

Calendar No. 414105TH CONGRESS
2^D SESSION**S. 2168****[Report No. 105-216]**

Making appropriations for the Departments of Veterans Affairs and Housing and Urban Development, and for sundry independent agencies, commissions, corporations, and offices for the fiscal year ending September 30, 1999, and for other purposes.

IN THE SENATE OF THE UNITED STATES

JUNE 12, 1998

Mr. BOND, from the Committee on Appropriations, reported the following original bill; which was read twice and placed on the calendar

A BILL

Making appropriations for the Departments of Veterans Affairs and Housing and Urban Development, and for sundry independent agencies, commissions, corporations, and offices for the fiscal year ending September 30, 1999, and for other purposes.

- 1 *Be it enacted by the Senate and House of Representa-*
- 2 *tives of the United States of America in Congress assembled,*
- 3 That the following sums are appropriated, out of any
- 4 money in the Treasury not otherwise appropriated, for the
- 5 Departments of Veterans Affairs and Housing and Urban

1 Development, and for sundry independent agencies, com-
2 missions, corporations, and offices for the fiscal year end-
3 ing September 30, 1999, and for other purposes, namely:

4 TITLE I—DEPARTMENT OF VETERANS AFFAIRS

5 VETERANS BENEFITS ADMINISTRATION

6 COMPENSATION AND PENSIONS

7 (INCLUDING TRANSFERS OF FUNDS)

8 For the payment of compensation benefits to or on
9 behalf of veterans and a pilot program for disability ex-
10 aminations as authorized by law (38 U.S.C. 107, chapters
11 11, 13, 18, 51, 53, 55, and 61); pension benefits to or
12 on behalf of veterans as authorized by law (38 U.S.C.
13 chapters 15, 51, 53, 55, and 61; 92 Stat. 2508); and bur-
14 ial benefits, emergency and other officers' retirement pay,
15 adjusted-service credits and certificates, payment of pre-
16 miums due on commercial life insurance policies guaran-
17 teed under the provisions of Article IV of the Soldiers'
18 and Sailors' Civil Relief Act of 1940, as amended, and
19 for other benefits as authorized by law (38 U.S.C. 107,
20 1312, 1977, and 2106, chapters 23, 51, 53, 55, and 61;
21 50 U.S.C. App. 540–548; 43 Stat. 122, 123; 45 Stat. 735;
22 76 Stat. 1198); \$21,857,058,000, to remain available
23 until expended: *Provided*, That not to exceed \$24,534,000
24 of the amount appropriated shall be reimbursed to “Gen-
25 eral operating expenses” and “Medical care” for necessary
26 expenses in implementing those provisions authorized in

1 the Omnibus Budget Reconciliation Act of 1990, and in
2 the Veterans' Benefits Act of 1992 (38 U.S.C. chapters
3 51, 53, and 55), the funding source for which is specifi-
4 cally provided as the "Compensation and pensions" appro-
5 priation: *Provided further*, That such sums as may be
6 earned on an actual qualifying patient basis, shall be reim-
7 bursed to "Medical facilities revolving fund" to augment
8 the funding of individual medical facilities for nursing
9 home care provided to pensioners as authorized.

10 READJUSTMENT BENEFITS

11 For the payment of readjustment and rehabilitation
12 benefits to or on behalf of veterans as authorized by 38
13 U.S.C. chapters 21, 30, 31, 34, 35, 36, 39, 51, 53, 55,
14 and 61, \$1,175,000,000, to remain available until ex-
15 pended: *Provided*, That funds shall be available to pay any
16 court order, court award or any compromise settlement
17 arising from litigation involving the vocational training
18 program authorized by section 18 of Public Law 98-77,
19 as amended.

20 VETERANS INSURANCE AND INDEMNITIES

21 For military and naval insurance, national service life
22 insurance, servicemen's indemnities, service-disabled vet-
23 erans insurance, and veterans mortgage life insurance as
24 authorized by 38 U.S.C. chapter 19; 70 Stat. 887; 72
25 Stat. 487, \$46,450,000, to remain available until ex-
26 pended.

1 VETERANS HOUSING BENEFIT PROGRAM FUND PROGRAM
2 ACCOUNT
3 (INCLUDING TRANSFER OF FUNDS)

4 For the cost of direct and guaranteed loans, such
5 sums as may be necessary to carry out the program, as
6 authorized by 38 U.S.C. chapter 37, as amended: *Pro-*
7 *vided*, That such costs, including the cost of modifying
8 such loans, shall be as defined in section 502 of the Con-
9 gressional Budget Act of 1974, as amended: *Provided fur-*
10 *ther*, That during fiscal year 1999, within the resources
11 available, not to exceed \$300,000 in gross obligations for
12 direct loans are authorized for specially adapted housing
13 loans: *Provided further*, That during 1999 any moneys
14 that would be otherwise deposited into or paid from the
15 Loan Guaranty Revolving Fund, the Guaranty and Indem-
16 nity Fund, or the Direct Loan Revolving Fund shall be
17 deposited into or paid from the Veterans Housing Benefit
18 Program Fund: *Provided further*, That any balances in the
19 Loan Guaranty Revolving Fund, the Guaranty and Indem-
20 nity Fund, or the Direct Loan Revolving Fund on the ef-
21 fective date of this Act may be transferred to and merged
22 with the Veterans Housing Benefit Program Fund.

23 In addition, for administrative expenses to carry out
24 the direct and guaranteed loan programs, \$159,121,000,
25 which may be transferred to and merged with the appro-
26 priation for "General operating expenses".

1 EDUCATION LOAN FUND PROGRAM ACCOUNT
2 (INCLUDING TRANSFER OF FUNDS)

3 For the cost of direct loans, \$1,000, as authorized
4 by 38 U.S.C. 3698, as amended: *Provided*, That such
5 costs, including the cost of modifying such loans, shall be
6 as defined in section 502 of the Congressional Budget Act
7 of 1974, as amended: *Provided further*, That these funds
8 are available to subsidize gross obligations for the prin-
9 cipal amount of direct loans not to exceed \$3,000.

10 In addition, for administrative expenses necessary to
11 carry out the direct loan program, \$206,000, which may
12 be transferred to and merged with the appropriation for
13 “General operating expenses”.

14 VOCATIONAL REHABILITATION LOANS PROGRAM ACCOUNT
15 (INCLUDING TRANSFER OF FUNDS)

16 For the cost of direct loans, \$55,000, as authorized
17 by 38 U.S.C. chapter 31, as amended: *Provided*, That such
18 costs, including the cost of modifying such loans, shall be
19 as defined in section 502 of the Congressional Budget Act
20 of 1974, as amended: *Provided further*, That these funds
21 are available to subsidize gross obligations for the prin-
22 cipal amount of direct loans not to exceed \$2,401,000.

23 In addition, for administrative expenses necessary to
24 carry out the direct loan program, \$400,000, which may
25 be transferred to and merged with the appropriation for
26 “General operating expenses”.

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

4 For administrative expenses to carry out the direct
5 loan program authorized by 38 U.S.C. chapter 37, sub-
6 chapter V, as amended, \$515,000, which may be trans-
7 ferred to and merged with the appropriation for “General
8 operating expenses”.

9 VETERANS HEALTH ADMINISTRATION
10 MEDICAL CARE
11 (INCLUDING TRANSFER OF FUNDS)

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

1 cilities in the several hospitals and homes under the juris-
2 diction of the Department, not otherwise provided for, ei-
3 ther by contract or by the hire of temporary employees
4 and purchase of materials; uniforms or allowances there-
5 for, as authorized by 5 U.S.C. 5901–5902; aid to State
6 homes as authorized by 38 U.S.C. 1741; administrative
7 and legal expenses of the Department for collecting and
8 recovering amounts owed the Department as authorized
9 under 38 U.S.C. chapter 17, and the Federal Medical
10 Care Recovery Act, 42 U.S.C. 2651 et seq.; and not to
11 exceed \$8,000,000 to fund cost comparison studies as re-
12 ferred to in 38 U.S.C. 8110(a)(5); \$17,250,000,000, plus
13 reimbursements: *Provided*, That of the funds made avail-
14 able under this heading, \$687,000,000 is for the equip-
15 ment and land and structures object classifications only,
16 which amount shall not become available for obligation
17 until August 1, 1999, and shall remain available until Sep-
18 tember 30, 2000.

19 In addition, in conformance with Public Law 105–
20 33 establishing the Department of Veterans Affairs Medi-
21 cal Care Collections Fund, such sums as may be deposited
22 to such Fund pursuant to 38 U.S.C. 1729A may be trans-
23 ferred to this account, to remain available until expended
24 for the purposes of this account.

1 MEDICAL AND PROSTHETIC RESEARCH

2 For necessary expenses in carrying out programs of
3 medical and prosthetic research and development as au-
4 thorized by 38 U.S.C. chapter 73, to remain available until
5 September 30, 2000, \$310,000,000, plus reimbursements.

6 MEDICAL ADMINISTRATION AND MISCELLANEOUS

7 OPERATING EXPENSES

8 For necessary expenses in the administration of the
9 medical, hospital, nursing home, domiciliary, construction,
10 supply, and research activities, as authorized by law; ad-
11 ministrative expenses in support of planning, design,
12 project management, architectural, engineering, real prop-
13 erty acquisition and disposition, construction and renova-
14 tion of any facility under the jurisdiction or for the use
15 of the Department of Veterans Affairs, including site ac-
16 quisition; engineering and architectural activities not
17 charged to project cost; and research and development in
18 building construction technology; \$60,000,000, plus reim-
19 bursements.

20 GENERAL POST FUND, NATIONAL HOMES

21 (INCLUDING TRANSFER OF FUNDS)

22 For the cost of direct loans, \$7,000, as authorized
23 by Public Law 102–54, section 8, which shall be trans-
24 ferred from the “General post fund”: *Provided*, That such
25 costs, including the cost of modifying such loans, shall be
26 as defined in section 502 of the Congressional Budget Act

1 of 1974, as amended: *Provided further*, That these funds
2 are available to subsidize gross obligations for the prin-
3 cipal amount of direct loans not to exceed \$70,000.

4 In addition, for administrative expenses to carry out
5 the direct loan programs, \$54,000, which shall be trans-
6 ferred from the “General post fund”, as authorized by
7 Public Law 102–54, section 8.

8 DEPARTMENTAL ADMINISTRATION

9 GENERAL OPERATING EXPENSES

10 For necessary operating expenses of the Department
11 of Veterans Affairs, not otherwise provided for, including
12 uniforms or allowances therefor; not to exceed \$25,000 for
13 official reception and representation expenses; hire of pas-
14 senger motor vehicles; and reimbursement of the General
15 Services Administration for security guard services, and
16 the Department of Defense for the cost of overseas em-
17 ployee mail; \$854,661,000: *Provided*, That funds under
18 this heading shall be available to administer the Service
19 Members Occupational Conversion and Training Act.

20 NATIONAL CEMETERY SYSTEM

21 For necessary expenses for the maintenance and op-
22 eration of the National Cemetery System, not otherwise
23 provided for, including uniforms or allowances therefor;
24 cemeterial expenses as authorized by law; purchase of six
25 passenger motor vehicles for use in cemeterial operations;
26 and hire of passenger motor vehicles, \$92,006,000.

1 OFFICE OF INSPECTOR GENERAL

2 For necessary expenses of the Office of Inspector
3 General in carrying out the Inspector General Act of 1978,
4 as amended, \$36,000,000.

5 CONSTRUCTION, MAJOR PROJECTS

6 For constructing, altering, extending and improving
7 any of the facilities under the jurisdiction or for the use
8 of the Department of Veterans Affairs, or for any of the
9 purposes set forth in sections 316, 2404, 2406, 8102,
10 8103, 8106, 8108, 8109, 8110, and 8122 of 38 U.S.C.,
11 including planning, architectural and engineering services,
12 maintenance or guarantee period services costs associated
13 with equipment guarantees provided under the project,
14 services of claims analysts, offsite utility and storm drain-
15 age system construction costs, and site acquisition, where
16 the estimated cost of a project is \$4,000,000 or more or
17 where funds for a project were made available in a pre-
18 vious major project appropriation, \$142,300,000, to re-
19 main available until expended: *Provided*, That except for
20 advance planning of projects funded through the advance
21 planning fund and the design of projects funded through
22 the design fund, none of these funds shall be used for any
23 project which has not been considered and approved by
24 the Congress in the budgetary process: *Provided further*,
25 That funds provided in this appropriation for fiscal year
26 1999, for each approved project shall be obligated (1) by

1 the awarding of a construction documents contract by
2 September 30, 1999, and (2) by the awarding of a con-
3 struction contract by September 30, 2000: *Provided fur-*
4 *ther*, That the Secretary shall promptly report in writing
5 to the Committees on Appropriations any approved major
6 construction project in which obligations are not incurred
7 within the time limitations established above: *Provided*
8 *further*, That no funds from any other account except the
9 “Parking revolving fund”, may be obligated for construct-
10 ing, altering, extending, or improving a project which was
11 approved in the budget process and funded in this account
12 until one year after substantial completion and beneficial
13 occupancy by the Department of Veterans Affairs of the
14 project or any part thereof with respect to that part only.

15 CONSTRUCTION, MINOR PROJECTS

16 For constructing, altering, extending, and improving
17 any of the facilities under the jurisdiction or for the use
18 of the Department of Veterans Affairs, including plan-
19 ning, architectural and engineering services, maintenance
20 or guarantee period services costs associated with equip-
21 ment guarantees provided under the project, services of
22 claims analysts, offsite utility and storm drainage system
23 construction costs, and site acquisition, or for any of the
24 purposes set forth in sections 316, 2404, 2406, 8102,
25 8103, 8106, 8108, 8109, 8110, and 8122 of 38 U.S.C.,
26 where the estimated cost of a project is less than

1 GRANTS FOR THE CONSTRUCTION OF STATE VETERAN
2 CEMETERIES

3 For grants to aid States in establishing, expanding,
4 or improving State veteran cemeteries as authorized by 38
5 U.S.C. 2408, \$10,000,000, to remain available until ex-
6 pended.

7 ADMINISTRATIVE PROVISIONS
8 (INCLUDING TRANSFER OF FUNDS)

9 SECTION 101. Any appropriation for fiscal year 1999
10 for “Compensation and pensions”, “Readjustment bene-
11 fits”, and “Veterans insurance and indemnities” may be
12 transferred to any other of the mentioned appropriations.

