

Calendar No. 290

106TH CONGRESS
1ST SESSION

S. 1650

Making appropriations for the Departments of Labor, Health and Human Services, and Education, and related agencies for the fiscal year ending September 30, 2000, and for other purposes.

IN THE SENATE OF THE UNITED STATES

SEPTEMBER 28, 1999

Mr. SPECTER, 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 Labor, Health and Human Services, and Education, and related agencies for the fiscal year ending September 30, 2000, 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 Labor, Health and Human Services, and
6 Education, and related agencies for the fiscal year ending
7 September 30, 2000, and for other purposes, namely:

1 TITLE I—DEPARTMENT OF LABOR

2 EMPLOYMENT AND TRAINING ADMINISTRATION

3 TRAINING AND EMPLOYMENT SERVICES

4 For necessary expenses of the Workforce Investment
5 Act, including the purchase and hire of passenger motor
6 vehicles, the construction, alteration, and repair of build-
7 ings and other facilities, and the purchase of real property
8 for training centers as authorized by the Workforce In-
9 vestment Act; the Stewart B. McKinney Homeless Assist-
10 ance Act; the National Skill Standards Act of 1994; and
11 the School-to-Work Opportunities Act; \$2,750,694,000
12 plus reimbursements, of which \$1,380,266,000 is available
13 for obligation for the period July 1, 2000 through June
14 30, 2001; of which \$1,250,965,000 is available for obliga-
15 tion for the period April 1, 2000 through June 30, 2001;
16 of which \$53,463,000 is available for the period July 1,
17 2000 through June 30, 2003, for necessary expenses of
18 construction, rehabilitation, and acquisition of Job Corps
19 centers; and of which \$55,000,000 shall be available from
20 July 1, 2000 through September 30, 2001, for carrying
21 out activities of the School-to-Work Opportunities Act:
22 *Provided*, That \$60,000,000 shall be for carrying out sec-
23 tion 166 of the Workforce Investment Act, and
24 \$7,000,000 shall be for carrying out the National Skills
25 Standards Act of 1994: *Provided further*, That no funds

1 from any other appropriation shall be used to provide meal
 2 services at or for Job Corps centers: *Provided further*,
 3 That funds provided to carry out section 171(d) of such
 4 Act may be used for demonstration projects that provide
 5 assistance to new entrants in the workforce and incumbent
 6 workers: *Provided further*, That funding appropriated
 7 herein for Dislocated Worker Employment and Training
 8 Activities under section 132(a)(2)(A) of the Workforce In-
 9 vestment Act of 1998 may be distributed for Dislocated
 10 Worker Projects under section 171(d) of the Act without
 11 regard to the 10 percent limitation contained in section
 12 171(d) of the Act.

13 For necessary expenses of the Workforce Investment
 14 Act, including the purchase and hire of passenger motor
 15 vehicles, the construction, alteration, and repair of build-
 16 ings and other facilities, and the purchase of real property
 17 for training centers as authorized by the Workforce In-
 18 vestment Act; \$2,720,315,000 plus reimbursements, of
 19 which \$2,637,120,000 is available for obligation for the
 20 period October 1, 2000 through June 30, 2001; and of
 21 which \$83,195,000 is available for the period October 1,
 22 2000 through June 30, 2003, including \$80,195,000 for
 23 necessary expenses of construction, rehabilitation, and ac-
 24 quisition of Job Corps centers.

1 In addition to the amounts appropriated under this
2 heading in Public Law 105–277 to carry out the provi-
3 sions of section 402 of the Job Training Partnership Act,
4 an additional \$1,551,000 is made available for obligation
5 from October 1, 1999 through June 30, 2000.

6 COMMUNITY SERVICE EMPLOYMENT FOR OLDER
7 AMERICANS

8 To carry out the activities for national grants or con-
9 tracts with public agencies and public or private nonprofit
10 organizations under paragraph (1)(A) of section 506(a)
11 of title V of the Older Americans Act of 1965, as amended,
12 or to carry out older worker activities as subsequently au-
13 thorized, \$343,356,000.

14 To carry out the activities for grants to States under
15 paragraph (3) of section 506(a) of title V of the Older
16 Americans Act of 1965, as amended, or to carry out older
17 worker activities as subsequently authorized, \$96,844,000.

18 FEDERAL UNEMPLOYMENT BENEFITS AND ALLOWANCES

For payments during the current fiscal year of trade adjustment benefit payments and allowances under part I; and for training, allowances for job search and relocation, and related State administrative expenses under part II, subchapters B and D, chapter 2, title II of the Trade Act of 1974, as amended, \$415,150,000, together with such amounts as may be necessary to be charged to the

1 subsequent appropriation for payments for any period sub-
2 sequent to September 15 of the current year.

3 STATE UNEMPLOYMENT INSURANCE AND EMPLOYMENT
4 SERVICE OPERATIONS

5 For authorized administrative expenses,
6 \$196,952,000, together with not to exceed
7 \$3,161,121,000 (including not to exceed \$1,228,000
8 which may be used for amortization payments to States
9 which had independent retirement plans in their State em-
10 ployment service agencies prior to 1980), which may be
11 expended from the Employment Security Administration
12 account in the Unemployment Trust Fund including the
13 cost of administering section 1201 of the Small Business
14 Job Protection Act of 1996, section 7(d) of the Wagner-
15 Peyser Act, as amended, section 461 of the Job Training
16 Partnership Act, the Trade Act of 1974, as amended, the
17 Immigration Act of 1990, and the Immigration and Na-
18 tionality Act, as amended, and of which the sums available
19 in the allocation for activities authorized by title III of
20 the Social Security Act, as amended (42 U.S.C. 502–504),
21 and the sums available in the allocation for necessary ad-
22 ministrative expenses for carrying out 5 U.S.C. 8501–
23 8523, shall be available for obligation by the States
24 through December 31, 2000, except that funds used for
25 automation acquisitions shall be available for obligation by
26 the States through September 30, 2002; and of which

1 \$196,952,000, together with not to exceed \$778,283,000
2 of the amount which may be expended from said trust
3 fund, shall be available for obligation for the period July
4 1, 2000 through June 30, 2001, to fund activities under
5 the Act of June 6, 1933, as amended, including the cost
6 of penalty mail authorized under 39 U.S.C. 3202(a)(1)(E)
7 made available to States in lieu of allotments for such pur-
8 pose, and of which \$151,333,000 shall be available only
9 to the extent necessary for additional State allocations to
10 administer unemployment compensation laws to finance
11 increases in the number of unemployment insurance
12 claims filed and claims paid or changes in a State law:
13 *Provided*, That to the extent that the Average Weekly In-
14 sured Unemployment (AWIU) for fiscal year 2000 is pro-
15 jected by the Department of Labor to exceed 2,638,000,
16 an additional \$28,600,000 shall be available for obligation
17 for every 100,000 increase in the AWIU level (including
18 a pro rata amount for any increment less than 100,000)
19 from the Employment Security Administration Account of
20 the Unemployment Trust Fund: *Provided further*, That
21 funds appropriated in this Act which are used to establish
22 a national one-stop career center network may be obli-
23 gated in contracts, grants or agreements with non-State
24 entities: *Provided further*, That funds appropriated under
25 this Act for activities authorized under the Wagner-Peyser

1 Act, as amended, and title III of the Social Security Act,
 2 may be used by the States to fund integrated Employment
 3 Service and Unemployment Insurance automation efforts,
 4 notwithstanding cost allocation principles prescribed
 5 under Office of Management and Budget Circular A-87.

6 ADVANCES TO THE UNEMPLOYMENT TRUST FUND AND

7 OTHER FUNDS

8 For repayable advances to the Unemployment Trust
 9 Fund as authorized by sections 905(d) and 1203 of the
 10 Social Security Act, as amended, and to the Black Lung
 11 Disability Trust Fund as authorized by section 9501(c)(1)
 12 of the Internal Revenue Code of 1954, as amended; and
 13 for nonrepayable advances to the Unemployment Trust
 14 Fund as authorized by section 8509 of title 5, United
 15 States Code, and to the “Federal unemployment benefits
 16 and allowances” account, to remain available until Sep-
 17 tember 30, 2001, \$356,000,000.

18 In addition, for making repayable advances to the
 19 Black Lung Disability Trust Fund in the current fiscal
 20 year after September 15, 2000, for costs incurred by the
 21 Black Lung Disability Trust Fund in the current fiscal
 22 year, such sums as may be necessary.

23 PROGRAM ADMINISTRATION

24 For expenses of administering employment and train-
 25 ing programs, \$103,208,000, including \$6,578,000 to sup-
 26 port up to 75 full-time equivalent staff, to administer wel-

1 fare-to-work grants, together with not to exceed
 2 \$46,132,000, which may be expended from the Employ-
 3 ment Security Administration account in the Unemploy-
 4 ment Trust Fund.

5 PENSION AND WELFARE BENEFITS ADMINISTRATION
 6 SALARIES AND EXPENSES

7 For necessary expenses for the Pension and Welfare
 8 Benefits Administration, \$99,831,000.

9 PENSION BENEFIT GUARANTY CORPORATION

10 PENSION BENEFIT GUARANTY CORPORATION FUND

11 The Pension Benefit Guaranty Corporation is author-
 12 ized to make such expenditures, including financial assist-
 13 ance authorized by section 104 of Public Law 96–364,
 14 within limits of funds and borrowing authority available
 15 to such Corporation, and in accord with law, and to make
 16 such contracts and commitments without regard to fiscal
 17 year limitations as provided by section 104 of the Govern-
 18 ment Corporation Control Act, as amended (31 U.S.C.
 19 9104), as may be necessary in carrying out the program
 20 through September 30, 2000, for such Corporation: *Pro-*
 21 *vided*, That not to exceed \$11,352,000 shall be available
 22 for administrative expenses of the Corporation: *Provided*
 23 *further*, That expenses of such Corporation in connection
 24 with the termination of pension plans, for the acquisition,
 25 protection or management, and investment of trust assets,

1 and for benefits administration services shall be consid-
2 ered as non-administrative expenses for the purposes here-
3 of, and excluded from the above limitation.

4 EMPLOYMENT STANDARDS ADMINISTRATION
5 SALARIES AND EXPENSES

6 For necessary expenses for the Employment Stand-
7 ards Administration, including reimbursement to State,
8 Federal, and local agencies and their employees for inspec-
9 tion services rendered, \$341,047,000, together with
10 \$1,740,000 which may be expended from the Special Fund
11 in accordance with sections 39(c), 44(d) and 44(j) of the
12 Longshore and Harbor Workers' Compensation Act: *Pro-*
13 *vided*, That \$2,000,000 shall be for the development of
14 an alternative system for the electronic submission of re-
15 ports as required to be filed under the Labor-Management
16 Reporting and Disclosure Act of 1959, as amended, and
17 for a computer database of the information for each sub-
18 mission by whatever means, that is indexed and easily
19 searchable by the public via the Internet: *Provided further*,
20 That the Secretary of Labor is authorized to accept, re-
21 tain, and spend, until expended, in the name of the De-
22 partment of Labor, all sums of money ordered to be paid
23 to the Secretary of Labor, in accordance with the terms
24 of the Consent Judgment in Civil Action No. 91-0027 of
25 the United States District Court for the District of the

1 Northern Mariana Islands (May 21, 1992): *Provided fur-*
 2 *ther*, That the Secretary of Labor is authorized to estab-
 3 lish and, in accordance with 31 U.S.C. 3302, collect and
 4 deposit in the Treasury fees for processing applications
 5 and issuing certificates under sections 11(d) and 14 of the
 6 Fair Labor Standards Act of 1938, as amended (29
 7 U.S.C. 211(d) and 214) and for processing applications
 8 and issuing registrations under title I of the Migrant and
 9 Seasonal Agricultural Worker Protection Act (29 U.S.C.
 10 1801 et seq.).

11 SPECIAL BENEFITS

12 (INCLUDING TRANSFER OF FUNDS)

13 For the payment of compensation, benefits, and ex-
 14 penses (except administrative expenses) accruing during
 15 the current or any prior fiscal year authorized by title 5,
 16 chapter 81 of the United States Code; continuation of ben-
 17 efits as provided for under the head “Civilian War Bene-
 18 fits” in the Federal Security Agency Appropriation Act,
 19 1947; the Employees’ Compensation Commission Appro-
 20 priation Act, 1944; sections 4(c) and 5(f) of the War
 21 Claims Act of 1948 (50 U.S.C. App. 2012); and 50 per-
 22 cent of the additional compensation and benefits required
 23 by section 10(h) of the Longshore and Harbor Workers’
 24 Compensation Act, as amended, \$79,000,000 together
 25 with such amounts as may be necessary to be charged to
 26 the subsequent year appropriation for the payment of

1 compensation and other benefits for any period subse-
2 quent to August 15 of the current year: *Provided*, That
3 amounts appropriated may be used under section 8104 of
4 title 5, United States Code, by the Secretary of Labor to
5 reimburse an employer, who is not the employer at the
6 time of injury, for portions of the salary of a reemployed,
7 disabled beneficiary: *Provided further*, That balances of re-
8 imbursements unobligated on September 30, 1999, shall
9 remain available until expended for the payment of com-
10 pensation, benefits, and expenses: *Provided further*, That
11 in addition there shall be transferred to this appropriation
12 from the Postal Service and from any other corporation
13 or instrumentality required under section 8147(c) of title
14 5, United States Code, to pay an amount for its fair share
15 of the cost of administration, such sums as the Secretary
16 determines to be the cost of administration for employees
17 of such fair share entities through September 30, 2000:
18 *Provided further*, That of those funds transferred to this
19 account from the fair share entities to pay the cost of ad-
20 ministration, \$21,849,000 shall be made available to the
21 Secretary as follows: for the operation of and enhancement
22 to the automated data processing systems, including docu-
23 ment imaging and medical bill review, in support of Fed-
24 eral Employees' Compensation Act administration,
25 \$13,433,000; for program staff training to operate the

1 new imaging system, \$1,300,000; for the periodic roll re-
 2 view program, \$7,116,000; and the remaining funds shall
 3 be paid into the Treasury as miscellaneous receipts: *Pro-*
 4 *vided further*, That the Secretary may require that any
 5 person filing a notice of injury or a claim for benefits
 6 under chapter 81 of title 5, United States Code, or 33
 7 U.S.C. 901 et seq., provide as part of such notice and
 8 claim, such identifying information (including Social Secu-
 9 rity account number) as such regulations may prescribe.

