

# DEPARTMENT OF LABOR

## EMPLOYMENT AND TRAINING ADMINISTRATION

### Federal Funds

#### TRAINING AND EMPLOYMENT SERVICES

(INCLUDING TRANSFER AUTHORITY)

For necessary expenses of the Workforce Investment Act of 1998 ("WIA"), the [Denali Commission Act of 1998] *Second Chance Act of 2007*, and the Women in Apprenticeship and Non-Traditional Occupations Act of 1992, including the purchase and hire of passenger motor vehicles, the construction, alteration, and repair of buildings and other facilities, and the purchase of real property for training centers as authorized by the WIA; [\$3,626,448,000] \$3,833,563,000, plus reimbursements, shall be available. Of the amounts provided:

(1) for grants to States for adult employment and training activities, youth activities, and dislocated worker employment and training activities, \$2,969,449,000 as follows:

(A) \$861,540,000 for adult employment and training activities, of which \$149,540,000 shall be available for the period July 1, [2009] 2010, through June 30, [2010] 2011, and of which \$712,000,000 shall be available for the period October 1, [2009] 2010 through June 30, [2010] 2011;

(B) \$924,069,000 for youth activities, which shall be available for the period April 1, [2009] 2010 through June 30, [2010] 2011; and

(C) \$1,183,840,000 for dislocated worker employment and training activities, of which \$335,840,000 shall be available for the period July 1, [2009] 2010 through June 30, [2010] 2011, and of which \$848,000,000 shall be available for the period October 1, [2009] 2010 through June 30, [2010] 2011:

*Provided*, That notwithstanding the transfer limitation under section 133(b)(4) of the WIA, up to 30 percent of such funds may be transferred by a local board if approved by the Governor;

(2) for federally administered programs, [\$489,429,000] \$480,014,000 as follows:

(A) [\$283,051,000] \$229,160,000 for the dislocated workers assistance national reserve, of which [\$71,051,000] \$17,160,000 shall be available for the period July 1, [2009] 2010 through June 30, [2010] 2011, and of which \$212,000,000 shall be available for the period October 1, [2009] 2010 through June 30, [2010] 2011: *Provided*, That up to \$125,000,000 may be made available for Community-Based Job Training grants from funds reserved under section 132(a)(2)(A) of the WIA and shall be used to carry out such grants under section 171(d) of such Act, except that the 10 percent limitation otherwise applicable to the amount of funds that may be used to carry out section 171(d) shall not be applicable to funds used for Community-Based Job Training grants: *Provided further*, That funds provided to carry out section 132(a)(2)(A) of the WIA may be used to provide assistance to a State for State-wide or local use in order to address cases where there have been worker dislocations across multiple sectors or across multiple local areas and such workers remain dislocated; coordinate the State workforce development plan with emerging economic development needs; and train such eligible dislocated workers: *Provided further*, That funds provided to carry out section 171(d) of the WIA may be used for demonstration projects that provide assistance to new entrants in the workforce and incumbent workers] 2011;

(B) \$52,758,000 for Native American programs, which shall be available for the period July 1, [2009] 2010 through June 30, [2010] 2011;

(C) \$82,620,000 for migrant and seasonal farmworker programs under section 167 of the WIA, including \$76,710,000 for formula grants (of which not less than 70 percent shall be for employment and training services), \$5,400,000 for migrant and seasonal housing (of which not less than 70 percent shall be for permanent housing), and \$510,000 for other discretionary purposes, which shall be available for the period July 1, [2009] 2010 through June 30, [2010] 2011: *Provided*, That notwithstanding any other provision of law or related regulation, the Department of Labor shall take no action limiting the number or proportion of eligible participants re-

ceiving related assistance services or discouraging grantees from providing such services;

(D) \$1,000,000 for carrying out the Women in Apprenticeship and Nontraditional Occupations Act, which shall be available for the period July 1, [2009] 2010 through June 30, [2010] 2011; and

(E) [\$70,000,000] \$114,476,000 for YouthBuild activities as described in section 173A of the WIA, which shall be available for the period April 1, [2009] 2010 through June 30, [2010] 2011: *Provided*, That for program years [2008] 2010 and [2009] 2011, the YouthBuild program may serve an individual who has dropped out of high school and re-enrolled in an alternative school, if that re-enrollment is part of a sequential service strategy;

(3) for national activities, [\$167,570,000] \$384,100,000, as follows:

(A) [\$48,781,000] \$57,500,000 for Pilots, Demonstrations, and Research, which shall be available for the period [April] July 1, [2009] 2010 through June 30, [2010] 2011, of which [\$5,000,000] \$50,000,000 shall be for [competitive grants to address the employment and training needs of young parents (notwithstanding the requirements of section 171(b)(2)(B) or 171(c)(4)(D) of the WIA), and of which \$41,324,000 shall be used for the projects, and in the amounts, specified under the heading "Training and Employment Services" in the explanatory statement described in section 4 (in the matter preceding division A of this consolidated Act)] *Transitional Jobs projects, and shall not be subject to the requirements of section 171(b)(2)(B) or 171(c)(4)(D): Provided, That all or some of these funds may be transferred to The Department of Health and Human Services and/or the Department of Justice, for purposes of conducting transitional jobs projects*: *Provided*, That funding provided to carry out such projects shall not be subject to the requirements of sections 171(b)(2)(B) and 171(c)(4)(D) of the WIA, the joint funding requirements of sections 171(b)(2)(A) and 171(c)(4)(A) of the WIA, or any time limit requirements of sections 171(b)(2)(C) and 171(c)(4)(B) of the WIA];

(B) [\$108,493,000] \$115,000,000 for ex-offender activities, under the authority of section 171 of the WIA and section 212 of the *Second Chance Act of 2007*, which shall be available for the period [April] July 1, [2009] 2010 through June 30, [2010] 2011, [notwithstanding] and which shall not be subject to the requirements of section 171(b)(2)(B) or 171(c)(4)(D) of WIA: *Provided*, That not less than \$88,500,000 shall be for youthful offender activities, of which \$35,000,000 shall be for a program of competitive grants to local educational agencies or community-based organizations to develop and implement mentoring strategies that integrate educational and employment interventions designed to prevent youth violence in schools identified as persistently dangerous under section 9532 of the *Elementary and Secondary Education Act*];

(C) [\$6,918,000] \$11,600,000 for Evaluation, which shall be available for the period July 1, [2009] 2010 through June 30, [2010] 2011, and which may be transferred to any other account within the Department to carry out evaluation activities; [and]

(D) [\$3,378,000] for the Denali Commission, which shall be available for the period July 1, 2009 through June 30, 2010] \$50,000,000 for activities that prepare workers for careers in energy efficiency and renewable energy as described in section 171(e)(1)(B) of the WIA, under the authority of section 171 of the WIA, which shall be available for the period July 1, 2010 through June 30, 2011, and which shall not be subject to the requirements of section 171(b)(2)(B) or 171(c)(4)(D);

(E) \$135,000,000 for Career Pathways Innovation Fund, under the authority of section 171 of the WIA, which shall be available for the period July 1, 2010 through June 30, 2011, and which shall not be subject to the requirements of section 171(b)(2)(B) or 171(c)(4)(D);

(F) \$15,000,000 for the Workforce Data Quality Initiative, under the authority of 171(c)(2) of the WIA, which shall be available for the period July 1, 2010 through June 30, 2011, and which shall not be subject to the requirements of section 171(c)(4)(D).

(Department of Labor Appropriations Act, 2009.)

TRAINING AND EMPLOYMENT SERVICES—Continued  
Program and Financing (in millions of dollars)

Identification code 16-0174-0-1-504	2008 actual	2009 est.	2010 est.
<b>Obligations by program activity:</b>			
00.01 Adult Employment and Training Activities .....	827	862	862
00.03 Dislocated Worker Employment and Training Activities .....	1,319	1,185	1,380
00.05 Youth Activities .....	984	936	1,018
00.08 Reintegration of Ex-Offenders .....	63	74	112
00.10 Native Americans .....	53	52	53
00.11 Migrant and Seasonal Farmworkers .....	80	83	83
00.13 National programs .....	27	54	65
00.14 Career Pathways/Community College in FY 2010 (formerly CBJTG) .....	123	125	74
00.15 High Growth Job Training Initiative .....	134	125	125
00.16 Green Jobs Initiative .....			28
00.17 Data Quality Initiative .....			8
00.18 Job Corps .....	521		
00.21 Recovery Act - Adult Employment and Training Activities .....		495	
00.22 Recovery Act - Dislocated Worker Employment and Training Activities .....		1,435	
00.23 Recovery Act - Youth Employment and Training Activities .....		1,188	
00.24 Recovery Act - YouthBuild .....		50	
00.25 Recovery Act - Green Job Training .....		495	
00.26 Recovery Act - High Growth/Emerging Industries .....		248	
00.27 Recovery Act - Program Administration .....		13	26
00.28 Recovery Act - NEGs Health Insurance Assistance .....		15	100
09.01 Reimbursable program .....	14	10	10
10.00 Total new obligations .....	4,145	7,445	3,944
<b>Budgetary resources available for obligation:</b>			
21.40 Unobligated balance carried forward, start of year .....	908	376	723
21.45 Adjustments to unobligated balance carried forward, start of year .....	-7		
22.00 New budget authority (gross) .....	3,575	7,861	3,969
22.10 Resources available from recoveries of prior year obligations ...	46		
22.21 Unobligated balance transferred to other accounts .....		-69	
23.90 Total budgetary resources available for obligation .....	4,522	8,168	4,692
23.95 Total new obligations .....	-4,145	-7,445	-3,944
23.98 Unobligated balance expiring or withdrawn .....	-1		
24.40 Unobligated balance carried forward, end of year .....	376	723	748
<b>New budget authority (gross), detail:</b>			
Discretionary:			
40.00 Appropriation .....	1,836	1,854	2,062
40.01 Appropriation, Recovery Act .....		3,950	
40.35 Appropriation permanently reduced .....	-32		
40.36 Unobligated balance permanently reduced .....	-39		
43.00 Appropriation (total discretionary) .....	1,765	5,804	2,062
55.00 Advance appropriation .....	1,772	1,772	1,772
55.35 Advance appropriation permanently reduced .....	-31		
55.35 Advance appropriation permanently reduced .....	-75		
55.90 Advance appropriation (total discretionary) .....	1,666	1,772	1,772
58.00 Spending authority from offsetting collections: Offsetting collections (cash) .....	13	10	10
Mandatory:			
60.00 Appropriation .....		150	
60.20 Appropriation (H-1B Skills Training) .....	131	125	125
62.50 Appropriation (total mandatory) .....	131	275	125
70.00 Total new budget authority (gross) .....	3,575	7,861	3,969
<b>Change in obligated balances:</b>			
72.40 Obligated balance, start of year .....	3,622	3,182	5,835
73.10 Total new obligations .....	4,145	7,445	3,944
73.20 Total outlays (gross) .....	-4,322	-4,667	-5,674
73.31 Obligated balance transferred to other accounts .....		-125	
73.40 Adjustments in expired accounts (net) .....	-217		
73.45 Recoveries of prior year obligations .....	-46		
74.40 Obligated balance, end of year .....	3,182	5,835	4,105
<b>Outlays (gross), detail:</b>			
86.90 Outlays from new discretionary authority .....	1,252	2,120	1,309
86.93 Outlays from discretionary balances .....	2,965	2,419	4,254
86.97 Outlays from new mandatory authority .....		4	1
86.98 Outlays from mandatory balances .....	105	124	110
87.00 Total outlays (gross) .....	4,322	4,667	5,674

<b>Offsets:</b>			
Against gross budget authority and outlays:			
Offsetting collections (cash) from:			
88.00 Federal sources .....	-12	-10	-10
88.40 Non-Federal sources .....	-3		
88.90 Total, offsetting collections (cash) .....	-15	-10	-10
Against gross budget authority only:			
88.96 Portion of offsetting collections (cash) credited to expired accounts .....	2		
<b>Net budget authority and outlays:</b>			
89.00 Budget authority .....	3,562	7,851	3,959
90.00 Outlays .....	4,307	4,657	5,664

Enacted in 1998, the Workforce Investment Act (WIA) is the primary authorization for this appropriation account. WIA authorization expired on September 30, 2003. The Act is intended to revitalize the Nation's job training system to provide workers with the information, advice, job search assistance, and training they need to get and keep good jobs, and to provide employers with skilled workers. Funds appropriated for this account generally are available on a July to June program year basis, and substantial advance appropriation amounts are provided.

*Adult employment and training activities.*—Grants to provide financial assistance to States and territories to design and operate training and employment assistance programs for adults, including low-income individuals and public assistance recipients.

*Dislocated worker employment and training activities.*—Grants to provide reemployment services and retraining assistance to individuals dislocated from their employment.

*Youth activities.*—Grants to support a wide range of activities and services to prepare low-income youth for academic and employment success, including summer jobs. The program links academic and occupational learning with youth development activities.

*Green Jobs.*—These funds will support research, labor exchange, and job training projects that help prepare workers for careers related to renewable energy and energy efficiency.

*Reintegration of Ex-Offenders.*—Supports activities authorized under the Second Chance Act to help individuals exiting prison make a successful transition to community life and long-term employment through mentoring, job training, and other services. The Department of Labor will coordinate closely with the Department of Justice in carrying out this program.

*Native Americans.*—Grants to Indian tribes and other Native American groups to provide training, work experience, and other employment-related services to Native Americans.

*Migrant and Seasonal Farmworkers.*—Grants to public agencies and nonprofit groups to provide training and other employability development services to economically disadvantaged youth and families whose principal livelihood is gained in migratory and other forms of seasonal farmwork.

*National programs.*—Provides program support for WIA activities and nationally administered programs for segments of the population that have special disadvantages in the labor market. National activities conducted under the Pilots, Demonstrations, and Research authority will include projects to demonstrate and evaluate transitional job models, which combine short-term subsidized or supported employment with intensive case management services to help populations with barriers to employment succeed in the labor market.

*Career Pathways Innovation Fund.*—A competitive grant program for community college-led partnerships to develop or expand career pathway programs. These programs will have clear sequences of coursework and credentials, each leading to a better job in a high-demand or emerging industry.

**Workforce Data Quality Initiative.**—Competitive grants to support the development of longitudinal data systems that integrate education and workforce data to provide timely and accessible information to consumers, policymakers, and others.

**Object Classification** (in millions of dollars)

Identification code 16-0174-0-1-504	2008 actual	2009 est.	2010 est.
<b>Direct obligations:</b>			
12.1 Civilian personnel benefits .....		1	
21.0 Travel and transportation of persons .....		2	
25.1 Advisory and assistance services .....		6	17
25.2 Other services .....	485	3	26
25.3 Other purchases of goods and services from Government accounts .....	8		
25.7 Operation and maintenance of equipment .....		4	
41.0 Grants, subsidies, and contributions .....	3,639	7,419	3,891
99.0 Direct obligations .....	4,132	7,435	3,934
99.0 Reimbursable obligations .....	13	10	10
99.9 Total new obligations .....	4,145	7,445	3,944

**COMMUNITY SERVICE EMPLOYMENT FOR OLDER AMERICANS**

To carry out title V of the Older Americans Act of 1965, **[\$571,925,000]** \$575,425,000, which shall be available for the period July 1, **[2009]** 2010 through June 30, **[2010: Provided, That funds made available under this heading in this Act may, in accordance with section 517(c) of the Older Americans Act of 1965, be recaptured and reobligated]** 2011. (Department of Labor Appropriations Act, 2009.)

**Program and Financing** (in millions of dollars)

Identification code 16-0175-0-1-504	2008 actual	2009 est.	2010 est.
<b>Obligations by program activity:</b>			
00.01 National programs .....	390	440	443
00.02 State programs .....	114	132	132
10.00 Total new obligations .....	504	572	575
<b>Budgetary resources available for obligation:</b>			
21.40 Unobligated balance carried forward, start of year .....		18	138
22.00 New budget authority (gross) .....	522	692	575
23.90 Total budgetary resources available for obligation .....	522	710	713
23.95 Total new obligations .....	-504	-572	-575
24.40 Unobligated balance carried forward, end of year .....	18	138	138
<b>New budget authority (gross), detail:</b>			
<b>Discretionary:</b>			
40.00 Appropriation .....	531	572	575
40.01 Appropriation, Recovery Act .....		120	
40.35 Appropriation permanently reduced .....	-9		
43.00 Appropriation (total discretionary) .....	522	692	575
<b>Change in obligated balances:</b>			
72.40 Obligated balance, start of year .....	433	441	458
73.10 Total new obligations .....	504	572	575
73.20 Total outlays (gross) .....	-483	-555	-664
73.40 Adjustments in expired accounts (net) .....	-13		
74.40 Obligated balance, end of year .....	441	458	369
<b>Outlays (gross), detail:</b>			
86.90 Outlays from new discretionary authority .....	85	133	109
86.93 Outlays from discretionary balances .....	398	422	555
87.00 Total outlays (gross) .....	483	555	664
<b>Net budget authority and outlays:</b>			
89.00 Budget authority .....	522	692	575
90.00 Outlays .....	483	555	664

Community Service Employment for Older Americans (CSEOA), authorized by Title V of the Older Americans Act as amended in

2006 (P.L. 109-365), is a federally-sponsored community service employment and training program that targets unemployed low-income older individuals who want to enter or re-enter the workforce. Participants must be 55 years of age or older with incomes no more than 125 percent of the Federal poverty level. The program, known as the Senior Community Service Employment Program (SCSEP), offers participants work-based community service training at non-profit or governmental agencies so that they can gain on-the-job experience and prepare to enter or re-enter the workforce. The dual goals of the program are to foster individual economic self-sufficiency and to provide useful opportunities in community service activities.

**Object Classification** (in millions of dollars)

Identification code 16-0175-0-1-504	2008 actual	2009 est.	2010 est.
<b>Direct obligations:</b>			
25.2 Other services .....	1	1	
41.0 Grants, subsidies, and contributions .....	503	571	575
99.9 Total new obligations .....	504	572	575

**FEDERAL UNEMPLOYMENT BENEFITS AND ALLOWANCES**

For payments during fiscal year **[2009]** 2010 of trade adjustment benefit payments and allowances under part I of subchapter B of chapter 2 of title II of the Trade Act of 1974, and section 246 of that Act; and for training, employment and case management services, allowances for job search and relocation, and related State administrative expenses under part II of subchapter B of chapter 2 of title II of the Trade Act of 1974, including benefit payments, allowances, training, and related State administration provided pursuant to paragraphs (1) and (2) of section 1891(b) of the Trade and Globalization Adjustment Assistance Act of 2009 (Public Law 111-5), **[\$958,800,000]** \$1,818,400,000, together with such amounts as may be necessary to be charged to the subsequent appropriation for payments for any period subsequent to September 15, **[2009]** 2010. (Department of Labor Appropriations Act, 2009.)

**Program and Financing** (in millions of dollars)

Identification code 16-0326-0-1-999	2008 actual	2009 est.	2010 est.
<b>Obligations by program activity:</b>			
<b>Direct program:</b>			
00.01 Trade Adjustment Assistance benefits .....	628	212	1,067
00.02 Trade Adjustment Assistance training .....	260	516	686
00.05 Wage insurance demonstration .....	28	28	65
09.01 Disaster Unemployment Assistance .....	18	40	40
10.00 Total new obligations .....	934	796	1,858
<b>Budgetary resources available for obligation:</b>			
22.00 New budget authority (gross) .....	948	999	1,858
23.95 Total new obligations .....	-934	-796	-1,858
23.98 Unobligated balance expiring or withdrawn .....	-14	-203	
<b>New budget authority (gross), detail:</b>			
<b>Mandatory:</b>			
60.00 Appropriation .....	889	959	1,818
69.00 Offsetting collections (DUA) .....	18	40	40
69.00 Offsetting collections (Advances funds) .....	41		
69.90 Spending authority from offsetting collections (total mandatory) .....	59	40	40
70.00 Total new budget authority (gross) .....	948	999	1,858
<b>Change in obligated balances:</b>			
72.40 Obligated balance, start of year .....	457	554	744
73.10 Total new obligations .....	934	796	1,858
73.20 Total outlays (gross) .....	-799	-606	-1,633
73.40 Adjustments in expired accounts (net) .....	-38		
74.40 Obligated balance, end of year .....	554	744	969

FEDERAL UNEMPLOYMENT BENEFITS AND ALLOWANCES—Continued  
Program and Financing —Continued

Identification code 16-0326-0-1-999	2008 actual	2009 est.	2010 est.
<b>Outlays (gross), detail:</b>			
86.97 Outlays from new mandatory authority .....	626	438	1,459
86.98 Outlays from mandatory balances .....	173	168	174
87.00 Total outlays (gross) .....	799	606	1,633
<b>Offsets:</b>			
Against gross budget authority and outlays:			
88.00 Offsetting collections (cash) from: Federal sources .....	-56	-40	-40
Against gross budget authority only:			
88.96 Portion of offsetting collections (cash) credited to expired accounts .....	-3		
<b>Net budget authority and outlays:</b>			
89.00 Budget authority .....	889	959	1,818
90.00 Outlays .....	743	566	1,593

This account funds the Trade Adjustment Assistance (TAA) for Workers program, which provides weekly cash benefits, training, job search and relocation allowances, and employment and case management services to certain workers displaced by international trade. The account also funds the Alternative Trade Adjustment Assistance (ATAA) and the Reemployment Trade Adjustment Assistance (RTAA) programs that provide wage insurance payments for certain older workers who become reemployed at lower wages than the wages paid in their pre-layoff employment.

The TAA for Workers program was reauthorized and substantively amended through December 31, 2010, under the Trade and Globalization Adjustment Assistance Act of 2009, which was enacted as part of the American Recovery and Reinvestment Act of 2009 (Public Law 111-5). Under the amendments, workers covered by petitions for the TAA program filed before May 18, 2009, will continue to receive the benefits and services, including ATAA, in accordance with the TAA provisions that were in effect prior to these amendments (see Section 1891(b) of the Trade and Globalization Adjustment Assistance Act of 2009). Petitions filed on or after May 18, 2009 are considered under expanded group eligibility provisions (e.g., workers in the service sector will be eligible) and the covered workers may be eligible for enhanced services and benefits, including additional weeks of cash benefits while in training and for the RTAA program.

Object Classification (in millions of dollars)

Identification code 16-0326-0-1-999	2008 actual	2009 est.	2010 est.
41.0 Direct obligations: Grants, subsidies, and contributions	916	756	1,818
99.0 Reimbursable obligations: reimbursable obligations .....	18	40	40
99.9 Total new obligations .....	934	796	1,858

FEDERAL UNEMPLOYMENT BENEFITS AND ALLOWANCES  
(Legislative proposal, subject to PAYGO)

The Administration will propose legislation for later transmittal to reauthorize and extend the Trade Adjustment Assistance (TAA) for Workers program. The American Recovery and Reinvestment Act of 2009 (Public Law 111-5) amended TAA to expand eligibility to service workers, increase the funds available for training, and make other program changes, but it sunset this expanded coverage for petitions filed after January 1, 2011.

STATE UNEMPLOYMENT INSURANCE AND EMPLOYMENT SERVICE OPERATIONS

For authorized administrative expenses, **[\$91,698,000]** *\$74,403,000*, together with not to exceed **[\$3,563,167,000]** *\$3,977,153* which may be expended from the Employment Security Administration Account in the Unemployment Trust Fund ("the Trust Fund"), of which:

(1) **[\$2,782,145,000]** *\$3,195,645,000* from the Trust Fund is for grants to States for the administration of State unemployment insurance laws as authorized under title III of the Social Security Act (including \$10,000,000 to conduct in-person reemployment and eligibility assessments and unemployment insurance improper payment reviews), the administration of unemployment insurance for Federal employees and for ex-service members as authorized under 5 U.S.C. 8501-8523, and the administration of trade readjustment allowances, *reemployment trade adjustment assistance*, and alternative trade adjustment assistance under the Trade Act of 1974 and under section 1891(b) of the Trade and Globalization Adjustment Assistance Act of 2009, and shall be available for obligation by the States through December 31, **[2009]** *2010*, except that funds used for automation acquisitions shall be available for obligation by the States through September 30, **[2011]** *2012*, and funds used for unemployment insurance workloads experienced by the States through September 30, **[2009]** *2010* shall be available for Federal obligation through December 31, **[2009]** *2010*;

(2) \$11,310,000 from the Trust Fund is for national activities necessary to support the administration of the Federal-State unemployment insurance system;

(3) \$680,893,000 from the Trust Fund, together with \$22,683,000 from the General Fund of the Treasury, is for grants to States in accordance with section 6 of the Wagner-Peyser Act, and shall be available for Federal obligation for the period July 1, **[2009]** *2010* through June 30, **[2010]** *2011*;

(4) \$20,869,000 from the Trust Fund is for national activities of the Employment Service, including administration of the work opportunity tax credit under section 51 of the Internal Revenue Code of 1986, and the provision of technical assistance and staff training under the Wagner-Peyser Act, including not to exceed \$1,228,000 that may be used for amortization payments to States which had independent retirement plans in their State employment service agencies prior to 1980;

(5) **[\$67,950,000]** *\$68,436,000* from the Trust Fund is for the administration of foreign labor certifications and related activities under the Immigration and Nationality Act and related laws, of which **[\$52,821,000]** *\$53,307,000* shall be available for the Federal administration of such activities, and \$15,129,000 shall be available for grants to States for the administration of such activities; and

(6) \$51,720,000 from the General Fund is to provide workforce information, national electronic tools, and one-stop system building under the Wagner-Peyser Act and section 171 (e)(2)(C) of the Workforce Investment Act of 1998 and shall be available for Federal obligation for the period July 1, **[2009]** *2010* through June 30, **[2010]**; and **[2011]**

**[(7) \$17,295,000 from the General Fund is to provide for work incentive grants to the States and shall be available for the period July 1, 2009 through June 30, 2010]:**

*Provided*, That to the extent that the Average Weekly Insured Unemployment ("AWIU") for fiscal year **[2009]** *2010* is projected by the Department of Labor to exceed **[\$3,487,000]** *5,059,000*, an additional \$28,600,000 from the Trust Fund shall be available for obligation for every 100,000 increase in the AWIU level (including a pro rata amount for any increment less than 100,000) to carry out title III of the Social Security Act: *Provided further*, That funds appropriated in this Act that are allotted to a State to carry out activities under title III of the Social Security Act may be used by such State to assist other States in carrying out activities under such title III if the other States include areas that have suffered a major disaster declared by the President under the Robert T. Stafford Disaster Relief and Emergency Assistance Act: *Provided further*, That the Secretary of Labor may use funds appropriated for grants to States under title III of the Social Security Act to make payments on behalf of States for the use of the National Directory of New Hires under section 453(j)(8) of such Act: *Provided further*, That funds appropriated in this Act which are used to establish a national one-stop career center system, or which are used to support the national activities of the Federal-State unemployment insurance or immigration programs, may be obligated in contracts, grants, or agreements with non-State entities: *Provided further*, That funds appropriated under this Act for activities authorized

under title III of the Social Security Act and the Wagner-Peyser Act may be used by States to fund integrated Unemployment Insurance and Employment Service automation efforts, notwithstanding cost allocation principles prescribed under the Office of Management and Budget Circular A-87: *Provided further*, That the Secretary, at the request of a State participating in a consortium with other States, may reallocate funds allotted to such State under title III of the Social Security Act to other States participating in the consortium in order to carry out activities that benefit the administration of the unemployment compensation law of the State making the request.

