
MAKING URGENT SUPPLEMENTAL APPROPRIATIONS

JUNE 10, 1982.—Ordered to be printed

Mr. WHITTEN, from the committee of conference,
submitted the following

CONFERENCE REPORT:

[To accompany H.R. 5922]

The committee of conference on the disagreeing votes of the two Houses on the amendments of the Senate to the bill (H.R. 5922) "making urgent supplemental appropriations for the fiscal year ending September 30, 1982, and for other purposes," having met, after full and free conference, have agreed to recommend and do recommend to their respective Houses as follows:

That the Senate recede from its amendments numbered 6, 18, 25, 43, 44, 49, 53, and 58.

That the House recede from its disagreement to the amendments of the Senate numbered 1, 4, 8, 9, 10, 11, 15, 17, 28, 35, 36, 38, 41, 42, 45, and 50, and agree to the same.

Amendment numbered 5:

That the House recede from its disagreement to the amendment of the Senate numbered 5, and agree to the same with an amendment, as follows: In lieu of the sum proposed by said amendment insert \$57,621,000; and the Senate agree to the same.

Amendment numbered 7:

That the House recede from its disagreement to the amendment of the Senate numbered 7, and agree to the same with an amendment, as follows: In lieu of the sum proposed by said amendment insert \$5,650,000; and the Senate agree to the same.

The committee of conference report in disagreement amendments numbered 2, 3, 12, 13, 14, 16, 18a, 19, 20, 21, 22, 23, 24, 26,

27, 29, 30, 31, 32, 33, 34, 37, 39, 40, 46, 47, 48, 51, 52, 54, 55, 56, 57, 59, 60, 61, 62, 63, 64, and 65.

JAMIE L. WHITTEN,
EDWARD P. BOLAND,
WILLIAM H. NATCHER,
NEAL SMITH (except amendment
No. 49),

JOSEPH P. ADDABBO,
CLARENCE D. LONG,
SIDNEY R. YATES (except as to
the action of the House
conferees on amendment No.
62),

EDWARD R. ROYBAL,
TOM BEVILL,
ADAM BENJAMIN,
VIC FAZIO,
SILVIO O. CONTE,
JOSEPH M. MCDADE,
JACK EDWARDS (only as
to amendment No. 63),

Managers on the Part of the House.

MARK HATFIELD,
TED STEVENS,
LOWELL P. WEICKER,
JAMES A. McCLURE,
JAKE GARN,
HARRISON SCHMITT,
THAD COCHRAN,
MARK ANDREWS,
JAMES ABDNOR,
ALLEN SPECTER,
ROBERT KASTEN,
ALPHONSE D'AMATO,
MACK MATTINGLY (except for
amendment No. 16),

WILLIAM PROXMIRE,
JOHN C. STENNIS (except for
amendment No. 49),
DANIEL K. INOUE,
ERNEST F. HOLLINGS (except for
amendment No. 49),
THOMAS F. EAGLETON,
LAWTON CHILES (except for
amendment No. 49),

PATRICK J. LEAHY,
DENNIS DECONCINI,
WALTER D. HUDDLESTON,
QUENTIN BURDICK,
DALE BUMPERS (except for
amendment No. 49),

Managers on the Part of the Senate.

JOINT EXPLANATORY STATEMENT OF THE COMMITTEE OF CONFERENCE

The managers on the part of the House and the Senate at the conference on the disagreeing votes of the two Houses on the amendments of the Senate to the bill (H.R. 5922), making urgent supplemental appropriations for the fiscal year ending September 30, 1982, and for other purposes, submit the following joint statement to the House and the Senate in explanation of the effect of the action agreed upon by the managers and recommended in the accompanying conference report:

TITLE I

CHAPTER I—DEPARTMENT OF LABOR

EMPLOYMENT AND TRAINING ADMINISTRATION

EMPLOYMENT AND TRAINING ASSISTANCE

Amendment No. 1: Appropriates \$63,000,000 for the summer youth employment program as proposed by the Senate. The House bill included no funds for this.

COMMUNITY SERVICE EMPLOYMENT FOR OLDER AMERICANS

Amendment No. 2: Reported in technical disagreement. The managers on the part of the House will offer a motion to recede and concur in the Senate amendment with an amendment as follows:

COMMUNITY SERVICE EMPLOYMENT FOR OLDER AMERICANS

For an additional amount for "Community service employment for older Americans", \$210,572,000, of which \$168,457,600 shall be for national grants or contracts with public agencies and public or private nonprofit organizations under paragraph (1)(A) of section 506(a) of the Older Americans Act of 1965, as amended, and \$42,114,400 shall be for grants to States under paragraph (3) of section 506(a) of said Act.

The managers on the part of the Senate will move to concur in the amendment of the House to the amendment of the Senate.

DEPARTMENT OF HEALTH AND HUMAN SERVICES

HEALTH SERVICES ADMINISTRATION

HEALTH SERVICES

Amendment No. 3: Reported in technical disagreement. The managers on the part of the House will move to recede and concur in the amendment of the Senate with an amendment as follows:

*HEALTH SERVICES ADMINISTRATION**HEALTH SERVICES*

For an additional amount for "Health Services", \$60,080,000, of which \$3,500,000 shall be used to provide twelve months of transitional funding for those University Affiliated Facilities previously funded under section 502(a) of the Social Security Act or predecessor legislation (title V of the Social Security Act as in effect prior to the enactment of the Maternal and Child Health Services Block Grant), but for which termination of such funding has been announced during fiscal year 1982.

The managers on the part of the Senate will move to concur in the amendment of the House to the amendment of the Senate.

No similar provision was included in the House bill. The additional amounts agreed to include \$33,850,000 for community health centers, \$24,480,000 for the Maternal and Child Health Block Grant and \$3,500,000 for certain university affiliated facilities specified in the Senate bill of which \$1,750,000 shall be derived from funds available under the Sec. 502b set-aside provision.

HEALTH RESOURCES ADMINISTRATION

Amendment No. 4: Appropriates an additional amount of \$1,000,000 for nursing research grants as proposed by the Senate. The House bill contained no funds for this.

ASSISTANT SECRETARY FOR HUMAN DEVELOPMENT SERVICES

WORK INCENTIVES

Amendment No. 5: Appropriates \$57,621,000 for work incentives instead of \$76,842,000 as proposed by the House and \$38,400,000 as proposed by the Senate.

SOCIAL SECURITY ADMINISTRATION

REFUGEE AND ENTRANT ASSISTANCE

Amendment No. 6: Restores appropriation of \$23,340,000 for refugee and entrant assistance as proposed by the House. Representatives of a number of States have brought to the attention of the Congress the possibility of a significant shortfall in fiscal year 1982 funds available for cash and medical assistance provided to refugees. This potential shortfall relates to payments fully authorized under the March 12, 1982 regulation and is completely separate

from the issue covered by amendment numbered 6. In response to this claim, the Department of Health and Human Services has recently completed a review of State costs which indicate that current appropriations appear to be adequate. Negotiations between the Federal Government and the States to resolve this dispute are continuing. While hopeful that additional funds will not be required, the conferees want to state clearly that 1982 funding currently available has been provided based on a policy of 100 percent reimbursement of eligible costs. Should current appropriations be inadequate, they expect the administration to submit a supplemental or amended 1983 request to cover all legitimate claims.

DEPARTMENT OF EDUCATION

DEPARTMENTAL MANAGEMENT

SALARIES AND EXPENSES

Amendment No. 7: Appropriates \$5,650,000 instead of \$4,650,000 as proposed by the House and \$6,550,000 as proposed by the Senate.

The conferees have agreed to an appropriation of \$5,650,000 for Departmental Management, Salaries and Expenses, within the Department of Education. This appropriation is to cover costs associated with the administration of the Pell grant program.

