Public Law 95-482
95th Congress

Joint Resolution

Making continuing appropriations for the fiscal year 1979, and for other purposes.

Oct. 18, 1978
[H.J. Res. 1139]

Continuing appropriations, FY 1979.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the following sums are appropriated out of any money in the Treasury not otherwise appropriated, and out of applicable corporate or other revenues, receipts, and funds, for the several departments, agencies, corporations, and other organizational units of the Government for the fiscal year 1979, namely:

SEC. 101. (a) Such amounts as may be necessary for continuing the following activities, not otherwise provided for, which were conducted in fiscal year 1978, but at a rate for operations not in excess of the current rate:

activities under the Community Services Act; 42 USC 2701 note.

activities under the Environmental Education Act;

activities under the Educational Television Broadcasting Facilities and Telecommunications Demonstration Act; 20 USC 1531 note.

activities under the Social Security Act; 47 USC 390 note.

activities under the Older Americans Act including provision of cash or commodities; 42 USC 1305.

activities under the Rehabilitation Act; 42 USC 3001 note.

activities under the International Health Research Act; 29 USC 701 note.

activities under the Developmental Disabilities Services and Facilities Construction Act; 22 USC 2101 note.

activities under the Public Health Service Act; 42 USC 2661 note.

activities under the Lead-based Paint Poisoning Prevention Act; 42 USC 201 note.

activities under the Community Mental Health Center Act; 42 USC 4801 note.

activities under the Alcohol and Drug Abuse Education Act; 42 USC 2681 note.

activities under the Child Abuse Prevention and Treatment Act; 21 USC 1001 note.

activities under the Runaway Youth Act; 42 USC 5101 note.

activities under the Comprehensive Employment and Training Act, except that such activities shall be continued at a rate for operations not in excess of the lower of the current rate or the rate authorized by S. 2570 as passed the House of Representatives; 42 USC 5701 note.

activities under the Domestic Volunteer Services Act; 29 USC 801 note.

activities under the Public Broadcasting Financing Act; 42 USC 4951 note.

activities for support of Home Health Services under Public Law 94-63; and 47 USC 396 note.

activities under the Drug Abuse Office and Treatment Act. 12 USC 246 note.

(b) Such amounts as may be necessary, notwithstanding any other provision of this joint resolution, for the fiscal year ending September 30, 1979, for programs, projects, and activities to the extent and in the manner provided for in the Energy and Water Development Appropriation Act, 1979 (H.R. 12928) as enacted by the Congress: *Provided*, That no funds shall be available for the Narrows Unit, Colorado; Bayou Bodcau and Tributaries, Louisiana; Yatesville Lake, Kentucky; Fruitland Mesa, Colorado; Savery-Pot Hook, Colorado and Wyoming; and Lukfata Lake, Oklahoma, projects: 21 USC 1101 note.

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Provided further, That no funds shall be available for construction of the Animas-La Plata, Colorado; McGee Creek, Oklahoma; Uintah Unit and Upalco Unit of the Central Utah Project, Utah; Kaskaskia Island Drainage and Levee District, Illinois; Units L611–614, Missouri River Levee System, Iowa; Cedar River Harbor, Michigan; Milan, Illinois; Arcadia Lake, Oklahoma; Burlington Dam, North Dakota; and Big Pine Lake, Texas, projects; but funds shall be made available to continue planning of these projects: *Provided further*, That sections 201 and 305 of said Act are not applicable to the funds and authority made available by this subsection: *Provided further*, That the paragraph in said Act entitled "Office of the Secretary, water resources planning" is not applicable to the funds and authority made available by this subsection: *Provided further*, That there is hereby appropriated for the Water Resources Council for expenses necessary in carrying out the provisions of the Water Resources Planning Act of 1965 (42 U.S.C. 1962–1962d–3), as amended, including services as authorized by 5 U.S.C. 3109 and 42 U.S.C. 1962a–4(5), and hire of passenger motor vehicles (42 U.S.C. 1962a–4(6)), $12,681,900, to remain available until expended, including $2,668,000, for expenses in administering the Act (42 U.S.C. 1962d(b)), $2,480,900 for preparation of assessments and plans (42 U.S.C. 1962d(c)), $1,047,000 for preparation of plans (33 U.S.C. 1289), $2,886,000 for expenses of river basin commissions under title II of the Act (42 U.S.C. 1962d(a)), and $3,000,000 for grants to States under title III of the Act (42 U.S.C. 1962c(a)), and $600,000 for groundwater studies in the Delaware River Basin and Susquehanna River Basin.

42 USC 1962b.

SEC. 102. Appropriations and funds made available and authority granted pursuant to this joint resolution shall be available from October 1, 1978, and shall remain available until (a) enactment into law of an appropriation for any project or activity provided for in this joint resolution, or (b) enactment of the applicable appropriation Act by both Houses without any provision for such project or activity, or (c) September 30, 1979, whichever first occurs.

