

Public Law 98-8
98th Congress

An Act

Making appropriations to provide productive employment for hundreds of thousands of jobless Americans, to hasten or initiate Federal projects and construction of lasting value to the Nation and its citizens, and to provide humanitarian assistance to the indigent for fiscal year 1983, and for other purposes.

Mar. 24, 1983
[H.R. 1718]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the following sums are appropriated, out of any money in the Treasury not otherwise appropriated, for the fiscal year 1983, and for other purposes in order to increase the wealth of the Nation, putting women and men back to productive work made necessary by the conditions described as follows:

Emergency jobs
appropriations.

TITLE I—MEETING OUR ECONOMIC PROBLEMS WITH
ESSENTIAL AND PRODUCTIVE JOBS

CONGRESSIONAL FINDINGS

It is the sense of the Congress that the continued economic recession has resulted in nearly fourteen million unemployed Americans, including those no longer searching for work, rivaling the actual numbers of unemployed during the Great Depression. Other millions work only part-time due to the lack of full-time gainful employment. The annual cost of unemployment compensation has reached the staggering total of \$32,000,000,000. The hardships occasioned by the recession have been much more severe in terms of duration of unemployment and reduced percentage of unemployed receiving jobless benefits than in previous recessions.

Actual filings of business related bankruptcies for the year ending June 30, 1982, reached a total of seventy-seven thousand as compared with a prior year figure of sixty-six thousand. Business failures are up 49 per centum compared to one year ago. Delinquencies are many times greater. The American farmers are more than \$215,000,000,000 in debt. Hundreds of thousands of farmers are faced with bankruptcy.

It is essential that interest rates, which have been reduced following a General Accounting Office investigation of the Federal Reserve System at the request of the Committee on Appropriations on April 26, 1982, continue at present or lower rates with due regard for controlling inflation so as not to have an opposite effect of driving interest rates upward for business, industrial and agricultural recovery.

Under these circumstances, the Congress finds that a program to provide for neglected needs of the Nation which results in productive jobs, and to provide humanitarian assistance to the indigent and homeless, to be very strongly in the national interest.

REDUCING AND STABILIZING INTEREST RATES

It is the sense of the Congress that the Board of Governors of the Federal Reserve and the Federal Open Market Committee with due regard for controlling inflation so as not to have an opposite effect of driving interest rates upward should continue such actions as are necessary to achieve and maintain a level of interest rates low enough to generate significant economic growth and thereby reduce the current intolerable level of unemployment as they have since the Committee on Appropriations on April 26, 1982 obtained an investigation of the Federal Reserve System by the General Accounting Office.

MAINTAINING AND PROTECTING PUBLIC INVESTMENT FEDERAL BUILDINGS

In order to assist in reducing the backlog of needed maintenance and repair of Federal buildings across the Nation, \$125,000,000 for payment to the "Federal Buildings Fund", General Services Administration, to remain available until expended, which shall be available under the subactivity "Alterations and repairs" for projects which do not require prospectuses.

REBUILDING AMERICA'S HIGHWAYS

To accelerate the construction and reconstruction of the Nation's highways and to improve safety on the Nation's highways, which will result in productive jobs, an additional amount of \$33,000,000, to remain available until expended, to demonstrate methods to accelerate the widening of existing highways: *Provided*, That nothing in this Act shall be construed to modify the policy for purchases set forth in Public Law 97-424: *Provided further*, That, notwithstanding any other provision of law, the total of all obligations for Federal-aid highways and Highway safety construction programs for fiscal year 1983 shall not exceed \$12,375,000,000: *Provided further*, That this limitation shall be administered in accordance with section 104 of Public Law 97-424.

96 Stat. 2097.
23 USC 104 note.

96 Stat. 2098.
23 USC 104 note.

TO SPEED UP IMPROVEMENT OF MASS TRANSPORTATION

To accelerate the construction, modernization and improvement of urban mass transportation systems, to increase the mobility of the urban work force which will result in productive jobs, an additional amount of \$132,650,000, to remain available until expended.

The Congress disapproves the proposed deferral of budget authority in the amount of \$229,000,000 for the Mass Transportation Capital Fund (deferral numbered D83-59), as set forth in the President's special message which was transmitted to the Congress on February 1, 1983. This disapproval shall be effective on the date of enactment of this Act and the amount of the proposed deferral disapproved herein shall be made available for obligation.

Effective date.

REBUILDING RAILROAD INFRASTRUCTURE

To provide for labor-intensive capital improvements, the Secretary of Transportation shall make capital grants to the National

Railroad Passenger Corporation of \$80,000,000, to remain available until expended.

REBUILDING AVIATION INFRASTRUCTURE

Section 302 of the Department of Transportation and Related Agencies Appropriation Act of 1983, Public Law 97-369, is amended:

96 Stat. 1781.

(i) by deleting "\$600,000,000" and inserting in lieu thereof "\$750,000,000"; and

(ii) by deleting the period at the end thereof and inserting in lieu thereof: ": *Provided*, That \$150,000,000 of such funds shall be available only for the purposes of section 507(a)(3)(B) of the Airport and Airway Improvement Act of 1982, Public Law 97-248, as added by section 426(a) of the Surface Transportation Assistance Act of 1982, Public Law 97-424: *Provided further*, That in making discretionary grants pursuant to such section 507(a)(3)(B), the Federal Aviation Administrator shall give first consideration to eligible projects with respect to which preapplications have been filed with the Federal Aviation Administration on or before June 1, 1983."

96 Stat. 2167.
49 USC 2206.

NATIONAL HIGHWAY TRAFFIC SAFETY ADMINISTRATION OPERATIONS AND RESEARCH

Notwithstanding any other provision of law, there is available from sums otherwise made available to the National Highway Traffic Safety Administration, not to exceed \$100,000 for the Presidential Commission on Drunk Driving established under E.O. 12358.

3 CFR, 1982
Comp., p. 179.

IMPROVING FACILITIES AND SERVICES PROVIDED TO VETERANS

For an additional amount for "Medical care", Veterans Administration, \$75,000,000, which will result in productive jobs to improve the facilities and care being provided to veterans throughout the country.

COMMUNITY DEVELOPMENT GRANTS

For an additional amount for "Community development grants", to be made available in accordance with the provisions of title I of the Housing and Community Development Act of 1974, as amended (42 U.S.C. 5301), for worthwhile and necessary projects which will result in productive jobs in communities, including towns and villages, throughout the country through the funding of local community development programs, \$750,000,000, to remain available until September 30, 1985; and an additional amount of \$250,000,000, to remain available until September 30, 1985, for "Community development grants", to be made available to metropolitan cities and urban counties in accordance with the provisions of section 106(b) of the Housing and Community Development Act of 1974, as amended (42 U.S.C. 5301), to fund programs in areas of high unemployment: *Provided*, That the Department of Housing and Urban Development shall submit detailed quarterly reports to the appropriate committees of Congress on the use of these funds: *Provided further*, That of the new budget authority provided under this heading up to \$500,000,000 shall be available until September 30, 1985, for activities authorized by section 105(a)(8) of the Housing and Community

42 USC 5306.
Reports to
congressional
committees.

42 USC 5305.

Development Act of 1974, as amended: *Provided further*, That the 10 per centum limitation on the amount of funds for public service activities contained in such section 105(a)(8) shall not apply to the funds provided under the immediately preceding proviso: *Provided further*, That notwithstanding the limitation of \$60,000,000 contained in section 107(a) of the Housing and Community Development Act of 1974, as amended (42 U.S.C. 5307(a)), one per centum of the new budget authority provided for local community development programs in this Act shall be set aside for the special discretionary fund for grants to Indian tribes as authorized under section 107(b) of the Housing and Community Development Act of 1974, as amended (42 U.S.C. 5307(b)).

