

Calendar No. 498

103^D CONGRESS
2^D SESSION

H. R. 4602

[Report No. 103-294]

IN THE SENATE OF THE UNITED STATES

JUNE 24 (legislative day, JUNE 7), 1994

Received; read twice and referred to the Committee on Appropriations

JUNE 28 (legislative day, JUNE 7), 1994

Reported by Mr. BYRD, with amendments

[Omit the part struck through and insert the part printed in italic]

AN ACT

Making appropriations for the Department of the Interior and related agencies for the fiscal year ending September 30, 1995, 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 fiscal year ending September 30, 1995, and for other pur-
6 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, ~~\$596,349,000~~ \$599,230,000, to remain available
12 until expended, including \$1,462,000 to be derived from
13 the special receipt account established by section 4 of the
14 Land and Water Conservation Fund Act of 1965, as
15 amended (16 U.S.C. 460l-6a(i)): *Provided*, That appro-
16 priations herein made shall not be available for the de-
17 struction of healthy, unadopted, wild horses and burros
18 in the care of the Bureau of Land Management or its con-
19 tractors; and in addition, \$21,650,000 for Mining Law
20 Administration program operations, to remain available
21 until expended, to be reduced by amounts collected by the
22 Bureau of Land Management and credited to this appro-
23 priation from annual mining claim fees so as to result in
24 a final appropriation estimated at not more than
25 ~~\$596,349,000~~ \$599,230,000: *Provided further*, That in ad-

1 dition to funds otherwise available, not to exceed
2 \$5,000,000 from annual mining claim fees shall be cred-
3 ited to this account for the costs of administering the min-
4 ing claim fee program, and shall remain available until
5 expended.

6 FIRE PROTECTION

7 For necessary expenses for fire use and management,
8 and fire preparedness by the Department of the Interior,
9 \$114,968,000, to remain available until expended.

10 EMERGENCY DEPARTMENT OF THE INTERIOR

11 FIREFIGHTING FUND

12 For emergency rehabilitation, severity
13 presuppression, and wildfire operations of the Department
14 of the Interior, \$121,176,000, to remain available until
15 expended: *Provided*, That such funds also are available for
16 repayment of advances to other appropriation accounts
17 from which funds were previously transferred for such
18 purposes: *Provided further*, That notwithstanding any
19 other provision of law, persons hired pursuant to 43
20 U.S.C. 1469 may be furnished subsistence and lodging
21 without cost from funds available from this appropriation:
22 *Provided further*, That only amounts for emergency reha-
23 bilitation and wildfire operations that are in excess of the
24 average of such costs for the previous ten years shall be
25 considered “emergency requirements” pursuant to section

1 251(b)(2)(D) of the Balanced Budget and Emergency
2 Deficit Control Act of 1985.

3 CENTRAL HAZARDOUS MATERIALS FUND

4 For expenses necessary for use by the Department
5 of the Interior and any of its component offices and bu-
6 reaus for the remedial action, including associated activi-
7 ties, of hazardous waste substances, pollutants, or con-
8 taminants pursuant to the Comprehensive Environmental
9 Response, Compensation and Liability Act, as amended
10 (42 U.S.C. 9601 et seq.), \$13,435,000, to remain available
11 until expended: *Provided*, That, notwithstanding 31
12 U.S.C. 3302, sums recovered from or paid by a party in
13 advance of or as reimbursement for remedial action or re-
14 sponse activities conducted by the Department pursuant
15 to sections 107 or 113(f) of the Comprehensive Environ-
16 mental Response, Compensation and Liability Act, as
17 amended (42 U.S.C. 9607 or 9613(f)), shall be credited
18 to this account and shall be available without further ap-
19 propriation and shall remain available until expended: *Pro-*
20 *vided further*, That such sums recovered from or paid by
21 any party are not limited to monetary payments and may
22 include stocks, bonds or other personal or real property,
23 which may be retained, liquidated, or otherwise disposed
24 of by the Secretary of the Interior and which shall be cred-
25 ited to this account.

1 CONSTRUCTION AND ACCESS

2 For acquisition of lands and interests therein, and
3 construction of buildings, recreation facilities, roads,
4 trails, and appurtenant facilities, ~~\$3,836,000~~ *\$12,186,000*,
5 to remain available until expended.

6 PAYMENTS IN LIEU OF TAXES

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

11 LAND ACQUISITION

12 For expenses necessary to carry out the provisions
13 of sections 205, 206, and 318(d) of Public Law 94–579
14 including administrative expenses and acquisition of lands
15 or waters, or interests therein, ~~\$17,060,000~~ *\$12,055,000*,
16 to be derived from the Land and Water Conservation
17 Fund, to remain available until expended.

18 OREGON AND CALIFORNIA GRANT LANDS

19 For expenses necessary for management, protection,
20 and development of resources and for construction, oper-
21 ation, and maintenance of access roads, reforestation, and
22 other improvements on the revested Oregon and California
23 Railroad grant lands, on other Federal lands in the Or-
24 egon and California land-grant counties of Oregon, and
25 on adjacent rights-of-way; and acquisition of lands or in-
26 terests therein including existing connecting roads on or

1 adjacent to such grant lands; ~~\$100,860,000~~ \$97,383,000,
2 to remain available until expended: *Provided*, That 25 per
3 centum of the aggregate of all receipts during the current
4 fiscal year from the revested Oregon and California Rail-
5 road grant lands is hereby made a charge against the Or-
6 egon and California land-grant fund and shall be trans-
7 ferred to the General Fund in the Treasury in accordance
8 with the provisions of the second paragraph of subsection
9 (b) of title II of the Act of August 28, 1937 (50 Stat.
10 876).

11 RANGE IMPROVEMENTS

12 For rehabilitation, protection, and acquisition of
13 lands and interests therein, and improvement of Federal
14 rangelands pursuant to section 401 of the Federal Land
15 Policy and Management Act of 1976 (43 U.S.C. 1701),
16 notwithstanding any other Act, sums equal to 50 per cen-
17 tum of all moneys received during the prior fiscal year
18 under sections 3 and 15 of the Taylor Grazing Act (43
19 U.S.C. 315 et seq.) and the amount designated for range
20 improvements from grazing fees and mineral leasing re-
21 ceipts from Bankhead-Jones lands transferred to the De-
22 partment of the Interior pursuant to law, but not less than
23 \$10,350,000, to remain available until expended: *Pro-*
24 *vided*, That not to exceed \$600,000 shall be available for
25 administrative expenses.

1 SERVICE CHARGES, DEPOSITS, AND FORFEITURES

2 For administrative expenses and other costs related
3 to processing application documents and other authoriza-
4 tions for use and disposal of public lands and resources,
5 for costs of providing copies of official public land docu-
6 ments, for monitoring construction, operation, and termi-
7 nation of facilities in conjunction with use authorizations,
8 and for rehabilitation of damaged property, such amounts
9 as may be collected under sections 209(b), 304(a), 304(b),
10 305(a), and 504(g) of the Act approved October 21, 1976
11 (43 U.S.C. 1701), and sections 101 and 203 of Public
12 Law 93-153, to be immediately available until expended:
13 *Provided*, That notwithstanding any provision to the con-
14 trary of section 305(a) of the Act of October 21, 1976
15 (43 U.S.C. 1735(a)), any moneys that have been or will
16 be received pursuant to that section, whether as a result
17 of forfeiture, compromise, or settlement, if not appropriate
18 for refund pursuant to section 305(c) of that Act (43
19 U.S.C. 1735(c)), shall be available and may be expended
20 under the authority of this or subsequent appropriations
21 Acts by the Secretary to improve, protect, or rehabilitate
22 any public lands administered through the Bureau of
23 Land Management which have been damaged by the ac-
24 tion of a resource developer, purchaser, permittee, or any
25 unauthorized person, without regard to whether all mon-

1 eys collected from each such forfeiture, compromise, or
2 settlement are used on the exact lands damage to which
3 led to the forfeiture, compromise, or settlement: *Provided*
4 *further*, That such moneys are in excess of amounts need-
5 ed to repair damage to the exact land for which collected.

6 MISCELLANEOUS TRUST FUNDS

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

15 ADMINISTRATIVE PROVISIONS

16 Appropriations for the Bureau of Land Management
17 shall be available for purchase, erection, and dismantle-
18 ment of temporary structures, and alteration and mainte-
19 nance of necessary buildings and appurtenant facilities to
20 which the United States has title; up to ~~\$250,000~~
21 *\$100,000* for payments, at the discretion of the Secretary,
22 for information or evidence concerning violations of laws
23 administered by the Bureau of Land Management; mis-
24 cellaneous and emergency expenses of enforcement activi-
25 ties authorized or approved by the Secretary and to be
26 accounted for solely on his certificate, not to exceed

1 \$10,000: *Provided*, That notwithstanding 44 U.S.C. 501,
2 the Bureau may, under cooperative cost-sharing and part-
3 nership arrangements authorized by law, procure printing
4 services from cooperators in connection with jointly-pro-
5 duced publications for which the cooperators share the
6 cost of printing either in cash or in services, and the Bu-
7 reau determines the cooperator is capable of meeting ac-
8 cepted quality standards.

9 UNITED STATES FISH AND WILDLIFE SERVICE

10 RESOURCE MANAGEMENT

11 For expenses necessary for scientific and economic
12 studies, conservation, management, investigations, protec-
13 tion, and utilization of fishery and wildlife resources, ex-
14 cept whales, seals, and sea lions, and for the performance
15 of other authorized functions related to such resources; for
16 the general administration of the United States Fish and
17 Wildlife Service; and for maintenance of the herd of long-
18 horned cattle on the Wichita Mountains Wildlife Refuge;
19 and not less than \$1,000,000 for high priority projects
20 within the scope of the approved budget which shall be
21 carried out by the Youth Conservation Corps as author-
22 ized by the Act of August 13, 1970, as amended by Public
23 Law 93-408, ~~\$514,650,000~~ *\$502,936,000*, of which
24 \$11,732,000 shall be for operation and maintenance of
25 fishery mitigation facilities constructed by the Corps of

1 Engineers under the Lower Snake River Compensation
2 Plan, authorized by the Water Resources Development Act
3 of 1976 (90 Stat. 2921), to compensate for loss of fishery
4 resources from water development projects on the Lower
5 Snake River, and which shall remain available until ex-
6 pended; and of which ~~\$3,000,000~~ \$2,500,000 shall be pro-
7 vided to the National Fish and Wildlife Foundation for
8 endangered species activities: *Provided*, That the amount
9 provided to the National Fish and Wildlife Foundation
10 shall be matched by at least an equal amount by the Na-
11 tional Fish and Wildlife Foundation: *Provided further*,
12 That sums may be made available to the States of Wash-
13 ington, Oregon, and California to conduct monitoring ac-
14 tivities related to the President's Forest Plan.

15 CONSTRUCTION

16 For construction and acquisition of buildings and
17 other facilities required in the conservation, management,
18 investigation, protection, and utilization of fishery and
19 wildlife resources, and the acquisition of lands and inter-
20 ests therein; ~~\$25,264,000~~ \$45,525,000, to remain available
21 until expended.

22 NATURAL RESOURCE DAMAGE ASSESSMENT FUND

23 To conduct natural resource damage assessment ac-
24 tivities by the Department of the Interior necessary to
25 carry out the provisions of the Comprehensive Environ-
26 mental Response, Compensation, and Liability Act, as

1 amended (42 U.S.C. 9601, et seq.), Federal Water Pollu-
2 tion Control Act, as amended (33 U.S.C. 1251, et seq.),
3 the Oil Pollution Act of 1990 (Public Law 101–380), and
4 the Act of July 27, 1990 (Public Law 101–337);
5 \$6,700,000, to remain available until expended: *Provided*,
6 That notwithstanding any other provision of law, any
7 amounts appropriated or credited in fiscal year 1992 and
8 thereafter, may be transferred to any account to carry out
9 the provisions of negotiated legal settlements or other legal
10 actions for restoration activities and to carry out the pro-
11 visions of the Comprehensive Environmental Response,
12 Compensation, and Liability Act, as amended (42 U.S.C.
13 9601, et seq.), Federal Water Pollution Control Act, as
14 amended (33 U.S.C. 1251, et seq.), the Oil Pollution Act
15 of 1990 (Public Law 101–380), and the Act of July 27,
16 1990 (Public Law 101–337) for damage assessment ac-
17 tivities: *Provided further*, That sums provided by any party
18 are not limited to monetary payments and may include
19 stocks, bonds or other personal or real property, which
20 may be retained, liquidated or otherwise disposed of by
21 the Secretary and such sums or properties shall be utilized
22 for the restoration of injured resources, and to conduct
23 new damage assessment activities.

24 LAND ACQUISITION

25 For expenses necessary to carry out the provisions
26 of the Land and Water Conservation Fund Act of 1965,

1 as amended (16 U.S.C. 4601-4-11), including administra-
2 tive expenses, and for acquisition of land or waters, or in-
3 terest therein, in accordance with statutory authority ap-
4 plicable to the United States Fish and Wildlife Service,
5 and for activities authorized under Public Law 98-244 to
6 be carried out by the National Fish and Wildlife Founda-
7 tion, ~~\$62,300,000~~ *\$63,700,000*, to be derived from the
8 Land and Water Conservation Fund, to remain available
9 until expended.

