

**Union Calendar No. 90**

103D CONGRESS  
1ST SESSION

**H. R. 2520**

**[Report No. 103-158]**

---

---

**A BILL**

Making appropriations for the Department of the Interior and related agencies for the fiscal year ending September 30, 1994, and for other purposes.

---

---

JUNE 24, 1993

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

**Union Calendar No. 90**103<sup>D</sup> CONGRESS  
1<sup>ST</sup> SESSION**H. R. 2520****[Report No. 103-158]**

Making appropriations for the Department of the Interior and related agencies for the fiscal year ending September 30, 1994, and for other purposes.

---

## IN THE HOUSE OF REPRESENTATIVES

JUNE 24, 1993

Mr. YATES, 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 Department of the Interior and related agencies for the fiscal year ending September 30, 1994, and for other purposes.

1       *Be it enacted by the Senate and House of Representa-*  
2       *tives of the United States of America in Congress assembled,*  
3       That the following sums are appropriated, out of any  
4       money in the Treasury not otherwise appropriated, for the  
5       Department of the Interior and related agencies for the  
6       fiscal year ending September 30, 1994, and for other pur-  
7       poses, namely:

## 1 TITLE I—DEPARTMENT OF THE INTERIOR

## 2 BUREAU OF LAND MANAGEMENT

## 3 MANAGEMENT OF LANDS AND RESOURCES

4 For expenses necessary for protection, use, improve-  
5 ment, development, disposal, cadastral surveying, classi-  
6 fication, and performance of other functions, including  
7 maintenance of facilities, as authorized by law, in the  
8 management of lands and their resources under the juris-  
9 diction of the Bureau of Land Management, including the  
10 general administration of the Bureau of Land Manage-  
11 ment, \$595,040,000, of which the following amounts shall  
12 remain available until expended: \$1,462,000 to be derived  
13 from the special receipt account established by section 4  
14 of the Land and Water Conservation Fund Act of 1965,  
15 as amended (16 U.S.C. 460l-6a(i)), and \$69,418,000 for  
16 the Automated Land and Mineral Record System Project:  
17 *Provided*, That appropriations herein made shall not be  
18 available for the destruction of healthy, unadopted, wild  
19 horses and burros in the care of the Bureau of Land Man-  
20 agement or its contractors; and in addition, \$15,300,000  
21 for Mining Law Administration program operations to re-  
22 main available through September 30, 1994, to be reduced  
23 by amounts collected by the Bureau of Land Management  
24 and credited to this appropriation from annual mining  
25 claim fees so as to result in a final fiscal year 1994 appro-

1 priation estimated at not more than \$595,040,000: *Pro-*  
2 *vided further*, That in addition to funds otherwise avail-  
3 able, not to exceed \$5,000,000 from annual mining claim  
4 fees shall be credited to this account for the costs of ad-  
5 ministering the mining claim fee program, and shall re-  
6 main available until expended.

7 FIRE PROTECTION

8 For necessary expenses for fire management, emer-  
9 gency rehabilitation, fire presuppression and prepared-  
10 ness, and other related emergency actions by the Depart-  
11 ment of the Interior, \$117,143,000, to remain available  
12 until expended.

13 EMERGENCY DEPARTMENT OF THE INTERIOR

14 FIREFIGHTING FUND

15 For emergency rehabilitation, severity presup-  
16 pression, and wildfire suppression activities of the Depart-  
17 ment of the Interior, \$116,674,000, to remain available  
18 until expended: *Provided*, That such funds also are avail-  
19 able for repayment of advances to other appropriation ac-  
20 counts from which funds were previously transferred for  
21 such purposes: *Provided further*, That notwithstanding  
22 any other provision of law, persons hired pursuant to 43  
23 U.S.C. 1469 may be furnished subsistence and lodging  
24 without cost from funds available from this appropriation:  
25 *Provided further*, That only amounts for emergency reha-  
26 bilitation and wildfire suppression activities that are in ex-

1 cess of the average of such costs for the previous ten years  
2 shall be considered “emergency requirements” pursuant to  
3 section 251(b)(2)(D) of the Balanced Budget and Emer-  
4 gency Deficit Control Act of 1985.

5 CONSTRUCTION AND ACCESS

6 For acquisition of lands and interests therein, and  
7 construction of buildings, recreation facilities, roads,  
8 trails, and appurtenant facilities, \$7,167,000, to remain  
9 available until expended.

10 PAYMENTS IN LIEU OF TAXES

11 For expenses necessary to implement the Act of Octo-  
12 ber 20, 1976 (31 U.S.C. 6901–07), \$104,108,000, of  
13 which not to exceed \$400,000 shall be available for admin-  
14 istrative expenses.

15 LAND ACQUISITION

16 For expenses necessary to carry out the provisions  
17 of sections 205, 206, and 318(d) of Public Law 94–579  
18 including administrative expenses and acquisition of lands  
19 or waters, or interests therein, \$14,877,000, to be derived  
20 from the Land and Water Conservation Fund, to remain  
21 available until expended.

22 OREGON AND CALIFORNIA GRANT LANDS

23 For expenses necessary for management, protection,  
24 and development of resources and for construction, oper-  
25 ation, and maintenance of access roads, reforestation, and  
26 other improvements on the revested Oregon and California

1 Railroad grant lands, on other Federal lands in the Or-  
2 egon and California land-grant counties of Oregon, and  
3 on adjacent rights-of-way; and acquisition of lands or in-  
4 terests therein including existing connecting roads on or  
5 adjacent to such grant lands; \$83,052,000, to remain  
6 available until expended: *Provided*, That 25 per centum  
7 of the aggregate of all receipts during the current fiscal  
8 year from the revested Oregon and California Railroad  
9 grant lands is hereby made a charge against the Oregon  
10 and California landgrant fund and shall be transferred to  
11 the General Fund in the Treasury in accordance with the  
12 provisions of the second paragraph of subsection (b) of  
13 title II of the Act of August 28, 1937 (50 Stat. 876).

14 RANGE IMPROVEMENTS

15 For rehabilitation, protection, and acquisition of  
16 lands and interests therein, and improvement of Federal  
17 rangelands pursuant to section 401 of the Federal Land  
18 Policy and Management Act of 1976 (43 U.S.C. 1701),  
19 notwithstanding any other Act, sums equal to 50 per cen-  
20 tum of all moneys received during the prior fiscal year  
21 under sections 3 and 15 of the Taylor Grazing Act (43  
22 U.S.C. 315 et seq.) and the amount designated for range  
23 improvements from grazing fees and mineral leasing re-  
24 ceipts from Bankhead-Jones lands transferred to the De-  
25 partment of the Interior pursuant to law, but not less than  
26 \$10,025,000, to remain available until expended: *Pro-*

1 *vided*, That not to exceed \$600,000 shall be available for  
2 administrative expenses.

3 SERVICE CHARGES, DEPOSITS, AND FORFEITURES

4 For administrative expenses and other costs related  
5 to processing application documents and other authoriza-  
6 tions for use and disposal of public lands and resources,  
7 for costs of providing copies of official public land docu-  
8 ments, for monitoring construction, operation, and termi-  
9 nation of facilities in conjunction with use authorizations,  
10 and for rehabilitation of damaged property, such amounts  
11 as may be collected under sections 209(b), 304(a), 304(b),  
12 305(a), and 504(g) of the Act approved October 21, 1976  
13 (43 U.S.C. 1701), and sections 101 and 203 of Public  
14 Law 93-153, to be immediately available until expended:  
15 *Provided*, That notwithstanding any provision to the con-  
16 trary of section 305(a) of the Act of October 21, 1976  
17 (43 U.S.C. 1735(a)), any moneys that have been or will  
18 be received pursuant to that section, whether as a result  
19 of forfeiture, compromise, or settlement, if not appropriate  
20 for refund pursuant to section 305(c) of that Act (43  
21 U.S.C. 1735(c)), shall be available and may be expended  
22 under the authority of this or subsequent appropriations  
23 Acts by the Secretary to improve, protect, or rehabilitate  
24 any public lands administered through the Bureau of  
25 Land Management which have been damaged by the ac-  
26 tion of a resource developer, purchaser, permittee, or any

1 unauthorized person, without regard to whether all mon-  
2 eys collected from each such forfeiture, compromise, or  
3 settlement are used on the exact lands damage to which  
4 led to the forfeiture, compromise, or settlement: *Provided*  
5 *further*, That such moneys are in excess of amounts need-  
6 ed to repair damage to the exact land for which collected.

7 MISCELLANEOUS TRUST FUNDS

8 In addition to amounts authorized to be expended  
9 under existing law, there is hereby appropriated such  
10 amounts as may be contributed under section 307 of the  
11 Act of October 21, 1976 (43 U.S.C. 1701), and such  
12 amounts as may be advanced for administrative costs, sur-  
13 veys, appraisals, and costs of making conveyances of omit-  
14 ted lands under section 211(b) of that Act, to remain  
15 available until expended.

16 ADMINISTRATIVE PROVISIONS

17 Appropriations for the Bureau of Land Management  
18 shall be available for purchase, erection, and dismantle-  
19 ment of temporary structures, and alteration and mainte-  
20 nance of necessary buildings and appurtenant facilities to  
21 which the United States has title; up to \$100,000 for pay-  
22 ments, at the discretion of the Secretary, for information  
23 or evidence concerning violations of laws administered by  
24 the Bureau of Land Management; miscellaneous and  
25 emergency expenses of enforcement activities authorized  
26 or approved by the Secretary and to be accounted for sole-

1 ly on his certificate, not to exceed \$10,000: *Provided*, That  
2 appropriations herein made for Bureau of Land Manage-  
3 ment expenditures in connection with the revested Oregon  
4 and California Railroad and reconveyed Coos Bay Wagon  
5 Road grant lands (other than expenditures made under  
6 the appropriation “Oregon and California grant lands”)  
7 shall be reimbursed to the General Fund of the Treasury  
8 from the 25 per centum referred to in subsection (c), title  
9 II, of the Act approved August 28, 1937 (50 Stat. 876),  
10 of the special fund designated the “Oregon and California  
11 land grant fund” and section 4 of the Act approved May  
12 24, 1939 (53 Stat. 754), of the special fund designated  
13 the “Coos Bay Wagon Road grant fund”: *Provided further*,  
14 That notwithstanding 44 U.S.C. 501, the Bureau may,  
15 under cooperative cost-sharing and partnership arrange-  
16 ments authorized by law, procure printing services from  
17 cooperators in connection with jointly-produced publica-  
18 tions for which the cooperators share the cost of printing  
19 either in cash or in services, and the Bureau determines  
20 the cooperator is capable of meeting accepted quality  
21 standards.

22 UNITED STATES FISH AND WILDLIFE SERVICE  
23 RESOURCE MANAGEMENT

24 For expenses necessary for scientific and economic  
25 studies, conservation, management, investigations, protec-

1 tion, and utilization of sport fishery and wildlife resources,  
2 except whales, seals, and sea lions, and for the perform-  
3 ance of other authorized functions related to such re-  
4 sources; for the general administration of the United  
5 States Fish and Wildlife Service; and for maintenance of  
6 the herd of long-horned cattle on the Wichita Mountains  
7 Wildlife Refuge; and not less than \$1,000,000 for high  
8 priority projects within the scope of the approved budget  
9 which shall be carried out by Youth Conservation Corps  
10 as authorized by the Act of August 13, 1970, as amended  
11 by Public Law 93-408, \$492,229,000, of which  
12 \$11,799,000 shall be for operation and maintenance of  
13 fishery mitigation facilities constructed by the Corps of  
14 Engineers under the Lower Snake River Compensation  
15 Plan, authorized by the Water Resources Development Act  
16 of 1976 (90 Stat. 2921), to compensate for loss of fishery  
17 resources from water development projects on the Lower  
18 Snake River, and which shall remain available until ex-  
19 pended; and of which \$2,500,000 shall be provided to the  
20 National Fish and Wildlife Foundation for endangered  
21 species activities: *Provided*, That such amount shall be  
22 matched by at least an equal amount by the National Fish  
23 and Wildlife Foundation.

24 CONSTRUCTION

25 For construction and acquisition of buildings and  
26 other facilities required in the conservation, management,



1 amended (33 U.S.C. 1251, et seq.), the Oil Pollution Act  
2 of 1990 (Public Law 101-380), and the Act of July 27,  
3 1990 (Public Law 101-337) for damage assessment ac-  
4 tivities: *Provided further*, That sums provided by any party  
5 are not limited to monetary payments and may include  
6 stocks, bonds or other personal or real property, which  
7 may be retained, liquidated or otherwise disposed of by  
8 the Secretary and such sums or properties shall be utilized  
9 for the restoration of injured resources, and to conduct  
10 new damage assessment activities.

11 LAND ACQUISITION

12 For expenses necessary to carry out the provisions  
13 of the Land and Water Conservation Fund Act of 1965,  
14 as amended (16 U.S.C. 4601-4-11), including administra-  
15 tive expenses, and for acquisition of land or waters, or in-  
16 terest therein, in accordance with statutory authority ap-  
17 plicable to the United States Fish and Wildlife Service,  
18 and for activities authorized under Public Law 98-244 to  
19 be carried out by the National Fish and Wildlife Founda-  
20 tion, \$61,610,000, to be derived from the Land and Water  
21 Conservation Fund, to remain available until expended.

22 COOPERATIVE ENDANGERED SPECIES CONSERVATION

23 FUND

24 For expenses necessary to carry out the provisions  
25 of the Endangered Species Act of 1973 (16 U.S.C. 1531-  
26 1543), as amended by Public Law 100-478, \$9,571,000

1 for Grants to States, to be derived from the Cooperative  
2 Endangered Species Conservation Fund, and to remain  
3 available until expended.

4 NATIONAL WILDLIFE REFUGE FUND

5 For expenses necessary to implement the Act of Octo-  
6 ber 17, 1978 (16 U.S.C. 715s), \$11,748,000.

7 REWARDS AND OPERATIONS

8 For expenses necessary to carry out the provisions  
9 of the African Elephant Conservation Act (16 U.S.C.  
10 4201–4203, 4211–4213, 4221–4225, 4241–4245, and  
11 1538), \$1,169,000, to remain available until expended.

12 NORTH AMERICAN WETLANDS CONSERVATION FUND

13 For expenses necessary to carry out the provisions  
14 of the North American Wetlands Conservation Act, Public  
15 Law 101–233, \$11,257,000, and in fiscal year 1992 and  
16 thereafter, amounts received during the immediately pre-  
17 ceding fiscal year under section 6 of the Migratory Bird  
18 Treaty Act (16 U.S.C. 707) as penalties or fines or from  
19 forfeitures of property or collateral, to remain available  
20 until expended.

