

HOUSE OF REPRESENTATIVES—Monday, September 16, 1996

The House met at 12 noon and was called to order by the Speaker pro tempore [Mr. MILLER of Florida].

DESIGNATION OF THE SPEAKER PRO TEMPORE

The SPEAKER pro tempore laid before the House the following communication from the Speaker:

WASHINGTON, DC,
September 16, 1996.

I hereby designate the Honorable DAN MILLER to act as Speaker pro tempore on this day.

NEWT GINGRICH,
Speaker of the House of Representatives.

PRAYER

The Chaplain, Rev. James David Ford, D.D., offered the following prayer:

Our voices cry out with the Psalmist of old when we pray:

*Out of the depths I cry to Thee, O Lord!
Lord hear my voice!
Let Thy ears be attentive to the voice of
my supplications!*

In this our prayer, O God, we speak silently our supplications, our petitions, our requests, our aspirations, and our dreams. Regard our supplications with favor, our petitions and requests with support, and our aspirations and our dreams with grace. With gratefulness and praise, we implore Your blessing this day and every day. Amen.

THE JOURNAL

The SPEAKER pro tempore. The Chair has examined the Journal of the last day's proceedings and announces to the House his approval thereof.

Pursuant to clause 1, rule I, the Journal stands approved.

PLEDGE OF ALLEGIANCE

The SPEAKER pro tempore. Will the gentleman from Louisiana [Mr. LIVINGSTON] come forward and lead the House in the Pledge of Allegiance.

Mr. LIVINGSTON led the Pledge of Allegiance as follows:

I pledge allegiance to the Flag of the United States of America, and to the Republic for which it stands, one nation under God, indivisible, with liberty and justice for all.

MESSAGES FROM THE PRESIDENT

Sundry messages in writing from the President of the United States were

communicated to the House by Mr. Sherman Williams, one of his secretaries.

MESSAGE FROM THE SENATE

A message from the Senate by Ms. McDevitt, one of its clerks, announced that the Senate had passed without amendment a bill of the House of the following title:

H.R. 3553. An act to amend the Federal Trade Commission Act to authorize appropriations for the Federal Trade Commission.

The message also announced that the Senate had passed a bill of the following title in which the concurrence of the House is requested:

S. 1983. An act to amend the Native American Graves Protection and Repatriation Act to provide for Native Hawaiian organizations, and for other purposes.

The message also announced that pursuant to Public Law 101-509, the Chair announces, on behalf of the Secretary of the Senate, the appointment of Sheila Mann, of Maryland, to the Advisory Committee on the Records of Congress for the 104th Congress, vice Richard N. Smith.

CONFERENCE REPORT ON H.R. 3675, DEPARTMENT OF TRANSPORTATION AND RELATED AGENCIES APPROPRIATIONS ACT, 1997

Mr. LIVINGSTON submitted the following conference report and statement on the bill (H.R. 3675) making appropriations for the Department of Transportation and related agencies for the fiscal year ending September 30, 1997, and for other purposes:

CONFERENCE REPORT (H. REPT. 104-785)

The committee of conference on the disagreeing votes of the two Houses on the amendments of the Senate to the bill (H.R. 3675) making appropriations for the Department of Transportation and related agencies for the fiscal year ending September 30, 1997, and for other purposes, having met, after full and free conference, have agreed to recommend and do recommend to their respective Houses as follows:

That the Senate recede from its amendments numbered 6, 7, 14, 20, 22, 23, 24, 27, 36, 50, 52, 60, 62, 64, 71, 80, 82, 88, 91, 95, 96, 97, 104, 113, 118, 121, 122, 124, 125, 126, 127, 128, 129, 131, 134, 136, 139, 140, 142, 150, 156, 158, 160, 161, 162, and 164.

That the House recede from its disagreement to the amendments of the Senate numbered 2, 3, 4, 5, 15, 17, 25, 31, 32, 46, 47, 53, 56, 61, 63, 67, 69, 72, 93, 101, 102, 117, 119, 132, 137, 138, 141, 143, 144, 145, 146, 153, 154, 155, 159, 163, 165, 166, 168, 169, and 170, and agree to the same.

Amendment numbered 1.

That the House recede from its disagreement to the amendment of the Senate numbered 1, and agree to the same with an amendment, as follows:

In lieu of the sum proposed by said amendment, insert: \$52,966,000; and the Senate agree to the same.

Amendment numbered 8.

That the House recede from its disagreement to the amendment of the Senate numbered 8, and agree to the same with an amendment, as follows:

In lieu of the sum proposed by said amendment, insert: \$2,319,725,000; and the Senate agree to the same.

Amendment numbered 9.

That the House recede from its disagreement to the amendment of the Senate numbered 9, and agree to the same with an amendment, as follows:

In lieu of the sum proposed by said amendment, insert: \$374,840,000; and the Senate agree to the same.

Amendment numbered 10.

That the House recede from its disagreement to the amendment of the Senate numbered 10, and agree to the same with an amendment, as follows:

In lieu of the sum proposed by said amendment, insert: \$216,500,000; and the Senate agree to the same.

Amendment numbered 11.

That the House recede from its disagreement to the amendment of the Senate numbered 11, and agree to the same with an amendment, as follows:

In lieu of the sum proposed by said amendment, insert: \$18,040,000; and the Senate agree to the same.

Amendment numbered 12.

That the House recede from its disagreement to the amendment of the Senate numbered 12, and agree to the same with an amendment, as follows:

In lieu of the sum proposed by said amendment, insert: \$41,700,000; and the Senate agree to the same.

Amendment numbered 13.

That the House recede from its disagreement to the amendment of the Senate numbered 13, and agree to the same with an amendment, as follows:

In lieu of the sum proposed by said amendment, insert: \$52,350,000; and the Senate agree to the same.

Amendment numbered 16.

That the House recede from its disagreement to the amendment of the Senate numbered 16, and agree to the same with an amendment, as follows:

Restore the matter stricken by said amendment, amended to read as follows: : *Provided further, That none of the funds in this Act may be obligated or expended to continue the "Vessel Traffic Service (VTS) 2000" Program: Provided further, That of the funds provided under this heading, \$1,000,000 is available only for a Coast Guard analysis of future VTS system requirements which minimizes complexity and is based upon an open systems architecture maximizing use of off-the-shelf technology, to be conducted in cooperation with the maritime community and local organizations affected by the implementation of such systems; and the Senate agree to the same.*

□ 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.

Amendment numbered 18.

That the House recede from its disagreement to the amendment of the Senate numbered 18, and agree to the same with an amendment, as follows:

In lieu of the sum proposed by said amendment, insert: \$22,000,000; and the Senate agree to the same.

Amendment numbered 19.

That the House recede from its disagreement to the amendment of the Senate numbered 19, and agree to the same with an amendment, as follows:

In lieu of the matter proposed by said amendment, insert:

PORT SAFETY DEVELOPMENT

For necessary expenses for debt retirement of the Port of Portland, Oregon, without further findings and determinations, \$5,000,000, to remain available until expended.

And the Senate agree to the same.

Amendment numbered 21.

That the House recede from its disagreement to the amendment of the Senate numbered 21, and agree to the same with an amendment, as follows:

In lieu of the sum proposed by said amendment, insert: \$19,200,000; and the Senate agree to the same.

Amendment numbered 26.

That the House recede from its disagreement to the amendment of the Senate numbered 26, and agree to the same with an amendment, as follows:

In lieu of the sum proposed by said amendment, insert: \$3,182,500,000; and the Senate agree to the same.

Amendment numbered 28.

That the House recede from its disagreement to the amendment of the Senate numbered 28, and agree to the same with an amendment, as follows:

In lieu of the sum proposed by said amendment, insert: \$1,790,000,000; and the Senate agree to the same.

Amendment numbered 29.

That the House recede from its disagreement to the amendment of the Senate numbered 29, and agree to the same with an amendment, as follows:

In lieu of the sum proposed by said amendment, insert: \$1,573,000,000; and the Senate agree to the same.

Amendment numbered 30.

That the House recede from its disagreement to the amendment of the Senate numbered 30, and agree to the same with an amendment, as follows:

In lieu of the sum proposed by said amendment, insert: \$187,412,000; and the Senate agree to the same.

Amendment numbered 33.

That the House recede from its disagreement to the amendment of the Senate numbered 33, and agree to the same with an amendment, as follows:

In lieu of the sum proposed by said amendment, insert: \$521,114,000; and the Senate agree to the same.

Amendment numbered 34.

That the House recede from its disagreement to the amendment of the Senate numbered 34, and agree to the same with an amendment, as follows:

In lieu of the sum proposed by said amendment, insert: \$221,958,000; and the Senate agree to the same.

Amendment numbered 35.

That the House recede from its disagreement to the amendment of the Senate numbered 35, and agree to the same with an amendment, as follows:

In lieu of the sum proposed by said amendment, insert: \$18,000,000,000; and the Senate agree to the same.

Amendment numbered 37.

That the House recede from its disagreement to the amendment of the Senate numbered 37, and agree to the same with an amendment, as follows:

In lieu of the sum proposed by said amendment, insert: \$78,225,000; and the Senate agree to the same.

Amendment numbered 38.

That the House recede from its disagreement to the amendment of the Senate numbered 38, and agree to the same with an amendment, as follows:

In lieu of the matter proposed by said amendment, insert:

STATE INFRASTRUCTURE BANKS

To carry out the State Infrastructure Bank Pilot Program (Public Law 104-59, section 350), \$150,000,000, to remain available until expended: Provided, That the Secretary may distribute these funds in a manner determined by the Secretary to any State for which a State Infrastructure Bank has been approved and the State has requested such funds: Provided further, That no distribution of funds made available under this heading shall be made prior to 180 days after the date of enactment of this Act: Provided further, That the Secretary may approve State Infrastructure Banks for more than 10 States: Provided further, That these funds shall be used to advance projects or programs under the terms and conditions of section 350: Provided further, That any State that receives such funds may deposit any portion of those funds into either the highway or transit account of the State Infrastructure Bank: Provided further, That the Secretary shall ensure that the Federal disbursements shall be at a rate consistent with historic rates for the Federal-aid highways program.

And the Senate agree to the same.

Amendment numbered 39.

That the House recede from its disagreement to the amendment of the Senate numbered 39, and agree to the same with an amendment, as follows:

In lieu of the sum proposed by said amendment, insert: \$30,900,000; and the Senate agree to the same.

Amendment numbered 40.

That the House recede from its disagreement to the amendment of the Senate numbered 40, and agree to the same with an amendment, as follows:

In lieu of the sum proposed by said amendment, insert: \$51,712,000; and the Senate agree to the same.

Amendment numbered 41.

That the House recede from its disagreement to the amendment of the Senate numbered 41, and agree to the same with an amendment, as follows:

In lieu of the sum proposed by said amendment, insert: \$168,100,000; and the Senate agree to the same.

Amendment numbered 42.

That the House recede from its disagreement to the amendment of the Senate numbered 42, and agree to the same with an amendment, as follows:

In lieu of the sum proposed by said amendment, insert: \$168,100,000; and the Senate agree to the same.

Amendment numbered 43.

That the House recede from its disagreement to the amendment of the Senate numbered 43, and agree to the same with an amendment, as follows:

In lieu of the sum proposed by said amendment, insert: \$128,700,000; and the Senate agree to the same.

Amendment numbered 44.

That the House recede from its disagreement to the amendment of the Senate numbered 44, and agree to the same with an amendment, as follows:

In lieu of the sum proposed by said amendment, insert: \$11,500,000; and the Senate agree to the same.

Amendment numbered 45.

That the House recede from its disagreement to the amendment of the Senate numbered 45, and agree to the same with an amendment, as follows:

In lieu of the sum proposed by said amendment, insert: \$25,500,000; and the Senate agree to the same.

Amendment numbered 48.

That the House recede from its disagreement to the amendment of the Senate numbered 48, and agree to the same with an amendment, as follows:

In lieu of the sum proposed by said amendment, insert: \$20,100,000; and the Senate agree to the same.

Amendment numbered 49.

That the House recede from its disagreement to the amendment of the Senate numbered 49, and agree to the same with an amendment, as follows:

In lieu of the sum named in said amendment, insert: \$115,000,000; and the Senate agree to the same.

Amendment numbered 51.

That the House recede from its disagreement to the amendment of the Senate numbered 51, and agree to the same with an amendment, as follows:

In lieu of the sum proposed by said amendment, insert: \$24,757,000; and the Senate agree to the same.

Amendment numbered 54.

That the House recede from its disagreement to the amendment of the Senate numbered 54, and agree to the same with an amendment, as follows:

In lieu of the sum proposed by said amendment, insert: \$7,000,000; and the Senate agree to the same.

Amendment numbered 55.

That the House recede from its disagreement to the amendment of the Senate numbered 55, and agree to the same with an amendment, as follows:

In lieu of the sum proposed by said amendment, insert: \$13,000,000; and the Senate agree to the same.

Amendment numbered 57.

That the House recede from its disagreement to the amendment of the Senate numbered 57, and agree to the same with an amendment, as follows:

In lieu of the sum proposed by said amendment, insert: \$565,450,000; and the Senate agree to the same.

Amendment numbered 58.

That the House recede from its disagreement to the amendment of the Senate numbered 58, and agree to the same with an amendment, as follows:

In lieu of the sum proposed by said amendment, insert: \$223,450,000; and the Senate agree to the same.

Amendment numbered 59.

That the House recede from its disagreement to the amendment of the Senate numbered 59, and agree to the same with an amendment, as follows:

In lieu of the sum proposed by said amendment, insert: \$41,497,000; and the Senate agree to the same.

Amendment numbered 65.

That the House recede from its disagreement to the amendment of the Senate numbered 65, and agree to the same with an amendment, as follows:

In lieu of the sum proposed by said amendment, insert: \$760,000,000; and the Senate agree to the same.

Amendment numbered 66.

Amendment numbered 111.

That the House recede from its disagreement to the amendment of the Senate numbered 111, and agree to the same with an amendment, as follows:

Restore the matter stricken by said amendment, amended to read as follows: \$4,750,000 for the San Juan Tren Urbano project; and the Senate agree to the same.

Amendment numbered 112.

That the House recede from its disagreement to the amendment of the Senate numbered 112, and agree to the same with an amendment, as follows:

In lieu of the sum named in said amendment, insert: \$3,000,000; and the Senate agree to the same.

Amendment numbered 114.

That the House recede from its disagreement to the amendment of the Senate numbered 114, and agree to the same with an amendment, as follows:

Delete the matter stricken by said amendment, and

On page 33 line 12 of the House engrossed bill, H.R. 3675, strike "to Lakeland commuter rail" and insert: Bay Regional Rail; and the Senate agree to the same.

Amendment numbered 115.

That the House recede from its disagreement to the amendment of the Senate numbered 115, and agree to the same with an amendment, as follows:

In lieu of the sum named in said amendment, insert: \$3,000,000; and the Senate agree to the same.

Amendment numbered 116.

That the House recede from its disagreement to the amendment of the Senate numbered 116, and agree to the same with an amendment, as follows:

In lieu of the sum proposed by said amendment, insert: \$3,750,000; and the Senate agree to the same.

Amendment numbered 120.

That the House recede from its disagreement to the amendment of the Senate numbered 120, and agree to the same with an amendment, as follows:

In lieu of the sum proposed by said amendment, insert: \$26,886,000; and the Senate agree to the same.

Amendment numbered 123.

That the House recede from its disagreement to the amendment of the Senate numbered 123, and agree to the same with an amendment, as follows:

In lieu of the sum proposed by said amendment, insert: \$37,900,000; and the Senate agree to the same.

Amendment numbered 130.

That the House recede from its disagreement to the amendment of the Senate numbered 130, and agree to the same with an amendment, as follows:

In lieu of "4 3/4 per centum" named in said amendment, insert: 4 1/4 per centum; and the Senate agree to the same.

Amendment numbered 133.

That the House recede from its disagreement to the amendment of the Senate numbered 133, and agree to the same with an amendment, as follows:

Delete the matter stricken by said amendment and delete the matter inserted by said amendment, and

On page 48 line 22 of the House engrossed bill, H.R. 3675, strike "Provided further," and insert in lieu thereof a period; and the Senate agree to the same.

Amendment numbered 135.

That the House recede from its disagreement to the amendment of the Senate numbered 135, and agree to the same with an amendment, as follows:

In lieu of the sum proposed by said amendment, insert: \$1,250,000; and the Senate agree to the same.

Amendment numbered 147.

That the House recede from its disagreement to the amendment of the Senate numbered 147, and agree to the same with an amendment, as follows:

Retain the matter proposed by said amendment, amended as follows:

In lieu of "Passenger Railroad Corporation" named in said amendment, insert: Railroad Passenger Corporation (Amtrak); and the Senate agree to the same.

Amendment numbered 148.

That the House recede from its disagreement to the amendment of the Senate numbered 148, and agree to the same with an amendment, as follows:

In lieu of the matter proposed by said amendment, insert:

SEC. 349. Notwithstanding any other provision of law, of amounts made available under Federal Aviation Administration "Operations", the FAA shall provide personnel at Dutch Harbor, Alaska to provide real-time weather and runway observation and other such functions to help ensure the safety of aviation operations.

And the Senate agree to the same.

Amendment numbered 149.

That the House recede from its disagreement to the amendment of the Senate numbered 149, and agree to the same with an amendment, as follows:

In lieu of the matter proposed by said amendment, insert:

SEC. 350. DEPARTMENT OF TRANSPORTATION VOLUNTARY SEPARATION INCENTIVE PAYMENTS.

(a) DEFINITIONS.—For the purposes of this section—

(1) the term "agency" means the following agencies of the Department of Transportation:

(A) the United States Coast Guard;

(B) the Research and Special Programs Administration;

(C) the St. Lawrence Seaway Development Corporation;

(D) the Office of the Secretary; and

(E) the Federal Railroad Administration;

(2) the term "employee" means an employee (as defined by section 2105 of title 5, United States Code) who is employed by the agency serving under an appointment without time limitation, and has been currently employed for a continuous period of at least 3 years, but does not include—

(A) a reemployed annuitant under subchapter III of chapter 83 or chapter 84 of title 5, United States Code, or another retirement system for employees of the agency;

(B) an employee having a disability on the basis of which such employee is or would be eligible for disability retirement under the applicable retirement system referred to in subparagraph (A);

(C) an employee who is in receipt of a specific notice of involuntary separation for misconduct or unacceptable performance;

(D) an employee who, upon completing an additional period of service as referred to in section 3(b)(2)(B)(ii) of the Federal Workforce Restructuring Act of 1994 (5 U.S.C. 5597 note), would qualify for a voluntary separation incentive payment under section 3 of such Act;

(E) an employee who has previously received any voluntary separation incentive payment by the Federal Government under this section or any other authority and has not repaid such payment;

(F) an employee covered by statutory reemployment rights who is on transfer to another organization;

(G) any employee who, during the twenty-four month period preceding the date of separa-

tion, has received a recruitment or relocation bonus under section 5753 of title 5, United States Code, or who, within the twelve month period preceding the date of separation, received a retention allowance under section 5754 of title 5, United States Code; or

(H) any employee who, upon separation and application, would be eligible for an immediate annuity under subchapter III of chapter 83 or chapter 84 of title 5, United States Code (or another retirement system for employees of the agency), other than an annuity subject to a reduction under section 8339(h) or 8415(f) of such title (or corresponding provisions of another retirement system for employees of the agency).

(b) AGENCY STRATEGIC PLAN.—

(1) IN GENERAL.—The head of an agency, prior to obligating any resources for voluntary separation incentive payments, shall submit to the House and Senate Committees on Appropriations and the Committee on Governmental Affairs of the Senate and the Committee on Government Reform and Oversight of the House of Representatives a strategic plan outlining the intended use of such incentive payments and a proposed organizational chart for the agency once such incentive payments have been completed.

(2) CONTENTS.—The agency's plan shall include—

(A) the positions and functions to be reduced or eliminated, identified by organizational unit, geographic location, occupational category and grade level;

(B) the number and amounts of voluntary separation incentive payments to be offered; and

(C) a description of how the agency will operate without the eliminated positions and functions.

(c) AUTHORITY TO PROVIDE VOLUNTARY SEPARATION INCENTIVE PAYMENTS.—

(1) IN GENERAL.—A voluntary separation incentive payment under this section may be paid by an agency to any employee only to the extent necessary to eliminate the positions and functions identified by the strategic plan.

(2) AMOUNT AND TREATMENT OF PAYMENTS.—A voluntary separation incentive payment—

(A) shall be paid in a lump sum after the employee's separation;

(B) shall be paid from appropriations or funds available for the payment of the basic pay of the employees;

(C) shall be equal to the lesser of—

(i) an amount equal to the amount the employee would be entitled to receive under section 5595(c) of title 5, United States Code; or

(ii) an amount determined by an agency head not to exceed \$25,000 in fiscal year 1997;

(D) shall not be a basis for payment, and shall not be included in the computation, of any other type of Government benefit; and

(E) shall not be taken into account in determining the amount of any severance pay to which the employee may be entitled under section 5595 of title 5, United States Code, based on any other separation.

(3) LIMITATION.—No amount shall be payable under this section based on any separation occurring before the date of the enactment of this Act, or after September 30, 1997.

(d) ADDITIONAL AGENCY CONTRIBUTIONS TO THE RETIREMENT FUND.—

(1) IN GENERAL.—In addition to any other payments which it is required to make under subchapter III of chapter 83 of title 5, United States Code, an agency shall remit to the Office of Personnel Management for deposit to the Treasury of the United States to the credit of the Civil Service Retirement and Disability Fund an amount equal to 15 percent of the final basic pay of each employee of the agency who is covered under subchapter III of chapter 83 or chapter 84 of title 5, United States Code, to

whom a voluntary separation incentive has been paid under this section.

(2) DEFINITION.—For the purpose of paragraph (1), the term "final basic pay", with respect to an employee, means the total amount of basic pay which would be payable for a year of service by such employee, computed using the employee's final rate of basic pay, and, if last serving on other than a full-time basis, with appropriate adjustment therefor.

(e) EFFECT OF SUBSEQUENT EMPLOYMENT WITH THE GOVERNMENT.—An individual who has received a voluntary separation incentive payment under this section and accepts any employment for compensation with the Government of the United States, or who works for any agency of the United States Government through a personal services contract, within 5 years after the date of the separation on which the payment is based shall be required to pay, prior to the individual's first day of employment, the entire amount of the incentive payment to the agency that paid the incentive payment.

(f) REDUCTIONS OF AGENCY EMPLOYMENT LEVELS.—

(1) IN GENERAL.—The total number of funded employee positions in an agency shall be reduced by one position for each vacancy credited by the separation of any employee who has received, or is due to receive, a voluntary separation incentive payment under this section. For the purposes of this subsection, positions shall be counted on a full-time-equivalent basis.

(2) ENFORCEMENT.—The President, through the Office of Management and Budget, shall monitor each agency and take any action necessary to ensure that the requirements of this subsection are met.

(g) EFFECTIVE DATE.—This section shall take effect October 1, 1996.

And the Senate agree to the same.

Amendment numbered 151.

That the House recede from its disagreement to the amendment of the Senate numbered 151, and agree to the same with an amendment, as follows:

In lieu of the matter proposed by said amendment, insert:

SEC. 351. TREATMENT OF CERTAIN PENDING CHILD CUSTODY CASES IN SUPERIOR COURT OF DISTRICT OF COLUMBIA.

(a) IN GENERAL.—Subchapter II of chapter 9 of title 11, District of Columbia Code, is amended by adding at the end the following new section:

"§11-925. Rules regarding certain pending child custody cases

"(a) In any pending case involving custody over a minor child or the visitation rights of a parent of a minor child in the Superior Court which is described in subsection (b)—

"(1) at any time after the child attains 13 years of age, the party to the case who is described in subsection (b)(1) may not have custody over, or visitation rights with, the child without the child's consent; and

"(2) if any person had actual or legal custody over the child or offered safe refuge to the child while the case (or other actions relating to the case) was pending, the court may not deprive the person of custody or visitation rights over the child or otherwise impose sanctions on the person on the grounds that the person had such custody or offered such refuge.

"(b) A case described in this subsection is a case in which—

"(1) the child asserts that a party to the case has been sexually abusive with the child;

"(2) the child has resided outside of the United States for not less than 24 consecutive months;

"(3) any of the parties to the case has denied custody or visitation to another party in viola-

tion of an order of the court for not less than 24 consecutive months; and

"(4) any of the parties to the case has lived outside of the District of Columbia during such period of denial of custody or visitation."

(b) CLERICAL AMENDMENT.—The table of sections for subchapter II of chapter 9 of title 11, D.C. Code, is amended by adding at the end the following new item:

"11-925. Rules regarding certain pending child custody cases."

(c) EFFECTIVE DATE.—

(1) IN GENERAL.—The amendments made by this section shall apply to cases brought in the Superior Court of the District of Columbia before, on, or after the date of the enactment of this Act.

(2) CONTINUATION OF PROVISIONS UNTIL TERMINATION.—The provisions of section 11-925, District of Columbia Code (as added by subsection (a)), shall apply to any case described in paragraph (1) until the termination of the case.

And the Senate agree to the same.

Amendment numbered 152.

That the House recede from its disagreement to the amendment of the Senate numbered 152, and agree to the same with an amendment, as follows:

In lieu of the matter proposed by said amendment, insert:

SEC. 352. Not later than December 31, 1997, the Administrator of the Federal Aviation Administration shall—

(a) take such action as may be necessary to provide for an independent assessment of the acquisition management system of the Federal Aviation Administration that includes a review of any efforts of the Administrator in promoting and encouraging the use of full and open competition as the preferred method of procurement with respect to any contract that involves an amount greater than \$50,000,000; and

(b) submit to the Congress a report on the findings of that independent assessment: Provided, That for purposes of this section, the term "full and open competition" has the meaning provided that term in section 4(6) of the Office of Federal Procurement Policy Act (41 U.S.C. 403(6)).

And the Senate agree to the same.

Amendment numbered 157.

That the House recede from its disagreement to the amendment of the Senate numbered 157, and agree to the same with an amendment, as follows:

In lieu of the matter proposed by said amendment, insert:

SEC. 356. Of the funds made available to the Federal Railroad Administration, up to \$200,000 may be made available from the Office of the Administrator to establish and operate the Institute for Railroad Safety as authorized by the Swift Rail Development Act of 1994.

And the Senate agree to the same.

Amendment numbered 167.

That the House recede from its disagreement to the amendment of the Senate numbered 167, and agree to the same with an amendment, as follows:

In lieu of the matter proposed by said amendment, insert:

SEC. 409. TRANSFER OF FUNDS AMONG MINNESOTA HIGHWAY PROJECTS.

(a) IN GENERAL.—Such portions of the amounts appropriated for the Minnesota highway projects described in subsection (b) that have not been obligated as of December 31, 1996, shall be made available to carry out the 34th Street Corridor Project in Moorhead, Minnesota, authorized by section 149(a)(5)(A)(iii) of the Surface Transportation and Uniform Relocation Assistance Act of 1987 (Public Law 100-17; 101 Stat. 181) (as amended by section 340(a) of the National Highway System Designation Act of 1995 (Public Law 104-59; 109 Stat. 607)).

(b) PROJECTS.—The Minnesota highway projects described in this subsection are—

(1) the project for Saint Louis County authorized by section 149(a)(76) of the Surface Transportation and Uniform Relocation Assistance Act of 1987 (Public Law 100-17; 101 Stat. 192); and

(2) the project for Nicollet County authorized by item 159 of section 1107(b) of the Intermodal Surface Transportation Efficiency Act of 1991 (Public Law 102-240; 105 Stat. 2056).

SEC. 410. Item 52 in the table contained in Section 1106(a)(2) and items 19 and 20 in the table contained in Section 1107(b) of the Intermodal Surface Transportation Efficiency Act of 1991 (105 Stat. 2037-2059) are each amended by inserting "Mifflin, Fulton and Clearfield," after "Franklin,".

And the Senate agree to the same.

FRANK R. WOLF,
TOM DELAY,
RALPH REGULA,
HAROLD ROGERS,
JIM LIGHTFOOT,
RON PACKARD,
SONNY CALLAHAN,
JAY DICKEY,
MARTIN OLAV SABO,
RICHARD J. DURBIN (except
amendments 150 and 151
and amendment 158),
RONALD COLEMAN,
THOMAS M. FOGLIETTA,
DAVID R. OBEY,

Managers on the Part of the House.

MARK O. HATFIELD,
PETE V. DOMENICI (except
amendment 150),
ARLEN SPECTER,
CHRISTOPHER S. BOND,
SLADE GORTON,
RICHARD C. SHELBY,
FRANK R. LAUTENBERG,
ROBERT C. BYRD (except
amendment 150),
TOM HARKIN,
BARBARA MIKULSKI,

Managers on the Part of the Senate.

JOINT EXPLANATORY STATEMENT OF THE COMMITTEE OF CONFERENCE

The managers on the part of the House and the Senate at the conference on the disagreeing votes of the two Houses on amendments of the Senate to the bill (H.R. 3675) making appropriations for the Department of Transportation and related agencies for the fiscal year ending September 30, 1997, and for other purposes, submit the following joint statement to the House of Representatives and the Senate in explanation of the effect of the action agreed upon by the managers and recommended in the accompanying conference report.

CONGRESSIONAL DIRECTIVES

The conferees agree that Executive Branch propensities cannot substitute for Congress' own statements concerning the best evidence of Congressional intentions; that is, the official reports of the Congress. Report language included by the House that is not changed by the report of the Senate, and Senate report language that is not changed by the conference is approved by the committee of conference. The statement of the managers, while repeating some report language for emphasis, is not intended to negate the language referred to above unless expressly provided herein.

PROGRAM, PROJECT AND ACTIVITY

During fiscal year 1997, for the purposes of the Balanced Budget and Emergency Deficit Control Act of 1985 (Public Law 99-177), as amended, with respect to funds provided for

the Department of Transportation and related agencies, the terms "program, project and activity" shall mean any item for which a dollar amount is contained in an appropriations Act (including joint resolutions providing continuing appropriations) or accompanying reports of the House and Senate Committees on Appropriations, or accompanying conference reports and joint explanatory statements of the committee of conference. In addition, the reductions made pursuant to any sequestration order to funds appropriated for "Federal Aviation Administration, facilities and equipment" and for "Coast Guard, Acquisition, construction, and improvements" shall be applied equally to each "budget item" that is listed under said accounts in the budget justifications submitted to the House and Senate Committees on Appropriations as modified by subsequent appropriations Acts and accompanying committee reports, conference reports, or joint explanatory statements of the committee of conference. The conferees recognize that adjustments to the above allocations may be required due to changing program requirements or priorities. The conferees expect any such adjustment, if required, to be accomplished only through the normal reprogramming process.

