying out section 301 and title IV of the Pub-  
23 lic Health Service Act with respect to child health and  
24 human development, \$513,409,000.

1 NATIONAL EYE INSTITUTE

2 For carrying out section 301 and title IV of the Pub-  
3 lic Health Service Act with respect to eye diseases and  
4 visual disorders, \$290,335,000.

5 NATIONAL INSTITUTE OF ENVIRONMENTAL HEALTH  
6 SCIENCES

7 For carrying out sections 301 and 311 and title IV  
8 of the Public Health Service Act with respect to environ-  
9 mental health sciences, \$266,400,000.

10 NATIONAL INSTITUTE ON AGING

11 For carrying out section 301 and title IV of the Pub-  
12 lic Health Service Act with respect to aging,  
13 \$431,198,000.

14 NATIONAL INSTITUTE OF ARTHRITIS AND  
15 MUSCULOSKELETAL AND SKIN DISEASES

16 For carrying out section 301 and title IV of the Pub-  
17 lic Health Service Act with respect to arthritis, and mus-  
18 culoskeletal and skin diseases, \$227,021,000.

19 NATIONAL INSTITUTE ON DEAFNESS AND OTHER  
20 COMMUNICATION DISORDERS

21 For carrying out section 301 and title IV of the Pub-  
22 lic Health Service Act with respect to deafness and other  
23 communication disorders, \$166,155,000.

1 NATIONAL INSTITUTE OF NURSING RESEARCH

2 For carrying out section 301 and title IV of the Pub-  
3 lic Health Service Act with respect to nursing research,  
4 \$47,971,000.

5 NATIONAL INSTITUTE ON ALCOHOL ABUSE AND  
6 ALCOHOLISM

7 For carrying out section 301 and title IV of the Pub-  
8 lic Health Service Act with respect to alcohol abuse and  
9 alcoholism, \$181,445,000.

10 NATIONAL INSTITUTE ON DRUG ABUSE

11 For carrying out section 301 and title IV of the Pub-  
12 lic Health Service Act with respect to drug abuse,  
13 \$290,280,000.

14 NATIONAL INSTITUTE OF MENTAL HEALTH

15 For carrying out section 301 and title IV of the Pub-  
16 lic Health Service Act with respect to mental health,  
17 \$542,050,000.

18 NATIONAL CENTER FOR RESEARCH RESOURCES

19 For carrying out section 301 and title IV of the Pub-  
20 lic Health Service Act with respect to research resources  
21 and general research support grants, \$294,877,000: *Pro-*  
22 *vided*, That none of these funds shall be used to pay recipi-  
23 ents of the general research support grants program any  
24 amount for indirect expenses in connection with such  
25 grants: *Provided further*, That \$20,000,000 shall be for  
26 extramural facilities construction grants.

1 NATIONAL CENTER FOR HUMAN GENOME RESEARCH

2 For carrying out section 301 and title IV of the Pub-  
3 lic Health Service Act with respect to human genome re-  
4 search, \$152,010,000.

5 JOHN E. FOGARTY INTERNATIONAL CENTER

6 For carrying out the activities at the John E.  
7 Fogarty International Center, \$15,193,000.

8 NATIONAL LIBRARY OF MEDICINE

9 For carrying out section 301 and title IV of the Pub-  
10 lic Health Service Act with respect to health information  
11 communications, \$123,274,000.

12 OFFICE OF THE DIRECTOR

13 (INCLUDING TRANSFER OF FUNDS)

14 For carrying out the responsibilities of the Office of  
15 the Director, National Institutes of Health, \$219,474,000:  
16 *Provided*, That funding shall be available for the purchase  
17 of not to exceed five passenger motor vehicles for replace-  
18 ment only: *Provided further*, That the Director may direct  
19 up to 1 percent of the total amount made available in this  
20 Act to all National Institutes of Health appropriations to  
21 activities the Director may so designate: *Provided further*,  
22 That no such appropriation shall be increased or de-  
23 creased by more than 1 percent by any such transfers and  
24 that the Congress is promptly notified of the transfer.

1 OFFICE OF AIDS RESEARCH  
2 (INCLUDING TRANSFER OF FUNDS)

3 For carrying out part D of title XXIII of the Public  
4 Health Service Act, \$1,337,606,000: *Provided*, That the  
5 Director of the Office of AIDS Research shall transfer  
6 from this appropriation the amounts necessary to carry  
7 out section 2353(d) of the Act.

8 BUILDINGS AND FACILITIES

9 For the study of, construction of, and acquisition of  
10 equipment for, facilities of or used by the National Insti-  
11 tutes of Health, including the acquisition of real property,  
12 \$114,370,000, to remain available until expended.

13 SUBSTANCE ABUSE AND MENTAL HEALTH SERVICES  
14 ADMINISTRATION

15 SUBSTANCE ABUSE AND MENTAL HEALTH SERVICES

16 For carrying out the Public Health Service Act with  
17 respect to substance abuse and mental health services, sec-  
18 tion 612 of Public Law 100-77, as amended, and the Pro-  
19 tection and Advocacy for Mentally Ill Individuals Act of  
20 1986, \$2,166,148,000: *Provided*, That no portion of  
21 amounts appropriated for the programs of the Depart-  
22 ment of Health and Human Services shall be available for  
23 obligation pursuant to section 571 of the Public Health  
24 Service Act, other than an amount of \$3,750,000 from  
25 amounts appropriated to carry out section 510 of that Act.

1 ASSISTANT SECRETARY FOR HEALTH  
2 OFFICE OF THE ASSISTANT SECRETARY FOR HEALTH  
3 (INCLUDING TRANSFER OF FUNDS)

4 For the expenses necessary for the Office of Assistant  
5 Secretary for Health and for carrying out titles III, XVII,  
6 XX and XXI of the Public Health Service Act,  
7 \$70,261,000, and, in addition, amounts received from  
8 Freedom of Information Act fees and reimbursable and  
9 interagency agreements shall be credited to this appropria-  
10 tion and shall remain available until expended: *Provided,*  
11 That \$2,000,000 of the amount appropriated in this para-  
12 graph shall be transferred to the Food and Drug Adminis-  
13 tration, Salaries and Expenses appropriation account.

14 RETIREMENT PAY AND MEDICAL BENEFITS FOR  
15 COMMISSIONED OFFICERS

16 For retirement pay and medical benefits of Public  
17 Health Service Commissioned Officers as authorized by  
18 law, and for payments under the Retired Serviceman's  
19 Family Protection Plan and Survivor Benefit Plan and for  
20 medical care of dependents and retired personnel under  
21 the Dependents' Medical Care Act (10 U.S.C. ch. 55), and  
22 for payments pursuant to section 229(b) of the Social Se-  
23 curity Act (42 U.S.C. 429(b)), such amounts as may be  
24 required during the current fiscal year.

