

Union Calendar No. 268

105<sup>TH</sup> CONGRESS  
2<sup>D</sup> SESSION

**H. R. 3579**

[Report No. 105-469]

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## **A BILL**

Making emergency supplemental appropriations for the fiscal year ending September 30, 1998, and for other purposes.

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MARCH 27, 1998

Reported from the Committee on Appropriations, committed to the Committee of the Whole House on the State of the Union, and ordered to be printed

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## IN THE HOUSE OF REPRESENTATIVES

MARCH 27, 1998

Mr. LIVINGSTON, from the Committee on Appropriations, reported the following bill; which was committed to the Committee of the Whole House on the State of the Union and ordered to be printed

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## A BILL

Making emergency supplemental appropriations for the fiscal year ending September 30, 1998, and for other purposes.

1       *Be it enacted by the Senate and House of Representa-*  
2       *tives of the United States of America in Congress assembled,*  
3       That the following sums are appropriated, out of any  
4       money in the Treasury not otherwise appropriated, for the  
5       fiscal year ending September 30, 1998, and for other pur-  
6       poses, namely:

1 TITLE I  
2 EMERGENCY SUPPLEMENTAL APPROPRIATIONS  
3 **CHAPTER 1**  
4 DEPARTMENT OF AGRICULTURE  
5 FARM SERVICE AGENCY  
6 EMERGENCY CONSERVATION PROGRAM

7 For an additional amount for “Emergency Conserva-  
8 tion Program” for expenses resulting from ice storms,  
9 flooding, and other natural disasters, \$20,000,000, to re-  
10 main available until expended, which shall be available  
11 only to the extent that an official budget request that in-  
12 cludes designation of the entire amount of the request as  
13 an emergency requirement as defined in the Balanced  
14 Budget and Emergency Deficit Control Act of 1985, as  
15 amended, is transmitted by the President to Congress:  
16 *Provided*, That the entire amount is designated by Con-  
17 gress as an emergency requirement pursuant to section  
18 251(b)(2)(A) of such Act.

19 TREE ASSISTANCE PROGRAM

20 An amount of \$4,700,000 is provided for assistance  
21 to replace or rehabilitate trees and vineyards damaged by  
22 natural disasters: *Provided*, That the entire amount shall  
23 be available only to the extent that an official budget re-  
24 quest of \$4,700,000, that includes designation of the en-  
25 tire amount of the request as an emergency requirement  
26 as defined in the Balanced Budget and Emergency Deficit

1 Control Act of 1985, as amended, is transmitted by the  
2 President to the Congress: *Provided further*, That the en-  
3 tire amount is designated by Congress as an emergency  
4 requirement pursuant to section 251(b)(2)(A) of such Act.

5 AGRICULTURAL CREDIT INSURANCE FUND PROGRAM  
6 ACCOUNT

7 For additional gross obligations for the principal  
8 amount of emergency insured loans authorized by 7  
9 U.S.C. 1928–1929, to be available from funds in the Agri-  
10 cultural Credit Insurance Fund, for losses in fiscal year  
11 1998 resulting from ice storms, flooding and other natural  
12 disasters, \$87,000,000.

13 For the additional cost of emergency insured loans,  
14 including the cost of modifying loans as defined in section  
15 502 of the Congressional Budget Act of 1974,  
16 \$21,000,000, to remain available until expended: *Pro-*  
17 *vided*, That the entire amount shall be available only to  
18 the extent that an official budget request for \$21,000,000  
19 that includes designation of the entire amount of the re-  
20 quest as an emergency requirement as defined in the Bal-  
21 anced Budget and Emergency Deficit Control Act of 1985,  
22 as amended, is transmitted by the President to the Con-  
23 gress: *Provided further*, That the entire amount is des-  
24 ignated by Congress as an emergency requirement pursu-  
25 ant to section 251(b)(2)(A) of the Balanced Budget and  
26 Emergency Deficit Control Act of 1985, as amended.

## 1 COMMODITY CREDIT CORPORATION FUND

## 2 LIVESTOCK DISASTER ASSISTANCE FUND

3 Effective only for losses incurred beginning on No-  
4 vember 27, 1997, through the date of enactment of this  
5 Act, \$4,000,000, to implement a livestock indemnity pro-  
6 gram to compensate producers for losses of livestock (in-  
7 cluding ratites) due to natural disasters designated pursu-  
8 ant to a Presidential or Secretarial declaration requested  
9 during such period in a manner similar to catastrophic  
10 loss coverage available for other commodities under 7  
11 U.S.C. 1508(b): *Provided*, That the entire amount shall  
12 be available only to the extent that an official budget re-  
13 quest of \$4,000,000, that includes designation of the en-  
14 tire amount of the request as an emergency requirement  
15 as defined in the Balanced Budget and Emergency Deficit  
16 Control Act of 1985, as amended, is transmitted by the  
17 President to the Congress: *Provided further*, That the en-  
18 tire amount is designated by Congress as an emergency  
19 requirement pursuant to section 251(b)(2)(A) of the Bal-  
20 anced Budget and Emergency Deficit Control Act of 1985,  
21 as amended.

