

***In the Senate of the United States,***

*May 16, 1997.*

*Resolved*, That the bill from the House of Representatives (H.R. 1469) entitled “An Act making emergency supplemental appropriations for recovery from natural disasters, and for overseas peacekeeping efforts, including those in Bosnia, for the fiscal year ending September 30, 1997, and for other purposes.”, do pass with the following

**AMENDMENT:**

Strike out all after the enacting clause and insert:

- 1 *That the following sums are appropriated, out of any*
- 2 *money in the Treasury not otherwise appropriated, to pro-*
- 3 *vide supplemental appropriations and rescissions for the*
- 4 *fiscal year ending September 30, 1997, and for other pur-*
- 5 *poses, namely:*



1           *TITLE I—DEPARTMENT OF DEFENSE*2                           *SUPPLEMENTALS*3           *DEPARTMENT OF DEFENSE—MILITARY*4                           *MILITARY PERSONNEL*5                           *MILITARY PERSONNEL, ARMY*

6           *For an additional amount for “Military Personnel,*  
7 *Army”, \$306,800,000: Provided, That such amount is des-*  
8 *ignated by Congress as an emergency requirement pursuant*  
9 *to section 251(b)(2)(D)(i) of the Balanced Budget and*  
10 *Emergency Deficit Control Act of 1985, as amended.*

11                          *MILITARY PERSONNEL, NAVY*

12           *For an additional amount for “Military Personnel,*  
13 *Navy”, \$7,900,000: Provided, That such amount is des-*  
14 *ignated by Congress as an emergency requirement pursuant*  
15 *to section 251(b)(2)(D)(i) of the Balanced Budget and*  
16 *Emergency Deficit Control Act of 1985, as amended.*

17                          *MILITARY PERSONNEL, MARINE CORPS*

18           *For an additional amount for “Military Personnel,*  
19 *Marine Corps”, \$300,000: Provided, That such amount is*  
20 *designated by Congress as an emergency requirement pursu-*  
21 *ant to section 251(b)(2)(D)(i) of the Balanced Budget and*  
22 *Emergency Deficit Control Act of 1985, as amended.*

23                          *MILITARY PERSONNEL, AIR FORCE*

24           *For an additional amount for “Military Personnel,*  
25 *Air Force”, \$29,100,000: Provided, That such amount is*

1 *designated by Congress as an emergency requirement pursu-*  
2 *ant to section 251(b)(2)(D)(i) of the Balanced Budget and*  
3 *Emergency Deficit Control Act of 1985, as amended.*

4 **OPERATION AND MAINTENANCE**

5 **OVERSEAS CONTINGENCY OPERATIONS TRANSFER FUND**

6 **(INCLUDING TRANSFER OF FUNDS)**

7 *For an additional amount for “Overseas Contingency*  
8 *Operations Transfer Fund”, \$1,312,900,000: Provided,*  
9 *That the Secretary of Defense may transfer these funds only*  
10 *to operation and maintenance accounts within this title:*  
11 *Provided further, That the funds transferred shall be merged*  
12 *with and shall be available for the same purposes and for*  
13 *the same time period, as the appropriation to which trans-*  
14 *ferred: Provided further, That the transfer authority pro-*  
15 *vided in this paragraph is in addition to any other transfer*  
16 *authority available to the Department of Defense: Provided*  
17 *further, That such amount is designated by Congress as an*  
18 *emergency requirement pursuant to section 251(b)(2)(D)(i)*  
19 *of the Balanced Budget and Emergency Deficit Control Act*  
20 *of 1985, as amended.*

21 **OPLAN 34A/35 POW PAYMENTS**

22 *For payments to individuals under section 657 of Pub-*  
23 *lic Law 104–201, \$20,000,000, to remain available until*  
24 *expended.*

1            *REVOLVING AND MANAGEMENT FUNDS*2            *RESERVE MOBILIZATION INCOME INSURANCE FUND*

3            *For an additional amount for the “Reserve Mobiliza-*  
4 *tion Income Insurance Fund”, \$72,000,000, to remain*  
5 *available until expended: Provided, That the entire amount*  
6 *is designated by Congress as an emergency requirement*  
7 *pursuant to section 251(b)(2)(D)(i) of the Balanced Budget*  
8 *and Emergency Deficit Control Act of 1985, as amended.*

9                            *GENERAL PROVISIONS*10                            *(TRANSFER OF FUNDS)*

11            *SEC. 101. Upon determination by the Secretary of De-*  
12 *fense that such action is necessary in the national interest,*  
13 *he may, with the approval of the Office of Management and*  
14 *Budget, transfer not to exceed \$100,000,000 of working cap-*  
15 *ital funds of the Department of Defense and funds made*  
16 *available in Public Law 104–208 to the Department of De-*  
17 *fense only for obligations incurred for United States par-*  
18 *ticipation in the Bosnia Stabilization Force (SFOR) and*  
19 *for the continuation of enforcing the no-fly zones in north-*  
20 *ern and southern Iraq (except military construction) be-*  
21 *tween such appropriations or funds or any subdivision*  
22 *thereof, to be merged with and to be available for the same*  
23 *purposes, and for the same time period, as the appropria-*  
24 *tion or fund to which transferred: Provided, That such au-*  
25 *thority to transfer may not be used unless for higher prior-*

1 *ity items, based on unforeseen military requirements, than*  
2 *those for which originally appropriated and in no case*  
3 *where the item for which funds are requested has been de-*  
4 *nied by Congress: Provided further, That the Secretary of*  
5 *Defense shall notify the Congress promptly of all transfers*  
6 *made pursuant to this authority or any other authority in*  
7 *this Act: Provided further, That this transfer authority is*  
8 *in addition to transfer authority provided in section 8005*  
9 *of Public Law 104–208 (110 Stat. 3009–88).*

10 *SEC. 102. None of the funds available to the Depart-*  
11 *ment of Defense shall be obligated or expended to transfer*  
12 *management, development, and acquisition authority over*  
13 *the elements of the National Missile Defense Program from*  
14 *the Military Services until the contract for a Lead System*  
15 *Integrator for the National Missile Defense Program is*  
16 *awarded: Provided, That the Joint Requirements Oversight*  
17 *Council, with the advisement of the Joint Chiefs of Staff,*  
18 *is directed to conduct an analysis and submit recommenda-*  
19 *tions as to the recommended future roles of the Services with*  
20 *respect to the management, technical development, cost,*  
21 *schedule, and acquisition plan for the elements in the Na-*  
22 *tional Missile Defense Program and to certify that the Lead*  
23 *System Integrator contract will conform to these rec-*  
24 *ommendations: Provided further, That the analysis and rec-*



1           “Procurement, Marine Corps, 1996/1998”,  
2           \$4,000,000.

3           *SEC. 105. For an additional amount for “Family*  
4 *Housing, Navy and Marine Corps” to cover the incremental*  
5 *Operation and Maintenance costs arising from hurricane*  
6 *damage to family housing units at Marine Corps Base*  
7 *Camp Lejeune, North Carolina and Marine Corps Air Sta-*  
8 *tion Cherry Point, North Carolina, \$6,480,000, as author-*  
9 *ized by Section 2854 of Title 10, United States Code.*

10 ***SEC. 106. REPORT ON COST AND SOURCE OF FUNDS FOR***  
11 ***MILITARY ACTIVITIES RELATING TO BOSNIA.***

12           *(a) PROHIBITION ON USE OF FUNDS PENDING RE-*  
13 *PORT.—Notwithstanding any other provision of this Act or*  
14 *any other provision of law, no funds appropriated or other-*  
15 *wise made available to the Department of Defense may be*  
16 *obligated or expended for operations or activities of the*  
17 *Armed Forces relating to Bosnia 60 days after enactment*  
18 *unless the President submits to Congress the report de-*  
19 *scribed in subsection (b): Provided, That none of the funds*  
20 *made available under this Act may be obligated or expended*  
21 *for operations or activities of the Armed Forces relating to*  
22 *Bosnia ground deployment after June 30, 1998.*

23           *(b) REPORT ELEMENTS.—The report referred to in*  
24 *subsection (a) shall include the following:*

1           (1) *A detailed description of the estimated cumulative cost of all United States activities relating to*  
2           *Bosnia after December 1, 1995, including—*

3                   (A) *the cost of all deployments, training activities, and mobilization and other preparatory*  
4                   *activities of the Armed Forces; and*

5                   (B) *the cost of all other activities relating to*  
6                   *United States policy toward Bosnia, including*  
7                   *humanitarian assistance, reconstruction assistance, aid and other financial assistance, the re-*  
8                   *scheduling or forgiveness of bilateral or multilateral aid, in-kind contributions, and any other*  
9                   *activities of the United States Government.*

10           (2) *A detailed accounting of the source of funds*  
11           *obligated or expended to meet the costs described in*  
12           *paragraph (1), including—*

13                   (A) *in the case of expenditures of funds of*  
14                   *Department of Defense, a breakdown of such expenditures by military service or defense agency,*  
15                   *line item, and program; and*

16                   (B) *in the case of expenditures of funds of*  
17                   *other departments and agencies of the United*  
18                   *States, a breakdown of such expenditures by de-*  
19                   *partment or agency and by program.*

1        *SEC. 107. Notwithstanding section 3612(a) of title 22,*  
2 *United States Code, the incumbent may continue to serve*  
3 *as the Secretary of Defense designee on the Board of the*  
4 *Panama Canal Commission if he retires as an officer of*  
5 *the Department of Defense, until and unless the Secretary*  
6 *of Defense designates another person to serve in this posi-*  
7 *tion.*

8 **SEC. 108. AUTHORITY OF SECRETARY OF DEFENSE TO**  
9                    **ENTER INTO LEASE OF BUILDING NO. 1, LEX-**  
10                    **INGTON BLUE GRASS STATION, LEXINGTON,**  
11                    **KENTUCKY.**

12        *(a) AUTHORITY TO ENTER INTO LEASE.—The Sec-*  
13 *retary of Defense may enter into an agreement for the lease*  
14 *of Building No. 1, Lexington Blue Grass Station, Lexing-*  
15 *ton, Kentucky, and any real property associated with the*  
16 *building, for purposes of the use of the building by the De-*  
17 *fense Finance and Accounting Service. The agreement shall*  
18 *meet the requirements of this section.*

19        *(b) TERM.—(1) The agreement under this section shall*  
20 *provide for a lease term of not to exceed 50 years, but may*  
21 *provide for one or more options to renew or extend the term*  
22 *of the lease.*

23        *(2) The agreement shall include a provision specifying*  
24 *that, if the Secretary ceases to require the leased building*  
25 *for purpose of the use of the building by the Defense Finance*

1 *and Accounting Service before the expiration of the term*  
2 *of the lease (including any extension or renewal of the term*  
3 *under an option provided for in paragraph (1)), the re-*  
4 *mainder of the lease term may, upon the approval of the*  
5 *lessor of the building, be satisfied by the Secretary or an-*  
6 *other department or agency of the Federal Government (in-*  
7 *cluding a military department) for another purpose similar*  
8 *to such purpose.*

9       (c) *CONSIDERATION.—(1) The agreement under this*  
10 *section may not require rental payments by the United*  
11 *States under the lease under the agreement.*

12       (2) *The Secretary or other lessee, if any, under sub-*  
13 *section (b)(2) shall be responsible under the agreement for*  
14 *payment of any utilities associated with the lease of the*  
15 *building covered by the agreement and for maintenance and*  
16 *repair of the building.*

17       (d) *IMPROVEMENT.—The agreement under this section*  
18 *may provide for the improvement of the building covered*  
19 *by the agreement by the Secretary or other lessee, if any,*  
20 *under subsection (b)(2).*

21       (e) *LIMITATION ON CERTAIN ACTIVITIES.—The Sec-*  
22 *retary may not pay the costs of any utilities, maintenance*  
23 *and repair, or improvements under this lease under this*  
24 *section in any fiscal year unless funds are appropriated*

1 *or otherwise made available for the Department of Defense*  
2 *for such payment in such fiscal year.*

3 *TITLE II—NATURAL DISASTERS AND OTHER*

4 *EMERGENCIES*

5 *CHAPTER 1*

6 *SUBCOMMITTEE ON AGRICULTURE, RURAL*

7 *DEVELOPMENT, AND RELATED AGENCIES*

8 *DEPARTMENT OF AGRICULTURE*

9 *FARM SERVICE AGENCY*

10 *AGRICULTURAL CREDIT INSURANCE FUND PROGRAM*

11 *ACCOUNT*

12 *For an additional amount for the “Agricultural Credit*  
13 *Insurance Fund Program Account” for the additional cost*  
14 *of direct and guaranteed loans authorized by 7 U.S.C.*  
15 *1928–1929, including the cost of modifying such loans as*  
16 *defined in section 502 of the Congressional Budget Act of*  
17 *1974, resulting from flooding and other natural disasters,*  
18 *\$28,000,000, to remain available until expended, of which*  
19 *\$18,000,000 shall be available for emergency insured loans*  
20 *and \$10,000,000 shall be available for subsidized guaran-*  
21 *teed operating loans: Provided, That the entire amount*  
22 *shall be available only to the extent that an official budget*  
23 *request for \$28,000,000 that includes designation of the en-*  
24 *tire amount of the request as an emergency requirement as*  
25 *defined in the Balanced Budget and Emergency Deficit*

1 *Control Act of 1985, as amended, is transmitted by the*  
2 *President to the Congress: Provided further, That such*  
3 *amount is designated by Congress as an emergency require-*  
4 *ment pursuant to section 251(b)(2)(D)(i) of such Act.*

5 *EMERGENCY CONSERVATION PROGRAM*

6 *For an additional amount for “Emergency Conserva-*  
7 *tion Program” for expenses, including carcass removal, re-*  
8 *sulting from flooding and other natural disasters,*  
9 *\$77,000,000, to remain available until expended: Provided,*  
10 *That the entire amount shall be available only to the extent*  
11 *that an official budget request for \$77,000,000, that includes*  
12 *designation of the entire amount of the request as an emer-*  
13 *gency requirement as defined in the Balanced Budget and*  
14 *Emergency Deficit Control Act of 1985, as amended, is*  
15 *transmitted by the President to the Congress: Provided fur-*  
16 *ther, That such amount is designated by Congress as an*  
17 *emergency requirement pursuant to section 251(b)(2)(D)(i)*  
18 *of such Act.*

19 *TREE ASSISTANCE PROGRAM*

20 *An amount of \$9,500,000 is provided for assistance to*  
21 *small orchardists to replace or rehabilitate trees and vine-*  
22 *yards damaged by natural disasters, of which \$500,000*  
23 *may be available through the Forestry Incentives Program*  
24 *for replanting of trees damaged by tornadoes in 1997: Pro-*  
25 *vided, That the entire amount shall be available only to*  
26 *the extent that an official budget request of \$9,500,000, that*

1 *includes designation of the entire amount of the request as*  
2 *an emergency requirement as defined in the Balanced*  
3 *Budget and Emergency Deficit Control Act of 1985, as*  
4 *amended, is transmitted by the President to the Congress:*  
5 *Provided further, That such amount is designated by Con-*  
6 *gress as an emergency requirement pursuant to section*  
7 *251(b)(2)(D)(i) of such Act.*

8 *COMMODITY CREDIT CORPORATION FUND*

9 *DISASTER RESERVE ASSISTANCE PROGRAM*

10 *Effective only for losses in the fiscal year beginning*  
11 *October 1, 1996, through the date of enactment of this Act,*  
12 *the Secretary may use up to \$50,000,000 from proceeds*  
13 *earned from the sale of grain in the disaster reserve estab-*  
14 *lished in the Agricultural Act of 1970 to implement a live-*  
15 *stock indemnity program for losses from natural disasters*  
16 *subject to a Presidential or Secretarial declaration in a*  
17 *manner similar to catastrophic loss coverage available for*  
18 *other commodities under 7 U.S.C. 1508(b): Provided, That*  
19 *in administering a program described in the preceding sen-*  
20 *tence, the Secretary shall, to the extent practicable, utilize*  
21 *gross income and payment limitations conditions estab-*  
22 *lished for the Disaster Reserve Assistance Program for the*  
23 *1996 crop year: Provided further, That notwithstanding*  
24 *any other provision of law, beginning on October 1, 1997,*  
25 *grain in the disaster reserve established in the Agricultural*  
26 *Act of 1970 shall not exceed 20 million bushels: Provided*