13 SEC. 102. Appropriations available to the Depart-
14 ment of Veterans Affairs for fiscal year 1999 for salaries
15 and expenses shall be available for services authorized by
16 5 U.S.C. 3109.

17 SEC. 103. No appropriations in this Act for the De-
18 partment of Veterans Affairs (except the appropriations
19 for “Construction, major projects”, “Construction, minor
20 projects”, and the “Parking revolving fund”) shall be
21 available for the purchase of any site for or toward the
22 construction of any new hospital or home.

23 SEC. 104. No appropriations in this Act for the De-
24 partment of Veterans Affairs shall be available for hos-
25 pitalization or examination of any persons (except bene-
26 ficiaries entitled under the laws bestowing such benefits

1 to veterans, and persons receiving such treatment under
2 5 U.S.C. 7901–7904 or 42 U.S.C. 5141–5204), unless re-
3 imbursement of cost is made to the “Medical care” ac-
4 count at such rates as may be fixed by the Secretary of
5 Veterans Affairs.

6 SEC. 105. Appropriations available to the Depart-
7 ment of Veterans Affairs for fiscal year 1999 for “Com-
8 pensation and pensions”, “Readjustment benefits”, and
9 “Veterans insurance and indemnities” shall be available
10 for payment of prior year accrued obligations required to
11 be recorded by law against the corresponding prior year
12 accounts within the last quarter of fiscal year 1998.

13 SEC. 106. Appropriations accounts available to the
14 Department of Veterans Affairs for fiscal year 1999 shall
15 be available to pay prior year obligations of corresponding
16 prior year appropriations accounts resulting from title X
17 of the Competitive Equality Banking Act, Public Law
18 100–86, except that if such obligations are from trust
19 fund accounts they shall be payable from “Compensation
20 and pensions”.

21 SEC. 107. Notwithstanding any other provision of
22 law, during fiscal year 1999, the Secretary of Veterans
23 Affairs shall, from the National Service Life Insurance
24 Fund (38 U.S.C. 1920), the Veterans’ Special Life Insur-
25 ance Fund (38 U.S.C. 1923), and the United States Gov-

1 ernment Life Insurance Fund (38 U.S.C. 1955), reim-
2 burse the “General operating expenses” account for the
3 cost of administration of the insurance programs financed
4 through those accounts: *Provided*, That reimbursement
5 shall be made only from the surplus earnings accumulated
6 in an insurance program in fiscal year 1999, that are
7 available for dividends in that program after claims have
8 been paid and actuarially determined reserves have been
9 set aside: *Provided further*, That if the cost of administra-
10 tion of an insurance program exceeds the amount of sur-
11 plus earnings accumulated in that program, reimburse-
12 ment shall be made only to the extent of such surplus
13 earnings: *Provided further*, That the Secretary shall deter-
14 mine the cost of administration for fiscal year 1999, which
15 is properly allocable to the provision of each insurance pro-
16 gram and to the provision of any total disability income
17 insurance included in such insurance program.

18 SEC. 108. In accordance with section 1557 of title
19 31, United States Code, the following obligated balances
20 shall be exempt from subchapter IV of chapter 15 of such
21 title and shall remain available for expenditure without fis-
22 cal year limitation: (1) funds obligated by the Department
23 of Veterans Affairs for lease numbers 084B-05-94,
24 084B-07-94, and 084B-027-94 from funds made avail-
25 able in the Departments of Veterans Affairs and Housing

1 and Urban Development, and Independent Agencies Ap-
 2 propriations Act, 1994 (Public Law 103–124) under the
 3 heading “Medical care”; and (2) funds obligated by the
 4 Department of Veterans Affairs for lease number 084B–
 5 002–96 from funds made available in the Department of
 6 Veterans Affairs and Housing and Urban Development,
 7 and Independent Agencies Appropriations Act, 1995
 8 (Public Law 103–327) under the heading “Medical care”.

9 SEC. 109. Beginning in fiscal year 1999, and there-
 10 after, funds available in any Department of Veterans Af-
 11 fairs appropriation or fund for salaries and other adminis-
 12 trative expenses shall also be available to reimburse the
 13 Office of Resolution Management and the Office of Em-
 14 ployment Discrimination Complaint Adjudication for all
 15 services provided at rates which will recover actual costs.
 16 Payments may be made in advance for services to be fur-
 17 nished based on estimated costs. Amounts received shall
 18 be credited to the General Operating Expenses account for
 19 use by the office that provided the service.

20 TITLE II—DEPARTMENT OF HOUSING AND

21 URBAN DEVELOPMENT

22 PUBLIC AND INDIAN HOUSING

23 HOUSING CERTIFICATE FUND

24 (INCLUDING TRANSFERS AND RESCISSIONS OF FUNDS)

25 For activities and assistance to prevent the involun-
 26 tary displacement of low-income families, the elderly and

1 the disabled because of the loss of affordable housing
2 stock, expiration of subsidy contracts (other than con-
3 tracts for which amounts are provided under another
4 heading in this Act) or expiration of use restrictions, or
5 other changes in housing assistance arrangements, and for
6 other purposes, \$10,013,542,030, to remain available until
7 expended: *Provided*, That of the total amount provided
8 under this heading, \$9,540,000,000 shall be for assistance
9 under the United States Housing Act of 1937 (42 U.S.C.
10 1437) for use in connection with expiring or terminating
11 section 8 subsidy contracts, for enhanced vouchers as pro-
12 vided under the “Preserving Existing Housing Invest-
13 ment” account in the Departments of Veterans Affairs
14 and Housing and Urban Development, and Independent
15 Agencies Appropriations Act, 1997, (Public Law 104–
16 204), and contracts entered into pursuant to section 441
17 of the Stewart B. McKinney Homeless Assistance Act:
18 *Provided further*, That the Secretary may determine not
19 to apply section 8(o)(6)(B) of the Act to housing vouchers
20 during fiscal year 1999: *Provided further*, That of the total
21 amount provided under this heading, \$433,542,030 shall
22 be for section 8 rental assistance under the United States
23 Housing Act of 1937 including assistance to relocate resi-
24 dents of properties (i) that are owned by the Secretary
25 and being disposed of or (ii) that are discontinuing section

1 8 project-based assistance; for the conversion of section
2 23 projects to assistance under section 8; for funds to
3 carry out the family unification program; and for the relo-
4 cation of witnesses in connection with efforts to combat
5 crime in public and assisted housing pursuant to a request
6 from a law enforcement or prosecution agency: *Provided*
7 *further*, That of the total amount made available in the
8 preceding proviso, up to \$40,000,000 shall be made avail-
9 able to nonelderly disabled families affected by the des-
10 ignation of a public housing development under section 7
11 of such Act, the establishment of preferences in accord-
12 ance with section 651 of the Housing and Community De-
13 velopment Act of 1992 (42 U.S.C. 13611), or the restric-
14 tion of occupancy to elderly families in accordance with
15 section 658 of such Act, and to the extent the Secretary
16 determines that such amount is not needed to fund appli-
17 cations for such affected families, to other nonelderly dis-
18 abled families: *Provided further*, That the amount made
19 available under the fifth proviso under the heading “Pre-
20 vention of Resident Displacement” in title II of the De-
21 partments of Veterans Affairs and Housing and Urban
22 Development, and Independent Agencies Appropriations
23 Act, 1997, Public Law 104–204, shall also be made avail-
24 able to nonelderly disabled families affected by the restric-
25 tion of occupancy to elderly families in accordance with

1 section 658 of the Housing and Community Development
2 Act of 1992: *Provided further*, That to the extent the Sec-
3 retary determines that the amount made available under
4 the fifth proviso under the heading “Prevention of Resi-
5 dent Displacement” in title II of the Departments of Vet-
6 erans Affairs and Housing and Urban Development, and
7 Independent Agencies Appropriations Act, 1997, Public
8 Law 104–204, is not needed to fund applications for af-
9 fected families described in the fifth proviso, or in the pre-
10 ceding proviso under this heading in this Act, the amount
11 not needed shall be made available to other nonelderly dis-
12 abled families: *Provided further*, That of the total amount
13 under this heading, \$40,000,000 shall be made available
14 on a fair share basis to public housing agencies as section
15 8 assistance for families on waiting lists who agree to par-
16 ticipate in local self-sufficiency/welfare-to-work initiatives,
17 of which \$4,000,000 shall be made available each to public
18 housing agencies for demonstration local self-sufficiency/
19 welfare-to-work initiatives in Los Angeles, California;
20 Cleveland, Ohio; Kansas City, Missouri; Charlotte, North
21 Carolina; Miami/Dade County, Florida; Prince Georges
22 County, Maryland; New York City, New York; and An-
23 chorage, Alaska: *Provided further*, That from the sources
24 and in the order hereinafter specified, \$1,400,000,000 is
25 rescinded: *Provided further*, That the first source shall be

1 amounts that are available or may be recaptures from
2 project-based contracts for section 8 assistance that ex-
3 pired or were terminated during fiscal year 1999 or any
4 prior year: *Provided further*, That after all amounts that
5 are available or may be recaptured from the first source
6 have been exhausted, the second source shall be unobli-
7 gated amounts from amendments to contracts for project-
8 based section 8 assistance, other than contracts for
9 projects developed under section 202 of the Housing Act
10 of 1959, other than amounts described as the fourth
11 source, in the fourth proviso in this paragraph, that are
12 carried over into 1999: *Provided further*, That after all
13 amounts that are available from the second source are ex-
14 hausted, the third source shall be amounts recaptured
15 from section 8 reserves in the section 8 moderate rehabili-
16 tation program: *Provided further*, That after all amounts
17 that are available or may be recaptured from the third
18 source have been exhausted, the fourth source shall be all
19 unobligated amounts for project-based assistance that are
20 earmarked under the third proviso under this heading in
21 Public Law 105–65, 111 Stat. 1351 (approved October
22 27, 1997): *Provided further*, That any amounts that are
23 available or recaptured in connection with the first or
24 third provisos of this paragraph that are in the Annual
25 Contributions for Assisted Housing account, and are re-

1 quired to be rescinded by this paragraph, shall be re-
 2 scinded from the Annual Contributions for Assisted Hous-
 3 ing account.

4 SECTION 8 RESERVE PRESERVATION ACCOUNT

5 The amounts recaptured during fiscal years 1998 and
 6 1999 that were heretofore made available to public hous-
 7 ing agencies for tenant-based assistance under the section
 8 8 existing housing certificate and housing voucher pro-
 9 grams from the Annual Contributions for Assisted Hous-
 10 ing account shall be collected in the account under this
 11 heading, for use as provided for under this heading, as
 12 set forth under the Annual Contributions for Assisted
 13 Housing heading in chapter 11 of Public Law 105–18, ap-
 14 proved June 12, 1997.

15 PUBLIC HOUSING CAPITAL FUND

16 (INCLUDING TRANSFERS OF FUNDS)

17 For the Public Housing Capital Fund Program for
 18 modernization of existing public housing projects as au-
 19 thorized under section 14 of the United States Housing
 20 Act of 1937, as amended (42 U.S.C. 1437),
 21 \$2,550,000,000, to remain available until expended: *Pro-*
 22 *vided*, That of the total amount, up to \$100,000,000 shall
 23 be for carrying out activities under section 6(j) of such
 24 Act and technical assistance for the inspection of public
 25 housing units, contract expertise, and training and tech-
 26 nical assistance directly or indirectly, under grants, con-

1 tracts, or cooperative agreements, to assist in the over-
 2 sight and management of public housing (whether or not
 3 the housing is being modernized with assistance under this
 4 proviso) or tenant-based assistance, including, but not lim-
 5 ited to, an annual resident survey, data collection and
 6 analysis, training and technical assistance by or to officials
 7 and employees of the Department and of public housing
 8 agencies and to residents in connection with the public
 9 housing programs and for lease adjustments to section 23
 10 projects: *Provided further*, That of the amount available
 11 under this heading, up to \$5,000,000 shall be for the Ten-
 12 ant Opportunity Program: *Provided further*, That all bal-
 13 ances, as of September 30, 1997, of funds heretofore pro-
 14 vided for section 673 public housing service coordinators
 15 shall be transferred to and merged with amounts made
 16 available under this heading.

17 PUBLIC HOUSING OPERATING FUND

18 (INCLUDING TRANSFER OF FUNDS)

19 For payments to public housing agencies for operat-
 20 ing subsidies for low-income housing projects as author-
 21 ized by section 9 of the United States Housing Act of
 22 1937, as amended (42 U.S.C. 1437g), \$2,818,000,000, to
 23 remain available until expended.

1 DRUG ELIMINATION GRANTS FOR LOW-INCOME HOUSING
2 (INCLUDING TRANSFER OF FUNDS)

3 For grants to public housing agencies and tribally
4 designated housing entities for use in eliminating crime
5 in public housing projects authorized by 42 U.S.C. 11901–
6 11908, for grants for federally assisted low-income hous-
7 ing authorized by 42 U.S.C. 11909, and for drug informa-
8 tion clearinghouse services authorized by 42 U.S.C.
9 11921–11925, \$310,000,000, to remain available until ex-
10 pended, of which \$10,000,000 shall be for grants, tech-
11 nical assistance, contracts and other assistance, training,
12 and program assessment and execution for or on behalf
13 of public housing agencies, resident organizations, and In-
14 dian Tribes and their tribally designated housing entities
15 (including the cost of necessary travel for participants in
16 such training); \$10,000,000 shall be used in connection
17 with efforts to combat violent crime in public and assisted
18 housing under the Operation Safe Home Program admin-
19 istered by the Inspector General of the Department of
20 Housing and Urban Development; \$10,000,000 shall be
21 provided to the Office of Inspector General for Operation
22 Safe Home; and \$20,000,000 shall be available for a pro-
23 gram named the New Approach Anti-Drug program which
24 will provide competitive grants to entities managing or op-
25 erating public housing developments, federally assisted
26 multifamily housing developments, or other multifamily

1 housing developments for low-income families supported
2 by non-Federal governmental entities or similar housing
3 developments supported by nonprofit private sources in
4 order to provide or augment security (including personnel
5 costs), to assist in the investigation and/or prosecution of
6 drug related criminal activity in and around such develop-
7 ments, and to provide assistance for the development of
8 capital improvements at such developments directly relat-
9 ing to the security of such developments: *Provided*, That
10 grants for the New Approach Anti-Drug program shall be
11 made on a competitive basis as specified in section 102
12 of the Department of Housing and Urban Development
13 Reform Act of 1989: *Provided further*, That the term
14 “drug-related crime”, as defined in 42 U.S.C. 11905(2),
15 shall also include other types of crime as determined by
16 the Secretary: *Provided further*, That, notwithstanding
17 section 5130(c) of the Anti-Drug Abuse Act of 1988 (42
18 U.S.C. 11909(c)), the Secretary may determine not to use
19 any such funds to provide public housing youth sports
20 grants.

