A BILL

Making appropriations for energy and water development for the fiscal year ending September 30, 1994, and for other purposes.

H. R. 2445

103rd Congress

June 17, 1993

Committee of the Whole House on the State of the Union and ordered to be printed.
A BILL

Making appropriations for energy and water development for the fiscal year ending September 30, 1994, and for other purposes.

1 Be it enacted by the Senate and House of Representa-
2 tives of the United States of America in Congress assembled,

3 That the following sums are appropriated, out of any
4 money in the Treasury not otherwise appropriated, for the
5 fiscal year ending September 30, 1994, for energy and
6 water development, and for other purposes, namely:
TITLE I

DEPARTMENT OF DEFENSE—CIVIL

DEPARTMENT OF THE ARMY

CORPS OF ENGINEERS—CIVIL

The following appropriations shall be expended under the direction of the Secretary of the Army and the supervision of the Chief of Engineers for authorized civil functions of the Department of the Army pertaining to rivers and harbors, flood control, beach erosion, and related purposes.

GENERAL INVESTIGATIONS

For expenses necessary for the collection and study of basic information pertaining to river and harbor, flood control, shore protection, and related projects, restudy of authorized projects, miscellaneous investigations, and when authorized by laws, surveys and detailed studies and plans and specifications of projects prior to construction, $207,540,000, to remain available until expended, of which funds are provided for the following projects in the amounts specified:

Central Basin Groundwater Project, California, $750,000;

Los Angeles County Water Conservation, California, $100,000;
Los Angeles River Watercourse Improvement, California, $300,000;
Norco Bluffs, California, $150,000;
Rancho Palos Verdes, California, $80,000;
Biscayne Bay, Florida, $700,000;
Tampa Harbor, Alafia River and Big Bend, Florida, $250,000;
Indianapolis, White River, Central Waterfront, Indiana, $4,000,000;
Lake George, Hobart, Indiana, $200,000;
Little Calumet River Basin (Cady Marsh Ditch), Indiana, $310,000;
Ohio River Shoreline Flood Protection, Indiana, $400,000;
Hazard, Kentucky, $250,000;
Brockton, Massachusetts, $350,000;
Passaic River Mainstem, New Jersey, $17,000,000;
Broad Top Region, Pennsylvania, $400,000;
Juniata River Basin, Pennsylvania, $450,000;
Lackawanna River Basin Greenway Corridor, Pennsylvania, $300,000;
Pocotaligo River and Swamp, South Carolina, $400,000;
Jennings Randolph Lake, West Virginia, $400,000;

Monongahela River Comprehensive, West Virginia, $600,000; and

West Virginia Comprehensive, West Virginia, $500,000.

**Construction, General**

For the prosecution of river and harbor, flood control, shore protection, and related projects authorized by laws; and detailed studies, and plans and specifications, of projects (including those for development with participation or under consideration for participation by States, local governments, or private groups) authorized or made eligible for selection by law (but such studies shall not constitute a commitment of the Government to construction), $1,389,138,000, to remain available until expended, of which such sums as are necessary pursuant to Public Law 99-662 shall be derived from the Inland Waterways Trust Fund, for one-half of the costs of construction and rehabilitation of inland waterways projects, including rehabilitation costs for the Lock and Dam 25, Mississippi River, Illinois and Missouri, and GIWW-Brazos River Floodgates, Texas, projects, and of which funds are provided for the following projects in the amounts specified:

