

Union Calendar No. 305

103^D CONGRESS
2^D SESSION

H. R. 4602

[Report No. 103-551]

Making appropriations for the Department of the Interior and related agencies for the fiscal year ending September 30, 1995, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

JUNE 17, 1994

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

A BILL

Making appropriations for the Department of the Interior and related agencies for the fiscal year ending September 30, 1995, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*
3 That the following sums are appropriated, out of any
4 money in the Treasury not otherwise appropriated, for the
5 Department of the Interior and related agencies for the
6 fiscal year ending September 30, 1995, and for other pur-
7 poses, namely:

1 TITLE I—DEPARTMENT OF THE INTERIOR

2 BUREAU OF LAND MANAGEMENT

3 MANAGEMENT OF LANDS AND RESOURCES

4 For expenses necessary for protection, use, improve-
5 ment, development, disposal, cadastral surveying, classi-
6 fication, and performance of other functions, including
7 maintenance of facilities, as authorized by law, in the
8 management of lands and their resources under the juris-
9 diction of the Bureau of Land Management, including the
10 general administration of the Bureau of Land Manage-
11 ment, \$596,349,000, to remain available until expended,
12 including \$1,462,000 to be derived from the special receipt
13 account established by section 4 of the Land and Water
14 Conservation Fund Act of 1965, as amended (16 U.S.C.
15 460l–6a(i)): *Provided*, That appropriations herein made
16 shall not be available for the destruction of healthy,
17 unadopted, wild horses and burros in the care of the Bu-
18 reau of Land Management or its contractors; and in addi-
19 tion, \$21,650,000 for Mining Law Administration pro-
20 gram operations, to remain available until expended, to
21 be reduced by amounts collected by the Bureau of Land
22 Management and credited to this appropriation from an-
23 nual mining claim fees so as to result in a final appropria-
24 tion estimated at not more than \$596,349,000: *Provided*
25 *further*, That in addition to funds otherwise available, not

1 to exceed \$5,000,000 from annual mining claim fees shall
2 be credited to this account for the costs of administering
3 the mining claim fee program, and shall remain available
4 until expended.

5 FIRE PROTECTION

6 For necessary expenses for fire use and management,
7 and fire preparedness by the Department of the Interior,
8 \$114,968,000, to remain available until expended.

9 EMERGENCY DEPARTMENT OF THE INTERIOR

10 FIREFIGHTING FUND

11 For emergency rehabilitation, severity
12 presuppression, and wildfire operations of the Department
13 of the Interior, \$121,176,000, to remain available until
14 expended: *Provided*, That such funds also are available for
15 repayment of advances to other appropriation accounts
16 from which funds were previously transferred for such
17 purposes: *Provided further*, That notwithstanding any
18 other provision of law, persons hired pursuant to 43
19 U.S.C. 1469 may be furnished subsistence and lodging
20 without cost from funds available from this appropriation:
21 *Provided further*, That only amounts for emergency reha-
22 bilitation and wildfire operations that are in excess of the
23 average of such costs for the previous ten years shall be
24 considered “emergency requirements” pursuant to section
25 251(b)(2)(D) of the Balanced Budget and Emergency
26 Deficit Control Act of 1985.

1 CENTRAL HAZARDOUS MATERIALS FUND

2 For expenses necessary for use by the Department
3 of the Interior and any of its component offices and bu-
4 reaus for the remedial action, including associated activi-
5 ties, of hazardous waste substances, pollutants, or con-
6 taminants pursuant to the Comprehensive Environmental
7 Response, Compensation and Liability Act, as amended
8 (42 U.S.C. 9601 et seq.), \$13,435,000, to remain available
9 until expended: *Provided*, That, notwithstanding 31
10 U.S.C. 3302, sums recovered from or paid by a party in
11 advance of or as reimbursement for remedial action or re-
12 sponse activities conducted by the Department pursuant
13 to sections 107 or 113(f) of the Comprehensive Environ-
14 mental Response, Compensation and Liability Act, as
15 amended (42 U.S.C. 9607 or 9613(f)), shall be credited
16 to this account and shall be available without further ap-
17 propriation and shall remain available until expended: *Pro-*
18 *vided further*, That such sums recovered from or paid by
19 any party are not limited to monetary payments and may
20 include stocks, bonds or other personal or real property,
21 which may be retained, liquidated, or otherwise disposed
22 of by the Secretary of the Interior and which shall be cred-
23 ited to this account.

24 CONSTRUCTION AND ACCESS

25 For acquisition of lands and interests therein, and
26 construction of buildings, recreation facilities, roads,

1 trails, and appurtenant facilities, \$3,836,000, to remain
2 available until expended.

3 PAYMENTS IN LIEU OF TAXES

4 For expenses necessary to implement the Act of Octo-
5 ber 20, 1976 (31 U.S.C. 6901–07), \$104,108,000, of
6 which not to exceed \$400,000 shall be available for admin-
7 istrative expenses.

8 LAND ACQUISITION

9 For expenses necessary to carry out the provisions
10 of sections 205, 206, and 318(d) of Public Law 94–579
11 including administrative expenses and acquisition of lands
12 or waters, or interests therein, \$17,060,000, to be derived
13 from the Land and Water Conservation Fund, to remain
14 available until expended.

15 OREGON AND CALIFORNIA GRANT LANDS

16 For expenses necessary for management, protection,
17 and development of resources and for construction, oper-
18 ation, and maintenance of access roads, reforestation, and
19 other improvements on the revested Oregon and California
20 Railroad grant lands, on other Federal lands in the Or-
21 egon and California land-grant counties of Oregon, and
22 on adjacent rights-of-way; and acquisition of lands or in-
23 terests therein including existing connecting roads on or
24 adjacent to such grant lands; \$100,860,000, to remain
25 available until expended: *Provided*, That 25 per centum
26 of the aggregate of all receipts during the current fiscal

1 year from the revested Oregon and California Railroad
2 grant lands is hereby made a charge against the Oregon
3 and California land-grant fund and shall be transferred
4 to the General Fund in the Treasury in accordance with
5 the provisions of the second paragraph of subsection (b)
6 of title II of the Act of August 28, 1937 (50 Stat. 876).

7 RANGE IMPROVEMENTS

8 For rehabilitation, protection, and acquisition of
9 lands and interests therein, and improvement of Federal
10 rangelands pursuant to section 401 of the Federal Land
11 Policy and Management Act of 1976 (43 U.S.C. 1701),
12 notwithstanding any other Act, sums equal to 50 per cen-
13 tum of all moneys received during the prior fiscal year
14 under sections 3 and 15 of the Taylor Grazing Act (43
15 U.S.C. 315 et seq.) and the amount designated for range
16 improvements from grazing fees and mineral leasing re-
17 ceipts from Bankhead-Jones lands transferred to the De-
18 partment of the Interior pursuant to law, but not less than
19 \$10,350,000, to remain available until expended: *Pro-*
20 *vided*, That not to exceed \$600,000 shall be available for
21 administrative expenses.

22 SERVICE CHARGES, DEPOSITS, AND FORFEITURES

23 For administrative expenses and other costs related
24 to processing application documents and other authoriza-
25 tions for use and disposal of public lands and resources,
26 for costs of providing copies of official public land docu-

1 ments, for monitoring construction, operation, and termi-
2 nation of facilities in conjunction with use authorizations,
3 and for rehabilitation of damaged property, such amounts
4 as may be collected under sections 209(b), 304(a), 304(b),
5 305(a), and 504(g) of the Act approved October 21, 1976
6 (43 U.S.C. 1701), and sections 101 and 203 of Public
7 Law 93-153, to be immediately available until expended:
8 *Provided*, That notwithstanding any provision to the con-
9 trary of section 305(a) of the Act of October 21, 1976
10 (43 U.S.C. 1735(a)), any moneys that have been or will
11 be received pursuant to that section, whether as a result
12 of forfeiture, compromise, or settlement, if not appropriate
13 for refund pursuant to section 305(c) of that Act (43
14 U.S.C. 1735(c)), shall be available and may be expended
15 under the authority of this or subsequent appropriations
16 Acts by the Secretary to improve, protect, or rehabilitate
17 any public lands administered through the Bureau of
18 Land Management which have been damaged by the ac-
19 tion of a resource developer, purchaser, permittee, or any
20 unauthorized person, without regard to whether all mon-
21 eys collected from each such forfeiture, compromise, or
22 settlement are used on the exact lands damage to which
23 led to the forfeiture, compromise, or settlement: *Provided*
24 *further*, That such moneys are in excess of amounts need-
25 ed to repair damage to the exact land for which collected.

1 MISCELLANEOUS TRUST FUNDS

2 In addition to amounts authorized to be expended
3 under existing law, there is hereby appropriated such
4 amounts as may be contributed under section 307 of the
5 Act of October 21, 1976 (43 U.S.C. 1701), and such
6 amounts as may be advanced for administrative costs, sur-
7 veys, appraisals, and costs of making conveyances of omit-
8 ted lands under section 211(b) of that Act, to remain
9 available until expended.

10 ADMINISTRATIVE PROVISIONS

11 Appropriations for the Bureau of Land Management
12 shall be available for purchase, erection, and dismantlement of temporary structures, and alteration and maintenance of necessary buildings and appurtenant facilities to
13 nance of necessary buildings and appurtenant facilities to
14 which the United States has title; up to \$250,000 for pay-
15 ments, at the discretion of the Secretary, for information
16 or evidence concerning violations of laws administered by
17 the Bureau of Land Management; miscellaneous and
18 emergency expenses of enforcement activities authorized
19 or approved by the Secretary and to be accounted for solely on his certificate, not to exceed \$10,000: *Provided*, That
20 notwithstanding 44 U.S.C. 501, the Bureau may, under
21 cooperative cost-sharing and partnership arrangements
22 authorized by law, procure printing services from coopera-
23 tors in connection with jointly-produced publications for
24 which the cooperators share the cost of printing either in
25
26

1 cash or in services, and the Bureau determines the co-
2 operator is capable of meeting accepted quality standards.

3 UNITED STATES FISH AND WILDLIFE SERVICE

4 RESOURCE MANAGEMENT

5 For expenses necessary for scientific and economic
6 studies, conservation, management, investigations, protec-
7 tion, and utilization of fishery and wildlife resources, ex-
8 cept whales, seals, and sea lions, and for the performance
9 of other authorized functions related to such resources; for
10 the general administration of the United States Fish and
11 Wildlife Service; and for maintenance of the herd of long-
12 horned cattle on the Wichita Mountains Wildlife Refuge;
13 and not less than \$1,000,000 for high priority projects
14 within the scope of the approved budget which shall be
15 carried out by the Youth Conservation Corps as author-
16 ized by the Act of August 13, 1970, as amended by Public
17 Law 93-408, \$514,650,000, of which \$11,732,000 shall
18 be for operation and maintenance of fishery mitigation fa-
19 cilities constructed by the Corps of Engineers under the
20 Lower Snake River Compensation Plan, authorized by the
21 Water Resources Development Act of 1976 (90 Stat.
22 2921), to compensate for loss of fishery resources from
23 water development projects on the Lower Snake River,
24 and which shall remain available until expended; and of
25 which \$3,000,000 shall be provided to the National Fish

1 and Wildlife Foundation for endangered species activities:
2 *Provided*, That the amount provided to the National Fish
3 and Wildlife Foundation shall be matched by at least an
4 equal amount by the National Fish and Wildlife Founda-
5 tion: *Provided further*, That sums may be made available
6 to the States of Washington, Oregon, and California to
7 conduct monitoring activities related to the President's
8 Forest Plan.

9 CONSTRUCTION

10 For construction and acquisition of buildings and
11 other facilities required in the conservation, management,
12 investigation, protection, and utilization of fishery and
13 wildlife resources, and the acquisition of lands and inter-
14 ests therein; \$25,264,000, to remain available until ex-
15 pended.

16 NATURAL RESOURCE DAMAGE ASSESSMENT FUND

17 To conduct natural resource damage assessment ac-
18 tivities by the Department of the Interior necessary to
19 carry out the provisions of the Comprehensive Environ-
20 mental Response, Compensation, and Liability Act, as
21 amended (42 U.S.C. 9601, et seq.), Federal Water Pollu-
22 tion Control Act, as amended (33 U.S.C. 1251, et seq.),
23 the Oil Pollution Act of 1990 (Public Law 101-380), and
24 the Act of July 27, 1990 (Public Law 101-337);
25 \$6,700,000, to remain available until expended: *Provided*,
26 That notwithstanding any other provision of law, any

1 amounts appropriated or credited in fiscal year 1992 and
2 thereafter, may be transferred to any account to carry out
3 the provisions of negotiated legal settlements or other legal
4 actions for restoration activities and to carry out the pro-
5 visions of the Comprehensive Environmental Response,
6 Compensation, and Liability Act, as amended (42 U.S.C.
7 9601, et seq.), Federal Water Pollution Control Act, as
8 amended (33 U.S.C. 1251, et seq.), the Oil Pollution Act
9 of 1990 (Public Law 101-380), and the Act of July 27,
10 1990 (Public Law 101-337) for damage assessment ac-
11 tivities: *Provided further*, That sums provided by any party
12 are not limited to monetary payments and may include
13 stocks, bonds or other personal or real property, which
14 may be retained, liquidated or otherwise disposed of by
15 the Secretary and such sums or properties shall be utilized
16 for the restoration of injured resources, and to conduct
17 new damage assessment activities.

