

Public Law 94-180  
94th Congress

An Act

Making appropriations for public works for water and power development and energy research, including the Corps of Engineers—Civil, the Bureau of Reclamation, power agencies of the Department of the Interior, the Appalachian regional development programs, the Federal Power Commission, the Tennessee Valley Authority, the Nuclear Regulatory Commission, the Energy Research and Development Administration, and related independent agencies and commissions for the fiscal year ending June 30, 1976, and the period ending September 30, 1976, and for other purposes.

Dec. 26, 1975

[H.R. 8122]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the following sums are appropriated, out of any money in the Treasury not otherwise appropriated, for the fiscal year ending June 30, 1976, and the period ending September 30, 1976, for public works for water and power development and energy research, including the Corps of Engineers—Civil, the Bureau of Reclamation, power agencies of the Department of the Interior, the Appalachian regional development programs, the Federal Power Commission, the Tennessee Valley Authority, the Nuclear Regulatory Commission, the Energy Research and Development Administration, and related independent agencies and commissions, and for other purposes, namely:

Public Works for  
Water and Power  
Development and  
Energy Research  
Appropriation  
Act, 1976.

TITLE I—ENERGY RESEARCH AND DEVELOPMENT  
ADMINISTRATION

OPERATING EXPENSES

For necessary operating expenses of the Administration in carrying out the purposes of the Energy Reorganization Act of 1974; hire, maintenance, and operation of aircraft; publication and dissemination of atomic and other energy information; purchase, repair, and cleaning of uniforms; official entertainment expenses (not to exceed \$25,000); reimbursement of the General Services Administration for security guard services; hire of passenger motor vehicles; \$3,130,765,000 and any moneys (except sums received from disposal of property under the Atomic Energy Community Act of 1955 and the Strategic and Critical Materials Stockpiling Act, as amended, and fees received for tests or investigations under the Act of May 16, 1910, as amended (42 U.S.C. 2301; 50 U.S.C. 98h; 30 U.S.C. 7)) received by the Energy Research and Development Administration notwithstanding the provisions of section 3617 of the Revised Statutes (31 U.S.C. 484), to remain available until expended: *Provided*, That from this appropriation transfers of sums may be made to other agencies of the Government for the performance of the work for which this appropriation is made, and in such cases the sums so transferred may be merged with the appropriation to which transferred: *Provided further*, That the amount appropriated in any other appropriation act for "Operating expenses" for the Energy Research and Development Administration for the fiscal year ending June 30, 1976, shall be merged, without limitation, with this appropriation.

42 USC 5801  
note.

42 USC 2301  
note.  
50 USC 98 note.

For "Operating expenses" for the period July 1, 1976, through September 30, 1976, \$941,507,000, to remain available until expended:

*Provided*, That the amount appropriated in any other appropriation act for "Operating expenses" for the Energy Research and Development Administration for the period July 1, 1976, through September 30, 1976, shall be merged, without limitation, with this appropriation.

#### PLANT AND CAPITAL EQUIPMENT

For expenses of the Administration, as authorized by law, in connection with the purchase and construction of plant and the acquisition of capital equipment and other expenses incidental thereto necessary in carrying out the purposes of the Energy Reorganization Act of 1974, including the acquisition or condemnation of any real property or any facility or for plant or facility acquisition, construction, or expansion; purchase of not to exceed three hundred and thirty-four for replacement only, and hire of passenger motor vehicles; purchase of not to exceed two, acquisition without reimbursement of not to exceed two, and hire of aircraft; \$907,642,000 to remain available until expended: *Provided*, That the amount appropriated in any other appropriation Act for "Plant and capital equipment" for the Energy Research and Development Administration for the fiscal year ending June 30, 1976, shall be merged, without limitation, with this appropriation.

For "Plant and capital equipment," except for purchase of motor vehicles and aircraft, for the period July 1, 1976, through September 30, 1976, \$185,776,000 to remain available until expended: *Provided*, That the amount appropriated in any other appropriation Act for "Plant and capital equipment" for the Energy Research and Development Administration for the period July 1, 1976, through September 30, 1976, shall be merged, without limitation, with this appropriation.

#### GENERAL PROVISIONS

SEC. 101. Not to exceed 5 per centum of appropriations made available for the current fiscal year for "Operating expenses" and "Plant and capital equipment" may be transferred between such appropriations, but neither such appropriation, except as otherwise provided herein, shall be increased by more than 5 per centum by any such transfers, and any such transfers shall be reported promptly to the Appropriations Committees of the House and Senate.

