

104<sup>TH</sup> CONGRESS  
2<sup>D</sup> SESSION

# H. R. 3666

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IN THE SENATE OF THE UNITED STATES

JUNE 27, 1996

Received; read twice and referred to the Committee on Appropriations

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## 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, 1997, and for other purposes.



1 1312, 1977, and 2106, chapters 23, 51, 53, 55, and 61;  
2 50 U.S.C. App. 540–548; 43 Stat. 122, 123; 45 Stat. 735;  
3 76 Stat. 1198); \$18,497,854,000, to remain available  
4 until expended: *Provided*, That not to exceed \$26,417,000  
5 of the amount appropriated shall be reimbursed to “Gen-  
6 eral operating expenses” and “Medical care” for necessary  
7 expenses in implementing those provisions authorized in  
8 the Omnibus Budget Reconciliation Act of 1990, and in  
9 the Veterans’ Benefits Act of 1992 (38 U.S.C. chapters  
10 51, 53, and 55), the funding source for which is specifi-  
11 cally provided as the “Compensation and pensions” appro-  
12 priation: *Provided further*, That such sums as may be  
13 earned on an actual qualifying patient basis, shall be reim-  
14 bursed to “Medical facilities revolving fund” to augment  
15 the funding of individual medical facilities for nursing  
16 home care provided to pensioners as authorized by the  
17 Veterans’ Benefits Act of 1992 (38 U.S.C. chapter 55).

18

## READJUSTMENT BENEFITS

19 For the payment of readjustment and rehabilitation  
20 benefits to or on behalf of veterans as authorized by 38  
21 U.S.C. chapters 21, 30, 31, 34, 35, 36, 39, 51, 53, 55,  
22 and 61, \$1,227,000,000, to remain available until ex-  
23 pended: *Provided*, That funds shall be available to pay any  
24 court order, court award or any compromise settlement  
25 arising from litigation involving the vocational training

1 program authorized by section 18 of Public Law 98–77,  
2 as amended.

3 VETERANS INSURANCE AND INDEMNITIES

4 For military and naval insurance, national service life  
5 insurance, servicemen’s indemnities, service-disabled vet-  
6 erans insurance, and veterans mortgage life insurance as  
7 authorized by 38 U.S.C. chapter 19; 70 Stat. 887; 72  
8 Stat. 487, \$38,970,000, to remain available until ex-  
9 pended.

10 GUARANTY AND INDEMNITY PROGRAM ACCOUNT

11 (INCLUDING TRANSFER OF FUNDS)

12 For the cost of direct and guaranteed loans, such  
13 sums as may be necessary to carry out the program, as  
14 authorized by 38 U.S.C. chapter 37, as amended: *Pro-*  
15 *vided*, That such costs, including the cost of modifying  
16 such loans, shall be as defined in section 502 of the Con-  
17 gressional Budget Act of 1974, as amended.

18 In addition, for administrative expenses to carry out  
19 the direct and guaranteed loan programs, \$105,226,000,  
20 which may be transferred to and merged with the appro-  
21 priation for “General operating expenses”.

22 LOAN GUARANTY PROGRAM ACCOUNT

23 (INCLUDING TRANSFER OF FUNDS)

24 For the cost of direct and guaranteed loans, such  
25 sums as may be necessary to carry out the program, as

1 authorized by 38 U.S.C. chapter 37, as amended: *Pro-*  
2 *vided*, That such costs, including the cost of modifying  
3 such loans, shall be as defined in section 502 of the Con-  
4 gressional Budget Act of 1974, as amended.

5 In addition, for administrative expenses to carry out  
6 the direct and guaranteed loan programs, \$33,810,000,  
7 which may be transferred to and merged with the appro-  
8 priation for “General operating expenses”.

9 DIRECT LOAN PROGRAM ACCOUNT

10 (INCLUDING TRANSFER OF FUNDS)

11 For the cost of direct loans, such sums as may be  
12 necessary to carry out the program, as authorized by 38  
13 U.S.C. chapter 37, as amended: *Provided*, That such costs,  
14 including the cost of modifying such loans, shall be as de-  
15 fined in section 502 of the Congressional Budget Act of  
16 1974, as amended: *Provided further*, That during 1997,  
17 within the resources available, not to exceed \$300,000 in  
18 gross obligations for direct loans are authorized for spe-  
19 cially adapted housing loans.

20 In addition, for administrative expenses to carry out  
21 the direct loan program, \$80,000, which may be trans-  
22 ferred to and merged with the appropriation for “General  
23 operating expenses”.

## 1 EDUCATION LOAN FUND PROGRAM ACCOUNT

2 (INCLUDING TRANSFER OF FUNDS)

3 For the cost of direct loans, \$1,000, as authorized  
4 by 38 U.S.C. 3698, as amended: *Provided*, That such  
5 costs, including the cost of modifying such loans, shall be  
6 as defined in section 502 of the Congressional Budget Act  
7 of 1974, as amended: *Provided further*, That these funds  
8 are available to subsidize gross obligations for the prin-  
9 cipal amount of direct loans not to exceed \$3,000.

10 In addition, for administrative expenses necessary to  
11 carry out the direct loan program, \$195,000, which may  
12 be transferred to and merged with the appropriation for  
13 “General operating expenses”.

## 14 VOCATIONAL REHABILITATION LOANS PROGRAM ACCOUNT

15 (INCLUDING TRANSFER OF FUNDS)

16 For the cost of direct loans, \$49,000, as authorized  
17 by 38 U.S.C. chapter 31, as amended: *Provided*, That such  
18 costs, including the cost of modifying such loans, shall be  
19 as defined in section 502 of the Congressional Budget Act  
20 of 1974, as amended: *Provided further*, That these funds  
21 are available to subsidize gross obligations for the prin-  
22 cipal amount of direct loans not to exceed \$1,964,000.

23 In addition, for administrative expenses necessary to  
24 carry out the direct loan program, \$377,000, which may

1 be transferred to and merged with the appropriation for  
2 “General operating expenses”.

3 NATIVE AMERICAN VETERAN HOUSING LOAN PROGRAM

4 ACCOUNT

5 (INCLUDING TRANSFER OF FUNDS)

6 For administrative expenses to carry out the direct  
7 loan program authorized by 38 U.S.C. chapter 37, sub-  
8 chapter V, as amended, \$205,000, which may be trans-  
9 ferred to and merged with the appropriation for “General  
10 operating expenses”.

11 VETERANS HEALTH ADMINISTRATION

12 MEDICAL CARE

13 For necessary expenses for the maintenance and op-  
14 eration of hospitals, nursing homes, and domiciliary facili-  
15 ties; for furnishing, as authorized by law, inpatient and  
16 outpatient care and treatment to beneficiaries of the De-  
17 partment of Veterans Affairs, including care and treat-  
18 ment in facilities not under the jurisdiction of the Depart-  
19 ment; and furnishing recreational facilities, supplies, and  
20 equipment; funeral, burial, and other expenses incidental  
21 thereto for beneficiaries receiving care in the Department;  
22 administrative expenses in support of planning, design,  
23 project management, real property acquisition and disposi-  
24 tion, construction and renovation of any facility under the  
25 jurisdiction or for the use of the Department; oversight,

1 engineering and architectural activities not charged to  
2 project cost; repairing, altering, improving or providing fa-  
3 cilities in the several hospitals and homes under the juris-  
4 diction of the Department, not otherwise provided for, ei-  
5 ther by contract or by the hire of temporary employees  
6 and purchase of materials; uniforms or allowances there-  
7 for, as authorized by 5 U.S.C. 5901–5902; aid to State  
8 homes as authorized by 38 U.S.C. 1741; and not to exceed  
9 \$8,000,000 to fund cost comparison studies as referred  
10 to in 38 U.S.C. 8110(a)(5); \$17,008,447,000, plus reim-  
11 bursements: *Provided*, That of the funds made available  
12 under this heading, \$570,000,000 is for the equipment  
13 and land and structures object classifications only, which  
14 amount shall not become available for obligation until Au-  
15 gust 1, 1997, and shall remain available until September  
16 30, 1998.

17 MEDICAL AND PROSTHETIC RESEARCH

18 For necessary expenses in carrying out programs of  
19 medical and prosthetic research and development as au-  
20 thorized by 38 U.S.C. chapter 73, to remain available until  
21 September 30, 1998, \$257,000,000, plus reimbursements.

22 MEDICAL ADMINISTRATION AND MISCELLANEOUS

23 OPERATING EXPENSES

24 For necessary expenses in the administration of med-  
25 ical, hospital, nursing home, domiciliary, construction,

1 supply, and research activities, as authorized by law; ad-  
2 ministrative expenses in support of planning, design,  
3 project management, architectural, engineering, real prop-  
4 erty acquisition and disposition, construction and renova-  
5 tion of any facility under the jurisdiction or for the use  
6 of the Department of Veterans Affairs, including site ac-  
7 quisition; engineering and architectural activities not  
8 charged to project cost; and research and development in  
9 building construction technology; \$59,207,000, plus reim-  
10 bursements.

11                   TRANSITIONAL HOUSING LOAN PROGRAM

12                                 (INCLUDING TRANSFER OF FUNDS)

13         For the cost of direct loans, \$7,000, as authorized  
14 by Public Law 102–54, section 8, which shall be trans-  
15 ferred from the “General post fund”: *Provided*, That such  
16 costs, including the cost of modifying such loans, shall be  
17 as defined in section 502 of the Congressional Budget Act  
18 of 1974, as amended: *Provided further*, That these funds  
19 are available to subsidize gross obligations for the prin-  
20 cipal amount of direct loans not to exceed \$70,000.

21         In addition, for administrative expenses to carry out  
22 the direct loan program, \$54,000, which shall be trans-  
23 ferred from the “General post fund”, as authorized by  
24 Public Law 102–54, section 8.

1                   DEPARTMENTAL ADMINISTRATION  
2                   GENERAL OPERATING EXPENSES

3           For necessary operating expenses of the Department  
4 of Veterans Affairs, not otherwise provided for, including  
5 uniforms or allowances therefor; not to exceed \$25,000 for  
6 official reception and representation expenses; hire of pas-  
7 senger motor vehicles; and reimbursement of the General  
8 Services Administration for security guard services, and  
9 the Department of Defense for the cost of overseas em-  
10 ployee mail; \$823,584,000: *Provided further*, That during  
11 fiscal year 1997, notwithstanding any other provision of  
12 law, the number of individuals employed by the Depart-  
13 ment of Veterans Affairs (1) in other than “career ap-  
14 pointee” positions in the Senior Executive Service shall  
15 not exceed 6, and (2) in schedule C positions shall not  
16 exceed 11: *Provided further*, That funds under this head-  
17 ing shall be available to administer the Service Members  
18 Occupational Conversion and Training Act.

19                   NATIONAL CEMETERY SYSTEM

20           For necessary expenses for the maintenance and op-  
21 eration of the National Cemetery System, not otherwise  
22 provided for, including uniforms or allowances therefor;  
23 cemeterial expenses as authorized by law; purchase of two  
24 passenger motor vehicles for use in cemeterial operations;  
25 and hire of passenger motor vehicles, \$76,864,000.

## 1 OFFICE OF INSPECTOR GENERAL

2 For necessary expenses of the Office of Inspector  
3 General in carrying out the Inspector General Act of 1978,  
4 as amended, \$30,900,000.

## 5 CONSTRUCTION, MAJOR PROJECTS

6 For constructing, altering, extending and improving  
7 any of the facilities under the jurisdiction or for the use  
8 of the Department of Veterans Affairs, or for any of the  
9 purposes set forth in sections 316, 2404, 2406, 8102,  
10 8103, 8106, 8108, 8109, 8110, and 8122 of title 38, Unit-  
11 ed States Code, including planning, architectural and en-  
12 gineering services, maintenance or guarantee period serv-  
13 ices costs associated with equipment guarantees provided  
14 under the project, services of claims analysts, offsite utility  
15 and storm drainage system construction costs, and site ac-  
16 quisition, where the estimated cost of a project is  
17 \$3,000,000 or more or where funds for a project were  
18 made available in a previous major project appropriation,  
19 \$245,358,000, to remain available until expended: *Pro-*  
20 *vided*, That except for advance planning of projects funded  
21 through the advance planning fund and the design of  
22 projects funded through the design fund, none of these  
23 funds shall be used for any project which has not been  
24 considered and approved by the Congress in the budgetary  
25 process: *Provided further*, That funds provided in this ap-

1 appropriation for fiscal year 1997, for each approved project  
2 shall be obligated (1) by the awarding of a construction  
3 documents contract by September 30, 1997, and (2) by  
4 the awarding of a construction contract by September 30,  
5 1998: *Provided further*, That the Secretary shall promptly  
6 report in writing to the Comptroller General and to the  
7 Committees on Appropriations any approved major con-  
8 struction project in which obligations are not incurred  
9 within the time limitations established above; and the  
10 Comptroller General shall review the report in accordance  
11 with the procedures established by section 1015 of the Im-  
12 poundment Control Act of 1974 (title X of Public Law  
13 93-344): *Provided further*, That no funds from any other  
14 account except the "Parking revolving fund", may be obli-  
15 gated for constructing, altering, extending, or improving  
16 a project which was approved in the budget process and  
17 funded in this account until one year after substantial  
18 completion and beneficial occupancy by the Department  
19 of Veterans Affairs of the project or any part thereof with  
20 respect to that part only.