Rillito River, Arizona, $4,200,000;
Red River Emergency Bank Protection, Arkansas, $3,500,000;
Coyote and Berryessa Creeks, California, $4,000,000;
Sacramento River Flood Control Project (Glenn-Colusa Irrigation District), California, $400,000;
San Timoteo Creek (Santa Ana River Mainstem), California, $12,000,000;
Sonoma Baylands Wetland Demonstration Project, California, $4,000,000;
Central and Southern Florida, Florida, $17,850,000;
Kissimmee River, Florida, $5,000,000;
Melaleuca Quarantine Facility, Florida, $1,000,000;
Casino Beach, Illinois, $820,000;
McCook and Thornton Reservoirs, Illinois, $13,000,000;
O’Hare Reservoir, Illinois, $5,000,000;
Des Moines Recreational River and Greenbelt, Iowa, $2,700,000;
Barbourville (Levisa and Tug Forks of the Big Sandy River and Upper Cumberland River), Kentucky, $3,868,000;
Harlan (Levisa and Tug Forks of the Big Sandy River and Upper Cumberland River), Kentucky, $15,432,000;
Pike County (Levisa and Tug Forks of the Big Sandy River and Upper Cumberland River), Kentucky, $5,000,000;
Salyersville, Kentucky, $1,000,000;
Williamsburg (Levisa and Tug Forks of the Big Sandy River and Upper Cumberland River), Kentucky, $700,000;
Lake Pontchartrain and Vicinity (Hurricane Protection), Louisiana, $24,119,000;
Lake Pontchartrain and Vicinity (Jefferson Parish), Louisiana, $200,000;
Red River Waterway, Mississippi River to Shreveport, Louisiana, $65,000,000;
Anacostia River, Maryland and District of Columbia, $700,000;
Clinton River Spillway, Michigan, $2,000,000;
Silver Bay Harbor, Minnesota, $2,600,000;
Stillwater, Minnesota, $2,400,000;
Sowashee Creek, Mississippi, $3,240,000;
Molly Ann’s Brook, New Jersey, $1,000,000;
New York Harbor Collection and Removal of Drift, New York and New Jersey, $3,900,000;
Rochester Harbor, New York, $4,000,000;
Wilmington Harbor Ocean Bar, North Carolina, $5,266,000;
West Columbus, Ohio, $5,000,000;
Lackawanna River Greenway Corridor, Pennsylvania, $2,000,000;
South Central Pennsylvania Environmental Restoration Infrastructure and Resource Protection Development Pilot Program, Pennsylvania, $10,000,000;
Fort Point, Galveston, Texas, $1,500,000;
Lake O’ The Pines-Big Cypress Bayou, Texas, $300,000;
Red River Basin Chloride Control, Texas and Oklahoma, $4,000,000;
Wallisville Lake, Texas, $1,000,000;
Richmond Filtration Plant, Virginia, $1,000,000;
Southern West Virginia Environmental Restoration Infrastructure and Resource Protection Development Pilot Program, West Virginia, $3,500,000; and
State Road and Ebner Coulees, LaCrosse and Shelby, Wisconsin, $1,467,000.
Flood Control, Mississippi River and Tributaries, Arkansas, Illinois, Kentucky, Louisiana, Mississippi, Missouri, and Tennessee

For expenses necessary for prosecuting work of flood control, and rescue work, repair, restoration, or maintenance of flood control projects threatened or destroyed by flood, as authorized by law (33 U.S.C. 702a, 702g-1), $352,475,000, to remain available until expended, of which $2,400,000 is provided for the Eastern Arkansas Region, Arkansas, project.

Operation and Maintenance, General

For expenses necessary for the preservation, operation, maintenance, and care of existing river and harbor, flood control, and related works, including such sums as may be necessary for the maintenance of harbor channels provided by a State, municipality or other public agency, outside of harbor lines, and serving essential needs of general commerce and navigation; surveys and charting of northern and northwestern lakes and connecting waters; clearing and straightening channels; and removal of obstructions to navigation, $1,691,350,000, to remain available until expended, of which such sums as become available in the Harbor Maintenance Trust Fund, pursuant to Public Law 99-662, may be derived from that fund, and of which $18,000,000 shall be for construction, operation,
and maintenance of outdoor recreation facilities, to be derived from the special account established by the Land and Water Conservation Act of 1965, as amended (16 U.S.C. 460l), and of which funds are provided for the following projects in the amounts specified:

- Tucson Diversion Channel, Arizona, $550,000;
- Los Angeles River (Sepulveda Basin to Arroyo Seco), California, $400,000;
- Oceanside Experimental Sand Bypass, California, $4,000,000;
- Los Angeles County Drainage Area (Hansen Dam), California, $2,790,000;
- Flint River Flood Control, Michigan, $2,500,000;
- Sauk Lake, Minnesota, $40,000; and
- New Madrid County Harbor, Missouri, $250,000:

Provided, That not to exceed $7,000,000 shall be available for obligation for national emergency preparedness programs.

**Regulatory Program**

For expenses necessary for administration of laws pertaining to regulation of navigable waters and wetlands, $92,000,000, to remain available until expended.
For expenses necessary for emergency flood control, hurricane, and shore protection activities, as authorized by section 5 of the Flood Control Act approved August 18, 1941, as amended, $20,000,000, to remain available until expended.

For expenses necessary to carry out the purposes of the Oil Spill Liability Trust Fund, pursuant to Title VII of the Oil Pollution Act of 1990, $350,000, to be derived from the Fund and to remain available until expended.

For expenses necessary for general administration and related functions in the Office of the Chief of Engineers and offices of the Division Engineers; activities of the Coastal Engineering Research Board, the Humphreys Engineer Center Support Activity, and the Water Resources Support Center, $148,500,000, to remain available until expended: Provided, That not to exceed $54,855,000 of the funds provided in this Act shall be available for general administration and related functions in the Office of the Chief of Engineers: Provided further, That no part of any other appropriation provided in Title I of this Act shall be available to fund the activities of the Office of the Chief of Engineers.
Administrative Provisions

During the current fiscal year the revolving fund, Corps of Engineers, shall be available for purchase (not to exceed 100 for replacement only) and hire of passenger motor vehicles.

