

In the Senate of the United States,

July 30, 1998.

Resolved, That the bill from the House of Representatives (H.R. 4194) entitled “An Act making appropriations for the Departments of Veterans Affairs and Housing and Urban Development, and for sundry independent agencies, boards, commissions, corporations, and offices for the fiscal year ending September 30, 1999, and for other purposes.”, do pass with the following

AMENDMENT:

Strike out all after the enacting clause and insert:

- 1 *That the following sums are appropriated, out of any*
- 2 *money in the Treasury not otherwise appropriated, for the*
- 3 *Departments of Veterans Affairs and Housing and Urban*
- 4 *Development, and for sundry independent agencies, com-*
- 5 *missions, corporations, and offices for the fiscal year ending*
- 6 *September 30, 1999, and for other purposes, namely:*

1 *TITLE I—DEPARTMENT OF VETERANS AFFAIRS*2 *VETERANS BENEFITS ADMINISTRATION*3 *COMPENSATION AND PENSIONS*4 *(INCLUDING TRANSFERS OF FUNDS)*

5 *For the payment of compensation benefits to or on be-*
6 *half of veterans and a pilot program for disability examina-*
7 *tions as authorized by law (38 U.S.C. 107, chapters 11, 13,*
8 *18, 51, 53, 55, and 61); pension benefits to or on behalf*
9 *of veterans as authorized by law (38 U.S.C. chapters 15,*
10 *51, 53, 55, and 61; 92 Stat. 2508); and burial benefits,*
11 *emergency and other officers' retirement pay, adjusted-serv-*
12 *ice credits and certificates, payment of premiums due on*
13 *commercial life insurance policies guaranteed under the*
14 *provisions of Article IV of the Soldiers' and Sailors' Civil*
15 *Relief Act of 1940, as amended, and for other benefits as*
16 *authorized by law (38 U.S.C. 107, 1312, 1977, and 2106,*
17 *chapters 23, 51, 53, 55, and 61; 50 U.S.C. App. 540–548;*
18 *43 Stat. 122, 123; 45 Stat. 735; 76 Stat. 1198);*
19 *\$21,857,058,000, to remain available until expended: Pro-*
20 *vided, That not to exceed \$24,534,000 of the amount appro-*
21 *priated shall be reimbursed to "General operating expenses"*
22 *and "Medical care" for necessary expenses in implementing*
23 *those provisions authorized in the Omnibus Budget Rec-*
24 *onciliation Act of 1990, and in the Veterans' Benefits Act*
25 *of 1992 (38 U.S.C. chapters 51, 53, and 55), the funding*
26 *source for which is specifically provided as the "Compensa-*

1 *tion and pensions” appropriation: Provided further, That*
 2 *such sums as may be earned on an actual qualifying pa-*
 3 *tient basis, shall be reimbursed to “Medical facilities revolv-*
 4 *ing fund” to augment the funding of individual medical*
 5 *facilities for nursing home care provided to pensioners as*
 6 *authorized.*

7 *READJUSTMENT BENEFITS*

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

16 *VETERANS INSURANCE AND INDEMNITIES*

17 *For military and naval insurance, national service life*
 18 *insurance, servicemen’s indemnities, service-disabled veter-*
 19 *ans insurance, and veterans mortgage life insurance as au-*
 20 *thorized by 38 U.S.C. chapter 19; 70 Stat. 887; 72 Stat.*
 21 *487, \$46,450,000, to remain available until expended.*

22 *VETERANS HOUSING BENEFIT PROGRAM FUND PROGRAM*

23 *ACCOUNT*

24 *(INCLUDING TRANSFER OF FUNDS)*

25 *For the cost of direct and guaranteed loans, such sums*
 26 *as may be necessary to carry out the program, as authorized*

1 *by 38 U.S.C. chapter 37, as amended: Provided, That such*
2 *costs, including the cost of modifying such loans, shall be*
3 *as defined in section 502 of the Congressional Budget Act*
4 *of 1974, as amended: Provided further, That during fiscal*
5 *year 1999, within the resources available, not to exceed*
6 *\$300,000 in gross obligations for direct loans are authorized*
7 *for specially adapted housing loans: Provided further, That*
8 *during 1999 any moneys that would be otherwise deposited*
9 *into or paid from the Loan Guaranty Revolving Fund, the*
10 *Guaranty and Indemnity Fund, or the Direct Loan Revolv-*
11 *ing Fund shall be deposited into or paid from the Veterans*
12 *Housing Benefit Program Fund: Provided further, That*
13 *any balances in the Loan Guaranty Revolving Fund, the*
14 *Guaranty and Indemnity Fund, or the Direct Loan Revolv-*
15 *ing Fund on the effective date of this Act may be transferred*
16 *to and merged with the Veterans Housing Benefit Program*
17 *Fund.*

18 *In addition, for administrative expenses to carry out*
19 *the direct and guaranteed loan programs, \$159,121,000,*
20 *which may be transferred to and merged with the appro-*
21 *priation for "General operating expenses".*

22 *EDUCATION LOAN FUND PROGRAM ACCOUNT*

23 *(INCLUDING TRANSFER OF FUNDS)*

24 *For the cost of direct loans, \$1,000, as authorized by*
25 *38 U.S.C. 3698, as amended: Provided, That such costs, in-*
26 *cluding the cost of modifying such loans, shall be as defined*

1 *in section 502 of the Congressional Budget Act of 1974, as*
2 *amended: Provided further, That these funds are available*
3 *to subsidize gross obligations for the principal amount of*
4 *direct loans not to exceed \$3,000.*

5 *In addition, for administrative expenses necessary to*
6 *carry out the direct loan program, \$206,000, which may*
7 *be transferred to and merged with the appropriation for*
8 *“General operating expenses”.*

9 *VOCATIONAL REHABILITATION LOANS PROGRAM ACCOUNT*
10 *(INCLUDING TRANSFER OF FUNDS)*

11 *For the cost of direct loans, \$55,000, as authorized by*
12 *38 U.S.C. chapter 31, as amended: Provided, That such*
13 *costs, including the cost of modifying such loans, shall be*
14 *as defined in section 502 of the Congressional Budget Act*
15 *of 1974, as amended: Provided further, That these funds are*
16 *available to subsidize gross obligations for the principal*
17 *amount of direct loans not to exceed \$2,401,000.*

18 *In addition, for administrative expenses necessary to*
19 *carry out the direct loan program, \$400,000, which may*
20 *be transferred to and merged with the appropriation for*
21 *“General operating expenses”.*

22 *NATIVE AMERICAN VETERAN HOUSING LOAN PROGRAM*
23 *ACCOUNT*
24 *(INCLUDING TRANSFER OF FUNDS)*

25 *For administrative expenses to carry out the direct*
26 *loan program authorized by 38 U.S.C. chapter 37, sub-*

1 *chapter V, as amended, \$515,000, which may be transferred*
2 *to and merged with the appropriation for “General operat-*
3 *ing expenses”.*

4 *VETERANS HEALTH ADMINISTRATION*

5 *MEDICAL CARE*

6 *(INCLUDING TRANSFER OF FUNDS)*

7 *For necessary expenses for the maintenance and oper-*
8 *ation of hospitals, nursing homes, and domiciliary facili-*
9 *ties; for furnishing, as authorized by law, inpatient and*
10 *outpatient care and treatment to beneficiaries of the De-*
11 *partment of Veterans Affairs, including care and treatment*
12 *in facilities not under the jurisdiction of the Department;*
13 *and furnishing recreational facilities, supplies, and equip-*
14 *ment; funeral, burial, and other expenses incidental thereto*
15 *for beneficiaries receiving care in the Department; adminis-*
16 *trative expenses in support of planning, design, project*
17 *management, real property acquisition and disposition,*
18 *construction and renovation of any facility under the juris-*
19 *isdiction or for the use of the Department; oversight, engineer-*
20 *ing and architectural activities not charged to project cost;*
21 *repairing, altering, improving or providing facilities in the*
22 *several hospitals and homes under the jurisdiction of the*
23 *Department, not otherwise provided for, either by contract*
24 *or by the hire of temporary employees and purchase of ma-*
25 *terials; uniforms or allowances therefor, as authorized by*
26 *5 U.S.C. 5901–5902; aid to State homes as authorized by*

1 38 U.S.C. 1741; administrative and legal expenses of the
2 Department for collecting and recovering amounts owed the
3 Department as authorized under 38 U.S.C. chapter 17, and
4 the Federal Medical Care Recovery Act, 42 U.S.C. 2651 et
5 seq.; and not to exceed \$8,000,000 to fund cost comparison
6 studies as referred to in 38 U.S.C. 8110(a)(5);
7 \$17,250,000,000, plus reimbursements: Provided, That of
8 the funds made available under this heading, \$687,000,000
9 is for the equipment and land and structures object classi-
10 fications only, which amount shall not become available for
11 obligation until August 1, 1999, and shall remain available
12 until September 30, 2000: Provided further, That of the
13 funds made available under this heading, \$14,000,000 shall
14 be for the homeless grant program and \$6,000,000 shall be
15 for the homeless per diem program: Provided further, That
16 such funds may be used for vocational training, rehabilita-
17 tion, and outreach activities in addition to other authorized
18 homeless assistance activities: Provided further, That of the
19 funds made available under this heading, \$10,000,000 shall
20 be for implementation of the Primary Care Providers In-
21 centive Act, contingent upon enactment of authorizing legis-
22 lation.

23 In addition, in conformance with Public Law 105-33
24 establishing the Department of Veterans Affairs Medical
25 Care Collections Fund, such sums as may be deposited to

1 *such Fund pursuant to 38 U.S.C. 1729A may be transferred*
2 *to this account, to remain available until expended for the*
3 *purposes of this account.*

4 *MEDICAL AND PROSTHETIC RESEARCH*

5 *For necessary expenses in carrying out programs of*
6 *medical and prosthetic research and development as author-*
7 *ized by 38 U.S.C. chapter 73, to remain available until*
8 *September 30, 2000, \$310,000,000, plus reimbursements.*

9 *MEDICAL ADMINISTRATION AND MISCELLANEOUS*

10 *OPERATING EXPENSES*

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

22 *GENERAL POST FUND, NATIONAL HOMES*

23 *(INCLUDING TRANSFER OF FUNDS)*

24 *For the cost of direct loans, \$7,000, as authorized by*
25 *Public Law 102-54, section 8, which shall be transferred*
26 *from the "General post fund": Provided, That such costs,*

1 *including the cost of modifying such loans, shall be as de-*
2 *fin ed in section 502 of the Congressional Budget Act of*
3 *1974, as amended: Provided further, That these funds are*
4 *available to subsidize gross obligations for the principal*
5 *amount of direct loans not to exceed \$70,000.*

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

10 *DEPARTMENTAL ADMINISTRATION*

11 *GENERAL OPERATING EXPENSES*

12 *For necessary operating expenses of the Department of*
13 *Veterans Affairs, not otherwise provided for, including uni-*
14 *forms or allowances therefor; not to exceed \$25,000 for offi-*
15 *cial reception and representation expenses; hire of passenger*
16 *motor vehicles; and reimbursement of the General Services*
17 *Administration for security guard services, and the Depart-*
18 *ment of Defense for the cost of overseas employee mail;*
19 *\$854,661,000: Provided, That funds under this heading*
20 *shall be available to administer the Service Members Occu-*
21 *pational Conversion and Training Act.*

22 *NATIONAL CEMETERY SYSTEM*

23 *For necessary expenses for the maintenance and oper-*
24 *ation of the National Cemetery System, not otherwise pro-*
25 *vided for, including uniforms or allowances therefor;*
26 *cemeterial expenses as authorized by law; purchase of six*

1 *passenger motor vehicles for use in cemeterial operations;*
2 *and hire of passenger motor vehicles, \$92,006,000.*

3 *OFFICE OF INSPECTOR GENERAL*

4 *For necessary expenses of the Office of Inspector Gen-*
5 *eral in carrying out the Inspector General Act of 1978, as*
6 *amended, \$36,000,000.*

7 *CONSTRUCTION, MAJOR PROJECTS*

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

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

17 *CONSTRUCTION, MINOR PROJECTS*

18 *For constructing, altering, extending, and improving*
19 *any of the facilities under the jurisdiction or for the use*
20 *of the Department of Veterans Affairs, including planning,*
21 *architectural and engineering services, maintenance or*
22 *guarantee period services costs associated with equipment*
23 *guarantees provided under the project, services of claims an-*
24 *alysts, offsite utility and storm drainage system construc-*
25 *tion costs, and site acquisition, or for any of the purposes*
26 *set forth in sections 316, 2404, 2406, 8102, 8103, 8106,*

1 8108, 8109, 8110, and 8122 of 38 U.S.C., where the esti-
2 mated cost of a project is less than \$4,000,000;
3 \$175,000,000, to remain available until expended, along
4 with unobligated balances of previous “Construction, minor
5 projects” appropriations which are hereby made available
6 for any project where the estimated cost is less than
7 \$4,000,000: Provided, That funds in this account shall be
8 available for (1) repairs to any of the nonmedical facilities
9 under the jurisdiction or for the use of the Department
10 which are necessary because of loss or damage caused by
11 any natural disaster or catastrophe, and (2) temporary
12 measures necessary to prevent or to minimize further loss
13 by such causes.

14 *PARKING REVOLVING FUND*

15 *For the parking revolving fund as authorized by 38*
16 *U.S.C. 8109, income from fees collected, to remain available*
17 *until expended, which shall be available for all authorized*
18 *expenses except operations and maintenance costs, which*
19 *will be funded from “Medical care”.*

20 *GRANTS FOR CONSTRUCTION OF STATE EXTENDED CARE*

21 *FACILITIES*

22 *For grants to assist States to acquire or construct*
23 *State nursing home and domiciliary facilities and to re-*
24 *model, modify or alter existing hospital, nursing home and*
25 *domiciliary facilities in State homes, for furnishing care*

1 *to veterans as authorized by 38 U.S.C. 8131–8137,*
2 *\$90,000,000, to remain available until expended.*

3 *GRANTS FOR THE CONSTRUCTION OF STATE VETERAN*
4 *CEMETERIES*

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

9 *ADMINISTRATIVE PROVISIONS*
10 *(INCLUDING TRANSFER OF FUNDS)*

11 *SECTION 101. Any appropriation for fiscal year 1999*
12 *for “Compensation and pensions”, “Readjustment benefits”,*
13 *and “Veterans insurance and indemnities” may be trans-*
14 *ferred to any other of the mentioned appropriations.*

15 *SEC. 102. Appropriations available to the Department*
16 *of Veterans Affairs for fiscal year 1999 for salaries and ex-*
17 *penses shall be available for services authorized by 5 U.S.C.*
18 *3109.*

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

25 *SEC. 104. No appropriations in this Act for the De-*
26 *partment of Veterans Affairs shall be available for hos-*

1 *pitalization or examination of any persons (except bene-*
2 *ficiaries entitled under the laws bestowing such benefits to*
3 *veterans, and persons receiving such treatment under 5*
4 *U.S.C. 7901–7904 or 42 U.S.C. 5141–5204), unless reim-*
5 *bursement of cost is made to the “Medical care” account*
6 *at such rates as may be fixed by the Secretary of Veterans*
7 *Affairs.*

8 *SEC. 105. Appropriations available to the Department*
9 *of Veterans Affairs for fiscal year 1999 for “Compensation*
10 *and pensions”, “Readjustment benefits”, and “Veterans in-*
11 *surance and indemnities” shall be available for payment*
12 *of prior year accrued obligations required to be recorded*
13 *by law against the corresponding prior year accounts with-*
14 *in the last quarter of fiscal year 1998.*

15 *SEC. 106. Appropriations accounts available to the De-*
16 *partment of Veterans Affairs for fiscal year 1999 shall be*
17 *available to pay prior year obligations of corresponding*
18 *prior year appropriations accounts resulting from title X*
19 *of the Competitive Equality Banking Act, Public Law 100–*
20 *86, except that if such obligations are from trust fund ac-*
21 *counts they shall be payable from “Compensation and pen-*
22 *sions”.*

23 *SEC. 107. Notwithstanding any other provision of law,*
24 *during fiscal year 1999, the Secretary of Veterans Affairs*
25 *shall, from the National Service Life Insurance Fund (38*

1 *U.S.C. 1920), the Veterans' Special Life Insurance Fund*
2 *(38 U.S.C. 1923), and the United States Government Life*
3 *Insurance Fund (38 U.S.C. 1955), reimburse the "General*
4 *operating expenses" account for the cost of administration*
5 *of the insurance programs financed through those accounts:*
6 *Provided, That reimbursement shall be made only from the*
7 *surplus earnings accumulated in an insurance program in*
8 *fiscal year 1999, that are available for dividends in that*
9 *program after claims have been paid and actuarially deter-*
10 *mined reserves have been set aside: Provided further, That*
11 *if the cost of administration of an insurance program ex-*
12 *ceeds the amount of surplus earnings accumulated in that*
13 *program, reimbursement shall be made only to the extent*
14 *of such surplus earnings: Provided further, That the Sec-*
15 *retary shall determine the cost of administration for fiscal*
16 *year 1999, which is properly allocable to the provision of*
17 *each insurance program and to the provision of any total*
18 *disability income insurance included in such insurance*
19 *program.*

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

1 94, and 084B-027-94 from funds made available in the De-
2 partments of Veterans Affairs and Housing and Urban De-
3 velopment, and Independent Agencies Appropriations Act,
4 1994 (Public Law 103-124) under the heading “Medical
5 care”; and (2) funds obligated by the Department of Veter-
6 ans Affairs for lease number 084B-002-96 from funds made
7 available in the Department of Veterans Affairs and Hous-
8 ing and Urban Development, and Independent Agencies
9 Appropriations Act, 1995 (Public Law 103-327) under the
10 heading “Medical care”.

