

H.J. Res. 362: Mrs. BYRNE, Mrs. FARR, Mr. WOLF, Mr. SARPALIUS, and Mr. PETERSON of Florida.

H. Con. Res. 15: Mr. LEACH.

H. Con. Res. 156: Mr. FIELDS of Louisiana.

H. Con. Res. 166: Mr. BILIRAKIS.

H. Con. Res. 199: Mr. RICHARDSON and Mr. YOUNG of Florida.

H. Con. Res. 235: Mr. DIXON, Mr. MARKEY, Mr. FALOMAVAEGA, Mr. CARDIN, Mr. KLEIN, Mr. SCHUMER, Mrs. MEEK of Florida, Mr. GEJDENSON, Ms. BROWN of Florida, Mr. ANDREWS of Maine, Mrs. UNSOELD, Mr. JEFFERSON, Mr. MINGE, Mr. OBERSTAR, Mr. REED, Mr. WATT, Mr. ENGEL, Mr. FROST, Mr. GORDON, Mr. HAMBURG, Mr. KLECZKA, Mr. MATSUI, Mr. SHEPHERD, Ms. MCKINNEY, Mr. MINETA, Mr. STRICKLAND and Mrs. MINK of Hawaii.

47.30 DELETIONS OF SPONSORS FROM PUBLIC BILLS AND RESOLUTIONS

Under clause 4 of rule XXII, sponsors were deleted from public bills and resolutions as follows:

H.J. Res. 302: Mr. HUTTO.

THURSDAY, MAY 12, 1994 (48)

The House was called to order by the SPEAKER.

48.1 APPROVAL OF THE JOURNAL

The SPEAKER announced he had examined and approved the Journal of the proceedings of Wednesday, May 11, 1994.

Pursuant to clause 1, rule I, the Journal was approved.

48.2 COMMUNICATIONS

Executive and other communications, pursuant to clause 2, rule XXIV, were referred as follows:

3127. A letter from the Administrator, Farmers Home Administration, transmitting a report on FmHA farmer programs loan assistance targeted to socially disadvantaged groups in fiscal year 1993, pursuant to 7 U.S.C. 2003; to the Committee on Agriculture.

3173. A letter from the Comptroller of the Department of Defense, transmitting a report of a violation of the Anti-Deficiency Act which occurred in the Department of the Air Force, pursuant to 31 U.S.C. 1517(b); to the Committee on Appropriations.

3174. A letter from the Acting Chairman, Federal Deposit Insurance Corporation, transmitting a report on the Corporation's efforts to maximize the efficient utilization of the resources of the private sector, pursuant to 12 U.S.C. 1827; to the Committee on Banking, Finance and Urban Affairs.

3175. A letter from the Acting Director, Defense Security Assistance Agency transmitting notification of the Department of the Air Force's proposed Letter(s) of Offer and Acceptance [LOA] to Norway for defense articles and services (Transmittal No. 94-26), pursuant to 22 U.S.C. 2776(b); to the Committee on Foreign Affairs.

3176. A letter from the Chief Financial Officer, Department of Agriculture, transmitting the annual management report for the Federal Crop Insurance Corporation, pursuant to Public Law 101-576, section 306(a) (104 Stat. 2854); to the Committee on Government Operations.

3177. A letter from the Chairman, Federal Maritime Commission, transmitting the semiannual report on the activities of the inspector general for fiscal year 1993, pursuant to Public Law 95-452, Section 5(b) (102 Stat. 2526); to the Committee on Government Operations.

3178. A letter from the Secretary of Housing and Urban Development, transmitting a report of activities under the Freedom of Information Act for calendar year 1993, pursuant to 5 U.S.C. 552(d); to the Committee on Government Operations.

3179. A letter from the Deputy Secretary of Defense, transmitting a report concerning fund accountability documents for DOD research and development; jointly, to the Committees on Armed Services, Appropriations, and Science, Space, and Technology.

48.3 MESSAGE FROM THE SENATE

A message from the Senate by Mr. Hallen, one of its clerks, announced that the Senate had passed without amendment a joint resolution of the House of the following title:

H.J. Res. 303. Joint resolution to designate June 6, 1994, as "D-Day National Remembrance Day".

The message also announced that the Senate had passed a bill of the following title, in which the concurrence of the House is requested:

S. 978. An Act to establish programs to promote environmental technology, and for other purposes.

The message also announced that the Senate disagreed to the amendment of the House to the bill (S. 349) "An Act to provide for the disclosure of lobbying activities to influence the Federal Government, and for other purposes.", agreed to the conference asked by the House on the disagreeing votes of the two Houses thereon, and appointed Mr. GLENN, Mr. LEVIN, Mr. AKAKA, Mr. COHEN, and Mr. STEVENS to be the conferees on the part of the Senate.

The message also announced that pursuant to sections 276(d)-276(g), of title 22, United States Code, as amended, the Chair, on behalf of the Vice President, appointed Mr. DODD, as a member of the Senate Delegation to the Canada-United States Interparliamentary Group during the Second Session of the One Hundred Third Congress, to be held in Sante Fe, NM, May 19-23, 1994.

The message also announced that pursuant to sections 276(d)-276(g), of title 22, United States Code, as amended, the Chair, on behalf of the Vice President, appointed Mr. GRASSLEY, Mr. SPECTER, and Mr. COVERDELL, as members of the Senate Delegation to the Canada-United States Interparliamentary Group during the Second Session of the One Hundred Third Congress, to be held in Santa Fe, NM, May 19-23, 1994.

The message also announced that pursuant to Public Law 103-227, the Chair, on behalf of the Republican leader, appointed Mr. COCHRAN, as a member of the National Education Goals Panel.

48.4 ECONOMIC DEVELOPMENT AUTHORIZATION

The SPEAKER pro tempore, Mr. MAZZOLI, pursuant to House Resolution 420 and rule XXIII, declared the House resolved into the Committee of the Whole House on the state of the Union for the further consideration of the bill (H.R. 2442) to reauthorize ap-

propriations under the Public Works and Economic Development Act of 1965, as amended, to revise administrative provisions of the Act to improve the authority of the Secretary of Commerce to administer grant programs, and for other purposes.

Mr. TORRES, Chairman of the Committee of the Whole, resumed the chair; and after some time spent therein,

48.5 RECORDED VOTE

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

Strike title I and insert the following new title:

SEC. 101. ABOLISHMENT OF ECONOMIC DEVELOPMENT ADMINISTRATION AND ITS PROGRAMS.

(a) ABOLISHMENT OF ECONOMIC DEVELOPMENT ADMINISTRATION.—The Economic Development Administration is hereby abolished.

(b) REPEAL OF ACTS.—The Public Works and Economic Development Act of 1965 (42 U.S.C. 3121 et seq.) and the Local Public Works Capital Development and Investment Act of 1976 (42 U.S.C. 6701 et seq.) are hereby repealed.

SEC. 102. CONCLUSION OF BUSINESS OF ECONOMIC DEVELOPMENT ADMINISTRATION.

(a) AUTHORITY OF SECRETARY OF COMMERCE TO CONCLUDE BUSINESS AND HONOR CONTRACTS.—The Secretary of Commerce shall provide for the conclusion of any outstanding affairs of the Economic Development Administration, including matters affecting the disposition of personnel. The Secretary of Commerce may take any action that (if this Act had not been enacted) would have been authorized as of the effective date of this Act under the Acts repealed by section 101(b) and is necessary or appropriate to administer and fulfill the terms of any grant, contract, agreement, loan, obligation, debenture, or guarantee made by the Secretary pursuant to the Acts repealed by section 101(b).

(b) EFFECT OF ABOLISHMENT ON EXPENDITURE OF FUNDS ALREADY RECEIVED.—Section 101 may not be construed to prevent the expenditure of any funds received from a grant or loan under the Acts repealed by section 101(b). Any grant or loan made under such Acts before the effective date of this Act shall be subject to any laws and regulations that would have applied to the grant or loan if this Act had not been enacted.

(c) CONTINUANCE OF ECONOMIC DEVELOPMENT REVOLVING FUND TO FINISH BUSINESS.—

(1) AUTHORIZED PURPOSES.—The Economic Development Revolving fund established by section 203 of the Public Works and Economic Development Act of 1965 (42 U.S.C. 3143) shall continue in existence for the following purposes:

(A) COLLECTIONS AND REPAYMENTS.—To receive collections and repayments in connection with assistance extended under the Acts repealed by section 101(b) that would have been required under the Acts repealed by section 101(b) to be deposited in the Economic Development Revolving Fund if this Act had not been enacted.

(B) PAYMENT OF OBLIGATIONS.—To pay obligations and make expenditures in connection with the Acts repealed by section 101(b) that would have been required under the Acts repealed by section 101(b) if this Act had not been enacted.

(2) TERMINATION OF FUND.—

(A) CERTIFICATION.—When, in the discretion of the Secretary of Commerce, the Eco-

conomic Development Revolving Fund is no longer necessary to carry out the activities under paragraph (1), the Secretary of Commerce shall certify to the Secretary of the Treasury that the Economic Development Revolving Fund is no longer necessary.

(B) TERMINATION.—Upon receipt of the certification under subparagraph (A), the Secretary of the Treasury shall deposit into the general fund of the Treasury as miscellaneous receipts any moneys remaining in the Economic Development Revolving Fund. The Secretary of the Treasury shall take any action necessary to terminate the Economic Development Revolving Fund. The Secretary of the Treasury shall deposit into the general fund of the Treasury any collections and repayments made after the termination of the Economic Development Revolving Fund in connection with the Act repealed by section 101(b).

SEC. 103. AUTHORIZATION OF APPROPRIATIONS.

There are authorized to be appropriated such sums as may be necessary to carry out this Act.

SEC. 104. EFFECTIVE DATE.

This Act shall take effect on the 1st day of the 1st fiscal year that begins after the date of the enactment of this Act.

It was decided in the { Yeas 97 negative } Nays 319

48.6 [Roll No. 164] AYES—97

- Allard Archer Arney Baker (CA) Baker (LA) Ballenger Barrett (NE) Bartlett Barton Bereuter Bilirakis Bliley Boehner Bonilla Brown (OH) Burton Calvert Castle Coble Combust Condit Cox Crane Crapo DeLay Doolittle Dornan Dreier Duncan Ewing Fawell Fields (TX) Gilchrist

NOES—319

- Abercrombie Ackerman Andrews (ME) Andrews (NJ) Andrews (TX) Applegate Bacchus (FL) Bacchus (AL) Baesler Barca Barcia Barlow Barrett (WI) Bateman Beilenson Bentley Berman Beville Bilbray Bishop Blute Boehlert Bonior Borski Boucher Brewster Brooks Browder Brown (CA) Brown (FL) Bryant Bunning Buyer Byrne Callahan Camp Canady Cantwell Cardin Carr Chapman Clay Clayton Clement Clinger Clyburn Coleman Collins (GA) Collins (IL) Collins (MI) Conyers Cooper Coppersmith Costello Coyne Cramer Cunningham Danner Darden de la Garza de Lugo (VI) Deal DeFazio DeLauro Dellums Derrick Deutsch Diaz-Balart Dickie Dicks Dingell Dixon Dooley Dunn Durbin

- Edwards (CA) Edwards (TX) Ehlers Emerson Engel English Eshoo Evans Everett Faleomavaega (AS) Farr Fazio Fields (LA) Filner Fingerhut Fish Foglietta Ford (MI) Ford (TN) Fowler Frank (MA) Franks (CT) Franks (NJ) Furse Gallegly Gallo Gejdenson Gekas Gephardt Geren Gillmor Gilman Glickman Gonzalez Goodling Gordon Green Gunderson Gutierrez Hall (OH) Hall (TX) Hamburg Hamilton Harman Hastings Hayes Hefner Heger Hilliard Hinchey Hoagland Hochbrueckner Horn Houghton Huffington Hughes Hutchinson Hutto Inglis Jacobs Johnson (CT) Johnson (CA) Johnson (SD) Johnson, E. B. Johnston Kanjorski Kaptur Kennedy Kennelly Kildee Kingston Kleczka Klein Klink Klink Kopetski Kreidler LaFalce Lambert Lancaster Lantos LaRocco Laughlin Lazio Leach Levin Lewis (GA) Lipinski Lloyd Long Lowey Machtley Maloney Manton Margolies-Mezvinsky Markey Martinez Matsui Mazzoli McCloskey McCrery McDade McDermott McHale McHugh McKinney McNulty Meehan Meek Menendez Meyers Mica Mineta Minge Mink Moakley Molinari Mollohan Montgomery Moran Morella Murphy Murtha Talent Myers Nadler Neal (MA) Neal (NC) Norton (DC) Oberstar Obey Olver Ortiz Orton Owens Packard Pallone Pastor Payne (NJ) Pelosi Peterson (FL) Peterson (MN) Pickett Pickle Pombo Pomeroy Poshard Price (NC) Quillen Quinn Rahall Rangel Ravenel Reed Regula Reynolds Richardson Roberts Roemer Rogers Romero-Barcelo (PR) Ros-Lehtinen Rose Rostenkowski Roth Rowland Roybal-Allard Rush Sabo Sanders Sangmeister Santorum Sarpalius Sawyer Saxton Schenk Schiff Schroeder Schumer Scott Serrano Shays Shepherd Shuster Sisisky Skaggs Skeen Skelton Slattery Slaughter Smith (IA) Smith (MI) Smith (NJ) Smith (OR) Snow Spence Spratt Stark Strickland Studds Stupak Sundquist Swett Swift Synar Talent Tanner Tauzin Taylor (MS) Taylor (NC) Tejada Thomas (CA) Thomas (WY) Thompson Thornton Thurman Torkildsen Torres Torricelli Traficant Tucker Unsoeld Upton Valentine Velazquez Vento Visclosky Volkmer Vucanovich Walsh Waters Watt Waxman Wheat Whitten Williams Wilson Wise Woolsey Wyden Wynn Yates Young (AK)

NOT VOTING—21

- Becerra Blackwell Flake Frost Gibbons Grandy Hoyer Insee Jefferson Lightfoot Frost McCurdy Mfume Parker Payne (VA) Ridge Sharp Solomon Stokes Towns Underwood (GU) Washington

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

48.7 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the

Whole on the following amendment submitted by Mr. HEFLEY:

Insert after section 129 the following new section:

SEC. 130. OVERALL CAP ON AUTHORIZATION OF APPROPRIATIONS FOR EDA

Notwithstanding any other provision of this title or any other provision of law, not more than \$412,000,000 is authorized to be appropriated for each of fiscal years 1995 and 1996 to carry out the Public Works and Economic Development Act of 1965.

It was decided in the { Yeas 171 negative } Nays 244

48.8 [Roll No. 165] AYES—171

- Allard Archer Arney Bachus (AL) Baker (CA) Baker (LA) Ballenger Barca Barrett (NE) Barrett (WI) Bartlett Barton Bateman Bereuter Bilirakis Bliley Boehner Bonilla Brown (OH) Burton Callahan Calvert Camp Canady Castle Coble Collins (GA) Combust Condit Cooper Cox Crane Crapo Cunningham DeLay Dickey Doolittle Dreier Duncan Dunn Ehlers English Ewing Fawell Fields (TX) Fish Fowler Franks (CT) Franks (NJ) Gallegly Gallo Gekas Gilchrist Gilman Gingrich Goodlatte Goodling Goss Grams Greenwood Gunderson Hall (TX) Hancock Hansen Harman Hastert Hefley Hobson Hoekstra Hoke Horn Huffington Hunter Hutchinson Hutto Hyde Inglis Inhofe Inslee Istook Jacobs Johnson (CT) Johnson, Sam Kasich Kim King Kingdon Klug Knollenberg Kolbe Kyl Lambert Laughlin Lazio Leach Lehman Levy Lewis (FL) Lightfoot Linder Livingston Mann Manzullo McCandless McCollum McCrery McInnis McKeon McMillan Meyers Mica Michel Miller (FL) Minge Moorhead Morella Murphy Myers Nussle Oxley Paxon Payne (VA) Penny Peterson (MN) Petri Pickett Pombo Porter Portman Pryce (OH) Ramstad Ravenel Regula Roberts Rohrabacher Roukema Royce Santorum Saxton Schaefer Schenk Schiff Sensenbrenner Shaw Shays Shepherd Siskisky Smith (MI) Smith (NJ) Smith (OR) Smith (TX) Solomon Spence Stearns Stenholm Stump Talent Tauzin Taylor (MS) Taylor (NC) Thomas (CA) Thomas (WY) Upton Walker Weldon Wolf Young (AK) Young (FL) Zeliff Zimmer

NOES—244

- Abercrombie Ackerman Andrews (ME) Andrews (NJ) Applegate Bacchus (FL) Baesler Barca Barlow Beilenson Bentley Berman Beville Bilbray Bishop Blute Boehlert Bonior Borski Boucher Brewster Brooks Browder Brown (CA) Brown (FL) Bryant Bunning Buyer Byrne Cantwell Cardin Carr Chapman Clay Clayton Clement Clinger Clyburn Coleman Collins (IL) Collins (MI) Conyers Coppersmith Costello Coyne Cramer Danner Darden de la Garza de Lugo (VI) Deal DeLauro Dellums Derrick Deutsch Diaz-Balart Dicks Dingell Dixon Dooley

Table listing names and their corresponding states (e.g., Durbin, Lewis (CA), Ros-Lehtinen, etc.)

NOT VOTING—22

Table listing names and their corresponding states for the 'NOT VOTING—22' category.

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

48.9 RECORDED VOTE

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

Strike section 212 and redesignate section 213 as section 212.

Conform the table of contents accordingly.

It was decided in the Yeas 184 negative Nays 239

48.10 [Roll No. 166] AYES—184

Table listing names and their corresponding states for the '48.10 AYES—184' category.

Table listing names and their corresponding states (e.g., Bunning, Hunter, Porter, etc.)

NOES—239

Table listing names and their corresponding states for the 'NOES—239' category.

Table listing names and their corresponding states (e.g., Lehman, Ortiz, Slattery, etc.)

NOT VOTING—14

Table listing names and their corresponding states for the 'NOT VOTING—14' category.

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

48.11 RECORDED VOTE

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

After Section 129, add the following new section:

SEC. 130. REGULATORY RELIEF.

The Administrator shall, upon petition from an entity impacted adversely by federal regulations on matters of economic development as described in this Act, notify the departments and agencies involved with promulgating and administering those regulations and suggest to those departments and agencies that regulations be waived which interfere with economic development. Nothing in this section shall affect the ability of the Administrator to carry out his duties otherwise provided by law.

It was decided in the Yeas 410 affirmative Nays 10

48.12 [Roll No. 167] AYES—410

Table listing names and their corresponding states for the '48.12 AYES—410' category.

Clay
Clayton
Clement
Clinger
Clyburn
Coble
Coleman
Collins (GA)
Collins (IL)
Collins (MI)
Combest
Condit
Conyers
Cooper
Coppersmith
Costello
Cox
Coyne
Cramer
Crane
Crapo
Danner
Darden
de la Garza
de Lugo (VI)
Deal
DeFazio
DeLauro
DeLay
Dellums
Derrick
Deutsch
Diaz-Balart
Dickey
Dicks
Dixon
Dooley
Doolittle
Dornan
Dreier
Duncan
Dunn
Durbin
Edwards (CA)
Edwards (TX)
Ehlers
Emerson
English
Eshoo
Evans
Everett
Ewing
Faleomavaega (AS)
Farr
Fawell
Fazio
Fields (LA)
Fields (TX)
Filner
Fingerhut
Fish
Ford (MI)
Ford (TN)
Fowler
Franks (CT)
Franks (NJ)
Frost
Furse
Gallegly
Gallo
Gejdenson
Gekas
Gephardt
Geren
Gibbons
Gilchrest
Gillmor
Gilman
Gingrich
Glickman
Goodlatte
Goodling
Gordon
Goss
Grams
Green
Greenwood
Gunderson
Gutierrez
Hall (OH)
Hall (TX)
Hamburg
Hamilton
Hancock
Hansen
Harman
Hastert
Hastings
Hayes

Hefley
Hefner
Herger
Hilliard
Hinchey
Hobson
Hochbrueckner
Hoekstra
Hoke
Holden
Horn
Houghton
Hoyer
Huffington
Hughes
Hunter
Hutchinson
Hutto
Hyde
Inglis
Inhofe
Danner
Istook
Jacobs
Jefferson
Johnson (CT)
Johnson (GA)
Johnson (SD)
Johnson, E.B.
Johnson, Sam
Johnston
Kanjorski
Kaptur
Kasich
Kennedy
Kennelly
Kildee
Kim
King
Kingston
Klecza
Klein
Klink
Klug
Knollenberg
Kolbe
Kopetski
Kreidler
Kyl
LaFalce
Lambert
Lancaster
Lantos
LaRocco
Laughlin
Lazio
Leach
Lehman
Levin
Levy
Lewis (CA)
Lewis (FL)
Lewis (GA)
Lightfoot
Linder
Lipinski
Livingston
Lloyd
Long
Lowe
Machtley
Maloney
Mann
Manton
Manzullo
Margolies-
Mezvinsky
Markey
Martinez
Matsui
Mazzoli
McCandless
McCloskey
McCollum
McCrary
McCurdy
McDade
McHale
McHugh
McInnis
McKeon
McMillan
McNulty
Meehan
Menendez
Meyers
Mfume
Mica
Michel
Miller (CA)

Miller (FL)
Mineta
Minge
Mink
Moakley
Molinari
Mollohan
Montgomery
Moorhead
Moran
Morella
Murphy
Murtha
Myers
Neal (MA)
Neal (NC)
Norton (DC)
Nussle
Obey
Olver
Ortiz
Orton
Owens
Oxley
Packard
Pallone
Pastor
Paxon
Payne (NJ)
Payne (VA)
Pelosi
Penny
Peterson (FL)
Peterson (MN)
Petri
Pickett
Pickle
Pombo
Pomeroy
Portman
Poshard
Price (NC)
Pryce (OH)
Quillen
Quinn
Rahall
Ramstad
Rangel
Ravenel
Reed
Regula
Reynolds
Richardson
Roberts
Roemer
Rogers
Rohrabacher
Romero-Barcelo (PR)
Ros-Lehtinen
Rose
Rostenkowski
Roth
Roukema
Rowland
Roybal-Allard
Royce
Rush
Sanders
Sangmeister
Santorum
Sarpaluis
Sawyer
Saxton
Schaefer
Schenk
Schiff
Schroeder
Schumer
Scott
Sensenbrenner
Serrano
Shaw
Shays
Shepherd
Shuster
Sisisky
Skaggs
Skean
Skelton
Slattery
Slaughter
Smith (IA)
Smith (MI)
Smith (NJ)
Smith (OR)
Smith (TX)
Snowe
Solomon
Spence

Spratt
Stearns
Stenholm
Stokes
Strickland
Studds
Stump
Stupak
Sundquist
Swett
Swift
Talent
Tanner
Tauzin
Taylor (MS)
Taylor (NC)
Tejeda
Thomas (CA)

Thomas (WY)
Thompson
Thornton
Thurman
Torkildsen
Torres
Torrice
Towns
Traficant
Tucker
Unsoeld
Upton
Valentine
Velazquez
Vento
Visclosky
Volkmer
Vucanovich
Walker

Walsh
Waters
Watt
Waxman
Weldon
Wheat
Williams
Wilson
Wise
Wolf
Woolsey
Wyden
Wynn
Yates
Young (AK)
Young (FL)
Zeliff
Zimmer

NOES—10

Applegate
Engel
Foglietta
Frank (MA)

Gonzalez
McKinney
Nadler
Oberstar

Sabo
Stark

NOT VOTING—17

Barrett (WI)
Becerra
Blackwell
Cunningham
Dingell
Flake

Grandy
Hoagland
McDermott
Meek
Parker
Porter

Ridge
Sharp
Underwood (GU)
Washington
Whitten

So the amendment was agreed to.
After some further time,
The SPEAKER pro tempore, Mr.
BONIOR, assumed the Chair.

When Mr. TORRES, Chairman, pursuant to House Resolution 420, reported the bill back to the House with an amendment adopted by the Committee.

The previous question having been ordered by said resolution.

The following amendment, reported from the Committee of the Whole House on the state of the Union, was agreed to:

Strike out all after the enacting clause and insert:

SECTION 1. SHORT TITLE; TABLE OF CONTENTS.

(a) SHORT TITLE.—This Act may be cited as the "Economic Development Reauthorization Act of 1994".

(b) TABLE OF CONTENTS.—

Sec. 1. Short title; table of contents.

TITLE I—ECONOMIC DEVELOPMENT PROGRAMS

Sec. 101. Grants for public works and development facilities.

Sec. 102. Projects constructed under projected cost.

Sec. 103. Changed project circumstances.

Sec. 104. Other financial assistance.

Sec. 105. Technical assistance, research, and information.

Sec. 106. Business outreach center demonstration project.

Sec. 107. Office of Strategic Economic Development Planning and Policy.

Sec. 108. Office of Economic Development Information.

Sec. 109. Area eligibility.

Sec. 110. Investment strategy.

Sec. 111. Economic development districts.

Sec. 112. Administration.

Sec. 113. Expedited processing of applications.

Sec. 114. Uniform application form.

Sec. 115. Study of grant selection criteria.

Sec. 116. Performance evaluations of grant recipients.

Sec. 117. Study of guaranteed loan program.

Sec. 118. Miscellaneous.

Sec. 119. Acceptance of applicants' certifications.

Sec. 120. Supervision of regional counsels.

Sec. 121. Economic recovery for disaster areas.

Sec. 122. Special economic development and adjustment assistance.

Sec. 123. Treatment of revolving loan funds.

Sec. 124. Outreach to communities adversely affected by defense base closures.

Sec. 125. Sale of financial instruments in revolving loan funds.

Sec. 126. Economic development challenge grants demonstration project.

Sec. 127. Authorization of appropriations.

Sec. 128. References to the Secretary.

Sec. 129. Compliance with Buy American Act.

Sec. 130. Regulatory relief.

TITLE II—APPALACHIAN REGIONAL DEVELOPMENT

Sec. 201. Findings and purposes.

Sec. 202. Meetings.

Sec. 203. Authorizations for administrative expenses.

Sec. 204. Extension of lease terms.

Sec. 205. Highway system.

Sec. 206. Supplements to Federal grant-in-aid programs.

Sec. 207. Program development criteria.

Sec. 208. Grants for administrative expenses and demonstration projects.

Sec. 209. Authorization of appropriations for general program.

Sec. 210. Definition of Appalachian region.

Sec. 211. Extension of termination date.

Sec. 212. Regional development task force.

Sec. 213. Compliance with Buy American Act.

TITLE III—BUSINESS DEVELOPMENT ASSISTANCE

Sec. 301. Short title.

Sec. 302. Findings, purposes, and definitions.

Sec. 303. Consolidation of information on technologies.

Sec. 304. Business Development and Technology Commercialization Corporation.

Sec. 305. Assistance to Businesses in securing financing.

Sec. 306. Savings provision.

Sec. 307. Rule of construction.

TITLE I—ECONOMIC DEVELOPMENT PROGRAMS**SEC. 101. GRANTS FOR PUBLIC WORKS AND DEVELOPMENT FACILITIES.**

(a) DIRECT AND SUPPLEMENTARY GRANTS.—

(1) ELIGIBLE APPLICANTS.—Section 101(a) of the Public Works and Economic Development Act of 1965 (42 U.S.C. 3131(a)) is amended in the matter preceding paragraph (1) by striking "representing any redevelopment area or part thereof" and inserting "acting in cooperation with officials of local governments".

(2) DIRECT GRANTS.—Section 101(a)(1) of such Act (42 U.S.C. 3131(a)(1)) is amended—

(A) in the matter preceding subparagraph (A) by inserting "design and engineering," after "acquisition,"; and

(B) in subparagraph (A) by striking "or otherwise substantially further the objectives of the Economic Opportunity Act of 1964".

(b) AMOUNT OF SUPPLEMENTAL GRANTS.—The last sentence of section 101(c) of such Act (42 U.S.C. 3131(c)) is amended—

(1) by striking "area," and inserting "area and"; and

(2) by striking "and the amount of" and all that follows before the period.

(c) AUTHORIZATION OF APPROPRIATIONS.—Section 105 of such Act (42 U.S.C. 3135) is amended to read as follows:

"SEC. 105. AUTHORIZATION OF APPROPRIATIONS.

"(a) IN GENERAL.—There is authorized to be appropriated to carry out this title \$160,000,000 for fiscal year 1994 and \$175,000,000 per fiscal year for each of fiscal years 1995 and 1996. Such sums shall remain available until expended.

“(b) LIMITATION ON EXPENDITURES IN CERTAIN AREAS.—Not more than 35 percent of the amounts appropriated pursuant to subsection (a) in a fiscal year may be expended for projects located in areas described in section 401(a)(4).

“(c) LIMITATION ON EXPENDITURES FOR DESIGN AND ENGINEERING.—Not more than 20 percent of the amounts appropriated pursuant to section (a) in a fiscal year may be expended for design and engineering.”.

(d) SEWER FACILITIES.—Title I of such Act (42 U.S.C. 3131-3137) is amended by striking section 106 and redesignating section 107 as section 106.

(e) CONSTRUCTION COST INCREASES.—Section 106 of such Act, as redesignated by subsection (d) of this section, is amended by inserting a period after “such costs” and striking all that follows.

SEC. 102. PROJECTS CONSTRUCTED UNDER PROJECTED COST.

Title I of the Public Works and Economic Development Act of 1965 (42 U.S.C. 3131-3137) is amended by adding at the end the following:

“SEC. 107. USE OF FUNDS IN PROJECTS CONSTRUCTED UNDER PROJECTED COST.

“In any case where a grant (including a supplemental grant) has been made under this title for a project, and after such grant has been made but before completion of the project the cost of such project based upon the designs and specifications which were the basis of the grant has decreased because of decreases in costs, such underrun funds may be used to improve the project either directly or indirectly as determined by the Secretary.”.

SEC. 103. CHANGED PROJECT CIRCUMSTANCES.

Title I of the Public Works and Economic Development Act of 1965 (42 U.S.C. 3131-3137) is further amended by adding at the end the following:

“SEC. 108. CHANGED PROJECT CIRCUMSTANCES.

“In any case where a grant (including a supplemental grant) has been made under this title for a project, and after such grant has been made but before completion of the project the purpose or scope of such project based upon the designs and specifications which were the basis of the grant has changed, the Secretary may approve the use of grant funds on such changed project if the Secretary determines that such changed project meets the requirements of this title and that such changes are necessary to enhance economic development in the area.”.

SEC. 104. OTHER FINANCIAL ASSISTANCE.

(a) PUBLIC WORKS AND DEVELOPMENT FACILITY LOANS.—

(1) ELIGIBLE APPLICANTS.—Section 201(a) of the Public Works and Economic Development Act of 1965 (42 U.S.C. 3141(a)) is amended in the matter preceding paragraph (1) by striking “representing any redevelopment area or part thereof” and inserting “acting in cooperation with officials of local governments”.

(2) CRITERIA.—Section 201(a)(1)(C) of such Act (42 U.S.C. 3141(a)(1)(C)) is amended by striking “or otherwise substantially further the objectives of the Economic Opportunity Act of 1964”.

(b) TERMS AND CONDITIONS.—Section 202(b) of such Act (42 U.S.C. 3142(b)) is amended—

(1) in paragraph (6) by striking “it is determined” and inserting “the Secretary determines”; and

(2) in paragraph (7) by striking “hereunder for a period” and all that follows through “the foregoing restrictions on maturities” and inserting “under this section for a term of maturity of more than 25 years and no evidences of indebtedness which matures more than 25 years after the date of purchase may be purchased under this section; except that this paragraph”.

(c) REDEVELOPMENT AREA LOAN PROGRAM.—Title II of such Act (42 U.S.C. 3141-3144) is amended by striking section 204.

SEC. 105. TECHNICAL ASSISTANCE, RESEARCH, AND INFORMATION.

(a) TECHNICAL ASSISTANCE.—

(1) URBAN AREAS WITH POPULATIONS OF 400,000 OR LESS.—Section 301(a) of the Public Works and Economic Development Act of 1965 (42 U.S.C. 3151(a)) is amended by adding at the end the following: “In providing assistance under this subsection, the Secretary shall take into consideration the unique development needs of urban areas with populations of 400,000 or less.”.

(2) GRANTS FOR ADMINISTRATIVE EXPENSES.—The last sentence of section 301(b) of such Act (42 U.S.C. 3151(b)) is amended by striking “urban planning grants, authorized under the Housing Act of 1954, as amended,” and inserting “planning activities described in section 105(a)(13) of the Housing and Community Development Act of 1974”.

(3) REPEALS.—Section 301 of such Act (42 U.S.C. 3151) is amended by striking subsections (c), (e), and (f) and redesignating subsection (d) as subsection (c).

(b) ECONOMIC DEVELOPMENT PLANNING.—

(1) DIRECT GRANTS.—The 7th sentence of section 302(a) of such Act (42 U.S.C. 3151a(a)) is amended by striking “and shall be available” and all that follows before the period at the end.

(2) TECHNICAL ASSISTANCE.—Section 302 of such Act (42 U.S.C. 3151a) is amended by striking subsection (b) and redesignating subsection (c) as subsection (b).

(3) USE OF OTHER PLANNING ASSISTANCE.—Section 302(b) of such Act, as redesignated by paragraph (2) of this subsection, is amended by striking “shall be used in accordance with the review procedure required pursuant to title IV of the Intergovernmental Cooperation Act of 1968 and”.

(c) AUTHORIZATION OF APPROPRIATIONS.—Section 303 of such Act (42 U.S.C. 3152) is amended to read as follows:

“SEC. 303. AUTHORIZATION OF APPROPRIATIONS.

“There is authorized to be appropriated to carry out this title \$37,100,000 for fiscal year 1994 and \$50,000,000 per fiscal year for each of fiscal years 1995 and 1996. Such sums shall remain available until expended.”.

(d) SUPPLEMENTAL AND BASIC GRANTS.—Title III of such Act (42 U.S.C. 3151-3153) is amended by striking section 304.

SEC. 106. BUSINESS OUTREACH CENTER DEMONSTRATION PROJECT.

Title III of the Public Works and Economic Development Act of 1965 (42 U.S.C. 3151-3153) is amended by adding at the end the following:

“SEC. 304. BUSINESS OUTREACH CENTER DEMONSTRATION PROJECT.

“(a) IN GENERAL.—The Secretary shall conduct a project in each of fiscal years 1994 through 1996 with funds made available under this title for the purpose of demonstrating methods of assisting isolated small businesses to access small business services provided by Federal, State, and local governments.

“(b) ESTABLISHMENT OF CENTERS.—In conducting the demonstration project under this section, the Secretary shall establish 3 business outreach centers. At least 1 of the centers shall be located in a rural area.

“(c) PURPOSE OF CENTERS.—It shall be the purpose of each business outreach center established under this section—

“(1) to provide a one-stop clearinghouse to assist isolated small businesses in accessing small business services provided by Federal, State, and local governments; and

“(2) to improve efficiency in the delivery of such services.

“(d) SERVICES TO BE PROVIDED.—Each business outreach center established under this section shall provide the following services:

“(1) Outreach to isolated small businesses.

“(2) Assessment of the need of isolated small businesses for assistance services.

“(3) Referral of isolated small businesses to small business assistance agencies.

“(4) Preparation of materials required by isolated small businesses for participation in small business assistance programs.

“(5) Case management to assure follow-up and quality control of business services.

“(6) Coordination of networking among isolated small businesses.

“(7) Quality control of small business assistance services.

“(e) ISOLATED SMALL BUSINESS DEFINED.—For the purposes of this section, the term ‘isolated small business’ means a small business that is unable to effectively access small business services provided by Federal, State, and local governments due to linguistic, cultural, or geographic barriers.”.

