

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

# H. R. 2099

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IN THE SENATE OF THE UNITED STATES

AUGUST 1 (legislative day, JULY 10), 1995

Received; read twice and referred to the Committee on Appropriations

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## AN ACT

Making appropriations for the Departments of Veterans Affairs and Housing and Urban Development, and for sundry independent agencies, boards, commissions, corporations, and offices for the fiscal year ending September 30, 1996, and for other purposes.

1       *Be it enacted by the Senate and House of Representa-*  
2       *tives of the United States of America in Congress assembled,*  
3       That the following sums are appropriated, out of any  
4       money in the Treasury not otherwise appropriated, for the  
5       Departments of Veterans Affairs and Housing and Urban  
6       Development, and for sundry independent agencies,  
7       boards, commissions, corporations, and offices for the fis-  
8       cal year ending September 30, 1996, and for other pur-  
9       poses, namely:

1 TITLE I  
2 DEPARTMENT OF VETERANS AFFAIRS  
3 VETERANS BENEFITS ADMINISTRATION  
4 COMPENSATION AND PENSIONS  
5 (INCLUDING TRANSFER OF FUNDS)

6 For the payment of compensation benefits to or on  
7 behalf of veterans as authorized by law (38 U.S.C. 107,  
8 chapters 11, 13, 51, 53, 55, and 61); pension benefits to  
9 or on behalf of veterans as authorized by law (38 U.S.C.  
10 chapters 15, 51, 53, 55, and 61; 92 Stat. 2508); and bur-  
11 ial benefits, emergency and other officers' retirement pay,  
12 adjusted-service credits and certificates, payment of pre-  
13 miums due on commercial life insurance policies guaran-  
14 teed under the provisions of Article IV of the Soldiers'  
15 and Sailors' Civil Relief Act of 1940, as amended, and  
16 for other benefits as authorized by law (38 U.S.C. 107,  
17 1312, 1977, and 2106, chapters 23, 51, 53, 55, and 61;  
18 50 U.S.C. App. 540–548; 43 Stat. 122, 123; 45 Stat. 735;  
19 76 Stat. 1198); \$17,649,972,000, to remain available  
20 until expended: *Provided*, That not to exceed \$25,180,000  
21 of the amount appropriated shall be reimbursed to “Gen-  
22 eral operating expenses” and “Medical care” for necessary  
23 expenses in implementing those provisions authorized in  
24 the Omnibus Budget Reconciliation Act of 1990, and in  
25 the Veterans' Benefits Act of 1992, (38 U.S.C. chapters  
26 51, 53, and 55) the funding source for which is specifically

1 provided as the “Compensation and pensions” appropria-  
2 tion: *Provided further*, That such sums as may be earned  
3 on an actual qualifying patient basis, shall be reimbursed  
4 to “Medical facilities revolving fund” to augment the fund-  
5 ing of individual medical facilities for nursing home care  
6 provided to pensioners as authorized by the Veterans’  
7 Benefits Act of 1992 (38 U.S.C. chapter 55): *Provided*  
8 *further*, That \$12,000,000 previously transferred from  
9 “Compensation and pensions” to “Medical facilities re-  
10 volving fund” shall be transferred to this heading.

11 READJUSTMENT BENEFITS

12 For the payment of readjustment and rehabilitation  
13 benefits to or on behalf of veterans as authorized by law  
14 (38 U.S.C. chapters 21, 30, 31, 34, 35, 36, 39, 51, 53,  
15 55, and 61), \$1,345,300,000, to remain available until ex-  
16 pended: *Provided*, That funds shall be available to pay any  
17 court order, court award or any compromise settlement  
18 arising from litigation involving the vocational training  
19 program authorized by section 18 of Public Law 98–77,  
20 as amended.

21 VETERANS INSURANCE AND INDEMNITIES

22 For military and naval insurance, national service life  
23 insurance, servicemen’s indemnities, service-disabled vet-  
24 erans insurance, and veterans mortgage life insurance as  
25 authorized by law (38 U.S.C. chapter 19; 70 Stat. 887;

1 72 Stat. 487) \$24,890,000, to remain available until ex-  
2 pended.

3 GUARANTY AND INDEMNITY PROGRAM ACCOUNT

4 (INCLUDING TRANSFER OF FUNDS)

5 For the cost of direct and guaranteed loans, such  
6 sums as may be necessary to carry out the purpose of the  
7 program, as authorized by 38 U.S.C. chapter 37, as  
8 amended: *Provided*, That such costs, including the cost of  
9 modifying such loans, shall be as defined in section 502  
10 of the Congressional Budget Act of 1974, as amended.

11 In addition, for administrative expenses to carry out  
12 the direct and guaranteed loan programs, \$65,226,000,  
13 which may be transferred to and merged with the appro-  
14 priation for “General operating expenses”.

15 LOAN GUARANTY PROGRAM ACCOUNT

16 (INCLUDING TRANSFER OF FUNDS)

17 For the cost of direct and guaranteed loans, such  
18 sums as may be necessary to carry out the purpose of the  
19 program, as authorized by 38 U.S.C. chapter 37, as  
20 amended: *Provided*, That such costs, including the cost of  
21 modifying such loans, shall be as defined in section 502  
22 of the Congressional Budget Act of 1974, as amended.

23 In addition, for administrative expenses to carry out  
24 the direct and guaranteed loan programs, \$52,138,000,  
25 which may be transferred to and merged with the appro-  
26 priation for “General operating expenses”.

1                   DIRECT LOAN PROGRAM ACCOUNT  
2                   (INCLUDING TRANSFER OF FUNDS)

3           For the cost of direct loans, such sums as may be  
4 necessary to carry out the purpose of the program, as au-  
5 thorized by 38 U.S.C. chapter 37, as amended: *Provided*,  
6 That such costs, including the cost of modifying such  
7 loans, shall be as defined in section 502 of the Congres-  
8 sional Budget Act of 1974, as amended: *Provided further*,  
9 That during 1996, within the resources available, not to  
10 exceed \$300,000 in gross obligations for direct loans are  
11 authorized for specially adapted housing loans (38 U.S.C.  
12 chapter 37).

13           In addition, for administrative expenses to carry out  
14 the direct loan program, \$459,000, which may be trans-  
15 ferred to and merged with the appropriation for “General  
16 operating expenses”.

17                   EDUCATION LOAN FUND PROGRAM ACCOUNT  
18                   (INCLUDING TRANSFER OF FUNDS)

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

1 In addition, for administrative expenses necessary to  
2 carry out the direct loan program, \$195,000, which may  
3 be transferred to and merged with the appropriation for  
4 “General operating expenses”.

5 VOCATIONAL REHABILITATION LOANS PROGRAM ACCOUNT  
6 (INCLUDING TRANSFER OF FUNDS)

7 For the cost of direct loans, \$54,000, as authorized  
8 by 38 U.S.C. chapter 31, as amended: *Provided*, That such  
9 costs, including the cost of modifying such loans, shall be  
10 as defined in section 502 of the Congressional Budget Act  
11 of 1974, as amended: *Provided further*, That these funds  
12 are available to subsidize gross obligations for the prin-  
13 cipal amount of direct loans not to exceed \$1,964,000.

14 In addition, for administrative expenses necessary to  
15 carry out the direct loan program, \$377,000, which may  
16 be transferred to and merged with the appropriation for  
17 “General operating expenses”.

18 NATIVE AMERICAN VETERAN HOUSING LOAN PROGRAM  
19 ACCOUNT  
20 (INCLUDING TRANSFER OF FUNDS)

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

1                   VETERANS HEALTH ADMINISTRATION  
2                   MEDICAL CARE

3           For necessary expenses for the maintenance and op-  
4 eration of hospitals, nursing homes, and domiciliary facili-  
5 ties; for furnishing, as authorized by law, inpatient and  
6 outpatient care and treatment to beneficiaries of the De-  
7 partment of Veterans Affairs, including care and treat-  
8 ment in facilities not under the jurisdiction of the Depart-  
9 ment of Veterans Affairs, and furnishing recreational fa-  
10 cilities, supplies, and equipment; funeral, burial, and other  
11 expenses incidental thereto for beneficiaries receiving care  
12 in Department of Veterans Affairs facilities; administra-  
13 tive expenses in support of planning, design, project man-  
14 agement, real property acquisition and disposition, con-  
15 struction and renovation of any facility under the jurisdic-  
16 tion or for the use of the Department of Veterans Affairs;  
17 oversight, engineering and architectural activities not  
18 charged to project cost; repairing, altering, improving or  
19 providing facilities in the several hospitals and homes  
20 under the jurisdiction of the Department of Veterans Af-  
21 fairs, not otherwise provided for, either by contract or by  
22 the hire of temporary employees and purchase of mate-  
23 rials; uniforms or allowances therefor, as authorized by  
24 law (5 U.S.C. 5901–5902); aid to State homes as author-  
25 ized by law (38 U.S.C. 1741); and not to exceed

1 \$8,000,000 to fund cost comparison studies as referred  
2 to in 38 U.S.C. 8110(a)(5); \$16,777,474,000, plus reim-  
3 bursements: *Provided*, That of the funds made available  
4 under this heading, \$789,000,000 is for the equipment  
5 and land and structures object classifications only, which  
6 amount shall not become available for obligation until Au-  
7 gust 1, 1996, and shall remain available for obligation  
8 until September 30, 1997.

9 MEDICAL AND PROSTHETIC RESEARCH

10 For necessary expenses in carrying out programs of  
11 medical and prosthetic research and development as au-  
12 thorized by law (38 U.S.C. chapter 73), to remain avail-  
13 able until September 30, 1997, \$251,743,000, plus reim-  
14 bursements.

15 HEALTH PROFESSIONAL SCHOLARSHIP PROGRAM

16 For payment of health professional scholarship pro-  
17 gram grants, as authorized by law, to students who agree  
18 to a service obligation with the Department of Veterans  
19 Affairs at one of its medical facilities, \$10,386,000.

20 MEDICAL ADMINISTRATION AND MISCELLANEOUS

21 OPERATING EXPENSES

22 For necessary expenses in the administration of the  
23 medical, hospital, nursing home, domiciliary, construction,  
24 supply, and research activities, as authorized by law; ad-  
25 ministrative expenses in support of planning, design,  
26 project management, architectural, engineering, real prop-



1 erty acquisition and disposition, construction and renova-  
2 tion of any facility under the jurisdiction or for the use  
3 of the Department of Veterans Affairs, including site ac-  
4 quisition; engineering and architectural activities not  
5 charged to project cost; and research and development in  
6 building construction technology; \$63,602,000, plus reim-  
7 bursements.

8 TRANSITIONAL HOUSING LOAN PROGRAM

9 (INCLUDING TRANSFER OF FUNDS)

10 For the cost of direct loans, \$7,000, as authorized  
11 by Public Law 102–54, section 8, which shall be trans-  
12 ferred from the “General post fund”: *Provided*, That such  
13 costs, including the cost of modifying such loans, shall be  
14 as defined in section 502 of the Congressional Budget Act  
15 of 1974, as amended: *Provided further*, That these funds  
16 are available to subsidize gross obligations for the prin-  
17 cipal amount of direct loans not to exceed \$70,000. In ad-  
18 dition, for administrative expenses to carry out the direct  
19 loan program, \$54,000, which shall be transferred from  
20 the “General post fund”, as authorized by Public Law  
21 102–54, section 8.

22 DEPARTMENTAL ADMINISTRATION

23 GENERAL OPERATING EXPENSES

24 For necessary operating expenses of the Department  
25 of Veterans Affairs, not otherwise provided for, including  
26 uniforms or allowances therefor, as authorized by law; not

1 to exceed \$25,000 for official reception and representation  
2 expenses; hire of passenger motor vehicles; and reimburse-  
3 ment of the General Services Administration for security  
4 guard services, and the Department of Defense for the  
5 cost of overseas employee mail; \$821,487,000: *Provided*,  
6 That funds under this heading shall be available to admin-  
7 ister the Service Members Occupational Conversion and  
8 Training Act: *Provided further*, That the \$25,500,000 ear-  
9 marked in Public Law 103-327 for the acquisition of  
10 automated data processing equipment and services to sup-  
11 port the modernization program of the Veterans Benefits  
12 Administration is available for any expense authorized to  
13 be funded under this heading: *Provided further*, That none  
14 of the funds under this heading (including funds referred  
15 to in the preceding proviso) may be obligated or expended  
16 for the acquisition of automated data processing equip-  
17 ment and services for Department of Veterans Affairs re-  
18 gional offices to support Stage III of the automated data  
19 equipment modernization program of the Veterans Bene-  
20 fits Administration.

21 NATIONAL CEMETERY SYSTEM

22 For necessary expenses for the maintenance and op-  
23 eration of the National Cemetery System not otherwise  
24 provided for, including uniforms or allowances therefor, as  
25 authorized by law; cemeterial expenses as authorized by  
26 law; purchase of three passenger motor vehicles, for use

1 in cemeterial operations; and hire of passenger motor vehi-  
2 cles, \$72,604,000.

3 OFFICE OF INSPECTOR GENERAL

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

7 CONSTRUCTION, MAJOR PROJECTS

8 (INCLUDING TRANSFER OF FUNDS)

9 For constructing, altering, extending and improving  
10 any of the facilities under the jurisdiction or for the use  
11 of the Department of Veterans Affairs, or for any of the  
12 purposes set forth in sections 316, 2404, 2406, 8102,  
13 8103, 8106, 8108, 8109, 8110, and 8122 of title 38, Unit-  
14 ed States Code, including planning, architectural and en-  
15 gineering services, maintenance or guarantee period serv-  
16 ices costs associated with equipment guarantees provided  
17 under the project, services of claims analysts, offsite utility  
18 and storm drainage system construction costs, and site ac-  
19 quisition, where the estimated cost of a project is  
20 \$3,000,000 or more or where funds for a project were  
21 made available in a previous major project appropriation,  
22 \$183,455,000, to remain available until expended: *Pro-*  
23 *vided*, That except for advance planning of projects funded  
24 through the advance planning fund and the design of  
25 projects funded through the design fund, none of these  
26 funds shall be used for any project which has not been

1 considered and approved by the Congress in the budgetary  
2 process: *Provided further*, That funds provided in this ap-  
3 propriation for fiscal year 1996, for each approved project  
4 shall be obligated (1) by the awarding of a construction  
5 documents contract by September 30, 1996, and (2) by  
6 the awarding of a construction contract by September 30,  
7 1997: *Provided further*, That the Secretary shall promptly  
8 report in writing to the Comptroller General and to the  
9 Committees on Appropriations any approved major con-  
10 struction project in which obligations are not incurred  
11 within the time limitations established above; and the  
12 Comptroller General shall review the report in accordance  
13 with the procedures established by section 1015 of the Im-  
14 poundment Control Act of 1974 (title X of Public Law  
15 93-344): *Provided further*, That no funds from any other  
16 account except the "Parking revolving fund", may be obli-  
17 gated for constructing, altering, extending, or improving  
18 a project which was approved in the budget process and  
19 funded in this account until one year after substantial  
20 completion and beneficial occupancy by the Department  
21 of Veterans Affairs of the project or any part thereof with  
22 respect to that part only: *Provided further*, That of the  
23 funds made available under this heading in Public Law  
24 103-327, \$7,000,000 shall be transferred to the "Parking  
25 revolving fund".

