

Union Calendar No. 103

104TH CONGRESS
1ST SESSION

H. R. 2099

[Report No. 104-201]

A BILL

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.

JULY 21, 1995

Committed to the Committee of the Whole House on the State of the Union and ordered to be printed

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IN THE HOUSE OF REPRESENTATIVES

JULY 21, 1995

Mr. LEWIS of California, from the Committee on Appropriations, reported the following bill; which was committed to the Committee of the Whole House on the State of the Union and ordered to be printed

A BILL

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

1 Departments of Veterans Affairs and Housing and Urban
2 Development, and for sundry independent agencies,
3 boards, commissions, corporations, and offices for the fis-
4 cal year ending September 30, 1996, and for other pur-
5 poses, namely:

6 TITLE I

7 DEPARTMENT OF VETERANS AFFAIRS

8 VETERANS BENEFITS ADMINISTRATION

9 COMPENSATION AND PENSIONS

10 (INCLUDING TRANSFER OF FUNDS)

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

1 eral operating expenses” and “Medical care” for necessary
2 expenses in implementing those provisions authorized in
3 the Omnibus Budget Reconciliation Act of 1990, and in
4 the Veterans’ Benefits Act of 1992, (38 U.S.C. chapters
5 51, 53, and 55) the funding source for which is specifically
6 provided as the “Compensation and pensions” appropria-
7 tion: *Provided further*, That such sums as may be earned
8 on an actual qualifying patient basis, shall be reimbursed
9 to “Medical facilities revolving fund” to augment the fund-
10 ing of individual medical facilities for nursing home care
11 provided to pensioners as authorized by the Veterans’
12 Benefits Act of 1992 (38 U.S.C. chapter 55): *Provided*
13 *further*, That \$12,000,000 previously transferred from
14 “Compensation and pensions” to “Medical facilities re-
15 volving fund” shall be transferred to this heading.

16 READJUSTMENT BENEFITS

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

1 VETERANS INSURANCE AND INDEMNITIES

2 For military and naval insurance, national service life
3 insurance, servicemen's indemnities, service-disabled vet-
4 erans insurance, and veterans mortgage life insurance as
5 authorized by law (38 U.S.C. chapter 19; 70 Stat. 887;
6 72 Stat. 487) \$24,890,000, to remain available until ex-
7 pended.

8 GUARANTY AND INDEMNITY PROGRAM ACCOUNT

9 (INCLUDING TRANSFER OF FUNDS)

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

16 In addition, for administrative expenses to carry out
17 the direct and guaranteed loan programs, \$65,226,000,
18 which may be transferred to and merged with the appro-
19 priation for "General operating expenses".

20 LOAN GUARANTY PROGRAM ACCOUNT

21 (INCLUDING TRANSFER OF FUNDS)

22 For the cost of direct and guaranteed loans, such
23 sums as may be necessary to carry out the purpose of the
24 program, as authorized by 38 U.S.C. chapter 37, as
25 amended: *Provided*, That such costs, including the cost of

1 modifying such loans, shall be as defined in section 502
2 of the Congressional Budget Act of 1974, as amended.

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

7 DIRECT LOAN PROGRAM ACCOUNT
8 (INCLUDING TRANSFER OF FUNDS)

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

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

23 EDUCATION LOAN FUND PROGRAM ACCOUNT
24 (INCLUDING TRANSFER OF FUNDS)

25 For the cost of direct loans, \$1,000, as authorized
26 by 38 U.S.C. 3698, as amended: *Provided*, That such

1 costs, including the cost of modifying such loans, shall be
2 as defined in section 502 of the Congressional Budget Act
3 of 1974, as amended: *Provided further*, That these funds
4 are available to subsidize gross obligations for the prin-
5 cipal amount of direct loans not to exceed \$4,000.

6 In addition, for administrative expenses necessary to
7 carry out the direct loan program, \$195,000, which may
8 be transferred to and merged with the appropriation for
9 “General operating expenses”.

10 VOCATIONAL REHABILITATION LOANS PROGRAM ACCOUNT
11 (INCLUDING TRANSFER OF FUNDS)

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

19 In addition, for administrative expenses necessary to
20 carry out the direct loan program, \$377,000, which may
21 be transferred to and merged with the appropriation for
22 “General operating expenses”.

1 NATIVE AMERICAN VETERAN HOUSING LOAN PROGRAM
2 ACCOUNT
3 (INCLUDING TRANSFER OF FUNDS)

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

9 VETERANS HEALTH ADMINISTRATION
10 MEDICAL CARE

11 For necessary expenses for the maintenance and op-
12 eration of hospitals, nursing homes, and domiciliary facili-
13 ties; for furnishing, as authorized by law, inpatient and
14 outpatient care and treatment to beneficiaries of the De-
15 partment of Veterans Affairs, including care and treat-
16 ment in facilities not under the jurisdiction of the Depart-
17 ment of Veterans Affairs, and furnishing recreational fa-
18 cilities, supplies, and equipment; funeral, burial, and other
19 expenses incidental thereto for beneficiaries receiving care
20 in Department of Veterans Affairs facilities; administra-
21 tive expenses in support of planning, design, project man-
22 agement, real property acquisition and disposition, con-
23 struction and renovation of any facility under the jurisdic-
24 tion or for the use of the Department of Veterans Affairs;
25 oversight, engineering and architectural activities not
26 charged to project cost; repairing, altering, improving or

1 providing facilities in the several hospitals and homes
2 under the jurisdiction of the Department of Veterans Af-
3 fairs, not otherwise provided for, either by contract or by
4 the hire of temporary employees and purchase of mate-
5 rials; uniforms or allowances therefor, as authorized by
6 law (5 U.S.C. 5901–5902); aid to State homes as author-
7 ized by law (38 U.S.C. 1741); and not to exceed
8 \$8,000,000 to fund cost comparison studies as referred
9 to in 38 U.S.C. 8110(a)(5); \$16,713,521,000, plus reim-
10 bursements: *Provided*, That of the funds made available
11 under this heading, \$771,000,000 is for the equipment
12 and land and structures object classifications only, which
13 amount shall not become available for obligation until Au-
14 gust 1, 1996, and shall remain available for obligation
15 until September 30, 1997.

16 MEDICAL AND PROSTHETIC RESEARCH

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

22 MEDICAL ADMINISTRATION AND MISCELLANEOUS

23 OPERATING EXPENSES

24 For necessary expenses in the administration of the
25 medical, hospital, nursing home, domiciliary, construction,
26 supply, and research activities, as authorized by law; ad-

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

10 TRANSITIONAL HOUSING LOAN PROGRAM

11 (INCLUDING TRANSFER OF FUNDS)

12 For the cost of direct loans, \$7,000, as authorized
13 by Public Law 102-54, section 8, which shall be trans-
14 ferred from the "General post fund": *Provided*, That such
15 costs, including the cost of modifying such loans, shall be
16 as defined in section 502 of the Congressional Budget Act
17 of 1974, as amended: *Provided further*, That these funds
18 are available to subsidize gross obligations for the prin-
19 cipal amount of direct loans not to exceed \$70,000. In ad-
20 dition, for administrative expenses to carry out the direct
21 loan program, \$54,000, which shall be transferred from
22 the "General post fund", as authorized by Public Law
23 102-54, section 8.

1 DEPARTMENTAL ADMINISTRATION

2 GENERAL OPERATING EXPENSES

3 For necessary operating expenses of the Department
4 of Veterans Affairs, not otherwise provided for, including
5 uniforms or allowances therefor, as authorized by law; not
6 to exceed \$25,000 for official reception and representation
7 expenses; hire of passenger motor vehicles; and reimburse-
8 ment of the General Services Administration for security
9 guard services, and the Department of Defense for the
10 cost of overseas employee mail; \$821,487,000: *Provided*,
11 That funds under this heading shall be available to admin-
12 ister the Service Members Occupational Conversion and
13 Training Act: *Provided further*, That the \$25,500,000 ear-
14 marked in Public Law 103-327 for the acquisition of
15 automated data processing equipment and services to sup-
16 port the modernization program of the Veterans Benefits
17 Administration is available for any expense authorized to
18 be funded under this heading: *Provided further*, That none
19 of the funds under this heading (including funds referred
20 to in the preceding proviso) may be obligated or expended
21 for the acquisition of automated data processing equip-
22 ment and services for Department of Veterans Affairs re-
23 gional offices to support Stage III of the automated data
24 equipment modernization program of the Veterans Bene-
25 fits Administration.

1 NATIONAL CEMETERY SYSTEM

2 For necessary expenses for the maintenance and op-
3 eration of the National Cemetery System not otherwise
4 provided for, including uniforms or allowances therefor, as
5 authorized by law; cemeterial expenses as authorized by
6 law; purchase of three passenger motor vehicles, for use
7 in cemeterial operations; and hire of passenger motor vehi-
8 cles, \$72,604,000.

9 OFFICE OF INSPECTOR GENERAL

10 For necessary expenses of the Office of Inspector
11 General in carrying out the provisions of the Inspector
12 General Act of 1978, as amended, \$30,900,000.