11 *SEC. 109. Beginning in fiscal year 1999, and there-*
12 *after, funds available in any Department of Veterans Af-*
13 *airs appropriation or fund for salaries and other adminis-*
14 *trative expenses shall also be available to reimburse the Of-*
15 *fice of Resolution Management and the Office of Employ-*
16 *ment Discrimination Complaint Adjudication for all serv-*
17 *ices provided at rates which will recover actual costs. Pay-*
18 *ments may be made in advance for services to be furnished*
19 *based on estimated costs. Amounts received shall be credited*
20 *to the General Operating Expenses account for use by the*
21 *office that provided the service.*

22 *SEC. 110. LAND CONVEYANCE, RIDGECREST CHIL-*
23 *DREN’S CENTER, ALABAMA. (a) CONVEYANCE.—The Sec-*
24 *retary of Veterans Affairs may convey, without consider-*
25 *ation, to the Board of Trustees of the University of Ala-*

1 bama, all right, title, and interest of the United States in
2 and to the parcel of real property, including any improve-
3 ments thereon, described in subsection (b).

4 (b) COVERED PARCEL.—The parcel of real property to
5 be conveyed under subsection (a) is the following: A parcel
6 of property lying in the northeast quarter of the southwest
7 quarter, section 28, township 21 south, range 9 west, Tusca-
8 loosa County, Alabama, lying along and adjacent to
9 Ridgecrest (Brewer’s Porch) Children’s Center being more
10 particularly described as follows: As a point of commence-
11 ment start at the southeast corner of the north half of the
12 southwest quarter run in an easterly direction along an eas-
13 terly projection of the north boundary of the southeast quar-
14 ter of the southwest quarter for a distance of 888.52 feet
15 to a point; thence with a deflection angle to the left of 134
16 degrees 41 minutes run in a northwesterly direction for a
17 distance of 1164.38 feet to an iron pipe; thence with a de-
18 flection angle to the left of 75 degrees 03 minutes run in
19 a southwesterly direction for a distance of 37.13 feet to the
20 point of beginning of this parcel of property; thence con-
21 tinue in this same southwesterly direction along the projec-
22 tion of the chainlink fence for a distance of 169.68 feet to
23 a point; thence with an interior angle to the left of 63 de-
24 grees 16 minutes run in a northerly direction for a distance
25 of 233.70 feet to a point; thence with an interior angle to

1 *the left of 43 degrees 55 minutes run in a southeasterly di-*
2 *rection for a distance of 218.48 feet to the point of begin-*
3 *ning, said parcel having an interior angle of closure of 72*
4 *degrees 49 minutes, said parcel containing 0.40 acres more*
5 *or less, said parcel of property is also subject to all rights-*
6 *of-way, easements, and conveyances heretofore given for this*
7 *parcel of property.*

8 *(c) ADDITIONAL TERMS AND CONDITIONS.—The Sec-*
9 *retary may require such additional terms and conditions*
10 *in connection with the conveyance under subsection (a) as*
11 *the Secretary considers appropriate to protect the interests*
12 *of the United States.*

13 *TITLE II—DEPARTMENT OF HOUSING AND*

14 *URBAN DEVELOPMENT*

15 *PUBLIC AND INDIAN HOUSING*

16 *HOUSING CERTIFICATE FUND*

17 *(INCLUDING TRANSFERS AND RESCISSIONS OF FUNDS)*

18 *For activities and assistance to prevent the involun-*
19 *tary displacement of low-income families, the elderly and*
20 *the disabled because of the loss of affordable housing stock,*
21 *expiration of subsidy contracts (other than contracts for*
22 *which amounts are provided under another heading in this*
23 *Act) or expiration of use restrictions, or other changes in*
24 *housing assistance arrangements, and for other purposes,*
25 *\$10,013,542,030, to remain available until expended: Pro-*
26 *vided, That of the total amount provided under this head-*

1 *ing, \$9,540,000,000 shall be for assistance under the United*
2 *States Housing Act of 1937 (42 U.S.C. 1437) (the “Act”*
3 *herein) for use in connection with expiring or terminating*
4 *section 8 subsidy contracts, for enhanced vouchers as pro-*
5 *vided under the “Preserving Existing Housing Investment”*
6 *account in the Departments of Veterans Affairs and Hous-*
7 *ing and Urban Development, and Independent Agencies*
8 *Appropriations Act, 1997, (Public Law 104–204), and con-*
9 *tracts entered into pursuant to section 441 of the Stewart*
10 *B. McKinney Homeless Assistance Act: Provided further,*
11 *That the Secretary may determine not to apply section*
12 *8(o)(6)(B) of the Act to housing vouchers during fiscal year*
13 *1999: Provided further, That of the total amount provided*
14 *under this heading, \$433,542,030 shall be for section 8 rent-*
15 *al assistance under the Act including assistance to relocate*
16 *residents of properties (i) that are owned by the Secretary*
17 *and being disposed of or (ii) that are discontinuing section*
18 *8 project-based assistance; for the conversion of section 23*
19 *projects to assistance under section 8; for funds to carry*
20 *out the family unification program; and for the relocation*
21 *of witnesses in connection with efforts to combat crime in*
22 *public and assisted housing pursuant to a request from a*
23 *law enforcement or prosecution agency: Provided further,*
24 *That of the total amount made available in the preceding*
25 *proviso, up to \$40,000,000 shall be made available to non-*

1 *elderly disabled families affected by the designation of a*
2 *public housing development under section 7 of such Act, the*
3 *establishment of preferences in accordance with section 651*
4 *of the Housing and Community Development Act of 1992*
5 *(42 U.S.C. 1361l), or the restriction of occupancy to elderly*
6 *families in accordance with section 658 of such Act, and*
7 *to the extent the Secretary determines that such amount is*
8 *not needed to fund applications for such affected families,*
9 *to other nonelderly disabled families: Provided further, That*
10 *the amount made available under the fifth proviso under*
11 *the heading “Prevention of Resident Displacement” in title*
12 *II of the Departments of Veterans Affairs and Housing and*
13 *Urban Development, and Independent Agencies Appropria-*
14 *tions Act, 1997, Public Law 104–204, shall also be made*
15 *available to nonelderly disabled families affected by the re-*
16 *striction of occupancy to elderly families in accordance*
17 *with section 658 of the Housing and Community Develop-*
18 *ment Act of 1992: Provided further, That to the extent the*
19 *Secretary determines that the amount made available under*
20 *the fifth proviso under the heading “Prevention of Resident*
21 *Displacement” in title II of the Departments of Veterans*
22 *Affairs and Housing and Urban Development, and Inde-*
23 *pendent Agencies Appropriations Act, 1997, Public Law*
24 *104–204, is not needed to fund applications for affected*
25 *families described in the fifth proviso, or in the preceding*

1 *proviso under this heading in this Act, the amount not*
2 *needed shall be made available to other nonelderly disabled*
3 *families: Provided further, That of the total amount under*
4 *this heading, \$40,000,000 shall be made available on a fair*
5 *share basis (except as otherwise provided in this proviso)*
6 *to public housing agencies as section 8 assistance for fami-*
7 *lies on waiting lists who agree to participate in local self-*
8 *sufficiency/welfare-to-work initiatives, of which \$4,000,000*
9 *shall be made available each to public housing agencies for*
10 *demonstration local self-sufficiency/welfare-to-work initia-*
11 *tives in Los Angeles, California; Cleveland, Ohio; Kansas*
12 *City, Missouri; Charlotte, North Carolina; Miami/Dade*
13 *County, Florida; Prince Georges County, Maryland; New*
14 *York City, New York; and Anchorage, Alaska.*

15 *From the sources and in the order hereinafter specified,*
16 *\$1,400,000,000 is rescinded: Provided further, That the first*
17 *source shall be amounts that are available or may be recap-*
18 *tured from project-based contracts for section 8 assistance*
19 *that expired or were terminated during fiscal year 1999*
20 *or any prior year: Provided further, That after all amounts*
21 *that are available or may be recaptured from the first*
22 *source have been exhausted, the second source shall be unob-*
23 *ligated amounts from amendments to contracts for project-*
24 *based section 8 assistance, other than contracts for projects*
25 *developed under section 202 of the Housing Act of 1959,*

1 *other than amounts described as the fourth source, in the*
2 *fourth proviso in this paragraph, that are carried over into*
3 *1999: Provided further, That after all amounts that are*
4 *available from the second source are exhausted, the third*
5 *source shall be amounts recaptured from section 8 reserves*
6 *in the section 8 moderate rehabilitation program: Provided*
7 *further, That after all amounts that are available or may*
8 *be recaptured from the third source have been exhausted,*
9 *the fourth source shall be all unobligated amounts for*
10 *project-based assistance that are earmarked under the third*
11 *proviso under this heading in Public Law 105–65, 111*
12 *Stat. 1351 (approved October 27, 1997): Provided further,*
13 *That any amounts that are available or recaptured in con-*
14 *nection with the first or third provisos of this paragraph*
15 *that are in the Annual Contributions for Assisted Housing*
16 *account, and are required to be rescinded by this para-*
17 *graph, shall be rescinded from the Annual Contributions for*
18 *Assisted Housing account.*

19 SECTION 8 RESERVE PRESERVATION ACCOUNT

20 *The amounts recaptured during fiscal years 1998 and*
21 *1999 that were heretofore made available to public housing*
22 *agencies for tenant-based assistance under the section 8 ex-*
23 *isting housing certificate and housing voucher programs*
24 *from the Annual Contributions for Assisted Housing ac-*
25 *count shall be collected in the account under this heading,*
26 *for use as provided for under this heading, as set forth*

1 *under the Annual Contributions for Assisted Housing head-*
2 *ing in title II, chapter 11 of Public Law 105–18, approved*
3 *June 12, 1997.*

4 *PUBLIC HOUSING CAPITAL FUND*

5 *(INCLUDING TRANSFERS OF FUNDS)*

6 *For the Public Housing Capital Fund Program for*
7 *modernization of existing public housing projects as author-*
8 *ized under section 14 of the United States Housing Act of*
9 *1937, as amended (42 U.S.C. 1437), \$2,550,000,000, to re-*
10 *main available until expended: Provided, That of the total*
11 *amount, up to \$100,000,000 shall be for carrying out activi-*
12 *ties under section 6(j) of such Act and technical assistance*
13 *for the inspection of public housing units, contract exper-*
14 *tise, and training and technical assistance directly or indi-*
15 *rectly, under grants, contracts, or cooperative agreements,*
16 *to assist in the oversight and management of public housing*
17 *(whether or not the housing is being modernized with assist-*
18 *ance under this proviso) or tenant-based assistance, includ-*
19 *ing, but not limited to, an annual resident survey, data*
20 *collection and analysis, training and technical assistance*
21 *by or to officials and employees of the Department and of*
22 *public housing agencies and to residents in connection with*
23 *the public housing programs and for lease adjustments to*
24 *section 23 projects: Provided further, That of the amount*
25 *available under this heading, up to \$5,000,000 shall be for*
26 *the Tenant Opportunity Program: Provided further, That*

1 *all balances, as of September 30, 1997, of funds heretofore*
2 *provided for section 673 public housing service coordinators*
3 *shall be transferred to and merged with amounts made*
4 *available under this heading.*

5 *PUBLIC HOUSING OPERATING FUND*
6 *(INCLUDING TRANSFER OF FUNDS)*

7 *For payments to public housing agencies for operating*
8 *subsidies for low-income housing projects as authorized by*
9 *section 9 of the United States Housing Act of 1937, as*
10 *amended (42 U.S.C. 1437g), \$2,818,000,000, to remain*
11 *available until expended.*

12 *DRUG ELIMINATION GRANTS FOR LOW-INCOME HOUSING*
13 *(INCLUDING TRANSFER OF FUNDS)*

14 *For grants to public housing agencies, Indian Tribes*
15 *and their tribally designated housing entities for use in*
16 *eliminating crime in public housing projects authorized by*
17 *42 U.S.C. 11901–11908, for grants for federally assisted*
18 *low-income housing authorized by 42 U.S.C. 11909, and for*
19 *drug information clearinghouse services authorized by 42*
20 *U.S.C. 11921–11925, \$310,000,000, to remain available*
21 *until expended, of which \$10,000,000 shall be for grants,*
22 *technical assistance, contracts and other assistance, train-*
23 *ing, and program assessment and execution for or on behalf*
24 *of public housing agencies, resident organizations, and In-*
25 *dian Tribes and their tribally designated housing entities*
26 *(including the cost of necessary travel for participants in*

1 *such training*); \$10,000,000 shall be used in connection with
2 *efforts to combat violent crime in public and assisted hous-*
3 *ing under the Operation Safe Home Program administered*
4 *by the Inspector General of the Department of Housing and*
5 *Urban Development; \$10,000,000 shall be provided to the*
6 *Office of Inspector General for Operation Safe Home; and*
7 *\$20,000,000 shall be available for a program named the*
8 *New Approach Anti-Drug program which will provide com-*
9 *petitive grants to entities managing or operating public*
10 *housing developments, federally assisted multifamily hous-*
11 *ing developments, or other multifamily housing develop-*
12 *ments for low-income families supported by non-Federal*
13 *governmental entities or similar housing developments sup-*
14 *ported by nonprofit private sources in order to provide or*
15 *augment security (including personnel costs), to assist in*
16 *the investigation and/or prosecution of drug related crimi-*
17 *nal activity in and around such developments, and to pro-*
18 *vide assistance for the development of capital improvements*
19 *at such developments directly relating to the security of such*
20 *developments: Provided, That grants for the New Approach*
21 *Anti-Drug program shall be made on a competitive basis*
22 *as specified in section 102 of the Department of Housing*
23 *and Urban Development Reform Act of 1989: Provided fur-*
24 *ther, That the term “drug-related crime”, as defined in 42*
25 *U.S.C. 11905(2), shall also include other types of crime as*

1 *determined by the Secretary: Provided further, That, not-*
2 *withstanding section 5130(c) of the Anti-Drug Abuse Act*
3 *of 1988 (42 U.S.C. 11909(c)), the Secretary may determine*
4 *not to use any such funds to provide public housing youth*
5 *sports grants.*

6 *REVITALIZATION OF SEVERELY DISTRESSED PUBLIC*
7 *HOUSING (HOPE VI)*

8 *For grants to public housing agencies for assisting in*
9 *the demolition of obsolete public housing projects or portions*
10 *thereof, the revitalization (where appropriate) of sites (in-*
11 *cluding remaining public housing units) on which such*
12 *projects are located, replacement housing which will avoid*
13 *or lessen concentrations of very low-income families, and*
14 *tenant-based assistance in accordance with section 8 of the*
15 *United States Housing Act of 1937; and for providing re-*
16 *placement housing and assisting tenants displaced by the*
17 *demolition, \$600,000,000, to remain available until ex-*
18 *pended, of which the Secretary may use up to \$15,000,000*
19 *for technical assistance and contract expertise, to be pro-*
20 *vided directly or indirectly by grants, contracts or coopera-*
21 *tive agreements, including training and cost of necessary*
22 *travel for participants in such training, by or to officials*
23 *and employees of the Department and of public housing*
24 *agencies and to residents: Provided, That for purposes of*
25 *environmental review pursuant to the National Environ-*
26 *ment Policy Act of 1969, a grant under this head or under*

1 *prior appropriations Acts for this head shall be treated as*
2 *assistance under title I of the United States Housing Act*
3 *of 1937 and shall be subject to regulations issued by the*
4 *Secretary to implement section 26 of such Act: Provided*
5 *further, That no funds appropriated under this heading*
6 *shall be used for any purpose that is not provided for here-*
7 *in, in the United States Housing Act of 1937, in the Appro-*
8 *priations Acts for the Departments of Veterans Affairs and*
9 *Housing and Urban Development, and Independent Agen-*
10 *cies, for the fiscal years 1993, 1994, 1995, and 1997, and*
11 *the Omnibus Consolidated Rescissions and Appropriations*
12 *Act of 1996: Provided further, That none of such funds shall*
13 *be used directly or indirectly by granting competitive ad-*
14 *vantage in awards to settle litigation or pay judgments, un-*
15 *less expressly permitted herein.*

16 *NATIVE AMERICAN HOUSING BLOCK GRANTS*

17 *(INCLUDING TRANSFERS OF FUNDS)*

18 *For the Native American Housing Block Grants pro-*
19 *gram, as authorized under title I of the Native American*
20 *Housing Assistance and Self-Determination Act of 1996*
21 *(Public Law 104–330), \$600,000,000, to remain available*
22 *until expended, of which \$6,000,000 shall be used to support*
23 *the inspection of Indian housing units, contract expertise,*
24 *training, and technical assistance in the oversight and*
25 *management of Indian housing and tenant-based assist-*
26 *ance, including up to \$200,000 for related travel: Provided,*

1 *That of the amount provided under this heading,*
2 *\$6,000,000 shall be made available for the cost of guaran-*
3 *teed notes and other obligations, as authorized by title VI*
4 *of the Native American Housing Assistance and Self-Deter-*
5 *mination Act of 1996: Provided further, That such costs,*
6 *including the costs of modifying such notes and other obli-*
7 *gations, shall be as defined in section 502 of the Congres-*
8 *sional Budget Act of 1974, as amended: Provided further,*
9 *That these funds are available to subsidize the total prin-*
10 *cipal amount of any notes and other obligations, any part*
11 *of which is to be guaranteed, not to exceed \$217,000,000:*
12 *Provided further, That the funds made available in the first*
13 *proviso are for a demonstration on ways to enhance eco-*
14 *nomie growth, to increase access to private capital, and to*
15 *encourage the investment and participation of traditional*
16 *financial institutions in tribal and other Native American*
17 *areas.*

18 *INDIAN HOUSING LOAN GUARANTEE FUND PROGRAM*

19 *ACCOUNT*

20 *For the cost of guaranteed loans, as authorized by sec-*
21 *tion 184 of the Housing and Community Development Act*
22 *of 1992 (106 Stat. 3739), \$6,000,000, to remain available*
23 *until expended: Provided, That such costs, including the*
24 *costs of modifying such loans, shall be as defined in section*
25 *502 of the Congressional Budget Act of 1974, as amended:*

1 *Provided further, That these funds are available to subsidize*
2 *total loan principal, any part of which is to be guaranteed,*
3 *not to exceed \$68,881,000.*