## 1 CONSTRUCTION, MINOR PROJECTS

2 For constructing, altering, extending, and improving  
3 any of the facilities under the jurisdiction or for the use  
4 of the Department of Veterans Affairs, including plan-  
5 ning, architectural and engineering services, maintenance  
6 or guarantee period services costs associated with equip-  
7 ment guarantees provided under the project, services of  
8 claims analysts, offsite utility and storm drainage system  
9 construction costs, and site acquisition, or for any of the  
10 purposes set forth in sections 316, 2404, 2406, 8102,  
11 8103, 8106, 8108, 8109, 8110, and 8122 of title 38, Unit-  
12 ed States Code, where the estimated cost of a project is  
13 less than \$3,000,000, \$152,934,000, to remain available  
14 until expended, along with unobligated balances of pre-  
15 vious "Construction, minor projects" appropriations which  
16 are hereby made available for any project where the esti-  
17 mated cost is less than \$3,000,000: *Provided*, That funds  
18 in this account shall be available for (1) repairs to any  
19 of the nonmedical facilities under the jurisdiction or for  
20 the use of the Department of Veterans Affairs which are  
21 necessary because of loss or damage caused by any natural  
22 disaster or catastrophe, and (2) temporary measures nec-  
23 essary to prevent or to minimize further loss by such  
24 causes.

## 1 PARKING REVOLVING FUND

2 For the parking revolving fund as authorized by law  
3 (38 U.S.C. 8109), income from fees collected, to remain  
4 available until expended. Resources of this fund shall be  
5 available for all expenses authorized by 38 U.S.C. 8109  
6 except operations and maintenance costs which will be  
7 funded from "Medical care".

8 GRANTS FOR CONSTRUCTION OF STATE EXTENDED CARE  
9 FACILITIES

10 For grants to assist the several States to acquire or  
11 construct State nursing home and domiciliary facilities  
12 and to remodel, modify or alter existing hospital, nursing  
13 home and domiciliary facilities in State homes, for furnish-  
14 ing care to veterans as authorized by law (38 U.S.C.  
15 8131-8137), \$47,397,000, to remain available until ex-  
16 pended.

17 GRANTS FOR THE CONSTRUCTION OF STATE VETERANS  
18 CEMETERIES

19 For grants to aid States in establishing, expanding,  
20 or improving State veteran cemeteries as authorized by  
21 law (38 U.S.C. 2408), \$1,000,000, to remain available  
22 until September 30, 1998.

23 ADMINISTRATIVE PROVISIONS  
24 (INCLUDING TRANSFER OF FUNDS)

25 SEC. 101. Any appropriation for 1996 for "Com-  
26 pensation and pensions", "Readjustment benefits", and

1 “Veterans insurance and indemnities” may be transferred  
2 to any other of the mentioned appropriations.

3 SEC. 102. Appropriations available to the Depart-  
4 ment of Veterans Affairs for 1996 for salaries and ex-  
5 penses shall be available for services as authorized by 5  
6 U.S.C. 3109.

7 SEC. 103. No part of the appropriations in this Act  
8 for the Department of Veterans Affairs (except the appro-  
9 priations for “Construction, major projects”, “Construc-  
10 tion, minor projects”, and the “Parking revolving fund”)  
11 shall be available for the purchase of any site for or toward  
12 the construction of any new hospital or home.

13 SEC. 104. No part of the foregoing appropriations  
14 shall be available for hospitalization or examination of any  
15 persons except beneficiaries entitled under the laws be-  
16 stowing such benefits to veterans, unless reimbursement  
17 of cost is made to the appropriation at such rates as may  
18 be fixed by the Secretary of Veterans Affairs.

19 SEC. 105. Appropriations available to the Depart-  
20 ment of Veterans Affairs for fiscal year 1996 for “Com-  
21 pensation and pensions”, “Readjustment benefits”, and  
22 “Veterans insurance and indemnities” shall be available  
23 for payment of prior year accrued obligations required to  
24 be recorded by law against the corresponding prior year  
25 accounts within the last quarter of fiscal year 1995.

1       SEC. 106. Appropriations accounts available to the  
2 Department of Veterans Affairs for fiscal year 1996 shall  
3 be available to pay prior year obligations of corresponding  
4 prior year appropriations accounts resulting from title X  
5 of the Competitive Equality Banking Act, Public Law  
6 100–86, except that if such obligations are from trust  
7 fund accounts they shall be payable from “Compensation  
8 and pensions”.

9       SEC. 107. (a) Effective October 1, 1995, section 5505  
10 of title 38, United States Code, as in effect when repealed  
11 by section 1201(g)(4)(A) of Public Law 103–446 (108  
12 Stat. 4687), is hereby reenacted and, as so reenacted, is  
13 amended by striking out “September 30, 1992” in sub-  
14 section (c) and inserting in lieu thereof “September 30,  
15 1996”.

16       (b) The table of sections at the beginning of chapter  
17 55 of such title is amended by adding at the end the fol-  
18 lowing new item:

“5505. Limitation on compensation payments for certain incompetent veter-  
ans.”.

19       SEC. 108. Chapter 19 of title 38, United States Code,  
20 is amended as follows:

21             (1) Section 1920 is amended—

22                     (A) in subsection (a), by inserting “, and  
23                     for the reimbursement of administrative costs



1 under subsection (c)” before the period at the  
2 end of the second sentence; and

3 (B) by adding at the end the following new  
4 subsection:

5 “(c)(1) For each fiscal year for which this subsection  
6 is in effect, the Secretary shall, from the National Service  
7 Life Insurance Fund, reimburse the ‘General operating ex-  
8 penses’ account of the Department for the amount of ad-  
9 ministrative costs determined under paragraph (2) for  
10 that fiscal year. Such reimbursement shall be made from  
11 any surplus earnings for that fiscal year that are available  
12 for dividends on such insurance after claims have been  
13 paid and actuarially determined reserves have been set  
14 aside. However, if the amount of such administrative costs  
15 exceeds the amount of such surplus earnings, such reim-  
16 bursement shall be made only to the extent of such surplus  
17 earnings.

18 “(2) The Secretary shall determine the administra-  
19 tive costs to the Department for a fiscal year for which  
20 this subsection is in effect which, in the judgment of the  
21 Secretary, are properly allocable to the provision of Na-  
22 tional Service Life Insurance (and to the provision of any  
23 total disability income insurance added to the provision  
24 of such insurance).

1       “(3) This subsection shall be in effect only with re-  
2 spect to fiscal year 1996.”.

3           (2) Section 1923 is amended—

4               (A) in subsection (a), by inserting “, and  
5 for the reimbursement of administrative costs  
6 under subsection (d)” before the period at the  
7 end of the last sentence; and

8               (B) by adding at the end the following new  
9 subsection:

10       “(d)(1) For each fiscal year for which this subsection  
11 is in effect, the Secretary shall, from the Veterans’ Special  
12 Life Insurance Fund, reimburse the ‘General operating ex-  
13 penses’ account of the Department for the amount of ad-  
14 ministrative costs determined under paragraph (2) for  
15 that fiscal year. Such reimbursement shall be made from  
16 any surplus earnings for that fiscal year that are available  
17 for dividends on such insurance after claims have been  
18 paid and actuarially determined reserves have been set  
19 aside. However, if the amount of such administrative costs  
20 exceeds the amount of such surplus earnings, such reim-  
21 bursement shall be made only to the extent of such surplus  
22 earnings.

23       “(2) The Secretary shall determine the administra-  
24 tive costs to the Department for a fiscal year for which  
25 this subsection is in effect which, in the judgment of the

1 Secretary, are properly allocable to the provision of Veter-  
2 ans' Special Life Insurance (and to the provision of any  
3 total disability income insurance added to the provision  
4 of such insurance).

5 “(3) This subsection shall be in effect only with re-  
6 spect to fiscal year 1996.”.

7 (3) Section 1955 is amended—

8 (A) in subsection (a), by inserting “, and  
9 for the reimbursement of administrative costs  
10 under subsection (c)” before the period at the  
11 end of the first sentence; and

12 (B) by adding at the end the following new  
13 subsection:

14 “(c)(1) For each fiscal year for which this subsection  
15 is in effect, the Secretary shall, from the United States  
16 Government Life Insurance Fund, reimburse the ‘General  
17 operating expenses’ account of the Department for the  
18 amount of administrative costs determined under para-  
19 graph (2) for that fiscal year. Such reimbursement shall  
20 be made from any surplus earnings for that fiscal year  
21 that are available for dividends on such insurance after  
22 claims have been paid and actuarially determined reserves  
23 have been set aside. However, if the amount of such ad-  
24 ministrative costs exceeds the amount of such surplus

1 earnings, such reimbursement shall be made only to the  
2 extent of such surplus earnings.

3 “(2) The Secretary shall determine the administra-  
4 tive costs to the Department for a fiscal year for which  
5 this subsection is in effect which, in the judgment of the  
6 Secretary, are properly allocable to the provision of United  
7 States Government Life Insurance (and to the provision  
8 of any total disability income insurance added to the provi-  
9 sion of such insurance).

10 “(3) This subsection shall be in effect only with re-  
11 spect to fiscal year 1996.”.

12 (4) Section 1982 is amended by striking out  
13 “The United States” and inserting in lieu thereof  
14 “Except as provided in sections 1920(c), 1923(d),  
15 and 1955(c) of this title, the United States”.

## 16 TITLE II

### 17 DEPARTMENT OF HOUSING AND URBAN

#### 18 DEVELOPMENT

#### 19 HOUSING PROGRAMS

#### 20 ANNUAL CONTRIBUTIONS FOR ASSISTED HOUSING

21 For assistance under the United States Housing Act  
22 of 1937, as amended (“the Act” herein) (42 U.S.C. 1437),  
23 not otherwise provided for, \$10,182,359,000, to remain  
24 available until expended: *Provided*, That none of the funds  
25 made available under the head “Annual contributions for

1 assisted housing” in this Act or any prior Act shall be  
2 expended if such expenditure would cause total fiscal year  
3 1996 expenditures to exceed \$19,939,311,000: *Provided*  
4 *further*, That the Secretary shall report to the Committees  
5 on Appropriations every 90 days on the implementation  
6 of the spending limitation in the preceding proviso: *Pro-*  
7 *vided further*, That of the total amount provided under  
8 this head, \$100,000,000 shall be for the development or  
9 acquisition cost of public housing for Indian families, in-  
10 cluding amounts for housing under the mutual help home-  
11 ownership opportunity program under section 202 of the  
12 Act (42 U.S.C. 1437bb): *Provided further*, That of the  
13 total amount provided under this head, \$2,500,000,000  
14 shall be for modernization of existing public housing  
15 projects pursuant to section 14 of the Act (42 U.S.C.  
16 1437l): *Provided further*, That during fiscal year 1996, the  
17 Secretary may direct any public housing agency that re-  
18 ceives any part of the foregoing amount, to use such  
19 amount, or any other amount that has been made avail-  
20 able in this or any other prior Act for public housing under  
21 this head or for the HOPE VI/Urban Revitalization Dem-  
22 onstration Program, and that has not been obligated by  
23 the agency, to demolish, reconfigure, or reduce the density  
24 of any public housing project owned by the agency: *Pro-*  
25 *vided further*, That of the amounts earmarked under this

1 head for modernization of existing public housing projects,  
2 \$15,000,000 shall be used for the Tenant Opportunity  
3 Program: *Provided further*, That of the total amount pro-  
4 vided under this head, \$862,125,000 shall be available for  
5 non-incremental rental assistance under the section 8  
6 housing voucher program under section 8(o) of the Act  
7 (42 U.S.C. 1437f(o)): *Provided further*, That notwith-  
8 standing any other provision of law, voucher assistance  
9 provided under the preceding proviso may be used in con-  
10 nection with legislation enacted after the effective date of  
11 this Act that authorizes assistance for such purpose, as  
12 determined by the Secretary: *Provided further*, That of the  
13 total amount provided under this head, \$1,440,770,000  
14 shall be for special needs housing: *Provided further*, That  
15 the amount earmarked under the preceding proviso shall  
16 be for capital advances, including amendments to capital  
17 advance contracts, for housing for the elderly, as author-  
18 ized by section 202 of the Housing Act of 1959, as amend-  
19 ed, and for project rental assistance, and amendments to  
20 contracts for project rental assistance, for supportive  
21 housing for the elderly under section 202(c)(2) of the  
22 Housing Act of 1959, as amended; capital advances, in-  
23 cluding amendments to capital advance contracts, and  
24 project rental assistance, including amendments to con-  
25 tracts for project rental assistance, for supportive housing

1 for persons with disabilities, as authorized by section 811  
2 of the Cranston-Gonzalez National Affordable Housing  
3 Act; and housing opportunities for persons with AIDS  
4 under title VIII, subtitle D of the Cranston-Gonzalez Na-  
5 tional Affordable Housing Act: *Provided further*, That of  
6 the funds earmarked in this appropriations Act for special  
7 needs housing, the Secretary may waive any provision of  
8 section 202 of the Housing Act of 1959 and section 811  
9 of the National Affordable Housing Act (including the  
10 provisions governing the terms and conditions of project  
11 rental assistance) that the Secretary determines is not  
12 necessary to achieve the objectives of these programs, or  
13 that otherwise impedes the ability to develop, operate or  
14 administer projects assisted under these programs, and  
15 may make provision for alternative conditions or terms  
16 where appropriate: *Provided further*, That the Secretary  
17 may use up to \$200,000,000 from unobligated carryover  
18 balances under this heading as of September 30, 1995,  
19 for assistance for State or local units of government, ten-  
20 ant and nonprofit organizations to purchase projects  
21 where owners have indicated an intention to prepay mort-  
22 gages and for assistance to be used as an incentive to pre-  
23 vent prepayment or for vouchers to aid eligible tenants ad-  
24 versely affected by mortgage prepayment, as authorized  
25 under preservation legislation enacted subsequent to this