SEC. 107. OFFICE OF STRATEGIC ECONOMIC DEVELOPMENT PLANNING AND POLICY.

Title III of the Public Works and Economic Development Act of 1965 (42 U.S.C. 3151-3153) is further amended by adding at the end the following:

“SEC. 305. OFFICE OF STRATEGIC ECONOMIC DEVELOPMENT PLANNING AND POLICY.

“(a) ESTABLISHMENT.—The Secretary shall establish an Office of Strategic Economic Development Planning and Policy (hereafter in this section referred to as ‘the Office’).

“(b) DUTIES.—The duties of the head of the Office are as follows:

“(1) RESEARCH, EVALUATION, AND DEMONSTRATION.—To support research, evaluation, and demonstration projects to study and assess best practices in economic development and to examine trends and changes in economic conditions that affect regional development.

“(2) POLICY DEVELOPMENT.—To develop recommendations on both short- and long-term policies regarding economic development issues and programs, to help foster the diffusion of innovative, best practices in economic development throughout the Department of Commerce.

“(3) COORDINATION.—To take a leading role in developing and promoting means for greater coordination among States, regions, and local communities in the design and implementation of economic development strategies, and to work in conjunction with Federal agencies on developing and implementing means for reducing fragmentation and increase coordination among Federal programs that provide economic development assistance.

“(c) RESEARCH IN CAUSES OF LONG-TERM ECONOMIC DETERIORATION.—

“(1) IN GENERAL.—To assist in the long-range accomplishment of the purposes of this Act, the Secretary, in cooperation with other agencies having similar functions, shall establish and conduct a continuing program of study, training, and research—

“(A) to assist in determining the causes of unemployment, underemployment, underdevelopment, and chronic depression in the various areas and regions of the Nation;

“(B) to assist in the formulation and implementation of national, State, and local programs which will raise income levels and otherwise produce solutions to the problems resulting from these conditions; and

“(C) to assist in providing the personnel needed to conduct such programs.

“(2) MANNER OF PROVIDING STUDY, ASSISTANCE.—The program of study, training, and research may be conducted by the Secretary through—

“(A) members of the Secretary’s staff;

“(B) the payment of funds authorized for this section to other departments or agencies of the Federal Government;

“(C) the employment of private individuals, partnerships, firms, corporations, or suitable institutions;

“(D) contracts entered into for such purposes;

“(E) grants to such individuals, organizations, or institutions as the Secretary determines to be appropriate; or

“(F) conferences and similar meetings organized for such purposes.

“(3) AVAILABILITY OF RESULTS OF RESEARCH.—The Secretary shall make available to interested individuals and organizations the results of such research.

“(4) ANNUAL REPORT OF SECRETARY.—The Secretary shall include in the annual report under section 705 a detailed statement concerning the study and research conducted under this section, together with the Secretary’s findings and conclusions and such recommendations for legislative and other action as the Secretary may consider appropriate.

“(d) GEOGRAPHIC ANALYSIS TOOL.—

“(1) IN GENERAL.—The Secretary shall, in cooperation with other appropriate Federal agencies develop a computerized geographic analysis tool that all Federal departments and agencies and grant recipients may use to evaluate the success of these programs.

“(2) REPORT.—Not later than 6 months after the date of the enactment of the Economic Development Reauthorization Act of 1994, the Secretary shall transmit to Congress a report on use of the computerized geographic analysis tool developed pursuant to paragraph (1) by Federal departments and agencies.

“(e) INDEPENDENT ADVISORY COMMITTEE.—The Secretary shall establish an advisory committee made up of representatives from major State, local, and nonprofit economic development organizations as well as nationally recognized experts on innovative approaches to economic development to advise and make recommendations to the Office.

“(f) FEDERAL COORDINATING COUNCIL FOR ECONOMIC DEVELOPMENT.—

“(1) IN GENERAL.—The Secretary shall establish a Federal Coordinating Council for Economic Development (hereafter in this section referred to as the ‘Council’).

“(2) COMPOSITION OF COUNCIL.—The Council shall be composed of representatives from Federal agencies involved in matters that affect regional economic development.

“(3) DUTIES.—The Council shall assist in providing a unifying framework for economic and regional development efforts and develop a governmentwide strategic plan for economic development.

“(g) GRANTS AND CONTRACTS FOR DEMONSTRATION PROJECTS; PURPOSES.—The Secretary may make grants, enter into contracts, or otherwise provide funds for any demonstration project in an eligible area which the Secretary determines is designed to foster regional productivity and growth, prevent outmigration, and otherwise carry out the purposes of this Act.”

SEC. 108. OFFICE OF ECONOMIC DEVELOPMENT INFORMATION.

Title III of the Public Works and Economic Development Act of 1965 (42 U.S.C. 3151-3153) is further amended by adding at the end the following:

“SEC. 306. OFFICE OF ECONOMIC DEVELOPMENT INFORMATION.

“(a) ESTABLISHMENT.—The Secretary shall establish the Office of Economic Development Information (hereafter in this section referred to as the ‘Office’) within the Office of Strategic Economic Development Planning and Policy.

“(b) DUTIES.—The duties of the head of the Office shall be—

“(1) to serve as a central information clearinghouse on matters relating to eco-

nomics development, economic adjustment, industrial retention, disaster recovery, and defense conversion programs and activities of the Federal and State governments, including political subdivisions of the States; and

“(2) to help potential and actual applicants for economic development, economic adjustment, disaster recovery, industrial retention, and defense conversion assistance under Federal, State, and local laws in locating and applying for such assistance, including financial and technical assistance.

“(c) INFORMATION DATA BASES.—

“(1) USES.—The Office shall develop information data bases for use by Federal departments and agencies, State and local governmental agencies, public and private entities, and individuals to assist such agencies, entities, and individuals in the process of identifying and applying for assistance and resources under economic development, economic adjustment, disaster recovery, industrial retention, and defense conversion programs and activities of the Federal, State, and local governments.

“(2) SPECIFIC KINDS OF INFORMATION REQUIRED TO BE INCLUDED.—The data bases shall include the following kinds of information:

“(A) A comprehensive compilation of all relevant information concerning available economic development, economic adjustment, disaster recovery, industrial retention, and defense conversion programs of the Federal Government including key contact people, descriptions of the application process, eligibility requirements and criteria, selection and followup procedures, and other such relevant information.

“(B) A compilation of major State and local governmental economic development, economic adjustment, disaster relief, industrial retention, and defense conversion assistance programs, including lists of appropriate offices, officers, and contact personnel connected with, or involved in, such programs.

“(C) A compilation of relevant and available economic data and trends, including information about the national, regional, and local impacts of trade agreements, defense spending and downsizing, technological change, and other sources of substantial economic dislocation.

“(D) A compilation of case studies and ‘best practices’ in economic development, adjustment, and conversion.

“(E) A compilation of technology utilization programs, assistance, and resources.

“(F) A compilation of published works (books, reports, articles, videos, and tapes), and selected texts of such works, related to all facets of economic development, economic adjustment and defense conversion.

“(G) A compilation of information on case studies on early warning and intervention efforts.

“(3) POINTS OF PUBLIC ACCESS.—

“(A) IN GENERAL.—The Office shall establish several mechanisms to assure easy access by the public and others to such data bases, and to assure that the data bases be as accessible, user-friendly, culturally neutral, and affordable as possible.

“(B) MEANS OF ACCESS.—Access to the Office’s data services shall include the following means:

“(i) A toll-free nationwide telephone number to provide direct phone access to the public.

“(ii) On-line electronic access through existing computer network services and publicly available computer data base access facilities, such as at repository libraries and by direct call-in via modem.

“(iii) Printed manuals and orientation materials.

“(iv) Periodic orientation workshops available to the public.

“(v) On-call information specialists to address special problems requiring person-to-person assistance.

“(d) INTERAGENCY COORDINATION.—The Secretary shall enter into such agreements and understandings as may be necessary with other Federal departments and agencies to coordinate the accomplishment of the objectives of this section.”

SEC. 109. AREA ELIGIBILITY.

(a) IN GENERAL.—Title IV of the Public Works and Economic Development Act of 1965 (42 U.S.C. 3161-3173) is amended by striking the heading to such title and all that follows through section 401 and inserting the following:

“TITLE IV—ELIGIBILITY AND INVESTMENT STRATEGIES

“PART A—ELIGIBILITY

“SEC. 401. AREA ELIGIBILITY.

“(a) CERTIFICATION.—In order to be eligible for assistance under title I or II, an applicant seeking assistance to undertake a project in an area shall certify, as part of an application for such assistance, that the area on the date of submission of such application meets 1 or more of the following criteria:

“(1) The area has a per capita income of 80 percent or less of the national average.

“(2) The area has an unemployment rate 1 percent above the national average percentage for the most recent 24-month period for which statistics are available.

“(3) The area has experienced or is about to experience a sudden economic dislocation resulting in job loss that is significant both in terms of the number of jobs eliminated and the effect upon the employment rate of the area.

“(4) The area is a community or neighborhood (defined without regard to political or other subdivisions or boundaries) which the Secretary determines has 1 or more of the following conditions:

“(A) A large concentration of low-income persons.

“(B) Rural areas having substantial outmigration or substantial economic deterioration and unemployment.

“(C) Substantial unemployment.

“(b) DOCUMENTATION.—A certification made under subsection (a) shall be supported by Federal data, when available, and in other cases by data available through the State government. Such documentation shall be accepted by the Secretary unless it is determined to be inaccurate. The most recent statistics available shall be used.

“(c) SPECIAL RULE.—An area which the Secretary determines has 1 or more of the conditions described in subsection (a) (4)—

“(1) shall not be subject to the requirements of subparagraphs (A) and (C) of section 101(a)(1); and

“(2) shall not be eligible to meet the requirements of section 403(a)(1)(B).

“(d) PRIOR DESIGNATIONS.—Any designation of a redevelopment area under this title made before the date of the enactment of the Economic Development Reauthorization Act of 1994 shall not be effective after such date of enactment.

“(e) DEFINITION.—For purposes of this Act, the term ‘large concentration of low-income persons’ means an area with a median family income of not more than 80 percent of the national median family income.”

(b) CONFORMING AMENDMENTS.—

(1) TITLE I.—Title I of such Act (42 U.S.C. 3131-3137) is amended—

(A) in section 101(a)(1) in the matter preceding subparagraph (A) by striking “within a redevelopment area” and inserting “within an area described in section 401(a)”; and

(B) in section 101(a)(1)(D) by striking “a redevelopment area so designated under sec-

tion 401(a)(6)" and inserting "an area described in section 401(a)(4)";

(C) in section 101(a)(2) by striking "within redevelopment areas" and inserting "within areas described in section 401(a)";

(D) in each of the 2d and 3d sentences of section 101(c) by striking "a redevelopment area designated as such under section 401(a)(6) of this Act" and inserting "an area described in section 401(a)(4)"; and

(E) in the 5th sentence of section 101(c) by striking "redevelopment areas" and inserting "areas described in section 401(a)".

(2) TITLE II.—Title II of such Act (42 U.S.C. 3141-3144) is amended—

(A) in section 201(a) in the matter preceding paragraph (1) by striking "within a redevelopment area" and inserting "within an area described in section 401(a)";

(B) in each of paragraphs (1) and (3) of section 202(a) by striking "within a redevelopment area" and inserting "within an area described in section 401(a)"; and

(C) in section 202(b)(3) by striking "redevelopment".

(3) TITLE III.—Title III of such Act (42 U.S.C. 3151-3153) is amended—

(A) in section 301(a) by striking "(1) to areas which he has designated as redevelopment areas under this Act, and (2) to other areas which he finds" and inserting "(1) to areas which the Secretary determines are areas described in section 401(a), and (2) to other areas which the Secretary finds";

(B) in section 301(c), as redesignated by section 105(a) of this Act, by striking "redevelopment areas" both places it appears and inserting "areas described in section 401(a)";

(C) in the 1st sentence of section 302(a) by striking "a redevelopment area" and inserting "an area described in section 401(a)"; and

(D) in the 2d sentence of section 302(a) by striking "redevelopment areas" and inserting "areas described in section 401(a)".

(4) TITLE IV.—Title IV of such Act (42 U.S.C. 3161-3173) is amended—

(A) in each of subparagraphs (A) and (B) of section 403(a)(1) by striking "redevelopment area" and inserting "area described in section 401(a)";

(B) in section 403(a)(1)(C) by striking "redevelopment areas" and inserting "areas described in section 401(a)";

(C) in section 403(a)(4) in the matter preceding subparagraph (A) by striking "redevelopment areas (designated under section 401)" and inserting "areas described in section 401(a)";

(D) in section 403(a)(4)(A) by striking "redevelopment area" and inserting "area described in section 401(a)"; and

(E) in section 403(h), as redesignated by section 111(c) of this Act, by striking "a redevelopment area" each place it appears and inserting "an area described in section 401(a)".

(5) TITLE IX.—Section 902 of such Act (42 U.S.C. 3242) is amended by striking "a redevelopment area or economic development district established under title IV of this Act" and inserting "an area described in section 401(a) or an economic development district designated under section 403".

SEC. 110 INVESTMENT STRATEGY.

(a) IN GENERAL.—Section 402 of the Public Works and Economic Development Act of 1965 (42 U.S.C. 3162) is amended to read as follows:

"SEC. 402. INVESTMENT STRATEGY.

"The Secretary may provide assistance under title I or II to an applicant for a project to be undertaken in an area described in section 401(a) only if the applicant submits to the Secretary, as part of an application for such assistance, and the Secretary approves an investment strategy which—

"(1) identifies the economic development problems to be addressed using such assistance;

"(2) identifies past, present, and projected future economic development investments in such area and public and private participants and sources of funding for such investments;

"(3) sets forth a strategy for addressing the economic problems identified pursuant to paragraph (1) and describes how the strategy will solve such problems;

"(4) provides a description of the project necessary to implement the strategy, estimates of costs, and timetables; and

"(5) provides a summary of public and private resources expected to be available for the project."

(b) ELIMINATION OF OVERALL ECONOMIC DEVELOPMENT PROGRAM.—Section 202(b) of such Act (42 U.S.C. 3142(b)) is amended by striking paragraph (10).

(c) CONFORMING AMENDMENTS.—

(1) TITLE I.—Subparagraph (C) of section 101(a)(1) of such Act (42 U.S.C. 3131(a)(1)) is amended to read as follows:

"(C) the area for which the project is to be undertaken has an approved investment strategy as provided by section 402 and such project is consistent with such strategy; and"

(2) TITLE II.—Paragraph (5) of section 201(a) of such Act (42 U.S.C. 3141(a)) is amended to read as follows:

"(5) such area has an approved investment strategy as provided by section 402 and the project for which financial assistance is sought is consistent with such strategy."

(3) TITLE III.—Section 302(a) of such Act (42 U.S.C. 3151a(a)) is amended—

(A) in the 4th sentence by striking "overall State economic development plan" and inserting "State investment strategy";

(B) in the 5th sentence—

(i) by striking "plan" each place it appears and inserting "strategy"; and

(ii) by striking "plans" each place it appears and inserting "strategies"; and

(C) in the 6th sentence by striking "Any overall State economic development planning" and inserting "Development of any State investment strategy".

(4) TITLE IV.—Section 403 of such Act (42 U.S.C. 3171) is amended—

(A) in each of subsections (a)(1)(C), (a)(1)(D), (a)(2)(A), (a)(3)(A), (a)(4)(B), and (e) by striking "overall economic development program" and inserting "investment strategy";

(B) in subsection (a)(1)(D) by striking "program" the second place it appears and inserting "strategy"; and

(C) in each of subsections (b) and (b)(2)(B) by striking "overall economic development programs" and inserting "investment strategies".

SEC. 111. ECONOMIC DEVELOPMENT DISTRICTS.

(a) ECONOMIC DEVELOPMENT DISTRICT DEFINED.—Section 403(d) of the Public Works and Economic Development Act of 1965 (42 U.S.C. 3171(d)) is amended by adding at the end the following: "Such term includes any economic development district designated by the Secretary under this section before the date of the enactment of the Economic Development Reauthorization Act of 1994."

(b) FUNDING.—Section 403(g) of such Act (42 U.S.C. 3171(g)) is amended to read as follows:

"(g) FUNDING.—Amounts authorized to be appropriated under other sections of this Act shall be available for purposes of carrying out subsections (a)(3) and (a)(4)."

(c) REPEAL.—Section 403 of such Act (42 U.S.C. 3162) is amended by striking subsections (h) and (i) and redesignating subsection (j) as subsection (h).

(d) UNEMPLOYMENT RATE DETERMINATIONS.—Title IV of such Act (42 U.S.C. 3161-3173) is amended by striking part D.

SEC. 112. ADMINISTRATION.

(a) IN GENERAL.—Section 601 of the Public Works and Economic Development Act of

1965 (42 U.S.C. 3201) is amended to read as follows:

"SEC. 601. APPOINTMENT OF ASSISTANT SECRETARY OF COMMERCE FOR ECONOMIC DEVELOPMENT; COMPENSATION.

"(a) ADMINISTRATION OF ACT.—The Secretary shall, with the assistance of an Assistant Secretary of Commerce, administer this Act.

"(b) APPOINTMENT OF ASSISTANT SECRETARY.—

"(1) IN GENERAL.—The Assistant Secretary whose position is established under subsection (a) shall be appointed by the President, by and with the advice and consent of the Senate.

"(2) DUTIES.—The Assistant Secretary appointed under paragraph (1) shall perform such functions as the Secretary may prescribe."

(b) ADVISORY COMMITTEE ON REGIONAL ECONOMIC DEVELOPMENT.—Title VI of such Act (33 U.S.C. 3201-3204) is amended by striking section 602 and redesignating sections 603 and 604 as sections 602 and 603, respectively.

SEC. 113. EXPEDITED PROCESSING OF APPLICATIONS.

Title VI of the Public Works and Economic Development Act of 1965 (42 U.S.C. 3201-3204) is amended by adding at the end the following:

"SEC. 604. EXPEDITED PROCESSING OF APPLICATIONS.

"(a) GUIDELINES.—Not later than 60 days after the date of the enactment of this section, the Assistant Secretary for Economic Development shall—

"(1) publish guidelines to expedite the processing of applications for assistance under this Act; and

"(2) transmit to Congress a report containing such guidelines.

"(b) CONTENTS.—Guidelines to be published under subsection (a) shall, at a minimum, provide for the following:

"(1) Increased reliance on self-certification by applicants to establish compliance with other Federal laws.

"(2) Greater use of uniform application forms and procedures.

"(3) Delegation of decisionmaking authority to regional offices.

"(4) Reduction in the time and number of reviews conducted by other offices of the Department of Commerce."

SEC. 114. UNIFORM APPLICATION FORM.

Title VI of the Public Works and Economic Development Act of 1965 (42 U.S.C. 3201-3204) is further amended by adding at the end the following:

"SEC. 605. UNIFORM APPLICATION FORM.

"(a) DEVELOPMENT.—The Secretary shall, in cooperation with the heads of appropriate Federal departments and agencies, develop a general, simplified application form for grant assistance under this Act which may be used by all Federal departments and agencies which provide grant assistance.

"(b) REPORT.—Not later than 6 months after the date of the enactment of this section, the Secretary shall transmit to Congress a report on use of the form developed pursuant to subsection (a) by Federal departments and agencies."

SEC. 115. STUDY OF GRANT SELECTION CRITERIA.

Title VI of the Public Works and Economic Development Act of 1965 (42 U.S.C. 3201-3204) is further amended by adding at the end the following:

"SEC. 606. STUDY OF GRANT SELECTION CRITERIA.

"(a) DEVELOPMENT OF METHOD.—The Secretary shall develop recommendations for prioritizing applications and awarding funding for projects under this Act based on the relative needs of eligible areas and the ca-

capacity of an applicant to carry out a project, including the ability of the applicant to leverage or attract funding from the private sector and to coordinate or create partnerships with other eligible recipients.

"(b) CONSIDERATION.—In developing a method under subsection (a), the Secretary shall consider the different objectives of each title of this Act.

"(c) REPORT TO CONGRESS.—Not later than 1 year after the date of the enactment of this section, the Secretary shall transmit to Congress a report containing recommendations developed under subsection (a)."

SEC. 116. PERFORMANCE EVALUATIONS OF GRANT RECIPIENTS.

Title VI of the Public Works and Economic Development Act of 1965 (42 U.S.C. 3201-3204) is further amended by adding at the end the following:

"SEC. 607. PERFORMANCE EVALUATIONS OF GRANT RECIPIENTS.

"(a) IN GENERAL.—At least once every 2 years, the Secretary shall conduct an evaluation of each university center and economic development district receiving grant assistance under this Act to assess the recipient's performance and contribution toward job creation.

"(b) CRITERIA.—

"(1) ESTABLISHMENT.—The Secretary shall establish criteria for use in conducting evaluations under subsection (a).

"(2) CRITERIA FOR UNIVERSITY CENTERS.—The criteria for evaluation of a university center shall, at a minimum, provide for an assessment of the center's contribution to providing technical assistance, conducting applied research, and disseminating results of the center's activities.

"(3) CRITERIA FOR ECONOMIC DEVELOPMENT DISTRICTS.—The criteria for evaluation of an economic development district shall, at a minimum, provide for an assessment of management standards, financial accountability, and program performance.

"(c) PEER REVIEW.—In conducting an evaluation of a university center under subsection (a), the Secretary shall provide for the participation of at least one other university center on a cost-reimbursement basis."

SEC. 117. STUDY OF GUARANTEED LOAN PROGRAM.

Title VI of the Public Works and Economic Development Act of 1965 (42 U.S.C. 3241-3245) is further amended by adding at the end the following:

"SEC. 608. STUDY OF INNOVATIVE ECONOMIC DEVELOPMENT FINANCING TOOLS.

"(a) STUDY.—The Secretary shall conduct a study of innovative economic development financing tools, including a guaranteed loan program and an equity financing program.

"(b) CONDUCT.—In conducting the study under subsection (a), the Secretary shall identify the credit gap which would be addressed by the programs referred to in subsection (a), methods to avoid the mistakes of previous guaranteed loan programs carried out by the Economic Development Administration, and an expected subsidy rate to be implemented under such programs.

"(c) REPORT TO CONGRESS.—Not later than 1 year after the date of the enactment of this section, the Secretary shall transmit to Congress a report on the results of the study conducted under this section, together with recommendations on whether the programs referred to in subsection (a) should be authorized as part of this Act."

SEC. 118. MISCELLANEOUS.

(a) POWERS OF THE SECRETARY.—Section 701 of the Public Works and Economic Development Act of 1965 (42 U.S.C. 3211) is amended—

(1) in paragraph (4)—

(A) by striking "loans" the first place it appears and inserting "grants or loans"; and

(B) by striking "loans" the second place it appears and inserting "grants, loans";

(2) in paragraph (6) by striking "loans" and inserting "grants or loans";

(3) in paragraph (7) by striking "loans" each place it appears and inserting "grants or loans"; and

(4) in paragraph (10)—

(A) by striking "section 15 of the Administrative Expenses Act of 1946 (5 U.S.C. 55a)." and inserting "section 3109 of title 5, United States Code,"; and

(B) by striking "section 5 of such Act (5 U.S.C. 73b-2)" and inserting "section 5703 of title 5, United States Code,".

(b) UNFAIR COMPETITION; SAVINGS PROVISIONS.—Title VII of such Act (42 U.S.C. 3211-3225) is amended by striking sections 702 and 703 and redesignating sections 704 through 714 as sections 702 through 712, respectively.

(c) TRANSFER OF FUNCTIONS.—Section 702 of such Act, as redesignated by subsection (b) of this section, is amended—

(1) in the heading to such section by striking "effective date, and limitations on assistance" and inserting "of area redevelopment administration";

(2) by striking "(a) The" and inserting "The"; and

(3) by striking subsections (b) through (e).

(d) USE OF OTHER FACILITIES.—Section 706 of such Act, as redesignated by subsection (b) of this section, is amended by adding at the end the following new subsection:

"(d) FUNDS TRANSFERRED FROM OTHER DEPARTMENTS AND AGENCIES.—In order to carry out the objectives of this Act, the Secretary may accept transfers of funds from other departments and agencies of the Federal Government if the funds are used for the purposes for which (and in accordance with the terms under which) the funds are specifically authorized and appropriated. Such transferred funds shall remain available until expended and may be transferred to and merged with the appropriations under the heading 'salaries and expenses' by the Secretary to the extent necessary to administer the program."

(f) AUTHORIZATION OF APPROPRIATIONS.—Section 707 of such Act, as redesignated by subsection (b) of this section, is amended by striking "\$25,000,000 for the fiscal year ending September 30, 1992" and inserting "\$36,000,000 for the fiscal year ending September 30, 1995".

(g) PENALTIES.—Section 708 of such Act, as redesignated by subsection (b) of this section, is amended—

(1) in subsection (a)—

(A) by striking "himself" and inserting "such person"; and

(B) by striking "shall be punished by" and all that follows before the period and inserting "shall be fined under title 18, United States Code, imprisoned for not more than 5 years, or both"; and

(2) in subsection (b)—

(A) by striking "him" both places it appears and inserting "such person"; and

(B) by striking "shall be punished by" and all that follows before the period and inserting "shall be fined under title 18, United States Code, imprisoned for not more than 5 years, or both".

(h) RATE OF WAGES.—Section 710 of such Act, as redesignated by subsection (b) of this section, is amended—

(1) in the 1st sentence by striking "the Davis-Bacon Act, as amended (40 U.S.C. 276a-276a-5)" and inserting "the Act of March 3, 1931, known as the Davis-Bacon Act"; and

(2) in the 3d sentence by striking "Reorganization Plan" and all that follows before the period and inserting "Reorganization Plan Numbered 14 of 1950 and section 2 of the Act of June 13, 1934 (Chapter 482; 48 Stat. 948)".

(i) AREA REDEVELOPMENT ACT.—Title VII of such Act (42 U.S.C. 3211-3225) is amended by striking section 715 and redesignating section 716 as section 713.

SEC. 119. ACCEPTANCE OF APPLICANTS' CERTIFICATIONS.

Title VII of the Public Works and Economic Development Act of 1965 (42 U.S.C. 3211-3226) is further amended by adding at the end the following:

"SEC. 714. ACCEPTANCE OF APPLICANTS' CERTIFICATIONS.

"The Secretary may accept, when deemed appropriate, the applicants' certifications to meet the requirements of this Act."

SEC. 120. SUPERVISION OF REGIONAL COUNSELS.

Title VII of the Public Works and Economic Development Act of 1965 (42 U.S.C. 3211-3226) is further amended by adding at the end the following:

"SEC. 715. SUPERVISION OF REGIONAL COUNSELS.

"The Secretary shall take such actions as may be necessary to ensure that individuals serving as Regional Counsels of the Economic Development Administration report directly to their respective Regional Director."

SEC. 121. ECONOMIC RECOVERY FOR DISASTER AREAS.

Title VIII of the Public Works and Economic Development Act of 1965 (42 U.S.C. 3231-3236) is repealed.

SEC. 122. SPECIAL ECONOMIC DEVELOPMENT AND ADJUSTMENT ASSISTANCE.

(a) ELIGIBLE RECIPIENT DEFINED.—Section 902 of the Public Works and Economic Development Act of 1965 (42 U.S.C. 3242) is amended—

(1) by striking "or" and inserting "or"; and

(2) by inserting before the period at the end the following: "or at the discretion of the Secretary a public or private nonprofit organization or association".

(b) GRANT AUTHORITY.—Section 903(a)(1) of such Act (42 U.S.C. 3243(a)(1)) is amended by striking "unemployment compensation (in accordance with subsection (d) of this section), rent supplements, mortgage payment assistance, research, technical assistance," and inserting "administrative expenses, industrial retention,".

(c) GRANTS FOR UNEMPLOYMENT COMPENSATION.—Section 903(a)(2) of such Act (42 U.S.C. 3243(a)(2)) is amended—

(1) by striking "(2)(A) Such grants" and inserting "(2) Such grants"; and

(2) by striking subparagraph (B).

(d) COORDINATION OF ACTIVITIES.—Section 903(c) of such Act (42 U.S.C. 3243(c)) is amended by striking "regional commissions" and inserting "other Federal programs".

(e) TRANSFER OF FUNDS TO SECRETARY OF LABOR.—Section 903 of such Act (42 U.S.C. 3243) is amended by striking subsection (d).

(f) BASE CLOSINGS AND REALIGNMENTS.—Section 903 of such Act (42 U.S.C. 3243) is amended by adding at the end the following new subsection:

"(d) BASE CLOSINGS AND REALIGNMENTS.—

"(1) LOCATION OF PROJECTS.—In any case in which the Secretary determines a need for assistance under subsection (a) due to the closure or realignment of a military installation, the Secretary may make such assistance available for projects to be carried out on the military installation and for projects to be carried out in communities adversely affected by the closure or realignment.

"(2) INTEREST IN PROPERTY.—Notwithstanding any other provision of law, the Secretary may provide to an eligible recipient any assistance available under this Act for a project to be carried out on a military installation that is closed or scheduled for closure or realignment without requiring that the eligible recipient have title to the prop-

erty or a leasehold interest in the property for any specified term.”.

SEC. 123. TREATMENT OF REVOLVING LOAN FUNDS.

Title IX of the Public Works and Economic Development Act of 1965 (42 U.S.C. 3241-3245) is amended—

(1) by redesignating section 905 as section 909; and

(2) by inserting after section 904 the following:

“SEC. 905. TREATMENT OF REVOLVING LOAN FUNDS.

“(a) IN GENERAL.—Amounts from grants under this title which are used by an eligible recipient to establish a revolving loan fund shall not be treated, except as provided by subsection (b), as amounts derived from Federal funds for the purposes of any Federal law after such amounts are loaned from the fund to a borrower and repaid to the fund.

“(b) EXCEPTIONS.—Amounts described in subsection (a) which are loaned from a revolving loan fund to a borrower and repaid to the fund—

“(1) may only be used for projects which are consistent with the purposes of this title; and

“(2) shall be subject to the financial management, accounting, reporting, and auditing standards which were originally applicable to such amounts.

“(c) REGULATIONS.—Not later than 30 days after the date of the enactment of this section, the Secretary shall issue regulations to carry out subsection (a).

“(d) PUBLIC REVIEW AND COMMENT.—Before issuing any final guidelines or administrative manuals governing the operation of revolving loan funds established using amounts from grants under this title, the Secretary shall provide reasonable opportunity for public review of and comment on such guidelines and administrative manuals.”.

SEC. 124. OUTREACH TO COMMUNITIES ADVERSELY AFFECTED BY DEFENSE BASE CLOSURES.

Title IX of the Public Works and Economic Development Act of 1965 (42 U.S.C. 3241-3245) is further amended by adding at the end the following:

“SEC. 906. OUTREACH TO COMMUNITIES ADVERSELY AFFECTED BY DEFENSE BASE CLOSURES.

“(a) DESIGNATION OF AGENCY REPRESENTATIVES.—The Assistant Secretary for Economic Development shall designate for each State in which communities are adversely affected by defense base closures an individual to serve as a representative of the Economic Development Administration. Such individual may be the State Economic Development Agency Representative or another qualified individual.

“(b) RESPONSIBILITIES.—Individuals appointed as agency representatives under subsection (a) shall provide outreach and technical assistance to communities adversely affected by defense base closures on obtaining assistance from the Economic Development Administration.”.

SEC. 125. SALE OF FINANCIAL INSTRUMENTS IN REVOLVING LOAN FUNDS.

Title IX of the Public Works and Economic Development Act of 1965 (42 U.S.C. 3241-3245) is further amended by adding at the end the following:

“SEC. 907. SALE OF FINANCIAL INSTRUMENTS IN REVOLVING LOAN FUNDS.

“Any loan, loan guarantee, equity, or other financial instrument in the portfolio of a Revolving Loan Fund may be sold, at the discretion of the grantee of the Fund, to a third party provided that the proceeds of the sale—

“(1) shall be deposited in the Fund and only used for projects which are consistent with the purposes of this title, and

“(2) shall be subject to the financial management, accounting, reporting, and auditing standards which were originally applicable to the financial instrument.”.

SEC. 126. ECONOMIC DEVELOPMENT CHALLENGE GRANTS DEMONSTRATION PROJECT.

Title IX of the Public Works and Economic Development Act of 1965 (42 U.S.C. 3241-3245) is further amended by adding at the end the following:

“SEC. 908. ECONOMIC DEVELOPMENT CHALLENGE GRANTS DEMONSTRATION PROJECT.

“(a) IN GENERAL.—In order to study the feasibility and desirability of using challenge grants to generate new pools of investment capital in areas suffering from long-term economic deterioration, the Secretary shall establish a 2-year demonstration project under which the Secretary shall provide grants to selected recipients, to be matched by the recipients 1 dollar for every 2 Federal dollars, for the purpose of establishing substantially leveraged financing for business development and other innovative economic development efforts.

“(b) FEDERAL AND COMMUNITY CONTRIBUTIONS.—

“(1) IN GENERAL.—The Secretary shall grant 2 dollars for every 1 dollar raised by each selected recipient, up to \$10,000,000 per year per selected recipient.

“(2) USE OF OTHER FEDERAL FUNDS IN CONJUNCTION WITH CHALLENGE GRANT.—Funds from other Federal programs may be used in conjunction or merged with the challenge grant and matching funds to form a larger investment fund.

“(c) ESTABLISHMENT AND USE OF FUNDS.—

“(1) ESTABLISHMENT.—For purposes of this Act, an investment fund established by a selected recipient consists of—

“(A) the economic development challenge grant received by the selected recipient;

“(B) the matching funds required under subsection (b); and

“(C) any such other funds that may be derived from other sources, including other Federal funds.

“(2) USE.—An investment fund shall be used by the selected recipients for the purposes of generating long-term sustainable economic development and job growth in areas identified by the selected recipients, pursuant to the requirements and limitations of eligibility and performance in subsections (d), (e), (f), (g) and (h).

“(d) ELIGIBLE RECIPIENTS.—The Secretary shall make grants to any eligible recipients for use in an area which must meet 1 or more of the following criteria:

“(1) The area has a per capita income of 80 percent or less of the national average.

“(2) The area has an unemployment rate 1 percent above the national average percentage for the more recent 24-month period for which statistics are available.

“(3) The area has been determined by the Secretary to have at least 1 of the following conditions:

“(A) A large concentration of low-income persons (as defined in section 401(e)).

“(B) Areas having substantial outmigration.

“(C) Substantial underemployment or unemployment.

An eligible recipient may include any local government or group of local governments, economic development district, Indian tribe, public or private nonprofit organization or association, community-based organization, business or worker organization, or any consortium of such entities, that is able to demonstrate to the satisfaction of the Secretary that they can carry out the objectives of this program pursuant to the criteria and requirements established in this section.

“(e) SELECTION OF DEMONSTRATION PROJECTS.—

“(1) IN GENERAL.—The Secretary shall make grants to selected recipients from 3 areas suffering from long-term economic distress.

“(2) DISTRIBUTION.—One selected recipient shall be from a rural area which has been subjected to long-term economic distress as a result of a major decline in the region's key industries, 1 from an area that is a combination of rural, small metropolitan, and suburban communities, and 1 from an urban area with excessive unemployment, concentrated poverty, and high crime.

“(3) INDUSTRIAL RETENTION STRATEGY REQUIREMENT.—Of the 3 recipients described in paragraph (2), at least 1 of the projects selected shall include an industrial retention strategy. The selected recipient from a rural area shall not be required to have an industrial retention strategy.

“(f) GRANT SELECTION PROCESS.—

“(1) NATIONAL COMPETITION.—The Secretary shall select recipients of the challenge grants through a nationally competitive process.

“(2) ELIGIBILITY REQUIREMENT.—Each selected recipient must submit a comprehensive strategy for generating sustained, long-term economic growth and for both preserving and creating high-quality jobs.