### TITLE II—DEPARTMENT OF DEFENSE—CIVIL

#### DEPARTMENT OF THE ARMY

#### CORPS OF ENGINEERS—CIVIL

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

#### GENERAL INVESTIGATIONS

For expenses necessary for the collection and study of basic information pertaining to river and harbor, flood control, shore protection, and related projects, restudy of authorized projects, and when authorized by law, surveys and studies of projects prior to authorization for construction, \$66,836,000, to remain available until expended: *Provided*, That \$1,500,000 of this appropriation shall be transferred to

42 USC 5801  
note.

Transfer of funds,  
report to  
congressional  
committees.

the United States Fish and Wildlife Service for studies, investigations, and reports thereon as required by the Fish and Wildlife Coordination Act of 1958 (72 Stat. 563-565), to provide that wildlife conservation shall receive equal consideration and be coordinated with other features of water-resource development programs of the Department of the Army.

16 USC 661 note.

For "General investigations" for the period July 1, 1976, through September 30, 1976, \$17,110,000, to remain available until expended.

#### CONSTRUCTION, GENERAL

For the prosecution of river and harbor, flood control, shore protection, and related projects authorized by law; and detailed studies, and plans and specifications, of projects (including those for development with participation or under consideration or participation by States, local governments, or private groups) authorized or made eligible for selection by law (but such studies shall not constitute a commitment of the Government to construction): \$1,228,648,000, to remain available until expended: *Provided*, That no part of this appropriation shall be used for projects not authorized by law or which are authorized by law limiting the amount to be appropriated therefor, except as may be within the limits of the amount now or hereafter authorized to be appropriated: *Provided further*, That not to exceed \$8,000,000 of this appropriation or from any previous appropriation under this head shall be for construction or improvement of recreation facilities at full Federal expense at projects which were completed or which received an appropriation for project construction prior to the approval of Public Law 89-72: *Provided further*, That \$1,900,000 of this appropriation shall be transferred to the United States Fish and Wildlife Service for studies, investigations, and reports thereon as required by the Fish and Wildlife Coordination Act of 1958 (72 Stat. 563-565) to provide that wildlife conservation shall receive equal consideration and be coordinated with other features of water-resource development programs of the Department of the Army.

16 USC 4601-12.

For "Construction, general" for the period July 1, 1976, through September 30, 1976, \$408,741,000, to remain available until expended.

#### FLOOD CONTROL, MISSISSIPPI RIVER AND TRIBUTARIES

For expenses necessary for prosecuting work of flood control, and rescue work, repair, restoration, or maintenance of flood control projects threatened or destroyed by flood, as authorized by law (33 U.S.C. 702a, 702g-1), \$163,250,000, to remain available until expended: *Provided*, That not less than \$250,000 shall be available for bank stabilization measures as determined by the Chief of Engineers to be advisable for the control of bank erosion of streams in the Yazoo Basin, including the foothill area, and where necessary such measures shall complement similar works planned and constructed by the Soil Conservation Service and be limited to the areas of responsibility mutually agreeable to the District engineer and the State Conservationist.

For "Flood control, Mississippi River and tributaries" for the period July 1, 1976, through September 30, 1976, \$60,300,000, to remain available until expended.

#### OPERATION AND MAINTENANCE, GENERAL

For expenses necessary for the preservation, operation, maintenance, and care of existing river and harbor, flood control, and related works, including such sums as may be necessary for the maintenance of

harbor channels provided by a State, municipality or other public agency, outside of harbor lines, and serving essential needs of general commerce and navigation; administration of laws pertaining to preservation of navigable waters; surveys and charting of northern and northwestern lakes and connecting waters; clearing and straightening channels; and removal of obstructions to navigation; \$582,073,000, to remain available until expended.

For "Operation and maintenance, general" for the period July 1, 1976, through September 30, 1976, \$153,116,000 to remain available until expended.

#### REVOLVING FUND

For the design of hopper dredges, \$700,000, to remain available until expended.

For "Revolving Fund" for the period July 1, 1976, through September 30, 1976, for the design and construction of hopper dredges, \$950,000, to remain available until expended.

#### FLOOD CONTROL AND COASTAL EMERGENCIES

33 USC 701n.

For expenses necessary for emergency flood control, hurricane, and shore protection activities, as authorized by section 5 of the Flood Control Act, approved August 18, 1941, as amended, \$40,400,000, to remain available until expended.

For "Flood control and coastal emergencies" for the period July 1, 1976, through September 30, 1976, \$3,750,000 to remain available until expended.

#### GENERAL EXPENSES

For expenses necessary for general administration and related functions in the Office of the Chief of Engineers and offices of the Division Engineers; activities of the Board of Engineers for Rivers and Harbors and the Coastal Engineering Research Center; commercial statistics; and miscellaneous investigations; \$42,500,000.