21 REVITALIZATION OF SEVERELY DISTRESSED PUBLIC
22 HOUSING (HOPE VI)

23 For grants to public housing agencies for assisting
24 in the demolition of obsolete public housing projects or
25 portions thereof, the revitalization (where appropriate) of
26 sites (including remaining public housing units) on which

1 such projects are located, replacement housing which will
2 avoid or lessen concentrations of very low-income families,
3 and tenant-based assistance in accordance with section 8
4 of the United States Housing Act of 1937; and for provid-
5 ing replacement housing and assisting tenants displaced
6 by the demolition, \$600,000,000, to remain available until
7 expended, of which the Secretary may use up to
8 \$15,000,000 for technical assistance and contract exper-
9 tise, to be provided directly or indirectly by grants, con-
10 tracts or cooperative agreements, including training and
11 cost of necessary travel for participants in such training,
12 by or to officials and employees of the Department and
13 of public housing agencies and to residents: *Provided*,
14 That for purposes of environmental review pursuant to the
15 National Environment Policy Act of 1969, a grant under
16 this head or under prior appropriations Acts for this head
17 shall be treated as assistance under title I of the United
18 States Housing Act of 1937 and shall be subject to regula-
19 tions issued by the Secretary to implement section 26 of
20 such Act: *Provided further*, That no funds appropriated
21 under this heading shall be used for any purpose that is
22 not provided for herein, in the United States Housing Act
23 of 1937, in the Appropriations Acts for the Departments
24 of Veterans Affairs and Housing and Urban Development,
25 and Independent Agencies, for the fiscal years 1993,

1 1994, 1995, and 1997, and the Omnibus Consolidated Re-
2 scissions and Appropriations Act of 1996: *Provided fur-*
3 *ther*, That none of such funds shall be used directly or
4 indirectly by granting competitive advantage in awards to
5 settle litigation or pay judgments, unless expressly per-
6 mitted herein.

7 NATIVE AMERICAN HOUSING BLOCK GRANTS

8 (INCLUDING TRANSFERS OF FUNDS)

9 For the Native American Housing Block Grants pro-
10 gram, as authorized under title I of the Native American
11 Housing Assistance and Self-Determination Act of 1996
12 (Public Law 104–330), \$600,000,000, to remain available
13 until expended, of which \$6,000,000 shall be used to sup-
14 port the inspection of Indian housing units, contract ex-
15 pertise, training, and technical assistance in the oversight
16 and management of Indian housing and tenant-based as-
17 sistance, including up to \$200,000 for related travel: *Pro-*
18 *vided*, That of the amount provided under this heading,
19 \$6,000,000 shall be made available for the cost of guaran-
20 teed notes and other obligations, as authorized by title VI
21 of the Native American Housing Assistance and Self-De-
22 termination Act of 1996: *Provided further*, That such
23 costs, including the costs of modifying such notes and
24 other obligations, shall be as defined in section 502 of the
25 Congressional Budget Act of 1974, as amended: *Provided*
26 *further*, That these funds are available to subsidize the

1 total principal amount of any notes and other obligations,
 2 any part of which is to be guaranteed, not to exceed
 3 \$217,000,000: *Provided further*, That the funds made
 4 available in the first proviso are for a demonstration on
 5 ways to enhance economic growth, to increase access to
 6 private capital, and to encourage the investment and par-
 7 ticipation of traditional financial institutions in tribal and
 8 other Native American areas.

9 INDIAN HOUSING LOAN GUARANTEE FUND PROGRAM

10 ACCOUNT

11 For the cost of guaranteed loans, as authorized by
 12 section 184 of the Housing and Community Development
 13 Act of 1992 (106 Stat. 3739), \$6,000,000, to remain
 14 available until expended: *Provided*, That such costs, in-
 15 cluding the costs of modifying such loans, shall be as de-
 16 fined in section 502 of the Congressional Budget Act of
 17 1974, as amended: *Provided further*, That these funds are
 18 available to subsidize total loan principal, any part of
 19 which is to be guaranteed, not to exceed \$68,881,000.

20 RURAL HOUSING AND ECONOMIC DEVELOPMENT

21 (INCLUDING TRANSFER OF FUNDS)

22 For an Office of Rural Housing and Economic Devel-
 23 opment to be established in the Office of Housing in the
 24 Department of Housing and Urban Development,
 25 \$35,000,000, to remain available until expended: *Pro-*
 26 *vided*, That of the amount under this heading,

1 \$10,000,000 shall be used to establish a clearinghouse of
2 ideas for innovative strategies for rural housing and eco-
3 nomic development and revitalization, of which
4 \$8,000,000 shall be awarded by June 1, 1999 directly to
5 local rural nonprofits and community development cor-
6 porations to support capacity building and technical as-
7 sistance: *Provided further*, That of the amount under this
8 heading, \$5,000,000 shall be awarded by June 1, 1999
9 as seed support for nonprofits and community develop-
10 ment corporations in states which have limited capacity
11 in rural areas: *Provided further*, That of the amount under
12 this heading, \$20,000,000 shall be awarded by June 1,
13 1999 to state housing finance agencies to support innova-
14 tive community development initiatives in rural commu-
15 nities: *Provided further*, That all grants shall be awarded
16 on a competitive basis as specified in section 102 of the
17 HUD Reform Act: *Provided further*, That all funds unobli-
18 gated as of October 1, 1998 under the fifth paragraph
19 of the Community Development Block Grants account in
20 the Departments of Veterans Affairs, and Housing and
21 Urban Development, and Independent Agencies Appro-
22 priations Act, 1998 (Public Law 105-65; October 27,
23 1997) shall be transferred to this account to be awarded
24 to state housing finance agencies for activities under this

1 heading with any outstanding earmarks for a state to be
 2 awarded to that state's housing finance agency.

3 COMMUNITY PLANNING AND DEVELOPMENT

4 HOUSING OPPORTUNITIES FOR PERSONS WITH AIDS

5 For carrying out the Housing Opportunities for Per-
 6 sons with AIDS program, as authorized by the AIDS
 7 Housing Opportunity Act (42 U.S.C. 12901),
 8 \$225,000,000, to remain available until expended: *Pro-*
 9 *vided*, That the Secretary may use up to 1 percent of the
 10 funds under this heading for technical assistance: *Pro-*
 11 *vided further*, That within 30 days of the close of fiscal
 12 year 1999, the Secretary shall submit a report to the Con-
 13 gress summarizing all technical assistance provided during
 14 the fiscal year.

15 COMMUNITY DEVELOPMENT BLOCK GRANTS

16 (INCLUDING TRANSFERS OF FUNDS)

17 For grants to States and units of general local gov-
 18 ernment and for related expenses, not otherwise provided
 19 for, to carry out a community development grants pro-
 20 gram as authorized by title I of the Housing and Commu-
 21 nity Development Act of 1974, as amended (the "Act"
 22 herein) (42 U.S.C. 5301), \$4,750,000,000, to remain
 23 available until September 30, 2001: *Provided*, That
 24 \$67,000,000 shall be for grants to Indian tribes notwith-
 25 standing section 106(a)(1) of such Act; \$3,000,000 shall
 26 be available as a grant to the Housing Assistance Council;

1 \$1,800,000 shall be available as a grant to the National
2 American Indian Housing Council; \$32,000,000 shall be
3 for grants pursuant to section 107 of such Act including
4 \$10,000,000 for historically black colleges and univer-
5 sities, including \$1,800,000 for Dillard University in New
6 Orleans: *Provided further*, That all funding decisions
7 under section 107 except as specified herein shall be sub-
8 ject to approval through a reprogramming letter unless
9 otherwise specified in this bill or the Committee report to
10 this bill (S. 2168): *Provided further*, That not to exceed
11 20 percent of any grant made with funds appropriated
12 herein (other than a grant made available under the pre-
13 ceding proviso to the Housing Assistance Council or the
14 National American Indian Housing Council, or a grant
15 using funds under section 107(b)(3) of the Housing and
16 Community Development Act of 1974, as amended) shall
17 be expended for “Planning and Management Develop-
18 ment” and “Administration” as defined in regulations
19 promulgated by the Department.

20 Of the amount made available under this heading,
21 \$25,000,000 shall be made available for “Capacity Build-
22 ing for Community Development and Affordable Hous-
23 ing,” as authorized by section 4 of the HUD Demonstra-
24 tion Act of 1993 (Public Law 103–120), as in effect imme-
25 diately before June 12, 1997, with not less than

1 \$10,000,000 of the funding to be used in rural areas, in-
2 cluding tribal areas.

3 Of the amount provided under this heading, the Sec-
4 retary of Housing and Urban Development may use up
5 to \$55,000,000 for a public and assisted housing self-suf-
6 ficiency program, of which up to \$5,000,000 may be used
7 for the Moving to Work Demonstration, and at least
8 \$10,000,000 shall be used for grants for service coordina-
9 tors and congregate services for the elderly and disabled:
10 *Provided*, That for self-sufficiency activities, the Secretary
11 may make grants to public housing agencies (including In-
12 dian tribes and their tribally designated housing entities),
13 nonprofit corporations, and other appropriate entities for
14 a supportive services program to assist residents of public
15 and assisted housing, former residents of such housing re-
16 ceiving tenant-based assistance under section 8 of such
17 Act (42 U.S.C. 1437f), and other low-income families and
18 individuals: *Provided further*, That the program shall pro-
19 vide supportive services, principally for the benefit of pub-
20 lic housing residents, to the elderly and the disabled, and
21 to families with children where the head of household
22 would benefit from the receipt of supportive services and
23 is working, seeking work, or is preparing for work by par-
24 ticipating in job training or educational programs: *Pro-*
25 *vided further*, That the supportive services may include

1 congregate services for the elderly and disabled, service co-
2 ordinators, and coordinated education, training, and other
3 supportive services, including academic skills training, job
4 search assistance, assistance related to retaining employ-
5 ment, vocational and entrepreneurship development and
6 support programs, transportation, and child care: *Pro-*
7 *vided further*, That the Secretary shall require applications
8 to demonstrate firm commitments of funding or services
9 from other sources: *Provided further*, That the Secretary
10 shall select public and Indian housing agencies to receive
11 assistance under this heading on a competitive basis, tak-
12 ing into account the quality of the proposed program, in-
13 cluding any innovative approaches, the extent of the pro-
14 posed coordination of supportive services, the extent of
15 commitments of funding or services from other sources,
16 the extent to which the proposed program includes reason-
17 ably achievable, quantifiable goals for measuring perform-
18 ance under the program over a three-year period, the ex-
19 tent of success an agency has had in carrying out other
20 comparable initiatives, and other appropriate criteria es-
21 tablished by the Secretary (except that this proviso shall
22 not apply to renewal of grants for service coordinators and
23 congregate services for the elderly and disabled).

24 Of the amount made available under this heading,
25 notwithstanding any other provision of law, \$40,000,000

1 shall be available for YouthBuild program activities au-
2 thorized by subtitle D of title IV of the Cranston-Gonzalez
3 National Affordable Housing Act, as amended, and such
4 activities shall be an eligible activity with respect to any
5 funds made available under this heading. Local
6 YouthBuild programs that demonstrate an ability to lever-
7 age private and nonprofit funding shall be given a priority
8 for YouthBuild funding.

9 Of the amount made available under this heading,
10 \$85,000,000 shall be available for the Economic Develop-
11 ment Initiative (EDI) to finance a variety of efforts, in-
12 cluding \$67,000,000 for making grants for targeted eco-
13 nomic investments in accordance with the terms and con-
14 ditions specified for such grants in the Senate committee
15 report accompanying this Act.

16 Of the amount made available under this heading,
17 notwithstanding any other provision of law, \$60,000,000
18 shall be available for the lead-based paint hazard reduc-
19 tion program as authorized under sections 1011 and 1053
20 of the Residential Lead-Based Hazard Reduction Act of
21 1992.

22 For the cost of guaranteed loans, \$29,000,000, as au-
23 thorized by section 108 of the Housing and Community
24 Development Act of 1974: *Provided*, That such costs, in-
25 cluding the cost of modifying such loans, shall be as de-

1 fined in section 502 of the Congressional Budget Act of
2 1974, as amended: *Provided further*, That these funds are
3 available to subsidize total loan principal, any part of
4 which is to be guaranteed, not to exceed \$1,261,000,000,
5 notwithstanding any aggregate limitation on outstanding
6 obligations guaranteed in section 108(k) of the Housing
7 and Community Development Act of 1974. In addition,
8 for administrative expenses to carry out the guaranteed
9 loan program, \$1,000,000, which shall be transferred to
10 and merged with the appropriation for departmental sala-
11 ries and expenses.

12 For any fiscal year, of the amounts made available
13 as emergency funds under the heading “Community De-
14 velopment Block Grants Fund” and notwithstanding any
15 other provision of law, not more than \$250,000 may be
16 used for the non-Federal cost-share of projects funded by
17 the Secretary of the Army through the Corps of Engi-
18 neers.

19 BROWNFIELDS REDEVELOPMENT

20 For Economic Development Grants, as authorized by
21 section 108(q) of the Housing and Community Develop-
22 ment Act of 1974, as amended, for Brownfields redevelop-
23 ment projects, \$25,000,000, to remain available until ex-
24 pended: *Provided*, That the Secretary of Housing and
25 Urban Development shall make these grants available on

1 a competitive basis as specified in section 102 of the De-
2 partment of Housing and Urban Development Reform Act
3 of 1989.

4 HOME INVESTMENT PARTNERSHIPS PROGRAM

5 For the HOME investment partnerships program, as
6 authorized under title II of the Cranston-Gonzalez Na-
7 tional Affordable Housing Act (Public Law 101-625), as
8 amended, \$1,550,000,000, to remain available until ex-
9 pended: *Provided*, That up to \$7,000,000 of these funds
10 shall be available for the development and operation of in-
11 tegrated community development management informa-
12 tion systems: *Provided further*, That up to \$25,000,000
13 of these funds shall be available for Housing Counseling
14 under section 106 of the Housing and Urban Development
15 Act of 1968.