“(3) PREFERENCE FOR CERTAIN PROJECTS.—The Secretary shall give preference to eligible recipients which—

“(A) utilize the Federal grant plus matching funds to further leverage private and public capital to create an even larger economic development investment fund;

“(B) represent consortia or partnerships comprised of at least 2 or more of the groups identified in subsection (d); or

“(C) intend to use their investment funds to finance or leverage financing for new business development and startups, industrial services, industrial modernization of local-based firms or industrial retention (including employee stock ownership plans and worker or management buyouts), or other economic development strategies that illustrate ‘best practices’ in economic development.

“(4) BROAD-BASED PARTICIPATION TO BE ENCOURAGED.—The Secretary shall strongly encourage broad-based participation of public and private entities within an area in the development and implementation of the challenge grant proposals submitted by eligible recipients.

“(g) LIMITATIONS.—The investment funds established by the selected recipients shall—

“(1) not be used to permit units of State and local government to offer tax inducements to attract businesses to locate in the area; and

“(2) be subject to the same conditions described in section 202(b)(1).

No area may receive an economic development challenge grant if it has been designated an empowerment or enterprise community under section 13301 of the Omnibus Budget Reconciliation Act of 1993.

“(h) PERFORMANCE EVALUATIONS; REPORT TO CONGRESS.—

“(1) EVALUATION OF EFFECTIVENESS.—The Secretary shall conduct performance evaluations of the demonstration challenge grant project to assess the effectiveness of this kind of program in generating sustained economic growth and job creation in areas of the Nation experiencing long-term economic distress.

“(2) REPORT.—Based on the evaluations conducted pursuant to paragraph (1), the Secretary shall submit an annual report to Congress with recommendations for expansion, modification or termination of the program.

“(i) AUTHORIZATION OF APPROPRIATIONS.—Of the funds authorized to be appropriated under section 909, there are authorized to be

appropriated \$25,000,000 per fiscal year for fiscal years 1995 and 1996 to carry out this section. Such sums shall remain available until expended."

SEC. 127. AUTHORIZATION OF APPROPRIATIONS.

Section 909 of the Public Works and Economic Development Act of 1965, as redesignated by section 122 of this Act, is amended to read as follows:

"SEC. 909. AUTHORIZATION OF APPROPRIATIONS.

"(a) IN GENERAL.—There is authorized to be appropriated to carry out this title \$115,542,000 for fiscal year 1994 and \$81,000,000 per fiscal year for each of fiscal years 1995 and 1996. Such sums shall remain available until expended.

"(b) SET-ASIDE FOR DEFENSE CONVERSION ACTIVITIES.—Of amounts appropriated pursuant to subsection (a) for fiscal year 1994, not less than \$80,000,000 shall be available for purposes of assisting eligible recipients in activities related to defense conversion.

"(c) ADDITIONAL AMOUNTS.—In addition to the appropriations authorized by subsection (a), there are authorized to be appropriated to carry out this title such sums as may be necessary to provide assistance for defense conversion activities and to provide assistance in the case of a natural disaster. Such sums shall remain available until expended."

SEC. 128. REFERENCES TO THE SECRETARY.

(a) REFERENCES TO "HE".—The Public Works and Economic Development Act of 1965 (42 U.S.C. 3121 et seq.) is amended by striking "he" and inserting "the Secretary" in each of the following:

- (1) Section 101(a)(1).
- (2) The 4th sentence of section 101(c).
- (3) Section 201(a).
- (4) Section 202(b)(5).
- (5) Section 202(b)(9)(B).
- (6) The 1st sentence of section 301(b).
- (7) Section 602(b), as redesignated by section 112(b) of this Act.
- (8) Section 701(2).
- (9) Section 701(4).
- (10) Section 701(12).
- (11) Section 706, as redesignated by section 117(b) of this Act.

(b) REFERENCES TO "HIS".—Such Act is further amended by striking "his" and inserting "the Secretary's" in each of the following:

- (1) The 3d and 4th sentences of section 301(a).
- (2) Section 701(4).
- (3) Section 705, as redesignated by section 117(b) of this Act.
- (4) Section 903(c).

(c) REFERENCES TO "HIM".—Such Act is further amended by striking "him" and inserting "the Secretary" in each of the following:

- (1) Section 602(b), as redesignated by section 112(b) of this Act.
- (2) Section 701(4) each place it appears.
- (3) Section 701(6).
- (4) Section 701(7) both places it appears.
- (5) Section 701(9) both places it appears.

(d) OTHER REFERENCES.—Such Act is further amended—

(1) in section 701 in the matter preceding paragraph (1) by striking "his duties" and inserting "the duties of the Secretary";

(2) in section 701(4) by striking "he shall determine" and inserting "the Secretary determines";

(3) in section 701(6) by striking "he shall determine" and inserting "the Secretary shall determine"; and

(4) in section 701(11) by striking "his property" and all that follows before the semicolon and inserting "the Secretary's property".

SEC. 129. COMPLIANCE WITH BUY AMERICAN ACT.

None of the funds made available under this title, or any amendment made by this

title, may be expended in violation of sections 2 through 4 of the Act of March 3, 1933 (41 U.S.C. 10a-10c; popularly known as the "Buy American Act"), which are applicable to those funds. The Secretary of Commerce shall provide to each recipient of such funds notice of the requirements specified in this section and information on methods to comply with such requirements.

SEC. 130. REGULATORY RELIEF.

The Administrator shall, upon petition from an entity impacted adversely by Federal regulations on matters of economic development as described in this Act, notify the departments and agencies involved with promulgating and administering those regulations and suggest to those departments and agencies that regulations be waived which interfere with economic development. Nothing in this section shall affect the ability of the Administrator to carry out his duties otherwise provided by law.

TITLE II—APPALACHIAN REGIONAL DEVELOPMENT

SEC. 201. FINDINGS AND PURPOSES.

Section 2 of the Appalachian Regional Development Act of 1965 (40 U.S.C. App. 2) is amended—

(1) in subsection (a) by striking the period at the end of the 6th sentence and inserting "and in severely distressed and underdeveloped counties and areas lacking resources for basic services."; and

(2) by adding at the end the following new subsection:

"(c) The Congress further finds and declares that, while substantial progress has been made in fulfilling many of the objectives of this Act, rapidly changing national and global economics over the past decade have created new problems and challenges for rural areas throughout the Nation and especially for the Appalachian region. Thus, the problems of the region are not only to provide the infrastructure necessary to economic and human resource development, to develop its industry, and to generate a diversified regional economy, but to make the region's industrial and commercial resources more competitive in national and world markets. It is, therefore, also the purpose of this Act to provide a framework for coordinating Federal, State, and local initiatives to respond to the economic competitive challenge through improving the skills of the region's manpower, adapting and applying new technologies for the region's businesses, and improving the access of the region's businesses to the technical and financial resources necessary to their development while continuing to address the need to provide basic services for the more disadvantaged areas of the region so as to provide a fairer opportunity for the people of the region to share the quality of life generally enjoyed by citizens across this Nation."

SEC. 202. MEETINGS.

Section 101 of the Appalachian Regional Development Act of 1965 (40 U.S.C. App. 101) is amended—

(1) in subsection (a) by adding at the end the following:

"The Commission shall conduct at least one meeting each year with the presence of the Federal Cochairman and at least a majority of the State members. The Commission may conduct such additional meetings by electronic means as the Commission considers advisable.";

(2) at the end of the third sentence of subsection (b) by striking "present"; and

(3) at the end of the fourth sentence of subsection (c) by striking "to be present".

SEC. 203. AUTHORIZATIONS FOR ADMINISTRATIVE EXPENSES.

Section 105(b) of the Appalachian Regional Development Act of 1965 (40 U.S.C. App. 105(b)) is amended to read as follows:

"(b) AUTHORIZATION OF APPROPRIATIONS.—

"(1) IN GENERAL.—There is authorized to be appropriated to carry out this section \$3,400,000 for fiscal year 1994 and \$3,600,000 per fiscal year for each of fiscal years 1995 and 1996. Such sums shall remain available until expended.

"(2) EXPENSES OF FEDERAL COCHAIRMAN.—Of amounts appropriated pursuant to paragraph (1), not to exceed \$1,102,000 for fiscal year 1994 and not to exceed \$1,500,000 per fiscal year for each of fiscal years 1995 and 1996 shall be available for expenses of the Federal Cochairman, the Federal Cochairman's alternate, and the Federal Cochairman's staff."

SEC. 204. EXTENSION OF LEASE TERMS.

Section 106(7) of the Appalachian Regional Development Act of 1965 (40 U.S.C. App. 106(7)) is amended by striking "1982" and inserting "1996".

SEC. 205. HIGHWAY SYSTEM.

(a) AUTHORIZATION OF APPROPRIATIONS.—Section 201(g) of the Appalachian Regional Development Act of 1965 (40 U.S.C. App. 201(g)) is amended to read as follows:

"(g) AUTHORIZATION OF APPROPRIATIONS.—There is authorized to be appropriated to carry out this section \$160,000,000 for fiscal year 1994, \$100,000,000 for each of fiscal years 1995 and 1996, and such additional sums as may be necessary for each of fiscal years 1995 and 1996. Such sums shall remain available until expended."

(b) FEDERAL SHARE.—

(1) GENERAL RULE.—Section 201(h)(1) of such Act (40 U.S.C. App. 201(h)(1)) is amended by striking "70 per centum" and inserting "80 percent".

(2) APPLICABILITY.—The amendment made by paragraph (1) shall apply to projects approved after March 31, 1979.

SEC. 206. SUPPLEMENTS TO FEDERAL GRANT-IN-AID PROGRAMS.

(a) AVAILABILITY OF AMOUNTS.—The first sentence of section 214(a) of the Appalachian Regional Development Act of 1965 (40 U.S.C. App. 214(a)) is amended by striking "the President is authorized to provide funds to the Federal Cochairman to be used" and inserting "the Federal Cochairman may use amounts made available under this section".

(b) FEDERAL GRANT-IN-AID PROGRAMS DEFINED.—The first sentence of section 214(c) of such Act (40 U.S.C. App. 214(c)) is amended by striking "on or before December 31, 1980,".

(c) LIMITATION ON COVERED ROAD PROJECTS.—The second sentence of section 214(c) of such Act is amended by inserting "authorized by title 23, United States Code" after "road construction".

SEC. 207. PROGRAM DEVELOPMENT CRITERIA.

(a) CONSIDERATIONS.—Section 224(a) of the Appalachian Regional Development Act of 1965 (40 U.S.C. App. 224(a)) is amended by inserting before the semicolon at the end of paragraph (1) the following: "or in a severely distressed and underdeveloped county or area lacking resources for basic services".

(b) REMOVAL OF LIMITATIONS.—Section 224(b) of such Act (40 U.S.C. App. 224(b)) is amended to read as follows:

"(b) LIMITATION.—No financial assistance shall be authorized under this Act to be used to assist establishments relocating from one area to another."

SEC. 208. GRANTS FOR ADMINISTRATIVE EXPENSES AND DEMONSTRATION PROJECTS.

(a) AVAILABILITY OF AMOUNTS.—Section 302(a) of the Appalachian Regional Development Act of 1965 (40 U.S.C. App. 302(a)) is amended—

(1) by striking "The President" and inserting "The Commission"; and

(2) in paragraphs (1), (2), and (3) by striking "to the Commission" each place it appears.

(b) RESEARCH AND DEMONSTRATION PROJECTS.—Section 302(a)(3) of such Act (40 U.S.C. App. 302(a)(3)) is amended—

(1) by inserting after “technical assistance” the following: “(including technical assistance for business development and stabilization and application of technologies (including telecommunication technologies) and productivity improvement)”;

(2) by inserting after “training programs” the following: “(including on-site employee training and programs to upgrade employability of the region’s people)”;

(3) by inserting after “demonstrations” the following: “(including demonstrations of service consolidations and other methods of increasing efficiency of local governments, the establishment and operation by States, public agencies, or nonprofit development organizations of revolving funds for business assistance loans, the establishment and operation of business incubators and the provision of industrial facilities and equipment by public agencies and nonprofit organizations on such terms (including terms of reasonable recovery of grant funds upon resale) as are approved by the Commission, and the acquisition and development of land)”.

(c) SOLID WASTE DISPOSAL DEMONSTRATION PROJECTS.—Section 302(b) of such Act (40 U.S.C. App. 302(b)) is amended by adding at the end the following new paragraph:

“(5) The Commission shall carry out projects at not less than 2 sites in the Appalachian region for the purpose of demonstrating solid waste disposal techniques in rural areas.”.

(d) REPEAL OF PROVISION ON USE OF INFORMATION FROM RESEARCH AND DEVELOPMENT ACTIVITIES.—Section 302(e) of such Act (40 U.S.C. 302(e)) is repealed.

SEC. 209. AUTHORIZATION OF APPROPRIATIONS FOR GENERAL PROGRAM.

Section 401 of the Appalachian Regional Development Act of 1965 (40 U.S.C. App. 401) is amended to read as follows:

“SEC. 401. AUTHORIZATION OF APPROPRIATIONS.

“In addition to the appropriations authorized in section 105 for administrative expenses and in section 201(g) for the Appalachian development highway system and local access roads, there is authorized to be appropriated to the Commission to carry out this Act \$83,400,000 per fiscal year for each of fiscal years 1994, 1995, and 1996. Such sums shall remain available until expended.”.

SEC. 210. DEFINITION OF APPALACHIAN REGION.

Section 403 of the Appalachian Regional Development Act of 1965 (40 U.S.C. App. 403) is amended—

(1) in the 1st undesignated paragraph (relating to Alabama) by inserting “Hale,” after “Franklin,”; and

(2) in the 12th undesignated paragraph (relating to Virginia)—

(A) by inserting “Montgomery,” after “Lee,”; and

(B) by inserting “Roanoke, Rockbridge,” after “Pulaski,”.

SEC. 211. EXTENSION OF TERMINATION DATE.

Section 405 of the Appalachian Regional Development Act of 1965 (40 U.S.C. App. 405) is amended by striking “1982” and inserting “1996”.

SEC. 212. REGIONAL DEVELOPMENT TASK FORCE.

(a) ESTABLISHMENT.—There is established a Regional Development Task Force (hereinafter in this section referred to as the “Task Force”).

(b) DUTIES.—It shall be the duty of the Task Force to conduct a study on—

(1) the extent to which the unique characteristics of the Appalachian Regional Commission (including the Commission’s Federal-State partnership, program flexibility, and regional approach) have contributed to the achievement of the Commission’s goals; and

(2) whether or not such characteristics may be used to address needs which may exist in other rural areas suffering from economic distress, including the Lower Mississippi delta, Mexican border, and Ozark areas.

(c) MEMBERSHIP.—

(1) VOTING MEMBERS.—The Task Force shall be composed of 9 voting members appointed, not later than 90 days after the date of the enactment of this Act, as follows:

(A) Three members appointed by the President.

(B) Three members appointed by the President pro tempore of the Senate.

(C) Three members appointed by the Speaker of the House of Representatives.

(2) EX OFFICIO MEMBERS.—The Federal and State Cochairmen of the Appalachian Regional Commission shall serve as ex officio, nonvoting members of the Task Force.

(d) FACILITIES, SUPPLIES, AND PERSONNEL.—Upon the request of the Task Force, the Appalachian Regional Commission shall provide to the Task Force any facilities, supplies, and personnel necessary for the Task Force to carry out its responsibilities under this Act; except that the total cost of such facilities, supplies, and personnel shall not exceed \$500,000.

(e) USE OF OTHER STUDIES.—In conducting the study under subsection (b), the Commission shall incorporate the results of other studies on the needs of rural areas described in subsection (b) and shall not duplicate such studies.

(f) REPORT.—Not later than 9 months after the date of the first meeting of the Task Force, the Task Force shall transmit to Congress a report on the results of the study conducted under subsection (b).

(g) TERMINATION.—The Task Force shall terminate on the date of transmittal of the report under subsection (f).

SEC. 213. COMPLIANCE WITH BUY AMERICAN ACT.

None of the funds made available under this title, or any amendment made by this title, may be expended in violation of sections 2 through 4 of the Act of March 3, 1933 (41 U.S.C. 10a-10c; popularly known as the “Buy American Act”), which are applicable to those funds. The Appalachian Regional Commission shall provide to each recipient of such funds notice of the requirements specified in this section and information on methods to comply with such requirements.

TITLE III—BUSINESS DEVELOPMENT ASSISTANCE

SEC. 301. SHORT TITLE.

This title may be cited as the “Economic Growth and Technology Commercialization Act of 1994”.

SEC. 302. FINDINGS, PURPOSES, AND DEFINITIONS.

(a) FINDINGS.—The Congress hereby finds the following:

(1) Through its support and funding of research and development in this Nation’s Federal agencies, laboratories, and educational institutions, the Federal Government has fostered the creation of thousands of technologies, processes, and other proprietary rights owned, or held in whole or part, by the Federal Government.

(2) If commercialized, these technologies, processes, and other proprietary rights owned, or held in whole or part, by the Federal Government hold the potential to be a significant tool to foster economic growth and to create significant numbers of new jobs at good wages for American workers.

(3) Throughout the Federal Government, there is no single inventory or source of information on technologies, processes, and other proprietary rights owned, or held in whole or part, by the Federal Government.

(4) Information on technologies, processes, and other proprietary rights owned, or held

in whole or part, by the Federal Government is not standardized in form or content, is separately maintained by numerous Federal agencies and departments, and is not easily accessible by the public.

(5) Businesses and entrepreneurs in areas in need of economic growth and revitalization are largely unaware of the existence of these technologies, processes, and other proprietary rights and largely unaware of the possibilities for obtaining the rights to these technologies, processes, and other proprietary rights for the purpose of commercialization.

(6) It is in the economic interest of the United States to facilitate the private sector commercialization of technologies, processes, and other proprietary rights by United States businesses located in areas in need of economic growth and revitalization.

(7) Greater effectiveness may be achieved through the utilization of the private sector corporate structure and profit incentives in facilitating the commercialization of technologies, processes, and other proprietary rights than can reasonably be expected by the Federal Government performing this function.

(b) PURPOSES.—The purposes of this title are as follows:

(1) To provide assistance to private-sector United States businesses, located in areas in need of economic stabilization and revitalization, to commercialize technologies, processes, and other proprietary rights owned, or held in whole or part, by the Federal Government.

(2) To create new employment opportunities by facilitating the commercialization of technologies, processes, and other proprietary rights by United States businesses and entrepreneurs in areas in need of economic growth and revitalization.

(3) To develop a single, comprehensive data base of information on technologies, processes, and other proprietary rights owned, or held in whole or part, by the Federal Government, which is standardized and easily accessible.

(4) To heighten the awareness of United States businesses and entrepreneurs of the availability for commercialization of technologies, processes, and other proprietary rights owned, or held in whole or part, by the Federal Government.

(c) DEFINITIONS.—For purposes of this title, the following definitions shall apply:

(1) SECRETARY.—The term “Secretary” means the Secretary of Commerce.

(2) CORPORATION.—The term “Corporation” means the Business Development and Technology Commercialization Corporation established under this title.

(3) BOARD.—The term “Board” means the Board of Directors of the Business Development and Technology Commercialization Corporation.

(4) QUALIFIED CONCERN.—The term “qualified concern” means a United States-based consortium, a private United States business, or an educational institution participating in a joint project with 1 or more private United States businesses, for the development and commercialization of technologies, processes, and other proprietary rights—

(A) owned or held in whole or part by Federal departments, agencies, or government-controlled corporations;

(B) developed in Federal laboratories;

(C) arising in the course of federally funded research at educational institutions, other units of government, or with private concerns; or

(D) which are made available to the Federal Government by private concerns.

SEC. 303. CONSOLIDATION OF INFORMATION ON TECHNOLOGIES.

(a) **ESTABLISHMENT OF DATA.**—The Secretary shall establish and maintain an integrated, comprehensive data base describing all technologies, processes, and other proprietary rights owned, or held in whole or part, by the Federal Government, or which originated in the course of federally funded research in which the Federal Government has an interest.

(b) **STANDARDIZATION AND ACCESSIBILITY OF INFORMATION.**—The Secretary shall take such steps as are necessary to ensure that the information contained in the data base established under subsection (a) is in a standardized form, is accessible and usable in a manner as simple and easy to use as possible, recognizing the needs of small- and medium-sized businesses.

(c) **RESPONSIBILITIES.**—In carrying out this section, the Secretary shall—

(1) consult with and, to the extent practicable, utilize the capabilities of other executive agencies, as appropriate, to ensure the efficient and effective implementation of this section; and

(2) explore, with other executive agencies, ways to avoid duplication of effort by consolidating the administration of the program established by this section with any other similar Federal program, and as part of such consolidation may delegate administrative functions, as necessary and appropriate, to another executive agency.

(d) **OTHER FEDERAL AGENCIES.**—Other executive agencies shall provide such information, and in such form, as determined by the Secretary and shall cooperate with the Secretary in carrying out this section.

(e) **ACCESS TO THE DATA BASE.**—

(1) **ACCESS TO THE DATA BASE BY THE CORPORATION.**—Except as provided in paragraph (3), the Secretary shall provide unlimited access to the data base established under this section to the Business Development and Technology Commercialization Corporation established under this part, without fee, to assist the Corporation in meeting its responsibilities under this part.

(2) **ACCESS TO THE DATA BASE BY THE PUBLIC.**—Except as provided in paragraph (3), the Secretary shall, by regulation, develop and implement procedures providing for access to the data base established under this section to members of the general public.

(3) **RESTRICTIONS.**—If, in consultation with the heads of other executive agencies, the Secretary determines that access by the Corporation or any other person to information contained in the data base established under this section would—

(A) threaten national security;

(B) violate the proprietary rights of any private interest; or

(C) be otherwise inappropriate, the Secretary shall take such steps as the Secretary may determine to be appropriate to limit access to the information in the data base described in subparagraph (A), (B), or (C) to the Corporation or any other person.

(f) **GAO REVIEW OF CURRENT FEDERAL TECHNOLOGY UTILIZATION AND COMMERCIALIZATION EFFORTS.**—

(1) **IN GENERAL.**—The Comptroller General of the United States shall conduct a review of all technology utilization and commercialization activities within all Federal departments, agencies, and laboratories, or which are otherwise supported by Federal funds. This review shall identify those activities which may overlap or duplicate the technology utilization and commercialization activities provided for under this title.

(2) **REPORTS.**—Before the end of the 1-year period beginning on the date of the enactment of this Act, the Comptroller General

shall issue a report to the Congress describing in detail—

(A) the findings of the review directed under paragraph (1),

(B) the funding levels of each existing Federal technology utilization and commercialization activities, and

(C) recommendations for the modification or elimination of any existing Federal technology utilization and commercialization activities which the Comptroller General finds to be duplicative of the activities provided for under this title.

SEC. 304. BUSINESS DEVELOPMENT AND TECHNOLOGY COMMERCIALIZATION CORPORATION.

(a) **ASSESSMENT OF TECHNOLOGY UTILIZATION AND COMMERCIALIZATION PROGRAMS OF THE FEDERAL GOVERNMENT.**—

(1) **IN GENERAL.**—The Director of the Office of Science and Technology Policy in the Executive Office of the President shall—

(A) assess the performance of technology utilization and commercialization programs of the Federal Government as of the date of the enactment of this Act;

(B) evaluate the advantages and disadvantages of a centralized as opposed to a decentralized approach to technology utilization and commercialization; and

(C) develop recommendations on ways to improve the technology utilization and commercialization efforts of the Federal Government.

(2) **REPORT.**—The Director of the Office of Science and Technology Policy shall submit a report containing the findings, conclusions, and recommendations of the Director pursuant to paragraph (1) to the President, the Committee on Banking, Finance and Urban Affairs and the Committee on Science, Space, and Technology of the House of Representatives, and the Committee on Commerce, Science, and Transportation of the Senate.

(3) **CONSULTATION.**—In carrying out the duties of the Director under paragraph (1), the Director shall consult with interested agencies and department of the Federal Government.

(b) **IMPROVED INTEGRATION OF TECHNOLOGY COMMERCIALIZATION PROGRAMS AND FEDERAL PROGRAMS TO ASSIST ECONOMICALLY DISTRESSED COMMUNITIES.**—

(1) **IN GENERAL.**—The Secretary shall identify ways to promote more effective integration of Federal policies and programs relating to technology utilization and commercialization with Federal policies and programs for assisting economically distressed communities establish stable and diversified local economies.

(2) **REPORT.**—The Secretary shall submit a report containing any findings, conclusions, and recommendations of the Secretary pursuant to paragraph (1) to the President, the Committee on Banking, Finance and Urban Affairs and the Committee on Science, Space, and Technology of the House of Representatives, and the Committee on Commerce, Science, and Transportation of the Senate.

(c) **ESTABLISHMENT OF CORPORATION.**—

(1) **IN GENERAL.**—Not later than the earlier of—

(A) the end of the 12-month period beginning on the date of the enactment of this Act; or

(B) the end of the 30-day period beginning on the date the report of the Director of the Office of Science and Technology Policy is submitted to the President pursuant to subsection (a)(2),

the President shall provide for the establishment of a corporation to be known as the "Business Development and Technology Commercialization Corporation" (hereafter in this title referred to as the "Corporation"), unless the President, after consider-

ation of such report, makes a finding that the establishment of the Corporation would impair the operation of the Federal policies and programs relating to technology utilization and commercialization.

(2) **REPORT TO CONGRESS.**—If the President makes a finding described in paragraph (1) with respect to the establishment of the Corporation, the President shall transmit a report describing the basis for the finding to the Committee on Banking, Finance and Urban Affairs and the Committee on Science, Space, and Technology of the House of Representatives, and the Committee on Commerce, Science, and Transportation of the Senate.

(3) **PURPOSE.**—The Corporation shall be operated for the purpose of fostering economic growth, assisting in the creation of new employment opportunities, and strengthening the industrial base of the United States by facilitating the utilization and commercialization of technologies, processes, and other proprietary rights—

(A) owned or held in whole or part by Federal departments, agencies, or government-controlled corporations;

(B) developed in Federal laboratories;

(C) arising in the course of federally funded research at educational institutions, other units of government, or with private concerns; and

(D) which are made available by private concerns.

(4) **CORPORATION NOT AN ESTABLISHMENT OF THE UNITED STATES.**—The Corporation shall not be an agency or establishment of the United States.

(d) **PROCESS OF ORGANIZATION.**—

(1) **INCORPORATION.**—

(A) **IN GENERAL.**—The Secretary, the Secretary of Labor, and the Administrator of the Small Business Administration shall—

(i) provide for the establishment of the Corporation under the business corporation laws of such State as the President determines to be appropriate; and

(ii) serve as the incorporators of the Corporation and as the initial members of the board of directors of the Corporation until their successors are elected and qualified.

(B) **NECESSARY ACTION AUTHORIZED.**—The incorporators referred to in subparagraph (A) shall take such other actions as may be necessary to establish the Corporation.

(C) **REVIEW OF PROPOSED ORGANIZATION OF CORPORATION.**—The President shall request the National Academy of Public Administration to—

(i) review the proposed organization of the Corporation to ensure that the organization plan conforms with sound principles of administration; and

(ii) submit a report to the President in a timely manner with the Academy's such findings, conclusions, and recommendations the Academy may determine to be appropriate.

(2) **PRIVATIZATION OF THE CORPORATION.**—

(A) **IN GENERAL.**—Following the establishment of the Corporation, the Corporation shall be converted to private ownership and management in such form and manner as the President determines to be appropriate, after consulting with the Committee on Banking, Finance and Urban Affairs and the Committee on Science, Space, and Technology of the House of Representatives, and the Committee on Commerce, Science, and Transportation of the Senate.

(B) **SOLICITATION OF PROPOSALS FOR CONVERSION.**—The President shall solicit proposals for the conversion of the Corporation to private ownership and management.

(3) **SELECTION CRITERIA AND PROCEDURES.**—

(A) **IN GENERAL.**—The President, in consultation with the Secretary, shall make the final selection of a proposal for the conver-

sion of the Corporation to private ownership and management.

(B) CRITERIA FOR SELECTING A PROPOSAL TO RECOMMEND TO THE PRESIDENT.—In selecting a proposal to recommend to the President for the conversion of the Corporation, as described in subparagraph (A), the Secretary shall take into consideration the following factors—

- (i) the quality of the operational plan;
- (ii) the soundness of the financing of the organization and of the operational plan;
- (iii) the qualifications of, and the diversity of talents and skills represented by, the submitters of the proposal, including the extent to which a combination of organizations is submitting a joint proposal;
- (iv) whether a State government, or unit of a State government, is participating financially with the organization submitting a proposal;
- (v) the intentions of the submitters of the proposal to locate the headquarters of the Corporation in an area which is not located in the 50 largest Metropolitan Statistical Areas, based on the 1990 Census; and
- (vi) such other factors as the incorporators determine to be appropriate in meeting the purposes of this title.

(C) PROCEDURES FOR SELECTING A PROPOSAL TO RECOMMEND TO THE PRESIDENT.—In selecting a proposal to recommend to the President for the conversion of the Corporation, as described in subparagraph (A), the Secretary shall ensure that in the selection process—

- (i) not less than 3 proposals are identified as proposals to receive further consideration, as provided in clauses (ii) and (iii), except that, if fewer than 3 proposals are received, each of them shall receive further consideration;
- (ii) a review procedure is implemented under which the sponsors of the proposals identified in clause (i) are provided an opportunity to make personal presentations of their proposals to the Secretary or the Secretary's designee; and
- (iii) individual negotiations for the revision of proposals identified in clause (i) may be entered into.

(4) WARRANTS FOR PARTICIPATION IN GAINS.—The President may, in connection with any contract or agreement for converting the Corporation to private ownership and contingent on the financial success of the Corporation, retain the right to participate in the financial gains of the Corporation in such amounts as the President may determine to be appropriate, after consulting with the Committee on Banking, Finance and Urban Affairs and the Committee on Science, Space, and Technology of the House of Representatives, and the Committee on Commerce, Science, and Transportation of the Senate.

(e) PROHIBITION ON CONFLICTS OF INTEREST.—

(1) IN GENERAL.—An officer or employee of the Corporation may not participate in a matter regarding an application, claim, or other matter pending before the Corporation if, to such person's knowledge, the person, the person's spouse, minor child, parent, sibling, or partner, or an organization, other than the Corporation, in which the person is serving as an officer, director, trustee, partner, or employee, or any person with whom the person is negotiating or has any arrangement concerning perspective employment, has a financial interest in the matter.

(2) CONSEQUENCE OF VIOLATION.—An officer or employee who violates this subsection shall be subject to termination, but such a violation shall not impair, nullify, or otherwise affect the validity of any otherwise lawful action by the Corporation in which such officer or employee participated.

(f) GENERAL POWERS.—In addition to the usual powers conferred upon a corporation under the business corporation laws of the State in which the Corporation is incorporated, the Corporation shall have such other incidental powers not inconsistent with this section that are necessary or appropriate to carry out the purposes and functions of the Corporation.

(g) PROMOTION OF TECHNOLOGIES.—

(1) MARKETING OF TECHNOLOGIES.—The Corporation shall undertake an aggressive, multifaceted outreach program to increase awareness of the availability of technologies, processes, and other proprietary rights to qualified concerns under this title. This program shall emphasize the use of new information technologies, including the utilization of cable television and the modern electronic media, and the data base established under this title.

(2) UTILIZATION OF CABLE TELEVISION.—

(A) IN GENERAL.—In implementing the outreach program provided under paragraph (1), the Corporation shall enter into negotiations for the utilization of cable television for marketing efforts for the commercialization of technologies, processes, and other proprietary rights—

- (i) owned or held in whole or part by Federal departments, agencies, or government controlled corporations;
- (ii) develop in Federal laboratories;
- (iii) arising in the course of federally funded research at educational institutions, other units of government or with private concerns; and
- (iv) which are otherwise made available to the government by private concerns.

(B) PROMOTIONAL FEES.—Under terms negotiated between the Secretary and the Corporation, the Secretary is authorized to make payments to the Corporation for promotional fees for the production of segments for broadcast over cable television, or other appropriate media, which identify—

- (i) the technologies described in paragraph (A);
- (ii) their potential commercial applications; and
- (iii) methods available for obtaining additional information on the technologies.

(3) TECHNICAL ASSISTANCE.—The Corporation shall, upon request, provide technical assistance and services, as appropriate and needed, to qualified concerns under this title.

(4) OUTREACH TO SPECIFIC AREAS AND SMALL BUSINESSES.—The Corporation shall seek to ensure that qualified concerns and small businesses located in areas determined by the Secretary to have a depressed economy or chronically high unemployment are notified of the availability of assistance through the program established under this section and, to the extent practicable, to encourage and facilitate the participation of such qualified concerns and small businesses in such program.

(h) AUTHORITY TO REPRESENT THE GOVERNMENT.—

(1) IN GENERAL.—In accordance with regulations prescribed by the Secretary, the Corporation shall act as an agent, and represent the interests, of the Federal Government in facilitating the utilization of technologies, processes, and other proprietary rights by qualified concerns under this title.

(2) RIGHTS OF QUALIFIED CONCERNS.—In accordance with regulations promulgated by the Secretary, the Corporation may convey, to qualified concerns, under terms and conditions to be negotiated between the Corporations and qualified concerns, such rights which may be necessary and appropriate to facilitate the utilization and commercialization of technologies, processes, and other proprietary rights as provided under this title.

(3) MINIMUM RIGHTS OF THE FEDERAL GOVERNMENT.—In the conveyance of rights to qualified concerns as provided for under paragraph (2), the Corporation shall ensure the following:

(A) The conveyance agreement contains language providing for the rights of the Corporation to revoke the rights provided under paragraph (2) if—

- (i) the qualified concern does not demonstrate that it is undertaking a good faith effort to achieve the utilization and commercialization of the technology, process, or other proprietary right; or
- (ii) the Secretary certifies that the interests of national security or the general welfare of the American people necessitates the revocation of such rights.

(B) The Federal Government retains a license to such technologies, processes, and other proprietary rights for the Government's own use.

(C) The Federal Government receives in compensation for the conveyance of such rights—

- (i) royalties;
- (ii) the right to share in the earnings of the qualified entity proportionate to the value of the rights so conveyed; or
- (iii) a sum of money or other compensation that the Corporation determines to be appropriate.

(4) AGENT'S FEES.—Under such terms as the Secretary and the Corporation may negotiate, after consulting with the Committee on Banking, Finance and Urban Affairs and the Committee on Science, Space, and Technology of the House of Representatives, and the Committee on Commerce, Science, and Transportation of the Senate, the Corporation may retain a percentage of any royalties or other compensation accruing to the Federal Government in connection with any licensing agreement entered into by the Corporation on behalf of the Federal Government.

(i) CONSULTATION WITH FEDERAL AGENCIES, AND WITH PRIVATE PARTIES.—

(1) CONSULTATION WITH FEDERAL AGENCIES.—In carrying out this title, the Board and the Corporation shall consult frequently with the Secretary, and such Federal agencies and departments as is appropriate, to ensure coordination and the maximum utilization of all related Federal resources to promote technology utilization and commercialization.

(2) CONSULTATION WITH PRIVATE PARTIES.—In carrying out this title, the Board and the Corporation shall solicit comments from private parties, including representatives of finance, industry, and organized labor on the role of the Corporation and the needs of private parties.

(j) AUDIT BY COMPTROLLER GENERAL.—The Comptroller General of the United States may audit the financial transactions of the Corporation. For the purposes of carrying out such an audit, the Comptroller General shall have access to all books, records, and property belonging to, or in the possession of, the Corporation. In the case of a person or entity which has entered into a financial relationship with the Corporation, the Comptroller General shall have access only to those books, records, and property belonging to, or the possession of, the person or entity which pertain to the Corporation and which are necessary to carry out the audit. The Comptroller General shall make a report of each audit to the Congress and the President.

