

Lydia

MAKING SUPPLEMENTAL APPROPRIATIONS FOR FISCAL
YEAR ENDING SEPTEMBER 30, 1982, AND FOR OTHER PUR-
POSES

AUGUST 13, 1982.—Ordered to be printed

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

CONFERENCE REPORT

[To accompany H.R. 6863]

The committee of conference on the disagreeing votes of the two Houses on the amendments of the Senate to the bill (H.R. 6863) making 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 7, 9, 14, 31, 38, 39, 40, 52, 53, 56, 75, 76, 80, 81, 94, 102, 109, 116, 118, 129, 133, 141, 142, 148, 152, 154, 155, 162, 163, 164, 171, 173, 179, and 181.

That the House recede from its disagreement to the amendments of the Senate numbered 20, 23, 25, 26, 28, 30, 32, 33, 34, 35, 36, 46, 48, 54, 61, 68, 70, 77, 78, 79, 87, 99, 101, 104, 105, 106, 110, 111, 125, 127, 134, 136, 139, 156, 157, 165, 167, 168, 170, 174, 175, and 176, and agree to the same.

Amendment numbered 16:

That the House recede from its disagreement to the amendment of the Senate numbered 16, and agree to the same with an amendment as follows:

In lieu of the sum proposed by said amendment insert \$4,400,000; and the Senate agree to the same.

Amendment numbered 27:

That the House recede from its disagreement to the amendment of the Senate numbered 27, and agree to the same with an amendment as follows:

In lieu of the sum proposed by said amendment insert \$53,700,000; and the Senate agree to the same.

Amendment numbered 29:

That the House recede from its disagreement to the amendment of the Senate numbered 29, and agree to the same with an amendment as follows:

In lieu of the sum proposed by said amendment insert \$37,145,000; and the Senate agree to the same.

Amendment numbered 71:

That the House recede from its disagreement to the amendment of the Senate numbered 71, and agree to the same with an amendment as follows:

Restore the matter stricken by said amendment, amended to read as follows: in lieu of the first sum named in said amendment, insert \$4,000,000; and the Senate agree to the same.

Amendment numbered 72:

That the House recede from its disagreement to the amendment of the Senate numbered 72, and agree to the same with an amendment as follows:

In lieu of the sum proposed by said amendment insert \$10,680,000; and the Senate agree to the same.

Amendment numbered 73:

That the House recede from its disagreement to the amendment of the Senate numbered 73, and agree to the same with an amendment as follows:

Restore the matter stricken by said amendment, amended to read as follows: in lieu of the sum named in said amendment, insert \$2,000,000; and the Senate agree to the same.

Amendment numbered 82:

That the House recede from its disagreement to the amendment of the Senate numbered 82, and agree to the same with an amendment as follows:

In lieu of the sum proposed by said amendment insert \$18,100,000; and the Senate agree to the same.

Amendment numbered 85:

That the House recede from its disagreement to the amendment of the Senate numbered 85, and agree to the same with an amendment as follows:

In lieu of the sum proposed by said amendment insert \$24,957,000; and the Senate agree to the same.

Amendment numbered 90:

That the House recede from its disagreement to the amendment of the Senate numbered 90, and agree to the same with an amendment as follows:

Restore the matter stricken by said amendment amended to read as follows:

FOSSIL ENERGY RESEARCH AND DEVELOPMENT

For an additional amount for "Fossil energy research and development", \$1,080,000, to remain available until expended: Provided, That there are transferred to, and vested in, the Secretary of the Interior all functions vested in, or delegated to, the Secretary of Energy and the Department of Energy under or with respect to (1) the Act of May 16, 1910, and other authorities formerly exercised by the Bureau of Mines, but limited to research and development relating to increased efficiency of production technology of solid fuel minerals; (2) section 908 of the Surface Mining Control and Reclamation Act of 1977, relating to research and development concerning alternative coal mining technologies (30 U.S.C. 1328); (3) sections 5(g)(2), 8(a)(4), 8(a)(9), 27(b)(2)(3) of the Outer Continental Shelf Lands Act (43 U.S.C. 1334(g)(2) and 1337(a)(4) and 1337(a)(9)); and (4) section 105 of the Energy Policy and Conservation Act (42 U.S.C. 6213): Provided further, That the personnel employed, personnel positions, equipment, facilities, and unexpended balances of the aforementioned transferred programs shall be merged with the "Mines and minerals" account of the Bureau of Mines.

And the Senate agree to the same.

Amendment numbered 92:

That the House recede from its disagreement to the amendment of the Senate numbered 92, and agree to the same with an amendment as follows:

In lieu of the sum proposed by said amendment insert \$11,200,000; and the Senate agree to the same.

Amendment numbered 95:

That the House recede from its disagreement to the amendment of the Senate numbered 95, and agree to the same with an amendment as follows:

Restore the matter stricken by said amendment, amended to read as follows: in lieu of the sum named in said amendment, insert \$4,000,000; and the Senate agree to the same.

Amendment numbered 113:

That the House recede from its disagreement to the amendment of the Senate numbered 113, and agree to the same with an amendment as follows:

Restore the matter stricken by said amendment, amended to read as follows: in lieu of the sum named in said amendment, insert \$40,000,000; and the Senate agree to the same.

Amendment numbered 122:

That the House recede from its disagreement to the amendment of the Senate numbered 122, and agree to the same with an amendment as follows:

Restore the matter stricken by said amendment, amended to read as follows: in lieu of the sum named in said amendment, insert \$112,500,000; and the Senate agree to the same.

Amendment numbered 130:

That the House recede from its disagreement to the amendment of the Senate numbered 130, and agree to the same with an amendment as follows:

Restore the matter stricken by said amendment amended to read as follows:

For necessary expenses to carry out the commuter rail activities authorized by section 601(d) of the Rail Passenger Service Act (45 U.S.C. 601), as amended, \$5,000,000, and for necessary expenses to carry out section 1139(b) of Public Law 97-35, \$5,000,000, to remain available until expended.

And the Senate agree to the same.

Amendment numbered 131:

That the House recede from its disagreement to the amendment of the Senate numbered 131, and agree to the same with an amendment, as follows:

Restore the matter stricken by said amendment, amended to read as follows: in lieu of the sum named in said amendment, insert \$15,000,000; and the Senate agree to the same.

Amendment numbered 144:

That the House recede from its disagreement to the amendment of the Senate numbered 144, and agree to the same with an amendment, as follows:

In lieu of the sum proposed by said amendment insert \$8,998,000; and the Senate agree to the same.

Amendment numbered 147:

That the House recede from its disagreement to the amendment of the Senate numbered 147, and agree to the same with an amendment, as follows:

In lieu of the matter stricken and inserted by said amendment insert \$39,000,000; and the Senate agree to the same.

Amendment numbered 158:

That the House recede from its disagreement to the amendment of the Senate numbered 158, and agree to the same with an amendment, as follows:

In lieu of the sum proposed by said amendment insert \$180,000,000; and the Senate agree to the same.

Amendment numbered 159:

That the House recede from its disagreement to the amendment of the Senate numbered 159, and agree to the same with an amendment, as follows:

In lieu of the sum proposed by said amendment insert \$86,774,000; and the Senate agree to the same.

Amendment numbered 160:

That the House recede from its disagreement to the amendment of the Senate numbered 160, and agree to the same with an amendment, as follows:

Restore the matter stricken by said amendment amended to read as follows: \$75,726,000 of which; and the Senate agree to the same.

Amendment numbered 169:

That the House recede from its disagreement to the amendment of the Senate numbered 169, and agree to the same with an amendment, as follows:

Restore the matter stricken by said amendment, amended to read as follows: in lieu of the sum named in said amendment, insert; \$375,000 and the Senate agree to the same.

The committee of conference report in disagreement amendments numbered 1, 2, 3, 4, 5, 6, 8, 10, 11, 12, 13, 15, 17, 18, 19, 21, 22, 24, 37, 41, 42, 43, 44, 45, 47, 49, 50, 51, 55, 57, 58, 59, 60, 62, 63, 64, 65, 66, 67, 69, 74, 83, 84, 86, 88, 89, 91, 93, 96, 97, 98, 100, 103, 107, 108, 112, 114, 115, 117, 119, 120, 121, 123, 124, 126, 128, 132, 135, 137, 138, 140, 143, 145, 146, 149, 150, 151, 153, 161, 166, 172, 177, 178, 180, 182, and 183.

JAMIE L. WHITTEN

(except amendments 58
and 115),

EDWARD P. BOLAND

(except amendment 115),

WILLIAM H. NATCHER

(except amendment 115),

NEAL SMITH,

JOSEPH P. ADDABBO,

CLARENCE D. LONG,

SIDNEY R. YATES

(except amendment 115),

EDWARD R. ROYBAL

TOM BEVILL

ADAM BENJAMIN, Jr.,

JULIAN C. DIXON,

VIC FAZIO,

SILVIO O. CONTE,

JOSEPH M. MCDADE,

JACK EDWARDS,

JOHN T. MYERS (except
amendments 54 and 177),

CLARENCE E. MILLER,

LAWRENCE COUGHLIN,

JACK F. KEMP,

GEORGE M. O'BRIEN,

Managers on the Part of the House.

MARK O. HATFIELD,

TED STEVENS,

LOWELL P. WEICKER,

JAMES A. MCCLURE,

JAKE GARN,

HARRISON SCHMITT

(except amendment 150),

MARK ANDREWS,

JAMES ABDNOR,

ALFONSE M. D'AMATO,

MACK MATTINGLY,

WILLIAM PROXMIRE,

JOHN C. STENNIS,

DANIEL K. INOUE,
 ERNEST F. HOLLINGS,
 THOMAS F. EAGLETON,
 LAWTON CHILES,
 J. BENNETT JOHNSTON,
 WALTER D. HUDDLESTON,
 PATRICK J. LEAHY,
 DENNIS DeCONCINI,

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. 6863), making supplemental appropriations for the fiscal year 1982, rescinding certain budget authority, 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 AGRICULTURE

SOIL CONSERVATION SERVICE

CONSERVATION OPERATIONS

Amendment No. 1: 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 Soil Conservation Service to exchange a parcel of land in Bellingham, Washington, for other land.

FOOD AND NUTRITION SERVICE

CHILD NUTRITION PROGRAMS

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 amendment of the Senate with an amendment as follows:

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

FOOD AND NUTRITION SERVICE

CHILD NUTRITION PROGRAMS

If the funds available for Nutrition Education and Training grants authorized under section 19 of the Child Nutrition Act of 1966, as amended, require a ratable reduction in those grants, the minimum grant for each State shall be \$50,000.

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

SCHOOL LUNCH DEMONSTRATION PROJECTS

The conferees note that bonus commodities constitute a program separate and distinct from the school lunch program, and will remain so, as long as the Department is in possession of surplus agricultural commodities for distribution. The conferees have received assurances from officials of the Department of Agriculture that the study methodology will allow a separate accounting of the value of bonus commodities in these demonstration projects. The conferees are in agreement that the purpose of this study is to analyze alternative approaches to the current operation of the school lunch program, but not to analyze alternatives to the distribution of actual bonus commodities. Therefore, the pilot projects may proceed as planned by the Department, with distribution of bonus cash or bonus letters of credit in lieu of bonus commodities, but the Department is directed to eliminate such bonuses from consideration in the evaluation phase of the school lunch demonstration projects.

Because the Department has stated that it is possible to provide a sufficient assessment of the projects within only two years of operation and still submit a full report to Congress by December 15, 1984, the conferees agree that plans for continuance beyond the end of the 1983-84 school year shall not be made unless the projects are extended by the Congress.

AGRICULTURAL RESEARCH SERVICE

OREGON STATE UNIVERSITY BIOMASS ENERGY PROJECT

The Oregon State University, in cooperation with private energy and biomass consultants, has developed a proposal for a feasibility study on the use of agricultural residues and forest slash as fuel resources for a combined-cycle, closed-loop electrical powerplant. This approach offers great potential for the utilization of current waste products in a highly efficient power generation facility, which also has rural utility applications. The conferees are concerned that the Department has taken no positive action on the funding of this meritorious proposal since the inclusion of report language in the conference report on the Agriculture, Rural Development, and Related Agencies Appropriations Act for fiscal year 1982 (H. Rept. 97-313). Therefore, the conferees urge the Department to give careful consideration to this worthwhile proposal.

