

SEC. . RESCISSION OF FUNDS FOR WORLD BANK.

(5) "Shipbuilding and Conversion, Navy": \$50,000,000 to be derived from advance procurement of LHD-7.

SEC. . RESCISSION OF FUNDS FOR LEGISLATIVE BRANCH.

(a) IN GENERAL.—The funds made available for each account in the Legislative Branch Appropriations Act, 1994 (Pub. L. 103-69), are rescinded by 1.3 percent of such funds.

It was decided in the { Yeas ..... 207 negative ..... } Nays ..... 211

5.17 [Roll No. 9] AYES—207

- Allard Goss Myers
Archer Grams Neal (NC)
Armedy Grandy Nussle
Bacchus (FL) Greenwood Orton
Bachus (AL) Gunderson Oxley
Baker (CA) Hall (TX) Packard
Baker (LA) Hamilton Paxon
Ballenger Hancock Payne (VA)
Barca Hansen Penny
Barcia Hastert Peterson (MN)
Barlow Hayes Petri
Barrett (NE) Hefley Pickle
Bartlett Herger Pombo
Barton Hoagland Porter
Bateman Hobson Portman
Bereuter Hoekstra Poshard
Bilirakis Hoke Pryce (OH)
Bishop Horn Quillen
Bliley Houghton Quinn
Blute Huffington Ramstad
Boehlert Hughes Ravenel
Boehner Hunter Regula
Bonilla Hutchinson Ridge
Browder Hutto Roberts
Brown (OH) Hyde Rogers
Bunning Inglis Rohrabacher
Burton Inhofe Ros-Lehtinen
Buyer Istook Roth
Callahan Jacobs Roukema
Camp Johnson (CT) Rowland
Canady Johnson (GA) Royce
Castle Johnson, Sam Santorum
Clinger Kasich Saxton
Coble King Schaefer
Collins (GA) Kingston Schiff
Combest Klug Schroeder
Condit Knollenberg Sensenbrenner
Cooper Shaw
Coppersmith Kreidler Shays
Cox Kyl Shuster
Crapo LaRocco Skeen
Cunningham Leach Slattery
DeLay Levy Smith (MI)
Diaz-Balart Lightfoot Smith (NJ)
Doolittle Linder Smith (TX)
Dornan Livingston Solomon
Dreier Lloyd Spence
Duncan Long Stearns
Dunn Machtley Stenholm
Ehlers Mann Stump
Emerson Manzullo Sundquist
English Margolies-Swett
Everett Mezvinsky Talent
Ewing McCollum Tanner
Fawell McCrery Taylor (NC)
Fields (TX) McCurdy Thomas (CA)
Fish McDade Thomas (WY)
Fowler McHugh Torkildsen
Franks (CT) McInnis Upton
Franks (NJ) McMillan Valentine
Furse Meehan Vucanovich
Gallegly Meyers Walker
Gallo Mica Wilson
Gekas Michel Wolf
Geren Miller (FL) Young (AK)
Gilchrest Minge Young (FL)
Gillmor Molinari Zeliff
Gingrich Montgomery Zimmer
Goodlatte Moorhead
Goodling Morella

NOES—211

- Abercrombie Beilenson Brewster
Ackerman Berman Brooks
Andrews (ME) Beville Brown (CA)
Andrews (NJ) Bilbray Brown (FL)
Applegate Blackwell Bryant
Baesler Bonior Byrnes
Barrett (WI) Borski Calvert
Becerra Boucher Cantwell

- Cardin Jefferson
Carr Johnson (SD)
Clay Johnson, E.B.
Clayton Johnston
Clement Kanjorski
Coleman Kaptur
Collins (MI) Kennedy
Conyers Kildee
Costello Kim
Coyne Kleczka
Cramer Klein
Danner Klink
Darden Kopetski
de la Garza LaFalce
de Lugo (VI) Lambert
Deal Lancaster
DeFazio Lantos
DeLauro Laughlin
Dellums Lazio
Derrick Levin
Deutsch Lewis (CA)
Dickey Lewis (GA)
Dicks Lipski
Dingell Lowey
Dixon Maloney
Dooley Manton
Durbin Martinez
Edwards (CA) Matsui
Edwards (TX) Mazzoli
Engel McCandless
Eshoo McCloskey
Evans McDermott
Faleomavaega (AS) McHale
Farr McKeon
Fazio McKinney
Fields (LA) McNulty
Filner Meek
Fingerhut Menendez
Flake Miller (CA)
Foglietta Mineta
Ford (TN) Mink
Frank (MA) Moakley
Frost Molloyhan
Gepardson Moran
Gephardt Nadler
Gibbons Natcher
Gilman Neal (MA)
Glickman Norton (DC)
Gonzalez Oberstar
Gordon Obey
Gutierrez Olver
Hall (OH) Ortiz
Hamburg Pallone
Harman Parker
Hefner Pastor
Hilliard Payne (NJ)
Hinchev Pelosi
Hochbrueckner Peterson (FL)
Holden Pickett
Hoyer Pomeroy
Inslee Price (NC)

NOT VOTING—20

- Andrews (TX) Hastings Reynolds
Bentley Lehman Shepherd
Chapman Lewis (FL) Smith (OR)
Collins (IL) Markey Underwood (GU)
Crane Mfume Washington
Ford (MI) Murphy Weldon
Green Owens

So the amendment was not agreed to. After some further time,

5.18 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. NUSSLE:

Page 1, after line 2, insert the following:

TITLE I—SUPPLEMENTAL APPROPRIATIONS

Page 1, line 3, strike "That the" and insert "The".

Page 19, line 18, strike "\$500,000,000" and insert "\$400,000,000".

Page 22, after line 13, add the following new title:

TITLE II—OFFSETTING REDUCTIONS IN SPENDING

Subtitle A—Department of Agriculture, Rural Development, Food and Drug Administration, and Related Agencies

SEC. 2101. RESCISSION OF FUNDS FOR PUBLIC LAW 480 FOOD FOR PEACE PROGRAM.

Of the funds made available under the heading "Public Law 480 Program Account" in the Agriculture, Rural Development, Food and Drug Administration, and Related Agencies Appropriations Act, 1994 (Pub. L. 103-111)—

(1) \$69,378,000 is rescinded from the amounts provided for the cost of direct credit agreements under title I of the Agricultural Trade Development and Assistance Act of 1954 and the Food for Progress Act of 1985; and

(2) \$56,017,000 is rescinded from the amount provided for commodities supplied in connection with dispositions abroad pursuant to title III of the Agricultural Trade Development and Assistance Act of 1954.

SEC. 2102. RESCISSION OF FUNDS FOR AGRICULTURE BUILDING AND FACILITIES ACCOUNT.

Of the funds made available under the heading "Cooperative State Research Service—Buildings and Facilities" in the Agriculture, Rural Development, Food and Drug Administration, and Related Agencies Appropriations Act, 1994 (Pub. L. 103-111), \$56,874,000 is rescinded.

SEC. 2103. RESCISSION OF FUNDS FOR DEPARTMENT OF AGRICULTURE.

Of the funds made available for the Department of Agriculture in the Agriculture, Rural Development, Food and Drug Administration, and Related Agencies Appropriations Act, 1994 (Pub. L. 103-111), \$13,000,000 is rescinded. The Secretary of Agriculture shall allocate such rescission among the appropriate accounts, and shall submit to the Congress a report setting forth such allocation.

SEC. 2104. RESCISSION OF FUNDS FOR RURAL HOUSING INSURANCE FUND PROGRAM ACCOUNT.

Of the funds made available under the heading "Farmers Home Administration—Rural Housing Insurance Fund Program Account" in the Agriculture, Rural Development, Food and Drug Administration, and Related Agencies Appropriations Act, 1994 (Pub. L. 103-111) for the cost of direct section 502 loans, \$35,000,000 is rescinded.

SEC. 2105. RESCISSION OF FUNDS FOR RURAL DEVELOPMENT LOAN FUND PROGRAM ACCOUNT.

Of the funds made available under the heading "Rural Development Loan Fund Program Account" in the Agriculture, Rural Development, Food and Drug Administration, and Related Agencies Appropriations Act, 1994 (Pub. L. 103-111) for the cost of direct loans, \$20,000,000 is rescinded.

SEC. 2106. RESCISSION OF FUNDS FOR RURAL WATER AND WASTE DISPOSAL GRANTS.

Of the funds made available under the heading "Rural Water and Waste Disposal Grants" in the Agriculture, Rural Development, Food and Drug Administration, and Related Agencies Appropriations Act, 1994 (Pub. L. 103-111), \$25,000,000 is rescinded.

SEC. 2107. RESCISSION OF FUNDS FOR COMMODITY SUPPLEMENTAL FOOD PROGRAM.

Of the funds made available under the heading "Food and Nutrition Service—Commodity Supplemental Food Program" in the Agriculture, Rural Development, Food and Drug Administration, and Related Agencies Appropriations Act, 1994 (Pub. L. 103-111), \$12,600,000 is rescinded.

**SEC. 2108. RESCISSION OF FUNDS FOR FOOD DONATIONS PROGRAMS FOR SELECTED GROUPS.**

Of the funds made available under the heading "Food Donations Programs for Selected Groups" in the Agriculture, Rural Development, Food and Drug Administration, and Related Agencies Appropriations Act, 1994 (Pub. L. 103-111), \$6,000,000 is rescinded.

**SEC. 2109. RESCISSION OF FUNDS FOR COOPERATIVE STATE RESEARCH SERVICE.**

Of the funds made available under the heading "Cooperative State Research Service" in the Agriculture, Rural Development, Food and Drug Administration, and Related Agencies Appropriations Act, 1994 (Pub. L. 103-111), \$30,002,000 is rescinded, including \$20,213,000 for contracts and grants for agricultural research under the Act of August 4, 1965, and \$9,789,000 for necessary expenses of Cooperative State Research Service activities.

**SEC. 2110. RESCISSION OF FUNDS FOR AGRICULTURAL STABILIZATION AND CONSERVATION SERVICE.**

Of the funds made available under the heading "Agricultural Stabilization and Conservation Service—Salaries and Expenses" in the Agriculture, Rural Development, Food and Drug Administration, and Related Agencies Appropriations Act, 1994 (Pub. L. 103-111), \$12,167,000 is rescinded.

**SEC. 2111. RESCISSION OF FUNDS FOR SOIL CONSERVATION SERVICE.**

Of the funds made available under the heading "Soil Conservation Service—Conservation Operations" in the Agriculture, Rural Development, Food and Drug Administration, and Related Agencies Appropriations Act, 1994 (Pub. L. 103-111), \$12,167,000 is rescinded.

**SEC. 2112. RESCISSION OF FUNDS FOR RURAL ELECTRIFICATION AND TELEPHONE LOANS PROGRAM.**

Of the funds made available under the heading "Rural Electrification Administration—Rural Electrification and Telephone Loans Program Account" in the Agriculture, Rural Development, Food and Drug Administration, and Related Agencies Appropriations Act, 1994 (Pub. L. 103-111) for the cost of 5 percent rural telephone loans, \$6,445,000 is rescinded.

**SEC. 2113. RESCISSION OF FUNDS FOR HUMAN NUTRITION INFORMATION SERVICE.**

Of the funds made available under the heading "Agricultural Research Service" in the Agriculture, Rural Development, Food and Drug Administration, and Related Agencies Appropriations Act, 1994 (Pub. L. 103-111), \$11,000,000 is rescinded from the Human Nutrition Information Service.

**SEC. 2114. RESCISSION OF FUNDS FOR AGRICULTURAL RESEARCH SERVICE.**

Of the funds made available under the heading "Agricultural Research Service" in the Agriculture, Rural Development, Food and Drug Administration, and Related Agencies Appropriations Act, 1994 (Pub. L. 103-111), \$16,000,000 is rescinded.

