

Calendar No. 493

104TH CONGRESS
2^D Session

H. R. 3666

[Report No. 104-318]

AN ACT

Making appropriations for the Departments of Veterans Affairs and Housing and Urban Development, and for sundry independent agencies, boards, commissions, corporations, and offices for the fiscal year ending September 30, 1997, and for other purposes.

JULY 11, 1996

Reported with amendments

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104TH CONGRESS
2^D SESSION**H. R. 3666****[Report No. 104-318]**

IN THE SENATE OF THE UNITED STATES

JUNE 27, 1996

Received; read twice and referred to the Committee on Appropriations

JULY 11, 1996

Reported by Mr. BOND, with amendments

[Omit the part struck through and insert the part printed in italic]

AN ACT

Making appropriations for the Departments of Veterans Affairs and Housing and Urban Development, and for sundry independent agencies, boards, commissions, corporations, and offices for the fiscal year ending September 30, 1997, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*
3 That the following sums are appropriated, out of any
4 money in the Treasury not otherwise appropriated, for the
5 Departments of Veterans Affairs and Housing and Urban
6 Development, and for sundry independent agencies,

1 boards, commissions, corporations, and offices for the fis-
 2 cal year ending September 30, 1997, and for other pur-
 3 poses, namely:

4 TITLE I

5 DEPARTMENT OF VETERANS AFFAIRS

6 VETERANS BENEFITS ADMINISTRATION

7 COMPENSATION AND PENSIONS

8 (INCLUDING TRANSFERS OF FUNDS)

9 For the payment of compensation benefits to or on
 10 behalf of veterans as authorized by law (38 U.S.C. 107,
 11 chapters 11, 13, 51, 53, 55, and 61); pension benefits to
 12 or on behalf of veterans as authorized by law (38 U.S.C.
 13 chapters 15, 51, 53, 55, and 61; 92 Stat. 2508); and bur-
 14 ial benefits, emergency and other officers' retirement pay,
 15 adjusted-service credits and certificates, payment of pre-
 16 miums due on commercial life insurance policies guaran-
 17 teed under the provisions of Article IV of the Soldiers'
 18 and Sailors' Civil Relief Act of 1940, as amended, and
 19 for other benefits as authorized by law (38 U.S.C. 107,
 20 1312, 1977, and 2106, chapters 23, 51, 53, 55, and 61;
 21 50 U.S.C. App. 540–548; 43 Stat. 122, 123; 45 Stat. 735;
 22 76 Stat. 1198); ~~\$18,497,854,000~~ \$18,671,259,000, to re-
 23 main available until expended: *Provided*, That not to ex-
 24 ceed \$26,417,000 of the amount appropriated shall be re-
 25 imbursed to “General operating expenses” and “Medical

1 care” for necessary expenses in implementing those provi-
 2 sions authorized in the Omnibus Budget Reconciliation
 3 Act of 1990, and in the Veterans’ Benefits Act of 1992
 4 (38 U.S.C. chapters 51, 53, and 55), the funding source
 5 for which is specifically provided as the “Compensation
 6 and pensions” appropriation: *Provided further*, That such
 7 sums as may be earned on an actual qualifying patient
 8 basis, shall be reimbursed to “Medical facilities revolving
 9 fund” to augment the funding of individual medical facili-
 10 ties for nursing home care provided to pensioners as au-
 11 thorized by the Veterans’ Benefits Act of 1992 (38 U.S.C.
 12 chapter 55).

13 READJUSTMENT BENEFITS

14 For the payment of readjustment and rehabilitation
 15 benefits to or on behalf of veterans as authorized by 38
 16 U.S.C. chapters 21, 30, 31, 34, 35, 36, 39, 51, 53, 55,
 17 and 61, ~~\$1,227,000,000~~ \$1,377,000,000, to remain avail-
 18 able until expended: *Provided*, That funds shall be avail-
 19 able to pay any court order, court award or any com-
 20 promise settlement arising from litigation involving the vo-
 21 cational training program authorized by section 18 of
 22 Public Law 98–77, as amended.

23 VETERANS INSURANCE AND INDEMNITIES

24 For military and naval insurance, national service life
 25 insurance, servicemen’s indemnities, service-disabled vet-

1 erans insurance, and veterans mortgage life insurance as
2 authorized by 38 U.S.C. chapter 19; 70 Stat. 887; 72
3 Stat. 487, \$38,970,000, to remain available until ex-
4 pended.

5 GUARANTY AND INDEMNITY PROGRAM ACCOUNT
6 (INCLUDING TRANSFER OF FUNDS)

7 For the cost of direct and guaranteed loans, such
8 sums as may be necessary to carry out the program, as
9 authorized by 38 U.S.C. chapter 37, as amended: *Pro-*
10 *vided*, That such costs, including the cost of modifying
11 such loans, shall be as defined in section 502 of the Con-
12 gressional Budget Act of 1974, as amended.

13 In addition, for administrative expenses to carry out
14 the direct and guaranteed loan programs, \$105,226,000,
15 which may be transferred to and merged with the appro-
16 priation for “General operating expenses”.

17 LOAN GUARANTY PROGRAM ACCOUNT
18 (INCLUDING TRANSFER OF FUNDS)

19 For the cost of direct and guaranteed loans, such
20 sums as may be necessary to carry out the program, as
21 authorized by 38 U.S.C. chapter 37, as amended: *Pro-*
22 *vided*, That such costs, including the cost of modifying
23 such loans, shall be as defined in section 502 of the Con-
24 gressional Budget Act of 1974, as amended.

1 In addition, for administrative expenses to carry out
2 the direct and guaranteed loan programs, \$33,810,000,
3 which may be transferred to and merged with the appro-
4 priation for “General operating expenses”.

5 DIRECT LOAN PROGRAM ACCOUNT
6 (INCLUDING TRANSFER OF FUNDS)

7 For the cost of direct loans, such sums as may be
8 necessary to carry out the program, as authorized by 38
9 U.S.C. chapter 37, as amended: *Provided*, That such costs,
10 including the cost of modifying such loans, shall be as de-
11 fined in section 502 of the Congressional Budget Act of
12 1974, as amended: *Provided further*, That during 1997,
13 within the resources available, not to exceed \$300,000 in
14 gross obligations for direct loans are authorized for spe-
15 cially adapted housing loans.

16 In addition, for administrative expenses to carry out
17 the direct loan program, \$80,000, which may be trans-
18 ferred to and merged with the appropriation for “General
19 operating expenses”.

20 EDUCATION LOAN FUND PROGRAM ACCOUNT
21 (INCLUDING TRANSFER OF FUNDS)

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

1 of 1974, as amended: *Provided further*, That these funds
2 are available to subsidize gross obligations for the prin-
3 cipal amount of direct loans not to exceed \$3,000.

4 In addition, for administrative expenses necessary to
5 carry out the direct loan program, \$195,000, which may
6 be transferred to and merged with the appropriation for
7 “General operating expenses”.

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

10 For the cost of direct loans, \$49,000, as authorized
11 by 38 U.S.C. chapter 31, as amended: *Provided*, That such
12 costs, including the cost of modifying such loans, shall be
13 as defined in section 502 of the Congressional Budget Act
14 of 1974, as amended: *Provided further*, That these funds
15 are available to subsidize gross obligations for the prin-
16 cipal amount of direct loans not to exceed ~~\$1,964,000~~
17 \$2,822,000.

18 In addition, for administrative expenses necessary to
19 carry out the direct loan program, \$377,000, which may
20 be transferred to and merged with the appropriation for
21 “General operating expenses”.

1 NATIVE AMERICAN VETERAN HOUSING LOAN PROGRAM
2 ACCOUNT
3 (INCLUDING TRANSFER OF FUNDS)

4 For administrative expenses to carry out the direct
5 loan program authorized by 38 U.S.C. chapter 37, sub-
6 chapter V, as amended, \$205,000, which may be trans-
7 ferred to and merged with the appropriation for “General
8 operating expenses”.

9 VETERANS HEALTH ADMINISTRATION
10 MEDICAL CARE

11 For necessary expenses for the maintenance and op-
12 eration of hospitals, nursing homes, and domiciliary facili-
13 ties; for furnishing, as authorized by law, inpatient and
14 outpatient care and treatment to beneficiaries of the De-
15 partment of Veterans Affairs, including care and treat-
16 ment in facilities not under the jurisdiction of the Depart-
17 ment; and furnishing recreational facilities, supplies, and
18 equipment; funeral, burial, and other expenses incidental
19 thereto for beneficiaries receiving care in the Department;
20 administrative expenses in support of planning, design,
21 project management, real property acquisition and disposi-
22 tion, construction and renovation of any facility under the
23 jurisdiction or for the use of the Department; oversight,
24 engineering and architectural activities not charged to
25 project cost; repairing, altering, improving or providing fa-

1 cilities in the several hospitals and homes under the juris-
 2 diction of the Department, not otherwise provided for, ei-
 3 ther by contract or by the hire of temporary employees
 4 and purchase of materials; uniforms or allowances there-
 5 for, as authorized by 5 U.S.C. 5901–5902; aid to State
 6 homes as authorized by 38 U.S.C. 1741; and not to exceed
 7 \$8,000,000 to fund cost comparison studies as referred
 8 to in 38 U.S.C. 8110(a)(5); \$17,008,447,000, plus reim-
 9 bursements: *Provided*, That of the funds made available
 10 under this heading, ~~\$570,000,000~~ \$596,000,000 is for the
 11 equipment and land and structures object classifications
 12 only, which amount shall not become available for obliga-
 13 tion until August 1, 1997, and shall remain available until
 14 September 30, 1998.

15 MEDICAL AND PROSTHETIC RESEARCH

16 For necessary expenses in carrying out programs of
 17 medical and prosthetic research and development as au-
 18 thorized by 38 U.S.C. chapter 73, to remain available until
 19 September 30, 1998, ~~\$257,000,000~~ \$262,000,000, plus re-
 20 imbursements.

21 MEDICAL ADMINISTRATION AND MISCELLANEOUS

22 OPERATING EXPENSES

23 For necessary expenses in the administration of med-
 24 ical, hospital, nursing home, domiciliary, construction,
 25 supply, and research activities, as authorized by law; ad-

1 ministrative expenses in support of planning, design,
2 project management, architectural, engineering, real prop-
3 erty acquisition and disposition, construction and renova-
4 tion of any facility under the jurisdiction or for the use
5 of the Department of Veterans Affairs, including site ac-
6 quisition; engineering and architectural activities not
7 charged to project cost; and research and development in
8 building construction technology; \$59,207,000
9 \$62,207,000, plus reimbursements.

10 TRANSITIONAL HOUSING LOAN PROGRAM

11 (INCLUDING TRANSFER OF FUNDS)

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

20 In addition, for administrative expenses to carry out
21 the direct loan program, \$54,000, which shall be trans-
22 ferred from the “General post fund”, as authorized by
23 Public Law 102–54, section 8.

1 DEPARTMENTAL ADMINISTRATION

2 GENERAL OPERATING EXPENSES

3 For necessary operating expenses of the Department
4 of Veterans Affairs, not otherwise provided for, including
5 uniforms or allowances therefor; not to exceed \$25,000 for
6 official reception and representation expenses; hire of pas-
7 senger motor vehicles; and reimbursement of the General
8 Services Administration for security guard services, and
9 the Department of Defense for the cost of overseas em-
10 ployee mail; ~~\$823,584,000~~ \$813,730,000: *Provided further*,
11 That during fiscal year 1997, notwithstanding any other
12 provision of law, the number of individuals employed by
13 the Department of Veterans Affairs (1) in other than “ca-
14 reer appointee” positions in the Senior Executive Service
15 shall not exceed 6, and (2) in schedule C positions shall
16 not exceed 11: *Provided further*, That funds under this
17 heading shall be available to administer the Service Mem-
18 bers Occupational Conversion and Training Act.

19 NATIONAL CEMETERY SYSTEM

20 For necessary expenses for the maintenance and op-
21 eration of the National Cemetery System, not otherwise
22 provided for, including uniforms or allowances therefor;
23 cemeterial expenses as authorized by law; purchase of two
24 passenger motor vehicles for use in cemeterial operations;
25 and hire of passenger motor vehicles, \$76,864,000.

1 OFFICE OF INSPECTOR GENERAL

2 For necessary expenses of the Office of Inspector
3 General in carrying out the Inspector General Act of 1978,
4 as amended, \$30,900,000.

5 CONSTRUCTION, MAJOR PROJECTS

6 For constructing, altering, extending and improving
7 any of the facilities under the jurisdiction or for the use
8 of the Department of Veterans Affairs, or for any of the
9 purposes set forth in sections 316, 2404, 2406, 8102,
10 8103, 8106, 8108, 8109, 8110, and 8122 of title 38, Unit-
11 ed States Code, including planning, architectural and en-
12 gineering services, maintenance or guarantee period serv-
13 ices costs associated with equipment guarantees provided
14 under the project, services of claims analysts, offsite utility
15 and storm drainage system construction costs, and site ac-
16 quisition, where the estimated cost of a project is
17 \$3,000,000 or more or where funds for a project were
18 made available in a previous major project appropriation,
19 ~~\$245,358,000~~ \$178,250,000, to remain available until ex-
20 pended: *Provided*, That except for advance planning of
21 projects funded through the advance planning fund and
22 the design of projects funded through the design fund,
23 none of these funds shall be used for any project which
24 has not been considered and approved by the Congress in
25 the budgetary process: *Provided further*, That funds pro-

1 vided in this appropriation for fiscal year 1997, for each
2 approved project shall be obligated (1) by the awarding
3 of a construction documents contract by September 30,
4 1997, and (2) by the awarding of a construction contract
5 by September 30, 1998: *Provided further*, That the Sec-
6 retary shall promptly report in writing to the Comptroller
7 General and to the Committees on Appropriations any ap-
8 proved major construction project in which obligations are
9 not incurred within the time limitations established above;
10 and the Comptroller General shall review the report in ac-
11 cordance with the procedures established by section 1015
12 of the Impoundment Control Act of 1974 (title X of Public
13 Law 93-344): *Provided further*, That no funds from any
14 other account except the "Parking revolving fund", may
15 be obligated for constructing, altering, extending, or im-
16 proving a project which was approved in the budget proc-
17 ess and funded in this account until one year after sub-
18 stantial completion and beneficial occupancy by the De-
19 partment of Veterans Affairs of the project or any part
20 thereof with respect to that part only.

21 CONSTRUCTION, MINOR PROJECTS

22 For constructing, altering, extending, and improving
23 any of the facilities under the jurisdiction or for the use
24 of the Department of Veterans Affairs, including plan-
25 ning, architectural and engineering services, maintenance

1 or guarantee period services costs associated with equip-
 2 ment guarantees provided under the project, services of
 3 claims analysts, offsite utility and storm drainage system
 4 construction costs, and site acquisition, or for any of the
 5 purposes set forth in sections 316, 2404, 2406, 8102,
 6 8103, 8106, 8108, 8109, 8110, and 8122 of title 38, Unit-
 7 ed States Code, where the estimated cost of a project is
 8 less than \$3,000,000; ~~\$160,000,000~~ \$190,000,000, to re-
 9 main available until expended, along with unobligated bal-
 10 ances of previous “Construction, minor projects” appro-
 11 priations which are hereby made available for any project
 12 where the estimated cost is less than \$3,000,000: *Pro-*
 13 *vided*, That funds in this account shall be available for
 14 (1) repairs to any of the nonmedical facilities under the
 15 jurisdiction or for the use of the Department which are
 16 necessary because of loss or damage caused by any natural
 17 disaster or catastrophe, and (2) temporary measures nec-
 18 essary to prevent or to minimize further loss by such
 19 causes.

20 **PARKING REVOLVING FUND**

21 For the parking revolving fund as authorized by 38
 22 U.S.C. 8109, ~~\$12,300,000~~, together with income from fees
 23 collected, to remain available until expended, which shall
 24 be available for all authorized expenses except operations

1 and maintenance costs, which will be funded from “Medi-
2 cal care”.

3 GRANTS FOR CONSTRUCTION OF STATE EXTENDED CARE
4 FACILITIES

5 For grants to assist States to acquire or construct
6 State nursing home and domiciliary facilities and to re-
7 model, modify or alter existing hospital, nursing home and
8 domiciliary facilities in State homes, for furnishing care
9 to veterans as authorized by 38 U.S.C. 8131–8137,
10 \$47,397,000, to remain available until expended.

11 GRANTS FOR THE CONSTRUCTION OF STATE VETERANS
12 CEMETERIES

13 For grants to aid States in establishing, expanding,
14 or improving State veteran cemeteries as authorized by 38
15 U.S.C. 2408, \$1,000,000, to remain available until ex-
16 pended.

