

Calendar No. 118

105TH CONGRESS
1ST Session

S. 1034

[Report No. 105-53]

A BILL

Making appropriations for the Departments of Veterans Affairs and Housing and Urban Development, and for sundry independent agencies, commissions, corporations, and offices for the fiscal year ending September 30, 1998, and for other purposes.

JULY 17, 1997

Read twice and placed on the calendar

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IN THE SENATE OF THE UNITED STATES

JULY 17, 1997

Mr. BOND, from the Committee on Appropriations, reported the following original bill; which was read twice and placed on the calendar

A BILL

Making appropriations for the Departments of Veterans Affairs and Housing and Urban Development, and for sundry independent agencies, commissions, corporations, and offices for the fiscal year ending September 30, 1998, 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 Departments of Veterans Affairs and Housing and Urban

1 Development, and for sundry independent agencies, com-
2 missions, corporations, and offices for the fiscal year end-
3 ing September 30, 1998, and for other purposes, namely:

4 TITLE I

5 DEPARTMENT OF VETERANS AFFAIRS

6 VETERANS BENEFITS ADMINISTRATION

7 COMPENSATION AND PENSIONS

8 (INCLUDING TRANSFERS OF FUNDS)

9 For the payment of compensation benefits to or on
10 behalf of veterans and a pilot program for disability ex-
11 aminations as authorized by law (38 U.S.C. 107, chapters
12 11, 13, 18, 51, 53, 55, and 61); pension benefits to or
13 on behalf of veterans as authorized by law (38 U.S.C.
14 chapters 15, 51, 53, 55, and 61; 92 Stat. 2508); and bur-
15 ial benefits, emergency and other officers' retirement pay,
16 adjusted-service credits and certificates, payment of pre-
17 miums due on commercial life insurance policies guaran-
18 teed under the provisions of Article IV of the Soldiers'
19 and Sailors' Civil Relief Act of 1940, as amended, and
20 for other benefits as authorized by law (38 U.S.C. 107,
21 1312, 1977, and 2106, chapters 23, 51, 53, 55, and 61;
22 50 U.S.C. App. 540–548; 43 Stat. 122, 123; 45 Stat. 735;
23 76 Stat. 1198); \$19,932,997,000, to remain available
24 until expended: *Provided*, That not to exceed \$26,380,000
25 of the amount appropriated shall be reimbursed to “Gen-
26 eral operating expenses” and “Medical care” for necessary

1 expenses in implementing those provisions authorized in
2 the Omnibus Budget Reconciliation Act of 1990, and in
3 the Veterans' Benefits Act of 1992 (38 U.S.C. chapters
4 51, 53, and 55), the funding source for which is specifi-
5 cally provided as the "Compensation and pensions" appro-
6 priation: *Provided further*, That such sums as may be
7 earned on an actual qualifying patient basis, shall be reim-
8 bursed to "Medical facilities revolving fund" to augment
9 the funding of individual medical facilities for nursing
10 home care provided to pensioners as authorized by the
11 Veterans' Benefits Act of 1992 (38 U.S.C. chapter 55).

12

READJUSTMENT BENEFITS

13 For the payment of readjustment and rehabilitation
14 benefits to or on behalf of veterans as authorized by 38
15 U.S.C. chapters 21, 30, 31, 34, 35, 36, 39, 51, 53, 55,
16 and 61, \$1,366,000,000, to remain available until ex-
17 pended: *Provided*, That funds shall be available to pay any
18 court order, court award or any compromise settlement
19 arising from litigation involving the vocational training
20 program authorized by section 18 of Public Law 98-77,
21 as amended.

22

VETERANS INSURANCE AND INDEMNITIES

23 For military and naval insurance, national service life
24 insurance, servicemen's indemnities, service-disabled vet-
25 erans insurance, and veterans mortgage life insurance as
26 authorized by 38 U.S.C. chapter 19; 70 Stat. 887; 72

1 Stat. 487, \$51,360,000, to remain available until ex-
2 pended.

3 VETERANS HOUSING BENEFIT PROGRAM FUND PROGRAM

4 ACCOUNT

5 (INCLUDING TRANSFER OF FUNDS)

6 For the cost of direct and guaranteed loans, such
7 sums as may be necessary to carry out the program, as
8 authorized by 38 U.S.C. chapter 37, as amended: *Pro-*
9 *vided*, That such costs, including the cost of modifying
10 such loans, shall be as defined in section 502 of the Con-
11 gressional Budget Act of 1974, as amended: *Provided fur-*
12 *ther*, That during fiscal year 1998, within the resources
13 available, not to exceed \$300,000 in gross obligations for
14 direct loans are authorized for specially adapted housing
15 loans.

16 In addition, for administrative expenses to carry out
17 the direct and guaranteed loan programs, \$160,437,000,
18 which may be transferred to and merged with the appro-
19 priation for "General operating expenses".

20 EDUCATION LOAN FUND PROGRAM ACCOUNT

21 (INCLUDING TRANSFER OF FUNDS)

22 For the cost of direct loans, \$1,000, as authorized
23 by 38 U.S.C. 3698, as amended: *Provided*, That such
24 costs, including the cost of modifying such loans, shall be
25 as defined in section 502 of the Congressional Budget Act
26 of 1974, as amended: *Provided further*, That these funds

1 are available to subsidize gross obligations for the prin-
2 cipal amount of direct loans not to exceed \$3,000.

3 In addition, for administrative expenses necessary to
4 carry out the direct loan program, \$200,000, which may
5 be transferred to and merged with the appropriation for
6 “General operating expenses”.

7 VOCATIONAL REHABILITATION LOANS PROGRAM ACCOUNT
8 (INCLUDING TRANSFER OF FUNDS)

9 For the cost of direct loans, \$44,000, as authorized
10 by 38 U.S.C. chapter 31, as amended: *Provided*, That such
11 costs, including the cost of modifying such loans, shall be
12 as defined in section 502 of the Congressional Budget Act
13 of 1974, as amended: *Provided further*, That these funds
14 are available to subsidize gross obligations for the prin-
15 cipal amount of direct loans not to exceed \$2,278,000.

16 In addition, for administrative expenses necessary to
17 carry out the direct loan program, \$388,000, which may
18 be transferred to and merged with the appropriation for
19 “General operating expenses”.

20 NATIVE AMERICAN VETERAN HOUSING LOAN PROGRAM
21 ACCOUNT

22 (INCLUDING TRANSFER OF FUNDS)

23 For administrative expenses to carry out the direct
24 loan program authorized by 38 U.S.C. chapter 37, sub-
25 chapter V, as amended, \$515,000, which may be trans-

1 ferred to and merged with the appropriation for “General
2 operating expenses”.

3 VETERANS HEALTH ADMINISTRATION

4 MEDICAL CARE

5 (INCLUDING TRANSFER OF FUNDS)

6 For necessary expenses for the maintenance and op-
7 eration of hospitals, nursing homes, and domiciliary facili-
8 ties; for furnishing, as authorized by law, inpatient and
9 outpatient care and treatment to beneficiaries of the De-
10 partment of Veterans Affairs, including care and treat-
11 ment in facilities not under the jurisdiction of the Depart-
12 ment; and furnishing recreational facilities, supplies, and
13 equipment; funeral, burial, and other expenses incidental
14 thereto for beneficiaries receiving care in the Department;
15 administrative expenses in support of planning, design,
16 project management, real property acquisition and disposi-
17 tion, construction and renovation of any facility under the
18 jurisdiction or for the use of the Department; oversight,
19 engineering and architectural activities not charged to
20 project cost; repairing, altering, improving or providing fa-
21 cilities in the several hospitals and homes under the juris-
22 diction of the Department, not otherwise provided for, ei-
23 ther by contract or by the hire of temporary employees
24 and purchase of materials; uniforms or allowances there-
25 for, as authorized by 5 U.S.C. 5901–5902; aid to State
26 homes as authorized by 38 U.S.C. 1741; administrative

1 and legal expenses of the Department for collecting and
2 recovering amounts owed the Department as authorized
3 under 38 U.S.C. chapter 17, and the Federal Medical
4 Care Recovery Act, 42 U.S.C. 2651 et seq.; and not to
5 exceed \$8,000,000 to fund cost comparison studies as re-
6 ferred to in 38 U.S.C. 8110(a)(5); \$17,026,846,000, plus
7 reimbursements: *Provided*, That of the funds made avail-
8 able under this heading, \$550,000,000 is for the equip-
9 ment and land and structures object classifications only,
10 which amount shall not become available for obligation
11 until August 1, 1998, and shall remain available until Sep-
12 tember 30, 1999.

13 In addition, contingent on enactment of legislation
14 establishing the Medical Collections Fund, such sums as
15 may be derived pursuant to 38 U.S.C. 1729(g) shall be
16 deposited to such Fund and may be transferred to this
17 account, to remain available until expended for the pur-
18 poses of this account.

19 MEDICAL AND PROSTHETIC RESEARCH

20 For necessary expenses in carrying out programs of
21 medical and prosthetic research and development as au-
22 thorized by 38 U.S.C. chapter 73, to remain available until
23 September 30, 1999, \$267,000,000, plus reimbursements.

1 MEDICAL ADMINISTRATION AND MISCELLANEOUS
2 OPERATING EXPENSES

3 For necessary expenses in the administration of the
4 medical, hospital, nursing home, domiciliary, construction,
5 supply, and research activities, as authorized by law; ad-
6 ministrative expenses in support of planning, design,
7 project management, architectural, engineering, real prop-
8 erty acquisition and disposition, construction and renova-
9 tion of any facility under the jurisdiction or for the use
10 of the Department of Veterans Affairs, including site ac-
11 quisition; engineering and architectural activities not
12 charged to project cost; and research and development in
13 building construction technology; \$60,160,000, plus reim-
14 bursements.

15 GENERAL POST FUND, NATIONAL HOMES
16 (INCLUDING TRANSFER OF FUNDS)

17 For the cost of direct loans, \$7,000, as authorized
18 by Public Law 102-54, section 8, which shall be trans-
19 ferred from the "General post fund": *Provided*, That such
20 costs, including the cost of modifying such loans, shall be
21 as defined in section 502 of the Congressional Budget Act
22 of 1974, as amended: *Provided further*, That these funds
23 are available to subsidize gross obligations for the prin-
24 cipal amount of direct loans not to exceed \$70,000.

1 In addition, for administrative expenses to carry out
2 the direct loan programs, \$54,000, which shall be trans-
3 ferred from the “General post fund”, as authorized by
4 Public Law 102–54, section 8.

5 DEPARTMENTAL ADMINISTRATION

6 GENERAL OPERATING EXPENSES

7 For necessary operating expenses of the Department
8 of Veterans Affairs, not otherwise provided for, including
9 uniforms or allowances therefor; not to exceed \$25,000 for
10 official reception and representation expenses; hire of pas-
11 senger motor vehicles; and reimbursement of the General
12 Services Administration for security guard services, and
13 the Department of Defense for the cost of overseas em-
14 ployee mail; \$786,385,000: *Provided*, That funds under
15 this heading shall be available to administer the Service
16 Members Occupational Conversion and Training Act.

17 NATIONAL CEMETERY SYSTEM

18 For necessary expenses for the maintenance and op-
19 eration of the National Cemetery System, not otherwise
20 provided for, including uniforms or allowances therefor;
21 cemeterial expenses as authorized by law; purchase of
22 three passenger motor vehicles for use in cemeterial oper-
23 ations; and hire of passenger motor vehicles, \$84,183,000.

1 OFFICE OF INSPECTOR GENERAL

2 For necessary expenses of the Office of Inspector
3 General in carrying out the Inspector General Act of 1978,
4 as amended, \$31,013,000.

5 CONSTRUCTION, MAJOR PROJECTS

6 (INCLUDING RESCISSION OF FUNDS)

7 For constructing, altering, extending and improving
8 any of the facilities under the jurisdiction or for the use
9 of the Department of Veterans Affairs, or for any of the
10 purposes set forth in sections 316, 2404, 2406, 8102,
11 8103, 8106, 8108, 8109, 8110, and 8122 of title 38, Unit-
12 ed States Code, including planning, architectural and en-
13 gineering services, maintenance or guarantee period serv-
14 ices costs associated with equipment guarantees provided
15 under the project, services of claims analysts, offsite utility
16 and storm drainage system construction costs, and site ac-
17 quisition, where the estimated cost of a project is
18 \$4,000,000 or more or where funds for a project were
19 made available in a previous major project appropriation,
20 \$92,800,000, to remain available until expended: *Pro-*
21 *vided*, That the \$32,100,000 provided under this heading
22 in Public Law 104–204 for a replacement hospital at
23 Travis Air Force Base, Fairfield, CA, shall not be obli-
24 gated for that purpose but shall be available instead to
25 implement the decisions reached as a result of the capital
26 facility recommendations contained in the final report en-

1 titled “Assessment of Veterans Health Care Needs in
2 Northern California,” (Department of Veterans Affairs
3 Contract No. V101 (93)P-1444): *Provided further*, That
4 except for advance planning of projects funded through
5 the advance planning fund and the design of projects
6 funded through the design fund, none of these funds shall
7 be used for any project which has not been considered and
8 approved by the Congress in the budgetary process: *Pro-*
9 *vided further*, That funds provided in this appropriation
10 for fiscal year 1998, for each approved project shall be
11 obligated (1) by the awarding of a construction documents
12 contract by September 30, 1998, and (2) by the awarding
13 of a construction contract by September 30, 1999: *Pro-*
14 *vided further*, That the Secretary shall promptly report in
15 writing to the Comptroller General and to the Committees
16 on Appropriations any approved major construction
17 project in which obligations are not incurred within the
18 time limitations established above; and the Comptroller
19 General shall review the report in accordance with the pro-
20 cedures established by section 1015 of the Impoundment
21 Control Act of 1974 (title X of Public Law 93-344): *Pro-*
22 *vided further*, That no funds from any other account ex-
23 cept the “Parking revolving fund”, may be obligated for
24 constructing, altering, extending, or improving a project
25 which was approved in the budget process and funded in

1 this account until one year after substantial completion
2 and beneficial occupancy by the Department of Veterans
3 Affairs of the project or any part thereof with respect to
4 that part only.