## 22 DAIRY PRODUCTION INDEMNITY ASSISTANCE PROGRAM

23 Effective only for losses incurred beginning on No-  
24 vember 27, 1997, through the date of enactment of this  
25 Act, \$6,800,000 to implement a dairy production indem-

1 nity program to compensate producers for losses of milk  
2 that had been produced but not marketed or for dimin-  
3 ished production (including diminished future production  
4 due to mastitis) due to natural disasters designated pursu-  
5 ant to a Presidential or Secretarial declaration requested  
6 during such period: *Provided*, That payments for dimin-  
7 ished production shall be determined on a per head basis  
8 derived from a comparison to a like production period  
9 from the previous year, the disaster period is 180 days  
10 starting with the date of the disaster and the payment  
11 rate shall be \$4.00 per hundredweight of milk: *Provided*  
12 *further*, That the entire amount shall be available only to  
13 the extent that an official budget request of \$6,800,000,  
14 that includes designation of the entire amount of the re-  
15 quest as an emergency requirement as defined in the Bal-  
16 anced Budget and Emergency Deficit Control Act of 1985,  
17 as amended, is transmitted by the President to the Con-  
18 gress: *Provided further*, That the entire amount is des-  
19 igned by Congress as an emergency requirement pursu-  
20 ant to section 251(b)(2)(A) of the Balanced Budget and  
21 Emergency Deficit Control Act of 1985, as amended.

22 NATURAL RESOURCES CONSERVATION SERVICE

23 WATERSHED AND FLOOD PREVENTION OPERATIONS

24 For an additional amount for “Watershed and Flood  
25 Prevention Operations” to repair damages to the water-

1 ways and watersheds resulting from ice storms, flooding,  
2 tornadoes and other natural disasters, \$65,000,000, to re-  
3 main available until expended: *Provided*, That the entire  
4 amount shall be available only to the extent that an official  
5 budget request for \$65,000,000, that includes designation  
6 of the entire amount of the request as an emergency re-  
7 quirement as defined in the Balanced Budget and Emer-  
8 gency Deficit Control Act of 1985, as amended, is trans-  
9 mitted by the President to the Congress: *Provided further*,  
10 That the entire amount is designated by Congress as an  
11 emergency requirement pursuant to section 251(b)(2)(A)  
12 of such Act.

## 13 **CHAPTER 2**

### 14 DEPARTMENT OF DEFENSE

#### 15 DEPARTMENT OF DEFENSE—MILITARY

#### 16 MILITARY PERSONNEL

#### 17 MILITARY PERSONNEL, ARMY

18 For an additional amount for “Military Personnel,  
19 Army”, \$184,000,000: *Provided*, That such amount is  
20 designated by Congress as an emergency requirement pur-  
21 suant to section 251(b)(2)(A) of the Balanced Budget and  
22 Emergency Deficit Control Act of 1985, as amended.

#### 23 MILITARY PERSONNEL, NAVY

24 For an additional amount for “Military Personnel,  
25 Navy”, \$22,300,000: *Provided*, That such amount is des-

1 ignated by Congress as an emergency requirement pursu-  
2 ant to section 251(b)(2)(A) of the Balanced Budget and  
3 Emergency Deficit Control Act of 1985, as amended.

4 MILITARY PERSONNEL, MARINE CORPS

5 For an additional amount for “Military Personnel,  
6 Marine Corps”, \$5,100,000: *Provided*, That such amount  
7 is designated by Congress as an emergency requirement  
8 pursuant to section 251(b)(2)(A) of the Balanced Budget  
9 and Emergency Deficit Control Act of 1985, as amended.

10 MILITARY PERSONNEL, AIR FORCE

11 For an additional amount for “Military Personnel,  
12 Air Force”, \$10,900,000: *Provided*, That such amount is  
13 designated by Congress as an emergency requirement pur-  
14 suant to section 251(b)(2)(A) of the Balanced Budget and  
15 Emergency Deficit Control Act of 1985, as amended.