STAFFING INCREASES PROVIDED BY CONGRESS

The conferees direct the Department of Transportation to fill expeditiously any positions added in this bill, without regard to agency-specific staffing targets which may have been previously established to meet the mandated government-wide staffing reductions. The conferees support the overall staffing reductions, and have made reductions in the bill which more than offset staffing increases provided for a small number of specific activities.

TITLE I—DEPARTMENT OF TRANSPORTATION OFFICE OF THE SECRETARY SALARIES AND EXPENSES

Amendment No. 1: appropriates \$52,966,000 for salaries and expenses of the office of the secretary, instead of \$53,816,000 as proposed by the House and \$53,376,000 as proposed by the Senate.

The conference agreement includes the following changes to the budget request for this office:

| | |
|--|-------------|
| Reductions in staff: | |
| -2 public affairs specialists | - \$150,000 |
| -2 attorney advisors | - 200,000 |
| -1 staff assistant, immediate office of the deputy secretary | - 60,000 |
| -5 procurement analysts, office of acquisition | - 1,000,000 |
| Information technology and support | - 1,000,000 |

Child safety seats.—The conferees understand that no less than six entities within the department may be involved in child safety seat design and that there may be little, if any, departmental oversight of this activity. Therefore, within sixty days after the enactment of this Act, the Secretary shall designate one person within the office of the Secretary to the role of coordinating child safety seat design and report to both the House and Senate committees on Appropriations the individual assigned to this position and a timetable to resolve key design issues.

Amendment No. 2: Includes language as proposed by the Senate that provides such sums as necessary to investigate anti-competitive practices in air transportation. The House bill contained no similar provision.

TRANSPORTATION PLANNING, RESEARCH, AND DEVELOPMENT

The conferees are concerned that throughout the United States rising costs and fragmentation of regional bus systems may have significant financial and service implications. Nowhere is this more evident than in the national capital region. Accordingly, within the \$3,000,000 appropriated for transportation planning, research, and development activities, the conferees direct the Secretary of Transportation to make available sufficient resources to the Washington Metropolitan Area Transit Authority to commission an independent study to analyze how to meet current and future bus transportation needs for the greater Washington metropolitan region through the year 2020. The report is to be submitted to both the House and Senate Committees on Appropriations by September 30, 1997.

The conference agreement includes \$100,000 to continue the department's ongoing analysis of impacts on the United States and Mex-

ico related to motor carrier impacts of the North America Free Trade Agreement.

PAYMENTS TO AIR CARRIERS (LIQUIDATION OF CONTRACT AUTHORIZATION) (AIRPORT AND AIRWAY TRUST FUND) (INCLUDING RESCISSION OF CONTRACT AUTHORIZATION)

Amendment No. 3: appropriates \$25,900,000 to liquidate contract authority obligations for payments to air carriers as proposed by the Senate instead of \$10,000,000 as proposed by the House.

Amendment No. 4: Limits obligations for payments to air carriers to \$25,900,000 as proposed by the Senate instead of \$10,000,000 as proposed by the House.

Amendment No. 5: Rescinds \$12,700,000 in contract authority from the payments to air carriers program as proposed by the Senate instead of \$28,600,000 as proposed by the House. The conference agreement rescinds contract authority that is not available for obligation due to annual limits on obligations.

RENTAL PAYMENTS

Amendment No. 6: Appropriates \$127,447,000 for rental payments as proposed by the House instead of \$129,500,000 as proposed by the Senate.

Amendment No. 7: Provides \$17,294,000 in rental payments from "Federal-aid highways, Limitation on general operating expenses" as proposed by the House instead of \$17,192,000 as proposed by the Senate.

COAST GUARD OPERATING EXPENSES

Amendment No. 8: Appropriates \$2,319,725,000 for Coast Guard operating expenses instead of \$2,609,100,000 as proposed by the House and \$2,331,350,000 as proposed by the Senate. The conference agreement assumes that an additional \$300,000,000 will be provided in the Department of Defense Appropriations Act, 1997 for Coast Guard support of national security missions, as assumed in the Senate bill.

The following table summarizes the budget estimate, House and Senate recommendations, and the conference agreement by budget activity:

COAST GUARD OPERATING EXPENSES

| Program, Project and Activity | FY 1997 | House | Senate | |
|--|----------------------|----------------------|----------------------|----------------------|
| | Estimate | Bill | Bill | Conference |
| Pay and Allowances | 1,597,856,000 | 1,597,856,000 | 1,597,853,000 | 1,597,853,000 |
| Military pay and benefits | 1,225,850,000 | 1,225,850,000 | 1,225,850,000 | 1,225,850,000 |
| Leased housing | 15,976,000 | 15,976,000 | 15,976,000 | 15,976,000 |
| Civilian pay and benefits | 180,221,000 | 180,221,000 | 180,221,000 | 180,221,000 |
| Permanent change of station | 57,871,000 | 57,871,000 | 57,871,000 | 57,871,000 |
| Medical care and equipment | 117,938,000 | 117,938,000 | 117,938,000 | 117,938,000 |
| Bonuses and awards | 0 | 0 | -3,000 | -3,000 |
| Depot Level Maintenance | 376,244,000 | 361,937,000 | 376,244,000 | 376,244,000 |
| Aircraft | 144,890,000 | 144,890,000 | 144,890,000 | 144,890,000 |
| Electronics | 35,276,000 | 35,276,000 | 35,276,000 | 35,276,000 |
| Shore Facilities | 96,163,000 | 96,163,000 | 96,163,000 | 96,163,000 |
| Vessels | 99,915,000 | 99,915,000 | 99,915,000 | 99,915,000 |
| Program re-estimate | 0 | -14,307,000 | 0 | 0 |
| Operations and Support | 413,075,000 | 405,636,000 | 410,062,000 | 407,936,000 |
| Area Operations and Support: | | | | |
| Area Offices | 12,307,000 | 12,307,000 | 12,307,000 | 12,307,000 |
| Maintenance and Logistics Commands | 123,413,000 | 121,663,000 | 123,413,000 | 123,000,000 |
| Cutters: Polar icebreakers (WAGB) | 2,065,000 | 2,065,000 | 2,065,000 | 2,065,000 |
| Cutters: High endurance (WHEC) | 11,839,000 | 11,839,000 | 11,839,000 | 11,839,000 |
| Cutters: Medium endurance (WMEC) | 17,999,000 | 17,999,000 | 17,999,000 | 17,999,000 |
| Communications Stations | 3,586,000 | 3,586,000 | 3,586,000 | 3,586,000 |
| District Operations and Support: | | | | |
| District Offices | 57,726,000 | 54,037,000 | 55,880,000 | 55,000,000 |
| Groups and Bases | 75,170,000 | 75,170,000 | 75,170,000 | 75,170,000 |
| Combined Group/Air Stations | 10,010,000 | 10,010,000 | 10,010,000 | 10,010,000 |
| Air Stations | 45,726,000 | 45,726,000 | 45,726,000 | 45,726,000 |
| Marine Safety Offices | 9,992,000 | 9,992,000 | 9,992,000 | 9,992,000 |
| LORAN Stations | 6,337,000 | 6,337,000 | 6,337,000 | 6,337,000 |
| Cutters: WLBs and Smaller, Mackinaw | 31,995,000 | 31,995,000 | 31,995,000 | 31,995,000 |
| VTS Systems | 243,000 | 243,000 | 243,000 | 243,000 |
| Ammunition and Small Arms: | 4,667,000 | 2,667,000 | 3,500,000 | 2,667,000 |
| Recruiting and Training Support | 68,429,000 | 66,429,000 | 67,429,000 | 66,429,000 |
| Recruiting | 5,717,000 | 5,717,000 | 5,717,000 | 5,717,000 |
| Training Centers (Yorktown & Petaluma) | 26,531,000 | 26,531,000 | 26,531,000 | 26,531,000 |
| Coast Guard Academy | 12,685,000 | 12,685,000 | 12,685,000 | 12,685,000 |
| Professional Training & Education | 23,496,000 | 21,496,000 | 22,496,000 | 21,496,000 |
| Coast Guard Wide Centralized Services | 182,246,000 | 182,246,000 | 180,762,000 | 182,067,000 |
| Headquarters-Managed Units: | | | | |
| Engineering Logistics Center | 7,931,000 | 7,931,000 | 7,931,000 | 7,931,000 |
| Finance Center | 4,840,000 | 4,840,000 | 4,840,000 | 4,840,000 |
| Military Pay and Personnel Center | 1,221,000 | 1,221,000 | 1,221,000 | 1,221,000 |
| Coast Guard Yard | 1,929,000 | 1,929,000 | 1,929,000 | 1,929,000 |
| Strike Teams | 2,870,000 | 2,870,000 | 2,870,000 | 2,870,000 |
| National Pollution Funds Center | 1,209,000 | 1,209,000 | 1,209,000 | 1,209,000 |

**COAST GUARD
OPERATING EXPENSES**

| Program, Project and Activity | FY 1997 | House | Senate | |
|--|----------------------|----------------------|----------------------|----------------------|
| | Estimate | Bill | Bill | Conference |
| COMDAC Support Facility | 2,407,000 | 2,407,000 | 2,407,000 | 2,407,000 |
| Air Station Washington D.C. | 932,000 | 932,000 | 932,000 | 932,000 |
| Operations Systems Center | 7,005,000 | 7,005,000 | 7,005,000 | 7,005,000 |
| Telecommunications Systems Command | 3,397,000 | 3,397,000 | 3,397,000 | 3,397,000 |
| Navigation Systems Center | 784,000 | 784,000 | 784,000 | 784,000 |
| Intelligence Coordination Center | 235,000 | 235,000 | 235,000 | 235,000 |
| Electronics Engineering Center | 6,630,000 | 6,630,000 | 5,325,000 | 6,630,000 |
| Coast Guard Institute | 769,000 | 769,000 | 769,000 | 769,000 |
| Research and Development Center | 440,000 | 440,000 | 440,000 | 440,000 |
| Coast Guard Personnel Command | 821,000 | 821,000 | 821,000 | 821,000 |
| National Maritime Center | 3,108,000 | 3,108,000 | 3,108,000 | 3,108,000 |
| Headquarters/Centralized Bill Paying: | | | | |
| Headquarters | 106,268,000 | 106,268,000 | 106,268,000 | 106,268,000 |
| Postal | 6,181,000 | 6,181,000 | 6,181,000 | 6,181,000 |
| FTS-2000 | 11,339,000 | 11,339,000 | 11,160,000 | 11,160,000 |
| Federal Employment Compensation | 6,652,000 | 6,652,000 | 6,652,000 | 6,652,000 |
| Unemployment Compensation | 5,278,000 | 5,278,000 | 5,278,000 | 5,278,000 |
| Account-wide Adjustments: | | | | |
| Accounting adjustment | 0 | -5,004,000 | -1,000,000 | -10,804,000 |
| Miscellaneous supplies | 0 | 0 | 0 | -2,500,000 |
| Boat safety administration - offset | 0 | -3,700,000 | 0 | -304,000 |
| Non-operational travel | 0 | -304,000 | 0 | -1,000,000 |
| General reduction | 0 | -1,000,000 | -1,000,000 | -7,000,000 |
| Total appropriation | | | | |
| | 2,637,850,000 | 2,609,100,000 | 2,631,350,000 | 2,619,725,000 |
| DoD Appropriations Bill, 1997 | 0 | 0 | 300,000,000 | 300,000,000 |
| DoT Appropriations Bill, 1997 | 2,637,850,000,000 | 2,609,100,000 | 2,331,350,000 | 2,319,725,000 |

The conference agreement includes the following adjustments to the budget estimate:

| | |
|--|-------------|
| Pay and Allowances: | |
| Bonuses and awards | - \$3,000 |
| Operations and Support: | |
| Maintenance and logistics commands | - 413,000 |
| District offices | - 2,726,000 |
| Ammunition and small arms | - 2,000,000 |
| Recruiting and Training Support: | |
| Professional training and education | - 2,000,000 |
| Coast Guard-Wide Centralized Services: | |
| FTS-2000 | - 179,000 |
| Account-Wide Adjustments: | |
| Miscellaneous supplies | - 2,500,000 |
| Boat safety administration-offset | - 304,000 |
| Non-operational travel | - 1,000,000 |
| General reduction | - 7,000,000 |

Reprogramming violations.—In last year's action, the appropriations conferees expressed concern over the Coast Guard's misinterpretation and violation of the existing Congressional reprogramming guidelines, and requested the Office of the Secretary to redistribute the guidelines to each operating administration. Despite this action, however, the Coast Guard reprogrammed millions of dollars for streamlining activities without specific Congressional concurrence, and submitted a reprogramming request

after the fact. The conferees are very concerned about these continued breaches in the Coast Guard's application of appropriated funds, and hope that by the time of next year's appropriations hearings, the Coast Guard can develop a system of internal controls which assure the Congress that this pattern of frequent violations will no longer occur.

Abandoned barges, Houston, TX—The conferees agree to provide \$1,500,000 for Coast Guard removal of abandoned barges in the Houston ship channel and the San Jacinto River, and the Coast Guard is directed to use such funds only for that purpose. The House bill included \$2,000,000 for this purpose.

Marine fire and safety association—The conferees agree to provide \$297,000 for the marine fire and safety association for fire fighting and oilspill response contingency plans on the Columbia River.

Drug interdiction activities—The conferees do not agree to the House's allocation of funding for specific drug interdiction activities based on Coast Guard statements that this allocation was based on incomplete and outdated information. However, the conferees urge the Coast Guard to allocate their drug interdiction resources, to the extent possible, in a manner consistent with directives of the Congress in the authorization process.

Air Station Chicago—The conferees understand that the Coast Guard has proposed to relocate Air Station Chicago—currently located in Glenview, Illinois—to Muskegon, Michigan and that budgetary considerations

played a significant role in this decision. The conferees understand the need for the Coast Guard to relocate from Glenview in light of that facility's location at a military installation slated for closure and redevelopment pursuant to the Base Closure Act, and also understand the need for the Coast Guard to conserve budgetary resources. The conferees further note that the proposed relocation is in compliance with the directive accompanying the fiscal year 1996 appropriation, which directed the Coast Guard to maintain a presence in southern Lake Michigan. However, in light of concerns regarding the search and rescue response time from Muskegon to points in southern Lake Michigan, the conferees request that, prior to undertaking this proposed relocation, the Coast Guard provide to the House and Senate Transportation Appropriations Subcommittees data demonstrating that the relocation will not adversely affect boating safety in the southern Lake Michigan area.

ACQUISITION, CONSTRUCTION, AND IMPROVEMENTS

Amendment No. 9: Appropriates \$374,840,000 for Acquisition, construction, and improvements instead of \$358,000,000 as proposed by the House and \$393,100,000 as proposed by the Senate.

A table showing the distribution of this appropriation by project as included in the fiscal year 1997 budget estimate, House bill, Senate bill, and the conference agreement follows:

Acquisition, Construction, and Improvements
Fiscal Year 1997
Conference Agreement

| Program Name | FY 1997 | FY 1997 | FY 1997 | Conference |
|---|--------------------|--------------------|--------------------|--------------------|
| | Estimate | House | Senate | |
| Vessels: | 237,000,000 | 205,600,000 | 227,960,000 | 216,500,000 |
| Survey and design - cutters and boats | 500,000 | 500,000 | 500,000 | 500,000 |
| Seagoing buoy tender (WLB) replacement | 59,500,000 | 50,000,000 | 59,000,000 | 54,000,000 |
| Coastal buoy tender (WLM) replacement | 80,000,000 | 74,000,000 | 76,860,000 | 75,000,000 |
| 47-foot motor lifeboat (MLB) replacement project | 26,000,000 | 26,000,000 | 26,000,000 | 26,000,000 |
| Buoy boat replacement project (BUSL) | 8,500,000 | 0 | 7,800,000 | 7,800,000 |
| Polar icebreaker replacement follow-on | 4,000,000 | 4,000,000 | 4,000,000 | 4,000,000 |
| 82-foot WPB capability replacement | 37,800,000 | 35,000,000 | 33,100,000 | 33,100,000 |
| Configuration management | 3,500,000 | 3,500,000 | 3,500,000 | 3,500,000 |
| Surface search radar replacement project | 8,600,000 | 4,000,000 | 8,600,000 | 4,000,000 |
| Motor surfboat replacement | 1,100,000 | 1,100,000 | 1,100,000 | 1,100,000 |
| 210-foot medium endurance cutter MMA | 2,500,000 | 2,500,000 | 2,500,000 | 2,500,000 |
| Polar class icebreaker reliability improvement program | 5,000,000 | 5,000,000 | 5,000,000 | 5,000,000 |
| | | | | |
| Aircraft: | 21,400,000 | 18,300,000 | 19,040,000 | 18,040,000 |
| Traffic alert & collision avoidance system (TCAS) | 5,700,000 | 5,700,000 | 5,700,000 | 5,700,000 |
| Global positioning system installation | 2,900,000 | 1,900,000 | 1,900,000 | 1,900,000 |
| HC-130 engine conversion | 8,800,000 | 6,800,000 | 7,800,000 | 6,800,000 |
| HH-65A helicopter kapton rewiring | 2,000,000 | 3,500,000 | 2,000,000 | 2,000,000 |
| HH-65A helicopter mission computer replacement | 2,000,000 | 2,000,000 | 2,000,000 | 2,000,000 |
| VC-11A offset from sale | 0 | -600,000 | 0 | 0 |
| HU-25 offset from sale | 0 | -1,000,000 | 0 | 0 |
| HH-65 offset (FY 1995 reprogramming) | 0 | 0 | -360,000 | -360,000 |
| | | | | |
| Other Equipment: | 46,700,000 | 39,900,000 | 46,200,000 | 41,700,000 |
| Fleet logistics system | 9,300,000 | 9,300,000 | 9,300,000 | 9,300,000 |
| Vessel traffic service (VTS) system 2000 | 6,000,000 | 0 | 5,500,000 | 0 |
| Marine information for safety and law enforcement (MISLE) | 5,000,000 | 5,000,000 | 5,000,000 | 5,000,000 |
| Conversion of software applications | 6,000,000 | 6,000,000 | 6,000,000 | 6,000,000 |
| Finance center information system replacement | 2,100,000 | 2,100,000 | 2,100,000 | 2,100,000 |
| Aviation logistics management information system (ALMIS) | 4,800,000 | 4,800,000 | 4,800,000 | 4,800,000 |
| National distress system modernization | 1,000,000 | 1,000,000 | 1,000,000 | 1,000,000 |
| Communication systems 2000 | 4,000,000 | 4,000,000 | 4,000,000 | 4,000,000 |
| WLB/WLM support facility | 1,800,000 | 1,800,000 | 1,800,000 | 1,800,000 |
| Global maritime distress and safety system | 700,000 | 700,000 | 700,000 | 700,000 |
| Personnel MIS/Jt uniform military pay system | 1,600,000 | 800,000 | 1,600,000 | 1,600,000 |
| VHF-FM high level site upgrade | 4,400,000 | 4,400,000 | 4,400,000 | 4,400,000 |
| VTS requirements evaluation | 0 | 0 | 0 | 1,000,000 |
| | | | | |
| Shore Facilities and Aids to Navigation: | 59,500,000 | 47,950,000 | 52,900,000 | 52,350,000 |
| Survey and design - shore projects | 6,000,000 | 6,000,000 | 6,000,000 | 6,000,000 |
| Minor AC&I shore construction projects | 4,000,000 | 4,000,000 | 4,000,000 | 2,400,000 |
| Mid-atlantic air station consolidation | 1,300,000 | 1,300,000 | 1,300,000 | 1,300,000 |
| Coast Guard Yard ship handling facility (phase II) | 4,950,000 | 3,950,000 | 4,950,000 | 4,950,000 |
| Support center Portsmouth - upgrade sandblast facility | 2,550,000 | 2,000,000 | 2,550,000 | 2,000,000 |
| Support Ctr San Pedro, CA - construct medical facility | 3,700,000 | 3,700,000 | 3,700,000 | 3,700,000 |
| Public family quarters | 12,000,000 | 12,000,000 | 12,000,000 | 12,000,000 |
| Base San Juan, PR - reconstruction | 12,000,000 | 10,000,000 | 7,000,000 | 7,000,000 |

Acquisition, Construction, and Improvements
Fiscal Year 1997
Conference Agreement

| Program Name | FY 1997 | FY 1997 | FY 1997 | Conference |
|---|--------------------|--------------------|--------------------|--------------------|
| | Estimate | House | Senate | |
| Waterways ATON projects | 5,000,000 | 5,000,000 | 5,000,000 | 5,000,000 |
| Station Juneau, AK - renovate/expand station | 2,000,000 | 2,000,000 | 2,000,000 | 2,000,000 |
| Station Sabine - reconstruct/expand waterfront facilities | 4,000,000 | 4,000,000 | 4,000,000 | 4,000,000 |
| Owensboro, KY - relocate cutter moorings | 2,000,000 | 2,000,000 | 2,000,000 | 2,000,000 |
| Upolu Point, HI - offset from sale of Loran station | 0 | -8,000,000 | 0 | 0 |
| Support Ctr Seattle, WA - offset (FY 1995 reprogramming) | 0 | 0 | -1,600,000 | 0 |
| Personnel and Related Support: | 47,000,000 | 46,250,000 | 47,000,000 | 46,250,000 |
| Direct personnel costs | 46,150,000 | 45,400,000 | 46,150,000 | 45,400,000 |
| Core acquisition costs | 850,000 | 850,000 | 850,000 | 850,000 |
| Total appropriation | 411,600,000 | 358,000,000 | 393,100,000 | 374,840,000 |

Amendment No. 10: Provides \$216,500,000 to acquire, repair, renovate, or improve vessels, small boats and related equipment instead of \$205,600,000 as proposed by the House and \$227,960,000 as proposed by the Senate.

Amendment No. 11: Provides \$18,040,000 to acquire new aircraft and increase aviation capability instead of \$18,300,000 as proposed by the House and \$19,040,000 as proposed by the Senate.

Amendment No. 12: Provides \$41,700,000 for the equipment instead of \$39,900,000 as proposed by the House and \$46,200,000 as proposed by the Senate.

Amendment No. 13: Provides \$52,350,000 for shore facilities and aids to navigation facilities instead of \$47,950,000 as proposed by the House and \$52,900,000 as proposed by the Senate.

Amendment No. 14: Provides \$46,250,000 for personnel compensation and benefits as proposed by the House instead of \$47,000,000 as proposed by the Senate. This provides an increase of 3.5 percent above the fiscal year 1996 enacted level.

Amendment No. 15: Deletes language proposed by the House which would require the disposal of Coast Guard property located in Wildwood, New Jersey in a manner resulting in saving during fiscal year 1997 of \$20,000,000. The conferees understand that other federal agencies are interested in this property, and GSA property disposal procedures in such cases make any savings unlikely.

Amendment No. 16: Includes House prohibition of funds for continuing the Vessel Traffic Services 2000 program, and allocates \$1,000,000 for a study of available technical solutions which minimize complexity and cost in any follow-on VTS programs, as directed in the Senate report.

The conferees are disappointed that, up to this point, the Coast Guard has been unable to develop a compromise position between the desires of the agency for the relatively high-tech, expensive VTS 2000 system and the needs of local port communities for affordable vessel traffic services. The Coast Guard is still unable to present the Congress with a firm cost estimate or siting plan for VTS 2000 systems, and has not resolved the issue of who will ultimately pay the operating costs of the system. Recent reviews of the program by the U.S. General Accounting Office and the National Academy of Sciences did not endorse this program as currently structured. Given the questions of support and concerns but which entities will pay to operate the system, the conferees agree that the presently configured VTS 2000 program should be ended.

However, the need for state-of-the-art vessel traffic services remains in some ports, especially New Orleans, which was the lead port for the VTS 2000 concept. Although these requirements have existed for many years, the safety benefits of such systems have been delayed while the Coast Guard conducted lengthy studies and the program experienced internal budget reduction.

Under the current schedule, many ports would not receive VTS capability for another seven to ten years.

The conferees can no longer accept further Coast Guard delays in delivering the safety benefits of vessel traffic systems to critical ports around the country, particularly since, as the VTS 2000 schedule slipped and costs rose, systems have been developed and fielded by private industry which satisfy many of the ports' VTS requirements. The conferees firmly believe that, with greater user involvement and a dedication to truly off-the-shelf technology, the Coast Guard can and should implement VTS services at critical ports such as New Orleans more quickly than the ten year implementation schedule of VTS 2000. To move forward with this new effort, the conference agreement provides \$1,000,000 for the Coast Guard to identify minimum user requirements for new VTS systems in consultation with local officials, waterway users, and port authorities. This study should also review user fee options and private/public partnerships.

The conferees hope that, at the end of fiscal year 1997, the Coast Guard will be able to propose a viable new production program, supported by local communities, which will provide near-term safety benefits. The conferees also agree to leave any unobligated VTS 2000 funds in place to support this follow-on effort. The House had proposed a rescission of those funds, as described under amendment numbered 17.

ACQUISITION, CONSTRUCTION, AND IMPROVEMENTS (RESCISSIONS)

Amendment No. 17: Deletes rescissions totaling \$3,755,000 proposed by the House. The conference agreement allows any unobligated funds to be used for follow-on activities, as previously described, but not for VTS 2000. The Coast Guard should consider these funds as having been reprogrammed.

ENVIRONMENTAL COMPLIANCE AND RESTORATION

Amendment No. 18: Appropriates \$22,000,000 for Environmental compliance and restoration instead of \$21,000,000 as proposed by the House and \$23,000,000 as proposed by the Senate. The conference agreement includes the following breakdown of funds:

| | |
|--|-------------------|
| Site-specific cleanup and restoration projects | \$15,000,000 |
| Environmental compliance | 2,800,000 |
| Personnel | 4,200,000 |
| Total | 22,000,000 |

The conferees recognize that funding for specific projects will have to be adjusted to reflect the reduced appropriation level. The Coast Guard is accorded the discretion to allocate such reductions without triggering the formal reprogramming process.

PORT SAFETY DEVELOPMENT

Amendment No. 19: Appropriates \$5,000,000 for debt retirement of the Port of Portland,

Oregon as proposed by the Senate, and makes a technical change to the language proposed. The House bill included no similar appropriation.

ALTERATION OF BRIDGES

Amendment No. 20: Appropriates \$16,000,000 for Alteration of obstructive bridges as proposed by the House instead of \$10,000,000 as proposed by the Senate. The conferees agree that these funds should be allocated as described in the House report.

RESEARCH, DEVELOPMENT, TEST AND EVALUATION

Amendment No. 21: Appropriates \$19,200,000 for Research, development, test and evaluation instead of \$19,000,000 as proposed by the House and \$19,550,000 as proposed by the Senate. The conferees agree to the following adjustments to the budget estimate:

| | |
|---|--------------------|
| Ship Structure Committee; Support for committee | - \$214,000 |
| Servicewide Safety and Environmental Compliance: Pollution prevention | - 200,000 |
| Command, Control, and Computers and Intelligence: Advanced communications systems | - 86,000 |
| Technology Base: | - 200,000 |
| Future technology assessment | - 400,000 |
| Select projects | - 400,000 |
| Net adjustment | - 1,100,000 |

BOAT SAFETY

Amendment No. 22: Appropriates \$35,000,000 as proposed by the House instead of \$10,000,000 as proposed by the Senate. The conferees agree that this safety program should be fully funded at the authorized level. The Senate level assumed the enactment of new authorizing legislation which would make the boat safety program a mandatory appropriation, and which is strongly opposed by the House appropriations conferees.

FEDERAL AVIATION ADMINISTRATION OPERATIONS

Amendment No. 23: Appropriates \$4,900,000,000 for operations of the Federal Aviation Administration (FAA) as proposed by the House instead of \$4,899,957,000 as proposed by the Senate. This appropriation represents an increase of \$254,288,000 (five percent) above the fiscal year 1996 appropriation, and is sufficient to support the hiring of 500 new air traffic controllers, 367 new aviation safety inspectors and other regulatory oversight personnel, and an increase of 8.9 percent in funding for field maintenance of air traffic control equipment.