10 BLACK LUNG DISABILITY TRUST FUND

11 (INCLUDING TRANSFER OF FUNDS)

12 Beginning in fiscal year 2000 and thereafter, such
 13 sums as may be necessary from the Black Lung Disability
 14 Trust Fund, to remain available until expended, for pay-
 15 ment of all benefits authorized by section 9501 (d)(1), (2),
 16 (4) and (7), of the Internal Revenue Code of 1954, as
 17 amended; and interest on advances as authorized by sec-
 18 tion 9501(c)(2) of that Act. In addition, the following
 19 amounts shall be available from the Fund for fiscal year
 20 2000 for expenses of operation and administration of the
 21 Black Lung Benefits program as authorized by section
 22 9501 (d)(5) of that Act: \$28,676,000 for transfer to the
 23 Employment Standards Administration, “Salaries and Ex-
 24 penses”; \$21,144,000 for transfer to Departmental Man-
 25 agement, “Salaries and Expenses”; \$318,000 for transfer
 26 to Departmental Management, “Office of Inspector Gen-

1 eral”; and \$356,000 for payments into Miscellaneous Re-
 2 cepts for the expenses of the Department of Treasury.

3 OCCUPATIONAL SAFETY AND HEALTH ADMINISTRATION
 4 SALARIES AND EXPENSES

5 For necessary expenses for the Occupational Safety
 6 and Health Administration, \$388,142,000, including not
 7 to exceed \$83,501,000 which shall be the maximum
 8 amount available for grants to States under section 23(g)
 9 of the Occupational Safety and Health Act, which grants
 10 shall be no less than 50 percent of the costs of State occu-
 11 pational safety and health programs required to be in-
 12 curred under plans approved by the Secretary under sec-
 13 tion 18 of the Occupational Safety and Health Act of
 14 1970; and, in addition, notwithstanding 31 U.S.C. 3302,
 15 the Occupational Safety and Health Administration may
 16 retain up to \$750,000 per fiscal year of training institute
 17 course tuition fees, otherwise authorized by law to be col-
 18 lected, and may utilize such sums for occupational safety
 19 and health training and education grants: *Provided*, That,
 20 notwithstanding 31 U.S.C. 3302, the Secretary of Labor
 21 is authorized, during the fiscal year ending September 30,
 22 2000, to collect and retain fees for services provided to
 23 Nationally Recognized Testing Laboratories, and may uti-
 24 lize such sums, in accordance with the provisions of 29
 25 U.S.C. 9a, to administer national and international lab-

1 oratory recognition programs that ensure the safety of
2 equipment and products used by workers in the workplace:
3 *Provided further,* That none of the funds appropriated
4 under this paragraph shall be obligated or expended to
5 prescribe, issue, administer, or enforce any standard, rule,
6 regulation, or order under the Occupational Safety and
7 Health Act of 1970 which is applicable to any person who
8 is engaged in a farming operation which does not maintain
9 a temporary labor camp and employs ten or fewer employ-
10 ees: *Provided further,* That no funds appropriated under
11 this paragraph shall be obligated or expended to admin-
12 ister or enforce any standard, rule, regulation, or order
13 under the Occupational Safety and Health Act of 1970
14 with respect to any employer of ten or fewer employees
15 who is included within a category having an occupational
16 injury lost workday case rate, at the most precise Stand-
17 ard Industrial Classification Code for which such data are
18 published, less than the national average rate as such
19 rates are most recently published by the Secretary, acting
20 through the Bureau of Labor Statistics, in accordance
21 with section 24 of that Act (29 U.S.C. 673), except—
22 (1) to provide, as authorized by such Act, con-
23 sultation, technical assistance, educational and train-
24 ing services, and to conduct surveys and studies;

1 (2) to conduct an inspection or investigation in
2 response to an employee complaint, to issue a cita-
3 tion for violations found during such inspection, and
4 to assess a penalty for violations which are not cor-
5 rected within a reasonable abatement period and for
6 any willful violations found;

7 (3) to take any action authorized by such Act
8 with respect to imminent dangers;

9 (4) to take any action authorized by such Act
10 with respect to health hazards;

11 (5) to take any action authorized by such Act
12 with respect to a report of an employment accident
13 which is fatal to one or more employees or which re-
14 sults in hospitalization of two or more employees,
15 and to take any action pursuant to such investiga-
16 tion authorized by such Act; and

17 (6) to take any action authorized by such Act
18 with respect to complaints of discrimination against
19 employees for exercising rights under such Act: *Pro-*
20 *vided further,* That the foregoing proviso shall not
21 apply to any person who is engaged in a farming op-
22 eration which does not maintain a temporary labor
23 camp and employs ten or fewer employees.

1 MINE SAFETY AND HEALTH ADMINISTRATION
2 SALARIES AND EXPENSES

3 For necessary expenses for the Mine Safety and
4 Health Administration, \$230,873,000, including purchase
5 and bestowal of certificates and trophies in connection
6 with mine rescue and first-aid work, and the hire of pas-
7 senger motor vehicles; including not to exceed \$750,000
8 may be collected by the National Mine Health and Safety
9 Academy for room, board, tuition, and the sale of training
10 materials, otherwise authorized by law to be collected, to
11 be available for mine safety and health education and
12 training activities, notwithstanding 31 U.S.C. 3302; and,
13 in addition, the Mine Safety and Health Administration
14 may retain up to \$1,000,000 in fees collected for the ap-
15 proval and certification of equipment, materials, and ex-
16 plosives for use in mines, and may utilize such sums for
17 such activities; the Secretary is authorized to accept lands,
18 buildings, equipment, and other contributions from public
19 and private sources and to prosecute projects in coopera-
20 tion with other agencies, Federal, State, or private; the
21 Mine Safety and Health Administration is authorized to
22 promote health and safety education and training in the
23 mining community through cooperative programs with
24 States, industry, and safety associations; and any funds
25 available to the Department may be used, with the ap-

1 proval of the Secretary, to provide for the costs of mine
 2 rescue and survival operations in the event of a major dis-
 3 aster.

4 BUREAU OF LABOR STATISTICS

5 SALARIES AND EXPENSES

6 For necessary expenses for the Bureau of Labor Sta-
 7 tistics, including advances or reimbursements to State,
 8 Federal, and local agencies and their employees for serv-
 9 ices rendered, \$353,781,000, of which \$6,986,000 shall be
 10 for expenses of revising the Consumer Price Index and
 11 shall remain available until September 30, 2001, together
 12 with not to exceed \$55,663,000, which may be expended
 13 from the Employment Security Administration account in
 14 the Unemployment Trust Fund.

15 DEPARTMENTAL MANAGEMENT

16 SALARIES AND EXPENSES

17 For necessary expenses for Departmental Manage-
 18 ment, including the hire of three sedans, and including
 19 up to \$7,250,000 for the President's Committee on Em-
 20 ployment of People With Disabilities, and including the
 21 management or operation of Departmental bilateral and
 22 multilateral foreign technical assistance, \$247,001,000;
 23 together with not to exceed \$310,000, which may be ex-
 24 pended from the Employment Security Administration ac-
 25 count in the Unemployment Trust Fund: *Provided, That*

1 no funds made available by this Act may be used by the
2 Solicitor of Labor to participate in a review in any United
3 States court of appeals of any decision made by the Bene-
4 fits Review Board under section 21 of the Longshore and
5 Harbor Workers' Compensation Act (33 U.S.C. 921)
6 where such participation is precluded by the decision of
7 the United States Supreme Court in *Director, Office of*
8 *Workers' Compensation Programs v. Newport News Ship-*
9 *building*, 115 S. Ct. 1278 (1995), notwithstanding any
10 provisions to the contrary contained in Rule 15 of the Fed-
11 eral Rules of Appellate Procedure: *Provided further*, That
12 no funds made available by this Act may be used by the
13 Secretary of Labor to review a decision under the
14 Longshore and Harbor Workers' Compensation Act (33
15 U.S.C. 901 et seq.) that has been appealed and that has
16 been pending before the Benefits Review Board for more
17 than 12 months: *Provided further*, That any such decision
18 pending a review by the Benefits Review Board for more
19 than one year shall be considered affirmed by the Benefits
20 Review Board on the one-year anniversary of the filing
21 of the appeal, and shall be considered the final order of
22 the Board for purposes of obtaining a review in the United
23 States courts of appeals: *Provided further*, That these pro-
24 visions shall not be applicable to the review or appeal of
25 any decision issued under the Black Lung Benefits Act

1 (30 U.S.C. 901 et seq.): *Provided further*, That notwith-
 2 standing any other provision of this Act, up to \$10,000
 3 of funding appropriated under title I of this Act for sala-
 4 ries and expenses may be used for receiving and hosting
 5 officials of foreign states and official foreign delegations
 6 in furtherance of Departmental functions or activities.

7 ASSISTANT SECRETARY FOR VETERANS EMPLOYMENT
 8 AND TRAINING

9 Not to exceed \$185,613,000 may be derived from the
 10 Employment Security Administration account in the Un-
 11 employment Trust Fund to carry out the provisions of 38
 12 U.S.C. 4100–4110A, 4212, 4214 and 4321–4327, and
 13 Public Law 103–353, and which shall be available for obli-
 14 gation by the States through December 31, 2000.

15 OFFICE OF INSPECTOR GENERAL

16 For salaries and expenses of the Office of Inspector
 17 General in carrying out the provisions of the Inspector
 18 General Act of 1978, as amended, \$48,095,000, together
 19 with not to exceed \$3,830,000, which may be expended
 20 from the Employment Security Administration account in
 21 the Unemployment Trust Fund.

22 GENERAL PROVISIONS

23 SEC. 101. None of the funds appropriated in this title
 24 for the Job Corps shall be used to pay the compensation
 25 of an individual, either as direct costs or any proration

1 as an indirect cost, at a rate in excess of Executive Level
 2 III.

3 (TRANSFER OF FUNDS)

4 SEC. 102. Not to exceed 1 percent of any discre-
 5 tionary funds (pursuant to the Balanced Budget and
 6 Emergency Deficit Control Act, as amended) which are
 7 appropriated for the current fiscal year for the Depart-
 8 ment of Labor in this Act may be transferred between ap-
 9 propriations, but no such appropriation shall be increased
 10 by more than 3 percent by any such transfer: *Provided*,
 11 That the Appropriations Committees of both Houses of
 12 Congress are notified at least fifteen days in advance of
 13 any transfer.

14 TITLE II—DEPARTMENT OF HEALTH AND
 15 HUMAN SERVICES

16 HEALTH RESOURCES AND SERVICES ADMINISTRATION
 17 HEALTH RESOURCES AND SERVICES

18 For carrying out titles II, III, VII, VIII, X, XII, XIX,
 19 and XXVI of the Public Health Service Act, section
 20 427(a) of the Federal Coal Mine Health and Safety Act,
 21 title V and section 1820 of the Social Security Act, the
 22 Health Care Quality Improvement Act of 1986, as amend-
 23 ed, the Native Hawaiian Health Care Act of 1988, as
 24 amended, and the Ricky Ray Hemophilia Relief Fund Act
 25 of 1998, \$4,365,498,000, of which \$150,000 shall remain
 26 available until expended for interest subsidies on loan

1 guarantees made prior to fiscal year 1981 under part B
2 of title VII of the Public Health Service Act, and of which
3 \$10,000,000 shall be available for the construction and
4 renovation of health care and other facilities, and of which
5 \$25,000,000 from general revenues, notwithstanding sec-
6 tion 1820(j) of the Social Security Act, shall be available
7 for carrying out the Medicare rural hospital flexibility
8 grants program under section 1820 of such Act: *Provided*,
9 That the Division of Federal Occupational Health may
10 utilize personal services contracting to employ professional
11 management/administrative and occupational health pro-
12 fessionals: *Provided further*, That of the funds made avail-
13 able under this heading, \$250,000 shall be available until
14 expended for facilities renovations at the Gillis W. Long
15 Hansen's Disease Center: *Provided further*, That in addi-
16 tion to fees authorized by section 427(b) of the Health
17 Care Quality Improvement Act of 1986, fees shall be col-
18 lected for the full disclosure of information under the Act
19 sufficient to recover the full costs of operating the Na-
20 tional Practitioner Data Bank, and shall remain available
21 until expended to carry out that Act: *Provided further*,
22 That no more than \$5,000,000 is available for carrying
23 out the provisions of Public Law 104-73: *Provided further*,
24 That of the funds made available under this heading,
25 \$222,432,000 shall be for the program under title X of

1 the Public Health Service Act to provide for voluntary
2 family planning projects: *Provided further*, That amounts
3 provided to said projects under such title shall not be ex-
4 pended for abortions, that all pregnancy counseling shall
5 be nondirective, and that such amounts shall not be ex-
6 pended for any activity (including the publication or dis-
7 tribution of literature) that in any way tends to promote
8 public support or opposition to any legislative proposal or
9 candidate for public office: *Provided further*, That
10 \$536,000,000 shall be for State AIDS Drug Assistance
11 Programs authorized by section 2616 of the Public Health
12 Service Act: *Provided further*, That notwithstanding any
13 other provision of law, funds made available under this
14 heading may be used to continue operating the Council
15 on Graduate Medical Education established by section 301
16 of Public Law 102–408: *Provided further*, That of the
17 funds made available under this heading, \$50,000,000
18 shall remain available for the Ricky Ray Hemophilia Relief
19 Fund until November 11, 2003: *Provided further*, That
20 fees collected for the full disclosure of information under
21 the “Health Care Fraud and Abuse Data Collection Pro-
22 gram,” authorized by section 221 of the Health Insurance
23 Portability and Accountability Act of 1996, shall be suffi-
24 cient to recover the full costs of operating the Program,

1 and shall remain available to carry out that Act until ex-
 2 pended.