16 HOMELESS ASSISTANCE GRANTS

17 For the emergency shelter grants program (as au-
18 thorized under subtitle B of title IV of the Stewart B.
19 McKinney Homeless Assistance Act, as amended); the
20 supportive housing program (as authorized under subtitle
21 C of title IV of such Act); the section 8 moderate rehabili-
22 tation single room occupancy program (as authorized
23 under the United States Housing Act of 1937, as amend-
24 ed) to assist homeless individuals pursuant to section 441
25 of the Stewart B. McKinney Homeless Assistance Act; and
26 the shelter plus care program (as authorized under sub-

1 title F of title IV of such Act), \$1,000,000,000, to remain
2 available until expended: *Provided*, That not less than 30
3 percent of these funds shall be used for permanent hous-
4 ing, and all funding for services must be matched by 25
5 percent in funding by each grantee.

6 HOUSING PROGRAMS

7 HOUSING FOR SPECIAL POPULATIONS

8 (INCLUDING TRANSFERS OF FUNDS)

9 For assistance for the purchase, construction, acqui-
10 sition, or development of additional public and subsidized
11 housing units for low income families under the United
12 States Housing Act of 1937, as amended (42 U.S.C.
13 1437), not otherwise provided for, \$870,000,000, to re-
14 main available until expended: *Provided*, That of the total
15 amount provided under this heading, \$676,000,000 shall
16 be for capital advances, including amendments to capital
17 advance contracts, for housing for the elderly, as author-
18 ized by section 202 of the Housing Act of 1959, as amend-
19 ed, and for project rental assistance, and amendments to
20 contracts for project rental assistance, for the elderly
21 under section 202(c)(2) of the Housing Act of 1959, and
22 for supportive services associated with the housing; and
23 \$194,000,000 shall be for capital advances, including
24 amendments to capital advance contracts, for supportive
25 housing for persons with disabilities, as authorized by sec-
26 tion 811 of the Cranston-Gonzalez National Affordable

1 Housing Act, for project rental assistance, for amend-
2 ments to contracts for project rental assistance, and sup-
3 portive services associated with the housing for persons
4 with disabilities as authorized by section 811 of such Act:
5 *Provided further*, That the Secretary may designate up to
6 25 percent of the amounts earmarked under this para-
7 graph for section 811 of such Act for tenant-based assist-
8 ance, as authorized under that section, including such au-
9 thority as may be waived under the next proviso, which
10 assistance is five years in duration: *Provided further*, That
11 the Secretary may waive any provision of section 202 of
12 the Housing Act of 1959 and section 811 of the Cranston-
13 Gonzalez National Affordable Housing Act (including the
14 provisions governing the terms and conditions of project
15 rental assistance and tenant-based assistance) that the
16 Secretary determines is not necessary to achieve the objec-
17 tives of these programs, or that otherwise impedes the
18 ability to develop, operate or administer projects assisted
19 under these programs, and may make provision for alter-
20 native conditions or terms where appropriate.

21 FLEXIBLE SUBSIDY FUND

22 (TRANSFER OF FUNDS)

23 Any collections from the Rental Housing Assistance
24 Fund made during fiscal year 1999 shall be transferred
25 to the Flexible Subsidy Fund, as authorized by section
26 236(g) of the National Housing Act, as amended.

1 FEDERAL HOUSING ADMINISTRATION
2 FHA—MUTUAL MORTGAGE INSURANCE PROGRAM
3 ACCOUNT
4 (INCLUDING TRANSFERS OF FUNDS)

5 During fiscal year 1999, commitments to guarantee
6 loans to carry out the purposes of section 203(b) of the
7 National Housing Act, as amended, shall not exceed a loan
8 principal of \$110,000,000,000.

9 During fiscal year 1999, obligations to make direct
10 loans to carry out the purposes of section 204(g) of the
11 National Housing Act, as amended, shall not exceed
12 \$100,000,000: *Provided*, That the foregoing amount shall
13 be for loans to nonprofit and governmental entities in con-
14 nection with sales of single family real properties owned
15 by the Secretary and formerly insured under the Mutual
16 Mortgage Insurance Fund.

17 For administrative expenses necessary to carry out
18 the guaranteed and direct loan program, \$328,888,000,
19 to be derived from the FHA-mutual mortgage insurance
20 guaranteed loans receipt account, of which not to exceed
21 \$324,866,000 shall be transferred to the appropriation for
22 departmental salaries and expenses; and of which not to
23 exceed \$4,022,000 shall be transferred to the appropria-
24 tion for the Office of Inspector General.

1 FHA—GENERAL AND SPECIAL RISK PROGRAM ACCOUNT
2 (INCLUDING TRANSFERS OF FUNDS)

3 For the cost of guaranteed loans, as authorized by
4 sections 238 and 519 of the National Housing Act (12
5 U.S.C. 1715z-3 and 1735c), including the cost of loan
6 guarantee modifications (as that term is defined in section
7 502 of the Congressional Budget Act of 1974, as amend-
8 ed), \$81,000,000, to remain available until expended: *Pro-*
9 *vided*, That these funds are available to subsidize total
10 loan principal, any part of which is to be guaranteed, of
11 up to \$18,100,000,000: *Provided further*, That any
12 amounts made available in any prior appropriations Act
13 for the cost (as such term is defined in section 502 of
14 the Congressional Budget Act of 1974) of guaranteed
15 loans that are obligations of the funds established under
16 section 238 or 519 of the National Housing Act that have
17 not been obligated or that are deobligated shall be avail-
18 able to the Secretary of Housing and Urban Development
19 in connection with the making of such guarantees and
20 shall remain available until expended, notwithstanding the
21 expiration of any period of availability otherwise applicable
22 to such amounts.

23 Gross obligations for the principal amount of direct
24 loans, as authorized by sections 204(g), 207(l), 238(a),
25 and 519(a) of the National Housing Act, shall not exceed
26 \$120,000,000; of which not to exceed \$100,000,000 shall

1 be for bridge financing in connection with the sale of mul-
 2 tifamily real properties owned by the Secretary and for-
 3 merly insured under such Act; and of which not to exceed
 4 \$20,000,000 shall be for loans to nonprofit and govern-
 5 mental entities in connection with the sale of single-family
 6 real properties owned by the Secretary and formerly in-
 7 sured under such Act.

8 In addition, for administrative expenses necessary to
 9 carry out the guaranteed and direct loan programs,
 10 \$211,455,000, of which \$193,134,000, including
 11 \$25,000,000 for the enforcement of housing standards on
 12 FHA-insured multifamily projects, shall be transferred to
 13 the appropriation for departmental salaries and expenses;
 14 and of which \$18,321,000 shall be transferred to the ap-
 15 propriation for the Office of Inspector General.

16 GOVERNMENT NATIONAL MORTGAGE ASSOCIATION
 17 GUARANTEES OF MORTGAGE-BACKED SECURITIES LOAN
 18 GUARANTEE PROGRAM ACCOUNT
 19 (INCLUDING TRANSFER OF FUNDS)

20 During fiscal year 1999, new commitments to issue
 21 guarantees to carry out the purposes of section 306 of the
 22 National Housing Act, as amended (12 U.S.C. 1721(g)),
 23 shall not exceed \$150,000,000,000.

24 For administrative expenses necessary to carry out
 25 the guaranteed mortgage-backed securities program,
 26 \$9,383,000, to be derived from the GNMA-guarantees of

1 mortgage-backed securities guaranteed loan receipt ac-
 2 count, of which not to exceed \$9,383,000 shall be trans-
 3 ferred to the appropriation for departmental salaries and
 4 expenses.

5 POLICY DEVELOPMENT AND RESEARCH

6 RESEARCH AND TECHNOLOGY

7 For contracts, grants, and necessary expenses of pro-
 8 grams of research and studies relating to housing and
 9 urban problems, not otherwise provided for, as authorized
 10 by title V of the Housing and Urban Development Act
 11 of 1970, as amended (12 U.S.C. 1701z-1 et seq.), includ-
 12 ing carrying out the functions of the Secretary under sec-
 13 tion 1(a)(1)(i) of Reorganization Plan No. 2 of 1968,
 14 \$36,500,000, to remain available until September 30,
 15 2000: *Provided*, That no funds under this heading may
 16 be used to fund a demonstration program, except where
 17 approval is provided in response to a reprogramming re-
 18 quest.

19 FAIR HOUSING AND EQUAL OPPORTUNITY

20 FAIR HOUSING ACTIVITIES

21 For contracts, grants, and other assistance, not oth-
 22 erwise provided for, as authorized by title VIII of the Civil
 23 Rights Act of 1968, as amended by the Fair Housing
 24 Amendments Act of 1988, and section 561 of the Housing
 25 and Community Development Act of 1987, as amended,

1 \$35,000,000, to remain available until September 30,
2 1999, of which \$15,000,000 shall be to carry out activities
3 pursuant to such section 561. No funds made available
4 under this heading shall be used to lobby the executive
5 or legislative branches of the Federal government in con-
6 nection with a specific contract, grant or loan.

7 MANAGEMENT AND ADMINISTRATION

8 SALARIES AND EXPENSES

9 (INCLUDING TRANSFER OF FUNDS)

10 For necessary administrative and non-administrative
11 expenses of the Department of Housing and Urban Devel-
12 opment, not otherwise provided for, including not to ex-
13 ceed \$7,000 for official reception and representation ex-
14 penses, \$1,000,826,000, of which \$518,000,000 shall be
15 provided from the various funds of the Federal Housing
16 Administration, \$9,383,000 shall be provided from funds
17 of the Government National Mortgage Association,
18 \$1,000,000 shall be provided from the “Community Devel-
19 opment Grants Program” account, \$200,000 shall be pro-
20 vided from the “Title VI Indian Federal Guarantees Pro-
21 gram” account, and \$400,000 shall be provided from the
22 “Indian Housing Loan Guarantee Fund Program” ac-
23 count: *Provided*, That the Department is prohibited from
24 employing more than 77 schedule C and 20 noncareer
25 Senior Executive Service employees.

1 OFFICE OF INSPECTOR GENERAL

2 (INCLUDING TRANSFER OF FUNDS)

3 For necessary expenses of the Office of Inspector
4 General in carrying out the Inspector General Act of 1978,
5 as amended, \$66,850,000, of which \$22,343,000 shall be
6 provided from the various funds of the Federal Housing
7 Administration and \$10,000,000 shall be transferred from
8 the amount earmarked for Operation Safe Home in the
9 “Drug Elimination Grants for Low Income Housing” ac-
10 count.

11 OFFICE OF FEDERAL HOUSING ENTERPRISE OVERSIGHT

12 SALARIES AND EXPENSES

13 (INCLUDING TRANSFER OF FUNDS)

14 For carrying out the Federal Housing Enterprise Fi-
15 nancial Safety and Soundness Act of 1992, \$16,000,000,
16 to remain available until expended, to be derived from the
17 Federal Housing Enterprise Oversight Fund: *Provided*,
18 That not to exceed such amount shall be available from
19 the General Fund of the Treasury to the extent necessary
20 to incur obligations and make expenditures pending the
21 receipt of collections to the Fund: *Provided further*, That
22 the General Fund amount shall be reduced as collections
23 are received during the fiscal year so as to result in a final
24 appropriation from the General Fund estimated at not
25 more than \$0.

1 ADMINISTRATIVE PROVISIONS

2 SEC. 201. EXTENDERS. (a) ONE-FOR-ONE REPLACE-
3 MENT OF PUBLIC HOUSING.—Section 1002(d) of Public
4 Law 104–19 is amended by striking “1997” and inserting
5 “1998”.

6 (b) STREAMLINING SECTION 8 TENANT-BASED AS-
7 SISTANCE.—Section 203(d) of the Departments of Veter-
8 ans Affairs and Housing and Urban Development, and
9 Independent Agencies Appropriations Act, 1996, is
10 amended by striking “1997, and 1998” and inserting
11 “1997, 1998, and 1999”.

12 (c) PUBLIC AND ASSISTED HOUSING RENTS, INCOME
13 ADJUSTMENTS AND PREFERENCES.—

14 (1) Section 402(a) of The Balanced Budget
15 Downpayment Act, I is amended by striking “fiscal
16 years 1997 and 1998” and inserting “fiscal years
17 1997, 1998, and 1999”.

18 (2) Section 402(f) of The Balanced Budget
19 Downpayment Act, I is amended by striking “fiscal
20 years 1996, 1997, and 1998” and inserting “fiscal
21 years 1996, 1997, 1998, and 1999”.

22 SEC. 202. FINANCING ADJUSTMENT FACTORS.—
23 Fifty percent of the amounts of budget authority, or in
24 lieu thereof 50 percent of the cash amounts associated
25 with such budget authority, that are recaptured from

1 projects described in section 1012(a) of the Stewart B.
2 McKinney Homeless Assistance Amendments Act of 1988
3 (Public Law 100–628, 102 Stat. 3224, 3268) shall be re-
4 scinded, or in the case of cash, shall be remitted to the
5 Treasury, and such amounts of budget authority or cash
6 recaptured and not rescinded or remitted to the Treasury
7 shall be used by State housing finance agencies or local
8 governments or local housing agencies with projects ap-
9 proved by the Secretary of Housing and Urban Develop-
10 ment for which settlement occurred after January 1,
11 1992, in accordance with such section. Notwithstanding
12 the previous sentence, the Secretary may award up to 15
13 percent of the budget authority or cash recaptured and
14 not rescinded or remitted to the Treasury to provide
15 project owners with incentives to refinance their project
16 at a lower interest rate.

17 SEC. 203. FAIR HOUSING AND FREE SPEECH.—
18 None of the amounts made available under this Act may
19 be used during fiscal year 1998 to investigate or prosecute
20 under the Fair Housing Act any otherwise lawful activity
21 engaged in by one or more persons, including the filing
22 or maintaining of a nonfrivolous legal action, that is en-
23 gaged in solely for the purpose of achieving or preventing
24 action by a government official or entity, or a court of
25 competent jurisdiction.

1 SEC. 204. REQUIREMENT FOR HUD TO MAINTAIN
2 PUBLIC NOTICE AND COMMENT RULEMAKING.—Notwith-
3 standing any other provision of law, for fiscal year 1998
4 and for all fiscal years thereafter, the Secretary of Hous-
5 ing and Urban Development shall maintain all current re-
6 quirements under part 10 of the Department of Housing
7 and Urban Development regulations (24 CFR part 10)
8 with respect to the Department’s policies and procedures
9 for the promulgation and issuance of rules, including the
10 use of public participation in the rulemaking process.