5 CONSTRUCTION, MINOR PROJECTS

6 For constructing, altering, extending, and improving
7 any of the facilities under the jurisdiction or for the use
8 of the Department of Veterans Affairs, including plan-
9 ning, architectural and engineering services, maintenance
10 or guarantee period services costs associated with equip-
11 ment guarantees provided under the project, services of
12 claims analysts, offsite utility and storm drainage system
13 construction costs, and site acquisition, or for any of the
14 purposes set forth in sections 316, 2404, 2406, 8102,
15 8103, 8106, 8108, 8109, 8110, and 8122 of title 38, Unit-
16 ed States Code, where the estimated cost of a project is
17 less than \$4,000,000; \$166,300,000, to remain available
18 until expended, along with unobligated balances of pre-
19 vious "Construction, minor projects" appropriations which
20 are hereby made available for any project where the esti-
21 mated cost is less than \$4,000,000: *Provided*, That funds
22 in this account shall be available for (1) repairs to any
23 of the nonmedical facilities under the jurisdiction or for
24 the use of the Department which are necessary because
25 of loss or damage caused by any natural disaster or catas-

1 trophe, and (2) temporary measures necessary to prevent
2 or to minimize further loss by such causes.

3 PARKING REVOLVING FUND

4 For the parking revolving fund as authorized by 38
5 U.S.C. 8109, income from fees collected, to remain avail-
6 able until expended, which shall be available for all author-
7 ized expenses except operations and maintenance costs,
8 which will be funded from “Medical care”.

9 GRANTS FOR CONSTRUCTION OF STATE EXTENDED CARE

10 FACILITIES

11 For grants to assist States to acquire or construct
12 State nursing home and domiciliary facilities and to re-
13 model, modify or alter existing hospital, nursing home and
14 domiciliary facilities in State homes, for furnishing care
15 to veterans as authorized by 38 U.S.C. 8131–8137,
16 \$80,000,000, to remain available until expended.

17 GRANTS FOR THE CONSTRUCTION OF STATE VETERAN

18 CEMETERIES

19 For grants to aid States in establishing, expanding,
20 or improving State veteran cemeteries as authorized by 38
21 U.S.C. 2408, \$10,000,000, to remain available until ex-
22 pended.

23 ADMINISTRATIVE PROVISIONS

24 (INCLUDING TRANSFER OF FUNDS)

25 SEC. 101. Any appropriation for fiscal year 1998 for
26 “Compensation and pensions”, “Readjustment benefits”,

1 and “Veterans insurance and indemnities” may be trans-
2 ferred to any other of the mentioned appropriations.

3 SEC. 102. Appropriations available to the Depart-
4 ment of Veterans Affairs for fiscal year 1998 for salaries
5 and expenses shall be available for services authorized by
6 5 U.S.C. 3109.

7 SEC. 103. No appropriations in this Act for the De-
8 partment of Veterans Affairs (except the appropriations
9 for “Construction, major projects”, “Construction, minor
10 projects”, and the “Parking revolving fund”) shall be
11 available for the purchase of any site for or toward the
12 construction of any new hospital or home.

13 SEC. 104. No appropriations in this Act for the De-
14 partment of Veterans Affairs shall be available for hos-
15 pitalization or examination of any persons (except bene-
16 ficiaries entitled under the laws bestowing such benefits
17 to veterans, and persons receiving such treatment under
18 5 U.S.C. 7901–7904 or 42 U.S.C. 5141–5204), unless re-
19 imbursement of cost is made to the “Medical care” ac-
20 count at such rates as may be fixed by the Secretary of
21 Veterans Affairs.

22 SEC. 105. Appropriations available to the Depart-
23 ment of Veterans Affairs for fiscal year 1998 for “Com-
24 pensation and pensions”, “Readjustment benefits”, and
25 “Veterans insurance and indemnities” shall be available

1 for payment of prior year accrued obligations required to
2 be recorded by law against the corresponding prior year
3 accounts within the last quarter of fiscal year 1997.

4 SEC. 106. Appropriations accounts available to the
5 Department of Veterans Affairs for fiscal year 1998 shall
6 be available to pay prior year obligations of corresponding
7 prior year appropriations accounts resulting from title X
8 of the Competitive Equality Banking Act, Public Law
9 100–86, except that if such obligations are from trust
10 fund accounts they shall be payable from “Compensation
11 and pensions”.

12 SEC. 107. Notwithstanding any other provision of
13 law, during fiscal year 1998, the Secretary of Veterans
14 Affairs shall, from the National Service Life Insurance
15 Fund (38 U.S.C. 1920), the Veterans’ Special Life Insur-
16 ance Fund (38 U.S.C. 1923), and the United States Gov-
17 ernment Life Insurance Fund (38 U.S.C. 1955), reim-
18 burse the “General operating expenses” account for the
19 cost of administration of the insurance programs financed
20 through those accounts: *Provided*, That reimbursement
21 shall be made only from the surplus earnings accumulated
22 in an insurance program in fiscal year 1998, that are
23 available for dividends in that program after claims have
24 been paid and actuarially determined reserves have been
25 set aside: *Provided further*, That if the cost of administra-

1 tion of an insurance program exceeds the amount of sur-
 2 plus earnings accumulated in that program, reimburse-
 3 ment shall be made only to the extent of such surplus
 4 earnings: *Provided further*, That the Secretary shall deter-
 5 mine the cost of administration for fiscal year 1998, which
 6 is properly allocable to the provision of each insurance pro-
 7 gram and to the provision of any total disability income
 8 insurance included in such insurance program.

9 TITLE II

10 DEPARTMENT OF HOUSING AND URBAN

11 DEVELOPMENT

12 PUBLIC AND INDIAN HOUSING

13 HOUSING CERTIFICATE FUND

14 For activities and assistance to prevent the involun-
 15 tary displacement of low-income families, the elderly and
 16 the disabled because of the loss of affordable housing
 17 stock, expiration of subsidy contracts (other than con-
 18 tracts for which amounts are provided under another
 19 head) or expiration of use restrictions, or other changes
 20 in housing assistance arrangements, and for other pur-
 21 poses, \$10,693,000,000, to remain available until ex-
 22 pended: *Provided*, That of the total amount provided
 23 under this heading, \$9,200,000,000 shall be for assistance
 24 under the United States Housing Act of 1937 (42 U.S.C.
 25 1437) for use in connection with expiring or terminating

1 section 8 subsidy contracts including, where appropriate,
2 congregate care services associated with the expiring or
3 terminating contracts: *Provided further*, That the Sec-
4 retary may determine not to apply section 8(o)(6)(B) of
5 the Act to housing vouchers during fiscal year 1998: *Pro-*
6 *vided further*, That of the total amount provided under
7 this heading, \$1,150,000,000 shall be for amendments to
8 section 8 contracts other than contracts for projects devel-
9 oped under section 202 of the Housing Act of 1959, as
10 amended: *Provided further*, That of the total amount pro-
11 vided under this heading, \$343,000,000 shall be for sec-
12 tion 8 rental assistance under the United States Housing
13 Act including assistance to relocate residents of properties
14 (i) that are owned by the Secretary and being disposed
15 of or (ii) that are discontinuing section 8 project-based
16 assistance; for the conversion of section 23 projects to as-
17 sistance under section 8; for funds to carry out the family
18 unification program; and for the relocation of witnesses
19 in connection with efforts to combat crime in public and
20 assisted housing pursuant to a request from a law enforce-
21 ment or prosecution agency: *Provided further*, That of the
22 total amount made available in the preceding proviso,
23 \$40,000,000 shall be made available to nonelderly disabled
24 families affected by the designation of a public housing
25 development under section 7 of such Act or the establish-

1 ment of preferences in accordance with section 651 of the
2 Housing and Community Development Act of 1992 (42
3 U.S.C. 13611).

4 PUBLIC HOUSING CAPITAL FUND
5 (INCLUDING TRANSFERS OF FUNDS)

6 For the Public Housing Capital Fund Program under
7 the United States Housing Act of 1937, as amended (42
8 U.S.C. 1437), \$2,500,000,000, to remain available until
9 expended for modernization of existing public housing
10 projects as authorized under section 14 of such Act: *Pro-*
11 *vided*, That of the total amount, \$30,000,000 shall be for
12 carrying out activities under section 6(j) of such Act and
13 technical assistance for the inspection of public housing
14 units, contract expertise, and training and technical assist-
15 ance directly or indirectly, under grants, contracts, or co-
16 operative agreements, to assist in the oversight and man-
17 agement of public housing (whether or not the housing
18 is being modernized with assistance under this proviso)
19 or tenant-based assistance, including, but not limited to,
20 an annual resident survey, data collection and analysis,
21 training and technical assistance by or to officials and em-
22 ployees of the Department and of public housing agencies
23 and to residents in connection with the public housing pro-
24 gram and for lease adjustments to section 23 projects:
25 *Provided further*, That of the amount available under this
26 heading, the Secretary of Housing and Urban Develop-

1 ment may use up to \$60,000,000 for a public and assisted
2 housing self-sufficiency program of which up to
3 \$5,000,000 may be used for the Moving to Work Dem-
4 onstration and up to \$5,000,000 may be used for the Ten-
5 ant Opportunity Program: *Provided further*, That, for the
6 self-sufficiency activities, the Secretary may make grants
7 to public housing agencies (including Indian housing au-
8 thorities), nonprofit corporations, and other appropriate
9 entities for a supportive services program to assist resi-
10 dents of public and assisted housing, former residents of
11 such housing receiving tenant-based assistance under sec-
12 tion 8 of such Act (42 U.S.C. 1437f), and other low-in-
13 come families and individuals to become self-sufficient:
14 *Provided*, That the program shall provide supportive serv-
15 ices, principally for the benefit of public housing residents,
16 to the elderly and the disabled, and to families with chil-
17 dren where the head of household would benefit from the
18 receipt of supportive services and is working, seeking
19 work, or is preparing for work by participating in job
20 training or educational programs: *Provided further*, That
21 the supportive services may include congregate services for
22 the elderly and disabled, service coordinators, and coordi-
23 nated educational, training, and other supportive services,
24 including academic skills training, job search assistance,
25 assistance related to retaining employment, vocational and

1 entrepreneurship development and support programs,
2 transportation, and child care: *Provided further*, That the
3 Secretary shall require applications to demonstrate firm
4 commitments of funding or services from other sources:
5 *Provided further*, That the Secretary shall select public
6 and Indian housing agencies to receive assistance under
7 this head on a competitive basis, taking into account the
8 quality of the proposed program, including any innovative
9 approaches, the extent of the proposed coordination of
10 supportive services, the extent of commitments of funding
11 or services from other sources, the extent to which the pro-
12 posed program includes reasonably achievable, quantifi-
13 able goals for measuring performance under the program
14 over a three-year period, the extent of success an agency
15 has had in carrying out other comparable initiatives, and
16 other appropriate criteria established by the Secretary:
17 *Provided further*, That all balances, as of September 30,
18 1997, of funds heretofore provided (other than for Indian
19 families) for the development or acquisition costs of public
20 housing, for modernization of existing public housing
21 projects, for public housing amendments, for public hous-
22 ing modernization and development technical assistance,
23 for lease adjustments under the section 23 program, and
24 for the Family Investment Centers program, shall be

1 transferred to and merged with amounts made available
 2 under this heading.

3 PUBLIC HOUSING OPERATING FUND

4 (INCLUDING TRANSFER OF FUNDS)

5 For payments to public housing agencies for operat-
 6 ing subsidies for low-income housing projects as author-
 7 ized by section 9 of the United States Housing Act of
 8 1937, including the costs associated with congregate care
 9 and supportive services, as amended (42 U.S.C. 1437g),
 10 \$2,900,000,000, to remain available until expended: *Pro-*
 11 *vided*, That all balances outstanding, as of September 30,
 12 1997, of funds heretofore provided (other than for Indian
 13 families) for payments to public housing agencies for oper-
 14 ating subsidies for low-income housing projects, shall be
 15 transferred to and merged with amounts made available
 16 under this heading.