1 *further, That the entire amount shall be available only to*  
2 *the extent an official budget request, that includes designa-*  
3 *tion of the entire amount of the request as an emergency*  
4 *requirement as defined in the Balanced Budget and Emer-*  
5 *gency Deficit Control Act of 1985, as amended, is transmit-*  
6 *ted by the President to the Congress: Provided further, That*  
7 *the entire amount is designated by Congress as an emer-*  
8 *gency requirement pursuant to section 251(b)(2)(D)(i) of*  
9 *such Act.*

10 *NATURAL RESOURCES CONSERVATION SERVICE*

11 *WATERSHED AND FLOOD PREVENTION OPERATIONS*

12 *For an additional amount for “Watershed and Flood*  
13 *Prevention Operations” to repair damages to the waterways*  
14 *and watersheds, including debris removal that would not*  
15 *be authorized under the Emergency Watershed Program, re-*  
16 *sulting from flooding and other natural disasters, including*  
17 *those in prior years, \$171,000,000, to remain available*  
18 *until expended: Provided, That the entire amount shall be*  
19 *available only to the extent an official budget request for*  
20 *\$171,000,000, that includes designation of the entire*  
21 *amount of the request as an emergency requirement as de-*  
22 *finied in the Balanced Budget and Emergency Deficit Con-*  
23 *trol Act of 1985, as amended, is transmitted by the Presi-*  
24 *dent to the Congress: Provided further, That the entire*  
25 *amount is designated by Congress as an emergency require-*

1 *ment pursuant to section 251(b)(2)(D)(i) of such Act: Pro-*  
2 *vided further, That if the Secretary determines that the cost*  
3 *of land and farm structures restoration exceeds the fair*  
4 *market value of an affected agricultural land, the Secretary*  
5 *may use sufficient amounts, not to exceed \$20,000,000, from*  
6 *funds provided under this heading to accept bids from will-*  
7 *ing sellers to provide floodplain easements for such cropland*  
8 *inundated by floods.*

9 *RURAL HOUSING SERVICE*

10 *RURAL HOUSING INSURANCE FUND PROGRAM ACCOUNT*

11 *For an additional amount for “Rural Housing Insur-*  
12 *ance Fund Program Account”, \$250,000, for the cost of sec-*  
13 *tion 515 direct loans, including the cost of modifying loans*  
14 *as defined in section 502 of the Congressional Budget Act*  
15 *of 1974, for emergency expenses resulting from flooding and*  
16 *other natural disasters, to remain available until September*  
17 *30, 1998: Provided, That the entire amount is designated*  
18 *by Congress as an emergency requirement pursuant to sec-*  
19 *tion 251(b)(2)(D)(i) of the Balanced Budget and Emer-*  
20 *gency Deficit Control Act of 1985, as amended.*

21 *Any unobligated balances remaining in the Rural*  
22 *Housing Insurance Fund program account from prior*  
23 *years’ disaster supplementals shall be available until ex-*  
24 *pended for Section 502 housing loans, Section 504 loans*  
25 *and grants, and Section 515 loans to meet emergency needs*

1 *resulting from natural disasters: Provided, That such unob-*  
2 *ligated balances shall be available only to the extent an offi-*  
3 *cial budget request that includes designation of the entire*  
4 *amount of the request as an emergency requirement as de-*  
5 *fin ed in the Balanced Budget and Emergency Deficit Con-*  
6 *trol Act of 1985 is transmitted by the President to the Con-*  
7 *gress: Provided further, That such unobligated balances are*  
8 *designated by Congress as an emergency requirement pursu-*  
9 *ant to section 251(b)(2)(D)(i) of such Act.*

10 *RURAL HOUSING ASSISTANCE PROGRAM*

11 *For an additional amount for “Rural Housing Assist-*  
12 *ance Program”, for emergency expenses resulting from*  
13 *flooding and other natural disasters, \$4,000,000, to remain*  
14 *available until September 30, 1998, for very low-income*  
15 *housing repair grants and domestic farm labor grants: Pro-*  
16 *vided, That the entire amount shall be available only to*  
17 *the extent that an official budget request for \$4,000,000,*  
18 *that includes designation of the entire amount of the request*  
19 *as an emergency requirement as defined in the Balanced*  
20 *Budget and Emergency Deficit Control Act of 1985, as*  
21 *amended, is transmitted by the President to the Congress:*  
22 *Provided further, That the entire amount is designated by*  
23 *Congress as an emergency requirement pursuant to section*  
24 *251(b)(2)(D)(i) of the Balanced Budget and Emergency*  
25 *Deficit Control Act of 1985, as amended: Provided further,*  
26 *That funds made available in Public Law 104–180 for*

1 *Community Facility Grants for the Rural Housing Assist-*  
2 *ance Program may be provided to any community other-*  
3 *wise eligible for a Community Facility Loan for expenses*  
4 *directly or indirectly resulting from flooding and other nat-*  
5 *ural disasters.*

6 *RURAL UTILITIES SERVICE*

7 *RURAL UTILITIES ASSISTANCE PROGRAM*

8 *For an additional amount for “Rural Utilities Assist-*  
9 *ance Program”, for the cost of direct loans, loan guarantees,*  
10 *and grants, including the cost of modifying loans as defined*  
11 *in section 502 of the Congressional Budget Act of 1974, for*  
12 *emergency expenses resulting from flooding and other natu-*  
13 *ral disasters, \$6,500,000, to remain available until Septem-*  
14 *ber 30, 1998: Provided, That the entire amount shall be*  
15 *available only to the extent that an official budget request*  
16 *for \$6,500,000, that includes designation of the entire*  
17 *amount of the request as an emergency requirement as de-*  
18 *finied in the Balanced Budget and Emergency Deficit Con-*  
19 *trol Act of 1985, as amended, is transmitted by the Presi-*  
20 *dent to the Congress: Provided further, That the entire*  
21 *amount is designated by Congress as an emergency require-*  
22 *ment pursuant to section 251(b)(2)(D)(i) of the Balanced*  
23 *Budget and Emergency Deficit Control Act of 1985, as*  
24 *amended.*



1 *Stevens Fishery Conservation and Management Act: Pro-*  
2 *vided, That the entire amount shall be available only to*  
3 *the extent that an official budget request for \$7,000,000,*  
4 *that includes designation of the entire amount of the request*  
5 *as an emergency requirement as defined in the Balanced*  
6 *Budget and Emergency Deficit Control Act of 1985, as*  
7 *amended, is transmitted by the President to Congress: Pro-*  
8 *vided further, That the entire amount is designated by Con-*  
9 *gress as an emergency requirement pursuant to section*  
10 *251(b)(2)(D)(i) of such Act.*

11 *CONSTRUCTION*

12 *For an additional amount for “Construction” for*  
13 *emergency expenses resulting from flooding and other natu-*  
14 *ral disasters, \$10,800,000, to remain available until ex-*  
15 *pende: Provided, That the entire amount is designated by*  
16 *Congress as an emergency requirement pursuant to section*  
17 *251(b)(2)(D)(i) of the Balanced Budget and Emergency*  
18 *Deficit Control Act of 1985, as amended.*



1 *fund: Provided further, That the Secretary of the Army is*  
2 *directed to use from available balances of the funds appro-*  
3 *priated herein to perform such emergency dredging and*  
4 *snagging and clearing of the Truckee River, Nevada, and*  
5 *the San Joaquin River channel, California, as the Sec-*  
6 *retary determines to be necessary as the result of the Janu-*  
7 *ary 1997 flooding in Nevada and California; and dredging*  
8 *of shoaling which has occurred downstream from the Fed-*  
9 *eral Chena River Flood Control Facility: Provided further,*  
10 *That the entire amount is designated by Congress as an*  
11 *emergency requirement pursuant to section 251(b)(2)(D)(i)*  
12 *of the Balanced Budget Emergency Act of 1985, as amend-*  
13 *ed.*

14 *FLOOD CONTROL AND COASTAL EMERGENCIES*

15 *For an additional amount for “Flood Control and*  
16 *Coastal Emergencies” due to flooding and other natural dis-*  
17 *asters, \$390,000,000, to remain available until expended:*  
18 *Provided, That the entire amount is designated by Congress*  
19 *as an emergency requirement pursuant to section*  
20 *251(b)(2)(D)(i) of the Balanced Budget Emergency Act of*  
21 *1985, as amended: Provided further, That with \$5,000,000*  
22 *of the funds appropriated herein, the Secretary of the Army*  
23 *is directed to initiate and complete preconstruction engi-*  
24 *neering and design and associated Environmental Impact*  
25 *Statement for an emergency outlet from Devils Lake, North*  
26 *Dakota to the Sheyenne River, at full Federal expense: Pro-*

1 *vided further, That, of the funds appropriated under this*  
2 *paragraph, \$10,000,000 shall be used for the project consist-*  
3 *ing of channel restoration and improvements on the James*  
4 *River authorized by section 401(b) of the Water Resources*  
5 *Development Act of 1986 (Public Law 99-662; 100 Stat.*  
6 *4128) if the Secretary of the Army determines that the need*  
7 *for such restoration and improvements constitutes an emer-*  
8 *gency.*

9 *DEPARTMENT OF THE INTERIOR*

10 *BUREAU OF RECLAMATION*

11 *OPERATION AND MAINTENANCE*

12 *For an additional amount for “Operation and Mainte-*  
13 *nance”, \$7,355,000, to remain available until expended, to*  
14 *repair damage caused by floods and other natural disasters:*  
15 *Provided, That of the total appropriated, the amount for*  
16 *program activities that can be financed by the Reclamation*  
17 *Fund shall be derived from that fund: Provided further,*  
18 *That the entire amount is designated by Congress as an*  
19 *emergency requirement pursuant to section 251(b)(2)(D)(i)*  
20 *of the Balanced Budget and Emergency Deficit Control Act*  
21 *of 1985, as amended.*



1 *ignated by Congress as an emergency requirement pursuant*  
2 *to section 251(b)(2)(D)(i) of the Balanced Budget and*  
3 *Emergency Deficit Control Act of 1985, as amended.*

4 *FISH AND WILDLIFE SERVICE*

5 *RESOURCE MANAGEMENT*

6 *For an additional amount for “Resource Manage-*  
7 *ment”, \$8,350,000, of which \$3,350,000, to remain avail-*  
8 *able until September 30, 1998, is for fish replacement and*  
9 *for technical assistance made necessary by floods and other*  
10 *natural disasters and for restoration of public lands dam-*  
11 *aged by fire, and of which \$5,000,000, to remain available*  
12 *until September 30, 1999, is for payments to private land-*  
13 *owners for the voluntary use of private land to store water*  
14 *in restored wetlands: Provided, That the entire amount is*  
15 *designated by Congress as an emergency requirement pursu-*  
16 *ant to section 251(b)(2)(D)(i) of the Balanced Budget and*  
17 *Emergency Deficit Control Act of 1985, as amended.*

18 *CONSTRUCTION*

19 *For an additional amount for “Construction”,*  
20 *\$91,000,000, to remain available until expended, to repair*  
21 *damage caused by floods and other natural disasters: Pro-*  
22 *vided, That the entire amount is designated by Congress*  
23 *as an emergency requirement pursuant to section*  
24 *251(b)(2)(D)(i) of the Balanced Budget and Emergency*  
25 *Deficit Control Act of 1985, as amended.*

1 *LAND ACQUISITION*

2 *For an additional amount for “Land Acquisition”,*  
3 *\$5,000,000, to remain available until expended, for the cost-*  
4 *effective emergency acquisition of land and water rights ne-*  
5 *cessitated by floods and other natural disasters: Provided,*  
6 *That the entire amount is designated by Congress as an*  
7 *emergency requirement pursuant to section 251(b)(2)(D)(i)*  
8 *of the Balanced Budget and Emergency Deficit Control Act*  
9 *of 1985, as amended.*

10 *NATIONAL PARK SERVICE*11 *CONSTRUCTION*

12 *For an additional amount for “Construction” for*  
13 *emergency expenses resulting from flooding and other natu-*  
14 *ral disasters, \$187,321,000, to remain available until ex-*  
15 *pended: Provided, That the entire amount is designated by*  
16 *Congress as an emergency requirement pursuant to section*  
17 *251(b)(2)(D)(i) of the Balanced Budget and Emergency*  
18 *Deficit Control Act of 1985, as amended: Provided further,*  
19 *That of this amount, \$30,000,000 shall be available only*  
20 *to the extent an official budget request for a specific dollar*  
21 *amount, that includes designation of the entire amount of*  
22 *the request as an emergency requirement as defined in such*  
23 *Act, is transmitted by the President to Congress, and upon*  
24 *certification by the Secretary of the Interior to the President*  
25 *that a specific amount of such funds is required for (1) re-*

1 *pair or replacement of concession use facilities at Yosemite*  
2 *National Park if the Secretary determines, after consulting*  
3 *with the Director of the Office of Management and Budget,*  
4 *that the repair or replacement of those facilities cannot be*  
5 *postponed until completion of an agreement with the Yo-*  
6 *osemite Concessions Services Corporation or any responsible*  
7 *third party to satisfy its repair or replacement obligations*  
8 *for the facilities, or (2) the Federal portion, if any, of the*  
9 *costs of repair or replacement of such concession use facili-*  
10 *ties: Provided further, That nothing herein should be con-*  
11 *strued as impairing in any way the rights of the United*  
12 *States against the Yosemite Concession Services Corpora-*  
13 *tion or any other party or as relieving the Corporation or*  
14 *any other party of its obligations to the United States: Pro-*  
15 *vided further, That prior to any final agreement by the Sec-*  
16 *retary with the Corporation or any other party concerning*  
17 *its obligation to repair or replace concession use facilities,*  
18 *the Solicitor of the Department of the Interior shall certify*  
19 *that the agreement fully satisfies the obligations of the Cor-*  
20 *poration or third party: Provided further, That nothing*  
21 *herein, or any payments, repairs, or replacements made by*  
22 *the Corporation or a third party in fulfillment of the Cor-*  
23 *poration's obligations to the United States to repair and*  
24 *replace damaged facilities, shall create any possessory inter-*  
25 *est for the Corporation or such third party in such repaired*

1 *or replaced facilities: Provided further, That any payments*  
2 *made to the United States by the Corporation or a third*  
3 *party for repair or replacement of concession use facilities*  
4 *shall be deposited in the General Fund of the Treasury or,*  
5 *where facilities are repaired or replaced by the Corporation*  
6 *or any other third party, an equal amount of appropri-*  
7 *ations for “Construction” shall be rescinded.*

8 *UNITED STATES GEOLOGICAL SURVEY*

9 *SURVEYS, INVESTIGATIONS, AND RESEARCH*

10 *For an additional amount for “Surveys, Investiga-*  
11 *tions, and Research”, \$4,650,000, to remain available until*  
12 *September 30, 1998, to repair or replace damaged equip-*  
13 *ment and facilities caused by floods and other natural dis-*  
14 *asters: Provided, That the entire amount is designated by*  
15 *Congress as an emergency requirement pursuant to section*  
16 *251(b)(2)(D)(i) of the Balanced Budget and Emergency*  
17 *Deficit Control Act of 1985, as amended.*

18 *BUREAU OF INDIAN AFFAIRS*

19 *OPERATION OF INDIAN PROGRAMS*

20 *For an additional amount for “Operation of Indian*  
21 *Programs”, \$14,317,000, to remain available until Septem-*  
22 *ber 30, 1998 for emergency response activities, including*  
23 *emergency school operations, heating costs, emergency wel-*  
24 *fare assistance, and to repair and replace facilities and re-*  
25 *sources damaged by snow, floods, and other natural disas-*

1 *ters: Provided, That the entire amount is designated by*  
2 *Congress as an emergency requirement pursuant to section*  
3 *251(b)(2)(D)(i) of the Balanced Budget and Emergency*  
4 *Deficit Control Act of 1985, as amended.*

