

Calendar No. 527

103D CONGRESS
2D SESSION

H. R. 4606

[Report No. 103-318]

AN ACT

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

JUNE 30 (legislative day, JUNE 7), 1994

Received; read twice and referred to the Committee on Appropriations

JULY 20, 1994

Reported with amendments

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IN THE SENATE OF THE UNITED STATES

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Reported by Mr. HARKIN, with amendments

[Omit the part struck through and insert the part printed in italic]

AN ACT

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

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*
3 That the following sums are appropriated, out of any
4 money in the Treasury not otherwise appropriated, for the

1 Departments of Labor, Health and Human Services, and
 2 Education, and related agencies for the fiscal year ending
 3 September 30, 1995, and for other purposes, namely:

4 TITLE I—DEPARTMENT OF LABOR
 5 EMPLOYMENT AND TRAINING ADMINISTRATION
 6 PROGRAM ADMINISTRATION

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

13 TRAINING AND EMPLOYMENT SERVICES
 14 *(INCLUDING RESCISSION)*

15 For expenses necessary to carry into effect the Job
 16 Training Partnership Act, as amended, including the pur-
 17 chase and hire of passenger motor vehicles, the construc-
 18 tion, alteration, and repair of buildings and other facili-
 19 ties, and the purchase of real property for training centers
 20 as authorized by the Job Training Partnership Act; title
 21 II of the Civil Rights Act of 1991; title XV, part A of
 22 Public Law 102–325; title VII, subtitle C of the Stewart
 23 B. McKinney Homeless Assistance Act; the Women in Ap-
 24 prenticeship and Nontraditional Occupations Act; Goals
 25 2000: Educate America Act; and the School-to-Work Op-
 26 portunities Act; ~~\$5,524,991,000~~ \$5,468,217,000 plus reim-

1 bursements, of which ~~\$5,035,179,000~~ *\$5,049,267,000* is
2 available for obligation for the period July 1, 1995
3 through June 30, 1996; of which ~~\$150,000,000~~
4 *\$126,556,000* is available for the period July 1, 1995
5 through June 30, 1998 for necessary expenses of construc-
6 tion, rehabilitation, and acquisition of Job Corps centers,
7 including ~~\$51,254,000~~ for new centers; of which
8 ~~\$184,788,000~~ shall be available for the period October 1,
9 1994 through June 30, 1995; and of which ~~\$140,000,000~~
10 *\$100,000,000* shall be available for obligation from July
11 1, 1995 through September 30, 1996, for carrying out ac-
12 tivities of the School-to-Work Opportunities Act: *Provided,*
13 That ~~\$63,666,000~~ *\$64,218,000* shall be for carrying out
14 section 401 of the Job Training Partnership Act,
15 ~~\$84,841,000~~ *\$86,000,000* shall be for carrying out section
16 402 of such Act, \$8,880,000 shall be for carrying out sec-
17 tion 441 of such Act, ~~\$1,500,000~~ *\$2,223,000* shall be for
18 the National Commission for Employment Policy,
19 ~~\$5,579,000~~ *\$6,000,000* shall be for all activities conducted
20 by and through the National Occupational Information
21 Coordinating Committee under such Act, \$3,861,000 shall
22 be for service delivery areas under section
23 101(a)(4)(A)(iii) of such Act in addition to amounts other-
24 wise provided under sections 202, 252 and 262 of the Act,
25 ~~\$1,044,813,000~~ *\$1,064,813,000* shall be for carrying out

1 title II, part A of such Act, and \$598,682,000 shall be
2 for carrying out title II, part C of such Act: *Provided fur-*
3 *ther*, That no funds from any other appropriation shall
4 be used to provide meal services at or for Job Corps cen-
5 ters: *Provided further*, That funds used from this Act to
6 carry out title III of the Job Training Partnership Act shall
7 not be subject to the limitation contained in subsection (b)
8 of section 315 of such Act; that the waiver allowing a reduc-
9 tion in the cost limitation relating to retraining services
10 described in subsection (a)(2) of such section 315 may be
11 granted with respect to funds used from this Act if a sub-
12 state grantee demonstrates to the Governor that such waiver
13 is appropriate due to the availability of low-cost retraining
14 services, is necessary to facilitate the provision of needs-re-
15 lated payments to accompany long-term training, or is nec-
16 essary to facilitate the provision of appropriate basic read-
17 justment services; and that funds used from this Act to
18 carry out the Secretary's discretionary grants under part
19 B of such title III may be used to provide needs-related pay-
20 ments to participants who, in lieu of meeting the require-
21 ments relating to enrollment in training under section
22 314(e) of such Act, are enrolled in training by the end of
23 the sixth week after grant funds have been awarded.

1 *Of the amounts made available in fiscal year 1994*
2 *under the Job Training Partnership Act, title II-C,*
3 *\$50,000,000 are hereby rescinded.*

4 COMMUNITY SERVICE EMPLOYMENT FOR OLDER

5 AMERICANS

6 To carry out the activities for national grants or con-
7 tracts with public agencies and public or private nonprofit
8 organizations under paragraph (1)(A) of section 506(a)
9 of title V of the Older Americans Act of 1965, as amended,
10 \$320,190,000.

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

14 FEDERAL UNEMPLOYMENT BENEFITS AND ALLOWANCES

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

1 STATE UNEMPLOYMENT INSURANCE AND EMPLOYMENT
2 SERVICE OPERATIONS

3 For activities authorized by the Act of June 6, 1933,
4 as amended (29 U.S.C. 49-49l-1; 39 U.S.C.
5 3202(a)(1)(E)); title III of the Social Security Act, as
6 amended (42 U.S.C. 502-504); necessary administrative
7 expenses for carrying out 5 U.S.C. 8501-8523, and sec-
8 tions 225, 231-235, 243-244, and 250(d)(1), 250(d)(3),
9 title II of the Trade Act of 1974, as amended; as author-
10 ized by section 7c of the Act of June 6, 1933, as amended,
11 necessary administrative expenses under sections
12 101(a)(15)(H), 212(a)(5)(A), (m) (2) and (3), (n)(1), and
13 218(g) (1), (2), and (3), and 258(c) of the Immigration
14 and Nationality Act, as amended (8 U.S.C. 1101 et seq.);
15 necessary administrative expenses to carry out the Tar-
16 geted Jobs Tax Credit Program under section 51 of the
17 Internal Revenue Code of 1986, and section 221(a) of the
18 Immigration Act of 1990, ~~\$146,697,000~~ *\$147,351,000*, to-
19 gether with not to exceed ~~\$3,269,013,000~~ *\$3,280,357,000*
20 (including not to exceed \$1,653,000 which may be used
21 for amortization payments to States which had independ-
22 ent retirement plans in their State employment service
23 agencies prior to 1980, and including not to exceed
24 \$1,000,000 which may be obligated in contracts with non-
25 State entities for activities such as occupational and test

1 research activities which benefit the Federal-State Em-
2 ployment Service System), which may be expended from
3 the Employment Security Administration account in the
4 Unemployment Trust Fund, and of which the sums avail-
5 able in the allocation for activities authorized by title III
6 of the Social Security Act, as amended (42 U.S.C. 502-
7 504), and the sums available in the allocation for nec-
8 essary administrative expenses for carrying out 5 U.S.C.
9 8501-8523, shall be available for obligation by the States
10 through December 31, 1995, except that funds used for
11 automation acquisitions shall be available for obligation by
12 States through September 30, 1997; and of which
13 ~~\$144,763,000~~ *\$145,417,000* together with not to exceed
14 ~~\$817,224,000~~ *\$821,803,000* of the amount which may be
15 expended from said trust fund shall be available for obliga-
16 tion for the period July 1, 1995, through June 30, 1996,
17 to fund activities under the Act of June 6, 1933, as
18 amended, including the cost of penalty mail made available
19 to States in lieu of allotments for such purpose, and of
20 which ~~\$232,437,000~~ *\$232,202,000* shall be available only
21 to the extent necessary for additional State allocations to
22 administer unemployment compensation laws to finance
23 increases in the number of unemployment insurance
24 claims filed and claims paid or changes in a State law:
25 *Provided, That to the extent that the Average Weekly In-*

1 Fund as authorized by section 8509 of title 5, United
 2 States Code, and section 104(d) of Public Law 102-164,
 3 and section 5 of Public Law 103-6, and to the "Federal
 4 unemployment benefits and allowances" account, to re-
 5 main available until September 30, 1996, \$686,000,000.

6 In addition, for making repayable advances to the
 7 Black Lung Disability Trust Fund in the current fiscal
 8 year after September 15, 1995, for costs incurred by the
 9 Black Lung Disability Trust Fund in the current fiscal
 10 year, such sums as may be necessary.

11 OFFICE OF THE AMERICAN WORKPLACE

12 SALARIES AND EXPENSES

13 For necessary expenses for the Office of the Amer-
 14 ican Workplace, ~~\$30,411,000~~ *\$32,225,000*.

15 PENSION AND WELFARE BENEFITS ADMINISTRATION

16 SALARIES AND EXPENSES

17 For necessary expenses for Pension and Welfare Ben-
 18 efits Administration, ~~\$66,388,000~~ *\$69,454,000*.

19 PENSION BENEFIT GUARANTY CORPORATION

20 PENSION BENEFIT GUARANTY CORPORATION FUND

21 The Pension Benefit Guaranty Corporation is author-
 22 ized to make such expenditures, including financial assist-
 23 ance authorized by section 104 of Public Law 96-364,
 24 within limits of funds and borrowing authority available
 25 to such Corporation, and in accord with law, and to make

1 such contracts and commitments without regard to fiscal
2 year limitations as provided by section 104 of the Govern-
3 ment Corporation Control Act, as amended (31 U.S.C.
4 9104), as may be necessary in carrying out the program
5 through September 30, 1995, for such Corporation: *Pro-*
6 *vided*, That not to exceed \$11,493,000 shall be available
7 for administrative expenses of the Corporation: *Provided*
8 *further*, That expenses of such Corporation in connection
9 with the termination of pension plans, for the acquisition,
10 protection or management, and investment of trust assets,
11 and for benefits administration services shall be consid-
12 ered as non-administrative expenses for the purposes here-
13 of, and excluded from the above limitation.

14 EMPLOYMENT STANDARDS ADMINISTRATION

15 SALARIES AND EXPENSES

16 For necessary expenses for the Employment Stand-
17 ards Administration, including reimbursement to State,
18 Federal, and local agencies and their employees for inspec-
19 tion services rendered, ~~\$242,860,000~~ \$248,667,000, to-
20 gether with \$1,059,000 which may be expended from the
21 Special Fund in accordance with sections 39(c) and 44(j)
22 of the Longshore and Harbor Workers' Compensation Act:
23 *Provided*, That the Secretary of Labor is authorized to ac-
24 cept, retain, and spend, until expended, in the name of
25 the Department of Labor, all sums of money ordered to

1 be paid to the Secretary of Labor, in accordance with the
2 terms of the Consent Judgment in Civil Action No. 91–
3 0027 of the United States District Court for the District
4 of the Northern Mariana Islands (May 21, 1992): *Pro-*
5 *vided further*, That the Secretary of Labor is authorized
6 to establish and, in accordance with 31 U.S.C. 3302, col-
7 lect and deposit in the Treasury fees for processing appli-
8 cations and issuing certificates under sections 11(d) and
9 14 of the Fair Labor Standards Act of 1938, as amended
10 (29 U.S.C. 211(d) and 214) and for processing applica-
11 tions and issuing registrations under Title I of the Mi-
12 grant and Seasonal Agricultural Worker Protection Act,
13 29 U.S.C. 1801 et seq.

