Public Law 101-130
101st Congress

Joint Resolution

Making further continuing appropriations for the fiscal year 1990, and for other purposes.

Oct. 26, 1989
[H.J. Res. 423]

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the joint resolution of September 29, 1989 (Public Law 101-100), is hereby amended by striking out "October 25, 1989" and inserting in lieu thereof "November 15, 1989" in section 102(c), and by adding the following new sections:

Ante, p. 638.

Fiscal Year 1990 Dire Emergency Supplemental to Meet the Needs of Natural Disasters of National Significance.

"SEC. 108. (a) For necessary expenses in carrying out the functions of the Robert T. Stafford Disaster Relief and Emergency Assistance Act (42 U.S.C. 5121 et seq.), an additional $1,100,000,000 for fiscal year 1990 to meet the present emergency, to remain available until expended.

"(b) For an additional amount to meet the present emergency to the Emergency Fund authorized by 23 U.S.C. 125, $1,000,000,000, to be derived from the Highway Trust Fund and to remain available until expended: *Provided,* That the provisions of 23 U.S.C. 125(b)(1) shall not apply to amounts available in this Fund.

"(c) For additional capital for the 'Disaster loan fund', authorized by the Small Business Act, as amended, $500,000,000, to remain available without fiscal year limitation to meet the present emergency of which not to exceed $30,000,000 may be transferred to the 'Salaries and expenses' account of the Small Business Administration for disaster loan servicing and disaster loan making activities: *Provided,* That during fiscal year 1990, and within the resources available to carry out section 7(b) of the Small Business Act, as amended, gross obligations for new direct loans shall not exceed $1,813,250,000.

"(d) For an additional amount necessary to enable the President to meet unanticipated needs to meet the present emergency arising from the consequences of the recent natural disasters, there is appropriated $250,000,000, to remain available until expended: *Provided,* That these funds may be transferred to any authorized Federal governmental activity to meet the requirements of the natural disasters: *Provided further,* That of the sums appropriated, $20,000,000 shall be available for activities under the National Earthquake Hazards Reduction Program, including $8,000,000 to the United States Geological Survey for earthquake investigations and $12,000,000 to the Program's four principal agencies for additional efforts to improve earthquake preparedness throughout the United States.

"(e) Such other amounts will be made available subsequently as required.

"This section may be cited as the fiscal year 1990 Dire Emergency Supplemental to Meet the Needs of Natural Disasters of National Significance.

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"SEC. 109. Section 102(c) shall not apply to sections 107, 108, 109, 110, 111, 112, and 113.

"SEC. 110. Notwithstanding section 120(f) of title 23, United States Code, the Federal share payable on account of any project on the Interstate and other Federal-aid highway system resulting from Hurricane Hugo, September 1989, or the Loma Prieta Earthquake of October 17, 1989, with funds made available to carry out section 125 of such title shall be 100 percent for costs incurred in the 180-day period beginning on the date of such natural disaster.

California.

"SEC. 111. Notwithstanding section 301 of title 23, United States Code, projects on the San Francisco-Oakland Bay Bridge in the State of California resulting from the Loma Prieta Earthquake of October 17, 1989, shall be eligible for funds authorized to carry out section 125 of such title: *Provided*, That insurance payments shall be deducted from construction costs.

Insurance.

"SEC. 112. Notwithstanding section 157(a)(3) of title 23, United States Code, allocations for emergency relief in accordance with section 125 of such title with respect to projects resulting from Hurricane Hugo, September 1989, or the Loma Prieta Earthquake of October 17, 1989, shall be excluded from making the determination of amounts to be allocated among the States pursuant to such section 157(a)(3).

"SEC. 113. The $100,000,000 limitation contained in section 125(a) of title 23, United States Code, on amounts authorized to be expended in any one fiscal year to carry out the provisions of section 125 of such title shall not apply with respect to expenditures for repairs and reconstruction of highways which have been damaged as a result of Hurricane Hugo, September 1989, or the Loma Prieta Earthquake of October 17, 1989.".

Approved October 26, 1989.

LEGISLATIVE HISTORY—H.J. Res. 423:

HOUSE REPORTS: No. 101-301 (Comm. on Appropriations).
CONGRESSIONAL RECORD, Vol. 135 (1989):
Oct. 24, considered and passed House.
Oct. 25, considered and passed Senate, amended. House concurred in Senate amendments.
WEEKLY COMPILATION OF PRESIDENTIAL DOCUMENTS, Vol. 25 (1989):
Oct. 26, Presidential remarks and statement.