

UNITED STATES STATUTES AT LARGE

CONTAINING THE

LAWS AND CONCURRENT RESOLUTIONS
ENACTED DURING THE SECOND SESSION OF THE
NINETY-EIGHTH CONGRESS
OF THE UNITED STATES OF AMERICA

1984

AND

PROCLAMATIONS

VOLUME 98

IN THREE PARTS

PART 2

PUBLIC LAWS 98-370 THROUGH 98-515



UNITED STATES
GOVERNMENT PRINTING OFFICE
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***Public Law 98-473
98th Congress**

Joint Resolution

Making continuing appropriations for the fiscal year 1985, and for other purposes

Oct 12, 1984
[H J Res 648]

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled,

TITLE I

That the following sums are hereby appropriated, out of any money in the Treasury not otherwise appropriated, and out of applicable corporate or other revenues, receipts, and funds, for the several departments, agencies, corporations, and other organizational units of the Government for the fiscal year 1985, and for other purposes, namely:

SEC. 101. (a) Such sums as may be necessary for programs, projects, or activities provided for in the Agriculture, Rural Development and Related Agencies Appropriation Act, 1985 (H.R. 5743), to the extent and in the manner provided for in the conference report and joint explanatory statement of the Committee of Conference (House Report Numbered 98-1071), filed in the House of Representatives on September 25, 1984, as if such Act had been enacted into law.

Agriculture,
rural
development
appropriations

(b) Such sums as may be necessary for programs, projects, or activities provided for in the District of Columbia Appropriation Act, 1985 (H.R. 5899), to the extent and in the manner provided for in the conference report and joint explanatory statement of the Committee of Conference (House Report Numbered 98-1088), filed in the House of Representatives on September 26, 1984, as if such Act had been enacted into law.

D C
appropriations

(c) Such amounts as may be necessary for programs, projects or activities provided for in the Department of the Interior and Related Agencies Appropriations Act, 1985, at a rate of operations and to the extent and in the manner provided as follows, to be effective as if it had been enacted into law as the regular appropriation Act:

Post, p 1838

*Note The printed text of Public Law 98-473 is a reprint of the hand enrollment, signed by the President on October 12, 1984

AN ACT

Department of the Interior and Related Agencies Appropriations Act 1985

Making appropriations for the Department of the Interior and related agencies for the fiscal year ending September 30, 1985, and for other purposes

TITLE I—DEPARTMENT OF THE INTERIOR

BUREAU OF LAND MANAGEMENT

MANAGEMENT OF LANDS AND RESOURCES

For expenses necessary for protection, use, improvement, development, disposal, cadastral surveying, classification, and performance of other functions, including maintenance of facilities, as authorized by law, in the management of lands and their resources under the jurisdiction of the Bureau of Land Management, including the general administration of the Bureau of Land Management, \$393,849,000.

CONSTRUCTION AND ACCESS

For acquisition of lands and interests therein, and construction of buildings, recreation facilities, roads, trails, and appurtenant facilities, \$1,228,000, to remain available until expended.

PAYMENTS IN LIEU OF TAXES

97 Stat 323, 324

For expenses necessary to implement the Act of October 20, 1976 (31 USC 6901-07), \$105,000,000, of which not to exceed \$400,000 shall be available for administrative expenses

LAND ACQUISITION

43 USC 1715, 1716, 1748

For expenses necessary to carry out the provisions of sections 205, 206, and 318(d) of Public Law 94-579 including administrative expenses and acquisition of lands or waters, or interest therein, \$2,750,000, to be derived from the Land and Water Conservation Fund, to remain available until expended.

OREGON AND CALIFORNIA GRANT LANDS

43 USC 1181f

For expenses necessary for management, protection, and development of resources and for construction, operation, and maintenance of access roads, reforestation, and other improvements on the revested Oregon and California Railroad grant lands, on other Federal lands in the Oregon and California land-grant counties of Oregon, and on adjacent rights-of-way; and acquisition of lands or interests therein including existing connecting roads on or adjacent to such grant lands; \$55,397,000, to remain available until expended: *Provided*, That the amount appropriated herein for road construction shall be transferred to the Federal Highway Administration, Department of Transportation: *Provided further*, That 25 per centum of the aggregate of all receipts during the current fiscal year from the revested Oregon and California Railroad grant lands is hereby made a charge against the Oregon and California land grant fund and shall be transferred to the General Fund in the Treasury in accordance with the provisions of the second paragraph of subsection (b) of title II of the Act of August 28, 1937 (50 Stat. 876).

