

Union Calendar No. 88

103D CONGRESS
1ST SESSION

H. R. 2518

[Report No. 103-1561]

A BILL

Making appropriations for the Departments of Labor, Health and Human Services, and Education, and related agencies, for the fiscal year ending September 30, 1994, and for other purposes.

JUNE 24, 1993

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

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IN THE HOUSE OF REPRESENTATIVES

JUNE 24, 1993

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

A BILL

Making appropriations for the Departments of Labor, Health and Human Services, and Education, and related agencies, for the fiscal year ending September 30, 1994, and for other purposes.

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

1 Education, and related agencies for the fiscal year ending
2 September 30, 1994, and for other purposes, namely:

3 TITLE I—DEPARTMENT OF LABOR

4 EMPLOYMENT AND TRAINING ADMINISTRATION

5 PROGRAM ADMINISTRATION

6 For expenses of administering employment and train-
7 ing programs and for carrying out section 908 of the So-
8 cial Security Act, \$92,406,000, together with not to ex-
9 ceed \$46,655,000, which may be expended from the Em-
10 ployment Security Administration account in the Unem-
11 ployment Trust Fund.

12 TRAINING AND EMPLOYMENT SERVICES

13 For expenses necessary to carry into effect the Job
14 Training Partnership Act, as amended, including the pur-
15 chase and hire of passenger motor vehicles, the construc-
16 tion, alteration, and repair of buildings and other facili-
17 ties, and the purchase of real property for training centers
18 as authorized by the Job Training Partnership Act,
19 \$4,943,181,000 plus reimbursements, to be available for
20 obligation for the period July 1, 1994, through June 30,
21 1995, of which \$61,871,000 shall be for carrying out sec-
22 tion 401, \$78,303,000 shall be for carrying out section
23 402, \$8,957,000 shall be for carrying out section 441,
24 \$1,473,000 shall be for the National Commission for Em-
25 ployment Policy, \$5,357,000 shall be for all activities con-
26 ducted by and through the National Occupational Infor-

1 mation Coordinating Committee under the Job Training
2 Partnership Act, and \$3,831,000 shall be for service deliv-
3 ery areas under section 101(a)(4)(A)(iii) of the Job Train-
4 ing Partnership Act in addition to amounts otherwise pro-
5 vided under sections 202, 252 and 262 of the Act; and,
6 in addition, \$126,556,000 is appropriated for necessary
7 expenses of construction, rehabilitation, and acquisition of
8 Job Corps centers, including \$20,000,000 for new centers,
9 as authorized by the Job Training Partnership Act, in ad-
10 dition to amounts otherwise provided herein for the Job
11 Corps, to be available for obligation for the period July
12 1, 1994 through June 30, 1997; and, in addition,
13 \$744,000 is appropriated for the Glass Ceiling Commis-
14 sion authorized by title II of the Civil Rights Act of 1991;
15 and, in addition, \$744,000 is appropriated for the Na-
16 tional Center for the Workplace authorized by title XV,
17 part A, of Public Law 102-325; and, in addition,
18 \$12,537,000 is appropriated for activities authorized by
19 title VII, subtitle C of the Stewart B. McKinney Homeless
20 Assistance Act: *Provided*, That no funds from any other
21 appropriation shall be used to provide meal services at or
22 for Job Corps centers: *Provided further*, That
23 \$300,000,000 for carrying out part B of title II of the
24 Job Training Partnership Act shall be available for obliga-
25 tion for the period October 1, 1993 through June 30,

1 1994: *Provided further*, That appropriations in this para-
2 graph are available to carry out the Women in Apprentice-
3 ship and Nontraditional Occupations Act (Public Law
4 102-530) for the period beginning October 1, 1993.

5 COMMUNITY SERVICE EMPLOYMENT FOR OLDER
6 AMERICANS

7 To carry out the activities for national grants or con-
8 tracts with public agencies and public or private nonprofit
9 organizations under paragraph (1)(A) of section 506(a)
10 of title V of the Older Americans Act of 1965, as amended,
11 \$320,190,000.

12 To carry out the activities for grants to States under
13 paragraph (3) of section 506(a) of title V of the Older
14 Americans Act of 1965, as amended, \$90,310,000.

15 FEDERAL UNEMPLOYMENT BENEFITS AND ALLOWANCES

16 For payments during the current fiscal year of bene-
17 fits and payments as authorized by title II of Public Law
18 95-250, as amended, and of trade adjustment benefit pay-
19 ments and allowances under part I, and for training, for
20 allowances for job search and relocation, and for related
21 State administrative expenses under part II, subchapter
22 B, chapter 2, title II of the Trade Act of 1974, as amend-
23 ed, \$190,000,000 together with such amounts as may be
24 necessary to be charged to the subsequent appropriation
25 for payments for any period subsequent to September 15
26 of the current year: *Provided*, That amounts received or

1 recovered pursuant to section 208(e) of Public Law 95-
2 250 shall be available for payments.

3 STATE UNEMPLOYMENT INSURANCE AND EMPLOYMENT
4 SERVICE OPERATIONS

5 For activities authorized by the Act of June 6, 1933,
6 as amended (29 U.S.C. 49-49l-1; 39 U.S.C.
7 3202(a)(1)(E)); title III of the Social Security Act, as
8 amended (42 U.S.C. 502-504); necessary administrative
9 expenses for carrying out 5 U.S.C. 8501-8523, and sec-
10 tions 225, 231-235 and 243-244, title II of the Trade
11 Act of 1974, as amended; as authorized by section 7c of
12 the Act of June 6, 1933, as amended, necessary adminis-
13 trative expenses under sections 101(a)(15)(H),
14 212(a)(5)(A), (m) (2) and (3), (n)(1), and 218(g) (1), (2),
15 and (3), and 258(c) of the Immigration and Nationality
16 Act, as amended (8 U.S.C. 1101 et seq.); necessary ad-
17 ministrative expenses to carry out the Targeted Jobs Tax
18 Credit Program under section 51 of the Internal Revenue
19 Code of 1986, and section 221(a) of the Immigration Act
20 of 1990, \$69,542,000 together with not to exceed
21 \$3,327,707,000 (including not to exceed \$2,098,000
22 which may be used for amortization payments to States
23 which had independent retirement plans in their State em-
24 ployment service agencies prior to 1980, and including not
25 to exceed \$1,000,000 which may be obligated in contracts

1 with non-State entities for activities such as occupational
2 and test research activities which benefit the Federal-
3 State Employment Service System), which may be ex-
4 pended from the Employment Security Administration ac-
5 count in the Unemployment Trust Fund, and of which the
6 sums available in the allocation for activities authorized
7 by title III of the Social Security Act, as amended (42
8 U.S.C. 502-504), and the sums available in the allocation
9 for necessary administrative expenses for carrying out 5
10 U.S.C. 8501-8523, shall be available for obligation by the
11 States through December 31, 1994, except that funds
12 used for automation acquisitions shall be available for obli-
13 gation by States through September 30, 1996; and of
14 which \$67,486,000 together with not to exceed
15 \$807,870,000 of the amount which may be expended from
16 said trust fund shall be available for obligation for the pe-
17 riod July 1, 1994, through June 30, 1995, to fund activi-
18 ties under the Act of June 6, 1933, as amended, including
19 the cost of penalty mail made available to States in lieu
20 of allotments for such purpose, and of which
21 \$347,272,000 shall be available only to the extent nec-
22 essary for additional State allocations to administer unem-
23 ployment compensation laws to finance increases in the
24 number of unemployment insurance claims filed and
25 claims paid or changes in a State law: *Provided*, That to

1 the extent that the Average Weekly Insured Unemploy-
2 ment (AWIU) for fiscal year 1994 is projected by the De-
3 partment of Labor to exceed 3.28 million, an additional
4 \$27,000,000 shall be available for obligation for every
5 100,000 increase in the AWIU level (including a pro rata
6 amount for any increment less than 100,000) from the
7 Employment Security Administration Account of the Un-
8 employment Trust Fund.

9 ADVANCES TO THE UNEMPLOYMENT TRUST FUND AND
10 OTHER FUNDS

11 For repayable advances to the Unemployment Trust
12 Fund as authorized by sections 905(d) and 1203 of the
13 Social Security Act, as amended, and to the Black Lung
14 Disability Trust Fund as authorized by section 9501(c)(1)
15 of the Internal Revenue Code of 1954, as amended; and
16 for nonrepayable advances to the Unemployment Trust
17 Fund as authorized by section 8509 of title 5, United
18 States Code, and section 104(d) of Public Law 102-164,
19 and section 5 of Public Law 103-6, and to the "Federal
20 unemployment benefits and allowances" account, to re-
21 main available until September 30, 1995, \$2,556,000,000.

