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**APPROVED**  
APR 21 1976

THE WHITE HOUSE  
WASHINGTON  
April 20, 1976

ACTION

Last Day: April 23

MEMORANDUM FOR

THE PRESIDENT

FROM:

JIM CANNON *[Signature]*

SUBJECT:

S.2444 - Fiscal Year Transition Act  
S.2445 - Fiscal Year Adjustment Act

Attached for your consideration are S.2444 and S.2445, sponsored by Senator Percy and two others, which make necessary adjustments and technical changes in current law required as a result of the shift to the new October-September fiscal year, effective October 1, 1976.

A discussion of the provisions of the enrolled bills is provided in OMB's enrolled bill report at Tab A.

OMB, Max Friedersdorf, Counsel's Office (Lazarus), Bill Seidman and I recommend approval of the enrolled bill.

RECOMMENDATION

That you sign S.2444 at Tab B.

That you sign S.2445 at Tab C.

*Posted  
4/22/76  
So Archive  
4/22/76*



EXECUTIVE OFFICE OF THE PRESIDENT

OFFICE OF MANAGEMENT AND BUDGET

WASHINGTON, D.C. 20503

APR 16 1976

MEMORANDUM FOR THE PRESIDENT

Subject: Enrolled Bills: S. 2444 - Fiscal Year Transition  
Act  
S. 2445 - Fiscal Year Adjustment  
Act  
Sponsor - Sen. Percy (R) Illinois and 2 others

Last Day for Action

April 23, 1976 - Friday

Purpose

Makes necessary adjustments and technical changes in current law required as a result of the shift to the new October-September fiscal year, effective October 1, 1976.

Agency Recommendations

Office of Management and Budget

Approval

Discussion

S. 2444 and S. 2445, as originally introduced, were submitted to the Congress by the Director of OMB pursuant to section 502(b) of the Congressional Budget Act of 1974 which directed him to propose legislation which he considered necessary for the orderly transition of the Federal Government from the old July 1-June 30 fiscal year to the new October 1-September 30 fiscal year.

Subsequent amendments to the original submission were made during consideration in both Houses of Congress as Executive branch agencies and committee staffs reviewed their statutes and uncovered further needed changes.

Both OMB and the Congress have carefully attempted to assure that these bills contain no changes in substantive law, and provide only those adjustments necessary for an orderly transition to the new fiscal year.

S. 2444, the Fiscal Year Transition Act, deals only with the July-September 1976 Transition Quarter, and addresses programs which have statutory limitations, levels of funding, or other operational provisions of law tied to the 12-month fiscal year. For these programs, it would make necessary adjustments to allow for continued operation during the 3-month Transition Quarter. It would not continue any program or activity beyond the date on which it is scheduled to terminate.

The purpose of S. 2445, the Fiscal Year Adjustment Act, is to make needed permanent technical changes in those provisions of current law which will become either inconsistent with the new fiscal year dates or out of phase for reporting requirements or other actions mandated for dates specified by statute. Accordingly, most of the provisions of this enrolled bill are for date changes, including the dates of submission of statutorily required reports, from June to September, or from July to October.

If any additional adjustments in statute become necessary for the Transition Quarter or because of the new fiscal cycle, they can be addressed through separate legislation.

*James M. Frey*  
Assistant Director for  
Legislative Reference

Attachments

THE WHITE HOUSE

ACTION MEMORANDUM

WASHINGTON

LOG NO.:

Date: April 16

Time: 600pm

FOR ACTION:

Bill Seidman *OK*  
Max Friedersdorf *Wec*  
Ken Lazarus *OK*

(for information):

Jack Marsh  
Jim Cavanaugh  
Ed Schmults

FROM THE STAFF SECRETARY

DUE Date: April 18

Time: noon

SUBJECT:

S. 244-FY transition Act  
S. 245-FY Adjustment Act

ACTION REQUESTED:

For Necessary Action

For Your Recommendations

Prepare Agenda and Brief

Draft Reply

For Your Comments

Draft Remarks

REMARKS:

Please return to Judy Johnston, Ground Floor West Wing

*cannot 4/20 900 am*

PLEASE ATTACH THIS COPY TO MATERIAL SUBMITTED.

If you have any questions or if you anticipate a delay in submitting the required material, please telephone the Staff Secretary immediately.

K. R. COLE, JR.  
For the President

Date: April 16

Time: 600pm

FOR ACTION: Bill Seidman  
Max Friedersdorf  
Ken Lazarus

cc (for information): Jack Marsh  
Jim Cavanaugh  
Ed Schmults

FROM THE STAFF SECRETARY

DUE: Date: April 19

Time: noon

SUBJECT:

- S. 244-FY transition Act
- S. 245-FY Adjustment Act

ACTION REQUESTED:

- |   |   |
|---|---|
| <input type="checkbox"/> For Necessary Action         | <input type="checkbox"/> For Your Recommendations |
| <input type="checkbox"/> Prepare Agenda and Brief     | <input type="checkbox"/> Draft Reply              |
| <input checked="" type="checkbox"/> For Your Comments | <input type="checkbox"/> Draft Remarks            |

REMARKS:

Please return to Judy Johnston, Ground Floor West Wing

No objection -- Ken Lazarus 4/19/76

PLEASE ATTACH THIS COPY TO MATERIAL SUBMITTED.

If you have any questions or if you anticipate a delay in submitting the required material, please telephone the Staff Secretary immediately.

James M. Cannon  
For the President

April 16

600pm

Bill Scidman  
Max Friedersdorf  
Ken Lazarus

Jack March  
Jim Cavanaugh  
Ed Schulte

DATE: ~~April 19~~

TIME: ~~noon~~

TOPICS:

- S. 244-FY transition Act
- S. 245-FY Adjustment Act

ACTION REQUESTED:

- |   |   |
|---|---|
| <input type="checkbox"/> For Necessary Action         | <input type="checkbox"/> For Your Recommendations |
| <input type="checkbox"/> Prepare Agenda and Brief     | <input type="checkbox"/> Draft Reply              |
| <input checked="" type="checkbox"/> For Your Comments | <input type="checkbox"/> Draft Remarks            |

REMARKS:

Please return to Judy Johnston, Ground Floor West Wing

*approval  
JWS*

PLEASE ATTACH THIS COPY TO MATERIAL SUBMITTED.


If you have any questions or if you wish to make a  
delay in scheduling, in writing, and if possible, please  
advise the Chief Secretary in writing.

James H. Cannon  
For the President

THE WHITE HOUSE

WASHINGTON

April 19, 1976

MEMORANDUM FOR: JIM CAVANAUGH  
FROM: MAX L. FRIEDERSDORF   
SUBJECT: S. 244- FY transition Act/S. 245-FY adjustment act

The Office of Legislative Affairs concurs with the agencies  
that the bills be signed.

Attachments



FISCAL YEAR ADJUSTMENT ACT

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REPORT  
OF THE  
COMMITTEE ON GOVERNMENT OPERATIONS  
UNITED STATES SENATE

TO ACCOMPANY

S. 2445

TO PROVIDE PERMANENT CHANGES IN LAWS NECESSARY  
BECAUSE OF THE OCTOBER-SEPTEMBER FISCAL YEAR



NOVEMBER 20 (legislative day, NOVEMBER 18), 1975.—Ordered to be printed

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U.S. GOVERNMENT PRINTING OFFICE

WASHINGTON : 1975

## FISCAL YEAR ADJUSTMENT ACT

NOVEMBER 19 (legislative day, NOVEMBER 18), 1975.—Ordered to be printed

Mr. PERCY, from the Committee on Government Operations,  
submitted the following

## REPORT

[To accompany S. 2445]

The Committee on Government Operations, to which was referred the bill (S. 2445) to provide permanent changes in laws necessary because of the October-September fiscal year, having considered the same, reports favorably thereon with amendments and recommends that the bill as amended do pass.

The amendments are as follows:

On p. 14, delete lines 19 and 20, and insert the following in lieu thereof:

Space Administration Authorization Act, 1970 (83 Stat. 196), as amended by section 7 of the National Aeronautics and Space Administration Authorization Act, 1971 (84 Stat. 372), 42 U.S.C. 2462, is further amended by deleting "July", "June",

On p. 17, at line 7, delete "section" and insert "sections" in lieu thereof.

On p. 19, at line 9, delete "title" and insert "title" in lieu thereof.

## PURPOSE

Section 501 of the Congressional Budget and Impoundment Act of 1974 (Public Law 93-344) changed the fiscal year of the Government from a July 1-June 30 cycle to an October 1-September 30 cycle, to take effect as of October 1, 1976.

The purpose of S. 2445 is to make changes in existing law to conform to the new fiscal year dates. Most of the provisions are for date changes, either to substitute October or September for July or June, or to change dates for the submission of reports and for other requirements which are either based upon or tied to the present fiscal year system.

## COMMITTEE ON GOVERNMENT OPERATIONS

ABRAHAM RIBICOFF, Connecticut, *Chairman*

JOHN L. McCLELLAN, Arkansas	CHARLES H. PERCY, Illinois
HENRY M. JACKSON, Washington	JACOB K. JAVITS, New York
EDMUND S. MUSKIE, Maine	WILLIAM V. ROTH, Jr., Delaware
LEE METCALF, Montana	BILL BROCK, Tennessee
JAMES B. ALLEN, Alabama	LOWELL P. WEICKER, Jr., Connecticut
LAWTON CHILES, Florida	
SAM NUNN, Georgia	
JOHN GLENN, Ohio	

RICHARD A. WEGMAN, *Chief Counsel and Staff Director*

PAUL HOFF, *Counsel*

PAUL L. LEVENTHAL, *Counsel*

ELI E. NOBLEMAN, *Counsel*

DAVID R. SCHAEFER, *Counsel*

MATTHEW SCHNEIDER, *Counsel*

JOHN B. CHILDERS, *Chief Counsel to the Minority*

BRIAN CONBOY, *Special Counsel to the Minority*

MARILYN A. HARRIS, *Chief Clerk*

ELIZABETH A. PREAST, *Assistant Chief Clerk*

HAROLD C. ANDERSON, *Staff Editor*

(II)

## BACKGROUND

Prior to 1842, the business of the Federal Government was conducted on a calendar year basis. Thereafter, it was changed to a July-June fiscal year cycle. Consequently, virtually all Federal programs and activities, and authorizations and appropriations therefor, are geared to that fiscal year cycle. In addition, reporting requirements and certain other required actions, which are imposed by statute upon various agencies and departments, are also based upon that cycle.

In recognition of the fact that various amendments to existing law, as well as other actions, would be necessary to conform to the new fiscal year cycle, the Congress, in section 502(b) of the Congressional Budget Act, directed the Director of the Office of Management and Budget to provide "by regulation, order, or otherwise for the orderly transition" to the new fiscal year, and to submit proposed legislation which he considers necessary to accomplish this purpose. S. 2445 was prepared and submitted by the Office of Management and Budget in response to this requirement.

## HEARING

The Committee held a hearing on S. 2445 on November 11, 1975. Testimony in support of the measure was presented by Mr. William M. Nichols, Acting General Counsel, Office of Management and Budget, accompanied by Mrs. Jane Finn, Assistant General Counsel. Mr. Nichols reviewed the bill briefly, noting that each of the provisions of the bill were necessitated by the fiscal year change, and that no unnecessary or controversial changes were included.

## COMMITTEE ACTION AND CONCLUSION

Following enactment of the Congressional Budget and Impoundment Act, in 1974, it was apparent that legislation would be necessary to amend existing law so as to conform to the new fiscal year dates. The Committee is satisfied that S. 2445 does nothing more than change the dates of various provisions of law which require various actions based upon the old fiscal year cycle. Accordingly, the Committee has concluded that enactment of this legislation is necessary to complete the transition to the new fiscal year.

## COST ESTIMATE

The Committee has been advised by the Office of Management and Budget that enactment of this legislation will not involve any costs other than those involved in the performance of the staff work required to carry out the transition.

## CHANGES IN EXISTING LAW

In the opinion of the Committee, it is necessary to dispense with the requirements of subsection 4 of Rule XXIX of the Standing Rules of the Senate, in order to expedite the business of the Senate.



## FISCAL YEAR ADJUSTMENT ACT

APRIL 1, 1976.—Committed to the Committee of the Whole House on the State of the Union and ordered to be printed

Mr. BROOKS, from the Committee on Government Operations, submitted the following

### REPORT

[To accompany H.R. 12605]

The Committee on Government Operations, to whom was referred the bill (H.R. 12605) to provide permanent changes in laws necessary because of the October-September fiscal year, having considered the same, report favorably thereon with amendments and recommend that the bill as amended do pass.

The amendments are as follows:

1. Page 3, strike lines 5 through 8 and insert in lieu thereof the following:

(15) Paragraphs (1) and (2) of section 406(f), and section 409 of the Education Amendments of 1974 (20 U.S.C. 1865(f) (1) and (2), and 1867);

2. Page 4, after line 22, add "(30) section 15(d) of the Tennessee Valley Authority Act of 1933, as amended (16 U.S.C. 831n-4(e))."

3. Page 5, delete lines 18 and 19 and renumber the following paragraphs accordingly, and in line 25, insert "125" after sections, and on page 6, line 2, insert "241c-5" after "U.S.C."

4. Page 6, delete lines 23 through 25, and renumber the following paragraphs accordingly.

5. Page 7, strike lines 16 through 18.

6. Page 8, delete lines 6 through 8, and renumber the following paragraphs accordingly.

7. Page 9, line 9, delete "(1) section 15(d) of the Tennessee Valley Authority Act of 1933, as amended (16 U.S.C. 831n-4(e));" and renumber the following paragraphs accordingly.

8. Page 11, delete lines 7 and 8 and renumber the following paragraphs accordingly.

9. Page 12, delete lines 8 and 9 and renumber the following paragraphs accordingly.

10. Page 12, delete lines 14 through 20 and insert in lieu thereof the following:

SEC. 14. Section 410(b)(1) of the Act of November 19, 1969 (50 U.S.C. 1436(b)(1)) is amended by deleting "November," wherever it appears, and inserting "February" in lieu thereof.

11. Page 14, beginning on line 11, delete "Highway Trust Fund Act, as amended" and insert in lieu thereof "Highway Revenue Act of 1956."

12. Page 16, line 23, insert "(a)" after "Sec. 32" and on page 17 after line 2 insert the following new subsections:

(b) Section 261 of such Act is amended by striking "June 30, 1977" and inserting in lieu thereof "September 30, 1977."

(c) Section 331 of such Act is amended by striking "June 30, 1975, 1976, and 1977" and inserting in lieu thereof "June 30, 1975, and 1976, and September 30, 1977."

13. Page 21, after line 22, add the following new section:

SEC. 47. Subsection (c) of section 5008 of the Internal Revenue Code of 1954 is amended by striking "fiscal year" each place it appears (including in the schedule contained in paragraph (3)(A) and inserting in lieu thereof "computation year".

14. Page 22, after line 3, insert the following new section:

SEC. 48 (a) Section 843(d) of the Education Amendments of 1974 (20 U.S.C. 241c note) is amended by striking out "June 30, 1977, and June 30, 1978," and inserting in lieu thereof "September 30, 1977, and September 30, 1978,".

(b) Paragraph (2)(A)(i) of Section 305(a) of the Education Amendments of 1974 (Public Law 93-380; 88 Stat. 533) is amended by striking out "July 1, 1978" and "July 1, 1977" and inserting in lieu thereof "October 1, 1978" and "October 1, 1977", respectively.

15. Page 22, line 13, insert the following new sections:

SEC. 49. (a) Section 103(c)(2)(B) of the Elementary and Secondary Education Act is amended by striking out "January" wherever it appears and inserting in lieu thereof "October".

(b) Section 103(c)(2)(B) is also amended by striking out "April 1 of the calendar year" and inserting in lieu thereof "January 1 of the fiscal year."

(c) Section 103(c)(2)(B) is also amended by striking out "second calendar year" and by inserting in lieu thereof "calendar year."

(d) Section 403(16) of the Act of September 30, 1950, Public Law 874, Eighty-First Congress (as added by section 101(a)(9)(K) of the Education Amendments of 1974), is amended by striking out "during the second fiscal year" and inserting "during the third fiscal year" in lieu thereof.

## EXPLANATION OF AMENDMENTS

The chairman of each committee of the House was asked to review a draft of H.R. 12605 and comment on provisions affecting matters coming within the legislative jurisdiction of his or her committee. The recommendations received prior to introduction of the bill were incorporated. Some recommendations, mostly technical in nature, were received subsequent to the time this bill was introduced. The foregoing amendments incorporate those recommendations.

Committee amendments numbered 1, 3, 5, 8, 9, 10, 12, 14 and 15 reflect the recommendations of the Committee on Education and Labor of the House of Representatives and are an effort to insure that no interruptions or changes will occur in the administration of authorized programs.

The second and seventh amendments reflect the enactment of Public Law 94-139 which amended the Tennessee Valley Authority Act of 1933 to eliminate "December" in section 15d. These amendments were recommended by the Committee on Public Works and Transportation of the House of Representatives.

Committee amendments numbered 4, 6 and 13 reflect the recommendations of the Committee on Ways and Means of the House of Representatives that periods used to calculate certain excise taxes not to be changed.

Committee amendment number 11 contains the proper name of the Act that is being amended.

## PURPOSE

For more than one hundred and thirty years the business of the Federal Government has been conducted on a July-June fiscal year cycle. Section 501 of the Congressional Budget and Impoundment Control Act of 1974 (Public Law 93-344) changed the fiscal year of the Federal Government from this July-June cycle to an October-September cycle, to take effect as of October 1, 1976.

The purpose of H.R. 12605 is to make changes in existing laws to conform to the new fiscal year dates. Most of the provisions change the dates of submission of reports from June, the end of the old fiscal year to September, the end of the new fiscal year or from July, the beginning of the old fiscal year, to October, the beginning of the new fiscal year. No substantive or policy changes have been made in any legislation by this bill.

## HISTORY OF THE LEGISLATION

Congress recognized that various problems would arise from the fiscal year cycle change. It required, in Section 502(b) of the Budget and Impoundment Control Act of 1974, that the Director of the Office of Management and Budget ("OMB") provide "by regulation, order or otherwise for the orderly transition" to the new fiscal year and to submit "proposed legislation as he considers necessary to accomplish this objective."

The Director of OMB submitted three legislative proposals in response to the Budget Act. One of these, an act to authorize appropria-

tions for the transition period between the old and the new fiscal years, was reported with amendments, by the House Government Operations Committee, passed the Congress and has been signed into law as Public Law 94-144. The second of these proposals is H.R. 12605 and was introduced by the Chairman of the House Government Operations Committee on March 17, 1976. The third of these proposals, H.R. 12606, the Fiscal Year Transition Act, has also been reported to the House of Representatives by the House Government Operations Committee.

The Senate Government Operations Committee held hearings on S. 2445, the counterpart to H.R. 12605 and passed S. 2445 on December 1, 1975.

On March 1, 1976, the Chairman of the House Committee on Government Operations forwarded a draft of the Fiscal Year Adjustment Act to the chairmen of the standing committees that had legislative jurisdiction over laws amended by H.R. 12605. The chairmen either registered no objection to H.R. 12605's treatment of laws within their jurisdiction or considered H.R. 12605's treatment appropriate or suggested modifications. Nearly every suggested modification was incorporated either into the bill as introduced or as reported.

These comments are a part of the record of the hearings held on H.R. 12605.<sup>1</sup>

#### HEARINGS

The Legislation and National Security Subcommittee of the Government Operations Committee held hearings on H.R. 12605 on March 23, 1976. Witnesses included representatives of the Office of Management and Budget, the Department of the Treasury and the General Accounting Office. All witnesses urged the speedy enactment of the bill. The Office of Management and Budget emphasized that the bills contained no substantive changes in any federal programs. The Acting General Counsel of that agency concluded "We want to assure you that we respected the intent of Congress in providing that adjustments made in this legislation be for transitional purposes only. We rejected any suggestions that activities be substantively altered in these measures."<sup>2</sup>

#### COMMITTEE VOTE

At a meeting of the Committee on Government Operations on Thursday, March 25, 1976, a quorum being present, H.R. 12605, as amended, was approved by a vote of 42 ayes to 1 nay and ordered reported.

#### STATEMENT PURSUANT TO CLAUSE 7(a) OF RULE XIII

The Committee estimates that the enactment of H.R. 12605 will result in no additional costs.

#### STATEMENT PURSUANT TO CLAUSE 2(1) OF RULE XI

(A) No oversight findings or recommendations have been made with regard to this measure.

<sup>1</sup> "Fiscal Year Adjustment Act, H.R. 12605." Hearings before a subcommittee of the Committee on Government Operations, 94th Congress, 2d sess., Mar. 23, 1976.

<sup>2</sup> "Fiscal Year Adjustment Act, H.R. 12605." Hearings before a subcommittee of the Committee on Government Operations, 94th Congress, 2d sess., Mar. 23, 1976.

(B) This measure does not provide for additional budget authority.

(C) The Congressional Budget Office (CBO) provided a cost analysis report pursuant to Section 403 of the Congressional Budget and Impoundment Control Act of 1974. The CBO concluded that no additional costs to the government would be incurred as a result of the enactment of this bill.

#### STATEMENT PURSUANT TO CLAUSE 2(1) (4) OF RULE XI

The enactment of this bill into law is not expected to have any inflationary impact on prices or costs in the operation of the national economy.

#### SECTION-BY-SECTION ANALYSIS

The first section provides that the Act may be cited as the "Fiscal Year Adjustment Act."

*Section 2.*—This section substitutes "September" for "June" in 30 provisions of law as indicated in the Ramseyer under the heading "Amendments Made by Section 2 of the Bill."

*Section 3.*—This section substitutes "October" for "July" in 24 provisions of law as indicated in the Ramseyer under the heading "Amendments Made by Section 3 of the Bill."

*Section 4.*—This sections substitutes "September" for "June", "October" for "July" in 5 provisions of law as indicated in the Ramseyer under the heading "Amendments Made by Section 4 of the Bill."

*Section 5.*—This section substitutes "March" for "December" in 5 provisions of law as indicated in the Ramseyer under the heading "Amendments Made by Section 5 of the Bill."

*Section 6.*—This section substitutes "March" for "December", "September" for "June" in 3 provisions of law as indicated in the Ramseyer under the heading "Amendments Made by Section 6 of the Bill."

*Section 7.*—This section substitutes "December" for "September" in 4 provisions of law as indicated in the Ramseyer under the heading "Amendments Made by Section 7 of the Bill."

*Section 8.*—This section substitutes "December 31" for "September 30" in 3 provisions of law as indicated in the Ramseyer under the heading "Amendments Made by Section 8 of the Bill."

*Section 9.*—This section substitutes "October" for "July", "December" for "September" in 3 provisions of law as indicated in the Ramseyer under the heading "Amendments Made by Section 9 of the Bill."

*Section 10.*—This section substitutes "October" for "July", "December 31" for "September 30" in 1 provision of law as indicated in the Ramseyer under the heading "Changes Made by Section 10 of the Bill."

*Section 11.*—This section substitutes "April" for "January" in 5 provisions of law as indicated in the Ramseyer under the heading "Amendments Made by Section 11 of the Bill."

*Section 12.*—This section substitutes "June" for "March" in 3 provisions of law as indicated in the Ramseyer under the heading "Amendments Made by Section 12 of the Bill."

*Section 13.*—This section substitutes "June 30" for "March 31" in 2 provisions of law as indicated in the Ramseyer under the heading "Amendments Made by Section 13 of the Bill."

*Section 14.*—This section substitutes “February” for “November” in 1 provision of law as indicated in the Ramseyer under the heading “Amendments Made by Section 14 of the Bill.”

*Section 15.*—This section substitutes “October” for “July”, “April” for “January” in one provision of law as indicated in the Ramseyer under the heading “Amendments Made by Section 15 of the Bill.”

*Section 16.*—This section amends section 217 of the Social Security Act as indicated in the Ramseyer under the heading “Amendments Made by Section 16 of the Bill.”

*Section 17.*—This section substitutes “January” for “October” in one provision of law as indicated in the Ramseyer under the heading “Amendment Made by Section 17 of the Bill.”

*Section 18.*—This section substitutes “June” for “March”, “September 30” for “June 30” in one provision of law as indicated in the Ramseyer under the heading “Amendments Made by Section 18 of the Bill.”

*Section 19.*—This section substitutes “By April of each year” for “at the beginning of each regular session of Congress” in one provision of law as indicated in the Ramseyer under the heading “Amendment Made by Section 19 of the Bill.”

*Section 20.*—This section substitutes “April” for “January”, “October” for “July” in one provision of law as indicated in the Ramseyer under the heading “Amendments Made by Section 20 of the Bill.”

*Section 21.*—This section substitutes “March” for “December”, “December” for “September” in one provision of law as indicated in the Ramseyer under the heading “Amendments Made by Section 21 of the Bill.”

*Section 22.*—This section substitutes “October” for “July”, “November 30” for “August 31” in one provision of law as indicated in the Ramseyer under the heading “Amendments Made by Section 22 of the Bill.”

*Section 23.*—This section substitutes “August” for “May” in one provision of law as indicated in the Ramseyer under the heading “Amendments Made by Section 23 of the Bill.”

*Section 24.*—This section substitutes “October” for “July”, “September” for “June”, “February” for “November”, “March” for “December” in one provision of law as indicated in the Ramseyer under the heading “Amendments Made by Section 24 of the Bill.”

*Section 25.*—This section substitutes “April 30” for “January 31” in one provision of law as indicated in the Ramseyer under the heading “Amendment Made by Section 25 of the Bill.”

*Section 26.*—This section substitutes “April 1” for “January 3” in one provision of law as indicated in the Ramseyer under the heading “Amendment Made by Section 26 of the Bill.”

*Section 27.*—This section substitutes “October” for “July” in one provision of law as indicated in the Ramseyer under the heading “Amendment Made by Section 27 of the Bill.”

*Section 28.*—This section substitutes “February” for “November”, “March” for “December” in one provision of law as indicated in the Ramseyer under the heading “Amendments Made by Section 28 of the Bill.”

*Section 29.*—This section substitutes “on or after July 1, 1976” for “For the fiscal year ending June 30, 1977” in one provision of law as indicated in the Ramseyer under the heading “Amendment Made by Section 29 of the Bill.”

*Section 30.*—This section substitutes “not later than April 1” for “at the beginning of each regular session of Congress” in one provision of law as indicated in the Ramseyer under the heading “Amendment Made by Section 30 of the Bill.”

*Section 31.*—This section substitutes “at the beginning of each regular session of Congress” for “on or before October 1 of each year” in one provision of law as indicated in the Ramseyer under the heading “Amendment Made by Section 31 of the Bill.”

*Section 32.*—This section substitutes “30th day of the eleventh” for the “31st day of the eighth” in one provision of law as indicated in the Ramseyer under the heading “Amendments Made by Section 32 of the Bill.” The section also substitutes “September 30, 1977” for “June 30, 1977” in one provision of law as indicated in the Ramseyer under the same heading. The section substitutes “June 30, 1975, and 1976 and September 30, 1977” for “June 30, 1975, 1976, and 1977” in one provision of law as indicated in the Ramseyer under the same heading. “Amendments Made by Section 32 of the Bill.”

*Section 33.*—This section substitutes “within 120 days after beginning” for “at the beginning” in one provision of law as indicated in the Ramseyer under the heading “Amendment Made by Section 33 of the Bill.”

*Section 34.*—This section deletes “fiscal” in one program as indicated in the Ramseyer under the heading “Amendment Made by Section 34 of the Bill.”

*Section 35.*—This section adds at the end of one provision of law “As of October 1, 1975, the five year periods described herein shall be computed as beginning on October 1 of that year and of each fifth year thereafter” as indicated in the Ramseyer. Substitute “on March 31 of each year” for “at the end of each calendar year” in one provision of law as indicated in the Ramseyer.

*Section 36.*—This section substitutes “By April 1 of each year” for “at the beginning of each regular session” in one provision of law as indicated in the Ramseyer under the heading “Amendment Made by Section 36 of the Bill.”

*Section 37.*—This section substitutes “not less often than twice annually” for “every six months” in one provision of law as indicated in the Ramseyer under the heading “Amendment Made by Section 37 of the Bill.”

*Section 38.*—This section substitutes “\$40,000,000 during the period beginning July 1, 1976, and ending September 30, 1976; and \$30,000,000 during each of the next five fiscal years, for transfer to the Alaska Native Fund in the fourth quarter of each fiscal year” for “\$40,000,000 during the sixth fiscal year; and \$30,000,000 during each of the next five fiscal years” in one provision of law as indicated in the Ramseyer under the heading “Amendment Made by Section 38 of the Bill.”

*Section 39.*—This section deletes “fiscal” in one provision of law as indicated in the Ramseyer under the heading “Amendments Made by Section 39 of the Bill.”

