

Conference Report 111-32 Accompanying  
Supplemental Appropriations Act, 2009  
Enacted June 24, 2009  
Excerpts Pertaining to Employment and Training Administration

111TH CONGRESS }  
1st Session } HOUSE OF REPRESENTATIVES { REPORT  
111-151

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MAKING SUPPLEMENTAL APPROPRIATIONS FOR THE FISCAL  
YEAR ENDING SEPTEMBER 30, 2009, AND FOR  
OTHER PURPOSES

JUNE 12, 2009.—Ordered to be printed

Mr. OBEY, from the committee of conference,  
submitted the following

CONFERENCE REPORT

[To accompany H.R. 2346]

The committee of conference on the disagreeing votes of the two Houses on the amendment of the Senate to the bill (H.R. 2346) making supplemental appropriations for the fiscal year ending September 30, 2009, and for other purposes, having met, after full and free conference, have agreed to recommend and do recommend to their respective Houses as follows:

That the House recede from its disagreement to the amendment of the Senate and agree to the same with an amendment as follows:

In lieu of the matter stricken and inserted by said amendment, insert:

*That the following sums are appropriated, out of any money in the Treasury not otherwise appropriated, for the fiscal year ending September 30, 2009, and for other purposes, namely:*

**TITLE I**

**DEPARTMENT OF AGRICULTURE**

**FOREIGN AGRICULTURAL SERVICE**

**PUBLIC LAW 480 TITLE II GRANTS**

*For an additional amount for “Public Law 480 Title II Grants”, \$700,000,000, to remain available until expended.*

JOINT EXPLANATORY STATEMENT OF THE COMMITTEE OF  
CONFERENCE

The managers on the part of the House and Senate at the conference on the disagreeing votes of the two Houses on the amendment of the Senate to the bill (H.R. 2346) making supplemental appropriations for the fiscal year ending September 30, 2009, and for other purposes, submit the following joint statement to the House and Senate in explanation of the effect of the action agreed upon by the managers and recommended in the accompanying conference report.

The Senate amendment to the text deleted the entire House bill after the enacting clause and inserted the Senate bill, as amended. This conference agreement includes a revised bill.

Report language included by the House in the report accompanying H.R. 2346 (H. Rept. 111–105) and included by the Senate in the report accompanying S. 1054 (S. Rept. 111–20) should be complied with unless specifically addressed in this statement of the managers. The statement of the managers, while repeating some report language for emphasis, is not intended to negate the language referred to above unless expressly provided herein.

CYBER SECURITY

On May 29, 2009, the Administration released its cyberspace policy review. The conferees direct the Office of Management and Budget to submit to the Committees on Appropriations an unclassified report, no later than July 15, 2009, including a comprehensive explanation of the resources requested in the President's fiscal year 2010 budget related to cyber security, and any budget amendments that might be necessary due to the findings of the review. Classified annexes shall be provided as necessary to the individual Subcommittees regarding programs in their jurisdiction. Users of cyberspace have differing requirements, operating policies, philosophies, and cost tradeoffs. Therefore, the report shall include an explanation of how the requested resources will provide additional security for the distinct users of cyberspace including: federal, state, and local governments; the private sector, including critical infrastructure sectors; academia and education; and the general public. Upon transmittal of the report, the White House Cyber Security Policy Coordinator shall provide a classified briefing to the Committees on Appropriations.

priations for this purpose. The conferees agree that additional, substantial, and flexible resources should be provided to respond to this emerging situation; however, the conferees believe they should be provided in a more efficient manner.

Moreover, to ensure that these resources are used for urgent needs, with oversight and accountability, this funding is available for obligation only if the President provides written notice to Congress that emergency funds are required to address critical needs related to emerging influenza viruses. Funds may be transferred to other appropriation accounts of the Department of Health and Human Services and other Federal agencies in consultation with the Director of the Office of Management and Budget. Further, none of the funds provided through this contingent emergency appropriation shall be made available for obligation until 15 days following the submittal of detailed obligation plans to the Committees on Appropriations of the House of Representatives and the Senate. Such plans shall identify the amounts and the activities for which funds are specified by the President, shall be prepared by HHS or any other Federal agency receiving funds, and shall be coordinated with the Executive Office of the President.

General Provisions of  
Title VIII

#### GENERAL PROVISIONS—THIS TITLE

##### (TRANSFER OF FUNDS)

Sec. 801. The conference agreement includes a provision as proposed by the Senate to provide the Department of Labor expanded transfer authority for administrative funding appropriated in the American Recovery and Reinvestment Act. The House bill did not include a similar provision.

Sec. 802. The conference agreement includes a provision as proposed by the House to make a technical correction to the fiscal year 2009 Omnibus Appropriations Act to permit the higher foster care children adoption incentive payments to States authorized by the Fostering Connections to Success and Increasing Adoptions Act of 2008 (Public Law 110–351). The Senate bill did not include a similar provision.

Sec. 803. The conference agreement includes bill language, not in either House or Senate bills, to enable the Department of Education to expedite the awarding of American Recovery and Reinvestment Act (ARRA) funding available for the Centers for Independent Living program and allow multiple year awards. The conferees expect that this authority will help the Department begin to make ARRA awards under this program in the current fiscal year and request monthly reports to the Committees on Appropriations of the House of Representatives and the Senate on actions taken to make all awards under this program.

##### (INCLUDING TRANSFER OF FUNDS)

Sec. 804. The conference agreement includes a provision that permits the Secretary of Education to transfer up to \$10,260,000 to the Career, Technical, and Adult Education account for carrying out Adult Education State Grants from amounts that would otherwise lapse at the end of fiscal year 2009, with notification to the Committees on Appropriations. The Senate proposed language au-