22 In addition, for making repayable advances to the
23 Black Lung Disability Trust Fund in the current fiscal
24 year after September 15, 1994, for costs incurred by the

1 Black Lung Disability Trust Fund in the current fiscal
2 year, such sums as may be necessary.

3 LABOR-MANAGEMENT STANDARDS

4 SALARIES AND EXPENSES

5 For necessary expenses for Labor-Management
6 Standards, \$27,309,000.

7 PENSION AND WELFARE BENEFITS ADMINISTRATION

8 SALARIES AND EXPENSES

9 For necessary expenses for Pension and Welfare Ben-
10 efits Administration, \$64,408,000.

11 PENSION BENEFIT GUARANTY CORPORATION

12 PENSION BENEFIT GUARANTY CORPORATION FUND

13 The Pension Benefit Guaranty Corporation is author-
14 ized to make such expenditures, including financial assist-
15 ance authorized by section 104 of Public Law 96-364,
16 within limits of funds and borrowing authority available
17 to such Corporation, and in accord with law, and to make
18 such contracts and commitments without regard to fiscal
19 year limitations as provided by section 104 of the Govern-
20 ment Corporation Control Act, as amended (31 U.S.C.
21 9104), as may be necessary in carrying out the program
22 through September 30, 1994, for such Corporation: *Pro-*
23 *vided*, That not to exceed \$34,194,000 shall be available
24 for administrative expenses of the Corporation: *Provided*
25 *further*, That expenses of such Corporation in connection

1 with the termination of pension plans, for the acquisition,
2 protection or management, and investment of trust assets,
3 and for benefits administration services shall be consid-
4 ered as non-administrative expenses for the purposes here-
5 of, and excluded from the above limitation.

6 EMPLOYMENT STANDARDS ADMINISTRATION

7 SALARIES AND EXPENSES

8 For necessary expenses for the Employment Stand-
9 ards Administration, including reimbursement to State,
10 Federal, and local agencies and their employees for inspec-
11 tion services rendered, \$237,176,000 together with
12 \$989,000 which may be expended from the Special Fund
13 in accordance with sections 39(c) and 44(j) of the
14 Longshore and Harbor Workers' Compensation Act.

15 SPECIAL BENEFITS

16 (INCLUDING TRANSFER OF FUNDS)

17 For the payment of compensation, benefits, and ex-
18 penses (except administrative expenses) accruing during
19 the current or any prior fiscal year authorized by title 5,
20 chapter 81 of the United States Code; continuation of ben-
21 efits as provided for under the head "Civilian War Bene-
22 fits" in the Federal Security Agency Appropriation Act,
23 1947; the Employees' Compensation Commission Appro-
24 priation Act, 1944; and sections 4(c) and 5(f) of the War
25 Claims Act of 1948 (50 U.S.C. App. 2012); and 50 per
26 centum of the additional compensation and benefits re-

1 quired by section 10(h) of the Longshore and Harbor
2 Workers' Compensation Act, as amended, \$279,000,000
3 together with such amounts as may be necessary to be
4 charged to the subsequent year appropriation for the pay-
5 ment of compensation and other benefits for any period
6 subsequent to August 15 of the current year: *Provided*,
7 That such sums as are necessary may be used for a dem-
8 onstration project under section 8104 of title 5, United
9 States Code, in which the Secretary may reimburse an em-
10 ployer, who is not the employer at the time of injury, for
11 portions of the salary of a reemployed, disabled bene-
12 ficiary: *Provided further*, That balances of reimbursements
13 from Federal Government agencies unobligated on Sep-
14 tember 30, 1993, shall remain available until expended for
15 the payment of compensation, benefits, and expenses: *Pro-*
16 *vided further*, That in addition there shall be transferred
17 from the Postal Service fund to this appropriation such
18 sums as the Secretary of Labor determines to be the cost
19 of administration for Postal Service employees through
20 September 30, 1994: *Provided further*, That the Secretary
21 may require that any person filing a notice of injury or
22 a claim for benefits under Subchapter 5, U.S.C., Chapter
23 81, or under Subchapter 33, U.S.C. 901, et seq. (the
24 Longshore and Harbor Workers' Compensation Act, as
25 amended), provide as part of such notice and claim, such

1 identifying information (including Social Security account
2 number) as such regulations may prescribe.

3 BLACK LUNG DISABILITY TRUST FUND

4 (INCLUDING TRANSFER OF FUNDS)

5 For payments from the Black Lung Disability Trust
6 Fund, \$1,001,575,000, of which \$947,967,000, shall be
7 available until September 30, 1995, for payment of all
8 benefits as authorized by section 9501(d) (1), (2), (4), and
9 (7), of the Internal Revenue Code of 1954, as amended,
10 and interest on advances as authorized by section
11 9501(c)(2) of that Act, and of which \$28,929,000 shall
12 be available for transfer to Employment Standards Ad-
13 ministration, Salaries and Expenses, and \$24,384,000 for
14 transfer to Departmental Management, Salaries and Ex-
15 penses, and \$295,000 for transfer to Departmental Man-
16 agement, Office of Inspector General, for expenses of oper-
17 ation and administration of the Black Lung Benefits pro-
18 gram as authorized by section 9501(d)(5)(A) of that Act:
19 *Provided*, That in addition, such amounts as may be nec-
20 essary may be charged to the subsequent year appropria-
21 tion for the payment of compensation, interest, or other
22 benefits for any period subsequent to June 15 of the cur-
23 rent year: *Provided further*, That in addition such amounts
24 shall be paid from this fund into miscellaneous receipts
25 as the Secretary of the Treasury determines to be the ad-
26 ministrative expenses of the Department of the Treasury

1 for administering the fund during the current fiscal year,
2 as authorized by section 9501(d)(5)(B) of that Act.

3 OCCUPATIONAL SAFETY AND HEALTH ADMINISTRATION
4 SALARIES AND EXPENSES

5 For necessary expenses for the Occupational Safety
6 and Health Administration, \$294,640,000, including not
7 to exceed \$68,630,000, which shall be the maximum
8 amount available for grants to States under section 23(g)
9 of the Occupational Safety and Health Act, which grants
10 shall be no less than fifty percent of the costs of State
11 occupational safety and health programs required to be
12 incurred under plans approved by the Secretary under sec-
13 tion 18 of the Occupational Safety and Health Act of
14 1970: *Provided*, That none of the funds appropriated
15 under this paragraph shall be obligated or expended to
16 prescribe, issue, administer, or enforce any standard, rule,
17 regulation, or order under the Occupational Safety and
18 Health Act of 1970 which is applicable to any person who
19 is engaged in a farming operation which does not maintain
20 a temporary labor camp and employs ten or fewer employ-
21 ees: *Provided further*, That no funds appropriated under
22 this paragraph shall be obligated or expended to admin-
23 ister or enforce any standard, rule, regulation, or order
24 under the Occupational Safety and Health Act of 1970
25 with respect to any employer of ten or fewer employees

1 who is included within a category having an occupational
2 injury lost workday case rate, at the most precise Stand-
3 ard Industrial Classification Code for which such data are
4 published, less than the national average rate as such
5 rates are most recently published by the Secretary, acting
6 through the Bureau of Labor Statistics, in accordance
7 with section 24 of that Act (29 U.S.C. 673), except—

8 (1) to provide, as authorized by such Act, con-
9 sultation, technical assistance, educational and train-
10 ing services, and to conduct surveys and studies;

11 (2) to conduct an inspection or investigation in
12 response to an employee complaint, to issue a cita-
13 tion for violations found during such inspection, and
14 to assess a penalty for violations which are not cor-
15 rected within a reasonable abatement period and for
16 any willful violations found;

17 (3) to take any action authorized by such Act
18 with respect to imminent dangers;

19 (4) to take any action authorized by such Act
20 with respect to health hazards;

21 (5) to take any action authorized by such Act
22 with respect to a report of an employment accident
23 which is fatal to one or more employees or which re-
24 sults in hospitalization of two or more employees,

1 and to take any action pursuant to such investiga-
2 tion authorized by such Act; and

3 (6) to take any action authorized by such Act
4 with respect to complaints of discrimination against
5 employees for exercising rights under such Act:

6 *Provided further*, That the foregoing proviso shall not
7 apply to any person who is engaged in a farming operation
8 which does not maintain a temporary labor camp and em-
9 ploys ten or fewer employees.

10 MINE SAFETY AND HEALTH ADMINISTRATION

11 SALARIES AND EXPENSES

12 For necessary expenses for the Mine Safety and
13 Health Administration, \$193,858,000, of which
14 \$5,740,000 shall be for the State Grants Program, includ-
15 ing purchase and bestowal of certificates and trophies in
16 connection with mine rescue and first-aid work, and the
17 hire of passenger motor vehicles; the Secretary is author-
18 ized to accept lands, buildings, equipment, and other con-
19 tributions from public and private sources and to pros-
20 ecute projects in cooperation with other agencies, Federal,
21 State, or private; the Mine Safety and Health Administra-
22 tion is authorized to promote health and safety education
23 and training in the mining community through cooperative
24 programs with States, industry, and safety associations;
25 and any funds available to the Department may be used,

1 with the approval of the Secretary, to provide for the costs
2 of mine rescue and survival operations in the event of a
3 major disaster: *Provided*, That none of the funds appro-
4 priated under this paragraph shall be obligated or ex-
5 pended to carry out section 115 of the Federal Mine Safe-
6 ty and Health Act of 1977 or to carry out that portion
7 of section 104(g)(1) of such Act relating to the enforce-
8 ment of any training requirements, with respect to shell
9 dredging, or with respect to any sand, gravel, surface
10 stone, surface clay, colloidal phosphate, or surface lime-
11 stone mine.

12 BUREAU OF LABOR STATISTICS

13 SALARIES AND EXPENSES

14 For necessary expenses for the Bureau of Labor Sta-
15 tistics, including advances or reimbursements to State,
16 Federal, and local agencies and their employees for serv-
17 ices rendered, \$281,768,000, together with not to exceed
18 \$51,927,000, which may be expended from the Employ-
19 ment Security Administration account in the Unemploy-
20 ment Trust Fund.