16 RESERVE PERSONNEL, NAVY

17 For an additional amount for “Reserve Personnel,  
18 Navy”, \$4,100,000: *Provided*, That such amount is des-  
19 ignated by Congress as an emergency requirement pursu-  
20 ant to section 251(b)(2)(A) of the Balanced Budget and  
21 Emergency Deficit Control Act of 1985, as amended.

22 OPERATION AND MAINTENANCE

23 OPERATION AND MAINTENANCE, ARMY

24 For an additional amount for “Operation and Main-  
25 tenance, Army”, \$2,586,000: *Provided*, That such amount



1 is designated by Congress as an emergency requirement  
2 pursuant to section 251(b)(2)(A) of the Balanced Budget  
3 and Emergency Deficit Control Act of 1985, as amended:  
4 *Provided further*, That of this amount, \$700,000 shall be  
5 available only to the extent that an official budget request  
6 for a specific dollar amount, that includes designation of  
7 the entire amount of the request as an emergency require-  
8 ment as defined in the Balanced Budget and Emergency  
9 Deficit Control Act of 1985, as amended, is transmitted  
10 by the President to Congress.

11                   OPERATION AND MAINTENANCE, NAVY

12       For an additional amount for “Operation and Main-  
13 tenance, Navy”, \$53,800,000: *Provided*, That such  
14 amount is designated by Congress as an emergency re-  
15 quirement pursuant to section 251(b)(2)(A) of the Bal-  
16 anced Budget and Emergency Deficit Control Act of 1985,  
17 as amended: *Provided further*, That of this amount,  
18 \$5,700,000 shall be available only to the extent that an  
19 official budget request for a specific dollar amount, that  
20 includes designation of the entire amount of the request  
21 as an emergency requirement as defined in the Balanced  
22 Budget and Emergency Deficit Control Act of 1985, as  
23 amended, is transmitted by the President to Congress.

## 1 OPERATION AND MAINTENANCE, MARINE CORPS

2 For an additional amount for “Operation and Main-  
3 tenance, Marine Corps”, \$26,810,000: *Provided*, That  
4 such amount is designated by Congress as an emergency  
5 requirement pursuant to section 251(b)(2)(A) of the Bal-  
6 anced Budget and Emergency Deficit Control Act of 1985,  
7 as amended: *Provided further*, That the entire amount  
8 shall be available only to the extent that an official budget  
9 request for a specific dollar amount, that includes designa-  
10 tion of the entire amount of the request as an emergency  
11 requirement as defined in the Balanced Budget and Emer-  
12 gency Deficit Control Act of 1985, as amended, is trans-  
13 mitted by the President to Congress.

## 14 OPERATION AND MAINTENANCE, AIR FORCE

15 For an additional amount for “Operation and Main-  
16 tenance, Air Force”, \$49,200,000: *Provided*, That such  
17 amount is designated by Congress as an emergency re-  
18 quirement pursuant to section 251(b)(2)(A) of the Bal-  
19 anced Budget and Emergency Deficit Control Act of 1985,  
20 as amended: *Provided further*, That of this amount,  
21 \$21,800,000 shall be available only to the extent that an  
22 official budget request for a specific dollar amount, that  
23 includes designation of the entire amount of the request  
24 as an emergency requirement as defined in the Balanced

1 Budget and Emergency Deficit Control Act of 1985, as  
2 amended, is transmitted by the President to Congress.

3 OPERATION AND MAINTENANCE, DEFENSE-WIDE

4 For an additional amount for “Operation and Main-  
5 tenance, Defense-Wide”, \$1,390,000: *Provided*, That such  
6 amount is designated by Congress as an emergency re-  
7 quirement pursuant to section 251(b)(2)(A) of the Bal-  
8 anced Budget and Emergency Deficit Control Act of 1985,  
9 as amended.

10 OPERATION AND MAINTENANCE, ARMY RESERVE

11 For an additional amount for “Operation and Main-  
12 tenance, Army Reserve”, \$650,000: *Provided*, That such  
13 amount is designated by Congress as an emergency re-  
14 quirement pursuant to section 251(b)(2)(A) of the Bal-  
15 anced Budget and Emergency Deficit Control Act of 1985,  
16 as amended.

17 OPERATION AND MAINTENANCE, AIR FORCE RESERVE

18 For an additional amount for “Operation and Main-  
19 tenance, Air Force Reserve”, \$229,000: *Provided*, That  
20 such amount is designated by Congress as an emergency  
21 requirement pursuant to section 251(b)(2)(A) of the Bal-  
22 anced Budget and Emergency Deficit Control Act of 1985,  
23 as amended.