**Subtitle B—Departments of Commerce, Justice, and State, the Judiciary, and Related Agencies****SEC. 2151. RESCISSION OF FUNDS FOR WEATHER OFFICE CLOSURE CERTIFICATION PROCEDURES.**

Of the funds made available under the heading "National Oceanic And Atmospheric Administration—Operations, Research, and Facilities" in the Departments of Commerce, Justice, and State, the Judiciary, and Related Agencies Appropriations Act, 1994 (Pub. L. 103-121), \$20,000,000 is rescinded, to be derived from the National Weather Service.

**SEC. 2152. RESCISSION OF FUNDS FOR NOAA RESEARCH FLEET.**

Of the funds made available under the heading "National Oceanic And Atmospheric

Administration—Fleet Modernization, Shipbuilding and Conversion" in the Departments of Commerce, Justice, and State, the Judiciary, and Related Agencies Appropriations Act, 1994 (Pub. L. 103-121), \$77,064,000 is rescinded.

**SEC. 2153. RESCISSION OF FUNDS FOR NOAA ADD-ONS.**

Of the funds made available under the heading "National Oceanic And Atmospheric Administration" in the Departments of Commerce, Justice, and State, the Judiciary, and Related Agencies Appropriations Act, 1994 (Pub. L. 103-121), there are rescinded the following amounts from the following accounts:

- (1) "Operations, Research, and Facilities", \$37,800,000.
- (2) "Construction", \$15,800,000.
- (3) "Aircraft Procurement and Modernization", \$21,400,000.

**SEC. 2154. RESCISSION OF FUNDS FOR EDA.**

Of the funds made available under the heading "Economic Development Administration—Economic Development Assistance Programs" in the Departments of Commerce, Justice, and State, the Judiciary, and Related Agencies Appropriations Act, 1994 (Pub. L. 103-121), \$125,000,000 is rescinded.

**SEC. 2155. RESCISSION OF FUNDS FOR PUBLIC TELECOMMUNICATIONS FACILITIES.**

Of the funds made available under the heading "National Telecommunications and Information Administration—Public Telecommunications Facilities, Planning and Construction" in the Departments of Commerce, Justice, and State, the Judiciary, and Related Agencies Appropriations Act, 1994 (Pub. L. 103-121), \$15,000,000 is rescinded.

**SEC. 2156. RESCISSION OF FUNDS FOR LEGAL SERVICES CORPORATION.**

Of the funds made available under the heading "Legal Services Corporation—Payment to the Legal Services Corporation" in the Departments of Commerce, Justice, and State, the Judiciary, and Related Agencies Appropriations Act, 1994 (Pub. L. 103-121), \$20,000,000 is rescinded.

**SEC. 2158. RESCISSION OF FUNDS FOR SMALL BUSINESS ADMINISTRATION.**

Of the funds made available under the heading "Small Business Administration—Salaries and Expenses" in the Departments of Commerce, Justice, and State, the Judiciary, and Related Agencies Appropriations Act, 1994 (Pub. L. 103-121), \$13,100,000 is rescinded.

**SEC. 2159. RESCISSION OF FUNDS FOR ADVANCED TECHNOLOGY PROGRAM.**

Of the funds made available under the heading "Department of Commerce—National Institute of Standards and Technology—Industrial Technology Services" in the Departments of Commerce, Justice, and State, the Judiciary, and Related Agencies Appropriations Act, 1994 (Pub. L. 103-121), \$100,000,000 is rescinded from the advanced technology program.

**SEC. 2160. RESCISSION OF FUNDS FOR UNITED STATES INFORMATION AGENCY.**

(a) SALARIES AND EXPENSES.—Of the funds made available under the heading "United States Information Agency—Salaries and Expenses" in the Departments of Commerce, Justice, and State, the Judiciary, and Related Agencies Appropriations Act, 1994 (Pub. L. 103-121), \$6,000,000 is rescinded.

(b) EDUCATIONAL AND CULTURAL EXCHANGE PROGRAMS.—Of the funds made available under the heading "United States Information Agency—Educational and Cultural Exchange Programs" in the Departments of Commerce, Justice, and State, the Judiciary, and Related Agencies Appropriations Act, 1994 (Pub. L. 103-121), \$50,000,000 is rescinded.

(c) NORTH/SOUTH CENTER.—Of the funds made available under the heading "United States Information Agency—North/South Center" in the Departments of Commerce,

Justice, and State, the Judiciary, and Related Agencies Appropriations Act, 1994 (Pub. L. 103-121), \$8,700,000 is rescinded.

**SEC. 2161. RESCISSION OF FUNDS FOR DEPARTMENT OF STATE DIPLOMATIC AND CONSULAR PROGRAMS.**

Of the funds made available under the heading "Department of State—Administration of Foreign Affairs—Diplomatic and Consular Programs" in the Departments of Commerce, Justice, and State, the Judiciary, and Related Agencies Appropriations Act, 1994 (Pub. L. 103-121), \$600,000 is rescinded.

**Subtitle C—Department of Defense and Military Construction****SEC. 2201. RESCISSION OF CERTAIN DEFENSE ADD-ONS.**

(a) MILITARY CONSTRUCTION.—Of the funds made available under the heading "Military Construction, Army Reserve" in the Military Construction Appropriations Act, 1994 (Pub. L. 103-110), \$15,000,000 is rescinded, to be derived from the Georgia-Fort McPherson Command Headquarters, Phase I, project.

(b) DEFENSE PROCUREMENT.—Of the funds made available in the Department of Defense Appropriations Act, 1994 (Pub. L. 103-139), the following amounts are rescinded from the following accounts and programs:

- (1) "Other Procurement, Army", \$15,000,000, to be derived from common hardware and software.
- (2) "Other Procurement, Navy", \$30,000,000, to be derived from spare and repair parts.
- (3) "Other Procurement, Navy", \$12,000,000, to be derived from weapons range support equipment.
- (4) "Other Procurement, Army", \$10,000,000, to be derived from tactical trailers/dolly sets.
- (5) "Shipbuilding and Conversion, Navy", \$50,000,000, to be derived from advance procurement of LHD-7.

**SEC. 2202. RESCISSION OF FUNDS FOR MK-19 GRENADE LAUNCHER PROGRAM.**

Of the funds made available under the heading "Procurement of Weapons and Tracked Combat Vehicles, Army" in the Department of Defense Appropriations Act, 1994 (Pub. L. 103-139), \$15,000,000 is rescinded, to be derived from the MK-19 automatic grenade launcher program.

**SEC. 2203. RESCISSION OF CERTAIN DEFENSE OPERATION AND MAINTENANCE FUNDS.**

Of the funds made available in the Department of Defense Appropriations Act, 1994 (Pub. L. 103-139), the following amounts are rescinded from the following accounts:

- (1) "Operation and Maintenance, Army", \$88,020,000 to be derived from general reduction DBOF, and \$15,180,000 to be derived from inventories.
- (2) "Operation and Maintenance, Navy", \$109,270,000 to be derived from general reduction DBOF, and \$27,555,000 to be derived from inventories.
- (3) "Operation and Maintenance, Air Force", \$94,140,000 to be derived from general reduction DBOF, and \$12,265,000 to be derived from inventories.

**SEC. 2204. RESCISSION OF FUNDS FOR SPACELIFTER PROGRAM.**

Of the funds made available under the heading "Research, Development, Test and Evaluation, Defense-Wide" in the Department of Defense Appropriations Act, 1994 (Pub. L. 103-139), \$10,000,000 is rescinded, to be derived from the new medium lift vehicle (Spacelifter) program.

**SEC. 2205. RESCISSION OF CERTAIN DEFENSE MILITARY CONSTRUCTION FUNDS.**

Of the funds made available in the Military Construction Appropriations Act, 1994 (Pub. L. 103-110), the following amounts are rescinded from the following accounts:

- (1) "Military Construction, Army", \$22,319,000.

(2) "Military Construction, Navy", \$13,969,000.

(3) "Military Construction, Air Force", \$24,787,000.

(4) "Military Construction, Defense-Wide", \$13,663,000.

(5) "Military Construction, Army National Guard", \$7,568,000.

(6) "Military Construction, Air National Guard", \$6,187,000.

(7) "Military Construction, Army Reserve", \$2,551,000.

(8) "Military Construction, Naval Reserve", \$626,000.

(9) "Military Construction, Air Force Reserve", \$1,862,000.

(10) "North Atlantic Treaty Organization Infrastructure", \$70,000,000.

(11) "Base Realignment and Closure Account, Part III", \$437,692,000, except that, within funds available for such account for fiscal year 1994, not less than \$200,000,000 shall be available solely for environmental restoration.

#### Subtitle D—Energy and Water Development

##### SEC. 2251. RESCISSION OF FUNDS FOR MODULAR HIGH-TEMPERATURE GAS-COOLED REACTOR PROJECT.

Of the funds made available under the heading "Department of Energy—Energy Supply, Research and Development Activities" in the Energy and Water Development Appropriations Act, 1994 (Pub. L. 103-126), \$6,000,000 is rescinded, to be derived from the gas turbine-modular helium reactor program.

##### SEC. 2252. RESCISSION OF FUNDS FOR FUSION ENERGY RESEARCH AND DEVELOPMENT.

Of the funds made available under the heading "Department of Energy—Energy Supply, Research and Development Activities" in the Energy and Water Development Appropriations Act, 1994 (Pub. L. 103-126), \$70,000,000 is rescinded, to be derived from the fusion energy program.

##### SEC. 2253. RESCISSION OF FUNDS FROM SPR PETROLEUM ACCOUNT.

The unobligated balance of the funds in the SPR petroleum account on the date of the enactment of this Act is rescinded.

##### SEC. 2254. RESCISSION OF FUNDS FROM TENNESSEE VALLEY AUTHORITY FUND.

Of the funds in the Area and Regional Account of the Tennessee Valley Authority Fund, \$23,000,000 is rescinded.

##### SEC. 2255. RESCISSION OF FUNDS FOR APPALACHIAN REGIONAL COMMISSION.

Of the funds made available under the heading "Appalachian Regional Commission" in the Energy and Water Development Appropriations Act, 1994 (Pub. L. 103-126), \$35,000,000 is rescinded.

##### SEC. 2256. RESCISSION OF FUNDS FOR ENERGY SUPPLY, RESEARCH AND DEVELOPMENT ACTIVITIES.

Of the funds made available under the heading "Energy Supply, Research and Development Activities" in the Energy and Water Development Appropriations Act, 1994 (Pub. L. 103-126), \$97,300,000 is rescinded. Such reduction shall be taken as a general reduction, applied to each program equally, so as not to eliminate or disproportionately reduce any program, project, or activity in the Energy Supply, Research and Development Activities account as included in the reports accompanying such Act.

##### SEC. 2257. RESCISSION OF FUNDS FOR URANIUM SUPPLY AND ENRICHMENT ACTIVITIES.

Of the funds made available under the heading "Uranium Supply and Enrichment Activities" in Public Law 102-377 and prior years' Energy and Water Development Appropriations Acts, \$42,000,000 is rescinded.

##### SEC. 2258. RESCISSION OF FUNDS FOR LOW-PRIORITY WATER PROJECTS.

(a) CORPS OF ENGINEERS GENERAL INVESTIGATIONS.—Of the funds made available under the heading "Corps of Engineers—Civil—General Investigations" in the Energy and Water Development Appropriations Act, 1994 (Pub. L. 103-126), \$24,970,000 is rescinded, to be derived from projects that—

(1) are not continuations of ongoing work under contract;

(2) are not economically justified, or environmentally beneficial in a manner commensurate with costs;

(3) are not environmentally acceptable;

(4) are not in compliance with standard cost sharing;

(5) do not have available the necessary non-Federal sponsorship and funding;

(6) represent a Federal assumption of traditionally non-Federal responsibility; or

(7) have not completed normal executive branch project review requirements.