General Provisions

Corps of Engineers—Civil

Sec. 101. None of the funds provided in this Act may be used to close any Corps of Engineers District Office.

Sec. 102. None of the funds provided in this Act may be used to transfer any functions of any Corps of Engineers District Office.

Sec. 103. None of the funds provided in this Act may be used to fund the activities of the Office of the Assistant Secretary of the Army for Civil Works.

Sec. 104. Any funds heretofore appropriated and made available in Public Law 100–202 to carry out the provisions for the harbor modifications of the Cleveland Harbor, Ohio, project contained in Public Law 99–662; and in Public Law 102–104 for the development of Gateway Park at the Lower Granite Lock and Dam Project, Washington, may be utilized by the Secretary of the Army in carrying out projects and activities funded by this Act.

Sec. 105. None of the funds provided in this Act shall be used to implement Defense Management Review.
Decision No. 918, dated September 15, 1992, to transfer from the Corps of Engineers property accountability of automated data processing equipment and software acquired with funds from the revolving fund established by the Act of July 27, 1953, chapter 245, 33 U.S.C. 576.

**TITLE II**

**DEPARTMENT OF THE INTERIOR**

Central Utah Project Completion Account

For the purpose of carrying out provisions of the Central Utah Project Completion Act, Public Law 102-575 (106 Stat. 4605), $25,770,000, to remain available until expended, of which $15,920,000 shall be to carry out the activities authorized under title II of the Act, and of which $9,850,000 shall be deposited into the Utah Reclamation Mitigation and Conservation Account: Provided, That of the amounts deposited into the Account, $5,000,000 shall be considered the Federal Contribution authorized by paragraph 402(b)(2) of the Act and $4,850,000 shall be available to the Utah Reclamation Mitigation and Conservation Commission to carry out the activities authorized under title III of the Act: Provided further, That, notwithstanding any other provision of law, of the amounts available for activities authorized under title II of the Act, not to exceed $500,000 shall be available for necessary expenses incurred in carrying out the
responsibilities of the Secretary of the Interior under the Act.

BUREAU OF RECLAMATION

For carrying out the functions of the Bureau of Reclamation as provided in the Federal reclamation laws (Act of June 17, 1902, 32 Stat. 388, and Acts amendatory thereof or supplementary thereto) and other Acts applicable to that Bureau as follows:

GENERAL INVESTIGATIONS

For engineering and economic investigations of proposed Federal reclamation projects and studies of water conservation and development plans and activities preliminary to the reconstruction, rehabilitation and betterment, financial adjustment, or extension of existing projects, to remain available until expended, $13,109,000: Provided, That, of the total appropriated, the amount for program activities which can be financed by the reclamation fund shall be derived from that fund: Provided further, That funds contributed by non-Federal entities for purposes similar to this appropriation shall be available for expenditure for the purposes for which contributed as though specifically appropriated for said purposes, and such amounts shall remain available until expended.
CONSTRUCTION PROGRAM

(INCLUDING TRANSFER OF FUNDS)

For construction and rehabilitation of projects and parts thereof (including power transmission facilities for Bureau of Reclamation use) and for other related activities as authorized by law, to remain available until expended, $464,423,000 of which $46,507,000 shall be available for transfer to the Upper Colorado River Basin Fund authorized by section 5 of the Act of April 11, 1956 (43 U.S.C. 620d), and $160,470,000 shall be available for transfer to the Lower Colorado River Basin Development Fund authorized by section 403 of the Act of September 30, 1968 (43 U.S.C. 1543), and such amounts as may be necessary shall be considered as though advanced to the Colorado River Dam Fund for the Boulder Canyon Project as authorized by the Act of December 21, 1928, as amended: Provided, That of the total appropriated, the amount for program activities which can be financed by the reclamation fund shall be derived from that fund: Provided further, That transfers to the Upper Colorado River Basin Fund and Lower Colorado River Basin Development Fund may be increased or decreased by transfers within the overall appropriation under this heading: Provided further, That funds contributed by non-Federal entities for purposes similar to this appropriation shall be available for expenditure for the purposes for which con-
tributed as though specifically appropriated for said purposes, and such funds shall remain available until expended: Provided further, That no part of the funds herein approved shall be available for construction or operation of facilities to prevent waters of Lake Powell from entering any national monument: Provided further, That all costs of the safety of dams modification work at Coolidge Dam, San Carlos Irrigation Project, Arizona, performed under the authority of the Reclamation Safety of Dams Act of 1978 (43 U.S.C. 506), as amended, are in addition to the amount authorized in section 5 of said Act.