17 FRANCHISE FUND
18 (INCLUDING TRANSFER OF FUNDS)

19 There is hereby established in the Treasury a fran-
20 chise fund pilot, as authorized by section 403 of Public
21 Law 103–356, to be available as provided in such section
22 for expenses and equipment necessary for the maintenance
23 and operation of such administrative services as the Sec-
24 retary determines may be performed more advantageously
25 as central services: *Provided*, That any inventories, equip-
26 ment and other assets pertaining to the services to be pro-

1 vided by the franchise fund, either on hand or on order,
2 less the related liabilities or unpaid obligations, and any
3 appropriations made hereafter for the purpose of provid-
4 ing capital, shall be used to capitalize the franchise fund:
5 *Provided further*, That the franchise fund may be paid in
6 advance from funds available to the Department and other
7 Federal agencies for which such centralized services are
8 performed, at rates which will return in full all expenses
9 of operation, including acerued leave, depreciation of fund
10 plant and equipment, amortization of automated data
11 processing (ADP) software and systems (either acquired
12 or donated), and an amount necessary to maintain a rea-
13 sonable operating reserve, as determined by the Secretary:
14 *Provided further*, That the franchise fund shall provide
15 services on a competitive basis: *Provided further*, That an
16 amount not to exceed four percent of the total annual in-
17 come to such fund may be retained in the fund for fiscal
18 year 1997 and each fiscal year thereafter, to remain avail-
19 able until expended, to be used for the acquisition of cap-
20 ital equipment and for the improvement and implementa-
21 tion of Departmental financial management, ADP, and
22 other support systems: *Provided further*, That no later
23 than thirty days after the end of each fiscal year amounts
24 in excess of this reserve limitation shall be transferred to
25 the Treasury: *Provided further*, That such franchise fund

1 pilot shall terminate pursuant to section 403(f) of Public
2 Law 103–356.

3 ADMINISTRATIVE PROVISIONS

4 (INCLUDING TRANSFER OF FUNDS)

5 SEC. 101. Any appropriation for 1997 for “Com-
6 pensation and pensions”, “Readjustment benefits”, and
7 “Veterans insurance and indemnities” may be transferred
8 to any other of the mentioned appropriations.

9 SEC. 102. Appropriations available to the Depart-
10 ment of Veterans Affairs for 1997 for salaries and ex-
11 penses shall be available for services authorized by 5
12 U.S.C. 3109.

13 SEC. 103. No appropriations in this Act for the De-
14 partment of Veterans Affairs (except the appropriations
15 for “Construction, major projects”, “Construction, minor
16 projects”, and the “Parking revolving fund”) shall be
17 available for the purchase of any site for or toward the
18 construction of any new hospital or home.

19 SEC. 104. No appropriations in this Act for the De-
20 partment of Veterans Affairs shall be available for hos-
21 pitalization or examination of any persons (except bene-
22 ficiaries entitled under the laws bestowing such benefits
23 to veterans, and persons receiving such treatment under
24 5 U.S.C. 7901–7904 or 42 U.S.C. 5141–5204), unless re-
25 imbursement of cost is made to the “Medical care” ac-

1 count at such rates as may be fixed by the Secretary of
2 Veterans Affairs.

3 SEC. 105. Appropriations available to the Depart-
4 ment of Veterans Affairs for fiscal year 1997 for “Com-
5 pensation and pensions”, “Readjustment benefits”, and
6 “Veterans insurance and indemnities” shall be available
7 for payment of prior year accrued obligations required to
8 be recorded by law against the corresponding prior year
9 accounts within the last quarter of fiscal year 1996.

10 SEC. 106. Appropriations accounts available to the
11 Department of Veterans Affairs for fiscal year 1997 shall
12 be available to pay prior year obligations of corresponding
13 prior year appropriations accounts resulting from title X
14 of the Competitive Equality Banking Act, Public Law
15 100–86, except that if such obligations are from trust
16 fund accounts they shall be payable from “Compensation
17 and pensions”.

18 SEC. 107. Notwithstanding any other provision of
19 law, during fiscal year 1997, the Secretary of Veterans
20 Affairs shall, from the National Service Life Insurance
21 Fund (38 U.S.C. 1920), the Veterans’ Special Life Insur-
22 ance Fund (38 U.S.C. 1923), and the United States Gov-
23 ernment Life Insurance Fund (38 U.S.C. 1955), reim-
24 burse the “General operating expenses” account for the
25 cost of administration of the insurance programs financed

1 through those accounts: *Provided*, That reimbursement
 2 shall be made only from the surplus earnings accumulated
 3 in an insurance program in fiscal year 1997, that are
 4 available for dividends in that program after claims have
 5 been paid and actuarially determined reserves have been
 6 set aside: *Provided further*, That if the cost of administra-
 7 tion of an insurance program exceeds the amount of sur-
 8 plus earnings accumulated in that program, reimburse-
 9 ment shall be made only to the extent of such surplus
 10 earnings: *Provided further*, That the Secretary shall deter-
 11 mine the cost of administration for fiscal year 1997, which
 12 is properly allocable to the provision of each insurance pro-
 13 gram and to the provision of any total disability income
 14 insurance included in such insurance program.

15 TITLE II

16 DEPARTMENT OF HOUSING AND URBAN

17 DEVELOPMENT

18 HOUSING PROGRAMS

19 ANNUAL CONTRIBUTIONS FOR ASSISTED HOUSING

20 (INCLUDING RESCISSION)

21 ~~For assistance under the United States Housing Act~~
 22 ~~of 1937, as amended (the "Act" herein) (42 U.S.C. 1437),~~
 23 ~~not otherwise provided for, \$5,272,000,000 (reduced by~~
 24 ~~\$140,000,000), to remain available until expended: *Pro-*~~
 25 ~~*vided*, That of the total amount provided under this head,~~

1 \$4,472,000,000 shall be for assistance under the United
2 States Housing Act of 1937 (42 U.S.C. 1437) for use in
3 connection with expiring or terminating section 8 subsidy
4 contracts of which \$875,000,000 shall be available on Sep-
5 tember 15, 1997: *Provided further*, That the Secretary
6 may determine not to apply section 8(o)(6)(B) of the Act
7 to housing vouchers during fiscal year 1997: *Provided fur-*
8 *ther*, That of the total amount provided under this head,
9 \$800,000,000 (reduced by \$140,000,000) shall be for
10 amendments to section 8 contracts other than contracts
11 for projects developed under section 202 of the Housing
12 Act of 1959, as amended: *Provided further*, That 50 per
13 centum of the amounts of budget authority, or in lieu
14 thereof 50 per centum of the cash amounts associated with
15 such budget authority, that are recaptured from projects
16 described in section 1012(a) of the Stewart B. McKinney
17 Homeless Assistance Amendments Act of 1988 (Public
18 Law 100-628, 102 Stat. 3224, 3268) shall be rescinded,
19 or in the case of cash, shall be remitted to the Treasury,
20 and such amounts of budget authority or cash recaptured
21 and not rescinded or remitted to the Treasury shall be
22 used by State housing finance agencies or local govern-
23 ments or local housing agencies with projects approved by
24 the Secretary of Housing and Urban Development for

1 which settlement occurred after January 1, 1992, in ac-
2 cordance with such section.

3 HOUSING FOR SPECIAL POPULATIONS: ELDERLY AND
4 DISABLED

5 For capital advances, including amendments to cap-
6 ital advance contracts, and for project rental assistance
7 and amendments thereto, for Supportive Housing for the
8 Elderly under section 202 of the Housing Act of 1959,
9 as amended, \$595,000,000 (increased by \$100,000,000),
10 to remain available until expended.

11 For capital advances, including amendments to cap-
12 ital advance contracts, and for project rental assistance
13 and amendments thereto, for Supportive Housing for Per-
14 sons with Disabilities under section 811 of the Cranston-
15 Gonzalez National Affordable Housing Act, \$174,000,000
16 (increased by \$40,000,000), to remain available until ex-
17 pended, of which 25 percent shall be used for tenant-based
18 rental assistance under section 8(o) of the United States
19 Housing Act of 1937 (42 U.S.C. 1437(o)), in addition to
20 any other amounts available for section 8(o).

21 The Secretary may waive any provision of section 202
22 of the Housing Act of 1959 and section 811 of the Cran-
23 ston-Gonzalez National Affordable Housing Act (including
24 the provisions governing the terms and conditions of
25 project rental assistance) that the Secretary determines is
26 not necessary to achieve the objectives of these programs;

1 or that otherwise impedes the ability to develop, operate
2 or administer projects assisted under these programs, and
3 may make provision for alternative conditions or terms
4 where appropriate.

5 FLEXIBLE SUBSIDY FUND

6 (INCLUDING TRANSFER OF FUNDS)

7 From the fund established by section 236(g) of the
8 National Housing Act, as amended, all uncommitted bal-
9 ances of excess rental charges as of September 30, 1996,
10 and any collection during fiscal year 1997, shall be trans-
11 ferred, as authorized under such section, to the fund au-
12 thorized under section 201(j) of the Housing and Commu-
13 nity Development Amendments of 1978, as amended.

14 RENTAL HOUSING ASSISTANCE

15 (RESCISSION)

16 The limitation otherwise applicable to the maximum
17 payments that may be required in any fiscal year by all
18 contracts entered into under section 236 of the National
19 Housing Act (12 U.S.C. 1715z-1) is reduced in fiscal year
20 1997 by not more than \$2,000,000 in uncommitted bal-
21 ances of authorizations provided for this purpose in appro-
22 priations Acts.

PUBLIC AND INDIAN HOUSING

HOUSING CERTIFICATE FUND

1 For tenant-based assistance under section 8 of the
2 United States Housing Act of 1937 (42 U.S.C. 1437f),
3 as amended, \$166,000,000, to remain available until ex-
4 pended: *Provided*, That of the total amount provided
5 under this head, \$50,000,000 shall be for nonelderly dis-
6 abled families relocating pursuant to designation of a pub-
7 lic housing development under section 7 of such Act: *Pro-*
8 *vided further*, That the remainder of the amount provided
9 under this head shall be used only for housing assistance
10 for relocating residents of properties (i) that are eligible
11 for assistance under the Low Income Housing Preserva-
12 tion and Resident Homeownership Act of 1990
13 (LIHPRHA) or the Emergency Low-Income Housing
14 Preservation Act of 1987 (ELIHPA) in accordance with
15 the terms and conditions of the tenth and eleventh provi-
16 sions of the second undesignated paragraph under the head
17 “Annual Contributions for Assisted Housing” in Public
18 Law 104–134; (ii) that are owned by the Secretary and
19 being disposed of; (iii) for which section 8 assistance is
20 allocated under subsection (f) of section 204 of this Act
21 (relating to portfolio reengineering); or (iv) subject to spe-
22 cial workout assistance team intervention compliance ac-
23 tions: *Provided further*, That notwithstanding any other
24 25

1 provision of law, a public housing agency administering
 2 certificate or voucher assistance provided under subsection
 3 (b) or (c) of section 8 of the United States Housing Act
 4 of 1937, as amended, shall delay for 3 months, the use
 5 of any amounts of such assistance (or the certificate or
 6 voucher representing assistance amounts) made available
 7 by the termination during fiscal year 1997 of such assist-
 8 ance on behalf of any family for any reason, but not later
 9 than October 1, 1997, with the exception of any certifi-
 10 cates assigned or committed to project-based assistance as
 11 permitted otherwise by the Act, accomplished prior to the
 12 effective date of this Act. *Provided further*, That section
 13 8(c)(2)(A) of the United States Housing Act of 1937, as
 14 amended (42 U.S.C. 1437f(e)(2)(A)) is further amend-
 15 ed—

16 (1) in the third sentence by inserting “and fis-
 17 cal year 1997” after “1995”; and

18 (2) in the last sentence by inserting “and fiscal
 19 year 1997” after “1995”.

20 PUBLIC HOUSING OPERATING FUND

21 For payments to public housing agencies and Indian
 22 housing authorities for operating subsidies for low-income
 23 housing projects as authorized by section 9 of the United
 24 States Housing Act of 1937, as amended (42 U.S.C.
 25 1437g), \$2,850,000,000.

1 PUBLIC HOUSING CAPITAL FUND

2 (INCLUDING TRANSFERS OF FUNDS)

3 For the Public Housing Capital Fund program under
4 the United States Housing Act of 1937, as amended (42
5 U.S.C. 1437), \$2,700,000,000, to remain available until
6 expended, of which \$2,415,000,000 shall be for mod-
7 ernization of existing public housing projects;
8 \$200,000,000 for Indian Housing Development;
9 \$50,000,000 for grants to public housing agencies (includ-
10 ing Indian housing authorities), nonprofit corporations,
11 and other appropriate entities for a supportive services
12 program to assist residents of public and assisted housing,
13 former residents of such housing receiving tenant-based
14 assistance under section 8 of such Act, and other low-in-
15 come families and individuals, principally for the benefit
16 of public housing residents, to become self-sufficient;
17 \$20,000,000 for technical assistance for the inspection of
18 public housing units, contract expertise, and training and
19 technical assistance directly or indirectly, under grants,
20 contracts, or cooperative agreements, to assist in the over-
21 sight and management of public and Indian housing
22 (whether or not the housing is being modernized with as-
23 sistance under this proviso) or tenant-based assistance, in-
24 cluding, but not limited to, an annual resident survey,
25 data collection and analysis, training and technical assist-

1 ance by or to officials and employees of the department
2 and of public housing agencies and to residents in connec-
3 tion with the public and Indian housing program or for
4 carrying out activities under section 6(j) of the Act;
5 \$10,000,000 for the Tenant Opportunity Program; and
6 \$5,000,000 for the Jobs-Plus Demonstration for Public
7 Housing families: *Provided*, That all obligated and unobli-
8 gated balances as of the end of fiscal year 1996 heretofore
9 provided for the development or acquisition costs of public
10 housing (including public housing for Indian families), for
11 modernization of existing public housing projects (includ-
12 ing such projects for Indian families), for public and In-
13 dian housing amendments, for modernization and develop-
14 ment technical assistance, for lease adjustments for the
15 section 23 program, and for the Family Investment Cen-
16 ters program shall be transferred to amounts made avail-
17 able under this heading.

18 REVITALIZATION OF SEVERELY DISTRESSED PUBLIC

19 HOUSING (HOPE VII)

20 For grants to public housing agencies for assisting
21 in the demolition of obsolete public housing projects or
22 portions thereof, the revitalization (where appropriate) of
23 sites (including remaining public housing units) on which
24 such projects are located, replacement housing which will
25 avoid or lessen concentrations of very low-income families,
26 and tenant-based assistance in accordance with section 8

1 of the United States Housing Act of 1937; and for provid-
2 ing replacement housing and assisting tenants to be dis-
3 placed by the demolition, \$550,000,000, to remain avail-
4 able until expended, of which the Secretary may use up
5 to \$2,500,000 for technical assistance, to be provided di-
6 rectly or indirectly by grants, contracts or cooperative
7 agreements, including training and cost of necessary travel
8 for participants in such training, by or to officials and em-
9 ployees of the Department and of public housing agencies
10 and to residents: *Provided*, That, notwithstanding any
11 other provision of law, the funds made available to the
12 Housing Authority of New Orleans under HOPE VI for
13 purposes of Desire Homes, shall not be obligated or ex-
14 pended for on-site construction until an independent third
15 party has determined whether the site is appropriate.

16 DRUG ELIMINATION GRANTS FOR LOW-INCOME HOUSING
17 (INCLUDING TRANSFER OF FUNDS)

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

1 other assistance training, program assessment, and execu-
2 tion for or on behalf of public housing agencies and resi-
3 dent organizations (including the cost of necessary travel
4 for participants in such training), \$5,000,000 of which
5 shall be used in connection with efforts to combat violent
6 crime in public and assisted housing under the Operation
7 Safe Home program administered by the Inspector Gen-
8 eral of the Department of Housing and Urban Develop-
9 ment, and \$5,000,000 of which shall be transferred to the
10 Office of Inspector General for Operation Safe Home: *Pro-*
11 *vided*, That the term “drug-related crime”, as defined in
12 42 U.S.C. 11905(2), shall also include other types of
13 crime as determined by the Secretary.