18 LAND ACQUISITION

19 For expenses necessary to carry out the provisions
20 of the Land and Water Conservation Fund Act of 1965,
21 as amended (16 U.S.C. 4601-4-11), including administra-
22 tive expenses, and for acquisition of land or waters, or in-
23 terest therein, in accordance with statutory authority ap-
24 plicable to the United States Fish and Wildlife Service,
25 and for activities authorized under Public Law 98-244 to
26 be carried out by the National Fish and Wildlife Founda-

1 tion, \$62,300,000, to be derived from the Land and Water
2 Conservation Fund, to remain available until expended.

3 COOPERATIVE ENDANGERED SPECIES CONSERVATION
4 FUND

5 For expenses necessary to carry out the provisions
6 of the Endangered Species Act of 1973 (16 U.S.C. 1531–
7 1543), as amended by Public Law 100–478, \$9,000,000
8 for grants to States, to be derived from the Cooperative
9 Endangered Species Conservation Fund, and to remain
10 available until expended.

11 NATIONAL WILDLIFE REFUGE FUND

12 For expenses necessary to implement the Act of Octo-
13 ber 17, 1978 (16 U.S.C. 715s), \$12,000,000.

14 REWARDS AND OPERATIONS

15 For expenses necessary to carry out the provisions
16 of the African Elephant Conservation Act (16 U.S.C.
17 4201–4203, 4211–4213, 4221–4225, 4241–4245, and
18 1538), \$1,169,000, to remain available until expended.

19 WILDLIFE CONSERVATION AND APPRECIATION FUND

20 For deposit to the Wildlife Conservation and Appre-
21 ciation Fund, \$1,000,000, to remain available until ex-
22 pended, to be available for carrying out the Partnerships
23 for Wildlife Act only to the extent such funds are matched
24 as provided in section 7105 of said Act.

1 ADMINISTRATIVE PROVISIONS

2 Appropriations and funds available to the United
3 States Fish and Wildlife Service shall be available for pur-
4 chase of not to exceed 127 passenger motor vehicles, of
5 which 106 are for replacement only (including 44 for po-
6 lice-type use); not to exceed \$400,000 for payment, at the
7 discretion of the Secretary, for information, rewards, or
8 evidence concerning violations of laws administered by the
9 United States Fish and Wildlife Service, and miscellane-
10 ous and emergency expenses of enforcement activities, au-
11 thorized or approved by the Secretary and to be accounted
12 for solely on his certificate; repair of damage to public
13 roads within and adjacent to reservation areas caused by
14 operations of the United States Fish and Wildlife Service;
15 options for the purchase of land at not to exceed \$1 for
16 each option; facilities incident to such public recreational
17 uses on conservation areas as are consistent with their pri-
18 mary purpose; and the maintenance and improvement of
19 aquaria, buildings, and other facilities under the jurisdic-
20 tion of the United States Fish and Wildlife Service and
21 to which the United States has title, and which are utilized
22 pursuant to law in connection with management and in-
23 vestigation of fish and wildlife resources: *Provided*, That
24 the United States Fish and Wildlife Service may accept
25 donated aircraft as replacements for existing aircraft: *Pro-*

1 *vided further*, That notwithstanding 44 U.S.C. 501, the
2 Service may, under cooperative cost sharing and partner-
3 ship arrangements authorized by law, procure printing
4 services from cooperators in connection with jointly-pro-
5 duced publications for which the cooperators share at least
6 one-half the cost of printing either in cash or services and
7 the Service determines the cooperator is capable of meet-
8 ing accepted quality standards.

9 NATIONAL BIOLOGICAL SURVEY

10 RESEARCH, INVENTORIES, AND SURVEYS

11 For authorized expenses necessary for scientific re-
12 search relating to species biology, population dynamics,
13 and ecosystems; inventory and monitoring activities; tech-
14 nology development and transfer; the operation of Cooper-
15 ative Research Units; and for the general administration
16 of the National Biological Survey, \$167,209,000, of which
17 \$166,909,000 shall remain available until September 30,
18 1996, and of which \$300,000 shall remain available until
19 expended for construction: *Provided*, That none of the
20 funds under this head shall be used to conduct new sur-
21 veys on private property unless specifically authorized in
22 writing by the property owner.

1 NATIONAL PARK SERVICE

2 OPERATION OF THE NATIONAL PARK SYSTEM

3 For expenses necessary for the management, oper-
4 ation, and maintenance of areas and facilities adminis-
5 tered by the National Park Service (including special road
6 maintenance service to trucking permittees on a reimburs-
7 able basis), and for the general administration of the Na-
8 tional Park Service, including not to exceed \$1,599,000
9 for the Volunteers-in-Parks program, and not less than
10 \$1,000,000 for high priority projects within the scope of
11 the approved budget which shall be carried out by the
12 Youth Conservation Corps as authorized by the Act of Au-
13 gust 13, 1970, as amended by Public Law 93-408,
14 \$1,083,973,000, without regard to the Act of August 24,
15 1912, as amended (16 U.S.C. 451), of which not to exceed
16 \$79,900,000, to remain available until expended is to be
17 derived from the special fee account established pursuant
18 to title V, section 5201, of Public Law 100-203: *Provided,*
19 That should any increase in fees be enacted after enact-
20 ment of this Act but prior to September 30, 1995, that
21 would be available for the programs under this heading,
22 the Secretary of the Interior shall make available under
23 this heading an amount equal to the amount collected by
24 such fee increase to the resource stewardship program.

1 NATIONAL RECREATION AND PRESERVATION

2 For expenses necessary to carry out recreation pro-
3 grams, natural programs, cultural programs, environ-
4 mental compliance and review, international park affairs,
5 statutory or contractual aid for other activities, and grant
6 administration, not otherwise provided for, \$36,946,000.

7 HISTORIC PRESERVATION FUND

8 For expenses necessary in carrying out the provisions
9 of the Historic Preservation Act of 1966 (80 Stat. 915),
10 as amended (16 U.S.C. 470), \$41,000,000, to be derived
11 from the Historic Preservation Fund, established by sec-
12 tion 108 of that Act, as amended, to remain available for
13 obligation until September 30, 1996.

14 CONSTRUCTION

15 For construction, improvements, repair or replace-
16 ment of physical facilities, \$171,417,000, to remain avail-
17 able until expended: *Provided*, That not to exceed
18 \$4,500,000 shall be paid to the Army Corps of Engineers
19 for modifications authorized by section 104 of the Ever-
20 glades National Park Protection and Expansion Act of
21 1989: *Provided further*, That \$256,000 for rehabilitation
22 of the William McKinley Tomb shall be derived from the
23 Historic Preservation Fund pursuant to 16 U.S.C. 470a.

24 URBAN PARK AND RECREATION FUND

25 For expenses necessary to carry out the provisions
26 of the Urban Park and Recreation Recovery Act of 1978

1 (16 U.S.C. 2501–2514), \$10,000,000, to remain available
2 until expended.

3 LAND AND WATER CONSERVATION FUND

4 (RESCISSION)

5 The contract authority provided for fiscal year 1995
6 by 16 U.S.C. 4601–10a is rescinded.

7 LAND ACQUISITION AND STATE ASSISTANCE

8 For expenses necessary to carry out the provisions
9 of the Land and Water Conservation Fund Act of 1965,
10 as amended (16 U.S.C. 4601–4–11), including administra-
11 tive expenses, and for acquisition of lands or waters, or
12 interest therein, in accordance with statutory authority
13 applicable to the National Park Service, \$88,596,000, to
14 be derived from the Land and Water Conservation Fund,
15 to remain available until expended, of which \$29,500,000
16 is for the State assistance program including \$3,250,000
17 to administer the State assistance program: *Provided,*
18 That of the amounts previously appropriated to the Sec-
19 retary's contingency fund for grants to States \$415,000
20 shall be available in 1995 for administrative expenses of
21 the State grant program.

22 ADMINISTRATIVE PROVISIONS

23 Appropriations for the National Park Service shall be
24 available for the purchase of not to exceed 467 passenger
25 motor vehicles, of which 338 shall be for replacement only,
26 including not to exceed 360 for police-type use, 12 buses,

1 and 5 ambulances: *Provided*, That none of the funds ap-
2 propriated to the National Park Service may be used to
3 process any grant or contract documents which do not in-
4 clude the text of 18 U.S.C. 1913: *Provided further*, That
5 none of the funds appropriated to the National Park Serv-
6 ice may be used to implement an agreement for the rede-
7 velopment of the southern end of Ellis Island until such
8 agreement has been submitted to the Congress and shall
9 not be implemented prior to the expiration of 30 calendar
10 days (not including any day in which either House of Con-
11 gress is not in session because of adjournment of more
12 than three calendar days to a day certain) from the receipt
13 by the Speaker of the House of Representatives and the
14 President of the Senate of a full and comprehensive report
15 on the development of the southern end of Ellis Island,
16 including the facts and circumstances relied upon in sup-
17 port of the proposed project: *Provided further*, That the
18 first proviso under this head in Public Law 102-381 (106
19 Stat. 1386) is amended by inserting “, not to exceed
20 \$500,000,” after the word “funds”.

21 UNITED STATES GEOLOGICAL SURVEY

22 SURVEYS, INVESTIGATIONS, AND RESEARCH

23 For expenses necessary for the United States Geo-
24 logical Survey to perform surveys, investigations, and re-
25 search covering topography, geology, hydrology, and the

1 mineral and water resources of the United States, its Ter-
2 ritories and possessions, and other areas as authorized by
3 law (43 U.S.C. 31, 1332 and 1340); classify lands as to
4 their mineral and water resources; give engineering super-
5 vision to power permittees and Federal Energy Regulatory
6 Commission licensees; administer the minerals exploration
7 program (30 U.S.C. 641); and publish and disseminate
8 data relative to the foregoing activities; \$576,775,000, of
9 which \$62,130,000 shall be available only for cooperation
10 with States or municipalities for water resources investiga-
11 tions: *Provided*, That no part of this appropriation shall
12 be used to pay more than one-half the cost of any topo-
13 graphic mapping or water resources investigations carried
14 on in cooperation with any State or municipality: *Provided*
15 *further*, That of the offsetting collections credited to this
16 account \$546,000 are permanently canceled.

17 WORKING CAPITAL FUND

18 The first paragraph under this head in Public Law
19 101-512 is amended as follows: in the second sentence
20 after “work,” insert “facilities,”; and in the third sentence
21 after “include” insert “laboratory modernization and
22 equipment replacement,”, after “operations,” insert
23 “maintenance,”, and after “replacement of computer,” in-
24 sert “publications, scientific instrumentation,”.

1 The second paragraph under this head in Public Law
2 101–512 is amended as follows: in the second proviso after
3 “depreciation of equipment” insert “and facilities,”.

4 ADMINISTRATIVE PROVISIONS

5 The amount appropriated for the United States Geo-
6 logical Survey shall be available for purchase of not to ex-
7 ceed 22 passenger motor vehicles, for replacement only;
8 reimbursement to the General Services Administration for
9 security guard services; contracting for the furnishing of
10 topographic maps and for the making of geophysical or
11 other specialized surveys when it is administratively deter-
12 mined that such procedures are in the public interest; con-
13 struction and maintenance of necessary buildings and ap-
14 purtenant facilities; acquisition of lands for gauging sta-
15 tions and observation wells; expenses of the United States
16 National Committee on Geology; and payment of com-
17 pensation and expenses of persons on the rolls of the Unit-
18 ed States Geological Survey appointed, as authorized by
19 law, to represent the United States in the negotiation and
20 administration of interstate compacts: *Provided*, That ac-
21 tivities funded by appropriations herein made may be ac-
22 complished through the use of contracts, grants, or coop-
23 erative agreements as defined in 31 U.S.C. 6302, et seq.

1 MINERALS MANAGEMENT SERVICE

2 ROYALTY AND OFFSHORE MINERALS MANAGEMENT

3 For expenses necessary for minerals leasing and envi-
4 ronmental studies, regulation of industry operations, and
5 collection of royalties, as authorized by law; for enforcing
6 laws and regulations applicable to oil, gas, and other min-
7 erals leases, permits, licenses and operating contracts; and
8 for matching grants or cooperative agreements; including
9 the purchase of not to exceed eight passenger motor vehi-
10 cles for replacement only; \$190,206,000, of which not less
11 than \$68,434,000 shall be available for royalty manage-
12 ment activities; and an amount not to exceed \$7,400,000
13 for the Technical Information Management System of
14 Outer Continental Shelf (OCS) Lands Activity, to be cred-
15 ited to this appropriation and to remain available until ex-
16 pended, from additions to receipts resulting from increases
17 to rates in effect on August 5, 1993, from rate increases
18 to fee collections for OCS administrative activities per-
19 formed by the Minerals Management Service over and
20 above the rates in effect on September 30, 1993, and from
21 additional fees for OCS administrative activities estab-
22 lished after September 30, 1993: *Provided*, That
23 \$1,500,000 for computer acquisitions shall remain avail-
24 able until September 30, 1996: *Provided further*, That
25 funds appropriated under this Act shall be available for

1 the payment of interest in accordance with 30 U.S.C.
2 1721 (b) and (d): *Provided further*, That not to exceed
3 \$3,000 shall be available for reasonable expenses related
4 to promoting volunteer beach and marine cleanup activi-
5 ties: *Provided further*, That notwithstanding any other
6 provision of law, \$15,000 under this head shall be avail-
7 able for refunds of overpayments in connection with cer-
8 tain Indian leases in which the Director of the Minerals
9 Management Service concurred with the claimed refund
10 due: *Provided further*, That the Secretary shall take appro-
11 priate action to collect unpaid and underpaid royalties and
12 late payment interest owed by Federal and Indian mineral
13 lessees and other royalty payors on amounts received in
14 settlement or other resolution of disputes under, and for
15 partial or complete termination of, sales agreements for
16 minerals from Federal and Indian leases: *Provided further*,
17 That the fifth proviso under the heading “Leasing and
18 Royalty Management” for the Minerals Management
19 Service in Public Law 101–512 (104 Stat. 1926) is
20 amended by striking the words “or payment of civil pen-
21 alty” after the words “result of the forfeiture of a bond
22 or other security” and striking the words “or imposition
23 of the civil penalty” after the words “rendered necessary
24 by the action or inaction that led to the forfeiture”: *Pro-*
25 *vided further*, That where the account title “Leasing and

1 Royalty Management” appears in any public law, the
2 words “Leasing and Royalty Management” beginning in
3 fiscal year 1995 and thereafter shall be construed to mean
4 “Royalty and Offshore Minerals Management”.