*Section 40.*—This section substitutes “September 30, 1976” for “the fiscal year ending June 30, 1976,” and substitutes “September 30, 1977” for “June 30, 1977” in one provision of law as indicated in the Ramseyer under the heading, “Amendments Made by Section 40 of the Bill.”

*Section 41.*—This section amends a provision of the Social Security Act as indicated in the Ramseyer under the heading “Amendment Made by Section 41 of the Bill.”

*Section 42.*—This section substitutes “July 1 through June 30 expense period” for “fiscal year” as indicated in the Ramseyer under the heading “Amendment Made by Section 42 of the Bill.” This section also inserts in a specified place “beginning in the next calendar year” as indicated in the Ramseyer under the same heading. This section also inserts in a specified place “during the first 15 days of October following the furnishing of the statement” as indicated in the Ramseyer under the same heading.

*Section 43.*—This section substitutes “July 31” for “April 30” in one provision of law as indicated in the Ramseyer under the heading “Amendment Made by Section 43 of the Bill.”

*Section 44.*—This section substitutes “January” for “October”, “March” for “December”, “October” for “July”, and “odd-numbered” for “even-numbered” in one provision of law as indicated in the Ramseyer under the heading “Amendments Made by Section 44 of the Bill.”

*Section 45.*—This section amends a provision of the Act of July 25, 1956 as indicated in the Ramseyer under the heading “Amendments Made by Section 45 of the Bill.”

*Section 46.*—This section amends a section of the Foreign Assistance Act of 1961 as indicated in the Ramseyer under the heading “Amendments Made by Section 46 of the Bill.”

*Section 47.*—This section amends a section of the Internal Revenue Code as indicated in the Ramseyer under the heading “Amendments Made by Section 47 of the Bill.”

*Section 48.*—This section substitutes “September 30, 1977, and September 30, 1978” for “June 30, 1977, and June 30, 1978” in one provision of law as indicated in the Ramseyer under the heading “Amendments Made by Section 48 of the Bill.” The section also substitutes “October 1, 1978” for “July 1, 1978” and “October 1, 1977” for “July 1, 1977” in one provision of law as indicated in the Ramseyer under the same heading.

*Section 49.*—This section substitutes “October” for “January” in one provision of law as indicated in the Ramseyer under the heading, “Amendments made by Section 49 of the Bill.” The section also substitutes “January 1 of the fiscal year” for “April 1 of the calendar year” in one provision of law as indicated in the Ramseyer under the same heading. The section also substitutes “calendar year” for “second year” in one provision of law as indicated in the Ramseyer under the same heading. This section also substitutes “during the third fiscal year” for “during the second year” in one provision of law as indicated in the Ramseyer under the same heading.

#### CHANGES IN EXISTING LAW MADE BY THE BILL, AS REPORTED

In compliance with clause 3 of Rule XIII of the Rules of the House of Representatives, changes in existing law made by the bill, as reported, are shown as follows (existing law proposed to be omitted is enclosed in black brackets, new matter is printed in italic, existing law in which no change is proposed is shown in roman) :

#### AMENDMENTS MADE BY SECTION 2 OF THE BILL

##### Section 4 of the Agriculture and Consumer Protection Act of 1973

SEC. 4. (a) (1) Notwithstanding any other provision of law, the Secretary of Agriculture shall until July 1, 1975, (i) use funds available under provisions of section 32 of Public Law 320, Seventy-fourth Congress, as amended (7 U.S.C. 612c), and not otherwise expended or necessary for such purposes to purchase, without regard to the provisions of existing law governing the expenditure of public funds, agricultural commodities and their products of the types customarily purchased under section 32 (which may include seafood commodities and their products) to maintain the traditional level of assistance for food assistance programs as are authorized by law, including but not limited to distribution to needy families pending the transition to the food stamp program, institutions, supplemental feeding programs wherever located, disaster relief, summer camps for children, and the family commodity distribution program on Indian reservations not requesting a food stamp program, and (ii) if stocks of the Commodity Credit Corporation are not available, use the funds of the Corporation to purchase agricultural commodities and their products of the types customarily available under section 416 of the Agricultural Act of 1949 to meet such requirements.

(2) Notwithstanding any other provision of law, the Secretary of Agriculture shall, during each of the two fiscal years beginning July 1, 1975, and ending [June] September 30, 1977, purchase agricultural commodities and otherwise carry out the provisions of this subsection with funds appropriated from the general fund of the Treasury. There are hereby authorized to be appropriated such funds as may be necessary to carry out the provisions of this paragraph. Authority provided in this paragraph shall be carried out only with such funds as are appropriated from the general fund of the Treasury for that specific purpose, and in no event shall it be carried out with funds derived from permanent appropriations.

\* \* \* \* \*

(9)



## Section 406 and Section 410 of the Rural Electrification Act of 1936

## SEC. 406. CAPITALIZATION.—(a) \* \* \*

\* \* \* \* \*

(c) Class A stock shall be issued only to the Administrator of the Rural Electrification Administration on behalf of the United States in exchange for capital furnished to the telephone bank pursuant to subsection (a), and such class A stock shall be redeemed and retired by the telephone bank as soon as practicable after [June] September 30, 1985, but not to the extent that the Telephone Bank Board determines that such retirement will impair the operations of the telephone bank: *Provided*, That the minimum amount of class A stock that shall be retired each year after said date and after the amount of class A and class B stock issued totals \$400,000,000, shall equal the amount of class B stock sold by the telephone bank during such year. Class A stock shall be entitled to a return, payable from income, at the rate of 2 per centum per annum on the amounts of said class A stock actually paid into the telephone bank. Such return shall be cumulative and shall be payable annually into miscellaneous receipts of the Treasury.

\* \* \* \* \*

SEC. 410. CONVERSION OF OWNERSHIP, CONTROL AND OPERATION OF TELEPHONE BANK.—(a) Whenever fifty-one per centum of the maximum amount of class A stock issued to the United States and outstanding at any time after [June] September 30, 1985, has been fully redeemed and retired pursuant to section 406(c) of this title—

(1) the powers and authority of the Governor of the telephone bank granted to the Administrator of the Rural Electrification Administration by this title IV shall vest in the Telephone Bank Board, and may be exercised and performed through the Governor of the telephone bank, to be selected by the Telephone Bank Board, and through such other employees as the Telephone Bank Board shall designate;

(2) the five members of the Telephone Bank Board designated by the President pursuant to section 405(b) shall cease to be members, and the number of Board members shall be accordingly reduced to eight unless other provision is thereafter made in the bylaws of the telephone bank;

(3) the telephone bank shall cease to be an agency of the United States, but shall continue in existence in perpetuity as an instrumentality of the United States and as a banking corporation with all of the powers and limitations conferred or imposed by this title IV except such as shall have lapsed pursuant to the provisions of this title.

## Title 10, United States Code

## \* \* \* \* \*

§ 5234. Suspension provision.  
During a war or national emergency, the President may suspend any provision of section 5231 or 5232 of this title relating to distribution in grade. Such a suspension may not continue beyond [June] Septem-

ber 30 of the fiscal year following that in which the war or national emergency ends.

\* \* \* \* \*

## § 5451. Suspension: preceding sections.

(a) Except as provided in subsection (b), the President, during a war or national emergency, may suspend any provision of the preceding sections of this chapter. Such a suspension may not continue beyond [June] September 30 of the fiscal year following that in which the war or national emergency ends.

(b) The President may suspend provisions of sections 5442, 5443, and 5444 of this title relating to officers serving in grades above lieutenant in the Navy or captain in the Marine Corps only during a war or national emergency declared by Congress or the President after May 5, 1954.

\* \* \* \* \*

## § 5662. Suspension: preceding sections.

(a) The President may suspend any provision of the preceding sections of this chapter relating to officers serving in the grades of lieutenant and lieutenant (junior grade) during any period when—

(1) the number of officers serving on active duty in the grade of ensign and above in the line of the Navy exceeds the number of officers on the active list in the line of the Navy; and

(2) he determines that the needs of the service so require.

(b) During a war or national emergency, the President may suspend any provision of the preceding sections of this chapter. Such a suspension may not continue beyond [June] September 30 of the fiscal year following that in which the war or national emergency ends.

\* \* \* \* \*

## § 5711. Suspension and exceptions: preceding sections.

(a) The President may suspend any provision of the preceding sections of this chapter relating to officers serving in the grades of lieutenant and lieutenant (junior grade) in the Navy, other than women officers appointed under section 5590 of this title, or relating to male officers serving in the grades of captain and first lieutenant in the Marine Corps during any period when—

(1) the number of male officers serving on active duty in the grade of ensign and above in the line of the Navy exceeds the number of male officers on the active list in the line of the Navy; and

(2) he determines that the needs of the service so require.

(b) During a war or national emergency, the President may suspend any provision of the preceding sections of this chapter. Such a suspension may not continue beyond [June] September 30 of the fiscal year following that in which the war or national emergency ends.

\* \* \* \* \*

## § 5785. Suspension: preceding sections.

(a) The President may suspend any provision of the preceding sections of this chapter relating to officers serving in the grades of lieutenant and lieutenant (junior grade) in the Navy, other than women officers appointed under section 5590 of this title, or relating to male officers serving in the grades of captain and first lieutenant in the Marine Corps during any period when—

(1) the number of male officers serving on active duty in the grade of ensign and above in the line of the Navy exceeds the number of male officers on the active list in the line of the Navy; and

(2) he determines that the needs of the service so require.

(b) During a war or national emergency, the President may suspend any provision of the preceding sections of this chapter relating to officers of the Navy and the Marine Corps, other than women officers appointed under section 5590 of this title. Such a suspension may not continue beyond [June] September 30 of the fiscal year following that in which the war or national emergency ends.

\* \* \* \* \*

§ 6386. Suspension: preceding sections.

(a) The President may suspend any provision of the preceding sections of this chapter relating to officers serving in the grades of lieutenant and lieutenant (junior grade) in the Navy, other than women officers appointed under section 5590 of this title, or relating to male officers serving in the grades of captain and first lieutenant in the Marine Corps during any period when—

(1) the number of male officers serving on active duty in the grade of ensign and above in the line of the Navy exceeds the number of male officers on the active list in the line of the Navy; and

(2) he determines that the needs of the service so require.

(b) Officers in the following categories are not counted as officers serving on active duty for the purpose of clause (1) of subsection (a):

(1) Retired officers.

(2) Officers of the Naval Reserve assigned to active duty for training.

(3) Officers of the Naval Reserve ordered to active duty in connection with organizing, administering, recruiting, instructing, training, or drilling the Naval Reserve.

(4) Officers of the Naval Reserve ordered to temporary active duty to prosecute special work.

(c) During a war or national emergency, the President may suspend any provision of the preceding sections of this chapter. Such a suspension may not continue beyond [June] September 30 of the fiscal year following that in which the war or national emergency ends.

\* \* \* \* \*

Section 203 of the Federal Credit Union Act

NATIONAL CREDIT UNION SHARE INSURANCE FUND

SEC. 203. (a) \* \* \*

\* \* \* \* \*

(d) (1) If, in the judgment of the Administrator, a loan to the fund is required at any time for carrying out the purposes of this title, the Secretary of the Treasury shall make the loan, but loans under this paragraph shall not exceed in the aggregate \$100,000,000 outstanding at any one time. Except as otherwise provided in this subsection and

in subsection (e) of this section, each loan under this paragraph shall be made on such terms as may be fixed by agreement between the Administrator and the Secretary of the Treasury.

(2) Interest shall accrue to the Treasury on the amount of any outstanding loans made to the fund pursuant to paragraph (1) of this subsection on the basis of the average daily amount of such outstanding loans determined at the close of each fiscal year with respect to such year, and the Administrator shall pay the interest so accruing into the Treasury as miscellaneous receipts annually from the fund. The Secretary of the Treasury shall determine the applicable interest rate in advance by calculating the average yield to maturity (on the basis of daily closing market bid quotations during the month of June of the preceding fiscal year) on outstanding marketable public debt obligations of the United States having a maturity date of five or less years from the first day of such month of [June] September and by adjusting such yield to the nearest one-eighth of 1 per centum.

\* \* \* \* \*

Section 4 of the Small Business Act

SEC. 4. (a) \* \* \*

\* \* \* \* \*

(c) (1) \* \* \*

\* \* \* \* \*

(6) The Administration shall pay into miscellaneous receipts of the Treasury, following the close of each fiscal year, interest on the outstanding cash disbursements from each of the funds established by paragraph (1) at rates determined by the Secretary of the Treasury, taking into consideration the current average yields on outstanding interest-bearing marketable public debt obligations of the United States of comparable maturities as calculated for the month of [June] September preceding such fiscal year.

\* \* \* \* \*

Act of November 2, 1965

AN ACT Making appropriations for the Department of Agriculture and related agencies for the fiscal year ending June 30, 1966, and for other purposes

\* \* \* \* \*

TITLE III—CORPORATIONS

\* \* \* \* \*

COMMODITY CREDIT CORPORATION

REIMBURSEMENT FOR NET REALIZED LOSSES

To partially reimburse the Commodity Credit Corporation for net realized losses sustained but not previously reimbursed, pursuant to

the Act of August 17, 1961 (15 U.S.C. 713a-11, 713a-12), \$2,800,000,000: *Provided*, That after June 30, 1964, the portion of borrowings from Treasury equal to the unreimbursed realized losses recorded on the books of the Corporation after [June] *September* 30 of the fiscal year in which such losses are realized, shall not bear interest and interest shall not be accrued or paid thereon.

\* \* \* \* \*

### Section 2 of the Land and Water Conservation Fund Act

#### CERTAIN REVENUES PLACED IN SEPARATE FUND

SEC. 2. SEPARATE FUND.—During the period ending [June] *September* 30, 1989, and during such additional period as may be required to repay any advances made pursuant to section 4(b) of this Act, there shall be covered into the land and water conservation fund in the Treasury of the United States, which fund is hereby established and is hereinafter referred to as the “fund”, the following revenues and collections:

(a) SURPLUS PROPERTY SALES.—All proceeds (except so much thereof as may be otherwise obligated, credited, or paid under authority of those provisions of law set forth in section 485(b)–(e), title 40, United States Code, or the Independent Offices Appropriation Act, 1963 (76 Stat. 725) or in any later appropriation Act) hereafter received from any disposal of surplus real property and related personal property under the Federal Property and Administrative Services Act of 1949, as amended, notwithstanding any provision of law that such proceeds shall be credited to miscellaneous receipts of the Treasury. Nothing in this Act shall affect existing laws or regulations concerning disposal of real or personal surplus property to schools, hospitals, and States and their political subdivisions.

(b) MOTORBOAT FUELS TAX.—The amounts provided for in section 201 of this Act.

(c) (1) OTHER REVENUES.—In addition to the sum of the revenues and collections estimated by the Secretary of the Interior to be covered into the fund pursuant to this section, as amended, there are authorized to be appropriated annually to the fund out of any money in the Treasury not otherwise appropriated such amounts as are necessary to make the income of the fund not less than \$200,000,000 for each of the fiscal years 1968, 1969, and 1970, and not less than \$300,000,000 for each fiscal year thereafter through [June] *September* 30, 1989.

(2) To the extent that any such sums so appropriated are not sufficient to make the total annual income of the fund amount to \$200,000,000 or \$300,000,000 for each of such fiscal years, as provided in clause (1), an amount sufficient to cover the remainder thereof shall be credited to the fund from revenues due and payable to the United States for deposit in the Treasury as miscellaneous receipts under the Outer Continental Shelf Lands Act, as amended (43 U.S.C. 1331 et seq.): *Provided*, That notwithstanding the provisions of section 3 of this Act, moneys covered into the fund under this paragraph shall

remain in the fund until appropriated by the Congress to carry out the purpose of this Act.

\* \* \* \* \*

### Section 4 of the Fish and Wildlife Act of 1956

#### LOAN PROCEDURES

#### SEC. 4. (a) \*\*\*

\* \* \* \* \*

(c) There is created a fisheries loan fund, which shall be used by the Secretary as a revolving fund to make loans for financing and refinancing under this section. Any funds received by the Secretary on or before [June] *September* 30, 1980, in payment of principal or interest on any loans so made shall be deposited in the fund and be available for making additional loans under this section. The Secretary shall pay from the fund into the miscellaneous receipts of the Treasury, at the close of each fiscal year, interest on the cumulative amount of appropriations available as capital to the fund from and after July 1, 1965, less the average undispersed cash balance in the fund during the year. The rate of such interest shall be determined by the Secretary of the Treasury, taking into consideration the average market yield during the month preceding each fiscal year on outstanding Treasury obligations of maturity comparable to the average maturity of loans made from the fund. Interest payments may be deferred with the approval of the Secretary of the Treasury, but any interest payments so deferred shall themselves bear interest. Any funds received in the fisheries loan fund after [June] *September* 30, 1980, and any balance remaining therein at the close of [June] *September* 30, 1980 (at which time the fund shall cease to exist), shall be covered into the Treasury as miscellaneous receipts. There is authorized to be appropriated to the fisheries loan fund the sum of \$20,000,000 to provide initial capital.

\* \* \* \* \*

### Section 1 of the Act of September 18, 1972

AN ACT To provide for acceleration of programs for the planting of trees on national forest lands in need of reforestation, and for other purposes

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That notwithstanding any other provision of law, the Secretary of Agriculture shall establish a “Supplemental National Forest Reforestation Fund”, and transfer to that fund beginning with the fiscal year commencing July 1, 1972, and ending on [June] *September* 30, 1987, such amounts as may be appropriated therefor. There is hereby authorized to be appropriated for such purpose for each of the fiscal years during such period the sum of \$65,000,000.

Section 4 of the Central, Western, and South Pacific Fisheries  
Development Act

SEC. 4. The Secretary shall submit to the President and the Congress, not later than [June] *September 30, 1976*, a complete report with respect to his activities pursuant to this Act, the results of such activities, and any recommendations he may have as a result of such activities.

Section 16 of the Wild and Scenic Rivers Act

SEC. 16. (a) There are hereby authorized to be appropriated, including such sums as have heretofore been appropriated, the following amounts for land acquisition for each of the rivers described in section 3(a) of this Act:

Clearwater, Middle Fork, Idaho, \$2,909,800;  
Eleven Point, Missouri, \$4,906,500;  
Feather, Middle Fork, California, \$3,935,700;  
Rio Grande, New Mexico, \$253,000;  
Rouge, Oregon, \$12,447,200;  
St. Croix, Minnesota and Wisconsin, \$11,768,550;  
Salmon, Middle Fork, Idaho, \$1,237,100; and  
Wolf, Wisconsin, \$142,150.

(b) The authority to make the appropriations authorized in this section shall expire on [June] *September 30, 1979*.

\* \* \* \* \*

Section 102 of the Elementary and Secondary Education Act of 1965

DURATION OF ASSISTANCE

Sec. 102. During the period beginning July 1, 1973, and ending [June] *September 30, 1978*, the Commissioner shall, in accordance with the provisions of this title, make payments to State educational agencies for grants made on the basis of entitlements created under this title.

Section 3 of the Act of September 23, 1950

ESTABLISHMENT OF PRIORITIES

SEC. 3. The Commissioner shall from time to time set dates by which applications for payments under this Act with respect to construction projects must be filed, except that the last such date with respect to applications for payments on account of children referred to in paragraphs (2) or (3) of section 5(a) shall be not later than [June] *September 30, 1973*. The Commissioner shall by regulation prescribe an order of priority, based on relative urgency of need, to be followed in approving applications in the event the funds appro-

priated under this Act and remaining available on any such date for payment to local educational agencies are less than the Federal share of the cost of the projects with respect to which applications have been filed prior to such date (and for which funds under this Act have not already been obligated). Only applications meeting the conditions for approval under this Act (other than section 6 (b) (2) (C)) shall be considered applications for purposes of the preceding sentence.

SECTION 3 OF THE SPECIAL PROJECTS ACT

CONTRACTING AUTHORITY

Sec. 3. (a) The Commissioner is authorized, during the period beginning July 1, 1975, and ending [June] *September 30, 1978*, to make contracts with public and private agencies, organizations, associations, institutions, and with individuals in order to carry out the purposes of this Act as set forth in section 2.

EDUCATION AMENDMENTS OF 1974

\* \* \* \* \*

CAREER EDUCATION

SEC. 406. (a) It is the sense of Congress that—\*\*\*

\* \* \* \* \*

(f) (1) During the period beginning with the enactment of this section and ending [June] *September 30, 1978*, the Commissioner is authorized to make grants to State and local educational agencies, institutions of higher education, and other nonprofit agencies and organizations to support projects to demonstrate the most effective methods and techniques in career education and to develop exemplary career education models (including models in which handicapped children receive appropriate career education either by participation in regular or modified programs with nonhandicapped children or where necessary in specially designed programs for handicapped children whose handicaps are of such severity that they cannot benefit from regular or modified programs). Grants made under this subsection shall be consistent with the policies set forth in subsection (a) of this subsection.

(2) During the period beginning one year after the enactment of this section and ending [June] *September 30, 1977*, the Commissioner is authorized to make grants to State educational agencies to enable them to develop State plans for the development and implementation of career education programs in the local educational agencies of the States. Such plans shall be designed to carry out the policies and purposes set forth in subsections (a) and (b).

\* \* \* \* \*

## ELEMENTARY AND SECONDARY SCHOOL EDUCATION IN THE ARTS

SEC. 409. The Commission shall, during the period beginning after June 30, 1974 and ending on **[June]** *September* 30, 1978, through arrangements made with the John F. Kennedy Center for the Performing Arts, carry out a program of grants and contracts to encourage and assist State and local educational agencies to establish and conduct programs in which the arts are an integral part of elementary and secondary school programs. Not less than \$750,000 shall be available for the purposes of this section during any fiscal year during the period for which provision is made in the preceding sentence.

\* \* \* \* \*

## Section 20 of the Act of June 26, 1934

AN ACT Providing that permanent appropriations be subject to annual consideration and appropriation by Congress, and for other purposes

\* \* \* \* \*

SEC. 20. (a) The funds appearing on the books of the Government and listed in subsections (b) and (c) of this section shall be classified on the books of the Treasury as trust funds. All moneys accruing to these funds are hereby appropriated, and shall be disbursed in compliance with the terms of the trust. Hereafter moneys received by the Government as trustee analogous to the funds named in subsections (b) and (c) of this section, not otherwise herein provided for, except moneys received by the Comptroller of the Currency or the Federal Deposit Insurance Corporation, shall likewise be deposited into the Treasury as trust funds with appropriate title, and all amounts credited to such trust-fund accounts are hereby appropriated and shall be disbursed in compliance with the terms of the trust: *Provided*, That, effective July 1, 1935, expenditures from the trust fund "Soldiers' Home, Permanent Fund" (8t184) shall be made only in pursuance of appropriations annually made by Congress, and such appropriations are hereby authorized: *Provided further*, That personal funds of deceased inmates, Naval Home, now deposited with the pay officer of the Naval Home, shall be deposited in the Treasury to the credit of the trust fund account "Personal Funds of Deceased Inmates, Naval Home" (7t989): *Provided further*, That on **[June]** *September* 30 of each year there shall be transferred to the trust fund receipt account directed to be established in section 17 of this Act, such portion of the balances in any trust-fund account hereinbefore or hereafter listed or established, except the balances in the accounts listed in subsection (c) of this section, which have been in any such fund for more than one year and represent moneys belonging to individuals whose whereabouts are unknown, and subsequent claims therefor shall be disbursed from the trust fund receipt account "Unclaimed Moneys of Individuals Whose Whereabouts are Unknown", directed to be established in section 17 of this Act.

\* \* \* \* \*

## Section 402 of the Act of November 13, 1966

## SEC. 402. REPORTS TO CLARIFY THE NATIONAL DEBT AND TAX STRUCTURE.

The Secretary of the Treasury shall, on the first day of each regular session of the Congress, submit to the Senate and the House of Representatives a report setting forth, as of the close of the preceding **[June]** *September* 30 (beginning with the report as of June 30, 1967), the aggregate and individual amounts of the contingent liabilities and the unfunded liabilities of the Government, and of each department, agency, and instrumentality thereof, including, so far as practicable, trust fund liabilities, Government corporations' liabilities, indirect liabilities not included as a part of the public debt, and liabilities of insurance and annuity programs, including their actuarial status. The report shall also set forth the collateral pledged, or the assets available (or to be realized), as security for such liabilities (Government securities to be separately noted), and shall also set forth all other assets specifically available to liquidate such liabilities of the Government. The report shall set forth the required data in a concise form, with such explanatory material (including such analysis of the significance of the liabilities in terms of past experience and probable risk) as the Secretary may determine to be necessary or desirable, and shall include total amounts of each category according to the department, agency, or instrumentality involved.

## Section 2 of the Act of May 6, 1974

AN ACT To amend chapter 5 of title 37, United States Code, to revise the special pay structure relating to medical officers of the uniformed services

\* \* \* \* \*

SEC. 2. The amendments made by this Act become effective on the first day of the first calendar month following the date of enactment. Except for the provisions of section 313 of title 37, United States Code, as added by section 1(4) of the Act, which will expire on June 30, 1976, the authority for the special pay provided by this Act shall, unless otherwise extended by Congress, expire on **[June]** *September* 30, 1977.

## Section 756 of Title 40, United States Code

## § 756. General Supply Fund.

\* \* \* \* \*

(e) Annual audit; surplus; report to Congress.

The Comptroller General of the United States shall make an annual audit of the General Supply Fund as of **[June]** *September* 30, and there shall be covered into the United States Treasury as miscellaneous receipts any surplus found therein, all assets, liabilities, and prior

losses considered, above the amounts transferred or appropriated to establish and maintain said fund, and the Comptroller General shall report to the Congress annually the results of the audit, together with such recommendations as he may have regarding the status and operations of the fund.

### Section 903 of the Social Security Act

#### AMOUNTS TRANSFERRED TO STATE ACCOUNTS

##### In General

SEC. 903. (a) (1) If as of the close of any fiscal year after the fiscal year ending June 30, 1972, the amount in the extended unemployment compensation account has reached the limit provided in section 905 (b) (2) and the amount in the Federal unemployment account has reached the limit provided in section 902 (a) and all advances pursuant to section 905 (d) and section 1203 have been repaid, and there remains in the employment security administration account any amount over the amount provided in section 901 (f) (3) (A), such excess amount, except as provided in subsection (b), shall be transferred (as of the beginning of the succeeding fiscal year) to the accounts of the States in the Unemployment Trust Fund.

(2) Each State's share of the funds to be transferred under this subsection as of any July 1—

(A) shall be determined by the Secretary of Labor and certified by him to the Secretary of the Treasury before that date on the basis of reports furnished by the States to the Secretary of Labor before [June] September 1, and

(B) shall bear the same ratio to the total amount to be so transferred as the amount of wages subject to contributions under such State's unemployment compensation law during the preceding calendar year which have been reported to the State before May 1 bears to the total of wages subject to contributions under all State unemployment compensation laws during such calendar year which have been reported to the States before May 1.

### PUBLIC HEALTH SERVICE ACT

\* \* \* \* \*

#### DIABETES RESEARCH AND TRAINING CENTERS

SEC. 435. (a) Consistent with applicable recommendations of the National Commission on Diabetes, the Secretary shall provide for the development, or substantial expansion, of centers for research and training in diabetes mellitus and related endocrine and metabolic disorders. Each center developed or expanded under this section shall (1) utilize the facilities of a single institution, or be formed from a consortium of cooperating institutions, meeting such research and training qualifications as may be prescribed by the Secretary; and (2)

conduct (A) research in the diagnosis and treatment of diabetes mellitus and related endocrine and metabolic disorders and the complications resulting from such disease or disorders, (B) training programs for physicians and allied health personnel in current methods of diagnosis and treatment of such disease, disorders, and complications, and (C) information programs for physicians and allied health personnel who provide primary care for patients with such disease, disorders, or complications. Insofar as practicable, centers developed or expanded under this section shall be located geographically on the basis of population density throughout the United States and in environments with proven research capabilities.

(b) The Secretary shall evaluate on an annual basis the activities of centers developed or expanded under this section and shall report to the Congress (on or before [June] September 30 of each year) the results of his evaluation.

\* \* \* \* \*

#### LOANS AND LOAN GUARANTEES FOR INITIAL OPERATION COSTS

SEC. 1305. (a) \* \* \*

\* \* \* \* \*

(d) A loan or loan guarantee may be made under this section through the fiscal year ending [June] September 30, 1978.

\* \* \* \* \*

#### PART C—LOANS AND LOAN GUARANTEES

##### AUTHORITY FOR LOANS AND LOAN GUARANTEES

SEC. 1620. (a) The Secretary, during the period beginning July 1, 1974, and ending [June] September 30, 1977, may, in accordance with this part, make loans from the fund established under section 1622 (d) to pay the Federal share of projects approved under section 1604.

(b) (1) The Secretary, during the period beginning July 1, 1974, and ending [June] September 30, 1977, may, in accordance with this part, guarantee to—

(i) non-Federal lenders for their loans to nonprofit private entities for medical facilities projects, and

(ii) the Federal Financing Bank for its loans to nonprofit private entities for such projects.

payment of principal and interest on such loans if applications for assistance for such projects under this title have been approved under section 1604.