In addition, **[\$40,000,000]** \$50,000,000 from the Employment Security Administration Account of the Unemployment Trust Fund shall be available to conduct in-person reemployment and eligibility assessments and unemployment insurance improper payment reviews: *Provided*, That not later than June 30, 2010, the Secretary shall submit an interim report to the Congress that includes available information on expenditures, number of individuals assessed, and outcomes from the assessments: *Provided further*, That not later than June 30, 2011, the Secretary of Labor shall submit to the Congress a final report containing comprehensive information on the estimated savings that result from the assessments of claimants and identification of best practices]. (*Department of Labor Appropriations Act, 2009.*)

**Program and Financing** (in millions of dollars)

Identification code 16-0179-0-1-999	2008 actual	2009 est.	2010 est.
<b>Obligations by program activity:</b>			
00.01 State UI administration .....	2,630	3,858	3,246
00.02 UI national activities .....	10	11	11
00.10 ES grants to States .....	703	704	704
00.11 ES national activities .....	32	21	21
00.12 One-stop career centers .....	68	57	52
00.13 Work Incentive Grants .....	18	17	.....
00.14 Foreign labor certification .....	.....	68	68
00.15 Recovery Act: ES grants to States .....	.....	400	.....
09.01 Reimbursable program .....	2	10	10
10.00 Total new obligations .....	3,463	5,146	4,112
<b>Budgetary resources available for obligation:</b>			
21.40 Unobligated balance carried forward, start of year .....	82	69	153
21.45 Adjustments to unobligated balance carried forward, start of year .....	.....	76	.....
22.00 New budget authority (gross) .....	3,445	5,154	4,359
22.10 Resources available from recoveries of prior year obligations .....	5	.....	.....
23.90 Total budgetary resources available for obligation .....	3,532	5,299	4,512
23.95 Total new obligations .....	-3,463	-5,146	-4,112
24.40 Unobligated balance carried forward, end of year .....	69	153	400
<b>New budget authority (gross), detail:</b>			
Discretionary:			
40.00 Appropriation .....	91	92	75
40.35 Appropriation permanently reduced .....	-2	.....	.....
43.00 Appropriation (total discretionary) .....	89	92	75
Spending authority from offsetting collections:			
58.00 Offsetting collections (cash) .....	2,914	4,505	4,037
58.10 Change in uncollected customer payments from Federal sources (unexpired) .....	375	.....	.....
58.90 Spending authority from offsetting collections (total discretionary) .....	3,289	4,505	4,037
Mandatory:			
60.20 Appropriation (special fund) .....	.....	13	13
69.00 Offsetting collections (cash) .....	23	352	.....
69.00 Offsetting collections (cash) .....	.....	192	234
69.10 Change in uncollected customer payments from Federal sources (unexpired) .....	44	.....	.....
69.90 Spending authority from offsetting collections (total mandatory) .....	67	544	234
70.00 Total new budget authority (gross) .....	3,445	5,154	4,359
<b>Change in obligated balances:</b>			
72.40 Obligated balance, start of year .....	84	93	32
72.45 Adjustment to obligated balance, start of year .....	.....	-76	.....
73.10 Total new obligations .....	3,463	5,146	4,112
73.20 Total outlays (gross) .....	-3,510	-5,131	-4,421
73.40 Adjustments in expired accounts (net) .....	-5	.....	.....
73.45 Recoveries of prior year obligations .....	-5	.....	.....

74.00 Change in uncollected customer payments from Federal sources (unexpired) .....	-419	.....	.....
74.10 Change in uncollected customer payments from Federal sources (expired) .....	485	.....	.....
74.40 Obligated balance, end of year .....	93	32	-277
<b>Outlays (gross), detail:</b>			
86.90 Outlays from new discretionary authority .....	2,381	3,468	3,010
86.93 Outlays from discretionary balances .....	1,102	1,106	1,164
86.97 Outlays from new mandatory authority .....	27	557	247
87.00 Total outlays (gross) .....	3,510	5,131	4,421
<b>Offsets:</b>			
Against gross budget authority and outlays:			
Offsetting collections (cash) from:			
88.00 Federal sources .....	-2	-10	-10
88.00 Trust Fund sources .....	-3,417	-5,039	-4,261
88.90 Total, offsetting collections (cash) .....	-3,419	-5,049	-4,271
Against gross budget authority only:			
88.95 Change in uncollected customer payments from Federal sources (unexpired) .....	-419	.....	.....
88.96 Portion of offsetting collections (cash) credited to expired accounts .....	482	.....	.....
<b>Net budget authority and outlays:</b>			
89.00 Budget authority .....	89	105	88
90.00 Outlays .....	91	82	150

*Unemployment compensation.*—State administration amounts provide administrative grants to State agencies that pay unemployment compensation to eligible workers and collect State unemployment taxes from employers. These agencies also pay unemployment benefits to former Federal personnel and ex-service-members as well as trade readjustment allowances to eligible individuals. State administration amounts also provide administrative grants to State agencies to improve the integrity and financial stability of the unemployment compensation program through a comprehensive performance management system, UI Performs. The purpose is to effect continuous improvement in State performance and related activities designed to assess and reduce errors and prevent fraud, waste, and abuse in the payment of unemployment compensation benefits and the collection of unemployment taxes. National activities relating to the Federal-State unemployment insurance programs are conducted through contracts or agreements with the State agencies or with non-State entities. A workload contingency reserve is included in State administration to meet increases in the costs of administration resulting from increases in the number of claims filed and claims paid. The appropriation automatically provides additional funds whenever unemployment claims workload increases above levels specified in the appropriations language.

The request for additional funding for in-person reemployment and eligibility assessments of claimants of unemployment compensation builds upon the success of a number of States in reducing improper payments and speeding reemployment using these assessments. Because most unemployment claims are now filed by telephone or Internet, in-person assessments conducted in the One-Stop Career Centers can help determine continued eligibility for benefits and adequacy of work search, verify the identity of beneficiaries where there is suspicion of possible identity theft, and provide referral to reemployment assistance to those who need additional help. The \$50 million requested for reemployment and eligibility assessments is estimated to provide benefit savings of \$204 million. It is important that this integrity initiative and other new enforcement investments be fully funded. To ensure full funding of reemployment and eligibility assessments, the Administration proposes to protect the dollars requested for these activities in the appropriations process through allocation adjustments, a mechanism that has been used by past administrations

STATE UNEMPLOYMENT INSURANCE AND EMPLOYMENT SERVICE  
OPERATIONS—Continued

and Congresses. Allocation adjustments are increases in the ceiling or allocation for annual appropriations, but these increases would be granted only if the base level for reemployment and eligibility assessments was funded at \$10 million and if the use of the funds was clearly restricted to the specified purpose. The maximum allowable adjustment to the ) allocation for this program would be \$50 million for 2010 (see explanation on pages 40-41 of the budget document, *A New Era of Responsibility*).

## UNEMPLOYMENT COMPENSATION PROGRAM STATISTICS

	2007 actual	2008 actual	2009 est.	2010 est.
Staff years .....	32,281	32,630	37,449	37,369
Basic workload (in thousands):				
Employer tax accounts .....	7,586	7,680	7,706	7,745
Employee wage items recorded .....	627,692	631,487	602,600	605,659
Initial claims taken .....	16,890	19,661	30,884	26,850
Weeks claimed .....	133,809	157,911	270,010	259,131
Nonmonetary determinations .....	7,467	8,140	10,504	10,150
Appeals .....	1,308	1,416	1,763	1,905
Covered employment .....	133,372	133,683	131,000	131,665

**Employment service.**—The public employment service is a nationwide system providing no-fee employment services to job-seekers and employers. State employment service activities are financed by State grants distributed under a demographically formula based funding formula in large part on unemployment data. Employment service allotments are funded on a program year basis running from July 1 through June 30 of the following year.

Employment service activities serving national needs are conducted through specific reimbursable agreements between the States and the Federal Government under the Wagner-Peyser Act, as amended, and other legislation. States also receive funding under this activity for administration of the Work Opportunity Tax Credit, as well for amortization payments for those States that had independent retirement plans prior to 1980 in their State employment service agencies.

## EMPLOYMENT SERVICE PROGRAM STATISTICS

	2007 actual	2008 est.	2009 est.	2010 est.
Total participants (thousands) .....	15,812,491	16,049,678	16,290,424	16,290,424
Entered employment (thousands) .....	5,628,745	5,713,176	5,798,873	5,798,873
Cost per participant .....	\$45	\$44	\$43	\$43

Years are program years running from July 1 of the year indicated through June 30 of the following year.

**Foreign Labor Certification.**—This activity provides for the administration of the foreign labor certification programs within the Employment and Training Administration. Under these programs, U.S. employers that can demonstrate a shortage of qualified, available U.S. workers and that there would be no adverse impact on similarly situated U.S. workers may seek the Secretary of Labor's certification as a first step in the multi-agency process required to hire a foreign worker to fill critical permanent or temporary vacancies. Major programs include the permanent, H-2A temporary agricultural, H-2B temporary non-agricultural and temporary highly skilled worker visas. The account is divided into Federal and state activities.

**Federal Administration.**—Formerly funded in the Employment and Training Administration's Program Administration account, Federal Administration provides leadership, policy, and operational direction to Federal activities supporting the effective and efficient administration of foreign labor certification programs.

**State grants.**—Provides grants to state labor agencies in 54 states and U.S. territories funding employment-related activities required for the administration of Federal foreign labor certification programs. Includes State Workforce Agency posting and circulation of job orders and other assistance to employers in the recruitment of U.S. workers, processing of employer requests for

prevailing wage determinations for the permanent and temporary programs, state processing of H-2A agricultural and H-2B non-agricultural temporary labor certification applications, state safety inspection of housing provided by employers to workers, and state development of prevailing wage and prevailing practice surveys used to set wages and standards in a defined geographic area

**One-stop career centers.**—These funds are used to support the joint Federal-State efforts to improve the comprehensive One-Stop system created under WIA. This system provides workers and employers with quick and easy access to a wide array of enhanced career development and labor market information services.

## Object Classification (in millions of dollars)

Identification code 16-0179-0-1-999	2008 actual	2009 est.	2010 est.
<b>Direct obligations:</b>			
<b>Personnel compensation:</b>			
11.1 Full-time permanent .....		11	11
11.5 Other personnel compensation .....		1	1
11.9 Total personnel compensation .....		12	12
12.1 Civilian personnel benefits .....		3	3
23.1 Rental payments to GSA .....		2	2
23.3 Communications, utilities, and miscellaneous charges .....	114	1	
25.1 Advisory and assistance services .....		19	19
25.2 Other services .....		15	15
25.3 Other purchases of goods and services from Government accounts .....		4	4
25.7 Operation and maintenance of equipment .....		11	6
41.0 Grants, subsidies, and contributions .....	3,347	5,069	4,041
99.0 Direct obligations .....	3,461	5,136	4,102
99.0 Reimbursable obligations .....	2	10	10
99.9 Total new obligations .....	3,463	5,146	4,112

## Employment Summary

Identification code 16-0179-0-1-999	2008 actual	2009 est.	2010 est.
<b>Direct:</b>			
1001 Civilian full-time equivalent employment .....		131	131
1001 Civilian full-time equivalent employment .....		31	31

## PAYMENTS TO THE UNEMPLOYMENT TRUST FUND

## Program and Financing (in millions of dollars)

Identification code 16-0178-0-1-603	2008 actual	2009 est.	2010 est.
<b>Obligations by program activity:</b>			
00.10 Payments to EUCA .....		1,455	
00.12 Payments to ESAA .....		24	44
00.15 Payments for EUC Benefits, Recovery Act .....		11,037	12,664
00.20 Payments for EUC Admin, Recovery Act .....		192	234
10.00 Total new obligations (object class 41.0) .....		12,708	12,942
<b>Budgetary resources available for obligation:</b>			
22.00 New budget authority (gross) .....		12,708	12,942
23.95 Total new obligations .....		-12,708	-12,942
<b>New budget authority (gross), detail:</b>			
<b>Mandatory:</b>			
60.00 Appropriation .....		12,708	12,942
<b>Change in obligated balances:</b>			
73.10 Total new obligations .....		12,708	12,942
73.20 Total outlays (gross) .....		-12,708	-12,942
<b>Outlays (gross), detail:</b>			
86.97 Outlays from new mandatory authority .....		12,708	12,942
<b>Net budget authority and outlays:</b>			
89.00 Budget authority .....		12,708	12,942

90.00 Outlays ..... 12,708 12,942

This account provides for general fund financing of extended unemployment benefit programs under certain statutes. Under the Emergency Unemployment Compensation law enacted in P.L. 102-164, as amended, there continues to be general fund financing for administrative costs related to any extended benefits paid under the optional, total unemployment rate trigger created in that law. This account is also used to make general fund reimbursements for some or all of the benefits and administrative costs incurred under the new Emergency Unemployment Compensation program (first enacted in P.L. 110-252, expanded in P.L. 110-449, and extended in P.L. 111-5). These funds are transferred to a receipt account in the Unemployment Trust Fund (UTF) so that resources may be transferred to the Employment Security Administration Account in the UTF for administrative costs or to the Extended Unemployment Compensation Account in the UTF for benefit costs.

FEDERAL ADDITIONAL UNEMPLOYMENT COMPENSATION PROGRAM, RECOVERY

Program and Financing (in millions of dollars)

Identification code 16-1800-0-1-603	2008 actual	2009 est.	2010 est.
<b>Obligations by program activity:</b>			
00.01 Direct program activity .....		5,067	3,615
10.00 Total new obligations (object class 42.0) .....		5,067	3,615
<b>Budgetary resources available for obligation:</b>			
22.00 New budget authority (gross) .....		5,067	3,615
23.95 Total new obligations .....		-5,067	-3,615
<b>New budget authority (gross), detail:</b>			
Mandatory:			
60.00 Appropriation .....		5,067	3,615
<b>Change in obligated balances:</b>			
73.10 Total new obligations .....		5,067	3,615
73.20 Total outlays (gross) .....		-5,067	-3,615
<b>Outlays (gross), detail:</b>			
86.97 Outlays from new mandatory authority .....		5,067	3,615
<b>Net budget authority and outlays:</b>			
89.00 Budget authority .....		5,067	3,615
90.00 Outlays .....		5,067	3,615

This account provides mandatory general revenue funding for a temporary program established under the American Recovery and Reinvestment Act (Public Law 111-5). This program pays a supplement of \$25 on every week of unemployment compensation through December 31, 2009, with phaseout.

ADVANCES TO THE UNEMPLOYMENT TRUST FUND AND OTHER FUNDS

For repayable advances to the Unemployment Trust Fund as authorized by sections 905(d) and 1203 of the Social Security Act, and to the Black Lung Disability Trust Fund as authorized by section 9501(c)(1) of the Internal Revenue Code of [1954] 1986; and for nonrepayable advances to the Unemployment Trust Fund as authorized by 5 U.S.C. 8509, and to the "Federal unemployment benefits and allowances" account, [to remain available through September 30, 2010, \$422,000,000] such sums as may be necessary.

[In addition, for making repayable advances to the Black Lung Disability Trust Fund in the current fiscal year after September 15, 2009, for costs incurred by the Black Lung Disability Trust Fund in the current fiscal year, such sums as may be necessary.] (Department of Labor Appropriations Act, 2009.)

Program and Financing (in millions of dollars)

Identification code 16-0327-0-1-600	2008 actual	2009 est.	2010 est.
<b>Obligations by program activity:</b>			
00.01 Trade Adjustment Assistance .....	41		
00.40 FECA Costs .....			120
10.00 Total new obligations (object class 41.0) .....	41		120
<b>Budgetary resources available for obligation:</b>			
21.40 Unobligated balance carried forward, start of year .....	113	83	83
22.00 New budget authority (gross) .....	11		120
23.90 Total budgetary resources available for obligation .....	124	83	203
23.95 Total new obligations .....	-41		-120
24.40 Unobligated balance carried forward, end of year .....	83	83	83
<b>New budget authority (gross), detail:</b>			
Mandatory:			
60.00 Appropriation .....	11		120
<b>Change in obligated balances:</b>			
73.10 Total new obligations .....	41		120
73.20 Total outlays (gross) .....	-41		-120
<b>Outlays (gross), detail:</b>			
86.97 Outlays from new mandatory authority .....			120
86.98 Outlays from mandatory balances .....	41		
87.00 Total outlays (gross) .....	41		120
<b>Net budget authority and outlays:</b>			
89.00 Budget authority .....	11		120
90.00 Outlays .....	41		120

This account makes available funding for repayable advances (loans) to two accounts in the Unemployment Trust Fund (UTF): the Extended Unemployment Compensation Account (EUCA) which pays the Federal share of extended unemployment benefits, and the Federal Unemployment Account (FUA) which makes loans to States to fund unemployment benefits. In addition, the account provides repayable advances to the Black Lung Disability Trust Fund (BLDTF) whenever its balances prove insufficient to make payments from that account. These repayable advances are shown as borrowing authority within the UTF or the BLDTF, and they do not appear as budget authority or outlays in the Advances to the Unemployment Trust Fund and Other Funds account.

This account also makes available funding as needed for nonrepayable advances to the Federal Employees Compensation Account (FECA) to pay the costs of unemployment compensation for Federal employees, and to the Federal Unemployment and Benefits Account (FUBA) account to pay the costs of benefits and services under the Trade Adjustment Assistance for Workers (TAA) program. Advances were needed for the FUBA account in fiscal 2008, and advances to FECA are anticipated in fiscal 2010 to cover the unemployment benefit costs of temporary workers on the decennial Census.

In light of economic conditions, there could be a very significant increase in the need for advances to the EUCA and FUA during fiscal year 2010 to pay for unemployment benefits. In addition to the economic conditions, legislation has recently been enacted to significantly expand both eligibility for TAA and the benefits and services under that program, which could also increase the need for advances to FUBA. The BLDTF is not expected to need advances in fiscal 2010 because its debt was restructured as part of the Energy Improvement and Extension Act of 2008.

To address the potential need for significant advances to certain accounts, the previous appropriations language for the Advances account has been amended to appropriate such sums as needed for advances to all of the accounts for the entire fiscal year. Cur-

## ADVANCES TO THE UNEMPLOYMENT TRUST FUND AND OTHER FUNDS—Continued

rently, the "such sums" language is only applicable to the BLDTF after September 15 of the fiscal year.

## PROGRAM ADMINISTRATION

For expenses of administering employment and training programs, **[\$85,323,000]** \$97,766,000, together with not to exceed **[\$45,140,000]** \$50,140,000, which may be expended from the Employment Security Administration Account in the Unemployment Trust Fund. (*Department of Labor Appropriations Act, 2009.*)

## Program and Financing (in millions of dollars)

Identification code 16-0172-0-1-504	2008 actual	2009 est.	2010 est.
<b>Obligations by program activity:</b>			
00.01 Adult services .....	50	51	56
00.02 Youth services .....	10	11	12
00.03 Workforce security .....	95	39	43
00.04 Apprenticeship training, employer and labor services .....	22	21	28
00.05 Executive direction .....	8	8	9
00.06 Recovery Act- Administration .....		13	31
00.07 Recovery Act- Program Support .....		3	7
09.00 Reimbursable program .....		1	1
10.00 Total new obligations .....	185	147	187
<b>Budgetary resources available for obligation:</b>			
21.40 Unobligated balance carried forward, start of year .....	7	8	46
22.00 New budget authority (gross) .....	186	185	148
23.90 Total budgetary resources available for obligation .....	193	193	194
23.95 Total new obligations .....	-185	-147	-187
24.40 Unobligated balance carried forward, end of year .....	8	46	7
<b>New budget authority (gross), detail:</b>			
Discretionary:			
40.00 Appropriation .....	88	85	98
40.35 Appropriation permanently reduced .....	-1		
42.00 Transferred from other accounts .....		10	
43.00 Appropriation (total discretionary) .....	87	95	98
Spending authority from offsetting collections:			
58.00 Offsetting collections (UTF) .....	86	45	50
58.00 Offsetting collections (TES - Recovery Act) .....		40	
58.00 Offsetting collections (CSEOA - Recovery Act) .....		1	
58.00 Offsetting collections (SUIESO - Recovery Act) .....		4	
58.90 Spending authority from offsetting collections (total discretionary) .....	86	90	50
Mandatory:			
60.20 Appropriation (special fund) .....	13		
70.00 Total new budget authority (gross) .....	186	185	148
<b>Change in obligated balances:</b>			
72.40 Obligated balance, start of year .....	52	52	58
73.10 Total new obligations .....	185	147	187
73.20 Total outlays (gross) .....	-184	-141	-184
73.40 Adjustments in expired accounts (net) .....	-1		
74.40 Obligated balance, end of year .....	52	58	61
<b>Outlays (gross), detail:</b>			
86.90 Outlays from new discretionary authority .....	136	137	138
86.93 Outlays from discretionary balances .....	37	4	46
86.97 Outlays from new mandatory authority .....	11		
87.00 Total outlays (gross) .....	184	141	184
<b>Offsets:</b>			
Against gross budget authority and outlays:			
Offsetting collections (cash) from:			
88.00 Trust fund sources .....	-86	-45	-50
88.00 Federal Sources - TES - Recovery Act .....		-40	
88.00 Federal sources - CSEOA - Recovery Act .....		-1	
88.00 Federal sources - SUIESO - Recovery Act .....		-4	
88.90 Total, offsetting collections (cash) .....	-86	-90	-50

Net budget authority and outlays:			
89.00 Budget authority .....	100	95	98
90.00 Outlays .....	98	51	134

This account provides for the Federal administration of Employment and Training Administration programs.

**Adult services.**—Provides leadership, policy direction and administration for a decentralized system of grants to State and local governments as well as federally administered programs for job training and employment assistance for low income adults and dislocated workers; provides for training and employment services to special targeted groups; provides for the settlement of trade adjustment petitions; and includes related program operations support activities.

**Youth services.**—Provides leadership, policy direction and administration for a decentralized system of grants to State and local governments as well as federally administered programs for job training and employment assistance for youth.

**Workforce security.**—Provides leadership and policy direction for the administration of the comprehensive nationwide public employment service system; oversees unemployment insurance programs in each State; supports a one-stop career center network, including a comprehensive system of collecting, analyzing and disseminating labor market information; and includes related program operations support activities. Funding for administration of the foreign labor certification programs, formerly provided in this account, is now appropriated in the State Unemployment Insurance and Employment Service Operations account.

**Apprenticeship training, employer and labor services.**—Promotes and provides leadership and policy direction for the administration of apprenticeship as a method of skill acquisition through a Federal-State apprenticeship structure. Employer and labor services will facilitate the understanding and responsiveness of workforce investment systems to the training needs of employers and the interest of labor organizations in training programs.

**Executive direction.**—Provides leadership and policy direction for all training and employment services programs and activities and provides for related program operations support, including research, evaluations, and demonstrations.