5 OIL SPILL RESEARCH

6 For necessary expenses to carry out the purposes of
7 title I, section 1016, title IV, sections 4202 and 4303, title
8 VII, and title VIII, section 8201 of the Oil Pollution Act
9 of 1990, \$6,452,000, which shall be derived from the Oil
10 Spill Liability Trust Fund, to remain available until ex-
11 pended.

12 BUREAU OF MINES

13 MINES AND MINERALS

14 For expenses necessary for conducting inquiries,
15 technological investigations, and research concerning the
16 extraction, processing, use, and disposal of mineral sub-
17 stances without objectionable social and environmental
18 costs; to foster and encourage private enterprise in the de-
19 velopment of mineral resources and the prevention of
20 waste in the mining, minerals, metal, and mineral rec-
21 lamation industries; to inquire into the economic condi-
22 tions affecting those industries; to promote health and
23 safety in mines and the mineral industry through re-
24 search; and for other related purposes as authorized by
25 law, \$152,269,000, of which \$99,365,000, shall remain
26 available until expended.

1 ADMINISTRATIVE PROVISIONS

2 The Secretary is authorized to accept lands, buildings,
3 equipment, other contributions, and fees from public and
4 private sources, and to prosecute projects using such con-
5 tributions and fees in cooperation with other Federal,
6 State or private agencies: *Provided*, That the Bureau of
7 Mines is authorized, during the current fiscal year, to sell
8 directly or through any Government agency, including cor-
9 porations, any metal or mineral product that may be man-
10 ufactured in pilot plants operated by the Bureau of Mines,
11 and the proceeds of such sales shall be covered into the
12 Treasury as miscellaneous receipts: *Provided further*, That
13 notwithstanding any other provision of law, the Secretary
14 is authorized to convey, without reimbursement, title and
15 all interest of the United States in property and facilities
16 of the United States Bureau of Mines in Juneau, Alaska
17 to the City and Borough of Juneau, Alaska; in Tuscaloosa,
18 Alabama, to The University of Alabama; and in Rolla,
19 Missouri, to the University of Missouri-Rolla.

20 OFFICE OF SURFACE MINING RECLAMATION AND

21 ENFORCEMENT

22 REGULATION AND TECHNOLOGY

23 For necessary expenses to carry out the provisions
24 of the Surface Mining Control and Reclamation Act of
25 1977, Public Law 95-87, as amended, including the pur-

1 chase of not to exceed 15 passenger motor vehicles for re-
2 placement only; \$110,206,000, and notwithstanding 31
3 U.S.C. 3302, an additional amount shall be credited to
4 this account, to remain available until expended, from per-
5 formance bond forfeitures in fiscal year 1995: *Provided*,
6 That notwithstanding any other provision of law, the Sec-
7 retary of the Interior, pursuant to regulations, may utilize
8 directly or through grants to States, moneys collected in
9 fiscal year 1995 pursuant to the assessment of civil pen-
10 alties under section 518 of the Surface Mining Control
11 and Reclamation Act of 1977 (30 U.S.C. 1268), to reclaim
12 lands adversely affected by coal mining practices after Au-
13 gust 3, 1977, to remain available until expended: *Provided*
14 *further*, That notwithstanding any other provision of law,
15 appropriations for the Office of Surface Mining Reclama-
16 tion and Enforcement may provide for the travel and per
17 diem expenses of State and tribal personnel attending Of-
18 fice of Surface Mining Reclamation and Enforcement
19 sponsored training.

20 ABANDONED MINE RECLAMATION FUND

21 For necessary expenses to carry out the provisions
22 of title IV of the Surface Mining Control and Reclamation
23 Act of 1977, Public Law 95-87, as amended, including
24 the purchase of not more than 22 passenger motor vehicles
25 for replacement only, \$172,404,000 to be derived from re-
26 ceipts of the Abandoned Mine Reclamation Fund and to

1 remain available until expended: *Provided*, That grants to
2 minimum program States will be \$1,000,000 per State in
3 fiscal year 1995: *Provided further*, That of the funds here-
4 in provided up to \$18,000,000 may be used for the emer-
5 gency program authorized by section 410 of Public Law
6 95-87, as amended, of which no more than 25 per centum
7 shall be used for emergency reclamation projects in any
8 one State and funds for Federally-administered emergency
9 reclamation projects under this proviso shall not exceed
10 \$11,000,000: *Provided further*, That prior year unobli-
11 gated funds appropriated for the emergency reclamation
12 program shall not be subject to the 25 per centum limita-
13 tion per State and may be used without fiscal year limita-
14 tion for Federal emergency projects: *Provided further*,
15 That pursuant to Public Law 97-365, the Department of
16 the Interior is authorized to utilize up to 20 per centum
17 from the recovery of the delinquent debt owed to the Unit-
18 ed States Government to pay for contracts to collect these
19 debts.

20 BUREAU OF INDIAN AFFAIRS

21 OPERATION OF INDIAN PROGRAMS

22 For operation of Indian programs by direct expendi-
23 ture, contracts, cooperative agreements, and grants in-
24 cluding expenses necessary to provide education and wel-
25 fare services for Indians, either directly or in cooperation

1 with States and other organizations, including payment of
2 care, tuition, assistance, and other expenses of Indians in
3 boarding homes, or institutions, or schools; grants and
4 other assistance to needy Indians; maintenance of law and
5 order; management, development, improvement, and pro-
6 tection of resources and appurtenant facilities under the
7 jurisdiction of the Bureau of Indian Affairs, including pay-
8 ment of irrigation assessments and charges; acquisition of
9 water rights; advances for Indian industrial and business
10 enterprises; operation of Indian arts and crafts shops and
11 museums; development of Indian arts and crafts, as au-
12 thorized by law; for the general administration of the Bu-
13 reau of Indian Affairs, including such expenses in field
14 offices; maintaining of Indian reservation roads as defined
15 in section 101 of title 23, United States Code; and con-
16 struction, repair, and improvement of Indian housing,
17 \$1,527,786,000, of which \$199,000 shall be for cyclical
18 maintenance of tribally owned fish hatcheries and related
19 facilities; and of which \$297,000 shall be for a grant to
20 the Close Up Foundation; and of which not to exceed
21 \$330,111,000 shall be for school operations costs of Bu-
22 reau-funded schools and other education programs which
23 shall become available for obligation on July 1, 1995, and
24 shall remain available for obligation until September 30,
25 1996; and of which not to exceed \$72,680,000 shall be

1 for higher education scholarships, adult vocational train-
2 ing, and assistance to public schools under the Act of April
3 16, 1934 (48 Stat. 596), as amended (25 U.S.C. 452 et
4 seq.), which shall remain available for obligation until Sep-
5 tember 30, 1996; and of which \$75,902,000 shall remain
6 available until expended, including \$16,206,000 for trust
7 funds management, \$19,083,000 for housing improve-
8 ment, \$30,169,000 for road maintenance, \$2,332,000 for
9 attorney fees, \$1,983,000 for litigation support,
10 \$4,934,000 for self-governance tribal compacts, and
11 \$1,195,000 for the Navajo-Hopi Settlement Program:
12 *Provided*, That payments of funds obligated as grants to
13 schools pursuant to Public Law 100-297 shall be made
14 on July 1 and December 1 in lieu of the payments author-
15 ized to be made on October 1 and January 1 of each cal-
16 endar year: *Provided further*, That funds made available
17 to tribes and tribal organizations through contracts or
18 grants obligated during fiscal year 1995 as authorized by
19 the Indian Self-Determination Act of 1975 (88 Stat.
20 2203; 25 U.S.C. 450 et seq.), or grants authorized by the
21 Indian Education Amendments of 1988 (25 U.S.C. 2001
22 and 2008A) shall remain available until expended by the
23 contractor or grantee: *Provided further*, That of the funds
24 provided, \$7,500,000 shall remain available until ex-
25 pended, for the Indian Self-Determination Fund, which

1 shall be available for the transitional costs of initial or ex-
2 panded tribal contracts, grants or cooperative agreements
3 with the Bureau of Indian Affairs under the provisions
4 of the Indian Self-Determination Act: *Provided further,*
5 That none of the funds appropriated to the Bureau of In-
6 dian Affairs shall be expended as matching funds for pro-
7 grams funded under section 103(b)(2) of the Carl D. Per-
8 kins Vocational Education Act: *Provided further,* That
9 none of the funds in this Act shall be used by the Bureau
10 of Indian Affairs to transfer funds under a contract with
11 any third party for the management of tribal or individual
12 Indian trust funds until the funds held in trust for all
13 such tribes or individuals have been audited and reconciled
14 to the earliest possible date, the results of such reconcili-
15 ation have been certified by an independent party as the
16 most complete reconciliation of such funds possible, and
17 the affected tribe or individual has been provided with an
18 accounting of such funds: *Provided further,* That notwith-
19 standing any other provision of law, the statute of limita-
20 tions shall not commence to run on any claim, including
21 any claim in litigation pending on the date of this Act,
22 concerning losses to or mismanagement of trust funds,
23 until the affected tribe or individual Indian has been fur-
24 nished with the accounting of such funds from which the
25 beneficiary can determine whether there has been a loss:

1 *Provided further*, That to provide funding uniformity with-
2 in a Self-Governance Compact, any funds provided in this
3 Act with availability for more than one year may be repro-
4 grammed to one year availability but shall remain avail-
5 able within the Compact until expended: *Provided further*,
6 That notwithstanding any other provision of law, Indian
7 tribal governments may, by appropriate changes in eligi-
8 bility criteria or by other means, change eligibility for gen-
9 eral assistance or change the amount of general assistance
10 payments for individuals within the service area of such
11 tribe who are otherwise deemed eligible for general assist-
12 ance payments so long as such changes are applied in a
13 consistent manner to individuals similarly situated: *Pro-*
14 *vided further*, That any savings realized by such changes
15 shall be available for use in meeting other priorities of the
16 tribes: *Provided further*, That any such change must be
17 part of a comprehensive tribal plan for reducing the long-
18 term need for general assistance payments: *Provided fur-*
19 *ther*, That any such tribal plan must incorporate, to the
20 greatest extent feasible, currently existing social service,
21 educational training, and employment assistance resources
22 prior to changing general assistance eligibility or payment
23 standards which would have the effect of increasing the
24 cost of general assistance: *Provided further*, That any net
25 increase in costs to the Federal government which result

1 solely from tribally increased payment levels and which are
2 not part of such a comprehensive tribal plan shall be met
3 exclusively from funds available to the tribe from within
4 its tribal priority allocation: *Provided further*, That any
5 forestry funds allocated to a tribe which remain unobli-
6 gated as of September 30, 1995, may be transferred dur-
7 ing fiscal year 1996 to an Indian forest land assistance
8 account established for the benefit of such tribe within the
9 tribe's trust fund account: *Provided further*, That any such
10 unobligated balances not so transferred shall expire on
11 September 30, 1996: *Provided further*, That notwithstand-
12 ing any other provision of law, no funds available to the
13 Bureau of Indian Affairs, other than the amounts pro-
14 vided herein for assistance to public schools under the Act
15 of April 16, 1934 (48 Stat. 596), as amended (25 U.S.C.
16 452 et seq.), shall be available to support the operation
17 of any elementary or secondary school in the State of Alas-
18 ka in fiscal year 1995: *Provided further*, That within the
19 funds contained in this Act, only the following new schools
20 may receive initial funding pursuant to the provisions of
21 25 U.S.C. 2001(k) or 2505(a)(1)(C) and (D): Trenton
22 and Sault Ste. Marie.