14 SPECIAL BENEFITS

15 (INCLUDING TRANSFER OF FUNDS)

16 For the payment of compensation, benefits, and ex-
17 penses (except administrative expenses) accruing during
18 the current or any prior fiscal year authorized by title 5,
19 chapter 81 of the United States Code; continuation of ben-
20 efits as provided for under the head “Civilian War Bene-
21 fits” in the Federal Security Agency Appropriation Act,
22 1947; the Employees’ Compensation Commission Appro-
23 priation Act, 1944; and sections 4(c) and 5(f) of the War
24 Claims Act of 1948 (50 U.S.C. App. 2012); and 50 per
25 centum of the additional compensation and benefits re-
26 quired by section 10(h) of the Longshore and Harbor

1 Workers' Compensation Act, as amended, \$258,000,000
2 together with such amounts as may be necessary to be
3 charged to the subsequent year appropriation for the pay-
4 ment of compensation and other benefits for any period
5 subsequent to August 15 of the current year: *Provided,*
6 That such sums as are necessary may be used for a dem-
7 onstration project under section 8104 of title 5, United
8 States Code, in which the Secretary may reimburse an em-
9 ployer, who is not the employer at the time of injury, for
10 portions of the salary of a reemployed, disabled bene-
11 ficiary: *Provided further,* That balances of reimbursements
12 unobligated on September 30, 1994, shall remain available
13 until expended for the payment of compensation, benefits,
14 and expenses: *Provided further,* That in addition there
15 shall be transferred to this appropriation from the Postal
16 Service and from any other corporation or instrumentality
17 required under section 8147(c) of title 5, United States
18 Code, to pay an amount for its fair share of the cost of
19 administration, such sums as the Secretary of Labor de-
20 termines to be the cost of administration for employees
21 of such fair share entities through September 30, 1995:
22 *Provided further,* That of those funds transferred to this
23 account from the fair share entities to pay the cost of ad-
24 ministration, \$5,299,000 shall be made available to the
25 Secretary of Labor for expenditures relating to capital im-

1 improvements in support of Federal Employees' Compensa-
2 tion Act administration, and the balance of such funds
3 shall be paid into the Treasury as miscellaneous receipts:
4 *Provided further*, That the Secretary may require that any
5 person filing a notice of injury or a claim for benefits
6 under Subchapter 5, U.S.C., Chapter 81, or under Sub-
7 chapter 33, U.S.C. 901, et seq. (the Longshore and Har-
8 bor Workers' Compensation Act, as amended), provide as
9 part of such notice and claim, such identifying information
10 (including Social Security account number) as such regu-
11 lations may prescribe.

12 BLACK LUNG DISABILITY TRUST FUND

13 (INCLUDING TRANSFER OF FUNDS)

14 For payments from the Black Lung Disability Trust
15 Fund, \$994,864,000, of which \$943,005,000 shall be
16 available until September 30, 1996, for payment of all
17 benefits as authorized by section 9501(d) (1), (2), (4), and
18 (7), of the Internal Revenue Code of 1954, as amended,
19 and interest on advances as authorized by section
20 9501(c)(2) of that Act, and of which \$28,216,000 shall
21 be available for transfer to Employment Standards Ad-
22 ministration, Salaries and Expenses, and \$23,333,000 for
23 transfer to Departmental Management, Salaries and Ex-
24 penses, and \$310,000 for transfer to Departmental Man-
25 agement, Office of Inspector General, for expenses of oper-
26 ation and administration of the Black Lung Benefits pro-

1 gram as authorized by section 9501(d)(5)(A) of that Act:
2 *Provided*, That in addition, such amounts as may be nec-
3 essary may be charged to the subsequent year appropria-
4 tion for the payment of compensation, interest, or other
5 benefits for any period subsequent to June 15 of the cur-
6 rent year: *Provided further*, That in addition such amounts
7 shall be paid from this fund into miscellaneous receipts
8 as the Secretary of the Treasury determines to be the ad-
9 ministrative expenses of the Department of the Treasury
10 for administering the fund during the current fiscal year,
11 as authorized by section 9501(d)(5)(B) of that Act.

12 OCCUPATIONAL SAFETY AND HEALTH ADMINISTRATION
13 SALARIES AND EXPENSES

14 For necessary expenses for the Occupational Safety
15 and Health Administration, \$312,500,000, including not
16 to exceed \$70,615,000 which shall be the maximum
17 amount available for grants to States under section 23(g)
18 of the Occupational Safety and Health Act, which grants
19 shall be no less than fifty percent of the costs of State
20 occupational safety and health programs required to be
21 incurred under plans approved by the Secretary under sec-
22 tion 18 of the Occupational Safety and Health Act of
23 1970; and, in addition, notwithstanding 31 U.S.C. 3302,
24 the Occupational Safety and Health Administration may
25 retain up to \$500,000 per fiscal year of training institute

1 course tuition fees, otherwise authorized by law to be col-
2 lected, and may utilize such sums for occupational safety
3 and health training and education grants: *Provided*, That
4 none of the funds appropriated under this paragraph shall
5 be obligated or expended to prescribe, issue, administer,
6 or enforce any standard, rule, regulation, or order under
7 the Occupational Safety and Health Act of 1970 which
8 is applicable to any person who is engaged in a farming
9 operation which does not maintain a temporary labor
10 camp and employs ten or fewer employees: *Provided fur-*
11 *ther*, That no funds appropriated under this paragraph
12 shall be obligated or expended to administer or enforce
13 any standard, rule, regulation, or order under the Occupa-
14 tional Safety and Health Act of 1970 with respect to any
15 employer of ten or fewer employees who is included within
16 a category having an occupational injury lost workday case
17 rate, at the most precise Standard Industrial Classifica-
18 tion Code for which such data are published, less than the
19 national average rate as such rates are most recently pub-
20 lished by the Secretary, acting through the Bureau of
21 Labor Statistics, in accordance with section 24 of that Act
22 (29 U.S.C. 673), except—
23 (1) to provide, as authorized by such Act, con-
24 sultation, technical assistance, educational and train-
25 ing services, and to conduct surveys and studies;

1 (2) to conduct an inspection or investigation in
2 response to an employee complaint, to issue a cita-
3 tion for violations found during such inspection, and
4 to assess a penalty for violations which are not cor-
5 rected within a reasonable abatement period and for
6 any willful violations found;

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

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

11 (5) to take any action authorized by such Act
12 with respect to a report of an employment accident
13 which is fatal to one or more employees or which re-
14 sults in hospitalization of two or more employees,
15 and to take any action pursuant to such investiga-
16 tion authorized by such Act; and

17 (6) to take any action authorized by such Act
18 with respect to complaints of discrimination against
19 employees for exercising rights under such Act:

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

1 MINE SAFETY AND HEALTH ADMINISTRATION

2 SALARIES AND EXPENSES

3 For necessary expenses for the Mine Safety and
4 Health Administration, ~~\$197,519,000~~ \$201,238,000, of
5 which \$5,851,000 shall be for the State Grants Program,
6 including purchase and bestowal of certificates and tro-
7 phies in connection with mine rescue and first-aid work,
8 and the hire of passenger motor vehicles; the Secretary
9 is authorized to accept lands, buildings, equipment, and
10 other contributions from public and private sources and
11 to prosecute projects in cooperation with other agencies,
12 Federal, State, or private; the Mine Safety and Health Ad-
13 ministration is authorized to promote health and safety
14 education and training in the mining community through
15 cooperative programs with States, industry, and safety as-
16 sociations; and any funds available to the Department may
17 be used, with the approval of the Secretary, to provide
18 for the costs of mine rescue and survival operations in the
19 event of a major disaster: *Provided*, That none of the
20 funds appropriated under this paragraph shall be obli-
21 gated or expended to carry out section 115 of the Federal
22 Mine Safety and Health Act of 1977 or to carry out that
23 portion of section 104(g)(1) of such Act relating to the
24 enforcement of any training requirements, with respect to
25 shell dredging, or with respect to any sand, gravel, surface

1 stone, surface clay, colloidal phosphate, or surface lime-
2 stone mine.

3 BUREAU OF LABOR STATISTICS

4 SALARIES AND EXPENSES

5 For necessary expenses for the Bureau of Labor Sta-
6 tistics, including advances or reimbursements to State,
7 Federal, and local agencies and their employees for serv-
8 ices rendered, ~~\$296,761,000~~ *\$298,761,000*, of which
9 \$5,134,000 shall be for expenses of revising the Consumer
10 Price Index and shall remain available until September 30,
11 1996, together with not to exceed \$54,102,000, which may
12 be expended from the Employment Security Administra-
13 tion account in the Unemployment Trust Fund.

14 DEPARTMENTAL MANAGEMENT

15 SALARIES AND EXPENSES

16 For necessary expenses for Departmental Manage-
17 ment, including the hire of five sedans, and including up
18 to \$4,392,000 for the President's Committee on Employ-
19 ment of People With Disabilities, *and including \$2,500,000*
20 *for the International Program on the Elimination of Child*
21 *Labor notwithstanding any other provision of law,*
22 ~~\$156,002,000, which includes \$6,500,000 which shall re-~~
23 ~~main available until expended for use by appropriate De-~~
24 ~~partmental agencies for ADP equipment acquisition, sys-~~
25 ~~tems development and associated support related to De-~~

1 ~~partmental enforcement programs~~; *\$152,818,000* together
 2 with not to exceed \$328,000, which may be expended from
 3 the Employment Security Administration account in the
 4 Unemployment Trust Fund.

5 ASSISTANT SECRETARY FOR VETERANS EMPLOYMENT
 6 AND TRAINING

7 Not to exceed ~~\$185,281,000~~ *\$187,964,000* may be de-
 8 rived from the Employment Security Administration ac-
 9 count in the Unemployment Trust Fund to carry out the
 10 provisions of 38 U.S.C. 2001–10 and 2021–26.

11 OFFICE OF INSPECTOR GENERAL

12 For salaries and expenses of the Office of Inspector
 13 General in carrying out the provisions of the Inspector
 14 General Act of 1978, as amended, ~~\$47,676,000~~
 15 *\$48,535,000*, together with not to exceed ~~\$3,860,000~~
 16 *\$3,966,000*, which may be expended from the Employment
 17 Security Administration account in the Unemployment
 18 Trust Fund.

19 GENERAL PROVISIONS

20 ~~SEC. 101. None of the funds in the Employees' Com-~~
 21 ~~ensation Fund under 5 U.S.C. 8147 shall hereafter be~~
 22 ~~expended for payment of compensation, benefits, and ex-~~
 23 ~~penses to any individual convicted of a violation of 18~~
 24 ~~U.S.C. 1920, or of any felony fraud related to the applica-~~
 25 ~~tion for or receipt of benefits under subchapters I or III~~
 26 ~~of chapter 81 of title 5, United States Code.~~

1 **SEC. 101. DETERRENCE OF FRAUD AND ABUSE IN**
2 **THE FEDERAL EMPLOYEE'S WORKER COM-**
3 **PENSATION PROGRAM.**

4 (a) *IN GENERAL.*—(1) Chapter 81 of title 5, United
5 States Code, is amended by inserting after section 8147 the
6 following new section:

7 **“§ 8148. Forfeiture of benefits by convicted felons**

8 “(a) Any individual convicted of a violation of section
9 1920 of title 18, or any other Federal or State criminal
10 statute relating to fraud in the application for a receipt
11 of any benefit under this subchapter or subchapter III of
12 this chapter, shall forfeit (as of the date of such conviction)
13 any entitlement to any benefit such individual would other-
14 wise be entitled to under this subchapter or subchapter III
15 for any injury occurring on or before the date of such con-
16 viction. Such forfeiture shall be in addition to any action
17 the Secretary may take under section 8106 or 8129.

