

□ 1756

Messrs. HOLDEN, TAYLOR of Mississippi, and CONYERS changed their vote from "nay" to "yea."

So the motion to recommit was rejected.

The result of the vote was announced as above recorded.

The SPEAKER pro tempore (Mr. CAMP). The question is on the passage of the bill.

The question was taken; and the Speaker pro tempore announced that the ayes appeared to have it.

Mr. SHUSTER. Mr. Speaker, on that I demand the yeas and nays.

The yeas and nays were ordered.

The vote was taken by electronic device, and there were—yeas 240, nays 185, not voting 9, as follows:

[Roll No. 337]

YEAS—240

Allard	Doyle	LaHood
Archer	Dreier	Largent
Armey	Duncan	Latham
Bachus	Dunn	LaTourette
Baker (CA)	Edwards	Laughlin
Baker (LA)	Emerson	Leach
Ballenger	English	Lewis (CA)
Barcia	Ensign	Lewis (KY)
Barr	Everett	Lightfoot
Barrett (NE)	Ewing	Linder
Bartlett	Fawell	Livingston
Barton	Fields (TX)	Longley
Bass	Flanagan	Lucas
Bateman	Foley	Manzullo
Bereuter	Fowler	Mascara
Bevill	Frank (MA)	McCollum
Bilbray	Franks (CT)	McCrery
Bilirakis	Franks (NJ)	McDade
Bishop	Frisa	McHugh
Bliley	Funderburk	McInnis
Blute	Galleghy	McIntosh
Boehner	Ganske	McKeon
Bonilla	Gekas	Metcalf
Bono	Geren	Mica
Browder	Gillmor	Miller (FL)
Brownback	Goodlatte	Molinari
Bryant (TN)	Gordon	Mollohan
Bunn	Graham	Montgomery
Bunning	Gutknecht	Moorhead
Burr	Hall (TX)	Myers
Burton	Hamilton	Myrick
Buyer	Hancock	Nethercutt
Callahan	Hansen	Neumann
Calvert	Hastert	Ney
Camp	Hastings (WA)	Norwood
Canady	Hayes	Nussle
Chabot	Hayworth	Ortiz
Chambliss	Hefley	Orton
Chapman	Hefner	Oxley
Chenoweth	Heineman	Packard
Christensen	Herger	Parker
Chrysler	Hilleary	Paxon
Clement	Hilliard	Peterson (MN)
Clinger	Hobson	Pickett
Coble	Hoekstra	Pombo
Coburn	Hoke	Portman
Collins (GA)	Holden	Poshard
Combest	Horn	Pryce
Condit	Hostettler	Quillen
Cooley	Houghton	Quinn
Costello	Hunter	Radanovich
Cox	Hutchinson	Regula
Cramer	Hyde	Riggs
Crane	Inglis	Roberts
Crapo	Istook	Rogers
Cremeans	Johnson (SD)	Rohrabacher
Cubin	Johnson, Sam	Rose
Cunningham	Jones	Roth
Danner	Kasich	Royce
de la Garza	Kelly	Salmon
Deal	Kim	Scarborough
DeLay	King	Schaefer
Dickey	Kingston	Schiff
Dooley	Klink	Seastrand
Doolittle	Knollenberg	Shadegg
Dornan	Kolbe	Shaw

Shuster
Sisisky
Skeen
Skelton
Smith (MI)
Smith (TX)
Smith (WA)
Solomon
Souder
Spence
Stearns
Stenholm
Stockman
Stump

Talent
Tanner
Tate
Tauzin
Taylor (NC)
Tejeda
Thomas
Thornberry
Tiahrt
Torkildsen
Traficant
Upton
Volkmer
Vucanovich

Waldholtz
Walker
Walsh
Wamp
Watts (OK)
Weldon (FL)
Weller
White
Whitfield
Wicker
Wilson
Young (AK)
Young (FL)
Zeliff

NAYS—185

Abercrombie
Ackerman
Andrews
Baesler
Baldacci
Barrett (WI)
Becerra
Beilenson
Bentsen
Boehlert
Bonior
Borski
Boucher
Brown (CA)
Brown (FL)
Brown (OH)
Bryant (TX)
Cardin
Castle
Clay
Clayton
Clyburn
Coleman
Collins (MI)
Conyers
Coyne
Davis
DeFazio
DeLauro
Dellums
Deutsch
Diaz-Balart
Dicks
Dingell
Dixon
Doggett
Durbín
Ehlers
Ehrlich
Engel
Eshoo
Evans
Farr
Fattah
Fazio
Fields (LA)
Filner
Flake
Foglietta
Forbes
Ford
Fox
Frelinghuysen
Frost
Furse
Geddenon
Gibbons
Gilchrest
Gilman
Gonzalez
Goss
Green

NOT VOTING—9

Berman
Brewster
Collins (IL)

Gephardt
Goodling
Klecza

Pastor
Payne (NJ)
Payne (VA)
Pelosi
Peterson (FL)
Petri
Pomeroy
Porter
Rahall
Ramstad
Rangel
Reed
Reynolds
Richardson
Rivers
Roemer
Ros-Lehtinen
Roukema
Roybal-Allard
Rush
Klug
Sabo
Sanders
Sanford
Sawyer
Saxton
Schroeder
Schumer
Scott
Sensenbrenner
Serrano
Shays
Skaggs
Slaughter
Smith (NJ)
Spratt
Stark
Stokes
Studds
Stupak
Taylor (MS)
Thompson
Thornton
Thurman
Torres
Torricelli
Towns
Tucker
Velazquez
Vento
Visclosky
Ward
Watt (NC)
Waxman
Weldon (PA)
Williams
Wise
Wolf
Wyden
Wynn
Yates
Zimmer

GENERAL LEAVE

Mr. SHUSTER. Mr. Speaker, I ask unanimous consent that all Members may have 5 legislative days in which to revise and extend their remarks, and to insert extraneous material in the RECORD, on H.R. 961, the bill just passed.

The SPEAKER pro tempore (Mr. CAMP). Is there objection to the request of the gentleman from Pennsylvania?

There was no objection.

AUTHORIZING THE CLERK TO MAKE CORRECTIONS IN ENGROSSMENT OF H.R. 961, CLEAN WATER AMENDMENTS OF 1995

Mr. SHUSTER. Mr. Speaker, I ask unanimous consent that, in the engrossment of the bill, H.R. 961, the Clerk be authorized to correct section numbers, punctuation, and cross references and to make such other technical and conforming changes as may be necessary to reflect the actions of the House in amending the bill, H.R. 961.

The SPEAKER pro tempore. Is there objection to the request of the gentleman from Pennsylvania?

There was no objection.

□ 1815

CONFERENCE REPORT ON H.R. 1158, EMERGENCY SUPPLEMENTAL APPROPRIATIONS FOR DISASTER ASSISTANCE AND RESCISSIONS, FISCAL YEAR 1995

Mr. LIVINGSTON submitted the following conference report and statement on the bill (H.R. 1158) making emergency supplemental appropriations for additional disaster assistance and making rescissions for the fiscal year ending September 30, 1995, and for other purposes:

CONFERENCE REPORT (H. REPT. 104-124)

The committee of conference on the disagreeing votes of the two Houses on the amendment of the Senate to the bill (H.R. 1158) "making emergency supplemental appropriations for additional disaster assistance and making rescissions for the fiscal year ending September 30, 1995, and for other purposes," having met, after full and free conference, have agreed to recommend and do recommend to their respective Houses as follows:

That the House recede from its disagreement to the amendment of the Senate, and agree to the same with an amendment, as follows:

In lieu of the matter stricken and inserted by said amendment, insert:

That the following sums are appropriated, out of any money in the Treasury not otherwise appropriated, to provide emergency supplemental appropriations for additional disaster assistance, for anti-terrorism initiatives, for assistance in the recovery from the tragedy that occurred at Oklahoma City, and making rescissions for the fiscal year ending September 30, 1995, and for other purposes, namely:

□ 1814

So the bill was passed.

The result of the vote was announced as above recorded.

A motion to reconsider was laid on the table.

TITLE I—SUPPLEMENTALS AND
RESCISSIONS

CHAPTER I

DEPARTMENT OF AGRICULTURE, RURAL
DEVELOPMENT, FOOD AND DRUG AD-
MINISTRATION, AND RELATED AGENCIES

DEPARTMENT OF AGRICULTURE

AGRICULTURAL RESEARCH SERVICE

(TRANSFER OF FUNDS)

Funds made available under this heading in Public Law 103-330 and subsequently transferred to "Nutrition Initiatives" are transferred to the Agricultural Research Service.

FOOD SAFETY AND INSPECTION SERVICE

For an additional amount for salaries and expenses of the Food Safety and Inspection Service, \$9,082,000.

AGRICULTURAL STABILIZATION AND
CONSERVATION SERVICE

SALARIES AND EXPENSES

For an additional amount for salaries and expenses of the Agricultural Stabilization and Conservation Service, \$5,000,000.

COMMODITY CREDIT CORPORATION FUND

FOOD FOR PROGRESS

Notwithstanding any other provision of law, no funds of the Commodity Credit Corporation in excess of \$50,000,000 for fiscal year 1995 (exclusive of the cost of commodities in the fiscal year) may be used to carry out the Food for Progress Act of 1985 (7 U.S.C. 1736o) with respect to commodities made available under section 416(b) of the Agricultural Act of 1949: Provided, That of this amount not more than \$20,000,000 may be used without regard to section 110(g) of the Food for Progress Act of 1985 (7 U.S.C. 1736o(g)). The additional costs resulting from this provision shall be financed from funds credited to the Corporation pursuant to section 426 of Public Law 103-465.

RURAL ELECTRIFICATION ADMINISTRATION

RURAL ELECTRIFICATION AND TELEPHONE LOANS
PROGRAM ACCOUNT

The second paragraph under this heading in Public Law 103-330 (108 Stat. 2441) is amended by inserting before the period at the end, the following: "": Provided, That notwithstanding section 305(d)(2) of the Rural Electrification Act of 1936, borrower interest rates may exceed 7 per centum per year".

FOOD AND NUTRITION SERVICE

COMMODITY SUPPLEMENTAL FOOD PROGRAM

The paragraph under this heading in Public Law 103-330 (108 Stat. 2441) is amended by inserting before the period at the end, the following: "": Provided further, That twenty per centum of any Commodity Supplemental Food Program funds carried over from fiscal year 1994 shall be available for administrative costs of the program".

GENERAL PROVISION

Section 715 of Public Law 103-330 is amended by deleting "\$85,500,000" and by inserting "\$110,000,000". The additional costs resulting from this provision shall be financed from funds credited to the Commodity Credit Corporation pursuant to section 426 of Public Law 103-465.

OFFICE OF THE SECRETARY

(RESCISSION)

Of the funds made available under this heading in Public Law 103-330, \$31,000 are rescinded: Provided, That none of the funds made available to the Department of Agriculture may be used to carry out activities under 7 U.S.C. 2257 without prior notification to the Committees on Appropriations.

ALTERNATIVE AGRICULTURAL RESEARCH AND
COMMERCIALIZATION

(RESCISSION)

Of the funds made available under this heading in Public Law 103-330, \$1,500,000 are rescinded.

AGRICULTURAL RESEARCH SERVICE

BUILDINGS AND FACILITIES

(RESCISSION)

Of the funds made available under this heading in Public Law 103-330 and other Acts, \$1,400,000 are rescinded: Provided, That of balances available within this account, \$12,678,000 shall be available for a grant to Iowa State University for the construction of the National Swine Research Center.

COOPERATIVE STATE RESEARCH SERVICE

(RESCISSION)

Of the funds made available under this heading in Public Law 103-330, \$1,051,000 are rescinded, including \$524,000 for contracts and grants for agricultural research under the Act of August 4, 1965, as amended (7 U.S.C. 450i(c)); and \$527,000 for necessary expenses of Cooperative State Research Service activities: Provided, That the amount of "\$9,917,000" available under this heading in Public Law 103-330 (108 Stat. 2441) for a program of capacity building grants to colleges eligible to receive funds under the Act of August 30, 1890, is amended to read "\$9,207,000".

BUILDINGS AND FACILITIES

(RESCISSION)

Of the funds made available under this heading in Public Law 103-330 and other Acts, \$2,184,000 are rescinded.

ANIMAL AND PLANT HEALTH INSPECTION SERVICE

BUILDINGS AND FACILITIES

(RESCISSION)

Of the funds made available under this heading in Public Law 103-330, \$2,000,000 are rescinded.

RURAL DEVELOPMENT ADMINISTRATION AND
FARMERS HOME ADMINISTRATIONRURAL HOUSING INSURANCE FUND PROGRAM
ACCOUNT

(RESCISSION)

Of the funds made available under this heading in Public Law 103-330, \$15,500,000 for the cost of section 515 rental housing loans are rescinded.

LOCAL TECHNICAL ASSISTANCE AND PLANNING
GRANTS

(RESCISSION)

Of the funds made available under this heading in Public Law 103-330, \$1,750,000 are rescinded.

ALCOHOL FUELS CREDIT GUARANTEE PROGRAM
ACCOUNT

(RESCISSION)

Of the funds made available under this heading in Public Law 102-341, \$9,000,000 are rescinded.

RURAL ELECTRIFICATION ADMINISTRATION

RURAL ELECTRIFICATION AND TELEPHONE LOANS
PROGRAM ACCOUNT

(RESCISSION)

Of the funds made available under this heading in Public Law 103-330, \$1,500,000 for the cost of 5 per centum rural telephone loans are rescinded.

FOOD AND NUTRITION SERVICE

SPECIAL SUPPLEMENTAL FOOD PROGRAM FOR
WOMEN, INFANTS, AND CHILDREN (WIC)

(RESCISSION)

Of the funds made available under this heading in Public Law 103-111, \$20,000,000 are rescinded.

FOREIGN AGRICULTURAL SERVICE

PUBLIC LAW 480 PROGRAM ACCOUNT

(RESCISSION)

Of the funds made available under this heading in Public Law 103-330, \$40,000,000 for commodities supplied in connection with dispositions abroad, pursuant to title III of the Agricultural Trade Development and Assistance Act of 1954, as amended, are rescinded.

CHAPTER II

DEPARTMENTS OF COMMERCE, JUSTICE,
AND STATE, THE JUDICIARY, AND RE-
LATED AGENCIES

RELATED AGENCIES

NATIONAL BANKRUPTCY REVIEW COMMISSION

(TRANSFER OF FUNDS)

For the National Bankruptcy Review Commission as authorized by Public Law 103-394, \$1,000,000 shall be made available until expended, to be derived by transfer from unobligated balances of the Working Capital Fund in the Department of Justice.

UNITED STATES INFORMATION AGENCY

INTERNATIONAL BROADCASTING OPERATIONS

For an additional amount for "International Broadcasting Operations", \$7,290,000, for transfer to the Board for International Broadcasting to remain available until expended.

DEPARTMENT OF JUSTICE

OFFICE OF JUSTICE PROGRAMS

DRUG COURTS

(RESCISSION)

Of the funds made available under this heading in title VIII of Public Law 103-317, \$22,100,000 are rescinded.

OUNCE OF PREVENTION COUNCIL

Under this heading in Public Law 103-317, after the word "grants", insert the following: "and administrative expenses". After the word "expended", insert the following: "": Provided, That the Council is authorized to accept, hold, administer, and use gifts, both real and personal, for the purpose of aiding or facilitating the work of the Council".

GENERAL ADMINISTRATION

WORKING CAPITAL FUND

(RESCISSION)

Of the unobligated balances in the Working Capital Fund, \$5,500,000 are rescinded.

LEGAL ACTIVITIES

ASSETS FORFEITURE FUND

(RESCISSION)

Of the funds made available under this heading in Public Law 103-317, \$5,000,000 are rescinded.

IMMIGRATION AND NATURALIZATION SERVICE

SALARIES AND EXPENSES

(RESCISSION)

Of the funds made available under this heading in Public Law 103-317, \$1,000,000 are rescinded.

FEDERAL PRISON SYSTEM

SALARIES AND EXPENSES

(RESCISSION)

Of the funds made available under this heading in Public Law 103-317, \$28,037,000 are rescinded.

DEPARTMENT OF COMMERCE

NATIONAL INSTITUTE OF STANDARDS AND
TECHNOLOGYSCIENTIFIC AND TECHNICAL RESEARCH AND
SERVICES

(RESCISSION)

Of the funds made available under this heading in Public Law 103-317, \$17,000,000 are rescinded.

INDUSTRIAL TECHNOLOGY SERVICES

(RESCISSION)

Of the funds made available under this heading in Public Law 103-317, \$16,300,000 are rescinded.

CONSTRUCTION OF RESEARCH FACILITIES

(RESCISSION)

Of the unobligated balances available under this heading, \$30,000,000 are rescinded.

NATIONAL OCEANIC AND ATMOSPHERIC
ADMINISTRATION
OPERATIONS, RESEARCH AND FACILITIES
(RESCISSION)

Of the funds made available under this heading in Public Law 103-317, \$24,200,000 are rescinded.

CONSTRUCTION
(RESCISSION)

Of the unobligated balances available under this heading, \$15,000,000 are rescinded.

GOES SATELLITE CONTINGENCY FUND
(RESCISSION)

Of the unobligated balances available under this heading, \$2,500,000 are rescinded.

TECHNOLOGY ADMINISTRATION
UNDER SECRETARY FOR TECHNOLOGY/OFFICE OF
TECHNOLOGY POLICY
SALARIES AND EXPENSES
(RESCISSION)

Of the funds made available under this heading in Public Law 103-317, \$1,750,000 are rescinded.

NATIONAL TECHNICAL INFORMATION SERVICE
NTIS REVOLVING FUND
(RESCISSION)

Of the funds made available under this heading in Public Law 103-317, and from offsetting collections available in the revolving fund, \$1,000,000 are rescinded.

NATIONAL TELECOMMUNICATIONS AND
INFORMATION ADMINISTRATION
INFORMATION INFRASTRUCTURE GRANTS
(RESCISSION)

Of the funds made available under this heading in Public Law 103-317, \$4,000,000 are rescinded.

ECONOMIC DEVELOPMENT ADMINISTRATION
ECONOMIC DEVELOPMENT ASSISTANCE PROGRAMS
(RESCISSIONS)

Of the funds made available under this heading in Public Laws 103-75 and 102-368, \$5,250,000 are rescinded.

In addition, of the funds made available under this heading in Public Law 103-317, \$25,000,000 are rescinded.

THE JUDICIARY

UNITED STATES COURT OF INTERNATIONAL
TRADE
SALARIES AND EXPENSES
(RESCISSION)

Of the funds made available under this heading in Public Law 103-317, \$1,000,000 are rescinded.

COURTS OF APPEALS, DISTRICT COURTS, AND
OTHER JUDICIAL SERVICES
DEFENDER SERVICES
(RESCISSION)

Of the funds made available under this heading in Public Law 103-317, \$9,500,000 are rescinded.

FEES OF JURORS AND COMMISSIONERS
(RESCISSION)

Of the funds made available under this heading in Public Law 103-317, \$5,000,000 are rescinded.

RELATED AGENCIES

SMALL BUSINESS ADMINISTRATION
BUSINESS LOANS PROGRAM ACCOUNT
(RESCISSION)

Of the funds made available under this heading in Public Law 103-317, \$6,000,000 are rescinded: Provided, That funds appropriated for grants to the National Center for Genome Resources in Public Law 103-121 and Public Law 103-317 shall be available to provide consulting assistance, information, and related services, and shall be available for other purposes, notwithstanding the limitations in said public laws.

LEGAL SERVICES CORPORATION
PAYMENT TO THE LEGAL SERVICES CORPORATION
Public Law 104-6 is amended by adding after the word "rescinded" in the paragraph under

the heading "Legal Services Corporation, Payment to the Legal Services Corporation, (Rescission)" the following: " , of which \$4,802,000 are from funds made available for basic field programs; \$523,000 are from funds made available for Native American programs; \$1,071,000 are from funds made available for migrant programs; \$709,000 are from funds made available for law school clinics; \$31,000 are from funds made available for supplemental field programs; \$159,000 are from funds made available for regional training centers; \$2,691,000 are from funds made available for national support; \$2,212,000 are from funds made available for State support; \$785,000 are from funds made available for client initiatives; \$160,000 are from funds made available for the Clearinghouse; \$73,000 are from funds made available for computer assisted legal research regional centers; and \$1,784,000 are from funds made available for Corporation management and administration".

DEPARTMENT OF STATE

ADMINISTRATION OF FOREIGN AFFAIRS
DIPLOMATIC AND CONSULAR PROGRAMS
(RESCISSION)

Of the funds made available under this heading in Public Law 103-317, \$2,250,000 are rescinded.

ACQUISITION AND MAINTENANCE OF BUILDINGS
ABROAD
(RESCISSION)

Of the unobligated balances available under this heading, \$30,000,000 are rescinded.

INTERNATIONAL ORGANIZATIONS AND
CONFERENCES

CONTRIBUTIONS FOR INTERNATIONAL
PEACEKEEPING ACTIVITIES
(RESCISSION)

Of the funds made available under this heading in Public Law 103-317, \$14,617,000 are rescinded.

RELATED AGENCIES

ARMS CONTROL AND DISARMAMENT AGENCY
ARMS CONTROL AND DISARMAMENT ACTIVITIES
(RESCISSION)

Of the funds made available under this heading in Public Law 103-317, \$4,000,000 are rescinded, of which \$2,500,000 are from funds made available for activities related to the implementation of the Chemical Weapons Convention.

BOARD FOR INTERNATIONAL BROADCASTING
ISRAEL RELAY STATION
(RESCISSION)

From unobligated balances available under this heading, \$2,000,000 are rescinded.

UNITED STATES INFORMATION AGENCY
EDUCATIONAL AND CULTURAL EXCHANGE
PROGRAMS
(RESCISSION)

Of the funds made available under this heading in Public Law 103-317, \$5,000,000 are rescinded.

RADIO CONSTRUCTION
(RESCISSION)

Of the funds made available under this heading, \$16,000,000 are rescinded.

RADIO FREE ASIA
(RESCISSION)

Of the funds made available under this heading in Public Law 103-317, \$5,000,000 are rescinded.

CHAPTER III

ENERGY AND WATER DEVELOPMENT
DEPARTMENT OF DEFENSE—CIVIL
DEPARTMENT OF THE ARMY

CORPS OF ENGINEERS—CIVIL
GENERAL INVESTIGATIONS
(RESCISSION)

Of the funds made available under this heading in Public Law 103-316 and prior years' En-

ergy and Water Development Appropriations Acts, \$10,000,000 are rescinded.

CONSTRUCTION, GENERAL
(RESCISSION)

Of the amounts made available under this heading in Public Law 103-316 and prior years' Energy and Water Development Appropriations Acts, \$60,000,000 are rescinded.

DEPARTMENT OF THE INTERIOR

BUREAU OF RECLAMATION

OPERATION AND MAINTENANCE
(RESCISSION)

Of the amounts made available under this heading in Public Law 103-316, \$10,000,000 are rescinded.

DEPARTMENT OF ENERGY

ENERGY SUPPLY, RESEARCH AND DEVELOPMENT
ACTIVITIES
(RESCISSION)

Of the funds made available under this heading in Public Law 103-316 and prior years' Energy and Water Development Appropriations Acts, \$74,000,000 are rescinded.

ATOMIC ENERGY DEFENSE ACTIVITIES

MATERIALS SUPPORT AND OTHER DEFENSE
PROGRAMS
(RESCISSION)

Of the amounts made available under this heading in Public Law 103-316, and prior years' Energy and Water Development Appropriations Acts, \$15,000,000 are rescinded.

DEPARTMENTAL ADMINISTRATION

(RESCISSION)

Of the funds made available under this heading in Public Law 103-316, \$20,000,000 are rescinded.

POWER MARKETING ADMINISTRATIONS

CONSTRUCTION, REHABILITATION, OPERATION AND
MAINTENANCE, WESTERN AREA POWER ADMINIS-
TRATION
(RESCISSION)

Of the amounts made available under this heading in Public Law 103-316 and prior years' Energy and Water Development Appropriations Acts, \$30,000,000 are rescinded.

INDEPENDENT AGENCIES

APPALACHIAN REGIONAL COMMISSION
(RESCISSION)

Of the funds made available under this heading in Public Law 103-316, \$10,000,000 are rescinded.

TENNESSEE VALLEY AUTHORITY

TENNESSEE VALLEY AUTHORITY FUND
(RESCISSION)

Of the funds made available under this heading in Public Law 103-316, \$5,000,000 are rescinded.

CHAPTER IV

FOREIGN OPERATIONS, EXPORT
FINANCING, AND RELATED PROGRAMS

BILATERAL ECONOMIC ASSISTANCE

FUNDS APPROPRIATED TO THE PRESIDENT

DEBT RESTRUCTURING

DEBT RELIEF FOR JORDAN

For the cost, as defined in section 502 of the Congressional Budget Act of 1974, as amended, of modifying direct loans to Jordan issued by the Export-Import Bank or by the Agency for International Development or by the Department of Defense, or for the cost of modifying: (1)

concessional loans authorized under title I of the Agricultural Trade Development and Assistance Act of 1954, as amended, and (2) credits owed by Jordan to the Commodity Credit Corporation, as a result of the Corporation's status as a guarantor of credits in connection with export sales to Jordan; as authorized under subsection (a) under the heading, "Debt Relief for Jordan", in title VI of Public Law 103-306, \$275,000,000.

MULTILATERAL ECONOMIC ASSISTANCE
FUNDS APPROPRIATED TO THE PRESIDENT
INTERNATIONAL ORGANIZATIONS AND PROGRAMS
(RESCISSION)

Of the funds made available under this heading in Public Law 103-306, \$15,000,000 are rescinded.

BILATERAL ECONOMIC ASSISTANCE
FUNDS APPROPRIATED TO THE PRESIDENT
AGENCY FOR INTERNATIONAL DEVELOPMENT
DEVELOPMENT ASSISTANCE FUND
(RESCISSION)

Of the funds made available under this heading in Public Law 103-306 and prior years' Foreign Operations, Export Financing and Related Programs Appropriations Acts, \$41,300,000 are rescinded.

POPULATION, DEVELOPMENT ASSISTANCE
(RESCISSION)

Of the funds made available under this heading in Public Law 103-306 and prior years' Foreign Operations, Export Financing and Related Programs Appropriations Acts, \$19,000,000 are rescinded.

DEVELOPMENT FUND FOR AFRICA
(RESCISSION)

Of the funds made available under this heading in Public Law 103-306 and prior years' Foreign Operations, Export Financing and Related Programs Appropriations Acts, \$21,000,000 are rescinded.

DEBT RESTRUCTURING UNDER THE ENTERPRISE
FOR THE AMERICAS INITIATIVE
(RESCISSION)

Of the funds made available under this heading in Public Law 102-391, \$2,400,000 are rescinded.

ECONOMIC SUPPORT FUND
(RESCISSION)

Of the funds made available under this heading in Public Law 103-87 and prior years' Foreign Operations, Export Financing and Related Programs Appropriations Acts (excluding funds earmarked or otherwise made available to the Camp David countries), \$25,000,000 are rescinded.

OPERATING EXPENSES OF THE AGENCY FOR
INTERNATIONAL DEVELOPMENT
(RESCISSION)

Of the funds made available under this heading in Public Law 103-306 and prior years' Foreign Operations, Export Financing and Related Programs Appropriations Acts, \$2,000,000 are rescinded.

ASSISTANCE FOR THE NEW INDEPENDENT STATES
OF THE FORMER SOVIET UNION
(RESCISSION)

Of the funds made available under this heading in Public Law 103-306 and prior years' Foreign Operations, Export Financing and Related Programs Appropriations Acts for programs or projects to or through the government of Russia, \$25,000,000 are rescinded.

MILITARY ASSISTANCE
FUNDS APPROPRIATED TO THE PRESIDENT
PEACEKEEPING OPERATIONS
(RESCISSION)

Of the funds made available under this heading in Public Law 103-306, \$3,000,000 are rescinded.

EXPORT ASSISTANCE

FUNDS APPROPRIATED TO THE PRESIDENT
TRADE AND DEVELOPMENT AGENCY
(RESCISSION)

Of the funds made available under this heading in Public Law 103-87 and Public Law 103-306 and prior years' Foreign Operations, Export Financing and Related Programs Appropriations Acts, \$4,000,000 are rescinded.

CHAPTER V
DEPARTMENT OF THE INTERIOR AND
RELATED AGENCIES

DEPARTMENT OF THE INTERIOR
BUREAU OF LAND MANAGEMENT
MANAGEMENT OF LANDS AND RESOURCES
(RESCISSION)

Of the funds available under this heading in Public Law 103-332, \$70,000 are rescinded, to be derived from amounts available for developing and finalizing Roswell Resource Management Plan/Environmental Impact Statement and the Carlsbad Resource Management Plan Amendment/Environmental Impact Statement: Provided, That none of the funds made available in such Act or any other appropriations Act may be used for finalizing or implementing either such plan.

CONSTRUCTION AND ACCESS
(RESCISSION)

Of the funds available under this heading in Public Law 103-332, Public Law 103-138, and Public Law 103-381, \$900,000 are rescinded.

PAYMENTS IN LIEU OF TAXES
(RESCISSION)

Of the funds available under this heading in Public Law 103-332, \$2,500,000 are rescinded.

LAND ACQUISITION
(RESCISSION)

Of the funds available under this heading in Public Law 103-381, Public Law 103-121, and Public Law 100-446, \$1,497,000 are rescinded.

UNITED STATES FISH AND WILDLIFE SERVICE
CONSTRUCTION
(RESCISSION)

Of the funds available under this heading or the heading Construction and Anadromous Fish in Public Law 103-332, Public Law 103-211, Public Law 103-138, Public Law 103-75, Public Law 102-381, Public Law 102-154, Public Law 102-368, Public Law 101-512, Public Law 101-121, Public Law 100-446, and Public Law 100-202, \$12,415,000 are rescinded.

LAND ACQUISITION
(RESCISSION)

Of the funds available under this heading in Public Law 103-332, and any unobligated balances from funds appropriated under this heading in prior years, \$1,076,000 are rescinded.

NATIONAL BIOLOGICAL SURVEY
RESEARCH, INVENTORIES, AND SURVEYS
(RESCISSION)

Of the funds available under this heading in Public Law 103-332, and Public Law 103-138, \$14,549,000 are rescinded.

NATIONAL PARK SERVICE
CONSTRUCTION
(RESCISSION)

Of the funds available under this heading in Public Law 103-332 and any unobligated balances from funds appropriated under this heading in prior years, \$20,890,000 are rescinded.

URBAN PARK AND RECREATION FUND
(RESCISSION)

Of the funds available under this heading in Public Law 103-332, \$7,480,000 are rescinded.

LAND ACQUISITION AND STATE ASSISTANCE
(RESCISSION)

Of the funds available under this heading in Public Law 103-332 and any unobligated balances from funds appropriated under this heading in prior years, \$13,634,000 are rescinded.

MINERALS MANAGEMENT SERVICE

ROYALTY AND OFFSHORE MINERALS MANAGEMENT
(RESCISSION)

Of the funds available under this heading in Public Law 103-332, \$514,000 are rescinded.

BUREAU OF INDIAN AFFAIRS
OPERATION OF INDIAN PROGRAMS
(RESCISSION)

Of the funds available under this heading in Public Law 103-332, \$4,850,000 are rescinded: Provided, That the first proviso under this heading in Public Law 103-332 is amended by striking "\$330,111,000" and inserting in lieu thereof "\$329,361,000".

CONSTRUCTION
(RESCISSION)

Of the funds available under this heading in Public Law 103-332 and any unobligated balances from funds appropriated under this heading in prior years, \$9,571,000 are rescinded.

INDIAN DIRECT LOAN PROGRAM ACCOUNT
(RESCISSION)

Of the funds available under this heading in Public Law 103-332, \$1,700,000 are rescinded.

TERRITORIAL AND INTERNATIONAL AFFAIRS
ADMINISTRATION OF TERRITORIES
(RESCISSION)

Of the funds available under this heading in Public Law 103-332, \$1,938,000 are rescinded.

TRUST TERRITORY OF THE PACIFIC ISLANDS
(RESCISSION)

Of the funds available under this heading in Public Law 99-591, \$32,139,000 are rescinded.

COMPACT OF FREE ASSOCIATION
(RESCISSION)

Of the funds available under this heading in Public Law 103-332, \$1,000,000 are rescinded.

DEPARTMENT OF AGRICULTURE
FOREST SERVICE
FOREST RESEARCH
(RESCISSION)

Of the funds available under this heading in Public Law 103-332, \$6,000,000 are rescinded.

STATE AND PRIVATE FORESTRY
(RESCISSION)

Of the funds available under this heading in Public Law 103-332 and Public Law 103-138, \$7,800,000 are rescinded.

INTERNATIONAL FORESTRY
(RESCISSION)

Of the funds available under this heading in Public Law 103-332, \$2,000,000 are rescinded.

NATIONAL FOREST SYSTEM
(RESCISSION)

Of the funds available under this heading in Public Law 103-332, \$1,650,000, are rescinded

CONSTRUCTION
(RESCISSION)

Of the funds available under this heading in Public Law 103-332, Public Law 103-138 and Public Law 103-381, \$6,072,000 are rescinded: Provided, That the first proviso under this heading in Public Law 103-332 is amended by striking "1994" and inserting in lieu thereof "1995".

LAND ACQUISITION
(RESCISSION)

Of the funds available under this heading in Public Law 103-332, Public Law 103-138 and Public Law 102-381, \$1,429,000 are rescinded: Provided, That the Chief of the Forest Service shall not initiate any new purchases of private land in Washington County, Ohio and Lawrence County, Ohio during fiscal year 1995.

DEPARTMENT OF ENERGY

FOSSIL ENERGY RESEARCH AND DEVELOPMENT
(RESCISSION)

Of the funds available under this heading in Public Law 103-332, \$18,100,000 are rescinded.

ENERGY CONSERVATION

(RESCISSIONS)

Of the funds available under this heading in Public Law 103-332, \$35,928,000 are rescinded and of the funds available under this heading in Public Law 103-138 \$13,700,000 are rescinded.

DEPARTMENT OF EDUCATION

OFFICE OF ELEMENTARY AND SECONDARY EDUCATION

INDIAN EDUCATION

(RESCISSION)

Of the funds available under this heading in Public Law 103-332, \$2,000,000 are rescinded.

OTHER RELATED AGENCIES

SMITHSONIAN INSTITUTION

CONSTRUCTION AND IMPROVEMENTS, NATIONAL ZOOLOGICAL PARK

(RESCISSION)

Of the funds available under this heading in Public Law 102-381 and Public Law 103-138, \$1,000,000 are rescinded.

CONSTRUCTION

(RESCISSION)

Of the funds available under this heading in Public Law 102-154, Public Law 102-381, Public Law 102-138, and Public Law 103-332, \$11,512,000 are rescinded.

NATIONAL GALLERY OF ART

REPAIR, RESTORATION AND RENOVATION OF BUILDINGS

(RESCISSION)

Of the funds available under this heading in Public Law 103-332, \$407,000 are rescinded.

JOHN F. KENNEDY CENTER FOR THE PERFORMING ARTS

CONSTRUCTION

(RESCISSION)

Of the available balances under this heading, \$3,000,000 are rescinded.

WOODROW WILSON INTERNATIONAL CENTER FOR SCHOLARS

SALARIES AND EXPENSES

(RESCISSION)

Of the funds available under this heading in Public Law 103-332, \$1,000,000 are rescinded.

NATIONAL EDUCATION ON THE ARTS AND THE HUMANITIES

NATIONAL ENDOWMENT FOR THE ARTS

GRANTS AND ADMINISTRATION

(RESCISSION)

Of the funds available under this heading in Public Law 103-332, \$5,000,000 are rescinded.

NATIONAL ENDOWMENT FOR THE HUMANITIES

GRANTS AND ADMINISTRATION

(RESCISSION)

Of the funds available under this heading in Public Law 103-332, \$5,000,000 are rescinded.

GENERAL PROVISIONS

SEC. 501. No funds made available in any appropriations Act may be used by the Department of the Interior, including but not limited to the United States Fish and Wildlife Service and the National Biological Service, to search for the Alabama sturgeon in the Alabama River, the Cahaba River, the Tombigbee River or the Tennessee-Tombigbee Waterway in Alabama or Mississippi.

SEC. 502. (a) No funds available to the Forest Service may be used to implement Habitat Conservation Areas in the Tongass National Forest for species which have not been declared threatened or endangered pursuant to the Endangered Species Act, except that with respect to goshawks the Forest Service may impose interim Goshawk Habitat Conservation Areas not to exceed 300 acres per active nest consistent with the guidelines utilized in national forests in the continental United States.

(b) The Secretary shall notify Congress within 30 days of any timber sales which may be de-

layed or canceled due to the Goshawk Habitat Conservation Areas described in subsection (a).

SEC. 503. (a) As provided in subsection (b), an environmental impact statement prepared pursuant to the National Environmental Policy Act of a subsistence evaluation prepared pursuant to the Alaska National Interest Lands Conservation Act for a timber sale or offering to one party shall be deemed sufficient if the Forest Service sells the timber to an alternate buyer.

(b) The provision of this section shall apply to the timber specified in the Final Supplement to 1981-86 and 1986-90 Operating Period EIS ("1989 SEIS"), November 1989; in the North and East Kuiu Final Environmental Impact Statement, January 1993; in the Southeast Chichagof Project Area Final Environmental Impact Statement, September 1992; and in the Kelp Bay Environmental Impact Statement, February 1992, and supplemental evaluations related thereto.

SEC. 504. (a) SCHEDULE FOR NEPA COMPLIANCE.—Each National Forest System unit shall establish and adhere to a schedule for the completion of National Environmental Policy Act of 1969 (42 U.S.C. 4321 et seq.) analysis and decisions on all allotments within the National Forest System unit for which NEPA analysis is needed. The schedule shall provide that not more than 20 percent of the allotments shall undergo NEPA analysis and decisions through fiscal year 1996.

(b) REISSUANCE PENDING NEPA COMPLIANCE.—Notwithstanding any other law, term grazing permits which expire or are waived before the NEPA analysis and decision pursuant to the schedule developed by individual Forest Service System units, shall be issued on the same terms and conditions and for the full term of the expired or waived permit. Upon completion of the scheduled NEPA analysis and decision for the allotment, the terms and conditions of existing grazing permits may be modified or re-issued, if necessary to conform to such NEPA analysis.

(c) EXPIRED PERMITS.—This section shall only apply if a new term grazing permit has not been issued to replace an expired or waived term grazing permit solely because the analysis required by NEPA and other applicable laws has not been completed and also shall include permits that expired or were waived in 1994 and 1995 before the date of enactment of this Act.

CHAPTER VI

DEPARTMENTS OF LABOR, HEALTH AND HUMAN SERVICES, AND EDUCATION, AND RELATED AGENCIES

DEPARTMENT OF LABOR

EMPLOYMENT AND TRAINING ADMINISTRATION TRAINING AND EMPLOYMENT SERVICES

(RESCISSION)

Of the funds made available under this heading in Public Law 103-333, \$1,399,115,000 are rescinded, including \$10,000,000 for necessary expenses of construction, rehabilitation, and acquisition of new Job Corps centers, \$12,500,000 for the School-to-Work Opportunities Act, \$4,293,000 for section 401 of the Job Training Partnership Act, \$5,743,000 for section 402 of such Act, \$3,861,000 for service delivery areas under section 101(a)(4)(A)(iii) of such Act, \$98,000,000 for carrying out title II, part A of such Act, \$272,010,000 for carrying out title II, part C of such Act, \$2,223,000 for the National Commission for Employment Policy and \$500,000 for the National Occupational Information Coordinating Committee: Provided, That service delivery areas may transfer up to 50 percent of the amounts allocated for program years 1994 and 1995 between the title II-B and title II-C programs authorized by the Job Training Partnership Act, if such transfers are approved by the Governor.