21 WILDLIFE CONSERVATION AND APPRECIATION FUND

22 For deposit to the Wildlife Conservation and Appre-  
23 ciation Fund, \$1,000,000, to remain available until ex-  
24 pended, to be available for carrying out the Partnerships  
25 for Wildlife Act only to the extent such funds are matched  
26 as provided in section 7105 of said Act.

## 1 ADMINISTRATIVE PROVISIONS

2 Appropriations and funds available to the United  
3 States Fish and Wildlife Service shall be available for pur-  
4 chase of not to exceed 130 passenger motor vehicles, of  
5 which 112 are for replacement only (including 43 for po-  
6 lice-type use); not to exceed \$400,000 for payment, at the  
7 discretion of the Secretary, for information, rewards, or  
8 evidence concerning violations of laws administered by the  
9 United States Fish and Wildlife Service, and miscellane-  
10 ous and emergency expenses of enforcement activities, au-  
11 thorized or approved by the Secretary and to be accounted  
12 for solely on his certificate; repair of damage to public  
13 roads within and adjacent to reservation areas caused by  
14 operations of the United States Fish and Wildlife Service;  
15 options for the purchase of land at not to exceed \$1 for  
16 each option; facilities incident to such public recreational  
17 uses on conservation areas as are consistent with their pri-  
18 mary purpose; and the maintenance and improvement of  
19 aquaria, buildings, and other facilities under the jurisdic-  
20 tion of the United States Fish and Wildlife Service and  
21 to which the United States has title, and which are utilized  
22 pursuant to law in connection with management and in-  
23 vestigation of fish and wildlife resources: *Provided*, That  
24 the United States Fish and Wildlife Service may accept  
25 donated aircraft as replacements for existing aircraft.

1 NATIONAL BIOLOGICAL SURVEY  
2 RESEARCH, INVENTORIES, AND SURVEYS

3 For expenses necessary for scientific research relating  
4 to species biology, population dynamics, and ecosystems;  
5 inventory and monitoring activities; technology develop-  
6 ment and transfer; the operation of Cooperative Research  
7 Units; and for the general administration of the National  
8 Biological Survey, \$163,604,000, of which \$162,177,000  
9 shall remain available until September 30, 1995, and of  
10 which \$1,427,000 shall remain available until expended  
11 for construction: *Provided*, That the National Biological  
12 Survey is authorized to accept lands, buildings, equipment,  
13 and other contributions, either cash or in-kind, from pub-  
14 lic and private sources, and to prosecute projects in co-  
15 operation with other agencies, Federal, State, or private:  
16 *Provided further*, That the National Biological Survey is  
17 authorized to accept the services of individuals or entities  
18 without compensation.

19 NATIONAL PARK SERVICE  
20 OPERATION OF THE NATIONAL PARK SYSTEM

21 For expenses necessary for the management, oper-  
22 ation, and maintenance of areas and facilities adminis-  
23 tered by the National Park Service (including special road  
24 maintenance service to trucking permittees on a reimburs-  
25 able basis), and for the general administration of the Na-

1 tional Park Service, including not to exceed \$1,599,000  
2 for the Volunteers-in-Parks program, and not less than  
3 \$1,000,000 for high priority projects within the scope of  
4 the approved budget which shall be carried out by Youth  
5 Conservation Corps as authorized by the Act of August  
6 13, 1970, as amended by Public Law 93-408,  
7 \$1,059,333,000, without regard to the Act of August 24,  
8 1912, as amended (16 U.S.C. 451), of which not to exceed  
9 \$78,559,000 to remain available until expended is to be  
10 derived from the special fee account established pursuant  
11 to title V, section 5201, of Public Law 100-203: *Provided,*  
12 That the National Park Service shall not enter into future  
13 concessionaire contracts, including renewals, that do not  
14 include a termination for cause clause that provides for  
15 possible extinguishment of possessory interests excluding  
16 depreciated book value of concessionaire investments with-  
17 out compensation.

18 NATIONAL RECREATION AND PRESERVATION

19 For expenses necessary to carry out recreation pro-  
20 grams, natural programs, cultural programs, environ-  
21 mental compliance and review, international park affairs,  
22 statutory or contractual aid for other activities, and grant  
23 administration, not otherwise provided for, \$35,606,000.

24 HISTORIC PRESERVATION FUND

25 For expenses necessary in carrying out the provisions  
26 of the Historic Preservation Act of 1966 (80 Stat. 915),

1 as amended (16 U.S.C. 470), \$40,000,000 to be derived  
2 from the Historic Preservation Fund, established by sec-  
3 tion 108 of that Act, as amended, to remain available for  
4 obligation until September 30, 1995.

5 CONSTRUCTION

6 For construction, improvements, repair or replace-  
7 ment of physical facilities, without regard to the Act of  
8 August 24, 1912, as amended (16 U.S.C. 451),  
9 \$184,699,000, to remain available until expended of which  
10 \$2,000,000 for the Boston Public Library shall be derived  
11 from the Historic Preservation Fund pursuant to 16  
12 U.S.C. 470a: *Provided*, That not to exceed \$4,500,000  
13 shall be paid to the Army Corps of Engineers for modifica-  
14 tions authorized by section 104 of the Everglades National  
15 Park Protection and Expansion Act of 1989: *Provided fur-*  
16 *ther*, That of the funds provided under this heading,  
17 \$3,000,000 shall be available for the Lincoln Center in  
18 Springfield, Illinois: *Provided further*, That notwithstand-  
19 ing any other provision of law a single procurement for  
20 the construction of the Franklin Delano Roosevelt Memo-  
21 rial may be issued which includes the full scope of the  
22 project: *Provided further*, That the solicitation and the  
23 contract shall contain the clause “availability of funds”  
24 found at 48 CFR 52.323.18: *Provided further*, That the  
25 \$250,000 for Great Basin National Park, Nevada is for  
26 the Baker Water and Sewer General Improvement District

1 to cover the additional cost for oversizing the system to  
2 serve National Park Service facilities at the administrative  
3 site.

4 URBAN PARK AND RECREATION FUND

5 For expenses necessary to carry out the provisions  
6 of the Urban Park and Recreation Recovery Act of 1978  
7 (16 U.S.C. 2501–2514), \$5,000,000, to remain available  
8 until expended.

9 LAND AND WATER CONSERVATION FUND

10 (RESCISSION)

11 The contract authority provided for fiscal year 1994  
12 by 16 U.S.C. 460l–10a is rescinded.

13 LAND ACQUISITION AND STATE ASSISTANCE

14 For expenses necessary to carry out the provisions  
15 of the Land and Water Conservation Fund Act of 1965,  
16 as amended (16 U.S.C. 460l–4–11), including administra-  
17 tive expenses, and for acquisition of lands or waters, or  
18 interest therein, in accordance with statutory authority  
19 applicable to the National Park Service, \$89,460,000 to  
20 be derived from the Land and Water Conservation Fund,  
21 to remain available until expended, of which \$28,053,000  
22 is for the State assistance program including \$3,303,000  
23 to administer the State assistance program: *Provided,*  
24 That of the amounts previously appropriated to the Sec-  
25 retary's contingency fund for grants to States \$9,000 shall

1 be available in 1994 for administrative expenses of the  
2 State grant program.

3 JOHN F. KENNEDY CENTER FOR THE PERFORMING ARTS

4 For expenses necessary for operating and maintain-  
5 ing the John F. Kennedy Center for the Performing Arts,  
6 \$20,629,000, of which \$12,697,000 shall remain available  
7 until expended.

8 ILLINOIS AND MICHIGAN CANAL NATIONAL HERITAGE

9 CORRIDOR COMMISSION

10 For operation of the Illinois and Michigan Canal Na-  
11 tional Heritage Corridor Commission, \$250,000.

12 ADMINISTRATIVE PROVISIONS

13 Appropriations for the National Park Service shall be  
14 available for the purchase of not to exceed 447 passenger  
15 motor vehicles, of which 323 shall be for replacement only,  
16 including not to exceed 345 for police-type use, 12 buses,  
17 and 5 ambulances: *Provided*, That none of the funds in  
18 this Act may be used to upgrade the Burr Trail National  
19 Rural Scenic Road in Utah except to meet health, safety  
20 and environmental concerns: *Provided further*, That none  
21 of the funds appropriated to the National Park Service  
22 may be used to process any grant or contract documents  
23 which do not include the text of 18 U.S.C. 1913: *Provided*  
24 *further*, That none of the funds in this Act may be used  
25 to pay overtime to any individual employee of the United  
26 States Park Police in excess of \$20,000 per year: *Provided*

1 *further*, That notwithstanding any other provision of law,  
2 the National Park Service may recover all costs of provid-  
3 ing necessary services associated with special use permits,  
4 such reimbursements to be credited to the appropriation  
5 current at that time: *Provided further*, That none of the  
6 funds appropriated to the National Park Service may be  
7 used to implement an agreement for the redevelopment of  
8 the southern end of Ellis Island until such agreement has  
9 been submitted to the Congress and shall not be imple-  
10 mented prior to the expiration of 30 calendar days (not  
11 including any day in which either House of Congress is  
12 not in session because of adjournment of more than three  
13 calendar days to a day certain) from the receipt by the  
14 Speaker of the House of Representatives and the Presi-  
15 dent of the Senate of a full and comprehensive report on  
16 the development of the southern end of Ellis Island, in-  
17 cluding the facts and circumstances relied upon in support  
18 of the proposed project.

19 UNITED STATES GEOLOGICAL SURVEY

20 SURVEYS, INVESTIGATIONS, AND RESEARCH

21 For expenses necessary for the United States Geo-  
22 logical Survey to perform surveys, investigations, and re-  
23 search covering topography, geology, hydrology, and the  
24 mineral and water resources of the United States, its Ter-  
25 ritories and possessions, and other areas as authorized by

1 law (43 U.S.C. 31, 1332 and 1340); classify lands as to  
2 their mineral and water resources; give engineering super-  
3 vision to power permittees and Federal Energy Regulatory  
4 Commission licensees; administer the minerals exploration  
5 program (30 U.S.C. 641); and publish and disseminate  
6 data relative to the foregoing activities; \$584,685,000, of  
7 which \$63,488,000 shall be available only for cooperation  
8 with States or municipalities for water resources investiga-  
9 tions: *Provided*, That no part of this appropriation shall  
10 be used to pay more than one-half the cost of any topo-  
11 graphic mapping or water resources investigations carried  
12 on in cooperation with any State or municipality: *Provided*  
13 *further*, That notwithstanding any other provision of law  
14 a single procurement for the construction of an addition  
15 to the EROS Data Center in Sioux Falls, South Dakota  
16 may be issued which includes the full scope of the project:  
17 *Provided further*, That the solicitation and the contract  
18 shall contain the clause “availability of funds” found at  
19 48 CFR 52.323.18.

20 ADMINISTRATIVE PROVISIONS

21 The amount appropriated for the United States Geo-  
22 logical Survey shall be available for purchase of not to ex-  
23 ceed 22 passenger motor vehicles, for replacement only;  
24 reimbursement to the General Services Administration for  
25 security guard services; contracting for the furnishing of  
26 topographic maps and for the making of geophysical or

1 other specialized surveys when it is administratively deter-  
2 mined that such procedures are in the public interest; con-  
3 struction and maintenance of necessary buildings and ap-  
4 purtenant facilities; acquisition of lands for gauging sta-  
5 tions and observation wells; expenses of the United States  
6 National Committee on Geology; and payment of com-  
7 pensation and expenses of persons on the rolls of the Unit-  
8 ed States Geological Survey appointed, as authorized by  
9 law, to represent the United States in the negotiation and  
10 administration of interstate compacts: *Provided*, That ac-  
11 tivities funded by appropriations herein made may be ac-  
12 complished through the use of contracts, grants, or coop-  
13 erative agreements as defined in Public Law 95-224.

14 MINERALS MANAGEMENT SERVICE

15 LEASING AND ROYALTY MANAGEMENT

16 For expenses necessary for minerals leasing and envi-  
17 ronmental studies, regulation of industry operations, and  
18 collection of royalties, as authorized by law; for enforcing  
19 laws and regulations applicable to oil, gas, and other min-  
20 erals leases, permits, licenses and operating contracts; and  
21 for matching grants or cooperative agreements; including  
22 the purchase of not to exceed eight passenger motor vehi-  
23 cles for replacement only; \$193,197,000, of which not less  
24 than \$65,896,000 shall be available for royalty manage-  
25 ment activities; and an amount not to exceed \$5,000,000

1 for the Technical Information Management System of  
2 Outer Continental Shelf (OCS) Lands Activity, to be cred-  
3 ited to this appropriation and to remain available until ex-  
4 pended, from additions to current preset receipts and from  
5 additional fee collections relating to OCS administrative  
6 activities performed by the Minerals Management Service  
7 over and above what the Minerals Management Service  
8 currently collects to offset its costs for these activities:  
9 *Provided*, That \$1,500,000 for computer acquisitions shall  
10 remain available until September 30, 1995: *Provided fur-*  
11 *ther*, That funds appropriated under this Act shall be  
12 available for the payment of interest in accordance with  
13 30 U.S.C. 1721 (b) and (d): *Provided further*, That not  
14 to exceed \$3,000 shall be available for reasonable expenses  
15 related to promoting volunteer beach and marine cleanup  
16 activities: *Provided further*, That notwithstanding any  
17 other provision of law, \$15,000 under this head shall be  
18 available for refunds of overpayments in connection with  
19 certain Indian leases in which the Director of the Minerals  
20 Management Service concurred with the claimed refund  
21 due: *Provided further*, That the sixth proviso under the  
22 heading “Leasing and Royalty Management” for the Min-  
23 erals Management Service in Public Law 102-381 (106  
24 Stat. 1385-1386) is amended by striking the words “this  
25 account” after the words “shall be credited to” and insert-

1 ing in lieu thereof “the leasing and royalty management  
2 account of the Minerals Management Service”.

3 OIL SPILL RESEARCH

4 For necessary expenses to carry out the purposes of  
5 title I, section 1016, and title VII of the Oil Pollution Act  
6 of 1990, \$5,681,000, which shall be derived from the Oil  
7 Spill Liability Trust Fund, to remain available until ex-  
8 pended.