(b) CORPS OF ENGINEERS CONSTRUCTION.—Of the funds made available under the heading "Corps of Engineers—Civil—Construction, General" in the Energy and Water Development Appropriations Act, 1994 (Pub. L. 103-126), \$97,319,000 is rescinded, to be derived from projects that—

(1) are not continuations of ongoing work under contract;

(2) are not economically justified, or environmentally beneficial in a manner commensurate with costs;

(3) are not environmentally acceptable;

(4) are not in compliance with standard cost sharing;

(5) do not have available the necessary non-Federal sponsorship and funding;

(6) represent a Federal assumption of traditionally non-Federal responsibility; or

(7) have not completed normal executive branch project review requirements.

(c) BUREAU OF RECLAMATION.—Of the funds made available under the heading "Department of the Interior—Bureau of Reclamation—Construction Program" in the Energy and Water Development Appropriations Act, 1994 (Pub. L. 103-126), \$16,000,000 is rescinded, to be derived from projects that—

(1) are not continuations of ongoing work under contract;

(2) in the case of new projects, are inconsistent with the priorities of the Secretary of the Interior;

(3) are not environmentally beneficial in a manner commensurate with costs; or

(4) do not have available the necessary non-Federal cost sharing.

#### Subtitle E—Foreign Operations, Export Financing, and Related Programs

##### SEC. 2301. RESCISSION OF FUNDS FOR WORLD BANK.

Of the funds made available under the heading "Contribution to the International Bank for Reconstruction and Development" in the Foreign Operations, Export Financing, and Related Programs Appropriations Act, 1994 (Pub. L. 103-87)—

(1) \$27,910,500 provided for paid-in capital is rescinded; and

(2) \$902,439,500 provided for callable capital is rescinded.

##### SEC. 2302. RESCISSION OF FUNDS FOR INTERNATIONAL DEVELOPMENT ASSOCIATION.

Of the funds made available under the heading "Contribution to the International Development Association" in the Foreign Operations, Export Financing, and Related Programs Appropriations Act, 1994 (Pub. L. 103-87), \$67,189,143 is rescinded.

##### SEC. 2303. RESCISSION OF FUNDS FOR FOREIGN MILITARY FINANCING.

Of the funds made available under the heading "Foreign Military Financing Program" in the Foreign Operations, Export Fi-

ancing, and Related Programs Appropriations Act, 1994 (Pub. L. 103-87), \$25,721,000 is rescinded, to be derived from grants.

##### SEC. 2304. RESCISSION OF FUNDS FOR AGENCY FOR INTERNATIONAL DEVELOPMENT.

(a) POPULATION FUND FOR AFRICA.—Of the funds made available under the heading "Agency for International Development—Population Fund for Africa" in the Foreign Operations, Export Financing, and Related Programs Appropriations Act, 1994 (Pub. L. 103-87), \$200,000,000 is rescinded.

(b) POPULATION, DEVELOPMENT ASSISTANCE.—Of the funds made available under the heading "Agency for International Development—Population, Development Assistance" in the Foreign Operations, Export Financing, and Related Programs Appropriations Act, 1994 (Pub. L. 103-87), \$130,000,000 is rescinded.

(c) DEVELOPMENT ASSISTANCE FUND.—Of the funds made available under the heading "Agency for International Development—Development Assistance Fund" in appropriations Acts for fiscal year 1994 and prior fiscal years to carry out the provisions of sections 103 through 106 of the Foreign Assistance Act of 1961, \$250,000,000 is rescinded.

#### Subtitle F—Department of the Interior and Related Agencies

##### SEC. 2351. RESCISSION OF FUNDS FOR ARTS AND HUMANITIES PROGRAMS.

Of the funds made available under each of the headings "National Endowment for the Arts", "National Endowment for the Humanities", "Smithsonian Institution", and "National Gallery of Art" in the Department of the Interior and Related Agencies Appropriations Act, 1994 (Pub. L. 103-138), 2 percent is rescinded.

##### SEC. 2352. RESCISSION OF FUNDS FOR DEPARTMENT OF THE INTERIOR.

Of the funds made available for the Department of the Interior in the Department of the Interior and Related Agencies Appropriations Act, 1994 (Pub. L. 103-138), there are rescinded the following amounts from the following accounts:

(1) "Bureau of Land Management—Land Acquisition", \$6,061,000.

(2) "United States Fish and Wildlife Service—Land Acquisition", \$41,327,000.

(3) "National Park Service—Land Acquisition and State Assistance", \$30,000,000.

(4) "United States Geological Survey—Surveys, Investigations, and Research", \$30,000,000.

(5) "Minerals Management Service—Leasing and Royalty Management", \$20,000,000.

(6) "Bureau of Mines—Mines and Minerals", \$10,000,000.

(7) "National Biological Survey—Research, Inventories, and Surveys", \$20,000,000.

##### SEC. 2353. RESCISSION OF FUNDS FOR FOREST SERVICE.

Of the funds made available under the heading "Department of Agriculture—Forest Service—Land Acquisition" in the Department of the Interior and Related Agencies Appropriations Act, 1994 (Pub. L. 103-138), \$32,125,000 is rescinded.

#### Subtitle G—Departments of Labor, Health and Human Services, Education, and Related Agencies

##### SEC. 2371. RESCISSION OF FUNDS FOR EDUCATION PROGRAMS THAT HAVE LARGELY ACHIEVED THEIR PURPOSE.

(a) LIBRARY CONSTRUCTION.—Of the funds made available under the heading "Department of Education—Libraries" in the Departments of Labor, Health and Human Services, and Education, and Related Agencies Appropriations Act, 1994 (Pub. L. 103-112), \$11,000,000 is rescinded, to be derived from public library construction.

(b) SCHOOL IMPROVEMENT PROGRAMS.—Of the funds made available under the heading

"Department of Education—School Improvement Programs" in the Departments of Labor, Health and Human Services, and Education, and Related Agencies Appropriations Act, 1994 (Pub. L. 103-112)—

(1) \$8,300,000 is rescinded, to be derived from the follow through program; and

(2) \$6,000,000 is rescinded, to be derived from the law-related education program.

(c) LAW SCHOOL CLINICAL EXPERIENCE.—Of the funds made available under the heading "Department of Education—Higher Education" in the Departments of Labor, Health and Human Services, and Education, and Related Agencies Appropriations Act, 1994 (Pub. L. 103-112), \$1,800,000 is rescinded, to be derived from the law school clinical experience program.

**SEC. 2372. RESCISSION OF FUNDS FOR DISLOCATED WORKERS ASSISTANCE.**

Of the funds made available under the heading "Employment and Training Administration—Training and Employment Services" in the Departments of Labor, Health and Human Services, and Education, and Related Agencies Appropriations Act, 1994 (Pub. L. 103-112), \$150,000,000 is rescinded, to be derived from grants to States.

**Subtitle H—Legislative Branch**

**SEC. 2401. RESCISSION OF FUNDS FOR LEGISLATIVE BRANCH.**

(a) IN GENERAL.—Of the funds made available for each account in the Legislative Branch Appropriations Act, 1994 (Pub. L. 103-69), there is rescinded an amount equal to 2.8 percent of such funds.

(b) EXCEPTIONS.—Subsection (a) shall not apply to—

(1) funds made available under the heading "Congressional Operations—Senate"; or

(2) funds for which amounts are rescinded by section 2402.

**SEC. 2402. RESCISSION OF FUNDS FOR HOUSE FRANKING.**

Of the funds made available under the heading "House of Representatives—Salaries and Expenses" in the Legislative Branch Appropriations Act, 1994 (Pub. L. 103-69), \$5,000,000 is rescinded, to be derived from "Official Mail Costs".

**Subtitle I—Department of Transportation and Related Agencies**

**SEC. 2451. RESCISSION OF FUNDS FOR MAGLEV PROTOTYPE DEVELOPMENT PROGRAM.**

Of the funds made available under the heading "Federal Railroad Administration—Railroad Research and Development" in the Department of Transportation and Related Agencies Appropriations Act, 1994 (Pub. L. 103-122), \$10,000,000 is rescinded, to be derived from magnetic levitation research and analysis activities.

**SEC. 2452. RESCISSION OF FUNDS FOR AIRWAY SCIENCE PROGRAM, COLLEGIATE TRAINING INITIATIVE, AND AIR CARRIER MAINTENANCE TECHNICIAN TRAINING FACILITY GRANT PROGRAM.**

(a) FAA OPERATIONS.—Of the funds made available under the heading "Federal Aviation Administration—Operations" in the Department of Transportation and Related Agencies Appropriations Act, 1994 (Pub. L. 103-122), \$2,750,000 is rescinded, to be derived from grants to the Mid-American Aviation Resource Consortium and vocational technical institutions.

(b) FAA FACILITIES AND EQUIPMENT.—Of the unobligated balance of funds made available under the heading "Federal Aviation Administration—Facilities and Equipment" in appropriations Acts for fiscal year 1994 and prior fiscal years, \$40,257,111 is rescinded, to be derived from the airway science program.

**SEC. 2453. RESCISSION OF FUNDS FOR INTERSTATE COMMERCE COMMISSION.**

Of the funds made available under the heading "Interstate Commerce Commission—Salaries and Expenses" in the Department of Transportation and Related Agencies Appropriations Act, 1994 (Pub. L. 103-122), \$10,000,000 is rescinded.

**SEC. 2454. RESCISSION OF FUNDS FOR GRANTS-IN-AID FOR AIRPORTS.**

Of the funds provided under the Airport and Airway Improvement Act of 1982, for grants-in-aid for airport planning and development and noise compatibility planning and programs, there is rescinded \$488,200,000 of the amount in excess of the funds made available for obligation in the Department of Transportation and Related Agencies Appropriations Act, 1994 (Pub. L. 103-122).

**SEC. 2455. RESCISSION OF FUNDS FOR FEDERAL HIGHWAY ADMINISTRATION.**

Of the funds made available for specific highway projects that are not yet under construction, \$85,774,222 are rescinded, except that no funds shall be rescinded from any emergency relief project funded under section 125 of title 23, United States Code. For the purposes of this section, a project shall be deemed to be not under construction unless a construction contract for physical construction has been awarded by the State, municipality, or other contracting authority.

**SEC. 2456. RESCISSION OF FUNDS FOR FEDERAL TRANSIT ADMINISTRATION.**

(a) FORMULA GRANTS.—Of the funds made available under the heading "Federal Transit Administration—Formula Grants" in the Department of Transportation and Related Agencies Appropriations Act, 1994 (Pub. L. 103-122), \$250,000,000 is rescinded.

(b) DISCRETIONARY GRANTS.—Of the funds made available under the heading "Federal Transit Administration—Discretionary Grants" in the Department of Transportation and Related Agencies Appropriations Act, 1994 (Pub. L. 103-122), \$40,000,000 is rescinded.

**Subtitle J—Treasury, Postal Service, and General Government**

**SEC. 2501. RESCISSION OF FUNDS FOR BATF.**

Of the funds made available under the heading "Bureau of Alcohol, Tobacco and Firearms—Salaries and Expenses" in the Treasury, Postal Service, and General Government Appropriations Act, 1994 (Pub. L. 103-123), \$2,000,000 is rescinded.

**SEC. 2502. RESCISSION OF FUNDS FOR CONSTRUCTION OF NEW FEDERAL OFFICES AND COURTHOUSES.**

Of the funds made available under the heading "General Services Administration—Federal Buildings Fund" in the Treasury, Postal Service, and General Government Appropriations Act, 1994 (Pub. L. 103-123), \$160,000,000 is rescinded.

**Subtitle K—Departments of Veterans Affairs and Housing and Urban Development, and Independent Agencies**

**SEC. 2551. RESCISSION AND TRANSFER OF FUNDS FOR PUBLIC HOUSING NEW CONSTRUCTION.**

Of the funds made available under the heading "Department of Housing and Urban Development—Housing Programs—Annual Contributions for Assisted Housing" in the Departments of Veterans Affairs and Housing and Urban Development, and Independent Agencies Appropriations Act, 1994 (Pub. L. 103-124)—

(1) \$367,000,000 is rescinded from the total amount under such heading and from the amount specified under such heading for the development or acquisition cost of public housing; and

(2) \$230,701,000 of the amount specified under such heading for the development or

acquisition cost of public housing shall be reallocated to and merged with the amount specified under such heading for the housing voucher program under section 8(o) of the United States Housing Act of 1937.