CHAPTER II—DEPARTMENT OF COMMERCE

BUREAU OF THE CENSUS

PERIODIC CENSUSES AND PROGRAMS

(Disapproval of Deferral)

Amendment No. 3: Reported in technical disagreement. The managers on the part of the House will move to recede and concur in the Senate amendment which disapproves \$100,000 of the proposed deferral D82-225 relating to the Department of Commerce, Bureau of the Census, "Periodic censuses and programs", effective upon enactment into law of this bill.

ECONOMIC DEVELOPMENT ADMINISTRATION

ECONOMIC DEVELOPMENT REVOLVING FUND

Amendment No. 4: 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 during fiscal year 1982, obligations for direct loans shall not exceed \$30,000,000 and total commitments to guarantee loans shall not exceed \$150,000,000 of contingent liability for loan principal, and that unobligated balances in the Economic Development Revolving Fund shall be available for necessary expenses of protecting the Government's liability in Federally guaranteed loans made prior to October 1, 1981 under title II of the Trade Act of 1974, including defaults of loan guarantees and care and protection of collateral and other costs necessary to protect the Government's investments.

INTERNATIONAL TRADE ADMINISTRATION

PARTICIPATION IN UNITED STATES EXPOSITIONS

Amendment No. 5: Reported in technical disagreement. The managers on the part of the House will move to recede and concur in the Senate amendment which appropriates \$10,000,000 for the participation of the United States in the Louisiana World Exposition, to remain available through September 30, 1985. The amendment also provides that no additional Federal funds shall be available for this purpose and that the funds appropriated shall be available only upon enactment into law of authorizing legislation.

NATIONAL OCEANIC AND ATMOSPHERIC ADMINISTRATION

OPERATIONS, RESEARCH, AND FACILITIES

Amendment No. 6: 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:

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

OPERATIONS, RESEARCH, AND FACILITIES

For an additional amount for "Operations, research, and facilities", \$2,163,000, to remain available until expended: Provided, That of the funds appropriated under this head, \$200,000 shall be for necessary expenses for research to develop life history information on the bowhead whale in high level and low level area surveys and not to exceed \$50,000 shall be for implementation of the 1982 Cooperative Agreement between the National Oceanic and Atmospheric Administration and the Alaska Eskimo Whaling Commission as amended in July 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.

This amendment provides \$200,000 for research on bowhead whales, \$50,000 for implementation of the 1982 amendments to the

cooperative agreement between the National Oceanic and Atmospheric Administration and the Alaska Eskimo Whaling Commission, and \$1,913,000 for increased FTS costs.

The conferees are agreed that any further absorption of funds in this account for any purpose shall not be derived from the FY 1982 program level of \$35,000,000 established in prior FY 1982 appropriations acts for the Sea Grant Program.

COASTAL ZONE MANAGEMENT

(Transfer of Funds)

Amendment No. 7: Provides \$3,000,000 by transfer as proposed by the House instead of \$3,600,000 by transfer as proposed by the Senate.

RELATED AGENCIES—DEPARTMENT OF TRANSPORTATION

MARITIME ADMINISTRATION

FEDERAL SHIP FINANCING FUND

Amendment No. 8: Reported in technical disagreement. The managers on the part of the House will move to recede and concur in the amendment of the Senate which provides that during 1982, total commitments to guarantee loans shall not exceed \$675,000,000 of contingent liability for loan principal.

SECURITIES AND EXCHANGE COMMISSION

SALARIES AND EXPENSES

Amendment No. 9: Appropriates \$400,000 as proposed by the House instead of \$200,000 as proposed by the Senate.

This amendment will permit the SEC to fill 79 currently vacant positions and will provide \$232,000 for the acquisition of ADP equipment.

SMALL BUSINESS ADMINISTRATION

BUSINESS LOAN AND INVESTMENT FUND

Amendment No. 10: 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 provides that during fiscal year 1982, total commitments to guarantee loans shall not exceed \$3,000,000,000 of contingent liability for loan principal.

(Disapproval of Deferral)

Amendment No. 11: 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 \$2,500,000 of the proposed deferral D82-233A for the Business Loan and Investment Fund, effective the date of enactment into law of this bill.

SURETY BOND GUARANTEES REVOLVING FUND

(Disapproval of Deferral)

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 which disapproves the proposed deferral D82-234 for the Surety Bond Guarantees Revolving Fund effective the date of enactment into law of this bill.

POLLUTION CONTROL EQUIPMENT CONTRACT GUARANTEE REVOLVING FUND

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 which provides that during fiscal year 1982, total commitments to guarantee loans shall not exceed \$250,000,000 of contingent liability for loan principal.

The conferees are extremely concerned that the Small Business Administration has limited this program to a level of \$150,000,000 for fiscal year 1982, despite the fact that the House and Senate Appropriations Committees disapproved a reprogramming proposal to limit the program to this amount and directed SBA to make available the full authorization of \$250,000,000 for the program. The conferees note that this disregard of the Committees' directives has had an extremely detrimental effect on the ability of small businesses to obtain necessary funds to comply with State and local pollution control requirements. Therefore, the conferees expect that the Small Business Administration will take all necessary action to comply with the original directives of the Appropriations Committees on this matter so that as many applications for such guarantee assistance as possible can be funded up to the authorized level during the remainder of the current fiscal year.

DEPARTMENT OF JUSTICE

SALARIES AND EXPENSES, UNITED STATES ATTORNEYS AND MARSHALS

Amendment No. 14: Appropriates \$9,015,000 as proposed by the House instead of \$10,000,000 as proposed by the Senate.

SALARIES AND EXPENSES, COMMUNITY RELATIONS SERVICE

Amendment No. 15: 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 makes available not to exceed \$80,290 in fiscal year 1982 funds for payment of a settlement pursuant to the Back Pay Act for back wages from prior fiscal years.

FEDERAL BUREAU OF INVESTIGATION

Amendment No. 16: Appropriates \$4,400,000 instead of \$4,000,000 as proposed by the House and \$4,750,000 as proposed by the Senate.

Amendment No. 17: 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:

: Provided further, That notwithstanding the provisions of title 31 U.S.C. 483(a) and 484, the Director of the Federal Bureau of Investigation may establish and collect fees to process fingerprint identification records for noncriminal employment and licensing purposes, and credit such fees to this appropriation to be used for salaries and other expenses incurred in providing these services: Provided further, That the funds available for carrying out these services shall be available only to the extent provided in advance in appropriation acts

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

IMMIGRATION AND NATURALIZATION SERVICE

Amendment No. 18: 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 clarifies the language with regard to the purchase of automobiles.

DRUG ENFORCEMENT ADMINISTRATION

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 which clarifies the language with regard to the purchase of automobiles.

FEDERAL PRISON SYSTEM

BUILDINGS AND FACILITIES

(Including Transfer of Funds)

Amendment No. 20: Appropriates \$41,750,000 as proposed by the Senate instead of \$1,500,000 as proposed by the House. Of the \$41,750,000 provided, \$1,000,000 will be made available by transfer, as provided for in Amendment No. 21.

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 which makes available \$1,000,000 by transfer from the Antitrust Division.

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 which provides that sites for location of an alien processing facility not be excluded from consideration by the Department of Justice solely because such sites are not presently Federally owned and that the building to house aliens be constructed in a separate building from an existing Bureau of Prisons building housing Federal prisoners.

The conferees are agreed that the Department of Justice is not to locate the alien detention facility, for which funds are provided by

this conference agreement, in any location other than El Reno, Oklahoma, or Oakdale, Louisiana, unless the Department submits a proposal and receives approval for another location for such facility under the reprogramming procedures established by the Committees on Appropriations of the House and Senate.

FEDERAL PRISON INDUSTRIES, INCORPORATED

LIMITATION ON ADMINISTRATIVE AND VOCATIONAL TRAINING EXPENSES, FEDERAL PRISON INDUSTRIES, INCORPORATED

Amendment No. 23: Increases the limitation on vocational training expenses to \$2,983,000 as proposed by the Senate instead of to \$3,162,000 as proposed by the House.

OFFICE OF JUSTICE ASSISTANCE, RESEARCH, AND STATISTICS

RESEARCH AND STATISTICS

(Transfer of Funds)

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 with an amendment as follows:

In lieu of the matter proposed, insert the following:

OFFICE OF JUSTICE ASSISTANCE, RESEARCH AND STATISTICS

RESEARCH AND STATISTICS

(Transfer of Funds)

For an additional amount for "Research and statistics", \$450,000, to be derived by transfer from "Law enforcement assistance" for a study of the victims of crime in the District of Columbia to be submitted to the Congress not later than September 30, 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.

DEPARTMENT OF STATE

ADMINISTRATION OF FOREIGN AFFAIRS

SALARIES AND EXPENSES

Amendment No. 25: Appropriates \$37,978,000 as proposed by the Senate instead of \$37,378,000 as proposed by the House.

The conferees are agreed that of the \$1,600,000 provided for preparation of the United States legal case for arbitration of the Gulf of Maine Boundary dispute by the International Court of Justice, not more than \$260,000 shall be available for contractual services unless the Department of State submits a reprogramming proposal for such a purpose and receives approval of the proposal in accordance with the procedures established by the Committees on Appropriations of the House and Senate. The conferees are concerned

that the Department of State's justification submitted in support of this request failed to accurately represent the actual obligations already incurred for this activity. The conferees note that the Department has already incurred obligations approximating \$1,400,000. The conferees direct the Department of State to submit a full and complete justification in support of these actions.

RELATED AGENCIES

BOARD FOR INTERNATIONAL BROADCASTING

(Rescission)

Amendment No. 26: Changes "Grant" to "Grants" in the language of the bill.

CHAPTER III—DEPARTMENT OF DEFENSE—MILITARY

MILITARY PERSONNEL

MILITARY PERSONNEL, ARMY

Amendment No. 27: Appropriates \$53,700,000 instead of \$61,900,000 as proposed by the House and \$14,400,000 as proposed by the Senate.

Summary.—The agreement on items in conference is as follows:

[In thousands of dollars]

| | Budget | House | Senate | Conference |
|---------------------------------------|--------|--------|---------|------------|
| Foreign duty pay..... | 4,500 | | 4,500 | 4,500 |
| European brigade..... | 39,300 | 39,300 | | 39,300 |
| Temporary storage..... | 1,300 | 1,300 | | |
| Discretionary skill shortage pay..... | | | -11,400 | -11,400 |

MILITARY PERSONNEL, NAVY

Amendment No. 28: Appropriates \$57,474,000 as proposed by the Senate instead of \$55,656,000 as proposed by the House.

Summary.—The agreement on items in conference appears in the following table. Although the conferees have denied the request for \$156,000 for Navy nuclear officer accession bonuses, it is agreed that the Navy may proceed with the program within funds already available.

[In thousands of dollars]

| | Budget | House | Senate | Conference |
|---------------------------------|--------|-------|--------|------------|
| Foreign duty pay..... | 1,974 | | 1,974 | 1,974 |
| Nuclear officer accessions..... | 156 | 156 | | |

MILITARY PERSONNEL, MARINE CORPS

Amendment No. 29: Appropriates \$37,145,000 instead of \$31,945,000 as proposed by the House and \$40,645,000 as proposed by the Senate.

Summary.—The agreement on items in conference is as follows:

[In thousands of dollars]

| | Budget | House | Senate | Conference |
|-----------------------------------|--------|-------|--------|------------|
| Foreign duty pay..... | 1,400 | | 1,400 | 1,400 |
| Selective reenlistment bonus..... | 9,000 | | 9,000 | 5,500 |
| Weight allowance, Okinawa..... | 1,700 | 1,700 | | |

RESERVE PERSONNEL, ARMY

Amendment No. 30: Appropriates \$9,000,000 as proposed by the Senate instead of \$4,200,000 as proposed by the House.