21 DEPARTMENTAL MANAGEMENT

22 SALARIES AND EXPENSES

23 For necessary expenses for Departmental Manage-
24 ment, including the hire of five sedans, and including up
25 to \$4,320,000 for the President's Committee on Employ-

1 ment of People With Disabilities, \$142,242,000, together
2 with not to exceed \$332,000, which may be expended from
3 the Employment Security Administration account in the
4 Unemployment Trust Fund.

5 WORKING CAPITAL FUND

6 Hereafter, funds received for services rendered to any
7 entity or person for use of Departmental facilities, includ-
8 ing associated utilities and security services, shall be cred-
9 ited to and merged with this fund.

10 ASSISTANT SECRETARY FOR VETERANS EMPLOYMENT
11 AND TRAINING

12 Not to exceed \$186,648,000 may be derived from the
13 Employment Security Administration account in the Un-
14 employment Trust Fund to carry out the provisions of 38
15 U.S.C. 2001-10 and 2021-26.

16 OFFICE OF INSPECTOR GENERAL

17 For salaries and expenses of the Office of Inspector
18 General in carrying out the provisions of the Inspector
19 General Act of 1978, as amended, \$47,215,000, together
20 with not to exceed \$3,990,000, which may be expended
21 from the Employment Security Administration account in
22 the Unemployment Trust Fund.

23 GENERAL PROVISION

24 SEC. 101. The Secretary of Labor is authorized to
25 accept, in the name of the Department of Labor, and em-
26 ploy or dispose of in furtherance of authorized activities

1 of the Department of Labor, any money or property, real,
2 personal, or mixed, tangible or intangible, received by gift,
3 devise, bequest, or otherwise.

4 This title may be cited as the “Department of Labor
5 Appropriations Act, 1994”.

6 TITLE II—DEPARTMENT OF HEALTH AND
7 HUMAN SERVICES

8 HEALTH RESOURCES AND SERVICES ADMINISTRATION
9 HEALTH RESOURCES AND SERVICES

10 For carrying out titles II, III, VII, VIII, X, XII, XIX,
11 and XXVI of the Public Health Service Act, section
12 427(a) of the Federal Coal Mine Health and Safety Act,
13 title V of the Social Security Act, the Health Care Quality
14 Improvement Act of 1986, as amended, Public Law 101–
15 527, and the Native Hawaiian Health Care Act of 1988,
16 as amended, \$2,833,588,000, of which \$415,000 shall re-
17 main available until expended for interest subsidies on
18 loan guarantees made prior to fiscal year 1981 under part
19 B of title VII of the Public Health Service Act: *Provided,*
20 That when the Department of Health and Human Serv-
21 ices administers or operates an employee health program
22 for any Federal department or agency, payment for the
23 full estimated cost shall be made by way of reimbursement
24 or in advance to this appropriation: *Provided further,* That
25 of the funds made available under this heading, \$942,000

1 shall be available until expended for facilities renovations
2 at the Gillis W. Long Hansen's Disease Center: *Provided*
3 *further*, That in addition to fees authorized by section
4 427(b) of the Health Care Quality Improvement Act of
5 1986, fees shall be collected for the full disclosure of infor-
6 mation under the Act sufficient to recover the full costs
7 of operating the National Practitioner Data Bank, and
8 shall remain available until expended to carry out that
9 Act.

10 MEDICAL FACILITIES GUARANTEE AND LOAN FUND

11 FEDERAL INTEREST SUBSIDIES FOR MEDICAL FACILITIES

12 For carrying out subsections (d) and (e) of section
13 1602 of the Public Health Service Act, \$9,000,000, to-
14 gether with any amounts received by the Secretary in con-
15 nection with loans and loan guarantees under title VI of
16 the Public Health Service Act, to be available without fis-
17 cal year limitation for the payment of interest subsidies.
18 During the fiscal year, no commitments for direct loans
19 or loan guarantees shall be made.

20 HEALTH EDUCATION ASSISTANCE LOANS PROGRAM

21 For the cost of guaranteed loans, such sums as may
22 be necessary to carry out the purpose of the program, as
23 authorized by title VII of the Public Health Service Act,
24 as amended: *Provided*, That such costs, including the cost
25 of modifying such loans, shall be as defined in section 502

1 of the Congressional Budget Act of 1974: *Provided fur-*
2 *ther*, That these funds are available to subsidize gross obli-
3 gations for the total loan principal any part of which is
4 to be guaranteed at not to exceed \$375,000,000. In addi-
5 tion, for administrative expenses to carry out the guaran-
6 teed loan program, \$2,946,000.

7 VACCINE INJURY COMPENSATION PROGRAM TRUST FUND

8 For payments from the Vaccine Injury Compensation
9 Program Trust Fund, such sums as may be necessary for
10 claims associated with vaccine-related injury or death with
11 respect to vaccines administered after September 30,
12 1988, pursuant to subtitle 2 of title XXI of the Public
13 Health Service Act, to remain available until expended:
14 *Provided*, That for necessary administrative expenses, not
15 to exceed \$2,500,000 shall be available from the Trust
16 Fund to the Secretary of Health and Human Services.

17 VACCINE INJURY COMPENSATION

18 For payment of claims resolved by the United States
19 Court of Federal Claims related to the administration of
20 vaccines before October 1, 1988, \$80,000,000, to remain
21 available until expended.

22 CENTERS FOR DISEASE CONTROL AND PREVENTION

23 DISEASE CONTROL, RESEARCH, AND TRAINING

24 To carry out titles II, III, VII, XI, XV, XVII, and
25 XIX of the Public Health Service Act, sections 101, 102,
26 103, 201, 202, and 203 of the Federal Mine Safety and

1 Health Act of 1977, and sections 20, 21, and 22 of the
2 Occupational Safety and Health Act of 1970; including
3 insurance of official motor vehicles in foreign countries;
4 and hire, maintenance, and operation of aircraft,
5 \$1,910,182,000, of which \$16,648,000 shall remain avail-
6 able until expended for equipment and construction and
7 renovation of facilities, and in addition, such sums as may
8 be derived from authorized user fees, which shall be cred-
9 ited to this account: *Provided*, That training of private
10 persons shall be made subject to reimbursement or ad-
11 vances to this appropriation for not in excess of the full
12 cost of such training: *Provided further*, That funds appro-
13 priated under this heading shall be available for payment
14 of the costs of medical care, related expenses, and burial
15 expenses hereafter incurred by or on behalf of any person
16 who had participated in the study of untreated syphilis
17 initiated in Tuskegee, Alabama, in 1932, in such amounts
18 and subject to such terms and conditions as prescribed
19 by the Secretary of Health and Human Services and for
20 payment, in such amounts and subject to such terms and
21 conditions, of such costs and expenses hereafter incurred
22 by or on behalf of such person's wife or offspring deter-
23 mined by the Secretary to have suffered injury or disease
24 from syphilis contracted from such person: *Provided fur-*
25 *ther*, That amounts received by the National Center for

1 Health Statistics from reimbursements and interagency
2 agreements and the sale of data tapes may be credited
3 to this appropriation and shall remain available until ex-
4 pended: *Provided further*, That in addition to amounts pro-
5 vided herein, up to \$28,873,000 shall be available from
6 amounts available under section 241 of the Public Health
7 Service Act, to carry out the National Center for Health
8 Statistics surveys.

9 NATIONAL INSTITUTES OF HEALTH

10 NATIONAL CANCER INSTITUTE

11 For carrying out section 301 and title IV of the Pub-
12 lic Health Service Act with respect to cancer,
13 \$2,082,267,000.

14 NATIONAL HEART, LUNG, AND BLOOD INSTITUTE

15 For carrying out sections 301 and 1105 and title IV
16 of the Public Health Service Act with respect to cardio-
17 vascular, lung, and blood diseases, and blood and blood
18 products, \$1,277,880,000.

19 NATIONAL INSTITUTE OF DENTAL RESEARCH

20 For carrying out section 301 and title IV of the Pub-
21 lic Health Service Act with respect to dental disease,
22 \$169,520,000.

1 NATIONAL INSTITUTE OF DIABETES AND DIGESTIVE AND
2 KIDNEY DISEASES

3 For carrying out section 301 and title IV of the Pub-
4 lic Health Service Act with respect to diabetes and diges-
5 tive and kidney diseases, \$716,054,000.

6 NATIONAL INSTITUTE OF NEUROLOGICAL DISORDERS
7 AND STROKE

8 For carrying out section 301 and title IV of the Pub-
9 lic Health Service Act with respect to neurological dis-
10 orders and stroke, \$630,650,000.

11 NATIONAL INSTITUTE OF ALLERGY AND INFECTIOUS
12 DISEASES

13 For carrying out section 301 and title IV of the Pub-
14 lic Health Service Act with respect to allergy and infec-
15 tious diseases, \$1,065,583,000.

16 NATIONAL INSTITUTE OF GENERAL MEDICAL SCIENCES
17 For carrying out section 301 and title IV of the Pub-
18 lic Health Service Act with respect to general medical
19 sciences, \$875,511,000.

20 NATIONAL INSTITUTE OF CHILD HEALTH AND HUMAN
21 DEVELOPMENT

22 For carrying out section 301 and title IV of the Pub-
23 lic Health Service Act with respect to child health and
24 human development, \$555,195,000.