5 *CONSTRUCTION*

6 *For an additional amount for “Construction”,*  
7 *\$6,249,000, to remain available until expended, to make re-*  
8 *pairs caused by floods and other natural disasters: Pro-*  
9 *vided, That the entire amount is designated by Congress*  
10 *as an emergency requirement pursuant to section*  
11 *251(b)(2)(D)(i) of the Balanced Budget and Emergency*  
12 *Deficit Control Act of 1985, as amended: Provided further,*  
13 *That notwithstanding any other provision of law, funds ap-*  
14 *propriated herein and in Public Law 104–208 to the Bu-*  
15 *reau of Indian Affairs for repair of the Wapato irrigation*  
16 *project shall be made available on a nonreimbursable basis.*

17 *RELATED AGENCIES*

18 *DEPARTMENT OF AGRICULTURE*

19 *FOREST SERVICE*

20 *NATIONAL FOREST SYSTEM*

21 *For an additional amount for “National Forest Sys-*  
22 *tem” for emergency expenses resulting from flooding and*  
23 *other natural disasters, \$39,677,000, to remain available*  
24 *until expended: Provided, That the entire amount is des-*  
25 *ignated by Congress as an emergency requirement pursuant*

1 *to section 251(b)(2)(D)(i) of the Balanced Budget and*  
 2 *Emergency Deficit Control Act of 1985, as amended.*

3 *RECONSTRUCTION AND CONSTRUCTION*

4 *For an additional amount for “Reconstruction and*  
 5 *Construction” for emergency expenses resulting from flood-*  
 6 *ing and other natural disasters, \$27,685,000, to remain*  
 7 *available until expended: Provided, That the entire amount*  
 8 *is designated by Congress as an emergency requirement*  
 9 *pursuant to section 251(b)(2)(D)(i) of the Balanced Budget*  
 10 *and Emergency Deficit Control Act of 1985, as amended.*

11 *DEPARTMENT OF HEALTH AND HUMAN*

12 *SERVICES*

13 *INDIAN HEALTH SERVICE*

14 *INDIAN HEALTH SERVICES*

15 *For an additional amount for “Indian Health Serv-*  
 16 *ices” for emergency expenses resulting from flooding and*  
 17 *other natural disasters, \$1,000,000, to remain available*  
 18 *until expended: Provided, That the entire amount is des-*  
 19 *ignated by Congress as an emergency requirement pursuant*  
 20 *to section 251(b)(2)(D)(i) of the Balanced Budget and*  
 21 *Emergency Deficit Control Act of 1985, as amended.*

22 *INDIAN HEALTH FACILITIES*

23 *For an additional amount for “Indian Health Facili-*  
 24 *ties” for emergency expenses resulting from flooding and*  
 25 *other natural disasters, \$2,000,000, to remain available*  
 26 *until expended: Provided, That the entire amount is des-*

1 *ignated by Congress as an emergency requirement pursuant*  
2 *to section 251(b)(2)(D)(i) of the Balanced Budget and*  
3 *Emergency Deficit Control Act of 1985, as amended.*

4 *CHAPTER 5*

5 *SUBCOMMITTEE ON TRANSPORTATION AND*  
6 *RELATED AGENCIES*

7 *DEPARTMENT OF TRANSPORTATION*

8 *FEDERAL HIGHWAY ADMINISTRATION*

9 *FEDERAL-AID HIGHWAYS*

10 *EMERGENCY RELIEF PROGRAM*

11 *(HIGHWAY TRUST FUND)*

12 *For an additional amount for the Emergency Relief*  
13 *Program for emergency expenses resulting from flooding*  
14 *and other disasters, as authorized by 23 U.S.C. 125,*  
15 *\$650,000,000, to be derived from the Highway Trust Fund*  
16 *and to remain available until expended, of which*  
17 *\$374,000,000 shall be available only to the extent an official*  
18 *budget request for a specific dollar amount, that includes*  
19 *designation of the entire amount of the request as an emer-*  
20 *gency requirement as defined in the Balanced Budget and*  
21 *Emergency Deficit Control Act of 1985, as amended, is*  
22 *transmitted by the President to the Congress: Provided,*  
23 *That the entire amount is designated by Congress as an*  
24 *emergency requirement pursuant to section 251(b)(2)(D)(i)*  
25 *of the Balanced Budget and Emergency Deficit Control Act*  
26 *of 1985, as amended: Provided further, That 23 U.S.C.*

1 125(b)(1) shall not apply to projects relating to the Decem-  
2 ber 1996 and 1997 flooding.

3 *FEDERAL RAILROAD ADMINISTRATION*

4 *EMERGENCY RAILROAD REHABILITATION AND REPAIR*

5 *For necessary expenses to repair and rebuild freight*  
6 *rail lines of regional and short line railroads damaged by*  
7 *the floods in September 1996, and in March and April*  
8 *1997, \$24,000,000, to be awarded subject to the discretion*  
9 *of the Secretary on a case-by-case basis: Provided, That*  
10 *funds provided under this head shall be available for reha-*  
11 *bilitation of railroad rights-of-way, bridges, and other fa-*  
12 *cilities which are part of the general railroad system of*  
13 *transportation, and primarily used by railroads to move*  
14 *freight traffic: Provided further, That railroad rights-of-*  
15 *way, bridges, and other facilities owned by class I railroads,*  
16 *passenger railroads, or by tourist, scenic, or historic rail-*  
17 *roads are not eligible for funding under this section: Pro-*  
18 *vided further, That these funds shall be available only to*  
19 *the extent an official budget request, for a specific dollar*  
20 *amount, that includes designation of the entire amount as*  
21 *an emergency requirement as defined in the Balanced*  
22 *Budget and Emergency Deficit Control Act of 1985, as*  
23 *amended, is transmitted by the President to the Congress:*  
24 *Provided further, That the entire amount is designated by*  
25 *Congress as an emergency requirement pursuant to section*

1 *251(b)(2)(D)(i) of the Balanced Budget and Emergency*  
2 *Deficit Control Act of 1985, as amended: Provided further,*  
3 *That all funds made available under this head are to re-*  
4 *main available until September 30, 1997.*

5 *RELATED AGENCY*

6 *NATIONAL TRANSPORTATION SAFETY BOARD*

7 *SALARIES AND EXPENSES*

8 *For an additional amount for “Salaries and Ex-*  
9 *penses” for emergency expenses resulting from the crash of*  
10 *TWA Flight 800, and for assistance to families of victims*  
11 *of aviation accidents as authorized by Public Law 104–264,*  
12 *\$14,100,000: Provided, That the entire amount is des-*  
13 *ignated by Congress as an emergency requirement pursuant*  
14 *to section 251(b)(2)(D)(i) of the Balanced Budget Emer-*  
15 *gency Deficit Control Act of 1985, as amended.*

16 *CHAPTER 6*

17 *SUBCOMMITTEE ON VA, HUD, AND INDEPENDENT*

18 *AGENCIES*

19 *DEPARTMENT OF HOUSING AND URBAN*

20 *DEVELOPMENT*

21 *COMMUNITY PLANNING AND DEVELOPMENT*

22 *COMMUNITY DEVELOPMENT BLOCK GRANTS FUND*

23 *For an additional amount for “Community develop-*  
24 *ment block grants fund” as authorized under title I of the*  
25 *Housing and Community Development Act of 1974,*

1 \$500,000,000, to remain available until September 30, 2000  
2 for emergency expenses resulting from the flooding in the  
3 upper Midwest and other disasters in fiscal year 1997 and  
4 such natural disasters designated 30 days prior to the start  
5 of fiscal year 1997, so long as the emergency expenses are  
6 for those community development activities related to recov-  
7 ery efforts and for immediate recovery needs not reimburs-  
8 able by the Federal Emergency Management Agency: Pro-  
9 vided, That in administering these amounts, the Secretary  
10 may waive, or specify alternative requirements for, any  
11 provision of any statute or regulation that the Secretary  
12 administers in connection with the obligation by the Sec-  
13 retary or the use by the recipient of these funds, except for  
14 statutory requirements related to civil rights, fair housing  
15 and nondiscrimination, the environment, and labor stand-  
16 ards, upon a finding that such waiver is required to facili-  
17 tate the use of such funds, and would not be inconsistent  
18 with the overall purpose of the statute: Provided further,  
19 That the Secretary of Housing and Urban Development  
20 shall publish a notice in the Federal Register governing the  
21 use of community development block grant funds in con-  
22 junction with any program administered by the Director  
23 of the Federal Emergency Management Agency for buyouts  
24 for structures in disaster areas: Provided further, That for  
25 any funds under this head used for buyouts in conjunction

1 *with any program administered by the Director of the Fed-*  
2 *eral Emergency Management Agency, each state or unit of*  
3 *general local government requesting funds from the Sec-*  
4 *retary of Housing and Urban Development for buyouts*  
5 *shall submit a plan to the Secretary which must be ap-*  
6 *proved by the Secretary as consistent with the requirements*  
7 *of this program: Provided further, That the Secretary of*  
8 *Housing and Urban Development and the Director of the*  
9 *Federal Emergency Management Agency shall submit quar-*  
10 *terly reports to the House and Senate Committees on Ap-*  
11 *propriations on all disbursement and use of funds for or*  
12 *associated with buyouts: Provided further, That the entire*  
13 *amount is designated by the Congress as an emergency re-*  
14 *quirement pursuant to section 251(b)(2)(D)(i) of the Bal-*  
15 *anced Budget and Emergency Deficit Control Act of 1985,*  
16 *as amended.*

17 *INDEPENDENT AGENCY*

18 *FEDERAL EMERGENCY MANAGEMENT AGENCY*

19 *DISASTER RELIEF*

20 *For an additional amount for “Disaster Relief”,*  
21 *\$3,100,000,000, to remain available until expended: Pro-*  
22 *vided, That the entire amount is designated by Congress*  
23 *as an emergency requirement pursuant to section*  
24 *251(b)(2)(D)(i) of such Act: Provided further, That of the*  
25 *funds made available under this heading, \$2,100,000,000*

1 *shall not become available until the Director of the Federal*  
2 *Emergency Management Agency submits to the Congress a*  
3 *legislative proposal to control disaster relief expenditures*  
4 *including the elimination of funding for certain revenue*  
5 *producing facilities: Provided further, That of the funds*  
6 *made available under this heading, up to \$20,000,000 may*  
7 *be transferred to the Disaster Assistance Direct Loan Pro-*  
8 *gram for the cost of direct loans as authorized under section*  
9 *417 of the Robert T. Stafford Disaster Relief and Emer-*  
10 *gency Assistance Act (42 U.S.C. 5121 et seq.): Provided fur-*  
11 *ther, That such transfer may be made to subsidize gross ob-*  
12 *ligations for the principal amount of direct loans not to*  
13 *exceed \$21,000,000 under section 417 of the Stafford Act:*  
14 *Provided further, That any such transfer of funds shall be*  
15 *made only upon certification by the Director of the Federal*  
16 *emergency Management Agency that all requirements of sec-*  
17 *tion 417 of the Stafford Act will be complied with: Provided*  
18 *further, That the entire amount of the preceding proviso*  
19 *shall be available only to the extent that an official budget*  
20 *request for a specific dollar amount, that includes designa-*  
21 *tion of the entire amount of the request as an emergency*  
22 *requirement as defined in the Balanced Budget and Emer-*  
23 *gency Deficit Control Act of 1985, as amended, is transmit-*  
24 *ted by the President to Congress: Provided further, That the*  
25 *entire amount is designated by Congress as an emergency*

1 *requirement pursuant to section 251(b)(2)(D)(i) of the Bal-*  
2 *anced Budget and Emergency Deficit Control Act of 1985,*  
3 *as amended.*

4 *CHAPTER 7*

5 *SUBCOMMITTEE ON LABOR, HEALTH AND*  
6 *HUMAN SERVICES, AND EDUCATION, AND RE-*  
7 *LATED AGENCIES*

8 *DEPARTMENT OF HEALTH AND HUMAN*  
9 *SERVICES*

10 *OFFICE OF THE SECRETARY*

11 *PUBLIC HEALTH AND SOCIAL SERVICES EMERGENCY FUND*

12 *For expenses necessary to support research on environ-*  
13 *mental risk factors associated with breast cancer,*  
14 *\$15,000,000, to remain available until expended: Provided,*  
15 *That the Secretary shall award such funds on a competitive*  
16 *basis: Provided further, That the entire amount is des-*  
17 *ignated by Congress as an emergency requirement pursuant*  
18 *to section 251(b)(2)(D)(i) of the Balanced Budget and*  
19 *Emergency Deficit Control Act of 1985, as amended.*

1            *TITLE III—OTHER SUPPLEMENTALS*2                            *CHAPTER 1*3            *SUBCOMMITTEE ON AGRICULTURE, RURAL*4            *DEVELOPMENT, AND RELATED AGENCIES*5                            *DEPARTMENT OF AGRICULTURE*6                                    *FARM SERVICE AGENCY*7            *AGRICULTURAL CREDIT INSURANCE FUND PROGRAM*8                                    *ACCOUNT*

9            *For an additional amount for the “Agricultural Credit*  
10 *Insurance Fund Program Account” for the additional cost*  
11 *of direct operating loans authorized by 7 U.S.C. 1928–1929,*  
12 *including the cost of modifying such loans as defined in*  
13 *section 502 of the Congressional Budget Act of 1974,*  
14 *\$12,600,000, to remain available until expended.*

15                            *FOOD AND CONSUMER SERVICE*16            *SPECIAL SUPPLEMENTAL NUTRITION PROGRAM FOR*17                            *WOMEN, INFANTS, AND CHILDREN (WIC)*

18            *For an additional amount for the “Special Supple-*  
19 *mental Nutrition Program for Women, Infants, and Chil-*  
20 *dren (WIC)” as authorized by section 17 of the Child Nutri-*  
21 *tion Act of 1966, as amended (42 U.S.C. et seq.),*  
22 *\$58,000,000, to remain available through September 30,*  
23 *1998: Provided, That the Secretary shall allocate such funds*  
24 *through the existing formula or, notwithstanding sections*  
25 *17 (g), (h), or (i) of such Act and the regulations promul-*

1 *gated thereunder, such other means as the Secretary deems*  
2 *necessary.*

3 *CHAPTER 2*  
4 *SUBCOMMITTEE ON COMMERCE, JUSTICE, AND*  
5 *STATE, THE JUDICIARY, AND RELATED*  
6 *AGENCIES*

7 *DEPARTMENT OF STATE*  
8 *INTERNATIONAL ORGANIZATIONS AND CONFERENCES*  
9 *CONTRIBUTIONS TO INTERNATIONAL ORGANIZATIONS*

10 *For an additional amount for “Contributions to Inter-*  
11 *national Organizations”, \$100,000,000, to remain available*  
12 *until expended, for payment of United States arrearages*  
13 *owed to the United Nations: Provided, That none of the*  
14 *funds appropriated or otherwise made available by this Act*  
15 *for payment of United States arrearages to the United Na-*  
16 *tions may be obligated or expended unless such obligation*  
17 *or expenditure is expressly authorized by the enactment of*  
18 *a subsequent Act.*

19 *CHAPTER 3*  
20 *SUBCOMMITTEE ON THE DISTRICT OF COLUMBIA*  
21 *DISTRICT OF COLUMBIA*

22 *FEDERAL PAYMENT TO THE DISTRICT OF COLUMBIA*

23 *For an additional amount to the District of Columbia*  
24 *for the fiscal year ending September 30, 1997, \$31,150,000,*  
25 *to remain available until September 30, 1998, and which*

1 *shall be deposited into an escrow account of the District*  
2 *of Columbia Financial Responsibility and Management As-*  
3 *istance Authority, pursuant to section 205 of Public Law*  
4 *104–8 (109 Stat. 131), and shall be disbursed from such*  
5 *escrow account pursuant to the instructions of the Author-*  
6 *ity, and in accordance with a plan approved by the Author-*  
7 *ity: Provided, That \$22,350,000 shall be used to carry out*  
8 *a program of school facility emergency repair of public*  
9 *schools located in the District of Columbia, and \$8,800,000*  
10 *shall be used for pay raises within the Metropolitan Police*  
11 *Department.*