(2) In the case of a guarantee of any loan to a nonprofit private entity under this title, the Secretary shall pay, to the holder of such loan and for and on behalf of the project for which the loan was made amounts sufficient to reduce by 3 per centum per annum the net effective interest rate otherwise payable on such loan. Each holder of such a loan which is guaranteed under this title shall have a contractual right to receive from the United States interest payments required by the preceding sentence.

(c) The cumulative total of the principal of the loans outstanding at any time with respect to which guarantees have been issued, or which have been directly made, may not exceed such limitations as may be specified in appropriation Acts.

(d) The Secretary, with the consent of the Secretary of Housing and Urban Development, shall obtain from the Department of Housing and Urban Development such assistance with respect to the administration of this part as will promote efficiency and economy thereof.

\* \* \* \* \*

Section 11 of the Railroad Unemployment Insurance Act

RAILROAD UNEMPLOYMENT INSURANCE ADMINISTRATION FUND

SEC. 11.(a) \* \* \*

\* \* \* \* \*

(d) So much of the balance in the fund as of [June] September 30 of each year as is in excess of \$6,000,000 shall as of such date be transferred from the fund and credited to the account.

Social Security Act

\* \* \* \* \*

BENEFITS IN CASE OF VETERANS

SEC. 217. (a) (1) \* \* \*

\* \* \* \* \*

(g) (1) \* \* \*

(2) There are authorized to be appropriated to the Trust Funds and the Federal Hospital Insurance Trust Fund—

(A) for the fiscal year ending June 30, 1966, an amount equal to the amount determined under paragraph (1) in September 1965, and

(B) for each fiscal year in the period beginning with July 1, 1966, and ending with the close of [June] September 30, 2015, an amount equal to the annual installment for such fiscal year under the most recent determination under paragraph (1) which precedes such fiscal year.

(3) For the fiscal year ending [June] September 30, 2016, there is authorized to be appropriated to the Trust Funds and the Federal Hospital Insurance Trust Fund such sums as the Secretary determines would place the Trust Funds and the Federal Hospital Insurance Trust Fund in the same position in which they would have been at the close of [June] September 30, 2015, if section 210 of this Act as in effect prior to the Social Security Act Amendments of 1950, and this section, had not been enacted.

(4) There are authorized to be appropriated to the Trust Funds and the Federal Hospital Insurance Trust Fund annually, as benefits

under this title and part A of title XVIII are paid after [June] September 30, 2015, such sums as the Secretary determines to be necessary to meet the additional costs resulting from subsections (a), (b), and (e), of such benefits (including lump-sum death payments).

\* \* \* \* \*

ALTERNATIVE FEDERAL PAYMENT WITH RESPECT TO PUBLIC ASSISTANCE EXPENDITURES

SEC. 1118. In the case of any State which has in effect a plan approved under title XIX for any calendar quarter, the total of the payments to which such State is entitled for such quarter, and for each succeeding quarter in the same fiscal year (which for purposes of this section means the 4 calendar quarters ending with [June] September 30), under paragraphs (1) and (2) of sections 3(a), 403(a), 1003(a), 1403(a), and 1603(a) shall, at the option of the State, be determined by application of the Federal medical assistance percentage (as defined by section 1905), instead of the percentages provided under each such section, to the expenditures under its State plans approved under titles I, X, XIV, and XVI, and part A of title IV, which would be included in determining the amounts of the Federal payments to which such State is entitled under such sections, but without regard to any maximum on the dollar amounts per recipient which may be counted under such sections.

\* \* \* \* \*

Section 3 of the Act of September 6, 1958

AN ACT To authorize the expenditure of funds through grants for support of scientific research, and for other purposes

\* \* \* \* \*

SEC. 3. Each agency or department of the Federal Government exercising authority granted by this Act shall make an annual report on or before [June] September 30th of each year to the appropriate committees of both Houses of Congress. Such report shall set forth therein, for the preceding year, the number of grants made pursuant to the authority provided in the first section of this Act, the dollar amount of such grants, and the institutions in which title to equipment was vested pursuant to section 2 of this Act.

Public Works and Economic Development Act of 1965

\* \* \* \* \*

ECONOMIC DEVELOPMENT REVOLVING FUND

SEC. 203. Funds obtained by the Secretary under section 201, loan funds obtained under section 403, and collections and repayments



received under this Act, shall be deposited in an economic development revolving fund (hereunder referred to as the "fund"), which is hereby established in the Treasury of the United States, and which shall be available to the Secretary for the purpose of extending financial assistance under sections 201, 202, and 403, and for the payment of all obligations and expenditures arising in connection therewith. There shall also be credited to the fund such funds as have been paid into the area redevelopment fund or may be received from obligations outstanding under the Area Redevelopment Act. The fund shall pay into miscellaneous receipts of the Treasury, following the close of each fiscal year, interest on the amount of loans outstanding under this Act computed in such manner and at such rate as may be determined by the Secretary of the Treasury taking into consideration the current average market yield on outstanding marketable obligations of the United States with remaining periods to maturity comparable to the average maturities of such loans, adjusted to the nearest one-eighth of 1 per centum, during the month of [June] *September* preceding the fiscal year in which the loans were made.

\* \* \* \* \*

REGIONAL, TECHNICAL AND PLANNING ASSISTANCE

SEC. 505. (a) (1) \* \* \*

\* \* \* \* \*

(b) For the period ending on [June] *September* 30 of the second full Federal fiscal year following the date of establishment of a commission, the administrative expenses of each commission as approved by the Secretary shall be paid by the Federal Government. Thereafter, such expenses shall be paid 50 per centum by the Federal Government and 50 per centum by the States in the region, except that the administrative expenses of the Federal cochairman, his alternate, and his staff shall be paid solely by the Federal Government. The share to be paid by each State shall be determined by the Commission. The Federal cochairman shall not participate or vote in such determination.

In determining the amount of the non-Federal share of such costs or expenses, the Secretary shall give due consideration to all contributions both in cash and in kind, fairly evaluated, including but not limited to space, equipment, and services.

\* \* \* \* \*

Section 304 of the Comprehensive Alcohol Abuse and Alcoholism Prevention, Treatment, and Rehabilitation Act of 1970

SPECIAL GRANTS FOR IMPLEMENTATION OF THE UNIFORM ALCOHOLISM AND INTOXICATION TREATMENT ACT

SEC. 304. (a) To assist States which have adopted the basic provisions of the Uniform Alcoholism and Intoxication Treatment Act (hereinafter in this section referred to as the "Uniform Act") to utilize fully the protections of the Uniform Act in their efforts to approach

alcohol abuse and alcoholism from a community care standpoint, the Secretary, acting through the Institute, shall, during the period beginning July 1, 1974, and ending [June] *September* 30, 1977, make grants to such States for the implementation of the Uniform Act. A grant under this section to any State may only be made for that State's costs (as determined in accordance with regulations which the Secretary shall promulgate not later than July 1, 1974) in implementing the Uniform Act for a period which does not exceed one year from the first day of the first month for which the grant is made. No State may receive more than three grants under this section.

Section 246 of the Juvenile Justice and Delinquency Prevention Act of 1974

ANNUAL REPORT

SEC. 246. The Deputy Assistant Administrator for the National Institute for Juvenile Justice and Delinquency Prevention shall develop annually and submit to the Administrator after the first year the legislation is enacted, prior to [June] *September* 30, a report on research, demonstration, training, and evaluation programs funded under this title, including a review of the results of such programs, an assessment of the application of such results to existing and to new juvenile delinquency programs, and detailed recommendations for future research, demonstration, training, and evaluation programs. The Administrator shall include a summary of these results and recommendations in his report to the President and Congress required by section 204 (b) (5).

\* \* \* \* \*

Act of August 28, 1937

AN ACT Relating to the revested Oregon and California Railroad and reconveyed Coos Bay Wagon Road grant lands situated in the State of Oregon

\* \* \* \* \*

TITLE II

That on and after March 1, 1938, all moneys deposited in the Treasury of the United States in the special fund designated the "Oregon and California land-grant fund" shall be distributed annually as follows:

(a) Fifty per centum to the counties in which the lands revested under the Act of June 9, 1916 (39 Stat. 218), are situated, to be payable on or after June 30, 1938, and each year thereafter to each of said counties in the proportion that the total assessed value of the Oregon and California grant lands in each of said counties for the year 1915 bears to the total assessed value of all of said lands in the State of Oregon for said year, such moneys to be used as other county funds.



(b) Twenty-five per centum to said counties as money in lieu of taxes accrued or which shall accrue to them prior to March 1, 1938, under the provisions of the Act of July 13, 1926 (44 Stat. 915), and which taxes are unpaid on said date, such moneys to be paid to said counties severally by the Secretary of the Treasury of the United States, upon certification by the Secretary of the Interior, until such tax indebtedness as shall have accrued prior to March 1, 1938, is extinguished.

From and after payment of the above accrued taxes said 25 per centum shall be accredited annually to the general fund in the Treasury of the United States until all reimburseable charges against the Oregon and California land-grant fund owing to the general fund in the Treasury have been paid: *Provided*, That if for any year after the extinguishment of the tax indebtedness accruing to the counties prior to March 1, 1938, under the provisions of Forty-fourth Statutes, page 915, the total amount payable under subsection (a) of this title is less than 78 per centum of the aggregate amount of tax claims which accrued to said counties under said Act for the year 1934, there shall be additionally payable for such year such portion of said 25 per centum (but not in excess of three-fifths of said 25 per centum), as may be necessary to make up the deficiency. When the general fund in the Treasury has been fully reimbursed for the expenditures which were made charges against the Oregon and California land-grant fund said 25 per centum shall be paid annually, on or after [June] September 30, to the several counties in the manner provided in subsection (a) hereof.

\* \* \* \* \*

#### Section 303 of the Act of September 8, 1950

AN ACT To amend title IV of the District of Columbia Revenue Act of 1937, as amended, so as to provide for the issuance of dealers' identification tags for use on trailers, to provide for the revocation and suspension of dealers' registration and identification tags, to change the fee for dealers' identification tags, to provide for the issuance of special use identification tags, and for other purposes

\* \* \* \* \*

#### SEC. 303. (a) \* \* \*

(b) Subject to the limitations in subsection (a), purchases and commitments to purchase and sales under such subsection may be made without regard to the limitations of existing law, for such quantities, and on such terms and conditions, including advance payments, and for such periods, but not extending beyond [June] September 30, 1985, as the President deems necessary, except that purchases or commitments to purchase involving higher than established ceiling prices (or if there be no established ceiling prices, currently prevailing market prices) or anticipated loss on resale shall not be made unless it is determined that supply of the materials could not be effectively increased at lower prices or on terms more favorable to the Government, or that such purchases are necessary to assure the availability to the United States of overseas supplies.

\* \* \* \* \*

#### Section 15d of the Tennessee Valley Authority Act of 1933

SEC. 15d. (a) The Corporation is authorized to issue and sell bonds, notes, and other evidences of indebtedness (hereinafter collectively referred to as "bonds") in an amount not exceeding \$5,000,000,000 outstanding at any one time to assist in financing its power program and to refund such bonds. The Corporation may, in performing functions authorized by this Act, use the proceeds of such bonds for the construction, acquisition, enlargement, improvement, or replacement of any plant or other facility used or to be used for the generation or transmission of electric power (including the portion of any multiple-purpose structure used or to be used for power generation); as may be required in connection with the lease, lease-purchase, or any contract for the power output of any such plant or other facility; and for other purposes incidental thereto. Unless otherwise specifically authorized by Act of Congress the Corporation shall make no contracts for the sale or delivery of power which would have the effect of making the Corporation or its distributors, directly or indirectly, a source of power supply outside the area for which the Corporation or its distributors were the primary source of power supply on July 1, 1957, and such additional area extending not more than five miles around the periphery of such area as may be necessary to care for the growth of the Corporation and its distributors within said area: *Provided, however*, That such additional area shall not in any event increase by more than 2½ per centum (or two thousand square miles, whichever is the lesser) the area for which the Corporation and its distributors were the primary source of power supply on July 1, 1957: *And provided further*, That no part of such additional area may be in a State not now served by the Corporation or its distributors or in a municipality receiving electric service from another source on or after July 1, 1957, and no more than five hundred square miles of such additional area may be in any one State now served by the Corporation or its distributors.

Nothing in this subsection shall prevent the Corporation or its distributors from supplying electric power to any customer within any area in which the Corporation or its distributors had generally established electric service on July 1, 1957, and to which electric service was not being supplied from any other source on the effective date of this Act.

Nothing in this subsection shall prevent the Corporation, when economically feasible, from making exchange power arrangements with other power-generating organizations with which the Corporation had such arrangements on July 1, 1957, nor prevent the Corporation from continuing to supply power to Dyersburg, Tennessee, and Covington, Tennessee, or from entering into contracts to supply or from supplying power to the cities of Paducah, Kentucky; Princeton, Kentucky; Glasgow, Kentucky; Fulton, Kentucky; Monticello, Kentucky; Hickman, Kentucky; Chickamauga, Georgia; Ringgold, Georgia; Oak Ridge, Tennessee; and South Fulton, Tennessee; or agencies thereof; or from entering into contracts to supply or from supplying power for the Naval Auxiliary Air Station in Lauderdale and Kemper Counties, Mississippi, through the facilities of the East

Mississippi Electric Power Association: *Provided further*, That nothing herein contained shall prevent the transmission of TVA power to the Atomic Energy Commission or the Department of Defense or any agency thereof, on certification by the President of the United States that an emergency defense need for such power exists. Nothing in this Act shall affect the present rights of the parties in any existing lawsuits involving efforts of towns in the same general area where TVA power is supplied to obtain TVA power.

The principal of and interest on said bonds shall be payable solely from the Corporation's net power proceeds as hereinafter defined. Net power proceeds are defined for purposes of this section as the remainder of the Corporation's gross power revenues after deducting the costs of operating, maintaining, and administering its power properties (including costs applicable to that portion of its multiple-purpose properties allocated to power) and payments to States and counties in lieu of taxes but before deducting depreciation accruals or other charges representing the amortization of capital expenditures, plus the net proceeds of the sale or other disposition of any power facility or interest therein, and shall include reserve or other funds created from such sources. Notwithstanding the provisions of section 26 of this Act or any other provision of law, the Corporation may pledge and use its net power proceeds for payment of the principal of and interest on said bonds, for purchase or redemption thereof, and for other purposes incidental thereto, including creation of reserve funds and other funds which may be similarly pledged and used, to such extent and in such manner as it may deem necessary or desirable. The Corporation is authorized to enter into binding covenants with the holders of said bonds—and with the trustee, if any—under any indenture, resolution, or other agreement entered into in connection with the issuance thereof (any such agreement being hereinafter referred to as a "bond contract") with respect to the establishment of reserve funds and other funds, adequacy of charges for supply of power, application and use of net power proceeds, stipulations concerning the subsequent issuance of bonds or the execution of leases or lease-purchase agreements relating to power properties, and such other matters, not inconsistent with this Act, as the Corporation may deem necessary or desirable to enhance the marketability of said bonds. The issuance and sale of bonds by the Corporation and the expenditure of bond proceeds for the purposes specified herein, including the addition of generating units to existing power-producing projects and the construction of additional power-producing projects, shall not be subject to the requirements or limitations of any other law.

(b) Bonds issued by the Corporation hereunder shall not be obligations of, nor shall payment of the principal thereof or interest thereon be guaranteed by, the United States. Proceeds realized by the Corporation from issuance of such bonds and from power operations and the expenditure of such proceeds shall not be subject to apportionment under the provisions of Revised Statutes 3679, as amended (31 U.S.C. 665).

(c) Bonds issued by the Corporation under this section shall be negotiable instruments unless otherwise specified therein, shall be in such forms and denominations, shall be sold at such times and in such

amounts, shall mature at such time or times not more than fifty years from their respective dates, shall be sold at such prices, shall bear such rates of interest, may be redeemable before maturity at the option of the Corporation in such manner and at such times and redemption premiums, may be entitled to such relative priorities of claim on the Corporation's net power proceeds with respect to principal and interest payments, and shall be subject to such other terms and conditions, as the Corporation may determine: *Provided*, That at least fifteen days before selling each issue of bonds hereunder (exclusive of any commitment shorter than one year) the Corporation shall advise the Secretary of the Treasury as to the amount, proposed date of sale, maturities, terms and conditions and expected rates of interest of the proposed issue in the fullest detail possible and, if the Secretary shall so request, shall consult with him or his designee thereon, but the sale and issuance of such bonds shall not be subject to approval by the Secretary of the Treasury except as to the time of issuance and the maximum rates of interest to be borne by the bonds: *Provided further*, That if the Secretary of the Treasury does not approve a proposed issue of bonds hereunder within seven working days following the date on which he is advised of the proposed sale, the Corporation may issue to the Secretary interim obligations in the amount of the proposed issue, which the Secretary is directed to purchase. In case the Corporation determines that a proposed issue of bonds hereunder cannot be sold on reasonable terms, it may issue to the Secretary interim obligations which the Secretary is authorized to purchase. Notwithstanding the foregoing provisions of this subsection, obligations issued by the Corporation to the Secretary shall not exceed \$150,000,000 outstanding at any one time, shall mature on or before one year from date of issue, and shall bear interest equal to the average rate (rounded to the nearest one-eighth of a percent) on outstanding marketable obligations of the United States with maturities from dates of issue of one year or less as of the close of the month preceding the issuance of the obligations of the Corporation. If agreement is not reached within eight months concerning the issuance of any bonds which the Secretary has failed to approve, the Corporation may nevertheless proceed to sell such bonds on any date thereafter without approval by the Secretary in amount sufficient to retire the interim obligations issued to the Treasury and such interim obligations shall be retired from the proceeds of such bonds. For the purpose of any purchase of the Corporation's obligations the Secretary of the Treasury is authorized to use as a public debt transaction the proceeds from the sale of any securities issued under the Second Liberty Bond Act, as amended, and the purposes for which securities may be issued under the Second Liberty Bond Act, as amended, are extended to include any purchases of the Corporation's obligations hereunder. The Corporation may sell its bonds by negotiation or on the basis of competitive bids, subject to the right, if reserved, to reject all bids; may designate trustees, registrars, and paying agents in connection with said bonds and the issuance thereof; may arrange for audits of its accounts and for reports concerning its financial condition and operations by certified public accounting firms (which audits and reports shall be in addition to those required by sections 105 and 106 of the Act of December 6, 1945 (59 Stat. 599; 31 U.S.C. 850-851), may,

subject to any covenants contained in any bond contract, invest the proceeds of any bonds and other funds under its control which derive from or pertain to its power program in any securities approved for investment of national bank funds and deposit said proceeds and other funds, subject to withdrawal by check or otherwise, in any Federal Reserve Bank or bank having membership in the Federal Reserve System; and may perform such other acts not prohibited by law as it deems necessary or desirable to accomplish the purposes of this section. Bonds issued by the Corporation hereunder shall contain a recital that they are issued pursuant to this section, and such recital shall be conclusive evidence of the regularity of the issuance and sale of such bonds and of their validity. The annual report of the Board filed pursuant to section 9 of this Act shall contain a detailed statement of the operation of the provisions of this section during the year.

(d) Bonds issued by the Corporation hereunder shall be lawful investments and may be accepted as security for all fiduciary, trust, and public funds, the investment or deposit of which shall be under the authority or control of any officer or agency of the United States. The Secretary of the Treasury or any other officer or agency having authority over or control of any such fiduciary, trust, or public funds, may at any time sell any of the bonds of the Corporation acquired by them under this section. Bonds issued by the Corporation hereunder shall be exempt both as to principal and interest from all taxation now or hereafter imposed by any State or local taxing authority except estate, inheritance, and gift taxes.

(e) From net power proceeds in excess of those required to meet the Corporation's obligations under the provisions of any bond or bond contract, the Corporation shall, beginning with fiscal year 1961, make payments into the Treasury as miscellaneous receipts on or before December 31 and [June] *September* 30, of each fiscal year as a return on the appropriation investment in the Corporation's power facilities, plus a repayment sum of not less than \$10,000,000 for each of the first five fiscal years, \$15,000,000 for each of the next five fiscal years, and \$20,000,000 for each fiscal year thereafter, which repayment sum shall be applied to reduction of said appropriation investment until a total of \$1,000,000,000 of said appropriation investment shall have been repaid. The said appropriation investment shall consist, in any fiscal year, of that part of the Corporation's total investment assigned to power as of the beginning of the fiscal year (including both completed plant and construction in progress) which has been provided from appropriations or by transfers of property from other Government agencies without reimbursement by the Corporation, less repayments of such appropriation investment made under title II of the Government Corporations Appropriation Act, 1948, this Act, or other applicable legislation. The payment as a return on the appropriation investment in each fiscal year shall be equal to the computed average interest rate payable by the Treasury upon its total marketable public obligations as of the beginning of said fiscal year applied to said appropriation investment. Payments due hereunder may be deferred for not more than two years when, in the judgment of the Board of Directors of the Corporation, such payments cannot feasibly be

made because of inadequacy of funds occasioned by drought, poor business conditions, emergency replacements, or other factors beyond the control of the Corporation.

(f) The Corporation shall charge rates for power which will produce gross revenues sufficient to provide funds for operation, maintenance, and administration of its power system; payments to States and counties in lieu of taxes; debt service on outstanding bonds, including provision and maintenance of reserve funds and other funds established in connection therewith; payments to the Treasury as a return on the appropriation investment pursuant to subsection (e) hereof; payment to the Treasury of the repayment sums specified in subsection (e) hereof; and such additional margin as the Board may consider desirable for investment in power system assets, retirement of outstanding bonds in advance of maturity, additional reduction of appropriation investment, and other purposes connected with the Corporation's power business, having due regard for the primary objectives of the Act, including the objective that power shall be sold at rates as low as are feasible. In order to protect the investment of holders of the Corporation's securities and the appropriation investment as defined in subsection (e) hereof, the Corporation, during each successive five-year period beginning with the five-year period which commences on July 1 of the first full fiscal year after the effective date of this section, shall apply net power proceeds either in reduction (directly or through payments into reserve or sinking funds) of its capital obligations, including bonds and the appropriation investment, or to reinvestment in power assets, at least to the extent of the combined amount of the aggregate of the depreciation accruals and other charges representing the amortization of capital expenditures applicable to its power properties plus the net proceeds realized from any disposition of power facilities in said period.

(g) Power generating and related facilities operated by the Corporation under lease and lease-purchase agreements shall constitute power property held by the Corporation within the meaning of section 13 of this Act, but that portion of the payment due for any fiscal year under said section 13 to a State where such facilities are located which is determined or estimated by the Board to result from holding such facilities or selling electric energy generated thereby shall be reduced by the amount of any taxes or tax equivalents applicable to such fiscal year paid by the owners or others on account of said facilities to said State and to local taxing jurisdictions therein. In connection with the construction of a generating plant or other facilities under an agreement providing for lease or purchase of said facilities or any interest therein by or on behalf of the Corporation, or for the purchase of the output thereof, the Corporation may convey, in the name of the United States by deed, lease, or otherwise, any real property in its possession or control, may perform necessary engineering and construction work and other services, and may enter into any necessary contractual arrangements.

(h) It is hereby declared to be the intent of this section to aid the Corporation in discharging its responsibility for the advancement of the national defense and the physical, social and economic develop-

ment of the area in which it conducts its operations by providing it with adequate authority and administrative flexibility to obtain the necessary funds with which to assure an ample supply of electric power for such purposes by issuance of bonds and as otherwise provided herein, and this section shall be construed to effectuate such intent.

AMENDMENTS MADE BY SECTION 3 OF THE BILL

Section 4 of the Act of August 30, 1890

AN ACT To apply a portion of the proceeds of the public lands to the more complete endowment and support of the colleges for the benefit of agriculture and the mechanic arts established under the provisions of an act of Congress approved July second, eighteen hundred and sixty-two

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SEC. 4. That on or before the first day of **[July]** *October* in each year, after the passage of this act, the Secretary of the Interior shall ascertain and certify to the Secretary of the Treasury as to each State and Territory whether it is entitled to receive its share of the annual appropriation for colleges, or of institutions for colored students, under this act, and the amount which thereupon each is entitled, respectively, to receive. If the Secretary of the Interior shall withhold a certificate from any State or Territory of its appropriation the facts and reasons therefor shall be reported to the President, and the amount involved shall be kept separate in the Treasury until the close of the next Congress, in order that the State or Territory may, if it should so desire, appeal to Congress from the determination of the Secretary of the Interior. If the next Congress shall not direct such sum to be paid it shall be covered into the Treasury. And the Secretary of the Interior is hereby charged with the proper administration of this law.

Section 7 of the Act of March 2, 1887

AN ACT To establish agricultural experiment stations in connection with the colleges established in the several States under the provisions of an act approved July second, eighteen hundred and sixty-two, and of the acts supplementary thereto

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SEC. 7. The Secretary of Agriculture is hereby charged with the responsibility for the proper administration of this Act, and is authorized and directed to prescribe such rules and regulations as may be necessary to carry out its provisions. It shall be the duty of the Secretary to furnish such advice and assistance as will best promote the purposes of this Act, including participation in coordination of research initiated under this Act by the State agricultural experiment stations, from time to time to indicate such lines of inquiry as to him seem most important, and to encourage and assist in the establishment and maintenance of cooperation by and between the several State agricultural experiment

stations, and between the stations and the United States Department of Agriculture.

On or before the first day of **[July]** *October* in each year after the passage of this Act, the Secretary of Agriculture shall ascertain as to each State whether it is entitled to receive its share of the annual appropriations for agricultural experiment stations under this Act and the amount which thereupon each is entitled, respectively, to receive.

Whenever it shall appear to the Secretary of Agriculture from the annual statement of receipts and expenditures of funds by any State agricultural experiment station that any portion of the preceding annual appropriation allotted to that station under this Act remains unexpended, such amount shall be deducted from the next succeeding annual allotment to the State concerned.

If the Secretary of Agriculture shall withhold from any State any portion of the appropriations available for allotment, the facts and reasons therefor shall be reported to the President and the amount involved shall be kept separate in the Treasury until the close of the next Congress. If the next Congress shall not direct such sum to be paid, it shall be carried to surplus.

The Secretary of Agriculture shall make an annual report to the Congress during the first regular session of each year of the receipts and expenditures and work of the agricultural experiment stations in all the States under the provisions of this Act and also whether any portion of the appropriation available for allotment to any State has been withheld and if so the reasons therefor.

\* \* \* \* \*

Section 5 of the Commercial Fisheries Research and Development Act of 1964

SEC. 5. (a) Funds appropriated pursuant to section 4(a) shall be apportioned among the States, by the Secretary, on **[July]** *October* 1 of each year or as soon as practicable thereafter, on a basis determined by the ratio which the average of the value of raw fish harvested by domestic commercial fishermen and received within the State (regardless where caught) for the three most recent calendar years for which data satisfactory to the Secretary are available plus the average of the value to the manufacturer of manufactured and processed fishery merchandise manufactured within each State for the three most recent calendar years for which data satisfactory to the Secretary are available, bears to the total average value of all raw fish harvested by domestic commercial fishermen and received within the States (regardless where caught, and fishery merchandise manufactured and processed within the States for the three most recent calendar years for which data satisfactory to the Secretary are available. However, no State may receive an apportionment for any fiscal year of less than one-half of 1 per centum of funds or more than 6 per centum of the funds.

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## Land and Water Conservation Fund Act

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## ALLOCATION OF LAND AND WATER CONSERVATION FUND FOR STATE AND FEDERAL PURPOSES: AUTHORIZATION FOR ADVANCE APPROPRIATIONS

## SEC. 5. (a) ALLOCATION.— \* \* \*

\* \* \* \* \*

(b) **ADVANCE APPROPRIATIONS; REPAYMENT.**—Beginning with the third full fiscal year in which the fund is in operation, and for a total of eight years, advance appropriations are hereby authorized to be made to the fund from any moneys in the Treasury not otherwise appropriated in such amounts as to average not more than \$60,000,000 for each fiscal year. Such advance appropriations shall be available for Federal and State purposes in the same manner and proportions as other moneys appropriated from the fund. Such advance appropriations shall be repaid without interest, beginning at the end of the next fiscal year after the first ten full fiscal years in which the fund has been in operation, by transferring, annually until fully repaid, to the general fund of the Treasury 50 per centum of the revenues received by the land and water conservation fund each year under section 2 of this Act prior to **[July] October 1, 1989**, and 100 per centum of any revenues thereafter received by the fund. Revenues received from the sources specified in section 2 of this Act after **[July] October 1, 1989**, or after payment has been completed as provided by this subsection, whichever occurs later, shall be credited to miscellaneous receipts of the Treasury. The moneys in the fund that are not required for repayment purposes may continue to be appropriated and allocated in accordance with the procedures prescribed by this Act.

