Public Law 101-302
101st Congress

An Act

Making dire emergency supplemental appropriations for disaster assistance, food stamps, unemployment compensation administration, and other urgent needs, and transfers, and reducing funds budgeted for military spending for the fiscal year ending September 30, 1990, and for other purposes.

May 25, 1990
[H.R. 4404]

Dire Emergency Supplemental Appropriations for Disaster Assistance, Food Stamps, Unemployment Compensation Administration, and Other Urgent Needs, and Transfers, and Reducing Funds Budgeted for Military Spending Act of 1990.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the following sums are appropriated, out of any money in the Treasury not otherwise appropriated, to provide dire emergency supplemental appropriations for the fiscal year ending September 30, 1990, and for other purposes, namely:

TITLE I—DISASTER ASSISTANCE

DEPARTMENT OF DEFENSE—CIVIL DEPARTMENT OF THE ARMY

CORPS OF ENGINEERS—CIVIL

For additional expenses to meet the present emergency needs for "Flood control and coastal emergencies", $20,000,000, to remain available until expended.

GENERAL EXPENSES

For additional expenses to meet the present emergency needs for "General expenses", $15,000,000, to remain available until expended.

OPERATION AND MAINTENANCE, GENERAL

For additional expenses to meet the present emergency needs for "Operation and maintenance, general", $40,000,000, to remain available until expended.

DEPARTMENT OF AGRICULTURE

SOIL CONSERVATION SERVICE

WATERSHED AND FLOOD PREVENTION OPERATIONS

For additional expenses to meet the present emergency needs of the Soil Conservation Service, Emergency Watershed Protection Program, $70,000,000, of which $10,000,000 shall be available for the Emergency Conservation Program of the Agricultural Stabilization and Conservation Service: *Provided,* That the Soil Conservation Service and the Agricultural Stabilization and Conservation Service are expected to address the needs arising from more recent disasters and, to the greatest extent possible, to continue to address the

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remaining needs from Hurricane Hugo: *Provided further,* That such funds are to remain available until expended.

AGRICULTURAL STABILIZATION AND CONSERVATION SERVICE

SALARIES AND EXPENSES

For expenses to carry out section 201(k)(2) of the Agricultural Act of 1949 for 1990 crops damaged by a natural disaster in 1989, $11,000,000: *Provided,* That the Secretary shall spend not less than the amount appropriated herein.

EMERGENCY CONSERVATION PROGRAM

For additional expenses to meet the present emergency needs of the Agricultural Stabilization and Conservation Service, Emergency Conservation Program, $10,000,000, to remain available until expended.

FEDERAL EMERGENCY MANAGEMENT AGENCY

DISASTER RELIEF

For additional expenses in carrying out the functions of the Robert T. Stafford Disaster Relief and Emergency Assistance Act (42 U.S.C. 5121 et seq.), $50,000,000, to remain available until expended, which, together with $350,000,000 uncommitted and unobligated identified by the Federal Emergency Management Agency to be presently available, will provide over $400,000,000 for relief assistance.

GENERAL PROVISION

Of the funds made available for any account by any appropriations Act for fiscal year 1990, the amount apportioned to the fourth quarter shall also be available for obligation in the third quarter of fiscal year 1990 where necessary.

TITLE II—SUPPLEMENTAL APPROPRIATIONS

CHAPTER I

DEPARTMENTS OF COMMERCE AND JUSTICE, THE JUDICIARY, AND RELATED AGENCIES

DEPARTMENT OF COMMERCE

ECONOMIC DEVELOPMENT ADMINISTRATION

ECONOMIC DEVELOPMENT ASSISTANCE PROGRAMS

For an additional amount for "Economic Development Assistance Programs", $424,000 for planning assistance for Economic Development Districts authorized by section 301(b) of the Public Works and Economic Development Act of 1965, as amended, which shall be obligated only for grants to maintain the level of assistance in effect on September 30, 1989, for each development district.

INTERNATIONAL TRADE ADMINISTRATION

OPERATIONS AND ADMINISTRATION

The limitation on the use of prior year funds for the Trade Adjustment Assistance Program, enacted under this head in Public Law 101-162, is repealed and funds appropriated for this program for fiscal year 1990 and prior years are available for obligation. 103 Stat. 990.

For an additional amount for "Operations and Administration", $1,445,000 which shall be obligated only for the Trade Adjustment Assistance Program for grants to recipient organizations.

BUREAU OF THE CENSUS

PERIODIC CENSUSES AND PROGRAMS

For an additional amount for "Periodic census and programs", $110,000,000, as a contingency reserve for the decennial census, to remain available until expended and to be available only to the extent that appropriations are insufficient to cover unanticipated expenses related to unforeseen events such as lower-than-expected response rates, lower-than-expected employee productivity rates, or natural disasters.

ADMINISTRATIVE PROVISION

Services performed after April 20, 1990, by individuals appointed to temporary positions within the Bureau of the Census for purposes relating to the 1990 decennial census of population shall not constitute "Federal service" for purposes of section 8501 of title 5, United States Code.

NATIONAL OCEANIC AND ATMOSPHERIC ADMINISTRATION

OPERATIONS, RESEARCH, AND FACILITIES

For an additional amount for "Operations, research, and facilities", $8,762,000, to remain available until expended.

ADMINISTRATIVE PROVISION

Notwithstanding any other provision of law, a procurement for the Stuttgart, Arkansas, Fish Farming Experimental Laboratory shall be issued by the Administrator of the National Oceanic and Atmospheric Administration or the Director of the United States Fish and Wildlife Service which includes the full scope of the work described in Department of the Interior Task Order Numbered 89-025, Contract No. 14-16-0009-86-007: *Provided,* That the solicitation and contract shall contain the clause "availability of funds" found at 48 CFR 52.232-18; and also $6,000,000 is hereby appropriated to the United States Fish and Wildlife Service to procure a wildlife refuge site at no more than appraised market value and without the use of condemnation procedures at a location in Jasper and Marion Counties, Iowa, identified in a location map on file with the United States Fish and Wildlife Service and entitled "Walnut Creek National Wildlife Refuge". Arkansas. Contracts.

LEGAL ACTIVITIES

SALARIES AND EXPENSES, ANTITRUST DIVISION

(TRANSFER OF FUNDS)

For an additional amount for "Salaries and expenses, Antitrust Division", $2,500,000 to be derived by transfer from "Salaries and expenses, Federal Prison System".

SALARIES AND EXPENSES, UNITED STATES MARSHALS SERVICE

(TRANSFER OF FUNDS)

For an additional amount for "Salaries and expenses, United States Marshals Service", $7,400,000 to be derived by transfer from "Salaries and Expenses, Federal Prison System".

FEES AND EXPENSES OF WITNESSES

For an additional amount for "Fees and Expenses of Witnesses", $2,600,000 to remain available until expended.

FEDERAL BUREAU OF INVESTIGATION

SALARIES AND EXPENSES

For an additional amount for "Salaries and expenses", $185,000,000, to remain available until expended, to defray expenses for the automation of fingerprint identification services including planning, site acquisition, construction, and other associated costs: *Provided,* That none of the funds included herein shall be available for automated system procurement prior to submission of an implementation plan thereon, pursuant to the notification procedures prescribed under section 606 of Public Law 101-162, and a site shall not be selected or procured prior to notification of the appropriate Committees of the House of Representatives and the Senate.

FEDERAL PRISON SYSTEM

BUILDINGS AND FACILITIES

The language under this heading in the Departments of Commerce, Justice, and State, the Judiciary, and Related Agencies Appropriations Act, 1990 (Public Law 101-162; 103 Stat. 1000-1001), is amended by adding the following after the period: "Deposits transferred from the Assets Forfeiture Fund to the Buildings and Facilities account of the Federal Prison System in 1989 may be used for the construction of correctional institutions, and the construction and renovation of Immigration and Naturalization Service and United States Marshals Service detention facilities, and for the authorized purposes of the Support of United States Prisoners' Cooperative Agreement Program.".

GENERAL PROVISION

31 USC 3718 note.

The pilot debt collection project authorized by Public Law 99-578 is extended through September 30, 1992.

THE JUDICIARY

SUPREME COURT OF THE UNITED STATES

SALARIES AND EXPENSES

For an additional amount for "Salaries and expenses", $63,000.

COURTS OF APPEALS, DISTRICT COURTS, AND OTHER JUDICIAL SERVICES

SALARIES AND EXPENSES

For an additional amount for "Salaries and expenses", $25,503,000, and in addition, $4,500,000 to be derived by transfer from "Defender Services".

UNITED STATES SENTENCING COMMISSION

SALARIES AND EXPENSES

For an additional amount for "Salaries and expenses", $700,000, to remain available until expended.

RELATED AGENCIES

DEPARTMENT OF TRANSPORTATION

MARITIME ADMINISTRATION

FEDERAL SHIP FINANCING FUND

For the "Federal Ship Financing Fund", $750,000, to remain available until expended: *Provided,* That, notwithstanding any other provision of law, these funds shall be available to the Federal Maritime Administrator of the Department of Transportation only to acquire an appropriate vessel for transfer to the Government of the Territory of American Samoa to be used by that Government for interisland transportation of cargo and passengers, and for repairs and maintenance necessary to provide for the United States Coast Guard's certification of such vessel: *Provided further,* That the Department of Defense shall transport such vessel to American Samoa without reimbursement and any appropriations available to the Department of Defense shall be available for this purpose.

FEDERAL TRADE COMMISSION

SALARIES AND EXPENSES

For an additional amount for "Salaries and expenses", $2,500,000.

ADMINISTRATIVE PROVISION

Section 605 of the Departments of Commerce, Justice, and State, the Judiciary, and Related Agencies Appropriations Act, 1990 (Public Law 101-162) is amended by adding the following provision at the end thereof: ": *Provided further,* That fees made available to the Federal Trade Commission and the Antitrust Division herein shall remain available until expended". 15 USC 18a note.

CHAPTER II

DEPARTMENT OF DEFENSE—MILITARY

RESEARCH, DEVELOPMENT, TEST, AND EVALUATION

RESEARCH, DEVELOPMENT, TEST AND EVALUATION, NAVY

For an additional amount for "Research, development, test and evaluation, Navy", $6,000,000 for the Navy Medical Research and Development Command to support the unrelated marrow donor program.

MILITARY CONSTRUCTION

MILITARY CONSTRUCTION, ARMY NATIONAL GUARD

For an additional amount for "Military construction, Army National Guard", $7,000,000, to remain available until September 30, 1994.

