

SECRET

16

ROUTING AND RECORD SHEET

81-5639

SUBJECT: (Optional)

FROM:

Director, External Affairs  
7D45 Hqs

EXTENSION

[Empty box for extension]

NO.

EAS 81-2275/1

DATE

19 SEP 1981

25X

TO: (Officer designation, room number, and building)

DATE

RECEIVED

FORWARDED

OFFICER'S INITIALS

COMMENTS (Number each comment to show from whom to whom. Draw a line across column after each comment.)

1. DDCI

11/28 [Signature]

Regarding your question on the attached concerning the APEX positions, per the Comptroller, Congress did add the eight positions in the 81 budget.

2.

3. <sup>2172</sup>  
C/EAS noted

4. [Signature]

23 Nov

Attachment

5. [Signature]

6.

7.

8.

9.

10.

11.

12.

13.

14.

15.

25X

*Just time anyone  
ever told me that*

25X

SECRET

**Page Denied**

Next 4 Page(s) In Document Denied

*Confidential*  
*House has agreed to Senate*  
II

97TH CONGRESS  
1ST SESSION

# H. J. RES. 325

---

IN THE SENATE OF THE UNITED STATES

SEPTEMBER 17 (legislative day, SEPTEMBER 9), 1981

Read twice and referred to the Committee on Appropriations

---

## JOINT RESOLUTION

Making continuing appropriations for the fiscal year 1982, and  
for other purposes.

1        *Resolved by the Senate and House of Representatives*  
2 *of the United States of America in Congress assembled,*  
3 That the following sums are appropriated, out of any money  
4 in the Treasury not otherwise appropriated, and out of appli-  
5 cable corporate or other revenues, receipts, and funds, for the  
6 several departments, agencies, corporations, and other orga-  
7 nizational units of the Government for the fiscal year 1982,  
8 and for other purposes, namely:

9        SEC. 101. (a)(1) Such amounts as may be necessary for  
10 continuing projects or activities (not otherwise specifically  
11 provided for in this joint resolution) which were conducted in

1 the fiscal year 1981 and for which appropriations, funds, or  
2 other authority would be available in the following appropri-  
3 ations Acts:

4           Departments of Commerce, Justice, and State,  
5           the Judiciary, and Related Agencies Appropriation  
6           Act, 1982, notwithstanding section 15(a) of the State  
7           Department Basic Authorities Act of 1956 and section  
8           701 of the United States Information and Educational  
9           Exchange Act of 1948, as amended;

10           District of Columbia Appropriation Act, 1982;

11           Departments of Labor, Health and Human Serv-  
12           ices, and Education, and Related Agencies Appropri-  
13           ation Act, 1982;

14           Military Construction Appropriation Act, 1982;  
15           and

16           Department of Transportation and Related Agen-  
17           cies Appropriation Act, 1982.

18           (2) Appropriations made by this subsection shall be  
19           available to the extent and in the manner which would be  
20           provided by the pertinent appropriation Act.

21           (3) Whenever the amount which would be made availa-  
22           ble or the authority which would be granted under an Act  
23           listed in this subsection as passed the House as of October 1,  
24           1981, is different from that which would be available or  
25           granted under such Act as passed by the Senate as of Octo-

ber 1, 1981, the pertinent project or activity shall be continued under the lesser amount or the more restrictive authority: *Provided*, That where an item is included in only one version of an Act as passed by both Houses as of October 1, 1981, the pertinent project or activity shall be continued under the appropriation, fund, or authority granted by the one House, but at a rate for operations not exceeding the current rate or the rate permitted by the action of the one House, whichever is lower, and under the authority and conditions provided in applicable appropriation Acts for the fiscal year 1981.

(4) Whenever an Act listed in this subsection has been passed by only one House as of October 1, 1981, the pertinent project or activity shall be continued under the appropriation, fund, or authority granted by the one House, but at a rate for operations not exceeding the current rate or the rate permitted by the action of the one House, whichever is lower, and under the authority and conditions provided in applicable appropriation Acts for the fiscal year 1981: *Provided*, That for the purposes of this joint resolution, when an Act listed in this subsection has been reported to the House but not passed by the House as of October 1, 1981, it shall be deemed as having been passed by the House.

(5) No provision which is included in an appropriation Act enumerated in this subsection but which was not includ-

1 ed in the applicable appropriation Act of 1981, and which by  
2 its terms is applicable to more than one appropriation, fund,  
3 or authority shall be applicable to any appropriation, fund, or  
4 authority provided in the joint resolution unless such provi-  
5 sion shall have been included in identical form in such bill as  
6 enacted by both the House and the Senate.

7 (b) Such amounts as may be necessary for continuing  
8 the following activities, not otherwise provided for, which  
9 were conducted in the fiscal year 1981, at a rate for oper-  
10 ations not in excess of the current rate or the rate provided  
11 for in the budget estimate, whichever is lower, and under the  
12 more restrictive authority—

13 activities for which provision was made in the De-  
14 partment of Defense Appropriation Act, 1981; and

15 activities for which provision was made in section  
16 101(b) of Public Law 96-536 regarding foreign assist-  
17 ance and related programs, notwithstanding section 10  
18 of Public Law 91-672, and section 15(a) of the State  
19 Department Basic Authorities Act of 1956.