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## TITLE II—MOTORBOAT FUEL TAX PROVISIONS

## TRANSFERS TO AND FROM LAND AND WATER CONSERVATION FUND

## SEC. 201. (a) \* \* \*

\* \* \* \* \*

(b) There shall be paid from time to time from the land and water conservation fund into the general fund of the Treasury amounts estimated by the Secretary of the Treasury as equivalent to—

(1) the amounts paid before **[July] October 1, 1978**, under section 6421 of the Internal Revenue Code of 1954 (relating to amounts paid in respect of gasoline used for certain nonhighway purposes or by local transit systems) with respect to gasoline used after December 31, 1964, in motorboats, on the basis of claims filed for periods ending before October 1, 1977; and

(2) 80 percent of the floor stocks refunds made before **[July] October 1, 1978**, under section 6412(a)(2) of such Code with respect to gasoline to be used in motorboats.

\* \* \* \* \*

## Act of September 30, 1950

AN ACT to provide financial assistance for local educational agencies in areas affected by Federal activities, and for other purposes

\* \* \* \* \*

## FEDERAL ACQUISITIONS OF REAL PROPERTY

SEC. 2. (a) Where the Commissioner, after consultation with any local educational agency and with the appropriate State educational agency, determines for any fiscal year ending prior to **[July] October 1, 1973**—

(1) that the United States owns Federal property in the school district of such local educational agency, and that such property (A) has been acquired by the United States since 1938, (B) was not acquired by exchange for other Federal property in the school district which the United States owned before 1939, and (C) had an assessed value (determined as of the time or times when so acquired) aggregating 10 per centum or more of the assessed value of all real property in the school district (similarly determined as of the time or times when such Federal property was so acquired); and

(2) that such acquisition has placed a substantial and continuing financial burden on such agency; and

(3) that such agency is not being substantially compensated for the loss in revenue resulting from such acquisition by increases in revenue accruing to the agency from the carrying on of Federal activities with respect to the property so acquired,

then the local educational agency shall be entitled to receive for such fiscal year such amount as, in the judgment of the Commissioner, is equal to the continuing Federal responsibility for the additional financial burden with respect to current expenditures placed on such agency by such acquisition of property. Such amount shall not exceed the amount which, in the judgment of the Commissioner, such agency would have derived in such year, and would have had available for current expenditures, from the property acquired by the United States (such amount to be determined without regard to any improvements or other changes made in or on such property since such acquisition).

(b) For the purposes of this section—

(1) The term “other Federal payments” means payments in lieu of taxes, and any other payments, made with respect to Federal property pursuant to any law of the United States other than this title, but shall not include payments pursuant to contract or other arrangement under section 1 of the Act of April 16, 1934, commonly referred to as the Johnson-O'Malley Act (25 U.S.C., sec. 452).

(2) Any real property with respect to which payments are being made under section 13 of the Tennessee Valley Authority Act of 1933, as amended, shall not be regarded as Federal property.

(c) Where the school district of any local educational agency shall have been formed at any time after 1938 by the consolidation of two or more former school districts, such agency may elect (at the time in files application under section 5) for any fiscal year to have (1) the

eligibility of such local educational agency, and (2) the amount which such agency shall be entitled to receive, determined under this section only with respect to such of the former school districts comprising such consolidated school district as the agency shall designate in such election.

CHILDREN RESIDING ON, OR WHOSE PARENTS ARE EMPLOYED ON, FEDERAL PROPERTY

Children of Persons Who Reside and Work on Federal Property

SEC. 3. (a) \* \* \*

\* \* \* \* \*

(b) For the purpose of computing the amount to which a local educational agency is entitled under this section for any fiscal year ending prior to **July** *October* 1, 1978, the Commissioner shall, in addition to any determination made with respect to such agency under subsection (a), determine the number of children (other than children with respect to whom a determination is made for such fiscal year under subsection (a)) who were in average daily attendance at the schools of such agency, and for whom such agency provided free public education, during such fiscal year and who, while in attendance at such schools, either—

(1) resided on Federal property, or

(2) resided with a parent employed on Federal property situated (A) in whole or in part in the county in which the school district of such agency is located, or (B) if not in such county, in whole or in part in the same State as the school district of such agency, or

(3) had a parent who was on active duty in the uniformed services (as defined in section 101 of title 37, United States Code).

For such purpose, with respect to a local educational agency, in the case of any fiscal year ending prior to **July** *October* 1, 1978, the Commissioner shall also determine the number of children (other than children to whom subsection (a) or the preceding sentence applies) who were in average daily attendance at the schools of such agency and for whom such agency provided free public education, during such fiscal year, and who, while in attendance at such schools resided with a parent who was, at any time during the three-year period immediately preceding the beginning of the fiscal year for which the determination is made, a refugee who meets the requirements of clauses (A) and (B) of section 2(b) (3) of the Migration and Refugee Assistance Act of 1962, except that the Commissioner shall not include in his determination under this sentence for any fiscal year any child with respect to whose education a payment was made under section 2(b) (4) of such Act.

\* \* \* \* \*

INCREASES HEREAFTER OCCURRING

SEC. 4. (a) If the Commissioner determines for any fiscal year ending prior to **July** *October* 1, 1978—

(1) that, as a direct result of activities of the United States (carried on either directly or through a contractor), an increase in the number of children in average daily attendance at the schools of any local educational agency has occurred in such fiscal year, which increase so resulting from activities of the United States is equal to at least 5 per centum of the difference between the number of children in average daily attendance at the schools of such agency during the preceding fiscal year and the number of such children whose attendance during such year resulted from activities of the United States (including children who resided on Federal property or with a parent employed on Federal property); and

(2) that such activities of the United States have placed on such agency a substantial and continuing financial burden; and

(3) that such agency is making a reasonable tax effort and is exercising due diligence in availing itself of State and other financial assistance but is unable to secure sufficient funds to meet the increased educational costs involved,

then such agency shall be entitled to receive for such fiscal year an amount equal to the product of—

(A) the number of children which the Commissioner determines to be the increase, so resulting from activities of the United States, in such year in average daily attendance; and

(B) the amount which the Commissioner determines to be the current expenditures per child necessary to provide free public education to such additional children during such year, minus the amount which the Commissioner determines to be available from State, local, and Federal sources for such purpose (not counting as available for such purpose either payments under this Act or funds from local sources necessary to provide free public education to other children).

For the next fiscal year (except where the determination under the preceding sentence has been made with respect to the fiscal year ending June 30, 1968) such agency shall be entitled to receive 50 per centum of such product reduced by the amount of such product which is attributable to children with respect to whom such agency is, or upon application would be, entitled to receive any payment under section 3 for such fiscal year, but not to exceed for such year the amount which the Commissioner determines to be necessary to enable such agency, with the State, local, and other Federal funds (exclusive of funds available under Title II) available to it for such purpose, to provide a level of education equivalent to that maintained in the school districts in such State which in his judgment are generally comparable to the school district of such agency. The determinations whether an increase has occurred for purposes of clause (1) hereof and whether such increase meets the 5 per centum requirement contained in such clause, for any fiscal year, shall be made on the basis of estimates by the Commissioner made prior to the close of such year, except that an underestimate made by the Commissioner pursuant to the foregoing provisions of this sentence shall not operate to deprive an agency of its entitlement to any payments under this section to which it would be entitled had the estimate been accurate. The determination under



clause (B) shall be made by the Commissioner after considering the current expenditures per child in providing free public education in those school districts in the State which, in the judgment of the Commissioner, are generally comparable to the school district of the local educational agency for which the computation is being made.

PAYMENTS

Applications

SEC. 5. (a) (1) \* \* \*

(e) (1) The Commissioner shall determine that part of the entitlement of each local educational agency, for each fiscal year ending prior to [July] October 1, 1978, which is attributable to determinations under subsections (a) and (b) of section 3 of the number of children who resided on, or resided with a parent employed on, property which is described in section 403 (1) (C).

(2) No allocation or payment shall be made under paragraph (2) of subsection (c) with respect to that part of any entitlement of any local educational agency which is determined with respect to such agency for such year under paragraph (1). The limitation in this paragraph shall not operate under the last two sentences of subsection (c) to prevent allocations and payments under such paragraph (2).

(3) The amount of the payment to any local educational agency which is determined with respect to such agency under paragraph (1) shall be used for special programs and projects designed to meet the special educational needs of educationally deprived children from low income families.

ASSISTANCE FOR CURRENT SCHOOL EXPENDITURES IN CASES OF CERTAIN DISASTERS

SEC. 7. (a) In any case in which—

(1) (A) the Director of the Office of Emergency Planning determines with respect to any local educational agency (including for the purpose of this section any other public agency which operates schools providing technical, vocational, or other special education to children of elementary or secondary school age) that such agency is located in whole or in part within an area which after August 30, 1965, and prior to [July] October 1, 1978, has suffered a major disaster as the result of any flood, drought, fire, hurricane, earthquake, storm, or other catastrophe which, in the determination of the President pursuant to section 102(2) and 301 of the Disaster Relief Act of 1974, is or threatens to be of sufficient severity or magnitude to warrant disaster assistance by the Federal Government; or

(B) the Commissioner determines with respect to any such agency that public elementary or secondary school facilities of such agency have been destroyed or seriously damaged prior to [July] October 1, 1978 as a result of flood, hurricane, earthquake,

storm, fire, or other catastrophe, except any such catastrophe caused by negligence or malicious action; and

GRANTS TO LOCAL EDUCATIONAL AGENCIES

SEC. 303. (a) (1) For the purpose of computing the amount to which a local educational agency is entitled under this title for any fiscal year ending prior to [July] October 1, 1978, the Commissioner shall determine the number of Indian children who were enrolled in the schools of a local educational agency, and for whom such agency provided free public education, during such fiscal year.

Section 16 of the Act of September 23, 1950

SCHOOL CONSTRUCTION ASSISTANCE IN CASES OF CERTAIN DISASTERS

SEC. 16. (a) In any case in which—

(1) (A) the Director of the Office of Emergency Planning determines with respect to any local educational agency (including for the purpose of this section any other public agency which operates schools providing technical, vocational, or other special education to children of elementary or secondary school age) that such agency is located in whole or in part within an area which, after August 30, 1965, and prior to [July] October 1, 1978, has suffered a major disaster as the result of any flood, drought, fire, hurricane, earthquake, storm, or other catastrophe which, in the determination of the President pursuant to section 2(a) of the Act of September 30, 1950 (42 U.S.C. 1855a (a)), is or threatens to be of sufficient severity or magnitude to warrant disaster assistance by the Federal Government; or

Bilingual Education Act

TRAINING

SEC. 723. (a) (1) In carrying out the provisions of clauses (1) and (3) of subsection (a) of section 721, with respect to training, the Commissioner shall, through grants to, and contracts with, eligible applicants, as defined in subsection (b), provide for—

(A) (i) training, carried out in coordination with any other programs training auxiliary educational personnel, designed (I) to prepare personnel to participate in, or for personnel participating in, the conduct of programs of bilingual education, includ-

ing programs emphasizing opportunities for career development, advancement, and lateral mobility, (II) to train teachers, administrators, paraprofessionals, teacher aides, and parents, and (III) to train persons to teach and counsel such persons, and (ii) special training programs designed (I) to meet individual needs, and (II) to encourage reform, innovation, and improvement in applicable education curricula in graduate education, in the structure of the academic profession, and in recruitment and retention of higher education and graduate school facilities, as related to bilingual education; and

(B) the operation of short-term training institutes designed to improve the skills of participants in programs of bilingual education in order to facilitate their effectiveness in carrying out responsibilities in connection with such programs.

(2) In addition the Commissioner is authorized to award fellowships for study in the field of training teachers for bilingual education. For the fiscal year ending June 30, 1975, not less than 100 fellowships leading to a graduate degree shall be awarded under the preceding sentence for preparing individuals to train teachers for programs of bilingual education. Such fellowships shall be awarded in proportion to the need for teachers of various groups of individuals with limited English-speaking ability. For each fiscal year after June 30, 1975, and prior to [July] October 1, 1978, the Commissioner shall report to the Committee on Education and Labor of the House of Representatives and the Committee on Labor and Public Welfare of the Senate on the number of fellowships in the field of training teachers for bilingual education which he recommends will be necessary for that fiscal year.

\* \* \* \* \*

#### PART B—ADMINISTRATION

##### OFFICE OF BILINGUAL EDUCATION

#### SEC. 731. (a) \* \* \*

\* \* \* \* \*

(c) The Commissioner, in consultation with the Council, shall prepare and, not later than November 1 of 1975, and of 1977, shall submit to the Congress and the President a report on the condition of bilingual education in the Nation and the administration and operation of this title and of other programs for persons of limited English-speaking ability. Such report shall include—

(1) a national assessment of the educational needs of children and other persons with limited English-speaking ability and of the extent to which such needs are being met from Federal, State, and local efforts, including (A) not later than [July] October 1, 1977, the results of a survey of the number of such children and persons in the States, and (B) a plan, including cost estimates, to be carried out during the five-year period beginning on such date, for extending programs of bilingual education and bilingual vocational and adult education programs to all such preschool and elementary school children and other persons of limited English-speaking ability, including a phased plan for

the training of the necessary teachers and other educational personnel necessary for such purpose;

\* \* \* \* \*

#### ELEMENTARY AND SECONDARY EDUCATION ACT OF 1965

\* \* \* \* \*

##### NATIONAL ADVISORY COUNCIL

SEC. 148. (a) There shall be a National Advisory Council on the Education of Disadvantaged Children (hereinafter in this section referred to as the "National Council") consisting of fifteen members appointed by the President, without regard to the provisions of title 5, United States Code, governing appointment in the competitive service, for terms of three years, except that (1) in the case of initial members, five shall be appointed for terms of one year each and five shall be appointed for terms of two years each, and (2) appointments to fill vacancies shall be only for such terms as remain unexpired. The National Council shall meet at the call of the Chairman.

(b) The National Council shall review and evaluate the administration and operation of this title, including its effectiveness in improving the educational attainment of educationally deprived children, including the effectiveness of programs to meet their occupational and career needs, and make recommendations for the improvement of this title and its administration and operation. These recommendations shall take into consideration experience gained under this and other Federal educational programs for disadvantaged children and, to the extent appropriate, experience gained under other public and private educational programs for disadvantaged children.

(c) The National Council shall make such reports of its activities, findings, and recommendations (including recommendations for changes in the provisions of this title) as it may deem appropriate and shall make an annual report to the President and the Congress not later than March 31 of each calendar year. Such annual report shall include a report specifically on which of the various compensatory education programs funded in whole or in part under the provisions of this title, and of other public and private educational programs for educationally deprived children, hold the highest promise for raising the educational attainment of these educationally deprived children. The President is requested to transmit to the Congress such comments and recommendations as he may have with respect to such report. Subject to section 448(b) of the General Education Provisions Act, the National Council shall continue to exist until [July] October 1, 1978.

\* \* \* \* \*

##### PROGRAM EVALUATION

#### SEC. 151. (a) \* \* \*

\* \* \* \* \*

(i) The Commissioner is authorized, out of funds appropriated to carry out this title in any fiscal year, to expend such sums as may be necessary to carry out the provisions of this section, but not to exceed



one-half of 1 per centum of the amount appropriated for such program, of which \$5,000,000 for each fiscal year ending prior to [July] October 1, 1977, shall be available only for the surveys and studies authorized by section 821 of the Education Amendments of 1974.

\* \* \* \* \*

STATE PLANS

SEC. 305. (a) (1) \* \* \*

\* \* \* \* \*

(c) The Commissioner may, if he finds that a State plan for any fiscal year ending prior to [July] October 1, 1978, is in substantial compliance with the requirements set forth in subsection (b), approve that part of the plan which is in compliance with such requirements and make available (pursuant to section 307) to that State that part of the State's allotment which he determines to be necessary to carry out that part of the plan so approved. The remainder of the amount which such State is eligible to receive under this section may be made available to such State only if the unapproved portion of that State plan has been so modified as to bring the plan into compliance with such requirements: *Provided*, That the amount made available to a State pursuant to this subsection shall not be less than 50 per centum of the maximum amount which the State is eligible to receive under this section.

\* \* \* \* \*

NATIONAL ADVISORY COUNCIL

SEC. 309. (a) \* \* \*

\* \* \* \* \*

(c) The Council shall make an annual report of its findings and recommendations (including recommendations for changes in the provisions of this title) to the President and the Congress not later than January 20 of each year. The President is requested to transmit to the Congress such comments and recommendations as he may have with respect to such report. Subject to section 448(b) of the General Education Provisions Act, the Council shall continue to exist until [July] October 1, 1978, except that the Council shall not exist during any year for which funds are available for obligation by the Commissioner for carrying out title IV.

\* \* \* \* \*

Section 439 of the Higher Education Act of 1965

STUDENT LOAN MARKETING ASSOCIATION

SEC. 439. (a) \* \* \*

\* \* \* \* \*

(h) (1) The Association is authorized with the approval of the Secretary of Health, Education, and Welfare and the Secretary of the

Treasury to issue and have outstanding obligations having such maturities and bearing such rate or rates of interest as may be determined by the Association. Such obligations may be redeemable at the option of the Association before maturity in such manner as may be stipulated therein.

(2) The Secretary of Health, Education, and Welfare is authorized, prior to [July] October 1, 1982, to guarantee payment when due of principal and interest on obligations issued by the Association in an aggregate amount determined by the Secretary in consultation with the Secretary of the Treasury.

\* \* \* \* \*

Section 311 of the Adult Education Act

NATIONAL ADVISORY COUNCIL ON ADULT EDUCATION

SEC. 311. (a) \* \* \*

\* \* \* \* \*

(b) The Council shall consist of fifteen members who shall, to the extent possible, include persons knowledgeable in the field of adult education including education for persons of limited English-speaking ability in which instruction is given in English and, to the extent necessary to allow such persons to progress effectively through the adult education program, in the native language of such persons, State and local public school officials, and other persons having special knowledge and experience, or qualifications with respect to adult education, and persons representative of the general public. The Council shall meet initially at the call of the Commissioner and elect from its number a chairman. The Council will thereafter meet at the call of the chairman, but not less often than twice a year. Subject to section 448(b) of the General Education Provisions Act, the Council shall continue to exist until [July] October 1, 1978.

\* \* \* \* \*

Section 442 of the Education Amendments of 1972

NATIONAL ADVISORY COUNCIL ON INDIAN EDUCATION

SEC. 442. (a) There is hereby established the National Advisory Council on Indian Education (referred to in this title as the "National Council"), which shall consist of fifteen members who are Indians and Alaska Natives appointed by the President of the United States. Such appointments shall be made by the President from lists of nominees furnished, from time to time, by Indian tribes and organizations, and shall represent diverse geographic areas of the country. Subject to section 448(b) of the General Education Provisions Act, the National Council shall continue to exist until [July] October 1, 1975.

\* \* \* \* \*

## Section 412 of the General Education Provisions Act

## AVAILABILITY OF APPROPRIATIONS ON ACADEMIC OR SCHOOL YEAR BASIS

SEC 412. (a) \* \* \*

(b) Notwithstanding any other provision of law, unless enacted in specific limitations of the provisions of this subsection, any funds from appropriations to carry out any programs to which this title is applicable during any fiscal year, ending prior to [July] October 1, 1978, which are not obligated and expended by educational agencies or institutions prior to the beginning of the fiscal year succeeding the fiscal year of which such funds were appropriated shall remain available for obligation and expenditure by such agencies and institutions during such succeeding fiscal year.

\* \* \* \* \*

## Section 104 of the Vocational Education Act of 1963

## NATIONAL AND STATE ADVISORY COUNCILS

SEC. 104. (a) (1) \* \* \*

\* \* \* \* \*

(5) The National Council shall review the possible duplication of vocational education programs at the postsecondary and adult levels within geographic areas, and shall make annual reports of the extent to which such duplication exists, together with its findings and recommendations, to the Secretary. In making these reports, the Council shall seek the opinions of persons familiar with postsecondary and adult vocational education in each State from schools, junior colleges, technical institutes, and other institutions of higher education, as well as from State boards of education, State junior college boards, and State boards of higher education, and persons familiar with area schools, labor, business and industry, accrediting commissions, proprietary institutions, and manpower programs. Subject to section 448(b) of the General Education Provisions Act, the National Council shall continue to exist until [July] October 1, 1976.

\* \* \* \* \*

## Education of the Handicapped Act

\* \* \* \* \*

## NATIONAL ADVISORY COMMITTEE ON HANDICAPPED CHILDREN

SEC. 604. (a) \* \* \*

(b) The Advisory Committee shall review the administration and operation of the programs authorized by this title and other provisions of law administered by the Commissioner with respect to handicapped children, including their effect in improving the educational attainment of such children, and make recommendations for the improvement of such administration, and operation with respect to such

children. Such recommendations shall take into consideration experience gained under this and other Federal programs for handicapped children and, to the extent appropriate, experience gained under other public and private programs for handicapped children. The Advisory Committee shall from time to time make such recommendations as it may deem appropriate to the Commissioner and shall make an annual report of its findings and recommendations to the Commissioner not later than March 31 of each year. The Commissioner shall transmit each such report to the Secretary together with his comments and recommendations, and the Secretary shall transmit such report, comments, and recommendations to the Congress together with any comments or recommendations he may have with respect thereto.

The Advisory Committee shall continue to exist until [July] October 1, 1977.

\* \* \* \* \*

## Section 3 of the Environmental Education Act

## ENVIRONMENTAL EDUCATION

SEC. 3. (a) (1) \* \* \*

\* \* \* \* \*

(c) (1) There is hereby established an Advisory Council on Environmental Education consisting of twenty-one members appointed by the Secretary. The Secretary shall appoint one member as Chairman. The Council shall consist of persons appointed from the public and private sector with due regard to their fitness, knowledge, and experience in matters of, but not limited to, academic, scientific, medical, economic, legal, resource conservation and production, urban and regional planning, and information media activities as they relate to our society and affect our environment, and shall give due consideration to geographical representation in the appointment of such members: *Provided, however,* That the Council shall consist of not less than three ecologists and three students. Subject to section 448(b) of the General Education Provisions Act, the Advisory Council shall continue to exist until [July] October 1, 1977.

\* \* \* \* \*

## Section 306 of the Controlled Substances Act

## QUOTAS APPLICABLE TO CERTAIN SUBSTANCES

SEC. 306. (a) \* \* \*

\* \* \* \* \*

(c) On or before [July] October 1 of each year, upon application therefor by a registered manufacturer, the Attorney General shall fix a manufacturing quota for the basic classes of controlled substances in schedules I and II that the manufacturer seeks to produce. The quota shall be subject to the provisions of subsections (a) and (b) of this section. In fixing such quotas, the Attorney General shall deter-

mine the manufacturer's estimated disposal, inventory, and other requirements for the calendar year; and, in making his determination, the Attorney General shall consider the manufacturer's current rate of disposal, the trend of the national disposal rate during the preceding calendar year, the manufacturer's production cycle and inventory position, the economic availability of raw materials, yield and stability problems, emergencies such as strikes and fires, and other factors.

\* \* \* \* \*

#### Section 7(e) of the Fisherman's Protective Act of 1967

SEC. 7. (a) \* \* \*

\* \* \* \* \*

(e) The provisions of this section shall be effective until **[July] October 1, 1977.**

#### Section 301(a) of the Rehabilitation Act of 1973

##### GRANTS FOR CONSTRUCTION OF REHABILITATION FACILITIES

SEC. 301. (a) For the purpose of making grants and contracts under this section for construction of rehabilitation facilities, initial staffing, and planning assistance, there is authorized to be appropriated such sums as may be necessary for the fiscal years ending June 30, 1974, June 30, 1975, and June 30, 1976. Amounts so appropriated shall remain available for expenditure with respect to construction projects funded or initial staffing grants made under this section prior to **[July] October 1, 1978.**

#### Section 8 of the Act of March 4, 1923

AN ACT For the creation of an American Battle Monuments Commission to erect suitable memorials commemorating the services of the American soldier in Europe, and for other purposes

\* \* \* \* \*

Sec. 8. That the Commission shall transmit to the President of the United States annually on the 1st of **[July] October** a statement of all its financial and other transactions during the preceding fiscal year.

#### Section 106 of the Water Pollution Control Act

##### GRANTS FOR POLLUTION CONTROL PROGRAMS

SEC. 106. (a) \* \* \*

\* \* \* \* \*

(f) Grants shall be made under this section on condition that—

(1) \* \* \*

\* \* \* \* \*

(3) Such State (or interstate agency) submits within one hundred and twenty days after the date of enactment of this section and before **[July] October 1** of each year thereafter for the Administrator's approval its program for the prevention, reduction, and elimination of pollution in accordance with purposes and provisions of this Act in such form and content as the Administrator may prescribe.

\* \* \* \* \*

#### Section 301a of Title 37, United States Code

##### § 301a. Incentive pay: aviation career.

(a) (1) \* \* \*

\* \* \* \* \*

(e) The Secretary of Defense shall report to Congress before **[July] October 1** each year the number of rated members by pay grade who—

(1) have 12 or 18 years of aviation service, and of those numbers, the number who are entitled to continuous monthly incentive pay under subsection (a) of this section; and

(2) are performing operational flying duties, proficiency flying, and those not performing flying duties.

\* \* \* \* \*

#### Section 5 of the Wagner-O'Day Act

AN ACT To amend the Wagner-O'Day Act to extend its provisions relating to Government procurement of commodities produced by the blind to commodities produced by other severely handicapped individuals, and for other purposes

\* \* \* \* \*

##### DEFINITIONS

SEC. 5. For purposes of this Act—

(1) \* \* \*

\* \* \* \* \*

(6) The term "fiscal year" means the twelve-month period beginning on **[July] October 1** of each year.

\* \* \* \* \*

#### Section 903 of the Social Security Act

##### AMOUNTS TRANSFERRED TO STATE ACCOUNTS

##### In General

SEC. 903. (a) (1) \* \* \*

\* \* \* \* \*

(2) Each State's share of the funds to be transferred under this subsection as of any [July] *October* 1—

(A) shall be determined by the Secretary of Labor and certified by him to the Secretary of the Treasury before that date on the basis of reports furnished by the States to the Secretary of Labor before June 1, and

(B) shall bear the same ratio to the total amount to be so transferred as the amount of wages subject to contributions under such State's unemployment compensation law during the preceding calendar year which have been reported to the State before May 1 bears to the total of wages subject to contributions under all State unemployment compensation laws during such calendar year which have been reported to the States before May 1.

(b) (1) If the Secretary of Labor finds that on [July] *October* 1 of any fiscal year—

\* \* \* \* \*

#### Section 715 of the Civil Rights Act of 1964

##### EQUAL EMPLOYMENT OPPORTUNITY COORDINATING COUNCIL

SEC. 715. There shall be established an Equal Employment Opportunity Coordinating Council (hereinafter referred to in this section as the Council) composed of the Secretary of Labor, the Chairman of the Equal Employment Opportunity Commission, the Attorney General, the Chairman of the United States Civil Service Commission, and the Chairman of the United States Civil Rights Commission, or their respective delegates. The Council shall have the responsibility for developing and implementing agreements, policies and practices designed to maximize effort, promote efficiency, and eliminate conflict, competition, duplication and inconsistency among the operations, functions and jurisdictions of the various departments, agencies and branches of the Federal Government responsible for the implementation and enforcement of equal employment opportunity legislation, orders, and policies. On or before [July] *October* 1 of each year, the Council shall transmit to the President and to the Congress a report of its activities, together with such recommendations for legislative or administrative changes as it concludes are desirable to further promote the purposes of this section.

##### AMENDMENTS MADE BY SECTION 4 OF THE BILL

#### Section 4 of the Act of September 2, 1937

SEC. 4. (a) So much, not to exceed 8 per centum, of the revenues covered into said fund in each fiscal year as the Secretary of the Interior may estimate to be necessary for his expenses in the administration and execution of this Act and the Migratory Bird Conservation Act shall be deducted for that purpose, and such sum is authorized to be made available therefor until the expiration of the next succeeding

fiscal year, and within sixty days after the close of such fiscal year the Secretary of the Interior shall apportion such part thereof as remains unexpended by him, if any, and make certificate thereof to the Secretary of the Treasury and to the State fish and game departments on the same basis and in the same manner as is provided as to other amounts authorized by this Act to be apportioned among the States for such current fiscal year. The Secretary of the Interior, after making the aforesaid deduction, shall apportion, except as provided in subsection (b) of this section, the remainder of the revenue in said fund for each fiscal year among the several States in the following manner: One-half in the ratio which the area of each State bears to the total area of all the States, and one-half in the ratio which the number of paid hunting-license holders of each State in the second fiscal year preceding the fiscal year for which such apportionment is made, as certified to said Secretary by the State fish and game departments, bears to the total number of paid hunting-license holders of all the States. Such apportionments shall be adjusted equitably so that no State shall receive less than one-half of 1 per centum nor more than 5 per centum of the total amount apportioned. The term fiscal year as used in this Act shall be a period of twelve consecutive months from [July] *October* 1 through the succeeding [June] *September* 30, except that the period for enumeration of paid hunting-license holders shall be a State's fiscal or license year.