COMMUNITY SERVICE EMPLOYMENT FOR OLDER AMERICANS

(RESCISSIONS)

Of the funds made available in the first paragraph under this heading in Public Law 103-333, \$11,263,000 are rescinded.

Of the funds made available in the second paragraph under this heading in Public Law 103-333, \$3,177,000 are rescinded.

STATE UNEMPLOYMENT INSURANCE AND EMPLOYMENT SERVICE OPERATIONS

(RESCISSION)

Of the funds made available under this heading in Public Law 103-333, \$20,000,000 are rescinded, and amounts which may be expended from the Employment Security Administration account in the Unemployment Trust Fund are reduced from \$3,269,097,000 to \$3,201,397,000.

BUREAU OF LABOR STATISTICS

SALARIES AND EXPENSES

(RESCISSION)

Of the funds made available under this heading in Public Law 103-333, \$700,000 are rescinded.

DEPARTMENT OF HEALTH AND HUMAN SERVICES

HEALTH RESOURCES AND SERVICES ADMINISTRATION

HEALTH RESOURCES AND SERVICES

(RESCISSION)

Of the funds made available under this heading in Public Law 103-333, \$41,350,000 are rescinded.

CENTERS FOR DISEASE CONTROL AND PREVENTION

DISEASE CONTROL, RESEARCH, AND TRAINING (RESCISSION)

Of the funds made available under this heading in Public Law 103-333, \$2,300,000 are rescinded.

NATIONAL INSTITUTES OF HEALTH

NATIONAL CENTER FOR RESEARCH RESOURCES (RESCISSION)

Of the funds made available under this heading in Public Law 103-333 for extramural facilities construction grants, \$10,000,000 are rescinded.

BUILDINGS AND FACILITIES

(RESCISSION)

Of the available balances under this heading, \$60,000,000 are rescinded.

ASSISTANT SECRETARY FOR HEALTH

OFFICE OF THE ASSISTANT SECRETARY FOR HEALTH

(RESCISSION)

Of the funds made available under this heading in Public Law 103-333, \$1,400,000 are rescinded.

AGENCY FOR HEALTH CARE POLICY AND RESEARCH

HEALTH CARE POLICY AND RESEARCH

(RESCISSION)

Of the Federal funds made available under this heading in Public Law 103-333, \$3,132,000 are rescinded.

HEALTH CARE FINANCING ADMINISTRATION

PROGRAM MANAGEMENT

(RESCISSION)

Funds made available under this heading in Public Law 103-333 are reduced from \$2,207,135,000 to \$2,187,435,000, and funds transferred to this account as authorized by section 201(g) of the Social Security Act are reduced to the same amount.

ADMINISTRATION FOR CHILDREN AND FAMILIES

JOB OPPORTUNITIES AND BASIC SKILLS

(RESCISSION)

Of the funds made available under this heading in Public Law 103-333, there is rescinded an

amount equal to the total of the funds within each State's limitation for fiscal year 1995 that are not necessary to pay such State's allowable claims for such fiscal year.

Section 403(k)(3)(E) of the Social Security Act (as amended by Public Law 100-485) is amended by adding before the "and": "reduced by an amount equal to the total of those funds that are within each State's limitation for fiscal year 1995 that are not necessary to pay such State's allowable claims for such fiscal year (except that such amount for such year shall be deemed to be \$1,300,000,000 for the purpose of determining the amount of the payment under subsection (1) to which each State is entitled),".

LOW INCOME HOME ENERGY ASSISTANCE

(RESCISSION)

Of the funds made available in the third paragraph under this heading in Public Law 103-333, \$319,204,000 are rescinded: Provided, That of the funds made available in the fourth paragraph under this heading in Public Law 103-333, \$300,000,000 shall remain available until September 30, 1996.

STATE LEGALIZATION IMPACT-ASSISTANCE GRANTS

(RESCISSION)

Of the funds made available in the second paragraph under this heading in Public Law 103-333, \$2,000,000 are rescinded.

COMMUNITY SERVICES BLOCK GRANT

(RESCISSIONS)

Of the funds made available under this heading in Public Law 103-333, \$13,387,000 are rescinded.

Of the funds made available under this heading in Public Law 103-333 and reserved by the Secretary pursuant to section 674(a)(1) of the Community Services Block Grant Act, \$1,900,000 are rescinded.

CHILD CARE AND DEVELOPMENT BLOCK GRANT

(RESCISSION)

Of the funds made available under this heading in Public Law 103-333, \$8,400,000 are rescinded.

CHILDREN AND FAMILIES SERVICES PROGRAMS

(RESCISSION)

Of the funds made available under this heading in Public Law 103-333 to be derived from the Violent Crime Reduction Trust Fund, \$25,900,000 are rescinded for carrying out the Community Schools Youth Services and Supervision Grant Program Act of 1994.

ADMINISTRATION ON AGING

AGING SERVICES PROGRAMS

(RESCISSION)

Of the funds made available under this heading in Public Law 103-333, \$899,000 are rescinded.

OFFICE OF THE SECRETARY

POLICY RESEARCH

(RESCISSION)

Of the funds made available under this heading in Public Law 103-333, \$4,018,000 are rescinded.

DEPARTMENT OF EDUCATION

EDUCATION REFORM

(RESCISSION)

Of the funds made available under this heading in Public Law 103-333, \$104,030,000 are rescinded, including \$70,000,000 from funds made available for State and local education systemic improvement, and \$21,530,000 from funds made available for Federal activities under the Goals 2000: Educate America Act; and \$12,500,000 from funds made available under the School-to-Work Opportunities Act, including \$9,375,000 for National programs and \$3,125,000 for State grants and local partnerships.

EDUCATION FOR THE DISADVANTAGED

(RESCISSION)

Of the funds made available under this heading in Public Law 103-333, \$4,606,000 are re-

scinded from part E, section 1501 of the Elementary and Secondary Education Act.

SCHOOL IMPROVEMENT PROGRAMS

(RESCISSION)

Of the funds made available under this heading in Public Law 103-333, \$402,940,000 are rescinded as follows: from the Elementary and Secondary Education Act, title II-B, \$69,000,000, title IV, \$235,981,000, title V-C, \$16,000,000, title IX-B, \$3,000,000, title X-D, \$1,500,000, title X-G, \$1,185,000, section 10602, \$1,399,000, title XII, \$35,000,000, and title XIII-A, \$14,900,000; from the Higher Education Act, section 596, \$13,875,000; and from funds derived from the Violent Crime Reduction Trust Fund, \$11,100,000.

BILINGUAL AND IMMIGRANT EDUCATION

(RESCISSION)

Of the funds made available under this heading in Public Law 103-333, \$38,500,000 are rescinded from funding for title VII-A of the Elementary and Secondary Education Act.

VOCATIONAL AND ADULT EDUCATION

(RESCISSION)

Of the funds made available under this heading in Public Law 103-333, \$90,607,000 are rescinded as follows: from the Carl D. Perkins Vocational and Applied Technology Education Act, title III-A, and III-B, \$43,888,000 and from title IV-A, IV-B and IV-C, \$23,434,000; from the Adult Education Act, part B-7, \$7,787,000 and part C, section 371, \$6,000,000; and from the Stewart B. McKinney Homeless Assistance Act, \$9,498,000.

STUDENT FINANCIAL ASSISTANCE

(RESCISSION)

Of the funds made available under this heading in Public Law 103-333, \$85,000,000 are rescinded from funding for the Higher Education Act, title IV, including \$65,000,000 from part A-1 and \$20,000,000 from part H-1: Provided, That of the funds remaining under this heading from Public Law 103-333, \$6,178,680,000 shall be for part A-1.

HIGHER EDUCATION

(RESCISSION)

Of the funds made available under this heading in Public Law 103-333, \$54,672,000 are rescinded as follows: from amounts available for Public Law 99-498, \$500,000; the Higher Education Act, title IV-A, chapter 5, \$496,000, title IV-A-2, chapter 1, \$11,200,000, title V-C, subparts 1 and 3, \$16,175,000, title IX-B, \$10,100,000, title IX-C, \$942,000, title IX-E, \$3,520,000, title IX-G, \$1,698,000, title X-D, \$2,920,000, and title XI-A, \$3,000,000; Public Law 102-325, \$1,000,000; and the Excellence in Mathematics, Science, and Engineering Education Act of 1990, \$3,121,000: Provided, That in carrying out title IX-B, the remaining appropriations shall not be available for awards for doctoral study: Provided further, That the funds remaining for Public Law 99-498 shall be available only for native Alaskans.

HOWARD UNIVERSITY

(RESCISSION)

Of the funds made available under this heading in Public Law 103-333, \$1,800,000 are rescinded.

COLLEGE HOUSING AND ACADEMIC FACILITIES

LOANS PROGRAM

(RESCISSION)

Of the funds made available under this heading in Public Law 103-333 for the costs of direct loans, as authorized under part C of title VII of the Higher Education Act, as amended, \$168,000 are rescinded, and the authority to subsidize gross loan obligations is repealed. In addition, \$264,000 appropriated for administrative expenses are rescinded.

EDUCATION RESEARCH, STATISTICS, AND IMPROVEMENT

(RESCISSION)

Of the funds made available under this heading in Public Law 103-333, \$30,925,000 are re-

scinded as follows: from the Elementary and Secondary Education Act, title III-A, \$17,500,000, title III-B, \$5,000,000, title III-D, \$1,125,000, title X-B, \$4,600,000 and title XIII-B, \$2,700,000: Provided, That of the amount made available under this heading in Public Law 103-333, for title III-B, \$8,000,000 shall be reserved for additional projects that competed in the most recent competition for state-wide fiber-optics projects.

RELATED AGENCIES

CORPORATION FOR PUBLIC BROADCASTING

(RESCISSION)

Of the funds made available under this heading in Public Law 103-112, \$37,000,000 are rescinded. Of the funds made available under this heading in Public Law 103-333, \$55,000,000 are rescinded.

RAILROAD RETIREMENT BOARD

DUAL BENEFITS PAYMENTS ACCOUNT

(RESCISSION)

Of the funds made available under this heading in Public Law 103-333, \$7,000,000 are rescinded.

GENERAL PROVISIONS

FEDERAL DIRECT STUDENT LOAN PROGRAM

SEC. 601. Section 458(a) of the Higher Education Act of 1965 (20 U.S.C. 1087h(a)) is amended—

(1) by striking "\$345,000,000" and inserting "\$284,000,000"; and

(2) by striking "\$2,500,000,000" and inserting "\$2,439,000,000".

SEC. 602. None of the funds made available in any appropriations Act for fiscal year 1995 may be used by the Occupational Safety and Health Administration to promulgate or issue any proposed or final standard or guideline regarding ergonomic protection. Nothing in this section shall be construed to limit the Occupational Safety and Health Administration from conducting any peer-reviewed risk assessment activity regarding ergonomics, including conducting peer reviews of the scientific basis for establishing any standard or guideline, direct or contracted research, or other activity necessary to fully establish the scientific basis for promulgating any standard or guideline or ergonomic protection.

CHAPTER VII

LEGISLATIVE BRANCH

HOUSE OF REPRESENTATIVES

PAYMENTS TO WIDOWS AND HEIRS OF DECEASED MEMBERS OF CONGRESS

For payments to the family trust of Dean A. Gallo, late a Representative from the State of New Jersey, \$133,600.

JOINT ITEMS

JOINT ECONOMIC COMMITTEE

(RESCISSION)

Of the funds made available under this heading in Public Law 103-283, \$460,000 are rescinded.

JOINT COMMITTEE ON PRINTING

(RESCISSION)

Of the funds made available under this heading in Public Law 103-283, \$238,137 are rescinded.

OFFICE OF TECHNOLOGY ASSESSMENT

SALARIES AND EXPENSES

(RESCISSION)

Of the funds made available under this heading in Public Law 103-283, \$650,000 are rescinded.

CONGRESSIONAL BUDGET OFFICE

SALARIES AND EXPENSES

(RESCISSION)

Of the funds made available under this heading in Public Law 103-283, \$187,000 are rescinded.

ARCHITECT OF THE CAPITOL
CAPITOL BUILDING AND GROUNDS
SENATE OFFICE BUILDINGS
(RESCISSION)

Of the funds made available under this heading in Public Law 103-283, \$850,000 are rescinded.

CAPITOL POWER PLANT
(RESCISSION)

Of the funds made available under this heading in Public Law 103-283, \$1,650,000 are rescinded.

ADMINISTRATIVE PROVISION

SEC. 701. Section 319 of the Legislative Branch Appropriations Act, 1990 (40 U.S.C. 162-1) is amended—

(1) by striking out "Office" each place it appears and inserting in lieu thereof "office";

(2) in the second sentence of subsection (a)(2), by striking out "Commission" and inserting in lieu thereof "commission"; and

(3) in subparagraph (D) of paragraph (2) of subsection (a), by striking out "Administration" and all that follows through the end of the subparagraph, and inserting in lieu thereof "Oversight of the House of Representatives, the Committee on Rules and Administration of the Senate, the Committee on Appropriations of the House of Representatives, and the Committee on Appropriations of the Senate.".

GOVERNMENT PRINTING OFFICE

CONGRESSIONAL PRINTING AND BINDING
(RESCISSION)

Of the funds made available under this heading in Public Law 103-283, \$5,000,000 are rescinded.

OFFICE OF SUPERINTENDENT OF DOCUMENTS
SALARIES AND EXPENSES
(RESCISSION)

Of the funds made available under this heading in Public Law 103-283, \$600,000 are rescinded.

BOTANIC GARDEN
SALARIES AND EXPENSES
(RESCISSION AND TRANSFER OF FUNDS)

Of the funds made available until expended by transfer under this heading in Public Law 103-283, \$4,000,000 are rescinded.

Of the funds made available until expended by transfer under this heading in Public Law 103-283, \$3,000,000 shall be transferred to the appropriation "Architect of the Capitol, Capitol Buildings and Grounds, Capitol Complex Security Enhancements", and shall remain available until expended.

LIBRARY OF CONGRESS
SALARIES AND EXPENSES
(RESCISSION)

Of the funds made available under this heading in Public Law 103-283, \$150,000 are rescinded.

BOOKS FOR THE BLIND AND PHYSICALLY
HANDICAPPED
SALARIES AND EXPENSES
(RESCISSION)

Of the funds made available under this heading in Public Law 103-283, \$100,000 are rescinded.

GENERAL ACCOUNTING OFFICE
SALARIES AND EXPENSES
(RESCISSION)

Of the funds made available under this heading in Public Law 103-283, \$2,617,000 are rescinded.

ADMINISTRATIVE PROVISION

SEC. 702. The General Accounting Office may for such employees as it deems appropriate authorize a payment to employees who voluntarily separate before October 1, 1995, whether by retirement or resignation, which payment shall be paid in accordance with the provisions of section 5597(d) of title 5, United States Code.

CHAPTER VIII
DEPARTMENT OF TRANSPORTATION AND
RELATED AGENCIES
DEPARTMENT OF TRANSPORTATION
OFFICE OF THE SECRETARY
WORKING CAPITAL FUND
(RESCISSION)

The obligation authority under this heading in Public Law 103-331 is hereby reduced by \$6,000,000.

PAYMENTS TO AIR CARRIERS
(AIRPORT AND AIRWAY TRUST FUND)
(RESCISSION OF CONTRACT AUTHORIZATION)

Of the funds made available under this heading, \$5,300,000 are rescinded: Provided, That the Secretary shall not enter into any contracts for "Small Community Air Service" beyond September 30, 1995, which require compensation fixed and determined under subchapter II of chapter 417 of Title 49, United States Code (49 U.S.C. 41731-42) payable by the Department of Transportation.

COAST GUARD
OPERATING EXPENSES
(RESCISSION)

Of the amounts provided under this heading in Public Law 103-331, \$300,000 are rescinded.

ACQUISITION, CONSTRUCTION, AND
IMPROVEMENTS
(RESCISSION)

Of the available balances under this heading, \$35,314,000 are rescinded.

ENVIRONMENTAL COMPLIANCE AND RESTORATION
(RESCISSION)

Of the available balances under this heading, \$2,500,000 are rescinded.

FEDERAL AVIATION ADMINISTRATION
OPERATIONS
(RESCISSION)

Of the available balances under this heading, \$1,000,000 are rescinded.

FACILITIES AND EQUIPMENT
(AIRPORT AND AIRWAY TRUST FUND)
(RESCISSION)

Of the available balances under this heading, \$24,850,000 are rescinded.

RESEARCH ENGINEERING, AND DEVELOPMENT
(AIRPORT AND AIRWAY TRUST FUND)
(RESCISSION)

Of the available balances under this heading, \$7,500,000 are rescinded.

GRANTS-IN-AID FOR AIRPORTS
(AIRPORT AND AIRWAY TRUST FUND)
(RESCISSION OF CONTRACT AUTHORIZATION)

Of the available contract authority balances under this account, \$2,094,000,000 are rescinded.

FEDERAL HIGHWAY ADMINISTRATION
LIMITATION ON GENERAL OPERATING EXPENSES
(RESCISSION OF CONTRACT AUTHORIZATION)

The obligation limitation under this heading in Public Law 103-331 is hereby reduced by \$54,550,000.

FEDERAL-AID HIGHWAYS
(LIMITATION ON OBLIGATIONS)
(HIGHWAY TRUST FUND)

(RESCISSIONS OF CONTRACT AUTHORIZATION)
The obligation limitation under this heading in Public Law 103-331 is hereby reduced by \$132,190,000, of which \$27,640,000 shall be deducted from amounts made available for the Applied Research and Technology Program authorized under section 307(e) of title 23, United States Code, and \$50,000,000 shall be deducted from the amounts available for the Congestion Pricing Pilot Program authorized under section 1002(b) of Public Law 102-240, and \$54,550,000 shall be deducted from the limitation on General Operating Expenses: Provided, That the amounts deducted from the aforementioned programs are rescinded.

FEDERAL-AID HIGHWAYS
EMERGENCY RELIEF PROGRAM
(HIGHWAY TRUST FUND)
(RESCISSION)

Of the amounts provided under this heading in Public Law 103-211, \$100,000,000 are rescinded.

FEDERAL RAILROAD ADMINISTRATION
OFFICE OF THE ADMINISTRATOR
(TRANSFER OF FUNDS)

Section 341 of Public Law 103-331 is amended by deleting "and received from the Delaware and Hudson Railroad," after "amended,".

NORTHEAST CORRIDOR IMPROVEMENT PROGRAM
(RESCISSION)

Of the available balances under this heading, \$9,707,000 are rescinded.

NATIONAL MAGNETIC LEVITATION PROTOTYPE
DEVELOPMENT PROGRAM
(HIGHWAY TRUST FUND)

(RESCISSION OF CONTRACT AUTHORIZATION)

Of the available balances of contract authority under this heading, \$250,000,000 are rescinded.

FEDERAL TRANSIT ADMINISTRATION
TRANSIT PLANNING AND RESEARCH
(RESCISSION)

Of the available balances under this heading, \$7,000,000 are rescinded.

DISCRETIONARY GRANTS
(LIMITATION ON OBLIGATIONS)
(HIGHWAY TRUST FUND)

(RESCISSIONS OF CONTRACT AUTHORIZATION)

Notwithstanding section 313 of Public Law 103-331, the obligation limitations under this heading in the following Department of Transportation and Related Agencies Appropriations Acts are reduced by the following amounts:

Public Law 102-143, \$31,681,500, to be distributed as follows:

(a) \$1,281,500 is rescinded from amounts made available for replacement, rehabilitation, and purchase of buses and related equipment and the construction of bus-related facilities: Provided, That the foregoing reduction shall be distributed according to the reductions identified in Senate Report 104-17, for which the obligation limitation in Public Law 102-143 was applied; and

(b) \$30,400,000 is rescinded from accounts made available for new fixed guideway systems, to be distributed as follows:

\$1,000,000, Cleveland Dual Hub Corridor Project;

\$465,000, Kansas City-South LRT Project;

\$950,000, San Diego Mid-Coast Extension Project;

\$17,100,000, Hawthorne-Warwick Commuter Rail Project;

\$375,000 New York Staten Island Midtown Ferry Project;

\$4,000,000, San Jose-Gilroy Commuter Rail Project;

\$1,620,000, Seattle-Tacoma Commuter Rail Project; and

\$4,890,000, Detroit LRT Project.

Public Law 101-516, \$2,230,000, to be distributed as follows:

(a) \$2,230,000 is rescinded from amounts made available for new fixed guideway systems, for the Cleveland Dual Hub Corridor Project.

MASS TRANSIT CAPITAL FUND

(LIQUIDATION OF CONTRACT AUTHORIZATION)
(HIGHWAY TRUST FUND)

For an additional amount for liquidation of obligations incurred in carrying out 49 U.S.C. 5338(b), \$350,000,000, to be derived from the Highway Trust Fund and to remain available until expended.

GENERAL PROVISIONS

(INCLUDING RESCISSIONS)

SEC. 801. Of the funds provided in Public Law 103-331 for the Department of Transportation working capital fund (WCF), \$6,000,000 are rescinded, which limits fiscal year 1995 WCF obligational authority for elements of the Department of Transportation funded in Public Law 103-331 to no more than \$87,000,000.

SEC. 802. Of the total budgetary resources available to the Department of Transportation (excluding the Maritime Administration) during fiscal year 1995 for civilian and military compensation and benefits and other administrative expenses, \$15,000,000 are permanently canceled.

SEC. 803. Section 326 of Public Law 103-122 is hereby amended to delete the words "no previous Acts" each time they appear in that section.

CHAPTER IX

TREASURY, POSTAL SERVICE, AND
GENERAL GOVERNMENT
INDEPENDENT AGENCIES

GENERAL SERVICES ADMINISTRATION

FEDERAL BUILDINGS FUND

(TRANSFER OF FUNDS)

Of the funds made available for the Federal Buildings Fund in Public Law 103-329, \$5,000,000 shall be made available by the General Services Administration to implement an agreement between the Food and Drug Administration and another entity for space, equipment and facilities related to seafood research.

OFFICE OF PERSONNEL MANAGEMENT

GOVERNMENT PAYMENT FOR ANNUITANTS,
EMPLOYEE LIFE INSURANCE BENEFITS

For an additional amount for "Government payment for annuitants, employee life insurance," \$9,000,000 to remain available until expended.

DEPARTMENT OF THE TREASURY

DEPARTMENTAL OFFICES

SALARIES AND EXPENSES

In the paragraph under this heading in Public Law 103-329, delete "of which not less than \$6,443,000 and 85 full-time equivalent positions shall be available for enforcement activities;"

(RESCISSION)

Of the funds made available under this heading in Public Law 103-329, \$100,000 are rescinded.

FEDERAL LAW ENFORCEMENT TRAINING CENTER

SALARIES AND EXPENSES

For an additional amount for "Salaries and expenses", \$11,000,000, to remain available until September 30, 1996.

In the paragraph under this heading in Public Law 103-329, delete "first-aid and emergency" and insert "short-term" before "medical services".

ACQUISITION, CONSTRUCTION, IMPROVEMENTS,
AND RELATED EXPENSES

(RESCISSION)

Of the funds made available for construction at the Davis-Monthan Training Center under Public Law 103-123, \$5,000,000 are rescinded. Of the funds made available for construction at the Davis-Monthan Training Center under Public Law 103-329, \$6,000,000 are rescinded: Provided, That \$1,000,000 of the remaining funds made available under Public Law 103-123 shall be used to initiate design and construction of a Burn Building at the Training Center in Glynco, Georgia.

FINANCIAL MANAGEMENT SERVICE

SALARIES AND EXPENSES

(RESCISSION)

Of the funds made available under this heading in Public Law 103-329, \$160,000 are rescinded.

BUREAU OF THE PUBLIC DEBT
ADMINISTERING THE PUBLIC DEBT

(RESCISSION)

Of the funds made available under this heading in Public Law 103-123, \$1,500,000 are rescinded.

UNITED STATES MINT

SALARIES AND EXPENSES

In the paragraph under this heading in Public Law 103-329, insert "not to exceed" after "of which".

INTERNAL REVENUE SERVICE

INFORMATION SYSTEMS

(RESCISSION)

Of the funds made available under this heading in Public Law 103-329, \$1,490,000 are rescinded.

ADMINISTRATIVE PROVISION—INTERNAL
REVENUE SERVICE

In the paragraph under this heading in Public Law 103-329, in section 3, after "\$119,000,000", insert "annually".

EXECUTIVE OFFICE OF THE PRESIDENT
AND FUNDS APPROPRIATED TO THE
PRESIDENT

THE WHITE HOUSE OFFICE

SALARIES AND EXPENSES

(RESCISSION)

Of the funds made available under this heading in Public Law 103-329, \$171,000 are rescinded.

FEDERAL DRUG CONTROL PROGRAMS

SPECIAL FORFEITURE FUND

(INCLUDING RESCISSION AND TRANSFER OF FUNDS)

For activities authorized by Public Law 100-690, an additional amount of \$13,200,000, to remain available until expended for transfer to the United States Customs Service, "Salaries and expenses" for carrying out border enforcement activities: Provided, That of the funds made available under this heading in Public Law 103-329, \$13,200,000 are rescinded.

INDEPENDENT AGENCIES

GENERAL SERVICES ADMINISTRATION

FEDERAL BUILDINGS FUND

LIMITATIONS ON THE AVAILABILITY OF REVENUE

(RESCISSION)

Of the funds made available under this heading in Public Laws 101-136, 101-509, 102-27, 102-141, 102-393, 103-123, 103-329, \$580,412,000 are rescinded from the following projects in the following amounts:

Arizona:

Bullhead City, a grant to the Federal Aviation Administration for a runway protection zone, \$2,200,000

Lukeville, commercial lot expansion, \$1,219,000
Nogales, U.S. Border Patrol Sector, headquarters, \$2,000,000

Phoenix, U.S. Courthouse, \$12,137,000

San Luis, primary lane expansion and administrative office space, \$3,496,000

Sierra Vista, U.S. Magistrates office, \$1,000,000

California:

Menlo Park, United States Geological Survey, Office laboratory building, \$790,000

San Francisco, Federal Office Building, \$9,701,000

District of Columbia:

Central and West heating plants, \$5,000,000
Corps of Engineers, headquarters, \$37,618,000

General Services Administration, Southeast Federal Center, headquarters, \$25,000,000

U.S. Secret Service, headquarters, \$9,316,000

Florida:

Tampa, U.S. Courthouse, \$5,994,000

Georgia:

Albany, U.S. Courthouse, \$87,000

Atlanta, Centers for Disease Control, site acquisition and improvement, \$25,890,000

Atlanta, Centers for Disease Control, \$24,110,000

Hawaii:

University of Hawaii-Hilo, Consolidation, \$12,000,000

Illinois:

Chicago, Social Security Administration District Office, \$2,130,000

Chicago, Federal Center, \$29,753,000

Chicago, John C. Kluczynski, Jr., Federal building, \$13,414,000

Maryland:

Avondale, De LaSalle building, \$16,671,000

Montgomery County, FDA consolidation, \$228,000,000

Woodlawn, SSA East High-Low building, \$17,292,000

Massachusetts:

Boston, Federal building-U.S. Courthouse, \$4,076,000

Nevada:

Reno, Federal building-U.S. Courthouse, \$1,465,000

New Hampshire:

Concord, Federal building-U.S. Courthouse, \$3,519,000

New Jersey:

Newark, parking facility, \$8,500,000

New Mexico:

Santa Teresa, Border Station, \$4,004,000

North Dakota:

Fargo, Federal building-U.S. Courthouse, \$1,371,000

Ohio:

Steubenville, U.S. Courthouse, \$2,820,000

Oregon:

Portland, U.S. Courthouse, \$5,000,000

Pennsylvania:

Philadelphia, Veterans Administration, \$1,276,000

Texas:

Ysleta, site acquisition and construction, \$1,727,000

United States Virgin Islands:

Charlotte Amalie, St. Thomas, U.S. Courthouse Annex, \$2,184,000

Washington:

Seattle, U.S. Courthouse, \$10,949,000

Walla Walla, Corps of Engineers building, \$2,800,000

West Virginia:

Wheeling, Federal building and U.S. Courthouse, \$28,303,000

Nationwide:

Chlorofluorocarbons program, \$12,300,000

Energy program, \$15,300,000

FEDERAL ELECTION COMMISSION

SALARIES AND EXPENSES

(RESCISSION)

Of the funds made available under this heading in Public Law 103-329, \$1,396,000 are rescinded.

OFFICE OF PERSONNEL MANAGEMENT

SALARIES AND EXPENSES

(RESCISSION)

Of the funds made available under this heading in Public Law 103-329, \$3,140,000 are rescinded.

GENERAL PROVISIONS

Sec. 901. Section 5545a of title 5, United States Code, is amended—

(1) in subsection (a)(2)—

(A) in the matter before subparagraph (A) by striking "is required to" and inserting in lieu thereof "who is required to"; and

(B) by inserting "and" immediately after subparagraph (E)(v); and

(2) by adding at the end thereof the following new subsection:

"(j) Notwithstanding any other provision of this section, any Office of Inspector General which employs fewer than 5 criminal investigators may elect not to cover such criminal investigators under this section."

SEC. 902. (a) Section 5545a of title 5, United States Code is amended by inserting at the appropriate place the following new subsection.

“(i) The provisions of subsections (a)–(h) providing for availability pay shall apply to a pilot employed by the United States Customs Service who is a law enforcement officer as defined under section 5541(3). For the purposes of this section, section 5542(d) of this title, and section 13(a) (16) and (b) (30) of the Fair Labor Standards Act of 1938 (29 U.S.C. 213 (a) (16) (b) (30)), such pilot shall be deemed to be a criminal investigator as defined in this section. The Office of Personnel Management may prescribe regulations to carry out this subsection.”.

(b) The amendment made by subsection (a) of this section shall take effect on the first day of the first applicable pay period which begins on or after the 30th day following the date of enactment of this Act.

SEC. 903. Section 528 of Public Law 103-329 is amended by adding at the end a new proviso: “Provided further, That the amount set forth therefor in the budget estimates may be exceeded by no more than 5 percent in the event of emergency requirements.”.

CHAPTER X

DEPARTMENTS OF VETERANS AFFAIRS AND HOUSING AND URBAN DEVELOPMENT, AND INDEPENDENT AGENCIES

INDEPENDENT AGENCIES

FEDERAL EMERGENCY MANAGEMENT AGENCY

DISASTER RELIEF

For an additional amount for “Disaster Relief” 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.), \$3,350,000,000, to remain available until expended: Provided, That such amount is designated by Congress as an emergency requirement pursuant to section 251(b)(2)(D)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended.

DISASTER RELIEF EMERGENCY CONTINGENCY FUND

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.), \$3,350,000,000, to become available on October 1, 1995, and remain available until expended: Provided, That such amount shall be available only to the extent that an official budget request for a specific dollar amount, that includes designation of the entire amount of the request as an emergency requirement as defined in the Balanced Budget and Emergency Deficit Control Act of 1985, as amended, is transmitted by the President to Congress: Provided further, That such amount is designated by Congress as an emergency requirement pursuant to section 251(b)(2)(D)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended.

NATIONAL FLOOD INSURANCE FUND

(TRANSFER OF FUNDS)

Of the funds available from the National Flood Insurance Fund for activities under the National Flood Insurance Reform Act of 1994, an additional amount not to exceed \$331,000 shall be transferred as needed to the “Salaries and expenses” appropriation for flood mitigation and flood insurance operations, and an additional amount not to exceed \$5,000,000 shall be transferred as needed to the “Emergency management planning and assistance” appropriation for flood mitigation expenses pursuant to the National Flood Insurance Reform Act of 1994.

CORPORATIONS

FEDERAL DEPOSIT INSURANCE CORPORATION BANK ENTERPRISE ACT

For an additional amount for eligible activities authorized under the bank Enterprise Act of 1991 (as enacted as subtitle C of title II of the Federal Deposit Insurance Corporation Improvement Act of 1991 (Public Law 102-242)), \$36,000,000, to remain available until expended. Notwithstanding any other provision of law, for purposes of administering the requirements of

the Bank Enterprise Act, the Chairman of the Federal Deposit Insurance Corporation shall have all powers and rights of the Community Enterprise Assessment Credit Board under section 233 of the Bank Enterprise Act of 1991.

DEPARTMENT OF VETERANS AFFAIRS

VETERANS HEALTH ADMINISTRATION

MEDICAL CARE

(RESCISSION)

Of the funds made available under this heading in Public Law 103-327, \$50,000,000 are rescinded: Provided, That section 509 of the general provisions carried in title V of Public Law 103-327 regarding personnel compensation and benefits expenditures shall not apply to the funds provided under this heading in such Act.

DEPARTMENTAL ADMINISTRATION

CONSTRUCTION, MAJOR PROJECTS

(RESCISSION)

Of the funds made available under this heading in Public Law 103-327 and prior years, \$31,000,000 are rescinded.

DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

HOUSING PROGRAMS

NATIONAL HOMEOWNERSHIP TRUST

DEMONSTRATION PROGRAM

(RESCISSION)

Of the funds made available under this heading in Public Law 103-327, \$50,000,000 are rescinded.

ANNUAL CONTRIBUTIONS FOR ASSISTED HOUSING

(RESCISSION)

Of the funds made available under this heading in Public Law 103-327 and any unobligated balances from funds appropriated under this heading in prior years, \$5,031,400,000 are rescinded: Provided, That of the total rescinded under this heading, \$700,600,000 shall be from amounts earmarked for development or acquisition costs of public housing (including \$80,000,000 of funds for public housing for Indian families), except that such rescission shall not apply to funds for priority replacement housing for units demolished or disposed of (including units to be disposed of pursuant to a homeownership program under section 5(h) or title III of the United States Housing Act of 1937, as amended (hereinafter referred to as “the Act”)) from the existing public housing inventory, as determined by the Secretary, or to funds related to litigation settlements or court orders, and the Secretary shall not be required to make any remaining funds available pursuant to section 213(d)(1)(A) of the Housing and Community Development Act of 1974 and notwithstanding any other provision of law, the Secretary may recapture unobligated funds for development or acquisition costs of public housing (including public housing for Indians) irrespective of the length of time funds have been reserved or of any time extension previously granted by the Secretary; \$1,956,000,000 shall be from amounts earmarked for new incremental rental subsidy contracts under the section 8 existing housing certificate program (42 U.S.C. 1437f) and the housing voucher program under section 8(o) of the Act (42 U.S.C. 1437f(o)), excluding \$300,000,000 previously made available for the Economic Development Initiative (EDI), and the remaining authority for such purposes shall be only for units necessary to provide housing assistance for residents to be relocated from existing Federally subsidized or assisted housing, for replacement housing for units demolished or disposed of (including units to be disposed of pursuant to a homeownership program under section 5(h) or title III of the United States Housing Act of 1937) from the public housing inventory, for funds related to litigation settlements or court orders, for amendments to contracts to permit continued assistance to participating families, or to enable public housing authorities to implement “mixed population” plans for developments housing pri-

marily elderly residents; \$815,000,000 shall be from amounts earmarked for the modernization of existing public housing projects pursuant to section 14 of the United States Housing Act of 1937, and the Secretary shall take actions necessary to assure that such rescission is distributed among public housing authorities, as if such rescission occurred prior to the commencement of the fiscal year; \$22,000,000 shall be from amounts earmarked for special purpose grants; \$148,300,000 shall be from amounts earmarked for loan management set-asides; \$15,000,000 shall be from amounts earmarked for the family unification program; \$30,000,000 shall be from amounts earmarked for the housing opportunities for persons with AIDS program; \$34,200,000 shall be from amounts earmarked for lease adjustments; \$39,000,000 shall be from amounts previously made available under this heading in Public Law 103-327, and previous Acts, which are recaptured (in addition to other sums which are, or may be recaptured); \$70,000,000 shall be from amounts earmarked for section 8 counseling; \$50,000,000 shall be from amounts earmarked for service coordinators; \$66,000,000 shall be from amounts earmarked for family investment centers; \$85,300,000 shall be from amounts earmarked for the lead-based paint hazard reduction program; and \$1,000,000,000 shall be from funds available for all new incremental units (including funds previously reserved or obligated and recaptured for the development or acquisition costs of public housing (including public housing for Indian families), incremental rental subsidy contracts under the section 8 existing housing certificate program (42 U.S.C. 1437f), and the housing voucher program under section 8(o) of the Act (42 U.S.C. 1437f(o))) and non-incremental, unreserved balances: Provided further, That the Secretary shall submit to the appropriate committees of the Congress a detailed operating plan of proposed funding levels for activities under this account within 30 days of enactment of this Act, and such funding levels shall not be subject to pre-existing earmarks or set-asides, notwithstanding any other provision of law.

(DEFERRAL)

Of the funds made available under this heading in Public Law 103-327 and any unobligated balances from funds appropriated under this heading in prior years, \$405,900,000 of amounts earmarked for the preservation of low-income housing programs (excluding \$17,000,000 previously earmarked, plus an additional \$5,000,000, for preservation technical assistance grant funds pursuant to section 253 of the Housing and Community Development Act of 1987, as amended) shall not become available for obligation until September 30, 1995: Provided, That, notwithstanding any other provision of law, pending the availability of such funds, the Department of Housing and Urban Development may suspend further processing of applications.

ASSISTANCE FOR THE RENEWAL OF EXPIRING

SECTION 8 SUBSIDY CONTRACTS

(RESCISSION)

Of the funds made available under this heading in Public Law 103-327, and in prior years, \$1,177,000,000 are rescinded: Provided, That renewals of expiring section 8 contracts with funds provided under this heading in Public Law 103-327, and in prior years, may be for a term of two years. In renewing an annual contributions contract with a public housing agency administering the tenant-based existing housing certificate program (42 U.S.C. 1437f) or the housing voucher program under section 8(o) (42 U.S.C. 1437f(o)) of the United States Housing Act of 1937, as amended, the Secretary shall take into account the amount in the project reserve under the contract being renewed in determining the amount of budget authority to obligate under the renewed contract (the total amount available in all such project reserves is estimated to be \$427,000,000) and the Secretary

may determine not to apply section 8(o)(6)(B) of the Act to renewals of housing vouchers during the remainder of fiscal year 1995.

YOUTHBUILD PROGRAM

(RESCISSION)

Of the funds made available under this heading in Public Law 103-327, \$10,000,000 are rescinded.

HOUSING COUNSELING ASSISTANCE

(RESCISSION)

Of the funds made available under this heading in Public Law 103-327, \$38,000,000 are rescinded.

FLEXIBLE SUBSIDY FUND

(RESCISSION)

Of the funds made available under this heading in Public Law 103-327 and any unobligated balances from funds appropriated under this heading in prior years, and excess rental changes, collections and other amount in the fund, \$8,000,000 are rescinded.

NEHEMIAH HOUSING OPPORTUNITIES FUND

(RESCISSION)

Of the funds transferred to this revolving fund in prior years, \$10,500,000 are rescinded.

HOMELESS ASSISTANCE

HOMELESS ASSISTANCE GRANTS

(DEFERRAL)

Of the funds made available under this heading in Public Law 103-327, \$297,000,000 shall not become available for obligation until September 30, 1995.

ADMINISTRATIVE PROVISIONS

SEC. 1001. (a) Section 14 of the United States Housing Act of 1937 is amended by adding at the end the following new subsection:

“(q)(1) Notwithstanding any other provision of law, a public housing agency may use modernization assistance provided under section 14 for any eligible activity related to public housing which is currently authorized by this Act or applicable appropriations Acts for a public housing agency, including the demolition of existing units, for replacement housing, modernization activities related to the public housing portion of housing developments held in partnership, or cooperation with non-public housing entities, and for temporary relocation assistance, provided that the assistance provided to the public housing agency under section 14 is principally used for the physical improvement or replacement of public housing and for associated management improvements, except as otherwise approved by the Secretary, and provided the public housing agency consults with the appropriate local government officials (or Indian tribal officials) and with tenants of the public housing developments. The public housing agency shall establish procedures for consultation with local government officials and tenants, and shall follow applicable regulatory procedures as determined by the Secretary.