The following table summarizes the House and Senate recommendations and the conference agreement by budget activity:

FAA Operations
Fiscal Year 1997
Conference Agreement

| | House | Senate | Conference |
|---|----------------------|----------------------|----------------------|
| Air Traffic Services: | | | |
| Budget estimate: | 3,827,137,000 | 3,827,137,000 | 3,827,137,000 |
| Adjustments to budget estimate: | | | |
| Air traffic details | -3,500,000 | -3,500,000 | -3,500,000 |
| DOL wage determinations | -500,000 | 0 | 0 |
| Aviation safety reporting syst. | +1,000,000 | 0 | +1,000,000 |
| Herndon, VA facility lease | +3,300,000 | 0 | 0 |
| AT maintenance training | -2,366,000 | 0 | 0 |
| WAAS support | -8,600,000 | -8,600,000 | -8,600,000 |
| Other leased telecomms | 0 | -8,242,000 | -4,450,000 |
| Maint program reductions | 0 | -4,376,000 | 0 |
| ASOS/contract weather | 0 | 0 | +1,000,000 |
| Amount recommended | 3,816,471,000 | 3,802,419,000 | 3,812,587,000 |
| Aviation Regulation/Certification: | | | |
| Budget estimate: | 487,911,000 | 487,911,000 | 487,911,000 |
| Adjustments to budget estimate: | | | |
| Office of rulemaking | -622,000 | -306,000 | -306,000 |
| Amount recommended | 487,289,000 | 487,605,000 | 487,605,000 |
| Aviation Security: | | | |
| Budget estimate: | 71,921,000 | 71,921,000 | 71,921,000 |
| Adjustments to budget estimate: | 0 | 0 | +951,000 |
| Amount recommended | 71,921,000 | 71,921,000 | 72,872,000 |
| Research and Acquisition: | | | |
| Budget estimate: | 78,034,000 | 78,034,000 | 78,034,000 |
| Adjustments to budget estimate: | 0 | 0 | 0 |
| Amount recommended | 78,034,000 | 78,034,000 | 78,034,000 |

| | House | Senate | Conference |
|------------------------------------|----------------------|----------------------|----------------------|
| Administration of Airports: | | | |
| Budget estimate: | 45,367,000 | 45,367,000 | 45,367,000 |
| Adjustments to budget estimate: | | | |
| Staffing adjustment | -2,000,000 | -2,117,000 | -2,117,000 |
| Amount recommended | 43,367,000 | 43,250,000 | 43,250,000 |
| Comm. Space Transportation | | | |
| Budget estimate: | 6,169,000 | 6,169,000 | 6,169,000 |
| Adjustments to budget estimate: | | | |
| Staffing adjustment | -120,000 | -120,000 | -120,000 |
| Amount recommended | 6,049,000 | 6,049,000 | 6,049,000 |
| Administration: | | | |
| Budget estimate: | 332,499,000 | 332,499,000 | 332,499,000 |
| Adjustments to budget estimate: | | | |
| AT maintenance training | +2,366,000 | 0 | 0 |
| AT training, Oklahoma City | -1,700,000 | 0 | 0 |
| MARC | +1,700,000 | 0 | +1,700,000 |
| Personnel system streamlining | -5,000,000 | 0 | -2,000,000 |
| Amount recommended | 329,865,000 | 332,499,000 | 332,199,000 |
| Staff Offices: | | | |
| Budget estimate: | 69,230,000 | 69,230,000 | 69,230,000 |
| Adjustments to budget estimate: | | | |
| Workers comp oversight | +200,000 | 0 | 0 |
| Headquarters staffing | -2,000,000 | 0 | 0 |
| FAAS increase | -1,000,000 | -1,000,000 | -1,000,000 |
| Amount recommended | 66,430,000 | 68,230,000 | 68,230,000 |
| Account-Wide Adjustments: | | | |
| PCS moves | -2,700,000 | 0 | 0 |
| Pay incentives | +15,300,000 | 0 | 0 |
| OST reimbursables | -1,000,000 | 0 | -1,000,000 |
| NAS handoff | -8,826,000 | 0 | -8,826,000 |
| Other travel | -1,750,000 | 0 | -1,500,000 |
| Advisory committees | -463,200 | 0 | 0 |
| Cargo security program | 0 | +9,950,000 | 10,500,000 |
| Amount recommended | +560,800 | +9,950,000 | -826,000 |
| Total appropriation | 4,900,000,000 | 4,899,957,000 | 4,900,000,000 |

Sanford-Lee County, NC airport.—The conference agreement includes no site-specific earmarks, either direct or implied, for particular airport projects. However, the conferees urge the FAA administrator to give expeditious consideration to accelerated construction of the new Sanford-Lee County Airport in North Carolina, in the hope that the project can be completed as quickly as possible.

Lancaster, PA airport.—The conference agreement includes no site-specific earmarks, either direct or implied, for particular airport projects. However, the conferees urge the FAA administrator to give the environmental assessment for a proposed runway at Lancaster Airport in Pennsylvania expeditious consideration, in the hope that the project can be completed as quickly as possible.

Williamsport-Lycoming County, PA airport.—The conferees commend to the FAA's attention the growing need for a runway extension project at the Williamsport-Lycoming County, PA Airport. The conferees note that the primary runway is currently 6,449 feet long. If it is extended to 7,000 feet, there would be opportunities for improved safety, larger aircraft, and regional air freight service, which would contribute significantly to economic development. Accordingly, the conferees urge FAA to give expeditious consideration to the environmental assessment of the Williamsport-Lycoming Airport's proposed runway extension project.

ASOS/contract weather observers.—The conferees are aware of the significant concerns of air traffic controllers that funds in the President's budget are not adequate to meet the requirement for contract weather observations. In response, the FAA has developed a plan to supplement those observations with additional activities required of air traffic controllers. The conferees agree that controllers are not optimally trained to make precise weather observations, and such activities impinge on their other important safety duties. Therefore, the conference agreement provides an additional \$1,000,000 for contract weather observers at the highest priority sites.

ASOS/El Paso International Airport.—The conferees reiterate strong concern expressed in the House report over the reliability of weather reporting performed by the automated surface observing system (ASOS) in the absence of contract weather observers at the El Paso International Airport. The conferees urge the FAA to move expeditiously to reinstate contract weather observation activities at this facility.

Aviation security.—The conference agreement provides \$72,872,000 for aviation security activities, an increase of \$951,000 above the budget estimate. Given the heightened security posture at domestic airports and the need for greater attention in some areas, the conferees believe additional resources are warranted at this time.

Administration of airports.—The conferees agree to provide \$43,250,000 for this activity, as proposed by the Senate. The FAA admin-

istrator is granted the flexibility to allocate the reduction in this program.

Cargo security program.—The conference agreement provides \$10,500,000 for an expanded cargo security program, in light of a recent aviation accident investigation calling into question the effectiveness of current activities in this area. The Senate bill includes \$9,950,000 for this effort, consistent with a budget amendment received in July 1996. The conferees have information indicating that the higher level of funding is needed for this program due to more recent budget estimates. Given the priority of this program and its impact on aviation safety, the conferees are providing these funds even though difficult reductions are required in other areas of the budget.

Mid-America Aviation Resource Consortium.—The conferees expect the FAA to continue the agency's commitment to the Mid-America Aviation Resource Consortium (MARC) in Minnesota, and have included \$1,700,000 in the bill for this purpose. These funds are to be used in Minnesota to support the air traffic controller training program and to continue research for the FAA, curriculum development, follow-up on MARC graduates, and to develop other materials as needed for FAA-related projects. The conferees also direct the FAA to release these funds to MARC not less than thirty days after enactment of this Act.

The conferees further expect the FAA to develop a long-term plan for training en route controllers. The conferees also expect the FAA to develop long-term projections for air traffic controllers needed to safely maintain our air traffic control system. The conferees are very disappointed in the FAA's lack of long-term planning as it relates to both air traffic control training and controller needs. MARC has a successful track record at placing students directly in the field, and the conferees both support and encourage this cost-effective manner of training.

Amendment No. 24: Provides that, of the total amount provided, \$1,642,500,000 shall be derived from the airport and airway trust fund as proposed by the House instead of \$2,742,602,000 as proposed by the Senate. The conference agreement provides the maximum amount allowable under existing authorization guidelines. According to the FAA, this level of trust fund spending, combined with other amounts in the bill, should be sufficient to support FAA programs without interruption until approximately September 1997, assuming current aviation taxes on passenger tickets, jet fuel, cargo waybills, and other items are not extended beyond the date in current law (December 31, 1996). However, the conferees wish to point out that the current situation results once again in general fund taxpayers subsidizing the aviation system in this country far beyond the benefits they receive.

Amendment No. 25: Provides that \$75,000,000 in new user fees may be established by the FAA, as proposed by the Senate, instead of \$30,000,000 as proposed by the

House. The President's budget requested \$150,000,000 in new fees. As shown in amendment numbered 27, the conference agreement stipulates that the only new fee authorized is an "overflight" fee, for services provided to aircraft which traverse U.S.-controlled airspace without taking off from, or landing in, the United States. The FAA estimates that, were such collections to begin immediately in the fiscal year, approximately \$109,000,000 could be collected. The conference agreement accepts the fee on a trial basis, and the lower level allows implementation to begin later in the fiscal year to allow a longer review and consultation process with affected parties.

The conferees accept that some additional user fees may be necessary to accommodate the rising operational costs of the agency. However, there is still great concern that any fee proposed be able to meet the test of a user fee, and not be a tax. The FAA is currently developing an improved cost accounting system which may improve the credibility of user fees proposed in future years. The conferees support the continued development of this system as a vital tool in evaluating future user fee requests. In addition, the conferees believe that aviation user fees, where they are successful around the world, involve significant advance consultation with those parties paying the fee, as well as detailed accounting for, and explanation of, costs being incurred by the agency. Given the relative ease with which user fees can be raised, the existence of a strong, two-way consultation process is essential for controlled agency costs and maintaining political consensus for such a system. Should expansion of the user fee concept be proposed in future years, the conferees will consider whether a well-formulated consultation process has been developed in concert with the specific fee schedules.

Amendment No. 26: Provides a final general fund share of the overall appropriation estimated at \$3,182,500,000 instead of \$2,127,398,000 as proposed by the House and \$2,082,355,000 as proposed by the Senate. This figure is the total appropriation minus offsetting collections from additional user fees and minus the share of total expenses derived from the Airport and Airway Trust Fund.

Amendment No. 27: Provides that the only additional user fees authorized as offsetting collections are "overflight" fees, as proposed by the House. The Senate bill contained no similar provision.

FACILITIES AND EQUIPMENT

(AIRPORT AND AIRWAY TRUST FUND)

Amendment No. 28: Appropriates \$1,790,000,000 for Facilities and equipment instead of \$1,800,000,000 as proposed by the House and \$1,788,700,000 as proposed by the Senate.

The following table summarizes the fiscal year 1997 budget estimate, House and Senate recommended levels, and the conference agreement by budget activity:

FACILITIES AND EQUIPMENT
Fiscal Year 1997
Conference Agreement
(In thousands of dollars)

| FY96 | FY97 | | FY 1997 | FY 1997 | FY 1997 | FY 1997 |
|------|------|--|-----------|-----------|-----------|------------|
| LINE | LINE | TITLE | Estimate | House | Senate | Conference |
| BA1 | | ENGINEERING DEVELOPMENT, TEST AND EVALUATION: | | | | |
| 1A01 | 1A01 | AVIATION WEATHER SERVICES IMPROVEMENTS | 27,997.0 | 27,997.0 | 19,942.0 | 19,942.0 |
| 1A02 | 1A02 | EN ROUTE AUTOMATION | 106,500.0 | 89,155.0 | 96,500.0 | 96,500.0 |
| 1A04 | 1A05 | VOICE SWITCHING AND CONTROL SYSTEM (VSCS) - EDT&E | 13,300.0 | 13,300.0 | 13,300.0 | 13,300.0 |
| 1A03 | 1A03 | OCEANIC AUTOMATION SYSTEM | 40,600.0 | 40,600.0 | 25,600.0 | 39,000.0 |
| | | AERONAUTICAL DATA LINK (ADL) APPLICATIONS | 0.0 | 0.0 | 0.0 | 0.0 |
| | 1A04 | NEXT GENERATION VHF A/G COMMUNICATION SYSTEM | 2,090.0 | 2,090.0 | 2,090.0 | 2,090.0 |
| 2D10 | | WIDE AREA AUGMENTATION SYSTEM (WAAS) FOR GPS | 0.0 | 117,100.0 | 0.0 | 95,000.0 |
| | | NATIONAL SATELLITE TEST BED | 0.0 | 11,500.0 | 0.0 | 11,500.0 |
| | | SUBTOTAL - EN ROUTE PROGRAMS | 190,487.0 | 301,742.0 | 157,432.0 | 277,332.0 |
| 1B01 | | AIRPORT SURVEILLANCE RADAR (ASR) | 0.0 | 0.0 | 20,000.0 | 13,300.0 |
| 1B02 | 1B03 | REMOTE MAINTENANCE MONITORING SYSTEM | 11,600.0 | 0.0 | 6,000.0 | 6,000.0 |
| 1B03 | 1B02 | TERMINAL AUTOMATION | 50,600.0 | 43,500.0 | 50,600.0 | 48,000.0 |
| 1B04 | | TOWER AUTOMATION | 0.0 | 0.0 | 0.0 | 0.0 |
| | | TERMINAL AREA SURVEILLANCE SENSOR (TASS) | 0.0 | 0.0 | 0.0 | 0.0 |
| | | LOW-COST ASDE | 0.0 | 0.0 | 0.0 | 0.0 |
| | | LOOP TECHNOLOGY FOR SURFACE DETECTION | 0.0 | 0.0 | 0.0 | 0.0 |
| | 1B01 | TERMINAL DIGITAL RADAR (ASR-11) | 23,300.0 | 0.0 | 0.0 | 0.0 |
| | 1B04 | WEATHER SYSTEMS PROCESSOR (WSP) | 8,055.0 | 0.0 | 8,055.0 | 8,055.0 |
| | 1B05 | AIRPORT SURFACE TARGET IDENTIFICATION SYSTEM | 4,000.0 | 4,000.0 | 4,000.0 | 4,000.0 |
| | | SUBTOTAL - TERMINAL PROGRAMS | 97,555.0 | 47,500.0 | 88,655.0 | 79,355.0 |
| 1D01 | | LOCAL AREA AUGMENTATION SYSTEM FOR GPS (LAAS) | 6,000.0 | 6,000.0 | 6,000.0 | 6,000.0 |
| | | WIDE AREA AUGMENTATION SYSTEM (WAAS) | 0.0 | 0.0 | 83,100.0 | 0.0 |
| | | NATIONAL SATELLITE TEST BED | 0.0 | 0.0 | 6,004.7 | 0.0 |
| | | SUBTOTAL - LANDING/NAVAIDS | 6,000.0 | 6,000.0 | 95,104.7 | 6,000.0 |
| 1E02 | | FAA TECHNICAL CENTER FACILITY - BUILDING LEASE | 5,290.0 | 5,290.0 | 5,290.0 | 5,290.0 |
| 1E03 | | UTILITY PLANT MODIFICATIONS | 910.0 | 910.0 | 910.0 | 910.0 |
| 1E05 | | NAS IMPROVEMENT OF SYSTEM SUPPORT LABORATORY | 2,000.0 | 2,000.0 | 2,000.0 | 2,000.0 |
| 1E06 | | TECHNICAL CENTER FACILITIES | 9,000.0 | 9,000.0 | 9,000.0 | 9,000.0 |
| 1E08 | | CAMI INFRASTRUCTURE - MODERNIZATION | 0.0 | 0.0 | 0.0 | 0.0 |
| 1E01 | | INDEPENDENT OPERATIONAL TEST SUPPORT | 3,500.0 | 3,500.0 | 3,500.0 | 3,500.0 |
| 1E04 | | GENERAL AIRPORT IMPROVEMENTS | 0.0 | 0.0 | 0.0 | 0.0 |
| 1E07 | | TECHNICAL CENTER FIBER DATA DISTRIBUTION INTERFACE | 0.0 | 0.0 | 0.0 | 0.0 |
| 1E09 | | CABIN RESEARCH FACILITY CONSTRUCTION | 0.0 | 0.0 | 0.0 | 0.0 |
| | | SUBTOTAL, RDT&E EQUIPMENT AND FACILITIES | 20,700.0 | 20,700.0 | 20,700.0 | 20,700.0 |
| | | TOTAL ACTIVITY 1 | 314,742.0 | 375,942.0 | 361,891.7 | 383,387.0 |
| BA2 | | AIR TRAFFIC CONTROL FACILITIES AND EQUIPMENT: | | | | |
| | | DISPLAY COMPLEX CHANNEL REHOST | 0.0 | 0.0 | 0.0 | 0.0 |
| 2A01 | 2A01 | LONG RANGE RADAR (LRR) PROGRAM - REPLACE/ESTABLISH | 17,702.0 | 17,702.0 | 17,702.0 | 16,500.0 |
| 2A02 | | RML SYSTEM REPLACEMENT/EXPANSION | 0.0 | 0.0 | 0.0 | 0.0 |
| 2A03 | | NEXT GENERATION WEATHER RADAR (NEXRAD) - PROVIDE | 0.0 | 0.0 | 0.0 | 0.0 |
| 2A04 | | ATC EN ROUTE RADAR FACILITIES IMPROVEMENTS | 0.0 | 0.0 | 0.0 | 0.0 |
| 2A05 | 2A02 | EN ROUTE AUTOMATION | 106,100.0 | 106,100.0 | 106,100.0 | 106,100.0 |
| 2A06 | 2A03 | AIR TRAFFIC OPERATIONS MANAGEMENT | 2,650.0 | 1,000.0 | 1,000.0 | 1,000.0 |
| 2A07 | 2A04 | WEATHER AND RADAR PROCESSOR (WARP) | 24,650.0 | 24,650.0 | 24,650.0 | 24,650.0 |
| 2A08 | 2A05 | AERONAUTICAL DATA LINK (ADL) APPLICATIONS | 17,425.0 | 17,425.0 | 17,425.0 | 17,425.0 |
| 2A09 | 2A06 | ARTCC BUILDING IMPROVEMENTS/PLANT IMPROVEMENTS | 71,659.7 | 62,083.7 | 64,333.0 | 62,087.0 |
| 2A10 | 2A07 | VOICE SWITCHING AND CONTROL SYSTEM (VSCS) | 103,700.0 | 103,700.0 | 103,700.0 | 101,700.0 |
| 2A11 | 2A08 | RCF - EXPAND/RELOCATE | 2,825.0 | 2,825.0 | 2,825.0 | 2,825.0 |
| 2A12 | 2A09 | TRAFFIC FLOW MANAGEMENT | 40,360.0 | 30,960.0 | 40,300.0 | 38,000.0 |
| 2A13 | 2A10 | DATA MULTIPLEXING NETWORK (DMN) | 3,900.0 | 3,900.0 | 3,900.0 | 3,900.0 |
| 2A14 | | CRITICAL COMMUNICATIONS SUPPORT | 0.0 | 0.0 | 0.0 | 0.0 |
| 2A15 | 2A11 | EN ROUTE COMMS AND CONTROL FACILITIES IMPROVEMENT | 3,265.8 | 3,265.8 | 3,265.8 | 3,265.0 |
| 2A16 | 2A12 | SATELLITE COMMUNICATIONS CIRCUIT BACK-UP | 2,000.0 | 2,000.0 | 2,000.0 | 2,000.0 |
| 2A17 | 2A13 | DOD BASE CLOSURE - FACILITY TRANSFER | 500.0 | 500.0 | 500.0 | 500.0 |
| 2A18 | 2A14 | BACK-UP EMERGENCY COMMUNICATIONS (BUCC) | 3,000.0 | 3,000.0 | 3,000.0 | 3,000.0 |
| | | VOLCANO MONITOR | 0.0 | 0.0 | 2,000.0 | 2,000.0 |
| | 2A15 | ATC BEACON INTERROGATOR (ATCBI) REPLACEMENT | 1,000.0 | 1,000.0 | 1,000.0 | 1,000.0 |
| | | SPECTRUM AUCTION IMPACT | 0.0 | 45,000.0 | 45,000.0 | 40,000.0 |

FACILITIES AND EQUIPMENT
Fiscal Year 1997
Conference Agreement
(in thousands of dollars)

| FY96 | FY97 | | FY 1997 | FY 1997 | FY 1997 | FY 1997 |
|------|------|--|------------------|------------------|------------------|------------------|
| LINE | LINE | TITLE | Estimate | House | Senate | Conference |
| | | SUBTOTAL - EN ROUTE PROGRAMS | 400,737.5 | 425,111.5 | 438,700.8 | 425,952.0 |
| 2B01 | 2B01 | TERMINAL DOPPLER WEATHER RADAR (TDWR) - PROVIDE | 4,655.0 | 4,655.0 | 4,655.0 | 4,655.0 |
| 2B02 | 2B02 | MODE S - PROVIDE | 3,980.0 | 3,980.0 | 3,980.0 | 3,980.0 |
| 2B03 | 2B03 | TERMINAL AUTOMATION | 27,700.0 | 27,700.0 | 16,300.0 | 16,300.0 |
| 2B05 | 2B05 | REMOTE MAINTENANCE MONITORING SYSTEM (RMMS) | 17,900.0 | 17,900.0 | 17,900.0 | 17,900.0 |
| 2B06 | 2B06 | TERMINAL AIR TRAFFIC CONTROL FACILITIES - REPLACE | 74,400.0 | 74,400.0 | 79,800.0 | 74,400.0 |
| 2B07 | 2B07 | CONTROL TOWER/TRACON FACILITIES - IMPROVE | 16,354.9 | 16,354.9 | 16,354.9 | 16,354.0 |
| 2B09 | | EMERGENCY TRANSCIVERS - REPLACEMENT | 0.0 | 0.0 | 0.0 | 0.0 |
| 2B10 | 2B08 | TERMINAL VOICE SWITCH REPLACEMENT (TVSR) | 17,900.0 | 17,900.0 | 12,300.0 | 12,300.0 |
| 2B11 | | RADIO CONTROL EQUIPMENT (RCE) - PROVIDE | 0.0 | 0.0 | 0.0 | 0.0 |
| 2B13 | 2B10 | AIRPORT SURFACE DETECTION EQUIPMENT (ASDE-3) | 4,000.0 | 4,000.0 | 4,000.0 | 4,000.0 |
| 2B12 | 2B09 | TERMINAL RADAR (ASR) - IMPROVE | 4,445.4 | 4,445.4 | 4,445.4 | 4,445.0 |
| 2B08 | | METROPLEX CONTROL FACILITIES -ADVANCED PLANNING | 0.0 | 0.0 | 0.0 | 0.0 |
| 2B18 | | DALLAS/FORT WORTH METROPLEX PROGRAM | 0.0 | 0.0 | 0.0 | 0.0 |
| 2B14 | 2B14 | POTOMAC METROPLEX | 1,000.0 | 4,000.0 | 1,000.0 | 1,000.0 |
| | 2B17 | NORTHERN CALIFORNIA METROPLEX | 8,700.0 | 2,700.0 | 8,700.0 | 7,500.0 |
| | 2B18 | ATLANTA METROPLEX | 500.0 | 3,500.0 | 500.0 | 6,500.0 |
| 2B17 | 2B12 | CHICAGO METROPLEX | 2,900.0 | 2,900.0 | 2,900.0 | 2,900.0 |
| 2B21 | 2B15 | SOUTHERN CALIFORNIA METROPLEX | 5,700.0 | 5,700.0 | 5,700.0 | 5,700.0 |
| | 2B16 | DENVER METROPLEX | 4,000.0 | 4,000.0 | 4,000.0 | 4,000.0 |
| | | CENTRAL FLORIDA METROPLEX | 0.0 | 0.0 | 0.0 | 0.0 |
| 2B15 | 2B11 | EMPLOYEE SAFETY/OSHA AND ENVIRONMENTAL COMPLIANCE STDS | 36,924.0 | 21,000.0 | 27,705.0 | 21,000.0 |
| 2B19 | | PRECISION RUNWAY MONITORS | 0.0 | 0.0 | 0.0 | 0.0 |
| 2B20 | | NEW AUSTIN AIRPORT AT BERGSTROM | 16,900.0 | 16,900.0 | 16,900.0 | 16,900.0 |
| 2B04 | 2B04 | AIRPORT MOVEMENT AREA SAFETY SYSTEM (AMASS) | 15,393.0 | 15,393.0 | 15,393.0 | 15,393.0 |
| 2B23 | 2B21 | TERMINAL COMMUNICATIONS IMPROVEMENTS | 3,406.2 | 3,406.2 | 3,406.2 | 3,406.0 |
| 2B16 | | ARTS IIIA DATA ENTRY DISPLAY | 0.0 | 0.0 | 0.0 | 0.0 |
| 2B22 | | INTEGRATED NETWORK MANAGEMENT SYSTEM | 0.0 | 0.0 | 0.0 | 0.0 |
| | 2B19 | TOWER AUTOMATION PROGRAM | 10,000.0 | 10,000.0 | 10,000.0 | 10,000.0 |
| | | DIGITAL VOICE RECORDER SYSTEM | 4,000.0 | 4,000.0 | 4,000.0 | 4,000.0 |
| | | GRR/GRT RADIO REPLACEMENT | 0.0 | 20,000.0 | 0.0 | 12,000.0 |
| | | SUBTOTAL - TERMINAL PROGRAMS | 280,758.5 | 284,834.5 | 259,939.5 | 264,633.0 |
| 2C01 | | FLIGHT SERVICE STATION (FSS) AUTOMATION | 0.0 | 0.0 | 0.0 | 0.0 |
| 2C02 | 2C01 | AUTOMATED SURFACE OBSERVING SYSTEM (ASOS) | 1,369.0 | 1,369.0 | 11,275.0 | 12,644.0 |
| 2C03 | 2C02 | OASIS | 500.0 | 500.0 | 500.0 | 500.0 |
| 2C04 | | FLIGHT SERVICE FACILITIES IMPROVEMENT | 0.0 | 0.0 | 0.0 | 0.0 |
| | | AUTOMATED WEATHER OBSERVING SYSTEM (AWOS) | 0.0 | 1,000.0 | 0.0 | 550.0 |
| | | AWOS/ASOS AUGMENTATION-STATE OF ALASKA | 0.0 | 0.0 | 550.0 | 550.0 |
| | | SUBTOTAL - FLIGHT SERVICE PROGRAMS | 1,869.0 | 2,869.0 | 12,325.0 | 14,244.0 |
| 2D01 | 2D01 | VOR/DME/TACAN NETWORK PLAN | 1,900.0 | 1,900.0 | 1,900.0 | 1,900.0 |
| 2D02 | | ILS - REPLACE MARK 1A, 1B, AND 1C | 0.0 | 0.0 | 0.0 | 0.0 |
| 2D03 | 2D02 | INSTRUMENT LANDING SYSTEM (ILS) - ESTABLISH/UPGRADE | 1,500.0 | 1,500.0 | 2,900.0 | 2,900.0 |
| 2D04 | | VISUAL NAVAIDS - ESTABLISH/EXPAND | 0.0 | 0.0 | 0.0 | 0.0 |
| 2D06 | 2D05 | RUNWAY VISUAL RANGE (RVR) | 3,000.0 | 3,000.0 | 3,000.0 | 3,000.0 |
| 2D07 | 2D06 | INSTRUMENT APPROACH PROCEDURES AUTOMATION (IAPA) | 2,400.0 | 2,400.0 | 2,400.0 | 2,400.0 |
| 2D08 | 2D07 | GULF OF MEXICO OFFSHORE PROGRAM | 5,950.0 | 5,950.0 | 5,950.0 | 5,950.0 |
| 2D11 | 2D10 | NAVIGATIONAL AND LANDING AIDS - IMPROVE | 3,744.0 | 3,744.0 | 3,744.0 | 3,744.0 |
| 2D05 | | LOW LEVEL WINDSHEAR ALERT SYSTEM (LLWAS) | 17,399.0 | 17,399.0 | 17,399.0 | 17,399.0 |
| 2D09 | 2D08 | ILS - REPLACE GRN-27 | 9,000.0 | 9,000.0 | 9,000.0 | 9,000.0 |
| 2D10 | 2D09 | WIDE AREA AUGMENTATION SYSTEM FOR GPS (WAAS) | 74,500.0 | 0.0 | 0.0 | 0.0 |
| | 2D03 | APPROACH LIGHTING SYSTEM IMPROVEMENT (ALSIP) | 2,000.0 | 2,000.0 | 2,000.0 | 2,000.0 |
| | | LORAN-C UPGRADES | 0.0 | 5,650.0 | 3,650.0 | 4,650.0 |
| | | PRECISION APPROACH PATH INDICATORS (PAPI) | 0.0 | 0.0 | 3,125.0 | 3,125.0 |
| | | ANEMOMETERS-JUNEAU, AK | 0.0 | 0.0 | 375.0 | 375.0 |
| | | SUBTOTAL - LANDING AND NAVIGATIONAL AIDS | 121,393.0 | 62,543.0 | 65,443.0 | 66,443.0 |
| 2E01 | | ALASKAN NAS INTERFACILITY COMM SYSTEM (ANICS) | 12,000.0 | 12,000.0 | 12,000.0 | 12,000.0 |
| 2E02 | | FUEL STORAGE TANK REPLACEMENT AND MONITORING | 43,700.0 | 43,700.0 | 43,700.0 | 40,000.0 |
| 2E03 | | FAA BUILDINGS AND EQUIPMENT - IMPROVE/MODERNIZE | 12,600.0 | 12,600.0 | 12,600.0 | 12,600.0 |
| 2E04 | | ELECTRICAL POWER SYSTEMS - SUSTAIN/SUPPORT | 15,000.0 | 15,000.0 | 15,000.0 | 15,000.0 |
| 2E05 | | AIR NAVAIDS AND ATC FACILITIES (LOCAL PROJECTS) | 2,000.0 | 2,000.0 | 2,000.0 | 2,000.0 |
| 2E06 | | AIR NAVIGATION FACILITY/ATC SYSTEM SUPPORT | 4,800.0 | 0.0 | 0.0 | 0.0 |
| 2E07 | | PURCHASE LAND OR EASEMENT FOR EXISTING FACILITIES | 0.0 | 0.0 | 0.0 | 0.0 |
| 2E08 | | AIRCRAFT RELATED EQUIPMENT PROGRAM | 4,900.0 | 4,900.0 | 4,900.0 | 4,900.0 |