1 gency Deficit Control Act of 1985, as amended, is trans-  
2 mitted by the President to Congress.

3 OVERSEAS CONTINGENCY OPERATIONS TRANSFER FUND  
4 (INCLUDING TRANSFER OF FUNDS)

5 For an additional amount for “Overseas Contingency  
6 Operations Transfer Fund”, \$1,829,900,000: *Provided*,  
7 That such amount is designated by Congress as an emer-  
8 gency requirement pursuant to section 251(b)(2)(A) of the  
9 Balanced Budget and Emergency Deficit Control Act of  
10 1985, as amended: *Provided further*, That the Secretary  
11 of Defense may transfer these funds to fiscal year 1998  
12 appropriations for operation and maintenance, working  
13 capital funds, the Defense Health Program, procurement,  
14 and research, development, test and evaluation: *Provided*  
15 *further*, That the funds transferred shall be merged with  
16 and shall be available for the same purposes and for the  
17 same time period as the appropriation to which trans-  
18 ferred: *Provided further*, That the transfer authority pro-  
19 vided in this paragraph is in addition to any other transfer  
20 authority contained in Public Law 105–56.

21 REVOLVING AND MANAGEMENT FUNDS

22 NAVY WORKING CAPITAL FUND

23 For an additional amount for “Navy Working Capital  
24 Fund”, \$30,467,000: *Provided*, That such amount is des-  
25 ignated by Congress as an emergency requirement pursu-

1 ant to section 251(b)(2)(A) of the Balanced Budget and  
2 Emergency Deficit Control Act of 1985, as amended: *Pro-*  
3 *vided further*, That of this amount, \$7,450,000 shall be  
4 available only to the extent that an official budget request  
5 for a specific dollar amount, that includes designation of  
6 the entire amount of the request as an emergency require-  
7 ment as defined in the Balanced Budget and Emergency  
8 Deficit Control Act of 1985, as amended, is transmitted  
9 by the President to Congress.

10 DEFENSE-WIDE WORKING CAPITAL FUND

11 For an additional amount for “Defense-Wide Work-  
12 ing Capital Fund”, \$1,000,000: *Provided*, That such  
13 amount is designated by Congress as an emergency re-  
14 quirement pursuant to section 251(b)(2)(A) of the Bal-  
15 anced Budget and Emergency Deficit Control Act of 1985,  
16 as amended.

17 OTHER DEPARTMENT OF DEFENSE PROGRAMS

18 DEFENSE HEALTH PROGRAM

19 For an additional amount for “Defense Health Pro-  
20 gram”, \$1,900,000: *Provided*, That such amount is des-  
21 ignated by Congress as an emergency requirement pursu-  
22 ant to section 251(b)(2)(A) of the Balanced Budget and  
23 Emergency Deficit Control Act of 1985, as amended.



1 (INCLUDING TRANSFER OF FUNDS)

2 SEC. 204. (a) QUALITY ASSURANCE REPORT ON  
3 MILITARY HEALTH CARE.—The Secretary of Defense  
4 shall appoint an independent panel of experts to evaluate  
5 recent measures taken by the Acting Assistant Secretary  
6 of Defense for Health Affairs and the Surgeons General  
7 of the Army, Navy and Air Force to improve the quality  
8 of care provided by the Military Health Services System.

9 (b) MEMBERSHIP.—(1) The panel shall be composed  
10 of nine members appointed by the Secretary of Defense.  
11 At least five of those members shall be persons who are  
12 highly qualified in the medical arts, have experience in set-  
13 ting health care standards, and possess a demonstrated  
14 understanding of the military health care system and its  
15 unique mission requirements. The remaining members  
16 shall be persons who are current beneficiaries of the Mili-  
17 tary Health Services System.

18 (2) The Secretary shall designate one member to  
19 serve as chairperson of the panel.

20 (3) The Secretary shall appoint the members of this  
21 panel not later than 45 days after enactment of this Act.

22 (c) FUNCTIONS OF THE PANEL.—The panel shall re-  
23 view the Department of Defense Access and Quality Im-  
24 provement Initiative announced in early 1998 (together  
25 with other related quality improvement actions) to assess



1 whether all reasonable measures have been taken to ensure  
2 that the Military Health Services System delivers health  
3 care services in accordance with consistently high profes-  
4 sional standards. The panel shall specifically assess ac-  
5 tions of the Department to accomplish the following objec-  
6 tives of that initiative and related management actions:

7           (1) Upgrade professional education and train-  
8           ing requirements for military physicians and other  
9           health care providers;

10           (2) Establish “Centers of Excellence” for com-  
11           plicated surgical procedures;