URBAN DEVELOPMENT ACTION GRANTS

(DISAPPROVAL OF DEFERRAL)

Effective date.

The Congress disapproves the proposed deferral D83-32A relating to the Department of Housing and Urban Development, Community Planning and Development, Urban development action grants, as set forth in the message of January 6, 1983, which was transmitted to the Congress by the President. This disapproval shall be effective upon the enactment into law of this Act and the amount of the proposed deferral disapproved herein shall be made available for obligation.

ANNUAL CONTRIBUTIONS FOR ASSISTED HOUSING

(DISAPPROVAL OF DEFERRAL)

Effective date.

The Congress disapproves the proposed deferral D83-54 relating to the Department of Housing and Urban Development, Housing Programs, Annual contributions for assisted housing, as set forth in the message of February 1, 1983, which was transmitted to the Congress by the President. This disapproval shall be effective upon enactment into law of this Act and the amount of the proposed deferral disapproved herein shall be made available for obligation: *Provided*, That all contract authority and budget authority, including the amounts disapproved for deferral in this Act, which is available to make reservations to incur obligations in fiscal year 1983 shall be used in accordance with the provisions included in Public Law 97-377, approved December 21, 1982, under the heading "Annual contributions for assisted housing" to carry out the following budget program:

96 Stat. 1830.

ANNUAL CONTRIBUTIONS FOR ASSISTED HOUSING—GROSS RESERVATIONS,
FISCAL YEAR 1983

	Units (approximate)	Cost (approximate)	Contract authority	Term	Budget authority
Use of authority:					
Public housing:					
Indian	2,000	\$6,460	\$12,920,000	28	\$361,760,000
Amendments	NA	NA	25,000,000	NA	782,000,000
Interest rate adjustments	NA	NA	11,652,200	NA	405,000,000
Lease adjustments	NA	NA	23,800,000	1	23,800,000
Modernization: From new authority	NA	NA	125,000,000	20	2,500,000,000
Sub. Rehabilitation set-aside	NA	NA	4,466,086	20	89,321,727
Subtotal, public housing	2,000	NA	202,838,286	NA	4,161,881,727
Section 8:					
New/Sub. Rehabilitation:					
Section 202	14,000	6,550	91,700,000	20	1,834,000,000
Property disposition	10,000	4,560	45,600,000	15	684,000,000
Conversions:					
Section 23	5,000	2,820	14,100,000	15	211,500,000
Rent supplement	60,000	2,730	163,800,000	15	2,457,000,000
Subtotal, conversions	65,000	NA	177,900,000	NA	2,668,500,000
Existing	67,146	3,755	252,133,230	15	3,782,000,000
Moderate rehabilitation	15,000	4,800	72,000,000	15	1,080,000,000
Amendments:					
New/Rehabilitation	NA	NA	43,600,000	23	1,048,000,000
Existing	NA	NA	20,792,860	10	208,160,160
Loan management	NA	NA	15,000,000	10	150,000,000
Subtotal, amendments	NA	NA	79,392,860	NA	1,406,160,160
Subtotal, section 8	171,146	NA	718,726,090	NA	11,454,660,160
Total, all programs	173,146	NA	921,564,376	NA	15,616,541,887

Provided further, That the limitation on the Department's fiscal year 1983 official reception and representation expenses contained in Public Law 97-272, approved September 30, 1982, under the heading "Salaries and expenses" is increased by \$2,000: *Provided further,* That of the amount made available to the Department of Housing and Urban Development under the heading "Research and

96 Stat. 1160.

96 Stat. 1160.

technology" in Public Law 97-272, no less than \$950,000 shall be made available to the Housing Assistance Council within 45 calendar days of enactment of this Act.

**TO AID LOCAL ECONOMIC DEVELOPMENT TO OFFSET PRESENT BUSINESS
AND PLANT CLOSURES**

42 USC 3121
note.
84 Stat. 375.

Toward the objective of restoring the prior level of Federal support for economic development purposes throughout a wide geographic area as provided for by the Public Works and Economic Development Act of 1965, as amended, and Public Law 91-304, and such laws that were in effect immediately before September 30, 1982, an additional amount of \$100,000,000 is appropriated for "Economic development assistance programs", Economic Development Administration.

INCREASING SMALL BUSINESS ACTIVITIES

15 USC 631 note.

15 USC 697.

26 USC 103.

For additional capital for the "Business loan and investment fund", authorized by the Small Business Act, as amended, \$2,000,000, to remain available without fiscal year limitation: *Provided*, That the administration may not decline to participate in a project under section 503 of the Small Business Investment Company Act of 1958 because other sources of financing for the project include or are collateralized by obligations described in section 103(b) of the Internal Revenue Code of 1954: *And provided further*, That loans made with the proceeds of debentures guaranteed under section 503 of said Act shall be subordinated to obligations described in section 103(b) of the Internal Revenue Code of 1954: *And provided further*, That the administration and any other agency of the Federal Government shall not restrict the use of debentures guaranteed under this section with obligations described in section 103(b) of the Internal Revenue Code of 1954 if the project being so financed otherwise complies with the regulations and procedures of the administration; and for additional capital for new direct loan obligations to be incurred by the "Business loan and investment fund", authorized by section 7(a) of the Small Business Act, as amended, \$50,000,000, to remain available without fiscal year limitation, to help small businesses throughout the Nation to employ additional personnel where economically feasible.

15 USC 636.

DEVELOPING PARKS AND RECREATION AREAS

15 USC 648.

An additional amount of \$50,000,000 to remain available until expended, is appropriated for "Salaries and expenses", Small Business Administration to be available only for grants for resources development programs pursuant to section 21(a)(1) of the Small Business Act; notwithstanding any other provision of law including any contained herein, such sum shall be allocated to each State, the District of Columbia, and the Commonwealth of Puerto Rico on the basis of the average of the number of unemployed individuals who

reside in each such area as compared to the total number of unemployed individuals in all of the States, the District of Columbia and Puerto Rico during the fourth quarter of calendar year 1982; upon receipt of a certification, which the Administrator deems appropriate, from the Governor of any State or Puerto Rico or the Mayor of the District of Columbia, the grant to that area may be made immediately, and an expedited review and approval of any rules, regulations or procedures is hereby authorized and shall be completed by April 15, 1983.

REPAIRING AND RESTORING PARKS AND RECREATIONAL FACILITIES

There is appropriated for expenses necessary for the "Urban Parks and Recreation Fund" for rehabilitation grants and repairs, under the provisions of the Urban Park and Recreation Recovery Act of 1978 (title 10 of Public Law 95-625), \$40,000,000: *Provided*, That such funds shall be available only for grants for which: (1) obligations are entered into before October 1, 1983, (2) work will be in progress before January 1, 1984, and (3) all Federal funds will be outlayed before September 30, 1984.