11 SEC. 205. BROWNFIELDS AS ELIGIBLE CDBG AC-
12 TIVITY.—For fiscal years 1998 and 1999, States and enti-
13 tlement communities may use funds allocated under the
14 community development block grants program under title
15 I of the Housing and Community Development Act of
16 1974 for environmental cleanup and economic develop-
17 ment activities related to Brownfields projects in conjunc-
18 tion with the appropriate environmental regulatory agen-
19 cies, as if such activities were eligible under section 105(a)
20 of such Act.

21 SEC. 206. ENHANCED DISPOSITION AUTHORITY.—
22 Section 204 of the Departments of Veterans Affairs and
23 Housing and Urban Development, and Independent Agen-
24 cies Appropriations Act, 1997, is amended by inserting
25 after “owned by the Secretary” the following: “, including,

1 for fiscal years 1998 and 1999, the provision of grants
2 and loans from the General Insurance Fund (12 U.S.C.
3 1735c) for the necessary costs of rehabilitation or demoli-
4 tion.”.

5 SEC. 207. HUD RENT REFORM.—Notwithstanding
6 any other provision of law, the Secretary of Housing and
7 Urban Development may provide tenant-based assistance
8 to eligible tenants of a project insured under either sec-
9 tions 221(d)(3) or 236 of the National Housing Act in
10 the same manner as if the owner had prepaid the insured
11 mortgage to the extent necessary to minimize any rent in-
12 creases or to prevent displacement of low-income tenants
13 in accordance with a transaction approved by the Sec-
14 retary provided that the rents are no higher than the pub-
15 lished section 8 fair market rents, as of the date of enact-
16 ment, during the tenants’ occupancy of the property.

17 SEC. 208. HOUSING OPPORTUNITIES FOR PERSONS
18 WITH AIDS GRANTS.—(a) ELIGIBILITY.—Notwithstand-
19 ing section 854(c)(1)(A) of the AIDS Housing Oppor-
20 tunity Act (42 U.S.C. 12903(c)(1)(A)), from any amounts
21 made available under this title for fiscal year 1999 that
22 are allocated under such section, the Secretary of Housing
23 and Urban Development shall allocate and make a grant,
24 in the amount determined under subsection (b), for any
25 State that—

1 (1) received an allocation for fiscal year 1998
2 under clause (ii) of such section;

3 (2) is not otherwise eligible for an allocation for
4 fiscal year 1999 under such clause (ii) because the
5 State does not have the number of cases of acquired
6 immunodeficiency syndrome required under such
7 clause; and

8 (3) would meet such requirement if the cases in
9 the metropolitan statistical area for any city within
10 the State, which city was not eligible for an alloca-
11 tion for fiscal year 1998 under clause (i) of such
12 section but is eligible for an allocation for fiscal year
13 1999 under such clause, were considered to be cases
14 outside of metropolitan statistical areas described in
15 clause (i) of such section.

16 (b) AMOUNT.—The amount of the allocation and
17 grant for any State described in subsection (a) shall be
18 the amount that is equal to the lesser of—

19 (1) the difference between—

20 (A) the total amount allocated for such
21 State under section 854(c)(1)(A)(ii) of the
22 AIDS Housing Opportunity Act for fiscal year
23 1997; and

24 (B) the total amount allocated for the city
25 described in subsection (a)(3) of this section

1 under section 854(c)(1)(A)(i) of such Act for
2 fiscal year 1998 (from amounts made available
3 under this title); and
4 (2) \$300,000.

5 SEC. 209. SECTION 236 PROGRAM REFORM.—Sec-
6 tion 236(g) of the National Housing Act is amended to
7 read as follows:

8 “(g) The project owner shall, as required by the Sec-
9 retary, accumulate, safeguard, and periodically pay the
10 Secretary or such other entity as determined by the Sec-
11 retary and upon such terms and conditions as the Sec-
12 retary deems appropriate, all rental charges collected on
13 a unit-by-unit basis in excess of the basic rental charges.
14 Unless otherwise directed by the Secretary, such excess
15 charges shall be credited to a reserve fund to be used by
16 the Secretary to make additional assistance payments as
17 provided in paragraph (3) of subsection (f). Notwithstand-
18 ing any other requirements of this subsection, a project
19 owner with a mortgage insured under this section or in-
20 sured under section 207 of this Act pursuant to section
21 223(f) of this Act may retain some or all of such excess
22 charges for project use if authorized by the Secretary and
23 upon such terms and conditions as established by the Sec-
24 retary.”.

1 SEC. 210. FHA MULTIFAMILY MORTGAGE CREDIT
2 DEMONSTRATIONS.—Section 542 of the Housing and
3 Community Development Act of 1992 is amended—

4 (1) in subsection (b)(5) by adding before the
5 period at the end of the first sentence “, and not
6 more than an additional 25,000 units over fiscal
7 year 1999”, and

8 (2) in the first sentence of subsection (c)(4) in-
9 serting after “fiscal year 1997” the following: “and
10 not more than an additional 25,000 units during fis-
11 cal year 1999”.

12 SEC. 211. CALCULATION OF DOWNPAYMENT.—Sec-
13 tion 203(b)(10) of the National Housing Act is amended
14 by—

15 (1) striking out “Alaska and Hawaii” and in-
16 serting in lieu thereof “Calculation of Downpay-
17 ment”; and

18 (2) striking out in subparagraph (A) “origi-
19 nated in the State of Alaska or the State of Hawaii
20 and endorsed for insurance in fiscal years 1997 and
21 1998,” and inserting in lieu thereof “originated and
22 endorsed for insurance in fiscal years 1998, 1999,
23 and 2000”.

24 SEC. 212. STATE CDBG IDIS FUNDING.—During
25 fiscal year 1999, from amounts received by a State under

1 section 106(d)(1) of the Housing and Community Devel-
2 opment Act of 1974 for distribution in nonentitlement
3 areas, the State may deduct an amount, not to exceed the
4 greater of 0.25 percent of the amount so received or
5 \$50,000, for implementation of the integrated disburse-
6 ment and information system established by the Secretary,
7 in addition to any amounts used for this purpose from
8 amounts retained by the State for administrative expenses
9 under section 106(d)(3)(A).

10 SEC. 213. NURSING HOME LEASE TERMS. (a) TECH-
11 NICAL CORRECTION.—Section 216 of the Departments of
12 Veterans Affairs and Housing and Urban Development,
13 and Independent Agencies Appropriations Act, 1998, is
14 amended by striking out “fifty years from the date” and
15 inserting in lieu thereof “fifty years to run from the date”.

16 (b) EFFECTIVE DATE.—The amendment made by
17 subsection (a) shall be construed to have taken effect on
18 October 27, 1997.

19 SEC. 214. EMPOWERMENT ZONES AS CRITERIA.—
20 The Secretary of Housing and Urban Development is pro-
21 hibited from using as a grant criteria for any program
22 administered by the Secretary the use of program funds
23 in an empowerment zone or enterprise community.

24 SEC. 215. GRANT ANNOUNCEMENTS.—The Secretary
25 of Housing and Urban Development shall provide all grant

1 announcements to the Senate and House Appropriations
2 Subcommittees on VA, HUD, and Independent Agencies
3 at least twenty-four hours before the Department of Hous-
4 ing and Urban Development publicly or privately makes
5 an announcement of any grant award.

6 SEC. 216. TECHNICAL FOR EMERGENCY CDBG PRO-
7 GRAM.—For purposes of eligibility for funding under the
8 heading “Community Development Block Grants” in the
9 1998 Supplemental Appropriations and Rescissions Act
10 (Public Law 105–174; May 1, 1998) the term “states”
11 shall be deemed to include “Indian tribes” as defined
12 under section 102(a)(17) of the Housing and Community
13 Development Act of 1974 and Guam, the Northern Mari-
14 ana Islands, the Virgin Islands, and American Samoa:
15 *Provided*, That amounts made available by this section are
16 designated by the Congress as an emergency requirement
17 pursuant to section 251(b)(2)(A) of the Balanced Budget
18 and Emergency Deficit Control Act of 1985, as amended.

19 SEC. 217. ACCOUNT TRANSITION.—The amount of
20 obligated balances in appropriations accounts, as set forth
21 in title II of the Departments of Veterans Affairs, and
22 Housing and Urban Development, and Independent Agen-
23 cies Appropriations Act, 1998 and prior Acts that are re-
24 captured hereafter, to the extent not governed by the spe-
25 cific language in an account or provision in the Act, shall

1 be held in reserve subject to reprogramming, notwith-
2 standing any other provision of law.

3 SEC. 218. PROHIBITION ON UNIVERSITY FUND-
4 ING.—The Secretary of Housing and Urban Development
5 is prohibited from paying directly or indirectly any univer-
6 sity the cost of room and board and tuition for training
7 associated with community builders or any similar pro-
8 gram.

9 SEC. 219. FHA SINGLE FAMILY MORTGAGE INSUR-
10 ANCE LIMITS REFORM.—(a) Section 203(b) of the Na-
11 tional Housing Act is amended by striking out clause (ii)
12 of paragraph (2)(A) and all that follows through “applica-
13 ble size;” and inserting the following in lieu thereof:

14 “(ii) 87 percent of the dollar amount
15 limitation determined under section
16 305(a)(2) of the Federal Home Loan
17 Mortgage Corporation Act for a residence
18 of applicable size;
19 except that the applicable dollar amount
20 limitation in effect for any area under this
21 subparagraph may not be less than 48 per-
22 cent of the dollar limitation determined
23 under section 305(a)(2) of the Federal
24 Home Loan Mortgage Corporation Act for
25 a residence of the applicable size; and”.

1 SEC. 220. USE OF HOME FUNDS FOR PUBLIC HOUS-
2 ING MODERNIZATION.—Notwithstanding section
3 212(d)(5) of the Cranston-Gonzalez National Affordable
4 Housing Act, amounts made available to the City of Bis-
5 marck, North Dakota, under subtitle A of title II of the
6 Cranston-Gonzalez National Affordable Housing Act for
7 fiscal year 1998, 1999, 2000, 2001 or 2002, may be used
8 to carry out activities authorized under section 14 of the
9 United States Housing Act of 1937 (42 U.S.C. 14371)
10 for the purpose of modernizing the Crescent Manor public
11 housing project located at 107 East Bowen Avenue, in
12 Bismarck, North Dakota, if—

13 (1) the Burleigh County Housing Authority (or
14 any successor public housing agency that owns or
15 operates the Crescent Manor public housing project)
16 has obligated all other Federal assistance made
17 available to that public housing agency for that fis-
18 cal year; or

19 (2) the Secretary of Housing and Urban Devel-
20 opment authorizes the use of those amounts for the
21 purpose of modernizing that public housing project,
22 which authorization may be made with respect to 1
23 or more of those fiscal years.

24 SEC. 221. CDBG AND HOME EXEMPTION.—The City
25 of Oxnard, California may use amounts available to the

1 City under title I of the Housing and Community Develop-
 2 ment Act of 1974 and under subtitle A of title II of the
 3 Cranston-Gonzalez National Affordable Housing Act) to
 4 reimburse the City for its cost in purchasing 19.89 acres
 5 of land, more or less, located at the northwest corner of
 6 Lombard Street and Camino del Sol in the City, on the
 7 north side of the 2100 block of Camino del Sol, for the
 8 purpose of providing affordable housing. The procedures
 9 set forth in sections 104(g)(2) and (3) of the Housing and
 10 Community Development Act of 1974 and sections 288(b)
 11 and (c) of the Cranston-Gonzalez National Affordable
 12 Housing Act shall not apply to any release of funds for
 13 such reimbursement.

14 TITLE III—INDEPENDENT AGENCIES

15 AMERICAN BATTLE MONUMENTS COMMISSION

16 SALARIES AND EXPENSES

17 For necessary expenses, not otherwise provided for,
 18 of the American Battle Monuments Commission, including
 19 the acquisition of land or interest in land in foreign coun-
 20 tries; purchases and repair of uniforms for caretakers of
 21 national cemeteries and monuments outside of the United
 22 States and its territories and possessions; rent of office
 23 and garage space in foreign countries; purchase (one for
 24 replacement only) and hire of passenger motor vehicles;
 25 and insurance of official motor vehicles in foreign coun-

1 tries, when required by law of such countries;
2 \$26,931,000, to remain available until expended: *Pro-*
3 *vided*, That where station allowance has been authorized
4 by the Department of the Army for officers of the Army
5 serving the Army at certain foreign stations, the same al-
6 lowance shall be authorized for officers of the Armed
7 Forces assigned to the Commission while serving at the
8 same foreign stations, and this appropriation is hereby
9 made available for the payment of such allowance: *Pro-*
10 *vided further*, That when traveling on business of the Com-
11 mission, officers of the Armed Forces serving as members
12 or as Secretary of the Commission may be reimbursed for
13 expenses as provided for civilian members of the Commis-
14 sion: *Provided further*, That the Commission shall reim-
15 burse other Government agencies, including the Armed
16 Forces, for salary, pay, and allowances of personnel as-
17 signed to it: *Provided further*, That \$2,500,000 for the res-
18 toration and renovation of the Liberty Memorial Monu-
19 ment to World War I located in Kansas City, Missouri.

20 CHEMICAL SAFETY AND HAZARD INVESTIGATION BOARD

21 SALARIES AND EXPENSES

22 For necessary expenses in carrying out activities pur-
23 suant to section 112(r)(6) of the Clean Air Act, including
24 hire of passenger vehicles, and for services authorized by
25 5 U.S.C. 3109, but at rates for individuals not to exceed

1 the per diem equivalent to the maximum rate payable for
 2 senior level positions under 5 U.S.C. 5376, \$6,500,000:
 3 *Provided*, That the Chemical Safety and Hazard Investiga-
 4 tion Board shall have not more than three career Senior
 5 Executive Service positions.

6 DEPARTMENT OF THE TREASURY
 7 COMMUNITY DEVELOPMENT FINANCIAL INSTITUTIONS
 8 COMMUNITY DEVELOPMENT FINANCIAL INSTITUTIONS
 9 FUND PROGRAM ACCOUNT

10 For grants, loans, and technical assistance to qualify-
 11 ing community development lenders, and administrative
 12 expenses of the Fund, including services authorized by 5
 13 U.S.C. 3109, but at rates for individuals not to exceed
 14 the per diem rate equivalent to the rate for ES-3,
 15 \$55,000,000, to remain available until September 30,
 16 2000, of which \$12,000,000 may be used for the cost of
 17 direct loans, and up to \$1,000,000 may be used for admin-
 18 istrative expenses to carry out the direct loan program:
 19 *Provided*, That the cost of direct loans, including the cost
 20 of modifying such loans, shall be as defined in section 502
 21 of the Congressional Budget Act of 1974: *Provided fur-*
 22 *ther*, That these funds are available to subsidize gross obli-
 23 gations for the principal amount of direct loans not to ex-
 24 ceed \$32,000,000: *Provided further*, That not more than
 25 \$25,000,000 of the funds made available under this head-

1 ing may be used for programs and activities authorized
 2 in section 114 of the Community Development Banking
 3 and Financial Institutions Act of 1994.