“(2) The authorization provided under this subsection shall not extend to the use of public housing modernization assistance for public housing operating assistance.”.

(b) Subsection (a) shall be effective for assistance appropriated on or before the effective date of this Act.

SEC. 1002. (a) Section 18 of the United States Housing Act of 1937 is amended by—

(1) inserting “and” at the end of subsection (b)(1);

(2) striking all that follows after “Act” in subsection (b)(2) and inserting in lieu thereof the following: “, and the public housing agency provides for the payment of the relocation expenses of each tenant to be displaced, ensures that the rent paid by the tenant following relocation will not exceed the amount permitted under this Act and shall not commence demolition or disposition of any unit until the tenant of the unit is relocated.”;

(3) striking subsection (b)(3);

(4) striking “(1)” in subsection (c);

(5) striking subsection (c)(2);

(6) inserting before the period at the end of subsection (d) the following: “, provided that nothing in this section shall prevent a public housing agency from consolidating occupancy within or among buildings of a public housing project, or among projects, or with other housing for the purpose of improving the living conditions of or providing more efficient services to its tenants”;

(7) striking “under section (b)(3)(A)” in each place it occurs in subsection (e);

(8) redesignating existing subsection (f) as subsection (g); and

(9) inserting a new subsection (f) as follows:

“(f) Notwithstanding any other provision of law, replacement housing units for public housing units demolished may be built on the original public housing site or in the same neighborhood if the number of such replacement units is significantly fewer than the number of units demolished.”

(b) Section 304(g) of the United States Housing Act of 1937 is hereby repealed.

(c) Section 5(h) of the United States Housing Act of 1937 is amended by striking the last sentence.

(d) Subsections (a), (b), and (c) shall be effective for plans for the demolition, disposition or conversion to homeownership of public housing approved by the Secretary on or before September 30, 1995, provided that no application for replacement housing submitted by a public housing agency to implement a final order of a court issued, or a settlement approved by a court, before enactment of this Act, shall be affected by such amendments.

SEC. 1003. Section 8 of the United States Housing Act of 1937 is amended by adding the following new subsection:

“(z) TERMINATION OF SECTION 8 CONTRACTS AND REUSE OF RECAPTURED BUDGET AUTHORITY.—

“(1) GENERAL AUTHORITY.—The Secretary may reuse any budget authority, in whole or part, that is recaptured on account of termination of a housing assistance payments contract (other than a contract for tenant-based assistance) only for one or more of the following:

“(A) TENANT-BASED ASSISTANCE.—Pursuant to a contract with a public housing agency, to provide tenant-based assistance under this section to families occupying units formerly assisted under the terminated contract.

“(B) PROJECT-BASED ASSISTANCE.—Pursuant to a contract with an owner, to attach assistance to one or more structures under this section, for relocation of families occupying units formerly assisted under the terminated contract.

“(2) FAMILIES OCCUPYING UNITS FORMERLY ASSISTED UNDER TERMINATED CONTRACT.—Pursuant to paragraph (1), the Secretary shall first make available tenant- or project-based assistance to families occupying units formerly assisted under the terminated contract. The Secretary shall provide project-based assistance in instances only where the use of tenant-based assistance is determined to be infeasible by the Secretary.

“(3) EFFECTIVE DATE.—This subsection shall be effective for actions initiated by the Secretary on or before September 30, 1995.”.

INDEPENDENT AGENCIES

CHEMICAL SAFETY AND HAZARD INVESTIGATION BOARD

SALARIES AND EXPENSES

(RESCISSION)

Of the funds made available under this heading in Public Law 103-327, \$500,000 are rescinded.

COMMUNITY DEVELOPMENT FINANCIAL INSTITUTIONS

COMMUNITY DEVELOPMENT FINANCIAL INSTITUTIONS FUND

PROGRAM ACCOUNT

(RESCISSION)

Of the funds made available under this heading in Public Law 103-327, \$124,000,000 are rescinded.

CORPORATION FOR NATIONAL AND COMMUNITY SERVICE

NATIONAL AND COMMUNITY SERVICE PROGRAMS OPERATING EXPENSES

(RESCISSION)

Of the funds made available under this heading in Public Law 103-327, \$210,000,000 are rescinded: Provided, That none of the funds remaining for obligation during fiscal year 1995 may be used for national awards to Federal agencies.

ENVIRONMENTAL PROTECTION AGENCY RESEARCH AND DEVELOPMENT

(RESCISSION)

Of the funds made available under this heading in Public Law 103-327, \$14,635,000 are rescinded.

ABATEMENT, CONTROL, AND COMPLIANCE

(RESCISSION)

Of the funds made available under this heading in Public Law 103-327, \$9,806,805 are rescinded: Provided, That notwithstanding any other provision of law, the Environmental Protection Agency shall not be required to site a computer to support the regional acid deposition monitoring program in the Bay City, Michigan, vicinity.

BUILDINGS AND FACILITIES

(RESCISSION)

Of the funds made available under this heading in Public Law 102-389 and Public Law 102-139 for the Center for Ecology Research and Training, \$83,000,000 are rescinded.

HAZARDOUS SUBSTANCE SUPERFUND

(RESCISSION)

Of the funds made available under this heading in Public Law 103-327, \$100,000,000 are rescinded.

WATER INFRASTRUCTURE/STATE REVOLVING FUNDS

(RESCISSION)

Of the funds made available under this heading in Public Law 103-327 and Public Law 103-124, \$1,302,200,000 are rescinded: Provided, That \$1,299,000,000 of this amount is to be derived from amounts appropriated for State revolving funds and \$3,200,000 is to be derived from amounts appropriated for making grants for the construction of wastewater treatment facilities specified in House Report 103-715.

ADMINISTRATIVE PROVISIONS

SEC. 1004. None of the funds made available in any appropriations Act for fiscal year 1995 may be used by the Environmental Protection Agency to require any State to comply with the requirement of section 182 of the Clean Air Act by adopting or implementing a test-only or IM240 enhanced vehicle inspection and maintenance program, except that EPA may approve such a program if a State chooses to submit one to meet that requirement.

SEC. 1005. None of the funds made available in any appropriations Act for fiscal year 1995 may be used by the Environmental Protection Agency to impose or enforce any requirement that a State implement trip reduction measures to reduce vehicular emissions. Section 304 of the Clean Air Act (42 U.S.C. 7604) shall not apply with respect to any such requirement during the period beginning on the date of the enactment of this Act and ending September 30, 1995.

SEC. 1006. None of the funds made available in any appropriations Act for fiscal year 1995 may be used by the Environmental Protection Agency for listing or to list any additional facilities

on the National Priorities List established by section 105 of the Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA), as amended (42 U.S.C. 9605), unless the Administrator receives a written request to propose for listing or to list a facility from the governor of the State in which the facility is located, or unless legislation to reauthorize CERCLA is enacted.

SEC. 1007. None of the funds made available in any Appropriations Act for fiscal year 1995 shall be spent by the Environmental Protection Agency to disapprove a state implementation plan (SIP) revision solely on the basis of the Agency's regulatory 50 percent discount for alternative test-and-repair inspection and maintenance programs. Notwithstanding any other provision of EPA's regulatory requirements, the EPA shall assign up to 100 percent credit when such State has provided data for the proposed inspection and maintenance system that demonstrates evidence that such credits are appropriate. The Environmental Protection Agency shall complete and present a technical assessment of the State's demonstration within 45 days after submittal by the State.

NATIONAL AERONAUTICS AND SPACE
ADMINISTRATION
SCIENCE, AERONAUTICS AND TECHNOLOGY
(RESCISSION)

Of the funds made available under this heading in Public Law 103-327 and any unobligated balances from funds appropriated under "Research and Development" in prior years, \$52,000,000 are rescinded.

CONSTRUCTION OF FACILITIES
(RESCISSION)

Of the funds made available under this heading in Public Law 102-389, for the Consortium for International Earth Science Information Network, \$27,000,000 are rescinded; and of any unobligated balances from funds appropriated under this heading in prior years, \$7,000,000 are rescinded.

MISSION SUPPORT
(RESCISSION)

Of the funds made available under this heading in Public Law 103-327, \$32,000,000 are rescinded.

SPACE FLIGHT, CONTROL AND DATA
COMMUNICATIONS
(RESCISSION)

Of the available balances under this heading in previous fiscal years \$20,000,000 are rescinded.

ADMINISTRATIVE PROVISIONS
(INCLUDING TRANSFER OF FUNDS)

SEC. 1008. The Administrator shall acquire, for no more than \$35,000,000, a certain parcel of land, together with existing facilities, located on the site of the property referred to as the Clear Lake Development Facility, Clear Lake, Texas. The land and facilities in question comprise approximately 13 acres and include a Light Manufacturing Facility, an Avionics Development Facility, and an Assembly and Test Building which shall be modified for use as a Neutral Buoyancy Laboratory in support of human space flight activities.

SEC. 1009. Notwithstanding any other provision of law or regulation, the National Aeronautics and Space Administration (NASA) shall convey, without reimbursement, to the State of Mississippi, all rights, title and interest of the United States in the property known as the Yellow Creek Facility and consisting of approximately 1,200 acres near the city of Iuka, Mississippi, including all improvements thereon and also including any personal property owned by NASA that is currently located on-site and which the State of Mississippi requires to facilitate the transfer: Provided, That appropriated funds shall be used to effect this conveyance: Provided further, That \$10,000,000 in appropriated funds otherwise available to NASA shall be transferred to the State of Mississippi to be

used in the transition of the facility: Provided further, That each Federal agency with prior contact to the site shall remain responsible for any and all environmental remediation made necessary as a result of its activities on the site: Provided further, That in consideration of this conveyance, NASA may require such other terms and conditions as the Administrator deems appropriate to protect the interests of the United States: Provided further, That the conveyance of the site and the transfer of the funds to the State of Mississippi shall occur not later than thirty days from the date of enactment of this Act.

NATIONAL SCIENCE FOUNDATION
ACADEMIC RESEARCH INFRASTRUCTURE
(RESCISSION)

Of the funds made available under this heading in Public Law 103-327, \$131,867,000 are rescinded.

CORPORATIONS
FEDERAL DEPOSIT INSURANCE CORPORATION
FDIC AFFORDABLE HOUSING PROGRAM
(RESCISSION)

Of the funds made available under this heading in Public Law 103-327, \$11,281,034 are rescinded.

TITLE II—GENERAL PROVISIONS
SEC. 2001. EMERGENCY SALVAGE TIMBER SALE PROGRAM.

(a) DEFINITIONS.—For purposes of this section:

(1) The term "appropriate committees of Congress" means the Committee on Resources, the Committee on Agriculture, and the Committee on Appropriations of the House of Representatives and the Committee on Energy and Natural Resources, the Committee on Agriculture, Nutrition, and Forestry, and the Committee on Appropriations of the Senate.

(2) The term "emergency period" means the period beginning on the date of the enactment of this section and ending on September 30, 1997.

(3) The term "salvage timber sale" means a timber sale for which an important reason for entry includes the removal of disease- or insect-infested trees, dead, damaged, or down trees, or trees affected by fire or imminently susceptible to fire or insect attack. Such term also includes the removal of associated trees or trees lacking the characteristics of a healthy and viable ecosystem for the purpose of ecosystem improvement or rehabilitation, except that any such sale must include an identifiable salvage component of trees described in the first sentence.

(4) The term "Secretary concerned" means—
(A) the Secretary of Agriculture, with respect to lands within the National Forest System; and
(B) the Secretary of the Interior, with respect to Federal lands under the jurisdiction of the Bureau of Land Management.

(b) COMPLETION OF SALVAGE TIMBER SALES.—

(1) SALVAGE TIMBER SALES.—Using the expedited procedures provided in subsection (c), the Secretary concerned shall prepare, advertise, offer, and award contracts during the emergency period for salvage timber sales from Federal lands described in subsection (a)(4). During the emergency period, the Secretary concerned is to achieve, to the maximum extent feasible, a salvage timber sale volume level above the programmed level to reduce the backlogged volume of salvage timber. The preparation, advertisement, offering, and awarding of such contracts shall be performed notwithstanding any other provision of law, including a law under the authority of which any judicial order may be outstanding on or after the date of the enactment of this Act.

(2) USE OF SALVAGE SALE FUNDS.—To conduct salvage timber sales under this subsection, the Secretary concerned may use salvage sale funds otherwise available to the Secretary concerned.

(3) SALES IN PREPARATION.—Any salvage timber sale in preparation on the date of the enactment of this Act shall be subject to the provisions of this section.

(c) EXPEDITED PROCEDURES FOR EMERGENCY SALVAGE TIMBER SALES.—

(1) SALE DOCUMENTATION.—

(A) PREPARATION.—For each salvage timber sale conducted under subsection (b), the Secretary concerned shall prepare a document that combines an environmental assessment under section 102(2) of the National Environmental Policy Act of 1969 (42 U.S.C. 4332(2)(E)) (including regulations implementing such section) and a biological evaluation under section 7(a)(2) of the Endangered Species Act of 1973 (16 U.S.C. 1536(a)(2)) and other applicable Federal law and implementing regulations. At the sole discretion of the Secretary concerned and to the extent the Secretary concerned considers appropriate and feasible, the document prepared under this paragraph must consider the environmental effects of the salvage timber sale and consider the effect, if any, on threatened or endangered species.

(B) USE OF EXISTING MATERIALS.—In lieu of preparing a new document under this paragraph, the Secretary concerned may use a document prepared pursuant to the National Environmental Policy Act of 1969 (42 U.S.C. 4321 et seq.) before the date of the enactment of this Act, a biological evaluation written before such date, or information collected for such a document or evaluation if the document, evaluation, or information applies to the Federal lands covered by the proposed sale.

(C) SCOPE AND CONTENT.—The scope and content of the documentation and information prepared, considered, and relied on under this paragraph is at the sole discretion of the Secretary concerned.

(2) REPORTING REQUIREMENTS.—Not later than August 30, 1995, the Secretary concerned shall submit a report to the appropriate committees of Congress on the implementation of this section. The report shall be updated and resubmitted to the appropriate committees of Congress every six months thereafter until the completion of all salvage timber sales conducted under subsection (b). Each report shall contain the following:

(A) The volume of salvage timber sales sold and harvested, as of the date of the report, for each National Forest and each district of the Bureau of Land Management.

(B) The available salvage volume contained in each National Forest and each district of the Bureau of Land Management.

(C) A plan and schedule for an enhanced salvage timber sale program for fiscal years 1995, 1996, and 1997 using the authority provided by this section for salvage timber sales.

(D) A description of any needed resources and personnel, including personnel reassignments, required to conduct an enhanced salvage timber sale program through fiscal year 1997.

(E) A statement of the intentions of the Secretary concerned with respect to the salvage timber sale volume levels specified in the joint explanatory statement of managers accompanying the conference report on this Act.

(3) ADVANCEMENT OF SALES AUTHORIZED.—The Secretary concerned may begin salvage timber sales under subsection (b) intended for a subsequent fiscal year before the start of such fiscal year if the Secretary concerned determines that performance of such salvage timber sales will not interfere with salvage timber sales intended for a preceding fiscal year.

(4) DECISIONS.—The Secretary concerned shall design and select the specific salvage timber sales to be offered under subsection (b) on the basis of the analysis contained in the document or documents prepared pursuant to paragraph (1) to achieve, to the maximum extent feasible, a salvage timber sale volume level above the program level.

(5) SALE PREPARATION.—

(A) USE OF AVAILABLE AUTHORITIES.—The Secretary concerned shall make use of all available authority, including the employment of private contractors and the use of expedited fire

contracting procedures, to prepare and advertise salvage timber sales under subsection (b).

(B) EXEMPTIONS.—The preparation, solicitation, and award of salvage timber sales under subsection (b) shall be exempt from—

(i) the requirements of the Competition in Contracting Act (41 U.S.C. 253 et seq.) and the implementing regulations in the Federal Acquisition Regulation issued pursuant to section 25(c) of the Office of Federal Procurement Policy Act (41 U.S.C. 421(c)) and any departmental acquisition regulations; and

(ii) the notice and publication requirements in section 18 of such Act (41 U.S.C. 416) and 8(e) of the Small Business Act (15 U.S.C. 637(e)) and the implementing regulations in the Federal Acquisition Regulations and any departmental acquisition regulations.

(C) INCENTIVE PAYMENT RECIPIENTS; REPORT.—The provisions of section 3(d)(1) of the Federal Workforce Restructuring Act of 1994 (Public Law 103-226; 5 U.S.C. 5597 note) shall not apply to any former employee of the Secretary concerned who received a voluntary separation incentive payment authorized by such Act and accepts employment pursuant to this paragraph. The Director of the Office of Personnel Management and the Secretary concerned shall provide a summary report to the appropriate committees of Congress, the Committee on Government Reform and Oversight of the House of Representatives, and the Committee on Governmental Affairs of the Senate regarding the number of incentive payment recipients who were rehired, their terms of reemployment, their job classifications, and an explanation, in the judgment of the agencies involved of how such reemployment without repayment of the incentive payments received is consistent with the original waiver provisions of such Act. This report shall not be conducted in a manner that would delay the rehiring of any former employees under this paragraph, or affect the normal confidentiality of Federal employees.

(6) COST CONSIDERATIONS.—Salvage timber sales undertaken pursuant to this section shall not be precluded because the costs of such activities are likely to exceed the revenues derived from such activities.

(7) EFFECT OF SALVAGE SALES.—The Secretary concerned shall not substitute salvage timber sales conducted under subsection (b) for planned non-salvage timber sales.

(8) REFORESTATION OF SALVAGE TIMBER SALE PARCELS.—The Secretary concerned shall plan and implement reforestation of each parcel of land harvested under a salvage timber sale conducted under subsection (b) as expeditiously as possible after completion of the harvest on the parcel, but in no case later than any applicable restocking period required by law or regulation.

(9) EFFECT ON JUDICIAL DECISIONS.—The Secretary concerned may conduct salvage timber sales under subsection (b) notwithstanding any decision, restraining order, or injunction issued by a United States court before the date of the enactment of this section.

(d) DIRECTION TO COMPLETE TIMBER SALES ON LANDS COVERED BY OPTION 9.—Notwithstanding any other law (including a law under the authority of which any judicial order may be outstanding on or after the date of enactment of this Act), the Secretary concerned shall expeditiously prepare, offer, and award timber sale contracts on Federal lands described in the "Record of Decision for Amendments to Forest Service and Bureau of Land Management Planning Documents Within the Range of the Northern Spotted Owl", signed by the Secretary of the Interior and the Secretary of Agriculture on April 13, 1994. The Secretary concerned may conduct timber sales under this subsection notwithstanding any decision, restraining order, or injunction issued by a United States court before the date of the enactment of this section. The issuance of any regulation pursuant to section 4(d) of the Endangered Species Act of 1973 (16 U.S.C. 1533(d)) to ease or reduce restrictions on non-Federal lands within the range of the

northern spotted owl shall be deemed to satisfy the requirements of section 102(2c) of the National Environmental Policy Act of 1969 (42 U.S.C. 4332(2c)), given the analysis included in the Final Supplemental Impact Statement on the Management of the Habitat for Late Successional and Old Growth Forest Related Species Within the Range of the Northern Spotted Owl, prepared by the Secretary of Agriculture and the Secretary of the Interior in 1994, which is, or may be, incorporated by reference in the administrative record of any such regulation. The issuance of any such regulation pursuant to section 4(d) of the Endangered Species Act of 1973 (16 U.S.C. 1533(d)) shall not require the preparation of an environmental impact statement under section 102(2c) of the National Environmental Policy Act of 1969 (42 U.S.C. 4332(2c)).

(e) ADMINISTRATIVE REVIEW.—Salvage timber sales conducted under subsection (b), timber sales conducted under subsection (d), and any decision of the Secretary concerned in connection with such sales, shall not be subject to administrative review.

(f) JUDICIAL REVIEW.—

(1) PLACE AND TIME OF FILING.—A salvage timber sale to be conducted under subsection (b), and a timber sale to be conducted under subsection (d), shall be subject to judicial review only in the United States district court for the district in which the affected Federal lands are located. Any challenge to such sale must be filed in such district court within 15 days after the date of initial advertisement of the challenged sale. The Secretary concerned may not agree to, and a court may not grant, a waiver of the requirements of this paragraph.

(2) EFFECT OF FILING ON AGENCY ACTION.—For 45 days after the date of the filing of a challenge to a salvage timber sale to be conducted under subsection (b) or a timber sale to be conducted under subsection (d), the Secretary concerned shall take no action to award the challenged sale.

(3) PROHIBITION ON RESTRAINING ORDERS, PRELIMINARY INJUNCTIONS, AND RELIEF PENDING REVIEW.—No restraining order, preliminary injunction, or injunction pending appeal shall be issued by any court of the United States with respect to any decision to prepare, advertise, offer, award, or operate a salvage timber sale pursuant to subsection (b) or any decision to prepare, advertise, offer, award, or operate a timber sale pursuant to subsection (d). Section 705 of title 5, United States Code, shall not apply to any challenge to such a sale.

(4) STANDARD OF REVIEW.—The courts shall have authority to enjoin permanently, order modification of, or void an individual salvage timber sale if it is determined by a review of the record that the decision to prepare, advertise, offer, award, or operate such sale was arbitrary and capricious or otherwise not in accordance with applicable law (other than those laws specified in subsection (i)).

(5) TIME FOR DECISION.—Civil actions filed under this subsection shall be assigned for hearing at the earliest possible date. The court shall render its final decision relative to any challenge within 45 days from the date such challenge is brought, unless the court determines that a longer period of time is required to satisfy the requirement of the United States Constitution. In order to reach a decision within 45 days, the district court may assign all or part of any such case or cases to one or more Special Masters, for prompt review and recommendations to the court.

(6) PROCEDURES.—Notwithstanding any other provision of law, the court may set rules governing the procedures of any proceeding brought under this subsection which set page limits on briefs and time limits on filing briefs and motions and other actions which are shorter than the limits specified in the Federal rules of civil or appellate procedure.

(7) APPEAL.—Any appeal from the final decision of a district court in an action brought pursuant to this subsection shall be filed not later than 30 days after the date of decision.

(g) EXCLUSION OF CERTAIN FEDERAL LANDS.—

(1) EXCLUSION.—The Secretary concerned may not select, authorize, or undertake any salvage timber sale under subsection (b) with respect to lands described in paragraph (2).

(2) DESCRIPTION OF EXCLUDED LANDS.—The lands referred to in paragraph (1) are as follows:

(A) Any area on Federal lands included in the National Wilderness Preservation System.

(B) Any roadless area on Federal lands designated by Congress for wilderness study in Colorado or Montana.

(C) Any roadless area on Federal lands recommended by the Forest Service or Bureau of Land Management for wilderness designation in its most recent land management plan in effect as of the date of the enactment of this Act.

(D) Any area on Federal lands on which timber harvesting for any purpose is prohibited by statute.

(h) RULEMAKING.—The Secretary concerned is not required to issue formal rules under section 553 of title 5, United States Code, to implement this section or carry out the authorities provided by this section.

(i) EFFECT ON OTHER LAWS.—The documents and procedures required by this section for the preparation, advertisement, offering, awarding, and operation of any salvage timber sale subject to subsection (b) and any timber sale under subsection (d) shall be deemed to satisfy the requirements of all applicable Federal laws (and regulations implementing such laws) including but not limited to the following:

(1) The Forest and Rangeland Renewable Resources Planning Act of 1974 (16 U.S.C. 1600 et seq.).

(2) The Federal Land Policy and Management Act of 1976 (43 U.S.C. 1701 et seq.).

(3) The National Environmental Policy Act of 1969 (42 U.S.C. 4321 et seq.).

(4) The Endangered Species Act of 1973 (16 U.S.C. 1531 et seq.).

(5) The National Forest Management Act of 1976 (16 U.S.C. 472a et seq.).

(6) The Multiple-Use Sustained-Yield Act of 1960 (16 U.S.C. 528 et seq.).

(7) Other Federal environmental and natural resource laws.

(j) EXPIRATION DATE.—The authority provided by subsections (b) and (d) shall expire on September 30, 1997. The terms and conditions of this section shall continue in effect with respect to salvage timber sale contracts offered under subsection (b) and timber sale contracts offered under subsection (d) until the completion of performance of the contracts.

(k) AWARD AND RELEASE OF PREVIOUSLY OFFERED AND UNAWARD TIMBER SALE CONTRACTS.—

(1) AWARD AND RELEASE REQUIRED.—Notwithstanding any other provision of law, within 30 days after the date of the enactment of this Act, the Secretary concerned shall act to award, release, and permit to be completed in fiscal years 1995 and 1996, with no change in originally advertised terms, volumes, and bid prices, all timber sale contracts offered or awarded before that date in any unit of the National Forest System or district of the Bureau of Land Management subject to section 318 of Public Law 101-121 (103 Stat. 745). The return of the bid bond of the high bidder shall not alter the responsibility of the Secretary concerned to comply with this paragraph.

(2) THREATENED OR ENDANGERED BIRD SPECIES.—No sale unit shall be released or completed under this subsection if any threatened or endangered bird species is known to be nesting within the acreage that is the subject of the sale unit.

(3) ALTERNATIVE OFFER IN CASE OF DELAY.—If for any reason a sale cannot be released and completed under the terms of this subsection within 45 days after the date of the enactment

of this Act, the Secretary concerned shall provide the purchaser an equal volume of timber, of like kind and value, which shall be subject to the terms of the original contract and shall not count against current allowable sale quantities.

(I) **EFFECT ON PLANS, POLICIES, AND ACTIVITIES.**—Compliance with this section shall not require or permit any revisions, amendment, consultation, supplementation, or other administrative action in or for any land management plan, standard, guideline, policy, regional guide, or multi-forest plan because of implementation or impacts, site-specific or cumulative, of activities authorized or required by this section. No project decision shall be required to be halted or changed by such documents or guidance, implementation, or impacts.

SEC. 2002. No part of any appropriation contained in this Act shall remain available for obligation beyond the current fiscal year unless expressly so provided herein.

DOWNWARD ADJUSTMENTS IN DISCRETIONARY SPENDING LIMITS

SEC. 2003. Upon the enactment of this Act, the director of the Office of Management and Budget shall make downward adjustments in the discretionary spending limits (new budget authority and outlays) specified in section 601(a)(2) of the Congressional Budget Act of 1974 for each of the fiscal years 1995 through 1998 by the aggregate amount of estimated reductions in new budget authority and outlays for discretionary programs resulting from the provisions of this Act (other than emergency appropriations) for such fiscal year, as calculated by the Director.

PROHIBITION ON USE OF SAVINGS TO OFFSET DEFICIT INCREASES RESULTING FROM DIRECT SPENDING OR RECEIPTS LEGISLATION

SEC. 2004. Reductions in outlays, and reductions in the discretionary spending limits specified in section 601(a)(2) of the Congressional Budget Act of 1974, resulting from the enactment of this Act shall not be taken into account for purposes of section 252 of the Balanced Budget and Emergency Deficit Control Act of 1985.

SEC. 2005. July 27 of each year until the year 2003 is designated as "National Korean War Veterans Armistice Day", and the President is authorized and requested to issue a proclamation calling upon the people of the United States to observe such day with appropriate ceremonies and activities, and to urge the departments and agencies of the United States and interested organization, groups, and individuals to fly the American flag at halfstaff on July 27 of each year until the year 2003 in honor of the Americans who died as a result of their service in Korea.

DENIAL OF USE OF FUNDS FOR INDIVIDUALS NOT LAWFULLY WITHIN THE UNITED STATES

SEC. 2006. (a) **IN GENERAL.**—None of the funds made available in this Act may be used to provide any direct benefit or assistance to any individual in the United States when it is made known to the Federal entity or official to which the funds are made available that—

(1) the individual is not lawfully within the United States; and

(2) the benefit or assistance to be provided is other than search and rescue; emergency medical care; emergency mass care; emergency shelter; clearance of roads and construction of temporary bridges necessary to the performance of emergency tasks and essential community services; warning of further risks or hazards; dissemination of public information and assistance regarding health and safety measures; provision of food, water, medicine, and other essential needs, including movement of supplies or persons; or reduction of immediate threats to life, property, and public health and safety.

(b) **ACTIONS TO DETERMINE LAWFUL STATUS.**—Each Federal entity or official receiving funds under this Act shall take reasonable actions to determine whether any individual who is seeking any benefit or assistance subject to the limitation established in subsection (a) is lawfully within the United States.

(c) **NONDISCRIMINATION.**—In the case of any filing, inquiry, or adjudication of an application for any benefit or assistance subject to the limitation established in subsection (a), no Federal entity or official (or their agent) may discriminate against any individual on the basis of race, color, religion, sex, age, or disability.

TITLE III

EMERGENCY SUPPLEMENTAL APPROPRIATIONS

ANTI-TERRORISM INITIATIVES

OKLAHOMA CITY RECOVERY

CHAPTER I

DEPARTMENTS OF COMMERCE, JUSTICE, AND STATE, THE JUDICIARY, AND RELATED AGENCIES

DEPARTMENT OF JUSTICE

GENERAL ADMINISTRATION

COUNTERTERRORISM FUND

There is hereby established the Counterterrorism Fund which shall remain available without fiscal year limitation. For necessary expenses, as determined by the Attorney General, \$34,220,000, to remain available until expended, is appropriated to the Counterterrorism Fund to reimburse any Department of Justice organization for the costs incurred in reestablishing the operational capability of an office or facility which has been damaged or destroyed as the result of the bombing of the Alfred P. Murrah Federal Building in Oklahoma City or any domestic or international terrorism event: Provided, That funds from this appropriation also may be used to reimburse the appropriation account of any Department of Justice agency engaged in, or providing support to, countering, investigating or prosecuting domestic or international terrorism, including payment of rewards in connection with these activities and to conduct a terrorism threat assessment of Federal agencies and their facilities: Provided further, That any amount obligated from appropriations under this heading may be used under the authorities available to the organization reimbursed from this appropriation: Provided further, That amounts in excess of the \$10,555,000 made available for extraordinary expenses incurred in the Oklahoma City bombing for fiscal year 1995, shall be available only after the Attorney General notifies the Committees on Appropriations of the House of Representatives and the Senate in accordance with Section 605 of Public Law 103-317: Provided further, That the entire amount is designated by Congress as an emergency requirement pursuant to section 251(b)(2)(D)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended: Provided further, That the amount not previously designated by the President as an emergency requirement shall be available only to the extent an official budget request, for a specific dollar amount that includes designation of the entire amount of the request as an emergency requirement, as defined in the Balanced Budget and Emergency Deficit Control Act of 1985, as amended, is transmitted to Congress.

LEGAL ACTIVITIES

SALARIES AND EXPENSES, UNITED STATES

ATTORNEYS

For an additional amount of expenses resulting from the bombing of the Alfred P. Murrah Federal Building in Oklahoma City and other anti-terrorism efforts, \$2,000,000, to remain available until expended: Provided, That the entire amount is designated by Congress as an emergency requirement pursuant to section 251(b)(2)(D)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended: Provided further, That the amount not previously designated by the President as an emergency requirement shall be available only to the extent an official budget request, for a specific dollar amount that includes designation of the entire amount of the request as an emergency requirement, as defined in the Balanced

Budget and Emergency Deficit Control Act of 1985, as amended, is transmitted to Congress.

FEDERAL BUREAU OF INVESTIGATION

SALARIES AND EXPENSES

For an additional amount for expenses resulting from the bombing of the Alfred P. Murrah Federal Building in Oklahoma City and other anti-terrorism efforts, including the establishment of a Domestic Counter-terrorism Center, \$77,140,000, to remain available until expended: Provided, That the entire amount is designated by Congress as an emergency requirement pursuant to section 251(b)(2)(D)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended: Provided further, That the amount not previously designated by the President as an emergency requirement shall be available only to the extent an official budget request, for a specific dollar amount that includes designation of the entire amount of the request as an emergency requirement, as defined in the Balanced Budget and Emergency Deficit Control Act of 1985, as amended, is transmitted to Congress.

GENERAL PROVISIONS

SEC. 3001. Any funds made available to the Attorney General heretofore or hereafter in any Act shall not be subject to the spending limitations contained in 18 U.S.C., sections 3059 and 3072: Provided, That any reward of \$100,000 or more, up to a maximum of \$2,000,000, may not be made without the personal approval of the President or the Attorney General, and such approval may not be delegated.

SEC. 3002. Funds made available under this Act for this Title for the Department of Justice are subject to the standard notification procedures contained in Section 605 of Public Law 103-317.

THE JUDICIARY

COURT OF APPEALS, DISTRICT COURTS, AND OTHER JUDICIAL SERVICES

COURT SECURITY

For an additional amount for "Court Security" to enhance security of judges and support personnel, \$16,640,000, to remain available until expended, to be expended directly or transferred to the United States Marshals Service: Provided, That the entire amount is designated by Congress as an emergency requirement pursuant to section 251(b)(2)(D)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended: Provided further, That the amount not previously designated by the President as an emergency requirement shall be available only to the extent an official budget request, for a specific dollar amount that includes designation of the entire amount of the request as an emergency requirement, as defined in the Balanced Budget and Emergency Deficit Control Act of 1985, as amended, is transmitted to Congress.

CHAPTER II

TREASURY, POSTAL SERVICE, AND GENERAL GOVERNMENT

DEPARTMENT OF THE TREASURY

BUREAU OF ALCOHOL, TOBACCO AND FIREARMS

SALARIES AND EXPENSES

For an additional amount for emergency expenses of the bombing of the Alfred P. Murrah Federal Building in Oklahoma City, and anti-terrorism efforts, including the President's anti-terrorism initiative, \$34,823,000, to remain available until expended: Provided, That the entire amount is designated by Congress as an emergency requirement pursuant to section 251(b)(2)(D)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended.

FEDERAL LAW ENFORCEMENT TRAINING CENTER

SALARIES AND EXPENSES

For an additional amount for the Federal response to the bombing of the Alfred P. Murrah

Federal Building in Oklahoma City, \$1,100,000, to remain available until expended: Provided, That the entire amount is designated by Congress as an emergency requirement pursuant to section 251(b)(2)(D)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended.

UNITED STATES SECRET SERVICE

SALARIES AND EXPENSES

For an additional amount for emergency expenses of the bombing of the Alfred P. Murrah Federal Building in Oklahoma City, and other anti-terrorism efforts, including the President's antiterrorism initiative, \$6,675,000, to remain available until expended: Provided, That the entire amount is designated by Congress as an emergency requirement pursuant to section 251(b)(2)(D)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended.

UNITED STATES CUSTOMS SERVICE

SALARIES AND EXPENSES

For an additional amount for emergency expenses resulting from the bombing of the Alfred P. Murrah Federal Building in Oklahoma City, \$1,000,000, to remain available until expended: Provided, That the entire amount is designated by Congress as an emergency requirement pursuant to section 251(b)(2)(D)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended.

INDEPENDENT AGENCIES

GENERAL SERVICES ADMINISTRATION

REAL PROPERTY ACTIVITIES

FEDERAL BUILDINGS FUND

LIMITATIONS ON AVAILABILITY OF REVENUE

The aggregate limitation on Federal Buildings Fund obligations established under this heading in Public Law 103-329 (as otherwise reduced pursuant to this Act) is hereby increased by \$66,800,000, of which \$40,400,000 shall remain available until expended for necessary expenses of real property management and related activities (including planning, design, construction, demolition, restoration, repairs, alterations, acquisition, installment acquisition payments, rental of space, building operations, maintenance, protection, moving of governmental agencies, and other activities) in response to the April 19, 1995, terrorist bombing attack at the Alfred P. Murrah Federal Building in Oklahoma City, Oklahoma.

In carrying out such activities, the Administrator of General Services may (among other actions) exchange, sell, lease, donate, or otherwise dispose of the site of the Alfred P. Murrah Federal Building (or a portion thereof) to the State of Oklahoma, to the City of Oklahoma City, or to any Oklahoma public trust that has the City of Oklahoma City as its beneficiary and is designated by the City to receive such property. Any such disposal shall not be subject to (1) the Public Buildings Act of 1959 (40 U.S.C. 601 et seq.); (2) the Federal Property and Administrative Services Act of 1949 (40 U.S.C. 471 et seq.); or (3) any other Federal law establishing requirements or procedures for the disposal of Federal property: Provided, That these funds shall not be available for expenses in connection with the construction, repair, alteration, or acquisition project for which a prospectus, if required by the Public Buildings Act of 1959, as amended, has not been approved, except that necessary funds may be expended for required expenses in connection with the development of a proposed prospectus: Provided further, That for additional amounts, to remain available until expended and to be deposited into the Federal Buildings Fund, for emergency expenses resulting from the bombing of the Alfred P. Murrah Federal Building in Oklahoma City: for "Construction", Oklahoma, Oklahoma City, Alfred P. Murrah Federal Building, Demolition, \$2,300,000; for "Minor Repairs and Alterations", \$3,300,000; for "Rental of Space", \$8,300,000, to be used to lease, furnish, and

equip replacement space; and for "Buildings Operations", \$12,500,000: Provided further, That the entire amount is designated by Congress as an emergency requirement pursuant to section 251(b)(2)(D)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended.

CHAPTER III

DEPARTMENTS OF VETERANS AFFAIRS
AND HOUSING AND URBAN DEVELOPMENT,
AND INDEPENDENT AGENCIESDEPARTMENT OF HOUSING AND URBAN
DEVELOPMENT

MANAGEMENT AND ADMINISTRATION

SALARIES AND EXPENSES

For an additional amount for emergency expenses resulting from the bombing of the Alfred P. Murrah Federal Building in Oklahoma City, \$3,200,000, to remain available through September 30, 1996: Provided, That the entire amount is designated by the Congress as an emergency requirement pursuant to section 251(b)(2)(D)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended.

INDEPENDENT AGENCIES

FEDERAL EMERGENCY MANAGEMENT AGENCY

SALARIES AND EXPENSES

For an additional amount for "Salaries and Expenses", \$3,523,000, to increase Federal, State and local preparedness for mitigating and responding to the consequences of terrorism: Provided, That the entire amount is designated by Congress as an emergency requirement pursuant to section 251(b)(2)(D)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended.

EMERGENCY MANAGEMENT PLANNING AND
ASSISTANCE

For an additional amount for "Emergency Management Planning and Assistance", \$3,477,000, to increase Federal, state and local preparedness for mitigating and responding to the consequences of terrorism: Provided, That the entire amount is designated by Congress as an emergency requirement pursuant to section 251(b)(2)(D)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended.

This Act may be cited as the "Emergency Supplemental Appropriations for Additional Disaster Assistance, for Anti-terrorism Initiatives, for Assistance in the Recovery from the Tragedy that Occurred at Oklahoma City, and Rescissions Act, 1995".

And amend the title of the bill to read as follows:

Making emergency supplemental appropriations for additional disaster assistance, for anti-terrorism initiatives, for assistance in the recovery from the tragedy that occurred at Oklahoma City, and making rescissions for the fiscal year ending September 30, 1995, and for other purposes.

And the Senate agree to the same.

BOB LIVINGSTON,
JOHN T. MYERS,
RALPH REGULA,
JERRY LEWIS,
JOHN EDWARD PORTER,
HAL ROGERS,
JOE SKEEN,
FRANK R. WOLF,
TOM DELAY,
BARBARA F. VUCANOVICH,
JIM LIGHTFOOT,
S. CALLAHAN,
RON PACKARD,

Managers on the Part of the House.