(k) INFORMATION AND OTHER ASSISTANCE FROM FEDERAL AGENCIES.—Upon the request of the Corporation, the head of a Federal department or agency is authorized to—

(1) furnish to the Corporation such information which is available to the agency as

the Board deems necessary for carrying out its functions; and

(2) detail for temporary duty, on a reimbursable basis, such personnel as the Corporations determines to be necessary to carry out its functions.

(1) MISCELLANEOUS PROVISIONS.—

(I) JURISDICTION.—

(A) IN GENERAL.—Whenever the Corporation is a party to any civil action under this title, such action shall be deemed to arise under the laws of the United States. No attachment or execution may be issued against the Corporation, or any property thereof, prior to entry of final judgment.

(B) CITIZENSHIP OF CORPORATION.—The Corporation shall be deemed to be a citizen of the District of Columbia for the purpose of determining the original jurisdiction of the district courts of the United States in civil actions to which the Corporation is a party.

(2) BUSINESS ACTIVITY AND QUALIFICATION.—The Corporation shall be deemed to be qualified to do business in each State in which it performs any activity authorized under this title.

(m) UTILIZATION OF CORPORATION.—It is the sense of the Congress that all Federal departments, agencies, institutions of higher education, and laboratories, and all institutions of higher education and laboratories which are otherwise supported by Federal funds, should use the services of the Corporation to the maximum extent possible.

SEC. 305. ASSISTANCE TO BUSINESSES IN SECURING FINANCING.

(a) INFORMATION CLEARINGHOUSE.—The Corporation established under this title shall act as a one-stop clearinghouse for information to assist qualified concerns identify sources of business development and technology commercialization financing available through the Federal Government as well as through applicable State and local government programs and through private sources.

(b) AGENT OF THE FEDERAL GOVERNMENT.—The Corporation may act as an agent of the Federal Government for purposes of accepting applications for financial assistance and their submission to the appropriate Federal agency on behalf of a qualified concern.

(c) TECHNICAL ASSISTANCE FOR LENDERS AND BORROWERS.—The Corporation shall, upon request, provide technical assistance and services, as appropriate and needed, to lenders and borrowers under this title, and shall ensure that such lenders and borrowers have ready access to appropriate assistance in order to aid such lenders and borrowers in achieving the purposes of this title.

SEC. 306. SAVINGS PROVISION.

It is the intent of the Congress that this title shall be construed as complementing any other provision of Federal law relating to the licensing, utilization, or commercialization of the use of technology and shall not be construed as superseding any such provision, except as otherwise provided in this title.

SEC. 307. RULE OF CONSTRUCTION.

Nothing in this Act or this title shall be construed by the President, the Secretary of Commerce, the Corporation, any Federal agency or department, or any court to affect, alter, amend, modify, or change, or apply to, any program or activity (or any technology developed, derived, or provided through or under such program or activity by any means of any kind) of the Department of Energy, the Department of Transportation, the Department of Health and Human Services, or the Environmental Protection Agency or any office, bureau, commission, laboratory or facility of such agencies or departments.

The bill, as amended, was ordered to be engrossed and read a third time, was read a third time by title.

The question being put, viva voce, Will the House pass said bill?

The SPEAKER pro tempore, Mr. BONIOR, announced that the yeas had it.

Mr. WISE demanded a recorded vote on passage of said bill, which demand was supported by one-fifth of a quorum, so a recorded vote was ordered.

The vote was taken by electronic device.

It was decided in the affirmative { Yeas 328 Nays 89

48.13 [Roll No. 168] AYES—328

- Abercrombie
- Ackerman
- Andrews (ME)
- Andrews (TX)
- Applegate
- Bacchus (FL)
- Bachus (AL)
- Baessler
- Baker (CA)
- Barca
- Barcia
- Barlow
- Barrett (WI)
- Bartlett
- Bateman
- Beilenson
- Bentley
- Berman
- Bevill
- Bilbray
- Bishop
- Blute
- Boehkert
- Bonior
- Borski
- Boucher
- Brewster
- Brooks
- Browder
- Brown (CA)
- Brown (FL)
- Brown (OH)
- Bryant
- Bunning
- Buyer
- Byrne
- Callahan
- Calvert
- Camp
- Canady
- Cantwell
- Cardin
- Carr
- Chapman
- Clay
- Clayton
- Clement
- Clinger
- Clyburn
- Coleman
- Collins (GA)
- Collins (IL)
- Collins (MI)
- Condit
- Conyers
- Cooper
- Coppersmith
- Costello
- Coyne
- Cramer
- Cunningham
- Danner
- Darden
- de la Garza
- Deal
- DeFazio
- DeLauro
- Dellums
- Derrick
- Deutsch
- Diaz-Balart
- Dickey
- Dicks
- Dingell
- Dixon
- Dooley
- Dunn
- Durbin
- Edwards (CA)
- Edwards (TX)
- Emerson
- Engel
- English
- Eshoo
- Evans
- Everett
- Ewing
- Farr
- Fazio
- Fields (LA)
- Filner
- Fingerhut
- Fish
- Foglietta
- Ford (MI)
- Ford (TN)
- Fowler
- Frank (MA)
- Franks (CT)
- Franks (NJ)
- Frost
- Furse
- Galleghy
- Gallo
- Gejdenson
- Gephardt
- Geren
- Gibbons
- Gillmor
- Gilman
- Glickman
- Gonzalez
- Goodlatte
- Goodling
- Gordon
- Green
- Greenwood
- Gunderson
- Hall (OH)
- Hamburg
- Hamilton
- Harman
- Hastings
- Hayes
- Hefner
- Herger
- Hilliard
- Hinchey
- Hochbrueckner
- Hoekstra
- Holden
- Horn
- Houghton
- Hoyer
- Huffington
- Hughes
- Hutchinson
- Hutto
- Hyde
- Inglis
- Inslee
- Jacobs
- Jefferson
- Johnson (CT)
- Johnson (GA)
- Johnson (SD)
- Johnston
- Kanjorski
- Kaptur
- Kennedy
- Kennelly
- Kildee
- Kingston
- Klecзка
- Klein
- Klink
- Kopetski
- Kreidler
- LaFalce
- Lambert
- Lancaster
- Lantos
- LaRocco
- Laughlin
- Lazio
- Leach
- Lehman
- Levin
- Lightfoot
- Linder
- Lipinski
- Livingston
- Lloyd
- Long
- Lowey
- Machtley
- Maloney
- Manton
- Margolies-Mezvinsky
- Markey
- Martinez
- Matsui
- Mazzoli
- McCloskey
- McCrery
- McCurdy
- McDade
- McDermott
- McHale
- McHugh
- McKinney
- McNulty
- Meehan
- Meek
- Menendez
- Meyers
- Mfume
- Mica
- Miller (CA)
- Mineta
- Minge
- Mink
- Moakley
- Molinari
- Mollohan
- Montgomery
- Moran
- Morella
- Murphy
- Murtha
- Nadler
- Neal (MA)
- Neal (NC)
- Oberstar
- Obey
- Olver
- Ortiz
- Orton
- Owens
- Packard
- Pallone
- Payne (NJ)
- Payne (VA)
- Pelosi
- Peterson (FL)
- Peterson (MN)
- Pickett
- Pickle
- Pombo
- Pomeroy
- Poshard
- Price (NC)
- Quillen

- Quinn
- Rahall
- Rangel
- Ravenel
- Reed
- Regula
- Reynolds
- Richardson
- Roemer
- Rogers
- Ros-Lehtinen
- Rose
- Rostenkowski
- Roth
- Roukema
- Rowland
- Roybal-Allard
- Rush
- Sabo
- Sanders
- Sangmeister
- Santorum
- Sarpalius
- Sawyer
- Saxton
- Schenk
- Schiff
- Schroeder
- Schumer
- Scott
- Serrano
- Shaw
- Shays
- Shepherd
- Shuster
- Sisisky
- Skaggs
- Skeen
- Skelton
- Slattery
- Slaughter
- Smith (IA)
- Smith (NJ)
- Smith (OR)
- Snowe
- Spence
- Spratt
- Stark
- Stokes
- Strickland
- Studds
- Stupak
- Sundquist
- Swett
- Swift
- Synar
- Tanner
- Tauzin
- Taylor (MS)
- Taylor (NC)
- Tejeda
- Thomas (CA)
- Thompson
- Thornton
- Thurman
- Torkildsen
- Torres
- Torricelli
- Towns
- Trafcant
- Tucker
- Unsoeld
- Upton
- Valentine
- Velazquez
- Vento
- Visclosky
- Volkmer
- Vucanovich
- Walsh
- Washington
- Waters
- Watt
- Waxman
- Weldon
- Wheat
- Williams
- Wilson
- Wise
- Wolf
- Woolsey
- Wyden
- Wynn
- Yates
- Young (AK)

NOES—89

- Allard
- Andrews (NJ)
- Archer
- Armey
- Baker (LA)
- Ballenger
- Barrett (NE)
- Barton
- Bereuter
- Billirakis
- Bliley
- Boehner
- Bonilla
- Burton
- Castle
- Coble
- Combest
- Cox
- Crane
- Crapo
- DeLay
- Doolittle
- Dornaz
- Dreier
- Duncan
- Ehlers
- Fawell
- Fields (TX)
- Gekas
- Gilchrist
- Gingrich
- Goss
- Grams
- Hall (TX)
- Hancock
- Hastert
- Hefley
- Hobson
- Hoke
- Hunter
- Inhofe
- Istook
- Johnson, Sam
- Kasich
- Kim
- King
- Klug
- Knollenberg
- Kolbe
- Kyl
- Levy
- Lewis (CA)
- Lewis (FL)
- Mann
- Manzullo
- McCandless
- McCollum
- McInnis
- McKeon
- McMillan
- Michel
- Miller (FL)
- Moorhead
- Myers
- Nussle
- Oxley
- Paxon
- Penny
- Petri
- Portman
- Pryce (OH)
- Ramstad
- Roberts
- Rohrabacher
- Royce
- Schaefer
- Sensenbrenner
- Smith (MI)
- Smith (TX)
- Solomon
- Stearns
- Stenholm
- Stump
- Talent
- Thomas (WY)
- Walker
- Young (FL)
- Zeliff
- Zimmer

NOT VOTING—15

- Becerra
- Blackwell
- Flake
- Grandy
- Gutierrez
- Hansen
- Hoagland
- Johnson, E. B.
- Lewis (GA)
- Parker
- Pastor
- Porter
- Ridge
- Sharp
- Whitten

So the bill was passed.

By unanimous consent, the title was amended so as to read: "An Act to reauthorize economic development programs under the Public Works and Economic Development Act of 1965 and the Appalachian Regional Development Act of 1965 for fiscal years 1994 through 1996, and for other purposes."

A motion to reconsider the votes whereby said bill was passed and the title was amended was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

48.14 BANK HOLDING COMPANY

On motion of Mr. GONZALEZ, by unanimous consent, the bill (H.R. 3841) to amend the Bank Holding Company Act of 1956, the Revised Statutes of the United States, and the Federal Deposit Insurance Act to provide for interstate

banking and branching; together with the amendment of the Senate thereto, was taken from the Speaker's table.

When on motion of Mr. GONZALEZ, it was,

Resolved, That the House disagree to the amendment of the Senate and agree to the conference asked by the Senate on the disagreeing votes of the two Houses thereon.

Thereupon, the SPEAKER pro tempore, Mr. BONIOR, by unanimous consent, announced the appointment of the following Members as managers on the part of the House at said conference:

From the Committee on Banking, Finance and Urban Affairs, for consideration of the House bill, and the Senate amendment, and modifications committed to conference: Messrs. GONZALEZ, NEAL of North Carolina, LAFALCE, VENTO, SCHUMER, FRANK of Massachusetts, KANJORSKI, KENNEDY, LEACH, and MCCOLLUM, Mrs. ROUKEMA, Mr. BEREUTER, and RIDGE.

As additional conferees from the Committee on Agriculture, for consideration of section 109 of the Senate amendment, and modifications committed to conference: Messrs. DE LA GARZA, STENHOLM, VOLKMER, PENNY, JOHNSON of South Dakota, ROBERTS, COMBEST, and ALLARD.

As additional conferees from the Committee on Foreign Affairs, for consideration of section 402 of the Senate amendment, and modifications committed to conference; Messrs. HAMILTON, GEJDENSON, and GILMAN.

As additional conferees from the Committee on the Judiciary, for consideration of sections 101-03 of the House bill, and title II and sections 102-03 of the Senate amendment, and modifications committed to conference: Messrs. BROOKS, HUGHES, GLICKMAN, BOUCHER, BRYANT, FISH, CANADY, and GOODLATTE.

Ordered, That the Clerk notify the Senate thereof.

48.15 SOCIAL SECURITY

The SPEAKER pro tempore, Mr. BONIOR, pursuant to clause 5, rule I, announced the unfinished business to be the motion to suspend the rules and pass the bill (H.R. 4278) to make improvements in the old-age, survivors, and disability insurance program under title II of the Social Security act.

The question being put,
Will the House suspend the rules and pass said bill?

The vote was taken by electronic device.

It was decided in the affirmative { Yeas 420
Nays 0

48.16 [Roll No. 169]
YEAS—420

| | | |
|--------------|--------------|--------------|
| Abercrombie | Armev | Barcia |
| Ackerman | Bacchus (FL) | Barlow |
| Allard | Bachus (AL) | Barrett (NE) |
| Andrews (ME) | Baesler | Barrett (WI) |
| Andrews (NJ) | Baker (CA) | Bartlett |
| Andrews (TX) | Baker (LA) | Barton |
| Applegate | Ballenger | Bateman |
| Archer | Barca | Beilenson |

| | | |
|--------------|----------------|---------------|
| Bentley | Fowler | Linder |
| Bereuter | Frank (MA) | Lipinski |
| Berman | Franks (CT) | Livingston |
| Bevill | Franks (NJ) | Lloyd |
| Bilbray | Frost | Long |
| Bilirakis | Furse | Lowey |
| Bishop | Gallegly | Machtley |
| Bliley | Gallo | Maloney |
| Blute | Gejdenson | Mann |
| Boehert | Gekas | Manton |
| Boehner | Gephardt | Manzullo |
| Bonilla | Geren | Margolies- |
| Bonior | Gibbons | Mezvinsky |
| Borski | Gilchrest | Markey |
| Boucher | Gillmor | Martinez |
| Brewster | Gilman | Matsui |
| Brooks | Gingrich | Mazzoli |
| Browder | Glickman | McCandless |
| Brown (CA) | Gonzalez | McCloskey |
| Brown (FL) | Goodlatte | McCollum |
| Brown (OH) | Goodling | McCrery |
| Bryant | Gordon | McCurdy |
| Bunning | Goss | McDade |
| Burton | Grams | McDermott |
| Buyer | Green | McHale |
| Byrne | Greenwood | McHugh |
| Callahan | Gunderson | McInnis |
| Calvert | Hall (OH) | McKeon |
| Camp | Hall (TX) | McKinney |
| Canady | Hamburg | McMillan |
| Cantwell | Hamilton | McNulty |
| Cardin | Hancock | Meehan |
| Carr | Hansen | Meek |
| Castle | Harman | Menendez |
| Chapman | Hastert | Meyers |
| Clay | Hastings | Mfume |
| Clayton | Hayes | Mica |
| Clement | Hefley | Michel |
| Clinger | Hefner | Miller (CA) |
| Clyburn | Herger | Miller (FL) |
| Coble | Hilliard | Mineta |
| Coleman | Hinchev | Minge |
| Collins (GA) | Hobson | Mink |
| Collins (IL) | Hochbrueckner | Moakley |
| Collins (MI) | Hoekstra | Molinari |
| Combest | Hoke | Mollohan |
| Condit | Holden | Montgomery |
| Conyers | Horn | Moorhead |
| Cooper | Houghton | Moran |
| Coppersmith | Hoyer | Morella |
| Costello | Huffington | Murphy |
| Cox | Hughes | Murtha |
| Coyne | Hunter | Myers |
| Cramer | Hutchinson | Nadler |
| Crane | Hutto | Neal (MA) |
| Crapo | Hyde | Neal (NC) |
| Cunningham | Inglis | Nussle |
| Danner | Inhofe | Oberstar |
| Darden | Inslee | Obey |
| de la Garza | Istook | Olver |
| Deal | Jacobs | Ortiz |
| DeFazio | Jefferson | Orton |
| DeLauro | Johnson (CT) | Owens |
| DeLay | Johnson (GA) | Oxley |
| Dellums | Johnson (SD) | Packard |
| Derrick | Johnson (SD) | Pallone |
| Deutsch | Johnson, E. B. | Pastor |
| Diaz-Balart | Johnson, Sam | Paxon |
| Dickey | Johnston | Payne (NJ) |
| Dicks | Kanjorski | Payne (VA) |
| Dingell | Kaptur | Pelosi |
| Dixon | Kasich | Penny |
| Dooley | Kennedy | Peterson (FL) |
| Doolittle | Kennely | Peterson (MN) |
| Dornan | Kildee | Petri |
| Dreier | Kim | Pickett |
| Duncan | King | Pickle |
| Dunn | Kingston | Pombo |
| Durbin | Klecza | Pomeroy |
| Edwards (CA) | Klein | Portman |
| Edwards (TX) | Klink | Poshard |
| Ehlers | Klug | Price (NC) |
| Emerson | Knollenberg | Pryce (OH) |
| Engel | Kolbe | Quillen |
| English | Kopetski | Quinn |
| Eshoo | Kreidler | Rahall |
| Evans | Kyl | Ramstad |
| Everett | LaFalce | Rangel |
| Ewing | Lambert | Ravenel |
| Farr | Lancaster | Reed |
| Fawell | Lantos | Regula |
| Fazio | LaRocco | Reynolds |
| Fields (LA) | Laughlin | Richardson |
| Fields (TX) | Lazio | Roberts |
| Filner | Leach | Roemer |
| Fingerhut | Lehman | Rogers |
| Fish | Levin | Rohrabacher |
| Foglietta | Levy | Ros-Lehtinen |
| Ford (MI) | Lewis (CA) | Rose |
| Ford (TN) | Lewis (FL) | Rostenkowski |
| | Lightfoot | |

| | | |
|---------------|-------------|------------|
| Roth | Smith (NJ) | Towns |
| Roukema | Smith (OR) | Trafficant |
| Rowland | Smith (TX) | Tucker |
| Roybal-Allard | Snowe | Unsoeld |
| Royce | Solomon | Upton |
| Rush | Spence | Valentine |
| Sabo | Spratt | Velazquez |
| Sanders | Stark | Vento |
| Sangmeister | Stearns | Visclosky |
| Santorum | Stenholm | Volkmer |
| Sarpalius | Stokes | Vucanovich |
| Sawyer | Strickland | Walker |
| Saxton | Studds | Walsh |
| Schaefer | Stump | Washington |
| Schenck | Stupak | Waters |
| Schiff | Sundquist | Watt |
| Schroeder | Swett | Waxman |
| Schumer | Swift | Weldon |
| Scott | Synar | Wheat |
| Sensenbrenner | Talent | Williams |
| Serrano | Tanner | Wilson |
| Shaw | Tauzin | Wise |
| Shays | Taylor (MS) | Wolf |
| Shepherd | Taylor (NC) | Woolsey |
| Shuster | Tejeda | Wyden |
| Sisisky | Thomas (CA) | Wynn |
| Skaggs | Thomas (WY) | Yates |
| Skeen | Thompson | Young (AK) |
| Skelton | Thornton | Young (FL) |
| Slattery | Thurman | Zeliff |
| Slaughter | Torkildsen | Nulty |
| Smith (IA) | Torres | Zimmer |
| Smith (MI) | Torricelli | |

NOT VOTING—12

| | | |
|-----------|------------|---------|
| Becerra | Gutierrez | Porter |
| Blackwell | Hoagland | Ridge |
| Flake | Lewis (GA) | Sharp |
| Grandy | Parker | Whitten |

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

48.17 PROVIDING FOR THE CONSIDERATION OF H.R. 2473

Mr. GORDON, by direction of the Committee on Rules, called up the following resolution (H. Res. 423):

Resolved, That at any time after the adoption of this resolution the Speaker may, pursuant to clause 1(b) of rule XXIII, declare the House resolved into the Committee of the Whole House on the state of the Union for consideration of the bill (H.R. 2473) to designate certain National Forest lands in the State of Montana as wilderness, to release other National Forest lands in the State of Montana for multiple use management, and for other purposes. The first reading of the bill shall be dispensed with. Points of order against consideration of the bill for failure to comply with clause 2(l)(6) of rule XI are waived. General debate shall be confined to the bill and shall not exceed ninety minutes, with sixty minutes equally divided and controlled by the chairman and ranking minority member of the Committee on Natural Resources, fifteen minutes equally divided and controlled by the chairman and ranking minority member of the Committee on Agriculture, and fifteen minutes equally divided and controlled by the chairman and ranking minority member of the Committee on Merchant Marine and Fisheries. After general debate the bill shall be considered for amendment under the five-minute rule. It shall be in order to consider as an original bill for the purpose of amendment under the five-minute rule the amendment in the nature of a substitute recommended by the Committee on Natural Resources now printed in the bill. Each section of the committee amendment in the nature of a substitute shall be considered as read. Points of order

against the committee amendment in the nature of a substitute for failure to comply with clause 5(a) of rule XXI are waived. At the conclusion of consideration of the bill for amendment the Committee shall rise and report the bill to the House with such amendments as may have been adopted. Any Member may demand a separate vote in the House on any amendment adopted in the Committee of the Whole to the bill or to the committee amendment in the nature of a substitute. The previous question shall be considered as ordered on the bill and amendments thereto to final passage without intervening motion except one motion to recommend with or without instructions.

When said resolution was considered. After debate,

On motion of Mr. GORDON, the previous question was ordered on the resolution to its adoption or rejection and under the operation thereof, the resolution was agreed to.

A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

¶48.18 WAIVING POINTS OF ORDER

AGAINST THE CONFERENCE REPORT ON S. 2000

Mr. HALL of Ohio, by direction of the Committee on Rules, called up the following resolution (H. Res. 421):

Resolved, That upon adoption of this resolution it shall be in order to consider the conference report to accompany the bill (S. 2000) to authorize appropriations for fiscal years 1995 through 1998 to carry out the Head Start Act and the Community Services Block Grant Act, and for other purposes. All points of order against the conference report and against its consideration are waived.

When said resolution was considered. After debate,

On motion of Mr. HALL of Ohio, the previous question was ordered on the resolution to its adoption or rejection and under the operation thereof, the resolution was agreed to.

A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

¶48.19 HEAD START

Mr. FORD of Michigan, pursuant to House Resolution 421, called up the following conference report (Rept. No. 103-497):

The committee of conference on the disagreeing votes of the two Houses on the amendments of the House to the bill (S. 2000), to authorize appropriations for fiscal years 1995 through 1998 to carry out the Head Start Act and the Community Services Block Grant Act, and for other purposes, having met, after full and free conference, have agreed to recommend and do recommend to their respective Houses as follows:

That the Senate recede from its disagreement to the amendment of the House to the text of the bill and agree to the same with an amendment as follows:

In lieu of the matter proposed to be inserted by the House amendment, insert the following:

SECTION 1. SHORT TITLE.

This Act may be cited as the "Human Services Amendments of 1994".

SEC. 2. TABLE OF CONTENTS.

The table of contents for this Act is as follows:

Sec. 1. Short title.

Sec. 2. Table of contents.

TITLE I—HEAD START PROGRAMS

Sec. 101. Short title; references in title.

Sec. 102. Definitions.

Sec. 103. Services.

Sec. 104. Authorization of appropriations.

Sec. 105. Allocation of funds.

Sec. 106. Report.

Sec. 107. Designation.

Sec. 108. Monitoring and quality assurance.

Sec. 109. Enhanced parent involvement and transition coordination with schools.

Sec. 110. Facilities and administrative requirements.

Sec. 111. Participation.

Sec. 112. Initiative on families with infants and toddlers.

Sec. 113. Appeals, notice, and hearing.

Sec. 114. Goals and priorities for training and technical assistance.

Sec. 115. Staff qualifications and development.

Sec. 116. Research, demonstrations, evaluation.

Sec. 117. Announcements and evaluations.

Sec. 118. Reports.

Sec. 119. Repeals.

Sec. 120. Study of benefits for Head Start employees.

Sec. 121. Ready to learn program reauthorization.

Sec. 122. State dependent care development programs.

Sec. 123. Consultation with the Corporation for National and Community Service.

Sec. 124. Reauthorization of Child Development Associate Scholarship Assistance Act of 1985.

Sec. 125. Technical and conforming amendments.

Sec. 126. Study of full-day and full-year Head Start programs.

Sec. 127. Effective date and application.

TITLE II—COMMUNITY SERVICES BLOCK GRANT AMENDMENTS

Sec. 201. Short title and references.

Sec. 202. Authorizations of appropriations.

Sec. 203. Discretionary authority of Secretary.

Sec. 204. Community food and nutrition.

Sec. 205. Instructional activities for low-income youth.

Sec. 206. Amendment to Stewart B. McKinney Homeless Assistance Act.

Sec. 207. Amendments to the Human Services Reauthorization Act of 1986.

Sec. 208. Effective date.

TITLE III—LOW-INCOME HOME ENERGY ASSISTANCE AMENDMENTS

Sec. 301. Short title and references.

Sec. 302. Statement of purpose.

Sec. 303. Authorization of appropriations.

Sec. 304. Emergency funds.

Sec. 305. Authorized uses of funds.

Sec. 306. Targeting of assistance to households with high home energy burdens.

Sec. 307. Clarification of audit requirement.

Sec. 308. Use of Department of Energy weatherization rules to achieve program consistency.

Sec. 309. Matters to be described in annual application.

Sec. 310. Report of funds available for obligation.

Sec. 311. Miscellaneous and technical amendments.

Sec. 312. Residential Energy Assistance Challenge Option (R.E.A.Ch.).

Sec. 313. Sense of the Congress regarding appropriations for LIHEAP.

Sec. 314. Effective date.

TITLE IV—COMMUNITY-BASED FAMILY RESOURCE PROGRAMS

Sec. 401. Community-based family resource programs.

Sec. 402. Federal Council on Children, Youth, and Families.

Sec. 403. Family Resource Act.

TITLE I—HEAD START PROGRAMS

SEC. 101. SHORT TITLE; REFERENCES IN TITLE.

(a) SHORT TITLE.—This title may be cited as the "Head Start Act Amendments of 1994".

(b) REFERENCES.—Except as otherwise specifically provided, whenever in this title an amendment or repeal is expressed in terms of an amendment to, or a repeal of, a section or other provision, the reference shall be considered to be made to a section or other provision of the Head Start Act (42 U.S.C. 9831 et seq.).

SEC. 102. DEFINITIONS.

Section 637 (42 U.S.C. 9832) is amended—

(1) by striking paragraphs (4) and (5);

(2) by striking paragraph (9) and inserting the following new paragraph:

"(9) The term 'poverty line' means the official poverty line (as defined by the Office of Management and Budget)—

"(A) adjusted to reflect the percentage change in the Consumer Price Index For All Urban Consumers, issued by the Bureau of Labor Statistics, occurring in the 1-year period or other interval immediately preceding the date such adjustment is made; and

"(B) adjusted for family size.";

(3) by adding after paragraph (11) the following new paragraphs:

"(12) The term 'family literacy services' means services and activities that include interactive literacy activities between parents and their children, training for parents on techniques for being the primary teacher of their children and full partners in the education of their children, parent literacy training (including training in English as a second language), and early childhood education.

"(13) The term 'Indian tribe' means any tribe, band, nation, pueblo, or other organized group or community of Indians, including any Native village described in section 3(c) of the Alaska Native Claims Settlement Act (43 U.S.C. 1602(c)) or established pursuant to such Act (43 U.S.C. 1601 et seq.), that is recognized as eligible for the special programs and services provided by the United States to Indians because of their status as Indians.";

(4) by redesignating paragraphs (6), (7), (8), (9), (10), (11), (12), and (13) as paragraphs (7), (8), (9), (14), (5), (6), (4), and (10), respectively; and

(5)(A) by transferring paragraph (4), as so redesignated, and inserting the paragraph after paragraph (3);

(B) by transferring paragraphs (5) and (6), as so redesignated, and inserting the paragraphs after paragraph (4), as so redesignated;

(C) by transferring paragraph (10), as so redesignated, and inserting the paragraph after paragraph (9), as so redesignated; and

(D) by inserting after paragraph (10), as so redesignated, the following:

"(11) The term 'local educational agency' has the meaning given such term in the Elementary and Secondary Education Act of 1965.

"(12) The term 'migrant Head Start program' means a Head Start program that serves families who are engaged in agricultural work and who have changed their residence from one geographical location to another in the preceding 2-year period.

"(13) The term 'mobile Head Start program' means the provision of Head Start services utilizing transportable equipment set up in various community-based locations on a routine, weekly schedule, operating in conjunction with home-based Head Start programs, or as a Head Start classroom."

SEC. 103. SERVICES.

Section 638(a)(1) (42 U.S.C. 9833(a)(1)) is amended by striking "health, nutritional, educational, social, and other services" and inserting "health, education, parental involvement, nutritional, social, and other services".

SEC. 104. AUTHORIZATION OF APPROPRIATIONS.

Section 639 (42 U.S.C. 9834) is amended—

(1) in subsection (a), by striking all that follows "subchapter" and inserting "such sums as may be necessary for fiscal year 1995 through 1998."; and

(2) by striking subsections (b) and (c) and inserting the following:

"(b) From the amount appropriated under subsection (a), the Secretary shall make available—

"(1) \$35,000,000 for each of the fiscal years 1995 through 1998 to—

"(A) carry out the Head Start Transition Project Act; and

"(B) carry out activities authorized under section 642(d); and

"(2) not more than \$3,000,000 for fiscal year 1995, and such sums as may be necessary for each of the fiscal years 1996 through 1998, to carry out longitudinal research under section 649(e)."

SEC. 105. ALLOCATION OF FUNDS.

(a) ALLOCATION AND USE OF FUNDS FOR QUALITY IMPROVEMENT.—Section 640(a)(3) (42 U.S.C. 9835(a)(3)) is amended—

(1) by redesignating subparagraphs (A) and (B) as subparagraphs (C) and (D), respectively;

(2) by striking "(3)(C)" and all that follows through "quality improvement activities;" and inserting the following:

"(3)(A)(i) In order to provide assistance for activities specified in subparagraph (C) directed at the goals specified in subparagraph (B), the Secretary shall reserve, from the amount (if any) by which the funds appropriated under section 639(a) for a fiscal year exceed the adjusted prior year appropriation, a share equal to the sum of—

"(I) 25 percent of such excess amount; and

"(II) any additional amount the Secretary may find necessary to address a demonstrated need for such activities.

"(ii) As used in clause (i), the term 'adjusted prior year appropriation' means, with respect to a fiscal year, the amount appropriated pursuant to section 639(a) for the preceding fiscal year, adjusted to reflect the percentage change in the Consumer Price Index for All Urban Consumers (issued by the Bureau of Labor Statistics) during such preceding fiscal year.

"(B) Funds reserved under this paragraph (referred to in this paragraph as 'quality improvement funds') shall be used to accomplish any or all of the following goals:

"(i) Ensuring that Head Start programs meet or exceed performance standards pursuant to section 641A(a)(1)(A).

"(ii) Ensuring that such programs have adequate qualified staff, and that such staff are furnished adequate training, including developing skills in working with children with non-English language background, when appropriate.

"(iii) Ensuring that salary levels and benefits are adequate to attract and retain qualified staff for such programs.

"(iv) Using salary increases to improve staff qualifications, and to assist with the implementation of career development programs, for the staff of Head Start programs.

"(v) Improving community-wide strategic planning and needs assessments for such programs.

"(vi) Ensuring that the physical environments of Head Start programs are conducive to providing effective program services to children and families.

"(vii) Making such other improvements in the quality of such programs as the Secretary may designate.

"(C) Quality improvement funds shall be used to carry out any or all of the following activities:"

(3) in subparagraph (C), as redesignated in paragraph (1), by adding at the end the following new clause:

"(vii) Such other activities as the Secretary may designate."; and

(4) in subparagraph (D), as redesignated in paragraph (1)—

(A) in clause (i)—

(i) in the matter preceding subclause (I), by striking "for the first, second, and third fiscal years for which funds are so reserved"; and

(ii) in subclause (II), by inserting "geographical areas specified in subsection (a)(2)(B) and Indian and migrant Head Start programs," after "States,";

(B) by striking clauses (ii) and (iii);

(C) in clause (iv)—

(i) by striking "To be expended" and all that follows, through "reserved, funds" and inserting "Funds";

(ii) by striking "clause (ii)" the first place it appears and inserting "clause (i)";

(iii) by inserting before the period at the end of the first sentence, ", for expenditure for activities specified in subparagraph (C)"; and

(iv) by striking the second sentence;

(D) in clause (vi), by striking "paragraphs (2), (4), and (5)" and inserting "paragraph (2) or (4)"; and

(E) by striking clause (v) and redesignating clauses (iv) and (vi) as clauses (ii) and (iii), respectively.

(b) FUNDS SET-ASIDE.—Section 640(a) (42 U.S.C. 9835(a)) is amended—

(1) in paragraph (1), by striking "through (5)." and inserting "through (4), and subject to paragraphs (5) and (6).";

(2) in paragraph (2)—

(A) in subparagraph (A), by striking "1990" and inserting "1994"; and

(B) in subparagraph (D), by inserting "(including payments for all costs (other than compensation of Federal employees) of reviews of Head Start agencies and programs under section 641A(c), and of activities related to the development and implementation of quality improvement plans under section 641A(d)(2))" after "Secretary";

(3) in paragraph (3), by striking "paragraph (5)" each place it appears and inserting "paragraph (4)";

(4) by striking paragraph (4), and redesignating paragraphs (5) and (6) as paragraphs (4) and (7), respectively;

(5) in paragraph (4), as redesignated in paragraph (4), by striking "The" and inserting "Subject to section 639(b), the"; and

(6) by adding after paragraph (4), as redesignated in paragraph (4), the following new paragraphs:

"(5)(A) From amounts reserved and allotted pursuant to paragraph (4), the Secretary shall reserve such sums as may be necessary to award the collaboration grants described in subparagraph (B).

"(B) From the reserved sums, the Secretary may award a collaboration grant to each State to facilitate collaboration regarding activities carried out in the State under this subchapter, and other activities carried out in, and by, the State that are designed to benefit low-income children and families.

"(C) A State that receives a grant under subparagraph (B) shall—

"(i) appoint an individual to serve as a State liaison between—

"(I) agencies and individuals carrying out Head Start programs in the State; and

"(II) agencies (including local educational agencies) and entities carrying out programs serving low-income children and families;

"(ii) involve the State Head Start Association in the selection of the individual, and involve the association in determinations relating to the ongoing direction of the collaboration;

"(iii) ensure that the individual holds a position with sufficient authority and access to ensure that the collaboration described in subparagraph (B) is effective and involves a range of State agencies; and

"(iv) ensure that the collaboration described in subparagraph (B) involves coordination of Head Start services with health care, welfare, child care, education, and national service activities, family literacy services, and activities relating to children with disabilities.

"(D) As used in this paragraph, the term 'low-income', used with respect to children or families, shall not be considered to refer only to children or families that meet the low-income criteria prescribed pursuant to section 645(a)(1)(A).

"(6) From amounts reserved and allotted pursuant to paragraphs (2) and (4), the Secretary shall use, for grants for programs described in section 645A(a), a portion of the combined total of such amounts equal to 3 percent for fiscal year 1995, 4 percent for each of fiscal years 1996 and 1997, and 5 percent for fiscal year 1998, of the amount appropriated pursuant to section 639(a)."