## Object Classification (in millions of dollars)

Identification code 16-0172-0-1-504	2008 actual	2009 est.	2010 est.
<b>Direct obligations:</b>			
Personnel compensation:			
11.1 Full-time permanent .....	82	69	76
11.3 Other than full-time permanent .....	2	1	24
11.5 Other personnel compensation .....	4	3	4
11.9 Total personnel compensation .....	88	73	104
12.1 Civilian personnel benefits .....	22	20	25
21.0 Travel and transportation of persons .....	3	3	4
23.1 Rental payments to GSA .....	9	9	9
23.3 Communications, utilities, and miscellaneous charges .....	1	1	1
24.0 Printing and reproduction .....			1
25.1 Advisory and assistance services .....	26	10	9
25.2 Other services .....	2	1	1
25.3 Other purchases of goods and services from Government accounts .....	16	17	17
25.7 Operation and maintenance of equipment .....	16	10	10
26.0 Supplies and materials .....	1	1	1
31.0 Equipment .....	1	1	4
99.0 Direct obligations .....	185	146	186
99.0 Reimbursable obligations .....		1	1
99.9 Total new obligations .....	185	147	187

## Employment Summary

Identification code 16-0172-0-1-504	2008 actual	2009 est.	2010 est.
Direct:			



1001	Civilian full-time equivalent employment .....	923	831	1,060
	Reimbursable:			
2001	Civilian full-time equivalent employment .....	5	4	4

**WORKERS COMPENSATION PROGRAMS**  
**Program and Financing** (in millions of dollars)

Identification code 16-0170-0-1-806	2008 actual	2009 est.	2010 est.	
<b>Change in obligated balances:</b>				
72.40	Obligated balance, start of year .....	47	44	42
73.20	Total outlays (gross) .....	-3	-2	-2
74.40	Obligated balance, end of year .....	44	42	40
<b>Outlays (gross), detail:</b>				
86.93	Outlays from discretionary balances .....	3	2	2
<b>Net budget authority and outlays:</b>				
89.00	Budget authority .....			
90.00	Outlays .....	3	2	2

*Workers Compensation Programs.*—Section 5011 of Public Law 109-148 made \$50,000,000 available to the New York State Uninsured Employers Fund for reimbursement of claims related to the September 11, 2001, terrorist attacks on the United States and for reimbursement of claims related to the first response emergency services personnel who were injured, were disabled, or died due to such terrorist attacks.

**Trust Funds**  
**UNEMPLOYMENT TRUST FUND**  
**Special and Trust Fund Receipts** (in millions of dollars)

Identification code 20-8042-0-7-999	2008 actual	2009 est.	2010 est.	
01.00	Balance, start of year .....	73,882	70,901	27,113
01.99	Balance, start of year .....	73,882	70,901	27,113
<b>Receipts:</b>				
02.00	General Taxes, FUTA, Unemployment Trust Fund .....	7,216	7,217	6,068
02.01	General Taxes, FUTA, Unemployment Trust Fund - legislative proposal subject to PAYGO .....			1,296
02.02	Unemployment Trust Fund, State Accounts, Deposits by States .....	32,217	36,678	44,819
02.03	Unemployment Trust Fund, State Accounts, Deposits by States .....		43	78
02.04	Unemployment Trust Fund, Deposits by Railroad Retirement Board .....	94	92	103
02.20	CMIA Interest, Unemployment Trust Fund .....	4	3	3
02.21	Interest on Unemployment Insurance Loans to States, Federal Unemployment Account, Unemployment Trust Fund .....	11	174	911
02.22	Interest on Unemployment Insurance Loans to States, Federal Unemployment Account, Unemployment Trust Fund .....		-174	-911
02.40	Deposits by Federal Agencies to the Federal Employees Compensation Account, Unemployment Trust Fund .....	722	1,023	1,092
02.41	Non-repayable Advances for Unemployment Compensation, Unemployment Trust Fund .....			120
02.42	Payments from the General Fund for Administrative Cost for Extended Unemployment Benefit, Unemployment Trust Fund .....		1,479	44
02.43	Payments from the General Fund for Administrative Cost for Extended Unemployment Benefit, Unemployment Trust Fund .....		11,229	12,898
02.44	Unemployment Trust Fund, Interest and Profits on Investments in Public Debt Securities .....	3,645	2,256	947
02.45	Unemployment Trust Fund, Interest and Profits on Investments in Public Debt Securities .....		4	45
02.99	Total receipts and collections .....	43,909	60,024	67,513
04.00	Total: Balances and collections .....	117,791	130,925	94,626
<b>Appropriations:</b>				
05.00	Unemployment Trust Fund .....	-3,790	-4,430	-4,370
05.01	Unemployment Trust Fund .....		-400	
05.02	Unemployment Trust Fund .....	63		
05.03	Unemployment Trust Fund .....	-40,023	-98,853	-69,379

05.04	Unemployment Trust Fund .....	-3,040		
05.05	Unemployment Trust Fund - legislative proposal not subject to PAYGO .....			102
05.06	Railroad Unemployment Insurance Trust Fund .....	-18	-24	-24
05.07	Railroad Unemployment Insurance Trust Fund .....	2	7	7
05.08	Railroad Unemployment Insurance Trust Fund .....	-83	-71	-81
05.09	Railroad Unemployment Insurance Trust Fund .....	-100	-99	-58
05.10	Railroad Unemployment Insurance Trust Fund .....	99	58	28
05.99	Total appropriations .....	-46,890	-103,812	-73,775
07.99	Balance, end of year .....	70,901	27,113	20,851

**Program and Financing** (in millions of dollars)

Identification code 20-8042-0-7-999	2008 actual	2009 est.	2010 est.	
<b>Obligations by program activity:</b>				
00.01	Benefit payments by States .....	42,198	96,880	82,715
00.02	Federal employees' unemployment compensation .....	720	1,149	1,176
00.03	State administrative expenses .....	3,369	5,056	4,261
00.07	UI Mod Benefits/Administration .....		100	286
00.10	Direct expenses .....	161	129	134
00.11	Reimbursements to the Department of the Treasury .....	142	160	165
00.20	Veterans employment and training .....	197	206	210
00.21	Interest on FUTA refunds .....	3	3	3
00.22	Interest on General Fund Advances .....			300
10.00	Total new obligations .....	46,790	103,683	89,250
<b>Budgetary resources available for obligation:</b>				
22.00	New budget authority (gross) .....	46,790	103,683	89,249
23.95	Total new obligations .....	-46,790	-103,683	-89,250

**New budget authority (gross), detail:**

<b>Discretionary:</b>				
40.26	Appropriation (trust fund) .....	3,790	4,430	4,370
40.26	Appropriation (trust fund) Recovery Act .....		400	
40.37	Appropriation temporarily reduced .....	-63		
43.00	Appropriation (total discretionary) .....	3,727	4,830	4,370
<b>Mandatory:</b>				
60.26	Appropriation (trust fund) .....	40,023	98,853	69,379
60.28	Appropriation (previously unavailable) .....	3,040		
60.47	Portion applied to repay debt .....			-300
62.50	Appropriation (total mandatory) .....	43,063	98,853	69,079
67.10	Authority to borrow .....			15,800
70.00	Total new budget authority (gross) .....	46,790	103,683	89,249

**Change in obligated balances:**

72.40	Obligated balance, start of year .....	1,244	2,603	2,708
72.45	Adjustment to obligated balance, start of year .....	1,187	76	
73.10	Total new obligations .....	46,790	103,683	89,250
73.20	Total outlays (gross) .....	-46,618	-103,654	-89,186
74.40	Obligated balance, end of year .....	2,603	2,708	2,772

**Outlays (gross), detail:**

86.90	Outlays from new discretionary authority .....	2,763	3,826	3,302
86.93	Outlays from discretionary balances .....	1,016	975	1,005
86.97	Outlays from new mandatory authority .....	42,642	98,853	84,879
86.98	Outlays from mandatory balances .....	197		
87.00	Total outlays (gross) .....	46,618	103,654	89,186

**Net budget authority and outlays:**

89.00	Budget authority .....	46,790	103,683	89,249
90.00	Outlays .....	46,618	103,654	89,186

**Memorandum (non-add) entries:**

92.01	Total investments, start of year: Federal securities: Par value .....	74,923	72,432	28,000
92.02	Total investments, end of year: Federal securities: Par value .....	72,432	28,000	22,000

**UNEMPLOYMENT TRUST FUND—Continued**  
**Summary of Budget Authority and Outlays** (in millions of dollars)

	2008 actual	2009 est.	2010 est.
Enacted/requested:			
Budget Authority .....	46,790	103,683	89,249
Outlays .....	46,618	103,654	89,186
Legislative proposal, not subject to PAYGO:			
Budget Authority .....			-102
Outlays .....			-102
Legislative proposal, subject to PAYGO:			
Budget Authority .....			
Outlays .....			
Total:			
Budget Authority .....	46,790	103,683	89,147
Outlays .....	46,618	103,654	89,084

The financial transactions of the Federal-State and railroad unemployment insurance systems are made through the Unemployment Trust Fund. All State and Federal unemployment tax receipts are deposited in the Trust Fund and invested in Government securities until needed for benefit payments or administrative expenses. The portion of the Trust Fund funded with Federal taxes provides repayable advances (loans) to the States when the balances in their individual State accounts are insufficient to pay benefits. The Trust Fund may receive repayable advances from the general fund when it has insufficient balances to make advances to States or to pay the Federal share of extended unemployment benefits.

State payroll taxes pay for all regular State unemployment benefits. During periods of high State unemployment, there is a stand-by program of extended benefits (EB), financed one-half by State unemployment taxes and one-half by the Federal unemployment payroll tax, which are also paid out of the Trust Fund. The American Recovery and Reinvestment Act (Public Law 111-5) has temporarily made EB 100 percent federally financed. In addition, the Federal unemployment tax pays the costs of Federal and State administration of the unemployment insurance system, veterans employment services, surveys of wages and employment, and about 97 percent of the costs of the Employment Service.

The Federal Employees Compensation Account (FECA) provides funds to States for unemployment compensation benefits paid to eligible former Federal civilian personnel, Postal Service employees, and ex-servicemembers. In turn, the various Federal agencies reimburse FECA for benefits paid to their former employees. Any additional resources necessary to assure that the FECA account can make the required payments to States will be provided from the Advances to the Unemployment Trust Fund and Other Funds account.

Both the benefit payments and administrative expenses of the separate unemployment insurance program for railroad employees are paid from the Unemployment Trust Fund, and receipts from a tax on railroad payrolls are deposited into the Trust Fund to meet expenses.

**Status of Funds** (in millions of dollars)

Identification code 20-8042-0-7-999	2008 actual	2009 est.	2010 est.
Unexpended balance, start of year:			
0100 Balance, start of year .....	75,390	73,511	29,828
0125 Unemployment Trust Fund [012-05-8042-0] .....	1,187	76	
Adjustments:			
0191 Adjustment for Labor's obligated balance .....	-258		
0199 Total balance, start of year .....	76,319	73,587	29,828
Cash income during the year:			
Current law:			
Receipts:			
1200 General Taxes, FUTA, Unemployment Trust Fund .....	7,216	7,217	6,068
1202 Unemployment Trust Fund, State Accounts, Deposits by States .....	32,217	36,678	44,819

1203 Unemployment Trust Fund, State Accounts, Deposits by States .....	43	78	
1204 Unemployment Trust Fund, Deposits by Railroad Retirement Board .....	94	92	103
Offsetting receipts (proprietary):			
1220 CMA Interest, Unemployment Trust Fund .....	4	3	3
1221 Interest on Unemployment Insurance Loans to States, Federal Unemployment Account, Unemployment Trust Fund .....	11	174	911
1222 Interest on Unemployment Insurance Loans to States, Federal Unemployment Account, Unemployment Trust Fund .....		-174	-911
Offsetting receipts (intragovernmental):			
1240 Deposits by Federal Agencies to the Federal Employees Compensation Account, Unemployment Trust Fund .....	722	1,023	1,092
1241 Non-repayable Advances for Unemployment Compensation, Unemployment Trust Fund .....			120
1242 Payments from the General Fund for Administrative Cost for Extended Unemployment Benefit, Unemployment Trust Fund .....		1,479	44
1243 Payments from the General Fund for Administrative Cost for Extended Unemployment Benefit, Unemployment Trust Fund .....		11,229	12,898
1244 Unemployment Trust Fund, Interest and Profits on Investments in Public Debt Securities .....	3,645	2,256	947
1245 Unemployment Trust Fund, Interest and Profits on Investments in Public Debt Securities .....		4	45
Offsetting collections:			
1280 Railroad Unemployment Insurance Trust Fund .....	24	21	21
1299 Income under present law .....	43,933	60,045	66,238
Proposed legislation:			
Receipts:			
2201 General Taxes, FUTA, Unemployment Trust Fund .....			1,296
2299 Income under proposed legislation .....			1,296
3299 Total cash income .....	43,933	60,045	67,534
Cash outgo during year:			
Current law:			
4500 Unemployment Trust Fund .....	-46,618	-103,654	-89,186
4501 Railroad Unemployment Insurance Trust Fund .....	-123	-150	-149
4599 Outgo under current law (-) .....	-46,741	-103,804	-89,335
Proposed legislation:			
5500 Unemployment Trust Fund .....			102
5599 Outgo under proposed legislation (-) .....			102
6599 Total cash outgo (-) .....	-46,741	-103,804	-89,233
7650 Other adjustments, net .....			-300
Manual Adjustments:			
7690 Adjustment to reflect cash borrowed .....			15,800
7699 Total adjustments .....			15,500
Unexpended balance, end of year:			
8700 Uninvested balance (net), end of year .....	1,079	1,828	1,629
8701 Unemployment Trust Fund .....	72,432	28,000	22,000
8799 Total balance, end of year .....	73,511	29,828	23,629

**Object Classification** (in millions of dollars)

Identification code 20-8042-0-7-999	2008 actual	2009 est.	2010 est.
Direct obligations:			
25.3 Reimbursements to Department of the Treasury .....	112	160	165
42.0 FECA (Federal Employee) Benefits .....	796	1,149	1,176
42.0 State unemployment benefits .....	42,876	94,716	82,230
43.0 Interest and dividends .....	3	3	3
94.0 ETA-PA, BLS, FLC .....	161	191	144
94.0 Veterans employment and training .....	197	206	210
94.0 Payments to States for administrative expenses .....	2,639	5,030	3,246
94.0 Departmental management .....	6	6	6
94.0 Recovery Benefit Interaction (w/EUC08,FAC,COBRA) .....		2,122	1,784
94.0 UI Mod Benefits/Admin .....		100	286
99.0 Direct obligations .....	46,790	103,683	89,250
99.9 Total new obligations .....	46,790	103,683	89,250

**UNEMPLOYMENT TRUST FUND**

(Legislative proposal, not subject to PAYGO)

**Program and Financing** (in millions of dollars)

Identification code 20-8042-2-7-999	2008 actual	2009 est.	2010 est.
00.01 Obligations by program activity:			
Benefit payments by States .....			-102

10.00	Total new obligations (object class 42.0)	-102
<b>Budgetary resources available for obligation:</b>		
22.00	New budget authority (gross)	-102
23.95	Total new obligations	102
<b>New budget authority (gross), detail:</b>		
Mandatory:		
60.26	Appropriation (trust fund)	-102
<b>Change in obligated balances:</b>		
73.10	Total new obligations	-102
73.20	Total outlays (gross)	102
<b>Outlays (gross), detail:</b>		
86.97	Outlays from new mandatory authority	-102
<b>Net budget authority and outlays:</b>		
89.00	Budget authority	-102
90.00	Outlays	-102

Please see the narrative in the "State Unemployment Insurance and Employment Service Operations" account for a description of the program integrity proposal whose savings are reflected here.

UNEMPLOYMENT TRUST FUND  
(Legislative proposal, subject to PAYGO)

The Administration will propose legislation for later transmittal to make the Unemployment Insurance (UI) program a more responsive and effective social safety net and economic stabilizer. While the regular State-funded UI programs respond readily to rising unemployment, the same cannot be said of the permanent Extended Benefits (EB) program, which provides additional weeks of benefits when unemployment in a State is high and rising. The Budget proposes to make the EB program more responsive to changing economic conditions. These program changes will make benefits available more quickly to long-term unemployed workers and avoid the delays associated with enactment of legislation to create special, temporary unemployment programs.

**EMPLOYEE BENEFITS SECURITY  
ADMINISTRATION**  
*Federal Funds*

SALARIES AND EXPENSES

For necessary expenses for the Employee Benefits Security Administration, **[\$143,419,000] \$156,060,000.** (Department of Labor Appropriations Act, 2009.)

**Program and Financing** (in millions of dollars)

Identification code 16-1700-0-1-601	2008 actual	2009 est.	2010 est.	
<b>Obligations by program activity:</b>				
00.01	Enforcement and participant assistance	131	120	130
00.02	Policy and compliance assistance	17	18	19
00.03	Executive leadership, program oversight and administration	5	5	7
00.04	Recovery Act	6	6	4
09.01	Reimbursable program	12	13	13
10.00	Total new obligations	165	162	173
<b>Budgetary resources available for obligation:</b>				
21.40	Unobligated balance carried forward, start of year	14	1	5
22.00	New budget authority (gross)	152	166	169
23.90	Total budgetary resources available for obligation	166	167	174
23.95	Total new obligations	-165	-162	-173
24.40	Unobligated balance carried forward, end of year	1	5	1
<b>New budget authority (gross), detail:</b>				
Discretionary:				
40.00	Appropriation	142	143	156

40.35	Appropriation permanently reduced	-2		
42.00	Transferred from other accounts	10		
43.00	Appropriation (total discretionary)	140	153	156
58.00	Spending authority from offsetting collections: Offsetting collections (cash)	12	13	13
70.00	Total new budget authority (gross)	152	166	169
<b>Change in obligated balances:</b>				
72.40	Obligated balance, start of year	40	50	40
73.10	Total new obligations	165	162	173
73.20	Total outlays (gross)	-154	-172	-172
73.40	Adjustments in expired accounts (net)	-1		
74.40	Obligated balance, end of year	50	40	41
<b>Outlays (gross), detail:</b>				
86.90	Outlays from new discretionary authority	119	123	129
86.93	Outlays from discretionary balances	35	49	43
87.00	Total outlays (gross)	154	172	172
<b>Offsets:</b>				
Against gross budget authority and outlays:				
88.00	Offsetting collections (cash) from: Federal sources collected	-12	-13	-13
<b>Net budget authority and outlays:</b>				
89.00	Budget authority	140	153	156
90.00	Outlays	142	159	159

**Enforcement and participant assistance.**—Conducts criminal and civil investigations and performs reviews to ensure compliance with the fiduciary provisions of the Employee Retirement Income Security Act and the Federal Employees' Retirement System Act. Provides information and assistance to benefit plan participants and to the general public. Assures compliance with applicable reporting requirements, as well as accounting, auditing and actuarial standards. Supplies required reports to the public.

	2008 actual	2009 estimate	2010 estimate
Plan reviews conducted	3,868	4,000	4,000
Investigations conducted	3,782	3,931	4,524
Investigations closed that restored or protected assets	2,897	2,602	3,128
Benefit recoveries from customer assistance	\$162,496,000	\$125,000,000	\$125,000,000
Inquiries received	174,978	171,000	171,000

**Policy and compliance assistance.**—Conducts policy, research, and legislative analyses on pension, health, and other employee benefit issues. Provides compliance assistance especially to employers and plan officials. Writes regulations and interpretations. Issues individual and class exemptions from regulations.

	2008 actual	2009 estimate	2010 estimate
Exemptions, determinations, interpretations, and regulations issued	2,771	2,928	3,029
Average days to process exemption requests	291	220	220

**Executive leadership, program oversight, and administration.**—Provides leadership, policy direction, strategic planning, and administrative guidance in the management of employee benefit programs. Provides analytical and administrative support for financial and human capital management and other administrative functions related to coordination and implementation of government-wide management initiatives. Manages the technical program training for the agency's enforcement, policy, legislative and regulatory functions.

**Object Classification** (in millions of dollars)

Identification code 16-1700-0-1-601	2008 actual	2009 est.	2010 est.	
<b>Direct obligations:</b>				
<b>Personnel compensation:</b>				
11.1	Full-time permanent	69	75	81
11.3	Other than full-time permanent	1		
11.5	Other personnel compensation	3	3	3
11.9	Total personnel compensation	73	78	84
12.1	Civilian personnel benefits	20	20	22

SALARIES AND EXPENSES—Continued  
Object Classification —Continued

Identification code 16-1700-0-1-601	2008 actual	2009 est.	2010 est.
21.0 Travel and transportation of persons .....	3	3	3
23.1 Rental payments to GSA .....	8	8	8
23.3 Communications, utilities, and miscellaneous charges .....	1	1	1
24.0 Printing and reproduction .....	1	1	1
25.2 Other services .....	3	4	4
25.3 Other purchases of goods and services from Government accounts .....	14	17	18
25.5 Research and development contracts .....	1	.....	1
25.7 Operation and maintenance of equipment .....	27	15	16
26.0 Supplies and materials .....	1	1	1
31.0 Equipment .....	1	1	1
99.0 Direct obligations .....	153	149	160
99.0 Reimbursable obligations .....	12	13	13
99.9 Total new obligations .....	165	162	173

Employment Summary

Identification code 16-1700-0-1-601	2008 actual	2009 est.	2010 est.
Direct:			
1001 Civilian full-time equivalent employment .....	837	847	940

PENSION BENEFIT GUARANTY CORPORATION  
Federal Funds

PENSION BENEFIT GUARANTY CORPORATION FUND

The Pension Benefit Guaranty Corporation ("Corporation") is authorized to make such expenditures, including financial assistance authorized by subtitle E of title IV of the Employee Retirement Income Security Act of 1974, within limits of funds and borrowing authority available to the Corporation, and in accord with law, and to make such contracts and commitments without regard to fiscal year limitations, as provided by 31 U.S.C. 9104, as may be necessary in carrying out the program, including associated administrative expenses, through September 30, [2009] 2010, for the Corporation: *Provided*, That none of the funds available to the Corporation for fiscal year [2009] 2010 shall be available for obligations for administrative expenses in excess of [\$444,722,000] \$464,067,000: *Provided further*, That to the extent that the number of new plan participants in plans terminated by the Corporation exceeds 100,000 in fiscal year [2009] 2010, an amount not to exceed an additional \$9,200,000 shall be available through September 30, 2011 for obligation for administrative expenses for every 20,000 additional terminated participants: *Provided further*, That an additional \$50,000 shall be made available through September 30, 2011 for obligation for investment management fees for every \$25,000,000 in assets received by the Corporation as a result of new plan terminations or asset growth, after approval by the Office of Management and Budget and notification of the Committees on Appropriations of the House of Representatives and the Senate: *Provided further*, That obligations in excess of the amounts provided in this paragraph may be incurred for unforeseen and extraordinary pre-termination expenses after approval by the Office of Management and Budget and notification of the Committees on Appropriations of the House of Representatives and the Senate.

Program and Financing (in millions of dollars)

Identification code 16-4204-0-3-601	2008 actual	2009 est.	2010 est.
<b>Obligations by program activity:</b>			
09.01 Single-employer benefit payment .....	4,241	4,818	5,823
09.02 Multi-employer financial assistance .....	85	100	101
09.03 Pension insurance activities .....	69	69	86
09.04 Pension plan termination .....	214	240	234
09.05 Operational support .....	126	136	144
10.00 Total new obligations .....	4,735	5,363	6,388
<b>Budgetary resources available for obligation:</b>			
21.40 Unobligated balance carried forward, start of year .....	14,506	13,082	13,311

22.00 Budget authority from offsetting collections .....	3,311	5,592	6,492
23.90 Total budgetary resources available for obligation .....	17,817	18,674	19,803
23.95 Total new obligations .....	-4,735	-5,363	-6,388
24.40 Unobligated balance carried forward, end of year .....	13,082	13,311	13,415

New budget authority (gross), detail:

Mandatory:			
69.00 Offsetting collections (cash) .....	3,311	5,592	6,492

Change in obligated balances:

72.40 Obligated balance, start of year .....	117	164	164
73.10 Total new obligations .....	4,735	5,363	6,388
73.20 Total outlays (gross) .....	-4,688	-5,363	-6,388
74.40 Obligated balance, end of year .....	164	164	164

Outlays (gross), detail:

86.97 Outlays from new mandatory authority .....	2,442	5,363	6,388
86.98 Outlays from mandatory balances .....	2,246	.....	.....
87.00 Total outlays (gross) .....	4,688	5,363	6,388

Offsets:

Against gross budget authority and outlays:			
Offsetting collections (cash) from:			
88.20 Interest on Federal securities (zero coupon market adjustment + amortization) .....	-869	-488	-500
88.20 Interest on Federal securities (other investment income) .....	1,311	-488	-500
88.40 Premium receipts fixed .....	-1,172	-1,234	-1,267
88.40 Premium receipts variable .....	-257	-251	-430
88.40 Trust Fund reimbursements (via "proportional funding") .....	-1,969	-2,644	-3,307
88.40 Trust Fund reimbursements for administrative costs .....	-355	-445	-464
88.40 Premium Receipts Termination .....	.....	-42	-24
88.90 Total, offsetting collections (cash) .....	-3,311	-5,592	-6,492

Net budget authority and outlays:

89.00 Budget authority .....	.....	.....	.....
90.00 Outlays .....	1,377	-229	-104

Memorandum (non-add) entries:

92.01 Total investments, start of year: Federal securities: Par value .....	35,775	16,787	17,015
92.02 Total investments, end of year: Federal securities: Par value .....	16,787	17,015	17,494

This wholly owned government corporation administers mandatory insurance programs to prevent loss of pension benefits under covered private, defined-benefit pension plans if single-employer plans terminate or if multiemployer plans are unable to pay benefits.