21 CONSTRUCTION, MINOR PROJECTS

22 For constructing, altering, extending, and improving  
23 any of the facilities under the jurisdiction or for the use  
24 of the Department of Veterans Affairs, including plan-  
25 ning, architectural and engineering services, maintenance

1 or guarantee period services costs associated with equip-  
2 ment guarantees provided under the project, services of  
3 claims analysts, offsite utility and storm drainage system  
4 construction costs, and site acquisition, or for any of the  
5 purposes set forth in sections 316, 2404, 2406, 8102,  
6 8103, 8106, 8108, 8109, 8110, and 8122 of title 38, Unit-  
7 ed States Code, where the estimated cost of a project is  
8 less than \$3,000,000; \$160,000,000, to remain available  
9 until expended, along with unobligated balances of pre-  
10 vious “Construction, minor projects” appropriations which  
11 are hereby made available for any project where the esti-  
12 mated cost is less than \$3,000,000: *Provided*, That funds  
13 in this account shall be available for (1) repairs to any  
14 of the nonmedical facilities under the jurisdiction or for  
15 the use of the Department which are necessary because  
16 of loss or damage caused by any natural disaster or catas-  
17 trophe, and (2) temporary measures necessary to prevent  
18 or to minimize further loss by such causes.

19 PARKING REVOLVING FUND

20 For the parking revolving fund as authorized by 38  
21 U.S.C. 8109, \$12,300,000, together with income from fees  
22 collected, to remain available until expended, which shall  
23 be available for all authorized expenses except operations  
24 and maintenance costs, which will be funded from “Medi-  
25 cal care”.

1 GRANTS FOR CONSTRUCTION OF STATE EXTENDED CARE  
2 FACILITIES

3 For grants to assist States to acquire or construct  
4 State nursing home and domiciliary facilities and to re-  
5 model, modify or alter existing hospital, nursing home and  
6 domiciliary facilities in State homes, for furnishing care  
7 to veterans as authorized by 38 U.S.C. 8131–8137,  
8 \$47,397,000, to remain available until expended.

9 GRANTS FOR THE CONSTRUCTION OF STATE VETERANS  
10 CEMETERIES

11 For grants to aid States in establishing, expanding,  
12 or improving State veteran cemeteries as authorized by 38  
13 U.S.C. 2408, \$1,000,000, to remain available until ex-  
14 pended.

15 FRANCHISE FUND  
16 (INCLUDING TRANSFER OF FUNDS)

17 There is hereby established in the Treasury a fran-  
18 chise fund pilot, as authorized by section 403 of Public  
19 Law 103–356, to be available as provided in such section  
20 for expenses and equipment necessary for the maintenance  
21 and operation of such administrative services as the Sec-  
22 retary determines may be performed more advantageously  
23 as central services: *Provided*, That any inventories, equip-  
24 ment and other assets pertaining to the services to be pro-  
25 vided by the franchise fund, either on hand or on order,  
26 less the related liabilities or unpaid obligations, and any

1 appropriations made hereafter for the purpose of provid-  
2 ing capital, shall be used to capitalize the franchise fund:  
3 *Provided further*, That the franchise fund may be paid in  
4 advance from funds available to the Department and other  
5 Federal agencies for which such centralized services are  
6 performed, at rates which will return in full all expenses  
7 of operation, including accrued leave, depreciation of fund  
8 plant and equipment, amortization of automated data  
9 processing (ADP) software and systems (either acquired  
10 or donated), and an amount necessary to maintain a rea-  
11 sonable operating reserve, as determined by the Secretary:  
12 *Provided further*, That the franchise fund shall provide  
13 services on a competitive basis: *Provided further*, That an  
14 amount not to exceed four percent of the total annual in-  
15 come to such fund may be retained in the fund for fiscal  
16 year 1997 and each fiscal year thereafter, to remain avail-  
17 able until expended, to be used for the acquisition of cap-  
18 ital equipment and for the improvement and implementa-  
19 tion of Departmental financial management, ADP, and  
20 other support systems: *Provided further*, That no later  
21 than thirty days after the end of each fiscal year amounts  
22 in excess of this reserve limitation shall be transferred to  
23 the Treasury: *Provided further*, That such franchise fund  
24 pilot shall terminate pursuant to section 403(f) of Public  
25 Law 103-356.

1 ADMINISTRATIVE PROVISIONS  
2 (INCLUDING TRANSFER OF FUNDS)

3 SEC. 101. Any appropriation for 1997 for “Com-  
4 pensation and pensions”, “Readjustment benefits”, and  
5 “Veterans insurance and indemnities” may be transferred  
6 to any other of the mentioned appropriations.

7 SEC. 102. Appropriations available to the Depart-  
8 ment of Veterans Affairs for 1997 for salaries and ex-  
9 penses shall be available for services authorized by 5  
10 U.S.C. 3109.

11 SEC. 103. No appropriations in this Act for the De-  
12 partment of Veterans Affairs (except the appropriations  
13 for “Construction, major projects”, “Construction, minor  
14 projects”, and the “Parking revolving fund”) shall be  
15 available for the purchase of any site for or toward the  
16 construction of any new hospital or home.

17 SEC. 104. No appropriations in this Act for the De-  
18 partment of Veterans Affairs shall be available for hos-  
19 pitalization or examination of any persons (except bene-  
20 ficiaries entitled under the laws bestowing such benefits  
21 to veterans, and persons receiving such treatment under  
22 5 U.S.C. 7901–7904 or 42 U.S.C. 5141–5204), unless re-  
23 imbursement of cost is made to the “Medical care” ac-  
24 count at such rates as may be fixed by the Secretary of  
25 Veterans Affairs.

1       SEC. 105. Appropriations available to the Depart-  
2 ment of Veterans Affairs for fiscal year 1997 for “Com-  
3 pensation and pensions”, “Readjustment benefits”, and  
4 “Veterans insurance and indemnities” shall be available  
5 for payment of prior year accrued obligations required to  
6 be recorded by law against the corresponding prior year  
7 accounts within the last quarter of fiscal year 1996.

8       SEC. 106. Appropriations accounts available to the  
9 Department of Veterans Affairs for fiscal year 1997 shall  
10 be available to pay prior year obligations of corresponding  
11 prior year appropriations accounts resulting from title X  
12 of the Competitive Equality Banking Act, Public Law  
13 100–86, except that if such obligations are from trust  
14 fund accounts they shall be payable from “Compensation  
15 and pensions”.

16       SEC. 107. Notwithstanding any other provision of  
17 law, during fiscal year 1997, the Secretary of Veterans  
18 Affairs shall, from the National Service Life Insurance  
19 Fund (38 U.S.C. 1920), the Veterans’ Special Life Insur-  
20 ance Fund (38 U.S.C. 1923), and the United States Gov-  
21 ernment Life Insurance Fund (38 U.S.C. 1955), reim-  
22 burse the “General operating expenses” account for the  
23 cost of administration of the insurance programs financed  
24 through those accounts: *Provided*, That reimbursement  
25 shall be made only from the surplus earnings accumulated

1 in an insurance program in fiscal year 1997, that are  
2 available for dividends in that program after claims have  
3 been paid and actuarially determined reserves have been  
4 set aside: *Provided further*, That if the cost of administra-  
5 tion of an insurance program exceeds the amount of sur-  
6 plus earnings accumulated in that program, reimburse-  
7 ment shall be made only to the extent of such surplus  
8 earnings: *Provided further*, That the Secretary shall deter-  
9 mine the cost of administration for fiscal year 1997, which  
10 is properly allocable to the provision of each insurance pro-  
11 gram and to the provision of any total disability income  
12 insurance included in such insurance program.

## 13 TITLE II

### 14 DEPARTMENT OF HOUSING AND URBAN

#### 15 DEVELOPMENT

#### 16 HOUSING PROGRAMS

#### 17 ANNUAL CONTRIBUTIONS FOR ASSISTED HOUSING

#### 18 (INCLUDING RESCISSION)

19 For assistance under the United States Housing Act  
20 of 1937, as amended (the “Act” herein) (42 U.S.C. 1437),  
21 not otherwise provided for, \$5,272,000,000 (reduced by  
22 \$140,000,000), to remain available until expended: *Pro-*  
23 *vided*, That of the total amount provided under this head,  
24 \$4,472,000,000 shall be for assistance under the United  
25 States Housing Act of 1937 (42 U.S.C. 1437) for use in

1 connection with expiring or terminating section 8 subsidy  
2 contracts of which \$875,000,000 shall be available on Sep-  
3 tember 15, 1997: *Provided further*, That the Secretary  
4 may determine not to apply section 8(o)(6)(B) of the Act  
5 to housing vouchers during fiscal year 1997: *Provided fur-*  
6 *ther*, That of the total amount provided under this head,  
7 \$800,000,000 (reduced by \$140,000,000) shall be for  
8 amendments to section 8 contracts other than contracts  
9 for projects developed under section 202 of the Housing  
10 Act of 1959, as amended: *Provided further*, That 50 per  
11 centum of the amounts of budget authority, or in lieu  
12 thereof 50 per centum of the cash amounts associated with  
13 such budget authority, that are recaptured from projects  
14 described in section 1012(a) of the Stewart B. McKinney  
15 Homeless Assistance Amendments Act of 1988 (Public  
16 Law 100-628, 102 Stat. 3224, 3268) shall be rescinded,  
17 or in the case of cash, shall be remitted to the Treasury,  
18 and such amounts of budget authority or cash recaptured  
19 and not rescinded or remitted to the Treasury shall be  
20 used by State housing finance agencies or local govern-  
21 ments or local housing agencies with projects approved by  
22 the Secretary of Housing and Urban Development for  
23 which settlement occurred after January 1, 1992, in ac-  
24 cordance with such section.

1 HOUSING FOR SPECIAL POPULATIONS: ELDERLY AND  
2 DISABLED

3 For capital advances, including amendments to cap-  
4 ital advance contracts, and for project rental assistance  
5 and amendments thereto, for Supportive Housing for the  
6 Elderly under section 202 of the Housing Act of 1959,  
7 as amended, \$595,000,000 (increased by \$100,000,000),  
8 to remain available until expended.

9 For capital advances, including amendments to cap-  
10 ital advance contracts, and for project rental assistance  
11 and amendments thereto, for Supportive Housing for Per-  
12 sons with Disabilities under section 811 of the Cranston-  
13 Gonzalez National Affordable Housing Act, \$174,000,000  
14 (increased by \$40,000,000), to remain available until ex-  
15 pended, of which 25 percent shall be used for tenant-based  
16 rental assistance under section 8(o) of the United States  
17 Housing Act of 1937 (42 U.S.C. 1437(o)), in addition to  
18 any other amounts available for section 8(o).

19 The Secretary may waive any provision of section 202  
20 of the Housing Act of 1959 and section 811 of the Cran-  
21 ston-Gonzalez National Affordable Housing Act (including  
22 the provisions governing the terms and conditions of  
23 project rental assistance) that the Secretary determines is  
24 not necessary to achieve the objectives of these programs,  
25 or that otherwise impedes the ability to develop, operate

1 or administer projects assisted under these programs, and  
2 may make provision for alternative conditions or terms  
3 where appropriate.

4 FLEXIBLE SUBSIDY FUND

5 (INCLUDING TRANSFER OF FUNDS)

6 From the fund established by section 236(g) of the  
7 National Housing Act, as amended, all uncommitted bal-  
8 ances of excess rental charges as of September 30, 1996,  
9 and any collection during fiscal year 1997, shall be trans-  
10 ferred, as authorized under such section, to the fund au-  
11 thorized under section 201(j) of the Housing and Commu-  
12 nity Development Amendments of 1978, as amended.

13 RENTAL HOUSING ASSISTANCE

14 (RESCISSION)

15 The limitation otherwise applicable to the maximum  
16 payments that may be required in any fiscal year by all  
17 contracts entered into under section 236 of the National  
18 Housing Act (12 U.S.C. 1715z-1) is reduced in fiscal year  
19 1997 by not more than \$2,000,000 in uncommitted bal-  
20 ances of authorizations provided for this purpose in appro-  
21 priations Acts.

22 PUBLIC AND INDIAN HOUSING

23 HOUSING CERTIFICATE FUND

24 For tenant-based assistance under section 8 of the  
25 United States Housing Act of 1937 (42 U.S.C. 1437f),

1 as amended, \$166,000,000, to remain available until ex-  
2 pended: *Provided*, That of the total amount provided  
3 under this head, \$50,000,000 shall be for nonelderly dis-  
4 abled families relocating pursuant to designation of a pub-  
5 lic housing development under section 7 of such Act: *Pro-*  
6 *vided further*, That the remainder of the amount provided  
7 under this head shall be used only for housing assistance  
8 for relocating residents of properties (i) that are eligible  
9 for assistance under the Low Income Housing Preserva-  
10 tion and Resident Homeownership Act of 1990  
11 (LIHPRHA) or the Emergency Low-Income Housing  
12 Preservation Act of 1987 (ELIHPA) in accordance with  
13 the terms and conditions of the tenth and eleventh provi-  
14 sos of the second undesignated paragraph under the head  
15 “Annual Contributions for Assisted Housing” in Public  
16 Law 104–134; (ii) that are owned by the Secretary and  
17 being disposed of; (iii) for which section 8 assistance is  
18 allocated under subsection (f) of section 204 of this Act  
19 (relating to portfolio reengineering); or (iv) subject to spe-  
20 cial workout assistance team intervention compliance ac-  
21 tions: *Provided further*, That notwithstanding any other  
22 provision of law, a public housing agency administering  
23 certificate or voucher assistance provided under subsection  
24 (b) or (o) of section 8 of the United States Housing Act  
25 of 1937, as amended, shall delay for 3 months, the use

1 of any amounts of such assistance (or the certificate or  
 2 voucher representing assistance amounts) made available  
 3 by the termination during fiscal year 1997 of such assist-  
 4 ance on behalf of any family for any reason, but not later  
 5 than October 1, 1997, with the exception of any certifi-  
 6 cates assigned or committed to project-based assistance as  
 7 permitted otherwise by the Act, accomplished prior to the  
 8 effective date of this Act: *Provided further*, That section  
 9 8(c)(2)(A) of the United States Housing Act of 1937, as  
 10 amended (42 U.S.C. 1437f(c)(2)(A)) is further amend-  
 11 ed—

12           (1) in the third sentence by inserting “and fis-  
 13           cal year 1997” after “1995”; and

14           (2) in the last sentence by inserting “and fiscal  
 15           year 1997” after “1995”.