10 COOPERATIVE ENDANGERED SPECIES CONSERVATION

11 FUND

12 For expenses necessary to carry out the provisions
13 of the Endangered Species Act of 1973 (16 U.S.C. 1531-
14 1543), as amended by Public Law 100-478, \$9,000,000
15 for grants to States, to be derived from the Cooperative
16 Endangered Species Conservation Fund, and to remain
17 available until expended.

18 NATIONAL WILDLIFE REFUGE FUND

19 For expenses necessary to implement the Act of Octo-
20 ber 17, 1978 (16 U.S.C. 715s), \$12,000,000.

21 REWARDS AND OPERATIONS

22 For expenses necessary to carry out the provisions
23 of the African Elephant Conservation Act (16 U.S.C.
24 4201-4203, 4211-4213, 4221-4225, 4241-4245, and
25 1538), \$1,169,000, to remain available until expended.

1 uses on conservation areas as are consistent with their pri-
2 mary purpose; and the maintenance and improvement of
3 aquaria, buildings, and other facilities under the jurisdic-
4 tion of the United States Fish and Wildlife Service and
5 to which the United States has title, and which are utilized
6 pursuant to law in connection with management and in-
7 vestigation of fish and wildlife resources: *Provided*, That
8 the United States Fish and Wildlife Service may accept
9 donated aircraft as replacements for existing aircraft: *Pro-*
10 *vided further*, That notwithstanding 44 U.S.C. 501, the
11 Service may, under cooperative cost sharing and partner-
12 ship arrangements authorized by law, procure printing
13 services from cooperators in connection with jointly-pro-
14 duced publications for which the cooperators share at least
15 one-half the cost of printing either in cash or services and
16 the Service determines the cooperator is capable of meet-
17 ing accepted quality standards.

18 NATIONAL BIOLOGICAL SURVEY

19 RESEARCH, INVENTORIES, AND SURVEYS

20 For authorized expenses necessary for scientific re-
21 search relating to species biology, population dynamics,
22 and ecosystems; inventory and monitoring activities; tech-
23 nology development and transfer; the operation of Cooper-
24 ative Research Units; and for the general administration
25 of the National Biological Survey, \$167,209,000

1 \$166,358,000, of which ~~\$166,909,000~~ \$166,058,000 shall
2 remain available until September 30, 1996, and of which
3 \$300,000 shall remain available until expended for con-
4 struction: *Provided*, That none of the funds under this
5 head shall be used to conduct new surveys on private prop-
6 erty unless specifically authorized in writing by the prop-
7 erty owner.

8 NATIONAL PARK SERVICE

9 OPERATION OF THE NATIONAL PARK SYSTEM

10 For expenses necessary for the management, oper-
11 ation, and maintenance of areas and facilities adminis-
12 tered by the National Park Service (including special road
13 maintenance service to trucking permittees on a reimburs-
14 able basis), and for the general administration of the Na-
15 tional Park Service, including not to exceed \$1,599,000
16 for the Volunteers-in-Parks program, and not less than
17 \$1,000,000 for high priority projects within the scope of
18 the approved budget which shall be carried out by the
19 Youth Conservation Corps as authorized by the Act of Au-
20 gust 13, 1970, as amended by Public Law 93-408,
21 ~~\$1,083,973,000~~ \$1,061,276,000, without regard to the Act
22 of August 24, 1912, as amended (16 U.S.C. 451), of
23 which not to exceed \$79,900,000, to remain available until
24 expended is to be derived from the special fee account es-
25 tablished pursuant to title V, section 5201, of Public Law

1 100–203: *Provided*, That should any increase in fees be
 2 enacted after enactment of this Act but prior to September
 3 30, 1995, that would be available for the programs under
 4 this heading, the Secretary of the Interior shall make
 5 available under this heading an amount equal to the
 6 amount collected by such fee increase to the ~~resource stew-~~
 7 ~~ardship program~~ “*Operation of the National Park System*”
 8 *account for purposes approved by the Secretary and subject*
 9 *to the reprogramming guidelines of the House and Senate*
 10 *Committees on Appropriations: Provided further, That*
 11 *these funds shall be used for one-time, non-recurring pur-*
 12 *poses only.*

13 NATIONAL RECREATION AND PRESERVATION

14 For expenses necessary to carry out recreation pro-
 15 grams, natural programs, cultural programs, environ-
 16 mental compliance and review, international park affairs,
 17 statutory or contractual aid for other activities, and grant
 18 administration, not otherwise provided for, ~~\$36,946,000~~
 19 *\$43,228,000.*

20 HISTORIC PRESERVATION FUND

21 For expenses necessary in carrying out the provisions
 22 of the Historic Preservation Act of 1966 (80 Stat. 915),
 23 as amended (16 U.S.C. 470), ~~\$41,000,000~~ *\$40,000,000*,
 24 to be derived from the Historic Preservation Fund, estab-
 25 lished by section 108 of that Act, as amended, to remain
 26 available for obligation until September 30, 1996.

CONSTRUCTION

1
2 For construction, improvements, repair or replace-
3 ment of physical facilities, ~~\$171,417,000~~ \$170,503,000, to
4 remain available until expended: *Provided*, That not to ex-
5 ceed \$4,500,000 shall be paid to the Army Corps of Engi-
6 neers for modifications authorized by section 104 of the
7 Everglades National Park Protection and Expansion Act
8 of 1989: ~~*Provided further*, That \$256,000 for rehabilita-~~
9 ~~tion of the William McKinley Tomb shall be derived from~~
10 ~~the Historic Preservation Fund pursuant to 16 U.S.C.~~
11 ~~470a: *Provided further*, That \$3,000,000 for the Metropoli-~~
12 ~~tan Museum of Art, New York and \$1,000,000 for the Penn~~
13 ~~Center shall be derived from the Historic Preservation Fund~~
14 ~~pursuant to 16 U.S.C. 470a: *Provided further*, That not-~~
15 ~~withstanding any other provision of law, a single procure-~~
16 ~~ment for the construction of the vessel exhibit at Salem Mar-~~
17 ~~itime National Historic Site may be issued which includes~~
18 ~~the full scope of the project: *Provided further*, That the solici-~~
19 ~~itation and the contract shall contain the clause “availabil-~~
20 ~~ity of funds” found at 48 CFR 52.232.18.~~

URBAN PARK AND RECREATION FUND

21
22 For expenses necessary to carry out the provisions
23 of the Urban Park and Recreation Recovery Act of 1978
24 (16 U.S.C. 2501–2514), ~~\$10,000,000~~ \$5,000,000, to re-
25 main available until expended.

1 LAND AND WATER CONSERVATION FUND
2 (RESCISSION)

3 The contract authority provided for fiscal year 1995
4 by 16 U.S.C. 460l-10a is rescinded.

5 LAND ACQUISITION AND STATE ASSISTANCE

6 For expenses necessary to carry out the provisions
7 of the Land and Water Conservation Fund Act of 1965,
8 as amended (16 U.S.C. 460l-4-11), including administra-
9 tive expenses, and for acquisition of lands or waters, or
10 interest therein, in accordance with statutory authority
11 applicable to the National Park Service, ~~\$88,596,000~~
12 *\$82,259,000*, to be derived from the Land and Water Con-
13 servation Fund, to remain available until expended, *of*
14 *which \$4,800,000 is provided for Federal assistance to the*
15 *State of Florida pursuant to Public Law 103-219, and of*
16 *which ~~\$29,500,000~~ \$28,000,000 is for the State assistance*
17 *program including \$3,250,000 to administer the State as-*
18 *sistance program: Provided, That of the amounts pre-*
19 *viously appropriated to the Secretary's contingency fund*
20 *for grants to States \$415,000 shall be available in 1995*
21 *for administrative expenses of the State grant program.*

22 ADMINISTRATIVE PROVISIONS

23 Appropriations for the National Park Service shall be
24 available for the purchase of not to exceed 467 passenger
25 motor vehicles, of which 338 shall be for replacement only,
26 including not to exceed 360 for police-type use, 12 buses,

1 and 5 ambulances: *Provided*, That none of the funds ap-
2 propriated to the National Park Service may be used to
3 process any grant or contract documents which do not in-
4 clude the text of 18 U.S.C. 1913: *Provided further*, That
5 none of the funds appropriated to the National Park Serv-
6 ice may be used to implement an agreement for the rede-
7 velopment of the southern end of Ellis Island until such
8 agreement has been submitted to the Congress and shall
9 not be implemented prior to the expiration of 30 calendar
10 days (not including any day in which either House of Con-
11 gress is not in session because of adjournment of more
12 than three calendar days to a day certain) from the receipt
13 by the Speaker of the House of Representatives and the
14 President of the Senate of a full and comprehensive report
15 on the development of the southern end of Ellis Island,
16 including the facts and circumstances relied upon in sup-
17 port of the proposed project: *Provided further*, That the
18 first proviso under this head in Public Law 102-381 (~~106~~
19 ~~Stat. 1386~~) (*106 Stat. 1384*) is amended by inserting “,
20 not to exceed ~~\$500,000~~ *\$250,000*,” after the word “funds”
21 *and by inserting “: Provided further, That any exercise of*
22 *this authority must be replenished by a supplemental ap-*
23 *propriation which must be requested as promptly as pos-*
24 *sible” after the word “System”.*

1 UNITED STATES GEOLOGICAL SURVEY

2 SURVEYS, INVESTIGATIONS, AND RESEARCH

3 For expenses necessary for the United States Geo-
4 logical Survey to perform surveys, investigations, and re-
5 search covering topography, geology, hydrology, and the
6 mineral and water resources of the United States, its Ter-
7 ritories and possessions, and other areas as authorized by
8 law (43 U.S.C. 31, 1332 and 1340); classify lands as to
9 their mineral and water resources; give engineering super-
10 vision to power permittees and Federal Energy Regulatory
11 Commission licensees; administer the minerals exploration
12 program (30 U.S.C. 641); and publish and disseminate
13 data relative to the foregoing activities; \$576,775,000
14 \$565,316,000, of which \$62,130,000 shall be available only
15 for cooperation with States or municipalities for water re-
16 sources investigations: *Provided*, That no part of this ap-
17 propriation shall be used to pay more than one-half the
18 cost of any topographic mapping or water resources inves-
19 tigation carried on in cooperation with any State or mu-
20 nicipality: *Provided further*, That of the offsetting collec-
21 tions credited to this account \$546,000 are permanently
22 canceled.

23 WORKING CAPITAL FUND

24 The first paragraph under this head in Public Law
25 101-512 is amended as follows: in the second sentence
26 after "work," insert "facilities,"; and in the third sentence

1 after “include” insert “laboratory modernization and
2 equipment replacement,” after ~~“operations,”~~ insert
3 ~~“maintenance,”~~ “operations” insert “, maintenance,” and
4 after “replacement of computer,” insert “publications, sci-
5 entific instrumentation,”.

6 The second paragraph under this head in Public Law
7 101–512 is amended as follows: in the second proviso after
8 “depreciation of equipment” insert “and facilities,”.

9 ADMINISTRATIVE PROVISIONS

10 The amount appropriated for the United States Geo-
11 logical Survey shall be available for purchase of not to ex-
12 ceed 22 passenger motor vehicles, for replacement only;
13 reimbursement to the General Services Administration for
14 security guard services; contracting for the furnishing of
15 topographic maps and for the making of geophysical or
16 other specialized surveys when it is administratively deter-
17 mined that such procedures are in the public interest; con-
18 struction and maintenance of necessary buildings and ap-
19 purtenant facilities; acquisition of lands for gauging sta-
20 tions and observation wells; expenses of the United States
21 National Committee on Geology; and payment of com-
22 pensation and expenses of persons on the rolls of the Unit-
23 ed States Geological Survey appointed, as authorized by
24 law, to represent the United States in the negotiation and
25 administration of interstate compacts: *Provided*, That ac-
26 tivities funded by appropriations herein made may be ac-

1 complished through the use of contracts, grants, or coop-
2 erative agreements as defined in 31 U.S.C. 6302, et seq.

