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S 11366
CONGRESSIONAL RECORD — SENATE
July 30, 1991

SEC. 21A. TECHNICAL AMENDMENT.
Section 342(a)(2)(A) of the Tech-Prep Education Act (20 U.S.C. 2394(a)(2)(A)) is amended by striking "subject to a default management arrangement with the Secretary" and inserting "prohibited from receiving assistance under part B of the Higher Education Act of 1965 pursuant to the provisions of section 439A(a)(3) of such Act".

SEC. 21B. ADJUSTMENT FOR CERTAIN DECREASES IN FEDERAL ACTIVITIES.
Section 3(a) of the Act of September 30, 1950 (Public Law 81-874) (hereafter in this title referred to as the "Act") (20 U.S.C. 238(e)) is amended—

(1) in the matter following subparagraph (C) of paragraph (1), by inserting "this subsection and" before "subsections (a) and (b)"; and

(2) in paragraph (2), by striking "section" and inserting "subsection".

SEC. 22. PAYMENT AMOUNTS.
Section 5 of the Act (20 U.S.C. 240) is amended—

(1) by amending paragraph (2) of subsection (b) of such section by inserting "and Information," after "Science," and "information," after "Education;"

(2) as soon as possible after the beginning of any fiscal year, the Secretary shall, on the request of a local educational agency that is eligible for a payment for the preceding fiscal year on the basis of an information service, before paragraph 4 of section 2, make such a preliminary payment of 50 percent of the amount that such agency receives for such payment on the basis of such entitlement; and

(3) by amending subparagraph (D) of subsection (c)(1) to read as follows:

"(D) the amount of the payment made under paragraph (2) of this subsection, in any case in which, in the fiscal year for which the determination is made, a local educational agency is described under a different clause of section 5(c)(2)(A) than such agency was in fiscal year 1987;"

SEC. 23. SPECIAL PAYMENT RULES.

(a) PAYMENTS TO LOCAL EDUCATIONAL AGENCIES.—Any local educational agency that received a payment for fiscal year 1987, 1988, 1989, or 1990 under section 3 of the Act of September 30, 1950 (Impact Aid) (20 U.S.C. 238a) that was reversed by Treasury because of a failure by the Secretary of Education to apply any of the limitations on per pupil payments or local contribution rates specified in Public Law 99-500, Public Law 99-591, and Public Law 100-202, and which such payment resulted in or would result in an overpayment, shall be entitled to the amount of such payment.

(b) FEDERAL CONTRIBUTIONS.—No portion of any payment received by a local educational agency for fiscal year 1988, 1989, or 1990 under section 2 of the Act of September 30, 1950 (Impact Aid) (20 U.S.C. 237) may be used to reduce the amount of such payment was determined incorrectly by employing a formula using such agency's base revenue limit per average daily attendance. The question is on the agreeing to the amendment. The amendment (No. 947) was agreed to.

The PRESIDING OFFICER. Without objection, the bill is deemed read the third time and passed.

So the bill (H.R. 2313), as amended, was passed.

The PRESIDING OFFICER. Without objection, a motion to reconsider is laid upon the table.

NATIONAL COMMISSION ON LIBRARIES AND INFORMATION SCIENCE ACT AMENDMENTS OF 1991

Mr. HOLLINGS. Mr. President, I ask unanimous consent that the Senate be adjourned at 9:30 o'clock, to be reconvened at 10 o'clock, and request the PRESIDING OFFICER to obtain administrative support from any Federal agency, not to include the National Science Foundation, and insert "prohibited from receiving assistance under part B of the Higher Education Act of 1965 pursuant to the provisions of section 439A(a)(3) of such Act"

The PRESIDING OFFICER. The clerk will report.

The assistant legislative clerk read as follows:

A bill (S. 1593) to improve the operation and effectiveness of the United States National Commission on Libraries and Information Science, and for other purposes.

The PRESIDING OFFICER. Without objection, the bill is deemed read the third time and passed.

So the bill (S. 1593) was passed as follows:

S. 1593
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 "National Commission on Libraries and Information Science Act Amendments of 1991".

SEC. 2. COMMISSION ESTABLISHED.
(a) Subsection (b) of section 4 of the National Commission on Libraries and Information Science Act (hereafter in this Act referred to as the "Act") (20 U.S.C. 1502(b)) is repealed.

(c) Subsection (b) of section 3 of the National Commission on Libraries and Information Science Act (hereafter in this Act referred to as the "Act") (20 U.S.C. 1502(b)) is repealed.

SEC. 3. CONTRIBUTIONS.
Section 4 of the Act (20 U.S.C. 1503) is amended to read as follows:

"a. CONTRIBUTIONS.

"The Commission is authorized to accept, hold, administer, and utilize gifts, bequests, and devices of property, both real and personal, for the purpose of aiding, or facilitating the work of the Commission; its gifts, bequests, and devises of money and all other property of whatever description, as gifts, bequests, or devises shall be deposited in the Treasury and shall be available for disbursement upon the directions of the Commission."

SEC. 4. FUNCTIONS.
Paragraph (6) of section 5(a) of the Act (20 U.S.C. 1504(a)(6)) is amended by striking "and insert "prohibited from receiving assistance under part an provision of section 439A(a)(3) of such Act"

SEC. 5. MEMBERSHIP.
Subsection (a) of section 6 of the Act (20 U.S.C. 1505(a)) is amended—

(1) after the third sentence thereof, by inserting the following new sentence: "A majority of the members of the Commission shall constitute a quorum for the conduct of business at official meetings of the Commission;"

(2) in the fourth sentence thereof by striking "(1) the term of office," and all that follows.

Section 7 of the Act (20 U.S.C. 1506) is amended to read as follows:

"SEC. 7. AUTHORIZATION OF APPROPRIATIONS.

"There are authorized to be appropriated $21,000 for fiscal year 1992 and such sums as may be necessary for each succeeding fiscal year thereafter to carry out the provisions of this Act.

"(a) The PRESIDING OFFICER. Without objection, the motion to reconsider is laid upon the table.

REMOVAL OF INJUNCTION OF SECRECY

Mr. HOLLINGS. Mr. President, in the Senate of the United States.

Mr. PRESIDENT. As in executive session, I ask unanimous consent that the injunction of secrecy be removed from the report of a subcommittee of the Senate Appropriations Committee on Law Enforcement and National Security Expansion in the Western Hemisphere (Treaty Document No. 102-10), transmitted to the Senate today by the President; and ask that the treaty be considered as having been read the first time; that it be referred, with accompanying papers, to the Committee on Foreign Relations and ordered to be printed; and that the President's message be printed in the Record.

The PRESIDING OFFICER. Without objection, it is so ordered.

The message of the President is as follows:

To the Senate of the United States:

With a view to receiving the advice and consent of the Senate to ratification, I transmit herewith the Regional Agreement for the Use of the Band 1605-1705 kHz in Region 2, with an amendment to the Regional Agreement as contained in the Final Protocol, signed on behalf of the United States at Rio de Janeiro on June 8, 1983. I transmit