17 DRUG ELIMINATION GRANTS FOR LOW-INCOME HOUSING

18 (INCLUDING TRANSFER OF FUNDS)

19 For grants to public and Indian housing agencies for
 20 use in eliminating crime in public housing projects author-
 21 ized by 42 U.S.C. 11901–11908, for grants for federally
 22 assisted low-income housing authorized by 42 U.S.C.
 23 11909, and for drug information clearinghouse services
 24 authorized by 42 U.S.C. 11921–11925, \$290,000,000, to
 25 remain available until expended, of which \$10,000,000
 26 shall be for grants, technical assistance, contracts and

1 other assistance training, program assessment, and execu-
 2 tion for or on behalf of public housing agencies, resident
 3 organizations, and Indian Tribes and their Tribally des-
 4 ignated housing entities (including the cost of necessary
 5 travel for participants in such training); \$10,000,000 shall
 6 be used in connection with efforts to combat violent crime
 7 in public and assisted housing under the Operation Safe
 8 Home Program administered by the Inspector General of
 9 the Department of Housing and Urban Development; and
 10 \$5,000,000 shall be provided to the Office of Inspector
 11 General for Operation Safe Home: *Provided*, That the
 12 term “drug-related crime”, as defined in 42 U.S.C.
 13 11905(2), shall also include other types of crime as deter-
 14 mined by the Secretary: *Provided further*, That notwith-
 15 standing section 5130(c) of the Anti-Drug Abuse Act of
 16 1988 (42 U.S.C. 11909(c)), the Secretary may determine
 17 not to use any such funds to provide public housing youth
 18 sports grants.

19 REVITALIZATION OF SEVERELY DISTRESSED PUBLIC
 20 HOUSING (HOPE VI)

21 For grants to public housing agencies for assisting
 22 in the demolition of obsolete public housing projects or
 23 portions thereof, the revitalization (where appropriate) of
 24 sites (including remaining public housing units) on which
 25 such projects are located, replacement housing which will
 26 avoid or lessen concentrations of very low-income families,

1 and tenant-based assistance in accordance with section 8
2 of the United States Housing Act of 1937; and for provid-
3 ing replacement housing and assisting tenants to be dis-
4 placed by the demolition, \$550,000,000, to remain avail-
5 able until expended, of which the Secretary may use up
6 to \$10,000,000 for technical assistance, to be provided di-
7 rectly or indirectly by grants, contracts or cooperative
8 agreements, including training and cost of necessary travel
9 for participants in such training, by or to officials and em-
10 ployees of the Department and of public housing agencies
11 and to residents: *Provided*, That of the amount made
12 available under this head, \$50,000,000 shall be made
13 available, including up to \$10,000,000 for Heritage House
14 in Kansas City, Missouri, for the demolition of obsolete
15 elderly public housing projects and the replacement, where
16 appropriate, and revitalization of the elderly public hous-
17 ing as new communities for the elderly designed to meet
18 the special needs and physical requirements of the elderly:
19 *Provided further*, That no funds appropriated in this title
20 shall be used for any purpose that is not provided for here-
21 in, in the Housing Act of 1937, in the Appropriations Acts
22 for Veterans Affairs, Housing and Urban Development,
23 and Independent Agencies, for the fiscal years 1993,
24 1994, and 1995, and the Omnibus Consolidated Rescis-
25 sions and Appropriations Act of 1996: *Provided further*,

1 That none of such funds shall be used directly or indirectly
2 by granting competitive advantage in awards to settle liti-
3 gation or pay judgments, unless expressly permitted here-
4 in.

5 NATIVE AMERICAN HOUSING BLOCK GRANTS

6 (INCLUDING TRANSFERS OF FUNDS)

7 For the Native American Housing Block Grants pro-
8 gram, as authorized under title I of the Native American
9 Housing Assistance and Self-Determination Act of 1996
10 (Public Law 104–330), \$485,000,000, to remain available
11 until expended, of which \$5,000,000 shall be used to sup-
12 port the inspection of Indian housing units, contract ex-
13 pertise, training, and technical assistance in the oversight
14 and management of Indian housing and tenant-based as-
15 sistance, including up to \$200,000 for related travel: *Pro-*
16 *vided*, That of the amount available under this head,
17 \$5,000,000 shall be made available for the credit subsidy
18 cost of guaranteed loans, including the cost of modifying
19 such loans, as authorized under section 601 of the Native
20 American Housing Assistance and Self-Determination
21 Act: *Provided further*, That these funds are available for
22 the Secretary, in conjunction with Native American
23 groups, Indian tribes and their tribally designated housing
24 entities, for a demonstration on ways to enhance economic
25 growth, access to private capital, and encourage the in-
26 vestment and participation of traditional financial institu-

1 tions in tribal and other Native American areas: *Provided*,
 2 *further*: That all balances outstanding as of September 30,
 3 1997, previously appropriated under the headings “An-
 4 nual Contributions for Assisted Housing”, “Development
 5 of Additional New Subsidized Housing”, “Preserving Ex-
 6 isting Housing Development”, “HOME Investment Part-
 7 nerships Program”, “Emergency Shelter Grants Pro-
 8 gram”, and “Homeless Assistance Funds”, identified for
 9 Indian Housing Authorities and other agencies primarily
 10 serving Indians or Indian areas, shall be transferred to
 11 and merged with amounts made under this heading.

12 INDIAN HOUSING LOAN GUARANTEE FUND PROGRAM

13 ACCOUNT

14 For the cost of guaranteed loans, as authorized by
 15 section 184 of the Housing and Community Development
 16 Act of 1992 (106 Stat. 3739) \$6,000,000, to remain avail-
 17 able until expended: *Provided*, That such costs, including
 18 the costs of modifying such loans, shall be as defined in
 19 section 502 of the Congressional Budget Act of 1974, as
 20 amended: *Provided further*, That these funds are available
 21 to subsidize total loan principal, any part of which is to
 22 be guaranteed, not to exceed \$73,800,000.

1 *ther*, That an owner of eligible low-income housing may
2 prepay the mortgage or request voluntary termination of
3 a mortgage insurance contract, so long as said owner
4 agrees not to raise rents for sixty days after such prepay-
5 ment: *Provided further*, that all appraisals of each property
6 in the queue shall be revised to reflect the existing value
7 of the property: *Provided further*, That, to be eligible, each
8 development shall have been determined to have preserva-
9 tion equity at least equal to the lesser of \$5,000 per unit
10 or \$500,000 per project or the equivalent of four times
11 the most recently published monthly fair market rent for
12 the areas in which the project is located while considering
13 the appropriate unit size for all of the units in the eligible
14 project: *Provided further*, That the Secretary may modify
15 the regulatory agreement to permit owners and priority
16 purchasers to retain rental income in excess of the basic
17 rental charge projects assisted under section 236 of the
18 National Housing Act, for the purpose of preserving the
19 low- and moderate-income character of the housing: *Pro-*
20 *vided further*, That, notwithstanding any other provision
21 of law, subject to the availability of appropriated funds,
22 each low-income family who is elderly or disabled or is re-
23 siding in a low-vacancy area, residing in the housing on
24 the date of payment or voluntary termination, and whose
25 rent, as a result of a rent increase occurring no later than

1 one year after the date the prepayment, exceeds 30 per-
2 cent of adjusted income, shall be offered tenant-based as-
3 sistance in accordance with section 8 or any successor pro-
4 gram, under which the family shall pay no less for rent
5 than it paid on such date: *Provided further*, That any fam-
6 ily receiving tenant-based assistance under the preceding
7 proviso may elect (1) to remain in the unit of the housing
8 and the rent exceeds the fair market rent or payment
9 standard, if applicable, the rent shall be deemed to be the
10 applicable standard, so long as the administering public
11 housing agency finds that the rent is reasonable in com-
12 parison with rents charged for comparable unassisted
13 housing units in the market or (2) to move the housing
14 and the rent will be subject to the fair market of the pay-
15 ment standard, as applicable, under existing program
16 rules and procedures: *Provided further*, That the tenant-
17 based assistance made available under the preceding two
18 provisos are in lieu of benefits provided under subsections
19 223 (b), (c), and (d) of the Low-Income Housing Preser-
20 vation and Resident Homeownership Act of 1990: *Pro-*
21 *vided further*, That any sales shall be funded using the
22 capital grant available under subsections 223(d)(3)(A) of
23 LIHPRHA: *Provided further*, That any extensions shall be
24 funded using a non-interest-bearing capital (direct) loan
25 by the Secretary not in excess of the amount of the cost

1 of rehabilitation approved in the plan of action plus 65
 2 percent of the property's preservation equity and under
 3 such other terms and conditions as the Secretary may pre-
 4 scribe: *Provided further*, That any capital grant or capital
 5 loan, including rehabilitation costs, shall be limited to four
 6 times the fair market rent for fiscal year 1998 for the
 7 area in which the project is located, using the appropriate
 8 apartment sizes: *Provided further*, That section 241(f) of
 9 the National Housing Act is repealed and insurance under
 10 such section shall not be offered as an incentive under
 11 LIHPHRA and ELIPHA: *Provided further*, That notwith-
 12 standing any other provision of law, the Secretary shall,
 13 at the request of an owner or a priority purchaser, approve
 14 a one-time rent increase of up to 10 percent: *Provided fur-*
 15 *ther*, That notwithstanding any other provision of law, pri-
 16 ority purchasers may utilize assistance under the Commu-
 17 nity Development Block Grant program, the HOME In-
 18 vestment Partnerships Act or the Low Income Housing
 19 Tax Credit: *Provided further*, That projects with approved
 20 plans of action may submit revised plans of action which
 21 conform to these requirements by March 15, 1998, and
 22 retain the new priority for funding under these provisos.

23 COMMUNITY DEVELOPMENT BLOCK GRANTS

24 (INCLUDING TRANSFERS OF FUNDS)

25 For grants to States and units of general local gov-
 26 ernment and for related expenses, not otherwise provided

1 for, to carry out a community development grants pro-
2 gram as authorized by title I of the Housing and Commu-
3 nity Development Act of 1974, as amended (the “Act”
4 herein) (42 U.S.C. 5301), \$4,600,000,000, to remain
5 available until September 30, 2000: *Provided*, That
6 \$67,000,000 shall be for grants to Indian tribes notwith-
7 standing section 106(a)(1) of the Act; \$2,100,000 shall
8 be available as a grant to the Housing Assistance Council;
9 \$1,500,000 shall be available as a grant to the National
10 American Indian Housing Council; \$30,000,000 shall be
11 for grants pursuant to section 107 of such Act;
12 \$12,000,000 shall be for the Community Outreach Part-
13 nership program; \$30,000,000 shall be made available for
14 “Capacity Building for Community Development and Af-
15 fordable Housing,” as authorized by section 4 of the HUD
16 Demonstration Act of 1993 (Public Law 103–120) with
17 not less than \$10,000,000 of the funding to be used in
18 rural areas, including tribal areas: *Provided further*, That
19 not to exceed 20 percent of any grant made with funds
20 appropriated herein (other than a grant made available
21 under the preceding proviso to the Housing Assistance
22 Council or the National American Indian Housing Coun-
23 cil, or a grant using funds under section 107(b)(3) of the
24 Housing and Community Development Act of 1974, as
25 amended) shall be expended for “Planning and Manage-

1 ment Development” and “Administration” as defined in
2 regulations promulgated by the Department.

3 Of the amount made available under this heading,
4 notwithstanding any other provision of law, \$35,000,000
5 shall be available for youthbuild program activities author-
6 ized by subtitle D of title IV of the Cranston-Gonzalez
7 National Affordable Housing Act, as amended, and such
8 activities shall be an eligible activity with respect to any
9 funds made available under this heading. Local youthbuild
10 programs that demonstrate an ability to leverage private
11 and nonprofit funding shall be given a priority for
12 youthbuild funding.

13 Of the amount made available under this heading,
14 notwithstanding any other provision of law, \$60,000,000
15 shall be available for the lead-based paint hazard reduc-
16 tion program as authorized under sections 1011 and 1053
17 of the Residential Lead-Based Hazard Reduction Act of
18 1992.

19 Of the amounts made available under this heading,
20 \$30,000,000 shall be available for the New Approach
21 Anti-Drug program for competitive grants to entities man-
22 aging or operating public housing developments, federally
23 assisted multifamily housing developments, or other multi-
24 family housing development for low-income families sup-
25 ported by non-Federal Governmental entities or similar

1 housing developments supported by nonprofit private
2 sources; to reimburse local law enforcement entities for ad-
3 ditional police presence in and around such housing devel-
4 opments; to provide or augment such security services by
5 other entities or employees of the recipient agency; to as-
6 sist in the investigation and/or prosecution of drug related
7 criminal activity in and around such developments; and
8 to provide assistance for the development of capital im-
9 provements at such developments directly relating to the
10 security of such developments: *Provided*, That such grants
11 be made on a competitive basis as specified in section 102
12 of the HUD Reform Act.

13 Of the amounts made available under this heading
14 \$42,000,000 shall be available for the Secretary, in con-
15 sultation with the Secretary of Agriculture, to make
16 grants, not to exceed \$7,000,000 each, for rural and tribal
17 areas, including at least one Native American area in
18 Alaska, to test out comprehensive approaches to develop-
19 ing a job base through economic development, developing
20 affordable low- and moderate-income rental and home-
21 ownership housing, and the investment of both private and
22 nonprofit capital.

23 Of the amounts made available under this heading,
24 \$40,000,000 for the Economic Development Initiative
25 (EDI) to finance a variety of efforts, including those iden-

1 tified in the Senate committee report, that promote eco-
2 nomic revitalization that links people to jobs and support-
3 ive services. Failure to fund any project identified for EDI
4 funds in the Senate committee report shall result in all
5 funding under this paragraph to be allocated as funding
6 under the Community Development Block Grant Program
7 as authorized under title I of the Housing and Community
8 Development Act of 1974, as amended.