3 MINERALS MANAGEMENT SERVICE

4 ROYALTY AND OFFSHORE MINERALS MANAGEMENT

5 For expenses necessary for minerals leasing and envi-
6 ronmental studies, regulation of industry operations, and
7 collection of royalties, as authorized by law; for enforcing
8 laws and regulations applicable to oil, gas, and other min-
9 erals leases, permits, licenses and operating contracts; and
10 for matching grants or cooperative agreements; including
11 the purchase of not to exceed eight passenger motor vehi-
12 cles for replacement only; ~~\$190,206,000~~ \$189,034,000, of
13 which not less than ~~\$68,434,000~~ \$67,934,000 shall be
14 available for royalty management activities; and an
15 amount not to exceed ~~\$7,400,000~~ \$8,800,000 for the Tech-
16 nical Information Management System of Outer Continen-
17 tal Shelf (OCS) Lands Activity, to be credited to this ap-
18 propriation and to remain available until expended, from
19 additions to receipts resulting from increases to rates in
20 effect on August 5, 1993, from rate increases to fee collec-
21 tions for OCS administrative activities performed by the
22 Minerals Management Service over and above the rates
23 in effect on September 30, 1993, and from additional fees
24 for OCS administrative activities established after Sep-
25 tember 30, 1993: *Provided*, That \$1,500,000 for computer

1 acquisitions shall remain available until September 30,
2 1996: *Provided further*, That funds appropriated under
3 this Act shall be available for the payment of interest in
4 accordance with 30 U.S.C. 1721 (b) and (d): *Provided fur-*
5 *ther*, That not to exceed \$3,000 shall be available for rea-
6 sonable expenses related to promoting volunteer beach and
7 marine cleanup activities: *Provided further*, That notwith-
8 standing any other provision of law, \$15,000 under this
9 head shall be available for refunds of overpayments in con-
10 nection with certain Indian leases in which the Director
11 of the Minerals Management Service concurred with the
12 claimed refund due: *Provided further*, That the Secretary
13 shall take appropriate action to collect unpaid and under-
14 paid royalties and late payment interest owed by Federal
15 and Indian mineral lessees and other royalty payors on
16 amounts received in settlement or other resolution of dis-
17 putes under, and for partial or complete termination of,
18 sales agreements for minerals from Federal and Indian
19 leases: *Provided further*, That the fifth proviso under the
20 heading “Leasing and Royalty Management” for the Min-
21 erals Management Service in Public Law 101-512 (104
22 Stat. 1926) is amended by striking the words “or payment
23 of civil penalty” after the words “result of the forfeiture
24 of a bond or other security” and striking the words “or
25 imposition of the civil penalty” after the words “rendered

1 necessary by the action or inaction that led to the forfeit-
2 ure”: *Provided further*, That where the account title
3 “Leasing and Royalty Management” appears in any public
4 law, the words “Leasing and Royalty Management” begin-
5 ning in fiscal year 1995 and thereafter shall be construed
6 to mean “Royalty and Offshore Minerals Management”.

7 OIL SPILL RESEARCH

8 For necessary expenses to carry out the purposes of
9 title I, section 1016, title IV, sections 4202 and 4303, title
10 VII, and title VIII, section 8201 of the Oil Pollution Act
11 of 1990, \$6,452,000, which shall be derived from the Oil
12 Spill Liability Trust Fund, to remain available until ex-
13 pended.

14 BUREAU OF MINES

15 MINES AND MINERALS

16 For expenses necessary for conducting inquiries,
17 technological investigations, and research concerning the
18 extraction, processing, use, and disposal of mineral sub-
19 stances without objectionable social and environmental
20 costs; to foster and encourage private enterprise in the de-
21 velopment of mineral resources and the prevention of
22 waste in the mining, minerals, metal, and mineral rec-
23 lamation industries; to inquire into the economic condi-
24 tions affecting those industries; to promote health and
25 safety in mines and the mineral industry through re-
26 search; and for other related purposes as authorized by

1 law, ~~\$152,269,000~~ \$152,389,000, of which ~~\$99,365,000~~
2 \$100,265,000, shall remain available until expended.

3 ADMINISTRATIVE PROVISIONS

4 The Secretary is authorized to accept lands, buildings,
5 equipment, other contributions, and fees from public and
6 private sources, and to prosecute projects using such con-
7 tributions and fees in cooperation with other Federal,
8 State or private agencies: *Provided*, That the Bureau of
9 Mines is authorized, during the current fiscal year, to sell
10 directly or through any Government agency, including cor-
11 porations, any metal or mineral product that may be man-
12 ufactured in pilot plants operated by the Bureau of Mines,
13 and the proceeds of such sales shall be covered into the
14 Treasury as miscellaneous receipts: *Provided further*, That
15 notwithstanding any other provision of law, the Secretary
16 is authorized to convey, without reimbursement, title and
17 all interest of the United States in property and facilities
18 of the United States Bureau of Mines in Juneau, Alaska
19 to the City and Borough of Juneau, Alaska; in Tuscaloosa,
20 Alabama, to The University of Alabama; and in Rolla,
21 Missouri, to the University of Missouri-Rolla.

22 OFFICE OF SURFACE MINING RECLAMATION AND
23 ENFORCEMENT

24 REGULATION AND TECHNOLOGY

25 For necessary expenses to carry out the provisions
26 of the Surface Mining Control and Reclamation Act of

1 1977, Public Law 95-87, as amended, including the pur-
2 chase of not to exceed 15 passenger motor vehicles for re-
3 placement only; ~~\$110,206,000~~ \$109,773,000, and notwith-
4 standing 31 U.S.C. 3302, an additional amount shall be
5 credited to this account, to remain available until ex-
6 pended, from performance bond forfeitures in fiscal year
7 1995: *Provided*, That notwithstanding any other provision
8 of law, the Secretary of the Interior, pursuant to regula-
9 tions, may utilize directly or through grants to States,
10 moneys collected in fiscal year 1995 pursuant to the as-
11 sessment of civil penalties under section 518 of the Sur-
12 face Mining Control and Reclamation Act of 1977 (30
13 U.S.C. 1268), to reclaim lands adversely affected by coal
14 mining practices after August 3, 1977, to remain available
15 until expended: *Provided further*, That notwithstanding
16 any other provision of law, appropriations for the Office
17 of Surface Mining Reclamation and Enforcement may pro-
18 vide for the travel and per diem expenses of State and
19 tribal personnel attending Office of Surface Mining Rec-
20 lamation and Enforcement sponsored training.

21 ABANDONED MINE RECLAMATION FUND

22 For necessary expenses to carry out the provisions
23 of title IV of the Surface Mining Control and Reclamation
24 Act of 1977, Public Law 95-87, as amended, including
25 the purchase of not more than 22 passenger motor vehicles
26 for replacement only, ~~\$172,404,000~~ \$193,831,000 to be de-

1 rived from receipts of the Abandoned Mine Reclamation
2 Fund and to remain available until expended: *Provided*,
3 That grants to minimum program States will be
4 ~~\$1,000,000~~ \$2,000,000 per State in fiscal year 1995: *Pro-*
5 *vided further*, That of the funds herein provided up to
6 \$18,000,000 may be used for the emergency program au-
7 thorized by section 410 of Public Law 95-87, as amended,
8 of which no more than 25 per centum shall be used for
9 emergency reclamation projects in any one State and
10 funds for Federally-administered emergency reclamation
11 projects under this proviso shall not exceed \$11,000,000:
12 *Provided further*, That prior year unobligated funds appro-
13 priated for the emergency reclamation program shall not
14 be subject to the 25 per centum limitation per State and
15 may be used without fiscal year limitation for ~~Federal~~
16 emergency projects: *Provided further*, That pursuant to
17 Public Law 97-365, the Department of the Interior is au-
18 thorized to utilize up to 20 per centum from the recovery
19 of the delinquent debt owed to the United States Govern-
20 ment to pay for contracts to collect these debts.

21 BUREAU OF INDIAN AFFAIRS

22 OPERATION OF INDIAN PROGRAMS

23 For operation of Indian programs by direct expendi-
24 ture, contracts, cooperative agreements, and grants in-
25 cluding expenses necessary to provide education and wel-

1 fare services for Indians, either directly or in cooperation
2 with States and other organizations, including payment of
3 care, tuition, assistance, and other expenses of Indians in
4 boarding homes, or institutions, or schools; grants and
5 other assistance to needy Indians; maintenance of law and
6 order; management, development, improvement, and pro-
7 tection of resources and appurtenant facilities under the
8 jurisdiction of the Bureau of Indian Affairs, including pay-
9 ment of irrigation assessments and charges; acquisition of
10 water rights; advances for Indian industrial and business
11 enterprises; operation of Indian arts and crafts shops and
12 museums; development of Indian arts and crafts, as au-
13 thorized by law; for the general administration of the Bu-
14 reau of Indian Affairs, including such expenses in field
15 offices; maintaining of Indian reservation roads as defined
16 in section 101 of title 23, United States Code; and con-
17 struction, repair, and improvement of Indian housing,
18 ~~\$1,527,786,000~~ \$1,523,399,000, of which \$199,000 shall
19 be for cyclical maintenance of tribally owned fish hatch-
20 eries and related facilities; and of which \$297,000 shall
21 be for a grant to the Close Up Foundation; *and of which*
22 *not to exceed \$103,323,000 shall be for payments to tribes*
23 *and tribal organizations for indirect costs associated with*
24 *contracts or grants or compacts authorized by the Indian*
25 *Self-Determination Act of 1975, as amended; and of which*

1 not to exceed \$330,111,000 shall be for school operations
2 costs of Bureau-funded schools and other education pro-
3 grams which shall become available for obligation on July
4 1, 1995, and shall remain available for obligation until
5 September 30, 1996; and of which not to exceed
6 ~~\$72,680,000~~ \$72,580,000 shall be for higher education
7 scholarships, adult vocational training, and assistance to
8 public schools under the Act of April 16, 1934 (48 Stat.
9 596), as amended (25 U.S.C. 452 et seq.), which shall
10 remain available for obligation until September 30, 1996;
11 and of which ~~\$75,902,000~~ \$75,735,000 shall remain avail-
12 able until expended, including \$16,206,000 for trust funds
13 management, \$19,083,000 for housing improvement,
14 ~~\$30,169,000~~ \$30,002,000 for road maintenance,
15 \$2,332,000 for attorney fees, \$1,983,000 for litigation
16 support, \$4,934,000 for self-governance tribal compacts,
17 and \$1,195,000 for the Navajo-Hopi Settlement Program:
18 *Provided*, That payments of funds obligated as grants to
19 schools pursuant to Public Law 100-297 shall be made
20 on July 1 and December 1 in lieu of the payments author-
21 ized to be made on October 1 and January 1 of each cal-
22 endar year: *Provided further*, That funds made available
23 to tribes and tribal organizations through contracts or
24 grants obligated during fiscal year 1995 as authorized by
25 the Indian Self-Determination Act of 1975 (88 Stat.

1 2203; 25 U.S.C. 450 et seq.), or grants authorized by the
2 Indian Education Amendments of 1988 (25 U.S.C. 2001
3 and 2008A) shall remain available until expended by the
4 contractor or grantee: *Provided further*, That of the funds
5 provided, \$7,500,000 shall remain available until ex-
6 pended, for the Indian Self-Determination Fund, which
7 shall be available for the transitional costs of initial or ex-
8 panded tribal contracts, grants or cooperative agreements
9 with the Bureau of Indian Affairs under the provisions
10 of the Indian Self-Determination Act: *Provided further*,
11 That none of the funds appropriated to the Bureau of In-
12 dian Affairs shall be expended as matching funds for pro-
13 grams funded under section 103(b)(2) of the Carl D. Per-
14 kins Vocational Education Act: *Provided further*, That
15 none of the funds in this Act shall be used by the Bureau
16 of Indian Affairs to transfer funds under a contract with
17 any third party for the management of tribal or individual
18 Indian trust funds until the funds held in trust for all
19 such tribes or individuals have been audited and reconciled
20 to the earliest possible date, the results of such reconcili-
21 ation have been certified by an independent party as the
22 most complete reconciliation of such funds possible, and
23 the affected tribe or individual has been provided with an
24 accounting of such funds: *Provided further*, That notwith-
25 standing any other provision of law, the statute of limita-

1 tions shall not commence to run on any claim, including
2 any claim in litigation pending on the date of this Act,
3 concerning losses to or mismanagement of trust funds,
4 until the affected tribe or individual Indian has been fur-
5 nished with the accounting of such funds from which the
6 beneficiary can determine whether there has been a loss:
7 *Provided further*, That to provide funding uniformity with-
8 in a Self-Governance Compact, any funds provided in this
9 Act with availability for more than one year may be repro-
10 grammed to one year availability but shall remain avail-
11 able within the Compact until expended: *Provided further*,
12 That notwithstanding any other provision of law, Indian
13 tribal governments may, by appropriate changes in eligi-
14 bility criteria or by other means, change eligibility for gen-
15 eral assistance or change the amount of general assistance
16 payments for individuals within the service area of such
17 tribe who are otherwise deemed eligible for general assist-
18 ance payments so long as such changes are applied in a
19 consistent manner to individuals similarly situated: *Pro-*
20 *vided further*, That any savings realized by such changes
21 shall be available for use in meeting other priorities of the
22 tribes: *Provided further*, That any such change must be
23 part of a comprehensive tribal plan for reducing the long-
24 term need for general assistance payments: *Provided fur-*
25 *ther*, That any such tribal plan must incorporate, to the