Summary.—The agreement on the item in conference is as follows:

[In thousands of dollars]

| | Budget | House | Senate | Conference |
|-----------------------|--------|-------|--------|------------|
| Drill attendance..... | 4,800 | | 4,800 | 4,800 |

RESERVE PERSONNEL, MARINE CORPS

Amendment No. 31: Appropriates \$2,000,000 as proposed by the House instead of \$800,000 as proposed by the Senate.

Summary.—The agreement on items in conference is as follows:

[In thousands of dollars]

| | Budget | House | Senate | Conference |
|--------------------------------|--------|-------|--------|------------|
| Platoon leaders class..... | 900 | 900 | | 900 |
| Subsistence cost increase..... | 300 | 300 | | 300 |

RESERVE PERSONNEL, AIR FORCE

Amendment No. 32: Appropriates \$3,650,000 as proposed by the Senate instead of \$4,000,000 as proposed by the House.

Summary.—The agreement on the item in conference is as follows:

[In thousands of dollars]

| | Budget | House | Senate | Conference |
|-----------------------|--------|-------|--------|------------|
| ROTC subsistence..... | 400 | 400 | 50 | 50 |

OPERATION AND MAINTENANCE

OPERATION AND MAINTENANCE, ARMY

Amendment No. 33: Appropriates \$4,300,000 as proposed by the Senate instead of \$27,300,000 as proposed by the House.

Army European Brigade.—The Conferees agree that the brigade should be disestablished and deleted from the force structure as proposed by the Senate. However, it is also agreed that the 4,100 man-years should not be deleted but rather should be utilized to fill out other existing Army units in the United States which are presently undermanned.

OPERATION AND MAINTENANCE, NAVY

Amendment No. 34: Provides \$117,400,000 in transfers as proposed by the Senate instead of a direct appropriation of \$40,974,000 and transfers of \$76,426,000 as proposed by the House.

A summary of the transfers approved by the conferees is as follows:

[In thousands of dollars]

| Source of transfer | Program | Amount |
|---|---------------------------------|----------|
| Aircraft procurement, Navy—1982/84..... | RDF support..... | \$26,200 |
| Do..... | AV-8B modification..... | 13,700 |
| Do..... | SH-60B advance procurement..... | 9,100 |
| Do..... | EC-130 modification..... | 2,100 |
| Weapons, procurement, Navy—1982/84..... | Tomahawk..... | 2,000 |
| Do..... | Phoenix modification..... | 2,000 |
| Do..... | Mk75/Mk76 gun mounts..... | 3,500 |
| Research, development, test, and evaluation, Navy—1982/83.... | Dual mini sins..... | 470 |

Amendment No. 35: Provides \$19,600,000 in transfers, as proposed by the Senate instead of \$37,226,000 as proposed by the House.

Amendment No. 36: Provides \$71,100,000 in transfers as proposed by the Senate instead of \$20,000,000 as proposed by the House.

Amendment No. 37: 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 provides \$7,500,000 in transfers from Weapons procurement, Navy, 1982/1984.

OPERATION AND MAINTENANCE, AIR FORCE

Amendment No. 38: Appropriate \$23,000,000 as proposed by the House instead of \$18,000,000 as proposed by the Senate.

PROCUREMENT

OTHER PROCUREMENT, ARMY

Amendment No. 39: Deletes the language proposed by the Senate which would have appropriated for transfer \$20,000,000 from Other Procurement, Army to appropriations available to the Federal Emergency Management Agency.

SHIPBUILDING AND CONVERSION, NAVY

Amendment No. 40: Deletes the language proposed by the Senate which would have appropriated \$57,000,000 for the MCM Mine Countermeasures ship program and the TAO Fleet-oiler ship program.

AIRCRAFT PROCUREMENT, AIR FORCE

Amendment No. 41: 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:

AIRCRAFT PROCUREMENT, AIR FORCE

For an additional amount for "Aircraft procurement, Air Force", \$120,000,000, to remain available until September 30, 1984, only for the purchase of two new KC-10 aircraft or for fully funding the purchase and modification of an appropriate number of used DC-10 aircraft to the KC-10 configuration.

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 note that the only official budget document before the Congress on this matter requested fully funding two new KC-10s at a cost of \$120,000,000 including \$5,000,000 for initial spares. A subsequent letter from the Deputy Secretary of Defense which recommended using these funds to initiate a \$3,200,000,000 multi-year procurement buy of KC-10s is not an amendment to the President's budget. It is the sense of the Conferees that a change in the budget of that magnitude clearly requires the submission of an amendment from the President.

The Conferees have agreed not to require the reprogramming at this time of the \$50,000,000 appropriated in fiscal year 1982 for wide-bodied aircraft procurement as proposed by the Senate. However, these funds should not be obligated without the prior approval of the House and Senate Appropriations Committees, and the Department should use the reprogramming process to request such approval.

OTHER PROCUREMENT, AIR FORCE

Amendment No. 42: 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 proposed by said amendment, insert "\$19,700,000".

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 details of this amendment are set forth in the classified annex to this report.

PROCUREMENT, DEFENSE AGENCIES

Amendment No. 43: 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 named in said amendment, insert "\$6,500,000."

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 effect and details of this amendment are set forth in the classified annex to this report.

ADMINISTRATIVE PROVISIONS

Amendment No. 44: 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 includes language prohibiting the Defense Department from purchasing coal or coke from foreign nations for use at United States defense facilities in Europe when coal from the United States is available.

Amendment No. 45: 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 named in said amendment, insert "\$800,000,000".

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

This provision increases the Defense Department transfer authority limitation from \$750,000,000 to \$800,000,000.

CHAPTER IV—DISTRICT OF COLUMBIA

DISTRICT OF COLUMBIA FUNDS

PUBLIC SAFETY AND JUSTICE

(Including Rescission and Transfer of Funds)

Amendment No. 46: Changes heading as proposed by the Senate.

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 amendment of the Senate which appropriates \$3,401,500 of which \$800,000 shall be derived by transfer from the appropriation "Transportation services and assistance" upon approval by resolution of the District of Columbia Council. The in-

crease of \$800,000 above the House allowance is for court-appointed attorneys assigned to indigent defendants under the Criminal Justice Act program.

HUMAN SUPPORT SERVICES

(Including Rescission and Transfer of Funds)

Amendment No. 48: Changes heading as proposed by the Senate.

Amendment No. 49: 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 \$40,044,400 of which \$1,900,000 shall be derived by transfer from the appropriation "Transportation services and assistance" upon approval by resolution of the District of Columbia Council. The increase of \$1,900,000 above the House allowance is for the city's youth employment program.

ADMINISTRATIVE PROVISIONS

Amendment No. 50: 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 adding a new section which amends Title 11 of the District of Columbia code. The new section authorizes the use of hearing commissioners to perform the more ministerial functions presently carried out by judges of the Superior Court. The provisions of this section will remain in effect until September 30, 1983, thereby permitting the appropriate authorizing committees the opportunity to consider comprehensive court reform legislation.

The conferees are aware of a severe caseload backlog in both the Superior and Appeals courts of the District. The Superior Court has 1,851 felony cases pending with an average time of 240 days from arrest to disposition. This situation could be seriously exacerbated by ongoing efforts of the Mayor and Police Chief, with the assistance of the U.S. Attorney's Office, in the area of repeat offenders. The courts must be able to respond to this initiative and reduce the existing backlog. The conferees feel that this pilot effort will prove useful and become an important part of the criminal justice system in the District of Columbia.

Furthermore, the conferees direct that the courts work with the appropriate committees of the Congress in determining the number and status of the hearing officer positions.

ACCUMULATED GENERAL FUND DEFICIT

The conferees are concerned with the District government's accumulated general fund deficit of \$309 million (as of September 30, 1981) and what appears to be a somewhat less than vigorous commitment to reduce the deficit through every possible means. The conferees strongly urge District officials to renew their efforts to reduce the deficit without relying solely on their pending proposal to sell deficit bonds. Although the plan to retire the accumulated deficit by purchasing bonds has been pending before the Congress for several months, the conferees direct District officials to develop

and submit an alternative plan by April 15, 1983, for eliminating the deficit.

The conferees remind District officials that the \$10 million appropriated in the regular bill for fiscal year 1982 is to be applied to reducing the cash portion of the general fund deficit.

CHAPTER V

The conferees agree that for the purposes of Chapter V report language included by the House which is not changed by the report of the Senate, and Senate report language which is not changed by the conference is approved by the Committee of Conference. The statement of the managers, which may repeat some report language for emphasis, does not negate the language referred to above unless expressly provided herein.

DEPARTMENT OF THE INTERIOR

BUREAU OF RECLAMATION

OPERATION AND MAINTENANCE

(Transfer of funds)

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 amendment of the Senate which provides that \$2,000,000 be transferred to Operation and Maintenance from the Construction program.

DEPARTMENT OF ENERGY

OPERATING EXPENSES

ATOMIC ENERGY DEFENSE ACTIVITIES

Amendment No. 52: Appropriates \$57,000,000 for Operating Expenses, Atomic Energy Defense Activities as proposed by the House instead of \$48,900,000 as proposed by the Senate.

PLANT AND CAPITAL EQUIPMENT

ENERGY SUPPLY, RESEARCH AND DEVELOPMENT ACTIVITIES

(Transfer of funds)

Amendment No. 53: Transfers \$14,000,000 to Plant and Capital Equipment, Energy Supply, Research and Development Activities from the Geothermal Resources Development Fund as proposed by the House.

The conferees have agreed to a transfer of \$14,000,000 currently appropriated to a default reserve for geothermal loan guarantees issued and to be issued pursuant to the authorities provided in Public Law 93-410, as amended. This transfer of funds is agreed to with the understanding, which has been confirmed by the Department and the Office of Management and Budget, that the funds currently in the default reserve are not necessary to support either

existing loan guarantees or new loan guarantees which may be issued; and that notwithstanding this transfer of funds, the current ongoing program to evaluate applications for loan guarantees pending at the Department and where appropriate to award loan guarantees for worthy geothermal projects will be continued in an expeditious fashion and that this transfer will not adversely affect implementation of the program. The conferees also wish to note that in light of the fact that these geothermal loan guarantees are issued with and supported by the full faith and credit of the United States, a default reserve is not necessary. Therefore, on the basis of these assurances from the Administration, and the full faith and credit backing of the United States for these guarantees, the transfer of funds is approved. As noted in the Senate report, additional funds may be necessary to complete this project in future years.

ATOMIC ENERGY DEFENSE ACTIVITIES

Amendment No. 54: Appropriates \$7,300,000 for Plant and Capital Equipment, Atomic Energy Defense Activities as proposed by the Senate instead of \$35,700,000 as proposed by the House.

ADMINISTRATIVE PROVISIONS

Amendment No. 55: 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 relating to the execution of work pursuant to section 202 of the 1981 Energy and Water Development Appropriations Act.

The Committee of Conference notes that the Sheley Bridge across the Little Tallahatchie River below the Sardis Reservoir, which was restored by Tallahatchie County, has become damaged and if not repaired will seriously affect the flow in the river and adversely affect drainage in the basin. The conferees, therefore, direct the Corps of Engineers, within available funds, to stabilize the banks of the river in the vicinity of the bridge and to provide necessary protection to the bridge supports and provide other assistance as necessary to prevent recurrence of the problem. This action is necessary to prevent obstruction in the water flow to the detriment of the flood control project.

The Corps of Engineers is directed to accept, without interest penalty, payments or in-kind contributions by School District No. 52 for its portion of the separable recreation costs for development and management at Sky Camp, Fall Creek Lake in Lane County, Oregon, until July 28, 1998.

CHAPTER VI—BILATERAL ECONOMIC ASSISTANCE

FUNDS APPROPRIATED TO THE PRESIDENT

AGENCY FOR INTERNATIONAL DEVELOPMENT

OVERSEAS AND SPECIAL DEVELOPMENT ACTIVITIES

(Foreign currency program)

Amendment No. 56: Restores the phrase "to remain available until expended", as proposed by the House.