12 *DIVISION OF EXPENSES*

13 *PUBLIC SAFETY AND JUSTICE*

14 *For an additional amount for public safety,*  
15 *\$8,800,000, which shall be deposited into an escrow account*  
16 *of the District of Columbia Financial Responsibility and*  
17 *Management Assistance Authority, pursuant to section 205*  
18 *of Public Law 104–8 (109 Stat. 131), and shall be disbursed*  
19 *from such escrow account pursuant to the instructions of*  
20 *the Authority, and in accordance with a plan approved by*  
21 *the Authority: Provided, That \$8,800,000 shall be used for*  
22 *pay raises within the Metropolitan Police Department.*

23 *CAPITAL OUTLAY*

24 *For an additional amount for capital outlay for the*  
25 *fiscal year ending September 30, 1997, \$22,350,000, which*

1 *shall be deposited into an escrow account of the District*  
2 *of Columbia Financial Responsibility and Management As-*  
3 *sistance Authority, pursuant to section 205 of Public Law*  
4 *104–8 (109 Stat. 131), and shall be disbursed from such*  
5 *escrow account pursuant to the instructions of the Author-*  
6 *ity, and in accordance with a plan approved by the Author-*  
7 *ity: Provided, That this amount shall be used to carry out*  
8 *a program of school facility emergency repair of public*  
9 *schools located in the District of Columbia.*

10 *GENERAL PROVISION*

11 *Funds provided under this chapter shall be deemed to*  
12 *be grants for the purposes of Section 141 of Public Law*  
13 *104–194 (110 Stat. 2374), the District of Columbia Appro-*  
14 *priations Act, 1997.*

15 *CHAPTER 4*

16 *SUBCOMMITTEE ON INTERIOR AND RELATED*  
17 *AGENCIES*

18 *DEPARTMENT OF THE INTERIOR*

19 *NATIONAL PARK SERVICE*

20 *CONSTRUCTION*

21 *For an additional amount for “Construction”,*  
22 *\$10,000,000, to remain available until expended, to make*  
23 *repairs, construct facilities, and provide visitor transpor-*  
24 *tation and for related purposes at Yosemite National Park.*

1                                    *CHAPTER 5*  
2    *SUBCOMMITTEE ON THE LEGISLATIVE BRANCH*  
3                                    *CONGRESSIONAL OPERATIONS*  
4                                    *SENATE*  
5                                    *CONTINGENT EXPENSES OF THE SENATE*  
6                                    *SECRETARY OF THE SENATE*  
7                                    *(TRANSFER OF FUNDS)*

8            *For an additional amount for expenses of the “Office*  
9 *of the Secretary of the Senate”, to carry out the provisions*  
10 *of section 8 of the Legislative Branch Appropriations Act,*  
11 *1997, \$5,000,000, to remain available until September 30,*  
12 *2000, to be derived by transfer from funds previously appro-*  
13 *priated from fiscal year 1997 funds under the heading*  
14 *“SENATE”, subject to the approval of the Committee on*  
15 *Appropriations.*

16                                    *CHAPTER 6*  
17    *SUBCOMMITTEE ON TRANSPORTATION AND*  
18                                    *RELATED AGENCIES*  
19                                    *DEPARTMENT OF TRANSPORTATION*  
20                                    *COAST GUARD*  
21                                    *OPERATING EXPENSES*

22            *For an additional amount for “Operating Expenses”,*  
23 *\$6,473,000, for necessary expenses directly related to sup-*  
24 *port activities in the TWA Flight 800 crash investigation,*  
25 *to remain available until expended.*

1 *RETIRED PAY*

2 *For an additional amount for “Retired Pay”,*  
3 *\$4,200,000.*

4 *FEDERAL AVIATION ADMINISTRATION*5 *GRANTS-IN-AID FOR AIRPORTS*

6 *For an additional amount for “Grants-in-aid for Air-*  
7 *ports”, \$15,520,000: Provided, That, the President may*  
8 *make available funds for making grants to reimburse State*  
9 *and local agencies for unanticipated disaster costs associ-*  
10 *ated with recovery, investigation, security, forensic and*  
11 *medical examination of evidence, air support, and logistical*  
12 *support efforts directly related to the 1996 TWA Flight 800*  
13 *and ValuJet Flight 592 tragedies: Provided further, That*  
14 *not to exceed \$12,420,000 shall be available under this pro-*  
15 *vision for reimbursement to State and local agencies for the*  
16 *TWA Flight 800 tragedy: Provided further, That not to ex-*  
17 *ceed \$3,100,000 shall be available under this provision for*  
18 *reimbursement to State and local agencies for the ValuJet*  
19 *Flight 592 tragedy.*

20 *FEDERAL HIGHWAY ADMINISTRATION*21 *FEDERAL-AID HIGHWAYS*22 *(LIMITATION ON OBLIGATIONS)*23 *(HIGHWAY TRUST FUND)*

24 *The limitation under this heading in Public Law 104–*  
25 *50 and in Public Law 104–205 is increased by*  
26 *\$933,193,000: Provided, That such additional authority*

1 shall remain available during fiscal year 1997: Provided  
2 further, That notwithstanding any other provision of law,  
3 such additional authority shall be distributed to ensure that  
4 States receive amounts that they would have received had  
5 the Highway Trust Fund fiscal year 1994 income statement  
6 not been understated prior to the revision on December 24,  
7 1996; and that notwithstanding any other provision of law,  
8 an amount of obligational authority in addition to the  
9 amount distributed above, shall be made available by this  
10 Act and shall be distributed to assure that States receive  
11 obligational authority that they would have received had  
12 the Highway Trust Fund fiscal year 1995 income statement  
13 not been revised on December 24, 1996: Provided further,  
14 That such additional authority shall be distributed to en-  
15 sure that no State shall receive an amount in fiscal year  
16 1997 that is less than the amount a State received in fiscal  
17 year 1996: Provided further, That \$3,600,000 of the addi-  
18 tional allocation for Utah shall be utilized on planning,  
19 preliminary engineering and design for projects critical to  
20 the 2002 Winter Olympics: Provided further, That \$450,000  
21 of the additional allocation for the State of New Mexico  
22 shall be provided to continue the Santa Teresa border tech-  
23 nologies project: Provided further, That the additional  
24 amounts made available to the State of Alabama shall be  
25 utilized for right-of-way acquisition and construction of the

1 *Warrior Loop project: Provided further, That \$12,600,000*  
2 *of the additional allocation for the State of Kentucky shall*  
3 *be utilized to complete the William H. Natcher Bridge in*  
4 *Maceo, Kentucky: Provided further, That the additional*  
5 *amounts made available to the State of California may be*  
6 *provided for a project to repair or reconstruct any portion*  
7 *of a federal aid primary route in San Mateo, California,*  
8 *which was destroyed as a result of a combination of storms*  
9 *and a mountain slide in the winter of 1982–1983: Provided*  
10 *further, That the additional amounts made available in this*  
11 *paragraph for the State of South Carolina shall be provided*  
12 *for the Highway 17 Cooper River Bridges replacement*  
13 *project, Charleston, South Carolina: Provided further, That*  
14 *\$100,000 of the additional allocation for the State of Iowa*  
15 *shall be provided for planning and environmental work on*  
16 *the 86th Street Highway Project in Polk County: Provided*  
17 *further, That \$400,000 of the additional allocation for the*  
18 *State of Illinois shall be provided for costs associated with*  
19 *the replacement of Gaumer’s Bridge in Vermilion County,*  
20 *Illinois.*

1                                    *CHAPTER 7*  
2                    *SUBCOMMITTEE ON TREASURY AND GENERAL*  
3                                    *GOVERNMENT*  
4                                    *DEPARTMENT OF THE TREASURY*  
5                                    *DEPARTMENTAL OFFICES*  
6                                    *SALARIES AND EXPENSES*

7            *For an additional amount under the heading “Depart-*  
8 *mental Offices, Salaries and Expenses”, \$1,950,000: Pro-*  
9 *vided, That the Secretary of Treasury may utilize the law*  
10 *enforcement services, personnel, equipment, and facilities of*  
11 *the State of Colorado, the County of Denver, and the City*  
12 *of Denver, with their consent, and shall reimburse the State*  
13 *of Colorado, the County of Denver, and the City of Denver*  
14 *for the utilization of such law enforcement services, person-*  
15 *nel (for salaries, overtime, and benefits), equipment, and*  
16 *facilities for security arrangements for the Denver Summit*  
17 *of Eight being held June 20 through June 22, 1997, in Den-*  
18 *ver, Colorado.*

19                                    *U.S. POSTAL SERVICE*  
20                                    *PAYMENT TO THE POSTAL SERVICE FUND*

21            *For an additional amount for the Postal Service Fund*  
22 *for revenue forgone on free and reduced rate mail, pursuant*  
23 *to subsection (d) of section 2401 of title 39, United States*  
24 *Code, \$5,383,000.*



1 *acquiring parking in Ashland, Kentucky and \$500,000*  
2 *shall be made available instead for the restoration of the*  
3 *Paramount Theater in Ashland, Kentucky.*

4 *CAPACITY BUILDING FOR COMMUNITY DEVELOPMENT AND*

5 *AFFORDABLE HOUSING*

6 *(TRANSFER OF FUNDS)*

7 *For capacity building for community development and*  
8 *affordable housing, as authorized by section 4 of the HUD*  
9 *Demonstration Act of 1993 (Public Law 103–120),*  
10 *\$30,200,000, to remain available until expended, and to be*  
11 *derived by transfer from the Homeownership and Oppor-*  
12 *tunity for People Everywhere Grants account: Provided,*  
13 *That Habitat for Humanity and Youthbuild participate*  
14 *under this section: Provided further, That at least*  
15 *\$10,000,000 of the funding under this head be used in rural*  
16 *areas, including tribal areas.*

17 *MANAGEMENT AND ADMINISTRATION*

18 *SALARIES AND EXPENSES*

19 *Of the funds appropriated under this head in Public*  
20 *Law 104–204, the Secretary of Housing and Urban Devel-*  
21 *opment shall make a grant of \$1,500,000 to the National*  
22 *Academy of Public Administration no later than June 15,*  
23 *1997 for an evaluation of the Department of Housing and*  
24 *Urban Development: Provided, That the \$1,500,000 shall be*  
25 *from salaries and expenses designated for non-career Senior*  
26 *Executive Service and other non-career personnel.*

1                                    *CHAPTER 9*  
2   *SUBCOMMITTEE ON LABOR, HEALTH AND*  
3   *HUMAN SERVICES, AND EDUCATION, AND RE-*  
4   *LATED AGENCIES*  
5   *DEPARTMENT OF HEALTH AND HUMAN*  
6   *SERVICES*

7   *HEALTH RESOURCES AND SERVICES ADMINISTRATION*  
8   *HEALTH EDUCATION ASSISTANCE LOANS PROGRAM*  
9   *Public Law 104–208, under the heading “Health Edu-*  
10 *cation Assistance Loans Program” is amended by inserting*  
11 *after “\$140,000,000” the following: “: Provided further,*  
12 *That the Secretary may use up to \$499,000 derived by*  
13 *transfer from insurance premiums collected from guaran-*  
14 *teed loans made under Title VII of the Public Health Serv-*  
15 *ice Act for the purpose of carrying out section 709 of that*  
16 *Act”.*

17                                    *ADMINISTRATION FOR CHILDREN AND FAMILIES*  
18                                    *JOB OPPORTUNITIES AND BASIC SKILLS*  
19                                    *(RESCISSION)*

20        *Of the funds made available under this heading in*  
21 *Public Law 104–208, there is rescinded an amount equal*  
22 *to the total of the funds within each State’s limitation for*  
23 *fiscal year 1997 that are not necessary to pay such State’s*  
24 *allowable claims for such fiscal year.*

25        *Section 403(k)(3)(F) of the Social Security Act (as in*  
26 *effect on October 1, 1996) is amended by adding after the*

1 “,” the following: “reduced by an amount equal to the total  
 2 of those funds that are within each State’s limitation for  
 3 fiscal year 1997 that are not necessary to pay such State’s  
 4 allowable claims for such fiscal year (except that such  
 5 amount for such year shall be deemed to be \$1,000,000,000  
 6 for the purpose of determining the amount of the payment  
 7 under subsection (1) to which each State is entitled),”.

8 *CHILDREN AND FAMILIES SERVICES PROGRAMS*

9 *Public Law 104–208, under the heading titled “Chil-*  
 10 *dren and Families Services Programs” is amended by in-*  
 11 *serting after the reference to “part B(1) of title IV” the fol-*  
 12 *lowing: “and Section 1110”.*

13 *DEPARTMENT OF EDUCATION*

14 *EDUCATION FOR THE DISADVANTAGED*

15 *For additional amounts to carry out subpart 2 of part*  
 16 *A of title I of the Elementary and Secondary Education*  
 17 *Act of 1965, \$198,176,000, of which \$153,253,000 shall be*  
 18 *for Basic Grants and \$44,923,000 shall be for Concentra-*  
 19 *tion Grants, which shall be allocated, notwithstanding any*  
 20 *other provision of law, only to those States, and counties*  
 21 *within those States, that would otherwise receive, from*  
 22 *funds available under the Department of Education Appro-*  
 23 *priations Act, 1997, smaller allocations for Grants to Local*  
 24 *Educational Agencies than they would have received had*  
 25 *those allocations been calculated entirely on the basis of*  
 26 *child poverty counts from the 1990 census: Provided, That*

1 *the Secretary of Education shall use these additional funds*  
2 *to provide those States with the allocations they would have*  
3 *received had the allocations under that Appropriations Act*  
4 *been calculated entirely on the basis of the 1990 census data:*  
5 *Provided further, That the Secretary shall ratably reduce*  
6 *the allocations to states under the preceding proviso for ei-*  
7 *ther Basic Grants or Concentration Grants, or both, as the*  
8 *case may be, if the funds available are insufficient to make*  
9 *those allocations in full: Provided further, That the Sec-*  
10 *retary shall allocate, to such counties in each such State,*  
11 *additional amounts for Basic Grants and Concentration*  
12 *Grants that are in the same proportion, respectively, to the*  
13 *total amounts allocated to the State, as the differences be-*  
14 *tween such counties' initial allocations for Basic Grants*  
15 *and Concentration Grants, respectively (compared to what*  
16 *they would have received had the initial allocations been*  
17 *calculated entirely on the basis of 1990 census data), are*  
18 *to the differences between the State's initial allocations for*  
19 *Basic Grants and Concentration Grants, respectively (com-*  
20 *pared to the amounts the State would have received had*  
21 *the initial allocations been calculated entirely on the basis*  
22 *of 1990 census data): Provided further, That the funds ap-*  
23 *propriated under this paragraph shall become available on*  
24 *October 1, 1997 and shall remain available through Sep-*  
25 *tember 30, 1998, for academic year 1997–98: Provided fur-*

1 *ther, That the additional amounts appropriated under this*  
2 *paragraph shall not be taken into account in determining*  
3 *State allocations under any other program administered by*  
4 *the Secretary.*

5 *Public Law 104–208, under the heading titled “Edu-*  
6 *cation For the Disadvantaged” is amended by striking*  
7 *“\$1,298,386,000” and inserting “\$713,386,000” in lieu*  
8 *thereof.*

## 9 *CHAPTER 10*

### 10 *GENERAL PROVISIONS*

11 *SEC. 301. No part of any appropriation contained in*  
12 *this Act shall remain available for obligation beyond the*  
13 *current fiscal year unless expressly so provided herein.*

14 *SEC. 302. Of the funds currently contained within the*  
15 *“Counterterrorism Fund” of the Department of Justice,*  
16 *\$3,000,000 is provided for allocation by the Attorney Gen-*  
17 *eral to the appropriate unit or units of government in*  
18 *Ogden, Utah, for necessary expenses, including enhance-*  
19 *ments and upgrade of security and communications infra-*  
20 *structure, to counter any potential terrorism threat related*  
21 *to the 2002 Winter Olympic games to be held in Utah.*

22 *SEC. 303. None of the funds made available in any*  
23 *appropriations Act for fiscal year 1997 may be used by the*  
24 *Department of Commerce to make irreversible plans or*  
25 *preparation for the use of sampling or any other statistical*

1 *method (including any statistical adjustment) in taking the*  
2 *2000 decennial census of population for purposes of the ap-*  
3 *portionment of Representatives in Congress among the*  
4 *States.*

