

## DEPARTMENT OF LABOR

### EMPLOYMENT AND TRAINING ADMINISTRATION

#### Federal Funds

#### General and special funds:

##### TRAINING AND EMPLOYMENT SERVICES (INCLUDING RESCISSION)

For necessary expenses of the Workforce Investment Act of 1998 (the "Act"), including the purchase and hire of passenger motor vehicles, the construction, alteration, and repair of buildings and other facilities, and the purchase of real property for training centers as authorized by such Act; **[\$2,898,957,000] \$2,617,513,000** plus reimbursements, of which **[\$1,885,794,000] \$1,667,513,000** is available for obligation for the period July 1, **[2005] 2006** through June 30, **[2006] 2007**; of which **\$250,000,000** is to carry out the Community College Initiative and **\$35,000,000**, to be available for the period October 1, 2005 through September 30, 2006, is to carry out the Prisoner Re-entry Initiative, under the authority of section 171 of the Act, notwithstanding the requirements of sections 171(b)(2)(B) or 171(c)(4)(D); except that amounts determined by the Secretary of Labor to be necessary pursuant to sections 173(a)(4)(A) and 174(c) of such Act shall be available from October 1, **[2004] 2005** until expended; and of which **[\$994,242,000] \$950,000,000** is available for obligation for the period April 1, **[2005] 2006** through June 30, **[2006] 2007**, to carry out chapter 4 of the Act; and of which **\$16,321,000** is available for the period July 1, 2005 through June 30, 2008 for necessary expenses of construction, rehabilitation, and acquisition of Job Corps centers: *Provided*, That notwithstanding [any other provision of law, of the funds provided herein under section 137(c) of the Workforce Investment Act of 1998, **\$283,371,000** shall be for activities described in section 132(a)(2)(A) of such Act and **\$1,196,048,000** shall be for activities described in section 132(a)(2)(B) of such Act: *Provided further*, That **\$250,000,000** shall be available for Community-Based Job Training Grants, of which **\$125,000,000** shall be from funds reserved under section 132(a)(2)(A) of the Workforce Investment Act of 1998 and shall be used to carry out such grants under section 171(d) of such Act, except that the 10 percent limitation otherwise applicable to the amount of funds that may be used to carry out section 171(d) shall not be applicable to funds used for Community-Based Job Training grants: *Provided further*, That funds provided to carry out section 132(a)(2)(A) of the Workforce Investment Act of 1998 may be used to provide assistance to a State for State-wide or local use in order to address cases where there have been worker dislocations across multiple sectors or across multiple local areas and such workers remain dislocated; coordinate the State workforce development plan with emerging economic development needs; and train such eligible dislocated workers: *Provided further*, That **\$8,000,000** shall be for carrying out section 172 of the Workforce Investment Act of 1998: *Provided further*, That, notwithstanding any other provision of law or related regulation, **\$76,874,000** shall be for carrying out section 167 of the Workforce Investment Act of 1998, including **\$71,787,000** for formula grants, **\$4,583,000** for migrant and seasonal housing (of which not less than 70 percent shall be for permanent housing), and **\$504,000** for other discretionary purposes: *Provided further*, That notwithstanding the transfer limitation under section 133(b)(4) of such Act, up to **[30] 40** percent of such funds may be transferred by a local board if approved by the Governor: *Provided further*, That funds provided to carry out section 171(d) of the Workforce Investment Act of 1998 may be used for demonstration projects that provide assistance to new entrants in the workforce and incumbent workers: *Provided further*, That funding provided to carry out projects under section 171 of the Workforce Investment Act of 1998 that are identified in the Conference Agreement, shall not be subject to the requirements of section 171(b)(2)(B) of such Act, the requirements of section 171(c)(4)(D) of such Act, the joint funding requirements of sections 171(b)(2)(A) and 171(c)(4)(A) of such Act, or any time limit requirements of sections 171(b)(2)(C) and 171(c)(4)(B) of such Act: *Provided further*, That notwithstanding sections 127(c) and 132(c) of the Act,

for program year 2005 the Secretary shall reallocate from States for the youth, adult and dislocated worker formula fund programs under title I of the Act, the amounts by which the unexpended balance in a State for such program at the end of program year 2004 exceeds 30 percent of the total amount available for such program in such State for program year 2004 (including funds appropriated herein and funds appropriated for previous years that were available during program year 2004), to those States that did not have such unexpended balances for such program at the end of such year, and such reallocations shall be made using the formula applicable to such program for program year 2005 except that such formula shall only be applied to those States receiving reallocations for such program under this proviso: *Provided further*, That notwithstanding sections 128(c) and 133(c) of the Act, for program year 2005 the Governor may reallocate from local workforce investment areas, for the youth, adult, and dislocated worker formula fund programs under title I of the Act, the amounts by which the unexpended balance in a local workforce investment area for any such program at the end of program year 2004 exceeds 30 percent of the total amount available for such program in such workforce investment area for such year (including the local funds appropriated for previous program years that were available during program year 2004), to those local workforce investment areas that did not have such unexpended balances for such program at the end of such year, and such reallocations shall be made using the formula applicable to such program for program year 2005 except that such formula shall only be applied to those local workforce investment areas receiving reallocations for such program under this proviso: *Provided further*, That no funds from any other appropriation shall be used to provide meal services at or for Job Corps centers.

For necessary expenses of the Act, including the purchase and hire of passenger motor vehicles, the construction, alteration, and repair of buildings and other facilities, and the purchase of real property for training centers as authorized by the Act; **[\$2,463,000,000] \$2,438,000,000** plus reimbursements, of which **\$2,363,000,000** is available for obligation for the period October 1, **[2005] 2006** through June 30, **[2006] 2007**, and of which **[\$100,000,000] \$75,000,000** is available for the period October 1, **[2005] 2006** through June 30, **[2008] 2009**, for necessary expenses of construction, rehabilitation, and acquisition of Job Corps centers.

*Of the funds provided under this heading in Public Law 108-447 for the construction, rehabilitation, and acquisition of Job Corps Centers and made available for the period October 1, 2005 through June 30, 2008, \$25,000,000 is hereby cancelled.*

*Of the funds provided under this heading in Public Law 108-7 to carry out section 173(a)(4)(A) of the Act, \$20,000,000 is hereby cancelled.*

*Of the funds provided under this heading in Public Law 107-117, \$5,000,000 is hereby cancelled.*

[Of the funds provided under this heading in Public Law 108-199 for the Employment and Training Administration, **\$2,200,000** shall be for a non-competitive grant to the AFL-CIO Appalachian Council, Incorporated, and shall be awarded no later than January 31, 2005.]

[Of the funds provided under this heading in Public Law 108-199 for the Employment and Training Administration **\$1,500,000** shall be for a non-competitive grant to the AFL-CIO Working for America Institute, and shall be awarded no later than January 31, 2005.]

[Of the funds provided under this heading in Public Law 108-199 for the Employment and Training Administration, **\$4,000,000** shall be for a non-competitive grant to the Black Clergy of Philadelphia and Vicinity, and shall be awarded no later than January 31, 2005.]

[Of the funds provided under this heading in Public Law 108-199 for the Employment and Training Administration, **\$2,600,000** shall be for a non-competitive grant to the National Center on Education and the Economy, and shall be awarded no later than January 31, 2005.]

[Notwithstanding any other provision of law, funds awarded under grants to the State of Tennessee for Workforce Essentials, Inc., in

## General and special funds—Continued

## TRAINING AND EMPLOYMENT SERVICES—Continued

(INCLUDING RESCISSION)—Continued

Clarksville, Tennessee on June 29, 2004, and to Hampton Roads on behalf of the Hampton Roads Workforce Development Board in Norfolk, Virginia on June 30, 2001, pursuant to section 173 of the Workforce Investment Act of 1998 (29 U.S.C. 2918), may be used to provide services to spouses of members of the armed forces.】

【The Secretary of Labor shall take no action to amend, through regulatory or administration action, the definition established in 20 CFR 667.220 for functions and activities under title I of the Workforce Investment Act of 1998 until such time as legislation reauthorizing the Act is enacted.】

【Of the unobligated funds contained in the H-1B Nonimmigrant Petitioner Account that are available to the Secretary of Labor pursuant to section 286(s)(2) of the Immigration and Nationality Act (8 U.S.C. 1356(s)(2)), \$100,000,000 are rescinded.】 (*Department of Labor Appropriations Act, 2005.*)

## Program and Financing (in millions of dollars)

Identification code 16-0174-0-1-504	2004 actual	2005 est.	2006 est.
<b>Obligations by program activity:</b>			
00.01 Adult employment and training activities .....	895	891	866
00.03 Dislocated worker employment and training activities .....	1,474	1,499	1,350
00.05 Youth activities .....	997	986	950
00.06 Youth Opportunity Grants .....	44		
00.07 Job corps .....	1,438	1,688	1,499
00.08 Prisoner Re-entry .....	55	50	20
00.10 Native Americans .....	55	53	54
00.11 Migrant and seasonal farmworkers .....	86	76	
00.13 National programs .....	175	94	151
00.14 Community College Initiative .....		1	136
09.01 Reimbursable program .....	17	4	4
10.00 Total new obligations .....	5,236	5,342	5,030
<b>Budgetary resources available for obligation:</b>			
21.40 Unobligated balance carried forward, start of year .....	903	857	863
22.00 New budget authority (gross) .....	5,147	5,348	5,160
22.10 Resources available from recoveries of prior year obligations .....	43		-25
23.90 Total budgetary resources available for obligation .....	6,093	6,205	5,998
23.95 Total new obligations .....	-5,236	-5,342	-5,030
23.98 Unobligated balance expiring or withdrawn .....	-2		
24.40 Unobligated balance carried forward, end of year .....	857	863	968
<b>New budget authority (gross), detail:</b>			
Discretionary:			
40.00 Appropriation .....	2,698	2,899	2,618
40.35 Appropriation permanently reduced .....	-16		
40.35 Appropriation permanently reduced .....		-23	
40.36 Unobligated balance permanently reduced .....			-20
40.36 Unobligated balance permanently reduced .....			-5
43.00 Appropriation (total discretionary) .....	2,682	2,876	2,593
55.00 Advance appropriation .....	2,463	2,463	2,463
55.35 Advance appropriation permanently reduced .....	-15	-20	-25
55.90 Advance appropriation (total discretionary) .....	2,448	2,443	2,438
Mandatory:			
60.20 Appropriation (special fund) .....		125	125
60.36 Unobligated balance permanently reduced .....		-100	
62.50 Appropriation (total mandatory) .....		25	125
Discretionary:			
68.00 Spending authority from offsetting collections: Offsetting collections (cash) .....	17	4	4
70.00 Total new budget authority (gross) .....	5,147	5,348	5,160
<b>Change in obligated balances:</b>			
72.40 Obligated balance, start of year .....	4,280	3,815	3,916
73.10 Total new obligations .....	5,236	5,342	5,030
73.20 Total outlays (gross) .....	-5,625	-5,241	-5,352
73.40 Adjustments in expired accounts (net) .....	-33		
73.45 Recoveries of prior year obligations .....	-43		25
74.40 Obligated balance, end of year .....	3,815	3,916	3,619

## Outlays (gross), detail:

86.90 Outlays from new discretionary authority .....	1,959	1,769	1,717
86.93 Outlays from discretionary balances .....	3,666	3,330	3,505
86.97 Outlays from new mandatory authority .....		1	4
86.98 Outlays from mandatory balances .....		141	126
87.00 Total outlays (gross) .....	5,625	5,241	5,352

## Offsets:

Against gross budget authority and outlays:			
Offsetting collections (cash) from:			
88.00 Federal sources .....	-18	-2	-2
88.40 Non-Federal sources .....	-1	-2	-2
88.90 Total, offsetting collections (cash) .....	-19	-4	-4
Against gross budget authority only:			
88.96 Portion of offsetting collections (cash) credited to expired accounts .....	2		

## Net budget authority and outlays:

89.00 Budget authority .....	5,130	5,344	5,156
90.00 Outlays .....	5,606	5,237	5,348

## Summary of Budget Authority and Outlays

	(in millions of dollars)		
Enacted/requested:	2004 actual	2005 est.	2006 est.
Budget Authority .....	5,130	5,344	5,156
Outlays .....	5,606	5,237	5,348
Legislative proposal, not subject to PAYGO:			
Budget Authority .....			813
Outlays .....			145
Total:			
Budget Authority .....	5,130	5,344	5,969
Outlays .....	5,606	5,237	5,493

## Performance Metrics

Identification code 16-0174-0-1-504	2004 actual	2005 est.	2006 est.
Dislocated Worker Assistance:			
33001 Percentage of participants employed after program exit. (This new measure will be implemented in 2005. Data shown are for similar current measure). .....		83%	
33002 Percentage of participants who retain employment after exit. (This new measure will be implemented in 2005. Data shown are for similar current measure). .....		92%	
33003 Percentage change in participants' earnings. (This new measure will be implemented in 2005. Data shown are for similar current measure: % wage replacement). .....		92%	
Job Corps:			
237201 Percentage of participants entering employment or enrolling in post-secondary education, the military or advanced training/occupational skills training .....		85%	87%
237202 Percentage of participants who achieve literacy or numeracy gains of one or more educational functioning levels. .....		45%	47%
237203 Percentage of participants that earn a high school diploma, GED, or certificate. ....		64%	65%

Enacted in 1998, the Workforce Investment Act (WIA) is the primary authorization for this appropriation account. The act is intended to revitalize the Nation's job training system to provide workers with the information, advice, job search assistance, and training they need to get and keep good jobs, and to provide employers with skilled workers. Funds appropriated for this account generally are available on a July to June program year basis, and substantial advance appropriation amounts are provided.

*Adult employment and training activities.*—Grants to provide financial assistance to States and territories to design and operate training and employment assistance programs for adults, including low-income individuals and public assistance recipients.

*Dislocated worker employment and training activities.*—Grants to provide reemployment services and retraining assistance to individuals dislocated from their employment.

*Youth activities.*—Grants to support a wide range of activities and services to prepare low-income youth for academic and employment success, including summer jobs. The program links academic and occupational learning with youth development activities.

*Job corps.*—A system of primarily residential centers offering basic education, training, work experience, and other support, typically to economically disadvantaged youth.

*Prisoner Re-entry Initiative.*—Supports activities to help individuals exiting prison make a successful transition to community life and long-term employment. The 2006 Budget provides the second year of funding for the four-year Prisoner Re-entry Initiative, involving the Departments of Justice, Labor, and Housing and Urban Development, which will fund grants to faith-based and community organizations to help reduce recidivism among non-violent ex-offenders through mentorships, job training, and other critical services.

*Native Americans.*—Grants to Indian tribes and other Native American groups to provide training, work experience, and other employment-related services to Native Americans.

*National programs.*—Provides program support for WIA activities and nationally administered programs for segments of the population that have special disadvantages in the labor market.

*Community College Initiative.*—A new grant program to provide training through community colleges that will be focused on industries with demonstrated labor shortages.

Object Classification (in millions of dollars)			
Identification code 16-0174-0-1-504	2004 actual	2005 est.	2006 est.
<b>Direct obligations:</b>			
21.0 Travel and transportation of persons .....	3	3	3
23.1 Rental payments to GSA .....	1	1	1
23.2 Rental payments to others .....	8	8	8
25.2 Other services .....	424	444	430
25.3 Other purchases of goods and services from Government accounts .....	9	10	9
25.5 Research and development contracts .....	3	3	3
41.0 Grants, subsidies, and contributions .....	4,596	4,683	4,386
99.0 Direct obligations .....	5,044	5,152	4,840
99.0 Reimbursable obligations .....	17	4	4
<b>Allocation Account:</b>			
<b>Personnel compensation:</b>			
11.1 Full-time permanent .....	60	61	62
11.3 Other than full-time permanent .....	3	3	3
11.5 Other personnel compensation .....	3	3	3
11.9 Total personnel compensation .....	66	67	68
12.1 Civilian personnel benefits .....	20	21	21
21.0 Travel and transportation of persons .....	2	2	2
22.0 Transportation of things .....	1	1	1
23.3 Communications, utilities, and miscellaneous charges .....	5	5	5
25.2 Other services .....	28	33	32
25.3 Other purchases of goods and services from Government accounts .....	5	5	5
25.4 Operation and maintenance of facilities .....	1	1	1
25.6 Medical care .....	2	2	2
25.7 Operation and maintenance of equipment .....	1	1	1
26.0 Supplies and materials .....	27	28	28
31.0 Equipment .....	2	2	2
32.0 Land and structures .....	3	4	4
41.0 Grants, subsidies, and contributions .....	12	14	14
99.0 Allocation account .....	175	186	186
99.9 Total new obligations .....	5,236	5,342	5,030
<b>Obligations are distributed as follows:</b>			
Department of Labor .....	5,061	5,156	4,844
Department of Agriculture .....	107	115	116
Department of the Interior .....	68	71	70

TRAINING AND EMPLOYMENT SERVICES  
(Legislative proposal, not subject to PAYGO)

Program and Financing (in millions of dollars)			
Identification code 16-0174-2-1-504	2004 actual	2005 est.	2006 est.
<b>Obligations by program activity:</b>			
00.01 Adult employment and training activities .....			154
00.03 Dislocated worker employment and training activities .....			290
00.05 Youth activities .....			950
00.09 Consolidated adult and dislocated worker state grants .....			2,148
00.16 Youthbuild .....			59
10.00 Total new obligations (object class 41.0) .....			813
<b>Budgetary resources available for obligation:</b>			
22.00 New budget authority (gross) .....			813
23.95 Total new obligations .....			813
<b>New budget authority (gross), detail:</b>			
Discretionary:			
40.00 Appropriation .....			813
<b>Change in obligated balances:</b>			
72.40 Obligated balance, start of year .....			
73.10 Total new obligations .....			813
73.20 Total outlays (gross) .....			145
74.40 Obligated balance, end of year .....			668
<b>Outlays (gross), detail:</b>			
86.90 Outlays from new discretionary authority .....			145
<b>Net budget authority and outlays:</b>			
89.00 Budget authority .....			813
90.00 Outlays .....			145

Legislation will be proposed for 2006 to reform and reauthorize the Workforce Investment Act (WIA). The legislation would increase State flexibility and accountability. The proposal will consolidate the Adult, Dislocated Worker, Youth Activities, Work Opportunity Tax Credit, Labor Market Information, and Employment Service State grants into a single State grant to facilitate coordination and eliminate duplication in the provision of services. The consolidated State grant also would provide financing for labor market information grants to States, which currently is financed as a categorical grant by the Employment and Training Administration.

In addition, legislation will be proposed for 2006 to transfer Youthbuild from the Department of Housing and Urban Development to the Department of Labor, as recommended by the White House Task Force on Disadvantaged Youth, to allow for greater coordination of the program with Job Corps and other employment and training programs. Youthbuild provides grants to local organizations to provide education and training to disadvantaged youth age 16-24. In addition to participating in classroom training, youth learn construction skills by helping to build affordable housing.

WELFARE-TO-WORK JOBS

Program and Financing (in millions of dollars)			
Identification code 16-0177-0-1-504	2004 actual	2005 est.	2006 est.
<b>Change in obligated balances:</b>			
72.40 Obligated balance, start of year .....	364	62	56
73.20 Total outlays (gross) .....	181	6	
73.40 Adjustments in expired accounts (net) .....	122		
74.40 Obligated balance, end of year .....	62	56	56
<b>Outlays (gross), detail:</b>			
86.98 Outlays from mandatory balances .....	181	6	
<b>Net budget authority and outlays:</b>			
89.00 Budget authority .....			

**General and special funds—Continued**

**WELFARE-TO-WORK JOBS—Continued**

**Program and Financing (in millions of dollars)—Continued**

Identification code 16-0177-0-1-504	2004 actual	2005 est.	2006 est.
90.00 Outlays .....	181	6	.....

This account includes balances of funding for activities of the Welfare-to-Work Grants program, which was established by the Balanced Budget Act of 1997 (P.L. 105-33) appropriating funding for 1998 and 1999. Funds were made available for expenditure for up to 5 years after they were provided. Public Law 108-199 rescinded 1999 formula grant funding in this program that was unexpended on the date of enactment of the bill. This program provided formula grants to States and federally administered competitive grants to local workforce boards, political subdivisions of States, and private entities to assist hard-to-employ welfare recipients to secure lasting, unsubsidized employment.

**COMMUNITY SERVICE EMPLOYMENT FOR OLDER AMERICANS**

To carry out title V of the Older Americans Act of 1965, as amended, **[\$440,200,000] \$436,678,000.** (*Department of Labor Appropriations Act, 2005.*)

**Program and Financing (in millions of dollars)**

Identification code 16-0175-0-1-504	2004 actual	2005 est.	2006 est.
<b>Obligations by program activity:</b>			
00.01 National programs .....	342	339	340
00.02 State programs .....	97	97	97
10.00 Total new obligations (object class 41.0) .....	439	436	437
<b>Budgetary resources available for obligation:</b>			
22.00 New budget authority (gross) .....	438	436	437
23.95 Total new obligations .....	-439	-436	-437
<b>New budget authority (gross), detail:</b>			
Discretionary:			
40.00 Appropriation .....	441	440	437
40.35 Appropriation permanently reduced .....	-3	-4	.....
43.00 Appropriation (total discretionary) .....	438	436	437
<b>Change in obligated balances:</b>			
72.40 Obligated balance, start of year .....	375	374	374
73.10 Total new obligations .....	439	436	437
73.20 Total outlays (gross) .....	-439	-436	-435
73.40 Adjustments in expired accounts (net) .....	-1	.....	.....
74.40 Obligated balance, end of year .....	374	374	376
<b>Outlays (gross), detail:</b>			
86.90 Outlays from new discretionary authority .....	81	83	83
86.93 Outlays from discretionary balances .....	358	353	352
87.00 Total outlays (gross) .....	439	436	435
<b>Net budget authority and outlays:</b>			
89.00 Budget authority .....	438	436	437
90.00 Outlays .....	439	436	435

This program provides part-time work experience in community service activities to unemployed, low-income persons aged 55 and over.