For "General expenses" for the period July 1, 1976, through September 30, 1976, \$10,650,000.

#### SPECIAL RECREATION USE FEES

16 USC 4601-6a.

For construction, operation, and maintenance of outdoor recreation facilities, including collection of special recreation use fees, to remain available until expended, \$1,200,000, to be derived from the special account established by the Land and Water Conservation Act of 1965, as amended (16 U.S.C. 4601): *Provided*, That not more than 40 per centum of the foregoing amount shall be available for the enhancement of the fee collection system established by section 4 of such Act, including the promotion and enforcement thereof.

#### ADMINISTRATIVE PROVISIONS

Appropriations in this title shall be available for expenses of attendance by military personnel at meetings in the manner authorized by 5 U.S.C. 4110, uniforms, and allowances therefor, as authorized by law (5 U.S.C. 5901-5902), and for printing, either during a recess or session of Congress, of survey reports authorized by law, and such survey reports as may be printed during a recess of Congress shall be printed, with illustrations, as documents of the next succeeding session of Congress; not to exceed \$10,000 for official reception and representation expenses; and during the current fiscal year the revolving fund,

Corps of Engineers, shall be available for purchase (not to exceed two hundred and eighteen of which two hundred and twelve shall be for replacement only), and hire of passenger motor vehicles: *Provided*, That the total capital of the revolving fund shall not exceed \$248,700,000.

For "Administrative provisions" for the period July 1, 1976, through September 30, 1976, appropriations in this title shall be available for expenses of attendance by military personnel at meetings in the manner authorized by 5 U.S.C. 4110, uniforms, and allowances therefor, as authorized by law (5 U.S.C. 5901-5902), and for printing, either during a recess or session of Congress, of survey reports authorized by law, and such survey reports as may be printed during a recess of Congress shall be printed, with illustrations, as documents of the next succeeding session of Congress: *Provided*, That the total capital of the revolving fund shall not exceed \$255,000,000.

#### GENERAL PROVISION

SEC. 201. To enable payment of any valid claims on the Federal Government for the construction of an airport facility at Kelley Flats, Montana, section 502 of the Supplemental Appropriation Act, 1968 (81 Stat. 773) is amended by deleting the amount "\$140,000" contained therein and inserting in lieu thereof the amount "\$240,000": *Provided*, That this amendment shall not be construed to change any obligations which have been undertaken, in agreement with the Federal Government, by non-Federal sponsors of the airport facility to contribute to the payment of the construction costs of the facility.

Kelley Flats,  
Mont.  
Airport facility,  
construction.

### TITLE III—DEPARTMENT OF THE INTERIOR

#### BUREAU OF RECLAMATION

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

43 USC 371 and  
note.

#### GENERAL INVESTIGATIONS

For engineering and economic investigations of proposed Federal reclamation projects and studies of water conservation and development plans and activities preliminary to the reconstruction, rehabilitation and betterment, financial adjustment, or extension of existing projects, to remain available until expended, \$20,892,000: *Provided*, That none of this appropriation shall be used for more than one-half of the cost of an investigation requested by a State, municipality, or other interest: *Provided further*, That \$530,000 of this appropriation shall be transferred to the United States Fish and Wildlife Service for studies, investigations, and reports thereon as required by the Fish and Wildlife Coordination Act of 1958 (72 Stat. 563-565) to provide that wildlife conservation shall receive equal consideration and be coordinated with other features of water-resource development programs of the Bureau of Reclamation.

16 USC 661 note.

For "General investigations" for the period July 1, 1976, through September 30, 1976, to remain available until expended, \$6,794,000: *Provided*, That \$178,000 of this appropriation shall be transferred to the United States Fish and Wildlife Service for studies, investigations

and reports thereon as required by the Fish and Wildlife Coordination Act of 1958 (72 Stat. 563-565).