16 USC 2501
note.

To accelerate programs of improvement and maintenance of National Park Service existing facilities which will receive an estimated three hundred and fifty-eight million visits in 1983, there is appropriated an additional \$25,000,000 for "Operation of the National Park System", National Park Service, under the same conditions provided for under this appropriation in Public Law 97-394, to remain available for obligation until December 31, 1983.

96 Stat. 1970.

HISTORIC PRESERVATION FUND

For assistance to States, \$25,000,000 to be derived from the Historic Preservation Fund, established by section 108 of the Historic Preservation Act of 1966 (80 Stat. 915), as amended (16 U.S.C. 470): *Provided further*, That such funds shall be available only for development grants, and for related State administrative expenses not to exceed 5 per centum of the amount available to each State: *Provided further*, That such funds shall be available only for grants for which: (1) obligations are entered into before October 1, 1983, (2) work will be in progress before January 1, 1984, and (3) all Federal funds will be outlayed before September 30, 1984.

LAND AND WATER CONSERVATION FUND

For assistance to States, \$40,000,000, to be derived from the Land and Water Conservation Act of 1965, as amended (16 U.S.C. 4601-4-11): *Provided*, That such funds shall be available only for development or redevelopment purposes: *Provided further*, That such funds shall be available only for grants for which: (1) obligations are entered into before October 1, 1983, (2) work will be in progress before January 1, 1984, and (3) all Federal funds will be outlayed before September 30, 1984.

16 USC 4601-4-4601-11.

PRESERVING THE NATIONAL FOREST SYSTEM

To restore, repair, and provide forest roads, trails, and other existing facilities which are part of the real wealth of this country, there is appropriated an additional amount of \$25,000,000, to remain

available for obligation until September 30, 1984, for the "National Forest System".

In order to provide jobs, to improve the growth rate of existing forested land inventories, and to decrease the number of deforested acres of Forest Service lands, there is appropriated an additional \$35,000,000 for "National Forest System", Forest Service.

In order to provide jobs which will result in the construction of real assets for this country, an additional amount of \$25,000,000 is appropriated, to remain available until expended, for "Construction", Forest Service.

IMPROVING INDIAN HEALTH FACILITIES

In order to provide for construction, repair and improvements, and other services to Indians there is appropriated an additional amount of \$39,000,000, to remain available until expended, for "Indian Health Facilities", Indian Health Service.

IMPROVING FISH AND WILDLIFE SERVICE FACILITIES

To accelerate programs for the rehabilitation and maintenance of wildlife refuges, fish hatcheries, and research facilities, of real benefit to people across the Nation under the jurisdiction of the United States Fish and Wildlife Service, Department of the Interior, there is appropriated an additional \$20,000,000, for "Resource Management", to remain available for obligation until September 30, 1984.

IMPROVING NATURAL RESOURCES ON INDIAN RESERVATIONS

To accelerate programs to improve natural resources on Indian reservations, including range and agricultural improvements, reforestation and timber stand improvement, there is appropriated an additional amount of \$20,000,000 for "Operation of Indian Programs", Bureau of Indian Affairs.

BUREAU OF INDIAN AFFAIRS' CONSTRUCTION

In order to provide for the construction of the Hopi High School and related facilities; for the rehabilitation of existing irrigation systems; and, for renovation of Bureau-owned jails, there is appropriated an additional \$64,450,000, to remain available until expended, to the Bureau of Indian Affairs for "Construction".

IMPROVING INDIAN HOUSING

In order to provide for the construction, repair, and improvement of Indian housing, there is appropriated an additional amount of \$30,000,000 for "Operation of Indian Programs".

ASSISTING IN RURAL DEVELOPMENT AND RESOURCE CONSERVATION

In order to provide assistance for basic human amenities, to alleviate health hazards, to promote stability of rural areas by meeting the need for new and improved rural water and waste disposal systems and to meet national safe drinking water and clean water standards, there is appropriated an additional amount of \$150,000,000 under the 1981 formula and regulations for "Rural

Water and Waste Disposal Grants", Farmers Home Administration, Department of Agriculture, to remain available until expended.

In order to assist eligible borrowers such as communities and others to provide assistance for basic human amenities, alleviate health hazards and promote the orderly growth of rural areas by meeting the need for the financing of new and improved rural water and waste disposal systems and meet the National Clean Water Standards and the Safe Drinking Water Act and to assist in achieving these objectives which create and conserve real wealth throughout the country, \$450,000,000 for additional loans to be insured, or made to be sold and insured, under the "Rural Development Insurance Fund", Farmers Home Administration, Department of Agriculture in accordance with and subject to the provisions of 7 U.S.C. 1928 and 86 Stat. 661-664.

42 USC 201 note.

For an additional amount for "Salaries and Expenses", Farmers Home Administration, Department of Agriculture, \$6,500,000 for 500 additional permanent full-time staff at the county office level for the purpose of handling and supervising loans in an effort to avoid foreclosures.

In order to assist States, local units of government, groups and individuals in developing area plans for resource conservation and development and to create jobs to increase and conserve the real wealth of this country, there is appropriated an additional amount for "Resource Conservation and Development", Soil Conservation Service, Department of Agriculture, \$5,000,000, to remain available until expended.

INCREASING THE EFFECTIVENESS OF SOIL CONSERVATION ACTIVITIES

In order to assist in installing works of improvement and rehabilitation of existing works; reduce damage from floodwater sediment and erosion; for the conservation, development, utilization, and disposal of water; and for the conservation and proper utilization of land, there is appropriated an additional amount for "Watershed and Flood Prevention Operations", Soil Conservation Service, Department of Agriculture, and to assist in providing jobs which will increase and conserve the real wealth of this country, and to meet the needs for emergency work, including repairs to local roads and bridges, to remedy damages resulting from recent floods, \$100,000,000, to remain available until expended.

For an additional amount for emergency measures to repair flood damage as authorized by sections 403-405 of the Agricultural Credit Act of 1978 (16 U.S.C. 2203-2205), \$7,500,000, to remain available until expended.

AGRICULTURAL RESEARCH SERVICE

CONSTRUCTION

To provide for construction, repair, and maintenance of agricultural research facilities, there is appropriated an additional amount of \$3,000,000, for "Buildings and Facilities" for Agricultural Research Service.

FOOD AND DRUG ADMINISTRATION

For design of facilities used by the Food and Drug Administration, where not otherwise provided, \$875,000.

ENHANCEMENT OF WATER RESOURCE BENEFITS AND FOR EMERGENCY
DISASTER WORK

For an additional amount to accelerate programmed ongoing construction of the Nation's river and harbor, flood control, shore protection, navigation, recreation, small continuing authority, and related projects, as authorized by law; and to meet emergency requirements and remedy damages and flooding resulting from disastrous storms and rains, \$85,000,000, to remain available until expended, is hereby appropriated for "Construction, general", Corps of Engineers—Civil, Department of the Army.

For an additional amount to preserve, operate, maintain, and care for existing river and harbor, flood control, and related works; and to meet emergency requirements and remedy damages and flooding resulting from disastrous storms and rains, \$164,000,000, to remain available until expended, is hereby appropriated for "Operation and maintenance, general", Corps of Engineers—Civil, Department of the Army.

To plan, construct, and maintain flood control measures for the river system which drains more than two-fifths of the Nation, to perform necessary rescue work, and repair and restoration of flood control projects including local roads and bridges; together with cooperative projects with the Soil Conservation Service authorized by law, to meet emergency requirements and remedy damages resulting from disastrous rains and floods, and to prevent future damages, an additional amount of \$140,000,000, to remain available until expended, is hereby appropriated for "Flood control, Mississippi River and tributaries", Corps of Engineers—Civil, Department of the Army.