4 *RURAL HOUSING AND ECONOMIC DEVELOPMENT*

5 *(INCLUDING TRANSFER OF FUNDS)*

6 *For an Office of Rural Housing and Economic Devel-*
7 *opment to be established in the Office of Housing in the*
8 *Department of Housing and Urban Development,*
9 *\$35,000,000, to remain available until expended: Provided,*
10 *That of the amount under this heading, \$10,000,000 shall*
11 *be used to establish a clearinghouse of ideas for innovative*
12 *strategies for rural housing and economic development and*
13 *revitalization, of which \$8,000,000 shall be awarded by*
14 *June 1, 1999 directly to local rural nonprofits, community*
15 *development corporations and Indian tribes to support ca-*
16 *capacity building and technical assistance: Provided further,*
17 *That of the amount under this heading, \$5,000,000 shall*
18 *be awarded by June 1, 1999 as seed support for Indian*
19 *tribes and nonprofits and community development corpora-*
20 *tions in states which have limited capacity in rural areas:*
21 *Provided further, That of the amount under this heading,*
22 *\$20,000,000 shall be awarded by June 1, 1999 to Indian*
23 *tribes and state housing finance agencies to support innova-*
24 *tive community development initiatives in rural commu-*
25 *nities: Provided further, That all grants shall be awarded*
26 *on a competitive basis as specified in section 102 of the*

1 *HUD Reform Act: Provided further, That all funds unobli-*
2 *gated as of October 1, 1998 under the fifth paragraph of*
3 *the Community Development Block Grants account in the*
4 *Departments of Veterans Affairs, and Housing and Urban*
5 *Development, and Independent Agencies Appropriations*
6 *Act, 1998 (Public Law 105–65; October 27, 1997) shall be*
7 *transferred to this account to be awarded to state housing*
8 *finance agencies for activities under this heading with any*
9 *outstanding earmarks for a state to be awarded to that*
10 *state’s housing finance agency.*

11 *COMMUNITY PLANNING AND DEVELOPMENT*

12 *HOUSING OPPORTUNITIES FOR PERSONS WITH AIDS*

13 *For carrying out the Housing Opportunities for Per-*
14 *sons with AIDS program, as authorized by the AIDS Hous-*
15 *ing Opportunity Act (42 U.S.C. 12901), \$225,000,000, to*
16 *remain available until expended: Provided, That the Sec-*
17 *retary may use up to 1 percent of the funds under this head-*
18 *ing for technical assistance: Provided further, That within*
19 *30 days of the close of fiscal year 1999, the Secretary shall*
20 *submit a report to the Congress summarizing all technical*
21 *assistance provided during the fiscal year.*

22 *COMMUNITY DEVELOPMENT BLOCK GRANTS*

23 *(INCLUDING TRANSFERS OF FUNDS)*

24 *For grants to States and units of general local govern-*
25 *ment and for related expenses, not otherwise provided for,*
26 *to carry out a community development grants program as*

1 *authorized by title I of the Housing and Community Devel-*
2 *opment Act of 1974, as amended (the “Act” herein) (42*
3 *U.S.C. 5301), \$4,750,000,000, to remain available until*
4 *September 30, 2001: Provided, That \$67,000,000 shall be*
5 *for grants to Indian tribes notwithstanding section*
6 *106(a)(1) of such Act; \$3,000,000 shall be available as a*
7 *grant to the Housing Assistance Council; \$1,800,000 shall*
8 *be available as a grant to the National American Indian*
9 *Housing Council; \$32,000,000 shall be for grants pursuant*
10 *to section 107 of such Act including \$10,000,000 for histori-*
11 *cally black colleges and universities, including \$1,800,000*
12 *for Dillard University in New Orleans: Provided further,*
13 *That all funding decisions under section 107 except as spec-*
14 *ified herein shall be subject to approval through a re-*
15 *programming letter unless otherwise specified in this bill*
16 *or the Committee report to this bill (S. 2168): Provided fur-*
17 *ther, That not to exceed 20 percent of any grant made with*
18 *funds appropriated herein (other than a grant made avail-*
19 *able under the preceding proviso to the Housing Assistance*
20 *Council or the National American Indian Housing Council,*
21 *or a grant using funds under section 107(b)(3) of the Hous-*
22 *ing and Community Development Act of 1974, as amended)*
23 *shall be expended for “Planning and Management Develop-*
24 *ment” and “Administration” as defined in regulations pro-*
25 *mulgated by the Department.*

1 *Of the amount made available under this heading,*
2 *\$25,000,000 shall be made available for “Capacity Building*
3 *for Community Development and Affordable Housing,” as*
4 *authorized by section 4 of the HUD Demonstration Act of*
5 *1993 (Public Law 103–120), as in effect immediately before*
6 *June 12, 1997, with not less than \$10,000,000 of the fund-*
7 *ing to be used in rural areas, including tribal areas.*

8 *Of the amount provided under this heading, the Sec-*
9 *retary of Housing and Urban Development may use up to*
10 *\$55,000,000 for a public and assisted housing self-suffi-*
11 *ciency program, of which up to \$5,000,000 may be used*
12 *for the Moving to Work Demonstration, and at least*
13 *\$10,000,000 shall be used for grants for service coordinators*
14 *and congregate services for the elderly and disabled: Pro-*
15 *vided, That for self-sufficiency activities, the Secretary may*
16 *make grants to public housing agencies (including Indian*
17 *tribes and their tribally designated housing entities), non-*
18 *profit corporations, and other appropriate entities for a*
19 *supportive services program to assist residents of public and*
20 *assisted housing, former residents of such housing receiving*
21 *tenant-based assistance under section 8 of the United States*
22 *Housing Act of 1937 (42 U.S.C. 1437f), and other low-in-*
23 *come families and individuals: Provided further, That the*
24 *program shall provide supportive services, principally for*
25 *the benefit of public housing residents, to the elderly and*

1 *the disabled, and to families with children where the head*
2 *of household would benefit from the receipt of supportive*
3 *services and is working, seeking work, or is preparing for*
4 *work by participating in job training or educational pro-*
5 *grams: Provided further, That the supportive services may*
6 *include congregate services for the elderly and disabled,*
7 *service coordinators, and coordinated education, training,*
8 *and other supportive services, including academic skills*
9 *training, job search assistance, assistance related to retain-*
10 *ing employment, vocational and entrepreneurship develop-*
11 *ment and support programs, transportation, and child*
12 *care: Provided further, That the Secretary shall require ap-*
13 *plications to demonstrate firm commitments of funding or*
14 *services from other sources: Provided further, That the Sec-*
15 *retary shall select public and Indian housing agencies to*
16 *receive assistance under this heading on a competitive basis,*
17 *taking into account the quality of the proposed program,*
18 *including any innovative approaches, the extent of the pro-*
19 *posed coordination of supportive services, the extent of com-*
20 *mitments of funding or services from other sources, the ex-*
21 *tent to which the proposed program includes reasonably*
22 *achievable, quantifiable goals for measuring performance*
23 *under the program over a three-year period, the extent of*
24 *success an agency has had in carrying out other comparable*
25 *initiatives, and other appropriate criteria established by the*

1 *Secretary (except that funds under this proviso shall not*
2 *be used for renewal of grants for service coordinators and*
3 *congregate services for the elderly and disabled).*

4 *Of the amount made available under this heading, not-*
5 *withstanding any other provision of law, \$40,000,000 shall*
6 *be available for YouthBuild program activities authorized*
7 *by subtitle D of title IV of the Cranston-Gonzalez National*
8 *Affordable Housing Act, as amended, and such activities*
9 *shall be an eligible activity with respect to any funds made*
10 *available under this heading: Provided, That, local*
11 *YouthBuild programs that demonstrate an ability to lever-*
12 *age private and nonprofit funding shall be given a priority*
13 *for YouthBuild funding.*

14 *Of the amount made available under this heading,*
15 *\$85,000,000 shall be available for the Economic Develop-*
16 *ment Initiative (EDI) to finance a variety of efforts, includ-*
17 *ing \$67,000,000 for making grants for targeted economic*
18 *investments in accordance with the terms and conditions*
19 *specified for such grants in the Senate committee report ac-*
20 *companying this Act.*

21 *Of the amount made available under this heading, not-*
22 *withstanding any other provision of law, \$70,000,000 shall*
23 *be available for the lead-based paint hazard reduction pro-*
24 *gram as authorized under sections 1011 and 1053 of the*
25 *Residential Lead-Based Hazard Reduction Act of 1992:*

1 *Provided, That none of these funds shall be available for*
2 *the Healthy Homes Initiative.*

3 *For the cost of guaranteed loans, \$29,000,000, as au-*
4 *thorized by section 108 of the Housing and Community De-*
5 *velopment Act of 1974: Provided, That such costs, including*
6 *the cost of modifying such loans, shall be as defined in sec-*
7 *tion 502 of the Congressional Budget Act of 1974, as*
8 *amended: Provided further, That these funds are available*
9 *to subsidize total loan principal, any part of which is to*
10 *be guaranteed, not to exceed \$1,261,000,000, notwithstand-*
11 *ing any aggregate limitation on outstanding obligations*
12 *guaranteed in section 108(k) of the Housing and Commu-*
13 *nity Development Act of 1974: Provided further, That in*
14 *addition to the other amounts appropriated under this*
15 *heading, for administrative expenses to carry out the guar-*
16 *anteed loan program, \$1,000,000, which shall be transferred*
17 *to and merged with the appropriation for departmental sal-*
18 *aries and expenses.*

19 *For any fiscal year, of the amounts made available*
20 *as emergency funds under the heading “Community Devel-*
21 *opment Block Grants Fund” and notwithstanding any*
22 *other provision of law, not more than \$250,000 may be used*
23 *for the non-Federal cost-share of any project funded by the*
24 *Secretary of the Army through the Corps of Engineers.*

1 *BROWNFIELDS REDEVELOPMENT*

2 *For Economic Development Grants, as authorized by*
3 *section 108(q) of the Housing and Community Development*
4 *Act of 1974, as amended, for Brownfields redevelopment*
5 *projects, \$25,000,000, to remain available until expended:*
6 *Provided, That the Secretary of Housing and Urban Devel-*
7 *opment shall make these grants available on a competitive*
8 *basis as specified in section 102 of the Department of Hous-*
9 *ing and Urban Development Reform Act of 1989.*

10 *HOME INVESTMENT PARTNERSHIPS PROGRAM*

11 *For the HOME investment partnerships program, as*
12 *authorized under title II of the Cranston-Gonzalez National*
13 *Affordable Housing Act (Public Law 101–625), as amended,*
14 *\$1,550,000,000, to remain available until expended: Pro-*
15 *vided, That up to \$7,000,000 of these funds shall be avail-*
16 *able for the development and operation of integrated com-*
17 *munity development management information systems:*
18 *Provided further, That up to \$25,000,000 of these funds*
19 *shall be available for Housing Counseling under section 106*
20 *of the Housing and Urban Development Act of 1968.*

21 *HOMELESS ASSISTANCE GRANTS*

22 *For the emergency shelter grants program (as author-*
23 *ized under subtitle B of title IV of the Stewart B. McKinney*
24 *Homeless Assistance Act, as amended); the supportive hous-*
25 *ing program (as authorized under subtitle C of title IV of*
26 *such Act); the section 8 moderate rehabilitation single room*

1 occupancy program (as authorized under the United States
2 Housing Act of 1937, as amended) to assist homeless indi-
3 viduals pursuant to section 441 of the Stewart B. McKinney
4 Homeless Assistance Act; and the shelter plus care program
5 (as authorized under subtitle F of title IV of such Act),
6 \$1,000,000,000, to remain available until expended: Pro-
7 vided, That not less than 30 percent of these funds shall
8 be used for permanent housing, and all funding for services
9 must be matched by 25 percent in funding by each grantee.

10 HOUSING PROGRAMS

11 HOUSING FOR SPECIAL POPULATIONS

12 (INCLUDING TRANSFERS OF FUNDS)

13 For assistance for the purchase, construction, acquisi-
14 tion, or development of additional public and subsidized
15 housing units for low income families not otherwise pro-
16 vided for, \$870,000,000, to remain available until expended:
17 Provided, That of the total amount provided under this
18 heading, \$676,000,000 shall be for capital advances, includ-
19 ing amendments to capital advance contracts, for housing
20 for the elderly, as authorized by section 202 of the Housing
21 Act of 1959, as amended, and for project rental assistance,
22 and amendments to contracts for project rental assistance,
23 for the elderly under section 202(c)(2) of the Housing Act
24 of 1959, and for supportive services associated with the
25 housing; and \$194,000,000 shall be for capital advances, in-
26 cluding amendments to capital advance contracts, for sup-

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

23 *FLEXIBLE SUBSIDY FUND*

24 *(TRANSFER OF FUNDS)*

25 *Any collections from the Rental Housing Assistance*
26 *Fund made during fiscal year 1999 shall be transferred to*

1 *the Flexible Subsidy Fund, as authorized by section 236(g)*
2 *of the National Housing Act, as amended.*

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

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

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

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

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

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

22 *Gross obligations for the principal amount of direct*
23 *loans, as authorized by sections 204(g), 207(l), 238(a), and*
24 *519(a) of the National Housing Act, shall not exceed*
25 *\$120,000,000; of which not to exceed \$100,000,000 shall be*
26 *for bridge financing in connection with the sale of multi-*

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

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

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

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

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

1 *of which not to exceed \$9,383,000 shall be transferred to*
2 *the appropriation for departmental salaries and expenses.*

3 *POLICY DEVELOPMENT AND RESEARCH*

4 *RESEARCH AND TECHNOLOGY*

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

16 *FAIR HOUSING AND EQUAL OPPORTUNITY*

17 *FAIR HOUSING ACTIVITIES*

18 *For contracts, grants, and other assistance, not other-*
19 *wise provided for, as authorized by title VIII of the Civil*
20 *Rights Act of 1968, as amended by the Fair Housing*
21 *Amendments Act of 1988, and section 561 of the Housing*
22 *and Community Development Act of 1987, as amended,*
23 *\$35,000,000, to remain available until September 30, 1999,*
24 *of which \$15,000,000 shall be to carry out activities pursu-*
25 *ant to such section 561. No funds made available under this*

1 *heading shall be used to lobby the executive or legislative*
2 *branches of the Federal government in connection with a*
3 *specific contract, grant or loan.*

4 *MANAGEMENT AND ADMINISTRATION*

5 *SALARIES AND EXPENSES*

6 *(INCLUDING TRANSFER OF FUNDS)*

7 *For necessary administrative and non-administrative*
8 *expenses of the Department of Housing and Urban Develop-*
9 *ment, not otherwise provided for, including not to exceed*
10 *\$7,000 for official reception and representation expenses,*
11 *\$992,826,000, of which \$518,000,000 shall be provided from*
12 *the various funds of the Federal Housing Administration,*
13 *\$9,383,000 shall be provided from funds of the Government*
14 *National Mortgage Association, \$1,000,000 shall be pro-*
15 *vided from the "Community Development Grants Program"*
16 *account, \$200,000 shall be provided by transfer from the*
17 *"Title VI Indian Federal Guarantees Program" account,*
18 *and \$400,000 shall be provided by transfer from the "In-*
19 *dian Housing Loan Guarantee Fund Program" account:*
20 *Provided, That the Department is prohibited from employ-*
21 *ing more than 77 schedule C and 20 noncareer Senior Exec-*
22 *utive Service employees.*

23 *OFFICE OF INSPECTOR GENERAL*

24 *(INCLUDING TRANSFER OF FUNDS)*

25 *For necessary expenses of the Office of Inspector Gen-*
26 *eral in carrying out the Inspector General Act of 1978, as*

1 amended, \$66,850,000, of which \$22,343,000 shall be pro-
2 vided from the various funds of the Federal Housing Ad-
3 ministration: Provided, That \$10,000,000 shall also be
4 transferred to this account from the amount earmarked for
5 Operation Safe Home in the “Drug Elimination Grants for
6 Low Income Housing” account.

7 OFFICE OF FEDERAL HOUSING ENTERPRISE OVERSIGHT

8 SALARIES AND EXPENSES

9 (INCLUDING TRANSFER OF FUNDS)

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

22 ADMINISTRATIVE PROVISIONS

23 SEC. 201. EXTENDERS. (a) ONE-FOR-ONE REPLACE-
24 MENT OF PUBLIC HOUSING.—Section 1002(d) of Public
25 Law 104–19 is amended by striking “1998” and inserting
26 “1999”.