14 *DEVELOPMENT OF ADDITIONAL NEW SUBSIDIZED HOUSING*

15 *For assistance for the purchase, construction, acquisi-*
16 *tion, or development of additional public and subsidized*
17 *housing units for low income families under the United*
18 *States Housing Act of 1937, as amended (“the Act” herein)*
19 *(42 U.S.C. 1437), not otherwise provided for, \$969,000,000,*
20 *to remain available until expended: Provided, That of the*
21 *total amount provided under this head, \$595,000,000 shall*
22 *be for capital advances, including amendments to capital*
23 *advance contracts, for housing for the elderly, as authorized*
24 *by section 202 of the Housing Act of 1959, as amended,*
25 *and for project rental assistance, and amendments to con-*
26 *tracts for project rental assistance, for supportive housing*

1 *for the elderly under section 202(c)(2) of the Housing Act*
2 *of 1959; and \$174,000,000 shall be for capital advances,*
3 *including amendments to capital advance contracts, for*
4 *supportive housing for persons with disabilities, as author-*
5 *ized by section 811 of the Cranston-Gonzalez National Af-*
6 *ordable Housing Act; and for project rental assistance, and*
7 *amendments to contracts for project rental assistance, for*
8 *supportive housing for persons with disabilities as author-*
9 *ized by section 811 of the Cranston-Gonzalez National Af-*
10 *ordable Housing Act: Provided further, That the Secretary*
11 *may designate up to 25 percent of the amounts earmarked*
12 *under this paragraph for section 811 of the Cranston-Gon-*
13 *zalez National Affordable Housing Act for tenant-based as-*
14 *sistance, as authorized under that section, which assistance*
15 *is five years in duration: Provided further, That the Sec-*
16 *retary may waive any provision of section 202 of the Hous-*
17 *ing Act of 1959 and section 811 of the National Affordable*
18 *Housing Act (including the provisions governing the terms*
19 *and conditions of project rental assistance and tenant-based*
20 *assistance) that the Secretary determines is not necessary*
21 *to achieve the objectives of these programs, or that otherwise*
22 *impedes the ability to develop, operate or administer*
23 *projects assisted under these programs, and may make pro-*
24 *vision for alternative conditions or terms where appro-*
25 *priate: Provided further, That of the total amount provided*

1 *under this head, \$200,000,000 shall be for the development*
2 *or acquisition cost of public housing for Indian families,*
3 *including amounts for housing under the mutual help*
4 *homeownership opportunity program under section 202 of*
5 *the Act (42 U.S.C. 1437bb).*

6 *PREVENTION OF RESIDENT DISPLACEMENT*

7 *For activities and assistance to prevent the involun-*
8 *tary displacement of low-income families, the elderly and*
9 *the disabled because of the loss of affordable housing stock,*
10 *expiration of subsidy contracts or expiration of use restric-*
11 *tions, or other changes in housing assistance arrangements,*
12 *\$4,775,000,000, to remain available until expended: Pro-*
13 *vided, That of the total amount provided under this head,*
14 *\$3,800,000,000 shall be for assistance under the United*
15 *States Housing Act of 1937 (42 U.S.C. 1437) for use in*
16 *connection with expiring or terminating section 8 subsidy*
17 *contracts: Provided further, That the Secretary may deter-*
18 *mine not to apply section 8(o)(6)(B) of the Act to housing*
19 *vouchers during fiscal year 1997: Provided further, That*
20 *of the total amount provided under this head, \$800,000,000*
21 *shall be for amendments to section 8 contracts other than*
22 *contracts for projects developed under section 202 of the*
23 *Housing Act of 1959, as amended: Provided further, That*
24 *of the total amount provided under this head, \$175,000,000*
25 *shall be for assistance under the United States Housing Act*
26 *of 1937 (42 U.S.C. 1437) for nonelderly disabled families*

1 *relocating pursuant to designation of a public housing de-*
2 *velopment under section 7 of such Act, for a demonstration*
3 *linking housing assistance to State welfare reform initia-*
4 *tives to help families make the transition from welfare to*
5 *work and for housing assistance for relocating residents of*
6 *properties (i) that are owned by the Secretary and being*
7 *disposed of; (ii) that are discontinuing section 8 project-*
8 *based assistance; or (iii) subject to special workout assist-*
9 *ance team intervention compliance actions.*

10 *PRESERVING EXISTING HOUSING INVESTMENT*

11 *For operating, maintaining, revitalizing, rehabilitat-*
12 *ing, preserving, and protecting existing housing develop-*
13 *ments for low income families, the elderly and the disabled,*
14 *\$6,590,000,000, to remain available until expended: Pro-*
15 *vided, That of the total amount made available under this*
16 *head, \$2,900,000,000 shall be available for payments to*
17 *public housing agencies and Indian housing authorities for*
18 *operating subsidies for low-income housing projects as au-*
19 *thorized by section 9 of the United States Housing Act of*
20 *1937, as amended (42 U.S.C. 1437g): Provided further,*
21 *That of the total amount made available under this head,*
22 *\$2,500,000,000 shall be available for modernization of exist-*
23 *ing public housing projects as authorized under section 14*
24 *of the United States Housing Act of 1937, as amended (42*
25 *U.S.C. 1437l): Provided further, That of the total amount*
26 *made available under this head, \$550,000,000 shall be for*

1 grants to public housing agencies for assisting in the demo-
2 lition of obsolete public housing projects or portions thereof,
3 the revitalization (where appropriate) of sites (including re-
4 maining public housing units) on which such projects are
5 located, replacement housing which will avoid or lessen con-
6 centrations of very low-income families, and tenant-based
7 assistance in accordance with section 8 of the United States
8 Housing Act of 1937; and for providing replacement hous-
9 ing and assisting tenants to be displaced by the demolition,
10 of which the Secretary may use up to \$2,500,000 for tech-
11 nical assistance, to be provided directly or indirectly by
12 grants, contracts or cooperative agreements, including
13 training and cost of necessary travel for participants in
14 such training, by or to officials and employees of the De-
15 partment and of public housing agencies and to residents:
16 Provided further, That of the total amount provided under
17 this head, \$350,000,000 plus amounts recaptured from in-
18 terest reduction payment contracts for section 236 projects
19 whose owners prepay their mortgages during fiscal year
20 1997 (which amounts shall be transferred and merged with
21 this account), shall be for use in conjunction with properties
22 that are eligible for assistance under the Low Income Hous-
23 ing Preservation and Resident Homeownership Act of 1990
24 (LIHPRHA) or the emergency Low-Income Housing Pres-
25 ervation Act of 1987 (ELIHPA): Provided further, That the

1 Secretary may continue to impose a moratorium on the ac-
2 ceptance of initial notices of intent by potential recipients
3 of such funding: Provided further, That funding shall be
4 limited to: (1) tenant-based assistance under the terms of
5 the tenth and eleventh provisos of the second undesignated
6 paragraph under the “Annual Contributions for Assisted
7 Housing” head of the Departments of Veterans Affairs and
8 Housing and Urban Development, and Independent Agen-
9 cies Appropriations Act, 1996; (2) plans of action for sales
10 of projects to nonprofit organizations, tenant-sponsored or-
11 ganizations and other priority purchasers; (3) projects that
12 are subject to a repayment or settlement agreement that was
13 executed between the owner and the Secretary prior to Sep-
14 tember 1, 1995; (4) projects for which submissions were de-
15 layed as a result of their location in areas that were des-
16 igned as a Federal disaster area in a Presidential Disas-
17 ter Declaration; and (5) projects whose processing was, in
18 fact, or in practical effect, suspended, deferred, or inter-
19 rupted for a period of nine months or more because of differ-
20 ing interpretations, by the Secretary and an owner concern-
21 ing the timing of the ability of an uninsured section 236
22 property to prepay or by the Secretary and a State or local
23 rent regulatory agency, concerning the effect of a presump-
24 tively applicable State or local rent control law or regula-
25 tion on the determination of preservation value under sec-

1 tion 213 of LIHPRHA, as amended, if the owner of such
2 project filed a notice of intent to extend the low-income af-
3 fordability restrictions of the housing, or transfer to a quali-
4 fied purchaser who would extend such restrictions, on or
5 before November 1, 1993: Provided further, That priority
6 shall be given to funding tenant-based assistance under the
7 terms of the tenth and eleventh provisos of the second undes-
8 igned paragraph under the “Annual Contributions for
9 Assisted Housing” head of the Departments of Veterans Af-
10 fairs and Housing and Urban Development, and Independ-
11 ent Agencies Appropriations Act, 1996, and plans of action
12 for sales of projects to nonprofit organizations, tenant-spon-
13 sored organizations, and other priority purchasers: Pro-
14 vided further, That the Secretary may give priority to fund-
15 ing approved plans of action for the following projects: (1)
16 projects that are subject to a repayment or settlement agree-
17 ment that was executed between the owner and the Secretary
18 prior to September 1, 1995; (2) projects for which submis-
19 sions were delayed as a result of their location in areas
20 that were designated as a Federal disaster area in a Presi-
21 dential Disaster Declaration; and (3) projects whose proc-
22 essing was, in fact, or in practical effect, suspended, de-
23 ferred, or interrupted for a period of nine months or more
24 because of differing interpretations, by the Secretary and
25 an owner concerning the timing of the ability of an unin-

1 *sured section 236 property to prepay or by the Secretary*
2 *and a State or local rent regulatory agency, concerning the*
3 *effect of a presumptively applicable State or local rent con-*
4 *trol law or regulation on the determination of preservation*
5 *value under section 213 of LIHPRHA, as amended, if the*
6 *owner of such project filed a notice of intent to extend the*
7 *low-income affordability restrictions of the housing, or*
8 *transfer to a qualified purchaser who would extend such*
9 *restrictions, on or before November 1, 1993: Provided fur-*
10 *ther, That section 241(f) of the National Housing Act is*
11 *repealed and insurance under such section shall not be of-*
12 *fered as an incentive under LIHPRHA and ELIHPA: Pro-*
13 *vided further, That a capital loan may be provided as an*
14 *incentive under LIHPRHA or ELIHPA on such terms and*
15 *conditions as the Secretary may prescribe: Provided further,*
16 *That the following provisos under the second undesignated*
17 *heading under the “Annual Contributions for Assisted*
18 *Housing” head of the Departments of Veterans Affairs and*
19 *Housing and Urban Development, and Independent Agen-*
20 *cies Appropriations Act, 1996 shall continue in effect: the*
21 *fourth proviso, the sixth proviso, the seventh proviso, the*
22 *ninth proviso, the tenth proviso, the eleventh proviso, and*
23 *the twelfth proviso: Provided further, That notwithstanding*
24 *any other provision of law, effective October 1, 1997, the*
25 *Secretary shall suspend further funding of plans of action:*

1 *Provided further, That of the total amount provided under*
2 *this head \$290,000,000 shall be for grants to public and*
3 *Indian housing agencies for use in eliminating crime in*
4 *public housing projects authorized by 42 U.S.C. 11901–*
5 *11908, for grants for federally assisted low-income housing*
6 *authorized by 42 U.S.C. 11909, and for drug information*
7 *clearinghouse services authorized by 42 U.S.C. 11921–*
8 *11925, of which \$10,000,000 shall be for grants, technical*
9 *assistance, contracts and other assistance training, pro-*
10 *gram assessment, and execution for or on behalf of public*
11 *housing agencies and resident organizations (including the*
12 *cost of necessary travel for participants in such training),*
13 *up to \$5,000,000 of which may be used in connection with*
14 *efforts to combat violent crime in public and assisted hous-*
15 *ing under the Operation Safe Home program administered*
16 *by the Inspector General of the Department of Housing and*
17 *Urban Development, and up to \$5,000,000 of which may*
18 *be provided to the Office of Inspector General for Operation*
19 *Safe Home: Provided further, That the term “drug-related*
20 *crime”, as defined in 42 U.S.C. 11905(2), shall also include*
21 *other types of crime as determined by the Secretary: Pro-*
22 *vided further, That notwithstanding section 5130(c) of the*
23 *Anti-Drug Abuse Act of 1988 (42 U.S.C. 11909(c)), the Sec-*
24 *retary may determine not to use any such funds to provide*
25 *public housing youth sports grants.*

1 INDIAN HOUSING LOAN GUARANTEE FUND PROGRAM
2 ACCOUNT

3 For the cost of guaranteed loans, as authorized by
4 section 184 of the Housing and Community Development
5 Act of 1992 (106 Stat. 3739), \$3,000,000: *Provided*, That
6 such costs, including the costs of modifying such loans,
7 shall be as defined in section 502 of the Congressional
8 Budget Act of 1974, as amended: *Provided further*, That
9 these funds are available to subsidize total loan principal,
10 any part of which is to be guaranteed, not to exceed
11 \$36,900,000.

12 COMMUNITY PLANNING AND DEVELOPMENT
13 COMMUNITY DEVELOPMENT BLOCK GRANTS FUND
14 (INCLUDING TRANSFER OF FUNDS)

15 For grants to States and units of general local gov-
16 ernment and for related expenses, not otherwise provided
17 for, to carry out a community development grants pro-
18 gram as authorized by title I of the Housing and Commu-
19 nity Development Act of 1974, as amended (the "Act"
20 herein) (42 U.S.C. 5301), \$4,600,000,000, to remain
21 available until September 30, 1999, ~~of which~~
22 ~~\$300,000,000 shall become available for obligation on~~
23 ~~September 30, 1997, and of which \$61,400,000~~
24 ~~\$68,500,000 shall be for grants to Indian tribes notwith-~~
25 standing section 106(a)(1) of the Act: *Provided*, That

1 \$2,100,000 shall be available as a grant to the Housing
2 Assistance Council, ~~\$1,000,000~~ \$1,500,000 shall be avail-
3 able as a grant to the National American Indian Housing
4 Council, and \$49,000,000 shall be available for grants
5 pursuant to section 107 of such Act, including up to
6 \$14,000,000 for the development and operation of a man-
7 agement information system: *Provided further*, That not
8 to exceed 20 percent of any grant made with funds appro-
9 priated herein (other than a grant made available under
10 the preceding proviso to the Housing Assistance Council
11 or the National American Indian Housing Council, or a
12 grant using funds under section 107(b)(3) of the Housing
13 and Community Development Act of 1974, as amended)
14 shall be expended for “Planning and Management Devel-
15 opment” and “Administration” as defined in regulations
16 promulgated by the Department: *Provided further*, That
17 for fiscal year 1997 and thereafter, section 105(a)(25) of
18 such Act, shall continue to be effective and the termination
19 and conforming provisions of section 907(b)(2) of the
20 Cranston-Gonzalez National Affordable Housing Act shall
21 not be effective: *Provided further*, That section 916(f) of
22 the Cranston-Gonzalez National Affordable Housing Act
23 is repealed.

24 *Of the amount provided under this heading, the Sec-*
25 *retary of Housing and Urban Development may use up to*

1 \$50,000,000 for grants to public housing agencies (includ-
2 ing Indian housing authorities), nonprofit corporations,
3 and other appropriate entities for a supportive services pro-
4 gram to assist residents of public and assisted housing,
5 former residents of such housing receiving tenant-based as-
6 sistance under section 8 of such Act (42 U.S.C. 1437f), and
7 other low-income families and individuals to become self-
8 sufficient: Provided, That the program shall provide sup-
9 portive services, principally for the benefit of public housing
10 residents, to the elderly and the disabled, and to families
11 with children where the head of household would benefit
12 from the receipt of supportive services and is working, seek-
13 ing work, or is preparing for work by participating in job
14 training or educational programs: Provided further, That
15 the supportive services shall include congregate services for
16 the elderly and disabled, service coordinators, and coordi-
17 nated educational, training, and other supportive services,
18 including academic skills training, job search assistance,
19 assistance related to retaining employment, vocational and
20 entrepreneurship development and support programs,
21 transportation, and child care: Provided further, That the
22 Secretary shall require applications to demonstrate firm
23 commitments of funding or services from other sources: Pro-
24 vided further, That the Secretary shall select public and In-
25 dian housing agencies to receive assistance under this head

1 *on a competitive basis, taking into account the quality of*
2 *the proposed program (including any innovative ap-*
3 *proaches), the extent of the proposed coordination of sup-*
4 *portive services, the extent of commitments of funding or*
5 *services from other sources, the extent to which the proposed*
6 *program includes reasonably achievable, quantifiable goals*
7 *for measuring performance under the program over a three-*
8 *year period, the extent of success an agency has had in car-*
9 *rying out other comparable initiatives, and other appro-*
10 *priate criteria established by the Secretary.*

11 Of the amount made available under this heading,
12 notwithstanding any other provision of law, ~~\$20,000,000~~
13 \$40,000,000 shall be available for youthbuild program ac-
14 tivities authorized by subtitle D of title IV of the Cran-
15 ston-Gonzalez National Affordable Housing Act, as
16 amended, and such activities shall be an eligible activity
17 with respect to any funds made available under this head-
18 ing.

