

NLWJC - Kagan

DPC - Box 004 - Folder 015

**Budget Materials - FY1999
Appropriations**

FY 1999 APPROPRIATIONS BILLS: LANGUAGE ISSUES

AGRICULTURE/RURAL DEVELOPMENT

- Prohibition on Use of Food and Nutrition Service (FNS) Funds to do Research and Program Evaluations
- FDA Drug Reviews/RU-486 *Friendly Repubs say need hard veto threat; MF says think can get 40 votes in Senate + get it out. LS to check on this a bit further.*
- USDA Rural Development
- Executive Branch Management -- FDA Lab Consolidation
- WIC Program Administration
- Executive Branch Review of USDA Responses

COMMERCE/JUSTICE/STATE

- Teamsters *TP - permit matter*
- Census Sampling
- Department of Justice/Codes of Conduct
- Brady Handgun Insta-Check System *How imp? what if we get it somewhere else?*
- Department of Justice/Winstar
- INS Fees
- SBA Administrative Expenses
- Authorization Waivers
- Prohibition on Intervention in Certain Court Proceedings
- Reauthorization of Small Business Innovation Research (SBIR) Program (Language affects agencies in VA/HUD; Labor/HHS/Education; Defense; Energy/Water Development; Interior; Agriculture/Rural Development.)
- Foreign Policy Provisions Regarding Jerusalem
- Funding ABM Treaty Negotiations (McIntosh Amendment)

- Visas for Foreign Nurses
- Visas for Agricultural Workers
- National Oceanic and Atmospheric Administration (NOAA) Restrictions on Executive Direction
- Advanced Technology Program (ATP) -- Cap on New Awards
- Bureau of Export Administration (BXA) Licensing Restriction
- Internet Regulation
- Restriction on FCC Funding for Portals Move
- Use of Visa Fees (State)

- Controlled Substances Act |
- Exxon Valdez
- Bureau of Prisons/Abortion
- Coordinated Drug Strategy |
- Limitation on Immigration and Naturalization Service (INS) Non-Career Appointments
- Annual U.N. Assessments

DEFENSE

- Prior Authorization Requirement
- Prohibition on Deployment in the Balkans
- Reauthorization of Small Business Innovation Research (SBIR) Program
(Also in Commerce/Justice/State, under HIGH-priority category.)

- Import of PCBs
- Human Rights Violations

DISTRICT OF COLUMBIA

- **Permit Use of Federal Funds for Private School Vouchers in D.C.**
- **Prohibition on Adoption in D.C. by Unmarried Couples**
- **Prohibition on the Use of Federal and Local Funds for D.C. Needle Exchange Programs**

- **Abortion (Prohibition of Federal and District funds.)**
- **D.C. Micromanagement**

ENERGY/WATER DEVELOPMENT

- Waste Isolation Pilot Plant
- DOE Laboratory Competition

- Transferring Regulatory Authority for Berkeley Laboratory
- Corps of Engineers Continuing Contracts

FOREIGN OPERATIONS

- Mexico City Abortion Language
 - IMF
 - NIS
 - Korean Peninsula Energy Development Organization (KEDO)
 - Export Import Bank
-
- International Organizations and Programs
 - Climate Change
 - Eastern Europe
 - Palestine Liberation Organization
 - Development Assistance
 - Overseas Private Investment Corporation

INTERIOR

- Columbia Basin
- King Cove Health and Safety Act
- Tongass National Forest (AK) Timber Production Targets
- Oil Royalties Rule
- Forest Plan Revisions
- Grizzly Bear Reintroduction
- Commercial Fishing in Glacier Bay National Park (AK)
- Bureau of Land Management (BLM) Hardrock Mining Surface Management Regulations
- Salmon Habitat in Columbia and Snake Rivers
- Elwha and Glines Canyon Dams
- Timber Production Through Prescribed Burns
- Alaska Land Purchases
- Stewardship Demonstration Projects
- Road Obliteration: Require Specific Roads to be Obliterated First
- Mandated Increase in Timber Sales
- Coastal Barriers
- Land Between The Lakes
- Allocation of Indian Health Service (IHS) Contract Support Costs on a Pro-Rata Basis

- Chugach National Forest Road Easement
- BLM Grazing Permits

- Tribal Priority Allocations (TPA) Funding
- Receding from National Finance Center
- Rent Subsidies in Sawtooth National Forest, ID
- Prohibition on Taking Land into Trust Status for Tribes
- Mandated Appraisal Procedures
- Tribal Contract Moratorium
- Prohibition on Improvements to Pennsylvania Avenue
- Airstrip within Denali National Park and Preserve (AK)

LABOR/HHS/EDUCATION

- National Testing
- Teamsters
- Block Grants
- Family Planning
- ↓ • Viagra (check w/ Chris)
- Organ Donation

- National Labor Relations Board (NLRB)
- Social Services Block Grant (SSBG). and beyond, to FY 1999 and FY 2000:
4.25%
- OSHA Peer Review
- D.C. School Reform (Bilingual Education)
- IDEA Riggs Amendment
- Abortion - Hyde ?
- Needle Exchange -
- Black Lung Regulations
- Mine Safety and Health Administration (MSHA) Training
- Railroad Retirement Board (RRB) Buyout Authority
- RRB Inspector General/Medicare
- Internet Access in Schools and Libraries
- IDEA Livingston Amendment
- NIH Office of AIDS Research

