

104TH CONGRESS
1ST SESSION

H. R. 889

IN THE SENATE OF THE UNITED STATES

FEBRUARY 23 (legislative day, FEBRUARY 22), 1995

Received; read twice and referred to the Committee on Appropriations

AN ACT

Making emergency supplemental appropriations and rescissions to preserve and enhance the military readiness of the Department of Defense for the fiscal year ending September 30, 1995, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*
3 That the following sums are appropriated, out of any
4 money in the Treasury not otherwise appropriated, to pro-
5 vide emergency supplemental appropriations for the De-
6 partment of Defense to preserve and enhance military
7 readiness for the fiscal year ending September 30, 1995,
8 and for other purposes, namely:

TITLE I

1
2 EMERGENCY SUPPLEMENTAL APPROPRIATIONS

3 DEPARTMENT OF DEFENSE—MILITARY

4 MILITARY PERSONNEL

5 MILITARY PERSONNEL, ARMY

6 For an additional amount for “Military Personnel,
7 Army,” \$69,300,000: *Provided*, That such amount is des-
8 ignated by Congress as an emergency requirement pursu-
9 ant to section 251(b)(2)(D)(i) of the Balanced Budget and
10 Emergency Deficit Control Act of 1985, as amended.

11 MILITARY PERSONNEL, NAVY

12 For an additional amount for “Military Personnel,
13 Navy,” \$49,500,000: *Provided*, That such amount is des-
14 ignated by Congress as an emergency requirement pursu-
15 ant to section 251(b)(2)(D)(i) of the Balanced Budget and
16 Emergency Deficit Control Act of 1985, as amended.

17 MILITARY PERSONNEL, MARINE CORPS

18 For an additional amount for “Military Personnel,
19 Marine Corps,” \$10,400,000: *Provided*, That such amount
20 is designated by Congress as an emergency requirement
21 pursuant to section 251(b)(2)(D)(i) of the Balanced
22 Budget and Emergency Deficit Control Act of 1985, as
23 amended.

1 MILITARY PERSONNEL, AIR FORCE

2 For an additional amount for “Military Personnel,
3 Air Force,” \$71,700,000: *Provided*, That such amount is
4 designated by Congress as an emergency requirement pur-
5 suant to section 251(b)(2)(D)(i) of the Balanced Budget
6 and Emergency Deficit Control Act of 1985, as amended.

7 RESERVE PERSONNEL, NAVY

8 For an additional amount for “Reserve Personnel,
9 Navy,” \$4,600,000: *Provided*, That such amount is des-
10 igned by Congress as an emergency requirement pursu-
11 ant to section 251(b)(2)(D)(i) of the Balanced Budget and
12 Emergency Deficit Control Act of 1985, as amended.

13 OPERATION AND MAINTENANCE

14 OPERATION AND MAINTENANCE, ARMY

15 For an additional amount for “Operation and Main-
16 tenance, Army,” \$958,600,000: *Provided*, That such
17 amount is designated by Congress as an emergency re-
18 quirement pursuant to section 251(b)(2)(D)(i) of the Bal-
19 anced Budget and Emergency Deficit Control Act of 1985,
20 as amended.

21 OPERATION AND MAINTENANCE, NAVY

22 For an additional amount for “Operation and Main-
23 tenance, Navy,” \$347,600,000: *Provided*, That such
24 amount is designated by Congress as an emergency re-
25 quirement pursuant to section 251(b)(2)(D)(i) of the Bal-

1 anced Budget and Emergency Deficit Control Act of 1985,
2 as amended.

3 OPERATION AND MAINTENANCE, MARINE CORPS

4 For an additional amount for “Operation and Main-
5 tenance, Marine Corps,” \$38,000,000: *Provided*, That
6 such amount is designated by Congress as an emergency
7 requirement pursuant to section 251(b)(2)(D)(i) of the
8 Balanced Budget and Emergency Deficit Control Act of
9 1985, as amended.

10 OPERATION AND MAINTENANCE, AIR FORCE

11 For an additional amount for “Operation and Main-
12 tenance, Air Force,” \$888,700,000: *Provided*, That such
13 amount is designated by Congress as an emergency re-
14 quirement pursuant to section 251(b)(2)(D)(i) of the Bal-
15 anced Budget and Emergency Deficit Control Act of 1985,
16 as amended.