19 Of the amount made available under this heading,
20 notwithstanding any other provision of law, \$60,000,000
21 shall be available for the lead-based paint hazard reduc-
22 tion program as authorized under sections 1011 and 1053
23 of the Residential Lead-Based Hazard Reduction Act of
24 1992.

1 For the cost of guaranteed loans, \$31,750,000, as au-
2 thorized by section 108 of the Housing and Community
3 Development Act of 1974: *Provided*, That such costs, in-
4 cluding the cost of modifying such loans, shall be as de-
5 fined in section 502 of the Congressional Budget Act of
6 1974, as amended: *Provided further*, That these funds are
7 available to subsidize total loan principal, any part of
8 which is to be guaranteed, not to exceed \$1,500,000,000,
9 notwithstanding any aggregate limitation on outstanding
10 obligations guaranteed in section 108(k) of the Housing
11 and Community Development Act of 1974. In addition,
12 for administrative expenses to carry out the guaranteed
13 loan program, \$675,000 which shall be transferred to and
14 merged with the appropriation for *departmental* salaries
15 and expenses.

16 HOME INVESTMENT PARTNERSHIPS PROGRAM

17 For the HOME investment partnerships program, as
18 authorized under title II of the Cranston-Gonzalez Na-
19 tional Affordable Housing Act (Public Law 101-625), as
20 amended, \$1,400,000,000, to remain available until ex-
21 pended: *Provided*, That \$21,000,000 shall be available for
22 grants to Indian Tribes: *Provided further*, That up to 0.5
23 percent, but not less than \$7,000,000, shall be available
24 for the development and operation of a management infor-
25 mation system: *Provided further*, That \$15,000,000 shall

1 be available for Housing Counseling under section 106 of
2 the Housing and Urban Development Act of 1968.

3 HOMELESS ASSISTANCE FUNDS

4 For the emergency shelter grants program (as au-
5 thorized under subtitle B of title IV of the Stewart B.
6 McKinney Homeless Assistance Act (Public Law 100–77),
7 as amended); the supportive housing program (as author-
8 ized under subtitle C of title IV of such Act); the section
9 8 moderate rehabilitation single room occupancy program
10 (as authorized under the United States Housing Act of
11 1937, as amended) to assist homeless individuals pursuant
12 to section 441 of the Stewart B. McKinney Homeless As-
13 sistance Act; and the shelter plus care program (as au-
14 thorized under subtitle F of title IV of such Act),
15 \$823,000,000, to remain available until expended.

16 HOUSING OPPORTUNITIES FOR PERSONS WITH AIDS

17 (INCLUDING TRANSFER OF FUNDS)

18 For carrying out the Housing Opportunities for Per-
19 sons with AIDS program, as authorized by the AIDS
20 Housing Opportunity Act (42 U.S.C. 12901),
21 \$171,000,000, to remain available until expended: *Pro-*
22 *vided*, That any amounts previously appropriated for such
23 program, and any related assets and liabilities, in the “An-
24 nual contributions for assisted housing” account, shall be
25 transferred to and merged with amounts in this account.

1 FEDERAL HOUSING ADMINISTRATION
2 FHA—MUTUAL MORTGAGE INSURANCE PROGRAM
3 ACCOUNT
4 (INCLUDING TRANSFERS OF FUNDS)

5 During fiscal year 1997, commitments to guarantee
6 loans to carry out the purposes of section 203(b) of the
7 National Housing Act, as amended, shall not exceed a loan
8 principal of \$110,000,000,000: *Provided*, That during fis-
9 cal year 1997, the Secretary shall sell assigned mortgage
10 notes having an unpaid principal balance of up to
11 \$2,000,000,000, which notes were originally insured under
12 section 203(b) of the National Housing Act: *Provided fur-*
13 *ther*, That the Secretary may use the amount of any nega-
14 tive subsidy resulting from the sale of such assigned mort-
15 gage notes during fiscal year 1997 for the purposes in-
16 cluded under this heading.

17 During fiscal year 1997, obligations to make direct
18 loans to carry out the purposes of section 204(g) of the
19 National Housing Act, as amended, shall not exceed
20 \$200,000,000: *Provided*, That the foregoing amount shall
21 be for loans to nonprofit and governmental entities in con-
22 nection with sales of single family real properties owned
23 by the Secretary and formerly insured under section 203
24 of such Act.

1 For administrative expenses necessary to carry out
2 the guaranteed and direct loan program, ~~\$341,595,000~~
3 ~~\$350,595,000~~, to be derived from the FHA-mutual mort-
4 gage insurance guaranteed loans receipt account, of which
5 not to exceed ~~\$334,483,000~~ ~~\$343,483,000~~ shall be trans-
6 ferred to the appropriation for departmental salaries and
7 expenses; and of which not to exceed \$7,112,000 shall be
8 transferred to the appropriation for the Office of Inspector
9 General.

10 FHA—GENERAL AND SPECIAL RISK PROGRAM ACCOUNT
11 (INCLUDING TRANSFERS OF FUNDS)

12 For the cost of guaranteed loans, as authorized by
13 sections 238 and 519 of the National Housing Act (12
14 U.S.C. 1715z-3 and 1735c), including the cost of loan
15 guarantee modifications (as that term is defined in section
16 502 of the Congressional Budget Act of 1974, as amend-
17 ed) \$85,000,000, to remain available until expended:
18 *Provided*, That these funds are available to subsidize total
19 loan principal, any part of which is to be guaranteed, of
20 up to \$17,400,000,000: *Provided further*, That during fis-
21 cal year 1997, the Secretary shall sell assigned notes hav-
22 ing an unpaid principal balance of up to \$2,500,000,000,
23 which notes are held by the Secretary under the General
24 Insurance and Special Risk Insurance funds: *Provided fur-*
25 *ther*, That any amounts made available in any prior appro-

1 priations Act for the cost (as such term is defined in sec-
2 tion 502 of the Congressional Budget Act of 1974) of
3 guaranteed loans that are obligations of the funds estab-
4 lished under section 238 or 519 of the National Housing
5 Act that have not been obligated or that are deobligated
6 shall be available to the Secretary of Housing and Urban
7 Development in connection with the making of such guar-
8 antees and shall remain available until expended, notwith-
9 standing the expiration of any period of availability other-
10 wise applicable to such amounts.

11 Gross obligations for the principal amount of direct
12 loans, as authorized by sections 204(g), 207(l), 238(a),
13 and 519(a) of the National Housing Act, shall not exceed
14 \$120,000,000; of which not to exceed \$100,000,000 shall
15 be for bridge financing in connection with the sale of mul-
16 tifamily real properties owned by the Secretary and for-
17 merly insured under such Act; and of which not to exceed
18 \$20,000,000 shall be for loans to nonprofit and govern-
19 mental entities in connection with the sale of single-family
20 real properties owned by the Secretary and formerly in-
21 sured under such Act.

22 In addition, for administrative expenses necessary to
23 carry out the guaranteed and direct loan programs,
24 ~~\$202,470,000, of which \$198,299,000~~ *\$207,470,000, of*
25 *which \$203,299,000* shall be transferred to the appropria-

1 tion for *departmental* salaries and expenses; and of which
 2 \$4,171,000 shall be transferred to the appropriation for
 3 the Office of Inspector General.

4 GOVERNMENT NATIONAL MORTGAGE ASSOCIATION
 5 GUARANTEES OF MORTGAGE-BACKED SECURITIES LOAN
 6 GUARANTEE PROGRAM ACCOUNT
 7 (INCLUDING TRANSFER OF FUNDS)

8 During fiscal year 1997, new commitments to issue
 9 guarantees to carry out the purposes of section 306 of the
 10 National Housing Act, as amended (12 U.S.C. 1721(g)),
 11 shall not exceed \$110,000,000,000.

12 For administrative expenses necessary to carry out
 13 the guaranteed mortgage-backed securities program,
 14 ~~\$9,101,000~~ \$9,383,000, to be derived from the GNMA-
 15 guarantees of mortgage-backed securities guaranteed loan
 16 receipt account, of which not to exceed ~~\$9,101,000~~
 17 \$9,383,000 shall be transferred to the appropriation for
 18 *departmental* salaries and expenses.

19 POLICY DEVELOPMENT AND RESEARCH
 20 RESEARCH AND TECHNOLOGY

21 For contracts, grants, and necessary expenses of pro-
 22 grams of research and studies relating to housing and
 23 urban problems, not otherwise provided for, as authorized
 24 by title V of the Housing and Urban Development Act
 25 of 1970, as amended (12 U.S.C. 1701z-1 et seq.), includ-

1 ing carrying out the functions of the Secretary under sec-
 2 tion 1(a)(1)(i) of Reorganization Plan No. 2 of 1968,
 3 \$34,000,000, to remain available until September 30,
 4 1998.

5 FAIR HOUSING AND EQUAL OPPORTUNITY

6 FAIR HOUSING ACTIVITIES

7 For contracts, grants, and other assistance, not oth-
 8 erwise provided for, as authorized by title VIII of the Civil
 9 Rights Act of 1968, as amended by the Fair Housing
 10 Amendments Act of 1988, and for contracts with qualified
 11 fair housing enforcement organizations, as authorized by
 12 section 561 of the Housing and Community Development
 13 Act of 1987, as amended, \$30,000,000, to remain avail-
 14 able until September 30, 1998, of which \$15,000,000 shall
 15 be to carry out activities pursuant to section 561.

16 MANAGEMENT AND ADMINISTRATION

17 SALARIES AND EXPENSES

18 (INCLUDING TRANSFER OF FUNDS)

19 For necessary administrative and non-administrative
 20 expenses of the Department of Housing and Urban Devel-
 21 opment, not otherwise provided for, including not to ex-
 22 ceed \$7,000 for official reception and representation ex-
 23 penses, ~~\$962,558,000 (reduced by \$1,411,000) (reduced~~
 24 ~~by \$42,000,000)~~ \$976,840,000, of which ~~\$532,782,000~~
 25 \$546,782,000 shall be provided from the various funds of

1 the Federal Housing Administration, ~~\$9,101,000~~
2 ~~\$9,383,000~~ shall be provided from funds of the Govern-
3 ment National Mortgage Association, and \$675,000 shall
4 be provided from the Community Development Grants
5 Program account.

6 OFFICE OF INSPECTOR GENERAL
7 (INCLUDING TRANSFER OF FUNDS)

8 For necessary expenses of the Office of Inspector
9 General in carrying out the provisions of the Inspector
10 General Act of 1978, as amended, \$52,850,000, of which
11 \$11,283,000 shall be provided from the various funds of
12 the Federal Housing Administration and \$5,000,000 shall
13 be ~~provided~~ *transferred* from the amount earmarked for
14 Operation Safe Home in the Drug elimination grants for
15 low income housing account.

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

19 For carrying out the Federal Housing Enterprise Fi-
20 nancial Safety and Soundness Act of 1992, ~~\$14,895,000~~
21 ~~\$15,751,000~~, to remain available until expended, from the
22 Federal Housing Enterprise Oversight Fund: *Provided*,
23 That such amounts shall be collected by the Director as
24 authorized by section 1316(a) and (b) of such Act, and
25 deposited in the Fund under section 1316(f) of such Act.

1 ADMINISTRATIVE PROVISIONS

2 SEC. 201. MINIMUM RENTS.—Notwithstanding sec-
3 tion 3(a) and 8(o)(2) of the United States Housing Act
4 of 1937, as amended, for fiscal year 1997—

5 (1) public housing agencies shall require each
6 family who is assisted under the certificate or mod-
7 erate rehabilitation program under section 8 of such
8 Act to pay a minimum monthly rent of up to \$25;

9 (2) public housing agencies shall reduce the
10 monthly assistance payment on behalf of each family
11 who is assisted under the voucher program under
12 section 8 of such Act so that the family pays a mini-
13 mum monthly rent of up to \$25;

14 (3) with respect to housing assisted under other
15 programs for rental assistance under section 8 of
16 such Act, the Secretary shall require each family
17 who is assisted under such program to pay a mini-
18 mum monthly rent of up to \$25; and

19 (4) public housing agencies shall require each
20 family who is assisted under the public housing pro-
21 gram (including public housing for Indian families)
22 to pay a minimum monthly rent of up to \$25.

23 SEC. 201. EXTENDERS.—(a) PUBLIC HOUSING FUND-
24 ING FLEXIBILITY.—Section 201(a)(2) of the Departments of
25 Veterans Affairs and Housing and Urban Development, and

1 *Independent Agencies Appropriations Act, 1996 is amended*
2 *by striking “1996” and inserting “1997”.*

3 (b) *ONE-FOR-ONE REPLACEMENT OF PUBLIC AND IN-*
4 *DIAN HOUSING.*—Section 1002(d) of Public Law 104–19 is
5 *amended by striking “before September 30, 1996” and in-*
6 *serting “on or before September 30, 1997”.*

7 (c) *PUBLIC AND ASSISTED HOUSING RENTS, INCOME*
8 *ADJUSTMENTS, AND PREFERENCES.*—(1) Section 402(a) of
9 *the Balanced Budget Downpayment Act, I is amended by*
10 *inserting after “1995” the following: “, and effective for fis-*
11 *cal year 1997”.*

12 (2) Section 402(f) of such Act is amended by striking
13 *“fiscal year 1996” and inserting “fiscal years 1996 and*
14 *1997”.*

15 (3) *The second sentence of section 230 of the Depart-*
16 *ments of Veterans Affairs and Housing and Urban Develop-*
17 *ment, and Independent Agencies Appropriations Act, 1996*
18 *is amended by inserting before the period the following:*
19 *“during the entire time the family receives assistance under*
20 *the United States Housing Act of 1937”.*

21 (d) *APPLICABILITY TO IHAS.*—In accordance with
22 *section 201(b)(2) of the United States Housing Act of 1937,*
23 *the amendments made by subsections (a), (b), and (c) shall*
24 *apply to public housing developed or operated pursuant to*

1 *a contract between the Secretary of Housing and Urban De-*
2 *velopment and an Indian housing authority.*

3 (e) *STREAMLINING SECTION 8 TENANT-BASED ASSIST-*
4 *ANCE.*—Section 203(d) of the Departments of Veterans Af-
5 *fairs and Housing and Urban Development, and Independ-*
6 *ent Agencies Appropriations Act, 1996 is amended by strik-*
7 *ing “fiscal year 1996” and inserting “fiscal years 1996 and*
8 *1997”.*

9 (f) *SECTION 8 FAIR MARKET RENTALS AND DELAY IN*
10 *REISSUANCE.*—(1) *The first sentence of section 403(a) of*
11 *the Balanced Budget Downpayment Act, I, is amended by*
12 *striking “1996” and inserting “1997”.*

13 (2) *Section 403(c) of such Act is amended—*

14 (A) *by striking “fiscal year 1996” and inserting*
15 *“fiscal years 1996 and 1997”; and*

16 (B) *by inserting before the semicolon the follow-*
17 *ing: “for assistance made available during fiscal year*
18 *1996 and October 1, 1997 for assistance made avail-*
19 *able during fiscal year 1997”.*

20 (g) *SECTION 8 RENT ADJUSTMENTS.*—Section
21 *8(c)(2)(A) of the United States Housing Act of 1937 is*
22 *amended—*

23 (1) *in the third sentence by inserting “, fiscal*
24 *year 1996 prior to April 26, 1996, and fiscal year*
25 *1997” after “1995”;*

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

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

12 (4) *in the last sentence, by—*

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

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

18 SEC. 202. ADMINISTRATIVE FEES.—Notwithstand-
19 ing section 8(q) of the United States Housing Act of 1937,
20 as amended—

21 (a) The Secretary shall establish fees for the cost of
22 administering the certificate, voucher and moderate reha-
23 bilitation programs.

24 (1)(A) For fiscal year 1997, the fee for each
25 month for which a dwelling unit is covered by an as-

1 sistance contract shall be 7.5 percent of the base
2 amount, adjusted as provided herein, in the case of
3 an agency that, on an annual basis, is administering
4 a program of no more than 600 units, and 7 percent
5 of the base amount, adjusted as provided herein, for
6 each additional unit above 600.

7 (B) The base amount shall be the higher of—

8 (i) the fair market rental for fiscal year
9 1993 for a 2-bedroom existing rental dwelling
10 unit in the market area of the agency; and

11 (ii) such fair market rental for fiscal year
12 1994, but not more than 103.5 percent of the
13 amount determined under clause (i).

14 (C) The base amount shall be adjusted to re-
15 flect changes in the wage data or other objectively
16 measurable data that reflect the costs of administer-
17 ing the program during fiscal year 1996; except that
18 the Secretary may require that the base amount be
19 not less than a minimum amount and not more than
20 a maximum amount.

