

103^D CONGRESS
1ST SESSION

H. R. 2667

IN THE SENATE OF THE UNITED STATES

JULY 28 (legislative day, JUNE 30), 1993

Received; read twice and referred to the Committee on Appropriations

AN ACT

Making emergency supplemental appropriations for relief from the major, widespread flooding in the Midwest for the fiscal year ending September 30, 1993, 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, to pro-
5 vide emergency supplemental appropriations for relief
6 from the major, widespread flooding in the Midwest for
7 the fiscal year ending September 30, 1993, and for other
8 purposes, namely:

1 mines that extraordinary circumstances exist that warrant
2 further assistance, the Secretary of Agriculture shall use
3 such funds of the Commodity Credit Corporation as are
4 necessary to make payments in an amount equal to 50.04
5 percent of each eligible claim as determined under title
6 XXII of Public Law 101-624 and to make payments for
7 catastrophic losses where the deficiency in production of
8 the crop exceeds 75 percent: *Provided further*, That all ad-
9 ditional amounts made available herein are subject to the
10 terms and conditions in Public Law 101-624: *Provided*
11 *further*, That no payments to producers under this Act
12 shall be at a rate greater than 50.04 percent of each eligi-
13 ble claim, except that for the deficiency in production of
14 the crop in excess of 75 percent, the rate of payment shall
15 be 90 percent: *Provided further*, That Congress hereby
16 designates the entire amount provided herein as an emer-
17 gency requirement pursuant to section 251(b)(2)(D)(i) of
18 the Balanced Budget and Emergency Deficit Control Act
19 of 1985, as amended: *Provided further*, That notwith-
20 standing any provision of Public Law 103-50, funds pro-
21 vided by such Act shall not be expended for 1993 crop
22 losses resulting from 1993 natural disasters, and claims
23 for assistance from funds provided by that Act by produc-
24 ers with 1990, 1991, and 1992 crop losses shall be paid

1 only to the extent such claims are filed by September 17,
2 1993.

3 SOIL CONSERVATION SERVICE

4 WATERSHED AND FLOOD PREVENTION OPERATIONS

5 For an additional amount to repair damages to the
6 waterways and watersheds resulting from the Midwest
7 floods and other natural disasters of 1993, \$25,000,000,
8 to remain available until June 30, 1994 to carry out the
9 Emergency Watershed Protection Program of the Soil
10 Conservation Service: *Provided*, That the entire amount
11 is designated by Congress as an emergency requirement
12 pursuant to section 251(b)(2)(D)(i) of the Balanced
13 Budget and Emergency Deficit Control Act of 1985, as
14 amended.

15 AGRICULTURAL STABILIZATION AND CONSERVATION

16 SERVICE

17 EMERGENCY CONSERVATION PROGRAM

18 For an additional amount for emergency expenses re-
19 sulting from the Midwest floods and other natural disas-
20 ters of 1993, \$20,000,000, to remain available until June
21 30, 1994: *Provided*, That the entire amount is designated
22 by Congress as an emergency requirement pursuant to
23 section 251(b)(2)(D)(i) of the Balanced Budget and
24 Emergency Deficit Control Act of 1985, as amended.

1 NATIONAL OCEANIC AND ATMOSPHERIC
2 ADMINISTRATION
3 OPERATIONS, RESEARCH, AND FACILITIES

4 For an additional amount for emergency expenses re-
5 sulting from the Midwest floods of 1993 and other disas-
6 ters, \$1,000,000, to remain available until expended: *Pro-*
7 *vided*, That the entire amount is designated by Congress
8 as an emergency requirement pursuant to section
9 251(b)(2)(D)(i) of the Balanced Budget and Emergency
10 Deficit Control Act of 1985, as amended.

