

103D CONGRESS
1ST SESSION

H. R. 2445

IN THE HOUSE OF REPRESENTATIVES

SEPTEMBER 30, 1993

Order to be printed with the amendments of the Senate numbered

AN ACT

Making appropriations for energy and water development for the fiscal year ending September 30, 1994, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*
3 That the following sums are appropriated, out of any
4 money in the Treasury not otherwise appropriated, for the
5 fiscal year ending September 30, 1994, for energy and
6 water development, and for other purposes, namely:

TITLE I

8 DEPARTMENT OF DEFENSE—CIVIL

9 DEPARTMENT OF THE ARMY

10 CORPS OF ENGINEERS—CIVIL

11 The following appropriations shall be expended under
12 the direction of the Secretary of the Army and the super-

1 vision of the Chief of Engineers for authorized civil func-
 2 tions of the Department of the Army pertaining to rivers
 3 and harbors, flood control, beach erosion, and related
 4 purposes.

5 GENERAL INVESTIGATIONS

6 For expenses necessary for the collection and study
 7 of basic information pertaining to river and harbor, flood
 8 control, shore protection, and related projects, restudy of
 9 authorized projects, miscellaneous investigations, and
 10 when authorized by laws, surveys and detailed studies and
 11 plans and specifications of projects prior to construction,
 12 ~~(1)\$207,540,000~~ *\$208,544,000*, to remain available until
 13 expended, of which funds are provided for the following
 14 projects in the amounts specified:

15 ~~(2)Central Basin Groundwater Project, Cali-~~
 16 ~~fornia, \$750,000;~~

17 ~~Los Angeles County Water Conservation, Cali-~~
 18 ~~fornia, \$100,000;~~

19 ~~Los Angeles River Watercourse Improvement,~~
 20 ~~California, \$300,000;~~

21 ~~Norco Bluffs, California, \$150,000;~~

22 ~~Rancho Palos Verdes, California, \$80,000;~~

23 ~~Biscayne Bay, Florida, \$700,000;~~

24 ~~Tampa Harbor, Alafia River and Big Bend,~~
 25 ~~Florida, \$250,000;~~

1 Indianapolis, White River, Central Waterfront,
2 Indiana, \$4,000,000;
3 Lake George, Hobart, Indiana, \$200,000;
4 Little Calumet River Basin (Cady Marsh
5 Ditch), Indiana, \$310,000;
6 Ohio River Shoreline Flood Protection, Indiana,
7 \$400,000;
8 Hazard, Kentucky, \$250,000;
9 Brockton, Massachusetts, \$350,000;
10 Passaic River Mainstem, New Jersey,
11 \$17,000,000;
12 Broad Top Region, Pennsylvania, \$400,000;
13 Juniata River Basin, Pennsylvania, \$450,000;
14 Lackawanna River Basin Greenway Corridor,
15 Pennsylvania, \$300,000;
16 Pocotaligo River and Swamp, South Carolina,
17 \$400,000;
18 Jennings Randolph Lake, West Virginia,
19 \$400,000;
20 Monongahela River Comprehensive, West Vir-
21 ginia, \$600,000; and
22 West Virginia Comprehensive, West Virginia,
23 \$500,000
24 *Central Basin Groundwater Project, California,*
25 *\$750,000;*

1 *McCook and Thornton Reservoirs, Illinois,*
2 *\$5,500,000;*

3 *Indianapolis, White River, Central Waterfront,*
4 *Indiana, \$900,000;*

5 *Little Calumet River Basin (Cady Marsh Ditch),*
6 *Indiana, \$310,000;*

7 *Ohio River Shoreline Flood Protection, Indiana,*
8 *\$400,000;*

9 *Hazard, Kentucky, \$250,000;*

10 *Brockton, Massachusetts, \$350,000;*

11 *Passaic River Mainstem, New Jersey,*
12 *\$10,000,000;*

13 *Pocotaligo River and Swamp, South Carolina,*
14 *\$400,000;*

15 *Jennings Randolph Lake, West Virginia,*
16 *\$400,000;*

17 *Monongahela River Comprehensive, West Vir-*
18 *ginia, \$600,000; and*

19 *West Virginia Comprehensive, West Virginia,*
20 *\$500,000:*

21 *Provided, That notwithstanding ongoing studies using pre-*
22 *viously appropriated funds, and using \$2,500,000 of the*
23 *funds appropriated herein, the Secretary of the Army, act-*
24 *ing through the Chief of Engineers, is directed to conduct*
25 *hydraulic modeling, foundations analysis and related de-*

1 *sign, and mapping efforts in continuing preconstruction en-*
2 *gineering and design for the additional lock at Kentucky*
3 *Dam, Kentucky project, in accordance with the Kentucky*
4 *Lock Addition Feasibility Report approved by Report of the*
5 *Chief of Engineers, dated June 1, 1992: Provided further,*
6 *That the Secretary of the Army, acting through the Chief*
7 *of Engineers, is directed to use \$250,000 of available funds*
8 *to complete a detailed project report, and plans and speci-*
9 *fications for a permanent shore erosion protection project*
10 *at Geneva State Park, Ashtabula County, Ohio: Provided*
11 *further, That the Secretary of the Army, acting through the*
12 *Chief of Engineers, is directed to use \$400,000 appropriated*
13 *herein to continue preconstruction engineering and design,*
14 *including preparation of the special design report, initi-*
15 *ation of National Environmental Policy Act document*
16 *preparation, and initiation of hydraulic model studies for*
17 *the Kaumalapau Harbor navigation study, Lanai, Hawaii:*
18 *Provided further, That the Secretary of the Army is directed*
19 *to limit the Columbia River Navigation Channel, Oregon*
20 *and Washington feasibility study to investigation of the fea-*
21 *sibility of constructing a navigation channel not to exceed*
22 *43-feet in depth from the Columbia River entrance to Port*
23 *of Portland/Port of Vancouver and to modify the Initial*
24 *Project Management Plan accordingly: Provided further,*
25 *That the Secretary of the Army, acting through the Chief*

1 of Engineers, is directed to use \$400,000 of funds appro-
2 priated herein to initiate a reconnaissance study, including
3 economic and environmental studies, for the Pocatigo
4 River and Swamp, South Carolina: Provided further, That
5 the Secretary of the Army, acting through the Chief of Engi-
6 neers, is directed to use \$90,000 of funds appropriated here-
7 in to complete the reconnaissance study of the Black Fox
8 and Oakland Spring wetland area in Murfreesboro, Ten-
9 nessee: Provided further, That the Secretary of the Army,
10 acting through the Chief of Engineers, is directed to utilize
11 \$200,000 of available funds to initiate the planning and
12 design of remedial measures to restore the environmental
13 integrity and recreational boating facilities at Old Hickory
14 Lake, in the vicinity of Drakes Creek Park, in accordance
15 with the reconnaissance study findings dated September,
16 1993: Provided further, That the Secretary of the Army,
17 acting through the Chief of Engineers, is directed to utilize
18 \$4,460,000 of available funds to complete preconstruction,
19 engineering and design for the Ste. Genevieve, Missouri
20 flood control project authorized by section 401(a) of the
21 Water Resources Development Act of 1986 (100 stat. 4118)
22 so that the project will be ready for construction by October
23 1, 1994: Provided further, That all plans, specifications and
24 design documents shall be concurrently reviewed in order
25 to expedite the project: Provided further, That the Secretary

1 *of the Army, acting through the Chief of Engineers, is di-*
2 *rected to utilize \$2,000,000 of funds appropriated herein*
3 *to engineer and design the Virginia Beach Erosion Control*
4 *and Hurricane Protection, Virginia project, including*
5 *storm water collection and discharge, as authorized by sec-*
6 *tion 102(cc) of Public Law 102-580.*

7 CONSTRUCTION, GENERAL

8 For the prosecution of river and harbor, flood control,
9 shore protection, and related projects authorized by laws;
10 and detailed studies, and plans and specifications, of
11 projects (including those for development with participa-
12 tion or under consideration for participation by States,
13 local governments, or private groups) authorized or made
14 eligible for selection by law (but such studies shall not con-
15 stitute a commitment of the Government to construction),
16 ~~(3)\$1,389,138,000~~ \$1,296,167,000, to remain available
17 until expended, of which such sums as are necessary pur-
18 suant to Public Law 99-662 shall be derived from the In-
19 land Waterways Trust Fund, for one-half of the costs of
20 construction and rehabilitation of inland waterways
21 projects, including rehabilitation costs for the Lock and
22 Dam 25, Mississippi River, Illinois and Missouri, and
23 GIWW-Brazos River Floodgates, Texas, projects, and of
24 which funds are provided for the following projects in the
25 amounts specified:

- 1 ~~(4)~~Rillito River, Arizona, \$4,200,000;
2 Red River Emergency Bank Protection, Arkan-
3 sas, \$3,500,000;
4 Coyote and Berryessa Creeks, California,
5 \$4,000,000;
6 Sacramento River Flood Control Project
7 (Glenn-Colusa Irrigation District), California,
8 \$400,000;
9 San Timoteo Creek (Santa Ana River
10 Mainstem), California, \$12,000,000;
11 Sonoma Baylands Wetland Demonstration
12 Project, California, \$4,000,000;
13 Central and Southern Florida, Florida,
14 \$17,850,000;
15 Kissimmee River, Florida, \$5,000,000;
16 Melaleuca Quarantine Facility, Florida,
17 \$1,000,000;
18 Casino Beach, Illinois, \$300,000;
19 McCook and Thornton Reservoirs, Illinois,
20 \$13,000,000;
21 O'Hare Reservoir, Illinois, \$5,000,000;
22 Des Moines Recreational River and Greenbelt,
23 Iowa, \$2,700,000;