MILITARY CONSTRUCTION, ARMY RESERVE

For an additional amount for "Military construction, Army Reserve", $3,000,000, to remain available until September 30, 1994.

GENERAL PROVISIONS

(RESCISSIONS)

SEC. 201. Of the funds provided in Department of Defense Appropriations Acts and Military Construction Appropriations Acts, the following funds are hereby rescinded from the following accounts in the specified amounts:

Military Personnel, Air Force, $104,484,000;
Operation and Maintenance, Army, $80,800,000;
Operation and Maintenance, Navy, $39,500,000;
Operation and Maintenance, Marine Corps, $3,000,000;
Operation and Maintenance, Air Force, $380,000,000;
Operation and Maintenance, Defense Agencies, $62,000,000;
Operation and Maintenance, Army Reserve, $896,000;
Operation and Maintenance, Navy Reserve, $209,000;
Operation and Maintenance, Air Force Reserve, $1,190,000;
Operation and Maintenance, Army National Guard, $2,125,000;
Operation and Maintenance, Air National Guard, $2,199,000;
Aircraft procurement, Army, 1990/1992, $16,000,000;
Missile procurement, Army, 1990/1992, $50,700,000;
Procurement of weapons and tracked combat vehicles, Army, 1990/1992, $5,500,000;
Procurement of ammunition, Army, 1990/1992, $45,200,000;
Other procurement, Army, 1988/1990, $23,000,000;
Other procurement, Army, 1989/1991, $30,000,000;
Other procurement, Army, 1990/1992, $51,000,000;
Aircraft procurement, Navy, 1988/1990, $30,000,000;
Weapons procurement, Navy, 1989/1991, $40,600,000;
Weapons procurement, Navy, 1990/1992, $17,201,000;
Other procurement, Navy, 1988/1990, $16,500,000;
Other procurement, Navy, 1990/1992, $2,000,000;

Procurement, Marine Corps, 1990/1992, $15,200,000;
Aircraft procurement, Air Force, 1990/1992, $64,864,000;
Missile procurement, Air Force, 1988/1990, $34,900,000;
Missile procurement, Air Force, 1989/1991, $25,000,000;
Missile procurement, Air Force, 1990/1992, $70,142,000;
Other procurement, Air Force, 1989/1991, $17,900,000;
Other procurement, Air Force, 1990/1992, $45,805,000;
Research, Development, Test and Evaluation, Army, 1989/1990, $18,000,000;
Research, Development, Test and Evaluation, Army, 1990/1991, $64,000,000;
Research, Development, Test and Evaluation, Navy, 1989/1990, $5,000,000;
Research, Development, Test and Evaluation, Navy, 1990/1991, $27,000,000;
Research, Development, Test and Evaluation, Air Force, 1989/1990, $77,900,000;
Research, Development, Test and Evaluation, Air Force, 1990/1991, $102,358,000;
Research, Development, Test and Evaluation, Defense Agencies, 1989/1990, $25,000,000;
Research, Development, Test and Evaluation, Defense Agencies, 1990/1991, $70,000,000;
Navy Stock Fund, $15,000,000;
Air Force Stock Fund, $15,000,000;
Defense Stock Fund, $78,100,000;
Military Construction, Navy, 1989/1993, $10,000,000;
Family Housing, Air Force, 1989/1993, $8,000,000;
Military Construction, Army, 1990/1994, $16,000,000;
Military Construction, Navy, 1990/1994, $10,650,000;
Military Construction, Air Force, 1990/1994, $37,500,000;
Military Construction, Defense Agencies, 1990/1994, $5,810,000;
North Atlantic Treaty Organization Infrastructure, 1990/1994, $21,925,000;
Family Housing, Air Force, 1990/1994, $36,522,000;
Family Housing, Air Force, 1986/1990, $25,200,000;
Military Construction, Army, 1986/1990, $2,850,000;
Military Construction, Army, 1987/1991, $4,295,000;
Military Construction, Army, 1988/1992, $10,470,000;
Military Construction, Army, 1989/1993, $29,931,000;
Military Construction, Army, 1990/1994, $27,700,000; and
Family Housing, Army, 1990/1994, $6,335,000.

SEC. 202. Section 9080 of Public Law 101-165 is amended by inserting the following proviso before the period ": *Provided*, That except for M1 Garand and M1 carbine rifles, this provision does not restrict the use of funds for the destruction and disposal of other firearms". 103 Stat. 1147.

SEC. 203. Title VI of Public Law 101-165 is amended by striking the amount "$10,000,000" and inserting in lieu thereof the amount "$18,000,000". 103 Stat. 1127.

SEC. 204. (a) The appropriation "Research, development, test and evaluation, Air Force" contained in the Department of Defense Appropriations Act, 1990 (Public Law 101-165) is amended in the second proviso by striking out "1989" and inserting in lieu thereof "1990" and by striking the phrase "from the B-1B program that remain available for obligation". 103 Stat. 1125.

102 Stat. 2270-31.

(b) Section 8084 of the Department of Defense Appropriations Act, 1989 (Public Law 100-463) is amended by striking out "$109,895,000" and inserting in lieu thereof "$79,895,000".

102 Stat. 1329-82.

(c) Section 8115 of the Department of Defense Appropriations Act, 1988 (Public Law 100-202) is amended by striking out "$90,895,000" and inserting in lieu thereof "$67,895,000".

102 Stat. 2270-44.

(d) Section 8127(b) of the Department of Defense Appropriations Act, 1989 (Public Law 100-463) is hereby repealed.

Contracts. President of U.S.

SEC. 205. (a) Not less than thirty days before a cooperative project agreement is signed or amended on behalf of the United States in conjunction with the NATO Research and Development program, the President shall transmit to the Committees on Appropriations of the Senate and House of Representatives a numbered certification setting forth the text and providing an explanatory statement on the purposes of the proposed agreement or amendment.

(b) Any cooperative project agreement or amendment referred to in subsection (a) shall contain a provision stipulating that United States participation under the agreement or amendment is subject to the availability of appropriated funds.

Grants.

SEC. 206. Of the $6,000,000 provided in this Act in "Research development, test and evaluation, Navy" for the Navy Medical Research and Development Command to support the unrelated marrow donor program, not less than $4,500,000 shall be provided as a grant to the National Marrow Donor Program Foundation.

SEC. 207. The last proviso under the head "Research, development, test and evaluation, Navy" contained in the Department of Defense Appropriations Act, 1990 (Public Law 101-165 (103 Stat. 1125)) is amended by deleting the phrase "to the Center" and inserting in lieu thereof "to the Mississippi Resource Development Corporation".

SEC. 208. (a) Of funds available during fiscal year 1990 under the heading "Research, development, test and evaluation, Defense Agencies", for the NATO Research and Development program—

(1) not less than $12,776,000 shall be transferred immediately upon enactment of this Act to the Defense Advanced Research Projects Agency to finance the advanced neural networks information processing technologies project; and

(2) not less than $12,224,000 shall be transferred immediately upon enactment of this Act to the Joint Department of Defense—Department of Energy Munitions Technology Development program.

(b) None of the funds referred to in subsection (a) may be transferred from the AV-8(B) radar development, F/A-18 radar upgrade, medium surface-to-air missile, and multifunctional information distribution system projects.

SEC. 209. None of the funds available to the Department of Defense may be used to purchase circuit breakers for United States naval vessels unless the circuit breakers are manufactured in the United States from components which are substantially manufactured in the United States. For the purpose of this section, the manufacture of circuit breaker cradles in the United States by a foreign supplier shall not be deemed to constitute substantial United States manufacture of circuit breakers. The Secretary of Defense may waive this provision if he determines that it is not in the national security interests of the United States or will have an adverse effect on a United States company.

SEC. 210. Notwithstanding any other provision of law, the Secretary of Defense shall participate in an infrastructure improve-

ment demonstration program conducted by the Regional Equipment Center, Newport Township, Pennsylvania: *Provided,* That within ninety days following enactment of this Act, the Secretary shall provide directly such property within the control of the Department of Defense or any component thereof as mutually agreed to by the Regional Equipment Center and the Secretary and as necessary to carry out the provisions of this section.

Panama.

SEC. 211. Funds available to the Department of Defense during the current fiscal year may be transferred to applicable appropriations or otherwise made available for obligation by the Secretary of Defense to fund the additional cost of pay and allowances, operational expenses and other costs associated with military operations in Panama known as Operation Just Cause: *Provided,* That funds transferred shall be available for the same purpose and the same time period as the appropriations to which transferred: *Provided further,* That the Secretary shall notify the Congress promptly of all transfers made pursuant to this authority and that such transfer authority shall be in addition to that provided elsewhere in this Act.

SEC. 212. The Department of the Army shall explore the possibility of laying away and storing the equipment and hardware located at the Mississippi Army Ammunition Plant and make the buildings available for such other private use as may be possible.

SEC. 213. Of the funds available to the Department of Defense, $5,000,000 shall be made available only for the establishment of a National Defense Center for Environmental Excellence.

SEC. 214. Of the funds made available for Research, development, test and evaluation, Defense Agencies, 1990/1991, $4,000,000 shall be available only to conduct an operational test and evaluation (OT&E) of Individually Carried Record (ICR) technologies to be completed not later than August 31, 1991.

SEC. 215. Of the funds appropriated in fiscal year 1990 for the Defense Advanced Research Projects Agency's nuclear monitoring program, $6,500,000 is available only for the United States-Eurasian Seismic Studies Program administered by the Incorporated Research Institutions for Seismology.

Contracts.

SEC. 216. Notwithstanding any other provision of law, the Secretary of the Air Force is authorized and directed to negotiate, compromise, and reach a determination with Shipco General, Incorporated, regarding contract dispute Numbered F29650-82-C-0201 prior to the end of fiscal year 1990. The Secretary is authorized to pay the agreed upon settlement amount from available funds.

Claims.

CHAPTER III

FOREIGN OPERATIONS, EXPORT FINANCING, AND RELATED PROGRAMS

MULTILATERAL ECONOMIC ASSISTANCE

FUNDS APPROPRIATED TO THE PRESIDENT

INTERNATIONAL FINANCIAL INSTITUTIONS

CONTRIBUTION TO THE INTERNATIONAL BANK FOR RECONSTRUCTION AND DEVELOPMENT

LIMITATION ON CALLABLE CAPITAL SUBSCRIPTIONS

The United States Governor of the International Bank for Reconstruction and Development may subscribe without fiscal year limitation to the callable capital portion of the United States share of increases in capital stock in an amount not to exceed $1,609,671,408.