18 “(b)(1) Notwithstanding any other provision of this
19 chapter (except as provided under paragraph (3)), no bene-
20 fits under this subchapter or subchapter III of this chapter
21 shall be paid or provided to any individual during any
22 period during which such individual is confined in a jail,
23 prison, or other penal institution or correctional facility,
24 pursuant to that individual's conviction of an offense that
25 constituted a felony under applicable law.

1 “(2) Such individual shall not be entitled to receive
2 the benefits forfeited during the period of incarceration
3 under paragraph (1), after such period of incarceration
4 ends.

5 “(3) If an individual has one or more dependents as
6 defined under section 8110(a), the Secretary of Labor may,
7 during the period of incarceration, pay to such dependents
8 a percentage of the benefits that would have been payable
9 to such individual computed according to the percentages
10 set forth in section 8133(a) (1) through (5).

11 “(c) Notwithstanding the provision of section 552a of
12 this title, or any other provision of Federal or State law,
13 any agency of the United States Government or of any
14 State (or political subdivision thereof) shall make available
15 to the Secretary of Labor, upon written request, the names
16 and Social Security account numbers of individuals who
17 are confined in a jail, prison, or other penal institution
18 or correctional facility under the jurisdiction of such agen-
19 cy, pursuant to such individuals’ conviction of an offense
20 that constituted a felony under applicable law, which the
21 Secretary of Labor may require to carry out the provisions
22 of this section.”.

23 (2) The table of sections for chapter 81 of title 5, Unit-
24 ed States Code, is amended by inserting after the item relat-
25 ing to section 8147 the following new item:

“8148. Forfeiture of benefits by convicted felons.”.

1 (b) *CRIMINAL PENALTIES.*—(1) *Section 1920 of title*
2 *18, United States Code, is amended to read as follows:*

3 ***“§1920. False statement or fraud to obtain Federal***
4 ***employee’s compensation***

5 *“Whoever knowingly and willfully falsifies, conceals,*
6 *or covers up a material fact, or makes a false, fictitious,*
7 *or fraudulent statement or representation, or makes or uses*
8 *a false statement or report knowing the same to contain*
9 *any false, fictitious, or fraudulent statement or entry in*
10 *connection with the application for or receipt of compensa-*
11 *tion or other benefit or payment under subchapter I or III*
12 *of chapter 81 of title 5, shall be guilty of perjury, and on*
13 *conviction thereof shall be punished by a fine of not more*
14 *than \$250,000, or by imprisonment for not more than 5*
15 *years, or both; but if the amount of the benefits falsely ob-*
16 *tained does not exceed \$1,000, such person shall be punished*
17 *by a fine of not more than \$100,000, or by imprisonment*
18 *for not more than 1 year, or both.”.*

19 (2) *The table of sections for chapter 93 of title 18,*
20 *United States Code, is amended by amending the item re-*
21 *lating to section 1920 to read as follows:*

“1920. False statement or fraud to obtain Federal employee’s compensation.”.

22 (c) *EFFECTIVE DATE.*—*The amendments made by this*
23 *section shall take effect on the date of the enactment of this*
24 *Act. The amendments made by subsection (a) shall apply*
25 *to claims filed before, on, or after the date of enactment*

1 *of this Act, and shall apply only to individuals convicted*
2 *after such date of enactment.*

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

7 (TRANSFER OF FUNDS)

8 SEC. 103. Not to exceed 1 percent of any appropria-
9 tion made available for the current fiscal year for the De-
10 partment of Labor in this Act may be transferred between
11 such appropriations, but no such appropriation shall be
12 increased by more than 3 percent by any such transfers:
13 *Provided, That any transfer pursuant to this section shall*
14 *be treated as a reprogramming of funds under section 104*
15 *of this Act and shall not be available for obligation or ex-*
16 *penditure except in compliance with the procedures set*
17 *forth in that section.*

18 SEC. 104. (a) None of the funds provided under this
19 Act to the Department of Labor shall be available for obli-
20 gation or expenditure through a reprogramming of funds
21 which: (1) creates new programs; (2) eliminates a pro-
22 gram, project, or activity; (3) increases funds or personnel
23 by any means for any project or activity for which funds
24 have been denied or restricted; (4) relocates an office or
25 employees; (5) reorganizes offices, programs, or activities;
26 or (6) contracts out or privatizes any functions or activi-

1 ties presently performed by Federal employees; unless the
2 Appropriations Committees of both Houses of Congress
3 are notified fifteen days in advance of such
4 reprogramming of funds.

5 (b) None of the funds provided under this Act to the
6 Department of Labor shall be available for obligation or
7 expenditure for activities, programs, or projects through
8 a reprogramming of funds in excess of \$500,000 or 10
9 percent, whichever is less, that: (1) augments existing pro-
10 grams, projects, or activities; (2) reduces by 10 percent
11 funding for any existing program, project, or activity, or
12 numbers of personnel by 10 percent as approved by Con-
13 gress; or (3) results from any general savings from a re-
14 duction in personnel which would result in a change in
15 existing programs, activities, or projects as approved by
16 Congress, unless the Appropriations Committees of both
17 Houses of Congress are notified fifteen days in advance
18 of such reprogramming of funds.

19 *SEC. 105. The Secretary of Labor may, in his discre-*
20 *tion, utilize funds appropriated in this and subsequent Acts*
21 *to engage in joint projects, or perform services, on matters*
22 *of mutual interest, with nonprofit organizations, research*
23 *organizations, or public organizations or agencies, the cost*
24 *of which shall be apportioned equitably, as determined by*
25 *the Secretary.*

1 427(a) of the Federal Coal Mine Health and Safety Act,
2 title V of the Social Security Act, the Health Care Quality
3 Improvement Act of 1986, as amended, Public Law 101–
4 527, and the Native Hawaiian Health Care Act of 1988,
5 as amended, ~~\$3,008,225,000~~ \$3,066,254,000, of which
6 \$411,000 shall remain available until expended for inter-
7 est subsidies on loan guarantees made prior to fiscal year
8 1981 under part B of title VII of the Public Health Serv-
9 ice Act: *Provided*, That when the Department of Health
10 and Human Services administers or operates an employee
11 health program for any Federal department or agency,
12 payment for the full estimated cost shall be made by way
13 of reimbursement or in advance to this appropriation: *Pro-*
14 *vided further*, That of the funds made available under this
15 heading, \$933,000 shall be available until expended for
16 facilities renovations at the Gillis W. Long Hansen’s Dis-
17 ease Center: *Provided further*, That in addition to fees au-
18 thorized by section 427(b) of the Health Care Quality Im-
19 provement Act of 1986, fees shall be collected for the full
20 disclosure of information under the Act sufficient to re-
21 cover the full costs of operating the National Practitioner
22 Data Bank, and shall remain available until expended to
23 carry out that Act: *Provided further*, *That of the amounts*
24 *available for Area Health Education Centers, \$25,000,000*
25 *shall be for section 746(i)(1)(A) of the Health Professions*

1 *Education Extension Amendments of 1992, notwithstanding*
2 *ing section 746(i)(1)(C): Provided further, That of the funds*
3 *made available under this heading for program administra-*
4 *tion, \$3,000,000 shall be made available for grants to cities*
5 *under title XXVI, sections 2601–2608 of the Public Health*
6 *Service Act: Provided further, That no more than*
7 *\$5,000,000 is available for carrying out the provisions of*
8 *Public Law 102–501.*

9 MEDICAL FACILITIES GUARANTEE AND LOAN FUND
10 FEDERAL INTEREST SUBSIDIES FOR MEDICAL FACILITIES
11 For carrying out subsections (d) and (e) of section
12 1602 of the Public Health Service Act, \$9,000,000, to-
13 gether with any amounts received by the Secretary in con-
14 nection with loans and loan guarantees under title VI of
15 the Public Health Service Act, to be available without fis-
16 cal year limitation for the payment of interest subsidies.
17 During the fiscal year, no commitments for direct loans
18 or loan guarantees shall be made.

19 HEALTH EDUCATION ASSISTANCE LOANS PROGRAM
20 For the cost of guaranteed loans, such sums as may
21 be necessary to carry out the purpose of the program, as
22 authorized by title VII of the Public Health Service Act,
23 as amended: *Provided*, That such costs, including the cost
24 of modifying such loans, shall be as defined in section 502
25 of the Congressional Budget Act of 1974: *Provided fur-*
26 *ther*, That these funds are available to subsidize gross obli-

1 gations for the total loan principal any part of which is
2 to be guaranteed at not to exceed \$375,000,000. In addi-
3 tion, for administrative expenses to carry out the guaran-
4 teed loan program, \$2,946,000.

5 VACCINE INJURY COMPENSATION PROGRAM TRUST FUND

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

15 VACCINE INJURY COMPENSATION

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

20 CENTERS FOR DISEASE CONTROL AND PREVENTION

21 DISEASE CONTROL, RESEARCH, AND TRAINING

22 To carry out titles II, III, VII, XI, XV, XVII, and
23 XIX of the Public Health Service Act, sections 101, 102,
24 103, 201, 202, and 203 of the Federal Mine Safety and
25 Health Act of 1977, and sections 20, 21, and 22 of the
26 Occupational Safety and Health Act of 1970; including

1 insurance of official motor vehicles in foreign countries;
2 and hire, maintenance, and operation of aircraft,
3 ~~\$2,086,850,000~~ \$2,050,931,000, of which \$3,575,000 shall
4 remain available until expended for equipment and con-
5 struction and renovation of facilities, and in addition, such
6 sums as may be derived from authorized user fees, which
7 shall be credited to this account: *Provided*, That for fiscal
8 year 1995 and subsequent fiscal years training of private
9 persons shall be made subject to reimbursement or ad-
10 vances to this appropriation for not in excess of the full
11 cost of such training: *Provided further*, That funds appro-
12 priated under this heading for fiscal year 1995 and subse-
13 quent fiscal years shall be available for payment of the
14 costs of medical care, related expenses, and burial ex-
15 penses hereafter incurred by or on behalf of any person
16 who had participated in the study of untreated syphilis
17 initiated in Tuskegee, Alabama, in 1932, in such amounts
18 and subject to such terms and conditions as prescribed
19 by the Secretary of Health and Human Services and for
20 payment, in such amounts and subject to such terms and
21 conditions, of such costs and expenses hereafter incurred
22 by or on behalf of such person's wife or offspring deter-
23 mined by the Secretary to have suffered injury or disease
24 from syphilis contracted from such person: *Provided fur-*
25 *ther*, That for fiscal year 1995 and subsequent fiscal years

1 amounts received by the National Center for Health Sta-
2 tistics from reimbursements and interagency agreements
3 and the sale of data tapes may be credited to this appro-
4 priation and shall remain available until expended: *Pro-*
5 *vided further,* That in addition to amounts provided here-
6 in, up to ~~\$27,862,000~~ \$28,873,000 shall be available from
7 amounts available under section 241 of the Public Health
8 Service Act, to carry out the National Center for Health
9 Statistics surveys.