1 greatest extent feasible, currently existing social service,
2 educational training, and employment assistance resources
3 prior to changing general assistance eligibility or payment
4 standards which would have the effect of increasing the
5 cost of general assistance: *Provided further*, That any net
6 increase in costs to the Federal government which result
7 solely from tribally increased payment levels and which are
8 not part of such a comprehensive tribal plan shall be met
9 exclusively from funds available to the tribe from within
10 its tribal priority allocation: *Provided further*, That any
11 forestry funds allocated to a tribe which remain unobli-
12 gated as of September 30, 1995, may be transferred dur-
13 ing fiscal year 1996 to an Indian forest land assistance
14 account established for the benefit of such tribe within the
15 tribe's trust fund account: *Provided further*, That any such
16 unobligated balances not so transferred shall expire on
17 September 30, 1996: *Provided further*, That notwithstand-
18 ing any other provision of law, no funds available to the
19 Bureau of Indian Affairs, other than the amounts pro-
20 vided herein for assistance to public schools under the Act
21 of April 16, 1934 (48 Stat. 596), as amended (25 U.S.C.
22 452 et seq.), shall be available to support the operation
23 of any elementary or secondary school in the State of Alas-
24 ka in fiscal year 1995: *Provided further*, That within the
25 funds contained in this Act, only the following new schools

1 may receive initial funding pursuant to the provisions of
2 25 U.S.C. 2001(k) or 2505(a)(1)(C) and (D): Trenton
3 and Sault Ste. Marie: *Provided further, That except for*
4 *these initially funded new schools, for which current enroll-*
5 *ment data shall be used, the amount made available for the*
6 *Indian school equalization program may be allocated based*
7 *on the number of weighted student units for the previous*
8 *school year, with adjustments as approved by the Secretary:*
9 *Provided further, That funds made available, in this Act*
10 *and hereafter, for schools funded by the Bureau of Indian*
11 *Affairs shall only be available to the 187 schools which will*
12 *be in the Bureau of Indian Affairs school system as of Sep-*
13 *tember 1, 1995.*

14 CONSTRUCTION

15 For construction, major repair, and improvement of
16 irrigation and power systems, buildings, utilities, and
17 other facilities, including architectural and engineering
18 services by contract; acquisition of lands and interests in
19 lands; and preparation of lands for farming, ~~\$131,030,000~~
20 *\$123,230,000*, to remain available until expended: *Pro-*
21 *vided, That \$1,500,000 of the funds made available in this*
22 *Act shall be available for rehabilitation of tribally owned*
23 *fish hatcheries and related facilities: Provided further,*
24 *That such amounts as may be available for the construc-*
25 *tion of the Navajo Indian Irrigation Project and for other*
26 *water resource development activities related to the South-*

1 ern Arizona Water Rights Settlement Act may be trans-
2 ferred to the Bureau of Reclamation: *Provided further,*
3 That not to exceed 6 per centum of contract authority
4 available to the Bureau of Indian Affairs from the Federal
5 Highway Trust Fund may be used to cover the road pro-
6 gram management costs of the Bureau of Indian Affairs:
7 *Provided further,* That any funds provided for the Safety
8 of Dams program pursuant to 25 U.S.C. 13 shall be made
9 available on a non-reimbursable basis: *Provided further,*
10 That not to exceed \$6,000,000 of contract authority and
11 liquidating cash available in fiscal year 1995 from the
12 Federal Highway Trust Fund may be used for the acquisi-
13 tion of road construction equipment: *Provided further,*
14 *That funds currently obligated for rehabilitation and con-*
15 *struction on the Gila River Indian Reservation may be used*
16 *to purchase and pump water during fiscal year 1995: Pro-*
17 *vided further, That notwithstanding any other provision of*
18 *law, the Secretary of the Interior shall use the Administra-*
19 *tive and Audit Requirements and Cost Principles for Assist-*
20 *ance Programs contained in 43 CFR Part 12 as regulatory*
21 *guidance, including but not limited to the provisions relat-*
22 *ing to the application and payment procedures, to imple-*
23 *ment new construction or facilities improvement project*
24 *grants in excess of \$100,000 that are provided to tribally*
25 *controlled grant schools under Public Law 100-297, as*

1 *amended: Provided further, That the Secretary shall evalu-*
 2 *ate applications to determine whether there is sufficient or-*
 3 *ganizational management, engineering and financial man-*
 4 *agement capabilities to assure that the construction project*
 5 *will conform to appropriate Federal, tribal, State and local*
 6 *building standards and requirements including 25 USC*
 7 *2005(a): Provided further, That the costs will be fair and*
 8 *reasonable: Provided further, That where these capabilities*
 9 *are determined by the Secretary to be insufficient, the Sec-*
 10 *retary may provide technical assistance subject to the avail-*
 11 *ability of appropriations, or will follow the procedures in*
 12 *Public Law 93-638, as amended, in Section 105(a): Pro-*
 13 *vided further, That the Secretary is to insure that personnel*
 14 *authorized to award and administer new construction or*
 15 *facilities improvement project grants in excess of \$100,000*
 16 *under Public Law 100-297 are properly trained and quali-*
 17 *fied.*

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

20 For miscellaneous payments to Indian tribes and in-
 21 dividuals and for necessary administrative expenses,
 22 ~~\$82,896,000~~ \$77,096,000, to remain available until ex-
 23 pended; of which ~~\$78,851,000~~ \$73,051,000 shall be avail-
 24 able for implementation of enacted Indian land and water
 25 claim settlements pursuant to Public Laws 87-483, 97-
 26 293, 101-618, 102-374, 102-441, 102-575, and 103-

1 116, and for implementation of other enacted water rights
2 settlements, including not to exceed \$8,000,000, which
3 shall be for the Federal share of the Catawba Indian Tribe
4 of South Carolina Claims Settlement, as authorized by
5 section 5(a) of Public Law 103-116; and of which
6 \$1,045,000 shall be available pursuant to Public Laws
7 98-500, 99-264, and 100-580; and of which \$3,000,000
8 shall be available (1) to liquidate obligations owed tribal
9 and individual Indian payees of any checks canceled pur-
10 suant to section 1003 of the Competitive Equality Bank-
11 ing Act of 1987 (Public Law 100-86 (101 Stat. 659)),
12 31 U.S.C. 3334(b), (2) to restore to Individual Indian
13 Monies trust funds, Indian Irrigation Systems, and Indian
14 Power Systems accounts amounts invested in credit
15 unions or defaulted savings and loan associations and
16 which were not Federally insured, including any interest
17 on these amounts that may have been earned, but was
18 not because of the default, and (3) to reimburse Indian
19 trust fund account holders for losses to their respective
20 accounts where the claim for said loss(es) has been re-
21 duced to a judgment or settlement agreement approved
22 by the Department of Justice.

23 *NAVAJO REHABILITATION TRUST FUND*

24 *For Navajo tribal rehabilitation and improvement ac-*
25 *tivities in accordance with the provisions of section 32(d)*
26 *of Public Law 93-531, as amended (25 U.S.C. 640d-30),*

1 *including necessary administrative expenses, \$2,466,000, to*
2 *remain available until expended.*

3 TECHNICAL ASSISTANCE OF INDIAN ENTERPRISES

4 For payment of management and technical assistance
5 requests associated with loans and grants approved under
6 the Indian Financing Act of 1974, as amended,
7 \$1,970,000.

8 INDIAN DIRECT LOAN PROGRAM ACCOUNT

9 For the cost, as defined in section 13201 of the
10 Budget Enforcement Act of 1990, including the cost of
11 modifying loans, of expert assistance loans authorized by
12 the Act of November 4, 1963, as amended, and the cost
13 of direct loans authorized by the Indian Financing Act of
14 1974, as amended, \$2,484,000: *Provided*, That these
15 funds are available to subsidize gross obligations for the
16 principal amount of direct loans not to exceed
17 \$10,890,000.

18 INDIAN GUARANTEED LOAN PROGRAM ACCOUNT

19 For the cost of guaranteed loans, \$8,784,000, as au-
20 thorized by the Indian Financing Act of 1974, as amend-
21 ed: *Provided*, That such costs including the cost of modify-
22 ing such loans, shall be as defined in section 502 of the
23 Congressional Budget Act of 1974, as amended: *Provided*
24 *further*, That these funds are available to subsidize total
25 loan principal any part of which is to be guaranteed not
26 to exceed \$46,900,000.

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

3 ADMINISTRATIVE PROVISIONS

4 Appropriations for the Bureau of Indian Affairs (ex-
 5 cept the revolving fund for loans, the Indian loan guaran-
 6 tee and insurance fund, the Technical Assistance of Indian
 7 Enterprises account, the Indian Direct Loan Program ac-
 8 count, and the Indian Guaranteed Loan Program account)
 9 shall be available for expenses of exhibits, and purchase
 10 of not to exceed 255 passenger carrying motor vehicles,
 11 of which not to exceed 210 shall be for replacement only.

12 TERRITORIAL AND INTERNATIONAL AFFAIRS

13 ADMINISTRATION OF TERRITORIES

14 For expenses necessary for the administration of ter-
 15 ritories under the jurisdiction of the Department of the
 16 Interior, ~~\$83,139,000~~ *\$77,339,000* of which (1)
 17 ~~\$78,962,000~~ *\$72,962,000* shall be available until expended
 18 for technical assistance, including maintenance assistance,
 19 disaster assistance, drug interdiction and abuse preven-
 20 tion, insular management controls, and brown tree snake
 21 control and research; grants to the judiciary in American
 22 Samoa for compensation and expenses, as authorized by
 23 law (48 U.S.C. 1661(c)); grants to the Government of
 24 American Samoa, in addition to current local revenues, for
 25 construction and support of governmental functions;
 26 grants to the Government of the Virgin Islands as author-

1 ized by law; grants to the Government of Guam, as au-
2 thorized by law; and grants to the Government of the
3 Northern Mariana Islands as authorized by law (Public
4 Law 94-241; 90 Stat. 272); and (2) \$4,177,000
5 \$4,377,000 shall be available for salaries and expenses of
6 the Office of Territorial and International Affairs: *Pro-*
7 *vided*, That all financial transactions of the territorial and
8 local governments herein provided for, including such
9 transactions of all agencies or instrumentalities estab-
10 lished or utilized by such governments, ~~shall~~ *may* be au-
11 dited by the General Accounting Office, *at its discretion*,
12 in accordance with chapter 35 of title 31, United States
13 Code: *Provided further*, That Northern Mariana Islands
14 Covenant grant funding shall be provided according to
15 those terms of the Agreement of the Special Representa-
16 tives on Future United States Financial Assistance for the
17 Northern Mariana Islands approved by Public Law 99-
18 396, or any subsequent legislation related to Common-
19 wealth of the Northern Mariana Islands Covenant grant
20 funding, except that should the Secretary of the Interior
21 believe that the performance standards of such agreement
22 are not being met, operations funds may be withheld, but
23 only by Act of Congress as required by Public Law 99-
24 396: *Provided further*, That \$1,025,000 of the amounts
25 provided for technical assistance shall be available for a

1 grant to the Close Up Foundation: *Provided further*, That
2 the funds for the program of operations and maintenance
3 improvement are appropriated to institutionalize routine
4 operations and maintenance of capital infrastructure in
5 American Samoa, Guam, the Virgin Islands, the Common-
6 wealth of the Northern Mariana Islands, the Republic of
7 Palau, the Republic of the Marshall Islands, and the Fed-
8 erated States of Micronesia through assessments of long-
9 range operations and maintenance needs, improved capa-
10 bility of local operations and maintenance institutions and
11 agencies (including management and vocational education
12 training), and project-specific maintenance (with terri-
13 torial participation and cost sharing to be determined by
14 the Secretary based on the individual territory's commit-
15 ment to timely maintenance of its capital assets): *Provided*
16 *further*, That any appropriation for disaster assistance
17 under this head in this Act or previous appropriations Acts
18 may be used as non-Federal matching funds for the pur-
19 pose of hazard mitigation grants provided pursuant to sec-
20 tion 404 of the Robert T. Stafford Disaster Relief and
21 Emergency Assistance Act (42 U.S.C. 5170c).

22 TRUST TERRITORY OF THE PACIFIC ISLANDS

23 For expenses necessary for the Department of the In-
24 terior in administration of the Trust Territory of the Pa-
25 cific Islands pursuant to the Trusteeship Agreement ap-
26 proved by joint resolution of July 18, 1947 (61 Stat. 397),

1 and the Act of June 30, 1954 (68 Stat. 330), as amended
2 (90 Stat. 299; 91 Stat. 1159; 92 Stat. 495), and grants
3 to the Trust Territory of the Pacific Islands, in addition
4 to local revenues, for support of governmental functions;
5 ~~\$2,900,000~~ \$900,000, to remain available until expended:
6 *Provided*, That all financial transactions of the Trust Ter-
7 ritory, including such transactions of all agencies or in-
8 strumentalities established or utilized by such Trust Terri-
9 tory, ~~shall~~ *may* be audited by the General Accounting Of-
10 fice, *at its discretion*, in accordance with chapter 35 of title
11 31, United States Code.

12 COMPACT OF FREE ASSOCIATION

13 For economic assistance and necessary expenses for
14 the Federated States of Micronesia and the Republic of
15 the Marshall Islands as provided for in sections 122, 221,
16 223, 232, and 233 of the Compacts of Free Association,
17 ~~\$25,102,000~~ \$20,602,000, to remain available until ex-
18 pended, as authorized by Public Law 99-239; and in addi-
19 tion, for special assistance as authorized by Public Law
20 101-219, and for economic assistance and necessary ex-
21 penses for the Republic of Palau as provided for in Sec-
22 tions 122, 221, 223, 232, and 233 of the Compact of Free
23 Association, \$7,556,000, to remain available until ex-
24 pended, as authorized by Public Law 99-658.