16                           PUBLIC HOUSING OPERATING FUND

17           For payments to public housing agencies and Indian  
 18 housing authorities for operating subsidies for low-income  
 19 housing projects as authorized by section 9 of the United  
 20 States Housing Act of 1937, as amended (42 U.S.C.  
 21 1437g), \$2,850,000,000.

22                           PUBLIC HOUSING CAPITAL FUND

23                           (INCLUDING TRANSFERS OF FUNDS)

24           For the Public Housing Capital Fund program under  
 25 the United States Housing Act of 1937, as amended (42

1 U.S.C. 1437), \$2,700,000,000, to remain available until  
2 expended, of which \$2,415,000,000 shall be for mod-  
3 ernization of existing public housing projects;  
4 \$200,000,000 for Indian Housing Development;  
5 \$50,000,000 for grants to public housing agencies (includ-  
6 ing Indian housing authorities), nonprofit corporations,  
7 and other appropriate entities for a supportive services  
8 program to assist residents of public and assisted housing,  
9 former residents of such housing receiving tenant-based  
10 assistance under section 8 of such Act, and other low-in-  
11 come families and individuals, principally for the benefit  
12 of public housing residents, to become self-sufficient;  
13 \$20,000,000 for technical assistance for the inspection of  
14 public housing units, contract expertise, and training and  
15 technical assistance directly or indirectly, under grants,  
16 contracts, or cooperative agreements, to assist in the over-  
17 sight and management of public and Indian housing  
18 (whether or not the housing is being modernized with as-  
19 sistance under this proviso) or tenant-based assistance, in-  
20 cluding, but not limited to, an annual resident survey,  
21 data collection and analysis, training and technical assist-  
22 ance by or to officials and employees of the department  
23 and of public housing agencies and to residents in connec-  
24 tion with the public and Indian housing program or for  
25 carrying out activities under section 6(j) of the Act;

1 \$10,000,000 for the Tenant Opportunity Program; and  
2 \$5,000,000 for the Jobs-Plus Demonstration for Public  
3 Housing families: *Provided*, That all obligated and unobli-  
4 gated balances as of the end of fiscal year 1996 heretofore  
5 provided for the development or acquisition costs of public  
6 housing (including public housing for Indian families), for  
7 modernization of existing public housing projects (includ-  
8 ing such projects for Indian families), for public and In-  
9 dian housing amendments, for modernization and develop-  
10 ment technical assistance, for lease adjustments for the  
11 section 23 program, and for the Family Investment Cen-  
12 ters program shall be transferred to amounts made avail-  
13 able under this heading.

14 REVITALIZATION OF SEVERELY DISTRESSED PUBLIC  
15 HOUSING (HOPE VII)

16 For grants to public housing agencies for assisting  
17 in the demolition of obsolete public housing projects or  
18 portions thereof, the revitalization (where appropriate) of  
19 sites (including remaining public housing units) on which  
20 such projects are located, replacement housing which will  
21 avoid or lessen concentrations of very low-income families,  
22 and tenant-based assistance in accordance with section 8  
23 of the United States Housing Act of 1937; and for provid-  
24 ing replacement housing and assisting tenants to be dis-  
25 placed by the demolition, \$550,000,000, to remain avail-  
26 able until expended, of which the Secretary may use up

1 to \$2,500,000 for technical assistance, to be provided di-  
2 rectly or indirectly by grants, contracts or cooperative  
3 agreements, including training and cost of necessary travel  
4 for participants in such training, by or to officials and em-  
5 ployees of the Department and of public housing agencies  
6 and to residents: *Provided*, That, notwithstanding any  
7 other provision of law, the funds made available to the  
8 Housing Authority of New Orleans under HOPE VI for  
9 purposes of Desire Homes, shall not be obligated or ex-  
10 pended for on-site construction until an independent third  
11 party has determined whether the site is appropriate.

12 DRUG ELIMINATION GRANTS FOR LOW-INCOME HOUSING  
13 (INCLUDING TRANSFER OF FUNDS)

14 For grants to public and Indian housing agencies for  
15 use in eliminating crime in public housing projects author-  
16 ized by 42 U.S.C. 11901–11908, for grants for federally  
17 assisted low-income housing authorized by 42 U.S.C.  
18 11909, and for drug information clearinghouse services  
19 authorized by 42 U.S.C. 11921–11925, \$290,000,000, to  
20 remain available until expended, \$10,000,000 of which  
21 shall be for grants, technical assistance, contracts and  
22 other assistance training, program assessment, and execu-  
23 tion for or on behalf of public housing agencies and resi-  
24 dent organizations (including the cost of necessary travel  
25 for participants in such training), \$5,000,000 of which

1 shall be used in connection with efforts to combat violent  
2 crime in public and assisted housing under the Operation  
3 Safe Home program administered by the Inspector Gen-  
4 eral of the Department of Housing and Urban Develop-  
5 ment, and \$5,000,000 of which shall be transferred to the  
6 Office of Inspector General for Operation Safe Home: *Pro-*  
7 *vided*, That the term “drug-related crime”, as defined in  
8 42 U.S.C. 11905(2), shall also include other types of  
9 crime as determined by the Secretary.

10 INDIAN HOUSING LOAN GUARANTEE FUND PROGRAM

11 ACCOUNT

12 For the cost of guaranteed loans, as authorized by  
13 section 184 of the Housing and Community Development  
14 Act of 1992 (106 Stat. 3739), \$3,000,000: *Provided*, That  
15 such costs, including the costs of modifying such loans,  
16 shall be as defined in section 502 of the Congressional  
17 Budget Act of 1974, as amended: *Provided further*, That  
18 these funds are available to subsidize total loan principal,  
19 any part of which is to be guaranteed, not to exceed  
20 \$36,900,000.

21 COMMUNITY PLANNING AND DEVELOPMENT

22 COMMUNITY DEVELOPMENT BLOCK GRANTS FUND

23 (INCLUDING TRANSFER OF FUNDS)

24 For grants to States and units of general local gov-  
25 ernment and for related expenses, not otherwise provided

1 for, to carry out a community development grants pro-  
2 gram as authorized by title I of the Housing and Commu-  
3 nity Development Act of 1974, as amended (the “Act”  
4 herein) (42 U.S.C. 5301), \$4,600,000,000, to remain  
5 available until September 30, 1999, of which  
6 \$300,000,000 shall become available for obligation on  
7 September 30, 1997, and of which \$61,400,000 shall be  
8 for grants to Indian tribes notwithstanding section  
9 106(a)(1) of the Act: *Provided*, That \$2,100,000 shall be  
10 available as a grant to the Housing Assistance Council,  
11 \$1,000,000 shall be available as a grant to the National  
12 American Indian Housing Council, and \$49,000,000 shall  
13 be available for grants pursuant to section 107 of such  
14 Act, including up to \$14,000,000 for the development and  
15 operation of a management information system: *Provided*  
16 *further*, That not to exceed 20 percent of any grant made  
17 with funds appropriated herein (other than a grant made  
18 available under the preceding proviso to the Housing As-  
19 sistance Council or the National American Indian Housing  
20 Council, or a grant using funds under section 107(b)(3)  
21 of the Housing and Community Development Act of 1974,  
22 as amended) shall be expended for “Planning and Man-  
23 agement Development” and “Administration” as defined  
24 in regulations promulgated by the Department: *Provided*  
25 *further*, That for fiscal year 1997 and thereafter, section

1 105(a)(25) of such Act, shall continue to be effective and  
2 the termination and conforming provisions of section  
3 907(b)(2) of the Cranston-Gonzalez National Affordable  
4 Housing Act shall not be effective: *Provided further*, That  
5 section 916(f) of the Cranston-Gonzalez National Afford-  
6 able Housing Act is repealed.

7       Of the amount made available under this heading,  
8 notwithstanding any other provision of law, \$20,000,000  
9 shall be available for youthbuild program activities author-  
10 ized by subtitle D of title IV of the Cranston-Gonzalez  
11 National Affordable Housing Act, as amended, and such  
12 activities shall be an eligible activity with respect to any  
13 funds made available under this heading.

14       Of the amount made available under this heading,  
15 notwithstanding any other provision of law, \$60,000,000  
16 shall be available for the lead-based paint hazard reduc-  
17 tion program as authorized under sections 1011 and 1053  
18 of the Residential Lead-Based Hazard Reduction Act of  
19 1992.

20       For the cost of guaranteed loans, \$31,750,000, as au-  
21 thorized by section 108 of the Housing and Community  
22 Development Act of 1974: *Provided*, That such costs, in-  
23 cluding the cost of modifying such loans, shall be as de-  
24 fined in section 502 of the Congressional Budget Act of  
25 1974, as amended: *Provided further*, That these funds are

1 available to subsidize total loan principal, any part of  
2 which is to be guaranteed, not to exceed \$1,500,000,000,  
3 notwithstanding any aggregate limitation on outstanding  
4 obligations guaranteed in section 108(k) of the Housing  
5 and Community Development Act of 1974. In addition,  
6 for administrative expenses to carry out the guaranteed  
7 loan program, \$675,000 which shall be transferred to and  
8 merged with the appropriation for salaries and expenses.

9 HOME INVESTMENT PARTNERSHIPS PROGRAM

10 For the HOME investment partnerships program, as  
11 authorized under title II of the Cranston-Gonzalez Na-  
12 tional Affordable Housing Act (Public Law 101-625), as  
13 amended, \$1,400,000,000, to remain available until ex-  
14 pended: *Provided*, That \$21,000,000 shall be available for  
15 grants to Indian Tribes: *Provided further*, That up to 0.5  
16 percent, but not less than \$7,000,000, shall be available  
17 for the development and operation of a management infor-  
18 mation system: *Provided further*, That \$15,000,000 shall  
19 be available for Housing Counseling under section 106 of  
20 the Housing and Urban Development Act of 1968.

21 HOMELESS ASSISTANCE FUNDS

22 For the emergency shelter grants program (as au-  
23 thorized under subtitle B of title IV of the Stewart B.  
24 McKinney Homeless Assistance Act (Public Law 100-77),  
25 as amended); the supportive housing program (as author-  
26 ized under subtitle C of title IV of such Act); the section

1 8 moderate rehabilitation single room occupancy program  
2 (as authorized under the United States Housing Act of  
3 1937, as amended) to assist homeless individuals pursuant  
4 to section 441 of the Stewart B. McKinney Homeless As-  
5 sistance Act; and the shelter plus care program (as au-  
6 thorized under subtitle F of title IV of such Act),  
7 \$823,000,000, to remain available until expended.

8 HOUSING OPPORTUNITIES FOR PERSONS WITH AIDS  
9 (INCLUDING TRANSFER OF FUNDS)

10 For carrying out the Housing Opportunities for Per-  
11 sons with AIDS program, as authorized by the AIDS  
12 Housing Opportunity Act (42 U.S.C. 12901),  
13 \$171,000,000, to remain available until expended: *Pro-*  
14 *vided*, That any amounts previously appropriated for such  
15 program, and any related assets and liabilities, in the “An-  
16 nual contributions for assisted housing” account, shall be  
17 transferred to and merged with amounts in this account.

18 FEDERAL HOUSING ADMINISTRATION  
19 FHA—MUTUAL MORTGAGE INSURANCE PROGRAM  
20 ACCOUNT  
21 (INCLUDING TRANSFERS OF FUNDS)

22 During fiscal year 1997, commitments to guarantee  
23 loans to carry out the purposes of section 203(b) of the  
24 National Housing Act, as amended, shall not exceed a loan  
25 principal of \$110,000,000,000: *Provided*, That during fis-

1 cal year 1997, the Secretary shall sell assigned mortgage  
2 notes having an unpaid principal balance of up to  
3 \$2,000,000,000, which notes were originally insured under  
4 section 203(b) of the National Housing Act: *Provided fur-*  
5 *ther*, That the Secretary may use the amount of any nega-  
6 tive subsidy resulting from the sale of such assigned mort-  
7 gage notes during fiscal year 1997 for the purposes in-  
8 cluded under this heading.

9       During fiscal year 1997, obligations to make direct  
10 loans to carry out the purposes of section 204(g) of the  
11 National Housing Act, as amended, shall not exceed  
12 \$200,000,000: *Provided*, That the foregoing amount shall  
13 be for loans to nonprofit and governmental entities in con-  
14 nection with sales of single family real properties owned  
15 by the Secretary and formerly insured under section 203  
16 of such Act.

17       For administrative expenses necessary to carry out  
18 the guaranteed and direct loan program, \$341,595,000,  
19 to be derived from the FHA-mutual mortgage insurance  
20 guaranteed loans receipt account, of which not to exceed  
21 \$334,483,000 shall be transferred to the appropriation for  
22 departmental salaries and expenses; and of which not to  
23 exceed \$7,112,000 shall be transferred to the appropria-  
24 tion for the Office of Inspector General.