#### Section 4 of the Act of August 9, 1950

SEC. 4. So much, not to exceed 8 per centum, of each annual appropriation made in pursuance of the provisions of section 3 of this Act as the Secretary of the Interior may estimate to be necessary for his expenses in the conduct of necessary investigations, administration, and the execution of this Act and for aiding in the formulation, adoption, or administration of any compact between two or more States for the conservation and management of migratory fishes in marine or fresh waters shall be deducted for that purpose, and such sum is authorized to be made available therefor until the expiration of the next succeeding fiscal year. The Secretary of the Interior, after making the aforesaid deduction, shall apportion the remainder of the appropriation for each fiscal year among the several States in the following manner: 40 per centum in the ratio which the area of each State including coastal and Great Lakes waters (as determined by the Secretary of the Interior) bears to the total area of all the States, and 60 per centum in the ratio which the number of persons holding paid licenses to fish for sport or recreation in the State in the second fiscal year preceding the fiscal year for which such apportionment is made, as certified to said Secretary by the State fish and game departments, bears to the number of such persons in all the States. Such apportionments shall be adjusted equitably so that no State shall receive less than 1 per centum nor more than 5 per centum of the total amount apportioned. Where the apportionment to any State under this section is less than \$4,500 annually, the Secretary of the Interior may allocate not more than \$4,500 of said appropriation to said State to

carry out the purposes of this Act when said State certifies to the Secretary of the Interior that it has set aside not less than \$1,500 from its fish-and-game funds or has made, through its legislature, an appropriation in this amount for said purposes. So much of any sum not allocated under the provisions of this section for any fiscal year is hereby authorized to be made available for expenditure to carry out the purposes of this Act until the close of the succeeding fiscal year, and if unexpended or unobligated at the end of such year, such sum is hereby authorized to be made available for expenditure by the Secretary of the Interior in carrying on the research program of the Fish and Wildlife Service in respect to fish of material value for sport or recreation. The term fiscal year as used in this section shall be a period of twelve consecutive months from [July] *October* 1 through the succeeding [June] *September* 30, except that the period for enumeration of persons holding licenses to fish shall be a State's fiscal or license year.

SECTION 2 OF THE COMMERCIAL FISHERIES RESEARCH AND DEVELOPMENT ACT OF 1964

SEC. 2. As used in this Act, the term—

“Commercial fisheries” means any organization, individual, or group of organizations or individuals engaged in the harvesting, catching, processing, distribution, or sale of fish, shellfish, or fish products.

“Fiscal year” means the period beginning [July] *October* 1 and ending [June] *September* 30.

“Obligated” means the written approval by the Secretary of the Interior of a project submitted by the State agency pursuant to this Act.

“Project” means the program of research and development of the commercial fishery resources, including the construction of facilities by the States for the purposes of carrying out the provisions of this Act.

“Raw fish” means aquatic plants and animals.

“State” means the several States of the United States, the Commonwealth of Puerto Rico, American Samoa, the Virgin Islands, and Guam.

“State agency” means any department, agency, commission, or official of a State authorized under its laws to regulate commercial fisheries.

SECTION 410 OF THE ACT OF NOVEMBER 19, 1969

SEC. 410. (a) As used in this section—

(1) \* \* \*

(7) The term “fiscal year” means a year beginning on 1 [July] *October* and ending on 30 [June] *September* of the next succeeding year.

\* \* \* \* \*

Section 1310(d) of the Supplemental Appropriation Act, 1952

SEC. 1310. Immediately upon the enactment of this Act and until termination of the national emergency proclaimed by the President on December 16, 1950:

(a) \* \* \*

\* \* \* \* \*

(d) From time to time, but at least annually, each executive department and agency shall (1) review all positions which since September 1, 1950, have been created or placed in a higher grade or level of difficulty and responsibility of work or in a higher basic pay level, (2) abolish all such positions which are found to be unnecessary, (3) with respect to such positions which are found to be necessary, make such adjustments as may be appropriate in the classification grades of those positions which are subject to the Classification Act of 1949, as amended, or in the basic pay levels of those positions which are subject to other pay-fixing authority. Not later than [July] *October* 31 of each year each department and agency shall submit a report to the Post Office and Civil Service Committees and Appropriations Committees of the Senate and House of Representatives concerning the action taken under this paragraph, together with information comparing the total number of employees on the payroll on [June] *September* 30 and their average grade and salary with similar information for the previous June 30, and each annual and supplemental budget estimate shall include a statement comparing the average grade and salary provided for in each item of appropriation or fund allowance therein with similar figures reported for the two previous periods.

AMENDMENTS MADE BY SECTION 5 OF THE BILL

Section 9 of the Tennessee Valley Authority Act of 1933

SEC. 9. (a) The board shall file with the President and with the Congress, in [December] *March* of each year, a financial statement and a complete report as to the business of the Corporation covering the preceding governmental fiscal year. This report shall include an itemized statement of the cost of power at each power station, the total number of employees and the names, salaries, and duties of those receiving compensation at the rate of more than \$1,500 a year.

\* \* \* \* \*

Section 657 of the Foreign Assistance Act of 1961

CHAPTER 3—MISCELLANEOUS PROVISIONS

\* \* \* \* \*

SEC. 657. ANNUAL FOREIGN ASSISTANCE REPORT.—(a) In order that the Congress and the American people may be better and more currently informed regarding the volume and cost of assistance extended

by the United States Government to foreign countries and international organizations, and in order that the Congress and the American people may be better informed regarding the sale of arms to foreign countries and international organizations by private industry of the United States, not later than [December] *March* 31 of each year the President shall transmit to the Congress an annual report, for the fiscal year in which the report is transmitted, showing—

(1) the aggregate dollar value of all foreign assistance provided by the United States Government by any means to all foreign countries and international organizations, and the aggregate dollar value of such assistance by category provided by the United States Government to each such country and organization, during that fiscal year;

(2) the total amounts of foreign currency paid by each foreign country or international organization to the United States Government in such fiscal year, what each payment was made for, whether any portion of such payment was returned by the United States Government to the country or organization from which the payment was obtained or whether any such portion was transferred by the United States Government to another foreign country or international organization, and, if so returned or transferred, the kind of assistance obtained by that country or organization with those foreign currencies and the dollar value of such kind of assistance;

(3) the aggregate dollar value of all weapons, weapons systems, munitions, aircraft, military boats, military vessels, and other implements of war, and the aggregate dollar value of each category of such implements of war, exported under any export license, to all foreign countries and international organizations and to each such country and organization, during that fiscal year;

(4) all exports of significant defense articles on the United States Munitions List to any foreign government, international organization, or other foreign recipient or purchaser, by the United States under this Act or any other authority, or by any individual corporation, partnership, or other association doing business in the United States, including but not limited to, full information as to the particular defense articles so exported, the particular recipient or purchaser, the terms of the export, including the selling price, if any, and such other information as may be appropriate to enable the Congress to evaluate the distribution of United States defense articles abroad; and

(5) such other matters relating to foreign assistance provided by the United States Government as the President considers appropriate, including explanations of the information required under clauses (1) through (4) of this subsection.

\* \* \* \* \*

Section 8 of the Act of June 13, 1888

AN ACT To establish a Department of Labor

\* \* \* \* \*

SEC. 8. That the Commissioner of Labor shall annually make a report in writing to the President and Congress, of the information collected and collated by him, and containing such recommendations as he may deem calculated to promote the efficiency of the Department. He is also authorized to make special reports on particular subjects whenever required to do so by the President or either House of Congress, or when he shall think the subject in his charge requires it. He shall, on or before the fifteenth day of [December] *March* in each year, make a report in detail to Congress of all moneys expended under his direction during the preceding fiscal year.

Section 103(a) of the Act of June 6, 1972

AN ACT To provide that the Federal Government shall assume the risks of its fidelity losses, and for other purposes

REPORTS OF SECRETARY OF THE TREASURY

SEC. 103. (a) For each of the first five full fiscal years following the date of enactment of this Act, the Secretary of the Treasury shall transmit to the Congress, on or before the 31st day of [December] *March* first following the close of such fiscal year, a report of the experience of agencies of the executive branch under this Act in such form as may be necessary to enable the Congress to determine the results of operations under this Act.

Section 519 of the Omnibus Crime Control and Safe Streets Act

PART F—ADMINISTRATIVE PROVISIONS

\* \* \* \* \*

SEC. 519. On or before [December] *March* 31 of each year, the Administration shall report to the President and to the Congress on activities pursuant to the provisions of this title during the preceding fiscal year.

\* \* \* \* \*

Section 410 of the Act of November 19, 1969

SEC. 410. (a) \* \* \*

\* \* \* \* \*

(d) The Secretary of Defense shall, not later than [December] *March* 31 of each year, file with the President of the Senate and the

Speaker of the House of Representatives a report containing a list of the names of persons who have filed reports with him for the preceding fiscal year pursuant to subsections (b) (1) and (b) (2) of this section. The Secretary shall include after each name so much information as he deems appropriate and shall list the names of such persons under the defense contractor for whom they worked or for whom they performed services.

\* \* \* \* \*

AMENDMENTS MADE BY SECTION 6 OF THE BILL

Section 634 of the Foreign Assistance Act of 1961

SEC. 634. REPORTS AND INFORMATION.— \* \* \*

\* \* \* \* \*

(f) The President shall transmit to the Speaker of the House of Representatives and to the Committee on Foreign Relations of the Senate a comprehensive report showing, as of [June] *September 30* and [December] *March 31* of each year, the status of each loan and each contract of guarantee or insurance theretofore made under this Act, with respect to which there remains outstanding any unpaid obligation or potential liability; the status of each sale of defense articles or defense services on credit terms, and each contract of guarantee in connection with any such sale, theretofore made under the Foreign Military Sales Act, with respect to which there remains outstanding any unpaid obligation or potential liability; the status of each sale of agriculture commodities on credit terms theretofore made under the Agricultural Trade Development and Assistance Act of 1954, with respect to which there remains outstanding any unpaid obligation; and the status of each transaction in which a loan, contract of guarantee or insurance, or extension of credit (or participation therein) was theretofore made under the Export-Import Bank Act of 1945, with respect to which there remains outstanding any unpaid obligation or potential liability. Such report shall include individually only any loan, contract, sale, extension of credit, or other transaction listed in this subsection in excess of \$1,000,000.

\* \* \* \* \*

Section 35 of the Act of February 25, 1920

AN ACT To promote the mining of coal, phosphate, oil, oil shale, gas, and sodium on the public domain

\* \* \* \* \*

SEC. 35. All money received from sales, bonuses, royalties, and rentals of public lands under the provisions of this Act shall be paid into the Treasury of the United States; 37½ per centum thereof shall be paid by the Secretary of the Treasury as soon as practicable after [December] *March 31* and [June] *September 30* of each year to the State or the Territory of Alaska within the boundaries of which the

leased lands or deposits are or were located; said moneys to be used by such State, Territory, or subdivisions thereof for the construction and maintenance of public roads or for the support of public schools or other public educational institutions, as the legislature of the State or Territory may direct; and, excepting those from Alaska, 52½ per centum thereof shall be paid into, reserved and appropriated, as a part of the reclamation fund created by the Act of Congress, known as the Reclamation Act, approved June 17, 1902, and of those from Alaska 52½ per centum thereof shall be paid to the Territory of Alaska for disposition by the Legislature of the Territory of Alaska, and of those from Alaska 52½ per centum thereof shall be paid to the State of Alaska for disposition by the legislature thereof: *Provided*, That all moneys which may accrue to the United States under the provisions of this Act from lands within the naval petroleum reserves shall be deposited in the Treasury as "miscellaneous receipts", as provided by the Act of June 4, 1920 (41 Stat. 813), as amended June 30, 1938 (52 Stat. 1252, 34 U.S.C., sec. 524). All moneys received under the provisions of this Act not otherwise disposed of by this section shall be credited to miscellaneous receipts. Nothing herein contained shall be construed to affect the disposition of proceeds or income derived by the United States from mineral school sections in the Territory of Alaska as provided for in the Act of March 4, 1915 (38 Stat. 1214, 1215; 48 U.S.C., sec. 353), as amended.

Section 2677 of Title 10, United States Code

§ 2677. Options: property required for public works projects of military departments.

(a) The Secretary of a military department may acquire an option on a parcel of real property before or after its acquisition is authorized by law, if he considers it suitable and likely to be needed for a military project of his department.

(b) As consideration for an option acquired under subsection (a), the Secretary may pay, from funds available to his department for real property activities, an amount that is not more than 5 per centum of the appraised fair market value of the property. However, such amount must be credited to the purchase price of the property if the acquisition is completed.

(c) For each six-month period ending on [June] *September 30* or [December] *March 31*, during which he acquires options under subsection (a), the Secretary of each military department shall report those options to the Committees on Armed Services of the Senate and House of Representatives.

AMENDMENTS MADE BY SECTION 7 OF THE BILL

Section 9(a) of the Act of July 22, 1963

AN ACT To assist the States to provide additional facilities for research at the State agricultural experiment stations

\* \* \* \* \*



SEC. 9. (a) Any State agricultural experiment station authorized to receive payments under the provisions of section 4 of this Act shall have a chief administrative officer, to be known as a director, and a treasurer or other officer appointed by the governing board of such station. Such treasurer or other officer shall receive and account for all funds paid to such station pursuant to the provisions of this Act, and shall submit a report, approved by the director of such station, to the Secretary on or before the first day of ~~September~~ *December* of each year. Such report shall contain a detailed statement of the amount received under the provisions of this Act during the preceding fiscal year, and of its disbursements on schedules prescribed by the Secretary.

### Section 308 of the Public Health Service Act

#### GENERAL PROVISIONS RESPECTING SECTIONS 304, 305, 306, 307

SEC. 308. (a) (1) Not later than ~~September~~ *December* 1 of each year, the Secretary shall make a report to Congress respecting (A) the administration of sections 304 through 307 during the preceding fiscal year, (B) the current state and progress of health services research and health statistics.

(2) The Secretary, acting through the National Center for Health Services Research and the National Center for Health Statistics, shall assemble and submit to the President and the Congress not later than ~~September~~ *December* 1 of each year the following reports:

(A) A report on health care costs and financing. Such report shall include a description and analysis of the statistics collected under section 306(b)(1)(G).

(B) A report on health resources. Such report shall include a description and analysis, by geographical area, of the statistics collected under section 306(b)(1)(E).

(C) A report on the utilization of health resources. Such report shall include a description and analysis, by age, sex, income, and geographic area, of the statistics collected under section 306(b)(1)(F).

(D) A report on the health of the Nation's people. Such report shall include a description and analysis, by age, sex, income, and geographic area, of the statistics collected under section 306(b)(1)(A).

(3) The Office of Management and Budget may review any report required by paragraph (1) or (2) of this subsection before its submission to Congress, but the Office may not revise any such report or delay its submission beyond the date prescribed for its submission, and may submit to Congress its comments respecting any such report.

\* \* \* \* \*

### Section 901 of the Agricultural Act of 1970

#### TITLE IX—RURAL DEVELOPMENT

##### COMMITMENT OF CONGRESS

SEC. 901. (a) \* \* \*

##### LOCATION OF FEDERAL FACILITIES

(b) Congress hereby directs the heads of all executive departments and agencies of the Government to establish and maintain departmental policies and procedures giving first priority to the location of new offices and other facilities in rural areas as defined in the private business enterprise exception in section 306(a)(7) of the Consolidated Farmers Home Administration Act of 1961, as amended (7 U.S.C. 1926). The President is hereby requested to submit to the Congress not later than ~~September~~ *December* 1 of each fiscal year a report reflecting the efforts during the immediately preceding fiscal year of all executive departments and agencies in carrying out the provisions of this section, citing the location of all new facilities, and including a statement covering the basic reasons for the selection of all new locations.

\* \* \* \* \*

##### INFORMATION AND TECHNICAL ASSISTANCE

(d) The Secretary of Agriculture shall submit to the Congress a report not later than ~~September~~ *December* 1 of each fiscal year reflecting the efforts of the Department of Agriculture to provide information and technical assistance to small communities and less populated areas in regard to rural development during the immediately preceding fiscal year. The first such annual report shall be submitted not later than December 1, 1970, covering the period beginning July 1, 1969, and ending June 30, 1970. The Secretary shall include in such reports to what extent technical assistance has been provided through land-grant colleges and universities, through the Extension Service, and other programs of the Department of Agriculture.

\* \* \* \* \*

### Section 603 of the Rural Development Act of 1972

SEC. 603. COORDINATION OF RURAL DEVELOPMENT ACTIVITIES.—(a) Section 520 of the Revised Statutes (7 U.S.C. 2201) is amended by—

\* \* \* \* \*

(b) The Secretary of Agriculture is authorized and directed to provide leadership and coordination within the executive branch and



shall assume responsibility for coordinating a nationwide rural development program utilizing the services of executive branch departments and agencies and the agencies, bureaus, offices, and services of the Department of Agriculture in coordination with rural development programs of State and local governments. In carrying out this responsibility the Secretary of Agriculture shall establish employment, income, population, housing, and quality of community services and facilities goals for rural development and report annually prior to **[September]** *December* 1 to Congress on progress in attaining such goals. The Secretary is authorized to initiate or expand research and development efforts related to solution of problems of rural water supply, rural sewage and solid waste management, rural housing, and rural industrialization.

AMENDMENTS MADE BY SECTION 8 OF THE BILL

Section 3 (a) of the Act of July 25, 1956

AN ACT To simplify accounting, facilitate the payment of obligations, and for other purposes

\* \* \* \* \*

SEC. 3. (a) Appropriation accounts established pursuant to this Act shall be reviewed periodically, but at least once each fiscal year, by each agency concerned. If the undisbursed balance in any account exceeds the obligated balance pertaining thereto, the amount of the excess shall be withdrawn in the manner provided by section 1(a) (2) of this Act; but if the obligated balance exceeds the undisbursed balance, the amount of the excess, not to exceed the remaining unobligated balances of the appropriations available for the same general purposes, may be restored to such account. A review shall be made as of the close of each fiscal year and the restorations or withdrawals required or authorized by this section accomplished not later than **[September 30]** *December 31* of the following fiscal year, but the transactions shall be accounted for and reported as of the close of the fiscal year to which such review pertains. A review made as of any other date for which restorations or withdrawals are accomplished after September 30 in any fiscal year shall be accounted for and reported as transactions of the fiscal year in which accomplished: *Provided*, That prior to any restoration under this subsection the head of the agency concerned shall make such report with respect thereto as the Director of the Bureau of the Budget may require.

Section 1 (i) of the Wagner-O'Day Act

ESTABLISHMENT OF COMMITTEE

SECTION 1. (a) ESTABLISHMENT.— \* \* \*

\* \* \* \* \*

(i) ANNUAL REPORT.—The Committee shall, not later than **[September 30]** *December 31* of each year, transmit to the President and to

the Congress a report which shall include the names of the Committee members serving in the preceding fiscal year, the dates of Committee meetings in that year, a description of its activities under this Act in that year, and any recommendations for changes in this Act which it determines are necessary.

Section 204 of the Juvenile Justice and Delinquency Prevention Act of 1974

CONCENTRATION OF FEDERAL EFFORTS

SEC. 204. (a) \* \* \*

(b) In carrying out the purposes of this Act, the Administrator shall—

(1) \* \* \*

\* \* \* \* \*

(5) develop annually with the assistance of the Advisory Committee and submit to the President and the Congress, after the first year the legislation is enacted, prior to **[September 30]** *December 31*, an analysis and evaluation of Federal juvenile delinquency programs conducted and assisted by Federal departments and agencies, the expenditures made, the results achieved, the plans developed, and problems in the operations and coordination of such programs. The report shall include recommendations for modifications in organization, management, personnel, standards, budget requests, and implementation plans necessary to increase the effectiveness of these programs:

\* \* \* \* \*

AMENDMENTS MADE BY SECTION 9 OF THE BILL

Section 2 of the Act of August 30, 1890

AN ACT To apply a portion of the proceeds of the public lands to the more complete endowment and support of the colleges for the benefit of agriculture and the mechanic arts established under the provisions of an act of Congress approved July second, eighteen hundred and sixty-two

\* \* \* \* \*

SEC. 2. That the sums hereby appropriated to the States and Territories for the further endowment and support of colleges shall be annually paid on or before the thirty-first day of **[July]** *October* of each year, by the Secretary of the Treasury, upon the warrant of the Secretary of the Interior, out of the Treasury of the United States, to the State or Territorial treasurer, or to such officer as shall be designated by the laws of such State or Territory to receive the same, who shall, upon the order of the trustees of the college, or the institution for colored students, immediately pay over said sums to the treasurers of the respective colleges or other institutions entitled to receive the same, and such treasurers shall be required to report to the Secretary of Agriculture and to the Secretary of the Interior,

on or before the first day of ~~September~~ *December* of each year, a detailed statement of the amount so received and of its disbursement. The grants of moneys authorized by this act are made subject to the legislative assent of the several States and Territories to the purpose of said grants: *Provided*, That payments of such installments of the appropriation herein made as shall become due to any State before the adjournment of the regular session of legislature meeting next after the passage of this act shall be made upon the assent of the governor thereof, duly certified to the Secretary of the Treasury.

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Section 5 of the Act of March 2, 1887

AN ACT To establish agricultural experiment stations in connection with the colleges established in the several States under the provisions of an act approved July second, eighteen hundred and sixty-two, and of the acts supplementary thereto

\* \* \* \* \*

SEC. 5. Sums available for allotment to the States under the terms of this Act, excluding the regional research fund authorized by subsection 3 (c) 3, shall be paid to each State agricultural experiment station in equal quarterly payments beginning on the first day of ~~July~~ *September* of each fiscal year upon vouchers approved by the Secretary of Agriculture. Each such station authorized to receive allotted funds shall have a chief administrative officer known as a director, and a treasurer or other officer appointed by the governing board of the station. Such treasurer or other officer shall receive and account for all funds allotted to the State under the provisions of this Act and shall report, with the approval of the director, to the Secretary of Agriculture on or before the first day of ~~September~~ *December* of each year a detailed statement of the amount received under provisions of this Act during the preceding fiscal year, and of its disbursement on schedules prescribed by the Secretary of Agriculture. If any portion of the allotted moneys received by the authorized receiving officer of any State agricultural experiment station shall by any action or contingency be diminished, lost, or misapplied, it shall be replaced by the State concerned and until so replaced no subsequent appropriation shall be allotted or paid to such State.

\* \* \* \* \*

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Section 103 of the Vocational Education Act of 1963

ALLOTMENTS AMONG STATES

SEC. 103. (a) \* \* \*

\* \* \* \* \*

(d) (1) The allotment ratio for any State shall be 1.00 less the product of—

(A) 0.50, and

(B) the quotient obtained by dividing the per capita income for the State by the per capita income for all the States (exclusive of Puerto Rico, Guam, American Samoa, the Virgin Islands, and the Trust Territory of the Pacific Islands), except that (i) the allotment ratio in no case shall be more than 0.60 or less than 0.40, and (ii) the allotment ratio for Puerto Rico, Guam, American Samoa, the Virgin Islands, and the Trust Territory of the Pacific Islands shall be 0.60.

(2) The allotment ratios shall be promulgated by the Commissioner for each fiscal year between ~~July~~ *September* 1 and ~~September~~ *December* 30 of the preceding fiscal year. Allotment ratios shall be computed on the basis of the average of the appropriate per capita incomes for the three most recent consecutive fiscal years for which satisfactory data are available.

\* \* \* \* \*

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AMENDMENTS MADE BY SECTION 10 OF THE BILL

Section 8 of the Rehabilitation Act of 1933

ALLOTMENT PERCENTAGE

SEC. 8. (a) (1) The allotment percentage for any State shall be 100 per centum less that percentage which bears the same ratio to 50 per centum as the per capita income of such State bears to the per capita income of the United States, except that (A) the allotment percentage shall in no case be more than 75 per centum or less than  $33\frac{1}{3}$  per centum, and (B) the allotment percentage for the District of Columbia, Puerto Rico, Guam, the Virgin Islands, American Samoa, and the Trust Territory of the Pacific Islands shall be 75 per centum.

(2) The allotment percentages shall be promulgated by the Secretary between ~~July~~ *October* 1 and ~~September 30~~ *December 31* of each even-numbered year, on the basis of the average of the per capita incomes of the States and of the United States for the three most recent consecutive years for which satisfactory data are available from the Department of Commerce. Such promulgation shall be conclusive for each of the two fiscal years in the period beginning on the ~~July~~ *October* 1 next succeeding such promulgation.

\* \* \* \* \*

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AMENDMENTS MADE BY SECTION 11 OF THE BILL

Section 10 of the Rural Electrification Act of 1936

SEC. 10. The Administrator shall present annually to the Congress not later than the 20th day of ~~January~~ *April* in each year a full report of his activities under this Act.

## TITLE 10, UNITED STATES CODE

\* \* \* \* \*  
§ 279. Training reports.

The Secretary of Defense shall report to the President and to Congress, in [January] *April* of each year, the status of training of each reserve component, and the progress made in strengthening the reserve components, during the preceding fiscal year.

\* \* \* \* \*  
§ 686. Reports to Congress.

The Secretary of each military department shall report to the Committees on Armed Services of the Senate and the House of Representatives, not later than [January] *April* 30 of each year—

- (1) the estimated requirements of the armed forces under the jurisdiction of his department in members on active duty during the next fiscal year;
- (2) the estimated number of commissioned officers in each grade on active duty and to be promoted during the next fiscal year; and
- (3) an analysis of the distribution by grade of commissioned officers on active duty at that time.

\* \* \* \* \*  
§ 2110. Logistical support.

(a) The Secretary of the military department concerned may issue to institutions having units of the program, or to the officers of the armed force concerned who are designated as accountable or responsible for such property—

- (1) supplies, means of transportation including aircraft, arms and ammunition, and military textbooks and educational materials; and
- (2) uniform clothing, except that he may pay monetary allowances for uniform clothing at such rate as he may prescribe.

(b) The Secretary of the military department concerned may provide, or contract with civilian flying or aviation schools or educational institutions to provide, the personnel, aircraft, supplies, facilities, services, and instruction necessary for flight instruction and orientation for properly designated members of the program. The Secretary of each military department shall report to Congress in [January] *April* of each year on the progress of the flight instruction program.

(c) The Secretary of the military department concerned may transport members of, and designated applicants for membership in, the program to and from installations when it is necessary for them to undergo medical or other examinations or for the purposes of making visits of observation. He may also furnish them subsistence, quarters, and necessary medical care, including hospitalization, while they are at, or traveling to or from, such an installation.

(d) The Secretary of the military department concerned may authorize members of, and designated applicants for membership in, the program to participate in aerial flights in military aircraft and in indoctrination cruises in naval vessels.

(e) The Secretary of the military department concerned may authorize such expenditures as he considers necessary for the efficient maintenance of the program.

(f) The Secretary of the military department concerned shall require, from each institution to which property is issued under subsection (a), a bond or other indemnity in such amount as he considers adequate, but not less than \$5,000, for the care and safekeeping of all property so issued except uniforms, expendable articles, and supplies expended in operation, maintenance, and instruction. The Secretary may accept a bond without surety if the institution to which the property is issued furnishes to him satisfactory evidence of its financial responsibility.

\* \* \* \* \*  
National Science Foundation Act of 1950\* \* \* \* \*  
FUNCTIONS OF THE FOUNDATION

## SEC. 3. (a) \* \* \*

(f) The Foundation shall render an annual report to the President for submission on or before the 15th day of [January] *April* of each year to the Congress, summarizing the activities of the Foundation and making such recommendations as it may deem appropriate. Such report shall include information as to the acquisition and disposition by the Foundation of any patents and patent rights.

## NATIONAL SCIENCE BOARD

## SEC. 4. (a) \* \* \*

(g) The Board shall render an annual report to the President, for submission on or before the 31st day of [January] *April* of each year to the Congress, on the status and health of science and its various disciplines. Such report shall include an assessment of such matters as national scientific resources and trained manpower, progress in selected areas of basic scientific research, and an indication of those aspects of such progress which might be applied to the needs of American society. The report may include such recommendations as the Board may deem timely and appropriate.

\* \* \* \* \*  
Section 21 of the Interstate Commerce Act

## ANNUAL REPORT OF COMMISSION

SEC. 21. The Commission shall, on or before the 3d day of [January] *April* of each year, make a report which shall be transmitted to Congress and copies of which shall be distributed as are the other reports

transmitted to Congress. This report shall contain such information and data collected by the Commission as may be considered of value in the determination of questions connected with the regulation of commerce, together with such recommendations as to additional legislation relating thereto as the Commission may deem necessary; and the names and compensation of the persons employed by said Commission.