1 Barbourville (Levisa and Tug Forks of the Big
2 Sandy River and Upper Cumberland River), Ken-
3 tucky, \$3,868,000;

4 Harlan (Levisa and Tug Forks of the Big
5 Sandy River and Upper Cumberland River), Ken-
6 tucky, \$15,432,000;

7 Pike County (Levisa and Tug Forks of the Big
8 Sandy River and Upper Cumberland River), Ken-
9 tucky, \$5,000,000;

10 Salersville, Kentucky, \$1,000,000;

11 Williamsburg (Levisa and Tug Forks of the Big
12 Sandy River and Upper Cumberland River), Ken-
13 tucky, \$700,000;

14 Lake Pontchartrain and Vicinity (Hurricane
15 Protection), Louisiana, \$24,119,000;

16 Lake Pontchartrain and Vicinity (Jefferson
17 Parish), Louisiana, \$200,000;

18 Red River Waterway, Mississippi River to
19 Shreveport, Louisiana, \$65,000,000;

20 Anacostia River, Maryland and District of Co-
21 lumbia, \$700,000;

22 Clinton River Spillway, Michigan, \$2,000,000;

23 Silver Bay Harbor, Minnesota, \$2,600,000;

24 Stillwater, Minnesota, \$2,400,000;

25 Sowashee Creek, Mississippi, \$3,240,000;

1 Molly Ann's Brook, New Jersey, \$1,000,000;
2 New York Harbor Collection and Removal of
3 Drift, New York and New Jersey, \$3,900,000;
4 Rochester Harbor, New York, \$4,000,000;
5 Wilmington Harbor Ocean Bar, North Carolina,
6 \$5,266,000;
7 West Columbus, Ohio, \$5,000,000;
8 Lackawanna River Greenway Corridor, Penn-
9 sylvania, \$2,000,000;
10 South Central Pennsylvania Environmental
11 Restoration Infrastructure and Resource Protection
12 Development Pilot Program, Pennsylvania,
13 \$10,000,000;
14 Fort Point, Galveston, Texas, \$1,500,000;
15 Lake O' The Pines-Big Cypress Bayou, Texas,
16 \$300,000;
17 Red River Basin Chloride Control, Texas and
18 Oklahoma, \$4,000,000;
19 Wallisville Lake, Texas, \$1,000,000;
20 Richmond Filtration Plant, Virginia,
21 \$1,000,000;
22 Southern West Virginia Environmental Res-
23 toration Infrastructure and Resource Protection De-
24 velopment Pilot Program, West Virginia,
25 \$3,500,000; and

- 1 State Road and Ebner Coulees, LaCrosse and
2 Shelby, Wisconsin, \$1,467,000
3 *Rillito River, Arizona, \$4,200,000;*
4 *Coyote and Berryessa Creeks, California,*
5 *\$4,000,000;*
6 *Sacramento River Flood Control Project (Glenn-*
7 *Colusa Irrigation District), California, \$400,000;*
8 *San Timoteo Creek (Santa Ana River*
9 *Mainstem), California, \$12,000,000;*
10 *Sonoma Baylands Wetland Demonstration*
11 *Project, California, \$4,000,000;*
12 *Central and Southern Florida, Florida,*
13 *\$9,500,000;*
14 *Kissimmee River, Florida, \$5,000,000;*
15 *Casino Beach, Illinois, \$300,000;*
16 *O'Hare Reservoir, Illinois, \$5,000,000;*
17 *Des Moines Recreational River and Greenbelt,*
18 *Iowa, \$1,700,000;*
19 *Pike County (Levisa and Tug Forks of the Big*
20 *Sandy River and Upper Cumberland River), Ken-*
21 *tucky, \$5,000,000;*
22 *Salyersville, Kentucky, \$1,000,000;*
23 *Williamsburg (Levisa and Tug Forks of the Big*
24 *Sandy River and Upper Cumberland River), Ken-*
25 *tucky, \$700,000;*

1 *Lake Pontchartrain and Vicinity (Jefferson Par-*
2 *ish), Louisiana, \$200,000;*
3 *Anacostia River, Maryland and District of Co-*
4 *lumbia, \$700,000;*
5 *Stillwater, Minnesota, \$2,400,000;*
6 *Sowashee Creek, Mississippi, \$3,240,000;*
7 *Molly Ann's Brook, New Jersey, \$1,000,000;*
8 *New York Harbor Collection and Removal of*
9 *Drift, New York and New Jersey, \$2,900,000;*
10 *Lake O' The Pines-Big Cypress Bayou, Texas,*
11 *\$300,000;*
12 *Red River Basin Chloride Control, Texas and*
13 *Oklahoma, \$4,000,000;*
14 *Wallisville Lake, Texas, \$1,000,000;*
15 *Quonset Point-Davisville, Rhode Island (for 2*
16 *elevated water storage towers and the relocation of*
17 *sewer lines), \$1,875,000; and*
18 *Southern West Virginia Environmental Restora-*
19 *tion Infrastructure and Resource Protection Develop-*
20 *ment Pilot Program, West Virginia, \$3,500,000:*
21 *Provided, That the Secretary of the Army, acting through*
22 *the Chief of Engineers, is directed to use \$3,500,000 of*
23 *available funds to initiate and complete construction of the*
24 *Finn Revetment portion of the Red River Emergency Bank*
25 *Protection, Arkansas and Louisiana project: Provided fur-*

1 *ther, That the Chief of Engineers is directed to use a fully*
2 *funded contract for the construction of the Finn Revetment:*
3 *Provided further, That the Secretary of the Army is directed*
4 *to use \$3,500,000 of funds appropriated herein to continue*
5 *the Red River Levees and Bank Stabilization below Denison*
6 *Dam, Arkansas project, including completion of studies to*
7 *improve the stability of the levee system from Index, Arkan-*
8 *sas to the Louisiana State line and continuation of reha-*
9 *bilitation work underway: Provided further, That the Sec-*
10 *retary of the Army, acting through the Chief of Engineers*
11 *of the Army Corps of Engineers, shall (1) use \$2,000,000*
12 *of funds appropriated herein to carry out engineering de-*
13 *sign for the relocation of the comfort and lifeguard stations*
14 *on the Atlantic coast of New York City, from Rockaway*
15 *Inlet to Norton Point, as authorized by section 1076 of the*
16 *Intermodal Surface Transportation Efficiency Act of 1991*
17 *(Public Law 102–240; 105 Stat. 2015), and (2) not later*
18 *than 1 year after the date of enactment of this Act, report*
19 *to Congress on the results of the expenditure of funds re-*
20 *quired under paragraph (1): Provided further, That with*
21 *\$2,000,000 appropriated herein, the Secretary of the Army,*
22 *acting through the Chief of Engineers, is directed to con-*
23 *tinue construction of the Bethel, Alaska project authorized*
24 *by Public Law 99–662, including but not limited to initiat-*
25 *ing lands and damages, erosion control construction, and*

1 *continued related engineering and construction manage-*
2 *ment: Provided further, That no fully funded allocation pol-*
3 *icy shall apply to the construction of the Bethel, Alaska*
4 *project: Provided further, That the Secretary of the Army,*
5 *acting through the Chief of Engineers, is directed to use*
6 *\$24,119,000 of the funds appropriated herein to continue*
7 *the Lake Pontchartrain and Vicinity, Louisiana, Hurri-*
8 *cane Protection project, including continued construction of*
9 *parallel protection along Orleans and London Avenue*
10 *Outfall Canals and the award of continuing contracts for*
11 *construction of this parallel protection under the same*
12 *terms and conditions specified for such work under this*
13 *heading in Public Law 102-377: Provided further, That the*
14 *Secretary of the Army, acting through the Chief of Engi-*
15 *neers, is directed to use \$450,000 of funds appropriated*
16 *herein to complete the repair and restoration to a safe con-*
17 *dition of the existing Tulsa and West Tulsa local protection*
18 *project, Oklahoma, authorized by the Flood Control Act of*
19 *1941, Public Law 73-228: Provided further, That with*
20 *\$19,300,000 of the funds appropriated herein, to remain*
21 *available until expended, the Secretary of the Army, acting*
22 *through the Chief of Engineers, is directed to continue to*
23 *undertake structural and nonstructural work associated*
24 *with the Barbourville, Kentucky, and the Harlan, Ken-*
25 *tucky, elements of the Levisa and Tug Forks of the Big*

1 *Sandy River and Upper Cumberland River project author-*
2 *ized by section 202 of Public Law 96–367: Provided further,*
3 *That with \$5,365,000 of the funds appropriated herein, to*
4 *remain available until expended, the Secretary of the Army,*
5 *acting through the Chief of Engineers, is directed to con-*
6 *tinue to undertake structural and nonstructural work asso-*
7 *ciated with Matewan, West Virginia, element of the Levisa*
8 *and Tug Forks of the Big Sandy and Upper Cumberland*
9 *River project authorized by section 202 of Public Law 96–*
10 *367: Provided further, That with \$3,500,000 of the funds*
11 *appropriated herein, to remain available until expended,*
12 *the Secretary of the Army, acting through the Chief of Engi-*
13 *neers, is directed to continue construction of the Hatfield*
14 *Bottom, West Virginia, element of the Levisa and Tug Forks*
15 *of the Big Sandy and Upper Cumberland River project au-*
16 *thorized by section 202 of Public Law 96–367 using con-*
17 *tinuing contracts: Provided further, That no fully allocated*
18 *funding policy shall apply to construction of the Matewan,*
19 *West Virginia, Hatfield Bottom, West Virginia,*
20 *Barbourville, Kentucky, and Harlan, Kentucky, elements of*
21 *the Levisa and Tug Forks of the Big Sandy and Upper*
22 *Cumberland river project: Provided further, That the Sec-*
23 *retary of the Army, acting through the Chief of Engineers,*
24 *is directed to initiate and complete construction of offshore*
25 *breakwaters at Grand Isle, Louisiana, as an integral part*