1 standing the expiration of any period of availability other-  
2 wise applicable to such amounts.

3       Gross obligations for the principal amount of direct  
4 loans, as authorized by sections 204(g), 207(l), 238(a),  
5 and 519(a) of the National Housing Act, shall not exceed  
6 \$120,000,000; of which not to exceed \$100,000,000 shall  
7 be for bridge financing in connection with the sale of mul-  
8 tifamily real properties owned by the Secretary and for-  
9 merly insured under such Act; and of which not to exceed  
10 \$20,000,000 shall be for loans to nonprofit and govern-  
11 mental entities in connection with the sale of single-family  
12 real properties owned by the Secretary and formerly in-  
13 sured under such Act.

14       In addition, for administrative expenses necessary to  
15 carry out the guaranteed and direct loan programs,  
16 \$202,470,000, of which \$198,299,000 shall be transferred  
17 to the appropriation for salaries and expenses; and of  
18 which \$4,171,000 shall be transferred to the appropriation  
19 for the Office of Inspector General.

20       GOVERNMENT NATIONAL MORTGAGE ASSOCIATION  
21       GUARANTEES OF MORTGAGE-BACKED SECURITIES LOAN  
22               GUARANTEE PROGRAM ACCOUNT  
23               (INCLUDING TRANSFER OF FUNDS)

24       During fiscal year 1997, new commitments to issue  
25 guarantees to carry out the purposes of section 306 of the

1 National Housing Act, as amended (12 U.S.C. 1721(g)),  
2 shall not exceed \$110,000,000,000.

3 For administrative expenses necessary to carry out  
4 the guaranteed mortgage-backed securities program,  
5 \$9,101,000, to be derived from the GNMA-guarantees of  
6 mortgage-backed securities guaranteed loan receipt ac-  
7 count, of which not to exceed \$9,101,000 shall be trans-  
8 ferred to the appropriation for salaries and expenses.

9 POLICY DEVELOPMENT AND RESEARCH

10 RESEARCH AND TECHNOLOGY

11 For contracts, grants, and necessary expenses of pro-  
12 grams of research and studies relating to housing and  
13 urban problems, not otherwise provided for, as authorized  
14 by title V of the Housing and Urban Development Act  
15 of 1970, as amended (12 U.S.C. 1701z-1 et seq.), includ-  
16 ing carrying out the functions of the Secretary under sec-  
17 tion 1(a)(1)(i) of Reorganization Plan No. 2 of 1968,  
18 \$34,000,000, to remain available until September 30,  
19 1998.

20 FAIR HOUSING AND EQUAL OPPORTUNITY

21 FAIR HOUSING ACTIVITIES

22 For contracts, grants, and other assistance, not oth-  
23 erwise provided for, as authorized by title VIII of the Civil  
24 Rights Act of 1968, as amended by the Fair Housing  
25 Amendments Act of 1988, and for contracts with qualified

1 fair housing enforcement organizations, as authorized by  
2 section 561 of the Housing and Community Development  
3 Act of 1987, as amended, \$30,000,000, to remain avail-  
4 able until September 30, 1998, of which \$15,000,000 shall  
5 be to carry out activities pursuant to section 561.

6 MANAGEMENT AND ADMINISTRATION

7 SALARIES AND EXPENSES

8 (INCLUDING TRANSFER OF FUNDS)

9 For necessary administrative and non-administrative  
10 expenses of the Department of Housing and Urban Devel-  
11 opment, not otherwise provided for, including not to ex-  
12 ceed \$7,000 for official reception and representation ex-  
13 penses, \$962,558,000 (reduced by \$1,411,000) (reduced  
14 by \$42,00,000), of which \$532,782,000 shall be provided  
15 from the various funds of the Federal Housing Adminis-  
16 tration, \$9,101,000 shall be provided from funds of the  
17 Government National Mortgage Association, and  
18 \$675,000 shall be provided from the Community Develop-  
19 ment Grants Program account.

20 OFFICE OF INSPECTOR GENERAL

21 (INCLUDING TRANSFER OF FUNDS)

22 For necessary expenses of the Office of Inspector  
23 General in carrying out the provisions of the Inspector  
24 General Act of 1978, as amended, \$52,850,000, of which  
25 \$11,283,000 shall be provided from the various funds of  
26 the Federal Housing Administration and \$5,000,000 shall

1 be provided from the amount earmarked for Operation  
 2 Safe Home in the Drug elimination grants for low income  
 3 housing account.

4 OFFICE OF FEDERAL HOUSING ENTERPRISE OVERSIGHT  
 5 SALARIES AND EXPENSES  
 6 (INCLUDING TRANSFER OF FUNDS)

7 For carrying out the Federal Housing Enterprise Fi-  
 8 nancial Safety and Soundness Act of 1992, \$14,895,000,  
 9 to remain available until expended, from the Federal  
 10 Housing Enterprise Oversight Fund: *Provided*, That such  
 11 amounts shall be collected by the Director as authorized  
 12 by section 1316(a) and (b) of such Act, and deposited in  
 13 the Fund under section 1316(f) of such Act.

14 ADMINISTRATIVE PROVISIONS

15 SEC. 201. MINIMUM RENTS.—Notwithstanding sec-  
 16 tion 3(a) and 8(o)(2) of the United States Housing Act  
 17 of 1937, as amended, for fiscal year 1997—

18 (1) public housing agencies shall require each  
 19 family who is assisted under the certificate or mod-  
 20 erate rehabilitation program under section 8 of such  
 21 Act to pay a minimum monthly rent of up to \$25;

22 (2) public housing agencies shall reduce the  
 23 monthly assistance payment on behalf of each family  
 24 who is assisted under the voucher program under

1 section 8 of such Act so that the family pays a mini-  
2 mum monthly rent of up to \$25;

3 (3) with respect to housing assisted under other  
4 programs for rental assistance under section 8 of  
5 such Act, the Secretary shall require each family  
6 who is assisted under such program to pay a mini-  
7 mum monthly rent of up to \$25; and

8 (4) public housing agencies shall require each  
9 family who is assisted under the public housing pro-  
10 gram (including public housing for Indian families)  
11 to pay a minimum monthly rent of up to \$25.

12 SEC. 202. ADMINISTRATIVE FEES.—Notwithstand-  
13 ing section 8(q) of the United States Housing Act of 1937,  
14 as amended—

15 (a) The Secretary shall establish fees for the cost of  
16 administering the certificate, voucher and moderate reha-  
17 bilitation programs.

18 (1)(A) For fiscal year 1997, the fee for each  
19 month for which a dwelling unit is covered by an as-  
20 sistance contract shall be 7.5 percent of the base  
21 amount, adjusted as provided herein, in the case of  
22 an agency that, on an annual basis, is administering  
23 a program of no more than 600 units, and 7 percent  
24 of the base amount, adjusted as provided herein, for  
25 each additional unit above 600.

1 (B) The base amount shall be the higher of—

2 (i) the fair market rental for fiscal year  
3 1993 for a 2-bedroom existing rental dwelling  
4 unit in the market area of the agency; and

5 (ii) such fair market rental for fiscal year  
6 1994, but not more than 103.5 percent of the  
7 amount determined under clause (i).

8 (C) The base amount shall be adjusted to re-  
9 flect changes in the wage data or other objectively  
10 measurable data that reflect the costs of administer-  
11 ing the program during fiscal year 1996; except that  
12 the Secretary may require that the base amount be  
13 not less than a minimum amount and not more than  
14 a maximum amount.

15 (2) For subsequent fiscal years, the Secretary  
16 shall publish a notice in the Federal Register, for  
17 each geographic area, establishing the amount of the  
18 fee that would apply for the agencies administering  
19 the program, based on changes in wage data or  
20 other objectively measurable data that reflect the  
21 cost of administering the program, as determined by  
22 the Secretary.

23 (3) The Secretary may increase the fee if nec-  
24 essary to reflect higher costs of administering small

1 programs and programs operating over large geo-  
2 graphic areas.

3 (4) The Secretary may decrease the fee for  
4 PHA-owned units.

5 (b) Beginning in fiscal year 1997 and thereafter, the  
6 Secretary shall also establish reasonable fees (as deter-  
7 mined by the Secretary) for—

8 (1) the costs of preliminary expenses, in the  
9 amount of \$500, for a public housing agency, but  
10 only in the first year it administers a tenant-based  
11 assistance program under the United States Hous-  
12 ing Act of 1937 and only if, immediately before the  
13 effective date of this Act, it was not administering  
14 a tenant-based assistance program under the 1937  
15 Act (as in effect immediately before the effective  
16 date of this Act), in connection with its initial incre-  
17 ment of assistance received;

18 (2) the costs incurred in assisting families who  
19 experience difficulty (as determined by the Sec-  
20 retary) in obtaining appropriate housing under the  
21 program; and

22 (3) extraordinary costs approved by the Sec-  
23 retary.

24 SEC. 203. SINGLE FAMILY ASSIGNMENT PRO-  
25 GRAM.—Section 407(c) of the Balanced Budget Downpay-

1 ment Act, I (12 U.S.C. 1710 note), is amended by striking  
2 “October 1, 1996” and inserting “October 1, 1997”.

3 SEC. 204. FLEXIBLE AUTHORITY.—During fiscal  
4 year 1997 and fiscal years thereafter, the Secretary may  
5 manage and dispose of multifamily properties owned by  
6 the Secretary and multifamily mortgages held by the Sec-  
7 retary on such terms and conditions as the Secretary may  
8 determine, notwithstanding any other provision of law.

### 9 TITLE III

#### 10 INDEPENDENT AGENCIES

##### 11 AMERICAN BATTLE MONUMENTS COMMISSION

##### 12 SALARIES AND EXPENSES

13 For necessary expenses, not otherwise provided for,  
14 of the American Battle Monuments Commission, including  
15 the acquisition of land or interest in land in foreign coun-  
16 tries; purchases and repair of uniforms for caretakers of  
17 national cemeteries and monuments outside of the United  
18 States and its territories and possessions; rent of office  
19 and garage space in foreign countries; purchase (one for  
20 replacement only) and hire of passenger motor vehicles;  
21 and insurance of official motor vehicles in foreign coun-  
22 tries, when required by law of such countries;  
23 \$22,265,000, to remain available until expended: *Pro-*  
24 *vided*, That where station allowance has been authorized  
25 by the Department of the Army for officers of the Army

1 serving the Army at certain foreign stations, the same al-  
 2 lowance shall be authorized for officers of the Armed  
 3 Forces assigned to the Commission while serving at the  
 4 same foreign stations, and this appropriation is hereby  
 5 made available for the payment of such allowance: *Pro-*  
 6 *vided further*, That when traveling on business of the Com-  
 7 mission, officers of the Armed Forces serving as members  
 8 or as Secretary of the Commission may be reimbursed for  
 9 expenses as provided for civilian members of the Commis-  
 10 sion: *Provided further*, That the Commission shall reim-  
 11 burse other Government agencies, including the Armed  
 12 Forces, for salary, pay, and allowances of personnel as-  
 13 signed to it.

14 DEPARTMENT OF THE TREASURY

15 COMMUNITY DEVELOPMENT FINANCIAL INSTITUTIONS

16 COMMUNITY DEVELOPMENT FINANCIAL INSTITUTIONS

17 FUND PROGRAM ACCOUNT

18 For grants, loans, and technical assistance to qualify-  
 19 ing community development lenders, and administrative  
 20 expenses of the Fund, \$45,000,000, to remain available  
 21 until September 30, 1998, of which \$8,000,000 may be  
 22 used for the cost of direct loans, and up to \$800,000 may  
 23 be used for administrative expenses to carry out the direct  
 24 loan program: *Provided*, That the cost of direct loans, in-  
 25 cluding the cost of modifying such loans, shall be as de-

1 fined in section 502 of the Congressional Budget Act of  
2 1974: *Provided further*, That not more than \$19,400,000  
3 of the funds made available under this heading may be  
4 used for programs and activities authorized in section 114  
5 of the Community Development Banking and Financial  
6 Institutions Act of 1994.

7           CONSUMER PRODUCT SAFETY COMMISSION

8                           SALARIES AND EXPENSES

9           For necessary expenses of the Consumer Product  
10 Safety Commission, including hire of passenger motor ve-  
11 hicles, services as authorized by 5 U.S.C. 3109, but at  
12 rates for individuals not to exceed the per diem rate equiv-  
13 alent to the rate for GS-18, purchase of nominal awards  
14 to recognize non-Federal officials' contributions to Com-  
15 mission activities, and not to exceed \$500 for official re-  
16 ception and representation expenses, \$42,500,000.