MARK O. HATFIELD,
TED STEVENS,
THAD COCHRAN,
ARLEN SPECTER,
PETE V. DOMENICI,
P. GRAMM,
C.S. BOND,

SLADE GORTON,
MITCH MCCONNELL,
CONNIE MACK,
CONRAD BURNS,
RICHARD SHELBY,
JIM JEFFORDS,
JUDD GREGG,
R.F. BENNETT,
ROBERT C. BYRD,
D.K. INOUE,
E.F. HOLLINGS,
J. BENNETT JOHNSTON,
PATRICK J. LEAHY,
DALE BUMPERS,
BARBARA A. MIKULSKI,
HARRY REID,
BOB KERREY,
HERB KOHL,
PATTY MURRAY,

Managers on the Part of the Senate.

JOINT EXPLANATORY STATEMENT OF
THE COMMITTEE OF CONFERENCE

The managers on the part of the House and the Senate at the conference on the disagreeing votes of the two Houses on the amendments of the Senate to the bill (H.R. 1158) making emergency supplemental appropriations for additional disaster assistance and making rescissions for the fiscal year ending September 30, 1995, and for other purposes, submit the following joint statement to the House and the Senate in explanation of the effects of the action agreed upon by the managers and recommended in the accompanying conference report.

Report language included by the House in the report accompanying H.R. 1158 (H. Rept. 104-70) and the report accompanying H.R. 1159 (H. Rept. 104-71) which is not changed by the report of the Senate (S. Rept. 104-17), and Senate Report language which is not changed by the conference are approved by the committee of conference. The statement of the managers while repeating some report language for emphasis, is not intended to negate the language referred to above unless expressly provided herein.

ENACTING CLAUSE

The conference agreement contains an amended enacting clause that reflects the inclusion of emergency supplemental appropriations for recovery operations in response to the tragedy that occurred at Oklahoma City and for anti-terrorism initiatives. Neither the House nor Senate bills included these purposes in their respective enacting clauses.

TITLE I—SUPPLEMENTALS AND
RESCISSIONS

CHAPTER I

DEPARTMENT OF AGRICULTURE, RURAL
DEVELOPMENT, FOOD AND DRUG AD-
MINISTRATION, AND RELATED AGEN-
CIES

DEPARTMENT OF AGRICULTURE

AGRICULTURAL RESEARCH SERVICE

The conference agreement transfers \$2,218,000 back to the Agricultural Research Service as proposed by the Senate. These funds were appropriated to the Agricultural Research Service and subsequently transferred to a new account, "Nutrition Initiatives," established by the Department. The Food and Nutrition Service can continue to fund "Nutrition Initiatives" from funds made available to the Service, such as those for Dietary Guidelines. The House bill contained no similar provision.

FOOD SAFETY AND INSPECTION SERVICE

The conference agreement provides a supplemental appropriation of \$9,082,000 for the Food Safety and Inspection Service as proposed by the Senate instead of \$9,048,000 as proposed by the House.

AGRICULTURAL STABILIZATION AND
CONSERVATION SERVICE
SALARIES AND EXPENSES

The conference agreement provides a supplemental appropriation of \$5,000,000 for Agricultural Stabilization and Conservation Service, Salaries and Expenses instead of \$10,000,000 as proposed by the House. The Senate bill contained no similar provision.

COMMODITY CREDIT CORPORATION FUND
FOOD FOR PROGRESS

The conference agreement includes language raising the limit from \$30,000,000 to \$50,000,000 on transport and other noncommodity funds available from the Commodity Credit Corporation to facilitate donations of commodities under the Food for Progress Program. Both the House and the Senate bills contained similar provisions.

RURAL ELECTRIFICATION ADMINISTRATION
RURAL ELECTRIFICATION AND TELEPHONE
LOANS PROGRAM ACCOUNT

The conference agreement includes language to eliminate the interest cap on the Treasury rate telephone loan program as proposed by the Senate. The House bill contained no similar provision.

FOOD AND NUTRITION SERVICE

COMMODITY SUPPLEMENTAL FOOD PROGRAM

The conference agreement includes language allowing 20 percent of funds carried over from fiscal year 1994 to be available for administrative costs of the Commodity Supplemental Food Program as proposed by the Senate. The House bill contained no similar provision.

GENERAL PROVISIONS

MARKET PROMOTION PROGRAM

The conference agreement includes language permitting the operation of the Market Promotion Program at a level not to exceed \$110,000,000 as proposed by the Senate. The House bill contained no similar provision.

DELINEATION OF WETLANDS

The conference agreement deletes Senate language prohibiting the Department from making wetland delineations through December 31, 1995, unless the owner or operator of the land requests such a determination. On April 6, 1996, the Secretary of Agriculture announced that the Department would make wetland delineations and certifications only on request of the landowner until Congress completes action on the 1995 Farm Bill and the National Academy of Sciences completes work on a wetlands study. The conferees strongly support this position and direct the Secretary to enforce his policy until the 1995 Farm Bill is enacted into law.

OFFICE OF THE SECRETARY

The conference agreement rescinds \$31,000 from the Office of the Secretary as proposed by both the House and the Senate. The conference agreement also includes language limiting the use of the Secretary's transfer authority without prior notification to the Committees on Appropriations as proposed by both the House and the Senate.

ALTERNATIVE AGRICULTURAL RESEARCH AND
COMMERCIALIZATION

The conference agreement rescinds \$1,500,000 from Alternative Agricultural Research and Commercialization instead of \$3,000,000 as proposed by the House. The Senate bill contained no similar provision.

AGRICULTURAL RESEARCH SERVICE
BUILDINGS AND FACILITIES

The conference agreement rescinds \$1,400,000 from Agricultural Research Service, Buildings and Facilities instead of \$12,678,000 as proposed by the House and \$1,500,000 as proposed by the Senate. The

amount rescinded is to be taken from unobligated balances of the U.S. Salinity Laboratory in Riverside, California, and other miscellaneous projects. The House bill proposed rescinding \$12,678,000 from amounts appropriated for the National Swine Research Facility in Ames, Iowa. The conference agreement provides that the \$12,678,000 for the National Swine Research Facility be provided as a grant to Iowa State University to construct that facility at Ames, Iowa. The conferees direct the Agricultural Research Service to convey ownership to Iowa State University. The conferees are aware of the interest and need for important swine research; however, financial constraints require difficult choices. The conferees expect that any future costs of operation associated with that facility be provided by sources other than the federal government. Iowa State University should work in collaboration with the industry to cover research and additional construction costs or to offset these costs through the consolidation of federal research activities.

COOPERATIVE STATE RESEARCH SERVICE

The conference agreement rescinds \$1,051,000 from the Cooperative State Research Service as proposed by the House instead of \$958,000 as proposed by the Senate. The conference agreement rescinds \$524,000 from the Oregon/Massachusetts/Pennsylvania biotechnology project; \$434,000 from the American Indian Initiative of the Arid Lands Development Fund; and \$93,000 from the Potato Tariff and Trade Association. The conference agreement also makes a technical correction to Public Law 103-330 for the 1890 capacity building grants program as proposed by both the House and the Senate.

BUILDINGS AND FACILITIES

The conference agreement rescinds \$2,184,000 from Cooperative State Research Service, Buildings and Facilities instead of \$20,994,000 as proposed by the House. The Senate bill contained no similar provision. The conference agreement rescinds funds from projects at Minot State University, North Dakota—\$280,000; Cornell University, New York—\$143,000; and the University of Idaho—\$1,761,000. The conferees note that continuation of feasibility studies and/or planning or construction funds in fiscal year 1995 do not signal potential for continued funding. The conferees expect a thorough review and significant changes to the criteria for future consideration of any funding. Universities should be aware that potential future restrictions on subcommittee allocations make future funding in doubt.

ANIMAL AND PLANT HEALTH INSPECTION
SERVICE

BUILDINGS AND FACILITIES

The conference agreement rescinds \$2,000,000 from Animal and Plant Health Inspection Service, Buildings and Facilities instead of \$6,000,000 as proposed by the Senate. The amount rescinded is to be taken from unobligated balances. The House bill contained no similar provision.

RURAL DEVELOPMENT ADMINISTRATION AND
FARMERS HOME ADMINISTRATION

RURAL HOUSING INSURANCE FUND PROGRAM
ACCOUNT

The conference agreement rescinds \$15,500,000 from the section 515 Rural Rental Housing Program instead of \$115,500,000 as proposed by the House. The Senate bill contained no similar provision. The conferees agree that available funds should be used to rehabilitate projects in need of repair.

LOCAL TECHNICAL ASSISTANCE AND PLANNING
GRANTS

The conference agreement rescinds \$1,750,000 from Local Technical Assistance and Planning Grants as proposed by both the House and the Senate.

ALCOHOL FUELS CREDIT GUARANTEE PROGRAM
ACCOUNT

The conference agreement rescinds \$9,000,000 from the Alcohol Fuels Credit Guarantee Program Account as proposed by both the House and the Senate.

RURAL ELECTRIFICATION ADMINISTRATION

RURAL ELECTRIFICATION AND TELEPHONE
LOANS PROGRAM ACCOUNT

The conference agreement rescinds \$1,500,000 from the Rural Electrification and Telephone Loans Program Account for 5 percent telephone loans as proposed by the Senate instead of \$3,000,000 as proposed by the House.

FOOD AND NUTRITION SERVICE

SPECIAL SUPPLEMENTAL FOOD PROGRAM FOR
WOMEN, INFANTS, AND CHILDREN (WIC)

The conference agreement rescinds \$20,000,000 from the Special Supplemental Food Program for Women, Infants, and Children (WIC) instead of \$25,000,000 as proposed by the House. The Senate bill contained no similar provision.

The conference agreement also deletes Senate language allowing \$10,000,000 of WIC administrative funds to be available for grants to state agencies to promote immunization. The conferees are aware of studies, such as the Chicago WIC Study, that show a direct link between increased immunizations among low-income children and immunization screening at WIC clinics. In fiscal year 1994, the average monthly participation of infants and children under the age of five in the WIC program was five million. Providing immunization screening and incentives for this population would result in future health care savings to both states and the federal government. The conferees direct the Department to provide a report to the House and Senate authorizing and Appropriations Committees that outlines legislative changes needed to allow state WIC agencies to provide incentives to participants to increase immunization activities by July 31, 1995. The conferees also expect the Department to provide assistance to state agencies interested in obtaining Center for Disease Control and Prevention grants for immunization support activities.

FOREIGN AGRICULTURAL SERVICE

PUBLIC LAW 480 PROGRAM ACCOUNT

TITLE III—COMMODITY GRANTS

The conference agreement rescinds \$40,000,000 from the Public Law 480 title III Program Account. The House bill proposed a rescission of \$20,000,000 from title III—Commodity Grants. The Senate bill proposed rescissions of \$43,865,000 from title I—Credit Sales, \$6,135,000 from Ocean Freight Differential, and \$92,500,000 from title III—Commodity Grants.

CHAPTER II

DEPARTMENTS OF COMMERCE, JUSTICE,
AND STATE, THE JUDICIARY, AND RE-
LATED AGENCIES

RELATED AGENCIES

NATIONAL BANKRUPTCY REVIEW COMMISSION
(TRANSFER OF FUNDS)

The conference agreement includes the transfer of \$1,000,000 from the Department of Justice Working Capital Fund to the National Bankruptcy Review Commission. The Senate bill included a transfer of \$1,500,000 from the Working Capital Fund for the National Bankruptcy Review Commission, as proposed by the Administration. The House bill did not provide funds to the National Bankruptcy Review Commission, but rescinded \$1,500,000 in unobligated balances from the Working Capital Fund.

Given the obvious constraints on the Committees' resources in fiscal year 1996, the conferees urge the Commission to explore ways to accomplish its mission within the amounts provided.

UNITED STATES INFORMATION AGENCY

INTERNATIONAL BROADCASTING OPERATIONS

The conference agreement includes a supplemental appropriation of \$7,290,000, the amount requested by the Administration, to be provided to Radio Free Europe/Radio Liberty (RFE/RL) to make up for currency exchange losses, as proposed by the House. The Senate proposed a rescission of \$27,710,000 from International Broadcasting Operations, which includes RFE/RL and the Voice of America (VOA).

International broadcasting programs are in the middle of a major downsizing and reorganization mandated by the 1994 authorization bill, the United States International Broadcasting Act of 1994. As it is being implemented, the total savings of the reorganization over the four-year period 1994-1997 will exceed \$400 million. The rescission proposed by the Senate would make it impossible to complete that action, and, in fact, in the words of the Director of the United States Information Agency, "will throw both VOA and RFE/RL into a complete state of chaos for the remainder of FY 1995, with ramifications extending well beyond."

RFE/RL has already been severely impacted by the fall of the dollar against the German mark, totaling potentially \$24 million, which is the reason for the supplemental recommendation by the conferees, to at least partially offset the costs of the exchange losses.

In lieu of the Senate passed rescission of International Broadcasting funds, the conferees have agreed to rescind \$28,000,000 from other USIA broadcasting and exchange programs, which are set forth under the rescissions portion of this chapter.

DEPARTMENT OF JUSTICE

OFFICE OF JUSTICE PROGRAMS

DRUG COURTS

The conference agreement includes a rescission of \$22,100,000 from the Drug Courts program, instead of \$27,750,000 as proposed by the House and \$17,100,000 as proposed by the Senate.

OUNCE OF PREVENTION COUNCIL

The conference agreement includes language requested by the Administration which allows funds appropriated for grants by the Ounce of Prevention Council in Public Law 103-317 to also be available for administrative expenses of the Council. The language also allows the Council to accept, hold, administer and use gifts, both real and personal, for the purpose of facilitating its work. This language was included in both the House and Senate versions of the bill.

The conference agreement does not include the rescission of \$1,000,000 from this account as proposed by the Senate.

GENERAL ADMINISTRATION

WORKING CAPITAL FUND

The conference agreement includes a rescission totaling \$5,500,000 from unobligated balances available in the Working Capital fund, instead of \$1,500,000 as proposed by the House and \$5,000,000 as proposed by the Senate. The conferees have also agreed to the transfer of \$1,000,000 from the Working Capital Fund for necessary expenses of the National Bankruptcy Review Commission, instead of \$1,500,000 as proposed by the Senate.

LEGAL ACTIVITIES

ASSETS FORFEITURE FUND

The conference agreement includes a rescission of \$5,000,000 from the Assets Forfeit-

ure Fund as proposed by the Senate. The House bill contained no provision on this matter.

IMMIGRATION AND NATURALIZATION SERVICE

SALARIES AND EXPENSES

The conference agreement includes a rescission of \$1,000,000 from the Immigration and Naturalization Service as proposed by both the House and the Senate.

FEDERAL PRISON SYSTEM

SALARIES AND EXPENSES

The conference agreement includes a rescission of \$28,037,000 as proposed by the Administration, not included in either the House or Senate bills, to partially offset the antiterrorism supplemental included in a separate title. These funds represent balances the Bureau of Prisons has indicated are not necessary and will expire at the end of this fiscal year due to adjustments in the schedule of new facility activations.

DEPARTMENT OF COMMERCE

NATIONAL INSTITUTE OF STANDARDS AND TECHNOLOGY

SCIENTIFIC AND TECHNICAL RESEARCH AND SERVICES

The conference agreement includes a rescission of \$17,000,000 from the National Institute of Standards and Technology (NIST) internal research account, instead of \$16,500,000 as proposed by the House, and \$19,500,000 as proposed by the Senate. The conferees expect NIST and the Department of Commerce to submit a reprogramming notification, under the Committee's standard reprogramming procedures, indicating the proposed distribution of this reduction by research category in accordance with the guidance given in the House and Senate reports accompanying this bill.

INDUSTRIAL TECHNOLOGY SERVICES

The conference agreement includes a rescission of \$16,300,000 from the NIST Industrial Technology Services account for Manufacturing Extension Partnership (MEP) Program and the Quality Program, instead of \$27,100,000 as proposed by the House and \$3,100,000 as proposed by the Senate.

CONSTRUCTION OF RESEARCH FACILITIES

The conference agreement includes a rescission of \$30,000,000 from unobligated balances available in the NIST Construction account as proposed by the Senate. The House bill included no provision on this matter.

NATIONAL OCEANIC AND ATMOSPHERIC ADMINISTRATION

OPERATIONS, RESEARCH AND FACILITIES

The conference agreement includes a rescission of \$24,200,000 from the National Oceanic and Atmospheric Administration (NOAA), instead of \$37,000,000 as proposed by the House and \$23,100,000 as proposed by the Senate. The distribution of this rescission is as follows:

National Undersea Research Program (NURP) .	-\$3,500,000
Coastal Ocean Program	-3,000,000
High Performance Computing	-1,000,000
Climate and Global Change	-14,000,000
Aircraft Services (Doppler Radar)	-2,700,000

The conferees expect NOAA to submit a notification under the Committees' standard reprogramming procedures, informing the Committees of the proposed distribution by activity of the rescissions provided for the NURP and Coastal Ocean programs.

The conferees direct the National Marine and Fisheries Service (NMFS) to immediately convene a team of experts to scientifically peer review and examine all the infor-

mation available on its March 14, 1995, Sea Turtle, Shrimp Fishery Emergency Response Plan (ERP) and the NMFS and NOAA Sea Turtle Conservation Restrictions Applicable to Shrimp Trawling Activities announced in the May 3, 1995 Federal Register. The conferees direct that individuals with appropriate scientific expertise nominated by the shrimp fishing industry and the conservation community be part of the peer process and team.

The conferees also direct NMFS to immediately seek detailed recommendations and analysis from affected shrimp industry members and the conservation community on its March 14, 1995 restrictions, including a detailed assessment of the economic impact on the affected shrimp fishing industry. The Assistant Administrator shall convene immediate meetings with representatives of such groups to review and develop such recommendations.

The conferees direct NMFS to work with the shrimp fishing industry to revise its March 14, 1995 Emergency Response Plan and its May 3, 1995 restrictions to include the results of the scientific peer review and the alternatives for lessening the economic impact on the shrimp fishing industry. These alternatives may include exemptions to using turtle excluder devices (TEDs) in smaller try nets. NMFS is directed to publish for public comment and input only the revised plans for the May 14, 1995 Emergency Response Plan and the May 3, 1995 restrictions by June 30, 1995. The conferees direct NMFS and the Department of Commerce not to implement any shrimp fishery closures, that may result from the March 14, 1995 ERP, prior to September 30, 1995.

Due to the urgency of this situation, the conferees intend that the scientific peer review process and the meetings between NMFS and the affected industry and conservation groups will be exempt from Federal Advisory Committee Act (FACA) requirements.

CONSTRUCTION

The conference agreement rescinds \$15,000,000 from the NOAA Construction account, as proposed by the Senate. The House bill contained no provision on this matter. The conferees intend that this rescission be distributed as follows: \$9,000,000 from unobligated balances for the replacement of the Tiburon laboratory and \$6,000,000 from unobligated balances designated for above standard costs at the Boulder laboratory.

GOES SATELLITE CONTINGENCY FUND

The conferees have included a rescission of \$2,500,000 from the remaining balances in the GOES Contingency Fund, as proposed by the Senate. The House bill contained no provision on this matter.

TECHNOLOGY ADMINISTRATION

UNDER SECRETARY FOR TECHNOLOGY/OFFICE OF TECHNOLOGY POLICY

The conference agreement includes a rescission of \$1,750,000 from the Under Secretary for Technology/Office of Technology Policy account, instead of \$3,300,000 as proposed by the House. The Senate bill includes no provision on this matter.

NATIONAL TECHNICAL INFORMATION SERVICE

NTIS REVOLVING FUND

The conference agreement includes a rescission of \$1,000,000 from the NTIS Revolving Fund, including appropriated amounts and offsetting collections received into the Fund. The House bill rescinded \$4,000,000 of appropriated amounts from this account, and the Senate bill a rescission of \$7,600,000 of appropriated amounts.

NATIONAL TELECOMMUNICATIONS AND INFORMATION ADMINISTRATION

INFORMATION INFRASTRUCTURE

The conference agreement includes a rescission of \$4,000,000 from the National Telecommunications and Information Administration (NTIA) Information Infrastructure Grant program. The House bill included a rescission of \$30,000,000 from this account. The Senate bill included no provision on this matter. An additional rescission of \$15,000,000 from this account was included in the conference agreement on H.R. 889 (Public Law 104-6).

ECONOMIC DEVELOPMENT ADMINISTRATION

ECONOMIC DEVELOPMENT ASSISTANCE PROGRAMS

The conference agreement includes a rescission totaling \$30,250,000 from the Economic Development Assistance Programs account under the Economic Development Administration. This amount includes \$5,250,000 in remaining balances from prior year emergency appropriations for Hurricanes Andrew and Iniki and the Midwest floods, and \$25,000,000 from amounts in fiscal year 1995 that were set aside for the proposed Competitive Communities program, which was never approved by Congress. The \$25,000,000 rescission should be distributed proportionately to the categories which served as the source of the original reprogramming proposal—Defense Conversion and traditional title XI grants. The conferees note that more than \$2,000,000 in unobligated balances related to the emergency supplements for Hurricanes Andrew and Iniki and the Midwest floods will remain available for projects currently in the funding pipeline.

The House bill included a rescission totaling \$45,084,000 under this heading, of which \$37,584,000 was from prior year emergency appropriations and \$7,500,000 was from the other prior year projects. Most of these funds have since been obligated. The Senate rescissions totaled \$47,384,000, of which \$7,384,000 was from prior year emergency appropriations and \$40,000,000 was from funds made available to EDA for fiscal year 1995.

Although EDA's proposed Competitive Communities program was denied by the Congress, the conferees are disturbed by recent actions that appear to pursue the Competitive Communities proposal. The conferees note that the cornerstone of the Competitive Communities proposal was to provide single grant-loans to private industries. The conferees also note that the Congress specially rejected this policy change when the Competitive Communities proposal was denied. The conferees understand that while single purpose grant-loans have been awarded by EDA in the past, these types of grants had been the exception rather than the rule: between 1982 and 1992, only 18 single grant-loans were awarded. In the last two years, however 8, single grant-loans have been awarded. The conferees believe that this dramatic increase in the number of single grant-loans awarded represent a major policy change away from the traditional Title IX programs—a change of which the Appropriations Committees were not apprised. The conferees strongly disagree with this policy shift, and expect EDA to continue to give highest priority to the traditional and more flexible Title IX programs: multi-purpose revolving loan funds, infrastructure and technical assistance. The conferees strongly encourage EDA to use remaining unobligated Title IX funds for traditional Title IX programs.

THE JUDICIARY

UNITED STATES COURT OF INTERNATIONAL TRADE

SALARIES AND EXPENSES

The conference agreement includes a rescission of \$1,000,000 from amounts provided in fiscal year 1995 for the U.S. Court of International Trade, as proposed by the Senate. The House bill contained no provision on this matter. This amount has been identified as excess by the Court, and will have no impact on its operations.

COURTS OF APPEALS, DISTRICT COURTS, AND OTHER JUDICIAL SERVICES

DEFENDER SERVICES

The conference agreement includes a rescission totaling \$9,500,000 from the Judiciary's Defender Services account. The House bill included a rescission of \$1,100,000 from this account, and the Senate bill rescinded \$4,100,000. The conferees have agreed to the Senate level, plus the additional \$5,400,000 proposed by the Judiciary as an offset to the anti-terrorism supplemental included in a separate title in this bill.

FEES OF JURORS AND COMMISSIONERS

The conference agreement includes a rescission of \$5,000,000 from the Judiciary's Fees of Jurors and Commissioners account. This rescission was not included in either the House or Senate version of the bill, but was proposed by the Judiciary as an offset to the anti-terrorism supplemental request which is addressed in another title in this bill.

RELATED AGENCIES

SMALL BUSINESS ADMINISTRATION

SALARIES AND EXPENSES

The conference agreement includes no rescission under this heading. Both the House and Senate versions of the bill included a rescission of \$15,000,000 from the Small Business Administration's tree planting program, but this rescission was included in the conference agreement on H.R. 889 (Public Law 104-6) and is no longer available.

BUSINESS LOANS PROGRAM ACCOUNT

The conference agreement includes a rescission of \$6,000,000 from the Small Business Administration's Business Loans Program Account, instead of \$15,000,000 as proposed by the Senate. The House bill contained no provision on this matter.

The conferees intend that the rescission of \$6,000,000 be applied as follows: \$4,000,000 from the subsidy amounts available under the Microloan program, and \$2,000,000 from other loan programs referenced in the Senate report.

The conference agreement also includes language clarifying the availability of funds provided to the SBA in fiscal year 1994 and fiscal year 1995 for the National Center for Genome Resources.

LEGAL SERVICES CORPORATION

PAYMENT TO THE LEGAL SERVICES CORPORATION

The conference agreement includes language not in either bill that delineates reductions to the Legal Services Corporation included in a prior rescission of funds and provides no further rescission. The House bill included a rescission of \$5,849,000. The Senate bill contained no provision on this matter. The conferees note that a \$15,000,000 rescission to the Corporation was included in Public Law 104-6.

The conference agreement includes language, not in either bill, allocating the reductions contained in Public Law 104-6. The conferees believe that any reductions should be taken out of lower priority programs, in order to minimize the impact on the basic

field programs which provide direct legal assistance of individuals and are the central mission of the Corporation. The reductions delineated are based on: (1) reductions of the unanticipated carryover balances by program; (2) reductions of the supplemental and specialized delivery programs, which are in addition to the basic field programs, to their Fiscal Year 1994 levels; (3) reductions of support programs, which do not provide direct legal assistance to individuals, to their Fiscal year 1993 levels; and (4) reductions of Corporation management and grant administration to the Fiscal Year 1994 levels.

DEPARTMENT OF STATE

ADMINISTRATION OF FOREIGN AFFAIRS

DIPLOMATIC AND CONSULAR PROGRAMS

The conference agreement includes a rescission of \$2,250,000 from Diplomatic and Consular Programs of the Department of State. The House bill included a rescission of \$2,000,000, and the Senate bill included a rescission of \$2,500,000.

ACQUISITION AND MAINTENANCE OF BUILDINGS ABROAD

The conference agreement includes a rescission of \$30,000,000 from unobligated balances in the State Department's overseas construction and maintenance account, as proposed by the Senate. The House Bill included a rescission of \$23,000,000.

INTERNATIONAL ORGANIZATIONS AND CONFERENCES

CONTRIBUTIONS FOR INTERNATIONAL PEACEKEEPING ACTIVITIES

The conference agreement includes a rescission of \$14,617,000 from the International Peacekeeping Activities account, which funds the payment of assessed costs of United Nations peacekeeping operations, as proposed by both the House and the Senate. Of this amount, \$1,216,000 is rescinded from the amount previously appropriated for the United Nations Operation in Somalia and \$13,401,000 is rescinded from the amount previously provided for the United Nation's Mission for the Referendum in Western Sahara.

RELATED AGENCIES

ARMS CONTROL AND DISARMAMENT AGENCY

ARMS CONTROL AND DISARMAMENT ACTIVITIES

The conference agreement includes a rescission of \$4,000,000, of which \$2,500,000 is rescinded from the amount appropriated for the implementation of the Chemical Weapons Conventions, and \$1,500,000 is rescinded as a general administrative reduction. The House proposed a rescission of \$3,000,000, of which \$2,000,000 was from the Chemical Weapons Convention, and \$1,000,000 was a general administrative reduction. The Senate proposed a rescission of \$4,000,000, of which \$2,000,000 was from the Chemical Weapons Convention, and \$2,000,000 was a general administrative reduction.

BOARD FOR INTERNATIONAL BROADCASTING

ISRAEL RELAY STATION

The conference agreement includes a rescission of \$2,000,000 from unobligated funds available for a canceled project, the Israel Relay station, as proposed by both the House and the Senate.

UNITED STATES INFORMATION AGENCY

EDUCATIONAL AND CULTURAL EXCHANGE PROGRAMS

The conference agreement includes a rescission of \$5,000,000 from the United States Information Agency's exchange programs, as proposed by both the House and the Senate. The conferees direct USIA to submit its proposal to carry out this rescission through the normal reprogramming procedures prior to implementing specific program reductions.

RADIO CONSTRUCTION

The conference agreement includes a rescission of \$16,000,000 from unobligated balances in USIA's Radio Construction account. Both the House and the Senate had proposed a rescission of \$6,000,000.

RADIO FREE ASIA

The conference agreement includes a rescission of \$5,000,000 of the \$10,000,000 appropriated in fiscal year 1995 for Radio Free Asia, instead of \$6,000,000, as proposed by the Senate. The House bill had no similar provision.

None of the fiscal year 1995 appropriation for Radio Free Asia has been spent or obligated. Under the authorizing legislation, the United States International Broadcasting Act of 1994, no funds can be spent on Radio Free Asia until a new Broadcasting Board of Governors is in place and has submitted a detailed plan within 90 days for the establishment and operation of Radio Free Asia. As of this point, the full Board has not been nominated, let alone confirmed, and obviously, no plan has been submitted. Since the fiscal year is more than half over, and the likelihood of the full appropriation being obligated this year is remote, the conferees have agreed to rescind one-half of the appropriation for this fiscal year.

CHAPTER III

ENERGY AND WATER DEVELOPMENT

DEPARTMENT OF DEFENSE—CIVIL

DEPARTMENT OF THE ARMY

CORPS OF ENGINEERS—CIVIL

GENERAL INVESTIGATIONS

The conference agreement includes a rescission of \$10,000,000 as proposed by the House and the Senate.

CONSTRUCTION, GENERAL

The conference agreement includes a rescission of \$60,000,000 as proposed by the Senate instead of \$40,000,000 as proposed by the House.

Columbia River Juvenile Fish Mitigation, Oregon and Washington.—The conferees reiterate language regarding the juvenile fish mitigation program and surface collection bypass systems contained in Senate Report 103-291 and agreed to in the statement of the managers accompanying Public Law 103-316, the Energy and Water Development Appropriations Act, 1995. The conferees expect the Corps of Engineers to move forward aggressively to test and install project modifications that improve the effectiveness and efficiency of bypass systems. One modification, identified by both Federal and private engineers, is baffled or slotted spillway gates. Experience from non-Federal Columbia River dams indicates that slotted spillway gates could improve fish passage efficiency and reduce dissolved gas saturation levels, as well as the cost of the fish spill program. A larger percentage of juvenile fish could be passed through the project using significantly less water than would occur with existing, unmodified spillways.

The conferees direct the Corps to begin work immediately to design, construct and test spillway gate modifications at The Dalles and on one other project by next spring. The Corps is encouraged to use private sector engineering firms and any other available means to accelerate the work, as necessary, to assist in completing this effort early in 1996. The Corps shall report to the Committees on Appropriations on the progress of this effort by August 15, 1995.

DEPARTMENT OF THE INTERIOR

BUREAU OF RECLAMATION

OPERATION AND MAINTENANCE

The conference agreement includes a rescission of \$10,000,000 as proposed by the House and the Senate.

DEPARTMENT OF ENERGY

GENERAL APPLICATION OF RESCISSIONS

The conferees direct that the reductions be applied as broadly as possible without targeting, disproportionately affecting or terminating any single project or activity, including congressional directives and priorities. Reductions should be taken against low priority, noncritical activities to the greatest extent possible, and the Department should use this as an opportunity to review and reduce uncosted balances remaining in many program areas.

ENERGY SUPPLY, RESEARCH AND DEVELOPMENT ACTIVITIES

The conference agreement rescinds \$74,000,000 for Energy Supply, Research and Development Activities instead of \$116,500,000 as proposed by the House and \$71,500,000 as proposed by the Senate. Differences between the House and Senate recommendations are explained below.

Solar and Renewable Energy.—The conferees agree to rescind \$30,000,000 instead of \$35,000,000 as proposed by the House and \$25,000,000 as proposed by the Senate. The conferees direct that renewable energy programs that are being cost-shared with U.S. industry for research and development and commercialization collaboratives and technology validation be preserved, to the extent possible, so that program downsizing will not adversely affect the industry co-investors in U.S. programs. Also, reductions should be applied, to the extent possible, to increases provided in fiscal year 1995 over the fiscal year 1994 levels including the global climate change programs in order to preserve needed research priorities.

Environmental, Safety and Health.—The conference agreement includes a rescission of \$6,000,000 as proposed by the House and the Senate.

Biological and Environmental Research.—The conferees agree to rescind \$10,000,000 instead of \$15,000,000 as proposed by the House and \$5,000,000 as proposed by the Senate.

Fusion Energy.—The conferees agree to rescind \$7,500,000 instead of \$15,000,000 as proposed by the Senate. The House had proposed no rescission for this program. The conferees direct that the fiscal year 1995 rescission be taken evenly from every component of the program, domestic and international, and that no program or project should be held harmless.

Basic Energy Sciences.—The conference agreement rescinds \$5,000,000 as proposed by the House and the Senate.

Advanced Neutron Source.—The conference agreement rescinds \$7,500,000 as proposed by the House and the Senate.

Energy Oversight, Research Analysis & University Support.—The conference agreement rescinds \$8,000,000 as proposed by the House and the Senate.

Environmental Restoration and Waste Management (Nondefense).—The conferees have proposed no rescission for this program as proposed by the Senate instead of \$45,000,000 as proposed by the House.

ATOMIC ENERGY DEFENSE ACTIVITIES

DEFENSE ENVIRONMENTAL RESTORATION AND WASTE MANAGEMENT

The conferees have proposed no rescission for this program instead of \$28,000,000 as proposed by the House and \$13,000,000 as proposed by the Senate.

MATERIALS SUPPORT AND OTHER DEFENSE PROGRAMS

The conference agreement rescinds \$15,000,000 from the security investigation program as proposed by the Senate. The House had proposed no rescission for this program.

DEPARTMENTAL ADMINISTRATION

The conference agreement includes a rescission of \$20,000,000 as proposed by the House and the Senate.

POWER MARKETING ADMINISTRATIONS

CONSTRUCTION, REHABILITATION, OPERATION AND MAINTENANCE

WESTERN AREA POWER ADMINISTRATION

The conference agreement rescinds \$30,000,000 as proposed by the Senate. The House had proposed no rescission for this program.

INDEPENDENT AGENCIES

APPALACHIAN REGIONAL COMMISSION

The conference agreement includes a rescission of \$10,000,000 as proposed by the House and the Senate.

TENNESSEE VALLEY AUTHORITY

The conference agreement includes a rescission of \$5,000,000 as proposed by the House and the Senate.

CHAPTER IV

FOREIGN OPERATIONS, EXPORT FINANCING, AND RELATED PROGRAMS

BILATERAL ECONOMIC ASSISTANCE

FUNDS APPROPRIATED TO THE PRESIDENT

DEBT RESTRUCTURING

DEBT RELIEF FOR JORDAN

The conference agreement provides new budget authority of \$275,000,000 for "Debt relief for Jordan", the same as the budget request. The House had proposed an appropriation of \$50,000,000 for this purpose to cover debt owed by Jordan for direct loans issued by the Department of Defense, the Agency for International Development, and the Export-Import Bank. The Senate amendment would have provided new budget authority of \$275,000,000 to cover debt owed by Jordan for direct loans issued by these agencies as well as by the Department of Agriculture's P.L. 480 program and by the Commodity Credit Corporation. However, the Senate amendment would have limited obligations in fiscal year 1995 to \$50,000,000. The conference agreement does not contain any such limitation on obligations.

RESCISSIONS

The House bill contained rescissions totaling \$191,575,000 from specific appropriations accounts. The Senate amendment had proposed a general rescission of \$125,000,000 from any unearmarked and unobligated balances of funds provided in Public Law 103-87 and Public Law 103-306. The conference agreement contains rescissions from specific appropriations accounts totaling \$157,700,000, as described below.

MULTILATERAL ECONOMIC ASSISTANCE

FUNDS APPROPRIATED TO THE PRESIDENT

INTERNATIONAL ORGANIZATIONS AND PROGRAMS

The conference agreement rescinds \$15,000,000 from funds appropriated in Public Law 103-306 for "International organizations and programs". The House bill proposed a rescission of \$25,000,000 from this account. The Senate amendment did not contain a provision on this matter.

BILATERAL ECONOMIC ASSISTANCE

FUNDS APPROPRIATED TO THE PRESIDENT

AGENCY FOR INTERNATIONAL DEVELOPMENT

DEVELOPMENT ASSISTANCE FUND

The conference agreement rescinds \$41,300,000 from "Development assistance fund". The House bill had proposed a rescission of \$45,500,000 from this account. The Senate amendment did not contain a provision on this matter.

POPULATION, DEVELOPMENT ASSISTANCE

The conference agreement rescinds \$19,000,000 from "Population, development

assistance". The House bill had proposed a rescission of \$9,000,000 from this account. The Senate amendment did not contain a provision on this matter.

DEVELOPMENT FUND FOR AFRICA

The conference agreement rescinds \$21,000,000 from "Development fund for Africa". Neither the House bill nor the Senate amendment addressed this matter.

DEBT RESTRUCTURING UNDER THE ENTERPRISE FOR THE AMERICAS INITIATIVE

The conference agreement rescinds \$2,400,000 from "Debt restructuring under the Enterprise for the Americas Initiative", the same as recommended in the House bill. The Senate amendment did not contain a provision on this matter.

ECONOMIC SUPPORT FUND

The conference agreement rescinds \$25,000,000 from "Economic Support Fund". The House bill had proposed total rescissions of \$42,975,000, including \$7,500,000 from funds provided in Public Law 103-306; \$20,000,000 from funds provided in Public Law 103-87; and \$15,475,000 from funds provided in Public law 102-391 and prior appropriations acts, including earmarked funds. The conference agreement does not rescind funds earmarked for Camp David countries. The Senate amendment did not contain a provision on this matter.

OPERATING EXPENSES OF THE AGENCY FOR INTERNATIONAL DEVELOPMENT

The conference agreement rescinds \$2,000,000 from "Operating expenses of the Agency for International Development". The House bill had proposed a rescission of \$5,000,000 from this account. The Senate amendment did not contain a provision on this matter.

ASSISTANCE FOR THE NEW INDEPENDENT STATES OF THE FORMER SOVIET UNION

The conference agreement rescinds \$25,000,000 from funds provided in this account and allocated for the Russian government. The House bill proposed total rescissions of \$47,700,000, including \$17,500,000 from funds provided in Public Law 103-306 and \$30,200,000 from funds provided in Public Laws 103-87 and 102-391. The House bill did not limit these rescissions to funds allocated for the Russian government. The Senate amendment did not contain a provision on this matter.

MILITARY ASSISTANCE

FUNDS APPROPRIATED TO THE PRESIDENT

PEACEKEEPING OPERATIONS

The conference agreement rescinds \$3,000,000 from "Peacekeeping operations". The House bill had proposed a rescission of \$4,500,000 from this account. The Senate amendment did not contain a provision on this matter.

EXPORT ASSISTANCE

FUNDS APPROPRIATED TO THE PRESIDENT

TRADE AND DEVELOPMENT AGENCY

The conference agreement rescinds \$4,000,000 from "Trade and Development Agency". The House bill had proposed a rescission of \$4,500,000 from this account. The Senate amendment did not contain a provision on this matter.

CHAPTER V

DEPARTMENT OF THE INTERIOR AND RELATED AGENCIES

DEPARTMENT OF THE INTERIOR

BUREAU OF LAND MANAGEMENT

MANAGEMENT OF LANDS AND RESOURCES

The conference agreement rescinds \$70,000 from Management of Lands and Resources to be derived from amounts available for developing and finalizing the Roswell Resource Management Plan/Environmental Impact Statement and the Carlsbad Resource Management Plan Amendment/Environmental Impact Statement, and places a moratorium on the implementation of such plans. This provision was identical in the House and Senate bills.