Of the total provided, \$4,650,000 is to be used to pay for Pell grant processing costs. The Department of Education's original budget request for processing costs underestimated the actual cost for data processing of Pell grant applications. Without this supplemental, the Department would be unable to proceed with processing of applications without having to furlough large numbers of Education Department employees.

The additional \$1,000,000 would be used by the Department to validate roughly half of the Pell grant applications to prevent overawards and underawards to Pell grant recipients.

This procedure would require the parents of Pell grant applicants or the students themselves, to submit IRS 1040 forms to verify income information on Pell grant applications selected for validation. The Department has information indicating that erroneous awards of up to \$100,000,000 have resulted from misreporting of income data on student applications.

The conferees support the Department's effort to reduce error rates, and direct that this money be targeted toward validation of those applicants who statistically are most likely to be in error.

The conferees are agreed that the Department should validate 100 percent of Pell grant applications in administering the appropriation for fiscal year 1983 and subsequent years for this program.

Before proceeding with the expanded partial validation of Pell grant applications, the Department of Education will take steps to guarantee that confidentiality and privacy related to the tax forms submitted is strictly protected. Conferees expect the Department of Education to work closely with the concerned House and Senate committees in carrying out this directive.

SPECIAL INSTITUTIONS

HOWARD UNIVERSITY

Amendment No. 8: Deletes \$5,808,000 proposed by the House.

The conferees are agreed that the supplemental budget request of \$5,808,000 for Howard University will be considered as part of a future supplemental appropriations bill. The conferees are cognizant of the funding needs of Howard University and other special institutions as a result of the four percent reduction imposed by the 1982 continuing resolution. Restoration of those funds, while not of an urgent nature, will nonetheless be given careful consideration in the near future.

RELATED AGENCIES

CORPORATION FOR PUBLIC BROADCASTING

PUBLIC BROADCASTING FUND

Amendment No. 9: Appropriates \$24,400,000 for fiscal year 1984 as proposed by the Senate. The House bill included no funds for this.

PRESIDENT'S COMMISSION FOR THE STUDY OF ETHICAL PROBLEMS IN
MEDICINE

SALARIES AND EXPENSES

Amendment No. 10: Appropriates \$309,000 as proposed by the Senate. The House bill included no funds for this.

CHAPTER II—DEPARTMENT OF HOUSING AND URBAN
DEVELOPMENT

HOUSING PROGRAMS

ANNUAL CONTRIBUTIONS FOR ASSISTED HOUSING

(Rescission)

Amendment No. 11: Inserts headings proposed by the Senate for housing programs, amended to delete reference to transfer of funds, instead of the headings proposed by the House.

Amendment No. 12: Reported in technical disagreement. The managers on the part of the House will offer a motion to recede and concur in the amendment of the Senate with an amendment as follows:

Of the amount of authority provided under this heading in the Department of Housing and Urban Development-Independent Agencies Appropriation Act, 1982 and prior Appropriation Acts, \$94,382,000 of contract authority and \$4,098,640,000 of budget authority are rescinded: Provided, That any balances of authorities made available prior to enactment of the Department of Housing and Urban Development-Independent Agencies Appropriation Act, 1982,

which are, or become, available for obligation in fiscal year 1982, shall be added to and merged with the authority approved in the Department of Housing and Urban Development-Independent Agencies Appropriation Act, 1982, and such merged amounts shall be made subject only to terms and conditions of law applicable to authorizations becoming available in fiscal year 1982: Provided further, That \$190,860,000 of contract authority and \$4,098,685,000 of budget authority, shall be used for the public housing program, including \$18,960,000 of contract authority for assistance in financing the development or acquisition cost of low-income housing for Indian families, \$90,000,000 of contract authority for modernization of existing low-income housing projects, and \$1,263,005,000 of budget authority for new construction and substantial rehabilitation as authorized by Section 5(c) of the United States Housing Act of 1937, as amended, (42 U.S.C. 1437c); and \$870,969,000 of contract authority and \$15,228,518,000 of budget authority shall be used for new construction and substantial rehabilitation and assistance to existing housing units, including amendments for units reserved in prior years, under the low-income housing assistance program (section 8, United States Housing Act of 1937, as amended): Provided further, That of the foregoing amounts, \$152,715,200 of contract authority and \$3,700,000,000 of budget authority shall be for projects under section 8, United States Housing Act of 1937, as amended, the rents for which are approved pursuant to the note governing financing adjustments (46 Fed. Reg. 51903, October 23, 1981) or any published amendment thereto or successor note, except that the Secretary shall include in the determination of the fair market rental a debt service factor reflecting the lesser of 14 percent, or one-half percent below the rate of interest on the permanent instrument sold to finance the project, and except that the Agreement to Enter into a Housing Assistance Payments Contract shall not be required to include a provision requiring that construction must be in progress prior to October 1, 1982: Provided further, That with respect to newly constructed and substantially rehabilitated projects under section 8, United States Housing Act of 1937, as amended, during 1982, the Secretary shall not impose a percentage or other arbitrary limitation on the cost and rent increases resulting from increased construction cost in exercising the authority to approve cost and rent increases set forth in section 8(1) of such Act: Provided further, That none of the merged amounts available for obligation in 1982 shall be subject to the provisions of section 5(c)(2) and (3) and the fourth sentence of section 5(c)(1) of the United States Housing Act of 1937, as amended (42 U.S.C. 1437c), and section 213(d) of the Housing and Community Development Act of 1974, as amended (42 U.S.C. 1439): Provided further, That no funds provided under this or any other Act shall be used to terminate a reservation of contract authority for any project under section 8 of the United States Housing Act of 1937,

as amended, on account of the inability of the developer or owner of that project to obtain firm financing, unless such termination occurs no less than 24 months following the date of initial reservation of contract authority for such project: Provided further, That \$74,375,000 of contract authority and \$1,750,000,000 of budget authority provided under this heading in the Department of Housing and Urban Development-Independent Agencies Appropriation Act, 1982, shall not become available for obligation until October 1, 1982, and \$89,321,727 of the foregoing budget authority shall be for the modernization of 5,073 vacant uninhabitable public housing units, pursuant to section 14 of the United States Housing Act of 1937, as amended, other than section 14(f) of such Act: Provided further, That to the extent that the amount of budget authority which is recaptured or deobligated, including budget authority internally transferred by State Housing Finance Development agencies pursuant to 24 C.F.R. Part 883.207, does not equal \$5,000,000,000 on June 30, 1982, the amounts deferred in the immediately preceding proviso may be used in accordance with, and in addition to, the amounts provided in the third proviso of this paragraph, except that to the extent such amounts are used, an equivalent amount of such recaptured or deobligated contract authority and budget authority, which become available on or after July 1, 1982 through September 30, 1982, if any, shall be deferred until October 1, 1982.

PAYMENTS FOR OPERATION OF LOW-INCOME HOUSING
PROJECTS

For an additional amount for "Payments for Operation of Low-Income Housing Projects", \$198,000,000: Provided, That of the total amount available in fiscal year 1982 for "Payments for Operation of Low-Income Housing Projects", \$1,215,275,400 shall be made available pro rata solely in accordance with the Performance Funding System (as set forth in 24 C.F.R. Part 890, as of February 8, 1982).

The managers on the part of the Senate will move to concur in the amendment of the House to the amendment of the Senate.

The Committee of Conference has included a provision establishing the levels of assistance permissible under the financial adjustment factor (FAF). The provision permits the Department to provide FAF of one-half of one percent below the rate of interest on the long-term, tax-exempt bond sold to finance the project, but not in excess of 14 percent. The conferees believe that this will provide adequate levels of financing for the FAF eligible projects in the pipeline.