9 For the cost of guaranteed loans, \$29,000,000, as au-
10 thorized by section 108 of the Housing and Community
11 Development Act of 1974: *Provided*, That such costs, in-
12 cluding the cost of modifying such loans, shall be as de-
13 fined in section 502 of the Congressional Budget Act of
14 1974, as amended: *Provided further*, That these funds are
15 available to subsidize total loan principal, any part of
16 which is to be guaranteed, not to exceed \$1,261,000,000,
17 notwithstanding any aggregate limitation on outstanding
18 obligations guaranteed in section 108(k) of the Housing
19 and Community Development Act. In addition, for admin-
20 istrative expenses to carry out the guaranteed loan pro-
21 gram, \$1,000,000, which shall be transferred to and
22 merged with the appropriation for departmental salaries
23 and expenses.

24 HOME INVESTMENT PARTNERSHIPS PROGRAM

25 For the HOME investment partnerships program, as
26 authorized under title II of the Cranston-Gonzalez Na-

1 tional Affordable Housing Act (Public Law 101–625), as
2 amended, \$1,400,000,000, to remain available until ex-
3 pended: *Provided*, That up to \$7,000,000 shall be available
4 for the development and operation of integrated commu-
5 nity development management information systems: *Pro-*
6 *vided further*, That \$20,000,000 shall be available for
7 Housing Counseling under section 106 of the Housing and
8 Urban Development Act of 1968.

9 SUPPORTIVE HOUSING PROGRAM

10 (RESCISSION)

11 Of the funds made available under this heading in
12 Public Law 102–389 and prior laws for the Supportive
13 Housing Demonstration Program, as authorized by the
14 Stewart B. McKinney Homeless Assistance Act,
15 \$6,000,000 of funds recaptured during fiscal year 1998
16 shall be rescinded.

17 SHELTER PLUS CARE

18 (RESCISSION)

19 Of the funds made available under this heading in
20 Public Law 102–389 and prior laws for the Shelter Plus
21 Care program, as authorized by the Stewart B. McKinney
22 Homeless Assistance Act, \$4,000,000 of funds recaptured
23 during fiscal year 1998 shall be rescinded.

24 HOMELESS ASSISTANCE GRANTS

25 For the emergency shelter grants program (as au-
26 thorized under subtitle B of title IV of the Stewart B.

1 McKinney Homeless Assistance Act, as amended); the
 2 supportive housing program (as authorized under subtitle
 3 C of title IV of such Act); the section 8 moderate rehabili-
 4 tation single room occupancy program (as authorized
 5 under the United States Housing Act of 1937, as amend-
 6 ed) to assist homeless individuals pursuant to section 441
 7 of the Stewart B. McKinney Homeless Assistance Act; and
 8 the shelter plus care program (as authorized under sub-
 9 title F of title IV of such Act), \$823,000,000, to remain
 10 available until expended.

11 HOUSING PROGRAMS

12 HOUSING FOR SPECIAL POPULATIONS

13 (INCLUDING TRANSFER OF FUNDS)

14 For assistance for the purchase, construction, acqui-
 15 sition, or development of additional public and subsidized
 16 housing units for low income families under the United
 17 States Housing Act of 1937, as amended (42 U.S.C.
 18 1437), not otherwise provided for, \$839,000,000, to re-
 19 main available until expended: *Provided*, That of the total
 20 amount provided under this heading, \$645,000,000 shall
 21 be for capital advances, including amendments to capital
 22 advance contracts, for housing for the elderly, as author-
 23 ized by section 202 of the Housing Act of 1959, as amend-
 24 ed, and for project rental assistance, and amendments to
 25 contracts for project rental assistance, for the elderly
 26 under section 202(c)(2) of the Housing Act of 1959, and

1 for supportive services associated with the housing; and
2 \$194,000,000 shall be for capital advances, including
3 amendments to capital advance contracts, for supportive
4 housing for persons with disabilities, as authorized by sec-
5 tion 811 of the Cranston-Gonzalez National Affordable
6 Housing Act, for project rental assistance, for amend-
7 ments to contracts for project rental assistance, and sup-
8 portive services associated with the housing for persons
9 with disabilities as authorized by section 811 of such Act:
10 *Provided further*, That the Secretary may designate up to
11 25 percent of the amounts earmarked under this para-
12 graph for section 811 of such Act for tenant-based assist-
13 ance, as authorized under that section, including such au-
14 thority as may be waived under the next proviso, which
15 assistance is five years in duration: *Provided further*, That
16 the Secretary may waive any provision of section 202 of
17 the Housing Act of 1959 and section 811 of the National
18 Affordable Housing Act (including the provisions govern-
19 ing the terms and conditions of project rental assistance
20 and tenant-based assistance) that the Secretary deter-
21 mines is not necessary to achieve the objectives of these
22 programs, or that otherwise impedes the ability to develop,
23 operate or administer projects assisted under these pro-
24 grams, and may make provision for alternative conditions
25 or terms where appropriate: *Provided further*, That all ob-

1 ligated and unobligated balances remaining in either the
2 “Annual Contributions for Assisted Housing” account or
3 the “Development of Additional New Subsidized Housing”
4 account for capital advances, including amendments to
5 capital advances, for housing for the elderly, as authorized
6 by section 202 of the Housing Act of 1959, as amended,
7 and for project rental assistance, and amendments to con-
8 tracts for project rental assistance, for supportive housing
9 for the elderly, under section 202(c)(2) of such Act, shall
10 be transferred to and merged with the amounts for those
11 purposes under this heading; and, all obligated and unobli-
12 gated balances remaining in either the “Annual Contribu-
13 tions for Assisted Housing” account or the “Development
14 of Additional New Subsidized Housing” account for cap-
15 ital advances, including amendments to capital advances,
16 for supportive housing for persons with disabilities, as au-
17 thorized by section 811 of the Cranston-Gonzales National
18 Affordable Housing Act, and for project rental assistance,
19 and amendments to contracts for project rental assistance,
20 for supportive housing for persons with disabilities, as au-
21 thorized under section 811 of such Act, shall be trans-
22 ferred to and merged with the amounts for those purposes
23 under this heading.

1 OTHER ASSISTED HOUSING PROGRAMS
2 RENTAL HOUSING ASSISTANCE
3 (RESCISSION)

4 The limitation otherwise applicable to the maximum
5 payments that may be required in any fiscal year by all
6 contracts entered into under section 236 of the National
7 Housing Act (12 U.S.C. 1715z-1) is reduced in fiscal year
8 1998 by not more than \$7,350,000 in uncommitted bal-
9 ances of authorizations provided for this purpose in appro-
10 priation Acts: *Provided*, That up to \$125,000,000 of re-
11 captured budget authority shall be canceled.

12 FLEXIBLE SUBSIDY FUND
13 (TRANSFER OF FUNDS)

14 From the Rental Housing Assistance Fund, all un-
15 committed balances of excess rental charges as of Septem-
16 ber 30, 1997, and any collections made during fiscal year
17 1998, shall be transferred to the Flexible Subsidy Fund,
18 as authorized by section 236(g) of the National Housing
19 Act, as amended.

20 FEDERAL HOUSING ADMINISTRATION
21 FHA—MUTUAL MORTGAGE INSURANCE PROGRAM
22 ACCOUNT
23 (INCLUDING TRANSFERS OF FUNDS)

24 During fiscal year 1998, commitments to guarantee
25 loans to carry out the purposes of section 203(b) of the

1 National Housing Act, as amended, shall not exceed a loan
 2 principal of \$110,000,000,000.

3 During fiscal year 1998, obligations to make direct
 4 loans to carry out the purposes of section 204(g) of the
 5 National Housing Act, as amended, shall not exceed
 6 \$200,000,000: *Provided*, That the foregoing amount shall
 7 be for loans to nonprofit and governmental entities in con-
 8 nection with sales of single family real properties owned
 9 by the Secretary and formerly insured under the Mutual
 10 Mortgage Insurance Fund.

11 For administrative expenses necessary to carry out
 12 the guaranteed and direct loan program, \$333,421,000,
 13 to be derived from the FHA-mutual mortgage insurance
 14 guaranteed loans receipt account, of which not to exceed
 15 \$326,309,000 shall be transferred to the appropriation for
 16 departmental salaries and expenses; and of which not to
 17 exceed \$12,112,000 shall be transferred to the appropria-
 18 tion for the Office of Inspector General.

19 FHA—GENERAL AND SPECIAL RISK PROGRAM ACCOUNT
 20 (INCLUDING TRANSFERS OF FUNDS)

21 For the cost of guaranteed loans, as authorized by
 22 sections 238 and 519 of the National Housing Act (12
 23 U.S.C. 1715z-3 and 1735c), including the cost of loan
 24 guarantee modifications (as that term is defined in section
 25 502 of the Congressional Budget Act of 1974, as amend-
 26 ed), \$81,000,000, to remain available until expended: *Pro-*

1 *vided*, That these funds are available to subsidize total
2 loan principal, any part of which is to be guaranteed, of
3 up to \$17,400,000,000: *Provided further*, That any
4 amounts made available in any prior appropriations Act
5 for the cost (as such term is defined in section 502 of
6 the Congressional Budget Act of 1974) of guaranteed
7 loans that are obligations of the funds established under
8 section 238 or 519 of the National Housing Act that have
9 not been obligated or that are deobligated shall be avail-
10 able to the Secretary of Housing and Urban Development
11 in connection with the making of such guarantees and
12 shall remain available until expended, notwithstanding the
13 expiration of any period of availability otherwise applicable
14 to such amounts.

15 Gross obligations for the principal amount of direct
16 loans, as authorized by sections 204(g), 207(l), 238(a),
17 and 519(a) of the National Housing Act, shall not exceed
18 \$120,000,000; of which not to exceed \$100,000,000 shall
19 be for bridge financing in connection with the sale of mul-
20 tifamily real properties owned by the Secretary and for-
21 merly insured under such Act; and of which not to exceed
22 \$20,000,000 shall be for loans to nonprofit and govern-
23 mental entities in connection with the sale of single-family
24 real properties owned by the Secretary and formerly in-
25 sured under such Act.

1 In addition, for administrative expenses necessary to
 2 carry out the guaranteed and direct loan programs,
 3 \$222,305,000, of which \$218,134,000, including
 4 \$25,000,000 for the enforcement of housing standards on
 5 FHA-insured multifamily projects, shall be transferred to
 6 the appropriation for departmental salaries and expenses;
 7 and of which \$4,171,000 shall be transferred to the appro-
 8 priation for the Office of Inspector General.

9 GOVERNMENT NATIONAL MORTGAGE ASSOCIATION
 10 GUARANTEES OF MORTGAGE-BACKED SECURITIES LOAN
 11 GUARANTEE PROGRAM ACCOUNT
 12 (INCLUDING TRANSFER OF FUNDS)

13 During fiscal year 1998, new commitments to issue
 14 guarantees to carry out the purposes of section 306 of the
 15 National Housing Act, as amended (12 U.S.C. 1721(g)),
 16 shall not exceed \$130,000,000,000.

17 For administrative expenses necessary to carry out
 18 the guaranteed mortgage-backed securities program,
 19 \$9,383,000, to be derived from the Ginnie Mae-guarantees
 20 of mortgage-backed securities guaranteed loan receipt ac-
 21 count, of which not to exceed \$9,383,000 shall be trans-
 22 ferred to the appropriation for salaries and expenses.

23 POLICY DEVELOPMENT AND RESEARCH
 24 RESEARCH AND TECHNOLOGY

25 For contracts, grants, and necessary expenses of pro-
 26 grams of research and studies relating to housing and

1 urban problems, not otherwise provided for, as authorized
2 by title V of the Housing and Urban Development Act
3 of 1970, as amended (12 U.S.C. 1701z-1 et seq.), includ-
4 ing carrying out the functions of the Secretary under sec-
5 tion 1(a)(1)(i) of Reorganization Plan No. 2 of 1968,
6 \$34,000,000, to remain available until September 30,
7 1999.

8 FAIR HOUSING AND EQUAL OPPORTUNITY

9 FAIR HOUSING ACTIVITIES

10 For contracts, grants, and other assistance, not oth-
11 erwise provided for, as authorized by title VIII of the Civil
12 Rights Act of 1968, as amended by the Fair Housing
13 Amendments Act of 1988, and section 561 of the Housing
14 and Community Development Act of 1987, as amended,
15 \$30,000,000, to remain available until September 30,
16 1999, of which \$10,000,000 shall be to carry out activities
17 pursuant to such section 561. No funds made available
18 under this heading shall be used to lobby the executive
19 or legislative branches of the Federal Government in con-
20 nection with a specific contract, grant or loan.

21 MANAGEMENT AND ADMINISTRATION

22 SALARIES AND EXPENSES

23 (INCLUDING TRANSFER OF FUNDS)

24 For necessary administrative and non-administrative
25 expenses of the Department of Housing and Urban Devel-
26 opment, not otherwise provided for, including not to ex-

1 ceed \$7,000 for official reception and representation ex-
 2 penses, \$954,826,000, of which \$544,443,000 shall be
 3 provided from the various funds of the Federal Housing
 4 Administration, \$9,383,000 shall be provided from funds
 5 of the Government National Mortgage Association, and
 6 \$1,000,000 shall be provided from the “Community Devel-
 7 opment Grants Program” account.

8 OFFICE OF INSPECTOR GENERAL
 9 (INCLUDING TRANSFER OF FUNDS)

10 For necessary expenses of the Office of Inspector
 11 General in carrying out the Inspector General Act of 1978,
 12 as amended, \$57,850,000, of which \$16,283,000 shall be
 13 provided from the various funds of the Federal Housing
 14 Administration and \$5,000,000 shall be provided from the
 15 amount earmarked for Operation Safe Home in the “Drug
 16 Elimination Grants for Low Income Housing” account.