1 AGENCY FOR HEALTH CARE POLICY AND RESEARCH

2 HEALTH CARE POLICY AND RESEARCH

3 For carrying out titles III and IX of the Public  
4 Health Service Act, and part A of title XI of the Social  
5 Security Act, \$134,624,000, together with not to exceed  
6 \$5,806,000 to be transferred from the Federal Hospital  
7 Insurance and the Federal Supplementary Medical Insur-  
8 ance Trust Funds, as authorized by sections 1142 and  
9 201(g) of the Social Security Act; in addition, amounts  
10 received from Freedom of Information Act fees, reimburs-  
11 able and interagency agreements, and the sale of data  
12 tapes shall be credited to this appropriation and shall re-  
13 main available until expended: *Provided*, That the amount  
14 made available pursuant to section 926(b) of the Public  
15 Health Service Act shall not exceed \$13,202,000.

16 HEALTH CARE FINANCING ADMINISTRATION

17 GRANTS TO STATES FOR MEDICAID

18 For carrying out, except as otherwise provided, titles  
19 XI and XIX of the Social Security Act \$62,637,775,000,  
20 to remain available until expended.

21 For making, after May 31, 1995, payments to States  
22 under title XIX of the Social Security Act for the last  
23 quarter of fiscal year 1995 for unanticipated costs, in-  
24 curred for the current fiscal year, such sums as may be  
25 necessary.

1 For making payments to States under title XIX of  
2 the Social Security Act for the first quarter of fiscal year  
3 1996, \$27,047,717,000, to remain available until ex-  
4 pended.

5 Payment under title XIX may be made for any quar-  
6 ter with respect to a State plan or plan amendment in  
7 effect during such quarter, if submitted in or prior to such  
8 quarter and approved in that or any subsequent quarter.

9 PAYMENTS TO HEALTH CARE TRUST FUNDS

10 For payment to the Federal Hospital Insurance and  
11 the Federal Supplementary Medical Insurance Trust  
12 Funds, as provided under sections 217(g) and 1844 of the  
13 Social Security Act, sections 103(c) and 111(d) of the So-  
14 cial Security Amendments of 1965, section 278(d) of Pub-  
15 lic Law 97-248, and for administrative expenses incurred  
16 pursuant to section 201(g) of the Social Security Act,  
17 \$37,546,758,000.

18 PROGRAM MANAGEMENT

19 For carrying out, except as otherwise provided, titles  
20 XI, XVIII, and XIX of the Social Security Act, and title  
21 XIII of the Public Health Service Act, the Clinical Labora-  
22 tory Improvement Amendments of 1988, section 4360 of  
23 Public Law 101-508, and section 4005(e) of Public Law  
24 100-203, not to exceed \$2,183,985,000, together with all  
25 funds collected in accordance with section 353 of the Pub-  
26 lic Health Service Act, the latter funds to remain available



1 until expended; the \$2,183,985,000 to be transferred to  
2 this appropriation as authorized by section 201(g) of the  
3 Social Security Act, from the Federal Hospital Insurance  
4 and the Federal Supplementary Medical Insurance Trust  
5 Funds: *Provided*, That all funds derived in accordance  
6 with 31 U.S.C. 9701 from organizations established under  
7 title XIII of the Public Health Service Act are to be cred-  
8 ited to this appropriation.

9 HEALTH MAINTENANCE ORGANIZATION LOAN AND LOAN  
10 GUARANTEE FUND

11 For carrying out subsections (d) and (e) of section  
12 1308 of the Public Health Service Act, \$15,000,000 to-  
13 gether with any amounts received by the Secretary in con-  
14 nection with loans and loan guarantees under title XIII  
15 of the Public Health Service Act, to be available without  
16 fiscal year limitation for the payment of outstanding obli-  
17 gations. During fiscal year 1995, no commitments for di-  
18 rect loans or loan guarantees shall be made.

19 SOCIAL SECURITY ADMINISTRATION

20 PAYMENTS TO SOCIAL SECURITY TRUST FUNDS

21 For payment to the Federal Old-Age and Survivors  
22 Insurance and the Federal Disability Insurance Trust  
23 Funds, as provided under sections 201(m), 228(g), and  
24 1131(b)(2) of the Social Security Act, \$25,094,000.

## 1 SPECIAL BENEFITS FOR DISABLED COAL MINERS

2 For carrying out title IV of the Federal Mine Safety  
3 and Health Act of 1977, \$527,874,000, to remain avail-  
4 able until expended.

5 For making, after July 31 of the current fiscal year,  
6 benefit payments to individuals under title IV of the Fed-  
7 eral Mine Safety and Health Act of 1977, for costs in-  
8 curred in the current fiscal year, such amounts as may  
9 be necessary.

10 For making benefit payments under title IV of the  
11 Federal Mine Safety and Health Act of 1977 for the first  
12 quarter of fiscal year 1996, \$180,000,000, to remain  
13 available until expended.

## 14 SUPPLEMENTAL SECURITY INCOME PROGRAM

15 For carrying out titles XI and XVI of the Social Se-  
16 curity Act, section 401 of Public Law 92-603, section 212  
17 of Public Law 93-66, as amended, and section 405 of  
18 Public Law 95-216, including payment to the Social Secu-  
19 rity trust funds for administrative expenses incurred pur-  
20 suant to section 201(g)(1) of the Social Security Act,  
21 \$21,237,101,000, to remain available until expended: *Pro-*  
22 *vided*, That any portion of the funds provided to a State  
23 in the current fiscal year and not obligated by the State  
24 during that year shall be returned to the Treasury.

25 For making, after June 15 of the current fiscal year,  
26 benefit payments to individuals under title XVI of the So-

1 cial Security Act, for unanticipated costs incurred for the  
2 current fiscal year, such sums as may be necessary.

3 For carrying out title XVI of the Social Security Act  
4 for the first quarter of fiscal year 1996, \$7,060,000,000,  
5 to remain available until expended.

6 LIMITATION ON ADMINISTRATIVE EXPENSES

7 For necessary expenses, not more than  
8 \$5,159,785,000 may be expended, as authorized by sec-  
9 tion 201(g)(1) of the Social Security Act or as necessary  
10 to carry out sections 9704 and 9706 of the Internal Reve-  
11 nue Code of 1986 as such sections were in effect on Janu-  
12 ary 1, 1993, from any one or all of the trust funds referred  
13 to therein: *Provided*, That reimbursement to the Trust  
14 Funds under this heading for administrative expenses to  
15 carry out sections 9704 and 9706 of the Internal Revenue  
16 Code of 1986 shall be made, with interest, not later than  
17 September 30, 1996.

18 In addition to funding already available under this  
19 heading, and subject to the same terms and conditions,  
20 \$320,000,000, for disability caseload processing.