1 *of the repair of features of the Grand Isle and Vicinity,*
2 *Louisiana, project damaged by Hurricane Andrew using*
3 *funds previously appropriated for the purpose in the fiscal*
4 *year 1992 Dire Emergency Supplemental Appropriations*
5 *Act, Public Law 102–368, which are available for this work:*
6 *Provided further, That the Secretary of the Army, acting*
7 *through the Chief of Engineers, is directed to continue con-*
8 *struction of the section 14 bank stabilization program at*
9 *McGregor Park in Clarksville, Tennessee utilizing heretofore*
10 *appropriated funds until the Federal funds limit of*
11 *\$550,000 is reached or bank protection for the entire park*
12 *is completed: Provided further, That using \$6,300,000 of the*
13 *funds appropriated herein, the Secretary of the Army, act-*
14 *ing through the Chief of Engineers, is directed to continue*
15 *with the authorized Ouachita River Levees, Louisiana*
16 *project in an orderly but expeditious manner and within*
17 *this amount, \$3,800,000 shall be used to continue rehabili-*
18 *tation or replacement of all deteriorated drainage structures*
19 *which threaten the security of this critical protection, and*
20 *\$2,500,000 shall be used to repair the river bank at Colum-*
21 *bia, Louisiana, which is eroding and placing the project*
22 *levee protecting the city in imminent danger of failure: Pro-*
23 *vided further, That the Secretary of the Army, acting*
24 *through the Chief of Engineers, is directed to utilize*
25 *\$3,000,000 appropriated herein to provide design and con-*

1 *struction assistance for a water transmission line from the*
2 *northern part of Beaver Lake, Arkansas, into Benton and*
3 *Washington Counties, Arkansas as authorized by section*
4 *220 of Public Law 102–580; and in addition, \$145,000,000,*
5 *to remain available until expended, is hereby appropriated*
6 *for construction of the Red River Waterway, Mississippi*
7 *River to Shreveport, Louisiana, project, as authorized by*
8 *laws, and the Secretary is directed to continue the second*
9 *phase of construction of Locks and Dams 4 and 5; complete*
10 *construction of Howard Capout, McDade, Elm Grove,*
11 *Cecile, Curtis, Sunny Point, and Eagle Bend Phase I and*
12 *Phase II revetments in Pools 4 and 5, and levee modifica-*
13 *tions in Pool 5, all of which were previously directed to*
14 *be initiated; and award continuing contracts in fiscal year*
15 *1994 for construction of the following features of the Red*
16 *River Waterway which are not to be considered fully fund-*
17 *ed: recreation facilities in Pools 4 and 5, Piermont/Nicholas*
18 *and Sunny Point Capouts, Lock and Dam 4 Upstream*
19 *Dikes, Lock and Dam 5 Downstream Additional Control*
20 *Structure, Wells Island Road Revetment, and construction*
21 *dredging in Pool 4; all as authorized by laws, and the Sec-*
22 *retary is further directed to provide annual reimbursement*
23 *to the projects local sponsor for the Federal share of man-*
24 *agement costs for the Bayou Bodcau Mitigation Area as au-*

1 *thorized by Public Law 101-640, the Water Resources De-*
2 *velopment Act of 1990.*

3 FLOOD CONTROL, MISSISSIPPI RIVER AND TRIBUTARIES,
4 ARKANSAS, ILLINOIS, KENTUCKY, LOUISIANA, MIS-
5 SISSIPPI, MISSOURI, AND TENNESSEE

6 For expenses necessary for prosecuting work of flood
7 control, and rescue work, repair, restoration, or mainte-
8 nance of flood control projects threatened or destroyed by
9 flood, as authorized by law (33 U.S.C. 702a, 702g-1),
10 ~~(5)\$352,475,000~~ \$348,875,000, to remain available until
11 expended, of which \$2,400,000 is provided for the Eastern
12 Arkansas Region, Arkansas, project.

13 OPERATION AND MAINTENANCE, GENERAL

14 For expenses necessary for the preservation, oper-
15 ation, maintenance, and care of existing river and harbor,
16 flood control, and related works, including such sums as
17 may be necessary for the maintenance of harbor channels
18 provided by a State, municipality or other public agency,
19 outside of harbor lines, and serving essential needs of gen-
20 eral commerce and navigation; surveys and charting of
21 northern and northwestern lakes and connecting waters;
22 clearing and straightening channels; and removal of
23 obstructions to navigation, ~~(6)\$1,691,350,000~~
24 \$1,673,704,000, to remain available until expended, of
25 which such sums as become available in the Harbor Main-

1 tenance Trust Fund, pursuant to Public Law 99-662,
 2 may be derived from that fund, and of which \$18,000,000
 3 shall be for construction, operation, and maintenance of
 4 outdoor recreation facilities, to be derived from the special
 5 account established by the Land and Water Conservation
 6 Act of 1965, as amended (16 U.S.C. 460l), and of which
 7 funds are provided for the following projects in the
 8 amounts specified:

9 Tucson Diversion Channel, Arizona, \$550,000;

10 ~~(7) Los Angeles River (Sepulveda Basin to Ar-~~
 11 ~~royo Seco), California, \$400,000;~~

12 Oceanside Experimental Sand Bypass, Califor-
 13 nia, \$4,000,000;

14 Los Angeles County Drainage Area (Hansen
 15 Dam), California, \$2,790,000; ~~(8) and~~

16 ~~(9) Flint River Flood Control, Michigan,~~
 17 ~~\$2,500,000;~~

18 Sauk Lake, Minnesota, \$40,000 ~~(10); and~~

19 ~~(11) New Madrid County Harbor, Missouri,~~
 20 ~~\$250,000:~~

21 *Provided, That not to exceed \$7,000,000 shall be available*
 22 *for obligation for national emergency preparedness*
 23 *programs(12): *Provided further, That the Secretary of the**
 24 *Army, acting through the Chief of Engineers, is directed*
 25 *to use \$5,000,000 of available funds to undertake and com-*

1 *plete critical maintenance items for water supply of the*
2 *Kentucky River Locks and Dams 5–14 and to transfer such*
3 *facilities to the Commonwealth of Kentucky: Provided fur-*
4 *ther, That the Secretary of the Army is directed during fis-*
5 *cal year 1994 to maintain a minimum conservation pool*
6 *level of 475.5 at Wister Lake in Oklahoma: Provided fur-*
7 *ther, That the Secretary of the Army, acting through the*
8 *Chief of Engineers, is directed to use Operation and Main-*
9 *tenance funds and complete, in coordination with the sched-*
10 *ule for feasibility phase, studies to deepen the Columbia*
11 *River navigation channel, long-term dredge disposal plans*
12 *for the existing authorized Columbia River Navigation*
13 *Channel project, including associated fish and wildlife*
14 *studies.*

15 REGULATORY PROGRAM

16 For expenses necessary for administration of laws
17 pertaining to regulation of navigable waters and wetlands,
18 \$92,000,000, to remain available until expended.

19 FLOOD CONTROL AND COASTAL EMERGENCIES

20 For expenses necessary for emergency flood control,
21 hurricane, and shore protection activities, as authorized
22 by section 5 of the Flood Control Act approved August
23 18, 1941, as amended, \$20,000,000, to remain available
24 until expended.

1 OIL SPILL RESEARCH

2 For expenses necessary to carry out the purposes of
3 the Oil Spill Liability Trust Fund, pursuant to title VII
4 of the Oil Pollution Act of 1990, \$350,000, to be derived
5 from the Fund and to remain available until expended.

6 GENERAL EXPENSES

7 For expenses necessary for general administration
8 and related functions in the Office of the Chief of Engi-
9 neers and offices of the Division Engineers; activities of
10 the Coastal Engineering Research Board, the Humphreys
11 Engineer Center Support Activity, and the Water Re-
12 sources Support Center, \$148,500,000, to remain avail-
13 able until expended ~~(13):~~ *Provided, That not to exceed*
14 *\$54,855,000 of the funds provided in this Act shall be*
15 *available for general administration and related functions*
16 *in the Office of the Chief of Engineers: Provided, That*
17 *not to exceed \$58,255,000 of the funds provided in this Act*
18 *shall be available for general administration and related*
19 *functions in the Office of the Chief of Engineers, unless the*
20 *Secretary of the Army determines that additional obliga-*
21 *tions are necessary for such purposes and notifies the Com-*
22 *mittees on Appropriations of both Houses of Congress of the*
23 *Secretary's determination and the reasons therefore: Pro-*
24 *vided further, That no part of any other appropriation pro-*

1 vided in title I of this Act shall be available to fund the
2 activities of the Office of the Chief of Engineers.

3 ADMINISTRATIVE PROVISIONS

4 During the current fiscal year the revolving fund,
5 Corps of Engineers, shall be available for purchase (not
6 to exceed 100 for replacement only) and hire of passenger
7 motor vehicles.

8 GENERAL PROVISIONS

9 CORPS OF ENGINEERS—CIVIL

10 SEC. 101. None of the funds provided in this Act may
11 be used to close any Corps of Engineers District Office.

12 SEC. 102. None of the funds provided in this Act may
13 be used to transfer any functions of any Corps of Engi-
14 neers District Office.

15 SEC. 103. None of the funds provided in this Act may
16 be used to fund the activities of the Office of the Assistant
17 Secretary of the Army for Civil Works.

18 SEC. 104. Any funds heretofore appropriated and
19 made available in Public Law 100-202 to carry out the
20 provisions for the harbor modifications of the Cleveland
21 Harbor, Ohio, project contained in Public Law 99-662;
22 and in Public Law 102-104 for the development of Gate-
23 way Park at the Lower Granite Lock and Dam Project,
24 Washington, may be utilized by the Secretary of the Army
25 in carrying out projects and activities funded by this Act.

1 SEC. 105. None of the funds provided in this Act
2 shall be used to implement Defense Management Review
3 Decision No. 918, dated September 15, 1992, to transfer
4 from the Corps of Engineers property accountability of
5 automated data processing equipment and software ac-
6 quired with funds from the revolving fund established by
7 the Act of July 27, 1953, chapter 245, 33 U.S.C. 576.