13 CONSTRUCTION, MAJOR PROJECTS
14 (INCLUDING TRANSFER OF FUNDS)

15 For constructing, altering, extending and improving
16 any of the facilities under the jurisdiction or for the use
17 of the Department of Veterans Affairs, or for any of the
18 purposes set forth in sections 316, 2404, 2406, 8102,
19 8103, 8106, 8108, 8109, 8110, and 8122 of title 38, Unit-
20 ed States Code, including planning, architectural and en-
21 gineering services, maintenance or guarantee period serv-
22 ices costs associated with equipment guarantees provided
23 under the project, services of claims analysts, offsite utility
24 and storm drainage system construction costs, and site ac-
25 quisition, where the estimated cost of a project is
26 \$3,000,000 or more or where funds for a project were

1 made available in a previous major project appropriation,
2 \$183,455,000, to remain available until expended: *Pro-*
3 *vided*, That except for advance planning of projects funded
4 through the advance planning fund and the design of
5 projects funded through the design fund, none of these
6 funds shall be used for any project which has not been
7 considered and approved by the Congress in the budgetary
8 process: *Provided further*, That funds provided in this ap-
9 propriation for fiscal year 1996, for each approved project
10 shall be obligated (1) by the awarding of a construction
11 documents contract by September 30, 1996, and (2) by
12 the awarding of a construction contract by September 30,
13 1997: *Provided further*, That the Secretary shall promptly
14 report in writing to the Comptroller General and to the
15 Committees on Appropriations any approved major con-
16 struction project in which obligations are not incurred
17 within the time limitations established above; and the
18 Comptroller General shall review the report in accordance
19 with the procedures established by section 1015 of the Im-
20 poundment Control Act of 1974 (title X of Public Law
21 93-344): *Provided further*, That no funds from any other
22 account except the "Parking revolving fund", may be obli-
23 gated for constructing, altering, extending, or improving
24 a project which was approved in the budget process and
25 funded in this account until one year after substantial

1 completion and beneficial occupancy by the Department
2 of Veterans Affairs of the project or any part thereof with
3 respect to that part only: *Provided further*, That of the
4 funds made available under this heading in Public Law
5 103-327, \$7,000,000 shall be transferred to the “Parking
6 revolving fund”.

7 CONSTRUCTION, MINOR PROJECTS

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

1 ADMINISTRATIVE PROVISIONS
2 (INCLUDING TRANSFER OF FUNDS)

3 SEC. 101. Any appropriation for 1996 for “Com-
4 pensation and pensions”, “Readjustment benefits”, and
5 “Veterans insurance and indemnities” may be transferred
6 to any other of the mentioned appropriations.

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

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

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

23 SEC. 105. Appropriations available to the Depart-
24 ment of Veterans Affairs for fiscal year 1996 for “Com-
25 pensation and pensions”, “Readjustment benefits”, and
26 “Veterans insurance and indemnities” shall be available

1 for payment of prior year accrued obligations required to
2 be recorded by law against the corresponding prior year
3 accounts within the last quarter of fiscal year 1995.

4 SEC. 106. Appropriations accounts available to the
5 Department of Veterans Affairs for fiscal year 1996 shall
6 be available to pay prior year obligations of corresponding
7 prior year appropriations accounts resulting from title X
8 of the Competitive Equality Banking Act, Public Law
9 100–86, except that if such obligations are from trust
10 fund accounts they shall be payable from “Compensation
11 and pensions”.

12 SEC. 107. (a) Effective October 1, 1995, section 5505
13 of title 38, United States Code, as in effect when repealed
14 by section 1201(g)(4)(A) of Public Law 103–446 (108
15 Stat. 4687), is hereby reenacted and, as so reenacted, is
16 amended by striking out “September 30, 1992” in sub-
17 section (c) and inserting in lieu thereof “September 30,
18 1996”.

19 (b) The table of sections at the beginning of chapter
20 55 of such title is amended by adding at the end the fol-
21 lowing new item:

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

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

24 (1) Section 1920 is amended—

1 (A) in subsection (a), by inserting “, and
2 for the reimbursement of administrative costs
3 under subsection (c)” before the period at the
4 end of the second sentence; and

5 (B) by adding at the end the following new
6 subsection:

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

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

1 total disability income insurance added to the provision
2 of such insurance).

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

5 (2) Section 1923 is amended—

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

10 (B) by adding at the end the following new
11 subsection:

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

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

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

10 (3) Section 1955 is amended—

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

15 (B) by adding at the end the following new
16 subsection:

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

1 have been set aside. However, if the amount of such ad-
2 ministrative costs exceeds the amount of such surplus
3 earnings, such reimbursement shall be made only to the
4 extent of such surplus earnings.

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

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

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

18 TITLE II

19 DEPARTMENT OF HOUSING AND URBAN

20 DEVELOPMENT

21 HOUSING PROGRAMS

22 ANNUAL CONTRIBUTIONS FOR ASSISTED HOUSING

23 For assistance under the United States Housing Act
24 of 1937, as amended (“the Act” herein) (42 U.S.C. 1437),
25 not otherwise provided for, \$10,041,589,000, to remain

1 available until expended: *Provided*, That none of the funds
2 made available under the head “Annual contributions for
3 assisted housing” in this Act or any prior Act shall be
4 expended if such expenditure would cause total fiscal year
5 1996 expenditures to exceed \$19,939,311,000: *Provided*
6 *further*, That the Secretary shall report to the Committees
7 on Appropriations every 90 days on the implementation
8 of the spending limitation in the preceding proviso: *Pro-*
9 *vided further*, That of the total amount provided under
10 this head, \$100,000,000 shall be for the development or
11 acquisition cost of public housing for Indian families, in-
12 cluding amounts for housing under the mutual help home-
13 ownership opportunity program under section 202 of the
14 Act (42 U.S.C. 1437bb): *Provided further*, That of the
15 total amount provided under this head, \$2,500,000,000
16 shall be for modernization of existing public housing
17 projects pursuant to section 14 of the Act (42 U.S.C.
18 1437l): *Provided further*, That of the amounts earmarked
19 under this head for modernization of existing public hous-
20 ing projects, \$15,000,000 shall be used for the Tenant Op-
21 portunity Program: *Provided further*, That during fiscal
22 year 1996, the Secretary may direct any public housing
23 agency that receives any part of the foregoing amount, to
24 use such amount, or any other amount that has been made
25 available in this or any other prior Act for public housing

1 under this head or for the HOPE VI/Urban Revitalization
2 Demonstration Program, and that has not been obligated
3 by the agency, to demolish, reconfigure, or reduce the den-
4 sity of any public housing project owned by the agency:
5 *Provided further,* That of the total amount provided under
6 this head, \$862,125,000 shall be available for non-incre-
7 mental rental assistance under the section 8 housing
8 voucher program under section 8(o) of the Act (42 U.S.C.
9 1437f(o)): *Provided further,* That notwithstanding any
10 other provision of law, voucher assistance provided under
11 the preceding proviso may be used in connection with leg-
12 islation enacted after the effective date of this Act that
13 authorizes assistance for such purpose, as determined by
14 the Secretary: *Provided further,* That of the total amount
15 provided under this head, \$1,000,000,000 shall be for spe-
16 cial needs housing: *Provided further,* That the amount ear-
17 marked under the preceding proviso shall be for capital
18 advances, including amendments to capital advance con-
19 tracts, for housing for the elderly, as authorized by section
20 202 of the Housing Act of 1959, as amended, and for
21 project rental assistance, and amendments to contracts for
22 project rental assistance, for supportive housing for the
23 elderly under section 202(c)(2) of the Housing Act of
24 1959, as amended; capital advances, including amend-
25 ments to capital advance contracts, and project rental as-

1 sistance, including amendments to contracts for project
2 rental assistance, for supportive housing for persons with
3 disabilities, as authorized by section 811 of the Cranston-
4 Gonzalez National Affordable Housing Act; and housing
5 opportunities for persons with AIDS under title VIII, sub-
6 title D of the Cranston-Gonzalez National Affordable
7 Housing Act: *Provided further*, That the Secretary may
8 use up to \$200,000,000 from unobligated carryover bal-
9 ances under this heading as of September 30, 1995, for
10 assistance for State or local units of government, tenant
11 and nonprofit organizations to purchase projects where
12 owners have indicated an intention to prepay mortgages
13 and for assistance to be used as an incentive to prevent
14 prepayment or for vouchers to aid eligible tenants ad-
15 versely affected by mortgage prepayment, as authorized
16 under preservation legislation enacted subsequent to this
17 Act: *Provided further*, That of the total amount provided
18 under this head, \$10,000,000 shall be for the lead-based
19 paint hazard reduction program as authorized under sec-
20 tion 1053 of the Residential Lead-Based Paint Hazard
21 Reduction Act of 1992: *Provided further*, That of the total
22 amount provided under this head, \$17,300,000 shall be
23 available for fees for coordinators under section 23(h)(1)
24 for the Family Self-sufficiency Program (42 U.S.C.
25 1437u): *Provided further*, That of the total amount pro-

1 vided under this head, \$4,941,589,000 shall be for assist-
2 ance under the United States Housing Act of 1937 (42
3 U.S.C. 1437) for use in connection with expiring or termi-
4 nating section 8 subsidy contracts: *Provided further*, That
5 such amounts shall be merged with funds referenced in
6 section 204 of this title: *Provided further*, That the Sec-
7 retary of Housing and Urban Development may reserve
8 amounts available for the renewal of assistance under sec-
9 tion 8 of the United States Housing Act of 1937 and may
10 use such amounts, upon the termination or expiration of
11 a contract for assistance under section 8 of the United
12 States Housing Act of 1937 (other than a contract for
13 tenant-based assistance and notwithstanding section 8(v)
14 of such Act for loan management assistance), to provide
15 voucher assistance under section 8(o) of such Act in the
16 market area for a number of eligible families equal to the
17 number of units covered by the terminated or expired con-
18 tract, which assistance shall be in accordance with terms
19 and conditions prescribed by the Secretary: *Provided fur-*
20 *ther*, That notwithstanding any other provision of law, as-
21 sistance reserved under the preceding proviso may be used
22 in connection with any provision of Federal law enacted
23 after the enactment of this Act that authorizes the use
24 of rental assistance amounts in connection with such ter-
25 minated or expired contracts: *Provided further*, That of the

1 total amount provided under this head, \$610,575,000
2 shall be for amendments to section 8 contracts other than
3 contracts for projects developed under section 202 of the
4 Housing Act of 1959, as amended.