**SEC. 2552. RESCISSION OF FUNDS FOR NASA.**

(a) RESEARCH AND DEVELOPMENT.—Of the funds made available under the heading "National Aeronautics and Space Administration—Research and Development" in the Departments of Veterans Affairs and Housing and Urban Development, and Independent Agencies Appropriations Act, 1994 (Pub. L. 103-124), \$25,000,000 is rescinded.

(b) CONSTRUCTION OF FACILITIES.—Of the funds made available under the heading "National Aeronautics and Space Administration—Construction of Facilities" in the Departments of Veterans Affairs and Housing and Urban Development, and Independent Agencies Appropriations Act, 1994 (Pub. L. 103-124), \$25,000,000 is rescinded.

**SEC. 2553. RESCISSION OF FUNDS FOR NATIONAL SCIENCE FOUNDATION ACADEMIC RESEARCH INFRASTRUCTURE.**

Of the funds made available under the heading "National Science Foundation—Academic Research Infrastructure" in the Departments of Veterans Affairs and Housing and Urban Development, and Independent Agencies Appropriations Act, 1994 (Pub. L. 103-124), \$10,000,000 is rescinded.

**SEC. 2555. RESCISSION OF FUNDS FOR COMMUNITY DEVELOPMENT GRANTS.**

Of the funds made available under the heading "Community Planning and Development—Community Development Grants" in the Departments of Veterans Affairs and Housing and Urban Development, and Independent Agencies Appropriations Act, 1994 (Pub. L. 103-124) for grants, \$400,000,000 is rescinded.

**Subtitle L—Government-Wide and Other Programs**

**SEC. 2601. RESCISSION OF FUNDS FOR FEDERALLY SPONSORED UNIVERSITY RESEARCH AND DEVELOPMENT.**

(a) IN GENERAL.—Of the aggregate funds made available for the accounts specified in subsection (b), \$110,000,000 is rescinded, to be derived from university research and development programs. The Director of the Office of Management and Budget shall allocate such rescission among such accounts, and shall submit to the Congress a report setting forth such allocation.

(b) AFFECTED ACCOUNTS.—The funds subject to the rescission made by subsection (a) are the following:

(1) NATIONAL INSTITUTES OF HEALTH.—The amounts made available under the heading "Department of Health and Human Services—National Institutes of Health" in the Departments of Labor, Health and Human Services, and Education, and Related Agencies Appropriations Act, 1994 (Pub. L. 103-112), for the following accounts:

(A) "National Cancer Institute".

(B) "National Heart, Lung, and Blood Institute".

(C) "National Institute of Dental Research".

(D) "National Institute of Diabetes and Digestive and Kidney Diseases".

(E) "National Institute of Neurological Disorders and Stroke".

(F) "National Institute of Allergy and Infectious Diseases".

(G) "National Institute of General Medical Sciences".

(H) "National Institute of Child Health and Human Development".

(I) "National Eye Institute".

(J) "National Institute of Environmental Health Sciences".

(K) "National Institute on Aging".

(L) "National Institute of Arthritis and Musculoskeletal and Skin Diseases".

(M) "National Institute on Deafness and Other Communication Disorders".

(N) "National Institute of Nursing Research".

(O) "National Institute on Alcohol Abuse and Alcoholism".

(P) "National Institute on Drug Abuse".

(Q) "National Institute of Mental Health".

(R) "National Center for Research Resources".

(S) "National Center for Human Genome Research".

(T) "John E. Fogarty International Center".

(U) "National Library of Medicine".

(V) "Office of the Director".

(2) **INDEPENDENT AGENCIES.**—The amounts made available in the Departments of Veterans Affairs and Housing and Urban Development, and Independent Agencies Appropriations Act, 1994 (Pub. L. 103-124), for the following accounts:

(A) "National Science Foundation—Research and Related Activities".

(B) "National Aeronautics and Space Administration—Research and Development".

(3) **DEPARTMENT OF DEFENSE.**—The amounts made available in the Department of Defense Appropriations Act, 1994 (Pub. L. 103-139), for the following accounts:

(A) "Research, Development, Test and Evaluation, Army".

(B) "Research, Development, Test and Evaluation, Navy".

(C) "Research, Development, Test and Evaluation, Air Force".

(D) "Research, Development, Test and Evaluation, Defense-Wide".

**SEC. 2602. RESCISSION OF FUNDS FOR EXECUTIVE OFFICE OF THE PRESIDENT.**

(a) **IN GENERAL.**—Of the funds made available for each account under the heading "Executive Office of the President and Funds Appropriated to the President" in the Treasury, Postal Service, and General Government Appropriations Act, 1994 (Pub. L. 103-123), there is rescinded an amount equal to 5 percent of such funds.

(b) **ADDITIONAL OFFICES.**—Of the funds made available for each account under the heading "Executive Office of the President" in the Departments of Veterans Affairs and Housing and Urban Development, and Independent Agencies Appropriations Act, 1994 (Pub. L. 103-124), there is rescinded an amount equal to 5 percent of such funds.

**SEC. 2603. RESCISSION OF FUNDS FOR ADMINISTRATIVE OVERHEAD.**

(a) **IN GENERAL.**—Of the funds made available in appropriations Acts for fiscal year 1994 to the following agencies for travel and transportation of persons, transportation of things, printing and reproduction, other services, and supplies and materials, the following amounts are rescinded:

(1) Department of Agriculture, \$299,570,000.

(2) Department of Commerce, \$32,960,000.

(3) Department of Health and Human Services, \$343,600,000.

(4) Department of the Interior, \$94,540,000.

(5) Department of Justice, \$133,790,000.

(6) Department of Labor, \$137,470,000.

(7) Department of State, \$43,220,000.

(8) Department of the Treasury, \$61,060,000.

(9) Department of Education, \$16,160,000.

(10) Department of Energy, \$137,160,000.

(11) Environmental Protection Agency, \$72,360,000.

(12) Department of Transportation, \$265,350,000.

(13) Department of Housing and Urban Development \$18,970,000.

(14) Department of Veterans Affairs, \$143,780,000.

(b) **ALLOCATION.**—The Director of the Office of Management and Budget shall allocate the rescissions made by subsection (a) among the appropriate accounts, and shall submit to

the Congress a report setting forth such allocation.

**SEC. 2604. RESCISSION OF FUNDS FOR FEDERAL FULL-TIME EQUIVALENT POSITIONS.**

Of the aggregate funds made available to executive departments and agencies in appropriations Act for fiscal year 1994 for purposes of employee compensation, \$1,575,000,000 is rescinded. The Director of the Office of Management and Budget shall allocate such rescission among the appropriate accounts, except that no reduction shall be made in Department of Defense accounts and shall submit to the Congress a report setting forth such allocation.

**SEC. 2605. RESCISSION OF FUNDS FOR APPLICATION OF DAVIS-BACON ACT.**

Of the aggregate funds made available to executive departments and agencies in appropriations Act for fiscal year 1994 for purposes of construction activities under the Act of March 3, 1931 (40 U.S.C. 276a et seq.) (known as the "Davis-Bacon Act") or similar prevailing wage requirements applicable to projects assisted by Federal funds, \$62,000,000 is rescinded. The Director of the Office of Management and Budget shall allocate such rescission among the appropriate accounts, and shall submit to the Congress a report setting forth such allocation.

**SEC. 2606. RESCISSION OF FUNDS FOR REPORTS ON CONTRACTS COVERED BY DAVIS-BACON ACT.**

Of the aggregate funds made available to executive departments and agencies in appropriations Act for fiscal year 1994 for purposes of construction activities submitted under section 2 of the Act of June 13, 1934 (40 U.S.C. 276c) (known as the "Copeland Act"), \$55,000,000 is rescinded. The Director of the Office of Management and Budget shall allocate such rescission among the appropriate accounts, and shall submit to the Congress a report setting forth such allocation.

#### Subtitle M—Coordination of Provisions

**SEC. 2651. INAPPLICABILITY OF EMERGENCY DESIGNATIONS.**

Notwithstanding any other provision of this Act to the contrary, there shall not take effect any proviso or other provision in this Act that—

(1) designates an amount as an emergency requirement pursuant to, or for purposes of, the Balanced Budget and Emergency Deficit Control Act of 1985; or

(2) restricts the availability of amounts to the extent designated as such an emergency requirement by the President in an official budget request or otherwise.

#### Subtitle N—Related Changes in Law

**SEC. 2701. REDUCTION IN PUBLIC LAW 480 FOOD FOR PEACE PROGRAM.**

Section 103 of title I of the Agricultural Trade Development and Assistance Act of 1954 is amended by adding at the end the following:

"(f) **MODIFICATION OF TERMS AND CONDITIONS DURING CERTAIN YEARS.**—The Secretary shall set the terms and conditions of agreements entered into under this title after the date of the enactment of this subsection so that—

"(1) the length of the loan does not exceed 20 years;

"(2) the length of the grace period does not exceed 5 years;

"(3) the interest rate during the grace period is not less than 3 percent; and

"(4) the interest rate during the payback period is not less than 5 percent."

**SEC. 2702. ELIMINATION OF WEATHER OFFICE CLOSURE CERTIFICATION PROCEDURES.**

(a) **IN GENERAL.**—Title VII of the National Oceanic and Atmospheric Administration Authorization Act of 1992 is repealed.

(b) **SENSE OF CONGRESS.**—It is the sense of the Congress that the repeal made by sub-

section (a) will not result in a degradation of weather forecasting service.

**SEC. 2703. REPEAL OF AUTHORIZATIONS FOR THE AIRWAY SCIENCE PROGRAM, COLLEGIATE TRAINING INITIATIVE, AND AIR CARRIER MAINTENANCE TECHNICIAN TRAINING FACILITY GRANT PROGRAM.**

(a) **AIRWAY SCIENCE PROGRAM.**—All authority for—

(1) the Secretary of Transportation to enter into grant agreements with universities or colleges having an airway science curriculum recognized by the Federal Aviation Administration for conducting demonstration projects with respect to the development, advancement, and expansion of airway science programs, and

(2) the Federal Aviation Administration to enter into competitive grant agreements with institutions of higher education having airway science curricula,

and all authorizations to appropriate funds for such purposes, including all authorizations for which funds were appropriated for such purposes under the heading "Federal Aviation Administration, Facilities and Equipment" in the Department of Transportation and Related Agencies Appropriations Acts, 1994 are repealed.

(b) **COLLEGIATE TRAINING INITIATIVE.**—Section 362 of the Department of Transportation and Related Agencies Appropriations Act, 1993 (106 Stat. 1560) is repealed. Notwithstanding such repeal, the Administrator of the Federal Aviation Administration may continue to convert appointment of persons who have been appointed pursuant to such section prior to the effective date of this Act from the excepted service to a career conditional or career appointment in the competitive civil service, pursuant to subsection (c) of such section.

(c) **AIR CARRIER MAINTENANCE TECHNICIAN TRAINING FACILITY GRANT PROGRAM.**—Section 119 of the Airport and Airway Safety, Capacity, Noise Improvement, and Intermodal Transportation Act of 1992 (49 U.S.C. App. 1354 note; 106 Stat. 4883-4884) is repealed.

**SEC. 2704. ELIMINATION OF FUNDING FOR PUBLIC TELECOMMUNICATIONS FACILITIES.**

Subpart A of Part IV of title III of the Communications Act of 1934 (47 U.S.C. 390-393a) is repealed.

**SEC. 2705. TERMINATION STATE JUSTICE INSTITUTE.**

The State Justice Institute Act of 1984 (42 U.S.C. 10701 et seq.) is repealed.

**SEC. 2706. REDUCTION OF FEDERAL FULL-TIME EQUIVALENT POSITIONS.**

(a) **DEFINITION.**—For purposes of this section, the term "agency" means an Executive agency as defined under section 105 of title 5, United States Code, but does not include the General Accounting Office.