RECLAMATION AND IRRIGATION PROJECTS

To accelerate the completion of projects which will provide additional industrial and municipal water, irrigation water, and hydroelectric capability, an additional amount of \$65,000,000, to remain

available until expended, is hereby appropriated for "Construction program", Bureau of Reclamation, Department of the Interior.

To accelerate hydrogenerator uprating, soil and moisture conservation operations on reclamation projects, levee construction, repair and restoration, improvements of recreation areas, and to assist in creating new productive jobs, an additional \$21,000,000, to remain available until expended, is hereby appropriated for "Operation and maintenance", Bureau of Reclamation, Department of the Interior.

To accelerate loans to irrigation districts and other public agencies for construction of distribution systems on authorized Federal reclamation projects, and for loans and grants to non-Federal agencies, an additional \$30,000,000, to remain available until expended, is hereby appropriated for "Loan program", Bureau of Reclamation, Department of the Interior.

In order to provide for improved maintenance, renovation, construction, and repair of Tennessee Valley Authority facilities, there is appropriated an additional amount of \$40,000,000, to remain available until expended, for the Tennessee Valley Authority Fund.

FEDERAL, STATE, AND LOCAL PRISON MODERNIZATION

For planning, acquisition of sites and remodeling, and construction of new facilities, and constructing, and equipping necessary buildings and facilities at existing penal and correctional institutions, including all necessary expenses incident thereto, by contract or force account, for "Buildings and facilities", Federal Prison System, Department of Justice, \$80,000,000, to remain available until expended: *Provided*, That of this amount, \$20,000,000 shall be transferred to "Support of United States Prisoners", Legal Activities for the Cooperative Agreement Program for the purpose of renovating, constructing, and equipping State and local jail facilities that confine Federal prisoners.

CONSTRUCTION AND MODERNIZATION OF HOUSING UNITS FOR MILITARY FAMILIES

In order to accelerate the construction and maintenance of family housing, to increase the quality of life of military personnel and their families, which will result in jobs in the construction industry and its related trades, there is appropriated for expenses of family housing for the Army for maintenance, \$73,654,000.

In order to accelerate the construction and maintenance of family housing, to increase the quality of life of military personnel and their families, which will result in jobs in the construction industry and its related trades, there is appropriated for expenses of family housing for the Navy and Marine Corps for construction, including addition, expansion, extension and alteration, and for maintenance, as follows: for construction, \$15,691,000; for maintenance,

\$17,107,000; in all, \$32,798,000: *Provided*, That the amount provided for construction shall remain available until September 30, 1984.

In order to accelerate the construction and maintenance of family housing, to increase the quality of life of military personnel and their families, which will result in jobs in the construction industry and its related trades, there is appropriated for expenses of family housing for the Air Force for construction, including addition, expansion, extension and alteration, and for maintenance, as follows: for construction, \$35,948,000; for maintenance, \$37,242,000; in all, \$73,190,000: *Provided*, That the amount provided for construction shall remain available until September 30, 1984.

96 Stat. 1551,
1556, 1561.

Sections 102(c), 202(c), and 302(c) of the Military Construction Authorization Act, 1983 (Public Law 97-321), are each amended by striking out "June 1, 1983" and inserting in lieu thereof "April 1, 1983".

LOW-INCOME ENERGY CONSERVATION

There is appropriated an additional amount for "Energy conservation", Department of Energy, \$100,000,000, to remain available until expended for low-income weatherization: *Provided*, That funds for low-income weatherization activities appropriated under this Act shall be expended according to the regulations pertaining to the maximum allowable expenditures per dwelling unit which were in effect on October 1, 1982, and to the regulations pertaining to priority in providing weatherization assistance which were in effect on October 1, 1982.

SCHOOLS AND HOSPITALS WEATHERIZATION ASSISTANCE

In order to create productive jobs in manufacturing and installation of weatherproofing products, there is appropriated an additional amount for "Energy conservation", Department of Energy, \$50,000,000, to remain available until expended: *Provided*, That this amount shall be available for schools and hospitals weatherization assistance as authorized by the National Energy Conservation Policy Act (Public Law 95-619) (42 U.S.C. 6371-6372).

INCREASING EMPLOYMENT AND TRAINING OPPORTUNITIES

(EMPLOYMENT AND TRAINING ASSISTANCE)

To improve the opportunity for productive work through job training and job creation, an additional \$217,400,000 for "Employment and Training Assistance", Department of Labor, of which \$32,400,000 shall be for the Job Corps, \$100,000,000 shall be for summer youth employment and \$185,000,000 shall be for services to displaced workers under title III of the Job Training Partnership Act: *Provided*, That none of the amounts made available by this paragraph for summer youth employment shall be paid to any individual except upon written certification by the supervising official that the assigned job was performed: *Provided*, That the require-

96 Stat. 1364.

ments of section 304 of the Job Training Partnership Act shall not apply to the sums appropriated under this heading.

96 Stat. 1366.
29 USC 1654.

INCREASING EMPLOYMENT OPPORTUNITIES FOR OLDER AMERICANS

(COMMUNITY SERVICE EMPLOYMENT FOR OLDER AMERICANS)

For an additional amount to carry out the activities for national grants or contracts with public agencies and public or private nonprofit organizations under paragraph (1)(A) of section 506(a) of title V of the Older Americans Act of 1965, as amended, \$29,250,000.

42 USC 3041e.

For an additional amount to carry out the activities for grants to States under paragraph (3) of section 506(a) of title V of the Older Americans Act of 1965, as amended, \$8,250,000.

INCREASING ESSENTIAL COMMUNITY AND HOME HEALTH SERVICES

(HEALTH SERVICES)

To expand the availability of essential health care services for the disadvantaged and unemployed, including those in rural towns and villages, an additional \$70,000,000 for "Health Services", Department of Health and Human Services, for carrying out titles III and XIX of the Public Health Service Act with respect to community and migrant health centers: *Provided*, That \$5,000,000 shall be for the provision of home health services at such centers and \$5,000,000 shall be for carrying out section 339 of the Public Health Service Act relating to home health care services and training: *Provided further*, That each center may apply up to 20 per centum of these funds provided to the center for the purchase (at rates not exceeding those prevailing under the applicable State plan approved under title XIX of the Social Security Act) of inpatient hospital services for delivery and post partum care to pregnant women and infants who have no other source of payment for the care.

42 USC 241,
300w.

42 USC 255.

42 USC 1396.

INCREASING MATERNAL AND CHILD HEALTH SERVICES

(HEALTH SERVICES)

To increase the availability of essential health services for disadvantaged children and mothers, an additional \$105,000,000 for "Health Services", Department of Health and Human Services, for maternal and child health grants under title V of the Social Security Act: *Provided*, That such funds shall be allocated as provided for under section 502(b) of the Act: *Provided further*, That no grant shall be made to a State unless such State offers assurances satisfactory to the Secretary that it will use such amounts in addition to rather than in lieu of existing Federal or State funds currently available for these purposes.

42 USC 701.

42 USC 702.

CENTERS FOR DISEASE CONTROL

PREVENTIVE HEALTH SERVICES

For an additional amount for "Preventive Health Services", \$15,560,000, which shall remain available until expended and shall be for construction and renovation of facilities.