OPERATION AND MAINTENANCE

For operation and maintenance of reclamation projects or parts thereof and other facilities, as authorized by law; and for a soil and moisture conservation program on lands under the jurisdiction of the Bureau of Reclamation, pursuant to law, to remain available until expended, $282,898,000: Provided, That of the total appropriated, the amount for program activities which can be financed by the reclamation fund shall be derived from that fund, and the amount for program activities which can be derived from the special fee account established pursuant to the Act of December 22, 1987 (16 U.S.C. 460l-6a, as amended), may be derived from that fund: Provided further, That of the total appropriated, such amounts as may be required for replacement work on the Boulder Canyon
Project which would require readvances to the Colorado River Dam Fund shall be readvanced to the Colorado River Dam Fund pursuant to section 5 of the Boulder Canyon Project Adjustment Act of July 19, 1940 (43 U.S.C. 618d), and such readvances since October 1, 1984, and in the future shall bear interest at the rate determined pursuant to section 104(a)(5) of Public Law 98-381: Provided further, That funds advanced by water users for operation and maintenance of reclamation projects or parts thereof shall be deposited to the credit of this appropriation and may be expended for the same purpose and in the same manner as sums appropriated herein may be expended, and such advances shall remain available until expended: Provided further, That revenues in the Upper Colorado River Basin Fund shall be available for performing examination of existing structures on participating projects of the Colorado River Storage Project.

In addition, to remain available until expended, such sums as may be necessary to cover the cost of work associated with rebuilding the Minidoka Powerplant, Minidoka Project, Idaho, to be offset by funds provided by the Bonneville Power Administrator as authorized by section 2406 of Public Law 102-486. Such offset will result in a final appropriation estimated at no more than $282,898,000.
For the cost, as defined in section 13201 of the Budget Enforcement Act of 1990, of direct loans and/or grants, $11,563,000, to remain available until expended, as authorized by the Small Reclamation Projects Act of August 6, 1956, as amended (43 U.S.C. 422a-422l): Provided, That such costs, including the cost of modifying such loans, shall be as defined in section 502 of the Congressional Budget Act of 1974: Provided further, That these funds are available to subsidize gross obligations for the principal amount of direct loans not to exceed $18,726,000.

In addition, for administrative expenses necessary to carry out the program for direct loans and/or grants, $600,000: Provided, That of the total sums appropriated, the amount of program activities which can be financed by the reclamation fund shall be derived from the fund.

For carrying out the programs, projects, plans, and habitat restoration, improvement, and acquisition provisions of the Central Valley Project Improvement Act, to remain available until expended, such sums as may be assessed and collected in the Central Valley Project Restoration Fund in fiscal year 1993 and such sums as become available in, and may be derived from, the Central Valley
Project Restoration Fund in fiscal year 1994, pursuant to sections 3407(d), 3404(c)(3), 3405(f) and 3406(c)(1) of Public Law 102–575: Provided, That the Bureau of Reclamation is directed to levy additional mitigation and restoration payments totaling $30,000,000 (October 1992 price levels), as authorized by section 3407(d) of Public Law 102–575: Provided further, That the Bureau of Reclamation is directed to assess and collect payments, revenues and surcharges in the amounts and manner authorized by sections 3404(c)(3), 3405(f) and 3406(c)(1) of Public Law 102–575, respectively.

GENERAL ADMINISTRATIVE EXPENSES

For necessary expenses of general administration and related functions in the office of the Commissioner, the Denver office, and offices in the five regions of the Bureau of Reclamation, $54,034,000, of which $1,171,000 shall remain available until expended, the total amount to be derived from the reclamation fund and to be nonreimbursable pursuant to the Act of April 19, 1945 (43 U.S.C. 377): Provided, That no part of any other appropriation in this Act shall be available for activities or functions budgeted for the current fiscal year as general administrative expenses.

EMERGENCY FUND

For an additional amount for the “Emergency fund”, as authorized by the Act of June 26, 1948 (43 U.S.C.
as amended, to remain available until expended for
the purposes specified in said Act, $1,000,000, to be de-
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Sums herein referred to as being derived from the
reclamation fund or special fee account are appropriated
from the special funds in the Treasury created by the Act
of June 17, 1902 (43 U.S.C. 391) or the Act of December
22, 1987 (16 U.S.C. 460l-6a, as amended), respectively.
Such sums shall be transferred, upon request of the Sec-
retary, to be merged with and expended under the heads
herein specified; and the unexpended balances of sums
transferred for expenditure under the head "General Ad-
ministrative Expenses" shall revert and be credited to the
reclamation fund.

Appropriations for the Bureau of Reclamation shall
be available for purchase of not to exceed 13 passenger
motor vehicles for replacement only.

TITLE III
DEPARTMENT OF ENERGY
Energy Supply, Research and Development
Activities
For expenses of the Department of Energy activities
including the purchase, construction and acquisition of
plant and capital equipment and other expenses incidental thereto necessary for energy supply, research and development activities, and other activities in carrying out the purposes of the Department of Energy Organization Act (42 U.S.C. 7101, et seq.), including the acquisition or condemnation of any real property or any facility or for plant or facility acquisition, construction, or expansion; purchase of passenger motor vehicles (not to exceed 24, of which 18 are for replacement only), $3,224,534,000 to remain available until expended.