3 MEDICAL FACILITIES GUARANTEE AND LOAN FUND

4 FEDERAL INTEREST SUBSIDIES FOR MEDICAL FACILITIES

5 For carrying out subsections (d) and (e) of section
 6 1602 of the Public Health Service Act, \$1,000,000, to-
 7 gether with any amounts received by the Secretary in con-
 8 nection with loans and loan guarantees under title VI of
 9 the Public Health Service Act, to be available without fis-
 10 cal year limitation for the payment of interest subsidies.
 11 During the fiscal year, no commitments for direct loans
 12 or loan guarantees shall be made.

13 HEALTH EDUCATION ASSISTANCE LOANS PROGRAM

14 ACCOUNT

15 Such sums as may be necessary to carry out the pur-
 16 pose of the program, as authorized by Title VII of the
 17 Public Health Service Act, as amended. For administra-
 18 tive expenses to carry out the guaranteed loan program,
 19 including section 709 of the Public Health Service Act,
 20 \$3,688,000.

21 VACCINE INJURY COMPENSATION PROGRAM TRUST FUND

22 For payments from the Vaccine Injury Compensation
 23 Program Trust Fund, such sums as may be necessary for
 24 claims associated with vaccine-related injury or death with
 25 respect to vaccines administered after September 30,
 26 1988, pursuant to subtitle 2 of title XXI of the Public

1 Health Service Act, to remain available until expended:
 2 *Provided*, That for necessary administrative expenses, not
 3 to exceed \$3,000,000 shall be available from the Trust
 4 Fund to the Secretary of Health and Human Services.

5 CENTERS FOR DISEASE CONTROL AND PREVENTION

6 DISEASE CONTROL, RESEARCH, AND TRAINING

7 To carry out titles II, III, VII, XI, XV, XVII, XIX
 8 and XXVI of the Public Health Service Act, sections 101,
 9 102, 103, 201, 202, 203, 301, and 501 of the Federal
 10 Mine Safety and Health Act of 1977, sections 20, 21 and
 11 22 of the Occupational Safety and Health Act of 1970,
 12 title IV of the Immigration and Nationality Act and sec-
 13 tion 501 of the Refugee Education Assistance Act of 1980;
 14 including insurance of official motor vehicles in foreign
 15 countries; and hire, maintenance, and operation of air-
 16 craft, \$2,751,838,000 of which \$39,800,000 shall remain
 17 available until expended for equipment and construction
 18 and renovation of facilities, and in addition, such sums
 19 as may be derived from authorized user fees, which shall
 20 be credited to this account: *Provided*, That in addition to
 21 amounts provided herein, up to \$109,573,000 shall be
 22 available from amounts available under section 241 of the
 23 Public Health Service Act, to carry out the National Cen-
 24 ter for Health Statistics surveys: *Provided further*, That
 25 none of the funds made available for injury prevention and

1 control at the Centers for Disease Control and Prevention
 2 may be used to advocate or promote gun control: *Provided*
 3 *further*, That the Director may redirect the total amount
 4 made available under authority of Public Law 101–502,
 5 section 3, dated November 3, 1990, to activities the Direc-
 6 tor may so designate: *Provided further*, That the Congress
 7 is to be notified promptly of any such transfer.

8 In addition, \$51,000,000, to be derived from the Vio-
 9 lent Crime Reduction Trust Fund, for carrying out sec-
 10 tions 40151 and 40261 of Public Law 103–322.

11 NATIONAL INSTITUTES OF HEALTH

12 NATIONAL CANCER INSTITUTE

13 For carrying out section 301 and title IV of the Pub-
 14 lic Health Service Act with respect to cancer,
 15 \$3,286,859,000.

16 NATIONAL HEART, LUNG, AND BLOOD INSTITUTE

17 For carrying out section 301 and title IV of the Pub-
 18 lic Health Service Act with respect to cardiovascular, lung,
 19 and blood diseases, and blood and blood products,
 20 \$2,001,185,000.

21 NATIONAL INSTITUTE OF DENTAL AND CRANIOFACIAL

22 RESEARCH

23 For carrying out section 301 and title IV of the Pub-
 24 lic Health Service Act with respect to dental disease,
 25 \$267,543,000.

1 NATIONAL INSTITUTE OF DIABETES AND DIGESTIVE AND
2 KIDNEY DISEASES

3 For carrying out section 301 and title IV of the Pub-
4 lic Health Service Act with respect to diabetes and diges-
5 tive and kidney disease, \$1,130,056,000.

6 NATIONAL INSTITUTE OF NEUROLOGICAL DISORDERS
7 AND STROKE

8 For carrying out section 301 and title IV of the Pub-
9 lic Health Service Act with respect to neurological dis-
10 orders and stroke, \$1,019,271,000.

11 NATIONAL INSTITUTE OF ALLERGY AND INFECTIOUS
12 DISEASES

13 For carrying out section 301 and title IV of the Pub-
14 lic Health Service Act with respect to allergy and infec-
15 tious diseases, \$1,786,718,000.

16 NATIONAL INSTITUTE OF GENERAL MEDICAL SCIENCES

17 For carrying out section 301 and title IV of the Pub-
18 lic Health Service Act with respect to general medical
19 sciences, \$1,352,843,000.

20 NATIONAL INSTITUTE OF CHILD HEALTH AND HUMAN
21 DEVELOPMENT

22 For carrying out section 301 and title IV of the Pub-
23 lic Health Service Act with respect to child health and
24 human development, \$848,044,000.

1 NATIONAL EYE INSTITUTE

2 For carrying out section 301 and title IV of the Pub-
3 lic Health Service Act with respect to eye diseases and
4 visual disorders, \$445,172,000.

5 NATIONAL INSTITUTE OF ENVIRONMENTAL HEALTH
6 SCIENCES

7 For carrying out sections 301 and 311 and title IV
8 of the Public Health Service Act with respect to environ-
9 mental health sciences, \$436,113,000.

10 NATIONAL INSTITUTE ON AGING

11 For carrying out section 301 and title IV of the Pub-
12 lic Health Service Act with respect to aging,
13 \$680,332,000.

14 NATIONAL INSTITUTE OF ARTHRITIS AND
15 MUSCULOSKELETAL AND SKIN DISEASES

16 For carrying out section 301 and title IV of the Pub-
17 lic Health Service Act with respect to arthritis and mus-
18 culoskeletal and skin diseases, \$350,429,000.

19 NATIONAL INSTITUTE ON DEAFNESS AND OTHER
20 COMMUNICATION DISORDERS

21 For carrying out section 301 and title IV of the Pub-
22 lic Health Service Act with respect to deafness and other
23 communication disorders, \$261,962,000.

1 NATIONAL INSTITUTE OF NURSING RESEARCH

2 For carrying out section 301 and title IV of the Pub-
 3 lic Health Service Act with respect to nursing research,
 4 \$90,000,000.

5 NATIONAL INSTITUTE ON ALCOHOL ABUSE AND
 6 ALCOHOLISM

7 For carrying out section 301 and title IV of the Pub-
 8 lic Health Service Act with respect to alcohol abuse and
 9 alcoholism, \$291,247,000.

10 NATIONAL INSTITUTE ON DRUG ABUSE

11 For carrying out section 301 and title IV of the Pub-
 12 lic Health Service Act with respect to drug abuse,
 13 \$682,536,000.

14 NATIONAL INSTITUTE OF MENTAL HEALTH

15 For carrying out section 301 and title IV of the Pub-
 16 lic Health Service Act with respect to mental health,
 17 \$969,494,000.

18 NATIONAL HUMAN GENOME RESEARCH INSTITUTE

19 For carrying out section 301 and title IV of the Pub-
 20 lic Health Service Act with respect to human genome re-
 21 search, \$337,322,000.

22 NATIONAL CENTER FOR RESEARCH RESOURCES

23 For carrying out section 301 and title IV of the Pub-
 24 lic Health Service Act with respect to research resources
 25 and general research support grants, \$655,988,000: *Pro-*
 26 *vided*, That none of these funds shall be used to pay recipi-

1 ents of the general research support grants program any
 2 amount for indirect expenses in connection with such
 3 grants: *Provided further*, That \$60,000,000 shall be for
 4 extramural facilities construction grants, of which
 5 \$30,000,000 shall become available October 1, 2000, and
 6 remain available through September 30, 2001.

7 NATIONAL CENTER FOR COMPLEMENTARY AND
 8 ALTERNATIVE MEDICINE

9 For carrying out section 301 and title IV of the Pub-
 10 lic Health Service Act with respect to complementary and
 11 alternative medicine, \$56,214,000 to be available for obli-
 12 gation through September 30, 2001.

13 JOHN E. FOGARTY INTERNATIONAL CENTER

14 For carrying out the activities at the John E.
 15 Fogarty International Center, \$43,723,000.

16 NATIONAL LIBRARY OF MEDICINE

17 For carrying out section 301 and title IV of the Pub-
 18 lic Health Service Act with respect to health information
 19 communications, \$210,183,000, of which \$4,000,000 shall
 20 be available until expended for improvement of informa-
 21 tion systems: *Provided*, That in fiscal year 2000, the Li-
 22 brary may enter into personal services contracts for the
 23 provision of services in facilities owned, operated, or con-
 24 structed under the jurisdiction of the National Institutes
 25 of Health.

OFFICE OF THE DIRECTOR

(INCLUDING TRANSFER OF FUNDS)

For carrying out the responsibilities of the Office of the Director, National Institutes of Health, \$299,504,000: *Provided*, That funding shall be available for the purchase of not to exceed twenty-nine passenger motor vehicles for replacement only: *Provided further*, That the Director may direct up to 1 percent of the total amount made available in this or any other Act to all National Institutes of Health appropriations to activities the Director may so designate: *Provided further*, That no such appropriation shall be decreased by more than 1 percent by any such transfers and that the Congress is promptly notified of the transfer: *Provided further*, That NIH is authorized to collect third party payments for the cost of clinical services that are incurred in National Institutes of Health research facilities and that such payments shall be credited to the National Institutes of Health Management Fund: *Provided further*, That all funds credited to the NIH Management Fund shall remain available for one fiscal year after the fiscal year in which they are deposited.

BUILDINGS AND FACILITIES

For the study of, construction of, and acquisition of equipment for, facilities of or used by the National Institutes of Health, including the acquisition of real property, \$100,732,000, to remain available until expended.

1 SUBSTANCE ABUSE AND MENTAL HEALTH SERVICES

2 ADMINISTRATION

3 SUBSTANCE ABUSE AND MENTAL HEALTH SERVICES

4 For carrying out titles V and XIX of the Public
 5 Health Service Act with respect to substance abuse and
 6 mental health services, the Protection and Advocacy for
 7 Mentally Ill Individuals Act of 1986, and section 301 of
 8 the Public Health Service Act with respect to program
 9 management, \$2,750,700,000, of which \$100,000,000
 10 shall become available on October 1, 2000 and remain
 11 available until September 30, 2001.

12 RETIREMENT PAY AND MEDICAL BENEFITS FOR

13 COMMISSIONED OFFICERS

14 For retirement pay and medical benefits of Public
 15 Health Service Commissioned Officers as authorized by
 16 law, for payments under the Retired Serviceman's Family
 17 Protection Plan and Survivor Benefit Plan, for medical
 18 care of dependents and retired personnel under the De-
 19 pendants' Medical Care Act (10 U.S.C. ch. 55), and for
 20 payments pursuant to section 229(b) of the Social Secu-
 21 rity Act (42 U.S.C. 429(b)), such amounts as may be re-
 22 quired during the current fiscal year.

23 AGENCY FOR HEALTH CARE POLICY AND RESEARCH

24 HEALTH CARE POLICY AND RESEARCH

25 For carrying out titles III and IX of the Public
 26 Health Service Act, and part A of title XI of the Social

1 Security Act, \$19,504,000; in addition, amounts received
 2 from Freedom of Information Act fees, reimbursable and
 3 interagency agreements, and the sale of data tapes shall
 4 be credited to this appropriation and shall remain avail-
 5 able until expended: *Provided*, That the amount made
 6 available pursuant to section 926(b) of the Public Health
 7 Service Act shall not exceed \$191,751,000.

8 HEALTH CARE FINANCING ADMINISTRATION
 9 GRANTS TO STATES FOR MEDICAID

10 For carrying out, except as otherwise provided, titles
 11 XI and XIX of the Social Security Act, \$86,087,393,000,
 12 to remain available until expended: *Provided*, That begin-
 13 ning in fiscal year 2000 and thereafter, for expenses in-
 14 curred by Medicaid under title XXI of the Social Security
 15 Act, Medicaid may accept as reimbursement in advance
 16 amounts from the “State Children’s Health Insurance
 17 Fund,” such amounts to remain available as provided
 18 under title XXI.

19 For making, after May 31, 2000, payments to States
 20 under title XIX of the Social Security Act for the last
 21 quarter of fiscal year 2000 for unanticipated costs, in-
 22 curred for the current fiscal year, such sums as may be
 23 necessary.