**FEDERAL UNEMPLOYMENT BENEFITS AND ALLOWANCES**

For payments during the current fiscal year of trade adjustment benefit payments and allowances under part I and section 246; and for training, allowances for job search and relocation, and related State administrative expenses under part II of chapter 2, title II

of the Trade Act of 1974 (including the benefits and services described under sections 123(c)(2) and 151(b) and (c) of the Trade Adjustment Assistance Reform Act of 2002, Public Law 107-210), **[\$1,057,300,000] \$966,400,000,** together with such amounts as may be necessary to be charged to the subsequent appropriation for payments for any period subsequent to September 15 of the current year. (*Department of Labor Appropriations Act, 2005.*)

**Program and Financing (in millions of dollars)**

Identification code 16-0326-0-1-999	2004 actual	2005 est.	2006 est.
<b>Obligations by program activity:</b>			
Direct program:			
00.01 Trade adjustment assistance benefits .....	538	750	655
00.02 Trade adjustment assistance training .....	258	259	259
00.03 North American Free Trade Agreement adjustment assistance benefits .....	25	.....	.....
00.05 Wage insurance demonstration .....	5	48	52
09.01 Reimbursable program .....	64	40	40
10.00 Total new obligations .....	890	1,097	1,006
<b>Budgetary resources available for obligation:</b>			
22.00 New budget authority (gross) .....	1,402	1,097	1,006
23.95 Total new obligations .....	-890	-1,097	-1,006
23.98 Unobligated balance expiring or withdrawn .....	-513	.....	.....
<b>New budget authority (gross), detail:</b>			
Mandatory:			
60.00 Appropriation .....	1,338	1,057	966
69.00 Offsetting collections (cash) .....	64	40	40
70.00 Total new budget authority (gross) .....	1,402	1,097	1,006
<b>Change in obligated balances:</b>			
72.40 Obligated balance, start of year .....	255	370	547
73.10 Total new obligations .....	890	1,097	1,006
73.20 Total outlays (gross) .....	-760	-920	-1,006
73.40 Adjustments in expired accounts (net) .....	-15	.....	.....
74.40 Obligated balance, end of year .....	370	547	547
<b>Outlays (gross), detail:</b>			
86.97 Outlays from new mandatory authority .....	653	773	843
86.98 Outlays from mandatory balances .....	107	147	163
87.00 Total outlays (gross) .....	760	920	1,006
<b>Offsets:</b>			
Against gross budget authority and outlays:			
88.00 Offsetting collections (cash) from: Federal sources	-61	-40	-40
Against gross budget authority only:			
88.96 Portion of offsetting collections (cash) credited to expired accounts .....	-3	.....	.....
<b>Net budget authority and outlays:</b>			
89.00 Budget authority .....	1,338	1,057	966
90.00 Outlays .....	699	880	966

**Performance Metrics**

Identification code 16-0326-0-1-999	2004 actual	2005 est.	2006 est.
Trade Adjustment Assistance:			
34001 Percentage of participants employed after program exit. (This new measure will be implemented in 2005. Data shown are for similar current measure).	63%	70%	.....
34002 Percentage of participants who retain employment after exit. (This new measure will be implemented in 2005. Data shown are for similar current measure).	89%	89%	89%
34003 Percentage change in participants' earnings. (This new measure will be implemented in 2005. Data shown are for similar current measure: % wage replacement) .....	74%	80%	.....

The Trade Adjustment Assistance Reform Act of 2002 (Division A of Public Law 107-210) was signed into law on August 6, 2002. This Act amended the Trade Act of 1974 to consolidate the previous Trade Adjustment Assistance (TAA) and NAFTA Transitional Adjustment Assistance (NAFTA-TAA) programs into a single, enhanced TAA program with ex-

panded eligibility, services, and benefits, which includes adjustment assistance, including cash weekly benefits, training, job search and relocation allowances. Additionally, the act provides for a program of Alternative Trade Adjustment Assistance for older workers. The amendments generally apply only to those workers covered by a petition for certification filed on or after November 4, 2002. Sections 123(c) and 151(b) and (c) of the Trade Adjustment Assistance Reform Act provide that workers certified under a petition filed before November 4 will continue to be eligible for services and benefits in accordance with the requirements that were applicable to the previous TAA and NAFTA-TAA programs, until such time as their eligibility under those requirements is exhausted. Therefore, the amounts appropriated to the Federal Unemployment Benefits and Allowances (FUBA) account are to provide for services and benefits to workers certified under the amended program, as well as the predecessor programs.

**Object Classification** (in millions of dollars)

Identification code 16-0326-0-1-999	2004 actual	2005 est.	2006 est.
41.0 Direct obligations: Grants, subsidies, and contributions .....	826	1,057	966
99.0 Reimbursable obligations: Reimbursable obligations ...	64	40	40
99.9 Total new obligations .....	890	1,097	1,006

**STATE UNEMPLOYMENT INSURANCE AND EMPLOYMENT SERVICE OPERATIONS**

For authorized administrative expenses, **[\$141,934,000]** \$130,985,000, together with not to exceed **[\$3,524,301,000]** \$3,299,381,000 (including not to exceed \$1,228,000 which may be used for amortization payments to States which had independent retirement plans in their State employment service agencies prior to 1980, and including \$10,000,000 which may be used to conduct in-person reemployment and eligibility assessments of unemployment insurance beneficiaries in one-stop career centers), which may be expended from the Employment Security Administration Account in the Unemployment Trust Fund including the cost of administering section 51 of the Internal Revenue Code of 1986, as amended, section 7(d) of the Wagner-Peyser Act, as amended, the Trade Act of 1974, as amended, the Immigration Act of 1990, and the Immigration and Nationality Act, as amended, and of which the sums available in the allocation for activities authorized by title III of the Social Security Act, as amended (42 U.S.C. 502-504), and the sums available in the allocation for necessary administrative expenses for carrying out 5 U.S.C. 8501-8523, shall be available for obligation by the States through December 31, **[2005]** 2006, except that funds used for automation acquisitions shall be available for obligation by the States through September 30, **[2007]** 2008; of which **[\$141,934,000]** \$130,985,000, together with not to exceed **[\$763,587,000]** \$672,700,000 of the amount which may be expended from said trust fund, shall be available for obligation for the period July 1, **[2005]** 2006 through June 30, **[2006]** 2007, to fund activities under the Act of June 6, 1933, as amended, including the cost of penalty mail authorized under 39 U.S.C. 3202(a)(1)(E) made available to States in lieu of allotments for such purpose: *Provided*, That to the extent that the Average Weekly Insured Unemployment (AWIU) for fiscal year **[2005]** 2006 is projected by the Department of Labor to exceed **[3,227,000]** 2,984,000, an additional \$28,600,000 shall be available for obligation for every 100,000 increase in the AWIU level (including a pro rata amount for any increment less than 100,000) from the Employment Security Administration Account of the Unemployment Trust Fund: *Provided further*, That funds appropriated in this Act which are used to establish a national one-stop career center system, or which are used to support the national activities of the Federal-State unemployment insurance or immigration programs, may be obligated in contracts, grants or agreements with non-State entities: *Provided further*, That funds appropriated under this Act for activities authorized under the Wagner-Peyser Act, as amended, and title III of the Social Security Act, may be used by the States to fund integrated Employment Service and Unemployment Insurance automation efforts, notwithstanding cost allocation principles prescribed under Office of Management and Budget Circular A-87.

*In addition to amounts made available above, and subject to the same terms and conditions, \$10,000,000 to conduct in-person reemployment and eligibility assessments of unemployment insurance beneficiaries in one-stop career centers, and \$30,000,000 to prevent and detect fraudulent unemployment benefits claims filed using personal information stolen from unsuspecting workers: Provided, That not later than 180 days following the end of fiscal year 2006, the Secretary shall provide a report to the Congress which includes:*

(A) *the amount spent for in-person reemployment and eligibility assessments of UI beneficiaries in One-Stop Career Centers, as well as funds made available and expended to prevent and detect fraudulent claims for unemployment benefits filed using workers' stolen personal information;*

(B) *the number of scheduled in-person reemployment and eligibility assessments, the number of individuals who failed to appear for scheduled assessments, actions taken as a result of individuals not appearing for an assessment (e.g., benefits terminated), results of assessments (e.g., referred to reemployment services, found in compliance with program requirements), estimated savings resulting from cessation of benefits, and estimated savings as a result of accelerated reemployment; and*

(C) *the estimated number of UI benefit claims filed using stolen identification that are discovered at the time of initial filing, with an estimate of the resulting savings; and the estimated number of ID theft-related continued claims stopped, with an estimate of the amount paid on such fraudulent claims and an estimate of the resulting savings from their termination.*

*(Department of Labor Appropriations Act, 2005.)*

**Program and Financing** (in millions of dollars)

Identification code 16-0179-0-1-999	2004 actual	2005 est.	2006 est.
<b>Obligations by program activity:</b>			
Direct program:			
Unemployment compensation:			
00.01 State administration .....	2,711	2,663	2,622
00.02 National activities .....	10	10	11
Employment service:			
00.10 Grants to States .....	779	782	696
00.11 National activities .....	34	65	34
00.12 One-stop career centers .....	117	100	91
00.13 Work incentive grants .....	29	25	20
09.01 Reimbursable program .....	9	10	10
10.00 Total new obligations .....	3,689	3,655	3,484
<b>Budgetary resources available for obligation:</b>			
21.40 Unobligated balance carried forward, start of year	119	99	120
22.00 New budget authority (gross) .....	3,655	3,676	3,481
22.10 Resources available from recoveries of prior year obligations .....	14		
23.90 Total budgetary resources available for obligation	3,788	3,775	3,601
23.95 Total new obligations .....	-3,689	-3,655	-3,484
24.40 Unobligated balance carried forward, end of year	99	120	117
<b>New budget authority (gross), detail:</b>			
Discretionary:			
40.00 Appropriation .....	143	142	131
40.35 Appropriation permanently reduced .....	-1	-1	
43.00 Appropriation (total discretionary) .....	142	141	131
Spending authority from offsetting collections:			
68.00 Offsetting collections (cash) .....	2,927	3,505	3,350
68.10 Change in uncollected customer payments from Federal sources (unexpired) .....	527		
68.90 Spending authority from offsetting collections (total discretionary) .....	3,454	3,505	3,350
Mandatory:			
69.00 Offsetting collections (cash) .....	59	30	
70.00 Total new budget authority (gross) .....	3,655	3,676	3,481
<b>Change in obligated balances:</b>			
72.40 Obligated balance, start of year .....	296	248	192
73.10 Total new obligations .....	3,689	3,655	3,484
73.20 Total outlays (gross) .....	-3,685	-3,711	-3,529
73.40 Adjustments in expired accounts (net) .....	-4		
73.45 Recoveries of prior year obligations .....	-14		
74.00 Change in uncollected customer payments from Federal sources (unexpired) .....	-527		

**General and special funds—Continued**

**STATE UNEMPLOYMENT INSURANCE AND EMPLOYMENT SERVICE OPERATIONS—Continued**

**Program and Financing (in millions of dollars)—Continued**

Identification code 16-0179-0-1-999	2004 actual	2005 est.	2006 est.
74.10 Change in uncollected customer payments from Federal sources (expired) .....	493		
74.40 Obligated balance, end of year .....	248	192	147
<b>Outlays (gross), detail:</b>			
86.90 Outlays from new discretionary authority .....	2,798	2,481	2,417
86.93 Outlays from discretionary balances .....	828	1,200	1,112
86.97 Outlays from new mandatory authority .....	59	30	
87.00 Total outlays (gross) .....	3,685	3,711	3,529
<b>Offsets:</b>			
Against gross budget authority and outlays:			
Offsetting collections (cash) from:			
88.00 Federal sources .....	-9	-10	-10
88.00 Trust Fund sources .....	-3,470	-3,525	-3,340
88.90 Total, offsetting collections (cash) .....	-3,479	-3,535	-3,350
Against gross budget authority only:			
88.95 Change in uncollected customer payments from Federal sources (unexpired) .....	-527		
88.96 Portion of offsetting collections (cash) credited to expired accounts .....	493		
<b>Net budget authority and outlays:</b>			
89.00 Budget authority .....	142	141	131
90.00 Outlays .....	206	176	179

**Summary of Budget Authority and Outlays**

(in millions of dollars)

	2004 actual	2005 est.	2006 est.
Enacted/requested:			
Budget Authority .....	142	141	131
Outlays .....	206	176	179
Legislative proposal, not subject to PAYGO:			
Budget Authority .....			-63
Outlays .....			-63
<b>Total:</b>			
Budget Authority .....	142	141	68
Outlays .....	206	176	116

**Performance Metrics**

Identification code 16-0179-0-1-999	2004 actual	2005 est.	2006 est.
<b>Unemployment Insurance Administration State Grants:</b>			
110201 Payment timeliness: Percentage of intrastate UI first payments made within 14 days in states with a waiting week and 21 days if no waiting week .....	88.7%	89.9%	90.3%
110202 Establish tax accounts promptly: Percentage of determinations about UI tax liability of new employers made within 90 days of the end of the first quarter they became liable. ....	83.6%	82.4%	82.5%
110203 Establish overpayments: Dollar amount established for recovery as a percentage of estimated overpayments that states can detect and recover under state law. ....	57.9%	59.5%	59.5%
<b>Employment Service:</b>			
237601 Percentage of participants employed after program exit (This new measure will be implemented in 2005. Data shown are for a similar current measure.) .....		61%	
237602 Percentage of participants who retain employment found after exit (This new measure will be implemented in 2005. Data shown are for a similar current measure.) .....		78%	

**Unemployment compensation.**—State administration amounts provide administrative grants to State agencies which pay unemployment compensation to eligible workers and collect State unemployment taxes from employers. These agencies also pay unemployment benefits to former Federal personnel as well as trade adjustment assistance to eligible

individuals. State administration amounts also provide administrative grants to State agencies to improve the integrity and financial stability of the unemployment compensation program through a comprehensive program, UI Performs. The purpose is to effect continuous improvement in State performance and related activities designed to assess and reduce errors and prevent fraud, waste, and abuse in the payment of unemployment compensation benefits and the collection of unemployment taxes. National activities relating to the Federal-State unemployment insurance programs are conducted through contracts or agreements with the State agencies or with non-state entities. A workload reserve is included in State administration to meet increases in the costs of administration resulting from changes in State law, or increases in the number of claims filed and claims paid. The appropriation automatically provides additional funds whenever unemployment increases above budgeted levels.

**PROGRAM STATISTICS**

	2003 actual	2004 actual	2005 estimate	2006 estimate
Staff years .....	36,157	35,121	38,488	38,045
<b>Basic workload (in thousands):</b>				
Employer tax accounts .....	7,025	7,109	7,212	7,295
Employee wage items recorded .....	590,151	587,780	603,112	618,949
Initial claims taken .....	22,307	19,298	18,807	18,888
Weeks claimed .....	188,176	164,297	152,080	152,290
Nonmonetary determinations .....	8,553	8,343	7,908	7,656
Appeals .....	1,560	1,616	1,494	1,435
Covered employment .....	126,080	127,030	128,870	130,580

**Employment service.**—The public employment service is a nationwide system providing no-fee employment services to individuals who are seeking employment and employers who are seeking workers. State employment service activities are financed by allotments to States distributed under a demographically based funding formula established under the Wagner-Peyser Act, as amended. Employment service allotments are funded on a program year basis running from July 1 through June 30 of the following year.

Employment service activities serving national needs, which includes certification of aliens for employment-based visas, are conducted through specific reimbursable agreements between the States and the Federal Government under the Wagner-Peyser Act, as amended and other legislation. Funding is also provided for amortization payments for States which had independent retirement plans prior to 1980 in their State employment service agencies.

**One-stop career centers.**—These funds will be used to support the joint Federal-State efforts to improve the comprehensive One-Stop system created under the Workforce Investment Act (WIA). This system provides workers and employers with quick and easy access to a wide array of enhanced career development and labor market information services. In this activity, funds will be used to implement the emerging e-government strategy for the WIA workforce system, which will improve accessibility, update the one-stop technology infrastructure, and improve the efficiency of the labor exchange and other services.

**Work incentive grants.**—These funds provide competitive grants to improve access to and coordination of information, benefits, and services to enable individuals with disabilities to return to work.

**ONE-STOP CAREER CENTER PROGRAM STATISTICS**

	(In thousands)			
	2003 <sup>1</sup>	2004 <sup>2</sup>	2005 <sup>3</sup>	2006 <sup>4</sup>
Total applicants .....	15,155	15,000	17,000	18,535
Entered employment .....	7,630	7,000	8,700	12,975

<sup>1</sup> For the program year, July 1, 2003–June 30, 2004.  
<sup>2</sup> For the program year, July 1, 2004–June 30, 2005.  
<sup>3</sup> For the program year, July 1, 2005–June 30, 2006.  
<sup>4</sup> For the program year, July 1, 2006–June 30, 2007.

Object Classification (in millions of dollars)				
Identification code 16-0179-0-1-999	2004 actual	2005 est.	2006 est.	
Direct obligations:				
23.3	Communications, utilities, and miscellaneous charges	167	169	169
41.0	Grants, subsidies, and contributions	3,513	3,476	3,305
99.0	Direct obligations	3,680	3,645	3,474
99.0	Reimbursable obligations	9	10	10
99.9	Total new obligations	3,689	3,655	3,484

**STATE UNEMPLOYMENT INSURANCE AND EMPLOYMENT SERVICE OPERATIONS**  
(Legislative proposal, not subject to PAYGO)

Program and Financing (in millions of dollars)				
Identification code 16-0179-2-1-999	2004 actual	2005 est.	2006 est.	
<b>Obligations by program activity:</b>				
Direct program:				
Employment service:				
00.10	Grants to States			-696
00.11	Work Opportunity Tax Credit			-18
00.12	One-stop career centers			-40
10.00	Total new obligations (object class 41.0)			-754
<b>Budgetary resources available for obligation:</b>				
22.00	New budget authority (gross)			-754
23.95	Total new obligations			754
<b>New budget authority (gross), detail:</b>				
Discretionary:				
40.00	Appropriation			-63
68.00	Spending authority from offsetting collections: Offsetting collections (cash)			-691
70.00	Total new budget authority (gross)			-754
<b>Change in obligated balances:</b>				
73.10	Total new obligations			-754
73.20	Total outlays (gross)			754
<b>Outlays (gross), detail:</b>				
86.90	Outlays from new discretionary authority			-754
<b>Offsets:</b>				
Against gross budget authority and outlays:				
88.00	Offsetting collections (cash) from: Trust Fund sources			691
<b>Net budget authority and outlays:</b>				
89.00	Budget authority			-63
90.00	Outlays			-63

Legislation will be proposed for 2006 to reform and reauthorized the Workforce Investment Act (WIA). The legislation would increase State flexibility and accountability. The proposal will consolidate the Adult, Dislocated Worker, Youth Activities, Work Opportunity Tax Credit, Labor Market Information, and Employment Service State grants into a single State grant to facilitate coordination and eliminate duplication in the provision of services. The consolidated State grant also would provide financing for labor market information grants to States, which currently is financed as a categorical grant by the Employment and Training Administration.

**PAYMENTS TO THE UNEMPLOYMENT TRUST FUND**

Program and Financing (in millions of dollars)				
Identification code 16-0178-0-1-603	2004 actual	2005 est.	2006 est.	
<b>Obligations by program activity:</b>				
00.10	Payments to EUCA	719	9	1

10.00	Total new obligations (object class 41.0)	719	9	1
<b>Budgetary resources available for obligation:</b>				
21.40	Unobligated balance carried forward, start of year	5		
22.00	New budget authority (gross)	714	9	1
23.90	Total budgetary resources available for obligation	719	9	1
23.95	Total new obligations	-719	-9	-1
24.40	Unobligated balance carried forward, end of year			
<b>New budget authority (gross), detail:</b>				
Mandatory:				
60.00	Appropriation	714	9	1
<b>Change in obligated balances:</b>				
73.10	Total new obligations	719	9	1
73.20	Total outlays (gross)	-719	-9	-1
<b>Outlays (gross), detail:</b>				
86.97	Outlays from new mandatory authority	714	9	1
86.98	Outlays from mandatory balances	5		
87.00	Total outlays (gross)	719	9	1
<b>Net budget authority and outlays:</b>				
89.00	Budget authority	714	9	1
90.00	Outlays	719	9	1

This account was initiated as a result of the amendments to the Emergency Unemployment Compensation law (P.L. 102-164, as amended) which currently provides for general fund financing for administrative costs related to extended benefits under the optional, total unemployment rate trigger. This account is also used to make reimbursements for a portion of benefits paid under the Temporary Extended Unemployment Compensation Act of 2002 (P.L. 107-147 as amended). These funds are transferred to a receipt account in the Unemployment Trust Fund (UTF) so that resources may be transferred to the Employment Security Administration Account in the UTF for administrative costs or to the Extended Unemployment Compensation Account for benefit costs.

**ADVANCES TO THE UNEMPLOYMENT TRUST FUND AND OTHER FUNDS**

For repayable advances to the Unemployment Trust Fund as authorized by sections 905(d) and 1203 of the Social Security Act, as amended, and to the Black Lung Disability Trust Fund as authorized by section 9501(c)(1) of the Internal Revenue Code of 1954, as amended; and for nonrepayable advances to the Unemployment Trust Fund as authorized by section 8509 of title 5, United States Code, and to the "Federal unemployment benefits and allowances" account, to remain available until September 30, [2006, \$517,000,000] 2007, \$465,000,000.

In addition, for making repayable advances to the Black Lung Disability Trust Fund in the current fiscal year after September 15, [2005] 2006, for costs incurred by the Black Lung Disability Trust Fund in the current fiscal year, such sums as may be necessary. (Department of Labor Appropriations Act, 2005.)

Program and Financing (in millions of dollars)				
Identification code 16-0327-0-1-600	2004 actual	2005 est.	2006 est.	
<b>Obligations by program activity:</b>				
00.01	Nonrepayable advance to the Unemployment Trust Fund	80		
10.00	Total new obligations (object class 41.0)	80		
<b>Budgetary resources available for obligation:</b>				
22.00	New budget authority (gross)	80		
23.95	Total new obligations	-80		
<b>New budget authority (gross), detail:</b>				
Mandatory:				
60.00	Appropriation	80		
<b>Change in obligated balances:</b>				
73.10	Total new obligations	80		

**General and special funds—Continued**

**ADVANCES TO THE UNEMPLOYMENT TRUST FUND AND OTHER FUNDS—Continued**

**Program and Financing (in millions of dollars)—Continued**

Identification code 16-0327-0-1-600	2004 actual	2005 est.	2006 est.
73.20 Total outlays (gross) .....	80		
<b>Outlays (gross), detail:</b>			
86.97 Outlays from new mandatory authority .....	80		
<b>Net budget authority and outlays:</b>			
89.00 Budget authority .....	80		
90.00 Outlays .....	80		

**Summary of Budget Authority and Outlays**

(in millions of dollars)

Enacted/requested:	2004 actual	2005 est.	2006 est.
Budget Authority .....	80		
Outlays .....	80		
Legislative proposal, not subject to PAYGO:			
Budget Authority .....			3,808
Outlays .....			3,808
<b>Total:</b>			
Budget Authority .....	80		3,808
Outlays .....	80		3,808

This account provides repayable advances to the Black Lung Disability Trust Fund for making payments from that fund whenever its balances prove insufficient. The funding requested in this appropriation for 2006 is entirely for Black Lung. This spending authority is presented as authority to borrow in the Black Lung Disability Trust Fund.

This account may also provide advances to several other accounts to pay unemployment compensation to eligible individuals under various Federal and State unemployment compensation laws whenever the balances in the funds prove insufficient or whenever reimbursements to certain accounts, as allowed by law, are to be made. Advances made to the Federal employees compensation account in the Unemployment Trust Fund and to the Federal unemployment benefits and allowances account are nonrepayable. All other advances made to the Federal unemployment account and to the Extended unemployment compensation account (both in the Unemployment Trust Fund) are repaid, with interest, to the general fund of the Treasury.