17 OPERATION AND MAINTENANCE, DEFENSE-WIDE

18 For an additional amount for “Operation and Main-
19 tenance, Defense-Wide,” \$43,200,000: *Provided*, That
20 such amount is designated by Congress as an emergency
21 requirement pursuant to section 251(b)(2)(D)(i) of the
22 Balanced Budget and Emergency Deficit Control Act of
23 1985, as amended.

1 OPERATION AND MAINTENANCE, NAVY RESERVE

2 For an additional amount for “Operation and Main-
3 tenance, Navy Reserve,” \$6,400,000: *Provided*, That such
4 amount is designated by Congress as an emergency re-
5 quirement pursuant to section 251(b)(2)(D)(i) of the Bal-
6 anced Budget and Emergency Deficit Control Act of 1985,
7 as amended.

8 PROCUREMENT

9 OTHER PROCUREMENT, ARMY

10 For an additional amount for “Other Procurement,
11 Army,” \$28,600,000, to remain available until September
12 30, 1997: *Provided*, That such amount is designated by
13 Congress as an emergency requirement pursuant to sec-
14 tion 251(b)(2)(D)(i) of the Balanced Budget and Emer-
15 gency Deficit Control Act of 1985, as amended.

16 OTHER PROCUREMENT, AIR FORCE

17 For an additional amount for “Other Procurement,
18 Air Force,” \$8,100,000, to remain available until Septem-
19 ber 30, 1997: *Provided*, That such amount is designated
20 by Congress as an emergency requirement pursuant to
21 section 251(b)(2)(D)(i) of the Balanced Budget and
22 Emergency Deficit Control Act of 1985, as amended.

1 OTHER DEPARTMENT OF DEFENSE PROGRAMS
2 DEFENSE HEALTH PROGRAM

3 For an additional amount for “Defense Health Pro-
4 gram,” \$14,000,000: *Provided*, That such amount is des-
5 ignated by Congress as an emergency requirement pursu-
6 ant to section 251(b)(2)(D)(i) of the Balanced Budget and
7 Emergency Deficit Control Act of 1985, as amended.

8 **TITLE II**

9 RESCINDING CERTAIN BUDGET AUTHORITY
10 DEPARTMENT OF DEFENSE—MILITARY

11 OPERATION AND MAINTENANCE

12 OPERATION AND MAINTENANCE, AIR FORCE

13 (RESCISSION)

14 Of the funds made available under this heading in
15 Public Law 103–335, \$15,000,000 are rescinded.

16 OPERATION AND MAINTENANCE, DEFENSE-WIDE

17 (RESCISSION)

18 Of the funds made available under this heading in
19 Public Law 103–335, \$18,800,000 are rescinded.

20 ENVIRONMENTAL RESTORATION, DEFENSE

21 (RESCISSION)