23

CONSTRUCTION

24 For construction, major repair, and improvement of
25 irrigation and power systems, buildings, utilities, and
26 other facilities, including architectural and engineering

1 services by contract; acquisition of lands and interests in
2 lands; and preparation of lands for farming,
3 \$131,030,000, to remain available until expended: *Pro-*
4 *vided*, That \$1,500,000 of the funds made available in this
5 Act shall be available for rehabilitation of tribally owned
6 fish hatcheries and related facilities: *Provided further*,
7 That such amounts as may be available for the construc-
8 tion of the Navajo Indian Irrigation Project and for other
9 water resource development activities related to the South-
10 ern Arizona Water Rights Settlement Act may be trans-
11 ferred to the Bureau of Reclamation: *Provided further*,
12 That not to exceed 6 per centum of contract authority
13 available to the Bureau of Indian Affairs from the Federal
14 Highway Trust Fund may be used to cover the road pro-
15 gram management costs of the Bureau of Indian Affairs:
16 *Provided further*, That any funds provided for the Safety
17 of Dams program pursuant to 25 U.S.C. 13 shall be made
18 available on a non-reimbursable basis: *Provided further*,
19 That not to exceed \$6,000,000 of contract authority and
20 liquidating cash available in fiscal year 1995 from the
21 Federal Highway Trust Fund may be used for the acqui-
22 sition of road construction equipment.

23 INDIAN LAND AND WATER CLAIM SETTLEMENTS AND
24 MISCELLANEOUS PAYMENTS TO INDIANS

25 For miscellaneous payments to Indian tribes and in-
26 dividuals and for necessary administrative expenses,

1 \$82,896,000, to remain available until expended; of which
2 \$78,851,000 shall be available for implementation of en-
3 acted Indian land and water claim settlements pursuant
4 to Public Laws 87-483, 97-293, 101-618, 102-374, 102-
5 441, 102-575, and 103-116, and for implementation of
6 other enacted water rights settlements, including not to
7 exceed \$8,000,000, which shall be for the Federal share
8 of the Catawba Indian Tribe of South Carolina Claims
9 Settlement, as authorized by section 5(a) of Public Law
10 103-116; and of which \$1,045,000 shall be available pur-
11 suant to Public Laws 98-500, 99-264, and 100-580; and
12 of which \$3,000,000 shall be available (1) to liquidate obli-
13 gations owed tribal and individual Indian payees of any
14 checks canceled pursuant to section 1003 of the Competi-
15 tive Equality Banking Act of 1987 (Public Law 100-86
16 (101 Stat. 659)), 31 U.S.C. 3334(b), (2) to restore to In-
17 dividual Indian Monies trust funds, Indian Irrigation Sys-
18 tems, and Indian Power Systems accounts amounts in-
19 vested in credit unions or defaulted savings and loan asso-
20 ciations and which were not Federally insured, including
21 any interest on these amounts that may have been earned,
22 but was not because of the default, and (3) to reimburse
23 Indian trust fund account holders for losses to their re-
24 spective accounts where the claim for said loss(es) has

1 been reduced to a judgment or settlement agreement ap-
2 proved by the Department of Justice.

3 TECHNICAL ASSISTANCE OF INDIAN ENTERPRISES

4 For payment of management and technical assistance
5 requests associated with loans and grants approved under
6 the Indian Financing Act of 1974, as amended,
7 \$1,970,000.

8 INDIAN DIRECT LOAN PROGRAM ACCOUNT

9 For the cost, as defined in section 13201 of the
10 Budget Enforcement Act of 1990, including the cost of
11 modifying loans, of expert assistance loans authorized by
12 the Act of November 4, 1963, as amended, and the cost
13 of direct loans authorized by the Indian Financing Act of
14 1974, as amended, \$2,484,000: *Provided*, That these
15 funds are available to subsidize gross obligations for the
16 principal amount of direct loans not to exceed
17 \$10,890,000.

18 INDIAN GUARANTEED LOAN PROGRAM ACCOUNT

19 For the cost of guaranteed loans, \$8,784,000, as au-
20 thorized by the Indian Financing Act of 1974, as amend-
21 ed: *Provided*, That such costs including the cost of modify-
22 ing such loans, shall be as defined in section 502 of the
23 Congressional Budget Act of 1974, as amended: *Provided*
24 *further*, That these funds are available to subsidize total
25 loan principal any part of which is to be guaranteed not
26 to exceed \$46,900,000.

1 In addition, for administrative expenses necessary to
2 carry out the guaranteed loan program, \$906,000.

3 ADMINISTRATIVE PROVISIONS

4 Appropriations for the Bureau of Indian Affairs (ex-
5 cept the revolving fund for loans, the Indian loan guaran-
6 tee and insurance fund, the Technical Assistance of Indian
7 Enterprises account, the Indian Direct Loan Program ac-
8 count, and the Indian Guaranteed Loan Program account)
9 shall be available for expenses of exhibits, and purchase
10 of not to exceed 255 passenger carrying motor vehicles,
11 of which not to exceed 210 shall be for replacement only.

12 TERRITORIAL AND INTERNATIONAL AFFAIRS

13 ADMINISTRATION OF TERRITORIES

14 For expenses necessary for the administration of ter-
15 ritories under the jurisdiction of the Department of the
16 Interior, \$83,139,000 of which (1) \$78,962,000 shall be
17 available until expended for technical assistance, including
18 maintenance assistance, disaster assistance, drug interdic-
19 tion and abuse prevention, insular management controls,
20 and brown tree snake control and research; grants to the
21 judiciary in American Samoa for compensation and ex-
22 penses, as authorized by law (48 U.S.C. 1661(c)); grants
23 to the Government of American Samoa, in addition to cur-
24 rent local revenues, for construction and support of gov-
25 ernmental functions; grants to the Government of the Vir-
26 gin Islands as authorized by law; grants to the Govern-

1 ment of Guam, as authorized by law; and grants to the
2 Government of the Northern Mariana Islands as author-
3 ized by law (Public Law 94–241; 90 Stat. 272); and (2)
4 \$4,177,000 shall be available for salaries and expenses of
5 the Office of Territorial and International Affairs: *Pro-*
6 *vided*, That all financial transactions of the territorial and
7 local governments herein provided for, including such
8 transactions of all agencies or instrumentalities estab-
9 lished or utilized by such governments, shall be audited
10 by the General Accounting Office, in accordance with
11 chapter 35 of title 31, United States Code: *Provided fur-*
12 *ther*, That Northern Mariana Islands Covenant grant
13 funding shall be provided according to those terms of the
14 Agreement of the Special Representatives on Future Unit-
15 ed States Financial Assistance for the Northern Mariana
16 Islands approved by Public Law 99–396, or any subse-
17 quent legislation related to Commonwealth of the North-
18 ern Mariana Islands Covenant grant funding, except that
19 should the Secretary of the Interior believe that the per-
20 formance standards of such agreement are not being met,
21 operations funds may be withheld, but only by Act of Con-
22 gress as required by Public Law 99–396: *Provided further*,
23 That \$1,025,000 of the amounts provided for technical as-
24 sistance shall be available for a grant to the Close Up
25 Foundation: *Provided further*, That the funds for the pro-

1 gram of operations and maintenance improvement are ap-
2 propriated to institutionalize routine operations and main-
3 tenance of capital infrastructure in American Samoa,
4 Guam, the Virgin Islands, the Commonwealth of the
5 Northern Mariana Islands, the Republic of Palau, the Re-
6 public of the Marshall Islands, and the Federated States
7 of Micronesia through assessments of long-range oper-
8 ations and maintenance needs, improved capability of local
9 operations and maintenance institutions and agencies (in-
10 cluding management and vocational education training),
11 and project-specific maintenance (with territorial partici-
12 pation and cost sharing to be determined by the Secretary
13 based on the individual territory's commitment to timely
14 maintenance of its capital assets): *Provided further*, That
15 any appropriation for disaster assistance under this head
16 in this Act or previous appropriations Acts may be used
17 as non-Federal matching funds for the purpose of hazard
18 mitigation grants provided pursuant to section 404 of the
19 Robert T. Stafford Disaster Relief and Emergency Assist-
20 ance Act (42 U.S.C. 5170c).

21 TRUST TERRITORY OF THE PACIFIC ISLANDS

22 For expenses necessary for the Department of the In-
23 terior in administration of the Trust Territory of the Pa-
24 cific Islands pursuant to the Trusteeship Agreement ap-
25 proved by joint resolution of July 18, 1947 (61 Stat. 397),
26 and the Act of June 30, 1954 (68 Stat. 330), as amended

1 (90 Stat. 299; 91 Stat. 1159; 92 Stat. 495), and grants
2 to the Trust Territory of the Pacific Islands, in addition
3 to local revenues, for support of governmental functions;
4 \$2,900,000, to remain available until expended: *Provided,*
5 That all financial transactions of the Trust Territory, in-
6 cluding such transactions of all agencies or instrumental-
7 ities established or utilized by such Trust Territory, shall
8 be audited by the General Accounting Office in accordance
9 with chapter 35 of title 31, United States Code.

10 COMPACT OF FREE ASSOCIATION

11 For economic assistance and necessary expenses for
12 the Federated States of Micronesia and the Republic of
13 the Marshall Islands as provided for in sections 122, 221,
14 223, 232, and 233 of the Compacts of Free Association,
15 \$25,102,000, to remain available until expended, as au-
16 thorized by Public Law 99-239; and in addition, for spe-
17 cial assistance as authorized by Public Law 101-219, and
18 for economic assistance and necessary expenses for the
19 Republic of Palau as provided for in Sections 122, 221,
20 223, 232, and 233 of the Compact of Free Association,
21 \$7,556,000, to remain available until expended, as author-
22 ized by Public Law 99-658.

1 DEPARTMENTAL OFFICES

2 OFFICE OF THE SECRETARY

3 SALARIES AND EXPENSES

4 For necessary expenses of the Office of the Secretary
5 of the Interior, \$62,599,000 of which not to exceed \$7,500
6 may be for official reception and representation expenses:
7 *Provided*, That of the offsetting collections credited to this
8 account, \$1,184,000 are permanently canceled.

9 OFFICE OF THE SOLICITOR

10 SALARIES AND EXPENSES

11 For necessary expenses of the Office of the Solicitor,
12 \$35,374,000.

13 OFFICE OF INSPECTOR GENERAL

14 SALARIES AND EXPENSES

15 For necessary expenses of the Office of Inspector
16 General, \$23,985,000.

17 CONSTRUCTION MANAGEMENT

18 SALARIES AND EXPENSES

19 For necessary expenses of the Office of Construction
20 Management, \$2,000,000.

21 NATIONAL INDIAN GAMING COMMISSION

22 SALARIES AND EXPENSES

23 For necessary expenses of the National Indian Gam-
24 ing Commission, pursuant to Public Law 100-497,
25 \$1,000,000.

1 ADMINISTRATIVE PROVISIONS

2 There is hereby authorized for acquisition from avail-
3 able resources within the Working Capital Fund, 18 air-
4 craft, 10 of which shall be for replacement and which may
5 be obtained by donation, purchase or through available ex-
6 cess surplus property: *Provided*, That notwithstanding any
7 other provision of law, existing aircraft being replaced may
8 be sold, with proceeds derived or trade-in value used to
9 offset the purchase price for the replacement aircraft: *Pro-*
10 *vided further*, That no programs funded with appropriated
11 funds in the “Office of the Secretary”, “Office of the So-
12 licitor”, and “Office of Inspector General” may be aug-
13 mented through the Working Capital Fund or the Consoli-
14 dated Working Fund.

15 GENERAL PROVISIONS, DEPARTMENT OF THE
16 INTERIOR

17 SEC. 101. Appropriations made in this title shall be
18 available for expenditure or transfer (within each bureau
19 or office), with the approval of the Secretary, for the emer-
20 gency reconstruction, replacement, or repair of aircraft,
21 buildings, utilities, or other facilities or equipment dam-
22 aged or destroyed by fire, flood, storm, or other unavoid-
23 able causes: *Provided*, That no funds shall be made avail-
24 able under this authority until funds specifically made
25 available to the Department of the Interior for emer-

1 agencies shall have been exhausted: *Provided further*, That
2 all funds used pursuant to this section are hereby des-
3 ignated by Congress to be “emergency requirements” pur-
4 suant to section 251(b)(2)(D) of the Balanced Budget and
5 Emergency Deficit Control Act of 1985 and must be re-
6 plenished by a supplemental appropriation which must be
7 requested as promptly as possible.

8 SEC. 102. The Secretary may authorize the expendi-
9 ture or transfer of any no year appropriation in this title,
10 in addition to the amounts included in the budget pro-
11 grams of the several agencies, for the suppression or emer-
12 gency prevention of forest or range fires on or threatening
13 lands under the jurisdiction of the Department of the Inte-
14 rior; for the emergency rehabilitation of burned-over lands
15 under its jurisdiction; for emergency actions related to po-
16 tential or actual earthquakes, floods, volcanoes, storms, or
17 other unavoidable causes; for contingency planning subse-
18 quent to actual oilspills; response and natural resource
19 damage assessment activities related to actual oilspills; for
20 the prevention, suppression, and control of actual or po-
21 tential grasshopper and Mormon cricket outbreaks on
22 lands under the jurisdiction of the Secretary, pursuant to
23 the authority in section 1773(b) of Public Law 99–198
24 (99 Stat. 1658); for emergency reclamation projects under
25 section 410 of Public Law 95–87; and shall transfer, from

1 any no year funds available to the Office of Surface Min-
2 ing Reclamation and Enforcement, such funds as may be
3 necessary to permit assumption of regulatory authority in
4 the event a primacy State is not carrying out the regu-
5 latory provisions of the Surface Mining Act: *Provided*,
6 That appropriations made in this title for fire suppression
7 purposes shall be available for the payment of obligations
8 incurred during the preceding fiscal year, and for reim-
9 bursement to other Federal agencies for destruction of ve-
10 hicles, aircraft, or other equipment in connection with
11 their use for fire suppression purposes, such reimburse-
12 ment to be credited to appropriations currently available
13 at the time of receipt thereof: *Provided further*, That for
14 emergency rehabilitation and wildfire suppression activi-
15 ties, no funds shall be made available under this authority
16 until funds appropriated to the “Emergency Department
17 of the Interior Firefighting Fund” shall have been ex-
18 hausted: *Provided further*, That all funds used pursuant
19 to this section are hereby designated by Congress to be
20 “emergency requirements” pursuant to section
21 251(b)(2)(D) of the Balanced Budget and Emergency
22 Deficit Control Act of 1985 and must be replenished by
23 a supplemental appropriation which must be requested as
24 promptly as possible: *Provided further*, That such replen-
25 ishment funds shall be used to reimburse, on a pro rata

1 basis, accounts from which emergency funds were trans-
2 ferred.