17 CORPORATION FOR NATIONAL AND COMMUNITY SERVICE

18           NATIONAL AND COMMUNITY SERVICE PROGRAMS

19                           OPERATING EXPENSES

20                                   (INCLUDING TRANSFER OF FUNDS)

21           For necessary expenses for the Corporation for Na-  
22 tional and Community Service (referred to in the matter  
23 under this heading as the "Corporation") in carrying out  
24 programs, activities, and initiatives under the National  
25 and Community Service Act of 1990 (referred to in the

1 matter under this heading as the “Act”) (42 U.S.C. 12501  
2 et seq.), \$365,000,000, of which \$265,000,000 shall be  
3 available for obligation from September 1, 1997, through  
4 September 30, 1998: *Provided*, That not more than  
5 \$25,000,000 shall be available for administrative expenses  
6 authorized under section 501(a)(4) of the Act (42 U.S.C.  
7 12671(a)(4)): *Provided further*, That not more than  
8 \$2,500 shall be for official reception and representation  
9 expenses: *Provided further*, That not more than  
10 \$40,000,000, to remain available without fiscal year limi-  
11 tation, shall be transferred to the National Service Trust  
12 account for educational awards authorized under subtitle  
13 D of title I of the Act (42 U.S.C. 12601 et seq.): *Provided*  
14 *further*, That not more than \$201,000,000 of the amount  
15 provided under this heading shall be available for grants  
16 under the National Service Trust program authorized  
17 under subtitle C of title I of the Act (42 U.S.C. 12571  
18 et seq.) (relating to activities including the Americorps  
19 program): *Provided further*, That not more than  
20 \$5,000,000 of the funds made available under this head-  
21 ing shall be made available for the Points of Light Foun-  
22 dation for activities authorized under title III of the Act  
23 (42 U.S.C. 12661 et seq.): *Provided further*, That no funds  
24 shall be available for national service programs run by  
25 Federal agencies authorized under section 121(b) of such

1 Act (42 U.S.C. 12571(b)): *Provided further*, That to the  
2 maximum extent feasible, funds appropriated in the pre-  
3 ceding proviso shall be provided in a manner that is con-  
4 sistent with the recommendations of peer review panels in  
5 order to ensure that priority is given to programs that  
6 demonstrate quality, innovation, replicability, and sustain-  
7 ability: *Provided further*, That not more than \$17,500,000  
8 of the funds made available under this heading shall be  
9 available for the Civilian Community Corps authorized  
10 under subtitle E of title I of the Act (42 U.S.C. 12611  
11 et seq.): *Provided further*, That not more than  
12 \$41,500,000 shall be available for school-based and com-  
13 munity-based service-learning programs authorized under  
14 subtitle B of title I of the Act (42 U.S.C. 12521 et seq.):  
15 *Provided further*, That not more than \$30,000,000 shall  
16 be available for quality and innovation activities author-  
17 ized under subtitle H of title I of the Act (42 U.S.C.  
18 12853 et seq.): *Provided further*, That not more than  
19 \$5,000,000 shall be available for audits and other evalua-  
20 tions authorized under section 179 of the Act (42 U.S.C.  
21 12639): *Provided further*, That no funds from any other  
22 appropriation, or from funds otherwise made available to  
23 the Corporation, shall be used to pay for personnel com-  
24 pensation and benefits, travel, or any other administrative  
25 expense for the Board of Directors, the Office of the Chief

1 Executive Officer, the Office of the Managing Director,  
2 the Office of the Chief Financial Officer, the Office of Na-  
3 tional and Community Service Programs, the Civilian  
4 Community Corps, or any field office or staff of the Cor-  
5 poration working on the National and Community Service  
6 or Civilian Community Corps programs: *Provided further*,  
7 That to the maximum extent practicable, the Corporation  
8 shall increase significantly the level of matching funds and  
9 in-kind contributions provided by the private sector, shall  
10 expand significantly the number of educational awards  
11 provided under subtitle D of title I, and shall reduce the  
12 total Federal costs per participant in all programs.

13 OFFICE OF INSPECTOR GENERAL

14 For necessary expenses of the Office of Inspector  
15 General in carrying out the provisions of the Inspector  
16 General Act of 1978, as amended, \$2,000,000.

17 COURT OF VETERANS APPEALS

18 SALARIES AND EXPENSES

19 For necessary expenses for the operation of the Unit-  
20 ed States Court of Veterans Appeals as authorized by 38  
21 U.S.C. sections 7251–7292, \$9,229,000 (increased by  
22 \$1,411,000), of which \$634,000, to remain available until  
23 September 30, 1998, shall be available for the purpose of  
24 providing financial assistance as described, and in accord-

1 ance with the process and reporting procedures set forth,  
2 under this heading in Public Law 102–227.

3 DEPARTMENT OF DEFENSE—CIVIL

4 CEMETERIAL EXPENSES, ARMY

5 SALARIES AND EXPENSES

6 For necessary expenses, as authorized by law, for  
7 maintenance, operation, and improvement of Arlington  
8 National Cemetery and Soldiers' and Airmen's Home Na-  
9 tional Cemetery, including the purchase of one passenger  
10 motor vehicle for replacement only, and not to exceed  
11 \$1,000 for official reception and representation expenses,  
12 \$11,600,000, to remain available until expended.

13 ENVIRONMENTAL PROTECTION AGENCY

14 SCIENCE AND TECHNOLOGY

15 For science and technology, including research and  
16 development activities, which shall include research and  
17 development activities under the Comprehensive Environ-  
18 mental Response, Compensation, and Liability Act of  
19 1980 (CERCLA), as amended; necessary expenses for per-  
20 sonnel and related costs and travel expenses, including  
21 uniforms, or allowances therefore, as authorized by 5  
22 U.S.C. 5901–5902; services as authorized by 5 U.S.C.  
23 3109, but at rates for individuals not to exceed the per  
24 diem rate equivalent to the rate for GS–18; procurement  
25 of laboratory equipment and supplies; other operating ex-

1 penses in support of research and development; construc-  
2 tion, alteration, repair, rehabilitation and renovation of fa-  
3 cilities, not to exceed \$75,000 per project, \$540,000,000  
4 (reduced by \$1,500,000), which shall remain available  
5 until September 30, 1998.

6 ENVIRONMENTAL PROGRAMS AND MANAGEMENT

7 For environmental programs and management, in-  
8 cluding necessary expenses, not otherwise provided for, for  
9 personnel and related costs and travel expenses, including  
10 uniforms, or allowances therefore, as authorized by 5  
11 U.S.C. 5901–5902; services as authorized by 5 U.S.C.  
12 3109, but at rates for individuals not to exceed the per  
13 diem rate equivalent to the rate for GS–18; hire of pas-  
14 senger motor vehicles; hire, maintenance, and operation  
15 of aircraft; purchase of reprints; library memberships in  
16 societies or associations which issue publications to mem-  
17 bers only or at a price to members lower than to subscrib-  
18 ers who are not members; construction, alteration, repair,  
19 rehabilitation, and renovation of facilities, not to exceed  
20 \$75,000 per project; and not to exceed \$6,000 for official  
21 reception and representation expenses, \$1,703,000,000  
22 (increased by \$1,500,000), which shall remain available  
23 until September 30, 1998.

## 1 OFFICE OF INSPECTOR GENERAL

2 For necessary expenses of the Office of Inspector  
3 General in carrying out the provisions of the Inspector  
4 General Act of 1978, as amended, and for construction,  
5 alteration, repair, rehabilitation, and renovation of facili-  
6 ties, not to exceed \$75,000 per project, \$28,500,000.

## 7 BUILDINGS AND FACILITIES

8 For construction, repair, improvement, extension, al-  
9 teration, and purchase of fixed equipment or facilities of,  
10 or for use by, the Environmental Protection Agency,  
11 \$107,220,000, to remain available until expended: *Pro-*  
12 *vided*, That EPA is authorized to establish and construct  
13 a consolidated research facility at Research Triangle Park,  
14 North Carolina, at a maximum total construction cost of  
15 \$232,000,000, and to obligate such monies as are made  
16 available by this Act for this purpose: *Provided further*,  
17 That EPA is authorized to construct such facility through  
18 multi-year contracts incrementally funded through appro-  
19 priations hereafter made available for this project: *Pro-*  
20 *vided further*, That, notwithstanding the previous provisos,  
21 for monies obligated pursuant to this authority, EPA may  
22 not obligate monies in excess of those provided in advance  
23 in annual appropriations, and such contracts shall clearly  
24 provide for this limitation.

1 HAZARDOUS SUBSTANCE SUPERFUND  
2 (INCLUDING TRANSFER OF FUNDS)

3 For necessary expenses to carry out the Comprehen-  
4 sive Environmental Response, Compensation, and Liabil-  
5 ity Act of 1980 (CERCLA), as amended, including sec-  
6 tions 111 (c)(3), (c)(5), (c)(6), and (e)(4) (42 U.S.C.  
7 9611), and for construction, alteration, repair, rehabilita-  
8 tion, and renovation of facilities, not to exceed \$75,000  
9 per project; not to exceed \$2,201,200,000, to remain avail-  
10 able until expended, consisting of \$1,951,200,000 as au-  
11 thorized by section 517(a) of the Superfund Amendments  
12 and Reauthorization Act of 1986 (SARA), as amended by  
13 Public Law 101–508, and \$250,000,000 as a payment  
14 from general revenues to the Hazardous Substance  
15 Superfund as authorized by section 517(b) of SARA, as  
16 amended by Public Law 101–508: *Provided*, That funds  
17 appropriated under this heading may be allocated to other  
18 Federal agencies in accordance with section 111(a) of  
19 CERCLA: *Provided further*, That \$11,000,000 of the  
20 funds appropriated under this heading shall be transferred  
21 to the “Office of Inspector General” appropriation to re-  
22 main available until September 30, 1997: *Provided further*,  
23 That notwithstanding section 111(m) of CERCLA or any  
24 other provision of law, not to exceed \$59,000,000 of the  
25 funds appropriated under this heading shall be available

1 to the Agency for Toxic Substances and Disease Registry  
2 to carry out activities described in sections 104(i),  
3 111(c)(4), and 111(c)(14) of CERCLA and section 118(f)  
4 of the Superfund Amendments and Reauthorization Act  
5 of 1986: *Provided further*, That \$35,000,000 of the funds  
6 appropriated under this heading shall be transferred to  
7 the “Science and technology” appropriation to remain  
8 available until September 30, 1998: *Provided further*, That  
9 none of the funds appropriated under this heading shall  
10 be available for the Agency for Toxic Substances and Dis-  
11 ease Registry to issue in excess of 40 toxicological profiles  
12 pursuant to section 104(i) of CERCLA during fiscal year  
13 1997: *Provided further*, That \$861,000,000 of the funds  
14 appropriated under this heading shall become available for  
15 obligation only upon the enactment of future appropria-  
16 tions legislation that specifically makes these funds avail-  
17 able for obligation: *Provided further*, That \$1,200,000 of  
18 the funds appropriated under this heading shall be used  
19 by the Agency for Toxic Substances and Disease Registry  
20 to conduct a health effects study of the Toms River Can-  
21 cer Cluster in the Toms River area in the State of New  
22 Jersey.

1 LEAKING UNDERGROUND STORAGE TANK TRUST FUND  
2 (INCLUDING TRANSFER OF FUNDS)

3 For necessary expenses to carry out leaking under-  
4 ground storage tank cleanup activities authorized by sec-  
5 tion 205 of the Superfund Amendments and Reauthoriza-  
6 tion Act of 1986, and for construction, alteration, repair,  
7 rehabilitation, and renovation of facilities, not to exceed  
8 \$75,000 per project, \$46,500,000 (increased by  
9 \$20,000,000), to remain available until expended: *Pro-*  
10 *vided*, That no more than \$7,000,000 shall be available  
11 for administrative expenses: *Provided further*, That  
12 \$577,000 shall be transferred to the “Office of Inspector  
13 General” appropriation to remain available until Septem-  
14 ber 30, 1997.

15 OIL SPILL RESPONSE  
16 (INCLUDING TRANSFER OF FUNDS)

17 For expenses necessary to carry out the Environ-  
18 mental Protection Agency’s responsibilities under the Oil  
19 Pollution Act of 1990, \$15,000,000, to be derived from  
20 the Oil Spill Liability trust fund, and to remain available  
21 until expended: *Provided*, That not more than \$8,000,000  
22 of these funds shall be available for administrative ex-  
23 penses.

## 1 STATE AND TRIBAL ASSISTANCE GRANTS

2 For environmental programs and infrastructure as-  
3 sistance, including capitalization grants for State revolv-  
4 ing funds and performance partnership grants,  
5 \$2,768,207,000, to remain available until expended, of  
6 which \$1,800,000,000 shall be for making capitalization  
7 grants for State revolving funds to support water infra-  
8 structure financing; \$100,000,000 for architectural, engi-  
9 neering, planning, design, construction and related activi-  
10 ties in connection with the construction of high priority  
11 water and wastewater facilities in the area of the United  
12 States-Mexico Border, after consultation with the appro-  
13 priate border commission; \$50,000,000 for grants to the  
14 State of Texas, which shall be matched by an equal  
15 amount of State funds from State resources, for the pur-  
16 pose of improving wastewater treatment for colonias;  
17 \$15,000,000 for grants to the State of Alaska subject to  
18 an appropriate cost share as determined by the Adminis-  
19 trator, to address wastewater infrastructure needs of rural  
20 and Alaska Native Villages; \$129,000,000 for making  
21 grants for the construction of wastewater treatment facili-  
22 ties and the development of groundwater in accordance  
23 with the terms and conditions specified for such grants  
24 in the Report accompanying this Act; and \$674,207,000  
25 for grants to States and federally recognized tribes for

1 multi-media or single media pollution prevention, control  
2 and abatement and related activities pursuant to the pro-  
3 visions set forth under this heading in Public Law 104-  
4 134: *Provided*, That, from funds appropriated under this  
5 heading, the Administrator may make grants to federally  
6 recognized Indian governments for the development of  
7 multi-media environmental programs: *Provided further*,  
8 That of the \$1,800,000,000 for capitalization grants for  
9 State revolving funds to support water infrastructure fi-  
10 nancing, \$450,000,000 shall be for drinking water State  
11 revolving funds, but if no drinking water State revolving  
12 fund legislation is enacted by June 1, 1997, these funds  
13 shall immediately be available for making capitalization  
14 grants under title VI of the Federal Water Pollution Con-  
15 trol Act, as amended.

