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111TH CONGRESS
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H. R. 3293

[Report No. 111-66]

IN THE SENATE OF THE UNITED STATES

JULY 27, 2009

Received; read twice and referred to the Committee on Appropriations

AUGUST 4, 2009

Reported by Mr. HARKIN, with an amendment

[Strike out all after the enacting clause and insert the part printed in italic]

AN ACT

Making appropriations for the Departments of Labor, Health and Human Services, and Education, and related agencies for the fiscal year ending September 30, 2010, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*
3 ~~That the following sums are appropriated, out of any~~
4 ~~money in the Treasury not otherwise appropriated, for the~~
5 ~~Departments of Labor, Health and Human Services, and~~
6 ~~Education, and related agencies for the fiscal year ending~~
7 ~~September 30, 2010, and for other purposes, namely:~~

1 *shall be available for the period April 1, 2010*
2 *through June 30, 2011: Provided, That for pro-*
3 *gram year 2010 and each program year there-*
4 *after, the YouthBuild program may serve an in-*
5 *dividual who has dropped out of high school and*
6 *re-enrolled in an alternative school, if that re-en-*
7 *rollment is part of a sequential service strategy;*
8 *(3) for national activities, \$356,549,000, as fol-*
9 *lows:*

10 *(A) \$79,071,000 for Pilots, Demonstrations,*
11 *and Research, which shall be available for the*
12 *period April 1, 2010 through June 30, 2011, of*
13 *which \$24,949,000 shall be used for the projects,*
14 *and in the amounts, specified under the heading*
15 *“Training and Employment Services” in the*
16 *committee report of the Senate accompanying*
17 *this Act: Provided, That funding provided to*
18 *carry out such projects shall not be subject to the*
19 *requirements of sections 171(b)(2)(B) an*
20 *1717(c)(4)(D) of the WIA, the joint funding re-*
21 *quirements of sections 171(b)(2)(C) an*
22 *171(c)(4)(B) of the WIA, and of which not more*
23 *than \$40,000,000 shall be for Transitional Jobs*
24 *projects, which shall not be subject to the require-*
25 *ments of section 171(b)(2)(B) or 171(c)(4)(D):*

1 *is fatal to one or more employees or which results in*
2 *hospitalization of two or more employees, and to take*
3 *any action pursuant to such investigation authorized*
4 *by the Act; and*

5 *(6) to take any action authorized by the Act with*
6 *respect to complaints of discrimination against em-*
7 *ployees for exercising rights under the Act:*

8 *Provided further, That the foregoing proviso shall not apply*
9 *to any person who is engaged in a farming operation which*
10 *does not maintain a temporary labor camp and employs*
11 *10 or fewer employees: Provided further, That \$11,000,000*
12 *shall be available for Susan Harwood training grants.*

13 *MINE SAFETY AND HEALTH ADMINISTRATION*

14 *SALARIES AND EXPENSES*

15 *For necessary expenses for the Mine Safety and Health*
16 *Administration, \$357,143,000, including purchase and be-*
17 *stowal of certificates and trophies in connection with mine*
18 *rescue and first-aid work, and the hire of passenger motor*
19 *vehicles, including up to \$2,000,000 for mine rescue and*
20 *recovery activities, and \$1,450,000 to continue the project*
21 *with the United Mine Workers of America, for classroom*
22 *and simulated rescue training for mine rescue teams; in*
23 *addition, not to exceed \$750,000 may be collected by the*
24 *National Mine Health and Safety Academy for room,*
25 *board, tuition, and the sale of training materials, otherwise*

1 *BUREAU OF LABOR STATISTICS*2 *SALARIES AND EXPENSES*

3 *For necessary expenses for the Bureau of Labor Statis-*
4 *tics, including advances or reimbursements to State, Fed-*
5 *eral, and local agencies and their employees for services ren-*
6 *dered, \$533,007,000, together with not to exceed*
7 *\$78,264,000, which may be expended from the Employment*
8 *Security Administration Account in the Unemployment*
9 *Trust Fund, of which \$1,500,000 may be used to fund the*
10 *mass layoff statistics program under section 15 of the Wag-*
11 *ner-Peyser Act.*

12 *OFFICE OF DISABILITY EMPLOYMENT POLICY*13 *SALARIES AND EXPENSES*

14 *For necessary expenses for the Office of Disability Em-*
15 *ployment Policy to provide leadership, develop policy and*
16 *initiatives, and award grants furthering the objective of*
17 *eliminating barriers to the training and employment of*
18 *people with disabilities, \$39,031,000.*

19 *DEPARTMENTAL MANAGEMENT*20 *SALARIES AND EXPENSES*

21 *(INCLUDING TRANSFER OF FUNDS)*

22 *For necessary expenses for Departmental Management,*
23 *including the hire of three sedans, and including the man-*
24 *agement or operation, through contracts, grants or other ar-*
25 *rangements of Departmental activities conducted by or*

1 *through the Bureau of International Labor Affairs, includ-*
2 *ing bilateral and multilateral technical assistance, micro-*
3 *credit programs and other international labor activities,*
4 *\$356,827,000, of which \$93,919,000 is for the Bureau of*
5 *International Labor Affairs, including \$40,000,000 for the*
6 *United States' contribution to the International Labour Or-*
7 *ganization's International Program on the Elimination of*
8 *Child Labor, and of which \$21,392,000 is for the acquisi-*
9 *tion of Departmental information technology, architecture,*
10 *infrastructure, equipment, software and related needs,*
11 *which will be allocated by the Department's Chief Informa-*
12 *tion Officer in accordance with the Department's capital*
13 *investment management process to assure a sound invest-*
14 *ment strategy, and of which \$5,000,000 is for program eval-*
15 *uation, which may be transferred to any other appropriate*
16 *account in the Department for such purpose; together with*
17 *not to exceed \$327,000, which may be expended from the*
18 *Employment Security Administration Account in the Un-*
19 *employment Trust Fund.*

20

OFFICE OF JOB CORPS

21 *To carry out subtitle C of title I of the Workforce In-*
22 *vestment Act of 1998, including Federal administrative ex-*
23 *penses, the purchase and hire of passenger motor vehicles,*
24 *the construction, alteration and repairs of buildings and*
25 *other facilities, and the purchase of real property for train-*