TRANSPORTATION

- Helicopters in Wilderness Areas
- Coast Guard and FAA User Fees
- Coast Guard Roles and Missions Review
- Fuel Economy Standards (National Highway Traffic Safety Administration)
- FAA Wide Area Augmentation System (WAAS)
- King Cove and Cold Bay, AK (Izembek) Road

TREASURY/GENERAL GOVERNMENT

- Federal Election Commission (FEC)
- Treasury Department Obligation Delays
- Foreign State Economic Sanctions
- Exchange Stabilization Fund (ESF)
- Abortion - FEHBP (signed before)
- Prescription Contraceptives

- Family Impact Assessments
- Customs Service Modernization Project
- OMB Review of Agriculture Marketing Orders
- Pay Raise
- Judges/Executive Schedule Pay Raise
- Postal Service: Participation in the Universal Postal Union (UPU)
- Postal Service: Nonpostal Commercial Activities
- Executive Residence
- Electronic Tax Filing Services
- Bureau of Engraving and Printing (BEP)
- Reauthorization of ONDCP - *Paider/Hatch*
- Health Care Task Force

VA/HUD/INDEPENDENT AGENCIES

- HUD: Public Housing Reform Legislation
- HUD: Director of the Mark-to-Market Program Office
- EPA: Kyoto Protocol Implementation
- VA: Earmarked Funding for NY/NJ Health Care Network
- Consumer Product Safety Commission (CPSC)
- Corporation for National and Community Service
- HUD: FHA Mortgage Limit
- HUD: Single-family Property Disposition
- HUD: Homeless Vouchers.
- HUD: Section 8 Rental Certificates and Vouchers
- NASA: Earth-observing Space-based Mission
- NASA: Changes in Account Structure.
- Alaska Native Vietnam Era Veterans Land Allotment
- EPA: Brownfields Cleanup Funding
- EPA: Overseas Ship Scrapping
- Stipulation on Use of VA Appropriated Funds
- Council on Environmental Quality: Detailees
- Liberty Memorial Earmark/American Battle Monuments Commission (ABMC)
- VA: Changes to the Funding Mechanism for Adjudication Offices
- VA: New National Cemetery in Eastern Kentucky

SF Domestic Partners

FY 1999 Appropriations Bills: Funding Issues
(OMB scoring, budget authority in millions of dollars)

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Bill/Account/Program	FY 1998 Enacted	FY 1999 Proposed	Latest House Action	Latest Senate Action	Average House/ Senate	Difference:			
						House less FY 1999 Proposed	Senate less FY 1999 Proposed	Avg. H/S less FY 1999 Proposed	
COMMERCE/JUSTICE/STATE:									
Legal Services Corporation.....	283	340	250	300	275	-90	-40	-65	
COMMERCE: NOAA – Environmental Programs (Includes GLOBE and High-Performance Computing, Excludes Clean Water).....	18	18	9	17	13	-9	-1	-5	
COMMERCE: NOAA: Clean Water.....	5	22	12	19	16	-10	-3	-7	
COMMERCE: NIST: Climate Change Tech. Init.....	—	7	—	—	—	-7	-7	-7	
COMMERCE: NOAA: Weather Satellites.....	333	515	435	460	448	-80	-55	-68	
NOTE: AT \$475 M, 1999 contract obligations could be fulfilled for NOAA weather satellites. However, some activities would be deferred to 2000. Sums lower than \$475 M would trigger contract violations.									
COMMERCE: NIST: Advanced Technology Program (ATP).....	193	260	180	193	187	-80	-67	-74	
NOTE: "Proposed Final Level" represents Senate authorized level.									
SBA: Salaries and Expenses.....	254	281	247	265	256	-34	-16	-25	
SBA: Disaster Loans.....	173	166	216	94	155	50	-72	-11	
EEOC.....	242	279	261	254	258	-18	-25	-22	
STATE: Contributions to International Organizations.....	941	931	915	877	896	-16	-54	-35	
STATE: Contributions to International Peacekeeping.....	256	231	220	210	215	-11	-21	-16	
USIA: International Information Programs.....	452	462	457	427	442	-5	-35	-20	
USIA: International Broadcasting Operations.....	387	389	384	355	370	-5	-34	-20	
DOJ: Chem/Bio Weapons.....	—	171	127	176	152	-44	5	-20	
DOJ: Critical Infrastructure.....	—	37	—	20	10	-37	-17	-27	
NOTE: Senate would provide add'l \$8 M from DOJ Working Capital Fund.									
DOJ: General Legal Activities	452	486	470	486	478	-16	—	-8	
NOTE: Senate action includes \$63 M for Winstar from General Legal base resources. For Proposed Final Level - either increase \$486 M by \$63 M for Winstar litigation or enact mandatory spending for Winstar from FRF.									
DOJ: Indian Country Law Enforcement Initiative.....	—	157	30	144	87	-127	-13	-70	
NOTE: The Interior component of this initiative is displayed under the Interior bill.									
DOJ: At-Risk Children's Grants.....	—	95	—	95	48	-95	—	-48	
DOJ: INS Operating Program	2,345	2,723	2,568	2,373	2,471	-155	-350	-253	
STATE: Security and Maintenance of Overseas Missions.....	398	641	396	550	473	-245	-91	-168	
STATE: CIO Arrearages.....	100	475	475	475	475	—	—	—	
COMMERCE: 2000 Census.....	390	849	956	847	902	107	-2	53	
COMMERCE: Census Appropriation (Excludes 2000 Census).....	303	340	296	295	296	-44	-45	-45	