10 NATIONAL INSTITUTES OF HEALTH

11 NATIONAL CANCER INSTITUTE

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

15 NATIONAL HEART, LUNG, AND BLOOD INSTITUTE

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

20 NATIONAL INSTITUTE OF DENTAL RESEARCH

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

1 NATIONAL INSTITUTE OF DIABETES AND DIGESTIVE AND
2 KIDNEY DISEASES

3 For carrying out section 301 and title IV of the Pub-
4 lic Health Service Act with respect to diabetes and diges-
5 tive and kidney diseases, ~~\$726,784,000~~ *\$728,784,000*.

6 NATIONAL INSTITUTE OF NEUROLOGICAL DISORDERS
7 AND STROKE

8 For carrying out section 301 and title IV of the Pub-
9 lic Health Service Act with respect to neurological dis-
10 orders and stroke, ~~\$626,801,000~~ *\$628,801,000*.

11 NATIONAL INSTITUTE OF ALLERGY AND INFECTIOUS
12 DISEASES

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

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

20 NATIONAL INSTITUTE OF CHILD HEALTH AND HUMAN
21 DEVELOPMENT

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

1 NATIONAL EYE INSTITUTE

2 For carrying out section 301 and title IV of the Pub-
3 lic Health Service Act with respect to eye diseases and
4 visual disorders, ~~\$290,335,000~~ *\$292,022,000*.

5 NATIONAL INSTITUTE OF ENVIRONMENTAL HEALTH
6 SCIENCES

7 For carrying out sections 301 and 311 and title IV
8 of the Public Health Service Act with respect to environ-
9 mental health sciences, ~~\$266,400,000~~ *\$267,955,000*.

10 NATIONAL INSTITUTE ON AGING

11 For carrying out section 301 and title IV of the Pub-
12 lic Health Service Act with respect to aging, ~~\$431,198,000~~
13 *\$433,198,000*.

14 NATIONAL INSTITUTE OF ARTHRITIS AND
15 MUSCULOSKELETAL AND SKIN DISEASES

16 For carrying out section 301 and title IV of the
17 Public Health Service Act with respect to arthritis, and
18 musculoskeletal and skin diseases, ~~\$227,021,000~~
19 *\$229,021,000*.

20 NATIONAL INSTITUTE ON DEAFNESS AND OTHER
21 COMMUNICATION DISORDERS

22 For carrying out section 301 and title IV of the Pub-
23 lic Health Service Act with respect to deafness and other
24 communication disorders, ~~\$166,155,000~~ *\$167,129,000*.

1 NATIONAL INSTITUTE OF NURSING RESEARCH

2 For carrying out section 301 and title IV of the Pub-
3 lic Health Service Act with respect to nursing research,
4 ~~\$47,971,000~~ \$48,326,000.

5 NATIONAL INSTITUTE ON ALCOHOL ABUSE AND
6 ALCOHOLISM

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

10 NATIONAL INSTITUTE ON DRUG ABUSE

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

14 NATIONAL INSTITUTE OF MENTAL HEALTH

15 For carrying out section 301 and title IV of the Pub-
16 lic Health Service Act with respect to mental health,
17 ~~\$542,050,000~~ \$544,050,000.

18 NATIONAL CENTER FOR RESEARCH RESOURCES

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

1 NATIONAL CENTER FOR HUMAN GENOME RESEARCH

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

5 JOHN E. FOGARTY INTERNATIONAL CENTER

6 For carrying out the activities at the John E.
7 Fogarty International Center, ~~\$15,193,000~~ \$13,209,000.

8 NATIONAL LIBRARY OF MEDICINE

9 For carrying out section 301 and title IV of the Pub-
10 lic Health Service Act with respect to health information
11 communications, ~~\$123,274,000~~ \$127,274,000.

12 OFFICE OF THE DIRECTOR

13 (INCLUDING TRANSFER OF FUNDS)

14 For carrying out the responsibilities of the Office of
15 the Director, National Institutes of Health, ~~\$219,474,000~~
16 *\$215,045,000: Provided, That funding shall be available for*
17 *the purchase of not to exceed five passenger motor vehicles*
18 *for replacement only: Provided further, That the Director*
19 *may direct up to 1 percent of the total amount made avail-*
20 *able in this Act to all National Institutes of Health appro-*
21 *priations to activities the Director may so designate: Pro-*
22 *vided further, That no such appropriation shall be in-*
23 *creased or decreased by more than 1 percent by any such*
24 *transfers and that the Congress is promptly notified of*
25 *the transfer.*

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

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

8 BUILDINGS AND FACILITIES

9 For the study of, construction of, and acquisition of
10 equipment for, facilities of or used by the National Insti-
11 tutes of Health, including the acquisition of real property,
12 ~~\$114,370,000~~ \$113,370,000, to remain available until ex-
13 pended.

14 SUBSTANCE ABUSE AND MENTAL HEALTH SERVICES
15 ADMINISTRATION

16 SUBSTANCE ABUSE AND MENTAL HEALTH SERVICES

17 For carrying out the Public Health Service Act with
18 respect to substance abuse and mental health services, sec-
19 tion 612 of Public Law 100-77, as amended, and the Pro-
20 tection and Advocacy for Mentally Ill Individuals Act of
21 1986, ~~\$2,166,148,000~~ \$2,164,179,000: *Provided*, That no
22 portion of amounts appropriated for the programs of the
23 Department of Health and Human Services shall be avail-
24 able for obligation pursuant to section 571 of the Public
25 Health Service Act, other than an amount of \$3,750,000

1 from amounts appropriated to carry out section 510 of
2 that Act.

3 ASSISTANT SECRETARY FOR HEALTH
4 OFFICE OF THE ASSISTANT SECRETARY FOR HEALTH
5 (INCLUDING TRANSFER OF FUNDS)

6 For the expenses necessary for the Office of Assistant
7 Secretary for Health and for carrying out titles III, XVII,
8 XX and XXI of the Public Health Service Act,
9 ~~\$70,261,000~~ \$63,004,000, of which \$2,048,000 and 30 full-
10 time equivalent positions will be transferred from the Na-
11 tional Vaccine Program Office to the Centers for Disease
12 Control and Prevention for the expanded immunization
13 program, and, in addition, amounts received from Free-
14 dom of Information Act fees and reimbursable and inter-
15 agency agreements shall be credited to this appropriation
16 and shall remain available until expended: ~~Provided, That~~
17 ~~\$2,000,000~~ of the amount appropriated in this paragraph
18 shall be transferred to the Food and Drug Administration,
19 Salaries and Expenses appropriation account.

20 RETIREMENT PAY AND MEDICAL BENEFITS FOR
21 COMMISSIONED OFFICERS

22 For retirement pay and medical benefits of Public
23 Health Service Commissioned Officers as authorized by
24 law, and for payments under the Retired Serviceman's
25 Family Protection Plan and Survivor Benefit Plan and for
26 medical care of dependents and retired personnel under

1 the Dependents' Medical Care Act (10 U.S.C. ch. 55), and
 2 for payments pursuant to section 229(b) of the Social Se-
 3 curity Act (42 U.S.C. 429(b)), such amounts as may be
 4 required during the current fiscal year.

5 AGENCY FOR HEALTH CARE POLICY AND RESEARCH
 6 HEALTH CARE POLICY AND RESEARCH

7 For carrying out titles III and IX of the Public
 8 Health Service Act, and part A of title XI of the Social
 9 Security Act, ~~\$134,624,000~~ \$128,914,000, together with
 10 not to exceed ~~\$5,806,000~~ \$5,786,000 to be transferred
 11 from the Federal Hospital Insurance and the Federal Sup-
 12 plementary Medical Insurance Trust Funds, as authorized
 13 by sections 1142 and 201(g) of the Social Security Act;
 14 in addition, amounts received from Freedom of Informa-
 15 tion Act fees, reimbursable and interagency agreements,
 16 and the sale of data tapes shall be credited to this appro-
 17 priation and shall remain available until expended: *Pro-*
 18 *vided*, That the amount made available pursuant to section
 19 926(b) of the Public Health Service Act shall not exceed
 20 ~~\$13,202,000~~ \$31,504,000.

21 HEALTH CARE FINANCING ADMINISTRATION
 22 GRANTS TO STATES FOR MEDICAID

23 For carrying out, except as otherwise provided, titles
 24 XI and XIX of the Social Security Act ~~\$62,637,775,000~~
 25 \$62,640,775,000, to remain available until expended.

1 For making, after May 31, 1995, payments to States
2 under title XIX of the Social Security Act for the last
3 quarter of fiscal year 1995 for unanticipated costs, in-
4 curred for the current fiscal year, such sums as may be
5 necessary.

6 For making payments to States under title XIX of
7 the Social Security Act for the first quarter of fiscal year
8 1996, \$27,047,717,000, to remain available until ex-
9 pended.

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

14 PAYMENTS TO HEALTH CARE TRUST FUNDS

15 For payment to the Federal Hospital Insurance and
16 the Federal Supplementary Medical Insurance Trust
17 Funds, as provided under sections 217(g) and 1844 of the
18 Social Security Act, sections 103(c) and 111(d) of the So-
19 cial Security Amendments of 1965, section 278(d) of Pub-
20 lic Law 97-248, and for administrative expenses incurred
21 pursuant to section 201(g) of the Social Security Act,
22 \$37,546,758,000.

23 PROGRAM MANAGEMENT

24 For carrying out, except as otherwise provided, titles
25 XI, XVIII, and XIX of the Social Security Act, and title
26 XIII of the Public Health Service Act, the Clinical Labora-

1 tory Improvement Amendments of 1988, section 4360 of
2 Public Law 101-508, and section 4005(e) of Public Law
3 100-203, not to exceed ~~\$2,183,985,000~~ \$2,207,237,000,
4 together with all funds collected in accordance with section
5 353 of the Public Health Service Act, the latter funds to
6 remain available until expended; the ~~\$2,183,985,000~~
7 \$2,207,237,000 to be transferred to this appropriation as
8 authorized by section 201(g) of the Social Security Act,
9 from the Federal Hospital Insurance and the Federal Sup-
10 plementary Medical Insurance Trust Funds: *Provided,*
11 That all funds derived in accordance with 31 U.S.C. 9701
12 from organizations established under title XIII of the Pub-
13 lic Health Service Act are to be credited to this appropria-
14 tion.

15 HEALTH MAINTENANCE ORGANIZATION LOAN AND LOAN
16 GUARANTEE FUND

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

1 SOCIAL SECURITY ADMINISTRATION

2 PAYMENTS TO SOCIAL SECURITY TRUST FUNDS

3 For payment to the Federal Old-Age and Survivors
4 Insurance and the Federal Disability Insurance Trust
5 Funds, as provided under sections 201(m), 228(g), and
6 1131(b)(2) of the Social Security Act, \$25,094,000.

7 SPECIAL BENEFITS FOR DISABLED COAL MINERS

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

11 For making, after July 31 of the current fiscal year,
12 benefit payments to individuals under title IV of the Fed-
13 eral Mine Safety and Health Act of 1977, for costs in-
14 curred in the current fiscal year, such amounts as may
15 be necessary.

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

20 SUPPLEMENTAL SECURITY INCOME PROGRAM

21 For carrying out titles XI and XVI of the Social Se-
22 curity Act, section 401 of Public Law 92-603, section 212
23 of Public Law 93-66, as amended, and section 405 of
24 Public Law 95-216, including payment to the Social Secu-
25 rity trust funds for administrative expenses incurred pur-
26 suant to section 201(g)(1) of the Social Security Act,

1 ~~\$21,237,101,000~~ \$21,192,101,000, to remain available
2 until expended: *Provided*, That any portion of the funds
3 provided to a State in the current fiscal year and not obli-
4 gated by the State during that year shall be returned to
5 the Treasury.