*Single employer benefit payment.*—The single-employer program protects about 33.8 million participants. Under this program, a company may voluntarily seek to terminate its plan, or Pension Benefit Guaranty Corporation (PBGC) may seek termination under certain circumstances. The PBGC must seek termination when a plan cannot pay current benefits. A plan that cannot pay all benefits may be ended by a "distress" termination, but only if the employer meets tests proving severe financial distress, for example, the likelihood that continuing the plan would force the company to shut down. If the terminated plan cannot pay at least the PBGC-guaranteed benefits, the PBGC uses its funds to ensure guaranteed benefits are paid.

In a "standard" termination, plan assets must be sufficient to pay all benefits before the plan is allowed to end. That payment is in the form of an annuity purchased from an insurance company or a lump sum payment. After the payment is made, the PBGC guarantee ends.

	2008 actual	2009 est.	2010 est.
Government trusteeships at end of year .....	3,850	3,950	4,050
Participants in government trusteeships owed benefits .....	1,152,000	1,217,000	1,277,000
Retirees receiving monthly benefits .....	640,240	665,850	692,484

*Multi-employer financial assistance.*—The multiemployer insurance program protects about 10.0 million participants. The

number of plans decreased from 1,530 in 2007 to 1,500 in 2008. Multiemployer pension plans are maintained under collectively bargained agreements involving unrelated employers, generally in the same industry. If a PBGC-insured multiemployer plan is unable to pay guaranteed benefits when due, the PBGC will provide the plan with financial assistance to continue paying guaranteed benefits, ordinarily in the form of a loan to the plan.

**Pension insurance activities.**—Includes premium collections, premium investments, pre-trusteeship work, and pension insurance program protection activities.

**Pension plan termination.**—Includes all activities related to trusteeship; plan asset management, investment and accounting; and benefit administration services.

**Operational support.**—Includes the administrative, information technology infrastructure, and other shared program support for both PBGC's insurance and plan termination activities.

	2008 actual	2009 est.	2010 est.
Plans terminated during the year:			
With sufficient assets .....	1,590	1,300	1,300
Without sufficient assets .....	74	110	110
Average time between trusteeship and issuance of final benefit levels .....	3.0 yrs	4.0 yrs	4.0 yrs

**Financing.**—The primary source of financing is annual premiums paid by sponsors of ongoing covered plans, which vary according to the plans' funding level. Other sources of financing include assets from terminated plans, investment income, and amounts due PBGC from the sponsors of terminating plans.

**Operating results.**—The following tables show the status of PBGC's trust funds and PBGC's operating results.

**Balance Sheet** (in millions of dollars)

Identification code 16-4204-0-3-601	2007 actual	2008 actual
<b>ASSETS:</b>		
Federal assets:		
1101 Fund balances with Treasury .....	1	
Investments in US securities:		
1102 Treasury securities, par .....	35,775	16,787
1102 Treasury securities, unamortized discount (-)/premium (+) .....	-21,297	-2,101
1106 Receivables, net .....	52	120
1206 Non-Federal assets: Receivables, net .....	153	187
1601 Direct loans, gross .....	226	239
1603 Allowance for estimated uncollectible loans and interest (-) .....	-226	-239
1699 Value of assets related to direct loans .....		
Other Federal assets:		
1801 Cash and other monetary assets .....	50	203
1803 Property, plant and equipment, net .....	40	33
1901 Other assets .....		81
1999 Total assets .....	14,774	15,310
<b>LIABILITIES:</b>		
Non-Federal liabilities:		
2201 Accounts payable .....	396	447
2206 Pension and other actuarial liabilities .....	28,443	26,014
2999 Total liabilities .....	28,839	26,461
<b>NET POSITION:</b>		
3300 Cumulative results of operations .....	-14,065	-11,151
3999 Total net position .....	-14,065	-11,151
4999 Total liabilities and net position .....	14,774	15,310

**Object Classification** (in millions of dollars)

Identification code 16-4204-0-3-601	2008 actual	2009 est.	2010 est.
Reimbursable obligations:			
Personnel compensation:			
11.1 Full-time permanent .....	81	82	110
11.3 Other than full-time permanent .....	1	2	1
11.5 Other personnel compensation .....	1	2	5
11.9 Total personnel compensation .....	83	86	116
12.1 Civilian personnel benefits .....	21	22	28
21.0 Travel and transportation of persons .....	1	2	2
22.0 Transportation of things .....		1	

23.2 Rental payments to others .....	22	28	28
23.3 Communications, utilities, and miscellaneous charges .....	5	6	6
24.0 Printing and reproduction .....	1		1
25.1 Advisory and assistance services .....		83	
25.2 Other services .....	263	203	270
25.3 Other purchases of goods and services from Government accounts .....	2	2	1
26.0 Supplies and materials .....	3	3	3
31.0 Equipment .....	9	9	9
33.0 Investments and loans .....	84	100	101
42.0 Insurance claims and indemnities .....	4,241	4,818	5,823
99.0 Reimbursable obligations .....	4,735	5,363	6,388
99.9 Total new obligations .....	4,735	5,363	6,388

**Employment Summary**

Identification code 16-4204-0-3-601	2008 actual	2009 est.	2010 est.
Reimbursable:			
2001 Civilian full-time equivalent employment .....	858	928	931

**EMPLOYMENT STANDARDS ADMINISTRATION**  
**Federal Funds**

**SALARIES AND EXPENSES**

(INCLUDING [RESCISSION] CANCELLATION)

For necessary expenses for the Employment Standards Administration, including reimbursement to State, Federal, and local agencies and their employees for inspection services rendered, **[\$438,166,000] \$501,332,000**, together with **[\$2,101,000] \$2,124,000** which may be expended from the Special Fund in accordance with sections 39(c), 44(d), and 44(j) of the Longshore and Harbor Workers' Compensation Act: *Provided*, That the Secretary of Labor is authorized to establish and, in accordance with 31 U.S.C 3302, collect and deposit in the Treasury fees for processing applications and issuing certificates under sections 11(d) and 14 of the Fair Labor Standards Act of 1938 and for processing applications and issuing registrations under title I of the Migrant and Seasonal Agricultural Worker Protection Act.

Of the unobligated funds collected pursuant to section 286(v) of the Immigration and Nationality Act, **[\$97,000,000] [are rescinded as of September 30, 2009] \$30,000,000 are hereby permanently cancelled and returned to the General Fund of the Treasury.** (Department of Labor Appropriations Act, 2009.)

**Program and Financing** (in millions of dollars)

Identification code 16-0105-0-1-505	2008 actual	2009 est.	2010 est.
<b>Obligations by program activity:</b>			
00.01 Enforcement of wage and hour standards .....	184	201	238
00.02 Federal contractor EEO standards enforcement .....	81	82	110
00.03 Federal programs for workers' compensation .....	134	135	141
00.04 Program direction and support .....	18	18	18
00.05 Labor-management standards .....	45	45	41
00.06 Recovery Act Enforcement of wage and hour standards .....		7	14
00.07 Recovery Act Federal contractor EEO standards enforcement .....		3	5
00.08 Recovery Act Labor-management standards .....		1	
09.01 Reimbursable program .....	1	3	3
10.00 Total new obligations .....	463	495	570

**Budgetary resources available for obligation:**

21.40 Unobligated balance carried forward, start of year .....	107	42	34
22.00 New budget authority (gross) .....	398	487	587
23.90 Total budgetary resources available for obligation .....	505	529	621
23.95 Total new obligations .....	-463	-495	-570
24.40 Unobligated balance carried forward, end of year .....	42	34	51

**New budget authority (gross), detail:**

<b>Discretionary:</b>			
40.00 Appropriation .....	426	438	501
40.35 Appropriation permanently reduced .....	-7		
40.36 Unobligated balance permanently reduced .....			-30
42.00 Transferred from other accounts .....		30	

SALARIES AND EXPENSES—Continued  
Program and Financing —Continued

Identification code 16-0105-0-1-505		2008 actual	2009 est.	2010 est.
43.00	Appropriation (total discretionary) .....	419	468	471
58.00	Spending authority from offsetting collections: Offsetting collections (cash) .....	36	37	38
	Mandatory:			
60.20	Appropriation (special fund) .....	45	79	78
60.38	Unobligated balance temporarily reduced .....	-102	-97	.....
62.50	Appropriation (total mandatory) .....	-57	-18	78
70.00	Total new budget authority (gross) .....	398	487	587
<b>Change in obligated balances:</b>				
72.40	Obligated balance, start of year .....	67	70	60
73.10	Total new obligations .....	463	495	570
73.20	Total outlays (gross) .....	-456	-505	-600
73.40	Adjustments in expired accounts (net) .....	-4	.....	.....
74.40	Obligated balance, end of year .....	70	60	30
<b>Outlays (gross), detail:</b>				
86.90	Outlays from new discretionary authority .....	400	454	492
86.93	Outlays from discretionary balances .....	48	40	52
86.97	Outlays from new mandatory authority .....	8	11	45
86.98	Outlays from mandatory balances .....	.....	.....	11
87.00	Total outlays (gross) .....	456	505	600
<b>Offsets:</b>				
Against gross budget authority and outlays:				
Offsetting collections (cash) from:				
88.00	Federal sources .....	-37	-35	-36
88.40	Non-Federal sources .....	.....	-2	-2
88.90	Total, offsetting collections (cash) .....	-37	-37	-38
Against gross budget authority only:				
88.96	Portion of offsetting collections (cash) credited to expired accounts .....	1	.....	.....
<b>Net budget authority and outlays:</b>				
89.00	Budget authority .....	362	450	549
90.00	Outlays .....	419	468	562

**Enforcement of wage and hour standards.**—The Wage and Hour Division works to obtain and encourage compliance with the minimum wage, overtime, child labor, and other employment standards under the Fair Labor Standards Act (FLSA), the Migrant and Seasonal Agricultural Worker Protection Act (MSPA), the Family and Medical Leave Act, certain provisions of the Immigration and Nationality Act (INA), the wage garnishment provisions in Title III of the Consumer Credit Protection Act, and the Employee Polygraph Protection Act. Prevailing wages are determined and employment standards are also enforced under various Government contract wage standards. In 2010, approximately 300,000 persons are expected to be aided under the FLSA through securing agreements with firms to pay back wages owed to their workers. In government contract compliance actions, about 35,000 persons will be aided through securing agreements to pay wages owed to workers. Under MSPA, approximately 1,400 investigations will be completed. In the course of all on-site investigations, investigators will routinely check for employer compliance with child labor standards, and over 1,300 targeted child labor investigations will be conducted. In all "directed" (non-complaint) investigations, investigators will also routinely check for compliance with the employment eligibility verification record-keeping requirements of the INA.

**Federal contractor equal employment opportunity (EEO) standards enforcement.**—The Office of Federal Contract Compliance Programs (OFCCP) enforces equal employment opportunity and nondiscrimination requirements of Federal contractors and subcontractors. In particular, OFCCP enforces: Executive Order 11246, which prohibits employment discrimination on the basis

of race, sex, religion, color, and national origin; Section 503 of the Rehabilitation Act of 1973 and the Americans with Disabilities Act of 1990 (through a memorandum of understanding with the Equal Employment Opportunity Commission), which prohibit employment discrimination against individuals with disabilities; and the Vietnam Era Veterans Readjustment Assistance Act of 1974, as amended, which prohibits employment discrimination against certain protected veterans. OFCCP programs cover close to 100,000 work-sites with a total workforce of 12 million persons. OFCCP monitors contractors' compliance through compliance evaluations, with a focus on systemic discrimination cases, and reporting requirements. In 2010, approximately 2,500,000 individuals will be covered through 5,000 compliance evaluations, 175 complaint investigations, and 2,400 other compliance actions. OFCCP also ensures that Federal contractors and subcontractors are provided linkages to recruitment sources for hiring and advancement of minorities, women, protected veterans and individuals with disabilities, and will conduct 600 compliance assistance events in FY 2010. OFCCP also honors Federal contractors and other organizations through the Secretary of Labor Opportunity Awards and the EVE/EPIC program for their outstanding compliance initiatives.

**Labor-management standards.**—The Office of Labor-Management Standards (OLMS) receives and discloses reports of unions and others in accordance with the Labor Management Reporting and Disclosure Act (LMRDA), including union financial reports; audits union financial records and investigates possible embezzlements of union funds; conducts union officer election investigations; supervises reruns of union officer elections pursuant to voluntary settlements or after court determinations that elections were not conducted in accordance with the LMRDA; and administers the statutory program to certify employee protection provisions under various Federally-sponsored transportation programs. In 2010, OLMS plans continued efforts to advance union transparency and financial integrity protections, primarily through union audits and compliance assistance efforts. OLMS will ensure that grants are processed in a timely manner providing requisite protection to employees against adverse impacts as a result of federal assistance.

**Federal programs for workers' compensation.**—The Office of Workers' Compensation Programs (OWCP) administers the Federal Employees' Compensation Act, the Longshore and Harbor Workers' Compensation Act, the Energy Employees Occupational Illness Compensation Program Act, and the Black Lung Benefits Act. These programs ensure that eligible disabled and injured workers or their survivors receive compensation and medical benefits and a range of services including rehabilitation, supervision of medical care, and technical and advisory counseling to which they are entitled.

**Program direction and support.**—The Program Direction and Support (PDS) activity provides centralized leadership, policy, coordination, and essential administrative support in the areas of human resources, information technology; budget and financial management; strategic planning; performance reporting; legislative and regulatory analysis; employee safety and health; labor relations; equal employment opportunity enforcement, and general support services to all Employment Standards Administration program components.

Object Classification (in millions of dollars)

Identification code 16-0105-0-1-505		2008 actual	2009 est.	2010 est.
Direct obligations:				
Personnel compensation:				
11.1	Full-time permanent .....	247	261	305
11.3	Other than full-time permanent .....	4	4	3

11.5	Other personnel compensation .....	8	9	7
11.9	Total personnel compensation .....	259	274	315
12.1	Civilian personnel benefits .....	70	78	80
21.0	Travel and transportation of persons .....	7	8	12
23.1	Rental payments to GSA .....	27	29	32
23.2	Rental payments to others .....	1	1	1
23.3	Communications, utilities, and miscellaneous charges .....	5	6	7
24.0	Printing and reproduction .....	1	1	1
25.1	Advisory and assistance services .....	3	2	4
25.2	Other services .....	5	7	7
25.3	Other purchases of goods and services from Government accounts .....	42	46	61
25.7	Operation and maintenance of equipment .....	34	33	40
26.0	Supplies and materials .....	3	3	3
31.0	Equipment .....	5	4	4
99.0	Direct obligations .....	462	492	567
99.0	Reimbursable obligations .....	1	3	3
99.9	Total new obligations .....	463	495	570

**Employment Summary**

Identification code 16-0105-0-1-505	2008 actual	2009 est.	2010 est.
Direct:			
1001 Civilian full-time equivalent employment .....	3,233	3,350	3,962

**SPECIAL BENEFITS**

(INCLUDING TRANSFER OF FUNDS)

For the payment of compensation, benefits, and expenses (except administrative expenses) accruing during the current or any prior fiscal year authorized by 5 U.S.C. 81; continuation of benefits as provided for under the heading "Civilian War Benefits" in the Federal Security Agency Appropriation Act, 1947; the Employees' Compensation Commission Appropriation Act, 1944; sections 4(c) and 5(f) of the War Claims Act of 1948; and 50 percent of the additional compensation and benefits required by section 10(h) of the Longshore and Harbor Workers' Compensation Act, **[\$163,000,000] \$187,000,000**, together with such amounts as may be necessary to be charged to the subsequent year appropriation for the payment of compensation and other benefits for any period subsequent to August 15 of the current year: *Provided*, That amounts appropriated may be used under 5 U.S.C. 8104, by the Secretary of Labor to reimburse an employer, who is not the employer at the time of injury, for portions of the salary of a reemployed, disabled beneficiary: *Provided further*, That balances of reimbursements unobligated on September 30, **[2008] 2009**, shall remain available until expended for the payment of compensation, benefits, and expenses: *Provided further*, That in addition there shall be transferred to this appropriation from the Postal Service and from any other corporation or instrumentality required under 5 U.S.C. 8147(c) to pay an amount for its fair share of the cost of administration, such sums as the Secretary determines to be the cost of administration for employees of such fair share entities through September 30, **[2009] 2010**: *Provided further*, That of those funds transferred to this account from the fair share entities to pay the cost of administration of the Federal Employees' Compensation Act, **[\$52,720,000] \$58,120,000** shall be made available to the Secretary as follows:

- (1) For enhancement and maintenance of automated data processing systems and telecommunications systems, **[\$15,068,000] \$19,968,000**;
- (2) For automated workload processing operations, including document imaging, centralized mail intake, and medical bill processing, **[\$23,273,000] \$23,323,000**;
- (3) For periodic roll management and medical review, **[\$14,379,000] \$14,829,000**; and
- (4) The remaining funds shall be paid into the Treasury as miscellaneous receipts:

*Provided further*, That the Secretary may require that any person filing a notice of injury or a claim for benefits under 5 U.S.C. 81, or the Longshore and Harbor Workers' Compensation Act, provide as part of such notice and claim, such identifying information (including Social Security account number) as such regulations may prescribe. (*Department of Labor Appropriations Act, 2009.*)

**Program and Financing** (in millions of dollars)

Identification code 16-1521-0-1-600	2008 actual	2009 est.	2010 est.
<b>Obligations by program activity:</b>			
00.01 Longshore and harbor workers' compensation benefits .....	2	3	3
00.02 Federal Employees' Compensation Act benefits .....	200	160	184
09.01 Federal Employees' Compensation Act benefits .....	2,458	2,519	2,573
09.02 FECA Fair Share (administrative expenses) .....	53	52	58
10.00 Total new obligations .....	2,713	2,734	2,818
<b>Budgetary resources available for obligation:</b>			
21.40 Unobligated balance carried forward, start of year .....	1,487	1,622	1,620
22.00 New budget authority (gross) .....	2,847	2,732	2,882
22.10 Resources available from recoveries of prior year obligations .....	1		
23.90 Total budgetary resources available for obligation .....	4,335	4,354	4,502
23.95 Total new obligations .....	-2,713	-2,734	-2,818
24.40 Unobligated balance carried forward, end of year .....	1,622	1,620	1,684

**New budget authority (gross), detail:**

<b>Mandatory:</b>			
60.00 Appropriation .....	203	163	187
69.00 Offsetting collections (cash) .....	2,645	2,569	2,695
69.10 Change in uncollected customer payments from Federal sources (unexpired) .....	-1		
69.90 Spending authority from offsetting collections (total mandatory) .....	2,644	2,569	2,695
70.00 Total new budget authority (gross) .....	2,847	2,732	2,882

**Change in obligated balances:**

72.40 Obligated balance, start of year .....	88	101	103
73.10 Total new obligations .....	2,713	2,734	2,818
73.20 Total outlays (gross) .....	-2,700	-2,732	-2,882
73.45 Recoveries of prior year obligations .....	-1		
74.00 Change in uncollected customer payments from Federal sources (unexpired) .....	1		
74.40 Obligated balance, end of year .....	101	103	39

**Outlays (gross), detail:**

86.97 Outlays from new mandatory authority .....	1,213	1,113	1,266
86.98 Outlays from mandatory balances .....	1,487	1,619	1,616
87.00 Total outlays (gross) .....	2,700	2,732	2,882

**Offsets:**

<b>Against gross budget authority and outlays:</b>			
88.00 Offsetting collections (cash) from: Federal sources .....	-2,645	-2,569	-2,695
<b>Against gross budget authority only:</b>			
88.95 Change in uncollected customer payments from Federal sources (unexpired) .....	1		

**Net budget authority and outlays:**

89.00 Budget authority .....	203	163	187
90.00 Outlays .....	55	163	187

**Federal Employees' Compensation Act benefits.**—The Federal Employees' Compensation Act program provides monetary and medical benefits to Federal workers who sustain work-related injury or disease. Not all benefits are paid by the program, since the first 45 days of disability are usually covered by keeping injured workers in pay status with their employing agencies (the continuation-of-pay period). In 2010, 131,000 injured Federal workers or their survivors are projected to file claims; 49,000 are projected to receive long-term wage replacement benefits for job-related injuries, diseases, or deaths. Most of the costs of this account are charged back to the beneficiaries' employing agencies.

**FEDERAL EMPLOYEES' COMPENSATION WORKLOAD**

	2008 actual	2009 est.	2010 est.
Wage-loss claims received .....	19,187	19,000	19,000
Number of compensation and medical payments processed .....	6,042,337	6,000,000	6,000,000
Cases received .....	134,436	131,000	131,000
Periodic payment cases .....	50,263	50,000	49,000

**Longshore and harbor workers' compensation benefits.**—Under the Longshore and Harbor Workers' Compensation Act, as

## SPECIAL BENEFITS—Continued

amended, the Federal Government pays from direct appropriations one-half of the increased benefits provided by the amendments for persons on the rolls prior to 1972. The remainder is provided from the special fund which is financed by private employers, and is assessed at the beginning of each calendar year for their proportionate share of these payments.

## Object Classification (in millions of dollars)

Identification code 16-1521-0-1-600	2008 actual	2009 est.	2010 est.
42.0 Direct obligations: Insurance claims and indemnities	202	163	187
99.0 Reimbursable obligations	2,511	2,571	2,631
99.9 Total new obligations	2,713	2,734	2,818

## Employment Summary

Identification code 16-1521-0-1-600	2008 actual	2009 est.	2010 est.
Reimbursable:			
2001 Civilian full-time equivalent employment	121	127	127

## ENERGY EMPLOYEES OCCUPATIONAL ILLNESS COMPENSATION FUND

## Program and Financing (in millions of dollars)

Identification code 16-1523-0-1-053	2008 actual	2009 est.	2010 est.
<b>Obligations by program activity:</b>			
00.01 Part B benefits	525	490	402
00.02 Part E benefits	466	526	472
00.03 RECA section 5 benefits	46	56	51
00.04 RECA supplemental benefits (Part B)	36	29	26
10.00 Total new obligations (object class 42.0)	1,073	1,101	951

<b>Budgetary resources available for obligation:</b>			
21.40 Unobligated balance carried forward, start of year	29	101	
22.00 New budget authority (gross)	1,145	1,000	951
23.90 Total budgetary resources available for obligation	1,174	1,101	951
23.95 Total new obligations	-1,073	-1,101	-951
24.40 Unobligated balance carried forward, end of year	101		

<b>New budget authority (gross), detail:</b>			
Mandatory:			
60.00 Appropriation	1,141	997	948
69.00 Offsetting collections (cash)	4	3	3
70.00 Total new budget authority (gross)	1,145	1,000	951

<b>Change in obligated balances:</b>			
72.40 Obligated balance, start of year	24	25	126
73.10 Total new obligations	1,073	1,101	951
73.20 Total outlays (gross)	-1,072	-1,000	-951
74.40 Obligated balance, end of year	25	126	126

<b>Outlays (gross), detail:</b>			
86.97 Outlays from new mandatory authority	1,072	1,000	951

<b>Offsets:</b>			
Against gross budget authority and outlays:			
88.20 Offsetting collections (cash) from: Interest on Federal securities	-4	-3	-3

<b>Net budget authority and outlays:</b>			
89.00 Budget authority	1,141	997	948
90.00 Outlays	1,068	997	948

<b>Memorandum (non-add) entries:</b>			
92.01 Total investments, start of year: Federal securities: Par value	53	125	
92.02 Total investments, end of year: Federal securities: Par value	125		

*Energy Employees' Compensation Act benefits.*—The Department of Labor is delegated responsibility to adjudicate and administer claims for benefits under the Energy Employees Occupational Illness Compensation Program Act of 2000 (EEOICPA). In July 2001, the program began accepting claims from employees or survivors of employees of the Department of Energy (DOE) and of private companies under contract with DOE who suffer from a radiation-related cancer, beryllium-related disease, or chronic silicosis as a result of their work in producing or testing nuclear weapons. The Act authorizes a lump-sum payment of \$150,000 and reimbursement of medical expenses.

The Ronald Reagan National Defense Authorization Act of 2005 (P.L. 108-767) amended EEOICPA, giving DOL responsibility for a new program (Part E) to pay workers' compensation benefits to DOE contractors and their families for illness and death arising from toxic exposures in DOE's nuclear weapons complex. This law also provides compensation for uranium workers covered under section 5 of the Radiation Exposure Compensation Act. Benefit payments under Part E began in 2005.