cc: Bruce

Budget - FY 99 Approp 1

really:
↑ 797 (250-400)

FY 1999 Appropriations Bills: Funding Issues
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COMMERCE: Nat'l Info. Infrastructure Grants Program (TIAP).....	20	22	16	20	18	-6	-2	-4
COMMERCE: Economic Development Administration (EDA).....	361	398	393	303	348	-5	-95	-50
DOJ: Narrowband Communications Account.....	23	86	—	—	—	-86	-86	-86
DOJ: Drug Testing Initiative and Intervention.....	—	85	—	—	—	-85	-85	-85
Y2K Funding/ Securities and Exchange Commission (SEC).....	317	341	324	341	333	-17	—	-9

INTERIOR:

DOI: Millennium Initiative.....	—	50	—	13	7	-50	-37	-44
DOI: Clean Water Action Plan (DOI/FS).....	538	666	578	578	578	-88	-88	-88
DOI: Everglades Restoration (DOI only).....	136	144	83	106	95	-61	-38	-50
DOI: Bureau of Indian Affairs (BIA) Initiatives.....	594	687	620	607	614	-67	-80	-74
DOI: Disaster Information Network (DIN).....	—	15	—	—	—	-15	-15	-15
HHS: IHS: Race and Health Initiative.....	—	10	—	—	—	-10	-10	-10
DOE: CCTI (Includes Energy Efficiency and Conservation, Fossil Energy and Energy Information Administration).....	457	651	472	493	483	-179	-158	-169
Smithsonian.....	402	420	397	405	401	-23	-15	-19
DOI: Land and Water Conservation Fund (DOI/FS).....	969	270	139	233	186	-131	-37	-84
NOTE: FY 1998 includes \$699 M for priority Federal land acquisition.								
DOI: Endangered Species Act (DOI only).....	77	113	86	84	85	-27	-29	-28
DOI: National Park Service - Program Operation	1,246	1,321	1,333	1,288	1,311	12	-33	-11
USDA: Forest Service: CCTI.....	—	3	—	—	—	-3	-3	-3
USDA: FS: Stewardship Incentives and Forest Legacy Progs.....	11	15	2	12	7	-13	-3	-8
IHS Health Care Construction Funding Level.....	14	39	41	14	28	2	-25	-12
NEA	98	136	98	100	99	-38	-36	-37

LABOR/HHS/EDUCATION:

Education -- Existing Programs:

ED: Title I -- Education for the Disadvantaged (Grants to LEAs).....	7,375	7,767	7,375			-392		
ED: Child Care Init. - After Schl. Prog. (21st Cty. Comm. Learn'g Ctrs	40	200	60			-140		
ED: Goals 2000.....	491	501	246			-255		
ED: National Tests.....	19	15	—			-15		
ED: Education Technology.....	584	721	541			-180		
ED: Obey Comp. Schl. Reform - In Title I (Also Hisp. Init.).....	120	150	120			-30		
ED: Hispanic Ed. Init. -- Bilingual Education.....	354	387	354			-33		
ED: Adult Education (Also Hisp. Init.).....	361	394	378			-16		

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ED: School-to-Work.....	200	125	75			-50			
ED: Civil Rights	62	68	62			-6			
ED: Pell Grants.....	7,345	7,594	7,795			201			
NOTE: House "parked" \$384 M in BA (for a total appropriation of \$8,179 M. The "parked" funding is not required to fund Pell policy.									
ED: Obey Comprehensive School Reform (non-Title I).....	25	25	25			---			
ED: Hispanic Ed. Init. - Migrant Educ. (Incls. Child Lab. Init.).....	305	355	355			---			
ED: TRIO (Also Hisp. Init.).....	530	583	600			17			
ED: Charter Schools.....	80	100	100			---			
ED: Work Study.....	830	900	850			-50			
ED: Title III HBCUs.....	118	135	130			-5			
ED: Safe and Drug Free Schools.....	556	606	556	(level funding)		-50			
ED: Perkins Loans.....	135	60	---			-60			
ED: Hispanic Ed. Init. - Title III Hispanic Serving Institutions	12	28	16			-12			
Education - New Programs:									
ED: America Reads.....	---	260	---			-260			
ED: Education Initiatives - High Hopes.....	---	140	---			-140			
ED: Education Initiatives - Teacher Recruitment and Prep.....	---	67	---			-67			
ED: Learning Anytime, Anywhere	---	30	---			-30			
ED: Education Initiatives - Education Opportunity Zones.....	---	200	---			-200			
Labor - Existing Programs:									
DOL: Summer Jobs.....	871	871	---			-871			
DOL: Dislocated Workers.....	1,351	1,451	1,351			-100			
DOL: School-to-Work.....	200	125	75			-50			
DOL: Labor Law Enforcement (OSHA).....	338	355	337			-18			
DOL: Labor Law Enforcement (Excluding OSHA).....	589	616	602			-14			
DOL: Adult Training Program.....	955	1,000	955			-45			
DOL: Office of Federal Contract Compliance Prog (OFCCP).....	62	68	65			-3			
Labor - New Programs:									
DOL: Youth Opportunities.....	---	250	---			-250			
DOL: Child Labor (funds also requested in Customs).....	3	39	9			-30			
DOL: Child Care Initiative: Child Care Apprenticeship.....	---	5	---			-5			
UI Integrity.....	---	91	---			-91			

