

One Hundred Eleventh Congress  
of the  
United States of America

AT THE FIRST SESSION

*Begun and held at the City of Washington on Tuesday,  
the sixth day of January, two thousand and nine*

An Act

Making omnibus appropriations for the fiscal year ending September 30, 2009,  
and for other purposes.

*Be it enacted by the Senate and House of Representatives of  
the United States of America in Congress assembled,*

**SECTION 1. SHORT TITLE.**

This Act may be cited as the "Omnibus Appropriations Act,  
2009".

**SEC. 2. TABLE OF CONTENTS.**

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Title I—Department of Transportation  
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DIVISION J—FURTHER PROVISIONS RELATING TO THE DEPARTMENT OF  
HOMELAND SECURITY AND OTHER MATTERS

**SEC. 3. REFERENCES.**

Except as expressly provided otherwise, any reference to "this Act" contained in any division of this Act shall be treated as referring only to the provisions of that division.

**SEC. 4. EXPLANATORY STATEMENT.**

The explanatory statement regarding this Act printed in the House of Representatives section of the Congressional Record on or about February 23, 2009 by the Chairman of the Committee on Appropriations of the House shall have the same effect with respect to the allocation of funds and implementation of this Act as if it were a joint explanatory statement of a committee of conference.

**SEC. 5. STATEMENT OF APPROPRIATIONS.**

The following sums in this Act are appropriated, out of any money in the Treasury not otherwise appropriated, for the fiscal year ending September 30, 2009.

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 for ex-offender activities, under the authority of section 171 of the WIA, which shall be available for the period April 1, 2009 through June 30, 2010, notwithstanding the requirements of section 171(b)(2)(B) or 171(c)(4)(D): *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 for Evaluation, which shall be available for the period July 1, 2009 through June 30, 2010; and

(D) \$3,378,000 for the Denali Commission, which shall be available for the period July 1, 2009 through June 30, 2010.

#### COMMUNITY SERVICE EMPLOYMENT FOR OLDER AMERICANS

To carry out title V of the Older Americans Act of 1965, \$571,925,000, which shall be available for the period July 1, 2009 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.

#### FEDERAL UNEMPLOYMENT BENEFITS AND ALLOWANCES

For payments during fiscal year 2009 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, \$958,800,000, 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.

#### STATE UNEMPLOYMENT INSURANCE AND EMPLOYMENT SERVICE OPERATIONS

For authorized administrative expenses, \$91,698,000, together with not to exceed \$3,563,167,000 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 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

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[House Appropriations Committee Print]

Omnibus Appropriations Act, 2009  
(H.R. 1105; Public Law 111-8)

**DIVISION F—DEPARTMENTS OF LABOR,  
HEALTH AND HUMAN SERVICES, AND EDU-  
CATION, AND RELATED AGENCIES APPRO-  
PRIATIONS ACT, 2009**

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up to eight months of resettlement assistance for such special immigrants, mandate a report from the Secretaries of Homeland Security and State regarding the implementation of these provisions, and require annual reporting on the use of special immigrant visas.

**DISCLOSURE OF EARMARKS AND CONGRESSIONALLY  
DIRECTED SPENDING ITEMS**

Following is a list of congressional earmarks and congressionally directed spending items (as defined in clause 9 of rule XXI of the Rules of the House of Representatives and rule XLIV of the Standing Rules of the Senate, respectively) included in the bill or this explanatory statement, along with the name of each Senator, House Member, Delegate, or Resident Commissioner who submitted a request to the Committee of jurisdiction for each item so identified. Neither the bill nor the explanatory statement contains any limited tax benefits or limited tariff benefits as defined in the applicable House and Senate rules.

Department of Education—National Projects	Special Education	Washington Educational Television Association for a national program to provide information on diagnosis, intervention, and teaching strategies for children with disabilities authorized under Public Law 105-78	\$737,000		Cochran
Department of Education—National Projects	Special Education	Special Olympics for Special Olympics educational programs that can be integrated into classroom instruction and for activities to increase the participation of individuals with intellectual disabilities, as authorized under the Special Olympics Sport and Empowerment Act	\$8,095,000	DeLauro, Rosa L.; Honda, Michael M.; Hoyer, Steny H.; Price, David E.; Terry, Lee	Harkin; Craig; Ben Nelson
Department of Health & Human Services—National Projects	ACF	National Association of Child Care Resources and Referral Agencies for the Child Care Aware toll-free hotline authorized under the Child Care Development Block Grant Act	\$1,000,000	Noran, James	
Department of Health & Human Services—National Projects	HRSA	Native Hawaiian Health Care to provide primary health promotion and disease prevention services to Native Hawaiians through regional clinics under the Native Hawaiian Health Care Act of 1988	\$14,250,000	Abercrombie, Neil; Hirono, Mazie K.; Honda, Michael M.	Inouye; Akaka
Department of HHS—National Projects	HRSA	Delta Health Alliance, Inc. to improve the delivery of public health services in the Mississippi Delta region under title III of the Public Health Service Act	\$26,000,000		Cochran
Department of HHS—National Projects	HRSA	Denali Commission to support health projects and economic development activities for the arctic region under the Denali Commission Act of 1998	\$19,642,000		Markowski
Department of Labor—National Projects	Departmental Management	International Program for the Elimination of Child Labor for the U.S. contribution to a multinational effort to combat child labor, consistent with Executive Order 12216 and the William Wilberforce Trafficking Victims Protection Reauthorization Act of 2008	\$39,250,000		Harkin
Department of Labor—National Projects	ETA	Denali Commission for job training activities under the Denali Commission Act of 1998	\$3,378,000		Markowski
Department of Labor—National Projects	OSHA	Institutional Competency Grants under the Susan Harwood Training Program authorized under the Occupational Safety and Health Act	\$3,144,000	Miller, George	Harkin; Specter