16 WORKING CAPITAL FUND

17 (INCLUDING TRANSFER OF FUNDS)

18 There is hereby established in the Treasury a fran-  
19 chise fund pilot to be known as the “Working capital  
20 fund”, as authorized by section 403 of Public Law 103-  
21 356, to be available as provided in such section for ex-  
22 penses and equipment necessary for the maintenance and  
23 operation of such administrative services as the Adminis-  
24 trator determines may be performed more advantageously  
25 as central services: *Provided*, That any inventories, equip-

1 ment, and other assets pertaining to the services to be pro-  
2 vided by such fund, either on hand or on order, less the  
3 related liabilities or unpaid obligations, and any appropria-  
4 tions made hereafter for the purpose of providing capital,  
5 shall be used to capitalize such fund: *Provided further,*  
6 That such fund shall be paid in advance from funds avail-  
7 able to the Agency and other Federal agencies for which  
8 such centralized services are performed, at rates which will  
9 return in full all expenses of operation, including accrued  
10 leave, depreciation of fund plant and equipment, amortiza-  
11 tion of automated data processing (ADP) software and  
12 systems (either acquired or donated), and an amount nec-  
13 essary to maintain a reasonable operating reserve, as de-  
14 termined by the Administrator: *Provided further,* That  
15 such fund shall provide services on a competitive basis:  
16 *Provided further,* That an amount not to exceed four per-  
17 cent of the total annual income to such fund may be re-  
18 tained in the fund for fiscal year 1997 and each fiscal  
19 year thereafter, to remain available until expended, to be  
20 used for the acquisition of capital equipment and for the  
21 improvement and implementation of Agency financial  
22 management, ADP, and other support systems: *Provided*  
23 *further,* That no later than thirty days after the end of  
24 each fiscal year amounts in excess of this reserve limita-  
25 tion shall be transferred to the Treasury: *Provided further,*

1 That such franchise fund pilot shall terminate pursuant  
2 to section 403(f) of Public Law 103–356.

3 ADMINISTRATIVE PROVISION

4 SEC. 301. Notwithstanding any other provision of  
5 law, funds made available in this Act to the Environmental  
6 Protection Agency for any account, program or project  
7 may be transferred to Science and Technology for nec-  
8 essary research activities, subject to the terms and condi-  
9 tions set forth in the Report accompanying this Act.

10 EXECUTIVE OFFICE OF THE PRESIDENT

11 OFFICE OF SCIENCE AND TECHNOLOGY POLICY

12 For necessary expenses of the Office of Science and  
13 Technology Policy, in carrying out the purposes of the Na-  
14 tional Science and Technology Policy, Organization, and  
15 Priorities Act of 1976 (42 U.S.C. 6601 and 6671), hire  
16 of passenger motor vehicles, and services as authorized by  
17 5 U.S.C. 3109, not to exceed \$2,500 for official reception  
18 and representation expenses, and rental of conference  
19 rooms in the District of Columbia, \$4,932,000.

20 COUNCIL ON ENVIRONMENTAL QUALITY AND OFFICE OF

21 ENVIRONMENTAL QUALITY

22 For necessary expenses to continue functions as-  
23 signed to the Council on Environmental Quality and Office  
24 of Environmental Quality pursuant to the National Envi-  
25 ronmental Policy Act of 1969, the Environmental Quality

1 Improvement Act of 1970, and Reorganization Plan No.  
2 1 of 1977, \$2,250,000.

3 FEDERAL EMERGENCY MANAGEMENT AGENCY

4 DISASTER RELIEF

5 For necessary expenses in carrying out the Robert  
6 T. Stafford Disaster Relief and Emergency Assistance Act  
7 (42 U.S.C. 5121 et seq.), \$1,120,000,000, and, notwith-  
8 standing 42 U.S.C. 5203, to become available for obliga-  
9 tion on September 30, 1997, and remain available until  
10 expended.

11 DISASTER ASSISTANCE DIRECT LOAN PROGRAM ACCOUNT

12 For the cost of direct loans, \$1,385,000, as author-  
13 ized by section 319 of the Robert T. Stafford Disaster Re-  
14 lief and Emergency Assistance Act (42 U.S.C. 5121 et  
15 seq.): *Provided*, That such costs, including the cost of  
16 modifying such loans, shall be as defined in section 502  
17 of the Congressional Budget Act of 1974, as amended:  
18 *Provided further*, That these funds are available to sub-  
19 sidize gross obligations for the principal amount of direct  
20 loans not to exceed \$25,000,000.

21 In addition, for administrative expenses to carry out  
22 the direct loan program, \$548,000.

23 SALARIES AND EXPENSES

24 For necessary expenses, not otherwise provided for,  
25 including hire and purchase of motor vehicles (31 U.S.C.

1 1343); uniforms, or allowances therefor, as authorized by  
2 5 U.S.C. 5901–5902; services as authorized by 5 U.S.C.  
3 3109, but at rates for individuals not to exceed the per  
4 diem rate equivalent to the rate for GS–18; expenses of  
5 attendance of cooperating officials and individuals at  
6 meetings concerned with the work of emergency prepared-  
7 ness; transportation in connection with the continuity of  
8 Government programs to the same extent and in the same  
9 manner as permitted the Secretary of a Military Depart-  
10 ment under 10 U.S.C. 2632; and not to exceed \$2,500  
11 for official reception and representation expenses,  
12 \$168,000,000.

13 OFFICE OF INSPECTOR GENERAL

14 For necessary expenses of the Office of Inspector  
15 General in carrying out the provisions of the Inspector  
16 General Act of 1978, as amended, \$4,533,000.

17 EMERGENCY MANAGEMENT PLANNING AND ASSISTANCE

18 For necessary expenses, not otherwise provided for,  
19 to carry out activities under the National Flood Insurance  
20 Act of 1968, as amended, and the Flood Disaster Protec-  
21 tion Act of 1973, as amended (42 U.S.C. 4001 et seq.),  
22 the Robert T. Stafford Disaster Relief and Emergency As-  
23 sistance Act (42 U.S.C. 5121 et seq.), the Earthquake  
24 Hazards Reduction Act of 1977, as amended (42 U.S.C.  
25 7701 et seq.), the Federal Fire Prevention and Control

1 Act of 1974, as amended (15 U.S.C. 2201 et seq.), the  
2 Defense Production Act of 1950, as amended (50 U.S.C.  
3 App. 2061 et seq.), sections 107 and 303 of the National  
4 Security Act of 1947, as amended (50 U.S.C. 404–405),  
5 and Reorganization Plan No. 3 of 1978, \$209,101,000.

6 EMERGENCY FOOD AND SHELTER PROGRAM

7 To carry out an emergency food and shelter program  
8 pursuant to title III of Public Law 100–77, as amended,  
9 \$100,000,000: *Provided*, That total administrative costs  
10 shall not exceed three and one-half percent of the total  
11 appropriation.

12 NATIONAL FLOOD INSURANCE FUND

13 For activities under the National Flood Insurance  
14 Act of 1968, the Flood Disaster Protection Act of 1973,  
15 and the National Flood Insurance Reform Act of 1994,  
16 not to exceed \$20,981,000 for salaries and expenses asso-  
17 ciated with flood mitigation and flood insurance oper-  
18 ations, and not to exceed \$78,464,000 for flood mitigation,  
19 including up to \$20,000,000 for expenses under section  
20 1366 of the National Flood Insurance Act, which amount  
21 shall be available until September 30, 1998. In fiscal year  
22 1997, no funds in excess of (1) \$47,000,000 for operating  
23 expenses, (2) \$335,680,000 for agents' commissions and  
24 taxes, and (3) \$35,000,000 for interest on Treasury bor-  
25 rowings shall be available from the National Flood Insur-

1 ance Fund without prior notice to the Committees on Ap-  
2 propriations. For fiscal year 1997, flood insurance rates  
3 shall not exceed the level authorized by the National Flood  
4 Insurance Reform Act of 1994.

5 WORKING CAPITAL FUND

6 For the establishment of a working capital fund for  
7 the Federal Emergency Management Agency, to be avail-  
8 able without fiscal year limitation, for expenses and equip-  
9 ment necessary for maintenance and operations of such  
10 administrative services as the Director determines may be  
11 performed more advantageously as central services: *Pro-*  
12 *vided*, That any inventories, equipment, and other assets  
13 pertaining to the services to be provided by such fund, ei-  
14 ther on hand or on order, less the related liabilities or un-  
15 paid obligations, and any appropriations made hereafter  
16 for the purpose of providing capital, shall be used to cap-  
17 italize such fund: *Provided further*, That such fund shall  
18 be reimbursed or credited with advance payments from ap-  
19 plicable appropriations and funds of the Federal Emer-  
20 gency Management Agency, other Federal agencies, and  
21 other sources authorized by law for which such centralized  
22 services are performed, including supplies, materials, and  
23 services, at rates that will return in full all expenses of  
24 operation, including accrued leave, depreciation of fund  
25 plant and equipment, amortization of automated data  
26 processing (ADP) software and systems (either acquired

1 or donated), and an amount necessary to maintain a rea-  
2 sonable operating reserve as determined by the Director:  
3 *Provided further*, That income of such fund may be re-  
4 tained, to remain available until expended, for purposes  
5 of the fund: *Provided further*, That fees for services shall  
6 be established by the Director at a level to cover the total  
7 estimated costs of providing such services, such fees to be  
8 deposited in the fund shall remain available until expended  
9 for purposes of the fund: *Provided further*, That such fund  
10 shall terminate in a manner consistent with section 403(f)  
11 of Public Law 103-356.

12 ADMINISTRATIVE PROVISION

13 The Director of the Federal Emergency Management  
14 Agency shall promulgate through rulemaking a methodol-  
15 ogy for assessment and collection of fees to be assessed  
16 and collected beginning in fiscal year 1997 applicable to  
17 persons subject to the Federal Emergency Management  
18 Agency's radiological emergency preparedness regulations.  
19 The aggregate charges assessed pursuant to this section  
20 during fiscal year 1997 shall approximate, but not be less  
21 than, 100 per centum of the amounts anticipated by the  
22 Federal Emergency Management Agency to be obligated  
23 for its radiological emergency preparedness program for  
24 such fiscal year. The methodology for assessment and col-  
25 lection of fees shall be fair and equitable, and shall reflect  
26 the full amount of costs of providing radiological emer-

1 agency planning, preparedness, response and associated  
2 services. Such fees shall be assessed in a manner that re-  
3 flects the use of agency resources for classes of regulated  
4 persons and the administrative costs of collecting such  
5 fees. Fees received pursuant to this section shall be depos-  
6 ited in the general fund of the Treasury as offsetting re-  
7 ceipts. Assessment and collection of such fees are only au-  
8 thorized during fiscal year 1997.

9           GENERAL SERVICES ADMINISTRATION

10           CONSUMER INFORMATION CENTER FUND

11       For necessary expenses of the Consumer Information  
12 Center, including services authorized by 5 U.S.C. 3109,  
13 \$2,260,000, to be deposited into the Consumer Informa-  
14 tion Center Fund: *Provided*, That the appropriations, rev-  
15 enues and collections deposited into the fund shall be  
16 available for necessary expenses of Consumer Information  
17 Center activities in the aggregate amount of \$7,500,000.  
18 Administrative expenses of the Consumer Information  
19 Center in fiscal year 1997 shall not exceed \$2,602,000.  
20 Appropriations, revenues, and collections accruing to this  
21 fund during fiscal year 1997 in excess of \$7,500,000 shall  
22 remain in the fund and shall not be available for expendi-  
23 ture except as authorized in appropriations Acts: *Provided*  
24 *further*, That notwithstanding any other provision of law,  
25 the Consumer Information Center may accept and deposit

1 to this account, during fiscal year 1997, gifts for the pur-  
2 pose of defraying its costs of printing, publishing, and dis-  
3 tributing consumer information and educational material;  
4 may expend up to \$1,100,000 of those gifts for those pur-  
5 poses, in addition to amounts otherwise appropriated; and  
6 the balance shall remain available for expenditure for such  
7 purpose to the extent authorized in subsequent appropria-  
8 tions Acts.

9 NATIONAL AERONAUTICS AND SPACE ADMINISTRATION

10 HUMAN SPACE FLIGHT

11 For necessary expenses, not otherwise provided for,  
12 in the conduct and support of human space flight research  
13 and development activities, including research, develop-  
14 ment, operations, and services; maintenance; construction  
15 of facilities including repair, rehabilitation, and modifica-  
16 tion of real and personal property, and acquisition or con-  
17 demnation of real property, as authorized by law; space  
18 flight, spacecraft control and communications activities in-  
19 cluding operations, production, and services; and pur-  
20 chase, lease, charter, maintenance and operation of mis-  
21 sion and administrative aircraft, \$5,362,900,000, to re-  
22 main available until September 30, 1998.

23 SCIENCE, AERONAUTICS AND TECHNOLOGY

24 For necessary expenses, not otherwise provided for,  
25 in the conduct and support of science, aeronautics and

1 technology research and development activities, including  
2 research, development, operations, and services; mainte-  
3 nance; construction of facilities including repair, rehabili-  
4 tation, and modification of real and personal property, and  
5 acquisition or condemnation of real property, as author-  
6 ized by law; space flight, spacecraft control and commu-  
7 nications activities including operations, production, and  
8 services; and purchase, lease, charter, maintenance and  
9 operation of mission and administrative aircraft,  
10 \$5,662,100,000, to remain available until September 30,  
11 1998. Chapter VII of Public Law 104–6 is amended under  
12 the heading, “National Aeronautics and Space Adminis-  
13 tration” by replacing “September 30, 1997” with “Sep-  
14 tember 30, 1998” and “1996” with “1997”.