6 For making, after June 15 of the current fiscal year,
7 benefit payments to individuals under title XVI of the So-
8 cial Security Act, for unanticipated costs incurred for the
9 current fiscal year, such sums as may be necessary.

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

13 LIMITATION ON ADMINISTRATIVE EXPENSES

14 For necessary expenses, not more than
15 ~~\$5,127,785,000~~ \$5,157,011,000 may be expended, as au-
16 thorized by section 201(g)(1) of the Social Security Act
17 or as necessary to carry out sections 9704 and 9706 of
18 the Internal Revenue Code of 1986 as such sections were
19 in effect on January 1, 1993, from any one or all of the
20 trust funds referred to therein: *Provided*, That reimburse-
21 ment to the Trust Funds under this heading for adminis-
22 trative expenses to carry out sections 9704 and 9706 of
23 the Internal Revenue Code of 1986 shall be made, with
24 interest, not later than September 30, 1996.

25 In addition to funding already available under this
26 heading, and subject to the same terms and conditions,

1 ~~\$352,000,000~~ *\$320,000,000*, for disability caseload proc-
2 essing.

3 In addition to funding already available under this
4 heading, and subject to the same terms and conditions,
5 ~~\$130,000,000~~ *\$64,000,000*, which shall remain available
6 until expended, to invest in a state-of-the-art computing
7 network, including related equipment and administrative
8 expenses associated solely with this network, for the Social
9 Security Administration and the State Disability Deter-
10 mination Services, may be expended from any or all of
11 the trust funds as authorized by section 201(g)(1) of the
12 Social Security Act.

13 ADMINISTRATION FOR CHILDREN AND FAMILIES

14 FAMILY SUPPORT PAYMENTS TO STATES

15 For making payments to States or other non-Federal
16 entities, except as otherwise provided, under titles I, IV-
17 A (other than section 402(g)(6)) and D, X, XI, XIV, and
18 XVI of the Social Security Act, and the Act of July 5,
19 1960 (24 U.S.C. ch. 9), *\$12,761,788,000*, to remain avail-
20 able until expended.

21 For making, after May 31 of the current fiscal year,
22 payments to States or other non-Federal entities under
23 titles I, IV-A and D, X, XI, XIV, and XVI of the Social
24 Security Act, for the last three months of the current year

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

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

9 JOB OPPORTUNITIES AND BASIC SKILLS

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

13 LOW INCOME HOME ENERGY ASSISTANCE
14 (INCLUDING RESCISSION)

15 Of the funds made available beginning on October 1,
16 1994 under this heading in Public Law 103–112,
17 ~~\$250,000,000~~ *\$89,592,000* are hereby rescinded.

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

20 For making payments under title XXVI of the Omni-
21 bus Budget Reconciliation Act of 1981, ~~\$1,225,000,000~~
22 *\$1,475,000,000*, to be available for obligation in the period
23 October 1, 1995 through September 30, 1996.

24 For making payments under title XXVI of the Omni-
25 bus Budget Reconciliation Act of 1981, an additional
26 \$600,000,000: *Provided*, That all of the funds available

1 under this paragraph are hereby designated by Congress
2 to be emergency requirements pursuant to section
3 251(b)(2)(D) of the Balanced Budget and Emergency
4 Deficit Control Act of 1985: *Provided further*, That these
5 funds shall be made available only after submission to
6 Congress of a formal budget request by the President that
7 includes designation of the entire amount of the request
8 as an emergency requirement as defined in the Balanced
9 Budget and Emergency Deficit Control Act of 1985.

10 REFUGEE AND ENTRANT ASSISTANCE

11 For making payments for refugee and entrant assist-
12 ance activities authorized by title IV of the Immigration
13 and Nationality Act and section 501 of the Refugee Edu-
14 cation Assistance Act of 1980 (Public Law 96-422),
15 \$399,779,000: *Provided*, That funds appropriated pursu-
16 ant to section 414(a) of the Immigration and Nationality
17 Act under Public Law 102-394 for fiscal year 1993 shall
18 be available for the costs of assistance provided and other
19 activities conducted in such year and in fiscal years 1994
20 and 1995.

21 COMMUNITY SERVICES BLOCK GRANT

22 For making payments under the Community Services
23 Block Grant Act, section 408 of Public Law 99-425, and
24 the Stewart B. McKinney Homeless Assistance Act,
25 ~~\$465,714,000~~ \$476,219,000, of which \$12,000,000 shall be
26 for carrying out the National Youth Sports Program: *Pro-*

1 *vided, That payments from such amount to the grantee and*
2 *subgrantees administering the National Youth Sports Pro-*
3 *gram may not exceed the aggregate amount contributed in*
4 *cash or in kind by the grantee and subgrantees: Provided*
5 *further, That amounts in excess of \$9,400,000 for such*
6 *amount may not be made available to the grantee and*
7 *subgrantees administering the National Youth Sports Pro-*
8 *gram unless the grantee agrees to provide contributions in*
9 *cash over and above the preceding year's cash contribution*
10 *to such program in an amount that equals 29 percent of*
11 *such excess amount.*

12 CHILD CARE AND DEVELOPMENT BLOCK GRANT

13 For carrying out sections 658A through 658R of the
14 Omnibus Budget Reconciliation Act of 1981 (The Child
15 Care and Development Block Grant Act of 1990),
16 \$934,656,000, which shall be available for obligation
17 under the same statutory terms and conditions applicable
18 in the prior fiscal year.

19 SOCIAL SERVICES BLOCK GRANT

20 For making grants to States pursuant to section
21 2002 of the Social Security Act, \$2,800,000,000.

22 CHILDREN AND FAMILIES SERVICES PROGRAMS

23 For carrying out, except as otherwise provided, the
24 Runaway and Homeless Youth Act, the Developmental
25 Disabilities Assistance and Bill of Rights Act, the State
26 Dependent Care Development Grants Act, the Head Start

1 Act, the Child Development Associate Scholarship Assist-
2 ance Act of 1985, the Child Abuse Prevention and Treat-
3 ment Act, chapters 1 and 2 of subtitle B of title III of
4 the Anti-Drug Abuse Act of 1988, the Family Violence
5 Prevention and Services Act, the Native American Pro-
6 grams Act of 1974, title II of Public Law 95–266 (adop-
7 tion opportunities), the Temporary Child Care for Chil-
8 dren with Disabilities and Crisis Nurseries Act of 1986,
9 the Abandoned Infants Assistance Act of 1988, subtitle
10 F of title VII of the Stewart B. McKinney Homeless As-
11 sistance Act, and part B of title IV and section 1110 of
12 the Social Security Act, and for necessary administrative
13 expenses to carry out said Acts and titles I, IV, X, XI,
14 XIV, XVI, and XX of the Social Security Act, the Act
15 of July 5, 1960 (24 U.S.C. ch. 9), the Omnibus Budget
16 Reconciliation Act of 1981, section 204 of the Immigra-
17 tion Reform and Control Act of 1986, title IV of the Immi-
18 gration and Nationality Act, section 501 of the Refugee
19 Education Assistance Act of 1980, Public Law 100–77,
20 and section 126 and titles IV and V of Public Law 100–
21 485, ~~\$4,408,775,000~~ *\$4,415,514,000*.

22 FAMILY PRESERVATION AND SUPPORT

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

1 PAYMENTS TO STATES FOR FOSTER CARE AND ADOPTION
2 ASSISTANCE

3 For making payments to States or other non-Federal
4 entities, under title IV-E of the Social Security Act,
5 ~~\$3,440,871,000~~ *\$3,597,371,000*.

6 ADMINISTRATION ON AGING

7 AGING SERVICES PROGRAMS

8 For carrying out, to the extent not otherwise pro-
9 vided, the Older Americans Act of 1965, as amended, and
10 section 10404 of Public Law 101-239 (volunteer senior
11 aides demonstration), ~~\$869,823,000~~ *\$873,662,000*.

12 OFFICE OF THE SECRETARY

13 GENERAL DEPARTMENTAL MANAGEMENT

14 For necessary expenses, not otherwise provided, for
15 general departmental management, including hire of six
16 medium sedans, ~~\$89,500,000~~ *\$88,774,000*, together with
17 \$31,008,000, to be transferred and expended as author-
18 ized by section 201(g)(1) of the Social Security Act from
19 any one or all of the trust funds referred to therein.

20 OFFICE OF INSPECTOR GENERAL

21 For expenses necessary for the Office of Inspector
22 General in carrying out the provisions of the Inspector
23 General Act of 1978, as amended, \$63,585,000, together
24 with not to exceed \$37,060,000, to be transferred and ex-
25 pended as authorized by section 201(g)(1) of the Social

1 Security Act from any one or all of the trust funds re-
2 ferred to therein.

3 OFFICE FOR CIVIL RIGHTS

4 For expenses necessary for the Office for Civil
5 Rights, \$18,409,000 together with not to exceed
6 \$3,874,000, to be transferred and expended as authorized
7 by section 201(g)(1) of the Social Security Act from any
8 one or all of the trust funds referred to therein.

9 POLICY RESEARCH

10 For carrying out, to the extent not otherwise pro-
11 vided, research studies under section 1110 of the Social
12 Security Act, ~~\$14,632,000~~ *\$10,741,000*.

13 GENERAL PROVISIONS

14 SEC. 201. Funds appropriated in this title shall be
15 available for not to exceed \$37,000 for official reception
16 and representation expenses when specifically approved by
17 the Secretary.

18 SEC. 202. The Secretary shall make available through
19 assignment not more than 60 employees of the Public
20 Health Service to assist in child survival activities and to
21 work in AIDS programs through and with funds provided
22 by the Agency for International Development, the United
23 Nations International Children's Emergency Fund or the
24 World Health Organization.

25 SEC. 203. None of the funds appropriated under this
26 Act may be used to implement section 399L(b) of the Pub-

1 lic Health Service Act or section 1911(d) and section 1503
2 of the National Institutes of Health Revitalization Act of
3 1993, Public Law 103-43.

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

14 *SEC. 204. None of the funds made available by this*
15 *Act may be used to withhold payment to any State under*
16 *the Child Abuse Prevention and Treatment Act by reason*
17 *of a determination that the State is not in compliance with*
18 *section 1340.2(d)(2)(ii) of title 45 of the Code of Federal*
19 *Regulations. This provision expires upon the date of enact-*
20 *ment of the reauthorization of the Child Abuse Prevention*
21 *and Treatment Act or upon September 30, 1995, whichever*
22 *occurs first.*

23 SEC. 205. (a) Of the budgetary resources available
24 to the Department of Health and Human Services (exclud-
25 ing the Food and Drug Administration and the Indian

1 Health Service) during fiscal year 1995, \$37,125,000 are
2 permanently canceled.

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

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

17 *SEC. 206. None of the funds appropriated in this title*
18 *for the National Institutes of Health and the Substance*
19 *Abuse and Mental Health Services Administration shall be*
20 *used to pay the salary of an individual, through a grant*
21 *or other extramural mechanism, at a rate in excess of*
22 *\$125,000 per year.*

23 *SEC. 207. (a) Of the budgetary resources available to*
24 *the Department of Health and Human Services for space*
25 *rental charges (excluding Food and Drug Administration*

1 *and the Indian Health Service) during fiscal year 1995,*
2 *\$4,505,000 are permanently canceled.*

3 *(b) The Secretary of Health and Human Services shall*
4 *allocate the amount of budgetary resources canceled among*
5 *the Department's accounts (excluding the Food and Drug*
6 *Administration and the Indian Health Service) available*
7 *for space rental charges. Amounts available for space rental*
8 *charges in each such account shall be reduced by the amount*
9 *allocated to such account.*

10 *SEC. 208. Taps and other assessments made by any*
11 *office located in the Department of Health and Human*
12 *Services shall be treated as a reprogramming of funds and*
13 *shall not be available for obligation or expenditure except*
14 *in compliance with the Committee reprogramming proce-*
15 *dures.*

16 *SEC. 209. None of the funds made available by this*
17 *Act shall be obligated or expended for storage or distribution*
18 *of publicly-purchased pediatric vaccine through a ware-*
19 *house and distribution facility operated by the General*
20 *Services Administration until such time as the Secretary*
21 *of Health and Human Services receives written approval*
22 *by the Appropriations Committees of both the House and*
23 *Senate: Provided, That such approval shall be contingent*
24 *upon the following requirements:*

1 come available on July 1, 1995, and remain available
2 through September 30, 1996.