21 (2) For subsequent fiscal years, the Secretary
22 shall publish a notice in the Federal Register, for
23 each geographic area, establishing the amount of the
24 fee that would apply for the agencies administering
25 the program, based on changes in wage data or

1 other objectively measurable data that reflect the
2 cost of administering the program, as determined by
3 the Secretary.

4 (3) The Secretary may increase the fee if nec-
5 essary to reflect higher costs of administering small
6 programs and programs operating over large geo-
7 graphic areas.

8 (4) The Secretary may decrease the fee for
9 PHA-owned units.

10 (b) Beginning in fiscal year 1997 and thereafter, the
11 Secretary shall also establish reasonable fees (as deter-
12 mined by the Secretary) for—

13 (1) the costs of preliminary expenses, in the
14 amount of \$500, for a public housing agency, but
15 only in the first year it administers a tenant-based
16 assistance program under the United States Hous-
17 ing Act of 1937 and only if, immediately before the
18 effective date of this Act, it was not administering
19 a tenant-based assistance program under the 1937
20 Act (as in effect immediately before the effective
21 date of this Act), in connection with its initial incre-
22 ment of assistance received;

23 (2) the costs incurred in assisting families who
24 experience difficulty (as determined by the Sec-

1 retary) in obtaining appropriate housing under the
2 program; and

3 (3) extraordinary costs approved by the Sec-
4 retary.

5 SEC. 203. SINGLE FAMILY ASSIGNMENT PRO-
6 GRAM.—Section 407(c) of the Balanced Budget Downpay-
7 ment Act, I (12 U.S.C. 1710 note), is amended by striking
8 “October 1, 1996” and inserting “October 1, 1997”.

9 SEC. 204. FLEXIBLE AUTHORITY.—During fiscal
10 year 1997 and fiscal years thereafter, the Secretary may
11 manage and dispose of multifamily properties owned by
12 the Secretary and multifamily mortgages held by the Sec-
13 retary on such terms and conditions as the Secretary may
14 determine, notwithstanding any other provision of law.

15 SEC. 205. *USE OF AVAILABLE FUNDING FOR HOME-*
16 *OWNERSHIP.*—Up to \$20,000,000 of amounts of unobligated
17 balances that are or become available from the Nehemiah
18 Housing Opportunity Grant program, repealed under sec-
19 tion 289(b) of the Cranston-Gonzalez National Affordable
20 Housing Act, Public Law 101–625, shall be available for
21 use for activities relating to promotion and implementation
22 of homeownership in targeted geographic areas, as deter-
23 mined by the Secretary.

24 SEC. 206. *DEBT FORGIVENESS.*—The Secretary of
25 Housing and Urban Development shall cancel the indebted-

1 *ness of the Greene County Rural Health Center relating to*
2 *a loan received under the Public Facility Loan program*
3 *to establish the health center (Loan #Mis-22-PFL0096).*
4 *The Greene County Rural Health Center is hereby relieved*
5 *of all liability to the Federal Government for such loan and*
6 *any fees and charges payable in connection with such loan.*

7 *SEC. 207. FLEXIBLE SUBSIDY FUND.—From the fund*
8 *established by section 236(g) of the National Housing Act,*
9 *as amended, all uncommitted balances of excess rental*
10 *charges as of September 30, 1996, and any collection during*
11 *fiscal year 1997, shall be transferred, as authorized under*
12 *such section, to the fund authorized under section 201(j)*
13 *of the Housing and Community Development Amendments*
14 *of 1978, as amended.*

15 *SEC. 208. RENTAL HOUSING ASSISTANCE.—The limi-*
16 *tation otherwise applicable to the maximum payments that*
17 *may be required in any fiscal year by all contracts entered*
18 *into under section 236 of the National Housing Act (12*
19 *U.S.C. 1715z-1) is reduced in fiscal year 1997 by not more*
20 *than \$2,000,000 in uncommitted balances of authorizations*
21 *provided for this purpose in appropriations Acts.*

22 *SEC. 209. D.C. MODERNIZATION FUNDING.—Notwith-*
23 *standing the provisions of section 14(k)(5)(D) of the United*
24 *States Housing Act of 1937, the withheld modernization*
25 *funds that became credited in fiscal years 1993, 1994 and*

1 1995, due to the troubled status of the former Department
2 of Public and Assisted Housing of the District of Columbia,
3 shall be made available without diminution to its successor,
4 the District of Columbia Housing Authority, at such time
5 between the effective date of this Act and the end of fiscal
6 year 1998 as the District of Columbia Housing Authority
7 is no longer deemed “mod-troubled” under section
8 6(j)(2)(A)(i) of such Act; after fiscal year 1998, the District
9 of Columbia Housing Authority shall become subject to the
10 provisions of section 14(k)(5)(D) of such Act should it re-
11 main mod-troubled.

12 SEC. 210. FINANCING ADJUSTMENT FACTORS.—Fifty
13 per centum of the amounts of budget authority, or in lieu
14 thereof 50 per centum of the cash amounts associated with
15 such budget authority, that are recaptured from projects de-
16 scribed in section 1012(a) of the Stewart B. McKinney
17 Homeless Assistance Amendments Act of 1988 (Public Law
18 100–628, 102 Stat. 3224, 3268) shall be rescinded, or in
19 the case of cash, shall be remitted to the Treasury, and such
20 amounts of budget authority or cash recaptured and not
21 rescinded or remitted to the Treasury shall be used by State
22 housing finance agencies or local governments or local hous-
23 ing agencies with projects approved by the Secretary of
24 Housing and Urban Development for which settlement oc-

1 curred after January 1, 1992, in accordance with such sec-
2 tion.

3 SEC. 211. SECTION 8 CONTRACT RENEWALS.—(a) AU-
4 THORITY.—Notwithstanding section 405(a) of Public Law
5 104–99, for fiscal year 1997, the Secretary of Housing and
6 Urban Development may use amounts available for the re-
7 newal of assistance under section 8 of the United States
8 Housing Act of 1937, upon termination or expiration of
9 a contract for assistance under section 8 (other than a con-
10 tract for tenant-based assistance) to provide assistance
11 under section 8, at rent levels not to exceed the lesser of
12 (1) the rents in effect upon termination or expiration, or
13 (2) comparable market rents, for the eligible families as-
14 sisted under the contracts at expiration or termination but,
15 in no case may rents be increased to comparable market
16 rents. The contract term of such renewal of assistance shall
17 not exceed one year. In the case of any project assisted
18 under section 8, not insured under the National Housing
19 Act, and for which the original primary financing was pro-
20 vided by a public agency and remains outstanding, contract
21 rents shall be renewed at the rents in effect upon termi-
22 nation or expiration of the contract. Such assistance shall
23 be in accordance with terms and conditions prescribed by
24 the Secretary. The Secretary may approve assisted rents in
25 excess of market rents (but not more than the rents in effect

1 upon termination or expiration) for a particular housing
2 project, but only if and to the extent that the Secretary finds
3 that market rents are not sufficient to cover debt service
4 and reasonable operating expenses for that project, taking
5 into account reasonable operating costs for similar prop-
6 erties.

7 (b) *REPEAL.*—The sentence immediately preceding sec-
8 tion 8(w) of the United States Housing Act of 1937 (42
9 U.S.C. 1437f(w)) is hereby repealed.

10 *SEC. 212. FHA MULTIFAMILY DEMONSTRATION.*—
11 Section 210(f) of the Departments of Veterans Affairs and
12 Housing and Urban Development and Independent Agen-
13 cies Appropriations Act, 1996 (Public Law 104–134, 110
14 Stat. 1321, April 26, 1996) is amended (1) by striking out
15 “\$30,000,000” and inserting “\$40,000,000” in lieu thereof,
16 and (2) by inserting the following new proviso before the
17 period: “: Provided further, That not less than \$10,000,000
18 of the amount appropriated by this subsection shall be
19 available for reducing monthly debt service costs by offering
20 owners secondary mortgages on deferred payment terms”.

21 *SEC. 213. HAWAIIAN HOME LANDS.*—Section 282 of
22 the Cranston-Gonzalez National Affordable Housing Act (42
23 U.S.C. 12832) is amended by adding at the end the follow-
24 ing new sentence: “The Secretary may waive this section
25 in connection with the use of funds made available under

1 *this title on lands set aside under the Hawaiian Homes*
2 *Commission Act, 1920 (42 Stat. 108).”.*

3 TITLE III

4 INDEPENDENT AGENCIES

5 AMERICAN BATTLE MONUMENTS COMMISSION

6 SALARIES AND EXPENSES

7 For necessary expenses, not otherwise provided for,
8 of the American Battle Monuments Commission, including
9 the acquisition of land or interest in land in foreign coun-
10 tries; purchases and repair of uniforms for caretakers of
11 national cemeteries and monuments outside of the United
12 States and its territories and possessions; rent of office
13 and garage space in foreign countries; purchase (one for
14 replacement only) and hire of passenger motor vehicles;
15 and insurance of official motor vehicles in foreign coun-
16 tries, when required by law of such countries;
17 \$22,265,000, to remain available until expended: *Pro-*
18 *vided*, That where station allowance has been authorized
19 by the Department of the Army for officers of the Army
20 serving the Army at certain foreign stations, the same al-
21 lowance shall be authorized for officers of the Armed
22 Forces assigned to the Commission while serving at the
23 same foreign stations, and this appropriation is hereby
24 made available for the payment of such allowance: *Pro-*
25 *vided further*, That when traveling on business of the Com-

1 mission, officers of the Armed Forces serving as members
2 or as Secretary of the Commission may be reimbursed for
3 expenses as provided for civilian members of the Commis-
4 sion: *Provided further*, That the Commission shall reim-
5 burse other Government agencies, including the Armed
6 Forces, for salary, pay, and allowances of personnel as-
7 signed to it.

8 DEPARTMENT OF THE TREASURY
9 COMMUNITY DEVELOPMENT FINANCIAL INSTITUTIONS
10 COMMUNITY DEVELOPMENT FINANCIAL INSTITUTIONS
11 FUND PROGRAM ACCOUNT

12 For grants, loans, and technical assistance to qualify-
13 ing community development lenders, and administrative
14 expenses of the Fund, \$45,000,000, to remain available
15 until September 30, 1998, of which \$8,000,000 may be
16 used for the cost of direct loans, and up to \$800,000 may
17 be used for administrative expenses to carry out the direct
18 loan program: *Provided*, That the cost of direct loans, in-
19 cluding the cost of modifying such loans, shall be as de-
20 fined in section 502 of the Congressional Budget Act of
21 1974: *Provided further*, That not more than \$19,400,000
22 of the funds made available under this heading may be
23 used for programs and activities authorized in section 114
24 of the Community Development Banking and Financial
25 Institutions Act of 1994.

1 CONSUMER PRODUCT SAFETY COMMISSION
2 SALARIES AND EXPENSES

3 For necessary expenses of the Consumer Product
4 Safety Commission, including hire of passenger motor ve-
5 hicles, services as authorized by 5 U.S.C. 3109, but at
6 rates for individuals not to exceed the per diem rate equiv-
7 alent to the rate for GS-18, purchase of nominal awards
8 to recognize non-Federal officials' contributions to Com-
9 mission activities, and not to exceed \$500 for official re-
10 ception and representation expenses, \$42,500,000.

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

15 For necessary expenses for the Corporation for Na-
16 tional and Community Service (referred to in the matter
17 under this heading as the "Corporation") in carrying out
18 programs, activities, and initiatives under the National
19 and Community Service Act of 1990 (referred to in the
20 matter under this heading as the "Act") (42 U.S.C. 12501
21 et seq.), ~~\$365,000,000~~ \$400,500,000, of which
22 \$265,000,000 shall be available for obligation from Sep-
23 tember 1, 1997, through September 30, 1998: *Provided,*
24 That not more than \$25,000,000 shall be available for ad-
25 ministrative expenses authorized under section 501(a)(4)

1 of the Act (42 U.S.C. 12671(a)(4)): *Provided further,*
2 That not more than \$2,500 shall be for official reception
3 and representation expenses: *Provided further,* That not
4 more than ~~\$40,000,000~~ \$59,000,000, to remain available
5 without fiscal year limitation, shall be transferred to the
6 National Service Trust account for educational awards au-
7 thorized under subtitle D of title I of the Act (42 U.S.C.
8 12601 et seq.): *Provided further,* That not more than
9 ~~\$201,000,000~~ \$215,000,000 of the amount provided under
10 this heading shall be available for grants under the Na-
11 tional Service Trust program authorized under subtitle C
12 of title I of the Act (42 U.S.C. 12571 et seq.) (relating
13 to activities including the Americorps program), *of which*
14 *not more than \$40,000,000 may be used to administer, re-*
15 *imburse or support any national service program author-*
16 *ized under section 121(d)(2) of such Act (42 U.S.C.*
17 *12581(d)(2)):* *Provided further,* That not more than
18 ~~\$5,000,000~~ \$5,500,000 of the funds made available under
19 this heading shall be made available for the Points of
20 Light Foundation for activities authorized under title III
21 of the Act (42 U.S.C. 12661 et seq.): *Provided further,*
22 That no funds shall be available for national service pro-
23 grams run by Federal agencies authorized under section
24 121(b) of such Act (42 U.S.C. 12571(b)): *Provided fur-*
25 *ther,* That to the maximum extent feasible, funds appro-

1 priated in the preceding proviso shall be provided in a
2 manner that is consistent with the recommendations of
3 peer review panels in order to ensure that priority is given
4 to programs that demonstrate quality, innovation,
5 replicability, and sustainability: *Provided further*, That not
6 more than ~~\$17,500,000~~ \$18,000,000 of the funds made
7 available under this heading shall be available for the Ci-
8 vilian Community Corps authorized under subtitle E of
9 title I of the Act (42 U.S.C. 12611 et seq.): *Provided fur-*
10 *ther*, That not more than ~~\$41,500,000~~ \$43,000,000 shall
11 be available for school-based and community-based serv-
12 ices-learning programs authorized under subtitle B of title
13 I of the Act (42 U.S.C. 12521 et seq.): *Provided further*,
14 That not more than \$30,000,000 shall be available for
15 quality and innovation activities authorized under subtitle
16 H of title I of the Act (42 U.S.C. 12853 et seq.): *Provided*
17 *further*, That not more than \$5,000,000 shall be available
18 for audits and other evaluations authorized under section
19 179 of the Act (42 U.S.C. 12639): *Provided further*, That
20 no funds from any other appropriation, or from funds oth-
21 erwise made available to the Corporation, shall be used
22 to pay for personnel compensation and benefits, travel, or
23 any other administrative expense for the Board of Direc-
24 tors, the Office of the Chief Executive Officer, the Office
25 of the Managing Director, the Office of the Chief Finan-

1 cial Officer, the Office of National and Community Service
 2 Programs, the Civilian Community Corps, or any field of-
 3 fice or staff of the Corporation working on the National
 4 and Community Service or Civilian Community Corps pro-
 5 grams: *Provided further*, That to the maximum extent
 6 practicable, the Corporation shall increase significantly
 7 the level of matching funds and in-kind contributions pro-
 8 vided by the private sector, shall expand significantly the
 9 number of educational awards provided under subtitle D
 10 of title I, and shall reduce the total Federal costs per par-
 11 ticipant in all programs.

12 OFFICE OF INSPECTOR GENERAL

13 For necessary expenses of the Office of Inspector
 14 General in carrying out the provisions of the Inspector
 15 General Act of 1978, as amended, \$2,000,000.

16 COURT OF VETERANS APPEALS

17 SALARIES AND EXPENSES

18 For necessary expenses for the operation of the Unit-
 19 ed States Court of Veterans Appeals as authorized by 38
 20 U.S.C. sections 7251–7292, \$9,229,000 (~~increased by~~
 21 ~~\$1,411,000~~), of which ~~\$634,000~~ \$700,000, to remain avail-
 22 able until September 30, 1998, shall be available for the
 23 purpose of providing financial assistance as described, and
 24 in accordance with the process and reporting procedures
 25 set forth, under this heading in Public Law 102–227.

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

4 For necessary expenses, as authorized by law, for
5 maintenance, operation, and improvement of Arlington
6 National Cemetery and Soldiers' and Airmen's Home Na-
7 tional Cemetery, including the purchase of one passenger
8 motor vehicle for replacement only, and not to exceed
9 \$1,000 for official reception and representation expenses,
10 \$11,600,000, to remain available until expended.

11 ENVIRONMENTAL PROTECTION AGENCY
12 SCIENCE AND TECHNOLOGY

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

1 cilities, not to exceed \$75,000 per project, ~~\$540,000,000~~
2 ~~(reduced by \$1,500,000)~~ \$545,000,000, which shall remain
3 available until September 30, 1998.