4 CONSUMER PRODUCT SAFETY COMMISSION

5 SALARIES AND EXPENSES

6 For necessary expenses of the Consumer Product
 7 Safety Commission, including hire of passenger motor ve-
 8 hicles, services as authorized by 5 U.S.C. 3109, but at
 9 rates for individuals not to exceed the per diem rate equiv-
 10 alent to the maximum rate payable under 5 U.S.C. 5376,
 11 purchase of nominal awards to recognize non-Federal offi-
 12 cials' contributions to Commission activities, and not to
 13 exceed \$500 for official reception and representation ex-
 14 penses, \$46,500,000.

15 CORPORATION FOR NATIONAL AND COMMUNITY SERVICE

16 NATIONAL AND COMMUNITY SERVICE PROGRAMS

17 OPERATING EXPENSES

18 (INCLUDING TRANSFER OF FUNDS)

19 For necessary expenses for the Corporation for Na-
 20 tional and Community Service (referred to in the matter
 21 under this heading as the "Corporation") in carrying out
 22 programs, activities, and initiatives under the National
 23 and Community Service Act of 1990 (referred to in the
 24 matter under this heading as the "Act") (42 U.S.C. 12501
 25 et seq.), \$425,500,000, to remain available until Septem-
 26 ber 30, 1999: *Provided*, That not more than \$27,000,000

1 shall be available for administrative expenses authorized
2 under section 501(a)(4) of the Act (42 U.S.C.
3 12671(a)(4)): *Provided further*, That not more than
4 \$2,500 shall be for official reception and representation
5 expenses: *Provided further*, That not more than
6 \$70,000,000, to remain available without fiscal year limi-
7 tation, shall be transferred to the National Service Trust
8 account for educational awards authorized under subtitle
9 D of title I of the Act (42 U.S.C. 12601 et seq.), of which
10 not to exceed \$5,000,000 shall be available for national
11 service scholarships for high school students performing
12 community service: *Provided further*, That not more than
13 \$227,000,000 of the amount provided under this heading
14 shall be available for grants under the National Service
15 Trust program authorized under subtitle C of title I of
16 the Act (42 U.S.C. 12571 et seq.) (relating to activities
17 including the AmeriCorps program), of which not more
18 than \$40,000,000 may be used to administer, reimburse,
19 or support any national service program authorized under
20 section 121(d)(2) of such Act (42 U.S.C. 12581(d)(2)):
21 *Provided further*, That not more than \$5,500,000 of the
22 funds made available under this heading shall be made
23 available for the Points of Light Foundation for activities
24 authorized under title III of the Act (42 U.S.C. 12661
25 et seq.): *Provided further*, That no funds shall be available

1 for national service programs run by Federal agencies au-
2 thorized under section 121(b) of such Act (42 U.S.C.
3 12571(b)): *Provided further*, That to the maximum extent
4 feasible, funds appropriated under subtitle C of title I of
5 the Act shall be provided in a manner that is consistent
6 with the recommendations of peer review panels in order
7 to ensure that priority is given to programs that dem-
8 onstrate quality, innovation, replicability, and sustain-
9 ability: *Provided further*, That not more than \$18,000,000
10 of the funds made available under this heading shall be
11 available for the Civilian Community Corps authorized
12 under subtitle E of title I of the Act (42 U.S.C. 12611
13 et seq.): *Provided further*, That not more than
14 \$43,000,000 shall be available for school-based and com-
15 munity-based service-learning programs authorized under
16 subtitle B of title I of the Act (42 U.S.C. 12521 et seq.):
17 *Provided further*, That not more than \$30,000,000 shall
18 be available for quality and innovation activities author-
19 ized under subtitle H of title I of the Act (42 U.S.C.
20 12853 et seq.): *Provided further*, That not more than
21 \$5,000,000 shall be available for audits and other evalua-
22 tions authorized under section 179 of the Act (42 U.S.C.
23 12639): *Provided further*, That to the maximum extent
24 practicable, the Corporation shall increase significantly
25 the level of matching funds and in-kind contributions pro-

1 vided by the private sector, shall expand significantly the
2 number of educational awards provided under subtitle D
3 of title I, and shall reduce the total Federal costs per par-
4 ticipant in all programs.

5 OFFICE OF INSPECTOR GENERAL

6 For necessary expenses of the Office of Inspector
7 General in carrying out the Inspector General Act of 1978,
8 as amended, \$3,000,000.

9 COURT OF VETERANS APPEALS

10 SALARIES AND EXPENSES

11 For necessary expenses for the operation of the
12 United States Court of Veterans Appeals as authorized
13 by 38 U.S.C. sections 7251–7298, \$10,000,000, of which
14 \$865,000, shall be available for the purpose of providing
15 financial assistance as described, and in accordance with
16 the process and reporting procedures set fourth, under
17 this heading in Public Law 102–229.

18 DEPARTMENT OF DEFENSE—CIVIL

19 CEMETERIAL EXPENSES, ARMY

20 SALARIES AND EXPENSES

21 For necessary expenses, as authorized by law, for
22 maintenance, operation, and improvement of Arlington
23 National Cemetery and Soldiers' and Airmen's Home Na-
24 tional Cemetery, including the purchase of two passenger
25 motor vehicles for replacement only, and not to exceed

1 \$1,000 for official reception and representation expenses,
2 \$11,666,000, to remain available until expended.

3 ENVIRONMENTAL PROTECTION AGENCY
4 SCIENCE AND TECHNOLOGY
5 (INCLUDING TRANSFER OF FUNDS)

6 For science and technology, including research and
7 development activities, which shall include research and
8 development activities under the Comprehensive Environ-
9 mental Response, Compensation, and Liability Act of
10 1980 (CERCLA), as amended; necessary expenses for per-
11 sonnel and related costs and travel expenses, including
12 uniforms, or allowances therefore, as authorized by 5
13 U.S.C. 5901–5902; services as authorized by 5 U.S.C.
14 3109, but at rates for individuals not to exceed the per
15 diem rate equivalent to the maximum rate payable for sen-
16 ior level positions under 5 U.S.C. 5376; procurement of
17 laboratory equipment and supplies; other operating ex-
18 penses in support of research and development; construc-
19 tion, alteration, repair, rehabilitation, and renovation of
20 facilities, not to exceed \$75,000 per project,
21 \$643,460,000, which shall remain available until Septem-
22 ber 30, 2000: *Provided*, That the obligated balance of such
23 sums shall remain available through September 30, 2007
24 for liquidating obligations made in fiscal years 1999 and
25 2000.

1 ENVIRONMENTAL PROGRAMS AND MANAGEMENT

2 For environmental programs and management, in-
3 cluding necessary expenses, not otherwise provided for, for
4 personnel and related costs and travel expenses, including
5 uniforms, or allowances therefore, as authorized by 5
6 U.S.C. 5901–5902; services as authorized by 5 U.S.C.
7 3109, but at rates for individuals not to exceed the per
8 diem rate equivalent to the maximum rate payable for sen-
9 ior level positions under 5 U.S.C. 5376; hire of passenger
10 motor vehicles; hire, maintenance, and operation of air-
11 craft; purchase of reprints; library memberships in soci-
12 eties or associations which issue publications to members
13 only or at a price to members lower than to subscribers
14 who are not members; construction, alteration, repair, re-
15 habilitation, and renovation of facilities, not to exceed
16 \$75,000 per project; and not to exceed \$6,000 for official
17 reception and representation expenses, \$1,840,500,000,
18 which shall remain available until September 30, 2000:
19 *Provided*, That the obligated balance of such sums shall
20 remain available through September 30, 2007 for liquidat-
21 ing obligations made in fiscal years 1999 and 2000.

22 OFFICE OF INSPECTOR GENERAL

23 For necessary expenses of the Office of Inspector
24 General in carrying out the provisions of the Inspector
25 General Act of 1978, as amended, and for construction,
26 alteration, repair, rehabilitation, and renovation of facili-

1 ties, not to exceed \$75,000 per project, \$31,154,000, to
2 remain available until September 30, 2000: *Provided*,
3 That the obligated balance of such sums shall remain
4 available through September 30, 2007 for liquidating obli-
5 gations made in fiscal years 1999 and 2000.

6 BUILDINGS AND FACILITIES

7 For construction, repair, improvement, extension, al-
8 teration, and purchase of fixed equipment or facilities of,
9 or for use by, the Environmental Protection Agency,
10 \$52,948,000, to remain available until expended.

11 HAZARDOUS SUBSTANCE SUPERFUND
12 (INCLUDING TRANSFER OF FUNDS)

13 For necessary expenses to carry out the Comprehen-
14 sive Environmental Response, Compensation, and Liabil-
15 ity Act of 1980 (CERCLA), as amended, including sec-
16 tions 111 (c)(3), (c)(5), (c)(6), and (e)(4) (42 U.S.C.
17 9611), and for construction, alteration, repair, rehabilita-
18 tion, and renovation of facilities, not to exceed \$75,000
19 per project; not to exceed \$1,500,000,000 (of which
20 \$100,000,000 shall not become available until September
21 1, 1999), to remain available until expended, consisting
22 of \$1,250,000,000, as authorized by section 517(a) of the
23 Superfund Amendments and Reauthorization Act of 1986
24 (SARA), as amended by Public Law 101–508, and
25 \$250,000,000 as a payment from general revenues to the
26 Hazardous Substance Superfund as authorized by section

1 517(b) of SARA, as amended by Public Law 101–508:
2 *Provided*, That funds appropriated under this heading
3 may be allocated to other Federal agencies in accordance
4 with section 111(a) of CERCLA: *Provided further*, That
5 \$12,237,300 of the funds appropriated under this heading
6 shall be transferred to the “Office of Inspector General”
7 appropriation to remain available until September 30,
8 2000: *Provided further*, That notwithstanding section
9 111(m) of CERCLA or any other provision of law,
10 \$74,000,000 of the funds appropriated under this heading
11 shall be available to the Agency for Toxic Substances and
12 Disease Registry to carry out activities described in sec-
13 tions 104(i), 111(c)(4), and 111(c)(14) of CERCLA and
14 section 118(f) of SARA: *Provided further*, That
15 \$40,200,000 of the funds appropriated under this heading
16 shall be transferred to the “Science and Technology” ap-
17 propriation to remain available until September 30, 2000:
18 *Provided further*, That none of the funds appropriated
19 under this heading shall be used for Brownfields revolving
20 loan funds unless specifically authorized by subsequent
21 legislation: *Provided further*, That none of the funds ap-
22 propriated under this heading shall be available for the
23 Agency for Toxic Substances and Disease Registry to
24 issue in excess of 40 toxicological profiles pursuant to sec-
25 tion 104(i) of CERCLA during fiscal year 1998.

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

3 For necessary expenses to carry out leaking under-
4 ground storage tank cleanup activities authorized by sec-
5 tion 205 of the Superfund Amendments and Reauthoriza-
6 tion Act of 1986, and for construction, alteration, repair,
7 rehabilitation, and renovation of facilities, not to exceed
8 \$75,000 per project, \$75,000,000, to remain available
9 until expended: *Provided*, That hereafter, the Adminis-
10 trator is authorized to enter into assistance agreements
11 with Federally recognized Indian tribes on such terms and
12 conditions as she deems appropriate for the same purposes
13 as are set forth in section 9003(h)(7) of RCRA.

14 OIL SPILL RESPONSE
15 (INCLUDING TRANSFER OF FUNDS)

16 For expenses necessary to carry out the Environ-
17 mental Protection Agency's responsibilities under the Oil
18 Pollution Act of 1990, \$15,000,000, to be derived from
19 the Oil Spill Liability trust fund, and to remain available
20 until expended.

21 STATE AND TRIBAL ASSISTANCE GRANTS

22 For environmental programs and infrastructure as-
23 sistance, including capitalization grants for State revolv-
24 ing funds and performance partnership grants,
25 \$3,255,000,000, to remain available until expended, of
26 which \$1,400,000,000 shall be for making capitalization

1 grants for the Clean Water State Revolving Funds under
2 title VI of the Federal Water Pollution Control Act, as
3 amended, and \$800,000,000 shall be for capitalization
4 grants for the Drinking Water State Revolving Funds
5 under section 1452 of the Safe Drinking Water Act, as
6 amended; \$75,000,000 for architectural, engineering,
7 planning, design, construction and related activities in
8 connection with the construction of high priority water
9 and wastewater facilities in the area of the United States-
10 Mexico Border, after consultation with the appropriate
11 border commission; \$30,000,000 for grants to the State
12 of Alaska to address drinking water and wastewater infra-
13 structure needs of rural and Alaska Native Villages;
14 \$100,000,000 for making grants for the construction of
15 wastewater and water treatment facilities and ground-
16 water protection infrastructure in accordance with the
17 terms and conditions specified for such grants in the Com-
18 mittee report (S. Rept. 105–216) accompanying this Act
19 (S. 2168); and \$850,000,000 for grants, including associ-
20 ated program support costs, to States, federally recognized
21 tribes, interstate agencies, tribal consortia, and air pollu-
22 tion control agencies for multi-media or single media pol-
23 lution prevention, control and abatement and related ac-
24 tivities, including activities pursuant to the provisions set
25 forth under this heading in Public Law 104–134, and for

1 making grants under section 103 of the Clean Air Act for
2 particulate matter monitoring and data collection activi-
3 ties: *Provided*, That, consistent with section 1452(g) of the
4 Safe Drinking Water Act (42 U.S.C. 300j-12(g)), section
5 302 of the Safe Drinking Water Act Amendments of 1996
6 (Public Law 104-182) and the accompanying joint ex-
7 planatory statement of the committee on conference (H.
8 Rept. No. 104-741 to accompany S. 1316, the Safe
9 Drinking Water Act Amendments of 1996), and notwith-
10 standing any other provision of law, beginning in fiscal
11 year 1999 and thereafter, States may combine the assets
12 of State Revolving Funds (SRFs) established under sec-
13 tion 1452 of the Safe Drinking Water Act, as amended,
14 and title VI of the Federal Water Pollution Control Act,
15 as amended, as security for bond issues to enhance the
16 lending capacity of one or both SRFs, but not to acquire
17 the state match for either program, provided that revenues
18 from the bonds are allocated to the purposes of the Safe
19 Drinking Water Act and the Federal Water Pollution Con-
20 trol Act in the same portion as the funds are used as secu-
21 rity for the bonds: *Provided further*, That, notwithstanding
22 the matching requirement in Public Law 104-204 for
23 funds appropriated under this heading for grants to the
24 State of Texas for improving wastewater treatment for the
25 Colonias, such funds that remain unobligated may also be

1 used for improving water treatment for the Colonias, and
2 shall be matched by State funds from State resources
3 equal to 20 percent of such unobligated funds: *Provided*
4 *further*, That, hereafter the Administrator is authorized to
5 enter into assistance agreements with Federally recog-
6 nized Indian tribes on such terms and conditions as she
7 deems appropriate for the development and implementa-
8 tion of programs to manage hazardous waste, and under-
9 ground storage tanks: *Provided further*, That beginning in
10 fiscal year 1999 and thereafter, pesticide program imple-
11 mentation grants under section 23(a)(1) of the Federal
12 Insecticide, Fungicide and Rodenticide Act, as amended,
13 shall be available for pesticide program development and
14 implementation, including enforcement and compliance ac-
15 tivities.