1 Act: *Provided further*, That of the total amount provided  
2 under this head, \$10,000,000 shall be for the lead-based  
3 paint hazard reduction program as authorized under sec-  
4 tion 1053 of the Residential Lead-Based Paint Hazard  
5 Reduction Act of 1992: *Provided further*, That of the total  
6 amount provided under this head, \$17,300,000 shall be  
7 available for fees for coordinators under section 23(h)(1)  
8 for the Family Self-sufficiency Program (42 U.S.C.  
9 1437u): *Provided further*, That of the total amount pro-  
10 vided under this head, \$4,641,589,000 shall be for assist-  
11 ance under the United States Housing Act of 1937 (42  
12 U.S.C. 1437) for use in connection with expiring or termi-  
13 nating section 8 subsidy contracts: *Provided further*, That  
14 such amounts shall be merged with funds referenced in  
15 section 204 of this title: *Provided further*, That the Sec-  
16 retary of Housing and Urban Development may reserve  
17 amounts available for the renewal of assistance under sec-  
18 tion 8 of the United States Housing Act of 1937 and may  
19 use such amounts, upon the termination or expiration of  
20 a contract for assistance under section 8 of the United  
21 States Housing Act of 1937 (other than a contract for  
22 tenant-based assistance and notwithstanding section 8(v)  
23 of such Act for loan management assistance), to provide  
24 voucher assistance under section 8(o) of such Act in the  
25 market area for a number of eligible families equal to the



1 number of units covered by the terminated or expired con-  
2 tract, which assistance shall be in accordance with terms  
3 and conditions prescribed by the Secretary: *Provided fur-*  
4 *ther*, That notwithstanding any other provision of law, as-  
5 sistance reserved under the preceding proviso may be used  
6 in connection with any provision of Federal law enacted  
7 after the enactment of this Act that authorizes the use  
8 of rental assistance amounts in connection with such ter-  
9 minated or expired contracts: *Provided further*, That of the  
10 total amount provided under this head, \$610,575,000  
11 shall be for amendments to section 8 contracts other than  
12 contracts for projects developed under section 202 of the  
13 Housing Act of 1959, as amended.

14 FLEXIBLE SUBSIDY FUND

15 (INCLUDING TRANSFER OF FUNDS)

16 From the fund established by section 236(g) of the  
17 National Housing Act, as amended, all uncommitted bal-  
18 ances of excess rental charges as of September 30, 1995,  
19 and any collections during fiscal year 1996 shall be trans-  
20 ferred, as authorized under such section, to the fund au-  
21 thorized under Section 201 (j) of the Housing and Com-  
22 munity Development Amendments of 1978, as amended.

23 RENTAL HOUSING ASSISTANCE

24 (RESCISSION)

25 The limitation otherwise applicable to the maximum  
26 payments that may be required in any fiscal year by all

1 contracts entered into under section 236 of the National  
2 Housing Act (12 U.S.C. 1715z-1) is reduced in fiscal year  
3 1996 by not more than \$2,000,000 in uncommitted bal-  
4 ances of authorizations provided for this purpose in appro-  
5 priations Acts: *Provided*, That up to \$163,000,000 of re-  
6 captured section 236 budget authority resulting from the  
7 prepayment of mortgages subsidized under section 236 of  
8 the National Housing Act (12 U.S.C. 1715z-1) shall be  
9 rescinded in fiscal year 1996.

10 PAYMENTS FOR OPERATION OF LOW-INCOME HOUSING

11 PROJECTS

12 For payments to public housing agencies and Indian  
13 housing authorities for operating subsidies for low-income  
14 housing projects as authorized by section 9 of the United  
15 States Housing Act of 1937, as amended (42 U.S.C.  
16 1437g), \$2,500,000,000.

17 HOME INVESTMENT PARTNERSHIPS PROGRAM

18 For the HOME investment partnerships program, as  
19 authorized under title II of the Cranston-Gonzalez Na-  
20 tional Affordable Housing Act (Public Law 101-625), as  
21 amended, \$1,400,000,000, to remain available until ex-  
22 pended.

23 HOUSING COUNSELING ASSISTANCE

24 For contracts, grants, and other assistance, other  
25 than loans, not otherwise provided for, for providing coun-  
26 seling and advice to tenants and homeowners—both cur-

1 rent and prospective—with respect to property mainte-  
2 nance, financial management, and such other matters as  
3 may be appropriate to assist them in improving their hous-  
4 ing conditions and meeting the responsibilities of tenancy  
5 or homeownership, including provisions for training and  
6 for support of voluntary agencies and services as author-  
7 ized by section 106 of the Housing and Urban Develop-  
8 ment Act of 1968, as amended, \$12,000,000, notwith-  
9 standing section 106(c)(9) and section 106(d)(13), of such  
10 Act.

11 INDIAN HOUSING LOAN GUARANTEE FUND PROGRAM  
12 ACCOUNT

13 For the cost of guaranteed loans, \$3,000,000, as au-  
14 thorized by section 184 of the Housing and Community  
15 Development Act of 1992 (106 Stat. 3739): *Provided*,  
16 That such costs, including the costs of modifying such  
17 loans, shall be as defined in section 502 of the Congres-  
18 sional Budget Act of 1974, as amended: *Provided further*,  
19 That these funds are available to subsidize total loan prin-  
20 cipal, any part of which is to be guaranteed, not to exceed  
21 \$36,900,000.

22 HOMELESS ASSISTANCE

23 HOMELESS ASSISTANCE GRANTS

24 For the emergency shelter grants program (as au-  
25 thorized under subtitle B of title IV of the Stewart B.  
26 McKinney Homeless Assistance Act (Public Law 100–77),

1 as amended); the supportive housing program (as author-  
2 ized under subtitle C of title IV of such Act); the section  
3 8 moderate rehabilitation single room occupancy program  
4 (as authorized under the United States Housing Act of  
5 1937, as amended) to assist homeless individuals pursuant  
6 to section 441 of the Stewart B. McKinney Homeless As-  
7 sistance Act; the shelter plus care program (as authorized  
8 under subtitle F of title IV of such Act); and the innova-  
9 tive homeless initiatives demonstration program (as de-  
10 scribed in sections 2(a)–2(f) of the HUD Demonstration  
11 Act of 1993 (Public Law 103–120)), \$676,000,000, to re-  
12 main available until expended.

13 COMMUNITY PLANNING AND DEVELOPMENT

14 COMMUNITY DEVELOPMENT GRANTS

15 (INCLUDING TRANSFER OF FUNDS)

16 For grants to States and units of general local gov-  
17 ernment and for related expenses, not otherwise provided  
18 for, necessary for carrying out a community development  
19 grants program as authorized by title I of the Housing  
20 and Community Development Act of 1974, as amended  
21 (42 U.S.C. 5301), \$4,600,000,000, to remain available  
22 until September 30, 1998: *Provided*, That \$46,000,000  
23 shall be available for grants to Indian tribes pursuant to  
24 section 106(a)(1) of the Housing and Community Devel-  
25 opment Act of 1974, as amended (42 U.S.C. 5301), and  
26 \$19,500,000 shall be available for “special purpose

1 grants” pursuant to section 107 of such Act: *Provided fur-*  
2 *ther*, That not to exceed 20 per centum of any grant made  
3 with funds appropriated herein (other than a grant using  
4 funds under section 107(b)(3) of such Act shall be ex-  
5 pended for “Planning and Management Development”  
6 and “Administration” as defined in regulations promul-  
7 gated by the Department of Housing and Urban Develop-  
8 ment.

9 For the cost of guaranteed loans, \$10,500,000, as au-  
10 thorized by section 108 of the Housing and Community  
11 Development Act of 1974: *Provided*, That such costs, in-  
12 cluding the cost of modifying such loans, shall be as de-  
13 fined in section 502 of the Congressional Budget Act of  
14 1974, as amended: *Provided further*, That these funds are  
15 available to subsidize total loan principal, any part of  
16 which is to be guaranteed, not to exceed \$1,000,000,000.  
17 In addition, for administrative expenses to carry out the  
18 guaranteed loan program, \$225,000 which shall be trans-  
19 ferred to and merged with the appropriation for depart-  
20 mental salaries and expenses.

21 POLICY DEVELOPMENT AND RESEARCH

22 RESEARCH AND TECHNOLOGY

23 For contracts, grants, and necessary expenses of pro-  
24 grams of research and studies relating to housing and  
25 urban problems, not otherwise provided for, as authorized

1 by title V of the Housing and Urban Development Act  
2 of 1970, as amended (12 U.S.C. 1701z-1 et seq.), includ-  
3 ing carrying out the functions of the Secretary under sec-  
4 tion 1(a)(1)(i) of Reorganization Plan No. 2 of 1968,  
5 \$34,000,000, to remain available until September 30,  
6 1997.

7           FAIR HOUSING AND EQUAL OPPORTUNITY

8                   FAIR HOUSING ACTIVITIES

9           For contracts, grants, and other assistance, not oth-  
10 erwise provided for, as authorized by title VIII of the Civil  
11 Rights Act of 1968, as amended by the Fair Housing  
12 Amendments Act of 1988, \$30,000,000, to remain avail-  
13 able until September 30, 1997.

14                   MANAGEMENT AND ADMINISTRATION

15                           SALARIES AND EXPENSES

16                                   (INCLUDING TRANSFERS OF FUNDS)

17           For necessary administrative and nonadministrative  
18 expenses of the Department of Housing and Urban Devel-  
19 opment, not otherwise provided for, including not to ex-  
20 ceed \$7,000 for official reception and representation ex-  
21 penses, \$951,988,000, of which \$505,745,000 shall be  
22 provided from the various funds of the Federal Housing  
23 Administration, and \$8,824,000 shall be provided from  
24 funds of the Government National Mortgage Association,  
25 and \$225,000 shall be provided from the Community De-  
26 velopment Grants Program account.

1 OFFICE OF INSPECTOR GENERAL  
2 (INCLUDING TRANSFER OF FUNDS)

3 For necessary expenses of the Office of Inspector  
4 General in carrying out the provisions of the Inspector  
5 General Act of 1978, as amended, \$47,388,000, of which  
6 \$10,961,000 shall be transferred from the various funds  
7 of the Federal Housing Administration.

8 OFFICE OF FEDERAL HOUSING ENTERPRISE OVERSIGHT  
9 SALARIES AND EXPENSES  
10 (INCLUDING TRANSFER OF FUNDS)

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

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

22 During fiscal year 1996, commitments to guarantee  
23 loans to carry out the purposes of section 203(b) of the  
24 National Housing Act, as amended, shall not exceed a loan  
25 principal of \$110,000,000,000.

1       During fiscal year 1996, obligations to make direct  
2 loans to carry out the purposes of section 204(g) of the  
3 National Housing Act, as amended, shall not exceed  
4 \$200,000,000: *Provided*, That the foregoing amount shall  
5 be for loans to nonprofit and governmental entities in con-  
6 nection with sales of single family real properties owned  
7 by the Secretary and formerly insured under section 203  
8 of such Act.

9       For administrative expenses necessary to carry out  
10 the guaranteed and direct loan program, \$308,846,000,  
11 to be derived from the FHA-mutual mortgage insurance  
12 guaranteed loans receipt account, of which not to exceed  
13 \$308,290,000 shall be transferred to the appropriation for  
14 departmental salaries and expenses; and of which not to  
15 exceed \$6,790,000 shall be transferred to the appropria-  
16 tion for the Office of Inspector General.

17   FHA—GENERAL AND SPECIAL RISK PROGRAM ACCOUNT  
18                                   (INCLUDING TRANSFERS OF FUNDS)

19       Total loan principal any part of which is to be guar-  
20 anteed shall not exceed \$15,000,000,000: *Provided*, That  
21 any amounts made available in any prior appropriation  
22 Act for the cost (as such term is defined in section 502  
23 of the Congressional Budget Act of 1974) of guaranteed  
24 loans that are obligations of the funds established under  
25 section 238 or 519 of the National Housing Act that have



1 not been made available for obligation or that are  
2 deobligated shall be available to the Secretary of Housing  
3 and Urban Development in connection with the making  
4 of such guarantees and shall remain available until ex-  
5 pended, notwithstanding the expiration of any period of  
6 availability otherwise applicable to such amounts: *Provided*  
7 *further*, That any amounts of negative subsidy resulting  
8 in fiscal year 1996 from the sales of assigned mortgage  
9 notes or insurance actions that exceed the amounts of neg-  
10 ative subsidy determined to be generated during such fis-  
11 cal year, based on the assumptions specified in the Presi-  
12 dent's Budget for such fiscal year, shall be available to  
13 the Secretary for the costs of any note sales or insurance  
14 actions, without regard to whether the source of the nega-  
15 tive subsidy amount is a note sale or insurance action, and  
16 the last proviso of this paragraph shall not apply to such  
17 amounts so used in connection with insurance actions:  
18 *Provided further*, That during fiscal year 1996, the Sec-  
19 retary shall sell assigned mortgage notes having an unpaid  
20 principal balance of up to \$2,600,000,000, which notes  
21 were originally obligations of the funds established under  
22 sections 238 and 519 of the National Housing Act: *Pro-*  
23 *vided further*, That of the amount appropriated herein, an  
24 amount equal to the lesser of \$52,000,000 or the excess  
25 of net proceeds above the value of holding the loans to

1 maturity, such value established using assumptions speci-  
2 fied in the President's fiscal year 1996 Budget adjusted  
3 for interest rates at the time of the sale, shall become  
4 available only after such sale has been completed.

5       In addition, for the cost of guarantees for loans, as  
6 authorized by sections 238 and 519 of the National Hous-  
7 ing Act (12 U.S.C. 1715z-3 and 1735c), \$69,620,000,  
8 *Provided*, That such costs, including the cost of modifying  
9 such loans, shall be as defined in section 502 of the Con-  
10 gressional Budget Act of 1974.