4 ENVIRONMENTAL PROGRAMS AND MANAGEMENT

5 For environmental programs and management, in-
6 cluding necessary expenses, not otherwise provided for, for
7 personnel and related costs and travel expenses, including
8 uniforms, or allowances therefore, as authorized by 5
9 U.S.C. 5901–5902; services as authorized by 5 U.S.C.
10 3109, but at rates for individuals not to exceed the per
11 diem rate equivalent to the rate for GS–18; hire of pas-
12 senger motor vehicles; hire, maintenance, and operation
13 of aircraft; purchase of reprints; library memberships in
14 societies or associations which issue publications to mem-
15 bers only or at a price to members lower than to subscrib-
16 ers who are not members; construction, alteration, repair,
17 rehabilitation, and renovation of facilities, not to exceed
18 \$75,000 per project; and not to exceed \$6,000 for official
19 reception and representation expenses, ~~\$1,703,000,000~~
20 ~~(increased by \$1,500,000)~~ \$1,713,000,000, which shall re-
21 main available until September 30, 1998.

22 OFFICE OF INSPECTOR GENERAL

23 For necessary expenses of the Office of Inspector
24 General in carrying out the provisions of the Inspector
25 General Act of 1978, as amended, and for construction,

1 alteration, repair, rehabilitation, and renovation of facili-
 2 ties, not to exceed \$75,000 per project, \$28,500,000.

3 BUILDINGS AND FACILITIES

4 For construction, repair, improvement, extension, al-
 5 teration, and purchase of fixed equipment or facilities of,
 6 or for use by, the Environmental Protection Agency,
 7 ~~\$107,220,000~~ \$27,220,000, to remain available until ex-
 8 pended: ~~Provided,~~ That EPA is authorized to establish
 9 and construct a consolidated research facility at Research
 10 Triangle Park, North Carolina, at a maximum total con-
 11 struction cost of ~~\$232,000,000~~, and to obligate such mon-
 12 ies as are made available by this Act for this purpose: *Pro-*
 13 *vided further,* That EPA is authorized to construct such
 14 facility through multi-year contracts incrementally funded
 15 through appropriations hereafter made available for this
 16 project: *Provided further,* That, notwithstanding the pre-
 17 vious provisos, for monies obligated pursuant to this au-
 18 thority, EPA may not obligate monies in excess of those
 19 provided in advance in annual appropriations, and such
 20 contracts shall clearly provide for this limitation.

21 HAZARDOUS SUBSTANCE SUPERFUND

22 (INCLUDING TRANSFER OF FUNDS)

23 For necessary expenses to carry out the Comprehen-
 24 sive Environmental Response, Compensation, and Liabil-
 25 ity Act of 1980 (CERCLA), as amended, including sec-

1 tions 111 (c)(3), (c)(5), (c)(6), and (e)(4) (42 U.S.C.
2 9611), and for construction, alteration, repair, rehabilita-
3 tion, and renovation of facilities, not to exceed \$75,000
4 per project; not to exceed ~~\$2,201,200,000~~ \$1,394,245,000
5 (*of which \$100,000,000 shall not become available until*
6 *September 1, 1997*), to remain available until expended,
7 consisting of ~~\$1,951,200,000~~ \$1,144,245,000 as authorized
8 by section 517(a) of the Superfund Amendments and Re-
9 authorization Act of 1986 (SARA), as amended by Public
10 Law 101–508, and \$250,000,000 as a payment from gen-
11 eral revenues to the Hazardous Substance Superfund as
12 authorized by section 517(b) of SARA, as amended by
13 Public Law 101–508: *Provided*, That funds appropriated
14 under this heading may be allocated to other Federal
15 agencies in accordance with section 111(a) of CERCLA:
16 *Provided further*, That \$11,000,000 of the funds appro-
17 priated under this heading shall be transferred to the “Of-
18 fice of Inspector General” appropriation to remain avail-
19 able until September 30, 1997: *Provided further*, That not-
20 withstanding section 111(m) of CERCLA or any other
21 provision of law, not to exceed ~~\$59,000,000~~ \$64,000,000
22 of the funds appropriated under this heading shall be
23 available to the Agency for Toxic Substances and Disease
24 Registry to carry out activities described in sections
25 104(i), 111(c)(4), and 111(c)(14) of CERCLA and section

1 118(f) of the Superfund Amendments and Reauthoriza-
 2 tion Act of 1986: *Provided further*, That \$35,000,000 of
 3 the funds appropriated under this heading shall be trans-
 4 ferred to the “Science and technology” appropriation to
 5 remain available until September 30, 1998: *Provided fur-*
 6 *ther*, That none of the funds appropriated under this head-
 7 ing shall be available for the Agency for Toxic Substances
 8 and Disease Registry to issue in excess of 40 toxicological
 9 profiles pursuant to section 104(i) of CERCLA during fis-
 10 cal year 1997: ~~*Provided further*, That \$861,000,000 of the~~
 11 ~~funds appropriated under this heading shall become avail-~~
 12 ~~able for obligation only upon the enactment of future ap-~~
 13 ~~propriations legislation that specifically makes these funds~~
 14 ~~available for obligation: *Provided further*, That \$1,200,000~~
 15 ~~of the funds appropriated under this heading shall be~~
 16 ~~used by the Agency for Toxic Substances and Disease~~
 17 ~~Registry to conduct a health effects study of the Toms~~
 18 ~~River Cancer Cluster in the Toms River area in the State~~
 19 ~~of New Jersey.~~

20 LEAKING UNDERGROUND STORAGE TANK TRUST FUND

21 (INCLUDING TRANSFER OF FUNDS)

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

1 rehabilitation, and renovation of facilities, not to exceed
2 \$75,000 per project, ~~\$46,500,000~~ (increased by
3 ~~\$20,000,000~~) \$60,000,000, to remain available until ex-
4 pended: *Provided*, That no more than \$7,000,000 shall be
5 available for administrative expenses: *Provided further*,
6 That \$577,000 shall be transferred to the “Office of In-
7 spector General” appropriation to remain available until
8 September 30, 1997.

9 OIL SPILL RESPONSE

10 (INCLUDING TRANSFER OF FUNDS)

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

18 STATE AND TRIBAL ASSISTANCE GRANTS

19 For environmental programs and infrastructure as-
20 sistance, including capitalization grants for State revolv-
21 ing funds and performance partnership grants,
22 ~~\$2,768,207,000~~ \$2,815,207,000, to remain available until
23 expended, of which ~~\$1,800,000,000~~ \$1,976,000,000 shall
24 be for making capitalization grants for State revolving
25 funds to support water infrastructure financing;

1 \$100,000,000 for architectural, engineering, planning, de-
2 sign, construction and related activities in connection with
3 the construction of high priority water and wastewater fa-
4 cilities in the area of the United States-Mexico Border,
5 after consultation with the appropriate border commission;
6 \$50,000,000 for grants to the State of Texas, which shall
7 be matched by an equal amount of State funds from State
8 resources, for the purpose of improving wastewater treat-
9 ment for colonias; \$15,000,000 for grants to the State of
10 Alaska subject to an appropriate cost share as determined
11 by the Administrator, to address *water supply and*
12 *wastewater infrastructure needs of rural and Alaska Na-*
13 *tive Villages; \$129,000,000 for making grants for the con-*
14 *struction of wastewater treatment facilities and the devel-*
15 *opment of groundwater in accordance with the terms and*
16 *conditions specified for such grants in the Report accom-*
17 *panying this Act; and \$674,207,000 for grants to States*
18 *and federally recognized tribes for multi-media or single*
19 *media pollution prevention, control and abatement and re-*
20 *lated activities pursuant to the provisions set forth under*
21 *this heading in Public Law 104–134: *Provided*, That, from*
22 *funds appropriated under this heading, the Administrator*
23 *may make grants to federally recognized Indian govern-*
24 *ments for the development of multi-media environmental*
25 *programs: *Provided further*, That notwithstanding any*

1 *other provision of law, beginning in fiscal year 1997 the*
 2 *Administrator may make grants to States, from funds*
 3 *available for obligation in the State under title II of the*
 4 *Federal Water Pollution Control Act, as amended, for ad-*
 5 *ministering the completion and closeout of the State's con-*
 6 *struction grants program, based on a budget annually nego-*
 7 *tiated with the State: Provided further, That of the*
 8 ~~\$1,800,000,000~~ *\$1,976,000,000 for capitalization grants*
 9 *for State revolving funds to support water infrastructure*
 10 *financing, ~~\$450,000,000~~ \$550,000,000 shall be for drink-*
 11 *ing water State revolving funds, but if no drinking water*
 12 *State revolving fund legislation is enacted by June 1,*
 13 *1997, these funds shall immediately be available for mak-*
 14 *ing capitalization grants under title VI of the Federal*
 15 *Water Pollution Control Act, as amended.*

16 WORKING CAPITAL FUND

17 (INCLUDING TRANSFER OF FUNDS)

18 There is hereby established in the Treasury a fran-
 19 chise fund pilot to be known as the "Working capital
 20 fund", as authorized by section 403 of Public Law 103-
 21 356, to be available as provided in such section for ex-
 22 penses and equipment necessary for the maintenance and
 23 operation of such administrative services as the Adminis-
 24 trator determines may be performed more advantageously
 25 as central services: *Provided, That any inventories, equip-*

1 ment, and other assets pertaining to the services to be pro-
2 vided by such fund, either on hand or on order, less the
3 related liabilities or unpaid obligations, and any appropria-
4 tions made hereafter for the purpose of providing capital,
5 shall be used to capitalize such fund: *Provided further,*
6 That such fund shall be paid in advance from funds avail-
7 able to the Agency and other Federal agencies for which
8 such centralized services are performed, at rates which will
9 return in full all expenses of operation, including accrued
10 leave, depreciation of fund plant and equipment, amortiza-
11 tion of automated data processing (ADP) software and
12 systems (either acquired or donated), and an amount nec-
13 essary to maintain a reasonable operating reserve, as de-
14 termined by the Administrator: *Provided further,* That
15 such fund shall provide services on a competitive basis:
16 *Provided further,* That an amount not to exceed four per-
17 cent of the total annual income to such fund may be re-
18 tained in the fund for fiscal year 1997 and each fiscal
19 year thereafter, to remain available until expended, to be
20 used for the acquisition of capital equipment and for the
21 improvement and implementation of Agency financial
22 management, ADP, and other support systems: *Provided*
23 *further,* That no later than thirty days after the end of
24 each fiscal year amounts in excess of this reserve limita-
25 tion shall be transferred to the Treasury: *Provided further,*

1 That such franchise fund pilot shall terminate pursuant
2 to section 403(f) of Public Law 103–356.

3 ~~ADMINISTRATIVE PROVISION~~

4 ~~SEC. 301. Notwithstanding any other provision of~~
5 ~~law, funds made available in this Act to the Environmental~~
6 ~~Protection Agency for any account, program or project~~
7 ~~may be transferred to Science and Technology for nec-~~
8 ~~essary research activities, subject to the terms and condi-~~
9 ~~tions set forth in the Report accompanying this Act.~~

10 EXECUTIVE OFFICE OF THE PRESIDENT

11 OFFICE OF SCIENCE AND TECHNOLOGY POLICY

12 For necessary expenses of the Office of Science and
13 Technology Policy, in carrying out the purposes of the Na-
14 tional Science and Technology Policy, Organization, and
15 Priorities Act of 1976 (42 U.S.C. 6601 and 6671), hire
16 of passenger motor vehicles, and services as authorized by
17 5 U.S.C. 3109, not to exceed \$2,500 for official reception
18 and representation expenses, and rental of conference
19 rooms in the District of Columbia, \$4,932,000.

20 COUNCIL ON ENVIRONMENTAL QUALITY AND OFFICE OF

21 ENVIRONMENTAL QUALITY

22 For necessary expenses to continue functions as-
23 signed to the Council on Environmental Quality and Office
24 of Environmental Quality pursuant to the National Envi-
25 ronmental Policy Act of 1969, the Environmental Quality

1 Improvement Act of 1970, and Reorganization Plan No.
2 1 of 1977, ~~\$2,250,000~~ \$2,436,000.

3 FEDERAL EMERGENCY MANAGEMENT AGENCY

4 DISASTER RELIEF

5 For necessary expenses in carrying out the Robert
6 T. Stafford Disaster Relief and Emergency Assistance Act
7 (42 U.S.C. 5121 et seq.), ~~\$1,120,000,000~~ \$1,320,000,000,
8 and, notwithstanding 42 U.S.C. 5203, to become available
9 for obligation on September 30, 1997, and remain avail-
10 able until expended.

11 DISASTER ASSISTANCE DIRECT LOAN PROGRAM ACCOUNT

12 For the cost of direct loans, \$1,385,000, as author-
13 ized by section 319 of the Robert T. Stafford Disaster Re-
14 lief and Emergency Assistance Act (42 U.S.C. 5121 et
15 seq.): *Provided*, That such costs, including the cost of
16 modifying such loans, shall be as defined in section 502
17 of the Congressional Budget Act of 1974, as amended:
18 *Provided further*, That these funds are available to sub-
19 sidize gross obligations for the principal amount of direct
20 loans not to exceed \$25,000,000.

21 In addition, for administrative expenses to carry out
22 the direct loan program, \$548,000.

23 SALARIES AND EXPENSES

24 For necessary expenses, not otherwise provided for,
25 including hire and purchase of motor vehicles (31 U.S.C.

1 1343); uniforms, or allowances therefor, as authorized by
2 5 U.S.C. 5901–5902; services as authorized by 5 U.S.C.
3 3109, but at rates for individuals not to exceed the per
4 diem rate equivalent to the rate for GS–18; expenses of
5 attendance of cooperating officials and individuals at
6 meetings concerned with the work of emergency prepared-
7 ness; transportation in connection with the continuity of
8 Government programs to the same extent and in the same
9 manner as permitted the Secretary of a Military Depart-
10 ment under 10 U.S.C. 2632; and not to exceed \$2,500
11 for official reception and representation expenses,
12 ~~\$168,000,000~~ \$166,733,000.

13 OFFICE OF INSPECTOR GENERAL

14 For necessary expenses of the Office of Inspector
15 General in carrying out the provisions of the Inspector
16 General Act of 1978, as amended, ~~\$4,533,000~~ \$4,673,000.

17 EMERGENCY MANAGEMENT PLANNING AND ASSISTANCE

18 For necessary expenses, not otherwise provided for,
19 to carry out activities under the National Flood Insurance
20 Act of 1968, as amended, and the Flood Disaster Protec-
21 tion Act of 1973, as amended (42 U.S.C. 4001 et seq.),
22 the Robert T. Stafford Disaster Relief and Emergency As-
23 sistance Act (42 U.S.C. 5121 et seq.), the Earthquake
24 Hazards Reduction Act of 1977, as amended (42 U.S.C.
25 7701 et seq.), the Federal Fire Prevention and Control

1 Act of 1974, as amended (15 U.S.C. 2201 et seq.), the
2 Defense Production Act of 1950, as amended (50 U.S.C.
3 App. 2061 et seq.), sections 107 and 303 of the National
4 Security Act of 1947, as amended (50 U.S.C. 404–405),
5 and Reorganization Plan No. 3 of 1978, ~~\$209,101,000~~
6 *\$199,101,000*.

7 EMERGENCY FOOD AND SHELTER PROGRAM

8 To carry out an emergency food and shelter program
9 pursuant to title III of Public Law 100–77, as amended,
10 \$100,000,000: *Provided*, That total administrative costs
11 shall not exceed three and one-half percent of the total
12 appropriation.

13 NATIONAL FLOOD INSURANCE FUND

14 For activities under the National Flood Insurance
15 Act of 1968, the Flood Disaster Protection Act of 1973,
16 and the National Flood Insurance Reform Act of 1994,
17 not to exceed \$20,981,000 for salaries and expenses asso-
18 ciated with flood mitigation and flood insurance oper-
19 ations, and not to exceed \$78,464,000 for flood mitigation,
20 including up to \$20,000,000 for expenses under section
21 1366 of the National Flood Insurance Act, which amount
22 shall be available until September 30, 1998. In fiscal year
23 1997, no funds in excess of (1) \$47,000,000 for operating
24 expenses, (2) \$335,680,000 for agents' commissions and
25 taxes, and (3) \$35,000,000 for interest on Treasury bor-

1 rowings shall be available from the National Flood Insur-
2 ance Fund without prior notice to the Committees on Ap-
3 propriations. For fiscal year 1997, flood insurance rates
4 shall not exceed the level authorized by the National Flood
5 Insurance Reform Act of 1994.