1 DEPARTMENTAL OFFICES

2 OFFICE OF THE SECRETARY

3 SALARIES AND EXPENSES

4 For necessary expenses of the Office of the Secretary
5 of the Interior, \$62,599,000 of which not to exceed \$7,500
6 may be for official reception and representation expenses:
7 *Provided*, That of the offsetting collections credited to this
8 account, \$1,184,000 are permanently canceled.

9 OFFICE OF THE SOLICITOR

10 SALARIES AND EXPENSES

11 For necessary expenses of the Office of the Solicitor,
12 ~~\$35,374,000~~ \$32,548,000.

13 OFFICE OF INSPECTOR GENERAL

14 SALARIES AND EXPENSES

15 For necessary expenses of the Office of Inspector
16 General, \$23,985,000.

17 CONSTRUCTION MANAGEMENT

18 SALARIES AND EXPENSES

19 For necessary expenses of the Office of Construction
20 Management, \$2,000,000.

21 NATIONAL INDIAN GAMING COMMISSION

22 SALARIES AND EXPENSES

23 For necessary expenses of the National Indian Gam-
24 ing Commission, pursuant to Public Law 100-497,
25 \$1,000,000.

1 ADMINISTRATIVE PROVISIONS

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

15 GENERAL PROVISIONS, DEPARTMENT OF THE
16 INTERIOR

17 SEC. 101. Appropriations made in this title shall be
18 available for expenditure or transfer (within each bureau
19 or office), with the approval of the Secretary, for the emer-
20 gency reconstruction, replacement, or repair of aircraft,
21 buildings, utilities, or other facilities or equipment dam-
22 aged or destroyed by fire, flood, storm, or other unavoid-
23 able causes: *Provided*, That no funds shall be made avail-
24 able under this authority until funds specifically made
25 available to the Department of the Interior for emer-

1 agencies shall have been exhausted: *Provided further*, That
2 all funds used pursuant to this section are hereby des-
3 ignated by Congress to be “emergency requirements” pur-
4 suant to section 251(b)(2)(D) of the Balanced Budget and
5 Emergency Deficit Control Act of 1985 and must be re-
6 plenished by a supplemental appropriation which must be
7 requested as promptly as possible.

8 SEC. 102. The Secretary may authorize the expendi-
9 ture or transfer of any no year appropriation in this title,
10 in addition to the amounts included in the budget pro-
11 grams of the several agencies, for the suppression or emer-
12 gency prevention of forest or range fires on or threatening
13 lands under the jurisdiction of the Department of the Inte-
14 rior; for the emergency rehabilitation of burned-over lands
15 under its jurisdiction; for emergency actions related to po-
16 tential or actual earthquakes, floods, volcanoes, storms, or
17 other unavoidable causes; for contingency planning subse-
18 quent to actual oilspills; response and natural resource
19 damage assessment activities related to actual oilspills; for
20 the prevention, suppression, and control of actual or po-
21 tential grasshopper and Mormon cricket outbreaks on
22 lands under the jurisdiction of the Secretary, pursuant to
23 the authority in section 1773(b) of Public Law 99–198
24 (99 Stat. 1658); for emergency reclamation projects under
25 section 410 of Public Law 95–87; and shall transfer, from

1 any no year funds available to the Office of Surface Min-
2 ing Reclamation and Enforcement, such funds as may be
3 necessary to permit assumption of regulatory authority in
4 the event a primacy State is not carrying out the regu-
5 latory provisions of the Surface Mining Act: *Provided*,
6 That appropriations made in this title for fire suppression
7 purposes shall be available for the payment of obligations
8 incurred during the preceding fiscal year, and for reim-
9 bursement to other Federal agencies for destruction of ve-
10 hicles, aircraft, or other equipment in connection with
11 their use for fire suppression purposes, such reimburse-
12 ment to be credited to appropriations currently available
13 at the time of receipt thereof: *Provided further*, That for
14 emergency rehabilitation and wildfire suppression activi-
15 ties, no funds shall be made available under this authority
16 until funds appropriated to the “Emergency Department
17 of the Interior Firefighting Fund” shall have been ex-
18 hausted: *Provided further*, That all funds used pursuant
19 to this section are hereby designated by Congress to be
20 “emergency requirements” pursuant to section
21 251(b)(2)(D) of the Balanced Budget and Emergency
22 Deficit Control Act of 1985 and must be replenished by
23 a supplemental appropriation which must be requested as
24 promptly as possible: *Provided further*, That such replen-
25 ishment funds shall be used to reimburse, on a pro rata

1 basis, accounts from which emergency funds were trans-
2 ferred.

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

14 SEC. 104. Appropriations made to the Department
15 of the Interior in this title shall be available for services
16 as authorized by 5 U.S.C. 3109, when authorized by the
17 Secretary, in total amount not to exceed \$500,000; hire,
18 maintenance, and operation of aircraft; hire of passenger
19 motor vehicles; purchase of reprints; payment for tele-
20 phone service in private residences in the field, when au-
21 thorized under regulations approved by the Secretary; and
22 the payment of dues, when authorized by the Secretary,
23 for library membership in societies or associations which
24 issue publications to members only or at a price to mem-
25 bers lower than to subscribers who are not members.

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

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

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

18 SEC. 108. No funds provided in this title may be ex-
19 pended by the Department of the Interior for the conduct
20 of leasing, or the approval or permitting of any drilling
21 or other exploration activity, on lands within the North
22 Aleutian Basin planning area.

23 SEC. 109. No funds provided in this title may be ex-
24 pended by the Department of the Interior for the conduct
25 of preleasing and leasing activities in the Eastern Gulf of

1 Mexico for Outer Continental Shelf Lease Sale 151 in the
2 Outer Continental Shelf Natural Gas and Oil Resource
3 Management Comprehensive Program, 1992–1997.

4 SEC. 110. No funds provided in this title may be ex-
5 pended by the Department of the Interior for the conduct
6 of preleasing and leasing activities in the Atlantic for
7 Outer Continental Shelf Lease Sale 164 in the Outer Con-
8 tinental Shelf Natural Gas and Oil Resource Management
9 Comprehensive Program, 1992–1997.

10 SEC. 111. None of the funds in this Act may be used
11 to publish a National final rule defining the term “valid
12 existing rights” for purposes of section 522(e) of the Sur-
13 face Mining Control and Reclamation Act of 1977 or to
14 publish a final rule disapproving any existing State defini-
15 tion of valid existing rights.

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

22 SEC. 113. The provisions of section 112 shall not
23 apply if the Secretary of the Interior determines that, for
24 the claim concerned: (1) a patent application was filed
25 with the Secretary on or before the date of enactment of

1 this Act, and (2) all requirements established under sec-
2 tions 2325 and 2326 of the Revised Statutes (30 U.S.C.
3 29 and 30) for vein or lode claims and sections 2329,
4 2330, 2331, and 2333 of the Revised Statutes (30 U.S.C.
5 35, 36, and 37) for placer claims, and section 2337 of
6 the Revised Statutes (30 U.S.C. 42) for mill site claims,
7 as the case may be, were fully complied with by that date.

8 SEC. 114. Of the offsetting collections credited to
9 public enterprise fund numbered 14-4053 in fiscal year
10 1995, \$38,000 is permanently cancelled as a result of pro-
11 curement cost savings.

12 ~~SEC. 115. None of the funds available to the National~~
13 ~~Park Service in this Act may be used to process permits~~
14 ~~necessary for construction of a bridge to Ellis Island.~~

15 TITLE II—RELATED AGENCIES

16 DEPARTMENT OF AGRICULTURE

17 FOREST SERVICE

18 FOREST RESEARCH

19 For necessary expenses of forest research as author-
20 ized by law, ~~\$201,780,000~~ *\$198,076,000*, to remain avail-
21 able until September 30, 1996.

22 STATE AND PRIVATE FORESTRY

23 For necessary expenses of cooperating with, and pro-
24 viding technical and financial assistance to States, Terri-
25 tories, possessions, and others and for forest pest manage-
26 ment activities, cooperative forestry and education and

1 land conservation activities, ~~\$158,664,000~~ *\$161,511,000*,
2 to remain available until expended, as authorized by law.

3 EMERGENCY PEST SUPPRESSION FUND

4 For necessary expenses for emergency suppression of
5 pests, \$17,000,000, to remain available until expended:
6 *Provided*, That these funds, or any portion thereof, shall
7 be available in fiscal year 1995 only to the extent that
8 the President notifies the Congress of his designation of
9 any or all of these amounts as emergency requirements
10 under section 251(b)(2)(D) of the Balanced Budget and
11 Emergency Deficit Control Act of 1985: *Provided further*,
12 That Congress hereby designates these amounts as emer-
13 gency requirements pursuant to section 251(b)(2)(D) of
14 the Balanced Budget and Emergency Deficit Control Act
15 of 1985.

16 INTERNATIONAL FORESTRY

17 For necessary expenses of international forestry as
18 authorized by Public Laws 101-513 and 101-624,
19 \$7,000,000, to remain available until September 30, 1996.

20 NATIONAL FOREST SYSTEM

21 (INCLUDING RESCISSION OF FUNDS)

22 For necessary expenses of the Forest Service, not
23 otherwise provided for, for management, protection, im-
24 provement, and utilization of the National Forest System,
25 for ecosystem planning, inventory, and monitoring, and for
26 administrative expenses associated with the management

1 of funds provided under the heads “Forest Research”,
2 “State and Private Forestry”, “National Forest System”,
3 “Construction”, “Forest Service Fire Protection”, “Emer-
4 gency Forest Service Firefighting Fund”, and “Land Ac-
5 quisition” ~~\$1,348,162,000~~ *\$1,322,857,000*, to remain
6 available for obligation until September 30, 1996, and in-
7 cluding 65 per centum of all monies received during the
8 prior fiscal year as fees collected under the Land and
9 Water Conservation Fund Act of 1965, as amended, in
10 accordance with section 4 of the Act (16 U.S.C. 460l-
11 6a(i)): *Provided*, That unobligated and unexpended bal-
12 ances in the National Forest System account at the end
13 of fiscal year 1994, shall be merged with and made a part
14 of the fiscal year 1995 National Forest System appropria-
15 tion, and shall remain available for obligation until Sep-
16 tember 30, 1996: *Provided further*, That up to \$5,000,000
17 of the funds provided herein for road maintenance shall
18 be available for the planned obliteration of roads which
19 are no longer needed: *Provided further*, That funds in the
20 amount of \$12,000,000 provided under this head in prior
21 years’ appropriations Acts for fire management are re-
22 scinded: *Provided further*, That timber volume authorized
23 or scheduled for sale during fiscal year 1994, but which re-
24 mains unsold at the end of fiscal year 1994, shall be offered

1 for sale during fiscal year 1995 in addition to the fiscal
2 year 1995 timber sale volume to the extent possible.

3 FOREST SERVICE FIRE PROTECTION

4 For necessary expenses for firefighting on or adjacent
5 to National Forest System lands or other lands under fire
6 protection agreement, and for forest fire management and
7 presuppression on National Forest System lands,
8 ~~\$160,590,000~~ \$156,908,000, to remain available until ex-
9 pended: *Provided*, That unexpended balances of amounts
10 previously appropriated for this purpose under the head-
11 ing "Forest Service Firefighting", Forest Service, may be
12 transferred to and merged with this appropriation and ac-
13 counted for as one appropriation for the same time period
14 as originally enacted.

15 EMERGENCY FOREST SERVICE FIREFIGHTING FUND

16 For necessary expenses for emergency rehabilitation,
17 presuppression due to emergencies or economic efficiency,
18 and wildfire suppression activities of the Forest Service,
19 \$226,200,000, to remain available until expended: *Pro-*
20 *vided*, That such funds are available for repayment of ad-
21 vances from other appropriation accounts previously
22 transferred for such purposes.

23 CONSTRUCTION

24 For necessary expenses of the Forest Service, not
25 otherwise provided for, for construction, ~~\$191,740,000~~
26 \$219,234,000, to remain available until expended, of which

1 ~~\$70,341,000~~ *\$68,893,000* is for construction and acqui-
2 tion of buildings and other facilities; and ~~\$121,399,000~~
3 *\$150,341,000* is for construction and repair of forest roads
4 and trails by the Forest Service as authorized by 16
5 U.S.C. 532–538 and 23 U.S.C. 101 and 205: *Provided,*
6 That funds becoming available in fiscal year 1994 under
7 the Act of March 4, 1913 (16 U.S.C. 501) shall be trans-
8 ferred to the General Fund of the Treasury of the United
9 States: *Provided further,* That not to exceed \$50,000,000,
10 to remain available until expended, may be obligated for
11 the construction of forest roads by timber purchasers.