9 BUREAU OF MINES

10 MINES AND MINERALS

11 For expenses necessary for conducting inquiries,  
12 technological investigations, and research concerning the  
13 extraction, processing, use, and disposal of mineral sub-  
14 stances without objectionable social and environmental  
15 costs; to foster and encourage private enterprise in the de-  
16 velopment of mineral resources and the prevention of  
17 waste in the mining, minerals, metal, and mineral rec-  
18 lamation industries; to inquire into the economic condi-  
19 tions affecting those industries; to promote health and  
20 safety in mines and the mineral industry through re-  
21 search; and for other related purposes as authorized by  
22 law, \$169,336,000, of which \$105,063,000 shall remain  
23 available until expended.

24 ADMINISTRATIVE PROVISIONS

25 The Secretary is authorized to accept lands, build-  
26 ings, equipment, other contributions, and fees from public

1 and private sources, and to prosecute projects using such  
2 contributions and fees in cooperation with other Federal,  
3 State or private agencies: *Provided*, That the Bureau of  
4 Mines is authorized, during the current fiscal year, to sell  
5 directly or through any Government agency, including cor-  
6 porations, any metal or mineral product that may be man-  
7 ufactured in pilot plants operated by the Bureau of Mines,  
8 and the proceeds of such sales shall be covered into the  
9 Treasury as miscellaneous receipts.

10 OFFICE OF SURFACE MINING RECLAMATION AND

11 ENFORCEMENT

12 REGULATION AND TECHNOLOGY

13 For necessary expenses to carry out the provisions  
14 of the Surface Mining Control and Reclamation Act of  
15 1977, Public Law 95-87, as amended, including the pur-  
16 chase of not to exceed 15 passenger motor vehicles for re-  
17 placement only; \$110,552,000, and notwithstanding 31  
18 U.S.C. 3302, an additional amount shall be credited to  
19 this account, to remain available until expended, from per-  
20 formance bond forfeitures in fiscal year 1994: *Provided*,  
21 That notwithstanding any other provision of law, the Sec-  
22 retary of the Interior, pursuant to regulations, may utilize  
23 directly or through grants to States, moneys collected in  
24 fiscal year 1994 pursuant to the assessment of civil pen-  
25 alties under section 518 of the Surface Mining Control

1 and Reclamation Act of 1977 (30 U.S.C. 1268), to reclaim  
2 lands adversely affected by coal mining practices after Au-  
3 gust 3, 1977, to remain available until expended: *Provided*  
4 *further*, That notwithstanding any other provisions of law,  
5 appropriations for the Office of Surface Mining Reclama-  
6 tion and Enforcement may provide for the travel and per  
7 diem expenses of State and tribal personnel attending Of-  
8 fice of Surface Mining Reclamation and Enforcement  
9 sponsored training.

10 ABANDONED MINE RECLAMATION FUND

11 For necessary expenses to carry out the provisions  
12 of title IV of the Surface Mining Control and Reclamation  
13 Act of 1977, Public Law 95-87, as amended, including  
14 the purchase of not more than 22 passenger motor vehicles  
15 for replacement only, \$190,107,000 to be derived from re-  
16 ceipts of the Abandoned Mine Reclamation Fund and to  
17 remain available until expended: *Provided*, That of the  
18 funds herein provided up to \$20,000,000 may be used for  
19 the emergency program authorized by section 410 of Pub-  
20 lic Law 95-87, as amended, of which no more than 25  
21 per centum shall be used for emergency reclamation  
22 projects in any one State and funds for Federally-adminis-  
23 tered emergency reclamation projects under this proviso  
24 shall not exceed \$12,000,000: *Provided further*, That 16  
25 full-time equivalent positions are to be maintained in the  
26 Anthracite Reclamation Program at the Wilkes-Barre

1 Field Office: *Provided further*, That pursuant to Public  
2 Law 97-365, the Department of the Interior is authorized  
3 to utilize up to 20 per centum from the recovery of the  
4 delinquent debt owed to the United States Government to  
5 pay for contracts to collect these debts.

6 BUREAU OF INDIAN AFFAIRS

7 OPERATION OF INDIAN PROGRAMS

8 For operation of Indian programs by direct expendi-  
9 ture, contracts, cooperative agreements, and grants in-  
10 cluding expenses necessary to provide education and wel-  
11 fare services for Indians, either directly or in cooperation  
12 with States and other organizations, including payment of  
13 care, tuition, assistance, and other expenses of Indians in  
14 boarding homes, or institutions, or schools; grants and  
15 other assistance to needy Indians; maintenance of law and  
16 order; management, development, improvement, and pro-  
17 tection of resources and appurtenant facilities under the  
18 jurisdiction of the Bureau of Indian Affairs, including pay-  
19 ment of irrigation assessments and charges; acquisition of  
20 water rights; advances for Indian industrial and business  
21 enterprises; operation of Indian arts and crafts shops and  
22 museums; development of Indian arts and crafts, as au-  
23 thorized by law; for the general administration of the Bu-  
24 reau of Indian Affairs, including such expenses in field  
25 offices; maintaining of Indian reservation roads as defined

1 in section 101 of title 23, United States Code; and con-  
2 struction, repair, and improvement of Indian housing,  
3 \$1,492,650,000, including \$316,111,000 for school oper-  
4 ations costs of Bureau-funded schools and other education  
5 programs which shall become available for obligation on  
6 July 1, 1994, and shall remain available for obligation  
7 until September 30, 1995, and \$52,582,000 for housing  
8 and road maintenance programs, to remain available until  
9 expended, and of which, payments of funds obligated as  
10 grants to schools pursuant to Public Law 100-297 shall  
11 be made on July 1 and December 1 in lieu of the payments  
12 authorized to be made on October 1 and January 1 of  
13 each calendar year, and of which not to exceed  
14 \$74,764,000 for higher education scholarships, adult voca-  
15 tional training, and assistance to public schools under the  
16 Act of April 16, 1934 (48 Stat. 596), as amended (25  
17 U.S.C. 452 et seq.), shall remain available for obligation  
18 until September 30, 1995; and the funds made available  
19 to tribes and tribal organizations through contracts or  
20 grants obligated during fiscal year 1994 as authorized by  
21 the Indian Self-Determination Act of 1975 (88 Stat.  
22 2203; 25 U.S.C. 450 et seq.), or grants authorized by the  
23 Indian Education Amendments of 1988 (25 U.S.C. 2001  
24 and 2008A) shall remain available until expended by the  
25 contractor or grantee; and of which \$1,983,000 for litiga-

1 tion support shall remain available until expended,  
2 \$4,934,000 for self-governance tribal compacts shall be  
3 made available on completion and submission of such com-  
4 pacts to the Congress, and shall remain available until ex-  
5 pended; and of which \$1,179,000 for expenses necessary  
6 to carry out the provisions of section 19(a) of Public Law  
7 93-531 (25 U.S.C. 640d-18(a)), shall remain available  
8 until expended: *Provided*, That none of the funds appro-  
9 priated to the Bureau of Indian Affairs shall be expended  
10 as matching funds for programs funded under section  
11 103(b)(2) of the Carl D. Perkins Vocational Education  
12 Act: *Provided further*, That \$199,000 of the funds made  
13 available in this Act shall be available for cyclical mainte-  
14 nance of tribally owned fish hatcheries and related facili-  
15 ties: *Provided further*, That none of the funds in this Act  
16 shall be used by the Bureau of Indian Affairs to transfer  
17 funds under a contract with any third party for the man-  
18 agement of tribal or individual Indian trust funds until  
19 the funds held in trust for all such tribes or individuals  
20 have been audited and reconciled to the earliest possible  
21 date, the results of such reconciliation have been certified  
22 by an independent party as the most complete reconcili-  
23 ation of such funds possible, and the affected tribe or indi-  
24 vidual has been provided with an accounting of such  
25 funds: *Provided further*, That notwithstanding any other

1 provision of law, the statute of limitations shall not com-  
2 mence to run on any claim, including any claim in litiga-  
3 tion pending on the date of this Act, concerning losses to  
4 or mismanagement of trust funds, until the affected tribe  
5 or individual Indian has been furnished with the account-  
6 ing of such funds from which the beneficiary can deter-  
7 mine whether there has been a loss: *Provided further*, That  
8 \$297,000 of the amounts provided for education program  
9 management shall be available for a grant to the Close  
10 Up Foundation: *Provided further*, That the Task Force on  
11 Bureau of Indian Affairs Reorganization shall continue  
12 activities under its charter as adopted and amended on  
13 April 17, 1991: *Provided further*, That any reorganization  
14 proposal shall not be implemented until the Task Force  
15 has reviewed it and recommended its implementation to  
16 the Secretary and such proposal has been submitted to  
17 and approved by the Committees on Appropriations, ex-  
18 cept that the Bureau may submit a reorganization pro-  
19 posal related only to management improvements, along  
20 with Task Force comments or recommendations to the  
21 Committees on Appropriations for review and disposition  
22 by the Committees: *Provided further*, That to provide  
23 funding uniformity within a Self-Governance Compact,  
24 any funds provided in this Act with availability for more  
25 than one year may be reprogrammed to one year availabil-

1 ity but shall remain available within the Compact until  
2 expended: *Provided further*, That notwithstanding any  
3 other provision of law, Indian tribal governments may, by  
4 appropriate changes in eligibility criteria or by other  
5 means, change eligibility for general assistance or change  
6 the amount of general assistance payments for individuals  
7 within the service area of such tribe who are otherwise  
8 deemed eligible for general assistance payments so long  
9 as such changes are applied in a consistent manner to in-  
10 dividuals similarly situated: *Provided further*, That any  
11 savings realized by such changes shall be available for use  
12 in meeting other priorities of the tribes: *Provided further*,  
13 That any such change must be part of a comprehensive  
14 tribal plan for reducing the long-term need for general as-  
15 sistance payments: *Provided further*, That any such tribal  
16 plan must incorporate, to the greatest extent feasible, cur-  
17 rently existing social service, educational training, and em-  
18 ployment assistance resources prior to changing general  
19 assistance eligibility or payment standards which would  
20 have the effect of increasing the cost of general assistance:  
21 *Provided further*, That any net increase in costs to the  
22 Federal government which result solely from tribally in-  
23 creased payment levels and which are not part of such a  
24 comprehensive tribal plan shall be met exclusively from  
25 funds available to the tribe from within its tribal priority

1 allocation: *Provided further*, That any forestry funds allo-  
2 cated to a tribe which remain unobligated as of September  
3 30, 1994, may be transferred during fiscal year 1995 to  
4 an Indian forest land assistance account established for  
5 the benefit of such tribe within the tribe's trust fund ac-  
6 count: *Provided further*, That any such unobligated bal-  
7 ances not so transferred shall expire on September 30,  
8 1995: *Provided further*, That notwithstanding any other  
9 provision of law, no funds available to the Bureau of In-  
10 dian Affairs, other than the amounts provided herein for  
11 assistance to public schools under the Act of April 16,  
12 1934 (48 Stat. 596), as amended (25 U.S.C. 452 et seq.),  
13 shall be available to support the operation of any elemen-  
14 tary or secondary school in the State of Alaska in fiscal  
15 year 1994: *Provided further*, That the Bureau shall form  
16 a Joint Task Force with representatives of Alaska Natives  
17 and Alaska schools to examine the needs of the schools  
18 and formulate recommendations to address those needs in  
19 fiscal year 1994.

20 CONSTRUCTION

21 For construction, major repair, and improvement of  
22 irrigation and power systems, buildings, utilities, and  
23 other facilities, including architectural and engineering  
24 services by contract; acquisition of lands and interests in  
25 lands; and preparation of lands for farming,  
26 \$172,799,000, to remain available until expended: *Pro-*

1 *vided*, That \$1,500,000 of the funds made available in this  
2 Act shall be available for rehabilitation of tribally owned  
3 fish hatcheries and related facilities: *Provided further*,  
4 That such amounts as may be available for the construc-  
5 tion of the Navajo Indian Irrigation Project and for other  
6 water resource development activities related to the Salt  
7 River Pima-Maricopa Water Rights Settlement Act,  
8 Southern Arizona Water Rights Settlement Act and Fort  
9 McDowell Indian Community Water Rights Settlement  
10 Act may be transferred to the Bureau of Reclamation:  
11 *Provided further*, That not to exceed 6 per centum of con-  
12 tract authority available to the Bureau of Indian Affairs  
13 from the Federal Highway Trust Fund may be used to  
14 cover the road program management costs of the Bureau  
15 of Indian Affairs: *Provided further*, That any funds pro-  
16 vided for the Safety of Dams program pursuant to 25  
17 U.S.C. 13 shall be made available on a non-reimbursable  
18 basis.

19 INDIAN LAND AND WATER CLAIM SETTLEMENTS AND  
20 MISCELLANEOUS PAYMENTS TO INDIANS

21 For miscellaneous payments to Indian tribes and in-  
22 dividuals for implementation of enacted Indian land and  
23 water claim settlements pursuant to Public Laws 87-483,  
24 97-293, 100-512, 101-486, 101-602, 101-618, 101-  
25 628, 102-441, 102-575, and for implementation of other  
26 enacted water rights settlements, and for necessary ad-

1 ministrative expenses, \$103,259,000, to remain available  
2 until expended: *Provided*, That of the funds provided here-  
3 in, \$1,260,000 shall be available pursuant to Public Laws  
4 96-420, 98-500, 99-264, and 100-580; and \$3,000,000  
5 shall be available (1) to liquidate obligations owed tribal  
6 and individual Indian payees of any checks canceled pur-  
7 suant to section 1003 of the Competitive Equality Bank-  
8 ing Act of 1987 (Public Law 100-86 (101 Stat. 659)),  
9 31 U.S.C. 3334(b), and (2) to restore to Individual Indian  
10 Monies trust funds amounts invested in credit unions or  
11 defaulted savings and loan associations and which were  
12 not Federally insured, including any interest on these  
13 amounts that may have been earned, but was not because  
14 of the default.

15           NAVAJO REHABILITATION TRUST FUND

16       For Navajo tribal rehabilitation and improvement ac-  
17 tivities in accordance with the provisions of section 32(d)  
18 of Public Law 93-531, as amended (25 U.S.C. 640d-30),  
19 including necessary administrative expenses, \$2,466,000,  
20 to remain available until expended.

21           TECHNICAL ASSISTANCE OF INDIAN ENTERPRISES

22       For payment of management and technical assistance  
23 requests associated with loans and grants approved under  
24 the Indian Financing Act of 1974, as amended,  
25 \$1,970,000.