11 RELATED AGENCIES

12 LEGAL SERVICES CORPORATION

13 PAYMENT TO THE LEGAL SERVICES CORPORATION

14 For an additional amount for “Payment to the Legal
15 Services Corporation” for emergency assistance to Legal
16 Services Corporation basic field programs in areas af-
17 fected by the Midwest floods of 1993 and other disasters,
18 \$300,000, to remain available until expended: *Provided*,
19 That the entire amount is designated by Congress as
20 an emergency requirement pursuant to section
21 251(b)(2)(D)(i) of the Balanced Budget and Emergency
22 Deficit Control Act of 1985, as amended, contingent upon
23 the President designating the entire amount as an emer-
24 gency requirement pursuant to the Balanced Budget and
25 Emergency Deficit Control Act of 1985, as amended.

1 SMALL BUSINESS ADMINISTRATION

2 DISASTER LOANS PROGRAM ACCOUNT

3 For an additional amount for “Disaster Loans Pro-
4 gram Account” for the cost of direct loans for the Midwest
5 floods and other disasters, \$60,000,000, to remain avail-
6 able until expended; and in addition, for associated admin-
7 istrative expenses to carry out the disaster loan program,
8 an additional \$10,000,000, to remain available until ex-
9 pended, which may be transferred to and merged with the
10 appropriations for “Salaries and expenses”: *Provided,*
11 That the entire amount is designated by Congress as
12 an emergency requirement pursuant to section
13 251(b)(2)(D)(i) of the Balanced Budget and Emergency
14 Deficit Control Act of 1985, as amended.

15 CHAPTER III

16 ENERGY AND WATER DEVELOPMENT

17 DEPARTMENT OF DEFENSE—CIVIL

18 DEPARTMENT OF THE ARMY

19 CORPS OF ENGINEERS—CIVIL

20 FLOOD CONTROL AND COASTAL EMERGENCIES

21 For an additional amount for “Flood Control and
22 Coastal Emergencies”, \$100,000,000, for the Midwest
23 floods and other disasters, and in addition \$20,000,000,
24 which shall be available only to the extent an official budg-
25 et request for a specific dollar amount, that includes des-

1 ignition of the entire amount of the request as an emer-
2 gency requirement as defined in the Balanced Budget and
3 Emergency Deficit Control Act of 1985, as amended, is
4 transmitted by the President to Congress, to remain avail-
5 able until expended: *Provided*, That the entire amount is
6 designated by Congress as an emergency requirement pur-
7 suant to section 251(b)(2)(D)(i) of the Balanced Budget
8 and Emergency Deficit Control Act of 1985, as amended.

9 OPERATION AND MAINTENANCE, GENERAL

10 For an additional amount for “Operation and Main-
11 tenance, General”, \$30,000,000, to remain available until
12 expended: *Provided*, That the entire amount is designated
13 by Congress as an emergency requirement pursuant to
14 section 251(b)(2)(D)(i) of the Balanced Budget and
15 Emergency Deficit Control Act of 1985, as amended.

16 CHAPTER IV

17 DEPARTMENTS OF LABOR, HEALTH AND
18 HUMAN SERVICES, EDUCATION, AND RE-
19 LATED AGENCIES

20 DEPARTMENT OF LABOR

21 EMPLOYMENT AND TRAINING ADMINISTRATION

22 TRAINING AND EMPLOYMENT SERVICES

23 For an additional amount for disaster relief for the
24 Midwest flood for activities authorized by part B of title
25 III of the Job Training Partnership Act, \$43,500,000, to

1 be available for obligation for the period July 1, 1993
2 through June 30, 1994, which shall be available only to
3 the extent an official budget request for a specific dollar
4 amount, that includes designation of the entire amount of
5 the request as an emergency requirement as defined in
6 the Balanced Budget and Emergency Deficit Control Act
7 of 1985, as amended, is transmitted by the President to
8 the Congress: *Provided*, That the entire amount is des-
9 ignated by Congress as an emergency requirement, pursu-
10 ant to section 251(b)(2)(D)(i) of the Balanced Budget and
11 Emergency Deficit Control Act of 1985, as amended.