12 LAND ACQUISITION

13 For expenses necessary to carry out the provisions
14 of the Land and Water Conservation Fund Act of 1965,
15 as amended (16 U.S.C. 460l–4–11), including administra-
16 tive expenses, and for acquisition of land or waters, or in-
17 terest therein, in accordance with statutory authority ap-
18 plicable to the Forest Service, ~~\$61,131,000~~ *\$60,541,000*,
19 to be derived from the Land and Water Conservation
20 Fund, to remain available until expended.

21 ACQUISITION OF LANDS FOR NATIONAL FORESTS SPECIAL

22 ACTS

23 For acquisition of lands within the exterior bound-
24 aries of the Cache, Uinta, and Wasatch National Forests,
25 Utah; the Toiyabe National Forest, Nevada; and the An-
26 geles, San Bernardino, Sequoia, and Cleveland National

1 Forests, California, as authorized by law, \$1,252,000, to
2 be derived from forest receipts.

3 ACQUISITION OF LANDS TO COMPLETE LAND EXCHANGES

4 For acquisition of lands, to be derived from funds de-
5 posited by State, county, or municipal governments, public
6 school districts, or other public school authorities pursuant
7 to the Act of December 4, 1967, as amended (16 U.S.C.
8 484a), to remain available until expended.

9 RANGE BETTERMENT FUND

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

20 GIFTS, DONATIONS AND BEQUESTS FOR FOREST AND

21 RANGELAND RESEARCH

22 For expenses authorized by 16 U.S.C. 1643(b),
23 \$89,000, to remain available until expended, to be derived
24 from the fund established pursuant to the above Act.

1 ADMINISTRATIVE PROVISIONS, FOREST SERVICE

2 Appropriations to the Forest Service for the current
3 fiscal year shall be available for: (a) purchase of not to
4 exceed 156 passenger motor vehicles of which 15 will be
5 used primarily for law enforcement purposes and of which
6 148 shall be for replacement only; acquisition of 79 pas-
7 senger motor vehicles from excess sources, and hire of
8 such vehicles; operation and maintenance of aircraft, the
9 purchase of not to exceed two for replacement only, and
10 acquisition of 14 aircraft from excess sources; notwith-
11 standing other provisions of law, existing aircraft being
12 replaced may be sold, with proceeds derived or trade-in
13 value used to offset the purchase price for the replacement
14 aircraft; (b) services pursuant to the second sentence of
15 section 706(a) of the Organic Act of 1944 (7 U.S.C.
16 2225), and not to exceed \$100,000 for employment under
17 5 U.S.C. 3109; (c) purchase, erection, and alteration of
18 buildings and other public improvements (7 U.S.C. 2250);
19 (d) acquisition of land, waters, and interests therein, pur-
20 suant to the Act of August 3, 1956 (7 U.S.C. 428a); (e)
21 for expenses pursuant to the Volunteers in the National
22 Forest Act of 1972 (16 U.S.C. 558a, 558d, 558a note);
23 and (f) for debt collection contracts in accordance with
24 31 U.S.C. 3718(c).

1 None of the funds made available under this Act shall
2 be obligated or expended to change the boundaries of any
3 region, to abolish any region, to move or close any regional
4 office for research, State and private forestry, or National
5 Forest System administration of the Forest Service, De-
6 partment of Agriculture, without the consent of the House
7 and Senate Committees on Appropriations and the Com-
8 mittee on Agriculture, Nutrition, and Forestry in the
9 United States Senate and the Committee on Agriculture
10 in the United States House of Representatives.

11 Any appropriations or funds available to the Forest
12 Service may be advanced to the Forest Service Firefight-
13 ing appropriation and may be used for forest firefighting
14 and the emergency rehabilitation of burned-over lands
15 under its jurisdiction: *Provided*, That no funds shall be
16 made available under this authority until funds appro-
17 priated to the “Emergency Forest Service Firefighting
18 Fund” shall have been exhausted.

19 The appropriation structure for the Forest Service
20 may not be altered without advanced approval of the
21 House and Senate Committees on Appropriations.

22 Funds appropriated to the Forest Service shall be
23 available for assistance to or through the Agency for Inter-
24 national Development and the Office of International Co-
25 operation and Development in connection with forest and

1 rangeland research, technical information, and assistance
2 in foreign countries, and shall be available to support for-
3 estry and related natural resource activities outside the
4 United States and its territories and possessions, includ-
5 ing technical assistance, education and training, and co-
6 operation with United States and international organiza-
7 tions.

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

16 No funds appropriated to the Forest Service shall be
17 transferred to the Working Capital Fund of the Depart-
18 ment of Agriculture without the approval of the Chief of
19 the Forest Service.

20 Notwithstanding any other provision of law, any ap-
21 propriations or funds available to the Forest Service may
22 be used to disseminate program information to private and
23 public individuals and organizations through the use of
24 nonmonetary items of nominal value and to provide
25 nonmonetary awards of nominal value and to incur nec-

1 essary expenses for the nonmonetary recognition of private
2 individuals and organizations that make contributions to
3 Forest Service programs.

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

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

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

1 That landscape architects shall be used to maintain a vis-
2 ually pleasing forest.

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

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

13 Notwithstanding any other provision of law, the For-
14 est Service is authorized to employ or otherwise contract
15 with persons at regular rates of pay, as determined by the
16 Service, to perform work occasioned by emergencies such
17 as fires, storms, floods, earthquakes or any other unavoid-
18 able cause without regard to Sundays, Federal holidays,
19 and the regular workweek.

20 None of the funds available in this Act shall be used
21 for preparation of timber sales using clearcutting or other
22 forms of even aged management in hardwood stands in
23 the Shawnee National Forest, Illinois.

24 *To the greatest extent possible, and in accordance with*
25 *the Final Amendment to the Shawnee National Forest Plan,*

1 *none of the funds available in this Act shall be used for*
2 *preparation of timber sales using clearcutting or other*
3 *forms of even aged management in hardwood stands in the*
4 *Shawnee National Forest, Illinois.*

5 None of the funds made available in this Act shall
6 be used for timber sale planning or scoping using
7 clearcutting in the Ouachita and Ozark-St. Francis Na-
8 tional Forests in Arkansas, except for sales that are nec-
9 essary as a result of natural disaster or a threat to forest
10 health, or for maintaining or enhancing wildlife habitat,
11 or habitat for endangered and threatened species, or for
12 research purposes.

13 Pursuant to section 405(b), and section 410(b) of
14 Public Law 101–593, of the funds available to the Forest
15 Service, up to \$1,000,000 for matching funds shall be
16 available for the National Forest Foundation.

17 Funds appropriated to the Forest Service shall be
18 available for interactions with and providing technical as-
19 sistance to rural communities for sustainable rural devel-
20 opment purposes.

21 *The Secretary of Agriculture, acting through the Forest*
22 *Service, shall reimburse the Agricultural Stabilization and*
23 *Conservation Service for administrative costs incurred*
24 *under the Stewardship Incentive Program for the actual*
25 *cost of services provided by the Agricultural Stabilization*

1 *and Conservation Service, except that the total costs shall*
2 *not exceed 10 percent of the total annual appropriation for*
3 *the program.*

4 DEPARTMENT OF ENERGY

5 CLEAN COAL TECHNOLOGY

6 The first paragraph under this head in Public Law
7 101–512, as amended, is further amended by striking the
8 phrase “\$100,000,000 on October 1, 1994, and
9 \$50,000,000 on October 1, 1995” and inserting
10 “\$18,000,000 on October 1, 1994, \$100,000,000 on Octo-
11 ber 1, 1995, and \$32,000,000 on October 1, 1996”; and
12 by striking the phrase “\$275,000,000 on October 1, 1994,
13 and \$100,000,000 on October 1, 1995” and inserting
14 “\$19,121,000 on October 1, 1994, \$100,000,000 on Octo-
15 ber 1, 1995, and \$255,879,000 on October 1, 1996”: *Pro-*
16 *vided*, That not to exceed \$18,000,000 available in fiscal
17 year 1995 may be used for administrative oversight of the
18 Clean Coal Technology program.

19 FOSSIL ENERGY RESEARCH AND DEVELOPMENT

20 (INCLUDING TRANSFER OF FUNDS)

21 For necessary expenses in carrying out fossil energy
22 research and development activities, under the authority
23 of the Department of Energy Organization Act (Public
24 Law 95–91), including the acquisition of interest, includ-
25 ing defeasible and equitable interests in any real property
26 or any facility or for plant or facility acquisition or expan-

1 sion, ~~\$445,544,000~~ \$436,451,000, to remain available until
2 expended, of which \$17,000,000 shall be derived by trans-
3 fer of unobligated balances from the "SPR petroleum ac-
4 count": *Provided*, That no part of the sum herein made
5 available shall be used for the field testing of nuclear ex-
6 plosives in the recovery of oil and gas.

7 ALTERNATIVE FUELS PRODUCTION

8 (INCLUDING TRANSFER OF FUNDS)

9 Monies received as investment income on the prin-
10 cipal 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, 1994, 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 petro-
20 leum and oil shale reserve activities, ~~\$193,956,000~~
21 \$189,956,000, to remain available until expended: *Pro-*
22 *vided*, That the requirements of 10 U.S.C. 7430(b)(2)(B)
23 shall not apply in fiscal year 1995.

24 ENERGY CONSERVATION

25 For necessary expenses in carrying out energy con-
26 servation activities, ~~\$824,585,000~~ \$743,741,000, to remain

1 available until expended, including, notwithstanding any
2 other provision of law, the excess amount for fiscal year
3 1995 determined under the provisions of section 3003(d)
4 of Public Law 99-509 (15 U.S.C. 4502): *Provided*, That
5 ~~\$283,199,000~~ *\$265,024,000* shall be for use in energy con-
6 servation programs as defined in section 3008(3) of Public
7 Law 99-509 (15 U.S.C. 4507) and shall not be available
8 until excess amounts are determined under the provisions
9 of section 3003(d) of Public Law 99-509 (15 U.S.C.
10 4502): *Provided further*, That notwithstanding section
11 3003(d)(2) of Public Law 99-509 such sums shall be allo-
12 cated to the eligible programs as follows: ~~\$230,800,000~~
13 *\$212,800,000* for the weatherization assistance program,
14 ~~\$23,339,000~~ *\$23,164,000* for the State energy conserva-
15 tion program, and \$29,060,000 for the institutional con-
16 servation program, *which shall be reduced by their propor-*
17 *tionate share of the general reduction to be applied on a*
18 *pro rata basis against every program, project, and activity*
19 *within this account: Provided further, That funds provided*
20 *in this Act for the weatherization assistance program in*
21 *excess of \$206,800,000 shall be distributed only according*
22 *to a new formula developed pursuant to Public Law 101-*
23 *440.*

24 ECONOMIC REGULATION

25 For necessary expenses in carrying out the activities
26 of the Economic Regulatory Administration and the Office

1 of Hearings and Appeals, \$12,437,000, to remain avail-
2 able until expended.

3 EMERGENCY PREPAREDNESS

4 For necessary expenses in carrying out emergency
5 preparedness activities, \$8,249,000, to remain available
6 until expended.

7 STRATEGIC PETROLEUM RESERVE

8 (INCLUDING TRANSFER OF FUNDS)

9 For necessary expenses for Strategic Petroleum Re-
10 serve facility development and operations and program
11 management activities pursuant to the Energy Policy and
12 Conservation Act of 1975, as amended (42 U.S.C. 6201
13 et seq.), \$244,011,000, to remain available until expended,
14 of which \$90,764,000 shall be derived by transfer of unob-
15 ligated balances from the “SPR petroleum account”: *Pro-*
16 *vided*, That appropriations herein made shall not be avail-
17 able for leasing of facilities for the storage of crude oil
18 for the Strategic Petroleum Reserve unless the quantity
19 of oil stored in or deliverable to Government-owned stor-
20 age facilities by virtue of contractual obligations is equal
21 to 700,000,000 barrels.

22 SPR PETROLEUM ACCOUNT

23 Notwithstanding 42 U.S.C. 6240(d) the United
24 States share of crude oil in Naval Petroleum Reserve
25 Numbered 1 (Elk Hills) may be sold or otherwise disposed
26 of to other than the Strategic Petroleum Reserve: *Pro-*

1 *vided*, That outlays in fiscal year 1995 resulting from the
2 use of funds in this account shall not exceed \$9,000,000.

3 ENERGY INFORMATION ADMINISTRATION

4 For necessary expenses in carrying out the activities
5 of the Energy Information Administration, ~~\$84,728,000~~
6 *\$84,507,000*, to remain available until expended: *Provided*,
7 That, notwithstanding section 4(d) of the Service Contract
8 Act of 1965 (41 U.S.C. 353(d)) or any other provision
9 of law, funds appropriated under this heading may be used
10 to enter into a contract for end use consumption surveys
11 for a term not to exceed eight years.

12 ADMINISTRATIVE PROVISIONS, DEPARTMENT OF ENERGY

13 Appropriations under this Act for the current fiscal
14 year shall be available for hire of passenger motor vehicles;
15 hire, maintenance, and operation of aircraft; purchase, re-
16 pair, and cleaning of uniforms; and reimbursement to the
17 General Services Administration for security guard serv-
18 ices.