CONSTRUCTION AND ACCESS

The conference agreement rescinds \$900,000 from Construction and Access, instead of \$4,500,000 as proposed by the House and \$2,100,000 as proposed by the Senate. The managers agree to the following rescissions:

	House bill	Senate bill	Conference agreement
Campbell Creek Environmental Education Center, AK	— \$3,500,000	— \$2,100,000	— \$900,000
Yaquina Head Ecological Interpretive Center, OR	— 1,000,000		
Total	— 4,500,000	— 2,100,000	— 900,000

PAYMENTS IN LIEU OF TAXES

The conference agreement rescinds \$2,500,000 from Payments in Lieu of Taxes instead of \$5,000,000 as proposed by the House and \$0 as proposed by the Senate.

LAND ACQUISITION

The conference agreement rescinds \$1,497,000 from Land Acquisition as proposed by the Senate, instead of \$1,997,000 as proposed by the House. The managers agree to the following rescissions:

	House bill	Senate bill	Conference agreement
Organ Mountains, NM	— \$500,000		
Oregon City, OR	— 728,000	— 728,000	— 728,000
Pariette Wetlands, UT	— 185,000	— 185,000	— 185,000
Warner Lake, OR	— 584,000	— 584,000	— 584,000
Total	— 1,997,000	— 1,497,000	— 1,497,000

UNITED STATES FISH AND WILDLIFE SERVICE RESEARCH MANAGEMENT

The conference agreement includes no rescission from Resource Management as proposed by the Senate, instead of \$2,000,000 for endangered species listing activities as proposed by the House. The 1995 Defense Supple-

mental Appropriations Act, Public Law 104-6, contained a rescission of \$1,500,000 for activities involving the listing of endangered species and the designation of critical habitat, and prohibited the Fish and Wildlife Service from using other funds to make final listings or critical habitat designations.

CONSTRUCTION

The conference agreement rescinds \$12,415,000 from Construction, instead of \$14,390,000 as proposed by the House and \$13,215,000 as proposed by the Senate. The managers agree to the following rescissions:

	House bill	Senate bill	Conference agreement
Alaska Maritime NWR, refuge facilities	— \$1,100,000	— \$1,100,000	— \$1,100,000
Crab Orchard NWR, IL dam repairs completed	— 51,000	— 51,000	— 51,000
Flint Hills NWR, KS, office/visitor center renovations	— 649,000	— 649,000	— 649,000
Flood Damage Repair, Upper Mississippi		— 800,000	— 800,000
Grays Harbor NWR, WA, Bowerman Basin trails	— 349,000	— 174,000	— 174,000
Hatchie NWR, TN, handicapped fishing access	— 485,000	— 485,000	— 485,000
Hurricane Andrew relief funds completed	— 66,000	— 66,000	— 66,000
J. Clark Salyer NWR, ND, dam and bridge completed		— 30,000	— 30,000
Kenai NWR, AK, Skilak loop campground	— 4,097,000	— 2,697,000	— 1,897,000
Lake Ilo NWR, ND, dam completed	— 1,146,000	— 966,000	— 966,000
Little River NWR, OK, headquarters	— 2,500,000	— 2,500,000	— 2,500,000
Lower Suwannee NWR, FL, bridge completed	— 20,000	— 20,000	— 20,000
Lower Suwannee NWR, FL, facility completed	— 139,000	— 139,000	— 139,000
Mark Twain NWR, IL, Brussels/Wapello, boat ramp	— 408,000	— 408,000	— 408,000
Stillwater NWR, NV, water delivery system	— 1,200,000	— 1,200,000	— 1,200,000
Stone Lakes NWR, CA, water supply	— 293,000	— 43,000	— 43,000
Tensas NWR, LA, public use access road	— 150,000	— 140,000	— 150,000
Tishomingo NWR, OK, administrative office	— 422,000	— 422,000	— 422,000
Trempealeau NWR, WI, Lower Barrier Dike comp	— 33,000	— 33,000	— 33,000
Upper Mississippi NWR, MN, repair public access	— 959,000	— 959,000	— 949,000
Upper Mississippi NWR, NM, boat ramps	— 319,000	— 319,000	— 319,000
White River NWR, AR, Essex Bayou bridge comp	— 4,000	— 4,000	— 4,000
Total	— 14,390,000	— 13,215,000	— 12,415,000

LAND ACQUISITION
The conference agreement rescinds \$1,076,000 from Land Acquisition, instead of

\$7,345,000 as proposed by the House and \$3,893,000 as proposed by the Senate. The managers agree to the following rescissions:

	House bill	Senate bill	Conference agree- ment
Anahuac NWR, TX		— \$309,000	— \$278,000
Canaan Valley NWR, WV	— \$500,000		
EB Forsythe NWR, NJ	— 2,800,000	— 1,152,000	— 140,000
Grays Harbor NWR, WA	— 749,000		
Great Meadows NWR, MA	— 352,000	— 331,000	— 331,000
James Campbell NWR, HI		— 704,000	
Lake Umbagog NWR, ME, NH	— 2,250,000	— 430,000	
Moapa Valley NWR, NV		— 327,000	— 327,000
Petit Manan NWR, ME	— 461,000	— 423,000	
Walnut Creek NWR, IA	— 233,000	— 217,000	
Total	— 7,345,000	— 3,893,000	— 1,076,000

NATIONAL BIOLOGICAL SURVEY
RESEARCH, INVENTORIES, AND SURVEYS
The conference agreement rescinds \$14,549,000 from Research, Inventories, and

Surveys, instead of \$16,680,000 as proposed by the House and \$12,544,000 as proposed by the Senate. The managers agree to the following rescissions:

	House bill	Senate bill	Conference agree- ment
Research	— \$8,660,000	— \$849,000	— \$849,000
Inventory and Monitoring	— 3,350,000	— 1,200,000	— 2,200,000
Information Transfer	— 1,870,000	— 620,000	— 1,200,000
Cooperative Research Units	— 1,450,000		
Facilities Operation and Maintenance	— 750,000		
Administration	— 600,000	— 175,000	— 600,000
Unobligated carryover from 1994		— 9,700,000	— 9,700,000
Total	— 16,680,000	— 12,544,000	— 14,549,000

The conference agreement does not identify specific program cuts for the research, inventory and monitoring, and information transfer activities.

The managers recognize that rescissions at this time of year have significant impacts on agency programs, facilities, and personnel. Future budgets are unlikely to allow for restoration of the funds proposed for rescission,

thus, lower priority areas should be the focus of fiscal year 1995 adjustments. The agency should try to avoid facility closures in this fiscal year. But, in preparing for action on the fiscal year 1996 budget, the National Biological Service should review all programs and facilities in light of the need for possible future reductions, closures, or consolidations.

NATIONAL PARK SERVICE

CONSTRUCTION

The conference agreement rescinds \$20,890,000 from Construction, instead of \$22,831,000 as provided by the House and \$25,970,000 as proposed by the Senate. The managers agree to the following rescissions:

	House bill	Senate bill	Conference agree- ment
Bering Land Bridge NPP, Employee housing, AK		— \$264,000	
Big South Fork NRA, Reconstruct Lodge & Fac., TN		— 271,000	— \$271,000
Blue Ridge Parkway (Admin.), NC		— 905,000	
Blue Ridge Parkway (Fisher Peak), VA	— \$4,900,000	— 4,900,000	— 4,900,000
Chamizal NM, TX	— 1,200,000	— 1,200,000	— 1,200,000
Chickamauga-Chattanooga NMP, GA	— 1,900,000	— 1,900,000	— 1,900,000
Cuyahoga Valley NRA, OH	— 200,000		— 200,000
Cuyahoga Valley NRA, Boston Store, OH		— 1,734,000	
Cuyahoga Valley NRA, OH, Remove Abandoned Structures		— 259,000	
Gates of the Arctic NPP, Employee Bunkhouse, AK		— 778,000	— 778,000
Glacier Bay NPP, Employee Housing, AK		— 800,000	— 800,000
Grand Canyon NP, AZ	— 2,000,000	— 2,000,000	— 2,000,000
Indiana Dunes, Phase I Goodfellow Camp, IN		— 788,000	
Lincoln Research Center, IL	— 5,100,000	— 5,100,000	— 5,100,000
Lowell Historic Preservation Commission, MA	— 1,773,000		— 388,000
Lowell NHP, Rehab. Kirk St. Agent's house, MA		— 849,000	— 435,000
Maine Acadian Culture (Tech. assistance), ME	— 995,000	— 995,000	— 995,000
Monocacy NB (Gambrill), MD	— 863,000	— 1,473,000	— 1,473,000
National Trail Center, IA	— 3,700,000		
Steamtown NHS, PA		— 1,002,000	— 250,000
Ulysses S. Grant NHS, (structure rehab.), MO		— 552,000	
Vicksburg NB (tech. assistance), MS	— 200,000	— 200,000	— 200,000
Total	— 22,831,000	— 25,970,000	— 20,890,000

Bill language has been included to specify that the rescission applies to fiscal year 1995 and prior year funds.

URBAN PARK AND RECREATION FUND

The conference agreement rescinds \$7,480,000 from the Urban Park and Recreation Fund as proposed by both the House

and the Senate. This will eliminate the program in fiscal year 1995.

While the program's goal of providing incentives for cities to improve their recreational opportunities is of value, the managers believe that, given the size of the federal deficit, programs of this nature are appropriately left to State and local governments.

LAND ACQUISITION AND STATE ASSISTANCE

The conference agreement rescinds \$13,634,000 from Land Acquisition and State Assistance, instead of \$16,509,000 as proposed by the House and \$9,983,000 as proposed by the Senate. The managers agree to the following rescissions:

	House bill	Senate bill	Conference agree- ment
Acadia NP, ME	— \$1,000,000	— \$667,000	— \$363,000
Alaska Exchange, AK		— 100,000	— 100,000
Allegheny Portage NHS, PA		— 365,000	— 365,000
Antietam NB, MD	— 1,400,000	— 700,000	— 1,100,000
Big South Fork NRA, TN, KY	— 500,000	— 500,000	— 500,000
Biscayne NP, FL		— 393,000	
Black Canyon of the Gunnison NM, CO		— 93,000	— 93,000
Chaco Culture NHP, NM	— 271,000		
Colonial NHP, VA		— 13,000	— 13,000
Congaree Swamp NM, SC	— 100,000	— 100,000	— 100,000
C&O Canal NHP, MD, WV, DC	— 205,000		— 100,000
Denali NPP, AK	— 4,800,000	— 1,000,000	— 4,800,000
Fire Island NS, NY	— 300,000	— 300,000	— 300,000

	House bill	Senate bill	Conference agree- ment
Ft. Raleigh NHS, NC	— 372,000	— 372,000	— 56,000
Gulf Islands NS, FL, MS		— 55,000	— 55,000
Jefferson Expansion Memorial, IL	— 700,000		
Lowell NHP, MA	— 447,000	— 447,000	— 321,000
Natchez NHP, MS	— 321,000		
North Cascades NP, WA		— 31,000	— 31,000
Obed River WSR, TN	— 261,000	— 261,000	— 261,000
Palo Alto NB, TX	— 494,000		
Petersburg NB, VA		— 119,000	— 119,000
Pictured Rocks NS, MI		— 133,000	— 133,000
Salem Maritime NHS, MA		— 160,000	
Salt River NHP, VI	— 3,000,000	— 3,000,000	— 3,000,000
San Antonio Missions NHP, TX	— 424,000	— 424,000	— 424,000
Utah Land Exchanges, UT		— 100,000	— 100,000
Valley Forge NHP, PA	— 1,300,000	— 650,000	— 1,300,000
Weir Farm NHS, CT	— 614,000		
Total	— 16,509,000	— 9,983,000	— 13,634,000

**MINERALS MANAGEMENT SERVICE
ROYALTY AND OFFSHORE MINERALS
MANAGEMENT**

The conference agreement rescinds \$514,000 from Royalty and Offshore Minerals Management for environmental studies, instead of \$0 as proposed by the House and \$814,000 as proposed by the Senate.

The managers expect the Service to initiate the Northeastern Gulf of Mexico circulation modeling study in fiscal year 1995 as planned. As in the past, the managers encourage the Service to concentrate its Outer Continental Shelf environmental study efforts in those areas where there is active leasing and production.

**BUREAU OF INDIAN AFFAIRS
OPERATION OF INDIAN PROGRAMS**

The conference agreement rescinds \$4,850,000 from Operation of Indian Programs, instead of \$4,046,000 as proposed by the House and \$11,350,000 as proposed by the Senate. The managers agree to the following rescissions:

	House bill	Senate bill	Conference agree- ment
Indian Self-Determination Fund		— \$2,000,000	— \$2,000,000
Education-Forward Funding		— 750,000	— 750,000
Central Office Operations		— 4,500,000	— 500,000
Area Office Operations		— 3,000,000	
Special Tribal Courts	— \$1,463,000		
Indian Business Development Grants	— 2,583,000		— 500,000
Community Reservation Economic Development		— 600,000	— 600,000
Indian Rights Protection		— 500,000	— 500,000
Total	— \$4,046,000	— 11,350,000	— 4,850,000

The \$750,000 proposed for rescission from forward-funded education programs should be derived by reducing travel not related to student transportation. This decrease should be derived by taking a pro rata reduction to

forward-funded Indian School Equalization Program (ISEP) formula funds.

CONSTRUCTION

The conference agreement rescinds \$9,571,000 from Construction as proposed by

the Senate, instead of \$10,309,000 as proposed by the House. The managers agree to the following rescissions:

	House bill	Senate bill	Conference agree- ment
Employee Housing	— \$2,900,000	— \$2,900,000	— \$2,900,000
Contingency Funds	— 4,000,000	— 4,000,000	— 4,000,000
Emergency Shelters	— 2,000,000	— 1,671,000	— 1,671,000
Fish hatchery Rehab	— 1,409,000		
General Reduction		1,000,000	
Education, Facility Improvement & Rehab			— 500,000
Resource Management			— 500,000
Total	— 10,309,000	— 9,571,000	— 9,571,000

The conference agreement does not include a general reduction for construction, as proposed by the Senate, but has replaced that rescission with reductions of \$500,000 for education facility improvement and rehabilitation and \$500,000 for resource management.

Bill language has been included to specify that the rescission applies to fiscal year 1995 and prior year funds.

INDIAN DIRECT LOAN PROGRAM ACCOUNT

The conference agreement rescinds \$1,700,000 for the Indian Direct Loan Program Account, instead of \$0 as proposed by the House and \$1,900,000 as proposed by the Senate.

The \$200,000 which has been restored is to cover the expert witness costs of the Red

Lake Chippewa Tribe and Minnesota Chippewa Tribe.

**TERRITORIAL AND INTERNATIONAL AFFAIRS
ADMINISTRATION OF TERRITORIES**

The conference agreement rescinds \$1,938,000 from Administration of Territories, instead of \$2,438,000 as proposed by the House and \$1,900,000 as proposed by the Senate. The managers agree to the following rescissions:

	House bill	Senate bill	Conference agree- ment
Disaster assistance	— \$438,000		— \$438,000
Maintenance assistance	— 2,000,000	— \$400,000	
Technical assistance		— 750,000	— 750,000
Insular Management		— 750,000	— 750,000
Total	— 2,438,000	1,900,000	— 1,938,000

TRUST TERRITORY OF THE PACIFIC ISLANDS

The conference agreement rescinds \$32,139,000 from the Trust Territory of the Pacific Islands for government operations grants as proposed by both the House and the Senate.

COMPAT OF FREE ASSOCIATION

The conference agreement rescinds \$1,000,000 from the Compact of Free Associa-

tion as proposed by the Senate, instead of \$0 as proposed by the House.

DEPARTMENTAL OFFICES

Office of the Secretary

SALARIES AND EXPENSES

The conference agreement includes no rescission for the Office of the Secretary as proposed by the House, instead of \$150,000 for aircraft services as proposed by the Senate.

DEPARTMENT OF AGRICULTURE

FOREST SERVICE

FOREST RESEARCH

The conference agreement rescinds \$6,000,000 from Forest Research as proposed by both the House and the Senate.

STATE AND PRIVATE FORESTRY

The conference agreements rescinds \$7,800,000 from State and Private Forestry for the Forest Legacy program, instead of

\$12,500,000 as proposed by the House and \$6,250,000 as proposed by the Senate.

INTERNATIONAL FORESTRY

The conference agreements \$2,000,000 from International Forestry, instead of \$1,000,000

as proposed by the House and \$3,000,000 as proposed by the Senate.

NATIONAL FOREST SYSTEM

The conference agreement rescinds \$1,650,000 from the National Forest System,

instead of \$3,327,000 as proposed by the House and \$0 as proposed by the Senate. The managers agree to the following rescissions:

	House bill	Senate bill	Conference agreement
Recreation use, wilderness management	— 500,000	.....	— 250,000
General Administration	— 2,827,000	.....	— 1,400,000
Total	— 3,327,000	.....	— 1,650,000

The managers are concerned that adequate public comments be provided on the environmental assessment for the proposed Inland Native Fish Strategy that will provide interim management for resident fish in the inland Rocky Mountains, and expect the

Forest Service to hold extensive public hearings in the affected States to obtain complete public input on this issue.

CONSTRUCTION

The conference agreement rescinds \$6,072,000 from Construction, instead of

\$4,919,000 as proposed by the House and \$7,824,000 as proposed by the Senate. The managers agree to the following rescissions:

	House bill	Senate bill	Conference agreement
Alabama NFs, Bankhead NF, Clear Creek campground	— \$418,000	— \$415,000	— \$415,000
Arapaho-Roosevelt NF, CO, Boulder office	— 50,000	— 50,000	— 50,000
Chequamegon NF, WI, Northern Great Lakes Visitors Center .....	.....	— 300,000	.....
Croatian NF, NC, Cedar Point & Flanders Beach campground .....	.....	— 599,000	.....
FA&O Change Orders/Claims Region 9 .....	.....	— 100,000	— 100,000
Florida NFs, Ocala NF, Salt Springs rehab	— 599,000	— 515,000	— 515,000
Florida NFs, Ocala NF, Salt Springs roads .....	.....	— 457,000	.....
Hiawatha NF, MI, St. Ignace admin. site	— 210,000	.....	— 210,000
Job Corps, Region 8, 3 Ranger Dist. Expansions .....	.....	— 413,000	.....
Kaibab NF, AZ, Chalender Ranger Station	— 85,000	.....	.....
Lake Tahoe Basin Mgt. Unit, CA, Supervisors Office .....	.....	— 486,000	— 486,000
Lolo NF, MT, Seeley Lake warehouse	— 239,000	— 214,000	— 214,000
Los Padres NF, CA, Arroyo Seco Rec. Site .....	.....	— 1,469,000	— 1,469,000
Nebraska NF, Hudson-Meng, Prairie Center design	— 231,000	.....	.....
North Carolina NFs, NC, Cradle of Forestry .....	.....	— 500,000	.....
North Carolina NFs, NC, Uwharrie NF, Badin Lake campground	— 399,000	— 134,000	.....
Pike/San Isabel, CO: Twin Lakes Rec area rehab	— 370,000	— 330,000	— 330,000
Routt NF, CO, Fish Creek Falls Rec. area	— 77,000	.....	.....
Routt NF, CO, Routt Office	— 211,000	— 161,000	— 161,000
Sierra NF, CA, Huntington/Deer Creek .....	.....	— 309,000	— 309,000
Sierra NF, CA, Huntington/Deer Creek Roads .....	.....	— 635,000	— 635,000
Texas NF, Cagle campground	— 238,000	— 230,000	— 230,000
Texas NF, Cagle campground roads .....	.....	— 114,000	— 61,000
Toiyabe NF, NV, Carson Office Expansion	— 360,000	.....	.....
Tongass-Chatham NF, AK, Hoonah warehouse	— 494,000	.....	— 494,000
Wasatch-Cache NF, UT, Salt Lake District Office	— 351,000	— 351,000	— 351,000
White River: Maroon Valley rec area	— 95,000	— 42,000	— 42,000
White River, CO: Redstone campground rehab	— 492,000	.....	.....
Total	— 4,919,000	— 7,824,000	— 6,072,000

The managers agree that the Forest Service should reprogram \$487,000 from the Croatan NF, NC, Cedar Point-Flanders Beach Campground to the North Carolina NFs, Cradle of Forestry to provide funding for the exhibits at this facility.

The conference agreement includes bill language, as proposed by the Senate, which corrects a reference in the fiscal year 1995 appropriation.

LAND ACQUISITION

The conference agreement rescinds \$1,429,000 from Land Acquisition, instead of \$3,974,000 as proposed by the House and \$3,720,000 as proposed by the Senate. The managers agree to the following rescissions:

	House bill	Senate bill	Conference agreement
Chattooga WSR	— \$405,000	.....	.....
Colorado Wilderness, CO	— 300,000	.....	— 300,000
Green Mountain NF, VT	— 1,600,000	.....	.....
Osceola NF, FL .....	.....	— 400,000	— 400,000
Pinhoti Trail, AL, trail acquisition	— 257,000	— 135,000	— 135,000
Caribbean NF, PR .....	.....	— 163,000	.....
Rio Grande NF (Kit Carson), CO .....	.....	— 1,500,000	.....
Seneca Rocks, WV	— 422,000	.....	.....
Uwharrie NF, NC inholdings	— 900,000	— 621,000	— 89,000
Wayne NF, OH	— 90,000	— 704,000	— 308,000
Wisconsin NFs .....	.....	— 197,000	— 197,000
Total	— 3,974,000	— 3,720,000	— 1,429,000

The conference agreement modifies bill language proposed by the Senate which would prohibit the Forest Service from using available land acquisition funds to initiate new acquisitions of private lands within the Wayne National Forest. The managers expect the Forest Service to honor any exist-

ing commitment where the Service has signed an option to buy with the land owner.

DEPARTMENT OF ENERGY

FOSSIL ENERGY RESEARCH AND DEVELOPMENT

The conference agreement rescinds \$18,100,000 from Fossil Energy Research and

Development, instead of \$18,650,000 as proposed by the House and, \$20,750,000 as proposed by the Senate. The managers agree to the following rescissions:

	House bill	Senate bill	Conference agreement
Natural Gas Research:			
Coal bed methane	— \$1,250,000	— \$1,250,000	— \$1,250,000
Advanced computational technology	— 3,500,000	— 3,500,000	.....
Planar solids oxide fuel cells	— 1,700,000	— 1,700,000	— 1,700,000
Prior Year Unobligated (offset) .....	.....	.....	— 720,000
Gas to liquids	— 1,000,000	— 1,000,000	— 1,000,000
Subtotal, Natural Gas Research	— 7,450,000	— 7,450,000	— 4,670,000

	House bill	Senate bill	Conference agree- ment
Oil Research:			
Advanced computational technology	-1,500,000	-4,000,000	.....
Class 4 recovery field demonstration projects	-5,000,000	-1,000,000	-5,000,000
Subtotal, Oil Research	-6,500,000	-5,000,000	-5,000,000
Coal Research:			
Gasification project improvement facility, WV	-1,200,000	.....	-1,200,000
Liquefaction research (indirect)	-2,000,000	-2,000,000	-150,000
Liquefaction research (direct)	-1,500,000	-1,500,000	-1,000,000
Prior Year Unobligated (offset) .....	.....	.....	-1,280,000
Mild Gasification project, IL .....	.....	-4,800,000	-4,800,000
Subtotal, Coal Research	-4,700,000	-8,300,000	-8,430,000
Total, Fossil Energy Research & Development	-18,650,000	-20,750,000	-18,100,000

The managers expect that the funds remaining for the gasification product improvement facility in West Virginia and the mild gasification facility in Illinois, after necessary closeout costs, will be made available for high priority, in-house gasification research activities.

The managers have included a rescission of \$2,000,000 which is an offset for funds which are available from unobligated prior year balances in the gas research (\$720,000) and

coal research (\$1,280,000) programs. These reductions are taken to replace partially the fiscal year 1995 funds that were recommended for rescission by both the House and the Senate but which have been obligated by the Department since the original rescission recommendations were made.

NAVAL PETROLEUM AND OIL SHALE RESERVES

The conference agreement includes no rescission from the Naval Petroleum and Oil

Shale Reserves, instead of \$21,000,000 as proposed by the House and \$11,000,000 as proposed by the Senate.

ENERGY CONSERVATION

The conference agreement rescinds \$49,628,000 from Energy Conservation, instead of \$59,928,000 as proposed by the House and \$48,628,000 as proposed by the Senate. The managers agree to the following rescissions:

	House bill	Senate bill	Conference agree- ment
Buildings:			
Federal Energy Management Program planning .....	.....	-\$1,000,000	-\$1,000,000
Federal energy efficiency fund	-\$5,000,000	-5,000,000	-5,000,000
Rebuild America (leaves \$5.5 million for effort)	-2,500,000	-2,500,000	-2,500,000
Market pull partnerships in the areas of heating and cooling	-510,000	-510,000	-510,000
Codes and standards—State assistance .....	.....	-1,000,000	-1,000,000
General Reduction .....	.....	-1,000,000	.....
Subtotal, Buildings	-8,010,000	-11,010,000	-10,010,000
Industry:			
Steelmaking demonstration project (FY 1994 funding)	-13,700,000	-13,700,000	-13,700,000
Electric drives	-347,000	-347,000	-347,000
Climate-wise initiative (leaves \$2.4 million for project)	-1,571,000	-1,571,000	-1,571,000
General Reduction .....	.....	-3,000,000	.....
Subtotal, Industry	-15,618,000	-18,618,000	-15,618,000
Transportation:			
Fleet demonstration vehicle purchases	-20,000,000	-5,000,000	-10,000,000
Partnership for new generation vehicles initiative	-1,500,000	-1,500,000	-1,500,000
General Reduction .....	.....	-1,000,000	.....
Alternative Fuels (excluding vehicle purchases) .....	.....	.....	-500,000
Electric and Hybrid Vehicles .....	.....	.....	-500,000
Subtotal, Transportation	-21,500,000	-7,500,000	-12,500,000
Technical and Financial Assistance:			
Weatherization assistance program	-14,800,000	-10,000,000	-11,500,000
General Reduction .....	.....	-1,500,000	.....
Subtotal, Technical and Financial Assistance	-14,800,000	-11,500,000	-11,500,000
Total, Energy Conservation	-59,928,000	-48,628,000	-49,628,000

The conference agreement does not include a general reduction in transportation programs, as proposed by the Senate, but has replaced that rescission with reductions of \$500,000 for alternative fuels activities, excluding Federal fleet purchases, and \$500,000 for electric and hybrid vehicles.

The managers agree that the Department of Energy should ensure that all the remaining, available funds for Federal fleet vehicle purchases of alternatively fueled vehicles should be used for a well-balanced program which includes both original equipment manufactured vehicles and converted vehicles. The Department should concentrate its limited resources on getting these vehicles widely spread across all non-Defense Federal agencies. The long-term viability of the program depends on participation by all Federal agencies. The Department of Defense funds its own program for alternatively fueled vehicle purchases. The funds currently available to the Department of Energy should

concentrate on the other agencies. None of the funds available from fiscal year 1995 or from prior year appropriations should be used for the purchase of alternatively fueled vehicles for the Department of Defense. Further, all Federal agencies should be encouraged to budget for future alternatively fueled vehicle purchases in their own budget requests.

The managers expect that the rescission for the weatherization assistance program should not interfere with the adoption of the new distribution formula. The new formula should be applied and this rescission should then be assessed against each State in the same proportion as the funds were distributed under the new formula.

The managers agree that the many new programs funded in fiscal year 1995 and proposed for funding in fiscal year 1996, through the climate change action plan, should not be protected at the expense of successful, ongoing programs.

DEPARTMENT OF EDUCATION

OFFICE OF ELEMENTARY AND SECONDARY EDUCATION

INDIAN EDUCATION

The conference agreement rescinds \$2,000,000 from Indian Education as proposed by both the House and the Senate.

OTHER RELATED AGENCIES

SMITHSONIAN INSTITUTION

CONSTRUCTION AND IMPROVEMENTS, NATIONAL ZOOLOGICAL PARK

The conference agreement rescinds \$1,000,000 from Construction and Improvements, National Zoological Park as proposed by both the House and Senate.

CONSTRUCTION

The conference agreement rescinds \$11,512,000 from Construction, instead of \$31,012,000 as proposed by the House and \$11,237,000 as proposed by the Senate. The managers agree to the following rescissions:

	House bill	Senate bill	Conference agree- ment
Post Office Building renovation	-\$1,700,000	-\$1,700,000	-\$1,700,000
Air and Space Extension	-3,900,000	-3,900,000	-3,900,000
Air and Space Extension planning	-375,000	-	-275,000

	House bill	Senate bill	Conference agree- ment
NMAI Cultural Center in Suitland, MD	— 21,900,000	— 2,500,000	— 2,500,000
NMAI—Mall facility planning	— 987,000	— 987,000	— 987,000
Alterations and Modifications Act. (delays 10 display projects)	— 2,150,000	— 2,150,000	— 2,150,000
Total	— 31,012,000	— 11,237,000	— 11,512,000

The managers have restored \$19.4 million of the funds proposed for rescission by the House to begin construction of the National Museum of the American Indian Cultural Resources Center in Suitland, Maryland. This will bring the total federal contribution to date for this project to \$27.8 million including all planning and design costs.

While the managers are sensitive of the need to provide for the adequate storage and conservation needs of the National Museum of the American Indian collection, the managers are concerned about the total operating and construction costs associated with the Custom House facility in New York, the Cultural Resource Center in Maryland and the proposed Mall Museum. The managers encourage the Smithsonian to seek nonFederal funding to assist with the construction of the Suitland facility and further urge the Smithsonian to work with the House and Senate Appropriations Committees to reduce the scope and cost of the resource center.

The managers also direct the Smithsonian to develop additional cost scenarios for the proposed Mall facility, including downsizing the museum building and decreasing the amount of Federal appropriations.

The managers urge the Smithsonian to name an independent board to review the Institutions complete collections. The Smithsonian currently owns or leases 40 storage facilities to house the 138 million objects in its collections. Providing adequate and appropriate space for these collections emerges repeatedly as the most critical collections management priority. Because of the severe

lack of adequate space, objects are stored in potentially dangerous conditions. In light of current budget constraints the managers believe it is prudent for the Smithsonian to begin to evaluate all its collections with a view towards possible downsizing of the collections as one means to address the storage problems.

Of the \$375,000 currently available for planning of the National Air and Space Museum Extension, \$275,000 is rescinded. The managers continue to have serious concerns regarding the federal government's ultimate responsibility for costs associated with the Smithsonian's involvement in this project. The managers understand that construction costs for this project will be financed through a combination of state and local funding, including bonds and an interest-free loan. Prior to appropriating additional planning dollars for this project, the managers require more detailed information and binding commitments regarding the revised scope of the project and how it will be financed. Documentation of estimated operating costs will be necessary in order for the managers to make an informed decision on future funding. It is the managers intention that no federal funds will be appropriated for the construction of this facility.

NATIONAL GALLERY OF ART

REPAIR, RESTORATION, AND RENOVATION OF BUILDINGS

The conference agreement rescinds \$407,000 from Repair, Restoration, and Renovation of Buildings as proposed by both the House and

the Senate to eliminate the remaining funds for a proposed sculpture garden.

JOHN F. KENNEDY CENTER FOR THE PERFORMING ARTS

CONSTRUCTION

The conference agreement rescinds \$3,000,000 from Construction as proposed by both the House and the Senate.

WOODROW WILSON INTERNATIONAL CENTER FOR SCHOLARS

SALARIES AND EXPENSES

The conference agreement rescinds \$1,000,000 from Salaries and Expenses as proposed by the Senate, instead of \$2,300,000 as proposed by the House.

The managers agree that none of the funds available to the Center for outfitting space in the Federal Triangle Building or for other moving-related expenses may be used until the Center has fully delineated to the House and Senate Appropriations Committees the complete costs of the move and subsequent annual operating expenses. This information should be transmitted in writing to the Committee for approval using established reprogramming procedures.

NATIONAL FOUNDATION ON THE ARTS AND THE HUMANITIES

NATIONAL ENDOWMENT FOR THE ARTS

GRANTS AND ADMINISTRATION

The conference agreement rescinds \$5,000,000 from Grants and Administration as proposed by both the House and the Senate. The managers agree to the following rescissions:

	House bill	Senate bill	Conference agree- ment
Grants and Administration:			
Administration	— \$1,000,000	— \$1,000,000	— \$1,000,000
Grants	— 4,000,000	— 4,000,000	— 4,000,000
Total	— 5,000,000	— 5,000,000	— 5,000,000

Of the \$4,000,000 reduction in grants, the managers recommended that grants to individuals should be reduced to the extent practicable, excluding the National Heritage Fellowship Awards from any reductions.

NATIONAL ENDOWMENT FOR THE HUMANITIES

GRANTS AND ADMINISTRATION

The conference agreement rescinds \$5,000,000 from Grants and Administration as proposed by both the House and Senate. The managers agree to the following rescissions:

	House bill	Senate bill	Conference agree- ment
Grants and Administration:			
Administration	— \$1,000,000	— \$1,000,000	— \$1,000,000
Grants	— 4,000,000	— 4,000,000	— 4,000,000
Total	— 5,000,000	— 5,000,000	— 5,000,000

GENERAL PROVISIONS

Section 501. The conference agreement includes language proposed by the Senate in Section 501 of the Senate bill which prohibits the Department of the Interior from expending funds to search for the Alabama sturgeon in the Alabama River, the Cahaba River, the Tombigbee River or the Tennessee-Tombigbee Waterway in Alabama or Mississippi. The House bill included no similar provision.

Section 502. The conference agreement includes language proposed by the Senate in Section 503 of the Senate bill which prohibits the Forest Service from expending funds to implement Habitat Conservation Areas (HCAs) in the Tongass NF, AK for unlisted

species except in certain cases for goshawks, and requires Congressional notification of timber sales which may be delayed or canceled due to Goshawk HCAs. The House bill included no similar provision.

Section 503. The conference agreement includes language proposed by the Senate in Section 2011 of the Senate bill which deems sufficient certain environmental impact statements or subsistence evaluations prepared for a timber sale to one party if the Forest Service sells the timber to an alternate buyer. The House bill included no similar provision.

Section 504. The conference agreement modifies language proposed by the Senate in Section 2013 of the Senate bill which requires

each Forest Service unit to establish and adhere to a schedule for completion of NEPA analyses for grazing permits and further addresses expired permits for grazing on Forest Service lands. The House bill included no similar provision.

The conference agreement deletes language proposed by the Senate in Section 502 of the Senate bill regarding access to Back Bay NWR, VA. The House bill included no similar provision. The managers understand that an agreement has been reached between the Fish and Wildlife Service and the State of Virginia regarding access to the refuge and False Cape State Park.

The conference agreement deletes language proposed by the Senate in Section 504

of the Senate bill relating to grazing permits. Section 504 of the conference agreement includes alternative language on grazing permits which modifies Section 2013 of the Senate bill. The House bill included no similar provision.

The conference agreement includes language under Title II relating to the salvage, Pacific Northwest forest plan, and Section 318 timber programs at the Forest Service and the Bureau of Land Management. Similar language was included in section 706 of the House bill and Section 2001 of the Senate bill.

CHAPTER VI

DEPARTMENTS OF LABOR HEALTH AND HUMAN SERVICES, AND EDUCATION, AND RELATED AGENCIES

The conference agreement on Chapter VI includes a total of 45 program terminations in the Departments of Labor, Health and Human Services and Education. The following programs are terminated in fiscal year 1995:

Youth Fair Chance
Veterans Homeless Job Training
Rural Concentrated Employment Program
JTPA Capacity Building
National Commission for Employment Policy
National Center for the Workplace

Trauma Care Planning
Pacific Basin Initiative
Health Care Reform Data Analysis
New Rural Health Grants
Rural Housing
Farmworker Assistance
Demonstration Partnerships, CSBG
Crime Bill, Community Schools
Goals 2000, National Programs
School-to-Work, National Programs
Education for the Disadvantaged, Evaluations—Title I
Education Infrastructure
Dropout Demonstrations
Training in Early Childhood Education & Violence Counseling
Family & Community Endeavor Schools—Crime Bill
Vocational Education, Community-Based Organizations
Consumer and Homemaking Education
Vocational Education, Demonstrations
State Literacy Resource Centers
Literacy Training for Homeless Adults
State Postsecondary Review Entities
Native Hawaiian & Alaska Native Culture Arts
Student Financial Aid Database
National Academy of Science, Space & Technology
Douglas Teacher Scholarships
Olympic Scholarships

[In thousands of dollars]

	FY 1995 appropriation	House bill	Senate bill	Conference agreement
Adult job training	1,054,813	— 33,000	— 33,000	— 98,000
Youth job training	398,682	— 110,000	— 272,010	— 272,010
Summer youth employment (1995)	867,070	— 867,070	.....	.....
Summer youth employment (1996)	871,540	— 871,540	— 871,540	— 871,540
Displaced worker program	1,296,000	— 99,300	— 35,600	— 67,450
School-to-work	125,000	— 12,500	— 2,500	— 12,500
Job corps construction	142,029	— 10,000	— 46,404	— 10,000
Youth Fair Chance	24,785	— 24,785	— 24,785	— 24,785
Native Americans job training	64,080	— 6,408	.....	— 4,293
Migrants and seasonal farmworkers job training	85,710	— 8,571	.....	— 5,743
JTPA pilots and demonstrations	35,522	— 10,500	— 6,236	— 2,336
JTPA research and demonstration	12,196	— 3,000	— 3,000	— 3,000
Veterans homeless job training	5,011	— 5,011	.....	— 5,011
Rural concentrated employment programs	3,861	— 3,861	— 3,861	— 3,861
American Samoans	5,000	— 5,000	.....	— 5,000
Microenterprise grants	2,250	— 2,250	.....	— 2,250
JTPA capacity building	6,000	— 6,000	— 6,000	— 6,000
National Commission for Employment Policy	2,223	— 2,223	— 750	— 2,223
National Occupational Information Coordinating Committee	6,000	— 500	— 421	— 500
National Center for the Workplace	1,113	— 1,113	— 1,113	— 1,113
National Skill Standards Board	6,000	— 1,500	— 1,500	— 1,500

The conferees encourage the Labor Department to consider closing Job Corps centers with persistently poor performance to offset increased costs necessary in subsequent years to complete opening of new centers.

The conferees note that \$184,788,000 of the 1995 summer youth funds were provided as an add-on in the fiscal 1995 bill, over the amount originally provided in fiscal year 1994. These supplemental funds are available July 1, 1995. Given the uncertainty over fiscal year 1996 appropriations due to extremely tight budget constraints, the Labor Department should not discourage project sponsors from reserving these funds for the 1996 summer program.

The conference agreement for JTPA pilots and demonstrations includes \$1,400,000 for the Microenterprise Grants program and \$2,500,000 for the American Samoan employment and training program. For microenterprise grants, the agreement is sufficient to fund continuation costs. For the American Samoan program, priority should be given to continuing activities of a State agency with a proven track record involving American Samoan job training.

COMMUNITY SERVICE EMPLOYMENT FOR OLDER AMERICANS

Rescinds \$14,440,000 as proposed in both the House and Senate bills.

STATE UNEMPLOYMENT INSURANCE AND EMPLOYMENT SERVICE OPERATIONS

Rescinds \$20,000,000 for one-stop career centers as proposed by the Senate, instead of \$12,000,000 as proposed by the House, and reduces the limitation on trust funds by \$67,700,000 as proposed by the Senate instead of \$47,700,000 as proposed by the House.

EMPLOYMENT STANDARDS ADMINISTRATION

SALARIES AND EXPENSES

Deletes rescission of \$2,487,000 proposed by the House. The Senate included no rescission for this account.

OCCUPATIONAL SAFETY AND HEALTH ADMINISTRATION

SALARIES AND EXPENSES

Deletes rescission of \$19,572,000 proposed by the House. The Senate included no rescission for this account. The conference agreement includes bill language in section 602 under General Provisions related to the proposed ergonomics standards.