12 DEPARTMENT OF HEALTH AND HUMAN
13 SERVICES

14 ASSISTANT SECRETARY FOR HEALTH

15 PUBLIC HEALTH EMERGENCY FUND

16 For an additional amount for disaster relief for the
17 Midwest floods of 1993, \$54,000,000, to remain available
18 until expended, which shall be available only to the extent
19 an official budget request for a specific dollar amount,
20 that includes designation of the entire amount of the re-
21 quest as an emergency requirement as defined in the Bal-
22 anced Budget and Emergency Deficit Control Act of 1985,
23 as amended, is transmitted by the President to the Con-
24 gress: *Provided*, That the entire amount is designated by
25 Congress as an emergency requirement pursuant to sec-

1 tion 251(b)(2)(D)(i) of the Balanced Budget and Emer-
2 gency Deficit Control Act of 1985, as amended.

3 CHAPTER V

4 DEPARTMENT OF TRANSPORTATION AND
5 RELATED AGENCIES

6 DEPARTMENT OF TRANSPORTATION

7 UNITED STATES COAST GUARD

8 OPERATING EXPENSES

9 For an additional amount for emergency expenses re-
10 sulting from the Midwest floods of 1993, \$10,000,000, to
11 remain available until March 31, 1994, which shall be
12 available only to the extent an official budget request for
13 a specific dollar amount, that includes designation of the
14 entire request as an emergency requirement as defined in
15 the Balanced Budget and Emergency Deficit Control Act
16 of 1985, as amended, is transmitted by the President to
17 the Congress: *Provided*, That the entire amount is des-
18 ignated by Congress as an emergency requirement pursu-
19 ant to section 251(b)(2)(D)(i) of the Balanced Budget and
20 Emergency Deficit Control Act of 1985, as amended.

21 FEDERAL HIGHWAY ADMINISTRATION

22 FEDERAL-AID HIGHWAYS

23 (HIGHWAY TRUST FUND)

24 For an additional amount for emergency expenses re-
25 sulting from the Midwest floods of 1993 and other disas-

1 ters, as authorized by 23 U.S.C. 125, \$75,000,000, and
2 in addition \$50,000,000, which shall be available only to
3 the extent an official budget request for a specific dollar
4 amount, that includes designation of the entire amount of
5 the request as an emergency requirement as defined in
6 the Balanced Budget and Emergency Deficit Control Act
7 of 1985, as amended, is transmitted by the President to
8 the Congress, all to be derived from the Highway Trust
9 Fund and to remain available until September 30, 1996:
10 *Provided*, That the entire amount is designated by Con-
11 gress as an emergency requirement pursuant to section
12 251(b)(2)(D)(i) of the Balanced Budget and Emergency
13 Deficit Control Act of 1985, as amended.

14 FEDERAL RAILROAD ADMINISTRATION

15 LOCAL RAIL FREIGHT ASSISTANCE

16 For additional expenses pursuant to section 5 of the
17 Department of Transportation Act (49 U.S.C. app. 1654),
18 to repair and rebuild rail lines of other than class I rail-
19 roads as defined by the Interstate Commerce Commission
20 or railroads owned or controlled by a class I railroad, hav-
21 ing carried 5 million gross ton miles or less per mile dur-
22 ing the prior year, and damaged as a result of the Midwest
23 floods of 1993, \$11,000,000, and in addition, notwith-
24 standing any other provision of law, \$10,000,000 to repair
25 and rebuild rail lines of any railroad subject to the discre-