5 FLEXIBLE SUBSIDY FUND

6 (INCLUDING TRANSFER OF FUNDS)

7 From the fund established by section 236(g) of the
8 National Housing Act, as amended, all uncommitted bal-
9 ances of excess rental charges as of September 30, 1995,
10 and any collections during fiscal year 1996 shall be trans-
11 ferred, as authorized under such section, to the fund au-
12 thorized under Section 201 (j) of the Housing and Com-
13 munity Development Amendments of 1978, as amended.

14 RENTAL HOUSING ASSISTANCE

15 (RESCISSION)

16 The limitation otherwise applicable to the maximum
17 payments that may be required in any fiscal year by all
18 contracts entered into under section 236 of the National
19 Housing Act (12 U.S.C. 1715z-1) is reduced in fiscal year
20 1996 by not more than \$2,000,000 in uncommitted bal-
21 ances of authorizations provided for this purpose in appro-
22 priations Acts: *Provided*, That up to \$163,000,000 of re-
23 captured section 236 budget authority resulting from the
24 prepayment of mortgages subsidized under section 236 of
25 the National Housing Act (12 U.S.C. 1715z-1) shall be
26 rescinded in fiscal year 1996.

1 PAYMENTS FOR OPERATION OF LOW-INCOME HOUSING
2 PROJECTS

3 For payments to public housing agencies and Indian
4 housing authorities for operating subsidies for low-income
5 housing projects as authorized by section 9 of the United
6 States Housing Act of 1937, as amended (42 U.S.C.
7 1437g), \$2,500,000,000.

8 HOME INVESTMENT PARTNERSHIPS PROGRAM

9 For the HOME investment partnerships program, as
10 authorized under title II of the Cranston-Gonzalez Na-
11 tional Affordable Housing Act (Public Law 101–625), as
12 amended, \$1,400,000,000, to remain available until ex-
13 pended.

14 HOUSING COUNSELING ASSISTANCE

15 For contracts, grants, and other assistance, other
16 than loans, not otherwise provided for, for providing coun-
17 seling and advice to tenants and homeowners—both cur-
18 rent and prospective—with respect to property mainte-
19 nance, financial management, and such other matters as
20 may be appropriate to assist them in improving their hous-
21 ing conditions and meeting the responsibilities of tenancy
22 or homeownership, including provisions for training and
23 for support of voluntary agencies and services as author-
24 ized by section 106 of the Housing and Urban Develop-
25 ment Act of 1968, as amended, \$12,000,000, notwith-

1 standing section 106(c)(9) and section 106(d)(13), of such
2 Act.

3 INDIAN HOUSING LOAN GUARANTEE FUND PROGRAM

4 ACCOUNT

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

14 HOMELESS ASSISTANCE

15 HOMELESS ASSISTANCE GRANTS

16 For the emergency shelter grants program (as au-
17 thorized under subtitle B of title IV of the Stewart B.
18 McKinney Homeless Assistance Act (Public Law 100-77),
19 as amended); the supportive housing program (as author-
20 ized under subtitle C of title IV of such Act); the section
21 8 moderate rehabilitation single room occupancy program
22 (as authorized under the United States Housing Act of
23 1937, as amended) to assist homeless individuals pursuant
24 to section 441 of the Stewart B. McKinney Homeless As-
25 sistance Act; the shelter plus care program (as authorized
26 under subtitle F of title IV of such Act); and the innova-

1 tive homeless initiatives demonstration program (as de-
2 scribed in sections 2(a)–2(f) of the HUD Demonstration
3 Act of 1993 (Public Law 103–120)), \$576,000,000, to re-
4 main available until expended.

5 COMMUNITY PLANNING AND DEVELOPMENT

6 COMMUNITY DEVELOPMENT GRANTS

7 (INCLUDING TRANSFER OF FUNDS)

8 For grants to States and units of general local gov-
9 ernment and for related expenses, not otherwise provided
10 for, necessary for carrying out a community development
11 grants program as authorized by title I of the Housing
12 and Community Development Act of 1974, as amended
13 (42 U.S.C. 5301), \$4,600,000,000, to remain available
14 until September 30, 1998: *Provided*, That \$46,000,000
15 shall be available for grants to Indian tribes pursuant to
16 section 106(a)(1) of the Housing and Community Devel-
17 opment Act of 1974, as amended (42 U.S.C. 5301), and
18 \$19,500,000 shall be available for “special purpose
19 grants” pursuant to section 107 of such Act: *Provided fur-*
20 *ther*, That not to exceed 20 per centum of any grant made
21 with funds appropriated herein (other than a grant using
22 funds under section 107(b)(3) of such Act shall be ex-
23 pended for “Planning and Management Development”
24 and “Administration” as defined in regulations promul-
25 gated by the Department of Housing and Urban Develop-
26 ment.

1 For the cost of guaranteed loans, \$10,500,000, as au-
2 thorized by section 108 of the Housing and Community
3 Development Act of 1974: *Provided*, That such costs, in-
4 cluding the cost of modifying such loans, shall be as de-
5 fined in section 502 of the Congressional Budget Act of
6 1974, as amended: *Provided further*, That these funds are
7 available to subsidize total loan principal, any part of
8 which is to be guaranteed, not to exceed \$1,000,000,000.
9 In addition, for administrative expenses to carry out the
10 guaranteed loan program, \$225,000 which shall be trans-
11 ferred to and merged with the appropriation for depart-
12 mental salaries and expenses.

13 POLICY DEVELOPMENT AND RESEARCH

14 RESEARCH AND TECHNOLOGY

15 For contracts, grants, and necessary expenses of pro-
16 grams of research and studies relating to housing and
17 urban problems, not otherwise provided for, as authorized
18 by title V of the Housing and Urban Development Act
19 of 1970, as amended (12 U.S.C. 1701z-1 et seq.), includ-
20 ing carrying out the functions of the Secretary under sec-
21 tion 1(a)(1)(i) of Reorganization Plan No. 2 of 1968,
22 \$34,000,000, to remain available until September 30,
23 1997.

1 FAIR HOUSING AND EQUAL OPPORTUNITY

2 FAIR HOUSING ACTIVITIES

3 For contracts, grants, and other assistance, not otherwise provided for, as authorized by title VIII of the Civil Rights Act of 1968, as amended by the Fair Housing Amendments Act of 1988, \$30,000,000, to remain available until September 30, 1997.

8 MANAGEMENT AND ADMINISTRATION

9 SALARIES AND EXPENSES

10 (INCLUDING TRANSFERS OF FUNDS)

11 For necessary administrative and nonadministrative expenses of the Department of Housing and Urban Development, not otherwise provided for, including not to exceed \$7,000 for official reception and representation expenses, \$951,988,000, of which \$495,355,000 shall be provided from the various funds of the Federal Housing Administration, and \$8,824,000 shall be provided from funds of the Government National Mortgage Association, and \$225,000 shall be provided from the Community Development Grants Program account.

21 OFFICE OF INSPECTOR GENERAL

22 (INCLUDING TRANSFER OF FUNDS)

23 For necessary expenses of the Office of Inspector General in carrying out the provisions of the Inspector General Act of 1978, as amended, \$47,388,000, of which

1 \$10,961,000 shall be transferred from the various funds
2 of the Federal Housing Administration.

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

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

13 FEDERAL HOUSING ADMINISTRATION
14 FHA—MUTUAL MORTGAGE INSURANCE PROGRAM
15 ACCOUNT
16 (INCLUDING TRANSFERS OF FUNDS)

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

21 During fiscal year 1996, obligations to make direct
22 loans to carry out the purposes of section 204(g) of the
23 National Housing Act, as amended, shall not exceed
24 \$200,000,000: *Provided*, That the foregoing amount shall
25 be for loans to nonprofit and governmental entities in con-
26 nection with sales of single family real properties owned

1 by the Secretary and formerly insured under section 203
2 of such Act.

3 For administrative expenses necessary to carry out
4 the guaranteed and direct loan program, \$308,846,000,
5 to be derived from the FHA-mutual mortgage insurance
6 guaranteed loans receipt account, of which not to exceed
7 \$302,056,000 shall be transferred to the appropriation for
8 departmental salaries and expenses; and of which not to
9 exceed \$6,790,000 shall be transferred to the appropria-
10 tion for the Office of Inspector General.