3 SEC. 103. Appropriations made in this title shall be
4 available for operation of warehouses, garages, shops, and
5 similar facilities, wherever consolidation of activities will
6 contribute to efficiency or economy, and said appropria-
7 tions shall be reimbursed for services rendered to any
8 other activity in the same manner as authorized by sec-
9 tions 1535 and 1536 of title 31, U.S.C.: *Provided*, That
10 reimbursements for costs and supplies, materials, equip-
11 ment, and for services rendered may be credited to the
12 appropriation current at the time such reimbursements
13 are received.

14 SEC. 104. Appropriations made to the Department
15 of the Interior in this title shall be available for services
16 as authorized by 5 U.S.C. 3109, when authorized by the
17 Secretary, in total amount not to exceed \$500,000; hire,
18 maintenance, and operation of aircraft; hire of passenger
19 motor vehicles; purchase of reprints; payment for tele-
20 phone service in private residences in the field, when au-
21 thorized under regulations approved by the Secretary; and
22 the payment of dues, when authorized by the Secretary,
23 for library membership in societies or associations which
24 issue publications to members only or at a price to mem-
25 bers lower than to subscribers who are not members.

1 SEC. 105. Appropriations available to the Depart-
2 ment of the Interior for salaries and expenses shall be
3 available for uniforms or allowances therefor, as author-
4 ized by law (5 U.S.C. 5901–5902 and D.C. Code 4–204).

5 SEC. 106. Appropriations made in this title shall be
6 available for obligation in connection with contracts issued
7 by the General Services Administration for services or
8 rentals for periods not in excess of twelve months begin-
9 ning at any time during the fiscal year.

10 SEC. 107. No funds provided in this title may be ex-
11 pended by the Department of the Interior for the conduct
12 of offshore leasing and related activities placed under re-
13 striction in the President’s moratorium statement of June
14 26, 1990, in the areas of Northern, Central, and Southern
15 California; the North Atlantic; Washington and Oregon;
16 and the Eastern Gulf of Mexico south of 26 degrees north
17 latitude and east of 86 degrees west longitude.

18 SEC. 108. No funds provided in this title may be ex-
19 pended by the Department of the Interior for the conduct
20 of leasing, or the approval or permitting of any drilling
21 or other exploration activity, on lands within the North
22 Aleutian Basin planning area.

23 SEC. 109. No funds provided in this title may be ex-
24 pended by the Department of the Interior for the conduct
25 of preleasing and leasing activities in the Eastern Gulf of

1 Mexico for Outer Continental Shelf Lease Sale 151 in the
2 Outer Continental Shelf Natural Gas and Oil Resource
3 Management Comprehensive Program, 1992–1997.

4 SEC. 110. No funds provided in this title may be ex-
5 pended by the Department of the Interior for the conduct
6 of preleasing and leasing activities in the Atlantic for
7 Outer Continental Shelf Lease Sale 164 in the Outer Con-
8 tinental Shelf Natural Gas and Oil Resource Management
9 Comprehensive Program, 1992–1997.

10 SEC. 111. None of the funds in this Act may be used
11 to publish a National final rule defining the term “valid
12 existing rights” for purposes of section 522(e) of the Sur-
13 face Mining Control and Reclamation Act of 1977 or to
14 publish a final rule disapproving any existing State defini-
15 tion of valid existing rights.

16 SEC. 112. None of the funds appropriated or other-
17 wise made available pursuant to this Act shall be obligated
18 or expended to accept or process applications for a patent
19 for any mining or mill site claim located under the general
20 mining laws or to issue a patent for any mining or mill
21 site claim located under the general mining laws.

22 SEC. 113. The provisions of section 112 shall not
23 apply if the Secretary of the Interior determines that, for
24 the claim concerned: (1) a patent application was filed
25 with the Secretary on or before the date of enactment of

1 this Act, and (2) all requirements established under sec-
2 tions 2325 and 2326 of the Revised Statutes (30 U.S.C.
3 29 and 30) for vein or lode claims and sections 2329,
4 2330, 2331, and 2333 of the Revised Statutes (30 U.S.C.
5 35, 36, and 37) for placer claims, and section 2337 of
6 the Revised Statutes (30 U.S.C. 42) for mill site claims,
7 as the case may be, were fully complied with by that date.

8 SEC. 114. Of the offsetting collections credited to
9 public enterprise fund numbered 14-4053 in fiscal year
10 1995, \$38,000 is permanently cancelled as a result of pro-
11 curement cost savings.

12 SEC. 115. None of the funds available to the National
13 Park Service in this Act may be used to process permits
14 necessary for construction of a bridge to Ellis Island.

15 TITLE II—RELATED AGENCIES

16 DEPARTMENT OF AGRICULTURE

17 FOREST SERVICE

18 FOREST RESEARCH

19 For necessary expenses of forest research as author-
20 ized by law, \$201,780,000, to remain available until Sep-
21 tember 30, 1996.

22 STATE AND PRIVATE FORESTRY

23 For necessary expenses of cooperating with, and pro-
24 viding technical and financial assistance to States, Terri-
25 tories, possessions, and others and for forest pest manage-
26 ment activities, cooperative forestry and education and

1 land conservation activities, \$158,664,000, to remain
2 available until expended, as authorized by law.

3 EMERGENCY PEST SUPPRESSION FUND

4 For necessary expenses for emergency suppression of
5 pests, \$17,000,000, to remain available until expended:
6 *Provided*, That these funds, or any portion thereof, shall
7 be available in fiscal year 1995 only to the extent that
8 the President notifies the Congress of his designation of
9 any or all of these amounts as emergency requirements
10 under section 251(b)(2)(D) of the Balanced Budget and
11 Emergency Deficit Control Act of 1985: *Provided further*,
12 That Congress hereby designates these amounts as emer-
13 gency requirements pursuant to section 251(b)(2)(D) of
14 the Balanced Budget and Emergency Deficit Control Act
15 of 1985.

16 INTERNATIONAL FORESTRY

17 For necessary expenses of international forestry as
18 authorized by Public Laws 101-513 and 101-624,
19 \$7,000,000, to remain available until September 30, 1996.

20 NATIONAL FOREST SYSTEM

21 (INCLUDING RESCISSION OF FUNDS)

22 For necessary expenses of the Forest Service, not
23 otherwise provided for, for management, protection, im-
24 provement, and utilization of the National Forest System,
25 for ecosystem planning, inventory, and monitoring, and for
26 administrative expenses associated with the management

1 of funds provided under the heads “Forest Research”,
2 “State and Private Forestry”, “National Forest System”,
3 “Construction”, “Forest Service Fire Protection”, “Emer-
4 gency Forest Service Firefighting Fund”, and “Land Ac-
5 quisition” \$1,348,162,000, to remain available for obliga-
6 tion until September 30, 1996, and including 65 per cen-
7 tum of all monies received during the prior fiscal year as
8 fees collected under the Land and Water Conservation
9 Fund Act of 1965, as amended, in accordance with section
10 4 of the Act (16 U.S.C. 460l–6a(i)): *Provided*, That unob-
11 ligated and unexpended balances in the National Forest
12 System account at the end of fiscal year 1994, shall be
13 merged with and made a part of the fiscal year 1995 Na-
14 tional Forest System appropriation, and shall remain
15 available for obligation until September 30, 1996: *Pro-*
16 *vided further*, That up to \$5,000,000 of the funds provided
17 herein for road maintenance shall be available for the
18 planned obliteration of roads which are no longer needed:
19 *Provided further*, That funds in the amount of
20 \$12,000,000 provided under this head in prior years’ ap-
21 propriations Acts for fire management are rescinded.

22 FOREST SERVICE FIRE PROTECTION

23 For necessary expenses for firefighting on or adjacent
24 to National Forest System lands or other lands under fire
25 protection agreement, and for forest fire management and
26 presuppression on National Forest System lands,

1 \$160,590,000, to remain available until expended: *Pro-*
2 *vided*, That unexpended balances of amounts previously
3 appropriated for this purpose under the heading “Forest
4 Service Firefighting”, Forest Service, may be transferred
5 to and merged with this appropriation and accounted for
6 as one appropriation for the same time period as originally
7 enacted.

8 EMERGENCY FOREST SERVICE FIREFIGHTING FUND

9 For necessary expenses for emergency rehabilitation,
10 presuppression due to emergencies or economic efficiency,
11 and wildfire suppression activities of the Forest Service,
12 \$226,200,000, to remain available until expended: *Pro-*
13 *vided*, That such funds are available for repayment of ad-
14 vances from other appropriation accounts previously
15 transferred for such purposes.

16 CONSTRUCTION

17 For necessary expenses of the Forest Service, not
18 otherwise provided for, for construction, \$191,740,000, to
19 remain available until expended, of which \$70,341,000 is
20 for construction and acquisition of buildings and other fa-
21 cilities; and \$121,399,000 is for construction and repair
22 of forest roads and trails by the Forest Service as author-
23 ized by 16 U.S.C. 532–538 and 23 U.S.C. 101 and 205:
24 *Provided*, That funds becoming available in fiscal year
25 1994 under the Act of March 4, 1913 (16 U.S.C. 501)
26 shall be transferred to the General Fund of the Treasury

1 of the United States: *Provided further*, That not to exceed
2 \$50,000,000, to remain available until expended, may be
3 obligated for the construction of forest roads by timber
4 purchasers.

5 LAND ACQUISITION

6 For expenses necessary to carry out the provisions
7 of the Land and Water Conservation Fund Act of 1965,
8 as amended (16 U.S.C. 460l-4-11), including administra-
9 tive expenses, and for acquisition of land or waters, or in-
10 terest therein, in accordance with statutory authority ap-
11 plicable to the Forest Service, \$62,131,000, to be derived
12 from the Land and Water Conservation Fund, to remain
13 available until expended.

14 ACQUISITION OF LANDS FOR NATIONAL FORESTS SPECIAL
15 ACTS

16 For acquisition of lands within the exterior bound-
17 aries of the Cache, Uinta, and Wasatch National Forests,
18 Utah; the Toiyabe National Forest, Nevada; and the An-
19 geles, San Bernardino, Sequoia, and Cleveland National
20 Forests, California, as authorized by law, \$1,252,000, to
21 be derived from forest receipts.

22 ACQUISITION OF LANDS TO COMPLETE LAND EXCHANGES

23 For acquisition of lands, to be derived from funds de-
24 posited by State, county, or municipal governments, public
25 school districts, or other public school authorities pursuant

1 to the Act of December 4, 1967, as amended (16 U.S.C.
2 484a), to remain available until expended.

3 RANGE BETTERMENT FUND

4 For necessary expenses of range rehabilitation, pro-
5 tection, and improvement, 50 per centum of all moneys
6 received during the prior fiscal year, as fees for grazing
7 domestic livestock on lands in National Forests in the six-
8 teen Western States, pursuant to section 401(b)(1) of
9 Public Law 94-579, as amended, to remain available until
10 expended, of which not to exceed 6 per centum shall be
11 available for administrative expenses associated with on-
12 the-ground range rehabilitation, protection, and improve-
13 ments.

14 GIFTS, DONATIONS AND BEQUESTS FOR FOREST AND
15 RANGELAND RESEARCH

16 For expenses authorized by 16 U.S.C. 1643(b),
17 \$89,000, to remain available until expended, to be derived
18 from the fund established pursuant to the above Act.

19 ADMINISTRATIVE PROVISIONS, FOREST SERVICE

20 Appropriations to the Forest Service for the current
21 fiscal year shall be available for: (a) purchase of not to
22 exceed 156 passenger motor vehicles of which 15 will be
23 used primarily for law enforcement purposes and of which
24 148 shall be for replacement only; acquisition of 79 pas-
25 senger motor vehicles from excess sources, and hire of
26 such vehicles; operation and maintenance of aircraft, the

1 purchase of not to exceed two for replacement only, and
2 acquisition of 14 aircraft from excess sources; notwith-
3 standing other provisions of law, existing aircraft being
4 replaced may be sold, with proceeds derived or trade-in
5 value used to offset the purchase price for the replacement
6 aircraft; (b) services pursuant to the second sentence of
7 section 706(a) of the Organic Act of 1944 (7 U.S.C.
8 2225), and not to exceed \$100,000 for employment under
9 5 U.S.C. 3109; (c) purchase, erection, and alteration of
10 buildings and other public improvements (7 U.S.C. 2250);
11 (d) acquisition of land, waters, and interests therein, pur-
12 suant to the Act of August 3, 1956 (7 U.S.C. 428a); (e)
13 for expenses pursuant to the Volunteers in the National
14 Forest Act of 1972 (16 U.S.C. 558a, 558d, 558a note);
15 and (f) for debt collection contracts in accordance with
16 31 U.S.C. 3718(c).