The Committee of Conference has also included bill language providing that \$1,750,000,000 appropriated in P.L. 97-101 and recommended to be deferred until 1983 be available for financial adjustment and cost amendments. The conferees are concerned that the Department's estimates of recaptured authority that would be used to fund FAF and cost amendments are overly optimistic. The

\$1,750,000,000 is to be used after June 30 together with the actual recaptures in order to preclude a shortfall of FAF and cost amendment funds. In the event that the total funds available for the FAF and cost amendments exceed the \$5,000,000,000 estimate, the excess would be deferred to October 1, 1982, for use as specified in future appropriations acts.

The following tables contain comparisons of the House, Senate and Conference recommendations.

FISCAL YEAR 1982—ANNUAL CONTRIBUTIONS FOR ASSISTED HOUSING

	Units		
	House	Senate	Conference action
Authority Available			
Recaptures	NA	NA	NA
Deferred authority	NA	NA	NA
Carryover balance (other than deferred authority)	NA	NA	NA
Permanent authority	NA	NA	NA
New authority	NA	NA	NA
Subtotal, available authority	NA	NA	NA
Less:			
Proposed deferrals	NA	NA	NA
Payments to FFB	NA	NA	NA
Public housing operating subsidy	NA	NA	NA
Proposed rescission	NA	NA	NA
Total, available authority	NA	NA	NA
Use of authority			
Public housing:			
New	16,000	150	3,293
Rehab	4,000	4,000	3,000
Indians	4,000	4,000	3,160
Amendments	NA	NA	NA
Lease adjustments	NA	NA	NA
Modernization	NA	NA	NA
Subtotal, public housing	24,000	8,150	9,453
Section 8—New construction:			
Section 202	14,929	14,929	14,929
HFDA			
FmHA			
Other—Insured	5,009	5,009	7,220
Other—Noninsured			
Subtotal, new	19,938	19,938	22,149
Substantial rehabilitation:			
Section 202	2,004	2,004	2,004
HFDA			
Other—Insured	560	560	760
Other—Noninsured			
Subtotal, sub. rehab	2,564	2,564	2,764
Mod. rehab:			
Mod. rehab	8,909	8,909	5,000
Property disposition	10,000	10,000	10,000
PHA fees	NA	NA	NA
Subtotal, mod. rehab	18,909	18,909	15,000

FISCAL YEAR 1982—ANNUAL CONTRIBUTIONS FOR ASSISTED HOUSING—Continued

	Units		
	House	Senate	Conference action
Existing: Regular.....	30,387	2,385	30,387
Conversions:			
Section 23.....	5,000	5,000	5,000
Rent supplement/RAP.....	60,000	60,000	60,000
Loan management.....	5,000	5,000	5,000
5-year opt-outs.....	1,000		1,000
PHA fees.....	NA	NA	NA
Subtotal, existing.....	101,387	72,385	101,387
Amendments:			
New/substantial rehab.....	NA	NA	NA
Existing.....	NA	NA	NA
Loan management.....	NA	NA	NA
Subtotal, amendments.....	NA	NA	NA
Subtotal, section 8.....	142,798	113,796	141,300
Total, all programs.....	166,798	121,946	150,753

[Dollars in thousands]

	Contract authority			Budget authority		
	House	Senate	Conference action	House	Senate	Conference action
Authority available						
Recaptures	\$199,000	\$199,000	\$199,000	\$5,000,000	\$5,000,000	\$5,000,000
Deferred authority	15,000	15,000	15,000	300,000	300,000	300,000
Carryover balance (other than deferred authority)	89,151	89,151	89,151	2,472,058	2,472,058	2,472,058
Permanent authority	30,257	30,257	30,257	30,257	30,257	30,257
New authority	897,178	897,178	897,178	17,373,528	17,373,528	17,373,528
Subtotal, available authority	1,230,586	1,230,586	1,230,586	25,175,843	25,175,843	25,175,843
Less:						
Proposed deferrals	-158,049	-83,560	-74,375	-3,783,253	-1,825,280	-1,750,000
Payments to FFB				-1,400,000		
Public housing operating subsidy	NA	NA	NA	NA	-254,400	
Proposed rescission	-4,350	-255,071	-94,382	-100,000	-5,985,124	-4,098,640
Total, available authority	1,068,187	891,955	1,061,829	19,892,590	17,111,039	19,327,203
Use of authority						
Public housing:						
New	78,480	750	22,030	2,354,400	22,500	660,905
Rehab	19,620	19,620	20,070	588,600	588,600	602,100
Indians	25,112	25,112	18,960	703,136	703,136	530,880
Amendments	15,000	15,000	15,000	480,000	480,000	480,000
Lease adjustments	24,800	24,800	24,800	24,800	24,800	24,800
Modernization	90,000	90,000	90,000	1,800,000	1,800,000	1,800,000
Subtotal, public housing	253,012	175,282	190,860	5,950,936	3,619,036	4,098,685
Sec. 8—New construction:						
Sec. 202	92,560	92,560	92,560	1,851,196	1,851,196	1,851,196
HFDA						
FmHA						
Other—Insured						
Other—Noninsured						
Subtotal, new	124,117	124,117	135,237	2,577,000	2,577,000	2,875,456

	Contract authority			Budget authority		
	House	Senate	Conference action	House	Senate	Conference action
Substantial rehabilitation:						
Sec. 202	12,425	12,425	12,425	248,496	248,496	248,496
HFDA						
Other—Insured	3,528	3,528	4,535	81,144	81,144	108,838
Other—Noninsured						
Subtotal, sub. rehab	15,953	15,953	16,960	329,640	329,640	357,334
Mod. rehab:						
Mod. rehab	40,803	40,803	22,900	612,048	612,048	343,500
Property disposition	45,800	45,800	45,800	687,000	687,000	687,000
PHA fees	9,454	1 (10,637)	9,454	9,454	1 (10,637)	9,454
Subtotal, mod. rehab	96,058	86,603	78,154	1,308,503	1,299,048	1,039,954
Existing: Regular	109,391	8,586	109,391	1,640,863	128,790	1,640,863
Conversions:						
Sec. 23	12,555	12,555	12,555	188,325	188,325	188,325
Rent supplement/RAP	150,660	150,660	150,660	2,259,900	2,259,900	2,259,900
Loan management	13,500	13,500	13,500	202,500	202,500	202,500
5-year opt-outs	3,600		3,600	54,000		54,000
PHA fees	44,326	1 (35,658)	44,326	44,326	1 (35,658)	44,326
Subtotal, existing	334,032	185,301	334,032	4,389,914	2,779,515	4,389,914
Amendments:						
New/substantial rehab	223,429	285,000	285,000	5,120,736	6,350,000	6,350,000
Existing	6,586	4,700	6,586	65,860	6,800	65,860
Loan management	15,000	15,000	15,000	150,000	150,000	150,000
Subtotal, amendments	245,015	304,700	306,586	5,336,596	6,506,800	6,565,860
Subtotal, sec. 8	815,175	716,674	870,969	13,941,654	13,492,003	15,228,518
Total, all programs	1,068,187	891,955	1,061,829	19,892,590	17,111,039	19,327,203

1 PHA fees included in above figures.

NET CHANGE IN NUMBER OF UNITS ASSISTED

	Current budget	House	Senate	Confer- ence
Program level.....	219,917	166,798	121,946	150,753
Less: Deobligations.....	-64,000	-44,136	-44,136	-44,136
Net program level.....	155,917	122,662	77,810	106,617
Less: Conversions.....	-178,000	-65,000	-65,000	-65,000
Net change in number of units assisted.....	-22,083	57,662	12,810	41,617

The Committee of Conference has included \$198,000,000 in supplemental funds for public housing operating subsidies in 1982. The conferees expect that these monies will be allocated under an arrangement between the Department and public housing authorities which includes a revised energy conservation performance program. For fiscal year 1982, the conferees agree that no housing authority shall be reduced by more than 10 per centum under this new program.