INCREASING ALCOHOL, DRUG ABUSE AND MENTAL HEALTH SERVICES

(ALCOHOL, DRUG ABUSE AND MENTAL HEALTH)

To expand community care programs for the prevention and treatment of mental illness, alcoholism and drug abuse, especially to meet problems associated with extended unemployment, an additional \$30,000,000 for "Alcohol, Drug Abuse, and Mental Health", Department of Health and Human Services, for carrying out the Alcohol, Drug Abuse and Mental Health Block Grant: *Provided*, That no grant shall be made to a State unless such State offers assurances satisfactory to the Secretary that it will use such amounts in addition to rather than in lieu of existing Federal or State funds currently available for these purposes.

INCREASING DAY CARE AND SOCIAL SERVICES

(SOCIAL SERVICES BLOCK GRANTS)

42 USC 1397.

To expand the availability of day care and other social services available to unemployed and disadvantaged Americans, which also shall include Expanded Food and Nutrition Education (Nutrition Aides), an additional \$225,000,000 for "Social Services Block Grants", Department of Health and Human Services, for carrying out title XX of the Social Security Act: *Provided*, That the State allotment for fiscal year 1983 shall not be reduced to offset any reduction in a prior year allotment made pursuant to the Department of Health and Human Services, OIG control number 030550 and 030551: *Provided further*, That no grant shall be awarded to a State under this paragraph unless such State offers assurances satisfactory to the Secretary that it will use these funds in addition to rather than in lieu of existing Federal or State funds currently available for these purposes.

INCREASING COMMUNITY AND HUMANITARIAN SERVICES

(COMMUNITY SERVICES BLOCK GRANT)

42 USC 9901
note.

To expand the availability of essential humanitarian assistance to the unemployed and disadvantaged including those in rural towns and villages, an additional \$25,000,000 for "Community Services Block Grant", Department of Health and Human Services, for carrying out the Community Services Block Grant Act.

PROVIDING URGENTLY NEEDED SCHOOL FACILITIES

(SCHOOL ASSISTANCE IN FEDERALLY AFFECTED AREAS)

20 USC 631 *et*
seq.
20 USC 635, 644,
640.

To construct or improve school facilities to assure adequate, safe, and barrier-free buildings in school districts demonstrating an immediate and urgent need, there is appropriated an additional \$25,000,000 to remain available until expended for "School Assistance in Federally Affected Areas", Department of Education for carrying out the Act of September 23, 1950, as amended (20 U.S.C., Ch. 19): *Provided*, That \$25,000,000 shall be for sections 5 and 14(c), \$10,000,000 shall be for section 10, and \$25,000,000 shall be for sections 14 (a) and (b).

EDUCATION FOR THE HANDICAPPED

To carry out the provisions of section 607 of part A of the Education of the Handicapped Act, relating to the removal of architectural barriers in schools, \$40,000,000, which shall remain available until expended.

20 USC 1406.

REHABILITATION SERVICES AND HANDICAPPED RESEARCH

There is appropriated \$5,000,000 for section 621 of the Rehabilitation Act of 1973, relating to projects with industry for handicapped individuals, which is in addition to the amounts otherwise available for that section for fiscal year 1983.

29 USC 795g.

STUDENT FINANCIAL ASSISTANCE

For an additional amount for "Student Financial Assistance", \$50,000,000 to remain available until September 30, 1984 for carrying out part C of title IV of the Higher Education Act of 1965, relating to the College Work Study Program: *Provided*, That notwithstanding subsections (a), (b), (c), and (e) of section 442 of the Higher Education Act of 1965, and section 11 of Public Law 97-301, the Secretary shall allot the sums appropriated pursuant to section 441(b) of the Higher Education Act of 1965 for fiscal year 1983 among the States so that each State's allotment bears the same ratio to the total amount appropriated as that State's allotment in fiscal year 1981 bears to the total amount appropriated pursuant to section 441(b) for the fiscal year 1981.

42 USC 2751.

42 USC 2752
note.

42 USC 2752.

96 Stat. 1403.

42 USC 2752
note.

42 USC 2751.

LIBRARIES

To carry out the provisions of title II of the Library Services and Construction Act, \$50,000,000, which shall remain available until expended.

20 USC 355a.

DISTRIBUTION OF AGRICULTURAL COMMODITIES

For an additional amount to be added to and merged with the funds currently available to the Department of Agriculture for surplus removal operations in connection with perishable agricultural commodities (7 U.S.C. 612c), \$75,000,000. Such funds shall be used to acquire and distribute surplus agricultural commodities in areas of high unemployment for use in cooperative emergency feeding facilities for indigent persons and shall be accounted for separately and in addition to existing funds held in reserve to support the price of perishable commodities as the need may arise. The Secretary's ability to support prices is contingent upon maintaining reserves adequate to announce large scale purchase. Prices tend to stabilize based on the announcement of intent to purchase, thereby reducing the need for actual purchase.

Notwithstanding 15 U.S.C. 713c-2, the Secretary of Agriculture shall purchase domestically produced fresh and processed fishery products from funds appropriated under 7 U.S.C. 612c, and distribute to eligible recipient agencies.

FEEDING PROGRAM FOR WOMEN, INFANTS, AND CHILDREN

(WIC)

In order to provide supplemental food to low-income pregnant, post partum and breastfeeding women, their infants and young children up to five years of age who are at nutritional risk due to inadequate income resulting from the serious decline in the economy and the unacceptably high levels of unemployment, funds shall be made available to local health clinics through State departments of health and to Indian groups; and upon determination of nutritional risk by competent health care professionals supplemental food shall be provided to such needy individuals to prevent health problems and to improve the future status of their health, \$100,000,000.

FOOD DISTRIBUTION AND EMERGENCY SHELTERS

There is hereby appropriated \$50,000,000 to the Federal Emergency Management Agency to carry out an emergency food and shelter program. Notwithstanding any other provision of this or any other Act, such amount shall be made available under the terms and conditions of the following paragraphs:

Membership.

The Director of the Federal Emergency Management Agency shall, as soon as practicable after enactment of this Act, constitute a national board for the purpose of determining how the program funds are to be distributed to individual localities. The national board shall consist of seven members. The United Way of America, the Salvation Army, the Council of Churches, the National Conference of Catholic Charities, the Council of Jewish Federations, Inc., the American Red Cross, and the Federal Emergency Management Agency shall each designate a representative to sit on the national board. The representative of the Federal Emergency Management Agency shall chair the national board.

Each locality designated by the national board to receive funds shall constitute a local board for the purpose of determining how its funds will be distributed. The local board shall consist, to the extent practicable, of representatives of the same organizations as the national board except that the mayor or appropriate head of government will replace the Federal Emergency Management Agency member.

The Director of the Federal Emergency Management Agency shall award a grant for \$50,000,000 to the national board within thirty days after enactment of this Act for the purpose of providing emergency food and shelter to needy individuals through private voluntary organizations.

Eligible private voluntary organizations should be nonprofit, have a voluntary board, have an accounting system, and practice nondiscrimination.

Program participation.

Participation in the program should be based upon a private voluntary organization's ability to deliver emergency food and shelter to needy individuals and such other factors as are determined by the local boards.

Total administrative costs shall not exceed 2 per centum of the total appropriation.