**ADVANCES TO THE UNEMPLOYMENT TRUST FUND**

(Legislative proposal, not subject to PAYGO)

**Program and Financing (in millions of dollars)**

Identification code 16-0327-2-1-600	2004 actual	2005 est.	2006 est.
<b>Obligations by program activity:</b>			
00.02 Prepayment premium .....			3,808
10.00 Total new obligations (object class 41.0) .....			3,808
<b>Budgetary resources available for obligation:</b>			
22.00 New budget authority (gross) .....			3,808
23.95 Total new obligations .....			3,808
<b>New budget authority (gross), detail:</b>			
Mandatory:			
60.00 Appropriation .....			3,808
<b>Change in obligated balances:</b>			
73.10 Total new obligations .....			3,808
73.20 Total outlays (gross) .....			3,808
<b>Outlays (gross), detail:</b>			
86.97 Outlays from new mandatory authority .....			3,808
<b>Net budget authority and outlays:</b>			
89.00 Budget authority .....			3,808

90.00 Outlays .....			3,808
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The Black Lung Disability Trust Fund (BLDTF) revenues, which consist primarily of excise taxes on coal, are not sufficient to repay its \$9 billion debt to the Treasury or to service the interest on that debt. See discussion in the Black Lung Disability Trust Fund for a full description of the Administration's proposal to remedy this problem. As a part of this proposal, the Administration will propose legislation that will provide for a one-time appropriation to permit the BLDTF to compensate the General Fund for lost interest income.

**PROGRAM ADMINISTRATION**

For expenses of administering employment and training programs, **[\$113,810,000] \$118,123,000**, together with not to exceed **[\$57,663,000] \$87,988,000**, which may be expended from the Employment Security Administration Account in the Unemployment Trust Fund. (*Department of Labor Appropriations Act, 2005.*)

**Program and Financing (in millions of dollars)**

Identification code 16-0172-0-1-504	2004 actual	2005 est.	2006 est.
<b>Obligations by program activity:</b>			
00.01 Adult services .....	45	46	53
00.02 Youth services .....	39	40	38
00.03 Workforce security .....	60	67	97
00.04 Apprenticeship training, employer and labor services .....	21	21	22
00.05 Executive direction .....	11	9	9
00.06 Welfare-to-work .....	2		
10.00 Total new obligations .....	178	183	219
<b>Budgetary resources available for obligation:</b>			
22.00 New budget authority (gross) .....	178	183	219
23.95 Total new obligations .....	178	183	219
<b>New budget authority (gross), detail:</b>			
Discretionary:			
40.00 Appropriation .....	116	114	118
40.35 Appropriation permanently reduced .....	1	1	
43.00 Appropriation (total discretionary) .....	115	113	118
Mandatory:			
60.20 Appropriation (special fund) .....		13	13
Discretionary:			
68.00 Spending authority from offsetting collections: Trust Fund sources .....	63	57	88
70.00 Total new budget authority (gross) .....	178	183	219
<b>Change in obligated balances:</b>			
72.40 Obligated balance, start of year .....	32	32	25
73.10 Total new obligations .....	178	183	219
73.20 Total outlays (gross) .....	178	190	218
74.40 Obligated balance, end of year .....	32	25	26
<b>Outlays (gross), detail:</b>			
86.90 Outlays from new discretionary authority .....	155	159	194
86.93 Outlays from discretionary balances .....	23	19	11
86.97 Outlays from new mandatory authority .....		12	12
86.98 Outlays from mandatory balances .....			1
87.00 Total outlays (gross) .....	178	190	218
<b>Offsets:</b>			
Against gross budget authority and outlays:			
88.00 Offsetting collections (cash) from: Trust fund sources .....	63	57	88
<b>Net budget authority and outlays:</b>			
89.00 Budget authority .....	115	126	131
90.00 Outlays .....	114	133	130

**Summary of Budget Authority and Outlays**

(in millions of dollars)

Enacted/requested:	2004 actual	2005 est.	2006 est.
Budget Authority .....	115	126	131



Outlays .....	115	133	130
Legislative proposal, not subject to PAYGO:			
Budget Authority .....			1
Outlays .....			1
Total:			
Budget Authority .....	115	126	132
Outlays .....	115	133	131

**Performance Metrics**

Identification code 16-0172-0-1-504	2004 actual	2005 est.	2006 est.
<b>Trade Adjustment Assistance:</b>			
34001 Percentage of participants employed after program exit. (This new measure will be implemented in 2005. Data shown are for similar current measure).	63%	70%	
34002 Percentage of participants who retain employment after exit. (This new measure will be implemented in 2005. Data shown are for similar current measure).	89%	89%	89%
34003 Percentage change in participants' earnings. (This new measure will be implemented in 2005. Data shown are for similar current measure: % wage replacement).	74%	80%	
<b>H-1B Labor Condition Applications Program:</b>			
237801 Percentage of H-1B labor condition applications (LCAs) for which no prevailing wage issues are identified within seven days of filing.	99%	100%	100%
237802 Percentage of H-1B labor condition applications (LCAs) for which no prevailing wage issues are identified within two days of filing.	95%	98%	98%
<b>Permanent Labor Certification Program:</b>			
238001 Percentage of backlogged applications for the Permanent Labor Certification program that are resolved each year (measured against backlog remaining each year).		20%	100%

**Adult services.**—Provides leadership, policy direction and administration for a decentralized system of grants to State and local governments as well as federally administered programs for job training and employment assistance for low income adults and dislocated workers; provides for training and employment services to special targeted groups; provides for the settlement of trade adjustment petitions; and includes related program operations support activities.

**Youth services.**—Provides leadership, policy direction and administration for a decentralized system of grants to State and local governments as well as federally administered programs for job training and employment assistance for youth, including the Job Corps.

**Workforce security.**—Provides leadership and policy direction for the administration of the comprehensive nationwide public employment service system; oversees unemployment insurance programs in each State; administers foreign labor certification programs; supports a one-stop career center network, including a comprehensive system of collecting, analyzing and disseminating labor market information; and includes related program operations support activities.

**Apprenticeship training, employer and labor services.**—Promotes and provides leadership and policy direction for the administration of apprenticeship as a method of skill acquisition through a Federal-State apprenticeship structure. Employer and labor services will facilitate the understanding and responsiveness of workforce investment systems to the training needs of employers and the interest of labor organizations in training programs.

**Executive direction.**—Provides leadership and policy direction for all training and employment services programs and activities and provides for related program operations support, including research, evaluations, and demonstrations.

**Object Classification (in millions of dollars)**

Identification code 16-0172-0-1-504	2004 actual	2005 est.	2006 est.
<b>Direct obligations:</b>			
Personnel compensation:			
11.1 Full-time permanent .....	91	92	94

11.3 Other than full-time permanent .....	2	2	3
11.5 Other personnel compensation .....	2	3	4
11.9 Total personnel compensation .....	95	97	101
12.1 Civilian personnel benefits .....	24	26	25
21.0 Travel and transportation of persons .....	5	5	4
23.1 Rental payments to GSA .....	12	15	16
23.3 Communications, utilities, and miscellaneous charges .....	2	4	2
25.1 Advisory and assistance services .....	4	6	36
25.2 Other services .....	2	2	4
25.3 Other purchases of goods and services from Government accounts .....	14	17	20
25.7 Operation and maintenance of equipment .....	14	6	8
26.0 Supplies and materials .....	1	2	1
31.0 Equipment .....	4	3	2
99.0 Direct obligations .....	177	183	219
99.5 Below reporting threshold .....	1		
99.9 Total new obligations .....	178	183	219

**Personnel Summary**

Identification code 16-0172-0-1-504	2004 actual	2005 est.	2006 est.
<b>Direct:</b>			
1001 Total compensable workyears: Civilian full-time equivalent employment .....	1,204	1,194	1,194
<b>Reimbursable:</b>			
2001 Total compensable workyears: Civilian full-time equivalent employment .....	3	3	3
<b>Allocation account:</b>			
3001 Total compensable workyears: Civilian full-time equivalent employment .....	37	12	12

**PROGRAM ADMINISTRATION**

(Legislative proposal, not subject to PAYGO)

**Program and Financing (in millions of dollars)**

Identification code 16-0172-2-1-504	2004 actual	2005 est.	2006 est.
<b>Obligations by program activity:</b>			
00.02 Youth services .....			1
10.00 Total new obligations (object class 11.1) .....			1
<b>Budgetary resources available for obligation:</b>			
22.00 New budget authority (gross) .....			1
23.95 Total new obligations .....			-1
<b>New budget authority (gross), detail:</b>			
Discretionary:			
40.00 Appropriation .....			1
<b>Change in obligated balances:</b>			
73.10 Total new obligations .....			1
73.20 Total outlays (gross) .....			-1
<b>Outlays (gross), detail:</b>			
86.90 Outlays from new discretionary authority .....			1
<b>Net budget authority and outlays:</b>			
89.00 Budget authority .....			1
90.00 Outlays .....			1

The Administration will propose legislation to transfer Youthbuild from the Department of Housing and Urban Development to the Department of Labor, as recommended by the White House Task Force on Disadvantaged Youth. Administrative funds and staff would be transferred with the grant funds.

**Personnel Summary**

Identification code 16-0172-2-1-504	2004 actual	2005 est.	2006 est.
<b>Direct:</b>			
1001 Total compensable workyears: Civilian full-time equivalent employment .....			7

**General and special funds—Continued**

**WORKERS COMPENSATION PROGRAMS**

*Of funds provided under this heading in the Emergency Supplemental Appropriations Act, 2002 (Public Law 107-117), there is hereby cancelled \$120,000,000.*

**Program and Financing (in millions of dollars)**

Identification code 16-0170-0-1-806	2004 actual	2005 est.	2006 est.
<b>Budgetary resources available for obligation:</b>			
22.00 New budget authority (gross)			-120
22.10 Resources available from recoveries of prior year obligations			120
23.90 Total budgetary resources available for obligation			
<b>New budget authority (gross), detail:</b>			
Discretionary:			
40.36 Unobligated balance permanently reduced			-120
<b>Change in obligated balances:</b>			
72.40 Obligated balance, start of year	131	125	125
73.20 Total outlays (gross)	-6		120
73.45 Recoveries of prior year obligations			-120
74.40 Obligated balance, end of year	125	125	125
<b>Outlays (gross), detail:</b>			
86.90 Outlays from new discretionary authority			-120
86.93 Outlays from discretionary balances	6		
87.00 Total outlays (gross)	6		-120
<b>Net budget authority and outlays:</b>			
89.00 Budget authority			-120
90.00 Outlays	6		-120

**FOREIGN LABOR CERTIFICATION PROCESSING**

(Legislative proposal, subject to PAYGO)

**Program and Financing (in millions of dollars)**

Identification code 16-5507-4-2-505	2004 actual	2005 est.	2006 est.
<b>Obligations by program activity:</b>			
00.01 National programs			37
00.02 State programs			3
10.00 Total new obligations			40
<b>Budgetary resources available for obligation:</b>			
22.00 New budget authority (gross)			40
23.95 Total new obligations			-40
<b>New budget authority (gross), detail:</b>			
Mandatory:			
60.20 Appropriation (special fund)			40
<b>Change in obligated balances:</b>			
73.10 Total new obligations			40
73.20 Total outlays (gross)			-40
<b>Outlays (gross), detail:</b>			
86.97 Outlays from new mandatory authority			40
<b>Net budget authority and outlays:</b>			
89.00 Budget authority			40
90.00 Outlays			40

The Administration will propose legislation to establish a new fee for applications under the permanent labor certification program. Fee proceeds would offset the costs of administering the permanent program and partially support backlog reduction in regional offices. Upon enactment of the fee, funding for these activities now included in the Program Administration account will be reviewed and adjusted.

**Object Classification (in millions of dollars)**

Identification code 16-5507-4-2-505	2004 actual	2005 est.	2006 est.
11.1 Personnel compensation: Full-time permanent			7
12.1 Civilian personnel benefits			2
23.1 Rental payments to GSA			1
23.3 Communications, utilities, and miscellaneous charges			1
25.1 Advisory and assistance services			25
25.3 Other purchases of goods and services from Government accounts			3
31.0 Equipment			1
99.9 Total new obligations			40

**UNEMPLOYMENT TRUST FUND**

**Unavailable Receipts (in millions of dollars)**

Identification code 20-8042-0-7-999	2004 actual	2005 est.	2006 est.
01.99 Balance, start of year	47,114	44,330	50,628
<b>Receipts:</b>			
02.00 General taxes, FUTA, Unemployment trust fund	6,718	7,009	7,357
02.01 Unemployment trust fund, State accounts, Deposits by States	32,605	35,371	37,513
02.02 Unemployment trust fund, Deposits by Railroad Retirement Board	130	96	86
02.20 Recovery of beneficiary overpayment from the UI program			281
02.40 Deposits by Federal agencies to the Federal employees compensation	744	793	737
02.41 Unemployment trust fund, Interest and profits on investments in	2,589	2,367	2,318
02.42 Payments from the general fund for administrative cost for extension	719	9	1
02.43 Non-repayable advances for unemployment compensation	80		
02.44 Interest on unemployment insurance loans to States	84	49	7
02.99 Total receipts and collections	43,669	45,694	48,300
04.00 Total: Balances and collections	90,783	90,024	98,928
<b>Appropriations:</b>			
05.00 Unemployment trust fund	-3,800	-3,861	-3,706
05.01 Unemployment trust fund	-39,684	-35,461	-36,891
05.03 Railroad unemployment insurance trust fund	-135	-76	-66
05.04 Railroad unemployment insurance trust fund	87		
05.05 Appropriations temporarily reduced	23	31	
05.07 Unemployment trust fund			691
05.08 Railroad unemployment insurance trust fund	-51	-29	-43
05.09 Unemployment trust fund	-2,893		
05.99 Total appropriations	-46,453	-39,396	-40,015
07.99 Balance, end of year	44,330	50,628	58,913

**Program and Financing (in millions of dollars)**

Identification code 20-8042-0-7-999	2004 actual	2005 est.	2006 est.
<b>Obligations by program activity:</b>			
Federal-State unemployment insurance:			
Withdrawals:			
00.01 Benefit payments by States	41,746	34,619	36,127
00.02 Federal employees' unemployment compensation	688	795	719
00.03 State administrative expenses	3,618	3,578	3,417
Federal administrative expenses:			
00.10 Direct expenses	68	63	94
00.11 Reimbursements to the Department of the Treasury	38	40	43
00.20 Veterans employment and training	192	193	194
00.21 Interest on refunds	3	3	3
10.00 Total new obligations	46,353	39,291	40,597
<b>Budgetary resources available for obligation:</b>			
22.00 New budget authority (gross)	46,354	39,291	40,597
23.95 Total new obligations	-46,353	-39,291	-40,597
<b>New budget authority (gross), detail:</b>			
Discretionary:			
40.26 Appropriation (trust fund)	3,800	3,861	3,706
40.37 Appropriation temporarily reduced	-23	-31	
43.00 Appropriation (total discretionary)	3,777	3,830	3,706

<b>Mandatory:</b>				
60.26	Appropriation (trust fund) .....	39,684	35,461	36,891
60.28	Appropriation (previously unavailable) .....	2,893		
62.50	Appropriation (total mandatory) .....	42,577	35,461	36,891
70.00	Total new budget authority (gross) .....	46,354	39,291	40,597
<b>Change in obligated balances:</b>				
72.40	Obligated balance, start of year .....	1,304	1,336	1,341
73.10	Total new obligations .....	46,353	39,291	40,597
73.20	Total outlays (gross) .....	-46,321	-39,286	-40,681
74.40	Obligated balance, end of year .....	1,336	1,341	1,257
<b>Outlays (gross), detail:</b>				
86.90	Outlays from new discretionary authority .....	2,740	2,784	2,745
86.93	Outlays from discretionary balances .....	1,056	1,041	1,045
86.97	Outlays from new mandatory authority .....	42,525	35,461	36,891
87.00	Total outlays (gross) .....	46,321	39,286	40,681
<b>Net budget authority and outlays:</b>				
89.00	Budget authority .....	46,354	39,291	40,597
90.00	Outlays .....	46,321	39,286	40,681
<b>Memorandum (non-add) entries:</b>				
92.01	Total investments, start of year: Federal securities: Par value .....	48,188	45,239	46,066
92.02	Total investments, end of year: Federal securities: Par value .....	45,239	46,066	46,066

**Summary of Budget Authority and Outlays**

(in millions of dollars)

	2004 actual	2005 est.	2006 est.
Enacted/requested:			
Budget Authority .....	46,354	39,291	40,597
Outlays .....	46,321	39,286	40,681
Legislative proposal, not subject to PAYGO:			
Budget Authority .....			-691
Outlays .....			-691
Legislative proposal, subject to PAYGO:			
Budget Authority .....			
Outlays .....			
Total:			
Budget Authority .....	46,354	39,291	39,906
Outlays .....	46,321	39,286	39,990

**Status of Funds (in millions of dollars)**

Identification code 20-8042-0-7-999	2004 actual	2005 est.	2006 est.
<b>Balance, start of year:</b>			
0100 Treasury balance .....	48,423	45,672	51,975
0199 Total balance, start of year .....	48,423	45,672	51,975
<b>Cash income during the year:</b>			
<b>Current law:</b>			
<b>Receipts:</b>			
1200 General taxes, FUTA, Unemployment trust fund .....	6,718	7,009	7,357
1201 Unemployment trust fund, State accounts, Deposits by States .....	32,605	35,371	37,513
1202 Deposits by Railroad Retirement Board .....	130	96	86
<b>Offsetting receipts (intragovernmental):</b>			
1240 Deposits by Federal agencies to the Federal Employees Compensation Account, Unemployment trust fund .....	744	793	737
1241 Unemployment trust fund, Interest and profits on investments in public debt securities .....	2,589	2,367	2,318
1242 Offsetting receipts (intragovernmental) .....	719	9	1
1243 Offsetting receipts (intragovernmental) .....	80		
1244 Offsetting receipts (intragovernmental) .....	84	49	7
<b>Offsetting collections:</b>			
1280 Railroad unemployment insurance trust fund, Offsetting collections .....	33	28	28
1299 Income under present law .....	43,702	45,722	48,047
<b>Proposed legislation:</b>			
<b>Offsetting receipts (proprietary receipts):</b>			
2220 Offsetting receipts (proprietary receipts) .....			281
2299 Income under proposed legislation .....			281
3299 Total cash income .....	43,702	45,722	48,328
<b>Cash outgo during year:</b>			
<b>Current law:</b>			
4500 Unemployment trust fund .....	-46,321	-39,286	-40,681

4501	Railroad unemployment insurance trust fund .....	-116	-117	-121
4599	Outgo under current law (-) .....	-46,437	-39,403	-40,802
<b>Proposed legislation:</b>				
5500	Legislative proposal not subject to PAYGO .....			691
5599	Outgo under proposed legislation (-) .....			691
6599	Total cash outgo (-) .....	-46,437	-39,403	-40,111
7645	Transfers, net .....	-16	-16	-16
7699	Total adjustments .....	-16	-16	-16
<b>Unexpended balance, end of year:</b>				
8799	Total balance, end of year .....	45,672	51,975	60,176

The financial transactions of the Federal-State and railroad unemployment insurance systems are made through the Unemployment Trust Fund. All State and Federal unemployment tax receipts are deposited in the trust fund and invested in Government securities until needed for benefit payments or administrative costs. States may receive repayable advances from the fund when their balances in the fund are insufficient to pay benefits. The fund may receive repayable advances from the general fund when it has insufficient balances to make advances to States or to pay the Federal share of extended benefits.

State payroll taxes pay for all regular State benefits. During periods of high State unemployment, extended benefits, financed one-half by State payroll taxes and one-half by the Federal unemployment payroll tax, are also paid. The Federal tax pays the costs of Federal and State administration of unemployment insurance and veterans employment services and 97% of the costs of the employment service.

The Federal employees compensation account provides funds to States for unemployment compensation benefits paid to eligible former Federal civilian personnel, Postal Service employees, and ex-servicemembers. Benefits paid are reimbursed to the Federal employees compensation account by the various Federal agencies. Any additional resources necessary to assure that the account can make the required payments to States will be provided from the Advances to the Unemployment Trust Fund and other funds account.

Both the benefit payments and administrative expenses of the separate unemployment insurance program for railroad employees are paid from the Unemployment Trust Fund and receipts from the tax on railroad payrolls are deposited in the fund to meet expenses.

**Object Classification (in millions of dollars)**

Identification code 20-8042-0-7-999	2004 actual	2005 est.	2006 est.	
25.3	Reimbursements to Department of the Treasury .....	38	40	43
42.0	Federal unemployment benefits .....	617	608	588
42.0	State unemployment benefits .....	41,817	34,714	36,129
43.0	Interest and dividends .....	3	3	3
94.0	Employment and Training Administration .....	62	57	88
94.0	Veterans employment and training .....	192	193	194
94.0	Payments to States for administrative expenses .....	3,618	3,670	3,546
94.0	Departmental management .....	6	6	6
99.0	Direct obligations .....	46,353	39,291	40,597
99.9	Total new obligations .....	46,353	39,291	40,597

**UNEMPLOYMENT TRUST FUND**

(Legislative proposal, not subject to PAYGO)

**Program and Financing (in millions of dollars)**

Identification code 20-8042-2-7-999	2004 actual	2005 est.	2006 est.
<b>Obligations by program activity:</b>			
00.03	State administrative expenses .....		-673
00.04	Work Opportunity Tax Credit .....		-18
10.00	Total new obligations (object class 94.0) .....		-691

## General and special funds—Continued

## UNEMPLOYMENT TRUST FUND—Continued

## Program and Financing (in millions of dollars)—Continued

Identification code 20–8042–2–7–999	2004 actual	2005 est.	2006 est.
<b>Budgetary resources available for obligation:</b>			
22.00 New budget authority (gross)			– 691
23.95 Total new obligations			691
<b>New budget authority (gross), detail:</b>			
Discretionary:			
40.26 Appropriation (trust fund)			– 691
<b>Change in obligated balances:</b>			
73.10 Total new obligations			– 691
73.20 Total outlays (gross)			691
<b>Outlays (gross), detail:</b>			
86.90 Outlays from new discretionary authority			– 691
<b>Net budget authority and outlays:</b>			
89.00 Budget authority			– 691
90.00 Outlays			– 691

Legislation will be proposed for 2006 to reform and reauthorize the Workforce Investment Act (WIA). The legislation would increase State flexibility and accountability. The proposal will consolidate the Adult, Dislocated Worker, Youth Activities, Work Opportunity Tax Credit, Labor Market Information, and Employment Service State grants into a single State grant to facilitate coordination and eliminate duplication in the provision of services. The consolidated State grant also would provide financing for labor market information grants to States, which currently is financed as a categorical grant by the Employment and Training Administration.