1 (b) *STREAMLINING SECTION 8 TENANT-BASED ASSIST-*
2 *ANCE.—Section 203(d) of the Departments of Veterans Af-*
3 *fairs and Housing and Urban Development, and Independ-*
4 *ent Agencies Appropriations Act, 1996, is amended by*
5 *striking “1997, and 1998” and inserting “1997, 1998, and*
6 *1999”.*

7 (c) *PUBLIC AND ASSISTED HOUSING RENTS, INCOME*
8 *ADJUSTMENTS AND PREFERENCES.—*

9 (1) *Section 402(a) of The Balanced Budget*
10 *Downpayment Act, I is amended by striking “fiscal*
11 *years 1997 and 1998” and inserting “fiscal years*
12 *1997, 1998, and 1999”.*

13 (2) *Section 402(f) of The Balanced Budget*
14 *Downpayment Act, I is amended by striking “fiscal*
15 *years 1996, 1997, and 1998” and inserting “fiscal*
16 *years 1996, 1997, 1998, and 1999”.*

17 *SEC. 202. FINANCING ADJUSTMENT FACTORS.—Fifty*
18 *percent of the amounts of budget authority, or in lieu there-*
19 *of 50 percent of the cash amounts associated with such*
20 *budget authority, that are recaptured from projects de-*
21 *scribed in section 1012(a) of the Stewart B. McKinney*
22 *Homeless Assistance Amendments Act of 1988 (Public Law*
23 *100–628, 102 Stat. 3224, 3268) shall be rescinded, or in*
24 *the case of cash, shall be remitted to the Treasury, and such*
25 *amounts of budget authority or cash recaptured and not*

1 *rescinded or remitted to the Treasury shall be used by State*
2 *housing finance agencies or local governments or local hous-*
3 *ing agencies with projects approved by the Secretary of*
4 *Housing and Urban Development for which settlement oc-*
5 *curred after January 1, 1992, in accordance with such sec-*
6 *tion. Notwithstanding the previous sentence, the Secretary*
7 *may award up to 15 percent of the budget authority or cash*
8 *recaptured and not rescinded or remitted to the Treasury*
9 *to provide project owners with incentives to refinance their*
10 *project at a lower interest rate.*

11 *SEC. 203. FAIR HOUSING AND FREE SPEECH.—None*
12 *of the amounts made available under this Act may be used*
13 *during fiscal year 1998 to investigate or prosecute under*
14 *the Fair Housing Act any otherwise lawful activity engaged*
15 *in by one or more persons, including the filing or maintain-*
16 *ing of a nonfrivolous legal action, that is engaged in solely*
17 *for the purpose of achieving or preventing action by a gov-*
18 *ernment official or entity, or a court of competent jurisdic-*
19 *tion.*

20 *SEC. 204. REQUIREMENT FOR HUD TO MAINTAIN*
21 *PUBLIC NOTICE AND COMMENT RULEMAKING.—Notwith-*
22 *standing any other provision of law, for fiscal year 1998*
23 *and for all fiscal years thereafter, the Secretary of Housing*
24 *and Urban Development shall maintain all current require-*
25 *ments under part 10 of the Department of Housing and*

1 *Urban Development regulations (24 CFR part 10) with re-*
2 *spect to the Department's policies and procedures for the*
3 *promulgation and issuance of rules, including the use of*
4 *public participation in the rulemaking process.*

5 *SEC. 205. BROWNFIELDS AS ELIGIBLE CDBG ACTIV-*
6 *ITY.—For fiscal years 1998 and 1999, States and entitle-*
7 *ment communities may use funds allocated under the com-*
8 *munity development block grants program under title I of*
9 *the Housing and Community Development Act of 1974 for*
10 *environmental cleanup and economic development activities*
11 *related to Brownfields projects in conjunction with the ap-*
12 *propriate environmental regulatory agencies, as if such ac-*
13 *tivities were eligible under section 105(a) of such Act.*

14 *SEC. 206. ENHANCED DISPOSITION AUTHORITY.—Sec-*
15 *tion 204 of the Departments of Veterans Affairs and Hous-*
16 *ing and Urban Development, and Independent Agencies*
17 *Appropriations Act, 1997, is amended by inserting after*
18 *“owned by the Secretary” the following: “, including, for*
19 *fiscal years 1998 and 1999, the provision of grants and*
20 *loans from the General Insurance Fund (12 U.S.C. 1735c)*
21 *for the necessary costs of rehabilitation or demolition,”.*

22 *SEC. 207. HUD RENT REFORM.—Notwithstanding*
23 *any other provision of law, the Secretary of Housing and*
24 *Urban Development may provide tenant-based assistance to*
25 *eligible tenants of a project insured under either sections*

1 221(d)(3) or 236 of the National Housing Act in the same
2 manner as if the owner had prepaid the insured mortgage
3 to the extent necessary to minimize any rent increases or
4 to prevent displacement of low-income tenants in accord-
5 ance with a transaction approved by the Secretary provided
6 that the rents are no higher than the published section 8
7 fair market rents, as of the date of enactment, during the
8 tenants' occupancy of the property.

9 SEC. 208. HOUSING OPPORTUNITIES FOR PERSONS
10 WITH AIDS GRANTS.—(a) ELIGIBILITY.—Notwithstanding
11 section 854(c)(1)(A) of the AIDS Housing Opportunity Act
12 (42 U.S.C. 12903(c)(1)(A)), from any amounts made avail-
13 able under this title for fiscal year 1999 that are allocated
14 under such section, the Secretary of Housing and Urban
15 Development shall allocate and make a grant, in the
16 amount determined under subsection (b), for any State
17 that—

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

20 (2) is not otherwise eligible for an allocation for
21 fiscal year 1999 under such clause (ii) because the
22 State does not have the number of cases of acquired
23 immunodeficiency syndrome required under such
24 clause; and

1 (3) would meet such requirement if the cases in
2 the metropolitan statistical area for any city within
3 the State, which city was not eligible for an allocation
4 for fiscal year 1998 under clause (i) of such section
5 but is eligible for an allocation for fiscal year 1999
6 under such clause, were considered to be cases outside
7 of metropolitan statistical areas described in clause
8 (i) of such section.

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

12 (1) the difference between—

13 (A) the total amount allocated for such
14 State under section 854(c)(1)(A)(ii) of the AIDS
15 Housing Opportunity Act for fiscal year 1997;
16 and

17 (B) the total amount allocated for the city
18 described in subsection (a)(3) of this section
19 under section 854(c)(1)(A)(i) of such Act for fis-
20 cal year 1998 (from amounts made available
21 under this title); and

22 (2) \$300,000.

23 SEC. 209. SECTION 236 PROGRAM REFORM.—Section
24 236 of the National Housing Act is amended to add a sub-
25 section in the appropriate place as follows:

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

17 *SEC. 210. FHA MULTIFAMILY MORTGAGE CREDIT*
18 *DEMONSTRATIONS.—Section 542 of the Housing and Com-*
19 *munity Development Act of 1992 is amended—*

20 *(1) in subsection (b)(5) by adding before the pe-*
21 *riod at the end of the first sentence “, and not more*
22 *than an additional 25,000 units over fiscal year*
23 *1999”, and*

24 *(2) in the first sentence of subsection (c)(4) in-*
25 *serting after “fiscal year 1997” the following: “and*

1 *not more than an additional 25,000 units during fis-*
2 *cal year 1999”.*

3 *SEC. 211. CALCULATION OF DOWNPAYMENT.—Section*
4 *203(b)(10) of the National Housing Act is amended by—*

5 *(1) striking out “Alaska and Hawaii” and in-*
6 *serting in lieu thereof “Calculation of Downpay-*
7 *ment”; and*

8 *(2) striking out in subparagraph (A) “originated*
9 *in the State of Alaska or the State of Hawaii and en-*
10 *dorsed for insurance in fiscal years 1997 and 1998,”*
11 *and inserting in lieu thereof “executed for insurance*
12 *in fiscal years 1998, 1999, and 2000”.*

13 *SEC. 212. STATE CDBG IDIS FUNDING.—During fis-*
14 *cal year 1999, from amounts received by a State under sec-*
15 *tion 106(d)(1) of the Housing and Community Development*
16 *Act of 1974 for distribution in nonentitlement areas, the*
17 *State may deduct an amount, not to exceed the greater of*
18 *0.25 percent of the amount so received or \$50,000, for im-*
19 *plementation of the integrated disbursement and informa-*
20 *tion system established by the Secretary, in addition to any*
21 *amounts used for this purpose from amounts retained by*
22 *the State for administrative expenses under section*
23 *106(d)(3)(A).*

24 *SEC. 213. NURSING HOME LEASE TERMS. (a) TECH-*
25 *NICAL CORRECTION.—Section 216 of the Departments of*

1 *Veterans Affairs and Housing and Urban Development, and*
2 *Independent Agencies Appropriations Act, 1998, is amend-*
3 *ed by striking out “fifty years from the date” and inserting*
4 *in lieu thereof “fifty years to run from the date”.*

5 (b) *EFFECTIVE DATE.*—*The amendment made by sub-*
6 *section (a) shall be construed to have taken effect on October*
7 *27, 1997.*

8 *SEC. 214. EMPOWERMENT ZONES AS CRITERIA.*—*The*
9 *Secretary of Housing and Urban Development is prohibited*
10 *from using as a grant criteria for any program adminis-*
11 *tered by the Secretary the use of program funds in an em-*
12 *powerment zone or enterprise community.*

13 *SEC. 215. GRANT ANNOUNCEMENTS.*—*The Secretary of*
14 *Housing and Urban Development shall provide all grant*
15 *announcements to the Senate and House Appropriations*
16 *Subcommittees on VA, HUD, and Independent Agencies at*
17 *least twenty-four hours before the Department of Housing*
18 *and Urban Development publicly or privately makes an an-*
19 *nouncement of any grant award.*

20 *SEC. 216. TECHNICAL FOR EMERGENCY CDBG PRO-*
21 *GRAM.*—*For purposes of eligibility for funding under the*
22 *heading “Community Development Block Grants” in the*
23 *1998 Supplemental Appropriations and Rescissions Act*
24 *(Public Law 105–174; May 1, 1998) the term “states” shall*
25 *be deemed to include “Indian tribes” as defined under sec-*

1 *tion 102(a)(17) of the Housing and Community Develop-*
2 *ment Act of 1974 and Guam, the Northern Mariana Is-*
3 *lands, the Virgin Islands, and American Samoa: Provided,*
4 *That amounts made available by this section are designated*
5 *by the Congress as an emergency requirement pursuant to*
6 *section 251(b)(2)(A) of the Balanced Budget and Emer-*
7 *gency Deficit Control Act of 1985, as amended.*

8 *SEC. 217. ACCOUNT TRANSITION.—The amount of ob-*
9 *ligated balances in appropriations accounts, as set forth in*
10 *title II of the Departments of Veterans Affairs, and Housing*
11 *and Urban Development, and Independent Agencies Appro-*
12 *priations Act, 1998 and prior Acts that are recaptured here-*
13 *after, to the extent not governed by the specific language*
14 *in an account or provision in the Act, shall be held in re-*
15 *serve subject to reprogramming, notwithstanding any other*
16 *provision of law.*

17 *SEC. 218. PROHIBITION ON UNIVERSITY FUNDING.—*
18 *The Secretary of Housing and Urban Development is pro-*
19 *hibited from paying directly or indirectly any university*
20 *the cost of room and board and tuition for training associ-*
21 *ated with senior community builders or any similar pro-*
22 *gram except that the Secretary may fund education and*
23 *training programs associated with the Community Develop-*
24 *ment Block Grant program, the Community First Leader-*
25 *ship program and the Junior Community Builders pro-*

1 *gram, subject to the Secretary submitting to the Committees*
2 *on Appropriations an action plan identifying all funding*
3 *to be used and the education and training programs for*
4 *which the funding will be provided.*

5 *SEC. 219. FHA SINGLE FAMILY MORTGAGE INSUR-*
6 *ANCE LIMITS REFORM.—(a) Section 203(b) of the National*
7 *Housing Act is amended by striking out clause (ii) of para-*
8 *graph (2)(A) and all that follows through “applicable size;”*
9 *and inserting the following in lieu thereof:*

10 *“(i) 87 percent of the dollar amount*
11 *limitation determined under section*
12 *305(a)(2) of the Federal Home Loan Mort-*
13 *gage Corporation Act for a residence of ap-*
14 *plicable size;*
15 *except that the applicable dollar amount*
16 *limitation in effect for any area under this*
17 *subparagraph may not be less than 48 per-*
18 *cent of the dollar limitation determined*
19 *under section 305(a)(2) of the Federal*
20 *Home Loan Mortgage Corporation Act for a*
21 *residence of the applicable size; and”.*

22 *SEC. 220. USE OF HOME FUNDS FOR PUBLIC HOUS-*
23 *ING MODERNIZATION.—Notwithstanding section 212(d)(5)*
24 *of the Cranston-Gonzalez National Affordable Housing Act,*
25 *amounts made available to the City of Bismarck, North Da-*

1 *kota, under subtitle A of title II of the Cranston-Gonzalez*
2 *National Affordable Housing Act for fiscal years 1998,*
3 *1999, 2000, 2001 or 2002, may be used to carry out activi-*
4 *ties authorized under section 14 of the United States Hous-*
5 *ing Act of 1937 (42 U.S.C. 14371) for the purpose of mod-*
6 *ernizing the Crescent Manor public housing project located*
7 *at 107 East Bowen Avenue, in Bismarck, North Dakota,*
8 *if—*

9 (1) *the Burleigh County Housing Authority (or*
10 *any successor public housing agency that owns or op-*
11 *erates the Crescent Manor public housing project) has*
12 *obligated all other Federal assistance made available*
13 *to that public housing agency for that fiscal year; or*
14 (2) *the Secretary of Housing and Urban Devel-*
15 *opment authorizes the use of those amounts for the*
16 *purpose of modernizing that public housing project,*
17 *which authorization may be made with respect to 1*
18 *or more of those fiscal years.*

19 *SEC. 221. CDBG AND HOME EXEMPTION.—The City*
20 *of Oxnard, California may use amounts available to the*
21 *City under title I of the Housing and Community Develop-*
22 *ment Act of 1974 and under subtitle A of title II of the*
23 *Cranston-Gonzalez National Affordable Housing Act) to re-*
24 *imburse the City for its cost in purchasing 19.89 acres of*
25 *land, more or less, located at the northwest corner of Lom-*

1 *bard Street and Camino del Sol in the City, on the north*
2 *side of the 2100 block of Camino del Sol, for the purpose*
3 *of providing affordable housing. The procedures set forth in*
4 *sections 104(g)(2) and (3) of the Housing and Community*
5 *Development Act of 1974 and sections 288(b) and (c) of the*
6 *Cranston-Gonzalez National Affordable Housing Act shall*
7 *not apply to any release of funds for such reimbursement.*

8 *SEC. 222. TECHNICAL CORRECTIONS TO THE DEPART-*
9 *MENTS OF VETERANS AFFAIRS AND HOUSING AND URBAN*
10 *DEVELOPMENT, AND INDEPENDENT AGENCIES APPROPRIA-*
11 *TIONS ACT, 1998. (a) SECTION 8 CONTRACT RENEWAL POL-*
12 *ICY FOR FISCAL YEAR 1999 AND SUBSEQUENT YEARS.—*
13 *Section 524 of the Multifamily Assisted Housing Reform*
14 *and Affordability Act of 1997 is amended—*

15 *(1) in subsection (a)(2), by inserting after “Not-*
16 *withstanding paragraph (1)” the following “and sub-*
17 *ject to section 516 of this subtitle”; and*

18 *(2) by inserting at the end the following new*
19 *subsections:*

20 *“(b) INAPPLICABILITY TO PROJECTS SUBJECT TO RE-*
21 *STRUCTURING.—This section shall not apply to projects re-*
22 *structured under this subtitle.*

23 *“(c) SAVINGS PROVISIONS.—Upon the repeal of this*
24 *subtitle pursuant to section 579, the provisions of sections*

1 512(2) and 516 (as in effect immediately before such repeal)
2 shall apply with respect to this section.”.

3 (b) *REPEAL OF CONTRACT RENEWAL AUTHORITY*
4 *UNDER SECTION 405(a).*—Section 405(a) of *The Balanced*
5 *Budget Downpayment Act*, I is hereby repealed.

6 (c) *EXEMPTIONS FROM RESTRUCTURING.*—(1) Section
7 514(h)(1) of the *Departments of Veterans Affairs and Hous-*
8 *ing and Urban Development, and Independent Agencies*
9 *Appropriations Act*, is amended to read as follows:

10 “(1) The primary financing for the project was
11 provided by a unit of State government or a unit of
12 general local government (or an agency or instrumen-
13 tality of either) and the primary financing involves
14 mortgage insurance under the *National Housing Act*,
15 such that implementation of a mortgage restructuring
16 and rental assistance sufficiency plan under this Act
17 would be in conflict with applicable law or agree-
18 ments governing such financing;”.

19 (2) Section 524(a)(2)(B) is amended by striking
20 “and the financing” and inserting “and the primary
21 financing”.

22 (d) *MANDATORY RENEWAL OF PROJECT-BASED AS-*
23 *SISTANCE.*—Section 515(c)(1) is amended by inserting “or”
24 after the semicolon at the end of subparagraph (b).

1 (e) *PARTIAL PAYMENTS OF CLAIMS.*—Section 514 of
2 *the National Housing Act is amended by—*

3 (1) *by striking “1978 or” and inserting “1978)*
4 *or”;* and

5 (2) *by striking “))” and inserting “)”*.