LEBANON EMERGENCY RELIEF

(Transfer of funds)

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. The Senate amendment earmarks \$10,000,000 in emergency relief funds for the American University of Beirut.

ECONOMIC SUPPORT FUND

CARIBBEAN BASIN INITIATIVE

Amendment No. 58: 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:

ECONOMIC SUPPORT FUND

CARIBBEAN BASIN INITIATIVE

For an additional amount for necessary expenses to carry out chapter 4 of part II of the Foreign Assistance Act of 1961, \$350,000,000, to remain available until March 31, 1983, notwithstanding section 10 of Public Law 91-672: Provided, That the funds in this paragraph shall be available only to the extent and in the manner provided as follows: not less than \$20,000,000 for the Eastern Caribbean; not less than \$41,000,000 for the Dominican Republic; not less than \$10,000,000 for Haiti; not less than \$50,000,000 for Jamaica; not less than \$10,000,000 for Belize; not less than \$70,000,000 for Costa Rica; not more than \$10,000,000 for Guatemala; not less than \$35,000,000 for Honduras; not more than \$75,000,000 for El Salvador; not less than \$2,000,000 for the American Institute for Free Labor Development; not less than \$2,000,000 for the Inter-American Foundation; and \$25,000,000 unallocated: Provided, That none of the funds appropriated for this purpose may be obligated until September 15, 1982, or until the enactment of authorizing legislation, whichever comes first: Provided

further, That none of the funds appropriated under this heading and made available only for a country referred to in the first proviso may be available for such country while such country is not taking adequate steps to cooperate with the United States, as certified monthly by the President to the Congress, to prevent narcotic drugs and other controlled substances (as listed in the schedules in section 202 of the Comprehensive Drug Abuse Prevention and Control Act of 1970 (21 U.S.C. 812)) which are produced, processed, or transported in such country from entering the United States unlawfully. Notwithstanding any other provision of the act, none of the funds appropriated in this paragraph may be obligated or expended in any manner inconsistent with the policy hereby reaffirmed, which is stated in S.J. Res. 230 (76 Stat. 697), to wit:

"Whereas President James Monroe, announcing the Monroe Doctrine in 1823, declared that the United States would consider any attempt on the part of European powers 'To extend their system to any portion of this Hemisphere as dangerous to our peace and safety'; and

"Whereas in the Rio Treaty of 1947 the parties agreed that 'an armed attack by any State against an American State shall be considered as an attack against all the American States, and, consequently, each one of the said contracting parties undertakes to assist in meeting the attack in the exercise of the inherent right of individual or collective self-defense recognized by article 51 of the Charter of the United Nations'; and

"Whereas the Foreign Ministers of the Organization of American States at Punta del Este in January 1962 declared: 'The present Government of Cuba has identified itself with the principles of Marxist-Leninist ideology, has established a political, economic, and social system based on that doctrine, and accepts military assistance from extracontinental Communist powers, including even the threat of military intervention in America on the part of the Soviet Union'; and

"Whereas the international Communist movement has increasingly extended into Cuba, its political, economic, and military sphere of influence: Now, therefore, be it

"Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the United States is determined—

"(a) to prevent by whatever means may be necessary, including the use of arms, the Marxist-Leninist regime in Cuba from extending by force or the threat of force its aggressive or subversive activities to any part of this hemisphere;

"(b) to prevent in Cuba the creation or use of an externally supported military capability endangering the security of the United States; and

"(c) to work with the Organization of American States and with freedom-loving Cubans to support the aspirations of the Cuban people for self-determination."

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 managers on the part of the House and the managers on the part of the Senate are in agreement that funds appropriated in this Act for the Economic Support Fund may be approved for use for Haiti only in accordance with the provisions of Section 721 of the International Security and Development Cooperation Act of 1981.

Amendment No. 59: 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 amendment of the Senate is as follows: "Nothing in this Act shall be deemed to change or otherwise affect the standards and procedures provided in the National Security Act of 1947, as amended; the Foreign Assistance Act of 1961, as amended; and the War Powers Resolution of 1973. This Act does not constitute the statutory authorization for introduction of United States Armed Forces contemplated by the War Powers Resolution."

MILITARY ASSISTANCE PROGRAM

Amendment No. 60: 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:

MILITARY ASSISTANCE PROGRAM

For an additional amount for necessary expenses to carry out the provisions of section 503 of the Foreign Assistance Act of 1961, \$2,000,000, to remain available for obligation until September 30, 1983: Provided, That such amount and \$25,000,000 of funds reprogrammed during the fiscal year 1982 to carry out such section shall be available only to the extent and in the manner provided as follows: \$10,000,000 shall be available only for Honduras; \$5,000,000 shall be available only for Somalia; \$2,000,000 shall be available only for Costa Rica; and, \$10,000,000 shall be available only for Portugal.

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 are concerned over the increasing number of reports that refugee agencies operating in Honduras, including the United Nations High Commissioner for Refugees, are having difficulties because of alleged harrassment by Honduran military forces. The conferees expect the Administration to do everything it can to ensure that the operation of refugee receiving centers and the safe flow of refugees are not impaired. It is expected that this concern will be made known to the government of Honduras before making available to Honduras the MAP assistance provided in this bill.

INTERNATIONAL MILITARY EDUCATION AND TRAINING

Amendment No. 61: Appropriates \$3,512,000 for the International Military Education and Training Program as proposed by the Senate.

FOREIGN MILITARY CREDIT SALES

Amendment No. 62: 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:

FOREIGN MILITARY CREDIT SALES

For an additional amount for necessary expenses to enable the President to carry out the provisions of sections 23 and 24 of the Arms Export Control Act, \$50,000,000, which sum shall be available only for Sudan.

In addition to the total amount of gross obligations for the principal amount of direct loans, exclusive of loan guarantee defaults, which may be made during the fiscal year 1982 pursuant to the heading "Foreign Military Credit Sales" of Public Law 97-121, there may be made \$50,000,000 of such gross obligations during such fiscal year.

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

SPECIAL DEFENSE ACQUISITION FUND

(Limitation on obligations)

Amendment No. 63: 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 matter inserted by said amendment, insert the following:

SPECIAL DEFENSE ACQUISITION FUND

(Limitation on obligations)

There are authorized to be made available for the Special Defense Acquisition Fund for the fiscal year 1982, \$125,000,000.

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 managers on the part of the House and the Senate recognize that the SDAF is a new program and can, if properly used, serve as a valuable management tool in regard to foreign military arms sales. The managers expect that the SDAF will be utilized according to the purposes which were originally presented to the Congress; namely, that procurement of items for the SDAF would be

those of high foreign demand that are in short supply and in U.S. inventory; would consist of relatively unsophisticated military items such as medium tanks, artillery, ammunition, antitank missiles, and basic communications systems; would have no adverse impact on U.S. defense readiness; and would not stimulate unnecessary foreign arms sales.

DEPARTMENT OF STATE

MIGRATION AND REFUGEE ASSISTANCE

Amendment No. 64: Reported in true disagreement.

CHAPTER VII—DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

HOUSING PROGRAMS

ANNUAL CONTRIBUTIONS FOR ASSISTED HOUSING

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 with an amendment as follows:

HOUSING PROGRAMS

ANNUAL CONTRIBUTIONS FOR ASSISTED HOUSING

The Urgent Supplemental Appropriations Act, 1982 (Public Law 97-216) is amended by striking the seventh and eighth provisos under this heading and inserting in lieu thereof the following: Provided further, That to the extent the amount of budget authority (including budget authority internally transferred by State Housing Finance Development agencies pursuant to 24 C.F.R. Section 883.207) which is recaptured or deobligated during fiscal year 1982 exceeds \$3,250,000,000, the amount of recaptured or deobligated contract authority and budget authority which exceeds such \$3,250,000,000, if any, shall be deferred until October 1, 1982, except that budget authority internally transferred pursuant to 24 C.F.R. Section 883.207 shall not be deferred: Provided further, That the first \$89,321,727 of budget authority deferred in accordance with the immediately preceding proviso, or such lesser amount as is available on October 1, 1982, shall be made available 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.

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 have deleted the language which would have reduced the Department's personnel compensation and benefits. The conferees are concerned that the Department is moving too slowly in implementing the reforms contained in Part 2 of the Housing

and Community Development Amendments of 1981. The conferees hereby direct the Secretary of Housing and Urban Development to prepare a report on the current status of the regulations by August 23, 1982. Such report shall contain the target publication and implementation dates for each of these regulations.

INDEPENDENT AGENCIES

SELECTIVE SERVICE SYSTEM

SALARIES AND EXPENSES

Amendment No. 66: 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:

SELECTIVE SERVICE SYSTEM

SALARIES AND EXPENSES

For an additional amount for "Salaries and expenses", \$150,000: Provided, That the Director of the Selective Service System shall establish at the time of mobilization a Civilian Review Board(s) to review appeals made by alternative service workers to their job assignments or reassignments.

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 language which would require that the Selective Service System establish, at the time of mobilization, civilian review boards for the purpose of reviewing appeals made by alternative service workers to their job assignments or reassignments. The \$150,000 provided is for program development and training costs of the civilian review boards.

VETERANS ADMINISTRATION

Amendment No. 67: 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 transferring \$4,198,000 to the medical and prosthetic research appropriation for agent orange studies.

GRANTS TO THE REPUBLIC OF THE PHILIPPINES

The House and Senate reports on the Supplemental Appropriation Bill, 1982, address the item of Grants to the Republic of the Philippines. Both reports specifically state that, "The funds are to assure the continued effective care and treatment of United States veterans at the Veterans Memorial Medical Center at Manila." This language needs to be clarified insofar as the term "U.S. veterans" is concerned. Those veterans eligible for this "continued and effective care and treatment" by this medical facility are those who have served under the command and control of U.S. forces and

were engaged in combat operations during World War II for and on behalf of the United States.

CHAPTER VIII—DEPARTMENT OF THE INTERIOR

BUREAU OF LAND MANAGEMENT

Amendment No. 68: Appropriates \$55,000,000 for management of lands and resources as proposed by the Senate instead of \$60,000,000 as proposed by the House for fire suppression costs.

Amendment No. 69: 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:

LAND ACQUISITION

For an additional amount for "Land acquisition", \$700,000: Provided, That notwithstanding the date cited in section 119(d) of Public Law 96-199, this amount together with \$1,920,000 appropriated under this head in Public Law 97-100 shall be available for acquisition of lands in the Yaquina Head Outstanding Natural Area, Oregon, to 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.

It is expected that this sum will permit the Bureau of Land Management to complete acquisition of the Yaquina Head Outstanding Natural Area, Oregon.

UNITED STATES FISH AND WILDLIFE SERVICE

Amendment No. 70: Appropriates \$1,800,000 for resource management as proposed by the Senate instead of \$2,000,000 as proposed by the House. The reduction from the amount provided by the House is \$200,000 for additional training in fire fighting for Fish and Wildlife Service employees.

Amendment No. 71: Appropriates \$4,000,000 for construction and anadromous fish instead of \$8,000,000 as proposed by the House. The reduction from the amount provided by the House is \$4,000,000 for construction of the Gainesville, Florida national fish research facility.

NATIONAL PARK SERVICE

Amendment No. 72: Appropriates \$10,680,000 for construction instead of \$17,680,000 as proposed by the House and \$6,000,000 as proposed by the Senate. The increase above the amount proposed by the Senate includes \$2,000,000 for restoration of fire-damaged portions of the Home of Franklin Delano Roosevelt National Historic Site; \$680,000 for construction of a water system for the Kalaupapa National Historic Site, Hawaii, on Molokai Island; and \$2,000,000 for plans and specifications necessary for reconstruction of the Filene Center at Wolf Trap Farm Park for the Performing

Arts. The managers agree on the importance of prompt Federal support for reconstruction, and expect that this strong support will prompt vigorous and generous support from the private sector. The Filene Center funds are provided subject to enactment of authorization which will address issues such as facility location, facility design, and loan payback provisions.