24 For making payments to States or in the case of sec-
 25 tion 1928 on behalf of States, under title XIX of the So-

1 cial Security Act for the first quarter of fiscal year 2001,
 2 \$30,589,003,000, to remain available until expended.

3 Payment under title XIX may be made for any quar-
 4 ter with respect to a State plan or plan amendment in
 5 effect during such quarter, if submitted in or prior to such
 6 quarter and approved in that or any subsequent quarter.

7 PAYMENTS TO HEALTH CARE TRUST FUNDS

8 For payment to the Federal Hospital Insurance and
 9 the Federal Supplementary Medical Insurance Trust
 10 Funds, as provided under sections 217(g) and 1844 of the
 11 Social Security Act, sections 103(c) and 111(d) of the So-
 12 cial Security Amendments of 1965, section 278(d) of Pub-
 13 lic Law 97-248, and for administrative expenses incurred
 14 pursuant to section 201(g) of the Social Security Act,
 15 \$69,289,100,000.

16 PROGRAM MANAGEMENT

17 For carrying out, except as otherwise provided, titles
 18 XI, XVIII, XIX and XXI of the Social Security Act, titles
 19 XIII and XXVII of the Public Health Service Act, and
 20 the Clinical Laboratory Improvement Amendments of
 21 1988, not to exceed \$1,991,321,000, to be transferred
 22 from the Federal Hospital Insurance and the Federal Sup-
 23 plementary Medical Insurance Trust Funds, as authorized
 24 by section 201(g) of the Social Security Act; together with
 25 all funds collected in accordance with section 353 of the
 26 Public Health Service Act and such sums as may be col-

1 lected from authorized user fees and the sale of data,
2 which shall remain available until expended, and together
3 with administrative fees collected relative to Medicare
4 overpayment recovery activities, which shall be transferred
5 to the Health Care Fraud and Abuse Control (HCFAC)
6 account and remain available until expended: *Provided*,
7 That all funds derived in accordance with 31 U.S.C. 9701
8 from organizations established under title XIII of the Pub-
9 lic Health Service Act shall be credited to and available
10 for carrying out the purposes of this appropriation: *Pro-*
11 *vided further*, That \$18,000,000 appropriated under this
12 heading for the managed care system redesign shall re-
13 main available until expended: *Provided further*, That
14 funds appropriated under this heading may be obligated
15 to increase Medicare provider audits and implement the
16 Department's corrective action plan to the Chief Financial
17 Officer's audit of the Health Care Financing Administra-
18 tion's oversight of Medicare: *Provided further*, That the
19 Secretary of Health and Human Services is directed to
20 collect, in aggregate, \$95,000,000 in fees in fiscal year
21 2000 from Medicare+Choice organizations pursuant to
22 section 1857(e)(2) of the Social Security Act and from eli-
23 gible organizations with risk-sharing contracts under sec-
24 tion 1876 of that Act pursuant to section 1876(k)(4)(D)
25 of that Act.

1 HEALTH MAINTENANCE ORGANIZATION LOAN AND LOAN
2 GUARANTEE FUND

3 For carrying out subsections (d) and (e) of section
4 1308 of the Public Health Service Act, any amounts re-
5 ceived by the Secretary in connection with loans and loan
6 guarantees under title XIII of the Public Health Service
7 Act, to be available without fiscal year limitation for the
8 payment of outstanding obligations. During fiscal year
9 1999, no commitments for direct loans or loan guarantees
10 shall be made.

11 ADMINISTRATION FOR CHILDREN AND FAMILIES

12 PAYMENTS TO STATES FOR CHILD SUPPORT

13 ENFORCEMENT AND FAMILY SUPPORT PROGRAMS

14 For making payments to States or other non-Federal
15 entities under titles I, IV–D, X, XI, XIV, and XVI of the
16 Social Security Act and the Act of July 5, 1960 (24
17 U.S.C. ch. 9), for the first quarter of fiscal year 2001,
18 \$650,000,000, to remain available until expended.

19 For making payments to each State for carrying out
20 the program of Aid to Families with Dependent Children
21 under title IV–A of the Social Security Act before the ef-
22 fective date of the program of Temporary Assistance to
23 Needy Families (TANF) with respect to such State, such
24 sums as may be necessary: *Provided*, That the sum of the
25 amounts available to a State with respect to expenditures

1 under such title IV–A in fiscal year 1997 under this ap-
 2 propriation and under such title IV–A as amended by the
 3 Personal Responsibility and Work Opportunity Reconcili-
 4 ation Act of 1996 shall not exceed the limitations under
 5 section 116(b) of such Act.

6 For making, after May 31 of the current fiscal year,
 7 payments to States or other non-Federal entities under
 8 titles I, IV–D, X, XI, XIV, and XVI of the Social Security
 9 Act and the Act of July 5, 1960 (24 U.S.C. ch. 9), for
 10 the last three months of the current year for unanticipated
 11 costs, incurred for the current fiscal year, such sums as
 12 may be necessary.

13 LOW INCOME HOME ENERGY ASSISTANCE

14 For making payments under title XXVI of the Omni-
 15 bus Reconciliation Act of 1981, \$1,100,000,000, to be
 16 available for obligation in the period October 1, 2000
 17 through September 30, 2001.

18 For making payments under title XXVI of such Act,
 19 \$300,000,000: *Provided*, That these funds are hereby des-
 20 ignated by the Congress to be emergency requirements
 21 pursuant to section 251(b)(2)(D) of the Balanced Budget
 22 and Emergency Deficit Control Act of 1985: *Provided fur-*
 23 *ther*, That these funds shall be made available only after
 24 submission to the Congress of a formal budget request by
 25 the President that includes designation of the entire
 26 amount of the request as an emergency requirement as

1 defined in the Balanced Budget and Emergency Deficit
2 Control Act of 1985.

3 REFUGEE AND ENTRANT ASSISTANCE

4 For making payments for refugee and entrant assist-
5 ance activities authorized by title IV of the Immigration
6 and Nationality Act and section 501 of the Refugee Edu-
7 cation Assistance Act of 1980 (Public Law 96-422),
8 \$423,000,000, to remain available through September 30,
9 2002: *Provided*, That funds appropriated pursuant to sec-
10 tion 414(a) of the Immigration and Nationality Act under
11 Public 105-78 for fiscal year 1998 and under Public Law
12 105-277 for fiscal year 1999 shall be available for the
13 costs of assistance provided and other activities through
14 September 30, 2001.

15 For carrying out section 5 of the Torture Victims Re-
16 lief Act of 1998 (Public Law 105-320), \$7,500,000, to
17 remain available until expended.

18 PAYMENTS TO STATES FOR THE CHILD CARE AND
19 DEVELOPMENT BLOCK GRANT

20 For carrying out sections 658A through 658R of the
21 Omnibus Budget Reconciliation Act of 1981 (The Child
22 Care and Development Block Grant Act of 1990), to be-
23 come available on October 1, 2000 and remain available
24 through September 30, 2001, \$1,182,672,000: *Provided*,
25 That \$19,120,000 shall be available for child care resource
26 and referral and school-aged child care activities.

1 SOCIAL SERVICES BLOCK GRANT

2 For making grants to States pursuant to section
3 2002 of the Social Security Act, \$1,050,000,000: *Pro-*
4 *vided*, That (1) notwithstanding section 2003(c) of such
5 Act, as amended, the amount specified for allocation under
6 such section for fiscal year 2000 shall be \$1,050,000,000
7 and (2) notwithstanding subparagraph (B) of section
8 404(d)(2) of such Act, the applicable percent specified
9 under such subparagraph for a State to carry out State
10 programs pursuant to title XX of such Act for fiscal year
11 2000 shall be 5 percent.

12 CHILDREN AND FAMILIES SERVICES PROGRAMS

13 For carrying out, except as otherwise provided, the
14 Runaway and Homeless Youth Act, the Developmental
15 Disabilities Assistance and Bill of Rights Act, the Head
16 Start Act, the Child Abuse Prevention and Treatment Act,
17 the Native American Programs Act of 1974, title II of
18 Public Law 95–266 (adoption opportunities), the Adoption
19 and Safe Families Act of 1997 (Public Law 105–89), the
20 Abandoned Infants Assistance Act of 1988, part B(1) of
21 title IV and sections 413, 429A, 1110, and 1115 of the
22 Social Security Act; for making payments under the Com-
23 munity Services Block Grant Act, section 473A of the So-
24 cial Security Act, and title IV of Public Law 105–285;
25 and for necessary administrative expenses to carry out
26 said Acts and titles I, IV, X, XI, XIV, XVI, and XX of

1 the Social Security Act, the Act of July 5, 1960 (24
2 U.S.C. ch. 9), the Omnibus Budget Reconciliation Act of
3 1981, title IV of the Immigration and Nationality Act, sec-
4 tion 501 of the Refugee Education Assistance Act of 1980,
5 section 5 of the Torture Victims Relief Act of 1998 (Public
6 Law 105–320), sections 40155, 40211 and 40241 of Pub-
7 lic Law 103–322 and section 126 and titles IV and V of
8 Public Law 100–485, \$6,682,635,000, of which
9 \$20,000,000, to remain available until September 30,
10 2001, shall be for grants to States for adoption incentive
11 payments, as authorized by section 473A of title IV of the
12 Social Security Act (42 U.S.C. 670–679); of which
13 \$500,000,000 shall be for making payments under the
14 Community Services Block Grant Act; and of which
15 \$5,267,000,000 shall be for making payments under the
16 Head Start Act, of which \$1,900,000,000 shall become
17 available October 1, 2000 and remain available through
18 September 30, 2001: *Provided*, That to the extent Com-
19 munity Services Block Grant funds are distributed as
20 grant funds by a State to an eligible entity as provided
21 under the Act, and have not been expended by such entity,
22 they shall remain with such entity for carryover into the
23 next fiscal year for expenditure by such entity consistent
24 with program purposes.

1 In addition, \$105,000,000, to be derived from the
 2 Violent Crime Reduction Trust Fund for carrying out sec-
 3 tions 40155, 40211 and 40241 of Public Law 103–322.

4 PROMOTING SAFE AND STABLE FAMILIES

5 For carrying out section 430 of the Social Security
 6 Act, \$295,000,000.

7 PAYMENTS TO STATES FOR FOSTER CARE AND ADOPTION

8 ASSISTANCE

9 For making payments to States or other non-Federal
 10 entities under title IV–E of the Social Security Act,
 11 \$4,312,300,000.

12 For making payments to States or other non-Federal
 13 entities under title IV–E of the Social Security Act, for
 14 the first quarter of fiscal year 2001, \$1,538,000,000.

15 ADMINISTRATION ON AGING

16 AGING SERVICES PROGRAMS

17 For carrying out, to the extent not otherwise pro-
 18 vided, the Older Americans Act of 1965, as amended, and
 19 section 398 of the Public Health Service Act,
 20 \$928,055,000: *Provided*, That notwithstanding section
 21 308(b)(1) of the Older Americans Act of 1965, as amend-
 22 ed, the amounts available to each State for administration
 23 of the State plan under title III of such Act shall be re-
 24 duced not more than 5 percent below the amount that was
 25 available to such State for such purpose for fiscal year
 26 1995: *Provided further*, That in considering grant applica-

1 tions for nutrition services for elder Indian recipients, the
 2 Assistant Secretary shall provide maximum flexibility to
 3 applicants who seek to take into account subsistence, local
 4 customs, and other characteristics that are appropriate to
 5 the unique cultural, regional, and geographic needs of the
 6 American Indian, Alaska and Hawaiian Native commu-
 7 nities to be served.

8 OFFICE OF THE SECRETARY

9 GENERAL DEPARTMENTAL MANAGEMENT

10 For necessary expenses, not otherwise provided, for
 11 general departmental management, including hire of six
 12 sedans, and for carrying out titles III, XVII, and XX of
 13 the Public Health Service Act, and the United States-Mex-
 14 ico Border Health Commission Act, \$193,203,000, to-
 15 gether with \$6,517,000, to be transferred and expended
 16 as authorized by section 201(g)(1) of the Social Security
 17 Act from the Hospital Insurance Trust Fund and the Sup-
 18 plemental Medical Insurance Trust Fund: *Provided*, That
 19 of the funds made available under this heading for car-
 20 rying out title XX of the Public Health Service Act,
 21 \$10,569,000 shall be for activities specified under section
 22 2003(b)(2), of which \$9,131,000 shall be for prevention
 23 service demonstration grants under section 510(b)(2) of
 24 title V of the Social Security Act, as amended, without
 25 application of the limitation of section 2010(c) of said title

1 XX: *Provided further*, That \$4,000,000 shall be available
 2 to the Office of the Surgeon General, within the Office
 3 of Public Health and Science, to prepare and disseminate
 4 the findings of the Surgeon General's report on youth vio-
 5 lence, and to coordinate with other agencies throughout
 6 the Federal government, through the establishment of a
 7 Federal Coordinating Committee, activities to prevent
 8 youth violence.

9 OFFICE OF INSPECTOR GENERAL

10 For expenses necessary for the Office of Inspector
 11 General in carrying out the provisions of the Inspector
 12 General Act of 1978, as amended, \$35,000,000.

13 OFFICE FOR CIVIL RIGHTS

14 For expenses necessary for the Office for Civil
 15 Rights, \$18,845,000, together with not to exceed
 16 \$3,314,000, to be transferred and expended as authorized
 17 by section 201(g)(1) of the Social Security Act from the
 18 Hospital Insurance Trust Fund and the Supplemental
 19 Medical Insurance Trust Fund.

20 POLICY RESEARCH

21 For carrying out, to the extent not otherwise pro-
 22 vided, research studies under section 1110 of the Social
 23 Security Act, \$15,000,000.