## UNEMPLOYMENT TRUST FUND

(Legislative proposal, subject to PAYGO)

Legislation will be proposed for 2006 to strengthen the financial integrity of the unemployment insurance (UI) system by reducing improper payments and tax avoidance. The Administration's proposal will boost States' incentives to recover benefit overpayments by permitting them to use a portion of recovered funds on fraud and error reduction. The legislation would also require States to impose a monetary penalty for UI fraud which would be used to reduce overpayments; permit more active participation by private collection agencies in the recovery of overpayments and delinquent employer taxes; require States to charge employers when their actions lead to overpayments; and collect delinquent UI overpayments through garnishment of Federal tax refunds. These efforts to strengthen the financial integrity of the UI system will keep State UI taxes down and improve the solvency of the State trust funds.

Legislation will also be proposed to allow States to borrow funds from the Federal Unemployment Account (FUA) in the Unemployment Trust Fund (UTF) for information technology (IT) infrastructure replacement and enhancement. States would pay the same rate of interest on borrowed funds as that paid by the UTF for funds on deposit. The proposal would be structured similar to the current arrangement of States borrowing from FUA when their trust funds become insolvent, with borrowing States being liable for repayment of principle and interest. This proposal would help promote timely and accurate benefit payments to unemployed workers and facilitate their reemployment, and it will provide a cost-effective solution when States need to replace/update IT infrastructure used to administer their UI programs.

## EMPLOYEE BENEFITS SECURITY ADMINISTRATION

## Federal Funds

## General and special funds:

## SALARIES AND EXPENSES

For necessary expenses for the Employee Benefits Security Administration, **[\$132,345,000] \$137,000,000.** (Department of Labor Appropriations Act, 2005.)

## Program and Financing (in millions of dollars)

Identification code 16–1700–0–1–601	2004 actual	2005 est.	2006 est.
<b>Obligations by program activity:</b>			
00.01 Enforcement and participant assistance	103	109	115
00.02 Policy and compliance assistance	17	17	17
00.03 Executive leadership, program oversight and administration	4	5	5
09.01 Reimbursable program	10	17	17
10.00 Total new obligations	134	148	154
<b>Budgetary resources available for obligation:</b>			
22.00 New budget authority (gross)	134	148	154
23.95 Total new obligations	– 134	– 148	– 154
<b>New budget authority (gross), detail:</b>			
Discretionary:			
40.00 Appropriation	125	132	137
40.35 Appropriation permanently reduced	– 1	– 1	
43.00 Appropriation (total discretionary)	124	131	137
68.00 Spending authority from offsetting collections: Offsetting collections (collected)	10	17	17
70.00 Total new budget authority (gross)	134	148	154
<b>Change in obligated balances:</b>			
72.40 Obligated balance, start of year	39	40	40
73.10 Total new obligations	134	148	154
73.20 Total outlays (gross)	– 133	– 148	– 153
74.40 Obligated balance, end of year	40	40	41
<b>Outlays (gross), detail:</b>			
86.90 Outlays from new discretionary authority	102	122	127
86.93 Outlays from discretionary balances	31	26	26
87.00 Total outlays (gross)	133	148	153
<b>Offsets:</b>			
Against gross budget authority and outlays:			
88.00 Offsetting collections (cash) from: Federal sources collected	– 11	– 17	– 17
Against gross budget authority only:			
88.96 Portion of offsetting collections (cash) credited to expired accounts	1		
<b>Net budget authority and outlays:</b>			
89.00 Budget authority	124	131	137
90.00 Outlays	123	131	136

## Performance Metrics

Identification code 16–1700–0–1–601	2004 actual	2005 est.	2006 est.
Employee Benefits Security Administration (EBSA):			
33801 Ratio of closed civil cases with corrected violations to all civil cases closed	0.72	0.66	0.69
33802 Ratio of criminal cases referred for prosecution to total criminal cases	0.38	0.377	0.402
33803 Achieve a customer satisfaction index of 67 by FY 2008 for participants and beneficiaries who have contacted EBSA for assistance	62	63	65

*Enforcement and participant assistance.*—Conducts criminal and civil investigations and performs reviews to ensure compliance with the fiduciary provisions of the Employee Retirement Income Security Act (ERISA) and the Federal Employees' Retirement System Act. Provides information and assist-

ance to benefit plan participants and to the general public. Assures compliance with applicable reporting requirements, as well as accounting, auditing and actuarial standards. Supplies required reports to the public.

	2004 actual	2005 est.	2006 est.
Plan reviews conducted .....	3,565	3,000	4,000
Investigations conducted .....	4,551	4,640	4,640
Investigations closed that restored or protected assets .....	3,056	2,929	3,062
Benefit recoveries from customer assistance .....	\$76,428,000	\$68,000,000	\$68,000,000
Inquiries received .....	163,221	171,000	171,000

**Policy and compliance assistance.**—Conducts policy, research, and legislative analyses on pension, health, and other employee benefit issues. Provides compliance assistance especially to employers and plan officials. Writes regulations and interpretations. Issues individual and class exemptions from regulations.

	2004 actual	2005 est.	2006 est.
Exemptions, determinations, interpretations, and regulations issued .....	1,338	1,373	1,373
Average days to process exemption requests .....	236	230	224

**Executive leadership, program oversight, and administration.**—Provides leadership, policy direction, strategic planning, and administrative guidance in the management of employee benefit programs. Provides analytical and administrative support for financial and human capital management and other administrative functions related to coordination and implementation of government-wide management initiatives. Manages the technical program training for the agency's enforcement, policy, legislative and regulatory functions.

**Object Classification** (in millions of dollars)

Identification code 16-1700-0-1-601	2004 actual	2005 est.	2006 est.
<b>Direct obligations:</b>			
11.1 Personnel compensation: Full-time permanent .....	63	69	70
12.1 Civilian personnel benefits .....	15	17	18
21.0 Travel and transportation of persons .....	3	3	3
23.1 Rental payments to GSA .....	8	8	9
23.3 Communications, utilities, and miscellaneous charges .....	1	1	1
24.0 Printing and reproduction .....	1	1	1
25.2 Other services .....	3	5	5
25.3 Other purchases of goods and services from Government accounts .....	9	10	11
25.5 Research and development contracts .....	2	1	1
25.7 Operation and maintenance of equipment .....	16	13	15
26.0 Supplies and materials .....	1	1	1
31.0 Equipment .....	2	2	2
99.0 Direct obligations .....	124	131	137
99.0 Reimbursable obligations .....	10	17	17
99.9 Total new obligations .....	134	148	154

**Personnel Summary**

Identification code 16-1700-0-1-601	2004 actual	2005 est.	2006 est.
<b>Direct:</b>			
1001 Total compensable workyears: Civilian full-time equivalent employment .....	841	887	887

**PENSION BENEFIT GUARANTY CORPORATION**

**Federal Funds**

**Public enterprise funds:**

**PENSION BENEFIT GUARANTY CORPORATION FUND**

The Pension Benefit Guaranty Corporation is authorized to make such expenditures, including financial assistance authorized by section 104 of Public Law 96-364, within limits of funds and borrowing authority available to such Corporation, and in accord with law, and to make such contracts and commitments without regard to fiscal year limitations as provided by section 104 of the Government Corporation Control Act, as amended (31 U.S.C. 9104), as may be necessary in carrying out the program, including associated administrative expenses, through September 30, [2005] 2006 for such Corporation: *Provided*, That none of the funds available to the Corporation for fiscal year [2005] 2006 shall be available for obligations for administrative expenses in excess of [\$266,330,000] \$296,978,000: *Provided further*, That obligations in excess of such amount may be incurred after approval by the Office of Management and Budget and 15 days after notice thereof is transmitted to the Committees on Appropriations of the House and Senate. (*Department of Labor Appropriations Act, 2005.*)

essary in carrying out the program, including associated administrative expenses, through September 30, [2005] 2006 for such Corporation: *Provided*, That none of the funds available to the Corporation for fiscal year [2005] 2006 shall be available for obligations for administrative expenses in excess of [\$266,330,000] \$296,978,000: *Provided further*, That obligations in excess of such amount may be incurred after approval by the Office of Management and Budget and 15 days after notice thereof is transmitted to the Committees on Appropriations of the House and Senate. (*Department of Labor Appropriations Act, 2005.*)

**Program and Financing** (in millions of dollars)

Identification code 16-4204-0-3-601	2004 actual	2005 est.	2006 est.
<b>Obligations by program activity:</b>			
09.01 Single-employer benefit payment .....	2,873	3,893	5,102
09.02 Multi-employer financial assistance .....	10	30	90
09.03 Pension insurance activities .....	17	12	42
09.04 Pension plan termination .....	179	200	161
09.05 Operational support .....	89	101	94
10.00 Total new obligations .....	3,168	4,236	5,489
<b>Budgetary resources available for obligation:</b>			
21.40 Unobligated balance carried forward, start of year .....	12,219	12,459	13,000
22.00 Budget authority from offsetting collections .....	3,408	4,777	5,804
23.90 Total budgetary resources available for obligation .....	15,627	17,236	18,804
23.95 Total new obligations .....	-3,168	-4,236	-5,489
24.40 Unobligated balance carried forward, end of year .....	12,459	13,000	13,315
<b>New budget authority (gross), detail:</b>			
<b>Mandatory:</b>			
69.00 Offsetting collections (cash) .....	3,408	4,777	5,804
<b>Change in obligated balances:</b>			
72.40 Obligated balance, start of year .....	98	105	107
73.10 Total new obligations .....	3,168	4,236	5,489
73.20 Total outlays (gross) .....	-3,161	-4,234	-5,489
74.40 Obligated balance, end of year .....	105	107	107
<b>Outlays (gross), detail:</b>			
86.97 Outlays from new mandatory authority .....	3,161	4,127	5,382
86.98 Outlays from mandatory balances .....	107	107	107
87.00 Total outlays (gross) .....	3,161	4,234	5,489
<b>Offsets:</b>			
<b>Against gross budget authority and outlays:</b>			
<b>Offsetting collections (cash) from:</b>			
88.20 Interest on Federal securities .....	-1,206	-772	-788
88.40 Premium receipts .....	-1,139	-2,300	-2,202
88.40 Benefit payment reimbursements .....	-814	-1,392	-2,517
88.40 Reimbursements from trust funds for services related to terminations .....	-249	-313	-297
88.90 Total, offsetting collections (cash) .....	-3,408	-4,777	-5,804
<b>Net budget authority and outlays:</b>			
89.00 Budget authority .....			
90.00 Outlays .....	-247	-543	-315
<b>Memorandum (non-add) entries:</b>			
92.01 Total investments, start of year: Federal securities: Par value .....	12,937	13,166	13,709
92.02 Total investments, end of year: Federal securities: Par value .....	13,166	13,709	14,024

**Summary of Budget Authority and Outlays**

(in millions of dollars)

Enacted/requested:	2004 actual	2005 est.	2006 est.
Budget Authority .....			
Outlays .....	-247	-543	-315
<b>Legislative proposal, subject to PAYGO:</b>			
Budget Authority .....			
Outlays .....			-2,205
<b>Total:</b>			
Budget Authority .....			
Outlays .....	-247	-543	-2,520

## Public enterprise funds—Continued

## PENSION BENEFIT GUARANTY CORPORATION FUND—Continued

## Status of Direct Loans (in millions of dollars)

Identification code 16-4204-0-3-601	2004 actual	2005 est.	2006 est.
Cumulative balance of direct loans outstanding:			
1231 Disbursements: Direct loan disbursements .....	10	31	90
1263 Write-offs for default: Direct loans .....	-10	-31	-90

This wholly owned government corporation administers mandatory insurance programs to prevent loss of pension benefits under covered private, defined-benefit pension plans if single-employer plans terminate or if multiemployer plans are unable to pay benefits.

**Single employer benefit payment.**—The single-employer program protects about 34.6 million participants in about 29,600 pension plans. Under this program, a company may voluntarily seek to terminate its plan, or PBGC may seek termination under certain circumstances. The PBGC must seek termination when a plan cannot pay current benefits.

In a "standard" termination, plan assets must be sufficient to pay all benefits before the plan is allowed to end. That payment is in the form of an annuity purchased from an insurance company or a lump sum payment. After the payment is made, the PBGC guarantee ends. A plan that cannot pay all benefits may be ended by a "distress" termination, but only if the employer meets tests proving severe financial distress, for example, the likelihood that continuing the plan would force the company to shut down. If the terminated plan cannot pay at least the PBGC-guaranteed benefits, the PBGC uses its funds to ensure guaranteed benefits are paid.

	2004 actual	2005 est.	2006 est.
Government trusteeships at end of year .....	3,479	3,620	3,760
Participants in government trusteeships owed benefits .....	1,061,000	1,161,000	1,261,000
Retirees receiving monthly benefits .....	518,220	567,000	616,000

**Multi-employer financial assistance.**—The multiemployer insurance program protects about 9.7 million participants in about 1,600 plans. Multiemployer pension plans are maintained under collectively bargained agreements involving unrelated employers, generally in the same industry. If a PBGC-insured multiemployer plan is unable to pay guaranteed benefits when due, the PBGC will provide the plan with financial assistance to continue paying guaranteed benefits, ordinarily in the form of a loan to the plan.

**Pension insurance activities.**—Includes premium collections, premium investments, pre-trusteeship work, and pension insurance program protection activities.

**Pension plan termination.**—Includes all activities related to trusteeship; plan asset management, investment and accounting; and benefit administration services.

**Operational support.**—Includes the administrative, information technology infrastructure, and other shared program support for both PBGC's insurance and plan termination activities.

Plans terminated during the year:	2004 actual	2005 est.	2006 est.
With sufficient assets .....	1,189	1,000	1,000
Without sufficient assets .....	192	140	140
Average time between trusteeship and issuance of final benefit levels .....	2.2 yrs	2.5 yrs	2.5 yrs

**Financing.**—The primary source of financing is annual premiums paid by sponsors of ongoing covered plans, which vary according to the plans' funding level. Other sources of financing include assets from terminated plans, investment income, and amounts due PBGC from the sponsors of terminating plans. Also, PBGC is authorized to borrow up to \$100 million from the U.S. Treasury.

**Operating results.**—The following tables show the status of PBGC's trust funds and PBGC's operating results.

## STATUS OF TRUST FUNDS

(In thousands of dollars)

	2003 actual	2004 actual	2005 est.	2006 est.
<b>Assets:</b>				
Cash .....	679,650	679,750	679,740	679,740
Investments .....	18,386,780	21,182,000	43,364,310	48,154,220
<b>Receivables:</b>				
Due from Pension Benefit Guaranty Corporation .....	26,546,750	38,873,230	43,409,820	46,046,810
Due from employers—terminated plans .....	132,170	129,260	95,650	64,340
Assets of pretrusteed plans .....	172,920	678,930	16,330	390
Other assets .....	245,190	166,000	166,000	166,000
<b>Total assets .....</b>	<b>46,163,460</b>	<b>61,709,170</b>	<b>87,731,850</b>	<b>95,111,500</b>
<b>Liabilities:</b>				
Estimate of future benefits—terminated plans .....	41,930,210	44,591,540	87,565,870	94,945,530
Estimate of probable terminations (net claims for) .....	3,882,870	16,926,320		
Other liabilities .....	350,380	191,310	165,980	165,970
<b>Total liabilities .....</b>	<b>46,163,460</b>	<b>61,709,170</b>	<b>87,731,850</b>	<b>95,111,500</b>

## CHANGE IN PBGC'S LIABILITY UNDER TERMINATED PLANS

(In thousands of dollars)

	2003 actual	2004 actual	2005 est.	2006 est.
Liability, beginning of year .....	19,357,400	26,546,750	38,873,230	43,409,820
<b>Liability incurred due to plan terminations .....</b>	<b>5,378,500</b>	<b>14,706,980</b>	<b>4,209,190</b>	<b>2,659,050</b>
(New liabilities assumed) .....	12,334,200	18,252,430	25,744,330	7,930,200
(Plan assets acquired) .....	-6,920,460	-3,304,190	-21,313,600	-5,131,300
(Recoveries from employers, net) .....	-35,240	-241,260	-221,540	-139,850
Operating loss of trust fund .....	3,731,780	-393,530	2,828,300	2,563,450
Benefit payments .....	-1,920,930	-1,986,970	-2,500,900	-2,585,510
<b>Liability, end of year .....</b>	<b>26,546,750</b>	<b>38,873,230</b>	<b>43,409,820</b>	<b>48,046,810</b>

## Balance Sheet (in millions of dollars)

Identification code 16-4204-0-3-601	2003 actual	2004 actual
<b>ASSETS:</b>		
<b>Federal assets:</b>		
Investments in US securities:		
1102 Treasury securities, par .....	12,937	13,166
1102 Treasury securities, unamortized discount (-)/ premium (+) .....	3,056	2,703
1106 Receivables, net .....	260	196
1206 Non-Federal assets: Receivables, net .....	255	645
Net value of assets related to pre-1992 direct loans receivable and acquired defaulted guaranteed loans receivable:		
1601 Direct loans, gross .....	57	67
1603 Allowance for estimated uncollectible loans and interest (-) .....	-57	-67
1699 Value of assets related to direct loans .....		
<b>Other Federal assets:</b>		
1801 Cash and other monetary assets .....	135	191
1803 Property, plant and equipment, net .....	4	20
1999 Total assets .....	16,647	16,921
<b>LIABILITIES:</b>		
<b>Non-Federal liabilities:</b>		
2201 Accounts payable .....	349	293
2206 Pension and other actuarial liabilities .....	27,798	40,168
2999 Total liabilities .....	28,147	40,461
<b>NET POSITION:</b>		
3300 Cumulative results of operations .....	-11,500	-23,540
3999 Total net position .....	-11,500	-23,540
4999 Total liabilities and net position .....	16,647	16,921

## Object Classification (in millions of dollars)

Identification code 16-4204-0-3-601	2004 actual	2005 est.	2006 est.
<b>Personnel compensation:</b>			
11.1 Full-time permanent .....	63	67	70
11.3 Other than full-time permanent .....	1	2	2
11.5 Other personnel compensation .....	1	1	2

11.9	Total personnel compensation .....	65	70	74
12.1	Civilian personnel benefits .....	15	16	16
21.0	Travel and transportation of persons .....	2	2	2
23.2	Rental payments to others .....	17	19	19
23.3	Communications, utilities, and miscellaneous charges .....	5	5	6
24.0	Printing and reproduction .....	1	1	1
25.2	Other services .....	166	188	169
25.3	Other purchases of goods and services from Government accounts .....	2	2	2
26.0	Supplies and materials .....	1	1	2
31.0	Equipment .....	11	8	6
33.0	Investments and loans .....	10	31	90
42.0	Insurance claims and indemnities .....	2,873	3,893	5,102
99.0	Reimbursable obligations .....	3,168	4,236	5,489
99.9	Total new obligations .....	3,168	4,236	5,489

**Personnel Summary**

Identification code 16-4204-0-3-601	2004 actual	2005 est.	2006 est.
<b>Reimbursable:</b>			
2001 Total compensable workyears: Civilian full-time equivalent employment .....	772	806	806

**PENSION BENEFIT GUARANTY CORPORATION FUND  
(Legislative proposal, subject to PAYGO)**

**Program and Financing (in millions of dollars)**

Identification code 16-4204-4-3-601	2004 actual	2005 est.	2006 est.
<b>Budgetary resources available for obligation:</b>			
21.40 Unobligated balance carried forward, start of year .....			
22.00 New budget authority (gross) .....			2,205
23.90 Total budgetary resources available for obligation .....			2,205
24.40 Unobligated balance carried forward, end of year .....			2,205
<b>New budget authority (gross), detail:</b>			
<b>Mandatory:</b>			
69.00 Offsetting collections (cash) .....			2,205
<b>Offsets:</b>			
Against gross budget authority and outlays:			
Offsetting collections (cash) from:			
88.20 Interest on Federal securities .....			-10
88.40 Non-Federal sources .....			-2,195
88.90 Total, offsetting collections (cash) .....			-2,205
<b>Net budget authority and outlays:</b>			
89.00 Budget authority .....			
90.00 Outlays .....			-2,205

Legislation will be proposed for 2006 to strengthen the pension insurance system. The Administration will propose reform of funding rules, and update of both variable and flat rate premiums, and a requirement that plans provide timely information on their funding status. These reforms will extend PBGC's ability to safeguard pension benefits.