19 From appropriations under this Act, transfers of
20 sums may be made to other agencies of the Government
21 for the performance of work for which the appropriation
22 is made.

23 None of the funds made available to the Department
24 of Energy under this Act shall be used to implement or
25 finance authorized price support or loan guarantee pro-

1 grams unless specific provision is made for such programs
2 in an appropriations Act.

3 The Secretary is authorized to accept lands, build-
4 ings, equipment, and other contributions from public and
5 private sources and to prosecute projects in cooperation
6 with other agencies, Federal, State, private, or foreign:
7 *Provided*, That revenues and other moneys received by or
8 for the account of the Department of Energy or otherwise
9 generated by sale of products in connection with projects
10 of the Department appropriated under this Act may be
11 retained by the Secretary of Energy, to be available until
12 expended, and used only for plant construction, operation,
13 costs, and payments to cost-sharing entities as provided
14 in appropriate cost-sharing contracts or agreements: *Pro-*
15 *vided further*, That the remainder of revenues after the
16 making of such payments shall be covered into the Treas-
17 ury as miscellaneous receipts: *Provided further*, That any
18 contract, agreement, or provision thereof entered into by
19 the Secretary pursuant to this authority shall not be exe-
20 cuted prior to the expiration of 30 calendar days (not in-
21 cluding any day in which either House of Congress is not
22 in session because of adjournment of more than three cal-
23 endar days to a day certain) from the receipt by the
24 Speaker of the House of Representatives and the Presi-
25 dent of the Senate of a full comprehensive report on such

1 project, including the facts and circumstances relied upon
2 in support of the proposed project.

3 The Secretary of Energy may transfer to the Emer-
4 gency Preparedness appropriation such funds as are nec-
5 essary to meet any unforeseen emergency needs from any
6 funds available to the Department of Energy from this
7 Act.

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

12 DEPARTMENT OF HEALTH AND HUMAN
13 SERVICES

14 INDIAN HEALTH SERVICE

15 INDIAN HEALTH SERVICES

16 For expenses necessary to carry out the Act of Au-
17 gust 5, 1954 (68 Stat. 674), the Indian Self-Determina-
18 tion Act, the Indian Health Care Improvement Act, and
19 titles III and XXVII and section 208 of the Public Health
20 Service Act with respect to the Indian Health Service,
21 ~~\$1,706,102,000~~ \$1,715,052,000, together with payments
22 received during the fiscal year pursuant to 42 U.S.C.
23 300aaa-2 for services furnished by the Indian Health
24 Service: *Provided*, That funds made available to tribes and
25 tribal organizations through contracts, grant agreements,

1 or any other agreements or compacts authorized by the
2 Indian Self-Determination and Education Assistance Act
3 of 1975 (88 Stat. 2203; 25 U.S.C. 450), shall be deemed
4 to be obligated at the time of the grant or contract award
5 and thereafter shall remain available to the tribe or tribal
6 organization without fiscal year limitation: *Provided fur-*
7 *ther*, That \$12,000,000 shall remain available until ex-
8 pended, for the Indian Catastrophic Health Emergency
9 Fund: *Provided further*, That \$351,258,000 for contract
10 medical care shall remain available for obligation until
11 September 30, 1996: *Provided further*, That of the funds
12 provided, not less than \$11,603,000 shall be used to carry
13 out the loan repayment program under section 108 of the
14 Indian Health Care Improvement Act, as amended: *Pro-*
15 *vided further*, That funds provided in this Act may be used
16 for one-year contracts and grants which are to be per-
17 formed in two fiscal years, so long as the total obligation
18 is recorded in the year for which the funds are appro-
19 priated: *Provided further*, That the amounts collected by
20 the Secretary of Health and Human Services under the
21 authority of title IV of the Indian Health Care Improve-
22 ment Act shall be available for two fiscal years after the
23 fiscal year in which they were collected, for the purpose
24 of achieving compliance with the applicable conditions and
25 requirements of titles XVIII and XIX of the Social Secu-

1 rity Act (exclusive of planning, design, or construction of
2 new facilities): *Provided further*, That of the funds pro-
3 vided, \$7,500,000 shall remain available until expended,
4 for the Indian Self-Determination Fund, which shall be
5 available for the transitional costs of initial or expanded
6 tribal contracts, grants or cooperative agreements with the
7 Indian Health Service under the provisions of the Indian
8 Self-Determination Act: *Provided further*, That funding
9 contained herein, and in any earlier appropriations Acts
10 for scholarship programs under the Indian Health Care
11 Improvement Act (25 U.S.C. 1613) shall remain available
12 for obligation until September 30, 1996: *Provided further*,
13 That amounts received by tribes and tribal organizations
14 under title IV of the Indian Health Care Improvement
15 Act, as amended, shall be reported and accounted for and
16 available to the receiving tribes and tribal organizations
17 until expended.

18 INDIAN HEALTH FACILITIES

19 For construction, repair, maintenance, improvement,
20 and equipment of health and related auxiliary facilities,
21 including quarters for personnel; preparation of plans,
22 specifications, and drawings; acquisition of sites, purchase
23 and erection of modular buildings, and purchases of trail-
24 ers; and for provision of domestic and community sanita-
25 tion facilities for Indians, as authorized by section 7 of

1 the Act of August 5, 1954 (42 U.S.C. 2004a), the Indian
2 Self-Determination Act and the Indian Health Care Im-
3 provement Act, and for expenses necessary to carry out
4 the Act of August 5, 1954 (68 Stat. 674), the Indian Self-
5 Determination Act, the Indian Health Care Improvement
6 Act, and titles III and XXVII and section 208 of the Pub-
7 lic Health Service Act with respect to environmental
8 health and facilities support activities of the Indian Health
9 Service, ~~\$253,892,000~~ \$253,767,000, to remain available
10 until expended: *Provided*, That notwithstanding any other
11 provision of law, funds appropriated for the planning, de-
12 sign, construction or renovation of health facilities for the
13 benefit of an Indian tribe or tribes may be used to pur-
14 chase land for sites to construct, improve, or enlarge
15 health or related facilities: *Provided further*, That notwith-
16 standing any other provision of law a single procurement
17 for the construction of the Fort Belknap, Montana health
18 center and satellite clinic and a single procurement for
19 construction of the White Earth, Minnesota health center
20 may be issued which includes the full scope of the project:
21 *Provided further*, That the solicitation and the contract
22 shall contain the clause “availability of funds” found at
23 48 CFR 52.232.18.

1 ADMINISTRATIVE PROVISIONS, INDIAN HEALTH SERVICE

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

1 *vided further*, That notwithstanding any other law or regu-
2 lation, funds transferred from the Department of Housing
3 and Urban Development to the Indian Health Service
4 shall be administered under Public Law 86–121 (the In-
5 dian Sanitation Facilities Act) and Public Law 93–638,
6 as amended: *Provided further*, That funds appropriated to
7 the Indian Health Service in this Act, except those used
8 for administrative and program direction purposes, shall
9 not be subject to limitations directed at curtailing Federal
10 travel and transportation: *Provided further*, That the In-
11 dian Health Service shall neither bill nor charge those In-
12 dians who may have the economic means to pay unless
13 and until such time as Congress has agreed upon a specific
14 policy to do so and has directed the Indian Health Service
15 to implement such a policy: *Provided further*, That, not-
16 withstanding any other provision of law, funds previously
17 or herein made available to a tribe or tribal organization
18 through a contract, grant or agreement authorized by
19 Title I of the Indian Self-Determination and Education
20 Assistance Act of 1975 (88 Stat. 2203; 25 U.S.C. 450),
21 may be deobligated and reobligated to a self-governance
22 funding agreement under Title III of the Indian Self-De-
23 termination and Education Assistance Act of 1975 and
24 thereafter shall remain available to the tribe or tribal orga-
25 nization without fiscal year limitation: *Provided further*,

1 That none of the funds made available to the Indian
2 Health Service in this Act shall be used to implement the
3 final rule published in the Federal Register on September
4 16, 1987, by the Department of Health and Human Serv-
5 ices, relating to eligibility for the health care services of
6 the Indian Health Service until the Indian Health Service
7 has submitted a budget request reflecting the increased
8 costs associated with the proposed final rule, and such re-
9 quest has been included in an appropriations Act and en-
10 acted into law: *Provided further*, That funds made avail-
11 able in this Act are to be apportioned to the Indian Health
12 Service as appropriated in this Act, and accounted for in
13 the appropriation structure set forth in this Act: *Provided*
14 *further*, That the appropriation structure for the Indian
15 Health Service may not be altered without the advance
16 approval of the House and Senate Committees on Appro-
17 priations: *Provided further*, That in fiscal year 1995 and
18 thereafter (a) the Secretary may enter into personal serv-
19 ices contracts with entities, either individuals or organiza-
20 tions, for the provision of services in facilities owned, oper-
21 ated or constructed under the jurisdiction of the Indian
22 Health Service; (b) the Secretary may exempt such a con-
23 tract from competitive contracting requirements upon ade-
24 quate notice of contracting opportunities to individuals
25 and organizations residing in the geographic vicinity of the

1 health facility; (c) consideration of individuals and organi-
2 zations shall be based solely on the qualifications estab-
3 lished for the contract and the proposed contract price;
4 and (d) individuals providing health care services pursuant
5 to these contracts are covered by the Federal Tort Claims
6 Act: *Provided further, That notwithstanding any other pro-*
7 *vision of law, the Indian Health Service clinic in Stilwell,*
8 *Oklahoma shall be known and designated as the "Wilma*
9 *P. Mankiller Indian Health Clinic": Provided further, That*
10 *any reference in a law, regulation, document, record, map,*
11 *or other paper of the United States to the clinic referenced*
12 *in the preceding proviso shall be deemed to be a reference*
13 *to the "Wilma P. Mankiller Indian Health Clinic".*

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, title VI of the Elementary and
19 Secondary Education Act of 1965, as amended by the Im-
20 proving America's Schools Act as passed by the House of
21 Representatives on March 24, 1994, \$83,500,000: *Pro-*
22 *vided, That \$1,735,000 available pursuant to section 6203*
23 *of the Act shall remain available for obligation until Sep-*
24 *tember 30, 1996.*

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~~ \$24,936,000, to remain available until
7 expended: *Provided*, That funds provided in this or any
8 other appropriations Act are to be used to relocate eligible
9 individuals and groups including evictees from District 6,
10 Hopi-partitioned lands residents, those in significantly
11 substandard housing, and all others certified as eligible
12 and not included in the preceding categories: *Provided fur-*
13 *ther*, That none of the funds contained in this or any other
14 Act may be used by the Office of Navajo and Hopi Indian
15 Relocation to evict any single Navajo or Navajo family
16 who, as of November 30, 1985, was physically domiciled
17 on the lands partitioned to the Hopi Tribe unless a new
18 or replacement home is provided for such household: *Pro-*
19 *vided further*, That no relocatee will be provided with more
20 than one new or replacement home: *Provided further*, That
21 the Office shall relocate any certified eligible relocatees
22 who have selected and received an approved homesite on
23 the Navajo reservation or selected a replacement residence
24 off the Navajo reservation or on the land acquired pursu-
25 ant 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), ~~\$12,713,000~~ \$9,812,000. *Provided*, That notwith-
8 standing any other provision of law, the annual budget
9 proposal and justification for the Institute shall be submit-
10 ted to the Congress concurrently with the submission of
11 the President's Budget to the Congress: *Provided further*,
12 That the Institute shall act as its own certifying officer.

13 SMITHSONIAN INSTITUTION
14 SALARIES AND EXPENSES

15 For necessary expenses of the Smithsonian Institu-
16 tion, as authorized by law, including research in the fields
17 of art, science, and history; development, preservation, and
18 documentation of the National Collections; presentation of
19 public exhibits and performances; collection, preparation,
20 dissemination, and exchange of information and publica-
21 tions; conduct of education, training, and museum assist-
22 ance programs; maintenance, alteration, operation, lease
23 (for terms not to exceed thirty years), and protection of
24 buildings, facilities, and approaches; not to exceed
25 \$100,000 for services as authorized by 5 U.S.C. 3109; up

1 to 5 replacement passenger vehicles; purchase, rental, re-
2 pair, and cleaning of uniforms for employees;
3 ~~\$314,454,000~~ \$312,755,000, of which not to exceed
4 \$32,000,000 for the instrumentation program, collections
5 acquisition, Museum Support Center equipment and move,
6 exhibition reinstallation, the National Museum of the
7 American Indian, the repatriation of skeletal remains pro-
8 gram, research equipment, information management, and
9 Latino programming shall remain available until expended
10 and, including such funds as may be necessary to support
11 American overseas research centers and a total of
12 \$125,000 for the Council of American Overseas Research
13 Centers: *Provided*, That funds appropriated herein are
14 available for advance payments to independent contractors
15 performing research services or participating in official
16 Smithsonian presentations.

17 CONSTRUCTION AND IMPROVEMENTS, NATIONAL
18 ZOOLOGICAL PARK

19 For necessary expenses of planning, construction, re-
20 modeling, and equipping of buildings and facilities at the
21 National Zoological Park, by contract or otherwise,
22 ~~\$5,000,000~~ \$3,050,000, to remain available until ex-
23 pended.