11 FHA—GENERAL AND SPECIAL RISK PROGRAM ACCOUNT

12 (INCLUDING TRANSFERS OF FUNDS)

13 Total loan principal any part of which is to be guar-
14 anteed shall not exceed \$15,000,000,000: *Provided*, That
15 during fiscal year 1996, the Secretary shall sell assigned
16 mortgage notes having an unpaid principal balance of up
17 to \$2,600,000,000, which notes were originally obligations
18 of the funds established under sections 238 and 519 of
19 the National Housing Act: *Provided further*, That of the
20 amount appropriated herein, an amount equal to the lesser
21 of \$52,000,000 or the excess of net proceeds above the
22 value of holding the loans to maturity, such value estab-
23 lished using assumptions specified in the President's fiscal
24 year 1996 Budget adjusted for interest rates at the time

1 of the sale, shall become available only after such sale has
2 been completed.

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

14 In addition, for administrative expenses necessary to
15 carry out the guaranteed and direct loan programs,
16 \$197,470,000, of which \$193,299,000 shall be transferred
17 to the appropriation for departmental salaries and ex-
18 penses; and of which \$4,171,000 shall be transferred to
19 the appropriation for the Office of Inspector General.

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

24 During fiscal year 1996, new commitments to issue
25 guarantees to carry out the purposes of section 306 of the

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

3 For administrative expenses necessary to carry out
4 the guaranteed mortgage-backed securities program,
5 \$8,824,000, to be derived from the GNMA—guarantees
6 of mortgage-backed securities guaranteed loan receipt ac-
7 count, of which not to exceed \$8,824,000 shall be trans-
8 ferred to the appropriation for departmental salaries and
9 expenses.

10 ADMINISTRATIVE PROVISIONS

11 (INCLUDING TRANSFER OF FUNDS)

12 SEC. 201. PUBLIC HOUSING. (a) SUSPENSION OF
13 RENT FORMULA.—Notwithstanding section 3(a) of the
14 United States Housing Act of 1937, as amended, each
15 public housing agency that owns or operates public hous-
16 ing shall establish rental charges for dwelling units in pub-
17 lic housing in such amounts as the agency considers ap-
18 propriate and in accordance with the provision of this sec-
19 tion, which shall be effective for fiscal year 1996.

20 (b) MINIMUM RENT.—During fiscal year 1996, pub-
21 lic housing agencies shall require that each family occupy-
22 ing a dwelling unit in public housing shall pay an amount
23 for monthly rent that is not less than one of the following
24 amounts:

25 (1) An amount equal to the sum of \$50 and the
26 cost of any utilities for the unit.

1 (2) An amount equal to 32 percent of—

2 (A) the basic benefits to an individual for
3 a month under the supplemental security in-
4 come program under title XVI of the Social Se-
5 curity Act; or

6 (B) the amount of assistance allocated for
7 a month to a family of the applicable size under
8 the aid to families with dependent children pro-
9 gram under a State plan approved under part
10 A of title IV of the Social Security Act or any
11 successor program.

12 (3) An amount based on monthly earnings of a
13 person working 30-hour workweeks at a wage equal
14 to the Federal minimum wage, except that this para-
15 graph shall not apply to any disabled family or el-
16 derly family.

17 (c) CEILING RENTS.—Notwithstanding section 3(a)
18 of the United States Housing Act of 1937, as amended,
19 public housing agencies shall provide that the amount of
20 rent paid by a family occupying a dwelling unit in public
21 housing during fiscal year 1996 does not exceed the maxi-
22 mum monthly rental amount, which shall be established
23 for the dwelling unit by the public housing agency that
24 owns or administers the unit and may not exceed an
25 amount determined by the agency based upon—

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

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

7 (3) the local market rent for comparable units
8 of similar size.

9 (d) DEMOLITION AND DISPOSITION.—

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

18 (A) the approval of such application; or

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

21 (2) CONFORMING PROVISION.—The requirement
22 under section 18(d) of such Act that a public hous-
23 ing agency satisfy the conditions specified in section
24 18(b)(3) of such Act as a condition of taking action
25 to demolish or dispose of public housing shall not

1 apply with respect to any application under such sec-
2 tion 18 approved during such fiscal year.

3 (3) AUTHORITY TO RESUBMIT APPLICATIONS.—

4 Any public housing agency that, before fiscal year
5 1996, submitted to the Secretary an application
6 under section 18 of such Act for demolition or dis-
7 position of public housing may (regardless of wheth-
8 er such application has been approved) at any time
9 during fiscal year 1996 submit an application sub-
10 ject to the provisions of this subsection that covers
11 some or all of the property covered by such previous
12 application and, to the extent the same property is
13 covered by both applications, the Secretary shall
14 treat the latter application as replacing the previous
15 application.

16 (e) APPLICABILITY.—In accordance with section
17 201(b)(2) of the United States Housing Act of 1937, as
18 amended, the provisions of this section shall apply to pub-
19 lic housing developed or operated pursuant to a contract
20 between the Secretary of Housing and Urban Develop-
21 ment and an Indian housing authority.

22 SEC. 202. RENTAL ASSISTANCE UNDER SECTION 8
23 OF UNITED STATES HOUSING ACT OF 1937. (a) IN-
24 CREASE OF FAMILY RENTAL PAYMENT.—Notwithstand-

1 ing sections 3(a) and 8(o)(2) of the United States Housing
2 Act of 1937, as amended, effective for fiscal year 1996—

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

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

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

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

20 (b) MINIMUM RENTS.—Notwithstanding subsection
21 (a) of this section or sections 3(a) and 8(o)(2) of the Unit-
22 ed States Housing Act of 1937, as amended, effective for
23 fiscal year 1996 and no later than October 30, 1995—

24 (1) public housing agencies shall require each
25 family who is assisted under the certificate or mod-

1 erate rehabilitation program under section 8 of such
2 Act to pay for monthly rent an amount that is not
3 less than the sum of \$50 and the cost of any utilities
4 for the unit;

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

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

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

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

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

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

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

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

20 (f) DELAY OF ISSUANCE AND REISSUANCE OF
21 VOUCHERS AND CERTIFICATES.—Notwithstanding any
22 other provision of law, a public housing agency administer-
23 ing certificate or voucher assistance provided under sub-
24 section (b) or (o) of section 8 of the United States Hous-
25 ing Act of 1937, as amended, shall delay—

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

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

11 SEC. 203. PREFERENCES FOR HOUSING ASSIST-
12 ANCE. (a) PUBLIC HOUSING.—

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

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

20 (B) subject to a system of preferences that
21 the public housing agency for the public hous-
22 ing may establish, which shall be based upon
23 local housing needs and priorities, as deter-
24 mined by the agency.

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

14 (b) SECTION 8 ASSISTANCE.—During fiscal year
15 1996, the selection of families for assistance under section
16 8 of the United States Housing Act of 1937, as amend-
17 ed—

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

22 (2) shall be subject to a system of preferences
23 that may be established by the public housing agen-
24 cy administering such assistance, which shall be

1 based upon local housing needs and priorities, as de-
2 termined by the agency.

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

19 (d) NEW CONSTRUCTION/SUBSTANTIAL REHABILITA-
20 TION HOUSING.—During fiscal year 1996, dwelling units
21 in housing constructed or substantially rehabilitated pur-
22 suant to assistance provided under section 8(b)(2) of the
23 United States Housing Act of 1937, as amended (as such
24 section existed before October 1, 1983) and projects fi-
25 nanced under section 202 of the Housing Act of 1959 (as

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

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

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

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

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

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

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

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

22 SEC. 207. DELAYING OUTLAYS FOR PUBLIC HOUS-
23 ING DEVELOPMENT.—During fiscal year 1996, a public
24 housing agency or Indian housing authority may slow the
25 rate at which it develops a project that the Secretary has

1 approved under 24 C.F.R. Part 941 in order to slow the
2 rate at which such agency or authority takes actions re-
3 sulting in outlays of amounts appropriated under the head
4 “Annual contributions for assisted housing” in this title
5 or any prior appropriation Act, and the Secretary may
6 allow such agency or authority to develop a project at such
7 a slow rate, notwithstanding 24 C.F.R. Sec. 941.405(d).

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

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

17 SEC. 209. SPENDING LIMITATIONS.—(a) None of the
18 funds provided in this Act may be used during fiscal year
19 1996 to sign, promulgate, implement, or enforce any re-
20 quirement or regulation relating to the application of the
21 Fair Housing Act (42 U.S.C. 3601, et seq.) to the busi-
22 ness of property insurance, or for any activity pertaining
23 to property insurance.

24 (b) None of the funds appropriated by this Act may
25 be expended by the Department for the purpose of finaliz-

1 ing the Department's proposed rule dated July 21, 1994
2 regarding amendments to Regulation X, the Real Estate
3 Settlement Procedures Regulation, or for the purpose of
4 developing or issuing any interpretive rule with respect to
5 any of the four issues denominated in the preamble to the
6 proposed rule.

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

12 (d) None of the funds provided in this Act may be
13 used in fiscal year 1996 for the remuneration of more than
14 94 schedule C and non-career senior executive service em-
15 ployees at the Department of Housing and Urban Devel-
16 opment.

17 (e) None of the funds made available in this Act may
18 be used by the Secretary to take, impose, or enforce, or
19 to investigate taking, imposing, or enforcing any action,
20 sanction, or penalty against any State or unit of general
21 local government (or any entity or agency thereof) because
22 of the enactment, enforcement, or effectiveness of any
23 State or local law or regulation requiring the spoken or
24 written use of the English language or declaring English
25 as the official language.