24 PUBLIC HEALTH AND SOCIAL SERVICES FUND

25 For expenses necessary to support activities related
 26 to countering potential biological, disease and chemical

1 threats to civilian populations, \$175,000,000: *Provided,*
2 That this amount is distributed as follows: Centers for
3 Disease Control and Prevention, \$120,000,000, of which
4 \$30,000,000 shall be for the Health Alert Network; Office
5 of the Secretary, \$30,000,000, and Office of Emergency
6 Preparedness, \$25,000,000. In addition, for expenses nec-
7 essary for the Global Health Initiative: \$75,000,000: *Pro-*
8 *vided,* That this amount is distributed as follows: Centers
9 for Disease Control and Prevention, \$49,000,000, of
10 which \$35,000,000 shall be for international HIV/AIDS
11 programs, \$9,000,000 shall be for malaria programs, and
12 \$5,000,000 shall be for global micronutrient malnutrition
13 programs; National Institutes of Health, \$26,000,000, of
14 which \$15,000,000 shall be for international HIV/AIDS
15 programs, \$6,000,000 shall be for malaria programs, and
16 \$5,000,000 shall be for global micronutrient malnutrition
17 programs. In addition, \$150,000,000 for carrying out the
18 Department's Year 2000 computer conversion activities,
19 \$35,000,000 for minority AIDS prevention and treatment
20 activities, \$20,000,000 for buildings and facilities at the
21 Centers for Disease Control and Prevention, and
22 \$20,000,000 for the National Institutes of Health chal-
23 lenge grant program.

1 GENERAL PROVISIONS

2 SEC. 201. Funds appropriated in this title shall be
3 available for not to exceed \$37,000 for official reception
4 and representation expenses when specifically approved by
5 the Secretary.

6 SEC. 202. The Secretary shall make available through
7 assignment not more than 60 employees of the Public
8 Health Service to assist in child survival activities and to
9 work in AIDS programs through and with funds provided
10 by the Agency for International Development, the United
11 Nations International Children's Emergency Fund or the
12 World Health Organization.

13 SEC. 203. None of the funds appropriated under this
14 Act may be used to implement section 399L(b) of the Pub-
15 lic Health Service Act or section 1503 of the National In-
16 stitutes of Health Revitalization Act of 1993, Public Law
17 103-43.

18 SEC. 204. None of the funds appropriated in this Act
19 for the National Institutes of Health and the Substance
20 Abuse and Mental Health Services Administration shall
21 be used to pay the salary of an individual, through a grant
22 or other extramural mechanism, at a rate in excess of Ex-
23 ecutive Level III.

24 SEC. 205. None of the funds appropriated in this Act
25 may be expended pursuant to section 241 of the Public

1 Health Service Act, except for funds specifically provided
2 for in this Act, or for other taps and assessments made
3 by any office located in the Department of Health and
4 Human Services, prior to the Secretary's preparation and
5 submission of a report to the Committee on Appropria-
6 tions of the Senate and of the House detailing the planned
7 uses of such funds.

8 (TRANSFER OF FUNDS)

9 SEC. 206. Not to exceed 1 percent of any discre-
10 tionary funds (pursuant to the Balanced Budget and
11 Emergency Deficit Control Act, as amended) which are
12 appropriated for the current fiscal year for the Depart-
13 ment of Health and Human Services in this Act may be
14 transferred between appropriations, but no such appro-
15 priation (except the Public Health and Social Services
16 Emergency Fund) shall be increased by more than 3 per-
17 cent by any such transfer: *Provided*, That the Appropria-
18 tions Committees of both Houses of Congress are notified
19 at least fifteen days in advance of any transfer.

20 SEC. 207. The Director of the National Institutes of
21 Health, jointly with the Director of the Office of AIDS
22 Research, may transfer up to 3 percent among institutes,
23 centers, and divisions from the total amounts identified
24 by these two Directors as funding for research pertaining
25 to the human immunodeficiency virus: *Provided*, That the
26 Congress is promptly notified of the transfer.

1 SEC. 208. Of the amounts made available in this Act
2 for the National Institutes of Health, the amount for re-
3 search related to the human immunodeficiency virus, as
4 jointly determined by the Director of NIH and the Direc-
5 tor of the Office of AIDS Research, shall be made avail-
6 able to the “Office of AIDS Research” account. The Di-
7 rector of the Office of AIDS Research shall transfer from
8 such account amounts necessary to carry out section
9 2353(d)(3) of the Public Health Service Act.

10 SEC. 209. None of the funds appropriated in this Act
11 may be made available to any entity under title X of the
12 Public Health Service Act unless the applicant for the
13 award certifies to the Secretary that it encourages family
14 participation in the decision of minors to seek family plan-
15 ning services and that it provides counseling to minors on
16 how to resist attempts to coerce minors into engaging in
17 sexual activities.

18 SEC. 210. None of the funds appropriated by this Act
19 (including funds appropriated to any trust fund) may be
20 used to carry out the Medicare+Choice program if the
21 Secretary denies participation in such program to an oth-
22 erwise eligible entity (including a Provider Sponsored Or-
23 ganization) because the entity informs the Secretary that
24 it will not provide, pay for, provide coverage of, or provide
25 referrals for abortions: *Provided*, That the Secretary shall

1 make appropriate prospective adjustments to the capita-
 2 tion payment to such an entity (based on an actuarially
 3 sound estimate of the expected costs of providing the serv-
 4 ice to such entity's enrollees): *Provided further*, That noth-
 5 ing in this section shall be construed to change the Medi-
 6 care program's coverage for such services and a
 7 Medicare+Choice organization described in this section
 8 shall be responsible for informing enrollees where to obtain
 9 information about all Medicare covered services.

10 SEC. 211. (a) MENTAL HEALTH.—Section 1918(b)
 11 of the Public Health Service Act (42 U.S.C. 300x-7(b))
 12 is amended to read as follows:

13 “(b) MINIMUM ALLOTMENTS FOR STATES.—

14 “(1) IN GENERAL.—With respect to fiscal year
 15 2000, the amount of the allotment of a State under
 16 section 1911 shall not be less than the amount the
 17 State received under section 1911 for fiscal year
 18 1998.”.

19 (b) SUBSTANCE ABUSE.—Section 1933(b) of the
 20 Public Health Service Act (42 U.S.C. 300x-33(b)) is
 21 amended to read as follows:

22 “(b) MINIMUM ALLOTMENTS FOR STATES.—

23 “(1) IN GENERAL.—With respect to fiscal year
 24 2000, the amount of the allotment of a State under
 25 section 1921 shall not be less than the amount the

1 State received under section 1921 for fiscal year
2 1999 increased by 30.65 percent of the percentage
3 by which the amount allotted to the States for fiscal
4 year 2000 exceeds the amount allotted to the States
5 for fiscal year 1999.

6 “(2) LIMITATION.—

7 “(A) IN GENERAL.—Except as pro-
8 vided in subparagraph (B), a State shall
9 not receive an allotment under section
10 1921 for fiscal year 2000 in an amount
11 that is less than an amount equal to 0.375
12 percent of the amount appropriated under
13 section 1935(a) for such fiscal year.

14 “(B) EXCEPTION.—In applying sub-
15 paragraph (A), the Secretary shall ensure
16 that no State receives an increase in its al-
17 lotment under section 1921 for fiscal year
18 2000 (as compared to the amount allotted
19 to the State in the fiscal year 1999) that
20 is in excess of an amount equal to 300 per-
21 cent of the percentage by which the
22 amount appropriated under section
23 1935(a) for fiscal year 2000 exceeds the
24 amount appropriated for fiscal year
25 1999.”.

1 SEC. 212. Notwithstanding any other provision of
 2 law, no provider of services under title X of the Public
 3 Health Service Act shall be exempt from any State law
 4 requiring notification or the reporting of child abuse, child
 5 molestation, sexual abuse, rape, or incest.

6 SEC. 213. EXTENSION OF CERTAIN ADJUDICATION
 7 PROVISIONS.—The Foreign Operations, Export Finance-
 8 ing, and Related Programs Appropriations Act, 1990
 9 (Public Law 101–167) is amended—

10 (1) in section 599D (8 U.S.C. 1157 note)—

11 (A) in subsection (b)(3), by striking
 12 “1997, 1998, and 1999” and inserting “1997,
 13 1998, 1999, and 2000”; and

14 (B) in subsection (e), by striking “October
 15 1, 1999” each place it appears and inserting
 16 “October 1, 2000”; and

17 (2) in section 599E (8 U.S.C. 1255 note) in
 18 subsection (b)(2), by striking “September 30, 1999”
 19 and inserting “September 30, 2000”.

20 SEC. 214. None of the funds provided in this Act or
 21 in any other Act making appropriations for fiscal year
 22 2000 may be used to administer or implement in Arizona
 23 or in the Kansas City, Missouri or in the Kansas City,
 24 Kansas area the Medicare Competitive Pricing Dem-
 25 onstration Project (operated by the Secretary of Health

1 and Human Services under authority granted in section
 2 4011 of the Balanced Budget Act of 1997 (Public Law
 3 105–33)).

4 SEC. 215. Of the funds appropriated for the National
 5 Institutes of Health for fiscal year 2000, \$3,000,000,000
 6 shall not be available for obligation until September 29,
 7 2000.

8 TITLE III—DEPARTMENT OF EDUCATION
 9 OFFICE OF ELEMENTARY AND SECONDARY EDUCATION
 10 EDUCATION REFORM

11 For carrying out activities authorized by titles III
 12 and IV of the Goals 2000: Educate America Act, the
 13 School-to-Work Opportunities Act, and sections 3122,
 14 3132, 3136, and 3141, parts B, C, and D of title III,
 15 and part I of title X of the Elementary and Secondary
 16 Education Act of 1965, \$1,655,600,000, of which
 17 \$459,500,000 shall be for the Goals 2000 Act, of which
 18 \$114,875,000 shall become available on July 1, 2000 and
 19 remain available through September 30, 2001, and
 20 \$344,625,000 shall become available on October 1, 2000
 21 and remain available through September 30, 2001, and
 22 \$55,000,000 for the School-to-Work Opportunities Act
 23 shall become available on July 1, 2000 and remain avail-
 24 able through September 30, 2001, and of which
 25 \$87,000,000 shall be for section 3122: *Provided*, That

1 none of the funds appropriated under this heading shall
 2 be obligated or expended to carry out section 304(a)(2)(A)
 3 of the Goals 2000 Act, except that no more than
 4 \$1,500,000 may be used to carry out activities under sec-
 5 tion 314(a)(2) of that Act: *Provided further*, That section
 6 315(a)(2) of the Goals 2000 Act shall not apply: *Provided*
 7 *further*, That up to one-half of 1 percent of the amount
 8 available under section 3132 shall be set aside for the out-
 9 lying areas, to be distributed on the basis of their relative
 10 need as determined by the Secretary in accordance with
 11 the purposes of the program: *Provided further*, That if any
 12 State educational agency does not apply for a grant under
 13 section 3132, that State's allotment under section 3131
 14 shall be reserved by the Secretary for grants to local edu-
 15 cational agencies in that State that apply directly to the
 16 Secretary according to the terms and conditions published
 17 by the Secretary in the Federal Register.

18 EDUCATION FOR THE DISADVANTAGED

19 For carrying out title I of the Elementary and Sec-
 20 ondary Education Act of 1965, and section 418A of the
 21 Higher Education Act, \$8,750,986,000, of which
 22 \$2,520,823,000 shall become available on July 1, 2000,
 23 and shall remain available through September 30, 2001,
 24 and of which \$6,204,763,000 shall become available on
 25 October 1, 2000 and shall remain available through Sep-
 26 tember 30, 2001, for academic year 2000–2001: *Provided*,

1 That \$6,894,000,000 shall be available for basic grants
2 under section 1124: *Provided further*, That up to
3 \$3,500,000 of these funds shall be available to the Sec-
4 retary on October 1, 1999, to obtain updated local-edu-
5 cational-agency-level census poverty data from the Bureau
6 of the Census: *Provided further*, That \$1,158,397,000
7 shall be available for concentration grants under section
8 1124A: *Provided further*, That \$8,900,000 shall be avail-
9 able for evaluations under section 1501 and not more than
10 \$8,500,000 shall be reserved for section 1308, of which
11 not more than \$3,000,000 shall be reserved for section
12 1308(d): *Provided further*, That grant awards under sec-
13 tions 1124 and 1124A of title I of the Elementary and
14 Secondary Education Act shall be made to each State and
15 local educational agency at no less than 100 percent of
16 the amount such State or local educational agency received
17 under this authority for fiscal year 1999: *Provided further*,
18 That notwithstanding any other provision of law, grant
19 awards under section 1124A of title I of the Elementary
20 and Secondary Education Act shall be made to those local
21 educational agencies that received a Concentration Grant
22 under the Department of Education Appropriations Act,
23 1998, but are not eligible to receive such a grant for fiscal
24 year 2000: *Provided further*, That each such local edu-
25 cational agency shall receive an amount equal to the Con-

1 centration Grant the agency received in fiscal year 1998,
 2 ratably reduced, if necessary, to ensure that these local
 3 educational agencies receive no greater share of their hold-
 4 harmless amounts than other local educational agencies:
 5 *Provided further*, That the Secretary shall not take into
 6 account the hold harmless provisions in this section in de-
 7 termining State allocations under any other program ad-
 8 ministered by the Secretary in any fiscal year: *Provided*
 9 *further*, That \$120,000,000 shall be available under sec-
 10 tion 1002(g)(2) to demonstrate effective approaches to
 11 comprehensive school reform to be allocated and expended
 12 in accordance with the instructions relating to this activity
 13 in the statement of the managers on the conference report
 14 accompanying Public Law 105–78 and in the statement
 15 of the managers on the conference report accompanying
 16 Public Law 105–277: *Provided further*, That in carrying
 17 out this initiative, the Secretary and the States shall sup-
 18 port only approaches that show the most promise of ena-
 19 bling children served by title I to meet challenging State
 20 content standards and challenging State student perform-
 21 ance standards based on reliable research and effective
 22 practices, and include an emphasis on basic academics and
 23 parental involvement.