INTERNATIONAL ORGANIZATIONS AND PROGRAMS

Of the funds made available in Public Law 101-167, for "International organizations and programs", an additional $5,000,000 may be made available for payment to the United Nations Environment Program, to carry out the provisions of section 2 of the United Nations Environment Program Participation Act of 1973.

BILATERAL ECONOMIC ASSISTANCE

FUNDS APPROPRIATED TO THE PRESIDENT

DEPARTMENT OF STATE

MIGRATION AND REFUGEE ASSISTANCE

For an additional amount for "Migration and refugee assistance", $75,000,000, to support emergency refugee admissions and assistance: *Provided,* That not less than $5,000,000 of the funds provided under this heading shall be available for Soviet, Eastern European and other refugees resettling in Israel: *Provided further,* That of the funds allocated in this account, an equitable share shall be made available to Pentecostals, Evangelicals, and Baptists to fund the existing two thousand semifunded refugee admissions numbers for the Soviet Union, unless sufficient unused refugee admissions numbers could be reallocated within this fiscal year to allow adequate funding and admission of this group: *Provided further,* That funds provided under this heading shall remain available until expended: *Provided further,* That funds used pursuant to the last proviso (relating to assistance for Burmese students at camps on the border with Thailand) under the heading "MIGRATION AND REFUGEE ASSISTANCE" in the Foreign Operations, Export Financing, and Related Programs Appropriations Act, 1990 (Public Law 101-167) may be used to provide assistance to any Burmese person in Burma or Thailand who is displaced as a result of events relating to civil conflict.

Burma.
Thailand.

UNITED STATES EMERGENCY REFUGEE AND MIGRATION ASSISTANCE FUND

For an additional amount for the "United States emergency refugee and migration assistance fund", $25,000,000 to remain available until expended.

AGENCY FOR INTERNATIONAL DEVELOPMENT

DEVELOPMENT ASSISTANCE

HAITI

Not less than $10,000,000, of the funds made available in Public Law 101-167 for the purposes of chapter 1 of part I of the Foreign Assistance Act of 1961, development assistance funds contained in prior foreign assistance appropriations Acts that were not made available for Haiti, or pursuant to section 515 of such public law, shall be made available for assistance to Haiti: *Provided,* That any of such funds made available for Haiti may be used for any of the purposes of chapter 1 of part I of the Foreign Assistance Act of 1961 and also may be used to finance critical imports.

CHILE

For an additional amount for "Health, development assistance", $10,000,000, to remain available through September 30, 1991, which shall be made available only for assistance for Chile.

DEVELOPMENT ASSISTANCE FOR ANTI-NARCOTICS

EFFORTS OF BOLIVIA AND PERU

Of the funds appropriated for fiscal year 1990 to carry out chapter 1 of part I of the Foreign Assistance Act of 1961 (relating to development assistance), up to $25,000,000 should be available for Bolivia, and up to $20,000,000 should be available for Peru, for the following purposes—

(1) providing alternative income, employment, and social services for individuals involved in illicit coca and marijuana production,

(2) supporting investment in infrastructure, farm credit and extension services, and other development projects in non-coca production areas, and

(3) otherwise assisting, in accordance with chapter 1 of part I of the Foreign Assistance Act of 1961 (relating to development assistance), such countries in continuing their anti-narcotics efforts.

HOUSING AND OTHER CREDIT GUARANTY PROGRAMS

(a) Title II of the Foreign Operations, Export Financing, and Related Programs Appropriations Act, 1990 (Public Law 101-167) is amended in the undesignated paragraph under the heading "HOUSING AND OTHER CREDIT GUARANTY PROGRAMS"— 103 Stat. 1205.

(1) by striking out "$100,000,000" and inserting in lieu thereof "$500,000,000"; and

(2) by inserting after "principal" in the last proviso under such heading the following: ", of which amount $400,000,000 in

Loans.
Israel.

commitments shall be available during fiscal year 1990 or subsequent fiscal years only for the purpose of providing housing and infrastructure in Israel for Soviet refugees: *Provided further,* That with respect only to the $400,000,000 in commitments to be made for housing and infrastructure in Israel referred to in the preceding proviso—

"(1) the guarantees shall be made available for loans made during or after fiscal year 1990, notwithstanding the limitation contained in the third sentence of section 222(a) of the Foreign Assistance Act of 1961;

"(2) the guarantees shall be made available for loans in increments of at least $150,000,000 or the amount requested by the borrower, whichever is lesser; and that the Agency for International Development shall review the borrower's actual or planned expenditures to ascertain that such amounts have or will be expended in accordance with the preceding proviso;

"(3) section 223(j) of the Foreign Assistance Act of 1961 (22 U.S.C. 2183(j)) shall not apply to such commitments; and

"(4) fees charged by the Agency for International Development under section 223(a) of the Foreign Assistance Act of 1961 shall be—

"(A) an initial fee of $2,800,000; and

"(B) an annual fee in an amount not more than one-half of 1 percent of the maximum face value of guarantees which may be issued for any one country in a fiscal year pursuant to the penultimate sentence of section 223(j) of such Act.".

(b) Section 222(a) of the Foreign Assistance Act of 1961 (22 U.S.C. 2182) is amended by striking out "$2,158,000,000" and inserting in lieu thereof "$2,558,000,000".

ECONOMIC SUPPORT FUND

PANAMA

For an additional amount for the "Economic Support Fund", $420,000,000, to remain available until September 30, 1991, which shall be made available only for assistance for Panama: *Provided,* That of this amount up to $15,000,000 may be used for a debt-for-nature swap and for immediate environmental needs.

NICARAGUA

For an additional amount for the "Economic Support Fund", $300,000,000, to remain available until September 30, 1991, which shall be made available only for assistance for Nicaragua: *Provided,* That of this amount $30,000,000 shall be for assistance to support the voluntary demobilization, repatriation and resettlement of members of the Nicaraguan resistance and their families: *Provided further,* That such assistance may be made available only to members of the Nicaraguan resistance who agree to and are abiding by the terms of the cease-fire agreement and the addendum to the Toncontin Agreement signed on April 19, 1990: *Provided further,* That such assistance referred to in the previous proviso shall be provided through the International Commission of Support and Verification (CIAV) established by the Secretary General of the United Nations and the Secretary General of the Organization of

American States pursuant to the agreement of the Central American Presidents at Tela, Honduras, on August 7, 1989, unless the President notifies the Committees on Appropriations in accordance with the procedures contained in section 523 of the Foreign Operations, Export Financing, and Related Programs Appropriations Act, 1990: *Provided further,* That up to $8,000,000 of the funds made available by this subsection may be used for environmental activities, including the preservation of tropical forests, promotion of sustainable agriculture, control of pollution, and restoration of the natural resource base.

FORESTRY PROTECTION

None of the funds appropriated in this Act for Nicaragua or Panama shall be used for any project that would result in any significant loss of tropical forests.

ADMINISTRATIVE EXPENSES

Up to $10,000,000, of the funds made available under the headings "Panama" and "Nicaragua" may be used for the purpose of paying administrative expenses incurred by the Agency for International Development in connection with carrying out its functions under such headings.

EVALUATION AND AUDIT

Reports.

In order to monitor the uses and evaluate the effectiveness of Economic Support Fund programs provided under this Act for Nicaragua and Panama—

(1) the Administrator of the Agency for International Development shall—

(A) submit periodic reports to the Committees on Appropriations, the Senate Committee on Foreign Relations and the House Committee on Foreign Affairs on such assistance assessing compliance with specific program objectives with particular emphasis on monitoring commodity import programs and cash transfers for balance of payments and budget support programs;

(B) in cooperation with the governments and nongovernmental organizations receiving such assistance, establish appropriate administrative systems and controls to ensure that the assistance is being used for its intended purposes;

(2) the Inspector General of the Agency for International Development shall, at least semiannually beginning six months from the date of enactment of this Act, audit the Economic Support Fund programs provided under this Act for Nicaragua and Panama to assess the financial management and administrative systems established by the Agency to control such programs, and report to the Committees on Appropriations, the Senate Committee on Foreign Relations and the House Committee on Foreign Affairs and the Administrator its findings; and

(3) the General Accounting Office shall submit a report to the Committees on Appropriations, the Senate Committee on Foreign Relations and the House Committee on Foreign Affairs not later than January 15, 1992, assessing the effectiveness of the Economic Support Fund assistance provided under this Act for Panama and Nicaragua, emphasizing commodity import pro-

grams and cash transfers used for balance of payments and budget support, in meeting stated objectives, the effectiveness of fiscal and administrative controls, and the application of lessons learned from the implementation of these programs to other similar programs administered by the Agency.

CARIBBEAN

For an additional amount for the "Economic Support Fund", $15,000,000, to remain available until September 30, 1991, which shall be made available only for assistance for countries in the Caribbean: *Provided,* That of the funds made available under this heading not less than $3,000,000 shall be made available only for Haiti to support the democratic electoral process: *Provided further,* That of the funds made available under this heading not less than $8,750,000 shall be made available only for Jamaica.

ASSISTANCE FOR THE EASTERN CARIBBEAN

For an additional amount to carry out the purposes of chapter 1 of part I of the Foreign Assistance Act of 1961, $5,000,000, for assistance for countries of the Eastern Caribbean, to remain available through September 30, 1991.

SUB-SAHARAN AFRICA

For an additional amount for the "Economic Support Fund", $20,000,000, to remain available until September 30, 1991, which shall be made available for assistance for Sub-Saharan Africa: *Provided,* That of this amount $10,000,000 shall be for assistance for Namibia, and $10,000,000 shall be used to provide assistance, through the National Endowment for Democracy and other groups, to support programs and activities of organizations to encourage negotiations leading to a peaceful transition to a genuine democracy based on universal suffrage within a united South Africa, as follows:

South Africa.

(1) SUSPENSION OF VIOLENCE.—An organization which has engaged in armed struggle or other acts of violence shall be eligible for assistance under this section only if that organization is committed to a suspension of violence in the context of negotiations to establish a democratic system of government in South Africa.

(2) PROHIBITION ON USING FUNDS TO SUPPORT VIOLENCE.—In order to receive assistance under this section, an organization must agree that it will not use any of the funds made available to it under this section for the purpose of supporting physical violence by any individual, group, or government.

HUMANITARIAN ASSISTANCE FOR ARMENIA AND ROMANIA

(a) For an additional amount for "International disaster assistance", $5,000,000, to remain available until September 30, 1991, which sum shall be made available, notwithstanding any other provision of law, for humanitarian assistance, transportation of materials provided for such assistance, medical treatment, and education and vocational training to the victims of the Armenian earthquake of December 7, 1988, which assistance shall be channeled through United States private and voluntary organizations and other United States nongovernmental organizations: *Provided,*

That such funds are in addition to funds previously made available for such purposes: *Provided further,* That of the funds made available by this subsection for assistance for Armenia, up to 1 percent may be used by the Agency for International Development for costs of administering such program.

(b) Not less than $4,000,000 of the total amount of funds available to carry out chapter 1 of part I of the Foreign Assistance Act of 1961 (relating to development assistance), which funds were—

(1) appropriated by the Foreign Operations, Export Financing, and Related Programs Appropriations Act, 1990 (Public Law 101-167);

(2) made available through the exercise of the authority contained in section 515 of that Act; or

(3) appropriated for development assistance in prior foreign assistance appropriations Acts,

shall be made available, notwithstanding any other provision of law, through international relief agencies and nongovernmental organizations for health assistance for children in Romania.

SUB-SAHARAN AFRICA DEVELOPMENT ASSISTANCE

For an additional amount for "Sub-Saharan Africa, Development Assistance", $10,000,000, to remain available until September 30, 1991.

NOTIFICATION PROCEDURES

Prior to each obligation of funds made available for the "Economic Support Fund" and "Sub-Saharan Africa, Development Assistance" in this Act, the Committees on Appropriations of the House of Representatives and the Senate shall be notified in accordance with section 523 of the Foreign Operations, Export Financing, and Related Programs Appropriations Act, 1990.

WAIVERS AND AUTHORITIES

Panama.

(a) Funds appropriated by this chapter for the "Economic Support Fund" for Panama shall be available as follows: (1) up to $1,200,000 may be provided to carry out the purposes of section 534(b)(3) of the Foreign Assistance Act of 1961 for countries in Latin America and the Caribbean other than Panama; (2) assistance may be provided for technical assistance, training, and commodities with the objective of creating a professional civilian police force notwithstanding section 660 of the Foreign Assistance Act of 1961, except that such assistance shall not include more than $5,000,000 for the procurement of equipment for law enforcement purposes in Panama, and shall not include lethal equipment; and (3) the limitations contained in the second sentence of section 534(e) of the Foreign Assistance Act of 1961 and the second sentence of section 599G(c) of the Foreign Operations, Export Financing, and Related Programs Appropriations Act, 1990, shall not be applicable to assistance provided under this subsection.

Panama. Nicaragua.

(b) Funds appropriated under this chapter for Panama and Nicaragua, as well as during fiscal year 1990 funds otherwise available for economic assistance under other provisions of law and assistance under chapter 8 of part II of the Foreign Assistance Act of 1961, may be made available for Panama and Nicaragua notwithstanding section 518 of the Foreign Operations, Export Financing, and

Related Programs Appropriations Act, 1990, section 620(q) of the Foreign Assistance Act of 1961, or any similar provision of law relating to foreign assistance repayments.

(c) Funds appropriated under this Act may be made available notwithstanding section 10 of Public Law 91-672 and section 15 of the State Department Basic Authorities Act of 1956.

PEACE CORPS

Amounts appropriated under the heading "Peace Corps" by the Foreign Operations, Export Financing, and Related Programs Appropriations Act, 1990 (Public Law 101-167), may be made available for activities of the Peace Corps in Czechoslovakia.

Loans.

EXPORT ASSISTANCE

EXPORT-IMPORT BANK OF THE UNITED STATES

Notwithstanding the first proviso contained under the heading "Limitation on Program Activity" under "Title IV—Export Assistance" of Public Law 101-167, the medium-term financing program of the Export-Import Bank shall not exceed the gross obligations for the principal amount of direct loans contained under such heading in Public Law 101-167.

103 Stat. 1215.

Title IV, "Export Assistance", of the Foreign Operations, Export Financing, and Related Programs Appropriations Act, 1990, is amended by inserting after the fifth proviso under the heading "Limitation on Program Activity" the following: "*Provided further,* That the Bank shall use all amounts appropriated to carry out the interest subsidy program to make commitments to commercial lending institutions and other lenders, subject only to the availability of qualified lenders under the program:".

TECHNICAL CORRECTION

Effective date.
8 USC 1101 note.

Effective as of November 21, 1989, the 11th proviso under the heading "Migration and Refugee Assistance" in title II of the Foreign Operations, Export Financing, and Related Programs Appropriations Act, 1990 (Public Law 101-167, 103 Stat. 1211) is amended by striking "sixth proviso" and inserting "ninth proviso".

CHAPTER IV

DEPARTMENT OF THE INTERIOR AND RELATED AGENCIES

DEPARTMENT OF THE INTERIOR

BUREAU OF LAND MANAGEMENT

FIREFIGHTING

For an additional amount for "Firefighting", $176,800,000: *Provided,* That these funds also shall be available for repayment of advances to other appropriation accounts from which funds were previously transferred for such purposes and shall be obligated fully prior to use of any other funds for wildfire suppression and emergency rehabilitation and shall remain available until December 31, 1990.

UNITED STATES FISH AND WILDLIFE SERVICE

RESOURCE MANAGEMENT

For an additional amount for "Resource management", $827,000: *Provided,* That the Secretary, acting through the United States Fish and Wildlife Service, is authorized to enter into renewable contracts for the payment of reasonable and customary costs for delivery of Newlands Project water rights acquired by the Service to benefit the Federal and State wildlife areas in the Lahontan Valley and the Fernley Sink in Nevada: *Provided further,* That the costs for delivery shall be those costs normally associated with the delivery of water to Newlands Project lands: *Provided further,* That the contracts shall be of a term not exceeding forty years: *Provided further,* That any such contract shall provide that upon the failure of the service to pay such charges, the United States shall be liable for their payment and other costs provided for in applicable provisions of the contract subject to availability of appropriations: *Provided further,* That the Secretary, acting through the United States Fish and Wildlife Service, in accordance with applicable State law, may use water diversion, storage, and conveyance systems of Federal Reclamation Projects to benefit Federal and State wildlife areas in the Lahontan Valley and the Fernley Sink in Nevada.

Contracts. Nevada.

NATIONAL PARK SERVICE

HISTORIC PRESERVATION FUND

Funds appropriated under this head in Public Law 101-121 shall remain available for obligation until September 30, 1991.

CONSTRUCTION

Of the funds made available under this head in the Department of the Interior and Related Agencies Appropriations Act, 1990 (Public Law 101-121), not less than $5,852,000 shall be made available immediately for design and construction activities associated with the Franklin Delano Roosevelt Memorial.

GEOLOGICAL SURVEY

SURVEYS, INVESTIGATIONS, AND RESEARCH

For an additional amount for "Surveys, investigations, and research", $6,246,000, to remain available until expended.

BUREAU OF INDIAN AFFAIRS

OPERATION OF INDIAN PROGRAMS

The paragraph under this head in Public Law 101-121 is amended by inserting in front of $54,000,000 the words "up to": *Provided,* That none of the funds available to the Bureau of Indian Affairs in this or any other Act shall be used to transfer, through agreement, memorandum of understanding, demonstration project or other method, the Safety of Dams program of the Bureau of Indian Affairs to the Bureau of Reclamation.

103 Stat. 713.

DEPARTMENTAL OFFICES

OIL SPILL EMERGENCY FUND

For an additional amount for the Department of the Interior for contingency planning, response and natural resource damage assessment related to the discharge of oil from the tanker Exxon Valdez into Prince William Sound, Alaska, and for other purposes authorized under this head in Public Law 101-45, $7,279,000: *Provided,* That all authorities associated with, and funds in, the Oil Spill Emergency Fund shall remain available until September 30, 1994: *Provided further,* That none of the funds made available by this or any other Act with respect to any fiscal year may be used by the Department of the Interior to make any reimbursements to any other Federal department for litigation costs associated with the Prince William Sound oil spill.

DEPARTMENT OF AGRICULTURE

FOREST SERVICE

FOREST SERVICE FIREFIGHTING

For an additional amount for "Forest service firefighting", $256,700,000.

NATIONAL FOREST SYSTEM

For additional expenses associated with assessment or recovery on National Forest System lands from Hurricane Hugo and the Exxon Valdez oil spill of March 24, 1989, or for assessment and recovery on associated lands affected by the Exxon Valdez oil spill, $8,633,000, to remain available until September 30, 1991: *Provided,* That none of the funds made available by this or any other Act with respect to any fiscal year may be used by the Forest Service to make any reimbursements to any other Federal department for litigation costs associated with the Prince William Sound oil spill.

Grants.
Mississippi.

CONSTRUCTION

Notwithstanding any other provision of law, funds originally appropriated under this head in Public Law 101-121, the Department of the Interior and Related Agencies Appropriations Act, 1990, in the amount of $371,000 for the Forest Service for the construction of an addition to the Starkville, Mississippi, research office shall be available for a grant to Mississippi State University as the Federal share in the construction of a new University facility: *Provided,* That comparable space shall be provided to the Forest Service without charge for a reasonable period.

SETTLEMENT OF CLAIMS, FOREST SERVICE

The Forest Service is hereby authorized and directed to negotiate, compromise, and reach a determination on certain claims against the United States resulting from the Mink Fire (Bridger-Teton National Forest and Yellowstone National Park), Clover-Mist Fire (Yellowstone National Park and Shoshone National Forest), Storm Creek Fire (Yellowstone National Park and Gallatin-Custer National Forests), and Canyon Creek Fire (Lolo, Helena, Lewis and

Clark National Forests) which were originally classified as prescribed fires but subsequently became wildfires. The Forest Service is directed to negotiate, compromise, and reach a determination on the original claims, or the claims filed by an insurer subrogated to the rights of a claimant, and to negotiate any other claims filed within ninety days of the date of enactment of this Act. Notwithstanding any other provision of the law, the Secretary of the Treasury is authorized and directed to pay the amount of each determination from the Claims, Judgments, and Relief Act Fund (Public Law 95-26): *Provided,* That the Secretary of the Treasury shall make no payments for claims which are determined by the Forest Service or the Department of Justice to be invalid under current law: *Provided further,* That nothing in this section shall prohibit any claimant from filing an appeal of any determination made by the Forest Service, Department of Agriculture, or Department of Justice pursuant to current law.

DEPARTMENT OF ENERGY

CLEAN COAL TECHNOLOGY

Funds previously appropriated under this head for clean coal technology solicitations to be issued no later than June 1, 1990, and no later than September 1, 1991, respectively, shall not be obligated until September 1, 1991: *Provided,* That the aforementioned solicitations shall not be conducted prior to the ability to obligate these funds: *Provided further,* That pursuant to section 202(b) of the Balanced Budget and Emergency Deficit Control Reaffirmation Act of 1987, this action is a necessary (but secondary) result of a significant policy change: *Provided further,* That for the clean coal solicitations identified herein, provisions included for the repayment of government contributions to individual projects shall be identical to those included in the Program Opportunity Notice (PON) for Clean Coal Technology III (CCT-III) Demonstration Projects (solicitation number DE-PSO1-89 FE 61825), issued by the Department of Energy on May 1, 1989.

CHAPTER V

DEPARTMENTS OF LABOR, HEALTH AND HUMAN SERVICES, AND EDUCATION

DEPARTMENT OF LABOR

EMPLOYMENT AND TRAINING ADMINISTRATION

COMMUNITY SERVICE EMPLOYMENT FOR OLDER AMERICANS

For an additional amount to carry out the activities for national grants or contracts with public agencies and public or private nonprofit organizations under paragraph (1)(A) of section 506(a) of title V of the Older Americans Act of 1965, as amended, $7,800,000.

For an additional amount to carry out the activities for grants to States under paragraph (3) of section 506(a) of title V of the Older Americans Act of 1965, as amended, $2,200,000.

STATE UNEMPLOYMENT INSURANCE AND EMPLOYMENT SERVICE OPERATIONS

For an additional amount for "State unemployment insurance and employment service operations", $99,600,000 from the Employment Security Administration account in the Unemployment Trust Fund, which shall be available only to the extent necessary to administer unemployment compensation laws to meet increased costs of administration resulting from changes in a State law or increases in the number of unemployment insurance claims filed and claims paid or increased salary costs resulting from changes in State salary compensation plans embracing employees of the State generally over those upon which the State's basic allocation was based.

EMPLOYMENT STANDARDS ADMINISTRATION

SPECIAL BENEFITS

Such amounts, in addition to appropriations provided under this heading in Public Law 101-166, as may be necessary to be charged to the subsequent year appropriation for the payment of compensation and other benefits for any period subsequent to August 15 of the current year: *Provided,* That balances of reimbursements from Federal Government agencies under this heading unobligated on September 30, 1990, shall remain available for the payment of compensation, benefits, and expenses through September 30, 1991.

BLACK LUNG DISABILITY TRUST FUND

(INCLUDING TRANSFER OF FUNDS)

For an additional $700,000 from the Black Lung Disability Trust Fund which shall be available for transfer to Departmental Management, Salaries and expenses, for expenses of operation and administration of the Black Lung Benefits Program as authorized by section 9501(d)(5)(A) of that Act.

DEPARTMENT OF HEALTH AND HUMAN SERVICES

HEALTH RESOURCES AND SERVICES ADMINISTRATION

HEALTH RESOURCES AND SERVICES

PROGRAM OPERATIONS

For an additional amount for "Program operations" for health care for the homeless, $2,300,000.

CENTERS FOR DISEASE CONTROL

DISEASE CONTROL, RESEARCH, AND TRAINING

For an additional amount for "Disease control, research, and training", $30,500,000, of which $7,000,000 is for measles outbreak control under section 317 of the Public Health Service Act, and of which $23,500,000, to remain available until expended, is for the purchase of a second vaccination for measles immunization.

ALCOHOL, DRUG ABUSE, AND MENTAL HEALTH ADMINISTRATION

ALCOHOL, DRUG ABUSE, AND MENTAL HEALTH

The second proviso under the heading "Alcohol, drug abuse, and mental health" in title IV of Public Law 101-164 is repealed effective September 10, 1990 if the treatment waiting period reduction grants are not specifically authorized prior to that date.

Effective date.
103 Stat. 1105.

HEALTH CARE FINANCING ADMINISTRATION

PROGRAM MANAGEMENT

All funds collected in fiscal year 1990 in accordance with section 353 of the Public Health Service Act shall be credited to this account, to remain available until expended, for necessary expenses associated with the survey and certification of clinical laboratories.

FAMILY SUPPORT ADMINISTRATION

REFUGEE AND ENTRANT ASSISTANCE

(INCLUDING TRANSFER OF FUNDS)

For an additional amount for "Refugee and entrant assistance", $6,000,000, to be distributed under the Targeted Assistance Program, of which $5,000,000 shall be for health and educational services in areas affected as a result of the massive influx of Cuban and Haitian entrants during the Mariel boatlift, $500,000 shall be available for communities currently conducting a "Fish/Wilson" demonstration project and which have been heavily impacted by the recent influx of Soviet Pentecostals for health and employment services, and $500,000 shall be available for schools in areas impacted by the influx of Indochinese refugees who entered the United States after October 1, 1979, in which the enrollment of Indochinese students (including secondary migrants) is greater than 2,000, and who comprise no less than 20 percent of the overall school enrollment in such a locality with a general population of no less than 75,000 persons: *Provided,* That the amount provided herein shall be derived by transfer from funds appropriated in Public Law 101-166 for Student Financial Assistance for carrying out activities authorized under part E, section 465 of the Higher Education Act, as amended.

LOW INCOME HOME ENERGY ASSISTANCE

For an additional amount for "Low income home energy assistance", $50,000,000 to remain available until October 31, 1990: *Provided,* That the Secretary shall obligate these funds on the basis of relative need to those States and other entities which promptly supplement their applications under the Act for the current fiscal year demonstrating both a substantial need for and the capacity to expend the additional funds.

ASSISTANT SECRETARY FOR HUMAN DEVELOPMENT SERVICES

HUMAN DEVELOPMENT SERVICES

For an additional amount for carrying out the Head Start Act, $165,685,000, which shall remain available until December 31, 1990.

DEPARTMENT OF EDUCATION

SCHOOL IMPROVEMENT PROGRAMS

(INCLUDING TRANSFER OF FUNDS)

For an additional amount for "School improvement programs", $20,945,000, to remain available until September 30, 1991, of which $19,945,000 shall be to continue funding of existing School Dropout Demonstration programs as authorized under title VI, part A and $1,000,000 shall be for carrying out the Javits Gifted and Talented Education Program as authorized under title IV, part B of the Elementary and Secondary Education Act of 1965, as amended: *Provided,* That $2,520,000 of the amount provided herein shall be derived by transfer from funds appropriated in Public Law 100-436 for Student Financial Assistance for carrying out activities authorized by part E, section 465 of the Higher Education Act, as amended: *Provided further,* That funds available under Public Law 101-164 for grants to States under the Drug-Free Schools and Communities Act shall also be available for Indian Youth under sections 5112(a)(2) and 5133, and for Hawaiian Natives under sections 5112(a)(3) and 5134.

Indians.
Hawaii.

EDUCATION FOR THE HANDICAPPED

Funds appropriated under section 619 of the Education of the Handicapped Act for fiscal year 1989 shall remain available for obligation by States through September 30, 1992.

RELATED AGENCIES

NATIONAL COMMISSION ON CHILDREN

For an additional amount for the National Commission on Children established by section 9136 of Public Law 100-203, $400,000, which shall remain available until expended.

CHAPTER VI

RURAL DEVELOPMENT, AGRICULTURE, AND RELATED AGENCIES

DEPARTMENT OF AGRICULTURE

COOPERATIVE STATE RESEARCH SERVICE

Of the $6,004,000 provided in Public Law 101-161 for higher education grants under section 1417(a) of Public Law 95-113, as amended (7 U.S.C. 3152(a)), $250,000 is transferred to Federal Administration for the necessary expenses of Cooperative State

Research Service activities, including coordination and program leadership for higher education work of the Department.

ANIMAL AND PLANT HEALTH INSPECTION SERVICE

For an additional amount for expenses for the Animal and Plant Health Inspection Service, $8,000,000, to remain available until expended.

FOOD SAFETY AND INSPECTION SERVICE

For an additional amount for necessary expenses to carry on services authorized by the Federal Meat Inspection Act, as amended, and the Poultry Products Inspection Act, as amended, $4,400,000: *Provided,* That none of the funds appropriated or otherwise made available by the Rural Development, Agriculture, and Related Agencies Appropriations Act, 1990, Public Law 101-161, shall be used to pay the salaries of personnel who carry out an export enhancement program if the aggregate amount of funds and/or commodities under such program exceeds $553,000,000.

FEDERAL CROP INSURANCE CORPORATION

ADMINISTRATIVE AND OPERATING EXPENSES

For an additional amount for administrative and operating expenses, as authorized by the Federal Crop Insurance Corporation Act, as amended (7 U.S.C. 1516), $15,000,000: *Provided,* That these funds shall be available only to the extent an official budget request, for a specific dollar amount, is transmitted to the Congress.

FOOD AND NUTRITION SERVICE

COMMODITY SUPPLEMENTAL FOOD PROGRAM

For an additional amount for necessary expenses of the Commodity Supplemental Food Program as authorized by section 4(a) of the Agriculture and Consumer Protection Act of 1973 (7 U.S.C. 612c (note)), $3,100,000.

FOOD STAMP PROGRAM

For an additional amount for necessary expenses to carry out the Food Stamp Act (7 U.S.C. 2011-2027, 2028, 2029), $1,200,000,000, which shall be available only to the extent an official budget request, for a specific dollar amount, is transmitted to the Congress, of which $135,000,000 shall be placed in reserve to be used only to the extent that such amount is required during the current fiscal year to meet program requirements.

DEPARTMENT OF HEALTH AND HUMAN SERVICES

FOOD AND DRUG ADMINISTRATION

For an additional amount for generic drug activities of the Food and Drug Administration under section 505(j) of the Food, Drug, and Cosmetic Act, $13,900,000.

INDEPENDENT AGENCY

COMMODITY FUTURES TRADING COMMISSION

For an additional amount for necessary expenses to carry out the provisions of the Commodity Exchange Act (7 U.S.C. 1 et seq.), $2,000,000.

CHAPTER VII

DEPARTMENTS OF VETERANS AFFAIRS AND HOUSING AND URBAN DEVELOPMENT, AND INDEPENDENT AGENCIES

DEPARTMENT OF VETERANS AFFAIRS

VETERANS BENEFITS ADMINISTRATION

COMPENSATION AND PENSIONS

For an additional amount for "Compensation and pensions", $190,000,000, to remain available until expended.

LOAN GUARANTY REVOLVING FUND

For an additional amount for "Loan guaranty revolving fund", $245,000,000, to remain available until expended.

VETERANS HEALTH SERVICE AND RESEARCH ADMINISTRATION

MEDICAL CARE

For an additional amount for "Medical care", $94,000,000: *Provided,* That, notwithstanding any other provision of law, not less than $7,227,000,000 of the sums appropriated under this heading in fiscal year 1990 shall be available only for expenses in the personnel compensation and benefits object classifications.

MEDICAL ADMINISTRATION AND MISCELLANEOUS OPERATING EXPENSES

(TRANSFER OF FUNDS)

For an additional amount for "Medical administration and miscellaneous operating expenses", $1,300,000, to be derived by transfer from "Construction, minor projects".

DEPARTMENTAL ADMINISTRATION

GENERAL OPERATING EXPENSES

Of the sum appropriated under this heading for fiscal year 1990, the amount available for expenses of travel is increased by $1,000,000.

DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

HOUSING PROGRAMS

HOUSING FOR THE ELDERLY OR HANDICAPPED FUND

Of the amount provided for direct loan obligations under this head in title II, Public Law 101-144 (103 Stat. 839, 847), and subject to the provisos under that head, any part of such amount that is not obligated during fiscal year 1990 may be used for direct loan obligations thereafter.

PAYMENTS FOR OPERATION OF LOW-INCOME HOUSING PROJECTS

(TRANSFER OF FUNDS)

For an additional amount for "Payments for operation of low-income housing projects", $72,000,000, to remain available until September 30, 1991: *Provided,* That such amount shall be derived by transfer from "Annual contributions for assisted housing", and the amount specified for the section 8 moderate rehabilitation program in the first proviso under that head in the Department of Housing and Urban Development-Independent Agencies Appropriations Act, 1989 (Public Law 100-404, 102 Stat. 1014) shall be reduced by such amount.

COMMUNITY PLANNING AND DEVELOPMENT

COMMUNITY DEVELOPMENT GRANTS

(INCLUDING TRANSFER OF FUNDS)

Notwithstanding the repeal of section 107(b)(3) of the Housing and Community Development Act of 1974 by section 105(b) of the Department of Housing and Urban Development Reform Act of 1989, funds appropriated under the Community Development Grants heading of the Departments of Veterans Affairs and Housing and Urban Development, and Independent Agencies Appropriations Act, 1990, pursuant to such section 107 shall be available for grants to Indian tribes.

The paragraph under this head in title II of Public Law 101-144 (approved November 9, 1989) (103 Stat. 839, 849-850) is hereby amended by inserting, immediately before the final colon in the third proviso, a semicolon and the following: "and the amounts set forth for the 27 projects and purposes specified at page 19 (other than those three projects specified in this and the immediately preceding proviso) and for the first 10 projects specified on page 20, of the Joint Explanatory Statement of the Committee of Conference on H.R. 2916 (House Report 101-297), shall be made available for such projects and purposes".

The amount to be derived by transfer from the urban development action grants account to this head under Public Law 101-144 shall include all unobligated balances available at the end of fiscal year 1989: *Provided,* That such unobligated balances shall be made available for purposes authorized by section 106 of the Housing and Community Development Act of 1974: *Provided further,* That those amounts that are required to fund urban development action grant projects which have received preliminary approval in accordance with regulations promulgated by the Department of Housing and Urban Development shall not be transferred: *Provided further,* That

the Secretary of Housing and Urban Development shall withhold from the amount subject to transfer such funds as may be necessary to comply with orders of United States Courts which direct the Secretary to set aside funds for possible future approval of grants to carry out urban development action grant programs authorized in section 119 of the Housing and Community Development Act of 1974, as amended (42 U.S.C. 5301).

Of the amount that otherwise would be available under this head under Public Law 101-144 for technical assistance activities to be allocated at the discretion of the Secretary, under section 107(b)(4) of the Housing and Community Development Act of 1974, $14,000,000 shall be made available under section 106 of such Act.

ADMINISTRATIVE PROVISIONS

Section 17(f) of the United States Housing Act of 1937 (42 U.S.C. 1437o(f)) is amended by inserting after "or City of New York" the following: "or State of Vermont".

Section 17(d)(4)(G) of the United States Housing Act of 1937 shall not be applicable to the Beechwood Towers Housing Development Grant project, number PA008HG401, through December 31, 1990, and any cancellation of the grant resulting from the application of section 17(d)(4)(G) prior to December 31, 1990, shall be rescinded and the grant restored to the project.

INDEPENDENT AGENCIES

AMERICAN BATTLE MONUMENTS COMMISSION

SALARIES AND EXPENSES

For an additional amount for necessary expenses, $500,000, to remain available until expended.

ENVIRONMENTAL PROTECTION AGENCY

ABATEMENT, CONTROL, AND COMPLIANCE

For an additional amount for "Abatement, control, and compliance", $1,800,000, to remain available until September 30, 1991: *Provided,* That of the funds appropriated under this head in the Departments of Veterans Affairs and Housing and Urban Development, and Independent Agencies Appropriations Act, 1990 (Public Law 101-144), $500,000 shall be available for a lead storage battery recycling pilot project for the State of New Jersey, to remain available until expended.

CONSTRUCTION GRANTS

33 USC 1384 note.

The last proviso under this heading in the Departments of Veterans Affairs and Housing and Urban Development, and Independent Agencies Appropriations Act, 1990 (Public Law 101-144) is amended by inserting "heretofore, herein or hereafter" after the word "sums" and ", and sums appropriated in fiscal year 1989 shall remain available for obligation until September 30, 1992" after the word "entities", and by striking the words "Trust Territory" and inserting the word "Republic" before the words "of Palau".

NATIONAL AERONAUTICS AND SPACE ADMINISTRATION

RESEARCH AND PROGRAM MANAGEMENT

(TRANSFERS OF FUNDS)

For an additional amount for "Research and program management", $32,970,000, of which $18,000,000 shall be derived by transfer from "Research and development" and $14,970,000 shall be derived by transfer from "Space flight, control, and data communications".

NATIONAL COMMISSION ON AMERICAN INDIAN, ALASKA NATIVE, AND NATIVE HAWAIIAN HOUSING

SALARIES AND EXPENSES

(TRANSFER OF FUNDS)

For necessary expenses of the National Commission on American Indian, Alaska Native, and Native Hawaiian Housing, in carrying out their functions under title VI of the Department of Housing and Urban Development Reform Act of 1989 (Public Law 101-235, 103 Stat. 1987, 2052) $500,000, to remain available until expended, to be derived by transfer from amounts provided under the head "Annual contributions for assisted housing", and earmarked for modernization of existing public housing projects pursuant to section 14 of the United States Housing Act of 1937 (42 U.S.C. 14371), in Public Law 101-144 (approved November 9, 1989, 103 Stat. 839, 844).

NATIONAL COMMISSION ON SEVERELY DISTRESSED PUBLIC HOUSING

SALARIES AND EXPENSES

(TRANSFER OF FUNDS)

For necessary expenses of the National Commission on Severely Distressed Public Housing, in carrying out their functions under title V of the Department of Housing and Urban Development Reform Act of 1989 (Public Law 101-235, 103 Stat. 1987, 2048) $2,000,000, to remain available until expended, to be derived by transfer from amounts provided under the head "Annual contributions for assisted housing", and earmarked for modernization of existing public housing projects pursuant to section 14 of the United States Housing Act of 1937 (42 U.S.C. 14371), in Public Law 101-144 (approved November 9, 1989, 103 Stat. 839, 844).

CHAPTER VIII

DEPARTMENT OF TRANSPORTATION

NATIONAL HIGHWAY TRAFFIC SAFETY ADMINISTRATION

HIGHWAY TRAFFIC SAFETY GRANTS

(LIQUIDATION OF CONTRACT AUTHORIZATION)

(HIGHWAY TRUST FUND)

For payment of additional obligations incurred carrying out the provisions of 23 U.S.C. 408, to remain available until expended, $5,000,000, to be derived from the Highway Trust Fund: *Provided,* That none of the funds in this Act or any other appropriations Act for fiscal year 1990 shall be available for the planning or execution of programs the total obligations for which are in excess of $15,967,000 for "Alcohol safety incentive grants" authorized under 23 U.S.C. 408.

CHAPTER IX

DISTRICT OF COLUMBIA

DISTRICT OF COLUMBIA FUNDS

GOVERNMENTAL DIRECTION AND SUPPORT

(INCLUDING RESCISSION)

For an additional amount for "Governmental direction and support", $99,000: *Provided,* That of the funds appropriated under this heading for fiscal year 1990 in the District of Columbia Appropriations Act, 1990, approved November 21, 1989 (Public Law 101-168; 103 Stat. 1268 to 1269), $3,317,000 are rescinded for a net decrease of $3,218,000.

ECONOMIC DEVELOPMENT AND REGULATION

(INCLUDING RESCISSION)

For an additional amount for "Economic development and regulation", $50,000: *Provided,* That of the funds appropriated under this heading for fiscal year ending September 30, 1990, in the District of Columbia Appropriations Act, 1990, approved November 21, 1989 (Public Law 101-168; 103 Stat. 1269), $10,498,000 are rescinded for a net decrease of $10,448,000.

PUBLIC SAFETY AND JUSTICE

(INCLUDING RESCISSION)

For an additional amount for "Public safety and justice", $7,750,000: *Provided,* That of the funds appropriated under this heading for fiscal year 1990 in the District of Columbia Appropriations Act, 1990, approved November 21, 1989 (Public Law 101-168; 103 Stat. 1269 to 1271), $2,739,000 are rescinded for a net increase of $5,011,000: *Provided further,* That of the $50,000,000 previously appropriated under the heading "Criminal Justice Initiative",

$10,000,000 shall be paid to the District of Columbia government to pay amounts due to the Federal Bureau of Prisons and State governments and facilities for the housing of District of Columbia Code violators: *Provided further,* That by November 30, 1990, the District of Columbia government shall pay $10,000,000 (from current operating revenues collected during fiscal year 1991 and not from the proceeds of borrowed funds) to the United States Treasury, and such payment shall be credited to and be available for the purposes of the "Criminal Justice Initiative" for the construction of the Correctional Treatment Facility: *Provided further,* That no actions taken pursuant to any of the provisions of this heading may be carried out in a manner that will delay the constuction of such Correctional Treatment Facility.

PUBLIC EDUCATION SYSTEM

(INCLUDING RESCISSION)

For an additional amount for "Public education system", $3,461,000, including $2,682,000 for the D.C. Public Schools and $779,000 for the Public Library: *Provided,* That of the funds appropriated under this heading for the fiscal year ending September 30, 1990, in the District of Columbia Appropriations Act, 1990, approved November 21, 1989 (Public Law 101-168; 103 Stat. 1271), $7,882,000 for the D.C. Public Schools, $730,000 for the University of the District of Columbia, $779,000 for the Public Library, $643,000 for the Commission on the Arts and Humanities, and $10,000 for the Education Licensure Commission are rescinded for a net decrease of $6,583,000.

HUMAN SUPPORT SERVICES

(INCLUDING RESCISSION)

For an additional amount for "Human support services", $4,840,000: *Provided,* That $640,000 of this appropriation, to remain available until expended, shall be available solely for District of Columbia employees' disability compensation: *Provided further,* That of the funds appropriated under this heading for fiscal year 1990 in the District of Columbia Appropriations Act, 1990, approved November 21, 1989 (Public Law 101-168; 103 Stat. 1271), $10,245,000 are rescinded for a net decrease of $5,405,000.

PUBLIC WORKS

(RESCISSION)

Of the funds appropriated under this heading for the fiscal year ending September 30, 1990, in the District of Columbia Appropriations Act, 1990, approved November 21, 1989 (Public Law 101-168; 103 Stat. 1271 and 1272), $8,810,000 are rescinded: *Provided,* That none of the funds contained in this Act or any other Act shall be obligated or expended by the District of Columbia government to remove the safety fences at the Duke Ellington Memorial Bridge until—

(a) the Mayor's Agent, following an evidentiary determination, has found that the evidence indicates that the circumstances have changed to nullify the 1987 findings of the

Mayor's Agent, HPA No. 87-377 (August 20, 1987), as to the benefits of the fences; and

(b) the Mayor has provided a detailed statement to the Committees on Appropriations of the House of Representatives and the Senate explaining the basis for the decision to remove the safety fences.

WASHINGTON CONVENTION CENTER FUND

For an additional amount for "Washington Convention Center Fund", $2,993,000.

REPAYMENT OF LOANS AND INTEREST

Of the funds appropriated under this heading for fiscal year ending September 30, 1990 in the District of Columbia Appropriations Act, 1990, approved November 21, 1989 (Public Law 101-168; 103 Stat. 1272), $12,336,000 are rescinded.

SHORT-TERM BORROWINGS

For an additional amount for "Short-term borrowings", $3,349,000.

OPTICAL AND DENTAL BENEFITS

For an additional amount for "Optical and dental benefits", $543,000.

ENERGY ADJUSTMENT

The paragraph under the heading "Energy Adjustment" in the District of Columbia Appropriations Act, 1990, approved November 21, 1989 (Public Law 101-168; 103 Stat. 1273), is hereby repealed.

EQUIPMENT ADJUSTMENT

The paragraph under the heading "Equipment Adjustment" in the District of Columbia Appropriations Act, 1990, approved November 21, 1989 (Public Law 101-168; 103 Stat. 1273), is hereby repealed.

PERSONAL SERVICES ADJUSTMENT

The paragraph under the heading "Personal Services Adjustment" in the District of Columbia Appropriations Act, 1990, approved November 21, 1989 (Public Law 101-168; 103 Stat. 1273), is hereby repealed.

SUPPLY, ENERGY, AND EQUIPMENT ADJUSTMENTS

The Mayor shall reduce authorized supply, energy, and equipment appropriations and expenditures within object classes 20 (supplies), 30a (energy), and 70 (equipment) in the aggregate amount of $5,000,000 within one or several of the various appropriation headings in this chapter: *Provided,* That notwithstanding any other provision of law, such reductions shall not be allocated to any activities or programs of the Metropolitan Police Department.

CAPITAL OUTLAY

(INCLUDING RESCISSION)

For an additional amount for "Capital outlay", $79,802,000, to remain available until expended: *Provided,* That $27,915,000 of prior year authority is rescinded for a net increase of $51,887,000: *Provided further,* That $2,362,000 shall be available for project management and $2,116,000 for design by the Director of the Department of Public Works or by contract for architectural engineering services, as may be determined by the Mayor.

WATER AND SEWER ENTERPRISE FUND

(INCLUDING RESCISSION)

For an additional amount for "Water and sewer enterprise fund", $12,026,000: *Provided,* That of the funds appropriated under this heading for fiscal year 1990 in the District of Columbia Appropriations Act, 1990, approved November 21, 1989 (Public Law 101-168; 103 Stat. 1274), $17,680,000 are rescinded, including $697,000 for debt service and $13,951,000 for pay-as-you-go capital, for a net decrease of $5,654,000.

CHAPTER X

EXECUTIVE OFFICE OF THE PRESIDENT

OFFICE OF ADMINISTRATION

SALARIES AND EXPENSES

Funds appropriated under this heading in the Treasury, Postal Service and General Government Appropriations Act, fiscal year 1990, Public Law 101-136, for the White House Conference on Indian Education shall remain available until expended.

FUNDS APPROPRIATED TO THE PRESIDENT

UNANTICIPATED NEEDS FOR NATURAL DISASTERS

For an additional amount for "Unanticipated Needs for Natural Disasters", $5,000,000, to remain available until expended, to enable the President to meet unanticipated needs arising from natural disasters occurring on March 13, 1990: *Provided,* That, notwithstanding any other provision of law, not less than $2,500,000 of such additional amount shall be available to meet disaster assistance needs in the State of Nebraska, and not less than $2,500,000 shall be available to meet disaster assistance needs in the State of Kansas.

CHAPTER XI

LEGISLATIVE BRANCH

U.S. SENATE

PAYMENTS TO WIDOWS AND HEIRS OF DECEASED MEMBERS OF CONGRESS

Helene H. Matsunaga.

For a payment to Helene H. Matsunaga, widow of Spark M. Matsunaga, late a Senator from Hawaii, $98,400.

TITLE III—GENERAL PROVISIONS

SEC. 301. No part of any appropriation contained in this Act shall remain available for obligation beyond the current fiscal year unless expressly so provided herein.

SEC. 302. The proviso under the heading "Department of the Interior, Bureau of Land Management, Firefighting" in Public Law 101-121 is amended by inserting "full" before the word "repayment" in the proviso, and by inserting at the end thereof "prior to the expenditure of any of such funds for any other purposes".

103 Stat. 701.

SEC. 303. In Public Law 101-148, Military Construction Appropriations Act, 1990, the last proviso under "Military Construction, Defense Agencies" is hereby repealed.

103 Stat. 921.

SEC. 304. Notwithstanding any other provision of law, all projects contained in the State list included in House Report 101-307, for which funds were appropriated in Public Law 101-148, are hereby authorized for appropriations and for construction or execution.

SEC. 305. None of the funds provided in this Act shall be provided to any nation where it is made known to the President that the nation is providing military or economic assistance to Cuba.

SEC. 306. Section 610 of the Departments of Commerce, Justice, and State, the Judiciary, and Related Agencies Appropriations Act, 1990 (Public Law 101-162) is amended by adding the following subsection:

103 Stat. 1038.

"(d) The term 'export license applications' includes requests for approval of technical assistance agreements or services that would serve to facilitate launch of such satellites.".

SEC. 307. None of the funds appropriated by this or any other Act with respect to any fiscal year for contractural services support of the United States Antarctic Program may be obligated for procurement of a multibeam bathymetric sonar mapping system manufactured outside of the United States: *Provided,* That not to exceed $2,400,000 shall be available for the total cost of such procurement, including software: *Provided further,* That this section shall not be applicable to any procurement covered by the GATT Agreement on Government Procurement.

103 Stat. 1094.

SEC. 308. Section 319 of Public Law 101-164 is amended by inserting "training, salaries" after the word "reports"; inserting the words "including site acquisition, construction and equipment" after the word "expenses"; and inserting the word "grants" after the word "contracts".

SEC. 309. Notwithstanding any other provision of law, within 60 days of enactment, the Secretary of Transportation is directed to make available to the Tri-County Metropolitan Transportation District of Oregon, $13,500,000 in funds previously appropriated for the

acquisition of land in Gresham, Oregon, for the joint development project called "Project Break-Even".

SEC. 310. Funds appropriated under Public Law 101-164, the Department of Transportation and Related Agencies Appropriations Act, 1990, for Highway Demonstration Projects involving railroad overpasses in Las Vegas, New Mexico, may be used for construction: *Provided,* That for loans to the Chicago, Missouri and Western Railroad, or its successors, authorized in Public Law 101-164, $3,500,000: *Provided further,* That such loans shall be made available no later than thirty days after enactment of this Act.

Loans.

SEC. 311. Of the funds appropriated in section 108(d) of Public Law 101-130 and remaining available for obligation as of April 16, 1990, $4,700,000 shall be made available to the Forest Service for "Forest Research", $6,900,000 to the Forest Service for "State and Private Forestry", and $4,440,000 to the Forest Service for "National Forest System": *Provided,* That $15,153,000 of remaining unobligated balances appropriated in section 108(d) of said law and which are not needed under the provisions of this Act are hereby rescinded.

SEC. 312. (a) Section 802(b)(1) of the Arizona-Idaho Conservation Act of 1988 is amended to read as follows:

40 USC 188a-1. Gifts and property.

"(1) in consultation with the Joint Committee on the Library, the Senate Commission on Art, or the House of Representatives Fine Arts Board, as the case may be, transfer such property to the entity consulted;".

(b) Section 803(b) of the Arizona-Idaho Conservation Act of 1988 is amended—

40 USC 188a-2.

(1) by striking "subject" and all that follows through "respectively"; and

(2) in paragraph (2) by inserting "subject to the approval of the Committee on Appropriations of the House of Representatives and the Committee on Appropriations of the Senate, after "(2)".

(c) Section 8(c) of the Bicentennial of the United States Congress Commemorative Coin Act is amended to read as follows:

31 USC 5112 note.

"(c) REPORT REQUIRED.—The Commission shall submit an annual report of expenditures to the Congress.".

SEC. 313. (a) The supervision and jurisdiction of the United States Capitol Police shall extend over any area with respect to which the Architect of the Capitol has contracted, or otherwise entered into an agreement, for parking space in the Union Station parking garage to accommodate personnel of the United States Senate whose parking privileges have been affected by the construction of the Judiciary Annex Building, and over any area and streets necessary to carry out such supervision and to travel between such parking area and the United States Capitol Grounds.

Law enforcement and crime. District of Columbia. 40 USC 212a note.

(b) In carrying out such supervision, the United States Capitol Police shall have, within any such area or street, jurisdiction, concurrent with that of the Metropolitan Police of the District of Columbia, to provide security for such personnel and property of such personnel and of the United States Senate within such area or street, and to make arrests for the violation of the laws and regulations of the United States and the District of Columbia.

(c) The provisions of subsections (a) and (b) shall be effective only during the period that there is in effect a contract or other agreement as referred to in subsection (a).

SEC. 314. (a) Section 101 of the Supplemental Appropriations Act, 1977 (2 U.S.C. 61h-6) is amended—

(1) by inserting "(a)" immediately after "SEC. 101.", and

(2) by adding at the end thereof the following new subsection:

"(b) The Majority Leader, the Minority Leader, and the President pro tempore of the Senate, in appointing individuals to consultant positions under authority of this section, may appoint one such individual to such position at an annual rate of compensation rather than at a daily rate of compensation, but such annual rate shall not be in excess of the highest gross rate of annual compensation which may be paid to employees of a standing committee of the Senate.".

Effective date. 2 USC 61h-6 note.

(b) The amendments made by this section shall be effective in the case of appointments made after the date of enactment of this Act.

Gifts and property. Poland.

SEC. 315. (a) Consistent with the purposes of Senate Concurrent Resolution 74 of the 101st Congress (agreed to October 26, 1989), and until October 1, 1992, the Sergeant at Arms and Doorkeeper of the Senate, upon the approval of the Committee on Rules and Administration of the Senate, from funds authorized to be expended by subsection (b) of this section, is authorized to provide for the donation of equipment and training to the Senat and Sejm of Poland by—

(1) purchasing and donating new equipment;

(2) donating used or surplus equipment of the United States Senate, notwithstanding section 103 of the Legislative Branch Appropriations Act, 1978 (2 U.S.C. 117b);

(3) arranging for the preparation, delivery, installation, servicing, modification, and adjustment of, and the training, accessories, and supplies for any items donated under paragraphs (1) and (2);

(4) replacing in the United States Senate used or surplus equipment that is donated under paragraph (2); and

(5) conducting such other transactions as necessary to carry out the purposes of section 2(c) of Senate Concurrent Resolution 74 of the 101st Congress.

(b) Of the unexpended and unobligated funds in the appropriation account for the Sergeant at Arms and Doorkeeper of the Senate within the contingent fund of the Senate which were appropriated for fiscal years prior to October 1, 1989, not more than $1,500,000 shall be available to the Sergeant at Arms and Doorkeeper of the Senate to carry out the provisions of subsection (a).

40 USC 188b-6.

SEC. 316. (a) Effective with the fiscal year ending September 30, 1990, and each fiscal year thereafter, subject to the approval of the Committee on Appropriations of the Senate, any unexpended and unobligated funds in the appropriation account for the "Secretary of the Senate" within the contingent fund of the Senate which have not been withdrawn in accordance with the paragraph under the heading "General Provisions" of Chapter XI of the Third Supplemental Appropriation Act, 1957 (2 U.S.C. 102a), shall be available for the expenses incurred, without regard to the fiscal year in which incurred, for the conservation, restoration, and replication or replacement, in whole or in part, of items of art, fine art, and historical items within the Senate wing of the United States Capitol, any Senate Office Building, or any room, corridor, or other space therein. In the case of replication or replacement of such items, the funds available under this subsection shall be available for any such items previously contained within the Senate wing of the Capitol, or an item historically accurate.

(b) All such items of art referred to in subsection (a) shall be known as the "United States Senate Collection".

(c) Disbursements for expenses incurred for the purposes in subsection (a) shall be made upon vouchers approved by the Chairman of the Senate Commission on Art or the Executive Secretary of the Senate Commission on Art.

SEC. 317. Subsection (a) of section 3 of the Legislative Branch Appropriations Act, 1989 (2 U.S.C. 68-6(a)) is amended—

(1) by striking out "during any fiscal year," and inserting in lieu thereof "during any fiscal year (1)"; and

(2) by striking out "; and" and inserting in lieu thereof ", and (2) from the Senate appropriations account, appropriated under the headings 'Salaries, Officers and Employees' and 'Office of the Secretary' to the appropriations account, within the contingent fund of the Senate, for expenses of the Office of the Secretary of the Senate, such sums as he shall specify; and".

SEC. 318. None of the funds appropriated or otherwise made available to the Department of the Treasury by this or any other Act shall be obligated or expended to contract out positions in, or downgrade the position classifications of, members of the United States Mint Police Force or the Bureau of Engraving and Printing Police Force, or for studying the feasibility of contracting out such positions.

SEC. 319. The Secretary of the Army is directed to execute a local cooperation agreement prior to July 1, 1990, for construction of a modification of the existing Gulfport Harbor Project in Mississippi as authorized by the Supplemental Appropriations Act, 1985 (Public Law 99-88), section 202(a) of the Water Resources Development Act of 1986 (Public Law 99-662), and section 4(n) of the Water Resources Development Act of 1988 (Public Law 100-676). Contracts. Mississippi.

Within available funds, the Secretary of the Interior is authorized to obligate up to $12,000,000 to initiate safety of dams modifications at Mormon Island Auxiliary Dam (Folsom Dam and related facilities) of the Central Valley Project, California, authorized under Public Law 95-578, as amended, absent the transmission of the report described in the proviso of section 5 of Public Law 95-578, as amended.

SEC. 320. (a) The following provisions of law are repealed:

(1) Section 614 of the Departments of Commerce, Justice, and State, the Judiciary, and Related Agencies Appropriations Act, 1990 (Public Law 101-162). 103 Stat. 1040.

(2) Section 302 of the Foreign Relations Authorization Act, Fiscal Years 1990 and 1991 (Public Law 101-246). 22 USC 2877a.

(b)(1) Section 127(b) of the Foreign Relations Authorization Act, Fiscal Years 1990 and 1991 (Public Law 101-246) is amended by striking out "February 3, 1990" and inserting in lieu thereof "120 days after the date of enactment of this Act". *Ante*, p. 29.

(2) Section 153(b)(2) of the Foreign Relations Authorization Act, Fiscal Years 1990 and 1991, is amended by striking out "January 1, 1990" and inserting in lieu thereof "January 1, 1991". 22 USC 2656 note.

(3) Section 161(a) of that Act is amended in the second sentence by striking out "February 1, 1990," and inserting in lieu thereof "120 days after the date of enactment of this Act". 22 USC 4171 note.

(4) Section 162 of that Act is amended by striking out "December 31, 1989" and inserting in lieu thereof "120 days after the date of enactment of this Act". *Ante*, p. 47.

(5) Section 1005(b)(2) of that Act is amended by striking out "by December 31, 1989" and inserting in lieu thereof "not later than 120 days after the date of enactment of this Act". *Ante*, p. 87.

(c)(1) Section 506(a) of part E of title I of the Omnibus Crime Control and Safe Streets Act (42 U.S.C. 3756(a)), as amended by the third proviso under the heading "Organized Crime Drug Enforcement" of title II of the Departments of Commerce, Justice, and State, the Judiciary, and Related Agencies Appropriations Act, 1990 (Public Law 101-162) and by section 212 of Public Law 101-162, is further amended—

(A) in the text above paragraph (1), by inserting "required" after "setting aside the amount"; and

(B) in paragraph (1), by striking out "0.4 percent" and inserting in lieu thereof "$500,000 or 0.25 percent, whichever is greater,".

(2) Title V of the Departments of Commerce, Justice, and State, the Judiciary, and Related Agencies Appropriations Act, 1990 (Public Law 101-162) is amended under the heading "Educational and Cultural Exchange Programs" of the United States Information Agency by striking out "$160,300,000" and inserting in lieu thereof "$156,506,000".

103 Stat. 1029.

SEC. 321. COMMERCIAL ASPECTS OF UNITED STATES FOREIGN ASSISTANCE.—(a) The Secretary of Commerce, after consulting with the Administrator of the Agency for International Development, the Secretary of Agriculture, the Secretary of Energy, the Secretary of the Treasury, the Secretary of State, other appropriate agencies of the United States Government, and United States business organizations, shall conduct a study which examines and explores the foreign assistance programs currently engaged in by the United States Government and major international financing programs of the United States Government, through the Agency for International Development and other appropriate departments and agencies of the United States Government and explores mechanisms and ways by which the international economic competitiveness of the United States may be enhanced through such programs. In undertaking this study, the Secretary shall—

(1) examine the foreign assistance and major financing programs of Japan, West Germany, France, the United Kingdom, and such other international aid donors as the Secretary may designate, for the purpose of determining what mechanisms are in use to tie foreign assistance to, and advance the industrial and commercial interests of, the donor nations, in particular, the programs currently being engaged in and planned by such countries in the Eastern European countries of East Germany, Poland, Czechoslovakia, and Hungary; and

(2) determine, as far as possible, for each of fiscal years 1989 and 1990, and requested for fiscal year 1991, the dollar amounts and percentages of current United States programs which support United States business investment, exports, or other business-related activities, and shall compare that assessment with a similar assessment made for each of the other international aid donors examined by this study, on a region-by-region basis, with particular attention paid to the comparable efforts in the Eastern European countries referred to in paragraph (1).

Reports.

(b) Not later than September 20, 1990, the Secretary of Commerce shall prepare and transmit to the Committees on Foreign Relations and Appropriations of the Senate and the Committees on Foreign Affairs and Appropriations of the House of Representatives, a report setting forth the findings of the study conducted under subsection (a).

SEC. 322. (a) Notwithstanding any other provision of law, up to $5,000,000 of the total amount of funds available to carry out chapter 1 of part I of the Foreign Assistance Act of 1961 (relating to development assistance), which funds were—

(1) appropriated by the Foreign Operations, Export Financing, and Related Programs Appropriations Act, 1990 (Public Law 101-167), or

(2) otherwise made available through the exercise of the authority contained in section 515 of that Act,

may be made available to the President to provide emergency assistance through international relief agencies to children within Cambodia.

(b) None of the funds made available pursuant to subsection (a) may be made available, directly or indirectly, for the Khmer Rouge.

This Act may be cited as the "Dire Emergency Supplemental Appropriations for Disaster Assistance, Food Stamps, Unemployment Compensation Administration, and Other Urgent Needs, and Transfers, and Reducing Funds Budgeted for Military Spending Act of 1990".

Approved May 25, 1990.

LEGISLATIVE HISTORY—H.R. 4404:

HOUSE REPORTS: No. 101-434 (Comm. on Appropriations) and No. 101-493 (Comm. of Conference).
SENATE REPORTS: No. 101-272 (Comm. on Appropriations).
CONGRESSIONAL RECORD, Vol. 136 (1990):
Apr. 3, considered and passed House.
Apr. 25-27, 30, May 1, considered and passed Senate, amended.
May 24, House agreed to conference report; receded and concurred in certain Senate amendments, in others with amendments; and disagreed to another. Senate agreed to conference report; concurred in House amendments; and receded from amendment No. 24.