## ADMINISTRATIVE EXPENSES, ENERGY EMPLOYEES OCCUPATIONAL ILLNESS COMPENSATION FUND

For necessary expenses to administer the Energy Employees Occupational Illness Compensation Program Act, **[\$49,654,000]** \$51,197,000, to remain available until expended: *Provided*, That the Secretary of Labor may require that any person filing a claim for benefits under the Act provide as part of such claim, such identifying information (including Social Security account number) as may be prescribed. (*Department of Labor Appropriations Act, 2009.*)

## Program and Financing (in millions of dollars)

Identification code 16-1524-0-1-053	2008 actual	2009 est.	2010 est.
<b>Obligations by program activity:</b>			
00.02 Department of Labor	51	50	51
00.03 Department of Health and Human Services	56	7	
00.04 Department of Labor (Part E)	56	59	60
10.00 Total new obligations	163	116	111

<b>Budgetary resources available for obligation:</b>			
21.40 Unobligated balance carried forward, start of year	5	3	3
22.00 New budget authority (gross)	159	116	111
22.10 Resources available from recoveries of prior year obligations	2		
23.90 Total budgetary resources available for obligation	166	119	114
23.95 Total new obligations	-163	-116	-111
24.40 Unobligated balance carried forward, end of year	3	3	3

<b>New budget authority (gross), detail:</b>			
Mandatory:			
60.00 Appropriation (Part B)	105	57	51
60.00 Appropriation (Part E)	54	59	60
62.50 Appropriation (total mandatory)	159	116	111

<b>Change in obligated balances:</b>			
72.40 Obligated balance, start of year	59	44	44
73.10 Total new obligations	163	116	111
73.20 Total outlays (gross)	-176	-116	-111
73.45 Recoveries of prior year obligations	-2		
74.40 Obligated balance, end of year	44	44	44

<b>Outlays (gross), detail:</b>			
86.97 Outlays from new mandatory authority	131	116	111
86.98 Outlays from mandatory balances	45		
87.00 Total outlays (gross)	176	116	111

<b>Net budget authority and outlays:</b>			
89.00 Budget authority	159	116	111
90.00 Outlays	176	116	111



*Energy Employees Occupational Illness Compensation Program Act of 2000 (EEOICPA) administration.*—Under Executive Order 13179 the Secretary of Labor is assigned primary responsibility for administering the EEOICPA program, while other responsibilities have been delegated to the Departments of Health and Human Services (HHS), Energy (DOE), and Justice (DOJ). The Office of Workers' Compensation Programs (OWCP) in the Department of Labor (DOL) is responsible for claims adjudication, and award and payment of compensation and medical benefits. DOL's Office of the Solicitor provides legal support and represents the Department in claimant appeals of OWCP decisions. HHS is responsible for developing individual dose reconstructions to estimate occupational radiation exposure, and developing regulations to guide DOL's determination of whether an individual's cancer was caused by radiation exposure at a DOE or atomic weapons facility. DOE is responsible for providing exposure histories at employment facilities covered under the Act, and other employment information. DOJ assists claimants who have been awarded compensation under the Radiation Exposure Compensation Act to file for additional compensation, including medical benefits, under EEOICPA.

The Ronald Reagan National Defense Authorization Act of 2005 (P.L. 108-767) amended EEOICPA, giving DOL responsibility for a new program (Part E) to pay workers' compensation benefits to DOE contractors and their families for illness and death arising from toxic exposures in DOE's nuclear weapons complex. This law also provides compensation for uranium workers covered by the Radiation Exposure Compensation Act. Administrative expenses for Part E are covered through indefinite, mandatory appropriations provided in P.L. 108-767.

**Object Classification** (in millions of dollars)

Identification code 16-1524-0-1-053	2008 actual	2009 est.	2010 est.
<b>Direct obligations:</b>			
<b>Personnel compensation:</b>			
11.1 Full-time permanent .....	39	42	45
11.5 Other personnel compensation .....	2	2	3
11.9 Total personnel compensation .....	41	44	48
12.1 Civilian personnel benefits .....	11	12	14
21.0 Travel and transportation of persons .....	1	1	1
23.1 Rental payments to GSA .....	6	6	6
23.3 Communications, utilities, and miscellaneous charges .....	1	1	1
25.2 Other services .....	20	18	16
25.3 Other purchases of goods and services from Government accounts .....	71	23	14
25.7 Operation and maintenance of equipment .....	10	9	9
26.0 Supplies and materials .....	1	1	1
31.0 Equipment .....	1	1	1
99.9 Total new obligations .....	163	116	111

**Employment Summary**

Identification code 16-1524-0-1-053	2008 actual	2009 est.	2010 est.
<b>Direct:</b>			
1001 Civilian full-time equivalent employment .....	544	598	598

**SPECIAL BENEFITS FOR DISABLED COAL MINERS**

For carrying out title IV of the Federal Mine Safety and Health Act of 1977, as amended by Public Law 107-272, **[\$188,130,000]** \$169,180,000, to remain available until expended.

For making after July 31 of the current fiscal year, benefit payments to individuals under title IV of such Act, for costs incurred in the current fiscal year, such amounts as may be necessary.

For making benefit payments under title IV for the first quarter of fiscal year **[2010]** 2011, **[\$56,000,000]** \$45,000,000, to remain available until expended. (*Department of Labor Appropriations Act, 2009.*)

**Program and Financing** (in millions of dollars)

Identification code 16-0169-0-1-601	2008 actual	2009 est.	2010 est.
<b>Obligations by program activity:</b>			
00.01 Benefits .....	258	245	220
00.02 Administration .....	5	5	5
10.00 Total new obligations .....	263	250	225
<b>Budgetary resources available for obligation:</b>			
21.40 Unobligated balance carried forward, start of year .....	43	56	56
22.00 New budget authority (gross) .....	276	250	225
23.90 Total budgetary resources available for obligation .....	319	306	281
23.95 Total new obligations .....	-263	-250	-225
24.40 Unobligated balance carried forward, end of year .....	56	56	56
<b>New budget authority (gross), detail:</b>			
<b>Mandatory:</b>			
60.00 Appropriation .....	208	188	169
65.00 Advance appropriation .....	68	62	56
70.00 Total new budget authority (gross) .....	276	250	225
<b>Change in obligated balances:</b>			
72.40 Obligated balance, start of year .....	25	24	24
73.10 Total new obligations .....	263	250	225
73.20 Total outlays (gross) .....	-264	-250	-225
74.40 Obligated balance, end of year .....	24	24	24
<b>Outlays (gross), detail:</b>			
86.97 Outlays from new mandatory authority .....	264	250	225
<b>Net budget authority and outlays:</b>			
89.00 Budget authority .....	276	250	225
90.00 Outlays .....	264	250	225

Title IV of the Federal Mine Safety and Health Act authorizes monthly benefits to coal miners disabled from coal workers' pneumoconiosis (black lung) and to their widows and certain other dependents. Part B of the Act assigned the processing and paying of claims filed between December 30, 1969 (when the program originated) and June 30, 1973 to the Social Security Administration (SSA). P.L. 107-275 transferred Part B claims processing and payment operations from SSA to the Department of Labor's Employment Standards Administration, Office of Workers' Compensation Programs. This change was implemented on October 1, 2003.

**Object Classification** (in millions of dollars)

Identification code 16-0169-0-1-601	2008 actual	2009 est.	2010 est.
<b>Direct obligations:</b>			
11.1 Personnel compensation: Full-time permanent .....	2	2	2
25.2 Other services .....	3	3	3
42.0 Insurance claims and indemnities .....	258	245	220
99.9 Total new obligations .....	263	250	225

**Employment Summary**

Identification code 16-0169-0-1-601	2008 actual	2009 est.	2010 est.
<b>Direct:</b>			
1001 Civilian full-time equivalent employment .....	16	17	17

## PANAMA CANAL COMMISSION COMPENSATION FUND

## Special and Trust Fund Receipts (in millions of dollars)

Identification code 16-5155-0-2-602	2008 actual	2009 est.	2010 est.
01.00 Balance, start of year .....	1	1	1
01.99 Balance, start of year .....	1	1	1
Receipts:			
02.40 Interest on Investments, Panama Canal Commission .....	4	6	6
04.00 Total: Balances and collections .....	5	7	7
Appropriations:			
05.00 Panama Canal Commission Compensation Fund .....	-4	-6	-6
07.99 Balance, end of year .....	1	1	1

## Program and Financing (in millions of dollars)

Identification code 16-5155-0-2-602	2008 actual	2009 est.	2010 est.
<b>Obligations by program activity:</b>			
00.01 Benefits .....	6	6	6
10.00 Total new obligations (object class 42.0) .....	6	6	6
<b>Budgetary resources available for obligation:</b>			
21.40 Unobligated balance carried forward, start of year .....	77	75	75
22.00 New budget authority (gross) .....	4	6	6
23.90 Total budgetary resources available for obligation .....	81	81	81
23.95 Total new obligations .....	-6	-6	-6
24.40 Unobligated balance carried forward, end of year .....	75	75	75

## New budget authority (gross), detail:

Mandatory:			
60.20 Appropriation (special fund) .....	4	6	6

## Change in obligated balances:

73.10 Total new obligations .....	6	6	6
73.20 Total outlays (gross) .....	-6	-6	-6

## Outlays (gross), detail:

86.97 Outlays from new mandatory authority .....	4	6	6
86.98 Outlays from mandatory balances .....	2		
87.00 Total outlays (gross) .....	6	6	6

## Net budget authority and outlays:

89.00 Budget authority .....	4	6	6
90.00 Outlays .....	6	6	6

## Memorandum (non-add) entries:

92.01 Total investments, start of year: Federal securities: Par value .....	77	75	75
92.02 Total investments, end of year: Federal securities: Par value .....	75	75	75

This fund was established to provide for the accumulation of funds to meet the Panama Canal Commission's obligations to defray costs of workers' compensation which will accrue pursuant to the Federal Employees' Compensation Act (FECA). On December 31, 1999, the Commission was dissolved as set forth in the Panama Canal Treaty of 1977; however, the liability of the Commission for payments beyond that date did not end with its termination. The establishment of this fund, into which funds were deposited on a regular basis by the Commission, was in conjunction with the transfer of the administration of the FECA program from the Commission to the Department of Labor, effective January 1, 1989.

## BLACK LUNG DISABILITY TRUST FUND REFINANCING

## Program and Financing (in millions of dollars)

Identification code 16-0329-0-1-601	2008 actual	2009 est.	2010 est.
<b>Obligations by program activity:</b>			
00.01 Direct program activity .....		6,498	
10.00 Total new obligations (object class 43.0) .....		6,498	
<b>Budgetary resources available for obligation:</b>			
22.00 New budget authority (gross) .....		6,498	
23.95 Total new obligations .....		-6,498	
<b>New budget authority (gross), detail:</b>			
Mandatory:			
60.00 Appropriation .....		6,498	
<b>Change in obligated balances:</b>			
73.10 Total new obligations .....		6,498	
73.20 Total outlays (gross) .....		-6,498	
<b>Outlays (gross), detail:</b>			
86.97 Outlays from new mandatory authority .....		6,498	
<b>Net budget authority and outlays:</b>			
89.00 Budget authority .....		6,498	
90.00 Outlays .....		6,498	

## Trust Funds

## BLACK LUNG DISABILITY TRUST FUND

## (INCLUDING TRANSFER OF FUNDS)

In fiscal year [2009 and thereafter] 2010, such sums as may be necessary from the Black Lung Disability Trust Fund ("Fund"), to remain available until expended, for payment of all benefits authorized by section 9501(d)(1), (2), (4), and (7) of the Internal Revenue Code of 1954; and interest on advances, as authorized by section 9501(c)(2) of that Act. In addition, the following amounts may be expended from the Fund for fiscal year [2009] 2010 for expenses of operation and administration of the Black Lung Benefits program, as authorized by section 9501(d)(5): not to exceed [\$32,308,000] \$32,720,000 for transfer to the Employment Standards Administration "Salaries and Expenses"; not to exceed [\$24,694,000] \$25,091,000 for transfer to Departmental Management, "Salaries and Expenses"; not to exceed [\$325,000] \$327,000 for transfer to Departmental Management, "Office of Inspector General"; and not to exceed \$356,000 for payments into miscellaneous receipts for the expenses of the Department of the Treasury. (*Department of Labor Appropriations Act, 2009.*)

## Special and Trust Fund Receipts (in millions of dollars)

Identification code 20-8144-0-7-601	2008 actual	2009 est.	2010 est.
01.00 Balance, start of year .....	47	61	120
01.99 Balance, start of year .....	47	61	120
Receipts:			
02.00 Transfer from General Fund, Black Lung Benefits Revenue Act Taxes .....	653	371	670
02.20 Miscellaneous Interest, Black Lung Disability Trust Fund .....	1	2	2
02.40 Payment from the General Fund for Prepayment Premium, Black Lung Disability Trust Fund .....		6,497	
02.99 Total receipts and collections .....	654	6,870	672
04.00 Total: Balances and collections .....	701	6,931	792
Appropriations:			
05.00 Black Lung Disability Trust Fund .....	-654	-58	-60
05.01 Black Lung Disability Trust Fund .....		-255	-242
05.02 Black Lung Disability Trust Fund .....		-6,498	
05.03 Black Lung Disability Trust Fund .....	14		
05.99 Total appropriations .....	-640	-6,811	-302
07.99 Balance, end of year .....	61	120	490

**Program and Financing** (in millions of dollars)

Identification code 20-8144-0-7-601	2008 actual	2009 est.	2010 est.
<b>Obligations by program activity:</b>			
00.01 Disabled coal miners benefits .....	269	255	242
00.02 Administrative expenses .....	58	58	58
00.03 Interest on advances .....	739	14	.....
00.04 Excess of Proceeds from Debt Obligations (Premium) .....	.....	2,496	.....
10.00 Total new obligations .....	1,066	2,823	300
<b>Budgetary resources available for obligation:</b>			
21.40 Unobligated balance carried forward, start of year .....	3	2	2
21.45 Adjustments to unobligated balance carried forward, start of year .....	-1	.....	.....
22.00 New budget authority (gross) .....	1,066	2,823	302
23.90 Total budgetary resources available for obligation .....	1,068	2,825	304
23.95 Total new obligations .....	-1,066	-2,823	-300
24.40 Unobligated balance carried forward, end of year .....	2	2	4
<b>New budget authority (gross), detail:</b>			
Mandatory:			
60.26 Appropriation (trust fund, definite) .....	654	58	60
60.26 Appropriation (trust fund, indefinite) .....	.....	255	242
60.26 Appropriation (trust fund) .....	.....	6,498	.....
60.45 Portion precluded from obligation .....	-14	.....	.....
60.47 Portion applied to repay debt .....	.....	-3,988	.....
62.50 Appropriation (total mandatory) .....	640	2,823	302
67.10 Authority to borrow .....	426	6,496	.....
67.35 Portion used to repay outstanding borrowing .....	.....	-6,496	.....
67.90 Authority to borrow (total mandatory) .....	426	.....	.....
70.00 Total new budget authority (gross) .....	1,066	2,823	302
<b>Change in obligated balances:</b>			
73.10 Total new obligations .....	1,066	2,823	300
73.20 Total outlays (gross) .....	-1,066	-2,823	-302
<b>Outlays (gross), detail:</b>			
86.97 Outlays from new mandatory authority .....	1,066	2,823	302
<b>Net budget authority and outlays:</b>			
89.00 Budget authority .....	1,066	2,823	302
90.00 Outlays .....	1,066	2,823	302

The trust fund consists of all moneys collected from the coal mine industry under the provisions of the Black Lung Benefits Revenue Act of 1981, as amended by the Consolidated Omnibus Budget Reconciliation Act of 1985, in the form of an excise tax on mined coal. These moneys are expended to pay compensation, medical, and survivor benefits to eligible miners and their survivors, where mine employment terminated prior to 1970 or where no mine operator can be assigned liability. In addition, the fund pays all administrative costs incurred in the operation of Part C of the Black Lung program. The fund is administered jointly by the Secretaries of Labor, Treasury, and Health and Human Services. The Emergency Economic Stabilization Act of 2008, enacted on October 3, 2008, authorized restructuring of the Black Lung Disability Trust Fund (BLDTF) debt by (1) extending the current coal excise tax rates of \$1.10 per ton on underground-mined coal and \$0.55 per ton on surface-mined coal until December 31, 2018; (2) providing a one-time appropriation for the BLDTF to repay the market value of parts of the outstanding repayable advances and accrued interest; and (3) refinancing the remainder of the outstanding debt through the issuance of zero-coupon bonds, to be retired using the BLDTF's annual operating surplus until all of its remaining obligations have been paid.

**BLACK LUNG DISABILITY TRUST FUND WORKLOAD**

	2008 actual	2009 est.	2010 est.
Claims received .....	4,270	4,700	4,600
Claims in payment status .....	37,815	34,535	31,525
Medical benefits only recipients .....	2,823	2,360	1,975

**Status of Funds** (in millions of dollars)

Identification code 20-8144-0-7-601	2008 actual	2009 est.	2010 est.
Unexpended balance, start of year:			
0100 Balance, start of year .....	-9,980	-10,393	-6,346
0120 Black Lung Disability Trust Fund [012-15-8144-0] .....	-1	.....	.....
0199 Total balance, start of year .....	-9,981	-10,393	-6,346
Cash income during the year:			
Current law:			
Receipts:			
1200 Transfer from General Fund, Black Lung Benefits Revenue Act Taxes .....	653	371	670
Offsetting receipts (proprietary):			
1220 Miscellaneous Interest, Black Lung Disability Trust Fund .....	1	2	2
Offsetting receipts (intragovernmental):			
1240 Payment from the General Fund for Prepayment Premium, Black Lung Disability Trust Fund .....	.....	6,497	.....
1299 Income under present law .....	654	6,870	672
3299 Total cash income .....	654	6,870	672
Cash outgo during year:			
Current law:			
4500 Black Lung Disability Trust Fund .....	-1,066	-2,823	-302
4599 Outgo under current law (-) .....	-1,066	-2,823	-302
6599 Total cash outgo (-) .....	-1,066	-2,823	-302
7650 Other adjustments, net .....	.....	-3,988	.....
Manual Adjustments:			
7691 Adjustment for Debt Refinancing .....	.....	3,988	.....
7699 Total adjustments .....	.....	.....	.....
Unexpended balance, end of year:			
8700 Uninvested balance (net), end of year .....	-10,393	-6,346	-5,976
8799 Total balance, end of year .....	-10,393	-6,346	-5,976

**Object Classification** (in millions of dollars)

Identification code 20-8144-0-7-601	2008 actual	2009 est.	2010 est.
Direct obligations:			
25.2 Other services .....	.....	2,496	.....
25.3 Other purchases of goods and services from Government accounts .....	58	58	58
42.0 Insurance claims and indemnities .....	269	255	242
43.0 Interest and dividends .....	739	14	.....
99.9 Total new obligations .....	1,066	2,823	300

**SPECIAL WORKERS' COMPENSATION EXPENSES****Special and Trust Fund Receipts** (in millions of dollars)

Identification code 16-9971-0-7-601	2008 actual	2009 est.	2010 est.
01.00 Balance, start of year .....	74	74	84
01.99 Balance, start of year .....	74	74	84
Receipts:			
02.00 Longshoremen's & Harbor Workers Compensation Act, Receipts, Special Workers' .....	121	135	134
02.01 Workmen's Compensation Act within District of Columbia, Receipts, Special Workers' .....	9	11	10
02.40 Interest, Special Worker's Compensation Expenses .....	1	3	3
02.99 Total receipts and collections .....	131	149	147
04.00 Total: Balances and collections .....	205	223	231
Appropriations:			
05.00 Special Workers' Compensation Expenses .....	-2	-2	-2
05.01 Special Workers' Compensation Expenses .....	-129	-137	-137
05.99 Total appropriations .....	-131	-139	-139
07.99 Balance, end of year .....	74	84	92

**Program and Financing** (in millions of dollars)

Identification code 16-9971-0-7-601	2008 actual	2009 est.	2010 est.
<b>Obligations by program activity:</b>			
00.01 Longshore and Harbor Workers' Compensation Act, as amended .....	131	129	129

SPECIAL WORKERS' COMPENSATION EXPENSES—Continued  
Program and Financing —Continued

Identification code 16-9971-0-7-601	2008 actual	2009 est.	2010 est.
00.02 District of Columbia Compensation Act .....	10	10	10
10.00 Total new obligations .....	141	139	139
<b>Budgetary resources available for obligation:</b>			
21.40 Unobligated balance carried forward, start of year .....	73	63	63
22.00 New budget authority (gross) .....	131	139	139
23.90 Total budgetary resources available for obligation .....	204	202	202
23.95 Total new obligations .....	-141	-139	-139
24.40 Unobligated balance carried forward, end of year .....	63	63	63
<b>New budget authority (gross), detail:</b>			
Discretionary:			
40.26 Appropriation (trust fund) .....	2	2	2
Mandatory:			
60.26 Appropriation (trust fund) .....	129	137	137
70.00 Total new budget authority (gross) .....	131	139	139
<b>Change in obligated balances:</b>			
72.40 Obligated balance, start of year .....	4	5	3
73.10 Total new obligations .....	141	139	139
73.20 Total outlays (gross) .....	-140	-141	-141
74.40 Obligated balance, end of year .....	5	3	1
<b>Outlays (gross), detail:</b>			
86.90 Outlays from new discretionary authority .....	2	2	2
86.97 Outlays from new mandatory authority .....	65	64	61
86.98 Outlays from mandatory balances .....	73	75	78
87.00 Total outlays (gross) .....	140	141	141
<b>Net budget authority and outlays:</b>			
89.00 Budget authority .....	131	139	139
90.00 Outlays .....	140	141	141
<b>Memorandum (non-add) entries:</b>			
92.01 Total investments, start of year: Federal securities: Par value .....	77	67	77
92.02 Total investments, end of year: Federal securities: Par value .....	67	77	86

The trust funds consist of amounts received from employers for the death of an employee where no person is entitled to compensation for such death, for fines and penalty payments, and pursuant to an annual assessment of the industry, for the general expenses of the fund under the Longshore and Harbor Workers' Compensation Act (LHWCA), as amended.

These trust funds are available for payments of additional compensation for second injuries. When a second injury is combined with a previous disability and results in increased permanent partial disability, permanent total disability, or death, the employer's liability for benefits is limited to a specified period of compensation payments after which the fund provides continuing compensation benefits. In addition, the fund pays one-half of the increased benefits provided under the LHWCA for persons on the rolls prior to 1972. Maintenance payments are made to disabled employees undergoing vocational rehabilitation to enable them to return to remunerative occupations, and the costs of necessary rehabilitation services not otherwise available to disabled workers are defrayed. Payments are made in cases where other circumstances preclude payment by an employer and to provide medical, surgical, and other treatment in disability cases where there has been a default by the insolvency of an uninsured employer.

## Object Classification (in millions of dollars)

Identification code 16-9971-0-7-601	2008 actual	2009 est.	2010 est.
Direct obligations:			
25.3 Other purchases of goods and services from Government accounts .....	2	2	2
42.0 Insurance claims and indemnities .....	139	137	137
99.9 Total new obligations .....	141	139	139

OCCUPATIONAL SAFETY AND HEALTH  
ADMINISTRATION

## Federal Funds

## SALARIES AND EXPENSES

For necessary expenses for the Occupational Safety and Health Administration, **[\$513,042,000] \$563,620,000**, including not to exceed **[\$92,593,000] \$106,393,000** which shall be the maximum amount available for grants to States under section 23(g) of the Occupational Safety and Health Act ("Act"), which grants shall be no less than 50 percent of the costs of State occupational safety and health programs required to be incurred under plans approved by the Secretary of Labor under section 18 of the Act; and, in addition, notwithstanding 31 U.S.C. 3302, the Occupational Safety and Health Administration may retain up to **[\$750,000] \$200,000** per fiscal year of training institute course tuition fees, otherwise authorized by law to be collected, and may utilize such sums for occupational safety and health training and education **[grants]**: *Provided*, That, notwithstanding 31 U.S.C. 3302, the Secretary is authorized, during the fiscal year ending September 30, **[2009] 2010**, to collect and retain fees for services provided to Nationally Recognized Testing Laboratories, and may utilize such sums, in accordance with the provisions of 29 U.S.C. 9a, to administer national and international laboratory recognition programs that ensure the safety of equipment and products used by workers in the workplace: *Provided further*, That none of the funds appropriated under this paragraph shall be obligated or expended to prescribe, issue, administer, or enforce any standard, rule, regulation, or order under the Act which is applicable to any person who is engaged in a farming operation which does not maintain a temporary labor camp and employs 10 or fewer employees: *Provided further*, That no funds appropriated under this paragraph shall be obligated or expended to administer or enforce any standard, rule, regulation, or order under the Act with respect to any employer of 10 or fewer employees who is included within a category having a Days Away, Restricted, or Transferred (DART) occupational injury and illness rate, at the most precise industrial classification code for which such data are published, less than the national average rate as such rates are most recently published by the Secretary, acting through the Bureau of Labor Statistics, in accordance with section 24 of the Act, except—

(1) to provide, as authorized by the Act, consultation, technical assistance, educational and training services, and to conduct surveys and studies;

(2) to conduct an inspection or investigation in response to an employee complaint, to issue a citation for violations found during such inspection, and to assess a penalty for violations which are not corrected within a reasonable abatement period and for any willful violations found;

(3) to take any action authorized by the Act with respect to imminent dangers;

(4) to take any action authorized by the Act with respect to health hazards;

(5) to take any action authorized by the Act with respect to a report of an employment accident which is fatal to one or more employees or which results in hospitalization of two or more employees, and to take any action pursuant to such investigation authorized by the Act; and

(6) to take any action authorized by the Act with respect to complaints of discrimination against employees for exercising rights under the Act: *Provided further*, That the foregoing proviso shall not apply to any person who is engaged in a farming operation which does not maintain a temporary labor camp and employs 10 or fewer employees: *Provided further*, That \$10,000,000 shall be available for Susan Harwood training grants, of which \$3,144,000 shall be used for the Institutional Compet-

ency Building training grants awarded in February 2008, provided that a grantee has demonstrated satisfactory performance: *Provided further*, That such grants shall be awarded not later than 30 days after the date of enactment of this Act. (Department of Labor Appropriations Act, 2009.)

