



Public Law 93-52
 93rd Congress, H. J. Res. 636
 July 1, 1973

Joint Resolution

Making continuing appropriations for the fiscal year 1974, 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 1974, namely:

Continuing
 appropriations,
 1974.

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 1973 and for which appropriations, funds, or other authority would be available in the following Appropriation Acts for the fiscal year 1974:

Agriculture-Environmental and Consumer Protection Appropriation Act;

District of Columbia Appropriation Act;

Department of Housing and Urban Development; Space, 87 STAT. 130
 Science, Veterans, and Certain Other Independent Agencies 87 STAT. 131
 Appropriation Act;

Department of the Interior and Related Agencies Appropriation Act;

Departments of Labor, and Health, Education, and Welfare, and Related Agencies Appropriation Act, as now or hereafter passed by the House and the Senate;

Legislative Branch Appropriation Act;

Public Works for Water and Power Development and Atomic Energy Commission Appropriation Act;

Departments of State, Justice, and Commerce, the Judiciary, and Related Agencies Appropriation Act; and

Department of Transportation and Related Agencies 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; Availability.

(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: *Provided*, That no provision in any appropriation Act for the fiscal year 1974, which makes the availability of any appropriation provided therein dependent upon the enactment of additional authorizing or other legislation, shall be effective before the date set forth in section 102(c) of this joint resolution;

(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 1973, 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: *Provided further*, That with respect to the projects and activities included in the Departments of Labor, and Health, Education, and Welfare, and Related Agencies Appropriation Act, the current rate for operations within the meaning of this joint resolution shall be that permitted by the joint resolution of July 1, 1972 (Public Law 92-334, as amended), and other appropriations for the fiscal year 1973: *Provided further*, That the aggregate amounts made available to each State under title I-A of the Elementary and Secondary Education Act for grants to local education agencies within that State shall not be less than such amounts as were made available for that purpose for fiscal year 1972;

86 Stat. 402.

79 Stat. 27.
20 USC 236.

87 STAT. 131
87 STAT. 132

(b) Such amounts as may be necessary for continuing projects or activities (not otherwise provided for in this joint resolution) which were conducted in the fiscal year 1973 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—

86 Stat. 471.

activities for which provision was made in the Treasury, Postal Service, and General Government Appropriation Act, 1973;

86 Stat. 1184.

activities for which provision was made in the Department of Defense Appropriation Act, 1973;

86 Stat. 1156.

activities for which provision was made in the Military Construction Appropriation Act, 1973;

86 Stat. 1204.

activities for which provision was made in section 108 of Public Law 92-571, as amended, and such amounts shall be available notwithstanding section 10 of Public Law 91-672 and section 655(c) of the Foreign Assistance Act of 1961, as amended; and in addition, unobligated balances as of June 30, 1973, of funds heretofore made available under the authority of the Foreign Assistance Act of 1961, as amended, are hereby continued available for the same general purposes for which appropriated: *Provided*, That new obligational authority authorized herein to carry out the Foreign Assistance Act of 1961, as amended, and the Foreign Military Sales Act, as amended, shall not exceed an annual rate of \$2,200,000,000: *Provided further*, That none of the activities contained in this paragraph should be funded at a rate exceeding one quarter of the annual rate as provided by this joint resolution;

84 Stat. 2055.

22 USC 2412.

86 Stat. 29.

22 USC 2415.

75 Stat. 424.

22 USC 2151

note.

82 Stat. 1320.

22 USC 2751

note.

86 Stat. 649.

22 USC 2848.

activities of the Commission on International Economic Policy, notwithstanding section 209 of Public Law 92-412;

86 Stat. 65.

21 USC 1133.

86 Stat. 1498.

activities for the "Special fund" established by section 223 of the Drug Abuse Office and Treatment Act of 1972 (Public Law 92-253) for which provision was made in the Supplemental Appropriations Act, 1973;

activities incident to adjudication of Indian Tribal Claims by the Indian Claims Commission for which provision was made in the Supplemental Appropriations Act, 1973;

activities of the Corporation for Public Broadcasting;

activities for operating expenses, domestic programs, of ACTION, for which provision was made in the Supplemental Appropriations Act, 1973;

activities of the Office of Consumer Affairs;

activities of the Cabinet Committee on Opportunities for Spanish-Speaking People;

activities of the National Study Commission on Water Quality Management;

activities of the National Industrial Pollution Control Council;
 activities of the Department of the Interior for: (a) Saline water research program, (b) Trust Territory of the Pacific Islands, and (c) grants-in-aid and special bicentennial grants-in-aid under the Preservation of Historic Properties;

activities of the American Revolution Bicentennial Commission;

activities for Coast Guard reserve training;

activities of the Federal Railroad Administration for grants to National Railroad Passenger Corporation;

activities of the National Highway Traffic Safety Administration under the National Traffic and Motor Vehicle Safety Act of 1966, as amended.

87 STAT. 132

87 STAT. 133

(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 1974;

80 Stat. 718.

15 USC 1381

note.

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

activities under section 201(g) (1) of the Social Security Act, as amended, for which provision was made in the Second Supplemental Appropriations Act, 1973;

79 Stat. 338;

86 Stat. 1484.

activities authorized by title I of Public Law 92-328; and

42 USC 401.

86 Stat. 393.

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

38 USC 314

note.

activities of the National Commission on Productivity;
 activities relating to the compensation and reimbursement of attorneys appointed by judges of the District of Columbia courts pursuant to the Criminal Justice Act of 1964, as amended;

78 Stat. 552;

84 Stat. 916.

activities of the Commission on the Organization of the Government for the Conduct of Foreign Policy;

18 USC 3006A.

notwithstanding the fourth clause of subsection (b) of this section, activities of the Department of Health, Education, and Welfare for assistance to refugees in the United States (Cuban program);

activities under the Vocational Rehabilitation Act, as amended, and the Manpower Development and Training Act of 1962, as amended, and title I and title III-B of the Economic Opportunity Act of 1964, as amended, for which provision was made under joint resolution of July 1, 1972, Public 92-334, as amended, and the Supplemental Appropriations Act, 1973, Public Law 92-607:

68 Stat. 652.

29 USC 31

note.

76 Stat. 23.

42 USC 2571

note.

78 Stat. 508.

42 USC 2711,

2861.

86 Stat. 402.

86 Stat. 1498.

79 Stat. 552.

42 USC 3121

note.

Provided, That the current rate for operations shall be defined as that permitted by such appropriations for fiscal year 1973; and

activities under the Public Works and Economic Development Act of 1965, as amended.

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) September 30, 1973, 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.

31 USC 665.

SEC. 104. Appropriations made and authority granted pursuant



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87 STAT. 134

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.

Fiscal year
limitation.

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 for which appropriations, funds, or other authority were not available during the fiscal year 1973.

31 USC 665.

SEC. 107. Any appropriation for the fiscal year 1974 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.

Southeast Asia,
combat activ-
ities, funds,
prohibition.

SEC. 108. Notwithstanding any other provision of law, on or after August 15, 1973, no funds herein or heretofore appropriated may be obligated or expended to finance directly or indirectly combat activities by United States military forces in or over or from off the shores of North Vietnam, South Vietnam, Laos or Cambodia.

SEC. 109. Appropriations and authority provided in this joint resolution shall be available from July 1, 1973, and all obligations incurred in anticipation of the appropriations and authority provided in the joint resolution are hereby ratified and confirmed if otherwise in accordance with the provisions of this joint resolution.

North Vietnam,
funds, pro-
hibition.

SEC. 110. Unless specifically authorized by Congress, none of the funds herein appropriated under this joint resolution or heretofore appropriated under any other Act may be expended for the purpose of providing assistance in the reconstruction or rehabilitation of the Democratic Republic of Vietnam (North Vietnam).

SEC. 111. Any provision of law which requires unexpended funds to return to the general fund of the Treasury at the end of the fiscal year shall not be held to affect the status of any lawsuit or right of action involving the right to those funds.

Approved July 1, 1973.

LEGISLATIVE HISTORY:

HOUSE REPORTS: No. 93-328 (Comm. on Appropriations) and No. 93-364 (Comm. of Conference).

SENATE REPORT No. 93-277 (Comm. on Appropriations).

CONGRESSIONAL RECORD, Vol. 119 (1973):

June 26, considered and passed House.

June 29, considered and passed Senate, amended.

June 30, House agreed to conference report, and concurred in Senate amendment with an amendment; Senate agreed to conference report and concurred in House amendment.

WEEKLY COMPILATION OF PRESIDENTIAL DOCUMENTS, Vol. 9, No. 27:

July 1, Presidential statement.