Finally, the conferees direct that these funds shall be released within 30 days of enactment of the bill.

RENT SUPPLEMENT

(Rescission)

Amendment No. 13: Reported in technical disagreement. The managers on the part of the House will offer a motion to recede and concur in the amendment of the Senate inserting language to rescind up to an additional \$3,340,000 of contract authority in the rent supplement program.

GOVERNMENT NATIONAL MORTGAGE ASSOCIATION

SPECIAL ASSISTANCE FUNCTIONS FUND

Amendment No. 14: Reported in technical disagreement. The managers on the part of the House will offer a motion to recede and concur in the amendment of the Senate with an amendment as follows:

GOVERNMENT NATIONAL MORTGAGE ASSOCIATION

SPECIAL ASSISTANCE FUNCTIONS FUND

For additional gross obligations in fiscal year 1982 for the principal amounts of direct loans made pursuant to section 305 of the National Housing Act, as amended (12 U.S.C. 1720), \$150,000,000, notwithstanding section 333(a)(2) of the Omnibus Budget Reconciliation Act of 1981 (Public Law 97-35).

The managers on the part of the Senate will move to concur in the amendment of the House to the amendment of the Senate.

The Committee of Conference has included \$150,000,000 in additional mortgage purchase authority to be used for 100 percent Section 8 assisted projects. It is the conferees' intent that this funding

be provided to those projects eligible for financial adjustments but owing to other factors cannot receive such financial adjustments. The additional tandem assistance provided would be in place of the financial adjustment for those projects. It is also the conferees' intent that the Secretary would have the discretion to determine project eligibility for Section 8 tandem assistance.

Amendment No. 15: Deletes language proposed by the House providing \$1,000,000,000 for a Housing Production Assistance Payments program.

Amendment No. 16: Reported in technical disagreement. The managers on the part of the House will offer a motion to recede and concur in the amendment of the Senate with an amendment as follows:

EMERGENCY MORTGAGE INTEREST REDUCTION PAYMENTS

For emergency mortgage interest reduction payments, \$3,000,000,000, of which \$2,500,000,000 shall be available for use in connection with mortgages or loans involving dwellings referred to in section (g)(3)(A), not more than \$400,000,000 shall be available for use in connection with mortgages or loans involving dwellings referred to in section (g)(3)(B), and \$100,000,000 shall be available for assistance payments with respect to that portion of the principal obligation of mortgages or loans assisted under this heading which exceeds \$77,625, to remain available until expended. Such amount shall be made available under the terms and conditions of the following paragraphs:

(a) For the purpose of assisting middle and lower income families in acquiring a home, a manufactured home, or membership in a cooperative association operating a housing project or in substantially rehabilitating a home or a unit in a cooperative housing project, the Secretary of Housing and Urban Development, hereafter referred to as the Secretary, is authorized through the Government National Mortgage Association, to make and to contract to make periodic interest reduction payments on behalf of such families. Such assistance shall be accomplished through payments to mortgagees and lenders or their transferees holding mortgages and loans meeting the requirements of this heading.

(b) The Secretary may not enter into any contract to make emergency home mortgage interest reduction payments under this heading during any month unless the Federal Home Loan Bank Board's home mortgage interest rate index for conventional home mortgage loans closed, based on the moving average for the most recent two-month period, exceeds 12.5 per centum per annum.

(c) To be eligible for emergency interest reduction payments under this heading, the first mortgage or loan secured by the property, manufactured home, or shares in a cooperative must meet the requirements of or be insured under section (g).

(d) Assistance payments under this heading may be made over a period of not to exceed five years with respect to any mortgage.

(e) The amount of all emergency interest reduction payments made under this heading shall constitute a second lien on the property or

shares with respect to which the payments are made and shall be repayable—

(1) when the property is sold;

(2) when the property ceases to be the principal residence of the mortgagor or borrower;

(3) upon any other disposition of the property specified in regulations of the Secretary; or

(4) upon the refinancing of the first mortgage or loan on the property or shares,

except that the amount repaid may not exceed 60 per centum of the homeowner's net equity, as determined by the Secretary.

(f) The amount of the emergency mortgage interest reduction payments with respect to any mortgage or loan shall be an amount not exceeding the lesser of—

(1) the difference between the amount of the monthly payment for principal and interest which the mortgagor or borrower is obligated to pay under the mortgage or loan, and the monthly payment for principal and interest which the mortgagor or borrower would be obligated to pay if the mortgage or loan were to bear interest at the rate of 11 per centum per annum; and

(2) the difference between the amount of the monthly payment for principal and interest which the mortgagor or borrower is obligated to pay under the mortgage or loan, and the monthly payment for principal and interest which the mortgagor or borrower would be obligated to pay if the mortgage or loan were to bear interest at a rate four percentage points less than the rate specified in the mortgage or loan.

(g) Notwithstanding any other provision of law, the Secretary may assist or may insure a mortgage or loan which shall—

(1) be executed by a mortgagor or borrower whose total family income did not exceed \$30,000 during the year preceding the application for the mortgage or loan and who intends to occupy the property as a principal residence, except that the Secretary may increase the limitation contained in this paragraph by such amount as the Secretary determines to be necessary to enable mortgagors and borrowers to qualify for increased principal amounts established by the Secretary pursuant to paragraph (2);

(2) have a principal obligation not to exceed \$67,500 except that the Secretary may establish increased principal amounts not to exceed the maximum principal obligation insurable in the area pursuant to section 203(b)(2) of the National Housing Act;

(3) involve a one- to four-family dwelling the construction, substantial rehabilitation, or manufacture of which (A) commenced on or after the date of enactment of this section heading and was substantially completed by November 30, 1983, or (B) commenced no earlier than one year prior to the date of enactment of this heading and was substantially completed by November 30, 1983, and which has never been sold other than to the mortgagor;

(4) provide for complete amortization over a period of not to exceed thirty years, but provide that (A) the mortgage or loan

payment shall be adjusted for the second, third, fourth, fifth, and sixth years of the mortgage or loan by increasing the payment required during each such year by 0.75 per centum of the original principal obligation, and (B) the amount of the increase will be applied to reduce the principal obligation;

(5) provide, after the sixth year, for equal monthly payments in the same amount as the amount required in the sixth year, but only for the period necessary to pay off the remaining principal obligation;

(6) have been accompanied by disclosures of the scheduled adjustments in the monthly payment and of the requirements of section (e);

(7) be originated by a mortgagee or lender who is responsible and able to service the mortgage or loan properly;

(8) in the case of a manufactured home loan, comply with the regulations issued under section 501(c) of the Depository Institutions Deregulation and Monetary Control Act of 1980; and

(9) bear interest and contain such other terms and conditions as the Secretary may prescribe.

(h) The Secretary shall allocate the amount available to carry out this program among the States on the basis of a formula so that—

(1) one-third of such amount is allocated on the basis of the ratio of the population of each State to the population of all States;

(2) one-third of such amount is allocated on the basis of the percentage decline in one- to four-family housing starts, measured from 1978 to 1981, of each State relative to the percentage decline for all States; and

(3) one-third of such amount is allocated on the basis of the ratio of each State's number of unemployed persons for the most recent three-month period for which data are available prior to the allocation to the number of unemployed persons for all States for such three-month period.

(i) Any mortgage insured or assisted under this heading shall be eligible for purchase by the Federal National Mortgage Association and the Federal Home Loan Mortgage Corporation.