17 None of the funds made available under this Act shall
18 be obligated or expended to change the boundaries of any
19 region, to abolish any region, to move or close any regional
20 office for research, State and private forestry, or National
21 Forest System administration of the Forest Service, De-
22 partment of Agriculture, without the consent of the House
23 and Senate Committees on Appropriations and the Com-
24 mittee on Agriculture, Nutrition, and Forestry in the

1 United States Senate and the Committee on Agriculture
2 in the United States House of Representatives.

3 Any appropriations or funds available to the Forest
4 Service may be advanced to the Forest Service Firefight-
5 ing appropriation and may be used for forest firefighting
6 and the emergency rehabilitation of burned-over lands
7 under its jurisdiction: *Provided*, That no funds shall be
8 made available under this authority until funds appro-
9 priated to the “Emergency Forest Service Firefighting
10 Fund” shall have been exhausted.

11 The appropriation structure for the Forest Service
12 may not be altered without advanced approval of the
13 House and Senate Committees on Appropriations.

14 Funds appropriated to the Forest Service shall be
15 available for assistance to or through the Agency for Inter-
16 national Development and the Office of International Co-
17 operation and Development in connection with forest and
18 rangeland research, technical information, and assistance
19 in foreign countries, and shall be available to support for-
20 estry and related natural resource activities outside the
21 United States and its territories and possessions, includ-
22 ing technical assistance, education and training, and co-
23 operation with United States and international organiza-
24 tions.

1 None of the funds made available to the Forest Serv-
2 ice under this Act shall be subject to transfer under the
3 provisions of section 702(b) of the Department of Agri-
4 culture Organic Act of 1944 (7 U.S.C. 2257) or 7 U.S.C.
5 147b unless the proposed transfer is approved in advance
6 by the House and Senate Committees on Appropriations
7 in compliance with the reprogramming procedures con-
8 tained in the report accompanying this Act.

9 No funds appropriated to the Forest Service shall be
10 transferred to the Working Capital Fund of the Depart-
11 ment of Agriculture without the approval of the Chief of
12 the Forest Service.

13 Notwithstanding any other provision of law, any ap-
14 propriations or funds available to the Forest Service may
15 be used to disseminate program information to private and
16 public individuals and organizations through the use of
17 nonmonetary items of nominal value and to provide
18 nonmonetary awards of nominal value and to incur nec-
19 essary expenses for the nonmonetary recognition of private
20 individuals and organizations that make contributions to
21 Forest Service programs.

22 Notwithstanding any other provision of law, money
23 collected, in advance or otherwise, by the Forest Service
24 under authority of section 101 of Public Law 93–153 (30
25 U.S.C. 185(1)) as reimbursement of administrative and

1 other costs incurred in processing pipeline right-of-way or
2 permit applications and for costs incurred in monitoring
3 the construction, operation, maintenance, and termination
4 of any pipeline and related facilities, may be used to reim-
5 burse the applicable appropriation to which such costs
6 were originally charged.

7 Funds available to the Forest Service shall be avail-
8 able to conduct a program of not less than \$1,000,000
9 for high priority projects within the scope of the approved
10 budget which shall be carried out by the Youth Conserva-
11 tion Corps as authorized by the Act of August 13, 1970,
12 as amended by Public Law 93-408.

13 None of the funds available in this Act shall be used
14 for timber sale preparation using clearcutting in hardwood
15 stands in excess of 25 percent of the fiscal year 1989 har-
16 vested volume in the Wayne National Forest, Ohio: *Pro-*
17 *vided*, That this limitation shall not apply to hardwood
18 stands damaged by natural disaster: *Provided further*,
19 That landscape architects shall be used to maintain a vis-
20 ually pleasing forest.

21 Any money collected from the States for fire suppres-
22 sion assistance rendered by the Forest Service on non-
23 Federal lands not in the vicinity of National Forest Sys-
24 tem lands shall be used to reimburse the applicable appro-
25 priation and shall remain available until expended as the

1 Secretary may direct in conducting activities authorized
2 by 16 U.S.C. 2101 (note), 2101–2110, 1606, and 2111.

3 Of the funds available to the Forest Service, \$1,500
4 is available to the Chief of the Forest Service for official
5 reception and representation expenses.

6 Notwithstanding any other provision of law, the For-
7 est Service is authorized to employ or otherwise contract
8 with persons at regular rates of pay, as determined by the
9 Service, to perform work occasioned by emergencies such
10 as fires, storms, floods, earthquakes or any other unavoid-
11 able cause without regard to Sundays, Federal holidays,
12 and the regular workweek.

13 None of the funds available in this Act shall be used
14 for preparation of timber sales using clearcutting or other
15 forms of even aged management in hardwood stands in
16 the Shawnee National Forest, Illinois.

17 None of the funds made available in this Act shall
18 be used for timber sale planning or scoping using
19 clearcutting in the Ouachita and Ozark-St. Francis Na-
20 tional Forests in Arkansas, except for sales that are nec-
21 essary as a result of natural disaster or a threat to forest
22 health, or for maintaining or enhancing wildlife habitat,
23 or habitat for endangered and threatened species, or for
24 research purposes.

1 Pursuant to section 405(b), and section 410(b) of
2 Public Law 101-593, of the funds available to the Forest
3 Service, up to \$1,000,000 for matching funds shall be
4 available for the National Forest Foundation.

5 Funds appropriated to the Forest Service shall be
6 available for interactions with and providing technical as-
7 sistance to rural communities for sustainable rural devel-
8 opment purposes.

9 DEPARTMENT OF ENERGY

10 CLEAN COAL TECHNOLOGY

11 The first paragraph under this head in Public Law
12 101-512, as amended, is further amended by striking the
13 phrase “\$100,000,000 on October 1, 1994, and
14 \$50,000,000 on October 1, 1995” and inserting
15 “\$18,000,000 on October 1, 1994, \$100,000,000 on Octo-
16 ber 1, 1995, and \$32,000,000 on October 1, 1996”; and
17 by striking the phrase “\$275,000,000 on October 1, 1994,
18 and \$100,000,000 on October 1, 1995” and inserting
19 “\$19,121,000 on October 1, 1994, \$100,000,000 on Octo-
20 ber 1, 1995, and \$255,879,000 on October 1, 1996”: *Pro-*
21 *vided*, That not to exceed \$18,000,000 available in fiscal
22 year 1995 may be used for administrative oversight of the
23 Clean Coal Technology program.

1 FOSSIL ENERGY RESEARCH AND DEVELOPMENT
2 (INCLUDING TRANSFER OF FUNDS)

3 For necessary expenses in carrying out fossil energy
4 research and development activities, under the authority
5 of the Department of Energy Organization Act (Public
6 Law 95-91), including the acquisition of interest, includ-
7 ing defeasible and equitable interests in any real property
8 or any facility or for plant or facility acquisition or expan-
9 sion, \$445,544,000, to remain available until expended, of
10 which \$17,000,000 shall be derived by transfer of unobli-
11 gated balances from the "SPR petroleum account": *Pro-*
12 *vided*, That no part of the sum herein made available shall
13 be used for the field testing of nuclear explosives in the
14 recovery of oil and gas.

15 ALTERNATIVE FUELS PRODUCTION
16 (INCLUDING TRANSFER OF FUNDS)

17 Monies received as investment income on the prin-
18 cipal amount in the Great Plains Project Trust at the
19 Norwest Bank of North Dakota, in such sums as are
20 earned as of October 1, 1994, shall be deposited in this
21 account and immediately transferred to the General Fund
22 of the Treasury. Monies received as revenue sharing from
23 the operation of the Great Plains Gasification Plant shall
24 be immediately transferred to the General Fund of the
25 Treasury.

1 NAVAL PETROLEUM AND OIL SHALE RESERVES

2 For necessary expenses in carrying out naval petro-
3 leum and oil shale reserve activities, \$193,956,000, to re-
4 main available until expended: *Provided*, That the require-
5 ments of 10 U.S.C. 7430(b)(2)(B) shall not apply in fiscal
6 year 1995.

7 ENERGY CONSERVATION

8 For necessary expenses in carrying out energy con-
9 servation activities, \$824,585,000, to remain available
10 until expended, including, notwithstanding any other pro-
11 vision of law, the excess amount for fiscal year 1995 deter-
12 mined under the provisions of section 3003(d) of Public
13 Law 99-509 (15 U.S.C. 4502): *Provided*, That
14 \$283,199,000 shall be for use in energy conservation pro-
15 grams as defined in section 3008(3) of Public Law 99-
16 509 (15 U.S.C. 4507) and shall not be available until ex-
17 cess amounts are determined under the provisions of sec-
18 tion 3003(d) of Public Law 99-509 (15 U.S.C. 4502):
19 *Provided further*, That notwithstanding section 3003(d)(2)
20 of Public Law 99-509 such sums shall be allocated to the
21 eligible programs as follows: \$230,800,000 for the weath-
22 erization assistance program, \$23,339,000 for the State
23 energy conservation program, and \$29,060,000 for the in-
24 stitutional conservation program.

1 ECONOMIC REGULATION

2 For necessary expenses in carrying out the activities
3 of the Economic Regulatory Administration and the Office
4 of Hearings and Appeals, \$12,437,000, to remain avail-
5 able until expended.

6 EMERGENCY PREPAREDNESS

7 For necessary expenses in carrying out emergency
8 preparedness activities, \$8,249,000, to remain available
9 until expended.

10 STRATEGIC PETROLEUM RESERVE

11 (INCLUDING TRANSFER OF FUNDS)

12 For necessary expenses for Strategic Petroleum Re-
13 serve facility development and operations and program
14 management activities pursuant to the Energy Policy and
15 Conservation Act of 1975, as amended (42 U.S.C. 6201
16 et seq.), \$244,011,000, to remain available until expended,
17 of which \$90,764,000 shall be derived by transfer of unob-
18 ligated balances from the “SPR petroleum account”: *Pro-*
19 *vided*, That appropriations herein made shall not be avail-
20 able for leasing of facilities for the storage of crude oil
21 for the Strategic Petroleum Reserve unless the quantity
22 of oil stored in or deliverable to Government-owned stor-
23 age facilities by virtue of contractual obligations is equal
24 to 700,000,000 barrels.

1 SPR PETROLEUM ACCOUNT

2 Notwithstanding 42 U.S.C. 6240(d) the United
3 States share of crude oil in Naval Petroleum Reserve
4 Numbered 1 (Elk Hills) may be sold or otherwise disposed
5 of to other than the Strategic Petroleum Reserve: *Pro-*
6 *vided*, That outlays in fiscal year 1995 resulting from the
7 use of funds in this account shall not exceed \$9,000,000.

8 ENERGY INFORMATION ADMINISTRATION

9 For necessary expenses in carrying out the activities
10 of the Energy Information Administration, \$84,728,000,
11 to remain available until expended: *Provided*, That, not-
12 withstanding section 4(d) of the Service Contract Act of
13 1965 (41 U.S.C. 353(d)) or any other provision of law,
14 funds appropriated under this heading may be used to
15 enter into a contract for end use consumption surveys for
16 a term not to exceed eight years.

17 ADMINISTRATIVE PROVISIONS, DEPARTMENT OF ENERGY

18 Appropriations under this Act for the current fiscal
19 year shall be available for hire of passenger motor vehicles;
20 hire, maintenance, and operation of aircraft; purchase, re-
21 pair, and cleaning of uniforms; and reimbursement to the
22 General Services Administration for security guard serv-
23 ices.

24 From appropriations under this Act, transfers of
25 sums may be made to other agencies of the Government

1 for the performance of work for which the appropriation
2 is made.

3 None of the funds made available to the Department
4 of Energy under this Act shall be used to implement or
5 finance authorized price support or loan guarantee pro-
6 grams unless specific provision is made for such programs
7 in an appropriations Act.