22 Of the funds made available under this heading in
23 Public Law 103–335, \$150,000,000 are rescinded.

1 RESEARCH, DEVELOPMENT, TEST AND
2 EVALUATION

3 RESEARCH, DEVELOPMENT, TEST AND EVALUATION,
4 ARMY
5 (RESCISSIONS)

6 Of the funds made available under this heading in
7 Public Law 103–139, \$28,300,000 are rescinded.

8 Of the funds made available under this heading in
9 Public Law 103–335, \$19,700,000 are rescinded.

10 RESEARCH, DEVELOPMENT, TEST AND EVALUATION,
11 NAVY
12 (RESCISSIONS)

13 Of the funds made available under this heading in
14 Public Law 103–139, \$1,200,000 are rescinded.

15 Of the funds made available under this heading in
16 Public Law 103–335, \$58,900,000 are rescinded.

17 RESEARCH, DEVELOPMENT, TEST AND EVALUATION,
18 AIR FORCE
19 (RESCISSIONS)

20 Of the funds made available under this heading in
21 Public Law 103–139, \$93,800,000 are rescinded.

22 Of the funds made available under this heading in
23 Public Law 103–335, \$75,800,000 are rescinded.

1 RESEARCH, DEVELOPMENT, TEST AND EVALUATION,
2 DEFENSE-WIDE
3 (RESCISSIONS)

4 Of the funds made available under this heading in
5 Public Law 103–139, \$77,000,000 are rescinded.

6 Of the funds made available under this heading in
7 Public Law 103–335, \$491,600,000 are rescinded.

8 RELATED AGENCIES

9 NATIONAL SECURITY EDUCATION TRUST FUND
10 (RESCISSION)

11 Of the funds made available under this heading in
12 Public Law 102–172, Public Law 103–50, Public Law
13 103–139, and Public Law 103–335, \$161,287,000 are re-
14 scinded: *Provided*, That the balance of funds in the Na-
15 tional Security Education Trust Fund (established pursu-
16 ant to section 804 of the David L. Boren National Secu-
17 rity Education Act of 1991 (50 U.S.C. 1904)), other than
18 such amount as is necessary for obligations made before
19 the date of the enactment of this Act, is hereby reduced
20 to zero: *Provided further*, That no outlay may be made
21 from the Fund after the date of the enactment of this Act
22 other than to liquidate an obligation made before such
23 date and upon liquidation of all such obligations made be-
24 fore such date, the Fund shall be closed: *Provided further*,

1 That no obligation may be made from the Fund after the
2 date of the enactment of this Act.

3 **TITLE III**

4 ADDITIONAL EMERGENCY SUPPLEMENTAL AP-
5 PROPRIATIONS TO FURTHER ENHANCE
6 READINESS

7 DEPARTMENT OF DEFENSE—MILITARY

8 MILITARY PERSONNEL

9 MILITARY PERSONNEL, ARMY

10 For an additional amount for “Military Personnel,
11 Army,” \$75,500,000: *Provided*, That such amount is des-
12 ignated by Congress as an emergency requirement pursu-
13 ant to section 251(b)(2)(D)(i) of the Balanced Budget and
14 Emergency Deficit Control Act of 1985, as amended.

15 MILITARY PERSONNEL, NAVY

16 For an additional amount for “Military Personnel,
17 Navy,” \$68,200,000: *Provided*, That such amount is des-
18 ignated by Congress as an emergency requirement pursu-
19 ant to section 251(b)(2)(D)(i) of the Balanced Budget and
20 Emergency Deficit Control Act of 1985, as amended.

21 MILITARY PERSONNEL, MARINE CORPS

22 For an additional amount for “Military Personnel,
23 Marine Corps,” \$3,000,000: *Provided*, That such amount
24 is designated by Congress as an emergency requirement
25 pursuant to section 251(b)(2)(D)(i) of the Balanced

1 Budget and Emergency Deficit Control Act of 1985, as
2 amended.

3 MILITARY PERSONNEL, AIR FORCE

4 For an additional amount for “Military Personnel,
5 Air Force,” \$70,400,000: *Provided*, That such amount is
6 designated by Congress as an emergency requirement pur-
7 suant to section 251(b)(2)(D)(i) of the Balanced Budget
8 and Emergency Deficit Control Act of 1985, as amended.

9 RESERVE PERSONNEL, ARMY

10 For an additional amount for “Reserve Personnel,
11 Army,” \$6,500,000: *Provided*, That such amount is des-
12 ignated by Congress as an emergency requirement pursu-
13 ant to section 251(b)(2)(D)(i) of the Balanced Budget and
14 Emergency Deficit Control Act of 1985, as amended.

15 RESERVE PERSONNEL, NAVY

16 For an additional amount for “Reserve Personnel,
17 Navy,” \$5,000,000: *Provided*, That such amount is des-
18 ignated by Congress as an emergency requirement pursu-
19 ant to section 251(b)(2)(D)(i) of the Balanced Budget and
20 Emergency Deficit Control Act of 1985, as amended.

21 RESERVE PERSONNEL, MARINE CORPS

22 For an additional amount for “Reserve Personnel,
23 Marine Corps,” \$1,300,000: *Provided*, That such amount
24 is designated by Congress as an emergency requirement
25 pursuant to section 251(b)(2)(D)(i) of the Balanced

1 Budget and Emergency Deficit Control Act of 1985, as
2 amended.

3 RESERVE PERSONNEL, AIR FORCE

4 For an additional amount for “Reserve Personnel,
5 Air Force,” \$2,800,000: *Provided*, That such amount is
6 designated by Congress as an emergency requirement pur-
7 suant to section 251(b)(2)(D)(i) of the Balanced Budget
8 and Emergency Deficit Control Act of 1985, as amended.

9 NATIONAL GUARD PERSONNEL, ARMY

10 For an additional amount for “National Guard Per-
11 sonnel, Army,” \$11,000,000: *Provided*, That such amount
12 is designated by Congress as an emergency requirement
13 pursuant to section 251(b)(2)(D)(i) of the Balanced
14 Budget and Emergency Deficit Control Act of 1985, as
15 amended.

