PUBLIC LAW 97–35—AUG. 13, 1981

95 STAT. 357

Public Law 97–35
11th Congress

An Act

To provide for reconciliation pursuant to section 301 of the first concurrent resolution on the budget for the fiscal year 1982.

SHORT TITLE

Section 1. This Act may be cited as the “Omnibus Budget Reconciliation Act of 1981.”

TABLE OF CONTENTS

Title I. Agriculture, forestry, and related programs.
Title II. Armed services and defense-related programs.
Title III. Banking, housing, and related programs.
Title IV. District of Columbia.
Title V. Education programs.
Title VI. Human services programs.
Title VII. Employment programs.
Title VIII. School lunch and child nutrition programs.
Title IX. Health services and facilities.
Title X. Energy and energy-related programs.
Title XI. Transportation and related programs.
Title XII. Consumer product safety and communications.
Title XIII. International affairs.
Title XIV. Department of Interior and related programs.
Title XV. Department of Justice and related provisions.
Title XVI. Maritime and related programs.
Title XVII. Civil service and postal service programs; governmental affairs generally.
Title XVIII. Water resource development and economic development programs.
Title XIX. Small business.
Title XX. Veterans’ programs.
Title XXI. Medicare, Medicaid, and maternal and child health.
Title XXII. Federal Old-Age, Survivors, and Disability Insurance program.
Title XXIII. Public assistance programs.
Title XXIV. Unemployment compensation.
Title XXV. Trade adjustment assistance.
Title XXVI. Low-income home energy assistance.
Title XXVII. Health professions.

PURPOSE

Sec. 2. It is the purpose of this Act to implement the recommendations which were made by specified committees of the House of Representatives and the Senate pursuant to directions contained in part A of title III of the first concurrent resolution on the budget for the fiscal year 1982 (H. Con. Res. 115, 97th Congress), and pursuant to the reconciliation requirements which were imposed by such concurrent resolution as provided in section 313 of the Congressional Budget Act of 1974.

31 USC 1331.
TITLE I—AGRICULTURE, FORESTRY, AND RELATED PROGRAMS

Subtitle A—Food Stamp Program Reductions and Other Reductions in Authorization for Appropriations

PART 1—FOOD STAMP PROGRAM REDUCTIONS

FAMILY UNIT REQUIREMENT

Sec. 101. Section 3(i) of the Food Stamp Act of 1977 is amended by—
(1) inserting before the period at the end of the first sentence "; except that parents and children who live together shall be treated as a group of individuals who customarily purchase and prepare meals together for home consumption even if they do not do so, unless one of the parents is sixty years of age or older"; and
(2) striking out "neither" in the second sentence and inserting "no" in lieu thereof.

BOARDERS

Sec. 102. Section 3(i) of the Food Stamp Act of 1977 is amended by—
(1) striking out in clause (1) of the first sentence "or else pays compensation to the others for such meals";
(2) striking out in clause (2) of the first sentence "or else live with others and pay compensation to the others for such meals";
and
(3) adding before the period at the end of the second sentence ", or else live with others and pay compensation to the others for meals".

ADJUSTMENT OF THE THRIFTY FOOD PLAN

Sec. 103. Section 3(o) of the Food Stamp Act of 1977 is amended by striking out "and" before clause (6) and all that follows down through the end of clause (6), and inserting in lieu thereof the following: "(6) on April 1, 1982, adjust the cost of such diet to the nearest dollar increment to reflect changes in the cost of the thrifty food plan for the fifteen months ending the preceding December 31, (7) on July 1, 1983, adjust the cost of such diet to the nearest dollar increment to reflect changes in the cost of the thrifty food plan for the fifteen months ending the preceding March 31, (8) on October 1, 1984, adjust the cost of such diet to the nearest dollar increment to reflect changes in the cost of the thrifty food plan for the fifteen months ending the preceding June 30, and (9) on October 1, 1985, and each October 1, thereafter, adjust the cost of such diet to the nearest dollar increment to reflect changes in the cost of the thrifty food plan for the twelve months ending the preceding June 30".

GROSS INCOME ELIGIBILITY STANDARD

Sec. 104. (a) Section 5 of the Food Stamp Act of 1977 is amended by—
(1) striking out everything before "adjusted annually" in the first sentence of subsection (c) and inserting the following: "(c) The income standards of eligibility shall be—"
(1) for households containing a member who is sixty years of age or over or a member who receives supplemental security income benefits under title XVI of the Social Security Act or
PUBLIC LAW 97-35—AUG. 13, 1981
95 STAT. 535

(1) by striking out subsection (a) of section 201 effective September 1, 1981, or the first day of the first month following the month in which this Act is enacted, whichever is earlier;
(2) by striking out subsection (a) of section 202 effective July 1, 1981; and
(3) by striking out subsections (a) and (b) of section 203 effective on the date of the enactment of this Act.

(a) Not later than 60 days after the date of the enactment of this Act, the Secretary of Agriculture shall promulgate regulations to implement the amendments made by this title.