(c) CONSIDERATIONS FOR ALLOCATION OF FUNDS FOR PROGRAM EXPANSION.—Section 640(g) (42 U.S.C. 9835(g)) is amended—

(1) by striking "(g)" and inserting "(g)(1)"; and

(2) by adding at the end the following new paragraphs:

"(2) For the purpose of expanding Head Start programs, in allocating funds to an applicant within a State, from amounts allotted to a State pursuant to subsection (a)(4), the Secretary shall take into consideration—

"(A) the quality of the applicant's programs (including Head Start and other child care or child development programs) in existence on the date of the allocation, including, in the case of Head Start programs in existence on the date of the allocation, the extent to which such programs meet or exceed performance standards and other requirements under this subchapter;

"(B) the applicant's capacity to expand services (including, in the case of Head Start programs in existence on the date of the allocation, whether the applicant accomplished any prior expansions in an effective and timely manner);

"(C) the extent to which the applicant has undertaken community-wide strategic planning and needs assessments involving other community organizations and public agencies serving children and families (including organizations serving families in whose homes English is not the language customarily spoken);

"(D) the extent to which the family and community needs assessment of the applicant reflects a need to provide full-working-day or full calendar year services;

"(E) the numbers of eligible children in each community who are not participating in a Head Start program; and

"(F) the concentration of low-income families in each community.

"(3) In determining the amount of funds reserved pursuant to subparagraph (A) or (B) of subsection (a)(2) to be used for expanding Head Start programs under this subchapter, the Secretary shall take into consideration, to the extent appropriate, the factors specified in paragraph (2)."

(d) TECHNICAL AMENDMENT.—Section 640(h) (42 U.S.C. 9835(h)) is amended by striking "Each Head Start program may" and inserting "Financial assistance provided under this subchapter may be used by each Head Start program to".

(e) COMPENSATION.—Section 640 (42 U.S.C. 9835) is amended by adding at the end the following new subsections:

“(j) Any agency that receives financial assistance under this subchapter to improve the compensation of staff who provide services under this Act shall use the financial assistance to improve the compensation of such staff, regardless of whether the agency has the ability to improve the compensation of staff employed by the agency who do not provide Head Start services.

“(k)(1) The Secretary shall allow center-based Head Start programs the flexibility to satisfy the total number of hours of service required by the regulations in effect on the date of enactment of the Human Services Amendments of 1994, to be provided to children in Head Start programs so long as such agencies do not—

“(A) provide less than 3 hours of service per day;

“(B) reduce the number of days of service per week; or

“(C) reduce the number of days of service per year.

“(2) The provisions of this subsection shall not be construed to restrict the authority of the Secretary to fund alternative program variations authorized under section 1306.35 of title 45 of the Code of Federal Regulations in effect on the date of enactment of the Human Services Amendments of 1994.

“(l) With funds made available under section 640(a)(2) to migrant Head Start programs, the Secretary shall give priority to migrant Head Start programs that serve eligible children of migrant families whose work requires them to relocate most frequently.”

SEC. 106. REPORT.

Section 640A (42 U.S.C. 9835a) is repealed.

SEC. 107. DESIGNATION.

(a) INDIAN RESERVATIONS.—Section 641(b) (42 U.S.C. 9836(b)) is amended by inserting after “Indian reservation” the following: “(including Indians in any area designated by the Bureau of Indian Affairs as near-reservation)”.

(b) DESIGNATION OF AGENCIES.—Section 641(c) (42 U.S.C. 9836(c)) is amended—

(1) by striking paragraphs (2) through (4);

(2) in the first sentence—

(A) by inserting “(subject to paragraph (2))” before “, the Secretary shall give priority”; and

(B) by striking “unless” and all that follows through the end of subparagraph (A) and inserting the following: “unless the Secretary makes a finding that the agency involved fails to meet program, financial management, and other requirements established by the Secretary.”;

(3) by redesignating subparagraph (B) as paragraph (2);

(4) in paragraph (2), as so redesignated—

(A) by striking “except that, if” and inserting “If”; and

(B) by striking “subparagraph (A)” and inserting “paragraph (1)”;

(5) by striking “Notwithstanding any other provision of this paragraph” and inserting the following:

“(3) Notwithstanding any other provision of this subsection”; and

(6) by aligning the margins of paragraph (2) with the margins of paragraph (3).

(c) CONSIDERATIONS IN DESIGNATING NEW HEAD START AGENCIES.—Section 641(d) (42 U.S.C. 9836(d)) is amended—

(1) in the first sentence, by striking all that precedes “then the Secretary” and inserting “If no entity in a community is entitled to the priority specified in subsection (c).”;

(2) by striking the second sentence;

(3) in the third sentence—

(A) in the matter preceding paragraph (1), by striking “and subject to the preceding sentence”;

(B) in paragraph (3), by inserting “, including Even Start programs under part B of chapter 1 of title I of the Elementary and Secondary Education Act of 1965 (20 U.S.C. 2741 et seq.)” after “preschool programs”; and

(C) in paragraph (4), to read as follows:

“(4) the plan of such applicant—

“(A) to seek the involvement of parents of participating children in activities designed to help such parents become full partners in the education of their children;

“(B) to afford such parents the opportunity to participate in the development, conduct, and overall performance of the program at the local level;

“(C) to offer (directly or through referral to local entities, such as entities carrying out Even Start programs under part B of chapter 1 of title I of the Elementary and Secondary Education Act of 1965 (20 U.S.C. 2741 et seq.), public and school libraries, and family support programs) to such parents—

“(i) family literacy services; and

“(ii) parenting skills training;

“(D) at the option of such applicant, to offer (directly or through referral to local entities) to such parents—

“(i) training in basic child development;

“(ii) assistance in developing communication skills;

“(iii) opportunities for parents to share experiences with other parents;

“(iv) substance abuse counseling; or

“(v) any other activity designed to help such parents become full partners in the education of their children; and

“(E) to provide, with respect to each participating family, a family needs assessment that includes consultation with such parents about the benefits of parent involvement and about the activities described in subparagraphs (C) and (D) in which such parents may choose to become involved (taking into consideration their specific family needs, work schedules, and other responsibilities);”;

(4) in paragraph (7)—

(A) by striking “non-English language children” and inserting “non-English language background children and their families”; and

(B) by inserting “and” after the semicolon;

(5) by striking paragraph (8); and

(6) by redesignating paragraph (9) as paragraph (8).

(d) CONFORMING AMENDMENT.—Section 641 (42 U.S.C. 9836) is amended—

(1) by striking subsection (f); and

(2) by redesignating subsection (g) as subsection (f).

SEC. 108. MONITORING AND QUALITY ASSURANCE.

The Act is amended by inserting after section 641 (42 U.S.C. 9836) the following new section:

“SEC. 641A. QUALITY STANDARDS; MONITORING OF HEAD START AGENCIES AND PROGRAMS.

“(a) QUALITY STANDARDS.—

“(1) ESTABLISHMENT OF STANDARDS.—The Secretary shall establish by regulation standards applicable to Head Start agencies, programs, and projects under this subchapter, including—

“(A) performance standards with respect to services required to be provided, including health, education, parental involvement, nutritional, social, transition activities described in section 642(d), and other services;

“(B) administrative and financial management standards;

“(C) standards relating to the condition and location of facilities for such agencies, programs, and projects; and

“(D) such other standards as the Secretary finds to be appropriate.

“(2) MINIMUM REQUIREMENTS.—The regulations promulgated under this subsection shall establish the minimum levels of overall accomplishment that a Head Start agency shall achieve in order to meet the standards specified in paragraph (1).

“(3) CONSIDERATIONS IN DEVELOPING STANDARDS.—In developing the regulations required under paragraph (1), the Secretary shall—

“(A) consult with experts in the fields of child development, early childhood education, child health care, family services (including linguistically and culturally appropriate services to non-English language background children and their families), administration, and financial management, and with persons with experience in the operation of Head Start programs;

“(B) take into consideration—

“(i) past experience with use of the standards in effect under this subchapter on the date of enactment of this section;

“(ii) changes over the period since the date of enactment of this Act in the circumstances and problems typically facing children and families served by Head Start agencies;

“(iii) developments concerning best practices with respect to child development, children with disabilities, family services, program administration, and financial management;

“(iv) projected needs of an expanding Head Start program;

“(v) guidelines and standards currently in effect or under consideration that promote child health services, and projected needs of expanding Head Start programs;

“(vi) changes in the population of children who are eligible to participate in Head Start programs, including the language background and family structure of such children; and

“(vii) the need for, and state-of-the-art developments relating to, local policies and activities designed to ensure that children participating in Head Start programs make a successful transition to public schools; and

“(C)(i) not later than 1 year after the date of enactment of this section, review and revise as necessary the performance standards in effect under 651(b) on the day before the date of enactment of this section; and

“(ii) ensure that any such revisions in the performance standards will not result in the elimination of or any reduction in the scope or types of health, education, parental involvement, nutritional, social, or other services required to be provided under such standards as in effect on November 2, 1978.

“(4) STANDARDS RELATING TO OBLIGATIONS TO DELEGATE AGENCIES.—In developing standards under this subsection, the Secretary shall describe the obligations of a Head Start agency to an agency (referred to in this subchapter as the ‘delegate agency’) to which the Head Start agency has delegated responsibility for providing services under this subchapter and determine whether the Head Start agency complies with the standards. The Secretary shall consider such compliance during the review described in subsection (c)(1)(A) and in determining whether to renew financial assistance to the Head Start agency under this subchapter.

“(b) PERFORMANCE MEASURES.—

“(1) IN GENERAL.—Not later than 1 year after the date of enactment of this section, the Secretary, in consultation with representatives of Head Start agencies and with experts in the fields of child development, family services, and program management, shall develop methods and procedures for measuring, annually and over longer periods, the quality and effectiveness of programs operated by Head Start agencies (referred to in this subchapter as ‘performance measures’).

“(2) DESIGN OF MEASURES.—The performance measures developed under this subsection shall be designed—

“(A) to assess the various services provided by Head Start programs and, to the extent the Secretary finds appropriate, administrative and financial management practices of such programs;

“(B) to be adaptable for use in self-assessment and peer review of individual Head Start agencies and programs; and

“(C) for other program purposes as determined by the Secretary.

“(3) USE OF MEASURES.—The Secretary shall use the performance measures developed pursuant to this subsection—

“(A) to identify strengths and weaknesses in the operation of Head Start programs nationally and by region; and

“(B) to identify problem areas that may require additional training and technical assistance resources.

“(C) MONITORING OF LOCAL AGENCIES AND PROGRAMS.—

“(1) IN GENERAL.—In order to determine whether Head Start agencies meet standards established under this subchapter with respect to program, administrative, financial management, and other requirements, the Secretary shall conduct the following reviews of designated Head Start agencies, and of the Head Start programs operated by such agencies:

“(A) A full review of each such agency at least once during each 3-year period.

“(B) A review of each newly designated agency immediately after the completion of the first year such agency carries out a Head Start program.

“(C) Followup reviews including prompt return visits to agencies and programs that fail to meet the standards.

“(D) Other reviews as appropriate.

“(2) CONDUCT OF REVIEWS.—The Secretary shall ensure that reviews described in subparagraphs (A) through (C) of paragraph (1)—

“(A) are performed, to the maximum extent practicable, by employees of the Department of Health and Human Services who are knowledgeable about Head Start programs;

“(B) are supervised by such an employee at the site of such Head Start agency; and

“(C) are conducted by review teams that shall include individuals who are knowledgeable about Head Start programs and, to the maximum extent practicable, the diverse (including linguistic and cultural) needs of eligible children and their families.

“(d) CORRECTIVE ACTION; TERMINATION.—

“(1) DETERMINATION.—If the Secretary determines, on the basis of a review pursuant to subsection (c), that a Head Start agency designated pursuant to section 641 fails to meet the standards described in subsection (a), the Secretary shall—

“(A) inform the agency of the deficiencies that shall be corrected;

“(B) with respect to each identified deficiency, require the agency—

“(i) to correct the deficiency immediately; or

“(ii) at the discretion of the Secretary (taking into consideration the seriousness of the deficiency and the time reasonably required to correct the deficiency), to comply with the requirements of paragraph (2) concerning a quality improvement plan; and

“(C) initiate proceedings to terminate the designation of the agency unless the agency corrects the deficiency.

“(2) QUALITY IMPROVEMENT PLAN.—

“(A) AGENCY RESPONSIBILITIES.—In order to retain a designation as a Head Start agency under this subchapter, a Head Start agency that is the subject of a determination described in paragraph (1) (other than an agency able to correct a deficiency immediately) shall—

“(i) develop in a timely manner, obtain the approval of the Secretary regarding, and implement a quality improvement plan that specifies—

“(I) the deficiencies to be corrected;

“(II) the actions to be taken to correct such deficiencies; and

“(III) the timetable for accomplishment of the corrective actions specified; and

“(ii) eliminate each deficiency identified, not later than the date for elimination of such deficiency specified in such plan (which shall not be later than 1 year after the date the agency received notice of the determination and of the specific deficiency to be corrected).

“(B) SECRETARIAL RESPONSIBILITY.—Not later than 30 days after receiving from a Head Start agency a proposed quality improvement plan pursuant to subparagraph (A), the Secretary shall either approve such proposed plan or specify the reasons why the proposed plan cannot be approved.

“(3) TRAINING AND TECHNICAL ASSISTANCE.—The Secretary shall provide training and technical assistance to Head Start agencies with respect to the development or implementation of such quality improvement plans to the extent the Secretary finds such provision to be feasible and appropriate given available funding and other statutory responsibilities.

“(e) SUMMARIES OF MONITORING OUTCOMES.—Not later than 120 days after the end of each fiscal year, the Secretary shall publish a summary report on the findings of reviews conducted under subsection (c) and on the outcomes of quality improvement plans implemented under subsection (d), during such fiscal year.”

SEC. 109. ENHANCED PARENT INVOLVEMENT AND TRANSITION COORDINATION WITH SCHOOLS.

Section 642 (42 U.S.C. 9837) is amended—

(1) by amending subsection (b) to read as follows:

“(b) In order to be so designated, a Head Start agency shall also—

“(1) establish effective procedures by which parents and area residents concerned will be enabled to directly participate in decisions that influence the character of programs affecting their interests;

“(2) provide for their regular participation in the implementation of such programs;

“(3) provide technical and other support needed to enable parents and area residents to secure on their own behalf available assistance from public and private sources;

“(4) seek the involvement of parents of participating children in activities designed to help such parents become full partners in the education of their children, and to afford such parents the opportunity to participate in the development, conduct, and overall performance of the program at the local level;

“(5) offer (directly or through referral to local entities, such as entities carrying out Even Start programs under part B of chapter 1 of title I of the Elementary and Secondary Education Act of 1965 (20 U.S.C. 2741 et seq.)), to parents of participating children, family literacy services and parenting skills training;

“(6) at the option of such agency, offer (directly or through referral to local entities), to such parents—

“(A) training in basic child development;

“(B) assistance in developing communication skills;

“(C) opportunities to share experiences with other parents;

“(D) substance abuse counseling;

“(E) regular in-home visitation; or

“(F) any other activity designed to help such parents become full partners in the education of their children;

“(7) provide, with respect to each participating family, a family needs assessment that includes consultation with such parents about the benefits of parent involvement and about the activities described in paragraphs (4) through (6) in which such parents may choose to be involved (taking into consideration their specific family needs, work schedules, and other responsibilities);

“(8) consider providing services to assist younger siblings of children participating in its Head Start program to obtain health services from other sources; and

“(9) perform community outreach to encourage individuals previously unaffiliated with Head Start programs to participate in its Head Start program as volunteers.”;

(2) in subsection (c)—

(A) by striking “schools that will subsequently serve children in Head Start programs,”; and

(B) by inserting “, including Even Start programs under part B of chapter 1 of title I of the Elementary and Secondary Education Act of 1965 (20 U.S.C. 2741 et seq.),” after “other programs”; and

(3) by adding after subsection (c) the following new subsection:

“(d)(1) Each Head Start agency shall carry out the actions specified in this subsection, to the extent feasible and appropriate in the circumstances (including the extent to which such agency is able to secure the cooperation of parents and schools) to enable children to maintain the developmental gains achieved in Head Start programs and to build upon such gains in further schooling.

“(2) The Head Start agency shall take steps to coordinate with the local educational agency serving the community involved and with schools in which children participating in a Head Start program operated by such agency will enroll following such program, including—

“(A) developing and implementing a systematic procedure for transferring, with parental consent, Head Start program records for each participating child to the school in which such child will enroll;

“(B) establishing channels of communication between Head Start staff and their counterparts in the schools (including teachers, social workers, and health staff) to facilitate coordination of programs;

“(C) conducting meetings involving parents, kindergarten or elementary school teachers, and Head Start program teachers to discuss the developmental and other needs of individual children; and

“(D) organizing and participating in joint transition-related training of school staff and Head Start staff.

“(3) A Head Start agency may take steps to coordinate with the local educational agency serving the community involved and with schools in which children participating in a Head Start program operated by such agency will enroll following such program, including—

“(A) collaborating on the shared use of transportation and facilities; and

“(B) exchanging information on the provision of noneducational services to such children.

“(4) In order to promote the continued involvement of the parents of children that participate in Head Start programs in the education of their children upon transition to school, the Head Start agency shall—

“(A) provide training to the parents—

“(i) to inform the parents about their rights and responsibilities concerning the education of their children; and

“(ii) to enable the parents to understand and work with schools in order to communicate with teachers and other school personnel, to support the school work of their children, and to participate as appropriate in

decisions relating to the education of their children; and

“(B) take other actions, as appropriate and feasible, to support the active involvement of the parents with schools, school personnel, and school-related organizations.

“(5) The Secretary, in cooperation with the Secretary of Education, shall—

“(A) evaluate the effectiveness of the projects and activities funded under the Head Start Transition Project Act (42 U.S.C. 9855 et seq.);

“(B) disseminate to Head Start agencies information (including information from the evaluation required by subparagraph (A)) on effective policies and activities relating to the transition of children from Head Start programs to public schools; and

“(C) provide technical assistance to such agencies to promote and assist such agencies to adopt and implement such effective policies and activities.”.

SEC. 110. FACILITIES AND ADMINISTRATIVE REQUIREMENTS.

Section 644 (42 U.S.C. 9839) is amended—

(1) in subsection (d), by striking “guidelines, instructions,”;

(2) in subsection (f)—

(A) in paragraph (2), by striking “640(a)(3)(A)(v)” and inserting “640(a)(3)(C)(v)”;

(B) by adding at the end the following new paragraph:

“(3) Upon a determination by the Secretary that suitable facilities are not otherwise available to Indian tribes to carry out Head Start programs, and that the lack of suitable facilities will inhibit the operation of such programs, the Secretary, in the discretion of the Secretary, may authorize the use of financial assistance, from the amount reserved under section 640(a)(2)(A), to make payments for the purchase of facilities owned by such tribes. The amount of such a payment for such a facility shall not exceed the fair market value of the facility.”;

(3) by adding at the end the following new subsections:

“(g)(1) Upon a determination by the Secretary that suitable facilities (including public school facilities) are not otherwise available to Indian tribes, rural communities, and other low-income communities to carry out Head Start programs, that the lack of suitable facilities will inhibit the operation of such programs, and that construction of such facilities is more cost effective than purchase of available facilities or renovation, the Secretary, in the discretion of the Secretary, may authorize the use of financial assistance under this subchapter to make payments for capital expenditures related to facilities that will be used to carry out such programs. The Secretary shall establish uniform procedures for Head Start agencies to request approval for such payments, and shall promote, the extent practicable, the collocation of Head Start programs with other programs serving low-income children and families.

“(2) Such payments may be used for capital expenditures (including paying the cost of amortizing the principal, and paying interest on, loans) such as expenditures for—

“(A) construction of facilities that are not in existence on the date of the determination;

“(B) major renovation of facilities in existence on such date; and

“(C) purchase of vehicles used for programs conducted at the Head Start facilities.

“(3) All laborers and mechanics employed by contractors or subcontractors in the construction or renovation of facilities to be used to carry out Head Start programs shall be paid wages at not less than those prevailing on similar construction in the locality, as determined by the Secretary of Labor in

accordance with the Act of March 3, 1931, as amended (40 U.S.C. 276a et seq., commonly known as the ‘Davis-Bacon Act’).

“(h) In all personnel actions of the American Indian Programs Branch of the Head Start Bureau of the Administration for Children and Families, the Secretary shall give the same preference to individuals who are members of an Indian tribe as the Secretary gives to a disabled veteran, as defined in section 2108(3)(C) of title 5, United States Code. The Secretary shall take such additional actions as may be necessary to promote recruitment of such individuals for employment in the Administration.”.

SEC. 111. PARTICIPATION.

Section 645 (42 U.S.C. 9840) is amended

(1) in subsection (c)—

(A) in the first sentence, by striking “may provide” and all that follows and inserting “shall be permitted to provide more than 1 year of Head Start services to eligible children (age 3 to compulsory school attendance) in the State.”; and

(B) by striking the second sentence; and

(2) by adding at the end the following new subsection:

“(d)(1) An Indian tribe that—

“(A) operates a Head Start program;

“(B) enrolls as participants in the program all children in the community served by the tribe (including a community with a near-reservation designation, as defined by the Bureau of Indian Affairs) from families that meet the low-income criteria prescribed under subsection (a)(1)(A); and

“(C) has the resources to enroll additional children in the community who do not meet the low-income criteria;

may enroll such additional children in a Head Start program, in accordance with this subsection, if the program predominantly serves children who meet the low-income criteria.

“(2) The Indian tribe shall enroll the children in the Head Start program in accordance with such requirements as the Secretary may specify by regulation promulgated after consultation with Indian tribes.

“(3) In providing services through a Head Start program to such children, the Indian tribe may not use funds that the Secretary has determined, in accordance with section 640(g)(3), are to be used for expanding Head Start programs under this subchapter.”.

SEC. 112. INITIATIVE ON FAMILIES WITH INFANTS AND TODDLERS.

(a) ESTABLISHMENT.—The Act is amended by adding after section 645 (42 U.S.C. 9840) the following new section:

“SEC. 645A. PROGRAMS FOR FAMILIES WITH INFANTS AND TODDLERS.

“(a) IN GENERAL.—The Secretary shall make grants, in accordance with the provisions of this section for—

“(1) programs providing family-centered services for low-income families with very young children designed to promote the development of the children, and to enable their parents to fulfill their roles as parents and to move toward self-sufficiency; and

“(2) provision of training and technical assistance to entities carrying out programs, and evaluation of programs, that were supported under the Comprehensive Child Development Act (42 U.S.C. 9881 et seq.), as in effect on the day before the date of enactment of this section.

“(b) SCOPE AND DESIGN OF PROGRAMS.—In carrying out a program described in subsection (a), an entity receiving assistance under this section shall—

“(1) provide, either directly or through referral, early, continuous, intensive, and comprehensive child development and family support services that will enhance the physical, social, emotional, and intellectual development of participating children;

“(2) ensure that the level of services provided to families responds to their needs and circumstances;

“(3) promote positive parent-child interactions;

“(4) provide services to parents to support their role as parents and to help the families move toward self-sufficiency (including educational and employment services as appropriate);

“(5) coordinate services with services provided by programs in the State and programs in the community to ensure a comprehensive array of services (such as health and mental health services);

“(6) ensure formal linkages with local Head Start programs in order to provide for continuity of services for children and families;

“(7) in the case of a Head Start agency that operates a program and that also provides Head Start services through the age of mandatory school attendance, ensure that children and families participating in the program receive such services through such age; and

“(8) meet such other requirements concerning design and operation of the program described in subsection (a) as the Secretary may establish.

“(c) PERSONS ELIGIBLE TO PARTICIPATE.—Persons who may participate in programs described in subsection (a)(1) include—

“(1) pregnant women; and

“(2) families with children under age 3 (or under age 5, in the case of children served by an entity specified in subsection (e)(3));

who meet the income criteria specified for families in section 645(a)(1).

“(d) ELIGIBLE SERVICE PROVIDERS.—To be eligible to receive assistance under this section, an entity shall submit an application to the Secretary at such time, in such manner, and containing such information as the Secretary may require. Entities that may apply to carry out activities under this section include—

“(1) entities operating Head Start programs under this subchapter;

“(2) entities that, on the day before the date of enactment of this section, were operating—

“(A) Parent-Child Centers receiving financial assistance under section 640(a)(4), as in effect on such date; or

“(B) programs receiving financial assistance under the Comprehensive Child Development Act, as in effect on such date; and

“(3) other public entities, and nonprofit private entities, capable of providing child and family services that meet the standards for participation in programs under this subchapter and meet such other appropriate requirements relating to the activities under this section as the Secretary may establish.

“(e) TIME-LIMITED PRIORITY FOR CERTAIN ENTITIES.—

“(1) IN GENERAL.—From amounts allotted pursuant to paragraphs (2) and (4) of section 640(a), the Secretary shall provide financial assistance in accordance with paragraphs (2) through (4).

“(2) PARENT-CHILD CENTERS.—The Secretary shall make financial assistance available under this section for each of fiscal years 1995, 1996, and 1997 to any entity that—

“(A) complies with subsection (b); and

“(B) received funding as a Parent-Child Center pursuant to section 640(a)(4), as in effect on the day before the date of enactment of this section, for fiscal year 1994.

“(3) COMPREHENSIVE CHILD DEVELOPMENT CENTERS.—

“(A) In the case of an entity that received a grant for fiscal year 1994 to operate a project under the Comprehensive Child Development Act, the Secretary—

“(i) shall make financial assistance available under this section, in a comparable amount and scope to the assistance provided

for fiscal year 1994, for the duration of the project period specified in the grant award to such entity under such Act; and

“(ii) shall permit such entity, in carrying out activities assisted under this section, to serve children from birth through age 5.

“(B) In the case of an entity that received a grant for fiscal year 1989 to operate a project under the Comprehensive Child Development Act, the Secretary shall make assistance available under this section for each of fiscal years 1995, 1996, and 1997 to any entity that complies with subsection (b).

“(4) EVALUATIONS, TRAINING, AND TECHNICAL ASSISTANCE.—The Secretary shall make financial assistance available under this section as necessary to provide for the evaluation of, and furnishing of training and technical assistance to, programs specified in paragraph (3)(A).

“(f) SELECTION OF OTHER GRANT RECIPIENTS.—From the balance remaining of the portion specified in section 640(a)(6), after making grants to the eligible entities specified in subsection (e), the Secretary shall award grants under this subsection on a competitive basis to applicants meeting the criteria specified in subsection (d) (giving priority to entities with a record of providing early, continuous, and comprehensive childhood development and family services).

“(g) DISTRIBUTION.—In awarding grants to eligible applicants under this section, the Secretary shall—

“(1) ensure an equitable national geographic distribution of the grants; and

“(2) award grants to applicants proposing to serve communities in rural areas and to applicants proposing to serve communities in urban areas.

“(h) SECRETARIAL RESPONSIBILITIES.—

“(1) GUIDELINES.—Not later than September 30, 1994, the Secretary shall develop program guidelines concerning the content and operation of programs assisted under this section—

“(A) in consultation with experts in early childhood development, experts in health, and experts in family services; and

“(B) taking into consideration the knowledge and experience gained from other early childhood programs, including programs under the Comprehensive Child Development Act, and from migrant Head Start programs that serve a large number of infants and toddlers.

“(2) STANDARDS.—Not later than December 30, 1994, the Secretary shall develop and publish performance standards for programs assisted under this section, and a grant announcement based on the guidelines developed under paragraph (1).

“(3) MONITORING, TRAINING, TECHNICAL ASSISTANCE, AND EVALUATION.—In order to ensure the successful operation of programs assisted under this section, the Secretary shall use funds from the balance described in subsection (f) to monitor the operation of such programs, evaluate their effectiveness, and provide training and technical assistance tailored to the particular needs of such programs.”

(b) CONSOLIDATION.—

(1) IN GENERAL.—In recognition that the Comprehensive Child Development Centers Act has demonstrated positive results, and that its purposes and functions have been consolidated into section 645A of the Head Start Act, the Comprehensive Child Development Centers Act of 1988 (42 U.S.C. 9801 note) and the Comprehensive Child Development Act (42 U.S.C. 9881 et seq.) are repealed.

(2) REPEALS.—

(A) Part E of title II of the Augustus F. Hawkins-Robert T. Stafford Elementary and Secondary School Amendments of 1988 (Public Law 100-297; 102 Stat. 325) is repealed.

(B) Subchapter F of chapter 8 of subtitle A of title VI of the Omnibus Budget Reconcili-

ation Act of 1981 (Public Law 97-35; 42 U.S.C. 9801 note, et seq.) is repealed.

(c) CONFORMING AMENDMENT.—Section 638 of the Head Start Act (42 U.S.C. 9833) is amended—

- (1) in subsection (a) by striking “(a)”; and
- (2) by striking subsection (b).

SEC. 113. APPEALS, NOTICE, AND HEARING.

(a) MEDIATION FOR DISPUTES WITH DELEGATE AGENCIES, AND HEARING.—Section 646(a) (42 U.S.C. 9841(a)) is amended—

(1) at the end of paragraph (2), by striking “and”;

(2) at the end of paragraph (3), by striking the period and inserting “; and”; and

(3) by adding at the end the following new paragraph:

“(4) the Secretary shall develop and publish procedures (including mediation procedures) to be used in order to—

“(A) resolve in a timely manner conflicts potentially leading to adverse action between—

“(i) recipients of financial assistance under this subchapter; and

“(ii) delegate agencies or Head Start Parent Policy Councils; and

“(B) avoid the need for an administrative hearing on an adverse action.”

(b) TERMINATION OF DESIGNATION NOT STAYED PENDING APPEAL.—Section 646 (42 U.S.C. 9841) is further amended by striking subsection (b) and inserting the following new subsection:

“(b) In prescribing procedures for the mediation described in subsection (a)(4), the Secretary shall specify—

“(1) the date by which a Head Start agency engaged in a conflict described in subsection (a)(4) will notify the appropriate regional office of the Department of the conflict; and

“(2) a reasonable period for the mediation.

“(c) The Secretary shall also specify—

“(1) a timeline for an administrative hearing, if necessary, on an adverse action; and

“(2) a timeline by which the person conducting the administrative hearing shall issue a decision based on the hearing.

“(d) In any case in which a termination, reduction, or suspension of financial assistance under this subchapter is upheld in an administrative hearing under this section, such termination, reduction, or suspension shall not be stayed pending any judicial appeal of such administrative decision.

“(e)(1) The Secretary shall by regulation specify a process by which an Indian tribe may identify and establish an alternative agency, and request that the alternative agency be designated under section 641 as the Head Start agency providing services to the tribe, if—

“(A) the Secretary terminates financial assistance under section 646 to the only agency that was receiving financial assistance to provide Head Start services to the Indian tribe; and

“(B) the tribe would otherwise be precluded from providing such services to the members of the tribe.

“(2) The regulation required by this subsection shall prohibit such designation of an alternative agency that includes an employee who—

“(A) served on the administrative staff or program staff of the agency described in paragraph (1)(A); and

“(B) was responsible for a deficiency that—

- “(i) relates to the performance standards or financial management standards described in section 641A(a)(1); and
- “(ii) was the basis for the termination of financial assistance described in paragraph (1)(A);

as determined by the Secretary after providing the notice and opportunity described in subsection (a)(3).”

SEC. 114. GOALS AND PRIORITIES FOR TRAINING AND TECHNICAL ASSISTANCE.

Section 648 (42 U.S.C. 9843) is amended—

(1) in the section heading to read as follows:

“TECHNICAL ASSISTANCE AND TRAINING”;

(2) in subsection (a)(2), by striking “Head Start programs, including” and inserting “Head Start programs, in accordance with the process, and the provisions for allocating resources, set forth in subsections (b) and (c). The Secretary shall provide, either directly or through grants or other arrangements,”;

(3)(A) by redesignating the final sentence of subsection (a), as amended by paragraph (2), as subsection (e);

(B) by transferring such subsection to the end of the section; and

(C) by indenting such subsection and aligning the margins of such subsection with the margins of subsection (d);

(4) by striking subsections (b) and (c);

(5) by inserting after subsection (a) the following new subsections:

“(b) The process for determining the technical assistance and training activities to be carried out under this section shall—

“(1) ensure that the needs of local Head Start agencies and programs relating to improving program quality and to program expansion are addressed to the maximum extent feasible; and

“(2) incorporate mechanisms to ensure responsiveness to local needs, including an ongoing procedure for obtaining input from the individuals and agencies carrying out Head Start programs.

“(c) In allocating resources for technical assistance and training under this section, the Secretary shall—

“(1) give priority consideration to activities to correct program and management deficiencies identified through reviews pursuant to section 641A(c) (including the provision of assistance to local programs in the development of quality improvement plans under section 641A(d)(2));

“(2) address the training and career development needs of classroom staff (including instruction for providing services to children with disabilities) and nonclassroom staff, including home visitors and other staff working directly with families, including training relating to increasing parent involvement and services designed to increase family literacy and improve parenting skills;

“(3) assist Head Start agencies and programs in conducting and participating in communitywide strategic planning and needs assessment;

“(4) assist Head Start agencies and programs in developing full-working-day and full-calendar-year programs where community need is clearly identified and making the transition to such programs, with particular attention to involving parents and programming for children throughout a longer day;

“(5) assist Head Start agencies in better serving the needs of families with very young children;

“(6) assist Head Start agencies and programs in the development of sound management practices, including financial management procedures;

“(7) assist in efforts to secure and maintain adequate facilities for Head Start programs; and

“(8) assist Head Start agencies in developing innovative program models, including mobile and home-based programs.”; and

(6) in subsection (d), by adding at the end the following:

“Special consideration shall be given to entities that have demonstrated effectiveness in educational programming for preschool children that includes components for parental involvement, care provider training, and de-

velopmentally appropriate related activities.”.

SEC. 115. STAFF QUALIFICATIONS AND DEVELOPMENT.

The Head Start Act is amended by inserting after section 648 (42 U.S.C. 9843) the following new section:

“SEC. 648A. STAFF QUALIFICATIONS AND DEVELOPMENT.

“(a) CLASSROOM TEACHERS.—
“(1) DEGREE REQUIREMENTS.—The Secretary shall ensure that not later than September 30, 1996, each Head Start classroom in a center-based program is assigned one teacher who has—

“(A) a child development associate (CDA) credential that is appropriate to the age of the children being served in center-based programs;

“(B) a State-awarded certificate for preschool teachers that meets or exceeds the requirements for a child development associate credential;

“(C) an associate, a baccalaureate, or an advanced degree in early childhood education; or

“(D) a degree in a field related to early childhood education with experience in teaching preschool children and a State-awarded certificate to teach in a preschool program.

“(2) WAIVER.—On request, the Secretary shall grant a 180-day waiver of the requirements of paragraph (1) with respect to an individual who—

“(A) is first employed after September 30, 1996, by a Head Start agency as a teacher for a Head Start classroom;

“(B) is enrolled in a program that grants any credential, certificate, or degree specified in subparagraph (A), (B), (C), or (D) of paragraph (1); and

“(C) will receive such credential under the terms of such program not later than 180 days after beginning employment as a teacher with such agency.

“(3) LIMITATION.—The Secretary may not grant more than one such waiver with respect to such individual.

“(b) MENTOR TEACHERS.—

“(1) DEFINITION; FUNCTION.—For purposes of this subsection, the term ‘mentor teacher’ means an individual responsible for observing and assessing the classroom activities of a Head Start program and providing on-the-job guidance and training to the Head Start program staff and volunteers, in order to improve the qualifications and training of classroom staff, to maintain high quality education services, and to promote career development, in Head Start programs.