16 NATIONAL GUARD PERSONNEL, AIR FORCE

17 For an additional amount for “National Guard Per-
18 sonnel, Air Force,” \$5,000,000: *Provided*, That such
19 amount is designated by Congress as an emergency re-
20 quirement pursuant to section 251(b)(2)(D)(i) of the Bal-
21 anced Budget and Emergency Deficit Control Act of 1985,
22 as amended.

1 OPERATION AND MAINTENANCE

2 OPERATION AND MAINTENANCE, ARMY

3 For an additional amount for “Operation and Main-
4 tenance, Army,” \$133,000,000: *Provided*, That such
5 amount is designated by Congress as an emergency re-
6 quirement pursuant to section 251(b)(2)(D)(i) of the Bal-
7 anced Budget and Emergency Deficit Control Act of 1985,
8 as amended.

9 OPERATION AND MAINTENANCE, NAVY

10 For an additional amount for “Operation and Main-
11 tenance, Navy,” \$107,000,000: *Provided*, That such
12 amount is designated by Congress as an emergency re-
13 quirement pursuant to section 251(b)(2)(D)(i) of the Bal-
14 anced Budget and Emergency Deficit Control Act of 1985,
15 as amended.

16 OPERATION AND MAINTENANCE, MARINE CORPS

17 For an additional amount for “Operation and Main-
18 tenance, Marine Corps,” \$46,000,000: *Provided*, That
19 such amount is designated by Congress as an emergency
20 requirement pursuant to section 251(b)(2)(D)(i) of the
21 Balanced Budget and Emergency Deficit Control Act of
22 1985, as amended.

23 OPERATION AND MAINTENANCE, AIR FORCE

24 For an additional amount for “Operation and Main-
25 tenance, Air Force,” \$80,400,000: *Provided*, That such

1 amount is designated by Congress as an emergency re-
2 quirement pursuant to section 251(b)(2)(D)(i) of the Bal-
3 anced Budget and Emergency Deficit Control Act of 1985,
4 as amended.

5 OPERATION AND MAINTENANCE, ARMY RESERVE

6 For an additional amount for “Operation and Main-
7 tenance, Army Reserve,” \$13,000,000: *Provided*, That
8 such amount is designated by Congress as an emergency
9 requirement pursuant to section 251(b)(2)(D)(i) of the
10 Balanced Budget and Emergency Deficit Control Act of
11 1985, as amended.

12 OPERATION AND MAINTENANCE, NAVY RESERVE

13 For an additional amount for “Operation and Main-
14 tenance, Navy Reserve,” \$18,000,000: *Provided*, That
15 such amount is designated by Congress as an emergency
16 requirement pursuant to section 251(b)(2)(D)(i) of the
17 Balanced Budget and Emergency Deficit Control Act of
18 1985, as amended.

19 OPERATION AND MAINTENANCE, MARINE CORPS
20 RESERVE

21 For an additional amount for “Operation and Main-
22 tenance, Marine Corps Reserve,” \$1,000,000: *Provided*,
23 That such amount is designated by Congress as an emer-
24 gency requirement pursuant to section 251(b)(2)(D)(i) of

1 the Balanced Budget and Emergency Deficit Control Act
2 of 1985, as amended.

3 OPERATION AND MAINTENANCE, AIR FORCE RESERVE

4 For an additional amount for “Operation and Main-
5 tenance, Air Force Reserve,” \$2,600,000: *Provided*, That
6 such amount is designated by Congress as an emergency
7 requirement pursuant to section 251(b)(2)(D)(i) of the
8 Balanced Budget and Emergency Deficit Control Act of
9 1985, as amended.

10 OPERATION AND MAINTENANCE, ARMY NATIONAL

11 GUARD

12 For an additional amount for “Operation and Main-
13 tenance, Army National Guard,” \$10,000,000: *Provided*,
14 That such amount is designated by Congress as an emer-
15 gency requirement pursuant to section 251(b)(2)(D)(i) of
16 the Balanced Budget and Emergency Deficit Control Act
17 of 1985, as amended.