**EMPLOYMENT STANDARDS ADMINISTRATION**

**Federal Funds**

**General and special funds:**

**SALARIES AND EXPENSES**

For necessary expenses for the Employment Standards Administration, including reimbursement to State, Federal, and local agencies and their employees for inspection services rendered, **[\$402,305,000]** \$414,284,000, together with **[\$2,040,000]** \$2,048,000 which may be expended from the Special Fund in accordance with sections 39(c), 44(d) and 44(j) of the Longshore and Harbor Workers' Compensation Act: *Provided*, **[That \$1,250,000 shall be for the development of an alternative system for the electronic submission of reports required to be filed under the Labor-Management Reporting and Disclosure Act of 1959, as amended, and for a computer database of the informa-**

tion for each submission by whatever means, that is indexed and easily searchable by the public via the Internet: *Provided further*, That the Secretary of Labor is authorized to accept, retain, and spend, until expended, in the name of the Department of Labor, all sums of money ordered to be paid to the Secretary of Labor, in accordance with the terms of the Consent Judgment in Civil Action No. 91-0027 of the United States District Court for the District of the Northern Mariana Islands (May 21, 1992): *Provided further*, **[That the Secretary of Labor is authorized to establish and, in accordance with 31 U.S.C. 3302, collect and deposit in the Treasury fees for processing applications and issuing certificates under sections 11(d) and 14 of the Fair Labor Standards Act of 1938, as amended (29 U.S.C. 211(d) and 214) and for processing applications and issuing registrations under title I of the Migrant and Seasonal Agricultural Worker Protection Act (29 U.S.C. 1801 et seq.). (Department of Labor Appropriations Act, 2005.)**

**Program and Financing (in millions of dollars)**

Identification code 16-0105-0-1-505	2004 actual	2005 est.	2006 est.
<b>Obligations by program activity:</b>			
00.01 Enforcement of wage and hour standards .....	166	197	198
00.02 Federal contractor EEO standards enforcement .....	79	80	82
00.03 Federal programs for workers' compensation .....	130	132	134
00.04 Program direction and support .....	16	16	17
00.05 Labor-management standards .....	39	42	49
09.01 Reimbursable program .....	1	2	3
10.00 Total new obligations .....	431	469	483
<b>Budgetary resources available for obligation:</b>			
21.40 Unobligated balance carried forward, start of year .....	8	2	
22.00 New budget authority (gross) .....	425	467	483
23.90 Total budgetary resources available for obligation .....	433	469	483
23.95 Total new obligations .....	-431	-469	-483
24.40 Unobligated balance carried forward, end of year .....	2		
<b>New budget authority (gross), detail:</b>			
<b>Discretionary:</b>			
40.00 Appropriation .....	393	402	414
40.35 Appropriation permanently reduced .....	-3	-3	
43.00 Appropriation (total discretionary) .....	390	399	414
<b>Mandatory:</b>			
60.20 Appropriation (special fund) .....		31	31
<b>Discretionary:</b>			
68.00 Spending authority from offsetting collections: Offsetting collections (cash) .....	35	37	38
70.00 Total new budget authority (gross) .....	425	467	483
<b>Change in obligated balances:</b>			
72.40 Obligated balance, start of year .....	42	43	46
73.10 Total new obligations .....	431	469	483
73.20 Total outlays (gross) .....	-429	-466	-482
74.10 Change in uncollected customer payments from Federal sources (expired) .....	-1		
74.40 Obligated balance, end of year .....	43	46	47
<b>Outlays (gross), detail:</b>			
86.90 Outlays from new discretionary authority .....	390	408	423
86.93 Outlays from discretionary balances .....	33	27	28
86.97 Outlays from new mandatory authority .....		31	31
86.98 Outlays from mandatory balances .....	6		
87.00 Total outlays (gross) .....	429	466	482
<b>Offsets:</b>			
Against gross budget authority and outlays:			
Offsetting collections (cash) from:			
88.00 Federal sources .....	-36	-35	-36
88.40 Non-Federal sources .....	-2	-2	-2
88.90 Total, offsetting collections (cash) .....	-38	-37	-38
Against gross budgeting authority only:			
88.96 Portion of offsetting collections (cash) credited to expired accounts .....	3		
<b>Net budget authority and outlays:</b>			
89.00 Budget authority .....	390	430	445
90.00 Outlays .....	391	429	444

General and special funds—Continued

SALARIES AND EXPENSES—Continued

Performance Metrics

Identification code 16-0105-0-1-505	2004 actual	2005 est.	2006 est.
Federal Employees Compensation Act (FECA):			
33401 Average lost production days (LPDs) per 100 non-Postal employees resulting from work-related injury and illness. ....	62.9	61	60
33402 Average lost production days (LPDs) per 100 Postal employees resulting from work-related injury and illness. ....	148	148	146
33403 Change in average medical service cost per case, compared to the annual rate of change in the national Milliman Health Cost Index (MHCI). ....	2.4	Below	MHCI

*Enforcement of wage and hour standards.*—The Wage and Hour Division works to obtain and encourage compliance with the minimum wage, overtime, child labor, and other employment standards under the Fair Labor Standards Act, the Migrant and Seasonal Agricultural Worker Protection Act (MSPA), the Family and Medical Leave Act, certain provisions of the Immigration and Nationality Act (INA), the wage garnishment provisions in Title III of the Consumer Credit Protection Act, and the Employee Polygraph Protection Act. Prevailing wages are determined and employment standards enforced under various Government contract wage standards. In 2006, approximately 270,000 persons are expected to be aided under the Fair Labor Standards Act through securing agreements with firms to pay back wages owed to their workers. In government contract compliance actions, about 23,500 persons will be aided through securing agreements to pay wages owed to workers. Under MSPA, approximately 2,000 investigations and 900 housing inspections will be completed. In the course of all on-site investigations, investigators will routinely check for employer compliance with child labor standards and, in all “directed” (non-complaint) investigations, for compliance with the employment eligibility verification recordkeeping requirements of the INA. The budget maintains resources for the Wage and Hour Division which are assigned to areas where employment of illegal immigrants is most prevalent. The targeting of labor standards enforcement efforts in those industries and geographic areas where unauthorized workers are most prevalent will help to reduce the economic incentive for such illegal employment practices and will, in turn, help reduce illegal immigration.

*Federal contractor Equal Employment Opportunity (EEO) standards enforcement.*—The Office of Federal Contract Compliance Programs (OFCCP) enforces equal employment opportunity and nondiscrimination requirements of Federal contractors and subcontractors. In particular, OFCCP enforces: Executive Order 11246, which prohibits employment discrimination on the basis of race, sex, religion, color, and national origin; Section 503 of the Rehabilitation Act of 1973 and the Americans with Disabilities Act of 1990 (through a memorandum of understanding with the Equal Employment Opportunity Commission), which prohibit employment discrimination against individuals with disabilities; and the Vietnam Era Veterans Readjustment Assistance Act of 1974, as amended, which prohibits employment discrimination against certain protected veterans. OFCCP programs cover close to 200,000 work-sites with a total workforce of 26 million persons.

OFCCP monitors contractors’ compliance through systemic discrimination cases, and reporting requirements. In 2006, approximately 2,130,000 individuals will be covered through 7,300 compliance evaluations, 280 complaint investigations, and 1,900 other compliance actions.

OFCCP also encourages and supports voluntary compliance by providing compliance assistance to covered contractors. In 2006, 500 compliance assistance events will be provided to

federal contractors and other stakeholders. For example, as part of its compliance assistance program, OFCCP provides technical assistance to contractors through Industry Liaison Groups. In addition, OFCCP has placed important compliance assistance information on the Internet. OFCCP also ensures that Federal contractors and subcontractors are provided linkages to recruitment sources for hiring and advancement of minorities, women, protected veterans and individuals with disabilities. OFCCP honors Federal contractors and linkage organizations through the Secretary of Labor Opportunity Awards and the EVE/EPIC program for their outstanding compliance initiatives.

*Federal programs for workers’ compensation.*—The Office of Workers’ Compensation Programs (OWCP) administers the Federal Employees’ Compensation Act, the Longshore and Harbor Workers’ Compensation Act, the Energy Employees Occupational Illness Compensation Program Act, and the Black Lung Benefits Act. These programs ensure that eligible disabled and injured workers or their survivors receive compensation and medical benefits and a range of services including rehabilitation, supervision of medical care, and technical and advisory counseling to which they are entitled. OWCP also monitors State workers’ compensation laws.

*Program direction and support.*—The Program Direction and Support (PDS) activity provides centralized leadership, policy, coordination and essential administrative support in the areas of human resources, information technology; budget and financial management; strategic planning; performance reporting; legislative and regulatory analysis; employee safety and health; labor relations; equal employment opportunity enforcement, and general support services to all ESA program components. PDS performs an essential role in the Employment Standards Administration’s pursuit of its mission to support, protect and defend the rights of American workers, by providing the necessary policy, planning, guidance, and management to effectively implement policies and priorities.

*Labor-management standards.*—The Office of Labor-Management Standards (OLMS) receives and discloses reports that the law requires of unions and others, including union financial reports; audits union financial records and investigates possible embezzlements of union funds; conducts union officer election investigations; supervises reruns of union officer elections pursuant to voluntary settlements or after court determinations that elections were not conducted in accordance with the Labor-Management Reporting and Disclosure Act; and administers the statutory program to certify employee protection provisions under various federally-sponsored transportation programs. In 2006, OLMS plans enhanced efforts to advance union transparency and financial integrity protections, primarily through increased union audits and compliance assistance efforts. OLMS expects to process 36,000 reports and conduct a total of 4,607 investigations, audits, and supervised elections.

Object Classification (in millions of dollars)

Identification code 16-0105-0-1-505	2004 actual	2005 est.	2006 est.
Direct obligations:			
Personnel compensation:			
11.1 Full-time permanent .....	235	266	276
11.3 Other than full-time permanent .....	3		
11.5 Other personnel compensation .....	5	4	4
11.9 Total personnel compensation .....	243	270	280
12.1 Civilian personnel benefits .....	61	68	70
21.0 Travel and transportation of persons .....	8	5	6
23.1 Rental payments to GSA .....	28	27	29
23.2 Rental payments to others .....		1	1
23.3 Communications, utilities, and miscellaneous charges .....	6	6	6
24.0 Printing and reproduction .....	1	1	
25.1 Advisory and assistance services .....	2		
25.2 Other services .....	4	6	6



25.3	Other purchases of goods and services from Government accounts .....	39	54	54
25.7	Operation and maintenance of equipment .....	28	23	22
26.0	Supplies and materials .....	3	2	2
31.0	Equipment .....	4	4	4
99.0	Direct obligations .....	427	467	480
99.0	Reimbursable obligations .....	1	2	3
Allocation Account:				
11.1	Personnel compensation: Full-time permanent .....	2		
12.1	Civilian personnel benefits .....	1		
99.0	Allocation account .....	3		
99.9	Total new obligations .....	431	469	483

**Personnel Summary**

Identification code 16-0105-0-1-505		2004 actual	2005 est.	2006 est.
Direct:				
1001	Total compensable workyears: Civilian full-time equivalent employment .....	3,540	3,595	3,643

**SPECIAL BENEFITS**

(INCLUDING TRANSFER OF FUNDS)

For the payment of compensation, benefits, and expenses (except administrative expenses) accruing during the current or any prior fiscal year authorized by title 5, chapter 81 of the United States Code; continuation of benefits as provided for under the heading "Civilian War Benefits" in the Federal Security Agency Appropriation Act, 1947; the Employees' Compensation Commission Appropriation Act, 1944; sections 4(c) and 5(f) of the War Claims Act of 1948 (50 U.S.C. App. 2012); and 50 percent of the additional compensation and benefits required by section 10(h) of the Longshore and Harbor Workers' Compensation Act, as amended, **[\$233,000,000]** \$237,000,000, together with such amounts as may be necessary to be charged to the subsequent year appropriation for the payment of compensation and other benefits for any period subsequent to August 15 of the current year: *Provided*, That amounts appropriated may be used under section 8104 of title 5, United States Code, by the Secretary of Labor to reimburse an employer, who is not the employer at the time of injury, for portions of the salary of a reemployed, disabled beneficiary: *Provided further*, That balances of reimbursements unobligated on September 30, **[2004]** 2005, shall remain available until expended for the payment of compensation, benefits, and expenses: *Provided further*, That in addition there shall be transferred to this appropriation from the Postal Service and from any other corporation or instrumentality required under section 8147(c) of title 5, United States Code, to pay an amount for its fair share of the cost of administration, such sums as the Secretary determines to be the cost of administration for employees of such fair share entities through September 30, **[2005]** 2006: *Provided further*, That of those funds transferred to this account from the fair share entities to pay the cost of administration of the Federal Employees' Compensation Act, **[\$39,668,000]** \$45,001,000 shall be made available to the Secretary as follows: (1) for enhancement and maintenance of automated data processing systems and telecommunications systems, **[\$12,351,000]** \$13,305,000; (2) for automated workload processing operations, including document imaging, centralized mail intake and medical bill processing, **[\$14,221,000]** \$18,454,000; (3) for periodic roll management and medical review, **[\$13,096,000]** \$13,242,000; and (4) the remaining funds shall be paid into the Treasury as miscellaneous receipts: *Provided further*, That the Secretary may require that any person filing a notice of injury or a claim for benefits under chapter 81 of title 5, United States Code, or 33 U.S.C. 901 et seq., provide as part of such notice and claim, such identifying information (including Social Security account number) as such regulations may prescribe. (*Department of Labor Appropriations Act, 2005.*)

**Program and Financing** (in millions of dollars)

Identification code 16-1521-0-1-600		2004 actual	2005 est.	2006 est.
<b>Obligations by program activity:</b>				
00.01	Longshore and harbor workers' compensation benefits .....	3	3	3
00.02	Federal Employees' Compensation Act benefits .....	160	230	234

09.01	Federal Employees' Compensation Act benefits .....	2,275	2,272	2,348
09.02	FECA Fair Share (administrative expenses) .....	47	40	45
10.00	Total new obligations .....	2,485	2,545	2,630
<b>Budgetary resources available for obligation:</b>				
21.40	Unobligated balance carried forward, start of year .....	1,100	1,106	1,060
22.00	New budget authority (gross) .....	2,488	2,499	2,662
22.10	Resources available from recoveries of prior year obligations .....	3		
23.90	Total budgetary resources available for obligation .....	3,591	3,605	3,722
23.95	Total new obligations .....	-2,485	-2,545	-2,630
24.40	Unobligated balance carried forward, end of year .....	1,106	1,060	1,092

**New budget authority (gross), detail:**

<b>Mandatory:</b>				
60.00	Appropriation .....	163	233	237
69.00	Offsetting collections (cash) .....	2,341	2,266	2,425
69.10	Change in uncollected customer payments from Federal sources (unexpired) .....	-16		
69.90	Spending authority from offsetting collections (total mandatory) .....	2,325	2,266	2,425
70.00	Total new budget authority (gross) .....	2,488	2,499	2,662

**Change in obligated balances:**

72.40	Obligated balance, start of year .....	145	172	218
73.10	Total new obligations .....	2,485	2,545	2,630
73.20	Total outlays (gross) .....	-2,471	-2,499	-2,662
73.45	Recoveries of prior year obligations .....	-3		
74.00	Change in uncollected customer payments from Federal sources (unexpired) .....	16		
74.40	Obligated balance, end of year .....	172	218	186

**Outlays (gross), detail:**

86.97	Outlays from new mandatory authority .....	1,196	1,393	1,602
86.98	Outlays from mandatory balances .....	1,275	1,106	1,060
87.00	Total outlays (gross) .....	2,471	2,499	2,662

**Offsets:**

<b>Against gross budget authority and outlays:</b>				
88.00	Offsetting collections (cash) from: Federal sources .....	-2,341	-2,266	-2,425
<b>Against gross budget authority only:</b>				
88.95	Change in uncollected customer payments from Federal sources (unexpired) .....	16		

**Net budget authority and outlays:**

89.00	Budget authority .....	163	233	237
90.00	Outlays .....	130	233	237

**Summary of Budget Authority and Outlays**

(in millions of dollars)

Enacted/requested:		2004 actual	2005 est.	2006 est.
Budget Authority .....		163	233	237
Outlays .....		130	233	237
Legislative proposal, subject to PAYGO:				
Budget Authority .....				-17
Outlays .....				-6
<b>Total:</b>				
Budget Authority .....		163	233	220
Outlays .....		130	233	231

*Federal Employees' Compensation Act benefits.*—The Federal Employees' Compensation Act program provides monetary and medical benefits to Federal workers who sustain work-related injury or disease. Not all benefits are paid by the program, since the first 45 days of disability are usually covered by keeping injured workers in pay status with their employing agencies (the continuation-of-pay period). In 2006, 163,000 injured federal workers or their survivors will file claims; 57,000 will receive long-term wage replacement benefits for job-related injuries, diseases, or deaths. Most of the costs of this account are charged back to the beneficiaries' employing agencies.

**General and special funds—Continued**

**SPECIAL BENEFITS—Continued**

(INCLUDING TRANSFER OF FUNDS)—Continued

**FEDERAL EMPLOYEES' COMPENSATION WORKLOAD**

	2004 actual	2005 est.	2006 est.
Wage-loss claims received .....	24,189	24,000	23,000
Number of compensation and medical payments processed .....	6,906,859	6,900,000	6,900,000
Cases received .....	162,965	163,000	163,000
Periodic payment cases .....	57,827	57,000	57,000

*Longshore and harbor workers' compensation benefits.*— Under the Longshore and Harbor Workers' Compensation Act, as amended, the Federal Government pays from direct appropriations one-half of the increased benefits provided by the amendments for persons on the rolls prior to 1972. The remainder is provided from the special fund which is financed by private employers assessed at the beginning of each calendar year for their proportionate share of these payments.

**Object Classification** (in millions of dollars)

Identification code 16-1521-0-1-600	2004 actual	2005 est.	2006 est.
42.0 Direct obligations: Insurance claims and indemnities .....	163	233	237
99.0 Reimbursable obligations: Reimbursable obligations ... ..	2,322	2,312	2,393
99.9 Total new obligations .....	2,485	2,545	2,630

**Personnel Summary**

Identification code 16-1521-0-1-600	2004 actual	2005 est.	2006 est.
Reimbursable:			
2001 Total compensable workyears: Civilian full-time equivalent employment .....	126	128	128

**SPECIAL BENEFITS**

(Legislative proposal, subject to PAYGO)

**Program and Financing** (in millions of dollars)

Identification code 16-1521-4-1-600	2004 actual	2005 est.	2006 est.
<b>Obligations by program activity:</b>			
00.02 Federal Employees' Compensation Act benefits .....			-6
09.01 Federal Employees' Compensation Act benefits .....			-11
10.00 Total new obligations .....			-17
<b>Budgetary resources available for obligation:</b>			
21.40 Unobligated balance carried forward, start of year .....			
22.00 New budget authority (gross) .....			-28
23.90 Total budgetary resources available for obligation .....			-28
23.95 Total new obligations .....			17
24.40 Unobligated balance carried forward, end of year .....			-11
<b>New budget authority (gross), detail:</b>			
Mandatory:			
60.00 Appropriation .....			-17
69.00 Offsetting collections (cash) .....			-11
70.00 Total new budget authority (gross) .....			-28
<b>Change in obligated balances:</b>			
73.10 Total new obligations .....			-17
73.20 Total outlays (gross) .....			17
<b>Outlays (gross), detail:</b>			
86.97 Outlays from new mandatory authority .....			-28
86.98 Outlays from mandatory balances .....			11
87.00 Total outlays (gross) .....			-17
<b>Offsets:</b>			
Against gross budget authority and outlays:			
88.00 Offsetting collections (cash) from: Federal sources .....			11
<b>Net budget authority and outlays:</b>			
89.00 Budget authority .....			-17

90.00 Outlays .....			-6
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The Administration will re-propose legislation to improve FECA, which has not been substantially updated since 1974. The legislative proposal would amend FECA to convert prospectively retirement-age beneficiaries to a retirement annuity-level benefit; impose an up-front waiting period for benefits, as is done in every state workers' compensation system; streamline claims processing; permit DOL to recapture compensation costs from responsible third parties; and make other changes to improve and update FECA. These reforms will generate ten-year government-wide savings of more than \$720 million.

**Object Classification** (in millions of dollars)

Identification code 16-1521-4-1-600	2004 actual	2005 est.	2006 est.
42.0 Direct obligations: Insurance claims and indemnities .....			-6
99.0 Reimbursable obligations: Reimbursable obligations ... ..			-11
99.9 Total new obligations .....			-17

**ENERGY EMPLOYEES OCCUPATIONAL ILLNESS COMPENSATION FUND**

**Program and Financing** (in millions of dollars)

Identification code 16-1523-0-1-053	2004 actual	2005 est.	2006 est.
<b>Obligations by program activity:</b>			
00.01 Part B benefits .....	250	471	353
00.02 Part E benefits .....		454	306
00.03 RECA section 5 benefits .....		130	84
00.04 RECA supplemental benefits (Part B) .....	24	16	17
10.00 Total new obligations .....	274	1,071	760
<b>Budgetary resources available for obligation:</b>			
21.40 Unobligated balance carried forward, start of year .....	59	46	
22.00 New budget authority (gross) .....	261	1,025	760
23.90 Total budgetary resources available for obligation .....	320	1,071	760
23.95 Total new obligations .....	-274	-1,071	-760
24.40 Unobligated balance carried forward, end of year .....	46		
<b>New budget authority (gross), detail:</b>			
Mandatory:			
60.00 Appropriation .....	260	1,025	760
69.00 Offsetting collections (cash) .....	1		
70.00 Total new budget authority (gross) .....	261	1,025	760
<b>Change in obligated balances:</b>			
72.40 Obligated balance, start of year .....	1		
73.10 Total new obligations .....	274	1,071	760
73.20 Total outlays (gross) .....	-275	-1,071	-760
74.40 Obligated balance, end of year .....			
<b>Outlays (gross), detail:</b>			
86.97 Outlays from new mandatory authority .....	216	1,025	760
86.98 Outlays from mandatory balances .....	59	46	
87.00 Total outlays (gross) .....	275	1,071	760
<b>Offsets:</b>			
Against gross budget authority and outlays:			
88.20 Offsetting collections (cash) from: Interest on Federal securities .....	-1		
<b>Net budget authority and outlays:</b>			
89.00 Budget authority .....	260	1,025	760
90.00 Outlays .....	274	1,071	760
<b>Memorandum (non-add) entries:</b>			
92.01 Total investments, start of year: Federal securities: Par value .....	60	47	
92.02 Total investments, end of year: Federal securities: Par value .....	47		

**Energy Employees' Compensation Act benefits.**—The Department of Labor is delegated responsibility to adjudicate and administer claims for benefits under the Energy Employees Occupational Illness Compensation Program Act of 2000 (EEOICPA). In July 2001, the program began accepting claims from employees or survivors of employees of the Department of Energy (DOE) and of private companies under contract with DOE who suffer from a radiation-related cancer, beryllium-related disease, or chronic silicosis as a result of their work in producing or testing nuclear weapons. The Act authorizes a lump-sum payment of \$150,000 and reimbursement of medical expenses.

The Ronald Reagan National Defense Authorization Act of 2005 (P.L. 108–767) amended EEOICPA, giving DOL responsibility for a new program (Part E) to pay workers' compensation benefits to Department of Energy contractors and their families for illness and death arising from toxic exposures in DOE's nuclear weapons complex. The new law also provides compensation for uranium workers covered under section 5 of the Radiation Exposure Compensation Act. Benefits will begin to be paid under Part E in FY 2005.

Object Classification (in millions of dollars)			
Identification code 16–1523–0–1–053	2004 actual	2005 est.	2006 est.
42.0 Direct obligations: Insurance claims and indemnities	273	1,071	760
99.0 Reimbursable obligations: Reimbursable obligations ...	1		
99.9 Total new obligations	274	1,071	760

ADMINISTRATIVE EXPENSES, ENERGY EMPLOYEES OCCUPATIONAL ILLNESS COMPENSATION FUND  
(INCLUDING TRANSFER OF FUNDS)

For necessary expenses to administer the Energy Employees Occupational Illness Compensation Act, **[\$40,821,000] \$96,081,000**, to remain available until expended: *Provided*, That the Secretary of Labor is authorized to transfer to any executive agency with authority under the Energy Employees Occupational Illness Compensation Act, including within the Department of Labor, such sums as may be necessary in fiscal year **[2005] 2006** to carry out those authorities: *Provided further*, That the Secretary may require that any person filing a claim for benefits under the Act provide as part of such claim, such identifying information (including Social Security account number) as may be prescribed. (*Department of Labor Appropriations Act, 2005.*)

Program and Financing (in millions of dollars)			
Identification code 16–1524–0–1–053	2004 actual	2005 est.	2006 est.
<b>Obligations by program activity:</b>			
00.02 Department of Labor	53	64	50
00.03 Department of Health and Human Services	60	47	56
00.04 Department of Labor (Part E)		50	60
10.00 Total new obligations	113	161	166
<b>Budgetary resources available for obligation:</b>			
21.40 Unobligated balance carried forward, start of year	140	82	11
22.00 New budget authority (gross)	52	90	156
22.10 Resources available from recoveries of prior year obligations	3		
23.90 Total budgetary resources available for obligation	195	172	167
23.95 Total new obligations	–113	–161	–166
24.40 Unobligated balance carried forward, end of year	82	11	1
<b>New budget authority (gross), detail:</b>			
Mandatory:			
60.00 Appropriation (Part B)	55	41	96
60.00 Appropriation (Part E)		50	60
60.35 Appropriation permanently reduced	–3	–1	
62.50 Appropriation (total mandatory)	52	90	156

<b>Change in obligated balances:</b>			
72.40 Obligated balance, start of year	46	50	73
73.10 Total new obligations	113	161	166
73.20 Total outlays (gross)	–106	–138	–171
73.45 Recoveries of prior year obligations	–3		
74.40 Obligated balance, end of year	50	73	68
<b>Outlays (gross), detail:</b>			
86.97 Outlays from new mandatory authority	43	80	137
86.98 Outlays from mandatory balances	63	58	34
87.00 Total outlays (gross)	106	138	171
<b>Net budget authority and outlays:</b>			
89.00 Budget authority	52	90	156
90.00 Outlays	106	138	171

**Energy Employees Occupational Illness Compensation Program Act of 2000 (EEOICPA) administration.**—Under Executive Order 13179 the Secretary of Labor is assigned primary responsibility for administering the Energy Employees Compensation program, while other responsibilities have been delegated to the Departments of Health and Human Services (HHS), Energy (DOE), and Justice (DOJ). The Office of Workers' Compensation Programs (OWCP) in the Department of Labor is responsible for claims adjudication, and award and payment of compensation and medical benefits. The Office of the Solicitor provides legal support and represents the Department in claimant appeals of OWCP decisions. HHS is responsible for developing individual dose reconstructions to estimate occupational radiation exposure, and developing regulations to guide DOL's determination of whether an individual's cancer was caused by radiation exposure at a DOE or atomic weapons facility. DOE is responsible for providing exposure histories at employment facilities covered under the Act, as well as other employment information. DOJ assists claimants who have been awarded compensation under the Radiation Exposure Compensation Act to file for additional compensation, including medical benefits, under EEOICPA.