3 EDUCATION FOR THE DISADVANTAGED

4 For carrying out the activities authorized by title I
5 of the Elementary and Secondary Education Act of 1965,
6 as amended by the Improving America's Schools Act as
7 ~~passed the House of Representatives on March 24, 1994~~
8 *reported by the Senate Committee on Labor and Human*
9 *Resources on June 24, 1994*, and by section 418A of the
10 Higher Education Act, ~~\$7,245,655,000~~ *\$7,233,411,000*, of
11 which ~~\$7,212,093,000~~ *\$7,214,849,000* shall become avail-
12 able on July 1, 1995 and shall remain available through
13 September 30, 1996: *Provided*, That \$6,698,356,000 shall
14 be available for grants to local education agencies, *not less*
15 *than* \$41,434,000 shall be available for capital expenses,
16 \$102,024,000 shall be available for the Even Start pro-
17 gram, \$305,475,000 shall be available for title I migrant
18 education activities, ~~\$37,244,000~~ *not less than \$40,000,000*
19 shall be available for title I delinquent and high-risk youth
20 education activities, *no more than* \$27,560,000 shall be
21 for program improvement activities, ~~\$15,000,000~~ shall be
22 ~~for demonstration grants~~, and \$8,270,000 shall be for
23 evaluation.

24 IMPACT AID

25 For carrying out programs of financial assistance to
26 federally affected schools authorized by the Improving

1 America's Schools Act as ~~passed the House of Representa-~~
 2 ~~tives on March 24, 1994~~ *reported by the Senate Committee*
 3 *on Labor and Human Resources on June 24, 1994,*
 4 ~~\$728,000,000~~ *\$666,880,000*, of which \$40,000,000, to re-
 5 main available until expended, shall be for payments for
 6 heavily impacted districts under section ~~8004(f)~~ *9004(f)*.

7 SCHOOL IMPROVEMENT PROGRAMS

8 For carrying out school improvement activities au-
 9 thorized by titles II, ~~III, IV, and V~~ *IV, V, VII, VIII, IX,*
 10 *and XV* of the Elementary and Secondary Education Act
 11 of 1965, as amended by the Improving America's Schools
 12 Act as ~~passed the House of Representatives on March 24,~~
 13 ~~1994~~ *reported by the Senate Committee on Labor and*
 14 *Human Resources on June 24, 1994;* the Stewart B.
 15 McKinney Homeless Assistance Act; the Civil Rights Act
 16 of 1964; and title V of the Higher Education Act;
 17 ~~\$1,424,513,000~~ *\$1,570,201,000*, of which ~~\$1,158,695,000~~
 18 *\$1,164,849,000* shall become available on July 1, 1995,
 19 and remain available through September 30, 1996: *Pro-*
 20 *vided, That \$5,899,000 shall be for law related education*
 21 ~~under section 3702~~ *\$100,000,000 shall be for education in-*
 22 *frastructure under title XV, \$5,899,000 shall be for law re-*
 23 *lated education under section 8252, \$37,393,000 shall be for*
 24 *dropout assistance under part B of title V, \$4,185,000 shall*
 25 *be for Ellender Fellowships under part E of title VIII,*
 26 *\$15,000,000 shall be for education for Native Hawaiians*

1 *under part C of title IX, and \$10,912,000 shall be for for-*
 2 *eign language assistance under part B of title VII.*

3 BILINGUAL AND IMMIGRANT EDUCATION

4 For carrying out, to the extent not otherwise pro-
 5 vided, bilingual and immigrant education activities author-
 6 ized by ~~title VII~~ *titles VII and IX* of the Elementary and
 7 Secondary Education Act as amended by the Improving
 8 America's Schools Act, as ~~passed the House of Represent-~~
 9 ~~atives on March 24, 1994~~ and by title IV of the Carl D.
 10 Perkins Vocational and Applied Technology Education Act
 11 *reported by the Senate Committee on Labor and Human*
 12 *Resources on June 24, 1994, \$247,572,000 \$238,082,000,*
 13 of which \$25,180,000 shall be for training activities under
 14 ~~part C~~ *subpart 3 of part A of title VII*, and \$50,000,000
 15 shall be for the immigrant education program *under part*
 16 *B of title IX.*

17 SPECIAL EDUCATION

18 For carrying out the Individuals with Disabilities
 19 Education Act, ~~\$3,106,634,000~~ *\$3,299,459,000*, of which
 20 ~~\$2,858,973,000~~ *\$3,045,425,000* shall become available for
 21 obligation on July 1, 1995, and shall remain available
 22 through September 30, 1996.

23 REHABILITATION SERVICES AND DISABILITY RESEARCH

24 For carrying out, to the extent not otherwise pro-
 25 vided, the Rehabilitation Act of 1973, the Technology-
 26 lated Assistance for Individuals with Disabilities Act, and

1 the Helen Keller National Center Act, as amended,
2 ~~\$2,355,600,000~~ *\$2,413,675,000*.

3 SPECIAL INSTITUTIONS FOR PERSONS WITH
4 DISABILITIES

5 AMERICAN PRINTING HOUSE FOR THE BLIND

6 For carrying out the Act of March 3, 1879, as
7 amended (20 U.S.C. 101 et seq.), ~~\$6,406,000~~ *\$6,680,000*.

8 NATIONAL TECHNICAL INSTITUTE FOR THE DEAF

9 For the National Technical Institute for the Deaf
10 under titles I and II of the Education of the Deaf Act
11 of 1986 (20 U.S.C. 4301 et seq.), ~~\$41,462,000~~
12 *\$43,191,000*, of which ~~\$333,000~~ for the endowment pro-
13 gram as authorized under section 207 and not to exceed
14 ~~\$192,000~~ for construction shall remain available until ex-
15 pended *\$336,000* shall be for the endowment program as
16 authorized under section 207 and shall be available until
17 expended and *\$150,000* shall be for construction and shall
18 be available until expended.

19 GALLAUDET UNIVERSITY

20 For the Kendall Demonstration Elementary School,
21 the Model Secondary School for the Deaf, and the partial
22 support of Gallaudet University under titles I and II of
23 the Education of the Deaf Act of 1986 (20 U.S.C. 4301
24 et seq.), ~~\$76,742,000~~ *\$80,030,000*, of which ~~\$991,000~~
25 *\$1,000,000* shall be for the endowment program as author-

1 ized under section 207 and shall be available until ex-
2 pended.

3 VOCATIONAL AND ADULT EDUCATION

4 For carrying out, to the extent not otherwise pro-
5 vided, the Carl D. Perkins Vocational and Applied Tech-
6 nology Education Act, the Adult Education Act, *the Na-*
7 *tional Literacy Act of 1991*, and the Stewart B. McKinney
8 Homeless Assistance Act, ~~\$1,456,383,000~~, of which
9 ~~\$1,453,464,000~~ *\$1,475,736,000*, of which *\$1,472,817,000*
10 shall become available on July 1, 1995 and shall remain
11 available through September 30, 1996: *Provided*, That of
12 the amounts made available under the Carl D. Perkins
13 Vocational and Applied Technology Education Act,
14 \$400,000 of the amount available for Tech-Prep shall be
15 for evaluation of the program and ~~\$25,767,000~~
16 *\$37,096,000* shall be for national programs under title IV,
17 including \$7,851,000 for research, of which \$6,000,000
18 shall be for the National Center for Research on Voca-
19 tional Education; ~~\$13,000,000~~ *\$23,245,000* for demonstra-
20 tions, notwithstanding section 411(b); and ~~\$4,916,000~~
21 *\$6,000,000* for data systems: *Provided further*, That of the
22 amounts made available under the Adult Education Act,
23 ~~\$5,400,000~~ *\$3,900,000* shall be for national programs
24 under ~~sections 382 and 383~~ *section 383*, and \$4,869,000
25 shall be for the National Institute for Literacy under sec-
26 tion 384.

1 STUDENT FINANCIAL ASSISTANCE

2 For carrying out subparts 1, 3, and 4 of part A, and
3 parts C, E, and H of title IV of the Higher Education
4 Act of 1965, as amended, including, notwithstanding sec-
5 tion 401(a)(1), not to exceed 3,930,000 Pell Grant recipi-
6 ents in award year 1994–1995, ~~\$7,825,417,000~~
7 *\$7,685,524,000*, which shall remain available through Sep-
8 tember 30, 1996, and of which ~~\$54,322,000~~ *\$72,429,000*
9 shall be for State Student Incentive Grants under subpart
10 4 of part A.

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

1 FEDERAL FAMILY EDUCATION LOAN PROGRAM ACCOUNT

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

5 *FEDERAL DIRECT STUDENT LOAN PROGRAM ACCOUNT*

6 *For the cost of direct loans authorized by title IV, part*
7 *D, of the Higher Education Act, as amended, such sums*
8 *as may be necessary to carry out the purposes of the pro-*
9 *gram, including such sums as may be derived from negative*
10 *subsidy receipts: Provided, That such costs, including costs*
11 *of modifying such loans, shall be as defined in section 502*
12 *of the Congressional Budget Act of 1974.*

13 HIGHER EDUCATION

14 For carrying out, to the extent not otherwise pro-
15 vided, titles I, ~~II~~, ~~without regard to section 241(d)~~, III,
16 IV, including chapter 2 of subpart 2 of part A, V, VI,
17 VII, ~~IX~~, ~~part A~~, and ~~subpart 1 of part B of title X~~, VIII,
18 IX, *part A, subpart 1 of part B, and part D of title X,*
19 *and XI*, without regard to section 1151, *and section 1521*
20 *as amended by Public Law 103-239, and XV* of the Higher
21 Education Act of 1965, as amended; the Mutual Edu-
22 cational and Cultural Exchange Act of 1961; ~~title VI~~, ~~in-~~
23 ~~cluding part C~~, *and title VI* of the Excellence in Mathe-
24 matics, Science and Engineering Education Act of 1990;
25 and Public Law 102-423; \$954,686,000, of which
26 ~~\$8,248,000~~ \$946,703,000, of which \$7,498,000 for endow-

1 ment activities under section 331 of part C of title III
2 and \$17,512,000 for interest subsidies under title VII of
3 the Higher Education Act, as amended, ~~and \$4,000,000~~
4 ~~for Public Law 102-423~~ shall remain available until ex-
5 pended and \$1,500,000 of the amount provided herein for
6 title III shall be available for an evaluation of the title
7 III programs.