5 *SEC. 304. Section 5803 of Public Law 104–208 (110*  
6 *Stat. 3009–522) is hereby repealed.*

7 *SEC. 305. DELAWARE RIVER BASIN COMMISSION; SUS-*  
8 *QUEHANNA RIVER BASIN COMMISSION.—The Secretary of*  
9 *the Interior or his designee shall serve as the alternate mem-*  
10 *ber of the Susquehanna River Basin Commission appointed*  
11 *under the Susquehanna River Basin Compact (Public Law*  
12 *91–575) and the alternate member of the Delaware River*  
13 *Basin Commission appointed under the Delaware River*  
14 *Basin Compact (Public Law 87–328).*

15 *SEC. 306. Section 2.2 of Public Law 87–328 (75 Stat.*  
16 *688, 691) is amended by striking the words “during the*  
17 *term of office of the President” and inserting “at the pleas-*  
18 *ure of the President”.*

19 *SEC. 307. Section 101(c) of Public Law 104–134 is*  
20 *amended as follows: Under the heading “Title III—General*  
21 *Provisions” amend sections 315(c)(1)(A) and 315(c)(1)(B)*  
22 *by striking in each of those sections “104%” and inserting*  
23 *in lieu thereof “100%”; by striking in each of those sections*  
24 *“1995” and inserting in lieu thereof “1994”; and by strik-*

1 *ing in each of those sections “and thereafter annually ad-*  
2 *justed upward by 4%,”.*

3       *SEC. 308. Section 101(d) of Public Law 104–208 is*  
4 *amended as follows: Under the heading “Administrative*  
5 *Provisions, Indian Health Service” strike the seventh pro-*  
6 *viso and insert the following in lieu thereof: “: Provided*  
7 *further, That with respect to functions transferred by the*  
8 *Indian Health Service to tribes or tribal organizations, the*  
9 *Indian Health Service is authorized to provide goods and*  
10 *services to those entities, on a reimbursable basis, including*  
11 *payment in advance with subsequent adjustment, and the*  
12 *reimbursements received therefrom, along with the funds re-*  
13 *ceived from those entities pursuant to the Indian Self Deter-*  
14 *mination Act, may be credited to the same or subsequent*  
15 *appropriation account which provided the funding, said*  
16 *amounts to remain available until expended”.*

17       *SEC. 309. No funds provided by this Act, an Act mak-*  
18 *ing Appropriations for the Department of Defense for Fiscal*  
19 *Year 1997 (Public Law 104–208), any other Act making*  
20 *appropriations for any agency of the Federal Government*  
21 *for Fiscal Year 1997, or any other Act hereafter enacted*  
22 *may be used by any agency of the Federal Government to*  
23 *promulgate or implement any rule, regulation, policy,*  
24 *statement, or directive issued after October 1, 1993 regard-*  
25 *ing the recognition, validity, or management of any right*

1 of way established pursuant to Revised Statutes 2477 (43  
2 U.S.C. 932).

3 **SEC. 310. COMPLIANCE WITH THE ENDANGERED SPECIES**  
4 **ACT OF 1973 IN CONNECTION WITH FLOOD**  
5 **CONTROL PROJECTS.**

6 (a) *CONSULTATION AND CONFERENCING.*—As provided  
7 by regulations issued under the Endangered Species Act (16  
8 U.S.C. 1531 et seq.) for emergency situations, formal con-  
9 sultation or conferencing under section 7(a)(2) or section  
10 7(a)(4) of the Act for any action authorized, funded or car-  
11 ried out by any Federal agency to repair a Federal or non-  
12 Federal flood control project, facility or structure may be  
13 deferred by the Federal agency authorizing, funding or car-  
14 rying out the action, if the agency determines that the re-  
15 pair is needed to respond to an emergency causing an im-  
16 minent threat to human lives and property in 1996 or  
17 1997. Formal consultation or conferencing shall be deferred  
18 until the imminent threat to human lives and property has  
19 been abated. For purposes of this section, the term repair  
20 shall include preventive and remedial measures to restore  
21 the project, facility or structure to remove an imminent  
22 threat to human lives and property.

23 (b) *REASONABLE AND PRUDENT MEASURES.*—Any  
24 reasonable and prudent measures specified under section 7  
25 of the Endangered Species Act (16 U.S.C. 1536) to mini-

1 mize the impact of an action taken under this section shall  
2 be related both in nature and extent to the effect of the ac-  
3 tion taken to repair the flood control project, facility or  
4 structure.

5       *SEC. 311. Notwithstanding any other provision of law,*  
6 *fiscal year 1995 funds awarded under State-administered*  
7 *programs of the Department of Education and funds*  
8 *awarded for fiscal year 1996 for State-administered pro-*  
9 *grams under the Rehabilitation Act of the Department of*  
10 *Education to recipients in Presidentially declared disaster*  
11 *areas are available to those recipients for obligation until*  
12 *September 30, 1998: Provided, That for the purposes of as-*  
13 *sisting those recipients, the Secretary's waiver authority*  
14 *under section 14401 of the Elementary and Secondary Edu-*  
15 *cation Act of 1965 shall be extended to all State-adminis-*  
16 *tered programs of the Department of Education. This spe-*  
17 *cial waiver authority applies only to funds awarded for fis-*  
18 *cal years 1995, 1996 and 1997.*

19       *SEC. 312. Notwithstanding any other provision of law,*  
20 *the Secretary of Education may waive or modify any statu-*  
21 *tory or regulatory provision applicable to the student finan-*  
22 *cial aid programs under title IV of said Act that the Sec-*  
23 *retary deems necessary to assist individuals and other pro-*  
24 *gram participants who suffered financial harm from natu-*  
25 *ral disasters and who, at the time the disaster struck were*

1 *operating, residing, attending an institution of higher edu-*  
2 *cation, or employed within these areas on the date which,*  
3 *the President declared the existence of a major disaster (or,*  
4 *in the case of an individual who is a dependent student,*  
5 *whose parent or stepparent suffered financial harm from*  
6 *such disaster, and who resided, or was employed in such*  
7 *an area at that time): Provided further, That such author-*  
8 *ity shall be in effect only for awards for award year 1997–*  
9 *1998.*

10 *SEC. 313. None of the funds provided in this Act or*  
11 *in any other Act making appropriations for fiscal year*  
12 *1997 may be used to administer or implement in Denver,*  
13 *Colorado, the Medicare Competitive Pricing/Open Enroll-*  
14 *ment Demonstration, as titled in the April 1, 1997, Final*  
15 *Request for Proposals (RFP).*

16 *SEC. 314. Section 105(f) of the Legislative Branch Ap-*  
17 *propriation Act, 1968 (2 U.S.C. 61–1(f) is amended by add-*  
18 *ing at the end the following: “The limitation on the mini-*  
19 *mum rate of gross compensation under this subsection shall*  
20 *not apply to any member or civilian employee of the Cap-*  
21 *itol Police whose compensation is disbursed by the Secretary*  
22 *of the Senate.”.*

23 *SEC. 315. (a) Notwithstanding any other provision of*  
24 *law or regulation, with the approval of the Committee on*  
25 *Rules and Administration of the Senate, the Sergeant at*

1 *Arms and Doorkeeper of the Senate is authorized to provide*  
2 *additional facilities, services, equipment, and office space*  
3 *for use by a Senator in that Senator's State in connection*  
4 *with a disaster or emergency declared by the President*  
5 *under the Robert T. Stafford Disaster Relief and Emer-*  
6 *gency Assistance Act. Expenses incurred by the Sergeant*  
7 *at Arms and Doorkeeper of the Senate under this section*  
8 *shall be paid from the appropriation account, within the*  
9 *contingent fund of the Senate, for expenses of the Office of*  
10 *the Sergeant at Arms and Doorkeeper of the Senate, upon*  
11 *vouchers signed by the Sergeant at Arms and Doorkeeper*  
12 *of the Senate with the approval of the Committee on Rules*  
13 *and Administration of the Senate.*

14       **(b)** *This section is effective on and after the date of*  
15 *enactment of this Act.*

16       **SEC. 316.** *Title I of the Department of Transportation*  
17 *and Related Agencies Appropriations Act, 1997 (Public*  
18 *Law 104–205) is amended under the heading “Federal*  
19 *Transit Administration—Discretionary Grants” by strik-*  
20 *ing “\$661,000,000” and inserting “\$661,000”.*

21       **SEC. 317.** *Section 325 of Title III of the Department*  
22 *of Transportation and Related Agencies Appropriations*  
23 *Act, 1997 (Public Law 104–205) is amended by deleting*  
24 *all text following “Provided, That such funds shall not be*

1 *subject to the obligation limitation for Federal-aid high-*  
2 *ways and highway safety construction.”.*

3 *SEC. 318. Section 410(j) of title 23, United States*  
4 *Code, is amended by striking the period after “1997” and*  
5 *inserting “, and an additional \$500,000 for fiscal year*  
6 *1997.”.*

7 *SEC. 319. Section 45301(a)(1) of title 49, United*  
8 *States Code, is amended by striking “that neither take off*  
9 *from, nor land in, the United States.” and inserting in lieu*  
10 *thereof: “or general aviation aircraft that neither take off*  
11 *from, nor land in, the United States except that such fees*  
12 *shall not be imposed on overflights operated by citizens of*  
13 *a country contiguous to the United States if (A) both the*  
14 *origin and destination of such flights are within that other*  
15 *contiguous country and (B) that same country exempts*  
16 *similar categories of flights operated by citizens of the Unit-*  
17 *ed States.”.*

18 *SEC. 320. The Administrator of General Services is*  
19 *authorized to obligate the funds appropriated in Public*  
20 *Law 104–208 for construction of the Montgomery, Alabama*  
21 *courthouse.*

22 *SEC. 321. RESTRICTION ON FUNDS USED TO ENFORCE*  
23 *ELECTRONIC FUNDS TAX TRANSFER SYSTEM.—None of the*  
24 *funds made available by this Act or any other Act may*  
25 *be used to impose or collect any penalty under the Internal*

1 *Revenue Code of 1986 which is imposed solely by reason*  
2 *of a failure to use the electronic fund transfer system estab-*  
3 *lished under section 6302(h) of such Code if such failure—*

4           (1) *is by a person which is first required to use*  
5 *such system by reason of clause (i)(IV) or (ii)(IV) of*  
6 *section 6302(h)(2)(C) of such Code, and*

7           (2) *occurs during the period beginning on July*  
8 *1, 1997, and ending on December 31, 1997.*

9       *SEC. 322. Section 1555 of the Federal Acquisition*  
10 *Streamlining Act of 1994, Public Law 103–355, is repealed*  
11 *effective the date of the enactment of this Act.*

12       *SEC. 323. PUBLIC NOTICE OF CONTRACTING BY*  
13 *HUD.—The Secretary shall publish quarterly in the Fed-*  
14 *eral Register a list of all contracts and task orders issued*  
15 *under such contracts in excess of \$250,000 which were en-*  
16 *tered into during the quarter by the Secretary, the Govern-*  
17 *ment National Mortgage Association, and the Office of Fed-*  
18 *eral Housing Enterprise Oversight (or by any officer of the*  
19 *Department of Housing and Urban Development, the Gov-*  
20 *ernment National Mortgage Association, or the Office of*  
21 *Federal Housing Enterprise Oversight acting in his or her*  
22 *capacity to represent the Secretary or these entities). Each*  
23 *listing shall identify the parties to the contract, the term*  
24 *and amount of the contract and the subject matter and re-*  
25 *sponsibilities of the parties to the contract.*

1        *SEC. 324. SECTION 8 NOTICE PROVISION.—Section*  
2 *8(c)(9) of the United States Housing Act of 1937 is amend-*  
3 *ed by striking out “Not less than one year prior to termi-*  
4 *nating any contract” and inserting in lieu thereof the fol-*  
5 *lowing: “Not less than 120 days prior to terminating any*  
6 *contract”.*

7        *SEC. 325. The Secretary of Health and Human Serv-*  
8 *ices shall—*

9            *(1) make available under section 2604(g) of the*  
10 *Low-Income Home Energy Assistance Act of 1981 (42*  
11 *U.S.C. 8623(g)), \$45,000,000 in assistance described*  
12 *in such Act to victims of flooding and other natural*  
13 *disasters for the fiscal year 1997; and*

14            *(2) make the assistance available from funds ap-*  
15 *propriated to carry out such Act prior to the date of*  
16 *enactment of this section.*

17        *SEC. 326. The funds appropriated in Public Law 104–*  
18 *204 to the Environmental Protection Agency under the*  
19 *State and Tribal Assistance Grants Account for grants to*  
20 *States and federally recognized tribes for multi-media or*  
21 *single media pollution prevention, control and abatement*  
22 *and related activities, \$674,207,000, may also be used for*  
23 *the direct implementation by the Federal Government of a*  
24 *program required by law in the absence of an acceptable*  
25 *State or tribal program.*

1        *SEC. 327. After the period for filing claims pursuant*  
2 *to the Uniform Relocation Act is closed, and from amounts*  
3 *previously appropriated for the Center for Ecology Research*  
4 *and Training (CERT), the Environmental Protection*  
5 *Agency (EPA) shall obligate the maximum amount of funds*  
6 *necessary to settle all outstanding CERT-related claims*  
7 *against it. To the extent that unobligated balances remain*  
8 *from such amounts previously appropriated, EPA is au-*  
9 *thorized beginning in fiscal year 1997 to make grants of*  
10 *such funds to the city of Bay City, Michigan, for the pur-*  
11 *pose of EPA-approved environmental remediation and re-*  
12 *habilitation of publicly owned real property included in the*  
13 *boundaries of the CERT project.*

14        *SEC. 328. None of the funds made available in the For-*  
15 *eign Operations, Export Financing, and Related Programs,*  
16 *1997 (as contained in Public Law 104–208) may be made*  
17 *available for assistance to Uruguay unless the Secretary of*  
18 *State certifies to the Committees on Appropriations that all*  
19 *cases involving seizure of United States business assets have*  
20 *been resolved.*

21        *SEC. 329. EXPANDING SMALL BUSINESS PARTICIPA-*  
22 *TION IN DREDGING.—Section 722(a) of the Small Business*  
23 *Competitiveness Demonstration Program Act of 1988 (15*  
24 *U.S.C. 644 note) is amended by striking “September 30,*  
25 *1996” and inserting “September 30, 1997”.*

1 **SEC. 330. COLLECTION AND DISSEMINATION OF INFORMA-**  
2 **TION ON PRICES RECEIVED FOR BULK**  
3 **CHEESE.**

4 (a) *IN GENERAL.*—Not later than 30 days after the  
5 date of enactment of this Act, the Secretary of Agriculture  
6 shall collect and disseminate, on a weekly basis, statistically  
7 reliable information, obtained from cheese manufacturing  
8 areas in the United States on prices received and terms of  
9 trade involving bulk cheese, including information on the  
10 national average price for bulk cheese sold through spot and  
11 forward contract transactions. To the maximum extent  
12 practicable, the Secretary shall report the prices and terms  
13 of trade for spot and forward contract transactions sepa-  
14 rately.

15 (b) *CONFIDENTIALITY.*—All information provided to,  
16 or acquired by, the Secretary under subsection (a) shall be  
17 kept confidential by each officer and employee of the De-  
18 partment of Agriculture except that general weekly state-  
19 ments may be issued that are based on the information and  
20 that do not identify the information provided by any per-  
21 son.