Section 6 of the Trading With the Enemy Act

SEC. 6. That the President is authorized to appoint, prescribe the duties of, and fix the salary (not to exceed \$5,000 per annum) of an official to be known as the alien property custodian, who shall be empowered to receive all money and property in the United States due or belonging to an enemy, or ally of enemy, which may be paid, conveyed, transferred, assigned, or delivered to said custodian under the provisions of this Act; and to hold, administer, and account for the same under the general direction of the President and as provided in this Act. The alien property custodian shall give such bond or bonds, and in such form and amount, and with such security as the President shall prescribe. The President may further employ in the District of Columbia and elsewhere and fix the compensation of such clerks, attorneys, investigators, accountants, and other employees as he may find necessary for the due administration of the provisions of this Act: *Provided*, That such clerks, investigators, accountants, and other employees shall be appointed from lists of eligibles to be supplied by the Civil Service Commission and in accordance with the civil-service law: *Provided further*, That the President shall cause a detailed report to be made to Congress on the first day of **January** *April* of each year of all proceedings had under this Act during the year preceding. Such report shall contain a list of all persons appointed or employed, with the salary or compensation paid to each, and a statement of the different kinds of property taken into custody and the disposition made thereof.

AMENDMENTS MADE BY SECTION 12 OF THE BILL

Section 406 of the General Education Provisions Act

NATIONAL CENTER FOR EDUCATION STATISTICS

SEC. 406. (a) \* \* \*

(d)(1) The Assistant Secretary shall, not later than **March** *June* 1 of each year, submit to the Congress an annual report which—  
(A) contains a description of the activities of the Center during the then current fiscal year and a projection of its activities during the succeeding fiscal year;

(B) sets forth estimates of the cost of the projected activities for such succeeding fiscal year; and

(C) includes a statistical report on the condition of education in the United States during the two preceding fiscal years and a projection, for the three succeeding fiscal years, of estimated statistics related to education in the United States.

(2) The Center shall develop and enforce standards designed to protect the confidentiality of persons in the collection, reporting, and publication of data under this section. This subparagraph shall not be construed to protect the confidentiality of information about institutions, organizations, and agencies receiving grants from or having contracts with the Federal Government.

\* \* \* \* \*

Section 105 of the Act of October 20, 1972

SEC. 105. CREATION OF TRUST FUND; APPROPRIATIONS.

(a) TRUST FUND.—

(1) \* \* \*

\* \* \* \* \*

(2) TRUSTEE.—The Secretary of the Treasury shall be the trustee of the Trust Fund and shall report to the Congress not later than **March** *June* 1 of each year on the operation and status of the Trust Fund during the preceding fiscal year.

\* \* \* \* \*

Section 204 of the Juvenile Justice and Delinquency Prevention Act of 1974

CONCENTRATION OF FEDERAL EFFORTS

SEC. 204. (a) \* \* \*

(b) In carrying out the purposes of this Act, the Administrator shall—

(1) \* \* \*

\* \* \* \* \*

(6) develop annually with the assistance of the Advisory Committee and submit to the President and the Congress, after the first year the legislation is enacted, prior to **March** *June* 1, a comprehensive plan for Federal juvenile delinquency programs, with particular emphasis on the prevention of juvenile delinquency and the development of programs and services which will encourage increased diversion of juveniles from the traditional juvenile justice system; and

\* \* \* \* \*

## AMENDMENTS MADE BY SECTION 13 OF THE BILL

## Section 442 of the Education Amendments of 1972

## NATIONAL ADVISORY COUNCIL ON INDIAN EDUCATION

SEC. 442. (a) \* \* \*

(b) The National Council shall—

(1) \* \* \*

\* \* \* \* \*

(6) to submit to the Congress not later than [March 31] *June 30* of each year a report on its activities, which shall include any recommendations it may deem necessary for the improvement of Federal education programs in which Indian children and adults participate, or from which they can benefit, which report shall include statement of the National Council's recommendations to the Commissioner with respect to the funding of any such programs.

\* \* \* \* \*

## Section 604 of the Education of the Handicapped Act

## NATIONAL ADVISORY COMMITTEE ON HANDICAPPED CHILDREN

SEC. 604. (a) \* \* \*

(b) The Advisory Committee shall review the administration and operation of the programs authorized by this title and other provisions of law administered by the Commissioner with respect to handicapped children, including their effect in improving the educational attainment of such children, and make recommendations for the improvement of such administration, and operation with respect to such children. Such recommendations shall take into consideration experience gained under this and other Federal programs for handicapped children and, to the extent appropriate, experience gained under other public and private programs for handicapped children. The Advisory Committee shall from time to time make such recommendations as it may deem appropriate to the Commissioner and shall make an annual report of its findings and recommendations to the Commissioner not later than [March 31] *June 30* of each year. The Commissioner shall transmit each such report to the Secretary together with his comments and recommendations, and the Secretary shall transmit such report, comments, and recommendations to the Congress together with any comments or recommendations he may have with respect thereto.

\* \* \* \* \*

## AMENDMENTS MADE BY SECTION 14 OF THE BILL

## Section 410 of the Act of November 19, 1969

AN ACT To authorize appropriations during the fiscal year 1970 for procurement of aircraft, missiles, naval vessels, and tracked combat vehicles, and research, development, test, and evaluation for the Armed Forces, and to authorize the construction of test facilities at Kwajalein Missile Range, and to prescribe the authorized personnel strength of the Selected Reserve of each reserve component of the Armed Forces, and for other purposes

\* \* \* \* \*

SEC. 410. (a) As used in this section—

(1) \* \* \*

(b) Under regulations to be prescribed by the Secretary of Defense:

(1) Any former military officer or former civilian employee who during any fiscal year,

(A) was employed by or served as a consultant or otherwise to a defense contractor for any period of time,

(B) represented any defense contractor at any hearing, trial, appeal, or other action in which the United States was a party and which involved services and materials provided or to be provided to the Department of Defense by such contractor, or

(C) represented any such contractor in any transaction with the Department of Defense involving services or materials provided or to be provided by such contractor to the Department of Defense,

shall file with the Secretary of Defense, in such form and manner as the Secretary may prescribe, not later than [November] *February* 15 of the next succeeding fiscal year, a report containing the following information:

(1) His name and address.

(2) The name and address of the defense contractor by whom he was employed or whom he served as a consultant or otherwise.

(3) The title of the position held by him with the defense contractor.

(4) A brief description of his duties and the work performed by him for the defense contractor.

(5) His military grade while on active duty or his gross salary rate while employed by the Department of Defense, as the case may be.

(6) A brief description of his duties and the work performed by him while on active duty or while employed by the Department of Defense during the three-year period immediately preceding his release from active duty or the termination of his civilian employment, as the case may be.

(7) The date on which he was released from active duty or the termination of his civilian employment with the

Department of Defense, as the case may be, and the date on which his employment, as an employee, consultant, or otherwise with the defense contractor began and, if no longer employed by such defense contractor, the date on which such employment with such defense contractor terminated.

(8) Such other pertinent information as the Secretary of Defense may require.

#### AMENDMENTS MADE BY SECTION 15 OF THE BILL

##### Section 4 of the Act of May 8, 1914

AN ACT To provide for cooperative agricultural extension work between the agricultural colleges in the several States receiving the benefits of an Act of Congress approved July second, eighteen hundred and sixty-two, and of Acts supplementary thereto, and the United States Department of Agriculture

\* \* \* \* \*

SEC. 4. On or about the first day of **[July]** *October* in each year after the passage of this Act, the Secretary of Agriculture shall ascertain as to each State whether it is entitled to receive its share of the annual appropriation for cooperative agricultural extension work under this Act and the amount which it is entitled to receive. Before the funds herein provided shall become available to any college for any fiscal year, plans for the work to be carried on under this Act shall be submitted by the proper officials of each college and approved by the Secretary of Agriculture. Such sums shall be paid in equal quarterly payments in or about July, October, January, and April of each year to the treasurer or other officer of the State duly authorized by the laws of the State to receive the same, and such officer shall be required to report to the Secretary of Agriculture on or about the first day of **[January]** *April* of each year, a detailed statement of the amount so received during the previous fiscal year and its disbursement, on forms prescribed by the Secretary of Agriculture.

#### AMENDMENTS MADE BY SECTION 16 OF THE BILL

##### Section 217 of the Social Security Act

###### BENEFITS IN CASE OF VETERANS

SEC. 217. (a) (1) \* \* \*

\* \* \* \* \*

**[**(g) (1) In September 1965, and in every fifth September thereafter up to and including September 2010, the Secretary shall determine the amount which, if paid in equal installments at the beginning of each fiscal year in the period beginning—

**[**(A) with July 1, 1965, in the case of the first such determination, and

**[**(B) with the July 1 following the determination in the case of all other such determinations,

and ending with the close of June 30, 2015, would accumulate, with interest compounded annually, to an amount equal to the amount needed to place each of the Trust Funds and the Federal Hospital Insurance Trust Fund in the same position at the close of June 30, 2015, as he estimates they would otherwise be in at the close of that date if section 210 of this Act as in effect prior to the Social Security Act Amendments of 1950, and this section, had not been enacted. The rate of interest to be used in determining such amount shall be the rate determined under section 201(d) for public-debt obligations which were or could have been issued for purchase by the Trust Funds in the June preceding the September in which such determination is made.]

(g) (1) *In September of 1965, 1970, and 1975, and in October 1980 and every fifth October thereafter up to and including October 2010, the Secretary shall determine the amount which, if paid in equal installments at the beginning of each fiscal year in the period beginning—*

*(A) with July 1, 1965, in the case of the first such determination, and*

*(B) with the beginning of the first fiscal year commencing after the determination in the case of all other such determinations,*

*and ending with the close of September 30, 2015, would accumulate, with interest compounded annually, to an amount equal to the amount needed to place each of the Trust Funds and the Federal Hospital Insurance Trust Fund in the same position at the close of September 30, 2015, as he estimates they would otherwise be in at the close of that date if section 210 of this Act as in effect prior to the Social Security Act Amendments of 1950, and this section, had not been enacted. The rate of interest to be used in determining such amount shall be the rate determined under section 201(d) for public-debt obligations which were or could have been issued for purchase by the Trust Funds in the June preceding the September in which the determinations in 1965, 1970, and 1975 are made and in the September preceding the October in which all other determinations are made.*

#### AMENDMENT MADE BY SECTION 17 OF THE BILL

##### Section 437 of the General Education Provisions Act

###### RESPONSIBILITY OF STATES TO FURNISH INFORMATION

SEC. 437. (a) The Commissioner shall require that each State submit to him, within sixty days after the end of any fiscal year, a report on the uses of Federal funds in that State under any applicable program for which the State is responsible for administration. Such report shall—

(1) list all grants and contracts made under such program to the local educational agencies and other public and private agencies and institutions within such State during such year;

(2) include the total amount of funds available to the State under each such program for such fiscal year and specify from which appropriation Act or Acts these funds were available;

(3) with respect to the second preceding fiscal year, include a compilation of reports from local educational agencies and other public and private agencies and institutions within such State which sets for the amount of such Federal funds received by each such agency and the purposes for which such funds were expended;

(4) with respect to such second preceding fiscal year, include a statistical report on the individuals served or affected by programs, projects, or activities assisted with such Federal funds; and

(5) be made readily available by the State to local educational agencies and other public and private agencies and institutions within the State, and to the public.

(b) On or before ~~October~~ June 15 of each year, the Commissioner shall submit to the Committee on Labor and Public Welfare of the Senate and to the Committee on Education and Labor of the House of Representatives an analysis of these reports and a compilation of statistical data derived therefrom.

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AMENDMENTS MADE BY SECTION 18 OF THE BILL

Section 209 of the Highway Revenue Act of 1956

SEC. 209. HIGHWAY TRUST FUND.

(a) CREATION OF TRUST FUND.—\* \* \*

\* \* \* \* \*

(e) MANAGEMENT OF TRUST FUND.—

(1) IN GENERAL.—It shall be the duty of the Secretary of the Treasury to hold the Trust Fund, and (after consultation with the Secretary of Commerce) to report to the Congress not later than the first day of ~~March~~ June of each year on the financial condition and the results of the operations of the Trust Fund during the preceding fiscal year and on its expected condition and operations during each fiscal year thereafter up to and including the fiscal year ending ~~June~~ September 30, 1978. Such report shall be printed as a House document of the session of the Congress to which the report is made.

\* \* \* \* \*

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AMENDMENT MADE BY SECTION 19 OF THE BILL

Section 552 of Title 28, United States Code

§ 552. Report of business and statistics.

The Attorney General, ~~at the beginning of each regular session of Congress~~ by April of each year, shall report to Congress on the business of the Department of Justice for the last preceding fiscal year, and on any other matters pertaining to the Department that he considers proper, including—

(1) a statement of the several appropriations which are placed under the control of the Department and the amount appropriated;

(2) the statistics of crime under the laws of the United States; and

(3) a statement of the number of causes involving the United States, civil and criminal, pending during the preceding year in each of the several courts of the United States.

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AMENDMENTS MADE BY SECTION 20 OF THE BILL

Section 2 of the Act of July 31, 1947

AN ACT TO provide for the disposal of materials on the public lands of the United States

\* \* \* \* \*

SEC. 2. (a) The Secretary shall dispose of materials under this Act to the highest responsible qualified bidder after formal advertising and such other public notice as he deems appropriate: *Provided, however,* That the Secretary may authorize negotiation of a contract for the disposal of materials if—

(1) the contract is for the sale of less than two hundred fifty thousand board-feet of timber; or, if

(2) the contract is for the disposal of materials to be used in connection with a public works improvement program on behalf of a Federal, State, or local governmental agency and the public exigency will not permit the delay incident to advertising; or, if

(3) the contract is for the disposal of property for which it is impracticable to obtain competition.

(b) A report shall be made to Congress on ~~January~~ April 1 and ~~July~~ October 1 of each year of the contracts made under clauses (2) and (3) of subsection (a) during the period since the date of the last report. The report shall—

(1) name each purchaser;

(2) furnish the appraised value of the material involved;

(3) state the amount of each contract;

(4) describe the circumstances leading to the determination that the contract should be entered into by negotiation instead of competitive bidding after formal advertising.

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AMENDMENTS MADE BY SECTION 21 OF THE BILL

Section 13 of the National Capitol Planning Act of 1952

SEC. 13. Said commission shall report to Congress annually on the first Monday of ~~December~~ March the lands acquired during the preceding fiscal year, the method of acquisition, and the cost of each tract. It shall also submit to the Bureau of the Budget on or before ~~September~~ December 15 of each year its estimate of the total sum to be



appropriated for expenditure under the provisions of this Act during the succeeding fiscal year.

\* \* \* \* \*

AMENDMENTS MADE BY SECTION 22 OF THE BILL

Social Security Act

\* \* \* \* \*

ALLOTMENT PERCENTAGE AND FEDERAL SHARE

SEC. 423. (a) The "allotment percentage" for any State shall be 100 per centum less the State percentage; and the State percentage shall be the percentage which bears the same ratio to 50 per centum as the per capita income of such State bears to the per capita income of the United States; except that (1) the allotment percentage shall in no case be less than 30 per centum or more than 70 per centum, and (2) the allotment percentage shall be 70 per centum in the case of Puerto Rico, the Virgin Islands, and Guam.

(b) The "Federal share" for any State for any fiscal year shall be 100 per centum less that percentage which bears the same ratio to 50 per centum as the per capita income of such States bears to the per capita income of the United States, except that (1) in on case shall the Federal share be less than 33 $\frac{1}{2}$  per centum or more than 66 $\frac{2}{3}$  per centum, and (2) the Federal share shall be 66 $\frac{2}{3}$  per centum in the case of Puerto Rico, the Virgin Islands, and Guam.

(c) The Federal share and allotment percentage for each State shall be promulgated by the Secretary between [July 1 and August 31] *October 1 and November 30* of each even-numbered year, on the basis of the average per capita income of each State and of the United States for the three most recent calendar years for which satisfactory data are available from the Department of Commerce. Such promulgation shall be conclusive for each of the two fiscal years in the period beginning [July] *October 1* next succeeding such promulgation: *Provided*, That the Federal shares and allotment percentages promulgated under section 524(c) of the Social Security Act in 1966 shall be effective for purposes of this section for the fiscal years ending June 30, 1968, and June 30, 1969.

(d) For purposes of this section, the term "United States" means the fifty States and the District of Columbia.

\* \* \* \* \*

PART A—GENERAL PROVISIONS

DEFINITIONS

Sec. 1101. (a) When used in this Act—

(1) The term "State", except where otherwise provided, includes the District of Columbia and the Commonwealth of Puerto Rico, and

when used in titles IV, V, VII, XI, and XIX includes the Virgin Islands and Guam. Such term when used in title V also includes American Samoa and the Trust Territory of the Pacific Islands.

(2) The term "United States" when used in a geographical sense means, except when otherwise provided, the States.

(3) The term "person" means an individual, a trust or estate, a partnership, or a corporation.

(4) The term "corporation" includes associations, joint-stock companies, and insurance companies.

(5) The term "shareholder" includes a member in an association, joint-stock company, or insurance company.

(6) The term "Secretary", except when the context otherwise requires, means the Secretary of Health, Education, and Welfare.

(7) The terms "physician" and "medical care" and "hospitalization" include osteopathic practitioners or the services of osteopathic practitioners and hospitals within the scope of their practice as defined by State law.

(8) (A) The "Federal percentage" for any State (other than Puerto Rico, the Virgin Islands, and Guam) shall be 100 per centum less the State percentage; and the State percentage shall be that percentage which bears the same ratio to 50 per centum as the square of the per capita income of such State bears to the square of the per capita income of the United States; except that the Federal percentage shall in no case be less than 50 per centum or more than 65 per centum.

(B) The Federal percentage for each State (other than Puerto Rico, the Virgin Islands, and Guam) shall be promulgated by the Secretary between [July 1 and August 31] *October 1 and November 30* of each even-numbered year, on the basis of the average per capita income of each State and of the United States for the three most recent calendar years for which satisfactory data are available from the Department of Commerce. Such promulgation shall be conclusive for each of the eight quarters in the period beginning [July] *October 1* next succeeding such promulgation: *Provided*, That the Secretary shall promulgate such percentage as soon as possible after the enactment of the Social Security Amendments of 1958, which promulgation shall be conclusive for each of the eleven quarters in the period beginning October 1, 1958, and ending with the close of June 30, 1961.

\* \* \* \* \*

AMENDMENTS MADE BY SECTION 23 OF THE BILL

Section 903 of the Social Security Act

AMOUNTS TRANSFERRED TO STATE ACCOUNTS

In General

SEC. 903. (a) (1) If as of the close of any fiscal year after the fiscal year ending June 30, 1972, the amount in the extended unemployment

compensation account has reached the limit provided in section 905 (b) (2) and the amount in the Federal unemployment account has reached the limit provided in section 902(a) and all advances pursuant to section 905(d) and section 1203 have been repaid, and there remains in the employment security administration account any amount over the amount provided in section 901(f) (3) (A), such excess amount except as provided in subsection (b), shall be transferred (as of the beginning of the succeeding fiscal year) to the accounts of the States in the Unemployment Trust Fund.

(2) Each State's share of the funds to be transferred under this subsection as of any July 1—

(A) shall be determined by the Secretary of Labor and certified by him to the Secretary of the Treasury before that date on the basis of reports furnished by the States to the Secretary of Labor before June 1, and

(B) shall bear the same ratio to the total amount to be so transferred as the amount of wages subject to contributions under such State's unemployment compensation law during the preceding calendar year which have been reported to the State before [May] August 1 bears to the total of wages subject to contributions under all State unemployment compensation laws during such calendar year which have been reported to the States before [May] August 1.

\* \* \* \* \*

#### AMENDMENTS MADE BY SECTION 24 OF THE BILL

#### Section 6 of the National Aeronautics and Space Administration Act, 1970

SEC. 6. (a) As used in this section—

(1) \* \* \*

\* \* \* \* \*

(6) The term "fiscal year" means a year beginning on 1 [July] October and ending on 30 [June] September of the next succeeding year.

(b) Under regulations to be prescribed by the Administrator:

(1) Any former employee who during any fiscal year,

(A) was employed by or served as a consultant or otherwise to an aerospace contractor for any period of time,

(B) represented any aerospace contractor at any hearing, trial, appeal, or other action in which the United States was a party and which involved services and materials provided or to be provided to the National Aeronautics and Space Administration by such contractor, or

(C) represented any such contractor in any transaction with the National Aeronautics and Space Administration involving services or materials provided or to be provided by such contractor to the National Aeronautics and Space Administration,

shall file with the Administrator, in such form and manner as the Administrator may prescribe, not later than [November] February 15 of the next succeeding fiscal year, a report containing the following information:

(1) His name and address.

(2) The name and address of the aerospace contractor by whom he was employed or whom he served as a consultant or otherwise.

(3) The title of the position held by him with the aerospace contractor.

(4) A brief description of his duties and the work performed by him for the aerospace contractor.

(5) His gross salary rate while employed by the National Aeronautics and Space Administration.

(6) A brief description of his duties and the work performed by him while employed by the National Aeronautics and Space Administration during the three-year period immediately preceding his termination of employment.

(7) The date of the termination of his employment with the National Aeronautics and Space Administration, and the date on which his employment, as an employee, consultant or otherwise, with the aerospace contractor began, and if no longer employed by such aerospace contractor, the date on which his employment with such aerospace contractor terminated.

(8) Such other pertinent information as the Administrator may require.

\* \* \* \* \*

(d) The Administrator shall, not later than [December] March 31 of each year, file with the President of the Senate and the Speaker of the House of Representatives a report containing a list of the names of persons who have filed reports with him for the preceding fiscal year pursuant to subsections (b) (1) and (b) (2) of this section. The Administrator shall include after each name so much information as he deems appropriate, and shall list the names of such persons under the aerospace contractor for whom they worked or for whom they performed services.

\* \* \* \* \*

#### AMENDMENT MADE BY SECTION 25 OF THE BILL

#### Section 510 of the Public Works and Economic Development Act of 1965

#### ANNUAL REPORTS

SEC. 510. Each regional commission established pursuant to this Act shall make a comprehensive and detailed annual report each fiscal year to the Congress with respect to such commission's activities and recommendations for programs. The first such report shall be made for the first fiscal year in which such commission is in existence

for more than three months. Such reports shall be printed and transmitted to the Congress not later than [January 31] *April 30* of the calendar year following the fiscal year with respect to which the report is made.

AMENDMENT MADE BY SECTION 26 OF THE BILL

Section 707 of the Public Works and Economic Development Act of 1965

ANNUAL REPORT

SEC. 707. The Secretary shall make a comprehensive and detailed annual report to the Congress of his operations under this Act for each fiscal year beginning with the fiscal year ending June 30, 1966. Such report shall be printed and shall be transmitted to the Congress not later than [January 3] *April 1* of the year following the fiscal year with respect to which such report is made.

AMENDMENT MADE BY SECTION 27 OF THE BILL

Section 213 of the Merchant Marine Act, 1936

SEC. 213. The Commission shall make studies of and make reports to Congress on—

(a) The scrapping or removal from service of old or obsolete merchant tonnage owned by the United States or in use in the merchant marine.

(b) Tramp shipping service and the advisability of citizens of the United States participating in such service with vessels under United States registry.

(c) The relative cost of construction or reconditioning of comparable ocean vessels in shipyards in the various coastal districts of the United States, together with recommendations as to how such shipyards may compete for work on an equalized basis; reports under this paragraph shall be made annually on the first day of [July] *October* of each year.

AMENDMENTS MADE BY SECTION 28 OF THE BILL

Section 1111 of Title 44, United States Code

§ 1111. Annual reports: time for furnishing manuscript and proofs to Public Printer.

The appropriations made for printing and binding may not be used for an annual report or the accompanying documents unless the manuscript and proof is furnished to the Public Printer in the following manner:

manuscript of the documents accompanying annual reports on or before [November] *February 1*, each year;

manuscript of the annual report on or before [November] *February 15*, each year;

complete revised proofs of the accompanying documents on [December] *March 1*, each year, and of the annual reports on [December] *March 10*, each year.

Annual reports and accompanying documents shall be printed, made public, and available for distribution not later than within the first five days after the assembling of each regular session of Congress.

This section does not apply to the annual reports of the Smithsonian Institution, the Commissioner of Patents, the Comptroller of the Currency, or the Secretary of the Treasury.

AMENDMENT MADE BY SECTION 29 OF THE BILL

Section 10 of the Service Contract Act of 1965

SEC. 10. It is the intent of the Congress that determinations of minimum monetary wages and fringe benefits for the various classes of service employees under the provisions of paragraphs (1) and (2) of section 2 should be made with respect to all contracts subject to this Act, as soon as it is administratively feasible to do so. In any event, the Secretary shall make such determinations with respect to at least the following contracts subject to this Act which are entered into during the applicable fiscal year:

(1) For the fiscal year ending June 30, 1973, all contracts under which more than twenty-five service employees are to be employed.

(2) For the fiscal year ending June 30, 1974, all contracts under which more than twenty service employees are to be employed.

(3) For the fiscal year ending June 30, 1975, all contracts under which more than fifteen service employees are to be employed.

(4) For the fiscal year ending June 30, 1976, all contracts under which more than ten service employees are to be employed.

(5) [For the fiscal year ending June 30, 1977, and for each fiscal year thereafter] *On or after July 1, 1976* all contracts under which more than five service employees are to be employed.

AMENDMENT MADE BY SECTION 30 OF THE BILL

Section 139 of Title 2, United States Code

§ 139. Report of Librarian of Congress.

The Librarian of Congress shall make to Congress [at the beginning of each regular session] *not later than April 1* a report for the preceding fiscal year, as to the affairs of the Library of Congress, including

the copyright business, and said report shall also include a detailed statement of all receipts and expenditures on account of the Library and said copyright business.

AMENDMENT MADE BY SECTION 31 OF THE BILL

Section 27 of the Consumer Product Safety Act

ADDITIONAL FUNCTIONS OF COMMISSION

SEC. 27. (a) \* \* \*

\* \* \* \* \*

(j) The Commission shall prepare and submit to the President and the Congress [on or before October 1 of each year] *at the beginning of each regular session of Congress* a comprehensive report on the administration of this Act for the preceding fiscal year. Such report shall include—

(1) a thorough appraisal, including statistical analyses, estimates, and long-term projections, of the incidence of injury and effects to the population resulting from consumer products, with a breakdown, insofar as practicable, among the various sources of such injury;

(2) a list of consumer product safety rules prescribed or in effect during such year;

(3) an evaluation of the degree of observance of consumer product safety rules, including a list of enforcement actions, court decisions, and compromises of alleged violations, by location and company name;

(4) a summary of outstanding problems confronting the administration of this Act in order of priority;

(5) an analysis and evaluation of public and private consumer product safety research activities;

(6) a list, with a brief statement of the issues, of completed or pending judicial actions under this Act;

(7) the extent to which technical information was disseminated to the scientific and commercial communities and consumer information was made available to the public;

(8) the extent of cooperation between Commission officials and representatives of industry and other interested parties in the implementation of this Act, including a log or summary of meetings held between Commission officials and representatives of industry and other interested parties;

(9) an appraisal of significant actions of State and local governments relating to the responsibilities of the Commission; and

(10) such recommendations for additional legislation as the Commission deems necessary to carry out the purposes of this Act.

\* \* \* \* \*

AMENDMENT MADE BY SECTION 32 OF THE BILL

Juvenile Justice and Delinquency Prevention Act of 1974

\* \* \* \* \*

Sec. 261. (a) To carry out the purposes of this title there is authorized to be appropriated \$75,000,000 for the fiscal year ending June 30, 1975, \$125,000,000 for the fiscal year ending June 30, 1976, and \$150,000,000 for the fiscal year ending [June 30,] *September 30, 1977*.

(b) In addition to the funds appropriated under this section, the Administration shall maintain from other Law Enforcement Assistance Administration appropriations other than the appropriations for administration, at least the same level of financial assistance for juvenile delinquency programs assisted by the Law Enforcement Assistance Administration during fiscal year 1972.

\* \* \* \* \*

EFFECTIVE CLAUSE

Sec. 263. (a) Except as provided by subsection (b), the foregoing provisions of this Act shall take effect on the date of enactment of this Act.

(b) Section 204(b) (5) and 204(b) (6) shall become effective at the close of the thirty-first day of the twelfth calendar month of 1974. Section 204(7) shall become effective at the close of the [thirty-first day of the eighth] *thirtieth day of the eleventh* calendar month of 1976.

\* \* \* \* \*

Sec. 331. (a) To carry out the purposes of part A of this title there is authorized to be appropriated for each of the fiscal years ending June 30, 1975, [1976, and 1977,] *and 1976, and September 30, 1977*, the sum of \$10,000,000.

(b) To carry out the purposes of part B of this title there is authorized to be appropriated the sum of \$500,000.