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DOL: Learning Anytime, Anywhere	—	10	—			-10			
HHS – Existing Programs:									
HHS: Child Care Initiative: Head Start.....	4,347	4,660	4,500			-160			
HHS: LIHEAP.....	1,000	1,100	—			-1,100			
HHS: Family Planning.....	203	218	203			-15			
HHS: HRSA/CDC: Race and Health Initiative	—	70	→ 125			55			
NOTE: Substance of House mark differs greatly from request.									
HHS: Substance Abuse and Mental Health Services									
Administration (SAMHSA).....	2,147	2,275	2,418			143			
SAMHSA - National Household Survey on Drug Abuse.....	18	②	—						
HHS: AHCPR (Program Level).....	147	171	171			—			
HHS: HRSA – Ryan White AIDS Funding.....	1,150	1,313	1,331			18			
HHS: Nat'l Institutes of Health (NIH) (Includes Cancer funding) (Estimates Adjusted for 1% Transfer Authority and CBW).....	13,622	14,763	14,862			99			
HHS: HCFA – Program Level (Includes Medicare User Fees).....	1,929	2,137	2,082			-55			
HHS: CDC (Includes Violent Crime Funding).....	2,384	2,497	2,591			94			
HHS – New Programs:									
HHS: Child Care Initiative: Provider Scholarship, Standards and Research (Within CCDBG)	—	174	—			-174			
HHS: Chem/Bio Weapons (Budget Amendment).....	—	111	51			-60			
HHS: Child Care Init. – Other (Developmental Disabilities).....	—	5	—			-5			
Other:									
NLRB.....	175	184	175			-9			
CPB: Digital Conversion Initiative	—	50	—			-50			
Corporation for National and Community Service.....	257	278	251			-27			
<i>(Other Amer/VISTA) Not Americans Harkin will protect</i>									

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FOREIGN OPERATIONS:								
Bill Total.....	13,192	14,003	12,786	12,823	12,805	-1,217	-1,180	-1,199
TREASURY: IMF/NAB (non-add).....	---	17,861	3,361	17,861	10,611	-14,500	---	-7,250
NOTE: Treasury has not yet requested to re-propose the FY 1998 request as a FY 1999 request.								
TREASURY: Int'l Development Assoc. -- Appropriation.....	800	800	800	800	800	---	---	---
TREASURY: Int'l Development Assoc. -- MDB Arrearages.....	235	---	---	---	---	---	---	---
TREASURY: Global Environment Fund (GEF) -- Appropriation.....	48	107	---	---	---	-107	-107	-107
TREASURY: Global Environment Fund (GEF) -- MDB Arrearages.....	---	193	42	48	45	-151	-145	-148
TREASURY: Asian Dev. Bank and Fund -- Appropriation.....	113	113	73	13	43	-40	-100	-70
TREASURY: Asian Dev. Bank and Fund -- MDB Arrearages.....	50	150	150	187	169	---	37	19
TREASURY: African Development Fund -- Appropriation.....	---	67	40	---	20	-27	-67	-47
TREASURY: African Development Fund -- Arrears.....	45	88	88	5	47	---	-83	-42
TREASURY: North American Dev. Bank (NADBANK).....	---	37	---	---	---	-37	-37	-37
TREASURY: Other MDBs -- Appropriation.....	139	63	62	62	62	-1	-1	-1
TREASURY: Other MDBs -- MDB Arrearages.....	75	71	72	71	72	1	---	1
TREASURY: Debt.....	27	72	35	25	30	-37	-47	-42
STATE: Africa Initiatives -- Development Assistance.....	---	30	---	---	---	-30	-30	-30
NOTE: No DA resources earmarked for Africa Initiatives in either H or S. DA level in H is well below the request.								
STATE: Africa Initiatives -- Special Debt Forgiveness.....	---	35	---	---	---	-35	-35	-35
STATE: Africa Initiatives -- ESF, Conflict Prevent. and Resltn.....	---	30	---	---	---	-30	-30	-30
NOTE: No ESF funds earmarked for Africa Initiatives in either H or S. ESF levels are well below the request in both H and S.								
STATE: Assistance for Eastern Europe and Baltic States.....	483	463	450	433	442	-13	-30	-22
STATE: New Independent States (NIS).....	769	922	590	740	665	-332	-182	-257
STATE: Non-Proliferation, Demining, and Related.....	133	216	152	170	161	-64	-46	-55
STATE: Foreign Military Financing Grants.....	3,343	3,276	3,336	3,323	3,330	60	47	54
STATE: Economic Support Fund.....	2,420	2,514	2,346	2,306	2,326	-168	-208	-188
AID: Development Assistance and Child Survival.....	1,719	1,729	1,719	1,762	1,741	-10	33	12
AID: Operating Expenses.....	479	484	460	475	468	-24	-9	-17
AID: Disaster Assistance.....	190	205	150	200	175	-55	-5	-30
International Organizations and Programs.....	295	314	260	270	265	-54	-44	-49
Peacekeeping Operations (PKO).....	78	83	62	69	66	-21	-14	-18
Export-Import Bank.....	732	859	796	834	815	-63	-25	-44
Peace Corps.....	226	270	230	221	226	-40	-49	-45