22 (c) *REPORT.*—Not later than 150 days after the date  
23 of enactment of this Act, the Secretary shall report to the  
24 Committee on Agriculture, and the Committee on Appro-  
25 priations, of the House of Representatives and the Commit-  
26 tee on Agriculture, Nutrition, and Forestry, and the Com-

1 *mittee on Appropriations, of the Senate, on the rate of re-*  
2 *porting compliance by cheese manufacturers with respect to*  
3 *the information collected under subsection (a). At the time*  
4 *of the report, the Secretary may submit legislative rec-*  
5 *ommendations to improve the rate of reporting compliance.*

6 *(d) TERMINATION OF EFFECTIVENESS.—The authority*  
7 *provided by subsection (a) terminates effective April 5,*  
8 *1999.*

9 *SEC. 331. The first sentence of section 542(c)(4) of the*  
10 *Housing and Community Development Act of 1992 is*  
11 *amended by striking out “on not more than 12,000 units*  
12 *during fiscal year 1996” and inserting in lieu thereof: “on*  
13 *not more than 12,000 units during fiscal year 1996 and*  
14 *not more than an additional 7,500 units during fiscal year*  
15 *1997”.*

16 *SEC. 332. Section 45301(b)(1)(A) of title 49, United*  
17 *States Code, is amended by inserting before the semicolon*  
18 *“and at least \$50,000,000 in fiscal year 1998 and every*  
19 *year thereafter”.*

20 **SEC. 333. MICHAEL GILLICK CHILDHOOD CANCER RE-**  
21 **SEARCH.**

22 *(a) FINDINGS.—Congress finds that—*

23 *(1) during the period from 1980 to 1988, Ocean*  
24 *County, New Jersey, had a significantly higher rate*  
25 *of childhood cancer than the rest of the United States,*

1 *including a rate of brain and central nervous system*  
2 *cancer that was nearly 70 percent above the rate of*  
3 *other States;*

4 *(2) during the period from 1979 to 1991—*

5 *(A) there were 230 cases of childhood cancer*  
6 *in Ocean County, of which 56 cases were in*  
7 *Dover Township, and of those 14 were in Toms*  
8 *River alone;*

9 *(B) the rate of brain and central nervous*  
10 *system cancer of children under 20 in Toms*  
11 *River was 3 times higher than expected, and*  
12 *among children under 5 was 7 times higher than*  
13 *expected; and*

14 *(C) Dover Township, which would have had*  
15 *a nearly normal cancer rate if Toms River was*  
16 *excluded, had a 49 percent higher cancer rate*  
17 *than the rest of the State and an 80 percent*  
18 *higher leukemia rate than the rest of the State;*  
19 *and*

20 *(3)(A) according to New Jersey State averages, a*  
21 *population the size of Toms River should have 1.6*  
22 *children under age 19 with cancer; and*

23 *(B) Toms River currently has 5 children under*  
24 *the age of 19 with cancer.*

25 *(b) STUDY.—*

1           (1) *IN GENERAL.*—*The Administrator of the*  
2           *Agency for Toxic Substances and Disease Registry*  
3           *shall conduct dose-reconstruction modeling and an ep-*  
4           *idemiological study of childhood cancer in Dover*  
5           *Township, New Jersey, which may also include the*  
6           *high incidence of neuroblastomas in Ocean County,*  
7           *New Jersey.*

8           (2) *GRANT TO NEW JERSEY.*—*The Administrator*  
9           *may make 1 or more grants to the State of New Jer-*  
10          *sey to carry out paragraph (1).*

11          (c) *AUTHORIZATION OF APPROPRIATIONS.*—*There are*  
12          *authorized to be appropriated to carry out this Act*  
13          *\$6,000,000 for fiscal years 1998 through 2000.*

14          *SEC. 334. Section 101 of the Marine Mammal Protec-*  
15          *tion Act of 1972 (16 U.S.C. 1371) is amended by adding*  
16          *at the end thereof the following:*

17          “(d) *GOOD SAMARITAN EXEMPTION.*—*It shall not be*  
18          *a violation of this Act to take a marine mammal if—*

19                 “(1) *such taking is imminently necessary to*  
20                 *avoid serious injury, additional injury, or death to a*  
21                 *marine mammal entangled in fishing gear or debris;*

22                 “(2) *reasonable care is taken to ensure the safe*  
23                 *release of the marine mammal, taking into consider-*  
24                 *ation the equipment, expertise, and conditions at*  
25                 *hand;*

1           “(3) reasonable care is exercised to prevent any  
2           further injury to the marine mammal; and

3           “(4) such taking is reported to the Secretary  
4           within 48 hours.”.

5 **SEC. 335. EMERGENCY USE OF CHILD CARE FUNDS.**

6           (a) *IN GENERAL.*—Notwithstanding any other provi-  
7           sion of law, during the period beginning on April 30, 1997,  
8           an ending on July 30, 1997, the Governors of the States  
9           described in paragraph (1) of subsection (b) may, subject  
10           to subsection (c), use amounts received for the provision of  
11           child care assistance or services under the Child Care and  
12           Development Block Grant Act of 1990 (42 U.S.C. 9801 et  
13           seq.) and under part A of title IV of the Social Security  
14           Act (42 U.S.C. 601 et seq.) to provide emergency child care  
15           services to individuals described in paragraph (2) of sub-  
16           section (b).

17           (b) *ELIGIBILITY.*—

18           (1) *OF STATES.*—A State described in this para-  
19           graph is a State in which the President, pursuant to  
20           section 401 of the Robert T. Stafford Disaster Relief  
21           and Emergency Assistance Act (42 U.S.C. 5121), has  
22           determined that a major disaster exists, or that an  
23           area within the State is determined to be eligible for  
24           disaster relief under other Federal law by reason of  
25           damage related to flooding in 1997.

1           (2) *OF INDIVIDUALS.*—*An individual described*  
2 *in this subsection is an individual who—*

3           (A) *resides within any area in which the*  
4 *President, pursuant to section 401 of the Robert*  
5 *T. Stafford Disaster Relief and Emergency As-*  
6 *sistance Act (42 U.S.C. 5121), has determined*  
7 *that a major disaster exists, or within an area*  
8 *determined to be eligible for disaster relief under*  
9 *other Federal law by reason of damage related to*  
10 *flooding in 1997; and*

11           (B) *is involved in unpaid work activities*  
12 *(including the cleaning, repair, restoration, and*  
13 *rebuilding of homes, businesses, and schools) re-*  
14 *sulting from the flood emergency described in*  
15 *subparagraph (A).*

16 (c) *LIMITATIONS.*—

17           (1) *REQUIREMENTS.*—*With respect to assistance*  
18 *provided to individuals under this section, the qual-*  
19 *ity, certification and licensure, health and safety,*  
20 *nondiscrimination, and other requirements applicable*  
21 *under the Federal programs referred to in subsection*  
22 *(a) shall apply to child care provided or obtained*  
23 *under this section.*

24           (2) *AMOUNT OF FUNDS.*—*The total amount uti-*  
25 *lized by each of the States under subsection (a) dur-*

1        *ing the period referred to in such subsection shall not*  
2        *exceed the total amount of such assistance that, not-*  
3        *withstanding the enactment of this section, would oth-*  
4        *erwise have been expended by each such State in the*  
5        *affected region during such period.*

6        *(d) PRIORITY.—In making assistance available under*  
7        *this section, the Governors described in subsection (a) shall*  
8        *give priority to eligible individuals who do not have access*  
9        *to income, assets, or resources as a direct result of the flood-*  
10       *ing referred to in subsection (b)(2)(A).*

11       **SEC. 336. RELIEF TO AGRICULTURAL PRODUCERS FOR**  
12                                **FLOODING LOSS CAUSED BY DAM ON LAKE**  
13                                **REDROCK, IOWA.**

14        *(a) ELIGIBILITY.—To be eligible for assistance under*  
15        *this section, an agricultural producer must—*

16                *(1)(A) be an owner or operator of land who*  
17                *granted an easement to the Federal Government for*  
18                *flooding losses to the land caused by water retention*  
19                *at the dam site at Lake Redrock, Iowa; or*

20                *(B) have been an owner or operator of land that*  
21                *was condemned by the Federal Government because of*  
22                *flooding of the land caused by water retention at the*  
23                *dam site at Lake Redrock, Iowa; and*

24                *(2) have incurred losses that exceed the estimates*  
25                *of the Secretary of the Army provided to the producer*

1       *as part of the granting of the easement or as part of*  
2       *the condemnation.*

3       **(b) COMPENSATION.—**

4             **(1) IN GENERAL.—***Subject to paragraph (2), the*  
5       *Secretary of the Army shall compensate an eligible*  
6       *producer described in subsection (a) for flooding losses*  
7       *to the land of the producer described in subsection*  
8       *(a)(2) in an amount determined by the Federal Crop*  
9       *Insurance Corporation.*

10            **(2) REDUCTION.—***If the Secretary maintains a*  
11       *water retention rate at the dam site at Lake Redrock,*  
12       *Iowa, of—*

13                    **(A)** *less than 769 feet, the amount of com-*  
14       *ensation provided to a producer under para-*  
15       *graph (1) shall be reduced by 10 percent;*

16                    **(B)** *not less than 769 feet and not more*  
17       *than 772 feet, the amount of compensation pro-*  
18       *vided to a producer under paragraph (1) shall be*  
19       *reduced by 7 percent; and*

20                    **(C)** *more than 772 feet, the amount of com-*  
21       *ensation provided to a producer under para-*  
22       *graph (1) shall be reduced by 3 percent.*

23        **(c) CROP YEARS.—***This section shall apply to flooding*  
24       *losses to the land of a producer described in subsection*

1 *(a)(2) that are incurred during the 1997 and subsequent*  
2 *crop years.*

3 *TITLE IV—DEPARTMENT OF DEFENSE OFFSETS*

4 *DEPARTMENT OF DEFENSE—MILITARY*

5 *MILITARY PERSONNEL*

6 *MILITARY PERSONNEL, ARMY*

7 *(RESCISSION)*

8 *Of the funds made available under this heading in*  
9 *Public Law 104–208, \$46,000,000 are rescinded.*

10 *MILITARY PERSONNEL, NAVY*

11 *(RESCISSION)*

12 *Of the funds made available under this heading in*  
13 *Public Law 104–208, \$11,000,000 are rescinded.*

14 *MILITARY PERSONNEL, MARINE CORPS*

15 *(RESCISSION)*

16 *Of the funds made available under this heading in*  
17 *Public Law 104–208, \$5,000,000 are rescinded.*

18 *MILITARY PERSONNEL, AIR FORCE*

19 *(RESCISSION)*

20 *Of the funds made available under this heading in*  
21 *Public Law 104–208, \$15,000,000 are rescinded.*

1            *OPERATION AND MAINTENANCE*2            *OPERATION AND MAINTENANCE, ARMY*3                            *(RESCISSION)*4            *Of the funds made available under this heading in*5            *Public Law 104–208, \$174,000,000 are rescinded.*6            *OPERATION AND MAINTENANCE, NAVY*7                            *(RESCISSION)*8            *Of the funds made available under this heading in*9            *Public Law 104–208, \$51,000,000 are rescinded.*10          *OPERATION AND MAINTENANCE, MARINE CORPS*11                            *(RESCISSION)*12          *Of the funds made available under this heading in*13          *Public Law 104–208, \$17,000,000 are rescinded.*14          *OPERATION AND MAINTENANCE, AIR FORCE*15                            *(RESCISSION)*16          *Of the funds made available under this heading in*17          *Public Law 104–208, \$117,000,000 are rescinded.*18          *OPERATION AND MAINTENANCE, DEFENSE-WIDE*19                            *(RESCISSION)*20          *Of the funds made available under this heading in*21          *Public Law 104–208, \$25,000,000 are rescinded.*22          *ENVIRONMENTAL RESTORATION, ARMY*23                            *(RESCISSION)*24          *Of the funds made available under this heading in*25          *Public Law 104–208, \$250,000 are rescinded.*

1                    *ENVIRONMENTAL RESTORATION, NAVY*2    *(RESCISSION)*3            *Of the funds made available under this heading in*4 *Public Law 104–208, \$250,000 are rescinded.*5                    *ENVIRONMENTAL RESTORATION, AIR FORCE*6    *(RESCISSION)*7            *Of the funds made available under this heading in*8 *Public Law 104–208, \$250,000 are rescinded.*9                    *ENVIRONMENTAL RESTORATION, DEFENSE-WIDE*10    *(RESCISSION)*11            *Of the funds made available under this heading in*12 *Public Law 104–208, \$250,000 are rescinded.*13                    *FORMER SOVIET UNION THREAT REDUCTION*14    *(RESCISSION)*15            *Of the funds made available under this heading in*16 *Public Law 104–208, \$2,000,000 are rescinded.*17    *PROCUREMENT*18    *AIRCRAFT PROCUREMENT, ARMY*19    *(RESCISSIONS)*20            *Of the funds made available under this heading in*21 *Public Law 103–335, \$1,085,000 are rescinded.*22            *Of the funds made available under this heading in*23 *Public Law 104–208, \$8,000,000 are rescinded.*

1                    *MISSILE PROCUREMENT, ARMY*2                                    *(RESCISSIONS)*3            *Of the funds made available under this heading in*  
4 *Public Law 103–335, \$2,707,000 are rescinded.*5            *Of the funds made available under this heading in*  
6 *Public Law 104–208, \$71,000,000 are rescinded.*7            *PROCUREMENT OF WEAPONS AND TRACKED COMBAT*8                                    *VEHICLES, ARMY*9                                    *(RESCISSIONS)*10           *Of the funds made available under this heading in*  
11 *Public Law 103–335, \$2,296,000 are rescinded.*12           *Of the funds made available under this heading in*  
13 *Public Law 104–208, \$5,000,000 are rescinded.*14                    *PROCUREMENT OF AMMUNITION, ARMY*15                                    *(RESCISSIONS)*16           *Of the funds made available under this heading in*  
17 *Public Law 103–335, \$3,236,000 are rescinded.*18           *Of the funds made available under this heading in*  
19 *Public Law 104–61, \$14,000,000 are rescinded.*20           *Of the funds made available under this heading in*  
21 *Public Law 104–208, \$11,000,000 are rescinded.*22                    *OTHER PROCUREMENT, ARMY*23                                    *(RESCISSIONS)*24           *Of the funds made available under this heading in*  
25 *Public Law 103–335, \$2,502,000 are rescinded.*

1        *Of the funds made available under this heading in*  
2 *Public Law 104–208, \$21,000,000 are rescinded.*

3                                *AIRCRAFT PROCUREMENT, NAVY*

4    *(RESCISSIONS)*

5        *Of the funds made available under this heading in*  
6 *Public Law 103–335, \$34,000,000 are rescinded.*

7        *Of the funds made available under this heading in*  
8 *Public Law 104–208, \$28,000,000 are rescinded.*

9                                *WEAPONS PROCUREMENT, NAVY*

10    *(RESCISSIONS)*

11        *Of the funds made available under this heading in*  
12 *Public Law 103–335, \$16,000,000 are rescinded.*

13        *Of the funds made available under this heading in*  
14 *Public Law 104–208, \$6,000,000 are rescinded.*

15                                *PROCUREMENT OF AMMUNITION, NAVY AND MARINE*

16    *CORPS*

17    *(RESCISSIONS)*

18        *Of the funds made available under this heading in*  
19 *Public Law 103–335, \$812,000 are rescinded.*

20        *Of the funds made available under this heading in*  
21 *Public Law 104–61, \$4,000,000 are rescinded.*

22                                *SHIPBUILDING AND CONVERSION, NAVY*

23    *(RESCISSIONS)*

24        *Of the funds made available under this heading in*  
25 *Public Law 102–396, \$10,000,000 are rescinded.*

1        *Of the funds made available under this heading in*  
2 *Public Law 104–208, \$33,000,000 are rescinded.*

3                                *OTHER PROCUREMENT, NAVY*

4    *(RESCISSIONS)*

5        *Of the funds made available under this heading in*  
6 *Public Law 103–335, \$4,237,000 are rescinded.*

7        *Of the funds made available under this heading in*  
8 *Public Law 104–61, \$3,000,000 are rescinded.*

9        *Of the funds made available under this heading in*  
10 *Public Law 104–208, \$8,000,000 are rescinded.*

11                                *PROCUREMENT, MARINE CORPS*

12    *(RESCISSIONS)*

13        *Of the funds made available under this heading in*  
14 *Public Law 103–335, \$1,207,000 are rescinded.*

15        *Of the funds made available under this heading in*  
16 *Public Law 104–61, \$4,000,000 are rescinded.*

17                                *AIRCRAFT PROCUREMENT, AIR FORCE*

18    *(RESCISSIONS)*

19        *Of the funds made available under this heading in*  
20 *Public Law 103–335, \$33,650,000 are rescinded.*

21        *Of the funds made available under this heading in*  
22 *Public Law 104–61, \$40,000,000 are rescinded.*

23        *Of the funds made available under this heading in*  
24 *Public Law 104–208, \$41,000,000 are rescinded.*