17 OFFICE OF FEDERAL HOUSING ENTERPRISE OVERSIGHT
 18 SALARIES AND EXPENSES
 19 (INCLUDING TRANSFER OF FUNDS)

20 For carrying out the Federal Housing Enterprise Fi-
 21 nancial Safety and Soundness Act of 1992, \$15,500,000,
 22 to remain available until expended, to be derived from the
 23 Federal Housing Enterprise Oversight Fund: *Provided,*
 24 That not to exceed such amount shall be available from
 25 the General Fund of the Treasury to the extent necessary
 26 to incur obligations and make expenditures pending the

1 receipt of collections to the Fund: *Provided further*, That
2 the General Fund amount shall be reduced as collections
3 are received during the fiscal year so as to result in a final
4 appropriation from the General Fund estimated at not
5 more than \$0.

6 ADMINISTRATIVE PROVISIONS

7 EXTENDERS

8 SEC. 201. (a) ONE-FOR-ONE REPLACEMENT OF PUB-
9 LIC AND INDIAN HOUSING.—Section 1002(d) of Public
10 Law 104–19 is amended by striking “1997” and inserting
11 “1998”.

12 (b) STREAMLINING SECTION 8 TENANT-BASED AS-
13 SISTANCE.—Section 203(d) of the Departments of Veter-
14 ans Affairs and Housing and Urban Development, and
15 Independent Agencies Appropriations Act, 1996 is amend-
16 ed by striking “fiscal years 1996 and 1997” and inserting
17 “fiscal years 1996, 1997, and 1998”.

18 (c) SECTION 8 RENT ADJUSTMENTS.—Section
19 8(c)(2)(A) of the United States Housing Act of 1937 is
20 amended—

21 (1) in the third sentence, by striking “fiscal
22 year 1997” and inserting “fiscal years 1997 and
23 1998”;

24 (2) in the last sentence, by striking “fiscal year
25 1997” and inserting “fiscal years 1997 and 1998”.

1 (3) in the fourth sentence, by striking “For”
2 and inserting “Except for assistance under the cer-
3 tificate program, for”;

4 (4) after the fourth sentence, by inserting the
5 following new sentence: “In the case of assistance
6 under the certificate program, 0.01 shall be sub-
7 tracted from the amount of the annual adjustment
8 factor (except that the factor shall not be reduced to
9 less than 1.0), and the adjusted rent shall not ex-
10 ceed the rent for a comparable unassisted unit of
11 similar quality, type, and age in the market area.”;
12 and

13 (5) in the last sentence, by—

14 (A) striking “sentence” and inserting “two
15 sentences”; and

16 (B) inserting “, fiscal year 1996 prior to
17 April 26, 1996, and fiscal year 1997” after
18 “1995”.

19 DELAY REISSUANCE OF VOUCHERS AND CERTIFICATES

20 SEC. 202. Section 403(c) of The Balanced Budget
21 Downpayment Act, I is amended—

22 (1) by striking “fiscal years 1996 and 1997”
23 and inserting “fiscal years 1996, 1997, and 1998”;
24 and

1 (2) by inserting before the semicolon the follow-
2 ing: “and October 1, 1998 for assistance made avail-
3 able during fiscal year 1998”.

4 FINANCING ADJUSTMENT FACTORS

5 SEC. 203. Fifty per centum of the amounts of budget
6 authority, or in lieu thereof 50 per centum of the cash
7 amounts associated with such budget authority, that are
8 recaptured from projects described in section 1012(a) of
9 the Stewart B. McKinney Homeless Assistance Amend-
10 ments Act of 1988 (Public Law 100–628, 102 Stat. 3224,
11 3268) shall be rescinded, or in the case of cash, shall be
12 remitted to the Treasury, and such amounts of budget au-
13 thority or cash recaptured and not rescinded or remitted
14 to the Treasury shall be used by State housing finance
15 agencies or local governments or local housing agencies
16 with projects approved by the Secretary of Housing and
17 Urban Development for which settlement occurred after
18 January 1, 1992, in accordance with such section. Not-
19 withstanding the previous sentence, the Secretary may
20 award up to 15 percent of the budget authority or cash
21 recaptured and not rescinded or remitted to the Treasury
22 to provide project owners with incentives to refinance their
23 project at a lower interest rate.

24 ANNUAL ADJUSTMENT FACTORS

25 SEC. 204. Section 8(c)(2)(A) of the United States
26 Housing Act of 1937 is amended by inserting the following

1 new sentences at the end: “In establishing annual adjust-
2 ment factors for units in new construction and substantial
3 rehabilitation projects, the Secretary shall take into ac-
4 count the fact that debt service is a fixed expense. The
5 immediately foregoing sentence shall be effective only dur-
6 ing fiscal year 1998.”.

7 COMMUNITY DEVELOPMENT BLOCK GRANT

8 SEC. 205. Notwithstanding any other provision of
9 law, the \$7,100,000 appropriated for an industrial park
10 at 18th Street and Indiana Avenue shall be made available
11 by the Secretary instead to 18th and Vine for rehabilita-
12 tion and infrastructure development associated with the
13 “Negro Leagues Baseball Museum” and the Jazz Mu-
14 seum.

15 FAIR HOUSING AND FREE SPEECH

16 SEC. 206. None of the amounts made available under
17 this Act may be used during fiscal year 1998 to investigate
18 or prosecute under the Fair Housing Act any otherwise
19 lawful activity engaged in by one or more persons, includ-
20 ing the filing or maintaining of a nonfrivolous legal action,
21 that is engaged in solely for the purpose of achieving or
22 preventing action by a government official or entity, or
23 a court of competent jurisdiction.

24 ACCOUNT TRANSITION

25 SEC. 207. The amounts of obligated balances in ap-
26 propriations accounts, as set forth in title II of the De-

1 partments of Veterans Affairs and Housing and Urban
2 Development, and Independent Agencies Appropriations
3 Act, 1998 and prior Acts that are recaptured hereafter,
4 to the extent not governed by the specific language in an
5 account or provision in this Act, shall be held in reserve
6 subject to reprogramming, notwithstanding any other pro-
7 vision of law.

8 REQUIREMENT FOR HUD TO MAINTAIN PUBLIC NOTICE
9 AND COMMENT RULEMAKING

10 SEC. 208. Notwithstanding any other provision of
11 law, for fiscal year 1998 and for all fiscal years thereafter,
12 the Secretary of Housing and Urban Development shall
13 maintain all current requirements under part 10 of the
14 Department of Housing and Urban Development's regula-
15 tions (24 CRS part 10) with respect to the Department's
16 policies and procedures for the promulgation and issuance
17 of rules, including the use of public participation in the
18 rulemaking process.

19 BROWNFIELDS AS ELIGIBLE CDBG ACTIVITY

20 SEC. 209. States and entitlement communities may
21 use funds allocated under the community development
22 block grant program under title I of the Housing and
23 Community Development Act of 1974 for remediation and
24 development activities related to brownfields projects in
25 conjunction with the appropriate environmental regulatory
26 agencies.

1 PARTIAL PAYMENT OF CLAIMS ON HEALTH CARE
2 FACILITIES

3 SEC. 210. Section 541(a) of the National Housing
4 Act is amended—

5 (1) in the section heading, by adding “AND
6 HEALTH CARE FACILITIES” at the end; and

7 (2) in subsection (a)—

8 (A) by inserting “or a health care facility
9 (including a nursing home, intermediate care
10 facility, or board and care home (as those terms
11 are defined in section 232), a hospital (as that
12 term is defined in section 242), or a group
13 practice facility (as that term is defined in sec-
14 tion 1106)” after “1978”; and

15 (B) by inserting “or for keeping the health
16 care facility operational to serve community
17 needs,” after “character of the project,”.

18 FHA MULTIFAMILY MORTGAGE CREDIT DEMONSTRATIONS

19 SEC. 211. Section 542 of the Housing and Commu-
20 nity Development Act of 1992 is amended—

21 (1) in subsection (b)(5) by adding before the
22 period at the end of the first sentence “, and not
23 more than an additional 15,000 units over fiscal
24 year 1998”; and

25 (2) in the first sentence of subsection (c)(4) in-
26 serting after “fiscal year 1997” the following: “and

1 not more than an additional 15,000 units during fis-
2 cal year 1998.”.

3 CALCULATION OF DOWNPAYMENT

4 SEC. 212. Section 203(b) of the National Housing
5 Act is amended by striking “fiscal year 1997” in para-
6 graph (10)(A) and inserting in lieu thereof “fiscal year
7 1997 and thereafter”.

8 SECTION 8 MARK-TO-MARKET MULTIFAMILY HOUSING

9 REFORM

10 SEC. 213. Subtitle B, the Multifamily Assisted Hous-
11 ing Reform and Affordability Act of 1997”, of title II of
12 S. 947, the Balanced Budget Act of 1997, as passed by
13 the Senate on June 25, 1997, is incorporated by reference
14 in this bill, the Department of Veterans Affairs and Hous-
15 ing and Urban Development, and Independent Agencies
16 Appropriations Bill, 1998.

17 HOPE VI NOFA

18 SEC. 214. Notwithstanding any other provision of
19 law, including the July 22, 1996 Notice of Funding Avail-
20 ability (61 Fed. Reg. 38024), the demolition of units at
21 developments funded under the Notice of Funding Avail-
22 ability shall be at the option of the New York City Hous-
23 ing Authority and the assistance awarded shall be allo-
24 cated by the public housing agency among other eligible
25 activities under the HOPE VI program and without the
26 development costs limitations of the Notice, provided that

1 the public housing agency shall not exceed the total cost
 2 limitations for the public housing agency, as provided by
 3 the Department of Housing and Urban Development.

4 ENHANCED DISPOSITION AUTHORITY

5 SEC. 215. Section 204 of the Department of Veterans
 6 Affairs and Housing and Urban Development, and inde-
 7 pendent Agencies Appropriations Act, 1997 is amended by
 8 inserting after “owned by the Secretary” the following:
 9 “, including, for fiscal year 1998, the provision of grants
 10 and loans from the General Insurance Fund (12 U.S.C.
 11 1735c) for the necessary costs of rehabilitation.

12 TITLE III—INDEPENDENT AGENCIES

13 AMERICAN BATTLE MONUMENTS COMMISSION

14 SALARIES AND EXPENSES

15 For necessary expenses, not otherwise provided for,
 16 of the American Battle Monuments Commission, including
 17 the acquisition of land or interest in land in foreign coun-
 18 tries; purchases and repair of uniforms for caretakers of
 19 national cemeteries and monuments outside of the United
 20 States and its territories and possessions; rent of office
 21 and garage space in foreign countries; purchase (one for
 22 replacement only) and hire of passenger motor vehicles;
 23 and insurance of official motor vehicles in foreign coun-
 24 tries, when required by law of such countries;
 25 \$23,897,000, to remain available until expended: *Pro-*
 26 *vided*, That where station allowance has been authorized

1 by the Department of the Army for officers of the Army
2 serving the Army at certain foreign stations, the same al-
3 lowance shall be authorized for officers of the Armed
4 Forces assigned to the Commission while serving at the
5 same foreign stations, and this appropriation is hereby
6 made available for the payment of such allowance: *Pro-*
7 *vided further*, That when traveling on business of the Com-
8 mission, officers of the Armed Forces serving as members
9 or as Secretary of the Commission may be reimbursed for
10 expenses as provided for civilian members of the Commis-
11 sion: *Provided further*, That the Commission shall reim-
12 burse other Government agencies, including the Armed
13 Forces, for salary, pay, and allowances of personnel as-
14 signed to it.

15 CHEMICAL SAFETY AND HAZARD INVESTIGATION BOARD

16 SALARIES AND EXPENSES

17 For necessary expenses in carrying out activities pur-
18 suant to section 112(r)(6) of the Clean Air Act, including
19 hire of passenger vehicles, and for services authorized by
20 5 U.S.C. 3109, but at rates for individuals not to exceed
21 the per diem equivalent to the maximum rate payable for
22 senior level positions under 5 U.S.C. 5376, \$4,000,000.

1 CONSUMER PRODUCT SAFETY COMMISSION
2 SALARIES AND EXPENSES

3 For necessary expenses of the Consumer Product
4 Safety Commission, including hire of passenger motor ve-
5 hicles, services as authorized by 5 U.S.C. 3109, but at
6 rates for individuals not to exceed the per diem rate equiv-
7 alent to the maximum rate payable under 5 U.S.C. 5376,
8 purchase of nominal awards to recognize non-Federal offi-
9 cials' contributions to Commission activities, and not to
10 exceed \$500 for official reception and representation ex-
11 penses, \$45,000,000.