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State: International Narcotics Control.....	230	275	275	222	249	---	-53	-27
All Other.....	12,382	13,061	11,928	11,920	11,924	-1,133	-1,141	-1,137

TRANSPORTATION:

DOT: FAA, Excluding Airport Grants	7,106	8,008	7,673	7,756	7,715	-335	-252	-294
NOTE: FY 1999 Proposed Final Level assumes no OL cap on FAA capital (as contained in Senate bill).								
DOT: Access to Jobs.....	---	100	50	50	50	-50	-50	-50
NOTE: Of the \$100 M requested for "Access to Jobs," \$50 M is "guaranteed" in TEA-21.								
DOT: AMTRAK.....	793	621	609	555	582	-12	-66	-39
DOT: Coast Guard (Includes Functions 400 and 050).....	3,264	3,338	3,200	3,316	3,258	-138	-22	-80
NOTE: FY 1999 Proposed includes: \$35 M for CG user fees and \$17 M for Alteration of Bridges.								

TREASURY/GENERAL GOVERNMENT:

TREASURY: Internal Revenue Service (IRS).....	7,758	8,339	7,766	7,851	7,809	-573	-488	-531
TREASURY: Customs Modernization (ACE).....	11	56	8	8	8	-48	-48	-48
ONDCP: Youth Anti-Drug Media Campaign.....	195	195	195	175	185	---	-20	-10
TREASURY: Youth Gun Crime Interdiction	12	27	27	27	27	---	---	---
TREASURY: Child Labor - Outreach/Investigations/Information (funds also requested in Labor).....	---	3	3	3	3	---	---	---
Federal Election Commission.....	32	37	37	34	36	---	-3	-2

VA/HUD/INDEPENDENT AGENCIES:

Corp. for Nat'l and Community Service (Including IG).....	429	502	---	429	215	-502	-73	-288
HUD: Welfare-to-Work Housing Vouchers	---	283	100	40	70	-183	-243	-213
HUD: Fair Housing (FHIP and FHAP).....	30	52	40	35	38	-12	-17	-15
HUD: Regional Opportunity Counseling.....	---	20	10	---	5	-10	-20	-15
HUD: Empowerment Zones (as MANDATORY in the FY 1999 Budget)	---	150	---	---	---	-150	-150	-150
HUD: HOPWA.....	204	225	204	225	215	-21	---	-11
EPA: Superfund (Pre-transfer) (Excludes Brownfields)	1,411	2,002	1,409	1,409	1,409	-593	-593	-593

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NOTE: Proposed Final Level of \$1,609 M would provide a modest, face-saving increase (+\$200 M), but still would result in missing the 2001 target for cleanup of 900 sites.								
EPA: Boston Harbor	50	50	23	—	12	-27	-50	-39
NSF/EPA: GLOBE	2	3	—	2	1	-3	-1	-2
NASA: International Space Station.....	2,441	2,270	2,100	2,300	2,200	-170	30	-70
Community Dev't Financial Institutions (CDFI).....	80	125	80	55	68	-45	-70	-58
National Science Foundation (NSF) (Includes Functions 250 and 054) (Excludes GLOBE).....	3,427	3,771	3,695	3,642	3,669	-76	-129	-103
EPA: Climate Change Tech. Init. (CCTI).....	90	205	99	114	107	-106	-91	-99
EPA: Brownfields (requested in HUD and EPA).....	89	91	91	91	91	—	—	—
EPA: Clean Water Initiative.....	484	629	629	599	614	—	-30	-15
HUD: Community Empowerment Fund (EDI).....	138	400	50	85	68	-350	-315	-333
HUD: Climate Change Tech. Init. (CCTI) (PATH/Housing Tech.).....	—	10	10	—	5	—	-10	-5
HUD: Brownfields (requested in HUD and EPA).....	25	50	20	25	23	-30	-25	-28
HUD: Youthbuild.....	35	45	35	40	38	-10	-5	-8
HUD: Office of Lead Hazard (Lead-Based Paint Abatement)	60	85	80	70	75	-5	-15	-10
HUD: Section 8 Contract Renewals.....	8,180	7,191	9,600	9,540	9,570	2,409	2,349	2,379
HUD: Section 8 Amendments.....	850	1,337	98	—	49	-1,239	-1,337	-1,288
HUD: Other Section 8.....	343	453	443	434	439	-10	-19	-15
HUD: Section 8 Rescissions.....	-3,022	—	—	-1,400	-700	—	-1,400	-700
VA: Medical Care	17,057	17,028	17,338	17,250	17,294	310	222	266
Neighborhood Reinvestment Corporation.....	60	90	90	60	75	—	-30	-15