12           (3) Make timely and complete reports to the  
13           National Practitioner Data Bank and eliminate as-  
14           sociated reporting backlogs;

15           (4) Assure that Military Health Services Sys-  
16           tem providers are properly licensed and have appro-  
17           priate credentials;

18           (5) Reestablish the Quality Management Report  
19           to aid in early identification of compliance problems;

20           (6) Improve communications with beneficiaries  
21           to provide comprehensive and objective information  
22           on the quality of care being provided;

23           (7) Strengthen the National Quality Manage-  
24           ment Program;

1           (8) Ensure that all laboratory work meets pro-  
2           fessional standards; and

3           (9) Ensure the accuracy of patient data and in-  
4           formation.

5           (d) REPORT.—Not later than six months after the  
6           date on which the panel is established, the panel shall sub-  
7           mit to the Secretary a report setting forth its findings and  
8           conclusions, and the reasons therefor, and such rec-  
9           ommendations it deems appropriate. The Secretary shall  
10          forward the report of the panel to Congress not later than  
11          15 days after the date on which the Secretary receives it,  
12          together with the Secretary's comments on the report.

13          (e) PANEL ADMINISTRATION.—(1) The members of  
14          the panel shall be allowed travel expenses, including per  
15          diem in lieu of subsistence, at rates authorized by law for  
16          employees of agencies while away from their homes or reg-  
17          ular places of business in the performance of services for  
18          the panel.

19          (2) Upon request of the chairperson of the panel, the  
20          Secretary of Defense may detail to the panel, on a non-  
21          reimbursable basis, personnel of the Department of De-  
22          fense to assist the panel in carrying out its duties. The  
23          Secretary of Defense shall furnish to the panel such ad-  
24          ministrative and support services as may be requested by  
25          the chairman of the panel.

1 (f) PANEL FINANCING.—Of the funds appropriated  
2 in Public Law 105–56 for “Research, Development, Test  
3 and Evaluation, Navy”, \$5,000,000 shall be transferred  
4 to “Defense Health Program”, to be available through fis-  
5 cal year 1999, only for administrative costs of this panel  
6 and for the express purpose of initiating or accelerating  
7 any activity identified by the panel that will improve the  
8 quality of health care provided by the Military Health  
9 Services System.

10

**CHAPTER 3**

11

DEPARTMENT OF DEFENSE—CIVIL

12

DEPARTMENT OF THE ARMY

13

CORPS OF ENGINEERS—CIVIL

14

OPERATION AND MAINTENANCE, GENERAL

15

For emergency repairs due to flooding and other nat-  
16 ural disasters, \$84,457,000, to remain available until ex-  
17 pended, of which such amounts for eligible navigation  
18 projects which may be derived from the Harbor Mainte-  
19 nance Trust Fund pursuant to Public Law 99–662, shall  
20 be derived from that Fund: *Provided*, That the entire  
21 amount shall be available only to the extent an official  
22 budget request for a specific dollar amount that includes  
23 designation of the entire amount of the request as an  
24 emergency requirement as defined in the Balanced Budget  
25 and Emergency Deficit Control Act of 1985, as amended,

1 is transmitted by the President to Congress: *Provided fur-*  
2 *ther*, That the entire amount is designated by Congress  
3 as an emergency requirement pursuant to section  
4 251(b)(2)(A) of the Balanced Budget and Emergency  
5 Deficit Control Act of 1985, as amended.

6 DEPARTMENT OF THE INTERIOR

7 BUREAU OF RECLAMATION

8 WATER AND RELATED RESOURCES

9 For an additional amount for “Water and Related  
10 Resources” to repair damage caused by floods and other  
11 natural disasters, \$4,520,000, to remain available until ex-  
12 pended, which shall be available only to the extent that  
13 an official budget request for a specific dollar amount that  
14 includes designation of the entire amount of the request  
15 as an emergency requirement as defined in the Balanced  
16 Budget and Emergency Deficit Control Act of 1985, as  
17 amended, is transmitted by the President to Congress:  
18 *Provided*, That the entire amount is designated by Con-  
19 gress as an emergency requirement pursuant to section  
20 251(b)(2)(A) of the Balanced Budget and Emergency  
21 Deficit Control Act of 1985, as amended.