BUREAU OF LABOR STATISTICS

SALARIES AND EXPENSES

Rescinds \$700,000 instead of \$1,100,000 as proposed by the Senate. The House included no rescission for this account.

Teacher Corps
Harris Fellowships
Faculty Development Fellowships
College Housing Loans

The following programs are being phased out and will be terminated upon completion of current awards:

Pacific Basin Medical Officer Training
Law-related Education
Law School Clinical Experience
Eisenhower Leadership Program
National Science Scholarships
Javits Fellowships

The following programs are being terminated as categorical programs but funded under other line items in fiscal year 1995:

American Samoan Job Training
Microenterprise Grants
State Offices of Rural Health

DEPARTMENT OF LABOR

EMPLOYMENT AND TRAINING ADMINISTRATION

TRAINING AND EMPLOYMENT SERVICES

Rescinds \$1,399,115,000, instead of \$2,284,132,000 as proposed by the House and \$1,308,700,000 as proposed by the Senate and inserts language proposed by the Senate with respect to the transfer of funds between different parts of the Job Training Partnership Act. The conference agreement includes the following rescissions:

GENERAL PROVISION

Inserts a general provision (section 602) that prohibits the Occupational Safety and Health Administration from promulgating or issuing any proposed or final standard or guideline with respect to ergonomic protection but permits the agency to conduct any peer-reviewed risk assessment activity regarding ergonomics.

Deletes a Department of Labor general provision proposed by the Senate that would have rescinded \$8,975,000 throughout the Department for compliance assistance and enforcement activities. The House included no similar provision.

DEPARTMENT OF HEALTH AND HUMAN SERVICES

HEALTH RESOURCES AND SERVICES ADMINISTRATION

HEALTH RESOURCES AND SERVICES

The conference agreement includes a rescission of \$41,350,000 in 1995 funding for health resources and services instead of \$53,925,000 as proposed by the House and \$42,071,000 as proposed by the Senate. The agreement allocates this rescission as shown on the following table:

[In thousands of dollars]

Program	FY 1995 appropriations	President's request	House bill	Senate bill	Conference agreement
Nat'l. Health Service Corps	125,148	.....	-12,500	.....	-4,938
State offices of rural health	3,875	.....	-3,875	.....	-3,875
Native Hawaiian health care	4,524	.....	-3,300	-188	-188
Pacific Basin initiative	2,861	-15	-1,000	-393	-1,361
Organ transplantation	2,629	.....	.....	-1,250	.....
Health care facilities	15,000	-2,000	-15,000	-4,000	-5,000
Healthy Start	110,000	.....	-10,000	-2,500	-5,000
Rural health outreach grants	27,029	.....	.....	-1,875	-938
Trauma care	4,793	.....	-4,500	-4,500	-4,500
Rural research	13,176	.....	-3,750	-3,750	-3,750
Health professions .....	.....	-27,132	.....	-23,615	-11,800
Area health education centers	24,625	-3,926	.....	-1,000	-500
Health education training centers	3,709	-396	.....	-396	-200
Geriatric education centers and training	9,092	-2,288	.....	-2,288	-819
Rural health interdisc. training	3,981	-101	.....	-101	-101
General dentistry	3,730	-1,877	.....	-1,177	-200
Allied health	3,935	-1,683	.....	-1,500	-355
Centers of excellence	23,481	-441	.....	-707	-441
Exceptional fin. need scholarships	11,113	-778	.....	-852	-571
Financial asst. for disadv. HP students	6,185	-492	.....	-433	-290
Health careers opportunity program	26,668	-1,967	.....	-1,967	-1,318
Faculty loan repayments	1,043	-132	.....	-132	-88
Loans for disadv. students	8,472	-623	.....	-679	-455
Scholarships for disadv. students	18,262	-1,323	.....	-1,323	-886
Family medicine	47,194	-2,700	.....	-2,700	-1,137
General internal med. and pediatrics	16,695	-192	.....	-192	-192
Physician assistants	6,554	-1,210	.....	-1,210	-590
Public health and preventive medicine	7,746	-469	.....	-469	-200
Health administration	986	-8	.....	-8	-8
Nursing special projects	10,401	-922	.....	-922	-553
Nurse practitioners/midwives	16,943	-1,339	.....	-1,339	-803
Advanced nurse educ.	12,253	-1,018	.....	-1,018	-611
Nurse anesthetists	2,724	-250	.....	-250	-150
Professional nurse traineeships	15,473	-1,072	.....	-1,072	-643
Nursing disadv. assistance	3,693	-130	.....	-130	-87
HP data systems	637	-89	.....	-637	-89
Research on certain HP issues	1,113	-155	.....	-1,113	-513
Podiatric medicine	615	-615	.....	.....	.....
Chiropractic grants	936	-936	.....	.....	.....

The conferees intend that the agency may use \$3,000,000 of funds appropriated for the National Health Service Corps for State offices of rural health. The conferees intend that \$3,000,000 of the funds rescinded come from field placements rather than recruitment activities.

The conferees intend that \$300,000 of the Native Hawaiian health care funding shall be made available for the administrative grant and that of the funds remaining, priority shall be given to the health systems network and scholarship program in that order.

The conferees are agreed that the \$1,500,000 in remaining funding for the Pacific Basin

initiative is to be used only for the continuation costs of students currently receiving assistance in the medical officer training program. Upon completion of the training of the current cohort of students, the training program will be terminated. The conferees are agreed that the portion of the program which supports projects to build capacity and improve health services and systems is terminated.

The conferees encourage the agency to use the remaining funds in the rural health outreach program consistent with the priorities indicated in the 1995 appropriations bill reports.

The conferees intend that rural telemedicine initiatives continue to be given high priority in the rural research program.

CENTERS FOR DISEASE CONTROL AND PREVENTION

DISEASE CONTROL, RESEARCH, AND TRAINING

The conference agreement includes a rescission of \$2,300,000 in 1995 funding for the Centers for Disease Control and Prevention instead of \$8,883,000 as proposed by the House and \$1,300,000 as proposed by the Senate. The agreement allocates this rescission as shown on the following table:

[In thousands of dollars]

Program	FY 1995 appropriations	President's request	House bill	Senate bill	Conference agreement
Infectious diseases	54,500	.....	-2,800	.....	.....
Injury control	45,000	1,300	-1,300	-1,300	-1,300
NIOSH	133,337	.....	-4,783	.....	-1,000

NATIONAL INSTITUTES OF HEALTH

NATIONAL CENTER FOR RESEARCH RESOURCES

The conference agreement includes a rescission of \$10,000,000 in 1995 funding for extramural facility construction and renovation instead of \$20,000,000 as proposed by the House. The Senate bill contained no similar provision. The conferees intend that \$2,500,000 of the remaining \$10,000,000 in funding be allocated to qualified regional primate centers as originally indicated in the 1995 appropriations bill conference report.

BUILDINGS AND FACILITIES

The conference agreement includes a rescission of \$60,000,000 in fiscal year 1995 and

prior year funds for intramural research construction projects that are no longer anticipated to be built. The House proposed a \$50,000,000 rescission and the Senate proposed a \$79,289,000 rescission.

ASSISTANT SECRETARY FOR HEALTH OFFICE OF THE ASSISTANT SECRETARY FOR HEALTH

Rescinds \$1,400,000 as proposed by the House, instead of \$2,320,000 as proposed by the Senate, thereby terminating all remaining unobligated funding for Health Care Reform Data Analysis. Funding for Streamlining activities was obligated prior to the meeting of the conferees, and no rescission is included for this program.

[In thousands of dollars]

Program	FY 1995 appropriation	President's request	House bill	Senate bill	Conference agreement
Research	56,146	.....	-11,000	-11,000	-11,000
Insurance counseling	10,036	.....	-5,500	.....	-5,500
Rural hospital transition grants	17,584	-17,000	-8,500	.....	.....
Essential access community hospitals	3,500	-3,000	-1,500	-3,000	-1,500
New rural health grants	1,737	.....	-1,700	-1,700	-1,700

AGENCY FOR HEALTH CARE POLICY AND RESEARCH

HEALTH CARE POLICY AND RESEARCH

The conference agreement includes a rescission of \$3,132,000 as proposed by both the House and the Senate.

HEALTH CARE FINANCING ADMINISTRATION PROGRAM MANAGEMENT

The conference agreement includes a rescission of \$19,700,000 in 1995 trust funds instead of \$28,200,000 as proposed by the House and \$15,700,000 as proposed by the Senate. The agreement allocates this rescission as shown on the following table:

The conferees intend that rural telemedicine initiatives continue to be given high priority consistent with the 1995 appropriations reports.

SOCIAL SECURITY ADMINISTRATION

SUPPLEMENTAL SECURITY INCOME PROGRAM

Deletes language proposed by the Senate that would have rescinded \$67,000,000 from this account. The House included no rescission for this account.

LIMITATION ON ADMINISTRATIVE EXPENSES

Deletes language proposed by the Senate that would have rescinded \$88,283,000 from this account. The House included no rescission for this account. The conferees agree to defer without prejudice the Senate recommended reduction of automation investment funds, with the intent that this matter be addressed during consideration of the regular fiscal year 1996 Labor, Health & Human Services and Education appropriations bill.

ADMINISTRATION FOR CHILDREN AND FAMILIES JOB OPPORTUNITIES AND BASIC SKILLS

Inserts a provision proposed by the Senate to rescind \$330,000,000, the amount by which the 1995 appropriation for this account is estimated to exceed allowable State claims, and inserts language to amend Section 403 of the Social Security Act to reduce State entitlements in those cases where funds will not be utilized. The House included no similar provision for this account.

LOW INCOME HOME ENERGY ASSISTANCE

Rescinds \$319,204,000, instead of \$1,319,204,000 as proposed by the House. The Senate included no rescission for this account. The conference agreement includes a provision extending the availability of \$300,000,000 of previously-appropriated emergency contingency funding, subject to submission to Congress of a formal budget request by the President that includes designa-

tion of the entire amount of the request as an emergency requirement as defined in the Balanced Budget and Emergency Deficit Control Act of 1985. The conferees intend that States give priority to using LIHEAP funds for heating assistance rather than cooling assistance.

STATE LEGALIZATION IMPACT-ASSISTANCE GRANTS

Rescinds \$2,000,000, instead of \$6,000,000 as proposed by the Senate, from amounts appropriated for language and civics instruction. The House included no rescission for this account.

COMMUNITY SERVICES BLOCK GRANT

Rescinds \$15,287,000, instead of \$26,988,000 as proposed by the House and \$12,888,000 as proposed by the Senate. The conference agreement includes the following rescissions:

[In thousands of dollars]

	FY 1995 appropriation	House bill	Senate bill	Conference agreement
Training and technical assistance	3,915	.....	-1,900	-1,900
Rural housing	2,927	-2,927	-2,927	-2,927
Farmworker assistance	3,084	-3,084	-3,084	-3,084
Demonstration partnerships	7,977	-7,977	-4,977	-7,376

CHILD CARE AND DEVELOPMENT BLOCK GRANT

Rescinds \$8,400,000 for the Child Care and Development Block Grant. Neither the House nor the Senate bills included a rescission for this account.

CHILDREN AND FAMILIES SERVICES PROGRAMS

Rescinds \$25,900,000 from the Violent Crime Reduction Trust Fund as proposed by the House. The Senate included no rescission for this account.

PAYMENTS TO STATES FOR FOSTER CARE AND ADOPTION ASSISTANCE

Deletes language proposed by the House that would have limited payments in 1995 for State administration for foster care under the Social Security Act to not more than 110 percent of the 1994 allocation for each State. The Senate included no similar provision.

ADMINISTRATION ON AGING AGING SERVICES PROGRAMS

Rescinds \$899,000 as proposed in both the House and Senate bills.

OFFICE OF THE SECRETARY POLICY RESEARCH

Rescinds \$4,018,000 as proposed by the Senate. The House included no rescission for this account.

DEPARTMENT OF EDUCATION

EDUCATION REFORM

Rescinds \$104,030,000, instead of \$186,030,000 as proposed by the House and \$10,100,000 as proposed by the Senate. The Conference Agreement includes the following rescissions:

[In thousands of dollars]

Program	FY 1995 appropriation	President's request	House bill	Senate bill	Conference agreement
Goals 2000:					
State grants	371,870	.....	-142,000	-6,300	-70,000
National programs	21,530	.....	-21,530	-1,300	-21,530
Parental assistance	10,000	.....	-10,000	.....	.....
School-to-Work:					
State grants	115,625	.....	-3,125	-1,771	-3,125
National programs	9,375	.....	-9,375	-729	-9,375

EDUCATION FOR THE DISADVANTAGED

Rescinds \$4,606,000, instead of \$148,570,000 as proposed by the House and \$7,900,000 as proposed by the Senate. The Conference Agreement includes the following rescissions:

[In thousands of dollars]

Program	FY 1995 appropriation	President's request	House bill	Senate bill	Conference agreement
Grants to LEA's	6,698,356	.....	-140,300	.....	.....
Evaluations	8,270	.....	-8,270	-5,900	-4,606
Even Start	102,024	.....	.....	-2,000	.....

IMPACT AID

Deletes language included in the House bill that would have rescinded \$16,293,000. The Senate included no similar provision.

SCHOOL IMPROVEMENT PROGRAMS

Rescinds \$402,940,000 instead of \$747,021,000 as proposed by the House and \$122,417,000 as proposed by the Senate. The Conference Agreement includes the following rescissions:

[In thousands of dollars]

Program	FY 1995 appropriation	President's request	House bill	Senate bill	Conference agreement
Eisenhower professional development grants	320,298	.....	-100,000	-69,000	-69,000
Safe and drug free schools	481,962	.....	-471,952	.....	-235,981
Education infrastructure ¹	35,000	-65,000	-100,000	.....	-35,000
Arts in education	12,000	.....	.....	-1,500	-1,500
Law-related education	5,899	-5,899	-5,899	-1,630	-1,399
Training and advisory services	21,412	.....	.....	-7,412	.....
Dropout demonstrations	28,000	-28,000	-28,000	-2,000	-16,000
Ellender fellowships	4,185	-4,185	-4,185	.....	-1,185
Education of native Hawaiians	12,000	.....	-12,000	-1,000	-3,000
Training in early childhood education and violence counseling	13,875	.....	-13,875	-13,875	-13,875
Comprehensive regional assistance centers	44,541	.....	.....	-14,900	-14,900

[In thousands or dollars]

Program	FY 1995 appropriation	President's request	House bill	Senate bill	Conference agreement
Family and community endeavor schools	11,100	.....	— 11,100	— 11,100	— 11,100

¹ P.L. 103-333 originally funded this program at \$100,000,000. P.L. 104-6 rescinded \$65,000,000 from this program, reducing the FY '95 funding level to \$35,000,000.

For the Arts in Education program, the remaining funds will provide \$4,996,000 for the Very Special Arts Program and \$4,004,000 for the John F. Kennedy Center for the Performing Arts.

BILINGUAL AND IMMIGRANT EDUCATION
Rescinds \$38,500,000 as proposed by the House instead of \$34,580,000 as proposed by the Senate. The Conference Agreement includes the following rescissions:

[In thousands of dollars]

Program	FY 1995 appropriation	President's request	House bill	Senate bill	Conference agreement
Bilingual education	155,960	.....	— 38,500	— 32,380	— 38,500
Immigrant education	50,000	.....	.....	— 2,200	.....

The conference agreement does not require termination of continuation grants. Instead, consistent with departmental regulations, the reduction would be taken entirely from the amount available for new awards.

SPECIAL INSTITUTIONS FOR PERSONS WITH DISABILITIES
NATIONAL TECHNICAL INSTITUTE FOR THE DEAF
Deletes the House proposal to rescind \$799,000. The Senate included no rescission for this account.
GALLAUDET UNIVERSITY
Deletes the House proposal to rescind \$1,298,000. The Senate included no rescission for this account.

VOCATIONAL AND ADULT EDUCATION
Rescinds \$90,607,000, instead of \$119,544,000 as proposed by the House and \$54,566,000 as proposed by the Senate. The Conference Agreement includes the following rescissions:

[In thousands of dollars]

Program	FY 1995 appropriation	President's request	House bill	Senate bill	Conference agreement
Community Based Organizations	9,479	— 9,479	— 9,479	— 9,479	— 9,479
Consumer and Homemaking Education	34,409	— 34,409	— 34,409	— 34,409	— 34,409
National Programs:					
Research	7,851	.....	— 7,851	— 1,851	— 1,000
Demonstrations	20,684	.....	— 20,684	.....	— 20,684
National Occupational Info. Coord. Committee	6,000	.....	— 6,000	— 1,040	— 1,750
State Literacy Resource Centers	7,787	.....	— 7,787	— 7,787	— 7,787
Workplace Literacy Partnerships	18,736	.....	— 18,736	.....	— 6,000
Literacy Train. for Homeless Adults	9,498	.....	— 9,498	.....	— 9,498
Literacy Program for Prisoners	5,100	.....	— 5,100	.....	.....

STUDENT FINANCIAL ASSISTANCE
Rescinds \$85,000,000, instead of \$187,475,000 as proposed by the House and \$10,000,000 as

proposed by the Senate. The conference agreement includes the following rescissions:

[In thousands of dollars]

Program	FY 1995 appropriation	President's request	House bill	Senate bill	Conference agreement
Pell grants	6,680,243	0	— 104,100	0	— 65,000
State student incentive					
Grants	63,375	0	— 63,375	0	0
State postsecondary					
Review entities	20,000	0	— 20,000	— 10,000	— 20,000

A previous rescission of \$35,000,000 from the fiscal year 1994 Pell Grant appropriation was enacted in Public Law 104-6.

HIGHER EDUCATION
Rescinds \$54,672,000, instead of \$102,246,000 as proposed by the House and \$42,159,000 as

proposed by the Senate. The conference agreement includes the following rescissions:

[In thousands of dollars]

Program	FY 1995 appropriation	President's request	House bill	Senate bill	Conference agreement
Native Hawaiian and Alaska Native	1,000	0	— 1,000	0	— 500
Culture Arts					
Eisenhower Leadership Program	4,000	— 4,000	— 4,000	— 2,900	— 2,920
Law School Clinical Experience	14,920	— 14,920	— 14,920	— 2,888	— 1,698
Urban Community Service Grants	13,000	0	— 13,000	— 500	— 3,000
Student Financial Aid Database	496	0	— 496	— 496	— 496
TRIO Program	463,000	0	— 11,200	0	— 11,200
National Early Intervention					
Scholarships and Partnerships	3,108	— 3,108	— 3,108	— 600	0
Byrd Honors Scholarships	29,117	0	— 9,823	— 2,000	0
National Science Scholarships	4,424	0	— 4,424	0	— 1,121
National Academy of Science, Space and Technology	2,000	— 2,000	— 2,000	— 2,000	— 2,000
Douglas Teacher Scholarships	14,599	0	— 14,300	— 14,300	— 14,300
Olympic Scholarships	1,000	— 1,000	— 1,000	— 1,000	— 1,000
Teacher Corps	1,875	— 1,875	— 1,875	— 1,875	— 1,875
Harris Fellowships	20,244	0	— 10,100	— 10,100	— 10,100
Javits Fellowships	7,787	0	— 7,500	0	— 942
Faculty Development Fellowships	3,732	0	— 3,500	— 3,500	— 3,520

The conference agreement includes a provision permitting all remaining funding for the Native Hawaiian Alaska Native Culture and Arts Development program to be awarded to a project in Alaska. The rescission for

the Byrd Honors Scholarship program is less than proposed by the House and Senate bills because funds were obligated prior to the meeting of the conference. The rescission for the Law School Clinical program is less than

provided in either the House or Senate bill due to new Departmental estimates which indicate the cost of non-competing continuations is greater than previously reported to

the subcommittees. The conference agreement contains language proposed in the House bill prohibiting the expenditure of funds for doctoral degree study under the Harris program. The rescission for Faculty Development Scholarships is greater than provided in either the House or Senate bill due to revised Departmental estimates of unobligated balances in the program.

HOWARD UNIVERSITY

Rescinds \$1,800,000 from the regular academic program as proposed by both the House and Senate. The conference agreement

does not include a rescission for Howard University Construction. The House proposed a rescission of \$2,500,000 for construction, and the Senate proposed a rescission of \$1,500,000 for the same program.

COLLEGE HOUSING AND ACADEMIC FACILITIES LOANS PROGRAM

Inserts a provision as proposed by the House and Senate to repeal the authority to subsidize gross loans obligations. Rescinds \$168,000 as proposed by the House and Senate, from amounts made available for direct loans. Rescinds \$264,000, instead of \$322,000 as

proposed by the House and Senate, for administrative expenses. The conference agreement reduced rescissions for administration because the balance of 1995 funding was obligated prior to the meeting of the conference.

EDUCATION RESEARCH, STATISTICS AND IMPROVEMENT

Rescinds \$30,925,000, instead of \$55,250,000 as proposed by the House and \$15,200,000 as proposed by the Senate. The Conference Agreement includes the following rescissions:

[In thousands of dollars]

Program	FY 1995 appropriation	President's request	House bill	Senate bill	Conference agreement
International Education Exchange	3,000	.....	- 3,000	- 600	.....
Javits Gifted and Talented	9,521	.....	- 4,600	- 4,600	- 4,600
Education Telecom, Demos for Math	2,250	.....	- 2,250	.....	- 1,125
Star Schools	30,000	.....	- 30,000	- 5,000	- 5,000
Fund for the Improvement of Education	36,750	.....	+20,000	.....	.....
National Diffusion Network	14,480	.....	2,700	.....	- 2,700
Ready to Learn TV	7,000	.....	- 2,700	.....	.....
Technology in Education	40,000	.....	- 30,000	- 5,000	- 17,500

The conferees direct the Secretary to use \$8,000 reserved in the bill for the Star Schools program to make new awards to the two highest rated applicants on the slate for the 1994 competition in this authority for statewide fiber optic projects that did not receive funding.

LIBRARIES

Deletes language included in the House bill that would have rescinded \$26,716,000 and in the Senate bill that would have rescinded \$2,916,000.

[In thousands of dollars]

Program	FY 1995 appropriation	President's request	House bill	Senate bill	Conference agreement
Public Library Construction	17,792	.....	- 15,300	.....	.....
Library Education and Training	4,916	- 4,916	- 4,916	- 2,916	.....
Research and Demonstration	6,500	.....	- 6,500	.....	.....

DEPARTMENTAL MANAGEMENT

PROGRAM ADMINISTRATION

Deletes language proposed by the Senate that would have rescinded \$4,424,000. The House bill included no similar provision.

GENERAL PROVISION

FEDERAL DIRECT STUDENT LOAN PROGRAM

Inserts a provision to rescind \$61,000,000, instead of \$47,000,000 as proposed by the House and \$95,000,000 as proposed by the Senate, from funds available under section 458(a) of the Higher Education Act for the administration of the William D. Ford Direct Loan Program. The conferees agree that this reduction should not adversely affect the Federal Family Education Loan Program and therefore direct the Department to continue to pay administrative cost allowances to all guaranty agencies consistent with its formally-stated policy for fiscal year 1995. The conferees direct the Department to notify the House and Senate Appropriations Subcommittees on Labor, Health & Human Services, and Education prior to exercising borrowing authority authorized by Section 458(a) of the Higher Education Act.

RELATED AGENCIES

CORPORATION FOR PUBLIC BROADCASTING

Rescinds \$37,000,000, instead of \$47,000,000 as proposed by the House and \$26,360,000 as proposed by the Senate, from funds available to the Corporation for Public Broadcasting in fiscal year 1996. The conference agreement rescinds \$55,000,000, instead of \$94,000,000 as proposed by the House and \$29,360,000 as proposed by the Senate, from funds available to the Corporation for Public Broadcasting in fiscal year 1997. The conferees direct, to the maximum extent possible, that taxpayer funds made available to the Corporation for Public Broadcasting shall be used to fund public radio and television stations which serve rural, underserved and unserved areas.

RAILROAD RETIREMENT BOARD

DUAL BENEFITS PAYMENTS ACCOUNT

Rescinds \$7,000,000 as proposed by the Senate, instead of \$5,000,000 as proposed by the House.

STRIKER REPLACEMENTS

Deletes a general provision proposed by the House that would have prohibited the use of any funds in any appropriations act for fiscal year 1995 to issue, administer or enforce any executive order, or other rule or order, that prohibits Federal contracts with companies that hire permanent replacements for striking employees. The Senate included no similar provision.

Chapter VII.—Legislative Branch

HOUSE OF REPRESENTATIVES PAYMENTS TO WIDOWS AND HEIRS OF DECEASED MEMBERS OF CONGRESS

The conference agreement appropriate \$133,600 for payment to the family trust of Dean A. Gallo, late a Representative from the State of New Jersey, as proposed by the House and Senate.

JOINT ITEMS

JOINT ECONOMIC COMMITTEE

The conference agreement rescinds \$460,000 of funds provided for salaries and expenses of the Joint Economic Committee, as proposed by the House and Senate.

JOINT COMMITTEE ON PRINTING

The conference agreement rescinds \$238,137 of funds provided for salaries and expenses of the Joint Committee on Printing, as proposed by the Senate, instead of \$418,000 and a provision which transferred the remaining balances, as proposed by the House.

OFFICE OF TECHNOLOGY ASSESSMENT

SALARIES AND EXPENSES

The conference agreement rescinds \$650,000 of funds provided for the salaries and expenses of the Office of Technology Assessment, as proposed by the House and Senate.

CONGRESSIONAL BUDGET OFFICE

SALARIES AND EXPENSES

The conference agreement rescinds \$187,000 of funds provided for the salaries and expenses of the Congressional Budget Office, as proposed by the House and Senate.

ARCHITECT OF THE CAPITOL

CAPITOL BUILDINGS AND GROUNDS—CAPITOL BUILDINGS

The Conferees agree not to rescind \$2,500,000, as proposed by the House and deleted by the Senate, of Capitol buildings funds provided to the Architect of the Capitol for converting and maintaining property and facilities at Fort Meade, MD. for long term storage requirements of the Library of Congress and other legislative branch entities. The conferees agree with the language in the Senate report which directs the Architect of the Capitol and Library of Congress to obtain approval from the House and Senate Committees on Appropriations before proceeding with the obligation of funds. The conferees believe that the remote book storage and retrieval design must be cost effective and applicable to the stated purposes of the need for off-site book storage.

SENATE OFFICE BUILDINGS

The conference agreement rescinds \$850,000 of funds provided for Senate office buildings, as proposed by the Senate.

CAPITOL POWER PLANT

The conference agreement rescinds \$1,650,000 of funds provided for the Capitol power plant, as proposed by the Senate.

ADMINISTRATIVE PROVISION

The conferees have included an administrative provision which makes technical corrections to legislation which established a commission to recommend individuals to the President for appointment to the office of Architect of the Capitol, and adds the chairmen and ranking minority members of the House and Senate Committees on Appropriations.

GOVERNMENT PRINTING OFFICE
CONGRESSIONAL PRINTING AND BINDING

The conference agreement rescinds \$5,000,000 of funds provided for Congressional printing and binding, as proposed by the Senate, instead of \$3,000,000, as proposed by the House.

OFFICE OF THE SUPERINTENDENT OF
DOCUMENTS SALARIES AND EXPENSES

The conference agreement rescinds \$600,000 of funds provided for salaries and expenses of the Superintendent of Documents, as proposed by the House and Senate.

BOTANIC GARDEN
SALARIES AND EXPENSES

The conference agreement rescinds \$4,000,000 of funds provided for salaries and expenses of the Botanic Garden, as proposed by the House, instead of \$7,000,000, as proposed by the Senate. The Conference agreement also transfers \$3,000,000 of Botanic Garden no-year funds to Capitol complex security enhancement within the account "Architect of the Capitol, Capitol Buildings and Grounds", as proposed by the House. These funds may not be expended unless approved by the House and Senate Committees on Appropriations.

LIBRARY OF CONGRESS
SALARIES AND EXPENSES

The conference agreement rescinds \$150,000 of funds provided for salaries and expenses of the Library of Congress, as proposed by the House and Senate.

BOOKS FOR THE BLIND AND PHYSICALLY
HANDICAPPED SALARIES AND EXPENSES

The conference agreement rescinds \$100,000 of funds provided for salaries and expenses of the Books for the Blind and Physically Handicapped program, as proposed by the House and Senate. These funds are available due to savings in equipment requirements.

GENERAL ACCOUNTING OFFICE
SALARIES AND EXPENSES

The conference agreement rescinds \$2,617,000 of funds provided for salaries and expenses of the General Accounting Office, instead of \$8,867,000 as proposed by the House and Senate. The conferees have also inserted a provision which authorizes a separation incentive to GAO employees who retire or voluntarily leave federal service before October 1, 1995. This authority has been requested by the agency to assist in carrying out staffing reductions. The conferees have been advised that the intent is to use this authority to help achieve a balance between necessary staffing realignments and the maintenance of organizational skills and capabilities.

DEPARTMENT OF DEFENSE
MILITARY CONSTRUCTION

The conference agreement deletes language proposed by the Senate, and not addressed in the House bill, which contained rescissions totalling \$230,834,000. This matter was addressed in the Conference Report accompanying H.R. 889.

CHAPTER VII
DEPARTMENT OF TRANSPORTATION
AND RELATED AGENCIES
DEPARTMENT OF TRANSPORTATION
OFFICE OF THE SECRETARY
Transportation Planning, Research, and
Development

The conference agreement deletes the House provision to rescind \$1,293,000 from transportation planning, research, and development. The Senate bill contained no similar rescission.

Working Capital Fund

The conference agreement lowers the fiscal year 1995 obligation limitation for the working capital fund by \$6,000,000 and includes a

general provision (Sec. 801) rescinding those funds, instead of lowering the obligation limitation by \$8,000,000 as proposed by the House and \$4,000,000 as proposed by the Senate.

Payments to Air Carriers
(Airport and Airway Trust Fund)

The conference agreement rescinds \$5,300,000 in contract authority for payments to air carriers, as proposed by the Senate. The House bill contained no similar rescission. This rescission will have no effect on current air service contracts. The conference agreement also includes a provision proposed by the Senate that prohibits the Secretary of the Department of Transportation from entering into any contracts that extend beyond September 30, 1995, and deletes the proposed Senate provision that prohibited payments authorized under subchapter II of chapter 417, title 49, United States Code.

COAST GUARD

Operating Expenses

The conference agreement deletes the supplemental appropriation of \$28,197,000 for Coast Guard operating expenses proposed by the House. These funds were intended to cover the incremental costs associated with Haitian and Cuban migrant interdiction activities during 1994. Funding of \$28,297,000 for these expenses was included in the Emergency Supplemental Appropriations and Rescissions Act for the Department of Defense (Public Law 104-6).

Operating Expenses

The conference agreement rescinds \$4,300,000 in Coast Guard operating expenses instead of \$6,440,000 as proposed by the House and \$3,700,000 as proposed by the Senate. A comparison of the House and Senate proposals and the conference agreement follows:

	House bill	Senate bill	Conference agreement
General detail	— \$2,000,000	— \$2,000,000	— \$2,000,000
Ship spares	— 1,000,000	— 1,000,000	— 1,000,000
Ammunition/small arms	— 200,000	— 200,000	— 200,000
Persian Gulf operations	— 240,000	— 240,000	— 240,000
Military rotations	— 3,000,000	— 1,500,000	— 2,100,000
Total	— 6,440,000	— 3,700,000	— 4,300,000

Military rotations.—The conferees agree with the Senate direction regarding allocation of the reduction in military rotation expenses.

Acquisition, Construction, and Improvements

The conference agreement rescinds \$35,314,000 from "Acquisition, construction, and improvements" instead of \$42,569,000 as proposed by the House and \$34,298,000 as proposed by the Senate. A comparison of the House and Senate proposals and the conference agreement follows:

Year	Program	House bill	Senate bill	Conference agreement
1991	WLB service life extension program	— \$2,700,000	— \$1,100,000	— \$1,100,000
	HH-65 LTS-101 engine replacement	— 500,000	.....	.....
	Cockpit voice and flight data recorders	— 2,900,000	.....	.....
	Station Burlington, Vermont	— 361,000	.....	— 361,000
	Kodiak, Alaska fire station	— 155,000	.....	— 155,000
	Marine safety information system	— 1,655,000	.....	.....
1992	Hurricane Andrew/Iniki supplemental	— 4,400,000	— 4,400,000	— 4,400,000
	32 foot ports and waterways boats	— 1,783,000	— 1,783,000	— 1,783,000
1993	Specific emitter identification system	— 2,500,000	— 2,500,000	— 2,500,000
	Vessel traffic service system 2000	— 1,000,000	— 2,000,000	— 1,000,000
	Systems to integrate/automate logistics	— 2,500,000	.....	— 500,000
1994	San Pedro, CA medical/dental bldg	— 4,000,000	— 4,000,000	— 4,000,000
	Vessel traffic service system 2000	— 1,000,000	.....	— 1,000,000
	Aquadilla, PR rinse rack/fuel farm	— 6,300,000	— 6,300,000	— 6,300,000
	Cape May, NJ enlisted housing	— 800,000	— 800,000	— 800,000
1995	New York, NY ANI/ET shops	— 3,250,000	— 3,250,000	— 3,250,000
	Stalwart class conversion (T-GOS)	— 3,750,000	— 3,750,000	— 3,750,000
	Survey and design, shore facilities	— 1,415,000	— 1,415,000	— 1,415,000
	Polar icebreaker	— 1,600,000	.....	.....
	Seagoing buoy tender .....	.....	— 3,000,000	— 3,000,000
Total .....	.....	— 42,569,000	— 34,298,000	— 35,314,000

HH-65 LTS-101 engine replacement.—The conferees agree not to rescind funds for this project due to its impact on Coast Guard operational missions such as search and rescue. However, the conferees note that these funds were provided in fiscal year 1991 for proof of concept evaluation of possible re-engining options for the HH-65 helicopter,

due to severe reliability problems with the engine. That effort was later terminated when design changes improved the engine's performance. Since that time, the Coast Guard developed plans to use these funds for general purpose improvements to the existing LTS-101 engine gearbox. The conferees believe using funds for this new project con-

stituted a significant change in the scope of a project, requiring Congressional approval through the formal reprogramming process.

Night vision goggles reprogramming.—The conferees approve the reprogramming of funds from the cockpit voice and flight data

recorders program to the night vision goggles program, as proposed by the Senate. These funds are no longer needed for the original program, and will be used instead to accelerate installation of night vision capability in Coast Guard aircraft. This capability is particularly important for search and rescue, drug interdiction, and maritime law enforcement missions.

ENVIRONMENTAL COMPLIANCE AND RESTORATION

The conference agreement rescinds \$2,500,000 in "Environmental compliance and restoration" instead of \$3,500,000 as proposed by the House and \$400,000 as proposed by the Senate. According to the Coast Guard, as of March 31, 1995, this appropriation had a total

unobligated balance of \$20,198,103. The conference agreement rescinds 12.4 percent of this amount.

FEDERAL AVIATION ADMINISTRATION

OPERATIONS

The conference agreement rescinds \$1,000,000 in operating expenses of the Federal Aviation Administration as proposed by the Senate. The House bill contained no similar rescission. The conference agreement deletes bill language proposed by the Senate repealing the set-aside in the Department of Transportation and Related Agencies Appropriations Act, 1995 for permanent change of station moves for air traffic controllers.

FACILITIES AND EQUIPMENT

(AIRPORT AND AIRWAY TRUST FUND)

The conference agreement rescinds \$24,850,000 from "Facilities and equipment" instead of \$69,825,000 as proposed by the House and \$31,850,000 as proposed by the Senate. An additional rescission of \$35,000,000 from this appropriation was contained in the recently-enacted Emergency Supplemental Appropriations and Rescissions Act for the Department of Defense (Public Law 104-6). This rescission had been included in the House version of H.R. 1158, which accounts for most of the difference between the House and Senate bills. A comparison of the House and Senate proposals and the conference agreement follows:

Year	Program	House bill	Senate bill	Conference agreement
1991	Establish airport surveillance radar	—\$2,375,000		
	Southern California TRACON	—2,000,000	—\$2,000,000	—\$2,000,000
1993	Tower replacement (Newburgh, NY)	—850,000	—850,000	—850,000
	Tower replacement (Islip, NY)	—1,500,000	—1,500,000	—1,500,000
	Tower (Pullman/Moscow, WA/ID)	—3,500,000	—3,500,000	—3,500,000
	Air route surveillance radar leapfrog	—4,700,000	—2,000,000	—2,000,000
	Refurbish FPS-20 radars	—1,400,000		
	Instrument landing systems	—7,000,000	—7,000,000	—7,000,000
1994	Terminal radars—DBRITE system	—2,000,000		
	Radio control equipment	—2,000,000	—2,000,000	—2,000,000
1995	AAS (engineering)	—35,000,000		
	System engineering/development spt	—5,000,000	—5,000,000	—5,000,000
	Gulf of Mexico offshore program		—2,000,000	—2,000,000
	Tower/TRACON facilities imp.	—2,500,000	—1,000,000	—1,000,000
N/A	Airway science grants		—5,000,000	
	Total	—69,825,000	—31,850,000	—24,850,000

RESEARCH, ENGINEERING, AND DEVELOPMENT (AIRPORT AND AIRWAY TRUST FUND)

The conference agreement rescinds \$7,500,000 in unobligated balances from the FAA research, engineering, and development appropriation, as proposed by both the House and the Senate. The conferees agree that none of the reduction is to be allocated to human factors research or safety research.

Grants-In-Aid for Airports (Airport and Airway Trust Fund)

The conference agreement rescinds \$2,094,000,000 in unused contract authority for grants-in-aid for airports, instead of \$2,000,000,000 proposed by the Senate. The House bill contained no similar rescission. The agreement includes the rescission proposed by the Senate and, in addition, the \$94,000,000 proposed for rescission in a Presidential message transmitted to the Congress on May 2, 1995. The entire amount of the rescission is above the obligation limitation placed on this appropriation by the Department of Transportation and Related Agencies Appropriations Act, 1995 and is therefore not available for obligation during fiscal year 1995.

FEDERAL HIGHWAY ADMINISTRATION

Limitation on General Operating Expenses

The fiscal year 1995 obligation limitation for general operating expenses for the Federal Highway Administration is reduced by \$54,550,000, instead of \$45,950,000 as proposed by the Senate and \$42,500,000 as proposed by the House. The conference agreement includes the following program rescissions:

LGOE programs

	Conference agreement
Administrative expenses ...	—\$2,000,000
Contract programs, research and development:	
Highway research and development	—8,000,000
ITS:	—40,300,000
Research and development	(—10,000,000)
Operational tests	(—17,950,000)
Commercial vehicle operations	(—1,000,000)
Automated highway system	(—1,250,000)

Advanced technology applications	(—6,100,000)
Priority corridors	(—2,000,000)
Program and system support	(—2,000,000)
Technology development	—1,000,000
Long-term pavement performance	—250,000
OJT/supportive services	—3,000,000

The conferees agree that the joint program officer should coordinate all ITS program activities and should have the flexibility to manage each of these reductions, notwithstanding where the funding may have been originally earmarked.

Federal-Aid Highways (Limitation on Obligations) (Highway Trust Fund)

The conference agreement includes the rescission of \$132,190,000 in contract authority for the federal-aid highways program instead of \$70,140,000 as proposed by the House and \$123,590,000 as proposed by the Senate. The conference agreement provides for the rescission of the following programs:

Conference agreement

Applied research and technology	—\$27,640,000
Congestion pricing pilot program	—50,000,000
Limitation on general operating expenses	—54,550,000

The conferees have agreed to rescind \$50,000,000 from the congestion pricing pilot program as proposed by the Senate. The House bill contained no similar rescission.

The conferees agree not to rescind \$139,948,000 in contract authority for highway demonstration projects provided in Public Laws 97-424 and 100-17, as proposed by the Senate. The House bill contained no similar rescissions.