8 **(14)**SEC. 106. *In fiscal year 1994, the Secretary shall*
9 *advertise for competitive bid at least 7,500,000 cubic yards*
10 *of the hopper dredge volume accomplished with Govern-*
11 *ment-owned dredges in fiscal year 1992.*

12 *Notwithstanding the provisions of this section, the Sec-*
13 *retary is authorized to use the dredge fleet of the Corps of*
14 *Engineers to undertake projects when industry does not per-*
15 *form as required by the contract specifications or when the*
16 *bids are more than 25 percent in excess of what the Sec-*
17 *retary determines to be a fair and reasonable estimated cost*
18 *of a well equipped contractor doing the work or to respond*
19 *to emergency requirements.*

20 **(15)**SEC. 107. *Notwithstanding any other provision*
21 *of law, the Secretary of the Army, acting through the Chief*
22 *of Engineers, is authorized to reprogram, obligate and ex-*
23 *pend such additional sums as necessary to continue con-*
24 *struction and cover anticipated contract earnings of any*
25 *water resources project which received an appropriation or*

1 allowance for construction in or through an appropriations
2 Act or resolution of a current or last preceding fiscal year,
3 in order to prevent the termination of a contract or the
4 delay of scheduled work.

5 **(16) SEC. 108. PROHIBITION ON REMOVAL.**

6 (a) *PROHIBITION.*—Subject to subsection (b), no funds
7 made available pursuant to this Act may be used to carry
8 out a policy to remove or demolish any residential structure
9 that is subject to an easement or right-of-way in favor of
10 the United States for the containment or impoundment of
11 waters in the Muskingum River Basin, Ohio, until such
12 time as the Committee on Environment and Public Works
13 of the Senate and the Committee on Public Works and
14 Transportation of the House of Representatives have re-
15 viewed and approved the policy.

16 (b) *AGREEMENT TO HOLD HARMLESS.*—

17 (1) *IN GENERAL.*—The Secretary of the Army
18 shall offer to enter into a written agreement with the
19 owner of each residential structure that is covered by
20 the prohibition referred to in subsection (a). Under
21 the agreement, the owner shall hold the United States
22 harmless for any loss of personal property, real prop-
23 erty, injury, or death that is the result of any flooding
24 of the structure.

1 (2) *FAILURE TO ENTER INTO AN AGREEMENT.*—

2 *If an owner fails to enter into an agreement pursuant*
3 *to paragraph (1), the Secretary of the Army may, in*
4 *accordance with the applicable easement or right-of-*
5 *way, remove or demolish the structure.*

6 **(17)***SEC. 109. (1) IN GENERAL.*—*The Secretary of the*
7 *Army is authorized to convey to the City of Galveston,*
8 *Texas, fee simple absolute title to a parcel of land contain-*
9 *ing approximately 605 acres known as the San Jacinto*
10 *Disposal Area located on the east end of Galveston Island,*
11 *Texas, in the W.A.A. Wallace Survey, A-647 and A-648,*
12 *City of Galveston, Galveston County, Texas, being part of*
13 *the old Fort Jacinto site, at the fair market value of such*
14 *parcel to be determined in accordance with the provisions*
15 *of paragraph (4). Such conveyance shall be made at the*
16 *discretion of the Secretary of the Army upon the agreement*
17 *of all interested parties.*

18 (2) *COMPENSATION FOR CONVEYANCE.*—*Upon receipt*
19 *of compensation from the City of Galveston, the Secretary*
20 *shall convey the parcel as described in paragraph (1). Such*
21 *compensation shall include—*

22 (A) *conveyance to the Department of the Army*
23 *of fee simple absolute title to a parcel of land contain-*
24 *ing approximately 564 acres on Pelican Island,*
25 *Texas, in the Eneas Smith Survey, A-190, Pelican*

1 *Island, City of Galveston, Galveston County, Texas,*
2 *adjacent to property currently owned by the United*
3 *States. The fair market value of such parcel will be*
4 *determined in accordance with the provisions of para-*
5 *graph (4); and*

6 *(B) payment to the United States of an amount*
7 *equal to the difference in the fair market value of the*
8 *parcel to be conveyed pursuant to paragraph (1) and*
9 *the fair market value of the parcel to be conveyed pur-*
10 *suant to paragraph (2)(A).*

11 *(3) DISPOSITION OF SPOIL.—Costs of maintaining the*
12 *Galveston Harbor and Channel will continue to be governed*
13 *by the Local Cooperation Agreement between the United*
14 *States of America and the City of Galveston dated October*
15 *18, 1973. Upon conveyance of the parcel described in para-*
16 *graph (1), the Department of the Army shall be com-*
17 *pensated directly for any anticipated costs which may be*
18 *incurred in site preparation and in the disposition of spoil*
19 *in excess of the present value of current costs of spoil dis-*
20 *position.*

21 *(4) DETERMINATION OF FAIR MARKET VALUE.—The*
22 *fair market value of the land to be conveyed pursuant to*
23 *paragraphs (1) and (2) shall be determined by independent*
24 *appraisers using the market value method.*

1 (5) *NAVIGATIONAL SERVITUDE.*—*Those portions of a*
2 *605-acre parcel of land known as the San Jacinto Disposal*
3 *Area and more fully described in paragraph 1, supra, are*
4 *declared to be nonnavigable waters of the United States.*

5 (6) *SURVEYS AND STUDIES.*—*The 605-acre parcel and*
6 *the 564-acre parcel shall be surveyed and further legally de-*
7 *scribed prior to conveyance. Not later than 60 days follow-*
8 *ing enactment of this Act, if he deems it necessary, the Sec-*
9 *retary of the Army shall complete a review of the applicabil-*
10 *ity of section 404 of the Clean Water Act to the said parcels.*

11 **TITLE II**

12 DEPARTMENT OF THE INTERIOR

13 CENTRAL UTAH PROJECT COMPLETION ACCOUNT

14 For the purpose of carrying out provisions of the
15 Central Utah Project Completion Act, Public Law 102–
16 575 (106 Stat. 4605), ~~(18)\$25,770,000~~ \$24,770,000, to
17 remain available until expended, of which
18 ~~(19)\$15,920,000~~ \$14,920,000 shall be *available* to carry
19 out the activities authorized under title II of the Act
20 ~~(20)~~ *and for feasibility studies of alternatives to the Uintah*
21 *and Upalco Units*, and of which \$9,850,000 shall be de-
22 posited into the Utah Reclamation Mitigation and Con-
23 servation Account: *Provided*, That of the amounts depos-
24 ited into the Account, \$5,000,000 shall be considered the
25 Federal Contribution authorized by paragraph 402(b)(2)

1 of the Act and \$4,850,000 shall be available to the Utah
2 Reclamation Mitigation and Conservation Commission to
3 carry out the activities authorized under title III of the
4 Act~~(21)~~:*Provided further, That, notwithstanding any*
5 *other provision of law, of the amounts available for activi-*
6 *ties authorized under title II of the Act, not to exceed*
7 *\$500,000 shall be available for necessary expenses in-*
8 *curring in carrying out the responsibilities of the Secretary*
9 *of the Interior under the Act.*

10 **(22)***In addition, for necessary expenses incurred in*
11 *carrying out responsibilities of the Secretary of the Interior*
12 *under the Act, \$1,000,000, to remain available until*
13 *expended.*

14 BUREAU OF RECLAMATION

15 For carrying out the functions of the Bureau of Rec-
16 lamation as provided in the Federal reclamation laws (Act
17 of June 17, 1902, 32 Stat. 388, and Acts amendatory
18 thereof or supplementary thereto) and other Acts applica-
19 ble to that Bureau as follows:

20 GENERAL INVESTIGATIONS

21 For engineering and economic investigations of pro-
22 posed Federal reclamation projects and studies of water
23 conservation and development plans and activities prelimi-
24 nary to the reconstruction, rehabilitation and betterment,
25 financial adjustment, or extension of existing projects, to
26 remain available until expended, **(23)**\$13,109,000

1 *\$14,409,000: Provided,* That, of the total appropriated, the
2 amount for program activities which can be financed by
3 the reclamation fund shall be derived from that fund: *Pro-*
4 *vided further,* That funds contributed by non-Federal enti-
5 ties for purposes similar to this appropriation shall be
6 available for expenditure for the purposes for which con-
7 tributed as though specifically appropriated for said pur-
8 poses, and such amounts shall remain available until ex-
9 pended.

10 CONSTRUCTION PROGRAM

11 (INCLUDING TRANSFER OF FUNDS)

12 For construction and rehabilitation of projects and
13 parts thereof (including power transmission facilities for
14 Bureau of Reclamation use) and for other related activi-
15 ties as authorized by law, to remain available until ex-
16 pended, ~~(24)\$464,423,000~~ *\$460,898,000* of which
17 \$46,507,000 shall be available for transfer to the Upper
18 Colorado River Basin Fund authorized by section 5 of the
19 Act of April 11, 1956 (43 U.S.C. 620d), and
20 \$160,470,000 shall be available for transfer to the Lower
21 Colorado River Basin Development Fund authorized by
22 section 403 of the Act of September 30, 1968 (43 U.S.C.
23 1543), and such amounts as may be necessary shall be
24 considered as though advanced to the Colorado River Dam
25 Fund for the Boulder Canyon Project as authorized by
26 the Act of December 21, 1928, as amended: *Provided,*

1 That of the total appropriated, the amount for program
2 activities which can be financed by the reclamation fund
3 shall be derived from that fund: *Provided further*, That
4 transfers to the Upper Colorado River Basin Fund and
5 Lower Colorado River Basin Development Fund may be
6 increased or decreased by transfers within the overall ap-
7 propriation under this heading: *Provided further*, That
8 funds contributed by non-Federal entities for purposes
9 similar to this appropriation shall be available for expendi-
10 ture for the purposes for which contributed as though spe-
11 cifically appropriated for said purposes, and such funds
12 shall remain available until expended: *Provided further*,
13 That no part of the funds herein approved shall be avail-
14 able for construction or operation of facilities to prevent
15 waters of Lake Powell from entering any national monu-
16 ment: *Provided further*, That all costs of the safety of
17 dams modification work at Coolidge Dam, San Carlos Irri-
18 gation Project, Arizona, performed under the authority of
19 the Reclamation Safety of Dams Act of 1978 (43 U.S.C.
20 506), as amended, are in addition to the amount author-
21 ized in section 5 of said Act.