SEC. 103. Appropriations and funds made available or authority granted pursuant to this joint resolution may be used without regard to the time limitations for submission and approval of apportionments set forth in section 665(d)(2) of title 31, United States Code, but nothing herein shall be construed to waive any other provision of law governing the apportionment of funds.

SEC. 104. Appropriations made and authority granted pursuant to this joint resolution shall cover all obligations or expenditures incurred for any project or activity during the period for which funds or authority for such project or activity are available under this joint resolution.

SEC. 105. Expenditures made pursuant to this joint resolution shall be charged to the applicable appropriation, fund, or authorization whenever a bill in which such applicable appropriation, fund, or authorization is contained is enacted into law.

SEC. 106. No appropriation or fund made available or authority granted pursuant to this joint resolution shall be used to initiate or resume any project or activity for which appropriations, funds, or other authority were not available during the fiscal year 1978.

SEC. 107. Any appropriation for the fiscal year 1979 required to be apportioned pursuant to section 665 of title 31, United States Code, may be apportioned on a basis indicating the need (to the extent any such increases cannot be absorbed within available appropriations) for a supplemental or deficiency estimate of appropriation to the extent necessary to permit payment of such pay increases as may be granted pursuant to law to civilian officers and employees and to active and retired military personnel. Each such appropriation shall otherwise be subject to the requirements of section 665 of title 31, United States Code.

SEC. 108. All obligations incurred in anticipation of the appropriations and authority provided in this joint resolution are hereby ratified and confirmed if otherwise in accordance with the provisions of this joint resolution.

SEC. 109. Section 406 of Public Law 95-426 is repealed. Repeal.

SEC. 110. Title II of the Department of Transportation and Related Agencies Appropriation Act, 1979 (Public Law 95-335), is amended by striking out under the heading "UNITED STATES RAILWAY ASSOCIATION" "PAYMENTS FOR PURCHASE OF CONRAIL SECURITIES" all that follows after the last comma and inserting in lieu thereof a period. *Ante*, p. 979. *Ante*, p. 445.

SEC. 111. For payment to the Rhode Island Indian Claims Settlement Fund, as authorized by Public Law 95-395, $3,500,000, to remain available until expended. *Ante*, p. 813.

SEC. 112. Section 105(e)(3) of the Legislative Branch Appropriation Act, 1968, as amended and modified (2 U.S.C. 61-1(e)(3)), is amended—

(1) by striking out "four" in subparagraph (A) and inserting in lieu thereof "two";

(2) by striking out "two such" in subparagraph (A) and inserting in lieu thereof "four such"; and

(3) by striking out "three such" in subparagraph (B) and inserting in lieu thereof "five such".

SEC. 113. (a) The Secretary of Commerce (hereinafter in this section referred to as the "Secretary") is authorized to award grants to the United States Olympic Committee (hereinafter in this section referred to as "the Corporation") to assist in the development of amateur athletics in the United States. The Corporation may apply to the Secretary for funds available under this section, and shall use such funds consistent with the provisions of the Amateur Sports Act of 1978. The Secretary may approve any application which meets the requirements of this section, and award grants to the Corporation in a total sum not exceeding $16,000,000 to finance the construction, improvement, and maintenance of facilities for programs of amateur athletic activity and to defray direct operating costs of programs of amateur athletic activity, consistent with section 104 of the Act entitled "An Act to incorporate the United States Olympic Association", approved September 1, 1950 (36 U.S.C. 371 et seq.), as amended by the Amateur Sports Act of 1978. 36 USC 384.

(b) The Corporation shall, on or before the first day of June of each year, transmit to the Congress a report which shall include a detailed accounting of the funds made available to the Corporation by the Sec- Report to Congress.

retary pursuant to subsection (a) and a comprehensive description of those projects which the Corporation anticipates it will finance during the next fiscal year with funds authorized by this section.

(c) Each application for funds available under this section shall be in such form as the Secretary shall provide and shall contain provisions to assure that such funds are disbursed in accordance with the provisions of this section. For the purpose of review or audit, the Secretary shall have access to any books, documents, papers, and records which are relevant to any grant received under this section.

(d) There are authorized to be appropriated to the Secretary not to exceed $16,000,000 in fiscal year 1980, such sums to remain available until expended.

Approved October 18, 1978.

LEGISLATIVE HISTORY:

HOUSE REPORT No. 95-1599 (Comm. on Appropriations).
SENATE REPORT No. 95-1317 (Comm. on Appropriations).
CONGRESSIONAL RECORD, Vol. 124 (1978):
Sept. 26, considered and passed House.
Oct. 15, considered and passed Senate, amended; House agreed to Senate amendments.