6 *SEC. 223. CLARIFICATION OF OWNER’S RIGHT TO*
7 *PREPAY. (a) PREPAYMENT RIGHT.*—Notwithstanding sec-
8 *tion 211 of the Housing and Community Development Act*
9 *of 1987 or section 221 of the Housing and Community De-*
10 *velopment Act of 1987 (as in effect pursuant to section*
11 *604(c) of the Cranston-Gonzalez National Affordable Hous-*
12 *ing Act), subject to subsection (b), with respect to any*
13 *project that is eligible low-income housing (as that term is*
14 *defined in section 229 of the Housing and Community De-*
15 *velopment Act of 1987)—*

16 (1) *the owner of the project may prepay, and the*
17 *mortgagee may accept prepayment of, the mortgage*
18 *on the project, and*

19 (2) *the owner may request voluntary termination*
20 *of a mortgage insurance contract with respect to such*
21 *project and the contract may be terminated notwith-*
22 *standing any requirements under sections 229 and*
23 *250 of the National Housing Act.*

1 (b) *CONDITIONS.*—*Any prepayment of a mortgage or*
2 *termination of an insurance contract authorized under sub-*
3 *section (a) may be made—*

4 (1) *only to the extent that such prepayment or*
5 *termination is consistent with the terms and condi-*
6 *tions of the mortgage on or mortgage insurance con-*
7 *tract for the project; and*

8 (2) *only if owner of the project involved agrees*
9 *not to increase the rent charges for any dwelling unit*
10 *in the project during the 60-day period beginning*
11 *upon such prepayment or termination.*

12 *SEC. 224. PUBLIC AND ASSISTED HOUSING DRUG*
13 *ELIMINATION ACT. The Public and Assisted Housing Drug*
14 *Elimination Act of 1990 is amended—*

15 (1) *in section 5123, by inserting “Indian tribes”*
16 *before “and private”;*

17 (2) *in section 5124(a)(7), by inserting “, an In-*
18 *dian tribe,” before “or tribally designated”;*

19 (3) *in section 5125, by inserting “an Indian*
20 *tribe” before “or tribally designated”; and*

21 (4) *by adding at the end the following new para-*
22 *graph:*

23 “(6) *INDIAN TRIBE.*—*The term “Indian tribe”*
24 *has the meaning given the term in 25 U.S.C.*
25 *4103(12).”.*

1 *SEC. 225. MULTIFAMILY HOUSING INSTITUTE. Not-*
2 *withstanding any other provision of law, the Secretary*
3 *may, from time to time, as determined necessary to assist*
4 *the Department in managing its multifamily assets includ-*
5 *ing analyzing, tracking and evaluating its portfolio of*
6 *FHA-insured and other mortgages and properties and as-*
7 *sisting the Department in understanding and reducing the*
8 *risk involved in its mortgage restructuring, insuring and*
9 *guaranteeing activities, provide data to, and purchase data*
10 *from, any nonprofit, industry supported, on-line provider*
11 *of nationwide, multifamily housing loan and property data*
12 *services.*

13 *SEC. 226. MULTIFAMILY MORTGAGE AUCTIONS. Sec-*
14 *tion 221(g)(4)(C) of the National Housing Act is amend-*
15 *ed—*

16 *(1) in the first sentence of clause (viii), by strik-*
17 *ing “September 30, 1996” and inserting “December*
18 *31, 2002”; and*

19 *(2) by adding at the end the following:*

20 *“(ix) The authority of the Secretary to*
21 *conduct multifamily auctions under this*
22 *paragraph shall be effective for any fiscal*
23 *year only to the extent and in such amounts*
24 *as are approved in appropriations Acts for*
25 *the costs of loan guarantees (as defined in*

1 *section 502 of the Congressional Budget Act*
2 *of 1974), including the cost of modifying*
3 *loans.”.*

4 *SEC. 227. Notwithstanding any other provision of law,*
5 *of the \$1,250,000 made available pursuant to Public Law*
6 *102–389 for economic revitalization and infrastructure re-*
7 *pair in Montpelier, Vermont, \$250,000 is available for the*
8 *Central Vermont Revolving Loan Fund administered by the*
9 *Central Vermont Community Action Council.*

10 *SEC. 228. ANNUAL REPORT ON MANAGEMENT DEFICI-*
11 *ENCIES. (a) IN GENERAL.—Section 203 of the National*
12 *Housing Act (12 U.S.C. 1709) is amended by adding at*
13 *the end the following:*

14 *“(w) MANAGEMENT DEFICIENCIES REPORT.—*

15 *“(1) IN GENERAL.—Not later than 60 days after*
16 *the date of enactment of this subsection, and annually*
17 *thereafter, the Secretary shall submit to Congress a*
18 *report on the plan of the Secretary to address each*
19 *material weakness, reportable condition, and non-*
20 *compliance with an applicable law or regulation (as*
21 *defined by the Director of the Office of Management*
22 *and Budget) identified in the most recent audited fi-*
23 *nancial statement of the Federal Housing Adminis-*
24 *tration submitted under section 3515 of title 31,*
25 *United States Code.*

1 “(2) *CONTENTS OF ANNUAL REPORT.*—*Each re-*
2 *port submitted under paragraph (1) shall include—*

3 “(A) *an estimate of the resources, including*
4 *staff, information systems, and contract assist-*
5 *ance, required to address each material weak-*
6 *ness, reportable condition, and noncompliance*
7 *with an applicable law or regulation described*
8 *in paragraph (1), and the costs associated with*
9 *those resources;*

10 “(B) *an estimated timetable for addressing*
11 *each material weakness, reportable condition,*
12 *and noncompliance with an applicable law or*
13 *regulation described in paragraph (1); and*

14 “(C) *the progress of the Secretary in imple-*
15 *menting the plan of the Secretary included in*
16 *the report submitted under paragraph (1) for the*
17 *preceding year, except that this subparagraph*
18 *does not apply to the initial report submitted*
19 *under paragraph (1).”.*

20 (b) *EFFECT ON OTHER AUTHORITY.*—*The Secretary of*
21 *Housing and Urban Development may not implement sec-*
22 *tion 219 of this Act before the date on which the Secretary*
23 *submits the initial report required under section 203(w) of*
24 *the National Housing Act (12 U.S.C. 1709(w)), as added*
25 *by subsection (a) of this section.*

1 *SEC. 229. LOW-INCOME HOUSING PRESERVATION AND*
2 *RESIDENT HOMEOWNERSHIP. (a) NOTICE OF PREPAYMENT*
3 *OR TERMINATION.—*

4 (1) *IN GENERAL.—Notwithstanding section*
5 *212(b) of the Low-Income Housing Preservation and*
6 *Resident Homeownership Act of 1990 (12 U.S.C.*
7 *4102) or any other provision of law, during fiscal*
8 *year 1998 and each fiscal year thereafter, an owner*
9 *of eligible low-income housing (as defined in section*
10 *229 of the Low-Income Housing Preservation and*
11 *Resident Homeownership Act of 1990 (12 U.S.C.*
12 *4119)) that intends to take any action described in*
13 *section 212(a) of the Low-Income Housing Preserva-*
14 *tion and Resident Homeownership Act of 1990 (12*
15 *U.S.C. 4102(a)) shall, not less than 1 year before the*
16 *date on which the action is taken—*

17 (A) *file a notice indicating that intent with*
18 *the chief executive officer of the appropriate*
19 *State or local government for the jurisdiction*
20 *within which the housing is located; and*

21 (B) *provide each tenant of the housing with*
22 *a copy of that notice.*

23 (2) *EXCEPTION.—The requirements of this sub-*
24 *section do not apply in any case in which the prepay-*
25 *ment or termination at issue is necessary to effect*

1 *conversion to ownership by a priority purchaser (as*
2 *defined in section 231(a) of the Low-Income Housing*
3 *Preservation and Resident Homeownership Act of*
4 *1990 (12 U.S.C. 4120(a)). The requirements of this*
5 *subsection do not apply where owner's have provided*
6 *legal notice of prepayment or termination as of July*
7 *7, 1998, under the terms of current law.*

8 *SEC. 230. (a) INFORMED CONSUMER CHOICE.—Sec-*
9 *tion 203(b)(2) of the National Housing Act (12 U.S.C.*
10 *1709(b)(2)) is amended by adding at the end the following:*

11 *“Notwithstanding subparagraph (A) of this*
12 *paragraph, the Secretary may not insure a mortgage*
13 *unless the original lender making the loan secured by*
14 *that mortgage provided to the prospective mortgagor*
15 *a written notice that included (i) a generic analysis*
16 *comparing the note rate (and associated interest pay-*
17 *ments), insurance premiums, and other costs and fees*
18 *that would be due over the life of the loan for a loan*
19 *insured by the Secretary under this subsection with*
20 *the note rates, insurance premiums (if applicable),*
21 *and other costs and fees that would be expected to be*
22 *due if the mortgagor obtained instead any of the*
23 *mortgagor's 3 most frequently employed structures for*
24 *mortgage loans with a similar loan-to-value ratio in*
25 *connection with a conventional mortgage (as that*

1 *term is used in section 305(a)(2) of the Federal Home*
2 *Loan Mortgage Corporation Act (12 U.S.C.*
3 *1454(a)(2)) or section 302(b)(2) of the Federal Na-*
4 *tional Mortgage Association Charter Act (12 U.S.C.*
5 *1717(b)(2)), as applicable), assuming prevailing in-*
6 *terest rates; and (ii) a statement regarding when the*
7 *mortgagor's requirement to pay the mortgage insur-*
8 *ance premiums for a mortgage insured under this sec-*
9 *tion would terminate or a statement that the require-*
10 *ment will terminate only if the mortgage is refi-*
11 *nanced, paid off, or otherwise terminated.”.*

12 *(b) ANNUAL STUDY BY COMPTROLLER GENERAL.—*
13 *Section 203(b)(2) of the National Housing Act (12 U.S.C.*
14 *1709(b)(2)) is amended by adding at the end the following:*

15 *“Not later than the expiration of a 1-year period*
16 *beginning on the effective date of this undesignated*
17 *paragraph and annually thereafter, the Comptroller*
18 *General of the United States shall conduct and submit*
19 *to the Committee on Banking and Financial Services*
20 *of the House of Representatives and the Committee on*
21 *Banking, Housing, and Urban Affairs of the Senate,*
22 *a study regarding the extent, and cost to consumers,*
23 *of steering by lenders to loans insured by the Sec-*
24 *retary under this subsection and the degree to which*

1 *lenders have complied with the requirements of this*
2 *subsection.”.*

3 *(c) EFFECTIVE DATE.—The amendments made by this*
4 *section shall take effect immediately.*

5 *TITLE III—INDEPENDENT AGENCIES*

6 *AMERICAN BATTLE MONUMENTS COMMISSION*

7 *SALARIES AND EXPENSES*

8 *For necessary expenses, not otherwise provided for, of*
9 *the American Battle Monuments Commission, including the*
10 *acquisition of land or interest in land in foreign countries;*
11 *purchases and repair of uniforms for caretakers of national*
12 *cemeteries and monuments outside of the United States and*
13 *its territories and possessions; rent of office and garage*
14 *space in foreign countries; purchase (one for replacement*
15 *only) and hire of passenger motor vehicles; and insurance*
16 *of official motor vehicles in foreign countries, when required*
17 *by law of such countries; \$26,931,000, to remain available*
18 *until expended: Provided, That where station allowance has*
19 *been authorized by the Department of the Army for officers*
20 *of the Army serving the Army at certain foreign stations,*
21 *the same allowance shall be authorized for officers of the*
22 *Armed Forces assigned to the Commission while serving at*
23 *the same foreign stations, and this appropriation is hereby*
24 *made available for the payment of such allowance: Provided*
25 *further, That when traveling on business of the Commission,*

1 *officers of the Armed Forces serving as members or as Sec-*
2 *retary of the Commission may be reimbursed for expenses*
3 *as provided for civilian members of the Commission: Pro-*
4 *vided further, That the Commission shall reimburse other*
5 *Government agencies, including the Armed Forces, for sal-*
6 *ary, pay, and allowances of personnel assigned to it: Pro-*
7 *vided further, That, of the funds made available under this*
8 *heading, \$2,500,000 for the restoration and renovation of*
9 *the Liberty Memorial Monument to World War I located*
10 *in Kansas City, Missouri.*

11 *CHEMICAL SAFETY AND HAZARD INVESTIGATION BOARD*

12 *SALARIES AND EXPENSES*

13 *For necessary expenses in carrying out activities pur-*
14 *suant to section 112(r)(6) of the Clean Air Act, including*
15 *hire of passenger vehicles, and for services authorized by*
16 *5 U.S.C. 3109, but at rates for individuals not to exceed*
17 *the per diem equivalent to the maximum rate payable for*
18 *senior level positions under 5 U.S.C. 5376, \$6,500,000: Pro-*
19 *vided, That the Chemical Safety and Hazard Investigation*
20 *Board shall have not more than three career Senior Execu-*
21 *tive Service positions.*

1 *DEPARTMENT OF THE TREASURY*
2 *COMMUNITY DEVELOPMENT FINANCIAL INSTITUTIONS*
3 *COMMUNITY DEVELOPMENT FINANCIAL INSTITUTIONS FUND*
4 *PROGRAM ACCOUNT*

5 *For grants, loans, and technical assistance to qualify-*
6 *ing community development lenders, and administrative*
7 *expenses of the Fund, including services authorized by 5*
8 *U.S.C. 3109, but at rates for individuals not to exceed the*
9 *per diem rate equivalent to the rate for ES-3, \$55,000,000,*
10 *to remain available until September 30, 2000, of which*
11 *\$12,000,000 may be used for the cost of direct loans, and*
12 *up to \$1,000,000 may be used for administrative expenses*
13 *to carry out the direct loan program: Provided, That the*
14 *cost of direct loans, including the cost of modifying such*
15 *loans, shall be as defined in section 502 of the Congressional*
16 *Budget Act of 1974: Provided further, That these funds are*
17 *available to subsidize gross obligations for the principal*
18 *amount of direct loans not to exceed \$32,000,000: Provided*
19 *further, That not more than \$25,000,000 of the funds made*
20 *available under this heading may be used for programs and*
21 *activities authorized in section 114 of the Community De-*
22 *velopment Banking and Financial Institutions Act of 1994.*

1 *CONSUMER PRODUCT SAFETY COMMISSION*2 *SALARIES AND EXPENSES*

3 *For necessary expenses of the Consumer Product Safety*
4 *Commission, including hire of passenger motor vehicles,*
5 *services as authorized by 5 U.S.C. 3109, but at rates for*
6 *individuals not to exceed the per diem rate equivalent to*
7 *the maximum rate payable under 5 U.S.C. 5376, purchase*
8 *of nominal awards to recognize non-Federal officials' con-*
9 *tributions to Commission activities, and not to exceed \$500*
10 *for official reception and representation expenses,*
11 *\$46,500,000.*

12 *CORPORATION FOR NATIONAL AND COMMUNITY SERVICE*13 *NATIONAL AND COMMUNITY SERVICE PROGRAMS*14 *OPERATING EXPENSES*15 *(INCLUDING TRANSFER OF FUNDS)*

16 *For necessary expenses for the Corporation for Na-*
17 *tional and Community Service (referred to in the matter*
18 *under this heading as the "Corporation") in carrying out*
19 *programs, activities, and initiatives under the National*
20 *and Community Service Act of 1990 (referred to in the mat-*
21 *ter under this heading as the "Act") (42 U.S.C. 12501 et*
22 *seq.), \$425,500,000, to remain available until September*
23 *30, 1999: Provided, That not more than \$27,000,000 shall*
24 *be available for administrative expenses authorized under*
25 *section 501(a)(4) of the Act (42 U.S.C. 12671(a)(4)): Pro-*
26 *vided further, That not more than \$2,500 shall be for offi-*

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

1 *I of the Act shall be provided in a manner that is consistent*
2 *with the recommendations of peer review panels in order*
3 *to ensure that priority is given to programs that dem-*
4 *onstrate quality, innovation, replicability, and sustain-*
5 *ability: Provided further, That not more than \$18,000,000*
6 *of the funds made available under this heading shall be*
7 *available for the Civilian Community Corps authorized*
8 *under subtitle E of title I of the Act (42 U.S.C. 12611 et*
9 *seq.): Provided further, That not more than \$43,000,000*
10 *shall be available for school-based and community-based*
11 *service-learning programs authorized under subtitle B of*
12 *title I of the Act (42 U.S.C. 12521 et seq.): Provided further,*
13 *That not more than \$30,000,000 shall be available for qual-*
14 *ity and innovation activities authorized under subtitle H*
15 *of title I of the Act (42 U.S.C. 12853 et seq.): Provided fur-*
16 *ther, That not more than \$5,000,000 shall be available for*
17 *audits and other evaluations authorized under section 179*
18 *of the Act (42 U.S.C. 12639): Provided further, That to the*
19 *maximum extent practicable, the Corporation shall increase*
20 *significantly the level of matching funds and in-kind con-*
21 *tributions provided by the private sector, shall expand sig-*
22 *nificantly the number of educational awards provided*
23 *under subtitle D of title I, and shall reduce the total Federal*
24 *costs per participant in all programs.*

1 *OFFICE OF INSPECTOR GENERAL*

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

5 *COURT OF VETERANS APPEALS*6 *SALARIES AND EXPENSES*

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

14 *DEPARTMENT OF DEFENSE—CIVIL*15 *CEMETERIAL EXPENSES, ARMY*16 *SALARIES AND EXPENSES*

17 *For necessary expenses, as authorized by law, for*
18 *maintenance, operation, and improvement of Arlington Na-*
19 *tional Cemetery and Soldiers' and Airmen's Home Na-*
20 *tional Cemetery, including the purchase of two passenger*
21 *motor vehicles for replacement only, and not to exceed*
22 *\$1,000 for official reception and representation expenses,*
23 *\$11,666,000, to remain available until expended.*

1 *ENVIRONMENTAL PROTECTION AGENCY*
2 *SCIENCE AND TECHNOLOGY*
3 *(INCLUDING TRANSFER OF FUNDS)*

4 *For science and technology, including research and de-*
5 *velopment activities, which shall include research and devel-*
6 *opment activities under the Comprehensive Environmental*
7 *Response, Compensation, and Liability Act of 1980*
8 *(CERCLA), as amended; necessary expenses for personnel*
9 *and related costs and travel expenses, including uniforms,*
10 *or allowances therefore, as authorized by 5 U.S.C. 5901–*
11 *5902; services as authorized by 5 U.S.C. 3109, but at rates*
12 *for individuals not to exceed the per diem rate equivalent*
13 *to the maximum rate payable for senior level positions*
14 *under 5 U.S.C. 5376; procurement of laboratory equipment*
15 *and supplies; other operating expenses in support of re-*
16 *search and development; construction, alteration, repair, re-*
17 *habilitation, and renovation of facilities, not to exceed*
18 *\$75,000 per project, \$643,460,000, which shall remain*
19 *available until September 30, 2000: Provided, That the obli-*
20 *gated balance of such sums shall remain available through*
21 *September 30, 2007 for liquidating obligations made in fis-*
22 *cal years 1999 and 2000.*

23 *ENVIRONMENTAL PROGRAMS AND MANAGEMENT*

24 *For environmental programs and management, in-*
25 *cluding necessary expenses, not otherwise provided for, for*
26 *personnel and related costs and travel expenses, including*

1 *uniforms, or allowances therefore, as authorized by 5 U.S.C.*
2 *5901–5902; services as authorized by 5 U.S.C. 3109, but*
3 *at rates for individuals not to exceed the per diem rate*
4 *equivalent to the maximum rate payable for senior level po-*
5 *sitions under 5 U.S.C. 5376; hire of passenger motor vehi-*
6 *cles; hire, maintenance, and operation of aircraft; purchase*
7 *of reprints; library memberships in societies or associations*
8 *which issue publications to members only or at a price to*
9 *members lower than to subscribers who are not members;*
10 *construction, alteration, repair, rehabilitation, and renova-*
11 *tion of facilities, not to exceed \$75,000 per project; and not*
12 *to exceed \$6,000 for official reception and representation*
13 *expenses, \$1,840,500,000, which shall remain available*
14 *until September 30, 2000: Provided, That the obligated bal-*
15 *ance of such sums shall remain available through September*
16 *30, 2007 for liquidating obligations made in fiscal years*
17 *1999 and 2000.*

18 *OFFICE OF INSPECTOR GENERAL*

19 *For necessary expenses of the Office of Inspector Gen-*
20 *eral in carrying out the provisions of the Inspector General*
21 *Act of 1978, as amended, and for construction, alteration,*
22 *repair, rehabilitation, and renovation of facilities, not to*
23 *exceed \$75,000 per project, \$31,154,000, to remain available*
24 *until September 30, 2000: Provided, That the obligated bal-*
25 *ance of such sums shall remain available through September*

1 30, 2007 for liquidating obligations made in fiscal years
2 1999 and 2000.

