



Public Law 91-294
 91st Congress, H. J. Res. 1264
 June 29, 1970

Joint Resolution

Making continuing appropriations for the fiscal year 1971, and for other purposes.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the following sums are appropriated out of any money in the Treasury not otherwise appropriated, and out of applicable corporate or other revenues, receipts, and funds, for the several departments, agencies, corporations, and other organizational units of the Government for the fiscal year 1971, namely:

Continuing appropriations, 1971.
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SEC. 101. (a) (1) Such amounts as may be necessary for continuing projects or activities (not otherwise specifically provided for in this joint resolution) which were conducted in the fiscal year 1970 and for which appropriations, funds, or other authority would be available in the following Appropriation Acts for the fiscal year 1971:

- Treasury, Post Office, and Executive Office Appropriation Act;
- Legislative Branch Appropriation Act;
- Office of Education Appropriation Act;
- Independent Offices and Department of Housing and Urban Development Appropriation Act;
- Departments of State, Justice, and Commerce, the Judiciary, and Related Agencies Appropriation Act;
- Department of the Interior and Related Agencies Appropriation Act;
- Department of Transportation and Related Agencies Appropriation Act;
- Foreign Assistance and Related Programs Appropriation Act;
- District of Columbia Appropriation Act;
- Department of Agriculture and related Agencies Appropriation Act;
- Military Construction Appropriation Act; and
- Public Works for Water, Pollution Control, and Power Development and Atomic Energy Commission Appropriation Act.

(2) Appropriations made by this subsection shall be available to the extent and in the manner which would be provided by the pertinent appropriation Act.

(3) Whenever the amount which would be made available or the authority which would be granted under an Act listed in this subsection as passed by the House is different from that which would be available or granted under such Act as passed by the Senate, the pertinent project or activity shall be continued under the lesser amount or the more restrictive authority.

(4) Whenever an Act listed in this subsection has been passed by only one House or where an item is included in only one version of an Act as passed by both Houses, the pertinent project or activity shall be continued under the appropriation, fund, or authority granted by the one House, but at a rate for operations not exceeding the current rate or the rate permitted by the action of the one House, whichever is lower: *Provided*, That no provision which is included in an appropriation Act enumerated in this subsection but which was not included in the applicable appropriation Act for 1970, and which by its terms is applicable to more than one appropriation, fund, or authority shall be applicable to any appropriation, fund, or authority provided in this joint resolution unless such provision shall have been included in identical form in such bill as enacted by both the House and the Senate.

(b) Such amounts as may be necessary for continuing projects or activities which were conducted in the fiscal year 1970 and are listed in this subsection at a rate for operations not in excess of the current rate or the rate provided for in the budget estimate, whichever is lower, and under the more restrictive authority—

activities for which provision was made in the Department of Defense Appropriation Act, 1970;

activities (not otherwise provided for in this joint resolution) for which provision was made in the Departments of Labor, and Health, Education, and Welfare, and Related Agencies Appropriation Act, 1970;

activities of the National Foundation on the Arts and the Humanities;

activities relating to high-speed ground transportation research and development;

activities of the Peace Corps; and

activities of the American Revolution Bicentennial Commission.

(c) Such amounts as may be necessary for continuing projects or activities for which disbursements are made by the Secretary of the Senate, and the Senate items under the Architect of the Capitol, to the extent and in the manner which would be provided for in the budget estimates for fiscal year 1971.

(d) Such amounts as may be necessary for continuing the following activities, but at a rate for operations not in excess of the current rate—

activities of the National Council on Marine Resources and Engineering Development;

coal mine health and safety activities of the Department of Health, Education, and Welfare; and

activities under the airport and airway trust fund.

SEC. 102. Appropriations and funds made available and authority granted pursuant to this joint resolution shall remain available until

(a) enactment into law of an appropriation for any project or activity provided for in this joint resolution, or (b) enactment of the applicable appropriation Act by both Houses without any provision for such project or activity, or (c) July 31, 1970, whichever first occurs.

SEC. 103. Appropriations and funds made available or authority granted pursuant to this joint resolution may be used without regard to the time limitations for submission and approval of apportionments set forth in subsection (d) (2) of section 3679 of the Revised Statutes, as amended, but nothing herein shall be construed to waive any other provision of law governing the apportionment of funds or to permit the use, including the expenditure, of appropriations, funds, or authority in any manner which would contravene the provisions of title V of the Second Supplemental Appropriation Act, 1970.

SEC. 104. Appropriations made and authority granted pursuant to this joint resolution shall cover all obligations or expenditures incurred for any project or activity during the period for which funds or authority for such project or activity are available under this joint resolution.

SEC. 105. Expenditures made pursuant to this joint resolution shall be charged to the applicable appropriation, fund, or authorization whenever a bill in which such applicable appropriation, fund, or authorization is contained is enacted into law.

SEC. 106. No appropriation or fund made available or authority granted pursuant to this joint resolution shall be used to initiate or resume any project or activity which was not being conducted during the fiscal year 1970.

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Ante, p. 23.

31 USC 665.

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SEC. 107. Any appropriation for the fiscal year 1971 required to be apportioned pursuant to section 3679 of the Revised Statutes, as amended, may be apportioned on a basis indicating the need (to the extent any such increases cannot be absorbed within available appropriations) for a supplemental or deficiency estimate of appropriation to the extent necessary to permit payment of such pay increases as may be granted pursuant to law to civilian officers and employees and to active and retired military personnel. Each such appropriation shall otherwise be subject to the requirements of section 3679 of the Revised Statutes, as amended. 31 USC 665.

Approved June 29, 1970.

LEGISLATIVE HISTORY:

HOUSE REPORT No. 91-1220 (Comm. on Appropriations).

SENATE REPORT No. 91-959 (Comm. on Appropriations).

CONGRESSIONAL RECORD, Vol. 116 (1970):

June 24, considered and passed House and Senate.

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