FACILITIES AND EQUIPMENT
Fiscal Year 1997
Conference Agreement
(In thousands of dollars)

| FY96 | FY97 | | FY 1997 | FY 1997 | FY 1997 | FY 1997 |
|------------|------|---|-------------|-------------|-------------|-------------|
| LINE | LINE | TITLE | Estimate | House | Senate | Conference |
| 2EO9 | | AIRCRAFT FLEET MODERNIZATION | 0.0 | 0.0 | 0.0 | 0.0 |
| 2EO11 | | AIRPORT CABLE LOOP SYSTEMS - SUSTAINED SUPPORT | 0.0 | 0.0 | 0.0 | 0.0 |
| 2EO12 | | COMPUTER AIDED ENG GRAPHICS (CAEG) REPLACEMENT | 1,500.0 | 1,500.0 | 1,500.0 | 1,500.0 |
| | | SUBTOTAL - OTHER ATC FACILITIES | 96,500.0 | 91,700.0 | 91,700.0 | 88,000.0 |
| | | TOTAL ACTIVITY 2 | 901,258.0 | 857,058.0 | 858,108.3 | 849,272.0 |
| | | | | | | |
| BA3 | | NON-ATC FACILITIES AND EQUIPMENT: | | | | |
| 3AO1 | 3A01 | NAS MANAGEMENT AUTOMATION PROGRAM (NASMAP) | 1,300.0 | 0.0 | 1,300.0 | 0.0 |
| 3AO2 | 3A02 | HAZARDOUS MATERIALS MANAGEMENT | 18,000.0 | 15,000.0 | 18,000.0 | 15,000.0 |
| 3AO4 | 3A04 | AVIATION SAFETY ANALYSIS SYSTEM (ASAS) | 19,400.0 | 19,400.0 | 19,400.0 | 19,400.0 |
| 3AO5 | 3A05 | OPERATIONAL DATA MANAGEMENT SYSTEM (ODMS) | 5,100.0 | 5,100.0 | 5,100.0 | 5,100.0 |
| 3AO6 | | CHILD CARE FACILITIES | 0.0 | 0.0 | 0.0 | 0.0 |
| 3AO7 | 3A06 | FAA EMPLOYEE HOUSING - PROVIDE | 5,000.0 | 5,000.0 | 5,000.0 | 5,000.0 |
| 3AO8 | 3A07 | LOGISTICS SUPPORT SYSTEM AND FACILITIES | 1,500.0 | 1,500.0 | 1,500.0 | 1,500.0 |
| 3AO9 | 3A08 | TEST EQUIPMENT - MAINTENANCE SUPPORT | 1,000.0 | 1,000.0 | 1,000.0 | 1,000.0 |
| 3A10 | 3A09 | INTEGRATED FLIGHT QUALITY ASSURANCE | 2,000.0 | 2,000.0 | 2,000.0 | 2,000.0 |
| 3A11 | 3A10 | SAFETY PERFORMANCE ANALYSIS SUBSYSTEM (SPAS) | 2,600.0 | 2,600.0 | 2,600.0 | 2,600.0 |
| | | PORTABLE PERFORMANCE SUPPORT SYS - PEN-BASED | 0.0 | 0.0 | 0.0 | 0.0 |
| 3A13 | 3A12 | NATIONAL AVIATION SAFETY DATA CENTER | 3,700.0 | 3,700.0 | 3,700.0 | 3,700.0 |
| 3AO3 | 3A03 | NAS RECOVERY COMMUNICATIONS (RCOM) | 1,500.0 | 1,500.0 | 1,500.0 | 1,500.0 |
| 3A12 | 3A11 | PERFORMANCE ENHANCEMENT SYSTEM | 1,900.0 | 1,900.0 | 1,900.0 | 1,900.0 |
| | | AIRPORT/AIRCRAFT SECURITY EQUIPMENT | 0.0 | 0.0 | 0.0 | 0.0 |
| | | SUBTOTAL - SUIPPORT EQUIPMENT | 63,000.0 | 58,700.0 | 63,000.0 | 58,700.0 |
| | | | | | | |
| 3B01 | 3B01 | COMPUTER BASED INSTRUCTION (CBI) - EXPAND/IMPROVE | 7,000.0 | 3,500.0 | 3,000.0 | 3,000.0 |
| 3B02 | | AERONAUTICAL CENTER TRAINING AND SUPPORT FACILITIES | 0.0 | 0.0 | 0.0 | 0.0 |
| 3B03 | 3B02 | NATIONAL AIRSPACE SYSTEM (NAS) TRAINING FACILITIES | 1,000.0 | 1,000.0 | 1,000.0 | 1,000.0 |
| | | SUBTOTAL - TRAINING EQUIPMENT & FACILITIES | 8,000.0 | 4,500.0 | 4,000.0 | 4,000.0 |
| | | TOTAL ACTIVITY 3 | 71,000.0 | 63,200.0 | 67,000.0 | 62,700.0 |
| | | | | | | |
| BA4 | | MISSION SUPPORT: | | | | |
| 4AO1 | 4A01 | SYSTEM ENGINEERING AND DEVELOPMENT SUPPORT | 33,350.0 | 33,350.0 | 33,350.0 | 31,341.0 |
| 4AO3 | 4A03 | LOGISTICS SUPPORT SERVICES | 8,800.0 | 8,800.0 | 8,800.0 | 8,800.0 |
| 4AO4 | 4A04 | MIKE MONRONEY AERONAUTICAL CENTER - LEASE | 15,500.0 | 15,500.0 | 15,500.0 | 15,500.0 |
| 4AO5 | 4A05 | IN-PLANT NAS CONTRACT SUPPORT SERVICES | 4,800.0 | 4,800.0 | 4,800.0 | 4,800.0 |
| 4AO6 | 4A06 | TRANSITION ENGINEERING SUPPORT | 49,450.0 | 49,450.0 | 49,450.0 | 47,500.0 |
| 4AO7 | 4A07 | FREQUENCY AND SPECTRUM ENGINEERING - PROVIDE | 1,200.0 | 1,200.0 | 1,200.0 | 1,200.0 |
| 4AO8 | | ACQUISITION OVERSIGHT | 0.0 | 0.0 | 0.0 | 0.0 |
| 4AO9 | 4A09 | FAA SYSTEM ARCHITECTURE | 9,800.0 | 9,800.0 | 9,800.0 | 8,500.0 |
| 4A10 | 4A10 | TECHNICAL SERVICES SUPPORT CONTRACT (TSSC) | 65,900.0 | 71,000.0 | 65,900.0 | 65,900.0 |
| 4AO2 | 4A02 | PROGRAM SUPPORT LEASES | 29,600.0 | 29,600.0 | 29,600.0 | 29,600.0 |
| 4A11 | 4A08 | PERMANENT CHANGE OF STATION MOVES | 8,500.0 | 5,500.0 | 8,500.0 | 8,500.0 |
| | 4A11 | RESOURCE TRACKING PROGRAM | 1,000.0 | 1,000.0 | 1,000.0 | 1,000.0 |
| | 4A12 | CENTER FOR ADVANCED AVIATION SYSTEM DEV. (MITRE) | 57,000.0 | 57,000.0 | 57,000.0 | 57,000.0 |
| | | TOTAL ACTIVITY 4 | 284,700.0 | 288,800.0 | 284,700.0 | 277,641.0 |
| | | | | | | |
| BA5 | | PERSONNEL AND RELATED EXPENSES: | | | | |
| 5AO1 | 5A01 | PERSONNEL AND RELATED EXPENSES | 217,000.0 | 217,000.0 | 217,000.0 | 217,000.0 |
| | | TOTAL ACTIVITY 5 | 217,000.0 | 217,000.0 | 217,000.0 | 217,000.0 |
| | | | | | | |
| | | TOTAL | 1,788,700.0 | 1,800,000.0 | 1,788,700.0 | 1,790,000.0 |

Automated surface observing system (ASOS).—The conference agreement includes \$10,000,000 specifically for the FAA to acquire 55 new automated surface observing system (ASOS) units; \$1,275,000 for ASOS units in Alaska that still await commissioning; and \$1,369,000 for activities included in the President's budget request. Given the budgetary shortfalls in this program, the conferees direct the FAA not to reprogram these funds to other purposes.

Hazardous materials management.—The conferees direct the FAA to give high priority to hazardous materials issues at the FAA Tech-

nical Center in New Jersey out of the \$15,000,000 provided.

Runway incursion technologies.—Last year, the Congress provided \$2,000,000 for loop technology and surface detection to assist in runway incursion reduction. The conferees direct the department to report to the House and Senate Committees on Appropriations by November 30, 1996 regarding the status of this funding and development of a prototype system.

Amendment No. 29: Specifies that \$1,573,000 of the total amount provided shall be available for three years, instead of \$1,583,000,000 as proposed by the House and \$1,571,700,000 as

proposed by the Senate. This is the total appropriation for budget activities one through four.

RESEARCH, ENGINEERING, AND DEVELOPMENT

(AIRPORT AND AIRWAY TRUST FUND)

Amendment No. 30: Appropriates \$187,412,000 for Research, engineering, and development instead of \$185,000,000 as proposed by the House and \$188,490,000 as proposed by the Senate. The following table summarizes the fiscal year 1997 budget estimate, House and Senate recommended levels, and the conference agreement:

RESEARCH, ENGINEERING, AND DEVELOPMENT
Fiscal Year 1997
Conference Agreement

| Program Name | FY 1997 Estimate | House Bill | Senate Bill | Conference |
|---|---------------------|--------------------|--------------------|--------------------|
| System Development and Infrastructure | 16,822,000 | 13,260,000 | 13,965,000 | 13,660,000 |
| System planning & resource management | 4,857,000 | 1,860,000 | 2,000,000 | 1,860,000 |
| Technical laboratory facility | 6,765,000 | 6,200,000 | 6,765,000 | 6,600,000 |
| Center for Advanced Aviation System Development | 5,200,000 | 5,200,000 | 5,200,000 | 5,200,000 |
| Capacity and Air Traffic Management Technology | 40,570,000 | 32,388,000 | 37,289,000 | 34,889,000 |
| Air traffic management technology | 6,757,000 | 4,000,000 | 4,000,000 | 4,000,000 |
| Oceanic automation program | 6,539,000 | 6,539,000 | 6,539,000 | 6,539,000 |
| Runway incursion reduction | 2,766,000 | 2,766,000 | 7,400,000 | 6,000,000 |
| System capacity, planning and improvements | 8,950,000 | 8,950,000 | 8,950,000 | 8,950,000 |
| Cockpit technology | 5,584,000 | 3,000,000 | 3,000,000 | 3,000,000 |
| General aviation/vertical flight technology | 3,894,000 | 3,000,000 | 2,600,000 | 2,600,000 |
| Modeling, analysis, and simulation | 4,133,000 | 4,133,000 | 3,800,000 | 3,800,000 |
| Automation system design | 1,947,000 | 0 | 1,000,000 | 0 |
| Communications, Navigation & Surveillance | 20,371,000 | 21,000,000 | 19,573,000 | 19,000,000 |
| Communications | 10,798,000 | 6,000,000 | 6,000,000 | 6,000,000 |
| Navigation | 9,573,000 | 15,000,000 | 11,573,000 | 13,000,000 |
| Surveillance | 0 | 0 | 2,000,000 | 0 |
| Weather | 6,411,000 | 13,000,000 | 10,000,000 | 13,000,000 |
| Airport Technology | 6,000,000 | 5,200,000 | 6,000,000 | 5,200,000 |
| Aircraft Safety Technology | 38,999,000 | 34,994,000 | 36,504,000 | 36,504,000 |
| Aircraft systems fire safety | 6,993,000 | 6,993,000 | 6,993,000 | 6,993,000 |
| Advanced materials/structural safety | 3,065,000 | 3,065,000 | 3,065,000 | 3,065,000 |
| Propulsion and fuel systems | 3,779,000 | 3,779,000 | 3,400,000 | 3,400,000 |
| Flight safety/atmospheric hazards research | 2,063,000 | 2,063,000 | 2,063,000 | 2,063,000 |
| Aging aircraft | 13,889,000 | 13,889,000 | 13,889,000 | 13,889,000 |
| Aircraft catastrophic failure prevention research | 3,094,000 | 2,705,000 | 3,094,000 | 3,094,000 |
| Fire research | 0 | 0 | 0 | 0 |
| Aviation safety risk analysis | 6,116,000 | 2,500,000 | 4,000,000 | 4,000,000 |
| System Security Technology | 36,055,000 | 33,558,000 | 36,055,000 | 36,055,000 |
| Explosives and weapons detection | 27,397,000 | 27,397,000 | 27,397,000 | 27,397,000 |
| Airport security technology integration | 2,258,000 | 2,258,000 | 2,258,000 | 2,258,000 |
| Aviation security human factors | 5,039,000 | 2,542,000 | 5,039,000 | 5,039,000 |
| Aircraft hardening | 1,361,000 | 1,361,000 | 1,361,000 | 1,361,000 |
| Human Factors & Aviation Medicine | 23,682,000 | 26,000,000 | 23,304,000 | 23,504,000 |
| Flight deck/maintenance/system integration human factor | 10,898,000 | 11,500,000 | 10,898,000 | 10,898,000 |
| Air traffic control/airway facilities human factors | 8,606,000 | 10,500,000 | 8,606,000 | 8,606,000 |
| Aeromedical research | 4,178,000 | 4,000,000 | 3,800,000 | 4,000,000 |
| Environment and Energy | 3,800,000 | 3,600,000 | 3,800,000 | 3,600,000 |
| Innovative/Cooperative Research | 3,000,000 | 2,000,000 | 2,000,000 | 2,000,000 |
| Total appropriation | 195,710,000 | 185,000,000 | 188,490,000 | 187,412,000 |

Weather.—The conference agreement provides \$13,000,000, as proposed by the House, for research to improve aviation safety under hazardous weather conditions. The amount provided shall include the following specific allocations for projects described in the House and Senate reports:

| | |
|--|-----------|
| Windshear/downdraft re- search, Juneau, AK | \$400,000 |
| Project SOCRATES | 1,589,000 |
| National Center for Atmos- pheric Research (NCAR) | 4,600,000 |

National Center for Atmospheric Research.—The conference agreement includes \$4,600,000 specifically for aviation weather research and related activities coordinated by the National Center for Atmospheric Research (NCAR) and assisted by the NOAA's Forecast Systems Laboratory, the National Severe Storms Laboratory, and other organizations. The conferees consider this work to be of high priority, and direct the FAA not to use these funds for in-house staffing or to reprogram any of these funds to other purposes. The FAA is requested to report to the House and Senate Committees on Appropriations by December 31, 1996 detailing the specific activities to be financed with these funds and the expected obligation dates.

The conferees are disappointed that the FAA is not placing a higher priority on aviation weather safety research, and is not yet taking a leadership role in this area, as recommended recently by the National Academy of Sciences. The conferees urge the FAA to develop a more vigorous and effective program of weather research beginning with the fiscal year 1998 budget request.

System security technology.—The conference agreement fully funds the administration's request of \$36,055,000 for aviation security technology, as proposed by the Senate. Within this amount, \$27,397,000 is provided for research and development into new devices to detect explosives and weapons, and \$1,361,000 is provided to harden aircraft against the effects of explosions.

GRANTS-IN-AID FOR AIRPORTS

(LIQUIDATION OF CONTRACT AUTHORIZATION)

(AIRPORT AND AIRWAY TRUST FUND)

Amendment No. 31: Limits obligations under the grants-in-aid for airports program to \$1,460,000,000 as proposed by the Senate instead of \$1,300,000,000 as proposed by the House. This is an increase of \$10,000,000 above the fiscal year 1996 level and \$110,000,000 above the administration's request.

Letters of intent.—The conferees echo the Senate's concern with FAA's ability to estimate airport development projects' impact on system-wide capacity, and therefore direct that FAA be granted the authority to award new letters of intent (LOIs) only after scheduled LOI payments fall to less than 50 percent of total airport improvement program (AIP) discretionary funds. The conferees do not agree with the Senate's directions that FAA enter into any new LOIs at this time. However, the conferees recognize the priority and need for capacity enhancements at our nation's airports and do not intend to preclude meritorious projects from receiving funds. The conferees encourage the FAA to award discretionary grants to these projects consistent with existing evaluation criteria.

Seattle-Tacoma International Airport.—With respect to the Senate language regarding consideration of a possible letter of intent for the Seattle-Tacoma International Airport, the conferees agree the FAA shall consider the LOI application from the airport

subject to the completion of the required FAA/federal environmental review process, including the issuance of a record of decision.

Airport property lease/transfers.—The conferees recognize the important contribution that aeronautical higher education programs can make to the U.S. air transportation system. In recognition of this contribution, the conferees direct that non-profit, accredited universities or colleges offering aeronautical higher education programs desiring to establish or expand campus operations on airport property may negotiate and execute lease or purchase transactions up to, but no greater than, the established aeronautical use rate at the host airport.

ADMINISTRATIVE SERVICES FRANCHISE FUND

Amendment No. 32: Provides for the establishment of a new administrative services franchise funds within the FAA, as proposed by the Senate. The House bill contained no similar provision. The conferees agree to the establishment of such a fund on trial basis, and will review the effectiveness and cost efficiency of the fund in next year's appropriations hearings.

FEDERAL HIGHWAY ADMINISTRATION

LIMITATION ON GENERAL OPERATING EXPENSES

Amendment No. 33: Limits general operating expenses of the Federal Highway Administration (FHWA) to \$521,114,000, instead of \$510,981,000 as proposed by the House and \$534,846,000 as proposed by the Senate.

Amendment No. 34: Provides for the extended availability of \$221,958,000 for contract programs of the Federal Highway Administration, instead of \$214,698,000 as proposed by the House and \$234,840,000 as proposed by the Senate.

The recommended funding distribution by program and activity of the administrative expenses and research and development programs of the FHWA is as follows:

| Program/Activity | Conference level |
|--|--------------------|
| Administrative expenses ... | \$250,156,000 |
| Motor carrier safety ad- ministrative expenses | 49,000,000 |
| Contract programs: | |
| Research and technology: | |
| Highway research and development | 68,035,000 |
| Intelligent transporta- tion systems | 122,000,000 |
| Technology deploy- ment | 13,999,000 |
| National advanced driving simulator ..... | ..... |
| Local technical assist- ance | 2,866,000 |
| National Highway In- stitute | 4,327,000 |
| Disadvantaged business enterprises | 9,506,000 |
| International transporta- tion | 475,000 |
| International scanning activities ..... | ..... |
| South Africa program Rehabilitation of TFHRC | 500,000 |
| Technical assistance to Russia | 200,000 |
| Transportation invest- ment analysis | 250,000 |
| Federal-lands contami- nation site clean-up .. | 2,500,000 |
| Cost allocation study .. | 300,000 |
| Accountwide adjust- ments | -3,000,000 |
| Total | 521,114,000 |

The highway research and development and intelligent transportation systems programs by activity are as follows:

**Highway research and de-
velopment:**

| | |
|---------------------|-------------------|
| Safety | \$8,768,000 |
| Pavements | 20,000,000 |
| Structures | 14,558,000 |
| Environment | 5,517,000 |
| Right-of-way | 322,000 |
| Policy | 5,401,000 |
| Planning | 5,969,000 |
| Motor carrier | 7,500,000 |
| Total | 68,035,000 |

**Intelligent transportation
systems:**

| | |
|---------------------------------------|--------------------|
| Research and develop- ment | \$29,000,000 |
| Automated highway sys- tems | 22,000,000 |
| Architecture and stand- ards | 5,000,000 |
| Operational tests | 56,000,000 |
| Evaluations | 2,000,000 |
| Program support | 8,000,000 |
| Total | 122,000,000 |

Office of motor carriers.—The conference agreement provides \$49,000,000 for the office of motor carriers' administrative expenses within the FHWA's limitation on general operating expenses. The conference agreement includes the following adjustments to the budget request:

| | |
|--|------------|
| Outreach and education | -\$400,000 |
| NAFTA implementation | -200,000 |
| Administrative expenses, including travel | -400,000 |
| Exemption and waiving monitoring | +300,000 |
| Commercial drivers licens- ing program | +200,000 |

Pilot safety rating program.—Before February 1, 1998, FHWA shall develop a pilot project that would encourage those carriers identified as having safety or compliance problems through the Commercial Vehicle Information System (CVIS) to procure the assistance of a third party safety service to work with the carrier in improving safety performance during the six month monitoring period following the receipt of a CVIS warning letter. Whenever appropriate, FHWA may defer imposing civil penalties, consistent with the provisions of the Motor Carrier Safety Act of 1984, but shall not do so in those cases in which evidence of serious safety violations (as defined in the Motor Carrier Safety Act of 1990) are found. In such cases, FHWA must follow its existing enforcement policies. FHWA shall consider the assistance provided by the third party service as a justification to reduce any penalties as provided under 49 U.S.C. section 521(b)(2)(C). Furthermore, the conferees recognize that the safety ratings assigned to motor carriers should be based primarily on actual performance on the highway (inspection and crash data), and should also take into account compliance with non-paperwork safety regulations, especially regulations identified as critical and acute.

Highway research and development.—The conference agreement deletes the Senate's direction that \$100,000 of the funds provided for highway research and development be used by a major national organization dedicated to grade crossing safety. The conference agreement has included sufficient resources for grade crossing safety activities under the Federal Railroad Administration's research and development account.

Pavements.—The conference agreement includes sufficient resources to develop a systematic approach to expanded waste utilization using aging tests to ensure long-term

physical and environmental performance of applications using a variety of recycled and waste materials.

Structures.—The conference agreement provides sufficient resources for the research and development of composite pilings and the use and testing of calcium magnesium acetate as a non-corrosive anti-icer on new concrete and metal surfaces on bridges in Chicago.

Environment.—The conference agreement provides \$14,558,000 for environmental research and development and includes sufficient resources to identify at the National Center for Physical Acoustics scientific issues which impede accurate noise prediction.

Motor carrier research.—The conference agreement provides \$7,500,000 for motor carrier research and includes \$500,000 to develop better scientific and empirical basis for the out-of-service criteria and to ensure that the inspection process is more closely tied to crash reduction measures.

Intelligent transportation systems (ITS) research and development.—The conference agreement provides \$29,000,000 for ITS research and development. Within these funds, the conferees have provided \$7,000,000 for commercial vehicle operations (CVO) research and development, including \$5,100,000 for SAFER/MCSAP sites, and \$11,000,000 for crash avoidance research.

ITS operational tests.—The conference agreement provides \$56,000,000 for operational tests. Within these funds, the conferees have provided \$2,000,000 for mainstreaming training activities and \$11,900,000 for completion of the CVISN and its prototype testing and substantial progress on the pilot projects. The conferees direct that none of the funds provided for the CVISN project be used for evaluation purposes. In addition, within the funds provided for commercial vehicle operations, the conference agreement includes \$500,000 to advance the concept and technology of automated compliance review. The conference agreement deletes the Senate directive that \$500,000 of the funds for traffic control be used to support the work of a public/private coalition to address the institutional issues of incident management.

ITS automated highway systems (AHS).—The conference agreement provides \$22,000,000 for the AHS and includes funds to incorporate commercial vehicles into the AHS program.

ITS evaluations.—The conference agreement provides \$2,000,000 for ITS evaluations. The conferees agree not to specify a minimum on the level of resources to be used to analyze the costs and benefits of the CVISN prototype/pilot program.

Technology assessment and deployment.—The conference agreement provides \$13,999,000 for technology assessment and deployment and includes sufficient resources to conduct the office of highway safety's ongoing outreach activities.

Technical assistance to Russia.—The conference agreement includes \$200,000 to further the FHWA's ongoing technical assistance program to Russia.

FEDERAL-AID HIGHWAYS
(LIMITATION ON OBLIGATIONS)
(HIGHWAY TRUST FUND)

Amendment No. 35: Limits obligations for the federal-aid highways program to \$18,000,000,000 instead of \$17,550,000,000 as proposed by the House and \$17,650,000,000 as proposed by the Senate.

The conference agreement deletes the Senate references of priority designations and

set-asides within the Federal Highway Administration's discretionary grant programs.

The conferees direct that within the total provided for the intelligent transportation systems program, funding shall be available for the following projects in the amounts specified below:

| Project | Conference level |
|--|------------------|
| Utah advanced traffic management system | \$5,000,000 |
| Hazardous materials intermodal monitoring system | 2,000,000 |
| Houston, Texas | 2,000,000 |
| Texas transportation institute | 600,000 |
| Inglewood, California | 1,000,000 |
| Minnesota Guidestar | 3,600,000 |
| I-10 Mobile, Alabama causeway | 2,000,000 |
| Mobile, Alabama advanced traffic management system | 1,000,000 |
| National transportation center, Oakdale, New York | 2,500,000 |
| Nashville, Tennessee traffic guidance system | 1,000,000 |
| Operation Respond, Maryland | 1,000,000 |
| Green light CVO project, Oregon | 7,000,000 |
| Pennsylvania Turnpike | 3,000,000 |
| National Capital region congestion mitigation | 3,500,000 |
| Advanced transportation weather information system, University of North Dakota | 1,000,000 |
| National advanced driving simulator | 14,000,000 |
| Kansas City, Missouri (region) | 2,500,000 |
| United States/Canada CVO TRANSCOM, New York/New Jersey | 1,500,000 |
| Rochester, New York congestion management | 2,250,000 |
| Urban transportation safety systems center, Philadelphia | 1,500,000 |
| New York State Thruway | 500,000 |
| Advanced railroad/highway crossings | 3,000,000 |
| Rensselaer County, I-90 connector (reprogrammed funds) ¹ | 2,000,000 |
| | (2,000,000) |

¹These funds are reprogrammed from the Southern State Parkway, New York Inform System.

National capital region congestion mitigation.—The conferees are aware of the specialized analysis and evaluations associated with the national capital ITS deployment and support the Virginia Department of Transportation's (VDOT) plan to allocate \$500,000 of the funds made available for this initiative for modeling the regional impacts of a traveler information project. The conferees direct the FHWA, working with VDOT, to ensure that this analysis is conducted in a manner which fully identifies the impacts and benefits of the showcase program from a regional basis.

Los Alamos National Laboratory.—The conferees note that the level of mobile source emissions is increasing in the United States, raising concerns about the impact of transportation on air quality. The conferees urge the department to work with Los Alamos National Laboratory on an integrated evaluation tool at the laboratory that combines advanced measurement and modeling tools with innovative policy approaches.

The conferees direct that any funding provided for intelligent transportation systems be used only in support of, or for research on, intelligent transportation systems and not for construction of buildings in fiscal year 1997.

The director of the joint program office shall ensure that the operations of each of the ITS projects funded with either GOE or ISTEA funds is consistent with the national systems architecture and the purposes of section 6053(b) of ISTEA. These projects shall contribute to the implementation of the standards development work and shall promote interoperability of ITS systems among the states.

The conferees have also included sufficient funding for the ITS rural initiative, as proposed in the fiscal year 1997 budget.

The conferees support the widest possible distribution of all published reports resulting from the ITS program to anyone at reasonable costs. The director of the joint program office shall encourage the timely distribution of such publications in electronic forms through clearinghouses.

Orange County toll road.—Any agreement entered into by the Secretary of Transportation under the provisions of title IV of this Act must specify that all construction contingency reserves are to be exhausted before the line of credit provided in that section is drawn upon; however, any other contingency reserves, such as environmental reserves, need not be exhausted and may remain in place. This provision is intended to make more efficient use of prior appropriations to the underlying project by permitting substitution of a federal line of credit for a portion of the project's construction reserves, but it is not intended to affect or involve required environmental reserves in any way.

Highway Beautification Act.—The conferees are aware that the FHWA has announced that it is revising regulations governing outdoor advertising along certain federal-aid highways in order to reduce the complexity of these regulations and emphasizing the role of the states regarding effective control of such advertising. As part of FHWA's review of this issue, the FHWA shall prepare a report that discusses the feasibility, including necessary statutory revisions, of allowing a state to implement common sense exemptions to existing prohibitions on the posting of "for sale" signs along certain federal-aid highways if such exemptions respond to unique needs or issues relevant to the state. The conferees agree that this report shall be submitted to the House and Senate Committees on Appropriations no later than January 31, 1997.

RIGHT-OF-WAY REVOLVING FUND
(LIMITATION ON DIRECT LOANS)
(HIGHWAY TRUST FUND)

Amendment No. 36: Restores language proposed by the House and stricken by the Senate that prohibits new obligations for right-of-way acquisition during fiscal year 1997 and deletes language proposed by the Senate that would have provided \$8,000,000 for new direct loans.

MOTOR CARRIER SAFETY GRANTS
(LIQUIDATION OF CONTRACT AUTHORIZATION)
(HIGHWAY TRUST FUND)

Amendment No. 37: Limits obligations for motor carrier safety grants to \$78,225,000 instead of \$77,425,000 as proposed by the House and \$79,000,000 as proposed by the Senate.

The conferees agree to the following program allocations:

Basic grants to states \$60,000,000

| | |
|---|-----------|
| Traffic enforcement | 7,800,000 |
| Hazardous materials training | 1,500,000 |
| Research and development | 500,000 |
| Public education | 500,000 |
| CDL enforcement | 1,000,000 |
| Truck and bus accidents | 1,750,000 |
| Uniformity grants | 2,500,000 |
| Uniformity working groups | 350,000 |
| Commercial vehicle information system | 1,500,000 |
| Administrative expenses | 825,000 |

Out-of-service verification activities.—The conferees agree that, within the basic grant program, \$1,000,000 shall be for out-of-service verification activities, of which at least \$500,000 shall be for new and innovative covert operations strategies.

Assistance to border states.—The conferees direct that, within the basic grant program, \$1,000,000 shall be for Mexican border enforcement activities instead of \$750,000 as proposed by the House.

Travel.—In each of the respective reports, both the House and Senate directed the office of motor carriers (OMC) to hold its federal grants conference in conjunction with the Commercial Vehicle Safety Alliance (CVSA) conference because most inspectors and state motor vehicle personnel attend the CVSA conference. Combining these two conferences would be a wise use of scarce travel resources. However, the conferees understand that OMC is planning its own conference, disregarding House and Senate directives. The conferees again direct OMC to combine these two conferences as a means to control costs.

STATE INFRASTRUCTURE BANKS

Amendment No. 38: Appropriates \$150,000,000 from the general fund for the state infrastructure bank pilot program instead of \$250,000,000 from the highway trust fund as proposed by the Senate. The House bill contained no similar appropriation.

The conference agreement includes language that prohibits the distribution of funds provided under this Act until 180 days after enactment to ensure that all states have sufficient time to submit applications for consideration.

The conference agreement deletes the Senate's directive that funds be provided from the state infrastructure bank pilot program for the Alameda corridor project.

NATIONAL HIGHWAY TRAFFIC SAFETY ADMINISTRATION

OPERATIONS AND RESEARCH

Amendment No. 29: Appropriates \$80,900,000 from the general fund for operations and research activities of the National Highway Traffic Safety Administration (NHTSA) instead of \$81,895,000 as proposed by the House and \$80,000,000 as proposed by the Senate.

OPERATIONS AND RESEARCH (HIGHWAY TRUST FUND)

Amendment No. 40: Appropriates \$51,712,000 from the highway trust fund for operations and research of the National Highway Traffic Safety Administration instead of \$50,377,000 as proposed by the House and \$53,195,000 as proposed by the Senate.

The conference agreement for operations and research (general fund and highway trust fund combined) includes the following adjustments to the budget request:

| | |
|----------------------------------|------------|
| Safety performance: | |
| Vehicle safety standards | +\$340,000 |
| New car assessment program | -750,000 |
| Fuel economy program | -1,500,000 |

| | |
|--|-------------|
| Safety assurance: | |
| Vehicle safety compliance | -186,000 |
| Auto safety hotline | -300,000 |
| Odometer fraud | -40,000 |
| Vehicle domestic content labeling | -500,000 |
| Highway safety program: | |
| Safe communities | -900,000 |
| Alcohol, drug, and state program | -200,000 |
| Target population education | -137,000 |
| State and communities program evaluation | -900,000 |
| Speed enforcement | +100,000 |
| State motor vehicle services | -423,000 |
| Rail-highway demonstration program | -3,000,000 |
| Older driver | +100,000 |
| Fatigue | +1,000,000 |
| Research and analysis: | |
| Crash avoidance efforts .. | -3,000,000 |
| Fund NADS within ITS program | -10,500,000 |
| Data analysis program .. | -465,000 |
| State data program | -800,000 |
| Partnership for next generation vehicles | -2,500,000 |
| General administration: | |
| Strategic planning | -250,000 |
| Economic analysis | -100,000 |
| Office of the administrator: | |
| International harmonization | +60,000 |
| Accountwide adjustments: | |
| Training | -50,000 |
| Non-pay inflation | -300,000 |
| Computer support | -500,000 |

Vehicle safety performance standards.—The conferees provide \$929,000 for vehicle safety performance, an increase of \$340,000 from the budget request. This additional funding should be used toward establishing a federal motor vehicle safety standard for frontal offset crash testing. The conferees direct NHTSA to work with interested parties, including the automotive industry, to develop such a standard under established rule-making procedures. The conferees believe that such a standard will enhance automobile safety for all consumers. Further, these activities should reflect ongoing efforts to enhance international harmonization of safety standards. NHTSA should be prepared to provide a status report to the House and Senate Appropriations Committees on standards development and harmonization with current European and Australian offset crash tests during the fiscal year 1998 hearings.

New car assessment program.—The conference agreement provides \$2,792,000 for the new car assessment program. Funding is allocated in the following manner: \$1,695,000 for frontal impact testing; \$850,000 for side impact testing; and \$247,000 for promotional activities. The conferees note that there are substantial differences between the U.S. side impact standard and the new European standard. These differences are inconsistent with the need for the international harmonization of motor vehicle safety standards. Therefore, NHTSA is directed to submit a report to the House and Senate Committees on Appropriations by April 30, 1997, on the agency's plan for achieving harmonization of the side impact standard.

The conferees have not funded a new frontal offset test as part of the NCAP program and note that there is no motor vehicle safety standard for this test. However, the con-

ferees have provided \$340,000 under the vehicle safety standard program for NHTSA to begin work on establishing a frontal offset standard.

Vehicle domestic content labeling audit.—The conferees were unable to provide funding for the vehicle domestic content labeling audit; however, this does not prejudice the project from receiving consideration for funding in future appropriation bills.

State and communities program evaluation.—The conferees have provided \$100,000 to conduct a field evaluation of breath alcohol ignition interlock devices. Many states have been experimenting with programs requiring the use of these devices as a condition of probation or for early relicensing of impaired driving repeat offenders. Since the effectiveness of these programs is not well documented, this evaluation should, among other things, determine if these devices are successful in preventing drunk drivers from becoming repeat offenders.

Speed enforcement.—The conference agreement provides \$556,000 for speed and unsafe driving, including \$100,000 to undertake a study on the effect of repealing the national speed limit, as required by the National Highway System Designation Act of 1995.

Older driver research.—The conferees have provided \$544,000 for older driver research, an increase of \$100,000 above the budget request. These additional funds are to be provided to continue activities to improve older driver performance, as directed by the Senate.

Driver fatigue.—The conference agreement includes \$1,000,000 to analyze the role of driver fatigue, sleep disorders, and inattention. NHTSA should collaborate directly with the National Center on Sleep Disorders Research to conduct and assess public information activities in these three areas and submit a report to the House and Senate Appropriations Committees by May 1, 1997 that describes these collaborative efforts.

Child passenger safety.—The conferees direct that \$137,000 be used for education and outreach activities to inform parents of potential dangers of automobile airbag deployment in connection with infant and child car seats. This effort can either be supported from appropriated funds or pledged contributions by a coalition of automobile manufacturers, air bag suppliers, insurance companies, and safety organizations.

Motor vehicle services.—The conference agreement directs that up to \$200,000 from the section 402 administrative takedown account shall be used to provide evaluations and technical assistance to states on motor vehicle services.

Biomechanics.—The conference agreement provides \$7,450,000 for biomechanics, of which \$250,000 shall be for research on child safety seats and their interaction with airbags. This funding shall be used to conduct a comprehensive, interdisciplinary study involving pediatric trauma experts, engineers, and epidemiologists on means to prevent additional deaths and injuries. Research is already being conducted in this area by Children's Hospital in Philadelphia in conjunction with the University of Pennsylvania School of Engineering.

Bicycle safety.—The conferees note that children aged 5 to 14 are the most common victims of bicycle injuries, with bicycling the fourth leading cause of death for that age group. Of the 500,000 bicycle injuries occurring in the United States each year, the age group 5 to 14 accounts for more than 50 percent. To address this alarming development and the existing gap in research dedicated to prevention of bicycle accidents, the

conferees urge NHSTA to provide necessary support to Children's Hospital of Pittsburgh and Carnegie-Mellon University for human factors research geared to utilizing advanced technology and medical science to investigate how bicycle accidents occur in the first place, and to design and implement a prevention program.

International harmonization.—The conferees have provided \$246,000 for international harmonization, as proposed by the House. This funding should be used to harmonize international research efforts, help emerging markets adopt current vehicle safety standards, and reduce or eliminate incompatibilities among various safety regulations.

HIGHWAY TRAFFIC SAFETY GRANTS

(LIQUIDATION OF CONTRACT AUTHORIZATION)

(HIGHWAY TRUST FUND)

Amendment No. 41: Appropriates \$168,100,000 to liquidate contract authority obligations for highway traffic safety grants instead of \$167,100,000 as proposed by the House and \$169,100,000 as proposed by the Senate.

Amendment No. 42: Limits obligations for highway traffic safety grants to \$168,100,000 instead of \$167,100,000 as proposed by the House and \$169,100,000 as proposed by the Senate.

Amendment No. 43: Provides \$128,700,000 for state and community highway safety grants instead of \$127,700,000 as proposed by the House and \$129,700,000 as proposed by the Senate.

Amendment No. 44: Provides \$11,500,000 for Section 1003(a)(7) highway safety grants instead of \$11,000,000 as proposed by the House and \$12,000,000 as proposed by the Senate.

Amendment No. 45: Provides \$25,500,000 for Section 410 alcohol-impaired driving countermeasures instead of \$26,000,000 as proposed by the House and \$25,000,000 as proposed by the Senate.

Amendment No. 46: Provides \$5,468,000 for administering state and community highway safety programs as proposed by the Senate instead of \$5,268,000 as proposed by the House.

FEDERAL RAILROAD ADMINISTRATION

OFFICE OF THE ADMINISTRATOR

Amendment No. 47: Appropriates \$16,739,000 for the Office of the Administrator as proposed by the Senate instead of \$16,469,000 as proposed by the House.

Ravenna, Ohio connection.—The conferees directed the Federal Railroad Administration (FRA) to study, in conjunction with Amtrak, the State of Ohio, and affected freight railroads, the feasibility of constructing a railway connection in Ravenna, Ohio that would restore Amtrak service to the cities of Youngstown and Ravenna and provide service to New Castle, Pennsylvania. Of the total funds appropriated, not less than \$200,000 shall be available to conduct this study, which should address, among other items, closure and safety enhancements to a highway-rail grade crossing located at the site. It is the intention of the conferees that should the \$200,000 for the study not be fully spent, excess funds be available for environmental assessment of the Ravenna connection, provided that state and/or local funds have been pledged.

Rail Safety Institute.—The conference agreement includes a general provision that permits FRA to establish a Rail Safety Institute and provides \$200,000 from the office of the administrator to establish and operate this institute.

Train whistle ban.—In implementing section 20153 of title 49, United States Code, the

conferees encourage the Secretary of Transportation to document the impact on communities of any new requirements for the sounding of train whistles or horns at highway-rail grade crossings, while keeping in mind the paramount importance of safety. In exercising the statutory authority to provide for exceptions to the horn sounding requirement, the Secretary should consider the safety records of individual highway-rail grade crossings and provide exceptions where there is no significant history of loss of life or serious personal injury. The Secretary is also strongly encouraged to consider comprehensive local rail safety enforcement and public education programs as supplementary safety measures. Where it is determined that new physical supplementary safety measures are necessary, particular characteristics of the crossing and the views of the affected community should be considered. Finally, the Secretary is strongly encouraged to work in close partnership with communities affected by this law and to provide such communities with technical assistance.

RAILROAD RESEARCH AND DEVELOPMENT

Amendment No. 48: Appropriates \$20,100,000 for railroad research and development instead of \$20,341,000 as proposed by the House and \$20,000,000 as proposed by the Senate. The conference agreement includes the following changes to the budget request:

| | |
|--|---------------|
| Reductions in new program initiatives | \$ -2,725,000 |
| Delete funding for maglev initiative | -1,000,000 |
| Hold environmental program to 1996 level | -400,000 |
| Offset for high unobligated balances | -640,000 |
| Increase Operation Life-saver | +300,000 |
| Net reduction | \$ -4,465,000 |

Mitigation study.—The conference agreement includes \$100,000 to conduct a study on the impacts of reopening the Stampede Pass rail line operated by Burlington Northern-Santa Fe Railroad. This study shall be conducted by the FRA in conjunction with officials from the city of Auburn, Washington, which will provide local matching funds to complete the study.

Amtrak privatization study.—The conferees encourage FRA to conduct a study on the privatization of intercity passenger rail service. Such a study may investigate the alternatives of: (a) a passenger system operating under the franchise of a public or private national coordinating authority with service provided by one of more private operators; (b) privatization of Amtrak with significant, sustainable, and stable sources of capital funding; and (c) federal withdrawal from all intercity passenger rail funding responsibility. The study should also quantify the costs of the Federal Government of any privatization options outlined above. The study should seek analysis and options from a variety of groups, as outlined in the Senate report, and should be submitted to the House and Senate Committees on Appropriations by August 1, 1997.

Positive train control.—The conferees commend the FRA for its consideration of a demonstration project proposal involving positive train control technologies, which would develop on-board locomotive train control devices that could be applied by railroads using a variety of technologies, and would be tested on the rail line between Manassas, Virginia through Hagerstown, Maryland to Harrisburg, Pennsylvania.

Micro-superconducting magnetic energy storage.—The conferees have become aware of the effectiveness of micro-superconducting magnetic energy storage (SMES) technology in preventing power outages in certain manufacturing industries and its potential for generating energy savings and enhancing safety in the railroad industry. Accordingly, the conferees direct the Department to report to the House and Senate Committees on Appropriations by April 1, 1997 on the feasibility of utilizing micro-SMES technology to provide cost effective energy regeneration and energy savings capability along the northeast corridor for both Amtrak and commuter rail operations.

NORTHEAST CORRIDOR IMPROVEMENT PROGRAM

Amendment No. 49: Appropriates \$115,000,000 for the Northeast Corridor Improvement Program instead of \$200,000,000 as proposed by the Senate. The House bill contained no similar appropriation for this program.

North Philadelphia station.—The conferees note continued delays in the completion of the rehabilitation of the North Philadelphia train station. The conferees direct Amtrak to spend previously appropriated funds by September 1, 1997.

RAILROAD REHABILITATION AND IMPROVEMENT PROGRAM

Amendment No. 50: Deletes loan guarantees of \$75,000,000 and an associated appropriation of \$4,158,000 for the railroad rehabilitation and improvement program proposed by the Senate. The House bill contained no similar loan guarantees or appropriation.

NEXT GENERATION HIGH-SPEED RAIL

Amendment No. 51: Appropriates \$24,757,000 for next generation high-speed rail studies, corridor planning, development, demonstration, and implementation instead of \$19,757,000 as proposed by the House and \$26,525,000 as proposed by the Senate.

The conference agreement provides total funding (appropriation plus contract authority remaining in the trust fund) of \$26,178,000, to be allocated as follows:

| | |
|--|-------------|
| Advanced train control: | |
| State of Oregon | \$3,000,000 |
| Flexible blocks | 1,000,000 |
| Nonelectric locomotives: | |
| Transportation technology center | 3,000,000 |
| Advanced propulsion project | 2,000,000 |
| New York nonelectric locomotives | 4,000,000 |
| Grade crossing hazards and innovative technologies | 5,000,000 |
| Track and structures: | |
| State of Oregon | 5,650,000 |
| Other states | 850,000 |
| Planting technology | 428,000 |

Northwest high-speed rail projects.—A total of \$8,650,000 is provided for the State of Oregon, including \$5,650,000 for tracks, signals, and grade crossing improvements within the Eugene, Oregon to Vancouver, Washington segment of the Pacific Northwest high-speed rail corridor; and \$3,000,000 for extending the positive train separation system, modeling, and testing within the corridor. This will complement State and local investment being made in this FRA-designated high-speed rail corridor to achieve two hour service between Portland and Eugene, Oregon. No matching funds shall be required for this project.

Amendment No. 52: Provides that next generation high-speed rail funds may be made available for track and signal improvements

as proposed by the House instead of track, signal, and station improvements as proposed by the Senate.

ALASKA RAILROAD REHABILITATION

Amendment No. 53: Appropriates \$10,000,000 for Alaska railroad rehabilitation as proposed by the Senate. The House bill contained no similar provision.

RHODE ISLAND RAIL DEVELOPMENT

Amendment No. 54: Appropriates \$7,000,000 for the Rhode Island rail development project instead of \$4,000,000 as proposed by the House and \$10,000,000 as proposed by the Senate.

Amendment No. 55: Directs the Providence and Worcester Railroad to reimburse Amtrak and/or the Federal Railroad Administration up to the first \$13,000,000 in legal damages if damages occur resulting from provision of vertical clearances in excess of those required for present freight operations instead of \$10,000,000 as proposed by the House and \$16,000,000 as proposed by the Senate.

DIRECT LOAN FINANCING PROGRAM

Amendment No. 56: Deletes appropriation of \$58,680,000 in direct loan financing for the Alameda Corridor and the limitation on direct loans of \$400,000,000 proposed by the House. The Senate bill contained no similar appropriation.

GRANTS TO THE NATIONAL RAILROAD PASSENGER CORPORATION

Amendment No. 57: Appropriates \$565,450,000 for the National Railroad Passenger Corporation (Amtrak) instead of \$462,000,000 as proposed by the House and \$592,000,000 as proposed by the Senate.

Route and service changes.—On August 8, 1996, Amtrak announced a major restructuring plan that, among other items, discontinued service on certain routes beginning November, 1996. Some of the affected states have expressed an interest in "buying back" their service; however, certain legislatures will not convene again until 1997. These states will not have the ability to consider additional funding sources for these services before the routes are terminated. The conferees are aware that the department has ruled, in the past, that using congestion mitigation and air quality (CMAQ) improvement program funding for operational support for intercity rail service is possible, if states are willing to approve this use of funding. The conferees urge Amtrak, in conjunction with the department and the affected states, to consider the use of CMAQ funding in the short term to support service along terminated routes until state legislatures meet to decide whether to "buy back" services, or take other action necessary to permit services to continue.

Amendment No. 58: Provides \$223,450,000 for capital improvements of Amtrak instead of \$120,000,000 as proposed by the House and \$250,000,000 as proposed by the Senate.

FEDERAL TRANSIT ADMINISTRATION ADMINISTRATIVE EXPENSES

Amendment No. 59: Appropriates \$41,497,000 for administrative expenses of the Federal Transit Administration instead of \$41,367,000 as proposed by the House and \$42,147,000 as proposed by the Senate.

The conference agreement includes the following reductions to the budget request:

| | |
|---|------------|
| Reduce amounts for organizational training | -\$500,000 |
| Eliminate director, office of communications and external affairs and executive assistant positions | -150,000 |

The conferees have agreed to provide sufficient resources to hire four additional community planners.

FORMULA GRANTS

Amendment No. 60: Appropriates \$490,000,000 from the general fund for formula grants to the Federal Transit Administration as proposed by the House instead of \$218,335,000 as proposed by the Senate.

Amendment No. 61: Provides for a total program level of \$2,149,185,000 as proposed by the Senate, instead of \$2,052,925,000 as proposed by the House.

Amendment No. 62: Deletes the words "notwithstanding any other provision of law" proposed by the Senate. The House bill contained no similar provision.

TRANSIT PLANNING AND RESEARCH

The conference report includes a total of \$85,500,000 for transit planning and research, of which \$22,000,000 shall be available for national planning and research activities. The conferees direct that within the funding level provided for transit planning and research, the Federal Transit Administration shall make available the following amounts for the programs and activities listed below:

| | |
|---|-----------|
| Hennepin community works program, Hennepin County, Minnesota ... | \$500,000 |
| Project ACTION | 2,000,000 |
| Advanced technology transit bus | 6,500,000 |
| Advanced transportation and alternative fueled technologies consortia program | 1,500,000 |
| Southeast Iowa, commuter feasibility study | 50,000 |
| Santa Barbara Transportation Institute | 500,000 |
| Fuel cell bus technology ... | 7,500,000 |
| Computer integrated transit environment (CITME) at Greater Cleveland RTA | 1,000,000 |

Fuel cell bus technology.—The conferees agree that funding provided for fuel cell bus technology shall be available only for research and development of fuel cell buses and directly related support facilities and equipment in accordance with FTA policy and regulation.

Advanced lead-acid battery consortium (ALABC).—The conferees have previously expressed support for the technology development and deployment program of the ALABC, and note that the FTA has been directed to provide a total of \$1,500,000 to the ALABC in Public Laws 104-19 and 104-50. The conferees understand that FTA has awarded \$750,000 of this total and direct the FTA to complete the award of the balance of \$750,000 to the ALABC no later than December 31, 1996.

DISCRETIONARY GRANTS (LIMITATION ON OBLIGATIONS) (HIGHWAY TRUST FUND)

Amendment No. 63: Limits obligations for the discretionary grants program to \$1,900,000,000 as proposed by the Senate instead of \$1,665,000,000 proposed by the House.

Amendment No. 64: Deletes the words "notwithstanding any provision of law" proposed by the Senate. The House bill contained no similar provision.

Amendment No. 65: Limits obligations for fixed guideway modernization of \$760,000,000 instead of \$666,000,000 as proposed by the House and \$725,000,000 as proposed by the Senate.

Amendment No. 66: Limits obligations for the replacement, rehabilitation, and purchase of buses and related equipment and the construction of bus-related facilities to \$380,000,000 instead of \$333,000,000 as proposed by the House and \$375,000,000 as proposed by the Senate.

Bus and bus-related facilities.—The conference agreement provides \$380,000,000 for the replacement, rehabilitation, and purchase of buses and related equipment and the construction of bus-related facilities. The conferees agree that the recommended funding is to be distributed as follows:

| | |
|--|-------------|
| State of Arizona: Sun Tran maintenance facility | \$1,000,000 |
| State of Arkansas: Statewide buses and bus facilities | 2,700,000 |
| Little Rock, Central AR Transit buses and bus loading station | 1,000,000 |
| State of California: Eureka intermodal transportation center | 1,000,000 |
| Folsom buses | 500,000 |
| Foothills transit bus maintenance facility ... | 4,750,000 |
| Lake Tahoe, South Shore Transport., coordinated transit system | 1,266,000 |
| Long Beach buses and bus facilities | 1,000,000 |
| Los Angeles County MTA, ATTB prototype buses | 3,173,000 |
| Los Angeles neighborhood initiative (LANI) | 1,500,000 |
| Mendocino County buses | 600,000 |
| North Orange County buses | 200,000 |
| Norwalk buses and bus facilities | 1,000,000 |
| Riverside County buses and bus facilities | 1,000,000 |
| San Francisco buses | 4,275,000 |
| San Joaquin RTD downtown transit center (livable communities) | 2,750,000 |
| San Ysidro border intermodal center | 1,000,000 |
| Santa Barbara Metropolitan Transit District buses and bus facilities | 2,000,000 |
| Santa Cruz metropolitan transit district bus facility | 2,000,000 |
| City of Fairfield buses ... | 1,400,000 |
| Sonoma County park and ride facilities | 1,000,000 |
| Thousand Oaks multimodal center | 600,000 |
| Yolo County buses | 2,000,000 |
| State of Colorado: Fort Collins and Greeley buses | 1,000,000 |
| State of Connecticut: Bridgeport, buses and bus facilities | 1,000,000 |
| State of Delaware: Statewide buses and bus facilities | 7,000,000 |
| State of Florida: Miami Beach electric battery buses | 1,000,000 |
| Tampa (Hillsborough area RTD), HARTline buses | 2,800,000 |
| Palm Beach County, buses and bus facilities | 1,000,000 |
| LYNX buses | 4,500,000 |
| Metropolitan Dade County, buses and bus facilities | 5,000,000 |

| | | | | | |
|--|------------|---|------------|---|------------|
| Volusia County buses (Votran) | 1,500,000 | Kansas City Union Station intermodal | 6,500,000 | North Philadelphia Intermodal center | 1,000,000 |
| Ybor buses and bus facilities | 1,000,000 | State of Nevada: Clark County bus facilities | 3,300,000 | Scranton buses and bus facilities | 1,000,000 |
| State of Georgia: Chatham bus facility | 1,060,000 | Reno, Regional Transportation Commission buses | 1,735,000 | SEPTA | 8,000,000 |
| MARTA buses | 2,000,000 | State of New Jersey: New Jersey transit, Clean Air Act bus fleet improvements | 3,000,000 | Somerset County vans | 120,000 |
| State of Illinois: Statewide buses and bus facilities | 11,000,000 | State of New Mexico: Albuquerque URICA bus project | 2,000,000 | Williamsport buses and bus facilities | 2,000,000 |
| State of Indiana: Statewide buses and bus facilities | 3,750,000 | State of New York: Alternative bus fuels fueling facilities: Brooklyn, Bronx, and Manhattan | 6,000,000 | Erie intermodal complex Philadelphia: Alternative fueled vehicles | 2,000,000 |
| Indianapolis metro, new buses | 1,000,000 | Broome County buses | 1,000,000 | Philadelphina: Alternative fueled vehicles | 4,000,000 |
| South Bend intermodal facility | 5,500,000 | Chemung County intermodal center | 1,500,000 | State of South Carolina: Spartanburg intermodal facility | 1,500,000 |
| State of Iowa: Statewide buses and bus facilities | 3,721,580 | Crossroads intermodal station | 1,000,000 | State of Tennessee: Statewide buses and bus facilities | 2,500,000 |
| Regions 6, 13, 14, 15, and 16 | 1,270,900 | Elmira buses and bus facilities | 1,000,000 | State of Texas: Statewide buses and bus facilities | 2,200,000 |
| Cedar Rapids park and ride lots | 1,192,000 | Long Island bus alternative fuels fueling facilities | 1,900,000 | Brazos Valley woodlands town center project | 1,350,000 |
| Cedar Rapids hybrid electric bus consortium | 893,000 | New Rochelle intermodal facility | 1,250,000 | Corpus Christi buses and bus facilities | 1,000,000 |
| Des Moines | 1,192,000 | New York City natural gas buses | 10,000,000 | East Texas, Liberty, Montgomery, and Polk Counties service expansion | 3,000,000 |
| Fort Dodge park and ride facility | 693,360 | Rochester-Genesee RTA buses | 1,750,000 | El Paso buses and bus facilities | 2,500,000 |
| Iowa City | 855,760 | Syracuse buses | 2,000,000 | Galveston trolley maintenance | 500,000 |
| Ottumwa | 61,400 | Utica buses support vehicles | 1,200,000 | State of Utah: City of Logan buses and bus facilities | 2,400,000 |
| Sioux City (includes intermodal center) | 2,160,000 | Westchester County bus facilities | 500,000 | Salt Lake City 2002 Winter Olympics buses and facilities | 5,600,000 |
| Waterloo intermodal bus facility | 665,000 | State of North Carolina: Statewide buses and bus facilities | 4,000,000 | Salt Lake City 2002 Winter Olympic intermodal centers | 5,500,000 |
| State of Kansas: Statewide buses and bus facilities | 1,000,000 | State of North Dakota: Bismarck and Mandan (Bis-Man Transit) intermodal center | 1,500,000 | State of Vermont: Statewide buses and bus facilities | 1,250,000 |
| Johnson City bus maintenance center | 2,200,000 | State of Ohio: Statewide buses and bus facilities | 27,500,000 | Burlington multimodal center | 1,500,000 |
| Commonwealth of Kentucky: Statewide buses and bus facilities | 4,000,000 | Triskett bus garage and facilities (including CITME) | 1,500,000 | Rutland intermodal station | 700,000 |
| Owensboro vans | 100,000 | State of Oregon: Central City streetcar | 5,000,000 | Urban and rural buses and bus facilities | 2,750,000 |
| State of Louisiana: Statewide buses and bus facilities | 16,500,000 | Eugene Lane Transit District buses and station | 2,550,000 | Commonwealth of Virginia: Reston internal bus system, buses | 500,000 |
| State of Maryland: Statewide buses and bus facilities | 5,000,000 | Hood River buses | 175,000 | Richmond downtown intermodal station | 10,000,000 |
| Commonwealth of Massachusetts: Gallagher transportation terminal | 1,000,000 | Salem downtown transit center | 1,850,000 | Virginia Beach intermodal facility | 1,000,000 |
| Hyannis, Cape Cod intermodal transportation center | 3,250,000 | Portland, buses and South bus mall extension | 9,000,000 | State of Washington: Bremerton buses and bus facilities | 2,000,000 |
| South Station intermodal center | 1,000,000 | Wilsonville transit vehicles | 250,000 | Chelan-Douglas multimodal center—Amtrak platform | 1,000,000 |
| Springfield, Union Station intermodal facility | 750,000 | Commonwealth of Pennsylvania: Statewide buses and bus facilities | 1,440,000 | Everett intermodal center | 3,000,000 |
| Worcester Union Station | 3,000,000 | Altoona (ISTEA earmark) | 3,000,000 | Thurston County Inter-city transit buses | 1,000,000 |
| State of Michigan: Statewide buses and bus facilities (includes ISTEA earmark) | 14,500,000 | Armstrong Mid-County buses and bus facilities | 262,000 | Port Angeles buses and bus facilities | 1,000,000 |
| State of Minnesota: Metropolitan Council Transit Operations buses and bus facilities | 6,000,000 | Berks Area Reading Transit intermodal facility | 400,000 | Seattle, Metro/King County multimodal | 4,000,000 |
| State of Mississippi: Jackson buses | 1,000,000 | Cambria County buses and bus facilities | 1,029,000 | Tacoma Dome | 4,500,000 |
| Jackson downtown multimodal transit center | 3,500,000 | Indiana County buses | 680,000 | State of West Virginia: Charleston, renovate maintenance facility | 3,180,000 |
| State of Missouri: Statewide buses and bus facilities | 9,250,000 | Lehigh and North Hampton Transportation buses | 400,000 | State of Wisconsin: Statewide buses and bus facilities | 11,900,000 |
| South St. Louis buses and bus facilities | 1,750,000 | Mid Mon Valley Transit buses | 80,000 | State of Wyoming: Fremont County, Shoshone and Arapahoe Nation's buses and facility | 1,000,000 |
| Kansas City buses (KCATA) | 2,650,000 | | | State of Illinois.—The conferees have provided \$11,000,000 to the Illinois Department of | |
| Kansas City Trolley Corp. replacement trolleys | 320,000 | | | | |

Transportation for replacement buses and transit equipment. This amount includes funds for replacement buses for the following transit agencies: \$840,000 for Champaign-Urbana; \$960,000 for Madison County; \$960,000 for Rock Island; \$960,000 for Springfield; \$480,000 for rural paratransit, and \$1,770,000 for Pace. In addition, \$5,000,000 is provided for a new bus communications system for the Chicago Transit Authority.

State of Louisiana.—the conference agreement includes \$16,500,000 for the State of Louisiana to be distributed as follows: \$986,000 for buses in Alexandria; \$1,323,000 for buses in Baton Rouge; \$1,984,000 for buses in Jefferson Parish; \$752,000 for an intermodal facility in Lafayette; \$310,000 for buses in Lake Charles; \$964,000 for vans for the Louisiana DOTD; \$295,000 for buses in Monroe; \$9,020,000 for buses and bus facilities in New Orleans; and \$866,000 for a bus facility in Shreveport.

State of Michigan.—The conference agreement includes \$14,500,000 of the State of Michigan, which includes funding provided by section 3035 (kk) of the Intermodal Surface Transportation Efficiency Act. Funds are to be distributed as follows: \$1,230,000 for a bus facility in Lansing; \$2,000,000 for buses and facilities for SMART; \$2,000,000 for bus facilities for GRATA; \$2,000,000 for bus facilities in Flint; \$640,000 for bus facilities in Kalamazoo; \$1,000,000 for an intermodal facility in Dearborn; \$1,000,000 for buses and bus facilities in Kalamazoo; \$2,000,000 for an intermodal facility in Detroit; and \$2,630,000 for statewide buses and facilities.

Amendment No. 67: Reprograms \$8,890,000 of funds made available in previous appropriations Acts for new fixed guideway systems as proposed by the Senate instead of \$10,510,000 as proposed by the House.

The conferees recommend that a total of \$56,956,000 of funds made available in previous appropriations Acts be reprogrammed. The following amounts have been reallocated from various projects to new starts funding in fiscal year 1997:

| | |
|---------------------------|-------------------|
| Fiscal year 1992: | |
| Detroit | \$4,890,000 |
| San Jose-Gilroy | 4,000,000 |
| Fiscal year 1995: New | |
| Bedford/Fall River | 744,000 |
| Chicago Central Area | |
| Circulator balances | 47,322,000 |
| Total | 56,956,000 |

Should additional funds from previous appropriations remain unobligated and become available for reallocation, the conferees direct the Administrator to reprogram these funds no earlier than 15 days after notification to the House and Senate Committees on Appropriations and only to those projects that have existing full funding grant agreements on the date of enactment of this Act, to the extent that those projects are likely to be capable of obligating these funds in the course of fiscal year 1997.

Seattle-Tacoma commuter rail.—The conference agreement does not reallocate \$1,620,000 from funds previously provided by the Department of Transportation and Related Agencies Appropriations Act, 1992 (Public Law 102-143) for the Seattle-Tacoma commuter rail project, as proposed by the House. The conferees have been informed that the Federal Transit Administration is prepared to obligate these funds by the end of fiscal year 1996.