Amendment No. 73: Earmarks \$2,000,000 for construction instead of \$9,000,000 as proposed by the House for the Filene Center at the Wolf Trap Farm Park for the Performing Arts.

Amendment No. 74: 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 requires the Park Service to obligate up to \$160,000 to rehabilitate the mounted police training barn at the Rock Creek Park Horse Center for use by the National Center for Therapeutic Riding by November 1, 1982. The managers direct the Service to reprogram necessary funds to rehabilitate the Edgewater Stables as a replacement mounted police training facility.

Amendment No. 75: Appropriates \$30,000,000 for land acquisition and State assistance as proposed by the House instead of \$29,000,000 as proposed by the Senate.

Amendment No. 76: Earmarks \$13,500,000 for land acquisition for Big Cypress National Preserve, Florida, as proposed by the House instead of \$12,500,000 as proposed by the Senate.

Amendment No. 77: Earmarks \$5,500,000 for land acquisition for Cape Cod National Seashore, Massachusetts, as proposed by the Senate instead of \$6,500,000 as proposed by the House.

Amendment No. 78: Earmarks \$1,000,000 for land acquisition for the Cumberland Island National Seashore, Georgia, as proposed by the Senate.

GEOLOGICAL SURVEY

Amendment No. 79: Deletes the rescission of \$16,200,000 proposed by the House for the Exploration of National Petroleum Reserve in Alaska.

BUREAU OF MINES

Amendment No. 80: Provides \$4,073,000 in new budget authority and \$991,000 by transfer for mines and minerals as proposed by the House instead of \$4,198,000 in new budget authority and \$991,000 by transfer as proposed by the Senate.

The managers agree that within previously appropriated funds the Bureau of Mines is to provide \$100,000 for the initial phase of a project to apply the latest subsidence monitoring instruments in an integrated system for abandoned mines in Eastern Pennsylvania, and \$125,000 for planning and design of a controlled burnout technology demonstration.

OFFICE OF SURFACE MINING RECLAMATION AND ENFORCEMENT

Amendment No. 81: Appropriates \$13,251,000 for abandoned mine reclamation fund as proposed by the House.

Although funds have been provided in this Supplemental for the Rural Abandoned Mine Program to take advantage of the design work that is already complete, the managers agree that no further such projects will be funded in the manner described in section 406 of Public Law 95-87, the Surface Mining Reclamation and Control Act. Future projects of this type, including those currently in the planning stage, will be funded through the reclamation grants made available to the individual States. In this regard, the States are encouraged to utilize the expertise of the Soil Conservation Service and State and local conservation districts in planning reclamation projects.

BUREAU OF INDIAN AFFAIRS

Amendment No. 82: Appropriates \$18,100,000 for operation of Indian programs instead of \$7,000,000 as proposed by the House and \$22,900,000 as proposed by the Senate.

Up to \$5,450,000 of the funds identified for implementation of the proposed reorganization plan of the Bureau of Indian Affairs shall be reprogrammed to the social services program to meet the fiscal year 1982 requirements for general assistance and child welfare payments.

Amendment No. 83: 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 provides \$11,100,000 for transfer to the State of Alaska.

The managers expect the State of Alaska to take action at the earliest possible date to provide the balance of the required funding for upgrading, operations and maintenance of the seventeen day schools which will be transferred to the State as of the 1982-83 school year.

Amendment No. 84: 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:

Provided further, That the Act of December 23, 1981 (95 Stat. 1391, 1400) is amended under the heading "INDIAN AFFAIRS" in the paragraph headed "TRIBAL TRUST FUNDS" by deleting the last sentence of said paragraph and inserting the following in lieu thereof:

"No funds shall be deposited in such 'Indian money, proceeds of labor (IMPL) accounts after September 30, 1982. The unobligated balance in IMPL accounts as of the close of business on September 30, 1982, including the income resulting from the investment of funds from such accounts prior to such date, shall be transferred to and held in escrow accounts at the locations of the IMPL accounts from which they are transferred. Funds in such escrow accounts may be invested as provided in section 1 of the Act of June 24, 1938 (52 Stat. 1037; 25 U.S.C. 162a) and the investment income added to such accounts. The Secretary shall determine no later than September 30, 1985 (after consultation

with appropriate tribes and individual Indians) the extent to which the funds held in such escrow accounts represent income from the investment of special deposits relating to specific tribes or individual Indians. Upon such a determination by the Secretary and express acceptance of the determination by the beneficiary, the Secretary shall transfer such funds to trust accounts for such tribes or individual Indians. Not more than 10 percent of the funds transferred to trust accounts for any tribe or individual Indian under this provision may be utilized to pay for legal or other representation relating to claims for such funds. Not to exceed two percent of the funds transferred from the IMPL accounts shall be available to reimburse the Bureau of Indian Affairs for administrative expenses incurred in determining ownership of the funds. Acceptance of a determination by the Secretary and the transfer of funds under this provision shall constitute a complete release and waiver of any and all claims by the beneficiary against the United States relating to the unobligated balance of IMPL accounts as of the close of business on September 30, 1982. During the period of October 1, 1985, through September 30, 1987, or earlier if a Secretarial determination on ownership and appropriate fund transfers has been completed, the funds remaining in such escrow accounts because they have not been transferred to trust accounts, may be expended subject to the approval of the Secretary for any purpose authorized under the Act of November 2, 1921 (42 Stat. 208; 25 U.S.C. 13) and requested by the respective governing bodies of the tribes at the locations where such accounts are maintained. The unobligated balances of such escrow accounts as of the close of business on September 30, 1987, shall be deposited into miscellaneous receipts of the Treasury."

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 TERRITORIAL AFFAIRS

Amendment No. 85: Appropriates \$24,957,000 for Trust Territory of the Pacific Islands instead of \$21,400,000 as proposed by the House and \$26,457,500 as proposed by the Senate.

Amendment No. 86: 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:

to remain available until expended, of which \$1,000,000 shall be available for immediate payment to the people of Bikini under the terms and conditions as set forth in a trust agreement or amendment thereto approved by the Bikini/Kili Council subject only to the disapproval of the Secretary of the Interior: Provided, That \$19,600,000 shall be available for the relocation and resettlement of the

Bikini people in the Marshall Islands, principally on Kili and Ejit Islands: Provided further, That such sum shall be paid to a trustee selected by the Bikini/Kili Council subject only to the disapproval of the Secretary of the Interior to be held in trust pursuant to the provisions of the aforementioned trust agreement or amendment thereto approved by the Bikini/Kili Council subject only to the disapproval of the Secretary of the Interior: Provided further, That such fund and the earnings and distribution therefrom shall not be subject to any form of Federal, State, or local taxation: Provided further, That \$2,000,000 of such fund shall remain available for future ex gratia distribution to the people of Bikini Atoll pursuant to the provisions of the trust agreement: Provided further, That the Governments of the United States and Trust Territory of the Pacific Islands shall not be liable in any cause of action in law or equity from the administration and distribution of the trust funds: Provided further, That of the remaining funds, \$2,500,000 shall be transferred to the "Administration of territories" account for technical assistance activities, to 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.

The managers agree that within the funds made available in this Supplemental, \$517,000 shall be made available for purchase of construction equipment for Ponape, Federated States of Micronesia, and \$2,500,000 shall be transferred to the administration of territories account for technical assistance activities. The managers direct the Office of Territorial and International Affairs to concentrate such technical assistance in the areas of financial management, communications, and maintenance training.

DEPARTMENT OF AGRICULTURE

FOREST SERVICE

Amendment No. 87: Appropriates \$64,900,000 for national forest system as proposed by the Senate instead of \$69,400,000 as proposed by the House. The reduction from the amount provided by the House is \$4,500,000 for timber stand improvement.

Amendment No. 88: 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 provides \$3,000,000 for a partial payment in partial settlement of land claims of the Chugach Natives, Incorporated.

Amendment No. 89: 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 provides that the uniform allowance for each uniformed employee of the Forest Service shall not exceed \$400 annually.

DEPARTMENT OF ENERGY

Amendment No. 90: Appropriates \$1,080,000 for fossil energy research and development instead of \$2,580,000 as proposed by the House and deleted by the Senate.

The agreement provides \$1,080,000 for additional funds for the Waltz Mill, Pennsylvania, fluid gasification research facility as proposed by the House. The Department of Energy is directed to propose a reprogramming to initiate planning and engineering design to convert the Homer City, Pennsylvania, facility into a test center capable of accommodating a variety of tests on different coal gasification processes.

The managers agree that the coal mining research and development activity is to be transferred from the Department of Energy to the Department of the Interior. The coal preparation program is to remain in the Department of Energy.

The managers further agree to language to conform action taken in Public Law 97-100 to consolidate leasing functions in the Department of the Interior.

Language proposed by the House to prohibit the Department of Energy from proceeding with a reduction in force in Fossil Energy headquarters is stricken.

Amendment No. 91: 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:

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

FOSSIL ENERGY CONSTRUCTION

(Deferral)

Of the funds made available for obligation under this heading in the Department of the Interior and Related Agencies Appropriation Act, 1982 (Public Law 97-100) for the continued design of the Solvent Refined Coal-I (SRC-I) demonstration facility (Project No. 78-2-d), \$64,000,000 is hereby deferred until the enactment of the Department of the Interior and Related Agencies Appropriation Act, 1983. Of the remaining funds, \$28,100,000 shall be used to undertake SRC-I post-baseline activities of the type specified in ICRC-DOE letter numbered 1629 entitled Technical Scope of Work for the Post-Baseline Period; \$22,000,000 shall be used for the termination costs of SRC-I; and \$5,000,000 shall be used for administrative expenses incurred by the Department of Energy in carrying out the aforementioned activities.

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 managers agree that of the \$28,100,000 made available for undertaking the various SRC-I Post-Baseline activities, \$4,500,000 shall be used for toxicological studies and no funds shall be made available for identified market development activities.

DEPARTMENT OF HEALTH AND HUMAN SERVICES

HEALTH SERVICES ADMINISTRATION

Amendment No. 92: Appropriates \$11,200,000 for Indian health facilities instead of \$17,000,000 as proposed by the House and \$4,400,000 as proposed by the Senate.

The increase above the amount provided by the Senate will allow for construction of sanitation facilities needed for housing units constructed with HUD funds which will be completed in this fiscal year.

The managers agree that no funding for sanitation facilities associated with HUD units will be provided to the Indian Health Service in fiscal year 1983. HUD and the Indian Health Service are, therefore, directed to continue implementation of the Memorandum of Understanding in order to provide the necessary sewer and water facilities for HUD Indian housing units.

NATIONAL FOUNDATION ON THE ARTS AND THE HUMANITIES

INSTITUTE OF MUSEUM SERVICES

Amendment No. 93: 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 provides \$720,000 for the Institute of Museum Services to remain available for expenditure until September 30, 1983.

The managers agree that not to exceed \$75,000 may be used for moving expenses and increased administrative costs related to the move.

PENNSYLVANIA AVENUE DEVELOPMENT CORPORATION

The managers agree that \$8,000,000 previously appropriated for relocation, historic preservation and demolition shall be reprogrammed to purchase real estate which will be converted to public park use.

Amendment No. 94: Restores House language which prohibits the use of funds for any activity related to mineral or geothermal leasing on certain designated Federal lands in the municipal watersheds of the cities of Seattle and Tacoma, Washington.

CHAPTER IX—DEPARTMENT OF LABOR

EMPLOYMENT AND TRAINING ADMINISTRATION

EMPLOYMENT AND TRAINING ASSISTANCE

Amendment No. 95: Appropriates \$4,000,000 for construction of facilities at the Joliet, Illinois Job Corps Center, instead of \$8,500,000 as proposed by the House.

(Rescission)

Amendment No. 96: Reported in technical disagreement. The managers on the part of the House will move to recede and concur

in the Senate amendment which rescinds \$48,186,000 of unobligated balances. The House did not consider this rescission.