1 NATIONAL EYE INSTITUTE

2 For carrying out section 301 and title IV of the Pub-
3 lic Health Service Act with respect to eye diseases and
4 visual disorders, \$290,260,000.

5 NATIONAL INSTITUTE OF ENVIRONMENTAL HEALTH
6 SCIENCES

7 For carrying out sections 301 and 311, and title IV
8 of the Public Health Service Act with respect to environ-
9 mental health sciences, \$264,249,000.

10 NATIONAL INSTITUTE ON AGING

11 For carrying out section 301 and title IV of the Pub-
12 lic Health Service Act with respect to aging,
13 \$420,303,000.

14 NATIONAL INSTITUTE OF ARTHRITIS AND
15 MUSCULOSKELETAL AND SKIN DISEASES

16 For carrying out section 301 and title IV of the Pub-
17 lic Health Service Act with respect to arthritis, and mus-
18 culoskeletal and skin diseases, \$223,280,000.

19 NATIONAL INSTITUTE ON DEAFNESS AND OTHER
20 COMMUNICATION DISORDERS

21 For carrying out section 301 and title IV of the Pub-
22 lic Health Service Act with respect to deafness and other
23 communication disorders, \$162,823,000.

1 NATIONAL INSTITUTE OF NURSING RESEARCH

2 For carrying out section 301 and title IV of the Pub-
3 lic Health Service Act with respect to nursing research,
4 \$51,018,000.

5 NATIONAL INSTITUTE ON ALCOHOL ABUSE AND
6 ALCOHOLISM

7 For carrying out section 301 and title IV of the Pub-
8 lic Health Service Act with respect to alcohol abuse, and
9 alcoholism, \$185,617,000.

10 NATIONAL INSTITUTE ON DRUG ABUSE

11 For carrying out section 301 and title IV of the Pub-
12 lic Health Service Act with respect to drug abuse,
13 \$425,201,000.

14 NATIONAL INSTITUTE OF MENTAL HEALTH

15 For carrying out section 301 and title IV of the Pub-
16 lic Health Service Act with respect to mental health,
17 \$613,444,000.

18 NATIONAL CENTER FOR RESEARCH RESOURCES

19 For carrying out section 301 and title IV of the Pub-
20 lic Health Service Act with respect to research resources
21 and general research support grants, \$328,915,000: *Pro-*
22 *vided*, That none of these funds shall be used to pay recipi-
23 ents of the general research support grants program any
24 amount for indirect expenses in connection with such
25 grants.

1 NATIONAL CENTER FOR HUMAN GENOME RESEARCH

2 For carrying out section 301 and title IV of the Pub-
3 lic Health Service Act with respect to human genome re-
4 search, \$119,030,000.

5 JOHN E. FOGARTY INTERNATIONAL CENTER

6 For carrying out the activities at the John E.
7 Fogarty International Center, \$22,240,000.

8 NATIONAL LIBRARY OF MEDICINE

9 For carrying out section 301 and title IV of the Pub-
10 lic Health Service Act with respect to health information
11 communications, \$118,481,000.

12 OFFICE OF THE DIRECTOR

13 (INCLUDING TRANSFER OF FUNDS)

14 For carrying out the responsibilities of the Office of
15 the Director, National Institutes of Health, \$224,746,000:
16 *Provided*, That funding shall be available for the purchase
17 of not to exceed five passenger motor vehicles for replace-
18 ment only: *Provided further*, That the Director may direct
19 up to 1 percent of the total amount made available in this
20 Act to all National Institutes of Health appropriations to
21 emergency activities the Director may so designate: *Pro-*
22 *vided further*, That no such appropriation shall be in-
23 creased or decreased by more than 1 percent by any such
24 transfers and that the Congress is promptly notified of
25 the transfer.

1 BUILDINGS AND FACILITIES

2 For construction of, and acquisition of equipment for,
3 facilities of or used by the National Institutes of Health,
4 including the acquisition of real property, \$114,385,000,
5 to remain available until expended.

6 SUBSTANCE ABUSE AND MENTAL HEALTH SERVICES

7 ADMINISTRATION

8 SUBSTANCE ABUSE AND MENTAL HEALTH SERVICES

9 For carrying out the Public Health Service Act with
10 respect to substance abuse and mental health services, sec-
11 tion 612 of Public Law 100-77, as amended, and the Pro-
12 tection and Advocacy for Mentally Ill Individuals Act of
13 1986, \$2,057,167,000, of which \$952,000, together with
14 unobligated balances for facilities renovation, shall be
15 available for maintenance and repair of Federally-owned
16 facilities at Saint Elizabeths Hospital and shall remain
17 available until expended: *Provided*, That no portion of
18 amounts appropriated for the programs of the Depart-
19 ment of Health and Human Services shall be available for
20 obligation pursuant to section 571 of the Public Health
21 Service Act, other than an amount of \$4,000,000 from
22 amounts appropriated to carry out section 510 of that Act.

1 ASSISTANT SECRETARY FOR HEALTH

2 OFFICE OF THE ASSISTANT SECRETARY FOR HEALTH

3 For the expenses necessary for the Office of the As-
4 sistant Secretary for Health and for carrying out titles
5 III, XVII, XX, and XXI of the Public Health Service Act,
6 \$68,758,000, and, in addition, amounts received by the
7 Public Health Service from Freedom of Information Act
8 fees, reimbursable and interagency agreements and the
9 sale of data tapes shall be credited to this appropriation
10 and shall remain available until expended.

11 RETIREMENT PAY AND MEDICAL BENEFITS FOR

12 COMMISSIONED OFFICERS

13 For retirement pay and medical benefits of Public
14 Health Service Commissioned Officers as authorized by
15 law, and for payments under the Retired Serviceman's
16 Family Protection Plan and Survivor Benefit Plan and for
17 medical care of dependents and retired personnel under
18 the Dependents' Medical Care Act (10 U.S.C. ch. 55), and
19 for payments pursuant to section 229(b) of the Social Se-
20 curity Act (42 U.S.C. 429(b)), such amounts as may be
21 required during the current fiscal year.

22 AGENCY FOR HEALTH CARE POLICY AND RESEARCH

23 HEALTH CARE POLICY AND RESEARCH

24 For carrying out titles III and IX of the Public
25 Health Service Act, and part A of title XI of the Social
26 Security Act, \$129,051,000, together with not to exceed

1 \$4,792,000 to be transferred from the Federal Hospital
2 Insurance and the Federal Supplementary Medical Insur-
3 ance Trust Funds, as authorized by section 1142 of the
4 Social Security Act and not to exceed \$994,000 to be
5 transferred from the Federal Hospital Insurance and the
6 Federal Supplementary Medical Insurance Trust Funds,
7 as authorized by section 201(g) of the Social Security Act;
8 and, in addition, amounts received from Freedom of Infor-
9 mation Act fees, reimbursable and interagency agree-
10 ments, and the sale of data tapes shall be credited to this
11 appropriation and shall remain available until expended:
12 *Provided*, That the amount made available pursuant to
13 section 926(b) of the Public Health Service Act shall not
14 exceed \$13,204,000.

15 HEALTH CARE FINANCING ADMINISTRATION

16 GRANTS TO STATES FOR MEDICAID

17 For carrying out, except as otherwise provided, titles
18 XI and XIX of the Social Security Act, \$64,477,413,000,
19 to remain available until expended.

20 Payment under title XIX may be made for any quar-
21 ter with respect to a State plan or plan amendment in
22 effect during such quarter, if submitted in or prior to such
23 quarter and approved in that or any subsequent quarter.

24 PAYMENTS TO HEALTH CARE TRUST FUNDS

25 For payment to the Federal Hospital Insurance and
26 the Federal Supplementary Medical Insurance Trust

1 Funds, as provided under sections 217(g) and 1844 of the
2 Social Security Act, sections 103(c) and 111(d) of the So-
3 cial Security Amendments of 1965, section 278(d) of Pub-
4 lic Law 97-248, and for administrative expenses incurred
5 pursuant to section 201(g) of the Social Security Act,
6 \$45,731,440,000.

7 PROGRAM MANAGEMENT

8 For carrying out, except as otherwise provided, titles
9 XI, XVIII, and XIX of the Social Security Act, title XIII
10 of the Public Health Service Act, the Clinical Laboratory
11 Improvement Amendments of 1988, section 4360 of Pub-
12 lic Law 101-508, and section 4005(e) of Public Law 100-
13 203, not to exceed \$2,172,598,000, together with all funds
14 collected in accordance with section 353 of the Public
15 Health Service Act, the latter funds to remain available
16 until expended; the \$2,172,598,000 to be transferred to
17 this appropriation as authorized by section 201(g) of the
18 Social Security Act, from the Federal Hospital Insurance
19 and the Federal Supplementary Medical Insurance Trust
20 Funds: *Provided*, That all funds derived in accordance
21 with 31 U.S.C. 9701 from organizations established under
22 title XIII of the Public Health Service Act are to be cred-
23 ited to this appropriation.

1 SOCIAL SECURITY ADMINISTRATION

2 PAYMENTS TO SOCIAL SECURITY TRUST FUNDS

3 For payment to the Federal Old-Age and Survivors
4 Insurance and the Federal Disability Insurance Trust
5 Funds, as provided under sections 201(m), 228(g), and
6 1131(b)(2) of the Social Security Act, \$28,178,000.

7 SPECIAL BENEFITS FOR DISABLED COAL MINERS

8 For carrying out title IV of the Federal Mine Safety
9 and Health Act of 1977, \$575,181,000, to remain avail-
10 able until expended.