24 IMPACT AID

25 For carrying out programs of financial assistance to
 26 federally affected schools authorized by title VIII of the

1 Elementary and Secondary Education Act of 1965,
 2 \$892,000,000, of which \$725,000,000 shall be for basic
 3 support payments under section 8003(b), \$50,000,000
 4 shall be for payments for children with disabilities under
 5 section 8003(d), \$75,000,000, to remain available until
 6 expended, shall be for payments under section 8003(f),
 7 \$7,000,000 shall be for construction under section 8007,
 8 \$30,000,000 shall be for Federal property payments under
 9 section 8002 and \$5,000,000 to remain available until ex-
 10 pended shall be for facilities maintenance under section
 11 8008.

12 SCHOOL IMPROVEMENT PROGRAMS

13 For carrying out school improvement activities au-
 14 thorized by titles II, IV, V–A and B, VI, IX, X, and XIII
 15 of the Elementary and Secondary Education Act of 1965
 16 (“ESEA”); the Stewart B. McKinney Homeless Assist-
 17 ance Act; and the Civil Rights Act of 1964 and part B
 18 of title VIII of the Higher Education Act; \$2,886,634,000,
 19 of which \$1,151,550,000 shall become available on July
 20 1, 2000, and remain available through September 30,
 21 2001, and of which \$1,239,750,000 shall become available
 22 on October 1, 2000 and shall remain available through
 23 September 30, 2001 for academic year 2000–2001: *Pro-*
 24 *vided*, That of the amount appropriated, \$335,000,000
 25 shall be for Eisenhower professional development State
 26 grants under title II–B and up to \$750,000 shall be for

1 an evaluation of comprehensive regional assistance centers
 2 under title XIII of ESEA: *Provided further*, That
 3 \$1,200,000,000 shall be for teacher assistance to local
 4 educational agencies only if specifically authorized by sub-
 5 sequent legislation.

6 READING EXCELLENCE

7 For necessary expenses to carry out the Reading Ex-
 8 cellence Act, \$65,000,000, which shall become available on
 9 July 1, 2000 and shall remain available through Sep-
 10 tember 30, 2001 and \$195,000,000 shall become available
 11 on October 1, 2000 and remain available through Sep-
 12 tember 30, 2001.

13 INDIAN EDUCATION

14 For expenses necessary to carry out, to the extent
 15 not otherwise provided, title IX, part A of the Elementary
 16 and Secondary Education Act of 1965, as amended,
 17 \$77,000,000.

18 OFFICE OF BILINGUAL EDUCATION AND MINORITY

19 LANGUAGES AFFAIRS

20 BILINGUAL AND IMMIGRANT EDUCATION

21 For carrying out, to the extent not otherwise pro-
 22 vided, bilingual, foreign language and immigrant edu-
 23 cation activities authorized by parts A and C and section
 24 7203 of title VII of the Elementary and Secondary Edu-
 25 cation Act of 1965, without regard to section 7103(b),
 26 \$394,000,000: *Provided*, That State educational agencies

1 may use all, or any part of, their part C allocation for
 2 competitive grants to local educational agencies.

3 OFFICE OF SPECIAL EDUCATION AND REHABILITATIVE
 4 SERVICES

5 SPECIAL EDUCATION

6 For carrying out the Individuals with Disabilities
 7 Education Act, \$6,035,646,000, of which \$3,834,587,000
 8 shall become available for obligation on July 1, 2000, and
 9 shall remain available through September 30, 2001, and
 10 of which \$2,201,059,000 shall become available on Octo-
 11 ber 1, 2000 and shall remain available through September
 12 30, 2001, for academic year 2000–2001.

13 REHABILITATION SERVICES AND DISABILITY RESEARCH

14 For carrying out, to the extent not otherwise pro-
 15 vided, the Rehabilitation Act of 1973, the Assistive Tech-
 16 nology Act of 1998, and the Helen Keller National Center
 17 Act, \$2,692,872,000.

18 SPECIAL INSTITUTIONS FOR PERSONS WITH
 19 DISABILITIES

20 AMERICAN PRINTING HOUSE FOR THE BLIND

21 For carrying out the Act of March 3, 1879, as
 22 amended (20 U.S.C. 101 et seq.), \$10,100,000.

23 NATIONAL TECHNICAL INSTITUTE FOR THE DEAF

24 For the National Technical Institute for the Deaf
 25 under titles I and II of the Education of the Deaf Act
 26 of 1986 (20 U.S.C. 4301 et seq.), \$48,151,000, of which

1 \$2,651,000 shall be for construction and shall remain
 2 available until expended: *Provided*, That from the total
 3 amount available, the Institute may at its discretion use
 4 funds for the endowment program as authorized under
 5 section 207.

6 GALLAUDET UNIVERSITY

7 For the Kendall Demonstration Elementary School,
 8 the Model Secondary School for the Deaf, and the partial
 9 support of Gallaudet University under titles I and II of
 10 the Education of the Deaf Act of 1986 (20 U.S.C. 4301
 11 et seq.), \$85,500,000, of which \$2,500,000 shall be for
 12 construction and shall remain available until expended:
 13 *Provided*, That from the total amount available, the Uni-
 14 versity may at its discretion use funds for the endowment
 15 program as authorized under section 207.

16 OFFICE OF VOCATIONAL AND ADULT EDUCATION

17 VOCATIONAL AND ADULT EDUCATION

18 For carrying out, to the extent not otherwise pro-
 19 vided, the Carl D. Perkins Vocational and Technical Edu-
 20 cation Act, the Adult Education and Family Literacy Act,
 21 and title VIII–D of the Higher Education Act of 1965,
 22 as amended, and Public Law 102–73, \$1,676,750,000, of
 23 which \$3,500,000 shall remain available until expended,
 24 and of which \$1,658,150,000 shall become available on
 25 July 1, 2000 and shall remain available through Sep-
 26 tember 30, 2001: *Provided*, That of the amounts made

1 available for the Perkins Act, \$4,600,000 shall be for trib-
 2 ally controlled vocational institutions under section 117:
 3 *Provided further*, That \$9,000,000 shall be for carrying
 4 out Section 118 of such act for all activities conducted
 5 by and through the National Occupational Information
 6 Coordinating Committee: *Provided further*, That of the
 7 amounts made available for the Adult Education and
 8 Family Literacy Act, \$14,000,000 shall be for national
 9 leadership activities under section 243 and \$6,000,000
 10 shall be for the National Institute for Literacy under sec-
 11 tion 242: *Provided further*, That \$19,000,000 shall be for
 12 Youth Offender Grants, of which \$5,000,000, which shall
 13 become available on July 1, 2000, and remain available
 14 through September 30, 2001, shall be used in accordance
 15 with section 601 of Public Law 102-73 as that section
 16 was in effect prior to enactment of Public Law 105-220.

17 OFFICE OF POSTSECONDARY EDUCATION

18 STUDENT FINANCIAL ASSISTANCE

19 For carrying out subparts 1, 3 and 4 of part A, part
 20 C and part E of title IV of the Higher Education Act of
 21 1965, as amended, \$9,498,000,000, which shall remain
 22 available through September 30, 2001 and of which
 23 \$1,176,400,000 shall become available on October 1, 2000
 24 and remain available through September 30, 2001.

1 The maximum Pell Grant for which a student shall
 2 be eligible during award year 2000–2001 shall be \$3,325:
 3 *Provided*, That notwithstanding section 401(g) of the Act,
 4 if the Secretary determines, prior to publication of the
 5 payment schedule for such award year, that the amount
 6 included within this appropriation for Pell Grant awards
 7 in such award year, and any funds available from the fis-
 8 cal year 1999 appropriation for Pell Grant awards, are
 9 insufficient to satisfy fully all such awards for which stu-
 10 dents are eligible, as calculated under section 401(b) of
 11 the Act, the amount paid for each such award shall be
 12 reduced by either a fixed or variable percentage, or by a
 13 fixed dollar amount, as determined in accordance with a
 14 schedule of reductions established by the Secretary for this
 15 purpose.

16 FEDERAL FAMILY EDUCATION LOAN PROGRAM ACCOUNT

17 For Federal administrative expenses to carry out
 18 guaranteed student loans authorized by title IV, part B,
 19 of the Higher Education Act, as amended, \$48,000,000.

20 HIGHER EDUCATION

21 For carrying out, to the extent not otherwise pro-
 22 vided, section 121 and titles II, III, IV, V, VI, VII, and
 23 VIII of the Higher Education Act of 1965, as amended,
 24 and the Mutual Educational and Cultural Exchange Act
 25 of 1961; \$1,404,631,000, of which \$12,000,000 for inter-
 26 est subsidies authorized by section 121 of the Higher Edu-

1 cation Act, shall remain available until expended: *Pro-*
 2 *vided*, That funds available for part A, subpart 2 of title
 3 VII of the Higher Education Act shall be available to fund
 4 awards for academic year 2000–2001 for fellowships
 5 under part A, subpart 1 of title VII of said Act, under
 6 the terms and conditions of part A, subpart 1: *Provided*
 7 *further*, That not more than 0.75 percent of the funds ap-
 8 propriated to carry out title II of the Higher Education
 9 Act may be used to conduct activities evaluating that pro-
 10 gram.

11 HOWARD UNIVERSITY

12 For partial support of Howard University (20 U.S.C.
 13 121 et seq.), \$219,444,000, of which not less than
 14 \$3,530,000 shall be for a matching endowment grant pur-
 15 suant to the Howard University Endowment Act (Public
 16 Law 98–480), of which \$3,530,000 shall remain available
 17 until expended.

18 COLLEGE HOUSING AND ACADEMIC FACILITIES LOANS
 19 PROGRAM

20 For Federal administrative expenses authorized
 21 under section 121 of the Higher Education Act, \$737,000
 22 to carry out activities related to existing facility loans en-
 23 tered into under the Higher Education Act.

1 HISTORICALLY BLACK COLLEGE AND UNIVERSITY
2 CAPITAL FINANCING PROGRAM ACCOUNT

3 The total amount of bonds insured pursuant to sec-
4 tion 344 of title III, part D of the Higher Education Act
5 shall not exceed \$357,000,000, and the cost, as defined
6 in section 502 of the Congressional Budget Act of 1974,
7 of such bonds shall not exceed zero.

8 For administrative expenses to carry out the Histori-
9 cally Black College and University Capital Financing Pro-
10 gram entered into pursuant to title III, part D of the
11 Higher Education Act, as amended, \$207,000.

12 OFFICE OF EDUCATIONAL RESEARCH AND
13 IMPROVEMENT

14 EDUCATION RESEARCH, STATISTICS, AND IMPROVEMENT

15 For carrying out activities authorized by the Edu-
16 cational Research, Development, Dissemination, and Im-
17 provement Act of 1994, including part E; the National
18 Education Statistics Act of 1994, including sections 411
19 and 412; section 2102 of title II, and parts A, B, and
20 K and section 10601 of title X, and part C of title XIII
21 of the Elementary and Secondary Education Act of 1965,
22 as amended, and title VI of Public Law 103–227,
23 \$468,867,000: *Provided*, That \$25,000,000 shall be avail-
24 able to demonstrate effective approaches to comprehensive
25 school reform, to be allocated and expended in accordance

1 with the instructions relating to this activity in the state-
2 ment of managers on the conference report accompanying
3 Public Law 105–78: *Provided further*, That the funds
4 made available for comprehensive school reform shall be-
5 come available on July 1, 2000, and remain available
6 through September 30, 2001, and in carrying out this ini-
7 tiative, the Secretary and the States shall support only
8 approaches that show the most promise of enabling chil-
9 dren to meet challenging State content standards and
10 challenging State student performance standards based on
11 reliable research and effective practices, and include an
12 emphasis on basic academics and parental involvement:
13 *Provided further*, That \$10,000,000 of the funds provided
14 for the national education research institutes shall be allo-
15 cated notwithstanding sections 912(m)(1)(B)–(F) and
16 931(c)(2)(B)–(C) of Public Law 103–227.

17 DEPARTMENTAL MANAGEMENT

18 PROGRAM ADMINISTRATION

19 For carrying out, to the extent not otherwise pro-
20 vided, the Department of Education Organization Act, in-
21 cluding rental of conference rooms in the District of Co-
22 lumbia and hire of two passenger motor vehicles,
23 \$378,184,000.

1 OFFICE FOR CIVIL RIGHTS

2 For expenses necessary for the Office for Civil
3 Rights, as authorized by section 203 of the Department
4 of Education Organization Act, \$71,200,000.

5 OFFICE OF THE INSPECTOR GENERAL

6 For expenses necessary for the Office of the Inspector
7 General, as authorized by section 212 of the Department
8 of Education Organization Act, \$34,000,000.

9 GENERAL PROVISIONS

10 SEC. 301. No funds appropriated in this Act may be
11 used for the transportation of students or teachers (or for
12 the purchase of equipment for such transportation) in
13 order to overcome racial imbalance in any school or school
14 system, or for the transportation of students or teachers
15 (or for the purchase of equipment for such transportation)
16 in order to carry out a plan of racial desegregation of any
17 school or school system.