Amendment No. 68: Limits obligations for new fixed guideway systems to \$760,000,000 instead of \$666,000,000 as proposed by the House and \$800,000,000 as proposed by the Senate.

The conference agreement provides for the following distribution of the recommended funding for new fixed guideway systems as follows:

| | |
|--|-------------|
| Alaska-Hollis to Ketchikan ferry project | \$6,390,000 |
| Atlanta-North Springs project | 64,410,000 |
| Baltimore LRT extension project | 10,260,000 |
| Boston Piers (MOS-2) project | 30,000,000 |
| Burlington-Charlotte, Vermont commuter rail project | 1,000,000 |
| Canton-Akron-Cleveland commuter rail project .. | 3,500,000 |
| Chicago transit improvements | 22,500,000 |
| Cincinnati Northeast/Northern Kentucky rail line project | 3,000,000 |
| DART North Central light rail extension project | 11,000,000 |
| Dallas-Fort Worth RAILTRAN project | 15,250,000 |
| DeKalb County, Georgia light rail project | 661,000 |
| Denver Southwest corridor project | 1,500,000 |
| Florida Tri-County Commuter Rail (Tri-Rail) project | 9,000,000 |
| Griffin light rail project .. | 1,000,000 |
| Houston Regional Bus project | 40,590,000 |
| Jackson, Mississippi, intermodal corridor | 5,500,000 |
| Jacksonville ASE extension project | 15,000,000 |
| Kansas City Southtown corridor project | 3,000,000 |
| Little Rock, Arkansas, Junction Bridge project .. | 2,000,000 |
| Los Angeles MOS-3 project .. | 70,000,000 |
| Los Angeles-San Diego commuter rail project .. | 1,500,000 |
| MARC Commuter Rail Improvements project | 33,191,000 |
| Metro-Dade Transit east-west corridor, Florida, project | 1,500,000 |
| Miami-North 27th Avenue project | 1,000,000 |
| Memphis, Tennessee Regional Rail Plan | 3,039,000 |
| Morgantown, West Virginia Personal Rapid Transit System | 4,240,000 |
| New Jersey Urban Core/Hudson-Bergen LRT project | 10,000,000 |
| New Jersey Urban Core/Secaucus project | 105,530,000 |
| New Jersey West Trenton commuter rail project .. | 500,000 |
| New Orleans Canal Street corridor project | 8,000,000 |
| New Orleans Desire Streetcar project | 2,000,000 |
| New York Queens Connection project | 35,020,000 |
| Northern Indiana commuter rail project | 500,000 |
| Oklahoma City, MAPS corridor transit system | 2,000,000 |
| Orange County transitway project | 3,000,000 |
| Orlando Lynx light rail project | 2,000,000 |
| Pittsburgh Airport busway project | 10,000,000 |
| Portland South/North light rail transit project | 6,000,000 |

| | |
|--|-------------|
| Portland Westside/Hillsboro Extension project ... | 138,000,000 |
| Research Triangle Park, North Carolina, regional transit plan | 2,000,000 |
| Sacramento LRT Extension project | 6,000,000 |
| Salt Lake City-South LRT project | 35,000,000 |
| St. Louis Metrolink project | 13,500,000 |
| St. Louis-St Clair Extension project | 32,000,000 |
| San Francisco Bay Area—BART airport extension/San Jose Tasman West LRT | 27,500,000 |
| San Diego Mid-Coast Corridor project | 1,500,000 |
| San Juan Tren Urbano project | 4,750,000 |
| Seattle-Renton-Tacoma light rail project | 3,000,000 |
| Staten Island-Midtown Ferry service project | 375,000 |
| Tampa Bay regional rail project | 2,000,000 |
| Virginia Rail Express Richmond to Washington commuter rail project | 3,000,000 |
| Whitehall Ferry Terminal, New York, New York | 3,750,000 |

Amendment No. 69: Provides \$6,390,000 for the Alaska-Hollis to Ketchikan ferry project, as proposed by the Senate. The House bill contained no similar appropriation.

Amendment No. 70: Provides \$64,410,000 for the Atlanta-North Springs project instead of \$66,820,000 as proposed by the House and \$62,000,000 as proposed by the Senate.

Amendment No. 71: Provides \$10,260,000 for the Baltimore-LRT Extension project as proposed by the House instead of \$5,000,000 as proposed by the Senate.

Amendment No. 72: Provides \$30,000,000 for the Boston Piers-MOS-2 project as proposed by the Senate instead of \$40,181,000 as proposed by the House.

Amendment No. 73: Provides \$1,000,000 for the Burlington-Charlotte, Vermont commuter rail project instead of \$2,000,000 as proposed by the Senate. The House bill contained no similar appropriation.

Amendment No. 74: Provides \$3,500,000 for the Canton-Akron Cleveland commuter rail project instead of \$5,500,000 as proposed by the House. The Senate bill contained no similar appropriation.

Amendment No. 75: Provides \$22,500,000 for transit improvements in the Chicago downtown area instead of \$25,000,000 as proposed by the House and \$20,000,000 as proposed by the Senate. Improvements include, but are not limited to: installing a cab signal system for the State Street subway; renovations of the State Street subway continuous station platform; renovation of the CTA subway station and mezzanine at the Jackson/Van Buren subway station; mezzanine and platform rehabilitation of the CTA Grand/State subway station; and design work for Ravenswood/Douglas Branch rehabilitation.

Amendment No. 76: Provides \$11,000,000 for the DART North Central light rail extension project instead of \$10,000,000 as proposed by the House and \$12,000,000 as proposed by the Senate.

Amendment No. 77: Provides \$15,250,000 for the Dallas-Fort Worth RAILTRAN project instead of \$12,500,000 as proposed by the House and \$18,000,000 as proposed by the Senate.

Amendment No. 78: Provides \$661,000 for the DeKalb County, Georgia light rail

project, instead of \$1,000,000 as proposed by the House. The Senate bill contained no similar appropriation.

Amendment No. 79: Provides \$1,500,000 for the Denver Southwest Corridor project, instead of \$3,000,000 as proposed by the House. The Senate bill contained no similar appropriation.

Amendment No. 80: Provides \$9,000,000 for the Florida Tri-County commuter rail project as proposed by the House instead of \$20,000,000 as proposed by the Senate.

Amendment No. 81: Provides \$1,000,000 for the Griffin light rail project instead of \$2,000,000 as proposed by the House. The Senate bill contained no similar appropriation.

Amendment No. 82: Provides \$40,590,000 for the Houston Regional Bus project as proposed by the House, instead of \$24,000,000 as proposed by the Senate.

Amendment No. 83: Provides \$5,500,000 for the Jackson, Mississippi Intermodal Corridor, instead of \$7,400,000 as proposed by the Senate. The House bill contained no similar appropriation.

Amendment No. 84: Provides \$15,000,000 for the Jacksonville ASE extension project, instead of \$15,300,000 as proposed by the House. The Senate bill contained no similar appropriation. The conferees agree that this appropriation shall complete the Federal Government's financial participation in the automated skyway extension project, as authorized in section 3035(w) of the Intermodal Surface Transportation Efficiency Act.

Amendment No. 85: Provides \$3,000,000 for the Kansas City Southtown corridor project instead of \$1,500,000 as proposed by the House and \$3,600,000 as proposed by the Senate.

Amendment No. 86: Provides \$2,000,000 for the Little Rock, Arkansas Junction Bridge project instead of \$6,000,000 as proposed by the Senate. The House bill contained no similar appropriation.

Amendment No. 87: Provides \$70,000,000 for the Los Angeles MOS-3 project instead of \$90,000,000 as proposed by the House and \$55,000,000 as proposed by the Senate.

Congress has stated clearly that airport funds should not be used for non-airport purposes. Moreover, the House Subcommittee on Transportation Appropriations as stated that it will consider any action to divert revenue illegally from airports in all its decisions regarding funding for transportation projects within its jurisdiction. The conferees are troubled by reports that the City of Los Angeles may be considering the illegal diversion of airport revenues to the city's general fund. Accordingly, the conferees direct that the FTA may only award up to fifty percent of the funding provided for the Los Angeles MOS-3 project in this Act to the Los Angeles Metropolitan Transportation Authority prior to April 1, 1997, provided the department's inspector general (IG) certifies in writing that no revenue has been diverted illegally from the Los Angeles airports to the City of Los Angeles since the enactment of this Act. Similarly, no additional funds may be apportioned after that date unless the IG certifies that no illegal airport revenues diversion has occurred during the fiscal year. It is the intent of the conferees that the IG conduct an expeditious review of this matter so as to not unduly delay the award of funds to the project.

Amendment No. 88: Provides \$1,500,000 for the Los Angeles-San Diego commuter rail project as proposed by the House. The Senate bill contained no similar appropriation.

Amendment No. 89: Provides \$33,191,000 for the MARC Commuter Rail Improvement

project instead of \$27,000,000 as proposed by the House and \$50,000,000 as proposed by the Senate.

Amendment No. 90: Provides \$1,500,000 for the Metro-Dade Transit east-west corridor, Florida project instead of \$5,000,000 as proposed by the Senate. The House bill contained no similar appropriation.

Amendment No. 91: Provides \$1,000,000 for the Miami-North 27th Avenue project as proposed by the House. The Senate bill contained no similar appropriation.

Amendment No. 92: Provides \$3,039,000 for the Memphis, Tennessee Regional Rail plan instead of \$2,000,000 as proposed by the House and \$6,400,000 as proposed by the Senate.

Amendment No. 93: Provides \$4,240,000 for the Morgantown, West Virginia Personal Rapid Transit System as proposed by the Senate. The House bill contained no similar appropriation.

Amendment No. 94: Provides \$500,000 for the New Jersey West Trenton commuter rail project instead of \$1,000,000 as proposed by the House. The Senate bill contained no similar appropriation.

Amendment No. 95: Provides \$8,000,000 for the New Orleans Canal Street Corridor project as proposed by the House, instead of \$10,000,000 as proposed by the Senate.

Amendment No. 96: Provides \$2,000,000 for the New Orleans Desire Streetcar project as proposed by the House. The Senate bill contained no similar appropriation.

Amendment No. 97: Provides \$500,000 for the Northern Indiana commuter rail project as proposed by the House. The Senate bill contained no similar appropriation.

Amendment No. 98: Provides \$2,000,000 for the Oklahoma City, MAPS corridor transit system instead of \$10,000,000 as proposed by the Senate. The House bill contained no similar appropriation.

Amendment No. 99: Provides \$3,000,000 for the Orange County transitway project instead of \$5,000,000 as proposed by the House. The Senate bill contained no similar appropriation.

Amendment No. 100: Provides \$10,000,000 for the Pittsburgh Airport busway project instead of \$15,100,000 as proposed by the Senate. The House bill contained no similar appropriation.

Amendment No. 101: Provides \$6,000,000 for the Portland South/North light rail transit project as proposed by the Senate. The House bill contained no similar appropriation.

Amendment No. 102: Provides \$138,000,000 for the Portland-Westside/Hillsboro Extension project as proposed by the Senate, instead of \$90,000,000 as proposed by the House.

Amendment No. 103: Provides \$2,000,000 for the Research Triangle Park, North Carolina regional transit plan instead of \$5,000,000 as proposed by the Senate. The House bill contained no similar appropriation.

Amendment No. 104: Provides \$6,000,000 for the Sacramento LRT Extension project as proposed by the House instead of \$7,000,000 as proposed by the Senate.

Amendment No. 105: Provides \$35,000,000 for the Salt Lake City-South LRT project instead of \$20,000,000 as proposed by the House and \$58,000,000 as proposed by the Senate.

Amendment No. 106: Retains with modification House language stricken by the Senate relating to high-occupancy vehicle lane and corridor design costs. The conferees agree that \$10,000,000 of the funds appropriated for this project may be available for high-occupancy vehicle (HOV) lane and corridor design costs. The conferees direct FTA to review the HOV and corridor design costs with respect to this project and report back

to the House and Senate Committees on Appropriations on future funding estimates of these activities prior to the hearings on the fiscal year 1998 budget.

Amendment No. 107: Provides \$13,500,000 for St. Louis Metrolink instead of \$30,000,000 as proposed by the Senate. The House bill contained no similar provision.

Amendment No. 108: Provides \$32,000,000 for the St. Louis-St. Clair Extension project instead of \$20,000,000 as proposed by the House and \$45,000,000 as proposed by the Senate.

Amendment No. 109: Provides \$27,500,000 for the San Francisco Area-BART airport extension/San Jose Tasman West LRT projects instead of \$35,000,000 as proposed by the House and \$20,000,000 as proposed by the Senate.

Although both the House and Senate's accompanying reports noted the significant progress having been made by BART, each identified significant outstanding concerns and conditions that must be met prior to the issuance of a full funding grant agreement, and, in the Senate report, of a letter of no prejudice. The conferees note that the California statutory amendments required by the House have been enacted. The conferees reiterate all other conditions contained in each report including the sixty day notice to the House and Senate Committees on Appropriations, but have agreed to remove the Senate condition that all litigation be resolved prior to the issuance of a full funding grant agreement or a letter of no prejudice. The conferees note that the FTA provided an updated status to the House and Senate Committees on August 19, 1996; however, the conferees agree that this letter does not satisfy the requirement—nor resolve all of the concerns identified in the conference report accompanying the Department of Transportation and Related Agencies Appropriations Act for fiscal year 1996 or the House and Senate reports accompanying this Act—that the FTA notify House and Senate Committees on Appropriations sixty days prior to the issuance of a full funding grant agreement or letter of no prejudice that each of the Committees' concerns have been resolved. Such notification shall include detailed financial analysis to demonstrate compliance with 49 U.S.C. 5309(e).

For example, the conferees understood that the FTA expected to approve BART's finance plan by the end of August and sign a full funding grant agreement by early October. The conferees note that BART's finance plan assumes a \$200,000,000 contribution from the San Francisco International Airport, and understand that the airport has now identified revenue bonds as its source of funds. However, under the airport's agreement with the airlines, it could not formally approve the bonds until after September 2, 1996. On July 1, 1996, the airport submitted its proposed financial plan to the FAA for approval. Upon FAA's review and certification that the airport's proposed financial plan is consistent with federal transportation law and regulations, and the approval of the airport's commission, the airport plans to issue revenue bonds. BART and the airport then expect to execute a memorandum of understanding (MOU) on project budget, schedule, construction, insurance, maintenance, and operating responsibilities. The conferees direct that the FTA not execute a full funding grant agreement until (1) the FAA reviews and certifies that the airport's financial contribution is consistent with federal transportation policy and regulations; (2) the MOU is signed; and (3) the House and Senate Committees on Appropriations are provided a full sixty days to review the project's status and

notify the FTA in writing that its concerns have been fully resolved. Only after receiving such congressional notification shall the FTA enter into a full funding grant agreement that limits federal costs of the project to not more than \$750,000,000, including all unanticipated contingencies, interest, and other financing costs. If, after sixty days, neither Committee (1) has notified the FTA that any of its concerns remain unresolved or (2) has informed the FTA that additional information is required in order for the Committee to determine whether the concerns are resolved, the FTA may execute a full funding grant agreement in accordance with the directives contained in this report. The conferees agree that a full funding grant agreement shall specifically require that BART, the project sponsors and financiers accept full financial responsibility for all project cost increases and overruns.

Amendment No. 110: Provides \$1,500,000 for the San Diego-Mid-Coast Corridor project instead of \$3,000,000 as proposed by the House. The Senate bill contained no similar provision.

Amendment No. 111: Provides \$4,750,000 for the San Juan Tren Urbano project instead of \$9,500,000 as proposed by the House. The Senate bill contained no similar provision.

Amendment No. 112: Provides \$3,000,000 for the Seattle-Renton-Tacoma light rail project instead of \$5,000,000 as proposed by the Senate. The House bill contained no similar provision.

Amendment No. 113: Provides \$375,000 for the Staten Island-Midtown Ferry service project as proposed by the House. The Senate bill contained no similar provision.

Amendment No. 114: Deletes "and" as proposed by the Senate and changes the name of the Tampa to Lakeland commuter rail project in the House engrossed bill to the Tampa Bay Regional Rail project.

Amendment No. 115: Provides \$3,000,000 for the Virginia Rail Express Richmond to Washington commuter rail project instead of \$8,000,000 as proposed by the Senate. The House bill contained no similar provision.

Amendment No. 116: Provides \$3,750,000 for the Whitehall ferry terminal, New York, New York, instead of \$2,500,000 as proposed by the House and \$5,000,000 as proposed by the Senate.

MASS TRANSIT CAPITAL FUND

(LIQUIDATION OF CONTRACT AUTHORIZATION)

(HIGHWAY TRUST FUND)

Amendment No. 117: Appropriates \$2,300,000,000 to liquidate contract authority obligations for mass transit capital programs as proposed by the Senate instead of \$2,000,000,000 as proposed by the House.

WASHINGTON METROPOLITAN AREA TRANSIT AUTHORITY

Amendment No. 118: Appropriates \$200,000,000 for construction of the Washington, D.C. metrorail system as proposed by the House instead of \$198,510,000 as proposed by the Senate.

SAINT LAWRENCE SEAWAY DEVELOPMENT CORPORATION

OPERATIONS AND MAINTENANCE (HARBOR MAINTENANCE TRUST FUND)

Amendment No. 119: Appropriates \$10,337,000 for operations and maintenance of the Saint Lawrence Seaway Development Corporation as proposed by the Senate instead of \$10,037,000 as proposed by the House.

Performance-based organization report.—In July, 1996, the Department of Transportation proposed legislation to restructure the Seaway into a performance-based organization

(PBO). Given the late date of the legislation and the dramatic impact of establishing the Seaway Corporation as a PBO, neither the House and Senate Committees on Appropriations nor the appropriate authorizing committees have had sufficient opportunity to review the proposal.

The conferees direct the General Accounting Office to submit a report to the House and Senate Committees on Appropriations, the House Transportation and Infrastructure Committee, and the Senate Commerce Committee evaluating the performance-based organization concept, with a specific emphasis on the Saint Lawrence Seaway Development Corporation. This report shall address financing mechanisms, accountability, Congressional oversight, management structure, regional impacts, and safety concerns, and shall be provided to the committees by May 15, 1997.

RESEARCH AND SPECIAL PROGRAMS ADMINISTRATION

RESEARCH AND SPECIAL PROGRAMS

Amendment No. 120: Appropriates \$26,886,000 for research and special programs instead of \$23,929,000 as proposed by the House and \$27,675,000 as proposed by the Senate.

The conference agreement distributes the research and special programs appropriation and 197 full-time equivalent staff positions as follows:

| | Amount | Positions |
|----------------------------------|--------------|-----------|
| Hazardous materials safety | \$15,472,000 | 131 |
| Research and technology | 3,580,000 | 13 |
| Emergency transportation | 993,000 | 7 |
| Program support | 6,841,000 | 46 |

The conference agreement includes the following adjustments to the budget request:

| | |
|--|--------------|
| Hazardous materials safety: | |
| Personnel, compensation and benefits | +\$1,111,000 |
| Operating expenses | +569,000 |
| Information systems | +125,000 |
| Research and analysis | +315,000 |
| Hazmat training | +225,000 |
| Information dissemination | +315,000 |
| Research and technology: | |
| Operating expenses | -17,000 |
| Technology development | -3,908,000 |
| Technology applications | -600,000 |

Hazardous materials safety positions.—The conferees provide the Administrator with the discretion to transfer up to two hazmat safety positions and \$200,000 into program support.

Hazardous materials rulemaking.—The conferees understand that the Research and Special Programs Administration (RSPA) is currently evaluating comments received in relation to a proposal intended to achieve uniformity and streamline the application and enforcement of federal hazardous materials regulations. As currently drafted, the proposed regulations may add thousands of dollars annually in increased compliance costs to farmers and agribusinesses without improving safety. The conferees strongly encourage RSPA to give serious consideration to establishing an agriculture exemption consistent with similar exemptions already granted by the department.

PIPELINE SAFETY

(PIPELINE SAFETY FUND)

Amendment No. 121: Appropriates \$30,988,000 for pipeline safety as proposed by

the House instead of \$31,278,000 as proposed by the Senate.

Amendment No. 122: Provides \$28,460,000 from the pipeline safety fund as proposed by the House instead of \$28,750,000 as proposed by the Senate. The conference agreement includes the following reductions from the budget request:

| | |
|--|-------------------|
| Operating expenses | -\$383,000 |
| Information systems | -290,000 |
| Training and information dissemination | -67,000 |
| Research and development | -500,000 |
| Grants | -1,800,000 |
| Total reduction | -3,040,000 |

OFFICE OF INSPECTOR GENERAL

SALARIES AND EXPENSES

Amendment No. 123: Appropriates \$37,900,000 for salaries and expenses of the office of inspector general instead of \$39,450,000 as proposed by the House and \$39,700,000 as proposed by the Senate. The conference agreement reflects the reduction of \$1,900,000 for contract audits, as described in amendment numbered 124.

Amendment No. 124: Provides that none of the funds provided for the office of inspector general may be used for contract audits, as proposed by the House. The Senate bill included \$1,900,000 for contract audits. The conferees agree with the House's position that such audits should be paid for by the operating administrations, and not by the Inspector General. This is consistent with recommendations made by OMB in its December 3, 1992 Interagency Task Force Report on the Federal Contract Audit Process, and would require those agencies receiving the direct benefit of the service to pay for it. Since the IG will no longer be providing funds for these audits, the results from the application of those funds should no longer be included in the IG's semi-annual reports to the Congress. In addition, the conferees agree that the office of inspector general should continue to serve in a coordinating role between the operating administrations and the Defense Contract Audit Agency, in order to streamline the administration of this process.

SURFACE TRANSPORTATION BOARD

SALARIES AND EXPENSES

Amendment No. 125: Deletes language proposed by the Senate which prohibits appropriated funds from being used to increase fees for services in connection with rail maximum rate complaints. The House bill contained no similar provision.

The conferees believe that following the final decision by the Surface Transportation Board on its user fee schedule for fiscal year 1997, which was issued on August 14, 1996, it would be imprudent to impose additional restrictions on what type and/or amount of user fees that the Board can collect. Following the termination of the Interstate Commerce Commission, both the Congress and the administration suggested that the Surface Transportation Board reduce its reliance on general fund appropriations. As such, earlier this year, the Board planned to increase existing fees and adopt new fees where none had been previously imposed, to better reflect the costs the Board incurs in providing services to the public. After announcing its original plans to raise fees, a significant number of concern were outlined by the affected parties. After considering these concerns, the Board decided to establish fees that will be significantly lower than those originally proposed and substantially below the costs to the agency of providing

these services. Any party that experiences hardship from the fee increase may request relief under the Board's fee-waiver procedures. While the conferees are reluctant to restrict the Board's ability to set fees, the Board should be mindful of raising fees to unreasonable levels.

TITLE III—GENERAL PROVISIONS

Amendment No. 126: Includes "program," as proposed by the House instead of "program;" as proposed by the Senate.

Amendment No. 127: Includes "program, and" as proposed by the House instead of "program;" as proposed by the Senate.

Amendment No. 128: Deletes language proposed by the Senate that would have set aside from the federal-aid highways obligation limitation \$5,000,000 for construction skill training; \$5,000,000 for congestion pricing pilot program; \$15,000,000 for the Woodrow Wilson Bridge; \$30,000,000 for Appalachian Regional Commission highway construction; and \$15,000,000 for the Symms National Recreational Trails program. The House bill contained no similar provisions.

Amendment No. 129: Includes "Provided" as proposed by the House instead of "Provided further" as proposed by the Senate.

Amendment No. 130: Provides for a one-time increase in the administrative take-down of the federal-aid highways program in fiscal year 1997 to 4 1/2 percent instead of 4 percent as proposed by the Senate. The House bill contained no similar provision.

Amendment No. 131: Restores House language stricken by the Senate that prohibits the use of funds to prepare, propose or promulgate any regulations that prescribe changes in the corporate average fuel economy standards for automobiles.

Amendment No. 132: Retains language proposed by the Senate that would permit the Administrator of the Federal Aviation Administration to expend funds for a sixth runway at the new Denver International Airport if safety conditions warrant the obligation instead of prohibiting funds as proposed by the House.

Amendment No. 133: Deletes both House and Senate language on the expenditure of funds for the collection of airline statistics by the Bureau of Transportation Statistics (BTS) and makes a technical change to the House engrossed bill. The conferees note that section 6006(b) of the Intermodal Surface Transportation Efficiency Act (ISTEA) specifies that BTS compile, analyze and publish "a comprehensive set of transportation statistics" and that the conference report accompanying ISTEA states, "data management by [BTS] shall not be limited to highway transportation, but is extended to include rail, highways, ships and air transport." Therefore, the conferees believe that funds provided by section 6006(b) of ISTEA can be used for the purpose of collecting airline statistics should the Department elect to do so.

Amendment No. 134: Restores House language stricken by the Senate that prohibits the use of funds for improvements to the Miller Highway in New York City, New York.

Amendment No. 135: Limits the necessary expenses of advisory committees to \$1,250,000 instead of \$850,000 as proposed by the House and \$1,050,000 as proposed by the Senate.

Amendment No. 136: Restores House language stricken by the Senate that prohibits funds other than those appropriated to pay for activities of the Surface Transportation Board.

Amendment No. 137: Includes language proposed by the Senate that exempts the Na-

tional Railroad Passenger Corporation (Amtrak) from certain state and local laws relative to the northeast corridor improvement project. The House bill contained no similar provision.

Amendment No. 138: Includes language proposed by the Senate that increases the authorization for funding the Westside light rail project from \$515,000,000 to \$555,000,000. The House bill contained no similar authorization.

Amendment No. 139: Restores House language stricken by the Senate that permits funds made available to the State of Michigan under section 3035(kk) of the Intermodal Surface Transportation Efficiency Act to be used for the purchase of buses and bus-related equipment and facilities.

Amendment No. 140: Restores House language stricken by the Senate that provides \$2,400,000 for the National Civil Aviation Review Commission.

Amendment No. 141: Includes language proposed by the Senate that makes funds available to Kauai, Hawaii, in Public Laws 103-122 and 103-331 available for operating assistance. The House bill contained no similar provision.

Amendment No. 142: Restores House language stricken by the Senate that transfers a certain lighthouse in Montauk, New York.

Amendment No. 143: Includes language proposed by the Senate that would require that improvements identified by section 1069(t) of Public Law 102-240 and funded pursuant to section 118(c)(2) of title 23, United States Code shall not be treated as an allocation for interstate maintenance. The House bill contained no similar provision.

Amendment No. 144: Includes language proposed by the Senate that makes receipts collected from users of the Department of Transportation's fitness centers available to support the operation and maintenance of those facilities. The House bill contained no similar provision.

Amendment No. 145: Includes language proposed by the Senate that prohibits the National Transportation Safety Board to plan, conduct, or enter into any contract to study the feasibility of allowing individuals who are more than 60 years of age to pilot commercial aircraft. The House bill contained similar language under title V.

Amendment No. 146: Includes language proposed by the Senate that limits cash awards for certain employees of the Department of Transportation to \$25,448,300. The House bill contained no similar provision.

Amendment No. 147: Makes technical change to language proposed by the Senate that exempts the National Railroad Passenger Corporation (Amtrak) from state or local laws relating to abandoned or unclaimed ticket refunds. The House bill contained no similar provision.

Amendment No. 148: Makes technical changes to language proposed by the Senate that relates to aviation operations staffing at Dutch Harbor, Alaska. The House bill contained no similar provision.

Amendment No. 149: Modifies language proposed by the Senate that provides voluntary separation payments to certain employees of the Department of Transportation. Modifications include limiting the period during which voluntary separation payments can be made to fiscal year 1997 and denying voluntary separation payment benefits to those individuals eligible to receive full retirement benefits. The House bill contained no similar provision.

Amendment No. 150: Deletes language proposed by the Senate relating to the reporting

of excise tax data and the impact on the allocation of federal-aid highway funds. The House bill contained no similar provision.

Amendment No. 151: Deletes sense of the Senate language to establish the Saint Lawrence Seaway Development Corporation as a performance-based organization and incorporates text of H.R. 1855, a bill restricting the authority of the Superior Court of the District of Columbia over certain cases involving child custody.

Amendment No. 152: Includes language proposed by the Senate which directs an independent assessment of the Federal Aviation Administration acquisition system, and deletes a Sense of the Congress provision regarding Federal Aviation Administration procurement proposed by the Senate. The House bill contained no similar provision.

Amendment No. 153: Includes language proposed by the Senate relating to the transportation of sugar beets on longer combination vehicles in the State of Nebraska. The House bill contained no similar provision.

Amendment No. 154: Includes language proposed by the Senate that relates to state incentive payments for rail-highway crossings. The House bill contained no similar provision.

Amendment No. 155: Includes language proposed by the Senate that prohibits the Coast Guard from enforcing regulations regarding animal fats and vegetable oils. The House bill contained no similar provision.

Amendment No. 156: Deletes language proposed by the Senate that would make eligible certain deteriorating conditions on roadways for federal-aid highways emergency relief funds. The House bill contained no similar provision.

Amendment No. 157: Includes language that provides that up to \$200,000 may be made available for the Railroad Safety Institute from funds made available to the administrator of the Federal Railroad Administration instead of language proposed by the Senate that shall provide up to \$500,000 from funds made available to the Federal Railroad Administration. The House bill contained no similar provision.

Amendment No. 158: Deletes language proposed by the Senate relating to train whistle requirements. The House bill contained no similar provision.

Amendment No. 159: Includes language proposed by the Senate prohibiting funds to levy penalties on the States of Maine or New Hampshire based on non-compliance with federal vehicle weight limitations. The House bill contained no similar provision.

TITLE IV—MISCELLANEOUS HIGHWAY PROVISIONS

Amendment No. 160: Restores House language stricken by the Senate relating to semitrailer units operating on U.S. Route 15 in the Commonwealth of Virginia.

Amendment No. 161: Restores House language stricken by the Senate relating to the reallocation of previously provided funds for the construction of a new bridge and approaches over the Mobile River in Alabama.

Amendment No. 162: Restores House language stricken by the Senate relating to the reallocation of previously provided funds for the construction of intermodal port facilities in the U.S. Virgin Islands.

Amendment No. 163: Includes language proposed by the Senate relating to authorizations for grade crossings in Nassau and Suffolk counties in New York. The House bill contained no similar provision.

Amendment No. 164: Restores House language stricken by the Senate relating to the authorization of a traffic improvement demonstration project in Michigan.

Amendment No. 165: Includes language proposed by the Senate relating to previously provided funds for road construction in Indiana. The House bill contained no similar provision.

Amendment No. 166: Includes language proposed by the Senate relating to previously appropriated funds for a highway safety improvement project in Michigan. The House bill contained no similar provision.

Amendment No. 167: Modifies language proposed by the Senate relating to the transfer of funds among highway projects in Minnesota and includes language relating to previously provided funds for road construction in Pennsylvania. The House bill contained no similar provision.

TITLE V—ADDITIONAL GENERAL PROVISIONS

Amendment No. 168: Strikes the heading for title V as proposed by the Senate.

Amendment No. 169: Deletes House language that places a limitation on new loan

guarantees for certain railroad projects as proposed by the Senate.

Amendment No. 170: Deletes House language that prohibits the National Transportation Safety Board to plan, conduct, or enter into any contract to study the feasibility of allowing individuals who are more than 60 years of age to pilot commercial aircraft as proposed by the Senate. This provision is included under amendment number 145.

CONFERENCE TOTAL—WITH COMPARISONS

The total new budget (obligational) authority for the fiscal year 1997 recommended by the Committee of Conference, with comparisons to the fiscal year 1996 amount, the 1997 budget estimates, and the House and Senate bills for 1997 follow:

| | |
|---|------------------|
| New budget (obligational) authority, fiscal year 1996 | \$11,918,532,831 |
|---|------------------|

| | |
|--|----------------|
| Budget estimates of new (obligational) authority, fiscal year 1997 | 12,633,915,627 |
| House bill, fiscal year 1997 | 12,551,311,000 |
| Senate bill, fiscal year 1997 | 12,560,535,000 |
| Conference agreement, fiscal year 1997 | 12,601,169,000 |
| Conference agreement compared with: | |
| New budget (obligational) authority, fiscal year 1996 | +682,636,169 |
| Budget estimates of new (obligational) authority, fiscal year 1997 | -32,746,627 |
| House bill, fiscal year 1997 | +49,858,000 |
| Senate bill, fiscal year 1997 | +40,634,000 |

| | FY 1996 Enacted | FY 1997 Estimate | House | Senate | Conference | Conference compared with enacted |
|---|----------------------|----------------------|----------------------|----------------------|----------------------|--|
| TITLE I - DEPARTMENT OF TRANSPORTATION | | | | | | |
| Office of the Secretary | | | | | | |
| Salaries and expenses..... | 56,189,000 | 55,376,000 | 53,816,000 | 53,376,000 | 52,966,000 | -3,223,000 |
| Office of civil rights..... | 6,554,000 | 5,574,000 | 5,574,000 | 5,574,000 | 5,574,000 | -980,000 |
| Transportation planning, research, and development..... | 8,220,000 | 7,919,000 | 3,000,000 | 3,000,000 | 3,000,000 | -5,220,000 |
| Transportation Administrative Service Center..... | (103,149,000) | ..... | (124,812,000) | (124,812,000) | (124,812,000) | (+21,663,000) |
| Payments to air carriers (Airport and Airway Trust Fund): | | | | | | |
| (Liquidation of contract authorization)..... | (22,600,000) | (21,922,000) | (10,000,000) | (25,900,000) | (25,900,000) | (+3,300,000) |
| (Limitation on obligations)..... | (22,600,000) | (21,922,000) | (10,000,000) | (25,900,000) | (25,900,000) | (+3,300,000) |
| Rescission of contract authority..... | (-16,000,000) | (-16,678,000) | (-28,600,000) | (-12,700,000) | (-12,700,000) | (+3,300,000) |
| Rescission..... | (-6,786,971) | (-1,133,373) | (-1,133,000) | (-1,133,000) | (-1,133,000) | (+5,653,971) |
| Rental payments..... | 135,200,000 | 137,581,000 | 127,447,000 | 129,500,000 | 127,447,000 | -7,753,000 |
| Minority business resource center program..... | 1,900,000 | 1,900,000 | 1,900,000 | 1,900,000 | 1,900,000 | ..... |
| (Limitation on direct loans)..... | (15,000,000) | (15,000,000) | (15,000,000) | (15,000,000) | (15,000,000) | ..... |
| Minority business outreach..... | 2,900,000 | 2,900,000 | 2,900,000 | 2,900,000 | 2,900,000 | ..... |
| Total, Office of the Secretary..... | 210,963,000 | 211,250,000 | 194,637,000 | 196,250,000 | 193,787,000 | -17,176,000 |
| (Limitations on obligations)..... | (22,600,000) | (21,922,000) | (10,000,000) | (25,900,000) | (25,900,000) | (+3,300,000) |
| Total budgetary resources..... | (233,563,000) | (233,172,000) | (204,637,000) | (222,150,000) | (219,687,000) | (-13,876,000) |
| Coast Guard | | | | | | |
| Operating expenses..... | 2,278,991,000 | 2,519,350,000 | 2,609,100,000 | 2,331,350,000 | 2,319,725,000 | +40,734,000 |
| Defense function (050)..... | ..... | 118,500,000 | ..... | ..... | ..... | ..... |
| (Transfer from DOD)..... | (300,000,000) | ..... | ..... | (300,000,000) | (300,000,000) | ..... |
| Acquisition, construction, and improvements: | | | | | | |
| Offsetting collections..... | ..... | -20,000,000 | -20,000,000 | ..... | ..... | ..... |
| Vessels..... | 167,600,000 | 237,000,000 | 205,600,000 | 227,980,000 | 216,500,000 | +48,900,000 |
| Aircraft..... | 12,000,000 | 21,400,000 | 18,300,000 | 18,040,000 | 18,040,000 | +6,040,000 |
| Other equipment..... | 49,200,000 | 46,700,000 | 39,900,000 | 48,200,000 | 41,700,000 | -7,500,000 |
| Shore facilities and aids to navigation facilities..... | 88,875,000 | 59,500,000 | 47,950,000 | 52,900,000 | 52,350,000 | -36,525,000 |
| Personnel and related support..... | 44,700,000 | 47,000,000 | 46,250,000 | 47,000,000 | 48,250,000 | +1,550,000 |
| Rescission, FY 1995..... | ..... | ..... | -355,000 | ..... | ..... | ..... |
| Rescission, FY 1996..... | ..... | ..... | -3,400,000 | ..... | ..... | ..... |
| Subtotal, A C & I appropriations..... | 362,375,000 | 411,600,000 | 358,000,000 | 393,100,000 | 374,840,000 | +12,465,000 |

| | FY 1996 Enacted | FY 1997 Estimate | House | Senate | Conference | Conference compared with enacted |
|---|--------------------|---------------------|-----------------|-----------------|-----------------|--|
| Adjustments | | -20,000,000 | -23,755,000 | | | |
| Net total, A C & I..... | 362,375,000 | 361,600,000 | 334,245,000 | 393,100,000 | 374,840,000 | + 12,465,000 |
| Environmental compliance and restoration | 21,000,000 | 25,000,000 | 21,000,000 | 23,000,000 | 22,000,000 | + 1,000,000 |
| Port Safety Development..... | 15,000,000 | | | 5,000,000 | 5,000,000 | -10,000,000 |
| Alteration of bridges..... | 16,000,000 | 2,000,000 | 16,000,000 | 10,000,000 | 16,000,000 | |
| Retired pay..... | 582,022,000 | 608,084,000 | 608,084,000 | 608,084,000 | 608,084,000 | + 26,062,000 |
| Reserve training | 62,000,000 | 65,890,000 | 65,890,000 | 65,890,000 | 65,890,000 | + 3,890,000 |
| Research, development, test, and evaluation | 18,000,000 | 20,300,000 | 19,000,000 | 19,550,000 | 19,200,000 | + 1,200,000 |
| Boat safety (Aquatic Resources Trust Fund)..... | 20,000,000 | | 35,000,000 | 10,000,000 | 35,000,000 | + 15,000,000 |
| Total, Coast Guard..... | 3,375,388,000 | 3,750,724,000 | 3,708,319,000 | 3,465,974,000 | 3,465,739,000 | + 80,351,000 |
| Federal Aviation Administration | | | | | | |
| Operations | 4,645,712,000 | 4,918,289,000 | 4,900,000,000 | 4,899,957,000 | 4,900,000,000 | + 254,288,000 |
| Offsetting Collections..... | | -150,000,000 | -30,000,000 | -75,000,000 | -75,000,000 | -75,000,000 |
| Facilities & equipment (Airport & Airway Trust Fund)..... | 1,934,883,000 | 1,788,700,000 | 1,800,000,000 | 1,788,700,000 | 1,790,000,000 | -144,883,000 |
| Rescission..... | (-60,000,000) | | | | | (+ 60,000,000) |
| Research, engineering, and development (Airport and Airway Trust Fund)..... | 185,698,000 | 195,700,000 | 185,000,000 | 188,490,000 | 187,412,000 | + 1,714,000 |
| Grants-in-aid for airports (Airport and Airway Trust Fund): | | | | | | |
| (Liquidation of contract authorization) | (1,500,000,000) | (1,500,000,000) | (1,500,000,000) | (1,500,000,000) | (1,500,000,000) | |
| (Limitation on obligations) | (1,450,000,000) | (1,350,000,000) | (1,300,000,000) | (1,480,000,000) | (1,480,000,000) | (+ 10,000,000) |
| Rescission of contract authority | (-684,000,000) | | | | | (+ 684,000,000) |
| Aircraft purchase loan guarantee program (indefinite borrowing authority) | 50,000 | | | | | -50,000 |
| (Limitation on borrowing authority) | (1,600,000) | | | | | (-1,600,000) |
| Total, Federal Aviation Administration..... | 6,766,343,000 | 6,752,689,000 | 6,855,000,000 | 6,802,147,000 | 6,802,412,000 | + 36,069,000 |
| (Limitations on obligations) | (1,450,000,000) | (1,350,000,000) | (1,300,000,000) | (1,480,000,000) | (1,480,000,000) | (+ 10,000,000) |
| Total budgetary resources..... | (8,216,343,000) | (8,102,689,000) | (8,155,000,000) | (8,262,147,000) | (8,262,412,000) | (+ 46,069,000) |

| | FY 1996 Enacted | FY 1997 Estimate | House | Senate | Conference | Conference compared with enacted |
|--|-------------------------|-------------------------|-------------------------|-------------------------|-------------------------|--|
| Federal Highway Administration | | | | | | |
| Limitation on general operating expenses..... | (509,680,000) | (652,905,000) | (510,981,000) | (534,848,000) | (521,114,000) | (+11,454,000) |
| Highway-related safety grants (Highway Trust Fund): | | | | | | |
| (Liquidation of contract authorization) | (11,000,000) | (2,049,000) | (2,049,000) | (2,049,000) | (2,049,000) | (-8,951,000) |
| (Limitation on obligations) | (11,000,000) | ..... | ..... | ..... | ..... | (-11,000,000) |
| Rescission of contract authority | (-9,000,000) | ..... | ..... | ..... | ..... | (+9,000,000) |
| Federal-aid highways (Highway Trust Fund): | | | | | | |
| (Limitation on obligations) | (17,550,000,000) | (17,714,000,000) | (17,550,000,000) | (17,850,000,000) | (18,000,000,000) | (+450,000,000) |
| (Exempt obligations) (sec. 310) | (2,331,507,000) | (1,314,802,000) | (2,055,000,000) | (2,055,000,000) | (2,055,000,000) | (-276,507,000) |
| (Liquidation of contract authorization) | (19,200,000,000) | (19,800,000,000) | (19,800,000,000) | (19,800,000,000) | (19,800,000,000) | (+800,000,000) |
| Emergency appropriations | (300,000,000) | ..... | ..... | ..... | ..... | (-300,000,000) |
| Right-of-way revolving funds (Highway Trust Fund)..... | ..... | ..... | ..... | 8,000,000 | ..... | ..... |
| Motor carrier safety grants (Highway Trust Fund): | | | | | | |
| (Liquidation of contract authorization) | (88,000,000) | (74,000,000) | (74,000,000) | (74,000,000) | (74,000,000) | (+8,000,000) |
| (Limitation on obligations) | (77,225,000) | (85,000,000) | (77,425,000) | (79,000,000) | (78,225,000) | (+1,000,000) |
| Rescission of contract authority | (-33,000,000) | ..... | ..... | ..... | ..... | (+33,000,000) |
| Alameda corridor project loan program ..... | ..... | 58,680,000 | ..... | ..... | ..... | ..... |
| Alameda corridor project loan limitation ..... | ..... | (400,000,000) | ..... | ..... | ..... | ..... |
| State infrastructure banks (Highway Trust Fund) ..... | ..... | 250,000,000 | ..... | 250,000,000 | ..... | ..... |
| State infrastructure banks ..... | ..... | ..... | ..... | ..... | 150,000,000 | +150,000,000 |
| Total, Federal Highway Administration..... | ..... | 308,680,000 | ..... | 258,000,000 | 150,000,000 | +150,000,000 |
| (Limitations on obligations) | (17,838,225,000) | (17,799,000,000) | (17,827,425,000) | (17,729,000,000) | (18,078,225,000) | (+440,000,000) |
| (Exempt obligations) | (2,331,507,000) | (1,314,802,000) | (2,055,000,000) | (2,055,000,000) | (2,055,000,000) | (-276,507,000) |
| Total budgetary resources..... | (19,969,732,000) | (19,422,482,000) | (19,882,425,000) | (20,042,000,000) | (20,283,225,000) | (+313,483,000) |

| | FY 1996 Enacted | FY 1997 Estimate | House | Senate | Conference | Conference compared with enacted |
|---|--------------------|---------------------|---------------|---------------|---------------|--|
| National Highway Traffic Safety Administration | | | | | | |
| Operations and research | 73,316,570 | 98,976,000 | 81,895,000 | 80,000,000 | 80,900,000 | +7,583,430 |
| Operations and research (Highway Trust Fund) | 51,884,430 | 59,537,000 | 50,377,000 | 53,195,000 | 51,712,000 | -172,430 |
| Subtotal, Operations and research..... | 125,201,000 | 158,513,000 | 132,272,000 | 133,195,000 | 132,612,000 | +7,411,000 |
| Highway traffic safety grants (Highway Trust Fund): | | | | | | |
| (Liquidation of contract authorization) | (155,100,000) | (191,000,000) | (167,100,000) | (169,100,000) | (168,100,000) | (+13,000,000) |
| State and community highway safety grants (Sec. 402) (limitation on obligations) | (127,700,000) | (151,200,000) | (127,700,000) | (129,700,000) | (128,700,000) | (+1,000,000) |
| National Driver Register (Sec. 402) (limitation on obligations) | (2,400,000) | (2,400,000) | (2,400,000) | (2,400,000) | (2,400,000) | ..... |
| Highway safety grants (Sec. 1003(a)(7)) (limitation on obligations) ..... | ..... | (15,000,000) | (11,000,000) | (12,000,000) | (11,500,000) | (+11,500,000) |
| Alcohol-impaired driving countermeasures programs (Sec. 410) (limitation on obligations) | (25,000,000) | (25,000,000) | (28,000,000) | (25,000,000) | (25,500,000) | (+500,000) |
| Rescission of contract authority | (-58,000,000) | ..... | ..... | ..... | ..... | (+58,000,000) |
| Total, National Highway Traffic Safety Administration | 125,201,000 | 158,513,000 | 132,272,000 | 133,195,000 | 132,612,000 | +7,411,000 |
| (Limitations on obligations) | (155,100,000) | (193,800,000) | (167,100,000) | (169,100,000) | (168,100,000) | (+13,000,000) |
| Total budgetary resources..... | (280,301,000) | (352,113,000) | (299,372,000) | (302,295,000) | (300,712,000) | (+20,411,000) |
| Federal Railroad Administration | | | | | | |
| Office of the Administrator | 14,018,000 | 16,883,000 | 16,489,000 | 16,739,000 | 16,739,000 | +2,721,000 |
| Railroad safety | 49,919,000 | 51,864,000 | 51,407,000 | 51,407,000 | 51,407,000 | +1,488,000 |
| Railroad research and development | 24,550,000 | 24,585,000 | 20,341,000 | 20,000,000 | 20,100,000 | -4,450,000 |
| Northeast corridor improvement program | 115,000,000 | 200,000,000 | ..... | 200,000,000 | 115,000,000 | ..... |
| Railroad rehabilitation and improvement program (Sec. 511 loan guarantees) ..... | ..... | ..... | ..... | 4,158,000 | ..... | ..... |
| (Limitation on direct loans) ..... | ..... | ..... | ..... | (75,000,000) | ..... | ..... |
| High-speed rail trainsets and facilities ..... | ..... | 80,000,000 | 80,000,000 | 80,000,000 | 80,000,000 | +80,000,000 |
| Next generation high speed rail | 19,205,000 | 26,525,000 | 19,757,000 | 26,525,000 | 24,757,000 | +5,552,000 |
| Total fund share of next generation high-speed rail (Highway Trust Fund): | ..... | ..... | ..... | ..... | ..... | ..... |
| (Liquidation of contract authorization) | (7,118,000) | (2,855,000) | (2,855,000) | (2,855,000) | (2,855,000) | (-4,263,000) |
| (Limitation on obligations) | (5,000,000) | ..... | ..... | ..... | ..... | (-5,000,000) |

| | FY 1996 Enacted | FY 1997 Estimate | House | Senate | Conference | Conference compared with enacted |
|--|--------------------|---------------------|-----------------|-----------------|-----------------|--|
| Trust fund share of expenses (Highway Trust Fund) (liquidation of contract authorization)..... | (1,120,850,000) | (1,920,000,000) | (1,920,000,000) | (1,920,000,000) | (1,920,000,000) | (+799,150,000) |
| Discretionary grants (Highway Trust Fund) (limitation on obligations): | | | | | | |
| Fixed guideway modernization | (966,000,000) | (725,000,000) | (966,000,000) | (725,000,000) | (760,000,000) | (+94,000,000) |
| Bus and bus-related facilities | (333,000,000) | (274,000,000) | (333,000,000) | (375,000,000) | (380,000,000) | (+47,000,000) |
| New starts..... | (966,000,000) | (800,000,000) | (966,000,000) | (800,000,000) | (760,000,000) | (+94,000,000) |
| Subtotal, Discretionary grants | (1,665,000,000) | (1,799,000,000) | (1,665,000,000) | (1,900,000,000) | (1,900,000,000) | (+235,000,000) |
| Mass transit capital fund (Highway Trust Fund) (liquidation of contract authorization)..... | (2,375,000,000) | (2,000,000,000) | (2,000,000,000) | (2,300,000,000) | (2,300,000,000) | (-75,000,000) |
| Washington Metropolitan Area Transit Authority | 200,000,000 | 200,000,000 | 200,000,000 | 198,510,000 | 200,000,000 | ..... |
| Violent crime reduction programs (Violent Crime Reduction Trust Fund)..... | ..... | 10,000,000 | ..... | ..... | ..... | ..... |
| Total, Federal Transit Administration..... | 1,276,425,000 | 566,274,000 | 822,867,000 | 550,492,000 | 822,997,000 | -453,426,000 |
| (Limitations on obligations) | (2,775,000,000) | (3,729,850,000) | (3,227,925,000) | (3,830,850,000) | (3,559,185,000) | (+784,185,000) |
| Total budgetary resources..... | (4,051,425,000) | (4,298,124,000) | (4,050,792,000) | (4,381,342,000) | (4,382,182,000) | (+330,757,000) |
| Saint Lawrence Seaway Development Corporation | | | | | | |
| Operations and maintenance (Harbor Maintenance Trust Fund)..... | 10,150,000 | 10,065,000 | 10,037,000 | 10,337,000 | 10,337,000 | +187,000 |
| Research and Special Programs Administration | | | | | | |
| Research and special programs..... | 23,937,000 | 28,169,000 | 23,929,000 | 27,675,000 | 26,886,000 | +2,949,000 |
| Hazardous materials safety | (12,650,000) | (12,812,000) | (12,772,000) | (15,572,000) | (15,472,000) | (+2,822,000) |
| Emergency transportation | (1,022,000) | (993,000) | (993,000) | (993,000) | (993,000) | (-29,000) |
| Research and technology | (3,288,000) | (7,488,000) | (3,323,000) | (4,269,000) | (3,560,000) | (+292,000) |
| Program and administrative support..... | (7,388,000) | (8,876,000) | (6,841,000) | (6,841,000) | (6,841,000) | (-547,000) |
| Accountwide adjustment | (-411,000) | ..... | ..... | ..... | ..... | (+411,000) |
| Subtotal, research and special programs | (23,937,000) | (28,169,000) | (23,929,000) | (27,675,000) | (26,886,000) | (+2,949,000) |

| | FY 1996 Enacted | FY 1997 Estimate | House | Senate | Conference | Conference compared with enacted |
|---|--------------------|---------------------|--------------|--------------|--------------|--|
| Pipeline safety (Pipeline Safety Fund) | 28,750,000 | 31,500,000 | 28,480,000 | 28,750,000 | 28,480,000 | -290,000 |
| Pipeline safety (Oil Spill Liability Trust Fund) | 2,688,000 | 2,528,000 | 2,528,000 | 2,528,000 | 2,528,000 | -170,000 |
| Subtotal, Pipeline safety | 31,448,000 | 34,028,000 | 30,988,000 | 31,278,000 | 30,988,000 | -460,000 |
| Emergency preparedness grants: | | | | | | |
| Emergency preparedness fund | 400,000 | 200,000 | 200,000 | 200,000 | 200,000 | -200,000 |
| (Limitation on obligations) | (8,890,000) | | | | | (-8,890,000) |
| Total, Research and Special Programs Administration | 55,785,000 | 62,397,000 | 55,117,000 | 59,153,000 | 58,074,000 | +2,289,000 |
| (Limitations on obligations) | (8,890,000) | | | | | (-8,890,000) |
| Total budgetary resources | (64,675,000) | (62,397,000) | (55,117,000) | (59,153,000) | (58,074,000) | (-6,601,000) |
| Office of Inspector General | | | | | | |
| Salaries and expenses | 40,238,000 | 39,771,000 | 39,450,000 | 39,700,000 | 37,900,000 | -2,338,000 |
| Bureau of Transportation Statistics | | | | | | |
| Salaries and expenses | 2,200,000 | | | | | -2,200,000 |
| Office of Airline Information (Airport & airway trust fund) | | 3,100,000 | | | | |
| Surface Transportation Board | | | | | | |
| Salaries and expenses | | 3,000,000 | 12,344,000 | 12,344,000 | 12,344,000 | +12,344,000 |
| Offsetting Collections | | -3,000,000 | | | | |
| General Provisions | | | | | | |
| Bureau of Transportation Statistics (transfer from Federal-aid Highways) | (20,000,000) | (25,000,000) | (25,000,000) | (25,000,000) | (25,000,000) | (+5,000,000) |
| Transportation Administrative Service Center reduction | -7,500,000 | | -10,000,000 | -10,000,000 | -10,000,000 | -2,500,000 |
| DOT field office consolidation (sec. 335) | -25,000,000 | | | | | +25,000,000 |
| ICC transition (sec. 344) | 8,421,000 | | | | | -8,421,000 |

| | FY 1996 Enacted | FY 1997 Estimate | House | Senate | Conference | Conference compared with enacted |
|---|--------------------|---------------------|------------------|------------------|------------------|--|
| Total, title I, Department of Transportation (net) | 11,882,519,029 | 12,893,968,827 | 12,502,964,000 | 12,514,588,000 | 12,552,822,000 | +690,302,971 |
| Appropriations | (12,707,306,000) | (12,911,780,000) | (12,536,452,000) | (12,528,421,000) | (12,566,655,000) | (-140,651,000) |
| Rescissions | (-844,788,971) | (-17,811,373) | (-33,488,000) | (-13,833,000) | (-13,833,000) | (+830,953,971) |
| (Limitations on obligations) | (22,054,815,000) | (23,084,372,000) | (22,332,450,000) | (23,214,850,000) | (23,291,410,000) | (+1,236,595,000) |
| (Exempt obligations)..... | (2,331,507,000) | (1,314,802,000) | (2,055,000,000) | (2,055,000,000) | (2,055,000,000) | (-276,507,000) |
| Total budgetary resources including (limitations on obligations) and (exempt obligations) | (36,248,841,029) | (37,303,142,827) | (36,890,414,000) | (37,784,438,000) | (37,899,232,000) | (+1,650,390,971) |
| TITLE II - RELATED AGENCIES | | | | | | |
| Architectural and Transportation Barriers Compliance Board | | | | | | |
| Salaries and expenses..... | 3,500,000 | 3,540,000 | 3,540,000 | 3,540,000 | 3,540,000 | +40,000 |
| National Transportation Safety Board | | | | | | |
| Salaries and expenses..... | 38,774,000 | 42,407,000 | 42,407,000 | 42,407,000 | 42,407,000 | +3,633,000 |
| Emergency fund | 360,802 | | | | | -360,802 |
| Total, National Transportation Safety Board | 39,134,802 | 42,407,000 | 42,407,000 | 42,407,000 | 42,407,000 | +3,272,198 |
| Interstate Commerce Commission | | | | | | |
| Salaries and expenses..... | 13,379,000 | | | | | -13,379,000 |
| Payments for directed rail service (limitation on obligations) | (475,000) | | | | | (-475,000) |
| Total, Interstate Commerce Commission | (13,854,000) | | | | | (-13,854,000) |
| Panama Canal Commission | | | | | | |
| Panama Canal Revolving Fund: | | | | | | |
| (Limitation on administrative expenses) | (52,741,000) | | | | | (-52,741,000) |
| Total, title II, Related Agencies | 56,013,802 | 45,947,000 | 45,947,000 | 45,947,000 | 45,947,000 | -10,066,802 |
| (Limitation on obligations)..... | (475,000) | | | | | (-475,000) |
| Total budgetary resources..... | (56,488,802) | (45,947,000) | (45,947,000) | (45,947,000) | (45,947,000) | (-10,541,802) |

| | FY 1996 Enacted | FY 1997 Estimate | House | Senate | Conference | Conference compared with enacted |
|---|-------------------------|-------------------------|-------------------------|-------------------------|-------------------------|--|
| TITLE III - GENERAL PROVISIONS | | | | | | |
| General Provision 310..... | | (-41,000,000) | | | | |
| General Provision 310(f)..... | | -308,000,000 | | | | |
| Sec. 338 - National Civil Aviation Review Commission..... | | | 2,400,000 | | 2,400,000 | +2,400,000 |
| Total appropriations (net)..... | 11,918,532,831 | 12,633,915,627 | 12,551,311,000 | 12,580,535,000 | 12,601,169,000 | +682,636,169 |
| Scorekeeping adjustments..... | 368,676,148 | -6,000,000 | -1,000,000 | -2,513,604 | -2,513,604 | -371,189,752 |
| Grand total (net)..... | 12,287,208,979 | 12,627,915,627 | 12,550,311,000 | 12,558,021,396 | 12,598,655,396 | +311,446,417 |
| Appropriations..... | (13,131,995,950) | (12,645,727,000) | (12,583,799,000) | (12,571,854,396) | (12,612,486,396) | (-519,507,554) |
| Rescissions..... | (-844,786,971) | (-17,811,373) | (-33,488,000) | (-13,833,000) | (-13,833,000) | (+830,953,971) |
| (Limitations on obligations)..... | (22,055,290,000) | (23,053,372,000) | (22,332,450,000) | (23,214,850,000) | (23,291,410,000) | (+1,236,120,000) |
| (Exempt obligations)..... | (2,331,507,000) | (1,314,802,000) | (2,055,000,000) | (2,055,000,000) | (2,055,000,000) | (-276,507,000) |
| Grand total budgetary resources including (limitations on obligations) and (exempt obligations)..... | (36,674,005,979) | (36,996,089,627) | (36,937,761,000) | (37,827,871,396) | (37,945,066,396) | (+1,271,059,417) |
| CONGRESSIONAL BUDGET RECAP | | | | | | |
| Total mandatory and discretionary..... | 12,287,208,979 | 12,627,915,627 | 12,550,311,000 | 12,558,021,396 | 12,598,655,396 | +311,446,417 |
| Mandatory..... | 582,072,000 | 608,084,000 | 608,084,000 | 608,084,000 | 608,084,000 | +26,012,000 |
| Discretionary: | | | | | | |
| Crime trust fund..... | | 10,000,000 | | | | |
| General purposes: | | | | | | |
| Defense (050)..... | | 118,500,000 | | | | |
| Nondefense..... | 11,705,136,979 | 11,891,331,627 | 11,942,227,000 | 11,949,937,396 | 11,990,571,396 | +285,434,417 |
| Total, General purposes..... | 11,705,136,979 | 12,009,831,627 | 11,942,227,000 | 11,949,937,396 | 11,990,571,396 | +285,434,417 |
| Total, Discretionary..... | 11,705,136,979 | 12,019,831,627 | 11,942,227,000 | 11,949,937,396 | 11,990,571,396 | +285,434,417 |

FRANK R. WOLF,
TOM DELAY,
RALPH REGULA,
HAROLD ROGERS,
JIM LIGHTFOOT,
RON PACKARD,
SONNY CALLAHAN,
JAY DICKEY,
MARTIN OLAV SABO,
RICHARD J. DURBIN (except
amendments 150 and 151
and amendment 158),
RONALD COLEMAN,
THOMAS M. FOGLETTA,
DAVID R. OBEY,

Managers on the Part of the House.

MARK O. HATFIELD,
PETE V. DOMENICO (except
amendment 150),
ARLEN SPECTER,
CHRISTOPHER S. BOND,
SLADE GORTON,
RICHARD C. SHELBY,
FRANK R. LAUTENBERG,
ROBERT C. BYRD (except
amendment 150),
TOM HARKIN,
BARBARA MIKULSKI,

Managers on the Part of the Senate.

COMMUNICATION FROM THE
CLERK OF THE HOUSE

The SPEAKER pro tempore laid before the House the following communication from the Clerk of the House of Representatives:

OFFICE OF THE CLERK,
U.S. HOUSE OF REPRESENTATIVES,
Washington, September 16, 1996.