Ellis Island Bridge.—The conferees agree to make available for other parkways and park highways under the Federal Lands program the \$15,000,000 set aside for the Ellis Island Bridge as proposed by the House.

Federal-Aid Highways (Highway Trust Fund)

The conference agreement deletes the Senate provision to rescind \$690,074 of contract authority from Public Law 100-17. The House bill contained no similar rescission.

Emergency Relief Program (Highway Trust Fund)

The conferees agree to rescind \$100,000,000 in emergency relief, instead of \$50,000,000 as proposed by the Senate and \$351,000,000 as proposed by the House.

NATIONAL HIGHWAY TRAFFIC SAFETY ADMINISTRATION

Highway Traffic Safety Grants (Highway Trust Fund)

The conference agreement deletes the Senate provision to rescind \$20,000,000 in contract authority from the highway traffic safety grants program. The House bill contained no similar rescission.

FEDERAL RAILROAD ADMINISTRATION

Office of the Administrator

The conferees agree to include language permitting the Office of the Administrator to transfer recoveries received from section 511 loan guarantees. Both the House and the Senate bills included this provision.

Northeast Corridor Improvement Program

The conference agreement includes a rescission of \$9,707,000 from the Northeast Corridor Improvement Program. The House and Senate bills contained identical provisions to rescind \$7,768,000. The Department of Transportation identified an additional \$1,939,000 of unobligated balances that are being held as a contingency for litigation in connection with station work done in the 1980s and not expected to be required in fiscal year 1995.

National Magnetic Levitation Prototype Development Program (Highway Trust Fund)

The conference agreement rescinds \$250,000,000 in contract authority for the national magnetic levitation (maglev) prototype development program as proposed by the Senate. The House bill contained no

similar rescission. The maglev funds are not available for obligation due to annual obligation limitations.

FEDERAL TRANSIT ADMINISTRATION

Transit Planning and Research

The conferees agree to rescind \$7,000,000 for transit planning and research, instead of \$8,800,000 as proposed by the House. The Senate bill contained no similar rescission. The conferees direct the Federal Transit Administration to reduce expenditures for unnecessary and lower priority programs, such as "Coming and Going", other transit education programs and the transit ambassadors program, and to limit expenditures for "livable communities" to no more than \$350,000 in fiscal year 1995.

The conferees reiterate their support for the important, ongoing planning and research activities included in the fiscal year 1995 Department of Transportation and Related Agencies Appropriations Act and direct the Federal Transit Administration to make available immediately the following amounts:

Advanced transportation systems and electric vehicle technology	\$2,500,000
Inertial navigation technology for transit vehicles	500,000
Research on large circuit breakers and switch gear	750,000
Fuel cell transit bus program	2,500,000
Team transit	500,000
Criteria and cost-benefit studies	200,000

The conferees direct the Federal Transit Administration to allocate \$1,000,000 of the funds made available for the Advanced Transportation Systems and Electric Vehicle Technology Program to the Advanced Lead-Acid Battery Consortium (ALABC). This is the second and final phase of funding for the consortium and will enable the ALABC to place prototype, advanced valve-regulated lead-acid batteries in electric bus facilities for inservice testing and demonstration.

Discretionary Grants (Limitation on Obligations) (Highway Trust Fund)

The conference agreement includes rescissions of \$33,911,500 in unobligated balances from the Federal Transit Administration's discretionary grants, instead of \$67,293,000 as proposed by the Senate and \$131,651,000 as proposed by the House.

The conferees have agreed not to rescind any new start or bus funds that were made available in fiscal year 1993. Public Law 102-388 provided that such discretionary transit funds shall be available for obligation through the end of fiscal year 1995. The conferees also agreed not to rescind unallocated bus and bus facilities funds made available in fiscal year 1995.

The conference agreement rescinds, without prejudice, the following amounts made available before fiscal year 1993:

Section 3 new starts:	
Fiscal year 1991:	
Cleveland Dual Hub ..	—\$2,230,000
Fiscal year 1992:	
Cleveland Dual Hub ..	—1,000,000
Kansas City-South LRT	—465,000
San Diego-Mid Coast ..	—950,000
NJ-Hawthorne-Warwick	—17,100,000
NY Staten Island—Midtown Ferry	—375,000
San Jose-Gilroy CR ..	—4,000,000
Seattle-Tacoma CR ..	—1,620,000

Detroit LRT	—4,890,000
Total, section 3 new starts	—32,630,000
Section 3 buses and bus facilities:	
Fiscal year 1992:	
Eureka Springs, AR ..	—31,500
San Francisco, CA	—1,250,000
Total, section 3 buses and bus facilities	—1,281,500
Grand total, section 3	—\$33,911,500

Mass Transit Capital Fund (Liquidation of Contract Authorization) (Highway Trust Fund)

The conference agreement includes an appropriation of \$350,000,000 in liquidating cash for mass transit capital programs. The Federal Transit Administration has identified a \$350,000,000 shortfall in this account due to an increased pace of obligation and outlays this year and insufficient reestimates of liquidating cash in prior years. This appropriation does not score as new discretionary budget authority under the Budget Enforcement Act of 1990.

General Provisions

The conference agreement includes language (Section 801) that rescinds \$6,000,000 from the working capital fund and limits the fiscal year 1995 obligational authority to no more than \$87,000,000. The Senate proposed to rescind \$4,000,000 and limit obligational authority to no more than \$89,000,000. The House proposed to rescind \$8,000,000 and limit obligational authority to no more than \$85,000,000.

The conference agreement includes language (Section 802) that rescinds \$15,000,000 for fiscal year 1995 civilian and military compensation and benefits and other administrative expenses, instead of \$10,000,000 as proposed by the Senate and \$20,000,000 as proposed by the House. In making this reduction, the conferees agree that the Department is to reduce each modal administration (except for the Maritime Administration) by an amount equal to its pro-rata share of staffing and administrative resources. Further, the Department is to report to the House and Senate Committees on Appropriations the amounts reduced, by account, not later than fifteen days after the enactment of this Act.

The conference agreement includes a technical correction (Section 803) to the fiscal year 1994 Department of Transportation and Related Agencies Appropriations Act (Public Law 103-122) regarding the availability of transit funds.

CHAPTER IX

INDEPENDENT AGENCIES

ADVISORY COMMISSION ON INTERGOVERNMENTAL RELATIONS

Salaries and Expenses

The conferees deny \$500,000 in supplemental funding for the Advisory Commission on Intergovernmental Relations (ACIR) as proposed by the Senate. The conferees agree that the Committees may entertain an increase in funding for ACIR should a FY 1996 budget amendment be submitted.

GENERAL SERVICES ADMINISTRATION

Federal Buildings Fund

Christopher Columbus Research Center

The conferees included this provision which was in both the House and Senate passed bills. The available funds will be paid to the Christopher Columbus Research Center in Baltimore, Maryland, for space, equipment, and facilities related to seafood research.

OFFICE OF PERSONNEL MANAGEMENT

Government Payment for Annuitants, Employee Life Insurance Benefits

The conferees included this provision, which was requested by the President and which was in both the House and Senate passed bills. This will allow an additional \$9,000,000 for the Government's contribution to basic life insurance premium payments for Federal retirees under 65 years of age. This is a technical adjustment in a mandatory program due to an inaccurate estimate on the part of the Administration.

DEPARTMENT OF THE TREASURY

DEPARTMENTAL OFFICES

Salaries and Expenses

The conferees have agreed to eliminate FTE floors on certain Treasury activities, as proposed by the House and requested by the President.

The conferees agree with the Senate position that the \$100,000 rescission to the Departmental Offices appropriation may be applied at the discretion of the Secretary.

FEDERAL LAW ENFORCEMENT TRAINING CENTER

Salaries and Expenses

The conferees agree to provide \$11,000,000 to the Federal Law Enforcement Training Center to partially offset the cost of FY 1996 operations. This is consistent with the President's Budget, which proposes to transfer unobligated balances with FLETC construction to this account to offset FY 1996 appropriations. With this change, the conferees agree to regard the FY 1996 appropriation request to be \$36,428,000, for a total program level of \$47,228,000.

The conferees have agreed to allow FLETC to provide short-term medical services to students, as proposed by the House and requested by the President.

Acquisition, Construction, Improvements and Related Expenses

The conferees have agreed to terminate the construction of a permanent facility at Davis-Monthan Air Force Base and to rescind \$11,000,000 to offset FLETC Salaries and Expenses in FY 1996.

FINANCIAL MANAGEMENT SERVICE

Salaries and Expenses

The conferees agree with the Senate position that the \$160,000 rescission to the Financial Management Service appropriation may be applied at the discretion of the Commissioner.

BUREAU OF THE PUBLIC DEBT

Administering the Public Debt

The conferees agree to rescind \$1,500,000. This rescission was included in both the House and Senate passed bills.

UNITED STATES MINT

Salaries and Expenses

The conferees included a provision which was requested by the President and included in both the House and Senate passed bills. This change will allow the Mint to use funds provided for facility improvements to be used for coin production if demand requires increased production.

INTERNAL REVENUE SERVICE

Information Systems

The conferees agree to rescind \$1,490,000. This rescission was included in both the House and Senate passed bills.

The conferees have agreed with the Senate position to deny lowering the amount dedicated to Tax Systems Modernization from \$650,000,000 to \$640,000,000, as proposed by the House.

Administrative Provision

The conferees included a provision which was included in both the House and Senate

passed bills. This provision allows the IRS to use up to \$119,000,000 in fees collected annually for operations.

EXECUTIVE OFFICE OF THE PRESIDENT AND
FUNDS APPROPRIATED TO THE PRESIDENT

THE WHITE HOUSE OFFICE

Salaries and Expenses

The conferees agree with the Senate position that the \$171,000 rescission to the White

House Office appropriation may be applied at the discretion of the President.

FEDERAL DRUG CONTROL PROGRAMS

Special Forfeiture Fund

The conferees agree with the Senate's technical adjustment making \$13,200,000 available for Customs interdiction activities through a General Fund appropriation. The conferees direct that all of these resources be used to fund "Operation Hardline", the Customs initiative directed at making ports of

entry along the Southern border safer and narcotics smuggling more difficult.

INDEPENDENT AGENCIES

GENERAL SERVICES ADMINISTRATION

Federal Buildings Fund

The conferees agree to rescind a total of \$580,412,000 from the Federal Buildings Fund instead of \$136,593,000 as proposed by the House and \$1,894,840,000 as proposed by the Senate, as follows:

State	City	Project	Conference rescission
AZ	Phoenix	Federal Bldg.—Courthouse	\$12,137,000
AZ	Lukeville	Border Station	1,219,000
AZ	San Luis	Border Station	3,496,000
AZ	Nogales	Border Patrol	2,000,000
AZ	Bullhead City	FAA—Grant	2,200,000
AZ	Sierra Vista	U.S. Magistrates Office	1,000,000
CA	Menlo Park	U.S. Geological Survey Bldg. 3	790,000
CA	San Francisco	Lease Purchase	9,701,000
DC	Washington	U.S. Secret Service	9,316,000
DC	Washington	Central & West Heating Plants	5,000,000
DC	Washington	Corps of Engineers	37,618,000
DC	Washington	GSA HQ	25,000,000
FL	Tampa	Courthouse	5,994,000
GA	Albany	Courthouse	87,000
GA	Atlanta	CDC Mercer Site	25,890,000
GA	Atlanta	CDC Mercer Bldg.	14,110,000
HI	Hilo	University of Hawaii—Grant	12,000,000
IL	Chicago	Federal Center	29,753,000
IL	Chicago	SSA District Office	2,130,000
IL	Chicago	J.C. Kluczynski FB	13,414,000
MA	Boston	Courthouse	4,076,000
MD	Montgomery County	FDA Consolidation	228,000,000
MD	Woodlawn	SSA E. High-Low Bldg.	17,292,000
MD	Avondale	DeLaSalle Building	16,671,000
ND	Fargo	Federal Bldg.—Courthouse	1,371,000
NH	Concord	Federal Bldg.—Courthouse	3,519,000
NJ	Newark	Parking Facility	8,500,000
NM	Santa Teresa	Border Station	4,004,000
NV	Reno	Federal Bldg.—Courthouse	1,465,000
OH	Steubenville	Courthouse	2,820,000
OR	Portland	Courthouse	5,000,000
PA	Philadelphia	Veterans Administration	1,276,000
TX	El Paso	Ysleta, Border Station	1,727,000
VI	Charlotte Amalie	Courthouse Annex	2,184,000
WA	Seattle	Courthouse	10,949,000
WA	Walla Walla	Corps of Engineers Building	2,800,000
WV	Wheeling	Federal Bldg.—Courthouse	28,303,000
	CFC's		12,300,000
	Energy		15,300,000

Food and Drug Administration Consolidation

The conferees agree to rescind \$228,000,000 in funds previously appropriated for the consolidation of the Food and Drug Administration (FDA), instead of no rescission as proposed by the House and \$284,650,000 as proposed by the Senate. This rescission affects only the Montgomery County, Maryland phase of the FDA consolidation.

The conferees agree that this rescission should not prejudice future efforts at consolidation and restructuring in Montgomery County, Maryland. The conferees note that there is considerable congressional concern and interest in both the restructuring and the consolidation of FDA. The conferees support the concept of FDA consolidation in Montgomery County, Maryland, in accordance with Public Law 101-635, the FDA Revitalization Act of 1990, and Conference Report 102-919 to accompany the FY 1993 Treasury, Postal service, and General Government Appropriations Act, but believe that any future FDA restructuring may present opportunities for downsizing the next phase of FDA consolidation. The conferees urge FDA to work with the General Services Administration to create a more cost effective site and construction plan for this phase of consolidation in order that future consolidation may continue.

Tampa, Florida U.S. Courthouse

The conferees agree to rescind \$5,994,000 from funds previously appropriated for the U.S. Courthouse in Tampa, Florida. This is the amount identified by the GSA during its Time Out and Review process.

While the conferees agree that this reduction should not affect the completion of the planned project, should additional funds be required, GSA should submit a

reprogramming to the Committees on Appropriations of the House and Senate.

Operating Expenses

The conferees agree to no rescission from the Operating Expenses account as proposed by the Senate instead of \$2,065,000 as proposed by the House.

The conferees are very pleased with the General Services Administration's (GSA's) rapid response to the tragic bombing of the Alfred P. Murrah Federal Building in Oklahoma City, Oklahoma, and commend GSA employees for their efforts in this area. Additionally, the conferees note with pleasure that, in response to a request from the Committees on Appropriations, the GSA provided the conferees with timely and extensive information on the construction and repair and alternation projects considered for rescission in both the House and Senate-passed rescission packages.

Telecommuting Center

The funds previously specified in Public Law 103-329 for the flexiplace work telecommuting center project in Southern Maryland are to be transferred to the Charles County Community College to complete the establishment of the two additional telecommuting centers in Southern Maryland. This is in recognition of the results of the interim report to the Congress on Federal Interagency telecommuting Centers which show that the Southern Maryland project, developed and operated by the Charles County Community College, resulted in the highest utilization rate and lowest cost per user of any telecommuting demonstration project, and the demonstrated efficiencies of the private sector to accomplish and expand developmental projects in the most timely and cost effective manner.

FEDERAL ELECTION COMMISSION

Salaries and Expenses

The conferees agree to rescind \$1,396,000 from FEC's salaries and expenses, instead of \$2,792,000 as proposed by the House. The conferees also agree to the FEC's request to carry over \$20,000 of FY 1994 unobligated balances for use in FY 1995. The conferees note that, since 1992, FEC has received an increase of 37 percent in its annual appropriations and that the total FY 1995 revised appropriations for FEC in the amount of \$25,730,000 represents an increase of 9 percent over the FY 1994 appropriated level. Within this amount, the conferees expect FEC to fulfill its commitment, as expressed before the House Appropriations Committee on March 1, 1995, to spend not less than \$972,000 on computer modernization and electronic filing initiatives in FY 1995. The conferees further direct the FEC to complete strategic plans, including both a requirements and cost-benefit analysis, on (1) internal ADP modernization efforts and (2) electronic filing and provide these plans to the House and Senate Committees on Appropriations no later than August 1, 1995.

MERIT SYSTEMS PROTECTION BOARD

Salaries and Expenses

The conferees agree with the report language detailed in the Senate Report accompanying H.R. 1158 and reiterate the intent of that language in this statement of the managers.

Congressional oversight and the work of the General Accounting Office have raised the conferees' concern over the direction, in recent years, of the U.S. Merit Systems Protection Board. In particular the conferees believe the statutory accountability and responsibility of the MSPB Chairman must be

more adequately described to ensure the proper operation of the agency. Concern for the accountability of the MSPB Chairman to Congress necessitates the use of this vehicle to reiterate the intent of the statute.

The second sentence of the language at 5 USC 1203(a) and the first sentence of section 1204(j) shall be construed as the official named therein to include authorities of the predecessor official described at 5 USC 1104(a)(3) up to the word "except" in said paragraph and section 1104(a), paragraph (4) in its entirety prior to amendment by P.L. 94-454, Title II, sec. 201(a), October 13, 1978, 92 Stat. 1120. It is the intent of the conferees that this interpretation shall be used to expand only, and not derogate from, the authorities and responsibilities of the official named at 5 USC 1203(a) set forth in existing law.

OFFICE OF PERSONNEL MANAGEMENT

Salaries and Expenses

The conferees agree to rescind \$3,140,000. This rescission was included in both the House and Senate passed bills. This rescission is from amounts appropriated in FY 1995 for OPM training and from its Office of International Affairs.

GENERAL PROVISIONS

Section 901. The conferees agree to changes affecting availability pay for criminal investigators in certain Offices of Inspectors General as proposed by the Senate. This was originally identified in the Senate bill as Section 2002.

Section 902. The conferees agree to extend Law Enforcement Availability Pay to Customs pilots. This was originally identified in the Senate bill as section 2005.

Section 903. The conferees have included a new general provision allowing agencies to exceed estimates of travel expenses in the event of emergency requirements.

The conferees agree to delete Section 2003 and Section 2004 of the Senate bill.

CHAPTER X

DEPARTMENTS OF VETERANS AFFAIRS AND HOUSING AND URBAN DEVELOPMENT, AND INDEPENDENT AGENCIES

INDEPENDENT AGENCIES

FEDERAL EMERGENCY MANAGEMENT AGENCY

Disaster Relief

The conferees propose a supplemental appropriation for fiscal year 1995 of \$3,350,000,000, a decrease of \$2,010,000,000 below the House level and an increase of \$1,450,000,000 above the Senate level. In his February 6, 1995 messages, the President requested \$6,700,000,000 for disaster relief activities. When these additional 1995 funds are added to those funds provided in the Disaster Relief Contingency Fund, which becomes available for obligation on October 1, 1995, the conferees have met the President's request.

The conferees agree that the additional funds made available in fiscal year 1995 are more than sufficient to meet ongoing and anticipated disaster relief requirements well into fiscal year 1996, including the most recent disaster operations resulting from extraordinary rains and hail during May 1995 in Louisiana, as well as numerous other declared disasters in some 40 states.

While the conferees remain committed to adequately fund necessary disaster assistance, the mounting cost and number of declared disasters remains a difficult question which must be addressed. The conferees are further concerned that FEMA disaster assistance policies need to be applied fairly and consistently to all regions hit by disasters. Specific questions have been raised regarding FEMA policies for those disasters occurring as a result of or directly attributable to a previously identified preexisting

condition. The conferees thus direct FEMA to report to Congress within 90 days of passage of this Act on, 1) its current policies in this regard; 2) how these policies were applied in making eligibility determinations in Lead, South Dakota and Ventura, California; and 3) its recommendations for appropriate policy changes in this area.

Disaster Relief Emergency Contingency Fund

The conferees propose a supplemental appropriation of \$3,350,000,000 for a disaster relief emergency contingency fund, an increase of \$3,350,000,000 above the level proposed by the House and a decrease of \$1,450,000,000 below the level proposed by the Senate. This contingency fund will be available beginning October 1, 1995, and is provided once the President has made a specific request for a specific amount, and designates such amount as an emergency requirement pursuant to law. The conferees believe such a contingency fund will make it possible to continue mandated disaster relief requirements, such as ongoing obligations associated with the 1994 Northridge earthquake, while at the same time ensuring adequate Congressional oversight of these funds.

National Flood Insurance Fund

The conferees have proposed a transfer of \$331,000 for administrative costs from the flood insurance fund to the "Salaries and Expenses" appropriation, and a transfer of \$5,000,000 from the flood insurance fund to the "Emergency Management Planning and Assistance" appropriation. The House had included no such transfers in its bill while the Senate had proposed both items as requested in the President's February 6, 1995 messages. The conferees agree that these funds are needed to enable the Agency to initiate flood mitigation activities authorized by the National Flood Insurance Reform Act of 1994.

CORPORATIONS

FEDERAL DEPOSIT INSURANCE CORPORATION BANK ENTERPRISE ACT

Provides \$36,000,000 for eligible activities authorized under the Bank Enterprise Act (BEA) of 1991. The Senate's proposed rescission of \$88,000,000 from the Community Development Financial Institutions Fund Account would have left approximately \$36,000,000 to implement this new agency. Instead of creating a new agency such as CDFI, the conferees agree to accomplish the same goal of promoting community-based financial institutions through the incentive program authorized under the BEA. Under the original fiscal year 1995 appropriation of \$125,000,000, approximately one-third would have been available for this same incentive program. The Chairman of the FDIC is granted authority to operate this activity as authorized by the BEA.

DEPARTMENT OF VETERANS AFFAIRS

VETERANS HEALTH ADMINISTRATION

Medical Care

Inserts language rescinding \$50,000,000 of fiscal year 1995 medical care funds and exempting such funds from any restrictions on personnel compensation and benefits expenditures, instead of language rescinding \$50,000,000 from medical care, reducing the funds earmarked for the equipment and land and structures object classifications by \$20,000,000, and decreasing the funds restricted for personnel compensation and benefits by \$30,000,000 as proposed by the Senate. The rescission is consistent with the Department's latest estimate of savings in fiscal year 1995 salary costs. The VA's fiscal year 1996 budget justifications estimated that \$30,000,000 of the fiscal year 1995 appropriation restricted to salary costs would not be utilized for such purposes. The VA now esti-

mates that \$50,000,000 will be saved. The conferees have agreed to language that exempts all fiscal year 1995 medical care funds from personnel compensation and benefits restrictions in the event that salary savings are more than \$50,000,000.

DEPARTMENTAL ADMINISTRATION

Construction, Major Projects

Rescinds \$31,000,000 of major construction funds, instead of \$50,000,000 as proposed by the Senate. The conferees agree that the rescission is to be taken from excess funds in the working reserve, and have reduced the amount proposed by the Senate based on the VA's latest estimate of available savings.

DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT HOUSING PROGRAMS

NATIONAL HOMEOWNERSHIP TRUST DEMONSTRATION PROGRAM

Rescinds \$50,000,000 as proposed by the House and Senate.

Annual Contributions for Assisted Housing

Rescinds \$5,031,400,000 from annual contributions for assisted housing, instead of \$5,733,400,000 as proposed by the House and \$3,721,289,000 as proposed by the Senate, including:

\$700,600,000 from the development or acquisition cost of public housing from fiscal year 1995 and prior year unobligated balances, including \$80,000,000 from public housing for Indian families;

\$1,956,000,000 from rental assistance under the Section 8 existing housing certificate program and the housing voucher program, of which, \$100,000,000 shall be from new programs and \$350,000,000 from pension fund rental assistance as provided in Public Law 103-327. The remaining funding level will allow \$300,000,000 for the Secretary's Economic Development Initiative, and in addition, public housing relocation and replacement needs, litigation settlements or court orders, amendments to continue assistance for participating families, and the implementation of "mixed population" plans for developments housing primarily elderly residents;

\$815,000,000 from the modernization of existing public housing projects pursuant to section 14 of the United States Housing Act of 1937, including \$100,000,000 to eliminate funding for the Choice in Management initiative, as proposed by the Administration. If there are situations where housing authorities already have placed funds under contract which are now to be rescinded, the Department may use its authority under the current modernization statute (section 14(k)(1)) to provide funding for emergencies which must be repaid from future modernization allocations;

\$22,000,000 from unobligated balances of special purpose grants;

\$148,300,000 from funds earmarked for Loan Management Set-asides (LMSA);

\$15,000,000 from Family Unification as proposed by the Administration;

\$30,000,000 from housing opportunities for persons with AIDS (HOPWA) program, allowing program funding to match the President's FY 1995 request of \$156,000,000;

\$34,200,000 from amounts reserved for lease adjustments as proposed by the Administration;

\$39,000,000 from recaptures as proposed by the Administration;

\$70,000,000 from Section 8 counseling;

\$50,000,000 from amounts set-aside for service coordinators, including Sections 674/675/676 and FSS funding;

\$66,000,000 earmarked for Family Investment Centers;

\$85,300,000 from the lead-based paint abatement program. The Administration proposed rescinding \$80,000,000 from such funds; and

\$1,000,000,000 from unspecified balances for incremental units, including unreserved and unobligated program amounts totaling \$3,477,600,000, remaining Section 8 rental assistance totaling over \$400,000,000, and miscellaneous recaptures of previously obligated funds, such as \$1,506,600,000 available from public housing development funds. The Secretary is required to provide to the appropriate appropriations subcommittees of the House and Senate a detailed operating plan within 30 days of enactment to implement this reduction.

The conferees strongly support immediate changes in the Department's program policies to focus the use of available resources on activities which will yield a more efficient and competitive inventory of Federally subsidized low-income housing. Such measures include aggressive efforts to demolish failed housing developments and to provide local housing authorities greater flexibility to facilitate improvements in public housing. The conference agreement also focuses rescissions on funding activities such as new incremental units which, if obligated, would exacerbate budgetary shortfalls over the next several years.

The conference agreement provides a deferral of \$405,900,000 of preservation funds until September 30, 1995 to allow authorizing committees ample time to reformulate this program. The House proposed rescinding \$465,100,000 from the program activity while the President's budget request had proposed rescinding \$150,000,000.

The conference agreement deletes a provision in the Senate-passed language which would have mandated continued processing of certain applications which met specific statutory deadlines. The conferees agree that the Department should have greater discretion in continuing such processing. It is the expectation of the conferees, however, that processing should not be suspended in cases where such an action would jeopardize on-going efforts to preserve these affordable housing units, particularly in cases where purchases by non-profits or by resident organizations are being developed.

Assistance for the Renewal of Expiring Section and Subsidy Contracts

Rescinds \$1,177,000,000 of rental assistance for the renewal of expiring Section 8 subsidy contracts. The Senate had proposed the rescission of \$1,050,000,000 from the Annual Contributions for Assisted Housing account and directed the Secretary to use excess Section 8 reserves of public housing authorities to make up this shortfall. The House proposed no rescission. In order to renew all expiring Section 8 subsidy contracts in fiscal year 1995, the conferees agree to shorten approximately one-half of fiscal year 1995 renewal contracts to two-year terms instead of three. In addition, the Secretary is directed to use an estimated \$427,000,000 of Section 8 excess project reserves to fund remaining Section 8 contract renewal needs.

Payments for Operation of Low-Income Housing Projects

Rescinds no funding from this account as proposed by the Senate. The House had proposed a rescission of \$404,000,000 from the program activity to bring it down to the President's request for fiscal year 1995. The conferees acknowledge the difficulty of implementing a reduction in this account mid-year, but also note that future reductions for this program activity are likely. Housing authorities, through more efficient management and implementation of uncoming reauthorization deregulation, must work diligently to prepare for possible lower funding levels in fiscal year 1996.

Severely Distressed Public Housing

Rescinds no funding from this account as proposed by the Senate. The House had pro-

posed rescinding \$523,000,000 from this account. While these funds are permitted to go forward, the conferees note that it is possible that this activity may not be funded in fiscal year 1996. Also, approximately three-fourths of the House rescission amount had been obligated by the time of conference and was unavailable for rescission.

Drug Elimination Grants for Low-Incoming House

Rescinds no funding from this account as proposed by the Senate. The House had proposed rescinding \$32,000,000 from the program activity to return it to the fiscal year 1994 funding level of \$265,000,000.

Youthbuild Program

Rescinds \$10,000,000 from the Youthbuild program. The House had proposed rescinding \$38,000,000 to return program activity to last year's funding level of \$40,000,000 while the Senate had proposed no rescission.

Housing Counseling Assistance

Rescinds \$38,000,000 as proposed by the House and Senate, returning this program activity to its fiscal year 1994 funding level of \$12,000,000.

Flexible Subsidy Fund

Rescinds \$8,000,000 as proposed by the House. The Senate had proposed no rescission for this program activity.

NEHEMIAH HOUSING OPPORTUNITIES FUND

Rescinds \$10,500,000 of remaining unobligated balances from the Nehemiah Housing Opportunities Fund. The House had proposed rescinding \$19,000,000 and the Senate \$17,700,000 from this account.

HOMELESS ASSISTANCE

HOMELESS ASSISTANCE GRANTS

Defers the availability of \$297,000,000 of homeless assistance grants until September 30, 1995 as proposed by the House. The Senate did not propose a similar provision. The remaining appropriation of \$823,000,000 available for all of fiscal year 1995 would match the fiscal year 1994 program funding level.

COMMUNITY PLANNING AND DEVELOPMENT

COMMUNITY DEVELOPMENT GRANTS

Rescinds no funds from this account as proposed by the Senate. The House had proposed a rescission of \$349,200,000 from this program activity.

ADMINISTRATIVE PROVISIONS

The conference agreement includes modifications proposed by the Senate to the public housing modernization program to permit greater flexibility in the use of these funds. For example in places like Dallas, Houston, and Louisville, Federal modernization funds can help pay the cost of demolition of public housing that is beyond repair. This is the case in Houston, where the costs of demolishing Allen Parkway Village can be shifted from the city to the local PHA. The conferees agree to several technical changes that clarify that modernization funds are to be used only for public housing or the public housing portion of jointly-administered housing.

Both the House- and the Senate-passed bills including provisions to eliminate one-for-one replacement requirements for public housing demolition or disposition applications approved prior to September 30, 1995. The conferees agree to the Senate language amended to exclude housing required to be replaced because of a court order or litigation settlement. The House language included this provision. The Department is urged to approve as quickly as possible qualified applications for demolition or disposition.

The conferees agree to the Senate proposal allow public housing authorities to reuse certain recaptured Section 8 rental assist-

ance. The House bill contained no comparable provision.

INDEPENDENT AGENCIES

CHEMICAL SAFETY AND HAZARD INVESTIGATION BOARD

SALARIES AND EXPENSES

Rescinds \$500,000, as proposed by both the House and the Senate. This rescission terminates the Board before members have sworn the oath of office and prior to expenditure of any funds, and is consistent with the rescission and termination proposal made by the President in the February 6, 1995 messages.

COMMUNITY DEVELOPMENT FINANCIAL INSTITUTIONS

COMMUNITY DEVELOPMENT FINANCIAL INSTITUTIONS FUND

PROGRAM ACCOUNT

Rescinds \$124,000,000 from this account as proposed by the House. The Senate has proposed a rescission of \$88,000,000. In order to limit the growth of government and achieve the same goals, the conferees agree to provide \$36,000,000 to the Federal Deposit Insurance Corporation to implement Bank Enterprise Act (BEA) incentives to promote community-based financial institutions.

CORPORATION FOR NATIONAL AND COMMUNITY SERVICE

NATIONAL AND COMMUNITY SERVICE PROGRAMS OPERATING EXPENSES

Rescinds \$210,000,000 of National and Community Service Programs Operating Expenses funds, instead of \$416,110,000 as proposed by the House and \$105,000,000 as proposed by the Senate. This action will permit the Corporation to maintain the fiscal year 1994 funding level of \$365,000,000 in the current fiscal year. The conferees have agreed to add language to prohibit the remaining fiscal year 1995 appropriation from being used for national awards to Federal agencies. This action is taken to increase program participation by traditional private voluntary organizations such as the Girl Scouts, the American Red Cross, and the Future Farmers of America.

ENVIRONMENTAL PROTECTION AGENCY

RESEARCH AND DEVELOPMENT

The conferees propose to rescind \$14,635,000 of fiscal year 1995 appropriations, the same as proposed by the House and \$5,000,000 more than that proposed by the Senate. In addition to the \$3,635,000 proposed in the President's February 6, 1995 messages for academic training (\$1,000,000), neurotoxicity research (\$700,000), health effects research (\$600,000), and procurement savings (\$1,335,000), the conferees have proposed to rescind \$6,000,000 of funds appropriated in fiscal year 1995 for the Environmental Monitoring and Assessment Program and \$5,000,000 of unspecified reductions. The conferees expect the Agency to submit specific proposals, in a format consistent with normal reprogramming procedures, of where these unspecified reductions will occur within the research and development account.

ABATEMENT, CONTROL, AND COMPLIANCE

The conferees propose to rescind \$9,806,805 of fiscal year 1995 appropriations, an increase of \$5,000,000 over the level proposed by the House and the same as proposed by the Senate. In addition to the rescissions of \$3,141,805 for termination of the Clean Lakes program and \$1,665,000 for procurement savings as proposed in the President's February 6, 1995 messages, the conferees have proposed to rescind \$5,000,000 from the Agency's "green" programs. The conferees agree that budget constraints require reduced spending

in this area, and further agree that the agency should strongly consider the phase-out of those "green" programs, such as the "energy star buildings" program, which are essentially identical to programs already offered by private enterprise or by other Federal or State agencies.

Bill language has been included which stipulates that the Agency will not be required to site a supercomputer in the Bay City, Michigan vicinity as is required by current law.

BUILDINGS AND FACILITIES

The conferees propose to rescind \$83,000,000 of prior year appropriations, an increase of \$58,000,000 over the level proposed by the House, and the same as proposed by the Senate. These funds are derived from appropriations made in fiscal years 1992 and 1993 for the EPA Center for Ecology Research and Training, a new laboratory which would add to the Agency's existing 39 such facilities. This proposed rescission will terminate further activities associated with the lab's development before significant sums are expended. The conferees note that sufficient funds remain in the buildings and facilities account to cover expected necessary "close-out" costs associated with the lab site, and direct the Agency to provide the House and Senate Appropriations Committees a specific plan and schedule for such close-out within 60 days of passage of this Act.

HAZARDOUS SUBSTANCE SUPERFUND

The conferees propose to rescind \$100,000,000 of fiscal year 1995 appropriations, an increase of \$100,000,000 above the level proposed by the House and the same as proposed by the Senate. The conferees agree that while this proposed rescission is not expected to severely disrupt the program, it nevertheless will slow current program activities somewhat while the Congress works on reauthorizing and perhaps restructuring this expired program.

WATER INFRASTRUCTURE/STATE REVOLVING FUNDS

The conferees propose to rescind \$1,302,200,000 of fiscal year 1995 and prior year appropriations, a decrease of \$1,000,000 from the level proposed by the House and an increase of \$60,105,000 above the level proposed by the Senate. Of the proposed \$1,302,200,000 rescission, \$1,299,000,000 had been appropriated in fiscal years 1994 and 1995 for distribution upon enactment of a safe drinking water state revolving fund. While this rescission should not be interpreted as opposition to the creation of such an SRF, the conferees acknowledge that fiscal realities make it difficult to provide large sums for programs which await authorization.

The remaining \$3,200,000 rescission is derived from funds appropriated in fiscal year 1995 for specific wastewater infrastructure improvements, and has been recommended for rescission in the President's February 6, 1995 messages.

ADMINISTRATIVE PROVISIONS

The conferees adopted language included in the Senate bill which prevents the Agency from requiring that States adopt a centralized inspection and maintenance facility as part of their state implementation plan under the Clean Air Act, although the states retain the flexibility to adopt such a program should they desire.

The conferees adopted identical language included in both the House and Senate bills which provides that no funds can be expended by the Environmental Protection Agency to impose or enforce any requirement that a State implement a trip reduction plan as part of their state implementation plan. Additional new language which stipulates that Section 304 of the Clean Air

Act (regarding citizen suits) does not apply in cases where States choose not to implement such a trip reduction plan was also adopted by the conferees.

The conferees adopted language contained in the Senate bill which prevents EPA from adding new sites to the National Priorities List during the balance of fiscal year 1995, unless such new site is specifically requested for listing by the Governor of the affected State, or unless Superfund legislation is reauthorized prior to the end of the fiscal year.

The conferees carefully considered a provision to impose a moratorium on EPA Clean Air Act deadlines for state attainment plans and permitting programs and considered mandating full credit for decentralized inspection and maintenance programs. This legislation was deferred pending a review of EPA's actions in reviewing and approving applications by states for up to 100 percent credit where such states have submitted evidence of an effective test-and-repair program. The conferees strongly agree that EPA should defer imposition of sanctions against any state which is preparing, or has submitted an application to EPA for up to 100 percent compliance credit for their test-and-repair inspection and maintenance program. The conferees agree that a demonstration for up to 100 percent compliance credit may be submitted by a state with their SIP revision, and that such demonstration may require two years or two full cycles to complete. EPA should exercise flexibility in reviewing and approving each state's plan in this regard.

EPA should seriously consider abandoning an inflexible standard that test-and-repair facilities are 50 percent as effective as test-only facilities and should grant test-and-repair programs the credit, up to 100 percent, based on scientific evidence and/or data that supports the determination of additional credits.

The conferees note that EPA issued regulations in November 1992 stating that in order to get more than 50 percent credit for a test-and-repair program, the state would have to demonstrate actual operating data that its program was more effective. States should be prepared to provide such data.

In complying with the prohibition on use of funds for disapproval of a state implementation plan, the conferees agree that it would apply only in the case where only a 50 percent discount was applied by the agency, and not at any other percentage discount which the Agency may apply or if the state implementation plan was not in compliance with law on a basis other than inspection and maintenance.

The conferees further agree that should EPA fail to demonstrate flexibility and reasonableness in responding to such state applications, further legislation will be enacted by Congress.

No language was included regarding the Agency's responsibilities for the California Federal Implementation Plan as the matter was resolved earlier in Public Law 104-6.

NATIONAL AERONAUTICS AND SPACE ADMINISTRATION

SCIENCE, AERONAUTICS AND TECHNOLOGY

The conferees agree to rescind a total of \$52,000,000 as proposed by the House and \$68,000,000 as proposed by the Senate.

The conference agreement is as follows:

Earth Observing System ...	-\$17,000,000
Hubble Telescope Mission .	-5,000,000
Regional Ecosystem	
Supercomputer	-3,000,000
Hypersonics	-12,000,000
Life and Microgravity	-15,000,000.

The conferees agree to impose no rescission in the area of academics. The conferees agree that the recent expansion of NASA

funded educational programs, that expand opportunities and enhance diversity in the NASA sponsored research and education community—especially for the minority institutions and for socially and economically disadvantaged and disabled students, historically underrepresented in the Agency's research and education programs—are meritorious and should be supported. The conferees, however, note that such rapid and cumulative growth through incrementally funded, multi-year commitments will be very difficult to sustain during a period when overall NASA funding and employment will be reduced. NASA should undertake a review of all academic programs which includes revisions of its multi-year program plan in anticipation of such funding constraints with careful attention to the balance between the proportion of NASA's dollars received by minority institutions of higher education and other institutions of higher education.

CONSTRUCTION OF FACILITIES

The conferees agree to a rescission of \$34,000,000 in prior years appropriations for construction of facilities instead of \$27,000,000 as proposed by the House and \$76,000,000 as proposed by the Senate. The conference agreement includes rescission of \$27,000,000 which was appropriated in fiscal year 1993 for construction of a facility for the Consortium for International Earth Science Information Network. In addition, the conference agreement includes rescission of \$7,000,000 which was appropriated in prior years for construction of a Rocket Engine Test Facility at the Lewis Research Center.