COMMUNITY SERVICE EMPLOYMENT FOR OLDER AMERICANS

Amendment No. 97: Reported in technical disagreement. The managers on the part of the House will move to recede and concur in the Senate amendment with an amendment as follows:

Provided, That not more than \$46,325,840 shall be for grants to States under paragraphs (3) of section 506(a) of the Older Americans Act of 1965, as amended

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

ADVANCES TO THE UNEMPLOYMENT TRUST FUND AND OTHER FUNDS

Amendment No. 98: Reported in technical disagreement. The managers on the part of the House will move to recede and concur in the Senate amendment with an amendment as follows:

GRANTS TO STATES FOR UNEMPLOYMENT INSURANCE AND
EMPLOYMENT SERVICES

For an additional amount for "Grants to States for Unemployment Insurance and Employment Services", \$20,000,000, to remain available until September 30, 1983, to be used only for necessary administrative expenses for carrying out a Federal supplemental benefits program, subject to enactment of authorizing legislation.

ADVANCES TO THE UNEMPLOYMENT TRUST FUND AND OTHER
FUNDS

Funds appropriated under this head shall be available for non-repayable advances for a Federal supplemental benefits program, subject to enactment of authorizing legislation.

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 with the intent of the Senate amendment to make funding available for a Federal supplemental benefits program automatically upon enactment of authorizing legislation. The bill language agreed to by the Conferees clarifies that available uncommitted balances in the Advances account be utilized for such benefit payments.

The Conferees are agreed that if additional appropriations are necessary, they will be made available in a subsequent appropriations bill.

LABOR-MANAGEMENT SERVICES ADMINISTRATION

SALARIES AND EXPENSES

(Transfer of funds)

Amendment No. 99: Transfers \$400,000 to this account as proposed by the Senate instead of \$1,157,000 as proposed by the House.

OCCUPATIONAL SAFETY AND HEALTH ADMINISTRATION

SALARIES AND EXPENSES

Amendment No. 100: Reported in technical disagreement. The managers on the part of the House will move to recede and concur in the Senate amendment which permits the Secretary of Labor to grant final approval to those State plans under section 18 of the Act that have staffing levels that are at least equivalent to Federal staffing levels.

DEPARTMENT OF HEALTH AND HUMAN SERVICES

CENTER FOR DISEASE CONTROL

PREVENTIVE HEALTH SERVICES

Amendment No. 101: Appropriates \$11,500,000 as proposed by the Senate, instead of \$11,000,000 as proposed by the House.

HEALTH RESOURCES ADMINISTRATION

HEALTH RESOURCES

Amendment No. 102: Restores appropriation of \$7,000,000 for a grant for construction of a health teaching facility under section 720 (a)(1) of the Public Health Service Act, as proposed by the House.

Amendment No. 103: 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 funds shall not be withheld from health systems agencies which meet certain staffing criteria.

HEALTH CARE FINANCING ADMINISTRATION

GRANTS TO STATES FOR MEDICAID

Amendment No. 104: Appropriates \$112,000,000 as proposed by the Senate instead of \$142,000,000 as proposed by the House.

DEPARTMENT OF EDUCATION

COMPENSATORY EDUCATION FOR THE DISADVANTAGED

Amendment No. 105: Changes reference to "each county" as proposed by the Senate, instead of "State and local educational agencies" as proposed by the House.

Amendment No. 106: Changes reference to "county" as proposed by the Senate, instead of "local educational agency" as proposed by the House.

Amendment No. 107: 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 in the case of Puerto Rico, poverty data gathered by the Bureau of the Census in the 1975 survey of income and education shall be used if 1980 Census data are not available.

The Conferees are agreed that the \$148,000,000 in supplemental funds made available for fiscal year 1982 will be allocated only to those counties which stand to gain or lose depending on whether 1970 or 1980 Census data are used. The intent is to ensure that if 1970 Census data are used in the distribution of the regular Title I appropriations for the 1982-1983 school year, supplemental funds would be allocated only to those counties which would realize a gain if 1980 Census data were used as the basis for allocating funds. Conversely, if 1980 Census data are the basis for making Title I allocations under the regular appropriation, funds under the supplemental appropriation would be allocated only to those counties which would have a lower allocation as a result of not using 1970 Census data.

In addition, the Conferees further note that in cases where Title I funds are allocated to counties on the basis of 1980 Census data, the Department shall use the criteria of poverty established under the 1980 Census for determining each county's allocation.

SCHOOL ASSISTANCE IN FEDERALLY AFFECTED AREAS

Amendment No. 108: 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 appropriates \$200,000 under section 7 of Public Law 81-874 for the Waubay School District in South Dakota. The House bill proposed no funding for this purpose.

VOCATIONAL AND ADULT EDUCATION

Amendment No. 109: Appropriates \$2,520,000 as proposed by the House. The Senate bill proposed to delete this appropriation.

STUDENT FINANCIAL ASSISTANCE

Amendment No. 110: Appropriates \$217,000,000 as proposed by the Senate, instead of \$169,000,000 as proposed by the House.

Amendment No. 111: Earmarks \$77,000,000 for Title IV, part A, subpart 2 (supplemental educational opportunity grants) of the Higher Education Act as proposed by the Senate, instead of \$29,000,000 as proposed by the House.

HIGHER AND CONTINUING EDUCATION

Amendment No. 112: 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, amended to read as follows:

For an additional amount to carry out title III of the Higher Education Act, notwithstanding section 516(c)(1) of the Omnibus Reconciliation Act of 1981, \$10,000,000 which shall remain available for obligation by the Secretary of Education through September 30, 1983, of which \$5,000,000 shall enable the Secretary (1) to award grants under title III of the Higher Education Act notwithstanding section 347 of that Act and (2) to pay expenditures of the Secretary in connection with the awarding of such grants: Provided, That the Secretary may award these funds to an eligible institution only if the institution is not eligible to receive title III funds under section 347(e) of the Act in fiscal year 1982 and its enrollment of Hispanic and Native American students, as reported on the latest available Education Department Higher Education General Information Survey (HEGIS), is at least 45 per centum: Provided further, That the remaining \$5,000,000 shall enable the Secretary to award grants under parts A and B of title III of the Act to eligible institutions which had an application approved, but did not receive a grant in fiscal year 1982: Provided further, That any funds that were appropriated for part B of title III of the Higher Education Act for fiscal year 1982 and were reserved in accordance with section 347(e) of the Act but not awarded in fiscal year 1982 to institutions with special needs that historically serve substantial numbers of black students, shall remain available for obligation by the Secretary of Education through September 30, 1983 to enable the Secretary (1) to award such funds to those institutions with special needs that historically serve black students that were not selected for funding by the Secretary under title III of the Act in fiscal year 1982, and (2) to provide technical assistance to such institutions to assist them in applying for such funds, notwithstanding section 321(b) of the Act: Provided further, That of the amounts that shall remain available for obligation under part B of title III of the Higher Education Act, \$300,000 shall be for two institutions of higher learning in Vermont under part A of title III of that 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.

COLLEGE HOUSING LOANS

Amendment No. 113: Directs that the college housing loan program shall operate under the terms and conditions contained in H.R. 4560 as passed by the House of Representatives on October 6, 1981 except that the gross commitments for the principal amount of direct loans shall be \$40,000,000, instead of \$75,000,000 as proposed by the House. The Senate proposed to strike the directive in the House bill.

The Conferees are aware that between \$300,000,000 and \$400,000,000 will be required to redeem participation sales certificates maturing in 1987 and 1988. Redemption of the principal of these certificates is left to the Department's discretion; however,

the Government National Mortgage Association requires that all principal must be paid at the time the certificates mature. In order to deal with this problem in appropriation bills for 1983 and beyond, the conferees direct the Secretary of Education to develop and submit a clear-cut, long-term plan to the House and Senate Committees on Appropriations. The plan should be submitted by September 15, 1982 and should also include a schedule for the repayment of the certificates showing how much of the certificates can be redeemed each year under current assumptions of receipts and expenses, as well as the sources of receipts and expenses.

CHAPTER X—LEGISLATIVE BRANCH

SENATE

Amendment No. 114: Reported in technical disagreement. Inasmuch as the amendment relates solely to the Senate and in accord with long practice, under which each body determines its own housekeeping requirements and the other concurs without intervention, the managers on the part of the House will offer a motion to recede and concur in the Senate amendment.

Amendment No. 115: Reported in technical disagreement. The managers on the part of the House will offer a motion to recede and concur with the Senate amendment which appropriates \$160,000 for the expenses of the Commission on Executive, Legislative, and Judicial Salaries.

HOUSE OF REPRESENTATIVES

ALLOWANCES AND EXPENSES

Amendment No. 116: Appropriates \$5,987,000 for allowances and expenses, contingent fund of the House, as proposed by the House.

CHAPTER XII—DEPARTMENT OF TRANSPORTATION

COAST GUARD

ACQUISITION, CONSTRUCTION, AND IMPROVEMENTS

Amendment No. 117: 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:

ACQUISITION, CONSTRUCTION, AND IMPROVEMENTS

Of the unobligated balances available under this heading, not to exceed \$16,000,000 shall be reprogrammed upon the approval of the House and Senate Committees on Appropriations for the acquisition of an aircraft to replace a C-130 aircraft which had been based at Kodiak, Alaska.

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 expect the Coast Guard to promptly submit a re-programming request regarding the acquisition of a replacement aircraft for the C-130 that was recently destroyed. For the interim, the Coast Guard shall make every reasonable effort to deploy an existing aircraft to Kodiak, Alaska.

ALTERATION OF BRIDGES

Amendment No. 118: Appropriates \$3,000,000 as proposed by the House.

FEDERAL AVIATION ADMINISTRATION

OPERATIONS

Amendment No. 119: 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 stricken and inserted by said amendment, insert the following:

\$93,200,000, of which \$57,500,000 shall remain available until September 30, 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.

Amendment No. 120: 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 makes the funds appropriated for international security charges available until expended.

Amendment No. 121: 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 makes the funds transferred from the appropriation "Construction, Metropolitan Washington airports" available until expended.

FEDERAL HIGHWAY ADMINISTRATION

INTERSTATE TRANSFER GRANTS—HIGHWAYS

Amendment No. 122: Appropriates \$112,500,000 instead of \$197,000,000 as proposed by the House. The conference agreement includes the following amounts:

| | |
|---------------------------|-------------|
| Albany..... | \$8,000,000 |
| New York..... | 1,000,000 |
| Iowa..... | 1,000,000 |
| Twin Cities, Minn..... | 1,400,000 |
| Omaha..... | 4,000,000 |
| New Jersey..... | 7,500,000 |
| Washington, D.C..... | 5,000,000 |
| Philadelphia..... | 5,000,000 |
| Hartford-New Britain..... | 10,000,000 |
| Minneapolis..... | 2,200,000 |
| Northeast Illinois..... | 20,000,000 |
| Tucson..... | 3,000,000 |
| Denver..... | 5,000,000 |
| Oregon..... | 10,000,000 |
| Baltimore..... | 1,500,000 |
| Duluth..... | 2,400,000 |
| Indianapolis..... | 8,000,000 |

| | |
|----------------|-------------|
| Cleveland..... | 12,500,000 |
| Memphis..... | 5,000,000 |
| Total..... | 112,500,000 |

The conferees recognize that this level of funding is far below what is necessary to fulfill the obligation that the Federal Government has to fund Interstate transfer grant projects. The conferees note that many meritorious Interstate transfer projects have been brought to the attention of the Appropriations Committees and these projects will be given full consideration in the fiscal year 1983 bill. The conferees continue to acknowledge the special consideration which should be given to cities which had original contract authority under this program.

ACCESS HIGHWAYS TO PUBLIC RECREATION AREAS ON CERTAIN LAKES

Amendment No. 123: 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 \$6,875,000.

FEDERAL RAILROAD ADMINISTRATION

RAIL SERVICE ASSISTANCE

Amendment No. 124: 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 has the effect of making Rail service assistance funds available until expended.