8 HOWARD UNIVERSITY

9 For partial support of Howard University (20 U.S.C.
10 121 et seq.), ~~\$206,463,000~~ *\$192,896,000*, of which
11 ~~\$7,910,000~~ *\$3,530,000*, to remain available until ex-
12 pended, shall be for a matching endowment grant to be
13 administered in accordance with the Howard University
14 Endowment Act (Public Law 98-480) ~~and \$6,000,000, to~~
15 ~~remain available until expended, shall be for construction.~~

16 HIGHER EDUCATION FACILITIES LOANS

17 The Secretary is hereby authorized to make such ex-
18 penditures, within the limits of funds available under this
19 heading and in accord with law, and to make such con-
20 tracts and commitments without regard to fiscal year limi-
21 tation, as provided by section 104 of the Government Cor-
22 poration Control Act (31 U.S.C. 9104), as may be nec-
23 essary in carrying out the program for the current fiscal
24 year.

1 COLLEGE HOUSING AND ACADEMIC FACILITIES LOANS
2 PROGRAM

3 For the costs of direct loans, as authorized by title
4 VII, part C, of the Higher Education Act, as amended,
5 ~~\$134,000~~ *\$168,000: Provided*, That such costs, including
6 costs of modifying such loans, shall be as defined in sec-
7 tion 502 of the Congressional Budget Act of 1974 and
8 that these funds are available to subsidize gross obliga-
9 tions for the principal amount of direct loans of not to
10 exceed ~~\$8,000,000~~ *\$10,000,000: Provided further*, That ob-
11 ligated balances of these appropriations will remain avail-
12 able until expended, notwithstanding the provisions of 31
13 U.S.C. 1552(a), as amended by Public Law 101-510. In
14 addition, for administrative expenses to carry out the ex-
15 isting direct loan program of college housing and academic
16 facilities loans entered into pursuant to title VII, part C,
17 of the Higher Education Act, as amended, \$1,022,000.

18 COLLEGE HOUSING LOANS

19 Pursuant to title VII, part C of the Higher Education
20 Act, as amended, for necessary expenses of the college
21 housing loans program, previously carried out under title
22 IV of the Housing Act of 1950, the Secretary shall make
23 expenditures and enter into contracts without regard to
24 fiscal year limitation using loan repayments and other re-
25 sources available to this account. Any unobligated bal-
26 ances becoming available from fixed fees paid into this ac-

1 count pursuant to 12 U.S.C. 1749d, relating to payment
2 of costs for inspections and site visits, shall be available
3 for the operating expenses of this account.

4 HISTORICALLY BLACK COLLEGE AND UNIVERSITY

5 CAPITAL FINANCING, PROGRAM ACCOUNT

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

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

15 EDUCATION RESEARCH, STATISTICS, AND IMPROVEMENT

16 For carrying out activities authorized by the Edu-
17 cational Research, Development, Dissemination, and Im-
18 provement Act; the Elementary and Secondary Education
19 Act of 1965 and the Education Council Act, as amended
20 by the Improving America's Schools Act as passed the
21 House of Representatives on March 24, 1994; the Na-
22 tional Education Statistics Act of 1994 as passed the
23 House of Representatives on March 24, 1994; and the
24 General Education Provisions Act, \$318,775,000: *Pro-*
25 *vided*, That \$39,320,000 shall be for regional laboratories,
26 including rural initiatives; \$4,463,000 shall be for civics

1 education activities; \$14,480,000 shall be for the National
2 Diffusion Network; \$34,424,000 shall be for Eisenhower
3 professional development Federal activities; and
4 \$20,000,000 shall be for Federal leadership activities in
5 education technology, as amended by the Improving Ameri-
6 ca's Schools Act as reported by the Committee on Labor
7 and Human Resources on June 24, 1994; the National Edu-
8 cation Statistics Act of 1994, as reported by the Committee
9 on Labor and Human Resources on June 24, 1994; and
10 title VI of Public Law 103-227; \$371,586,000: Provided,
11 That \$41,000,000 shall be for regional laboratories, includ-
12 ing rural initiatives and network activities; \$33,000,000
13 shall be for research centers; \$5,000,000 shall be for title
14 VI of Public Law 103-227; \$3,000,000 shall be for part K
15 of title VIII of the Elementary and Secondary Education
16 Act, as amended by the Improving America's Schools Act
17 as reported by the Committee on Labor and Human Re-
18 sources on June 24, 1994; \$4,463,000 shall be for civic edu-
19 cation activities; \$14,480,000 shall be for the National Dif-
20 fusion Network; \$40,000,000 shall be for Eisenhower profes-
21 sional development Federal activities, including not less
22 than \$5,472,000 for the National Clearinghouse for Science
23 and Mathematics, \$15,000,000 for regional consortia, and
24 \$3,000,000 for part E of title II of the Elementary and Sec-
25 ondary Education Act, as amended by the Improving Amer-

1 *ica's Schools Act as reported by the Committee on Labor*
2 *and Human Resources on June 24, 1994; and \$50,000,000*
3 *shall be for education technology activities under part A*
4 *of title III of the Elementary and Secondary Education Act,*
5 *as amended by the Improving America's Schools Act as re-*
6 *ported by the Committee on Labor and Human Resources*
7 *on June 24, 1994.*

8 LIBRARIES

9 For carrying out, to the extent not otherwise pro-
10 vided, titles I, II, III, IV, and VI of the Library Services
11 and Construction Act (20 U.S.C. ch. 16), and ~~section 222~~
12 ~~of the Higher Education Act, \$115,996,000~~ *title II of the*
13 *Higher Education Act, \$147,558,000, of which \$17,792,000*
14 *shall be used to carry out the provisions of title II of the*
15 *Library Services and Construction Act and shall remain*
16 *available until expended, and \$4,916,000 shall be for section*
17 *222 and \$8,270,000 shall be for section 223 of the Higher*
18 *Education Act, of which \$2,500,000 shall be for demonstra-*
19 *tion of on-line and dial-in access to a statewide, multitype*
20 *library bibliographic data base through a statewide fiber*
21 *optic network housing a point of presence in every county,*
22 *connecting library services in every municipality, and*
23 *\$1,500,000 shall be for a demonstration project making*
24 *Federal information and other data bases available for pub-*
25 *lic use by connecting Internet to a multistate consortium*

1 *of public and private colleges and universities, a public li-*
 2 *brary system, and a State historical library.*

3 DEPARTMENTAL MANAGEMENT

4 PROGRAM ADMINISTRATION

5 For carrying out, to the extent not otherwise pro-
 6 vided, the Department of Education Organization Act, in-
 7 cluding rental of conference rooms in the District of Co-
 8 lumbia and hire of two passenger motor vehicles,
 9 ~~\$359,358,000~~ \$346,008,000.

10 OFFICE FOR CIVIL RIGHTS

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

14 OFFICE OF THE INSPECTOR GENERAL

15 For expenses necessary for the Office of the Inspector
 16 General, as authorized by section 212 of the Department
 17 of Education Organization Act, ~~\$29,199,000~~ \$31,675,000.

18 GENERAL PROVISIONS

19 SEC. 301. No part of the funds contained in this title
 20 may be used to force any school or school district which
 21 is desegregated as that term is defined in title IV of the
 22 Civil Rights Act of 1964, Public Law 88-352, to take any
 23 action to force the busing of students; to force on account
 24 of race, creed or color the abolishment of any school so
 25 desegregated; or to force the transfer or assignment of any
 26 student attending any elementary or secondary school so

1 desegregated to or from a particular school over the pro-
2 test of his or her parents or parent.

3 SEC. 302. (a) No part of the funds contained in this
4 title shall be used to force any school or school district
5 which is desegregated as that term is defined in title IV
6 of the Civil Rights Act of 1964, Public Law 88-352, to
7 take any action to force the busing of students; to require
8 the abolishment of any school so desegregated; or to force
9 on account of race, creed or color the transfer of students
10 to or from a particular school so desegregated as a condi-
11 tion precedent to obtaining Federal funds otherwise avail-
12 able to any State, school district or school.

13 (b) No funds appropriated in this Act may be used
14 for the transportation of students or teachers (or for the
15 purchase of equipment for such transportation) in order
16 to overcome racial imbalance in any school or school sys-
17 tem, or for the transportation of students or teachers (or
18 for the purchase of equipment for such transportation) in
19 order to carry out a plan of racial desegregation of any
20 school or school system.

21 SEC. 303. None of the funds contained in this Act
22 shall be used to require, directly or indirectly, the trans-
23 portation of any student to a school other than the school
24 which is nearest the student's home, except for a student
25 requiring special education, to the school offering such

1 special education, in order to comply with title VI of the
2 Civil Rights Act of 1964. For the purpose of this section
3 an indirect requirement of transportation of students in-
4 cludes the transportation of students to carry out a plan
5 involving the reorganization of the grade structure of
6 schools, the pairing of schools, or the clustering of schools,
7 or any combination of grade restructuring, pairing or clus-
8 tering. The prohibition described in this section does not
9 include the establishment of magnet schools.

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

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

15 TITLE IV—RELATED AGENCIES

16 ARMED FORCES RETIREMENT HOME

17 For expenses necessary for the Armed Forces Retire-
18 ment Home to operate and maintain the United States
19 Soldiers’ and Airmen’s Home and the United States Naval
20 Home, to be paid from funds available in the Armed
21 Forces Retirement Home Trust Fund, ~~\$59,816,000~~
22 *\$56,820,000*, of which \$2,906,000 shall remain available
23 until expended for construction and renovation of the
24 physical plants at the United States Soldiers’ and Air-
25 men’s Home and the United States Naval Home: *Pro-*

1 *vided*, That this appropriation shall not be available for
 2 the payment of hospitalization of members of the Soldiers'
 3 and Airmen's Home in United States Army hospitals at
 4 rates in excess of those prescribed by the Secretary of the
 5 Army upon recommendation of the Board of Commis-
 6 sioners and the Surgeon General of the Army.

7 CORPORATION FOR NATIONAL AND COMMUNITY SERVICE
 8 DOMESTIC VOLUNTEER SERVICE PROGRAMS, OPERATING
 9 EXPENSES

10 For expenses necessary for the Corporation for Na-
 11 tional and Community Service to carry out the provisions
 12 of the Domestic Volunteer Service Act of 1973, as amend-
 13 ed, ~~\$205,771,000~~ \$217,688,000.

14 CORPORATION FOR PUBLIC BROADCASTING
 15 ~~(RESCISSION)~~

16 ~~Of the funds made available under this heading in~~
 17 ~~Public Law 102-394, \$21,100,000 are hereby rescinded.~~

18 *For payment to the Corporation for Public Broadcast-*
 19 *ing, as authorized by the Communications Act of 1934, an*
 20 *amount which shall be available within limitations speci-*
 21 *fied by that Act, for the fiscal year 1997, \$330,000,000: Pro-*
 22 *vided, That no funds made available to the Corporation for*
 23 *Public Broadcasting by this Act shall be used to pay for*
 24 *receptions, parties, or similar forms of entertainment for*
 25 *Government officials or employees: Provided further, That*

1 *none of the funds contained in this paragraph shall be*
2 *available or used to aid or support any program or activity*
3 *from which any person is excluded, or is denied benefits,*
4 *or is discriminated against, on the basis of race, color, na-*
5 *tional origin, religion, or sex.*

6 FEDERAL MEDIATION AND CONCILIATION SERVICE

7 SALARIES AND EXPENSES

8 For expenses necessary for the Federal Mediation
9 and Conciliation Service to carry out the functions vested
10 in it by the Labor-Management Relations Act, 1947 (29
11 U.S.C. 171–180, 182–183), including hire of passenger
12 motor vehicles; and for expenses necessary for the Labor-
13 Management Cooperation Act of 1978 (29 U.S.C. 175a);
14 and for expenses necessary for the Service to carry out
15 the functions vested in it by the Civil Service Reform Act,
16 Public Law 95–454 (5 U.S.C. chapter 71), ~~\$31,078,000~~
17 *\$31,610,000.*

18 FEDERAL MINE SAFETY AND HEALTH REVIEW

19 COMMISSION

20 SALARIES AND EXPENSES

21 For expenses necessary for the Federal Mine Safety
22 and Health Review Commission (30 U.S.C. 801 et seq.),
23 \$6,200,000.