24 REPAIR AND RESTORATION OF BUILDINGS

25 For necessary expenses of repair and restoration of
26 buildings owned or occupied by the Smithsonian Institu-

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

10 CONSTRUCTION

11 For necessary expenses for construction,
12 ~~\$30,000,000~~ \$29,300,000, to remain available until ex-
13 pended: *Provided*, That notwithstanding any other provi-
14 sion of law, a single procurement for the construction of
15 the National Museum of the American Indian Cultural Re-
16 sources Center may be issued which includes the full scope
17 of the project: *Provided further*, That the solicitation and
18 the contract shall contain the clause “availability of
19 funds” found at 48 CFR 52.232.18.

20 NATIONAL GALLERY OF ART

21 SALARIES AND EXPENSES

22 For the upkeep and operations of the National Gal-
23 lery of Art, the protection and care of the works of art
24 therein, and administrative expenses incident thereto, as
25 authorized by the Act of March 24, 1937 (50 Stat. 51),
26 as amended by the public resolution of April 13, 1939

1 (Public Resolution 9, Seventy-sixth Congress), including
2 services as authorized by 5 U.S.C. 3109; payment in ad-
3 vance when authorized by the treasurer of the Gallery for
4 membership in library, museum, and art associations or
5 societies whose publications or services are available to
6 members only, or to members at a price lower than to the
7 general public; purchase, repair, and cleaning of uniforms
8 for guards, and uniforms, or allowances therefor, for other
9 employees as authorized by law (5 U.S.C. 5901–5902);
10 purchase or rental of devices and services for protecting
11 buildings and contents thereof, and maintenance, alter-
12 ation, improvement, and repair of buildings, approaches,
13 and grounds; purchase of one passenger motor vehicle for
14 replacement only; and purchase of services for restoration
15 and repair of works of art for the National Gallery of Art
16 by contracts made, without advertising, with individuals,
17 firms, or organizations at such rates or prices and under
18 such terms and conditions as the Gallery may deem prop-
19 er, \$53,003,000, of which not to exceed \$3,026,000 for
20 the special exhibition program shall remain available until
21 expended.

22 REPAIR, RESTORATION AND RENOVATION OF BUILDINGS

23 For necessary expenses of repair, restoration and
24 renovation of buildings, grounds and facilities owned or
25 occupied by the National Gallery of Art, by contract or
26 otherwise, as authorized \$4,431,000, to remain available

1 until expended: *Provided*, That contracts awarded for envi-
2 ronmental systems, protection systems, and exterior repair
3 or renovation of buildings of the National Gallery of Art
4 may be negotiated with selected contractors and awarded
5 on the basis of contractor qualifications as well as price.

6 JOHN F. KENNEDY CENTER FOR THE PERFORMING
7 ARTS
8 OPERATIONS AND MAINTENANCE

9 For necessary expenses for the operation, mainte-
10 nance and security of the John F. Kennedy Center for
11 the Performing Arts, \$10,343,000.

12 CONSTRUCTION

13 For necessary expenses of capital repair and rehabili-
14 tation of the existing features of the building and site of
15 the John F. Kennedy Center for the Performing Arts,
16 \$9,000,000, to remain available until expended.

17 WOODROW WILSON INTERNATIONAL CENTER FOR
18 SCHOLARS

19 SALARIES AND EXPENSES

20 For expenses necessary in carrying out the provisions
21 of the Woodrow Wilson Memorial Act of 1968 (82 Stat.
22 1356) including hire of passenger vehicles and services as
23 authorized by 5 U.S.C. 3109, \$9,878,000.

1 NATIONAL FOUNDATION ON THE ARTS AND THE
2 HUMANITIES
3 NATIONAL ENDOWMENT FOR THE ARTS
4 GRANTS AND ADMINISTRATION

5 For necessary expenses to carry out the National
6 Foundation on the Arts and Humanities Act of 1965, as
7 amended, ~~\$141,950,000~~ *\$133,903,000* shall be available to
8 the National Endowment for the Arts for the support of
9 projects and productions in the arts through assistance to
10 groups and individuals pursuant to section 5(c) of the Act,
11 and for administering the functions of the Act, to remain
12 available until September 30, 1996.

13 MATCHING GRANTS

14 To carry out the provisions of section 10(a)(2) of the
15 National Foundation on the Arts and the Humanities Act
16 of 1965, as amended, ~~\$29,150,000~~ *\$27,693,000*, to remain
17 available until September 30, 1996, to the National En-
18 dowment for the Arts, of which ~~\$12,750,000~~ *\$12,113,000*
19 shall be available for purposes of section 5(l): *Provided,*
20 That this appropriation shall be available for obligation
21 only in such amounts as may be equal to the total amounts
22 of gifts, bequests, and devises of money, and other prop-
23 erty accepted by the Chairman or by grantees of the En-
24 dowment under the provisions of section 10(a)(2), sub-
25 sections 11(a)(2)(A) and 11(a)(3)(A) during the current

1 and preceding fiscal years for which equal amounts have
2 not previously been appropriated.

3 REDUCTION OF FUNDING

4 ~~Each amount appropriated or otherwise made avail-~~
5 ~~able by this title for "National Endowment for the Arts"~~
6 ~~is hereby reduced by 2.0 percent.~~

7 NATIONAL ENDOWMENT FOR THE HUMANITIES

8 GRANTS AND ADMINISTRATION

9 For necessary expenses to carry out the National
10 Foundation on the Arts and the Humanities Act of 1965,
11 as amended, \$151,420,000 shall be available to the Na-
12 tional Endowment for the Humanities for support of ac-
13 tivities in the humanities, pursuant to section 7(c) of the
14 Act, and for administering the functions of the Act, to
15 remain available until September 30, 1996.

16 MATCHING GRANTS

17 To carry out the provisions of section 10(a)(2) of the
18 National Foundation on the Arts and the Humanities Act
19 of 1965, as amended, \$25,963,000, to remain available
20 until September 30, 1996, of which \$14,000,000 shall be
21 available to the National Endowment for the Humanities
22 for the purposes of section 7(h): *Provided*, That this ap-
23 propriation shall be available for obligation only in such
24 amounts as may be equal to the total amounts of gifts,
25 bequests, and devises of money, and other property accept-
26 ed by the Chairman or by grantees of the Endowment

1 under the provisions of subsections 11(a)(2)(B) and
2 11(a)(3)(B) during the current and preceding fiscal years
3 for which equal amounts have not previously been appro-
4 priated.

5 INSTITUTE OF MUSEUM SERVICES

6 GRANTS AND ADMINISTRATION

7 For carrying out title II of the Arts, Humanities, and
8 Cultural Affairs Act of 1976, as amended, \$28,770,000.

9 ADMINISTRATIVE PROVISIONS

10 None of the funds appropriated to the National
11 Foundation on the Arts and the Humanities may be used
12 to process any grant or contract documents which do not
13 include the text of 18 U.S.C. 1913: *Provided*, That none
14 of the funds appropriated to the National Foundation on
15 the Arts and the Humanities may be used for official re-
16 ception and representation expenses.

17 COMMISSION OF FINE ARTS

18 SALARIES AND EXPENSES

19 For expenses made necessary by the Act establishing
20 a Commission of Fine Arts (40 U.S.C. 104), \$834,000.

21 NATIONAL CAPITAL ARTS AND CULTURAL AFFAIRS

22 For necessary expenses as authorized by Public Law
23 99–190 (99 Stat. 1261; 20 U.S.C. 956(a)), as amended,
24 ~~\$7,500,000~~ \$6,648,000.

1 PENNSYLVANIA AVENUE DEVELOPMENT CORPORATION
2 *SALARIES AND EXPENSES*

3 *For necessary expenses, as authorized by section 17(a)*
4 *of Public Law 92-578, as amended, \$2,738,000 for operat-*
5 *ing and administrative expenses of the Corporation.*

6 PUBLIC DEVELOPMENT

7 For public development activities and projects in ac-
8 cordance with the development plan as authorized by sec-
9 tion 17(b) of Public Law 92-578, as amended,
10 \$4,084,000, to remain available until expended.

11 UNITED STATES HOLOCAUST MEMORIAL COUNCIL

12 HOLOCAUST MEMORIAL COUNCIL

13 For expenses of the Holocaust Memorial Council, as
14 authorized by Public Law 96-388, as amended,
15 ~~\$26,660,000~~ *\$21,679,000*; of which ~~\$2,700,000~~ shall be for
16 ~~repair and rehabilitation projects and shall remain avail-~~
17 ~~able until expended.~~

18 TITLE III—GENERAL PROVISIONS

19 SEC. 301. The expenditure of any appropriation
20 under this Act for any consulting service through procure-
21 ment contract, pursuant to 5 U.S.C. 3109, shall be limited
22 to those contracts where such expenditures are a matter
23 of public record and available for public inspection, except
24 where otherwise provided under existing law, or under ex-
25 isting Executive order issued pursuant to existing law.

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

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

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

17 SEC. 305. None of the funds provided in this Act to
18 any department or agency shall be obligated or expended
19 to provide a personal cook, chauffeur, or other personal
20 servants to any officer or employee of such department
21 or agency except as otherwise provided by law.

22 SEC. 306. No assessments may be levied against any
23 program, budget activity, subactivity, or project funded by
24 this Act unless notice of such assessments and the basis

1 therefor are presented to the Committees on Appropria-
2 tions and are approved by such Committees.

3 SEC. 307. (a) COMPLIANCE WITH BUY AMERICAN
4 ACT.—None of the funds made available in this Act may
5 be expended by an entity unless the entity agrees that in
6 expending the funds the entity will comply with sections
7 2 through 4 of the Act of March 3, 1933 (41 U.S.C. 10a-
8 10c; popularly known as the “Buy American Act”).

9 (b) SENSE OF CONGRESS; REQUIREMENT REGARD-
10 ING NOTICE.—

11 (1) PURCHASE OF AMERICAN-MADE EQUIPMENT
12 AND PRODUCTS.—In the case of any equipment or
13 product that may be authorized to be purchased
14 with financial assistance provided using funds made
15 available in this Act, it is the sense of the Congress
16 that entities receiving the assistance should, in ex-
17 pending the assistance, purchase only American-
18 made equipment and products.

19 (2) NOTICE TO RECIPIENTS OF ASSISTANCE.—
20 In providing financial assistance using funds made
21 available in this Act, the head of each Federal agen-
22 cy shall provide to each recipient of the assistance
23 a notice describing the statement made in paragraph
24 (1) by the Congress.

1 (c) PROHIBITION OF CONTRACTS WITH PERSONS
2 FALSELY LABELING PRODUCTS AS MADE IN AMERICA.—
3 If it has been finally determined by a court or Federal
4 agency that any person intentionally affixed a label bear-
5 ing a “Made in America” inscription, or any inscription
6 with the same meaning, to any product sold in or shipped
7 to the United States that is not made in the United
8 States, the person shall be ineligible to receive any con-
9 tract or subcontract made with funds made available in
10 this Act, pursuant to the debarment, suspension, and ineli-
11 gibility procedures described in sections 9.400 through
12 9.409 of title 48, Code of Federal Regulations.

13 SEC. 308. The Forest Service and Bureau of Land
14 Management may offer for sale salvageable timber in the
15 Pacific Northwest in fiscal year 1995: *Provided*, That for
16 public lands known to contain the Northern spotted owl,
17 such salvage sales may be offered as long as the offering
18 of such sale will not render the area unsuitable as habitat
19 for the Northern spotted owl: *Provided further*, That tim-
20 ber salvage activity in spotted owl habitat is to be done
21 in full compliance with all existing environmental and for-
22 est management laws.

23 SEC. 309. None of the funds in this Act may be used
24 to plan, prepare, or offer for sale timber from trees classi-
25 fied as giant sequoia (*sequoiadendron giganteum*) which

1 are located on National Forest System or Bureau of Land
2 Management lands in a manner different than such sales
3 were conducted in fiscal year 1994.

4 SEC. 310. None of the funds appropriated in this Act
5 may be used to implement any increase in government
6 housing rental rates in excess of 10 per centum more than
7 the rental rates which were in effect on September 1,
8 1994, for such housing.

9 SEC. 311. None of the funds made available by this
10 Act may be obligated or expended by the National Park
11 Service to enter into or implement a concession contract
12 which permits or requires the removal of the underground
13 lunchroom at the Carlsbad Caverns National Park.

14 This Act may be cited as the “Department of the In-
15 terior and Related Agencies Appropriations Act, 1995”.

HR 4602 RH—2

HR 4602 RH—3

HR 4602 RH—4

HR 4602 RH—5

HR 4602 RH—6

HR 4602 RH—7

Calendar No. 498

103D CONGRESS
2D SESSION

H. R. 4602

[Report No. 103-294]

AN ACT

Making appropriations for the Department of the Interior and related agencies for the fiscal year ending September 30, 1995, and for other purposes.

JUNE 24 (legislative day, JUNE 7), 1994

Received; read twice and referred to the Committee on Appropriations

JUNE 28 (legislative day, JUNE 7), 1994

Reported with amendments