AGRICULTURE/RURAL DEVELOPMENT:

HHS/USDA: FDA: Food Safety Initiative (FDA and USDA).....	190	291	207	259	233	-84	-32	-58
HHS: FDA: Tobacco Enforcement	34	134	34	34	34	-100	-100	-100
USDA: Emergency Farm Assistance.....	—	500	—	500	250	-500	—	-250
USDA: Women, Infants, and Children (WIC).....	3,924	4,081	3,924	3,948	3,936	-157	-133	-145
USDA: USDA Discrimination Claim Payments.....	—	20	10	12	11	-10	-8	-9
USDA: Socially Disadv'd Farmers -- Outreach.....	3	10	3	3	3	-7	-7	-7
USDA: Socially Disadv'd Farmers -- Farm Ownership Direct Lns.....	8	13	11	13	12	-2	—	-1

NOTE: Latest Senate action includes credit sales of inventory property (funded separately in "FY 1999 Proposed" and "Latest House Action").

USDA: Climate Change Technology Initiative (CCTI).....	—	7	—	—	—	-7	-7	-7
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*off for about 20
to appear?*

FY 1999 Appropriations Bills: Funding Issues
 (OMB scoring, budget authority in millions of dollars)

26-Aug-98
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Bill/Account/Program	FY 1998 Enacted	FY 1999 Proposed	Latest House Action	Latest Senate Action	Average House/ Senate	Difference:		
						House less FY 1999 Proposed	Senate less FY 1999 Proposed	Avg. H/S less FY 1999 Proposed
USDA: Clean Water Action Plan (NRCS).....	---	23	---	---	---	-23	-23	-23
USDA: Rural Community Advancement Program.....	652	715	745	703	724	30	-12	9
USDA: Init. for Future Agriculture and Food Systems (Disc. Reduction to MANDATORY acc't - Ag Research Bill).....	---	120	---	120	60	-120	---	-60
USDA: Fund for Rural America (Discretionary reduction to MANDATORY account - Ag Research Bill)	---	60	---	---	---	-60	-60	-60

ENERGY/WATER DEVELOPMENT:

CORPS: Everglades Restoration.....	59	98	41	55	48	-57	-43	-50
CORPS: Clean Water Initiative (excluding Everglades).....	106	142	110	106	108	-32	-36	-34
CORPS: Kill Van Kull.....	1	32	32	19	26	---	-13	-7
CORPS: Columbia River Salmon Restoration.....	95	117	8	95	52	-109	-22	-66

NOTE: Below the \$95 M Proposed Final Level the Corps will have
 ESA non-compliance problems.

DOE: CCTI (Includes funding for all of Solar and Renewable Energy, and new activities in Energy Research).....	272	409	286	377	332	-123	-32	-78
DOE: Science: Next Generation Internet.....	---	22	---	21	11	-22	-1	-12
DOE: Nuclear Waste Disposal (Yucca Mountain).....	350	380	350	375	363	-30	-5	-18
DOE: Defense Environmental Management Privatization.....	200	517	287	242	265	-230	-275	-253
DOE: Nuclear Energy (NE): NE Research Initiative.....	---	24	5	24	15	-19	---	-10
DOE: Spallation Neutron Source.....	23	157	100	157	129	-57	---	-29
TVA	70	77	---	70	35	-77	-7	-42

NOTE: The \$42 M Proposed Final Level is the level noted in OMB's
 report on TVA's non-power program for navigation, flood control,
 and other essential services.

DC:

DC: Economic Development Initiative	---	100	25	50	38	-75	-50	-63
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Kate P. Donovan
06/16/98 08:12:06 PM

Record Type: Record

To: See the distribution list at the bottom of this message
cc: See the distribution list at the bottom of this message
Subject: URGENT: Need clearance - T/P Approps. letter

Attached is the Treasury/Postal Appropriations letter for your review. House Committee markup is tomorrow, Wednesday (6/17) at 9:30am; therefore, please provide comments by 8:50am tomorrow. Thank you.

The Honorable Bob Livingston
Chairman
Committee on Appropriations
U.S. House of Representatives
Washington, D.C. 20515

Dear Mr. Chairman:

The purpose of this letter is to provide the Administration's views on the Treasury, Postal Service, and General Government Appropriations Bill, FY 1999, as reported by the House Subcommittee. As the Committee develops its version of the bill, your consideration of the Administration's views would be appreciated. These views are based on incomplete information and are, therefore, necessarily preliminary.