(b) **LIMITATIONS ON FULL-TIME EQUIVALENT POSITIONS.**—The President, through the Office of Management and Budget (in consultation with the Office of Personnel Management), shall ensure that the total number of full-time equivalent positions in all agencies shall not exceed—

(1) 2,053,600 during fiscal year 1994;

(2) 1,999,600 during fiscal year 1995;

(3) 1,945,600 during fiscal year 1996;

(4) 1,895,600 during fiscal year 1997; and

(5) 1,851,600 during fiscal year 1998.

(c) **MONITORING AND NOTIFICATION.**—The Office of Management and Budget, after consultation with the Office of Personnel Management, shall—

(1) continuously monitor all agencies and make a determination on the first date of each quarter of each applicable fiscal year of whether the requirements under subsection (b) are met; and

(2) notify the President and the Congress on the first date of each quarter of each applicable fiscal year of any determination that any requirement of subsection (b) is not met.

(d) COMPLIANCE.—If at any time during a fiscal year, the Office of Management and Budget notifies the President and the Congress that any requirement under subsection (b) is not met, no agency may hire any employee for any position in such agency until the Office of Management and Budget notifies the President and the Congress that the total number of full-time equivalent positions for all agencies equals or is less than the applicable number required under subsection (b).

(e) WAIVER.—Any provision of this section may be waived upon—

(1) a determination by the President of the existence of war or a national security requirement; or

(2) the enactment of a joint resolution upon an affirmative vote of three-fifths of the Members of each House of the Congress duly chosen and sworn.

**SEC. 2707. INCREASE IN THRESHOLD FOR APPLICATION OF DAVIS-BACON ACT.**

Subsection (a) of the first section of the Act of March 3, 1931 (40 U.S.C. 276a et seq.) (known as the "Davis-Bacon Act") is amended by striking "\$2,000" and inserting "\$100,000".

**SEC. 2708. ELIMINATION OF CERTAIN REPORTS REQUIRED ON CONTRACTS COVERED BY DAVIS-BACON ACT.**

The first sentence of section 2 of the Act of June 13, 1934, entitled "An Act to effectuate the purpose of certain statutes concerning rates of pay for labor, by making it unlawful to prevent anyone from receiving the compensation contracted for thereunder, and for other purposes" (40 U.S.C. 276c) (known as the "Copeland Act") is amended by striking "shall furnish weekly a statement with respect to the wages paid each employee during the preceding week" and inserting "shall furnish, at least once per month, a statement of compliance with the labor standards provisions of applicable law, certifying the payroll with respect to the wages paid employees during the preceding period for which the statement is furnished, covering each week any contract work is performed".

**SEC. 2709. SUBSTITUTION OF VOUCHER ASSISTANCE FOR PUBLIC HOUSING NEW CONSTRUCTION.**

(a) TERMINATION OF ASSISTANCE FOR CONSTRUCTION OF PUBLIC HOUSING.—

(1) LOAN AUTHORITY.—After the date of the enactment of this Act, the Secretary of Housing and Urban Development may not enter into any new commitment to make loans under section 4 of the United States Housing Act of 1937 to public housing agencies for the development or acquisition of public housing projects by such agencies.

(2) CONTRIBUTION AUTHORITY.—After the date of the enactment of this Act, the Secretary of Housing and Urban Development may not enter into any new contract to make contributions under section 5 of the United States Housing Act of 1937 to public housing agencies for the development or acquisition of public housing projects by such agencies.

(3) EXISTING COMMITMENTS.—After the date of the enactment of this Act, the Secretary of Housing and Urban Development may make contributions and loans for the development or acquisition of public housing projects only pursuant to legally binding commitments to make such loans or contracts for such contributions entered into on or before the date of the enactment of this Act.

(4) INAPPLICABILITY TO INDIAN HOUSING.—The provisions of this section shall not apply

to public housing developed pursuant to a contract between the Secretary of Housing and Urban Development and an Indian housing authority.

(5) DEFINITIONS.—For purposes of this section, the terms "Indian housing authority", "project", "public housing", and "public housing agency" have the meanings given the terms in section 3(b) of the United States Housing Act of 1937.

(b) PERMISSIBLE USES.—Vouchers for rental assistance provided with the amounts made available under this section may be used for the rental of dwelling units or costs of residency, as determined by qualified voucher recipients.

**SEC. 2710. REFORM OF HUD MULTIFAMILY PROPERTY DISPOSITION.**

(a) FINDINGS.—The Congress finds that—

(1) the portfolio of multifamily housing project mortgages insured by the FHA is severely troubled and at risk of default, requiring the Secretary to increase loss reserves from \$5,500,000,000 in 1991 to \$11,900,000,000 in 1992 to cover estimated future losses;

(2) the inventory of multifamily housing projects owned by the Secretary has more than tripled since 1989, and, by the end of 1993, may exceed 75,000 units;

(3) the cost to the Federal Government of owning and maintaining multifamily housing projects escalated to approximately \$250,000,000 in fiscal year 1992;

(4) the inventory of multifamily housing projects subject to mortgages held by the Secretary has increased dramatically, to more than 2,400 mortgages, and approximately half of these mortgages, with over 230,000 units, are delinquent;

(5) the inventory of insured and formerly insured multifamily housing projects is rapidly deteriorating, endangering tenants and neighborhoods;

(6) over 5 million families today have a critical need for housing that is affordable and habitable; and

(7) the current statutory framework governing the disposition of multifamily housing projects effectively impedes the Government's ability to dispose of properties, protect tenants, and ensure that projects are maintained over time.

(b) MANAGEMENT AND DISPOSITION OF MULTIFAMILY HOUSING PROJECTS.—Section 203 of the Housing and Community Development Amendments of 1978 (12 U.S.C. 1701z-11) is amended to read as follows:

**"SEC. 203. MANAGEMENT AND DISPOSITION OF MULTIFAMILY HOUSING PROJECTS.**

"(a) GOALS.—The Secretary of Housing and Urban Development (in this section referred to as the 'Secretary') shall manage or dispose of multifamily housing projects that are owned by the Secretary or that are subject to a mortgage held by the Secretary in a manner that—

"(1) is consistent with the National Housing Act and this section;

"(2) will protect the financial interests of the Federal Government; and

"(3) will, in the least costly fashion among reasonable available alternatives, further the goals of—

"(A) preserving housing so that it can remain available to and affordable by low-income persons;

"(B) preserving and revitalizing residential neighborhoods;

"(C) maintaining existing housing stock in a decent, safe, and sanitary condition;

"(D) minimizing the involuntary displacement of tenants;

"(E) maintaining housing for the purpose of providing rental housing, cooperative housing, and homeownership opportunities for low-income persons; and

"(F) minimizing the need to demolish multifamily housing projects.

The Secretary, in determining the manner in which a project is to be managed or disposed of, may balance competing goals relating to individual projects in a manner that will further the purposes of this section.

"(b) DEFINITIONS.—For purposes of this section, the following definitions shall apply:

"(1) MULTIFAMILY HOUSING PROJECT.—The term 'multifamily housing project' means any multifamily rental housing project which is, or prior to acquisition by the Secretary was, assisted or insured under the National Housing Act, or was subject to a loan under section 202 of the Housing Act of 1959.

"(2) SUBSIDIZED PROJECT.—The term 'subsidized project' means a multifamily housing project receiving any of the following types of assistance immediately prior to the assignment of the mortgage on such project to, or the acquisition of such mortgage by, the Secretary:

"(A) Below market interest rate mortgage insurance under the proviso of section 221(d)(5) of the National Housing Act.

"(B) Interest reduction payments made in connection with mortgages insured under section 236 of the National Housing Act.

"(C) Direct loans made under section 202 of the Housing Act of 1959.

"(D) Assistance in the form of—

"(i) rent supplement payments under section 101 of the Housing and Urban Development Act of 1965;

"(ii) housing assistance payments made under section 23 of the United States Housing Act of 1937 (as in effect before January 1, 1975); or

"(iii) housing assistance payments made under section 8 of the United States Housing Act of 1937 (excluding payments made for tenant-based assistance under section 8),

if (except for purposes of section 183(c) of the Housing and Community Development Act of 1987) such assistance payments are made to more than 50 percent of the units in the project.

"(3) FORMERLY SUBSIDIZED PROJECT.—The term 'formerly subsidized project' means a multifamily housing project owned by the Secretary that was a subsidized project immediately prior to its acquisition by the Secretary.

"(4) UNSUBSIDIZED PROJECT.—The term 'unsubsidized project' means a multifamily housing project owned by the Secretary that is not a subsidized project or a formerly subsidized project.

"(c) MANAGEMENT OR DISPOSITION OF PROPERTY.—

"(1) DISPOSITION TO PURCHASERS.—The Secretary is authorized, in carrying out this section, to dispose of a multifamily housing project owned by the Secretary on a negotiated, competitive bid, or other basis, on such terms as the Secretary deems appropriate considering the low-income character of the project and the requirements of subsection (a), to a purchaser determined by the Secretary to be capable of—

"(A) satisfying the conditions of the disposition;

"(B) implementing a sound financial and physical management program that is designed to enable the project to meet anticipated operating and repair expenses to ensure that the project will remain in decent, safe, and sanitary condition;

"(C) responding to the needs of the tenants and working cooperatively with tenant organizations;

"(D) providing adequate organizational staff and financial resources to the project; and

"(E) meeting such other requirements as the Secretary may determine.

"(2) CONTRACTING FOR MANAGEMENT SERVICES.—The Secretary is authorized, in carrying out this section—

“(A) to contract for management services for a multifamily housing project that is owned by the Secretary (or for which the Secretary is mortgagee in possession), on a negotiated, competitive bid, or other basis at a price determined by the Secretary to be reasonable, with a manager the Secretary has determined is capable of—

“(i) implementing a sound financial and physical management program that is designed to enable the project to meet anticipated operating and maintenance expenses to ensure that the project will remain in decent, safe, and sanitary condition;

“(ii) responding to the needs of the tenants and working cooperatively with tenant organizations;

“(iii) providing adequate organizational, staff, and other resources to implement a management program determined by the Secretary; and

“(iv) meeting such other requirements as the Secretary may determine; and

“(B) to require the owner of a multifamily housing project that is subject to a mortgage held by the Secretary to contract for management services for the project in the manner described in subparagraph (A).

“(d) MAINTENANCE OF HOUSING PROJECTS.—

“(1) HOUSING PROJECTS OWNED BY THE SECRETARY.—In the case of multifamily housing projects that are owned by the Secretary (or for which the Secretary is mortgagee in possession), the Secretary shall—

“(A) to the greatest extent possible, maintain all such occupied projects in a decent, safe, and sanitary condition;

“(B) to the greatest extent possible, maintain full occupancy in all such projects; and

“(C) maintain all such projects for purposes of providing rental or cooperative housing.

“(2) HOUSING PROJECTS SUBJECT TO A MORTGAGE HELD BY THE SECRETARY.—In the case of any multifamily housing project that is subject to a mortgage held by the Secretary, the Secretary shall require the owner of the project to carry out the requirements of paragraph (1).

“(e) REQUIRED ASSISTANCE.—In carrying out the goal specified in subsection (a)(3)(A), the Secretary shall take not less than one of the following actions:

“(1) CONTRACT WITH OWNER.—Enter into contracts under section 8 of the United States Housing Act of 1937, to the extent budget authority is available, with owners of multifamily housing projects that are acquired by a purchaser other than the Secretary at foreclosure or after sale by the Secretary.

“(A) SUBSIDIZED OR FORMERLY SUBSIDIZED PROJECTS RECEIVING CERTAIN ASSISTANCE.—In the case of a subsidized or formerly subsidized project referred to in subparagraphs (A) through (C) of subsection (b)(2)—

“(i) the contract shall be sufficient to assist at least all units covered by an assistance contract under any of the authorities referred to in subsection (b)(2)(D) before acquisition, unless the Secretary acts pursuant to the provisions of subparagraph (C);

“(ii) in the case of units requiring project-based rental assistance pursuant to this paragraph that are occupied by families who are not eligible for assistance under section 8, a contract under this subparagraph shall also provide that when a vacancy occurs, the owner shall lease the available unit to a family eligible for assistance under section 8; and

“(iii) the Secretary shall take actions to ensure the availability and affordability, as defined in paragraph (3)(B), for the remaining useful life of the project, as defined by the Secretary, of any unit located in any project referred to in subparagraphs (A) through (C) of subsection (b)(2) that does not otherwise receive project-based assistance

under this subparagraph. To carry out this clause, the Secretary may require purchasers to establish use or rent restrictions maintaining affordability, as defined in paragraph (3)(B).