11 SUPPLEMENTAL SECURITY INCOME PROGRAM

12 For carrying out titles XI and XVI of the Social Se-
13 curity Act, section 401 of Public Law 92-603, section 212
14 of Public Law 93-66, as amended, and section 405 of
15 Public Law 95-216, including payment to the Social Secu-
16 rity trust funds for administrative expenses incurred pur-
17 suant to section 201(g)(1) of the Social Security Act,
18 \$20,181,775,000, to remain available until expended: *Pro-*
19 *vided*, That any portion of the funds provided to a State
20 in the current fiscal year and not obligated by the State
21 during that year shall be returned to the Treasury.

22 LIMITATION ON ADMINISTRATIVE EXPENSES

23 For necessary expenses, not more than
24 \$4,874,285,000 may be expended, as authorized by sec-

1 tion 201(g)(1) of the Social Security Act, from any one
2 or all of the trust funds referred to therein.

3 In addition to funding already available under this
4 heading, and subject to the same terms and conditions,
5 \$320,000,000, of which \$260,000,000 shall be derived
6 from the Federal Disability Insurance Trust Fund, for
7 disability caseload processing.

8 In addition to funding already available under this
9 heading, and subject to the same terms and conditions,
10 \$330,000,000, which shall remain available until ex-
11 pended, to invest in a state-of-the-art computing network,
12 including related equipment and administrative expenses
13 associated solely with this network, for the Social Security
14 Administration and the State Disability Determination
15 Services, may be expended from any or all of the trust
16 funds as authorized by section 201(g)(1) of the Social Se-
17 curity Act.

18 ADMINISTRATION FOR CHILDREN AND FAMILIES

19 FAMILY SUPPORT PAYMENTS TO STATES

20 For making payments to States or other non-Federal
21 entities, except as otherwise provided, under titles I, IV-
22 A (other than section 402(g)(6)) and D, X, XI, XIV, and
23 XVI of the Social Security Act, and the Act of July 5,
24 1960 (24 U.S.C. ch. 9), \$11,915,966,000, to remain avail-
25 able until expended.

1 PAYMENTS TO STATES FOR AFDC WORK PROGRAMS

2 For carrying out aid to families with dependent chil-
3 dren work programs, as authorized by part F of title IV
4 of the Social Security Act, \$1,100,000,000.

5 REFUGEE AND ENTRANT ASSISTANCE

6 For making payments for refugee and entrant assist-
7 ance activities authorized by title IV of the Immigration
8 and Nationality Act and section 501 of the Refugee Edu-
9 cation Assistance Act of 1980 (Public Law 96-422),
10 \$400,000,000.

11 COMMUNITY SERVICES BLOCK GRANT

12 For making payments under the Community Services
13 Block Grant Act, section 408 of Public Law 99-425, and
14 the Stewart B. McKinney Homeless Assistance Act,
15 \$447,643,000.

16 PAYMENTS TO STATES FOR CHILD CARE ASSISTANCE

17 For carrying out sections 658A through 658R of the
18 Omnibus Budget Reconciliation Act of 1981,
19 \$892,711,000.

20 SOCIAL SERVICES BLOCK GRANT

21 For monthly payments to States for carrying out title
22 XX of the Social Security Act, \$2,800,000,000.

23 CHILDREN AND FAMILIES SERVICES PROGRAMS

24 For carrying out, except as otherwise provided, the
25 Runaway and Homeless Youth Act, the Developmental

1 Disabilities Assistance and Bill of Rights Act, the State
2 Dependent Care Development Grants Act, the Head Start
3 Act, the Child Development Associate Scholarship Assist-
4 ance Act of 1985, the Child Abuse Prevention and Treat-
5 ment Act, chapters 1 and 2 of subtitle B of title III of
6 the Anti-Drug Abuse Act of 1988, the Family Violence
7 Prevention and Services Act, the Native American Pro-
8 grams Act of 1974, title II of Public Law 95-266 (adop-
9 tion opportunities), the Temporary Child Care for Chil-
10 dren with Disabilities and Crisis Nurseries Act of 1986,
11 the Comprehensive Child Development Act, the Aban-
12 doned Infants Assistance Act of 1988, chapter 2 of sub-
13 title A of title IX of Public Law 101-501, subtitle F of
14 title VII of the Stewart B. McKinney Homeless Assistance
15 Act, and part B of title IV and section 1110 of the Social
16 Security Act, and for necessary administrative expenses
17 to carry out said Acts and titles I, IV, X, XI, XIV, XVI,
18 and XX of the Social Security Act, the Act of July 5, 1960
19 (24 U.S.C. ch. 9), the Omnibus Budget Reconciliation Act
20 of 1981, section 204 of the Immigration Reform and Con-
21 trol Act of 1986, title IV of the Immigration and National-
22 ity Act, section 501 of the Refugee Education Assistance
23 Act of 1980, Public Law 100-77, and section 126 and
24 titles IV and V of Public Law 100-485, \$4,169,806,000.

1 PAYMENTS TO STATES FOR FOSTER CARE AND ADOPTION
2 ASSISTANCE

3 For making payments to States or other non-Federal
4 entities, under title IV–E of the Social Security Act,
5 \$2,992,900,000.

6 ADMINISTRATION ON AGING

7 AGING SERVICES PROGRAMS

8 For carrying out, to the extent not otherwise pro-
9 vided, the Older Americans Act of 1965, as amended, and
10 section 10404 of Public Law 101–239 (volunteer senior
11 aides demonstration), \$841,875,000.

12 OFFICE OF THE SECRETARY

13 GENERAL DEPARTMENTAL MANAGEMENT

14 For necessary expenses, not otherwise provided, for
15 general departmental management, including hire of six
16 medium sedans, \$94,149,000, together with \$31,261,000,
17 to be transferred and expended as authorized by section
18 201(g)(1) of the Social Security Act from any one or all
19 of the trust funds referred to therein.

20 OFFICE OF INSPECTOR GENERAL

21 For expenses necessary for the Office of Inspector
22 General in carrying out the provisions of the Inspector
23 General Act of 1978, as amended, \$62,379,000, together
24 with not to exceed \$36,617,000, to be transferred and ex-
25 pended as authorized by section 201(g)(1) of the Social

1 Security Act from any one or all of the trust funds re-
2 ferred to therein.

3 OFFICE FOR CIVIL RIGHTS

4 For expenses necessary for the Office for Civil
5 Rights, \$18,308,000, together with not to exceed
6 \$3,874,000, to be transferred and expended as authorized
7 by section 201(g)(1) of the Social Security Act from any
8 one or all of the trust funds referred to therein.

9 POLICY RESEARCH

10 For carrying out, to the extent not otherwise pro-
11 vided, research studies under section 1110 of the Social
12 Security Act, \$12,000,000.

13 GENERAL PROVISIONS

14 SEC. 201. None of the funds made available by this
15 Act for the National Institutes of Health, except for those
16 appropriated to the "Office of the Director", may be used
17 to provide forward funding or multiyear funding of re-
18 search project grants except in those cases where the Di-
19 rector of the National Institutes of Health has determined
20 that such funding is specifically required because of the
21 scientific requirements of a particular research project
22 grant.

23 SEC. 202. Funds appropriated in this title shall be
24 available for not to exceed \$37,000 for official reception
25 and representation expenses when specifically approved by
26 the Secretary.

1 SEC. 203. The Secretary shall make available through
2 assignment not more than 60 employees of the Public
3 Health Service to assist in child survival activities and to
4 work in AIDS programs through and with funds provided
5 by the Agency for International Development, the United
6 Nations International Children's Emergency Fund or the
7 World Health Organization.

8 SEC. 204. None of the funds appropriated in this title
9 for the National Institutes of Health and the Substance
10 Abuse and Mental Health Services Administration shall
11 be used to pay the salary of an individual, through a grant
12 or other extramural mechanism, at a rate in excess of
13 \$125,000 per year.

14 SEC. 205. Notwithstanding any other provision of
15 this Act, amounts available in this Act for administrative
16 costs for each agency of the Public Health Service funded
17 in this Act shall not exceed the amount set forth therefor
18 for each such agency in the budget estimates and accom-
19 panying justification of estimates submitted for the appro-
20 priations.

21 SEC. 206. None of the funds appropriated under this
22 Act may be used to implement the provisions of section
23 706(e) of the ADAMHA Reorganization Act, Public Law
24 102-321, or section 399L(b) of the Public Health Service

1 Act or section 1911(d) of the National Institutes of Health
2 Revitalization Act of 1993, Public Law 103–43.

3 SEC. 207. None of the funds contained in this Act
4 shall be used to perform abortions except where the life
5 of the mother would be endangered if the fetus were car-
6 ried to term; or except for such medical procedures nec-
7 essary for the victims of rape or incest, when such rape
8 or incest has been reported promptly to a law enforcement
9 agency or public health service. Nor are payments prohib-
10 ited for drugs or devices to prevent implantation of the
11 fertilized ovum, or for medical procedures necessary for
12 the termination of an ectopic pregnancy.