The Ronald Reagan National Defense Authorization Act of 2005 (P.L. 108–767) amended EEOICPA, giving DOL responsibility for a new program (Part E) to pay workers' compensation benefits to Department of Energy contractors and their families for illness and death arising from toxic exposures in DOE's nuclear weapons complex. The new law also provides compensation for uranium workers covered by the Radiation Exposure Compensation Act. Administrative expenses for Part E are covered through indefinite, mandatory appropriations provided in P.L. 108–767.

Object Classification (in millions of dollars)			
Identification code 16–1524–0–1–053	2004 actual	2005 est.	2006 est.
11.1 Personnel compensation: Full-time permanent	16	28	40
12.1 Civilian personnel benefits	4	7	9
21.0 Travel and transportation of persons	1	2	2
23.1 Rental payments to GSA	3	4	4
23.3 Communications, utilities, and miscellaneous charges	1	3	3
25.2 Other services	2	18	19
25.3 Other purchases of goods and services from Government accounts	77	79	74
25.7 Operation and maintenance of equipment	9	13	11
26.0 Supplies and materials		2	1
31.0 Equipment		5	3
99.9 Total new obligations	113	161	166

Personnel Summary

Personnel Summary			
Identification code 16–1524–0–1–053	2004 actual	2005 est.	2006 est.
Direct:			
1001 Total compensable workyears: Civilian full-time equivalent employment	240	380	494

**General and special funds—Continued**

**SPECIAL BENEFITS FOR DISABLED COAL MINERS**

For carrying out title IV of the Federal Mine Safety and Health Act of 1977, as amended by Public Law 107-275, (the "Act"), [\$276,000,000] \$232,250,000, to remain available until expended.

For making after July 31 of the current fiscal year, benefit payments to individuals under title IV of the Act, for costs incurred in the current fiscal year, such amounts as may be necessary.

For making benefit payments under title IV for the first quarter of fiscal year [2006, \$81,000,000] 2007, \$74,000,000 to remain available until expended. (Department of Labor Appropriations Act, 2005.)

**Program and Financing** (in millions of dollars)

Identification code 16-0169-0-1-601	2004 actual	2005 est.	2006 est.
<b>Obligations by program activity:</b>			
00.01 Benefits .....	377	359	328
00.02 Administration .....	6	5	5
10.00 Total new obligations .....	383	364	333
<b>Budgetary resources available for obligation:</b>			
21.40 Unobligated balance carried forward, start of year	2	20	20
22.00 New budget authority (gross) .....	397	364	313
22.10 Resources available from recoveries of prior year obligations .....	4		
23.90 Total budgetary resources available for obligation	403	384	333
23.95 Total new obligations .....	-383	-364	-333
24.40 Unobligated balance carried forward, end of year	20	20	
<b>New budget authority (gross), detail:</b>			
Mandatory:			
60.00 Appropriation .....	300	276	232
65.00 Advance appropriation .....	97	88	81
70.00 Total new budget authority (gross) .....	397	364	313
<b>Change in obligated balances:</b>			
72.40 Obligated balance, start of year .....	37	33	31
73.10 Total new obligations .....	383	364	333
73.20 Total outlays (gross) .....	-383	-366	-337
73.45 Recoveries of prior year obligations .....	-4		
74.40 Obligated balance, end of year .....	33	31	27
<b>Outlays (gross), detail:</b>			
86.97 Outlays from new mandatory authority .....	350	333	304
86.98 Outlays from mandatory balances .....	33	33	33
87.00 Total outlays (gross) .....	383	366	337
<b>Net budget authority and outlays:</b>			
89.00 Budget authority .....	397	364	313
90.00 Outlays .....	383	366	337

Title IV of the Federal Mine Safety and Health Act authorizes monthly benefits to coal miners disabled from coal workers' pneumoconiosis (black lung) and to their widows and certain other dependents. Part B of the Act assigned the processing and paying of claims filed between December 30, 1969 (when the program originated) and June 30, 1973 to the Social Security Administration (SSA). P.L. 107-275 transferred Part B claims processing and payment operations from SSA to the Department of Labor's (DOL) Employment Standards Administration (ESA), Office of Workers' Compensation Programs. This change was implemented on October 1, 2003.

**Object Classification** (in millions of dollars)

Identification code 16-0169-0-1-601	2004 actual	2005 est.	2006 est.
11.1 Personnel compensation: Full-time permanent .....	1	2	2
25.2 Other services .....		3	3
25.3 Other purchases of goods and services from Government accounts .....	1		
25.7 Operation and maintenance of equipment .....	4		
42.0 Insurance claims and indemnities .....	377	359	328

99.9 Total new obligations .....	383	364	333
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**Personnel Summary**

Identification code 16-0169-0-1-601	2004 actual	2005 est.	2006 est.
Direct:			
1001 Total compensable workyears: Civilian full-time equivalent employment .....	17	17	17

**PANAMA CANAL COMMISSION COMPENSATION FUND**

**Unavailable Receipts** (in millions of dollars)

Identification code 16-5155-0-2-602	2004 actual	2005 est.	2006 est.
<b>Receipts:</b>			
02.40 Interest on investments, Panama Canal Commission	7	6	6
Appropriations:			
05.00 Panama Canal Commission compensation fund .....	-6	-6	-6
07.99 Balance, end of year .....	1		

**Program and Financing** (in millions of dollars)

Identification code 16-5155-0-2-602	2004 actual	2005 est.	2006 est.
<b>Obligations by program activity:</b>			
00.01 Benefits .....	6	6	6
10.00 Total new obligations (object class 42.0) .....	6	6	6
<b>Budgetary resources available for obligation:</b>			
21.40 Unobligated balance carried forward, start of year	76	76	76
22.00 New budget authority (gross) .....	6	6	6
23.90 Total budgetary resources available for obligation	82	82	82
23.95 Total new obligations .....	-6	-6	-6
24.40 Unobligated balance carried forward, end of year	76	76	76
<b>New budget authority (gross), detail:</b>			
Mandatory:			
60.20 Appropriation (special fund) .....	6	6	6
<b>Change in obligated balances:</b>			
73.10 Total new obligations .....	6	6	6
73.20 Total outlays (gross) .....	-6	-6	-6
<b>Outlays (gross), detail:</b>			
86.97 Outlays from new mandatory authority .....	6	6	6
<b>Net budget authority and outlays:</b>			
89.00 Budget authority .....	6	6	6
90.00 Outlays .....	6	6	6
<b>Memorandum (non-add) entries:</b>			
92.01 Total investments, start of year: Federal securities:			
Par value .....	76	77	77
92.02 Total investments, end of year: Federal securities:			
Par value .....	77	77	78

This fund was established to provide for the accumulation of funds to meet the Panama Canal Commission's obligations to defray costs of workers' compensation which will accrue pursuant to the Federal Employees' Compensation Act (FECA). On December 31, 1999, the Commission was dissolved as set forth in the Panama Canal Treaty of 1977, and the liability of the Commission for payments beyond that date did not end with its termination. The establishment of this fund, into which funds were deposited on a regular basis by the Commission, was in conjunction with the transfer of the administration of the FECA program from the Commission to the Department of Labor effective January 1, 1989.

**Trust Funds**

**BLACK LUNG DISABILITY TRUST FUND**

(INCLUDING TRANSFER OF FUNDS)

In fiscal year [2005] 2006 [and thereafter], such sums as may be necessary from the Black Lung Disability Trust Fund, to remain available until expended, for payment of all benefits authorized by section 9501(d)(1), (2), (4), and (7) of the Internal Revenue Code of 1954, as amended; and interest on advances, as authorized by section 9501(c)(2) of that Act. In addition, the following amounts shall be available from the Fund for fiscal year [2005] 2006 for expenses of operation and administration of the Black Lung Benefits program, as authorized by section 9501(d)(5): **[\$32,646,000]** \$33,050,000 for transfer to the Employment Standards Administration "Salaries and Expenses"; **[\$23,705,000]** \$24,239,000 for transfer to Departmental Management, "Salaries and Expenses"; **[\$342,000]** \$344,000 for transfer to Departmental Management, "Office of Inspector General"; and \$356,000 for payments into miscellaneous receipts for the expenses of the Department of the Treasury. (*Department of Labor Appropriations Act, 2005.*)

**Unavailable Receipts (in millions of dollars)**

Identification code 20-8144-0-7-601	2004 actual	2005 est.	2006 est.
01.99 Balance, start of year	39	53	
Receipts:			
02.00 Transfer from general fund, Black Lung Benefits Revenue Act taxes	566	584	601
02.20 Miscellaneous interest, Black lung disability trust fund		2	2
02.99 Total receipts and collections	566	586	603
04.00 Total: Balances and collections	605	639	603
Appropriations:			
05.00 Black lung disability trust fund	-56	-57	-58
05.01 Black lung disability trust fund	-510	-582	-545
05.03 Portion precluded from obligation	14		
05.99 Total appropriations	-552	-639	-603
07.99 Balance, end of year	53		

**Program and Financing (in millions of dollars)**

Identification code 20-8144-0-7-601	2004 actual	2005 est.	2006 est.
<b>Obligations by program activity:</b>			
00.01 Disabled coal miners benefits	344	330	314
00.02 Administrative expenses	56	57	58
00.03 Interest on advances	650	675	696
10.00 Total new obligations	1,050	1,062	1,068
<b>Budgetary resources available for obligation:</b>			
21.40 Unobligated balance carried forward, start of year	1		
22.00 New budget authority (gross)	1,049	1,062	1,068
23.90 Total budgetary resources available for obligation	1,050	1,062	1,068
23.95 Total new obligations	-1,050	-1,062	-1,068
24.40 Unobligated balance carried forward, end of year			
<b>New budget authority (gross), detail:</b>			
Mandatory:			
60.26 Appropriation (trust fund, definite)	56	57	58
60.26 Appropriation (trust fund, indefinite)	510	582	545
60.45 Portion precluded from obligation	-14		
62.50 Appropriation (total mandatory)	552	639	603
67.10 Authority to borrow	497	423	465
70.00 Total new budget authority (gross)	1,049	1,062	1,068
<b>Change in obligated balances:</b>			
73.10 Total new obligations	1,050	1,062	1,068
73.20 Total outlays (gross)	-1,050	-1,062	-1,068
<b>Outlays (gross), detail:</b>			
86.97 Outlays from new mandatory authority	345	1,062	1,068
86.98 Outlays from mandatory balances	705		
87.00 Total outlays (gross)	1,050	1,062	1,068

**Net budget authority and outlays:**

89.00 Budget authority	1,049	1,062	1,068
90.00 Outlays	1,050	1,062	1,068

**Summary of Budget Authority and Outlays**

(in millions of dollars)

Enacted/requested:	2004 actual	2005 est.	2006 est.
Budget Authority	1,049	1,062	1,068
Outlays	1,050	1,062	1,068
Legislative proposal, not subject to PAYGO:			
Budget Authority			3,343
Outlays			3,343
Total:			
Budget Authority	1,049	1,062	4,411
Outlays	1,050	1,062	4,411

**Performance Metrics**

Identification code 20-8144-0-7-601	2004 actual	2005 est.	2006 est.
<b>Black Lung Benefits Program:</b>			
109801 Percentage of Black Lung benefit claims decided under the revised regulations where there are no requests for further action from any party pending one year after receipt of claim.	82.2%	76.5%	77.5%
109802 Average number of days for the Office of Workers' Compensation Programs to render a decision on a claim for Black Lung benefits.	323	315	310

**Status of Funds (in millions of dollars)**

Identification code 20-8144-0-7-601	2004 actual	2005 est.	2006 est.
<b>Balance, start of year:</b>			
0100 Treasury balance	1		
0105 Outstanding debt to Treasury	-8,176	-8,659	-9,135
0199 Total balance, start of year	-8,175	-8,659	-9,135
<b>Cash income during the year:</b>			
<b>Current law:</b>			
Receipts:			
1200 Transfer from general fund, Black Lung Benefits Revenue Act taxes	566	584	601
Offsetting receipts (proprietary):			
1220 Miscellaneous interest, Black Lung fund		2	2
1299 Income under present law	566	586	603
3299 Total cash income	566	586	603
<b>Cash outgo during year:</b>			
<b>Current law:</b>			
4500 Black lung disability trust fund	-1,050	-1,062	-1,068
4599 Outgo under current law (-)	-1,050	-1,062	-1,068
<b>Proposed legislation:</b>			
5500 Legislative proposal, not subject to PAYGO			-3,343
5599 Outgo under proposed legislation (-)			-3,343
6599 Total cash outgo (-)	-1,050	-1,062	-4,411
<b>Unexpended balance, end of year:</b>			
8705 Outstanding debt to Treasury	-8,659	-9,135	-12,943
8799 Total balance, end of year	-8,659	-9,135	-12,943

The trust fund consists of all moneys collected from the coal mine industry under the provisions of the Black Lung Benefits Revenue Act of 1981, as amended by the Consolidated Omnibus Budget Reconciliation Act of 1985, in the form of an excise tax on mined coal. These moneys are expended to pay compensation, medical, and survivor benefits to eligible miners and their survivors, where mine employment terminated prior to 1970 or where no mine operator can be assigned liability. In addition, the fund pays all administrative costs incurred in the operation of part C of the Black Lung program. The fund is administered jointly by the Secretaries of Labor, the Treasury, and Health and Human Services. The Benefits Revenue Act provides for repayable advances to the fund in the event fund resources will not be adequate to meet program obligations. Such advances are to be repaid with interest. The outstanding debt at the end of each year was: 1981, \$1,510 million; 1982, \$1,793 million; 1983, \$2,151

BLACK LUNG DISABILITY TRUST FUND—Continued  
(INCLUDING TRANSFER OF FUNDS)—Continued

million; 1984, \$2,497 million; 1985, \$2,833 million; 1986, \$2,884 million; 1987, \$2,952 million; 1988, \$2,993 million; 1989, \$3,049 million; 1990, \$3,049 million; 1991, \$3,266 million; 1992, \$3,606 million; 1993, \$3,949 million; 1994, \$4,363 million; 1995, \$4,738 million; 1996, \$5,112 million; 1997, \$5,487 million; 1998, \$5,857 million; 1999, \$6,259 million; 2000, \$6,749 million; 2001, \$7,254 million; 2002, \$7,719 million; 2003, \$8,176 million and 2004, \$8,659 million. It is estimated to be \$9,135 million in 2005 and \$9,600 million in 2006 if the refinancing proposal is not enacted.

**BLACK LUNG DISABILITY TRUST FUND WORKLOAD**

	2004 actual	2005 est.	2006 est.
Claims received .....	5,345	5,150	5,000
Claims in payment status .....	39,588	38,400	36,500
Medical benefits only recipients .....	4,433	3,500	2,650

**Object Classification** (in millions of dollars)

Identification code 20-8144-0-7-601	2004 actual	2005 est.	2006 est.
25.3 Other purchases of goods and services from Government accounts .....	56	57	58
42.0 Insurance claims and indemnities .....	344	330	314
43.0 Interest and dividends .....	650	675	696
99.9 Total new obligations .....	1,050	1,062	1,068

**BLACK LUNG DISABILITY TRUST FUND**  
(Legislative proposal, not subject to PAYGO)

**Program and Financing** (in millions of dollars)

Identification code 20-8144-2-7-601	2004 actual	2005 est.	2006 est.
<b>Obligations by program activity:</b>			
00.01 One-time prepayment premium .....			3,808
00.02 Repayment of debt principal .....			231
00.03 Interest on advances .....			-696
10.00 Total new obligations (object class 43.0) .....			3,343
<b>Budgetary resources available for obligation:</b>			
22.00 New budget authority (gross) .....			3,343
23.95 Total new obligations .....			-3,343
<b>New budget authority (gross), detail:</b>			
Mandatory:			
60.26 Appropriation (trust fund, definite) .....			3,808
67.10 Authority to borrow .....			-465
70.00 Total new budget authority (gross) .....			3,343
<b>Change in obligated balances:</b>			
73.10 Total new obligations .....			3,343
73.20 Total outlays (gross) .....			-3,343
<b>Outlays (gross), detail:</b>			
86.97 Outlays from new mandatory authority .....			3,343
<b>Net budget authority and outlays:</b>			
89.00 Budget authority .....			3,343
90.00 Outlays .....			3,343

The Black Lung Disability Trust Fund (BLDTF) revenues, which consist primarily of excise taxes on coal, are not sufficient to repay the \$9 billion debt it owes to the Treasury or to service the interest on that debt. Under current conditions, this indebtedness will continue to grow, with the BLDTF never becoming solvent, even when benefit outlays have declined to a level approaching zero. To solve this problem, the Administration will propose legislation that will: (1) authorize a refinancing (debt restructuring) of the outstanding BLDTF debt, (2) extend at current rates BLDTF excise tax levels (set to expire in January 2014) until solvency is at-

tained, and (3) provide for a one-time appropriation to compensate the General Fund for the lost interest income.

**SPECIAL WORKERS' COMPENSATION EXPENSES**

**Unavailable Receipts** (in millions of dollars)

Identification code 16-9971-0-7-601	2004 actual	2005 est.	2006 est.
<b>Receipts:</b>			
02.00 Longshoremen's & Harbor Workers Compensation Act, Receipts .....	141	141	137
02.01 Workmen's Compensation Act within District of Columbia, Receipts .....	11	11	11
02.40 Interest, Special worker's compensation expenses .....		2	3
02.99 Total receipts and collections .....	152	154	151
<b>Appropriations:</b>			
05.00 Special workers' compensation .....	-2	-2	-2
05.01 Special workers' compensation .....	-150	-152	-149
05.99 Total appropriations .....	-152	-154	-151
07.99 Balance, end of year .....			

**Program and Financing** (in millions of dollars)

Identification code 16-9971-0-7-601	2004 actual	2005 est.	2006 est.
<b>Obligations by program activity:</b>			
00.01 Longshore and Harbor Workers' Compensation Act, as amended .....	136	134	137
00.02 District of Columbia Compensation Act .....	11	11	11
10.00 Total new obligations .....	147	145	148
<b>Budgetary resources available for obligation:</b>			
21.40 Unobligated balance carried forward, start of year .....	67	72	81
22.00 New budget authority (gross) .....	152	154	151
23.90 Total budgetary resources available for obligation .....	219	226	232
23.95 Total new obligations .....	-147	-145	-148
24.40 Unobligated balance carried forward, end of year .....	72	81	84
<b>New budget authority (gross), detail:</b>			
Discretionary:			
40.26 Appropriation (trust fund) .....	2	2	2
Mandatory:			
60.26 Appropriation (trust fund) .....	150	152	149
70.00 Total new budget authority (gross) .....	152	154	151
<b>Change in obligated balances:</b>			
72.40 Obligated balance, start of year .....	2	3	3
73.10 Total new obligations .....	147	145	148
73.20 Total outlays (gross) .....	-146	-145	-148
74.40 Obligated balance, end of year .....	3	3	3
<b>Outlays (gross), detail:</b>			
86.90 Outlays from new discretionary authority .....	2	2	2
86.97 Outlays from new mandatory authority .....	76	71	65
86.98 Outlays from mandatory balances .....	68	72	81
87.00 Total outlays (gross) .....	146	145	148
<b>Net budget authority and outlays:</b>			
89.00 Budget authority .....	152	154	151
90.00 Outlays .....	146	145	148
<b>Memorandum (non-add) entries:</b>			
92.01 Total investments, start of year: Federal securities: Par value .....	69	75	76
92.02 Total investments, end of year: Federal securities: Par value .....	75	76	79

The trust funds consist of amounts received from employers for the death of an employee where no person is entitled to compensation for such death, for fines and penalty payments, and pursuant to an annual assessment of the industry,

for the general expenses of the fund under the Longshore and Harbor Workers' Compensation Act, as amended.

These trust funds are available for payments of additional compensation for second injuries. When a second injury is combined with a previous disability and results in increased permanent partial disability, permanent total disability, or death, the employer's liability for benefits is limited to a specified period of compensation payments after which the fund provides continuing compensation benefits. In addition, the fund pays one-half of the increased benefits provided under the Longshore and Harbor Workers' Compensation Act, as amended, for persons on the rolls prior to 1972. Maintenance payments are made to disabled employees undergoing vocational rehabilitation to enable them to return to remunerative occupations, and the costs of necessary rehabilitation services not otherwise available to disabled workers are defrayed. Payments are made in cases where other circumstances preclude payment by an employer and to provide medical, surgical, and other treatment in disability cases where there has been a default by the insolvency of an uninsured employer.