12 CORPORATION FOR NATIONAL AND COMMUNITY SERVICE
13 NATIONAL AND COMMUNITY SERVICE PROGRAMS
14 OPERATING EXPENSES
15 (INCLUDING TRANSFER OF FUNDS)

16 For necessary expenses for the Corporation for Na-
17 tional and Community Service (referred to in the matter
18 under this heading as the "Corporation") in carrying out
19 programs, activities, and initiatives under the National
20 and Community Service Act of 1990 (referred to in the
21 matter under this heading as the "Act") (42 U.S.C. 12501
22 et seq.), \$400,500,000, to remain available until Septem-
23 ber 30, 1999: *Provided*, That not more than \$25,000,000
24 shall be available for administrative expenses authorized
25 under section 501(a)(4) of the Act (42 U.S.C.
26 12671(a)(4)): *Provided further*, That not more than

1 \$2,500 shall be for official reception and representation
2 expenses: *Provided further*, That not more than
3 \$59,000,000, to remain available without fiscal year limi-
4 tation, shall be transferred to the National Service Trust
5 account for educational awards authorized under subtitle
6 D of title I of the Act (42 U.S.C. 12601 et seq.): *Provided*
7 *further*, That not more than \$215,000,000 of the amount
8 provided under this heading shall be available for grants
9 under the National Service Trust program authorized
10 under subtitle C of title I of the Act (42 U.S.C. 12571
11 et seq.) (relating to activities including the Americorps
12 program), of which not more than \$40,000,000 may be
13 used to administer, reimburse, or support any national
14 service program authorized under section 121(d)(2) of
15 such Act (42 U.S.C. 12581(d)(2)): *Provided further*, That
16 not more than \$5,500,000 of the funds made available
17 under this heading shall be made available for the Points
18 of Light Foundation for activities authorized under title
19 III of the Act (42 U.S.C. 12661 et seq.): *Provided further*,
20 That no funds shall be available for national service pro-
21 grams run by Federal agencies authorized under section
22 121(b) of such Act (42 U.S.C. 12571(b)): *Provided fur-*
23 *ther*, That to the maximum extent feasible, funds appro-
24 priated under subtitle C of title I of the Act shall be pro-
25 vided in a manner that is consistent with the recommenda-

1 tions of peer review panels in order to ensure that priority
2 is given to programs that demonstrate quality, innovation,
3 replicability, and sustainability: *Provided further*, That not
4 more than \$18,000,000 of the funds made available under
5 this heading shall be available for the Civilian Community
6 Corps authorized under subtitle E of title I of the Act
7 (42 U.S.C. 12611 et seq.): *Provided further*, That not
8 more than \$43,000,000 shall be available for school-based
9 and community-based service-learning programs author-
10 ized under subtitle B of title I of the Act (42 U.S.C. 12521
11 et seq.): *Provided further*, That not more than
12 \$30,000,000 shall be available for quality and innovation
13 activities authorized under subtitle H of title I of the Act
14 (42 U.S.C. 12853 et seq.): *Provided further*, That not
15 more than \$5,000,000 shall be available for audits and
16 other evaluations authorized under section 179 of the Act
17 (42 U.S.C. 12639): *Provided further*, That no funds from
18 any other appropriation, or from funds otherwise made
19 available to the Corporation, shall be used to pay for per-
20 sonnel compensation and benefits, travel, or any other ad-
21 ministrative expense for the Board of Directors, the Office
22 of the Chief Executive Officer, the Office of the Managing
23 Director, the Office of the Chief Financial Officer, the Of-
24 fice of National and Community Service Programs, the Ci-
25 vilian Community Corps, or any field office or staff of the

1 Corporation working on the National and Community
2 Service or Civilian Community Corps programs: *Provided*
3 *further*, That to the maximum extent practicable, the Cor-
4 poration shall increase significantly the level of matching
5 funds and in-kind contributions provided by the private
6 sector, shall expand significantly the number of edu-
7 cational awards provided under subtitle D of title I, and
8 shall reduce the total Federal costs per participant in all
9 programs.

10 OFFICE OF INSPECTOR GENERAL

11 For necessary expenses of the Office of Inspector
12 General in carrying out the Inspector General Act of 1978,
13 as amended, \$3,000,000.

14 COURT OF VETERANS APPEALS

15 SALARIES AND EXPENSES

16 For necessary expenses for the operation of the Unit-
17 ed States Court of Veterans Appeals as authorized by 38
18 U.S.C. sections 7251–7298, \$9,320,000, of which
19 \$790,000, shall be available for the purpose of providing
20 financial assistance as described, and in accordance with
21 the process and reporting procedures set fourth, under
22 this heading in Public Law 102–229.

1 DEPARTMENT OF DEFENSE—CIVIL
2 CEMETERIAL EXPENSES, ARMY
3 SALARIES AND EXPENSES

4 For necessary expenses, as authorized by law, for
5 maintenance, operation, and improvement of Arlington
6 National Cemetery and Soldiers' and Airmen's Home Na-
7 tional Cemetery, including the purchase of two passenger
8 motor vehicles for replacement only, and not to exceed
9 \$1,000 for official reception and representation expenses,
10 \$11,815,000, to remain available until expended.

11 ENVIRONMENTAL PROTECTION AGENCY
12 SCIENCE AND TECHNOLOGY
13 (INCLUDING TRANSFER OF FUNDS)

14 For science and technology, including research and
15 development activities, which shall include research and
16 development activities under the Comprehensive Environ-
17 mental Response, Compensation, and Liability Act of
18 1980 (CERCLA), as amended; necessary expenses for per-
19 sonnel and related costs and travel expenses, including
20 uniforms, or allowances therefore, as authorized by 5
21 U.S.C. 5901–5902; services as authorized by 5 U.S.C.
22 3109, but at rates for individuals not to exceed the per
23 diem rate equivalent to the rate for GS–18; procurement
24 of laboratory equipment and supplies; other operating ex-
25 penses in support of research and development; construc-
26 tion, alteration, repair, rehabilitation, and renovation of

1 facilities, not to exceed \$75,000 per project,
2 \$600,000,000, which shall remain available until Septem-
3 ber 30, 1999.

4 ENVIRONMENTAL PROGRAMS AND MANAGEMENT

5 For environmental programs and management, in-
6 cluding necessary expenses, not otherwise provided for, for
7 personnel and related costs and travel expenses, including
8 uniforms, or allowances therefore, as authorized by 5
9 U.S.C. 5901–5902; services as authorized by 5 U.S.C.
10 3109, but at rates for individuals not to exceed the per
11 diem rate equivalent to the rate for GS–18; hire of pas-
12 senger motor vehicles; hire, maintenance, and operation
13 of aircraft; purchase of reprints; library memberships in
14 societies or associations which issue publications to mem-
15 bers only or at a price to members lower than to subscrib-
16 ers who are not members; construction, alteration, repair,
17 rehabilitation, and renovation of facilities, not to exceed
18 \$75,000 per project; and not to exceed \$6,000 for official
19 reception and representation expenses, \$1,801,000,000,
20 which shall remain available until September 30, 1999.

21 OFFICE OF INSPECTOR GENERAL

22 For necessary expenses of the Office of Inspector
23 General in carrying out the provisions of the Inspector
24 General Act of 1978, as amended, and for construction,
25 alteration, repair, rehabilitation, and renovation of facili-

1 ties, not to exceed \$75,000 per project, \$28,500,000, to
2 remain available until September 30, 1999.

3 BUILDINGS AND FACILITIES

4 For construction, repair, improvement, extension, al-
5 teration, and purchase of fixed equipment or facilities of,
6 or for use by, the Environmental Protection Agency,
7 \$19,420,000, to remain available until expended.

8 HAZARDOUS SUBSTANCE SUPERFUND

9 (INCLUDING TRANSFER OF FUNDS)

10 For necessary expenses to carry out the Comprehen-
11 sive Environmental Response, Compensation, and Liabil-
12 ity Act of 1980 (CERCLA), as amended, including sec-
13 tions 111 (c)(3), (c)(5), (c)(6), and (e)(4) (42 U.S.C.
14 9611), and for construction, alteration, repair, rehabilita-
15 tion, and renovation of facilities, not to exceed \$75,000
16 per project; not to exceed \$1,400,000,000 (of which
17 \$100,000,000 shall not become available under September
18 1, 1998), to remain available until expended, consisting
19 of \$1,150,000,000, as authorized by section 517(a) of the
20 Superfund Amendments and Reauthorization Act of 1986
21 (SARA), as amended by Public Law 101-508, and
22 \$250,000,000 as a payment from general revenues to the
23 Hazardous Substance Superfund as authorized by section
24 517(b) of SARA, as amended by Public Law 101-508:
25 *Provided*, That funds appropriated under this heading
26 may be allocated to other Federal agencies in accordance

1 with section 111(a) of CERCLA: *Provided further*, That
2 \$11,641,000 of the funds appropriated under this heading
3 shall be transferred to the “Office of Inspector General”
4 appropriation to remain available until September 30,
5 1999: *Provided further*, That notwithstanding section
6 111(m) of CERCLA or any other provision of law,
7 \$68,000,000 of the funds appropriated under this heading
8 shall be available to the Agency for Toxic Substances and
9 Disease Registry to carry out activities described in sec-
10 tions 104(i), 111(c)(4), and 111(c)(14) of CERCLA and
11 section 118(f) of SARA: *Provided further*, That
12 \$35,000,000 of the funds appropriated under this heading
13 shall be transferred to the “Science and Technology” ap-
14 propriation to remain available until September 30, 1999:
15 *Provided further*, That none of the funds appropriated
16 under this heading shall be available for the Agency for
17 Toxic Substances and Disease Registry to issue in excess
18 of 40 toxicological profiles pursuant to section 104(i) of
19 CERCLA during fiscal year 1998.

20 LEAKING UNDERGROUND STORAGE TANK PROGRAM

21 (INCLUDING TRANSFER OF FUNDS)

22 For necessary expenses to carry out leaking under-
23 ground storage tank cleanup activities authorized by sec-
24 tion 205 of the Superfund Amendments and Reauthoriza-
25 tion Act of 1986, and for construction, alteration, repair,

1 rehabilitation, and renovation of facilities, not to exceed
2 \$75,000 per project, \$65,000,000, to remain available
3 until expended: *Provided*, That no more than \$7,500,000
4 shall be available for administrative expenses.

5 OIL SPILL RESPONSE

6 (INCLUDING TRANSFER OF FUNDS)

7 For expenses necessary to carry out the Environ-
8 mental Protection Agency's responsibilities under the Oil
9 Pollution Act of 1990, \$15,000,000, to be derived from
10 the Oil Spill Liability trust fund, and to remain available
11 until expended: *Provided*, That not more than \$8,500,000
12 of these funds shall be available for administrative ex-
13 penses.

14 STATE AND TRIBAL ASSISTANCE GRANTS

15 For environmental programs and infrastructure as-
16 sistance, including capitalization grants for State revolv-
17 ing funds and performance partnership grants,
18 \$3,047,000,000, to remain available until expended, of
19 which \$1,350,000,000 shall be for making capitalization
20 grants for the Clean Water State Revolving Funds under
21 title VI of the Federal Water Pollution Control Act, as
22 amended, and \$725,000,000 shall be for capitalization
23 grants for the Drinking Water State Revolving Funds
24 under section 1452 of the Safe Drinking Water Act, as
25 amended; \$100,000,000 for architectural, engineering,
26 planning, design, construction and related activities in

1 connection with the construction of high priority water
2 and wastewater facilities in the area of the United States-
3 Mexico Border, after consultation with the appropriate
4 border commission; \$50,000,000 for grants to the State
5 of Texas for the purpose of improving wastewater treat-
6 ment for colonias; \$15,000,000 for grants to the State of
7 Alaska to address drinking water and wastewater infra-
8 structure needs of rural and Alaska Native Villages as
9 provided by section 303 of Public Law 104-182;
10 \$82,000,000 for making grants for the construction of
11 wastewater and water treatment facilities and ground-
12 water protection infrastructure in accordance with the
13 terms and conditions specified for such grants in the re-
14 port accompanying this Act; and \$725,000,000 for grants
15 to States, federally recognized tribes, and air pollution
16 control agencies for multi-media or single media pollution
17 prevention, control and abatement and related activities
18 pursuant to the provisions set forth under this heading
19 in Public Law 104-134, including grants under section
20 103 of the Clean Air Act for particulate matter monitoring
21 and data collection activities: *Provided*, That notwith-
22 standing any other provision of law, hereafter, States may
23 combine the assets of State Revolving Funds (SRFs) es-
24 tablished under section 1452 of the Safe Drinking Water
25 Act, as amended, and title VI of the Federal Water Pollu-

1 tion Control Act, as amended, as security for bond issues
 2 to enhance the lending capacity of one or both SRFs, but
 3 not to acquire the State match for either SRF program
 4 provided that revenues from the bonds are allocated to the
 5 purposes of the Safe Drinking Water Act in the same por-
 6 tion as the funds are used as security for the bonds: *Pro-*
 7 *vided further*, That, hereafter from funds appropriated
 8 under this heading, the Administrator is authorized to
 9 make grants to federally recognized Indian governments
 10 for the development of multi-media environmental pro-
 11 grams: *Provided further*, That, hereafter, the funds avail-
 12 able under this heading for grants to States, federally rec-
 13 ognized tribes, and air pollution control agencies for multi-
 14 media or single media pollution prevention, control and
 15 abatement and related activities may also be used for the
 16 direct implementation by the Federal Government of a
 17 program required by law in the absence of an acceptable
 18 State or tribal program.

19 WORKING CAPITAL FUND

20 Under this heading in Public Law 104–204, delete
 21 the following: the phrases, “franchise fund pilot to be
 22 known as the”; “as authorized by section 403 of Public
 23 Law 103–356,”; and “as provided in such section”; and
 24 the final proviso. After the phrase, “to be available”, in-
 25 sert “without fiscal year limitation”.