16 USC 661 note.

#### CONSTRUCTION AND REHABILITATION

For construction and rehabilitation of authorized reclamation projects or parts thereof (including power transmission facilities) and for other related activities, as authorized by law, to remain available until expended, \$327,308,000, of which \$140,000,000 shall be derived from the reclamation fund: *Provided*, That no part of this appropriation shall be used to initiate the construction of transmission facilities within those areas covered by power wheeling service contracts which include provision for service to Federal establishments and preferred customers, except those transmission facilities for which construction funds have been heretofore appropriated, those facilities which are necessary to carry out the terms of such contracts or those facilities for which the Secretary of the Interior finds the wheeling agency is unable or unwilling to provide for the integration of Federal projects or for service to a Federal establishment or preferred customer: *Provided further*, That not to exceed \$600,000 of the funds appropriated herein shall be made available for restoration of the Scoggins Valley Road from Oregon Highway No. 47 to Henry Hagg Lake (Scoggins Dam), which shall be nonreimbursable: *Provided further*, That the final point of discharge for the interceptor drain for the San Luis Unit shall not be determined until development by the Secretary of the Interior and the State of California of a plan, which shall conform with the water quality standards of the State of California as approved by the Administrator of the Environmental Protection Agency, to minimize any detrimental effect of the San Luis drainage waters: *Provided further*, That funds appropriated herein for the repairs to the Savage Rapids Dam, of the Rogue River Basin Project, Grants Pass Division, may be transferred to the Oregon Fish and Game Commission on a reimbursable basis for such work on the south fishway facilities as determined desirable by the Secretary of the Interior.

For "Construction and rehabilitation" for the period July 1, 1976, through September 30, 1976, to remain available until expended, \$98,834,000, of which \$78,000,000 shall be derived from the reclamation fund: *Provided further*, That not to exceed \$1,400,000 of the funds appropriated herein shall be made available for restoration of the Scoggins Valley Road from Oregon Highway No. 47 to Henry Hagg Lake (Scoggins Dam), which shall be nonreimbursable.

#### UPPER COLORADO RIVER STORAGE PROJECT

For the Upper Colorado River Storage Project, as authorized by the Act of April 11, 1956, as amended (43 U.S.C. 620d), to remain available until expended, \$41,152,000, of which \$38,160,000 shall be available for the "Upper Colorado River Basin Fund" authorized by section 5 of said Act of April 11, 1956, and \$2,992,000 shall be available for construction of recreational and fish and wildlife facilities authorized by section 8 thereof, and may be expended by bureaus of the Department through or in cooperation with State or other Federal agencies, and advances to such Federal agencies are hereby authorized: *Provided*, That no part of the funds herein approved shall be available for construction or operation of facilities to prevent waters of Lake Powell from entering any national monument.

For the "Upper Colorado River storage project" for the period July 1, 1976, through September 30, 1976, to remain available until

43 USC 620g.

expended, \$16,399,000 of which \$15,562,000 shall be available for the "Upper Colorado River Basin fund" authorized by section 5 of said act of April 11, 1956, and \$837,000 shall be available for construction of recreational and fish and wildlife facilities authorized by section 8 thereof.

43 USC 620d.  
43 USC 620g.

#### COLORADO RIVER BASIN PROJECT

For advances to the Lower Colorado River Basin Development Fund, as authorized by section 403 of the Act of September 30, 1968 (82 Stat. 894), for the construction, operation, and maintenance of projects authorized by title III of said Act, to remain available until expended \$46,645,000, of which \$17,440,000 is for liquidation of contract authority provided by section 303 (b) of said Act.

43 USC 1543.  
43 USC 1521.  
43 USC 1523.

For advances to the Lower Colorado River Basin Development Fund, as authorized by section 403 of the Act of September 30, 1968, for the period July 1, 1976, through September 30, 1976, to remain available until expended, \$10,310,000 of which \$1,500,000 is for liquidation of contract authority provided by section 303 (b) of said Act.

#### COLORADO RIVER BASIN SALINITY CONTROL PROJECTS

For construction, operation and maintenance of projects authorized by the Act of June 24, 1974, Public Law 93-320, to remain available until expended, \$19,670,000.

43 USC 1571.

For "Colorado River Basin salinity control projects" for the period July 1, 1976, through September 30, 1976, to remain available until expended, \$7,130,000.

#### OPERATION AND MAINTENANCE

For operation and maintenance of reclamation projects or parts thereof and other facilities, as authorized by law; and for a soil and moisture conservation program on lands under the jurisdiction of the Bureau of Reclamation, pursuant to law, \$132,162,000, of which \$110,110,000 shall be derived from the reclamation fund and \$3,989,000 shall be derived from the Colorado River Dam fund: *Provided*, That funds advanced by water users for operation and maintenance of reclamation projects or parts thereof shall be deposited to the credit of this appropriation and may be expended for the same objects and in the same manner as sums appropriated herein may be expended, and such advances shall remain available until expended: *Provided further*, That the amount appropriated herein includes \$15,394.83 for Colorado River Front Work and Levee System due the Cocopah Indian Tribe because of a revision of the reservation boundary provided for in a decision of the Department of the Interior and a final judgment of the United States District Court.

For "Operation and maintenance" for the period July 1, 1976, through September 30, 1976, \$34,017,000 of which \$27,950,000 shall be derived from the reclamation fund and \$978,000 shall be derived from the Colorado River Dam fund.

#### LOAN PROGRAM

For loans to irrigation districts and other public agencies for construction of distribution systems on authorized Federal reclamation projects, and for loans and grants to non-Federal agencies for construction of projects, as authorized by the Acts of July 4, 1955, as amended (43 U.S.C. 421a-421d), and August 6, 1956 (43 U.S.C. 422a-

422k), as amended, including expenses necessary for carrying out the program, \$22,665,000, to remain available until expended: *Provided*, That any contract under the Act of July 4, 1955 (69 Stat. 244), as amended, not yet executed by the Secretary, which calls for the making of loans beyond the fiscal year in which the contract is entered into shall be made only on the same conditions as those prescribed in section 12 of the Act of August 4, 1939 (53 Stat. 1187, 1197).

43 USC 388.

For "Loan program" for the period July 1, 1976, through September 30, 1976, to remain available until expended, \$9,205,000.

#### EMERGENCY FUND

For an additional amount for the "Emergency fund", as authorized by the Act of June 26, 1948 (43 U.S.C. 502), to remain available until expended for the purposes specified in said Act, \$1,000,000, to be derived from the reclamation fund.

For the "Emergency fund" for the period July 1, 1976, through September 30, 1976, to remain available until expended, \$200,000, to be derived from the reclamation fund.

#### GENERAL ADMINISTRATIVE EXPENSES

For necessary expenses of general administration and related functions in the offices of the Commissioner of Reclamation and in the regional offices of the Bureau of Reclamation, \$21,290,000, to be derived from the reclamation fund and to be nonreimbursable pursuant to the Act of April 19, 1945 (43 U.S.C. 377): *Provided*, That no part of any other appropriation in this Act shall be available for activities or functions budgeted for the current fiscal year as general administrative expenses.

For "General administrative expenses" for the period July 1, 1976, through September 30, 1976, to be derived from the reclamation fund \$5,600,000.

#### SPECIAL FUNDS

Sums herein referred to as being derived from the Reclamation fund, the Colorado River Dam fund, or the Colorado River development fund, are appropriated from the special funds in the Treasury created by the Act of June 17, 1902 (43 U.S.C. 391), the Act of December 21, 1928 (43 U.S.C. 617a), and the Act of July 19, 1940 (43 U.S.C. 618a) respectively. Such sums shall be transferred, upon request of the Secretary, to be merged with and expended under the heads herein specified; and the unexpended balances of sums transferred for expenditure under the heads "Operation and Maintenance" and "General Administrative Expenses" shall revert and be credited to the special fund from which derived.

#### ADMINISTRATIVE PROVISIONS

Appropriations for the Bureau of Reclamation shall be available for purchase of not to exceed twenty-nine passenger motor vehicles for replacement only; purchase of two aircraft; payment of claims for damages to or loss of property, personal injury, or death arising out of activities of the Bureau of Reclamation; payment, except as otherwise provided for, of compensation and expenses of persons on the rolls of the Bureau of Reclamation appointed as authorized by law to represent the United States in the negotiations and administration of interstate compacts without reimbursement or return under the

reclamation laws; rewards for information or evidence concerning violations of law involving property under the jurisdiction of the Bureau of Reclamation; performance of the functions specified under the head "Operation and Maintenance Administration", Bureau of Reclamation, in the Interior Department Appropriation Act, 1945; preparation and dissemination of useful information including recordings, photographs, and photographic prints; and studies of recreational uses of reservoir areas, and investigation and recovery of archeological and paleontological remains in such areas in the same manner as provided for in the Act of August 21, 1935 (16 U.S.C. 461-467): *Provided*, That no part of any appropriation made herein shall be available pursuant to the Act of April 19, 1945 (43 U.S.C. 377), for expenses other than those incurred on behalf of specific reclamation projects except "General Administrative Expenses" and amounts provided for reconnaissance, basin surveys, and general engineering and research under the head "General Investigations".

58 Stat. 487.

Sums appropriated herein which are expended in the performance of reimbursable functions of the Bureau of Reclamation shall be returnable to the extent and in the manner provided by law.

No part of any appropriation for the Bureau of Reclamation, contained in this Act or in any prior Act, which represents amounts earned under the terms of a contract but remaining unpaid, shall be obligated for any other purpose, regardless of when such amounts are to be paid: *Provided*, That the incurring of any obligation prohibited by this paragraph shall be deemed a violation of section 3679 of the Revised Statutes, as amended (31 U.S.C. 665).

No funds appropriated to the Bureau of Reclamation for operation and maintenance, except those derived from advances by water users, shall be used for the particular benefits of lands (a) within the boundaries of an irrigation district, (b) of any member of a water users' organization, or (c) of any individual when such district, organization, or individual is in arrears for more than twelve months in the payment of charges due under a contract entered into with the United States pursuant to laws administered by the Bureau of Reclamation.

43 USC 377a.

Not to exceed \$225,000 may be expended from the appropriation "Construction and Rehabilitation" for work by force account on any one project or Pick-Sloan Missouri Basin Program unit and then only when such work is unsuitable for contract or no acceptable bid has been received and, other than otherwise provided in this paragraph or as may be necessary to meet local emergencies, not to exceed 12 per centum of the construction allotment for any project from the appropriation "Construction and Rehabilitation" contained in this Act, shall be available for construction work by force account: *Provided*, That this paragraph shall not apply to work performed under the Rehabilitation and Betterment Act of 1949 (63 Stat. 724).

43 USC 504 and note.

## ALASKA POWER ADMINISTRATION

### GENERAL INVESTIGATIONS

For engineering and economic investigations to promote the development and utilization of the water, power, and related resources of Alaska, \$652,000, to remain available until expended: *Provided*, That \$30,000 of this appropriation shall be transferred to the United States Fish and Wildlife Service for studies, investigations, and reports thereon, as required by the Fish and Wildlife Coordination Act of 1958 (72 Stat. 563-565).

16 USC 661 note.

For "General investigations" for the period July 1, 1976, through September 30, 1976, \$198,000, to remain available until expended.

#### OPERATION AND MAINTENANCE

For necessary expenses of operation and maintenance of projects in Alaska and of marketing electric power and energy, \$837,500.

For "Operation and maintenance" for the period July 1, 1976, through September 30, 1976, \$209,000.

#### BONNEVILLE POWER ADMINISTRATION FUND

16 USC 838 note. Expenditures from the Bonneville Power Administration Fund, established pursuant to Public Law 93-454, are hereby specifically approved for construction of the following major transmission facilities: (a) transmission lines and related facilities to integrate generation into the main Bonneville Power Administration system from WPPSS No. 3 and No. 5 Nuclear Generating Plants near Satsop, Washington.

For the period July 1, 1976, through September 30, 1976, expenditures at a rate not greater than the quarterly rate provided for fiscal year 1976 are hereby approved.

#### SOUTHEASTERN POWER ADMINISTRATION

##### OPERATION AND MAINTENANCE

For necessary expenses of operation and maintenance of power transmission facilities and of marketing electric power and energy pursuant to the provisions of section 5 of the Flood Control Act of 1944 (16 U.S.C. 825s), as applied to the southeastern power area, \$1,000,000.

For "Operation and maintenance" for the period July 1, 1976, through September 30, 1976, \$257,000.

#### SOUTHWESTERN POWER ADMINISTRATION

##### CONSTRUCTION

For construction and acquisition of transmission lines, substations, and appurtenant facilities, and for administrative expenses connected therewith, in carrying out the provisions of section 5 of the Flood Control Act of 1944 (16 U.S.C. 825s), as applied to the southwestern power area, \$680,000, to remain available until expended.

For "Construction" for the period July 1, 1976, through September 30, 1976, \$125,000, to remain available until expended.

##### OPERATION AND MAINTENANCE

For necessary expenses of operation and maintenance of power transmission facilities and of marketing electric power and energy pursuant to the provisions of section 5 of the Flood Control Act of 1944 (16 U.S.C. 825s), as applied to the southwestern power area, including purchase of not to exceed one passenger motor vehicle for replacement only, \$6,000,000.

For "Operation and maintenance" for the period July 1, 1976, through September 30, 1976, \$1,850,000.

#### GENERAL PROVISIONS—DEPARTMENT OF THE INTERIOR

SEC. 301. Appropriations in this title shall be available for expenditure or transfer (within each bureau or office), with the approval of the Secretary, for the emergency reconstruction, replacement, or repair of aircraft, buildings, utilities, or other facilities or equipment damaged or destroyed by fire, flood, storm, or other unavoidable causes: *Provided*, That no funds shall be made available under this authority until funds specifically made available to the Department of the Interior for emergencies shall have been exhausted.

Emergency reconstruction.

SEC. 302. The Secretary may authorize the expenditure or transfer (within each bureau or office) of any appropriation in this title, in addition to the amounts included in the budget programs of the several agencies, for the suppression or emergency prevention of forest or range fires on or threatening lands under jurisdiction of the Department of the Interior.

Fire prevention.

SEC. 303. Appropriations in this title shall be available for operation of warehouses, garages, shops, and similar facilities, wherever consolidation of activities will contribute to efficiency, or economy, and said appropriations shall be reimbursed for services rendered to any other activity in the same manner as authorized by the Act of June 30, 1932 (31 U.S.C. 686): *Provided*, That reimbursements for costs of supplies, materials, and equipment, and for services rendered may be credited to the appropriation current at the time such reimbursements are received.

Warehouses, garages, and shops.

SEC. 304. No part of any funds made available by this Act to the Southwestern Power Administration may be made available to any other agency, bureau, or office for any purposes other than for services rendered pursuant to law to the Southwestern Power Administration.

Southwestern Power Administration.

### TITLE IV—INDEPENDENT OFFICES

#### APPALACHIAN REGIONAL COMMISSION

##### SALARIES AND EXPENSES

For necessary expenses of the activities of the Federal Cochairman and his alternate on the Appalachian Regional Commission and for payment of the Federal share of the administrative expenses of the commission, including services as authorized by 5 U.S.C. 3109, and hire of passenger motor vehicles, as specified in section 105 of the Appalachian Regional Development Act of 1965, as amended (40 App. U.S.C. 105), which activities are hereby authorized pending the enactment of H.R. 4073 or similar authorizing legislation, \$1,830,000.

Post, p. 1079  
42 USC 3181  
note.

For "Salaries and expenses" for the period July 1, 1976, through September 30, 1976, \$480,000.

#### FUNDS APPROPRIATED TO THE PRESIDENT

##### APPALACHIAN REGIONAL DEVELOPMENT PROGRAMS

For expenses necessary to carry out the activities specified in the Appalachian Regional Development Act of 1965, as amended, 40 App. U.S.C. 2-405, except expenses authorized by section 105 of said Act,

*Post*, p. 1079.  
42 USC 3181  
note.

including services as authorized by 5 U.S.C. 3109, and hire of passenger motor vehicles, to remain available until expended, which activities are hereby authorized pending the enactment of H.R. 4073 or similar authorizing legislation, \$288,200,000, of which \$162,200,000 shall be available for the Appalachian Development Highway System, but no part of any appropriation in this Act shall be available for expenses in connection with commitments for contracts or grants for the Appalachian Development Highway System in excess of the total amount herein and heretofore appropriated.

For "Appalachian regional development programs" for the period July 1, 1976, through September 30, 1976, \$50,000,000, of which \$37,500,000 shall be available for the Appalachian Development Highway System.

#### DELAWARE RIVER BASIN COMMISSION

##### SALARIES AND EXPENSES

For expenses necessary to carry out the functions of the United States member of the Delaware River Basin Commission, as authorized by law (75 Stat. 716), \$79,000.

For "Salaries and expenses" for the period July 1, 1976, through September 30, 1976, \$19,000.

##### CONTRIBUTION TO DELAWARE RIVER BASIN COMMISSION

For payment of the United States share of the current expenses of the Delaware River Basin Commission, as authorized by law (75 Stat. 706, 707), \$215,000.

For "Contribution to Delaware River Basin Commission" for the period July 1, 1976, through September 30, 1976, \$53,000.

#### FEDERAL POWER COMMISSION

##### SALARIES AND EXPENSES

For expenses necessary for the work of the Commission, as authorized by law, including hire of passenger motor vehicles, services as authorized by 5 U.S.C. 3109, and not to exceed \$1,000 for official reception and representation expenses, \$35,610,000.

For "Salaries and expenses" including hire of passenger motor vehicles, services as authorized by 5 U.S.C. 3109, and not to exceed \$250 for official reception and representation expenses, for the period July 1, 1976, through September 30, 1976, \$8,558,000.

#### INTERSTATE COMMISSION ON THE POTOMAC RIVER BASIN

##### CONTRIBUTION TO INTERSTATE COMMISSION ON THE POTOMAC RIVER BASIN

To enable the Secretary of the Treasury to pay in advance to the Interstate Commission on the Potomac River Basin the Federal contribution toward the expenses of the Commission during the current fiscal year in the administration of its business in the conservancy district established pursuant to the Act of July 11, 1940 (54 Stat. 748), as amended by the Act of September 25, 1970 (Public Law 91-407), \$52,000.

For "Contribution to Interstate Commission on the Potomac River Basin" for period July 1, 1976, through September 30, 1976, \$13,000.