## 1 INDIAN DIRECT LOAN PROGRAM ACCOUNT

2 For the cost, as defined in section 13201 of the  
3 Budget Enforcement Act of 1990, including the cost of  
4 modifying loans, of expert assistance loans authorized by  
5 the Act of November 4, 1963, as amended, and the cost  
6 of direct loans authorized by the Indian Financing Act of  
7 1974, as amended, \$2,484,000: *Provided*, That these  
8 funds are available to subsidize gross obligations for the  
9 principal amount of direct loans not to exceed  
10 \$10,890,000.

## 11 INDIAN GUARANTEED LOAN PROGRAM ACCOUNT

12 For the cost of guaranteed loans, \$8,784,000, as au-  
13 thorized by the Indian Financing Act of 1974, as amend-  
14 ed: *Provided*, That such costs including the cost of modify-  
15 ing such loans, shall be as defined in section 502 of the  
16 Congressional Budget Act of 1974, as amended: *Provided*  
17 *further*, That these funds are available to subsidize total  
18 loan principal any part of which is to be guaranteed not  
19 to exceed \$69,000,000.

20 In addition, for administrative expenses necessary to  
21 carry out the guaranteed loan program, \$906,000.

## 22 ADMINISTRATIVE PROVISIONS

23 Appropriations for the Bureau of Indian Affairs (ex-  
24 cept the revolving fund for loans, the Indian loan guaran-  
25 tee and insurance fund, the Technical Assistance of Indian  
26 Enterprises account, the Indian Direct Loan Program ac-

1 count, and the Indian Guaranteed Loan Program account)  
2 shall be available for expenses of exhibits, and purchase  
3 of not to exceed 260 passenger carrying motor vehicles,  
4 of which not to exceed 212 shall be for replacement only.

5 TERRITORIAL AND INTERNATIONAL AFFAIRS

6 ADMINISTRATION OF TERRITORIES

7 For expenses necessary for the administration of ter-  
8 ritories under the jurisdiction of the Department of the  
9 Interior, \$82,107,000, of which (1) \$77,569,000 shall be  
10 available until expended for technical assistance, including  
11 maintenance assistance, disaster assistance, drug interdic-  
12 tion and abuse prevention, insular management controls,  
13 and brown tree snake control and research; grants to the  
14 judiciary in American Samoa for compensation and ex-  
15 penses, as authorized by law (48 U.S.C. 1661(c)); grants  
16 to the Government of American Samoa, in addition to cur-  
17 rent local revenues, for construction and support of gov-  
18 ernmental functions; grants to the Government of the Vir-  
19 gin Islands as authorized by law; grants to the Govern-  
20 ment of Guam, as authorized by law; and grants to the  
21 Government of the Northern Mariana Islands as author-  
22 ized by law (Public Law 94-241; 90 Stat. 272); and (2)  
23 \$4,538,000 shall be available for salaries and expenses of  
24 the Office of Territorial and International Affairs: *Pro-*  
25 *vided*, That all financial transactions of the territorial and

1 local governments herein provided for, including such  
2 transactions of all agencies or instrumentalities estab-  
3 lished or utilized by such governments, shall be audited  
4 by the General Accounting Office, in accordance with  
5 chapter 35 of title 31, United States Code: *Provided fur-*  
6 *ther*, That Northern Mariana Islands Covenant grant  
7 funding shall be provided according to those terms of the  
8 Agreement of the Special Representatives on Future Unit-  
9 ed States Financial Assistance for the Northern Mariana  
10 Islands approved by Public Law 99-396, except that  
11 should the Secretary of the Interior believe that the per-  
12 formance standards of such agreement are not being met,  
13 operations funds may be withheld, but only by Act of Con-  
14 gress as required by Public Law 99-396: *Provided further*,  
15 That \$1,025,000 of the amounts provided for technical as-  
16 sistance shall be available for a grant to the Close Up  
17 Foundation.

18 TRUST TERRITORY OF THE PACIFIC ISLANDS

19 For expenses necessary for the Department of the In-  
20 terior in administration of the Trust Territory of the Pa-  
21 cific Islands pursuant to the Trusteeship Agreement ap-  
22 proved by joint resolution of July 18, 1947 (61 Stat. 397),  
23 and the Act of June 30, 1954 (68 Stat. 330), as amended  
24 (90 Stat. 299; 91 Stat. 1159; 92 Stat. 495), and grants  
25 to the Trust Territory of the Pacific Islands, in addition  
26 to local revenues, for support of governmental functions;

1 \$24,038,000, to remain available until expended, including  
2 \$18,605,000 for operations of the Government of Palau:  
3 *Provided*, That all financial transactions of the Trust Ter-  
4 ritory, including such transactions of all agencies or in-  
5 strumentalities established or utilized by such Trust Terri-  
6 tory, shall be audited by the General Accounting Office  
7 in accordance with chapter 35 of title 31, United States  
8 Code: *Provided further*, That all Government operations  
9 funds appropriated and obligated for the Republic of  
10 Palau under this account for fiscal year 1994 shall be  
11 credited as an offset against fiscal year 1994 payments  
12 made pursuant to the legislation approving the Palau  
13 Compact of Free Association (Public Law 99-658), if such  
14 Compact is implemented before October 1, 1994: *Provided*  
15 *further*, That not less than \$300,000 of the grants to the  
16 Republic of Palau, for support of governmental functions,  
17 shall be dedicated to the College of Micronesia in accord-  
18 ance with the agreement between the Micronesian entities.

19 COMPACT OF FREE ASSOCIATION

20 For economic assistance and necessary expenses for  
21 the Federated States of Micronesia and the Republic of  
22 the Marshall Islands as provided for in sections 122, 221,  
23 223, 232, and 233 of the Compacts of Free Association,  
24 \$22,102,000, to remain available until expended, as au-  
25 thorized by Public Law 99-239: *Provided*, That the effec-  
26 tive date of the Palau Compact for purposes of economic

1 assistance pursuant to the Palau Compact of Free Asso-  
2 ciation, Public Law 99-658, shall be the effective date of  
3 the Palau Compact as determined pursuant to section 101  
4 of Public Law 101-219.

5 DEPARTMENTAL OFFICES

6 OFFICE OF THE SECRETARY

7 SALARIES AND EXPENSES

8 For necessary expenses of the Office of the Secretary  
9 of the Interior, \$64,111,000 of which not to exceed \$7,500  
10 may be for official reception and representation expenses.

11 OFFICE OF THE SOLICITOR

12 SALARIES AND EXPENSES

13 For necessary expenses of the Office of the Solicitor,  
14 \$33,359,000.

15 OFFICE OF INSPECTOR GENERAL

16 SALARIES AND EXPENSES

17 For necessary expenses of the Office of the Inspector  
18 General, \$24,283,000.

19 CONSTRUCTION MANAGEMENT

20 SALARIES AND EXPENSES

21 For necessary expenses of the Office of Construction  
22 Management, \$2,494,000.

1 NATIONAL INDIAN GAMING COMMISSION  
2 SALARIES AND EXPENSES

3 For necessary expenses of the National Indian Gam-  
4 ing Commission, pursuant to Public Law 100-497,  
5 \$1,000,000.

6 ADMINISTRATIVE PROVISIONS

7 There is hereby authorized for acquisition from avail-  
8 able resources within the Working Capital Fund, 18 air-  
9 craft, 10 of which shall be for replacement and which may  
10 be obtained by donation, purchase or through available ex-  
11 cess surplus property: *Provided*, That notwithstanding any  
12 other provision of law, existing aircraft being replaced may  
13 be sold, with proceeds derived or trade-in value used to  
14 offset the purchase price for the replacement aircraft: *Pro-*  
15 *vided further*, That no programs funded with appropriated  
16 funds in the "Office of the Secretary", "Office of the So-  
17 licitor", and "Office of Inspector General" may be aug-  
18 mented through the Working Capital Fund or the Consoli-  
19 dated Working Fund.

20 GENERAL PROVISIONS, DEPARTMENT OF THE  
21 INTERIOR

22 SEC. 101. Appropriations made in this title shall be  
23 available for expenditure or transfer (within each bureau  
24 or office), with the approval of the Secretary, for the emer-  
25 gency reconstruction, replacement, or repair of aircraft,  
26 buildings, utilities, or other facilities or equipment dam-

1 aged or destroyed by fire, flood, storm, or other unavail-  
2 able causes: *Provided*, That no funds shall be made avail-  
3 able under this authority until funds specifically made  
4 available to the Department of the Interior for emer-  
5 gencies shall have been exhausted: *Provided further*, That  
6 all funds used pursuant to this section are hereby des-  
7 ignated by Congress to be “emergency requirements” pur-  
8 suant to section 251(b)(2)(D) of the Balanced Budget and  
9 Emergency Deficit Control Act of 1985 and must be re-  
10 plenished by a supplemental appropriation which must be  
11 requested as promptly as possible.

12       SEC. 102. The Secretary may authorize the expendi-  
13 ture or transfer of any no year appropriation in this title,  
14 in addition to the amounts included in the budget pro-  
15 grams of the several agencies, for the suppression or emer-  
16 gency prevention of forest or range fires on or threatening  
17 lands under the jurisdiction of the Department of the Inte-  
18 rior; for the emergency rehabilitation of burned-over lands  
19 under its jurisdiction; for emergency actions related to po-  
20 tential or actual earthquakes, floods, volcanoes, storms, or  
21 other unavoidable causes; for contingency planning subse-  
22 quent to actual oilspills; response and natural resource  
23 damage assessment activities related to actual oilspills; for  
24 the prevention, suppression, and control of actual or po-  
25 tential grasshopper and Mormon cricket outbreaks on

1 lands under the jurisdiction of the Secretary, pursuant to  
2 the authority in section 1773(b) of Public Law 99–198  
3 (99 Stat. 1658); for emergency reclamation projects under  
4 section 410 of Public Law 95–87; and shall transfer, from  
5 any no year funds available to the Office of Surface Min-  
6 ing Reclamation and Enforcement, such funds as may be  
7 necessary to permit assumption of regulatory authority in  
8 the event a primacy State is not carrying out the regu-  
9 latory provisions of the Surface Mining Act: *Provided*,  
10 That appropriations made in this title for fire suppression  
11 purposes shall be available for the payment of obligations  
12 incurred during the preceding fiscal year, and for reim-  
13 bursement to other Federal agencies for destruction of ve-  
14 hicles, aircraft, or other equipment in connection with  
15 their use for fire suppression purposes, such reimburse-  
16 ment to be credited to appropriations currently available  
17 at the time of receipt thereof: *Provided further*, That for  
18 emergency rehabilitation and wildfire suppression activi-  
19 ties, no funds shall be made available under this authority  
20 until funds appropriated to the “Emergency Department  
21 of the Interior Firefighting Fund” shall have been ex-  
22 hausted: *Provided further*, That all funds used pursuant  
23 to this section are hereby designated by Congress to be  
24 “emergency requirements” pursuant to section  
25 251(b)(2)(D) of the Balanced Budget and Emergency

1 Deficit Control Act of 1985 and must be replenished by  
2 a supplemental appropriation which must be requested as  
3 promptly as possible: *Provided further*, That such replen-  
4 ishment funds shall be used to reimburse, on a pro rata  
5 basis, accounts from which emergency funds were trans-  
6 ferred.

7       SEC. 103. Appropriations made in this title shall be  
8 available for operation of warehouses, garages, shops, and  
9 similar facilities, wherever consolidation of activities will  
10 contribute to efficiency or economy, and said appropria-  
11 tions shall be reimbursed for services rendered to any  
12 other activity in the same manner as authorized by sec-  
13 tions 1535 and 1536 of title 31, U.S.C.: *Provided*, That  
14 reimbursements for costs and supplies, materials, equip-  
15 ment, and for services rendered may be credited to the  
16 appropriation current at the time such reimbursements  
17 are received.

18       SEC. 104. Appropriations made to the Department  
19 of the Interior in this title shall be available for services  
20 as authorized by 5 U.S.C. 3109, when authorized by the  
21 Secretary, in total amount not to exceed \$500,000; hire,  
22 maintenance, and operation of aircraft; hire of passenger  
23 motor vehicles; purchase of reprints; payment for tele-  
24 phone service in private residences in the field, when au-  
25 thorized under regulations approved by the Secretary; and

1 the payment of dues, when authorized by the Secretary,  
2 for library membership in societies or associations which  
3 issue publications to members only or at a price to mem-  
4 bers lower than to subscribers who are not members.

5 SEC. 105. Appropriations available to the Depart-  
6 ment of the Interior for salaries and expenses shall be  
7 available for uniforms or allowances therefor, as author-  
8 ized by law (5 U.S.C. 5901–5902 and D.C. Code 4–204).

9 SEC. 106. Appropriations made in this title shall be  
10 available for obligation in connection with contracts issued  
11 by the General Services Administration for services or  
12 rentals for periods not in excess of twelve months begin-  
13 ning at any time during the fiscal year.

14 SEC. 107. No funds provided in this title may be ex-  
15 pended by the Department of the Interior for the conduct  
16 of offshore leasing and related activities placed under re-  
17 striction in the President’s moratorium statement of June  
18 26, 1990, in the areas of Northern, Central, and Southern  
19 California; the North Atlantic; Washington and Oregon;  
20 and the Eastern Gulf of Mexico south of 26 degrees north  
21 latitude and east of 86 degrees west longitude.

22 SEC. 108. No funds provided in this title may be ex-  
23 pended by the Department of the Interior for the conduct  
24 of leasing, or the approval or permitting of any drilling

1 or other exploration activity, on lands within the North  
2 Aleutian Basin planning area.

3       SEC. 109. No funds provided in this title may be ex-  
4 pended by the Department of the Interior for the conduct  
5 of preleasing and leasing activities in the Eastern Gulf of  
6 Mexico for Outer Continental Shelf Lease Sale 137 or for  
7 Sale 151 in the April 1992 proposal for the Outer Con-  
8 tinental Shelf Natural Gas and Oil Resource Management  
9 Comprehensive Program, 1992–1997.

10       SEC. 110. No funds provided in this title may be ex-  
11 pended by the Department of the Interior for the conduct  
12 of preleasing and leasing activities in the Atlantic for  
13 Outer Continental Shelf Lease Sale 164 in the April 1992  
14 proposal for the Outer Continental Shelf Natural Gas and  
15 Oil Resource Management Comprehensive Program,  
16 1992–1997.

17       SEC. 111. None of the funds in this Act may be used  
18 to issue permits necessary for the construction of jetties  
19 at Oregon Inlet, North Carolina.