11       Gross obligations for the principal amount of direct  
12 loans, as authorized by sections 204(g), 207(l), 238(a),  
13 and 519(a) of the National Housing Act, shall not exceed  
14 \$120,000,000; of which not to exceed \$100,000,000 shall  
15 be for bridge financing in connection with the sale of mul-  
16 tifamily real properties owned by the Secretary and for-  
17 merly insured under such Act; and of which not to exceed  
18 \$20,000,000 shall be for loans to nonprofit and govern-  
19 mental entities in connection with the sale of single-family  
20 real properties owned by the Secretary and formerly in-  
21 sured under such Act.

22       In addition, for administrative expenses necessary to  
23 carry out the guaranteed and direct loan programs,  
24 \$197,470,000, of which \$197,455,000 shall be transferred  
25 to the appropriation for departmental salaries and ex-

1 penses; and of which \$4,171,000 shall be transferred to  
2 the appropriation for the Office of Inspector General.

3 GOVERNMENT NATIONAL MORTGAGE ASSOCIATION  
4 GUARANTEES OF MORTGAGE-BACKED SECURITIES LOAN  
5 GUARANTEE PROGRAM ACCOUNT  
6 (INCLUDES TRANSFER OF FUNDS)

7 During fiscal year 1996, new commitments to issue  
8 guarantees to carry out the purposes of section 306 of the  
9 National Housing Act, as amended (12 U.S.C. 1721(g)),  
10 shall not exceed \$110,000,000,000.

11 For administrative expenses necessary to carry out  
12 the guaranteed mortgage-backed securities program,  
13 \$8,824,000, to be derived from the GNMA—guarantees  
14 of mortgage-backed securities guaranteed loan receipt ac-  
15 count, of which not to exceed \$8,824,000 shall be trans-  
16 ferred to the appropriation for departmental salaries and  
17 expenses.

18 ADMINISTRATIVE PROVISIONS  
19 (INCLUDING TRANSFER OF FUNDS)

20 SEC. 201. PUBLIC HOUSING. (a) CEILING RENTS.—  
21 Notwithstanding section 3(a) of the United States Hous-  
22 ing Act of 1937, as amended, public housing agencies shall  
23 provide that the amount of rent paid by a family occupy-  
24 ing a dwelling unit in public housing during fiscal year  
25 1996 does not exceed the maximum monthly rental  
26 amount, which shall be established for the dwelling unit

1 by the public housing agency that owns or administers the  
2 unit and may not exceed an amount determined by the  
3 agency based upon—

4 (1) the average, for dwelling units of similar  
5 size in public housing developments owned and oper-  
6 ated by such agency, of any monthly amount of debt  
7 service and operating expenses attributable to such  
8 units;

9 (2) the reasonable rental value of the unit; or

10 (3) the local market rent for comparable units  
11 of similar size.

12 (b) DEMOLITION AND DISPOSITION.—

13 (1) INAPPLICABILITY OF REPLACEMENT  
14 RULE.—With respect to any application under sec-  
15 tion 18 of the United States Housing Act of 1937,  
16 as amended, for the demolition or disposition of pub-  
17 lic housing, including an application submitted under  
18 paragraph (3), that is approved during fiscal year  
19 1996, the provisions of subsection (b)(3) of such sec-  
20 tion shall not apply with respect to—

21 (A) the approval of such application; or

22 (B) the demolition or disposition of any  
23 public housing pursuant to such application.

24 (2) CONFORMING PROVISION.—The requirement  
25 under section 18(d) of such Act that a public hous-

1       ing agency satisfy the conditions specified in section  
2       18(b)(3) of such Act as a condition of taking action  
3       to demolish or dispose of public housing shall not  
4       apply with respect to any application under such sec-  
5       tion 18 approved during such fiscal year.

6           (3) AUTHORITY TO RESUBMIT APPLICATIONS.—  
7       Any public housing agency that, before fiscal year  
8       1996, submitted to the Secretary an application  
9       under section 18 of such Act for demolition or dis-  
10      position of public housing may (regardless of wheth-  
11      er such application has been approved) at any time  
12      during fiscal year 1996 submit an application sub-  
13      ject to the provisions of this subsection that covers  
14      some or all of the property covered by such previous  
15      application and, to the extent the same property is  
16      covered by both applications, the Secretary shall  
17      treat the latter application as replacing the previous  
18      application.

19      (c) APPLICABILITY.—In accordance with section  
20      201(b)(2) of the United States Housing Act of 1937, as  
21      amended, the provisions of this section shall apply to pub-  
22      lic housing developed or operated pursuant to a contract  
23      between the Secretary of Housing and Urban Develop-  
24      ment and an Indian housing authority.

1        SEC. 202. RENTAL ASSISTANCE UNDER SECTION 8  
2 OF UNITED STATES HOUSING ACT OF 1937. (a) IN-  
3 CREASE OF FAMILY RENTAL PAYMENT.—Notwithstand-  
4 ing sections 3(a) and 8(o)(2) of the United States Housing  
5 Act of 1937, as amended, effective for fiscal year 1996—

6            (1) public housing agencies shall increase to 32  
7        percent the percentage of the family's monthly ad-  
8        justed income used in determining—

9            (A) the amount of monthly rent required  
10        to be paid by each family who is assisted under  
11        the certificate or moderate rehabilitation pro-  
12        gram under section 8 of such Act; and

13            (B) the amount of the monthly assistance  
14        payment for each family who is assisted under  
15        the voucher program under section 8 of such  
16        Act; and

17            (2) owners of housing assisted under other pro-  
18        grams for rental assistance under section 8 of such  
19        Act shall increase to 32 percent the percentage of a  
20        family's adjusted monthly income used in determin-  
21        ing the rent required to be paid by each family as-  
22        sisted under any such program.

23        (b) MINIMUM RENTS.—Notwithstanding subsection  
24 (a) of this section or sections 3(a) and 8(o)(2) of the Unit-

1 ed States Housing Act of 1937, as amended, effective for  
2 fiscal year 1996 and no later than October 30, 1995—

3 (1) public housing agencies shall require each  
4 family who is assisted under the certificate or mod-  
5 erate rehabilitation program under section 8 of such  
6 Act to pay for monthly rent an amount that is not  
7 less than the sum of \$50 for the unit;

8 (2) public housing agencies shall reduce the  
9 monthly assistance payment on behalf of each family  
10 who is assisted under the voucher program under  
11 section 8 of such Act so that the family pays for  
12 monthly rent an amount that is not less than the  
13 sum of \$50 for the unit; and

14 (3) owners of housing assisted under other pro-  
15 grams for rental assistance under section 8 of such  
16 Act shall require each family who is assisted under  
17 such program to pay for monthly rent an amount  
18 that is not less than the sum of \$50 for the unit.

19 (c) FAIR MARKET RENTALS.—The Secretary shall  
20 establish fair market rentals for purposes of section  
21 8(c)(1) of the United States Housing Act of 1937, as  
22 amended, that shall be effective for fiscal year 1996 and  
23 shall be based on the 40th percentile rent of rental dis-  
24 tributions of standard quality rental housing units. In es-  
25 tablishing such fair market rentals, the Secretary shall

1 consider only the rents for dwelling units occupied by re-  
2 cent movers and may not consider the rents for public  
3 housing dwelling units or newly constructed rental dwell-  
4 ing units.

5 (d) ANNUAL ADJUSTMENTS.—Section 8(c)(2)(A) of  
6 the United States Housing Act of 1937, as amended (42  
7 U.S.C. 1437f(c)(2)(A)) is further amended—

8 (1) in the third sentence by inserting “and fis-  
9 cal year 1996” after “1995”; and

10 (2) in the last sentence by inserting “and fiscal  
11 year 1996” after “1995”.

12 (e) ADMINISTRATIVE FEES.—Notwithstanding the  
13 second sentence of section 8(q)(1) of the United States  
14 Housing Act of 1937, as amended, for fiscal year 1996,  
15 the portions of the fees for costs incurred by public hous-  
16 ing agencies in administering the certificate, voucher, and  
17 moderate rehabilitation programs under section 8 shall not  
18 exceed 7.0 percent of the fair market rental established  
19 for a 2-bedroom existing rental dwelling unit in the market  
20 area of the public housing agency.

21 (f) DELAY OF ISSUANCE AND REISSUANCE OF  
22 VOUCHERS AND CERTIFICATES.—Notwithstanding any  
23 other provision of law, a public housing agency administer-  
24 ing certificate or voucher assistance provided under sub-



1 section (b) or (c) of section 8 of the United States Hous-  
2 ing Act of 1937, as amended, shall delay—

3 (1) until October 1, 1996, the initial issuance  
4 of any such tenant-based assistance representing in-  
5 cremental assistance allocated in fiscal year 1996;  
6 and

7 (2) for 6 months, the use of any amounts of  
8 such assistance (or the certificate or voucher rep-  
9 resenting assistance amounts) made available by the  
10 termination during fiscal year 1996 of such assist-  
11 ance on behalf of any family for any reason, but not  
12 later than October 1, 1996.

13 SEC. 203. PREFERENCES FOR HOUSING ASSIST-  
14 ANCE. (a) PUBLIC HOUSING.—

15 (1) IN GENERAL.—During fiscal year 1996,  
16 dwelling units in public housing that are available  
17 for occupancy shall be made available—

18 (A) without regard to the requirements re-  
19 garding preferences set forth in section  
20 6(c)(4)(A) of the United States Housing Act of  
21 1937, as amended; and

22 (B) subject to a system of preferences that  
23 the public housing agency for the public hous-  
24 ing may establish, which shall be based upon

1 local housing needs and priorities, as deter-  
2 mined by the agency.

3 (2) APPLICABILITY.—Paragraph (1)(B) shall  
4 not apply to projects or portions of projects des-  
5 ignated for occupancy pursuant to section 7(a) of  
6 the United States Housing Act of 1937, as amend-  
7 ed, for which the Secretary has determined that ap-  
8 plication of such paragraph would result in excessive  
9 delays in meeting the housing need of such families.  
10 In accordance with section 201(b)(2) of the United  
11 States Housing Act of 1937, as amended, the provi-  
12 sions of this subsection shall apply to public housing  
13 developed or operated pursuant to a contract be-  
14 tween the Secretary of Housing and Urban Develop-  
15 ment and an Indian housing authority.

16 (b) SECTION 8 ASSISTANCE.—During fiscal year  
17 1996, the selection of families for assistance under section  
18 8 of the United States Housing Act of 1937, as amend-  
19 ed—

20 (1) shall not be subject to the requirements re-  
21 garding preferences set forth in sections 8(d)(1)(A)  
22 and 8(o)(3)(B) of the United States Housing Act of  
23 1937, as amended; and

24 (2) shall be subject to a system of preferences  
25 that may be established by the public housing agen-

1 cy administering such assistance, which shall be  
2 based upon local housing needs and priorities, as de-  
3 termined by the agency.

4 (c) CONFORMING PROVISIONS.—Each reference in  
5 sections 6(o), 7(a)(2), 7(a)(3), 8(d)(2)(A), 8(d)(2)(H),  
6 16(c), and 24(e)(2) of the United States Housing Act of  
7 1937, as amended, sections 212(a)(3), 217(c)(2)(B),  
8 225(d)(3), 455(a)(2)(D)(iii), 522(f)(6)(B), and  
9 522(j)(2)(A) of the Cranston-Gonzalez National Afford-  
10 able Housing Act, section 226(b)(6)(B) of the Low-In-  
11 come Housing Preservation and Resident Homeownership  
12 Act of 1990, section 203(g)(2) of the Housing and Com-  
13 munity Development Amendments of 1978, and section  
14 655 of the Housing and Community Development Act of  
15 1992, to the preferences under section 6(c)(4)(A),  
16 8(d)(1)(A), or 8(o)(3)(B) of the United States Housing  
17 Act of 1937, as amended, shall be considered, during fiscal  
18 year 1996, to refer to the applicable preferences estab-  
19 lished (if any) under the subsections (a)(1)(B) and (b)(2).

20 (d) NEW CONSTRUCTION/SUBSTANTIAL REHABILITA-  
21 TION HOUSING.—During fiscal year 1996, dwelling units  
22 in housing constructed or substantially rehabilitated pur-  
23 suant to assistance provided under section 8(b)(2) of the  
24 United States Housing Act of 1937, as amended (as such  
25 section existed before October 1, 1983) and projects fi-

1 nanced under section 202 of the Housing Act of 1959 (as  
2 such section existed before the enactment of the Cranston-  
3 Gonzalez National Affordable Housing Act) shall be made  
4 available for occupancy without regard to section 545(c)  
5 of the Cranston-Gonzalez National Affordable Housing  
6 Act and no other provision of law relating to Federal ten-  
7 ant selection preferences shall apply to such housing.

8 (e) RENT SUPPLEMENTS.—During fiscal year 1996,  
9 section 101(k) of the Housing and Urban Development  
10 Act of 1965 shall not be effective.

11 SEC. 204. MERGER LANGUAGE FOR ASSISTANCE FOR  
12 THE RENEWAL OF EXPIRING SECTION 8 OF SUBSIDY  
13 CONTRACTS AND ANNUAL CONTRIBUTIONS FOR ASSISTED  
14 HOUSING.—All remaining obligated and unobligated bal-  
15 ances in the Renewal of Expiring Section 8 Subsidy Con-  
16 tracts account on September 30, 1995, shall immediately  
17 thereafter be transferred to and merged with the obligated  
18 and unobligated balances, respectively, of the Annual Con-  
19 tributions for Assisted Housing account.

20 SEC. 205. EXTENSION OF HOME EQUITY CONVER-  
21 SION MORTGAGE PROGRAM.—Section 255(g) of the Na-  
22 tional Housing Act (12 U.S.C. 1715z–20(g)) is amend-  
23 ed—

1           (1) in the first sentence, by striking “Septem-  
2           ber 30, 1995” and inserting “September 30, 1996”;  
3           and

4           (2) in the second sentence, by striking  
5           “25,000” and inserting “30,000”.

6           SEC. 206. DEBT FORGIVENESS.—(a) The Secretary  
7 of Housing and Urban Development shall cancel the in-  
8 debtedness of the Hubbard Hospital Authority of Hub-  
9 bard, Texas, relating to the public facilities loan for  
10 Project Number PFL–TEX–215, issued under title II of  
11 the Housing Amendments of 1955. Such hospital author-  
12 ity is relieved of all liability to the Government for the  
13 outstanding principal balance on such loan, for the  
14 amount of accrued interest on such loan, and for any fees  
15 and charges payable in connection with such loan.

16          (b) The Secretary of Housing and Urban Develop-  
17 ment shall cancel the indebtedness of the Groveton Texas  
18 Hospital Authority relating to the public facilities loan for  
19 Project Number TEX–41–PFL0162, issued under title II  
20 of the Housing Amendments of 1955. Such hospital au-  
21 thority is relieved of all liability to the Government for  
22 the outstanding principal balance on such loan, for the  
23 amount of accrued interest on such loan, and for any fees  
24 and charges payable in connection with such loan.

1        SEC. 207. DELAYING OUTLAYS FOR PUBLIC HOUS-  
2        ING DEVELOPMENT.—During fiscal year 1996, a public  
3        housing agency or Indian housing authority may slow the  
4        rate at which it develops a project that the Secretary has  
5        approved under 24 C.F.R. Part 941 in order to slow the  
6        rate at which such agency or authority takes actions re-  
7        sulting in outlays of amounts appropriated under the head  
8        “Annual contributions for assisted housing” in this title  
9        or any prior appropriation Act, and the Secretary may  
10       allow such agency or authority to develop a project at such  
11       a slow rate, notwithstanding 24 C.F.R. Sec. 941.405(d).

12       SEC. 208. ASSESSMENT COLLECTION DATES FOR  
13       OFFICE OF FEDERAL HOUSING ENTERPRISE OVER-  
14       SIGHT.—Section 1316(b) of the Housing and Community  
15       Development Act of 1992 (12 U.S.C. 4516(b)) is amended  
16       by striking paragraph (2) and inserting the following new  
17       paragraph:

18                “(2) TIMING OF PAYMENT.—The annual assess-  
19                ment shall be payable semiannually for each fiscal  
20                year, on October 1st and April 1st.”.

21       SEC. 209. SPENDING LIMITATIONS.—(a) None of the  
22       funds provided in this Act may be used during fiscal year  
23       1996 to sign, promulgate, implement, or enforce any re-  
24       quirement or regulation relating to the application of the  
25       Fair Housing Act (42 U.S.C. 3601, et seq.) to the busi-

1 ness of property insurance, or for any activity pertaining  
2 to property insurance.

3 (b) None of the funds appropriated by this Act may  
4 be expended by the Department for the purpose of finaliz-  
5 ing the Department's proposed rule dated July 21, 1994  
6 regarding amendments to Regulation X, the Real Estate  
7 Settlement Procedures Regulation, or for the purpose of  
8 developing or issuing any interpretive rule with respect to  
9 any of the four issues denominated in the preamble to the  
10 proposed rule.

11 (c) None of the funds provided in this Act may be  
12 used in fiscal year 1996 for the remuneration of more than  
13 seven Assistant Secretaries at the Department of Housing  
14 and Urban Development, notwithstanding section 4(a) of  
15 the Department of Housing and Urban Development Act.

16 (d) None of the funds provided in this Act may be  
17 used in fiscal year 1996 for the remuneration of more than  
18 94 schedule C and non-career senior executive service em-  
19 ployees at the Department of Housing and Urban Devel-  
20 opment.

21 (e) None of the funds made available in this Act may  
22 be used by the Secretary to take, impose, or enforce, or  
23 to investigate taking, imposing, or enforcing any action,  
24 sanction, or penalty against any State or unit of general  
25 local government (or any entity or agency thereof) because

1 of the enactment, enforcement, or effectiveness of any  
2 State or local law or regulation requiring the spoken or  
3 written use of the English language or declaring English  
4 as the official language.

5 (f) No part of any appropriation contained in this Act  
6 shall be used for publicity or propaganda purposes not au-  
7 thorized by the Congress.

8 SEC. 210. CLARIFICATIONS.—For purposes of Fed-  
9 eral law, the Paul Mirabile Center in San Diego, Califor-  
10 nia, including areas within such Center that are devoted  
11 to the delivery of supportive services, has been determined  
12 to satisfy the “continuum of care” requirements of the De-  
13 partment of Housing and Urban Development, and shall  
14 be treated as:

15 (a) consisting solely of residential units that (i)  
16 contain sleeping accommodations and kitchen and  
17 bathroom facilities, (ii) are located in a building that  
18 is used exclusively to facilitate the transition of  
19 homeless individuals (within the meaning of section  
20 103 of the Stewart B. McKinney Homeless Assist-  
21 ance Act (42 U.S.C. 11302)) to independent living  
22 within 24 months, (iii) are suitable for occupancy,  
23 with each cubicle constituting a separate bedroom  
24 and residential unit, (iv) are used on other than a



1 transient basis, and (v) shall be originally placed in  
2 service on August 1, 1995; and

3 (b) property that is entirely residential rental  
4 property, namely, a project for residential rental  
5 property.

6 SEC. 211. EXTENSION OF MULTIFAMILY HOUSING  
7 FINANCE PROGRAMS.—(a) Section 542(b)(5) of the Hous-  
8 ing and Community Development Act of 1992 (12 U.S.C.  
9 1707 note) is amended by striking “on not more than  
10 15,000 units over fiscal years 1993 and 1994” and insert-  
11 ing “on not more than 7,500 units during fiscal year  
12 1996”.

13 (b) Section 542(c)(4) of the Housing and Community  
14 Development Act of 1992 (12 U.S.C. 1707 note) is  
15 amended by striking “on not to exceed 30,000 units over  
16 fiscal years 1993, 1994, and 1995” and inserting “on not  
17 more than 10,000 units during fiscal year 1996”.

18 SEC. 212. DOCUMENTATION OF MULTIFAMILY  
19 REFINANCINGS.—Notwithstanding the 16th paragraph  
20 under the item relating to “ADMINISTRATIVE PROVI-  
21 SIONS” in title II of the Departments of Veterans Affairs  
22 and Housing and Urban Development, and Independent  
23 Agencies Appropriations Act, 1995 (Public Law 103–327;  
24 108 Stat. 2316), the amendments to section 223(a)(7) of  
25 the National Housing Act made by the 15th paragraph

1 of such Act shall be effective during fiscal years 1996 and  
2 thereafter.

3 TITLE III

4 INDEPENDENT AGENCIES

5 AMERICAN BATTLE MONUMENTS COMMISSION

6 SALARIES AND EXPENSES

7 For necessary expenses, not otherwise provided for,  
8 of the American Battle Monuments Commission, including  
9 the acquisition of land or interest in land in foreign coun-  
10 tries; purchases and repair of uniforms for caretakers of  
11 national cemeteries and monuments outside of the United  
12 States and its territories and possessions; rent of office  
13 and garage space in foreign countries; purchase (one for  
14 replacement only) and hire of passenger motor vehicles;  
15 and insurance of official motor vehicles in foreign coun-  
16 tries, when required by law of such countries;  
17 \$20,265,000, to remain available until expended: *Pro-*  
18 *vided*, That where station allowance has been authorized  
19 by the Department of the Army for officers of the Army  
20 serving the Army at certain foreign stations, the same al-  
21 lowance shall be authorized for officers of the Armed  
22 Forces assigned to the Commission while serving at the  
23 same foreign stations, and this appropriation is hereby  
24 made available for the payment of such allowance: *Pro-*  
25 *vided further*, That when traveling on business of the Com-

1 mission, officers of the Armed Forces serving as members  
2 or as Secretary of the Commission may be reimbursed for  
3 expenses as provided for civilian members of the Commis-  
4 sion: *Provided further*, That the Commission shall reim-  
5 burse other Government agencies, including the Armed  
6 Forces, for salary, pay, and allowances of personnel as-  
7 signed to it.

8 CONSUMER PRODUCT SAFETY COMMISSION

9 SALARIES AND EXPENSES

10 For necessary expenses of the Consumer Product  
11 Safety Commission, including hire of passenger motor ve-  
12 hicles, services as authorized by 5 U.S.C. 3109, but at  
13 rates for individuals not to exceed the per diem rate equiv-  
14 alent to the rate for GS-18, purchase of nominal awards  
15 to recognize non-Federal officials' contributions to Com-  
16 mission activities, and not to exceed \$500 for official re-  
17 ception and representation expenses, \$40,000,000.

18 CORPORATION FOR NATIONAL AND COMMUNITY SERVICE

19 NATIONAL AND COMMUNITY SERVICE PROGRAMS

20 OPERATING EXPENSES

21 Of the funds appropriated under this heading in Pub-  
22 lic Law 103-327, the Corporation for National and Com-  
23 munity Service shall use such amounts of such funds as  
24 may be necessary to carry out the orderly termination of  
25 (1) the programs, activities, and initiatives under the Na-

1 tional and Community Service Act of 1990 (Public Law  
2 103–82); (2) the Corporation; and (3) the Corporation’s  
3 Office of Inspector General.

4 COURT OF VETERANS APPEALS

5 SALARIES AND EXPENSES

6 For necessary expenses for the operation of the Unit-  
7 ed States Court of Veterans Appeals as authorized by 38  
8 U.S.C. sections 7251–7292, \$9,000,000, of which not to  
9 exceed \$678,000, to remain available until September 30,  
10 1997, shall be available for the purpose of providing finan-  
11 cial assistance as described, and in accordance with the  
12 process and reporting procedures set forth, under this  
13 head in Public Law 102–229.

14 DEPARTMENT OF DEFENSE—CIVIL

15 CEMETERIAL EXPENSES, ARMY

16 SALARIES AND EXPENSES

17 For necessary expenses, as authorized by law, for  
18 maintenance, operation, and improvement of Arlington  
19 National Cemetery and Soldiers’ and Airmen’s Home Na-  
20 tional Cemetery, and not to exceed \$1,000 for official re-  
21 ception and representation expenses; \$11,296,000, to re-  
22 main available until expended.

## 1 ENVIRONMENTAL PROTECTION AGENCY

## 2 RESEARCH AND DEVELOPMENT

3 For research and development activities, including  
4 procurement of laboratory equipment and supplies; other  
5 operating expenses in support of research and develop-  
6 ment; and construction, alteration, repair, rehabilitation  
7 and renovation of facilities, not to exceed \$75,000 per  
8 project; \$384,052,000, to remain available until Septem-  
9 ber 30, 1997.

## 10 ENVIRONMENTAL PROGRAMS AND COMPLIANCE

11 For environmental programs and compliance activi-  
12 ties, including hire of passenger motor vehicles; hire,  
13 maintenance, and operation of aircraft; purchases of re-  
14 prints; library memberships in societies or associations  
15 which issue publications to members only or at a price to  
16 members lower than to subscribers who are not members;  
17 construction, alteration, repair, rehabilitation, and renova-  
18 tion of facilities, not to exceed \$75,000 per project; and  
19 not to exceed \$6,000 for official reception and representa-  
20 tion expenses; and for necessary expenses, not otherwise  
21 provided for, for personnel and related costs and for travel  
22 expenses, including uniforms, or allowances therefor, as  
23 authorized by 5 U.S.C. 5901–5902; and for services as  
24 authorized by 5 U.S.C. 3109, but at rates for individuals  
25 not to exceed the per diem rate equivalent to the rate for  
26 GS–18; \$1,881,614,000, to remain available until ex-

1 pending: *Provided*, That none of the funds appropriated  
2 under this heading shall be available to the National Oce-  
3 anic and Atmospheric Administration pursuant to section  
4 118(h)(3) of the Federal Water Pollution Control Act, as  
5 amended: *Provided further*, That from funds appropriated  
6 under this heading, the Administrator may make grants  
7 to federally recognized Indian governments for the devel-  
8 opment of multimedia environmental programs: *Provided*  
9 *further*, That for this fiscal year and thereafter, any indus-  
10 trial discharger to the Kalamazoo Water Reclamation  
11 Plant is exempt from categorical pretreatment standards  
12 under section 307(b) of the Federal Water Pollution Con-  
13 trol Act, as amended, if the following conditions are met:  
14 (1) the Kalamazoo Water Reclamation Plant applies to the  
15 State of Michigan for an exemption for its industry and  
16 (2) the State or the Administrator, as applicable, approves  
17 such exemption request based upon a determination that  
18 there exists an operative financial contract between the  
19 City of Kalamazoo and the industrial user and an ap-  
20 proved local pretreatment program, including a joint mon-  
21 itoring program and local controls to prevent against in-  
22 terference and pass through: *Provided further*, That none  
23 of the funds appropriated under this heading shall be obli-  
24 gated or expended to implement or enforce section  
25 118(c)(2)(C) of the Federal Water Pollution Control Act,

1 as amended: *Provided further*, That none of the funds ap-  
2 propriated under this heading may be made available for  
3 the implementation or enforcement of the stormwater per-  
4 mitting program under section 402(p) of the Federal  
5 Water Pollution Control Act, as amended: *Provided fur-*  
6 *ther*, That none of the funds appropriated under this head-  
7 ing shall be made available for the enforcement of permit  
8 limits or compliance schedules for combined sewer over-  
9 flows or sanitary sewer overflows under section 402 of the  
10 Federal Water Pollution Control Act, as amended: *Pro-*  
11 *vided further*, That none of the funds appropriated under  
12 this heading may be used to implement or enforce section  
13 404 of the Federal Water Pollution Control Act, as  
14 amended: *Provided further*, That none of the funds appro-  
15 priated under this heading may be made available for the  
16 development and implementation of new or revised efflu-  
17 ent limitation guidelines and standards, pretreatment  
18 standards, or new source performance standards under  
19 the Federal Water Pollution Control Act, as amended:  
20 *Provided further*, That the limitations on the use of funds  
21 set forth in the previous five provisos shall have no force  
22 and effect upon enactment of legislation which further  
23 amends the named sections of the Federal Water Pollution  
24 Control Act, as amended, in each of the previous four pro-  
25 visos: *Provided further*, That none of the funds appro-

1 priated under this heading may be used by the Environ-  
2 mental Protection Agency to impose or enforce any re-  
3 quirement that a State implement trip reduction measures  
4 to reduce vehicular emissions. Section 304 of the Clean  
5 Air Act, as amended, shall not apply with respect to any  
6 such requirement: *Provided further*, That none of the  
7 funds appropriated under this heading may be used to as-  
8 sign less than full credit for automobile emissions inspec-  
9 tions programs required under section 182 (c), (d), or (e)  
10 of the Clean Air Act, as amended, on the basis of network  
11 design equipment unless the Administrator determines,  
12 based on data collected from at least two full cycles of  
13 the program, that less than full credit is appropriate: *Pro-*  
14 *vided further*, That beginning in fiscal year 1996 and each  
15 fiscal year thereafter, and notwithstanding any other pro-  
16 vision of law, the Administrator is authorized to make  
17 grants annually from funds appropriated under this head-  
18 ing, subject to such terms and conditions as the Adminis-  
19 trator shall establish, to any State or federally recognized  
20 Indian tribe for multimedia or single media pollution pre-  
21 vention, control and abatement and related environmental  
22 activities at the request of the Governor or other appro-  
23 priate State official or the tribe: *Provided further*, That  
24 none of the funds appropriated under this heading may  
25 be used to develop, propose, promulgate, issue, enforce,



1 or to set or enforce compliance deadlines or issuance  
2 schedules for maximum achievable control technology  
3 standards pursuant to section 112(d) of the Clean Air Act,  
4 as amended, for the category proposed to be regulated at  
5 Vol. 59, Federal Register, No. 135, page 36130, dated  
6 July 15, 1994, and for purposes of this provision, section  
7 304 of the Clean Air Act shall not apply: *Provided further,*  
8 That none of the funds appropriated under this heading  
9 shall be obligated or expended to take any action to extend  
10 the risk management plan requirements under section  
11 112(r) of the Clean Air Act, as amended, to the domestic  
12 oil and gas exploration and production and natural gas  
13 processing industry: *Provided further,* That none of the  
14 funds appropriated under this heading may be used by the  
15 Administrator or the Administrator's designee for signing  
16 and publishing a national primary drinking water regula-  
17 tion for radon and other radionuclei: *Provided further,*  
18 That none of the funds appropriated under this heading  
19 may be used by the Administrator or the Administrator's  
20 designee for signing and publishing any proposed national  
21 primary drinking water regulation for arsenic: *Provided*  
22 *further,* That none of the funds appropriated under this  
23 heading may be used to issue or enforce any requirement  
24 not otherwise authorized under existing law or regulation  
25 with respect to combustion of hazardous waste prior to

1 promulgation of final regulations pursuant to a rule-  
2 making proceeding under the Administrative Procedure  
3 Act or to impose or enforce any requirement or condition  
4 of a permit, including the use of an indirect risk assess-  
5 ment, or to deny a permit pursuant to section 3005(c)(3)  
6 of the Resource Conservation and Recovery Act, as  
7 amended, unless the Environmental Protection Agency fol-  
8 lows the procedures governing the use of authority under  
9 such section which it has set forth at 56 Fed. Reg. 7145,  
10 note 8, February 21, 1991: *Provided further*, That none  
11 of the funds appropriated under this heading may be used  
12 to issue or enforce any regulatory standard for maximum  
13 achievable control technology (MACT) for hazardous  
14 waste combustion under any statute other than the Clean  
15 Air Act, as amended, issue any such standard without first  
16 determining that in calculating the MACT floor emission  
17 levels for existing sources under section 112(d)(3) of the  
18 Clean Air Act, as amended, one-half of the currently oper-  
19 ating facilities in the group of sources that make up the  
20 floor pool for that category or subcategory actually achieve  
21 the MACT floor levels for all of the hazardous air pollut-  
22 ants to be regulated: *Provided further*, That none of the  
23 funds appropriated under this heading may be used to  
24 promulgate, implement, or enforce sections 502(d)(2),  
25 502(d)(3), or 502(i)(4) of the Clean Air Act, as amended,

1 against a State which is involved in litigation regarding  
2 provisions of title V of the Clean Air Act, as amended:  
3 *Provided further,* That none of the funds appropriated  
4 under this heading may be obligated or expended to re-  
5 quire facilities to submit any data pursuant to section  
6 313(a) of the Emergency Planning and Community Right-  
7 to-Know Act or section 8 of the Toxic Substances Control  
8 Act, as amended, that is not specifically enumerated in  
9 said sections, including mass balance, materials account-  
10 ing, or other chemical use data: *Provided further,* That  
11 none of the funds appropriated under this heading may  
12 be used to revoke, or require the issuance of, a food addi-  
13 tive regulation under section 409 of the Federal Food,  
14 Drug and Cosmetic Act for a pesticide in processed food  
15 where there is a tolerance established under section 408  
16 of said Act for the pesticide on the raw commodity from  
17 which the processed food was made, and may not be used  
18 to revoke, or deny the issuance of, a section 408 tolerance  
19 for a pesticide on a raw agricultural commodity solely on  
20 the basis that a food additive regulation cannot be issued  
21 or maintained under section 409 of said Act for the pes-  
22 ticide in a processed form of the commodity: *Provided fur-*  
23 *ther,* That none of the funds appropriated under this head-  
24 ing may be used to exclusively regulate whole agricultural  
25 plants subject to regulation by another federal agency:

1 *Provided further*, That none of the funds appropriated  
2 under this heading may be used to obtain a voluntary envi-  
3 ronmental audit report or to assess an administrative, civil  
4 or criminal negligence penalty, in any matter subject to  
5 a state law providing a privilege for voluntary environ-  
6 mental audit reports or protections or immunities for the  
7 voluntary disclosure of environmental concerns.

8 OFFICE OF INSPECTOR GENERAL

9 For necessary expenses of the Office of Inspector  
10 General in carrying out the provisions of the Inspector  
11 General Act of 1978, as amended, and for construction,  
12 alteration, repair, rehabilitation, and renovation of facili-  
13 ties, not to exceed \$75,000 per project, \$28,542,000.

14 BUILDINGS AND FACILITIES

15 For construction, repair, improvement, extension, al-  
16 teration, and purchase of fixed equipment or facilities of,  
17 or use by, the Environmental Protection Agency,  
18 \$28,820,000, to remain available until expended.

19 HAZARDOUS SUBSTANCE SUPERFUND

20 (INCLUDING TRANSFER OF FUNDS)

21 For necessary expenses to carry out the Comprehen-  
22 sive Environmental Response, Compensation, and Liabil-  
23 ity Act of 1980 (CERCLA), as amended, including sec-  
24 tions 111 (c)(3), (c)(5), (c)(6), and (e)(4) (42 U.S.C.  
25 9611), and for construction, alteration, repair, rehabilita-  
26 tion, and renovation of facilities, not to exceed \$75,000

1 per project; not to exceed \$1,003,400,000 to remain avail-  
2 able until expended, to be derived from general revenues:  
3 *Provided*, That funds appropriated under this heading  
4 may be allocated to other Federal agencies in accordance  
5 with section 111(a) of CERCLA: *Provided further*, That  
6 \$5,000,000 of the funds appropriated under this heading  
7 shall be transferred to the Office of Inspector General ap-  
8 propriation to remain available until September 30, 1996:  
9 *Provided further*, That notwithstanding section 111(m) of  
10 CERCLA or any other provision of law, not to exceed  
11 \$62,000,000 of the funds appropriated under this heading  
12 shall be available to the Agency for Toxic Substances and  
13 Disease Registry to carry out activities described in sec-  
14 tions 104(i), 111(c)(4), and 111(c)(14) of CERCLA and  
15 section 118(f) of the Superfund Amendments and Reau-  
16 thorization Act of 1986: *Provided further*, That none of  
17 the funds appropriated under this heading shall be avail-  
18 able for the Agency for Toxic Substances and Disease  
19 Registry to issue in excess of 40 toxicological profiles pur-  
20 suant to section 104(i) of CERCLA during fiscal year  
21 1996: *Provided further*, That no part of any appropriation  
22 made under this heading shall remain available for obliga-  
23 tion beyond December 31, 1995, unless the Comprehen-  
24 sive Environmental Response Compensation, and Liability  
25 Act of 1980 has been reauthorized.

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

3 For necessary expenses to carry out leaking under-  
4 ground storage tank cleanup activities authorized by sec-  
5 tion 205 of the Superfund Amendments and Reauthoriza-  
6 tion Act of 1986, and for construction, alteration, repair,  
7 rehabilitation, and renovation of facilities, not to exceed  
8 \$75,000 per project, \$45,827,000, to remain available  
9 until expended: *Provided*, That no more than \$5,285,000  
10 shall be available for administrative expenses: *Provided*  
11 *further*, That \$426,000 shall be transferred to the Office  
12 of Inspector General appropriation to remain available  
13 until September 30, 1996.

14 OIL SPILL RESPONSE  
15 (INCLUDING TRANSFER OF FUNDS)

16 For expenses necessary to carry out the Environ-  
17 mental Protection Agency's responsibilities under the Oil  
18 Pollution Act of 1990, \$20,000,000, to be derived from  
19 the Oil Spill Liability trust fund, and to remain available  
20 until expended: *Provided*, That not more than \$8,420,000  
21 of these funds shall be available for administrative ex-  
22 penses.

23 WATER INFRASTRUCTURE/STATE REVOLVING FUNDS

24 For necessary expenses for capitalization grants for  
25 State Revolving Funds to support wastewater infrastruc-  
26 ture financing, and to carry out the purposes of the Fed-

1 eral Water Pollution Control Act, as amended, the Water  
2 Quality Act of 1987, and section 1443(a) of the Public  
3 Health Service Act, \$1,500,175,000, to remain available  
4 until expended, of which \$1,000,000,000 shall be for cap-  
5 italization grants for Clean Water State Revolving Funds  
6 under title VI of the Federal Water Pollution Control Act,  
7 as amended; \$100,000,000 for architectural, engineering,  
8 design, construction, and related activities in connection  
9 with the construction of high priority wastewater facilities  
10 in the area of the United States-Mexico Border, after con-  
11 sultation with the appropriate border commissions;  
12 \$50,000,000 for grants to the State of Texas, which shall  
13 be matched by an equal amount of State funds from State  
14 sources, for the purpose of improving wastewater treat-  
15 ment for colonias; \$15,000,000 for grants to the State of  
16 Alaska, subject to an appropriate cost share as determined  
17 by the Administrator, to address wastewater infrastruc-  
18 ture needs of rural and Alaska Native Villages;  
19 \$22,500,000 for making grants under section 104(b)(3)  
20 of the Federal Water Pollution Control Act, as amended;  
21 \$100,000,000 for making grants under section 319 of the  
22 Federal Water Pollution Control Act, as amended;  
23 \$75,000,000 for making grants under section 1443(a) of  
24 the Public Health Service Act; and, notwithstanding any  
25 other provision of law, \$137,675,000 for making grants

1 for the construction of wastewater treatment facilities and  
2 the development of groundwater in accordance with the  
3 terms and conditions set forth in the House Report accom-  
4 panying this Act: *Provided*, That of the funds made avail-  
5 able under this heading in Public Law 103–327 and in  
6 Public Law 103–124 for capitalization grants for State  
7 Revolving Funds to support water infrastructure financ-  
8 ing, \$225,000,000 shall be made available for capitaliza-  
9 tion grants for State Revolving Funds under title VI of  
10 the Federal Water Pollution Control Act, as amended:  
11 *Provided further*, That of the funds made available under  
12 this heading for capitalization grants for State Revolving  
13 Funds under title VI of the Federal Water Pollution Con-  
14 trol Act, as amended, \$50,000,000 shall be for wastewater  
15 treatment in impoverished communities pursuant to sec-  
16 tion 102(d) of H.R. 961 as approved by the United States  
17 House of Representatives on May 16, 1995: *Provided fur-*  
18 *ther*, That except for grants made under section 1443(a)  
19 of the Public Health Service Act, appropriations for pro-  
20 grams and projects pursuant to the Federal Water Pollu-  
21 tion Control Act made available under this heading shall  
22 be available only upon enactment of legislation reauthoriz-  
23 ing such Act, and appropriations for programs and  
24 projects pursuant to other Acts made available under this



1 heading shall be available only upon enactment of legisla-  
2 tion specifically authorizing such appropriations.

3 EXECUTIVE OFFICE OF THE PRESIDENT

4 OFFICE OF SCIENCE AND TECHNOLOGY POLICY

5 For necessary expenses of the Office of Science and  
6 Technology Policy, in carrying out the purposes of the Na-  
7 tional Science and Technology Policy, Organization, and  
8 Priorities Act of 1976 (42 U.S.C. 6601 and 6671), hire  
9 of passenger motor vehicles, services as authorized by 5  
10 U.S.C. 3109, not to exceed \$2,500 for official reception  
11 and representation expenses, and rental of conference  
12 rooms in the District of Columbia, \$4,981,000: *Provided,*  
13 That the Office of Science and Technology Policy shall  
14 reimburse other agencies for not less than one-half of the  
15 personnel compensation costs of individuals detailed to it.

16 COUNCIL ON ENVIRONMENTAL QUALITY AND OFFICE OF  
17 ENVIRONMENTAL QUALITY

18 To carry out the orderly termination of the programs  
19 and activities authorized by the National Environmental  
20 Policy Act of 1969, the Environmental Improvement Act  
21 of 1970 and Reorganization Plan No. 1 of 1977,  
22 \$1,000,000.

23 FEDERAL EMERGENCY MANAGEMENT AGENCY

24 DISASTER RELIEF

25 For necessary expenses in carrying out the functions  
26 of the Robert T. Stafford Disaster Relief and Emergency

1 Assistance Act (42 U.S.C. 5121 et seq.), \$235,500,000,  
2 to remain available until expended.

3 DISASTER ASSISTANCE DIRECT LOAN PROGRAM ACCOUNT

4 For the cost of direct loans, \$2,155,000, as author-  
5 ized by section 319 of the Robert T. Stafford Disaster Re-  
6 lief and Emergency Assistance Act (42 U.S.C. 5121 et  
7 seq.): *Provided*, That such costs, including the cost of  
8 modifying such loans, shall be as defined in section 502  
9 of the Congressional Budget Act of 1974, as amended:  
10 *Provided further*, That these funds are available to sub-  
11 sidize gross obligations for the principal amount of direct  
12 loans not to exceed \$25,000,000.

13 In addition, for administrative expenses to carry out  
14 the direct loan program, \$95,000.

15 SALARIES AND EXPENSES

16 For necessary expenses, not otherwise provided for,  
17 including hire and purchase of motor vehicles (31 U.S.C.  
18 1343); uniforms, or allowances therefor, as authorized by  
19 5 U.S.C. 5901–5902; services as authorized by 5 U.S.C.  
20 3109, but at rates for individuals not to exceed the per  
21 diem rate equivalent to the rate for GS–18; expenses of  
22 attendance of cooperating officials and individuals at  
23 meetings concerned with the work of emergency prepared-  
24 ness; transportation in connection with the continuity of  
25 Government programs to the same extent and in the same  
26 manner as permitted the Secretary of a Military Depart-

1 ment under 10 U.S.C. 2632; and not to exceed \$2,500  
2 for official reception and representation expenses;  
3 \$162,000,000.

4 OFFICE OF THE INSPECTOR GENERAL

5 For necessary expenses of the Office of the Inspector  
6 General in carrying out the provisions of the Inspector  
7 General Act of 1978, as amended, \$4,400,000.

8 EMERGENCY MANAGEMENT PLANNING AND ASSISTANCE

9 For necessary expenses, not otherwise provided for,  
10 to carry out activities under the National Flood Insurance  
11 Act of 1968, as amended, and the Flood Disaster Protec-  
12 tion Act of 1973, as amended (42 U.S.C. 4001 et seq.),  
13 the Robert T. Stafford Disaster Relief and Emergency As-  
14 sistance Act (42 U.S.C. 5121 et seq.), the Earthquake  
15 Hazards Reduction Act of 1977, as amended (42 U.S.C.  
16 7701 et seq.), the Federal Fire Prevention and Control  
17 Act of 1974, as amended (15 U.S.C. 2201 et seq.), the  
18 Federal Civil Defense Act of 1950, as amended (50 U.S.C.  
19 App. 2251 et seq.), the Defense Production Act of 1950,  
20 as amended (50 U.S.C. App. 2061 et seq.), sections 107  
21 and 303 of the National Security Act of 1947, as amended  
22 (50 U.S.C. 404–405), and Reorganization Plan No. 3 of  
23 1978, \$203,044,000.

24 EMERGENCY FOOD AND SHELTER PROGRAM

25 There is hereby appropriated \$100,000,000 to the  
26 Federal Emergency Management Agency to carry out an

1 emergency food and shelter program pursuant to title III  
2 of Public Law 100-77, as amended: *Provided*, That total  
3 administrative costs shall not exceed three and one-half  
4 per centum of the total appropriation.

5 NATIONAL FLOOD INSURANCE FUND

6 For activities under the National Flood Insurance  
7 Act of 1968, the Flood Disaster Protection Act of 1973,  
8 and the National Flood Insurance Reform Act of 1994,  
9 not to exceed \$20,562,000 for salaries and expenses asso-  
10 ciated with flood mitigation and flood insurance oper-  
11 ations, and not to exceed \$70,464,000 for flood mitigation,  
12 including up to \$12,000,000 for expenses under section  
13 1366 of the National Flood Insurance Act of 1968, as  
14 amended, which amount shall be available until September  
15 30, 1997. In fiscal year 1996, no funds in excess of (1)  
16 \$47,000,000 for operating expenses, (2) \$292,526,000 for  
17 agents' commissions and taxes, and (3) \$3,500,000 for in-  
18 terest on Treasury borrowings shall be available from the  
19 National Flood Insurance Fund without prior notice to the  
20 Committees on Appropriations: *Provided*, That none of the  
21 funds appropriated in this Act for the Federal Emergency  
22 Management Agency (FEMA) shall be available for any  
23 further work on effective Flood Insurance Rate Maps for  
24 the City of Stockton and San Joaquin County, California  
25 based on FEMA's restudy of flood hazards on South  
26 Paddy Creek, Middle Paddy Creek, Paddy Creek, Bear

1 Creek, Mosher Slough, Calaveras River, Potter A Slough,  
2 Potter B Slough, Mormon Slough, and the Diversion  
3 Channel.

4 ADMINISTRATIVE PROVISION

5 The Director of the Federal Emergency Management  
6 Agency shall promulgate through rulemaking a methodol-  
7 ogy for assessment and collection of fees to be assessed  
8 and collected beginning in fiscal year 1996 applicable to  
9 persons subject to the Federal Emergency Management  
10 Agency's radiological emergency preparedness regulations.  
11 The aggregate charges assessed pursuant to this section  
12 during fiscal year 1996 shall approximate, but not be less  
13 than, 100 per centum of the amounts anticipated by the  
14 Federal Emergency Management Agency to be obligated  
15 for its radiological emergency preparedness program for  
16 such fiscal year. The methodology for assessment and col-  
17 lection of fees shall be fair and equitable, and shall reflect  
18 the full amount of costs of providing radiological emer-  
19 gency planning, preparedness, response and associated  
20 services. Such fees will be assessed in a manner that re-  
21 flects the use of agency resources for classes of regulated  
22 persons and the administrative costs of collecting such  
23 fees. Fees received pursuant to this section shall be depos-  
24 ited in the general fund of the Treasury as offsetting re-  
25 ceipts. Assessment and collection of such fees are only au-  
26 thorized during fiscal year 1996.

1                   GENERAL SERVICES ADMINISTRATION  
2                   CONSUMER INFORMATION CENTER

3           For necessary expenses of the Consumer Information  
4 Center, including services authorized by 5 U.S.C. 3109,  
5 \$2,061,000, to be deposited into the Consumer Informa-  
6 tion Center Fund: *Provided*, That the appropriations, rev-  
7 enues and collections deposited into the fund shall be  
8 available for necessary expenses of Consumer Information  
9 Center activities in the aggregate amount of \$7,500,000.  
10 Administrative expenses of the Consumer Information  
11 Center in fiscal year 1996 shall not exceed \$2,502,000.  
12 Appropriations, revenues, and collections accruing to this  
13 fund during fiscal year 1996 in excess of \$7,500,000 shall  
14 remain in the fund and shall not be available for expendi-  
15 ture except as authorized in appropriations Acts.

16           DEPARTMENT OF HEALTH AND HUMAN SERVICES  
17           OFFICE OF CONSUMER AFFAIRS

18           For necessary expenses of the Office of Consumer Af-  
19 fairs, including services authorized by 5 U.S.C. 3109,  
20 \$1,811,000: *Provided*, That notwithstanding any other  
21 provision of law, that Office may accept and deposit to  
22 this account, during fiscal year 1996, gifts for the purpose  
23 of defraying its costs of printing, publishing, and distrib-  
24 uting consumer information and educational materials;  
25 may expend up to \$1,100,000 of those gifts for those pur-

1 poses, in addition to amounts otherwise appropriated; and  
2 the balance shall remain available for expenditure for such  
3 purposes to the extent authorized in subsequent appro-  
4 priations Acts: *Provided further*, That none of the funds  
5 provided under this heading may be made available for  
6 any other activities within the Department of Health and  
7 Human Services.

8 NATIONAL AERONAUTICS AND SPACE ADMINISTRATION  
9 HUMAN SPACE FLIGHT

10 For necessary expenses, not otherwise provided for,  
11 in the conduct and support of human space flight research  
12 and development activities, including research; develop-  
13 ment; operations; services; maintenance; construction of  
14 facilities including repair, rehabilitation, and modification  
15 of real and personal property, and acquisition or con-  
16 demnation of real property, as authorized by law; space  
17 flight, spacecraft control and communications activities in-  
18 cluding operations, production, and services; and pur-  
19 chase, lease, charter, maintenance, and operation of mis-  
20 sion and administrative aircraft; \$5,449,600,000, to re-  
21 main available until September 30, 1997: *Provided*, That  
22 of the funds made available under this heading,  
23 \$390,000,000 of funds provided for Space Station shall  
24 not become available for obligation until August 1, 1996

1 and shall remain available for obligation until September  
2 30, 1997.

3 SCIENCE, AERONAUTICS AND TECHNOLOGY

4 For necessary expenses, not otherwise provided for,  
5 for the conduct and support of science, aeronautics, and  
6 technology research and development activities, including  
7 research; development; operations; services; maintenance;  
8 construction of facilities including repair, rehabilitation  
9 and modification of real and personal property, and acqui-  
10 sition or condemnation of real property, as authorized by  
11 law; space flight, spacecraft control and communications  
12 activities including operations, production, and services;  
13 and purchase, lease, charter, maintenance, and operation  
14 of mission and administrative aircraft; \$5,588,000,000, to  
15 remain available until September 30, 1997.

16 MISSION SUPPORT

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



1 demnation of real property, as authorized by law; program  
2 management; personnel and related costs, including uni-  
3 forms or allowances therefor, as authorized by law (5  
4 U.S.C. 5901–5902); travel expenses; purchase, lease,  
5 charter, maintenance, and operation of mission and ad-  
6 ministrative aircraft; not to exceed \$35,000 for official re-  
7 ception and representation expenses; and purchase (not to  
8 exceed thirty-three for replacement only) and hire of pas-  
9 senger motor vehicles; \$2,618,200,000, to remain avail-  
10 able until September 30, 1997.

11 OFFICE OF INSPECTOR GENERAL

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

15 ADMINISTRATIVE PROVISIONS

16 (INCLUDING TRANSFER OF FUNDS)

17 Notwithstanding the limitation on the availability of  
18 funds appropriated for “Human space flight”, “Science,  
19 aeronautics and technology”, or “Mission support” by this  
20 appropriations Act, when any activity has been initiated  
21 by the incurrence of obligations for construction of facili-  
22 ties as authorized by law, the amount available for such  
23 activity shall remain available until expended. This provi-  
24 sion does not apply to the amounts appropriated in “Mis-  
25 sion support” pursuant to the authorization for repair, re-  
26 habilitation and modification of facilities, minor construc-

1 tion of new facilities and additions to existing facilities,  
2 and facility planning and design.

3 Notwithstanding the limitation on the availability of  
4 funds appropriated for “Human space flight”, “Science,  
5 aeronautics and technology”, or “Mission support” by this  
6 appropriations Act, the amounts appropriated for con-  
7 struction of facilities shall remain available until Septem-  
8 ber 30, 1998.

9 Notwithstanding the limitation on the availability of  
10 funds appropriated for “Mission support” and “Office of  
11 Inspector General”, amounts made available by this Act  
12 for personnel and related costs and travel expenses of the  
13 National Aeronautics and Space Administration shall re-  
14 main available until September 30, 1996 and may be used  
15 to enter into contracts for training, investigations, cost as-  
16 sociated with personnel relocation, and for other services,  
17 to be provided during the next fiscal year.

18 No amount appropriated pursuant to this or any  
19 other Act may be used for the lease or construction of  
20 a new contractor-funded facility for exclusive use in sup-  
21 port of a contract or contracts with the National Aero-  
22 nautics and Space Administration under which the Admin-  
23 istration would be required to substantially amortize  
24 through payment or reimbursement such contractor in-  
25 vestment, unless an appropriations Act specifies the lease

1 or contract pursuant to which such facilities are to be con-  
2 structed or leased or such facility is otherwise identified  
3 in such Act. The Administrator may authorize such facil-  
4 ity lease or construction, if he determines, in consultation  
5 with the Committees on Appropriations, that deferral of  
6 such action until the enactment of the next appropriations  
7 Act would be inconsistent with the interest of the Nation  
8 in aeronautical and space activities.

9       The unexpired balances of prior appropriations to  
10 NASA for activities for which funds are provided under  
11 this Act may be transferred to the new account established  
12 for the appropriation that provides funds for such activity  
13 under this Act. Balances so transferred may be merged  
14 with funds in the newly established account and thereafter  
15 may be accounted for as one fund to be available for the  
16 same purposes and under the same terms and conditions.

17       Notwithstanding any other provision of law or regula-  
18 tion, the National Aeronautics and Space Administration  
19 shall convey, without reimbursement, to the State of Mis-  
20 sissippi, all rights, title and interest of the United States  
21 in the property known as the Yellow Creek Facility and  
22 consisting of approximately 1,200 acres near the city of  
23 Iuka, Mississippi, including all improvements thereon and  
24 also including any personal property owned by NASA that  
25 is currently located on-site and which the State of Mis-

1 Mississippi requires to facilitate the transfer: *Provided*, That  
2 appropriated funds shall be used to effect this conveyance:  
3 *Provided further*, That \$10,000,000 in appropriated funds  
4 otherwise available to the National Aeronautics and Space  
5 Administration shall be transferred to the State of Mis-  
6 sissippi to be used in the transition of the facility: *Pro-*  
7 *vided further*, That in consideration of this conveyance, the  
8 National Aeronautics and Space Administration may re-  
9 quire such other terms and conditions as the Adminis-  
10 trator deems appropriate to protect the interests of the  
11 United States: *Provided further*, That the conveyance of  
12 the site and the transfer of the funds to the State of Mis-  
13 sissippi shall occur not later than thirty days from the  
14 date of enactment of this Act.

15       The Administrator of the National Aeronautics and  
16 Space Administration shall conduct a study of the closing  
17 or re-structuring of Space Flight Centers and Research  
18 Centers. The study shall include an analysis of functions  
19 currently being performed at each Center, the cost of per-  
20 forming each function at its current location and at logical  
21 alternative Centers, the schedule for transitioning func-  
22 tions to alternative Centers, and the overall cost savings  
23 which will be derived from the closing or re-structuring  
24 of each Center. The findings of the study, including a de-  
25 tailed schedule for completion of the re-structuring, shall

1 be submitted to the Congress no later than March 31,  
2 1996. Closure or re-structuring of these Centers shall be  
3 completed no later than October 1, 1998.

4 NATIONAL CREDIT UNION ADMINISTRATION

5 CENTRAL LIQUIDITY FACILITY

6 During fiscal year 1996, gross obligations of the  
7 Central Liquidity Facility for the principal amount of new  
8 direct loans to member credit unions as authorized by the  
9 National Credit Union Central Liquidity Facility Act (12  
10 U.S.C. 1795) shall not exceed \$600,000,000: *Provided*,  
11 That administrative expenses of the Central Liquidity Fa-  
12 cility in fiscal year 1996 shall not exceed \$560,000.

13 NATIONAL SCIENCE FOUNDATION

14 RESEARCH AND RELATED ACTIVITIES

15 For necessary expenses in carrying out the purposes  
16 of the National Science Foundation Act of 1950, as  
17 amended (42 U.S.C. 1861–1875), and the Act to establish  
18 a National Medal of Science (42 U.S.C. 1880–1881); serv-  
19 ices as authorized by 5 U.S.C. 3109; maintenance and op-  
20 eration of aircraft and purchase of flight services for re-  
21 search support; acquisition of aircraft; \$2,254,000,000, of  
22 which not to exceed \$235,000,000 shall remain available  
23 until expended for Polar research and operations support,  
24 and for reimbursement to other Federal agencies for oper-  
25 ational and science support and logistical and other relat-

1 ed activities for the United States Antarctic program; the  
2 balance to remain available until September 30, 1997:  
3 *Provided*, That receipts for scientific support services and  
4 materials furnished by the National Research Centers and  
5 other National Science Foundation supported research fa-  
6 cilities may be credited to this appropriation: *Provided fur-*  
7 *ther*, That to the extent that the amount appropriated is  
8 less than the total amount authorized to be appropriated  
9 for included program activities, all amounts, including  
10 floors and ceilings, specified in the authorizing Act for  
11 those program activities or their subactivities shall be re-  
12 duced proportionally.