6 WORKING CAPITAL FUND

7 For the establishment of a working capital fund for
8 the Federal Emergency Management Agency, to be avail-
9 able without fiscal year limitation, for expenses and equip-
10 ment necessary for maintenance and operations of such
11 administrative services as the Director determines may be
12 performed more advantageously as central services: *Pro-*
13 *vided*, That any inventories, equipment, and other assets
14 pertaining to the services to be provided by such fund, ei-
15 ther on hand or on order, less the related liabilities or un-
16 paid obligations, and any appropriations made hereafter
17 for the purpose of providing capital, shall be used to cap-
18 italize such fund: *Provided further*, That such fund shall
19 be reimbursed or credited with advance payments from ap-
20 plicable appropriations and funds of the Federal Emer-
21 gency Management Agency, other Federal agencies, and
22 other sources authorized by law for which such centralized
23 services are performed, including supplies, materials, and
24 services, at rates that will return in full all expenses of
25 operation, including accrued leave, depreciation of fund
26 plant and equipment, amortization of automated data

1 processing (ADP) software and systems (either acquired
2 or donated), and an amount necessary to maintain a rea-
3 sonable operating reserve as determined by the Director:
4 *Provided further*, That income of such fund may be re-
5 tained, to remain available until expended, for purposes
6 of the fund: *Provided further*, That fees for services shall
7 be established by the Director at a level to cover the total
8 estimated costs of providing such services, such fees to be
9 deposited in the fund shall remain available until expended
10 for purposes of the fund: *Provided further*, That such fund
11 shall terminate in a manner consistent with section 403(f)
12 of Public Law 103-356.

13 ADMINISTRATIVE PROVISION

14 The Director of the Federal Emergency Management
15 Agency shall promulgate through rulemaking a methodol-
16 ogy for assessment and collection of fees to be assessed
17 and collected beginning in fiscal year 1997 applicable to
18 persons subject to the Federal Emergency Management
19 Agency's radiological emergency preparedness regulations.
20 The aggregate charges assessed pursuant to this section
21 during fiscal year 1997 shall approximate, but not be less
22 than, 100 per centum of the amounts anticipated by the
23 Federal Emergency Management Agency to be obligated
24 for its radiological emergency preparedness program for
25 such fiscal year. The methodology for assessment and col-
26 lection of fees shall be fair and equitable, and shall reflect

1 the full amount of costs of providing radiological emer-
2 gency planning, preparedness, response and associated
3 services. Such fees shall be assessed in a manner that re-
4 flects the use of agency resources for classes of regulated
5 persons and the administrative costs of collecting such
6 fees. Fees received pursuant to this section shall be depos-
7 ited in the general fund of the Treasury as offsetting re-
8 ceipts. Assessment and collection of such fees are only au-
9 thorized during fiscal year 1997.

10 GENERAL SERVICES ADMINISTRATION

11 CONSUMER INFORMATION CENTER FUND

12 For necessary expenses of the Consumer Information
13 Center, including services authorized by 5 U.S.C. 3109,
14 \$2,260,000, to be deposited into the Consumer Informa-
15 tion Center Fund: *Provided*, That the appropriations, rev-
16 enues and collections deposited into the fund shall be
17 available for necessary expenses of Consumer Information
18 Center activities in the aggregate amount of \$7,500,000.
19 ~~Administrative expenses of the Consumer Information~~
20 ~~Center in fiscal year 1997 shall not exceed \$2,602,000.~~
21 Appropriations, revenues, and collections accruing to this
22 fund during fiscal year 1997 in excess of \$7,500,000 shall
23 remain in the fund and shall not be available for expendi-
24 ture except as authorized in appropriations Acts: ~~*Provided*~~
25 ~~*further*~~, That notwithstanding any other provision of law,

1 the Consumer Information Center may accept and deposit
2 to this account, during fiscal year 1997, gifts for the pur-
3 pose of defraying its costs of printing, publishing, and dis-
4 tributing consumer information and educational material;
5 may expend up to \$1,100,000 of those gifts for those pur-
6 poses, in addition to amounts otherwise appropriated; and
7 the balance shall remain available for expenditure for such
8 purpose to the extent authorized in subsequent appropria-
9 tions Acts: *Provided further, That notwithstanding any*
10 *other provision of law, the Consumer Information Center*
11 *may accept and deposit to this account, during fiscal year*
12 *1997 and hereafter, gifts for the purpose of defraying its*
13 *costs of printing, publishing, and distributing consumer in-*
14 *formation and educational materials and undertaking other*
15 *consumer information activities; may expend those gifts for*
16 *those purposes, in addition to amounts appropriated or oth-*
17 *erwise made available; and the balance shall remain avail-*
18 *able for expenditure for such purpose.*

19 NATIONAL AERONAUTICS AND SPACE ADMINISTRATION
20 HUMAN SPACE FLIGHT

21 For necessary expenses, not otherwise provided for,
22 in the conduct and support of human space flight research
23 and development activities, including research, develop-
24 ment, operations, and services; maintenance; construction
25 of facilities including repair, rehabilitation, and modifica-

1 tion of real and personal property, and acquisition or con-
2 demnation of real property, as authorized by law; space
3 flight, spacecraft control and communications activities in-
4 cluding operations, production, and services; and pur-
5 chase, lease, charter, maintenance and operation of mis-
6 sion and administrative aircraft, \$5,362,900,000, to re-
7 main available until September 30, 1998.

8 SCIENCE, AERONAUTICS AND TECHNOLOGY

9 For necessary expenses, not otherwise provided for,
10 in the conduct and support of science, aeronautics and
11 technology research and development activities, including
12 research, development, operations, and services; mainte-
13 nance; construction of facilities including repair, rehabili-
14 tation, and modification of real and personal property, and
15 acquisition or condemnation of real property, as author-
16 ized by law; space flight, spacecraft control and commu-
17 nications activities including operations, production, and
18 services; and purchase, lease, charter, maintenance and
19 operation of mission and administrative aircraft,
20 ~~\$5,662,100,000~~ \$5,762,100,000, to remain available until
21 September 30, 1998. Chapter VII of Public Law 104–6
22 is amended under the heading, “National Aeronautics and
23 Space Administration” by replacing “September 30,
24 1997” with “September 30, 1998” and “1996” with
25 “1997”.

1 MISSION SUPPORT

2 For necessary expenses, not otherwise provided for,
3 in carrying out mission support for human space flight
4 programs and science, aeronautical, and technology pro-
5 grams, including research operations and support; space
6 communications activities including operations, production
7 and services; maintenance; construction of facilities in-
8 cluding repair, rehabilitation, and modification of facili-
9 ties, minor construction of new facilities and additions to
10 existing facilities, facility planning and design, environ-
11 mental compliance and restoration, and acquisition or con-
12 demnation of real property, as authorized by law; program
13 management; personnel and related costs, including uni-
14 forms or allowances therefor, as authorized by 5 U.S.C.
15 5901–5902; travel expenses; purchase, lease charter,
16 maintenance, and operation of mission and administrative
17 aircraft; not to exceed \$35,000 for official reception and
18 representation expenses; and purchase (not to exceed 33
19 for replacement only) and hire of passenger motor vehi-
20 cles; \$2,562,200,000, to remain available until September
21 30, 1998.

22 OFFICE OF INSPECTOR GENERAL

23 For necessary expenses of the Office of Inspector
24 General in carrying out the Inspector General Act of 1978,
25 as amended, \$17,000,000.

1 ADMINISTRATIVE PROVISIONS
2 (INCLUDING TRANSFER OF FUNDS)

3 Notwithstanding the limitation on the availability of
4 funds appropriated for “Human space flight”, “Science,
5 aeronautics and technology”, or “Mission support” by this
6 appropriations Act, when (1) any activity has been initi-
7 ated by the incurrence of obligations for construction of
8 facilities as authorized by law, or (2) amounts are pro-
9 vided for full-funding for the Tracking and Data Relay
10 Satellite (TDRS) replenishment program, such amount
11 available for such activity shall remain available until ex-
12 pended. This provision does not apply to the amounts ap-
13 propriated in “Mission support” pursuant to the author-
14 ization for repair, rehabilitation and modification of facili-
15 ties, minor construction of new facilities and additions to
16 existing facilities, and facility planning and design.

17 Notwithstanding the limitation on the availability of
18 funds appropriated for “Human space flight”, “Science,
19 aeronautics and technology”, or “Mission support” by this
20 appropriations Act, the amounts appropriated for con-
21 struction of facilities shall remain available until Septem-
22 ber 30, 1999.

23 Notwithstanding the limitation on the availability of
24 funds appropriated for “Mission support” and “Office of
25 Inspector General”, amounts made available by this Act
26 for personnel and related costs and travel expenses of the

1 National Aeronautics and Space Administration shall re-
2 main available until September 30, 1997 and may be used
3 to enter into contracts for training, investigations, cost as-
4 sociated with personnel relocation, and for other services,
5 to be provided during the next fiscal year.

6 *In order to avoid or minimize the need for involuntary*
7 *separations due to a reduction in force, installation closure,*
8 *reorganization, transfer of function, or similar action af-*
9 *fecting the National Aeronautics and Space Administra-*
10 *tion, the Administrator shall establish a program under*
11 *which separation pay, subject to the availability of appro-*
12 *priated funds, may be offered to encourage employees to sep-*
13 *arate from service voluntarily, whether by retirement or res-*
14 *ignation: Provided, That payments to individual employees*
15 *shall not exceed \$25,000.*

16 NATIONAL CREDIT UNION ADMINISTRATION

17 CENTRAL LIQUIDITY FACILITY

18 During fiscal year 1997, gross obligations of the
19 Central Liquidity Facility for the principal amount of new
20 direct loans to member credit unions, as authorized by the
21 National Credit Union Central Liquidity Facility Act (12
22 U.S.C. 1795), shall not exceed \$600,000,000: *Provided,*
23 *That administrative expenses of the Central Liquidity Fa-*
24 *cility in fiscal year 1997 shall not exceed \$560,000: Pro-*
25 *vided further, That \$1,000,000, together with amounts of*

1 principal and interest on loans repaid, to be available until
2 expended, is available for loans to community development
3 credit unions.

4 NATIONAL SCIENCE FOUNDATION

5 RESEARCH AND RELATED ACTIVITIES

6 For necessary expenses in carrying out the National
7 Science Foundation Act of 1950, as amended (42 U.S.C.
8 1861–1875), and the Act to establish a National Medal
9 of Science (42 U.S.C. 1880–1881); services as authorized
10 by 5 U.S.C. 3109; maintenance and operation of aircraft
11 and purchase of flight services for research support; acqui-
12 sition of aircraft; ~~\$2,422,000,000 (increased by~~
13 ~~\$9,110,000)~~ \$2,432,000,000, of which not to exceed
14 \$226,000,000 shall remain available until expended for
15 Polar research and operations support, and for reimburse-
16 ment to other Federal agencies for operational and science
17 support and logistical and other related activities for the
18 United States Antarctic program; the balance to remain
19 available until September 30, 1998: *Provided*, That re-
20 ceipts for scientific support services and materials fur-
21 nished by the National Research Centers and other Na-
22 tional Science Foundation supported research facilities
23 may be credited to this appropriation: *Provided further*,
24 That to the extent that the amount appropriated is less
25 than the total amount authorized to be appropriated for

1 included program activities, all amounts, including floors
2 and ceilings, specified in the authorizing Act for those pro-
3 gram activities or their subactivities shall be reduced pro-
4 portionally.

5 MAJOR RESEARCH EQUIPMENT

6 For necessary expenses of major construction
7 projects pursuant to the National Science Foundation Act
8 of 1950, as amended, \$80,000,000, to remain available
9 until expended.

10 EDUCATION AND HUMAN RESOURCES

11 For necessary expenses in carrying out science and
12 engineering education and human resources programs and
13 activities pursuant to the National Science Foundation
14 Act of 1950, as amended (42 U.S.C. 1861–1875), includ-
15 ing services as authorized by 5 U.S.C. 3109 and rental
16 of conference rooms in the District of Columbia,
17 ~~\$612,000,000~~ \$624,000,000, to remain available until Sep-
18 tember 30, 1998: *Provided*, That to the extent that the
19 amount of this appropriation is less than the total amount
20 authorized to be appropriated for included program activi-
21 ties, all amounts, including floors and ceilings, specified
22 in the authorizing Act for those program activities or their
23 subactivities shall be reduced proportionally.

1 SALARIES AND EXPENSES

2 For necessary salaries and expenses of the National
3 Science Foundation Act of 1950, as amended (42 U.S.C.
4 1861–1875); services authorized by 5 U.S.C. 3109; hire
5 of passenger motor vehicles; not to exceed \$9,000 for offi-
6 cial reception and representation expenses; uniforms or al-
7 lowances therefor, as authorized by 5 U.S.C. 5901–5902;
8 rental of conference rooms in the District of Columbia;
9 reimbursement of the General Services Administration for
10 security guard services and headquarters relocation;
11 \$134,310,000 (~~reduced by \$9,110,000~~): *Provided*, That
12 contracts may be entered into under salaries and expenses
13 in fiscal year 1997 for maintenance and operation of facili-
14 ties, and for other services, to be provided during the next
15 fiscal year.

16 OFFICE OF INSPECTOR GENERAL

17 For necessary expenses of the Office of Inspector
18 General as authorized by the Inspector General Act of
19 1978, as amended, \$4,690,000, to remain available until
20 September 30, 1998.

21 NEIGHBORHOOD REINVESTMENT CORPORATION

22 PAYMENT TO THE NEIGHBORHOOD REINVESTMENT

23 CORPORATION

24 For payment to the Neighborhood Reinvestment Cor-
25 poration for use in neighborhood reinvestment activities,

1 as authorized by the Neighborhood Reinvestment Corpora-
2 tion Act (42 U.S.C. 8101–8107), \$50,000,000
3 \$49,900,000.

4 SELECTIVE SERVICE SYSTEM

5 SALARIES AND EXPENSES

6 For necessary expenses of the Selective Service Sys-
7 tem, including expenses of attendance at meetings and of
8 training for uniformed personnel assigned to the Selective
9 Service System, as authorized by 5 U.S.C. 4101–4118 for
10 civilian employees; and not to exceed \$1,000 for official
11 reception and representation expenses; \$22,930,000: *Pro-*
12 *vided*, That during the current fiscal year, the President
13 may exempt this appropriation from the provisions of 31
14 U.S.C. 1341, whenever he deems such action to be nec-
15 essary in the interest of national defense: *Provided further*,
16 That none of the funds appropriated by this Act may be
17 expended for or in connection with the induction of any
18 person into the Armed Forces of the United States.

19 TITLE IV—GENERAL PROVISIONS

20 SEC. 401. Where appropriations in titles I, II, and
21 III of this Act are expendable for travel expenses and no
22 specific limitation has been placed thereon, the expendi-
23 tures for such travel expenses may not exceed the amounts
24 set forth therefore in the budget estimates submitted for
25 the appropriations: *Provided, That this provision does not*

1 *apply to accounts that do not contain an object classifica-*
2 *tion for travel: Provided further,* That this section shall not
3 apply to travel performed by uncompensated officials of
4 local boards and appeal boards of the Selective Service
5 System; to travel performed directly in connection with
6 care and treatment of medical beneficiaries of the Depart-
7 ment of Veterans Affairs; to travel performed in connec-
8 tion with major disasters or emergencies declared or deter-
9 mined by the President under the provisions of the Robert
10 T. Stafford Disaster Relief and Emergency Assistance
11 Act; to travel performed by the Offices of Inspector Gen-
12 eral in connection with audits and investigations; or to
13 payments to interagency motor pools where separately set
14 forth in the budget schedules: *Provided further,* That if
15 appropriations in titles I, II, and III exceed the amounts
16 set forth in budget estimates initially submitted for such
17 appropriations, the expenditures for travel may cor-
18 respondingly exceed the amounts therefore set forth in the
19 estimates in the same proportion.

20 SEC. 402. Appropriations and funds available for the
21 administrative expenses of the Department of Housing
22 and Urban Development and the Selective Service System
23 shall be available in the current fiscal year for purchase
24 of uniforms, or allowances therefor, as authorized by 5

1 U.S.C. 5901–5902; hire of passenger motor vehicles; and
2 services as authorized by 5 U.S.C. 3109.

3 SEC. 403. Funds of the Department of Housing and
4 Urban Development subject to the Government Corpora-
5 tion Control Act or section 402 of the Housing Act of
6 1950 shall be available, without regard to the limitations
7 on administrative expenses, for legal services on a contract
8 or fee basis, and for utilizing and making payment for
9 services and facilities of Federal National Mortgage Asso-
10 ciation, Government National Mortgage Association, Fed-
11 eral Home Loan Mortgage Corporation, Federal Financ-
12 ing Bank, Federal Reserve banks or any member thereof,
13 Federal Home Loan banks, and any insured bank within
14 the meaning of the Federal Deposit Insurance Corporation
15 Act, as amended (12 U.S.C. 1811–1831).