“(B) SUBSIDIZED OR FORMERLY SUBSIDIZED PROJECTS RECEIVING OTHER ASSISTANCE.—In the case of a subsidized or formerly subsidized project referred to in subsection (b)(2)(D)—

“(i) the contract shall be sufficient to assist at least all units in the project that are covered, or were covered immediately before foreclosure on or acquisition of the project by the Secretary, by an assistance contract under any of the authorities referred to in such subsection, unless the Secretary acts pursuant to provisions of subparagraph (C); and

“(ii) in the case of units requiring project-based rental assistance pursuant to this paragraph that are occupied by families who are not eligible for assistance under section 8, a contract under this paragraph shall also provide that when a vacancy occurs, the owner shall lease the available unit to a family eligible for assistance under section 8.

“(C) EXCEPTIONS TO SUBPARAGRAPHS (A) AND (B).—In lieu of providing project-based assistance under subparagraph (A) or (B), the Secretary may require certain units in unsubsidized projects to contain use restrictions providing that such units will be available to and affordable by very low-income families for the remaining useful life of the project, as defined by the Secretary, if—

“(i) the Secretary matches any reduction in units otherwise required to be assisted with project-based assistance under subparagraph (A) or (B) with at least an equivalent increase in units made affordable to very low-income persons within unsubsidized projects;

“(ii) low-income tenants residing in units otherwise requiring project-based assistance under subparagraph (A) or (B) upon disposition receive section 8 tenant-based assistance; and

“(iii) the units described in clause (i) are located within the same market area.

“(D) CONTRACT REQUIREMENTS FOR UNSUBSIDIZED PROJECTS.—Notwithstanding actions taken pursuant to subparagraph (C), in unsubsidized projects, the contract shall at least be sufficient to provide—

“(i) project-based rental assistance for all units that are covered or were covered immediately before foreclosure or acquisition by an assistance contract under—

“(I) section 8(b)(2) of the United States Housing Act of 1937 (as such section existed before October 1, 1983) (new construction and substantial rehabilitation); section 8(b) of such Act (property disposition); section 8(d)(2) of such Act (project-based certificates); section 8(e)(2) of such Act (moderate rehabilitation); section 23 of such Act (as in effect before January 1, 1975); or section 101 of the Housing and Urban Development Act of 1965 (rent supplements); or

“(II) section 8 of the United States Housing Act of 1937, following conversion from section 101 of the Housing and Urban Development Act of 1965; and

“(ii) tenant-based assistance under section 8 of the United States Housing Act of 1937 for tenants currently residing in units that were covered by an assistance contract under the Loan Management Set-Aside program under section 8(b) of the United States Housing Act of 1937 immediately before foreclosure or acquisition of the project by the Secretary.

“(2) ANNUAL CONTRIBUTION CONTRACTS.—In the case of multifamily housing projects that are acquired by a purchaser other than the Secretary at foreclosure or after sale by the Secretary, enter into annual contribution contracts with public housing agencies to provide tenant-based assistance under sec-

tion 8 of the United States Housing Act of 1937 to all low-income families who are eligible for such assistance on the date that the project is acquired by the purchaser. The Secretary shall take action under this paragraph only after making a determination that there is available in the area an adequate supply of habitable affordable housing for low-income families. Actions taken pursuant to this paragraph may be taken in connection with not more than 10 percent of the aggregate number of units in subsidized or formerly subsidized projects disposed of by the Secretary annually.

“(3) OTHER ASSISTANCE.—

“(A) IN GENERAL.—In accordance with the authority provided under the National Housing Act, reduce the selling price, apply use or rent restrictions on certain units, or provide other financial assistance to the owners of multifamily housing projects that are acquired by a purchaser other than the Secretary at foreclosure, or after sale by the Secretary, on terms which will ensure that—

“(i) at least those units otherwise required to receive project-based section 8 assistance pursuant to subparagraphs (A), (B), or (D) of paragraph (1) are available to and affordable by low-income persons; and

“(ii) for the remaining useful life of the project, as defined by the Secretary, there shall be in force such use or rent restrictions as the Secretary may prescribe.

“(B) DEFINITION.—A unit shall be considered affordable under this paragraph if—

“(i) for very low-income tenants, the rent for such unit does not exceed 30 percent of 50 percent of the area median income, as determined by the Secretary, with adjustments for family size; and

“(ii) for low-income tenants other than very low-income tenants, the rent for such unit does not exceed 30 percent of 80 percent of the area median income, as determined by the Secretary, with adjustments for family size.

“(C) VERY LOW-INCOME TENANTS.—The Secretary shall provide assistance under section 8 of the United States Housing Act of 1937 to any very low-income tenant currently residing in a unit otherwise required to receive project-based assistance under section 8, pursuant to subparagraph (A), (B), or (D) of paragraph (1), if the rents charged such tenants as a result of actions taken pursuant to this paragraph exceed the amount payable as rent under section 3(a) of the United States Housing Act of 1937.

“(4) TRANSFER FOR USE UNDER OTHER PROGRAMS OF THE SECRETARY.—

“(A) IN GENERAL.—Enter into an agreement providing for the transfer of a multifamily housing project—

“(i) to a public housing agency for use of the project as public housing; or

“(ii) to an owner or another appropriate entity for use of the project under section 202 of the Housing Act of 1959 or under section 811 of the Cranston-Gonzalez National Affordable Housing Act.

“(B) REQUIREMENTS FOR AGREEMENT.—The agreement described in subparagraph (A) shall—

“(i) contain such terms, conditions, and limitations as the Secretary determines appropriate, including requirements to assure use of the project under the public housing, section 202, and section 811 programs; and

“(ii) ensure that no current tenant will be displaced as a result of actions taken under this paragraph.

“(f) OTHER ASSISTANCE.—In addition to the actions authorized by subsection (e), the Secretary may take any of the following actions:

“(1) SHORT-TERM LOANS.—Provide short-term loans to facilitate the sale of multifamily housing projects to nonprofit organizations or to public agencies if—

“(A) authority for such loans is provided in advance in an appropriations Act;

“(B) such loans are for a term of not more than 5 years;

“(C) the Secretary is presented with satisfactory documentation, evidencing a commitment of permanent financing to replace such short-term loan, from a lender who meets standards set forth by the Secretary; and

“(D) the terms of such loans are consistent with prevailing practices in the marketplace or the provision of such loans results in no cost to the Government, as defined in section 502 of the Congressional Budget Act.

“(2) TENANT-BASED ASSISTANCE.—In connection with projects referred to in subsection (e), make available tenant-based assistance under section 8 of the United States Housing Act of 1937 to very low-income families (as defined in section 3(b)(2) of the United States Housing Act of 1937) that do not otherwise qualify for project-based assistance.

“(3) ALTERNATIVE USES.—

“(A) IN GENERAL.—Notwithstanding any other provision of law, and subject to notice to and comment from existing tenants, allow not more than—

“(i) 5 percent of the total number of units in multifamily housing projects that are disposed of by the Secretary during any 1-year period to be made available for uses other than rental or cooperative uses, including low-income homeownership opportunities, or in any particular project, community space, office space for tenant or housing-related service providers or security programs, or small business uses, if such uses benefit the tenants of the project; and

“(ii) 5 percent of the total number of units in multifamily housing projects that are disposed of by the Secretary during any 1-year period to be used in any manner, if the Secretary and the unit of general local government or area-wide governing body determine that such use will further fair housing, community development, or neighborhood revitalization goals.

“(B) DISPLACEMENT PROTECTION.—The Secretary shall make available tenant-based rental assistance under section 8 of the United States Housing Act of 1937 to any tenant displaced as a result of actions taken by the Secretary pursuant to subparagraph (A), and the Secretary shall take such actions as the Secretary determines necessary to ensure the successful use of any tenant-based assistance.

“(g) AUTHORIZATION OF USE OR RENT RESTRICTIONS IN UNSUBSIDIZED PROJECTS.—In carrying out the goals specified in subsection (a), the Secretary may require certain units in unsubsidized projects to contain use or rent restrictions providing that such units will be available to and affordable by very low-income persons for the remaining useful life of the property, as defined by the Secretary.

“(h) CONTRACT REQUIREMENTS.—

“(1) CONTRACT TERM.—

“(A) IN GENERAL.—Contracts for project-based rental assistance under section 8 of the United States Housing Act of 1937 provided pursuant to this section shall be for a term of not more than 15 years; and

“(B) CONTRACT TERM OF LESS THAN 15 YEARS.—Notwithstanding subparagraph (A), to the extent that units receive project-based assistance for a contract term of less than 15 years, the Secretary shall require that rents charged to tenants for such units not exceed the amount payable for rent under section 3(a) of the United States Housing Act of 1937 for a period of at least 15 years.

“(2) CONTRACT RENT.—

“(A) IN GENERAL.—The Secretary shall set contract rents for section 8 project-based rental contracts issued under this section at

levels that, in conjunction with other resources available to the purchaser, provide for the necessary costs of rehabilitation of such project and do not exceed the percentage of the existing housing fair market rents for the area (as determined by the Secretary under section 8(c) of the United States Housing Act of 1937) as the Secretary may prescribe.

“(B) UP-FRONT GRANTS AND LOANS.—If such an approach is determined to be more cost-effective, the Secretary may utilize the budget authority provided for project-based section 8 contracts issued under this section to—

“(i) provide project-based section 8 rental assistance; and

“(ii) (I) provide up-front grants for the necessary cost of rehabilitation; or

“(II) pay for any cost to the Government, as defined in section 502 of the Congressional Budget Act, for loans made pursuant to subsection (f)(1).

“(i) DISPOSITION PLAN.—

“(1) IN GENERAL.—Prior to the sale of a multifamily housing project that is owned by the Secretary, the Secretary shall develop a disposition plan for the project that specifies the minimum terms and conditions of the Secretary for disposition of the project, the initial sales price that is acceptable to the Secretary, and the assistance that the Secretary plans to make available to a prospective purchaser in accordance with this section. The initial sales price shall reflect the intended use of the property after sale.

“(2) COMMUNITY AND TENANT INPUT INTO DISPOSITION PLANS AND SALES.—

“(A) IN GENERAL.—In carrying out this section, the Secretary shall develop procedures to obtain appropriate and timely input into disposition plans from officials of the unit of general local government affected, the community in which the project is situated, and the tenants of the project.

“(B) TENANT ORGANIZATIONS.—The Secretary shall develop procedures to facilitate, where feasible and appropriate, the sale of multifamily housing projects to existing tenant organizations with demonstrated capacity or to public or nonprofit entities which represent or are affiliated with existing tenant organizations.

“(C) TECHNICAL ASSISTANCE.—

“(i) USE OF FUNDS.—To carry out the procedures developed under subparagraphs (A) and (B), the Secretary is authorized to provide technical assistance, directly or indirectly, and to use amounts appropriated for technical assistance under the Emergency Low Income Housing Preservation Act of 1987, the Low-Income Housing Preservation and Resident Homeownership Act of 1990, subtitle B of title IV of the Cranston-Gonzalez National Affordable Housing Act, or under this section for the provision of technical assistance under this section.

“(ii) SOURCE OF FUNDS.—Recipients of technical assistance funding under the Emergency Low Income Housing Preservation Act of 1987, the Low-Income Housing Preservation and Resident Homeownership Act of 1990, subtitle B of title IV of the Cranston-Gonzalez National Affordable Housing Act, or under this section shall be permitted to provide technical assistance to the extent of such funding under any of such programs or under this section, notwithstanding the source of funding.