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

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

11 (a) consisting solely of residential units that (i)
12 contain sleeping accommodations and kitchen and
13 bathroom facilities, (ii) are located in a building that
14 is used exclusively to facilitate the transition of
15 homeless individuals (within the meaning of section
16 103 of the Stewart B. McKinney Homeless Assist-
17 ance Act (42 U.S.C. 11302)) to independent living
18 within 24 months, (iii) are suitable for occupancy,
19 with each cubicle constituting a separate bedroom
20 and residential unit, (iv) are used on other than a
21 transient basis, and (v) shall be originally placed in
22 service on August 1, 1995; and

23 (b) property that is entirely residential rental
24 property, namely, a project for residential rental
25 property.

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

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

6 CONSUMER PRODUCT SAFETY COMMISSION

7 SALARIES AND EXPENSES

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

16 CORPORATION FOR NATIONAL AND COMMUNITY SERVICE

17 NATIONAL AND COMMUNITY SERVICE PROGRAMS

18 OPERATING EXPENSES

19 Of the funds appropriated under this heading in Pub-
20 lic Law 103-327, the Corporation for National and Com-
21 munity Service shall use such amounts of such funds as
22 may be necessary to carry out the orderly termination of
23 (1) the programs, activities, and initiatives under the Na-
24 tional and Community Service Act of 1990 (Public Law

1 103-82); (2) the Corporation; and (3) the Corporation's
2 Office of Inspector General.

3 COURT OF VETERANS APPEALS

4 SALARIES AND EXPENSES

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

13 DEPARTMENT OF DEFENSE—CIVIL

14 CEMETERIAL EXPENSES, ARMY

15 SALARIES AND EXPENSES

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

22 ENVIRONMENTAL PROTECTION AGENCY

23 RESEARCH AND DEVELOPMENT

24 For research and development activities, including
25 procurement of laboratory equipment and supplies; other

1 operating expenses in support of research and develop-
2 ment; and construction, alteration, repair, rehabilitation
3 and renovation of facilities, not to exceed \$75,000 per
4 project; \$384,052,000, to remain available until Septem-
5 ber 30, 1997.

6 ENVIRONMENTAL PROGRAMS AND COMPLIANCE

7 For environmental programs and compliance activi-
8 ties, including hire of passenger motor vehicles; hire,
9 maintenance, and operation of aircraft; purchases of re-
10 prints; library memberships in societies or associations
11 which issue publications to members only or at a price to
12 members lower than to subscribers who are not members;
13 construction, alteration, repair, rehabilitation, and renova-
14 tion of facilities, not to exceed \$75,000 per project; and
15 not to exceed \$6,000 for official reception and representa-
16 tion expenses; and for necessary expenses, not otherwise
17 provided for, for personnel and related costs and for travel
18 expenses, including uniforms, or allowances therefor, as
19 authorized by 5 U.S.C. 5901–5902; and for services as
20 authorized by 5 U.S.C. 3109, but at rates for individuals
21 not to exceed the per diem rate equivalent to the rate for
22 GS–18; \$1,881,614,000, to remain available until ex-
23 pended: *Provided*, That none of the funds appropriated
24 under this heading shall be available to the National Oce-
25 anic and Atmospheric Administration pursuant to section
26 118(h)(3) of the Federal Water Pollution Control Act, as

1 amended: *Provided further*, That from funds appropriated
2 under this heading, the Administrator may make grants
3 to federally recognized Indian governments for the devel-
4 opment of multimedia environmental programs: *Provided*
5 *further*, That for this fiscal year and thereafter, any indus-
6 trial discharger to the Kalamazoo Water Reclamation
7 Plant is exempt from categorical pretreatment standards
8 under section 307(b) of the Federal Water Pollution Con-
9 trol Act, as amended, if the following conditions are met:
10 (1) the Kalamazoo Water Reclamation Plant applies to the
11 State of Michigan for an exemption for its industry and
12 (2) the State or the Administrator, as applicable, approves
13 such exemption request based upon a determination that
14 there exists an operative financial contract between the
15 City of Kalamazoo and the industrial user and an ap-
16 proved local pretreatment program, including a joint mon-
17 itoring program and local controls to prevent against in-
18 terference and pass through: *Provided further*, That none
19 of the funds appropriated under this heading shall be obli-
20 gated or expended to implement or enforce section
21 118(c)(2)(C) of the Federal Water Pollution Control Act,
22 as amended: *Provided further*, That none of the funds ap-
23 propriated under this heading may be made available for
24 the implementation or enforcement of the stormwater per-
25 mitting program under section 402(p) of the Federal

1 Water Pollution Control Act, as amended: *Provided fur-*
2 *ther*, That none of the funds appropriated under this head-
3 ing shall be made available for the enforcement of permit
4 limits or compliance schedules for combined sewer over-
5 flows or sanitary sewer overflows under section 402 of the
6 Federal Water Pollution Control Act, as amended: *Pro-*
7 *vided further*, That none of the funds appropriated under
8 this heading may be used to implement or enforce section
9 404 of the Federal Water Pollution Control Act, as
10 amended: *Provided further*, That none of the funds appro-
11 priated under this heading may be made available for the
12 development and implementation of new or revised efflu-
13 ent limitation guidelines and standards, pretreatment
14 standards, or new source performance standards under
15 the Federal Water Pollution Control Act, as amended:
16 *Provided further*, That the limitations on the use of funds
17 set forth in the previous four provisos shall have no force
18 and effect upon enactment of legislation which further
19 amends the named sections of the Federal Water Pollution
20 Control Act, as amended, in each of the previous four pro-
21 visos: *Provided further*, That none of the funds appro-
22 priated under this heading may be used by the Environ-
23 mental Protection Agency to impose or enforce any re-
24 quirement that a State implement trip reduction measures
25 to reduce vehicular emissions. Section 304 of the Clean

1 Air Act, as amended, shall not apply with respect to any
2 such requirement: *Provided further*, That none of the
3 funds appropriated under this heading may be used to as-
4 sign less than full credit for automobile emissions inspec-
5 tions programs required under section 182 (c), (d), or (e)
6 of the Clean Air Act, as amended, on the basis of network
7 design equipment unless the Administrator determines,
8 based on data collected from at least two full cycles of
9 the program, that less than full credit is appropriate: *Pro-*
10 *vided further*, That beginning in fiscal year 1996 and each
11 fiscal year thereafter, and notwithstanding any other pro-
12 vision of law, the Administrator is authorized to make
13 grants annually from funds appropriated under this head-
14 ing, subject to such terms and conditions as the Adminis-
15 trator shall establish, to any State or federally recognized
16 Indian tribe for multimedia or single media pollution pre-
17 vention, control and abatement and related environmental
18 activities at the request of the Governor or other appro-
19 priate State official or the tribe: *Provided further*, That
20 none of the funds appropriated under this heading may
21 be used to develop, propose, promulgate, issue, enforce,
22 or to set or enforce compliance deadlines or issuance
23 schedules for maximum achievable control technology
24 standards pursuant to section 112(d) of the Clean Air Act,
25 as amended, for the category proposed to be regulated at

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

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

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

1 a state law providing a privilege for voluntary environ-
2 mental audit reports or protections or immunities for the
3 voluntary disclosure of environmental concerns.

4 OFFICE OF INSPECTOR GENERAL

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

10 BUILDINGS AND FACILITIES

11 For construction, repair, improvement, extension, al-
12 teration, and purchase of fixed equipment or facilities of,
13 or use by, the Environmental Protection Agency,
14 \$28,820,000, to remain available until expended.

15 HAZARDOUS SUBSTANCE SUPERFUND

16 (INCLUDING TRANSFER OF FUNDS)

17 For necessary expenses to carry out the Comprehen-
18 sive Environmental Response, Compensation, and Liabil-
19 ity Act of 1980 (CERCLA), as amended, including sec-
20 tions 111 (c)(3), (c)(5), (c)(6), and (e)(4) (42 U.S.C.
21 9611), and for construction, alteration, repair, rehabilita-
22 tion, and renovation of facilities, not to exceed \$75,000
23 per project; not to exceed \$1,003,400,000 to remain avail-
24 able until expended, to be derived from general revenues:
25 *Provided*, That funds appropriated under this heading
26 may be allocated to other Federal agencies in accordance

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

22 LEAKING UNDERGROUND STORAGE TANK TRUST FUND
23 (INCLUDING TRANSFER OF FUNDS)

24 For necessary expenses to carry out leaking under-
25 ground storage tank cleanup activities authorized by sec-
26 tion 205 of the Superfund Amendments and Reauthoriza-

1 tion Act of 1986, and for construction, alteration, repair,
2 rehabilitation, and renovation of facilities, not to exceed
3 \$75,000 per project, \$45,827,000, to remain available
4 until expended: *Provided*, That no more than \$5,285,000
5 shall be available for administrative expenses: *Provided*
6 *further*, That \$426,000 shall be transferred to the Office
7 of Inspector General appropriation to remain available
8 until September 30, 1996.