21 In addition to funding already available under this  
22 heading, and subject to the same terms and conditions,  
23 \$130,000,000, which shall remain available until ex-  
24 pended, to invest in a state-of-the-art computing network,  
25 including related equipment and administrative expenses  
26 associated solely with this network, for the Social Security

1 Administration and the State Disability Determination  
2 Services, may be expended from any or all of the trust  
3 funds as authorized by section 201(g)(1) of the Social Se-  
4 curity Act.

5 ADMINISTRATION FOR CHILDREN AND FAMILIES

6 FAMILY SUPPORT PAYMENTS TO STATES

7 For making payments to States or other non-Federal  
8 entities, except as otherwise provided, under titles I, IV-  
9 A (other than section 402(g)(6)) and D, X, XI, XIV, and  
10 XVI of the Social Security Act, and the Act of July 5,  
11 1960 (24 U.S.C. ch. 9), \$12,761,788,000, to remain avail-  
12 able until expended.

13 For making, after May 31 of the current fiscal year,  
14 payments to States or other non-Federal entities under  
15 titles I, IV-A and D, X, XI, XIV, and XVI of the Social  
16 Security Act, for the last three months of the current year  
17 for unanticipated costs, incurred for the current fiscal  
18 year, such sums as may be necessary.

19 For making payments to States or other non-Federal  
20 entities under titles I, IV-A (other than section 402(g)(6))  
21 and D, X, XI, XIV, and XVI of the Social Security Act  
22 and the Act of July 5, 1960 (24 U.S.C. ch. 9) for the  
23 first quarter of fiscal year 1996, \$4,400,000,000, to re-  
24 main available until expended.

## 1           JOB OPPORTUNITIES AND BASIC SKILLS

2           For carrying out aid to families with dependent chil-  
3 dren work programs, as authorized by part F of title IV  
4 of the Social Security Act, \$1,300,000,000.

## 5           LOW INCOME HOME ENERGY ASSISTANCE

6                           (INCLUDING RESCISSION)

7           Of the funds made available beginning on October 1,  
8 1994 under this heading in Public Law 103-112,  
9 \$250,000,000 are hereby rescinded.

10          The funds remaining after said rescission shall be  
11 available for obligation through September 30, 1995.

12          For making payments under title XXVI of the Omni-  
13 bus Budget Reconciliation Act of 1981, \$1,225,000,000,  
14 to be available for obligation in the period October 1, 1995  
15 through September 30, 1996.

16          For making payments under title XXVI of the Omni-  
17 bus Budget Reconciliation Act of 1981, an additional  
18 \$600,000,000: *Provided*, That all of the funds available  
19 under this paragraph are hereby designated by Congress  
20 to be emergency requirements pursuant to section  
21 251(b)(2)(D) of the Balanced Budget and Emergency  
22 Deficit Control Act of 1985: *Provided further*, That these  
23 funds shall be made available only after submission to  
24 Congress of a formal budget request by the President that  
25 includes designation of the entire amount of the request

1 as an emergency requirement as defined in the Balanced  
2 Budget and Emergency Deficit Control Act of 1985.

3 REFUGEE AND ENTRANT ASSISTANCE

4 For making payments for refugee and entrant assist-  
5 ance activities authorized by title IV of the Immigration  
6 and Nationality Act and section 501 of the Refugee Edu-  
7 cation Assistance Act of 1980 (Public Law 96-422),  
8 \$399,779,000: *Provided*, That funds appropriated pursu-  
9 ant to section 414(a) of the Immigration and Nationality  
10 Act under Public Law 102-394 for fiscal year 1993 shall  
11 be available for the costs of assistance provided and other  
12 activities conducted in such year and in fiscal years 1994  
13 and 1995.

14 COMMUNITY SERVICES BLOCK GRANT

15 For making payments under the Community Services  
16 Block Grant Act, section 408 of Public Law 99-425, and  
17 the Stewart B. McKinney Homeless Assistance Act,  
18 \$465,714,000.

19 CHILD CARE AND DEVELOPMENT BLOCK GRANT

20 For carrying out sections 658A through 658R of the  
21 Omnibus Budget Reconciliation Act of 1981 (The Child  
22 Care and Development Block Grant Act of 1990),  
23 \$934,656,000, which shall be available for obligation  
24 under the same statutory terms and conditions applicable  
25 in the prior fiscal year.

## 1 SOCIAL SERVICES BLOCK GRANT

2 For making grants to States pursuant to section  
3 2002 of the Social Security Act, \$2,800,000,000.

## 4 CHILDREN AND FAMILIES SERVICES PROGRAMS

5 For carrying out, except as otherwise provided, the  
6 Runaway and Homeless Youth Act, the Developmental  
7 Disabilities Assistance and Bill of Rights Act, the State  
8 Dependent Care Development Grants Act, the Head Start  
9 Act, the Child Development Associate Scholarship Assist-  
10 ance Act of 1985, the Child Abuse Prevention and Treat-  
11 ment Act, chapters 1 and 2 of subtitle B of title III of  
12 the Anti-Drug Abuse Act of 1988, the Family Violence  
13 Prevention and Services Act, the Native American Pro-  
14 grams Act of 1974, title II of Public Law 95-266 (adop-  
15 tion opportunities), the Temporary Child Care for Chil-  
16 dren with Disabilities and Crisis Nurseries Act of 1986,  
17 the Abandoned Infants Assistance Act of 1988, subtitle  
18 F of title VII of the Stewart B. McKinney Homeless As-  
19 sistance Act, and part B of title IV and section 1110 of  
20 the Social Security Act, and for necessary administrative  
21 expenses to carry out said Acts and titles I, IV, X, XI,  
22 XIV, XVI, and XX of the Social Security Act, the Act  
23 of July 5, 1960 (24 U.S.C. ch. 9), the Omnibus Budget  
24 Reconciliation Act of 1981, section 204 of the Immigra-  
25 tion Reform and Control Act of 1986, title IV of the Immi-  
26 gration and Nationality Act, section 501 of the Refugee

1 Education Assistance Act of 1980, Public Law 100-77,  
2 and section 126 and titles IV and V of Public Law 100-  
3 485, \$4,408,775,000.

4 FAMILY PRESERVATION AND SUPPORT

5 For carrying out section 430 of the Social Security  
6 Act, \$150,000,000.

7 PAYMENTS TO STATES FOR FOSTER CARE AND ADOPTION  
8 ASSISTANCE

9 For making payments to States or other non-Federal  
10 entities, under title IV-E of the Social Security Act,  
11 \$3,440,871,000.

12 ADMINISTRATION ON AGING

13 AGING SERVICES PROGRAMS

14 For carrying out, to the extent not otherwise pro-  
15 vided, the Older Americans Act of 1965, as amended, and  
16 section 10404 of Public Law 101-239 (volunteer senior  
17 aides demonstration), \$869,823,000.