For the purchase interests and remain available

For rehabilitation costs therein, as section 401 of the (43 USC 1701) per centum of a sections 3 and but not less than designated for leasing receipts department of the expended *Provided* for administrative valent of value, paid to the United lessee as competing grazing permit under, and in grazing improvement management the Bureau of Land Management of the Federal 1701) *Provided* not paid to the lease shall be ca

For administrative application documents of public lands, and terms, and for as may be collected 504(g) of the Act sections 101 and available until

In addition to law, there is held under section 1701), and such costs, surveys, and lands under expended.

State, or private: *Provided*, That the Bureau of Mines is authorized, during the current fiscal year, to sell directly or through any Government agency, including corporations, any metal or mineral product that may be manufactured in pilot plants operated by the Bureau of Mines, and the proceeds of such sales shall be covered into the Treasury as miscellaneous receipts

OFFICE OF SURFACE MINING RECLAMATION AND ENFORCEMENT

REGULATION AND TECHNOLOGY

For necessary expenses to carry out the provisions of the Surface Mining Control and Reclamation Act of 1977, Public Law 95-87, \$76,625,000, including the purchase of not to exceed 14 passenger motor vehicles, of which 9 shall be for replacement only, and uniform allowances of not to exceed \$400 for each uniformed employee of the Office of Surface Mining Reclamation and Enforcement

30 USC 1201
note

ABANDONED MINE RECLAMATION FUND

For necessary expenses to carry out the provisions of title IV of the Surface Mining Control and Reclamation Act of 1977, Public Law 95-87, including the purchase of not more than 21 passenger motor vehicles, of which 15 shall be for replacement only, to remain available until expended, \$303,001,000 to be derived from receipts of the Abandoned Mine Reclamation Fund: *Provided*, That pursuant to Public Law 97-365, the Department of the Interior is authorized to utilize up to 20 percent from the recovery of the delinquent debt owed to the United States Government to pay for contracts to collect these debts: *Provided further*, That of the funds made available to the States to contract for reclamation projects authorized in section 406(a) of Public Law 95-87, administrative expenses may not exceed 15 percent. *Provided further*, That none of these funds shall be used to increase over the fiscal year 1984 level a reclamation grant to any State which has no active program to review regulatory permits for those individuals who have outstanding fines or penalties related to past coal mining violations.

30 USC 1231

96 Stat 1749

30 USC 1236

BUREAU OF INDIAN AFFAIRS

OPERATION OF INDIAN PROGRAMS

For operation of Indian programs by direct expenditure, contracts, cooperative agreements and grants including expenses necessary to provide education and welfare services for Indians, either directly or in cooperation with States and other organizations, including payment of care, tuition, assistance, and other expenses of Indians in boarding homes, institutions, or schools, grants and other assistance to needy Indians, maintenance of law and order management, development, improvement, and protection of resources and appurtenant facilities under the jurisdiction of the Bureau of Indian Affairs, including payment of irrigation assessments and charges, acquisition of water rights, advances for Indian industrial and business enterprises, operation of Indian arts and crafts shops and museums; development of Indian arts and crafts, as authorized by law; for the general administration of the Bureau of Indian Affairs, including such expenses in field offices, \$895,834,000, of which not to