22 OPERATION AND MAINTENANCE

23 For operation and maintenance of reclamation
24 projects or parts thereof and other facilities, as authorized
25 by law; and for a soil and moisture conservation program
26 on lands under the jurisdiction of the Bureau of Reclama-

1 tion, pursuant to law, to remain available until expended,
2 \$282,898,000: *Provided*, That of the total appropriated,
3 the amount for program activities which can be financed
4 by the reclamation fund shall be derived from that fund,
5 and the amount for program activities which can be de-
6 rived from the special fee account established pursuant to
7 the Act of December 22, 1987 (16 U.S.C. 460l-6a, as
8 amended), may be derived from that fund: *Provided fur-*
9 *ther*, That of the total appropriated, such amounts as may
10 be required for replacement work on the Boulder Canyon
11 Project which would require readvances to the Colorado
12 River Dam Fund shall be readvanced to the Colorado
13 River Dam Fund pursuant to section 5 of the Boulder
14 Canyon Project Adjustment Act of July 19, 1940 (43
15 U.S.C. 618d), and such readvances since October 1, 1984,
16 and in the future shall bear interest at the rate determined
17 pursuant to section 104(a)(5) of Public Law 98-381: *Pro-*
18 *vided further*, That funds advanced by water users for op-
19 eration and maintenance of reclamation projects or parts
20 thereof shall be deposited to the credit of this appropria-
21 tion and may be expended for the same purpose and in
22 the same manner as sums appropriated herein may be ex-
23 pended, and such advances shall remain available until ex-
24 pended: *Provided further*, That revenues in the Upper Col-
25 orado River Basin Fund shall be available for performing

1 examination of existing structures on participating
 2 projects of the Colorado River Storage Project.

3 In addition, to remain available until expended, such
 4 sums as may be necessary to cover the cost of work associ-
 5 ated with rebuilding the Minidoka Powerplant, Minidoka
 6 Project, Idaho, to be offset by funds provided by the Bon-
 7 neville Power Administrator as authorized by section 2406
 8 of Public Law 102-486. Such offset will result in a final
 9 appropriation estimated at no more than \$282,898,000.

10 BUREAU OF RECLAMATION LOANS PROGRAM ACCOUNT

11 For the cost, as defined in section 13201 of the
 12 Budget Enforcement Act of 1990, of direct loans and/or
 13 grants, ~~(25)\$11,563,000~~ \$12,900,000, to remain available
 14 until expended, as authorized by the Small Reclamation
 15 Projects Act of August 6, 1956, as amended (43 U.S.C.
 16 422a-422l): *Provided*, That such costs, including the cost
 17 of modifying such loans, shall be as defined in section 502
 18 of the Congressional Budget Act of 1974: *Provided fur-*
 19 *ther*, That these funds are available to subsidize gross obli-
 20 gations for the principal amount of direct loans not to ex-
 21 ceed ~~(26)\$18,726,000~~ \$21,000,000.

22 In addition, for administrative expenses necessary to
 23 carry out the program for direct loans and/or grants,
 24 \$600,000: *Provided*, That of the total sums appropriated,
 25 the amount of program activities which can be financed
 26 by the reclamation fund shall be derived from the fund.

1 CENTRAL VALLEY PROJECT RESTORATION FUND

2 For carrying out the programs, projects, plans, and
3 habitat restoration, improvement, and acquisition provi-
4 sions of the Central Valley Project Improvement Act, to
5 remain available until expended, such sums as may be as-
6 sessed and collected in the Central Valley Project Restora-
7 tion Fund in fiscal year 1993 and such sums as become
8 available in, and may be derived from, the Central Valley
9 Project Restoration Fund in fiscal year 1994, pursuant
10 to sections 3407(d), 3404(c)(3), 3405(f) and 3406(c)(1)
11 of Public Law 102-575: *Provided*, That the Bureau of
12 Reclamation is directed to levy additional mitigation and
13 restoration payments totaling \$30,000,000 (October 1992
14 price levels), as authorized by section 3407(d) of Public
15 Law 102-575: *Provided further*, That the Bureau of Rec-
16 lamation is directed to assess and collect payments, reve-
17 nues and surcharges in the amounts and manner author-
18 ized by sections 3404(c)(3), 3405(f) and 3406(c)(1) of
19 Public Law 102-575, respectively.

20 GENERAL ADMINISTRATIVE EXPENSES

21 For necessary expenses of general administration and
22 related functions in the office of the Commissioner, the
23 Denver office, and offices in the five regions of the Bureau
24 of Reclamation, \$54,034,000, of which \$1,171,000 shall
25 remain available until expended, the total amount to be
26 derived from the reclamation fund and to be

1 nonreimbursable pursuant to the Act of April 19, 1945
2 (43 U.S.C. 377): *Provided*, That no part of any other ap-
3 propriation in this Act shall be available for activities or
4 functions budgeted for the current fiscal year as general
5 administrative expenses.

6
7 EMERGENCY FUND

7 For an additional amount for the “Emergency fund”,
8 as authorized by the Act of June 26, 1948 (43 U.S.C.
9 502), as amended, to remain available until expended for
10 the purposes specified in said Act, \$1,000,000, to be de-
11 rived from the reclamation fund.

12 SPECIAL FUNDS
13 (TRANSFER OF FUNDS)

14 Sums herein referred to as being derived from the
15 reclamation fund or special fee account are appropriated
16 from the special funds in the Treasury created by the Act
17 of June 17, 1902 (43 U.S.C. 391) or the Act of December
18 22, 1987 (16 U.S.C. 460l–6a, as amended), respectively.
19 Such sums shall be transferred, upon request of the Sec-
20 retary, to be merged with and expended under the heads
21 herein specified; and the unexpended balances of sums
22 transferred for expenditure under the head “General Ad-
23 ministrative Expenses” shall revert and be credited to the
24 reclamation fund.

1 ADMINISTRATIVE PROVISIONS

2 Appropriations for the Bureau of Reclamation shall
3 be available for purchase of not to exceed 13 passenger
4 motor vehicles for replacement only.

5 **(27)** GENERAL PROVISION

6 *SEC. 201. (a) Section 7(e) of the Northern Cheyenne*
7 *Indian Reserved Water Rights Settlement Act of 1992 is*
8 *amended by adding at the end thereof the following new*
9 *sentences: "All costs of environmental compliance and miti-*
10 *gation associated with the Compact, including mitigation*
11 *measures adopted by the Secretary, are the responsibility*
12 *of the United States. All moneys appropriated pursuant to*
13 *the authorization under this subsection are in addition to*
14 *amounts appropriated pursuant to the authorization under*
15 *section 7(b)(1) of this Act, and shall be immediately avail-*
16 *able."*

17 *(b) Except for authorizations contained in subsections*
18 *7(b)(1), 7(b)(2) and 7(e), the authorization of appropria-*
19 *tions contained in this Act shall not be effective until such*
20 *time as the Montana water court enters and approves a*
21 *decree as provided in subsection (d) of this section.*

22 *(c) The amendments made by this section shall be con-*
23 *sidered to have taken effect on September 30, 1992.*

TITLE III

DEPARTMENT OF ENERGY

ENERGY SUPPLY, RESEARCH AND DEVELOPMENT

ACTIVITIES

1
2
3
4
5 For expenses of the Department of Energy activities
6 including the purchase, construction and acquisition of
7 plant and capital equipment and other expenses incidental
8 thereto necessary for energy supply, research and develop-
9 ment activities, and other activities in carrying out the
10 purposes of the Department of Energy Organization Act
11 (42 U.S.C. 7101, et seq.), including the acquisition or con-
12 demnation of any real property or any facility or for plant
13 or facility acquisition, construction, or expansion; pur-
14 chase of passenger motor vehicles (not to exceed 24, of
15 ~~(28)~~ which 18 are for replacement only), \$3,167,634,000
16 to remain available until expended, of which \$10,000,000
17 shall be for hydrogen research and development which 18
18 are for replacement only), \$3,249,286,000, to remain avail-
19 able until expended: Provided, That no funds made avail-
20 able by this Act shall be used for the gas turbine-modular
21 helium reactor (GT-MHR) (formerly known as the high
22 temperature gas reactor)~~(29)~~, of which, \$4,500,000 shall
23 be derived by transfer from the Geothermal Resources Devel-
24 opment Fund.

1 URANIUM SUPPLY AND ENRICHMENT ACTIVITIES

2 ~~(30) For expenses of the uranium program, including~~
3 ~~payment to the Tennessee Valley Authority under the set-~~
4 ~~tlement agreement filed with the United States Claims~~
5 ~~Court on December 18, 1987, \$160,000,000, to remain~~
6 ~~available until expended.~~

7 *For expenses of the Department of Energy in connec-*
8 *tion with operating expenses; the purchase, construction,*
9 *and acquisition of plant and capital equipment and other*
10 *expenses incidental thereto necessary for residual uranium*
11 *supply and enrichment activities in carrying out the pur-*
12 *poses of the Department of Energy Organization Act (42*
13 *U.S.C. 7101, et seq.) and the Energy Policy Act (Public*
14 *Law 102-486, section 901), including the acquisition or*
15 *condemnation of any real property or any facility or for*
16 *plant or facility acquisition, construction, or expansion;*
17 *purchase of electricity as necessary and payment to the*
18 *Tennessee Valley Authority under the settlement agreement*
19 *filed with the United States Claims Court on December 18,*
20 *1987; purchase of passenger motor vehicles (not to exceed*
21 *5, of which 5 are for replacement only), \$247,092,000, to*
22 *remain available until expended: Provided, That revenues*
23 *received by the Department for residual uranium enrich-*
24 *ment activities authorized by section 201 of Public Law 95-*
25 *238, and estimated to total \$70,000,000 in fiscal year 1994,*

1 *shall be retained and used for the specific purpose of offset-*
 2 *ting costs incurred by the Department for such activities,*
 3 *notwithstanding section 3302(b) of title 31, United States*
 4 *Code: Provided further, That the sum herein appropriated*
 5 *shall be reduced as revenues are received during fiscal year*
 6 *1994 so as to result in a final fiscal year 1994 appropria-*
 7 *tion estimated at not more than \$177,092,000.*