16 ADMINISTRATIVE PROVISION

17 None of the funding provided under this Act may be
18 used by the Environmental Protection Agency to issue any
19 notification, or enter into, implement or approve agree-
20 ments that enable the export of government owned ships
21 to be dismantled in foreign countries unless the Adminis-
22 trator of the Environmental Protection Agency certifies to
23 the Congress that the environmental standards imposed
24 by law and enforced in the country in which the vessel
25 is to be dismantled or scrapped are comparable to the en-

1 vironmental standards imposed and enforced under United
2 States law.

3 EXECUTIVE OFFICE OF THE PRESIDENT

4 OFFICE OF SCIENCE AND TECHNOLOGY POLICY

5 For necessary expenses of the Office of Science and
6 Technology Policy, in carrying out the purposes of the Na-
7 tional Science and Technology Policy, Organization, and
8 Priorities Act of 1976 (42 U.S.C. 6601 and 6671), hire
9 of passenger motor vehicles, and services as authorized by
10 5 U.S.C. 3109, not to exceed \$2,500 for official reception
11 and representation expenses, and rental of conference
12 rooms in the District of Columbia, \$5,026,000.

13 COUNCIL ON ENVIRONMENTAL QUALITY AND OFFICE OF

14 ENVIRONMENTAL QUALITY

15 For necessary expenses to continue functions as-
16 signed to the Council on Environmental Quality and Office
17 of Environmental Quality pursuant to the National Envi-
18 ronmental Policy Act of 1969, the Environmental Quality
19 Improvement Act of 1970, and Reorganization Plan No.
20 1 of 1977, \$2,575,000: *Provided*, That, notwithstanding
21 any other provision of law, no funds other than those ap-
22 propriated under this heading, shall be used for or by the
23 Council on Environmental Quality and Office of Environ-
24 mental Quality: *Provided further*, That notwithstanding
25 section 202 of the National Environmental Policy Act of
26 1970, the Council shall consist of one member, appointed

1 by the President, by and with the advice and consent of
 2 the Senate, serving as Chairman and exercising all powers,
 3 functions, and duties of the Council.

4 FEDERAL DEPOSIT INSURANCE CORPORATION
 5 OFFICE OF INSPECTOR GENERAL
 6 (INCLUDING TRANSFER OF FUNDS)

7 For necessary expenses of the Office of Inspector
 8 General in carrying out the provisions of the Inspector
 9 General Act of 1978, as amended, \$34,666,000, to be de-
 10 rived from the Bank Insurance Fund, the Savings Asso-
 11 ciation Insurance Fund, and the FSLIC Resolution Fund.

12 FEDERAL EMERGENCY MANAGEMENT AGENCY
 13 DISASTER RELIEF

14 For necessary expenses in carrying out the Robert
 15 T. Stafford Disaster Relief and Emergency Assistance Act
 16 (42 U.S.C. 5121 et seq.), \$846,000,000, and, notwith-
 17 standing 42 U.S.C. 5203, to remain available until ex-
 18 pended.

19 DISASTER ASSISTANCE DIRECT LOAN PROGRAM ACCOUNT

20 For the cost of direct loans, \$1,355,000, as author-
 21 ized by section 319 of the Robert T. Stafford Disaster Re-
 22 lief and Emergency Assistance Act: *Provided*, That such
 23 costs, including the cost of modifying such loans, shall be
 24 as defined in section 502 of the Congressional Budget Act
 25 of 1974, as amended: *Provided further*, That these funds

1 are available to subsidize gross obligations for the prin-
2 cipal amount of direct loans not to exceed \$25,000,000.

3 In addition, for administrative expenses to carry out
4 the direct loan program, \$440,000.

5 SALARIES AND EXPENSES

6 For necessary expenses, not otherwise provided for,
7 including hire and purchase of motor vehicles as author-
8 ized by 31 U.S.C. 1343; uniforms, or allowances therefor,
9 as authorized by 5 U.S.C. 5901–5902; services as author-
10 ized by 5 U.S.C. 3109, but at rates for individuals not
11 to exceed the per diem rate equivalent to the rate for GS–
12 18; expenses of attendance of cooperating officials and in-
13 dividuals at meetings concerned with the work of emer-
14 gency preparedness; transportation in connection with the
15 continuity of Government programs to the same extent
16 and in the same manner as permitted the Secretary of
17 a Military Department under 10 U.S.C. 2632; and not to
18 exceed \$2,500 for official reception and representation ex-
19 penses, \$170,000,000.

20 OFFICE OF INSPECTOR GENERAL

21 For necessary expenses of the Office of Inspector
22 General in carrying out the Inspector General Act of 1978,
23 as amended, \$5,400,000.

24 EMERGENCY MANAGEMENT PLANNING AND ASSISTANCE

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

1 Act of 1968, as amended, and the Flood Disaster Protec-
2 tion Act of 1973, as amended (42 U.S.C. 4001 et seq.),
3 the Robert T. Stafford Disaster Relief and Emergency As-
4 sistance Act (42 U.S.C. 5121 et seq.), the Earthquake
5 Hazards Reduction Act of 1977, as amended (42 U.S.C.
6 7701 et seq.), the Federal Fire Prevention and Control
7 Act of 1974, as amended (15 U.S.C. 2201 et seq.), the
8 Defense Production Act of 1950, as amended (50 U.S.C.
9 App. 2061 et seq.), sections 107 and 303 of the National
10 Security Act of 1947, as amended (50 U.S.C. 404–405),
11 and Reorganization Plan No. 3 of 1978, \$231,000,000:
12 *Provided*, That for purposes of pre-disaster mitigation
13 pursuant to 42 U.S.C. 5131 (b) and (c) and 42 U.S.C.
14 5196 (e) and (i), \$25,000,000 of the funds made available
15 under this heading shall be available until expended for
16 project grants.

17 EMERGENCY FOOD AND SHELTER PROGRAM

18 To carry out an emergency food and shelter program
19 pursuant to title III of Public Law 100–77, as amended,
20 \$100,000,000: *Provided*, That total administrative costs
21 shall not exceed three and one-half percent of the total
22 appropriation.

23 RADIOLOGICAL EMERGENCY PREPAREDNESS FUND

24 There is hereby established in the Treasury a Radio-
25 logical Emergency Preparedness Fund, which shall be
26 available under the Atomic Energy Act of 1954, as amend-

1 ed, and Executive Order 12657, for offsite radiological
2 emergency planning, preparedness, and response. Begin-
3 ning in fiscal year 1999 and thereafter, the Director of
4 the Federal Emergency Management Agency (FEMA)
5 shall promulgate through rulemaking fees to be assessed
6 and collected, applicable to persons subject to FEMA's ra-
7 diological emergency preparedness regulations. The aggre-
8 gate charges assessed pursuant to this section during fis-
9 cal year 1999 shall not be less than 100 percent of the
10 amounts anticipated by FEMA necessary for its radiologi-
11 cal emergency preparedness program for such fiscal year.
12 The methodology for assessment and collection of fees
13 shall be fair and equitable; and shall reflect costs of pro-
14 viding such services, including administrative costs of col-
15 lecting such fees. Fees received pursuant to this section
16 shall be deposited in the Fund as offsetting collections and
17 will become available for authorized purposes on October
18 1, 1999, and remain available until expended.

19 For necessary expenses of the Fund for fiscal year
20 1999, \$12,849,000, to remain available until expended.

21 NATIONAL FLOOD INSURANCE FUND

22 (INCLUDING TRANSFER OF FUNDS)

23 For activities under the National Flood Insurance
24 Act of 1968, the Flood Disaster Protection Act of 1973,
25 as amended, not to exceed \$22,685,000 for salaries and
26 expenses associated with flood mitigation and flood insur-

1 ance operations, and not to exceed \$78,464,000 for flood
2 mitigation, including up to \$20,000,000 for expenses
3 under section 1366 of the National Flood Insurance Act,
4 which amount shall be available for transfer to the Na-
5 tional Flood Mitigation Fund until September 30, 2000.
6 In fiscal year 1999, no funds in excess of (1) \$47,000,000
7 for operating expenses, (2) \$343,989,000 for agents' com-
8 missions and taxes, and (3) \$60,000,000 for interest on
9 Treasury borrowings shall be available from the National
10 Flood Insurance Fund without prior notice to the Commit-
11 tees on Appropriations. For fiscal year 1999, flood insur-
12 ance rates shall not exceed the level authorized by the Na-
13 tional Flood Insurance Reform Act of 1994.

14 Section 1309(a)(2) of the National Flood Insurance
15 Act (42 U.S.C. 4016(a)(2)), as amended by Public Law
16 104-208, is further amended by striking "1998" and in-
17 serting "1999".

18 Section 1319 of the National Flood Insurance Act of
19 1968, as amended (42 U.S.C. 4026), is amended by strik-
20 ing "September 30, 1998" and inserting "September 30,
21 1999".

22 Section 1336 of the National Flood Insurance Act of
23 1968, as amended (42 U.S.C. 4056), is amended by strik-
24 ing "September 30, 1998" and inserting "September 30,
25 1999".

1 The first sentence of section 1376(c) of the National
2 Flood Insurance Act of 1968, as amended (42 U.S.C.
3 4127(c)), is amended by striking “September 30, 1998”
4 and inserting “September 30, 1999”.

5 GENERAL SERVICES ADMINISTRATION

6 CONSUMER INFORMATION CENTER FUND

7 For necessary expenses of the Consumer Information
8 Center, including services authorized by 5 U.S.C. 3109,
9 \$2,419,000, to be deposited into the Consumer Informa-
10 tion Center Fund: *Provided*, That the appropriations, rev-
11 enues and collections deposited into the fund shall be
12 available for necessary expenses of Consumer Information
13 Center activities in the aggregate amount of \$7,500,000.
14 Appropriations, revenues, and collections accruing to this
15 fund during fiscal year 1999 in excess of \$7,500,000 shall
16 remain in the fund and shall not be available for expendi-
17 ture except as authorized in appropriations Acts.

18 NATIONAL AERONAUTICS AND SPACE ADMINISTRATION

19 INTERNATIONAL SPACE STATION

20 (INCLUDING TRANSFER OF FUNDS)

21 For necessary expenses, not otherwise provided for,
22 in support of the International Space Station, including
23 development, operations and research support; mainte-
24 nance; construction of facilities including repair, rehabili-
25 tation, and modification of real and personal property, and
26 acquisition or condemnation of real property, as author-

1 ized by law; and purchase, lease, charter, maintenance and
2 operation of mission and administrative aircraft,
3 \$2,300,000,000, to remain available until September 30,
4 2000.

5 LAUNCH VEHICLES AND PAYLOAD OPERATIONS

6 For necessary expenses, not otherwise provided for,
7 in the conduct and support of the space shuttle program,
8 including safety and performance upgrades, space shuttle
9 operations, and payload utilization and operations, and
10 services; maintenance; construction of facilities including
11 repair, rehabilitation, and modification of real and per-
12 sonal property, and acquisition or condemnation of real
13 property, as authorized by law; space flight, spacecraft
14 control and communications activities including oper-
15 ations, production, and services; and purchase, lease, char-
16 ter, maintenance and operation of mission and administra-
17 tive aircraft, \$3,241,000,000, to remain available until
18 September 30, 2000: *Provided*, That none of the funds
19 provided under this heading may be utilized to support
20 the development or operations of the International Space
21 Station other than costs of space shuttle flights utilized
22 for space station assembly.

23 SCIENCE AND TECHNOLOGY

24 For necessary expenses, not otherwise provided for,
25 in the conduct and support of space science, earth science,
26 life and microgravity science, and academic programs, in-

1 the development or operations of the International Space
2 Station.

3 MISSION SUPPORT

4 For necessary expenses, not otherwise provided for,
5 in carrying out mission support for international space
6 station, space shuttle, science and technology, aeronautics,
7 space transportation and technology programs, including
8 research operations and support; space communications
9 activities including operations, production, and services;
10 maintenance; construction of facilities including repair, re-
11 habilitation, and modification of facilities, minor construc-
12 tion of new facilities and additions to existing facilities,
13 facility planning and design, environmental compliance
14 and restoration, and acquisition or condemnation of real
15 property, as authorized by law; program management;
16 personnel and related costs, including uniforms or allow-
17 ances therefor, as authorized by 5 U.S.C. 5901–5902;
18 travel expenses; purchase, lease, charter, maintenance,
19 and operation of mission and administrative aircraft; not
20 to exceed \$35,000 for official reception and representation
21 expenses; and purchase (not to exceed 33 for replacement
22 only) and hire of passenger motor vehicles;
23 \$2,491,600,000, to remain available until September 30,
24 2000: *Provided*, That none of the funds provided under
25 this heading may be utilized to support the development
26 or operations of the International Space Station.

1 OFFICE OF INSPECTOR GENERAL

2 For necessary expenses of the Office of Inspector
3 General in carrying out the Inspector General Act of 1978,
4 as amended, \$20,000,000.