“(j) RIGHT OF FIRST REFUSAL.—

“(1) PROCEDURE.—

“(A) NOTIFICATION BY SECRETARY OF THE ACQUISITION OF TITLE.—Not later than 30 days after acquiring title to a project, the Secretary shall notify the unit of general local government and the State agency or agencies designated by the Governor of the acquisition of such title.

“(B) EXPRESSION OF INTEREST.—Not later than 45 days after receiving notification from the Secretary under subparagraph (A), the unit of general local government or designated State agency may submit to the Secretary a preliminary expression of interest in the project. The Secretary may take such actions as may be necessary to require the unit of general local government or designated State agency to substantiate such interest.

“(C) TIMELY EXPRESSION OF INTEREST.—If the unit of general local government or designated State agency has expressed interest in the project before the expiration of the 45-day period referred to in subparagraph (B), and has substantiated such interest if requested, the Secretary, upon approval of a disposition plan for a project, shall notify the unit of general local government and designated State agency of the terms and conditions of the disposition plan and give the unit of general local government or designated State agency not more than 90 days after the date of such notification to make an offer to purchase the project.

“(D) NO TIMELY EXPRESSION OF INTEREST.—If the unit of general local government or designated State agency does not express interest before the expiration of the 45-day period referred to in subparagraph (B), or does not substantiate an expressed interest if requested, the Secretary, upon approval of a disposition plan, may offer the project for sale to any interested person or entity.

“(2) ACCEPTANCE OF OFFERS.—Where the Secretary has given the unit of general local government or designated State agency 90 days to make an offer to purchase the project, the Secretary shall accept an offer that complies with the terms and conditions of the disposition plan. The Secretary may accept an offer that does not comply with the terms and conditions of the disposition plan if the Secretary determines that the offer will further the goals specified in subsection (a) by actions that include extension of the duration of low-income affordability restrictions or otherwise restructuring the transaction in a manner that enhances the long-term affordability for low-income persons. The Secretary shall, in particular, have discretion to reduce the initial sales price in exchange for the extension of low-income affordability restrictions beyond the period of assistance contemplated by the attachment of assistance pursuant to subsection (e). If the Secretary and the unit of general local government or designated State agency cannot reach agreement within 90 days, the Secretary may offer the project for sale to the general public.

“(3) PURCHASE BY UNIT OF GENERAL LOCAL GOVERNMENT OR DESIGNATED STATE AGENCY.—Notwithstanding any other provision of law, a unit of general local government (including a public housing agency) or designated State agency may purchase a subsidized or formerly subsidized project in accordance with this subsection.

“(4) APPLICABILITY.—This subsection shall apply to projects that are acquired on or after the effective date of this subsection. With respect to projects acquired before such effective date, the Secretary may apply—

“(A) the requirements of paragraphs (2) and (3) of section 203(e) as such paragraphs existed immediately before the effective date of this subsection; or

“(B) the requirements of paragraphs (1) and (2) of this subsection, if the Secretary gives the unit of general local government or designated State agency—

“(i) 45 days to express interest in the project; and

“(ii) if the unit of general local government or designated State agency expresses interest in the project before the expiration of the 45-day period, and substantiates such



interest if requested, 90 days from the date of notification of the terms and conditions of the disposition plan to make an offer to purchase the project.

**“(k) DISPLACEMENT OF TENANTS AND RELOCATION ASSISTANCE.—**

**“(1) IN GENERAL.—**Whenever tenants will be displaced as a result of the disposition of, or repairs to, a multifamily housing project that is owned by the Secretary (or for which the Secretary is mortgagee in possession), the Secretary shall identify tenants who will be displaced, and shall notify all such tenants of their pending displacement and of any relocation assistance which may be available. In the case of a multifamily housing project that is not owned by the Secretary (and for which the Secretary is not mortgagee in possession), the Secretary shall require the owner of the project to carry out the requirements of this paragraph.

**“(2) RIGHTS OF DISPLACED TENANTS.—**The Secretary shall assure for any such tenant (who continues to meet applicable qualification standards) the right—

**“(A)** to return, whenever possible, to a repaired unit;

**“(B)** to occupy a unit in another multifamily housing project owned by the Secretary;

**“(C)** to obtain housing assistance under the United States Housing Act of 1937; or

**“(D)** to receive any other available relocation assistance as the Secretary determines to be appropriate.

**“(l) MORTGAGE AND PROJECT SALES.—**

**“(1) IN GENERAL.—**The Secretary may not approve the sale of any loan or mortgage held by the Secretary (including any loan or mortgage owned by the Government National Mortgage Association) on any subsidized project or formerly subsidized project, unless such sale is made as part of a transaction that will ensure that such project will continue to operate at least until the maturity date of such loan or mortgage, in a manner that will provide rental housing on terms at least as advantageous to existing and future tenants as the terms required by the program under which the loan or mortgage was made or insured prior to the assignment of the loan or mortgage on such project to the Secretary.

**“(2) SALE OF CERTAIN PROJECTS.—**The Secretary may not approve the sale of any subsidized project—

**“(A)** that is subject to a mortgage held by the Secretary; or

**“(B)** if the sale transaction involves the provision of any additional subsidy funds by the Secretary or a recasting of the mortgage, unless such sale is made as part of a transaction that will ensure that such project will continue to operate at least until the maturity date of the loan or mortgage, in a manner that will provide rental housing on terms at least as advantageous to existing and future tenants as the terms required by the program under which the loan or mortgage was made or insured prior to the proposed sale of the project.

**“(3) MORTGAGE SALES TO STATE AND LOCAL GOVERNMENTS.—**Notwithstanding any provision of law that may require competitive sales or bidding, the Secretary may carry out negotiated sales of subsidized or formerly subsidized mortgages held by the Secretary, without the competitive selection of purchasers or intermediaries, to units of general local government or State agencies, or groups of investors that include at least one such unit of general local government or State agency, if the negotiations are conducted with such agencies, except that—

**“(A)** the terms of any such sale shall include the agreement of the purchasing agency or unit of local government or State agency to act as mortgagee or owner of a beneficial interest in such mortgages, in a manner consistent with maintaining the projects

that are subject to such mortgages for occupancy by the general tenant group intended to be served by the applicable mortgage insurance program, including, to the extent the Secretary determines appropriate, authorizing such unit of local government or State agency to enforce the provisions of any regulatory agreement or other program requirements applicable to the related projects; and

**“(B)** the sales prices for such mortgages shall be, in the determination of the Secretary, the best prices that may be obtained for such mortgages from a unit of general local government or State agency, consistent with the expectation and intention that the projects financed will be retained for use under the applicable mortgage insurance program for the life of the initial mortgage insurance contract.

**“(4) SALE OF MORTGAGES COVERING UNSUBSIDIZED PROJECTS.—**Notwithstanding any other provision of law, the Secretary may sell mortgages held on unsubsidized projects on such terms and conditions as the Secretary may prescribe.

**“(m) REPORT TO CONGRESS.—**Not later than June 1 of each year, the Secretary shall submit to the Committee on Banking, Housing, and Urban Affairs of the Senate and the Committee on Banking, Finance and Urban Affairs of the House of Representatives, a report describing the status of multifamily housing projects owned by or subject to mortgages held by the Secretary, which report shall include—

**“(1)** the name, address, and size of each project;

**“(2)** the nature and date of assignment;

**“(3)** the status of the mortgage;

**“(4)** the physical condition of the project;

**“(5)** an occupancy profile of the project, including the income, family size, and race of current residents as well as the rents paid by such residents;

**“(6)** the proportion of units in a project that are vacant;

**“(7)** the date on which the Secretary became mortgagee in possession;

**“(8)** the date and conditions of any foreclosure sale;

**“(9)** the date of acquisition by the Secretary;

**“(10)** the date and conditions of any property disposition sale;

**“(11)** a description of actions undertaken pursuant to this section, including—

**“(A)** a comparison of results between actions taken after enactment of the Housing and Community Development Act of 1993 and actions taken in years prior to such enactment;

**“(B)** a description of any impediments to the disposition or management of multifamily housing projects, together with a recommendation of proposed legislative or regulatory changes designed to ameliorate such impediments;

**“(C)** a description of actions taken to restructure or commence foreclosure on delinquent multifamily mortgages held by the Department; and

**“(D)** a description of actions taken to monitor and prevent the default of multifamily housing mortgages held by the Federal Housing Administration;

**“(12)** a description of any of the functions performed in connection with this section that are contracted out to public or private entities or to States, including—

**“(A)** the costs associated with such delegation;

**“(B)** the implications of contracting out or delegating such functions for current Department field or regional personnel, including anticipated personnel or work load reductions;

**“(C)** necessary oversight required by Department personnel, including anticipated personnel hours devoted to such oversight;

**“(D)** a description of any authority granted to such public or private entities or States in conjunction with the functions that have been delegated or contracted out or that are not otherwise available for use by Department personnel; and

**“(E)** the extent to which such public or private entities or States include tenants of multifamily housing projects in the disposition planning for such projects;

**“(13)** a description of the activities carried out under subsection (j) during the preceding year; and

**“(14)** a description and assessment of the rules, guidelines, and practices governing the Department's management of multifamily housing projects that are owned by the Secretary (or for which the Secretary is mortgagee in possession) as well as the steps that the Secretary has taken or plans to take to improve the management performance of the Department.”.

**(c) EFFECTIVE DATE.—**The Secretary shall, by notice published in the Federal Register, which shall take effect upon publication, establish such requirements as may be necessary to implement the amendments made by this section. The notice shall invite public comments, and the Secretary shall issue final regulations based on the initial notice, taking into account any public comments received.

**SEC. 2711. ELIMINATION OF EDUCATION PROGRAMS THAT HAVE LARGELY ACHIEVED THEIR PURPOSE.**

**(a) PUBLIC LIBRARY CONSTRUCTION.—**

**(1) REPEAL.—**Title II of the Library Services and Construction Act (20 U.S.C. 355a et seq.) is repealed.

**(2) CONFORMING AMENDMENT.—**Section 4(a)(2) of such Act (20 U.S.C. 351b(a)(2)) is repealed.

**(b) FOLLOW THROUGH PROGRAM.—**The Follow Through Act (42 U.S.C. 9861 et seq.) is repealed.

**(c) LAW-RELATED EDUCATION.—**Section 1565 of the Elementary and Secondary Education Act of 1965 (20 U.S.C. 2965) is repealed.

**(d) LAW SCHOOL CLINICAL EXPERIENCE PROGRAM.—**Part G of title IX of the Higher Education Act of 1965 (20 U.S.C. 1132u et seq.) is repealed.

**SEC. 2712. DEPARTMENT OF AGRICULTURE REORGANIZATION.**

**(a) CLOSURE AND CONSOLIDATION OF OFFICES.—**During the period beginning on the date of the enactment of this Act and ending on September 30, 1998, the Secretary of Agriculture shall close or consolidate not less than 1,200 field offices of the agencies of the Department of Agriculture described in subsection (d).

**(b) PURPOSE OF CLOSURE AND CONSOLIDATION.—**In addition to reducing expenditures of the Department of Agriculture, the closure and consolidation of field offices pursuant to this section is intended to improve services provided to agricultural producers in the United States through the greater use of multipurpose field offices combining the services of more than one of the agencies described in subsection (d).

**(c) CORRESPONDING REDUCTIONS AND REORGANIZATION.—**As part of the closure and consolidation of field offices under subsection (a), the Secretary of Agriculture shall—

**(1)** eliminate not less than 7,500 full-time employment positions in the Department of Agriculture; and

**(2)** reorganize the headquarters corresponding to the agencies described in subsection (d).

**(d) FIELD OFFICES DESCRIBED.—**The field offices to be closed and consolidated under this section shall be selected from among the

field offices of the Agricultural Stabilization and Conservation Service, the Soil Conservation Service, the Farmers Home Administration, and the Federal Crop Insurance Corporation.