“(2) REQUIREMENT.—In order to assist Head Start agencies in establishing positions for mentor teachers, the Secretary shall—

“(A) provide technical assistance and training to enable Head Start agencies to establish such positions;

“(B) give priority consideration, in providing assistance pursuant to subparagraph (A), to Head Start programs that have substantial numbers of new classroom staff, that are experiencing difficulty in meeting applicable education standards, or that lack staff of a similar cultural background to that of the participating children and their families;

“(C) encourage Head Start programs to give priority consideration for such positions to Head Start teachers at the appropriate level of career advancement in such programs; and

“(D) promote the development of model curricula, designed to ensure the attainment of appropriate competencies of mentor teachers in Head Start programs.

“(c) FAMILY SERVICE WORKERS.—In order to improve the quality and effectiveness of staff providing in-home and other services (including needs assessment, development of

service plans, family advocacy, and coordination of service delivery) to families of children participating in Head Start programs, the Secretary, in coordination with concerned public and private agencies and organizations examining the issues of standards and training for family service workers, shall—

“(1) review and, as necessary, revise or develop new qualification standards for Head Start staff providing such services;

“(2) promote the development of model curricula (on subjects including parenting training and family literacy) designed to ensure the attainment of appropriate competencies by individuals working or planning to work in the field of early childhood and family services; and

“(3) promote the establishment of a credential that indicates attainment of the competencies and that is accepted nationwide.

“(d) HEAD START FELLOWSHIPS.—

“(1) AUTHORITY.—The Secretary may establish a program of fellowships, to be known as ‘Head Start Fellowships’, in accordance with this subsection. The Secretary may award the fellowships to individuals, to be known as ‘Head Start Fellows’, who are staff in local Head Start programs or other individuals working in the field of child development and family services.

“(2) PURPOSE.—The fellowship program established under this subsection shall be designed to enhance the ability of Head Start Fellows to make significant contributions to programs authorized under this subchapter, by providing opportunities to expand their knowledge and experience through exposure to activities, issues, resources, and new approaches, in the field of child development and family services.

“(3) ASSIGNMENTS OF FELLOWS.—

“(A) PLACEMENT SITES.—Fellowship positions under the fellowship program may be located (subject to subparagraphs (B) and (C))—

“(i) in agencies of the Department of Health and Human Services administering programs authorized under this subchapter (in national or regional offices of such agencies);

“(ii) in local Head Start agencies and programs;

“(iii) in institutions of higher education;

“(iv) in public or private entities and organizations concerned with services to children and families; and

“(v) in other appropriate settings.

“(B) LIMITATION FOR FELLOWS OTHER THAN HEAD START EMPLOYEES.—A Head Start Fellow who is not an employee of a local Head Start agency or program may be placed only in a fellowship position located in an agency or program specified in clause (i) or (ii) of subparagraph (A).

“(C) NO PLACEMENT IN LOBBYING ORGANIZATIONS.—Head Start Fellowship positions may not be located in any agency whose primary purpose, or one of whose major purposes, is to influence Federal, State, or local legislation.

“(4) SELECTION OF FELLOWS.—Head Start Fellowships shall be awarded on a competitive basis to individuals (other than Federal employees) selected from among applicants who are working, on the date of application, in local Head Start programs or otherwise working in the field of child development and children and family services.

“(5) DURATION.—Head Start Fellowships shall be for terms of 1 year, and may be renewed for a term of 1 additional year.

“(6) AUTHORIZED EXPENDITURES.—From amounts appropriated under this subchapter and allotted under section 640(a)(2)(D), the Secretary is authorized to make expenditures of not to exceed \$1,000,000 for any fiscal

year, for stipends and other reasonable expenses of the fellowship program.

“(7) STATUS OF FELLOWS.—Except as otherwise provided in this paragraph, Head Start Fellows shall not be considered to be employees or otherwise in the service or employment of the Federal Government. Head Start Fellows shall be considered to be employees for purposes of compensation for injuries under chapter 81 of title 5, United States Code. Head Start Fellows assigned to positions located in agencies specified in paragraph (3)(A)(i) shall be considered employees in the executive branch of the Federal Government for the purposes of chapter 11 of title 18, United States Code, and for purposes of any administrative standards of conduct applicable to the employees of the agency to which they are assigned.

“(8) REGULATIONS.—The Secretary shall promulgate regulations to carry out this subsection.

“(e) MODEL STAFFING PLANS.—Not later than 1 year after the date of enactment of this subsection, the Secretary, in consultation with appropriate public agencies, private agencies, and organizations and with individuals with expertise in the field of children and family services, shall develop model staffing plans to provide guidance to local Head Start agencies and programs on the numbers, types, responsibilities, and qualifications of staff required to operate a Head Start program.”.

SEC. 116. RESEARCH, DEMONSTRATIONS, EVALUATION.

Section 649 (42 U.S.C. 9844) is amended to read as follows:

“SEC. 649. RESEARCH, DEMONSTRATIONS, AND EVALUATION.

“(a) IN GENERAL.—

“(1) REQUIREMENT; GENERAL PURPOSES.—The Secretary shall carry out a continuing program of research, demonstration, and evaluation activities, in order to—

“(A) foster continuous improvement in the quality of the Head Start programs under this subchapter and in their effectiveness in enabling participating children and their families to succeed in school and otherwise; and

“(B) use the Head Start programs to develop, test, and disseminate new ideas and approaches for addressing the needs of low-income preschool children (including children with disabilities) and their families and communities (including demonstrations of innovative noncenter-based program models such as home-based and mobile programs), and otherwise to further the purposes of this subchapter.

“(2) PLAN.—The Secretary shall develop, and periodically update, a plan governing the research, demonstration, and evaluation activities under this section.

“(b) CONDUCT OF RESEARCH, DEMONSTRATION, AND EVALUATION ACTIVITIES.—The Secretary, in order to conduct research, demonstration, and evaluation activities under this section—

“(1) may carry out such activities directly, or through grants to, or contracts or cooperative agreements with, public or private entities;

“(2) shall, to the extent appropriate, undertake such activities in collaboration with other Federal agencies, and with non-Federal agencies, conducting similar activities;

“(3) shall ensure that evaluation of activities in a specific program or project is conducted by persons not directly involved in the operation of such program or project;

“(4) may require Head Start agencies to provide for independent evaluations;

“(5) may approve, in appropriate cases, community-based cooperative research and evaluation efforts to enable Head Start programs to collaborate with qualified research-

ers not directly involved in program administration or operation; and

"(6) may collaborate with organizations with expertise in inclusive educational strategies for preschoolers with disabilities.

"(c) CONSULTATION AND COLLABORATION.—In carrying out activities under this section, the Secretary shall—

"(1) consult with—

"(A) individuals from relevant academic disciplines;

"(B) individuals who are involved in the operation of Head Start programs and individuals who are involved in the operation of other child and family service programs; and

"(C) individuals from other Federal agencies, and individuals from organizations, involved with children and families, ensuring that the individuals described in this subparagraph reflect the multicultural nature of the children and families served by the Head Start programs and the multidisciplinary nature of the Head Start programs;

"(2) whenever feasible and appropriate, obtain the views of persons participating in and served by programs and projects assisted under this subchapter with respect to activities under this section; and

"(3) establish, to the extent appropriate, working relationships with the faculties of institutions of higher education, as defined in section 1201(a) of the Higher Education Act of 1965 (20 U.S.C. 1141(a)), located in the area in which any evaluation under this section is being conducted, unless there is no such institution of higher education willing and able to participate in such evaluation.

"(d) SPECIFIC OBJECTIVES.—The research, demonstration, and evaluation activities under this subchapter shall include components designed to—

"(1) permit ongoing assessment of the quality and effectiveness of the programs under this subchapter;

"(2) contribute to developing knowledge concerning factors associated with the quality and effectiveness of Head Start programs and in identifying ways in which services provided under this subchapter may be improved;

"(3) assist in developing knowledge concerning the factors that promote or inhibit healthy development and effective functioning of children and their families both during and following participation in a Head Start program;

"(4) permit comparisons of children and families participating in Head Start programs with children and families receiving other child care, early childhood education, or child development services and with other appropriate control groups;

"(5) contribute to understanding the characteristics and needs of population groups eligible for services provided under this subchapter and the impact of such services on the individuals served and the communities in which such services are provided;

"(6) provide for disseminating and promoting the use of the findings from such research, demonstration, and evaluation activities; and

"(7) promote exploration of areas in which knowledge is insufficient, and that will otherwise contribute to fulfilling the purposes of this subchapter.

"(e) LONGITUDINAL STUDIES.—In developing priorities for research, demonstration, and evaluation activities under this section, the Secretary shall give special consideration to longitudinal studies that—

"(1) examine the developmental progress of children and their families both during and following participation in a Head Start program, including the examination of factors that contribute to or detract from such progress;

"(2) examine factors related to improving the quality of the Head Start programs and

the preparation the programs provide for children and their families to function effectively in schools and other settings in the years following participation in such a program; and

"(3) as appropriate, permit comparison of children and families participating in Head Start programs with children and families receiving other child care, early childhood education, or child development services, and with other appropriate control groups.

"(f) OWNERSHIP OF RESULTS.—The Secretary shall take necessary steps to ensure that all studies, reports, proposals, and data produced or developed with Federal funds under this subchapter shall become the property of the United States."

SEC. 117. ANNOUNCEMENTS AND EVALUATIONS.

Section 650 (42 U.S.C. 9845) is repealed.

SEC. 118. REPORTS.

(a) IN GENERAL.—Section 651 (42 U.S.C. 9846) is amended—

(1) by striking the section heading and all that follows through subsection (f) and inserting:

"SEC. 651. REPORTS.:"

(2) by striking "(g)";

(3) in paragraph (10), by striking "evaluations conducted under section 641(c)(2)" and inserting "monitoring conducted under section 641A(c)"; and

(4)(A) by striking "and" at the end of paragraph (11);

(B) by striking the period at the end of paragraph (12) and inserting a semicolon;

(C) by adding after paragraph (12) the following new paragraphs:

"(13) a summary of information concerning the research, demonstration, and evaluation activities conducted under section 649, including—

"(A) a status report on ongoing activities; and

"(B) results, conclusions, and recommendations, not included in any previous report, based on completed activities; and

"(14) a study of the delivery of Head Start programs to Indian children living on and near Indian reservations, to children of Alaskan Natives, and to children of migrant and seasonal farmworkers."

(b) REDESIGNATION.—Section 651 is redesignated as section 650.

SEC. 119. REPEALS.

Sections 651A and 652 (42 U.S.C. 9846a and 9847) are repealed.

SEC. 120. STUDY OF BENEFITS FOR HEAD START EMPLOYEES.

(a) STUDY.—The Secretary of Health and Human Services shall conduct a study regarding the benefits available to individuals employed by Head Start agencies under the Head Start Act (42 U.S.C. 9831 et seq.).

(b) REPORT.—

(1) PREPARATION.—The Secretary shall prepare a report, containing the results of the study, that—

(A) describes the benefits, including health care benefits, family and medical leave, and retirement pension benefits, available to such individuals;

(B) includes recommendations for increasing the access of the individuals to benefits, including access to a retirement pension program; and

(C) addresses the feasibility of participation by such individuals in the Federal Employees' Retirement System under chapter 84 of title 5, United States Code.

(2) SUBMISSION.—The Secretary shall submit the report to the appropriate committees of Congress.

SEC. 121. READY TO LEARN PROGRAM REAUTHORIZATION.

(a) TRANSFER.—

(1) IN GENERAL.—Part G of title IV of the Elementary and Secondary Education Act of 1965 (20 U.S.C. 3161 et seq.)—

(A) is amended by redesignating sections 4701 through 4708 as sections 471 through 478;

(B) is transferred to the General Education Provisions Act (20 U.S.C. 1221 et seq.);

(C) is redesignated as part F of such Act; and

(D) is inserted after part E of such Act.

(2) CONFORMING AMENDMENTS.—

(A) Section 471(a) of the General Education Provisions Act (as transferred and added by paragraph (1)) is amended—

(i) by striking "Secretary" and inserting "Secretary of Education (hereafter referred to in this subchapter as the 'Secretary')"; and

(ii) by striking "4702(b)" and inserting "472(b)".

(B) Section 474 of the General Education Provisions Act (as transferred and added by paragraph (1)) is amended by striking "4701 or 4703" and inserting "471 or 473".

(C) Section 475 of the General Education Provisions Act (as transferred and added by paragraph (1)) is amended—

(i) in subsection (a), by striking "4701" and inserting "471"; and

(ii) in subsection (b)—

(I) by striking "4702(a)" in paragraph (1) and inserting "472(a)"; and

(II) by striking "4703(3)" in paragraph (1) and inserting "473(3)".

(D) Section 476(a) of the General Education Provisions Act (as transferred and added by paragraph (1)) is amended in subsection (b), by striking "4703(1)(C)" and inserting "473(1)(C).

(b) ELIGIBLE ENTITIES.—Section 472(b)(1) of the General Education Provisions Act (as transferred and added by subsection (a)(1)) is amended by striking "nongovernmental entity" and inserting "entity (including public telecommunications entities)".

(c) AUTHORIZATION OF APPROPRIATIONS.—Section 476(a) of the General Education Provisions Act (as transferred and added by subsection (a)(1)) is amended—

(1) by striking "\$25,000,000 for fiscal year 1993" and inserting "\$30,000,000 for fiscal year 1995"; and

(2) by striking "for fiscal year 1994." and inserting "for each of fiscal years 1996 and 1998."

SEC. 122. STATE DEPENDENT CARE DEVELOPMENT PROGRAMS.

Section 670A of the State Dependent Care Development Grants Act (42 U.S.C. 9871) is amended by striking "are authorized to be appropriated" and all that follows and inserting "is authorized to be appropriated \$13,000,000 for fiscal year 1995."

SEC. 123. CONSULTATION WITH THE CORPORATION FOR NATIONAL AND COMMUNITY SERVICE.

The Act is amended by adding at the end the following:

"SEC. 657A. CONSULTATION WITH THE CORPORATION FOR NATIONAL AND COMMUNITY SERVICE.

"The Secretary shall consult with the Chief Executive Officer of the Corporation for National and Community Service regarding the dissemination of information about the Corporation's programs, to programs that receive funds under this subchapter."

SEC. 124. REAUTHORIZATION OF CHILD DEVELOPMENT ASSOCIATE SCHOLARSHIP ASSISTANCE ACT OF 1985.

Section 606 of the Child Development Associate Scholarship Assistance Act of 1985 (42 U.S.C. 10905) is amended by striking "\$1,500,000" and all that follows and inserting "to carry out this title such sums as may be necessary for fiscal year 1995."

SEC. 125. TECHNICAL AND CONFORMING AMENDMENTS.

(a) HEAD START TRANSITION PROJECT ACT.—Section 133(a) of the Head Start Transition Project Act is amended by striking "639(c)" and inserting "639(b)".

(b) SOCIAL SECURITY ACT.—Section 1924(d)(3)(A)(i) of the Social Security Act (42 U.S.C. 1396r-5(d)(3)(A)(i)) is amended by striking “sections 652 and 673(2)” and inserting “section 673(2)”.

SEC. 126. STUDY OF FULL-DAY AND FULL-YEAR HEAD START PROGRAMS.

(a) STUDY.—The Secretary of Health and Human Services shall conduct a study of the extent to which Head Start programs are addressing the need for Head Start services during a full working day or full calendar year among eligible low-income families with preschool children.

(b) REPORT.—The Secretary shall prepare and submit a report to the Committee on Education and Labor of the House of Representatives and the Committee on Labor and Human Resources of the Senate not later than January 31, 1997, containing the results of the study, including—

(1) the number of eligible children in need of full-day or full-year Head Start programs;

(2) the number of full-day, full-year Head Start programs and the number of children served in such program and those provided full-day or full-year services through cooperative arrangements with other funding sources;

(3) a description of promising models currently employed by Head Start programs for meeting such needs both directly and through arrangements with other service providers;

(4) a description of the barriers to meeting the need for full-day, full-year care among such families; and

(5) recommendations on how the barriers could be eliminated in order to meet the needs of children and families served.

SEC. 127. EFFECTIVE DATE AND APPLICATION.

(a) EFFECTIVE DATE.—This title, and the amendments made by this title, shall take effect on the date of enactment of this title.

(b) APPLICATION.—The requirements of this title and the amendments made by this title shall not apply to Head Start agencies and other recipients of financial assistance under the Head Start Act until October 1, 1994.

TITLE II—COMMUNITY SERVICES BLOCK GRANT AMENDMENTS

SEC. 201. SHORT TITLE AND REFERENCES.

(a) SHORT TITLE.—This title may be cited as the “Community Services Block Grant Amendments of 1994”.

(b) REFERENCES.—Except as otherwise expressly provided, whenever in this title an amendment or repeal is expressed in terms of an amendment to, or repeal of, a section or other provision, the reference shall be considered to be made to a section or other provision of the Community Services Block Grant Act (42 U.S.C. 9901 et seq.).

SEC. 202. AUTHORIZATIONS OF APPROPRIATIONS.

(a) AUTHORIZATION OF APPROPRIATION.—Subsection (b) of section 672 (42 U.S.C. 9901(b)) is amended to read as follows:

“(b) There are authorized to be appropriated \$525,000,000 for fiscal year 1995, and such sums as may be necessary for each of fiscal years 1996 through 1998, to carry out the provisions of this subtitle.”

(b) STATE ALLOCATIONS.—Section 674 (42 U.S.C. 9903) is amended—

(1) by redesignating subsections (a), (b) and (c) as subsections (b), (c) and (d), respectively; and

(2) by inserting before subsection (b) (as so redesignated), the following new subsection:

“(a)(1) Of the amounts appropriated for a fiscal year pursuant to section 672(b), the Secretary may reserve not less than one-half of 1 percent and not more than 1 percent for training, technical assistance, planning, evaluation, and data collection activities related to programs or projects carried out

under this subtitle. Such activities may be carried out by the Secretary through grants, contracts, or cooperative agreements with eligible entities or with organizations or associations whose membership is composed of eligible entities or agencies that administer programs for eligible entities.

“(2) The process for determining the technical assistance and training activities to be carried out under this section shall—

“(A) ensure the needs of community action agencies and programs relating to improving program quality, including financial management practices, are addressed to the maximum extent feasible; and

“(B) incorporate mechanisms to ensure responsiveness to local needs, including an ongoing procedure for obtaining input from the community action State and national network.

(c) APPLICATIONS AND REQUIREMENTS.—

(1) FORM AND ASSURANCES.—Section 675(a) (42 U.S.C. 9904(a)) is amended by inserting “or significant amendments thereof” before “shall contain assurances”.

(2) USE OF FUNDS.—Section 675(c)(1) (42 U.S.C. 9904(c)(1)) is amended by striking “use the funds available under this subtitle” and inserting “ensure that, at its discretion and consistent with agreements with the State, each recipient of funds available under this subtitle will use such funds”.

(3) ASSURED ACTIVITIES.—Section 675(c)(1)(B) (42 U.S.C. 9904(c)(1)(B)) is amended by inserting “homeless individuals and families, migrants, and” before “the elderly poor”.

(4) STATE RESPONSIBILITIES.—Section 675(c)(2)(B) (42 U.S.C. 9904(c)(2)(B)) is amended to read as follows:

“(B) if less than 100 percent of the allotment is expended under subparagraph (A), provide assurances that with respect to the remainder of the allotment a reasonable amount shall be used for—

“(i) providing training and technical assistance to those entities in need of such assistance and such activities will not be considered administrative expenses;

“(ii) coordinating State-operated programs and services targeted to low-income children and families with services provided by eligible entities funded under this subtitle, including outposting appropriate State or local public employees into entities funded under this subtitle to ensure increased access to services provided by such State or local agencies;

“(iii) supporting statewide coordination and communication among eligible entities;

“(iv) administrative expenses at the State level, including monitoring activities, but not more than \$55,000 or 5 percent of its allotment under section 674; and

“(v) considering the distribution of funds under this subtitle within the State to determine if such funds have been targeted to the areas of greatest need.”

(5) TRIPARTITE BOARD.—Section 675(c)(3) (42 U.S.C. 9904(c)(3)) is amended—

(A) by inserting “selected by the community action agency or nonprofit private organization and” after “board will be”;

(B) by redesignating subparagraphs (A), (B), and (C) as clauses (i), (ii), and (iii), respectively;

(C) by striking the comma after “provide assurances that” and inserting “(A)”; and

(D) by inserting before the semicolon at the end thereof “, and (B) in the case of a public organization receiving funds under this subtitle, such organization either establish—

“(i) a board of which at least one-third of the members are persons chosen in accordance with democratic selection procedures adequate to assure that they are representative of the poor in the area served; or

“(ii) another mechanism specified by the State to assure low-income citizen participation in the planning, administration, and evaluation of projects for which such organization has been funded.”

(6) REGULATIONS.—The next to last sentence of section 675(c) (42 U.S.C. 9904(c)) is amended to read as follows: “The Secretary may prescribe procedures only for the purpose of assessing the effectiveness of eligible entities in carrying out the purposes of this subtitle.”

(d) COMMUNITY ACTION PLAN.—Section 675(c) (42 U.S.C. 9904(c)) is amended—

(1) in paragraph (1)—

(A) by redesignating clauses (i) through (iii) of subparagraph (A) as items (aa) through (cc), respectively;

(B) by realigning the margin of the sentence beginning with “For purposes of” so as to align with subparagraph (A) of paragraph (1);

(C) by striking “For purposes of” and inserting “(A) For purposes of”;

(D) by striking “(A) a statewide” and inserting “(i) a statewide”;

(E) by striking “(B) the failure” and inserting “(ii) the failure”;

(F) by inserting immediately before paragraph (12) the following:

“(B) for purposes of making a determination with respect to a termination, the term ‘cause’ includes the material failure of an eligible entity to comply with the terms of its agreement and community action plan to provide services under this subtitle;”

(2) in paragraph (12) by striking the period and inserting a semicolon; and

(3) by inserting after paragraph (12) the following new paragraphs:

“(13) secure from each eligible entity as a condition to its receipt of funding under this Act a community action plan (which shall be available to the Secretary for inspection) that includes—

“(A) a community needs assessment (including food needs);

“(B) a description of the service delivery system targeted to low-income individuals and families in the service area;

“(C) a description of how linkages will be developed to fill identified gaps in services through information, referral, case management, and followup consultations;

“(D) a description of how funding under this Act will be coordinated with other public and private resources; and

“(E) a description of outcome measures to be used to monitor success in promoting self-sufficiency, family stability, and community revitalization; and

“(14) provide assurances that cost and accounting standards of the Office of Management and Budget shall apply to a recipient of funds under this subtitle.”

(e) PUBLIC INSPECTIONS OF PLANS.—Section 675(d)(2) (42 U.S.C. 9904(d)(2)) is amended by inserting “or revision” after “Each plan”.

(f) AUDITS.—The last sentence of section 675(f) (42 U.S.C. 9904(f)) is amended by inserting before “to the legislature” the following: “to the eligible entity at no charge.”

(g) EVALUATION INVOLVING WAIVERS.—Section 675(h) (42 U.S.C. 9904(h)) is amended by inserting “(including any State that received a waiver under Public Law 98-139)” after “States” the last place it appears.

SEC. 203. DISCRETIONARY AUTHORITY OF SECRETARY.

(a) TRAINING AND ACTIVITIES.—Section 681(a) (42 U.S.C. 9910(a)) is amended by striking “to provide for—” and all that follows through the end thereof and inserting the following: “to provide for ongoing activities of national or regional significance related to the purposes of this subtitle, with special emphasis on—

“(1) a Community Initiative Program, awarded on a competitive basis, to fund pri-

vate, nonprofit community development corporations for purposes of planning and carrying out community and economic development activities in economically distressed areas and in rural areas, as described in subsection (c);

"(2) grants to support the design, development, and widespread availability of interactive information technology among the nationwide network of Community Service Block Grant eligible entities, State administrators, national associations and organizations, and program recipients to promote electronic communication and access to program information that would enhance the effective delivery of social services; and

"(3) grants to nonprofit private organizations that provide assistance for migrants and seasonal farmworkers."

(b) COMMUNITY INITIATIVE PROGRAM.—Subsection (b) of section 681 (42 U.S.C. 9910) is amended to read as follows:

"(b) COMMUNITY INITIATIVE PROGRAM.—

"(1) IN GENERAL.—

"(A) ECONOMIC DEVELOPMENT ACTIVITIES.—Economic development activities under this section shall be designed to address the economic needs of low-income individuals and families by creating employment and business development opportunities.

"(B) CONSULTATION.—The Secretary shall exercise the authority provided under subparagraph (A) in consultation with other relevant Federal officials.

"(C) GOVERNING BOARDS.—Each community development corporation receiving funds under this section shall be governed by a board that shall consist of residents of the community and business and civic leaders and shall have as a principal purpose planning, developing, or managing low-income housing or community development projects.

"(D) GEOGRAPHIC DISTRIBUTION.—In providing assistance or entering into other arrangements under this section, the Secretary shall take into consideration the geographic distribution of funds among States and the relative proportion of funding among rural and urban areas.

"(E) RESERVATION.—Of the amounts made available to carry out this section, the Secretary may reserve not to exceed 1 percent for each fiscal year to make grants to private nonprofit organizations or to enter into contracts with private nonprofit or for profit organizations to provide technical assistance to aid community development corporations in developing or implementing projects funded under this section and to evaluate projects funded under this section.

"(2) RURAL COMMUNITY DEVELOPMENT ACTIVITIES.—Rural community development activities under this section shall include—

"(A) grants to private, nonprofit corporations that provide assistance to rural low-income families in home repair and in planning and developing low-income rural rental housing units; and

"(B) grants to multistate, regional private, nonprofit organizations that provide training and technical assistance to small, rural communities in meeting their community facility needs."

SEC. 204. COMMUNITY FOOD AND NUTRITION.

Subsection (d) of section 681A (42 U.S.C. 9910a(d)) is amended to read as follows:

"(d) There are authorized to be appropriated \$25,000,000 for fiscal year 1995, and such sums as may be necessary for each of fiscal years 1996 through 1998, to carry out this section."

SEC. 205. INSTRUCTIONAL ACTIVITIES FOR LOW-INCOME YOUTH.

The Act (42 U.S.C. 9901 et seq.) is amended—

(1) by redesignating sections 682 and 683 as sections 683 and 684, respectively; and

(2) by inserting after section 681 the following:

"SEC. 682. NATIONAL OR REGIONAL PROGRAMS DESIGNED TO PROVIDE INSTRUCTIONAL ACTIVITIES FOR LOW-INCOME YOUTH.

"(a) GENERAL AUTHORITY.—The Secretary of Health and Human Services is authorized to make a grant to an eligible service provider to administer national or regional programs to provide instructional activities for low-income youth. In making such a grant, the Secretary shall give a priority to eligible service providers that have a demonstrated ability to operate such a program.

"(b) PROGRAM REQUIREMENTS.—

"(1) Any instructional activity carried out by an eligible service provider receiving a grant under this subsection shall be carried out on the campus of an institution of higher education (as defined in section 1201(a) of the Higher Education Act) and shall include—

"(A) access to the facilities and resources of such an institution;

"(B) an initial medical examination and follow-up referral or treatment, without charge, for youth during their participation in such activity;

"(C) at least one nutritious meal daily, without charge, for participating youth during each day of participation;

"(D) high quality instruction in a variety of sports (that shall include swimming and that may include dance and any other high quality recreational activity) provided by coaches and teachers from institutions of higher education and from elementary and secondary schools (as defined in sections 1471(8) and 1471(21) of the Elementary and Secondary Education Act of 1965); and

"(E) enrichment instruction and information on matters relating to the well-being of youth, to include educational opportunities and study practices, education for the prevention of drugs and alcohol abuse, health and nutrition, career opportunities and family and job responsibilities.

"(c) ELIGIBLE PROVIDERS.—A national private nonprofit organization, a coalition of such organizations, or a private nonprofit organization applying jointly with a business concern shall be eligible for a grant under this subsection if—

"(1) the applicant has demonstrated experience in operating a program providing instruction to low-income youth;

"(2) the applicant shall contribute amounts in cash or fairly evaluated in kind of no less than 25 percent of the amount requested;

"(3) the applicant shall use no funds from a grant authorized under this section for administrative expenses; and

"(4) the applicant agrees to comply with the regulations or program guidelines promulgated by the Secretary of Health and Human Services for use of funds made available by this grant.

"(d) APPLICATIONS PROCESS.—Eligible service providers may submit to the Secretary of Health and Human Services, for approval, an application in such form at such time as the Secretary deems appropriate.

"(e) PROMULGATION OF REGULATIONS OR PROGRAM GUIDELINES.—The Secretary of Health and Human Services shall promulgate regulations or program guidelines to ensure funds made available under a grant made under this section are used in accordance with the intentions of this Act.

"(f) AUTHORIZATION OF APPROPRIATIONS.—There is authorized to be appropriated \$15,000,000 for each fiscal year 1995, 1996, 1997, and 1998 for grants to carry out this section."

SEC. 206. AMENDMENT TO STEWART B. MCKINNEY HOMELESS ASSISTANCE ACT.

The last section of subtitle D of title VII of the Stewart B. McKinney Homeless Assistance Act (42 U.S.C. 11646) is amended—

(1) by striking "SEC. 751." and by inserting "SEC. 754.", and

(2) by striking "1991" and all that follows through "1993"; and inserting "1995, 1996, 1997, and 1998".

SEC. 207. AMENDMENTS TO THE HUMAN SERVICES REAUTHORIZATION ACT OF 1986.

Section 408 of the Human Services Reauthorization Act of 1986 (42 U.S.C. 9901b) is amended—

(1) in subsection (a) by adding at the end the following:

"(3) Initial and subsequent grant awards may fully fund projects for periods of up to 3 years.;"

(2) in subsection (b)(1)(B) by striking "After the first fiscal year" and inserting "After the first funding period";

(3) by amending subsection (c)—

(A) by amending paragraph (1) to read as follows:

"(1) In addition to the grant programs described in subsection (a), the Secretary may make grants to community action agencies for the purpose of enabling such agencies to demonstrate new approaches to dealing with the problems caused by entrenched, chronic unemployment and lack of economic opportunities for urban youth. Demonstrations shall include such activities as peer counseling, mentoring, development of job skills, assistance with social skills, community services, family literacy, parenting skills, opportunities for employment or entrepreneurship, and other services designed to assist such at-risk youth to continue their education, to secure meaningful employment, to perform community service, or to pursue other productive alternatives within the community.;" and

(B) by amending paragraph (4) to read as follows:

"(4) Such grants made under this subsection on a competitive basis shall be based on an annual competition determined by the Secretary. Grants made under this subsection shall not exceed \$500,000.;" and

(4) by amending subsection (h) to read as follows:

"(h) AUTHORIZATION OF APPROPRIATIONS.—(1) There are authorized to be appropriated \$30,000,000 for fiscal year 1995, and such sums as may be necessary for fiscal years 1996, 1997, and 1998, to carry out this section.

"(2) Of the amounts appropriated for this section, not less than 30 percent and not more than 40 percent shall be used to carry out the programs authorized under subsection (c).

"(3) In addition to sums which are required to carry out the evaluation, reporting, and dissemination of results under subsections (a), (c), (d), and (f), the Secretary is authorized to reserve up to 2 percent of the amounts appropriated pursuant to subparagraphs (1) and (2) for administration of the program as well as for planning and technical assistance."

SEC. 208. EFFECTIVE DATE.

This title, and the amendments made by this title, shall take effect on October 1, 1994.

TITLE III—LOW-INCOME HOME ENERGY ASSISTANCE AMENDMENTS

SECTION 301. SHORT TITLE AND REFERENCES.

(a) SHORT TITLE.—This title may be cited as the "Low-Income Home Energy Assistance Amendments of 1994".

(b) REFERENCES.—Except as otherwise expressly provided, whenever in this title an amendment or repeal is expressed in terms of an amendment to, or repeal of, a section or other provision, the reference shall be considered to be made to a section or other provision of the Low-Income Home Energy Assistance Act of 1981 (42 U.S.C. 8621 et seq.).

SEC. 302. STATEMENT OF PURPOSE.

Subsection (a) of section 2602 (42 U.S.C. 8621(a)) is amended to read as follows:

“(a) The Secretary is authorized to make grants, in accordance with the provisions of this title, to States to assist low-income households, particularly those with the lowest incomes, that pay a high proportion of household income for home energy, primarily in meeting their immediate home energy needs.”.

SEC. 303. AUTHORIZATION OF APPROPRIATIONS.

(a) AMOUNTS AUTHORIZED.—Section 2602 (42 U.S.C. 8621) is amended—

(1) in subsection (b), by striking “this title” and all that follows through the end of the first sentence and inserting “this title, \$2,000,000,000 for each of fiscal years 1995 through 1999.”; and

(2) in the last sentence of subsection (c)—
(A) by striking “July 1” and inserting “October 1”; and

(B) by striking “for which” and inserting “following the year in which”.

(b) INCENTIVE PROGRAM FOR LEVERAGING NON-FEDERAL SOURCES.—Subsection (d) of section 2602 (42 U.S.C. 8621(d)) is amended to read as follows:

“(d) There are authorized to be appropriated to carry out section 2607A, \$50,000,000 for each of the fiscal years 1996 and 1997, and such sums as may be necessary for each of the fiscal years 1998 and 1999.”.

SEC. 304. EMERGENCY FUNDS.

(a) AUTHORIZATION OF APPROPRIATIONS.—Section 2602 (42 U.S.C. 8621) as amended by section 303, is further amended by adding at the end thereof the following new subsection:

“(e) There are authorized to be appropriated in each fiscal year for payments under this title, in addition to amounts appropriated for distribution to all the States in accordance with section 2604 (other than subsection (g)), \$600,000,000 to meet the additional home energy assistance needs of one or more States arising from a natural disaster or other emergency. Funds appropriated pursuant to this subsection are hereby designated to be emergency requirements pursuant to section 251(b)(2)(D) of the Balanced Budget and Emergency Deficit Control Act of 1985, except that such funds shall be made available only after the submission to Congress of a formal budget request by the President (for all or a part of the appropriation pursuant to this subsection) that includes a designation of the amount requested as an emergency requirement as defined in such Act.”.

(b) HOME ENERGY.—Section 2603 (42 U.S.C. 8622(3)) is amended—

(1) by redesignating paragraphs (1), (2), (3), (4), (5), (6), and (7) as paragraphs (2), (4), (5), (6), (7), (8), and (9), respectively;

(2) by inserting before paragraph (2) (as so redesignated), the following new paragraph:

“(1) The term ‘energy burden’ means the expenditures of the household for home energy divided by the income of the household.”; and

(3) by inserting before paragraph (4) (as so redesignated), the following new paragraph:

“(3) The term ‘highest home energy needs’ means the home energy requirements of a household determined by taking into account both the energy burden of such household and the unique situation of such household that results from having members of vulnerable populations, including very young children, individuals with disabilities, and frail older individuals.”.

(c) ALLOTMENT OF EMERGENCY FUNDS.—Section 2604 (42 U.S.C. 8623) is amended by adding at the end thereof the following new subsection:

“(g) Notwithstanding subsections (a) through (f), the Secretary may allot amounts appropriated pursuant to section 2602(e) to one or more than one State. In determining to which State or States additional funds may be allotted, the Secretary

shall take into account the extent to which a State was affected by the emergency or disaster, the availability to an affected State of other resources under this or any other program, and such other factors as the Secretary determines relevant. The Secretary shall notify Congress of the allotment pursuant to this subsection prior to releasing the allotted funds.”.

SEC. 305. AUTHORIZED USES OF FUNDS.