1                                   **CHAPTER 4**  
2                                   DEPARTMENT OF THE INTERIOR  
3                                   UNITED STATES FISH AND WILDLIFE SERVICE  
4                                   CONSTRUCTION

5           For an additional amount for “Construction”,  
6 \$28,938,000, to remain available until expended, to repair  
7 damage caused by floods and other acts of nature: *Pro-*  
8 *vided*, That the entire amount is designated by Congress  
9 as an emergency requirement pursuant to section  
10 251(b)(2)(A) of the Balanced Budget and Emergency  
11 Deficit Control Act of 1985, as amended: *Provided further*,  
12 That of such amount, \$25,000,000 shall be available only  
13 to the extent that an official budget request for a specific  
14 dollar amount that includes designation of the entire  
15 amount of the request as an emergency requirement as  
16 defined in such Act is transmitted by the President to  
17 Congress.

18                                   NATIONAL PARK SERVICE  
19                                   CONSTRUCTION

20           For an additional amount for “Construction”, to re-  
21 pair damage caused by floods and other acts of nature,  
22 \$8,500,000, to remain available until expended: *Provided*,  
23 That the entire amount is designated by Congress as an  
24 emergency requirement pursuant to section 251(b)(2)(A)  
25 of the Balanced Budget and Emergency Deficit Control  
26 Act of 1985, as amended: *Provided further*, That such

1 amount shall be available only to the extent that an official  
2 budget request for a specific dollar amount that includes  
3 designation of the entire amount of the request as an  
4 emergency requirement as defined in such Act is transmit-  
5 ted by the President to Congress.

6 UNITED STATES GEOLOGICAL SURVEY

7 SURVEYS, INVESTIGATIONS, AND RESEARCH

8 For an additional amount for “Surveys, Investiga-  
9 tions, and Research” for emergency expenses resulting  
10 from floods and other acts of nature, \$1,000,000, to re-  
11 main available until expended: *Provided*, That the entire  
12 amount is designated by Congress as an emergency re-  
13 quirement pursuant to section 251(b)(2)(A) of the Bal-  
14 anced Budget and Emergency Deficit Control Act of 1985,  
15 as amended: *Provided further*, That such amount shall be  
16 available only to the extent that an official budget request  
17 for a specific dollar amount that includes designation of  
18 the entire amount of the request as an emergency require-  
19 ment as defined in such Act is transmitted by the Presi-  
20 dent to Congress.

21 DEPARTMENT OF AGRICULTURE

22 FOREST SERVICE

23 STATE AND PRIVATE FORESTRY

24 For an additional amount for “State and Private  
25 Forestry” for emergency expenses resulting from damages

1 from ice storms, tornadoes and other natural disasters,  
2 \$48,000,000, to remain available until expended: *Pro-*  
3 *vided*, That the entire amount is designated by Congress  
4 as an emergency requirement pursuant to section  
5 251(b)(2)(A) of the Balanced Budget and Emergency  
6 Deficit Control Act of 1985, as amended: *Provided further*,  
7 That of such amount, \$28,000,000 shall be available only  
8 to the extent that an official budget request for a specific  
9 dollar amount that includes designation of the entire  
10 amount of the request as an emergency requirement as  
11 defined in such Act is transmitted by the President to  
12 Congress.

13 NATIONAL FOREST SYSTEM

14 For an additional amount for “National Forest Sys-  
15 tem” for emergency expenses resulting from damages  
16 from ice storms, tornadoes and other natural disasters,  
17 \$10,461,000, to remain available until expended: *Pro-*  
18 *vided*, That the entire amount is designated by Congress  
19 as an emergency requirement pursuant to section  
20 251(b)(2)(A) of the Balanced Budget and Emergency  
21 Deficit Control Act of 1985, as amended: *Provided further*,  
22 That of such amount, \$5,461,000 shall be available only  
23 to the extent that an official budget request for a specific  
24 dollar amount that includes designation of the entire  
25 amount of the request as an emergency requirement as

1 defined in such Act is transmitted by the President to  
2 Congress.

3 **CHAPTER 5**

4 DEPARTMENT OF DEFENSE—MILITARY

5 CONSTRUCTION

6 BASE REALIGNMENT AND CLOSURE ACCOUNT, PART III

7 For an additional amount for “Base Realignment and  
8 Closure Account, Part III” to cover costs arising from El  
9 Nino related damage, \$1,020,000, to be available only to  
10 the extent that an official budget request for a specific  
11 dollar amount that includes designation of the entire  
12 amount of the request as an emergency requirement as  
13 defined in the Balanced Budget and Emergency Deficit  
14 Control Act of 1985, as amended, is transmitted by the  
15 President to Congress: *Provided*, That the entire amount  
16 is designated by Congress as an emergency requirement  
17 pursuant to section 251(b)(2)(A) of the Balanced Budget  
18 and Emergency Deficit Control Act of 1985, as amended.