9 OIL SPILL RESPONSE

10 (INCLUDING TRANSFER OF FUNDS)

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

18 WATER INFRASTRUCTURE/STATE REVOLVING FUNDS

19 For necessary expenses for capitalization grants for
20 State Revolving Funds to support wastewater infrastruc-
21 ture financing, and to carry out the purposes of the Fed-
22 eral Water Pollution Control Act, as amended, the Water
23 Quality Act of 1987, and section 1443(a) of the Public
24 Health Service Act, \$1,500,175,000, to remain available
25 until expended, of which \$1,000,000,000 shall be for cap-
26 italization grants for Clean Water State Revolving Funds

1 under title VI of the Federal Water Pollution Control Act,
2 as amended; \$100,000,000 for architectural, engineering,
3 design, construction, and related activities in connection
4 with the construction of high priority wastewater facilities
5 in the area of the United States-Mexico Border, after con-
6 sultation with the appropriate border commissions;
7 \$50,000,000 for grants to the State of Texas, which shall
8 be matched by an equal amount of State funds from State
9 sources, for the purpose of improving wastewater treat-
10 ment for colonias; \$15,000,000 for grants to the State of
11 Alaska, subject to an appropriate cost share as determined
12 by the Administrator, to address wastewater infrastruc-
13 ture needs of rural and Alaska Native Villages;
14 \$22,500,000 for making grants under section 104(b)(3)
15 of the Federal Water Pollution Control Act, as amended;
16 \$100,000,000 for making grants under section 319 of the
17 Federal Water Pollution Control Act, as amended;
18 \$75,000,000 for making grants under section 1443(a) of
19 the Public Health Service Act; and, notwithstanding any
20 other provision of law, \$137,675,000 for making grants
21 for the construction of wastewater treatment facilities and
22 the development of groundwater in accordance with the
23 terms and conditions set forth in the House Report accom-
24 panying this Act: *Provided*, That of the funds made avail-
25 able under this heading in Public Law 103-327 and in

1 Public Law 103–124 for capitalization grants for State
2 Revolving Funds to support water infrastructure financ-
3 ing, \$225,000,000 shall be made available for capitaliza-
4 tion grants for State Revolving Funds under title VI of
5 the Federal Water Pollution Control Act, as amended:
6 *Provided further*, That of the funds made available under
7 this heading for capitalization grants for State Revolving
8 Funds under title VI of the Federal Water Pollution Con-
9 trol Act, as amended, \$50,000,000 shall be for wastewater
10 treatment in impoverished communities pursuant to sec-
11 tion 102(d) of H.R. 961 as approved by the United States
12 House of Representatives on May 16, 1995: *Provided fur-*
13 *ther*, That appropriations made available under this head-
14 ing to carry out the purposes of the Federal Water Pollu-
15 tion Control Act, as amended, shall be available only upon
16 enactment of legislation which reauthorizes said Act.

17 EXECUTIVE OFFICE OF THE PRESIDENT

18 OFFICE OF SCIENCE AND TECHNOLOGY POLICY

19 For necessary expenses of the Office of Science and
20 Technology Policy, in carrying out the purposes of the Na-
21 tional Science and Technology Policy, Organization, and
22 Priorities Act of 1976 (42 U.S.C. 6601 and 6671), hire
23 of passenger motor vehicles, services as authorized by 5
24 U.S.C. 3109, not to exceed \$2,500 for official reception
25 and representation expenses, and rental of conference

1 rooms in the District of Columbia, \$4,981,000: *Provided*,
2 That the Office of Science and Technology Policy shall
3 reimburse other agencies for not less than one-half of the
4 personnel compensation costs of individuals detailed to it.

5 COUNCIL ON ENVIRONMENTAL QUALITY AND OFFICE OF
6 ENVIRONMENTAL QUALITY

7 To carry out the orderly termination of the programs
8 and activities authorized by the National Environmental
9 Policy Act of 1969, the Environmental Improvement Act
10 of 1970 and Reorganization Plan No. 1 of 1977,
11 \$1,000,000.

12 FEDERAL EMERGENCY MANAGEMENT AGENCY
13 DISASTER RELIEF

14 For necessary expenses in carrying out the functions
15 of the Robert T. Stafford Disaster Relief and Emergency
16 Assistance Act (42 U.S.C. 5121 et seq.), \$320,000,000,
17 to remain available until expended.

18 DISASTER ASSISTANCE DIRECT LOAN PROGRAM ACCOUNT

19 For the cost of direct loans, \$2,155,000, as author-
20 ized by section 319 of the Robert T. Stafford Disaster Re-
21 lief and Emergency Assistance Act (42 U.S.C. 5121 et
22 seq.): *Provided*, That such costs, including the cost of
23 modifying such loans, shall be as defined in section 502
24 of the Congressional Budget Act of 1974, as amended:
25 *Provided further*, That these funds are available to sub-

1 sidize gross obligations for the principal amount of direct
2 loans not to exceed \$25,000,000.

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

5 SALARIES AND EXPENSES

6 For necessary expenses, not otherwise provided for,
7 including hire and purchase of motor vehicles (31 U.S.C.
8 1343); uniforms, or allowances therefor, as authorized by
9 5 U.S.C. 5901–5902; services as authorized by 5 U.S.C.
10 3109, but at rates for individuals not to exceed the per
11 diem rate equivalent to the rate for GS–18; expenses of
12 attendance of cooperating officials and individuals at
13 meetings concerned with the work of emergency prepared-
14 ness; transportation in connection with the continuity of
15 Government programs to the same extent and in the same
16 manner as permitted the Secretary of a Military Depart-
17 ment under 10 U.S.C. 2632; and not to exceed \$2,500
18 for official reception and representation expenses;
19 \$162,000,000.

20 OFFICE OF THE INSPECTOR GENERAL

21 For necessary expenses of the Office of the Inspector
22 General in carrying out the provisions of the Inspector
23 General Act of 1978, as amended, \$4,400,000.

24 EMERGENCY MANAGEMENT PLANNING AND ASSISTANCE

25 For necessary expenses, not otherwise provided for,
26 to carry out activities under the National Flood Insurance

1 Act of 1968, as amended, and the Flood Disaster Protec-
2 tion Act of 1973, as amended (42 U.S.C. 4001 et seq.),
3 the Robert T. Stafford Disaster Relief and Emergency As-
4 sistance Act (42 U.S.C. 5121 et seq.), the Earthquake
5 Hazards Reduction Act of 1977, as amended (42 U.S.C.
6 7701 et seq.), the Federal Fire Prevention and Control
7 Act of 1974, as amended (15 U.S.C. 2201 et seq.), the
8 Federal Civil Defense Act of 1950, as amended (50 U.S.C.
9 App. 2251 et seq.), the Defense Production Act of 1950,
10 as amended (50 U.S.C. App. 2061 et seq.), sections 107
11 and 303 of the National Security Act of 1947, as amended
12 (50 U.S.C. 404–405), and Reorganization Plan No. 3 of
13 1978, \$203,044,000.

14 EMERGENCY FOOD AND SHELTER PROGRAM

15 There is hereby appropriated \$100,000,000 to the
16 Federal Emergency Management Agency to carry out an
17 emergency food and shelter program pursuant to title III
18 of Public Law 100–77, as amended: *Provided*, That total
19 administrative costs shall not exceed three and one-half
20 per centum of the total appropriation.

21 NATIONAL FLOOD INSURANCE FUND

22 For activities under the National Flood Insurance
23 Act of 1968, the Flood Disaster Protection Act of 1973,
24 and the National Flood Insurance Reform Act of 1994,
25 not to exceed \$20,562,000 for salaries and expenses asso-
26 ciated with flood mitigation and flood insurance oper-

1 ations, and not to exceed \$70,464,000 for flood mitigation,
2 including up to \$12,000,000 for expenses under section
3 1366 of the National Flood Insurance Act of 1968, as
4 amended, which amount shall be available until September
5 30, 1997. In fiscal year 1996, no funds in excess of (1)
6 \$47,000,000 for operating expenses, (2) \$292,526,000 for
7 agents' commissions and taxes, and (3) \$3,500,000 for in-
8 terest on Treasury borrowings shall be available from the
9 National Flood Insurance Fund without prior notice to the
10 Committees on Appropriations: *Provided*, That none of the
11 funds appropriated in this Act for the Federal Emergency
12 Management Agency (FEMA) shall be available for any
13 further work on effective Flood Insurance Rate Maps for
14 the City of Stockton and San Joaquin County, California
15 based on FEMA's restudy of flood hazards on South
16 Paddy Creek, Middle Paddy Creek, Paddy Creek, Bear
17 Creek, Mosher Slough, Calaveras River, Potter A Slough,
18 Potter B Slough, Mormon Slough, and the Diversion
19 Channel.

20 ADMINISTRATIVE PROVISION

21 The Director of the Federal Emergency Management
22 Agency shall promulgate through rulemaking a methodol-
23 ogy for assessment and collection of fees to be assessed
24 and collected beginning in fiscal year 1996 applicable to
25 persons subject to the Federal Emergency Management
26 Agency's radiological emergency preparedness regulations.

1 The aggregate charges assessed pursuant to this section
2 during fiscal year 1996 shall approximate, but not be less
3 than, 100 per centum of the amounts anticipated by the
4 Federal Emergency Management Agency to be obligated
5 for its radiological emergency preparedness program for
6 such fiscal year. The methodology for assessment and col-
7 lection of fees shall be fair and equitable, and shall reflect
8 the full amount of costs of providing radiological emer-
9 gency planning, preparedness, response and associated
10 services. Such fees will be assessed in a manner that re-
11 flects the use of agency resources for classes of regulated
12 persons and the administrative costs of collecting such
13 fees. Fees received pursuant to this section shall be depos-
14 ited in the general fund of the Treasury as offsetting re-
15 ceipts. Assessment and collection of such fees are only au-
16 thorized during fiscal year 1996.