18 OFFICE OF THE SECRETARY

19 GENERAL DEPARTMENTAL MANAGEMENT

20 For necessary expenses, not otherwise provided, for  
21 general departmental management, including hire of six  
22 medium sedans, \$89,500,000, together with \$31,008,000,  
23 to be transferred and expended as authorized by section  
24 201(g)(1) of the Social Security Act from any one or all  
25 of the trust funds referred to therein.



## 1 OFFICE OF INSPECTOR GENERAL

2 For expenses necessary for the Office of Inspector  
3 General in carrying out the provisions of the Inspector  
4 General Act of 1978, as amended, \$63,585,000, together  
5 with not to exceed \$37,060,000, to be transferred and ex-  
6 pended as authorized by section 201(g)(1) of the Social  
7 Security Act from any one or all of the trust funds re-  
8 ferred to therein.

## 9 OFFICE FOR CIVIL RIGHTS

10 For expenses necessary for the Office for Civil  
11 Rights, \$18,409,000 together with not to exceed  
12 \$3,874,000, to be transferred and expended as authorized  
13 by section 201(g)(1) of the Social Security Act from any  
14 one or all of the trust funds referred to therein.

## 15 POLICY RESEARCH

16 For carrying out, to the extent not otherwise pro-  
17 vided, research studies under section 1110 of the Social  
18 Security Act, \$14,632,000.

## 19 GENERAL PROVISIONS

20 SEC. 201. Funds appropriated in this title shall be  
21 available for not to exceed \$37,000 for official reception  
22 and representation expenses when specifically approved by  
23 the Secretary.

24 SEC. 202. The Secretary shall make available through  
25 assignment not more than 60 employees of the Public  
26 Health Service to assist in child survival activities and to

1 work in AIDS programs through and with funds provided  
2 by the Agency for International Development, the United  
3 Nations International Children's Emergency Fund or the  
4 World Health Organization.

5       SEC. 203. None of the funds appropriated under this  
6 Act may be used to implement section 399L(b) of the Pub-  
7 lic Health Service Act or section 1911(d) and section 1503  
8 of the National Institutes of Health Revitalization Act of  
9 1993, Public Law 103-43.

10       SEC. 204. None of the funds made available by this  
11 Act may be used to require States as a condition of receiv-  
12 ing funding under the Child Abuse Prevention and Treat-  
13 ment Act to restrict, condition, or otherwise qualify a  
14 State's authority to determine (i) whether and under what  
15 circumstances a parent's decision to provide non-medical  
16 health care for a child may constitute negligent treatment  
17 or maltreatment, and (ii) the circumstances under which  
18 it is appropriate to order medical treatment for a child  
19 who is receiving non-medical health care.

20       SEC. 205. (a) Of the budgetary resources available  
21 to the Department of Health and Human Services (exclud-  
22 ing the Food and Drug Administration and the Indian  
23 Health Service) during fiscal year 1995, \$37,125,000 are  
24 permanently canceled.

1 (b) The Secretary of Health and Human Services  
2 shall allocate the amount of budgetary resources canceled  
3 among the Department's accounts (excluding the Food  
4 and Drug Administration and the Indian Health Service)  
5 available for procurement and procurement-related ex-  
6 penses. Amounts available for procurement and procure-  
7 ment-related expenses in each such account shall be re-  
8 duced by the amount allocated to such account.

9 (c) For the purposes of this section, the definition  
10 of "procurement" includes all stages of the process of ac-  
11 quiring property or services, beginning with the process  
12 of determining a need for a product or services and ending  
13 with contract completion and closeout, as specified in 41  
14 U.S.C. 403(2).

15 This title may be cited as the "Department of Health  
16 and Human Services Appropriations Act, 1995".

### 17 TITLE III—DEPARTMENT OF EDUCATION

#### 18 EDUCATION REFORM

19 For carrying out activities authorized by titles II and  
20 III of the Goals 2000: Educate America Act and titles II,  
21 III, and IV of the School-to-Work Opportunities Act,  
22 \$528,400,000 of which \$503,670,000 shall become avail-  
23 able on July 1, 1995, and remain available through Sep-  
24 tember 30, 1996.

## 1 EDUCATION FOR THE DISADVANTAGED

2 For carrying out the activities authorized by title I  
3 of the Elementary and Secondary Education Act of 1965,  
4 as amended by the Improving America's Schools Act as  
5 passed the House of Representatives on March 24, 1994,  
6 and by section 418A of the Higher Education Act,  
7 \$7,245,655,000, of which \$7,212,093,000 shall become  
8 available on July 1, 1995 and shall remain available  
9 through September 30, 1996: *Provided*, That  
10 \$6,698,356,000 shall be available for grants to local edu-  
11 cation agencies, \$41,434,000 shall be available for capital  
12 expenses, \$102,024,000 shall be available for the Even  
13 Start program, \$305,475,000 shall be available for title  
14 I migrant education activities, \$37,244,000 shall be avail-  
15 able for title I delinquent and high-risk youth education  
16 activities, \$27,560,000 shall be for program improvement  
17 activities, \$15,000,000 shall be for demonstration grants,  
18 and \$8,270,000 shall be for evaluation.

## 19 IMPACT AID

20 For carrying out programs of financial assistance to  
21 federally affected schools authorized by the Improving  
22 America's Schools Act as passed the House of Representa-  
23 tives on March 24, 1994, \$728,000,000 of which  
24 \$40,000,000, to remain available until expended, shall be  
25 for payments for heavily impacted districts under section  
26 8004(f).

## 1 SCHOOL IMPROVEMENT PROGRAMS

2 For carrying out school improvement activities au-  
3 thorized by titles II, III, IV, and V of the Elementary and  
4 Secondary Education Act of 1965, as amended by the Im-  
5 proving America's Schools Act as passed the House of  
6 Representatives on March 24, 1994; the Stewart B.  
7 McKinney Homeless Assistance Act; the Civil Rights Act  
8 of 1964; and title V of the Higher Education Act;  
9 \$1,424,513,000, of which \$1,158,695,000 shall become  
10 available on July 1, 1995, and remain available through  
11 September 30, 1996: *Provided*, That \$5,899,000 shall be  
12 for law related education under section 3702.

## 13 BILINGUAL AND IMMIGRANT EDUCATION

14 For carrying out, to the extent not otherwise pro-  
15 vided, bilingual and immigrant education activities author-  
16 ized by title VII of the Elementary and Secondary Edu-  
17 cation Act as amended by the Improving America's  
18 Schools Act, as passed the House of Representatives on  
19 March 24, 1994 and by title IV of the Carl D. Perkins  
20 Vocational and Applied Technology Education Act,  
21 \$247,572,000, of which \$25,180,000 shall be for training  
22 activities under part C, and \$50,000,000 shall be for the  
23 immigrant education program.