(j)(1) The Secretary shall assure that the amounts allocated pursuant to subsection (h) are made available in a manner which maximizes participation by eligible lenders and borrowers.

(2) The Secretary shall maximize timely utilization of authority under this heading by limiting the time within which a firm commitment may be issued to ninety days after the commitment (other than a firm commitment) is made.

(3) Notwithstanding any other provision of law, the Secretary shall issue final regulations, make allocations, and begin to issue commitments pursuant to this heading not later than thirty days after the enactment of this Act.

(k) The funds provided under this heading shall remain available for commitment until January 1, 1983.

The managers on the part of the Senate will move to concur in the amendment of the House to the amendment of the Senate.

INDEPENDENT AGENCIES

Amendment No. 17: Inserts the word "Agencies" in the heading as proposed by the Senate, instead of "Agency" as proposed by the House.

ENVIRONMENTAL PROTECTION AGENCY

Amendment No. 18: Restores section number prohibiting the use of funds for three projects as proposed by the House, instead of one project as proposed by the Senate.

Amendment No. 18A: Reported in technical disagreement. The managers on the part of the House will offer a motion to recede and concur in the amendment of the Senate with an amendment as follows:

205(k), except that for the project authorized by said section the Administrator shall allocate to the State of New York an amount equal to one-third of the total cost from the amount made available under this paragraph to the State of New York, one-third from the amount made available to the State of New Jersey, and one-third from the amounts made available to the remaining States,

The managers on the part of the Senate will move to concur in the amendment of the House to the amendment of the Senate.

The conferees agree that one-third of the cost of the New York City Convention Center project will come from the State of New York's regular allocation, one-third from the State of New Jersey's allocation, and one-third from the total before the funds are distributed to the other States.

Amendment No. 19: Reported in technical disagreement. The managers on the part of the House will offer a motion to recede and concur in the amendment of the Senate with an amendment as follows:

but not to exceed three systems suffering operational problems outside the warranty period where the existing Environmental Protection Agency planned systems have proven to be inoperable by the local municipalities,

The managers on the part of the Senate will move to concur in the amendment of the House to the amendment of the Senate.

Amendment No. 20: Reported in technical disagreement. The managers on the part of the House will offer a motion to recede and concur in the amendment of the Senate with an amendment as follows:

: Provided further, That nothing herein shall prohibit any project specified in section 201(m) from receiving a grant under section 201(g), in compliance with all relevant procedures under title II of the Federal Water Pollution Control Act, as amended, and paid from funds allotted to the State by section 205 and appropriated by this Act: Provided further, That the Administrator, upon application by the Governor of the State of Ohio, with the approval of the Committees on Appropriations, shall before October 1, 1982, commit existing unobligated funds from the State's

*Wastewater Construction Grant allotments to fund the
Solid Waste Energy facility in Akron, Ohio*

The managers on the part of the Senate will move to concur in the amendment of the House to the amendment of the Senate.

Amendment No. 21: Reported in technical disagreement. The managers on the part of the House will offer a motion to recede and concur in the amendment of the Senate providing up to \$7,000,000 from the Hazardous Substance Response Trust Fund for the Department of Health and Human Services to carry out its medical and research activities.

NATIONAL AERONAUTICS AND SPACE ADMINISTRATION

Amendment No. 22: Reported in technical disagreement. The managers on the part of the House will offer a motion to recede and concur in the amendment of the Senate with an amendment as follows:

NATIONAL AERONAUTICS AND SPACE ADMINISTRATION

RESEARCH AND DEVELOPMENT

Notwithstanding any other provision of this or any other Act, of the funds appropriated under the heading, "National Aeronautics and Space Administration, Research and Development" in Public Law 97-101, not less than the amounts hereinafter set forth shall be made available for the purposes specified: \$31,200,000 for expendable launch vehicles; \$323,500,000 for physics and astronomy (including \$40,000,000 for Shuttle-Spacelab payloads); \$205,000,000 for planetary exploration (including \$1,700,000 for the mid-level facility in Hawaii); \$39,500,000 for life sciences; \$328,200,000 for space applications (including \$2,300,000 for the search and rescue program, \$5,000,000 for technology transfer, \$6,000,000 for upper atmospheric research satellite experiments, \$16,200,000 for Shuttle-Spacelab payloads, and \$15,400,000 for a 30/20 gigahertz test satellite); \$8,000,000 for technology utilization; \$264,800,000 for aeronautical research and technology; \$111,000,000 for space research and technology; and \$402,100,000 for tracking and data acquisition: Provided, That of the funds available for the Space Shuttle, including space flight operations, not less than \$80,000,000 shall be made available for design, development and procurement of liquid hydrogen-liquid oxygen (Centaur) upper stages for use in launching the Galileo and Solar Polar spacecraft in 1986: Provided further, That no funds may be obligated for other upper stages, including kick stages, for the Galileo and Solar Polar spacecraft after the enactment of this Act except for work performed prior to the effective date of this Act, together with liability for termination: Provided further, That no funds appropriated in this or any other Act may be obligated for a Solar Maximum repair/retrieval mission until the Secretary of the Air Force enters into an agreement with the Administrator to reimburse the National Aeronautics and Space Administration 50 per centum of the costs of such mission (exclusive of the costs attributable solely to equipment for the Solar Maximum spacecraft and to equipment capable of reuse): Provided further, That upon request by the Administrator of the National Aeronautics and

Space Administration and approval by the Committees on Appropriations not to exceed \$50,000,000 from the unobligated balances of funds appropriated under the heading "National Aeronautics and Space Administration, Construction of Facilities" or "National Aeronautics and Space Administration, Research and Program Management" in Public Law 97-101 and Public Law 96-526 shall be available for the Space Shuttle, including space flight operations: Provided further, That the Administrator makes sufficient funds available to assure that a second Space Shuttle launch pad at the Kennedy Space Center, Florida, is operational by January 1, 1986.

The managers on the part of the Senate will move to concur in the amendment of the House to the amendment of the Senate.

The conferees included a provision establishing minimum amounts to be applied to National Aeronautics and Space Administration programs other than the space shuttle. These minimums are identical to the operating plan submitted to the Congress in January 1982 except for the following: \$15,400,000 is earmarked for work on a 30/20 Gigahertz test satellite to maintain U.S. leadership in communications satellites and \$264,800,000 is set aside for aeronautics research—the level recommended by President Reagan in March 1981. The conferees have deleted a Senate provision that would require the transfer of \$3,000,000 from funds previously appropriated for the solar electric propulsion system to the 30/20 Gigahertz Program. Instead, these funds would remain available for use in NASA advanced programs for existing studies, such as a space station, space platform and orbital transfer vehicle. Other unobligated funds would be used to augment the 30/20 program.

Funds for a mission to retrieve and repair the solar maximum scientific satellite presently in orbit are made contingent on the Department of Defense bearing half of the cost of this mission. Since demonstration of the capability of the shuttle to retrieve and refurbish or repair satellites is of importance to both the civil and national security communities, the conferees believe it is reasonable to expect the Department of Defense to fund half the preparation cost for the mission (excluding solar maximum satellite costs and costs of equipment, such as the manned maneuvering unit, capable of reuse). Based on information requested and received from NASA, the conferees have established \$6,600,000 as a minimum amount for DOD to fund. Under this funding level, DOD would be expected to transfer approximately \$2,000,000 to NASA in fiscal year 1982, \$3,600,000 in fiscal year 1983 and \$1,000,000 in fiscal year 1984.

Within the space shuttle program, the provision directs NASA to continue preparation of the Centaur for use in the planetary program. It is the clear intent of the conferees that all work on lower energy upper stages—the inertial upper stages—for the Galileo and Solar Polar missions be terminated.