20       SEC. 112. None of the funds appropriated or other-  
21 wise made available pursuant to this Act shall be obligated  
22 or expended to accept or process applications for a patent  
23 for any mining or mill site claim located under the general  
24 mining laws or to issue a patent for any mining or mill  
25 site claim located under the general mining laws.

1        SEC. 113. The provisions of section 112 shall not  
2 apply if the Secretary of the Interior determines that, for  
3 the claim concerned: (1) a patent application was filed  
4 with the Secretary on or before the date of enactment of  
5 this Act, and (2) all requirements established under sec-  
6 tions 2325 and 2326 of the Revised Statutes (30 U.S.C.  
7 29 and 30) for vein or lode claims and sections 2329,  
8 2330, 2331, and 2333 of the Revised Statutes (30 U.S.C.  
9 35, 36, and 37) for placer claims, and section 2337 of  
10 the Revised Statutes (30 U.S.C. 42) for mill site claims,  
11 as the case may be, were fully complied with by that date.

12        SEC. 114. None of the funds in this Act may be used  
13 to publish a National final rule defining the term “valid  
14 existing rights” for purposes of section 522(e) of the Sur-  
15 face Mining Control and Reclamation Act of 1977 or to  
16 publish a final rule disapproving any existing State defini-  
17 tion of valid existing rights.

18        SEC. 115. None of the funds appropriated or other-  
19 wise made available in this title may be used to fund oper-  
20 ation or support of Grazing Advisory Boards established  
21 by order of the Secretary of the Interior.

1 TITLE II—RELATED AGENCIES  
2 DEPARTMENT OF AGRICULTURE  
3 FOREST SERVICE  
4 FOREST RESEARCH

5 For necessary expenses of forest research as author-  
6 ized by law, \$193,083,000, to remain available until Sep-  
7 tember 30, 1995.

8 INTERNATIONAL FORESTRY

9 For necessary expenses of international forestry as  
10 authorized by Public Laws 101-513 and 101-624,  
11 \$16,996,000, to remain available until September 30,  
12 1995.

13 STATE AND PRIVATE FORESTRY

14 For necessary expenses of cooperating with, and pro-  
15 viding technical and financial assistance to States, Terri-  
16 tories, possessions, and others; and for forest pest man-  
17 agement activities, \$155,903,000, to remain available  
18 until expended, as authorized by law: *Provided*, That of  
19 the funds previously appropriated under this head as a  
20 grant to the National Tree Trust Foundation, \$3,000,000  
21 shall be provided as a grant to the Texas Reforestation  
22 Foundation.

23 EMERGENCY PEST SUPPRESSION FUND

24 For necessary expenses for emergency suppression of  
25 pests, \$15,000,000, to remain available until expended:  
26 *Provided*, That these funds, or any portion thereof, shall

1 be available in fiscal year 1994 only to the extent that  
2 the President notifies the Congress of his designation of  
3 any or all of these amounts as emergency requirements  
4 under section 251(b)(2)(D) of the Balanced Budget and  
5 Emergency Deficit Control Act of 1985: *Provided further,*  
6 That Congress hereby designates these amounts as emer-  
7 gency requirements pursuant to section 251(b)(2)(D) of  
8 the Balanced Budget and Emergency Deficit Control Act  
9 of 1985.

10 NATIONAL FOREST SYSTEM

11 For necessary expenses of the Forest Service, not  
12 otherwise provided for, for management, protection, im-  
13 provement, and utilization of the National Forest System,  
14 and for administrative expenses associated with the man-  
15 agement of funds provided under the heads "Forest Re-  
16 search", "State and Private Forestry", "National Forest  
17 System", "Construction", "Forest Service Fire Protec-  
18 tion", "Emergency Forest Service Firefighting Fund",  
19 "Forest Service Law Enforcement", and "Land Acquisi-  
20 tion", \$1,237,272,000, to remain available for obligation  
21 until September 30, 1995, and including 65 per centum  
22 of all monies received during the prior fiscal year as fees  
23 collected under the Land and Water Conservation Fund  
24 Act of 1965, as amended, in accordance with section 4  
25 of the Act (16 U.S.C. 460l-6a(i)): *Provided, That unobli-*  
26 *gated and unexpended balances in the National Forest*

1 System account at the end of fiscal year 1993, shall be  
2 merged with and made a part of the fiscal year 1994 Na-  
3 tional Forest System appropriation, and shall remain  
4 available for obligation until September 30, 1995: *Pro-*  
5 *vided further*, That timber volume authorized or scheduled  
6 for sale during fiscal year 1993, but which remains unsold  
7 at the end of fiscal year 1993, shall be offered for sale  
8 during fiscal year 1994 in addition to the fiscal year 1994  
9 timber sale volume to the extent possible: *Provided further*,  
10 That up to \$5,000,000 of the funds provided herein for  
11 road maintenance shall be available for the planned oblit-  
12 eration of roads which are no longer needed.

13 FOREST SERVICE LAW ENFORCEMENT

14 For necessary expenses for Forest Service law en-  
15 forcement, including criminal investigations, as authorized  
16 by law, \$67,781,000, to remain available for obligation  
17 until September 30, 1995.

18 FOREST SERVICE FIRE PROTECTION

19 For necessary expenses for firefighting on or adjacent  
20 to National Forest System lands or other lands under fire  
21 protection agreement, and for forest fire management and  
22 presuppression on National Forest System lands,  
23 \$190,108,000, to remain available until expended: *Pro-*  
24 *vided*, That unexpended balances of amounts previously  
25 appropriated for this purpose under the heading "Forest  
26 Service Firefighting", Forest Service, may be transferred

1 to and merged with this appropriation and accounted for  
2 as one appropriation for the same time period as originally  
3 enacted.

4 EMERGENCY FOREST SERVICE FIREFIGHTING FUND

5 For necessary expenses for emergency rehabilitation,  
6 presuppression due to emergencies or economic efficiency,  
7 and wildfire suppression activities of the Forest Service,  
8 \$190,222,000, to remain available until expended: *Pro-*  
9 *vided*, That such funds are available for repayment of ad-  
10 vances from other appropriation accounts previously  
11 transferred for such purposes.

12 CONSTRUCTION

13 For necessary expenses of the Forest Service, not  
14 otherwise provided for, for construction, \$237,423,000, to  
15 remain available until expended, of which \$96,495,000 is  
16 for construction and acquisition of buildings and other fa-  
17 cilities; and \$140,228,000 is for construction and repair  
18 of forest roads and trails by the Forest Service as author-  
19 ized by 16 U.S.C. 532–538 and 23 U.S.C. 101 and 205:  
20 *Provided*, That funds becoming available in fiscal year  
21 1994 under the Act of March 4, 1913 (16 U.S.C. 501)  
22 shall be transferred to the General Fund of the Treasury  
23 of the United States: *Provided further*, That not to exceed  
24 \$60,000,000, to remain available until expended, may be  
25 obligated for the construction of forest roads by timber  
26 purchasers.

## 1 LAND ACQUISITION

2 For expenses necessary to carry out the provisions  
3 of the Land and Water Conservation Fund Act of 1965,  
4 as amended (16 U.S.C. 460l-4-11), including administra-  
5 tive expenses, and for acquisition of land or waters, or in-  
6 terest therein, in accordance with statutory authority ap-  
7 plicable to the Forest Service, \$56,700,000, to be derived  
8 from the Land and Water Conservation Fund, to remain  
9 available until expended and \$300,000 which shall be de-  
10 rived from funds appropriated under this head in Public  
11 Law 101-512 for acquisition of land and interests therein  
12 at and near the Old Chief Joseph Gravesite and which  
13 shall be available for all activities under this heading.

## 14 ACQUISITION OF LANDS FOR NATIONAL FORESTS

## 15 SPECIAL ACTS

16 For acquisition of lands within the exterior bound-  
17 aries of the Cache, Uinta, and Wasatch National Forests,  
18 Utah; the Toiyabe National Forest, Nevada; and the An-  
19 geles, San Bernardino, Sequoia, and Cleveland National  
20 Forests, California, as authorized by law, \$1,212,000, to  
21 be derived from forest receipts.

## 22 ACQUISITION OF LANDS TO COMPLETE LAND EXCHANGES

23 For acquisition of lands, to be derived from funds de-  
24 posited by State, county, or municipal governments, public  
25 school districts, or other public school authorities pursuant

1 to the Act of December 4, 1967, as amended (16 U.S.C.  
2 484a), to remain available until expended.

3 RANGE BETTERMENT FUND

4 For necessary expenses of range rehabilitation, pro-  
5 tection, and improvement, 50 per centum of all moneys  
6 received during the prior fiscal year, as fees for grazing  
7 domestic livestock on lands in National Forests in the six-  
8 teen Western States, pursuant to section 401(b)(1) of  
9 Public Law 94-579, as amended, to remain available until  
10 expended, of which not to exceed 6 per centum shall be  
11 available for administrative expenses associated with on-  
12 the-ground range rehabilitation, protection, and improve-  
13 ments.

14 GIFTS, DONATIONS AND BEQUESTS FOR FOREST AND  
15 RANGELAND RESEARCH

16 For expenses authorized by 16 U.S.C. 1643(b),  
17 \$96,000, to remain available until expended, to be derived  
18 from the fund established pursuant to the above Act.

19 ADMINISTRATIVE PROVISIONS, FOREST SERVICE

20 Appropriations to the Forest Service for the current  
21 fiscal year shall be available for: (a) purchase of not to  
22 exceed 182 passenger motor vehicles of which 20 will be  
23 used primarily for law enforcement purposes and of which  
24 164 shall be for replacement only, of which acquisition of  
25 122 passenger motor vehicles shall be from excess sources,  
26 and hire of such vehicles; operation and maintenance of

1 aircraft, the purchase of not to exceed two for replacement  
2 only, and acquisition of 28 aircraft from excess sources;  
3 notwithstanding other provisions of law, existing aircraft  
4 being replaced may be sold, with proceeds derived or  
5 trade-in value used to offset the purchase price for the  
6 replacement aircraft; (b) services pursuant to the second  
7 sentence of section 706(a) of the Organic Act of 1944 (7  
8 U.S.C. 2225), and not to exceed \$100,000 for employment  
9 under 5 U.S.C. 3109; (c) purchase, erection, and alter-  
10 ation of buildings and other public improvements (7  
11 U.S.C. 2250); (d) acquisition of land, waters, and inter-  
12 ests therein, pursuant to the Act of August 3, 1956 (7  
13 U.S.C. 428a); (e) for expenses pursuant to the Volunteers  
14 in the National Forest Act of 1972 (16 U.S.C. 558a,  
15 558d, 558a note); and (f) for debt collection contracts in  
16 accordance with 31 U.S.C. 3718(c).

17       None of the funds made available under this Act shall  
18 be obligated or expended to change the boundaries of any  
19 region, to abolish any region, to move or close any regional  
20 office for research, State and private forestry, or National  
21 Forest System administration of the Forest Service, De-  
22 partment of Agriculture, without the consent of the House  
23 and Senate Committees on Appropriations and the Com-  
24 mittee on Agriculture, Nutrition, and Forestry in the

1 United States Senate and the Committee on Agriculture  
2 in the United States House of Representatives.

3 Any appropriations or funds available to the Forest  
4 Service may be advanced to the Forest Service Firefight-  
5 ing appropriation and may be used for forest firefighting  
6 and the emergency rehabilitation of burned-over lands  
7 under its jurisdiction: *Provided*, That no funds shall be  
8 made available under this authority until funds appro-  
9 priated to the “Emergency Forest Service Firefighting  
10 Fund” shall have been exhausted.

11 The appropriation structure for the Forest Service  
12 may not be altered without advanced approval of the  
13 House and Senate Committees on Appropriations.

14 Funds appropriated to the Forest Service shall be  
15 available for assistance to or through the Agency for Inter-  
16 national Development and the Office of International Co-  
17 operation and Development in connection with forest and  
18 rangeland research, technical information, and assistance  
19 in foreign countries, and shall be available to support for-  
20 estry and related natural resource activities outside the  
21 United States and its territories and possessions, includ-  
22 ing technical assistance, education and training, and co-  
23 operation with United States and international organiza-  
24 tions.

1 All funds received for timber salvage sales may be  
2 credited to the Forest Service Permanent Appropriations  
3 to be expended for timber salvage sales from any national  
4 forest.

5 None of the funds made available to the Forest Serv-  
6 ice under this Act shall be subject to transfer under the  
7 provisions of section 702(b) of the Department of Agri-  
8 culture Organic Act of 1944 (7 U.S.C. 2257) or 7 U.S.C.  
9 147b unless the proposed transfer is approved in advance  
10 by the House and Senate Committees on Appropriations  
11 in compliance with the reprogramming procedures con-  
12 tained in House Report 102-116.

13 No funds appropriated to the Forest Service shall be  
14 transferred to the Working Capital Fund of the Depart-  
15 ment of Agriculture without the approval of the Chief of  
16 the Forest Service.

17 Notwithstanding any other provision of law, any ap-  
18 propriations or funds available to the Forest Service may  
19 be used to disseminate program information to private and  
20 public individuals and organizations through the use of  
21 nonmonetary items of nominal value and to provide  
22 nonmonetary awards of nominal value and to incur nec-  
23 essary expenses for the nonmonetary recognition of private  
24 individuals and organizations that make contributions to  
25 Forest Service programs.

1       Notwithstanding any other provision of law, money  
2 collected, in advance or otherwise, by the Forest Service  
3 under authority of section 101 of Public Law 93–153 (30  
4 U.S.C. 185(1)) as reimbursement of administrative and  
5 other costs incurred in processing pipeline right-of-way or  
6 permit applications and for costs incurred in monitoring  
7 the construction, operation, maintenance, and termination  
8 of any pipeline and related facilities, may be used to reim-  
9 burse the applicable appropriation to which such costs  
10 were originally charged.

11       Funds available to the Forest Service shall be avail-  
12 able to conduct a program of not less than \$1,000,000  
13 for high priority projects within the scope of the approved  
14 budget which shall be carried out by the Youth Conserva-  
15 tion Corps as authorized by the Act of August 13, 1970,  
16 as amended by Public Law 93–408.

17       None of the funds available in this Act shall be used  
18 for timber sale preparation using clearcutting in hardwood  
19 stands in excess of 25 percent of the fiscal year 1989 har-  
20 vested volume in the Wayne National Forest, Ohio: *Pro-*  
21 *vided*, That this limitation shall not apply to hardwood  
22 stands damaged by natural disaster: *Provided further*,  
23 That landscape architects shall be used to maintain a vis-  
24 ually pleasing forest.