18 OPERATION AND MAINTENANCE, AIR NATIONAL GUARD

19 For an additional amount for “Operation and Main-
20 tenance, Air National Guard,” \$10,000,000: *Provided*,
21 That such amount is designated by Congress as an emer-
22 gency requirement pursuant to section 251(b)(2)(D)(i) of
23 the Balanced Budget and Emergency Deficit Control Act
24 of 1985, as amended.

1

TITLE IV

2

GENERAL PROVISIONS

3

SEC. 401. No part of any appropriation contained in
4 this Act shall remain available for obligation beyond the
5 current fiscal year unless expressly so provided herein.

6

SEC. 402. Notwithstanding sections 607 and 630 of
7 the Foreign Assistance Act of 1961 (22 U.S.C. 2357,
8 2390) and sections 2608 and 2350j of title 10, United
9 States Code, all funds received by the United States as
10 reimbursement for expenses for which funds are provided
11 in this Act shall be deposited in the Treasury as mis-
12 cellaneous receipts.

13

TITLE V

14

RESCISSIONS

15 The following rescissions of budget authority are
16 made, namely:

17

CHAPTER I

18

DEPARTMENTS OF COMMERCE, JUSTICE, AND

19

STATE, THE JUDICIARY, AND RELATED

20

AGENCIES

21

DEPARTMENT OF JUSTICE

22

IMMIGRATION AND NATURALIZATION SERVICE

23

IMMIGRATION EMERGENCY FUND

24

(RESCISSION)

25

Of the amounts made available under this heading
26 in Public Law 103-317, \$70,000,000 are rescinded.

1 DEPARTMENT OF COMMERCE
2 NATIONAL INSTITUTE OF STANDARDS AND TECHNOLOGY
3 INDUSTRIAL TECHNOLOGY SERVICES
4 (RESCISSION)

5 Of the amounts made available under this heading
6 in Public Law 103-317 for the Advanced Technology Pro-
7 gram, \$107,000,000 are rescinded.

8 CHAPTER II
9 ENERGY AND WATER DEVELOPMENT
10 DEPARTMENT OF ENERGY
11 ATOMIC ENERGY DEFENSE ACTIVITIES
12 DEFENSE ENVIRONMENTAL RESTORATION AND WASTE
13 MANAGEMENT
14 (RESCISSION)

15 Of the amounts made available under this heading
16 in Public Law 103-316 and prior years' Energy and
17 Water Development Appropriations Acts, \$100,000,000
18 are rescinded.

1 CHAPTER IV
2 DEPARTMENT OF THE INTERIOR AND
3 RELATED AGENCIES
4 DEPARTMENT OF ENERGY
5 CLEAN COAL TECHNOLOGY
6 (RESCISSION)

7 Of the funds made available under this heading for
8 obligation in fiscal year 1996, \$50,000,000 are rescinded
9 and of the funds made available under this heading for
10 obligation in fiscal year 1997, \$150,000,000 are re-
11 scinded: *Provided*, That funds made available in previous
12 appropriations Acts shall be available for any ongoing
13 project regardless of the separate request for proposal
14 under which the project was selected.

15 CHAPTER V
16 DEPARTMENTS OF LABOR, HEALTH AND
17 HUMAN SERVICES, EDUCATION, AND RE-
18 LATED AGENCIES
19 DEPARTMENT OF LABOR
20 EMPLOYMENT AND TRAINING ADMINISTRATION
21 TRAINING AND EMPLOYMENT SERVICES
22 (RESCISSION)

23 Of the funds made available under this heading in
24 Public Law 103-333 for carrying out title II, part C of
25 the Job Training Partnership Act, \$200,000,000 are
26 rescinded.

1 DEPARTMENT OF EDUCATION

2 SCHOOL IMPROVEMENT PROGRAMS

3 (RESCISSION)

4 Of the funds made available under this heading in
5 Public Law 103-333 for new education infrastructure im-
6 provement grants, \$100,000,000 are rescinded.

7 CHAPTER VI

8 DEPARTMENT OF TRANSPORTATION AND

9 RELATED AGENCIES

10 DEPARTMENT OF TRANSPORTATION

11 FEDERAL RAILROAD ADMINISTRATION

12 LOCAL RAIL FREIGHT ASSISTANCE

13 (RESCISSION)

14 Of the available balances under this heading,
15 \$13,126,000 are rescinded.

16 PENNSYLVANIA STATION REDEVELOPMENT PROJECT

17 (RESCISSION)

18 Of the funds made available under this heading in
19 Public Law 103-331, \$40,000,000 are rescinded.