13 This title may be cited as the “Department of Health
14 and Human Services Appropriations Act, 1994”.

15 TITLE III—DEPARTMENT OF EDUCATION

16 EDUCATION REFORM

17 For carrying out education reform activities including
18 activities authorized by the Carl D. Perkins Vocational
19 and Applied Technology Education Act and section 4601
20 of the Elementary and Secondary Education Act of 1965,
21 \$133,750,000, of which \$3,750,000, under section 402 of
22 the Perkins Act, shall be used by the Secretary for activi-
23 ties, including peer review of applications, related to
24 school-to-work transition, and not less than \$30,000,000
25 shall be used under section 420A of the Perkins Act for

1 State grants to initiate activities in States and localities
2 related to school-to-work transition.

3 COMPENSATORY EDUCATION FOR THE DISADVANTAGED

4 For carrying out the activities authorized by chapter
5 1 of title I of the Elementary and Secondary Education
6 Act of 1965, as amended, and by section 418A of the
7 Higher Education Act, \$6,871,147,000, of which
8 \$6,844,682,000 shall become available on July 1, 1994
9 and shall remain available through September 30, 1995:
10 *Provided*, That \$5,597,000,000 shall be available for basic
11 grants under section 1005 excluding subsection (a)(3),
12 \$694,000,000 shall be available for concentration grants
13 under section 1006, \$39,734,000 shall be available for
14 capital expenses under section 1017, \$89,123,000 shall be
15 available for the Even Start program under part B,
16 \$302,773,000 shall be available for migrant education ac-
17 tivities under subpart 1 of part D, \$35,407,000 shall be
18 available for delinquent and neglected education activities
19 under subpart 3 of part D, \$60,712,000 shall be for State
20 administration under section 1404, \$25,933,000 shall be
21 for program improvement activities under section 1405,
22 \$13,100,000 shall be for evaluation and technical assist-
23 ance under sections 1437 and 1463, and \$2,980,000 shall
24 be for rural technical assistance under section 1459: *Pro-*
25 *vided further*, That no State shall receive less than
26 \$340,000 from the amounts made available under this ap-

1 appropriation for concentration grants under section 1006:
2 *Provided further*, That no State shall receive less than
3 \$375,000 from the amounts made available under this ap-
4 propriation for State administration grants under section
5 1404.

6 IMPACT AID

7 For carrying out programs of financial assistance to
8 federally affected schools as authorized by Public Laws
9 81–815 and 81–874, as amended, \$813,074,000: *Pro-*
10 *vided*, That \$630,000,000 shall be for payments under
11 section 3(a), \$123,629,000 shall be for payments under
12 section 3(b), \$29,462,000, to remain available until ex-
13 pended, shall be for payments under section 3(d)(2)(B),
14 \$16,293,000 shall be for payments under section 2,
15 \$1,786,000 shall be for payments under section 3(e), and
16 \$11,904,000, to remain available until expended, shall be
17 for construction and renovation of school facilities, includ-
18 ing \$4,563,000 for awards under section 10, \$3,770,000
19 for awards under sections 14(a) and 14(b), and
20 \$3,571,000 for awards under sections 5 and 14(c): *Pro-*
21 *vided further*, That all payments under section 3 shall be
22 based on the number of children who, during the prior
23 fiscal year, were in average daily attendance at the schools
24 of a local educational agency and for whom such agency
25 provided free public education, except that (1) any local
26 educational agency that did not exist in the prior fiscal

1 year and that would be eligible under this proviso for pay-
2 ments under section 3 for the current fiscal year had it
3 been an operating local educational agency in the prior
4 fiscal year, shall be paid on the basis of the number of
5 children who, during the current fiscal year, are in average
6 daily attendance at the schools of such agency and for
7 whom such agency provides free public education; and (2)
8 any local educational agency with an increase of 5 percent
9 or more from the prior fiscal year to the current fiscal
10 year in the number of children described in section 3 of
11 the Act, as a direct result of activities of the United
12 States, and that submits a written request to the Sec-
13 retary, shall be paid on the basis of the number of children
14 who, during the current fiscal year, are in average daily
15 attendance at the schools of such agency and for whom
16 such agency provides free public education: *Provided fur-*
17 *ther,* That notwithstanding the provisions of section
18 3(d)(3)(A), aggregate current expenditure and average
19 daily attendance data for the third preceding fiscal year
20 shall be used to compute local contribution rates: *Provided*
21 *further,* That notwithstanding the provisions of section
22 3(d)(2)(B), 3(d)(3)(B)(ii), and 3(h)(2), eligibility and en-
23 titlement determinations for those sections shall be com-
24 puted on the basis of data from the fiscal year preceding

1 each fiscal year described in those respective sections as
2 they were in effect for fiscal year 1991.

3 SCHOOL IMPROVEMENT PROGRAMS

4 For carrying out the activities authorized by chapter
5 2 of title I and titles II, III, IV, V, without regard to sec-
6 tions 5112(a) and 5112(c)(2)(A), and VI of the Elemen-
7 tary and Secondary Education Act of 1965; the Stewart
8 B. McKinney Homeless Assistance Act; the Civil Rights
9 Act of 1964; title V of the Higher Education Act; title
10 IV of Public Law 100-297; and the Follow Through Act;
11 \$1,339,178,000, of which \$1,014,709,000 shall become
12 available on July 1, 1994, and remain available through
13 September 30, 1995: *Provided*, That of the amount appro-
14 priated, \$24,925,000 shall be for national programs under
15 part B of chapter 2 of title I, and \$246,016,000 shall be
16 for State grants for mathematics and science education
17 under part A of title II of the Elementary and Secondary
18 Education Act of 1965.

19 BILINGUAL AND IMMIGRANT EDUCATION

20 For carrying out, to the extent not otherwise pro-
21 vided, title VII and part D of title IV of the Elementary
22 and Secondary Education Act, \$242,789,000, of which
23 \$36,672,000 shall be for training activities under part C
24 of title VII, and \$40,000,000, which shall become available
25 on July 1, 1994 and remain available until September 30,

1 1995, shall be for immigrant education activities author-
2 ized by part D of title IV.

3 SPECIAL EDUCATION

4 For carrying out the Individuals with Disabilities
5 Education Act and title I, chapter 1, part D, subpart 2
6 of the Elementary and Secondary Education Act of 1965,
7 \$3,039,442,000, of which \$2,108,218,000 for section 611,
8 \$325,773,000 for section 619, \$243,769,000 for section
9 686 and \$113,755,000 for title I, chapter 1, part D, sub-
10 part 2 shall become available for obligation on July 1,
11 1994, and shall remain available through September 30,
12 1995: *Provided*, That any State agency eligible to receive
13 funds under such subpart shall, at a State's discretion,
14 be deemed to be a local educational agency for the pur-
15 poses of part B of the Individuals with Disabilities Edu-
16 cation Act: *Provided further*, That no State shall receive
17 more per child under such subpart than it received for
18 fiscal year 1993: *Provided further*, That any funds for
19 such subpart that are not allocated because of the preced-
20 ing proviso shall be available for carrying out section 611
21 of the Individuals with Disabilities Education Act.

22 REHABILITATION SERVICES AND DISABILITY RESEARCH

23 For carrying out, to the extent not otherwise pro-
24 vided, the Rehabilitation Act of 1973, Public Law 100-
25 407, and the Helen Keller National Center Act, as
26 amended, \$2,251,028,000.

1 SPECIAL INSTITUTIONS FOR PERSONS WITH
2 DISABILITIES

3 AMERICAN PRINTING HOUSE FOR THE BLIND

4 For carrying out the Act of March 3, 1879, as
5 amended (20 U.S.C. 101 et seq.), \$6,463,000.

6 NATIONAL TECHNICAL INSTITUTE FOR THE DEAF

7 For the National Technical Institute for the Deaf
8 under titles I and II of the Education of the Deaf Act
9 of 1986 (20 U.S.C. 4301 et seq.), \$41,836,000, of which
10 \$336,000 shall be for the endowment program as author-
11 ized under section 207 and shall be available until ex-
12 pended and \$193,000 shall be for construction and shall
13 be available until expended.

14 GALLAUDET UNIVERSITY

15 For the Kendall Demonstration Elementary School,
16 the Model Secondary School for the Deaf, and the partial
17 support of Gallaudet University under titles I and II of
18 the Education of the Deaf Act of 1986 (20 U.S.C. 4301
19 et seq.), \$77,435,000, of which \$1,000,000 shall be for
20 the endowment program as authorized under section 207
21 and shall be available until expended.

22 VOCATIONAL AND ADULT EDUCATION

23 For carrying out, to the extent not otherwise pro-
24 vided, the Carl D. Perkins Vocational and Applied Tech-
25 nology Education Act, the Adult Education Act, and the

1 Act of 1965, as amended, \$8,120,366,000, which shall re-
2 main available through September 30, 1995: *Provided*,
3 That the maximum Pell Grant for which a student shall
4 be eligible during award year 1994–1995 shall be \$2,250:
5 *Provided further*, That notwithstanding section 484(f) of
6 such Act, the Secretary may, without limitation, require
7 an institution of higher education to verify the accuracy
8 of data used to determine student eligibility for assistance
9 under title IV of that Act.

10 FEDERAL FAMILY EDUCATION LOAN PROGRAM ACCOUNT

11 For the cost of Federal Family Education loans, in-
12 cluding administrative costs other than Federal adminis-
13 trative costs, as authorized by title IV, part B, of the
14 Higher Education Act, as amended, such sums as may be
15 necessary to carry out the purposes of the program: *Pro-*
16 *vided*, That such costs, including costs of modifying such
17 loans, shall be as defined in section 502 of the Congres-
18 sional Budget Act of 1974, as amended. In addition, for
19 Federal administrative expenses to carry out guaranteed
20 student loans authorized by title IV, part B, of the Higher
21 Education Act, as amended, \$72,466,000.