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

19 SEC. 405. No funds appropriated by this Act may be
20 expended—

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

23 (A) such certification is accompanied by,
24 or is part of, a voucher or abstract which de-
25 scribes the payee or payees and the items or

1 services for which such expenditure is being
2 made, or

3 (B) the expenditure of funds pursuant to
4 such certification, and without such a voucher
5 or abstract, is specifically authorized by law;
6 and

7 (2) unless such expenditure is subject to audit
8 by the General Accounting Office or is specifically
9 exempt by law from such audit.

10 SEC. 406. None of the funds provided in this Act to
11 any department or agency may be expended for the trans-
12 portation of any officer or employee of such department
13 or agency between his domicile and his place of employ-
14 ment, with the exception of any officer or employee au-
15 thorized such transportation under 31 U.S.C. 1344 or 5
16 U.S.C. 7905.

17 SEC. 407. None of the funds provided in this Act may
18 be used for payment, through grants or contracts, to re-
19 cipients that do not share in the cost of conducting re-
20 search resulting from proposals not specifically solicited
21 by the Government: *Provided*, That the extent of cost
22 sharing by the recipient shall reflect the mutuality of in-
23 terest of the grantee or contractor and the Government
24 in the research.

1 SEC. 408. None of the funds in this Act may be used,
2 directly or through grants, to pay or to provide reimburse-
3 ment for payment of the salary of a consultant (whether
4 retained by the Federal Government or a grantee) at more
5 than the daily equivalent of the rate paid for Level IV
6 of the Executive Schedule, unless specifically authorized
7 by law.

8 SEC. 409. None of the funds provided in this Act
9 shall be used to pay the expenses of, or otherwise com-
10 pensate, non-Federal parties intervening in regulatory or
11 adjudicatory proceedings. Nothing herein affects the au-
12 thority of the Consumer Product Safety Commission pur-
13 suant to section 7 of the Consumer Product Safety Act
14 (15 U.S.C. 2056 et seq.).

15 SEC. 410. Except as otherwise provided under exist-
16 ing law or under an existing Executive order issued pursu-
17 ant to an existing law, the obligation or expenditure of
18 any appropriation under this Act for contracts for any
19 consulting service shall be limited to contracts which are
20 (1) a matter of public record and available for public in-
21 spection, and (2) thereafter included in a publicly available
22 list of all contracts entered into within twenty-four months
23 prior to the date on which the list is made available to
24 the public and of all contracts on which performance has
25 not been completed by such date. The list required by the

1 preceding sentence shall be updated quarterly and shall
2 include a narrative description of the work to be per-
3 formed under each such contract.

4 SEC. 411. Except as otherwise provided by law, no
5 part of any appropriation contained in this Act shall be
6 obligated or expended by any executive agency, as referred
7 to in the Office of Federal Procurement Policy Act (41
8 U.S.C. 401 et seq.), for a contract for services unless such
9 executive agency (1) has awarded and entered into such
10 contract in full compliance with such Act and the regula-
11 tions promulgated thereunder, and (2) requires any report
12 prepared pursuant to such contract, including plans, eval-
13 uations, studies, analyses and manuals, and any report
14 prepared by the agency which is substantially derived from
15 or substantially includes any report prepared pursuant to
16 such contract, to contain information concerning (A) the
17 contract pursuant to which the report was prepared, and
18 (B) the contractor who prepared the report pursuant to
19 such contract.

20 SEC. 412. Except as otherwise provided in section
21 406, none of the funds provided in this Act to any depart-
22 ment or agency shall be obligated or expended to provide
23 a personal cook, chauffeur, or other personal servants to
24 any officer or employee of such department or agency.

1 SEC. 413. None of the funds provided in this Act to
2 any department or agency shall be obligated or expended
3 to procure passenger automobiles as defined in 15 U.S.C.
4 2001 with an EPA estimated miles per gallon average of
5 less than 22 miles per gallon.

6 SEC. 414. None of the funds appropriated in title I
7 of this Act shall be used to enter into any new lease of
8 real property if the estimated annual rental is more than
9 \$300,000 unless the Secretary submits, in writing, a re-
10 port to the Committees on Appropriations of the Congress
11 and a period of 30 days has expired following the date
12 on which the report is received by the Committees on Ap-
13 propriations.

14 SEC. 415. (a) PURCHASE OF AMERICAN-MADE
15 EQUIPMENT AND PRODUCTS.—It is the sense of the Con-
16 gress that, to the greatest extent practicable, all equip-
17 ment and products purchased with funds made available
18 in this Act should be American-made.

19 (b) NOTICE REQUIREMENT.—In providing financial
20 assistance to, or entering into any contract with, any en-
21 tity using funds made available in this Act, the head of
22 each Federal agency, to the greatest extent practicable,
23 shall provide to such entity a notice describing the state-
24 ment made in subsection (a) by the Congress.

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

5 SEC. 417. Such sums as may be necessary for fiscal
6 year 1997 pay raises for programs funded by this Act shall
7 be absorbed within the levels appropriated in this Act.

8 SEC. 418. None of the funds made available in this
9 Act may be used for any program, project, or activity,
10 when it is made known to the Federal entity or official
11 to which the funds are made available that the program,
12 project, or activity is not in compliance with any Federal
13 law relating to risk assessment, the protection of private
14 property rights, or unfunded mandates.

15 SEC. 419. Such funds as may be necessary to carry
16 out the orderly termination of the Office of Consumer Af-
17 fairs shall be made available from funds appropriated to
18 the Department of Health and Human Services for fiscal
19 year 1997.

20 SEC. 420. Corporations and agencies of the Depart-
21 ment of Housing and Urban Development which are sub-
22 ject to the Government Corporation Control Act, as
23 amended, are hereby authorized to make such expendi-
24 tures, within the limits of funds and borrowing authority
25 available to each such corporation or agency and in accord

1 with law, and to make such contracts and commitments
2 without regard to fiscal year limitations as provided by
3 section 104 of the Act as may be necessary in carrying
4 out the programs set forth in the budget for 1997 for such
5 corporation or agency except as hereinafter provided: *Pro-*
6 *vided*, That collections of these corporations and agencies
7 may be used for new loan or mortgage purchase commit-
8 ments only to the extent expressly provided for in this Act
9 (unless such loans are in support of other forms of assist-
10 ance provided for in this or prior appropriations Acts), ex-
11 cept that this proviso shall not apply to the mortgage in-
12 surance or guaranty operations of these corporations, or
13 where loans or mortgage purchases are necessary to pro-
14 tect the financial interest of the United States Govern-
15 ment.

16 ~~SEC. 421. None of the funds appropriated or other-~~
17 ~~wise made available by this Act may be used to pay the~~
18 ~~salaries of personnel who approve a contract for the pur-~~
19 ~~chase, lease, or acquisition in any manner of supercomput-~~
20 ~~ing equipment or services after a preliminary determina-~~
21 ~~tion, as defined in 19 U.S.C. 1673b, or final determina-~~
22 ~~tion, as defined in 19 U.S.C. 1673d, by the Department~~
23 ~~of Commerce that an organization providing such super-~~
24 ~~computing equipment or services has offered such product~~
25 ~~at other than fair value.~~

1 SEC. 422. None of the funds made available in this
2 Act for the National Aeronautics and Space Administra-
3 tion may be used for the National Center for Science Lit-
4 eracy, Education and Technology at the American Mu-
5 seum of Natural History.

6 SEC. 423. (a) DENIAL OF FUNDS FOR PREVENTING
7 ROTC ACCESS TO CAMPUS.—None of the funds made
8 available in this Act may be provided by contract or by
9 grant (including a grant of funds to be available for stu-
10 dent aid) to an institution of higher education when it is
11 made known to the Federal official having authority to
12 obligate or expend such funds that the institution (or any
13 subelement thereof) has a policy or practice (regardless
14 of when implemented) that prohibits, or in effect pre-
15 vents—

16 (1) the maintaining, establishing, or operation
17 of a unit of the Senior Reserve Officer Training
18 Corps (in accordance with section 654 of title 10,
19 United States Code, and other applicable Federal
20 laws) at the institution (or subelement); or

21 (2) a student at the institution (or subelement)
22 from enrolling in a unit of the Senior Reserve Offi-
23 cer Training Corps at another institution of higher
24 education.

1 (b) EXCEPTION.—The limitation established in sub-
2 section (a) shall not apply to an institution of higher edu-
3 cation when it is made known to the Federal official hav-
4 ing authority to obligate or expend such funds that—

5 (1) the institution (or subelement) has ceased
6 the policy or practice described in such subsection;
7 or

8 (2) the institution has a longstanding policy of
9 pacifism based on historical religious affiliation.

10 SEC. 424. (a) DENIAL OF FUNDS FOR PREVENTING
11 FEDERAL MILITARY RECRUITING ON CAMPUS.—None of
12 the funds made available in this Act may be provided by
13 contract or grant (including a grant of funds to be avail-
14 able for student aid) to any institution of higher education
15 when it is made known to the Federal official having au-
16 thority to obligate or expend such funds that the institu-
17 tion (or any subelement thereof) has a policy or practice
18 (regardless of when implemented) that prohibits, or in ef-
19 fect prevents—

20 (1) entry to campuses, or access to students
21 (who are 17 years of age or older) on campuses, for
22 purposes of Federal military recruiting; or

23 (2) access to the following information pertain-
24 ing to students (who are 17 years of age or older)
25 for purposes of Federal military recruiting: student

1 names, addresses, telephone listings, dates and
2 places of birth, levels of education, degrees received,
3 prior military experience, and the most recent pre-
4 vious educational institutions enrolled in by the stu-
5 dents.

6 (b) EXCEPTION.—The limitation established in sub-
7 section (a) shall not apply to an institution of higher edu-
8 cation when it is made known to the Federal official hav-
9 ing authority to obligate or expend such funds that—

10 (1) the institution (or subelement) has ceased
11 the policy or practice described in such subsection;
12 or

13 (2) the institution has a longstanding policy of
14 pacifism based on historical religious affiliation.

15 SEC. 425. None of the funds made available in this
16 Act may be obligated or expended to enter into or renew
17 a contract with an entity when it is made known to the
18 Federal official having authority to obligate or expend
19 such funds that—

20 (1) such entity is otherwise a contractor with
21 the United States and is subject to the requirement
22 in section 4212(d) of title 38, United States Code,
23 regarding submission of an annual report to the Sec-
24 retary of Labor concerning employment of certain
25 veterans; and

1 (2) such entity has not submitted a report as
2 required by that section for the most recent year for
3 which such requirement was applicable to such en-
4 tity.

5 SEC. 426. The amount provided in title I for “Veter-
6 ans Health Administration—Medical Care” is hereby in-
7 creased by, the amount provided in title I for “Depart-
8 mental Administration—General operating expenses” is
9 hereby increased by, and the total of the amounts of budg-
10 et authority provided in this Act for payments not re-
11 quired by law for the fiscal year ending September 30,
12 1997 (other than any amount of budget authority provided
13 in title I and any such amount provided in title III for
14 the American Battle Monuments Commission, the Court
15 of Veterans Appeals, or Cemeterial Expenses, Army), is
16 hereby reduced by, \$40,000,000, \$17,000,000, and 0.40
17 percent, respectively.

18 SEC. 427. The amounts otherwise provided by this
19 Act are revised by increasing the amount made available
20 for “Veterans Health Administration—Medical Care”, in-
21 creasing the amount made available for “Veterans Health
22 Administration—Medical and Prosthetic Research”, re-
23 ducing the amount made available for “Corporation for
24 National and Community Service—National and Commu-
25 nity Service Programs Operating Expenses”, and reducing

1 the amount made available for “Corporation for National
2 and Community Service—Office of Inspector General”, by
3 \$20,000,000, \$20,000,000, \$365,000,000, and
4 \$2,000,000, respectively.

5 SEC. 428. None of the funds made available in this
6 Act may be used by the Environmental Protection Agency
7 to issue, reissue, or renew any approval or authorization
8 for any facility to store or dispose of polychlorinated
9 biphenyls when it is made known to the Federal official
10 having authority to obligate or expend such funds that
11 there is in effect at the time of the issuance, reissuance,
12 or renewal a rule authorizing any person to import into
13 the customs territory of the United States for treatment
14 or disposal any polychlorinated biphenyls, or poly-
15 chlorinated biphenyl items, at concentrations of more than
16 50 parts per million.

17 SEC. 429. None of the funds made available to the
18 Environmental Protection Agency under the heading
19 “Hazardous Substance Superfund” may be used to imple-
20 ment any retroactive liability discount reimbursement de-
21 scribed in the amendment made by section 201 of H.R.
22 2500, as introduced on October 18, 1995.

23 SEC. 430. FHA MORTGAGE INSURANCE PRE-
24 MIUMS.—Section 203(c)(2)(A) of the National Housing
25 Act (12 U.S.C. 1709(c)(2)(A)) is amended by inserting

1 after the first sentence the following new sentence: “In
2 the case of mortgage for which the mortgagor is a first-
3 time homebuyer who completes a program of counseling
4 with respect to the responsibilities and financial manage-
5 ment involved in homeownership that is approved by the
6 Secretary, the premium payment under this subparagraph
7 shall not exceed 2.0 percent of the amount of the original
8 insured principal obligation of the mortgage.”.

9 SEC. 431. (a) AUTHORITY TO USE AMOUNTS BOR-
10 ROWED FROM FAMILY MEMBERS FOR DOWNPAYMENTS
11 ON FHA-INSURED LOANS.—Section 203(b)(9) of the Na-
12 tional Housing Act (12 U.S.C. 1709(b)(9)) is amended by
13 inserting before the period at the end the following: “: *Pro-*
14 *vided further,* That for purposes of this paragraph, the
15 Secretary shall consider as cash or its equivalent any
16 amounts borrowed from a family member (as such term
17 is defined in section 201), subject only to the requirements
18 that, in any case in which the repayment of such borrowed
19 amounts is secured by a lien against the property, such
20 lien shall be subordinate to the mortgage and the sum of
21 the principal obligation of the mortgage and the obligation
22 secured by such lien may not exceed 100 percent of the
23 appraised value of the property plus any initial service
24 charges, appraisal, inspection, and other fees in connection
25 with the mortgage”.

1 (b) DEFINITION OF FAMILY MEMBER.—Section 201
2 of the National Housing Act (12 U.S.C. 1707) is amended
3 by adding at the end the following new subsections:

4 “(e) The term ‘family member’ means, with respect
5 to a mortgagor under such section, a child, parent, or
6 grandparent of the mortgagor (or the mortgagor’s
7 spouse). In determining whether any of the relationships
8 referred to in the preceding sentence exist, a legally adopt-
9 ed son or daughter of an individual (and a child who is
10 a member of an individual’s household, if placed with such
11 individual by an authorized placement agency for legal
12 adoption by such individual), and a foster child of an indi-
13 vidual, shall be treated as a child of such individual by
14 blood.

15 “(f) The term ‘child’ means, with respect to a mort-
16 gator under such section, a son, stepson, daughter, or
17 stepdaughter of such mortgagor.”.

18 SEC. 432. Sections 401 and 402 of the bill, H.R.
19 1708, 104th Congress, as introduced in the House of Rep-
20 resentatives on May 24, 1995, are hereby enacted into law.

21 SEC. 433. None of the funds made available in this
22 Act for the National Aeronautics and Space Administra-
23 tion may be used to carry out, or pay the salaries of per-
24 sonnel who carry out, the Bion 11 and Bion 12 projects.

1 *TITLE V*
2 *SUPPLEMENTAL*
3 *DEPARTMENT OF HOUSING AND URBAN*
4 *DEVELOPMENT*
5 *GOVERNMENT NATIONAL MORTGAGE ASSOCIATION*
6 *GUARANTEES OF MORTGAGE BACKED SECURITIES LOAN*
7 *GUARANTEE PROGRAM ACCOUNT*

8 *During fiscal year 1996 and in addition to commit-*
9 *ments previously provided, additional commitments to issue*
10 *guarantees to carry out section 306 of the National Housing*
11 *Act, as amended (12 U.S.C. 1721(g)), shall not exceed*
12 *\$20,000,000,000.*

13 This Act may be cited as the “Departments of Veter-
14 ans Affairs and Housing and Urban Development, and
15 Independent Agencies Appropriations Act, 1997”.

Passed the House of Representatives June 26, 1996.

Attest:

Clerk.