5 ADMINISTRATIVE PROVISIONS

6 Notwithstanding the limitation on the availability of
7 funds appropriated for “International Space Station”,
8 “Launch Vehicles and Payload Operations”, “Science and
9 Technology”, “Aeronautics, Space Transportation and
10 Technology”, or “Mission Support” by this appropriations
11 Act, when any activity has been initiated by the incurrence
12 of obligations for construction of facilities as authorized
13 by law, such amount available for such activity shall re-
14 main available until expended. This provision does not
15 apply to the amounts appropriated in “Mission support”
16 pursuant to the authorization for repair, rehabilitation
17 and modification of facilities, minor construction of new
18 facilities and additions to existing facilities, and facility
19 planning and design.

20 Notwithstanding the limitation on the availability of
21 funds appropriated for “International Space Station”,
22 “Launch Vehicles and Payload Operations”, “Science and
23 Technology”, “Aeronautics, Space Transportation and
24 Technology”, or “Mission Support” by this appropriations
25 Act, the amounts appropriated for construction of facili-
26 ties shall remain available until September 30, 2001.

1 Notwithstanding the limitation on the availability of
2 funds appropriated for “Mission support” and “Office of
3 Inspector General”, amounts made available by this Act
4 for personnel and related costs and travel expenses of the
5 National Aeronautics and Space Administration shall re-
6 main available until September 30, 1999 and may be used
7 to enter into contracts for training, investigations, costs
8 associated with personnel relocation, and for other serv-
9 ices, to be provided during the next fiscal year.

10 NATIONAL CREDIT UNION ADMINISTRATION

11 CENTRAL LIQUIDITY FACILITY

12 During fiscal year 1999, gross obligations of the Cen-
13 tral Liquidity Facility for the principal amount of new di-
14 rect loans to member credit unions, as authorized by the
15 National Credit Union Central Liquidity Facility Act (12
16 U.S.C. 1795), shall not exceed \$600,000,000: *Provided*,
17 That administrative expenses of the Central Liquidity Fa-
18 cility in fiscal year 1999 shall not exceed \$176,000: *Pro-*
19 *vided further*, That \$1,000,000, together with amounts of
20 principal and interest on loans repaid, to be available until
21 expended, is available for loans to community development
22 credit unions.

1 NATIONAL SCIENCE FOUNDATION

2 RESEARCH AND RELATED ACTIVITIES

3 For necessary expenses in carrying out the National
4 Science Foundation Act of 1950, as amended (42 U.S.C.
5 1861–1875), and the Act to establish a National Medal
6 of Science (42 U.S.C. 1880–1881); services as authorized
7 by 5 U.S.C. 3109; maintenance and operation of aircraft
8 and purchase of flight services for research support; acqui-
9 sition of aircraft; \$2,725,000,000, of which not to exceed
10 \$228,530,000 shall remain available until expended for
11 Polar research and operations support, and for reimburse-
12 ment to other Federal agencies for operational and science
13 support and logistical and other related activities for the
14 United States Antarctic program; the balance to remain
15 available until September 30, 2000: *Provided*, That re-
16 ceipts for scientific support services and materials fur-
17 nished by the National Research Centers and other Na-
18 tional Science Foundation supported research facilities
19 may be credited to this appropriation: *Provided further*,
20 That to the extent that the amount appropriated is less
21 than the total amount authorized to be appropriated for
22 included program activities, all amounts, including floors
23 and ceilings, specified in the authorizing Act for those pro-
24 gram activities or their subactivities shall be reduced pro-
25 portionally: *Provided further*, That \$50,000,000 of the

1 funds available under this heading shall be made available
2 for a comprehensive research initiative on plant genomes
3 for economically significant crop.

4 MAJOR RESEARCH EQUIPMENT

5 For necessary expenses of major construction
6 projects pursuant to the National Science Foundation Act
7 of 1950, as amended, \$94,000,000, to remain available
8 until expended.

9 EDUCATION AND HUMAN RESOURCES

10 For necessary expenses in carrying out science and
11 engineering education and human resources programs and
12 activities pursuant to the National Science Foundation
13 Act of 1950, as amended (42 U.S.C. 1861–1875), includ-
14 ing services as authorized by 5 U.S.C. 3109 and rental
15 of conference rooms in the District of Columbia,
16 \$683,000,000, to remain available until September 30,
17 2000: *Provided*, That to the extent that the amount of
18 this appropriation is less than the total amount authorized
19 to be appropriated for included program activities, all
20 amounts, including floors and ceilings, specified in the au-
21 thorizing Act for those program activities or their sub-
22 activities shall be reduced proportionally.

23 SALARIES AND EXPENSES

24 For salaries and expenses necessary in carrying out
25 the National Science Foundation Act of 1950, as amended
26 (42 U.S.C. 1861–1875); services authorized by 5 U.S.C.

1 3109; hire of passenger motor vehicles; not to exceed
 2 \$9,000 for official reception and representation expenses;
 3 uniforms or allowances therefor, as authorized by 5 U.S.C.
 4 5901–5902; rental of conference rooms in the District of
 5 Columbia; reimbursement of the General Services Admin-
 6 istration for security guard services and headquarters relo-
 7 cation; \$136,950,000: *Provided*, That contracts may be
 8 entered into under “Salaries and expenses” in fiscal year
 9 1999 for maintenance and operation of facilities, and for
 10 other services, to be provided during the next fiscal year.

11 OFFICE OF INSPECTOR GENERAL

12 For necessary expenses of the Office of Inspector
 13 General as authorized by the Inspector General Act of
 14 1978, as amended, \$5,200,000, to remain available until
 15 September 30, 2000.

16 NEIGHBORHOOD REINVESTMENT CORPORATION
 17 PAYMENT TO THE NEIGHBORHOOD REINVESTMENT
 18 CORPORATION

19 For payment to the Neighborhood Reinvestment Cor-
 20 poration for use in neighborhood reinvestment activities,
 21 as authorized by the Neighborhood Reinvestment Corpora-
 22 tion Act (42 U.S.C. 8101–8107), \$60,000,000.

23 SELECTIVE SERVICE SYSTEM
 24 SALARIES AND EXPENSES

25 For necessary expenses of the Selective Service Sys-
 26 tem, including expenses of attendance at meetings and of

1 training for uniformed personnel assigned to the Selective
2 Service System, as authorized by 5 U.S.C. 4101–4118 for
3 civilian employees; and not to exceed \$1,000 for official
4 reception and representation expenses; \$24,940,000: *Pro-*
5 *vided*, That during the current fiscal year, the President
6 may exempt this appropriation from the provisions of 31
7 U.S.C. 1341, whenever he deems such action to be nec-
8 essary in the interest of national defense: *Provided further*,
9 That none of the funds appropriated by this Act may be
10 expended for or in connection with the induction of any
11 person into the Armed Forces of the United States.

12 TITLE IV—GENERAL PROVISIONS

13 SEC. 401. Where appropriations in titles I, II, and
14 III of this Act are expendable for travel expenses and no
15 specific limitation has been placed thereon, the expendi-
16 tures for such travel expenses may not exceed the amounts
17 set forth therefore in the budget estimates submitted for
18 the appropriations: *Provided*, That this provision does not
19 apply to accounts that do not contain an object classifica-
20 tion for travel: *Provided further*, That this section shall
21 not apply to travel performed by uncompensated officials
22 of local boards and appeal boards of the Selective Service
23 System; to travel performed directly in connection with
24 care and treatment of medical beneficiaries of the Depart-
25 ment of Veterans Affairs; to travel performed in connec-

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

13 SEC. 402. Appropriations and funds available for the
14 administrative expenses of the Department of Housing
15 and Urban Development and the Selective Service System
16 shall be available in the current fiscal year for purchase
17 of uniforms, or allowances therefor, as authorized by 5
18 U.S.C. 5901–5902; hire of passenger motor vehicles; and
19 services as authorized by 5 U.S.C. 3109.

20 SEC. 403. Funds of the Department of Housing and
21 Urban Development subject to the Government Corpora-
22 tion Control Act or section 402 of the Housing Act of
23 1950 shall be available, without regard to the limitations
24 on administrative expenses, for legal services on a contract
25 or fee basis, and for utilizing and making payment for

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

8 SEC. 404. No part of any appropriation contained in
9 this Act shall remain available for obligation beyond the
10 current fiscal year unless expressly so provided herein.

11 SEC. 405. No funds appropriated by this Act may be
12 expended—

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

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

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

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

4 SEC. 406. None of the funds provided in this Act to
5 any department or agency may be expended for the trans-
6 portation of any officer or employee of such department
7 or agency between his domicile and his place of employ-
8 ment, with the exception of any officer or employee au-
9 thorized such transportation under 31 U.S.C. 1344 or 5
10 U.S.C. 7905.

11 SEC. 407. None of the funds provided in this Act may
12 be used for payment, through grants or contracts, to re-
13 cipients that do not share in the cost of conducting re-
14 search resulting from proposals not specifically solicited
15 by the Government: *Provided*, That the extent of cost
16 sharing by the recipient shall reflect the mutuality of in-
17 terest of the grantee or contractor and the Government
18 in the research.

19 SEC. 408. None of the funds in this Act may be used,
20 directly or through grants, to pay or to provide reimburse-
21 ment for payment of the salary of a consultant (whether
22 retained by the Federal Government or a grantee) at more
23 than the daily equivalent of the rate paid for level IV of
24 the Executive Schedule, unless specifically authorized by
25 law.

1 SEC. 409. None of the funds provided in this Act
2 shall be used to pay the expenses of, or otherwise com-
3 pensate, non-Federal parties intervening in regulatory or
4 adjudicatory proceedings. Nothing herein affects the au-
5 thority of the Consumer Product Safety Commission pur-
6 suant to section 7 of the Consumer Product Safety Act
7 (15 U.S.C. 2056 et seq.).

8 SEC. 410. Except as otherwise provided under exist-
9 ing law or under an existing Executive Order issued pur-
10 suant to an existing law, the obligation or expenditure of
11 any appropriation under this Act for contracts for any
12 consulting service shall be limited to contracts which are
13 (1) a matter of public record and available for public in-
14 spection, and (2) thereafter included in a publicly available
15 list of all contracts entered into within twenty-four months
16 prior to the date on which the list is made available to
17 the public and of all contracts on which performance has
18 not been completed by such date. The list required by the
19 preceding sentence shall be updated quarterly and shall
20 include a narrative description of the work to be per-
21 formed under each such contract.

22 SEC. 411. Except as otherwise provided by law, no
23 part of any appropriation contained in this Act shall be
24 obligated or expended by any executive agency, as referred
25 to in the Office of Federal Procurement Policy Act (41

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

13 SEC. 412. Except as otherwise provided in section
14 406, none of the funds provided in this Act to any depart-
15 ment or agency shall be obligated or expended to provide
16 a personal cook, chauffeur, or other personal servants to
17 any officer or employee of such department or agency.

18 SEC. 413. None of the funds provided in this Act to
19 any department or agency shall be obligated or expended
20 to procure passenger automobiles as defined in 15 U.S.C.
21 2001 with an EPA estimated miles per gallon average of
22 less than 22 miles per gallon.

23 SEC. 414. None of the funds appropriated in title I
24 of this Act shall be used to enter into any new lease of
25 real property if the estimated annual rental is more than

1 \$300,000 unless the Secretary submits, in writing, a re-
2 port to the Committees on Appropriations of the Congress
3 and a period of 30 days has expired following the date
4 on which the report is received by the Committees on Ap-
5 propriations.

6 SEC. 415. (a) It is the sense of the Congress that,
7 to the greatest extent practicable, all equipment and prod-
8 ucts purchased with funds made available in this Act
9 should be American-made.

10 (b) In providing financial assistance to, or entering
11 into any contract with, any entity using funds made avail-
12 able in this Act, the head of each Federal agency, to the
13 greatest extent practicable, shall provide to such entity a
14 notice describing the statement made in subsection (a) by
15 the Congress.

16 SEC. 416. None of the funds appropriated in this Act
17 may be used to implement any cap on reimbursements to
18 grantees for indirect costs, except as published in Office
19 of Management and Budget Circular A-21.

20 SEC. 417. Such sums as may be necessary for fiscal
21 year 1999 pay raises for programs funded by this Act shall
22 be absorbed within the levels appropriated in this Act.

23 SEC. 418. None of the funds made available in this
24 Act may be used for any program, project, or activity,
25 when it is made known to the Federal entity or official

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

5 SEC. 419. Corporations and agencies of the Depart-
6 ment of Housing and Urban Development which are sub-
7 ject to the Government Corporation Control Act, as
8 amended, are hereby authorized to make such expendi-
9 tures, within the limits of funds and borrowing authority
10 available to each such corporation or agency and in accord
11 with law, and to make such contracts and commitments
12 without regard to fiscal year limitations as provided by
13 section 104 of the Act as may be necessary in carrying
14 out the programs set forth in the budget for 1999 for such
15 corporation or agency except as hereinafter provided: *Pro-*
16 *vided*, That collections of these corporations and agencies
17 may be used for new loan or mortgage purchase commit-
18 ments only to the extent expressly provided for in this Act
19 (unless such loans are in support of other forms of assist-
20 ance provided for in this or prior appropriations Acts), ex-
21 cept that this proviso shall not apply to the mortgage in-
22 surance or guaranty operations of these corporations, or
23 where loans or mortgage purchases are necessary to pro-
24 tect the financial interest of the United States Govern-
25 ment.

1 SEC. 420. Notwithstanding section 320(g) of the
2 Federal Water Pollution Control Act (33 U.S.C. 1330(g)),
3 funds made available pursuant to authorization under
4 such section for fiscal year 1999 and prior fiscal years
5 may be used for implementing comprehensive conservation
6 and management plans.

7 SEC. 421. Notwithstanding any other provision of
8 law, the term “qualified student loan” with respect to na-
9 tional service education awards shall mean any loan made
10 directly to a student by the Alaska Commission on Post-
11 secondary Education, in addition to other meanings under
12 section 148(b)(7) of the National and Community Service
13 Act.

14 SEC. 422. Unless otherwise provided for in this Act,
15 no part of any appropriation for the Department of Hous-
16 ing and Urban Development shall be available for any ac-
17 tivity in excess of amounts set forth in the budget esti-
18 mates submitted for the appropriations.

19 This Act may be cited as the “Departments of Veter-
20 ans Affairs and Housing and Urban Development, and
21 Independent Agencies Appropriations Act, 1999”.

Calendar No. 414

105TH CONGRESS
2^D SESSION

S. 2168

[Report No. 105-216]

A BILL

Making appropriations for the Departments of Veterans Affairs and Housing and Urban Development, and for sundry independent agencies, commissions, corporations, and offices for the fiscal year ending September 30, 1999, and for other purposes.

JUNE 12, 1998

Read twice and placed on the calendar