22 GUARANTEED STUDENT LOANS PROGRAM ACCOUNT

23 (RESCISSION)

24 The amounts provided under this heading in Public
25 Law 102–394 for programs authorized by title XIV of the
26 Higher Education Act are rescinded.

1 FEDERAL DIRECT LOAN PROGRAM ACCOUNT

2 For the cost of direct loans as authorized by title IV,
3 part D, of the Higher Education Act, as amended, such
4 sums as may be necessary to carry out the purposes of
5 the program, including such sums as may be derived from
6 negative subsidy receipts: Provided, That such costs, in-
7 cluding costs of modifying such loans, shall be as defined
8 in section 502 of the Congressional Budget Act of 1974.

9 HIGHER EDUCATION

10 For carrying out, to the extent not otherwise pro-
11 vided, titles I, III, IV, V, VI, VII, VIII, IX, part A and
12 subpart 1 of part B of title X, XI, without regard to sec-
13 tion 1151, and XII and section 1410 of the Higher Edu-
14 cation Act of 1965, as amended; the Mutual Educational
15 and Cultural Exchange Act of 1961; and title VI of the
16 Excellence in Mathematics, Science and Engineering Edu-
17 cation Act of 1990; \$889,855,000, of which \$7,565,000
18 for endowment activities under section 331 of part C of
19 title III and \$18,029,000 for interest subsidies under title
20 VII of the Higher Education Act, as amended, shall re-
21 main available until expended, and \$397,000 shall be
22 available for section 1204(c).

23 HOWARD UNIVERSITY

24 For partial support of Howard University (20 U.S.C.
25 121 et seq.), \$192,686,000, of which \$3,441,000, to re-

1 main available until expended, shall be for a matching en-
2 dowment grant to be administered in accordance with the
3 Howard University Endowment Act (Public Law 98-480).

4 HIGHER EDUCATION FACILITIES LOANS

5 The Secretary is hereby authorized to make such ex-
6 penditures, within the limits of funds available under this
7 heading and in accord with law, and to make such con-
8 tracts and commitments without regard to fiscal year limi-
9 tation, as provided by section 104 of the Government Cor-
10 poration Control Act (31 U.S.C. 9104), as may be nec-
11 essary in carrying out the program for the current fiscal
12 year.

13 COLLEGE HOUSING AND ACADEMIC FACILITIES LOANS

14 PROGRAM

15 For administrative expenses to carry out the existing
16 direct loan program of college housing and academic facili-
17 ties loans entered into pursuant to title VII, part C, of
18 the Higher Education Act, as amended, \$730,000.

19 COLLEGE HOUSING LOANS

20 Pursuant to title VII, part C of the Higher Education
21 Act, as amended, for necessary expenses of the college
22 housing loans program, previously carried out under title
23 IV of the Housing Act of 1950, the Secretary shall make
24 expenditures and enter into contracts without regard to
25 fiscal year limitation using loan repayments and other re-

1 sources available to this account. Any unobligated bal-
2 ances becoming available from fixed fees paid into this ac-
3 count pursuant to 12 U.S.C. 1749d, relating to payment
4 of costs for inspections and site visits, shall be available
5 for the operating expenses of this account.

6 HISTORICALLY BLACK COLLEGE AND UNIVERSITY

7 CAPITAL FINANCING, PROGRAM ACCOUNT

8 To carry out the purposes of title VII, part B of the
9 Higher Education Act, as amended, and subject to the
10 limitations of section 724 of such part, the Secretary is
11 authorized to enter into insurance agreements to provide
12 financial insurance to guarantee for full payment of prin-
13 cipal and interest on qualified bonds upon the conditions
14 set forth in subsections (b), (c) and (d) of section 723
15 of such part: *Provided*, That bonds insured pursuant to
16 such part shall not exceed \$178,500,000, and the cost,
17 as defined in section 502 of the Congressional Budget Act
18 of 1974, of such bonds shall not exceed zero.

19 For administrative expenses to carry out the Histori-
20 cally Black College and University Capital Financing Pro-
21 gram entered into pursuant to title VII, part B of the
22 Higher Education Act, as amended, \$200,000.

23 EDUCATION RESEARCH, STATISTICS, AND IMPROVEMENT

24 For carrying out the activities authorized by section
25 405 and section 406 of the General Education Provisions
26 Act, as amended; section 1562, section 1566, section

1 2012, subpart 2 of part A of title II, and parts B, E,
2 and F of title IV of the Elementary and Secondary Edu-
3 cation Act of 1965, as amended; part B of title III of Pub-
4 lic Law 100–297; title IX of the Education for Economic
5 Security Act; section 6041 of Public Law 100–418; title
6 II of Public Law 102–62; and section 551 of the Higher
7 Education Act, \$277,244,000: *Provided*, That \$5,396,000
8 shall be for Grants for Schools and Teachers under sub-
9 part 1 and \$3,687,000 shall be for Family School Partner-
10 ships under subpart 2 of part B of title III of Public Law
11 100–297; \$14,582,000 shall be for national diffusion ac-
12 tivities under section 1562; \$879,000 shall be for Blue
13 Ribbon Schools under section 1566; and \$15,872,000
14 shall be for national programs under section 2012.

15 LIBRARIES

16 For carrying out, to the extent not otherwise pro-
17 vided, titles I, II, III, IV, and VI of the Library Services
18 and Construction Act (20 U.S.C. ch. 16), and title II of
19 the Higher Education Act, \$145,101,000.

20 DEPARTMENTAL MANAGEMENT

21 PROGRAM ADMINISTRATION

22 For carrying out, to the extent not otherwise pro-
23 vided, the Department of Education Organization Act, in-
24 cluding rental of conference rooms in the District of Co-
25 lumbia and hire of two passenger motor vehicles,
26 \$352,008,000: *Provided*, That the Secretary may use

1 funds appropriated to carry out any Department of Edu-
2 cation programs under which awards are made on a com-
3 petitive basis to reimburse this account for the direct ex-
4 penses of non-Federal experts to review applications and
5 proposals for such awards.

6 OFFICE FOR CIVIL RIGHTS

7 For expenses necessary for the Office for Civil
8 Rights, as authorized by section 203 of the Department
9 of Education Organization Act, \$56,570,000.

10 OFFICE OF THE INSPECTOR GENERAL

11 For expenses necessary for the Office of the Inspector
12 General, as authorized by section 212 of the Department
13 of Education Organization Act, \$28,840,000.

14 GENERAL PROVISIONS

15 SEC. 301. No part of the funds contained in this title
16 may be used to force any school or school district which
17 is desegregated as that term is defined in title IV of the
18 Civil Rights Act of 1964, Public Law 88-352, to take any
19 action to force the busing of students; to force on account
20 of race, creed or color the abolishment of any school so
21 desegregated; or to force the transfer or assignment of any
22 student attending any elementary or secondary school so
23 desegregated to or from a particular school over the pro-
24 test of his or her parents or parent.

25 SEC. 302. (a) No part of the funds contained in this
26 title shall be used to force any school or school district

1 which is desegregated as that term is defined in title IV
2 of the Civil Rights Act of 1964, Public Law 88-352, to
3 take any action to force the busing of students; to require
4 the abolishment of any school so desegregated; or to force
5 on account of race, creed or color the transfer of students
6 to or from a particular school so desegregated as a condi-
7 tion precedent to obtaining Federal funds otherwise avail-
8 able to any State, school district or school.

9 (b) No funds appropriated in this Act may be used
10 for the transportation of students or teachers (or for the
11 purchase of equipment for such transportation) in order
12 to overcome racial imbalance in any school or school sys-
13 tem, or for the transportation of students or teachers (or
14 for the purchase of equipment for such transportation) in
15 order to carry out a plan of racial desegregation of any
16 school or school system.

17 SEC. 303. None of the funds contained in this Act
18 shall be used to require, directly or indirectly, the trans-
19 portation of any student to a school other than the school
20 which is nearest the student's home, except for a student
21 requiring special education, to the school offering such
22 special education, in order to comply with title VI of the
23 Civil Rights Act of 1964. For the purpose of this section
24 an indirect requirement of transportation of students in-
25 cludes the transportation of students to carry out a plan

1 involving the reorganization of the grade structure of
2 schools, the pairing of schools, or the clustering of schools,
3 or any combination of grade restructuring, pairing or clus-
4 tering. The prohibition described in this section does not
5 include the establishment of magnet schools.

6 SEC. 304. No funds appropriated under this Act may
7 be used to prevent the implementation of programs of vol-
8 untary prayer and meditation in the public schools.

9 This title may be cited as the “Department of Edu-
10 cation Appropriations Act, 1994”.

11 TITLE IV—RELATED AGENCIES

12 ACTION

13 OPERATING EXPENSES

14 For expenses necessary for Action to carry out the
15 provisions of the Domestic Volunteer Service Act of 1973,
16 as amended, \$201,526,000: *Provided*, That \$34,667,000
17 shall be available for title I, section 102, and \$982,000
18 shall be available for title I, part C.