20 (c) Notwithstanding the provisions of sections 102 and  
21 106 of this joint resolution, such amounts as may be neces-  
22 sary for continuing projects and activities under all the condi-  
23 tions and to the extent and in the manner as provided in  
24 H.R. 4120, entitled the Legislative Branch Appropriation  
25 Act, 1982, as reported July 9, 1981; and the provisions of

1 H.R. 4120 shall be effective as if enacted into law; except  
2 that the provisions of section 305 (a), (b), and (d) of H.R.  
3 4120 shall apply to any appropriation, fund or authority  
4 made available for the period October 1, 1981, through No-  
5 vember 1, 1981, by this or any other Act.

6 (d) Such amounts as may be necessary for continuing  
7 the following activities which were conducted in fiscal year  
8 1981, but at a rate for operations not in excess of the current  
9 rate—

10 activities of the Department of State for contribu-  
11 tions to the United Nations Relief and Works Agency  
12 for Palestinian Refugees notwithstanding section 10 of  
13 Public Law 91-672, and section 15(a) of the State De-  
14 partment Basic Authorities Act of 1956.

15 SEC. 102. Appropriations and funds made available and  
16 authority granted pursuant to this joint resolution shall be  
17 available from October 1, 1981, and shall remain available  
18 until (a) enactment into law of an appropriation for any proj-  
19 ect or activity provided for in this joint resolution, or (b) en-  
20 actment of the applicable appropriation Act by both Houses  
21 without any provision for such project or activity, or (c) No-  
22 vember 1, 1981, whichever first occurs.

23 SEC. 103. Appropriations and funds made available or  
24 authority granted pursuant to this joint resolution may be  
25 used without regard to the time limitations for submission

1 and approval of apportionments set forth in section 665(d)(2)  
2 of title 31, United States Code, but nothing herein shall be  
3 construed to waive any other provision of law governing the  
4 apportionment of funds.

5       SEC. 104. Appropriations made and authority granted  
6 pursuant to this joint resolution shall cover all obligations or  
7 expenditures incurred for any project or activity during the  
8 period for which funds or authority for such projects or activi-  
9 ty are available under this joint resolution.

10       SEC. 105. Expenditures made pursuant to this joint res-  
11 olution shall be charged to the applicable appropriation, fund,  
12 or authorization whenever a bill in which such applicable ap-  
13 propriation, fund, or authorization is contained is enacted into  
14 law.

15       SEC. 106. No appropriation or fund made available or  
16 authority granted pursuant to this joint resolution shall be  
17 used to initiate or resume any project or activity for which  
18 appropriations, funds, or other authority were not available  
19 during the fiscal year 1981.

20       SEC. 107. Any appropriation for the fiscal year 1982  
21 required to be apportioned pursuant to section 665 of title 31,  
22 United States Code, may be apportioned on a basis indicating  
23 the need (to the extent any such increases cannot be absorbed  
24 within available appropriations) for a supplemental or defi-  
25 ciency estimate of appropriation to the extent necessary to



1 permit payment of such pay increases as may be granted  
2 pursuant to law to civilian officers and employees and to  
3 active and retired military personnel. Each such appropri-  
4 ation shall otherwise be subject to the requirements of section  
5 665 of title 31, United States Code.

6       SEC. 108. All obligations incurred in anticipation of the  
7 appropriations and authority provided in this joint resolution  
8 for the purposes of maintaining the minimum level of essen-  
9 tial activities necessary to protect life and property and  
10 bringing about orderly termination of other functions are  
11 hereby ratified and confirmed if otherwise in accordance with  
12 the provisions of this joint resolution.

13       SEC. 109. No provision in any appropriation Act for the  
14 fiscal year 1982 that makes the availability of any appropri-  
15 ation provided therein dependent upon the enactment of addi-  
16 tional authorizing or other legislation shall be effective before  
17 the date set forth in section 102(c) of this joint resolution.

18       SEC. 110. To meet the emergency facing a number of  
19 fruit producing States, particularly California, from the Medi-  
20 terranean and other types of fruit flies, as well as the imme-  
21 diate and long-range threat to the timber stands and the wa-  
22 tersheds of the Northeastern United States and other areas  
23 from the gypsy moth, as well as to meet threats from other  
24 pests and diseases, the Secretary of Agriculture is authorized  
25 to exercise the emergency authorities provided for in H.R.

8

1 4119 as passed the House of Representatives on July 27,  
2 1981, in connection with the program of the Animal and  
3 Plant Health Inspection Service, notwithstanding any other  
4 provision of this joint resolution.

Passed the House of Representatives September 16,  
1981.

Attest:           EDMUND L. HENSHAW, JR.,  
*Clerk.*

By THOMAS E. LADD,  
*Assistant to the Clerk.*