The Administration appreciates efforts by the Subcommittee to accommodate the President's priorities within the 302(b) allocation. However, the allocation is simply insufficient to make the necessary investments in programs funded by this bill. As a result, a variety of critical programs discussed below are underfunded.

The only way to achieve the appropriate investment level is to offset discretionary spending by using savings in other areas. The President's FY 1999 Budget proposes levels of discretionary spending for FY 1999 that conform to the Bipartisan Budget Agreement by making savings in mandatory and other programs available to help finance this spending. In the recently enacted Transportation Equity Act, Congress -- on a broad, bipartisan basis -- took similar action in approving funding for surface transportation programs paid for with mandatory offsets. We encourage the Congress to take advantage of such additional offsets, or to reduce appropriations for programs or projects not requested by the President.

Below is a discussion of our specific concerns with the Subcommittee-reported bill. We look forward to working with you to resolve these concerns as the bill moves forward.

Year 2000 Computer Conversion

The Administration appreciates the emphasis that the Subcommittee has placed on year 2000 (Y2K) computer conversion activities. While we support the funding mechanism established in the Act, we have some concerns regarding the mechanism for, and allocation of, resources to address the Y2K issue. In the FY 1999 Budget, the President has requested more than \$1 billion for Y2K computer conversion. In addition, the Budget anticipated that additional requirements would emerge over the course of the year, and included an allowance in Function 920 for emergencies and other unanticipated needs. At this time, we believe that the resource levels included in the President's Budget will fully address Y2K computer conversion requirements government-wide. However, as we learn more about how to address this problem, we expect that ensuring Government-wide compliance will require flexibility to respond to unanticipated requirements. This mechanism provides such flexibility. As action on the various appropriations bills proceeds, we urge Congress to leave as much as possible of the \$2.25 billion contingent reserve unallocated so that funds are available to address emerging needs.

Further, we urge Congress to refrain from allocating contingency funds for needs that are not related to Y2K computer compliance. For example, it appears that the funding level assumed for IRS' use of the proposed Y2K emergency contingent appropriation includes at least \$22 million for computer systems needs that are not Y2K-related. We believe that these funds should be provided in the regular appropriation.

The Administration has concerns about Subcommittee Report language that would impose Y2K reporting requirements beyond those already in place. While we appreciate the Committee's intent, such reporting requirements could divert resources and management attention that would more appropriately be focused on achieving compliance. In addition, the Administration objects to report language that would authorize the Chair of the President's Council on Year 2000 Computer Conversion to "directly access and take control of" certain agency systems. We believe that the process now in place, whereby agency heads work in collaboration with the Chair towards achieving compliance, is the most appropriate procedure to ensure efficiency and accountability.

Federal Election Commission

The Administration strongly objects to language included in the bill that would limit the term of the Federal Election Commission's staff director and general counsel to four years and require a vote of four commissioners to reappoint them. This procedure is a departure from current practice, established in statute, whereby the Commission appoints a staff director and general counsel for an unlimited term. As with all Commission decisions under current practice, removal of the staff director and general counsel requires a vote of four commissioners. The Administration urges the Committee to eliminate this provision from the bill. Furthermore, because the provision effectively could remove the current occupants of the positions, it would raise serious constitutional questions under the separation of power.

Executive Office of the President

The Administration is concerned with the Subcommittee's inclusion of several provisions in the General Provisions and Executive Residence sections of the bill and language in the Subcommittee Report. It is our hope that any differences that exist concerning these provisions will be resolved as the bill moves through the process.

Possible Amendments Related to Brady Act and Assault Weapons

The Administration understands that there may be several extraneous amendments offered during the full Committee markup that would negatively impact the Administration's efforts to reduce gun crime on America's streets. Such amendments would be strongly opposed by the Administration.

Internal Revenue Service

The Administration appreciates the Subcommittee's efforts to fund the President's Budget request for the IRS. We look forward to working closely with the committee and the Congress to identify ways in which the full funding in the President's request can be achieved.

The Administration appreciates congressional support for IRS information technology investments. However, tying obligation of funds to GAO review of expenditure plans is objectionable since the Administration has no control over the nature or timing of any prospective GAO review.

U.S. Customs Service

The Administration is concerned about the funding level for Customs' Automated Commercial Environment (ACE). Without major revisions to the existing system, Customs cannot keep up with increasing trade volumes nor can it be responsive to the requirements stated in the 1993 Modernization Act and the needs articulated by industry. The Subcommittee has funded only \$8 million of the requested \$56 million level, which would cause the modernization effort to come virtually to a halt. To accommodate the full amount requested, the Administration has proposed funding the majority of ACE requirements through a user fee paid by those who stand to benefit most from this system, the trade community.

Bureau of Alcohol, Tobacco and Firearms

The Administration requests reconsideration of the Violent Crime Coordinator initiative, as the U.S. Attorneys have requested additional ATF support for bringing cases involving violent criminals to the Department of Justice for prosecution.

Relocation of the Bureau of Alcohol, Tobacco and Firearms headquarters staffing

remains a key concern due to inadequate security at the present headquarters site. We hope that the Congress will continue to consider funding for this priority when the review process is completed.