## 24 SPECIAL EDUCATION

25 For carrying out the Individuals with Disabilities  
26 Education Act, \$3,106,634,000, of which \$2,858,973,000

1 shall become available for obligation on July 1, 1995, and  
2 shall remain available through September 30, 1996.

3 REHABILITATION SERVICES AND DISABILITY RESEARCH

4 For carrying out, to the extent not otherwise pro-  
5 vided, the Rehabilitation Act of 1973, the Technology-Rel-  
6 ated Assistance for Individuals with Disabilities Act, and  
7 the Helen Keller National Center Act, as amended,  
8 \$2,355,600,000.

9 SPECIAL INSTITUTIONS FOR PERSONS WITH  
10 DISABILITIES

11 AMERICAN PRINTING HOUSE FOR THE BLIND

12 For carrying out the Act of March 3, 1879, as  
13 amended (20 U.S.C. 101 et seq.), \$6,406,000.

14 NATIONAL TECHNICAL INSTITUTE FOR THE DEAF

15 For the National Technical Institute for the Deaf  
16 under titles I and II of the Education of the Deaf Act  
17 of 1986 (20 U.S.C. 4301 et seq.), \$41,462,000, of which  
18 \$333,000 for the endowment program as authorized under  
19 section 207 and not to exceed \$192,000 for construction  
20 shall remain available until expended.

21 GALLAUDET UNIVERSITY

22 For the Kendall Demonstration Elementary School,  
23 the Model Secondary School for the Deaf, and the partial  
24 support of Gallaudet University under titles I and II of  
25 the Education of the Deaf Act of 1986 (20 U.S.C. 4301  
26 et seq.), \$76,742,000, of which \$991,000 shall be for the

1 endowment program as authorized under section 207 and  
2 shall be available until expended.

3 VOCATIONAL AND ADULT EDUCATION

4 For carrying out, to the extent not otherwise pro-  
5 vided, the Carl D. Perkins Vocational and Applied Tech-  
6 nology Education Act, the Adult Education Act, and the  
7 Stewart B. McKinney Homeless Assistance Act,  
8 \$1,456,383,000, of which \$1,453,464,000 shall become  
9 available on July 1, 1995 and shall remain available  
10 through September 30, 1996: *Provided*, That of the  
11 amounts made available under the Carl D. Perkins Voca-  
12 tional and Applied Technology Education Act, \$400,000  
13 of the amount available for Tech-Prep shall be for evalua-  
14 tion of the program and \$25,767,000 shall be for national  
15 programs under title IV, including \$7,851,000 for re-  
16 search, of which \$6,000,000 shall be for the National Cen-  
17 ter for Research on Vocational Education; \$13,000,000  
18 for demonstrations, notwithstanding section 411(b); and  
19 \$4,916,000 for data systems: *Provided further*, That of the  
20 amounts made available under the Adult Education Act,  
21 \$5,400,000 shall be for national programs under sections  
22 382 and 383, and \$4,869,000 shall be for the National  
23 Institute for Literacy under section 384.

24 STUDENT FINANCIAL ASSISTANCE

25 For carrying out subparts 1, 3, and 4 of part A, and  
26 parts C, E, and H of title IV of the Higher Education

1 Act of 1965, as amended, including, notwithstanding sec-  
2 tion 401(a)(1), not to exceed 3,930,000 Pell Grant recipi-  
3 ents in award year 1994–1995, \$7,825,417,000, which  
4 shall remain available through September 30, 1996, and  
5 of which \$54,322,000 shall be for State Student Incentive  
6 Grants under subpart 4 of part A.

7       The maximum Pell Grant for which a student shall  
8 be eligible during award year 1995–1996 shall be \$2,340:  
9 *Provided*, That notwithstanding section 401(g) of the Act,  
10 as amended, if the Secretary determines, prior to publica-  
11 tion of the payment schedule for award year 1995–1996,  
12 that the \$6,247,180,000 included within this appropria-  
13 tion for Pell Grant awards for award year 1995–1996, and  
14 any funds available from the FY 1994 appropriation for  
15 Pell Grant awards, are insufficient to satisfy fully all such  
16 awards for which students are eligible, as calculated under  
17 section 401(b) of the Act, the amount paid for each such  
18 award shall be reduced by either a fixed or variable per-  
19 centage, or by a fixed dollar amount, as determined in ac-  
20 cordance with a schedule of reductions established by the  
21 Secretary for this purpose.

22 FEDERAL FAMILY EDUCATION LOAN PROGRAM ACCOUNT

23       For Federal administrative expenses to carry out  
24 guaranteed student loans authorized by title IV, part B,  
25 of the Higher Education Act, as amended, \$62,191,000.



## HIGHER EDUCATION

1  
2 For carrying out, to the extent not otherwise pro-  
3 vided, titles I, II, without regard to section 241(d), III,  
4 IV, including chapter 2 of subpart 2 of part A, V, VI,  
5 VII, IX, part A, and subpart 1 of part B of title X, XI,  
6 without regard to section 1151, and XV of the Higher  
7 Education Act of 1965, as amended; the Mutual Edu-  
8 cational and Cultural Exchange Act of 1961; title VI of  
9 the Excellence in Mathematics, Science and Engineering  
10 Education Act of 1990; and Public Law 102-423;  
11 \$954,686,000, of which \$8,248,000 for endowment activi-  
12 ties under section 331 of part C of title III and  
13 \$17,512,000 for interest subsidies under title VII of the  
14 Higher Education Act, as amended, and \$4,000,000 for  
15 Public Law 102-423 shall remain available until ex-  
16 pended, and \$1,500,000 of the amount provided herein for  
17 title III shall be available for an evaluation of the title  
18 III programs.

## HOWARD UNIVERSITY

19  
20 For partial support of Howard University (20 U.S.C.  
21 121 et seq.), \$206,463,000, of which \$7,910,000, to re-  
22 main available until expended, shall be for a matching en-  
23 dowment grant to be administered in accordance with the  
24 Howard University Endowment Act (Public Law 98-480)  
25 and \$6,000,000, to remain available until expended, shall  
26 be for construction.

## 1 HIGHER EDUCATION FACILITIES LOANS

2 The Secretary is hereby authorized to make such ex-  
3 penditures, within the limits of funds available under this  
4 heading and in accord with law, and to make such con-  
5 tracts and commitments without regard to fiscal year limi-  
6 tation, as provided by section 104 of the Government Cor-  
7 poration Control Act (31 U.S.C. 9104), as may be nec-  
8 essary in carrying out the program for the current fiscal  
9 year.

## 10 COLLEGE HOUSING AND ACADEMIC FACILITIES LOANS

## 11 PROGRAM

12 For the costs of direct loans, as authorized by title  
13 VII, part C, of the Higher Education Act, as amended,  
14 \$134,000: *Provided*, That such costs, including costs of  
15 modifying such loans, shall be as defined in section 502  
16 of the Congressional Budget Act of 1974 and that these  
17 funds are available to subsidize gross obligations for the  
18 principal amount of direct loans of not to exceed  
19 \$8,000,000: *Provided further*, That obligated balances of  
20 these appropriations will remain available until expended,  
21 notwithstanding the provisions of 31 U.S.C. 1552(a), as  
22 amended by Public Law 101-510. In addition, for admin-  
23 istrative expenses to carry out the existing direct loan pro-  
24 gram of college housing and academic facilities loans en-  
25 tered into pursuant to title VII, part C, of the Higher  
26 Education Act, as amended, \$1,022,000.

## 1 COLLEGE HOUSING LOANS

2 Pursuant to title VII, part C of the Higher Education  
3 Act, as amended, for necessary expenses of the college  
4 housing loans program, previously carried out under title  
5 IV of the Housing Act of 1950, the Secretary shall make  
6 expenditures and enter into contracts without regard to  
7 fiscal year limitation using loan repayments and other re-  
8 sources available to this account. Any unobligated bal-  
9 ances becoming available from fixed fees paid into this ac-  
10 count pursuant to 12 U.S.C. 1749d, relating to payment  
11 of costs for inspections and site visits, shall be available  
12 for the operating expenses of this account.

## 13 HISTORICALLY BLACK COLLEGE AND UNIVERSITY

## 14 CAPITAL FINANCING, PROGRAM ACCOUNT

15 The total amount of bonds insured pursuant to sec-  
16 tion 724 of title VII, part B of the Higher Education Act  
17 shall not exceed \$357,000,000, and the cost, as defined  
18 in section 502 of the Congressional Budget Act of 1974,  
19 of such bonds shall not exceed zero.

20 For administrative expenses to carry out the Histori-  
21 cally Black College and University Capital Financing Pro-  
22 gram entered into pursuant to title VII, part B of the  
23 Higher Education Act, as amended, \$347,000.

## 24 EDUCATION RESEARCH, STATISTICS, AND IMPROVEMENT

25 For carrying out activities authorized by the Edu-  
26 cational Research, Development, Dissemination, and Im-

1 provement Act; the Elementary and Secondary Education  
2 Act of 1965 and the Education Council Act, as amended  
3 by the Improving America's Schools Act as passed the  
4 House of Representatives on March 24, 1994; the Na-  
5 tional Education Statistics Act of 1994 as passed the  
6 House of Representatives on March 24, 1994; and the  
7 General Education Provisions Act, \$318,775,000: *Pro-*  
8 *vided*, That \$39,320,000 shall be for regional laboratories,  
9 including rural initiatives; \$4,463,000 shall be for civics  
10 education activities; \$14,480,000 shall be for the National  
11 Diffusion Network; \$34,424,000 shall be for Eisenhower  
12 professional development Federal activities; and  
13 \$20,000,000 shall be for Federal leadership activities in  
14 education technology.

15 LIBRARIES

16 For carrying out, to the extent not otherwise pro-  
17 vided, titles I, III, IV, and VI of the Library Services and  
18 Construction Act (20 U.S.C. ch. 16), and section 222 of  
19 the Higher Education Act, \$114,996,000.

20 DEPARTMENTAL MANAGEMENT

21 PROGRAM ADMINISTRATION

22 For carrying out, to the extent not otherwise pro-  
23 vided, the Department of Education Organization Act, in-  
24 cluding rental of conference rooms in the District of Co-  
25 lumbia and hire of two passenger motor vehicles,  
26 \$359,358,000.

## 1 OFFICE FOR CIVIL RIGHTS

2 For expenses necessary for the Office for Civil  
3 Rights, as authorized by section 203 of the Department  
4 of Education Organization Act, \$58,325,000.

## 5 OFFICE OF THE INSPECTOR GENERAL

6 For expenses necessary for the Office of the Inspector  
7 General, as authorized by section 212 of the Department  
8 of Education Organization Act, \$29,199,000.

## 9 GENERAL PROVISIONS

10 SEC. 301. No part of the funds contained in this title  
11 may be used to force any school or school district which  
12 is desegregated as that term is defined in title IV of the  
13 Civil Rights Act of 1964, Public Law 88-352, to take any  
14 action to force the busing of students; to force on account  
15 of race, creed or color the abolishment of any school so  
16 desegregated; or to force the transfer or assignment of any  
17 student attending any elementary or secondary school so  
18 desegregated to or from a particular school over the pro-  
19 test of his or her parents or parent.

20 SEC. 302. (a) No part of the funds contained in this  
21 title shall be used to force any school or school district  
22 which is desegregated as that term is defined in title IV  
23 of the Civil Rights Act of 1964, Public Law 88-352, to  
24 take any action to force the busing of students; to require  
25 the abolishment of any school so desegregated; or to force  
26 on account of race, creed or color the transfer of students

1 to or from a particular school so desegregated as a condi-  
2 tion precedent to obtaining Federal funds otherwise avail-  
3 able to any State, school district or school.

4 (b) No funds appropriated in this Act may be used  
5 for the transportation of students or teachers (or for the  
6 purchase of equipment for such transportation) in order  
7 to overcome racial imbalance in any school or school sys-  
8 tem, or for the transportation of students or teachers (or  
9 for the purchase of equipment for such transportation) in  
10 order to carry out a plan of racial desegregation of any  
11 school or school system.

12 SEC. 303. None of the funds contained in this Act  
13 shall be used to require, directly or indirectly, the trans-  
14 portation of any student to a school other than the school  
15 which is nearest the student's home, except for a student  
16 requiring special education, to the school offering such  
17 special education, in order to comply with title VI of the  
18 Civil Rights Act of 1964. For the purpose of this section  
19 an indirect requirement of transportation of students in-  
20 cludes the transportation of students to carry out a plan  
21 involving the reorganization of the grade structure of  
22 schools, the pairing of schools, or the clustering of schools,  
23 or any combination of grade restructuring, pairing or clus-  
24 tering. The prohibition described in this section does not  
25 include the establishment of magnet schools.

1        SEC. 304. No funds appropriated under this Act may  
2 be used to prevent the implementation of programs of vol-  
3 untary prayer and meditation in the public schools.

4        This title may be cited as the “Department of Edu-  
5 cation Appropriations Act, 1995”.

6                    TITLE IV—RELATED AGENCIES

7                    ARMED FORCES RETIREMENT HOME

8        For expenses necessary for the Armed Forces Retire-  
9 ment Home to operate and maintain the United States  
10 Soldiers’ and Airmen’s Home and the United States Naval  
11 Home, to be paid from funds available in the Armed  
12 Forces Retirement Home Trust Fund, \$59,816,000, of  
13 which \$2,906,000 shall remain available until expended  
14 for construction and renovation of the physical plants at  
15 the United States Soldiers’ and Airmen’s Home and the  
16 United States Naval Home: *Provided*, That this appro-  
17 priation shall not be available for the payment of hos-  
18 pitalization of members of the Soldiers’ and Airmen’s  
19 Home in United States Army hospitals at rates in excess  
20 of those prescribed by the Secretary of the Army upon  
21 recommendation of the Board of Commissioners and the  
22 Surgeon General of the Army.

1 CORPORATION FOR NATIONAL AND COMMUNITY SERVICE  
2 DOMESTIC VOLUNTEER SERVICE PROGRAMS, OPERATING  
3 EXPENSES

4 For expenses necessary for the Corporation for Na-  
5 tional and Community Service to carry out the provisions  
6 of the Domestic Volunteer Service Act of 1973, as amend-  
7 ed, \$205,771,000.

8 CORPORATION FOR PUBLIC BROADCASTING  
9 (RESCISSION)

10 Of the funds made available under this heading in  
11 Public Law 102-394, \$20,100,000 are hereby rescinded.

12 FEDERAL MEDIATION AND CONCILIATION SERVICE  
13 SALARIES AND EXPENSES

14 For expenses necessary for the Federal Mediation  
15 and Conciliation Service to carry out the functions vested  
16 in it by the Labor-Management Relations Act, 1947 (29  
17 U.S.C. 171-180, 182-183), including hire of passenger  
18 motor vehicles; and for expenses necessary for the Labor-  
19 Management Cooperation Act of 1978 (29 U.S.C. 175a);  
20 and for expenses necessary for the Service to carry out  
21 the functions vested in it by the Civil Service Reform Act,  
22 Public Law 95-454 (5 U.S.C. chapter 71), \$31,078,000.



1 FEDERAL MINE SAFETY AND HEALTH REVIEW  
2 COMMISSION

3 SALARIES AND EXPENSES

4 For expenses necessary for the Federal Mine Safety  
5 and Health Review Commission (30 U.S.C. 801 et seq.),  
6 \$6,200,000.

7 NATIONAL COMMISSION ON LIBRARIES AND  
8 INFORMATION SCIENCE

9 SALARIES AND EXPENSES

10 For necessary expenses for the National Commission  
11 on Libraries and Information Science, established by the  
12 Act of July 20, 1970 (Public Law 91-345, as amended  
13 by Public Law 102-95), \$901,000.

14 NATIONAL COUNCIL ON DISABILITY

15 SALARIES AND EXPENSES

16 For expenses necessary for the National Council on  
17 Disability as authorized by title IV of the Rehabilitation  
18 Act of 1973, as amended, \$1,643,000.

19 NATIONAL LABOR RELATIONS BOARD

20 SALARIES AND EXPENSES

21 For expenses necessary for the National Labor Rela-  
22 tions Board to carry out the functions vested in it by the  
23 Labor-Management Relations Act, 1947, as amended (29  
24 U.S.C. 141-167), and other laws, \$173,388,000: *Pro-*  
25 *vided*, That no part of this appropriation shall be available

1 to organize or assist in organizing agricultural laborers or  
2 used in connection with investigations, hearings, direc-  
3 tives, or orders concerning bargaining units composed of  
4 agricultural laborers as referred to in section 2(3) of the  
5 Act of July 5, 1935 (29 U.S.C. 152), and as amended  
6 by the Labor-Management Relations Act, 1947, as amend-  
7 ed, and as defined in section 3(f) of the Act of June 25,  
8 1938 (29 U.S.C. 203), and including in said definition em-  
9 ployees engaged in the maintenance and operation of  
10 ditches, canals, reservoirs, and waterways when main-  
11 tained or operated on a mutual, nonprofit basis and at  
12 least 95 per centum of the water stored or supplied there-  
13 by is used for farming purposes.

14 NATIONAL MEDIATION BOARD

15 SALARIES AND EXPENSES

16 For expenses necessary to carry out the provisions  
17 of the Railway Labor Act, as amended (45 U.S.C. 151-  
18 188), including emergency boards appointed by the Presi-  
19 dent, \$8,119,000.

20 OCCUPATIONAL SAFETY AND HEALTH REVIEW

21 COMMISSION

22 SALARIES AND EXPENSES

23 For expenses necessary for the Occupational Safety  
24 and Health Review Commission (29 U.S.C. 661),  
25 \$7,595,000.

## 1           PHYSICIAN PAYMENT REVIEW COMMISSION

## 2                           SALARIES AND EXPENSES

3           For expenses necessary to carry out section 1845(a)  
4 of the Social Security Act, \$4,176,000 to be transferred  
5 to this appropriation from the Federal Supplementary  
6 Medical Insurance Trust Fund.

## 7           PROSPECTIVE PAYMENT ASSESSMENT COMMISSION

## 8                           SALARIES AND EXPENSES

9           For expenses necessary to carry out section 1886(e)  
10 of the Social Security Act, \$4,667,000 to be transferred  
11 to this appropriation from the Federal Hospital Insurance  
12 and the Federal Supplementary Medical Insurance Trust  
13 Funds.

## 14                           RAILROAD RETIREMENT BOARD

## 15                           DUAL BENEFITS PAYMENTS ACCOUNT

16           For payment to the Dual Benefits Payments Ac-  
17 count, authorized under section 15(d) of the Railroad Re-  
18 tirement Act of 1974, \$261,000,000, which shall include  
19 amounts becoming available in fiscal year 1995 pursuant  
20 to section 224(c)(1)(B) of Public Law 98-76; and in addi-  
21 tion, an amount, not to exceed 2 percent of the amount  
22 provided herein, shall be available proportional to the  
23 amount by which the product of recipients and the average  
24 benefit received exceeds \$261,000,000: *Provided*, That the  
25 total amount provided herein shall be credited in 12 ap-

1 proximately equal amounts on the first day of each month  
2 in the fiscal year.

3 FEDERAL PAYMENTS TO THE RAILROAD RETIREMENT

4 ACCOUNTS

5 For payment to the accounts established in the  
6 Treasury for the payment of benefits under the Railroad  
7 Retirement Act for interest earned on unnegotiated  
8 checks, \$300,000, to remain available through September  
9 30, 1996, which shall be the maximum amount available  
10 for payment pursuant to section 417 of Public Law 98–  
11 76.

12 LIMITATION ON ADMINISTRATION

13 For necessary expenses for the Railroad Retirement  
14 Board, \$73,881,000, to be derived from the railroad re-  
15 tirement accounts: *Provided*, That \$200,000 of the fore-  
16 going amount shall be available only to the extent nec-  
17 essary to process workloads not anticipated in the budget  
18 estimates and after maximum absorption of the costs of  
19 such workloads within the remainder of the existing limi-  
20 tation has been achieved.