**Object Classification** (in millions of dollars)

Identification code 16-9971-0-7-601	2004 actual	2005 est.	2006 est.
25.3 Other purchases of goods and services from Government accounts .....	2	2	2
42.0 Insurance claims and indemnities .....	145	143	146
99.9 Total new obligations .....	147	145	148

**OCCUPATIONAL SAFETY AND HEALTH  
ADMINISTRATION**

**Federal Funds**

**General and special funds:**

**SALARIES AND EXPENSES**

For necessary expenses for the Occupational Safety and Health Administration, [ \$468,109,000 ] \$466,981,000, including not to exceed [ \$91,747,000 ] \$92,013,000 which shall be the maximum amount available for grants to States under section 23(g) of the Occupational Safety and Health Act (the "Act"), which grants shall be no less than 50 percent of the costs of State occupational safety and health programs required to be incurred under plans approved by the Secretary under section 18 of the Act; and, in addition, notwithstanding 31 U.S.C. 3302, the Occupational Safety and Health Administration may retain up to \$750,000 per fiscal year of training institute course tuition fees, otherwise authorized by law to be collected, and may utilize such sums for occupational safety and health training and education [ grants ]: *Provided*, That, notwithstanding 31 U.S.C. 3302, the Secretary of Labor is authorized, during the fiscal year ending September 30, [ 2005 ] 2006, to collect and retain fees for services provided to Nationally Recognized Testing Laboratories, and may utilize such sums, in accordance with the provisions of 29 U.S.C. 9a, to administer national and international laboratory recognition programs that ensure the safety of equipment and products used by workers in the workplace: *Provided further*, That none of the funds appropriated under this paragraph shall be obligated or expended to prescribe, issue, administer, or enforce any standard, rule, regulation, or order under the Act which is applicable to any person who is engaged in a farming operation which does not maintain a temporary labor camp and employs 10 or fewer employees: *Provided further*, That no funds appropriated under this paragraph shall be obligated or expended to administer or enforce any standard, rule, regulation, or order under the Act with respect to any employer of 10 or fewer employees who is included within a category having a Days Away, Restricted, or Transferred (DART) occupational injury and illness rate, at the most precise industrial classification code for which such data are published, less than the national average rate as such rates are most recently published by the Secretary, acting through the Bureau of Labor Statistics, in accordance with section 24 of that Act (29 U.S.C. 673), except—

(1) to provide, as authorized by such Act, consultation, technical assistance, educational and training services, and to conduct surveys and studies;

(2) to conduct an inspection or investigation in response to an employee complaint, to issue a citation for violations found during such inspection, and to assess a penalty for violations which are not corrected within a reasonable abatement period and for any willful violations found;

(3) to take any action authorized by such Act with respect to imminent dangers;

(4) to take any action authorized by such Act with respect to health hazards;

(5) to take any action authorized by such Act with respect to a report of an employment accident which is fatal to one or more employees or which results in hospitalization of two or more employees, and to take any action pursuant to such investigation authorized by such Act; and

(6) to take any action authorized by such Act with respect to complaints of discrimination against employees for exercising rights under such Act:

*Provided further*, That the foregoing proviso shall not apply to any person who is engaged in a farming operation which does not maintain a temporary labor camp and employs 10 or fewer employees: [ *Provided further*, That not less than \$3,200,000 shall be used to extend funding for the Institutional Competency Building training grants which commenced in September 2000, for program activities for the period of September 30, 2005 to September 30, 2006, provided that a grantee has demonstrated satisfactory performance: *Provided further*, That none of the funds appropriated under this paragraph shall be obligated or expended to administer or enforce the provisions of 29 CFR 1910.134(f)(2) (General Industry Respiratory Protection Standard) to the extent that such provisions require the annual fit testing (after the initial fit testing) of respirators for occupational exposure to tuberculosis ]. (*Department of Labor Appropriations Act, 2005.*)

**Program and Financing** (in millions of dollars)

Identification code 16-0400-0-1-554	2004 actual	2005 est.	2006 est.
<b>Obligations by program activity:</b>			
00.01 Safety and health standards .....	16	16	17
00.02 Federal enforcement .....	166	170	174
00.03 State programs .....	92	91	92
00.04 Technical support .....	21	21	22
00.05 Federal compliance assistance .....	67	71	73
00.06 State consultation grants .....	52	53	54
00.07 Training grants .....	11	10	.....
00.08 Safety and health statistics .....	22	22	24
00.09 Executive direction and administration .....	10	10	11
09.01 Reimbursable program .....	4	3	2
10.00 Total new obligations .....	462	467	469
<b>Budgetary resources available for obligation:</b>			
22.00 New budget authority (gross) .....	462	467	469
23.95 Total new obligations .....	-462	-467	-469
<b>New budget authority (gross), detail:</b>			
Discretionary:			
40.00 Appropriation .....	461	468	467
40.35 Appropriation permanently reduced .....	-3	-4	.....
43.00 Appropriation (total discretionary) .....	458	464	467
68.00 Spending authority from offsetting collections: Offsetting collections (cash) .....	4	3	2
70.00 Total new budget authority (gross) .....	462	467	469
<b>Change in obligated balances:</b>			
72.40 Obligated balance, start of year .....	83	70	74
73.10 Total new obligations .....	462	467	469
73.20 Total outlays (gross) .....	-470	-463	-455
73.40 Adjustments in expired accounts (net) .....	-5	.....	.....
74.40 Obligated balance, end of year .....	70	74	88
<b>Outlays (gross), detail:</b>			
86.90 Outlays from new discretionary authority .....	403	393	395
86.93 Outlays from discretionary balances .....	67	70	60
87.00 Total outlays (gross) .....	470	463	455

## General and special funds—Continued

## SALARIES AND EXPENSES—Continued

## Program and Financing (in millions of dollars)—Continued

Identification code 16-0400-0-1-554	2004 actual	2005 est.	2006 est.
<b>Offsets:</b>			
Against gross budget authority and outlays:			
Offsetting collections (cash) from:			
88.00			
Federal sources .....	-7	-2	-1
88.40			
Non-Federal sources .....	-1	-1	-1
88.90			
Total, offsetting collections (cash) .....	-8	-3	-2
Against gross budget authority only:			
88.96			
Portion of offsetting collections (cash) credited to expired accounts .....	4		
<b>Net budget authority and outlays:</b>			
89.00			
Budget authority .....	458	464	467
90.00			
Outlays .....	461	460	453

## Performance Metrics

Identification code 16-0400-0-1-554	2004 actual	2005 est.	2006 est.
Occupational Safety and Health Administration:			
33601			
Work-related fatality rate. Baseline is FY2000—FY2002 rate of 1.62 fatalities per 100,000 workers.	1.61	1.52	1.47
33602			
Days away from work case rate. Baseline is CY 2002 rate of 1.6 days away from work cases per 100 workers. ....		1.5	1.4

**Safety and health standards.**—This activity provides for the development, promulgation, review and evaluation of feasible occupational safety and health standards and guidance. Before any standard is proposed or promulgated, a determination is made that: (1) a significant risk of serious injury or health impairment exists; (2) the standard will reduce this risk; (3) the standard is economically and technologically feasible; and (4) the standard is economically and technologically feasible when compared with alternative regulatory proposals providing equal levels of protection. Regulatory reform efforts include consensus-based rulemaking, development of common sense regulations, rewriting existing standards so they are understandable to those affected by them, and regulatory and non-regulatory process improvements.

**Enforcement.**—This activity provides for the enforcement of workplace standards promulgated under the Occupational Safety and Health (OSH) Act of 1970 through the physical inspection of worksites, and by fostering the voluntary cooperation of employers and employees. Programs are targeted to the investigation of claims of imminent danger and employee complaints, investigation of fatal and catastrophic accidents, programmed inspections of firms with injury-illness rates that are above the national average, and special emphasis inspections for serious safety and health hazards. OSHA's enforcement strategy includes a selective targeting of inspections and related compliance activities to specific high hazard industries and worksites.

**State programs.**—This activity assists states in assuming responsibility for administering occupational safety and health programs under State plans approved by the Secretary. Under section 23 of the OSHA Act, matching grants of up to fifty percent of total program costs are made to States that meet the Act's criteria for establishing and implementing State programs which are at least as effective as the Federal program. State programs, like their Federal counterpart, provide a mix of enforcement, outreach, training and compliance assistance activities.

**Technical support.**—This activity provides specialized technical expertise and advice in support of a wide range of program areas, including construction, standards setting, variance determinations, compliance assistance, and enforcement. Areas of expertise include laboratory accreditation, industrial

hygiene, occupational health nursing, occupational medicine, chemical analysis, equipment calibration, safety engineering, environmental impact statements, technical and scientific databases, computer-based outreach products, and emergency preparedness.

**Compliance assistance—Federal.**—This activity supports a range of cooperative programs, training, and outreach that provide compliance assistance in improving workplace safety and health, with particular emphasis on small business. OSHA works with employers and employees through Voluntary Protection Programs recognizing and promoting effective safety and health management; partnerships focusing on the development of extended cooperative relationships; and alliances committing organizations to collaborative efforts with OSHA. Federal agencies are assisted in implementing and improving their job safety and health programs. Occupational safety and health training is provided at the OSHA Training Institute and associated Education Centers throughout the country. Compliance and technical assistance materials are prepared and disseminated to the public through various means, including the Internet.

**State consultation grants.**—This activity supports 90 percent Federally-funded cooperative agreements with designated State agencies to provide free on-site consultation to employers upon request. State agencies tailor workplans to specific needs in each State while maximizing their impact on injury and illness rates in smaller establishments. These projects offer a variety of services, including safety and health program assessment and assistance, hazard identification and control, and training of employers and their employees.

**Training grants.**—This activity supports safety and health training grants to organizations that provide training and education and develop educational materials for employers and employees. Grants address safety and health education needs related to specific topics and industries identified by the agency. The 2006 Budget eliminates funding for these grants, and focuses on increased compliance assistance support.

**Safety and health statistics.**—This activity supports the information technology infrastructure, management information, and statistical basis for OSHA's programs and field operations. These are provided through an integrated data network, and statistical analysis and review. OSHA administers and maintains the recordkeeping system that serves as the foundation for the BLS survey on occupational injuries and illnesses and provides guidance on recordkeeping requirements to both the public and private sectors.

**Executive direction and administration.**—This activity supports executive direction, planning and evaluation, management support, legislative liaison, interagency affairs, federal agency liaison, administrative services, and budgeting and financial control.

## PROGRAM STATISTICS

	2004 actual	2005 est.	2006 est.
Standards promulgated .....	4	4	4
Inspections:			
Federal inspections .....	39,167	37,700	37,700
State program inspections .....	57,866	58,000	58,000
Training and consultations:			
Consultation visits .....	31,334	31,500	32,250
Voluntary protection program participants (Fed only) .....	856	993	1,264
New strategic partnerships .....	57	55	55
Web site hits (millions) .....	713	830	926

## Object Classification (in millions of dollars)

Identification code 16-0400-0-1-554	2004 actual	2005 est.	2006 est.
Direct obligations:			
Personnel compensation:			
11.1			
Full-time permanent .....	161	165	169
11.3			
Other than full-time permanent .....	1	2	2
11.5			
Other personnel compensation .....	4	4	4



11.9	Total personnel compensation .....	166	171	175
12.1	Civilian personnel benefits .....	41	43	44
21.0	Travel and transportation of persons .....	11	11	11
23.1	Rental payments to GSA .....	20	21	22
23.3	Communications, utilities, and miscellaneous charges .....	4	4	4
24.0	Printing and reproduction .....	1	1	1
25.1	Advisory and assistance services .....	3	3	3
25.2	Other services .....	65	65	68
25.3	Other purchases of goods and services from Government accounts .....	26	27	29
25.7	Operation and maintenance of equipment .....	13	11	12
26.0	Supplies and materials .....	4	3	3
31.0	Equipment .....	2	3	3
41.0	Grants, subsidies, and contributions .....	102	101	92
99.0	Direct obligations .....	458	464	467
99.0	Reimbursable obligations .....	3	2	1
99.5	Below reporting threshold .....	1	1	1
99.9	Total new obligations .....	462	467	469

**Personnel Summary**

Identification code 16-0400-0-1-554	2004 actual	2005 est.	2006 est.	
<b>Direct:</b>				
1001	Total compensable workyears: Civilian full-time equivalent employment .....	2,215	2,200	2,200
<b>Reimbursable:</b>				
2001	Total compensable workyears: Civilian full-time equivalent employment .....	10	5	5
<b>Allocation account:</b>				
3001	Total compensable workyears: Civilian full-time equivalent employment .....	2	3	3

**ALLOCATIONS RECEIVED FROM OTHER ACCOUNTS**

*Note.*—Obligations incurred under allocations from other accounts are included in the schedules of the parent appropriations as follows:  
Environmental Protection Agency: Hazardous Substance Response Trust Fund.

**MINE SAFETY AND HEALTH ADMINISTRATION**

**Federal Funds**

**General and special funds:**

**SALARIES AND EXPENSES**

For necessary expenses for the Mine Safety and Health Administration, **[\$281,535,000] \$280,490,000**, including purchase and bestowal of certificates and trophies in connection with mine rescue and first-aid work, and the hire of passenger motor vehicles, including up to \$2,000,000 for mine rescue and recovery activities; in addition, not to exceed \$750,000 may be collected by the National Mine Health and Safety Academy for room, board, tuition, and the sale of training materials, otherwise authorized by law to be collected, to be available for mine safety and health education and training activities, notwithstanding 31 U.S.C. 3302; and, in addition, the Mine Safety and Health Administration may retain up to \$1,000,000 from fees collected for the approval and certification of equipment, materials, and explosives for use in mines, and may utilize such sums for such activities; the Secretary is authorized to accept lands, buildings, equipment, and other contributions from public and private sources and to prosecute projects in cooperation with other agencies, Federal, State, or private; the Mine Safety and Health Administration is authorized to promote health and safety education and training in the mining community through cooperative programs with States, industry, and safety associations; and any funds available to the department may be used, with the approval of the Secretary, to provide for the costs of mine rescue and survival operations in the event of a major disaster. (*Department of Labor Appropriations Act, 2005.*)

**Program and Financing (in millions of dollars)**

Identification code 16-1200-0-1-554	2004 actual	2005 est.	2006 est.	
<b>Obligations by program activity:</b>				
00.01	Coal .....	115	115	118
00.02	Metal/non-metal .....	64	67	69
00.03	Standards development .....	2	2	2
00.04	Assessments .....	5	5	5

00.05	Educational policy and development .....	30	31	32
00.06	Technical support .....	29	31	26
00.07	Program administration .....	14	16	12
00.08	Program Evaluation & Information Resources .....	14	18	16
09.01	Reimbursable program .....	1	2	2
10.00	Total new obligations .....	274	287	282

**Budgetary resources available for obligation:**

21.40	Unobligated balance carried forward, start of year .....	10	6	.....
22.00	New budget authority (gross) .....	270	281	282
23.90	Total budgetary resources available for obligation .....	280	287	282
23.95	Total new obligations .....	-274	-287	-282
24.40	Unobligated balance carried forward, end of year .....	6	.....	.....

**New budget authority (gross), detail:**

<b>Discretionary:</b>				
40.00	Appropriation .....	271	281	280
40.35	Appropriation permanently reduced .....	-2	-2	.....
43.00	Appropriation (total discretionary) .....	269	279	280
68.00	Spending authority from offsetting collections: Offsetting collections (cash) .....	1	2	2
70.00	Total new budget authority (gross) .....	270	281	282

**Change in obligated balances:**

72.40	Obligated balance, start of year .....	20	27	28
73.10	Total new obligations .....	274	287	282
73.20	Total outlays (gross) .....	-268	-286	-282
74.10	Change in uncollected customer payments from Federal sources (expired) .....	1	.....	.....
74.40	Obligated balance, end of year .....	27	28	28

**Outlays (gross), detail:**

86.90	Outlays from new discretionary authority .....	248	256	257
86.93	Outlays from discretionary balances .....	20	30	25
87.00	Total outlays (gross) .....	268	286	282

**Offsets:**

<b>Against gross budget authority and outlays:</b>				
Offsetting collections (cash) from:				
88.00	Federal sources .....	-2	.....	.....
88.40	Non-Federal sources .....	.....	-2	-2
88.90	Total, offsetting collections (cash) .....	-2	-2	-2
<b>Against gross budget authority only:</b>				
88.96	Portion of offsetting collections (cash) credited to expired accounts .....	1	.....	.....

**Net budget authority and outlays:**

89.00	Budget authority .....	269	279	280
90.00	Outlays .....	266	284	280

**Performance Metrics**

Identification code 16-1200-0-1-554	2004 actual	2005 est.	2006 est.	
<b>Mine Safety and Health Administration:</b>				
110101	Fatal injury incidence rate. Baseline is FY 2003 rate of .0219 fatalities per per 200,000 hours worked by mine employees. ....	0.164	0.0215	0.0208
110102	All-injury incidence rate. Baseline is FY 2000 rate of 5.07 all-injuries per 200,000 hours worked by mine employees. ....	4.02	3.48	3.13

**Enforcement.**—The Enforcement strategy in 2006 will be an integrated approach that links all actions to preventing occupational injuries and illness. These include inspection of mines as mandated by the Federal Mine Safety and Health Act of 1977, special emphasis initiatives that focus on persistent safety and health hazards, promulgation of safety and health standards, investigation of serious accidents, and on-site education and training. The desired outcome of these enforcement efforts is to lower fatality and injury rates.

**Assessments.**—This activity assesses and collects civil monetary penalties for violations of safety and health standards.

**Educational policy and development.**—This activity develops and coordinates MSHA’s mine safety and health education

General and special funds—Continued

SALARIES AND EXPENSES—Continued

and training policies, and provides classroom instruction at the National Academy for MSHA personnel, other governmental personnel, and the mining industry. States provide mine health and safety training materials, and provide technical assistance through the State Grants program.

*Technical support.*—This activity applies engineering and scientific expertise through field and laboratory forensic investigations to resolve technical problems associated with implementation of the Mine Act. Technical support administers a fee program to approve equipment, materials, and explosives for use in mines and performs field and laboratory audits of equipment previously approved by MSHA. It also collects and analyzes data relative to the cause, frequency, and circumstances of accidents.

*Program evaluation and information resources (PEIR).*—This activity provides program evaluation and information technology resource management services for the agency. Additionally, PEIR is responsible for meeting the requirements of the Government Performance and Results Act (GPRA) and developing MSHA's performance plan and Annual Performance Report.

*Program administration.*—This activity performs general administrative functions.

PROGRAM STATISTICS

	2004 actual	2005 est.	2006 est.
Enforcement per 200,000 hours worked by employees:			
Fatality Rates			
Coal mines .....	.0232	.0311	.0301
Metal/non-metal mines .....	.0130	.0165	.0160
All Injury Rates			
Coal mines .....	5.04	4.59	4.15
Metal/non-metal mines .....	3.50	2.97	2.68
Regulations promulgated .....	4	7	8
Assessments:			
Violations assessed .....	122,229	110,000	120,000
Educational policy and development:			
Course days .....	1,739	2,000	2,000
Technical support:			
Equipment approvals .....	610	650	650
Field investigations .....	420	450	450
Laboratory samples analyzed .....	235,000	240,000	240,000

Note.—Rates have been adjusted to reflect revised categories.

Object Classification (in millions of dollars)

Identification code 16-1200-0-1-554	2004 actual	2005 est.	2006 est.
Direct obligations:			
Personnel compensation:			
11.1 Full-time permanent .....	146	149	155
11.3 Other than full-time permanent .....	1	1	1
11.5 Other personnel compensation .....	6	6	6
Total personnel compensation .....	152	156	162
12.1 Civilian personnel benefits .....	46	47	48
21.0 Travel and transportation of things .....	10	10	10
22.0 Transportation of things .....	4	4	4
23.1 Rental payments to GSA .....	12	12	12
23.3 Communications, utilities, and miscellaneous charges .....	3	3	3
24.0 Printing and reproduction .....	1	1	1
25.2 Other services .....	6	9	5
25.3 Other purchases of goods and services from Government accounts .....	10	13	13
25.4 Operation and maintenance of facilities .....	1	1	1
25.7 Operation and maintenance of equipment .....	7	7	7
25.7 Operation and maintenance of equipment .....	4	6	.....
26.0 Supplies and materials .....	3	3	3
31.0 Equipment .....	6	5	3
41.0 Grants, subsidies, and contributions .....	8	8	8
99.0 Direct obligations .....	273	285	280
99.0 Reimbursable obligations .....	1	2	2
99.9 Total new obligations .....	274	287	282

Personnel Summary

Identification code 16-1200-0-1-554	2004 actual	2005 est.	2006 est.
Direct:			
1001 Total compensable workyears: Civilian full-time equivalent employment .....	2,172	2,187	2,187

BUREAU OF LABOR STATISTICS

Federal Funds

General and special funds:

SALARIES AND EXPENSES

For necessary expenses for the Bureau of Labor Statistics, including advances or reimbursements to State, Federal, and local agencies and their employees for services rendered, **[\$455,045,000]** \$464,678,000, together with not to exceed **[\$78,473,000]** \$77,845,000, which may be expended from the Employment Security Administration Account in the Unemployment Trust Fund, of which \$5,000,000 may be used to fund the mass layoff statistics program under section 15 of the Wagner-Peyser Act (29 U.S.C. 491-2). (Department of Labor Appropriations Act, 2005.)

Program and Financing (in millions of dollars)

Identification code 16-0200-0-1-505	2004 actual	2005 est.	2006 est.
Obligations by program activity:			
00.01 Labor force statistics .....	235	241	245
00.02 Prices and cost of living .....	166	169	175
00.03 Compensation and working conditions .....	78	79	82
00.04 Productivity and technology .....	10	10	11
00.06 Executive direction and staff services .....	29	30	30
09.01 Reimbursable program .....	6	5	6
10.00 Total new obligations .....	524	534	549
Budgetary resources available for obligation:			
22.00 New budget authority (gross) .....	524	534	549
23.95 Total new obligations .....	-524	-534	-549
New budget authority (gross), detail:			
Discretionary:			
40.00 Appropriation .....	447	455	465
40.35 Appropriation permanently reduced .....	-3	-4	.....
43.00 Appropriation (total discretionary) .....	444	451	465
68.00 Spending authority from offsetting collections: Offsetting collections (cash) .....	80	83	84
70.00 Total new budget authority (gross) .....	524	534	549
Change in obligated balances:			
72.40 Obligated balance, start of year .....	58	67	61
73.10 Total new obligations .....	524	534	549
73.20 Total outlays (gross) .....	-510	-540	-546
73.40 Adjustments in expired accounts (net) .....	-5	.....	.....
74.40 Obligated balance, end of year .....	67	61	64
Outlays (gross), detail:			
86.90 Outlays from new discretionary authority .....	466	481	494
86.93 Outlays from discretionary balances .....	44	59	52
87.00 Total outlays (gross) .....	510	540	546
Offsets:			
Against gross budget authority and outlays:			
88.00 Offsetting collections (cash) from: Federal sources	-82	-83	-84
Against gross budget authority only:			
88.96 Portion of offsetting collections (cash) credited to expired accounts .....	2	.....	.....
Net budget authority and outlays:			
89.00 Budget authority .....	444	451	465
90.00 Outlays .....	430	457	462

**Performance Metrics**

Identification code 16-0200-0-1-505	2004 actual	2005 est.	2006 est.
Bureau of Labor Statistics:			
32601 Number of data series converted from outdated to up-to-date current industrial classification system. (Baseline is zero for 2001.)	8	9	12
32602 Customer satisfaction with BLS data and assistance. (Baseline is 74 for 2001. Scale is 0-100, using the American Customer Satisfaction Index.)	82	75	
32607 Cost per transaction of Internet Data Collection Facility.	\$6.13	\$3.32	\$3.24

**Labor force statistics.**—Publishes monthly estimates of the labor force, employment, unemployment, and earnings for the Nation, States, and local areas. Makes studies of the labor force. Publishes data on covered employment and wages, by industry. Provides economic projections, including changes in the level and structure of the economy, as well as employment projections by industry and by occupational category.