URANIUM SUPPLY AND ENRICHMENT ACTIVITIES

For expenses of the uranium program, including payment to the Tennessee Valley Authority under the settlement agreement filed with the United States Claims Court on December 18, 1987, $160,000,000, to remain available until expended.

URANIUM ENRICHMENT DECONTAMINATION AND DECOMMISSIONING FUND

For necessary expenses in carrying out uranium enrichment facility decontamination and decommissioning, remedial actions and other activities of Title II of the Atomic Energy Act of 1954 and Title X, Subtitle A of the Energy Policy Act of 1992, $286,320,000 to be derived from the fund, to remain available until expended;
and in addition, $49,679,000 in unexpended balances, consisting of $6,267,000 of unobligated balances and $43,412,000 of obligated balances, are transferred from the Uranium Supply and Enrichment Activities account, to be available for such expenses.

**GENERAL SCIENCE AND RESEARCH ACTIVITIES**

For expenses of the Department of Energy activities including the purchase, construction and acquisition of plant and capital equipment and other expenses incidental thereto necessary for general science and research activities in carrying out the purposes of the Department of Energy Organization Act (42 U.S.C. 7101, et seq.), including the acquisition or condemnation of any real property or facility or for plant or facility acquisition, construction, or expansion; purchase of passenger motor vehicles (not to exceed 15 for replacement only), $1,594,114,000, to remain available until expended: Provided, That no funds may be obligated for construction of a B-factory until completion, by October 31, 1993, of a technical review of the Cornell and Stanford linear accelerator proposals by the Department of Energy and the National Science Foundation.

**NUCLEAR WASTE DISPOSAL FUND**

For nuclear waste disposal activities to carry out the purposes of Public Law 97-425, as amended, including
the acquisition of real property or facility construction or
collection, $260,000,000, to remain available until ex-
pended, to be derived from the Nuclear Waste Fund. To the extent that balances in the fund are not sufficient to cover amounts available for obligation in the account, the Secretary shall exercise her authority pursuant to section 302(e)(5) of said Act to issue obligations to the Secretary of the Treasury: Provided, That of the amount herein appropriated, within available funds, not to exceed $5,500,000 may be provided to the State of Nevada, for the sole purpose in the conduct of its oversight responsibilities pursuant to the Nuclear Waste Policy Act of 1982, Public Law 97-425, as amended: Provided further, That of the amount herein appropriated, not more than $7,000,000 may be provided to affected local governments, as defined in the Act, to conduct appropriate activities pursuant to the Act.

Isotope Production and Distribution Program Fund

For Department of Energy expenses for isotope pro-
duction and distribution activities, $3,910,000, to remain available until expended.
ATOMIC ENERGY DEFENSE ACTIVITIES

WEAPONS ACTIVITIES

For Department of Energy expenses, including the purchase, construction and acquisition of plant and capital equipment and other incidental expenses necessary for atomic energy defense weapons activities in carrying out the purposes of the Department of Energy Organization Act (42 U.S.C. 7101, et seq.), including the acquisition or condemnation of any real property or any facility or for plant or facility acquisition, construction, or expansion; the purchase of passenger motor vehicles (not to exceed 109 for replacement only, including one police-type vehicle), and the purchase of one rotary-wing aircraft, $3,572,472,000, to remain available until expended.

DEFENSE ENVIRONMENTAL RESTORATION AND WASTE MANAGEMENT

For Department of Energy expenses, including the purchase, construction and acquisition of plant and capital equipment and other incidental expenses necessary for atomic energy defense environmental restoration and waste management activities in carrying out the purposes of the Department of Energy Organization Act (42 U.S.C. 7101, et seq.), including the acquisition or condemnation of any real property or any facility or for plant or facility acquisition, construction, or expansion; and the purchase of passenger motor vehicles (not to exceed 125 of which
122 are for replacement only including 9 police-type vehicles), $5,185,877,000, to remain available until expended.

**MATERIALS SUPPORT AND OTHER DEFENSE PROGRAMS (INCLUDING TRANSFER OF FUNDS)**

For Department of Energy expenses, including the purchase, construction and acquisition of plant and capital equipment and other incidental expenses necessary for atomic energy defense materials support, and other defense activities in carrying out the purposes of the Department of Energy Organization Act (42 U.S.C. 7101, et seq.), including the acquisition or condemnation of any real property or any facility or for plant or facility acquisition, construction, or expansion; and the purchase of passenger motor vehicles (not to exceed 45 for replacement only), $2,046,592,000, to remain available until expended:

Provided, That the New Production Reactor Appropriation Account shall be merged with and the balances made available to this appropriation.