1 NATIONAL COMMISSION ON LIBRARIES AND
2 INFORMATION SCIENCE
3 SALARIES AND EXPENSES

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

8 NATIONAL COUNCIL ON DISABILITY
9 SALARIES AND EXPENSES

10 For expenses necessary for the National Council on
11 Disability as authorized by title IV of the Rehabilitation
12 Act of 1973, as amended, ~~\$1,643,000~~ \$1,843,000.

13 NATIONAL LABOR RELATIONS BOARD
14 SALARIES AND EXPENSES

15 For expenses necessary for the National Labor Rela-
16 tions Board to carry out the functions vested in it by the
17 Labor-Management Relations Act, 1947, as amended (29
18 U.S.C. 141-167), and other laws, ~~\$173,388,000~~
19 \$176,047,000: *Provided*, That no part of this appropriation
20 shall be available to organize or assist in organizing agri-
21 cultural laborers or used in connection with investigations,
22 hearings, directives, or orders concerning bargaining units
23 composed of agricultural laborers as referred to in section
24 2(3) of the Act of July 5, 1935 (29 U.S.C. 152), and as
25 amended by the Labor-Management Relations Act, 1947,

1 as amended, and as defined in section 3(f) of the Act of
2 June 25, 1938 (29 U.S.C. 203), and including in said defi-
3 nition employees engaged in the maintenance and oper-
4 ation of ditches, canals, reservoirs, and waterways when
5 maintained or operated on a mutual, nonprofit basis and
6 at least 95 per centum of the water stored or supplied
7 thereby is used for farming purposes.

8 NATIONAL MEDIATION BOARD

9 SALARIES AND EXPENSES

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

14 OCCUPATIONAL SAFETY AND HEALTH REVIEW

15 COMMISSION

16 SALARIES AND EXPENSES

17 For expenses necessary for the Occupational Safety
18 and Health Review Commission (29 U.S.C. 661),
19 \$7,595,000.

20 PHYSICIAN PAYMENT REVIEW COMMISSION

21 SALARIES AND EXPENSES

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

1 PROSPECTIVE PAYMENT ASSESSMENT COMMISSION
2 SALARIES AND EXPENSES

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

8 RAILROAD RETIREMENT BOARD
9 DUAL BENEFITS PAYMENTS ACCOUNT

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

22 FEDERAL PAYMENTS TO THE RAILROAD RETIREMENT
23 ACCOUNTS

24 For payment to the accounts established in the
25 Treasury for the payment of benefits under the Railroad
26 Retirement Act for interest earned on unnegotiated

1 checks, \$300,000, to remain available through September
2 30, 1996, which shall be the maximum amount available
3 for payment pursuant to section 417 of Public Law 98–
4 76.

5 LIMITATION ON ADMINISTRATION

6 For necessary expenses for the Railroad Retirement
7 Board, \$73,881,000, to be derived from the railroad re-
8 tirement accounts: *Provided*, That \$200,000 of the fore-
9 going amount shall be available only to the extent nec-
10 essary to process workloads not anticipated in the budget
11 estimates and after maximum absorption of the costs of
12 such workloads within the remainder of the existing limi-
13 tation has been achieved: *Provided further*, That *notwith-*
14 *standing any other provision of law, no portion of this limi-*
15 *tation shall be available for payments of standard level user*
16 *charges pursuant to section 210(j) of the Federal Property*
17 *and Administrative Services Act of 1949, as amended (40*
18 *U.S.C. 490(j); 45 U.S.C. 231–231u).*

19 LIMITATION ON RAILROAD UNEMPLOYMENT INSURANCE

20 ADMINISTRATION FUND

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

1 SPECIAL MANAGEMENT IMPROVEMENT FUND

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

9 LIMITATION ON THE OFFICE OF INSPECTOR GENERAL

10 For expenses necessary for the Office of Inspector
11 General for audit, investigatory and review activities, as
12 authorized by the Inspector General Act of 1978, as
13 amended, not more than ~~\$6,682,000~~ \$6,860,000, to be de-
14 rived from the railroad retirement accounts and railroad
15 unemployment insurance account.

16 UNITED STATES INSTITUTE OF PEACE

17 OPERATING EXPENSES

18 For necessary expenses of the United States Institute
19 of Peace as authorized in the United States Institute of
20 Peace Act, ~~\$10,912,000~~ \$11,500,000.

21 TITLE V—GENERAL PROVISIONS

22 SEC. 501. No part of the funds appropriated under
23 this Act shall be used to provide a loan, guarantee of a
24 loan, a grant, the salary of or any remuneration whatever
25 to any individual applying for admission, attending, em-
26 ployed by, teaching at, or doing research at an institution

1 of higher education who has engaged in conduct on or
2 after August 1, 1969, which involves the use of (or the
3 assistance to others in the use of) force or the threat of
4 force or the seizure of property under the control of an
5 institution of higher education, to require or prevent the
6 availability of certain curricula, or to prevent the faculty,
7 administrative officials, or students in such institution
8 from engaging in their duties or pursuing their studies
9 at such institution.

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

17 SEC. 503. No part of any appropriation contained in
18 this Act shall remain available for obligation beyond the
19 current fiscal year unless expressly so provided herein.

20 SEC. 504. (a) No part of any appropriation contained
21 in this Act shall be used, other than for normal and recog-
22 nized executive-legislative relationships, for publicity or
23 propaganda purposes, for the preparation, distribution, or
24 use of any kit, pamphlet, booklet, publication, radio, tele-
25 vision, or film presentation designed to support or defeat

1 legislation pending before the Congress, except in presen-
2 tation to the Congress itself.

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

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

22 SEC. 506. Notwithstanding any other provision of
23 this Act, no funds appropriated under this Act shall be
24 used to carry out any program of distributing sterile nee-
25 dles for the hypodermic injection of any illegal drug unless

1 the Surgeon General of the United States determines that
2 such programs are effective in preventing the spread of
3 HIV and do not encourage the use of illegal drugs, except
4 that such funds may be used for such purposes in further-
5 ance of demonstrations or studies authorized in the
6 ADAMHA Reorganization Act (Public Law 102-321).

7 ~~SEC. 507. (a) PURCHASE OF AMERICAN-MADE~~
8 ~~EQUIPMENT AND PRODUCTS.—It is the sense of the Con-~~
9 ~~gress that, to the greatest extent practicable, all equip-~~
10 ~~ment and products purchased with funds made available~~
11 ~~in this Act should be American-made.~~

12 ~~(b) NOTICE REQUIREMENT.—In providing financial~~
13 ~~assistance to, or entering into any contract with, any en-~~
14 ~~tity using funds made available in this Act, the head of~~
15 ~~each Federal agency, to the greatest extent practicable,~~
16 ~~shall provide to such entity a notice describing the state-~~
17 ~~ment made in subsection (a) by the Congress.~~

18 *SEC. 507. No funds appropriated pursuant to this Act*
19 *may be expended by an entity unless the entity agrees that*
20 *in expending the assistance the entity will comply with sec-*
21 *tions 2 through 4 of the Act of March 3, 1933 (41 U.S.C.*
22 *10a–10c, popularly known as the “Buy American Act”).*

23 SEC. 508. When issuing statements, press releases,
24 requests for proposals, bid solicitations and other docu-
25 ments describing projects or programs funded in whole or

1 in part with Federal money, all grantees receiving Federal
2 funds, including but not limited to State and local govern-
3 ments and recipients of Federal research grants, shall
4 clearly state (1) the percentage of the total costs of the
5 program or project which will be financed with Federal
6 money, (2) the dollar amount of Federal funds for the
7 project or program, and (3) percentage and dollar amount
8 of the total costs of the project or program that will be
9 financed by nongovernmental sources.

10 SEC. 509. None of the funds appropriated under this
11 Act shall be expended for any abortion except when it is
12 made known to the Federal entity or official to which
13 funds are appropriated under this Act that such procedure
14 is necessary to save the life of the mother or that the preg-
15 nancy is the result of an act of rape or incest.

16 ~~SEC. 510. No funds appropriated herein shall be used~~
17 ~~to implement any regulation promulgated under section~~
18 ~~481(b)(6) of the Higher Education Act of 1965, as~~
19 ~~amended, prior to July 1, 1995.~~

20 ~~SEC. 511. None of the funds appropriated or other-~~
21 ~~wise made available under this Act may be obligated in~~
22 ~~violation of existing Federal law or regulation already pro-~~
23 ~~hibiting such benefit or assistance.~~

24 *SEC. 511. None of the funds appropriated or otherwise*
25 *made available under this Act may be obligated in violation*

1 of existing Federal law or regulation already prohibiting
2 such benefit or assistance. None of the funds appropriated
3 under this Act may be used by any Federal official, or any
4 State or local official, to encourage the application by or
5 on behalf of illegal aliens for Federal or federally assisted
6 benefits for which they are not eligible. Each State agency
7 and each other entity administering a program under
8 which verification of immigration status is required by sec-
9 tion 121 of the Immigration Reform and Control Act of
10 1986 shall participate in the system for the verification of
11 such status established by the Commissioner of the Immi-
12 gration and Naturalization pursuant to section 121(c) of
13 that Act, unless an alternative system is available and em-
14 ployed for such purposes which is found to meet the criteria
15 for waiver under section 121(c)(4).

16 *SEC. 512. Notwithstanding any other provision of law,*
17 *monthly benefit rates under part B or part C of the Black*
18 *Lung Benefits Act shall continue to be based on the benefit*
19 *rates in effect in September, 1994 and be paid in accord-*
20 *ance with the Act, until exceeded by the benefit rate speci-*
21 *fied in section 412(a)(1) of the Act.*

22 *SEC. 513. No more than one percent of salaries appro-*
23 *priated for each Agency in this Act may be expended by*
24 *that Agency on cash performance awards.*

1 *SEC. 514. Funds available for executive direction, ex-*
2 *cluding the Centers for Disease Control and Prevention, the*
3 *National Institutes of Health and the Social Security Ad-*
4 *ministration, shall not exceed the amounts set forth in the*
5 *budget estimates submitted to Congress for fiscal year 1995.*

6 *SEC. 515. (a) No appropriations for Agencies in this*
7 *Act may be used to fund non-formula grants or contracts*
8 *or modifications thereto to grantees or contractors deter-*
9 *mined by each Agency's grant or contracting officer to have*
10 *previously included expressly unallowable costs in required*
11 *cost reports or in claims to the Government, unless such*
12 *grant or contract includes a clause which—*

13 *(1) specifically states that the costs previously*
14 *determined to be unallowable will not again be re-*
15 *ported as allowable costs or claimed for reimburse-*
16 *ment, and*

17 *(2) requires the submission of a certification by*
18 *the grantee or contractor attesting to (1) above.*

19 *(b) A grantee or contractor that knowingly submits a*
20 *cost report or claim for reimbursement which includes a*
21 *cost that is expressly specified by regulation as being unal-*
22 *lowable and which was determined to have been disallowed*
23 *in a previous grant or contract with this grantee or contrac-*
24 *tor shall be subject to the provisions of 18 U.S.C. 287, 31*
25 *U.S.C. 3729, and/or 31 U.S.C. 3801.*