8 The Secretary is authorized to accept lands, build-
9 ings, equipment, and other contributions from public and
10 private sources and to prosecute projects in cooperation
11 with other agencies, Federal, State, private, or foreign:
12 *Provided*, That revenues and other moneys received by or
13 for the account of the Department of Energy or otherwise
14 generated by sale of products in connection with projects
15 of the Department appropriated under this Act may be
16 retained by the Secretary of Energy, to be available until
17 expended, and used only for plant construction, operation,
18 costs, and payments to cost-sharing entities as provided
19 in appropriate cost-sharing contracts or agreements: *Pro-*
20 *vided further*, That the remainder of revenues after the
21 making of such payments shall be covered into the Treas-
22 ury as miscellaneous receipts: *Provided further*, That any
23 contract, agreement, or provision thereof entered into by
24 the Secretary pursuant to this authority shall not be exe-
25 cuted prior to the expiration of 30 calendar days (not in-

1 \$1,706,102,000, together with payments received during
2 the fiscal year pursuant to 42 U.S.C. 300aaa-2 for serv-
3 ices furnished by the Indian Health Service: *Provided,*
4 That funds made available to tribes and tribal organiza-
5 tions through contracts, grant agreements, or any other
6 agreements or compacts authorized by the Indian Self-De-
7 termination and Education Assistance Act of 1975 (88
8 Stat. 2203; 25 U.S.C. 450), shall be deemed to be obli-
9 gated at the time of the grant or contract award and
10 thereafter shall remain available to the tribe or tribal orga-
11 nization without fiscal year limitation: *Provided further,*
12 That \$12,000,000 shall remain available until expended,
13 for the Indian Catastrophic Health Emergency Fund: *Pro-*
14 *vided further,* That \$351,258,000 for contract medical
15 care shall remain available for obligation until September
16 30, 1996: *Provided further,* That of the funds provided,
17 not less than \$11,603,000 shall be used to carry out the
18 loan repayment program under section 108 of the Indian
19 Health Care Improvement Act, as amended: *Provided fur-*
20 *ther,* That funds provided in this Act may be used for one-
21 year contracts and grants which are to be performed in
22 two fiscal years, so long as the total obligation is recorded
23 in the year for which the funds are appropriated: *Provided*
24 *further,* That the amounts collected by the Secretary of
25 Health and Human Services under the authority of title

1 IV of the Indian Health Care Improvement Act shall be
2 available for two fiscal years after the fiscal year in which
3 they were collected, for the purpose of achieving compli-
4 ance with the applicable conditions and requirements of
5 titles XVIII and XIX of the Social Security Act (exclusive
6 of planning, design, or construction of new facilities): *Pro-*
7 *vided further*, That of the funds provided, \$7,500,000 shall
8 remain available until expended, for the Indian Self-Deter-
9 mination Fund, which shall be available for the transi-
10 tional costs of initial or expanded tribal contracts, grants
11 or cooperative agreements with the Indian Health Service
12 under the provisions of the Indian Self-Determination Act:
13 *Provided further*, That funding contained herein, and in
14 any earlier appropriations Acts for scholarship programs
15 under the Indian Health Care Improvement Act (25
16 U.S.C. 1613) shall remain available for obligation until
17 September 30, 1996: *Provided further*, That amounts re-
18 ceived by tribes and tribal organizations under title IV of
19 the Indian Health Care Improvement Act, as amended,
20 shall be reported and accounted for and available to the
21 receiving tribes and tribal organizations until expended.

22

INDIAN HEALTH FACILITIES

23 For construction, repair, maintenance, improvement,
24 and equipment of health and related auxiliary facilities,
25 including quarters for personnel; preparation of plans,

1 specifications, and drawings; acquisition of sites, purchase
2 and erection of modular buildings, and purchases of trail-
3 ers; and for provision of domestic and community sanita-
4 tion facilities for Indians, as authorized by section 7 of
5 the Act of August 5, 1954 (42 U.S.C. 2004a), the Indian
6 Self-Determination Act and the Indian Health Care Im-
7 provement Act, and for expenses necessary to carry out
8 the Act of August 5, 1954 (68 Stat. 674), the Indian Self-
9 Determination Act, the Indian Health Care Improvement
10 Act, and titles III and XXVII and section 208 of the Pub-
11 lic Health Service Act with respect to environmental
12 health and facilities support activities of the Indian Health
13 Service, \$253,892,000, to remain available until expended:
14 *Provided*, That notwithstanding any other provision of
15 law, funds appropriated for the planning, design, construc-
16 tion or renovation of health facilities for the benefit of an
17 Indian tribe or tribes may be used to purchase land for
18 sites to construct, improve, or enlarge health or related
19 facilities: *Provided further*, That notwithstanding any
20 other provision of law a single procurement for the con-
21 struction of the Fort Belknap, Montana health center and
22 satellite clinic and a single procurement for construction
23 of the White Earth, Minnesota health center may be is-
24 sued which includes the full scope of the project: *Provided*
25 *further*, That the solicitation and the contract shall contain

1 the clause “availability of funds” found at 48 CFR
2 52.232.18.

3 ADMINISTRATIVE PROVISIONS, INDIAN HEALTH SERVICE

4 Appropriations in this Act to the Indian Health Serv-
5 ice shall be available for services as authorized by 5 U.S.C.
6 3109 but at rates not to exceed the per diem rate equiva-
7 lent to the maximum rate payable for senior-level positions
8 under 5 U.S.C. 5376; hire of passenger motor vehicles and
9 aircraft; purchase of medical equipment; purchase of re-
10 prints; purchase, renovation and erection of modular
11 buildings and renovation of existing facilities; payments
12 for telephone service in private residences in the field,
13 when authorized under regulations approved by the Sec-
14 retary; and for uniforms or allowances therefor as author-
15 ized by law (5 U.S.C. 5901–5902); and for expenses of
16 attendance at meetings which are concerned with the func-
17 tions or activities for which the appropriation is made or
18 which will contribute to improved conduct, supervision, or
19 management of those functions or activities: *Provided,*
20 That in accordance with the provisions of the Indian
21 Health Care Improvement Act, non-Indian patients may
22 be extended health care at all tribally administered or In-
23 dian Health Service facilities, subject to charges, and the
24 proceeds along with funds recovered under the Federal
25 Medical Care Recovery Act (42 U.S.C. 2651–53) shall be

1 credited to the account of the facility providing the service
2 and shall be available without fiscal year limitation: *Pro-*
3 *vided further,* That notwithstanding any other law or regu-
4 lation, funds transferred from the Department of Housing
5 and Urban Development to the Indian Health Service
6 shall be administered under Public Law 86-121 (the In-
7 dian Sanitation Facilities Act) and Public Law 93-638,
8 as amended: *Provided further,* That funds appropriated to
9 the Indian Health Service in this Act, except those used
10 for administrative and program direction purposes, shall
11 not be subject to limitations directed at curtailing Federal
12 travel and transportation: *Provided further,* That the In-
13 dian Health Service shall neither bill nor charge those In-
14 dians who may have the economic means to pay unless
15 and until such time as Congress has agreed upon a specific
16 policy to do so and has directed the Indian Health Service
17 to implement such a policy: *Provided further,* That, not-
18 withstanding any other provision of law, funds previously
19 or herein made available to a tribe or tribal organization
20 through a contract, grant or agreement authorized by
21 Title I of the Indian Self-Determination and Education
22 Assistance Act of 1975 (88 Stat. 2203; 25 U.S.C. 450),
23 may be deobligated and reobligated to a self-governance
24 funding agreement under Title III of the Indian Self-De-
25 termination and Education Assistance Act of 1975 and

1 thereafter shall remain available to the tribe or tribal orga-
2 nization without fiscal year limitation: *Provided further,*
3 That none of the funds made available to the Indian
4 Health Service in this Act shall be used to implement the
5 final rule published in the Federal Register on September
6 16, 1987, by the Department of Health and Human Serv-
7 ices, relating to eligibility for the health care services of
8 the Indian Health Service until the Indian Health Service
9 has submitted a budget request reflecting the increased
10 costs associated with the proposed final rule, and such re-
11 quest has been included in an appropriations Act and en-
12 acted into law: *Provided further,* That funds made avail-
13 able in this Act are to be apportioned to the Indian Health
14 Service as appropriated in this Act, and accounted for in
15 the appropriation structure set forth in this Act: *Provided*
16 *further,* That the appropriation structure for the Indian
17 Health Service may not be altered without the advance
18 approval of the House and Senate Committees on Appro-
19 priations: *Provided further,* That in fiscal year 1995 and
20 thereafter (a) the Secretary may enter into personal serv-
21 ices contracts with entities, either individuals or organiza-
22 tions, for the provision of services in facilities owned, oper-
23 ated or constructed under the jurisdiction of the Indian
24 Health Service; (b) the Secretary may exempt such a con-
25 tract from competitive contracting requirements upon ade-

1 quate notice of contracting opportunities to individuals
2 and organizations residing in the geographic vicinity of the
3 health facility; (c) consideration of individuals and organi-
4 zations shall be based solely on the qualifications estab-
5 lished for the contract and the proposed contract price;
6 and (d) individuals providing health care services pursuant
7 to these contracts are covered by the Federal Tort Claims
8 Act.

9 DEPARTMENT OF EDUCATION

10 OFFICE OF ELEMENTARY AND SECONDARY EDUCATION

11 INDIAN EDUCATION

12 For necessary expenses to carry out, to the extent
13 not otherwise provided, title VI of the Elementary and
14 Secondary Education Act of 1965, as amended by the Im-
15 proving America's Schools Act as passed by the House of
16 Representatives on March 24, 1994, \$83,500,000: *Pro-*
17 *vided*, That \$1,735,000 available pursuant to section 6203
18 of the Act shall remain available for obligation until Sep-
19 tember 30, 1996.

20 OTHER RELATED AGENCIES

21 OFFICE OF NAVAJO AND HOPI INDIAN RELOCATION

22 SALARIES AND EXPENSES

23 For necessary expenses of the Office of Navajo and
24 Hopi Indian Relocation as authorized by Public Law 93-
25 531, \$26,936,000, to remain available until expended:

1 *Provided*, That funds provided in this or any other appro-
2 priations Act are to be used to relocate eligible individuals
3 and groups including evictees from District 6, Hopi-parti-
4 tioned lands residents, those in significantly substandard
5 housing, and all others certified as eligible and not in-
6 cluded in the preceding categories: *Provided further*, That
7 none of the funds contained in this or any other Act may
8 be used by the Office of Navajo and Hopi Indian Reloca-
9 tion to evict any single Navajo or Navajo family who, as
10 of November 30, 1985, was physically domiciled on the
11 lands partitioned to the Hopi Tribe unless a new or re-
12 placement home is provided for such household: *Provided*
13 *further*, That no relocatee will be provided with more than
14 one new or replacement home: *Provided further*, That the
15 Office shall relocate any certified eligible relocatees who
16 have selected and received an approved homesite on the
17 Navajo reservation or selected a replacement residence off
18 the Navajo reservation or on the land acquired pursuant
19 to 25 U.S.C. 640d-10.

20 INSTITUTE OF AMERICAN INDIAN AND ALASKA NATIVE
21 CULTURE AND ARTS DEVELOPMENT

22 PAYMENT TO THE INSTITUTE

23 For payment to the Institute of American Indian and
24 Alaska Native Culture and Arts Development, as author-
25 ized by Public Law 99-498, as amended (20 U.S.C. 56,

1 Part A), \$12,713,000: *Provided*, That notwithstanding
2 any other provision of law, the annual budget proposal and
3 justification for the Institute shall be submitted to the
4 Congress concurrently with the submission of the Presi-
5 dent's Budget to the Congress: *Provided further*, That the
6 Institute shall act as its own certifying officer.

7 SMITHSONIAN INSTITUTION

8 SALARIES AND EXPENSES

9 For necessary expenses of the Smithsonian Institu-
10 tion, as authorized by law, including research in the fields
11 of art, science, and history; development, preservation, and
12 documentation of the National Collections; presentation of
13 public exhibits and performances; collection, preparation,
14 dissemination, and exchange of information and publica-
15 tions; conduct of education, training, and museum assist-
16 ance programs; maintenance, alteration, operation, lease
17 (for terms not to exceed thirty years), and protection of
18 buildings, facilities, and approaches; not to exceed
19 \$100,000 for services as authorized by 5 U.S.C. 3109; up
20 to 5 replacement passenger vehicles; purchase, rental, re-
21 pair, and cleaning of uniforms for employees;
22 \$314,454,000, of which not to exceed \$32,000,000 for the
23 instrumentation program, collections acquisition, Museum
24 Support Center equipment and move, exhibition
25 reinstallation, the National Museum of the American In-

1 dian, the repatriation of skeletal remains program, re-
2 search equipment, information management, and Latino
3 programming shall remain available until expended and,
4 including such funds as may be necessary to support
5 American overseas research centers and a total of
6 \$125,000 for the Council of American Overseas Research
7 Centers: *Provided*, That funds appropriated herein are
8 available for advance payments to independent contractors
9 performing research services or participating in official
10 Smithsonian presentations.

11 CONSTRUCTION AND IMPROVEMENTS, NATIONAL

12 ZOOLOGICAL PARK

13 For necessary expenses of planning, construction, re-
14 modeling, and equipping of buildings and facilities at the
15 National Zoological Park, by contract or otherwise,
16 \$5,000,000, to remain available until expended.

17 REPAIR AND RESTORATION OF BUILDINGS

18 For necessary expenses of repair and restoration of
19 buildings owned or occupied by the Smithsonian Institu-
20 tion, by contract or otherwise, as authorized by section
21 2 of the Act of August 22, 1949 (63 Stat. 623), including
22 not to exceed \$10,000 for services as authorized by 5
23 U.S.C. 3109, \$24,000,000, to remain available until ex-
24 pended: *Provided*, That contracts awarded for environ-
25 mental systems, protection systems, and exterior repair or
26 restoration of buildings of the Smithsonian Institution

1 may be negotiated with selected contractors and awarded
2 on the basis of contractor qualifications as well as price.

3 CONSTRUCTION

4 For necessary expenses for construction,
5 \$30,000,000, to remain available until expended: *Pro-*
6 *vided*, That notwithstanding any other provision of law,
7 a single procurement for the construction of the National
8 Museum of the American Indian Cultural Resources Cen-
9 ter may be issued which includes the full scope of the
10 project: *Provided further*, That the solicitation and the
11 contract shall contain the clause “availability of funds”
12 found at 48 CFR 52.232.18.