19 CORPORATION FOR PUBLIC BROADCASTING

20 For payment to the Corporation for Public Broad-
21 casting, as authorized by the Communications Act of
22 1934, an amount which shall be available within limita-
23 tions specified by that Act, for the fiscal year 1996,
24 \$292,640,000: *Provided*, That no funds made available to
25 the Corporation for Public Broadcasting by this Act shall

1 be used to pay for receptions, parties, or similar forms
2 of entertainment for Government officials or employees:
3 *Provided further*, That none of the funds contained in this
4 paragraph shall be available or used to aid or support any
5 program or activity from which any person is excluded,
6 or is denied benefits, or is discriminated against, on the
7 basis of race, color, national origin, religion, or sex.

8 FEDERAL MEDIATION AND CONCILIATION SERVICE
9 SALARIES AND EXPENSES

10 For expenses necessary for the Federal Mediation
11 and Conciliation Service to carry out the functions vested
12 in it by the Labor-Management Relations Act, 1947 (29
13 U.S.C. 171–180, 182–183), including hire of passenger
14 motor vehicles; and for expenses necessary for the Labor-
15 Management Cooperation Act of 1978 (29 U.S.C. 175a);
16 and for expenses necessary for the Service to carry out
17 the functions vested in it by the Civil Service Reform Act,
18 Public Law 95–454 (5 U.S.C. chapter 71), \$30,241,000.

19 FEDERAL MINE SAFETY AND HEALTH REVIEW
20 COMMISSION
21 SALARIES AND EXPENSES

22 For expenses necessary for the Federal Mine Safety
23 and Health Review Commission (30 U.S.C. 801 et seq.),
24 \$5,842,000.

1 NATIONAL COMMISSION ON LIBRARIES AND
2 INFORMATION SCIENCE
3 SALARIES AND EXPENSES

4 For necessary expenses for the National Commission
5 on Libraries and Information Science, established by the
6 Act of July 20, 1970 (Public Law 91-345, as amended
7 by Public Law 102-95), \$904,000.

8 NATIONAL COUNCIL ON DISABILITY
9 SALARIES AND EXPENSES

10 For expenses necessary for the National Council on
11 Disability as authorized by title IV of the Rehabilitation
12 Act of 1973, as amended, \$1,590,000.

13 NATIONAL LABOR RELATIONS BOARD
14 SALARIES AND EXPENSES

15 For expenses necessary for the National Labor Rela-
16 tions Board to carry out the functions vested in it by the
17 Labor-Management Relations Act, 1947, as amended (29
18 U.S.C. 141-167), and other laws, \$171,274,000: *Pro-*
19 *vided*, That no part of this appropriation shall be available
20 to organize or assist in organizing agricultural laborers or
21 used in connection with investigations, hearings, direc-
22 tives, or orders concerning bargaining units composed of
23 agricultural laborers as referred to in section 2(3) of the
24 Act of July 5, 1935 (29 U.S.C. 152), and as amended
25 by the Labor-Management Relations Act, 1947, as amend-

1 ed, and as defined in section 3(f) of the Act of June 25,
2 1938 (29 U.S.C. 203), and including in said definition em-
3 ployees engaged in the maintenance and operation of
4 ditches, canals, reservoirs, and waterways when main-
5 tained or operated on a mutual, nonprofit basis and at
6 least 95 per centum of the water stored or supplied there-
7 by is used for farming purposes.

8 NATIONAL MEDIATION BOARD

9 SALARIES AND EXPENSES

10 For expenses necessary to carry out the provisions
11 of the Railway Labor Act, as amended (45 U.S.C. 151-
12 188), including emergency boards appointed by the Presi-
13 dent, \$8,506,000.

14 OCCUPATIONAL SAFETY AND HEALTH REVIEW

15 COMMISSION

16 SALARIES AND EXPENSES

17 For the expenses necessary for the Occupational
18 Safety and Health Review Commission (29 U.S.C. 661),
19 \$7,362,000.

20 PHYSICIAN PAYMENT REVIEW COMMISSION

21 SALARIES AND EXPENSES

22 For expenses necessary to carry out section 1845(a)
23 of the Social Security Act, \$4,171,000, to be transferred
24 to this appropriation from the Federal Supplementary
25 Medical Insurance Trust Fund.

1 SPECIAL MANAGEMENT IMPROVEMENT FUND

2 To effect management improvements, including the
3 reduction of backlogs, accuracy of taxation accounting,
4 and debt collection, \$3,300,000, to be derived from the
5 railroad retirement accounts and railroad unemployment
6 insurance account: *Provided*, That these funds shall sup-
7 plement, not supplant, existing resources devoted to such
8 operations and improvements.

9 LIMITATION ON THE OFFICE OF INSPECTOR GENERAL

10 For expenses necessary for the Office of Inspector
11 General for audit, investigatory and review activities, as
12 authorized by the Inspector General Act of 1978, as
13 amended, not more than \$6,742,000, to be derived from
14 the railroad retirement accounts and railroad unemploy-
15 ment insurance account.

16 SOLDIERS' AND AIRMEN'S HOME

17 OPERATION AND MAINTENANCE

18 For operation and maintenance of the United States
19 Soldiers' and Airmen's Home, to be paid from funds avail-
20 able to the Soldiers' Home in the Armed Forces Retire-
21 ment Home Trust Fund, \$43,139,000: *Provided*, That
22 this appropriation shall not be available for the payment
23 of hospitalization of members of the Home in United
24 States Army hospitals at rates in excess of those pre-
25 scribed by the Secretary of the Army upon recommenda-

1 tion of the Board of Commissioners and the Surgeon Gen-
2 eral of the Army.

3 CAPITAL OUTLAY

4 For construction and renovation of the physical plant,
5 to be paid from funds available to the Soldier's Home in
6 the Armed Forces Retirement Home Trust Fund,
7 \$4,930,000, to remain available until expended.

8 UNITED STATES INSTITUTE OF PEACE

9 OPERATING EXPENSES

10 For necessary expenses of the United States Institute
11 of Peace as authorized in the United States Institute of
12 Peace Act, \$10,912,000.

13 UNITED STATES NAVAL HOME

14 OPERATION AND MAINTENANCE

15 For operation and maintenance of the United States
16 Naval Home, to be paid from funds available to the Naval
17 Home in the Armed Forces Retirement Home Trust
18 Fund, \$10,775,000.

19 CAPITAL PROGRAM

20 For construction and renovation of the physical plant
21 to be paid from funds available to the Naval Home in the
22 Armed Forces Retirement Home Trust Fund, \$473,000,
23 to remain available until expended.

24 TITLE V—GENERAL PROVISIONS

25 SEC. 501. No part of the funds appropriated under
26 this Act shall be used to provide a loan, guarantee of a

1 loan, a grant, the salary of or any remuneration whatever
2 to any individual applying for admission, attending, em-
3 ployed by, teaching at, or doing research at an institution
4 of higher education who has engaged in conduct on or
5 after August 1, 1969, which involves the use of (or the
6 assistance to others in the use of) force or the threat of
7 force or the seizure of property under the control of an
8 institution of higher education, to require or prevent the
9 availability of certain curricula, or to prevent the faculty,
10 administrative officials, or students in such institution
11 from engaging in their duties or pursuing their studies
12 at such institution.

13 SEC. 502. The Secretaries of Labor, Health and
14 Human Services, and Education are authorized to transfer
15 unexpended balances of prior appropriations to accounts
16 corresponding to current appropriations provided in this
17 Act: *Provided*, That such transferred balances are used for
18 the same purpose, and for the same periods of time, for
19 which they were originally appropriated.

20 SEC. 503. No part of any appropriation contained in
21 this Act shall remain available for obligation beyond the
22 current fiscal year unless expressly so provided herein.

23 SEC. 504. (a) No part of any appropriation contained
24 in this Act shall be used, other than for normal and recog-
25 nized executive-legislative relationships, for publicity or

1 propaganda purposes, for the preparation, distribution, or
2 use of any kit, pamphlet, booklet, publication, radio, tele-
3 vision, or film presentation designed to support or defeat
4 legislation pending before the Congress, except in presen-
5 tation to the Congress itself.

6 (b) No part of any appropriation contained in this
7 Act shall be used to pay the salary or expenses of any
8 grant or contract recipient, or agent acting for such recipi-
9 ent, related to any activity designed to influence legislation
10 or appropriations pending before the Congress.

11 SEC. 505. The Secretaries of Labor and Education
12 are each authorized to make available not to exceed
13 \$7,500 from funds available for salaries and expenses
14 under titles I and III, respectively, for official reception
15 and representation expenses; the Director of the Federal
16 Mediation and Conciliation Service is authorized to make
17 available for official reception and representation expenses
18 not to exceed \$2,500 from the funds available for “Sala-
19 ries and expenses, Federal Mediation and Conciliation
20 Service”; and the Chairman of the National Mediation
21 Board is authorized to make available for official reception
22 and representation expenses not to exceed \$2,500 from
23 funds available for “Salaries and expenses, National Medi-
24 ation Board”.

1 SEC. 506. Notwithstanding any other provision of
2 this Act, no funds appropriated under this Act shall be
3 used to carry out any program of distributing sterile nee-
4 dles for the hypodermic injection of any illegal drug unless
5 the Surgeon General of the United States determines that
6 such programs are effective in preventing the spread of
7 HIV and do not encourage the use of illegal drugs, except
8 that such funds may be used for such purposes in further-
9 ance of demonstrations or studies authorized in the
10 ADAMHA Reorganization Act (Public Law 102-321).

11 This Act may be cited as the “Departments of Labor,
12 Health and Human Services, and Education, and Related
13 Agencies Appropriations Act, 1994”.

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