As authorized by the Charter of the Commodity Credit Corporation, the Corporation shall process and distribute surplus food

owned or to be purchased by the Corporation under the food distribution and emergency shelter program in cooperation with the Federal Emergency Management Agency.

There is hereby appropriated \$50,000,000 to the Federal Emergency Management Agency to carry out an emergency food and shelter program. Notwithstanding any other provision of this Act or any other law, such amount shall be made available under the terms and conditions of the following paragraphs:

The Director of the Federal Emergency Management Agency in consultation with the Director of the Office of Community Services, Department of Health and Human Services shall, within thirty days of the enactment of this Act, make grants totaling \$50,000,000 to States (as defined in section 673(4) of Public Law 97-35) for the purposes of carrying out a program of shelter and food distribution within the States. The Director of the Federal Emergency Management Agency shall make grants to States in amounts based upon the procedure established for determining allotments to States in section 674 of Public Law 97-35 except that the Director of the Federal Emergency Management Agency shall disregard subsection (B) of section 674(a)(1).

42 USC 9902.

42 USC 9903.

Limitations.

No part of the appropriation provided herein shall be expended for the administrative costs of the Federal Emergency Management Agency or any other Federal agency. Administrative costs shall be limited to 2 per centum of the total appropriation: *Provided*, That, the States shall use such funds to supplement and coordinate efforts to supply food and shelter by organizations such as the United Way agencies, the Salvation Army chapters, community action agencies, church organizations, and other voluntary groups and organizations.

SEC. 101. (a)(1) Notwithstanding any other provision of law, 75 per centum of the funds appropriated or otherwise made available in this title for each account listed in subsection (a)(5) shall be made available for projects and activities in civil jurisdictions with high unemployment, or in labor surplus areas, or in political units or in pockets of poverty that are currently or should meet the criteria to be eligible under the Urban Development Action Grant program administered by the Department of Housing and Urban Development.

(2) For purposes of this subsection, a "civil jurisdiction" is—

"Civil jurisdiction."

(A) a city of 50,000 or more population on the basis of the most recently available Bureau of the Census estimates; or

(B) a town or township in the State of New Jersey, New York, Michigan or Pennsylvania of 50,000 or more population and which possesses powers and functions similar to those of cities; or

(C) a county, except those counties which contain any type of civil jurisdictions defined in paragraphs (A) or (B) of this subsection; or

(D) a "balance of county" consisting of a county less any component cities and townships identified in paragraphs (A) or (B) of this subsection; or

(E) a county equivalent which is a town in the State of Massachusetts, Rhode Island, and Connecticut.

(3) For purposes of this subsection, a "civil jurisdiction with a high level of unemployment" is a civil jurisdiction that has been so classified by the Assistant Secretary for Employment and Training, United States Department of Labor. The Assistant Secretary shall classify a civil jurisdiction as having high unemployment whenever,

"Civil jurisdiction with a high level of unemployment."

as determined by the Bureau of Labor Statistics using the latest comparable data available from Departmental, State or local sources, the civil jurisdiction has had an average unadjusted unemployment rate over the previous twelve months of not less than ninety percent of the unadjusted average unemployment rate for all States during the same period. The Assistant Secretary, upon petition submitted by the appropriate State agency, may classify a civil jurisdiction as having high unemployment whenever the civil jurisdiction has experienced or is about to experience a sudden economic dislocation resulting in job loss that is significant both in terms of the number of jobs eliminated and the effect upon the employment rate of the area. The Assistant Secretary shall publish a list of civil jurisdictions with high unemployment, together with geographic descriptions thereof, as soon as practicable, but not later than 30 days after the date of enactment of this Act. This list shall be updated on a monthly basis thereafter, by adding civil jurisdictions that the Assistant Secretary of Labor deems to meet the above criteria.

Unemployment
list, publication.

Unemployment
criteria,
modification.

(4) In classifying civil jurisdictions with high unemployment, the Assistant Secretary, in order to include those individuals actually unemployed, should consider modification of the criteria which counts as fully employed persons who worked at all as paid employees in their own business, profession or farm, or who worked fifteen hours or more in an enterprise operated by a member of the family.

(5) The provisions of this subsection shall apply only to funds appropriated or otherwise made available in this title to:

GSA—Repairing Federal Buildings;
Mass Transit Grants;
Amtrak Grants;
Repairing VA Hospitals;
Economic Development Administration;
SBA Business loan and investment fund;
SBA Natural Resources Development;
Repairing Urban Parks;
Improving and Maintaining National Parks;
Preserving National Forests;
Fish and Wildlife Facilities;
Rural Water and Waste Disposal Grants;
Resource Conservation and Development;
Soil Conservation Service Activities;
Family Housing for the Military;
School Facilities:

Provided, That Corps of Engineers funds shall also be subject to the provisions of this subsection to the extent practicable.

(6) For projects encompassing a civil jurisdiction with high unemployment, labor surplus areas, or political units or pockets of poverty that are currently or should meet the criteria to be eligible under the Urban Development Action Grant program administered by the Department of Housing and Urban Development, as defined in subsections (a)(1), (a)(2), and (a)(3), and a noneligible area, such project shall be eligible for funds under this subsection.

Funding.

(b)(1) Notwithstanding any other provision of law, and subject to the provisions of subsection (b)(5), the head of each Federal agency to which funds are appropriated or otherwise made available under this title, with respect to any program distributed according to a formula grant by State, shall allot the funds as follows:

(A) One-third of such sums for each such program shall be allotted among the States on the basis of the relative number of unemployed individuals who reside in each State as compared to the total number of unemployed individuals in all of the States.

(B) One-sixth of such sums for each program shall be allotted among "long-term unemployment States", to be allotted among "long-term unemployment States" on the basis of the relative number of unemployed individuals who reside in each "long-term unemployment State" as compared to the total number of unemployed individuals in all "long-term unemployment States".

(C) One-half of such sums for each such program shall be allocated among the States on the basis of the provisions of law authorizing each such program.

(2) States receiving allotment of funds under this subsection shall to the extent practicable utilize such funds in areas of the State where unemployment is highest and has been high for the longest period of time and for authorized purposes which have the greatest immediate employment impact.

(3) For purposes of this subsection:

Definitions.

(A) The term "State" means each of the several States, the District of Columbia, and the Commonwealth of Puerto Rico.

(B) The number of unemployed individuals who reside in each State, as well as the total number of unemployed individuals in all of the States, shall be determined by the Bureau of Labor Statistics of the Department of Labor for the month of January 1983.

(C) The term "long-term unemployment State" means any State in which the average unadjusted unemployment rate was equal to or above the unemployment rate of 9.4 percent for the period of June 1982, through November 1982.

(4) Notwithstanding any other provision of law, and subject to the provisions of subsection (b)(5), the head of each Federal agency to which funds are appropriated or otherwise made available under this title, with respect to any program distributed according to a formula grant to political subdivisions of the States, shall allot the funds or other authority provided by this title first, among the States in the manner specified in section (b)(1) and second, among the political subdivisions of that State, to the extent practicable under subsection (b)(2), in accordance with the allocation factors contained in the provision of law authorizing each such program.

(5) The provisions of subsection (b)(1) or (b)(4), as the case may be, of this subsection shall apply to funds appropriated, or otherwise made available, under this title to—

- Community Development Grants;
- Social Services Block Grants;
- Community Services Block Grant;
- Library Services and Construction Act;
- Rebuilding Aviation Infrastructure.