**Program and Financing** (in millions of dollars)

Identification code 16-0400-0-1-554	2008 actual	2009 est.	2010 est.
<b>Obligations by program activity:</b>			
00.01 Safety and health standards .....	17	17	20
00.02 Federal enforcement .....	182	198	227
00.03 State programs .....	90	92	106
00.04 Technical support .....	22	23	26
00.05 Federal compliance assistance .....	71	73	73
00.06 State consultation grants .....	52	55	55
00.07 Training grants .....	10	10	10
00.08 Safety and health statistics .....	31	34	35
00.09 Executive direction and administration .....	11	11	11
00.10 Recovery Act .....		3	7
00.11 Recovery Act - State Grants .....		4	
09.01 Reimbursable program .....	2	2	2
10.00 Total new obligations .....	488	522	572
<b>Budgetary resources available for obligation:</b>			
21.40 Unobligated balance carried forward, start of year .....			7
22.00 New budget authority (gross) .....	488	529	566
23.90 Total budgetary resources available for obligation .....	488	529	573
23.95 Total new obligations .....	-488	-522	-572
24.40 Unobligated balance carried forward, end of year .....		7	1
<b>New budget authority (gross), detail:</b>			
Discretionary:			
40.00 Appropriation .....	495	513	564
40.35 Appropriation permanently reduced .....	-9		
42.00 Transferred from other accounts .....		14	
43.00 Appropriation (total discretionary) .....	486	527	564
58.00 Spending authority from offsetting collections: Offsetting collections (cash) .....	2	2	2
70.00 Total new budget authority (gross) .....	488	529	566
<b>Change in obligated balances:</b>			
72.40 Obligated balance, start of year .....	88	79	85
73.10 Total new obligations .....	488	522	572
73.20 Total outlays (gross) .....	-494	-516	-568
73.40 Adjustments in expired accounts (net) .....	-3		
74.40 Obligated balance, end of year .....	79	85	89
<b>Outlays (gross), detail:</b>			
86.90 Outlays from new discretionary authority .....	433	453	493
86.93 Outlays from discretionary balances .....	61	63	75
87.00 Total outlays (gross) .....	494	516	568
<b>Offsets:</b>			
Against gross budget authority and outlays:			
Offsetting collections (cash) from:			
88.00 Federal sources .....	-2	-1	-1
88.40 Non-Federal sources .....	-1	-1	-1
88.90 Total, offsetting collections (cash) .....	-3	-2	-2
Against gross budget authority only:			
88.96 Portion of offsetting collections (cash) credited to expired accounts .....	1		
<b>Net budget authority and outlays:</b>			
89.00 Budget authority .....	486	527	564
90.00 Outlays .....	491	514	566

*Safety and health standards.*—This activity provides for the development, promulgation, review and evaluation of feasible occupational safety and health standards and guidance. Before any standard is proposed or promulgated, a determination is made that: (1) a significant risk of serious injury or health impairment exists; (2) the standard will reduce this risk; (3) the standard is economically and technologically feasible; and (4) the

standard is economically and technologically feasible when compared with alternative regulatory proposals providing equal levels of protection. Regulatory reform efforts include consensus-based rulemaking, development of common sense regulations, rewriting existing standards so they are understandable to those affected by them, and regulatory and non-regulatory process improvements.

*Federal Enforcement.*—This activity provides for the enforcement of workplace standards promulgated under the Occupational Safety and Health (OSH) Act of 1970, through the physical inspection of worksites, and by fostering the voluntary cooperation of employers and employees. Programs are targeted to the investigation of claims of imminent danger and employee complaints, investigation of fatal and catastrophic accidents, programmed inspections of firms with injury-illness rates that are above the national average, and special emphasis inspections for serious safety and health hazards. OSHA's enforcement strategy ranges from a selective targeting of inspections and related compliance activities to specific high hazard industries and worksites.

*State programs.*—This activity assists states in assuming responsibility for administering occupational safety and health programs under State plans approved by the Secretary. Under section 23 of the OSH Act, grants matching up to fifty percent of total program costs are made to States that meet the Act's criteria for establishing and implementing State programs which are at least as effective as the associated Federal program. State programs, like their Federal counterparts, provide a mix of enforcement, outreach, training and compliance assistance activities.

*Technical support.*—This activity provides specialized technical expertise and advice in support of a wide range of program areas, including construction, standards setting, variance determinations, compliance assistance, and enforcement. Areas of expertise include laboratory accreditation, industrial hygiene, occupational health nursing, occupational medicine, chemical analysis, equipment calibration, safety engineering, environmental impact statements, technical and scientific databases, computer-based outreach products, and emergency preparedness.

*Compliance assistance-Federal.*—This activity supports a range of cooperative programs, training, and outreach that provide compliance assistance in improving workplace safety and health, with particular emphasis on small business. OSHA works with employers and employees through Voluntary Protection Programs that recognize and promote effective safety and health management partnerships that focus on the development of extended cooperative relationships and alliances that commit organizations to collaborative efforts with OSHA. Federal agencies are assisted in implementing and improving their job safety and health programs. Occupational safety and health training is provided at the OSHA Training Institute and affiliated Education Centers throughout the country. Compliance and technical assistance materials are prepared and disseminated to the public through various means, including the Internet.

*State consultation grants.*—This activity supports 90 percent Federally funded cooperative agreements with designated State agencies to provide free on-site consultation to employers upon request. State agencies tailor workplans to specific needs in each State while maximizing their impact on injury and illness rates in smaller establishments. These projects offer a variety of services, including safety and health program assessment and assistance, hazard identification and control, and training of employers and their employees.

*Training grants.*—This activity supports safety and health training grants to organizations that provide training and education and develop educational materials for employers and employ-

## SALARIES AND EXPENSES—Continued

ees. Grants address safety and health education needs related to specific topics and industries identified by the agency.

*Safety and health statistics.*—This activity supports the information technology infrastructure, management information, and statistical basis for OSHA's programs and field operations. These are provided through an integrated data network, and statistical analysis and review. OSHA administers and maintains the recordkeeping system that serves as the foundation for the BLS survey on occupational injuries and illnesses and provides guidance on recordkeeping requirements to both the public and private sectors.

*Executive direction and administration.*—This activity supports executive direction, planning and evaluation, management support, legislative liaison, interagency affairs, federal agency liaison, administrative services, and budgeting and financial control.

## PROGRAM STATISTICS

	2008 actual	2009 est.	2010 est.
Standards promulgated .....	2	3	3
Inspections:			
Federal inspections .....	38,591	38,600*	40,900*
State program inspections .....	57,380	50,000*	57,650*
Training and consultations:			
Consultation visits .....	29,315	31,900	31,100
Voluntary protection program participants (Federal only) .....	1,517	1,490	1,450
New strategic partnerships .....	83	55	50
Outreach Training .....	679,677	700,000	721,000

\* This estimate includes inspections resulting from the redirection of resources needed for the American Recovery and Reinvestment Act of 2009.

## Object Classification (in millions of dollars)

Identification code 16-0400-0-1-554	2008 actual	2009 est.	2010 est.
Direct obligations:			
Personnel compensation:			
11.1 Full-time permanent .....	173	186	206
11.3 Other than full-time permanent .....	3	2	2
11.5 Other personnel compensation .....	5	5	6
11.9 Total personnel compensation .....	181	193	214
12.1 Civilian personnel benefits .....	47	50	54
21.0 Travel and transportation of persons .....	12	10	13
23.1 Rental payments to GSA .....	21	22	24
23.3 Communications, utilities, and miscellaneous charges .....	3	3	3
24.0 Printing and reproduction .....	1	1	1
25.1 Advisory and assistance services .....	2	2	2
25.2 Other services .....	71	76	76
25.3 Other purchases of goods and services from Government accounts .....	30	33	41
25.7 Operation and maintenance of equipment .....	12	14	14
26.0 Supplies and materials .....	4	4	4
31.0 Equipment .....	3	5	8
41.0 Grants, subsidies, and contributions .....	99	107	116
99.0 Direct obligations .....	486	520	570
99.0 Reimbursable obligations .....	2	2	2
99.9 Total new obligations .....	488	522	572

## Employment Summary

Identification code 16-0400-0-1-554	2008 actual	2009 est.	2010 est.
Direct:			
1001 Civilian full-time equivalent employment .....	2,083	2,160	2,400
Reimbursable:			
2001 Civilian full-time equivalent employment .....	5	7	7
Allocation account:			
3001 Civilian full-time equivalent employment .....	1	1	1

## ALLOCATIONS RECEIVED FROM OTHER ACCOUNTS

*Note.*—Obligations incurred under allocations from other accounts are included in the schedules of the parent appropriations as follows:

Environmental Protection Agency: Hazardous Substance Response Trust Fund.

## MINE SAFETY AND HEALTH ADMINISTRATION

## Federal Funds

## SALARIES AND EXPENSES

For necessary expenses for the Mine Safety and Health Administration, **[\$347,003,000]** \$353,693,000, including purchase and bestowal of certificates and trophies in connection with mine rescue and first-aid work, and the hire of passenger motor vehicles, including up to \$2,000,000 for mine rescue and recovery activities, and \$1,808,000 to continue the project with the United Mine Workers of America, for classroom and simulated rescue training for mine rescue teams; in addition, not to exceed \$750,000 may be collected by the National Mine Health and Safety Academy for room, board, tuition, and the sale of training materials, otherwise authorized by law to be collected, to be available for mine safety and health education and training activities, notwithstanding 31 U.S.C. 3302; and, in addition, the Mine Safety and Health Administration may retain up to \$1,000,000 from fees collected for the approval and certification of equipment, materials, and explosives for use in mines, and may utilize such sums for such activities; the Secretary of Labor is authorized to accept lands, buildings, equipment, and other contributions from public and private sources and to prosecute projects in cooperation with other agencies, Federal, State, or private; the Mine Safety and Health Administration is authorized to promote health and safety education and training in the mining community through cooperative programs with States, industry, and safety associations; the Secretary is authorized to recognize the Joseph A. Holmes Safety Association as a principal safety association and, notwithstanding any other provision of law, may provide funds and, with or without reimbursement, personnel, including service of Mine Safety and Health Administration officials as officers in local chapters or in the national organization; and any funds available to the Department of Labor may be used, with the approval of the Secretary, to provide for the costs of mine rescue and survival operations in the event of a major disaster. (*Department of Labor Appropriations Act, 2009.*)

## Program and Financing (in millions of dollars)

Identification code 16-1200-0-1-554	2008 actual	2009 est.	2010 est.
<b>Obligations by program activity:</b>			
00.01 Coal .....	150	154	157
00.02 Metal/non-metal .....	74	82	86
00.03 Standards development .....	3	3	3
00.04 Assessments .....	6	6	6
00.05 Educational policy and development .....	36	39	39
00.06 Technical support .....	30	30	31
00.07 Program administration .....	16	17	16
00.08 Program Evaluation & Information Resources .....	16	16	17
09.01 Reimbursable program .....	1	2	2
10.00 Total new obligations .....	332	349	357
<b>Budgetary resources available for obligation:</b>			
22.00 New budget authority (gross) .....	333	349	356
23.95 Total new obligations .....	-332	-349	-357
23.98 Unobligated balance expiring or withdrawn .....	-1		
<b>New budget authority (gross), detail:</b>			
Discretionary:			
40.00 Appropriation .....	340	347	354
40.35 Appropriation permanently reduced .....	-6		
41.00 Transferred to other accounts .....	-2		
43.00 Appropriation (total discretionary) .....	332	347	354
58.00 Spending authority from offsetting collections: Offsetting collections (cash) .....	1	2	2
70.00 Total new budget authority (gross) .....	333	349	356
<b>Change in obligated balances:</b>			
72.40 Obligated balance, start of year .....	49	35	39
73.10 Total new obligations .....	332	349	357
73.20 Total outlays (gross) .....	-346	-345	-356
74.40 Obligated balance, end of year .....	35	39	40

Outlays (gross), detail:				
86.90	Outlays from new discretionary authority .....	304	318	325
86.93	Outlays from discretionary balances .....	42	27	31
87.00	Total outlays (gross) .....	346	345	356
Offsets:				
Against gross budget authority and outlays:				
88.00	Offsetting collections (cash) from: Federal sources .....	-1	-2	-2
Net budget authority and outlays:				
89.00	Budget authority .....	332	347	354
90.00	Outlays .....	345	343	354

**Enforcement.**—The enforcement strategy in 2010 will be an integrated approach that links all actions to preventing occupational injuries and illnesses. These include inspection of mines and other activities as mandated by the Federal Mine Safety and Health Act of 1977 (Mine Act), as amended by the Mine Improvement and New Emergency Response Act of 2006 (MINER Act), special emphasis initiatives that focus on persistent safety and health hazards, promulgation of federal mine safety and health standards, investigation of serious accidents, and on-site education and training. The desired outcome of these enforcement efforts is to lower fatality and injury rates in our Nation's mines.

**Assessments.**—This activity assesses and collects civil monetary penalties for violations of safety and health standards.

**Educational policy and development.**—This activity develops and coordinates MSHA's mine safety and health education and training policies, and provides classroom instruction at the National Mine Health and Safety Academy for MSHA personnel, other governmental personnel, and the mining industry. States provide mine health and safety training materials, and provide technical assistance through the State Grants program.

**Technical support.**—This activity applies engineering and scientific expertise through field and laboratory forensic investigations to resolve technical problems associated with implementing the Mine Act and the MINER Act. Technical support administers a fee program to approve equipment, materials, and explosives for use in mines and performs field and laboratory audits of equipment previously approved by MSHA. It also collects and analyzes data relative to the cause, frequency, and circumstances of mine accidents.

**Program evaluation and information resources (PEIR).**—This activity provides program evaluation and information technology resource management services for the agency.

**Program administration.**—This activity performs general administrative functions and is responsible for meeting the requirements of the Government Performance and Results Act (GPRA), developing MSHA's performance plan, and Annual Performance Report.

## PROGRAM STATISTICS

	2008 actual	2009 est.	2010 est.
Enforcement per 200,000 hours worked by employees:			
Fatality Rates			
All-MSHA fatality rates .....	0.0150	0.0147	0.0144
Coal Mines .....	0.0246	0.0241	0.0236
Metal/non-metal mines .....	0.0096	0.0094	0.0092
Injury Rates			
All-MSHA injury rates .....	3.25	3.09	2.94
Coal mines .....	3.95	3.75	3.56
Metal/non-metal mines .....	2.87	2.73	2.59
Regulations promulgated .....	10	4	1
Assessments:			
Violations assessed .....	180,000	190,000	180,000
Educational policy and development:			
Course days .....	1,790	1,475	1,425
Technical support:			
Equipment approvals .....	761	800	800
Field investigations .....	932	950	950
Laboratory samples analyzed .....	142,632	140,000	130,000

## Object Classification (in millions of dollars)

Identification code 16-1200-0-1-554	2008 actual	2009 est.	2010 est.
Direct obligations:			
Personnel compensation:			
11.1 Full-time permanent .....	165	174	179
11.3 Other than full-time permanent .....	1	1	1
11.5 Other personnel compensation .....	14	11	11
11.9 Total personnel compensation .....	180	186	191
12.1 Civilian personnel benefits .....	57	61	62
21.0 Travel and transportation of things .....	13	12	12
22.0 Transportation of things .....	6	6	6
23.1 Rental payments to GSA .....	13	14	14
23.3 Communications, utilities, and miscellaneous charges .....	3	3	3
24.0 Printing and reproduction .....	1	1	1
25.1 Advisory and assistance services .....	1	1	1
25.2 Other services .....	12	9	10
25.3 Other purchases of goods and services from Government accounts .....	20	23	24
25.4 Operation and maintenance of facilities .....	2	2	2
25.7 Operation and maintenance of equipment .....	8	8	8
26.0 Supplies and materials .....	4	4	4
31.0 Equipment .....	4	8	8
41.0 Grants, subsidies, and contributions .....	9	9	9
99.0 Direct obligations .....	331	347	355
99.0 Reimbursable obligations .....	1	2	2
99.9 Total new obligations .....	332	349	357

## Employment Summary

Identification code 16-1200-0-1-554	2008 actual	2009 est.	2010 est.
Direct:			
1001 Civilian full-time equivalent employment .....	2,271	2,361	2,376

## BUREAU OF LABOR STATISTICS

## Federal Funds

## SALARIES AND EXPENSES

For necessary expenses for the Bureau of Labor Statistics, including advances or reimbursements to State, Federal, and local agencies and their employees for services rendered, **[\$518,918,000] \$533,359,000**, together with not to exceed **[\$78,264,000] \$78,264,000**, which may be expended from the Employment Security Administration Account in the Unemployment Trust Fund, of which \$1,500,000 may be used to fund the mass layoff statistics program under section 15 of the Wagner-Peyser Act: *Provided*, That the Current Employment Survey shall maintain the content of the survey issued prior to June 2005 with respect to the collection of data for the women worker series. (Department of Labor Appropriations Act, 2009.)

## Program and Financing (in millions of dollars)

Identification code 16-0200-0-1-505	2008 actual	2009 est.	2010 est.
Obligations by program activity:			
00.01 Labor force statistics .....	243	267	276
00.02 Prices and cost of living .....	178	198	201
00.03 Compensation and working conditions .....	82	87	89
00.04 Productivity and technology .....	11	12	12
00.06 Executive direction and staff services .....	30	33	34
09.01 Reimbursable program .....	5	9	9
10.00 Total new obligations .....	549	606	621
Budgetary resources available for obligation:			
22.00 New budget authority (gross) .....	550	606	620
23.95 Total new obligations .....	-549	-606	-621
New budget authority (gross), detail:			
Discretionary:			
40.00 Appropriation .....	477	519	533
40.35 Appropriation permanently reduced .....	-8		
43.00 Appropriation (total discretionary) .....	469	519	533

**SALARIES AND EXPENSES—Continued**  
**Program and Financing —Continued**

Identification code 16-0200-0-1-505	2008 actual	2009 est.	2010 est.
58.00 Spending authority from offsetting collections: Offsetting collections (cash) .....	81	87	87
70.00 Total new budget authority (gross) .....	550	606	620
<b>Change in obligated balances:</b>			
72.40 Obligated balance, start of year .....	75	73	77
73.10 Total new obligations .....	549	606	621
73.20 Total outlays (gross) .....	-547	-602	-617
73.40 Adjustments in expired accounts (net) .....	-4		
74.40 Obligated balance, end of year .....	73	77	81
<b>Outlays (gross), detail:</b>			
86.90 Outlays from new discretionary authority .....	483	535	547
86.93 Outlays from discretionary balances .....	64	67	70
87.00 Total outlays (gross) .....	547	602	617
<b>Offsets:</b>			
88.00 Against gross budget authority and outlays: Offsetting collections (cash) from: Federal sources .....	-81	-87	-87
<b>Net budget authority and outlays:</b>			
89.00 Budget authority .....	469	519	533
90.00 Outlays .....	466	515	530

**Labor force statistics.**—Publishes monthly estimates of the labor force, employment, unemployment, and earnings for the Nation, States, and local areas. Makes studies of the labor force. Publishes data on employment and wages, by industry. Provides economic projections, including changes in the level and structure of the economy, as well as employment projections by industry and by occupational category.

	2008 actual	2009 est.	2010 est.
Labor force statistics (selected items):			
Employment and wages for NAICS industries (quarterly series) .....	3,600,000	3,600,000	3,600,000
Employment and unemployment estimates for States and local areas (monthly and annual series) .....	93,977	94,042	94,107
Occupational employment statistics (annual series) .....	83,736	75,000	75,000
Industry projections (2 yr. cycle) .....	201	N/A	203
Occupational Outlook Handbook statements (2 yr. cycle) .....	314	N/A	344

**Prices and cost of living.**—Publishes the Consumer Price Index (CPI), the Producer Price Index, U.S. Import and Export Price Indexes, estimates of consumers' expenditures, and studies of price change.

	2008 actual	2009 est.	2010 est.
Consumer price indexes published (monthly) .....	5,500	5,500	5,500
Percentage of CPI statistics released on schedule .....	100%	100%	100%
Producer price indexes published (monthly) .....	9,111	9,200	9,200
U.S. Import and Export Price Indexes published (annually) .....	9,540	9,468	9,468

**Compensation and working conditions.**—Publishes data on employee compensation, including information on wages, salaries, and employer-provided benefits, by occupation for major labor markets and industries. Publishes information on work stoppages. Compiles annual information to estimate the number and incidence rate of work-related injuries, illnesses, and fatalities.

	2008 actual	2009 est.	2010 est.
Compensation and working conditions (major items):			
Employment cost index: number of establishments .....	16,800	15,400	15,400
Occupational safety and health: number of establishments .....	243,674	240,000	235,000
Locality pay surveys: number of establishments .....	34,700	31,700	31,700

**Productivity and technology.**—Publishes trends in productivity and costs for major economic sectors and detailed industries. Also analyzes trends in order to examine the factors underlying productivity change. Publishes international comparisons of productivity, labor force and unemployment, and hourly compensation costs.

	2008 actual	2009 est.	2010 est.
Studies, articles, and special reports .....	23	29	29
Series maintained .....	3,024	1,805	3,205

**Executive direction and staff services.**—Provides planning and policy for the Bureau of Labor Statistics, operates the information technology, coordinates research, and publishes data and reports for government and public use.

**Object Classification (in millions of dollars)**

Identification code 16-0200-0-1-505	2008 actual	2009 est.	2010 est.
<b>Direct obligations:</b>			
<b>Personnel compensation:</b>			
11.1 Full-time permanent .....	173	182	187
11.3 Other than full-time permanent .....	10	12	13
11.5 Other personnel compensation .....	5	4	4
11.9 Total personnel compensation .....	188	198	204
12.1 Civilian personnel benefits .....	48	52	53
13.0 Benefits for former personnel .....	1		
21.0 Travel and transportation of persons .....	5	7	7
23.1 Rental payments to GSA .....	30	31	31
23.3 Communications, utilities, and miscellaneous charges .....	6	8	9
24.0 Printing and reproduction .....	2	2	2
25.2 Other services .....	9	17	19
25.3 Other purchases of goods and services from Government accounts .....	101	123	123
25.5 Research and development contracts .....	13	14	14
25.7 Operation and maintenance of equipment .....	54	52	56
26.0 Supplies and materials .....	1	1	2
31.0 Equipment .....	4	7	7
41.0 Grants, subsidies, and contributions .....	82	85	85
99.0 Direct obligations .....	544	597	612
99.0 Reimbursable obligations .....	5	9	9
99.9 Total new obligations .....	549	606	621

**Employment Summary**

Identification code 16-0200-0-1-505	2008 actual	2009 est.	2010 est.
<b>Direct:</b>			
1001 Civilian full-time equivalent employment .....	2,270	2,376	2,386
<b>Reimbursable:</b>			
2001 Civilian full-time equivalent employment .....	14	30	30

**DEPARTMENTAL MANAGEMENT**

**Federal Funds**

**SALARIES AND EXPENSES**

For necessary expenses for Departmental Management, including the hire of three sedans, and including the management or operation, through contracts, grants or other arrangements of Departmental activities conducted by or through the Bureau of International Labor Affairs, including bilateral and multilateral technical assistance and other international labor activities, **[\$313,871,000]** **\$354,827,000**, of which **[\$86,074,000]** **\$91,419,000** is for the Bureau of International Labor Affairs [(including \$6,500,000 to implement model programs to address worker rights issues through technical assistance in countries with which the United States has trade preference programs)], and of which **[\$21,286,000]** **\$21,392,000** is for the acquisition of Departmental information technology, architecture, infrastructure, equipment, software and related needs, which will be allocated by the Department's Chief Information Officer in accordance with the Department's capital investment management process to assure a sound investment strategy, and of which **\$5,000,000** is for Program Evaluation, which may be transferred to any other appropriate account in the Department for such purpose; together with not to exceed \$327,000, which may be expended from the Employment Security Administration Account in the Unemployment Trust Fund. (Department of Labor Appropriations Act, 2009.)