It was decided in the { Yeas ..... 178  
negative ..... } Nays ..... 240

¶5.19 [Roll No. 10]  
AYES—178

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|--------------|--------------|---------------|
| Allard       | Gingrich     | Molinari      |
| Andrews (NJ) | Goodlatte    | Moorhead      |
| Archer       | Goodling     | Myers         |
| Armey        | Gordon       | Nussle        |
| Bachus (AL)  | Goss         | Orton         |
| Baesler      | Grams        | Oxley         |
| Baker (CA)   | Grandy       | Packard       |
| Baker (LA)   | Greenwood    | Paxon         |
| Ballenger    | Gundersen    | Payne (VA)    |
| Barca        | Hancock      | Penny         |
| Barlow       | Hansen       | Peterson (MN) |
| Barrett (NE) | Hastert      | Petri         |
| Bartlett     | Hayes        | Pombo         |
| Barton       | Hefley       | Porter        |
| Bateman      | Henger       | Portman       |
| Bilirakis    | Hobson       | Poshard       |
| Bliley       | Hoekstra     | Pryce (OH)    |
| Blute        | Hoke         | Quinn         |
| Boehner      | Houghton     | Ramstad       |
| Bonilla      | Huffington   | Ravenel       |
| Brown (OH)   | Hunter       | Regula        |
| Bunning      | Hutchinson   | Ridge         |
| Burton       | Hyde         | Roberts       |
| Buyer        | Inglis       | Rohrabacher   |
| Callahan     | Inhofe       | Roth          |
| Camp         | Insee        | Roukema       |
| Canady       | Istook       | Royce         |
| Castle       | Johnson (CT) | Santorum      |
| Clinger      | Johnson, Sam | Sarpalius     |
| Coble        | Kasich       | Saxton        |
| Collins (GA) | Kim          | Schiff        |
| Combest      | Kingston     | Sensenbrenner |
| Condit       | Klug         | Shaw          |
| Cooper       | Knollenberg  | Shays         |
| Coppersmith  | Kolbe        | Shuster       |
| Cox          | Kyl          | Smith (MI)    |
| Crapo        | Lambert      | Smith (NJ)    |
| Cunningham   | Leach        | Smith (TX)    |
| Deal         | Levy         | Solomon       |
| DeLay        | Lightfoot    | Spence        |
| Dickey       | Linder       | Stearns       |
| Doolittle    | Livingston   | Stenholm      |
| Dornan       | Long         | Stump         |
| Dreier       | Mann         | Sundquist     |
| Duncan       | Manzullo     | Swett         |
| Dunn         | Margolies-   | Talent        |
| Edwards (TX) | Mezvinsky    | Tanner        |
| Ehlers       | Mazzoli      | Tauzin        |
| English      | McCollum     | Thomas (CA)   |
| Everett      | McCrery      | Thomas (WY)   |
| Ewing        | McCurdy      | Torkildsen    |
| Fawell       | McDade       | Upton         |
| Fields (TX)  | McHugh       | Valentine     |
| Fingerhut    | McInnis      | Vucanovich    |
| Fish         | McMillan     | Walker        |
| Fowler       | Meehan       | Weldon        |
| Franks (CT)  | Meyers       | Wolf          |
| Franks (NJ)  | Mica         | Zeliff        |
| Gallo        | Miller (FL)  | Zimmer        |
| Gilchrest    | Minge        |               |

NOES—240

- |              |              |              |
|--------------|--------------|--------------|
| Abercrombie  | Cantwell     | Dooley       |
| Ackerman     | Cardin       | Durbin       |
| Andrews (ME) | Carr         | Edwards (CA) |
| Applegate    | Clay         | Emerson      |
| Bacchus (FL) | Clayton      | Engel        |
| Barcia       | Clement      | Eshoo        |
| Barrett (WI) | Clyburn      | Evans        |
| Becerra      | Coleman      | Faleomavaega |
| Beilenson    | Collins (MI) | (AS)         |
| Bereuter     | Conyers      | Farr         |
| Berman       | Costello     | Fazio        |
| Bevill       | Coyne        | Fields (LA)  |
| Bilbray      | Cramer       | Filner       |
| Bishop       | Danner       | Flake        |
| Blackwell    | Darden       | Foglietta    |
| Boehlert     | de la Garza  | Foley        |
| Bonior       | de Lugo (VI) | Ford (MI)    |
| Borski       | DeFazio      | Ford (TN)    |
| Boucher      | DeLauro      | Frank (MA)   |
| Brewster     | Dellums      | Frost        |
| Browder      | Derrick      | Furse        |
| Brown (CA)   | Deutsch      | Galleghy     |
| Brown (FL)   | Diaz-Balart  | Gejdenson    |
| Bryant       | Dicks        | Gekas        |
| Byrne        | Dingell      | Gephardt     |
| Calvert      | Dixon        | Geren        |

- |               |                |                |
|---------------|----------------|----------------|
| Gibbons       | McCloskey      | Schenk         |
| Gillmor       | McDermott      | Schroeder      |
| Gilman        | McHale         | Schumer        |
| Glickman      | McKeon         | Scott          |
| Gonzalez      | McKinney       | Serrano        |
| Gutierrez     | McNulty        | Sharp          |
| Hall (OH)     | Meek           | Shisisky       |
| Hall (TX)     | Menendez       | Skaggs         |
| Hamburg       | Mfume          | Skeen          |
| Hamilton      | Miller (CA)    | Skelton        |
| Harman        | Mineta         | Slattery       |
| Hefner        | Mink           | Slaughter      |
| Hilliard      | Moakley        | Smith (IA)     |
| Hinchey       | Mollohan       | Snowe          |
| Hoagland      | Montgomery     | Spratt         |
| Hochbrueckner | Moran          | Stark          |
| Holden        | Morella        | Stokes         |
| Horn          | Murtha         | Strickland     |
| Hoyer         | Nadler         | Studds         |
| Hughes        | Natcher        | Stupak         |
| Hutto         | Neal (NC)      | Swift          |
| Jacobs        | Norton (DC)    | Synar          |
| Jefferson     | Oberstar       | Taylor (MS)    |
| Johnson (GA)  | Obey           | Taylor (NC)    |
| Johnson (SD)  | Olver          | Tejeda         |
| Johnson, E.B. | Ortiz          | Thompson       |
| Johnston      | Pallone        | Thornton       |
| Kanjorski     | Parker         | Thurman        |
| Kaptur        | Pastor         | Torres         |
| Kennedy       | Payne (NJ)     | Torricelli     |
| Kennelly      | Pelosi         | Towns          |
| Kildee        | Peterson (FL)  | Trafficant     |
| Kleczka       | Pickett        | Tucker         |
| Klein         | Pickle         | Underwood (GU) |
| Klink         | Price (NC)     | Unsoeld        |
| Kopetski      | Quillen        | Velazquez      |
| Kreidler      | Rahall         | Vento          |
| LaFalce       | Rangel         | Visclosky      |
| Lancaster     | Reed           | Volkmer        |
| Lantos        | Richardson     | Walsh          |
| LaRocco       | Roemer         | Waters         |
| Sarpalius     | Rogers         | Watt           |
| Laughlin      | Romero-Barcelo | Waxman         |
| Lazio         | (PR)           | Wheat          |
| Levin         | Ros-Lehtinen   | Whitten        |
| Lewis (CA)    | Rose           | Williams       |
| Lewis (GA)    | Rostenkowski   | Wilson         |
| Lipinski      | Rowland        | Wise           |
| Lloyd         | Roybal-Allard  | Woolsey        |
| Lowey         | Rush           | Wyden          |
| Machtley      | Sabo           | Wynn           |
| Maloney       | Sanders        | Yates          |
| Manton        | Sangmeister    | Young (AK)     |
| Martinez      | Sawyer         | Young (FL)     |
| Matsui        | Schaefer       |                |
| McCandless    |                |                |

NOT VOTING—21

- |              |            |            |
|--------------|------------|------------|
| Andrews (TX) | Hastings   | Neal (MA)  |
| Bentley      | King       | Owens      |
| Brooks       | Lehman     | Pomeroy    |
| Chapman      | Lewis (FL) | Reynolds   |
| Collins (IL) | Markey     | Shepherd   |
| Crane        | Michel     | Smith (OR) |
| Green        | Murphy     | Washington |

So the amendment was not agreed to. After some further time,

¶5.20 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. FAZIO:

At the end of the bill insert the following:

**“TITLE II—RESCISSIONS OF BUDGET AUTHORITY**

**SEC. 201. SHORT TITLE.**

This title may be cited as the “Fiscal Year 1994 Rescission Act”.

**Chapter 1—Department of Agriculture, Rural Development, Food and Drug Administration, and Related Agencies**

**DEPARTMENT OF AGRICULTURE  
AGRICULTURAL RESEARCH SERVICE  
(RESCISSION AND TRANSFER OF FUNDS)**

Of the funds made available under this heading in Public Law 103-111 and subsequently transferred to the Human Nutrition Information Service pursuant to Secretary’s Memorandum No. 1020-39, dated September 30, 1993, \$1,000,000 are rescinded and the remaining funds are transferred to the Agricultural Research Service: *Provided*, That funds appropriated by Public Law 103-111 for the

functions of the former Human Nutrition Information Service shall be made available only to the Agricultural Research Service.

**COOPERATIVE STATE RESEARCH SERVICE  
(RESCISSION)**

Of the funds made available under this heading in Public Law 103-111, \$14,279,000 are rescinded, including \$4,375,000 for contracts and grants for agricultural research under the Act of August 4, 1965, as amended; \$7,000,000 for competitive research grants; and \$2,904,000 for necessary expenses of the Cooperative State Research Service.

**BUILDING AND FACILITIES  
(RESCISSION)**

Of the funds made available under this heading in Public Law 103-111, \$2,897,000 are rescinded.

**AGRICULTURAL MARKETING SERVICE  
MARKETING SERVICES  
(RESCISSION AND TRANSFER OF FUNDS)**

Of the funds made available under this heading in Public Law 103-111 and subsequently transferred to the Agriculture Cooperative Service pursuant to Secretary’s Memorandum No. 1020-39, dated September 30, 1993, \$100,000 are rescinded and the remaining funds are transferred to the Rural Development Administration.

**PAYMENTS TO STATES AND POSSESSIONS  
(TRANSFER OF FUNDS)**

Of the funds made available under this heading in Public Law 103-111 and subsequently transferred to the Agriculture Cooperative Service pursuant to Secretary’s Memorandum No. 1020-39, dated September 30, 1993, \$435,000 are transferred to the Rural Development Administration.

**FARMERS HOME ADMINISTRATION**

**RURAL HOUSING INSURANCE FUND PROGRAM  
ACCOUNT  
(RESCISSION)**

Of the funds made available under this heading in Public Law 103-111 for the cost of direct section 502 loans, \$35,000,000 are rescinded.

**RURAL DEVELOPMENT LOAN FUND PROGRAM  
ACCOUNT  
(RESCISSION)**

Of the funds made available under this heading in Public Law 103-111 for the cost of direct loans, \$20,000,000 are rescinded.

**RURAL WATER AND WASTE DISPOSAL GRANTS  
(RESCISSION)**

Of the funds made available under this heading in Public Law 103-111, \$25,000,000 are rescinded.

**SALARIES AND EXPENSES  
(RESCISSION)**

Of the funds made available under this heading in Public Law 103-111, \$12,167,000 are rescinded.

**FOOD AND NUTRITION SERVICE**

**COMMODITY SUPPLEMENTAL FOOD PROGRAM  
(RESCISSION)**

Of the funds made available under this heading in Public Law 102-341, \$12,600,000 are rescinded.

**FOOD DONATIONS PROGRAMS FOR SELECTED  
GROUPS  
(RESCISSION)**

Of the funds made available under this heading in Public Law 102-341, \$6,000,000 are rescinded.

**PUBLIC LAW 480 PROGRAM ACCOUNT  
(RESCISSION)**

Of the funds made available under this heading in Public Law 103-111 for commodities supplied in connection with title III, \$20,000,000 are rescinded.