(c) The head of each Federal agency to which funds are appropriated or otherwise made available under this title, or States, or political subdivisions of States, which receive allotment of funds under this title shall to the extent practicable utilize such funds in a manner which maximizes immediate creation of new employment opportunities to individuals who were unemployed at least fifteen of the twenty-six weeks immediately preceding the date of enactment of

this Act. It is the intent of the Congress that funds appropriated or otherwise made available under this title be obligated and disbursed as rapidly as possible so as to quickly assist the unemployed and the needy as well as minimize future year budgetary outlays.

Report to
Congress.

(d) Funds or authority to be made available for projects and activities in civil jurisdictions or States with high unemployment, labor surplus areas, or political units or pockets of poverty that are currently or should meet the criteria to be eligible under the Urban Development Action Grant program administered by the Department of Housing and Urban Development, or to State or sub-State jurisdictions, in accordance with this section, but which cannot be rapidly or efficiently utilized shall be identified in a report transmitted to Congress by the Office of Management and Budget not later than thirty days following enactment of this Act. Not later than ten days following transmittal of such report, such funds shall be reallocated on the basis of the provisions of law authorizing each such program.

(e) Notwithstanding any other provision of law, the head of each Federal agency to which appropriations are made under this title, with respect to project grants or project contracts in this section, shall expedite final approval of projects in areas of high unemployment, labor surplus areas, or in political units or in pockets of poverty that are currently or should meet the criteria to be eligible under the Urban Development Action Grant program administered by the Department of Housing and Urban Development in order to allocate sums as required by this section. Nothing required by this section shall impede the rapid expenditure of funds under this section.

(f) Notwithstanding any other provisions of law, any agency rule-making proceeding conducted in order to implement the provisions of this title shall be conducted expeditiously, and in no case shall an agency hearing on the record be required.

RAILROAD UNEMPLOYMENT BENEFITS

SEC. 102. (a) The Railroad Unemployment Insurance Act (45 U.S.C. 351 et seq.) is amended by adding at the end thereof the following new section:

“SUPPLEMENTAL BENEFITS

45 USC 368.
45 USC 351.

“SEC. 17. (a) An employee as defined in section 1(d) of this Act shall be entitled to supplemental unemployment benefits in accordance with the provisions of this section for each day of unemployment in excess of four during any registration period in such employee's period of eligibility if such employee—

45 USC 231.

“(1) has less than ten years of service as defined in section 1(f) of the Railroad Retirement Act of 1974, did not voluntarily retire, and did not voluntarily leave work without good cause;

“(2) has with respect to the benefit year beginning July 1, 1982, exhausted all rights to unemployment benefits under this Act other than supplemental unemployment benefits payable by reason of this section;

“(3) has no rights to unemployment benefits under any State unemployment compensation law or any other Federal law; and

"(4) is not receiving unemployment compensation with respect to such day under the unemployment compensation law of Canada.

"(b) For purposes of this section, an employee shall be deemed to have exhausted his rights to unemployment benefits under this Act when no unemployment benefits (other than supplemental unemployment benefits payable by reason of this section) can be paid to the employee because he has received the maximum unemployment benefits available to him under this Act, other than this section.

"(c) The amount of supplemental unemployment benefits payable to an employee under this section for any day of unemployment shall be equal to the amount that would be payable to him for such day under section 2(a) of this Act if he were entitled to receive benefits under such section.

"(d) The maximum number of days of unemployment for which supplemental unemployment benefits may be paid to an employee by reason of this section shall be fifty.

"(e) No supplemental unemployment benefits shall be payable by reason of this section for any day before March 10, 1983, or for any day in any registration period beginning after June 30, 1983.

"(f) For purposes of this section the term 'period of eligibility' means with respect to any employee, the period beginning with the first day of unemployment following the later of (i) the day on which he exhausted his rights to unemployment benefits (as determined under subsection (b)) in the benefit year beginning July 1, 1982, or (ii) January 31, 1983, and shall consist of five consecutive registration periods, except that no supplemental benefits under this section shall be payable for any day of unemployment in any registration period beginning after June 30, 1983.

"(g) The terms and conditions of this Act that apply to claims for unemployment benefits and the payment or recovery thereof shall apply to claims for supplemental unemployment benefits and payment thereof, except where inconsistent with the provisions of this section.

"(h)(1) There are authorized to be appropriated from the general fund in the Treasury to the railroad unemployment insurance account in the Unemployment Trust Fund, without fiscal year limitation, such sums as may be necessary to pay supplemental unemployment benefits payable by reason of this section. Such amounts shall not be required to be repaid.

"(2) There are authorized to be appropriated from the general fund in the Treasury to the railroad unemployment insurance administration account in the Unemployment Trust Fund, without fiscal year limitation, such sums as may be necessary to meet the costs of administering the program of supplemental unemployment benefits established by this section. Such amounts shall not be required to be repaid."

(b) In addition to any amounts otherwise appropriated in this Act or any other Act, there are appropriated for the Railroad Retirement Board, \$125,000,000 for transfer into the railroad unemployment insurance account in the Unemployment Trust Fund in accordance with section 17(h)(1) of the Railroad Unemployment Insurance Act, and \$750,000 for transfer into the railroad unemployment insurance administration account in the Unemployment Trust Fund in accordance with section 17(h)(2) of such Act.

Benefit amounts.

Maximum number of benefit days.

Restrictions.

"Period of eligibility."

Claims.

Repayment.

Repayment.

Ante, p. 32.

ADMINISTRATION FOR NATIVE AMERICANS

42 USC 2991.

SEC. 103. During fiscal year 1983, general administration of programs authorized under the Native American Programs Act shall remain in the Department of Health and Human Services and shall not be transferred to the Bureau of Indian Affairs and the Secretary of Health and Human Services shall continue to administer the financial assistance grants funded under that Act through the Administration for Native Americans: *Provided*, That this provision shall not prohibit interagency funding agreements between the Administration for Native Americans and other agencies of the Federal Government for the development and implementation of specific grants or projects.

NATIONAL WEATHER SERVICE

15 USC 313 note.

SEC. 104. Since the Administration has proposed to sell the weather (METSAT) and land (LANDSAT) satellite systems;

Since there are concerns about possible commercialization of the National Weather Service;

Since our country should provide weather service information for the protection of life and property;

Since our Nation's economy—its agriculture, aviation, ocean shipping and construction—is heavily affected by weather and our ability to forecast and disseminate vital information about its behavior: Now, therefore,

It is the sense of the Congress that a reliable and comprehensive national weather information system responsive to the needs of national security; agriculture, transportation and other affected sectors; and individual citizens must be maintained through a strong central National Weather Service that can work closely with the private sector, other Federal and State government agencies, and the weather services of other nations.

Further, the Nation's civil operational remote sensing satellites (METSAT and LANDSAT) shall remain under the National Oceanic and Atmospheric Administration. No effort shall be made to dismantle, transfer, lease or sell any portion of these systems without prior congressional approval.

SHEA'S BUFFALO THEATER AND KLEINHANS MUSIC HALL, BUFFALO, NEW YORK

42 USC 3121 note.

SEC. 105. Upon request of the city of Buffalo, New York, the Secretary of Commerce shall authorize such city to sell or lease to any person the Shea's Buffalo Theater and Kleinhans Music Hall, without affecting the Federal assistance provided by a grant under the Public Works and Economic Development Act of 1965 (project number 01-51-22675) or any other law, if such transfer documents provide for the operation of such facilities as performing arts centers for at least 25 years after the date of such transfer.