The conferees have deleted a Senate provision that would have required NASA and DOD to undertake a study and a competitive procurement of an additional high energy upper stage. Although the conferees agree such a study should be conducted and that a competitive procurement policy should be pursued, if possible, for a post-Centaur upper stage, the establishment of such a requirement in law was considered to be premature. The conferees note that an

Air Force reprogramming request to undertake such a study is now pending before the Congress and that neither Defense Appropriations Subcommittee has approved this request. The conferees believe that these subcommittees must be included in determining the study design, objectives and time frame and intend to work closely with them to address this issue.

If shuttle schedule or cost would be adversely affected by application of fiscal year 1982 appropriations as specified in the provision, the bill language directs the Administrator of NASA to submit a request to the Appropriations Committees for authority to apply up to \$50,000,000 in unobligated balances in the "Construction of Facilities" or the "Research and Program Management" accounts to the shuttle, including any funding necessary to prepare Pad 39-B at the Kennedy Space Center for use by January 1, 1986.

ADMINISTRATIVE PROVISION

Amendment No. 23: Reported in technical disagreement. The managers on the part of the House will offer a motion to recede and concur in the amendment of the Senate modifying the limitation on the National Aeronautics and Space Administration's Office of External Relations.

CHAPTER III—DEPARTMENT OF TRANSPORTATION

COAST GUARD

ACQUISITION CONSTRUCTION AND IMPROVEMENTS

(Disapproval of Deferral)

Amendment No. 24: Reported in technical disagreement. The managers on the part of the House will offer a motion to recede and concur in the amendment of the Senate which disapproves the deferral of \$216,520,000 as reported by the Comptroller General in his message of March 25, 1982.

The conferees are in agreement with the language of the Senate report that directed the Administration to move ahead without further delay to obligate Coast Guard construction funds released on May 27, 1982. The conferees further direct that the House and Senate Committees on Appropriations be provided by June 15, 1982 with a project priority listing of how these funds will be used.

FEDERAL HIGHWAY ADMINISTRATION

INTERSTATE TRANSFER GRANTS—HIGHWAYS

Amendment No. 25: Appropriates \$12,150,000 as proposed by the House.

FEDERAL-AID HIGHWAY PROGRAM

Amendment No. 26: Reported in technical disagreement. The managers on the part of the House will offer a motion to recede and concur in the amendment of the Senate with an amendment as follows: In lieu of the sum of \$19,000,000 named in said amendment, insert: *\$38,000,000.*

The managers on the part of the Senate will move to concur in the amendment of the House to the amendment of the Senate.

The conference agreement includes funds for the following bridges:

Bismarck-Mandan Bridge.....	\$15,000,000
Steubenville-Weirton Bridge.....	4,000,000
Canal Street Bridge, East Chicago	10,000,000
U.S. 12 Bridge over Trail Creek, Michigan City.....	9,000,000
Total.....	38,000,000

NATIONAL SCENIC AND RECREATIONAL HIGHWAY

(Liquidation of Contract Authorization)

Amendment No. 27: Reported in technical disagreement. The managers on the part of the House will offer a motion to recede and concur in the amendment of the Senate with an amendment as follows: In lieu of the matter inserted by said amendment insert the following:

NATIONAL SCENIC AND RECREATIONAL HIGHWAY

(Liquidation of Contract Authorization)

Any amounts previously authorized to be derived from the Highway Trust Fund for the payment of obligations in carrying out the provisions of 23 U.S.C. 148 are to be transferred to an administered under the appropriation "Federal-aid highways".

FEDERAL RAILROAD ADMINISTRATION

GRANTS TO THE NATIONAL RAILROAD PASSENGER CORPORATION

Section 303(d) of the Rail Passenger Service Act, 45 U.S.C. 543(d), is amended by changing the period at the end thereof to a semicolon and adding the following:

except that the holding of securities issued by a railroad shall not be deemed to be violative of this prohibition: Provided, that the officer who holds such securities recuses himself from any decisions which bear directly on such railroad, and makes full public disclosure of such holdings.

The managers on the part of the Senate will move to concur in the amendment of the House to the amendment of the Senate.

RELATED AGENCIES

Amendment No. 28: Conforms heading.

CIVIL AERONAUTICS BOARD

PAYMENTS TO AIR CARRIERS

Amendment No. 29: Reported in technical disagreement. The managers on the part of the House will offer a motion to recede and concur in the amendment of the Senate which appropriates \$28,400,000.

The conferees note that the conference report on the fiscal year 1982 Transportation Appropriations bill indicated that the section 406 program should be terminated. The language included in this bill would enable the orderly implementation of that intent, but in no way precludes the Congress from agreeing to continue to fund the section 406 program in fiscal year 1983.

INTERSTATE COMMERCE COMMISSION

PAYMENTS FOR DIRECTED RAIL SERVICE

Amendment No. 30: Reported in technical disagreement. The managers on the part of the House will offer a motion to recede and concur in the amendment of the Senate which extends by one year the Interstate Commerce Commission's authority to order the estate of the Rock Island Railroad to lease its commuter railroad lines to Chicago's Regional Transportation Authority based on a compensation rate determined to be reasonable by the Commission.

CHAPTER IV—DEPARTMENT OF THE TREASURY

BUREAU OF ALCOHOL, TOBACCO AND FIREARMS

Amendment No. 31: Reported in technical disagreement. The managers on the part of the House will move to recede and concur in the amendment of the Senate. This amendment appropriates \$23,825,000 as proposed by the Senate instead of \$15,740,000 as proposed by the House. It also inserts language which prohibits the reorganization of the Bureau until September 30, 1982, and permits the reorganization after that date only if approved by both the House and Senate Committees on Appropriations.

U.S. CUSTOMS SERVICE

Amendment No. 32: Reported in technical disagreement. The managers on the part of the House will move to recede and concur in the amendment of the Senate. This amendment appropriates \$14,865,000 as proposed by the Senate instead of \$3,433,000 as proposed by the House. It also inserts language which provides \$8,000,000 for Operation Exodus. The purpose of Operation Exodus is to stop the exportation of American technology to enemies of the United States.

U.S. SECRET SERVICE

Amendment No. 33: Reported in technical disagreement. The managers on the part of the House will move to recede and concur in the amendment of the Senate. This amendment appropriates \$2,700,000 for the Secret Service and designates the United States Secret Service Training Facility as the "James J. Rowley Secret Service Training Center."

U.S. POSTAL SERVICE

PAYMENT TO THE POSTAL SERVICE FUND

Amendment No. 34: Reported in technical disagreement. The managers on the part of the House will move to recede and concur in the amendment of the Senate with an amendment as follows:

In lieu of the effective date of "on June 20, 1982", named in said amendment, insert the following: *ten days after enactment of this Act*

The managers on the part of the Senate will move to concur in the amendment of the House to the amendment of the Senate.

This amendment appropriates \$62,000,000 to the Postal Service and revises the method of allocating revenue forgone appropriations.

INDEPENDENT AGENCIES

Amendment No. 35. Changes word in heading from "Agency" to "Agencies".

GENERAL SERVICES ADMINISTRATION

Amendment No. 36. Inserts heading.

Amendment No. 37. Reported in technical disagreement. The managers on the part of the House will move to recede and concur in the amendment of the Senate amended to read as follows:

*NATIONAL ARCHIVES AND RECORDS SERVICE**OPERATING EXPENSES*

For an additional amount for "Operating expenses", \$6,500,000, of which \$1,500,000 for allocations and grants for historical publications and records shall remain available until expended.

The managers on the part of the Senate will move to concur in the amendment of the House to the amendment of the Senate.