18 SEC. 302. None of the funds contained in this Act
19 shall be used to require, directly or indirectly, the trans-
20 portation of any student to a school other than the school
21 which is nearest the student's home, except for a student
22 requiring special education, to the school offering such
23 special education, in order to comply with title VI of the
24 Civil Rights Act of 1964. For the purpose of this section
25 an indirect requirement of transportation of students in-
26 cludes the transportation of students to carry out a plan

1 involving the reorganization of the grade structure of
 2 schools, the pairing of schools, or the clustering of schools,
 3 or any combination of grade restructuring, pairing or clus-
 4 tering. The prohibition described in this section does not
 5 include the establishment of magnet schools.

6 SEC. 303. No funds appropriated under this Act may
 7 be used to prevent the implementation of programs of vol-
 8 untary prayer and meditation in the public schools.

9 (TRANSFER OF FUNDS)

10 SEC. 304. Not to exceed 1 percent of any discre-
 11 tionary funds (pursuant to the Balanced Budget and
 12 Emergency Deficit Control Act, as amended) which are
 13 appropriated for the Department of Education in this Act
 14 may be transferred between appropriations, but no such
 15 appropriation shall be increased by more than 3 percent
 16 by any such transfer: *Provided*, That the Appropriations
 17 Committees of both Houses of Congress are notified at
 18 least fifteen days in advance of any transfer.

19 NATIONAL TESTING

20 SEC. 305. (a) IN GENERAL.—Part C of the General
 21 Education Provisions Act (20 U.S.C. 1231 et seq.) is
 22 amended by adding at the end the following:

23 **“SEC. 447. PROHIBITION ON FEDERALLY SPONSORED TEST-**
 24 **ING.**

25 “(a) GENERAL PROHIBITION.—Notwithstanding any
 26 other provision of Federal law and except as provided in

1 subsection (b), no funds provided to the Department of
 2 Education or to an applicable program, may be used to
 3 pilot test, field test, implement, administer or distribute
 4 in any way any federally sponsored national test in read-
 5 ing, mathematics, or any other subject that is not specifi-
 6 cally and explicitly provided for in authorizing legislation
 7 enacted into law.

8 “(b) EXCEPTIONS.—Subsection (a) shall not apply to
 9 the Third International Mathematics and Science Study
 10 or other international comparative assessments developed
 11 under the authority of section 404(a)(6) of the National
 12 Education Statistics Act of 1994 (20 U.S.C. 9003(a)(6)
 13 et seq.) and administered to only a representative sample
 14 of pupils in the United States and in foreign nations.”.

15 (b) AUTHORITY OF NATIONAL ASSESSMENT GOV-
 16 ERNING BOARD.—Subject to section 447 of the General
 17 Education Provisions Act, the exclusive authority over the
 18 direction and all policies and guidelines for developing vol-
 19 untary national tests pursuant to contract RJ97153001
 20 previously entered into between the United States Depart-
 21 ment of Education and the American Institutes for Re-
 22 search and executed on August 15, 1997, and subse-
 23 quently modified by the National Assessment Governing
 24 Board on February 11, 1998, shall continue to be vested
 25 in the National Assessment Governing Board established

1 under section 412 of the National Education Statistics Act
 2 of 1994 (20 U.S.C. 9011).

3 TITLE IV—RELATED AGENCIES

4 CORPORATION FOR NATIONAL AND COMMUNITY SERVICE 5 DOMESTIC VOLUNTEER SERVICE PROGRAMS, OPERATING 6 EXPENSES

7 For expenses necessary for the Corporation for Na-
 8 tional and Community Service to carry out the provisions
 9 of the Domestic Volunteer Service Act of 1973, as amend-
 10 ed, \$293,261,000.

11 CORPORATION FOR PUBLIC BROADCASTING

12 For payment to the Corporation for Public Broad-
 13 casting, as authorized by the Communications Act of
 14 1934, an amount which shall be available within limita-
 15 tions specified by that Act, for the fiscal year 2002,
 16 \$350,000,000: *Provided*, That no funds made available to
 17 the Corporation for Public Broadcasting by this Act shall
 18 be used to pay for receptions, parties, or similar forms
 19 of entertainment for Government officials or employees:
 20 *Provided further*, That none of the funds contained in this
 21 paragraph shall be available or used to aid or support any
 22 program or activity from which any person is excluded,
 23 or is denied benefits, or is discriminated against, on the
 24 basis of race, color, national origin, religion, or sex: *Pro-*
 25 *vided further*, That any grantee or entity that receives

1 funds in this or any other Act shall be prohibited from
 2 selling, exchanging or otherwise transferring, either di-
 3 rectly or indirectly, the names of current or former mem-
 4 bers or donors to any political organization: *Provided fur-*
 5 *ther*, That none of the funds appropriated in this Act or
 6 any other Act shall be awarded to any grantee or entity
 7 that sells, exchanges or transfers, either directly or indi-
 8 rectly, the names of current or former members or donors
 9 to any political organization: *Provided further*, That not-
 10 withstanding any other provision of law, none of the funds
 11 appropriated for fiscal years 2000 or 2001 in the Depart-
 12 ments of Labor, Health and Human Services and Edu-
 13 cation and Related Agencies Acts of fiscal years 1998 and
 14 1999, shall be awarded to any grantee or entity of the
 15 Corporation for Public Broadcasting that sells, exchanges
 16 or transfers, either directly or indirectly, the names of cur-
 17 rent or former members or donors to any political organi-
 18 zation.

19 FEDERAL MEDIATION AND CONCILIATION SERVICE

20 SALARIES AND EXPENSES

21 For expenses necessary for the Federal Mediation
 22 and Conciliation Service to carry out the functions vested
 23 in it by the Labor Management Relations Act, 1947 (29
 24 U.S.C. 171–180, 182–183), including hire of passenger
 25 motor vehicles; for expenses necessary for the Labor-Man-

1 agement Cooperation Act of 1978 (29 U.S.C. 175a); and
2 for expenses necessary for the Service to carry out the
3 functions vested in it by the Civil Service Reform Act,
4 Public Law 95–454 (5 U.S.C. ch. 71), \$36,834,000, in-
5 cluding \$1,500,000, to remain available through Sep-
6 tember 30, 2001, for activities authorized by the Labor-
7 Management Cooperation Act of 1978 (29 U.S.C. 175a):
8 *Provided*, That notwithstanding 31 U.S.C. 3302, fees
9 charged, up to full-cost recovery, for special training ac-
10 tivities and other conflict resolution services and technical
11 assistance, including those provided to foreign govern-
12 ments and international organizations, and for arbitration
13 services shall be credited to and merged with this account,
14 and shall remain available until expended: *Provided fur-*
15 *ther*, That fees for arbitration services shall be available
16 only for education, training, and professional development
17 of the agency workforce: *Provided further*, That the Direc-
18 tor of the Service is authorized to accept and use on behalf
19 of the United States gifts of services and real, personal,
20 or other property in the aid of any projects or functions
21 within the Director’s jurisdiction.

4 For expenses necessary for the Federal Mine Safety
5 and Health Review Commission (30 U.S.C. 801 et seq.),
6 \$6,159,000.

7 OFFICE OF LIBRARY SERVICES: GRANTS AND
8 ADMINISTRATION

9 For carrying out subtitle B of the Museum and Li-
10 brary Services Act, \$154,500,000.

11 MEDICARE PAYMENT ADVISORY COMMISSION
12 SALARIES AND EXPENSES

13 For expenses necessary to carry out section 1805 of
14 the Social Security Act, \$7,015,000, to be transferred to
15 this appropriation from the Federal Hospital Insurance
16 and the Federal Supplementary Medical Insurance Trust
17 Funds.

18 NATIONAL COMMISSION ON LIBRARIES AND
19 INFORMATION SCIENCE
20 SALARIES AND EXPENSES

For necessary expenses for the National Commission
on Libraries and Information Science, established by the
Act of July 20, 1970 (Public Law 91-345, as amended),
\$1,300,000.

1 NATIONAL COUNCIL ON DISABILITY

2 SALARIES AND EXPENSES

3 For expenses necessary for the National Council on
4 Disability as authorized by title IV of the Rehabilitation
5 Act of 1973, as amended, \$2,400,000.

6 NATIONAL EDUCATION GOALS PANEL

7 For expenses necessary for the National Education
8 Goals Panel, as authorized by title II, part A of the Goals
9 2000: Educate America Act, \$2,250,000.

10 NATIONAL LABOR RELATIONS BOARD

11 SALARIES AND EXPENSES

12 For expenses necessary for the National Labor Rela-
13 tions Board to carry out the functions vested in it by the
14 Labor-Management Relations Act, 1947, as amended (29
15 U.S.C. 141–167), and other laws, \$210,193,000: *Pro-*
16 *vided*, That no part of this appropriation shall be available
17 to organize or assist in organizing agricultural laborers or
18 used in connection with investigations, hearings, direc-
19 tives, or orders concerning bargaining units composed of
20 agricultural laborers as referred to in section 2(3) of the
21 Act of July 5, 1935 (29 U.S.C. 152), and as amended
22 by the Labor-Management Relations Act, 1947, as amend-
23 ed, and as defined in section 3(f) of the Act of June 25,
24 1938 (29 U.S.C. 203), and including in said definition em-
25 ployees engaged in the maintenance and operation of

1 ditches, canals, reservoirs, and waterways when main-
 2 tained or operated on a mutual, nonprofit basis and at
 3 least 95 percent of the water stored or supplied thereby
 4 is used for farming purposes.

5 NATIONAL MEDIATION BOARD

6 SALARIES AND EXPENSES

7 For expenses necessary to carry out the provisions
 8 of the Railway Labor Act, as amended (45 U.S.C. 151–
 9 188), including emergency boards appointed by the Presi-
 10 dent, \$9,100,000: *Provided*, That unobligated balances at
 11 the end of fiscal year 1999 not needed for emergency
 12 boards shall remain available for other statutory purposes
 13 through September 30, 2000.

14 OCCUPATIONAL SAFETY AND HEALTH REVIEW

15 COMMISSION

16 SALARIES AND EXPENSES

17 For expenses necessary for the Occupational Safety
 18 and Health Review Commission (29 U.S.C. 661),
 19 \$8,500,000.

20 RAILROAD RETIREMENT BOARD

21 FEDERAL WINDFALL SUBSIDY

22 For payment to the Dual Benefits Payments Ac-
 23 count, authorized under section 15(d) of the Railroad Re-
 24 tirement Act of 1974, \$175,000,000, which shall include
 25 amounts becoming available in fiscal year 2000 pursuant

1 to section 224(c)(1)(B) of Public Law 98–76; and in addi-
2 tion, an amount, not to exceed 2 percent of the amount
3 provided herein, shall be available proportional to the
4 amount by which the product of recipients and the average
5 benefit received exceeds \$175,000,000: *Provided*, That the
6 total amount provided herein shall be credited in 12 ap-
7 proximately equal amounts on the first day of each month
8 in the fiscal year.

9 FEDERAL PAYMENTS TO THE RAILROAD RETIREMENT

10 ACCOUNTS

11 For payment to the accounts established in the
12 Treasury for the payment of benefits under the Railroad
13 Retirement Act for interest earned on unnegotiated
14 checks, \$150,000, to remain available through September
15 30, 2001, which shall be the maximum amount available
16 for payment pursuant to section 417 of Public Law 98–
17 76.

18 LIMITATION ON ADMINISTRATION

19 For necessary expenses for the Railroad Retirement
20 Board for administration of the Railroad Retirement Act
21 and the Railroad Unemployment Insurance Act,
22 \$90,000,000, to be derived in such amounts as determined
23 by the Board from the railroad retirement accounts and
24 from moneys credited to the railroad unemployment insur-
25 ance administration fund.

1 LIMITATION ON THE OFFICE OF INSPECTOR GENERAL

2 For expenses necessary for the Office of Inspector
3 General for audit, investigatory and review activities, as
4 authorized by the Inspector General Act of 1978, as
5 amended, not more than \$5,400,000, to be derived from
6 the railroad retirement accounts and railroad unemploy-
7 ment insurance account: *Provided*, That none of the funds
8 made available in any other paragraph of this Act may
9 be transferred to the Office; used to carry out any such
10 transfer; used to provide any office space, equipment, of-
11 fice supplies, communications facilities or services, mainte-
12 nance services, or administrative services for the Office;
13 used to pay any salary, benefit, or award for any personnel
14 of the Office; used to pay any other operating expense of
15 the Office; or used to reimburse the Office for any service
16 provided, or expense incurred, by the Office.

17 SOCIAL SECURITY ADMINISTRATION

18 PAYMENTS TO SOCIAL SECURITY TRUST FUNDS

19 For payment to the Federal Old-Age and Survivors
20 Insurance and the Federal Disability Insurance trust
21 funds, as provided under sections 201(m), 228(g), and
22 1131(b)(2) of the Social Security Act, \$20,764,000.

23 SPECIAL BENEFITS FOR DISABLED COAL MINERS

24 For carrying out title IV of the Federal Mine Safety
25 and Health Act of 1977, \$383,638,000, to remain avail-
26 able until expended.

1 For making, after July 31 of the current fiscal year,
 2 benefit payments to individuals under title IV of the Fed-
 3 eral Mine Safety and Health Act of 1977, for costs in-
 4 curred in the current fiscal year, such amounts as may
 5 be necessary.

6 For making benefit payments under title IV of the
 7 Federal Mine Safety and Health Act of 1977 for the first
 8 quarter of fiscal year 2001, \$124,000,000, to remain
 9 available until expended.