The Honorable NEWT GINGRICH,
The Speaker,
U.S. House of Representatives.

DEAR MR. SPEAKER: Pursuant to the permission granted in Clause 5 of Rule III of the Rules of the U.S. House of Representatives, I have the honor to transmit a sealed envelope received from the White House on Friday, September 13 at 11:20 a.m. and said to contain a message from the President wherein he transmits a 6-month periodic report on the national emergency with respect to Iran.

With warm regards,

ROBIN H. CARLE,
Clerk, U.S. House of Representatives.

REPORT ON NATIONAL EMERGENCY WITH RESPECT TO IRAN—
MESSAGE FROM THE PRESIDENT
OF THE UNITED STATES (H. DOC.
NO. 104-261)

The SPEAKER pro tempore laid before the House the following message from the President of the United States; which was read and, together with the accompanying papers, without objection, referred to the Committee on International Relations and ordered to be printed:

To the Congress of the United States:

I hereby report to the Congress on developments concerning the national emergency with respect to Iran that was declared in Executive Order 12957 of March 15, 1995, and matters relating to the measures in that order and in Executive Order 12959 of May 6, 1995. This report is submitted pursuant to

section 204(c) of the International Emergency Economic Powers Act, 50 U.S.C. 1703(c) (IEEPA), and section 505(c) of the International Security and Development Cooperation Act of 1985, 22 U.S.C. 2349aa-9(c). This report discusses only matters concerning the national emergency with respect to Iran that was declared in Executive Order 12957 and does not deal with those relating to the emergency declared on November 14, 1979, in connection with the hostage crisis.

1. On March 15, 1995, I issued Executive Order 12957 (60 Fed. Reg. 14615, March 17, 1995) to declare a national emergency with respect to Iran pursuant to IEEPA, and to prohibit the financing, management, or supervision by United States persons of the development of Iranian petroleum resources. This action was in response to actions and policies of the Government of Iran, including support for international terrorism, efforts to undermine the Middle East peace process, and the acquisition of weapons of mass destruction and the means to deliver them. A copy of the order was provided to the Speaker of the House of Representatives and the President of the Senate by letter dated March 15, 1995. Following the imposition of these restrictions with regard to the development of Iranian petroleum resources, Iran continued to engage in activities that represent a threat to the peace and security of all nations, including Iran's continuing support for international terrorism, its support for acts that undermine the Middle East peace process, and its intensified efforts to acquire weapons of mass destruction. On May 6, 1995, I issued Executive Order 12959 to further respond to the Iranian threat to the national security, foreign policy, and economy of the United States.

Executive Order 12959 (60 Fed. Reg. 24757, May 9, 1995) (1) prohibits exportation from the United States to Iran or to the Government of Iran of goods, technology, or services; (2) prohibits the reexportation of certain U.S. goods and technology to Iran from third countries; (3) prohibits transactions such as brokering and other dealing by United States persons in goods and services of Iranian origin or owned or controlled by the Government of Iran; (4) prohibits new investments by United States persons in Iran or in property owned or controlled by the Government of Iran; (5) prohibits U.S. companies and other United States persons from approving, facilitating, or financing performance by a foreign subsidiary or other entity owned or controlled by a United States person of certain reexport, investment, and certain trade transactions that a United States person is prohibited from performing; (6) continue the 1987 prohibition on the importation into the United States of goods and services of Iranian origin; (7) prohibits any trans-

action by any United States person or within the United States that evades or avoids or attempts to violate any prohibition of the order; and (8) allowed U.S. companies a 30-day period in which to perform trade transactions pursuant to contracts predating the Executive order.

At the time of signing Executive Order 12959, I directed the Secretary of the Treasury to authorize through specific licensing certain transactions, including transactions by United States persons related to the Iran-United Claims Tribunal in The Hague, established pursuant to the Algiers Accords, and related to other international obligations and United States Government functions, and transactions related to the export of agricultural commodities pursuant to preexisting contracts consistent with section 5712(c) of title 7, United States Code. I also directed the Secretary of the Treasury in consultation with the Secretary of State, to consider authorizing United States persons through specific licensing to participate in market-based swaps of crude oil from the Caspian Sea area for Iranian crude oil in support of energy projects in Azerbaijan, Kazakstan, Turkmenistan.

Executive Order 12959 revoked sections 1 and 2 of Executive Order 12613 of October 29, 1987, and sections 1 and 2 of Executive Order 12957 of March 15, 1995, to the extent they are inconsistent with it. A copy of Executive Order 12959 was transmitted to the Speaker of the House of Representatives and the President of the Senate by letters dated May 6, 1995.

2. On March 8, 1996, I renewed for another year the national emergency with respect to Iran pursuant to IEEPA. This renewal extended the current comprehensive trade embargo against Iran in effect since May 1995. Under these sanctions, virtually all trade with Iran is prohibited except for information and informational materials and certain other limited exceptions.

3. There were no amendments to the Iranian Transactions Regulations, 31 CFR Part 560 (the "ITR") during the reporting period.

4. During the current 6-month period, the Department of the Treasury's Office of Foreign Assets Control (OFAC) made numerous decisions with respect to applications for licenses to engage in transactions under the ITR, and issued 24 licenses. The majority of denials were in response to requests to authorize commercial exports to Iran and the importation of Iranian-origin goods. The majority of the licenses issued authorized the completion of commodity "string transactions" entered into by U.S. parties with respect to foreign commodities and having no knowledge or control over the Iranian interest in the contracts; the export and reexport of goods, services, and

technology essential to ensure the safety of civil aviation and safe operation of certain commercial passenger aircraft in Iran; licenses relating to Iranian participation in the 1996 Atlanta Olympic and Paralympic Games; the importation of Iranian-origin artwork for public exhibition; and certain humanitarian imports and exports. In light of statutory restrictions applicable to goods and technology involved in the air safety cases, the Department of the Treasury continues to consult and coordinate with the Departments of State and Commerce on these matters, consistent with section 4 of Executive Order 12959.

In consultation with the Board of Governors of the Federal Reserve System and bank regulators in New York and California, OFAC revoked the licenses of all Iranian banking agencies in the United States. State regulators then required them to convert to Representative Office status. There are now no Iranian banks authorized to conduct banking business in the United States. Activities have been restricted to "limited representation," allowing only research and coordination with U.S. holders of affiliate correspondent accounts.

Bank Saderat, Iran's New York Representative Office, was nominated by the Central Bank of Iran to act as its agent for procedures outlined in the "Airbus" settlement at The Hague. Accordingly, Bank Saderat was separately licensed by OFAC for the limited purpose of collecting information for the Central Bank of Iran about U.S. commercial claims against Iranian banks. The information will be forwarded to and cleared by Iranian and State Department officials and used in making independent determinations as to which claims can be paid from a special escrow account established at the Federal Reserve Bank of New York.

The U.S. financial community continues to interdict transactions associated with Iran and to consult with OFAC about their appropriate handling. During this reporting period, OFAC took decisive action to prevent the U.S. clearing of third country dollar travelers checks sold by Iranian banks.

5. The U.S. Customs Service has continued to effect numerous seizures of Iranian-origin merchandise, primarily carpets, for violation of the import prohibitions of the ITR. Various enforcement actions carried over from previous reporting periods are continuing and new reports of violations are being aggressively pursued. Since March 11, 1996, OFAC has collected two civil penalties totaling \$6,000. The violations underlying these collections involve unlicensed exports to Iran. Civil penalty action is pending against 12 U.S. companies and financial institutions for violations of the Regulations.

6. The expenses incurred by the Federal Government in the 6-month period

from March 15 through September 14, 1996, that are directly attributable to the exercise of powers and authorities conferred by the declaration of a national emergency with respect to Iran are approximately \$850,000, most of which represents wage and salary costs for Federal personnel. Personnel costs were largely centered in the Department of the Treasury (particularly in the Office of Foreign Assets Control, the U.S. Customs Service, the Office of the Under Secretary for Enforcement, and the Office of the General Counsel), the Department of State (particularly the Bureau of Economic and Business Affairs, the Bureau of Near Eastern Affairs, the Bureau of Political-Military Affairs, and the Office of the Legal Adviser), and the Department of Commerce (the Bureau of Export Administration and the General Counsels Office).

7. The situation reviewed above continues to involve important diplomatic, financial, and legal interests of the United States and its nationals and presents an extraordinary and unusual threat to the national security, foreign policy, and economy of the United States. The declaration of the national emergency with respect to Iran contained in Executive Order 12957 and the comprehensive economic sanctions imposed by Executive Order 12959 underscore the United States Government opposition to the actions and policies of the Government of Iran, particularly its support of international terrorism and its effort to acquire weapons of mass destruction and the means to deliver them. The Iranian Transactions Regulations issued pursuant to Executive Orders 12957 and 12959 continue to advance important objectives in promoting the nonproliferation and antiterrorism policies of the United States. I shall exercise the powers at my disposal to deal with these problems and will report periodically to the Congress on significant developments.

WILLIAM J. CLINTON.

THE WHITE HOUSE, September 13, 1996.

CONTINUATION OF EMERGENCY WITH RESPECT TO NATIONAL UNION FOR TOTAL INDEPENDENCE OF ANGOLA—MESSAGE FROM THE PRESIDENT OF THE UNITED STATES (H. DOC. NO. 104-262)

The SPEAKER pro tempore laid before the House the following message from the President of the United States; which was read and, together with the accompanying papers, without objection, referred to the Committee on International Relations and ordered to be printed:

To the Congress of the United States:

Section 202(d) of the National Emergencies Act (50 U.S.C. 1622(d)) provides for the automatic termination of a na-

tional emergency unless, prior to the anniversary date of its declaration, the President publishes in the Federal Register and transmits to the Congress a notice stating that the emergency is to continue in effect beyond the anniversary date. In accordance with this provision, I have sent the enclosed notice, stating that the emergency declared with respect to the National Union for the Total Independence of Angola ("UNITA") is to continue in effect beyond September 26, 1996, to the Federal Register for publication.

The circumstances that led to the declaration on September 26, 1993, of a national emergency have not been resolved. The actions and policies of UNITA pose a continuing unusual and extraordinary threat to the foreign policy of the United States. United Nations Security Council Resolution 864 (1993) continues to oblige all Members States to maintain sanctions. Discontinuation of the sanctions would have a prejudicial effect on the Angolan peace process. For these reasons, I have determined that it is necessary to maintain in force the broad authorities necessary to apply economic pressure to UNITA to reduce its ability to pursue its aggressive policies of territorial acquisition.

WILLIAM J. CLINTON.

THE WHITE HOUSE, September 16, 1996.

ANNOUNCEMENT BY THE SPEAKER PRO TEMPORE

The SPEAKER pro tempore. The Chair desires to announce that pursuant to clause 4 of rule I, the Speaker signed the following enrolled bills on Thursday, September 12, 1996:

H.R. 1642, to extend nondiscriminatory treatment (most-favored-nation treatment) to the products of Cambodia, and for other purposes;

H.R. 3230, to authorize appropriations for fiscal year 1997 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe personnel strengths for such fiscal year for the Armed Forces, and for other purposes; and

S. 1669, to name the Department of Veterans Affairs medical center in Jackson, MS, as the "G.V. (Sonny) Montgomery Department of Veterans Affairs Medical Center."

PERMISSION FOR COMMITTEE ON THE JUDICIARY TO FILE REPORTS ON H.R. 3723, ECONOMIC ESPIONAGE ACT OF 1996; S. 1507, PAROLE COMMISSION PHASE-OUT ACT OF 1995; AND H.R. 3676, CARJACKING CORRECTION ACT OF 1996

Mr. LIVINGSTON. Mr. Speaker, I ask unanimous consent that the Committee on the Judiciary have until 5 p.m. today to file reports on the following three bills:

H.R. 3723, S. 1507, and H.R. 3676.
It is my understanding that the minority has no objection to this request.
The SPEAKER pro tempore. Is there objection to the request of the gentleman from Louisiana?

There was no objection.

SPECIAL ORDERS GRANTED

By unanimous consent, permission to address the House, following the legislative program and any special orders heretofore entered, was granted to:

(The following Members (at the request of Mr. LIVINGSTON) to revise and extend their remarks and include extraneous material:)

Mr. GOSS, for 5 minutes on September 17, 18, 19, and 20.

Mr. WOLF, for 5 minutes on September 19.

Mr. BURTON of Indiana, for 5 minutes on September 17, 18, and 19.

EXTENSION OF REMARKS

By unanimous consent, permission to revise and extend remarks was granted to:

(The following Members (at the request of Mr. LIVINGSTON) and to include extraneous material:)

Ms. HARMAN.

Mr. LANTOS.

Mr. COSTELLO.

Mr. DEUTSCH.

Mr. CONDIT.

Mr. SKELTON.

Mr. VISCLOSKEY.

Ms. PELOSI.

SENATE BILL REFERRED

A bill of the Senate of the following title was taken from the Speaker's table and, under the rule, referred as follows:

S. 1983. An act to amend the Native American Graves Protection and Repatriation Act to provide for Native Hawaiian organizations, and for other purposes; to the Committee on Resources.

ENROLLED BILLS SIGNED

Mr. THOMAS, from the Committee on House Oversight reported that that committee had examined and found truly enrolled bills of the House of the following titles, which were thereupon signed by the Speaker:

H.R. 1642. An act to extend nondiscriminatory treatment (most-favored-nation treatment) to the products of Cambodia, and for other purposes; and

H.R. 3230. An act to authorize appropriations for fiscal year 1997 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe personnel strengths for such fiscal year for the Armed Forces, and for other purposes.

SENATE ENROLLED BILLS SIGNED

The SPEAKER announced his signature to an enrolled bill of the Senate of the following title:

S. 1669. An act to name the Department of Veterans Affairs medical center in Jackson, Mississippi, as the "G.V. (Sonny) Montgomery Department of Veterans Affairs Medical Center."

BILLS PRESENTED TO THE PRESIDENT

Mr. THOMAS, from the Committee on House Oversight reported that that committee did on the following date present to the President, for his approval, bills of the House of the following titles:

On September 13, 1996:

H.R. 3230. An act to authorize appropriations for fiscal year 1997 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe personnel strengths for such fiscal year for the Armed Forces, and for other purposes.

H.R. 1642. An act to extend nondiscriminatory treatment (most-favored-nation treatment) to the products of Cambodia, and for other purposes.

ADJOURNMENT

Mr. LIVINGSTON. Mr. Speaker, I move that the House do now adjourn.

The motion was agreed to; accordingly (at 12 o'clock and 8 minutes p.m.), under its previous order, the House adjourned until Tuesday, September 17, 1996, at 12:30 p.m. for morning hour debates.

EXECUTIVE COMMUNICATIONS, ETC.

Under clause 2 of rule XXIV, executive communications were taken from the Speaker's table and referred as follows:

5112. A letter from the Administrator, Agricultural Marketing Service, transmitting the Service's final rule—United States Standards for Grades of Frozen Field Peas and Frozen Black-Eye Peas [FV-95-329] received September 12, 1996, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

5113. A letter from the Administrator, Agricultural Marketing Service, transmitting the Service's final rule—United States Standards for Grades of Frozen Okra [FV-95-328] received September 12, 1996, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

5114. A letter from the Manager, Federal Crop Insurance Corporation, Farm Service Agency, transmitting the Agency's final rule—Common Crop Insurance Regulations; Arizona-California Citrus Crop Insurance Provisions (7 CFR Part 457) received September 12, 1996, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

5115. A letter from the Manager, Federal Crop Insurance Corporation, Farm Service Agency, transmitting the Agency's final rule—Common Crop Insurance Regulations; Texas Citrus Crop Insurance Provisions (RIN: 0563-AB56) received September 12, 1996, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

5116. A letter from the Manager, Federal Crop Insurance Corporation, Farm Service Agency, transmitting the Agency's final

rule—General Administrative Regulations; Federal Crop Insurance Reform Act of 1994, Regulations for Implementation (RIN: 0563-AB11) received September 12, 1996, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

5117. A letter from the Manager, Federal Crop Insurance Corporation, Farm Service Agency, transmitting the Agency's final rule—Catastrophic Risk Protection Endorsement (RIN: 0563-AB09) received September 12, 1996, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

5118. A letter from the Assistant to the Board, Board of Governors of the Federal Reserve System, transmitting the Board's final rule—Truth in Lending [Docket No. R-0927] received September 16, 1996, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Banking and Financial Services.

5119. A letter from the Legislative and Regulatory Activities Division, Comptroller of the Currency, transmitting the Comptroller's final rule—Community Development Corporation and Project Investments and Other Public Welfare Investments [Docket No. 96-21] (RIN: 1557-AB46) received September 16, 1996, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Banking and Financial Services.

5120. A letter from the President and Chairman, Export-Import Bank of the United States, transmitting a report involving United States exports to India, pursuant to 12 U.S.C. 635(b)(3)(1); to the Committee on Banking and Financial Services.

5121. A letter from the Assistant Chief Counsel, Office of Thrift Supervision, transmitting the Office's final rule—Lending and Investment (RIN: 1550-AA94) received September 13, 1996, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Banking and Financial Services.

5122. A letter from the Assistant General Counsel for Regulations, Department of Education, transmitting the Department's report on the final regulations for Student Assistance General Provisions (Technical Amendments) received September 16, 1996, pursuant to 5 U.S.C. 801(a)(1)(B); to the Committee on Economic and Educational Opportunities.

5123. A letter from the Secretary of Education, transmitting final regulations—Student Assistance General Provisions (Technical Amendments), pursuant to 20 U.S.C. 1232(f); to the Committee on Economic and Educational Opportunities.

5124. A letter from the Director, Office of Regulatory Management and Information, Environmental Protection Agency, transmitting the Agency's final rule—Approval and Promulgation of Lead State Implementation Plan for the State of Florida [FRL-5609-3] received September 12, 1996, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Commerce.

5125. A letter from the Director, Office of Regulatory Management and Information, Environmental Protection Agency, transmitting the Agency's final rule—Hazardous Waste Management Program: Incorporation by Reference of Approved State Hazardous Waste Program for New Mexico [FRL-5601-5] received September 12, 1996, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Commerce.

5126. A letter from the Director, Office of Regulatory Management and Information, Environmental Protection Agency, transmitting the Agency's final rule—Clean Air Act Approval and Promulgation of State Implementation Plan for Colorado; Denver Non-attainment Area PM10 for Contingency

Measures [FRL-5606-4] received September 12, 1996, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Commerce.

5127. A letter from the Director, Office of Regulatory Management and Information, Environmental Protection Agency, transmitting the Agency's final rule—Interim Final Determination That State Has Corrected a Deficiency Leading to Sanctions; State of New York [FRL-5607-2] received September 12, 1996, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Commerce.

5128. A letter from the Director, Office of Regulatory Management and Information, Environmental Protection Agency, transmitting the Agency's final rule—Approval and Promulgation of Implementation Plans; Washington [FRL-5603-7] received September 12, 1996, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Commerce.

5129. A letter from the Managing Director, Federal Communications Commission, transmitting the Commission's final rule—Amendment of Section 73.202(b), Table of Allotments, FM Broadcast Stations (Farmington, Grass Valley, Jackson, Linden, Placerville and Fair Oaks, California, Carson City and Sun Valley, Nevada) [MM Docket No. 90-189, RM-6904, RM-7114, RM-7186, RM-7415, RM-7298] received September 13, 1996, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Commerce.

5130. A letter from the Managing Director, Federal Communications Commission, transmitting the Commission's final rule—Amendment of Section 73.202(b), Table of Allotments, FM Broadcast Stations (Canton, Illinois and Canton, Missouri) [MM Docket No. 96-32, RM-8719] received September 13, 1996, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Commerce.

5131. A letter from the Managing Director, Federal Communications Commission, transmitting the Commission's final rule—Amendment of Section 73.202(b), Table of Allotments, FM Broadcast Stations (Chama, New Mexico) [MM Docket No. 95-166, RM-8717] received September 13, 1996, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Commerce.

5132. A letter from the Managing Director, Federal Communications Commission, transmitting the Commission's final rule—Amendment of Section 73.202(b), Table of Allotments, FM Broadcast Stations (Cross Hill, South Carolina) [MM Docket No. 96-126, RM-8815] received September 13, 1996, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Commerce.

5133. A letter from the Managing Director, Federal Communications Commission, transmitting the Commission's final rule—Amendment of Section 73.202(b), Table of Allotments, FM Broadcast Stations (Oxford, Mississippi) [MM Docket No. 96-93, RM-8788] received September 13, 1996, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Commerce.

5134. A letter from the Managing Director, Federal Communications Commission, transmitting the Commission's final rule—Amendment of Section 73.202(b), Table of Allotments, FM Broadcast Stations (Lakeview, Arkansas) [MM Docket No. 95-96, RM-8645] received September 13, 1996, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Commerce.

5135. A letter from the Managing Director, Federal Communications Commission, transmitting the Commission's final rule—Amendment of Section 73.202(b), Table of Allotments, FM Broadcast Stations (Hayden and Meeker, Colorado) [MM Docket No. 95-106, RM-8655, RM-8698] received September

13, 1996, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Commerce.

5136. A letter from the Managing Director, Federal Communications Commission, transmitting the Commission's final rule—Amendment of Section 73.202(b), Table of Allotments, FM Broadcast Stations (Leavenworth, Othello and East Wenatchee, Washington) [MM Docket No. 95-14, RM-8552] received September 13, 1996, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Commerce.

5137. A letter from the Secretary of Health and Human Services, transmitting the Department's final rule—Current Good Manufacturing Practices for Blood and Blood Components; Notification of Consignees Receiving Blood and Blood Components at Increased Risk for Transmitting HIV Infection (Food and Drug Administration) [Docket No. 91N-0152] (RIN: 0910-AA05) received September 11, 1996, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Commerce.

5138. A letter from the Acting Director, Defense Security Assistance Agency, transmitting notification concerning the Department of the Air Force's proposed Letter(s) of Offer and Acceptance [LOA] to Egypt for defense articles and services (Transmittal No. 96-79), pursuant to 22 U.S.C. 2776(b); to the Committee on International Relations.

5139. A letter from the Deputy Director, Office of Personnel Management, transmitting the Office's final rule—Prevailing Rate Systems; Abolishment of San Joaquin, California, Nonappropriated Fund Wage Area (RIN: 3206-AH59) received September 16, 1996, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Government Reform and Oversight.

5140. A letter from the Deputy Associate Director for Compliance, Department of the Interior, transmitting notification of proposed refunds of excess royalty payments in OCS areas, pursuant to 43 U.S.C. 1339(b); to the Committee on Resources.

5141. A letter from the Assistant Secretary for Fish and Wildlife and Parks, Department of the Interior, transmitting the Department's final rule—Migratory Bird Hunting; Final Rule on the Establishment of a Youth Waterfowl Hunting Day for the 1996-97 Migratory Game Bird Hunting Season (RIN: 1018-AD69) received September 16, 1996, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

5142. A letter from the Assistant Secretary of the Army (Civil Works), Department of the Army, transmitting a draft of proposed legislation to modify the project for deep-draft navigation at Wilmington Harbor, Northeast Cape Fear River, NC, to authorize the Secretary of the Army to construct navigation improvements at a total cost of about \$30,235,000; to the Committee on Transportation and Infrastructure.

5143. A letter from the General Counsel, Department of Transportation, transmitting the Department's final rule—Airworthiness Directives; Airbus Model A300-600 Series Airplanes (Federal Aviation Administration) [Docket No. 96-NM-10-AD; Amendment 39-9744; AD 96-18-18] (RIN: 2120-AA64) received September 12, 1996, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

5144. A letter from the General Counsel, Department of Transportation, transmitting the Department's final rule—Airworthiness Directives; AlliedSignal Inc. TFE731 Series Turbofan Engines (Federal Aviation Administration) [Docket No. 95-ANE-55; Amendment 39-9737; AD 96-18-13] (RIN: 2120-AA64) received September 12, 1996, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

5145. A letter from the General Counsel, Department of Transportation, transmitting the Department's final rule—Airworthiness Directives; Allison 250 Series Turbine Engines (Federal Aviation Administration) [Docket No. 95-ANE-72] (RIN: 2120-AA64) received September 12, 1996, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

5146. A letter from the General Counsel, Department of Transportation, transmitting the Department's final rule—Amendment to Class E Airspace; Lebanon, NH (Federal Aviation Administration) [Airspace Docket No. 96-ANE-28] received September 12, 1996, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

5147. A letter from the General Counsel, Department of Transportation, transmitting the Department's final rule—Modification of the Dallas-Fort Worth Class B Airspace Area; TX (Federal Aviation Administration) [Airspace Docket No. 94-AWA-2] (RIN: 2120-AA66) received September 12, 1996, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

5148. A letter from the General Counsel, Department of Transportation, transmitting the Department's final rule—Revision of Class E Airspace; Gainesville, TX (Federal Aviation Administration) [Airspace Docket No. 95-ANSW-15] received September 12, 1996, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

5149. A letter from the General Counsel, Department of Transportation, transmitting the Department's final rule—Airworthiness Directives; Fairchild SA226 and SA227 Series Airplanes (Federal Aviation Administration) [Docket No. 96-CE-10-AD; Amendment 39-9753; AD 96-19-05] (RIN: 2120-AA64) received September 12, 1996, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

5150. A letter from the Chairman, Surface Transportation Board, transmitting the Board's final rule—Rail General Exemption Authority—Exemption of Ferrous Recyclables (Ex Parte No. 346 [Sub-No. 35]) received September 12, 1996, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

5151. A letter from the Secretary of Health and Human Services, transmitting the Department's final rule—Medicare and Medicaid Programs: Hospital Standard for Potentially Infectious Blood and Blood Products (Health Care Financing Administration) [BPD-633-F] (RIN: 0938-AE40) received September 11, 1996, pursuant to 5 U.S.C. 801(a)(1)(A); jointly, to the Committees on Commerce and Ways and Means.

REPORTS OF COMMITTEES ON PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calendar, as follows:

Mr. WOLF: Committee of conference. Conference report on H.R. 3675. A bill making appropriations for the Department of Transportation and related agencies for the fiscal year ending September 30, 1997, and for other purposes (Rept. 104-785). Ordered to be printed.

Mr. ARCHER: Committee on Ways and Means. H.R. 4039. A bill to make technical and clarifying amendments to recently enacted provisions relating to titles II and XVI

of the Social Security Act and to provide for a temporary extension of demonstration project authority in the Social Security Administration (Rept. 104-786). Referred to the Committee of the Whole House on the State of the Union.

Mr. HYDE: Committee on the Judiciary. H.R. 3676. A bill to amend title 18, United States Code, clarify the intent of Congress with respect to the Federal carjacking prohibition; with an amendment (Rept. 104-787). Referred to the Committee of the Whole House on the State of the Union.

Mr. MCCOLLUM: Committee on the Judiciary. H.R. 3723. A bill to amend title 18, United States Code, to protect proprietary economic information, and for other purposes; with an amendment (Rept. 104-788). Referred to the Committee of the Whole House on the State of the Union.

Mr. HYDE: Committee on the Judiciary. S. 1507. An act to provide for the extension of the Parole Commission to oversee cases of prisoners sentenced under prior law, to reduce the size of the Parole Commission, and for other purposes; with an amendment (Rept. 104-789). Referred to the Committee of the Whole House on the State of the Union.

Mr. YOUNG of Alaska: Committee on Resources. S. 811. An act to authorize research into the desalination and reclamation of water and authorize a program for States, cities, or qualifying agencies desiring to own and operate a water desalination or reclamation facility to develop such facilities, and for other purposes; with amendments (Rept. 104-790 Pt. 1). Referred to the Committee of the Whole House on the State of the Union.

DISCHARGE OF COMMITTEE

Pursuant to clause 5 of rule X, the Committees on Science and Transportation and Infrastructure discharged from further consideration, S. 811 referred to the Committee of the Whole House on the State of the Union.

TIME LIMITATION OF REFERRED BILL

Pursuant to clause 5 of rule X, the following action was taken by the Speaker:

S. 811. Referral to the Committees on Science and Transportation and Infrastructure extended for a period ending not later than September 16, 1996.

PUBLIC BILLS AND RESOLUTIONS

Under clause 5 of rule X and clause 4 of rule XXII, public bills and resolutions were introduced and severally referred as follows:

By Mr. LEACH (by request):

H.R. 4079. A bill to reduce paperwork and additional regulatory burdens for depository institutions; to the Committee on Banking and Financial Services.

By Mr. ABERCROMBIE:

H.J. Res. 192. Joint resolution to consent to certain amendments enacted by the Legislature of the State of Hawaii to the Hawaiian Homes Commission Act, 1920; to the Committee on Resources.

ADDITIONAL SPONSORS

Under clause 4 of rule XXII, sponsors were added to public bills and resolutions as follows:

H.R. 1046: Mr. RICHARDSON.

H.R. 1796: Mr. SAM JOHNSON.

H.R. 2450: Mr. LIGHTFOOT.

H.R. 2911: Mr. MCINTOSH and Mr. HOSTETTLER.

H.R. 3173: Mr. SMITH of New Jersey, Mr. MCHALE, and Mr. CONYERS.

H.R. 3213: Mr. KING and Ms. NORTON.

H.R. 3226: Mr. SALMON.

H.R. 3455: Mr. FLAKE, Mr. JACOBS, Mrs. SCHROEDER, and Mr. BROWN of California.

H.R. 3508: Mr. BARRETT of Wisconsin.

H.R. 3565: Mr. NEY.

H.R. 3878: Mr. DOYLE and Mr. SHAYS.

H.R. 3905: Mr. GOODLATTE and Mr. MCINTOSH.

H.R. 4034: Mr. BILBRAY.

H.J. Res. 191: Mr. BLILEY, Mr. SERRANO, Mr. OBERSTAR, Mr. WOLF, Mr. DORNAN, Mr. SOUDER, Mr. UNDERWOOD, Mr. McNULTY, Mr. MANTON, Mr. WATTS of Oklahoma, Mr. TORRICELLI, Mrs. KELLY, Mr. SALMON, and Mr. EHRLICH.

H. Con. Res. 63: Mr. COX.

H. Con. Res. 173: Mr. WOLF, Mr. KING, Mrs. LOWEY, and Mr. CRAMER.

H. Con. Res. 212: Mr. ROHRBACHER, Mr. COX, and Mr. BURTON of Indiana.

H. Res. 390: Mr. RAHALL.