1 tion of the Secretary of Transportation on a case by case
2 basis: *Provided*, That for the purposes of administering
3 this emergency relief, the Secretary of Transportation
4 shall have authority to make funds available notwithstand-
5 ing subsections (a), (b)(1) and (3), (c), (e)–(h) and (o)
6 of 49 U.S.C. app. 1654 as the Secretary deems appro-
7 priate and shall consider the extent to which the State
8 has available unexpended local rail freight assistance
9 funds or available repaid loan funds: *Provided further*,
10 That, notwithstanding 49 U.S.C. app. 1654(f), the Sec-
11 retary may prescribe the form and time for applications
12 for assistance made available herein: *Provided further*,
13 That these funds shall be available only to the extent an
14 official budget request, for a specific dollar amount, that
15 includes designation of the entire amount of the request
16 as an emergency requirement as defined in the Balanced
17 Budget and Emergency Deficit Control Act of 1985, as
18 amended, is transmitted by the President to the Congress:
19 *Provided further*, That the entire amount is designated by
20 Congress as an emergency requirement pursuant to sec-
21 tion 251(b)(2)(D)(i) of the Balanced Budget and Emer-
22 gency Deficit Control Act of 1985, as amended: *Provided*
23 *further*, That all funds made available under this head are
24 to remain available until expended.

1 CHAPTER VI
2 DEPARTMENTS OF VETERANS AFFAIRS AND
3 HOUSING AND URBAN DEVELOPMENT, AND
4 INDEPENDENT AGENCIES
5 DEPARTMENT OF HOUSING AND URBAN
6 DEVELOPMENT
7 HOUSING PROGRAMS
8 HOME INVESTMENT PARTNERSHIPS PROGRAM

9 For an additional amount for the “HOME invest-
10 ment partnerships program”, as authorized under title II
11 of the Cranston-Gonzalez National Affordable Housing
12 Act, for use only in areas affected by flooding in the Mid-
13 west, \$100,000,000, to remain available until September
14 30, 1994: *Provided*, That in administering these funds, the
15 Secretary may waive any provision of any statute or regu-
16 lation that the Secretary administers, except for provisions
17 requiring nondiscrimination, in connection with the obliga-
18 tion by the Secretary or any use by the recipient of these
19 funds upon finding that such waiver is required to facili-
20 tate the obligation and use of such funds and would not
21 be in conflict with the overall purpose of the statute or
22 regulation: *Provided further*, That the entire amount is
23 designated by Congress as an emergency requirement pur-
24 suant to section 251(b)(2)(D)(i) of the Balanced Budget
25 and Emergency Deficit Control Act of 1985, as amended.

1 COMMUNITY PLANNING AND DEVELOPMENT

2 COMMUNITY DEVELOPMENT GRANTS

3 For an additional amount for “Community develop-
4 ment grants”, as authorized under title I of the Housing
5 and Community Development Act of 1974, for authorized
6 community development activities only in areas affected
7 by flooding in the Midwest, \$53,000,000, to remain avail-
8 able until September 30, 1994: *Provided*, That in admin-
9 istering these funds, the Secretary may waive entirely, or
10 in any part, any requirement set forth in title I of such
11 Act, except for requirements relating to fair housing and
12 nondiscrimination, the environment, and labor standards,
13 if the Secretary finds that such waiver will further the
14 purposes for which these funds are appropriated: *Provided*
15 *further*, That the entire amount is designated by Congress
16 as an emergency requirement pursuant to section
17 251(b)(2)(D)(i) of the Balanced Budget and Emergency
18 Deficit Control Act of 1985, as amended: *Provided further*,
19 That all of the funds provided under this head in this Act
20 shall be used only to repair, replace, or restore facilities
21 damaged or to continue services interrupted by flooding
22 that are essential to public health or safety as defined by
23 the Secretary.

1 INDEPENDENT AGENCIES
2 FEDERAL EMERGENCY MANAGEMENT AGENCY
3 DISASTER RELIEF

4 For an additional amount for “Disaster relief”,
5 \$815,000,000, to remain available until expended, for the
6 Midwest floods and other disasters: *Provided*, That the en-
7 tire amount is designated by Congress as an emergency
8 requirement pursuant to section 251(b)(2)(D)(i) of the
9 Balanced Budget and Emergency Deficit Control Act of
10 1985, as amended.