10 SUPPLEMENTAL SECURITY INCOME PROGRAM

11 For carrying out titles XI and XVI of the Social Se-
 12 curity Act, section 401 of Public Law 92–603, section 212
 13 of Public Law 93–66, as amended, and section 405 of
 14 Public Law 95–216, including payment to the Social Secu-
 15 rity trust funds for administrative expenses incurred pur-
 16 suant to section 201(g)(1) of the Social Security Act,
 17 \$21,553,085,000, to remain available until expended: *Pro-*
 18 *vided*, That any portion of the funds provided to a State
 19 in the current fiscal year and not obligated by the State
 20 during that year shall be returned to the Treasury.

21 From funds provided under the previous paragraph,
 22 not less than \$100,000,000 shall be available for payment
 23 to the Social Security trust funds for administrative ex-
 24 penses for conducting continuing disability reviews.

25 In addition, \$200,000,000, to remain available until
 26 September 30, 2001, for payment to the Social Security

1 trust funds for administrative expenses for continuing dis-
 2 ability reviews as authorized by section 103 of Public Law
 3 104–121 and section 10203 of Public Law 105–33. The
 4 term “continuing disability reviews” means reviews and
 5 redeterminations as defined under section 201(g)(1)(A) of
 6 the Social Security Act, as amended.

7 For making, after June 15 of the current fiscal year,
 8 benefit payments to individuals under title XVI of the So-
 9 cial Security Act, for unanticipated costs incurred for the
 10 current fiscal year, such sums as may be necessary.

11 For making benefit payments under title XVI of the
 12 Social Security Act for the first quarter of fiscal year
 13 2001, \$9,890,000,000, to remain available until expended.

14 LIMITATION ON ADMINISTRATIVE EXPENSES

15 For necessary expenses, including the hire of two pas-
 16 senger motor vehicles, and not to exceed \$10,000 for offi-
 17 cial reception and representation expenses, not more than
 18 \$6,188,871,000 may be expended, as authorized by sec-
 19 tion 201(g)(1) of the Social Security Act, from any one
 20 or all of the trust funds referred to therein: *Provided*, That
 21 not less than \$1,800,000 shall be for the Social Security
 22 Advisory Board: *Provided further*, That unobligated bal-
 23 ances at the end of fiscal year 2000 not needed for fiscal
 24 year 2000 shall remain available until expended to invest
 25 in the Social Security Administration computing network,
 26 including related equipment and non-payroll administra-

1 tive expenses associated solely with this network: *Provided*
2 *further*, That reimbursement to the trust funds under this
3 heading for expenditures for official time for employees
4 of the Social Security Administration pursuant to section
5 7131 of title 5, United States Code, and for facilities or
6 support services for labor organizations pursuant to poli-
7 cies, regulations, or procedures referred to in section
8 7135(b) of such title shall be made by the Secretary of
9 the Treasury, with interest, from amounts in the general
10 fund not otherwise appropriated, as soon as possible after
11 such expenditures are made.

12 From funds provided under the first paragraph, not
13 less than \$200,000,000 shall be available for conducting
14 continuing disability reviews.

15 In addition to funding already available under this
16 heading, and subject to the same terms and conditions,
17 \$405,000,000, to remain available until September 30,
18 2001, for continuing disability reviews as authorized by
19 section 103 of Public Law 104–121 and section 10203 of
20 Public Law 105–33. The term “continuing disability re-
21 views” means reviews and redeterminations as defined
22 under section 201(g)(1)(A) of the Social Security Act as
23 amended.

24 In addition, \$80,000,000 to be derived from adminis-
25 tration fees in excess of \$5.00 per supplementary payment

1 collected pursuant to section 1616(d) of the Social Secu-
 2 rity Act or section 212(b)(3) of Public Law 93–66, which
 3 shall remain available until expended. To the extent that
 4 the amounts collected pursuant to such section 1616(d)
 5 or 212(b)(3) in fiscal year 2000 exceed \$80,000,000, the
 6 amounts shall be available in fiscal year 2001 only to the
 7 extent provided in advance in appropriations Acts.

8 From amounts previously made available under this
 9 heading for a state-of-the-art computing network, not to
 10 exceed \$100,000,000 shall be available for necessary ex-
 11 penses under this heading, subject to the same terms and
 12 conditions.

13 OFFICE OF INSPECTOR GENERAL

14 (INCLUDING TRANSFER OF FUNDS)

15 For expenses necessary for the Office of Inspector
 16 General in carrying out the provisions of the Inspector
 17 General Act of 1978, as amended, \$15,000,000, together
 18 with not to exceed \$51,000,000, to be transferred and ex-
 19 pended as authorized by section 201(g)(1) of the Social
 20 Security Act from the Federal Old-Age and Survivors In-
 21 surance Trust Fund and the Federal Disability Insurance
 22 Trust Fund.

23 In addition, an amount not to exceed 3 percent of
 24 the total provided in this appropriation may be transferred
 25 from the “Limitation on Administrative Expenses”, Social
 26 Security Administration, to be merged with this account,

1 to be available for the time and purposes for which this
 2 account is available: *Provided*, That notice of such trans-
 3 fers shall be transmitted promptly to the Committees on
 4 Appropriations of the House and Senate.

5 UNITED STATES INSTITUTE OF PEACE
 6 OPERATING EXPENSES

7 For necessary expenses of the United States Institute
 8 of Peace as authorized in the United States Institute of
 9 Peace Act, \$13,000,000.

10 TITLE V—GENERAL PROVISIONS

11 SEC. 501. The Secretaries of Labor, Health and
 12 Human Services, and Education are authorized to transfer
 13 unexpended balances of prior appropriations to accounts
 14 corresponding to current appropriations provided in this
 15 Act: *Provided*, That such transferred balances are used for
 16 the same purpose, and for the same periods of time, for
 17 which they were originally appropriated.

18 SEC. 502. No part of any appropriation contained in
 19 this Act shall remain available for obligation beyond the
 20 current fiscal year unless expressly so provided herein.

21 SEC. 503. (a) No part of any appropriation contained
 22 in this Act shall be used, other than for normal and recog-
 23 nized executive-legislative relationships, for publicity or
 24 propaganda purposes, for the preparation, distribution, or
 25 use of any kit, pamphlet, booklet, publication, radio, tele-

1 vision, or video presentation designed to support or defeat
2 legislation pending before the Congress or any State legis-
3 lature, except in presentation to the Congress or any State
4 legislature itself.

5 (b) No part of any appropriation contained in this
6 Act shall be used to pay the salary or expenses of any
7 grant or contract recipient, or agent acting for such recipi-
8 ent, related to any activity designed to influence legislation
9 or appropriations pending before the Congress or any
10 State legislature.

11 SEC. 504. The Secretaries of Labor and Education
12 are each authorized to make available not to exceed
13 \$15,000 from funds available for salaries and expenses
14 under titles I and III, respectively, for official reception
15 and representation expenses; the Director of the Federal
16 Mediation and Conciliation Service is authorized to make
17 available for official reception and representation expenses
18 not to exceed \$2,500 from the funds available for “Sala-
19 ries and expenses, Federal Mediation and Conciliation
20 Service”; and the Chairman of the National Mediation
21 Board is authorized to make available for official reception
22 and representation expenses not to exceed \$2,500 from
23 funds available for “Salaries and expenses, National Medi-
24 ation Board”.

1 SEC. 505. Notwithstanding any other provision of
2 this Act, no funds appropriated under this Act shall be
3 used to carry out any program of distributing sterile nee-
4 dles or syringes for the hypodermic injection of any illegal
5 drug unless the Secretary of Health and Human Services
6 determines that such programs are effective in preventing
7 the spread of HIV and do not encourage the use of illegal
8 drugs.

9 SEC. 506. (a) PURCHASE OF AMERICAN-MADE
10 EQUIPMENT AND PRODUCTS.—It is the sense of the Con-
11 gress that, to the greatest extent practicable, all equip-
12 ment and products purchased with funds made available
13 in this Act should be American-made.

14 (b) NOTICE REQUIREMENT.—In providing financial
15 assistance to, or entering into any contract with, any enti-
16 ty using funds made available in this Act, the head of each
17 Federal agency, to the greatest extent practicable, shall
18 provide to such entity a notice describing the statement
19 made in subsection (a) by the Congress.

20 (c) PROHIBITION OF CONTRACTS WITH PERSONS
21 FALSELY LABELING PRODUCTS AS MADE IN AMERICA.—
22 If it has been finally determined by a court or Federal
23 agency that any person intentionally affixed a label bear-
24 ing a “Made in America” inscription, or any inscription
25 with the same meaning, to any product sold in or shipped

1 to the United States that is not made in the United
2 States, the person shall be ineligible to receive any con-
3 tract or subcontract made with funds made available in
4 this Act, pursuant to the debarment, suspension, and ineli-
5 gibility procedures described in sections 9.400 through
6 9.409 of title 48, Code of Federal Regulations.

7 SEC. 507. When issuing statements, press releases,
8 requests for proposals, bid solicitations and other docu-
9 ments describing projects or programs funded in whole or
10 in part with Federal money, all grantees receiving Federal
11 funds included in this Act, including but not limited to
12 State and local governments and recipients of Federal re-
13 search grants, shall clearly state: (1) the percentage of the
14 total costs of the program or project which will be financed
15 with Federal money; (2) the dollar amount of Federal
16 funds for the project or program; and (3) percentage and
17 dollar amount of the total costs of the project or program
18 that will be financed by nongovernmental sources.

19 SEC. 508. (a) None of the funds appropriated under
20 this Act, and none of the funds in any trust fund to which
21 funds are appropriated under this Act, shall be expended
22 for any abortion.

23 (b) None of the funds appropriated under this Act,
24 and none of the funds in any trust fund to which funds
25 are appropriated under this Act, shall be expended for

1 health benefits coverage that includes coverage of abor-
2 tion.

3 (c) The term “health benefits coverage” means the
4 package of services covered by a managed care provider
5 or organization pursuant to a contract or other arrange-
6 ment.

7 SEC. 509. (a) The limitations established in the pre-
8 ceding section shall not apply to an abortion—

9 (1) if the pregnancy is the result of an act of
10 rape or incest; or

11 (2) in the case where a woman suffers from a
12 physical disorder, physical injury, or physical illness,
13 including a life-endangering physical condition
14 caused by or arising from the pregnancy itself, that
15 would, as certified by a physician, place the woman
16 in danger of death unless an abortion is performed.

17 (b) Nothing in the preceding section shall be con-
18 strued as prohibiting the expenditure by a State, locality,
19 entity, or private person of State, local, or private funds
20 (other than a State’s or locality’s contribution of Medicaid
21 matching funds).

22 (c) Nothing in the preceding section shall be con-
23 strued as restricting the ability of any managed care pro-
24 vider from offering abortion coverage or the ability of a
25 State or locality to contract separately with such a pro-

1 vider for such coverage with State funds (other than a
2 State's or locality's contribution of Medicaid matching
3 funds).

4 SEC. 510. (a) None of the funds made available in
5 this Act may be used for—

6 (1) the creation of a human embryo or embryos
7 for research purposes; or

8 (2) research in which a human embryo or em-
9 bryos are destroyed, discarded, or knowingly sub-
10 jected to risk of injury or death greater than that
11 allowed for research on fetuses in utero under 45
12 CFR 46.208(a)(2) and section 498(b) of the Public
13 Health Service Act (42 U.S.C. 289g(b)).

14 (b) For purposes of this section, the term “human
15 embryo or embryos” includes any organism, not protected
16 as a human subject under 45 CFR 46 as of the date of
17 the enactment of this Act, that is derived by fertilization,
18 parthenogenesis, cloning, or any other means from one or
19 more human gametes or human diploid cells.

20 SEC. 511. (a) LIMITATION ON USE OF FUNDS FOR
21 PROMOTION OF LEGALIZATION OF CONTROLLED SUB-
22 STANCES.—None of the funds made available in this Act
23 may be used for any activity that promotes the legalization
24 of any drug or other substance included in schedule I of
25 the schedules of controlled substances established by sec-

1 tion 202 of the Controlled Substances Act (21 U.S.C.
2 812).

3 (b) EXCEPTIONS.—The limitation in subsection (a)
4 shall not apply when there is significant medical evidence
5 of a therapeutic advantage to the use of such drug or other
6 substance or that federally sponsored clinical trials are
7 being conducted to determine therapeutic advantage.

8 SEC. 512. None of the funds made available in this
9 Act may be obligated or expended to enter into or renew
10 a contract with an entity if—

11 (1) such entity is otherwise a contractor with
12 the United States and is subject to the requirement
13 in section 4212(d) of title 38, United States Code,
14 regarding submission of an annual report to the Sec-
15 retary of Labor concerning employment of certain
16 veterans; and

17 (2) such entity has not submitted a report as
18 required by that section for the most recent year for
19 which such requirement was applicable to such enti-
20 ty.

21 SEC. 513. None of the funds made available in this
22 Act may be used to promulgate or adopt any final stand-
23 ard under section 1173(b) of the Social Security Act (42
24 U.S.C. 1320d–2(b)) providing for, or providing for the as-
25 signment of, a unique health identifier for an individual

1 (except in an individual's capacity as an employer or a
2 health care provider), until legislation is enacted specifi-
3 cally approving the standard.

4 SEC. 514. Section 520(c)(2)(D) of the Departments
5 of Labor, Health and Human Services, and Education,
6 and Related Agencies Appropriations Act, 1997, as
7 amended, is further amended by striking "December 31,
8 1997" and inserting "December 31, 1999".

9 This Act may be cited as the "Departments of Labor,
10 Health and Human Services, and Education, and Related
11 Agencies Appropriations Act, 2000".

Calendar No. 290

106TH CONGRESS
1ST SESSION

S. 1650

A BILL

Making appropriations for the Departments of Labor, Health and Human Services, and Education, and related agencies for the fiscal year ending September 30, 2000, and for other purposes.

SEPTEMBER 28, 1999

Read twice and placed on the calendar