1 EXECUTIVE OFFICE OF THE PRESIDENT

2 OFFICE OF SCIENCE AND TECHNOLOGY POLICY

3 For necessary expenses of the Office of Science and
4 Technology Policy, in carrying out the purposes of the Na-
5 tional Science and Technology Policy, Organization, and
6 Priorities Act of 1976 (42 U.S.C. 6601 and 6671), hire
7 of passenger motor vehicles, and services as authorized by
8 5 U.S.C. 3109, not to exceed \$2,500 for official reception
9 and representation expenses, and rental of conference
10 rooms in the District of Columbia, \$4,932,000.

11 COUNCIL ON ENVIRONMENTAL QUALITY AND OFFICE OF

12 ENVIRONMENTAL QUALITY

13 For necessary expenses to continue functions as-
14 signed to the Council on Environmental Quality and Office
15 of Environmental Quality pursuant to the National Envi-
16 ronmental Policy Act of 1969, the Environmental Quality
17 Improvement Act of 1970, and Reorganization Plan No.
18 1 of 1977, \$2,436,000.

19 FEDERAL DEPOSIT INSURANCE CORPORATION

20 OFFICE OF INSPECTOR GENERAL

21 (INCLUDING TRANSFER OF FUNDS)

22 For necessary expenses of the Office of Inspector
23 General in carrying out the provisions of the Inspector
24 General Act of 1978, as amended, \$34,265,000, to be de-
25 rived from the Bank Insurance Fund, the Savings Asso-
26 ciation Insurance Fund, and the FSLIC Resolution Fund.

1 FEDERAL EMERGENCY MANAGEMENT AGENCY
2 DISASTER RELIEF

3 For necessary expenses in carrying out the Robert
4 T. Stafford Disaster Relief and Emergency Assistance Act
5 (42 U.S.C. 5121 et seq.), \$320,000,000, and, notwith-
6 standing 42 U.S.C. 5203, to remain available until ex-
7 pended: *Provided*, That none of the funds appropriated for
8 the Federal Emergency Management Agency may be used
9 to perform repair, replacement, reconstruction, or restora-
10 tion activities with respect to (1) trees and other natural
11 features belonging to State and local governments that are
12 located within parks and recreational facilities, as well as
13 on the grounds of other publicly-owned property; (2)
14 parks, recreational areas, marinas, golf courses, stadiums,
15 arenas or other similar facilities which generate any por-
16 tion of their operational revenue through user fees, rents,
17 admission charges, or similar fees; or (3) beaches.

18 DISASTER ASSISTANCE DIRECT LOAN PROGRAM ACCOUNT

19 For the cost of direct loans, \$1,495,000, as author-
20 ized by section 319 of the Robert T. Stafford Disaster Re-
21 lief and Emergency Assistance Act: *Provided*, That such
22 costs, including the cost of modifying such loans, shall be
23 as defined in section 502 of the Congressional Budget Act
24 of 1974, as amended: *Provided further*, That these funds
25 are available to subsidize gross obligations for the prin-
26 cipal amount of direct loans not to exceed \$25,000,000.

1 In addition, for administrative expenses to carry out
2 the direct loan program, \$341,000.

3 SALARIES AND EXPENSES

4 For necessary expenses, not otherwise provided for,
5 including hire and purchase of motor vehicles as author-
6 ized by 31 U.S.C. 1343; uniforms, or allowances therefor,
7 as authorized by 5 U.S.C. 5901–5902; services as author-
8 ized by 5 U.S.C. 3109, but at rates for individuals not
9 to exceed the per diem rate equivalent to the rate for GS–
10 18; expenses of attendance of cooperating officials and in-
11 dividuals at meetings concerned with the work of emer-
12 gency preparedness; transportation in connection with the
13 continuity of Government programs to the same extent
14 and in the same manner as permitted the Secretary of
15 a Military Department under 10 U.S.C. 2632; and not to
16 exceed \$2,500 for official reception and representation ex-
17 penses, \$171,773,000.

18 OFFICE OF INSPECTOR GENERAL

19 For necessary expenses of the Office of Inspector
20 General in carrying out the Inspector General Act of 1978,
21 as amended, \$4,803,000.

22 EMERGENCY MANAGEMENT PLANNING AND ASSISTANCE

23 For necessary expenses, not otherwise provided for,
24 to carry out activities under the National Flood Insurance
25 Act of 1968, as amended, and the Flood Disaster Protec-
26 tion Act of 1973, as amended (42 U.S.C. 4001 et seq.),

1 the Robert T. Stafford Disaster Relief and Emergency As-
 2 sistance Act (42 U.S.C. 5121 et seq.), the Earthquake
 3 Hazards Reduction Act of 1977, as amended (42 U.S.C.
 4 7701 et seq.), the Federal Fire Prevention and Control
 5 Act of 1974, as amended (15 U.S.C. 2201 et seq.), the
 6 Defense Production Act of 1950, as amended (50 U.S.C.
 7 App. 2061 et seq.), sections 107 and 303 of the National
 8 Security Act of 1947, as amended (50 U.S.C. 404–405),
 9 and Reorganization Plan No. 3 of 1978, \$202,146,000.

10 EMERGENCY FOOD AND SHELTER PROGRAM

11 To carry out an emergency food and shelter program
 12 pursuant to title III of Public Law 100–77, as amended,
 13 \$100,000,000: *Provided*, That total administrative costs
 14 shall not exceed three and one-half percent of the total
 15 appropriation.

16 NATIONAL FLOOD INSURANCE FUND

17 (INCLUDING TRANSFER OF FUNDS)

18 For activities under the National Flood Insurance
 19 Act of 1968, the Flood Disaster Protection Act of 1973,
 20 and the National Flood Insurance Reform Act of 1994,
 21 not to exceed \$21,610,000 for salaries and expenses asso-
 22 ciated with flood mitigation and flood insurance oper-
 23 ations, and not to exceed \$78,464,000 for flood mitigation,
 24 including up to \$20,000,000 for expenses under section
 25 1366 of the National Flood Insurance Act, which amount
 26 shall be available for transfer to the National Flood Miti-

1 gation Fund until September 30, 1999. In fiscal year
2 1998, no funds in excess of (1) \$47,000,000 for operating
3 expenses, (2) \$375,165,000 for agents' commissions and
4 taxes, and (3) \$50,000,000 for interest on Treasury bor-
5 rowings shall be available from the National Flood Insur-
6 ance Fund without prior notice to the Committees on Ap-
7 propriations. For fiscal year 1998, flood insurance rates
8 shall not exceed the level authorized by the National Flood
9 Insurance Reform Act of 1994.

10 ADMINISTRATIVE PROVISION

11 The Director of the Federal Emergency Management
12 Agency shall promulgate through rulemaking a methodol-
13 ogy for assessment and collection of fees to be assessed
14 and collected beginning in fiscal year 1998 applicable to
15 persons subject to the Federal Emergency Management
16 Agency's radiological emergency preparedness regulations.
17 The aggregate charges assessed pursuant to this section
18 during fiscal year 1998 shall approximate, but not be less
19 than, 100 per centum of the amounts anticipated by the
20 Federal Emergency Management Agency to be obligated
21 for its radiological emergency preparedness program for
22 such fiscal year. The methodology for assessment and col-
23 lection of fees shall be fair and equitable, and shall reflect
24 the full amount of costs of providing radiological emer-
25 gency planning, preparedness, response and associated
26 services. Such fees shall be assessed in a manner that re-

1 fleets the use of agency resources for classes of regulated
2 persons and the administrative costs of collecting such
3 fees. Fees received pursuant to this section shall be depos-
4 ited in the general fund of the Treasury as offsetting re-
5 ceipts. Assessment and collection of such fees are only au-
6 thorized during fiscal year 1998.

7 GENERAL SERVICES ADMINISTRATION

8 CONSUMER INFORMATION CENTER FUND

9 For necessary expenses of the Consumer Information
10 Center, including services authorized by 5 U.S.C. 3109,
11 \$2,419,000, to be deposited into the Consumer Informa-
12 tion Center Fund: *Provided*, That the appropriations, rev-
13 enues and collections deposited into the fund shall be
14 available for necessary expenses of Consumer Information
15 Center activities in the aggregate amount of \$7,500,000.
16 Appropriations, revenues, and collections accruing to this
17 fund during fiscal year 1998 in excess of \$7,500,000 shall
18 remain in the fund and shall not be available for expendi-
19 ture except as authorized in appropriations Acts: *Provided*
20 *further*, That notwithstanding any other provision of law,
21 the Consumer Information Center may accept and deposit
22 to this account, during fiscal year 1998 and hereafter,
23 gifts for the purpose of defraying its costs of printing,
24 publishing, and distributing consumer information and
25 educational materials and undertaking other consumer in-

1 formation activities; may expend those gifts for those pur-
2 poses, in addition to amounts appropriated or otherwise
3 made available; and the balance shall remain available for
4 expenditure for such purpose.

5 NATIONAL AERONAUTICS AND SPACE ADMINISTRATION
6 HUMAN SPACE FLIGHT

7 For necessary expenses, not otherwise provided for,
8 in the conduct and support of human space flight research
9 and development activities, including research, develop-
10 ment, operations, and services; maintenance; construction
11 of facilities including repair, rehabilitation, and modifica-
12 tion of real and personal property, and acquisition or con-
13 demnation of real property, as authorized by law; space
14 flight, spacecraft control and communications activities in-
15 cluding operations, production, and services; and pur-
16 chase, lease, charter, maintenance and operation of mis-
17 sion and administrative aircraft, \$5,326,500,000, to re-
18 main available until September 30, 1999.

19 SCIENCE, AERONAUTICS AND TECHNOLOGY

20 For necessary expenses, not otherwise provided for,
21 in the conduct and support of science, aeronautics and
22 technology research and development activities, including
23 research, development, operations, and services; mainte-
24 nance; construction of facilities including repair, rehabili-
25 tation, and modification of real and personal property, and
26 acquisition or condemnation of real property, as author-

1 cles; \$2,513,200,000, to remain available until September
2 30, 1999.

3 OFFICE OF INSPECTOR GENERAL

4 For necessary expenses of the Office of Inspector
5 General in carrying out the Inspector General Act of 1978,
6 as amended, \$18,300,000.

7 ADMINISTRATIVE PROVISIONS

8 Notwithstanding the limitation on the availability of
9 funds appropriated for “Human space flight”, “Science,
10 aeronautics and technology”, or “Mission support” by this
11 appropriations Act, when any activity has been initiated
12 by the incurrence of obligations for construction of facili-
13 ties as authorized by law, such amount available for such
14 activity shall remain available until expended. This provi-
15 sion does not apply to the amounts appropriated in “Mis-
16 sion support” pursuant to the authorization for repair, re-
17 habilitation and modification of facilities, minor construc-
18 tion of new facilities and additions to existing facilities,
19 and facility planning and design.

20 Notwithstanding the limitation on the availability of
21 funds appropriated for “Human space flight”, “Science,
22 aeronautics and technology”, or “Mission support” by this
23 appropriations Act, the amounts appropriated for con-
24 struction of facilities shall remain available until Septem-
25 ber 30, 2000.

1 Notwithstanding the limitation on the availability of
2 funds appropriated for “Mission support” and “Office of
3 Inspector General”, amounts made available by this Act
4 for personnel and related costs and travel expenses of the
5 National Aeronautics and Space Administration shall re-
6 main available until September 30, 1998 and may be used
7 to enter into contracts for training, investigations, costs
8 associated with personnel relocation, and for other serv-
9 ices, to be provided during the next fiscal year.

10 NATIONAL CREDIT UNION ADMINISTRATION

11 CENTRAL LIQUIDITY FACILITY

12 During fiscal year 1998, gross obligations of the
13 Central Liquidity Facility for the principal amount of new
14 direct loans to member credit unions, as authorized by the
15 National Credit Union Central Liquidity Facility Act (12
16 U.S.C. 1795), shall not exceed \$600,000,000: *Provided*,
17 That administrative expenses of the Central Liquidity Fa-
18 cility in fiscal year 1998 shall not exceed \$203,000.

19 NATIONAL SCIENCE FOUNDATION

20 RESEARCH AND RELATED ACTIVITIES

21 For necessary expenses in carrying out the National
22 Science Foundation Act of 1950, as amended (42 U.S.C.
23 1861–1875), and the Act to establish a National Medal
24 of Science (42 U.S.C. 1880–1881); services as authorized
25 by 5 U.S.C. 3109; maintenance and operation of aircraft

1 and purchase of flight services for research support; acqui-
2 sition of aircraft; \$2,524,700,000, of which not to exceed
3 \$228,530,000 shall remain available until expended for
4 Polar research and operations support, and for reimburse-
5 ment to other Federal agencies for operational and science
6 support and logistical and other related activities for the
7 United States Antarctic program; the balance to remain
8 available until September 30, 1999: *Provided*, That re-
9 ceipts for scientific support services and materials fur-
10 nished by the National Research Centers and other Na-
11 tional Science Foundation supported research facilities
12 may be credited to this appropriation: *Provided further*,
13 That to the extent that the amount appropriated is less
14 than the total amount authorized to be appropriated for
15 included program activities, all amounts, including floors
16 and ceilings, specified in the authorizing Act for those pro-
17 gram activities or their subactivities shall be reduced pro-
18 portionally: *Provided further*, That \$40,000,000 of the
19 funds available under this heading shall be made available
20 for a comprehensive research initiative on plant genomes,
21 including the corn genome: *Provided further*, That
22 \$359,000,000 of the funds available under this heading
23 shall not be made available for initiatives in Knowledge
24 and Distributed Intelligence and Life and Earth's Envi-

1 ronment until the agency submits appropriate milestones
2 to be achieved by the initiatives in fiscal year 1998.