## NUCLEAR REGULATORY COMMISSION

## SALARIES AND EXPENSES

For necessary expenses of the Commission in carrying out the purposes of the Energy Reorganization Act of 1974, including the employment of aliens; services authorized by 5 U.S.C. 3109; publication and dissemination of atomic information; purchase, repair, and cleaning of uniforms; official entertainment expenses (not to exceed \$7,000); reimbursement of the General Services Administration for security guard services; hire of passenger motor vehicles and aircraft; \$215,423,000: *Provided*, That from this appropriation, transfers of sums may be made to other agencies of the Government for the performance of the work for which this appropriation is made, and in such cases the sums so transferred may be merged with the appropriation to which transferred.

42 USC 5801  
note.

For "Salaries and expenses" in accordance with the above provisions for the period July 1, 1976, through September 30, 1976, \$51,425,000.

## SUSQUEHANNA RIVER BASIN COMMISSION

## SALARIES AND EXPENSES

For expenses necessary to carry out the functions of the United States member of the Susquehanna River Basin Commission, as authorized by law (84 Stat. 1541), \$79,000.

For "Salaries and expenses" for the period July 1, 1976, through September 30, 1976, \$19,000.

## CONTRIBUTION TO SUSQUEHANNA RIVER BASIN COMMISSION

For payment of the United States share of the current expenses of the Susquehanna River Basin Commission, as authorized by law (84 Stat. 1530, 1531), \$150,000.

For "Contribution to Susquehanna River Basin Commission" for the period July 1, 1976, through September 30, 1976, \$38,000.

## TENNESSEE VALLEY AUTHORITY

## PAYMENT TO TENNESSEE VALLEY AUTHORITY FUND

For the purpose of carrying out the provisions of the Tennessee Valley Authority Act of 1933, as amended (16 U.S.C., ch. 12A), including hire, maintenance, and operation of aircraft, and hire of passenger motor vehicles, \$100,025,000, to remain available until expended: *Provided*, That this appropriation and other funds available to the Tennessee Valley Authority shall be available for the purchase of not to exceed one aircraft for replacement only, and the purchase of not to exceed two hundred and thirty-five passenger motor vehicles for replacement only.

16 USC 831.

For "Payment to the Tennessee Valley Authority fund" for the period July 1, 1976, through September 30, 1976, \$30,550,000, to remain available until expended, and include hire, maintenance, and operation of aircraft, and hire of passenger motor vehicles.

WATER RESOURCES COUNCIL

WATER RESOURCES PLANNING

For expenses necessary in carrying out the provisions of the Water Resources Planning Act of 1965 (42 U.S.C. 1962—1962d-3), including services as authorized by 5 U.S.C. 3109, but at rates not to exceed \$100 per diem for individuals (42 U.S.C. 1962a-4(5), and 42 U.S.C. 1962a-4(5)), and hire of passenger motor vehicles (42 U.S.C. 1962a-4(6)), \$10,722,000, to remain available until expended, including \$1,300,000, for carrying out the provisions of title I and administering the provisions of titles II, III, and IV of the Act (42 U.S.C. 1962d(b)), \$2,765,000, for preparation of assessments and plans (42 U.S.C. 1962d(c)), \$303,000, for preparation of plans (33 U.S.C. 1289), \$1,354,000, for expenses of river basin commissions under title II of the Act (42 U.S.C. 1962d(a)), and \$5,000,000 for grants to States under title III of the Act (42 U.S.C. 1962c(a)) : *Provided*, That the share of the expenses of any river basin commission borne by the Federal Government pursuant to title II of the Act shall not exceed \$250,000 annually for recurring operating expenses, including the salary and expenses of the chairman.

For "Water resources planning" for the period July 1, 1976, through September 30, 1976, \$2,350,000.

TITLE V—GENERAL PROVISIONS

Fiscal year limitation.

SEC. 501. No part of any appropriation contained in this Act shall remain available for obligation beyond the current fiscal year unless expressly so provided herein, except as provided by section 204 of Public Law 93-554.

Standard level user charge, limitation.

SEC. 502. No part of any appropriation contained in this Act shall be available for paying to the Administrator of the General Services Administration in excess of 90 per centum of the standard level user charge established pursuant to section 210(j) of the Federal Property and Administrative Services Act of 1949, as amended, for space and services.

40 USC 490.

Short title.

This Act may be cited as the "Public Works for Water and Power Development and Energy Research Appropriation Act, 1976".

Approved December 26, 1975.

LEGISLATIVE HISTORY:

HOUSE REPORTS: No. 94-319 (Comm. on Appropriations) and No. 94-711 (Comm. of Conference).

SENATE REPORT No. 94-505 (Comm. on Appropriations).

CONGRESSIONAL RECORD, Vol. 121 (1975):

June 24, considered and passed House.

Dec. 5, considered and passed Senate, amended.

Dec. 12, House and Senate agreed to conference report.