13 NATIONAL GALLERY OF ART

14 SALARIES AND EXPENSES

15 For the upkeep and operations of the National Gal-
16 lery of Art, the protection and care of the works of art
17 therein, and administrative expenses incident thereto, as
18 authorized by the Act of March 24, 1937 (50 Stat. 51),
19 as amended by the public resolution of April 13, 1939
20 (Public Resolution 9, Seventy-sixth Congress), including
21 services as authorized by 5 U.S.C. 3109; payment in ad-
22 vance when authorized by the treasurer of the Gallery for
23 membership in library, museum, and art associations or
24 societies whose publications or services are available to
25 members only, or to members at a price lower than to the
26 general public; purchase, repair, and cleaning of uniforms

1 for guards, and uniforms, or allowances therefor, for other
2 employees as authorized by law (5 U.S.C. 5901–5902);
3 purchase or rental of devices and services for protecting
4 buildings and contents thereof, and maintenance, alter-
5 ation, improvement, and repair of buildings, approaches,
6 and grounds; purchase of one passenger motor vehicle for
7 replacement only; and purchase of services for restoration
8 and repair of works of art for the National Gallery of Art
9 by contracts made, without advertising, with individuals,
10 firms, or organizations at such rates or prices and under
11 such terms and conditions as the Gallery may deem prop-
12 er, \$53,003,000, of which not to exceed \$3,026,000 for
13 the special exhibition program shall remain available until
14 expended.

15 REPAIR, RESTORATION AND RENOVATION OF BUILDINGS

16 For necessary expenses of repair, restoration and
17 renovation of buildings, grounds and facilities owned or
18 occupied by the National Gallery of Art, by contract or
19 otherwise, as authorized \$4,431,000, to remain available
20 until expended: *Provided*, That contracts awarded for envi-
21 ronmental systems, protection systems, and exterior repair
22 or renovation of buildings of the National Gallery of Art
23 may be negotiated with selected contractors and awarded
24 on the basis of contractor qualifications as well as price.

1 JOHN F. KENNEDY CENTER FOR THE PERFORMING
2 ARTS
3 OPERATIONS AND MAINTENANCE

4 For necessary expenses for the operation, mainte-
5 nance and security of the John F. Kennedy Center for
6 the Performing Arts, \$10,343,000.

7 CONSTRUCTION

8 For necessary expenses of capital repair and rehabili-
9 tation of the existing features of the building and site of
10 the John F. Kennedy Center for the Performing Arts,
11 \$9,000,000, to remain available until expended.

12 WOODROW WILSON INTERNATIONAL CENTER FOR
13 SCHOLARS
14 SALARIES AND EXPENSES

15 For expenses necessary in carrying out the provisions
16 of the Woodrow Wilson Memorial Act of 1968 (82 Stat.
17 1356) including hire of passenger vehicles and services as
18 authorized by 5 U.S.C. 3109, \$9,878,000.

19 NATIONAL FOUNDATION ON THE ARTS AND THE
20 HUMANITIES
21 NATIONAL ENDOWMENT FOR THE ARTS
22 GRANTS AND ADMINISTRATION

23 For necessary expenses to carry out the National
24 Foundation on the Arts and Humanities Act of 1965, as
25 amended, \$141,950,000 shall be available to the National
26 Endowment for the Arts for the support of projects and

1 productions in the arts through assistance to groups and
2 individuals pursuant to section 5(c) of the Act, and for
3 administering the functions of the Act, to remain available
4 until September 30, 1996.

5 MATCHING GRANTS

6 To carry out the provisions of section 10(a)(2) of the
7 National Foundation on the Arts and the Humanities Act
8 of 1965, as amended, \$29,150,000, to remain available
9 until September 30, 1996, to the National Endowment for
10 the Arts, of which \$12,750,000 shall be available for pur-
11 poses of section 5(l): *Provided*, That this appropriation
12 shall be available for obligation only in such amounts as
13 may be equal to the total amounts of gifts, bequests, and
14 devises of money, and other property accepted by the
15 Chairman or by grantees of the Endowment under the
16 provisions of section 10(a)(2), subsections 11(a)(2)(A)
17 and 11(a)(3)(A) during the current and preceding fiscal
18 years for which equal amounts have not previously been
19 appropriated.

20 NATIONAL ENDOWMENT FOR THE HUMANITIES

21 GRANTS AND ADMINISTRATION

22 For necessary expenses to carry out the National
23 Foundation on the Arts and the Humanities Act of 1965,
24 as amended, \$151,420,000 shall be available to the Na-
25 tional Endowment for the Humanities for support of ac-
26 tivities in the humanities, pursuant to section 7(c) of the

1 Act, and for administering the functions of the Act, to
2 remain available until September 30, 1996.

3 MATCHING GRANTS

4 To carry out the provisions of section 10(a)(2) of the
5 National Foundation on the Arts and the Humanities Act
6 of 1965, as amended, \$25,963,000, to remain available
7 until September 30, 1996, of which \$14,000,000 shall be
8 available to the National Endowment for the Humanities
9 for the purposes of section 7(h): *Provided*, That this ap-
10 propriation shall be available for obligation only in such
11 amounts as may be equal to the total amounts of gifts,
12 bequests, and devises of money, and other property accept-
13 ed by the Chairman or by grantees of the Endowment
14 under the provisions of subsections 11(a)(2)(B) and
15 11(a)(3)(B) during the current and preceding fiscal years
16 for which equal amounts have not previously been appro-
17 priated.

18 INSTITUTE OF MUSEUM SERVICES

19 GRANTS AND ADMINISTRATION

20 For carrying out title II of the Arts, Humanities, and
21 Cultural Affairs Act of 1976, as amended, \$28,770,000.

22 ADMINISTRATIVE PROVISIONS

23 None of the funds appropriated to the National
24 Foundation on the Arts and the Humanities may be used
25 to process any grant or contract documents which do not
26 include the text of 18 U.S.C. 1913: *Provided*, That none

1 of the funds appropriated to the National Foundation on
2 the Arts and the Humanities may be used for official re-
3 ception and representation expenses.

4 COMMISSION OF FINE ARTS

5 SALARIES AND EXPENSES

6 For expenses made necessary by the Act establishing
7 a Commission of Fine Arts (40 U.S.C. 104), \$834,000.

8 NATIONAL CAPITAL ARTS AND CULTURAL AFFAIRS

9 For necessary expenses as authorized by Public Law
10 99-190 (99 Stat. 1261; 20 U.S.C. 956(a)), as amended,
11 \$7,500,000.

12 ADVISORY COUNCIL ON HISTORIC PRESERVATION

13 SALARIES AND EXPENSES

14 For expenses made necessary by the Act establishing
15 an Advisory Council on Historic Preservation, Public Law
16 89-665, as amended, \$2,967,000: *Provided*, That none of
17 these funds shall be available for the compensation of Ex-
18 ecutive Level V or higher positions.

19 NATIONAL CAPITAL PLANNING COMMISSION

20 SALARIES AND EXPENSES

21 For necessary expenses, as authorized by the Na-
22 tional Capital Planning Act of 1952 (40 U.S.C. 71-71i),
23 including services as authorized by 5 U.S.C. 3109,
24 \$5,655,000: *Provided*, That all appointed members will be

1 compensated at a rate equivalent to the rate for Executive
2 Schedule Level IV.

3 FRANKLIN DELANO ROOSEVELT MEMORIAL COMMISSION
4 SALARIES AND EXPENSES

5 For necessary expenses of the Franklin Delano Roo-
6 sevelt Memorial Commission, established by the Act of Au-
7 gust 11, 1955 (69 Stat. 694), as amended by Public Law
8 92-332 (86 Stat. 401), \$48,000, to remain available until
9 September 30, 1996.

10 PENNSYLVANIA AVENUE DEVELOPMENT CORPORATION
11 SALARIES AND EXPENSES

12 For necessary expenses, as authorized by section
13 17(a) of Public Law 92-578, as amended, \$2,738,000 for
14 operating and administrative expenses of the Corporation.

15 PUBLIC DEVELOPMENT

16 For public development activities and projects in ac-
17 cordance with the development plan as authorized by sec-
18 tion 17(b) of Public Law 92-578, as amended,
19 \$4,084,000, to remain available until expended.

20 UNITED STATES HOLOCAUST MEMORIAL COUNCIL
21 HOLOCAUST MEMORIAL COUNCIL

22 For expenses of the Holocaust Memorial Council, as
23 authorized by Public Law 96-388, as amended,
24 \$26,660,000; of which \$2,700,000 shall be for repair and

1 rehabilitation projects and shall remain available until
2 expended.

3 TITLE III—GENERAL PROVISIONS

4 SEC. 301. The expenditure of any appropriation
5 under this Act for any consulting service through procure-
6 ment contract, pursuant to 5 U.S.C. 3109, shall be limited
7 to those contracts where such expenditures are a matter
8 of public record and available for public inspection, except
9 where otherwise provided under existing law, or under ex-
10 isting Executive order issued pursuant to existing law.

11 SEC. 302. No part of any appropriation under this
12 Act shall be available to the Secretary of the Interior or
13 the Secretary of Agriculture for the leasing of oil and nat-
14 ural gas by noncompetitive bidding on publicly owned
15 lands within the boundaries of the Shawnee National For-
16 est, Illinois: *Provided*, That nothing herein is intended to
17 inhibit or otherwise affect the sale, lease, or right to access
18 to minerals owned by private individuals.

19 SEC. 303. No part of any appropriation contained in
20 this Act shall be available for any activity or the publica-
21 tion or distribution of literature that in any way tends to
22 promote public support or opposition to any legislative
23 proposal on which congressional action is not complete.

1 SEC. 304. No part of any appropriation contained in
2 this Act shall remain available for obligation beyond the
3 current fiscal year unless expressly so provided herein.

4 SEC. 305. None of the funds provided in this Act to
5 any department or agency shall be obligated or expended
6 to provide a personal cook, chauffeur, or other personal
7 servants to any officer or employee of such department
8 or agency except as otherwise provided by law.

9 SEC. 306. No assessments may be levied against any
10 program, budget activity, subactivity, or project funded by
11 this Act unless notice of such assessments and the basis
12 therefor are presented to the Committees on Appropria-
13 tions and are approved by such Committees.

14 SEC. 307. (a) COMPLIANCE WITH BUY AMERICAN
15 ACT.—None of the funds made available in this Act may
16 be expended by an entity unless the entity agrees that in
17 expending the funds the entity will comply with sections
18 2 through 4 of the Act of March 3, 1933 (41 U.S.C. 10a–
19 10c; popularly known as the “Buy American Act”).

20 (b) SENSE OF CONGRESS; REQUIREMENT REGARD-
21 ING NOTICE.—

22 (1) PURCHASE OF AMERICAN-MADE EQUIPMENT
23 AND PRODUCTS.—In the case of any equipment or
24 product that may be authorized to be purchased
25 with financial assistance provided using funds made

1 available in this Act, it is the sense of the Congress
2 that entities receiving the assistance should, in ex-
3 pending the assistance, purchase only American-
4 made equipment and products.

5 (2) NOTICE TO RECIPIENTS OF ASSISTANCE.—
6 In providing financial assistance using funds made
7 available in this Act, the head of each Federal agen-
8 cy shall provide to each recipient of the assistance
9 a notice describing the statement made in paragraph
10 (1) by the Congress.

11 (c) PROHIBITION OF CONTRACTS WITH PERSONS
12 FALSELY LABELING PRODUCTS AS MADE IN AMERICA.—
13 If it has been finally determined by a court or Federal
14 agency that any person intentionally affixed a label bear-
15 ing a “Made in America” inscription, or any inscription
16 with the same meaning, to any product sold in or shipped
17 to the United States that is not made in the United
18 States, the person shall be ineligible to receive any con-
19 tract or subcontract made with funds made available in
20 this Act, pursuant to the debarment, suspension, and ineli-
21 gibility procedures described in sections 9.400 through
22 9.409 of title 48, Code of Federal Regulations.

23 SEC. 308. The Forest Service and Bureau of Land
24 Management may offer for sale salvageable timber in the
25 Pacific Northwest in fiscal year 1995: *Provided*, That for

1 public lands known to contain the Northern spotted owl,
2 such salvage sales may be offered as long as the offering
3 of such sale will not render the area unsuitable as habitat
4 for the Northern spotted owl: *Provided further*, That tim-
5 ber salvage activity in spotted owl habitat is to be done
6 in full compliance with all existing environmental and for-
7 est management laws.

8 SEC. 309. None of the funds in this Act may be used
9 to plan, prepare, or offer for sale timber from trees classi-
10 fied as giant sequoia (*sequoiadendron giganteum*) which
11 are located on National Forest System or Bureau of Land
12 Management lands in a manner different than such sales
13 were conducted in fiscal year 1994.

14 SEC. 310. None of the funds appropriated in this Act
15 may be used to implement any increase in government
16 housing rental rates in excess of 10 per centum more than
17 the rental rates which were in effect on September 1,
18 1994, for such housing.

19 SEC. 311. None of the funds made available by this
20 Act may be obligated or expended by the National Park
21 Service to enter into or implement a concession contract
22 which permits or requires the removal of the underground
23 lunchroom at the Carlsbad Caverns National Park.

24 This Act may be cited as the “Department of the In-
25 terior and Related Agencies Appropriations Act, 1995”.

Union Calendar No. 305

103D CONGRESS
2D SESSION

H. R. 4602

[Report No. 103-551]

A BILL

Making appropriations for the Department of the Interior and related agencies for the fiscal year ending September 30, 1995, and for other purposes.

JUNE 17, 1994

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