Federal Employees Health Benefits Program

The Administration strongly opposes sections 514 and 515 of the bill. These provisions would restrict Federal Employees Health Benefits Program (FEHBP) coverage for abortions except in situations where the life of the mother is endangered or the pregnancy is the result of rape or incest. While the President believes that abortion should be safe, legal, and rare, the Administration does not believe that Federal employees and their families should be precluded from choosing to purchase health insurance that includes broader coverage. The Administration believes that the decision to cover abortion should be left to each health plan participating in the FEHBP. Thus, Federal employees who wish to purchase health coverage that does not include abortion services would have that choice. The provision in the Subcommittee bill does not allow Federal employees and their families to make that choice.

Pay Raise

The Administration is disappointed that the Subcommittee proposes to eliminate the 1999 pay raise for Federal judges and employees paid under the Executive Schedule. Failure to provide pay raises for senior executives is eroding the value of their pay, causing severe pay compression in the executive ranks. Pay adjustments have been made for such individuals only once in the last five years. If continued, this failure will affect the Government's ability to attract and retain the executive talent that it needs. We urge the Committee to restore the pay raise for Federal judges and the Executive Schedule.

Office of National Drug Control Policy

The Administration appreciates the support the Subcommittee has provided for drug control efforts in general, and for ONDCP in particular. The Administration encourages the Committee to provide the full amounts requested for the ONDCP Director to enhance drug control activities and address emerging drug threats. The Committee could fund this spending, in part, by reducing amounts earmarked by the Subcommittee for an unrequested technology transfer program.

Federal Buildings Fund

The Subcommittee has not provided \$14 million requested for the design of a new Department of Transportation (DOT) Headquarters. Instead, the Subcommittee urges GSA to enter into a lease transaction, as authorized by the House Transportation and Infrastructure Committee and the Senate Environment and Public Works Committee. The Administration requests that the Committee provide funding for the design of a new DOT Headquarters. Providing for a government-owned building would save taxpayers approximately \$190 million, in present value terms, compared to the cost of entering into a lease.

The Subcommittee bill also would delay the availability of funding until September 30, 1999, for the repair and alterations program (\$19 million) and building operations program (\$223 million). The Administration is concerned that a delay in obligations of this amount for buildings operations would impede GSA's ability to operate and maintain Federal facilities under its control.

We also note that the Subcommittee bill approved over \$500 million for 15 unrequested courthouse construction projects.

National Bioethics Advisory Commission

The Administration objects to section 628 of the Subcommittee bill, which would prevent interagency funding of the National Bioethics Advisory Commission. The work of the Commission affects at least 15 Federal agencies. Access to interagency funding is essential for continued operations of this small, but important commission.

Dissemination of Public Information

Language in the Subcommittee Report would require OMB to issue regulations establishing detailed procedures for how Federal and non-Federal entities (including States, grantees, and contractors) disseminate public information. First, the language is inappropriate in that it would directly affect a matter that is currently under litigation in the Federal Courts. Second, the language would require the creation of a complex bureaucratic process that would delay the timely release of public information. Most agencies do an excellent job of releasing public information -- including crop statistics, weather data, and public health warnings. The language would make such releases subject to a lengthy and complex evaluation and comment process that would take resources away from the dissemination mission. Third, because of the language's broad sweep, the regulations to be issued would create considerable uncertainty among non-Federal parties as to their legal responsibilities for disclosing information. For example, a Defense contractor would have to interpret the applicability of the regulations issued pursuant to this language when bidding on a contract to develop technology for the Defense Department because the regulations could affect the winning contractor's rights in valuable technical data (e.g., jet engine design) developed under the contract. Similar and potentially costly effects could apply to grantees and States.

Competition in Commercial Activities

The Administration understands that an amendment may be offered that would require that all commercial work performed by Federal employees be submitted to competition and preclude the conversion of any contracted work to in-house performance. The Administration would oppose such an amendment. The Administration's policy is to promote competition to achieve the best deal to the taxpayer, not simply to out-source. The Government must be permitted to choose the alternative -- public or private -- that is the most cost effective. The

proposed amendment does not acknowledge our larger reinvention effort and would mandate a five-year schedule for conducting cost comparisons involving all commercial work performed by Federal employees. This mandate would be administratively burdensome and could preclude agencies from considering other management improvement efforts.

We look forward to working with the Committee to address our mutual concerns.

Sincerely,

Jacob J. Lew
Acting Director

Identical Letter Sent to The Honorable Bob Livingston,
The Honorable David R. Obey, The Honorable Jim Kolbe,
and The Honorable Steny H. Hoyer

Message Sent To:

Rahm I. Emanuel/WHO/EOP
Lawrence J. Stein/WHO/EOP
John Podesta/WHO/EOP
Sylvia M. Mathews/WHO/EOP
Paul E. Begala/WHO/EOP
Gene B. Sperling/OPD/EOP
Sally Katzen/OPD/EOP
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Martha Foley/WHO/EOP
Ron Klain/OVP @ OVP
William P. Marshall/WHO/EOP
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Jonathan D. Breul/OMB/EOP

Message Copied To: