

103RD CONGRESS
2^D SESSION

H. R. 4624

AMENDMENTS

In the Senate of the United States,

August 4 (legislative day, July 20), 1994.

Resolved, That the bill from the House of Representatives (H.R. 4624) entitled “An Act making appropriations for the Departments of Veterans Affairs and Housing and Urban Development, and for sundry independent agencies, boards, commissions, corporations, and offices for the fiscal year ending September 30, 1995, and for other purposes”, do pass with the following

AMENDMENTS:

1 **(1)**Page 8, line 8, after “1996” insert: : *Provided fur-*
2 *ther, That of the \$15,622,452,000 made available under this*
3 *heading for fiscal year 1994 in Public Law 103–124, the*
4 *\$9,863,265,000 restricted by section 509 of Public Law 103–*
5 *124 for personnel compensation and benefits expenditures*
6 *is reduced to \$9,813,265,000*

7 **(2)**Page 8, line 14, after “bursements” insert: : *Pro-*
8 *vided, That the Secretary may obligate not more than*
9 *\$500,000 of the funds made available under this heading*
10 *for an epidemiological study of veterans who underwent ra-*
11 *dium nasopharyngeal irradiation*

12 **(3)**Page 10, line 14, strike out **【\$887,909,000】** and in-
13 sert: *\$893,285,000*

1 (4)Page 11, line 7, strike out **【\$32,219,000】** and insert:
2 *\$31,819,000*

3 (5)Page 11, line 22, strike out **【\$101,965,000】** and in-
4 sert: *\$208,000,000*

5 (6)Page 12, line 23, after “only” insert: *: Provided fur-*
6 *ther, That of the amount provided under this heading,*
7 *\$7,100,000 shall be for design of a new medical center/nurs-*
8 *ing home in Brevard County, Florida and \$6,900,000 shall*
9 *be for the Orlando, Florida, satellite outpatient clinic*

10 (7)Page 14, line 3, strike out **【\$1,400,000】** and insert:
11 *\$16,300,000*

12 (8)Page 14, line 15, strike out **【\$37,397,000】** and in-
13 sert: *\$47,397,000*

14 (9)Page 17, line 12, strike out **【\$100,000,000】** and in-
15 sert: *\$50,000,000*

16 (10)Page 17, line 23, strike out **【\$1,275,000,000】** and
17 insert: *\$1,500,000,000*

18 (11)Page 17, after line 24, insert:

19 *NATIONAL HOMEOWNERSHIP TRUST DEMONSTRATION*

20 *PROGRAM*

21 *For the National Homeownership Trust Demonstra-*
22 *tion program, as authorized by title III of the National Af-*

1 *fordable Housing Act, as amended by section 182 of the*
2 *Housing and Community Development Act of 1992,*
3 *\$50,000,000, to remain available until expended.*

4 **(12)**Page 18, line 2, after “RESCISSION” insert: *AND*
5 *TRANSFERS*

6 **(13)**Page 18, line 5, strike out **[\$11,473,019,000]** and
7 insert: *\$10,600,000,000*

8 **(14)**Page 18, line 6, after “That” insert: *to be added*
9 *to and merged with the foregoing amounts there shall be*
10 *up to \$200,000,000 of amounts of budget authority (and*
11 *contract authority) reserved or obligated in prior years for*
12 *the development or acquisition costs of public housing (in-*
13 *cluding public housing for Indian families), for moderniza-*
14 *tion of existing public housing projects (including such*
15 *projects for Indian families), and, except as herein pro-*
16 *vided, for programs under section 8 of the Act (42 U.S.C.*
17 *1437f), which are recaptured during fiscal year 1995; and*
18 *up to \$100,000,000 of transfers of unobligated balances from*
19 *the Urban Development Action program: Provided further,*
20 *That*

21 **(15)**Page 18, line 7, strike out **[\$263,000,000]** and in-
22 sert: *\$300,000,000*

1 **(16)**Page 18, line 17, strike out **【\$3,600,000,000】** and
2 insert: *\$3,800,000,000*

3 **(17)**Page 18, line 19, strike out **【.54 per centun】** and
4 insert: *\$15,000,000*

5 **(18)**Page 18, line 24, strike out all after “survey” over
6 to and including “Program” in line 2 on page 19

7 **(19)**Page 19, line 4, strike out **【\$2,643,000,000】** and
8 insert: *\$2,144,582,000*

9 **(20)**Page 19, line 7, after “1437f(o)” insert: *: Provided*
10 *further, That of the amount provided for rental assistance,*
11 *up to \$350,000,000 shall be available for the Pension Fund*
12 *Partnership program, as authorized by section 6 of the*
13 *HUD Demonstration Act of 1993 (Public Law 103–120);*
14 *\$20,000,000 shall be for the Community Viability Fund;*
15 *\$50,000,000 shall be for the Colonias program; and*
16 *\$500,000,000 shall be for the Neighborhood Leveraged In-*
17 *vestment Program (LIFT)*

18 **(21)**Page 19, line 7, strike out all after “1437f(o)”
19 down to and including “Act” in line 13

20 **(22)**Page 19, line 18, strike out **【\$1,202,100,000】** and
21 insert: *\$735,000,000*

1 **(23)**Page 19, line 22, strike out **【deposition】** and insert:
2 *disposition*

3 **(24)**Page 19, line 22, strike out **【\$100,000,000】** and
4 insert: *\$250,000,000*

5 **(25)**Page 20, line 20, strike out **【\$156,000,000】** and
6 insert: *\$186,000,000*

7 **(26)**Page 20, line 23, strike out **【\$150,000,000】** and
8 insert: *\$75,000,000*

9 **(27)**Page 21, line 10, strike out all after “1992” down
10 to and including “opportunity” in line 12

11 **(28)**Page 21, line 12, after “opportunity” insert: : *Pro-*
12 *vided further, That notwithstanding the language preceding*
13 *the first proviso of this paragraph, \$135,000,000 shall be*
14 *used for special purpose grants in accordance with the*
15 *terms and conditions specified for such grants in Senate*
16 *Report 103-311*

17 **(29)**Page 21, line 14, strike out **【\$1,158,000,000】** and
18 insert: *\$1,300,000,000*

19 **(30)**Page 22, line 17, strike out **【\$3,705,000,000】** and
20 insert: *\$2,992,000,000*

21 **(31)**Page 23, strike out lines 6 to 8

1 **(32)**Page 24, strike out lines 13 to 17 and insert:

2 *For contracts with payments to public housing agen-*
3 *cies and nonprofit corporations for congregate services pro-*
4 *grams, \$25,000,000, to remain available until September*
5 *30, 1995, of which up to \$6,267,000 shall be for entities*
6 *operating such programs in accordance with the provisions*
7 *of the Congregate Services Act of 1978, as amended, and*
8 *the balance shall be for programs under section 802 of the*
9 *Cranston-Gonzalez National Affordable Housing Act (Pub-*
10 *lic Law 101–625).*

11 **(33)**Page 25, strike out lines 2 to 9 and insert:

12 *For the HOPE VI/urban revitalization demonstration*
13 *program under the third paragraph under the head “Home-*
14 *ownership and Opportunity for People Everywhere grants*
15 *(HOPE grants)” in the Department of Veterans Affairs and*
16 *Housing and Urban Development, and Independent Agen-*
17 *cies Appropriations Act, 1993, Public Law 102–389, 106*
18 *Stat. 1571, 1579, \$500,000,000, to remain available until*
19 *expended: Provided, That notwithstanding the first proviso*
20 *of such third paragraph, the Secretary shall have discretion*
21 *to approve funding for more than fifteen applicants: Pro-*
22 *vided further, That notwithstanding the third proviso of*
23 *such third paragraph, the Secretary may provide funds for*
24 *more than 500 units for each participating city: Provided*
25 *further, That in selecting HOPE VI implementation grants*

1 recipients in fiscal year 1995, the Secretary must first
2 award such grants to those cities or jurisdictions which have
3 received HOPE VI planning grants in fiscal year 1993 or
4 fiscal year 1994: Provided further, That the requirement of
5 the immediately proceeding proviso shall not limit the Sec-
6 retary's discretion to limit funding to amounts he deems
7 appropriate, nor shall it prevent the Secretary from guar-
8 anteeing that all implementation grant recipients conform
9 with the requirements of the HOPE VI/urban revitalization
10 demonstration program: Provided further, That of the fore-
11 going \$500,000,000, the Secretary may use up to \$2,500,000
12 for technical assistance under such urban revitalization
13 demonstration, to be made available directly, or indirectly,
14 under contracts or grants, as appropriate: Provided further,
15 That nothing in this paragraph shall prohibit the Secretary
16 from conforming the program standards and criteria set
17 forth herein, with subsequent authorization legislation that
18 may be enacted into law.

19 **(34)**Page 25, line 15, strike out **[\$265,000,000]** and
20 insert: *\$315,000,000*

21 **(35)**Page 25, line 21, strike out all after "training)"
22 down to and including "firms" in line 24

23 **(36)**Page 25, line 24, after "firms" insert: *: Provided,*
24 *That not more than \$236,250,000 shall be available for*

1 *grants to housing authorities with greater than 1,250 public*
2 *housing units: Provided further, That not more than*
3 *\$63,000,000 shall be available for grants to housing au-*
4 *thorities with less than 1,250 public housing units: Pro-*
5 *vided further, That not more than \$15,750,000 shall be*
6 *available for grants for federally-assisted, low-income hous-*
7 *ing*

8 **(37)**Page 29, line 14, strike out **【\$152,000,000】** and
9 insert: *\$188,395,000*

10 **(38)**Page 29, line 22, after “\$20,885,072,000” insert:
11 *: Provided further, That of the foregoing amount provided*
12 *to subsidize program costs, not more than \$47,098,750 may*
13 *be obligated by January 1, 1995, not more than*
14 *\$94,197,500 may be obligated by April 1, 1995, not more*
15 *than \$160,135,750 may be obligated by July 1, 1995*

16 **(39)**Page 32, line 8, strike out **【\$61,500,000】** and in-
17 sert: *\$44,000,000*

18 **(40)**Page 32, line 16, strike out all after “Development”
19 down to and including “homeless” in line 22

20 **(41)**Page 32, line 22, strike out all after “homeless”
21 over to and including “note)” in line 2 on page 33

22 **(42)**Page 33, line 17, strike out **【\$40,000,000】** and in-
23 sert: *\$44,000,000*

1 (43)Page 34, line 12, strike out **[\$962,173,000]** and
2 insert: *\$947,398,000*

3 (44)Page 36, strike out lines 10 to 18

4 (45)Page 36, strike out lines 19 to 23

5 (46)Page 37, strike out all after line 2 over to and in-
6 cluding line 2 on page 38

7 (47)Page 38, after line 2 insert:

8 *Subparagraph (A) of the first sentence of section*
9 *203(b)(2) of the National Housing Act (12 U.S.C.*
10 *1709(b)(2)) is amended by striking clause (ii) and all that*
11 *follows through “May 12, 1992;” and inserting the follow-*
12 *ing:*

13 *“(ii) 75 percent of the dollar amount*
14 *limitation determined under section*
15 *305(a)(2) of the Federal Home Loan Mort-*
16 *gage Corporation Act for a residence of the*
17 *applicable size;*

18 *except that the applicable dollar amount limita-*
19 *tion in effect for any area under this subpara-*
20 *graph may not be less than the greater of the dol-*
21 *lar amount limitation in effect under this section*
22 *for the area on the date of enactment of the*
23 *Housing Choice and Community Investment Act*
24 *of 1994 or 38 percent of the dollar amount limi-*

1 *tation determined under section 305(a)(2) of the*
2 *Federal Home Loan Mortgage Corporation Act*
3 *for a residence of the applicable size;”.*

4 **(48)**Page 38, after line 10, insert:

5 *Beginning fiscal year 1995, the Government National*
6 *Mortgage Association shall permit Ginnie Mae II mortgage-*
7 *backed securities to be eligible as collateral for multiclass*
8 *securities that such Association guarantees, in accordance*
9 *with the Notice published at 59 Fed. Reg. 27290 (May 26,*
10 *1994) and successor Notices.*

11 **(49)**Page 38, after line 10, insert:

12 *Section 8(c)(2)(A) of the United States Housing Act*
13 *of 1937 is amended by inserting at the end the following:*
14 *“However, where the maximum monthly rent, for a unit*
15 *in a new construction, substantial rehabilitation, or mod-*
16 *erate rehabilitation project, to be adjusted using an annual*
17 *adjustment factor exceeds the fair market rental for an ex-*
18 *isting dwelling unit in the market area, the Secretary shall*
19 *adjust the rent only to the extent that the owner dem-*
20 *onstrates that the adjusted rent would not exceed the rent*
21 *for an unassisted unit of similar quality, type, and age in*
22 *the same market area, as determined by the Secretary. The*
23 *immediately foregoing sentence shall be effective only dur-*
24 *ing fiscal year 1995.”.*

1 *The immediately foregoing amendment shall apply to*
2 *all contracts for new construction, substantial rehabilita-*
3 *tion, and moderate rehabilitation projects under which*
4 *rents are adjusted under section 8(c)(2)(A) of such Act by*
5 *applying an annual adjustment factor.*

6 **(50)**Page 38, after line 10, insert:

7 *Section 8(c)(2)(A) of the United States Housing Act*
8 *of 1937, as amended by the immediately foregoing amend-*
9 *ment to such section, is further amended by inserting at*
10 *the end the following: "For any unit occupied by the same*
11 *family at the time of the last annual rental adjustment,*
12 *where the assistance contract provides for the adjustment*
13 *of the maximum monthly rent by applying an annual ad-*
14 *justment factor and where the rent for a unit is otherwise*
15 *eligible for an adjustment based on the full amount of the*
16 *factor, 0.01 shall be subtracted from the amount of the fac-*
17 *tor, except that the factor shall not be reduced to less than*
18 *1.0. The immediately foregoing sentence shall be effective*
19 *only during fiscal year 1995."*

20 *The immediately foregoing shall hereafter apply to all*
21 *contracts that are subject to section 8(c)(2)(A) of such Act*
22 *and that provide for rent adjustments using an annual ad-*
23 *justment factor.*

24 **(51)**Page 38, after line 10, insert:

1 *The United States Housing Act of 1937 is amended*
2 *in each of sections 6(c)(4)(A)(ii) and 8(d)(1)(A)(ii), by*
3 *striking “and (V)” and inserting in lieu thereof the follow-*
4 *ing: “(V) assisting families that include one or more adult*
5 *members who are employed; and (VI)”;* in sections
6 *6(c)(4)(A)(ii) and 8(d)(1)(A)(ii), by inserting after the*
7 *final semicolon in each the following: “subclause (V) shall*
8 *be effective only during fiscal year 1995;”;* and in the penul-
9 *timate sentence of section 16(c), by striking “under the sys-*
10 *tem” and all that follows up to the period.*

11 **(52)**Page 38, after line 10, insert:

12 *Section 8 of the United States Housing Act of 1937*
13 *(42 U.S.C. 1437f) is amended by adding at the end the fol-*
14 *lowing new subsection:*

15 *“(aa) REFINANCING INCENTIVE.—*

16 *“(1) IN GENERAL.—The Secretary may pay all*
17 *or a part of the up front costs of refinancing for each*
18 *project that—*

19 *“(A) is constructed, substantially rehabili-*
20 *tated, or moderately rehabilitated under this sec-*
21 *tion;*

22 *“(B) is subject to an assistance contract*
23 *under this section; and*

24 *“(C) was subject to a mortgage that has*
25 *been refinanced under section 223(a)(7) or sec-*

1 tion 223(f) of the National Housing Act to lower
2 the periodic debt service payments of the owner.

3 “(2) *SHARE FROM REDUCED ASSISTANCE PAY-*
4 *MENTS.—The Secretary may pay the up front cost of*
5 *refinancing only—*

6 “(A) *to the extent that funds accrue to the*
7 *Secretary from the reduced assistance payments*
8 *that results from the refinancing; and*

9 “(B) *after the application of amounts in ac-*
10 *cordance with section 1012 of the Stewart B.*
11 *McKinney Homeless Assistance Amendments Act*
12 *of 1988.”.*

13 Section 223(a)(7) of the National Housing Act (42
14 U.S.C. 1751n(a)(7)) is amended in subparagraph (B), by
15 striking “and” at the end; and by inserting, before “: Pro-
16 vided further” in said paragraph, the following: “; and (D)
17 any multifamily mortgage that is refinanced under this
18 paragraph shall be documented through amendments to the
19 existing insurance contract and shall not be structured
20 through the provisions of a new insurance contract”.

21 The amendments of the two immediately preceding
22 paragraphs shall be effective only during fiscal year 1995.

23 **(53)**Page 38, after line 10, insert:

24 Section 601 of title VI of S. 2281 (103d Cong., 2d
25 Sess), as reported to the Senate on July 13 (legislative day,

1 *July 11), 1994 (S. Rep. 103–307), is hereby incorporated*
2 *into this Act, and such section 601 is deemed enacted into*
3 *law upon enactment of this Act: Provided, That the provi-*
4 *sions of such section 601 shall be effective only during fiscal*
5 *year 1995.*

6 **(54)**Page 38, after line 10, insert:

7 *Title VIII of S. 2281 (103d Cong., 2d Sess), as reported*
8 *to the Senate on July 13 (legislative day, July 11), 1994*
9 *(S. Rep. 103–307), is hereby incorporated into this Act, and*
10 *such title VIII is deemed enacted into law upon enactment*
11 *of this Act.*

12 **(55)**Page 38, after line 10, insert:

13 *Notwithstanding any other provision of law, the New*
14 *York City Housing Authority is authorized to use not more*
15 *than \$12,420,000, from development reservation number*
16 *NY36P005324 for 100 public housing units previous award-*
17 *ed from funds appropriated under Public Law 101–507*
18 *(Nov. 5, 1990), for the purpose of completing a homeowner-*
19 *ship program involving not more than 463 dwelling units*
20 *located in Bronx County, in the City of New York, in ac-*
21 *cordance with a certain submission dated November 16,*
22 *1993 made in response to a Notice of Funding Availability*
23 *issued at 58 Fed. Reg. 41127. The Secretary of Housing*
24 *and Urban Development shall thereafter add a similar*
25 *number of existing non-Federal public housing units, des-*

1 *ignated by the Authority, to the agency's inventory of feder-*
 2 *ally-assisted public housing developments and said units*
 3 *shall, for all purposes other than the repayment of any debt*
 4 *associated with their development or rehabilitation, be con-*
 5 *sidered as if initially developed under title I of the Housing*
 6 *Act of 1937.*

7 **(56)**Page 40, strike out lines 3 to 5

8 **(57)**Page 40, after line 5 insert:

9 *For necessary expenses in carrying out activities pur-*
 10 *suant to section 112(r)(6) of the Clean Air Act, including*
 11 *hire of passenger vehicles, and for services authorized by*
 12 *5 U.S.C. 3109, but at rates for individuals not to exceed*
 13 *the per diem equivalent to the maximum rate payable for*
 14 *senior level positions under 5 U.S.C. 5376, \$4,250,000.*

15 **(58)**Page 40, after line 5 insert:

16 *COMMUNITY DEVELOPMENT FINANCIAL INSTITUTIONS*
 17 *COMMUNITY DEVELOPMENT FINANCIAL INSTITUTIONS FUND*
 18 *PROGRAM ACCOUNT*

19 *For grants, loans, and technical assistance to qualify-*
 20 *ing community development lenders, and administrative*
 21 *expenses of the Fund, \$125,000,000, to remain available*
 22 *until September 30, 1996, of which \$100,000,000 shall be-*
 23 *come available on September 23, 1995: Provided, That of*
 24 *the funds made available under this heading, up to*

1 *\$10,000,000 may be used for the cost of direct loans, and*
2 *up to \$1,000,000 may be used for administrative expenses*
3 *to carry out the direct loan program: Provided further,*
4 *That the costs of direct loans, including the cost of modify-*
5 *ing such loans, shall be defined as in section 502 of the*
6 *Congressional Budget Act of 1974: Provided further, That*
7 *these funds are available to subsidize gross obligations for*
8 *the principal amount of direct loans not to exceed*
9 *\$75,815,000: Provided further, That none of the funds*
10 *made available under this heading may be used for pro-*
11 *grams and activities of the Bank Enterprise Act.*

12 **(59)**Page 40, line 15, strike out **【\$43,486,000】** and in-
13 sert: *\$40,509,000*

14 **(60)**Page 40, strike out all after line 24 over to and
15 including “hereafter” in line 1 on page 41 and insert:
16 *\$610,000,000, of which \$411,212,000 is available for obliga-*
17 *tion for the period September 1, 1995 through August 31,*
18 *1996*

19 **(61)**Page 41, line 2, strike out **【\$27,400,000】** and in-
20 sert: *\$29,400,000*

21 **(62)**Page 41, line 4, strike out **【\$13,700,000】** and in-
22 sert: *\$14,700,000*

1 **(63)**Page 41, line 9, strike out **【\$125,900,000】** and in-
2 sert: *\$155,900,000*

3 **(64)**Page 41, line 12, after “Act” insert: : *Provided fur-*
4 *ther, That not more than \$9,450,000 of the \$155,590,000*
5 *for the National Service Trust shall be for educational*
6 *awards authorized under section 129(b) of the subtitle C*
7 *of title I of the Act*

8 **(65)**Page 41, line 12, after “Act” insert: : *Provided fur-*
9 *ther, That \$6,500,000 shall be made available for the Points*
10 *of Light Foundation for purposes authorized under title III*
11 *of the Act*

12 **(66)**Page 41, line 12, after “Act” insert: : *Provided fur-*
13 *ther, That no funds from any other appropriation, or from*
14 *funds otherwise made available to the Corporation, shall be*
15 *used to pay for personnel compensation and benefits, travel,*
16 *or any other administrative expense for the Board of Direc-*
17 *tors, the Office of the Chief Executive Officer, the Office of*
18 *the Managing Director, the Office of the Chief Financial*
19 *Officer, the Office of National and Community Service Pro-*
20 *grams, the National Civilian Community Corps, or any*
21 *portion of any of the Corporation’s field offices or staff*
22 *working on National and Community Service or National*
23 *Civilian Community Corps programs*

1 (67)Page 41, line 16, strike out **【\$1,000,000】** and in-
2 sert: *\$2,000,000*

3 (68)Page 41, line 21, strike out **【\$9,289,000】** and in-
4 sert: *\$9,429,000*

5 (69)Page 41, line 23, strike out **【\$650,000】** and insert:
6 *\$790,000*

7 (70)Page 42, strike out all after line 13 over to and
8 including line 13 on page 43

9 (71)Page 43, after line 13 insert:

10 *RESEARCH AND DEVELOPMENT*

11 *For research and development activities, including*
12 *procurement of laboratory equipment and supplies; other*
13 *operating expenses in support of research and development;*
14 *and construction, alteration, repair, rehabilitation and ren-*
15 *ovation of facilities, not to exceed \$75,000 per project;*
16 *\$350,000,000, to remain available until September 30,*
17 *1996: Provided, That not more than \$50,567,000 of these*
18 *funds shall be available for procurement of laboratory*
19 *equipment, supplies, and other operating expenses in sup-*
20 *port of research and development.*

21 (72)Page 43, after line 13 insert:

1 ABATEMENT, CONTROL, AND COMPLIANCE

2 For abatement, control, and compliance activities, in-
3 cluding hire of passenger motor vehicles; hire, maintenance,
4 and operation of aircraft; purchase of reprints; library
5 memberships in societies or associations which issue publi-
6 cations to members only or at a price to members lower
7 than to subscribers who are not members; construction, al-
8 teration, repair, rehabilitation, and renovation of facilities,
9 not to exceed \$75,000 per project; and not to exceed \$6,000
10 for official reception and representation expenses;
11 \$1,427,000,000, to remain available until September 30,
12 1996: Provided, That not more than \$296,772,500 of these
13 funds shall be available for operating expenses: Provided
14 further, That none of the funds appropriated under this
15 head shall be available to the National Oceanic and Atmos-
16 pheric Administration pursuant to section 118(h)(3) of the
17 Federal Water Pollution Control Act, as amended: Provided
18 further, That none of these funds may be expended for pur-
19 poses of resource conservation and recovery panels estab-
20 lished under section 2003 of the Resource Conservation and
21 Recovery Act, as amended (42 U.S.C. 6913), or for support
22 to State, regional, local, and interstate agencies in accord-
23 ance with subtitle D of the Solid Waste Disposal Act, as
24 amended, other than section 4008(a)(2) or 4009 (42 U.S.C.
25 6948, 6949): Provided further, That from funds appro-

1 *priated under this heading, the Administrator may make*
2 *grants to federally recognized Indian governments for the*
3 *development of multimedia environmental programs.*

4 **(73)**Page 43, line 21, strike out **[\$935,000,000]** and
5 insert: *\$922,000,000*

6 **(74)**Page 43, strike out line 23

7 **(75)**Page 44, line 3, strike out all after “project,” down
8 to and including “expenses” in line 8 and insert:
9 *\$28,542,000*

10 **(76)**Page 44, strike out lines 9 to 14

11 **(77)**Page 44, after line 14 insert:

12 *BUILDINGS AND FACILITIES*

13 *For construction, repair, improvement, extension, al-*
14 *teration, and purchase of fixed equipment or facilities of,*
15 *or for use by, the Environmental Protection Agency,*
16 *\$43,870,000, to remain available until expended.*

17 **(78)**Page 44, line 22, strike out **[\$1,435,000,000]** and
18 insert: *\$1,200,000,000*

19 **(79)**Page 44, line 23, strike out **[\$1,185,000,000]** and
20 insert: *\$950,000,000*

21 **(80)**Page 45, line 9, after “CERCLA” insert: *: Provided*
22 *further, That \$15,384,000 of the funds appropriated under*

1 *this heading shall be transferred to the Office of Inspector*
2 *General appropriation to remain available until September*
3 *30, 1995*

4 **(81)**Page 46, line 3, after “contract” insert: : *Provided*
5 *further, That nothing in this paragraph shall prohibit the*
6 *Administrator from conforming the program standards and*
7 *criteria set forth herein, with subsequent authorization leg-*
8 *islation that may be enacted into law*

9 **(82)**Page 46, line 12, after “expenses” insert: : *Provided*
10 *further, That \$669,000 of the funds appropriated under this*
11 *heading shall be transferred to the Office of Inspector Gen-*
12 *eral appropriation to remain available until September 30,*
13 *1995*

14 **(83)**Page 46, strike out all after line 21 over to and
15 including line 25 on page 47

16 **(84)**Page 47, after line 25 insert:

17 *WATER INFRASTRUCTURE/STATE REVOLVING FUNDS*

18 *For necessary expenses for capitalization grants for*
19 *State revolving funds to support water infrastructure fi-*
20 *nancing, and to carry out the purposes of the Federal Water*
21 *Pollution Control Act, as amended, and the Water Quality*
22 *Act of 1987, \$3,400,000,000, to remain available until ex-*
23 *pended, of which \$22,500,000 shall be for making grants*
24 *under section 104(b)(3) of the Federal Water Pollution Con-*

1 *trol Act, as amended; \$100,000,000 shall be for making*
2 *grants under section 319 of the Federal Water Pollution*
3 *Control Act, as amended; \$52,500,000 shall be for section*
4 *510 of the Water Quality Act of 1987; \$47,500,000 shall*
5 *be made available in consultation with the appropriate bor-*
6 *der commission for architectural, engineering, and design,*
7 *and related activities in connection with wastewater facili-*
8 *ties in the vicinity of Nogales, Arizona, and Mexicali, Mex-*
9 *ico, and planning and design of other high priority*
10 *wastewater facilities in the area of the Mexican border, the*
11 *purpose of which facilities is to control municipal*
12 *wastewater from Mexico; \$50,000,000 shall be for grants to*
13 *the State of Texas, which shall be matched by an equal*
14 *amount of State funds from State sources, for the purpose*
15 *of improving wastewater treatment in colonias in that*
16 *State; \$10,000,000 shall be for a grant to the State of New*
17 *Mexico, which is to be matched by an equal amount of State*
18 *funds from State sources, for the purpose of improving*
19 *wastewater treatment in colonias in that State; \$70,000,000*
20 *shall be for making grants under section 1443(a) of the Pub-*
21 *lic Health Service Act; and, notwithstanding any other pro-*
22 *vision of law, \$369,700,000 shall be for making grants with*
23 *a 55 percent Federal share for the construction of*
24 *wastewater treatment facilities in accordance with the*
25 *terms and conditions specified for such grants in Senate*

1 *Report 103–311: Provided, That notwithstanding any other*
2 *provision of law, \$500,000,000 made available under this*
3 *heading in Public Law 103–124, and earmarked to not be-*
4 *come available until May 31, 1994, which date was ex-*
5 *tended to September 30, 1994, in Public Law 103–211, shall*
6 *be available immediately and without further authorization*
7 *for making grants with a 55 percent Federal share for the*
8 *construction of wastewater treatment facilities in accord-*
9 *ance with the terms and conditions specified for such grants*
10 *in Senate Report 103–311: Provided further, That the grant*
11 *awarded from funds appropriated under the paragraph*
12 *with the heading “Construction grants” in title III of the*
13 *Departments of Veterans Affairs and Housing and Urban*
14 *Development, and Independent Agencies Appropriations*
15 *Act, 1990 (103 Stat. 858) for construction of a connector*
16 *sewer line, consisting of a main trunk line and 4 pump*
17 *stations for the town of Honea Path, South Carolina, to*
18 *the wastewater treatment facility in the town of Ware*
19 *Shoals, South Carolina, shall include demolition of*
20 *Chiquola Mill Lagoon, Clatworthy Lagoon, Corner Creek*
21 *Lagoon, and Still Branch Lagoon: Provided further, That*
22 *none of the funds provided under this heading for State re-*
23 *volving funds shall be allocated based on the 1992 Needs*
24 *Survey Report to Congress.*

25 **(85)**Page 48, strike out line 1 and insert:

ADMINISTRATIVE PROVISIONS

1

2 **(86)**Page 48, after line 15 insert:

3 *None of the funds provided in this Act may be used*
4 *within the Environmental Protection Agency for any final*
5 *action by the Administrator or her delegate for signing and*
6 *publishing for promulgation of a rule concerning any new*
7 *standard for radon in drinking water.*

8 **(87)**Page 48, after line 15 insert:

9 *None of the funds provided in this Act may be used*
10 *during fiscal year 1995 to sign, promulgate, implement or*
11 *enforce the requirement proposed as “Regulation of Fuels*
12 *and Fuel Additives: Individual Foreign Refinery Baseline*
13 *Requirements for Reformulated Gasoline” at volume 59 of*
14 *the Federal Register at pages 22800 through 22814.*

15 **(88)**Page 48, after line 15 insert:

16 *SENSE OF THE SENATE REGARDING THE ENVIRONMENTAL*
17 *SELF-EVALUATION PRIVILEGE*

18 *(a) FINDINGS.—The Senate finds that—*

19 *(1) The intended effect of environmental protec-*
20 *tion statutes passed over the past three decades is to*
21 *improve and protect the natural and human environ-*
22 *ment.*

23 *(2) The President’s National Performance Re-*
24 *view concluded that the environmental laws and regu-*

1 *lations implemented over the past decade have led to*
2 *significant improvements in environmental quality.*

3 (3) *The National Performance Review further*
4 *concludes that many of these laws, however, place a*
5 *very real cost burden on local governments. Localities*
6 *now struggle to comply with new requirements of the*
7 *Safe Drinking Water Act, the Resource Conservation*
8 *and Recovery Act, the Clean Water Act, the Clean Air*
9 *Act, and Superfund, with little or no prospect of sig-*
10 *nificant increases in Federal grants and only limited*
11 *availability of loans in the future.*

12 (4) *The Environmental Protection Agency (EPA)*
13 *estimates that, by the year 2000, local governments*
14 *will need to spend nearly \$44,000,000,000 annually*
15 *to meet existing requirements.*

16 (5) *The National Performance Review states:*
17 *“With the opportunity to ‘reinvent’ the way EPA*
18 *works with State and local governments, EPA has a*
19 *chance to significantly increase the effectiveness of our*
20 *Nation’s environmental programs.*

21 (6) *The National Performance Review acknowl-*
22 *edged that there are numerous examples where the*
23 *failure of EPA to devise better ways to protect the en-*
24 *vironment affordably may result in just the opposite*
25 *of the intended effect.*

1 (7) *To further the goals of protecting and im-*
2 *proving the natural and human environment, the*
3 *States of Oregon, Indiana, Kentucky and Colorado*
4 *have passed laws establishing an “environmental self-*
5 *evaluation privilege”.*

6 (8) *The EPA is currently considering modifying*
7 *its existing environmental auditing policy.*

8 (b) *SENSE OF THE SENATE.—It is the sense of the Sen-*
9 *ate that—*

10 (1) *The National Performance Review is correct*
11 *in stating that EPA must recognize that increased*
12 *regulatory flexibility offers tremendous opportunity*
13 *for positive institutional change at Federal, State and*
14 *local levels.*

15 (2) *EPA must take advantage of these opportuni-*
16 *ties by finding ways to allow flexibility without com-*
17 *promising fairness, accountability and, above all, per-*
18 *formance.*

19 (3) *The EPA should seriously consider the “envi-*
20 *ronmental self-evaluation privilege”, as enacted into*
21 *law by the States of Oregon, Indiana, Kentucky and*
22 *Colorado, as a low-cost opportunity to increase per-*
23 *formance toward the intended effect of environmental*
24 *protection statutes to improve and protect the natural*
25 *and human environment.*

1 **(89)**Page 49, strike out lines 13 to 17

2 **(90)**Page 49, line 20, strike out all after “319” down
3 to and including “417” in line 21

4 **(91)**Page 50, line 3, strike out all after “319” down to
5 and including “417” in line 4

6 **(92)**Page 50, line 8, strike out **[\$145,000]** and insert:
7 *\$95,000*

8 **(93)**Page 50, line 23, strike out **[\$165,000,000]** and
9 insert: *\$162,000,000*

10 **(94)**Page 51, line 20, strike out **[\$220,345,000]** and
11 insert: *\$212,960,000*

12 **(95)**Page 56, line 5, strike out **[\$5,592,900,000]** and
13 insert: *\$5,573,900,000*

14 **(96)**Page 56, after line 7 insert:

15 *(INCLUDING RESCISSION OF FUNDS)*

16 **(97)**Page 56, after line 19 insert:

17 *Of the amounts provided under the heading, “CON-*
18 *STRUCTION OF FACILITIES”, for the Consortium for Inter-*
19 *national Earth Science Information Network in Public*
20 *Law 102–389, \$10,000,000 are rescinded.*

21 **(98)**Page 56, after line 19 insert:

1 *NATIONAL AERONAUTICAL FACILITIES*

2 *For construction of new national wind tunnel facili-*
3 *ties, including final design, modification of existing facili-*
4 *ties, necessary equipment, and for acquisition or condemna-*
5 *tion of real property as authorized by law, for the National*
6 *Aeronautics and Space Administration, \$400,000,000, to*
7 *remain available until March 31, 1997.*

8 **(99)**Page 57, line 14, strike out **【\$2,549,587,000】** and
9 insert: *\$2,559,587,000*

10 **(100)**Page 57, line 14, after “\$2,549,587,000” insert:
11 , *to remain available until September 30, 1996*

12 **(101)**Page 57, line 18, strike out **【\$16,000,000】** and
13 insert: *\$16,800,000*

14 **(102)**Page 57, strike out all after line 20 over to and
15 including line 9 on page 58

16 **(103)**Page 59, after line 2 insert:

17 *Notwithstanding the limitation on the availability of*
18 *funds appropriated for “Mission support”, amounts made*
19 *available by this Act for personnel and related costs and*
20 *travel expenses of the National Aeronautics and Space Ad-*
21 *ministration shall remain available until September 30,*
22 *1995 and may be used to enter into contracts for training,*
23 *investigations, cost associated with personnel relocation,*

1 *and for other services, to be provided during the next fiscal*
2 *year.*

3 **(104)**Page 60, after line 2 insert:

4 *The fourth proviso in the paragraph under the heading*
5 *“Science, space, and technology education trust fund” in*
6 *the Department of Housing and Urban Development—*
7 *Independent Agencies Appropriations Act, 1989 (Public*
8 *Law 101–404, 102 Stat. 1014, 1028) is amended by striking*
9 *out “for a ten-year period” and inserting in lieu thereof*
10 *“hereafter”.*

11 **(105)**Page 60, after line 2 insert:

12 *Notwithstanding any other provision of law or regula-*
13 *tion, the National Aeronautics and Space Administration*
14 *shall convey, without reimbursement, to the City of Slidell,*
15 *Louisiana, all rights, title, and interest of the United States*
16 *in the property, including all improvements thereon, known*
17 *as the Slidell Computer Complex, and consisting of ap-*
18 *proximately 14 acres in the City of Slidell, St. Tammany*
19 *Parish, Louisiana: Provided, That appropriated funds may*
20 *be used to effect this conveyance: Provided further, in con-*
21 *sideration of this conveyance, the National Aeronautics and*
22 *Space Administration may require such other terms and*
23 *conditions as the Administrator deems appropriate to pro-*
24 *tect the interests of the United States.*

1 **(106)**Page 60, after line 2 insert:

2 *Of amounts made available within this Act to the Na-*
3 *tional Aeronautics and Space Administration, not more*
4 *than \$108,900,000 shall be obligated to satisfy the require-*
5 *ments set forth in section 9(e)–(r) of the Small Business*
6 *Act, as amended (15 U.S.C. 638(e)–(r)), and any related*
7 *requirements, including such requirements enacted in Pub-*
8 *lic Law 102–564.*

9 **(107)**Page 60, line 21, strike out **[\$2,216,923,000]** and
10 insert: *\$2,300,000,000*

11 **(108)**Page 61, line 24, strike out **[\$105,000,000]** and
12 insert: *\$150,000,000*

13 **(109)**Page 62, line 7, strike out **[\$100,000,000]** and
14 insert: *\$300,000,000*

15 **(110)**Page 62, line 8, strike out all after “1996” down
16 to and including “1995” in line 10

17 **(111)**Page 62, line 10, after “1995” insert: *: Provided,*
18 *That \$190,000,000 of the funds under this heading are*
19 *available for obligation for the period September 1, 1995*
20 *through August 31, 1996*

21 **(112)**Page 62, line 18, strike out **[\$585,974,000]** and
22 insert: *\$605,974,000*

1 *SEC. 519. The budgetary resources made available to*
2 *the National Aeronautics and Space Administration in this*
3 *Act for fiscal year 1995 for procurement and procurement-*
4 *related expenses are hereby reduced by an additional*
5 *\$19,703,000.*

6 **(120)**Page 75, after line 13 insert:

7 *SEC. 520. None of the funds made available by this*
8 *or any other Act shall be used to publish, implement, or*
9 *enforce any regulations promulgated to carry out section*
10 *919 of the Housing and Community Development Act of*
11 *1992 before July 1, 1995.*

12 **(121)**Page 75, after line 13 insert:

13 *SEC. 521. None of the funds made available in this*
14 *Act to the Department of Housing and Urban Development*
15 *may be used to provide any individual assistance or benefit*
16 *to any individual or entity in the United States unless the*
17 *Federal entity or official to which the funds are made avail-*
18 *able takes reasonable actions to determine whether the indi-*
19 *vidual is in a lawful immigration status in the United*
20 *States: Provided, That in no case may a Federal entity,*
21 *official, or agent of any Federal entity or official discrimi-*
22 *nate against any individual with respect to filing, inquiry,*
23 *or adjudication of an application for funding made avail-*
24 *able in this Act on the basis of race, color, creed, handicap,*
25 *religion, sex, national origin, citizenship status or form of*

1 *lawful immigration status: Provided further, That for pur-*
2 *poses of this section, the term “individual assistance or ben-*
3 *efit” does not include search and rescue, emergency medical*
4 *care, emergency mass care, emergency shelter, clearance of*
5 *roads and construction of temporary bridges necessary to*
6 *the performance of emergency tasks and essential commu-*
7 *nity services, warning of further risks or hazards, dissemi-*
8 *nation of public information and assistance regarding*
9 *health and safety measures, the provision on an emergency*
10 *basis of food, water, medicine, and other essential needs,*
11 *including movement of supplies or persons, or reduction of*
12 *immediate threats to life, property, and public health and*
13 *safety: Provided further, That, notwithstanding any other*
14 *provision of this section, a homeless individual may, for*
15 *a period not to exceed 45 days, receive assistance from funds*
16 *made available under this Act to assist homeless individuals*
17 *pursuant to the Stewart B. McKinney Homeless Assistance*
18 *Act, regardless of the immigration status of such individual.*

19 **(122)**Page 75, after line 13 insert:

20 *SEC. 522. It is sense of the Senate that—*

21 *(1) the murders of a doctor, his escort, and the*
22 *wounding of another escort outside a reproductive*
23 *health clinic in Pensacola, Florida, on July 29, 1994,*
24 *were reprehensible acts of violence and terrorism;*

1 (2) *the Department of Justice, Federal Bureau of*
2 *Investigation, and Bureau of Alcohol, Tobacco, and*
3 *Firearms should undertake all enforcement and inves-*
4 *tigative activities under the Freedom of Access to*
5 *Clinic Entrances Act, and any other applicable laws,*
6 *that are necessary to ensure the safety of women seek-*
7 *ing to enter reproductive health clinics, their doctors,*
8 *and escorts and clinic workers and to demonstrate to*
9 *future potential perpetrators of such violence that*
10 *these laws will be strongly enforced nationwide;*

11 (3) *The Attorney General should utilize the full*
12 *extent of her authority to provide adequate protection*
13 *to women seeking to enter reproductive health clinics,*
14 *their doctors, and escorts and clinic workers; and*

15 (4) *all investigative and law enforcement activi-*
16 *ties undertaken by the Government in accordance*
17 *with this section should be conducted in a manner*
18 *that is fully consistent with the first amendment to*
19 *the Constitution.*

20 **(123)**Page 75, after line 13 insert:

1 TITLE VI
2 EMERGENCY SUPPLEMENTAL APPROPRIATIONS
3 DEPARTMENT OF HOUSING AND URBAN
4 DEVELOPMENT
5 COMMUNITY PLANNING AND DEVELOPMENT
6 COMMUNITY DEVELOPMENT GRANTS
7 For an additional amount for “Community develop-
8 ment grants”, as authorized under title I of the Housing
9 and Community Development Act of 1974, for emergency
10 expenses resulting from the January 1994 earthquake in
11 Southern California, \$225,000,000, to remain available
12 until September 30, 1996, of which \$50,000,000 shall be de-
13 rived by transfer from funds provided under the head “De-
14 partment of Education, Impact aid” in the Emergency
15 Supplemental Appropriations Act of 1994 (Public Law
16 103–211): Provided, That of the foregoing amount,
17 \$200,000,000 and \$25,000,000 shall be for the cities of Los
18 Angeles and Santa Monica, California, respectively: Pro-
19 vided further, That in administering these funds, the Sec-
20 retary may waive, or specify alternative requirements for,
21 any provision of any statute or regulation that the Sec-
22 retary administers in connection with the obligation by the
23 Secretary or any use by the recipient of these funds, except
24 for statutory requirements relating to fair housing and non-
25 discrimination, the environment, and labor standards,

1 upon finding that such waiver is required to facilitate the
2 obligation and use of such funds, and would not be incon-
3 sistent with the overall purpose of the statute or regulation:
4 Provided further, That the entire amount is designated by
5 Congress as an emergency requirement pursuant to section
6 251(b)(2)(D)(i) of the Balanced Budget and Emergency
7 Deficit Control Act of 1985, as amended.

8 For an additional amount for “Community develop-
9 ment grants”, for grants to States and units of general local
10 government and for related expenses, not otherwise provided
11 for, necessary for carrying out a community development
12 program as authorized by title I of the Housing and Com-
13 munity Development Act of 1974, to be used to assist States,
14 local communities, and businesses in recovering from the
15 flooding and damage caused by Tropical Storm Alberto and
16 other disasters, \$180,000,000, to remain available until ex-
17 pended: Provided, That the entire amount is designated by
18 the Congress as an emergency requirement pursuant to sec-
19 tion 251(b)(2)(D)(i) of the Balanced Budget and Emer-
20 gency Deficit Control Act of 1985: Provided further, That
21 the entire amount shall be available only to the extent of
22 an official budget request, for a specific dollar amount, that
23 includes designation of the entire amount of the request as
24 an emergency requirement, as defined in the Balanced
25 Budget and Emergency Deficit Control Act of 1985, is

1 *transmitted to the Congress: Provided further, That the Sec-*
2 *retary of Housing and Urban Development may waive any*
3 *provision of law (except for provisions relating to fair hous-*
4 *ing, the environment, or labor standards) if the Secretary*
5 *determines such waiver is necessary to facilitate the obliga-*
6 *tion of the entire amount: Provided further, That the Sec-*
7 *retary of Housing and Urban Development may transfer*
8 *up to \$50,000,000 to the HOME investment partnerships*
9 *program, as authorized under title II of the Cranston-Gon-*
10 *zalez National Affordable Housing Act, to be used for pur-*
11 *poses related to flooding and damage caused by Tropical*
12 *Storm Alberto and other disasters.*

13 *FEDERAL EMERGENCY MANAGEMENT AGENCY*

14 *For an additional amount for “Disaster assistance di-*
15 *rect loan program account” for the cost of direct loans,*
16 *\$12,500,000, as authorized by section 417 of the Robert T.*
17 *Stafford Disaster Relief and Emergency Assistance Act to*
18 *be used to assist local governments in recovering from flood-*
19 *ing and damage caused by Tropical Storm Alberto and*
20 *other disasters: Provided, That such costs, including the cost*
21 *of modifying such loans, shall be as defined in section 502*
22 *of the Congressional Budget Act of 1974: Provided further,*
23 *That these funds are available to subsidize gross obligations*
24 *for the principal amount of direct loans not to exceed*
25 *\$50,000,000 under section 417 of the Robert T. Stafford*

1 *Disaster Relief and Emergency Assistance Act: Provided*
2 *further, That any unused portion of the direct loan limita-*
3 *tion and subsidy shall be available until expended: Provided*
4 *further, That the entire amount is designated by the Con-*
5 *gress as an emergency requirement pursuant to section*
6 *251(b)(2)(D)(i) of the Balanced Budget and Emergency*
7 *Deficit Control Act of 1985: Provided further, That the en-*
8 *tire amount shall be available only to the extent of an offi-*
9 *cial budget request, for a specific dollar amount, that in-*
10 *cludes designation of the entire amount of the request as*
11 *an emergency requirement, as defined in the Balanced*
12 *Budget and Emergency Deficit Control Act of 1985, is*
13 *transmitted to the Congress.*

14 *DEPARTMENT OF TRANSPORTATION*

15 *FEDERAL HIGHWAY ADMINISTRATION*

16 *FEDERAL-AID HIGHWAYS*

17 *EMERGENCY RELIEF PROGRAM*

18 *(HIGHWAY TRUST FUND)*

19 *The matter under the heading in the Emergency Sup-*
20 *plemental Appropriations Act of 1994 (Public Law 103-*

- 1 211) is amended by deleting "\$950,000,000" and inserting
- 2 in lieu thereof "\$775,000,000".

Attest:

Secretary.

HR 4624 EAS—2

HR 4624 EAS—3

HR 4624 EAS—4

HR 4624 EAS—5