1       None of the funds made available to the Forest Serv-  
2 ice in this Act shall be expended for the purpose of admin-  
3 istering a special use authorization permitting land use  
4 and occupancy and surface disturbing activities for any  
5 project to be constructed on Rock Creek, Madera County,  
6 California, until a study has been completed and submit-  
7 ted to the Congress by the Forest Service in consultation  
8 with the United States Fish and Wildlife Service, the  
9 United States Army Corps of Engineers, the California  
10 State Water Resources Control Board, the California De-  
11 partment of Fish and Game and other interested public  
12 parties regarding the project's potential cumulative im-  
13 pacts on the environment, together with a finding that  
14 there will be no substantial adverse impact on the environ-  
15 ment. Findings from the study must be presented at no  
16 less than three public meetings.

17       Any money collected from the States for fire suppres-  
18 sion assistance rendered by the Forest Service on non-  
19 Federal lands not in the vicinity of National Forest Sys-  
20 tem lands shall be used to reimburse the applicable appro-  
21 priation and shall remain available until expended as the  
22 Secretary may direct in conducting activities authorized  
23 by 16 U.S.C. 2101 (note), 2101-2110, 1606, and 2111.

1       Of the funds available to the Forest Service, \$1,500  
2 is available to the Chief of the Forest Service for official  
3 reception and representation expenses.

4       Notwithstanding any other provision of law, the For-  
5 est Service is authorized to employ or otherwise contract  
6 with persons at regular rates of pay, as determined by the  
7 Service, to perform work occasioned by emergencies such  
8 as fires, storms, floods, earthquakes or any other unavoid-  
9 able cause without regard to Sundays, Federal holidays,  
10 and the regular workweek.

11       None of the funds available in this Act shall be used  
12 for preparation of timber sales using clearcutting or other  
13 forms of even aged management in hardwood stands in  
14 the Shawnee National Forest, Illinois.

15       None of the funds available in this Act shall be used  
16 for timber sale planning, scoping or preparation using  
17 clearcutting in the Ouachita and Ozark-St. Francis Na-  
18 tional Forests, Arkansas.

19       None of the funds available in this Act shall be used  
20 to alter the current understory, midstory or overstory com-  
21 position or the current proportion of pines and hardwoods  
22 through the life of each timber stand in the Ouachita and  
23 Ozark-St. Francis National Forest, Arkansas.

24       None of the funds available to the Forest Service in  
25 this Act shall be used to plan or conduct timber sales or

1 to plan or build roads in the Rocky Face, Hidden Creek  
2 or Johns Mountain areas of the Chattahoochee National  
3 Forest, Georgia.

4 Notwithstanding section 14 of the National Forest  
5 Management Act of 1976 (16 U.S.C. 472a), the Secretary  
6 of Agriculture may negotiate sales of Pacific yew at not  
7 less than appraised value, to parties manufacturing taxol  
8 in the United States in accordance with the requirements  
9 of section 505 of the Food, Drug, and Cosmetic Act (21  
10 U.S.C. 355) for use in humans. Moneys received from the  
11 sale of Pacific yew are hereby appropriated and made  
12 available until expended by the Forest Service to fund the  
13 costs associated with the harvest of Pacific yew.

14 The Forest Service may offer for sale salvageable  
15 timber in Region 5 and Region 6 in fiscal year 1994: *Pro-*  
16 *vided*, That for forests known to contain the Northern  
17 spotted owl, such salvage sales may be offered as long as  
18 the offering of such sale will not render the area unsuit-  
19 able as habitat for the Northern spotted owl: *Provided fur-*  
20 *ther*, That timber salvage activity in spotted owl habitat  
21 is to be done in full compliance with all existing environ-  
22 mental and forest management laws.

23 Pursuant to section 405(b), and section 410(b) of  
24 Public Law 101-593, funds up to \$1,000,000 for match-

1 ing funds shall be available for the National Forest Foun-  
2 dation.

3 None of the funds available to the Forest Service in  
4 this Act shall be used to begin preparation of timber sales  
5 in fiscal year 1994 using the scaling method.

6 It is the sense of Congress that the Secretary of Agri-  
7 culture should issue rules at the earliest practicable date  
8 on the issue of below-cost timber sales.

## 9 DEPARTMENT OF ENERGY

### 10 CLEAN COAL TECHNOLOGY

11 The first paragraph under this head in Public Law  
12 101-512, as amended, is further amended by striking the  
13 phrase “\$150,000,000 on October 1, 1993, and  
14 \$100,000,000 on October 1, 1994” and inserting  
15 “\$100,000,000 on October 1, 1993, \$100,000,000 on Oc-  
16 tober 1, 1994, and \$50,000,000 on October 1, 1995” and  
17 by striking the phrase “\$250,000,000 on October 1, 1993,  
18 and \$250,000,000 on October 1, 1994” and inserting  
19 “\$150,000,000 on October 1, 1993, \$250,000,000 on Oc-  
20 tober 1, 1994, and \$100,000,000 on October 1, 1995”.

### 21 FOSSIL ENERGY RESEARCH AND DEVELOPMENT

22 For necessary expenses in carrying out fossil energy  
23 research and development activities, under the authority  
24 of the Department of Energy Organization Act (Public  
25 Law 95-91), including the acquisition of interest, includ-

1 ing defeasible and equitable interests in any real property  
2 or any facility or for plant or facility acquisition or expansion,  
3 \$438,163,000, to remain available until expended:  
4 *Provided*, That no part of the sum herein made available  
5 shall be used for the field testing of nuclear explosives in  
6 the recovery of oil and gas.

7 ALTERNATIVE FUELS PRODUCTION

8 (INCLUDING TRANSFER OF FUNDS)

9 Monies received as investment income on the principal  
10 amount in the Great Plains Project Trust at the  
11 Norwest Bank of North Dakota, in such sums as are  
12 earned as of October 1, 1993, shall be deposited in this  
13 account and immediately transferred to the General Fund  
14 of the Treasury. Monies received as revenue sharing from  
15 the operation of the Great Plains Gasification Plant shall  
16 be immediately transferred to the General Fund of the  
17 Treasury.

18 NAVAL PETROLEUM AND OIL SHALE RESERVES

19 For necessary expenses in carrying out naval petroleum  
20 and oil shale reserve activities, \$214,772,000, to remain  
21 available until expended: *Provided*, That the requirements  
22 of 10 U.S.C. 7430(b)(2)(B) shall not apply in fiscal  
23 year 1994.

## ENERGY CONSERVATION

1  
2 For necessary expenses in carrying out energy con-  
3 servation activities, \$702,825,000, to remain available  
4 until expended, including, notwithstanding any other pro-  
5 vision of law, the excess amount for fiscal year 1994 deter-  
6 mined under the provisions of section 3003(d) of Public  
7 Law 99-509 (15 U.S.C. 4502): *Provided*, That  
8 \$261,325,000 shall be for use in energy conservation pro-  
9 grams as defined in section 3008(3) of Public Law 99-  
10 509 (15 U.S.C. 4507) and shall not be available until ex-  
11 cess amounts are determined under the provisions of sec-  
12 tion 3003(d) of Public Law 99-509 (15 U.S.C. 4502):  
13 *Provided further*, That notwithstanding section 3003(d)(2)  
14 of Public Law 99-509 such sums shall be allocated to the  
15 eligible programs as follows: \$213,600,000 for the weath-  
16 erization assistance program, \$18,810,000 for the State  
17 energy conservation program, and \$28,915,000 for the in-  
18 stitutional conservation program: *Provided further*, That  
19 \$3,000,000 made available in the third proviso under this  
20 head in Public Law 102-154 (105 Stat. 1022-1023) shall  
21 be available without restriction for use in the weatheriza-  
22 tion assistance program: *Provided further*, That  
23 \$19,366,000 of the amount provided under this heading  
24 shall be available for continuing research and development  
25 efforts begun under title II of the Interior and Related

1 Agencies portion of the joint resolution entitled “Joint  
2 Resolution making further continuing appropriations for  
3 the fiscal year 1986, and for other purposes”, approved  
4 December 19, 1985 (Public Law 99–190), and implemen-  
5 tation of steel and aluminum research authorized by Pub-  
6 lic Law 100–680: *Provided further*, That existing facilities,  
7 equipment, and supplies, or previously expended research  
8 or development funds are not accepted as contributions  
9 for the purposes of this appropriation, except as amor-  
10 tized, depreciated, or expensed in normal business prac-  
11 tice: *Provided further*, That the total Federal expenditure  
12 under this proviso shall be repaid up to one and one-half  
13 times from the proceeds of the commercial sale, lease,  
14 manufacture, or use of technologies developed under this  
15 proviso, at a rate of one-fourth of all net proceeds: *Pro-*  
16 *vided further*, That funding provided under this head for  
17 electric and hybrid vehicle battery research and develop-  
18 ment conducted on a cooperative basis with non-Federal  
19 entities shall be available only as matched on an equal  
20 basis by such entities: *Provided further*, That hereafter the  
21 Department of Energy, for a period of up to five years  
22 after the completion of individual projects may provide ap-  
23 propriate protections, including exemptions from sub-  
24 chapter II of chapter 5 of title 5, United States Code,  
25 against the dissemination of information that results from

1 activities conducted by the United States Advanced Bat-  
2 tery Consortium or its contractors, or participants in the  
3 hybrid vehicle propulsion development program and their  
4 contractors and that would be a trade secret or commer-  
5 cial or financial information that is privileged or confiden-  
6 tial if the information had been obtained from and first  
7 produced by a non-Federal party participating in the Unit-  
8 ed States Advanced Battery Consortium or in the hybrid  
9 vehicle propulsion development program.

10 ECONOMIC REGULATION

11 For necessary expenses in carrying out the activities  
12 of the Economic Regulatory Administration and the Office  
13 of Hearings and Appeals, \$12,994,000, to remain avail-  
14 able until expended.

15 EMERGENCY PREPAREDNESS

16 For necessary expenses in carrying out emergency  
17 preparedness activities, \$8,901,000, to remain available  
18 until expended.

19 STRATEGIC PETROLEUM RESERVE

20 For necessary expenses for Strategic Petroleum Re-  
21 serve facility development and operations and program  
22 management activities pursuant to the Energy Policy and  
23 Conservation Act of 1975, as amended (42 U.S.C. 6201  
24 et seq.), \$206,810,000, to remain available until expended:  
25 *Provided*, That appropriations herein made shall not be  
26 available for leasing of facilities for the storage of crude

1 oil for the Strategic Petroleum Reserve unless the quantity  
2 of oil stored in or deliverable to Government-owned stor-  
3 age facilities by virtue of contractual obligations is equal  
4 to 700,000,000 barrels: *Provided further*, That the re-  
5 quirements of 42 U.S.C. 6240(g) shall not apply in fiscal  
6 year 1994.

7 SPR PETROLEUM ACCOUNT

8 Notwithstanding 42 U.S.C. 6240(d) the United  
9 States share of crude oil in Naval Petroleum Reserve  
10 Numbered 1 (Elk Hills) may be sold or otherwise disposed  
11 of to other than the Strategic Petroleum Reserve: *Pro-*  
12 *vided*, That outlays in fiscal year 1994 resulting from the  
13 use of funds in this account shall not exceed \$79,580,000:  
14 *Provided further*, That no outlays resulting from appro-  
15 priations made in fiscal year 1993 for acquisition, trans-  
16 porting, and drawing down oil to be stored in the Strategic  
17 Petroleum Reserve for national defense purposes shall be  
18 counted against any outlay ceiling established for the SPR  
19 petroleum account.

20 ENERGY INFORMATION ADMINISTRATION

21 For necessary expenses in carrying out the activities  
22 of the Energy Information Administration, \$86,053,000,  
23 to remain available until expended.

24 ADMINISTRATIVE PROVISIONS, DEPARTMENT OF ENERGY

25 Appropriations under this Act for the current fiscal  
26 year shall be available for hire of passenger motor vehicles;

1 hire, maintenance, and operation of aircraft; purchase, re-  
2 pair, and cleaning of uniforms; and reimbursement to  
3 the General Services Administration for security guard  
4 services.

5 From appropriations under this Act, transfers of  
6 sums may be made to other agencies of the Government  
7 for the performance of work for which the appropriation  
8 is made.

9 None of the funds made available to the Department  
10 of Energy under this Act shall be used to implement or  
11 finance authorized price support or loan guarantee pro-  
12 grams unless specific provision is made for such programs  
13 in an appropriations Act.

14 The Secretary is authorized to accept lands, build-  
15 ings, equipment, and other contributions from public and  
16 private sources and to prosecute projects in cooperation  
17 with other agencies, Federal, State, private, or foreign:  
18 *Provided*, That revenues and other moneys received by or  
19 for the account of the Department of Energy or otherwise  
20 generated by sale of products in connection with projects  
21 of the Department appropriated under this Act may be  
22 retained by the Secretary of Energy, to be available until  
23 expended, and used only for plant construction, operation,  
24 costs, and payments to cost-sharing entities as provided  
25 in appropriate cost-sharing contracts or agreements: *Pro-*

1 *vided further*, That the remainder of revenues after the  
2 making of such payments shall be covered into the Treas-  
3 ury as miscellaneous receipts: *Provided further*, That any  
4 contract, agreement, or provision thereof entered into by  
5 the Secretary pursuant to this authority shall not be exe-  
6 cuted prior to the expiration of 30 calendar days (not in-  
7 cluding any day in which either House of Congress is not  
8 in session because of adjournment of more than three cal-  
9 endar days to a day certain) from the receipt by the  
10 Speaker of the House of Representatives and the Presi-  
11 dent of the Senate of a full comprehensive report on such  
12 project, including the facts and circumstances relied upon  
13 in support of the proposed project.

14       The Secretary of Energy may transfer to the Emer-  
15 gency Preparedness appropriation such funds as are nec-  
16 essary to meet any unforeseen emergency needs from any  
17 funds available to the Department of Energy from this  
18 Act.

19       No funds provided in this Act may be expended by  
20 the Department of Energy to prepare, issue, or process  
21 procurement documents for programs or projects for  
22 which appropriations have not been made.