(a) IN GENERAL.—Paragraph (1) of section 2605(b) (42 U.S.C. 8624(b)(1)) is amended to read as follows:

“(1) use the funds available under this title to—

“(A) conduct outreach activities and provide assistance to low income households in meeting their home energy costs, particularly those with the lowest incomes that pay a high proportion of household income for home energy, consistent with paragraph (5);

“(B) intervene in energy crisis situations;

“(C) provide low-cost residential weatherization and other cost-effective energy-related home repair; and

“(D) plan, develop, and administer the State’s program under this title including leveraging agreements,

and the State agrees not to use such funds for any purposes other than those specified in this title.”.

(b) ENCOURAGED REDUCED HOME ENERGY NEEDS.—Section 2605(b) (42 U.S.C. 8624(b)) is amended—

(1) in paragraph (9)(B), by inserting before the semicolon the following: “(except for the costs of the activities described in paragraph (16))”;

(2) in paragraph (15), by striking the period and inserting “; and”;

(3) by inserting after paragraph (15) the following new paragraph:

“(16) use up to 5 percent of such funds, at its option, to provide services that encourage and enable households to reduce their home energy needs and thereby the need for energy assistance, including needs assessments, counseling, and assistance with energy vendors, and report to the Secretary concerning the impact of such activities on the number of households served, the level of direct benefits provided to those households, and the number of households that remain unserved.”.

SEC. 306. TARGETING OF ASSISTANCE TO HOUSEHOLDS WITH HIGH HOME ENERGY BURDENS.

(a) HOUSEHOLD INCOME.—Section 2605(b)(2)(B) (42 U.S.C. 8624(b)(2)(B)) is amended by striking the matter following clause (ii) and inserting the following:

“except that a State may not exclude a household from eligibility in a fiscal year solely on the basis of household income if such income is less than 110 percent of the poverty level for such State, but the State may give priority to those households with the highest home energy costs or needs in relation to household income.”.

(b) OUTREACH ACTIVITIES.—Section 2605(b)(3) (42 U.S.C. 8624(b)(3)) is amended by striking “are made aware” and inserting “and households with high home energy burdens, are made aware”.

(c) ASSISTANCE LEVELS.—Section 2605(b)(5) (42 U.S.C. 8624(b)(5)) is amended by inserting “or needs” after “highest energy costs”.

(d) STATE PLAN.—Section 2605(c)(1) (42 U.S.C. 8624(c)(1)) is amended—

(1) by redesignating subparagraphs (E) and (F) as subparagraphs (F) and (H), respectively; and

(2) by inserting after subparagraph (D) the following new subparagraph:

“(E) describes any steps that will be taken (in addition to those necessary to carry out the assurance contained in paragraph (5) of subsection (b)) to target assistance to households with high home energy burdens;”.

SEC. 307. CLARIFICATION OF AUDIT REQUIREMENT.

Section 2605 (42 U.S.C. 8624) is amended—

(1) in subsection (b)(10), by striking “and provide that” and all that follows and inserting “and provide that the State will comply with the provisions of chapter 75 of title 31, United States Code (commonly known as the ‘Single Audit Act’)”; and

(2) in subsection (e), by striking “at least every two years” and all that follows and inserting “in accordance with chapter 75 of title 31, United States Code.”.

SEC. 308. USE OF DEPARTMENT OF ENERGY WEATHERIZATION RULES TO ACHIEVE PROGRAM CONSISTENCY.

Section 2605(c)(1)(D) (42 U.S.C. 8624(c)(1)(D)) is amended by inserting before the semicolon at the end thereof the following: “, including any steps the State will take to address the weatherization and energy-related home repair needs of households that have high home energy burdens, and describes any rules promulgated by the Department of Energy for administration of its Low Income Weatherization Assistance Program which the State, to the extent permitted by the Secretary to increase consistency between federally assisted programs, will follow regarding the use of funds provided under this title by the State for such weatherization and energy-related home repairs and improvements”.

SEC. 309. MATTERS TO BE DESCRIBED IN ANNUAL APPLICATION.

Section 2605(c)(1) (42 U.S.C. 8624(c)(1)) is amended—

(1) in subparagraph (F) (as so redesignated by section 306(d) of this Act)—

(A) by striking “and (13)” and inserting “(13), and (15)”;

(B) by striking “and” at the end thereof; and

(2) by inserting after subparagraph (F) (as so redesignated by section 306(d) of this Act), the following new subparagraph:

“(G) states, with respect to the 12-month period specified by the Secretary, the number and income levels of households which apply and the number which are assisted with funds provided under this title, and the number of households so assisted with—

“(i) one or more members who has attained 60 years of age;

“(ii) one or more members who were disabled; and

“(iii) one or more young children; and”.

SEC. 310. REPORT OF FUNDS AVAILABLE FOR OBLIGATION.

Section 2607(a) (42 U.S.C. 8628(a)) is amended—

(1) by inserting “(1)” after the subsection designation; and

(2) by adding at the end thereof the following new paragraph:

“(2) Each State shall notify the Secretary, not later than 2 months prior to the close of a fiscal year, of the amount (if any) of its allotment for such year that will not be obligated in such year, and, if such State elects to submit a request described in subsection (b)(2), such State shall submit such request at the same time. The Secretary shall make no payment under paragraph (1) to a State for a fiscal year unless the State has complied with this paragraph with respect to the prior fiscal year.”.

SEC. 311. MISCELLANEOUS AND TECHNICAL AMENDMENTS.

(a) IN GENERAL.—

(1) TREATMENT OF HOUSEHOLDS.—Section 2605(b)(7)(D) (42 U.S.C. 8624(b)(7)(D)) is amended to read as follows:

“(D) ensure that the provision of vendored payments remains at the option of the State in consultation with local grantees and may be contingent on unregulated vendors taking appropriate measures to alleviate the energy

burdens of eligible households, including providing for agreements between suppliers and individuals eligible for benefits under this Act that seek to reduce home energy costs, minimize the risks of home energy crisis, and encourage regular payments by individuals receiving financial assistance for home energy costs.”

(2) INCENTIVE PROGRAM.—Section 2607A(e) (42 U.S.C. 8626a(e)) is amended by striking “July 31, of each year” and inserting “2 months after the close of the fiscal year during which the State provided leveraged resources to eligible households, as described in subsection (b)”.

(3) TRAINING AND TECHNICAL ASSISTANCE.—Section 2609A(a) is amended by striking “\$500,000” and inserting “\$250,000”.

(b) CRITERIA AND REPORT.—Section 2605(b) (42 U.S.C. 8624(b)) is amended by adding at the end the following:

“Not later than 18 months after the date of the enactment of the Low-Income Home Energy Assistance Amendments of 1994, the Secretary shall develop model performance goals and measurements in consultation with State, territorial, tribal, and local grantees, that the States may use to assess the success of the States in achieving the purposes of this title. The model performance goals and measurements shall be made available to States to be incorporated, at the option of the States, into the plans for fiscal year 1997. The Secretary may request data relevant to the development of model performance goals and measurements.”.

(c) TECHNICAL AMENDMENTS.—

(1) Section 2602 (42 U.S.C. 8621) is amended—

(A) in subsection (b), as amended by section 303 of this Act—

(i) by inserting “(other than section 2607A)” after “to carry out the provisions of this title”; and

(ii) by striking the second period at the end thereof; and

(B) in subsection (c)(1), by striking “Act” and inserting “title”.

(2) Section 2603(2) (42 U.S.C. 8622(2)) is amended—

(A) by striking “the” in paragraph (2) and inserting “The”; and

(B) by striking the semicolon at the end thereof and inserting a period.

(3) Section 2604(b)(1) (42 U.S.C. 8623(b)(1)) is amended by inserting “of the United States” after “Virgin Islands”.

(4) The sentence that immediately precedes paragraph (15) of section 2605(b) (42 U.S.C. 8624(b)) is transferred so as to appear as a flush sentence immediately after paragraph (16).

(5) Section 2605(b)(3) (42 U.S.C. 8624(b)(3)) is amended by striking “handicapped” and inserting “disabled”.

(6) Section 2607A(c)(2) (42 U.S.C. 8626a(c)(2)) is amended by striking “.0008 percent” and inserting “.08 percent”.

(7) Section 2610(a) (42 U.S.C. 8629(a)) is amended—

(A) in paragraph (2), by striking the semicolon after “used” and inserting a semicolon after “title”; and

(B) in paragraph (5)—

(i) by striking “handicapped” and inserting “disabled”; and

(ii) by inserting before the semicolon at the end thereof “or include young children”.

SEC. 312. RESIDENTIAL ENERGY ASSISTANCE CHALLENGE OPTION (R.E.A.CH.).

The Act is amended by inserting after section 2607A the following:

“SEC. 2607B. RESIDENTIAL ENERGY ASSISTANCE CHALLENGE OPTION (R.E.A.CH.).

“(a) PURPOSE.—The purpose of the Residential Energy Assistance Challenge (in this section referred to as ‘R.E.A.Ch.’) program is to—

“(1) minimize health and safety risks that result from high energy burdens on low-income Americans;

“(2) prevent homelessness as a result of inability to pay energy bills;

“(3) increase the efficiency of energy usage by low-income families; and

“(4) target energy assistance to individuals who are most in need.

“(b) FUNDING.—

“(1) ALLOCATION.—For each of the fiscal years 1996 through 1999, the Secretary may allocate not more than 25 percent of the amount made available pursuant to section 2602(d) for such fiscal year to a R.E.A.Ch. fund for the purpose of making incentive grants to States that submit qualifying plans that are approved by the Secretary as R.E.A.Ch. initiatives. States may use such grants for the costs of planning, implementing, and evaluating the initiative.

“(2) RESERVATION.—The Secretary shall reserve from any funds allocated under this subsection, funds to make additional payments to State R.E.A.Ch. programs that—

“(A) have energy efficiency education services plans that meet quality standards established by the Secretary in consultation with the Secretary of Energy; and

“(B) have the potential for being replicable model designs for other programs.

States shall use such supplemental funds for the implementation and evaluation of the energy efficiency education services.

“(c) CRITERIA.—

“(1) IN GENERAL.—Not later than May 31, 1995, the Secretary shall establish criteria for approving State plans required by subsection (a), for energy efficiency education quality standards described in subsection (b)(2)(A), and for the distribution of funds to States with approved plans.

“(2) DOCUMENTATION.—Notwithstanding the limitations of section 2605(b) regarding the authority of the Secretary with respect to plans, the Secretary may require a State to provide appropriate documentation that its R.E.A.Ch. activities conform to the State plan as approved by the Secretary.

“(d) FOCUS.—The State may designate all or part of the State, or all or part of the client population, as a focus of its R.E.A.Ch. initiative.

“(e) STATE PLANS.—

“(1) IN GENERAL.—Each State plan shall include each of the elements described in paragraph (2), to be met by State and local agencies.

“(2) ELEMENTS OF STATE PLANS.—Each State plan shall include—

“(A) an assurance that such State will deliver services through community-based non-profit entities in such State, by—

“(i) awarding grants to, or entering into contracts with, such entities for the purpose of providing such services and payments directly to individuals eligible for benefits; or

“(ii) if a State makes payments directly to eligible individuals or energy suppliers, making contracts with such entities to administer such programs, including—

“(I) determining eligibility;

“(II) providing outreach services; and

“(III) providing benefits other than payments;

“(B) an assurance that, in awarding grants or entering into contracts to carry out its R.E.A.Ch. initiative, the State will give priority to organizations that—

“(i) are described in section 673 of the Community Services Block Grant Act (42 U.S.C. 9902(1)), except where significant geographic portions of the State are not served by such entities;

“(ii) the Secretary has determined have a record of successfully providing services under the Low-Income Home Energy Assistance Program; and

“(iii) receive weatherization assistance program funds under part A of title IV of the Energy Conservation and Production Act (42 U.S.C. 6863 et seq.);

except that a State may not require any such entity to operate a R.E.A.Ch. program;

“(C) an assurance that, subject to subparagraph (D), each entity that receives a grant or enters into a contract under subparagraph (A)(i) will provide a variety of services and benefits, including—

“(i) payments to, or on behalf of, individuals eligible for residential energy assistance services and benefits under section 2605(b) for home energy costs;

“(ii) energy efficiency education;

“(iii) residential energy demand management services, including any other energy related residential repair and energy efficiency improvements in coordination with, or delivered by, Department of Energy weatherization assistance programs at the discretion of the State;

“(iv) family services, such as counseling and needs assessment, related to energy budget management, payment plans, and related services; and

“(v) negotiation with home energy suppliers on behalf of households eligible for R.E.A.Ch. services and benefits;

“(D) a description of the methodology the State and local agencies will use to determine—

“(i) which households will receive one or more forms of benefits under the State R.E.A.Ch. initiative;

“(ii) the cases in which nonmonetary benefits are likely to provide more cost-effective long-term outcomes than payment benefits alone; and

“(iii) the amount of such benefit required to meet the goals of the program;

“(F) a method for targeting nonmonetary benefits;

“(G) a description of the crisis and emergency assistance activities the State will undertake that are designed to—

“(i) discourage family energy crises;

“(ii) encourage responsible vendor and consumer behavior; and

“(iii) provide only financial incentives that encourage household payment;

“(H) a description of the activities the State will undertake to—

“(i) provide incentives for recipients of assistance to pay home energy costs; and

“(ii) provide incentives for vendors to help reduce the energy burdens of recipients of assistance;

“(I) an assurance that the State will require each entity that receives a grant or enters into a contract under this section to solicit and be responsive to the views of individuals who are financially eligible for benefits and services under this section in establishing its local program;

“(J) a description of performance goals for the state R.E.A.Ch. initiative including—

“(i) a reduction in the energy costs on participating households over one or more fiscal years;

“(ii) an increase in the regularity of home energy bill payments by eligible households; and

“(iii) an increase in energy vendor contributions towards reducing energy burdens of eligible households;

“(K) a description of the indicators that will be used by the State to measure whether the performance goals have been achieved;

“(L) a demonstration that the plan is consistent with section 2603, paragraphs (2), (3), (4), (5), (7), (9), (10), (11), (12), (13), and (14) of section 2605(b), subsections (d), (e), (f), (g), (h), (i), and (j) of section 2605, and section 2606 of this title;

“(M) an assurance that benefits and services will be provided in addition to other

benefit payments and services provided under this title and in coordination with such benefit payments and services; and

“(N) an assurance that no regulated utility covered by the plan will be required to act in a manner that is inconsistent with applicable regulatory requirements.

“(g) COST OR FUNCTION.—None of the costs of providing services or benefits under this section shall be considered to be an administrative cost or function for purposes of any limitation on administrative costs or functions contained in this title.”.

SEC. 313. SENSE OF THE CONGRESS REGARDING APPROPRIATIONS FOR LIHEAP.

(a) FINDINGS.—Congress finds the following:

(1) Seventy-seven percent of the over 25 million households that were eligible for the Low-Income Home Energy Assistance Program (hereinafter referred to as “LIHEAP”) in fiscal year 1992 did not receive assistance due to a lack of funds.

(2) Recent economic distress has caused significant unemployment, which has resulted in a greater need for energy assistance than ever before.

(3) More than 66 percent of LIHEAP household recipients have an annual income that is below the poverty level.

(4) Forty-three percent of all LIHEAP eligible households include children.

(5) LIHEAP eligible households with children spend approximately 16 percent of their annual incomes on home energy costs, which is more than 4 times greater than that paid by the average household in the United States, and far beyond their means.

(6) Approximately 40 percent of LIHEAP household recipients are comprised of elderly or disabled persons.

(7) Congress appropriated \$1,475,000,000 for LIHEAP for fiscal year 1995.

(8) The Department of Energy predicts that the costs of residential fuels will increase at a pace greater than inflation.

(b) SENSE OF THE CONGRESS.—It is the sense of the Congress that—

(1) the maintenance of LIHEAP should be a high priority in order to enable low-income households, especially the working poor, the disabled, and the low-income elderly, who all depend on LIHEAP, to meet their energy costs and needs;

(2) all appropriations made for LIHEAP for fiscal year 1995 should be expended; and

(3) expenditures for LIHEAP for fiscal year 1996 should ensure the provision of services at the level provided in fiscal year 1995.

SEC. 314. EFFECTIVE DATE.

The amendments and repeals made by this title shall become effective on October 1, 1994.

TITLE IV—COMMUNITY-BASED FAMILY RESOURCE PROGRAMS

SEC. 401. COMMUNITY-BASED FAMILY RESOURCE PROGRAMS.

(a) IN GENERAL.—Title II of the Child Abuse Prevention and Treatment Act (42 U.S.C. 5116 et seq.) is amended to read as follows:

“TITLE II—COMMUNITY-BASED FAMILY RESOURCE PROGRAMS

“SEC. 201. COMMUNITY-BASED FAMILY RESOURCE PROGRAMS.

“(a) PURPOSE.—The purpose of this title is to assist each State to develop and implement, or expand and enhance, a comprehensive, statewide system of family resource services through innovative funding mechanisms and collaboration with existing education, vocational rehabilitation, health, mental health, employment and training, child welfare, and other social services agencies within the State.

“(b) AUTHORITY.—The Secretary shall make grants to States on a formula basis for the purpose of—

“(1) establishing and expanding statewide networks of community-based family resource programs, including funds for the initial costs of providing specific family resource services, that ensure family involvement in the design and operation of family resource programs which are responsive to the unique and diverse strengths of children and families;

“(2) promoting child abuse and neglect prevention activities;

“(3) promoting the establishment and operation of State trust funds or other mechanisms for integrating child and family services funding streams in order to provide flexible funding for the development of community-based family resource programs;

“(4) establishing or expanding community-based collaboration to foster the development of a continuum of preventive services for children and families, which are family-centered and culturally competent;

“(5) encouraging public and private partnerships in the establishment and expansion of family resource programs; and

“(6) increasing and promoting interagency coordination among State agencies, and encouraging public and private partnerships in the establishment and expansion of family resource programs.

“(c) ELIGIBILITY FOR GRANTS.—A State is eligible for a grant under this section for any fiscal year if—

“(1) such State has established or maintained in the previous fiscal year—

“(A) a trust fund, including appropriations for such fund; or

“(B) any other mechanism that pools State, Federal, and private funds for integrating child and family service resources; and

“(2) such trust fund or other funding mechanism includes (in whole or in part) provisions making funding available specifically for a broad range of child abuse and neglect prevention activities and family resource programs.

“(d) AMOUNT OF GRANT.—

“(1) IN GENERAL.—Amounts appropriated for a fiscal year to provide grants under this section shall be allotted to the designated lead agencies of eligible States in each fiscal year so that—

“(A) 50 percent of the total amount appropriated for such fiscal year is allotted among each State based on the number of children under the age of 18 residing in each State, except that each State shall receive not less than \$100,000; and

“(B) the remaining 50 percent of the total amount appropriated for such fiscal year is allotted in an amount equal to 25 percent of the total amount allocated by each such State to the State’s trust fund or other mechanism for integrating family resource services in the fiscal year prior to the fiscal year for which the allotment is being determined.

“(2) ALLOCATION.—Funds identified by the State for the purpose of qualifying for incentive funds under paragraph (1)(B) shall be allocated through the mechanism used to determine State eligibility under subsection (c) and shall be controlled by the lead agency described in subsection (f)(1).

“(e) EXISTING GRANTS.—A State or entity that has a grant in effect on the date of enactment of this section under the Family Resource and Support Program or the Emergency Child Abuse Prevention Grants Program shall continue to receive funds under such Programs, subject to the original terms under which such funds were granted, through the end of the applicable grant cycle.

“(f) APPLICATION.—No grant may be made to any eligible State under this section unless an application is prepared and submitted to the Secretary at such time, in such man-

ner, and containing or accompanied by such information as the Secretary determines to be essential to carry out the purposes and provisions of this section, including—

“(1) a description of the agency designated by the Chief Executive Officer of the State to administer the funds provided under this section and assume responsibility for implementation and oversight of the family resource programs and other child abuse and neglect prevention activities, and an assurance that the agency so designated—

“(A) is the trust fund advisory board, or an existing organization created by executive order or State statute that is not an existing State agency, that has interdisciplinary governance, including participants from communities, and that integrates family resource services and leverages State, Federal, and private funds for family resource programs; or

“(B) with respect to a State without a trust fund mechanism or other organization that meets the requirements of subparagraph (A), is an existing State agency, or other public, quasi-public, or nonprofit private agency responsible for the development and implementation of a statewide network of community-based family resource programs;

“(2) assurances that the agency designated under paragraph (1) can demonstrate the capacity to fulfill the purposes described in subsection (a), and shall have—

“(A) a demonstrated ability to work with other State and community-based agencies, to provide training and technical assistance;

“(B) a commitment to parental participation in the design and implementation of family resource programs;

“(C) the capacity to promote a statewide system of family resource programs throughout the State; and

“(D) the capacity to exercise leadership in implementing effective strategies for capacity building, family and professional training, and access to, and funding for, family resource services across agencies;

“(3) an assurance that the State has an interagency process coordinated by the agency designated in paragraph (1) for effective program development that—

“(A) does not duplicate existing processes for developing collaborative efforts to better serve children and families;

“(B) provides a written strategic plan for the establishment of a network of family resource programs (publicly available and funded through public and private sources) that identifies specific measurable goals and objectives;

“(C) involves appropriate personnel in the process, including—

“(i) parents (including parents of children with disabilities) and prospective participants in family resource programs, including respite care programs;

“(ii) staff of existing programs providing family resource services, including staff of Head Start programs and community action agencies that provide such services;

“(iii) representatives of State and local government such as social service, health, mental health, education, vocational rehabilitation, employment, economic development agencies, and organizations providing community services activities;

“(iv) representatives of the business community;

“(v) representatives of general purpose local governments;

“(vi) representatives of groups with expertise in child abuse prevention, including respite and crisis care;

“(vii) representatives of local communities in which family resource programs are likely to be located;

“(viii) representatives of groups with expertise in providing services to children with disabilities; and

“(ix) other individuals with expertise in the services that the family resource programs of the State intend to offer; and

“(D) coordinates activities funded under this title with—

“(i) the State Interagency Coordinating Council, established under part H of the Individuals with Disabilities Education Act;

“(ii) the advisory panel established under section 613(a)(12) of the Individuals with Disabilities Education Act (20 U.S.C. 1413(a)(12));

“(iii) the State Rehabilitation Advisory Council established under the Rehabilitation Act of 1973;

“(iv) the State Development Disabilities Planning Council, established under the Developmental Disabilities Assistance and Bill of Rights Act;

“(v) the Head Start State Collaboration project;

“(vi) the State Advisory group designated in the Juvenile Justice and Delinquency Prevention Act of 1974; and

“(vii) other local or regional family service councils within the State, to the extent that such councils exist;

“(4) an inventory and description of the current family resource programs operating in the State, the current unmet need for the services provided under such programs, including the need for building increased capacity to provide specific family resource services, including respite care, and the intended scope of the State family resource program, the population to be served, the manner in which the program will be operated, and the manner in which such program will relate to other community services and public agencies;

“(5) evidence that Federal assistance received under this section—

“(A) has been supplemented with non-Federal public and private assistance, including a description of the projected level of financial commitment by the State to develop a family resource network; and

“(B) will be used to supplement and not supplant other State and local public funds expended for family resource programs;

“(6) a description of the core services, as required by this section, and other support services to be provided by the program and the manner in which such services will be provided, including the extent to which either family resources, centers, home visiting, or community collaboratives will be used;

“(7) a description of any public information activities the agency designated in paragraph (1) will undertake for the purpose of promoting family stability and preventing child abuse and neglect, including child sexual abuse;

“(8) an assurance that the State will provide funds for the initial startup costs associated with specific family resource services, including respite services, and a description of the services to be funded;

“(9) assurances that the State program will maintain cultural diversity and be culturally competent;

“(10) a description of the guidelines for requiring parental involvement in State and local program development, policy design, and governance and the process for assessing and demonstrating that parental involvement in program development, operation, and governance occurs;

“(11) a description of the State and community-based interagency planning processes to be utilized to develop and implement family resource programs;

“(12) a description of the criteria that the State will utilize for awarding grants for local programs so that they meet the requirements of subsection (g);

“(13) a description of the outreach and other activities the program will undertake to maximize the participation of racial and

ethnic minorities, persons with limited English proficiency, individuals with disabilities, and members of other underserved or underrepresented groups in all phases of the program;

“(14) a plan for providing training, technical assistance, and other assistance to local communities in program development and networking activities;

“(15) a description of the methods to be utilized to evaluate the implementation and effectiveness of the family resource programs within the State;

“(16) a description of proposed actions by the State that will facilitate the changing of laws, regulations, policies, practices, procedures, and organizational structures, that impede the availability or provision of family resource services; and

“(17) an assurance that the State will provide the Secretary with reports, at such time and containing such information as the Secretary may require.

“(g) LOCAL PROGRAM REQUIREMENTS.—

“(1) IN GENERAL.—A State that receives a grant under this section shall use amounts received under such grant to establish local family resource programs that—

“(A) undertake a community-based needs assessment and program planning process which involves parents, and local public and nonprofit agencies (including those responsible for providing health, education, vocational rehabilitation, employment training, Head Start and other early childhood, child welfare, and social services);

“(B) develop a strategy to provide comprehensive services to families to meet identified needs through collaboration, including public-private partnerships;

“(C) identify appropriate community-based organizations to administer such programs locally;

“(D) provide core services, and other services directly or through contracts or agreements with other local agencies;

“(E) involve parents in the development, operation, and governance of the program; and

“(F) participate in the development and maintenance of a statewide network of family resource programs.

“(2) PRIORITY.—In awarding local grants under this section, a State shall give priority to programs serving low-income communities and programs serving young parents or parents with young children and shall ensure that such grants are equitably distributed among urban and rural areas.

“(h) DEFINITIONS.—As used in this section:

“(1) CHILDREN WITH DISABILITIES.—The term ‘children with disabilities’ has the meaning given such term in section 602(a)(2) of Individuals With Disabilities Education Act.

“(2) COMMUNITY REFERRAL SERVICES.—The term ‘community referral services’ means services to assist families in obtaining community resources, including respite services, health and mental health services, employability development and job training and other social services.

“(3) CULTURALLY COMPETENT.—The term ‘culturally competent’ means services, supports, or other assistance that is conducted or provided in a manner that—

“(A) is responsive to the beliefs, interpersonal styles, attitudes, languages, and behaviors of those individuals receiving services; and

“(B) has the greatest likelihood of ensuring maximum participation of such individuals.

“(4) FAMILY RESOURCE PROGRAM.—The term ‘family resource program’ means a program that offers community-based services that provide sustained assistance and support to families at various stages in their development. Such services shall promote parental

competencies and behaviors that will lead to the healthy and positive personal development of parents and children through—

“(A) the provisions of assistance to build family skills and assist parents in improving their capacities to be supportive and nurturing parents;

“(B) the provision of assistance to families to enable such families to use other formal and informal resources and opportunities for assistance that are available within the communities of such families; and

“(C) the creation of supportive networks to enhance the childrearing capacity of parents and assist in compensating for the increased social isolation and vulnerability of families.

“(5) FAMILY RESOURCE SERVICES.—The term ‘family resource services’ means—

“(A) core services that must be provided directly by the family resource program under this section, including—

“(i) education and support services provided to assist parents in acquiring parenting skills, learning about child development, and responding appropriately to the behavior of their children;

“(ii) early developmental screening of children to assess the needs of such children and to identify the types of support to be provided;

“(iii) outreach services;

“(iv) community referral services; and

“(v) follow-up services; and

“(B) other services, which may be provided either directly or through referral, including—

“(i) early care and education (such as child care and Head Start);

“(ii) respite services;

“(iii) job readiness and counseling services (including skill training);

“(iv) education and literacy services;

“(v) nutritional education;

“(vi) life management skills training;

“(vii) peer counseling and crisis intervention, and family violence counseling services;

“(viii) referral for health (including prenatal care) and mental health services;

“(ix) substance abuse treatment; and

“(x) services to support families of children with disabilities that are designed to prevent inappropriate out-of-the-home placement and maintain family unity.

“(6) INTERDISCIPLINARY GOVERNANCE.—The term ‘interdisciplinary governance’ includes governance by representatives from communities and representatives from existing health, mental health, education, vocational rehabilitation, employment and training, child welfare, and other agencies within the State.

“(7) OUTREACH SERVICES.—The term ‘outreach services’ means services provided to ensure (through home visits or other methods) that parents and other caretakers are aware of and able to participate in family resource program activities.

“(8) RESPITE SERVICES.—The term ‘respite services’ means short-term care services provided in the temporary absence of the regular caregiver (parent, other relative, foster parent, adoptive parent, guardian) to children who meet one or more of the following categories:

“(A) The children are in danger of abuse or neglect.

“(B) The children have experienced abuse or neglect.

“(C) The children have disabilities, or chronic or terminal illnesses.

Services provided within or outside the child’s home shall be short-term care, ranging from a few hours to a few weeks of time, per year, and be intended to enable the family to stay together and to keep the child living in the child’s home and community.

“(i) AUTHORIZATION OF APPROPRIATIONS.—There are authorized to be appropriated to

carry out this title, \$50,000,000 for fiscal year 1995."

(b) REPEAL OF EXISTING PROGRAMS.—

(1) FAMILY RESOURCE AND SUPPORT GRANTS.—Section 933 of the Claude Pepper Young Americans Act of 1990 (42 U.S.C. 12339) is repealed.

(2) EMERGENCY CHILD ABUSE PREVENTION SERVICES GRANTS.—Sec. 107A of the Child Abuse Prevention and Treatment Act (42 U.S.C. 5106a-1) is repealed.

SEC. 402. FEDERAL COUNCIL ON CHILDREN, YOUTH, AND FAMILIES.

(a) IN GENERAL.—Section 918 of the Claude Pepper Young Americans Act of 1990 (42 U.S.C. 12314) is amended—

(1) in subsection (k)—

(A) in paragraph (3), by striking out "and" at the end thereof;

(B) in paragraph (4), by striking out the period and inserting in lieu thereof a semicolon; and

(C) by adding at the end thereof the following new paragraphs:

"(6) identify program regulations, practices, and eligibility requirements that impede coordination and collaboration and make recommendations for their modifications or elimination; and

"(7) develop recommendations for creating jointly funded programs, unified assessments, eligibility, and application procedures, and confidentiality protections that facilitate information sharing.";

(2) in subsection (o), by striking "1991 through 1994" and inserting "1995 through 1998"; and

(3) in subsection (p), by striking "1995" and inserting "1998".

(b) AUTHORIZATION OF APPROPRIATIONS.—Section 934 of such Act (42 U.S.C. 12340) is amended—

(1) in paragraph (1) of subsection (a), to read as follows:

"(1) There are authorized to be appropriated to carry out sections 931 and 932 such sums as may be necessary for each of the fiscal years 1995 through 1998."; and

(2) by striking subsection (d).

SEC. 403. FAMILY RESOURCE ACT.

(a) NATIONAL CENTER.—Section 958(b)(3) of the Claude Pepper Young Americans Act of 1990 (42 U.S.C. 12353(b)(3)) is amended by strike "model".

(b) AUTHORIZATION OF APPROPRIATIONS.—Section 960 of the Claude Pepper Young Americans Act of 1990 (42 U.S.C. 12355) is amended—

(1) in subsection (a), by striking "\$2,300,000" and all that follows through the end thereof and inserting "\$2,000,000 for each of the fiscal years 1995 through 1998."; and

(2) in subsection (b), by striking "\$700,000" and all that follows through the end thereof and inserting "\$1,000,000 for fiscal year 1995, and such sums as may be necessary for each of the fiscal years 1996 through 1998."

And the House agree to the same.

That the Senate recede from its disagreement to the amendment of the House to the title of the bill, and agree to the same.

From the Committee on Education and Labor, for consideration of the Senate bill, and the House amendment, and modifications committed to conference:

- WILLIAM D. FORD, M.G. MARTINEZ, DALE E. KILDEE, MAJOR R. OWENS, ROBERT E. ANDREWS, BOBBY SCOTT, LYNN C. WOOLSEY, CARLOS ROMERO-BARCELÓ, SCOTTY BAESLER, BROWDER, BILL GOODLING, SUSAN MOLINARI, BILL BARRETT,

MIKE CASTLE, As additional conferees from the Committee on Energy and Commerce, for consideration of title III of the Senate bill, and title III of the House amendment, and modifications committed to conference:

- JOHN D. DINGELL, PHIL SHARP, EDWARD J. MARKEY, RICHARD LEHMAN, MIKE KREIDLER, CARLOS J. MOORHEAD, MICHAEL BILIRAKIS, J. DENNIS HASTERT,

Managers on the Part of the House.

- TED KENNEDY, CHRISTOPHER J. DODD, HOWARD M. METZENBAUM, CLAIBORNE PELL, NANCY LANDON, KASSEBAUM, JIM JEFFORDS,

Managers on the Part of the Senate.

When said conference report was considered.

After debate,

By unanimous consent, the previous question was ordered on the conference report to its adoption or rejection.

The question being put, viva voce,

Will the House agree to said conference report?

The SPEAKER pro tempore, Mr. SERRANO, announced that the yeas had it.

Mr. FORD of Michigan objected to the vote on the ground that a quorum was not present and not voting.

A quorum not being present,

The roll was called under clause 4, rule XV, and the call was taken by electronic device.