GRANTS TO THE NATIONAL RAILROAD PASSENGER CORPORATION

Amendment No. 125: Deletes transfer of \$8,400,000 proposed by the House.

The conferees direct Amtrak and the Department of Transportation to jointly evaluate the merits of extending the *Hoosier State* route from its present route between Chicago and Indianapolis to a new route between Chicago and Cincinnati via Indianapolis and Shelbyville, Indiana. This study shall determine if operation of two trains per day over this expanded route will produce a short term avoidable loss of less than 9 cents per passenger mile (as adjusted to reflect constant 1979 dollars); ridership of more than 80 passenger miles per train mile; and a revenue to operating cost ratio of at least 50 percent. Results of this evaluation are to be reported to the Appropriations Committees no later than October 15, 1982.

Amtrak is also directed to immediately set aside \$33,400,000 from its fiscal year 1982 operating and capital appropriation for possible use in the Indianapolis to Cincinnati corridor. Should the joint Amtrak-DOT study conclude that the extended *Hoosier State* route will meet all of the above mentioned criteria, Amtrak is directed to immediately proceed to submit to Congress an amendment to the statutory Route and Service Criteria pursuant to 45 U.S.C. 563(c)(3)(B) which waives Amtrak's procedures for making route and service decisions. Upon the effective date of this amendment, Amtrak shall immediately proceed to purchase this line from Conrail for the agreed upon price of \$8,400,000, and to upgrade the In-

dianapolis to Cincinnati line to Class 5 track standards. The conferees expect this track rehabilitation work to be accomplished over two work seasons.

The conferees also strongly encourage Amtrak to secure assistance from the State of Indiana, local governments and the private sector to share the cost of improving rail passenger service in the Chicago to Cincinnati corridor. Such assistance could include grade crossing safety improvements, marketing of Amtrak services, station improvements, assistance for local rail freight service, or other capital rehabilitation improvements.

The conferees expect the Department of Transportation to take all necessary actions to ensure that the October 15, 1982, deadline is met.

Amendment No. 126: Reported in technical disagreement. Managers on the part of the House will offer a motion to recede and concur in the amendment of the Senate which converts the existing deferral to a permanent exemption from State and local taxes.

REDEEMABLE PREFERENCE SHARES

Amendment No. 127: Deletes heading "Including Transfer of Funds" as proposed by the Senate.

Amendment No. 128: 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 \$20,000,000 and has the effect of making redeemable preference share funds available until expended. The House proposed appropriating \$25,000,000 for fiscal year 1982, of which \$5,000,000 was to be derived by transfer.

COMMUTER RAIL SERVICE

Amendment No. 129: Inserts "Including" in the heading as proposed by the House.

Amendment No. 130: Appropriates \$5,000,000 to carry out the commuter rail activities authorized by section 601(d) of the Rail Passenger Service Act and \$5,000,000 to carry out section 1139(b) of Public Law 97-35 as proposed by the House and deletes restrictive language proposed by the House.

URBAN MASS TRANSPORTATION ADMINISTRATION

URBAN DISCRETIONARY GRANTS

Amendment No. 131: Appropriates \$15,000,000 instead of \$29,500,000 as proposed by the House. The conference agreement includes \$15,000,000 for the Wilshire Corridor project in Los Angeles.

The conferees will not accept any further delay in releasing preliminary engineering funds for the Santa Clara County Guadalupe Corridor project. The conferees direct UMTA to release these funds immediately and expect notification to that effect by September 1, 1982.

Amendment No. 132: 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:

From funds previously appropriated for the Urban Mass Transportation Administration, Urban discretionary grants advances shall be made immediately, upon the approval of the House and Senate Committees on Appropriations, toward extraordinary costs permitted under full funding contracts as necessary to insure project continuity.

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 to language permitting advances toward extraordinary cost payments, following approval by the House and Senate Committees on Appropriations, and direct that this authority be used to make the payments to Buffalo, New York, Dade County, Florida and other locations as mutually agreed to by the Urban Mass Transportation Administration and the appropriate transit authorities.

INTERSTATE TRANSFER GRANTS—TRANSIT

Amendment No. 133: Appropriates \$22,000,000 as proposed by the House. The conference agreement includes the following amounts:

| | |
|------------------|-------------|
| Chicago | \$5,000,000 |
| Boston | 10,000,000 |
| Sacramento | 5,500,000 |
| Duluth | 500,000 |
| Portland | 1,000,000 |
| Total | 22,000,000 |

RELATED AGENCIES

Amendment No. 134: Conforms heading.

NATIONAL TRANSPORTATION SAFETY BOARD

EMERGENCY FUND

Amendment No. 135: 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 \$1,000,000.

DEPARTMENT OF THE TREASURY

OFFICE OF THE SECRETARY

INVESTMENT IN FUND ANTICIPATION NOTES

Amendment No. 136: Deletes heading "Including Transfer of Funds" as proposed by the Senate.

Amendment No. 137: 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 \$20,000,000 and has the effect of making redeemable preference share funds available until expended. The House proposed appro-

priating \$25,000,000 for fiscal year 1982, of which \$5,000,000 was to be derived by transfer.

CHAPTER XIII—DEPARTMENT OF THE TREASURY

INTERNAL REVENUE SERVICE

Amendment No. 138: 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:

Provided, That none of the funds appropriated by this act shall be used to impose or assess any tax due on custom-made firearms under subchapter D of chapter 32 of the Internal Revenue Code of 1954, as amended, sections 4161 and 4181, in all cases where less than fifty items are manufactured or produced per annum

The managers on the part of the Senate will offer a motion to concur in the amendment of the House to the amendment of the Senate.

This amendment prohibits the appropriation of funds to collect certain taxes due on custom-made firearms.

Amendment No. 139: Appropriates \$72,354,000 for taxpayer service and returns processing as proposed by the Senate instead of \$77,232,000 as proposed by the House.

Amendment No. 140: 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 provides \$340,000 for the tax counseling for the elderly program to retroactively reimburse volunteer tax counselors.

Amendment No. 141: Appropriates \$15,563,000 for examinations and appeals as proposed by the House instead of \$14,563,000 as proposed by the Senate.

Amendment No. 142: Appropriates \$19,121,000 for investigations and collections as proposed by the House instead of \$16,604,000 as proposed by the Senate.

ADMINISTRATIVE PROVISION

Amendment No. 143: 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 prohibits the expenditure of funds for redecorating and remodeling the offices of the Commissioner and Chief Counsel of the Internal Revenue Service.

UNITED STATES SECRET SERVICE

Amendment No. 144: Appropriates \$8,998,000 for salaries and expenses instead of \$7,080,000 as proposed by the House and \$11,272,000 as proposed by the Senate. These funds would provide for essential protective travel, overtime, and related basic functions of the Secret Service for the remainder of fiscal year 1982.

Amendment No. 145: 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 provides that \$1,518,000 for expansion of the Beltsville, Maryland, training facility, shall remain available until expended.

ADMINISTRATIVE PROVISION

Amendment No. 146: 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 would restrict the authority of the Treasury Department Inspector General to non-law enforcement activities until such time as this matter is resolved by basic legislation.

UNITED STATES POSTAL SERVICE

Amendment No. 147: Appropriates \$39,000,000 for payment to the Postal Service Fund as proposed by the Senate instead of \$20,000,000 as proposed by the House and deletes language proposed by the Senate. This amendment appropriates \$39,000,000 for revenue foregone to subsidize certain preferred rate mailers.

Amendment No. 148: Rescinds \$208,660,000 from the appropriation account, "Payment to the Postal Service Fund" as proposed by the House instead of \$189,660,000 as proposed by the Senate.

INDEPENDENT AGENCIES

GENERAL SERVICES ADMINISTRATION

NATIONAL ARCHIVES AND RECORDS SERVICE

Amendment No. 149: 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 amended to read as follows:

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

NATIONAL ARCHIVES AND RECORDS SERVICE

OPERATING EXPENSES

For an additional amount for "Operating expenses", \$4,100,000, to remain available until expended, of which \$1,500,000 shall be for allocations and grants for historical publications and records, and \$600,000 shall be for the preservation of House and Senate historical records.

The managers on the part of the Senate will offer a motion to concur in the amendment of the House to the amendment of the Senate.

This amendment appropriates \$4,100,000 for operating expenses, of which \$1,500,000 is for allocations and grants for historical publications and \$300,000 each for the preservation of House and Senate historical records.

NATIONAL DEFENSE STOCKPILE TRANSACTION FUND

Amendment No. 150: Reported in disagreement.

TITLE II

INCREASED PAY COSTS

LEGISLATIVE BRANCH

SENATE

Amendment No. 151. Reported in technical disagreement. Inasmuch as the amendment relates solely to the Senate and in accord with long practice, under which each body determines its own housekeeping requirements and the other concurs without intervention, the managers on the part of the House will offer a motion to recede and concur in the Senate amendment.

HOUSE OF REPRESENTATIVES

Amendment No. 152: Appropriates \$10,484,000 for increased pay costs, as proposed by the House.

SENATE OFFICE BUILDINGS

Amendment No. 153: Reported in technical disagreement. Inasmuch as the amendment relates solely to the Senate and in accord with long practice, under which each body determines its own housekeeping requirements and the other concurs without intervention, the managers on the part of the House will offer a motion to recede and concur in the Senate amendment.

HOUSE OFFICE BUILDINGS

Amendment No. 154: Appropriates \$200,000 as proposed by the House.

DEPARTMENT OF AGRICULTURE

FOREST SERVICE

Amendment No. 155: Appropriates \$18,813,000 for the national forest system as proposed by the House instead of \$16,813,000 as proposed by the Senate.

NATIONAL OCEANIC AND ATMOSPHERIC ADMINISTRATION

OPERATIONS, RESEARCH, AND FACILITIES

Amendment No. 156: Appropriates \$21,294,000 as proposed by the Senate instead of \$20,000,000 as proposed by the House.

DEPARTMENT OF DEFENSE—MILITARY

MILITARY PERSONNEL

MILITARY PERSONNEL, AIR FORCE

Amendment No. 157: Appropriates \$1,198,858,000 as proposed by the Senate instead of \$1,202,558,000 as proposed by the House.

OPERATION AND MAINTENANCE

OPERATION AND MAINTENANCE, ARMY

Amendment No. 158: Appropriates \$180,000,000 instead of \$234,500,000 as proposed by the House and \$125,500,000 as proposed by the Senate.

OPERATION AND MAINTENANCE, AIR FORCE

Amendment No. 159: Appropriates \$86,774,000 instead of \$67,300,000 as proposed by the House and \$126,400,000 as proposed by the Senate.

Amendment No. 160: Provides \$75,726,000 in transfers instead of \$95,200,000 as proposed by the House and \$36,100,000 as proposed by the Senate.

Amendment No. 161: 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: Restore the matter stricken by said amendment, amended to read as follows:

, \$10,000,000 shall be derived by transfer from "Missile procurement, Air Force, 1982/1984", \$12,000,000 shall be derived by transfer from "Aircraft procurement, Air Force, 1982/1984", and \$17,626,000 shall be derived by transfer from "Research, development, test, and evaluation, Navy, 1982/1983"

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

A summary of the transfers approved by the conferees is as follows:

[In thousands of dollars]

| Source of transfer | Program | Amount |
|---|---------------------|--------|
| Missile Procurement, Air Force—1982/1984..... | Maverick..... | 10,000 |
| Aircraft Procurement, Air Force—1982/1984..... | E-3A..... | 12,000 |
| Research, Development, Test, and Evaluation, Navy 1982/1983.... | Seafire..... | 17,100 |
| Do..... | Dual mini sins..... | 526 |

With regard to Seafire, the conferees agree to transfer of funds from Research, Development, Test, and Evaluation, Navy, 1982/1983. The conferees understand that the Navy is now restructuring the Seafire program and is in the process of developing a new Request for Proposal for a semi-active laser guided projectile. These actions are being taken pursuant to direction received from the

authorizing committees to continue the development of these programs for placement on DDG-51 class ships.