DEPARTMENT OF THE TREASURY

UNITED STATES CUSTOMS SERVICE

OPERATION AND MAINTENANCE, AIR INTERDICTION PROGRAM

SEC. 106. For expenses, not otherwise provided for, necessary for the acquisition of aircraft (by any means other than purchase from a commercial source), operation and maintenance of United States Customs Service air interdiction program activities, \$3,750,000.

TITLE II—TEMPORARY EMERGENCY FOOD ASSISTANCE
ACT OF 1983

SEC. 201. This title may be cited as the "Temporary Emergency Food Assistance Act of 1983", and is hereinafter in this title referred to as "the Act".

Short title.

7 USC 612c note.

AVAILABILITY OF CCC COMMODITIES

SEC. 202. (a) Notwithstanding any other provision of law, commodities acquired by the Commodity Credit Corporation that are in excess of quantities needed for the fiscal year to carry out a payment-in-kind acreage diversion program, maintain U.S. share of world markets, and meet international market development and food aid commitments, shall be made available by the Secretary of Agriculture (hereinafter in this Act referred to as the "Secretary") without charge or credit in such fiscal year for use by eligible recipient agencies. Upon request, commodities provided by the CCC shall be provided in a form suitable for individual household or institutional use.

7 USC 612c note.

(b) Notwithstanding any other provision of law, if wheat stocks acquired by the Commodity Credit Corporation are not available for the purposes of this Act, up to 300,000 metric tons of wheat designated under section 302(b)(1) of the Food Security Wheat Reserve Act of 1980 shall be used for the purposes of this Act. Any amount of wheat used from the Food Security Wheat Reserve under this Act shall be replenished by an equivalent quantity of wheat under the provisions of section 302(b) of the Food Security Wheat Reserve Act of 1980 as soon as practicable, but before December 31, 1983.

7 USC 1736f-1.

PROCESSING AGREEMENTS

SEC. 203. Whenever a commodity is made available without charge or credit under any nutrition program administered by the Secretary, the Secretary shall encourage consumption thereof through agreements with private companies under which the commodity is reprocessed into end-food products for use by eligible recipient agencies, with the expense of the reprocessing to be borne by the recipient agencies.

7 USC 612c note.

AUTHORIZATION AND APPROPRIATIONS

SEC. 204. (a) There is appropriated for the period ending September 30, 1983, \$50,000,000 for the Secretary to make available to the States for storage and distribution costs, of which not less than \$10,000,000 shall be made available for paying the actual costs incurred by charitable institutions, food banks, hunger centers, soup

7 USC 612c note.

kitchens, and similar nonprofit organizations providing nutrition assistance to relieve situations of emergency and distress through the provision of food to needy persons, including low-income and unemployed persons, provided that in no case shall such payments exceed five per centum of the value of commodities distributed by any such agency. The value of the commodities made available under this Act and the funds of the Corporation used to pay the costs of initial processing, packaging (including forms suitable for home use), and delivering commodities to the States shall not be charged against this appropriation.

RELATIONSHIPS TO FOOD STAMPS

7 USC 612c note.
7 USC 2013. **SEC. 205.** Section 4(b) of the Food Stamp Act of 1977 shall not apply with respect to the distribution of commodities under this Act.

COMMODITIES NOT INCOME

7 USC 612c note.
7 USC 2013. **SEC. 206.** Notwithstanding any other provision of law, commodities distributed under this Act shall not be considered income or resources for any purposes under any Federal, State, or local law.

PENALTIES

7 USC 612c note.
7 USC 2013. **SEC. 207.** Section 4(c) of the Agriculture and Consumer Protection Act of 1973 is amended by—
(1) striking out “or section 709” and inserting in lieu thereof “section 709”; and
(2) inserting after “(7 U.S.C. 1446a-1)” the phrase “or the Emergency Food Assistance Act of 1983”.

PROHIBITION AGAINST CERTAIN STATE CHARGES

7 USC 612c note.
7 USC 2013. **SEC. 208.** Whenever a commodity is made available without charge or credit under any nutrition program administered by the Secretary for distribution within the States to eligible recipient agencies, the State may not charge recipient agencies any amount that is in excess of the State's direct costs of storing and transporting the commodities to recipient agencies minus any amount the Secretary provides the State for the costs of storing and transporting such commodities.

COMMODITY SUPPLEMENTAL FOOD PROGRAM ADMINISTRATIVE EXPENSES

7 USC 612c note.
7 USC 2013. **SEC. 209.** Notwithstanding any other provision of law, administrative expenses for the Commodity Supplemental Food Program, on commodities donated by CCC during fiscal year 1983, shall be paid from CCC funds and shall be fifteen per centum of the book value of the commodities donated.

REGULATIONS

7 USC 612c note.
7 USC 2013. **SEC. 210.** The Secretary shall issue regulations within 30 days to implement this Act.

TITLE III—SUPPLEMENTAL APPROPRIATIONS

SMALL BUSINESS ADMINISTRATION

BUSINESS LOAN AND INVESTMENT FUND

GUARANTEED LOANS

For additional capital for the "Business loan and investment fund", authorized by the Small Business Act, as amended, \$200,000,000, to remain available without fiscal year limitation. 15 USC 631 note.

DEPARTMENT OF AGRICULTURE

COMMODITY CREDIT CORPORATION

REIMBURSEMENT FOR NET REALIZED LOSSES

For an additional amount for "Reimbursement for net realized losses", \$5,707,457,000.

DEPARTMENT OF LABOR

EMPLOYMENT AND TRAINING ADMINISTRATION

ADVANCES TO THE UNEMPLOYMENT TRUST FUND AND OTHER FUNDS

For an additional amount for "Advances to the Unemployment Trust Fund and Other Funds", \$5,033,000,000, to remain available until September 30, 1984.

GRANTS TO STATES FOR UNEMPLOYMENT INSURANCE AND EMPLOYMENT SERVICES

For an additional amount for "Grants to States for unemployment insurance and employment services", \$276,100,000, which may be expended from the Employment Security Administration Account in the Unemployment Trust Fund and which shall be available only to the extent necessary to meet increased costs of administration resulting from changes in a State law or increases in the number of unemployment insurance claims filed and claims paid or increased salary costs resulting from changes in State salary compensation plans embracing employees of the State generally over those upon which the State's basic grant was based, which cannot be provided for by normal budgetary adjustments: *Provided*, That any portion of the funds granted to a State in the current fiscal year and not obligated by the State in that year shall be returned to the Treasury and credited to the account from which derived.

TITLE III—AVAILABILITY OF FUNDS

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

Approved March 24, 1983.

LEGISLATIVE HISTORY—H.R. 1718 (H.J. Res. 245):

HOUSE REPORTS: No. 98-11 (Comm. on Appropriations) and No. 98-44 (Comm. of Conference).

SENATE REPORT No. 98-17 (Comm. on Appropriations).

CONGRESSIONAL RECORD, Vol. 129 (1983):

Mar. 3, considered and passed House.

Mar. 9-11, 14-17, considered and passed Senate, amended.

Mar. 22, House agreed to the conference report, concurred in certain Senate amendments and in others with amendments; Senate agreed to conference report, concurred in House amendments with an amendment.

Mar. 24, House concurred in Senate amendment.