exceed \$55,706,000 for higher education scholarships and assistance to public schools under the Act of April 16, 1934 (48 Stat 596), as amended (25 U.S.C. 452 et seq.), shall remain available for obligation until September 30, 1986, and the funds made available to tribes and tribal organizations through contracts authorized by the Indian Self-Determination and Education Assistance Act of 1975 (88 Stat 2203, 25 U.S.C. 450 et seq.) shall remain available until September 30, 1986. *Provided*, That this carryover authority does not extend to programs directly operated by the Bureau of Indian Affairs, and includes expenses necessary to carry out the provisions of section 19(a) of Public Law 93-531 (25 U.S.C. 640(d)-18(a)), \$2,830,000, to remain available until expended. *Provided further*, That none of these funds shall be expended as matching funds for programs funded under section 103(a)(1)(B)(iii) of the Vocational Education Act of 1963, as amended (20 U.S.C. 2303(a)(1)(B)(iii)). *Provided further*, That hereafter, funds appropriated under this or any other Act for the Bureau of Indian Affairs may be used for the payment in advance or from date of admission of care, tuition, assistance, and other expenses of Indians in boarding homes, institutions, or schools, and the payment of rewards for information or evidence concerning violations of law on Indian reservation lands or treaty fishing rights use areas. *Provided further*, That hereafter moneys received by grant to the Bureau of Indian Affairs from other Federal agencies to carry out various programs for elementary and secondary education, handicapped programs, bilingual education, and other specific programs shall be deposited into the appropriation account available for the operation of Bureau schools during the period covered by the grant and shall remain available as otherwise provided by law: *Provided further*, That hereafter any cost of providing lunches to nonboarding students in public schools from funds appropriated under this or any other Act for the Bureau of Indian Affairs shall be paid from the amount of such funds otherwise allocated for the schools involved without regard to the cost of providing lunches for such students. *Provided further*, That no part of any appropriations to the Bureau of Indian Affairs shall be available to provide general assistance payments for Alaska Natives in the State of Alaska unless and until otherwise specifically provided for by Congress: *Provided further*, That after September 30, 1985, no part of any appropriation (except trust funds) to the Bureau of Indian Affairs may be used directly or by contract for general or other welfare assistance (except child welfare assistance) payments (1) for other than essential needs (specifically identified in regulations of the Secretary or in regulations of the State public welfare agency pursuant to the Social Security Act adopted by reference in the Secretary's regulations) which could not be reasonably expected to be met from financial resources or income (including funds held in trust) available to the recipient individual which are not exempted under law from consideration in determining eligibility for or the amount of Federal financial assistance or (2) for individuals who are eligible for general public welfare assistance available from a State except to the extent the Secretary of the Interior determines that such payments are required under sections 6(b)(2), 6(i), and 9(b) of the Maine Indian Claims Settlement Act of 1980 (94 Stat. 1793, 1794, 1796; 25 U.S.C. 1725(b)(2), 1725(i), 1728(b)). *Provided further*, That for the fiscal year ending September 30, 1985, the Secretary may not contract for the establishment or operation of a school not currently operated by the Bureau or assisted by the Bureau under contract.

25 USC 640d-18

25 USC 13b

25 USC 14a

25 USC 13c

25 USC 13d

For construct power systems architectural a lands and inter construction, \$109,686,000, to such amounts a Indian Irrigati Reclamation

For construct tained in 23 U S C 13), and \$6,000,000, to r to exceed 5 per Indian Affairs to cover roads p sion costs of the

For deposit 1 ment Fund esta trust for the be \$2,500,000.

In addition existing law, th from tribal fur addition hereaf during each fis the governing b the Secretary 1 Indian tribes; c attending publi or from date of land, title to w in trust for the rights; compen employed by I and other exp employees ther for use of priv subsistence at those applicabl of Indians, incl

During fisca available, gross pursuant to th 1451 et seq.), sh

CONSTRUCTION

For construction, major repair and improvement of irrigation and power systems, buildings, utilities, and other facilities, including architectural and engineering services by contract; acquisition of lands and interests in lands, preparation of lands for farming, and construction, repair, and improvement of Indian housing, \$109,686,000, to remain available until expended *Provided*, That such amounts as may be available for the construction of the Navajo Indian Irrigation Project may be transferred to the Bureau of Reclamation.

ROAD CONSTRUCTION

For construction of roads and bridges pursuant to authority contained in 23 U.S.C. 203, the Act of November 2, 1921 (42 Stat 208, 25 U.S.C 13), and the Act of May 26, 1928 (45 Stat 750, 25 U.S.C 318a), \$6,000,000, to remain available until expended: *Provided*, That not to exceed 5 percent of contract authority available to the Bureau of Indian Affairs from the Federal Highway Trust Fund may be used to cover roads program management costs and construction supervision costs of the Bureau of Indian Affairs

UTAH PAIUTE TRUST FUND

For deposit into the Economic Development and Tribal Government Fund established pursuant to Public Law 98-219, to be held in trust for the benefit of the Utah Paiute Tribe pursuant to that law, \$2,500,000

Ante, p 11

TRIBAL TRUST FUNDS

In addition to the tribal funds authorized to be expended by existing law, there is hereby appropriated not to exceed \$4,000,000 from tribal funds not otherwise available for expenditure and in addition hereafter tribal funds may be advanced to Indian tribes during each fiscal year for such purposes as may be designated by the governing body of the particular tribe involved and approved by the Secretary including expenditures for the benefit of Indians and Indian tribes; care, tuition, and other assistance to Indian children attending public and private schools (which may be paid in advance or from date of admission), purchase of land and improvements on land, title to which shall be taken in the name of the United States in trust for the tribe for which purchased, lease of lands and water rights; compensation and expenses of attorneys and other persons employed by Indian tribes under approved contracts, pay, travel, and other expenses of tribal officers, councils, committees, and employees thereof, or other tribal organizations, including mileage for use of privately owned automobiles and per diem in lieu of subsistence at rates established administratively but not to exceed those applicable to civilian employees of the Government, and relief of Indians, including cash grants