OFFICE OF INSPECTOR GENERAL

Amendment No. 38. Appropriates \$500,000 for the Office of Inspector General as proposed by the Senate.

FEDERAL BUILDINGS FUND

Amendment No. 39. Reported in technical disagreement. The managers on the part of the House will move to recede and concur in the amendment of the Senate to permit funds presently available to be used to initiate design and related work required to begin repairs and alterations of the U.S. Court of Appeals building, Atlanta, Georgia.

ADMINISTRATIVE PROVISION

Amendment No. 40. Reported in disagreement.

OFFICE OF SPECIAL COUNSEL

Amendment No. 41. Appropriates \$238,000 for salaries and expenses as proposed by the Senate.

CHAPTER V—DEPARTMENT OF COMMERCE

ECONOMIC DEVELOPMENT ADMINISTRATION

SALARIES AND EXPENSES

(Transfer of Funds)

Amendment No. 42: Provides \$3,500,000 by transfer from the Economic Development Revolving Fund, as proposed by the Senate, instead of \$4,500,000 by transfer from said Fund, as proposed by the House.

RELATED AGENCIES

FEDERAL TRADE COMMISSION

SALARIES AND EXPENSES

Amendment No. 43: Deletes language proposed by the Senate which would have prohibited the FTC from reducing the number of its regional offices below ten.

Subsequent to passage of the bill by the Senate, Federal Trade Commission officials assured the House and Senate Appropriations Committees that the regional office reorganization will be delayed until fiscal year 1983 in order to allow the Congress sufficient opportunity to reach fiscal year 1983 funding decisions for the Federal Trade Commission and to examine fully the issue of regional restructuring. Thus, the Senate language is unnecessary.

INTERNATIONAL COMMUNICATION AGENCY

SALARIES AND EXPENSES

(Transfer of Funds)

Amendment No. 44: Deletes proposal of the Senate to transfer \$2,100,000 from "Acquisition and Construction of Radio Facilities" for international youth exchanges.

The conferees are agreed that the matter of additional resources for international youth exchanges will be considered when the President submits a budget request to the Congress for this purpose.

CHAPTER VI—DEPARTMENT OF AGRICULTURE

FOOD AND NUTRITION SERVICE

FOOD STAMP PROGRAM

Amendment No. 45: Appropriates \$1,006,616,000 for Food Stamps as proposed by the Senate.

The conference agreement provides the full amount of the President's supplemental request for the Food Stamp Program. Together with the amount previously appropriated, this supplemental brings the program up to the authorized legal "cap" of \$11.3 billion for 1982.

The conferees take note that benefits under this program are required by law. The Food Stamp Program is administered by the Federal government and is operated directly by State public assistance agencies through their local offices. Further, the conferees note that this program, by its very nature, is extremely sensitive to economic conditions in general, and to unemployment in particular. The record is replete with the efforts by Congress and the Administration to see that only those who really qualify get the assistance. Any misuse of this program is at the expense of the people who are entitled to and need the help. The record contains eight pages which describe recent legislative actions which have been taken to tighten this program. Right now, even more than in the past, there will be limited funds and any part wasted or misused leaves that much less for those really entitled to it.

The conferees agree that provision be made for the distribution of commodities that are surplus to domestic requirements.

PUBLIC LAW 480

The President's budget for fiscal year 1983 requested supplemental appropriations language for fiscal year 1982 for the Public Law 480 program. This language was requested to allow a Title II program level of \$19,300,000 above the fiscal year 1982 appropriation level. However, when the fiscal year 1982 appropriation bill (P.L. 97-147) was amended in Sec. 611 of that bill, only the appropriation and not the program level was changed. As a result, the enacted bill provided for an appropriation of \$674,873,000, and a program level of \$722,496,000. Therefore, the requested language is not required.

RURAL ELECTRIFICATION ADMINISTRATION

The conferees have agreed that no action will be taken on proposed supplemental bill language for fiscal year 1982 which would have the effect of reducing the amount of REA loan guarantees.

CHAPTER VII—DEPARTMENT OF DEFENSE—CIVIL

DEPARTMENT OF THE ARMY

CORPS OF ENGINEERS—CIVIL

Flood Control and Coastal Emergencies

Amendment No. 46: Reported in technical disagreement. The managers on the part of the House will offer a motion to recede and concur in the amendment of the Senate which appropriates \$40,000,000 for flood control and coastal emergencies.

The conference allowance replenishes the Flood Control and Coastal Emergencies account depleted as a result of emergency operations caused by severe storms and flooding in Indiana, Kansas,

Missouri, Iowa, Nebraska, Idaho, Washington, Ohio, Michigan, Illinois, Texas, Oklahoma, Rhode Island and Connecticut. Funds are also provided to implement and maintain by dredging and other means, needed flood control measures and features on the Cowlitz and Toutle River in the State of Washington.

TITLE II

GENERAL PROVISIONS

Amendment No. 47: Reported in technical disagreement. The managers on the part of the House will offer a motion to recede and concur in the Senate amendment. The Senate amendment inserts the phrase "International Organizations and Programs" in place of "the United Nations".

Amendment No. 48: Reported in technical disagreement. The managers on the part of the House will offer a motion to recede and concur in the Senate amendment. The Senate amendment adds the phrase ", the South West Africa Peoples Organization,".

Amendment No. 49: Restores language proposed by the House which provides that during fiscal year 1982 the Mine Safety and Health Administration shall have the same enforcement authorities vested in such Administration on September 30, 1981.

It is the intent of the conferees that MSHA resume jurisdiction over the surface mining of stone, clay, colloidal phosphate, sand and gravel, and with respect to any person engaged in construction activities on the surface area of any coal or other mine. However, it is clearly intended that MSHA refrain from harassment of these operations, keeping regulatory activities to the minimum necessary for enforcement of the law.

Amendment No. 50: Deletes language included in the House bill which repealed section 7 of Public Law 95-435.

Amendment No. 51: Reported in technical disagreement. The managers on the part of the House will offer a motion to recede and concur in the Senate amendment with an amendment as follows:

In lieu of the matter inserted by said amendment, insert the following:

SEC. 205. Effective upon enactment of this Act and for the remainder of fiscal year 1982, notwithstanding any other provisions of law, no funds may be paid out of the Treasury of the United States or out of any fund of a Government corporation to any private individual or corporation in satisfaction of any assurance agreement or payment guarantee or other form of loan guarantee entered into by any agency or corporation of the United States Government with respect to loans made and credits extended to the Polish People's Republic, unless the Polish People's Republic has been declared to be in default of its debt to such individual or corporation or unless the President has provided a monthly written report to the Speaker of the House of Representatives and the President of the Senate explaining the manner in which the national interest of the United States has been served by any payments during the

previous month under loan guarantee or credit assurance agreement with respect to loans made or credits extended to the Polish People's Republic in the absence of a declaration of default.

The managers on the part of the Senate will move to concur in the amendment of the House to the amendment of the Senate.

The conference agreement specifies that the amendment applies only to fiscal year 1982 and requires a declaration of default unless the President reports monthly to Congress that payments are in the national interest. The conference agreement will prevent a breakdown in the loan guarantee program which is essential to maintaining farm exports.

Amendment No. 52: Reported in technical disagreement. The managers on the part of the House will offer a motion to recede and concur in the Senate amendment which provides that: Notwithstanding any other provision of law, the amounts appropriated for fiscal year 1982 under Public Law 97-51 (as amended by Public Law 97-85) and Public Law 97-92 (as amended by Public Law 97-161) for purposes of section 340 of the Public Health Service Act shall be available for funding grants and contracts under such section in areas that are not urbanized areas and in urbanized areas.