8 URANIUM ENRICHMENT DECONTAMINATION AND
 9 DECOMMISSIONING FUND
 10 (INCLUDING TRANSFER OF FUNDS)

11 For necessary expenses in carrying out uranium en-
 12 richment facility decontamination and decommissioning,
 13 remedial actions and other activities of title II of the
 14 Atomic Energy Act of 1954 and title X, Subtitle A of the
 15 Energy Policy Act of 1992, \$286,320,000 to be derived
 16 from the fund, to remain available until expended;
 17 ~~(31)and in addition, \$49,679,000 in unexpended bal-~~
 18 ~~ances, consisting of \$6,267,000 of unobligated balances~~
 19 ~~and \$43,412,000 of obligated and in addition, an esti-~~
 20 ~~mated \$49,679,000 in unexpended balances, consisting of~~
 21 ~~an estimated \$6,267,000 of unobligated balances and an es-~~
 22 ~~timated \$43,412,000 of obligated balances, are transferred~~
 23 from the Uranium Supply and Enrichment Activities ac-
 24 count, to be available for such expenses~~(32)~~: *Provided,*
 25 *That at least \$40,600,000 of amounts derived from the fund*

1 *for such expenses shall be expended in accordance with title*
 2 *X, Subtitle A of the Energy Policy Act of 1992.*

3 GENERAL SCIENCE AND RESEARCH ACTIVITIES

4 For expenses of the Department of Energy activities
 5 including the purchase, construction and acquisition of
 6 plant and capital equipment and other expenses incidental
 7 thereto necessary for general science and research activi-
 8 ties in carrying out the purposes of the Department of
 9 Energy Organization Act (42 U.S.C. 7101, et seq.), in-
 10 cluding the acquisition or condemnation of any real prop-
 11 erty or facility or for plant or facility acquisition, construc-
 12 tion, or expansion; purchase of passenger motor vehicles
 13 (not to exceed 15 for replacement only),
 14 ~~(33)\$1,194,114,000~~ *\$1,615,114,000, to remain available*
 15 ~~until expended: Provided, (34)That no funds may be obli-~~
 16 ~~gated for construction of a B-factory until completion, by~~
 17 ~~October 31, 1993, of a technical review of the Cornell and~~
 18 ~~Stanford linear accelerator proposals by the Department~~
 19 ~~of Energy and the National Science Foundation:—Provided~~
 20 ~~further,~~ That none of the funds made available under this
 21 section for Department of Energy facilities may be obli-
 22 gated or expended for food, beverages, receptions, parties,
 23 country club fees, plants or flowers pursuant to any cost-
 24 reimbursable contract~~(35):~~ *Provided further, That none of*
 25 *the funds made available under this section for Department*

1 *of Energy facilities may be spent 90 days after the begin-*
2 *ning of the fiscal year to permit the continued construction*
3 *of the superconducting super collider unless the Secretary*
4 *delivers to the Committee an implementation plan for the*
5 *specific recommendations of the Report of the DOE Review*
6 *Committee on the Baseline Validation of the*
7 *Superconducting Super Collider and the Secretary certifies*
8 *that the management issues raised by General Accounting*
9 *Office in its report dated February 1993, number GAO/*
10 *RCED-93-87 have been adequately addressed and will not*
11 *reoccur.*

12 NUCLEAR WASTE DISPOSAL FUND

13 ~~(36) For nuclear waste disposal activities to carry out~~
14 ~~the purposes of Public Law 97-425, as amended, includ-~~
15 ~~ing the acquisition of real property or facility construction~~
16 ~~or expansion, \$260,000,000, to remain available until ex-~~
17 ~~pended, to be derived from the Nuclear Waste Fund. To~~
18 ~~the extent that balances in the fund are not sufficient to~~
19 ~~cover amounts available for obligation in the account, the~~
20 ~~Secretary shall exercise her authority pursuant to section~~
21 ~~302(c)(5) of said Act to issue obligations to the Secretary~~
22 ~~of the Treasury: *Provided*, That of the amount herein ap-~~
23 ~~propriated, within available funds, not to exceed herein ap-~~
24 ~~propriated, within available funds, not to exceed~~
25 ~~\$5,500,000 may be provided to the State of Nevada, for~~

1 the sole purpose in the conduct of its oversight responsibil-
2 ities pursuant to the Nuclear Waste Policy Act of 1982,
3 Public Law 97-425, as amended: *Provided further*, That
4 of the amount herein appropriated, not more than
5 \$7,000,000 may be provided to affected local governments,
6 as defined in the Act, to conduct appropriate activities
7 pursuant to the Act.

8 *For the nuclear waste disposal activities to carry out*
9 *the purposes of Public Law 97-425, as amended, including*
10 *the acquisition of real property or facility construction or*
11 *expansion, \$260,000,000 to remain available until ex-*
12 *pended, to be derived from the Nuclear Waste Fund. To the*
13 *extent that balances in the fund are not sufficient to cover*
14 *amounts available for obligation in the account, the Sec-*
15 *retary shall exercise her authority pursuant to section*
16 *302(e)(5) of said Act to issue obligations to the Secretary*
17 *of the Treasury: Provided, That of the amount herein ap-*
18 *propriated, within available funds, not to exceed \$5,500,000*
19 *may be provided to the State of Nevada, for the sole purpose*
20 *of conduct of its scientific oversight responsibilities pursu-*
21 *ant to the Nuclear Waste Policy Act of 1982, Public Law*
22 *97-425, as amended: Provided further, That of the amount*
23 *herein appropriated, not more than \$7,000,000 may be pro-*
24 *vided to affected local governments, as defined in the Act,*
25 *to conduct appropriate activities pursuant to the Act: Pro-*

1 vided further, That within ninety days of the completion
2 of each Federal fiscal year, each State or local entity shall
3 provide certification to the Department of Energy, that all
4 funds expended from such payments have been expended for
5 activities as defined in Public Law 97-425, as amended.
6 Failure to provide such certification shall cause such entity
7 to be prohibited from any further funding provided for
8 similar activities: Provided further, That none of the funds
9 herein appropriated may be used directly or indirectly to
10 influence legislative action on any matter pending before
11 Congress or a State legislature or for any lobbying activity
12 as provided in 18 U.S.C. 1913: Provided further, That none
13 of the funds herein appropriated may be used for litigation
14 expenses: Provided further, That none of the funds herein
15 appropriated may be used to support multistate efforts or
16 other coalition building activities inconsistent with the re-
17 strictions contained in this Act: Provided further, That
18 none of the funds provided under this Act shall be made
19 available for Phase II-B grants to study the feasibility of
20 siting a Monitored Retrievable Storage Facility unless the
21 Nuclear Waste Negotiator has first certified to the Secretary
22 of Energy that there is a reasonable likelihood that agree-
23 ment can be reached among all of the relevant governmental
24 officials in the vicinity of any proposed site.

1 ISOTOPE PRODUCTION AND DISTRIBUTION PROGRAM
2 FUND

3 For Department of Energy expenses for isotope pro-
4 duction and distribution activities, \$3,910,000, to remain
5 available until expended.

6 ATOMIC ENERGY DEFENSE ACTIVITIES
7 WEAPONS ACTIVITIES

8 For Department of Energy expenses, including the
9 purchase, construction and acquisition of plant and capital
10 equipment and other incidental expenses necessary for
11 atomic energy defense weapons activities in carrying out
12 the purposes of the Department of Energy Organization
13 Act (42 U.S.C. 7101, et seq.), including the acquisition
14 or condemnation of any real property or any facility or
15 for plant or facility acquisition, construction, or expansion;
16 the purchase of passenger motor vehicles (not to exceed
17 109 for replacement only, including one police-type vehi-
18 cle), and the purchase of one rotary-wing aircraft,
19 ~~(37)\$3,572,198,000~~ \$3,597,482,000, to remain available
20 until expended.

21 DEFENSE ENVIRONMENTAL RESTORATION AND WASTE
22 MANAGEMENT

23 For Department of Energy expenses, including the
24 purchase, construction and acquisition of plant and capital
25 equipment and other incidental expenses necessary for
26 atomic energy defense environmental restoration and

1 waste management activities in carrying out the purposes
2 of the Department of Energy Organization Act (42 U.S.C.
3 7101, et seq.), including the acquisition or condemnation
4 of any real property or any facility or for plant or facility
5 acquisition, construction, or expansion; and the purchase
6 of passenger motor vehicles (not to exceed 125 of which
7 122 are for replacement only including 9 police-type vehi-
8 cles), ~~(38)\$5,185,877,000~~ \$5,106,855,000, to remain
9 available until expended~~(39)~~: *Provided, That a total of*
10 *\$8,000,000 shall be transferred from this account to the En-*
11 *vironmental Protection Agency for the implementation of*
12 *the Waste Isolation Pilot Plan Land Withdrawal Act of*
13 *1992 and the development of cleanup standards to guide*
14 *the Department of Energy's environmental restoration ef-*
15 *forts.*

16 MATERIALS SUPPORT AND OTHER DEFENSE PROGRAMS
17 (INCLUDING TRANSFER OF FUNDS)

18 For Department of Energy expenses, including the
19 purchase, construction and acquisition of plant and capital
20 equipment and other incidental expenses necessary for
21 atomic energy defense materials support, and other de-
22 fense activities in carrying out the purposes of the Depart-
23 ment of Energy Organization Act (42 U.S.C. 7101, et
24 seq.), including the acquisition or condemnation of any
25 real property or any facility or for plant or facility acquisi-
26 tion, construction, or expansion; and the purchase of pas-

1 senger motor vehicles (not to exceed 45 for replacement
2 only), ~~(40)\$2,046,592,000~~ \$1,963,755,000, to remain
3 available until expended: *Provided*, That the New Produc-
4 tion Reactor Appropriation Account shall be merged with
5 and the balances made available to this appropriation.

6 DEFENSE NUCLEAR WASTE DISPOSAL

7 For nuclear waste disposal activities to carry out the
8 purposes of Public Law 97-425, as amended, including
9 the acquisition of real property or facility construction or
10 expansion, \$120,000,000, to remain available until ex-
11 pended, all of which shall be used in accordance with the
12 terms and conditions of the Nuclear Waste Fund appro-
13 priation of the Department of Energy contained in this
14 title.

15 DEPARTMENTAL ADMINISTRATION

16 For salaries and expenses of the Department of En-
17 ergy necessary for Departmental Administration and other
18 activities in carrying out the purposes of the Department
19 of Energy Organization Act (42 U.S.C. 7101, et seq.), in-
20 cluding the hire of passenger motor vehicles and official
21 reception and representation expenses (not to exceed
22 \$35,000), \$401,238,000 to remain available until ex-
23 pended, plus such additional amounts as necessary to
24 cover increases in the estimated amount of cost of work
25 for others notwithstanding the provisions of the Anti-Defi-
26 ciency Act (31 U.S.C. 1511, et seq.): *Provided*, That such

1 increases in cost of work are offset by revenue increases
2 of the same or greater amount, to remain available until
3 expended: *Provided further*, That moneys received by the
4 Department for miscellaneous revenues estimated to total
5 \$239,209,000 in fiscal year 1994 may be retained and
6 used for operating expenses within this account, and may
7 remain available until expended, as authorized by section
8 201 of Public Law 95–238, notwithstanding the provisions
9 of section 3302 of title 31, United States Code: *Provided*
10 *further*, That the sum herein appropriated shall be reduced
11 by the amount of miscellaneous revenues received during
12 fiscal year 1994 so as to result in a final fiscal year 1994
13 appropriation estimated at not more than \$162,029,000.

14 OFFICE OF THE INSPECTOR GENERAL

15 For necessary expenses of the Office of the Inspector
16 General in carrying out the provisions of the Inspector
17 General Act of 1978, as amended, ~~(41)~~\$31,757,000
18 \$30,362,000, to remain available until expended.

19 POWER MARKETING ADMINISTRATIONS

20 OPERATION AND MAINTENANCE, ALASKA POWER

21 ADMINISTRATION

22 For necessary expenses of operation and maintenance
23 of projects in Alaska and of marketing electric power and
24 energy, \$4,010,000, to remain available until expended.

1 BONNEVILLE POWER ADMINISTRATION FUND

2 Expenditures from the Bonneville Power Administra-
3 tion Fund, established pursuant to Public Law 93-454,
4 are approved for official reception and representation ex-
5 penses in an amount not to exceed \$3,000.

6 During fiscal year 1994, no new direct loan obliga-
7 tions may be made.

8 OPERATION AND MAINTENANCE, SOUTHEASTERN POWER
9 ADMINISTRATION

10 For necessary expenses of operation and maintenance
11 of power transmission facilities and of marketing electric
12 power and energy pursuant to the provisions of section
13 5 of the Flood Control Act of 1944 (16 U.S.C. 825s), as
14 applied to the southeastern power area, \$29,742,000, to
15 remain available until expended.

16 OPERATION AND MAINTENANCE, SOUTHWESTERN
17 POWER ADMINISTRATION

18 For necessary expenses of operation and maintenance
19 of power transmission facilities and of marketing electric
20 power and energy, and for construction and acquisition of
21 transmission lines, substations and appurtenant facilities,
22 and for administrative expenses, including official recep-
23 tion and representation expenses in an amount not to ex-
24 ceed \$1,500 connected therewith, in carrying out the pro-
25 visions of section 5 of the Flood Control Act of 1944 (16

1 U.S.C. 825s), as applied to the southwestern power area,
2 \$33,587,000, to remain available until expended; in addi-
3 tion, notwithstanding the provisions of 31 U.S.C. 3302,
4 not to exceed \$5,583,000 in reimbursements, to remain
5 available until expended.

6 CONSTRUCTION, REHABILITATION, OPERATION AND
7 MAINTENANCE, WESTERN AREA POWER ADMINIS-
8 TRATION

9 (INCLUDING TRANSFER OF FUNDS)

10 For carrying out the functions authorized by title III,
11 section 302(a)(1)(E) of the Act of August 4, 1977 (42
12 U.S.C. 7101, et seq.), and other related activities includ-
13 ing conservation and renewable resources programs as au-
14 thorized, including official reception and representation
15 expenses in an amount not to exceed \$1,500, the purchase,
16 maintenance, and operation of one fixed-wing aircraft for
17 replacement only, ~~(42)\$287,956,000~~ \$272,956,000, to re-
18 main available until expended, of which
19 ~~(43)\$275,400,000~~ \$260,400,000 shall be derived from the
20 Department of the Interior Reclamation fund; in addition,
21 \$5,000,000 is appropriated for deposit into the Utah Rec-
22 lamation Mitigation and Conservation Account pursuant
23 to title IV of the Reclamation Projects Authorization and
24 Adjustment Act of 1992: *Provided further*, That the Sec-
25 retary of the Treasury is authorized to transfer from the

1 Colorado River Dam Fund to the Western Area Power Ad-
2 ministration \$7,168,000, to carry out the power market-
3 ing and transmission activities of the Boulder Canyon
4 project as provided in section 104(a)(4) of the Hoover
5 Power Plant Act of 1984, to remain available until ex-
6 pended.

7 FEDERAL ENERGY REGULATORY COMMISSION

8 SALARIES AND EXPENSES

9 For necessary expenses of the Federal Energy Regu-
10 latory Commission to carry out the provisions of the De-
11 partment of Energy Organization Act (42 U.S.C. 7101,
12 et seq.), including services as authorized by 5 U.S.C.
13 3109, including the hire of passenger motor vehicles; offi-
14 cial reception and representation expenses (not to exceed
15 \$3,000); \$165,375,000 to remain available until expended:
16 *Provided*, That hereafter and notwithstanding any other
17 provision of law, not to exceed \$165,375,000 of revenues
18 from fees and annual charges, and other services and col-
19 lections in fiscal year 1994, shall be retained and used
20 for necessary expenses in this account, and shall remain
21 available until expended: *Provided further*, That the sum
22 herein appropriated shall be reduced as revenues are re-
23 ceived during fiscal year 1994, so as to result in a final
24 fiscal year 1994 appropriation estimated at not more than
25 \$0.

1 **TITLE IV**
2 INDEPENDENT AGENCIES
3 APPALACHIAN REGIONAL COMMISSION

4 For expenses necessary to carry out the programs au-
5 thorized by the Appalachian Regional Development Act of
6 1965, as amended, notwithstanding section 405 of said
7 Act, and for necessary expenses for the Federal Cochair-
8 man and the alternate on the Appalachian Regional Com-
9 mission and for payment of the Federal share of the ad-
10 ministrative expenses of the Commission, including serv-
11 ices as authorized by section 3109 of title 5, United States
12 Code, and hire of passenger motor vehicles, to remain
13 available until expended, ~~(44)\$189,000,000~~ *\$249,000,000*.

14 DEFENSE NUCLEAR FACILITIES SAFETY
15 BOARD

16 SALARIES AND EXPENSES

17 For necessary expenses of the Defense Nuclear Fa-
18 cilities Safety Board in carrying out activities authorized
19 by the Atomic Energy Act of 1954, as amended by Public
20 Law 100-456, section 1441, ~~(45)\$15,060,000~~
21 *\$18,060,000*, to remain available until expended.

22 DELAWARE RIVER BASIN COMMISSION
23 SALARIES AND EXPENSES

24 For expenses necessary to carry out the functions of
25 the United States member of the Delaware River Basin

1 Commission, as authorized by law (75 Stat. 716),
2 \$333,000.

3 CONTRIBUTION TO DELAWARE RIVER BASIN

4 COMMISSION

5 For payment of the United States share of the cur-
6 rent expenses of the Delaware River Basin Commission,
7 as authorized by law (75 Stat. 706, 707), \$488,000.

8 INTERSTATE COMMISSION ON THE POTOMAC

9 RIVER BASIN

10 CONTRIBUTION TO INTERSTATE COMMISSION ON THE

11 POTOMAC RIVER BASIN

12 To enable the Secretary of the Treasury to pay in
13 advance to the Interstate Commission on the Potomac
14 River Basin the Federal contribution toward the expenses
15 of the Commission during the current fiscal year in the
16 administration of its business in the conservancy district
17 established pursuant to the Act of July 11, 1940 (54
18 Stat. 748), as amended by the Act of September 25, 1970
19 (Public Law 91-407), \$498,000.

20 NUCLEAR REGULATORY COMMISSION

21 SALARIES AND EXPENSES

22 (INCLUDING TRANSFER OF FUNDS)

23 For necessary expenses of the Commission in carry-
24 ing out the purposes of the Energy Reorganization Act
25 of 1974, as amended, and the Atomic Energy Act of 1954,

1 as amended, including the employment of aliens; services
2 authorized by section 3109 of title 5, United States Code;
3 publication and dissemination of atomic information; pur-
4 chase, repair, and cleaning of uniforms, official represen-
5 tation expenses (not to exceed \$20,000); reimbursements
6 to the General Services Administration for security guard
7 services; hire of passenger motor vehicles and aircraft,
8 \$542,900,000, to remain available until expended, of
9 which \$22,000,000 shall be derived from the Nuclear
10 Waste Fund: *Provided*, That from this appropriation,
11 transfer of sums may be made to other agencies of the
12 Government for the performance of the work for which
13 this appropriation is made, and in such cases the sums
14 so transferred may be merged with the appropriation to
15 which transferred: *Provided further*, That moneys received
16 by the Commission for the cooperative nuclear safety re-
17 search program, services rendered to foreign governments
18 and international organizations, and the material and in-
19 formation access authorization programs, including crimi-
20 nal history checks under section 149 of the Atomic Energy
21 Act of 1954, as amended, may be retained and used for
22 salaries and expenses associated with those activities, not-
23 withstanding the provisions of section 3302 of title 31,
24 United States Code, and shall remain available until ex-
25 pended: *Provided further*, That revenues from licensing

1 fees, inspection services, and other services and collections
2 estimated at \$520,900,000 in fiscal year 1994 shall be re-
3 tained and used for necessary salaries and expenses in this
4 account, notwithstanding the provisions of section 3302
5 of title 31, United States Code, and shall remain available
6 until expended: *Provided further*, That the sum herein ap-
7 propriated shall be reduced by the amount of revenues re-
8 ceived during fiscal year 1994 from licensing fees, inspec-
9 tion services and other services and collections, excluding
10 those moneys received for the cooperative nuclear safety
11 research program, services rendered to foreign govern-
12 ments and international organizations, and the material
13 and information access authorization programs, so as to
14 result in a final fiscal year 1994 appropriation estimated
15 at not more than \$22,000,000.

16 OFFICE OF INSPECTOR GENERAL

17 (INCLUDING TRANSFER OF FUNDS)

18 For necessary expenses of the Office of Inspector
19 General in carrying out the provisions of the Inspector
20 General Act of 1978, as amended, including services au-
21 thorized by section 3109 of title 5, United States Code,
22 \$4,800,000 to remain available until expended; and in ad-
23 dition, an amount not to exceed 5 percent of this sum may
24 be transferred from Salaries and Expenses, Nuclear Regu-
25 latory Commission: *Provided*, That notice of such trans-

1 fers shall be given to the Committees on Appropriations
2 of the House and Senate: *Provided further*, That from this
3 appropriation, transfers of sums may be made to other
4 agencies of the Government for the performance of the
5 work for which this appropriation is made, and in such
6 cases the sums so transferred may be merged with the
7 appropriation to which transferred: *Provided further*, That
8 revenues from licensing fees, inspection services, and other
9 services and collections shall be retained and used for nec-
10 essary salaries and expenses in this account, notwithstand-
11 ing the provisions of section 3302 of title 31, United
12 States Code, and shall remain available until expended:
13 *Provided further*, That the sum herein appropriated shall
14 be reduced by the amount of revenues received during fis-
15 cal year 1994 from licensing fees, inspection services, and
16 other services and collections, so as to result in a final
17 fiscal year 1994 appropriation estimated at not more than
18 \$0.

19 NUCLEAR WASTE TECHNICAL REVIEW BOARD

20 SALARIES AND EXPENSES

21 (INCLUDING TRANSFER OF FUNDS)

22 For necessary expenses of the Nuclear Waste Tech-
23 nical Review Board, as authorized by Public Law 100-
24 203, section 5051, \$2,160,000, to be transferred from the

1 Nuclear Waste Fund and to remain available until ex-
2 pended.

3 OFFICE OF THE NUCLEAR WASTE NEGOTIATOR
4 SALARIES AND EXPENSES

5 For necessary expenses of the office of the Nuclear
6 Waste Negotiator in carrying out activities authorized by
7 the Nuclear Waste Policy Act of 1982, as amended by
8 Public Law 102-486, section 802, \$1,000,000 to remain
9 available until expended.

10 SUSQUEHANNA RIVER BASIN COMMISSION
11 SALARIES AND EXPENSES

12 For expenses necessary to carry out the functions of
13 the United States member of the Susquehanna River
14 Basin Commission as authorized by law (84 Stat. 1541),
15 \$308,000.

16 CONTRIBUTION TO SUSQUEHANNA RIVER BASIN
17 COMMISSION

18 For payment of the United States share of the cur-
19 rent expenses of the Susquehanna River Basin Commis-
20 sion, as authorized by law (84 Stat. 1530, 1531),
21 \$298,000.

22 TENNESSEE VALLEY AUTHORITY
23 TENNESSEE VALLEY AUTHORITY FUND

24 For the purpose of carrying out the provisions of the
25 Tennessee Valley Authority Act of 1933, as amended (16

1 U.S.C. ch. 12A), including purchase, hire, maintenance,
2 and operation of aircraft, and purchase and hire of pas-
3 senger motor vehicles, ~~(46)\$138,973,000~~ *\$140,473,000*,
4 to remain available until expended.

5 **TITLE V—GENERAL PROVISION**

6 **MINORITY PARTICIPATION IN THE**

7 **SUPERCONDUCTING SUPER COLLIDER**

8 SEC. 501. (a) PROGRAM IMPROVEMENTS.—Section
9 304 of the Energy and Water Development Appropriations
10 Act, 1993 (Public Law 102–377; 106 Stat. 1339) is
11 amended—

12 (1) in subsection (a)—

13 (A) by striking “owned or controlled” and
14 inserting “that (1) are owned and controlled”;

15 (B) by inserting after “Native Americans”
16 the following: “; or (2) are small business con-
17 cerns that are at least 51 percent owned by 1
18 or more women and whose management and
19 daily business operations are controlled by 1 or
20 more women”; and

21 (C) by striking the last sentence;

22 (2) by inserting “and (d)” after “(6)” each
23 place it appears; and

24 (3) by adding at the end the following new sub-
25 section:

1 “(c) ADMINISTRATION OF PROGRAM.—

2 “(1) CERTIFICATION REQUIREMENT.—A busi-
3 ness concern or other organization shall be eligible
4 for participation under this section only if it has
5 been certified as meeting the requirements specified
6 in subsection (a) by the Small Business Administra-
7 tion, or by a State, local, regional, or other organiza-
8 tion designated by the Small Business Administra-
9 tion.

10 “(2) RECORDS AND REPORTS.—The Secretary
11 of Energy, with respect to the Superconducting
12 Super Collider project, shall—

13 “(A) submit to the Congress copies of—

14 “(i) each subcontracting report for in-
15 dividual contracts (SF294) required under
16 the Federal Acquisition Regulation (48
17 CFR chapter 1) to be submitted by a con-
18 tractor or subcontractor with respect to the
19 project; and

20 “(ii) each summary subcontract report
21 (SF295) required under the Federal Ac-
22 quisition Regulation (48 CFR chapter 1)
23 to be submitted by a contractor or sub-
24 contractor with respect to the project; and

1 “(B) maintain accurate information and
2 data on the amount and type of subcontracts
3 awarded by each contractor or subcontractor
4 under the project and the extent of participa-
5 tion in the subcontracts by socially and eco-
6 nomically disadvantaged individuals and eco-
7 nomically disadvantaged women referred to in
8 subsection (b).

9 “(3) CATEGORIES OF WORK TO BE IN-
10 CLUDED.—The Secretary of Energy shall, to the
11 fullest extent possible, ensure that the categories of
12 work performed under contracts entered into pursu-
13 ant to this section are representative of all cat-
14 egories of work performed under contract for the
15 Superconducting Super Collider project.

16 “(4) AUDITS.—The Secretary of Energy shall
17 conduct periodic audits to verify the continuing com-
18 pliance of prime contractors and subcontractors with
19 the requirements of this section. For such purpose,
20 the Secretary shall have access to such reports and
21 records of prime contractors and subcontractors as
22 the Secretary determines to be necessary.”.

23 (b) EFFECTIVE DATE.—The amendments made by
24 this section shall apply to fiscal year 1994 and thereafter.

1 **SEC. 502. COMPLIANCE WITH BUY AMERICAN ACT.**

2 No funds appropriated pursuant to this Act may be
3 expended by an entity unless the entity agrees that in ex-
4 pending the assistance the entity will comply with sections
5 2 through 4 of the Act of March 3, 1933 (41 U.S.C. 10a-
6 10c, popularly known as the “Buy American Act”).

7 **SEC. 503. SENSE OF CONGRESS; REQUIREMENT REGARD-**
8 **ING NOTICE.**

9 (a) PURCHASE OF AMERICAN-MADE EQUIPMENT
10 AND PRODUCTS.—In the case of any equipment or prod-
11 ucts that may be authorized to be purchased with financial
12 assistance provided under this Act, it is the sense of the
13 Congress that entities receiving such assistance should, in
14 expending the assistance, purchase only American-made
15 equipment and products.

16 (b) NOTICE TO RECIPIENTS OF ASSISTANCE.—In
17 providing financial assistance under this Act, the head of
18 each Federal agency shall provide to each recipient of the
19 assistance a notice describing the statement made in sub-
20 section (a) by the Congress.

21 **SEC. 504. PROHIBITION OF CONTRACTS.**

22 If it has been finally determined by a court or Federal
23 agency that any person intentionally affixed a label bear-
24 ing a “Made in America” inscription, or any inscription
25 with the same meaning, to any product sold in or shipped
26 to the United States that is not made in the United

1 States, such person shall be ineligible to receive any con-
2 tract or subcontract made with funds provided pursuant
3 to this Act, pursuant to the debarment, suspension, and
4 ineligibility procedures described in section 9.400 through
5 9.409 of title 48, Code of Federal Regulations.

6 **(47)SEC. 505. BONNEVILLE POWER ADMINISTRA-**
7 **TION REPAYMENT PROPOSAL.**

8 *Utilizing funds made available in this Act, the Sec-*
9 *retary of Energy is urged to submit to the Congress by Feb-*
10 *ruary 1, 1994, a legislative proposal to satisfy the Bonne-*
11 *ville Power Administration's entire repayment obligation*
12 *to the United States Treasury for appropriated investment*
13 *in the Federal Columbia River Power System: Provided,*
14 *That such a proposal shall result in maximum deficit re-*
15 *duction for the Federal Government in fiscal year 1995*
16 *through fiscal year 1999, and shall not increase Bonneville*
17 *Power Administration rates beyond those rates which would*
18 *result under existing debt repayment policy and practices.*

1 This Act may be cited as the “Energy and Water De-
2 velopment Appropriations Act, 1994”.

Passed the House of Representatives June 23, 1993.

Attest: DONNALD K. ANDERSON,
Clerk.

Passed the Senate September 30 (legislative day,
September 27), 1993.

Attest: WALTER J. STEWART,
Secretary.

HR 2445 PP—2

HR 2445 PP—3

HR 2445 PP—4

HR 2445 PP—5

HR 2445 PP—6

HR 2445 PP—7