21 LIMITATION ON RAILROAD UNEMPLOYMENT INSURANCE

22 ADMINISTRATION FUND

23 For further expenses necessary for the Railroad Re-  
24 tirement Board, for administration of the Railroad Unem-  
25 ployment Insurance Act, not less than \$17,031,000 shall  
26 be apportioned for fiscal year 1995 from moneys credited

1 to the railroad unemployment insurance administration  
2 fund.

3 SPECIAL MANAGEMENT IMPROVEMENT FUND

4 To effect management improvements, including the  
5 reduction of backlogs, accuracy of taxation accounting,  
6 and debt collection, \$1,640,000, to be derived from the  
7 railroad retirement accounts and railroad unemployment  
8 insurance account: *Provided*, That these funds shall sup-  
9 plement, not supplant, existing resources devoted to such  
10 operations and improvements.

11 LIMITATION ON THE OFFICE OF INSPECTOR GENERAL

12 For expenses necessary for the Office of Inspector  
13 General for audit, investigatory and review activities, as  
14 authorized by the Inspector General Act of 1978, as  
15 amended, not more than \$6,682,000, to be derived from  
16 the railroad retirement accounts and railroad unemploy-  
17 ment insurance account.

18 UNITED STATES INSTITUTE OF PEACE

19 OPERATING EXPENSES

20 For necessary expenses of the United States Institute  
21 of Peace as authorized in the United States Institute of  
22 Peace Act, \$10,912,000.

23 TITLE V—GENERAL PROVISIONS

24 SEC. 501. No part of the funds appropriated under  
25 this Act shall be used to provide a loan, guarantee of a  
26 loan, a grant, the salary of or any remuneration whatever

1 to any individual applying for admission, attending, em-  
2 ployed by, teaching at, or doing research at an institution  
3 of higher education who has engaged in conduct on or  
4 after August 1, 1969, which involves the use of (or the  
5 assistance to others in the use of) force or the threat of  
6 force or the seizure of property under the control of an  
7 institution of higher education, to require or prevent the  
8 availability of certain curricula, or to prevent the faculty,  
9 administrative officials, or students in such institution  
10 from engaging in their duties or pursuing their studies  
11 at such institution.

12 SEC. 502. The Secretaries of Labor, Health and  
13 Human Services, and Education are authorized to transfer  
14 unexpended balances of prior appropriations to accounts  
15 corresponding to current appropriations provided in this  
16 Act: *Provided*, That such transferred balances are used for  
17 the same purpose, and for the same periods of time, for  
18 which they were originally appropriated.

19 SEC. 503. 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. 504. (a) No part of any appropriation contained  
23 in this Act shall be used, other than for normal and recog-  
24 nized executive-legislative relationships, for publicity or  
25 propaganda purposes, for the preparation, distribution, or

1 use of any kit, pamphlet, booklet, publication, radio, tele-  
2 vision, or film presentation designed to support or defeat  
3 legislation pending before the Congress, except in presen-  
4 tation to the Congress itself.

5 (b) No part of any appropriation contained in this  
6 Act shall be used to pay the salary or expenses of any  
7 grant or contract recipient, or agent acting for such recipi-  
8 ent, related to any activity designed to influence legislation  
9 or appropriations pending before the Congress.

10 SEC. 505. The Secretaries of Labor and Education  
11 are each authorized to make available not to exceed  
12 \$15,000 from funds available for salaries and expenses  
13 under titles I and III, respectively, for official reception  
14 and representation expenses; the Director of the Federal  
15 Mediation and Conciliation Service is authorized to make  
16 available for official reception and representation expenses  
17 not to exceed \$2,500 from the funds available for “Sala-  
18 ries and expenses, Federal Mediation and Conciliation  
19 Service”; and the Chairman of the National Mediation  
20 Board is authorized to make available for official reception  
21 and representation expenses not to exceed \$2,500 from  
22 funds available for “Salaries and expenses, National Medi-  
23 ation Board”.

24 SEC. 506. Notwithstanding any other provision of  
25 this Act, no funds appropriated under this Act shall be

1 used to carry out any program of distributing sterile nee-  
2 dles for the hypodermic injection of any illegal drug unless  
3 the Surgeon General of the United States determines that  
4 such programs are effective in preventing the spread of  
5 HIV and do not encourage the use of illegal drugs, except  
6 that such funds may be used for such purposes in further-  
7 ance of demonstrations or studies authorized in the  
8 ADAMHA Reorganization Act (Public Law 102-321).

9       SEC. 507. No funds appropriated pursuant to this  
10 Act may be expended by an entity unless the entity agrees  
11 that in expending the assistance the entity will comply  
12 with sections 2 through 4 of the Act of March 3, 1933  
13 (41 U.S.C. 10a-10c, popularly known as the “Buy Amer-  
14 ican Act”).

15       SEC. 508. When issuing statements, press releases,  
16 requests for proposals, bid solicitations and other docu-  
17 ments describing projects or programs funded in whole or  
18 in part with Federal money, all grantees receiving Federal  
19 funds, including but not limited to State and local govern-  
20 ments and recipients of Federal research grants, shall  
21 clearly state (1) the percentage of the total costs of the  
22 program or project which will be financed with Federal  
23 money, (2) the dollar amount of Federal funds for the  
24 project or program, and (3) percentage and dollar amount



1 of the total costs of the project or program that will be  
2 financed by nongovernmental sources.

3 SEC. 509. None of the funds appropriated under this  
4 Act shall be expended for any abortion except when it is  
5 made known to the Federal entity or official to which  
6 funds are appropriated under this Act that such procedure  
7 is necessary to save the life of the mother or that the preg-  
8 nancy is the result of an act of rape or incest.

9 SEC. 510. No funds appropriated herein shall be used  
10 to implement any regulation promulgated under section  
11 481(b)(6) of the Higher Education Act of 1965, as  
12 amended, prior to July 1, 1995.

13 SEC. 511. None of the funds appropriated or other-  
14 wise made available under this Act may be obligated in  
15 violation of existing Federal law or regulation already pro-  
16 hibiting such benefit or assistance.

17 This Act may be cited as the “Departments of Labor,  
18 Health and Human Services, and Education, and Related  
19 Agencies Appropriations Act, 1995”.

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HR 4606 RH—6



**Union Calendar No. 307**

103D CONGRESS  
2D SESSION

**H. R. 4606**

**[Report No. 103-553]**

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**A BILL**

Making appropriations for the Departments of Labor, Health and Human Services, and Education, and related agencies, for the fiscal year ending September 30, 1995, and for other purposes.

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JUNE 21, 1994

Committed to the Committee of the Whole House on the State of the Union and ordered to be printed