The conferees agree that transfer of funds from Missile Procurement, Air Force, 1982/1984, shall be from the Maverick program in lieu of the Rapier program, as requested by the Department.

The conferees agree that transfer of funds shall be from the E-3A program in Aircraft Procurement, Air Force, 1982/1984, in lieu of the ABRES program in Research, Development, Test, and Evaluation, Air Force, 1982/1983, as requested by the Department.

DEPARTMENT OF HEALTH AND HUMAN SERVICES

HEALTH SERVICES ADMINISTRATION

Amendment No. 162: Appropriates \$18,160,000 for Indian health services as proposed by the House instead of \$16,250,000 as proposed by the Senate.

DEPARTMENT OF THE INTERIOR

UNITED STATES FISH AND WILDLIFE SERVICES

Amendment No. 163: Appropriates \$4,572,000 for resource management as proposed by the House instead of \$3,400,000 as proposed by the Senate.

DEPARTMENT OF TRANSPORTATION

FEDERAL HIGHWAY ADMINISTRATION

Amendment No. 164: Restores language proposed by the House temporarily suspending the Federal Highway Administration's rule regarding design standards for resurfacing, restoration and rehabilitation of streets and highways other than freeways.

COAST GUARD

Amendment No. 165: Appropriates \$78,100,000 for Operating expenses as proposed by the Senate instead of \$92,100,000 as proposed by the House.

NATIONAL AERONAUTICS AND SPACE ADMINISTRATION

Amendment No. 166: 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 that \$50,000,000 of the \$80,000,000 appropriated for research and program management shall remain available until September 30, 1983.

VETERANS ADMINISTRATION

Amendment No. 167: Deletes language proposed by the House appropriating \$1,078,000 for medical administration and miscellaneous operating expenses.

OTHER INDEPENDENT AGENCIES

ADVISORY COUNCIL ON HISTORIC PRESERVATION

Amendment No. 168: Deletes funds for salaries and expenses proposed by the House for pay costs.

CIVIL AERONAUTICS BOARD

Amendment No. 169: Appropriates \$375,000 for Salaries and expenses instead of \$700,000 as proposed by the House. The conferees are pleased that they have been able to effect a substantial savings relative to the Board's request. In addition, the Board should realize that it must more aggressively cut expenses and prepare for the early transfer of its remaining functions to other agencies, since "sunset" legislation is expected to be promptly forthcoming.

FEDERAL COMMUNICATIONS COMMISSION

Amendment No. 170: Appropriates \$3,000,000 as proposed by the Senate instead of \$3,124,000 as proposed by the House.

FEDERAL EMERGENCY MANAGEMENT AGENCY

Amendment No. 171: Restores language proposed by the House and stricken by the Senate indicating that the funds are to be derived by transfer from the State and local assistance appropriation.

Amendment No. 172: 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:

and an additional \$500,000 to be derived by transfer from "Emergency planning and assistance", for a total available by transfer of \$2,584,000

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 conferees agree that none of the transferred funds are to be derived from the flood plain management or fire prevention and control programs.

INTERNATIONAL COMMUNICATION AGENCY

SALARIES AND EXPENSES

Amendment No. 173: Appropriates \$7,115,000 in new budget (obligational) authority instead of making this amount available by transfer from "Acquisition and Construction of Radio Facilities" as proposed by the Senate.

NATIONAL FOUNDATION ON THE ARTS AND THE HUMANITIES

NATIONAL ENDOWMENT FOR THE ARTS

Amendment No. 174: Appropriates \$170,000 for salaries and expenses as proposed by the Senate instead of \$250,000 as proposed by the House.

SMITHSONIAN INSTITUTION

Amendment No. 175: Deletes funds for the National Gallery of Art proposed by the House for pay costs.

TITLE III—GENERAL PROVISIONS

Amendment No. 176: Deletes House language which limits outside income of Members of Congress. Members of the House will remain subject to the existing House rule on this matter.

Amendment No. 177: 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. 303. Notwithstanding any other provision of law, funds provided to the Department of Energy by this Act or any other Act for any fiscal year shall be used to maintain not less than the number of full-time permanent Federal employees specified herein for each of the following offices, agencies, or categories of activity: (1) The Office of the Assistant Secretary for Conservation and Renewables, 352 employees, of which not less than 154 employees shall be assigned to conservation research and development activities, and not less than 180 employees shall be assigned to State and local conservation activities; (2) The Office of the Assistant Secretary for Fossil Energy, 754 employees, of which not less than 150 employees shall be assigned to activities of the headquarters organization, not less than 280 employees shall be assigned to the Pittsburgh Energy Technology Center, and not less than 250 employees shall be assigned to the Morgantown Energy Technology Center; (3) The Economic Regulatory Administration, 450 employees, of which not less than 40 employees shall be assigned to the Office of Fuels Conversion; and (4) The Energy Information Administration, 490 employees: Provided, That, notwithstanding any other provision of law, in any case in which the President proposes to rescind, reserve, or defer funds which are available to maintain the Federal personnel levels required by this section, the President shall continue to obligate such funds in order to maintain such levels until a period of 45 days of continuous session of Congress has expired after the President has transmitted to the Congress a special message with respect to such rescission, reservation, or deferral under section 1012 or 1013 of the Impoundment Control Act of 1974, as the case may be: Provided further, That if, within such 45-day period, the Congress passes a rescission bill with respect to any such rescission or reservation or fails to pass an impoundment resolution with respect to any such reservation, the President may withhold from obligation the funds for which such special message was transmitted with respect to such rescission, reservation, or deferral; Provided further, That nothing in the foregoing

provisions shall permit the transfer of funding or full-time permanent positions provided for programs and activities funded in Energy and Water Development Appropriation Acts to programs or activities funded in Interior and Related Agencies Appropriation Acts or vice versa.

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 managers reluctantly have included language in section 303 of the bill which requires the Department to maintain employment at no less than the levels specified for certain programs. The managers are concerned that recent and proposed personnel reductions in the Department of Energy may contribute to ineffective execution of certain departmental programs funded in appropriations acts for the Department of Interior and Related Agencies. A July 19, 1982 report by the General Accounting Office confirms these misgivings. Actions by the Department ignoring previous report guidance, a letter from the Chairman and Ranking Minority Members of the House and Senate Department of the Interior and Related Agencies Appropriations subcommittees, and the intent of the House as expressed in passage of H.R. 6863 on July 29, 1982, have left the managers no alternative to recommending the language which appears in section 303.

Should the Department determine that a lower than specified level of employment would be appropriate for a particular program, a special message in accordance with the provisions of the Impoundment Control Act of 1974 shall be transmitted to the Congress, supplemented by a detailed analysis in support of the recommended level. The language also prohibits the withholding of funds necessary to maintain the specified employment levels unless Congress has approved a special message or, in the event of a deferral proposal, a period of forty-five continuous days of legislative session has elapsed.

Within the 450 employees allocated to the Economic Regulatory Administration, the Managers concur that no less than 160 shall be auditors.

With respect to the Fossil Energy Program, the Department of Energy has indicated to the Office of Management and Budget the need for an allocation of 93 additional full-time equivalent positions on a temporary basis for the operation of the energy technology centers in Bartlesville, Oklahoma; Grand Forks, North Dakota; and Laramie, Wyoming. This allocation would permit the continued Federal operation of the Grand Forks and Laramie Centers until January 1, 1983, and the Bartlesville Center until May 1, 1983. The managers understand that the Department of Energy assumes that the operation of these centers may be transferred to non-Federal entities before the dates cited. Because a specific allocation of Federal positions in law could interfere with the orderly transfer of these facilities to private operators, no such allocation is included in the language contained in section 303.

The managers reserve judgement on the merits of any conversion of these three centers to a government-owned-contractor-operated arrangement. The Department is directed to maintain the present Federal employment levels at the Bartlesville, Grand Forks, and

Laramie technology centers until a transition plan detailing cost savings and contractual obligations is presented to the House and Senate Committees on Appropriations for review. This approach will permit a smooth and efficient transfer of the functions of the centers at some future date.

For programs and activities funded in Energy and Water Development Appropriation Acts, the managers expect the Department to honor its commitments to make no major personnel adjustments from May 26, 1982, staffing levels pending completion of Congressional action to resolve appropriate funding and staffing levels in the regular fiscal year 1983 appropriation bill.

Amendment No. 178: 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 relating to funds earmarked for use for flood control and related measures on the Cowlitz and Toutle Rivers in the Urgent Supplemental Appropriations Act of 1982.

Amendment No. 179: Deletes language proposed by the Senate prohibiting the Department of Transportation from using funds contained in this Act to obtain judicial review with respect to Federal Motor Vehicle Safety Standard No. 208.

Amendment No. 180: 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 changing the section number. The amendment expresses the sense of Congress that the proposed regulations of the Department of Education implementing part B of the Education of the Handicapped Act should not become effective until after the 97th Congress reconvenes for a special session or the 98th Congress has convened, whichever first occurs.

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. 181: Deletes language proposed by the Senate regarding testing procedures of certain Federal agencies.

Amendment No. 182: 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:

SEC. 306. Effective upon enactment of this Act and for the remainder of fiscal year 1983, notwithstanding any other provision 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.

Amendment No. 183: 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, insert the following:

SEC. 307. Notwithstanding any other provision of law, none of the funds made available by this or any other Act, heretofore or hereafter enacted, may be used to carry out section 103 and section 305(d)(3) of S. 1193 "An Act to authorize appropriations for fiscal years 1982 and 1983 for the Department of State, the International Communication Agency and the Board for International Broadcasting, and for other purposes", unless reprogrammed in accordance with the procedures established by the Committees on Appropriations of the House and Senate.

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

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..... | \$16,343,043,000 |
| House bill, fiscal year 1982..... | 14,021,579,924 |
| Senate bill, fiscal year 1982..... | 14,391,507,424 |
| Conference agreement, fiscal year 1982..... | 14,578,111,924 |
| Conference agreement compared with: | |
| Budget estimates of new (obligational) authority, fiscal year 1982..... | -1,764,931,076 |
| House bill, fiscal year 1982..... | +556,532,000 |
| Senate bill, fiscal year 1982..... | +186,604,500 |

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..... | -\$286,859,000 |
| House bill..... | -264,860,000 |
| Senate bill..... | -381,846,000 |
| Conference agreement..... | -400,846,000 |
| Conference agreement compared with: | |
| President's proposals..... | -113,987,000 |
| House bill..... | -135,986,000 |
| Senate bill..... | -19,000,000 |

JAMIE L. WHITTEN
(except amendments 58
and 115),

EDWARD P. BOLAND
(except amendment 115),

WILLIAM H. NATCHER
(except amendment 115),

NEAL SMITH,

JOSEPH P. ADDABBO,

CLARENCE D. LONG,

SIDNEY R. YATES

(except amendment 115),

EDWARD R. ROYBAL,

TOM BEVILL,

ADAM BENJAMIN, Jr.,

JULIAN C. DIXON,

VIC FAZIO,

SILVIO O. CONTE,

JOSEPH M. McDADE,

JACK EDWARDS,

JOHN T. MYERS

(except amendments 54
and 177),

CLARENCE E. MILLER,

LAWRENCE COUGHLIN,

JACK F. KEMP,

GEORGE M. O'BRIEN,

Managers on the Part of the House.

MARK O. HATFIELD,

TED STEVENS,

LOWELL P. WEICKER,

JAMES A. McCLURE,

JAKE GARN,

HARRISON SCHMITT

(except amendment 150),

MARK ANDREWS,

JAMES ABDNOR,

ALFONSE M. D'AMATO,

MACK MATTINGLY,

WILLIAM PROXMIRE,

JOHN C. STENNIS,

DANIEL K. INOUE,

ERNEST F. HOLLINGS,

THOMAS F. EAGLETON,

LAWTON CHILES,

J. BENNETT JOHNSTON,

WALTER D. HUDDLESTON,

PATRICK J. LEAHY,

DENNIS DeCONCINI,

Managers on the Part of the Senate.