13 MAJOR RESEARCH EQUIPMENT

14 For necessary expenses in carrying out major con-  
15 struction projects, and related expenses, pursuant to the  
16 purposes of the National Science Foundation Act of 1950,  
17 as amended (42 U.S.C. 1861–1875), \$70,000,000, to re-  
18 main available until expended.

19 ACADEMIC RESEARCH INFRASTRUCTURE

20 For necessary expenses in carrying out an academic  
21 research infrastructure program pursuant to the purposes  
22 of the National Science Foundation Act of 1950, as  
23 amended (42 U.S.C. 1861–1875), including services as  
24 authorized by 5 U.S.C. 3109 and rental of conference  
25 rooms in the District of Columbia, \$100,000,000, to re-  
26 main available until September 30, 1997.

## 1 EDUCATION AND HUMAN RESOURCES

2 For necessary expenses in carrying out science and  
3 engineering education and human resources programs and  
4 activities pursuant to the purposes of the National Science  
5 Foundation Act of 1950, as amended (42 U.S.C. 1861–  
6 1875), including services as authorized by 5 U.S.C. 3109  
7 and rental of conference rooms in the District of Colum-  
8 bia, \$599,000,000, to remain available until September  
9 30, 1997: *Provided*, That to the extent that the amount  
10 of this appropriation is less than the total amount author-  
11 ized to be appropriated for included program activities, all  
12 amounts, including floors and ceilings, specified in the au-  
13 thorizing Act for those program activities or their  
14 subactivities shall be reduced proportionally.

## 15 SALARIES AND EXPENSES

16 For necessary salaries and expenses in carrying out  
17 the purposes of the National Science Foundation Act of  
18 1950, as amended (42 U.S.C. 1861–1875); services au-  
19 thorized by 5 U.S.C. 3109; hire of passenger motor vehi-  
20 cles; not to exceed \$9,000 for official reception and rep-  
21 resentation expenses; uniforms or allowances therefor, as  
22 authorized by law (5 U.S.C. 5901–5902); rental of con-  
23 ference rooms in the District of Columbia; reimbursement  
24 of the General Services Administration for security guard  
25 services; \$127,310,000: *Provided*, That contracts may be  
26 entered into under salaries and expenses in fiscal year

1 1996 for maintenance and operation of facilities, and for  
2 other services, to be provided during the next fiscal year.

3 OFFICE OF INSPECTOR GENERAL

4 For necessary expenses of the Office of Inspector  
5 General in carrying out the provisions of the Inspector  
6 General Act of 1978, as amended, \$4,490,000, to remain  
7 available until September 30, 1997.

8 NATIONAL SCIENCE FOUNDATION HEADQUARTERS

9 RELOCATION

10 For necessary support of the relocation of the Na-  
11 tional Science Foundation, \$5,200,000: *Provided*, That  
12 these funds shall be used to reimburse the General Serv-  
13 ices Administration for services and related acquisitions  
14 in support of relocating the National Science Foundation.

15 NEIGHBORHOOD REINVESTMENT CORPORATION

16 PAYMENT TO THE NEIGHBORHOOD REINVESTMENT

17 CORPORATION

18 For payment to the Neighborhood Reinvestment Cor-  
19 poration for use in neighborhood reinvestment activities,  
20 as authorized by the Neighborhood Reinvestment Corpora-  
21 tion Act (42 U.S.C. 8101–8107), \$38,667,000.

22 SELECTIVE SERVICE SYSTEM

23 SALARIES AND EXPENSES

24 For necessary expenses of the Selective Service Sys-  
25 tem, including expenses of attendance at meetings and of  
26 training for uniformed personnel assigned to the Selective



1 Service System, as authorized by law (5 U.S.C. 4101–  
2 4118) for civilian employees; and not to exceed \$1,000 for  
3 official reception and representation expenses;  
4 \$22,930,000: *Provided*, That during the current fiscal  
5 year, the President may exempt this appropriation from  
6 the provisions of 31 U.S.C. 1341, whenever he deems such  
7 action to be necessary in the interest of national defense:  
8 *Provided further*, That none of the funds appropriated by  
9 the Act may be expended for or in connection with the  
10 induction of any person into the Armed Forces of the  
11 United States.

#### 12 TITLE IV

#### 13 CORPORATIONS

14 Corporations and agencies of the Department of  
15 Housing and Urban Development which are subject to the  
16 Government Corporation Control Act, as amended, are  
17 hereby authorized to make such expenditures, within the  
18 limits of funds and borrowing authority available to each  
19 such corporation or agency and in accord with law, and  
20 to make such contracts and commitments without regard  
21 to fiscal year limitations as provided by section 104 of the  
22 Act as may be necessary in carrying out the programs set  
23 forth in the budget for 1996 for such corporation or agen-  
24 cy except as hereinafter provided: *Provided*, That collec-  
25 tions of these corporations and agencies may be used for

1 new loan or mortgage purchase commitments only to the  
2 extent expressly provided for in this Act (unless such loans  
3 are in support of other forms of assistance provided for  
4 in this or prior appropriations Acts), except that this pro-  
5 viso shall not apply to the mortgage insurance or guaranty  
6 operations of these corporations, or where loans or mort-  
7 gage purchases are necessary to protect the financial in-  
8 terest of the United States Government.

9 RESOLUTION TRUST CORPORATION

10 OFFICE OF INSPECTOR GENERAL

11 For necessary expenses of the Office of Inspector  
12 General in carrying out the provisions of the Inspector  
13 General Act of 1978, as amended, \$11,400,000.

14 TITLE V

15 GENERAL PROVISIONS

16 SECTION 501. Where appropriations in titles I, II,  
17 and III of this Act are expendable for travel expenses and  
18 no specific limitation has been placed thereon, the expendi-  
19 tures for such travel expenses may not exceed the amounts  
20 set forth therefor in the budget estimates submitted for  
21 the appropriations: *Provided*, That this section shall not  
22 apply to travel performed by uncompensated officials of  
23 local boards and appeal boards of the Selective Service  
24 System; to travel performed directly in connection with  
25 care and treatment of medical beneficiaries of the Depart-

1 ment of Veterans Affairs; to travel performed in connec-  
2 tion with major disasters or emergencies declared or deter-  
3 mined by the President under the provisions of the Robert  
4 T. Stafford Disaster Relief and Emergency Assistance  
5 Act; to travel performed by the Offices of Inspector Gen-  
6 eral in connection with audits and investigations; or to  
7 payments to interagency motor pools where separately set  
8 forth in the budget schedules: *Provided further*, That if  
9 appropriations in titles I, II, and III exceed the amounts  
10 set forth in budget estimates initially submitted for such  
11 appropriations, the expenditures for travel may cor-  
12 respondingly exceed the amounts therefor set forth in the  
13 estimates in the same proportion.

14       SEC. 502. Appropriations and funds available for the  
15 administrative expenses of the Department of Housing  
16 and Urban Development and the Selective Service System  
17 shall be available in the current fiscal year for purchase  
18 of uniforms, or allowances therefor, as authorized by law  
19 (5 U.S.C. 5901–5902); hire of passenger motor vehicles;  
20 and services as authorized by 5 U.S.C. 3109.

21       SEC. 503. Funds of the Department of Housing and  
22 Urban Development subject to the Government Corpora-  
23 tion Control Act or section 402 of the Housing Act of  
24 1950 shall be available, without regard to the limitations  
25 on administrative expenses, for legal services on a contract

1 or fee basis, and for utilizing and making payment for  
2 services and facilities of Federal National Mortgage Asso-  
3 ciation, Government National Mortgage Association, Fed-  
4 eral Home Loan Mortgage Corporation, Federal Financ-  
5 ing Bank, Resolution Trust Corporation, Federal Reserve  
6 banks or any member thereof, Federal Home Loan banks,  
7 and any insured bank within the meaning of the Federal  
8 Deposit Insurance Corporation Act, as amended (12  
9 U.S.C. 1811–1831).

10 SEC. 504. No part of any appropriation contained in  
11 this Act shall remain available for obligation beyond the  
12 current fiscal year unless expressly so provided herein.

13 SEC. 505. No funds appropriated by this Act may be  
14 expended—

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

17 (A) such certification is accompanied by,  
18 or is part of, a voucher or abstract which de-  
19 scribes the payee or payees and the items or  
20 services for which such expenditure is being  
21 made, or

22 (B) the expenditure of funds pursuant to  
23 such certification, and without such a voucher  
24 or abstract, is specifically authorized by law;  
25 and

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

4           SEC. 506. None of the funds provided in this Act to  
5           any department or agency may be expended for the trans-  
6           portation of any officer or employee of such department  
7           or agency between his domicile and his place of employ-  
8           ment, with the exception of any officer or employee au-  
9           thorized such transportation under title 31, United States  
10          Code, section 1344.

11          SEC. 507. None of the funds provided in this Act may  
12          be used for payment, through grants or contracts, to re-  
13          cipients that do not share in the cost of conducting re-  
14          search resulting from proposals not specifically solicited  
15          by the Government: *Provided*, That the extent of cost  
16          sharing by the recipient shall reflect the mutuality of in-  
17          terest of the grantee or contractor and the Government  
18          in the research.

19          SEC. 508. None of the funds provided in this Act may  
20          be used, directly or through grants, to pay or to provide  
21          reimbursement for payment of the salary of a consultant  
22          (whether retained by the Federal Government or a grant-  
23          ee) at more than the daily equivalent of the rate paid for  
24          Level IV of the Executive Schedule, unless specifically au-  
25          thorized by law.

1        SEC. 509. None of the funds in this Act shall be used  
2 to pay the expenses of, or otherwise compensate, non-Fed-  
3 eral parties intervening in regulatory or adjudicatory pro-  
4 ceedings. Nothing herein affects the authority of the  
5 Consumer Product Safety Commission pursuant to section  
6 7 of the Consumer Product Safety Act (15 U.S.C. 2056  
7 et seq.).

8        SEC. 510. Except as otherwise provided under exist-  
9 ing law or under an existing Executive order issued pursu-  
10 ant to an existing law, the obligation or expenditure of  
11 any appropriation under this Act for contracts for any  
12 consulting service shall be limited to contracts which are  
13 (1) a matter of public record and available for public in-  
14 spection, and (2) thereafter included in a publicly available  
15 list of all contracts entered into within twenty-four months  
16 prior to the date on which the list is made available to  
17 the public and of all contracts on which performance has  
18 not been completed by such date. The list required by the  
19 preceding sentence shall be updated quarterly and shall  
20 include a narrative description of the work to be per-  
21 formed under each such contract.

22        SEC. 511. Except as otherwise provided by law, no  
23 part of any appropriation contained in this Act shall be  
24 obligated or expended by any executive agency, as referred  
25 to in the Office of Federal Procurement Policy Act (41

1 U.S.C. 401 et seq.) for a contract for services unless such  
2 executive agency (1) has awarded and entered into such  
3 contract in full compliance with such Act and the regula-  
4 tions promulgated thereunder, and (2) requires any report  
5 prepared pursuant to such contract, including plans, eval-  
6 uations, studies, analyses and manuals, and any report  
7 prepared by the agency which is substantially derived from  
8 or substantially includes any report prepared pursuant to  
9 such contract, to contain information concerning (A) the  
10 contract pursuant to which the report was prepared, and  
11 (B) the contractor who prepared the report pursuant to  
12 such contract.

13 SEC. 512. Except as otherwise provided in section  
14 506, none of the funds provided in this Act to any depart-  
15 ment or agency shall be obligated or expended to provide  
16 a personal cook, chauffeur, or other personal servants to  
17 any officer or employee of such department or agency.

18 SEC. 513. None of the funds provided in this Act to  
19 any department or agency shall be obligated or expended  
20 to procure passenger automobiles as defined in 15 U.S.C.  
21 2001 with an EPA estimated miles per gallon average of  
22 less than 22 miles per gallon.

23 SEC. 514. Such sums as may be necessary for fiscal  
24 year 1996 pay raises for programs funded by this Act shall  
25 be absorbed within the levels appropriated in this Act.

1        SEC. 515. None of the funds appropriated in title I  
2 of this Act shall be used to enter into any new lease of  
3 real property if the estimated annual rental is more than  
4 \$300,000 unless the Secretary submits, in writing, a re-  
5 port to the Committees on Appropriations of the Congress  
6 and a period of 30 days has expired following the date  
7 on which the report is received by the Committees on Ap-  
8 propriations.

9        SEC. 516. (a) PURCHASE OF AMERICAN-MADE  
10 EQUIPMENT AND PRODUCTS.—It is the sense of the Con-  
11 gress that, to the greatest extent practicable, all equip-  
12 ment and products purchased with funds made available  
13 in this Act should be American-made.

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

20        SEC. 517. None of the funds appropriated in this Act  
21 may be used to implement any cap on reimbursements to  
22 grantees for indirect costs, except as published in Office  
23 of Management and Budget Circular A-21.

24        SEC. 518. None of the funds made available in this  
25 Act may be used for any program, project, or activity,



1 when it is made known to the Federal entity or official  
 2 to which the funds are made available that the program,  
 3 project, or activity is not in compliance with any Federal  
 4 law relating to risk assessment, the protection of private  
 5 property rights, or unfunded mandates.

6 SEC. 519. (a) CONTRACTOR CONVERSION.—The Ad-  
 7 ministrator of the Environmental Protection Agency shall  
 8 cease any further hiring in the Agency’s Office of Re-  
 9 search and Development.

10 (b) REPORT.—Not later than January 1, 1996, the  
 11 head of the Office of Research and Development of the  
 12 Environmental Protection Agency shall submit to the Con-  
 13 gress a report on all staffing plans including the use of  
 14 Federal and contract employees.

15 This Act may be cited as the “Departments of Veter-  
 16 ans Affairs and Housing and Urban Development, and  
 17 Independent Agencies Appropriations Act, 1996”.

Passed the House of Representatives July 31, 1995.

Attest: ROBIN H. CARLE,  
*Clerk.*

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