25 USC 123c

REVOLVING FUND FOR LOANS

During fiscal year 1985, and within the resources and authority available, gross obligations for the principal amount of direct loans pursuant to the Indian Financing Act of 1974 (88 Stat 77, 25 U.S.C 1451 et seq), shall not exceed \$18,600,000

INDIAN LOAN GUARANTY AND INSURANCE FUND

During fiscal year 1985, total commitments to guarantee loans pursuant to the Indian Financing Act of 1974 (88 Stat 77, 25 U.S.C. 1451 et seq.), may be made only to the extent that the total loan principal, any part of which is to be guaranteed, shall not exceed resources and authority available

ADMINISTRATIVE PROVISIONS

Appropriations for the Bureau of Indian Affairs (except the revolving fund for loans and the Indian loan guarantee and insurance fund) shall be available for expenses of exhibits, purchase of not to exceed 275 passenger carrying motor vehicles of which 225 shall be for replacement only, and hereafter such appropriations under this or any other act shall be available for the expenses of exhibits, advance payments for services (including services which may extend beyond the current fiscal year) under contracts executed pursuant to the Act of June 4, 1936 (48 Stat 596), as amended (25 U.S.C. 452 et seq.), the Act of August 3, 1956 (70 Stat 896), as amended (25 U.S.C. 309 et seq.), and legislation terminating Federal supervision over certain tribes; and expenses required by continuing or permanent treaty provision: *Provided*, That hereafter passenger carrying motor vehicles of the Bureau may be used for the transportation of Indians *Provided further*, That hereafter no part of any appropriations to the Bureau of Indian Affairs under this or any other Act shall be available to continue academic and residential programs of the Chilocco, Seneca, Concho, and Fort Sill boarding schools, Oklahoma; Mount Edgecumbe boarding school, Alaska, Intermountain boarding school, Utah, and Stewart boarding school, Nevada *Provided further*, That hereafter no part of any appropriation to the Bureau of Indian Affairs under this or any other act shall be used to subject the transportation of school children to any limitation on travel or transportation expenditures for Federal employees: *Provided further*, That notwithstanding any other provision of law, within sixty days of enactment of this Act, the Secretary of the Interior shall employ in the Flathead Irrigation and Power Project of the Bureau of Indian Affairs twenty-eight employees of the Joint Board of Control of the Flathead, Mission, and Jocko Valley Irrigation Districts at appropriate rates of pay which shall not be less than their rates of pay as of September 27, 1984 *Provided further*, That none of the funds contained in this Act may be used to implement the provisions of sections 501 through 512 of title V of S 2496 as agreed to by the Senate on October 3, 1984 (legislative day of September 24, 1984).

25 USC 17e

49 Stat 1458

70 Stat 986

25 USC 16

25 USC 292c

25 USC 290a

25 USC 2001 note

Post, p 2391

TERRITORIAL AND INTERNATIONAL AFFAIRS

ADMINISTRATION OF TERRITORIES

For expenses necessary for the administration of Territories under the jurisdiction of the Department of the Interior, \$76,554,000, of which (1) not to exceed \$73,826,000 shall be available until expended for technical assistance, grants to the judiciary in American Samoa for compensation and expenses, as authorized by law (48 U.S.C 1661(c)); grants to American Samoa, in addition to current local revenues, for support of governmental functions; grants to the Government of the Virgin Islands as authorized by law (Public Law

98-213), construction of the Government law (Public Law Stat. 86), and (2) and expenses of *Provided*, That provided for are au Services Admin actions of the Ter including such t established or ut General Account the Budget and A the Accounting: *further*, That mo and Public Law grant or grants to building health c. Law 96-205, were Mariana Islands under laws, regu lars, or policy dir the Interior

TRI

For expenses of administration of to the Trusteesh: 18, 1947 (61 Stat as amended (90 S expenses of the the Pacific Island Judiciary of the Trust Territory of for support of \$79,311,000 is for remain available actions of the T agencies or instr Territory, shall accordance with 1921 (42 Stat. 23). of 1950 (64 Stat. Trust Territory chases through th

For necessary Interior, \$45,544 official reception

For necessary