19 FAMILY HOUSING, NAVY AND MARINE CORPS

20 For an additional amount for “Family Housing,  
21 Navy and Marine Corps” to cover costs arising from Ty-  
22 phoon Paka related damage, \$15,600,000: *Provided*, That  
23 such amount is designated by Congress as an emergency  
24 requirement pursuant to section 251(b)(2)(A) of the Bal-



1 anced Budget and Emergency Deficit Control Act of 1985,  
2 as amended.

3 For an additional amount for “Family Housing,  
4 Navy and Marine Corps” to cover costs arising from El  
5 Nino related damage, \$1,000,000, to be available only to  
6 the extent that an official budget request for a specific  
7 dollar amount that includes designation of the entire  
8 amount of the request as an emergency requirement as  
9 defined in the Balanced Budget and Emergency Deficit  
10 Control Act of 1985, as amended, is transmitted by the  
11 President to Congress: *Provided*, That the entire amount  
12 is designated by Congress as an emergency requirement  
13 pursuant to section 251(b)(2)(A) of the Balanced Budget  
14 and Emergency Deficit Control Act of 1985, as amended.

15 FAMILY HOUSING, AIR FORCE

16 For an additional amount for “Family Housing, Air  
17 Force” to cover costs arising from Typhoon Paka related  
18 damage, \$1,500,000: *Provided*, That such amount is des-  
19 ignated by Congress as an emergency requirement pursu-  
20 ant to section 251(b)(2)(A) of the Balanced Budget and  
21 Emergency Deficit Control Act of 1985, as amended.

22 For an additional amount for “Family Housing, Air  
23 Force” to cover costs arising from El Nino related dam-  
24 age, \$900,000, to be available only to the extent that an  
25 official budget request for a specific dollar amount that

1 includes designation of the entire amount of the request  
2 as an emergency requirement as defined in the Balanced  
3 Budget and Emergency Deficit Control Act of 1985, as  
4 amended, is transmitted by the President to Congress:  
5 *Provided*, That the entire amount is designated by Con-  
6 gress as an emergency requirement pursuant to section  
7 251(b)(2)(A) of the Balanced Budget and Emergency  
8 Deficit Control Act of 1985, as amended.

9 **CHAPTER 6**

10 DEPARTMENT OF TRANSPORTATION

11 FEDERAL HIGHWAY ADMINISTRATION

12 FEDERAL-AID HIGHWAYS

13 (HIGHWAY TRUST FUND)

14 For an additional amount for the Emergency Relief  
15 Program for emergency expenses resulting from floods  
16 and other natural disasters, as authorized by 23 U.S.C.  
17 125, \$259,000,000, to be derived from the Highway Trust  
18 Fund and to remain available until expended: *Provided*,  
19 That the entire amount is designated by Congress as an  
20 emergency requirement pursuant to section 251(b)(2)(A)  
21 of the Balanced Budget and Emergency Deficit Control  
22 Act of 1985, as amended: *Provided further*, That of such  
23 amount, \$35,000,000 shall be available only to the extent  
24 that an official budget request for a specific dollar amount  
25 that includes designation of the entire amount of the re-  
26 quest as an emergency requirement as defined in such Act

1 is transmitted by the President to the Congress: *Provided*  
2 *further*, That any obligations for the Emergency Relief  
3 Program shall not be subject to the prohibition against  
4 obligations in section 2(e)(3)(A) and (D) of the Surface  
5 Transportation Extension Act of 1997: *Provided further*,  
6 That 23 U.S.C. 125(b)(1) shall not apply to projects re-  
7 sulting from flooding during the fall of 1997 through the  
8 winter of 1998 in California.

9 FEDERAL RAILROAD ADMINISTRATION

10 EMERGENCY RAILROAD REHABILITATION AND REPAIR

11 For necessary expenses to repair and rebuild freight  
12 rail lines of regional and short line railroads or a State  
13 entity damaged by floods, \$9,000,000, to be awarded to  
14 the States subject to the discretion of the Secretary on  
15 a case-by-case basis: *Provided*, That not more than  
16 \$2,650,000 shall be solely for damage incurred in the  
17 Northern Plains States in March and April 1997: *Pro-*  
18 *vided further*, That not more than \$6,350,000 shall be  
19 solely for damage incurred as a result of El Nino in the  
20 fall of 1997 through the winter of 1998: *Provided further*,  
21 That funds provided under this head shall be available for  
22 rehabilitation of railroad rights-of-way, bridges, and other  
23 facilities which are part of the general railroad system of  
24 transportation, and primarily used by railroads to move  
25 freight traffic: *Provided further*, That railroad rights-of-