**DEFENSE NUCLEAR WASTE DISPOSAL**

For nuclear waste disposal activities to carry out the purposes of Public Law 97-425, as amended, including the acquisition of real property or facility construction or expansion, $120,000,000, to remain available until expended, all of which shall be used in accordance with the terms and conditions of the Nuclear Waste Fund appro-
appropriation of the Department of Energy contained in this title.

DEPARTMENTAL ADMINISTRATION

For salaries and expenses of the Department of Energy necessary for Departmental Administration and other activities in carrying out the purposes of the Department of Energy Organization Act (42 U.S.C. 7101, et seq.), including the hire of passenger motor vehicles and official reception and representation expenses (not to exceed $35,000), $401,238,000 to remain available until expended, plus such additional amounts as necessary to cover increases in the estimated amount of cost of work for others notwithstanding the provisions of the Anti-Deficiency Act (31 U.S.C. 1511, et seq.): Provided, That such increases in cost of work are offset by revenue increases of the same or greater amount, to remain available until expended: Provided further, That moneys received by the Department for miscellaneous revenues estimated to total $239,209,000 in fiscal year 1994 may be retained and used for operating expenses within this account, and may remain available until expended, as authorized by section 201 of Public Law 95-238, notwithstanding the provisions of section 3302 of title 31, United States Code: Provided further, That the sum herein appropriated shall be reduced by the amount of miscellaneous revenues received during
fiscal year 1994 so as to result in a final fiscal year 1994 appropriation estimated at not more than $162,029,000.

**OFFICE OF THE INSPECTOR GENERAL**


**POWER MARKETING ADMINISTRATIONS**

**OPERATION AND MAINTENANCE, ALASKA POWER ADMINISTRATION**

For necessary expenses of operation and maintenance of projects in Alaska and of marketing electric power and energy, $4,010,000, to remain available until expended.

**BONNEVILLE POWER ADMINISTRATION FUND**

Expenditures from the Bonneville Power Administration Fund, established pursuant to Public Law 93-454, are approved for official reception and representation expenses in an amount not to exceed $3,000.

During fiscal year 1994, no new direct loan obligations may be made.

**OPERATION AND MAINTENANCE, SOUTHEASTERN POWER ADMINISTRATION**

For necessary expenses of operation and maintenance of power transmission facilities and of marketing electric power and energy pursuant to the provisions of section
5 of the Flood Control Act of 1944 (16 U.S.C. 825s), as
applied to the southeastern power area, $29,742,000, to
remain available until expended.

**Operation and Maintenance, Southwestern Power Administration**

For necessary expenses of operation and maintenance
of power transmission facilities and of marketing electric
power and energy, and for construction and acquisition of
transmission lines, substations and appurtenant facilities,
and for administrative expenses, including official recep-
tion and representation expenses in an amount not to ex-
ceed $1,500 connected therewith, in carrying out the pro-
visions of section 5 of the Flood Control Act of 1944 (16
U.S.C. 825s), as applied to the southwestern power area,
$33,587,000, to remain available until expended; in addi-
tion, notwithstanding the provisions of 31 U.S.C. 3302,
not to exceed $5,583,000 in reimbursements, to remain
available until expended.

**Construction, Rehabilitation, Operation and Maintenance, Western Area Power Administration (Including Transfer of Funds)**

For carrying out the functions authorized by title III,
section 302(a)(1)(E) of the Act of August 4, 1977 (42
U.S.C. 7101, et seq.), and other related activities includ-
ing conservation and renewable resources programs as au-
thorized, including official reception and representation
expenses in an amount not to exceed $1,500, the purchase,
maintenance, and operation of one fixed-wing aircraft for
replacement only, $287,956,000, to remain available until
expended, of which $275,400,000 shall be derived from
the Department of the Interior Reclamation fund; in addi-
tion, $5,000,000 is appropriated for deposit into the Utah
Reclamation Mitigation and Conservation Account pursu-
ant to Title IV of the Reclamation Projects Authorization
and Adjustment Act of 1992: Provided further, That the
Secretary of the Treasury is authorized to transfer from
the Colorado River Dam Fund to the Western Area Power
Administration $7,168,000, to carry out the power mar-
keting and transmission activities of the Boulder Canyon
project as provided in section 104(a)(4) of the Hoover
Power Plant Act of 1984, to remain available until ex-
pended.

**Federal Energy Regulatory Commission**

**Salaries and Expenses**

For necessary expenses of the Federal Energy Regu-
latory Commission to carry out the provisions of the De-
partment of Energy Organization Act (42 U.S.C. 7101,
et seq.), including services as authorized by 5 U.S.C.
3109, including the hire of passenger motor vehicles; offi-
cial reception and representation expenses (not to exceed $3,000); $165,375,000 to remain available until expended: Provided, That hereafter and notwithstanding any other provision of law, not to exceed $165,375,000 of revenues from fees and annual charges, and other services and collections in fiscal year 1994, shall be retained and used for necessary expenses in this account, and shall remain available until expended: Provided further, That the sum herein appropriated shall be reduced as revenues are received during fiscal year 1994, so as to result in a final fiscal year 1994 appropriation estimated at not more than $0.