Amendment No. 53: Deletes language proposed by the Senate which earmarks \$7,500,000 for grants to university affiliated facilities and satellite centers. There is no similar provision in the House bill.

The Conferees agree that all University Affiliated Facility projects funded under the Developmental Disabilities Assistance and Bill of Rights Act shall be funded during fiscal year 1982, as long as they meet existing standards.

Amendment No. 54: Reported in technical disagreement. The managers on the part of the House will move to recede and concur in the Senate amendment which inserts two new sections which require the Secretary of Education to allocate the 1982 appropriation for supplemental educational opportunity grants and college work study using a ratable reduction procedure based on 1981 grant allocations. The House bill contains no similar provision.

Amendment No. 55: Reported in technical disagreement. The managers on the part of the House will move to recede and concur in the Senate amendment which prohibits the Department of Education from premature termination of its agreement with educational laboratories and centers. The House bill contains no similar provision.

Amendment No. 56: Reported in technical disagreement. The managers on the part of the House will offer a motion to recede and concur in the Senate amendment which adds a new general provision providing that the Secretary of Agriculture shall initiate construction of not less than 15 new watershed projects in fiscal year 1982 and proposed projects will be deemed approved if the Director of the Office of Management and Budget has not completed his review within 90 days.

Amendment No. 57: Reported in technical disagreement. The managers on the part of the House will offer a motion to recede

and concur in the amendment of the Senate. This amendment deals with tax status of Industrial Revenue Bonds.

Amendment No. 58: Deletes language proposed by the Senate earmarking up to \$50,000 for International Military Education and Training for Brazil. The House version contained no similar provision.

Amendment No. 59: Reported in technical disagreement. The managers on the part of the House will move to recede and concur in the Senate amendment which provides that none of the funds appropriated for the Department of Labor, Mine Safety and Health Administration, shall be used to classify a mine in the potash industry as gassy based upon air samples containing concentrations of methane gas, unless such classification standard has been adopted through formal rulemaking on or after November 5, 1981.

The House bill contained no similar provision.

Amendment No. 60: Reported in technical disagreement. The managers on the part of the House will move to recede and concur in the Senate amendment which provides that none of the funds provided in this or any other act shall be used to implement an apportionment and staffing plan to specifically phase down the Public Health Service Commissioned Corps. The House bill contained no similar provision.

The conferees are agreed that this limitation applies only to funds available through fiscal year 1982 and that it does not restrict the authority of the Secretary of the Department of Health and Human Services to make reductions in the size of the Corps which he determines to be in the best interest of the Public Health Service. The conferees agree and recognize that this issue may have to be addressed again in future appropriations bills if the effort persists to disrupt the Corps in carrying out its designated mission.

Amendment No. 61: Reported in technical disagreement. The managers on the part of the House will offer a motion to recede and concur in the amendment of the Senate which directs the Forest Service to spend not less than \$1,000,000 of available funds for research on the cyclocrane concept of a lighter-than-air heavy lift vehicle for use in logging operations. These funds are to be taken from funds available for the timber sales preparation program which have no impact on the Helistat program.

Amendment No. 62: Reported in disagreement. The action of the managers on the part of the House will be to offer a motion that is in conformance with the instructions of the House provided to the House conferees regarding living expense deductions for Members of Congress.

Amendment No. 63: Reported in technical disagreement. The managers on the part of the House will offer a motion to recede and concur in the amendment of the Senate. The managers agree to include language proposed by the Senate without setting a new precedent. The intent of this provision is to derive the Medical Assistance to Safety and Traffic (MAST) program funding by transfer only from operation and maintenance funds available to the Kentucky National Guard with no adverse impact on annual training.

Amendment No. 64: Reported in technical disagreement. The managers on the part of the House will offer a motion to recede

and concur in the amendment of the Senate with an amendment as follows:

In lieu of the matter proposed by said amendment insert the following:

Sec. 219. (a) None of the funds which are made available by this or any other Act shall be used to study, plan, or implement the termination of the operation of the Southwestern Indian Polytechnic Institute located in Albuquerque, New Mexico, in fiscal year 1982.

(b) The Secretary of the Interior shall use funds made available to the Department of the Interior under the Act of December 23, 1981 (95 Stat. 1391), to operate Southwestern Indian Polytechnic Institute through fiscal year 1982.

The managers on the part of the Senate will move to concur in the amendment of the House to the amendment of the Senate.

Amendment No. 65: Reported in technical disagreement. The managers on the part of the House will offer a motion to recede and concur in the amendment of the Senate which allows the Secretary of Transportation to approve the use of regular Interstate construction funds on projects for resurfacing, restoring, rehabilitating, and reconstructing primary, secondary or urban systems in those states which receive Interstate funds with a minimum one-half apportionment factor for fiscal year 1983.

CONFERENCE TOTAL—WITH COMPARISONS

NEW BUDGET AUTHORITY

The total new budget (obligational) authority for the fiscal year 1982 recommended by the Committee of Conference, with comparisons to the fiscal year 1982 budget estimates, and the House and Senate bills for 1982 follow:

Budget estimates of new (obligational) authority, fiscal year 1982.....	¹ \$4,579,679,000
House bill, fiscal year 1982	5,992,274,000
Senate bill, fiscal year 1982	² 10,630,924,000
Conference agreement, fiscal year 1982	² 8,924,835,000
Conference agreement compared with:	
Budget estimates of new (obligational) authority, fiscal year 1982	+4,345,156,000
House bill, fiscal year 1982.....	+2,932,561,000
Senate bill, fiscal year 1982.....	-1,706,089,000

¹Includes \$1,027,321,000 of budget estimates not considered by the House.

²Includes \$24,400,000 in advance appropriations for fiscal year 1984.

RESCISSIONS

In addition, the total rescission of budget authority recommended by the Committee of Conference, with comparisons to the President's proposals, and the House and Senate bills follow:

President's proposals.....	-\$7,750,269,165
House bill	-100,000,000
Senate bill	-7,564,604,165
Conference agreement	-5,678,120,000
Conference agreement compared with:	
President's proposals	+2,072,149,165
House bill.....	-5,578,120,000
Senate bill.....	+1,886,484,165

JAMIE L. WHITTEN,
 EDWARD P. BOLAND,
 WILLIAM H. NATCHER,
 NEAL SMITH (except amendment
 No. 49),

JOSEPH P. ADDABBO,
 CLARENCE D. LONG,
 SIDNEY R. YATES (except as to
 the action of the House
 conferees on amendment No.
 62),

EDWARD R. ROYBAL,
 TOM BEVILL,
 ADAM BENJAMIN,
 VIC FAZIO,
 SILVIO O. CONTE,
 JOSEPH M. McDADE,
 JACK EDWARDS (only as
 to amendment No. 63),

Managers on the Part of the House.

MARK HATFIELD,
 TED STEVENS,
 LOWELL P. WEICKER,
 JAMES A. McCLURE,
 JAKE GARN,
 HARRISON SCHMITT,
 THAD COCHRAN,
 MARK ANDREWS,
 JAMES ABDNOR,
 ALLEN SPECTER,
 ROBERT KASTEN,
 ALPHONSE D'AMATO,
 MACK MATTINGLY (except for
 amendment No. 16),
 WILLIAM PROXMIRE,
 JOHN C. STENNIS (except for
 amendment No. 49),
 DANIEL K. INOUE,
 ERNEST F. HOLLINGS (except for
 amendment No. 49),
 THOMAS F. EAGLETON,
 LAWTON CHILES (except for
 amendment No. 49),
 PATRICK J. LEAHY,
 DENNIS DECONCINI,
 WALTER D. HUDDLESTON,
 QUENTIN BURDICK,
 DALE BUMPERS (except for
 amendment No. 49),

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