1 way, bridges, and other facilities owned by class I railroads  
2 are not eligible for funding under this head, unless the  
3 rights-of-way, bridges, or other facilities are under con-  
4 tract lease to a class II or class III railroad under which  
5 the lessee is responsible for all maintenance costs of the  
6 line: *Provided further*, That railroad rights-of-way,  
7 bridges, and other facilities owned by passenger railroads  
8 or by tourist, scenic, or historic railroads are not eligible  
9 for funding under this head: *Provided further*, That these  
10 funds shall be available only to the extent an official budg-  
11 et request for a specific dollar amount, that includes des-  
12 ignation of the entire amount as an emergency require-  
13 ment as defined in the Balanced Budget and Emergency  
14 Deficit Control Act of 1985, as amended, is transmitted  
15 by the President to the Congress: *Provided further*, That  
16 the entire amount is designated by Congress as an emer-  
17 gency requirement pursuant to section 251(b)(2)(A) of the  
18 Balanced Budget and Emergency Deficit Control Act of  
19 1985, as amended: *Provided further*, That all funds made  
20 available under this head are to remain available until  
21 September 30, 1998.

1 TITLE II  
2 RESCISSIONS  
3 DEPARTMENT OF EDUCATION  
4 BILINGUAL AND IMMIGRANT EDUCATION  
5 (RESCISSION)

6 Of the amounts made available under this heading  
7 in Public Law 105-78, \$75,000,000 are rescinded: *Pro-*  
8 *vided*, That, to the extent necessary to carry out such re-  
9 scission, the Secretary of Education shall deobligate funds  
10 that have been obligated but have not been expended.

11 DEPARTMENT OF TRANSPORTATION  
12 FEDERAL AVIATION ADMINISTRATION  
13 GRANTS-IN-AID FOR AIRPORTS  
14 (AIRPORT AND AIRWAY TRUST FUND)  
15 (RESCISSION OF CONTRACT AUTHORIZATION)

16 Of the available contract authority balances under  
17 this heading, \$610,000,000 are rescinded.

18 GRANTS-IN-AID FOR AIRPORTS  
19 (LIMITATION ON OBLIGATIONS)

20 Notwithstanding the provisions of Public Law 105-  
21 66, none of the funds in this or any other Act shall be  
22 available for the planning or execution of programs the  
23 obligations for which are in excess of \$1,425,000,000 in  
24 fiscal year 1998 for grants-in-aid for airport planning and  
25 development, and noise compatibility planning and pro-

1 grams, notwithstanding section 47117(h) of title 49,  
2 United States Code.

3 DEPARTMENT OF HOUSING AND URBAN  
4 DEVELOPMENT

5 PUBLIC AND INDIAN HOUSING

6 SECTION 8 RESERVE PRESERVATION ACCOUNT

7 (RESCISSION)

8 Of the amounts recaptured under this heading during  
9 fiscal year 1998 and prior years, \$1,930,000,000 are re-  
10 scinded: *Provided*, That the Secretary of Housing and  
11 Urban Development shall recapture \$1,930,000,000 in  
12 amounts heretofore maintained as section 8 reserves made  
13 available to housing agencies for tenant-based assistance  
14 under the section 8 existing housing certificate and hous-  
15 ing voucher programs.

16 INDEPENDENT AGENCY

17 CORPORATION FOR NATIONAL AND COMMUNITY SERVICE

18 NATIONAL AND COMMUNITY SERVICE PROGRAMS

19 OPERATING EXPENSES

20 (RESCISSION)

21 Of the amounts made available under this heading  
22 in Public Law 105-65, \$250,000,000 are rescinded.

1 TITLE III  
2 GENERAL PROVISIONS—THIS ACT

3 SEC. 3001. No part of any appropriation contained  
4 in this Act shall remain available for obligation beyond  
5 the current fiscal year unless expressly so provided herein.

6 PROHIBITION ON USE OF FUNDS FOR MILITARY  
7 OPERATIONS AGAINST IRAQ

8 SEC. 3002. None of the funds appropriated or other-  
9 wise made available by this Act may be made available  
10 for the conduct of offensive operations by United States  
11 Armed Forces against Iraq for the purpose of obtaining  
12 compliance by Iraq with United Nations Security Council  
13 Resolutions relating to inspection and destruction of weap-  
14 ons of mass destruction in Iraq unless such operations are  
15 specifically authorized by a law enacted after the date of  
16 the enactment of this Act.

17 This Act may be cited as the “1998 Emergency Sup-  
18 plemental Appropriations Act”.