**TITLE IV**

**INDEPENDENT AGENCIES**

**APPALACHIAN REGIONAL COMMISSION**

For expenses necessary to carry out the programs authorized by the Appalachian Regional Development Act of 1965, as amended, notwithstanding section 405 of said Act, and for necessary expenses for the Federal Cochairman and the alternate on the Appalachian Regional Commission and for payment of the Federal share of the administrative expenses of the Commission, including services as authorized by section 3109 of title 5, United States Code, and hire of passenger motor vehicles, to remain available until expended, $189,000,000.
DEFENSE NUCLEAR FACILITIES SAFETY BOARD

Salaries and Expenses

For necessary expenses of the Defense Nuclear Facilities Safety Board in carrying out activities authorized by the Atomic Energy Act of 1954, as amended by Public Law 100–456, section 1441, $15,060,000, to remain available until expended.

DELAWARE RIVER BASIN COMMISSION

Salaries and Expenses

For expenses necessary to carry out the functions of the United States member of the Delaware River Basin Commission, as authorized by law (75 Stat. 716), $333,000.

Contribution to Delaware River Basin Commission

For payment of the United States share of the current expenses of the Delaware River Basin Commission, as authorized by law (75 Stat. 706, 707), $488,000.

INTERSTATE COMMISSION ON THE POTOMAC RIVER BASIN

Contribution to Interstate Commission on the Potomac River Basin

To enable the Secretary of the Treasury to pay in advance to the Interstate Commission on the Potomac
River Basin the Federal contribution toward the expenses of the Commission during the current fiscal year in the administration of its business in the conservancy district established pursuant to the Act of July 11, 1940 (54 Stat. 748), as amended by the Act of September 25, 1970 (Public Law 91-407), $498,000.

NUCLEAR REGULATORY COMMISSION

Salaries and Expenses

(including transfer of funds)

For necessary expenses of the Commission in carrying out the purposes of the Energy Reorganization Act of 1974, as amended, and the Atomic Energy Act of 1954, as amended, including the employment of aliens; services authorized by section 3109 of title 5, United States Code; publication and dissemination of atomic information; purchase, repair, and cleaning of uniforms, official representation expenses (not to exceed $20,000); reimbursements to the General Services Administration for security guard services; hire of passenger motor vehicles and aircraft, $542,900,000, to remain available until expended, of which $22,000,000 shall be derived from the Nuclear Waste Fund: Provided, That from this appropriation, transfer of sums may be made to other agencies of the Government for the performance of the work for which this appropriation is made, and in such cases the sums
so transferred may be merged with the appropriation to
which transferred: Provided further, That moneys received
by the Commission for the cooperative nuclear safety re-
search program, services rendered to foreign governments
and international organizations, and the material and in-
formation access authorization programs, including crimi-
nal history checks under section 149 of the Atomic Energy
Act of 1954, as amended, may be retained and used for
salaries and expenses associated with those activities, not-
withstanding the provisions of section 3302 of title 31,
United States Code, and shall remain available until ex-
pended: Provided further, That revenues from licensing
fees, inspection services, and other services and collections
estimated at $520,900,000 in fiscal year 1994 shall be re-
tained and used for necessary salaries and expenses in this
account, notwithstanding the provisions of section 3302
of title 31, United States Code, and shall remain available
until expended: Provided further, That the sum herein ap-
propriated shall be reduced by the amount of revenues re-
ceived during fiscal year 1994 from licensing fees, inspec-
tion services and other services and collections, excluding
those moneys received for the cooperative nuclear safety
research program, services rendered to foreign govern-
ments and international organizations, and the material
and information access authorization programs, so as to
result in a final fiscal year 1994 appropriation estimated at not more than $22,000,000.

Office of Inspector General

(including transfer of funds)

For necessary expenses of the Office of Inspector General in carrying out the provisions of the Inspector General Act of 1978, as amended, including services authorized by section 3109 of title 5, United States Code, $4,800,000 to remain available until expended; and in addition, an amount not to exceed 5 percent of this sum may be transferred from Salaries and Expenses, Nuclear Regulatory Commission: Provided, That notice of such transfers shall be given to the Committees on Appropriations of the House and Senate: Provided further, That from this appropriation, transfers of sums may be made to other agencies of the Government for the performance of the work for which this appropriation is made, and in such cases the sums so transferred may be merged with the appropriation to which transferred: Provided further, That revenues from licensing fees, inspection services, and other services and collections shall be retained and used for necessary salaries and expenses in this account, notwithstanding the provisions of section 3302 of title 31, United States Code, and shall remain available until expended: Provided further, That the sum herein appropriated shall
be reduced by the amount of revenues received during fiscal year 1994 from licensing fees, inspection services, and other services and collections, so as to result in a final fiscal year 1994 appropriation estimated at not more than $0.