**Program and Financing** (in millions of dollars)

Identification code 16-0165-0-1-505	2008 actual	2009 est.	2010 est.
<b>Obligations by program activity:</b>			
00.01 Program direction and support .....	27	23	34
00.02 Legal services .....	97	108	125
00.03 International labor affairs .....	91	86	92
00.04 Administration and management .....	30	33	34
00.05 Adjudication .....	44	46	47
00.07 Women's bureau .....	9	10	11
00.08 Civil rights .....	6	7	7
00.09 Chief Financial Officer .....	5	5	5
00.10 Information Technology Activities .....	20	21	21
00.11 Departmental Program Evaluation .....	.....	.....	5
00.12 Recovery Act .....	.....	4	12
01.92 Total Direct Program - Subtotal .....	329	343	393
09.01 Reimbursable - SOL .....	5	5	5
09.02 Reimbursable - ILAB .....	1	2	2
09.03 Reimbursable - OSEC .....	13	15	15
09.99 Total reimbursable program .....	19	22	22
10.00 Total new obligations .....	348	365	415
<b>Budgetary resources available for obligation:</b>			
21.40 Unobligated balance carried forward, start of year .....	.....	1	13
22.00 New budget authority (gross) .....	340	377	402
22.22 Unobligated balance transferred from other accounts .....	11	.....	.....
23.90 Total budgetary resources available for obligation .....	351	378	415
23.95 Total new obligations .....	-348	-365	-415
23.98 Unobligated balance expiring or withdrawn .....	-2	.....	.....
24.40 Unobligated balance carried forward, end of year .....	1	13	.....
<b>New budget authority (gross), detail:</b>			
Discretionary:			
40.00 Appropriation .....	297	314	355
40.01 Appropriation, Recovery Act .....	.....	80	.....
40.35 Appropriation permanently reduced .....	-5	.....	.....
41.00 Transferred to other accounts .....	.....	-64	.....
42.00 Transferred from other accounts .....	2	.....	.....
43.00 Appropriation (total discretionary) .....	294	330	355
58.00 Spending authority from offsetting collections: Offsetting collections (cash) .....	46	47	47
70.00 Total new budget authority (gross) .....	340	377	402
<b>Change in obligated balances:</b>			
72.40 Obligated balance, start of year .....	305	269	248
73.10 Total new obligations .....	348	365	415
73.20 Total outlays (gross) .....	-385	-386	-401
73.40 Adjustments in expired accounts (net) .....	-2	.....	.....
74.10 Change in uncollected customer payments from Federal sources (expired) .....	3	.....	.....
74.40 Obligated balance, end of year .....	269	248	262
<b>Outlays (gross), detail:</b>			
86.90 Outlays from new discretionary authority .....	302	275	295
86.93 Outlays from discretionary balances .....	83	111	106
87.00 Total outlays (gross) .....	385	386	401
<b>Offsets:</b>			
Against gross budget authority and outlays:			
Offsetting collections (cash) from:			
88.00 Federal sources .....	-47	-47	-47
88.40 Non-Federal sources .....	-1	.....	.....
88.90 Total, offsetting collections (cash) .....	-48	-47	-47
Against gross budget authority only:			
88.96 Portion of offsetting collections (cash) credited to expired accounts .....	2	.....	.....
<b>Net budget authority and outlays:</b>			
89.00 Budget authority .....	294	330	355
90.00 Outlays .....	337	339	354

*Program Direction and Support.*—Provides leadership and direction for all programs and functions assigned to the Department of Labor (DOL). Provides guidance for the development and implementation of governmental policy to protect and promote

the interests of the American worker, achieving better employment and earnings, promoting productivity and economic growth, safety, equity and affirmative action in employment, and collecting and analyzing statistics on the labor force.

*Legal Services.*—Provides the Secretary of Labor and Departmental program officials with the legal services required to accomplish the Department's mission. The major services include litigating cases, providing assistance to the Department of Justice in case preparation and trials, reviewing rules, orders and written interpretations and opinions for DOL program agencies and the public, and coordinating the Department's legislative program. A provision is included to fund legal services associated with extraordinary case enforcement activities.

*International Labor Affairs.*—Supports the President's international labor agenda and coordinates the international activities for the Department of Labor. Activities include coordination with other U.S. government agencies, intergovernmental organizations, and non-governmental organizations, as well as meeting the requirements of the Government Performance and Results Act (GPRA).

*Administration and Management.*—Exercises leadership in all Departmental administrative and management programs and services and ensures efficient and effective operation of Departmental programs; provides policy guidance on matters of personnel management, information resource management and procurement; and provides for consistent and constructive internal labor-management relations throughout the Department.

*Adjudication.*—Conducts formal hearings and renders timely decisions on claims filed under the Black Lung Benefits Act, the Longshore and Harbor Workers' Compensation Act and its extensions, the Federal Employees' Compensation Act and other acts involving complaints to determine violations of minimum wage requirements, overtime payments, health and safety regulations and unfair labor practices.

*Women's Bureau.*—Promotes the interests of wage earning women, and seeks to improve their working conditions and advance their opportunities for profitable employment.

*Civil Rights.*—Ensures full compliance with Title VI of the Civil Rights Act of 1964 and other regulatory nondiscrimination provisions in programs receiving financial assistance from the Department of Labor (DOL) and promotes equal opportunity in these programs and activities; and ensures equal employment opportunity to all DOL employees and applicants for employment.

*Chief Financial Officer.*—Responsible for developing comprehensive accounting and financial management policies; assuring that all DOL financial functions conform to applicable standards; providing leadership and coordination to DOL agencies' trust and benefit fund financial actions; monitoring the financial execution of the budget in relation to actual expenditures; enhancing the level of knowledge and skills of Departmental staff working in financial management operations; and managing a comprehensive training program for budget, accounting, and financial support staff.

*Information Technology Activities.*—This activity represents a permanent, centralized IT investment fund for the Department of Labor managed by the Chief Information Officer. As required by the Clinger Cohen Act, in 1996, the Department established a Chief Information Officer accountable for IT management in the DOL, and implemented an IT Capital Investment Management process for selecting, controlling, and evaluating IT investments. The Department established a baseline of existing information technologies and provides a framework for future information technology investments.

SALARIES AND EXPENSES—Continued

*Program Evaluation.*—This activity performs systematic evaluation studies of Labor Department programs to understand, verify and increase the impact of these programs.

Object Classification (in millions of dollars)

Identification code 16-0165-0-1-505	2008 actual	2009 est.	2010 est.
<b>Direct obligations:</b>			
<b>Personnel compensation:</b>			
11.1 Full-time permanent .....	128	139	162
11.3 Other than full-time permanent .....	1	2	5
11.5 Other personnel compensation .....	3	2	2
11.9 Total personnel compensation .....	132	143	169
12.1 Civilian personnel benefits .....	30	32	40
21.0 Travel and transportation of persons .....	3	3	3
23.1 Rental payments to GSA .....	16	17	18
23.3 Communications, utilities, and miscellaneous charges .....	2	2	2
25.1 Advisory and assistance services .....	5	5	14
25.2 Other services .....	10	11	19
25.3 Other purchases of goods and services from Government accounts .....	35	39	35
25.4 Operation and maintenance of facilities .....	1	1	5
25.5 Research and development contracts .....	1	4	1
25.7 Operation and maintenance of equipment .....	17	13	18
26.0 Supplies and materials .....	2	6	2
31.0 Equipment .....	1	1	1
41.0 Grants, subsidies, and contributions .....	74	66	66
99.0 Direct obligations .....	329	343	393
99.0 Reimbursable obligations .....	19	22	22
99.9 Total new obligations .....	348	365	415

Employment Summary

Identification code 16-0165-0-1-505	2008 actual	2009 est.	2010 est.
<b>Direct:</b>			
1001 Civilian full-time equivalent employment .....	1,302	1,321	1,473
<b>Reimbursable:</b>			
2001 Civilian full-time equivalent employment .....	5	17	17

OFFICE OF DISABILITY EMPLOYMENT POLICY

SALARIES AND EXPENSES

For necessary expenses for the Office of Disability Employment Policy to provide leadership, develop policy and initiatives, and award grants furthering the objective of eliminating barriers to the training and employment of people with disabilities, **[\$26,679,000] \$37,031,000.** (*Department of Labor Appropriations Act, 2009.*)

Program and Financing (in millions of dollars)

Identification code 16-0166-0-1-505	2008 actual	2009 est.	2010 est.
<b>Obligations by program activity:</b>			
00.01 Office of Disability Employment Policy .....	27	27	37
10.00 Total new obligations .....	27	27	37
<b>Budgetary resources available for obligation:</b>			
22.00 New budget authority (gross) .....	27	27	37
23.95 Total new obligations .....	-27	-27	-37
<b>New budget authority (gross), detail:</b>			
<b>Discretionary:</b>			
40.00 Appropriation .....	28	27	37
40.35 Appropriation permanently reduced .....	-1		
43.00 Appropriation (total discretionary) .....	27	27	37
<b>Change in obligated balances:</b>			
72.40 Obligated balance, start of year .....	28	28	28
73.10 Total new obligations .....	27	27	37
73.20 Total outlays (gross) .....	-26	-27	-37
73.40 Adjustments in expired accounts (net) .....	-1		

74.40 Obligated balance, end of year .....	28	28	28
<b>Outlays (gross), detail:</b>			
86.90 Outlays from new discretionary authority .....	11	11	15
86.93 Outlays from discretionary balances .....	15	16	22
87.00 Total outlays (gross) .....	26	27	37
<b>Net budget authority and outlays:</b>			
89.00 Budget authority .....	27	27	37
90.00 Outlays .....	26	27	37

*Office of Disability Employment Policy.*—This agency provides national leadership in developing policy to eliminate barriers to employment faced by people with disabilities. It works within the Department of Labor (DOL) and in collaboration with other Federal agencies to develop policy based on research and analysis in three broad areas of inquiry: workforce systems; employers and the workplace; and employment-related supports. ODEP disseminates its findings and provides technical assistance to public and private sector entities to implement disability employment policy.

Object Classification (in millions of dollars)

Identification code 16-0166-0-1-505	2008 actual	2009 est.	2010 est.
<b>Direct obligations:</b>			
11.1 Personnel compensation: Full-time permanent .....	5	5	5
12.1 Civilian personnel benefits .....	1	1	1
22.0 Transportation of things .....	1		
23.1 Rental payments to GSA .....	1	1	2
25.1 Advisory and assistance services .....	8	9	13
25.2 Other services .....	8	4	6
25.3 Other purchases of goods and services from Government accounts .....	2	3	3
41.0 Grants, subsidies, and contributions .....	1	4	7
99.9 Total new obligations .....	27	27	37

Employment Summary

Identification code 16-0166-0-1-505	2008 actual	2009 est.	2010 est.
<b>Direct:</b>			
1001 Civilian full-time equivalent employment .....	47	41	49

OFFICE OF JOB CORPS

To carry out subtitle C of title I of the Workforce Investment Act of 1998, including Federal administrative expenses, the purchase and hire of passenger motor vehicles, the construction, alteration and repairs of buildings and other facilities, and the purchase of real property for training centers as authorized by the Workforce Investment Act; **[\$1,683,938,000] \$1,701,389,000**, plus reimbursements, as follows:

(1) **[\$1,540,276,000] \$1,557,199,000** for Job Corps Operations, of which **[\$949,276,000] \$966,199,000** shall be available for obligation for the period July 1, **[2009] 2010** through June 30, **[2010] 2011** and of which \$591,000,000 shall be available for obligation for the period October 1, **[2009] 2010** through June 30, **[2010] 2011**;

(2) \$115,000,000 for construction, rehabilitation and acquisition of Job Corps Centers, of which \$15,000,000 shall be available for the period July 1, **[2009] 2010** through June 30, **[2012] 2013** and \$100,000,000 shall be available for the period October 1, **[2009] 2010** through June 30, **[2012] 2013**; and

(3) **[\$28,662,000] \$29,190,000** for necessary expenses of the Office of Job Corps which shall be available for obligation for the period October 1, **[2008] 2009** through September 30, **[2009] 2010**:

*Provided*, That the Office of Job Corps shall have contracting authority: *Provided further*, That no funds from any other appropriation shall be used to provide meal services at or for Job Corps centers. (*Department of Labor Appropriations Act, 2009.*)

**Program and Financing** (in millions of dollars)

Identification code 16-0181-0-1-504	2008 actual	2009 est.	2010 est.
<b>Obligations by program activity:</b>			
00.01 Operations .....	998	1,540	1,557
00.02 Construction, Rehabilitation, and Acquisition (CRA) .....	11	115	115
00.03 Administration .....	28	29	29
00.04 Recovery Act .....		196	54
09.00 Reimbursable program .....			1
10.00 Total new obligations .....	1,037	1,880	1,756
<b>Budgetary resources available for obligation:</b>			
21.40 Obligated balance carried forward, start of year .....		562	685
22.00 New budget authority (gross) .....	1,599	1,934	1,701
22.22 Unobligated balance transferred from other accounts .....		69	
23.90 Total budgetary resources available for obligation .....	1,599	2,565	2,386
23.95 Total new obligations .....	-1,037	-1,880	-1,756
24.40 Unobligated balance carried forward, end of year .....	562	685	630
<b>New budget authority (gross), detail:</b>			
Discretionary:			
40.00 Appropriation .....	936	993	1,010
40.01 Appropriation, Recovery Act .....		250	
40.35 Appropriation permanently reduced .....	-16		
43.00 Appropriation (total discretionary) .....	920	1,243	1,010
55.00 Advance appropriation .....	691	691	691
55.35 Advance appropriation permanently reduced .....	-12		
55.90 Advance appropriation (total discretionary) .....	679	691	691
70.00 Total new budget authority (gross) .....	1,599	1,934	1,701
<b>Change in obligated balances:</b>			
72.40 Obligated balance, start of year .....		274	615
73.10 Total new obligations .....	1,037	1,880	1,756
73.20 Total outlays (gross) .....	-763	-1,664	-1,825
73.32 Obligated balance transferred from other accounts .....		125	
74.40 Obligated balance, end of year .....	274	615	546
<b>Outlays (gross), detail:</b>			
86.90 Outlays from new discretionary authority .....	763	827	787
86.93 Outlays from discretionary balances .....		837	1,038
87.00 Total outlays (gross) .....	763	1,664	1,825
<b>Net budget authority and outlays:</b>			
89.00 Budget authority .....	1,599	1,934	1,701
90.00 Outlays .....	763	1,664	1,825

The Office of Job Corps supports the administration and management of the Job Corps program, which helps at-risk youth who need and can benefit from intensive education and training services to become more employable, responsible, and productive citizens. The program operates in a group setting at 122 centers, both residential and non-residential in 48 states, the District of Columbia and the Commonwealth of Puerto Rico. A new center in Florida is scheduled to open in 2009, and four new centers are currently under design or construction in Wisconsin, Iowa, New Hampshire and Wyoming.

The program serves economically disadvantaged youth, aged 16-24, who must also be one or more of the following: basic skills deficient; a school dropout; homeless, a runaway, or a foster child; a parent; or in need of additional education, vocational training, or intensive counseling and related assistance in order to participate successfully in regular schoolwork or to secure and hold employment. The program serves more than 60,000 individuals per year. The authorizing statute for the Job Corps program is the Workforce Investment Act of 1998 (P.L. 105-220, Title 1, Subtitle C, section 141).

**Object Classification** (in millions of dollars)

Identification code 16-0181-0-1-504	2008 actual	2009 est.	2010 est.
<b>Direct obligations:</b>			
Personnel compensation:			
11.1 Full-time permanent .....	16	16	17
11.3 Other than full-time permanent .....		1	1
11.5 Other personnel compensation .....	1	1	1
11.9 Total personnel compensation .....	17	18	19
12.1 Civilian personnel benefits .....	4	4	4
21.0 Travel and transportation of persons .....	1	1	1
23.1 Rental payments to GSA .....	2	2	2
23.2 Rental payments to others .....	7		
25.2 Other services .....	877	1,552	1,575
25.3 Other purchases of goods and services from Government accounts .....	9	3	4
25.4 Operation and maintenance of facilities .....	1		
25.5 Research and development contracts .....	1		
25.7 Operation and maintenance of equipment .....	4	9	1
31.0 Equipment .....	3		
32.0 Land and structures .....		75	
41.0 Grants, subsidies, and contributions .....	111	216	150
99.9 Total new obligations .....	1,037	1,880	1,756

**Employment Summary**

Identification code 16-0181-0-1-504	2008 actual	2009 est.	2010 est.
<b>Direct:</b>			
1001 Civilian full-time equivalent employment .....	177	179	191

**OFFICE OF INSPECTOR GENERAL**

For salaries and expenses of the Office of Inspector General in carrying out the provisions of the Inspector General Act of 1978, **[\$76,326,000]** \$78,093,000, together with not to exceed **[\$5,815,000]** \$5,921,000, which may be expended from the Employment Security Administration Account in the Unemployment Trust Fund. (*Department of Labor Appropriations Act, 2009.*)

**Program and Financing** (in millions of dollars)

Identification code 16-0106-0-1-505	2008 actual	2009 est.	2010 est.
<b>Obligations by program activity:</b>			
00.01 Program and Trust Funds .....	75	82	84
00.02 Recovery Act .....		1	3
09.01 Reimbursable program .....		1	1
10.00 Total new obligations .....	75	84	88
<b>Budgetary resources available for obligation:</b>			
21.40 Unobligated balance carried forward, start of year .....			4
22.00 New budget authority (gross) .....	75	88	84
23.90 Total budgetary resources available for obligation .....	75	88	88
23.95 Total new obligations .....	-75	-84	-88
24.40 Unobligated balance carried forward, end of year .....		4	
<b>New budget authority (gross), detail:</b>			
Discretionary:			
40.00 Appropriation (Program Activities) .....	70	76	78
40.01 Appropriation, Recovery Act .....		6	
40.35 Appropriation permanently reduced .....	-1		
43.00 Appropriation (total discretionary) .....	69	82	78
58.00 Spending authority from offsetting collections: Offsetting collections (cash) .....	6	6	6
70.00 Total new budget authority (gross) .....	75	88	84
<b>Change in obligated balances:</b>			
72.40 Obligated balance, start of year .....	11	9	13
73.10 Total new obligations .....	75	84	88
73.20 Total outlays (gross) .....	-77	-80	-85
74.40 Obligated balance, end of year .....	9	13	16

OFFICE OF THE INSPECTOR GENERAL—Continued  
Program and Financing —Continued

Identification code 16-0106-0-1-505		2008 actual	2009 est.	2010 est.
<b>Outlays (gross), detail:</b>				
86.90	Outlays from new discretionary authority .....	68	71	72
86.93	Outlays from discretionary balances .....	9	9	13
87.00	Total outlays (gross) .....	77	80	85
<b>Offsets:</b>				
Against gross budget authority and outlays:				
88.00	Offsetting collections (cash) from: Federal sources (Trust Funds) .....	-6	-6	-6
<b>Net budget authority and outlays:</b>				
89.00	Budget authority .....	69	82	78
90.00	Outlays .....	71	74	79

**Program activities.**—The Office of Inspector General (OIG) conducts audits, investigations, and evaluations that improve the effectiveness, efficiency, and economy of departmental programs and operations. It addresses DOL program fraud and labor racketeering in the American workplace, provides technical assistance to DOL program agencies, and advice to the Secretary and the Congress on how to attain the highest possible program performance. The Office of Audit performs audits of the Department's financial statements, programs, activities, and systems to determine whether information is reliable, controls are effective, and resources are safeguarded. It also ensures funds are expended in a manner consistent with laws and regulations, and with achieving the desired program results. The Office of Labor Racketeering and Fraud Investigations conducts investigations to detect and deter fraud, waste, and abuse in departmental programs. It also identifies and reduces labor racketeering and corruption in employee benefit plans, labor management relations, and internal union affairs.

	2008 actual	2009 est.	2010 est.
Number of Audits .....	52	54*	66*
Number of Investigations Completed .....	422	400	435

\*Includes 5 American Recovery Reinvestment Act-related audits in FY 2009 and 7 in FY 2010.

Object Classification (in millions of dollars)

Identification code 16-0106-0-1-505		2008 actual	2009 est.	2010 est.
Direct obligations:				
Personnel compensation:				
11.1	Full-time permanent .....	37	40	41
11.5	Other personnel compensation .....	5	5	5
11.9	Total personnel compensation .....	42	45	46
12.1	Civilian personnel benefits .....	13	15	15
21.0	Travel and transportation of persons .....	3	4	4
23.1	Rental payments to GSA .....	5	5	5
23.3	Communications, utilities, and miscellaneous charges .....	1	.....	.....
25.2	Other services .....	1	1	1
25.3	Other purchases of goods and services from Government accounts .....	7	9	11
25.7	Operation and maintenance of equipment .....	.....	1	1
31.0	Equipment .....	.....	1	1
99.0	Direct obligations .....	72	81	84
99.0	Reimbursable obligations .....	3	3	4
99.9	Total new obligations .....	75	84	88

Employment Summary

Identification code 16-0106-0-1-505		2008 actual	2009 est.	2010 est.
Direct:				
1001	Civilian full-time equivalent employment .....	412	415	417

VETERANS EMPLOYMENT AND TRAINING

Not to exceed **[\$205,468,000]** \$210,156,000 may be derived from the Employment Security Administration Account in the Unemployment Trust Fund to carry out the provisions of 38 U.S.C. 4100-4113, 4211-4215, and 4321-4327, and Public Law 103-353, and which shall be available for obligation by the States through December 31, **[2009]** 2010, of which **[\$1,949,000]** \$2,449,000, is for the National Veterans' Employment and Training Services Institute.

**[To]** In addition, to carry out **[the Homeless Veterans Reintegration Programs]** Department of Labor programs under section 5(a)(1) of the Homeless Veterans Comprehensive Assistance Act of 2001 and the Veterans Workforce Investment Programs under section 168 of the Workforce Investment Act, **[\$33,971,000]** \$44,971,000, of which **[\$7,641,000]** \$9,641,000 shall be available for obligation for the period July 1, **[2009]** 2010 through June 30, **[2010]** 2011. (Department of Labor Appropriations Act, 2009.)

Program and Financing (in millions of dollars)

Identification code 16-0164-0-1-702		2008 actual	2009 est.	2010 est.
<b>Obligations by program activity:</b>				
00.03	Jobs for Veterans State grants .....	161	169	172
00.04	Federal management .....	34	35	35
00.05	National Veterans' Training Institute .....	2	2	2
00.06	Homeless veterans program .....	24	26	35
00.07	Veterans' workforce investment program .....	7	8	10
10.00	Total new obligations .....	228	240	254
<b>Budgetary resources available for obligation:</b>				
22.00	New budget authority (gross) .....	228	240	254
23.95	Total new obligations .....	-228	-240	-254
<b>New budget authority (gross), detail:</b>				
Discretionary:				
40.00	Appropriation .....	32	34	45
40.35	Appropriation permanently reduced .....	-1	.....	.....
43.00	Appropriation (total discretionary) .....	31	34	45
58.00	Spending authority from offsetting collections: Offsetting collections (cash) .....	197	206	209
70.00	Total new budget authority (gross) .....	228	240	254
<b>Change in obligated balances:</b>				
72.40	Obligated balance, start of year .....	56	62	77
73.10	Total new obligations .....	228	240	254
73.20	Total outlays (gross) .....	-222	-225	-235
74.40	Obligated balance, end of year .....	62	77	96
<b>Outlays (gross), detail:</b>				
86.90	Outlays from new discretionary authority .....	197	209	213
86.93	Outlays from discretionary balances .....	25	16	22
87.00	Total outlays (gross) .....	222	225	235
<b>Offsets:</b>				
Against gross budget authority and outlays:				
88.00	Offsetting collections (cash) from: Trust fund sources .....	-195	-206	-209
Against gross budget authority only:				
88.96	Portion of offsetting collections (cash) credited to expired accounts .....	-2	.....	.....
<b>Net budget authority and outlays:</b>				
89.00	Budget authority .....	31	34	45
90.00	Outlays .....	27	19	26

**Jobs for Veterans State grants.**—The Jobs for Veterans Act (JVA) of 2002 provides the foundation for this budget activity. The JVA requires the Veterans Employment and Training Service (VETS) to act on behalf of the Secretary in the promulgation of policies and regulations that ensure maximum employment and training opportunities for veterans and priority of service for veterans within the State workforce delivery system for employment and training programs funded in whole or in part by the U.S. Department of Labor. Under the JVA, resources are alloc-

ated to States to support Disabled Veterans Outreach Program (DVOP) specialists and Local Veterans' Employment Representatives (LVERs).

Disabled Veterans Outreach Program specialists (38 U.S.C. 4103A) provide intensive services to meet the employment needs of eligible veterans. DVOPs place maximum emphasis on helping economically or educationally disadvantaged veterans. Priority of service (38 U.S.C. 4215) is given to special disabled veterans, other disabled veterans, and other eligible veterans.

Local Veterans' Employment Representatives (38 U.S.C. 4104) conduct outreach to employers as well as assist veterans in gaining employment by conducting job search workshops and establishing job search support groups. LVERs also facilitate employment, training, and placement services provided to veterans under the applicable State employment service delivery system, including One-Stop Career Centers. In addition, each LVER provides reports to the manager of the State employment service delivery system and to the State Director for Veterans Employment and Training (38 U.S.C. 4103) regarding the State's compliance with Federal law and regulations with respect to special services and priorities for eligible veterans.

The State grants budget activity also supports the Transition Assistance Program (TAP). VETS coordinates with the Departments of Defense, Veterans Affairs, and Homeland Security to provide transition assistance to military servicemembers separating from active duty. TAP is implemented worldwide and provides labor-market and employment-related information and other services to separating servicemembers and their spouses. The goal of TAP is to expedite and facilitate the transition from military to civilian employment.

*Federal management.*—VETS' Federal management budget activity carries out programs and develops policies to provide veterans the maximum employment and training opportunities (38 U.S.C. 4102-4103A) and to investigate complaints received under the Uniformed Services Employment and Reemployment Rights Act (USERRA) (38 USC 4322). Veterans' Preference activities, which are intended to assist veterans obtain Federal employment (39 U.S.C. 4214), are also supported under this activity.

Resources under this activity are also used to evaluate the job training and employment assistance services provided to veterans under the Jobs for Veterans State Grants (38 USC 4102A), the Homeless Veterans Reintegration Program (Section 738 of the Stewart B. McKinney Homeless Assistance Act (MHAA) of July 1987, and amended by Section 5 of the Homeless Veterans Comprehensive Assistance Act (HVCAA of 2001), and the Veterans Workforce Investment Program (Section 168, Workforce Investment Act, P.L. 105-220). This budget activity supports field activities and personnel who provide technical assistance to grantees to ensure they meet negotiated and mandated performance goals and other grant provisions.