15 MISSION SUPPORT

16 For necessary expenses, not otherwise provided for,  
17 in carrying out mission support for human space flight  
18 programs and science, aeronautical, and technology pro-  
19 grams, including research operations and support; space  
20 communications activities including operations, production  
21 and services; maintenance; construction of facilities in-  
22 cluding repair, rehabilitation, and modification of facili-  
23 ties, minor construction of new facilities and additions to  
24 existing facilities, facility planning and design, environ-  
25 mental compliance and restoration, and acquisition or con-

1 demnation of real property, as authorized by law; program  
2 management; personnel and related costs, including uni-  
3 forms or allowances therefor, as authorized by 5 U.S.C.  
4 5901–5902; travel expenses; purchase, lease charter,  
5 maintenance, and operation of mission and administrative  
6 aircraft; not to exceed \$35,000 for official reception and  
7 representation expenses; and purchase (not to exceed 33  
8 for replacement only) and hire of passenger motor vehi-  
9 cles; \$2,562,200,000, to remain available until September  
10 30, 1998.

11 OFFICE OF INSPECTOR GENERAL

12 For necessary expenses of the Office of Inspector  
13 General in carrying out the Inspector General Act of 1978,  
14 as amended, \$17,000,000.

15 ADMINISTRATIVE PROVISIONS

16 (INCLUDING TRANSFER OF FUNDS)

17 Notwithstanding the limitation on the availability of  
18 funds appropriated for “Human space flight”, “Science,  
19 aeronautics and technology”, or “Mission support” by this  
20 appropriations Act, when (1) any activity has been initi-  
21 ated by the incurrence of obligations for construction of  
22 facilities as authorized by law, or (2) amounts are pro-  
23 vided for full-funding for the Tracking and Data Relay  
24 Satellite (TDRS) replenishment program, such amount  
25 available for such activity shall remain available until ex-  
26 pended. This provision does not apply to the amounts ap-

1 appropriated in “Mission support” pursuant to the author-  
2 ization for repair, rehabilitation and modification of facili-  
3 ties, minor construction of new facilities and additions to  
4 existing facilities, and facility planning and design.

5 Notwithstanding the limitation on the availability of  
6 funds appropriated for “Human space flight”, “Science,  
7 aeronautics and technology”, or “Mission support” by this  
8 appropriations Act, the amounts appropriated for con-  
9 struction of facilities shall remain available until Septem-  
10 ber 30, 1999.

11 Notwithstanding the limitation on the availability of  
12 funds appropriated for “Mission support” and “Office of  
13 Inspector General”, amounts made available by this Act  
14 for personnel and related costs and travel expenses of the  
15 National Aeronautics and Space Administration shall re-  
16 main available until September 30, 1997 and may be used  
17 to enter into contracts for training, investigations, cost as-  
18 sociated with personnel relocation, and for other services,  
19 to be provided during the next fiscal year.

20 NATIONAL CREDIT UNION ADMINISTRATION

21 CENTRAL LIQUIDITY FACILITY

22 During fiscal year 1997, gross obligations of the  
23 Central Liquidity Facility for the principal amount of new  
24 direct loans to member credit unions, as authorized by the  
25 National Credit Union Central Liquidity Facility Act (12

1 U.S.C. 1795), shall not exceed \$600,000,000: *Provided*,  
2 That administrative expenses of the Central Liquidity Fa-  
3 cility in fiscal year 1997 shall not exceed \$560,000: *Pro-*  
4 *vided further*, That \$1,000,000, together with amounts of  
5 principal and interest on loans repaid, to be available until  
6 expended, is available for loans to community development  
7 credit unions.

8 NATIONAL SCIENCE FOUNDATION

9 RESEARCH AND RELATED ACTIVITIES

10 For necessary expenses in carrying out the National  
11 Science Foundation Act of 1950, as amended (42 U.S.C.  
12 1861–1875), and the Act to establish a National Medal  
13 of Science (42 U.S.C. 1880–1881); services as authorized  
14 by 5 U.S.C. 3109; maintenance and operation of aircraft  
15 and purchase of flight services for research support; acqui-  
16 sition of aircraft; \$2,422,000,000 (increased by  
17 \$9,110,000), of which not to exceed \$226,000,000 shall  
18 remain available until expended for Polar research and op-  
19 erations support, and for reimbursement to other Federal  
20 agencies for operational and science support and logistical  
21 and other related activities for the United States Antarctic  
22 program; the balance to remain available until September  
23 30, 1998: *Provided*, That receipts for scientific support  
24 services and materials furnished by the National Research  
25 Centers and other National Science Foundation supported

1 research facilities may be credited to this appropriation:  
2 *Provided further*, That to the extent that the amount ap-  
3 propriated is less than the total amount authorized to be  
4 appropriated for included program activities, all amounts,  
5 including floors and ceilings, specified in the authorizing  
6 Act for those program activities or their subactivities shall  
7 be reduced proportionally.

8 MAJOR RESEARCH EQUIPMENT

9 For necessary expenses of major construction  
10 projects pursuant to the National Science Foundation Act  
11 of 1950, as amended, \$80,000,000, to remain available  
12 until expended.

13 EDUCATION AND HUMAN RESOURCES

14 For necessary expenses in carrying out science and  
15 engineering education and human resources programs and  
16 activities pursuant to the National Science Foundation  
17 Act of 1950, as amended (42 U.S.C. 1861–1875), includ-  
18 ing services as authorized by 5 U.S.C. 3109 and rental  
19 of conference rooms in the District of Columbia,  
20 \$612,000,000, to remain available until September 30,  
21 1998: *Provided*, That to the extent that the amount of  
22 this appropriation is less than the total amount authorized  
23 to be appropriated for included program activities, all  
24 amounts, including floors and ceilings, specified in the au-

1 authorizing Act for those program activities or their sub-  
2 activities shall be reduced proportionally.

3 SALARIES AND EXPENSES

4 For necessary salaries and expenses of the National  
5 Science Foundation Act of 1950, as amended (42 U.S.C.  
6 1861–1875); services authorized by 5 U.S.C. 3109; hire  
7 of passenger motor vehicles; not to exceed \$9,000 for offi-  
8 cial reception and representation expenses; uniforms or al-  
9 lowances therefor, as authorized by 5 U.S.C. 5901–5902;  
10 rental of conference rooms in the District of Columbia;  
11 reimbursement of the General Services Administration for  
12 security guard services and headquarters relocation;  
13 \$134,310,000 (reduced by \$9,110,000): *Provided*, That  
14 contracts may be entered into under salaries and expenses  
15 in fiscal year 1997 for maintenance and operation of facili-  
16 ties, and for other services, to be provided during the next  
17 fiscal year.

18 OFFICE OF INSPECTOR GENERAL

19 For necessary expenses of the Office of Inspector  
20 General as authorized by the Inspector General Act of  
21 1978, as amended, \$4,690,000, to remain available until  
22 September 30, 1998.

1 NEIGHBORHOOD REINVESTMENT CORPORATION  
2 PAYMENT TO THE NEIGHBORHOOD REINVESTMENT  
3 CORPORATION

4 For payment to the Neighborhood Reinvestment Cor-  
5 poration for use in neighborhood reinvestment activities,  
6 as authorized by the Neighborhood Reinvestment Corpora-  
7 tion Act (42 U.S.C. 8101–8107), \$50,000,000.

8 SELECTIVE SERVICE SYSTEM  
9 SALARIES AND EXPENSES

10 For necessary expenses of the Selective Service Sys-  
11 tem, including expenses of attendance at meetings and of  
12 training for uniformed personnel assigned to the Selective  
13 Service System, as authorized by 5 U.S.C. 4101–4118 for  
14 civilian employees; and not to exceed \$1,000 for official  
15 reception and representation expenses; \$22,930,000: *Pro-*  
16 *vided*, That during the current fiscal year, the President  
17 may exempt this appropriation from the provisions of 31  
18 U.S.C. 1341, whenever he deems such action to be nec-  
19 essary in the interest of national defense: *Provided further*,  
20 That none of the funds appropriated by this Act may be  
21 expended for or in connection with the induction of any  
22 person into the Armed Forces of the United States.

23 TITLE IV—GENERAL PROVISIONS

24 SEC. 401. Where appropriations in titles I, II, and  
25 III of this Act are expendable for travel expenses and no

1 specific limitation has been placed thereon, the expendi-  
2 tures for such travel expenses may not exceed the amounts  
3 set forth therefore in the budget estimates submitted for  
4 the appropriations: *Provided*, That this section shall not  
5 apply to travel performed by uncompensated officials of  
6 local boards and appeal boards of the Selective Service  
7 System; to travel performed directly in connection with  
8 care and treatment of medical beneficiaries of the Depart-  
9 ment of Veterans Affairs; to travel performed in connec-  
10 tion with major disasters or emergencies declared or deter-  
11 mined by the President under the provisions of the Robert  
12 T. Stafford Disaster Relief and Emergency Assistance  
13 Act; to travel performed by the Offices of Inspector Gen-  
14 eral in connection with audits and investigations; or to  
15 payments to interagency motor pools where separately set  
16 forth in the budget schedules: *Provided further*, That if  
17 appropriations in titles I, II, and III exceed the amounts  
18 set forth in budget estimates initially submitted for such  
19 appropriations, the expenditures for travel may cor-  
20 respondingly exceed the amounts therefore set forth in the  
21 estimates in the same proportion.

22       SEC. 402. Appropriations and funds available for the  
23 administrative expenses of the Department of Housing  
24 and Urban Development and the Selective Service System  
25 shall be available in the current fiscal year for purchase

1 of uniforms, or allowances therefor, as authorized by 5  
2 U.S.C. 5901–5902; hire of passenger motor vehicles; and  
3 services as authorized by 5 U.S.C. 3109.

4       SEC. 403. Funds of the Department of Housing and  
5 Urban Development subject to the Government Corpora-  
6 tion Control Act or section 402 of the Housing Act of  
7 1950 shall be available, without regard to the limitations  
8 on administrative expenses, for legal services on a contract  
9 or fee basis, and for utilizing and making payment for  
10 services and facilities of Federal National Mortgage Asso-  
11 ciation, Government National Mortgage Association, Fed-  
12 eral Home Loan Mortgage Corporation, Federal Financ-  
13 ing Bank, Federal Reserve banks or any member thereof,  
14 Federal Home Loan banks, and any insured bank within  
15 the meaning of the Federal Deposit Insurance Corporation  
16 Act, as amended (12 U.S.C. 1811–1831).

17       SEC. 404. 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. 405. No funds appropriated by this Act may be  
21 expended—

22               (1) pursuant to a certification of an officer or  
23               employee of the United States unless—

24                       (A) such certification is accompanied by,  
25                       or is part of, a voucher or abstract which de-

1           scribes the payee or payees and the items or  
2           services for which such expenditure is being  
3           made, or

4                   (B) the expenditure of funds pursuant to  
5           such certification, and without such a voucher  
6           or abstract, is specifically authorized by law;  
7           and

8           (2) unless such expenditure is subject to audit  
9           by the General Accounting Office or is specifically  
10          exempt by law from such audit.

11          SEC. 406. None of the funds provided in this Act to  
12          any department or agency may be expended for the trans-  
13          portation of any officer or employee of such department  
14          or agency between his domicile and his place of employ-  
15          ment, with the exception of any officer or employee au-  
16          thorized such transportation under 31 U.S.C. 1344 or 5  
17          U.S.C. 7905.

18          SEC. 407. None of the funds provided in this Act may  
19          be used for payment, through grants or contracts, to re-  
20          cipients that do not share in the cost of conducting re-  
21          search resulting from proposals not specifically solicited  
22          by the Government: *Provided*, That the extent of cost  
23          sharing by the recipient shall reflect the mutuality of in-  
24          terest of the grantee or contractor and the Government  
25          in the research.

1        SEC. 408. None of the funds in this Act may be used,  
2 directly or through grants, to pay or to provide reimburse-  
3 ment for payment of the salary of a consultant (whether  
4 retained by the Federal Government or a grantee) at more  
5 than the daily equivalent of the rate paid for Level IV  
6 of the Executive Schedule, unless specifically authorized  
7 by law.

8        SEC. 409. None of the funds provided in this Act  
9 shall be used to pay the expenses of, or otherwise com-  
10 pensate, non-Federal parties intervening in regulatory or  
11 adjudicatory proceedings. Nothing herein affects the au-  
12 thority of the Consumer Product Safety Commission pur-  
13 suant to section 7 of the Consumer Product Safety Act  
14 (15 U.S.C. 2056 et seq.).

15        SEC. 410. Except as otherwise provided under exist-  
16 ing law or under an existing Executive order issued pursu-  
17 ant to an existing law, the obligation or expenditure of  
18 any appropriation under this Act for contracts for any  
19 consulting service shall be limited to contracts which are  
20 (1) a matter of public record and available for public in-  
21 spection, and (2) thereafter included in a publicly available  
22 list of all contracts entered into within twenty-four months  
23 prior to the date on which the list is made available to  
24 the public and of all contracts on which performance has  
25 not been completed by such date. The list required by the

1 preceding sentence shall be updated quarterly and shall  
2 include a narrative description of the work to be per-  
3 formed under each such contract.