When there appeared { Yeas 393 Nays 20

48.20 [Roll No. 170] YEAS—393

- Abercrombie, Ackerman, Andrews (ME), Andrews (NJ), Andrews (TX), Applegate, Bacchus (FL), Bacchus (AL), Baesler, Baker (CA), Baker (LA), Ballenger, Barca, Barcia, Barlow, Barrett (NE), Barrett (WI), Bartlett, Barton, Bateman, Beilenson, Bentley, Bereuter, Berman, Bevill, Bilbray, Bilirakis, Bishop, Bliley, Blute, Boehlert, Boehner, Bonilla, Bonior, Borski, Boucher, Brewster, Brooks, Browder, Brown (CA), Brown (FL), Brown (OH), Bryant, Bunning, Buyer, Byrne, Calvert, Camp, Canady, Cantwell, Cardin, Carr, Castle, Chapman, Clay, Clayton, Clement, Clinger, Clyburn, Coleman, Collins (IL), Collins (MI), Combust, Condit, Conyers, Cooper, Coppersmith, Costello, Coyne, Cramer, Crapo, Cunningham, Danner, Darden, de la Garza, Deal, DeFazio, DeLauro, Dellums, Derrick, Deutsch, Diaz-Balart, Dickey, Dicks, Dingell, Dixon, Dooley, Dreier, Duncan, Dunn, Durbin, Edwards (CA), Edwards (TX), Ehlers, Emerson, Engel, English, Eshoo, Evans, Everett, Ewing, Farr, Fawell, Fazio, Fields (LA), Fields (TX), Filner, Fingerhut, Fish, Foglietta, Ford (MI), Ford (TN), Fowler, Frank (MA), Franks (CT), Franks (NJ), Frost, Furse, Gallo, Gejdenson, Gekas, Gephardt, Geren, Gibbons, Gilchrest, Gillmor, Gilman, Gingrich, Glickman, Gonzalez, Goodlatte, Goodling, Gordon, Goss, Grams, Greenwood, Gunderson, Hall (OH), Hall (TX), Hamburg, Hamilton, Hansen, Harman, Hastert, Hayes, Hefner, Herger, Hilliard, Hinchey, Hobson, Hochbrueckner, Hoekstra, Hoke, Holden, Horn, Houghton, Hoyer, Huffington, Hughes, Hutchinson, Hyde, Inglis, Inhofe, Inslee, Istook, Jacobs, Jefferson, Johnson (CT), Johnson (GA), Johnson (SD), Johnson, E. B., Johnston, Kanjorski, Kaptur, Kasich, Kennedy, Kennelly, Kildee, Kim, King, Kingston, Kleczka, Klein, Klink, Klug, Knollenberg, Kolbe, Kopetski, Kreidler, Kyl, LaFalce, Lambert, Lancaster, Lantos, LaRocco, Laughlin, Lazio, Leach, Lehman, Levin, Ewing, Levy, Lewis (CA), Lewis (FL), Lightfoot, Linder, Lipinski, Livingston, Lloyd, Long, Lowey, Machtley, Maloney, Mann, Manton, Manzullo, Meyer, Mfume, Mineta, Miller (CA), Mink, Moakley, Molinari, Mollohan, Montgomery, Moorhead, Moran, Morella, Murphy, Murtha, Myers, Nadler, Neal (MA), Nussle, Oberstar, Obey, Olver, Ortiz, Orton, Owens, Oxley, Packard, Pallone, Pastor, Paxon, Payne (NJ), Payne (VA), Pelosi, Penny, Peterson (FL), Peterson (MN), Petri, Pickett, Pickle, Pomo, Pomeroy, Porter, Portman, Poshard, Price (NC), Pryce (OH), Quillen, Quinn, Rahall, Ramstad, Rangel, Ravenel, Reed, Regula, Reynolds, Richardson, Roberts, Roemer, Rogers, Ros-Lehtinen, Rose, Rostenkowski, Roth, Roukema, Rowland, Roybal-Allard, Rush, Sabo, Sanders, Sangmeister, Sarpalius, Sawyer, Saxton, Schaefer, Schenk, Schiff, Schroeder, Schumer, Scott, Serrano, Shaw, Shays, Shepherd, Shuster, Sisisky, Skaggs, Skeen, Skelton, Slattery, Slaughter, Smith (IA), Smith (MI), Smith (NJ), Smith (OR), Smith (TX), Snowe, Solomon, Spence, Spratt, Stark, Stearns, Stenholm, Stokes, Strickland, Studds, Stupak, Sundquist, Sweet, Swift, Synar, Talent, Tanner, Tauzin, Taylor (MS), Taylor (NC), Tejeda, Thomas (WY), Thompson, Thornton, Thurman, Torkildsen, Torres, Torricelli, Towns, Traficant, Tucker, Unsoeld, Upton, Valentine, Velazquez, Vento, Visclosky, Volkmer, Vucanovich, Walsh, Washington, Waters, Watt, Waxman, Weldon, Wheat, Whitten, Williams, Wilson, Wise, Wolf, Woolsey, Wyden, Wynn, Yates, Young (AK), Young (FL), Zeliff, Zimmer,

- Margolies-Mezvinsky, Markey, Martinez, Matsui, Mazzoli, McCandless, McCloskey, McColium, McCrery, McCurdy, McDade, McDermott, McHale, McHugh, McInnis, McKeon, McKinney, McMillan, McNulty, Meehan, Meek, Menendez, Meyers, Mfume, Mica, Michel, Hoke, Miller (CA), Mineta, Minge, Mink, Moakley, Molinari, Mollohan, Montgomery, Moorhead, Moran, Morella, Murphy, Murtha, Myers, Nadler, Neal (MA), Nussle, Oberstar, Obey, Olver, Ortiz, Orton, Owens, Oxley, Packard, Pallone, Pastor, Paxon, Payne (NJ), Payne (VA), Pelosi, Penny, Peterson (FL), Peterson (MN), Petri, Pickett, Pickle, Pomo, Pomeroy, Porter, Portman, Poshard, Price (NC), Pryce (OH), Quillen, Quinn, Rahall, Ramstad, Rangel, Ravenel, Reed, Regula, Reynolds, Richardson, Roberts, Roemer, Rogers, Ros-Lehtinen, Rose, Rostenkowski, Roth, Roukema, Rowland,

NAYS—20

- Allard, Archer, Arney, Burton, Callahan, Coble, Collins (GA), Crane, DeLay, Doolittle, Dornan, Hancock, Hunter, Johnson, Sam, Miller (FL), Rohrabacher, Royce, Sensenbrenner, Stump, Walker,

NOT VOTING—19

| | | |
|-----------|------------|-------------|
| Becerra | Gutierrez | Parker |
| Blackwell | Hastings | Ridge |
| Cox | Hefley | Santorum |
| Flake | Hoagland | Sharp |
| Gallegly | Hutto | Thomas (CA) |
| Grandy | Lewis (GA) | |
| Green | Neal (NC) | |

So the conference report was agreed to.

A motion to reconsider the vote whereby said conference report was agreed to was, by unanimous consent, laid on the table.

Ordered, That the Clerk notify the Senate thereof.

¶48.21 ADJOURNMENT OVER

On motion of Mr. GEPHARDT, by unanimous consent,

Ordered, That when the House adjourns today, it adjourn to meet at 12 o'clock noon on Monday, May 16, 1994.

¶48.22 CALENDAR WEDNESDAY BUSINESS DISPENSED WITH

On motion of Mr. GEPHARDT, by unanimous consent,

Ordered, That business in order for consideration on Wednesday, May 18, 1994, under clause 7, rule XXIV, the Calendar Wednesday rule, be dispensed with.

¶48.23 ORDER OF BUSINESS—RECESS

On motion of Mr. GEPHARDT, by unanimous consent,

Ordered, That it may be in order on Wednesday, May 18, 1994, for the Speaker to declare a recess, subject to the call of the Chair, for the purpose of receiving in Joint Meeting His Excellency P. V. Narasimha Rao, Prime Minister of the Republic of India.

¶48.24 HOUR OF MEETING

On motion of Mr. GEPHARDT, by unanimous consent,

Ordered, That when the House adjourns on Wednesday, May 18, 1994, it adjourn to meet at 9:30 a.m. on Thursday, May 19, 1994.

¶48.25 ORDER OF BUSINESS—RECESSES

On motion of Mr. GEPHARDT, by unanimous consent,

Ordered, That it may be in order on Thursday, May 19, 1994, for the Speaker to declare recesses at any time subject to the call of the Chair, for the purpose of receiving former Members of Congress.

¶48.26 MONTANA WILDERNESS

The SPEAKER pro tempore, Mr. MCDERMOTT, pursuant to House Resolution 423 and rule XXIII, declared the House resolved into the Committee of the Whole House on the state of the Union for the consideration of the bill (H.R. 2473) to designate certain National Forest lands in the State of Montana as wilderness, to release other National Forest Lands in the State of Montana for multiple use management, and for other purposes.

The SPEAKER pro tempore, Mr. MCDERMOTT, by unanimous consent, designated Ms. WOOLSEY as Chairman of the Committee of the Whole; and after some time spent therein,

The SPEAKER pro tempore, Mr. VENTO, assumed the Chair.

When Ms. WOOLSEY, Chairman, reported that the Committee, having had under consideration said bill, had come to no resolution thereon.

¶48.27 BILLS AND JOINT RESOLUTION SIGNED

Mr. ROSE, from the Committee on House Administration, reported that that committee had examined and found truly enrolled bills and a joint resolution of the House of the following titles, which were thereupon signed by the Speaker:

H.R. 1134. An Act to provide for the transfer of certain public lands located in Clear Creek County, CO, to the Forest Service, the State of Colorado, and certain local governments in the State of Colorado, and for other purposes.

H.R. 2868. An Act to designate the Federal building located at 600 Camp Street in New Orleans, LA, as the "John Minor Wisdom United States Court of Appeals Building", and for other purposes.

H.R. Res: 303. Joint resolution to designate June 6, 1994, as "D-Day National Remembrance Day".

¶48.28 BILLS AND JOINT RESOLUTION PRESENTED TO THE PRESIDENT

Mr. ROSE, from the Committee on House Administration, reported that that committee did on the following dates present to the President, for his approval, bills and a joint resolution of the House of the following titles:

On May 6, 1994:
H.J. Res. 239. Joint resolution to authorize the President to proclaim September 1994 as "Classical Music Month".

H.R. 4204. An Act to designate the Federal building located at 711 Washington Street in Boston, MA, as the "Jean Mayer Human Nutrition Research Center on Aging".

On May 10, 1994:
H.R. 1727. An Act to establish a program of grants to States for arson research, prevention, and control, and for other purposes.

¶48.29 LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted—

To Mr. COX of California, for today after 3 p.m.;

To Mr. PORTER, for today from 1 p.m. to 4 p.m.; and

To Mr. HOAGLAND, for today after 12 noon.

And then,

¶48.30 ADJOURNMENT

On motion of Mr. DORNAN, pursuant to the special order heretofore agreed to, at 7 o'clock and 25 minutes p.m., the House adjourned until 12 o'clock noon on Monday, May 16, 1994.

¶48.31 REPORTS OF COMMITTEES ON PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calendar, as follows:

Mr. OBEY: Committee on Appropriations. Report on the subdivision of budget totals for fiscal year 1995 (Rept. No. 103-505). Referred to the Committee of the Whole House on the State of the Union.

Mr. ROSTENKOWSKI: Committee on Ways and Means. H.R. 4277. A bill to establish the

Social Security Administration as an independent agency and to make other improvements in the old-age, survivors, and disability insurance program; with an amendment (Rept. No. 103-506). Referred to the Committee of the Whole House on the State of the Union.

Mr. FORD of Michigan: Committee on Education and Labor. H.R. 2108. A bill to make improvements in the Black Lung Benefits Act (Rept. No. 103-507). Referred to the Committee of the Whole House on the State of the Union.

¶48.32 PUBLIC BILLS AND RESOLUTIONS

Under clause 5 of rule X and clause 4 of the rule XXII, public bills and resolutions were introduced and severally referred as follows:

By Mr. CARR:
H.R. 4399. A bill to combat telemarketing fraud; to the Committee on the Judiciary.

By Mr. CLAY (for himself, Mr. STOKES, Miss COLLINS of Michigan, and Mrs. BYRNE):

H.R. 4400. A bill to amend title 39, United States Code, to prevent the use of paid confidential informants by the U.S. Postal Service in certain narcotics investigations; to require that the appointment of the Inspector General of the U.S. Postal Service be made by the President, with the advice and consent of the Senate; and for other purposes; jointly, to the Committees on Post Office and Civil Service and Government Operations.

By Mr. DE LA GARZA:
H.R. 4401. A bill to amend the Federal Water Pollution Control Act to authorize financial assistance for United States-Mexico wastewater treatment works; to the Committee on Public Works and Transportation.

By Mr. DEFAZIO (for himself, Mr. WILLIAMS, Mr. MILLER of California, Mr. STUDDS, Mr. BROWN of California, Mr. LEHMAN, Mr. RICHARDSON, Mr. WILSON, Mr. RAHALL, Mr. STARK, Mr. GORDON, Mr. ABERCROMBIE, Mr. BOEHLERT, Ms. SLAUGHTER, Mr. SANDERS, Mr. BARLOW, Mr. TORRES, Mr. MEEHAN, Mr. SERRANO, Mr. TOWNS, Mr. LEWIS of Georgia, Ms. WATERS, Mr. PETERSON of Minnesota, Mr. HINCHEY, Mr. FRANK of Massachusetts, Mr. NADLER, and Mr. SHAYS):

H.R. 4402. A bill to amend the Export Administration Act of 1979 to require the Secretary of Commerce to monitor domestic supplies and exports of unprocessed timber and to impose export controls on such timber when a critical short supply of such timber exists for domestic manufacturing purposes; to the Committee on Foreign Affairs.

By Mr. EMERSON (for himself, Mr. WHITTEN, Mr. BREWSTER, Mr. MCCRERY, and Mr. SKELTON):

H.R. 4403. A bill to rescind the fee required for the use of public recreation areas at lakes and reservoirs under the jurisdiction of the Army Corps of Engineers, and for other purposes; to the Committee on Public Works and Transportation.

By Mr. GILCHREST (for himself, Mr. SHAYS, Mr. RAVENEL, and Ms. FURSE):

H.R. 4404. A bill to amend the Magnuson Fishery Conservation and Management Act to promote the long-term sustainability of marine fisheries, and for other purposes; to the Committee on Merchant Marine and Fisheries.

By Mr. GODLATTE:
H.R. 4405. A bill to require a 25-percent reduction in appropriation for the legislative branch of the Government; to the Committee on House Administration.

H.R. 4406. A bill to require that a monthly statement of costs charged against the official mail allowance for persons entitled to

use the congressional frank be kept and made available to the public, and to reduce the amount of that allowance for any Member of the House of Representatives; to the Committee on House Administration.

By Mr. GOODLING (for himself, Mr. HOEKSTRA, Mr. BALLENGER, Mr. PETRI, Mr. CASTLE, Mr. FAWELL, Mr. KLUG, Mr. LEWIS of Florida, Mr. EWING, and Mr. SHAYS):

H.R. 4407. A bill to establish a comprehensive and efficient workforce preparation and development system in the United States, and for other purposes; to the Committee on Education and Labor.

By Mr. HAMBURG (for himself and Ms. WOOLSEY):

H.R. 4408. A bill to protect and restore the anadromous fish habitat in the Russian River of northern California and its tributaries, and to provide for a pilot project to test and demonstrate the benefits of main stem river channel restoration; jointly, to the Committees on Merchant Marine and Fisheries and Public Works and Transportation.

By Mr. HOBSON (for himself and Mr. HALL of Ohio):

H.R. 4409. A bill to allow service performed as an employee of a nonappropriated fund instrumentality after 1965 and before 1987 to be considered creditable for purposes of civil service retirement; to the Committee on Post Office and Civil Service.

By Mr. JACOBS (for himself and Mr. INHOFE):

H.R. 4410. A bill to provide for universal affordable access to health care and health insurance through tax and savings incentives, and for other purposes; jointly, to the Committees on Ways and Means, Energy and Commerce, and Education and Labor.

By Mr. KLINK (for himself, Mr. KILDEE, and Mr. CLAY):

H.R. 4411. A bill to establish national programs to provide for environmental response training and employment; jointly, to the Committees on Energy and Commerce and Education and Labor.

By Ms. LONG (for herself, Mr. EWING, Mr. BOEHNER, Mr. ROWLAND, Mr. SKELTON, Mr. HOLDEN, Mr. MONTGOMERY, and Mr. EMERSON):

H.R. 4412. A bill to require the head of any Federal agency to differentiate between fats, oils, and greases of animal, marine, or vegetable origin, and other oils and greases, in issuing certain regulations, and for other purposes; jointly, to the Committees on Agriculture and Energy and Commerce.

By Mr. MAZZOLI (for himself and Mr. FRANK of Massachusetts):

H.R. 4413. A bill to amend the Immigration and Nationality Act to make permanent the visa waiver program and to authorize, under certain conditions, the designation of the European Union as a visa waiver program country; to the Committee on the Judiciary.

By Mr. MCCURDY (for himself, Mr. WHEAT, Mr. CLEMENT, Mr. DARDEN, Mr. DEAL, Ms. LONG, Mr. SWETT, Mr. TANNER, Mr. JOHNSON of Georgia, Ms. LAMBERT, Mr. PAYNE of Virginia, Mr. BARLOW, Mr. SKELTON, Mr. GORDON, Mr. MINGE, Mr. LIPINSKI, Mr. ORTON, Mr. BREWSTER, Mr. MANN, Mr. KLINK, Mr. PETERSON of Minnesota, Mr. LAUGHLIN, Mr. ROWLAND, Mr. PETE GEREN of Texas, Ms. KAPTUR, Mr. MONTGOMERY, Mr. HAYES, and Mr. TAYLOR of Mississippi):

H.R. 4414. A bill to reconnect welfare families to the world of work, make work pay, strengthen families, require personal responsibility, and support State flexibility; jointly, to the Committees on Ways and Means Agriculture, Energy and Commerce, Education and Labor, and the Judiciary.

By Mr. MURPHY:

H.R. 4415. A bill to make improvements in the Black Lung Benefits Act; to the Committee on Education and Labor.

By Mr. PETERSON of Minnesota (for himself and Mr. ROBERTS):

H.R. 4416. A bill to amend the Food Security Act of 1985 to reauthorize the conservation reserve program; to the Committee on Agriculture.

By Mr. RICHARDSON (for himself and Mr. BAKER of California):

H.R. 4417. A bill to authorize appropriations for a retirement incentive for certain employees of National Laboratories; jointly, to the Committees on Armed Services and Science, Space, and Technology.

By Mr. ROBERTS:

H.R. 4418. A bill to require Federal agencies to prepare private property taking impact analyses, and for other purposes; jointly, to the Committees on Government Operations and the Judiciary.

By Mr. SANTORUM (for himself, Mr. ARCHER, Mr. GINGRICH, Mr. THOMAS of California, Mr. SHAW, Mr. CAMP, Mr. HERGER, Mr. MCCRERY, Mrs. JOHNSON of Connecticut, Mr. CASTLE, Mr. GEKAS, Mr. SMITH of Michigan, and Mr. ISTOOK):

H.R. 4419. A bill to modify the supplemental security income program under title XVI of the Social Security Act; jointly, to the Committees on Ways and Means and Energy and Commerce.

By Mr. SMITH of Michigan:

H.R. 4420. A bill to amend the Internal Revenue Code of 1986 to allow a deduction for State and local general sales taxes and to compensate for the resulting revenue loss by providing that only 75 percent of the amount of all State and local taxes shall be allowed as a deduction; to the Committee for Ways and Means.

By Mr. SOLOMON (for himself, Mr. STUMP, Mr. BUNNING, Mr. LEVY, Mr. KYL, and Mr. SENSENBRENNER):

H.R. 4421. A bill to amend the Internal Revenue Code of 1986 to provide that tax-exempt interest shall not be taken into account in determining the amount of Social Security benefits included in gross income; to the Committee on Ways and Means.

By Mr. TAUZIN (for himself, Mr. STUDDS, Mr. FIELDS of Texas, and Mr. COBLE):

H.R. 4422. A bill to authorize appropriations for fiscal year 1995 for the Coast Guard, and for other purposes; to the Committee on Merchant Marine and Fisheries.

By Mr. TRAFICANT:

H.R. 4423. A bill to establish a commission responsible for making recommendations for laws that will control crime and formulating a national firearms policy without denying second amendment rights; to the Committee on the Judiciary.

By Mr. GINGRICH (for himself and Mr. LANTOS):

H. Con. Res. 249. Concurrent resolution condemning the death sentence issued against British author Salman Rushdie by the Ayatollah Ruhollah Khomeini in Iran and calling for its immediate repudiation; to the Committee on Foreign Affairs.

By Mr. GOODLATTE:

H. Res. 425. Resolution amending the Rules of the House of Representatives to prohibit voting by proxy in committees and subcommittees; to the Committee on Rules.

H. Res. 426. Resolution to amend the Rules of the House of Representatives to allow Members to require rollcall votes to strike specific line items contained in appropriations bills; to the Committee on Rules.

H. Res. 427. Resolution to amend the Rules of the House of Representatives to require a rollcall vote on passage of any measure making appropriations or providing revenue; to the Committee on Rules.

¶48.33 MEMORIALS

Under clause 4 of rule XXII, memorials were presented and referred as follows:

382. By the SPEAKER: Memorial of the Legislature of the State of Maine; relative to unfunded Federal mandates; to the Committee on Government Operations.

383. Also, memorial of the Legislature of the State of Louisiana, relative to the cottonbalers memorial; to the Committee on Natural Resources.

¶48.34 PRIVATE BILL AND RESOLUTIONS

Under clause 1 of rule XXII.

Mr. GILCHREST introduced a bill (H.R. 4424) to clear certain impediments to the licensing of a vessel for employment in the coastwise trade and fisheries of the United States; which was referred to the Committee on Merchant Marine and Fisheries.

¶48.35 ADDITIONAL SPONSORS

Under clause 4 of rule XXII, sponsors were added to public bills and resolutions as follows:

H.R. 65: Mr. GENE GREEN of Texas.

H.R. 712: Mr. DEFAZIO.

H.R. 799: Mr. FISH.

H.R. 896: Mr. UPTON, Mr. COX, and Mr. MCHUGH.

H.R. 967: Mr. SMITH of Texas.

H.R. 1330: Mr. KING, Mr. LEVY, Mr. SENSENBRENNER, Mr. ISTOOK, Mr. TANNER, and Mr. MCMILLAN.

H.R. 1391: Mr. TOWNS.

H.R. 2460: Mr. HOEKSTRA.

H.R. 2467: Mr. BARTLETT of Maryland, Mr. CASTLE, Mr. EVERETT, Mr. GALLO, Ms. KAPTUR, and Mr. MFUME.

H.R. 2638: Mr. MURPHY, Mr. KILDEE, Mr. BARRETT of Wisconsin, and Mr. FORD of Tennessee.

H.R. 2826: Mr. UPTON.

H.R. 2863: Mrs. KENNELLY.

H.R. 2866: Mr. JOHNSTON of Florida.

H.R. 2889: Mr. BACHUS of Alabama, Mr. BEVILL, Mr. COPPERSMITH, Mr. FISH, Mr. HAMBURG, Mr. HILLIARD, Mr. HOAGLAND, Mr. LAFALCE, Mr. LEWIS of California, Mr. LIVINGSTON, Mr. MINETA, Mr. ORTIZ, and Mr. VENTO.

H.R. 2927: Mr. HOAGLAND.

H.R. 2929: Ms. MARGOLIES-MEZVINSKY.

H.R. 2942: Mr. BROWN of California, Mrs. THURMAN, Mr. STENHOLM, Mr. CONDIT, Mr. MINGE, Mr. COMBEST, Mr. POMBO, Mr. SMITH of Oregon, Mr. CANADY, Mr. EVERETT, Mr. ALLARD, Mr. BISHOP, Mr. NUSSLE, Mr. ROSE, and Mr. PETERSON of Minnesota.

H.R. 3017: Mr. CRANE.

H.R. 3023: Mr. SMITH of Texas, Mr. GINGRICH, Ms. MOLINARI, Mr. STUDDS, Mr. LAFALCE, Mr. BROWN of Ohio, Mr. ENGEL, Mr. RAMSTAD, and Mr. FIELDS of Texas.

H.R. 3128: Mr. ENGEL, Mr. SERRANO, and Ms. WOOLSEY.

H.R. 3173: Mr. SOLOMON and Mr. EWING.

H.R. 3246: Mr. BISHOP, Mr. BROWDER, Mr. BUYER, Mr. CALLAHAN, Mr. HAYES, Mr. HOAGLAND, Mr. JACOBS, Mr. JOHNSON of Georgia, Mr. LAROCCO, Mr. LEHMAN, Mr. POMEROY, Ms. PRYCE of Ohio, Mr. RAVENEL, Mr. ROBERTS, Mr. SKEEN, Mr. SLATTERY, Mr. SPRATT, Mrs. VUCANOVICH, and Mr. TOWNS.

H.R. 3288: Mr. FRANKS of New Jersey.

H.R. 3392: Mr. LINDER and Mr. MCCRERY.

H.R. 3407: Mr. LINDER, Mr. GEKAS, Mr. CAMP, Mr. MCCOLLUM, and Mr. SANDERS.

H.R. 3785: Mr. GEJDENSON, and Mr. HINCHEY.

H.R. 3811: Mr. KIM, Mr. HAMBURG, Mr. PACKARD, Mr. BECERRA, Mr. TUCKER, Ms. WATERS, Mr. MINETA, Mr. COX, Mr. CUNNINGHAM, Mr. HUNTER, and Mr. ROHRBACHER.

H.R. 3812: Mr. BROOKS, Ms. MCKINNEY, Mr. ORTIZ, Mr. HUGHES, Ms. SCHENK, and Mr. PARKER.

H.R. 3820: Mr. SUNDQUIST, Mr. HUNTER, Mr. TANNER, Mr. GILLMOR, Mr. CRAMER, Mr. HALL of Texas, Mr. MINETA, Mr. DELAY, and Mr. ARMEY.

H.R. 3860: Mr. THOMAS of Wyoming.
H.R. 3878: Mr. DEUTSCH.
H.R. 3926: Mr. SAXTON, Mr. BARCA of Wisconsin, and Mr. KNOLLENBERG.

H.R. 3949: Mr. QUILLEN and Mr. BUNNING.
H.R. 3951: Mr. BAESLER and Mr. HUTCHINSON.

H.R. 3973: Mr. PETRI, Mr. JOHNSON of South Dakota, and Mr. SKELTON.
H.R. 3978: Mr. ROHRBACHER.

H.R. 3986: Mr. MCCANDLESS and Mr. MEEHAN.
H.R. 3987: Mr. FRANK of Massachusetts.

H.R. 3992: Mr. CRANE.
H.R. 4028: Mr. HUGHES, Mr. PARKER, and Mr. MANTON.

H.R. 4050: Mr. SYNAR, Mr. SWETT, and Mr. ANDREWS of New Jersey.
H.R. 4052: Mr. SUNDQUIST and Mr. GINGRICH.

H.R. 4056: Mr. LIVINGSTON, Mr. CAMP, Mr. LEWIS of Georgia, Mr. ALLARD, and Mr. DEUTSCH.

H.R. 4069: Ms. NORTON, Mr. BISHOP, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. WYNN, Mr. WASHINGTON, Mr. PAYNE of New Jersey, Mr. HASTINGS, Mr. CONYERS, and Mr. DE LUGO.

H.R. 4070: Ms. NORTON, Mr. BISHOP, Mr. EVANS, Mr. McCLOSKEY, Mr. SHAYS, Mr. WYNN, Mr. WASHINGTON, Mr. PAYNE of New Jersey, Mr. HASTINGS, Mr. CONYERS, Mr. DE LUGO, Mrs. MORELLA, and Mr. SAWYER.

H.R. 4071: Mr. FROST, Ms. NORTON, Mr. BISHOP, Mr. SAXTON, Mr. CLYBURN, Mr. McCLOSKEY, Mr. SHAYS, Mr. HILLIARD, Mr. WYNN, Mr. WASHINGTON, Mr. PAYNE of New Jersey, Mr. HASTINGS, Mr. CONYERS, Mr. DE LUGO, Mrs. MORELLA, Mr. WATT and Mr. SAWYER.

H.R. 4077: Mr. JACOBS.
H.R. 4100: Mr. PETERSON of Minnesota,
H.R. 4106: Mr. SANDERS and Mr. SHAYS.
H.R. 4115: Mr. LEVIN, Mr. WILSON, Mr. BERMAN, and Mr. SMITH of New Jersey.

H.R. 4124: Mr. BOUCHER.
H.R. 4129: Mr. SISISKY, Mr. RAVENEL, Ms. SLAUGHTER, Mr. HOCHBRUECKNER, Mr. PASTOR, Mr. NEAL of North Carolina, Mr. SPENCE, and Mr. SOLOMON.

H.R. 4133: Mrs. THURMAN, Mr. WILSON, and Mr. TRAFICANT.
H.R. 4135: Mr. DELLUMS, Mr. DIXON, Mr. RICHARDSON, Mr. GILLMOR, Mr. ENGLE, and Mr. ROBERTS.

H.R. 4148: Mr. DELLUMS.
H.R. 4188: Mr. BARRETT of Wisconsin, Mr. CLYBURN, Mr. MCHUGH, Mr. PORTER, and Mr. SOLOMON.

H.R. 4216: Mr. HUGHES.
H.R. 4223: Mr. BUNNING, Mr. SAXTON, and Mr. WALKER.

H.R. 4251: Mr. UNDERWOOD, Mr. FILNER, Mr. MURPHY, Mr. MILLER of California, Mr. GEJDENSON, Mr. COBLE, and Mr. COYNE.

H.R. 4277: Mr. ROSTENKOWSKI, Mr. ARCHER, Mr. PICKLE, Mr. STARK, Mrs. KENNELLY, Mr. COYNE, Mr. KLECZKA, Mr. PAYNE of Virginia, Mr. JEFFERSON, Mr. BREWSTER, Mr. REYNOLDS, Mr. THOMAS of California, Mrs. JOHNSON of Connecticut, Mr. BUNNING, Mr. GRANDY, Mr. HOUGHTON, Mr. HERGER, Mr. MCCREERY, Mr. SANTORUM, Mr. CAMP, Mrs. VUCANOVICH, and Mr. BACHUS of Alabama.

H.R. 4351: Mr. COOPER.
H.R. 4356: Mr. SAXTON, Mr. GREENWOOD, and Mr. SENSENBRENNER.

H.R. 4371: Mrs. Unsoeld.
H.J. Res. 90: Mr. RICHARDSON, Mr. HASTINGS, and Mr. MCINNIS.

H.J. Res. 209: Mr. NEAL of North Carolina, Mr. MATSUI, Mr. TANNER, Mr. MINETA, Mr. CALVERT, Mr. UPTON, and Mr. MOAKLEY.

H.J. Res. 230: Mr. COBLE, Mr. DELLUMS, Mr. GORDON, Mr. GREENWOOD, Mr. KENNEDY, Mr. LANTOS, Mr. MYERS of Indiana, Mr. REED,

Mr. SOLOMON, Mr. VENTO, Mr. SMITH of Texas, Mr. COOPER, Mr. SANDERS, and Ms. FURSE.

H.J. Res. 315: Mr. BARTLETT of Maryland, Mr. EMERSON, Mr. FRANKS of New Jersey, Mr. GINGRICH, Mr. GORDON, Mr. NEAL of North Carolina, Mr. PICKETT, Mr. ROSE, Ms. ROYBAL-ALLARD, Mr. SABO, Mr. SMITH of Texas, Ms. SNOWE, and Mr. TEJEDA.

H.J. Res. 332: Mr. BISHOP, Mr. BONIOR, Mr. TORKILDSEN, and Ms. BROWN of Florida.

H.J. Res. 356: Mr. GENE GREEN of Texas, and Mrs. MINK of Hawaii.

H.J. Res. 359: Mr. GILLMOR, Mr. GENE GREEN of Texas, Mr. HUGHES, Mr. MONTGOMERY, Mr. MURPHY, Mr. MURTHA, Mr. NEAL of North Carolina, Mr. ORTON, Mr. OXLEY, Mr. PACKARD, Ms. PELOSI, Mr. PORTMAN, Mr. QUILLEN, Mr. RAVENEL, Mr. MORAN, Mr. REED, Mr. REGULA, Mr. RICHARDSON, Mr. SAWYER, Mr. SCHUMER, Mr. SERRANO, Mr. SMITH of Texas, Mr. STUMP, Mr. TAUZIN, Mr. FROST, and Mr. BONIOR.

H. Con. Res. 98: Mr. MORAN, Mr. SHUSTER, and Mr. CHAPMAN.

H. Con. Res. 138: Mr. OWENS, Ms. WOOLSEY, Mr. COYNE, Mr. FINGERHUT, Mr. LAZIO, Mr. ZIMMER, and Mr. RUSH.

H. Con. Res. 176: Mr. THOMAS of Wyoming.
H. Con. Res. 179: Mr. SAXTON.

H. Con. Res. 196: Mr. PAYNE of New Jersey, Mr. POMBO, Mrs. BYRNE, Mr. WYNN, and Mr. COX.

H. Con. Res. 209: Mr. TOWNS.
H. Con. Res. 229: Mr. DEUTSCH.

H. Con. Res. 239: Mr. ANDREWS of New Jersey, Mr. DEUTSCH, Mr. YATES, Mr. FRANK of Massachusetts, Mr. COOPER, Mr. MCCURDY, Mr. BURTON of Indiana, Mr. RAMSTAD, Mr. DIAZ-BALART, Mrs. MALONEY, Mr. KLEIN, Ms. ROS-LEHTINEN, Mr. GILMAN, Mrs. UNSOELD, Ms. SCHENK, Mr. ACKERMAN, Mr. COPPERSMITH, Mr. MANN, Mr. ZIMMER, Mr. BAKER of California, Mr. FRANKS of New Jersey, Mr. SHAW, Mr. KOPETSKI, Mr. McNULTY, Mr. FROST, Mr. HOCHBRUECKNER, Mr. SCHIFF, Mr. BERMAN, Mr. LEVY, Mr. ENGEL, Ms. MOLINARI, Ms. SLAUGHTER, Mr. BACCHUS of Florida, Mr. WAXMAN, Mr. GENE GREEN of Texas, Mr. KYL, and Ms. HARMAN.

H. Res. 291: Mr. ARCHER and Mr. BACHUS of Alabama.
H. Res. 354: Mr. KING.
H. Res. 381: Ms. PRYCE of Ohio.

48.36 PETITIONS, ETC.

Under clause 1 of rule XXII,
93. The SPEAKER presented a petition of the Intercounty Association of Western New York, NY, relative to the right to keep and bear arms; which was referred to the Committee on the Judiciary.

48.37 DELETIONS OF SPONSORS FROM PUBLIC BILLS AND RESOLUTIONS

Under clause 4 of rule XXII, sponsors were deleted from public bills and resolutions as follows:

H.R. 4260: Mr. HOBSON.
H.R. 4311: Mr. SOLOMON.

MONDAY, MAY 16, 1994 (49)

49.1 DESIGNATION OF SPEAKER PRO TEMPORE

The House was called to order by the SPEAKER pro tempore, Mr. MONTGOMERY, who laid before the House the following communication:

WASHINGTON, DC,
May 16, 1994.

I hereby designate the Honorable G.V. (SONNY) MONTGOMERY to act as Speaker pro tempore on this day.

THOMAS J. FOLEY,
Speaker of the House of Representatives.

49.2 APPROVAL OF THE JOURNAL

The SPEAKER pro tempore, Mr. MONTGOMERY, announced he had examined and approved the Journal of the proceedings of Thursday, May 12, 1994.

Pursuant to clause 1, rule I, the Journal was approved.

49.3 COMMUNICATIONS

Executive and other communications, pursuant to clause 2, rule XXIV, were referred as follows:

3180. A letter from the Director, the Office of Management and Budget, transmitting the cumulative report on rescissions and deferrals of budget authority as of May 1, 1994, pursuant to 2 U.S.C. 685(e) (H.Doc. No. 103-255); to the Committee on Appropriations and ordered to be printed.

3181. A letter from the Office of General Counsel, Department of Defense, transmitting a draft of proposed legislation to amend title 10, United States Code, to authorize the Secretary of Defense to determine the control of authorized strengths for certain active duty commissioned officers; to the Committee on Armed Services.

3182. A letter from the Acting General Counsel, Department of Defense, transmitting a draft of proposed legislation to establish a Department of Defense Laboratory Revitalization Demonstration Program for the purpose of improving management, efficiency, and overall effectiveness of DOD laboratories and centers; to the Committee on Armed Services.

3183. A letter from the Secretary of Education, transmitting a copy of Final Regulations—Direct Grant Programs; National Early Intervention scholarship and Partnership Program, pursuant to 20 U.S.C. 1232(d)(1); to the Committee on Education and Labor.

3184. A letter from the Secretary of Energy, transmitting notice that the Department will not be able to issue a final rule regarding residential energy efficient rating guidelines until November 1995; to the Committee on Energy and Commerce.

3185. A letter from the Acting Director, Defense Security Assistance Agency, transmitting notice concerning the Department of the Army's proposed Letter(s) of Offer and Acceptance [LOA] to Egypt for defense articles and services (Transmittal No. 94-27), pursuant to 22 U.S.C. 2776(b); to the Committee on Foreign Affairs.

3186. A letter from the Secretary of Defense, transmitting notice that the President proposes to obligate up to \$2.26 billion to assist the Russian Federation in the area of export controls for the purpose of preventing the proliferation of weapons of mass destruction; jointly, to the Committees on Appropriations and Foreign Affairs.

3187. A letter from the Secretary, Department of the Interior, transmitting the annual report entitled "Outer Continental Shelf Lease Sales" for fiscal years 1991 and 1992, pursuant to 43 U.S.C. 1337(a)(9); to the Committee on Natural Resources.

3188. A letter from the Under Secretary for Oceans and Atmosphere, Department of Commerce, transmitting notice of designation for the Olympic Coast National Marine sanctuary, together with final regulations implementing the designation, pursuant to 16 U.S.C. 1434(a)(1)(C); to the Committee on Merchant Marine and Fisheries.

3189. A letter from the Director of Communications and Legislative Affairs, U.S. Equal Employment Opportunity Commission, transmitting the Commission's "Annual report on the Employment of Minorities, Women and People with Disabilities in the