TITLE IX—HEALTH SERVICES AND FACILITIES

Subtitle A—Block Grants

PREVENTIVE HEALTH, HEALTH SERVICES, AND PRIMARY CARE HEALTH BLOCK GRANTS

Sec. 901. Effective October 1, 1981, the Public Health Service Act is amended by adding at the end the following new title:

“TITLE IX—BLOCK GRANTS

“PART A—PREVENTIVE HEALTH AND HEALTH SERVICES BLOCK GRANT

“AUTHORIZATION OF APPROPRIATIONS

“Sec. 1901. (a) For the purpose of allotments under section 1902, there is authorized to be appropriated $95,000,000 for fiscal year 1982, $95,500,000 for fiscal year 1983, and $96,500,000 for fiscal year 1984.

(b) Of the amount appropriated for any fiscal year under subsection (a), at least $3,000,000 shall be made available for allotments under section 1902(b).

“ALLOTMENTS

“Sec. 1902. (a)(1) From the amounts appropriated under section 1901 for any fiscal year and available for allotment under this subsection, the Secretary shall allot to each State an amount which bears the same ratio to the available amounts for that fiscal year as the amounts provided by the Secretary under the provisions of law listed in paragraph (2) to the State and entitles in the State for fiscal year 1981 bore to the total amount appropriated for such provisions of law for fiscal year 1981.

(2) The provisions of law referred to in paragraph (1) are the following provisions of law as in effect on September 30, 1981:

(A) The authority for grants under section 317 for preventive health service programs for the the control of rodents.

(B) The authority for grants under section 317 for establishing and maintaining community and school-based fluoridation programs.

(C) The authority for grants under section 317 for preventive health service programs for hypertension.

(D) Sections 401 and 402 of the Health Services and Centers Amendments of 1978.

(E) Section 314(d).
"(3) Each entity which is required to establish and maintain records or to provide for an audit under this subsection shall make such books, documents, papers, and records available to the Secretary or the Comptroller General of the United States, or any of their duly authorized representatives, for examination, copying, or mechanical reproduction on or off the premises of such entity upon a reasonable request therefor. The Secretary and the Comptroller General of the United States, or any of their duly authorized representatives, shall have the authority to conduct such examination, copying, and reproduction.

"(4) The Secretary may, under appropriate circumstances, waive the application of all or part of the requirements of this subsection to a community health center."

Subtitle B—Developmental Disabilities

EXTENSION OF PROGRAMS

Sec. 911. (a) The first sentence of section 113(b)(2) of the Developmental Disabilities Assistance and Bill of Rights Act (hereinafter in this subtitle referred to as the "Act") (42 U.S.C. 6032(b)(2)) is amended by striking out "and" after "1980," and by inserting before the period a comma and the following: "$8,000,000 for the fiscal year ending September 30, 1982, $8,000,000 for the fiscal year ending September 30, 1983, and $8,000,000 for the fiscal year ending September 30, 1984."

(b) Section 123(a) of the Act (42 U.S.C. 6033(a)) is amended by striking out "and" after "1980," and by inserting before the period a comma and the following: "$7,500,000 for the fiscal year ending September 30, 1982, $7,500,000 for the fiscal year ending September 30, 1983, and $7,500,000 for the fiscal year ending September 30, 1984."

(c) Section 131 of the Act (42 U.S.C. 6061) is amended by striking out "and" after "1980," and by inserting before the period a comma and the following: "$43,180,000 for the fiscal year ending September 30, 1982, $43,180,000 for the fiscal year ending September 30, 1983, and $43,180,000 for the fiscal year ending September 30, 1984."

EVALUATION SYSTEM

Sec. 912. (a) Section 110 of the Act (42 U.S.C. 6009) is repealed. Repeal.

SPECIAL PROJECT GRANTS

Sec. 913. Section 145 of the Act (42 U.S.C. 6081) is amended to read as follows:

"GRANT AUTHORITY

"Sec. 145. (a) The Secretary may make grants to public or nonprofit private entities for—

"(1) demonstration projects—

"(A) which are conducted in more than one State,

"(B) which involve the participation of two or more Federal departments or agencies, or

"(C) which are otherwise of national significance, and

which hold promise of expanding or otherwise improving services to persons with developmental disabilities (especially those who are disadvantaged or multihandicapped); and
Subtitle G—Adolescent Family Life

SEC. 955. (a) The Public Health Service Act is amended by adding at the end thereof the following new title:

"TITLE XX—ADOLESCENT FAMILY LIFE DEMONSTRATION PROJECTS"

"FINDINGS AND PURPOSES"

"Sec. 2001. (a) The Congress finds that—"

"(1) in 1978, an estimated one million one hundred thousand teenagers became pregnant, more than five hundred thousand teenagers carried their babies to term, and over one-half of the babies born to such teenagers were born out of wedlock;"

"(2) adolescents aged seventeen and younger accounted for more than one-half of the out of wedlock births to teenagers;"

"(3) in a high proportion of cases, the pregnant adolescent is herself the product of an unmarried parenthood during adolescence and is continuing the pattern in her own lifestyle;"