3 *BUILDINGS AND FACILITIES*

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

8 *HAZARDOUS SUBSTANCE SUPERFUND*

9 *(INCLUDING TRANSFER OF FUNDS)*

10 *For necessary expenses to carry out the Comprehensive*
11 *Environmental Response, Compensation, and Liability Act*
12 *of 1980 (CERCLA), as amended, including sections 111*
13 *(c)(3), (c)(5), (c)(6), and (e)(4) (42 U.S.C. 9611), and for*
14 *construction, alteration, repair, rehabilitation, and renova-*
15 *tion of facilities, not to exceed \$75,000 per project; not to*
16 *exceed \$1,500,000,000 (of which \$100,000,000 shall not be-*
17 *come available until September 1, 1999), to remain avail-*
18 *able until expended, consisting of \$1,250,000,000, as au-*
19 *thorized by section 517(a) of the Superfund Amendments*
20 *and Reauthorization Act of 1986 (SARA), as amended by*
21 *Public Law 101–508, and \$250,000,000 as a payment from*
22 *general revenues to the Hazardous Substance Superfund as*
23 *authorized by section 517(b) of SARA, as amended by Pub-*
24 *lic Law 101–508: Provided, That funds appropriated under*
25 *this heading may be allocated to other Federal agencies in*
26 *accordance with section 111(a) of CERCLA: Provided fur-*

1 *ther, That \$12,237,300 of the funds appropriated under this*
2 *heading shall be transferred to the “Office of Inspector Gen-*
3 *eral” appropriation to remain available until September*
4 *30, 2000: Provided further, That notwithstanding section*
5 *111(m) of CERCLA or any other provision of law,*
6 *\$74,000,000 of the funds appropriated under this heading*
7 *shall be available to the Agency for Toxic Substances and*
8 *Disease Registry to carry out activities described in sections*
9 *104(i), 111(c)(4), and 111(c)(14) of CERCLA and section*
10 *118(f) of SARA: Provided further, That \$40,200,000 of the*
11 *funds appropriated under this heading shall be transferred*
12 *to the “Science and Technology” appropriation to remain*
13 *available until September 30, 2000: Provided further, That*
14 *none of the funds appropriated under this heading shall be*
15 *used for Brownfields revolving loan funds unless specifically*
16 *authorized by subsequent legislation: Provided further, That*
17 *none of the funds appropriated under this heading shall be*
18 *available for the Agency for Toxic Substances and Disease*
19 *Registry to issue in excess of 40 toxicological profiles pursu-*
20 *ant to section 104(i) of CERCLA during fiscal year 1998.*

21 *LEAKING UNDERGROUND STORAGE TANK PROGRAM*

22 *(INCLUDING TRANSFER OF FUNDS)*

23 *For necessary expenses to carry out leaking under-*
24 *ground storage tank cleanup activities authorized by section*
25 *205 of the Superfund Amendments and Reauthorization Act*

1 of 1986, and for construction, alteration, repair, rehabilita-
2 tion, and renovation of facilities, not to exceed \$75,000 per
3 project, \$75,000,000, to remain available until expended:
4 Provided, That hereafter, the Administrator is authorized
5 to enter into assistance agreements with Federally recog-
6 nized Indian tribes on such terms and conditions as she
7 deems appropriate for the same purposes as are set forth
8 in section 9003(h)(7) of RCRA.

9 OIL SPILL RESPONSE

10 (INCLUDING TRANSFER OF FUNDS)

11 For expenses necessary to carry out the Environmental
12 Protection Agency's responsibilities under the Oil Pollution
13 Act of 1990, \$15,000,000, to be derived from the Oil Spill
14 Liability trust fund, and to remain available until ex-
15 pended.

16 STATE AND TRIBAL ASSISTANCE GRANTS

17 For environmental programs and infrastructure as-
18 sistance, including capitalization grants for State revolving
19 funds and performance partnership grants, \$3,255,000,000,
20 to remain available until expended, of which
21 \$1,400,000,000 shall be for making capitalization grants for
22 the Clean Water State Revolving Funds under title VI of
23 the Federal Water Pollution Control Act, as amended, and
24 \$800,000,000 shall be for capitalization grants for the
25 Drinking Water State Revolving Funds under section 1452
26 of the Safe Drinking Water Act, as amended; \$75,000,000

1 *for architectural, engineering, planning, design, construc-*
2 *tion and related activities in connection with the construc-*
3 *tion of high priority water and wastewater facilities in the*
4 *area of the United States-Mexico Border, after consultation*
5 *with the appropriate border commission; \$30,000,000 for*
6 *grants to the State of Alaska to address drinking water and*
7 *wastewater infrastructure needs of rural and Alaska Native*
8 *Villages; \$100,000,000 for making grants for the construc-*
9 *tion of wastewater and water treatment facilities and*
10 *groundwater protection infrastructure in accordance with*
11 *the terms and conditions specified for such grants in the*
12 *Committee report (S. Rept. 105–216) accompanying this*
13 *Act (S. 2168); and \$850,000,000 for grants, including asso-*
14 *ciated program support costs, to States, federally recognized*
15 *tribes, interstate agencies, tribal consortia, and air pollu-*
16 *tion control agencies for multi-media or single media pollu-*
17 *tion prevention, control and abatement and related activi-*
18 *ties, including activities pursuant to the provisions set forth*
19 *under this heading in Public Law 104–134, and for making*
20 *grants under section 103 of the Clean Air Act for particu-*
21 *late matter monitoring and data collection activities: Pro-*
22 *vided, That, consistent with section 1452(g) of the Safe*
23 *Drinking Water Act (42 U.S.C. 300j–12(g)), section 302 of*
24 *the Safe Drinking Water Act Amendments of 1996 (Public*
25 *Law 104–182) and the accompanying joint explanatory*

1 *statement of the committee on conference (H. Rept. No.*
2 *104–741 to accompany S. 1316, the Safe Drinking Water*
3 *Act Amendments of 1996), and notwithstanding any other*
4 *provision of law, beginning in fiscal year 1999 and there-*
5 *after, States may combine the assets of State Revolving*
6 *Funds (SRFs) established under section 1452 of the Safe*
7 *Drinking Water Act, as amended, and title VI of the Fed-*
8 *eral Water Pollution Control Act, as amended, as security*
9 *for bond issues to enhance the lending capacity of one or*
10 *both SRFs, but not to acquire the state match for either*
11 *program, provided that revenues from the bonds are allo-*
12 *cated to the purposes of the Safe Drinking Water Act and*
13 *the Federal Water Pollution Control Act in the same por-*
14 *tion as the funds are used as security for the bonds: Pro-*
15 *vided further, That, notwithstanding the matching require-*
16 *ment in Public Law 104–204 for funds appropriated under*
17 *this heading for grants to the State of Texas for improving*
18 *wastewater treatment for the Colonias, such funds that re-*
19 *main unobligated may also be used for improving water*
20 *treatment for the Colonias, and shall be matched by State*
21 *funds from State resources equal to 20 percent of such unob-*
22 *ligated funds: Provided further, That, hereafter the Admin-*
23 *istrator is authorized to enter into assistance agreements*
24 *with Federally recognized Indian tribes on such terms and*
25 *conditions as she deems appropriate for the development*

1 *and implementation of programs to manage hazardous*
2 *waste, and underground storage tanks: Provided further,*
3 *That beginning in fiscal year 1999 and thereafter, pesticide*
4 *program implementation grants under section 23(a)(1) of*
5 *the Federal Insecticide, Fungicide and Rodenticide Act, as*
6 *amended, shall be available for pesticide program develop-*
7 *ment and implementation, including enforcement and com-*
8 *pliance activities: Provided further, That, notwithstanding*
9 *section 603(d)(7) of the Federal Water Pollution Control*
10 *Act, as amended, the limitation on the amounts in a water*
11 *pollution control revolving fund that may be used by a*
12 *State to administer the fund shall not apply to amounts*
13 *a State has heretofore included, or will hereafter include,*
14 *as principal in loans made by such fund to eligible borrow-*
15 *ers where such amounts represent costs of administering the*
16 *fund, except that such amounts heretofore or hereafter in-*
17 *cluded in loans shall be accounted for separately from other*
18 *assets in the fund, shall only be used for purposes of admin-*
19 *istering the fund and shall not exceed an amount that the*
20 *Administrator deems reasonable.*

21 *ADMINISTRATIVE PROVISIONS*

22 *(a) GOVERNMENT OWNED SHIPS DISMANTLED IN FOR-*
23 *EIGN COUNTRIES.—None of the funding provided under this*
24 *Act may be used by the Environmental Protection Agency*
25 *to issue any notification, or enter into, implement or ap-*
26 *prove agreements that enable the export of government*

1 *owned ships to be dismantled in foreign countries unless*
2 *the Administrator of the Environmental Protection Agency*
3 *certifies to the Congress that the environmental standards*
4 *imposed by law and enforced in the country in which the*
5 *vessel is to be dismantled or scrapped are comparable to*
6 *the environmental standards imposed and enforced under*
7 *United States law.*

8 **(b) LIMITATION ON FUNDS USED TO ENFORCE REGU-**
9 **LATIONS REGARDING ANIMAL FATS AND VEGETABLE**
10 **OILS.**—*None of the funds made available by this Act or sub-*
11 *sequent Acts may be used by the Environmental Protection*
12 *Agency to issue, implement, or enforce a regulation or to*
13 *establish an interpretation or guideline under the Edible*
14 *Oil Regulatory Reform Act (Public Law 104–55) or the*
15 *amendments made by that Act, that does not recognize and*
16 *provide for, with respect to fats, oils, and greases (as de-*
17 *scribed in that Act, or the amendments made by that Act)*
18 *differences in—*

19 (1) *physical, chemical, biological and other rel-*
20 *evant properties; and*

21 (2) *environmental effects.*

22 *Not later than March 31, 1999, the Administrator of the*
23 *Environmental Protection Agency shall issue regulations*
24 *amending 40 C.F.R. 112 to comply with the requirements*
25 *of Public Law 104–55.*

1 *EXECUTIVE OFFICE OF THE PRESIDENT*2 *OFFICE OF SCIENCE AND TECHNOLOGY POLICY*

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

11 *COUNCIL ON ENVIRONMENTAL QUALITY AND OFFICE OF*12 *ENVIRONMENTAL QUALITY*

13 *For necessary expenses to continue functions assigned*
14 *to the Council on Environmental Quality and Office of En-*
15 *vironmental Quality pursuant to the National Environ-*
16 *mental Policy Act of 1969, the Environmental Quality Im-*
17 *provement Act of 1970, and Reorganization Plan No. 1 of*
18 *1977, \$2,575,000: Provided, That, notwithstanding any*
19 *other provision of law, no funds other than those appro-*
20 *priated under this heading, shall be used for or by the Coun-*
21 *cil on Environmental Quality and Office of Environmental*
22 *Quality: Provided further, That notwithstanding section*
23 *202 of the National Environmental Policy Act of 1970, the*
24 *Council shall consist of one member, appointed by the Presi-*
25 *dent, by and with the advice and consent of the Senate,*

1 *-serving as Chairman and exercising all powers, functions,*
2 *and duties of the Council.*

3 *FEDERAL DEPOSIT INSURANCE CORPORATION*

4 *OFFICE OF INSPECTOR GENERAL*

5 *(INCLUDING TRANSFER OF FUNDS)*

6 *For necessary expenses of the Office of Inspector Gen-*
7 *eral in carrying out the provisions of the Inspector General*
8 *Act of 1978, as amended, \$34,666,000, to be derived from*
9 *the Bank Insurance Fund, the Savings Association Insur-*
10 *ance Fund, and the FSLIC Resolution Fund.*

11 *FEDERAL EMERGENCY MANAGEMENT AGENCY*

12 *DISASTER RELIEF*

13 *For necessary expenses in carrying out the Robert T.*
14 *Stafford Disaster Relief and Emergency Assistance Act (42*
15 *U.S.C. 5121 et seq.), \$846,000,000, and, notwithstanding*
16 *42 U.S.C. 5203, to remain available until expended.*

17 *DISASTER ASSISTANCE DIRECT LOAN PROGRAM ACCOUNT*

18 *For the cost of direct loans, \$1,355,000, as authorized*
19 *by section 319 of the Robert T. Stafford Disaster Relief and*
20 *Emergency Assistance Act: Provided, That such costs, in-*
21 *cluding the cost of modifying such loans, shall be as defined*
22 *in section 502 of the Congressional Budget Act of 1974, as*
23 *amended: Provided further, That these funds are available*
24 *to subsidize gross obligations for the principal amount of*
25 *direct loans not to exceed \$25,000,000.*

1 *T. Stafford Disaster Relief and Emergency Assistance Act*
2 *(42 U.S.C. 5121 et seq.), the Earthquake Hazards Reduc-*
3 *tion Act of 1977, as amended (42 U.S.C. 7701 et seq.), the*
4 *Federal Fire Prevention and Control Act of 1974, as*
5 *amended (15 U.S.C. 2201 et seq.), the Defense Production*
6 *Act of 1950, as amended (50 U.S.C. App. 2061 et seq.), sec-*
7 *tions 107 and 303 of the National Security Act of 1947,*
8 *as amended (50 U.S.C. 404–405), and Reorganization Plan*
9 *No. 3 of 1978, \$239,000,000, including \$11,000,000 for as-*
10 *sisting State and local governments in preparing for and*
11 *responding to terrorist incidents: Provided, That for pur-*
12 *poses of pre-disaster mitigation pursuant to 42 U.S.C. 5131*
13 *(b) and (c) and 42 U.S.C. 5196 (e) and (i), \$25,000,000*
14 *of the funds made available under this heading shall be*
15 *available until expended for project grants.*

16 *EMERGENCY FOOD AND SHELTER PROGRAM*

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

22 *RADIOLOGICAL EMERGENCY PREPAREDNESS FUND*

23 *There is hereby established in the Treasury a Radio-*
24 *logical Emergency Preparedness Fund, which shall be*
25 *available under the Atomic Energy Act of 1954, as amend-*
26 *ed, and Executive Order 12657, for offsite radiological*

1 *emergency planning, preparedness, and response. Begin-*
2 *ning in fiscal year 1999 and thereafter, the Director of the*
3 *Federal Emergency Management Agency (FEMA) shall*
4 *promulgate through rulemaking fees to be assessed and col-*
5 *lected, applicable to persons subject to FEMA's radiological*
6 *emergency preparedness regulations. The aggregate charges*
7 *assessed pursuant to this section during fiscal year 1999*
8 *shall not be less than 100 percent of the amounts antici-*
9 *pated by FEMA necessary for its radiological emergency*
10 *preparedness program for such fiscal year. The methodology*
11 *for assessment and collection of fees shall be fair and equi-*
12 *table; and shall reflect costs of providing such services, in-*
13 *cluding administrative costs of collecting such fees. Fees re-*
14 *ceived pursuant to this section shall be deposited in the*
15 *Fund as offsetting collections and will become available for*
16 *authorized purposes on October 1, 1999, and remain avail-*
17 *able until expended.*

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

20 *NATIONAL FLOOD INSURANCE FUND*
21 *(INCLUDING TRANSFER OF FUNDS)*

22 *For activities under the National Flood Insurance Act*
23 *of 1968, the Flood Disaster Protection Act of 1973, as*
24 *amended, not to exceed \$22,685,000 for salaries and ex-*
25 *penses associated with flood mitigation and flood insurance*
26 *operations, and not to exceed \$78,464,000 for flood mitiga-*

1 tion, including up to \$20,000,000 for expenses under section
2 1366 of the National Flood Insurance Act, which amount
3 shall be available for transfer to the National Flood Mitiga-
4 tion Fund until September 30, 2000. In fiscal year 1999,
5 no funds in excess of (1) \$47,000,000 for operating expenses,
6 (2) \$343,989,000 for agents' commissions and taxes, and
7 (3) \$60,000,000 for interest on Treasury borrowings shall
8 be available from the National Flood Insurance Fund with-
9 out prior notice to the Committees on Appropriations. For
10 fiscal year 1999, flood insurance rates shall not exceed the
11 level authorized by the National Flood Insurance Reform
12 Act of 1994.

13 Section 1309(a)(2) of the National Flood Insurance
14 Act (42 U.S.C. 4016(a)(2)), as amended by Public Law
15 104–208, is further amended by striking “1998” and insert-
16 ing “1999”.

17 Section 1319 of the National Flood Insurance Act of
18 1968, as amended (42 U.S.C. 4026), is amended by striking
19 “September 30, 1998” and inserting “September 30, 1999”.

20 Section 1336 of the National Flood Insurance Act of
21 1968, as amended (42 U.S.C. 4056), is amended by striking
22 “September 30, 1998” and inserting “September 30, 1999”.

23 The first sentence of section 1376(e) of the National
24 Flood Insurance Act of 1968, as amended (42 U.S.C.

1 4127(c)), is amended by striking “September 30, 1998” and
2 inserting “September 30, 1999”.

3 GENERAL SERVICES ADMINISTRATION

4 CONSUMER INFORMATION CENTER FUND

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

16 NATIONAL AERONAUTICS AND SPACE ADMINISTRATION

17 INTERNATIONAL SPACE STATION

18 (INCLUDING TRANSFER OF FUNDS)

19 *For necessary expenses, not otherwise provided for, in*
20 *support of the International Space Station, including devel-*
21 *opment, operations and research support; maintenance;*
22 *construction of facilities including repair, rehabilitation,*
23 *and modification of real and personal property, and acqui-*
24 *sition or condemnation of real property, as authorized by*
25 *law; and purchase, lease, charter, maintenance and oper-*
26 *ation of mission and administrative aircraft,*

1 \$2,300,000,000, to remain available until September 30,
2 2000.

