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## House of Representatives

### DIVISION D—DEPARTMENTS OF LABOR, HEALTH AND HUMAN SERVICES, AND EDUCATION, AND RELATED AGENCIES APPROPRIATIONS ACT, 2010

The Departments of Labor, Health and Human Services, and Education, and Related Agencies Appropriations Act, 2010, put in place by this division incorporates the following agreements of the managers. Funds for the individual programs and activities within the accounts in this division are displayed in the detailed table at the end of the statement of the managers for this Act. Funding levels that are not displayed in the detailed table are identified within this statement of the managers. All references within this explanatory statement to the Recovery Act mean the American Recovery and Reinvestment Act of 2009 (Public Law 111μ095).

In implementing this conference agreement, the Departments and agencies should be guided by the language and instructions set forth in House Report 111μ09220 and Senate Report 111μ0966 accompanying the bill, H.R. 3293. In cases where the language and instructions in either report specifically address the allocation of funds, each has been reviewed by the conferees and those that are jointly concurred in have been endorsed in this explanatory statement.

In cases in which the House or the Senate report requests or directs the submission of a report, such report is to be submitted to both the Committees on Appropriations of the House of Representatives and the Senate.

Section 516 sets forth the reprogramming requirements and limitations for the Departments and agencies funded through this division, including the requirement to make a written request to the Committees on Appropriations of the House of Representatives and the Senate 15 days prior to reprogramming, or to the announcement of intent to reprogram funds in excess of 10 percent or \$500,000, whichever is less, between programs, projects, and activities.

Departments and agencies funded in this division shall submit statements on the effect of this Act to the Appropriations Committees within 45 days of enactment of this Act, pursuant to section 518. The Committees on Appropriations of the House of Representatives and the Senate expect that these statements will provide sufficient detail to show the allocation of funds among programs, projects, and activities, particu-

larly in accounts where the final appropriation is different than that of the budget request. Further, these statements also shall include the effect of the appropriation on any new activities or major initiatives discussed in the budget justifications accompanying the fiscal year 2010 budget.

#### TITLE I

#### DEPARTMENT OF LABOR

#### EMPLOYMENT AND TRAINING ADMINISTRATION TRAINING AND EMPLOYMENT SERVICES (INCLUDING TRANSFER OF FUNDS)

The conference agreement includes \$3,828,530,000 for Training and Employment Services instead of \$3,802,961,000 as proposed by the House and \$3,798,536,000 as proposed by the Senate. Of the amount appropriated, \$1,772,000,000 is an advance appropriation for fiscal year 2011 as proposed by both the House and the Senate.

Within the total for the Dislocated Worker Assistance National Reserve, the conference agreement does not include bill language to allow up to \$30,000,000 of this appropriation to be made available to the Career Pathways Innovation Fund as proposed by the Senate. The conferees urge the Secretary to give favorable consideration to grant applications from States whose allotment for dislocated worker employment and training activities in Public Law 111μ098 was less than their allotment for such activities in Public Law 110μ09161. The conference agreement includes bill language to suspend section 173(e) of the Workforce Investment Act (WIA). Section 173(e) of the WIA facilitated the transition from the Job Training Partnership Act formula to the WIA formula; however, the WIA formula has been in effect for a decade and the transition is complete. The conferees note that suspending this provision will allow more funds to be available to respond to natural disasters and mass layoffs. Neither the House nor the Senate proposed a similar provision.

The conference agreement designates \$78,410,000 for migrant and seasonal farmworker formula grants instead of \$78,610,000 as proposed by the House and \$78,310,000 as proposed by the Senate. In addition, the conference agreement designates \$5,700,000 for migrant and seasonal farmworker housing instead of \$5,500,000 as proposed by the House and \$5,800,000 as proposed by the Senate.

Within the amount provided for Pilots, Demonstrations and Research, the con-

ference agreement includes \$30,000,000 for a new competitive grant program to provide transitional jobs activities instead of \$35,000,000 as proposed by the House and \$40,000,000 as proposed by the Senate. The conference agreement provides an additional \$15,000,000 for these activities within the Reintegration of Ex-Offenders program, resulting in a total of \$45,000,000 for transitional jobs activities. The conferees direct the Department of Labor to consult with the Department of Health and Human Services' Administration for Children and Families in designing the grant competition and awarding grants, consistent with House Report 111μ09220. In addition, the conferees note that funds should be used to leverage other resources to support program growth, consistent with Senate Report 111μ0966. The conference agreement includes bill language allowing up to 10μ09percent of funding for transitional jobs activities to be available for evaluation of such projects or transferred to the Department of Health and Human Services or the Department of Justice for support of transitional jobs activities as proposed by the Senate. The House bill included a provision to ensure that a sufficient portion of funds available for transitional jobs activities would be used for an evaluation of the program.

Within the amount provided for Pilots, Demonstrations and Research, the conference agreement also includes \$5,500,000 as proposed by the House to continue a program of competitive grants to address the employment and training needs of young parents. The Senate did not include funds for this activity. The Department should continue to award these competitive grants based on the criteria outlined in House Report 110—231.

The conference agreement includes \$48,889,000 for the following projects in the following amounts:

Project	Amount
Access Community Health Network, Chicago, IL for a job training initiative .....	400,000
Alabama Institute for the Deaf and Blind, Talladega, AL for an employer training and job development initiative .....	200,000
Arkansas State University-Beebe, Searcy, AR for a training program for employment in the natural gas industry .....	200,000

□ This symbol represents the time of day during the House proceedings, e.g., □ 1407 is 2:07 p.m.

Matter set in this typeface indicates words inserted or appended, rather than spoken, by a Member of the House on the floor.



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