This budget activity also supports the oversight and development of policies for the Transition Assistance Program (10 USC 1144 and 38 USC 4113). The activity funds outreach and education efforts, such as job fairs, that raise the awareness of employers about the benefits of hiring veterans. The activities of the Advisory Committee for Veterans Employment, Training, and Employer Outreach (38 USC 4110) also are supported. The REALifeLines initiative facilitates timely and comprehensive employment services to our Nation's severely wounded and injured veterans.

*National Veterans' Employment and Training Services Institute.*—The National Veterans' Training Institute (NVTI) supplies competency-based training to Federal and State providers of

services to veterans (38 U.S.C. 4109). NVTI also provides training for Veterans Employment and Training Service personnel. NVTI is administered through a contract and supported by dedicated funds. NVTI ensures that these service providers receive a comprehensive foundation so they can effectively assist job-seeking veterans.

*Homeless Veterans' Reintegration Program.*—The Homeless Veterans' Reintegration Program (HVRP) (38 U.S.C. 2021) provides grants to States or other public entities, as well as to non-profits, including faith-based organizations. Grant awards enable grantees to operate employment programs to reach out to homeless veterans and help them become employed. VETS partners with the Departments of Veterans Affairs and Housing and Urban Development to promote multi-agency-funded programs that integrate the different services needed by homeless veterans. HVRP grants are provided for both urban and rural areas.

*Veterans' Workforce Investment Program.*—The Veterans' Workforce Investment Program (VWIP) (Section 168 of P.L. 105-220) provides competitive grants geared toward training and retraining to create employment opportunities for veterans in high-skill occupations, and to meet employer demands.

**Object Classification** (in millions of dollars)

Identification code 16-0164-0-1-702	2008 actual	2009 est.	2010 est.
<b>Direct obligations:</b>			
11.1 Personnel compensation: Full-time permanent .....	19	19	20
12.1 Civilian personnel benefits .....	5	6	5
21.0 Travel and transportation of persons .....	2	2	2
23.1 Rental payments to GSA .....	1	1	1
23.3 Communications, utilities, and miscellaneous charges .....	1	1	1
25.2 Other services .....	8	8	9
25.3 Other purchases of goods and services from Government accounts .....	4	4	5
41.0 Grants, subsidies, and contributions .....	188	198	210
99.0 Direct obligations .....	228	239	253
99.5 Below reporting threshold .....		1	1
99.9 Total new obligations .....	228	240	254

**Employment Summary**

Identification code 16-0164-0-1-702	2008 actual	2009 est.	2010 est.
<b>Direct:</b>			
1001 Civilian full-time equivalent employment .....	231	234	234

**WORKING CAPITAL FUND**

**Program and Financing** (in millions of dollars)

Identification code 16-4601-0-4-505	2008 actual	2009 est.	2010 est.
<b>Obligations by program activity:</b>			
09.01 Financial and administrative services (includes Core Financial) .....	119	139	143
09.02 Field services .....	37	42	43
09.04 Human resources services .....	17	17	20
09.05 Telecommunications .....	15	21	21
09.06 Investment Reinvention Fund (IRF) .....		1	
09.07 Non-DOL reimbursements .....		1	
10.00 Total new obligations .....	188	221	227
<b>Budgetary resources available for obligation:</b>			
21.40 Unobligated balance carried forward, start of year .....	9	13	20
22.00 New budget authority (gross) .....	182	221	227
22.10 Resources available from recoveries of prior year obligations .....	7	4	4
22.30 Expired unobligated balance transfer to unexpired account .....	3	3	3
23.90 Total budgetary resources available for obligation .....	201	241	254
23.95 Total new obligations .....	-188	-221	-227

WORKING CAPITAL FUND—Continued  
Program and Financing —Continued

Identification code 16-4601-0-4-505	2008 actual	2009 est.	2010 est.
24.40 Unobligated balance carried forward, end of year .....	13	20	27
<b>New budget authority (gross), detail:</b>			
Discretionary:			
58.00 Spending authority from offsetting collections: Offsetting collections (cash) .....	182	221	227
<b>Change in obligated balances:</b>			
72.40 Obligated balance, start of year .....	43	48	57
73.10 Total new obligations .....	188	221	227
73.20 Total outlays (gross) .....	-176	-208	-227
73.45 Recoveries of prior year obligations .....	-7	-4	-4
74.40 Obligated balance, end of year .....	48	57	53
<b>Outlays (gross), detail:</b>			
86.90 Outlays from new discretionary authority .....	173	205	211
86.93 Outlays from discretionary balances .....	3	3	16
87.00 Total outlays (gross) .....	176	208	227
<b>Offsets:</b>			
Against gross budget authority and outlays:			
Offsetting collections (cash) from:			
88.00 Federal sources .....	-181	-221	-227
88.40 Non-Federal sources .....	-1		
88.90 Total, offsetting collections (cash) .....	-182	-221	-227
<b>Net budget authority and outlays:</b>			
89.00 Budget authority .....			
90.00 Outlays .....	-6	-13	

**Financial and Administrative Services.**—Provides a program of centralized services at both the national and regional levels supporting financial systems on a Department-wide basis, financial services primarily for DOL national office staff, cost determination activities, maintenance of Departmental host computer systems, procurement and contract services, safety and health services, maintenance and operation of the Frances Perkins Building and general administrative support in the following areas: space and telecommunications, property and supplies, printing and reproduction and energy management. In addition, support is provided for the implementation of the New Core Financial Management System.

**Field Services.**—Provides a full range of administrative and technical services to all agencies of the Department located in its regional and field offices. These services are primarily in the personnel, financial, information technology and general administrative areas.

**Human Resources Services.**—Provides leadership, guidance, and technical expertise in all areas related to the management of the Department's human resources, including recruitment, development, and retention of staff, and leadership in labor-management cooperation. This activity's focus is on a strategic planning process that will result in sustained leadership and assistance to DOL agencies in recruiting, developing and retaining a high quality, diverse workforce that effectively meets the changing mission requirements and program priorities of the Department.

**Telecommunications.**—Provides for departmental telecommunications payments to the General Services Administration.

**Investment in Reinvention Fund.**—Finances agency reinvention proposals and other investment or capital acquisition projects in order to achieve savings and streamline work processes. The fund is self-sustaining, with agencies paying back the initial investment with savings generated through implementation of efficiencies and reinvention initiatives.

**Non-DOL Reimbursements.**—Provides for services rendered to any entity or person for use of Departmental facilities and services, including associated utilities and security services, including support for regional consolidated administrative support unit activities. The income received from non-DOL agencies and organizations funds in full the costs of all services provided. This income is credited to and merged with other income received by the Working Capital Fund.

**Financing.**—The Working Capital Fund is funded by the agencies and organizations for which centralized services are performed at rates that return in full all expenses of operation, including reserves for accrued annual leave and depreciation of equipment.

Object Classification (in millions of dollars)

Identification code 16-4601-0-4-505	2008 actual	2009 est.	2010 est.
Reimbursable obligations:			
Personnel compensation:			
11.1 Full-time permanent .....	51	58	62
11.5 Other personnel compensation .....	2	2	2
11.9 Total personnel compensation .....	53	60	64
12.1 Civilian personnel benefits .....	19	25	26
21.0 Travel and transportation of persons .....	2	1	1
23.1 Rental payments to GSA .....	8	8	8
23.3 Communications, utilities, and miscellaneous charges .....	23	29	29
25.1 Advisory and assistance services .....	14	1	11
25.2 Other services .....	13	51	26
25.3 Other purchases of goods and services from Government accounts .....	13	7	17
25.4 Operation and maintenance of facilities .....	14	14	16
25.7 Operation and maintenance of equipment .....	24	21	25
26.0 Supplies and materials .....	2	2	2
31.0 Equipment .....	3	2	2
99.9 Total new obligations .....	188	221	227

Employment Summary

Identification code 16-4601-0-4-505	2008 actual	2009 est.	2010 est.
Reimbursable:			
2001 Civilian full-time equivalent employment .....	598	634	662

GENERAL FUND RECEIPT ACCOUNTS

(in millions of dollars)

	2008 actual	2009 est.	2010 est.
Offsetting receipts from the public:			
16-143500 General Fund Proprietary Interest Receipts, not Otherwise Classified .....	1		
16-322000 All Other General Fund Proprietary Receipts Including Budget Clearing Accounts .....	36	28	28
General Fund Offsetting receipts from the public .....	37	28	28

GENERAL PROVISIONS

SEC. 101. None of the funds appropriated in this Act for the Job Corps shall be used to pay the salary of an individual, either as direct costs or any proration as an indirect cost, at a rate in excess of Executive Level I.

(TRANSFER OF FUNDS)

SEC. 102. Not to exceed 1 percent of any discretionary funds (pursuant to the Balanced Budget and Emergency Deficit Control Act of 1985) which are appropriated for the current fiscal year for the Department of Labor in this Act may be transferred between a program, project, or activity, but no such program, project, or activity shall be increased by more than 3 percent by any such transfer: *Provided*, That the transfer authority granted by this section shall be available only to meet emergency needs and shall not be used to create any new program or to fund any project

or activity for which no funds are provided in this Act: *Provided further*, That the Committees on Appropriations of the House of Representatives and the Senate are notified at least 15 days in advance of any transfer.

SEC. 103. In accordance with Executive Order No. 13126, none of the funds appropriated or otherwise made available pursuant to this Act shall be obligated or expended for the procurement of goods mined, produced, manufactured, or harvested or services rendered, whole or in part, by forced or indentured child labor in industries and host countries already identified by the United States Department of Labor prior to enactment of this Act.

【SEC. 104. After September 30, 2008, the Secretary of Labor shall issue a monthly transit subsidy of not less than the full amount (of not less than \$115) that each of its employees of the National Capital Region is eligible to receive.】

【SEC. 105. None of the funds appropriated in this title for grants under section 171 of the Workforce Investment Act of 1998 may be obligated prior to the preparation and submission of a report by the Secretary of Labor to the Committees on Appropriations of the House of Representatives and the Senate detailing the planned uses of such funds.】

【SEC. 106. There is authorized to be appropriated such sums as may be necessary to the Denali Commission through the Department of Labor to conduct job training of the local workforce where Denali Commission projects will be constructed.】

SEC. 【107】104. None of the funds made available to the Department of Labor for grants under section 414(c) of the American Competitiveness and Workforce Improvement Act of 1998 may be used for any purpose other than training in the occupations and industries for which employers are using H-1B visas to hire foreign workers, and the related activities necessary to support such training: *Provided*, That the preceding limitation shall not apply to multi-year grants awarded prior to June 30, 2007.

SEC. 【108】105. None of the funds available in this Act or available to the Secretary of Labor from other sources for Community-Based Job Training grants and grants authorized under section 414(c) of the American Competitiveness and Workforce Improvement Act of 1998 shall be obligated for a grant awarded on a non-competitive basis.

【SEC. 109. The Secretary of Labor shall take no action to amend, through regulatory or administration action, the definition established in section 667.220 of title 20 of the Code of Federal Regulations for functions and activities under title I of the Workforce Investment Act of 1998, or to modify, through regulatory or administrative action, the procedure for redesignation of local areas as specified in subtitle B of title I of that Act (including applying the standards specified in section 116(a)(3)(B) of that Act, but notwithstanding the time limits specified in section 116(a)(3)(B) of that Act), until such time as legislation reauthorizing the Act is enacted. Nothing in the preceding sentence shall permit or require the Secretary to withdraw approval for such redesignation from a State that received the approval not later than October 12, 2005, or to revise action taken or modify the redesignation procedure being used by the Secretary in order to complete such redesignation for a State that initiated the process of such redesignation by submitting any request for such redesignation not later than October 26, 2005.】

【SEC. 110. None of the funds made available in this or any other Act shall be available to finalize or implement any proposed regulation under the Workforce Investment Act of 1998, Wagner-Peyser Act of 1933, or the Trade Adjustment Assistance Reform Act of 2002 until such time as legislation reauthorizing the Workforce Investment Act of 1998 and the Trade Adjustment Assistance Reform Act of 2002 is enacted.】

SEC. 【111】106. None of the funds appropriated in this Act under the heading "Employment and Training Administration" shall be used by a recipient or subrecipient of such funds to pay the salary and bonuses of an individual, either as direct costs or indirect costs, at a rate in excess of Executive Level II. This limitation shall not apply to vendors providing goods and services as defined in Office of Management and Budget Circular A-133. Where States are recipients of such funds, States may establish a lower limit for salaries and bonuses of those receiving salaries and bonuses from subrecipients of such funds, taking into account factors including the relative cost-of-living in the State, the compensation levels for comparable State or local government employees, and the size of the organizations that administer Federal programs involved including

Employment and Training Administration programs. (*Department of Labor Appropriations Act, 2009.*)

## TITLE V—GENERAL PROVISIONS

SEC. 501. The Secretaries of Labor, Health and Human Services, and Education are authorized to transfer unexpended balances of prior appropriations to accounts corresponding to current appropriations provided in this Act. Such transferred balances shall be used for the same purpose, and for the same periods of time, for which they were originally appropriated.

SEC. 502. No part of any appropriation contained in this Act shall remain available for obligation beyond the current fiscal year unless expressly so provided herein.

SEC. 503. (a) No part of any appropriation contained in this Act shall be used, other than for normal and recognized executive-legislative relationships, for publicity or propaganda purposes, for the preparation, distribution, or use of any kit, pamphlet, booklet, publication, radio, television, or video presentation designed to support or defeat legislation pending before the Congress or any State legislature, except in presentation to the Congress or any State legislature itself.

(b) No part of any appropriation contained in this Act shall be used to pay the salary or expenses of any grant or contract recipient, or agent acting for such recipient, related to any activity designed to influence legislation or appropriations pending before the Congress or any State legislature.

SEC. 504. The Secretaries of Labor and Education are authorized to make available not to exceed \$28,000 and \$20,000, respectively, from funds available for salaries and expenses under titles I and III, respectively, for official reception and representation expenses; the Director of the Federal Mediation and Conciliation Service is authorized to make available for official reception and representation expenses not to exceed \$5,000 from the funds available for "Federal Mediation and Conciliation Service, Salaries and expenses"; and the Chairman of the National Mediation Board is authorized to make available for official reception and representation expenses not to exceed \$5,000 from funds available for "National Mediation Board, Salaries and expenses".

SEC. 505. Notwithstanding any other provision of this Act, no funds appropriated in this Act shall be used to carry out any program of distributing sterile needles or syringes for the hypodermic injection of any illegal drug.

SEC. 506. When issuing statements, press releases, requests for proposals, bid solicitations and other documents describing projects or programs funded in whole or in part with Federal money, all grantees receiving Federal funds included in this Act, including but not limited to State and local governments and recipients of Federal research grants, shall clearly state—

- (1) the percentage of the total costs of the program or project which will be financed with Federal money;
- (2) the dollar amount of Federal funds for the project or program; and
- (3) percentage and dollar amount of the total costs of the project or program that will be financed by non-governmental sources.

SEC. 507. (a) None of the funds appropriated in this Act, and none of the funds in any trust fund to which funds are appropriated in this Act, shall be expended for any abortion.

(b) None of the funds appropriated in this Act, and none of the funds in any trust fund to which funds are appropriated in this Act, shall be expended for health benefits coverage that includes coverage of abortion.

(c) The term "health benefits coverage" means the package of services covered by a managed care provider or organization pursuant to a contract or other arrangement.

SEC. 508. (a) The limitations established in the preceding section shall not apply to an abortion—

- (1) if the pregnancy is the result of an act of rape or incest; or
- (2) in the case where a woman suffers from a physical disorder, physical injury, or physical illness, including a life-endangering physical condition caused by or arising from the pregnancy itself, that would, as certified by a physician, place the woman in danger of death unless an abortion is performed.

(b) Nothing in the preceding section shall be construed as prohibiting the expenditure by a State, locality, entity, or private person of State,

local, or private funds (other than a State's or locality's contribution of Medicaid matching funds).

(c) Nothing in the preceding section shall be construed as restricting the ability of any managed care provider from offering abortion coverage or the ability of a State or locality to contract separately with such a provider for such coverage with State funds (other than a State's or locality's contribution of Medicaid matching funds).

(d)(1) None of the funds made available in this Act may be made available to a Federal agency or program, or to a State or local government, if such agency, program, or government subjects any institutional or individual health care entity to discrimination on the basis that the health care entity does not provide, pay for, provide coverage of, or refer for abortions.

(2) In this subsection, the term "health care entity" includes an individual physician or other health care professional, a hospital, a provider-sponsored organization, a health maintenance organization, a health insurance plan, or any other kind of health care facility, organization, or plan.

SEC. 509. (a) None of the funds made available in this Act may be used for—

(1) the creation of a human embryo or embryos for research purposes; or

(2) research in which a human embryo or embryos are destroyed, discarded, or knowingly subjected to risk of injury or death greater than that allowed for research on fetuses in utero under 45 CFR 46.204(b) and section 498(b) of the Public Health Service Act (42 U.S.C. 289g(b)).

(b) For purposes of this section, the term "human embryo or embryos" includes any organism, not protected as a human subject under 45 CFR 46 as of the date of the enactment of this Act, that is derived by fertilization, parthenogenesis, cloning, or any other means from one or more human gametes or human diploid cells.

SEC. 510. (a) None of the funds made available in this Act may be used for any activity that promotes the legalization of any drug or other substance included in schedule I of the schedules of controlled substances established under section 202 of the Controlled Substances Act except for normal and recognized executive-congressional communications.

(b) The limitation in subsection (a) shall not apply when there is significant medical evidence of a therapeutic advantage to the use of such drug or other substance or that federally sponsored clinical trials are being conducted to determine therapeutic advantage.

SEC. 511. None of the funds made available in this Act may be used to promulgate or adopt any final standard under section 1173(b) of the Social Security Act providing for, or providing for the assignment of, a unique health identifier for an individual (except in an individual's capacity as an employer or a health care provider), until legislation is enacted specifically approving the standard.

SEC. 512. None of the funds made available in this Act may be obligated or expended to enter into or renew a contract with an entity if—

(1) such entity is otherwise a contractor with the United States and is subject to the requirement in 38 U.S.C. 4212(d) regarding submission of an annual report to the Secretary of Labor concerning employment of certain veterans; and

(2) such entity has not submitted a report as required by that section for the most recent year for which such requirement was applicable to such entity.

【SEC. 513. None of the funds made available in this Act may be transferred to any department, agency, or instrumentality of the United States Government, except pursuant to a transfer made by, or transfer authority provided in, this Act or any other appropriation Act.】

SEC. 【514】513. None of the funds made available by this Act to carry out the Library Services and Technology Act may be made available to any library covered by paragraph (1) of section 224(f) of such Act, as amended by the Children's Internet Protection Act, unless such library has made the certifications required by paragraph (4) of such section.

SEC. 【515】514. None of the funds made available by this Act to carry out part D of title II of the Elementary and Secondary Education Act of 1965 may be made available to any elementary or secondary school covered by paragraph (1) of section 2441(a) of such Act, as amended by the Children's Internet Protection Act and the No Child Left Behind Act, unless the local educational agency with responsibility for such covered school has made the certifications required by paragraph (2) of such section.

【SEC. 516. (a) None of the funds provided under this Act, or provided under previous appropriations Acts to the agencies funded by this Act that remain available for obligation or expenditure in fiscal year 2009, or provided from any accounts in the Treasury of the United States derived by the collection of fees available to the agencies funded by this Act, shall be available for obligation or expenditure through a reprogramming of funds that—

(1) creates new programs;

(2) eliminates a program, project, or activity;

(3) increases funds or personnel by any means for any project or activity for which funds have been denied or restricted;

(4) relocates an office or employees;

(5) reorganizes or renames offices;

(6) reorganizes programs or activities; or

(7) contracts out or privatizes any functions or activities presently performed by Federal employees;】

【unless the Committees on Appropriations of the House of Representatives and the Senate are notified 15 days in advance of such reprogramming or of an announcement of intent relating to such reprogramming, whichever occurs earlier.

(b) None of the funds provided under this Act, or provided under previous appropriations Acts to the agencies funded by this Act that remain available for obligation or expenditure in fiscal year 2009, or provided from any accounts in the Treasury of the United States derived by the collection of fees available to the agencies funded by this Act, shall be available for obligation or expenditure through a reprogramming of funds in excess of \$500,000 or 10 percent, whichever is less, that—

(1) augments existing programs, projects (including construction projects), or activities;

(2) reduces by 10 percent funding for any existing program, project, or activity, or numbers of personnel by 10 percent as approved by Congress; or

(3) results from any general savings from a reduction in personnel which would result in a change in existing programs, activities, or projects as approved by Congress;】

【unless the Committees on Appropriations of the House of Representatives and the Senate are notified 15 days in advance of such reprogramming or of an announcement of intent relating to such reprogramming, whichever occurs earlier.】

【SEC. 517. (a) None of the funds made available in this Act may be used to request that a candidate for appointment to a Federal scientific advisory committee disclose the political affiliation or voting history of the candidate or the position that the candidate holds with respect to political issues not directly related to and necessary for the work of the committee involved.

(b) None of the funds made available in this Act may be used to disseminate scientific information that is deliberately false or misleading.】

【SEC. 518. Within 45 days of enactment of this Act, each department and related agency funded through this Act shall submit an operating plan that details at the program, project, and activity level any funding allocations for fiscal year 2009 that are different than those specified in this Act, the accompanying detailed table in the explanatory statement described in section 4 (in the matter preceding division A of this consolidated Act), or the fiscal year 2009 budget request.】

SEC. 【519】515. None of the funds in this Act may be used to employ workers described in section 274A(h)(3) of the Immigration and Nationality Act.

【SEC. 520. The Secretaries of Labor, Health and Human Services, and Education shall each prepare and submit to the Committees on Appropriations of the House of Representatives and the Senate a report on the number and amount of contracts, grants, and cooperative agreements exceeding \$100,000 in value and awarded by the Department on a non-competitive basis during each quarter of fiscal year 2009, but not to include grants awarded on a formula basis or directed by law. Such report shall include the name of the contractor or grantee, the amount of funding, the governmental purpose, including a justification for issuing the award on a non-competitive basis. Such report shall be transmitted to the Committees within 30 days after the end of the quarter for which the report is submitted.】

【SEC. 521. None of the funds appropriated or otherwise made available by this Act may be used to enter into a contract in an amount greater than \$5,000,000 or to award a grant in excess of such amount unless the



prospective contractor or grantee certifies in writing to the agency awarding the contract or grant that, to the best of its knowledge and belief, the contractor or grantee has filed all Federal tax returns required during the three years preceding the certification, has not been convicted of a criminal offense under the Internal Revenue Code of 1986, and has not, more than 90 days prior to certification, been notified of any unpaid Federal tax assessment for which the liability remains unsatisfied, unless the assessment is the subject of an installment agreement or offer in compromise that has been approved by the Internal Revenue Service and is not in default, or the assessment is the subject of a non-frivolous administrative or judicial proceeding.】

SEC. 【522】516. None of the funds appropriated in this Act shall be expended or obligated by the Commissioner of Social Security, for purposes of administering Social Security benefit payments under title II of the Social Security Act, to process any claim for credit for a quarter of coverage based on work performed under a social security account number that is not the claimant's number and the performance of such work under such number has formed the basis for a conviction of the claimant of a violation of section 208(a)(6) or (7) of the Social Security Act.

【SEC. 523. (a) Section 14002(a)(2)(A)(i) of division A of the American Recovery and Reinvestment Act of 2009 (Public Law 111-5) is amended, in the matter preceding subclause (I), by inserting "education" after "secondary".

(b) Section 14002(b)(1) of such division is amended by striking "14001" and inserting "14001(d)".

(c) Section 14003(a) of such division is amended by striking "the Adult and Family Literacy Act (20 U.S.C. 1400 et seq.)" and inserting "the Adult Education and Family Literacy Act (20 U.S.C. 9201 et seq.)".

(d) Section 14005(a) of such division is amended by striking "14001" and inserting "14001(d)".

(e) Section 14005(d)(4)(C) of such division is amended by striking "6401(e)(1)(9)(A)(ii)" and inserting "6401(e)(1)(A)(ii)".

(f) Section 14005(d)(5) of such division is amended—

(1) by striking "1116(a)(7)(C)(iv)" and inserting "1116(b)(7)(C)(iv)"; and

(2) by striking "1116(a)(8)(B)" and inserting "1116(b)(8)(B)".

(g) Section 14011 of such division is amended by inserting before the period at the end the following: ", unless such funds are used to provide special education and related services to children with disabilities, as authorized by the Individuals with Disabilities Education Act (20 U.S.C. 1400 et seq.)".

(h) Section 14012(c) of such division is amended to read as follows:

"(c)CRITERIA.—The Secretary shall not grant a waiver or modification under this section unless the Secretary determines that the State receiving such waiver or modification will not provide for elementary, secondary, and public higher education, for the fiscal year under consideration, a smaller percentage of the total revenues available to the State than the percentage provided for such purpose in the preceding fiscal year." .】

*(Departments of Labor, Health and Human Services, and Education, and Related Agencies Appropriations Act, 2009.)*