3 *LAUNCH VEHICLES AND PAYLOAD OPERATIONS*

4 *For necessary expenses, not otherwise provided for, in*
5 *the conduct and support of the space shuttle program, in-*
6 *cluding safety and performance upgrades, space shuttle op-*
7 *erations, and payload utilization and operations, and serv-*
8 *ices; maintenance; construction of facilities including re-*
9 *pair, rehabilitation, and modification of real and personal*
10 *property, and acquisition or condemnation of real property,*
11 *as authorized by law; space flight, spacecraft control and*
12 *communications activities including operations, produc-*
13 *tion, and services; and purchase, lease, charter, mainte-*
14 *nance and operation of mission and administrative air-*
15 *craft, \$3,241,000,000, to remain available until September*
16 *30, 2000: Provided, That none of the funds provided under*
17 *this heading may be utilized to support the development*
18 *or operations of the International Space Station other than*
19 *costs of space shuttle flights utilized for space station assem-*
20 *bly.*

21 *SCIENCE AND TECHNOLOGY*

22 *For necessary expenses, not otherwise provided for, in*
23 *the conduct and support of space science, earth science, life*
24 *and microgravity science, and academic programs, includ-*
25 *ing research, development, operations, and services; mainte-*
26 *nance; construction of facilities including repair, rehabili-*

1 *tation, and modification of real and personal property, and*
2 *acquisition or condemnation of real property, as authorized*
3 *by law; space flight, spacecraft control and communications*
4 *activities including operations, production, and services;*
5 *and purchase, lease, charter, maintenance and operation of*
6 *mission and administrative aircraft, \$4,257,400,000, to re-*
7 *main available until September 30, 2000: Provided, That*
8 *none of the funds provided under this heading may be uti-*
9 *lized to support the development or operations of the Inter-*
10 *national Space Station.*

11 *AERONAUTICS, SPACE TRANSPORTATION AND TECHNOLOGY*

12 *For necessary expenses, not otherwise provided for, in*
13 *the conduct and support of aeronautics, space transpor-*
14 *tation, and technology research and development activities,*
15 *including research, development, operations, and services;*
16 *maintenance; construction of facilities including repair, re-*
17 *habilitation, and modification of real and personal prop-*
18 *erty, and acquisition or condemnation of real property, as*
19 *authorized by law; and purchase, lease, charter, mainte-*
20 *nance and operation of mission and administrative air-*
21 *craft, \$1,305,000,000, to remain available until September*
22 *30, 2000: Provided, That none of the funds provided under*
23 *this heading may be utilized to support the development*
24 *or operations of the International Space Station.*

MISSION SUPPORT

1
2 *For necessary expenses, not otherwise provided for, in*
3 *carrying out mission support for international space sta-*
4 *tion, space shuttle, science and technology, aeronautics,*
5 *space transportation and technology programs, including*
6 *research operations and support; space communications ac-*
7 *tivities including operations, production, and services;*
8 *maintenance; construction of facilities including repair, re-*
9 *habilitation, and modification of facilities, minor construc-*
10 *tion of new facilities and additions to existing facilities,*
11 *facility planning and design, environmental compliance*
12 *and restoration, and acquisition or condemnation of real*
13 *property, as authorized by law; program management; per-*
14 *sonnel and related costs, including uniforms or allowances*
15 *therefor, as authorized by 5 U.S.C. 5901–5902; travel ex-*
16 *penses; purchase, lease, charter, maintenance, and oper-*
17 *ation of mission and administrative aircraft; not to exceed*
18 *\$35,000 for official reception and representation expenses;*
19 *and purchase (not to exceed 33 for replacement only) and*
20 *hire of passenger motor vehicles; \$2,491,600,000, to remain*
21 *available until September 30, 2000: Provided, That none*
22 *of the funds provided under this heading may be utilized*
23 *to support the development or operations of the Inter-*
24 *national Space Station.*

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

10 *NATIONAL CREDIT UNION ADMINISTRATION*

11 *CENTRAL LIQUIDITY FACILITY*

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

1 *NATIONAL SCIENCE FOUNDATION*2 *RESEARCH AND RELATED ACTIVITIES*

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

1 *shall be made available for a comprehensive research initia-*
2 *tive on plant genomes for economically significant crop.*

3 *MAJOR RESEARCH EQUIPMENT*

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

8 *EDUCATION AND HUMAN RESOURCES*

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

22 *SALARIES AND EXPENSES*

23 *For salaries and expenses necessary in carrying out*
24 *the National Science Foundation Act of 1950, as amended*
25 *(42 U.S.C. 1861–1875); services authorized by 5 U.S.C.*
26 *3109; hire of passenger motor vehicles; not to exceed \$9,000*

1 *for official reception and representation expenses; uniforms*
2 *or allowances therefor, as authorized by 5 U.S.C. 5901–*
3 *5902; rental of conference rooms in the District of Colum-*
4 *bia; reimbursement of the General Services Administration*
5 *for security guard services and headquarters relocation;*
6 *\$136,950,000: Provided, That contracts may be entered into*
7 *under “Salaries and expenses” in fiscal year 1999 for*
8 *maintenance and operation of facilities, and for other serv-*
9 *ices, to be provided during the next fiscal year.*

10 *OFFICE OF INSPECTOR GENERAL*

11 *For necessary expenses of the Office of Inspector Gen-*
12 *eral as authorized by the Inspector General Act of 1978,*
13 *as amended, \$5,200,000, to remain available until Septem-*
14 *ber 30, 2000.*

15 *NEIGHBORHOOD REINVESTMENT CORPORATION*

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

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

22 *SELECTIVE SERVICE SYSTEM*

23 *SALARIES AND EXPENSES*

24 *For necessary expenses of the Selective Service System,*
25 *including expenses of attendance at meetings and of train-*
26 *ing for uniformed personnel assigned to the Selective Serv-*

1 *ice System, as authorized by 5 U.S.C. 4101–4118 for civil-*
2 *ian employees; and not to exceed \$1,000 for official recep-*
3 *tion and representation expenses; \$24,940,000: Provided,*
4 *That during the current fiscal year, the President may ex-*
5 *empt this appropriation from the provisions of 31 U.S.C.*
6 *1341, whenever he deems such action to be necessary in the*
7 *interest of national defense: Provided further, That none of*
8 *the funds appropriated by this Act may be expended for*
9 *or in connection with the induction of any person into the*
10 *Armed Forces of the United States.*

11 *TITLE IV—GENERAL PROVISIONS*

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

1 *President under the provisions of the Robert T. Stafford*
2 *Disaster Relief and Emergency Assistance Act; to travel*
3 *performed by the Offices of Inspector General in connection*
4 *with audits and investigations; or to payments to inter-*
5 *agency motor pools where separately set forth in the budget*
6 *schedules: Provided further, That if appropriations in titles*
7 *I, II, and III exceed the amounts set forth in budget esti-*
8 *mates initially submitted for such appropriations, the ex-*
9 *penditures for travel may correspondingly exceed the*
10 *amounts therefore set forth in the estimates in the same pro-*
11 *portion.*

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

19 *SEC. 403. Funds of the Department of Housing and*
20 *Urban Development subject to the Government Corporation*
21 *Control Act or section 402 of the Housing Act of 1950 shall*
22 *be available, without regard to the limitations on adminis-*
23 *trative expenses, for legal services on a contract or fee basis,*
24 *and for utilizing and making payment for services and fa-*
25 *cilities of Federal National Mortgage Association, Govern-*

1 *ment National Mortgage Association, Federal Home Loan*
2 *Mortgage Corporation, Federal Financing Bank, Federal*
3 *Reserve banks or any member thereof, Federal Home Loan*
4 *banks, and any insured bank within the meaning of the*
5 *Federal Deposit Insurance Corporation Act, as amended*
6 *(12 U.S.C. 1811–1831).*

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

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

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

14 *(A) such certification is accompanied by, or*
15 *is part of, a voucher or abstract which describes*
16 *the payee or payees and the items or services for*
17 *which such expenditure is being made, or*

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

21 *(2) unless such expenditure is subject to audit by*
22 *the General Accounting Office or is specifically ex-*
23 *empt by law from such audit.*

24 *SEC. 406. None of the funds provided in this Act to*
25 *any department or agency may be expended for the trans-*

1 *portation of any officer or employee of such department or*
2 *agency between his domicile and his place of employment,*
3 *with the exception of any officer or employee authorized*
4 *such transportation under 31 U.S.C. 1344 or 5 U.S.C.*
5 *7905.*

6 *SEC. 407. None of the funds provided in this Act may*
7 *be used for payment, through grants or contracts, to recipi-*
8 *ents that do not share in the cost of conducting research*
9 *resulting from proposals not specifically solicited by the*
10 *Government: Provided, That the extent of cost sharing by*
11 *the recipient shall reflect the mutuality of interest of the*
12 *grantee or contractor and the Government in the research.*

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

20 *SEC. 409. None of the funds provided in this Act shall*
21 *be used to pay the expenses of, or otherwise compensate,*
22 *non-Federal parties intervening in regulatory or adjudica-*
23 *tory proceedings. Nothing herein affects the authority of the*
24 *Consumer Product Safety Commission pursuant to section*

1 7 of the Consumer Product Safety Act (15 U.S.C. 2056 et
2 seq.).

3 *SEC. 410. Except as otherwise provided under existing*
4 *law or under an existing Executive Order issued pursuant*
5 *to an existing law, the obligation or expenditure of any ap-*
6 *propriation under this Act for contracts for any consulting*
7 *service shall be limited to contracts which are (1) a matter*
8 *of public record and available for public inspection, and*
9 *(2) thereafter included in a publicly available list of all con-*
10 *tracts entered into within twenty-four months prior to the*
11 *date on which the list is made available to the public and*
12 *of all contracts on which performance has not been com-*
13 *pleted by such date. The list required by the preceding sen-*
14 *tence shall be updated quarterly and shall include a nar-*
15 *rative description of the work to be performed under each*
16 *such contract.*

17 *SEC. 411. Except as otherwise provided by law, no*
18 *part of any appropriation contained in this Act shall be*
19 *obligated or expended by any executive agency, as referred*
20 *to in the Office of Federal Procurement Policy Act (41*
21 *U.S.C. 401 et seq.), for a contract for services unless such*
22 *executive agency (1) has awarded and entered into such*
23 *contract in full compliance with such Act and the regula-*
24 *tions promulgated thereunder, and (2) requires any report*
25 *prepared pursuant to such contract, including plans, eval-*

1 uations, studies, analyses and manuals, and any report
2 prepared by the agency which is substantially derived from
3 or substantially includes any report prepared pursuant to
4 such contract, to contain information concerning (A) the
5 contract pursuant to which the report was prepared, and
6 (B) the contractor who prepared the report pursuant to such
7 contract.

8 *SEC. 412. Except as otherwise provided in section 406,*
9 *none of the funds provided in this Act to any department*
10 *or agency shall be obligated or expended to provide a per-*
11 *sonal cook, chauffeur, or other personal servants to any offi-*
12 *cer or employee of such department or agency.*

13 *SEC. 413. None of the funds provided in this Act to*
14 *any department or agency shall be obligated or expended*
15 *to procure passenger automobiles as defined in 15 U.S.C.*
16 *2001 with an EPA estimated miles per gallon average of*
17 *less than 22 miles per gallon.*

18 *SEC. 414. None of the funds appropriated in title I*
19 *of this Act shall be used to enter into any new lease of real*
20 *property if the estimated annual rental is more than*
21 *\$300,000 unless the Secretary submits, in writing, a report*
22 *to the Committees on Appropriations of the Congress and*
23 *a period of 30 days has expired following the date on which*
24 *the report is received by the Committees on Appropriations.*

1 *SEC. 415. (a) It is the sense of the Congress that, to*
2 *the greatest extent practicable, all equipment and products*
3 *purchased with funds made available in this Act should be*
4 *American-made.*

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

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

15 *SEC. 417. Such sums as may be necessary for fiscal*
16 *year 1999 pay raises for programs funded by this Act shall*
17 *be absorbed within the levels appropriated in this Act.*

18 *SEC. 418. None of the funds made available in this*
19 *Act may be used for any program, project, or activity, when*
20 *it is made known to the Federal entity or official to which*
21 *the funds are made available that the program, project, or*
22 *activity is not in compliance with any Federal law relating*
23 *to risk assessment, the protection of private property rights,*
24 *or unfunded mandates.*

1 *SEC. 419. Corporations and agencies of the Depart-*
2 *ment of Housing and Urban Development which are subject*
3 *to the Government Corporation Control Act, as amended,*
4 *are hereby authorized to make such expenditures, within the*
5 *limits of funds and borrowing authority available to each*
6 *such corporation or agency and in accord with law, and*
7 *to make such contracts and commitments without regard*
8 *to fiscal year limitations as provided by section 104 of the*
9 *Act as may be necessary in carrying out the programs set*
10 *forth in the budget for 1999 for such corporation or agency*
11 *except as hereinafter provided: Provided, That collections*
12 *of these corporations and agencies may be used for new loan*
13 *or mortgage purchase commitments only to the extent ex-*
14 *pressly provided for in this Act (unless such loans are in*
15 *support of other forms of assistance provided for in this or*
16 *prior appropriations Acts), except that this proviso shall*
17 *not apply to the mortgage insurance or guaranty operations*
18 *of these corporations, or where loans or mortgage purchases*
19 *are necessary to protect the financial interest of the United*
20 *States Government.*

21 *SEC. 420. Notwithstanding section 320(g) of the Fed-*
22 *eral Water Pollution Control Act (33 U.S.C. 1330(g)), funds*
23 *made available pursuant to authorization under such sec-*
24 *tion for fiscal year 1999 and prior fiscal years may be used*

1 *for implementing comprehensive conservation and manage-*
2 *ment plans.*

3 *SEC. 421. Notwithstanding any other provision of law,*
4 *the term “qualified student loan” with respect to national*
5 *service education awards shall mean any loan made di-*
6 *rectly to a student by the Alaska Commission on Post-*
7 *secondary Education, in addition to other meanings under*
8 *section 148(b)(7) of the National and Community Service*
9 *Act.*

10 *SEC. 422. Unless otherwise provided for in this Act,*
11 *no part of any appropriation for the Department of Hous-*
12 *ing and Urban Development shall be available for any ac-*
13 *tivity in excess of amounts set forth in the budget estimates*
14 *submitted for the appropriations.*

15 *SEC. 423. (a) Each entity that receives a grant from*
16 *the Federal Government for purposes of providing emer-*
17 *gency shelter for homeless individuals shall—*

18 (1) *ascertain, to the extent practicable, whether*
19 *or not each adult individual seeking such shelter from*
20 *such entity is a veteran; and*

21 (2) *provide each such individual who is a vet-*
22 *eran such counseling relating to the availability of*
23 *veterans benefits (including employment assistance,*
24 *health care benefits, and other benefits) as the Sec-*
25 *retary of Veterans Affairs considers appropriate.*

1 (b) *The Secretary of Veterans Affairs and the Secretary*
2 *of Housing and Urban Development shall jointly coordinate*
3 *the activities required by subsection (a).*

4 (c) *Entities referred to in subsection (a) shall notify*
5 *the Secretary of Veterans Affairs of the number and identity*
6 *of veterans ascertained under paragraph (1) of that sub-*
7 *section. Such entities shall make such notification with such*
8 *frequency and in such form as the Secretary shall specify.*

9 (d) *Notwithstanding any other provision of law, an*
10 *entity referred to subsection (a) that fails to meet the re-*
11 *quirements specified in that subsection shall not be eligible*
12 *for additional grants or other Federal funds for purposes*
13 *of carrying out activities relating to emergency shelter for*
14 *homeless individuals.*

15 SEC. 424. NATIONAL FALLEN FIREFIGHTERS FOUNDA-
16 TION. (a) ESTABLISHMENT AND PURPOSES.—Section 202
17 of the National Fallen Firefighters Foundation Act (36
18 U.S.C. 5201) is amended—

19 (1) *by striking paragraph (1) and inserting the*
20 *following:*

21 “(1) *primarily—*

22 “(A) *to encourage, accept, and administer*
23 *private gifts of property for the benefit of the Na-*
24 *tional Fallen Firefighters’ Memorial and the an-*

1 *nual memorial service associated with the memo-*
2 *rial; and*

3 “(B) *to, in coordination with the Federal*
4 *Government and fire services (as that term is de-*
5 *defined in section 4 of the Federal Fire Prevention*
6 *and Control Act of 1974 (15 U.S.C. 2203)), plan,*
7 *direct, and manage the memorial service referred*
8 *to in subparagraph (A)”;*

9 (2) *in paragraph (2), by inserting “and Fed-*
10 *eral” after “non-Federal”;*

11 (3) *in paragraph (3)—*

12 (A) *by striking “State and local” and in-*
13 *serting “Federal, State, and local”;* and

14 (B) *by striking “and” at the end;*

15 (4) *in paragraph (4), by striking the period at*
16 *the end and inserting a semicolon; and*

17 (5) *by adding at the end the following:*

18 “(5) *to provide for a national program to assist*
19 *families of fallen firefighters and fire departments in*
20 *dealing with line-of-duty deaths of those firefighters;*
21 *and*

22 “(6) *to promote national, State, and local initia-*
23 *tives to increase public awareness of fire and life safe-*
24 *ty in coordination with the United States Fire Ad-*
25 *ministration.”.*

1 (b) *BOARD OF DIRECTORS OF FOUNDATION.*—Section
2 203(g)(1) of the National Fallen Firefighters Foundation
3 Act (36 U.S.C. 5202(g)(1)) is amended by striking subpara-
4 graph (A) and inserting the following:

5 “(A) appointing officers or employees;”.

6 (c) *ADMINISTRATIVE SERVICES AND SUPPORT.*—Sec-
7 tion 205 of the National Fallen Firefighters Foundation Act
8 (36 U.S.C. 5204) is amended to read as follows:

9 **“SEC. 205. ADMINISTRATIVE SERVICES AND SUPPORT.**

10 “(a) *IN GENERAL.*—During the 10-year period begin-
11 ning on the date of enactment of the Departments of Veter-
12 ans Affairs and Housing and Urban Development, and
13 Independent Agencies Appropriations Act, 1999, the Ad-
14 ministrator may—

15 “(1) provide personnel, facilities, and other re-
16 quired services for the operation of the Foundation;
17 and

18 “(2) request and accept reimbursement for the
19 assistance provided under paragraph (1).

20 “(b) *REIMBURSEMENT.*—Any amounts received under
21 subsection (a)(2) as reimbursement for assistance shall be
22 deposited in the Treasury to the credit of the appropriations
23 then current and chargeable for the cost of providing that
24 assistance.

1 “(c) *PROHIBITION.*—*Notwithstanding any other provi-*
2 *sion of law, no Federal personnel or stationery may be used*
3 *to solicit funding for the Foundation.*”.

4 *SEC. 425. INELIGIBILITY OF INDIVIDUALS CONVICTED*
5 *OF MANUFACTURING OR PRODUCING METHAMPHETAMINE*
6 *FOR CERTAIN HOUSING ASSISTANCE.* *Section 16 of the*
7 *United States Housing Act of 1937 (42 U.S.C. 1437n) is*
8 *amended by adding at the end the following:*

9 “(f) *INELIGIBILITY OF INDIVIDUALS CONVICTED OF*
10 *MANUFACTURING OR PRODUCING METHAMPHETAMINE ON*
11 *THE PREMISES.*—*Notwithstanding any other provision of*
12 *law, a public housing agency shall establish standards for*
13 *occupancy in public housing dwelling units and assistance*
14 *under section 8 that—*

15 “(1) *permanently prohibit occupancy in any*
16 *public housing dwelling unit by, and assistance under*
17 *section 8 for, any person who has been convicted of*
18 *manufacturing or otherwise producing methamphet-*
19 *amine on the premises in violation of any Federal or*
20 *State law; and*

21 “(2) *immediately and permanently terminate the*
22 *tenancy in any public housing unit of, and the assist-*
23 *ance under section 8 for, any person who is convicted*
24 *of manufacturing or otherwise producing meth-*

1 *amphetamine on the premises in violation of any*
2 *Federal or State law.”.*

3 *SEC. 426. SENSE OF SENATE REGARDING MAXIMUM*
4 *TRAVEL DISTANCE FOR VETERANS TO HEALTH CARE FA-*
5 *CILITIES. (a) It is the sense of the Senate that it should*
6 *be the goal of the Department of Veterans Affairs to serve*
7 *all veterans at health care facilities within 250 miles of*
8 *their homes, and to minimize travel distances if specialized*
9 *services are not available at a health care facility operated*
10 *by the Veterans Health Administration within 250 miles*
11 *of a veteran’s home.*

12 *(b) Not later than 6 months after the date of enactment*
13 *of this Act, the Secretary of Veterans Affairs shall submit*
14 *to the Committees on Veterans’ Affairs of the House of Rep-*
15 *resentatives and the Senate a report on the estimated costs*
16 *to and impact on the health care system administered by*
17 *the Veterans Health Administration of making specialty*
18 *care available to all veterans within 250 miles of their*
19 *homes.*

20 *SEC. 427. None of the funds provided in this Act may*
21 *be obligated after February 15, 1999, unless each depart-*
22 *ment, agency, corporation, and commission that receives*
23 *funds herein provides detailed justifications to the Commit-*
24 *tees on Appropriations for all salary and expense activities*
25 *for fiscal years 1999 through 2003, including personnel*

1 *compensation and benefits, consulting costs, professional*
2 *services or technical service contracts regardless of the dollar*
3 *amount, contracting out costs, travel and other standard*
4 *object classifications for all headquarters offices, regional of-*
5 *fices, or field installations and laboratories, including the*
6 *number of full-time equivalents per office, and the personnel*
7 *compensation, benefits and travel costs for each Secretary,*
8 *Assistant Secretary or Administrator.*

9 *SEC. 428. COMPREHENSIVE ACCOUNTABILITY STUDY*
10 *FOR FEDERALLY-FUNDED RESEARCH. (a) STUDY.—The*
11 *Director of the Office of Science and Technology Policy, in*
12 *consultation with the Director of the Office of Management*
13 *and Budget, may enter into an agreement with the National*
14 *Academy of Sciences for the Academy to conduct a com-*
15 *prehensive study to develop methods for evaluating feder-*
16 *ally-funded research and development programs. This study*
17 *shall—*

18 *(1) recommend processes to determine an accept-*
19 *able level of success for federally-funded research and*
20 *development programs by—*

21 *(A) describing the research process in the*
22 *various scientific and engineering disciplines;*

23 *(B) describing in the different sciences what*
24 *measures and what criteria each community uses*
25 *to evaluate the success or failure of a program,*

1 *and on what time scales these measures are con-*
2 *sidered reliable—both for exploratory long-range*
3 *work and for short-range goals; and*

4 (C) *recommending how these measures may*
5 *be adapted for use by the Federal Government to*
6 *evaluate federally-funded research and develop-*
7 *ment programs;*

8 (2) *assess the extent to which agencies incor-*
9 *porate independent merit-based evaluation into the*
10 *formulation of the strategic plans of funding agencies*
11 *and if the quantity or quality of this type of input*
12 *is unsatisfactory;*

13 (3) *recommend mechanisms for identifying feder-*
14 *ally-funded research and development programs which*
15 *are unsuccessful or unproductive;*

16 (4) *evaluate the extent to which independent,*
17 *merit-based evaluation of federally-funded research*
18 *and development programs and projects achieves the*
19 *goal of eliminating unsuccessful or unproductive pro-*
20 *grams and projects; and*

21 (5) *investigate and report on the validity of*
22 *using quantitative performance goals for aspects of*
23 *programs which relate to administrative management*
24 *of the program and for which such goals would be ap-*
25 *propriate, including aspects related to—*

1 (A) *administrative burden on contractors*
2 *and recipients of financial assistance awards;*

3 (B) *administrative burdens on external par-*
4 *ticipants in independent, merit-based evalua-*
5 *tions;*

6 (C) *cost and schedule control for construc-*
7 *tion projects funded by the program;*

8 (D) *the ratio of overhead costs of the pro-*
9 *gram relative to the amounts expended through*
10 *the program for equipment and direct funding of*
11 *research; and*

12 (E) *the timeliness of program responses to*
13 *requests for funding, participation, or equipment*
14 *use.*

15 (b) *INDEPENDENT MERIT-BASED EVALUATION DE-*
16 *FINED.—The term “independent merit-based evaluation”*
17 *means review of the scientific or technical quality of re-*
18 *search or development, conducted by experts who are chosen*
19 *for their knowledge of scientific and technical fields relevant*
20 *to the evaluation and who—*

21 (1) *in the case of the review of a program activ-*
22 *ity, do not derive long-term support from the program*
23 *activity; or*

1 (2) *in the case of the review of a project pro-*
2 *posal, are not seeking funds in competition with the*
3 *proposal.*

4 *SEC. 429. INSURANCE; INDEMNIFICATION; LIABILITY.*

5 *(a) IN GENERAL.—The Administrator may provide liabil-*
6 *ity insurance for, or indemnification to, the developer of*
7 *an experimental aerospace vehicle developed or used in exe-*
8 *cution of an agreement between the Administration and the*
9 *developer.*

10 *(b) TERMS AND CONDITIONS.—*

11 *(1) IN GENERAL.—Except as otherwise provided*
12 *in this section, the insurance and indemnification*
13 *provided by the Administration under subsection (a)*
14 *to a developer shall be provided on the same terms*
15 *and conditions as insurance and indemnification is*
16 *provided by the Administration under section 308 of*
17 *the National Aeronautics and Space Act of 1958 (42*
18 *U.S.C. 2458b) to the user of a space vehicle.*

19 *(2) INSURANCE.—*

20 *(A) IN GENERAL.—A developer shall obtain*
21 *liability insurance or demonstrate financial re-*
22 *sponsibility in amounts to compensate for the*
23 *maximum probable loss from claims by—*

24 *(i) a third party for death, bodily in-*
25 *jury, or property damage, or loss resulting*

1 *from an activity carried out in connection*
2 *with the development or use of an experi-*
3 *mental aerospace vehicle; and*

4 *(ii) the United States Government for*
5 *damage or loss to Government property re-*
6 *sulting from such an activity.*

7 *(B) MAXIMUM REQUIRED.—The Adminis-*
8 *trator shall determine the amount of insurance*
9 *required, but, except as provided in subpara-*
10 *graph (C), that amount shall not be greater than*
11 *the amount required under section 70112(a)(3)*
12 *of title 49, United States Code, for a launch. The*
13 *Administrator shall publish notice of the Admin-*
14 *istrator's determination and the applicable*
15 *amount or amounts in the Federal Register*
16 *within 10 days after making the determination.*

17 *(C) INCREASE IN DOLLAR AMOUNTS.—The*
18 *Administrator may increase the dollar amounts*
19 *set forth in section 70112(a)(3)(A) of title 49,*
20 *United States Code, for the purpose of applying*
21 *that section under this section to a developer*
22 *after consultation with the Comptroller General*
23 *and such experts and consultants as may be ap-*
24 *propriate, and after publishing notice of the in-*
25 *crease in the Federal Register not less than 180*

1 *days before the increase goes into effect. The Ad-*
2 *ministrator shall make available for public in-*
3 *spection, not later than the date of publication of*
4 *such notice, a complete record of any correspond-*
5 *ence received by the Administration, and a tran-*
6 *script of any meetings in which the Administra-*
7 *tion participated, regarding the proposed in-*
8 *crease.*

9 *(D) SAFETY REVIEW REQUIRED BEFORE AD-*
10 *MINISTRATOR PROVIDES INSURANCE.—The Ad-*
11 *ministrator may not provide liability insurance*
12 *or indemnification under subsection (a) unless*
13 *the developer establishes to the satisfaction of the*
14 *Administrator that appropriate safety proce-*
15 *dures and practices are being followed in the de-*
16 *velopment of the experimental aerospace vehicle.*

17 *(3) NO INDEMNIFICATION WITHOUT CROSS-WAIV-*
18 *ER.—Notwithstanding subsection (a), the Adminis-*
19 *trator may not indemnify a developer of an experi-*
20 *mental aerospace vehicle under this section unless*
21 *there is an agreement between the Administration*
22 *and the developer described in subsection (c).*

23 *(4) APPLICATION OF CERTAIN PROCEDURES.—If*
24 *the Administrator requests additional appropriations*
25 *to make payments under this section, like the pay-*

1 *ments that may be made under section 308(b) of the*
2 *National Aeronautics and Space Act of 1958 (42*
3 *U.S.C. 2458b(b)), then the request for those appro-*
4 *priations shall be made in accordance with the proce-*
5 *dures established by subsections (d) and (e) of section*
6 *70113 of title 49, United States Code.*

7 *(c) CROSS-WAIVERS.—*

8 *(1) ADMINISTRATOR AUTHORIZED TO WAIVE.—*

9 *The Administrator, on behalf of the United States,*
10 *and its departments, agencies, and instrumentalities,*
11 *may reciprocally waive claims with a developer and*
12 *with the related entities of that developer under which*
13 *each party to the waiver agrees to be responsible, and*
14 *agrees to ensure that its own related entities are re-*
15 *sponsible, for damage or loss to its property for which*
16 *it is responsible, or for losses resulting from any in-*
17 *jury or death sustained by its own employees or*
18 *agents, as a result of activities connected to the agree-*
19 *ment or use of the experimental aerospace vehicle.*

20 *(2) LIMITATIONS.—*

21 *(A) CLAIMS.—A reciprocal waiver under*
22 *paragraph (1) may not preclude a claim by any*
23 *natural person (including, but not limited to, a*
24 *natural person who is an employee of the United*
25 *States, the developer, or the developer's sub-*

1 contractors) or that natural person's estate, sur-
2 vivors, or subrogees for injury or death, except
3 with respect to a subrogee that is a party to the
4 waiver or has otherwise agreed to be bound by
5 the terms of the waiver.

6 (B) *LIABILITY FOR NEGLIGENCE.*—A recip-
7 rocal waiver under paragraph (1) may not ab-
8 solve any party of liability to any natural per-
9 son (including, but not limited to, a natural per-
10 son who is an employee of the United States, the
11 developer, or the developer's subcontractors) or
12 such a natural person's estate, survivors, or
13 subrogees for negligence, except with respect to a
14 subrogee that is a party to the waiver or has oth-
15 erwise agreed to be bound by the terms of the
16 waiver.

17 (C) *INDEMNIFICATION FOR DAMAGES.*—A
18 reciprocal waiver under paragraph (1) may not
19 be used as the basis of a claim by the Adminis-
20 tration or the developer for indemnification
21 against the other for damages paid to a natural
22 person, or that natural person's estate, survivors,
23 or subrogees, for injury or death sustained by
24 that natural person as a result of activities con-

1 *nected to the agreement or use of the experi-*
2 *mental aerospace vehicle.*

3 (d) *DEFINITIONS.—In this section:*

4 (1) *ADMINISTRATION.—The term “Administra-*
5 *tion” means the National Aeronautics and Space Ad-*
6 *ministration.*

7 (2) *ADMINISTRATOR.—The term “Adminis-*
8 *trator” means the Administrator of the National Aer-*
9 *onautics and Space Administration.*

10 (3) *COMMON TERMS.—Any term used in this sec-*
11 *tion that is defined in the National Aeronautics and*
12 *Space Act of 1958 (42 U.S.C. 2451 et seq.) has the*
13 *same meaning in this section as when it is used in*
14 *that Act.*

15 (4) *DEVELOPER.—The term “developer” means a*
16 *person (other than a natural person) who—*

17 (A) *is a party to an agreement that was in*
18 *effect before the date of enactment of this Act*
19 *with the Administration for the purpose of devel-*
20 *oping new technology for an experimental aero-*
21 *space vehicle;*

22 (B) *owns or provides property to be flown*
23 *or situated on that vehicle; or*

24 (C) *employs a natural person to be flown on*
25 *that vehicle.*

1 (5) *EXPERIMENTAL AEROSPACE VEHICLE.*—*The*
2 *term “experimental aerospace vehicle” means an ob-*
3 *ject intended to be flown in, or launched into, sub-*
4 *orbital flight for the purpose of demonstrating tech-*
5 *nologies necessary for a reusable launch vehicle, devel-*
6 *oped under an agreement between the Administration*
7 *and a developer that was in effect before the date of*
8 *enactment of this Act.*

9 (e) *RELATIONSHIP TO OTHER LAWS.*—

10 (1) *SECTION 308 OF NATIONAL AERONAUTICS AND*
11 *SPACE ACT OF 1958.*—*This section does not apply to*
12 *any object, transaction, or operation to which section*
13 *308 of the National Aeronautics and Space Act of*
14 *1958 (42 U.S.C. 2458b) applies.*

15 (2) *CHAPTER 701 OF TITLE 49, UNITED STATES*
16 *CODE.*—*The Administrator may not provide indem-*
17 *nification to a developer under this section for*
18 *launches subject to license under section 70117(g)(1)*
19 *of title 49, United States Code.*

20 (f) *TERMINATION.*—

21 (1) *IN GENERAL.*—*The provisions of this section*
22 *shall terminate on December 31, 2002, except that the*
23 *Administrator may extend the termination date to a*
24 *date not later than September 30, 2005, if the Admin-*
25 *istrator determines that such an extension is nec-*

1 “(4) *All conveyances shall be subject to valid existing*
2 *rights, including any right of the United States to income*
3 *derived, directly or indirectly, from a lease, license, permit,*
4 *right-of-way or easement.*

5 “(5) *All State selected lands that have not yet been*
6 *conveyed shall be ineligible for selection under this section.*

7 “(6) *No later than 18 months after enactment of this*
8 *section, the Secretary of the Interior shall promulgate, after*
9 *consultation with Alaska Natives groups, rules to carry out*
10 *this section.*

11 “(7) *The Secretary of the Interior may convey alter-*
12 *native Federal lands, including lands within a Conserva-*
13 *tion System Unit, to a person entitled to an allotment lo-*
14 *cated within a Conservation System Unit if—*

15 “(A) *the Secretary determines that the allotment*
16 *would be incompatible with the purposes for which*
17 *the Conservation System Unit was established; and*

18 “(B) *the alternative lands are of equal acreage to*
19 *the allotment.*

20 “(b) *ELIGIBLE INDIVIDUALS.—(1) A person is eligible*
21 *under subsection (a) if that person would have been eligible*
22 *under the Act of May 17, 1906 (chapter 2469; 34 Stat. 197),*
23 *as that Act was in effect before December 18, 1971, and*
24 *that person is a veteran who served during the period be-*
25 *tween January 1, 1968 and December 31, 1971.*

1 “(c) *STUDY AND REPORT.*—*The Secretary of the Inte-*
2 *rior shall—*

3 “(1) *conduct a study to identify and assess the*
4 *circumstances of veterans of the Vietnam era who*
5 *were eligible for allotments under the Act of May 17,*
6 *1906 but who did not apply under that Act and are*
7 *not eligible under this section; and*

8 “(2) *within one year of enactment of this section,*
9 *issue a written report with recommendations to the*
10 *Committee on Appropriations and the Committee on*
11 *Energy and Natural Resources in the Senate and the*
12 *Committee on Appropriations and the Committee on*
13 *Resources in the House of Representatives.*

14 “(d) *DEFINITIONS.*—*For the purposes of this section,*
15 *the terms ‘veteran’ and ‘Vietnam era’ have the meanings*
16 *given those terms by paragraphs (2) and (29), respectively,*
17 *of section 101 of title 38, United States Code.”.*

18 *This Act may be cited as the “Departments of Veterans*
19 *Affairs and Housing and Urban Development, and Inde-*
20 *pendent Agencies Appropriations Act, 1999”.*

Attest:

Secretary.

105TH CONGRESS
2^D SESSION

H. R. 4194

AMENDMENT

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