MISSION SUPPORT

The conferees agree to rescind \$32,000,000 of fiscal year 1995 funding instead of \$1,000,000 as proposed by the House and \$6,000,000 as proposed by the Senate. The conference agreement includes rescission of \$1,000,000 for administrative aircraft, \$10,000,000 for salaries and expenses (ROS), and \$21,000,000 for salaries and expenses savings.

SPACE FLIGHT, CONTROL AND DATA COMMUNICATIONS

The conferees agree to rescind \$20,000,000 from funds made available for the replacement orbiter for the Challenger. The President had proposed a rescission of \$10,000,000 in his message of May 2, 1995. After this rescission, \$23,448,844 will remain for this purpose.

ADMINISTRATIVE PROVISIONS

Clear Lake Development Facility

The conferees agree to include an administrative provision which will enable the National Aeronautics and Space Administration to exercise an option to purchase the Clear Lake Development Facility, as modified for use as a Neutral Buoyancy Laboratory. The facility is currently being leased by NASA. It is the intention of the conferees that the cost of the facility as modified by the current owner (or contractor) and delivered completely modified to NASA, will be no more than \$35,000,000.

Yellow Creek Facility, Mississippi

The federal government has a long history of involvement in Yellow Creek, located near Iuka, Mississippi. The site, originally purchased by the Tennessee Valley Authority for use as a nuclear energy plant, was subsequently transferred to NASA after the nuclear energy plant's cancellation. NASA intended to use Yellow Creek to build the Advanced Solid Rocket Motor (ASRM) and, after its cancellation, instead committed to use the site to build nozzles for the Redesign Solid Rocket Motor (RSRM). On May 2, 1995, due to its current budgetary constraints, NASA terminated the RSRM nozzle

production effort at Yellow Creek. The bill language included by the conferees on the transfer of the NASA Yellow Creek facility reflects the most recent commitment made by the NASA Administrator to the Governor of the State of Mississippi. The major investment by the State of Mississippi in facilities and infrastructure to support Yellow Creek, in excess of \$100,000,000, is a key factor in NASA's agreement to turn the site over to the State of Mississippi. The main elements of the agreement reached between NASA and the State of Mississippi, which the conferees expect to be adhered to by the two parties, are as follows:

The Yellow Creek facility will be turned over to the appropriate agency of the State of Mississippi within 30 days of enactment of this Act. All of the NASA property on Yellow Creek which the State of Mississippi requires to facilitate the transfer of the site transfers with the site to the State, subject to the following exceptions anticipated by the conferees:

(1) Any property assigned to a NASA facility other than Yellow Creek prior to May 2, 1995, but located at Yellow Creek, will be returned to its assigned facility;

(2) Only those contracts for the sale of NASA property at Yellow Creek signed by both parties prior to May 2, 1995 shall be executed;

(3) Those items deemed to be in the "national security interest" of the federal government shall be retained by NASA. The national security clause shall be narrowly construed and shall apply only in a limited manner, consistent with established criteria relating to national security interests. This clause shall not be used to circumvent the intent of this Act, which is to transfer the site and all of its property, except as otherwise noted, to the State of Mississippi; and

(4) Other items of interest to NASA may be retained by NASA with the consent of the State of Mississippi.

It is the expectation of the conferees that all other NASA personal property will transfer to the State of Mississippi. The conferees further expect facilities on the site not subject to the above provisions, such as the environmental lab, to be left as is.

Any environmental remediation of Yellow Creek necessary as a result of the activities of governmental agencies, such as NASA, or quasi-governmental agencies, such as the Tennessee Valley Authority, will be the responsibility of the federal agency or quasi-federal agency, including any successors and interests.

Within thirty days of enactment of this Act, \$10,000,000 will be transferred from NASA to the appropriate agency of the State of Mississippi.

The site's environmental permits will become the property of the State of Mississippi. NASA will provide all necessary assistance in transferring these permits to the State of Mississippi.

NATIONAL SCIENCE FOUNDATION ACADEMIC RESEARCH INFRASTRUCTURE

Rescinds \$131,867,000, as proposed by both the House and the Senate.

CORPORATIONS

FEDERAL DEPOSIT INSURANCE CORPORATION FDIC AFFORDABLE HOUSING PROGRAM

Rescinds \$11,281,034 from the FDIC Affordable Housing program as proposed by the House and Senate.

TITLE II—GENERAL PROVISIONS EMERGENCY TIMBER SALVAGE

The managers have included bill language (section 2001) that directs the appropriate Secretary to prepare, advertise, offer, and award salvage timber sale contracts utilizing emergency processes and procedures provided in the bill.

The managers, in order to establish their expectation of performance have included salvage timber sale volume requirements in this statement. The managers have not included volume requirements directly in bill language but expect the Secretary concerned to reduce backlogged salvage volume and award additional salvage sale contracts to the maximum extend feasible. However, the managers underscore their intent that the salvage volume levels are not merely aspirational; each Secretary is expected to meet the volume levels specified herein.

The managers, in cooperation with the authorizing committees of jurisdiction, have agreed to monitor the USDA and BLM progress toward meeting the salvage levels set out herein. The committees of jurisdiction will carefully assess the reports to determine whether or not the agencies have met the salvage levels put forward in the statement of the managers. Depending on performance, the need for volume targets will be reevaluated in future appropriations bills, beginning in FY 1996.

Forest Health

The managers note that the emergency forest health situation from fire, insect infestation and disease has approached epidemic levels. As a result, the backlog of dead and dying trees in National Forests and other public lands is substantial.

In part, the severe risk of permanent damage to forest land necessitates removal of dead, dying, and salvage trees before greater damage occurs—including second phase fires which burn hotter and destroy land and streams. Once removal of salvage tress occurs, reforestation is required by the emergency salvage provision. Reforestation will facilitate regrowth of healthy forests that are less prone to fire damage, insect infestation, and disease.

Much of this salvage volume must be removed within one year or less for the timber of retain maximum economic value, and to prevent future disasters from fire that can permanently damage forest land, eradicate wildlife, and ruin aquatic habitat. Therefore, the managers have included bill language to provide all necessary tools to expedite environmental processes, streamline, administrative procedures, expedite judicial review, and give maximum flexibility to the Secretary concerned in order to provide salvage timber for jobs, to improve forest health, and prevent future forest fires.

The managers expect the agencies to implement available flexibility to achieve maximum returns and that agency personnel expeditiously process the environmental documentation needed to finalize emergency timber sales.

Volume Levels

The managers have carefully reviewed the materials submitted by the Departments concerning the capability of the Forest Service and Bureau of Land Management to respond to the emergency nature of the forest health situation. For the Forest Service, the documents submitted indicate that the total merchantable salvage volume (dead and dying trees) in national forests exceeds 18.25 BBF. The Forest Service identified 12.68 BBF of volume which is economically operable during the next two years, while still complying with basic forest land stewardship protection measures.

Of particular interest in the Forest Service's assessment that 6.75 BBF of volume could be available during the next three years using the expedited procedures of this section, without violating the substantive requirements of existing environmental laws. This volume estimate was developed by Forest Service line managers and biologists. The Forest Service reports that there is a

significant margin of error (+/-25%) in these estimates, and it is reasonable to expect that the volumes may increase somewhat as on-the-ground implementation gets underway. Given the margin of error in the estimates, it appears the Forest Service could meet the salvage volumes in the House bill without sacrificing the substantive objectives of all environmental laws. The Senate bill contained no sale volumes.

The managers extended the provisions of this section through FY 1997, effectively making the program duration 2.5 years. Based on the capability statements by the Forest Service and similar representatives by the Bureau of Land Management, the managers expect that the procedures of this section will expedite the implementation of existing programmed salvage volumes and allow the Secretary of Agriculture to prepare, advertise, offer, and award contracts for an additional increment of salvage volume as follows: FY 1995—750 million board feet; FY 1996—1.5 billion board feet; FY 1997—1.5 billion board feet. These programmed levels for the Forest Service are contained in the attachment to the April 25, 1995, letter to the Chairman of the House Resources Committee. Similarly, the managers expect an emergency timber salvage program from the Secretary of the Interior as follows: FY 1995—115 million board feet; FY 1996—115 million board feet; FY 1997—115 million board feet. These numbers are within the range of achievement in an environmentally sound program. Each Secretary may exceed these salvage levels if field conditions demonstrate additional salvage opportunities.

The managers have directed periodic reporting on the agencies' progress in implementing the procedures of this section in order to reassess their expectation concerning achievement of specified salvage volumes and agency performance. The managers expect that the committees of jurisdiction will remain actively involved in the monitoring of the emergency salvage program.

Process

The managers intend that as the environmental processes are completed for individual sales, the Secretary concerned may choose among the completed combined documents to determine how sales should go forward.

The bill language provides a process for judicial review of emergency salvage sales by the Federal District Courts. The managers provided this mechanism for legitimate concerns with agency actions. Automatic stays for 45 days are required pending the final decision on review of the record by the district court within that time period. Due to the exigency of the emergency salvage situation administrative appeals are waived.

For emergency timber salvage sales, Option 9, and sales in Section 318 areas, the bill contains language which deems sufficient the documentation on which the sales are based, and significantly expedites legal actions and virtually eliminates dilatory legal challenges. Environmental documentation, analysis, testimony, and studies concerning each of these areas are exhaustive and the sufficiency language is provided so that sales can proceed.

The managers are aware of the high cost, time, and personnel commitment needed to mark salvage trees individually. The managers also recognize the requirement for federal agencies to designate timber authorized for cutting. Federal agencies are directed to determine the extent to which the use of designation by description is practical and are further directed to use the most effective method of designation to prepare salvage timber sales.

The emergency salvage provision clearly prohibits harvesting in National Wilderness Preservation System lands, roadless areas designated by Congress for wilderness study, and roadless areas recommended for wilderness designation in the most recent land management plan. Lands not specifically protected by the provision include prohibitions such as agency initiatives, timber sale screens, interim guidelines, settlement agreements, the CASPO Report, riparian areas covered by other initiatives, and any other area where the agencies restrict timber harvesting on their own accord.

The bill also allows all salvage sales proposals in development on the date of enactment of this Act to be immediately brought into conformity with this, the emergency salvage provision.

Reporting

The bill language directs the agencies to prepare a report by August 30, 1995, detailing the steps the agency is taking, and intends to take, to meet salvage timber sale volumes. The report shall also include a statement of the intention of the Secretary concerned with respect to the salvage volumes specified herein.

The managers will carefully review the Administration's implementation of the salvage program, and, if found to be inadequate, will employ such actions as deemed necessary. Such actions might include, but are not limited to, reallocation within budget categories or other prioritizations to be determined by the Congress.

Option 9

The managers have retained bill language added by the Senate that provides the Forest Service and Bureau of Land Management the authority to expedite timber sales allowed under the President's forest plan for the Pacific Northwest, commonly known as option 9. The managers are concerned that the administration has not made the necessary efforts to fulfill the commitment it made to the people of the region to achieve an annual harvest level of 1.1 billion board feet and have included bill language to assist the administration in this effort.

On December 21, 1994, the Federal District Court issued an opinion upholding option 9 as valid under all present environmental laws. The managers wish to make clear that the bill language does not independently validate option 9 and does not restrict pending or future challenges.

The managers have added bill language to eliminate the need for an additional environmental impact statement in order to speed up the issuance of a final 4(d) rule, which will provide expedited relief to thousands of nonfederal landowners in the region. The managers understand that the Secretary of the Interior is extending the comment period on the proposed Section 4(d) rule, and expect the Secretary to review carefully the extensive Special Emphasis Areas in Washington to assure regulatory relief for nonfederal lands, particularly in light of new owl population data on the Olympic Peninsula. As provided in bill language, the managers have agreed that no environmental impact statement will be required for the Section 4(d) rule notwithstanding the outcome of pending litigation over Option 9. Finally, nothing in this provision is intended to prejudice the outcome of pending litigation over Endangered Species Act Section 9 prohibitions.

Released Timber Sales

The bill releases all timber sales which were offered for sale beginning in fiscal year 1990 to the date of enactment which are located in any unit of the National Forest System or District of the Bureau of Land Management within the geographic area encompassed by Section 318 of the Fiscal Year 1990

Interior and Related Agencies Appropriations Act. Included are all sales offered, awarded, or unawarded, whether or not bids have subsequently been rejected by the offering agency, with no change in original terms, volumes, or bid prices. The sales will go forward regardless of whether the bid bond from the high bidder has been returned, provided it is resubmitted before the harvesting begins. The harvest of many of these sales was assumed under the President's Pacific Northwest forest plan, but their release has been held up in part by extended subsequent review by the U.S. Fish and Wildlife Service. The only limitation on release of these sales is in the case of any threatened or endangered bird species with a known nesting site in a sale unit. In this case, the Secretary must provide a substitute volume under the terms of subsection (k)(3).

FUNDS AVAILABILITY

The conference agreement retains a Senate provision (section 2002) restricting funds availability to the current fiscal year unless otherwise stated. The House bill contained no similar provision.

DOWNWARD ADJUSTMENTS IN DISCRETIONARY SPENDING LIMITS

The conferees agree to include a provision (section 2003) included in both the House and Senate bills that would reduce the discretionary spending limits by the savings resulting from this act for the fiscal years 1995 through 1998. The House bill also included an additional provision that would have made additional projected reductions by assuming that similar savings would be enacted in each of the next three fiscal years. The conferees recommend that spending limit adjustments for actions projected for the future should be made in appropriate legislative vehicles such as reconciliation bills. Also, the House bill included provisions that would appropriate the savings from the bill to a deficit reduction fund. By including the provision dealing with spending limit adjustments and the prohibition on the use of savings to offset tax cuts mentioned below, the intent of these House provisions is accommodated.

PROHIBITION ON USE OF SAVINGS TO OFFSET DEFICIT

INCREASES RESULTING FROM DIRECT SPENDING OR RECEIPTS LEGISLATION

The conference agreement includes a provision (section 2004) included in both the House and Senate versions of the bill that would preclude the savings in this bill from being used for any tax reductions or other similar direct spending or receipts legislation.

NATIONAL KOREAN WAR VETERANS ARMISTICE DAY

The conference agreement inserts language (section 2005), not contained in the House or Senate bill, which designates July 27 of each year, until the year 2003, as "National Korean War Veterans Armistice Day".

ASSISTANCE TO ILLEGAL IMMIGRANTS

The conference agreement includes an amended House provision (section 2006) that prohibits any individual who is not lawfully in the United States from receiving any direct benefit or assistance from funds in the bill except for emergency assistance. The conference agreement expands the provision to include direction that agencies should take reasonable steps in determining the lawful status of individuals seeking assistance. Also, a nondiscrimination clause has been added. The Senate bill did not include any provision on this subject.

This provision is essentially the same provision that was included in the initial emergency supplemental appropriations act that

provided relief from the earthquake that hit the Los Angeles area in 1994 (Public Law 103-211). The conferees understand that this provision was implemented for that bill in a manner that did not delay non-emergency assistance to appropriate recipients. The conferees agree that this should be the situation for this bill.

SENSE OF THE SENATE REGARDING TAX AVOIDANCE

The conference agreement deletes a Senate provision that expressed the sense of the Senate that Congress should act as quickly as possible to preclude persons from avoiding taxes by relinquishing their citizenship. The House bill contained no similar provision.

FEDERAL ADMINISTRATIVE AND TRAVEL EXPENSES

The conference agreement deletes two Senate provisions that would have rescinded \$342,500,000 for administrative and travel activities. The conferees agree that it is more appropriate to make rescissions in the regular accounts rather than making across the board rescissions.

IMPACT OF LEGISLATION ON CHILDREN

The conference agreement deletes a sense of the Congress provision included in the Senate version of the bill that Congress should not adopt any legislation that would increase the number of children who are hungry or homeless. The House bill contained no similar provision.

TITLE III

EMERGENCY SUPPLEMENTAL APPROPRIATIONS

ANTI-TERRORISM INITIATIVES

OKLAHOMA CITY RECOVERY

Chapter I

DEPARTMENTS OF COMMERCE, JUSTICE, AND STATE, THE JUDICIARY, AND RELATED AGENCIES

After House and Senate consideration of this bill, the Administration requested emergency supplemental appropriations of \$71,455,000 for the Department of Justice and \$10,400,000 for the Judiciary to address urgent needs arising from the Oklahoma City bombing and for enhanced anti-terrorism efforts. The conference agreement provides an emergency supplemental appropriation of \$113,360,000 for the Department of Justice and \$16,640,000 for the Judiciary for these purposes, an increase of \$48,145,000. These funds are designated by the Congress as emergency requirements pursuant to section 251(b)(2)(D)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended and amounts above the supplemental request are available as emergency spending only to the extent that the President also designates these funds as emergency requirements.

The conference agreement provides funding through fiscal year 1996 for the full anticipated costs of expenses related to the investigation and prosecution of persons responsible for the bombing as well as the full cost of funding new personnel for enhanced counterterrorism efforts. The conference agreement also provides for a more flexible mechanism for the Attorney General to reimburse Department of Justice law enforcement agencies and State and local expenses related to the Oklahoma City bombing by appropriating funds requested for these expenses to a new Counterterrorism Fund.

While awaiting the Administration's 1996 budget amendment, the conferees have attempted to anticipate and fully fund the requirements for enhanced counterterrorism activities in both 1995 and 1996. To the extent that the supplemental does not fully anticipate the total needs, the conferees expect

that the Administration will forward the additional requirements expeditiously.

DEPARTMENT OF JUSTICE
GENERAL ADMINISTRATION
Counterterrorism Fund

The conferees have established a new Fund within this appropriation account, under the control and direction of the Attorney General, to: (1) cover the extraordinary and contingency type costs that have been incurred and are expected to occur as a result of the Oklahoma City bombing and (2) to cover costs related to any potential or actual future domestic or international terrorism event. The conference agreement provides an appropriation of \$34,220,000 for this account which will remain available until expended.

The conferees intend that the funds provided through the Counterterrorism Fund will be used to reestablish or rebuild offices or facilities of the Department of Justice that are destroyed or damaged as the result of a domestic or international terrorism event. For example, the Oklahoma Resident Office of the Drug Enforcement Administration was destroyed in the bombing of the Alfred P. Murrah Building. In addition, funds are provided for a threat assessment of all Federal office buildings.

The conference agreement allows for the payment of expenses of an extraordinary nature of Department of Justice agencies engaged in, or providing support to, counterintelligence, investigating, or prosecuting domestic or international terrorism. Therefore, funds are available to reimburse the Federal Bureau of Investigation, the United States Attorneys and the United States Marshals Service for expenses incurred in connection with the Oklahoma City bombing and may be used for further expenses related to this incident. Funds are also available to reimburse the Office of Justice Programs Justice Assistance account for Emergency Assistance payments to qualifying State or local law enforcement agencies.

The conference agreement allows this Fund to be used for the payment of rewards as outlined under language included in the General Provisions for the Department of Justice contained in this Act.

Because there may be necessary expenses that arise in such events that are not known at the present time, the conference agreement allows the Attorney General to make the determination on a case by case basis of such necessary expenses which may be covered by funds appropriated to this account. The Attorney General may also use these funds to engage in planning, and the execution of such plans, related to upcoming significant events which offer the potential of being targeted by domestic or international terrorists.

The conferees expect the Attorney General to notify the Committees on Appropriations of the House of Representatives and the Senate prior to the obligation of funds from this account, with the exception of the \$10,555,000 requested by the Administration for anticipated 1995 costs of the Department of Justice related to the Oklahoma City bombing. The conferees understand the urgency of meeting these requirements and the need to reimburse these agencies for these expenses in a timely manner. To the extent that these expenses deviate from those requested by the Administration in the supplemental, the conferees expect the Attorney General to report any differences to the Committees on Appropriations of both the House and the Senate.

LEGAL ACTIVITIES

Salaries and Expenses, United States Attorneys

The conference agreement provides a \$2,000,000 supplemental appropriation for the

United States Attorneys. The amounts provided will remain available until expended and will provide for the establishment of a specialized team of attorneys for terrorism prosecution. The funds provided will support the full cost of hiring an additional 8 Assistant United States Attorneys and 4 support personnel.

The conference agreement also provides additional funds, as requested by the Administration, to support extraordinary expenses being incurred by the United States Attorneys from the establishment of a Command Center in Oklahoma City to support the investigation of persons involved in the Oklahoma bombing and future expenses related to the prosecution and trial of those arrested. The conferees intend that funds for these activities for the United States Attorneys will be provided under the newly established Counterterrorism Fund.

FEDERAL BUREAU OF INVESTIGATION
Salaries and Expenses

The conference agreement provides a \$77,140,000 supplemental appropriation for the Federal Bureau of Investigation, to remain available until expended, for additional personnel and equipment to support expanded investigations of domestic and international terrorism activities.

The conference agreement provides \$1,905,000 for the full cost of hiring 25 intelligence analysts to establish a Domestic Counter-terrorism Center to coordinate and centralize Federal, State, and local law enforcement efforts in response to major terrorist incidents and as a clearinghouse for all domestic and international terrorism information and intelligence.

In addition the conferees have provided \$12,875,000 for the full cost of hiring 31 additional engineering and technical staff to support research and development of new techniques to replace existing intercept capabilities that are ineffective when used in an advanced digital communications environment and to enhance law enforcement capabilities to perform court-authorized voice and data interceptions.

The conferees provide \$10,000,000 to modernize the FBI's Strategic Information Operations Center to provide the capability of addressing multiple sites and incidents concurrently and to support the centralized coordination of law enforcement for major incidents such as the Oklahoma City bombing.

The conference agreement provides \$37,660,000 for the full cost of hiring 190 surveillance specialists and 143 support personnel, in lieu of one month's funding for 231 surveillance specialists and 169 support personnel. In addition, \$8,700,000 is provided for the full cost of hiring 38 tactical operations staff and for equipment for enhanced counter-terrorism operations. Also provided is \$5,000,000 to replace and upgrade laboratory equipment and provide Emergency Response Teams with proper equipment and tools for the collection and processing of crime scene evidence. The conferees also provided \$1,000,000 for the development of an automated database to collect and analyze information regarding hostage/barricade situations.

The conference agreement does not include \$5,600,000 for the design of three new facilities—a new FBI laboratory, a new National Law Enforcement Technical Support Center, and a new training facility—due to the need to assess the purpose and the long-term costs of these facilities in the regular appropriations process.

The conference agreement also provides additional funds, as requested by the Administration, to support extraordinary expenses being incurred by the Federal Bureau of Investigation to support the investigation of persons involved in the Oklahoma City

bombing and the payment of rewards in connection with this investigation. The conferees intend that funds for these activities and future expenses of the Federal Bureau of Investigation related to this incident will be provided under the newly established Counterterrorism Fund.

General Provisions

Section 3001 of the conference agreement includes language that allows the Attorney General to provide a reward, up to a maximum of \$2,000,000, to individuals assisting in the investigation and prosecution of terrorists. The Attorney General is currently limited to a maximum reward payment of \$500,000.

Section 3002 of the conference agreement provides that funds made available in this Act are subject to the standard reprogramming procedures set forth in Section 605 of Public Law 103-317.

THE JUDICIARY

COURTS OF APPEALS, DISTRICT COURTS, AND
OTHER JUDICIAL SERVICES

Court Security

The conference agreement includes a supplemental appropriation of \$16,640,000 for the Federal Judiciary's Court Security account compared to the Administration's request of \$10,400,000. The amount provided will remain available until expended to cover the costs of enhanced security of judges and support personnel in response to the potential increased threat resulting from the recent bombing of the Federal building in Oklahoma City. The amount is provided as follows:

—\$12,620,000 to cover the full costs of hiring an additional 250 new court security officers (CSOs) for existing court locations which currently have none and at locations which are currently below accepted standards. The Judiciary had requested funds to hire 400 CSOs for existing space, but the conferees felt that no more than 250 could be brought on so late in the fiscal year. The remainder of this request will be considered in the context of the fiscal year 1996 appropriations process.

—\$2,120,000 for the full costs of hiring an additional 40 CSOs to operate and monitor new weapons/explosives screening equipment and x-ray machines for fifteen existing judiciary locations where no security equipment is currently in place.

—\$4,900,000 for new and replacement security equipment, including upgrading equipment at existing facilities and purchase of x-ray machines and magnetometers for fifteen facilities which currently have no security equipment.

The amounts provided assume the reprogramming of \$3,000,000 in available balances in this account as proposed in the Judiciary's supplemental request.

The conferees have not included the \$2,000,000 requested for vehicle barriers to be placed at the entrance to parking garages at 50 metropolitan court facilities around the country. The conferees understand that the actual costs of placing these barriers at the 50 locations may be greater than the \$2,000,000 requested and urge the Judiciary to work with the General Services Administration to identify the necessary resources for this proposal in the fiscal year 1996 budget.

Chapter II

DEPARTMENT OF THE TREASURY

DEPARTMENTAL OFFICES

Salaries and Expenses

As part of the Administration's supplemental request, \$300,000 was included to hire 10 new employees to assist in oversight of the Department's anti-terrorism efforts. The conferees deny this request.

BUREAU OF ALCOHOL, TOBACCO AND FIREARMS

Salaries and Expenses

The conferees agree to provide \$34,823,000, \$18,616,000 above the \$16,207,000 requested by the Administration, in order to offset immediate expenses associated with the aftermath and investigation of the Oklahoma City bombing, security upgrades in headquarters and field offices, and the enhancement of certain counter-terrorism capabilities.

The conferees provide \$4,723,000 of the \$4,923,000 requested to cover overtime, travel, communications and equipment associated with reestablishing ATF offices in Oklahoma City and to cover investigative expenses. The conferees deny the \$200,000 request for the replacement of all basic office equipment and furniture lost in the explosion since these costs will be borne by the General Services Administration.

The conferees provide \$3,000,000 to improve security in field offices, the same amount requested by the President.

The conferees agree to provide \$7,000,000 for costs associated with the relocation of ATF headquarters, of which up to \$300,000 may be used to provide temporary improvements to ATF's current headquarters, as needed.

The conferees provide \$3,000,000 to fund the personnel costs of four new permanent National Response Teams (NRT), \$3,300,000 for mobile response equipment and additional laboratory personnel, and \$1,800,000 for additional intelligence analysts and explosives inspectors.

The conferees further note that ATF lacks sufficient resources to purchase certain critical pieces of equipment or to make other investments needed to effectively and efficiently pursue its mission. For that reason, the conferees agree to provide \$12,000,000 to fund a number of items requested in the President's FY 1996 budget request: purchase of electronic surveillance equipment, weapons, protective gear and investigative vehicles; improvement of financial management information systems; and development of AFT's Integrated Collection System. These funds may also be used for costs associated with the relocation of the ATF laboratory.

FEDERAL LAW ENFORCEMENT TRAINING CENTER

Salaries and Expenses

The conferees agree to provide \$1,100,000 and additional personnel as requested for the Federal Law Enforcement Training Center to enhance the anti-terrorism training component of basic courses, increase the number and quality of advanced training courses in anti-terrorism tactics, provide additional equipment for such training and train personnel.

UNITED STATES SECRET SERVICE

Salaries and Expenses

The conferees agree to provide \$6,675,000 for the Secret Service, \$2,800,000 above the amount requested by the President. The conferees have provided the additional funds for expenses related to the completion of the White House Access Control System (\$1,800,000) and the purchase of Remote Delivery Site Equipment (\$1,000,000).

UNITED STATES CUSTOMS SERVICE

Salaries and Expenses

The conferees agree to provide \$1,000,000 of the \$1,200,000 requested to relocate Customs offices, pay for temporary duty replacements, over the costs of permanent change of station moves and replacement vehicles, and purchase certain office equipment. The conferees deny the \$200,000 request for the replacement of all basic office equipment and furniture lost in the explosion since these costs will be borne by the General Services Administration.

INTERNAL REVENUE SERVICE

Administration and Management

As part of the Administration's supplemental request, \$1,000,000 was included to cover expenses for overtime, travel and supplies related to the investigation of the bombing. The conferees deny this request and instead have diverted these funds to the Secret Service for the purchase of additional White House security systems.

FINANCIAL CRIMES ENFORCEMENT NETWORK

Salaries and Expenses

The conferees have denied the President's request of \$300,000 in emergency appropriations for the Financial Crimes Enforcement Network (FinCEN) and instead have diverted these funds to the Secret Service for the purchase of additional White House Security systems. The conferees note that any additional work accomplished by FinCEN as part of the Oklahoma City investigation should be done within existing resources.

INDEPENDENT AGENCY

GENERAL SERVICES ADMINISTRATION

FEDERAL BUILDINGS FUND

Alfred P. Murrah Federal Building

The conferees have included a provision which provides additional funding related to the Alfred P. Murrah Federal Building in Oklahoma City, Oklahoma. The conferees, in response to the special needs created by the April 19, 1995, terrorist bombing attack at the Murrah Federal Building, have added \$40,400,000 for expenses of real property management and related activities. This includes: planning, design, construction, demolition, restoration, repairs, alterations, acquisition, installment acquisition payments, rental of space, buildings operations, maintenance, protection, moving of governmental agencies and other activities.

The recommendation also provides that, in carrying out the foregoing activities, the Administrator of General Services may exchange, sell, lease, donate, or otherwise dispose of the site of the Murrah building to the State of Oklahoma, to Oklahoma City, or any political subdivision or agency of the State or city, and that such disposal shall not be subject to the Public Buildings Act of 1959, the Federal Property and Administrative Services Act of 1949, or any other Federal law establishing requirements or procedures for disposing of Federal property.

In recommending waivers of these laws, the conferees are responding to the extraordinary circumstances created by this tragic destruction of life and property and the realization that the work of replacement and recovery should not be unnecessarily encumbered by otherwise applicable provisions of law. Nevertheless, the conferees recommend the use of this waiver authority by the Administrator, at his discretion. This authority should only be used when circumstances dictate the clear necessity to do so. It is not intended that use of existing authority be precluded where consistent with and appropriate to serving the needs and purposes of this disposal action.

The conferees have also included a provision requiring prospectus approval of any major repair, alteration, lease, or construction project if the need for such a prospectus meets the requirements of the Public Buildings Act.

EMERGENCY REQUIREMENTS

As part of the Administration's supplemental request, a total of \$26,400,000 was included for emergency requirements. The conferees agree with the request as follows:

Demolition/debris removal of the Alfred P. Murrah Federal Building	\$2,300,000
Repair of other federal buildings	3,300,000

Replacement leases, furniture, and equipment	8,300,000
Nation-wide increased security in Federal buildings	12,500,000

Chapter III

DEPARTMENTS OF VETERANS AFFAIRS AND HOUSING AND URBAN DEVELOPMENT, AND INDEPENDENT AGENCIES

DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

MANAGEMENT AND ADMINISTRATION

Salaries and Expenses

Provides \$3,200,000 for emergency expenses resulting from the bombing of Alfred P. Murrah Federal Building in Oklahoma City as requested by the Administration. These funds will cover relocation costs for replacement employees, travel, overtime, replaced office equipment and supplies, and other expenses.

INDEPENDENT AGENCIES

FEDERAL EMERGENCY MANAGEMENT AGENCY

Salaries and Expenses

The conferees propose a supplemental appropriation for fiscal year 1995 of \$3,523,000. This amount, not included in either the House or Senate bills, was requested by the President in his May 2, 1995 message to address urgent needs arising from the bombing of the Alfred P. Murrah Federal Building in Oklahoma City, Oklahoma. This amount will assist in providing additional security personnel as well as enhanced physical protection at all Agency field offices. Additionally, funds will be available for staff training and awareness of the terrorist threat and enhanced security management systems, for additional training and exercises associated with the Federal Response Plan, and for modifying and expanding the Federal Response Plan.

Emergency Management Planning and Assistance

The conferees propose a supplemental appropriation for fiscal year 1995 of \$3,477,000. This amount, not included in either the House or Senate bills, was requested by the President in his May 2, 1995 message to address urgent needs arising from the bombing of the Alfred P. Murrah Federal Building in Oklahoma City, Oklahoma. This amount will provide for the development of new plans and procedures for an efficient response to a terrorist event under the Federal Response Plan, as well as for increased training and exercises associated with such a response for State and local emergency personnel.

CITATION

The conference agreement amends the Senate citation of the bill to reflect the inclusion of emergency supplemental appropriations for the anti-terrorism initiatives and for the recovery assistance for the tragedy that occurred at Oklahoma City. The House bill did not contain a citation.

The conference agreement amends the title of the bill to be compatible with the amended enacting clause and citation.

CONFERENCE TOTAL—WITH COMPARISONS

The total new budget (obligational) authority for the fiscal year 1995 recommended by the Committee of Conference, with comparisons to the fiscal year 1995 budget estimates, and the House and Senate bills for 1995 follow:

Budget estimates of new (obligational) authority, fiscal year 1995	\$6,432,382,195
House bill, fiscal year 1995	-11,745,362,239
Senate bill, fiscal year 1995	-8,511,234,450
Conference agreement, fiscal year 1995	-9,029,496,876

Conference agreement compared with:	
Budget estimates of new (obligational) authority, fiscal year 1995	-15,461,879,071
House bill, fiscal year 1995	+2,715,865,363
Senate bill, fiscal year 1995	-518,262,426

BOB LIVINGSTON,
JOHN T. MYERS,
RALPH REGULA,
JERRY LEWIS,
JOHN EDWARD PORTER,
HAL ROGERS,
JOE SKEEN,
FRANK R. WOLF,
TOM DELAY,
BARBARA F. VUCANOVICH,
JIM LIGHTFOOT,
S. CALLAHAN,
RON PACKARD,

Managers on the Part of the House.

MARK O. HATFIELD,
TED STEVENS,
THAD COCHRAN,
ARLEN SPECTER,
PETE V. DOMENICI,
P. GRAMM,
C.S. BOND,
SLADE GORTON,
MITCH MCCONNELL,
CONNIE MACK,
CONRAD BURNS,
RICHARD SHELBY,
JIM JEFFORDS,
JUDD GREGG,
R.F. BENNETT,
ROBERT C. BYRD,
D.K. INOUE,
E.F. HOLLINGS,
J. BENNETT JOHNSTON,
PATRICK J. LEAHY,
DALE BUMPERS,
BARBARA A. MIKULSKI,
HARRY REID,
BOB KERREY,
HERB KOHL,
PATTY MURRAY,

Managers on the Part of the Senate.

REPORT ON RESOLUTION PROVIDING FOR CONSIDERATION OF HOUSE CONGRESSIONAL RESOLUTION 67, CONCURRENT RESOLUTION ON THE BUDGET FOR FISCAL YEARS 1996, 1997, 1998, 1999, 2000, 2001, AND 2002

Mr. SOLOMON, from the Committee on Rules, submitted a privileged report (Rept. No. 104-125) on the resolution (H. Res. 149) providing for consideration of the concurrent resolution (H. Con. Res. 67) setting forth the congressional budget for the U.S. Government for the fiscal years 1996, 1997, 1998, 1999, 2000, 2001, and 2002, which was referred to the House Calendar and ordered to be printed.

APPOINTMENT AS MEMBERS OF THE BOARD OF VISITORS TO THE U.S. NAVAL ACADEMY

The SPEAKER pro tempore. Without objection, and pursuant to the provisions of section 6968(a) of title 10, United States Code, the Chair announces the Speaker's appointment as members of the Board of Visitors to the U.S. Naval Academy the following Members

of the House: Mr. SKEEN, of New Mexico; Mr. GILCHREST, of Maryland; Mr. HOYER, of Maryland; and Mr. MFUME, of Maryland.

There was no objection.

APPOINTMENT AS MEMBERS OF THE BOARD OF VISITORS TO THE U.S. MILITARY ACADEMY

The SPEAKER pro tempore. Without objection, and pursuant to the provisions of section 4355(a) of title 10, United States Code, the Chair Announces the Speaker's appointment as members of the Board of Visitors to the U.S. Military Academy the following Members of the House: Mrs. KELLY of New York; Mr. TAYLOR, of North Carolina; Mr. HEFNER, of North Carolina; and Mr. LAUGHLIN, of Texas.

There was no objection.

APPOINTMENT OF MEMBERS TO THE BOARD OF TRUSTEES OF THE INSTITUTE OF AMERICAN INDIAN AND ALASKA NATIVE CULTURE AND ARTS DEVELOPMENT

The SPEAKER pro tempore. Without objection, and pursuant to the provisions of section 1505 of Public Law 99-498 (20 U.S.C. 4412), the Chair announces the Speaker's appointment to the Board of Trustees of the Institute of American Indian and Alaska Native Culture and Arts Development the following Members of the House: Mr. YOUNG of Alaska; and Mr. KILDEE of Michigan.

There was no objection.

APPOINTMENT AS MEMBERS OF THE BOARD OF TRUSTEES OF THE HARRY S. TRUMAN SCHOLARSHIP FOUNDATION

The SPEAKER pro tempore. Without objection, and pursuant to the provisions of section 5(b) of Public Law 93-642 (20 U.S.C. 2004(b)), the Chair announces the Speaker's appointment as members of the Board of Trustees of the Harry S. Truman Scholarship Foundation the following Members of the House: Mr. EMERSON of Missouri; and Mr. SKELTON of Missouri.

There was no objection.

SPECIAL ORDERS

The SPEAKER pro tempore. Under the Speaker's announced policy of May 12, 1995, and under a previous order of the House, the following Members will be recognized for 5 minutes each.

The SPEAKER pro tempore. Under a previous order of the House, the gentleman from Illinois [Mr. LIPINSKI] is recognized for 5 minutes.

[Mr. LIPINSKI addressed the House. His remarks will appear hereafter in the Extensions of Remarks.]

The SPEAKER pro tempore. Under a previous order of the House, the gen-

tleman from Michigan [Mr. SMITH] is recognized for 5 minutes.

[Mr. SMITH of Michigan addressed the House. His remarks will appear hereafter in the Extensions of Remarks.]

CLEAN WATER ACT AND THE GREAT LAKES INITIATIVE

The SPEAKER pro tempore. Under a previous order of the House, the gentleman from Ohio [Ms. KAPTUR] is recognized for 5 minutes.

Ms. KAPTUR. Mr. Speaker, I come to the well this evening to express my strong opposition to H.R. 961, the Clean Water Act amendments and why I urged its defeat. It steps back from the progress resulting from our Nation's commitment to clean water as a national treasure.

I represent a Great Lakes district along Lake Erie. Cumulatively, the Great Lakes contain 20 percent of all the fresh water on the face of the Earth. For those of us who remember when swimming or fishing in Lake Erie was hazardous to your health, the actions the House is taking to weaken Clean Water Act protections are backward-looking. I am astounded that anyone can fail to see the great progress we have made over the last 25 years to clean up our Nation's water. Today, after two decades, the job of cleaning up Lake Erie is one-half finished. Our progress is laudable, but the goal has not been achieved along our coast or on the Nation's other major waterways.

I can remember when the Cuyahoga River burned and when Lake Erie was declared dead. Some of our colleagues, Mr. Speaker, have apparently forgotten. We have made great strides toward renewing our water resources, but there is still a long way to go. In Ohio, 92 percent of our lakes and 60 percent of our rivers still cannot support fishing or swimming on a year-round basis. Some of our waters still cannot support aquatic life. Just last summer the city of Toledo found it necessary to pump fresh water into the Ottawa River just to restore some oxygen and flush out the polluted discharge from combined sewer overflows. The job of cleaning our waters is far from over. The task of cleaning up dozens of major toxic burial grounds leaching into our fresh water tributaries stands before us.

The aspect of H.R. 961 about which I am most concerned is the provision to make adherence to the standards of the Great Lakes initiative voluntary on the part of Great Lakes States. This initiative has been a model bipartisan effort to standardize water quality protections in the Great Lakes watershed. Over the last 6 years, Federal guidelines have been developed, which, under current law, the States have 2 years to implement. Under H.R. 961, adherence would be voluntary. States could choose which standards to implement