1 DEPARTMENT OF HEALTH AND HUMAN  
2 SERVICES

3 INDIAN HEALTH SERVICE

4 INDIAN HEALTH SERVICES

5 For expenses necessary to carry out the Act of Au-  
6 gust 5, 1954 (68 Stat. 674), the Indian Self-Determina-  
7 tion Act, the Indian Health Care Improvement Act, and  
8 titles III and XXVII and section 208 of the Public Health  
9 Service Act with respect to the Indian Health Service,  
10 \$1,652,394,000, together with payments received during  
11 the fiscal year pursuant to 42 U.S.C. 300aaa-2 for serv-  
12 ices furnished by the Indian Health Service: *Provided*,  
13 That funds made available to tribes and tribal organiza-  
14 tions through contracts, grant agreements, or any other  
15 agreements or compacts authorized by the Indian Self-De-  
16 termination and Education Assistance Act of 1975 (88  
17 Stat. 2203; 25 U.S.C. 450), shall be deemed to be obli-  
18 gated at the time of the grant or contract award and  
19 thereafter shall remain available to the tribe or tribal orga-  
20 nization without fiscal year limitation: *Provided further*,  
21 That \$12,000,000 shall remain available until expended,  
22 for the Indian Catastrophic Health Emergency Fund: *Pro-*  
23 *vided further*, That \$337,848,000 for contract medical  
24 care shall remain available for obligation until September  
25 30, 1995: *Provided further*, That of the funds provided,

1 not less than \$11,526,000 shall be used to carry out the  
2 loan repayment program under section 108 of the Indian  
3 Health Care Improvement Act, as amended: *Provided fur-*  
4 *ther*, That funds provided in this Act may be used for one-  
5 year contracts and grants which are to be performed in  
6 two fiscal years, so long as the total obligation is recorded  
7 in the year for which the funds are appropriated: *Provided*  
8 *further*, That the amounts collected by the Secretary of  
9 Health and Human Services under the authority of title  
10 IV of the Indian Health Care Improvement Act shall be  
11 available for two fiscal years after the fiscal year in which  
12 they were collected, for the purpose of achieving compli-  
13 ance with the applicable conditions and requirements of  
14 titles XVIII and XIX of the Social Security Act (exclusive  
15 of planning, design, or construction of new facilities): *Pro-*  
16 *vided further*, That of the funds provided, \$8,000,000 shall  
17 remain available until expended, for the Indian Self-Deter-  
18 mination Fund, which shall be available for the transi-  
19 tional costs of initial or expanded tribal contracts, grants  
20 or cooperative agreements with the Indian Health Service  
21 under the provisions of the Indian Self-Determination Act:  
22 *Provided further*, That funding contained herein, and in  
23 any earlier appropriations Acts for scholarship programs  
24 under the Indian Health Care Improvement Act (25  
25 U.S.C. 1613) shall remain available for obligation until

1 September 30, 1995: *Provided further*, That amounts re-  
2 ceived by tribes and tribal organizations under title IV of  
3 the Indian Health Care Improvement Act, as amended,  
4 shall be reported and accounted for and available to the  
5 receiving tribes and tribal organizations until expended.

6 INDIAN HEALTH FACILITIES

7 For construction, repair, maintenance, improvement,  
8 and equipment of health and related auxiliary facilities,  
9 including quarters for personnel; preparation of plans,  
10 specifications, and drawings; acquisition of sites, purchase  
11 and erection of modular buildings, and purchases of trail-  
12 ers; and for provision of domestic and community sanita-  
13 tion facilities for Indians, as authorized by section 7 of  
14 the Act of August 5, 1954 (42 U.S.C. 2004a), the Indian  
15 Self-Determination Act and the Indian Health Care Im-  
16 provement Act, and for expenses necessary to carry out  
17 the Act of August 5, 1954 (68 Stat. 674), the Indian Self-  
18 Determination Act, the Indian Health Care Improvement  
19 Act, and titles III and XXVII and section 208 of the Pub-  
20 lic Health Service Act with respect to environmental  
21 health and facilities support activities of the Indian Health  
22 Service, \$296,997,000, to remain available until expended:  
23 *Provided*, That notwithstanding any other provision of  
24 law, funds appropriated for the planning, design, construc-  
25 tion or renovation of health facilities for the benefit of an  
26 Indian tribe or tribes may be used to purchase land for

1 sites to construct, improve, or enlarge health or related  
2 facilities.

3 ADMINISTRATIVE PROVISIONS, INDIAN HEALTH SERVICE

4 Appropriations in this Act to the Indian Health Serv-  
5 ice shall be available for services as authorized by 5 U.S.C.  
6 3109 but at rates not to exceed the per diem rate equiva-  
7 lent to the maximum rate payable for senior-level positions  
8 under 5 U.S.C. 5376; hire of passenger motor vehicles and  
9 aircraft; purchase of medical equipment; purchase of re-  
10 prints; purchase, renovation and erection of modular  
11 buildings; payments for telephone service in private resi-  
12 dences in the field, when authorized under regulations ap-  
13 proved by the Secretary; and for uniforms or allowances  
14 therefor as authorized by law (5 U.S.C. 5901–5902); and  
15 for expenses of attendance at meetings which are con-  
16 cerned with the functions or activities for which the appro-  
17 priation is made or which will contribute to improved con-  
18 duct, supervision, or management of those functions or ac-  
19 tivities: *Provided*, That in accordance with the provisions  
20 of the Indian Health Care Improvement Act, non-Indian  
21 patients may be extended health care at all tribally admin-  
22 istered or Indian Health Service facilities, subject to  
23 charges, and the proceeds along with funds recovered  
24 under the Federal Medical Care Recovery Act (42 U.S.C.  
25 2651–53) shall be credited to the account of the facility  
26 providing the service and shall be available without fiscal

1 year limitation: *Provided further*, That notwithstanding  
2 any other law or regulation, funds transferred from the  
3 Department of Housing and Urban Development to the  
4 Indian Health Service shall be administered under Public  
5 Law 86-121 (the Indian Sanitation Facilities Act) and  
6 Public Law 93-638, as amended: *Provided further*, That  
7 funds appropriated to the Indian Health Service in this  
8 Act, except those used for administrative and program di-  
9 rection purposes, shall not be subject to limitations di-  
10 rected at curtailing Federal travel and transportation:  
11 *Provided further*, That the Indian Health Service shall nei-  
12 ther bill nor charge those Indians who may have the eco-  
13 nomic means to pay unless and until such time as Con-  
14 gress has agreed upon a specific policy to do so and has  
15 directed the Indian Health Service to implement such a  
16 policy: *Provided further*, That personnel ceilings may not  
17 be imposed on the Indian Health Service nor may any ac-  
18 tion be taken to reduce the full-time equivalent level of  
19 the Indian Health Service by the elimination of temporary  
20 employees by reduction in force, hiring freeze or any other  
21 means without the review and approval of the Committees  
22 on Appropriations: *Provided further*, That none of the  
23 funds made available to the Indian Health Service in this  
24 Act shall be used to implement the final rule published  
25 in the Federal Register on September 16, 1987, by the

1 Department of Health and Human Services, relating to  
2 eligibility for the health care services of the Indian Health  
3 Service until the Indian Health Service has submitted a  
4 budget request reflecting the increased costs associated  
5 with the proposed final rule, and such request has been  
6 included in an appropriations Act and enacted into law:  
7 *Provided further*, That funds made available in this Act  
8 are to be apportioned to the Indian Health Service as ap-  
9 propriated in this Act, and accounted for in the appropria-  
10 tion structure set forth in this Act: *Provided further*, That  
11 the appropriation structure for the Indian Health Service  
12 may not be altered without the advance approval of the  
13 House and Senate Committees on Appropriations.

14 DEPARTMENT OF EDUCATION

15 OFFICE OF ELEMENTARY AND SECONDARY EDUCATION

16 INDIAN EDUCATION

17 For necessary expenses to carry out, to the extent  
18 not otherwise provided, the Indian Education Act of 1988,  
19 \$83,500,000, of which \$60,304,000 shall be for subpart  
20 1, \$19,161,000 shall be for subparts 2 and 3, and  
21 \$200,000 shall be for collection and analyses of data on  
22 Indian education: *Provided*, That \$1,735,000 available  
23 pursuant to section 5323 of the Act shall remain available  
24 for obligation until September 30, 1995.

1                                   OTHER RELATED AGENCIES  
2           OFFICE OF NAVAJO AND HOPI INDIAN RELOCATION  
3                                   SALARIES AND EXPENSES  
4           For necessary expenses of the Office of Navajo and  
5 Hopi Indian Relocation as authorized by Public Law 93-  
6 531, \$26,936,000, to remain available until expended:  
7 *Provided*, That funds provided in this or any other appro-  
8 priations Act are to be used to relocate eligible individuals  
9 and groups including evictees from District 6, Hopi-parti-  
10 tioned lands residents, those in significantly substandard  
11 housing, and all others certified as eligible and not in-  
12 cluded in the preceding categories: *Provided further*, That  
13 none of the funds contained in this or any other Act may  
14 be used by the Office of Navajo and Hopi Indian Reloca-  
15 tion to evict any single Navajo or Navajo family who, as  
16 of November 30, 1985, was physically domiciled on the  
17 lands partitioned to the Hopi Tribe unless a new or re-  
18 placement home is provided for such household: *Provided*  
19 *further*, That no relocatee will be provided with more than  
20 one new or replacement home: *Provided further*, That the  
21 Office shall relocate any certified eligible relocatees who  
22 have selected and received an approved homesite on the  
23 Navajo reservation or selected a replacement residence off  
24 the Navajo reservation or on the land acquired pursuant  
25 to 25 U.S.C. 640d-10.

1 INSTITUTE OF AMERICAN INDIAN AND ALASKA NATIVE  
2 CULTURE AND ARTS DEVELOPMENT  
3 PAYMENT TO THE INSTITUTE

4 For payment to the Institute of American Indian and  
5 Alaska Native Culture and Arts Development, as author-  
6 ized by Public Law 99-498, as amended (20 U.S.C. 56,  
7 Part A), \$12,563,000, of which not to exceed \$350,000  
8 for Federal matching contributions, to remain available  
9 until expended, shall be paid to the Institute endowment  
10 fund: *Provided*, That notwithstanding any other provision  
11 of law, the annual budget proposal and justification for  
12 the Institute shall be submitted to the Congress concur-  
13 rently with the submission of the President's Budget to  
14 the Congress: *Provided further*, That the Institute shall  
15 act as its own certifying officer.

16 SMITHSONIAN INSTITUTION  
17 SALARIES AND EXPENSES

18 For necessary expenses of the Smithsonian Institu-  
19 tion, as authorized by law, including research in the fields  
20 of art, science, and history; development, preservation, and  
21 documentation of the National Collections; presentation of  
22 public exhibits and performances; collection, preparation,  
23 dissemination, and exchange of information and publica-  
24 tions; conduct of education, training, and museum assist-  
25 ance programs; maintenance, alteration, operation, lease

1 (for terms not to exceed thirty years), and protection of  
2 buildings, facilities, and approaches; not to exceed  
3 \$100,000 for services as authorized by 5 U.S.C. 3109; up  
4 to 5 replacement passenger vehicles; purchase, rental, re-  
5 pair, and cleaning of uniforms for employees;  
6 \$302,083,000, of which not to exceed \$27,579,000 for the  
7 instrumentation program, collections acquisition, Museum  
8 Support Center equipment and move, exhibition  
9 reinstallation, the National Museum of the American In-  
10 dian, and the repatriation of skeletal remains program  
11 shall remain available until expended and, including such  
12 funds as may be necessary to support American overseas  
13 research centers and a total of \$125,000 for the Council  
14 of American Overseas Research Centers: *Provided*, That  
15 funds appropriated herein are available for advance pay-  
16 ments to independent contractors performing research  
17 services or participating in official Smithsonian presen-  
18 tations.

19 CONSTRUCTION AND IMPROVEMENTS, NATIONAL  
20 ZOOLOGICAL PARK

21 For necessary expenses of planning, construction, re-  
22 modeling, and equipping of buildings and facilities at the  
23 National Zoological Park, by contract or otherwise,  
24 \$5,400,000, to remain available until expended.

## 1 REPAIR AND RESTORATION OF BUILDINGS

2 For necessary expenses of repair and restoration of  
3 buildings owned or occupied by the Smithsonian Institu-  
4 tion, by contract or otherwise, as authorized by section  
5 2 of the Act of August 22, 1949 (63 Stat. 623), including  
6 not to exceed \$10,000 for services as authorized by 5  
7 U.S.C. 3109, \$24,000,000, to remain available until ex-  
8 pended: *Provided*, That contracts awarded for environ-  
9 mental systems, protection systems, and exterior repair or  
10 restoration of buildings of the Smithsonian Institution  
11 may be negotiated with selected contractors and awarded  
12 on the basis of contractor qualifications as well as price.

## 13 CONSTRUCTION

14 For necessary expenses for construction,  
15 \$10,400,000, to remain available until expended.

## 16 NATIONAL GALLERY OF ART

## 17 SALARIES AND EXPENSES

18 For the upkeep and operations of the National Gal-  
19 lery of Art, the protection and care of the works of art  
20 therein, and administrative expenses incident thereto, as  
21 authorized by the Act of March 24, 1937 (50 Stat. 51),  
22 as amended by the public resolution of April 13, 1939  
23 (Public Resolution 9, Seventy-sixth Congress), including  
24 services as authorized by 5 U.S.C. 3109; payment in ad-  
25 vance when authorized by the treasurer of the Gallery for  
26 membership in library, museum, and art associations or

1 societies whose publications or services are available to  
2 members only, or to members at a price lower than to the  
3 general public; purchase, repair, and cleaning of uniforms  
4 for guards, and uniforms, or allowances therefor, for other  
5 employees as authorized by law (5 U.S.C. 5901–5902);  
6 purchase or rental of devices and services for protecting  
7 buildings and contents thereof, and maintenance, alter-  
8 ation, improvement, and repair of buildings, approaches,  
9 and grounds; and purchase of services for restoration and  
10 repair of works of art for the National Gallery of Art by  
11 contracts made, without advertising, with individuals,  
12 firms, or organizations at such rates or prices and under  
13 such terms and conditions as the Gallery may deem prop-  
14 er, \$51,908,000, of which not to exceed \$3,026,000 for  
15 the special exhibition program shall remain available until  
16 expended.

17 REPAIR, RESTORATION AND RENOVATION OF BUILDINGS

18 For necessary expenses of repair, restoration and  
19 renovation of buildings, grounds and facilities owned or  
20 occupied by the National Gallery of Art, by contract or  
21 otherwise, as authorized \$2,831,000, to remain available  
22 until expended: *Provided*, That contracts awarded for envi-  
23 ronmental systems, protection systems, and exterior repair  
24 or renovation of buildings of the National Gallery of Art  
25 may be negotiated with selected contractors and awarded  
26 on the basis of contractor qualifications as well as price.