\* \* \* \* \*

AMENDMENT MADE BY SECTION 33 OF THE BILL

Section 704 of the Social Security Act

REPORTS

SEC. 704. The Secretary shall make a full report to Congress, [at the beginning] *within one hundred and twenty days after the beginning* of such regular session, of the administration of the functions with which he is charged under this Act. In addition to the number of copies of such report authorized by other law to be printed, there is hereby authorized to be printed not more than five thousand copies

of such report for use by the Secretary for distribution to Members of Congress and to State and other public or private agencies or organizations participating in or concerned with the social security program.

AMENDMENT MADE BY SECTION 34 OF THE BILL

The Migratory Bird Hunting Stamp Act of March 16, 1934

AN ACT To provide for the redemption by the Post Office Department of certain unsold Federal migratory-bird hunting stamps, and to clarify the requirements with respect to the age of hunters who must possess Federal migratory-bird hunting stamps

\* \* \* \* \*

SEC. 2. That the stamps required by this Act shall be issued and sold by the Post Office Department under regulations prescribed by the Postmaster General: *Provided*, That the stamps shall be sold at all post offices of the first- and second-class and at such others as the Postmaster General shall direct. For each such stamp sold under the provisions of this Act there shall be collected by the Post Office Department the sum of \$3. No such stamp shall be valid under any circumstances to authorize the taking of migratory waterfowl except in compliance with Federal and State laws and regulations and then only when the person so taking such waterfowl shall himself have written his signature in ink across the face of the stamp prior to such taking. Each such stamp shall expire and be void after the thirtieth day of June next succeeding its issuance. The Postmaster General, pursuant to regulations to be prescribed by him, shall provide for the redemption, on or before the thirtieth day of June of each [fiscal] year, of blocks composed of two or more attached unused stamps issued for such year that were sold on consignment to retail dealers for resale to their customers and that have not been resold by such dealers. As used in this section, the term "retail dealers" means persons regularly engaged in the business of retailing hunting or fishing equipment, and persons duly authorized to act as agents of a State or political subdivision thereof for the sale of State or county hunting or fishing licenses.

\* \* \* \* \*

AMENDMENT MADE BY SECTION 35 OF THE BILL

Tennessee Valley Authority Act of 1933

\* \* \* \* \*

SEC. 15d. (a) \* \* \*

\* \* \* \* \*

(f) The Corporation shall charge rates for power which will produce gross revenues sufficient to provide funds for operation, maintenance, and administration of its power system; payments to States and counties in lieu of taxes; debt service on outstanding bonds, including provision and maintenance of reserve funds and other funds

established in connection therewith; payments to the Treasury as a return on the appropriation investment pursuant to subsection (e) hereof; payment to the Treasury of the repayment sums specified in subsection (e) hereof; and such additional margin as the Board may consider desirable for investment in power system assets, retirement of outstanding bonds in advance of maturity, additional reduction of appropriation investment, and other purposes connected with the Corporation's power business, having due regard for the primary objectives of the Act, including the objective that power shall be sold at rates as low as are feasible. In order to protect the investment of holders of the Corporation's securities and the appropriation investment as defined in subsection (e) hereof, the Corporation, during each successive five-year period beginning with the five-year period which commences on July 1 of the first full fiscal year after the effective date of this section, shall apply net power proceeds either in reduction (directly or through payments into reserve or sinking funds) of its capital obligations, including bonds and the appropriation investment, or to reinvestment in power assets, at least to the extent of the combined amount of the aggregate of the depreciation accruals and other charges representing the amortization of capital expenditures applicable to its power properties plus the net proceeds realized from any disposition of power facilities in said period.

\* \* \* \* \*

SEC. 26. Commencing July 1, 1936, the proceeds for each fiscal year derived by the Board from the sale of power or any other products manufactured by the Corporation, and from any other activities of the Corporation including the disposition of any real or personal property, shall be paid into the Treasury of the United States [at the end of each calendar year] on March 31 of each year, save and except such part of such proceeds as in the opinion of the Board shall be necessary for the Corporation in the operation of dams and reservoirs, in conducting its business in generating, transmitting, and distributing electric energy and in manufacturing, selling, and distributing fertilizer and fertilizer ingredients. A continuing fund of \$1,000,000 is also excepted from the requirements of this section and may be withheld by the Board to defray emergency expenses and to insure continuous operation: *Provided*, That nothing in this section shall be construed to prevent the use by the Board, after June 30, 1936, of proceeds accruing prior to July 1, 1936, for the payment of obligations lawfully incurred prior to such latter date.

\* \* \* \* \*

AMENDMENT MADE BY SECTION 36 OF THE BILL

Section 208 of the Merchant Marine Act, 1936

SEC. 208. The Commission shall, [at the beginning of each regular session] by April 1 each year make a report to Congress, which shall include the results of its investigations, a summary of its transactions,

its recommendations for legislation, a statement of all receipts under this Act, and the purposes for which all expenditures were made.

AMENDMENT MADE BY SECTION 37 OF THE BILL

Section 4 of the Strategic and Critical Materials Stock Piling Act

SEC. 4. The Secretary of War and the Secretary of the Navy shall submit to the Congress, not later than six months after the approval of this Act, and [every six months] *not less often than twice annually* thereafter a written report detailing the activities with respect to stock piling under this Act, including a statement of foreign and domestic purchases, and such other pertinent information on the administration of the Act as will enable the Congress to evaluate its administration and the need for amendments and related legislation.

AMENDMENT MADE BY SECTION 38 OF THE BILL

Section 6 of the Alaskan Native Claims Settlement Act

ALASKA NATIVE FUND

SEC. 6. (a) There is hereby established in the United States Treasury an Alaska Native Fund into which the following moneys shall be deposited:

(1) \$462,500,000 from the general fund of the Treasury, which are authorized to be appropriated according to the following schedule:

(A) \* \* \*

\* \* \* \* \*

[(D) \$40,000,000 during the sixth fiscal year; and

[(E) \$30,000,000 during each of the next five fiscal years.]

(D) \$40,000,000 during the period beginning July 1, 1976, and ending September 30, 1976; and

(E) \$30,000,000 during each of the next five fiscal years, for transfer to the Alaska Native Fund in the fourth quarter of each fiscal year.

AMENDMENTS MADE BY SECTION 39 OF THE BILL

Section 901 of the Social Security Act

EMPLOYMENT SECURITY ADMINISTRATION ACCOUNT

Establishment of Account

SECTION 901. (a) \* \* \*

\* \* \* \* \*

Determination of Excess Amount To Be Retained in Employment Security Administration Account

(f) (1) \* \* \*

\* \* \* \* \*

(3) (A) The excess determined as provided in paragraph (2) as of the close of any [fiscal] year after June 30, 1972, shall be retained (as of the beginning of the succeeding [fiscal] year) in the employment security administration account until the amount in such account is equal to 40 percent of the amount of the total appropriation by the Congress out of the employment security administration account for the [fiscal] year for which the excess is determined. Three-eighths of the amount in the employment security administration account as of the beginning of any [fiscal] year after June 30, 1972, or \$150 million, whichever is the lesser, is authorized to be made available for such [fiscal] year pursuant to subsection (c) (1) for additional costs of administration due to an increase in the rate of insured unemployment for a calendar quarter of at least 15 percent over the rate of insured unemployment for the corresponding calendar quarter in the immediately preceding [fiscal] year.

\* \* \* \* \*

AMENDMENTS MADE BY SECTION 40 OF THE BILL

Section 1304 of the Public Health Service Act

GRANTS, CONTRACTS, AND LOAN GUARANTEES FOR PLANNING AND FOR INITIAL DEVELOPMENT COSTS

SEC. 1304. (a) The Secretary may—

\* \* \* \* \*

(j) Loan guarantees under subsection (a) (2) for planning projects may be made through [the fiscal year ending June 30, 1976] September 30, 1976, and loan guarantees under subsection (b) (1) (B) for initial development projects may be made through the fiscal year ending [June 30, 1977] September 30, 1977.

\* \* \* \* \*

AMENDMENT MADE BY SECTION 41 OF THE BILL

Section 903 of the Social Security Act

AMOUNTS TRANSFERRED TO STATE ACCOUNTS

In General

SEC. 903. (a) (1) \* \* \*

\* \* \* \* \*

## Use of Transferred Amounts

(c)(1) \* \* \*

\* \* \* \* \*

[(D) the appropriation law limits the total amount which may be obligated during a fiscal year to an amount which does not exceed the amount by which (i) the aggregate of the amounts transferred to the account of such State pursuant to subsections (a) and (b) during such fiscal year and the twenty-four preceding fiscal years, exceeds (ii) the aggregate of the amounts used by the State pursuant to this subsection and charged against the amounts transferred to the account of such State during such twenty-five fiscal years.

[For the purposes of subparagraph (D), amounts used by a State during any fiscal year shall be charged against equivalent amounts which were first transferred and which have not previously been so charged; except that no amount obligated for administration during any fiscal year may be charged against any amount transferred during a fiscal year earlier than the twenty-fourth preceding fiscal year.]

*(D) the appropriation law limits the total amount which may be obligated during a twelve-month period (as prescribed in the law of the State), or during a transitional period of less than twelve months caused by a change in the twelve-month period (as prescribed in the law of the State), to an amount which does not exceed the amount by which (i) the aggregate of the amounts transferred to the account of such State pursuant to subsections (a) and (b) during such twelve-month period or transitional period of less than twelve months and the twenty-four preceding twelve-month periods (including the transitional period of less than twelve months if it is within such twenty-four twelve-month periods) exceeds (ii) the aggregate of the amounts used by the State pursuant to this subsection and charged against the amounts transferred to the account of such State during such twenty-five twelve-month periods (and the transitional period of less than twelve months if it is within the twenty-five twelve-month periods).*

*For the purposes of subparagraph (D), amounts used by a State during any twelve-month period or transitional period of less than twelve months shall be charged against equivalent amounts which were transferred and which have not previously been so charged; except that no amount obligated for administration during any such period may be charged against any amount transferred during a twelve-month period or transitional period of less than twelve months earlier than the twenty-fourth preceding twelve-month period (including the transitional period of less than twelve months if it is within such twenty-four twelve-month periods).*

\* \* \* \* \*

## AMENDMENTS MADE BY SECTION 42 OF THE BILL

## Section 8147 of Title 5, United States Code

## § 8147. Employees' Compensation Fund

(a) \* \* \*

(b) Before August 15 of each year, the Secretary shall furnish to each agency and instrumentality of the United States having an employee who is or may be entitled to compensation benefits under this subchapter or any extension or application thereof a statement showing the total cost of benefits and other payments made from the Employees' Compensation Fund during the preceding [fiscal year] *July 1 through June 30 expense period* on account of the injury or death of employees or individuals under the jurisdiction of the agency or instrumentality. Each agency and instrumentality shall include in its annual budget estimates for the [next] fiscal year *beginning in the next fiscal year* a request for an appropriation in an amount equal to the costs. Sums appropriated pursuant to the request shall be deposited in the Treasury to the credit of the Fund within 30 days after they are available. An agency or instrumentality not dependent on an annual appropriation shall make the deposit required by this subsection from funds under its control *during the first fifteen days of October following the furnishing of the statement*. If an agency or instrumentality (or part or function thereof) is transferred to another agency or instrumentality, the cost of compensation benefits and other expenses paid from the Fund on account of the injury or death of employees of the transferred agency or instrumentality (or part or function) shall be included in costs of the receiving agency or instrumentality.

\* \* \* \* \*

## AMENDMENT MADE BY SECTION 43 OF THE BILL

## Section 313 of Title 37, United States Code

## § 313. Special pay: medical officers who execute active duty agreements.

(a) \* \* \*

\* \* \* \* \*

(e) The Secretary of Defense and the Secretary of Health, Education, and Welfare shall each submit a written report each year to the Committees on Armed Services of the Senate and House of Representatives regarding the operation of the special pay program authorized by this section. The report shall be on a fiscal year basis and shall contain—

(1) a review of the program for the fiscal year in which the report is submitted; and



(2) the plan for the program for the succeeding fiscal year. This report shall be submitted not later than [April 30] July 31 of each year, beginning in 1975.

AMENDMENTS MADE BY SECTION 44 OF THE BILL

Community Mental Health Centers Act

PART C—FACILITIES ASSISTANCE

ASSISTANCE AUTHORITY

SEC. 221. (a) \* \* \*

\* \* \* \* \*

(b) (1) \* \* \*

\* \* \* \* \*

(4) (A) \* \* \*

(B) The Federal percentages under clause (ii) of subparagraph (A) shall be promulgated by the Secretary, between [October] January 1 and [December] March 31 of each [even-] odd-numbered year, on the basis of the average of the per capita incomes of each of the States subject to such Federal percentages and of all the States subject to such percentages for the three most recent consecutive years for which satisfactory data are available from the Department of Commerce. Such promulgation shall be conclusive for each of the two fiscal years in the period beginning [July] October 1 next succeeding such promulgation.

AMENDMENTS MADE BY SECTION 45 OF THE BILL

Act of July 25, 1956

AN ACT To simplify accounting, facilitate the payment of obligations, and for other purposes

\* \* \* \* \*

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That (a) the account for each appropriation available for obligation for a definite period of time shall be closed as follows:

(1) \* \* \*

\* \* \* \* \*

(b) (1) Any obligated balance referred to in subsection (a) (1) of this section shall be transferred as follows:

(A) for any fiscal year or years ending on or before June 30, 1976, on that [June] September 30 which falls in the first month of [June] September which occurs twenty-four months after the end of such fiscal year or years for which the appropriation is available for obligation; and

(B) for the period commencing on July 1, 1976, and ending on September 30, 1976, and for any fiscal year commencing on or

after October 1, 1976, on September 30 of the second fiscal year following that period or the fiscal year or years, as the case may be, for which the appropriation is available for obligation.

(2) The withdrawals required by subsection (a) (2) of this section shall be made—

(A) for any fiscal year ending on or before June 30, 1976, not later than [September 30] November 15 of the fiscal year immediately following the fiscal year in which the period of availability for obligation expires; and

(B) for the period commencing on July 1, 1976, and ending on September 30, 1976, and for any fiscal year commencing on or after October 1, 1976, not later than November 15 following such period or fiscal year, as the case may be, in which the period of availability for obligation expires.

AMENDMENT MADE BY SECTION 46 OF THE BILL

SECTION 613 OF THE FOREIGN ASSISTANCE ACT OF 1961

SEC. 613. (a) \* \* \*

(c) Each agency or department shall report to the Secretary of the Treasury an inventory as of June 30, 1961, showing the amount of all foreign currencies acquired without payment of dollars on hand of each of the respective countries, and the Secretary of the Treasury shall consolidate these reports as of the same date and submit to the Congress this consolidated report broken down by agencies, by countries, by units of foreign currencies and their dollar equivalent. Thereafter, semiannually, similar reports are to be submitted by the agencies to the Treasury Department and then presented to the Congress by the Secretary of the Treasury. After submission of the report required to reflect inventories as of December 31, 1975, inventories shall be reported as of September 30, 1976, and semiannually thereafter.

AMENDMENTS MADE BY SECTION 47 OF THE BILL

SECTION 5008 OF THE INTERNAL REVENUE CODE OF 1954

SEC. 5008. ABATEMENT, REMISSION, REFUND, AND ALLOWANCE FOR LOSS OR DESTRUCTION OF DISTILLED SPIRITS.

\* \* \* \* \*

(c) LOSS OF DISTILLED SPIRITS WITHDRAWN FROM BOND FOR RECTIFICATION OR BOTTLING.—

(1) GENERAL.—Whenever any distilled spirits withdrawn from bond on payment or determination of tax for rectification or bottling are lost before removal from the premises of the distilled spirits plant to which removed from bond, the Secretary or his delegate shall, under such regulations as he may prescribe, abate, remit, or, without interest, credit or refund the tax imposed on such spirits under section 5001(a) (1) to the proprietor of the distilled spirits plant who withdrew the distilled spirits on pay-

ment or determination of tax for removal to his bottling premises, if it is established to the satisfaction of the Secretary or his delegate that—

(A) such loss occurred (i) by reason of accident while being removed from bond to bottling premises, or (ii) by reason of flood, fire, or other disaster, or (iii) by reason of accident while on the distilled spirits plant premises and amounts to 10 proof gallons or more in respect of any one accident; or

(B) such loss occurred (i) before the completion of the bottling and casing or other packaging of such spirits for removal from the bottling premises and (ii) by reason of, and was incident to, authorized rectifying, packaging, bottling, or casing operations (including losses by leakage or evaporation occurring during removal from bond to the bottling premises and during storage on bottling premises pending rectification or bottling).

(2) LIMITATION.—No abatement, remission, credit, or refund of taxes shall be made under this subsection—

(A) in any case where the claimant is indemnified or recompensed for the tax;

(B) in excess of the amount allowable under paragraph (3), in case of losses referred to in paragraph (1) (B); or

(C) unless a claim is filed, under such regulations as the Secretary or his delegate may prescribe, by the proprietor of the distilled spirits plant who withdrew the distilled spirits on payment or determination of tax, (i) within 6 months from the date of the loss in case of losses referred to in paragraph (1) (A), or (ii) within 6 months from the close of the [fiscal] computation year in which the loss occurred in case of losses referred to in paragraph (1) (B).

The quantity of distilled spirits lost within the meaning of subparagraph (B) of paragraph (1) shall be determined at such times and by such means or methods as the Secretary or his delegate shall by regulations prescribe.

(3) MAXIMUM LOSS ALLOWANCES.—

(A) If the alcoholic ingredients used in distilled spirits products during the fiscal year were distilled spirits withdrawn from bond by the proprietor of the bottling premises on payment or determination of tax, for removal to such premises, the loss allowable in such [fiscal] computation year under paragraph (1) (B) shall not be greater than the excess of losses over gains, and shall not exceed the maximum amount of loss allowable as shown in the following schedule:

<i>If total completions during the [fiscal] computation year in proof gallons are:</i>	<i>The maximum allowable loss in proof gallons is:</i>
Not over 24,000.....	2 percent of completions.
Over 24,000 but not over 120,000.....	480 proof gallons plus 1% of excess over 24,000.
Over 120,000 but not over 600,000.....	1,440 proof gallons plus .6% of excess over 120,000.
Over 600,000 but not over 2,400,000.....	4,320 proof gallons plus .3% of excess over 600,000.
Over 2,400,000.....	9,720 proof gallons plus .2% of excess over 2,400,000.

The Secretary or his delegate may, by regulations, reduce the amount of the maximum allowable losses in the preceding schedule when he finds that such adjustment is necessary for protection of the revenue, or increase the amount of such maximum allowable losses if he finds that such may be done without undue jeopardy to the revenue and is necessary to more nearly provide for the actual losses described in paragraph (1) (B). However, in no event shall allowable losses exceed 2 percent of total completions.

(B) If alcoholic ingredients other than distilled spirits withdrawn from bond by the proprietor of the bottling premises on payment or determination of tax, for removal to such premises, were used in distilled spirits products during the [fiscal] computation year, the loss allowable under paragraph (1) (B) shall be determined by first obtaining the amount that would have been allowable if all of the ingredients had been distilled spirits withdrawn from bond by the proprietor of the bottling premises on payment or determination of tax, for removal to such premises, and thereafter reducing this amount by an amount proportional to the percentage which the total proof gallons of such alcoholic ingredients bears to the total proof gallons of all alcoholic ingredients used in such distilled spirits products.

(C) As used in this subsection, the term "completions" means the distilled spirits products bottled and cased or otherwise packaged or placed in approved containers for removal from the bottling premises, and the term "[fiscal] computation year" means the period from July 1 of a calendar year through June 30 of the following year.

(D) The Secretary or his delegate may, under such regulations and conditions as he may prescribe, make tentative allowances for losses provided for in paragraph (1) (B), for fractional parts of a year, which allowances shall be computed by the procedures prescribed in paragraphs (3) (A) and (3) (B), except that the numerical values for the completions and for the maximum allowable losses in proof gallons in the schedule in paragraph (3) (A) shall be divided by the number of such fractional parts within the [fiscal] computation year.

(E) the loss allowable to any proprietor qualifying for abatement, remission, credit, or refund of taxes under paragraph (1) (B) shall not exceed the quantity which would be allowed by a tentative estimates schedule constructed in accordance with paragraph (3) (D) for the portion of the [fiscal] computation year that such proprietor was qualified to operate the distilled spirits plant.

(F) Notwithstanding the limitations contained in the schedule in paragraph (3) (A) the Secretary or his delegate may, under such regulations as he may prescribe, in addition to the losses allowable under paragraphs (1) (A) and (1) (B), allow actual determined losses incurred in the manufacture of gin and vodka where produced in closed systems in a manner similar to that authorized on bonded premises.

(4) ELIGIBLE PROPRIETORS.—

(A) The term "proprietor" as used in this subsection and in subsection (b) (2) shall, in the case of a corporation, include all affiliated or subsidiary corporations who are qualified during the [fiscal] computation year for successive operation of the same bottling premises and who make joint application to the Secretary or his delegate to be treated as one proprietor for the purposes of this subsection and subsection (b) (2) and who comply with such conditions as the Secretary or his delegate may by regulations prescribe.

(B) For the purposes of this subsection and subsection (b) (2) a proprietor of bottling premises of a distilled spirits plant who makes application to the Secretary or his delegate for the withdrawal of distilled spirits from bond on payment of tax for removal to such bottling premises shall be deemed to be the proprietor who withdrew distilled spirits on payment of tax, and the distilled spirits withdrawn pursuant to such application shall be deemed to have been withdrawn by such proprietor on payment of tax, whether or not he was the person who paid the tax.

(5) DISTILLED SPIRITS RETURNED TO BOTTLING PREMISES.—Distilled spirits withdrawn from bond on payment or determination of tax for rectification or bottling which are removed from bottling premises and subsequently returned to the premises from which removed may be dumped and gauged after such return under such regulations as the Secretary or his delegate may prescribe, and subsequent to such gauge shall be eligible for allowance of loss under this subsection as though they had not been removed from such bottling premises.

\* \* \* \* \*

AMENDMENTS MADE BY SECTION 48 OF THE BILL

Education Amendments of 1974

TREATMENT OF PUERTO RICO AS A STATE

SEC. 843. (a) (1) \* \* \*

\* \* \* \* \*

(d) Notwithstanding any provision of part A of title I of the Elementary and Secondary Education Act of 1965, the amount which the Commonwealth of Puerto Rico is eligible to receive under subpart 1 of such part A or under sections 121, 122, or 123 for the fiscal year ending June 30, 1975, shall not exceed 50 per centum of the full amount the Commonwealth of Puerto Rico would receive (after required ratable reductions) under such subpart or section but for this subsection, and for the fiscal years ending June 30, 1976, [June] September 30, 1977, and [June] September 30, 1978, such amount shall not exceed 75 per centum of the full amount the Commonwealth of Puerto Rico would receive (after required ratable reductions) under such subpart or section but for this subsection.

\* \* \* \* \*

AMENDMENTS TO SECTIONS 3, 5, AND 7 OF PUBLIC LAW 874, EIGHTY-FIRST CONGRESS

SEC. 305. (a) (1) \* \* \*

(2) (A) (i) Notwithstanding any other provision of law unless enacted in express limitation of this subparagraph—

(I) in the case of any local educational agency which is entitled to a payment under section 3 of the Act of September 30, 1950 (Public Law 874, Eighty-first Congress) for the fiscal year ending June 30, 1973, which constituted an amount equal to not less than 10 per centum of the current expenditures of such agency for such fiscal year, the amount paid to such agency pursuant to such Act of September 30, 1950, for any fiscal year beginning after June 30, 1974, and ending prior to [July] October 1, 1978, on the basis of the entitlement of that agency under such section 3, shall not be less than 90 per centum of the amount paid to such agency on the basis of such entitlement for the preceding fiscal year; and

(II) in the case of any other local educational agency, the amount so paid during any fiscal year beginning after June 30, 1974, and ending prior to [July] October 1, 1978, shall not be less than 80 per centum of the amount so paid for the preceding fiscal year.

In the case of any local educational agency which is eligible prior to July 1, 1975, for a payment under section 3 of the Act of September 30, 1950 (Public Law 874, Eighty-first Congress) by reason of the 3 per centum requirement in clause (B) of section 3(c) (2) of such Act, as in effect prior to the effective date of the amendment made by paragraph (1) of subsection (a), but which fails to meet such requirement in any fiscal year ending prior to [July] October 1, 1977, such agency shall continue to be eligible for a payment under such section 3 as then in effect for the two succeeding fiscal years, but the payment under such section during the second of such succeeding fiscal years shall not exceed 50 per centum of the amount of the payment such agency was entitled to receive during the most recent fiscal year in which it was so eligible by reason of such clause (B).

\* \* \* \* \*

AMENDMENTS MADE BY SECTION 49 OF THE BILL

ELEMENTARY AND SECONDARY EDUCATION ACT OF 1974

\* \* \* \* \*

PART A—BASIC GRANTS

SUBPART 1—GRANTS TO LOCAL EDUCATIONAL AGENCIES

GRANTS—AMOUNTS AND ELIGIBILITY

SEC. 103. (a) (1) \* \* \*

\* \* \* \* \*

(c) (1) The number of children to be counted for purposes of this section is the aggregate of (A) the number of children aged five to seventeen, inclusive, in the school district of the local educational

agency from families below the poverty level as determined under paragraph (2) (A), (B) two-thirds of the number of children aged five to seventeen, inclusive, in the school district of such agency from families above the poverty level as determined under paragraph (2) (B), and (C) the number of children aged five to seventeen, inclusive, in the school district of such agency living in institutions for neglected or delinquent children (other than such institutions operated by the United States) but not counted pursuant to section 123 for the purposes of a grant to a State agency, or being supported in foster homes with public funds.

(2)(A) For the purposes of this section, the Commissioner shall determine the number of children aged five to seventeen, inclusive, from families below the poverty level on the basis of the most recent satisfactory data available from the Department of Commerce for local educational agencies (or, if such data are not available for such agencies, for counties); and in determining the families which are below the poverty level, the Commissioner shall utilize the criteria of poverty used by the Bureau of the Census in compiling the 1970 decennial census.

(B) For purposes of this section, the Secretary of Health, Education, and Welfare shall determine the number of children aged five to seventeen, inclusive, from families above the poverty level on the basis of the number of such children from families receiving an annual income, in excess of the current criteria of poverty, from payments under the program of aid to families with dependent children under a State plan approved under title IV of the Social Security Act; and in making such determinations the Secretary shall utilize the criteria of poverty used by the Bureau of the Census in compiling the 1970 decennial census for a nonfarm family of four in such form as those criteria have been updated by increases in the Consumer Price Index. The Secretary shall determine the number of such children and the number of children of such ages living in institutions for neglected or delinquent children, or being supported in foster homes with public funds, on the basis of the caseload data for the month of [January] October of the preceding fiscal year (using, in the case of children described in the preceding sentence, the criteria of poverty and the form of such criteria required by such sentence which were determined for the [second] calendar year preceding such month of [January] October or, to the extent that such data are not available to him before [April] January 1 of the [calendar] fiscal year in which the Secretary's determination is made, then on the basis of the most recent reliable data available to him at the time of such determination.

\* \* \* \* \*

TITLE IV—GENERAL

ADMINISTRATION

\* \* \* \* \*

DEFINITIONS

SEC. 403. For the purposes of this Act—

(1) The term "Federal property" means real property which is owned by the United States or is leased by the United States, and

which is not subject to taxation by any State or any political subdivision of a State or by the District of Columbia. Such term includes (A) except for purposes of section 6, real property held in trust by the United States for individual Indians or Indian tribes, and real property held by individual Indians or Indian tribes which is subject to restrictions on alienation imposed by the United States, (B) for one year beyond the end of the fiscal year in which occurred the sale or transfer thereof by the United States, any property considered prior to such sale or transfer to be Federal property for the purposes of this act, (C) any low-rent housing whether or not owned by the United States which is part of a low-rent housing project assisted under the United States Housing Act of 1937, section 516 of the Housing Act of 1949, or part B of title III of the Economic Opportunity Act of 1964, and (D) any school which is providing flight training to members of the Air Force under contractual arrangements with the Department of the Air Force at an airport which is owned by a State or a political subdivision of a State. Such term also includes any interest in Federal property (as defined in the foregoing provisions of this paragraph) under an easement, lease, license, permit, or other arrangement, as well as any improvements of any nature (other than pipelines or utility lines) on such property even though such interests or improvements are subject to taxation by a State or political subdivision of a State or by the District of Columbia. Notwithstanding the foregoing provisions of this paragraph, such term does not include any real property under the jurisdiction of the Post Office Department and used primarily for the provision of postal services.

(2) The term "child," except as used in title II, means any child who is within the age limits for which the applicable State provides free public education.

(3) The term "parent" includes a legal guardian or other person standing in loco parentis.

(4) The term "free public education" means education which is provided at public expense, under public supervision and direction, and without tuition charge, and which is provided as elementary or secondary school education in the applicable State, except that for the purposes of title II such term does not include any education provided beyond grade 12.