3 MAJOR RESEARCH EQUIPMENT

4 For necessary expenses of major construction
5 projects pursuant to the National Science Foundation Act
6 of 1950, as amended, \$85,000,000, to remain available
7 until expended.

8 EDUCATION AND HUMAN RESOURCES

9 For necessary expenses in carrying out science and
10 engineering education and human resources programs and
11 activities pursuant to the National Science Foundation
12 Act of 1950, as amended (42 U.S.C. 1861–1875), includ-
13 ing services as authorized by 5 U.S.C. 3109 and rental
14 of conference rooms in the District of Columbia,
15 \$625,500,000, to remain available until September 30,
16 1999: *Provided*, That to the extent that the amount of
17 this appropriation is less than the total amount authorized
18 to be appropriated for included program activities, all
19 amounts, including floors and ceilings, specified in the au-
20 thorizing Act for those program activities or their sub-
21 activities shall be reduced proportionally.

22 SALARIES AND EXPENSES

23 For salaries and expenses necessary in carrying out
24 the National Science Foundation Act of 1950, as amended
25 (42 U.S.C. 1861–1875); services authorized by 5 U.S.C.
26 3109; hire of passenger motor vehicles; not to exceed

1 \$9,000 for official reception and representation expenses;
 2 uniforms or allowances therefor, as authorized by 5 U.S.C.
 3 5901–5902; rental of conference rooms in the District of
 4 Columbia; reimbursement of the General Services Admin-
 5 istration for security guard services and headquarters relo-
 6 cation; \$136,950,000: *Provided*, That contracts may be
 7 entered into under “Salaries and expenses” in fiscal year
 8 1998 for maintenance and operation of facilities, and for
 9 other services, to be provided during the next fiscal year.

10 OFFICE OF INSPECTOR GENERAL

11 For necessary expenses of the Office of Inspector
 12 General as authorized by the Inspector General Act of
 13 1978, as amended, \$4,850,000, to remain available until
 14 September 30, 1999.

15 NEIGHBORHOOD REINVESTMENT CORPORATION

16 PAYMENT TO THE NEIGHBORHOOD REINVESTMENT
 17 CORPORATION

18 For payment to the Neighborhood Reinvestment Cor-
 19 poration for use in neighborhood reinvestment activities,
 20 as authorized by the Neighborhood Reinvestment Corpora-
 21 tion Act (42 U.S.C. 8101–8107), \$50,000,000.

22 SELECTIVE SERVICE SYSTEM

23 SALARIES AND EXPENSES

24 For necessary expenses of the Selective Service Sys-
 25 tem, including expenses of attendance at meetings and of
 26 training for uniformed personnel assigned to the Selective

1 Service System, as authorized by 5 U.S.C. 4101–4118 for
2 civilian employees; and not to exceed \$1,000 for official
3 reception and representation expenses; \$23,413,000: *Pro-*
4 *vided*, That during the current fiscal year, the President
5 may exempt this appropriation from the provisions of 31
6 U.S.C. 1341, whenever he deems such action to be nec-
7 essary in the interest of national defense: *Provided further*,
8 That none of the funds appropriated by this Act may be
9 expended for or in connection with the induction of any
10 person into the Armed Forces of the United States.

11 TITLE IV—GENERAL PROVISIONS

12 SEC. 401. Where appropriations in titles I, II, and
13 III of this Act are expendable for travel expenses and no
14 specific limitation has been placed thereon, the expendi-
15 tures for such travel expenses may not exceed the amounts
16 set forth therefore in the budget estimates submitted for
17 the appropriations: *Provided*, That this provision does not
18 apply to accounts that do not contain an object classifica-
19 tion for travel: *Provided further*, That this section shall
20 not apply to travel performed by uncompensated officials
21 of local boards and appeal boards of the Selective Service
22 System; to travel performed directly in connection with
23 care and treatment of medical beneficiaries of the Depart-
24 ment of Veterans Affairs; to travel performed in connec-
25 tion with major disasters or emergencies declared or deter-

1 mined by the President under the provisions of the Robert
2 T. Stafford Disaster Relief and Emergency Assistance
3 Act; to travel performed by the Offices of Inspector Gen-
4 eral in connection with audits and investigations; or to
5 payments to interagency motor pools where separately set
6 forth in the budget schedules: *Provided further*, That if
7 appropriations in titles I, II, and III exceed the amounts
8 set forth in budget estimates initially submitted for such
9 appropriations, the expenditures for travel may cor-
10 respondingly exceed the amounts therefore set forth in the
11 estimates in the same proportion.

12 SEC. 402. Appropriations and funds available for the
13 administrative expenses of the Department of Housing
14 and Urban Development and the Selective Service System
15 shall be available in the current fiscal year for purchase
16 of uniforms, or allowances therefor, as authorized by 5
17 U.S.C. 5901–5902; hire of passenger motor vehicles; and
18 services as authorized by 5 U.S.C. 3109.

19 SEC. 403. Funds of the Department of Housing and
20 Urban Development subject to the Government Corpora-
21 tion Control Act or section 402 of the Housing Act of
22 1950 shall be available, without regard to the limitations
23 on administrative expenses, for legal services on a contract
24 or fee basis, and for utilizing and making payment for
25 services and facilities of Federal National Mortgage Asso-

1 ciation, Government National Mortgage Association, Fed-
2 eral Home Loan Mortgage Corporation, Federal Financ-
3 ing Bank, Federal Reserve banks or any member thereof,
4 Federal Home Loan banks, and any insured bank within
5 the meaning of the Federal Deposit Insurance Corporation
6 Act, as amended (12 U.S.C. 1811–1831).

7 SEC. 404. No part of any appropriation contained in
8 this Act shall remain available for obligation beyond the
9 current fiscal year unless expressly so provided herein.

10 SEC. 405. No funds appropriated by this Act may be
11 expended—

12 (1) pursuant to a certification of an officer or
13 employee of the United States unless—

14 (A) such certification is accompanied by,
15 or is part of, a voucher or abstract which de-
16 scribes the payee or payees and the items or
17 services for which such expenditure is being
18 made, or

19 (B) the expenditure of funds pursuant to
20 such certification, and without such a voucher
21 or abstract, is specifically authorized by law;
22 and

23 (2) unless such expenditure is subject to audit
24 by the General Accounting Office or is specifically
25 exempt by law from such audit.

1 SEC. 406. None of the funds provided in this Act to
2 any department or agency may be expended for the trans-
3 portation of any officer or employee of such department
4 or agency between his domicile and his place of employ-
5 ment, with the exception of any officer or employee au-
6 thorized such transportation under 31 U.S.C. 1344 or 5
7 U.S.C. 7905.

8 SEC. 407. None of the funds provided in this Act may
9 be used for payment, through grants or contracts, to re-
10 cipients that do not share in the cost of conducting re-
11 search resulting from proposals not specifically solicited
12 by the Government: *Provided*, That the extent of cost
13 sharing by the recipient shall reflect the mutuality of in-
14 terest of the grantee or contractor and the Government
15 in the research.

16 SEC. 408. None of the funds in this Act may be used,
17 directly or through grants, to pay or to provide reimburse-
18 ment for payment of the salary of a consultant (whether
19 retained by the Federal Government or a grantee) at more
20 than the daily equivalent of the rate paid for level IV of
21 the Executive Schedule, unless specifically authorized by
22 law.

23 SEC. 409. None of the funds provided in this Act
24 shall be used to pay the expenses of, or otherwise com-
25 pensate, non-Federal parties intervening in regulatory or

1 adjudicatory proceedings. Nothing herein affects the au-
2 thority of the Consumer Product Safety Commission pur-
3 suant to section 7 of the Consumer Product Safety Act
4 (15 U.S.C. 2056 et seq.).

5 SEC. 410. Except as otherwise provided under exist-
6 ing law or under an existing Executive Order issued pur-
7 suant to an existing law, the obligation or expenditure of
8 any appropriation under this Act for contracts for any
9 consulting service shall be limited to contracts which are
10 (1) a matter of public record and available for public in-
11 spection, and (2) thereafter included in a publicly available
12 list of all contracts entered into within twenty-four months
13 prior to the date on which the list is made available to
14 the public and of all contracts on which performance has
15 not been completed by such date. The list required by the
16 preceding sentence shall be updated quarterly and shall
17 include a narrative description of the work to be per-
18 formed under each such contract.

19 SEC. 411. Except as otherwise provided by law, no
20 part of any appropriation contained in this Act shall be
21 obligated or expended by any executive agency, as referred
22 to in the Office of Federal Procurement Policy Act (41
23 U.S.C. 401 et seq.), for a contract for services unless such
24 executive agency (1) has awarded and entered into such
25 contract in full compliance with such Act and the regula-

1 tions promulgated thereunder, and (2) requires any report
2 prepared pursuant to such contract, including plans, eval-
3 uations, studies, analyses and manuals, and any report
4 prepared by the agency which is substantially derived from
5 or substantially includes any report prepared pursuant to
6 such contract, to contain information concerning (A) the
7 contract pursuant to which the report was prepared, and
8 (B) the contractor who prepared the report pursuant to
9 such contract.

10 SEC. 412. Except as otherwise provided in section
11 406, none of the funds provided in this Act to any depart-
12 ment or agency shall be obligated or expended to provide
13 a personal cook, chauffeur, or other personal servants to
14 any officer or employee of such department or agency.

15 SEC. 413. None of the funds provided in this Act to
16 any department or agency shall be obligated or expended
17 to procure passenger automobiles as defined in 15 U.S.C.
18 2001 with an EPA estimated miles per gallon average of
19 less than 22 miles per gallon.

20 SEC. 414. None of the funds appropriated in title I
21 of this Act shall be used to enter into any new lease of
22 real property if the estimated annual rental is more than
23 \$300,000 unless the Secretary submits, in writing, a re-
24 port to the Committees on Appropriations of the Congress
25 and a period of 30 days has expired following the date

1 on which the report is received by the Committees on Ap-
2 propriations.

3 SEC. 415. (a) It is the sense of the Congress that,
4 to the greatest extent practicable, all equipment and prod-
5 ucts purchased with funds made available in this Act
6 should be American-made.

7 (b) In providing financial assistance to, or entering
8 into any contract with, any entity using funds made avail-
9 able in this Act, the head of each Federal agency, to the
10 greatest extent practicable, shall provide to such entity a
11 notice describing the statement made in subsection (a) by
12 the Congress.

13 SEC. 416. None of the funds appropriated in this Act
14 may be used to implement any cap on reimbursements to
15 grantees for indirect costs, except as published in Office
16 of Management and Budget Circular A-21.

17 SEC. 417. Such sums as may be necessary for fiscal
18 year 1998 pay raises for programs funded by this Act shall
19 be absorbed within the levels appropriated in this Act.

20 SEC. 418. None of the funds made available in this
21 Act may be used for any program, project, or activity,
22 when it is made known to the Federal entity or official
23 to which the funds are made available that the program,
24 project, or activity is not in compliance with any Federal

1 law relating to risk assessment, the protection of private
2 property rights, or unfunded mandates.

3 SEC. 419. Corporations and agencies of the Depart-
4 ment of Housing and Urban Development which are sub-
5 ject to the Government Corporation Control Act, as
6 amended, are hereby authorized to make such expendi-
7 tures, within the limits of funds and borrowing authority
8 available to each such corporation or agency and in accord
9 with law, and to make such contracts and commitments
10 without regard to fiscal year limitations as provided by
11 section 104 of the Act as may be necessary in carrying
12 out the programs set forth in the budget for 1998 for such
13 corporation or agency except as hereinafter provided: *Pro-*
14 *vided*, That collections of these corporations and agencies
15 may be used for new loan or mortgage purchase commit-
16 ments only to the extent expressly provided for in this Act
17 (unless such loans are in support of other forms of assist-
18 ance provided for in this or prior appropriations Acts), ex-
19 cept that this proviso shall not apply to the mortgage in-
20 surance or guaranty operations of these corporations, or
21 where loans or mortgage purchases are necessary to pro-
22 tect the financial interest of the United States Govern-
23 ment.

24 SEC. 420. Notwithstanding section 320(g) of the
25 Federal Water Pollution Control Act (33 U.S.C. 1330(g)),

1 funds made available pursuant to authorization under
2 such section for fiscal year 1998 and prior fiscal years
3 may be used for implementing comprehensive conservation
4 and management plans.

5 SEC. 421. Such funds as may be necessary to carry
6 out the orderly termination of the Office of Consumer Af-
7 fairs shall be made available from funds appropriated to
8 the Department of Health and Human Services for fiscal
9 year 1998.

10 AMERICORPS STUDENT LOAN REPAYMENT

11 SEC. 422. Notwithstanding any other provision of
12 law, the term “qualified student loan” with respect to na-
13 tional service education awards shall mean any loan made
14 directly to a student and certified through an institution
15 of higher education as necessary to assist the student in
16 paying the cost of attendance, in addition to other mean-
17 ings under section 148(b)(7) of the National and Commu-
18 nity Service Act.

19 This Act may be cited as the “Departments of Veter-
20 ans Affairs and Housing and Urban Development, and
21 Independent Agencies Appropriations Act, 1998”.