1 may be equal to the total amounts of gifts, bequests, and  
2 devises of money, and other property accepted by the  
3 Chairman or by grantees of the Endowment under the  
4 provisions of section 10(a)(2), subsections 11(a)(2)(A)  
5 and 11(a)(3)(A) during the current and preceding fiscal  
6 years for which equal amounts have not previously been  
7 appropriated.

8 NATIONAL ENDOWMENT FOR THE HUMANITIES  
9 GRANTS AND ADMINISTRATION

10 For necessary expenses to carry out the National  
11 Foundation on the Arts and the Humanities Act of 1965,  
12 as amended, \$151,300,000 shall be available to the Na-  
13 tional Endowment for the Humanities for support of ac-  
14 tivities in the humanities, pursuant to section 7(c) of the  
15 Act, and for administering the functions of the Act, of  
16 which \$5,000,000 for the Office of Preservation shall re-  
17 main available until September 30, 1995.

18 MATCHING GRANTS

19 To carry out the provisions of section 10(a)(2) of the  
20 National Foundation on the Arts and the Humanities Act  
21 of 1965, as amended, \$26,191,000, to remain available  
22 until September 30, 1995, of which \$14,228,000 shall be  
23 available to the National Endowment for the Humanities  
24 for the purposes of section 7(h): *Provided*, That this ap-  
25 propriation shall be available for obligation only in such  
26 amounts as may be equal to the total amounts of gifts,

1 bequests, and devises of money, and other property accept-  
2 ed by the Chairman or by grantees of the Endowment  
3 under the provisions of subsections 11(a)(2)(B) and  
4 11(a)(3)(B) during the current and preceding fiscal years  
5 for which equal amounts have not previously been  
6 appropriated.

7                   INSTITUTE OF MUSEUM SERVICES

8                   GRANTS AND ADMINISTRATION

9           For carrying out title II of the Arts, Humanities, and  
10 Cultural Affairs Act of 1976, as amended, \$28,777,000.

11                   ADMINISTRATIVE PROVISIONS

12           None of the funds appropriated to the National  
13 Foundation on the Arts and the Humanities may be used  
14 to process any grant or contract documents which do not  
15 include the text of 18 U.S.C. 1913: *Provided*, That none  
16 of the funds appropriated to the National Foundation on  
17 the Arts and the Humanities may be used for official re-  
18 ception and representation expenses: *Provided further*,  
19 That none of the funds in this Act may be used for the  
20 President's Committee on the Arts and the Humanities.

21                   COMMISSION OF FINE ARTS

22                   SALARIES AND EXPENSES

23           For expenses made necessary by the Act establishing  
24 a Commission of Fine Arts (40 U.S.C. 104), \$805,000.

1 NATIONAL CAPITAL ARTS AND CULTURAL AFFAIRS

2 For necessary expenses as authorized by Public Law  
3 99-190 (99 Stat. 1261; 20 U.S.C. 956(a)), as amended,  
4 \$7,500,000.

5 ADVISORY COUNCIL ON HISTORIC PRESERVATION

6 SALARIES AND EXPENSES

7 For expenses made necessary by the Act establishing  
8 an Advisory Council on Historic Preservation, Public Law  
9 89-665, as amended, \$2,959,000: *Provided*, That none of  
10 these funds shall be available for the compensation of Ex-  
11 ecutive Level V or higher positions.

12 NATIONAL CAPITAL PLANNING COMMISSION

13 SALARIES AND EXPENSES

14 For necessary expenses, as authorized by the Na-  
15 tional Capital Planning Act of 1952 (40 U.S.C. 71-71i),  
16 including services as authorized by 5 U.S.C. 3109,  
17 \$5,868,000: *Provided*, That all appointed members will be  
18 compensated at a rate equivalent to the rate for Executive  
19 Schedule Level IV.

20 FRANKLIN DELANO ROOSEVELT MEMORIAL COMMISSION

21 SALARIES AND EXPENSES

22 For necessary expenses of the Franklin Delano Roo-  
23 sevelt Memorial Commission, established by the Act of Au-  
24 gust 11, 1955 (69 Stat. 694), as amended by Public Law

1 92–332 (86 Stat. 401), \$49,000, to remain available until  
2 September 30, 1995.

3 PENNSYLVANIA AVENUE DEVELOPMENT CORPORATION  
4 SALARIES AND EXPENSES

5 For necessary expenses, as authorized by section  
6 17(a) of Public Law 92–578, as amended, \$2,738,000 for  
7 operating and administrative expenses of the Corporation.

8 PUBLIC DEVELOPMENT

9 For public development activities and projects in ac-  
10 cordance with the development plan as authorized by sec-  
11 tion 17(b) of Public Law 92–578, as amended,  
12 \$4,289,000, to remain available until expended.

13 LAND ACQUISITION AND DEVELOPMENT FUND

14 The Pennsylvania Avenue Development Corporation  
15 is authorized to borrow from the Treasury of the United  
16 States \$7,193,000, pursuant to the terms and conditions  
17 in paragraph 10, section 6, of Public Law 92–576, as  
18 amended.

19 UNITED STATES HOLOCAUST MEMORIAL COUNCIL

20 HOLOCAUST MEMORIAL COUNCIL

21 For expenses of the Holocaust Memorial Council, as  
22 authorized by Public Law 96–388, as amended,  
23 \$21,679,000.

24 TITLE III—GENERAL PROVISIONS

25 SEC. 301. The expenditure of any appropriation  
26 under this Act for any consulting service through procure-

1 ment contract, pursuant to 5 U.S.C. 3109, shall be limited  
2 to those contracts where such expenditures are a matter  
3 of public record and available for public inspection, except  
4 where otherwise provided under existing law, or under ex-  
5 isting Executive order issued pursuant to existing law.

6 SEC. 302. No part of any appropriation under this  
7 Act shall be available to the Secretary of the Interior or  
8 the Secretary of Agriculture for the leasing of oil and nat-  
9 ural gas by noncompetitive bidding on publicly owned  
10 lands within the boundaries of the Shawnee National For-  
11 est, Illinois: *Provided*, That nothing herein is intended to  
12 inhibit or otherwise affect the sale, lease, or right to access  
13 to minerals owned by private individuals.

14 SEC. 303. No part of any appropriation contained in  
15 this Act shall be available for any activity or the publica-  
16 tion or distribution of literature that in any way tends to  
17 promote public support or opposition to any legislative  
18 proposal on which congressional action is not complete.

19 SEC. 304. No part of any appropriation contained in  
20 this Act shall remain available for obligation beyond the  
21 current fiscal year unless expressly so provided herein.

22 SEC. 305. None of the funds provided in this Act to  
23 any department or agency shall be obligated or expended  
24 to provide a personal cook, chauffeur, or other personal

1 servants to any officer or employee of such department  
2 or agency except as otherwise provided by law.

3       SEC. 306. None of the funds provided in this Act  
4 shall be used to evaluate, consider, process, or award oil,  
5 gas, or geothermal leases on Federal lands in the Mount  
6 Baker-Snoqualmie National Forest, State of Washington,  
7 within the hydrographic boundaries of the Cedar River  
8 municipal watershed upstream of river mile 21.6, the  
9 Green River municipal watershed upstream of river mile  
10 61.0, the North Fork of the Tolt River proposed municipal  
11 watershed upstream of river mile 11.7, and the South  
12 Fork Tolt River municipal watershed upstream of river  
13 mile 8.4.

14       SEC. 307. No assessments may be levied against any  
15 program, budget activity, subactivity, or project funded by  
16 this Act unless notice of such assessments and the basis  
17 therefor are presented to the Committees on Appropria-  
18 tions and are approved by such Committees.

19       SEC. 308. None of the funds in this Act may be used  
20 to plan, prepare, or offer for sale timber from trees classi-  
21 fied as giant sequoia (*sequoiadendron giganteum*) which  
22 are located on National Forest System or Bureau of Land  
23 Management lands until an environmental assessment has  
24 been completed and the giant sequoia management imple-  
25 mentation plan is approved. In any event, timber harvest

1 within the identified groves will be done only to enhance  
2 and perpetuate giant sequoia. There will be no harvesting  
3 of giant sequoia specimen trees. Removal of hazard, insect,  
4 disease and fire killed giant sequoia other than specimen  
5 trees is permitted.

6 SEC. 309. No part of any appropriation under this  
7 Act shall be available to the Secretaries of the Interior  
8 and Agriculture for use for any sale hereafter made of un-  
9 processed timber from Federal lands in the State of Texas  
10 which will be exported by the purchaser: *Provided*, That  
11 this limitation shall not apply to specific quantities of  
12 grades and species of timber which said Secretaries deter-  
13 mine are surplus to domestic lumber and plywood manu-  
14 facturing needs.

15 SEC. 310. Notwithstanding any other provision of  
16 law, payments to States pursuant to 16 U.S.C. 500 for  
17 National Forests affected by decisions relating to the  
18 Northern Spotted Owl from fiscal year 1994 receipts shall  
19 not be less than 70 per centum of the average annual pay-  
20 ments to States, based on receipts collected on those Na-  
21 tional Forests during the five-year baseline period of fiscal  
22 years 1986 through 1990: *Provided*, That in no event shall  
23 these payments exceed the total amount of receipts col-  
24 lected from the affected National Forests during fiscal  
25 year 1994.

1        SEC. 311. Notwithstanding any other provision of  
2 law, the payment to be made by the United States Govern-  
3 ment pursuant to the provision of subsection (a) of title  
4 II of the Act of August 28, 1937 (50 Stat. 876) to the  
5 Oregon and California land-grant counties in the State of  
6 Oregon from fiscal year 1994 receipts derived from the  
7 Oregon and California grant lands shall not be less than  
8 70 per centum of the average annual payment made to  
9 those counties of their share of the Oregon and California  
10 land-grant receipts collected during the five-year baseline  
11 period of fiscal years 1986 through 1990: *Provided*, That  
12 in no event shall this payment exceed the total amount  
13 of receipts collected from the Oregon and California grant  
14 lands during fiscal year 1994 or \$38,111,000, whichever  
15 is lower.

16        SEC. 312. Section 314 of Public Law 101-512 (104  
17 Stat. 1959-1960) is amended by striking the words “coop-  
18 erative agreement” and inserting in lieu thereof: “any  
19 other agreement or compact”.

20        SEC. 313. Section 1405, subsection (a) of title 36,  
21 United States Code, is amended by striking all of the first  
22 sentence through the words “confirmation of the Council  
23 and who” and inserting in lieu thereof: “There shall be  
24 an Executive Director of the Holocaust Memorial Museum  
25 who shall be appointed by the Chairperson of the Council,

1 subject to confirmation of the Council, who may be paid  
 2 with nonappropriated funds, and who, if paid with appro-  
 3 priated funds,”.

4 SEC. 314. Section 401 of the Federal Land Policy  
 5 and Management Act of 1976 (43 U.S.C. 1751), is hereby  
 6 amended by adding at the end the following new sub-  
 7 sections:

8 “(c)(1) Notwithstanding any other provision of law,  
 9 the Secretary of Agriculture, with respect to National For-  
 10 est lands in the 16 contiguous western states (except Na-  
 11 tional Grasslands) administered by the Forest Service  
 12 where domestic livestock grazing is permitted under appli-  
 13 cable law, and the Secretary of the Interior with respect  
 14 to public domain lands administered by the Bureau of  
 15 Land Management where domestic livestock grazing is  
 16 permitted under applicable law, shall establish beginning  
 17 with the grazing season which commences on March 1,  
 18 1994, an annual domestic livestock grazing fee equal to  
 19 fair market value: *Provided*, That the fee charged for any  
 20 given year shall not increase nor decrease by more than  
 21 33.3 percent from the previous year’s grazing fee.

22 “(2)(A) For purposes of this subsection, the term  
 23 ‘fair market value’ is defined as follows:

$$\text{Fair Market Value} = \frac{\text{Appraised Base Value} \times \text{Forage Value Index}}{100}$$

1 “(B) For the purposes of subparagraph (A)—

2 “(i) the term ‘Forage Value Index’ means the  
3 Forage Value Index (FVI) computed annually by the  
4 Economic Research Service, United States Depart-  
5 ment of Agriculture, and set with the 1993 FVI  
6 equal to 100; and

7 “(ii) the term ‘Appraised Base Value’ means  
8 the 1983 Appraisal Value conclusions for mature  
9 cattle and horses (expressed in dollars per head or  
10 pair month), as determined in the 1986 report pre-  
11 pared jointly by the Secretary of Agriculture and the  
12 Secretary of the Interior entitled ‘Grazing Fee Re-  
13 view and Evaluation’, dated February 1986, on a  
14 westwide basis using the lowest appraised value of  
15 the pricing areas adjusted for advanced payment  
16 and indexed to 1993.

17 “(3) Executive Order No. 12548, dated February 14,  
18 1986, shall not apply to grazing fees established pursuant  
19 to this Act.

20 “(d) The grazing advisory boards established pursu-  
21 ant to Secretarial action, notice of which was published  
22 in the Federal Register on May 14, 1986 (51 Fed. Reg.  
23 17874), are hereby abolished, and the advisory functions  
24 exercised by such boards, shall, after the date of enact-

1 ment of this sentence, be exercised only by the appropriate  
2 councils established under law.

3 “(e) Funds appropriated pursuant to section 5 of the  
4 Public Rangelands Improvement Act of 1978 (43 U.S.C.  
5 1904) or any other provision of law related to disposition  
6 of the Federal share of receipts from fees for grazing on  
7 public domain lands or National Forests lands in the 16  
8 contiguous western States shall be used for restoration  
9 and enhancement of fish and wildlife habitat, for restora-  
10 tion and improved management of riparian areas, and for  
11 implementation and enforcement of applicable land man-  
12 agement plans, allotment plans, and regulations regarding  
13 the use of such lands for domestic livestock grazing. Such  
14 funds shall be distributed as the Secretary concerned  
15 deems advisable after consultation and coordination with  
16 the advisory councils established pursuant to section 309  
17 of this Act and other interested parties.”.

18 SEC. 315. Section 42 of title 20, United States Code,  
19 is amended by inserting “the Speaker of the United States  
20 House of Representatives,” immediately after the phrase  
21 “the Chief Justice of the United States,”.

22 This Act may be cited as the “Department of the In-  
23 terior and Related Agencies Appropriations Act, 1994”.

HR 2520 RH—2

HR 2520 RH—3

HR 2520 RH—4

HR 2520 RH—5

HR 2520 RH—6

HR 2520 RH—7

HR 2520 RH—8

HR 2520 RH—9