(5) The term "current expenditures" means expenditures for free public education, including expenditures for administration, instruction, attendance and health services, pupil transportation services, operation and maintenance of plant, fixed charges, and net expenditures to cover deficits for food services and student body activities, but not including expenditures for community services, capital outlay, and debt service, or any expenditures made from funds granted under title II of this Act or title II or III of the Elementary and Secondary Education Act of 1965.

(6) (A) For purposes of title I, the term "local educational agency" means a board of education or other legally constituted local school authority having administrative control and direction of free public education in a county, township, independent, or other school district located within a State. Such term includes any State agency which directly operates and maintains facilities for providing free public education.

(B) For purposes of title II, the term "local educational agency" means a public board of education or other public authority legally constituted within a State for either administrative control or direction of, or to perform a service function for, public elementary or secondary schools in a city, county, township, school district, or other political subdivision of a State, or such combination of school districts or counties as are recognized in a State as an administrative agency for its public elementary or secondary schools. Such term includes any other public institution or agency having administrative control and direction of a public elementary or secondary school, and it also includes (except for purposes of sections 203(a)(2), 203(b), and 205(a)(1)) any State agency which is directly responsible for providing free public education for handicapped children (including mentally retarded, hard of hearing, deaf, speech impaired, visually handicapped, seriously emotionally disturbed, crippled, or other health impaired children who by reason thereof require special education) or for children in institutions for neglected or delinquent children.

(7) The term "State educational agency" means the officer or agency primarily responsible for the State supervision of public elementary and secondary schools.

(8) The term "State" means a State, Puerto Rico, Wake Island, Guam, the District of Columbia, American Samoa, or the Virgin Islands, and for purposes of title II, such term includes the Trust Territory of the Pacific Islands.

(9) The terms "Commissioner of Education" and "Commissioner" means the United States Commissioner of Education.

(10) Average daily attendance shall be determined in accordance with State law, except that (A) the average daily attendance of children with respect to whom payment is to be made under section 3 or 4 of this Act shall be determined in accordance with regulations of the Commissioner, and (B) notwithstanding any other provision of this Act, where the local educational agency of the school district in which any child resides makes or contracts to make a tuition payment for the free public education of such child in a school situated in another school district, for purposes of this Act the attendance of such child at such school shall be held and considered (i) to be attendance at a school of the local educational agency so making or contracting to make such tuition payment, and (ii) not to be attendance at a school of the local educational agency receiving such tuition payment or entitled to receive such payment under the contract.

(11) The term "county" means those divisions of a State utilized by the Secretary of Commerce in compiling and reporting data regarding counties.

(12) The term "construction" includes the preparation of drawings and specifications for school facilities; erecting, building, acquiring, altering, remodeling, improving, or extending school facilities; and the inspection and supervision of the construction of school facilities.

(13) The term "school facilities" means classrooms and related facilities (including initial equipment) for free public education and interests in land (including site, grading, and improvements) on which such facilities are constructed, except that such term does not include

those gymnasiums and similar facilities intended primarily for exhibitions for which admission is to be charged to the general public.

(14) The term "equipment" includes machinery, utilities, and built-in equipment and any necessary enclosures or structures to house them, and includes all other items necessary for the functioning of a particular facility as a facility for the provision of educational services, including items such as instructional equipment and necessary furniture, printed, published, and audio-visual instructional materials, and books, periodicals, documents, and other related materials.

(15) For the purpose of title II, the term "elementary school" means a day or residential school which provides elementary education, as determined under State law, and the term "secondary school" means a day or residential school which provides secondary education, as determined under State law, except that it does not include any education provided beyond grade 12.

(16) For purposes of title II, the "average per pupil expenditure" in a State, or in the United States, shall be the aggregate current expenditures, during the [second] *third* fiscal year preceding the fiscal year for which the computation is made (or if satisfactory data for that year are not available at the time of computation, then during the most recent preceding fiscal year for which satisfactory data are available, of all local educational agencies as defined in section 403(6)(B) in the State, or in the United States (which for the purposes of this subsection means the fifty States, and the District of Columbia), as the case may be, plus any direct current expenditures

\* \* \* \* \*

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# Ninety-fourth Congress of the United States of America

AT THE SECOND SESSION

*Begun and held at the City of Washington on Monday, the nineteenth day of January,  
one thousand nine hundred and seventy-six*

## An Act

To provide permanent changes in laws necessary because of the October-September fiscal year.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That this Act may be cited as the "Fiscal Year Adjustment Act".*

SEC. 2. The following provisions of law are amended by deleting "June", wherever it appears, and inserting "September" in lieu thereof:

(1) section 4(a)(2) of the Agriculture and Consumer Protection Act of 1973, as amended (Public Law 93-347; 7 U.S.C. 612c note);

(2) section 406(c) and 410(a) of the Rural Electrification Act of 1936 (7 U.S.C. 946(c) and 950(a));

(3) sections 5234, 5451, 5662(b), 5711(b), 5785, and 6386 of title 10, United States Code;

(4) section 203(d)(2) of the Federal Credit Union Act (12 U.S.C. 1783(d)(2));

(5) section 4(c)(6) of the Small Business Act (15 U.S.C. 633(c)(6));

(6) the paragraph headed "Reimbursement for Net Realized Losses" of title III of the Act of November 2, 1965 (15 U.S.C. 713a-11a);

(7) section 2 of the Land and Water Conservation Fund Act, as amended (16 U.S.C. 4601-5);

(8) section 4(c) of the Fish and Wildlife Act of 1956 (70 Stat. 1121), as amended (16 U.S.C. 742c(c));

(9) section 1 of the Act of September 18, 1972 (16 U.S.C. 576c);

(10) section 4 of the Central, Western, and South Pacific Fisheries Development Act (86 Stat. 744; 16 U.S.C. 758a note);

(11) section 16(b) of the Wild and Scenic Rivers Act (16 U.S.C. 1287(b));

(12) section 102 of the Elementary and Secondary Education Act of 1965 (20 U.S.C. 241b);

(13) section 3 of the Act of September 23, 1950 (20 U.S.C. 633);

(14) section 3(a) of the Special Projects Act (20 U.S.C. 1852(a));

(15) paragraphs (1) and (2) of section 406(f) and section 409 of the Education Amendments of 1974 (20 U.S.C. 1865(f)(1) and (2), and 1867);

(16) the matter preceding paragraph (1) of section 20(a) of the Act of June 26, 1934, as amended (31 U.S.C. 725s);

(17) section 402 of the Act of November 13, 1966 (31 U.S.C. 757f), except for the reference to June 30, 1967;

(18) section 2 of the Act of May 6, 1974 (Public Law 93-274; 37 U.S.C. 313(e) note);

(19) section 756(e) of title 40, United States Code;

(20) section 903(a)(2)(A) of the Social Security Act, as amended (42 U.S.C. 1103(a)(2)(A));

## S. 2445—2

(21) sections 435(b), 1305(d), and 1620 of the Public Health Service Act (42 U.S.C. 289c-2(b), 300e-4(d), and 300q);

(22) section 11(d) of the Railroad Unemployment Insurance Act (45 U.S.C. 361(d));

(23) sections 217(g)(2)(B), 217(g)(3) and (4), and 1118 of the Social Security Act (42 U.S.C. 417(g)(2)(B), 417(g)(3) and (4), 1318);

(24) section 3 of the Act of September 6, 1958 (42 U.S.C. 1893);

(25) sections 203 and 505(b) of the Public Works and Economic Development Act of 1965, as amended (42 U.S.C. 3143 and 3185(b));

(26) section 304(a) of the Comprehensive Alcohol Abuse and Alcoholism Prevention, Treatment, and Rehabilitation Act of 1970 (42 U.S.C. 4574(a));

(27) section 246 of the Juvenile Justice and Delinquency Prevention Act of 1974 (42 U.S.C. 5656);

(28) subsection (b) of the first section of title II of the Act of August 28, 1937, as amended (43 U.S.C. 1181f(b));

(29) section 303(b) of the Act of September 8, 1950, as amended (50 U.S.C. App. 2093(b)); and

(30) section 15d of the Tennessee Valley Authority Act of 1933, as amended (16 U.S.C. 831n-4(e)).

Sec. 3. The following provisions of law are amended by deleting "July", wherever it appears, and inserting "October" in lieu thereof—

(1) section 4 of the Act of August 30, 1890 (7 U.S.C. 326);

(2) section 7 of the Act of March 2, 1887, as amended (7 U.S.C. 361g);

(3) section 5(a) of the Commercial Fisheries Research and Development Act of 1964 (78 Stat. 198; 16 U.S.C. 779c(a));

(4) sections 5(b) and 201(b) of the Land and Water Conservation Fund Act (16 U.S.C. 460l-7(b) and 460l-11(b));

(5) sections 2, 3(b), 4(a), 5(e)(1), 7(a)(1)(A) and (B), and 303(a)(1) of the Act of September 30, 1950, as amended (20 U.S.C. 237, 238(b), 239(a), 240(e)(1), 241-1(a)(1)(A) and (B), and 241bb(a)(1));

(6) section 16(a)(1)(A) of the Act of September 23, 1950 (20 U.S.C. 646(a)(1)(A));

(7) sections 723(a)(2) and 731(c)(1) of the Bilingual Education Act (20 U.S.C. 880b-9(a)(2), and 880b-10(c)(1));

(8) sections 125, 148(c), 151(i), 305(c), and 309(c) of the Elementary and Secondary Education Act of 1965 (20 U.S.C. 241c-5, 241l(c), 241o(i), 844a(c), and 847a(c));

(9) section 439(h)(2) of the Higher Education Act of 1965 (20 U.S.C. 1087-2(h)(2));

(10) section 311(b) of the Adult Education Act (20 U.S.C. 1209(b));

(11) section 442(a) of the Education Amendments of 1972 (20 U.S.C. 1221g(a));

(12) section 412(b) of the General Education Provisions Act (20 U.S.C. 1225(b));

(13) section 104(a)(5) of the Vocational Education Act of 1963 (20 U.S.C. 1244(a)(5));

(14) section 604(b) of the Education of the Handicapped Act (20 U.S.C. 1403(b));

(15) section 3(c)(1) of the Environmental Education Act (20 U.S.C. 1532(c)(1));



- (16) section 306(c) of the Controlled Substances Act (21 U.S.C. 826(c));
- (17) section 7(e) of the Fisherman's Protective Act of 1967 (82 Stat. 729), as amended (22 U.S.C. 1977);
- (18) section 301(a) of the Rehabilitation Act of 1973 (29 U.S.C. 771(a));
- (19) section 8 of the Act of March 4, 1923, as amended (36 U.S.C. 131);
- (20) section 106(f) (3) of the Water Pollution Control Act (33 U.S.C. 1256(f) (3));
- (21) section 301a(e) of title 37, United States Code;
- (22) section 5(6) of the Wagner-O'Day Act, as amended (41 U.S.C. 48b(6));
- (23) sections 903(a) (2) and 903(b) (1) of the Social Security Act, as amended (42 U.S.C. 1103(a) (2) and 1103(b) (1)); and
- (24) section 715 of the Civil Rights Act of 1964, as amended (42 U.S.C. 2000e-14).

SEC. 4. The following provisions of law are amended by deleting "June" and "July", wherever they appear, and inserting "September" and "October", respectively, in lieu thereof—

- (1) section 4(a) of the Act of September 2, 1937 (50 Stat. 918), as amended (16 U.S.C. 669c(a));
- (2) section 4 of the Act of August 9, 1950 (64 Stat. 432), as amended (16 U.S.C. 777c);
- (3) section 2 of the Commercial Fisheries Research and Development Act of 1964 (78 Stat. 197; 16 U.S.C. 779);
- (4) section 410(a) (7) of the Act of November 19, 1969 (50 U.S.C. 1436(a) (7)); and
- (5) section 1310(d) of the Supplemental Appropriation Act, 1952, as amended (5 U.S.C. 3101 note).

SEC. 5. The following provisions of law are amended by deleting "December", wherever it appears, and inserting "March" in lieu thereof—

- (1) section 9(a) of the Tennessee Valley Authority Act of 1933, as amended (16 U.S.C. 831h(a));
- (2) section 657(a) of the Foreign Assistance Act of 1961, as amended (22 U.S.C. 2417(a));
- (3) section 8 of the Act of June 13, 1888, as amended (29 U.S.C. 6);
- (4) section 103(a) of the Act of June 6, 1972 (31 U.S.C. 1203(a));
- (5) section 519 of the Omnibus Crime Control and Safe Streets Act, as amended (42 U.S.C. 3767); and
- (6) section 410(d) of the Act of November 19, 1969 (50 U.S.C. 1436(d)).

SEC. 6. The following provisions of law are amended by deleting "December" and "June", wherever they appear, and inserting "March" and "September", respectively, in lieu thereof—

- (1) section 634(f) of the Foreign Assistance Act of 1961, as amended (22 U.S.C. 2394(f));
- (2) section 35 of the Act of February 25, 1920, as amended (30 U.S.C. 191); and
- (3) section 2677(c) of title 10, United States Code.

SEC. 7. The following provisions of law are amended by deleting "September", wherever it appears and inserting "December" in lieu thereof—

- (1) section 9(a) of the Act of July 22, 1963 (7 U.S.C. 390h(a));
- (2) section 308(a) of the Public Health Service Act (42 U.S.C. 242m(a));
- (3) sections 901(b) and 901(d) of the Agricultural Act of 1970 (42 U.S.C. 3122(b) and 3122(d)); and
- (4) section 603(b)(4) of the Rural Development Act of 1972 (7 U.S.C. 2204(b)).

SEC. 8. The following provisions of law are amended by deleting "September 30", wherever it appears, and inserting "December 31" in lieu thereof—

- (1) section 3(a) of the Act of July 25, 1956 (31 U.S.C. 703(a));
- (2) section 1(i) of the Wagner-O'Day Act, as amended (41 U.S.C. 46); and
- (3) section 204(b)(5) of the Juvenile Justice and Delinquency Prevention Act of 1974 (42 U.S.C. 5614).

SEC. 9. The following provisions of law are amended by deleting "July" and "September", wherever they appear, and inserting "October" and "December", respectively, in lieu thereof—

- (1) section 2 of the Act of August 30, 1890 (7 U.S.C. 324);
- (2) section 5 of the Act of March 2, 1887, as amended (7 U.S.C. 361e); and
- (3) section 103(d)(2) of the Vocational Education Act of 1963 (20 U.S.C. 1243(d)(2)).

SEC. 10. Section 8(a)(2) of the Rehabilitation Act of 1973 (29 U.S.C. 707(a)(2)) is amended by deleting "July" and "September 30", wherever they appear, and inserting "October" and "December 31" in lieu thereof.

SEC. 11. The following provisions of law are amended by deleting "January", wherever it appears and inserting "April" in lieu thereof—

- (1) section 10 of the Rural Electrification Act of 1936 (7 U.S.C. 910);
- (2) sections 279, 686, and 2110(b) of title 10, United States Code;
- (3) sections 3(f) and 4(g) of the National Science Foundation Act of 1950, as amended (42 U.S.C. 1862(f) and 1863(g));
- (4) section 21 of the Interstate Commerce Act, as amended (49 U.S.C. 21); and
- (5) section 6 of the Trading With the Enemy Act, as amended (50 U.S.C. App. 6).

SEC. 12. The following provisions of law are amended by deleting "March" and inserting "June" in lieu thereof—

- (1) paragraph (1) of section 406(d) of the General Education Provisions Act (20 U.S.C. 1221e-1(d));
- (2) section 105(a)(2) of the Act of October 20, 1972 (31 U.S.C. 1224(a)(2)); and
- (3) section 204(b)(6) of the Juvenile Justice and Delinquency Prevention Act of 1974 (42 U.S.C. 5614).

SEC. 13. The following provisions of law are amended by deleting "March 31" and inserting "June 30" in lieu thereof—

- (1) section 442(b)(6) of the Education Amendments of 1972 (20 U.S.C. 1221g(b)(6)); and
- (2) section 604(b) of the Education of the Handicapped Act (20 U.S.C. 1403(b)).

SEC. 14. Section 410(b)(1) of the Act of November 19, 1969 (50 U.S.C. 1436(b)(1)), is amended by deleting "November", wherever it appears, and inserting "February" in lieu thereof.

SEC. 15. Section 4 of the Act of May 8, 1914, as amended (7 U.S.C. 344), is amended by deleting "July" the first time it appears, and "January" the last time it appears, and inserting "October" and "April", respectively, in lieu thereof.

SEC. 16. Section 217(g)(1) of the Social Security Act (42 U.S.C. 417(g)(1)) is amended to read as follows:

"(g)(1) In September of 1965, 1970, and 1975, and in October 1980 and in every fifth October thereafter up to and including October 2010, the Secretary shall determine the amount which, if paid in equal installments at the beginning of each fiscal year in the period beginning—

"(A) with July 1, 1965, in the case of the first such determination, and

"(B) with the beginning of the first fiscal year commencing after the determination in the case of all other such determinations,

and ending with the close of September 30, 2015, would accumulate, with interest compounded annually, to an amount equal to the amount needed to place each of the Trust Funds and the Federal Hospital Insurance Trust Fund in the same position at the close of September 30, 2015, as he estimates they would otherwise be in at the close of that date if section 210 of this Act as in effect prior to the Social Security Act Amendments of 1950, and this section, had not been enacted. The rate of interest to be used in determining such amount shall be the rate determined under section 201(d) for public-debt obligations which were or could have been issued for purchase by the Trust Funds in the June preceding the September in which the determinations in 1965, 1970, and 1975 are made and in the September preceding the October in which all other determinations are made."

SEC. 17. Section 437(b) of the General Education Provisions Act (20 U.S.C. 1232f(b)), is amended by deleting "October" and inserting "January" in lieu thereof.

SEC. 18. Section 209(e)(1) of the Highway Revenue Act of 1956 (23 U.S.C. 120 note), is amended by deleting "March" and "June 30" and inserting "June" and "September 30", respectively, in lieu thereof.

SEC. 19. Section 522 of title 28, United States Code, is amended by deleting "at the beginning of each regular session of Congress" and inserting "by April 1 of each year" in lieu thereof.

SEC. 20. Section 2(b) of the Act of July 31, 1947 (30 U.S.C. 602(b)), is amended by deleting "January" and "July" and inserting "April" and "October", respectively, in lieu thereof.

SEC. 21. Section 13 of the National Capital Planning Act of 1952 (40 U.S.C. 74), is amended by deleting "December" and "September" and inserting "March" and "December", respectively, in lieu thereof.

SEC. 22. Sections 423(c) and 1101(a)(8)(B) of the Social Security Act (42 U.S.C. 623(c) and 1301(a)(8)(B)), are amended by deleting "July" and "August 31", wherever they appear, and inserting "October" and "November 30", respectively, in lieu thereof.

SEC. 23. Section 903(a)(2)(B) of the Social Security Act, as amended (42 U.S.C. 1103(a)(2)(B)) is amended by deleting "May", wherever it appears, and inserting "August" in lieu thereof.

SEC. 24. Section 6 of the National Aeronautics and Space Administration Authorization Act, 1970 (83 Stat. 196), as amended by section 7 of the National Aeronautics and Space Administration Authorization Act, 1971 (84 Stat. 372; 52 U.S.C. 2462), is further amended by deleting "July", "June", "November", and "December" in

sections 6(a)(6), 6(b)(1), and 6(d), and inserting "October", "September", "February", and "March", respectively, in lieu thereof.

SEC. 25. Section 510 of the Public Works and Economic Development Act of 1965 as amended (42 U.S.C. 3189), is amended by deleting "January 31" and inserting "April 30" in lieu thereof.

SEC. 26. Section 707 of the Public Works and Economic Development Act of 1965, as amended (42 U.S.C. 3217), is amended by deleting "January 3" and inserting "April 1" in lieu thereof.

SEC. 27. Section 213 of the Merchant Marine Act, 1936 (49 Stat. 1991), as amended (46 U.S.C. 1123), is amended by deleting "July" and inserting "October" in lieu thereof.

SEC. 28. Section 1111 of title 44, United States Code, is amended by deleting "November" and "December" wherever they appear, and inserting "February" and "March", respectively, in lieu thereof.

SEC. 29. Section 10(5) of the Service Contract Act of 1965, as amended (41 U.S.C. 358(5)), is amended by deleting "For the fiscal year ending June 30, 1977, and for each fiscal year thereafter" and inserting "On or after July 1, 1976" in lieu thereof.

SEC. 30. Section 139 of title 2, United States Code, is amended by deleting "at the beginning of each regular session" and inserting "not later than April 1" in lieu thereof.

SEC. 31. Section 27(j) of the Consumer Product Safety Act (15 U.S.C. 2076(j)), is amended by deleting "on or before October 1 of each year" and inserting "at the beginning of each regular session of Congress" in lieu thereof.

SEC. 32. (a) Section 263(b) of the Juvenile Justice and Delinquency Prevention Act of 1974 (42 U.S.C. 5601 note), is amended by deleting "thirty-first day of the eighth" and inserting "thirtieth day of the eleventh" in lieu thereof.

(b) Section 261 of such Act is amended by striking "June 30, 1977" and inserting in lieu thereof "September 30, 1977".

(c) Section 331 of such Act is amended by striking "June 30, 1975, 1976, and 1977" and inserting in lieu thereof "June 30, 1975, and 1976, and September 30, 1977".

SEC. 33. Section 704 of the Social Security Act (42 U.S.C. 904) is amended by deleting "at the beginning" and inserting "within one hundred and twenty days after the beginning" in lieu thereof.

SEC. 34. The Migratory Bird Hunting Stamp Act of March 16, 1934 (48 Stat. 452), as amended (16 U.S.C. 718 et seq.), is amended by deleting the word "fiscal" wherever it appears therein.

SEC. 35. (a) Section 15d(f) of the Tennessee Valley Authority Act of 1933, as amended (16 U.S.C. 831n-4(f)), is amended by adding the following at the end thereof: "As of October 1, 1975, the five-year periods described herein shall be computed as beginning on October 1 of that year and of each fifth year thereafter."

(b) Section 26 of the Tennessee Valley Authority Act of 1933, as amended (16 U.S.C. 831y), is amended by deleting "at the end of each calendar year" and inserting "on March 31 of each year" in lieu thereof.

SEC. 36. Section 208 of the Merchant Marine Act, 1936 (49 Stat. 1988), as amended (46 U.S.C. 1118), is amended by deleting "at the beginning of each regular session" and inserting "by April 1 each year" in lieu thereof.

SEC. 37. Section 4 of the Strategic and Critical Materials Stock Piling Act (50 U.S.C. 98c) is amended by deleting "every six months" and inserting "not less often than twice annually" in lieu thereof.

SEC. 38. Sections 6(a)(1)(D) and (E) of the Alaska Native Claims Settlement Act (43 U.S.C. 1605) are amended to read as follows:

“(D) \$40,000,000 during the period beginning July 1, 1976, and ending September 30, 1976; and

“(E) \$30,000,000 during each of the next five fiscal years, for transfer to the Alaska Native Fund in the fourth quarter of each fiscal year.”.

SEC. 39. Section 901(f)(3)(A) of the Social Security Act (42 U.S.C. 1101(f)(3)(A)) is amended by deleting “fiscal” the last time it appears therein.

SEC. 40. Section 1304(j) of the Public Health Service Act (42 U.S.C. 300e-3(j)) is amended by (1) striking out “the fiscal year ending June 30, 1976” and inserting in lieu thereof “September 30, 1976”, and (2) striking out “June 30, 1977” and inserting in lieu thereof “September 30, 1977”.

SEC. 41. Section 903(c)(2)(D) of the Social Security Act (42 U.S.C. 1103(c)(2)(D)), and the sentence following subparagraph (D), are amended to read as follows:

“(D) the appropriation law limits the total amount which may be obligated during a twelve-month period (as prescribed in the law of the State), or during a transitional period of less than twelve months caused by a change in the twelve-month period (as prescribed in the law of the State), to an amount which does not exceed the amount by which (i) the aggregate of the amounts transferred to the account of such State pursuant to subsections (a) and (b) during such twelve-month period or transitional period of less than twelve months and the twenty-four preceding twelve-month periods (including the transitional period of less than twelve months if it is within such twenty-four twelve-month periods) exceeds (ii) the aggregate of the amounts used by the State pursuant to this subsection and charged against the amounts transferred to the account of such State during such twenty-four twelve-month periods (and the transitional period of less than twelve months if it is within the twenty-four twelve-month periods).

For the purposes of subparagraph (D), amounts used by a State during any twelve-month period or transitional period of less than twelve months shall be charged against equivalent amounts which were transferred and which have not previously been so charged; except that no amount obligated for administration during any such period may be charged against any amount transferred during a twelve-month period or transitional period of less than twelve months earlier than the twenty-fourth preceding twelve-month period (including the transitional period of less than twelve months if it is within such twenty-four twelve-month periods).”.

SEC. 42. Section 8147(b) of title 5, United States Code (Federal Employees' Compensation Act), is amended by (1) striking out “fiscal year” in the first sentence and inserting “July 1 through June 30 expense period” in lieu thereof, (2) striking out “next” and, after “fiscal year”, inserting “beginning in the next calendar year”, in the second sentence, and (3) inserting “during the first fifteen days of October following the furnishing of the statement” after “control” in the fourth sentence.

SEC. 43. Section 313(e) of title 37, United States Code, is amended by deleting “April 30” and inserting “July 31” in lieu thereof.

SEC. 44. Section 221(b)(4)(B) of the Community Mental Health Centers Act (42 U.S.C. 2689i(b)(4)(B)) is amended by striking out “October”, “December”, and “July” and inserting in lieu thereof “January”, “March”, and “October”, respectively; and by striking out “even-numbered” and inserting in lieu thereof “odd-numbered”.

## S. 2445—8

SEC. 45. (a) Subsection (b) (1) (A) of the first section of the Act of July 25, 1956 (31 U.S.C. 701), as amended by section 503(b) of the Congressional Budget Act of 1974, is amended to read as follows:

“(A) for any fiscal year or years ending on or before June 30, 1976, on that September 30 which falls in the first month of September which occurs twenty-four months after the end of such fiscal year or years for which the appropriation is available for obligation; and”.

(b) Subsection (b) (2) (A) of such section is amended by deleting “September 30” and inserting in lieu thereof “November 15”.

SEC. 46. Section 613(c) of the Foreign Assistance Act of 1961, as amended (22 U.S.C. 2363(c)) is further amended by inserting at the end thereof the following: “After submission of the reports required to reflect inventories as of December 31, 1975, inventories shall be reported as of September 30, 1976, and semiannually thereafter.”

SEC. 47. Subsection (c) of section 5008 of the Internal Revenue Code of 1954 (26 U.S.C. 5008(c)) is amended by striking “fiscal year” each place it appears (including in the schedule contained in paragraph (3) (A)) and inserting in lieu thereof “computation year”.

SEC. 48. (a) Section 843(d) of the Education Amendments of 1974 (20 U.S.C. 241c note) is amended by striking out “June 30, 1977, and June 30, 1978,” and inserting in lieu thereof “September 30, 1977, and September 30, 1978,”.

(b) Paragraph (2) (A) (i) of section 305(a) of the Education Amendments of 1974 (Public Law 93-380; 88 Stat. 533) is amended by striking out “July 1, 1978” and “July 1, 1977” and inserting in lieu thereof “October 1, 1978” and “October 1, 1977”, respectively.

SEC. 49. (a) Section 103(c) (2) (B) of the Elementary and Secondary Education Act of 1965 (20 U.S.C. 241c(c) (2) (B)) is amended by striking out “January” wherever it appears and inserting in lieu thereof “October”.

(b) Section 103(c) (2) (B) is also amended by striking out “April 1 of the calendar year” and inserting in lieu thereof “January 1 of the fiscal year”.

(c) Section 103(c) (2) (B) is also amended by striking out “second calendar year” and by inserting in lieu thereof “calendar year”.

(d) Section 403(16) of the Act of September 30, 1950 (20 U.S.C. 244(16)), as added by section 101(a) (9) (K) of the Education Amendments of 1974, is amended by striking out “during the second fiscal year” and inserting in lieu thereof “during the third fiscal year” in lieu thereof.

*Speaker of the House of Representatives.*

*Vice President of the United States and  
President of the Senate.*

April 12, 1976

Dear Mr. Director:

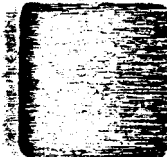
The following bills were received at the White House on April 12th:

- ✓ ✓ S.J. Res. 35
- ✓ ✓ S. 2444
- ✓ ✓ S. 2445
- ✓ ✓ H.J. Res. 491
- ✓ ✓ H.R. 1465
- ✓ ✓ H.R. 11598

Please let the President have reports and recommendations as to the approval of these bills as soon as possible.

Sincerely,

Robert D. Linder  
Chief Executive Clerk



The Honorable James T. Lynn  
Director  
Office of Management and Budget  
Washington, D.C.

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