11 COMMISSION ON NATIONAL AND COMMUNITY SERVICE
12 PROGRAMS AND ACTIVITIES

13 For use in carrying out Federal disaster relief pro-
14 grams, activities, and initiatives under subtitles C, E, F,
15 and G of the National and Community Service Act of 1990
16 (Public Law 101-610), as the Board determines necessary
17 to carry out programs related to the floods in the Midwest,
18 \$2,000,000, to remain available until September 30, 1994:
19 *Provided*, That the entire amount is designated by Con-
20 gress as an emergency requirement pursuant to section
21 251(b)(2)(D)(i) of the Balanced Budget and Emergency
22 Deficit Control Act of 1985, as amended.

1 CHAPTER VII
2 DEPARTMENT OF THE INTERIOR AND
3 RELATED AGENCIES

4 DEPARTMENT OF THE INTERIOR
5 UNITED STATES FISH AND WILDLIFE SERVICE
6 CONSTRUCTION AND ANADROMOUS FISH

7 For an additional amount for “Construction and
8 Anadromous Fish”, \$26,354,000, for the Midwest floods,
9 to remain available until expended: *Provided*, That the en-
10 tire amount is designated by Congress as an emergency
11 requirement pursuant to section 251(b)(2)(D)(i) of the
12 Balanced Budget and Emergency Deficit Control Act of
13 1985, as amended.

14 NATIONAL PARK SERVICE
15 CONSTRUCTION

16 For an additional amount for “Construction”,
17 \$850,000, for the Midwest floods, to remain available until
18 expended: *Provided*, That the entire amount is designated
19 by Congress as an emergency requirement pursuant to
20 section 251(b)(2)(D)(i) of the Balanced Budget and
21 Emergency Deficit Control Act of 1985, as amended.

22 UNITED STATES GEOLOGICAL SURVEY
23 SURVEYS, INVESTIGATIONS AND RESEARCH

24 For an additional amount for “Surveys, investiga-
25 tions and research”, \$851,000, for the Midwest floods, to

1 remain available until expended: *Provided*, That the entire
2 amount is designated by Congress as an emergency re-
3 quirement pursuant to section 251(b)(2)(D)(i) of the Bal-
4 anced Budget and Emergency Deficit Control Act of 1985,
5 as amended.

6 CHAPTER VIII

7 GENERAL PROVISIONS

8 SEC. 801. No part of any appropriation contained in
9 this Act shall remain available for obligation beyond the
10 current fiscal year unless expressly so provided herein.

11 YOUTH FAIR CHANCE PROGRAM

12 SEC. 802. Section 494(b) of the Job Training Part-
13 nership Act (29 U.S.C. 1782c(b)) is amended—

14 (1) in paragraph (3) to read as follows:

15 “(3) provide that funds received under this part
16 will be used—

17 “(A) for services to youth and young
18 adults ages 14 through 30 at the time of enroll-
19 ment, including case management, life skills
20 management, and crisis intervention services;
21 and

22 “(B) to provide stipends to youth and
23 young adults ages 17 to 30 at the time of en-
24 rollment for participant support in paid work
25 experience and classroom programs (if such

1 programs are combined with other education
2 and training activities);”;

3 (2) by redesignating paragraphs (4) through
4 (9) as paragraphs (5) through (10); and

5 (3) by inserting after paragraph (3) the follow-
6 ing new paragraph:

7 “(4) contain assurances that—

8 “(A) in providing services under paragraph
9 (3), the participating community will maintain
10 a ratio of approximately 1 case worker for every
11 25 participants;

12 “(B) employment provided under such
13 paragraph to any youth or young adult will be
14 approximately 20 hours per week; and

15 “(C) the amount of a stipend provided
16 under such paragraph to any youth or young
17 adult will be approximately \$100 per week and
18 will reflect the cost of living in the participating
19 community;”.

1 This Act may be cited as the “Emergency Supple-
2 mental Appropriations for Relief From the Major, Wide-
3 spread Flooding in the Midwest Act of 1993”.

 Passed the House of Representatives July 27, 1993.

Attest:

Clerk.

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