17 GENERAL SERVICES ADMINISTRATION

18 CONSUMER INFORMATION CENTER

19 For necessary expenses of the Consumer Information
20 Center, including services authorized by 5 U.S.C. 3109,
21 \$2,061,000, to be deposited into the Consumer Informa-
22 tion Center Fund: *Provided*, That the appropriations, rev-
23 enues and collections deposited into the fund shall be
24 available for necessary expenses of Consumer Information
25 Center activities in the aggregate amount of \$7,500,000.

1 Administrative expenses of the Consumer Information
2 Center in fiscal year 1996 shall not exceed \$2,502,000.
3 Appropriations, revenues, and collections accruing to this
4 fund during fiscal year 1996 in excess of \$7,500,000 shall
5 remain in the fund and shall not be available for expendi-
6 ture except as authorized in appropriations Acts.

7 DEPARTMENT OF HEALTH AND HUMAN SERVICES

8 OFFICE OF CONSUMER AFFAIRS

9 For necessary expenses of the Office of Consumer Af-
10 fairs, including services authorized by 5 U.S.C. 3109,
11 \$1,811,000: *Provided*, That notwithstanding any other
12 provision of law, that Office may accept and deposit to
13 this account, during fiscal year 1996, gifts for the purpose
14 of defraying its costs of printing, publishing, and distrib-
15 uting consumer information and educational materials;
16 may expend up to \$1,100,000 of those gifts for those pur-
17 poses, in addition to amounts otherwise appropriated; and
18 the balance shall remain available for expenditure for such
19 purposes to the extent authorized in subsequent appro-
20 priations Acts: *Provided further*, That none of the funds
21 provided under this heading may be made available for
22 any other activities within the Department of Health and
23 Human Services.

1 NATIONAL AERONAUTICS AND SPACE ADMINISTRATION
2 HUMAN SPACE FLIGHT

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

20 SCIENCE, AERONAUTICS AND TECHNOLOGY

21 For necessary expenses, not otherwise provided for,
22 for the conduct and support of science, aeronautics, and
23 technology research and development activities, including
24 research; development; operations; services; maintenance;
25 construction of facilities including repair, rehabilitation
26 and modification of real and personal property, and acqui-

1 sition or condemnation of real property, as authorized by
2 law; space flight, spacecraft control and communications
3 activities including operations, production, and services;
4 and purchase, lease, charter, maintenance, and operation
5 of mission and administrative aircraft; \$5,588,000,000, to
6 remain available until September 30, 1997.

7 MISSION SUPPORT

8 For necessary expenses, not otherwise provided for,
9 in carrying out mission support for human space flight
10 programs and science, aeronautical, and technology pro-
11 grams, including research operations and support; space
12 communications activities including operations, produc-
13 tion, and services; maintenance; construction of facilities
14 including repair, rehabilitation, and modification of facili-
15 ties, minor construction of new facilities and additions to
16 existing facilities, facility planning and design, environ-
17 mental compliance and restoration, and acquisition or con-
18 demnation of real property, as authorized by law; program
19 management; personnel and related costs, including uni-
20 forms or allowances therefor, as authorized by law (5
21 U.S.C. 5901–5902); travel expenses; purchase, lease,
22 charter, maintenance, and operation of mission and ad-
23 ministrative aircraft; not to exceed \$35,000 for official re-
24 ception and representation expenses; and purchase (not to
25 exceed thirty-three for replacement only) and hire of pas-

1 senger motor vehicles; \$2,618,200,000, to remain avail-
2 able until September 30, 1997.

3 OFFICE OF INSPECTOR GENERAL

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

7 ADMINISTRATIVE PROVISIONS

8 (INCLUDING TRANSFER OF FUNDS)

9 Notwithstanding the limitation on the availability of
10 funds appropriated for “Human space flight”, “Science,
11 aeronautics and technology”, or “Mission support” by this
12 appropriations Act, when any activity has been initiated
13 by the incurrence of obligations for construction of facili-
14 ties as authorized by law, the amount available for such
15 activity shall remain available until expended. This provi-
16 sion does not apply to the amounts appropriated in “Mis-
17 sion support” pursuant to the authorization for repair, re-
18 habilitation and modification of facilities, minor construc-
19 tion of new facilities and additions to existing facilities,
20 and facility planning and design.

21 Notwithstanding the limitation on the availability of
22 funds appropriated for “Human space flight”, “Science,
23 aeronautics and technology”, or “Mission support” by this
24 appropriations Act, the amounts appropriated for con-
25 struction of facilities shall remain available until Septem-
26 ber 30, 1998.

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

10 No amount appropriated pursuant to this or any
11 other Act may be used for the lease or construction of
12 a new contractor-funded facility for exclusive use in sup-
13 port of a contract or contracts with the National Aero-
14 nautics and Space Administration under which the Admin-
15 istration would be required to substantially amortize
16 through payment or reimbursement such contractor in-
17 vestment, unless an appropriations Act specifies the lease
18 or contract pursuant to which such facilities are to be con-
19 structed or leased or such facility is otherwise identified
20 in such Act. The Administrator may authorize such facil-
21 ity lease or construction, if he determines, in consultation
22 with the Committees on Appropriations, that deferral of
23 such action until the enactment of the next appropriations
24 Act would be inconsistent with the interest of the Nation
25 in aeronautical and space activities.

1 The unexpired balances of prior appropriations to
2 NASA for activities for which funds are provided under
3 this Act may be transferred to the new account established
4 for the appropriation that provides funds for such activity
5 under this Act. Balances so transferred may be merged
6 with funds in the newly established account and thereafter
7 may be accounted for as one fund to be available for the
8 same purposes and under the same terms and conditions.

9 Notwithstanding any other provision of law or regula-
10 tion, the National Aeronautics and Space Administration
11 shall convey, without reimbursement, to the State of Mis-
12 sissippi, all rights, title and interest of the United States
13 in the property known as the Yellow Creek Facility and
14 consisting of approximately 1,200 acres near the city of
15 Iuka, Mississippi, including all improvements thereon and
16 also including any personal property owned by NASA that
17 is currently located on-site and which the State of Mis-
18 sissippi requires to facilitate the transfer: *Provided*, That
19 appropriated funds shall be used to effect this conveyance:
20 *Provided further*, That \$10,000,000 in appropriated funds
21 otherwise available to the National Aeronautics and Space
22 Administration shall be transferred to the State of Mis-
23 sissippi to be used in the transition of the facility: *Pro-*
24 *vided further*, That in consideration of this conveyance, the
25 National Aeronautics and Space Administration may re-

1 quire such other terms and conditions as the Adminis-
2 trator deems appropriate to protect the interests of the
3 United States: *Provided further*, That the conveyance of
4 the site and the transfer of the funds to the State of Mis-
5 sissippi shall occur not later than thirty days from the
6 date of enactment of this Act.

7 The Administrator of the National Aeronautics and
8 Space Administration shall conduct a study of the closing
9 or re-structuring of Space Flight Centers and Research
10 Centers. The study shall include an analysis of functions
11 currently being performed at each Center, the cost of per-
12 forming each function at its current location and at logical
13 alternative Centers, the schedule for transitioning func-
14 tions to alternative Centers, and the overall cost savings
15 which will be derived from the closing or re-structuring
16 of each Center. The findings of the study, including a de-
17 tailed schedule for completion of the re-structuring, shall
18 be submitted to the Congress no later than March 31,
19 1996. Closure or re-structuring of these Centers shall be
20 completed no later than October 1, 1998.

21 NATIONAL CREDIT UNION ADMINISTRATION

22 CENTRAL LIQUIDITY FACILITY

23 During fiscal year 1996, gross obligations of the
24 Central Liquidity Facility for the principal amount of new
25 direct loans to member credit unions as authorized by the

1 National Credit Union Central Liquidity Facility Act (12
2 U.S.C. 1795) shall not exceed \$600,000,000: *Provided*,
3 That administrative expenses of the Central Liquidity Fa-
4 cility in fiscal year 1996 shall not exceed \$560,000.

5 NATIONAL SCIENCE FOUNDATION

6 RESEARCH AND RELATED ACTIVITIES

7 For necessary expenses in carrying out the purposes
8 of the National Science Foundation Act of 1950, as
9 amended (42 U.S.C. 1861–1875), and the Act to establish
10 a National Medal of Science (42 U.S.C. 1880–1881); serv-
11 ices as authorized by 5 U.S.C. 3109; maintenance and op-
12 eration of aircraft and purchase of flight services for re-
13 search support; acquisition of aircraft; \$2,254,000,000, of
14 which not to exceed \$235,000,000 shall remain available
15 until expended for Polar research and operations support,
16 and for reimbursement to other Federal agencies for oper-
17 ational and science support and logistical and other relat-
18 ed activities for the United States Antarctic program; the
19 balance to remain available until September 30, 1997:
20 *Provided*, That receipts for scientific support services and
21 materials furnished by the National Research Centers and
22 other National Science Foundation supported research fa-
23 cilities may be credited to this appropriation: *Provided fur-*
24 *ther*, That to the extent that the amount appropriated is
25 less than the total amount authorized to be appropriated

1 for included program activities, all amounts, including
2 floors and ceilings, specified in the authorizing Act for
3 those program activities or their subactivities shall be re-
4 duced proportionally.

5 MAJOR RESEARCH EQUIPMENT

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

11 ACADEMIC RESEARCH INFRASTRUCTURE

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

19 EDUCATION AND HUMAN RESOURCES

20 For necessary expenses in carrying out science and
21 engineering education and human resources programs and
22 activities pursuant to the purposes of the National Science
23 Foundation Act of 1950, as amended (42 U.S.C. 1861–
24 1875), including services as authorized by 5 U.S.C. 3109
25 and rental of conference rooms in the District of Colum-
26 bia, \$599,000,000, to remain available until September

1 30, 1997: *Provided*, That to the extent that the amount
2 of this appropriation is less than the total amount author-
3 ized to be appropriated for included program activities, all
4 amounts, including floors and ceilings, specified in the au-
5 thorizing Act for those program activities or their
6 subactivities shall be reduced proportionally.

7 SALARIES AND EXPENSES

8 For necessary salaries and expenses in carrying out
9 the purposes of the National Science Foundation Act of
10 1950, as amended (42 U.S.C. 1861–1875); services au-
11 thorized by 5 U.S.C. 3109; hire of passenger motor vehi-
12 cles; not to exceed \$9,000 for official reception and rep-
13 resentation expenses; uniforms or allowances therefor, as
14 authorized by law (5 U.S.C. 5901–5902); rental of con-
15 ference rooms in the District of Columbia; reimbursement
16 of the General Services Administration for security guard
17 services; \$127,310,000: *Provided*, That contracts may be
18 entered into under salaries and expenses in fiscal year
19 1996 for maintenance and operation of facilities, and for
20 other services, to be provided during the next fiscal year.

21 OFFICE OF INSPECTOR GENERAL

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

1 NATIONAL SCIENCE FOUNDATION HEADQUARTERS

2 RELOCATION

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

8 NEIGHBORHOOD REINVESTMENT CORPORATION

9 PAYMENT TO THE NEIGHBORHOOD REINVESTMENT
10 CORPORATION

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

15 SELECTIVE SERVICE SYSTEM

16 SALARIES AND EXPENSES

17 For necessary expenses of the Selective Service Sys-
18 tem, including expenses of attendance at meetings and of
19 training for uniformed personnel assigned to the Selective
20 Service System, as authorized by law (5 U.S.C. 4101–
21 4118) for civilian employees; and not to exceed \$1,000 for
22 official reception and representation expenses;
23 \$22,930,000: *Provided*, That during the current fiscal
24 year, the President may exempt this appropriation from
25 the provisions of 31 U.S.C. 1341, whenever he deems such

1 action to be necessary in the interest of national defense:
2 *Provided further*, That none of the funds appropriated by
3 the Act may be expended for or in connection with the
4 induction of any person into the Armed Forces of the
5 United States.

6 TITLE IV

7 CORPORATIONS

8 Corporations and agencies of the Department of
9 Housing and Urban Development which are subject to the
10 Government Corporation Control Act, as amended, are
11 hereby authorized to make such expenditures, within the
12 limits of funds and borrowing authority available to each
13 such corporation or agency and in accord with law, and
14 to make such contracts and commitments without regard
15 to fiscal year limitations as provided by section 104 of the
16 Act as may be necessary in carrying out the programs set
17 forth in the budget for 1996 for such corporation or agen-
18 cy except as hereinafter provided: *Provided*, That collec-
19 tions of these corporations and agencies may be used for
20 new loan or mortgage purchase commitments only to the
21 extent expressly provided for in this Act (unless such loans
22 are in support of other forms of assistance provided for
23 in this or prior appropriations Acts), except that this pro-
24 viso shall not apply to the mortgage insurance or guaranty
25 operations of these corporations, or where loans or mort-

1 gage purchases are necessary to protect the financial in-
2 terest of the United States Government.

3 RESOLUTION TRUST CORPORATION

4 OFFICE OF INSPECTOR GENERAL

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

8 TITLE V

9 GENERAL PROVISIONS

10 SECTION 501. Where appropriations in titles I, II,
11 and III of this Act are expendable for travel expenses and
12 no specific limitation has been placed thereon, the expendi-
13 tures for such travel expenses may not exceed the amounts
14 set forth therefor in the budget estimates submitted for
15 the appropriations: *Provided*, That this section shall not
16 apply to travel performed by uncompensated officials of
17 local boards and appeal boards of the Selective Service
18 System; to travel performed directly in connection with
19 care and treatment of medical beneficiaries of the Depart-
20 ment of Veterans Affairs; to travel performed in connec-
21 tion with major disasters or emergencies declared or deter-
22 mined by the President under the provisions of the Robert
23 T. Stafford Disaster Relief and Emergency Assistance
24 Act; to travel performed by the Offices of Inspector Gen-
25 eral in connection with audits and investigations; or to

1 payments to interagency motor pools where separately set
2 forth in the budget schedules: *Provided further*, That if
3 appropriations in titles I, II, and III exceed the amounts
4 set forth in budget estimates initially submitted for such
5 appropriations, the expenditures for travel may cor-
6 respondingly exceed the amounts therefor set forth in the
7 estimates in the same proportion.

8 SEC. 502. Appropriations and funds available for the
9 administrative expenses of the Department of Housing
10 and Urban Development and the Selective Service System
11 shall be available in the current fiscal year for purchase
12 of uniforms, or allowances therefor, as authorized by law
13 (5 U.S.C. 5901–5902); hire of passenger motor vehicles;
14 and services as authorized by 5 U.S.C. 3109.

15 SEC. 503. Funds of the Department of Housing and
16 Urban Development subject to the Government Corpora-
17 tion Control Act or section 402 of the Housing Act of
18 1950 shall be available, without regard to the limitations
19 on administrative expenses, for legal services on a contract
20 or fee basis, and for utilizing and making payment for
21 services and facilities of Federal National Mortgage Asso-
22 ciation, Government National Mortgage Association, Fed-
23 eral Home Loan Mortgage Corporation, Federal Financ-
24 ing Bank, Resolution Trust Corporation, Federal Reserve
25 banks or any member thereof, Federal Home Loan banks,

1 and any insured bank within the meaning of the Federal
2 Deposit Insurance Corporation Act, as amended (12
3 U.S.C. 1811–1831).

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

7 SEC. 505. No funds appropriated by this Act may be
8 expended—

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

11 (A) such certification is accompanied by,
12 or is part of, a voucher or abstract which de-
13 scribes the payee or payees and the items or
14 services for which such expenditure is being
15 made, or

16 (B) the expenditure of funds pursuant to
17 such certification, and without such a voucher
18 or abstract, is specifically authorized by law;
19 and

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

23 SEC. 506. None of the funds provided in this Act to
24 any department or agency may be expended for the trans-
25 portation of any officer or employee of such department

1 or agency between his domicile and his place of employ-
2 ment, with the exception of any officer or employee au-
3 thorized such transportation under title 31, United States
4 Code, section 1344.

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

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

20 SEC. 509. None of the funds in this Act shall be used
21 to pay the expenses of, or otherwise compensate, non-Fed-
22 eral parties intervening in regulatory or adjudicatory pro-
23 ceedings. Nothing herein affects the authority of the
24 Consumer Product Safety Commission pursuant to section

1 7 of the Consumer Product Safety Act (15 U.S.C. 2056
2 et seq.).

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

17 SEC. 511. Except as otherwise provided by law, no
18 part of any appropriation contained in this Act shall be
19 obligated or expended by any executive agency, as referred
20 to in the Office of Federal Procurement Policy Act (41
21 U.S.C. 401 et seq.) for a contract for services unless such
22 executive agency (1) has awarded and entered into such
23 contract in full compliance with such Act and the regula-
24 tions promulgated thereunder, and (2) requires any report
25 prepared pursuant to such contract, including plans, eval-

1 uations, studies, analyses and manuals, and any report
2 prepared by the agency which is substantially derived from
3 or substantially includes any report prepared pursuant to
4 such contract, to contain information concerning (A) the
5 contract pursuant to which the report was prepared, and
6 (B) the contractor who prepared the report pursuant to
7 such contract.

8 SEC. 512. Except as otherwise provided in section
9 506, none of the funds provided in this Act to any depart-
10 ment or agency shall be obligated or expended to provide
11 a personal cook, chauffeur, or other personal servants to
12 any officer or employee of such department or agency.

13 SEC. 513. None of the funds provided in this Act to
14 any department or agency shall be obligated or expended
15 to procure passenger automobiles as defined in 15 U.S.C.
16 2001 with an EPA estimated miles per gallon average of
17 less than 22 miles per gallon.

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

21 SEC. 515. None of the funds appropriated in title I
22 of this Act shall be used to enter into any new lease of
23 real property if the estimated annual rental is more than
24 \$300,000 unless the Secretary submits, in writing, a re-
25 port to the Committees on Appropriations of the Congress

1 and a period of 30 days has expired following the date
2 on which the report is received by the Committees on Ap-
3 propriations.

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

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

15 SEC. 517. None of the funds appropriated in this Act
16 may be used to implement any cap on reimbursements to
17 grantees for indirect costs, except as published in Office
18 of Management and Budget Circular A–21.

19 SEC. 518. None of the funds made available in this
20 Act may be used for any program, project, or activity,
21 when it is made known to the Federal entity or official
22 to which the funds are made available that the program,
23 project, or activity is not in compliance with any Federal
24 law relating to risk assessment, the protection of private
25 property rights, or unfunded mandates.

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

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HR 2099 RH—3

HR 2099 RH—4

HR 2099 RH—5

HR 2099 RH—6

HR 2099 RH—7