**NUCLEAR WASTE TECHNICAL REVIEW BOARD**

**SALARIES AND EXPENSES**

**SALARIES AND EXPENSES**

For necessary expenses of the Nuclear Waste Technical Review Board, as authorized by Public Law 100-203, section 5051, $2,160,000, to be transferred from the Nuclear Waste Fund and to remain available until expended.

**OFFICE OF THE NUCLEAR WASTE NEGOTIATOR**

**SALARIES AND EXPENSES**

For necessary expenses of the office of the Nuclear Waste Negotiator in carrying out activities authorized by the Nuclear Waste Policy Act of 1982, as amended by Public Law 102-486, section 802, $1,000,000 to remain available until expended.

**SUSQUEHANNA RIVER BASIN COMMISSION**

**SALARIES AND EXPENSES**

For expenses necessary to carry out the functions of the United States member of the Susquehanna River
Basin Commission as authorized by law (84 Stat. 1541),
$308,000.

Contribution to Susquehanna River Basin
Commission
For payment of the United States share of the current expenses of the Susquehanna River Basin Commission, as authorized by law (84 Stat. 1530, 1531),
$298,000.

Tennessee Valley Authority
Tennessee Valley Authority Fund
For the purpose of carrying out the provisions of the Tennessee Valley Authority Act of 1933, as amended (16 U.S.C. ch. 12A), including purchase, hire, maintenance, and operation of aircraft, and purchase and hire of passenger motor vehicles, $138,973,000, to remain available until expended.

United States Enrichment Corporation
Fund
(Including Transfer of Funds)
An amount not to exceed $10,000,000 collected from foreign customers at the rate of $5 per separative work unit shall be transferred by the United States Enrichment Corporation to the Department of Energy on September 30, 1994; and, in addition, all collections in excess of $10,000,000 shall be credited to this appropriation.
TITLE V—GENERAL PROVISION

MINORITY PARTICIPATION IN THE
SUPERCONDUCTING SUPER COLLIDER

SEC. 501. (a) PROGRAM IMPROVEMENTS.—Section 304 of the Energy and Water Development Appropriations Act, 1993 (Public Law 102–377; 106 Stat. 1339) is amended—

(1) in subsection (a)—

(A) by striking “owned or controlled” and inserting “that (1) are owned and controlled’’;

(B) by inserting after “Native Americans” the following: ‘‘; or (2) are small business concerns that are at least 51 percent owned by 1 or more women and whose management and daily business operations are controlled by 1 or more women’’; and

(C) by striking the last sentence;

(2) by inserting “and (d)’’ after “(6)” each place it appears; and

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

“‘(c) ADMINISTRATION OF PROGRAM.—

“(1) CERTIFICATION REQUIREMENT.—A business concern or other organization shall be eligible for participation under this section only if it has
been certified as meeting the requirements specified in subsection (a) by the Small Business Administra-
tion, or by a State, local, regional, or other organiza-
tion designated by the Small Business Administra-
tion.

"(2) Records and Reports.—The Secretary of Energy, with respect to the Superconducting Super Collider project, shall—

"(A) submit to the Congress copies of—

""(i) each subcontracting report for in-
dividual contracts (SF 294) required under
the Federal Acquisition Regulation (48 CFR chapter 1) to be submitted by a con-
tractor or subcontractor with respect to the
project; and

""(ii) each summary subcontract report
(SF 295) required under the Federal Ac-
quision Regulation (48 CFR chapter 1)
to be submitted by a contractor or sub-
contractor with respect to the project; and

""(B) maintain accurate information and
data on the amount and type of subcontracts
awarded by each contractor or subcontractor
under the project and the extent of participa-
tion in the subcontracts by socially and eco-
nomically disadvantaged individuals and eco-
nomically disadvantaged women referred to in
subsection (b).

“(3) Categories of work to be in-
cluded.—The Secretary of Energy shall, to the
fullest extent possible, ensure that the categories of
work performed under contracts entered into pursu-
ant to this section are representative of all cat-
egories of work performed under contract for the
Superconducting Super Collider project.

“(4) Audits.—The Secretary of Energy shall
conduct periodic audits to verify the continuing com-
pliance of prime contractors and subcontractors with
the requirements of this section. For such purpose,
the Secretary shall have access to such reports and
records of prime contractors and subcontractors as
the Secretary determines to be necessary.”.

(b) Effective Date.—The amendments made by
this section shall apply to fiscal year 1994 and thereafter.

This Act may be cited as the “Energy and Water De-
velopment Appropriations Act, 1994”.

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