1                    *MISSILE PROCUREMENT, AIR FORCE*2    *(RESCISSIONS)*3            *Of the funds made available under this heading in*4 *Public Law 103–335, \$7,195,000 are rescinded.*5            *Of the funds made available under this heading in*6 *Public Law 104–208, \$186,000,000 are rescinded.*7                    *OTHER PROCUREMENT, AIR FORCE*8    *(RESCISSIONS)*9            *Of the funds made available under this heading in*10 *Public Law 103–335, \$3,659,000 are rescinded.*11            *Of the funds made available under this heading in*12 *Public Law 104–61, \$10,000,000 are rescinded.*13            *Of the funds made available under this heading in*14 *Public Law 104–208, \$7,000,000 are rescinded.*15                    *PROCUREMENT, DEFENSE-WIDE*16    *(RESCISSIONS)*17            *Of the funds made available under this heading in*18 *Public Law 103–335, \$4,860,000 are rescinded.*19            *Of the funds made available under this heading in*20 *Public Law 104–208, \$5,000,000 are rescinded.*21                    *NATIONAL GUARD AND RESERVE EQUIPMENT*22    *(RESCISSION)*23            *Of the funds made available under this heading in*24 *Public Law 103–335, \$5,029,000 are rescinded.*



1     *RESEARCH, DEVELOPMENT, TEST AND EVALUATION,*  
2                                    *DEFENSE-WIDE*  
3                                    *(RESCISSIONS)*

4       *Of the funds made available under this heading in*  
5 *Public Law 104–61, \$81,090,000 are rescinded.*

6       *Of the funds made available under this heading in*  
7 *Public Law 104–208, \$95,000,000 are rescinded.*

8     *DEVELOPMENTAL TEST AND EVALUATION, DEFENSE*  
9                                    *(RESCISSION)*

10      *Of the funds made available under this heading in*  
11 *Public Law 104–61, \$890,000 are rescinded.*

12     *OPERATIONAL TEST AND EVALUATION, DEFENSE*  
13                                    *(RESCISSION)*

14      *Of the funds made available under this heading in*  
15 *Public Law 104–61, \$160,000 are rescinded.*

16     *REVOLVING AND MANAGEMENT FUNDS*

17                                    *NATIONAL DEFENSE SEALIFT FUND*  
18                                    *(RESCISSION)*

19      *Of the funds made available under this heading in*  
20 *Public Law 104–208, \$35,000,000 are rescinded.*

1 *OTHER DEPARTMENT OF DEFENSE PROGRAMS*

2 *CHEMICAL AGENTS AND MUNITIONS DESTRUCTION,*

3 *DEFENSE*

4 *(RESCISSIONS)*

5 *Of the funds made available under this heading in*  
6 *Public Law 103–335, \$456,000 are rescinded.*

7 *Of the funds made available under this heading in*  
8 *Public Law 104–61, \$20,652,000 are rescinded.*

9 *Of the funds made available under this heading in*  
10 *Public Law 104–208, \$27,000,000 are rescinded.*

11 *DRUG INTERDICTION AND COUNTER-DRUG ACTIVITIES,*

12 *DEFENSE*

13 *(RESCISSION)*

14 *Of the funds made available under this heading in*  
15 *Public Law 104–208, \$2,000,000 are rescinded.*

16 *GENERAL PROVISIONS*

17 *(RESCISSIONS)*

18 *SEC. 401. Of the funds appropriated in the Military*  
19 *Construction Appropriations Act, 1996 (Public Law 104–*  
20 *32), amounts are hereby rescinded from the following ac-*  
21 *counts in the specified amounts:*

22 *“Military Construction, Air Force Reserve”,*  
23 *\$5,000,000;*

24 *“Military Construction, Defense-wide”,*  
25 *\$41,000,000;*

1           *“Base Realignment and Closure Account, Part*  
2           *II”, \$35,391,000;*

3           *“Base Realignment and Closure Account, Part*  
4           *III”, \$75,638,000;*

5           *“Base Realignment and Closure Account, Part*  
6           *IV”, \$22,971,000:*

7 *Provided, That of the funds appropriated in the Military*  
8 *Construction Appropriations Act, 1997 (Public Law 104–*  
9 *196), amounts are hereby rescinded from the following ac-*  
10 *counts in the specified amounts:*

11           *“Military Construction, Army”, \$1,000,000;*

12           *“Military Construction, Navy”, \$2,000,000;*

13           *“Military Construction, Air Force”, \$3,000,000;*

14           *“Military Construction, Defense-wide”,*  
15           *\$49,000,000.*

16           *SEC. 402. Notwithstanding 31 U.S.C. 1502(a) and 31*  
17 *U.S.C. 1553(a), funds appropriated in Public Law 101–*  
18 *511, Public Law 102–396, and Public Law 103–139, under*  
19 *the heading “Weapons Procurement, Navy”, that were obli-*  
20 *gated and expended to settle claims on the MK–50 torpedo*  
21 *program may continue to be obligated and expended to set-*  
22 *tle those claims.*

23           *SEC. 403. None of the funds available to the Depart-*  
24 *ment of Defense in this or any other Act shall be available*  
25 *to pay the cost of operating a National Missile Defense*



1                    *TITLE V—OTHER OFFSETS*  
2                    *CHAPTER 1*  
3 *SUBCOMMITTEE ON COMMERCE, JUSTICE, AND*  
4 *STATE, THE JUDICIARY, AND RELATED*  
5 *AGENCIES*

6                    *DEPARTMENT OF JUSTICE*  
7                    *GENERAL ADMINISTRATION*  
8                    *WORKING CAPITAL FUND*  
9                    *(RESCISSION)*

10            *Of the available unobligated balances under this head-*  
11 *ing, \$6,400,000 are rescinded.*

12                    *CHAPTER 2*  
13 *SUBCOMMITTEE ON INTERIOR AND RELATED*  
14 *AGENCIES*

15                    *DEPARTMENT OF ENERGY*  
16                    *CLEAN COAL TECHNOLOGY*  
17                    *(RESCISSION)*

18            *Of the funds made available under this heading for*  
19 *obligation in fiscal year 1997 or prior years, \$17,000,000*  
20 *are rescinded: Provided, That funds made available in pre-*  
21 *vious appropriations Acts shall be available for any ongo-*  
22 *ing project regardless of the separate request for proposal*  
23 *under which the project was selected.*

1                    *STRATEGIC PETROLEUM RESERVE*

2                                    *(RESCISSION)*

3            *Of the funds made available under this heading in pre-*  
4 *vious appropriations Acts, \$11,000,000 are rescinded.*

5                                    *CHAPTER 3*

6            *SUBCOMMITTEE ON TRANSPORTATION AND*

7                                    *RELATED AGENCIES*

8                                    *DEPARTMENT OF TRANSPORTATION*

9                                    *FEDERAL AVIATION ADMINISTRATION*

10                                   *GRANTS-IN-AID FOR AIRPORTS*

11                                   *(AIRPORT AND AIRWAY TRUST FUND)*

12                                   *(RESCISSION OF CONTRACT AUTHORIZATION)*

13            *Of the unobligated balances authorized under section*  
14 *14 of Public Law 91-258 as amended, \$778,000,000 are*  
15 *rescinded.*

16            *NATIONAL HIGHWAY TRAFFIC SAFETY ADMINISTRATION*

17                                   *HIGHWAY TRAFFIC SAFETY GRANTS*

18                                   *(HIGHWAY TRUST FUND)*

19                                   *(RESCISSION OF CONTRACT AUTHORIZATION)*

20            *Of the available balances of contract authority under*  
21 *this heading, \$10,600,000 are rescinded.*

1                    *FEDERAL TRANSIT ADMINISTRATION*  
2                    *TRUST FUND SHARE OF EXPENSES*  
3                    *(HIGHWAY TRUST FUND)*  
4                    *(RESCISSION OF CONTRACT AUTHORIZATION)*  
5                    *Of the available balances of contract authority under*  
6 *this heading, \$271,000,000 are rescinded.*

7                    *DISCRETIONARY GRANTS*  
8                    *(HIGHWAY TRUST FUND)*  
9                    *(RESCISSION OF CONTRACT AUTHORIZATION)*  
10                  *Of the available balances of contract authority under*  
11 *this heading, for fixed guideway modernization and bus ac-*  
12 *tivities under 49 U.S.C. 5309(m)(A) and (C), \$588,000,000*  
13 *are rescinded.*

14                    *CHAPTER 4*  
15                  *SUBCOMMITTEE ON TREASURY AND GENERAL*  
16                    *GOVERNMENT*  
17                    *INDEPENDENT AGENCY*  
18                    *GENERAL SERVICES ADMINISTRATION*  
19                    *EXPENSES, PRESIDENTIAL TRANSITION*  
20                    *(RESCISSION)*  
21                  *Of the amounts made available under this heading in*  
22 *Public Law 104–208, \$5,600,000 are rescinded.*



1 *istered by the Department and report on this audit no later*  
2 *than May 1, 1998.*

3 *FEDERAL HOUSING ADMINISTRATION*  
4 *FHA—GENERAL AND SPECIAL RISK PROGRAM ACCOUNT*  
5 *(RESCISSION)*

6 *Of the amounts of negative credit subsidy from the sale*  
7 *of mortgage notes provided for under the fourth proviso*  
8 *under this head in Public Law 104–134, \$85,000,000 is re-*  
9 *scinded.*

10 *INDEPENDENT AGENCIES*  
11 *FEDERAL EMERGENCY MANAGEMENT AGENCY*  
12 *SALARIES AND EXPENSES*

13 *(RESCISSION)*  
14 *Of the funds made available under this heading in*  
15 *Public Law 102–368, \$5,000,000 are rescinded.*

16 *NATIONAL AERONAUTICS AND SPACE ADMINISTRATION*  
17 *NATIONAL AERONAUTICS FACILITIES*  
18 *(RESCISSION)*

19 *Of the funds made available under this heading in*  
20 *Public Law 103–327, \$365,000,000 are rescinded.*

21 *FUNDS APPROPRIATED TO THE PRESIDENT*  
22 *UNANTICIPATED NEEDS*  
23 *(RESCISSION)*

24 *Of the funds made available under this heading in*  
25 *Public Law 103–211 to NASA for Space flight, control, and*  
26 *data communications, \$4,200,000 are rescinded.*



1 *and/or commodities under such program exceeds*  
 2 *\$50,000,000.*

3 *CHAPTER 7*

4 *SUBCOMMITTEE ON ENERGY AND WATER*

5 *DEVELOPMENT*

6 *DEPARTMENT OF DEFENSE—CIVIL*

7 *CORPS OF ENGINEERS—CIVIL*

8 *CONSTRUCTION, GENERAL*

9 *Of the amounts provided under this heading, including*  
 10 *amounts provided to specific projects, in Public Law 104–*  
 11 *206, and any other available balances under this heading,*  
 12 *\$30,000,000 are permanently canceled.*

13 *TITLE VI—SUPPLEMENTAL SECURITY INCOME*

14 *AMENDMENT*

15 **SEC. 601. EXTENSION OF SSI REDETERMINATION PROVI-**  
 16 **SIONS.**

17 *(a) IN GENERAL.—Section 402(a)(2)(D) of the Per-*  
 18 *sonal Responsibility and Work Opportunity Reconciliation*  
 19 *Act of 1996 (8 U.S.C. 1612(a)(2)(D)) is amended—*

20 *(1) in clause (i)—*

21 *(A) in subclause (I), by striking “the date*  
 22 *which is 1 year after such date of enactment”*  
 23 *and inserting in lieu thereof “September 30,*  
 24 *1997”; and*

1           (B) in subclause (III), by striking “the date  
2           of the redetermination with respect to such indi-  
3           vidual” and inserting in lieu thereof “September  
4           30, 1997”.

5           (b) *EFFECTIVE DATE*.—Subsection (a) takes effect as  
6 if included in the enactment of section 402 of the Personal  
7 Responsibility and Work Opportunity Reconciliation Act  
8 of 1996 (8 U.S.C. 1612).

9           **TITLE VII—GOVERNMENT SHUTDOWN**  
10           **PREVENTION ACT**

11 **SEC. 701. SHORT TITLE.**

12           This title may be cited as the “Government Shutdown  
13 Prevention Act”.

14 **SEC. 702. CONTINUING FUNDING.**

15           (a) *IN GENERAL*.—If any regular appropriation bill  
16 for fiscal year 1998 does not become law prior to the begin-  
17 ning of fiscal year 1998 or a joint resolution making con-  
18 tinuing appropriations is not in effect, there is appro-  
19 priated, out of any moneys in the Treasury not otherwise  
20 appropriated, and out of applicable corporate or other reve-  
21 nues, receipts, and funds, such sums as may be necessary  
22 to continue any program, project, or activity for which  
23 funds were provided in fiscal year 1997.

24           (b) *LEVEL OF FUNDING*.—Appropriations and funds  
25 made available, and authority granted, for a program,

1 *project, or activity for fiscal year 1998 pursuant to this*  
2 *title shall be at 100 per cent of the rate of operations that*  
3 *was provided for the program, project, or activity in fiscal*  
4 *year 1997 in the corresponding regular appropriation Act*  
5 *for fiscal year 1997.*

6 (c) *PERIOD OF AVAILABILITY.—Appropriations and*  
7 *funds made available, and authority granted, for fiscal year*  
8 *1998 pursuant to this title for a program, project, or activ-*  
9 *ity shall be available for the period beginning with the first*  
10 *day of a lapse in appropriations and ending with the ear-*  
11 *lier of—*

12 (1) *the date on which the applicable regular ap-*  
13 *propriation bill for fiscal year 1998 becomes law*  
14 *(whether or not that law provides for that program,*  
15 *project, or activity) or a continuing resolution mak-*  
16 *ing appropriations becomes law, as the case may be;*  
17 *or*

18 (2) *the last day of fiscal year 1998.*

19 **SEC. 703. TERMS AND CONDITIONS.**

20 (a) *IN GENERAL.—An appropriation of funds made*  
21 *available, or authority granted, for a program, project, or*  
22 *activity for fiscal year 1998 pursuant to this title shall be*  
23 *made available to the extent and in the manner which*  
24 *would be provided by the pertinent appropriations Act for*  
25 *fiscal year 1997, including all of the terms and conditions*

1 *and the apportionment schedule imposed with respect to the*  
2 *appropriation made or funds made available for fiscal year*  
3 *1997 or authority granted for the program, project, or ac-*  
4 *tivity under current law.*

5 (b) *EXTENT AND MANNER.*—*Appropriations made by*  
6 *this title shall be available to the extent and in the manner*  
7 *which would be provided by the pertinent appropriations*  
8 *Act.*

9 **SEC. 704. COVERAGE.**

10 *Appropriations and funds made available, and author-*  
11 *ity granted, for any program, project, or activity for fiscal*  
12 *year 1998 pursuant to this title shall cover all obligations*  
13 *or expenditures incurred for that program, project, or activ-*  
14 *ity during the portion of fiscal year 1998 for which this*  
15 *title applies to that program, project, or activity.*

16 **SEC. 705. EXPENDITURES.**

17 *Expenditures made for a program, project, or activity*  
18 *for fiscal year 1998 pursuant to this title shall be charged*  
19 *to the applicable appropriation, fund, or authorization*  
20 *whenever a regular appropriation bill or a joint resolution*  
21 *making continuing appropriations until the end of fiscal*  
22 *year 1998 providing for that program, project, or activity*  
23 *for that period becomes law.*

1 **SEC. 706. INITIATING OR RESUMING A PROGRAM, PROJECT,**  
2 **OR ACTIVITY.**

3 *No appropriation or funds made available or author-*  
4 *ity granted pursuant to this title shall be used to initiate*  
5 *or resume any program, project, or activity for which ap-*  
6 *propriations, funds, or other authority were not available*  
7 *during fiscal year 1997.*

8 **SEC. 707. PROTECTION OF OTHER OBLIGATIONS.**

9 *Nothing in this title shall be construed to effect Govern-*  
10 *ment obligations mandated by other law, including obliga-*  
11 *tions with respect to Social Security, Medicare, Medicaid,*  
12 *and veterans benefits.*

13 **SEC. 708. DEFINITION.**

14 *In this title, the term “regular appropriation bill”*  
15 *means any annual appropriation bill making appropria-*  
16 *tions, otherwise making funds available, or granting au-*  
17 *thority, for any of the following categories of programs,*  
18 *projects, and activities:*

19 *(1) Agriculture, rural development, and related*  
20 *agencies programs.*

21 *(2) The Departments of Commerce, Justice, and*  
22 *State, the judiciary, and related agencies.*

23 *(3) The Department of Defense.*

24 *(4) The government of the District of Columbia*  
25 *and other activities chargeable in whole or in part*  
26 *against the revenues of the District.*

1           (5) *The Departments of Labor, Health and*  
2           *Human Services, and Education, and related agen-*  
3           *cies.*

4           (6) *The Departments of Veterans and Housing*  
5           *and Urban Development, and sundry independent*  
6           *agencies, boards, commissions, corporations, and of-*  
7           *fices.*

8           (7) *Energy and water development.*

9           (8) *Foreign assistance and related programs.*

10          (9) *The Department of the Interior and related*  
11          *agencies.*

12          (10) *Military construction.*

13          (11) *The Department of Transportation and re-*  
14          *lated agencies.*

15          (12) *The Treasury Department, the U.S. Postal*  
16          *Service, the Executive Office of the President, and cer-*  
17          *tain independent agencies.*

18          (13) *The legislative branch.*

19                    **TITLE VIII—DEPOSITORY INSTITUTION**

20                            **DISASTER RELIEF**

21   **SEC. 801. SHORT TITLE.**

22           *This title may be cited as the “Depository Institution*  
23   *Disaster Relief Act of 1997”.*

1 **SEC. 802. TRUTH IN LENDING ACT; EXPEDITED FUNDS**  
2 **AVAILABILITY ACT.**

3 (a) *TRUTH IN LENDING ACT.*—During the 180-day pe-  
4 riod beginning on the date of enactment of this Act, the  
5 Board may make exceptions to the Truth in Lending Act  
6 (15 U.S.C. 1601 et seq.) for transactions within an area  
7 in which the President, pursuant to section 401 of the Rob-  
8 ert T. Stafford Disaster Relief and Emergency Assistance  
9 Act (42 U.S.C. 5121 et seq.), has determined that a major  
10 disaster exists, or within an area determined to be eligible  
11 for disaster relief under other Federal law by reason of dam-  
12 age related to the 1997 flooding of the Red River of the  
13 North and its tributaries, if the Board determines that the  
14 exception can reasonably be expected to alleviate hardships  
15 to the public resulting from such disaster that outweigh pos-  
16 sible adverse effects.

17 (b) *EXPEDITED FUNDS AVAILABILITY ACT.*—During  
18 the 180-day period beginning on the date of enactment of  
19 this Act, the Board may make exceptions to the Expedited  
20 Funds Availability Act (12 U.S.C. 4001 et seq.) for deposi-  
21 tory institution offices located within any area referred to  
22 in subsection (a) if the Board determines that the exception  
23 can reasonably be expected to alleviate hardships to the pub-  
24 lic resulting from such disaster that outweigh possible ad-  
25 verse effects.

1       (c) *TIME LIMIT ON EXCEPTIONS.*—Any exception  
2 made under this section shall expire not later than the ear-  
3 lier of—

4           (1) 1 year after the date of enactment of this Act;

5       or

6           (2) 1 year after the date of any determination  
7 referred to in subsection (a).

8       (d) *PUBLICATION REQUIRED.*—Not later than 60 days  
9 after the date of a determination under subsection (a), the  
10 Board shall publish in the Federal Register a statement  
11 that—

12           (1) describes the exception made under this sec-  
13 tion; and

14           (2) explains how the exception can reasonably be  
15 expected to produce benefits to the public that out-  
16 weigh possible adverse effects.

17 **SEC. 803. DEPOSIT OF INSURANCE PROCEEDS.**

18       The appropriate Federal banking agency may, by  
19 order, permit an insured depository institution, during the  
20 18-month period beginning on the date of enactment of this  
21 Act, to subtract from the institution's total assets, in cal-  
22 culating compliance with the leverage limit prescribed  
23 under section 38 of the Federal Deposit Insurance Act (12  
24 U.S.C. 1831o), an amount not exceeding the qualifying

1 *amount attributable to insurance proceeds, if the agency de-*  
2 *termines that—*

3 *(1) the institution—*

4 *(A) had its principal place of business with-*  
5 *in an area in which the President, pursuant to*  
6 *section 401 of the Robert T. Stafford Disaster*  
7 *Relief and Emergency Assistance Act, has deter-*  
8 *mined that a major disaster exists, or within an*  
9 *area determined to be eligible for disaster relief*  
10 *under other Federal law by reason of damage re-*  
11 *lated to the 1997 flooding of the Red River of the*  
12 *North and its tributaries, on the day before the*  
13 *date of any such determination;*

14 *(B) derives more than 60 percent of its total*  
15 *deposits from persons who normally reside with-*  
16 *in, or whose principal place of business is nor-*  
17 *mally within, areas of intense devastation caused*  
18 *by the major disaster;*

19 *(C) was adequately capitalized (as defined*  
20 *in section 38 of the Federal Deposit Insurance*  
21 *Act (12 U.S.C. 1831o)) before the major disaster;*  
22 *and*

23 *(D) has an acceptable plan for managing*  
24 *the increase in its total assets and total deposits;*  
25 *and*



1           (B) any provision of law that requires no-  
2           tice or opportunity for hearing or sets maximum  
3           or minimum time limits with respect to agency  
4           action.

5           (2) *PUBLICATION REQUIREMENTS.*—*Make excep-*  
6           *tions, with respect to institutions or other entities for*  
7           *which the agency is the primary Federal regulator,*  
8           *to—*

9                   (A) any publication requirement with re-  
10                  spect to establishing branches or other deposit-  
11                  taking facilities; or

12                   (B) any similar publication requirement.

13           (b) *PUBLICATION REQUIRED.*—*Not later than 90 days*  
14           *after the date of an action under this section, a qualifying*  
15           *regulatory agency shall publish in the Federal Register a*  
16           *statement that—*

17                   (1) describes the action taken under this section;

18           and

19                   (2) explains the need for the action.

20           (c) *QUALIFYING REGULATORY AGENCY DEFINED.*—

21           *For purposes of this section, the term “qualifying regulatory*  
22           *agency” means—*

23                   (1) the Board;

24                   (2) the Office of the Comptroller of the Currency;

25                   (3) the Office of Thrift Supervision;

1           (4) *the Federal Deposit Insurance Corporation;*

2           (5) *the Federal Financial Institutions Examina-*  
3     *tion Council;*

4           (6) *the National Credit Union Administration;*

5     *and*

6           (7) *with respect to chapter 53 of title 31, United*  
7     *States Code, the Secretary of the Treasury.*

8     **SEC. 805. SENSE OF THE CONGRESS.**

9         *It is the sense of the Congress that each Federal finan-*  
10     *cial institutions regulatory agency should, by regulation or*  
11     *order, make exceptions to the appraisal standards pre-*  
12     *scribed by title XI of the Financial Institutions Reform,*  
13     *Recovery, and Enforcement Act of 1989 (12 U.S.C. 3331*  
14     *et seq.) for transactions involving institutions for which the*  
15     *agency is the primary Federal regulator with respect to real*  
16     *property located within a disaster area pursuant to section*  
17     *1123 of the Financial Institutions Reform, Recovery, and*  
18     *Enforcement Act of 1989 (12 U.S.C. 3352), if the agency*  
19     *determines that the exceptions can reasonably be expected*  
20     *to alleviate hardships to the public resulting from such dis-*  
21     *aster that outweigh possible adverse effects.*

22     **SEC. 806. OTHER AUTHORITY NOT AFFECTED.**

23         *Nothing in this title limits the authority of any de-*  
24     *partment or agency under any other provision of law.*

1 **SEC. 807. DEFINITIONS.**

2 *For purposes of this title, the following definitions*  
3 *shall apply:*

4 (1) *APPROPRIATE FEDERAL BANKING AGENCY.—*  
5 *The term “appropriate Federal banking agency” has*  
6 *the same meaning as in section 3 of the Federal De-*  
7 *posit Insurance Act (12 U.S.C. 1813).*

8 (2) *BOARD.—The term “Board” means the*  
9 *Board of Governors of the Federal Reserve System.*

10 (3) *FEDERAL FINANCIAL INSTITUTIONS REGU-*  
11 *LATORY AGENCY.—The term “Federal financial insti-*  
12 *tutions regulatory agency” has the same meaning as*  
13 *in section 1121 of the Financial Institutions Reform,*  
14 *Recovery, and Enforcement Act of 1989 (12 U.S.C.*  
15 *3350).*

16 (4) *INSURED DEPOSITORY INSTITUTION.—The*  
17 *term “insured depository institution” has the same*  
18 *meaning as in section 3 of the Federal Deposit Insur-*  
19 *ance Act (12 U.S.C. 1813).*

20 (5) *LEVERAGE LIMIT.—The term “leverage*  
21 *limit” has the same meaning as in section 38 of the*  
22 *Federal Deposit Insurance Act (12 U.S.C. 1831o).*

23 (6) *QUALIFYING AMOUNT ATTRIBUTABLE TO IN-*  
24 *SURANCE PROCEEDS.—The term “qualifying amount*  
25 *attributable to insurance proceeds” means the amount*  
26 *(if any) by which the institution’s total assets exceed*



1 **SEC. 902. DATE EXTENSION.**

2 *Section 1501(a)(4) of the Elementary and Secondary*  
3 *Education Act of 1965 (20 U.S.C. 6491(a)(4)) is amended*  
4 *by striking “January 1, 1998” and inserting “January 1,*  
5 *1999”.*

6 **SEC. 903. TIMELY FILING OF NOTICE.**

7 *Notwithstanding any other provision of law, the Sec-*  
8 *retary of Education shall deem Kansas and New Mexico*  
9 *to have timely submitted under section 8009(c)(1) of the*  
10 *Elementary and Secondary Education Act of 1965 (20*  
11 *U.S.C. 7709(c)(1)) the States’ written notices of intent to*  
12 *consider payments described in section 8009(b)(1) of the Act*  
13 *(20 U.S.C. 7709(b)(1)) in providing State aid to local edu-*  
14 *cational agencies for school year 1997-1998, except that the*  
15 *Secretary may require the States to submit such additional*  
16 *information as the Secretary may require, which informa-*  
17 *tion shall be considered part of the notices.*

18 **SEC. 904. HOLD HARMLESS PAYMENTS.**

19 *Section 8002(h)(1) of the Elementary and Secondary*  
20 *Education Act of 1965 (20 U.S.C. 7702(h)(1)) is amend-*  
21 *ed—*

22 *(1) in subparagraph (A), by striking “or” after*  
23 *the semicolon;*

24 *(2) in subparagraph (B), by striking the period*  
25 *and inserting “; and”; and*

26 *(3) by adding at the end the following:*

1           “(C) for fiscal year 1997 and each succeed-  
2           ing fiscal year through fiscal year 2000 shall not  
3           be less than 85 percent of the amount such agen-  
4           cy received for fiscal year 1996 under subsection  
5           (b).”.

6 **SEC. 905. DATA.**

7           (a) *IN GENERAL.*—Section 8003(f)(4) of the *Elemen-*  
8           *tary and Secondary Education Act of 1965 (20 U.S.C.*  
9           *7703(f)(4)) is amended—*

10           (1) *in subparagraph (A)—*

11                   (A) *by inserting “expenditure,” after “reve-*  
12                   *nue,”; and*

13                   (B) *by striking the semicolon and inserting*  
14                   *a period;*

15           (2) *by striking “the Secretary” and all that fol-*  
16           *lows through “shall use” and inserting “the Secretary*  
17           *shall use”; and*

18           (3) *by striking subparagraph (B).*

19           (b) *EFFECTIVE DATE.*—*The amendments made by sub-*  
20           *section (a) shall apply with respect to fiscal years after fis-*  
21           *cal year 1997.*

1                    *TITLE X—FOOD STAMP PROGRAM*  
2   *STATE OPTION TO ISSUE FOOD STAMP BENEFITS TO*  
3   *CERTAIN INDIVIDUALS MADE INELIGIBLE BY WEL-*  
4   *FARE REFORM*

5                    *SEC. 1001. Section 7 of the Food Stamp Act of 1977*  
6   *(7 U.S.C. 2016) is amended by—*

7                    (1) *inserting in subsection (a) after “necessary,*  
8                    *and”, “except as provided in subsection (j)”, and*

9                    (2) *inserting a new subsection (j) as follows:*

10                    *“(j)(1) A State agency may, with the concurrence of*  
11   *the Secretary, issue coupons to individuals who are ineli-*  
12   *gible to participate in the food stamp program solely be-*  
13   *cause of the provisions of section 6(o)(2) of this Act or sec-*  
14   *tions 402 and 403 of the Personal Responsibility and Work*  
15   *Opportunity Act of 1996. A State agency that issues cou-*  
16   *pons under this subsection shall pay the Secretary the face*  
17   *value of the coupons issued under this subsection and the*  
18   *cost of printing, shipping, and redeeming the coupons, as*  
19   *well as any other Federal costs involved, as determined by*  
20   *the Secretary. A State agency shall pay the Secretary for*  
21   *coupons issued under this subsection and for the associated*  
22   *Federal costs issued under this subsection no later than the*  
23   *time the State agency issues such coupons to recipients. In*  
24   *making payments, the State agency shall comply with pro-*  
25   *cedures developed by the Secretary. Notwithstanding section*

1 3302(b) of title 31, United States Code, payments received  
2 by the Secretary for such coupons and for the associated  
3 Federal costs shall be credited to the food stamp program  
4 appropriation account or the account from which such asso-  
5 ciated costs were drawn, as appropriate, for the fiscal year  
6 in which the payment is received. The State agency shall  
7 comply with reporting requirements established by the Sec-  
8 retary.

9       “(2) A State agency that issues coupons under this  
10 subsection shall submit a plan, subject to the approval of  
11 the Secretary, describing the conditions under which cou-  
12 pons will be issued, including, but not limited to, eligibility  
13 standards, benefit levels, and the methodology the State will  
14 use to determine amounts owed the Secretary.

15       “(3) A State agency shall not issue benefits under this  
16 subsection—

17               “(A) to individuals who have been made ineli-  
18 gible under any provision of section 6 of this Act  
19 other than section 6(o)(2); or

20               “(B) in any area of the State where an electronic  
21 benefit transfer system has been implemented.

22       “(4) The value of coupons provided under this sub-  
23 section shall not be considered income or resources for any  
24 purpose under any Federal laws, including, but not limited

1 to, laws relating to taxation, welfare, and public assistance  
2 programs.

3 “(5) Any sanction, disqualification, fine or other pen-  
4 alty prescribed in Federal law, including, but not limited  
5 to, sections 12 and 15 of this Act, shall apply to violations  
6 in connection with any coupon or coupons issued pursuant  
7 to this subsection.

8 “(6) Administrative and other costs associated with the  
9 provision of coupons under this subsection shall not be eligi-  
10 ble for reimbursement or any other form of Federal funding  
11 under section 16 or any other provision of this Act.

12 “(7) That portion of a household’s allotment issued  
13 pursuant to this subsection shall be excluded from any sam-  
14 ple taken for purposes of making any determination under  
15 the system of enhanced payment accuracy established in sec-  
16 tion 16(c).”.

17 *CONFORMING AMENDMENT*

18 *SEC. 1002. Section 17(b)(I)(B)(iv) of the Food Stamp*  
19 *Act of 1977 is amended by—*

20 (1) striking “or” in subclause (V);

21 (2) striking the period at the end of subclause  
22 (VI) and inserting “; or”; and

23 (3) inserting a new subclause (VII) as follows—  
24 “(VII) waives a provision of section 7(j).”.

1        *This Act may be cited as the “Supplemental Appro-*  
2 *priations and Rescissions Act of 1997”.*

Attest:

*Secretary.*

105<sup>TH</sup> CONGRESS  
1<sup>ST</sup> SESSION

**H. R. 1469**

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**AMENDMENT**

HR 1469 EAS—2  
HR 1469 EAS—3  
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HR 1469 EAS—6  
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HR 1469 EAS—10