4       SEC. 411. Except as otherwise provided by law, no  
5 part of any appropriation contained in this Act shall be  
6 obligated or expended by any executive agency, as referred  
7 to in the Office of Federal Procurement Policy Act (41  
8 U.S.C. 401 et seq.), for a contract for services unless such  
9 executive agency (1) has awarded and entered into such  
10 contract in full compliance with such Act and the regula-  
11 tions promulgated thereunder, and (2) requires any report  
12 prepared pursuant to such contract, including plans, eval-  
13 uations, studies, analyses and manuals, and any report  
14 prepared by the agency which is substantially derived from  
15 or substantially includes any report prepared pursuant to  
16 such contract, to contain information concerning (A) the  
17 contract pursuant to which the report was prepared, and  
18 (B) the contractor who prepared the report pursuant to  
19 such contract.

20       SEC. 412. Except as otherwise provided in section  
21 406, none of the funds provided in this Act to any depart-  
22 ment or agency shall be obligated or expended to provide  
23 a personal cook, chauffeur, or other personal servants to  
24 any officer or employee of such department or agency.

1       SEC. 413. None of the funds provided in this Act to  
2 any department or agency shall be obligated or expended  
3 to procure passenger automobiles as defined in 15 U.S.C.  
4 2001 with an EPA estimated miles per gallon average of  
5 less than 22 miles per gallon.

6       SEC. 414. None of the funds appropriated in title I  
7 of this Act shall be used to enter into any new lease of  
8 real property if the estimated annual rental is more than  
9 \$300,000 unless the Secretary submits, in writing, a re-  
10 port to the Committees on Appropriations of the Congress  
11 and a period of 30 days has expired following the date  
12 on which the report is received by the Committees on Ap-  
13 propriations.

14       SEC. 415. (a) PURCHASE OF AMERICAN-MADE  
15 EQUIPMENT AND PRODUCTS.—It is the sense of the Con-  
16 gress that, to the greatest extent practicable, all equip-  
17 ment and products purchased with funds made available  
18 in this Act should be American-made.

19       (b) NOTICE REQUIREMENT.—In providing financial  
20 assistance to, or entering into any contract with, any en-  
21 tity using funds made available in this Act, the head of  
22 each Federal agency, to the greatest extent practicable,  
23 shall provide to such entity a notice describing the state-  
24 ment made in subsection (a) by the Congress.

1        SEC. 416. None of the funds appropriated in this Act  
2 may be used to implement any cap on reimbursements to  
3 grantees for indirect costs, except as published in Office  
4 of Management and Budget Circular A-21.

5        SEC. 417. Such sums as may be necessary for fiscal  
6 year 1997 pay raises for programs funded by this Act shall  
7 be absorbed within the levels appropriated in this Act.

8        SEC. 418. None of the funds made available in this  
9 Act may be used for any program, project, or activity,  
10 when it is made known to the Federal entity or official  
11 to which the funds are made available that the program,  
12 project, or activity is not in compliance with any Federal  
13 law relating to risk assessment, the protection of private  
14 property rights, or unfunded mandates.

15        SEC. 419. Such funds as may be necessary to carry  
16 out the orderly termination of the Office of Consumer Af-  
17 fairs shall be made available from funds appropriated to  
18 the Department of Health and Human Services for fiscal  
19 year 1997.

20        SEC. 420. Corporations and agencies of the Depart-  
21 ment of Housing and Urban Development which are sub-  
22 ject to the Government Corporation Control Act, as  
23 amended, are hereby authorized to make such expendi-  
24 tures, within the limits of funds and borrowing authority  
25 available to each such corporation or agency and in accord

1 with law, and to make such contracts and commitments  
2 without regard to fiscal year limitations as provided by  
3 section 104 of the Act as may be necessary in carrying  
4 out the programs set forth in the budget for 1997 for such  
5 corporation or agency except as hereinafter provided: *Pro-*  
6 *vided*, That collections of these corporations and agencies  
7 may be used for new loan or mortgage purchase commit-  
8 ments only to the extent expressly provided for in this Act  
9 (unless such loans are in support of other forms of assist-  
10 ance provided for in this or prior appropriations Acts), ex-  
11 cept that this proviso shall not apply to the mortgage in-  
12 surance or guaranty operations of these corporations, or  
13 where loans or mortgage purchases are necessary to pro-  
14 tect the financial interest of the United States Govern-  
15 ment.

16       SEC. 421. None of the funds appropriated or other-  
17 wise made available by this Act may be used to pay the  
18 salaries of personnel who approve a contract for the pur-  
19 chase, lease, or acquisition in any manner of supercomput-  
20 ing equipment or services after a preliminary determina-  
21 tion, as defined in 19 U.S.C. 1673b, or final determina-  
22 tion, as defined in 19 U.S.C. 1673d, by the Department  
23 of Commerce that an organization providing such super-  
24 computing equipment or services has offered such product  
25 at other than fair value.

1       SEC. 422. None of the funds made available in this  
2 Act for the National Aeronautics and Space Administra-  
3 tion may be used for the National Center for Science Lit-  
4 eracy, Education and Technology at the American Mu-  
5 seum of Natural History.

6       SEC. 423. (a) DENIAL OF FUNDS FOR PREVENTING  
7 ROTC ACCESS TO CAMPUS.—None of the funds made  
8 available in this Act may be provided by contract or by  
9 grant (including a grant of funds to be available for stu-  
10 dent aid) to an institution of higher education when it is  
11 made known to the Federal official having authority to  
12 obligate or expend such funds that the institution (or any  
13 subelement thereof) has a policy or practice (regardless  
14 of when implemented) that prohibits, or in effect pre-  
15 vents—

16           (1) the maintaining, establishing, or operation  
17 of a unit of the Senior Reserve Officer Training  
18 Corps (in accordance with section 654 of title 10,  
19 United States Code, and other applicable Federal  
20 laws) at the institution (or subelement); or

21           (2) a student at the institution (or subelement)  
22 from enrolling in a unit of the Senior Reserve Offi-  
23 cer Training Corps at another institution of higher  
24 education.

1 (b) EXCEPTION.—The limitation established in sub-  
2 section (a) shall not apply to an institution of higher edu-  
3 cation when it is made known to the Federal official hav-  
4 ing authority to obligate or expend such funds that—

5 (1) the institution (or subelement) has ceased  
6 the policy or practice described in such subsection;  
7 or

8 (2) the institution has a longstanding policy of  
9 pacifism based on historical religious affiliation.

10 SEC. 424. (a) DENIAL OF FUNDS FOR PREVENTING  
11 FEDERAL MILITARY RECRUITING ON CAMPUS.—None of  
12 the funds made available in this Act may be provided by  
13 contract or grant (including a grant of funds to be avail-  
14 able for student aid) to any institution of higher education  
15 when it is made known to the Federal official having au-  
16 thority to obligate or expend such funds that the institu-  
17 tion (or any subelement thereof) has a policy or practice  
18 (regardless of when implemented) that prohibits, or in ef-  
19 fect prevents—

20 (1) entry to campuses, or access to students  
21 (who are 17 years of age or older) on campuses, for  
22 purposes of Federal military recruiting; or

23 (2) access to the following information pertain-  
24 ing to students (who are 17 years of age or older)  
25 for purposes of Federal military recruiting: student

1 names, addresses, telephone listings, dates and  
2 places of birth, levels of education, degrees received,  
3 prior military experience, and the most recent pre-  
4 vious educational institutions enrolled in by the stu-  
5 dents.

6 (b) EXCEPTION.—The limitation established in sub-  
7 section (a) shall not apply to an institution of higher edu-  
8 cation when it is made known to the Federal official hav-  
9 ing authority to obligate or expend such funds that—

10 (1) the institution (or subelement) has ceased  
11 the policy or practice described in such subsection;  
12 or

13 (2) the institution has a longstanding policy of  
14 pacifism based on historical religious affiliation.

15 SEC. 425. None of the funds made available in this  
16 Act may be obligated or expended to enter into or renew  
17 a contract with an entity when it is made known to the  
18 Federal official having authority to obligate or expend  
19 such funds that—

20 (1) such entity is otherwise a contractor with  
21 the United States and is subject to the requirement  
22 in section 4212(d) of title 38, United States Code,  
23 regarding submission of an annual report to the Sec-  
24 retary of Labor concerning employment of certain  
25 veterans; and

1           (2) such entity has not submitted a report as  
2           required by that section for the most recent year for  
3           which such requirement was applicable to such en-  
4           tity.

5           SEC. 426. The amount provided in title I for “Veter-  
6           ans Health Administration—Medical Care” is hereby in-  
7           creased by, the amount provided in title I for “Depart-  
8           mental Administration—General operating expenses” is  
9           hereby increased by, and the total of the amounts of budg-  
10          et authority provided in this Act for payments not re-  
11          quired by law for the fiscal year ending September 30,  
12          1997 (other than any amount of budget authority provided  
13          in title I and any such amount provided in title III for  
14          the American Battle Monuments Commission, the Court  
15          of Veterans Appeals, or Cemeterial Expenses, Army), is  
16          hereby reduced by, \$40,000,000, \$17,000,000, and 0.40  
17          percent, respectively.

18          SEC. 427. The amounts otherwise provided by this  
19          Act are revised by increasing the amount made available  
20          for “Veterans Health Administration—Medical Care”, in-  
21          creasing the amount made available for “Veterans Health  
22          Administration—Medical and Prosthetic Research”, re-  
23          ducing the amount made available for “Corporation for  
24          National and Community Service—National and Commu-  
25          nity Service Programs Operating Expenses”, and reducing

1 the amount made available for “Corporation for National  
2 and Community Service—Office of Inspector General”, by  
3 \$20,000,000, \$20,000,000, \$365,000,000, and  
4 \$2,000,000, respectively.

5 SEC. 428. None of the funds made available in this  
6 Act may be used by the Environmental Protection Agency  
7 to issue, reissue, or renew any approval or authorization  
8 for any facility to store or dispose of polychlorinated  
9 biphenyls when it is made known to the Federal official  
10 having authority to obligate or expend such funds that  
11 there is in effect at the time of the issuance, reissuance,  
12 or renewal a rule authorizing any person to import into  
13 the customs territory of the United States for treatment  
14 or disposal any polychlorinated biphenyls, or poly-  
15 chlorinated biphenyl items, at concentrations of more than  
16 50 parts per million.

17 SEC. 429. None of the funds made available to the  
18 Environmental Protection Agency under the heading  
19 “Hazardous Substance Superfund” may be used to imple-  
20 ment any retroactive liability discount reimbursement de-  
21 scribed in the amendment made by section 201 of H.R.  
22 2500, as introduced on October 18, 1995.

23 SEC. 430. FHA MORTGAGE INSURANCE PRE-  
24 MIUMS.—Section 203(c)(2)(A) of the National Housing  
25 Act (12 U.S.C. 1709(c)(2)(A)) is amended by inserting

1 after the first sentence the following new sentence: “In  
2 the case of mortgage for which the mortgagor is a first-  
3 time homebuyer who completes a program of counseling  
4 with respect to the responsibilities and financial manage-  
5 ment involved in homeownership that is approved by the  
6 Secretary, the premium payment under this subparagraph  
7 shall not exceed 2.0 percent of the amount of the original  
8 insured principal obligation of the mortgage.”.

9       SEC. 431. (a) AUTHORITY TO USE AMOUNTS BOR-  
10 ROWED FROM FAMILY MEMBERS FOR DOWNPAYMENTS  
11 ON FHA-INSURED LOANS.—Section 203(b)(9) of the Na-  
12 tional Housing Act (12 U.S.C. 1709(b)(9)) is amended by  
13 inserting before the period at the end the following: “: *Pro-*  
14 *vided further*, That for purposes of this paragraph, the  
15 Secretary shall consider as cash or its equivalent any  
16 amounts borrowed from a family member (as such term  
17 is defined in section 201), subject only to the requirements  
18 that, in any case in which the repayment of such borrowed  
19 amounts is secured by a lien against the property, such  
20 lien shall be subordinate to the mortgage and the sum of  
21 the principal obligation of the mortgage and the obligation  
22 secured by such lien may not exceed 100 percent of the  
23 appraised value of the property plus any initial service  
24 charges, appraisal, inspection, and other fees in connection  
25 with the mortgage”.

1           (b) DEFINITION OF FAMILY MEMBER.—Section 201  
2 of the National Housing Act (12 U.S.C. 1707) is amended  
3 by adding at the end the following new subsections:

4           “(e) The term ‘family member’ means, with respect  
5 to a mortgagor under such section, a child, parent, or  
6 grandparent of the mortgagor (or the mortgagor’s  
7 spouse). In determining whether any of the relationships  
8 referred to in the preceding sentence exist, a legally adopt-  
9 ed son or daughter of an individual (and a child who is  
10 a member of an individual’s household, if placed with such  
11 individual by an authorized placement agency for legal  
12 adoption by such individual), and a foster child of an indi-  
13 vidual, shall be treated as a child of such individual by  
14 blood.

15           “(f) The term ‘child’ means, with respect to a mort-  
16 gator under such section, a son, stepson, daughter, or  
17 stepdaughter of such mortgagor.”.

18           SEC. 432. Sections 401 and 402 of the bill, H.R.  
19 1708, 104th Congress, as introduced in the House of Rep-  
20 resentatives on May 24, 1995, are hereby enacted into law.

21           SEC. 433. None of the funds made available in this  
22 Act for the National Aeronautics and Space Administra-  
23 tion may be used to carry out, or pay the salaries of per-  
24 sonnel who carry out, the Bion 11 and Bion 12 projects.

1        This Act may be cited as the “Departments of Veter-  
2    ans Affairs and Housing and Urban Development, and  
3    Independent Agencies Appropriations Act, 1997”.

Passed the House of Representatives June 26, 1996.

Attest:

ROBIN H. CARLE,

*Clerk.*

By LINDA NAVE,

*Deputy Clerk.*