Labor force statistics (selected items):	2004 actual	2005 est.	2006 est.
Covered employment and wages for NAICS industries (quarterly series)	2,079,977	2,079,977	2,079,977
Employment and unemployment estimates for States and local areas (monthly and annual series)	90,558	94,432	94,692
Occupational employment statistics (annual series)	71,723	71,700	71,700
Industry projections (2 yr. cycle)	92	N/A	100
Occupational Outlook Handbook statements (2 yr. cycle)	150	N/A	150

**Prices and cost of living.**—Publishes the Consumer Price Index (CPI), the Producer Price Index, U.S. Import and Export Price Indexes, estimates of consumers' expenditures, and studies of price change.

	2004 actual	2005 est.	2006 est.
Consumer price indexes published (monthly)	5,400	5,400	5,400
Percentage of CPI statistics released on schedule	100%	100%	100%
Producer price indexes published (monthly)	7,685	7,685	7,685
International prices and price indexes:			
(a) Sample units initiated (annually)	3,400	3,400	3,400
(b) Price quotations collected (monthly)	23,000	23,000	23,000

**Compensation and working conditions.**—Publishes data on employee compensation, including information on wages, salaries, and employer-provided benefits, by occupation for major labor markets and industries. Publishes information on collective bargaining. Compiles annual information to estimate the incidence and number of work-related injuries, illnesses, and fatalities.

Compensation and working conditions (major items):	2004 actual	2005 est.	2006 est.
Employment cost index—number of schedules	16,800	18,000	18,000
Occupational safety and health—number of schedules	200,000	200,000	200,000
Federal pay reform—number of schedules	32,400	33,600	33,600

**Productivity and technology.**—Publishes trends in productivity and costs for major economic sectors and detailed industries. Also analyzes trends in order to examine the factors underlying productivity change. Publishes international comparisons of productivity, labor force and unemployment, and hourly compensation costs.

	2004 actual	2005 est.	2006 est.
Studies, articles, and special reports	29	29	29
Series maintained	3,110	3,135	3,151

**Executive direction and staff services.**—Provides planning and policy for the Bureau of Labor Statistics, operates the information technology, coordinates research, and publishes data and reports for government and public use.

**Object Classification** (in millions of dollars)

Identification code 16-0200-0-1-505	2004 actual	2005 est.	2006 est.
Direct obligations:			
Personnel compensation:			
11.1 Full-time permanent	156	162	167
11.3 Other than full-time permanent	9	9	9
11.5 Other personnel compensation	4	4	4

11.9 Total personnel compensation	169	175	180
12.1 Civilian personnel benefits	40	41	42
21.0 Travel and transportation of persons	6	7	7
23.1 Rental payments to GSA	31	31	33
23.3 Communications, utilities, and miscellaneous charges	7	9	9
24.0 Printing and reproduction	2	2	2
25.2 Other services	16	19	20
25.3 Other purchases of goods and services from Government accounts	92	98	100
25.5 Research and development contracts	13	11	13
25.7 Operation and maintenance of equipment	51	41	42
26.0 Supplies and materials	1	2	2
31.0 Equipment	10	10	10
41.0 Grants, subsidies, and contributions	80	83	83
99.0 Direct obligations	518	529	543
99.0 Reimbursable obligations	6	5	6
99.9 Total new obligations	524	534	549

**Personnel Summary**

Identification code 16-0200-0-1-505	2004 actual	2005 est.	2006 est.
Direct:			
1001 Total compensable workyears: Civilian full-time equivalent employment	2,427	2,445	2,445
Reimbursable:			
2001 Total compensable workyears: Civilian full-time equivalent employment	16	30	30

**DEPARTMENTAL MANAGEMENT**

**Federal Funds**

**General and special funds:**

**SALARIES AND EXPENSES**

For necessary expenses for Departmental Management, including the hire of three sedans, [and including the management or operation, through contracts, grants or other arrangements of Departmental activities conducted by or through the Bureau of International Labor Affairs, including bilateral and multilateral technical assistance and other international labor activities, \$323,108,000] \$244,112,000, of which [ \$7,000,000] \$6,944,000, to remain available until September 30, [2006] 2007, is for Frances Perkins Building Security Enhancements, and [\$30,000,000] \$29,760,000 is for the acquisition of Departmental information technology, architecture, infrastructure, equipment, software and related needs, which will be allocated by the Department's Chief Information Officer in accordance with the Department's capital investment management process to assure a sound investment strategy; together with not to exceed [\$314,000] \$311,000, which may be expended from the Employment Security Administration Account in the Unemployment Trust Fund: *Provided*, That no funds made available by this Act may be used by the Solicitor of Labor to participate in a review in any United States court of appeals of any decision made by the Benefits Review Board under section 21 of the Longshore and Harbor Workers' Compensation Act (33 U.S.C. 921) where such participation is precluded by the decision of the United States Supreme Court in Director, Office of Workers' Compensation Programs v. Newport News Shipbuilding, 115 S. Ct. 1278 (1995), notwithstanding any provisions to the contrary contained in Rule 15 of the Federal Rules of Appellate Procedure: *Provided further*, That no funds made available by this Act may be used by the Secretary of Labor to review a decision under the Longshore and Harbor Workers' Compensation Act (33 U.S.C. 901 et seq.) that has been appealed and that has been pending before the Benefits Review Board for more than 12 months: *Provided further*, That any such decision pending a review by the Benefits Review Board for more than 1 year shall be considered affirmed by the Benefits Review Board on the 1-year anniversary of the filing of the appeal, and shall be considered the final order of the Board for purposes of obtaining a review in the United States courts of appeals: *Provided further*, That these provisions shall not be applicable to the review or appeal of any decision issued under the Black Lung Benefits Act (30 U.S.C. 901 et seq.). (*Department of Labor Appropriations Act, 2005.*)

## General and special funds—Continued

## SALARIES AND EXPENSES—Continued

## Program and Financing (in millions of dollars)

Identification code 16-0165-0-1-505	2004 actual	2005 est.	2006 est.
<b>Obligations by program activity:</b>			
00.01 Program direction and support .....	29	27	30
00.02 Legal services .....	88	87	90
00.03 International labor affairs .....	152	93	12
00.04 Administration and management .....	32	32	33
00.05 Adjudication .....	43	42	44
00.07 Women's bureau .....	9	9	10
00.08 Civil rights .....	6	6	6
00.09 Chief Financial Officer .....	5	5	5
00.10 Information technology activities .....	48	30	30
00.11 Management crosscut .....	5	5	2
00.13 FPB Security Enhancements .....	7	7	7
09.01 Reimbursable program .....	19	9	8
10.00 Total new obligations .....	436	352	277
<b>Budgetary resources available for obligation:</b>			
21.40 Unobligated balance carried forward, start of year .....	36		1
22.00 New budget authority (gross) .....	396	353	277
22.22 Unobligated balance transferred from other accounts .....	5		
23.90 Total budgetary resources available for obligation .....	437	353	278
23.95 Total new obligations .....	-436	-352	-277
23.98 Unobligated balance expiring or withdrawn .....	-1		
24.40 Unobligated balance carried forward, end of year .....		1	1
<b>New budget authority (gross), detail:</b>			
Discretionary:			
40.00 Appropriation .....	353	323	244
40.35 Appropriation permanently reduced .....	-3	-3	
43.00 Appropriation (total discretionary) .....	350	320	244
Spending authority from offsetting collections:			
68.00 Offsetting collections (cash) .....	44	33	33
68.10 Change in uncollected customer payments from Federal sources (unexpired) .....	2		
68.90 Spending authority from offsetting collections (total discretionary) .....	46	33	33
70.00 Total new budget authority (gross) .....	396	353	277
<b>Change in obligated balances:</b>			
72.40 Obligated balance, start of year .....	363	419	379
73.10 Total new obligations .....	436	352	277
73.20 Total outlays (gross) .....	-381	-392	-307
73.40 Adjustments in expired accounts (net) .....	-1		
74.00 Change in uncollected customer payments from Federal sources (unexpired) .....	-2		
74.10 Change in uncollected customer payments from Federal sources (expired) .....	4		
74.40 Obligated balance, end of year .....	419	379	349
<b>Outlays (gross), detail:</b>			
86.90 Outlays from new discretionary authority .....	242	295	233
86.93 Outlays from discretionary balances .....	139	97	74
87.00 Total outlays (gross) .....	381	392	307
<b>Offsets:</b>			
Against gross budget authority and outlays:			
Offsetting collections (cash) from:			
88.00 Federal sources .....	-49	-33	-33
88.40 Non-Federal sources .....	-1		
88.90 Total, offsetting collections (cash) .....	-50	-33	-33
Against gross budget authority only:			
88.95 Change in uncollected customer payments from Federal sources (unexpired) .....	-2		
88.96 Portion of offsetting collections (cash) credited to expired accounts .....	6		
<b>Net budget authority and outlays:</b>			
89.00 Budget authority .....	350	320	244
90.00 Outlays .....	331	359	274

*Program direction and support.*—Provides leadership and direction for all programs and functions assigned to the Department. Provides guidance for the development and implementation of governmental policy to protect and promote the interests of the American worker, achieving better employment and earnings, promoting productivity and economic growth, safety, equity and affirmative action in employment, and collecting and analyzing statistics on the labor force.

*Legal services.*—Provides the Secretary of Labor and Departmental program officials with the legal services required to accomplish the Department's mission. The major services include litigating cases, providing assistance to the Department of Justice in case preparation and trials, reviewing rules, orders and written interpretations and opinions for DOL program agencies and the public, and coordinating the Department's legislative program. A provision is included to fund legal services associated with extraordinary case enforcement activities.

*International labor affairs.*—Supports the President's international labor agenda and coordinates the international activities for the Department of Labor. Activities include coordination with other U.S. government agencies, intergovernmental organizations, and non-governmental organizations, as well as meeting the requirements of the Government Performance and Results Act (GPRA).

*Administration and management.*—Exercises leadership in all Departmental administrative and management programs and services and ensures efficient and effective operation of Departmental programs; provides policy guidance on matters of personnel management, information resource management and procurement; and provides for consistent and constructive internal labor-management relations throughout the Department.

*Adjudication.*—Conducts formal hearings and renders timely decisions on claims filed under the Black Lung Benefits Act, the Longshore and Harbor Workers' Compensation Act and its extensions, the Federal Employees' Compensation Act and other acts involving complaints to determine violations of minimum wage requirements, overtime payments, health and safety regulations and unfair labor practices.

*Women's bureau.*—Promotes the interests of wage earning women, and seeks to improve their working conditions and advance their opportunities for profitable employment.

*Civil rights.*—Ensures full compliance with Title VI of the Civil Rights Act of 1964 and other regulatory nondiscrimination provisions in programs receiving financial assistance from the Department of Labor and promotes equal opportunity in these programs and activities; and ensures equal employment opportunity to all DOL employees and applicants for employment.

*Chief financial officer.*—Responsible for developing comprehensive accounting and financial management policies; assuring that all DOL financial functions conform to applicable standards; providing leadership and coordination to DOL agencies' trust and benefit fund financial actions; monitoring the financial execution of the budget in relation to actual expenditures; enhancing the level of knowledge and skills of Departmental staff working in financial management operations; and managing a comprehensive training program for budget, accounting, and financial support staff.

*Information technology activities.*—This activity represents a permanent, centralized IT investment fund for the Department of Labor (DOL) managed by the Chief Information Officer (CIO). As required by the Clinger Cohen Act, in 1996, the Department established a Chief Information Officer accountable for IT management in the DOL, and implemented an IT Capital Investment Management process for selecting, controlling, and evaluating IT investments. The Department established a baseline of existing information technologies and

provides a target environment as a framework for future information technology investments.

**Management Crosscut.**—This activity addresses major management issues facing all DOL agencies including those in the President's Management Agenda.

**FPB Security Enhancements.**—Resources to address structural security needs for the Department's main building in Washington, D.C.

**Object Classification** (in millions of dollars)

Identification code 16-0165-0-1-505	2004 actual	2005 est.	2006 est.
<b>Direct obligations:</b>			
<b>Personnel compensation:</b>			
11.1 Full-time permanent .....	128	123	128
11.3 Other than full-time permanent .....	1	1	1
11.5 Other personnel compensation .....	3	2	3
11.9 Total personnel compensation .....	132	126	132
12.1 Civilian personnel benefits .....	29	27	25
21.0 Travel and transportation of persons .....	4	3	1
23.1 Rental payments to GSA .....	16	17	18
23.3 Communications, utilities, and miscellaneous charges .....	4	2	2
25.1 Advisory and assistance services .....	9	15	8
25.2 Other services .....	30	28	15
25.3 Other purchases of goods and services from Government accounts .....	33	24	17
25.7 Operation and maintenance of equipment .....	26	19	15
26.0 Supplies and materials .....	3	1	1
31.0 Equipment .....	21	9	10
41.0 Grants, subsidies, and contributions .....	110	72	25
99.0 Direct obligations .....	417	343	269
99.0 Reimbursable obligations .....	19	9	8
99.9 Total new obligations .....	436	352	277

**Personnel Summary**

Identification code 16-0165-0-1-505	2004 actual	2005 est.	2006 est.
<b>Direct:</b>			
1001 Total compensable workyears: Civilian full-time equivalent employment .....	1,475	1,403	1,402
<b>Reimbursable:</b>			
2001 Total compensable workyears: Civilian full-time equivalent employment .....	21	17	17

**OFFICE OF DISABILITY EMPLOYMENT POLICY**

**SALARIES AND EXPENSES**

For necessary expenses for the Office of Disability Employment Policy to provide leadership, develop policy and initiatives, and award grants furthering the objective of eliminating barriers to the training and employment of people with disabilities, **[\$47,555,000]** \$27,934,000. (Department of Labor Appropriations Act, 2005.)

**Program and Financing** (in millions of dollars)

Identification code 16-0166-0-1-505	2004 actual	2005 est.	2006 est.
<b>Obligations by program activity:</b>			
00.01 Office of Disability Employment Policy .....	47	47	28
10.00 Total new obligations .....	47	47	28
<b>Budgetary resources available for obligation:</b>			
22.00 New budget authority (gross) .....	47	47	28
23.95 Total new obligations .....	-47	-47	-28
<b>New budget authority (gross), detail:</b>			
<b>Discretionary:</b>			
40.00 Appropriation .....	47	47	28
<b>Change in obligated balances:</b>			
72.40 Obligated balance, start of year .....	54	58	59
73.10 Total new obligations .....	47	47	28
73.20 Total outlays (gross) .....	-43	-46	-42

74.40 Obligated balance, end of year .....	58	59	45
<b>Outlays (gross), detail:</b>			
86.90 Outlays from new discretionary authority .....	9	12	7
86.93 Outlays from discretionary balances .....	34	34	35
87.00 Total outlays (gross) .....	43	46	42
<b>Offsets:</b>			
<b>Against gross budget authority and outlays:</b>			
88.00 Offsetting collections (cash) from: Federal sources .....	-1		
<b>Against gross budget authority only:</b>			
88.96 Portion of offsetting collections (cash) credited to expired accounts .....	1		
<b>Net budget authority and outlays:</b>			
89.00 Budget authority .....	47	47	28
90.00 Outlays .....	43	46	42

**Office of Disability Employment Policy.**—This office provides leadership to eliminate employment barriers to people with disabilities. It works within DOL and in collaboration with other Federal agencies to develop and implement research and pilot projects that examine specific areas of policy inquiry in employment, training, retraining, retention, and employment support services. ODEP derives effective evidence-based strategies from these activities, which are disseminated to other agencies that facilitate their implementation. Research and development activities inform future policy development direction and the office's continual building of effective strategies to increase the workforce participation by people with disabilities.

The Office of Disability Employment Policy brings a heightened and permanent long-term focus on increasing employment of persons with disabilities. The office achieves this goal using policy analysis, development, technical assistance, dissemination of effective practices, and employer outreach. Funding is used to develop, identify, test, evaluate and disseminate policies and strategies designed to increase the number of youth and adults with disabilities who enter, re-enter, remain, and are promoted in the workforce.

**Object Classification** (in millions of dollars)

Identification code 16-0166-0-1-505	2004 actual	2005 est.	2006 est.
11.1 Personnel compensation: Full-time permanent .....	5	6	6
12.1 Civilian personnel benefits .....	1	1	1
21.0 Travel and transportation of persons .....			1
23.1 Rental payments to GSA .....	1	1	2
25.2 Other services .....	7	11	7
25.3 Other purchases of goods and services from Government accounts .....	1	1	1
41.0 Grants, subsidies, and contributions .....	32	27	10
99.9 Total new obligations .....	47	47	28

**Personnel Summary**

Identification code 16-0166-0-1-505	2004 actual	2005 est.	2006 est.
<b>Direct:</b>			
1001 Total compensable workyears: Civilian full-time equivalent employment .....	54	60	59

**OFFICE OF INSPECTOR GENERAL**

For salaries and expenses of the Office of Inspector General in carrying out the provisions of the Inspector General Act of 1978, as amended, **[\$64,029,000]** \$65,211,000, together with not to exceed **[\$5,561,000]** \$5,608,000, which may be expended from the Employment Security Administration Account in the Unemployment Trust Fund. (Department of Labor Appropriations Act, 2005.)

**General and special funds—Continued**

OFFICE OF INSPECTOR GENERAL—Continued

**Program and Financing** (in millions of dollars)

Identification code 16-0106-0-1-505	2004 actual	2005 est.	2006 est.
<b>Obligations by program activity:</b>			
00.01 Program and Trust Funds .....	66	69	71
09.01 Reimbursable program .....		2	2
10.00 Total new obligations .....	66	71	73
<b>Budgetary resources available for obligation:</b>			
22.00 New budget authority (gross) .....	66	69	71
23.95 Total new obligations .....	-66	-71	-73
<b>New budget authority (gross), detail:</b>			
Discretionary:			
40.00 Appropriation (Program Activities) .....	60	64	65
40.35 Appropriation permanently reduced .....		-1	
43.00 Appropriation (total discretionary) .....	60	63	65
68.00 Spending authority from offsetting collections: Offsetting collections (cash) (Trust Fund) .....	6	6	6
70.00 Total new budget authority (gross) .....	66	69	71
<b>Change in obligated balances:</b>			
72.40 Obligated balance, start of year .....	9	9	19
73.10 Total new obligations .....	66	71	73
73.20 Total outlays (gross) .....	-65	-61	-71
73.40 Adjustments in expired accounts (net) .....	-1		
74.40 Obligated balance, end of year .....	9	19	21
<b>Outlays (gross), detail:</b>			
86.90 Outlays from new discretionary authority .....	59	61	63
86.93 Outlays from discretionary balances .....	6		8
87.00 Total outlays (gross) .....	65	61	71
<b>Offsets:</b>			
Against gross budget authority and outlays:			
88.00 Offsetting collections (cash) from: Federal sources (Trust Funds) .....	-6	-6	-6
<b>Net budget authority and outlays:</b>			
89.00 Budget authority .....	60	63	65
90.00 Outlays .....	58	55	65

*Program activities.*—Program activities within the Office of Inspector General (OIG) include audit, program fraud, labor racketeering, evaluations, inspections and special investigations of program activities, and executive direction and management. The Office of Audit performs audits of the Department's financial statements, programs, activities, and systems to determine whether information is reliable, controls are in place, resources are safeguarded, funds are expended in a manner consistent with laws and regulations and managed economically and efficiently, and desired program results are achieved. The Office of Labor Racketeering and Fraud Investigations (OLRFI) administers an investigative program to detect and deter fraud, waste and abuse in Departmental programs; and to identify and reduce labor racketeering and corruption in employee benefit plans, labor management relations, and internal union affairs. The OIG also conducts DOL program evaluations, special reviews and inspections; analyzes complaints involving DOL programs, operations, or functions; and provides strategic planning and Congressional liaison services. The OIG carries out executive direction and management activities which include: management, legal counsel, administrative support, information technology, procurement, personnel, and financial functions. The OIG also provides technical assistance to DOL program agencies.

In lieu of traditional single claimant cases in the FECA and UI programs, the OIG has shifted its investigative focus to more complex and higher-impact fraud schemes involving

multiple defendants in the UI program and in the Department's foreign labor certification programs. These cases have yielded substantial results, however, the increased complexity of the cases affects the number of cases the Department expects to close in 2005 and 2006.

	2004 actual	2005 est.	2006 est.
Audit and Evaluation Reports Issued .....	112	107	101
Investigative Cases Opened .....	463	490	515
Investigative Cases Closed .....	451	371	500

**Object Classification** (in millions of dollars)

Identification code 16-0106-0-1-505	2004 actual	2005 est.	2006 est.
<b>Direct obligations:</b>			
Personnel compensation:			
11.1 Full-time permanent .....	33	35	35
11.5 Other personnel compensation .....	3	4	5
11.9 Total personnel compensation .....	36	39	40
12.1 Civilian personnel benefits .....	10	9	9
21.0 Travel and transportation of persons .....	3	4	4
23.1 Rental payments to GSA .....	4	5	5
23.3 Communications, utilities, and miscellaneous charges .....	1	1	1
25.2 Other services .....	7	6	7
25.3 Other purchases of goods and services from Government accounts .....	4	4	4
31.0 Equipment .....	1	1	1
99.0 Direct obligations .....	66	69	71
99.0 Reimbursable obligations .....		2	2
99.9 Total new obligations .....	66	71	73

**Personnel Summary**

Identification code 16-0106-0-1-505	2004 actual	2005 est.	2006 est.
<b>Direct:</b>			
1001 Total compensable workyears: Civilian full-time equivalent employment .....	435	468	468

**VETERANS EMPLOYMENT AND TRAINING**

Not to exceed **[\$195,098,000]** \$194,834,000 may be derived from the Employment Security Administration Account in the Unemployment Trust Fund to carry out the provisions of 38 U.S.C. 4100-4110A, 4212, 4214] 4113, 4211-4215, and 4321-4327, and Public Law 103-353, and which shall be available for obligation by the States through December 31, [2005] 2006, of which **[\$2,000,000]** \$1,984,000 is for the National Veterans' Employment and Training Services Institute. To carry out the Homeless Veterans Reintegration Programs (38 U.S.C. 2021) and the Veterans Workforce Investment Programs (29 U.S.C. 2913), **[\$29,550,000]** \$29,500,000, of which **[\$8,550,000]** \$7,500,000 shall be available for obligation for the period July 1, [2005] 2006 through June 30, [2006] 2007. (Department of Labor Appropriations Act, 2005.)

**Program and Financing** (in millions of dollars)

Identification code 16-0164-0-1-702	2004 actual	2005 est.	2006 est.
<b>Obligations by program activity:</b>			
00.03 State administration grants .....	156	161	162
00.04 Administration .....	30	30	30
00.05 National Veterans' Training Institute .....	2	2	2
00.06 Homeless veterans program .....	19	21	22
00.07 Veterans workforce investment program .....	7	8	8
10.00 Total new obligations .....	214	222	224
<b>Budgetary resources available for obligation:</b>			
21.40 Unobligated balance carried forward, start of year .....		4	4
22.00 New budget authority (gross) .....	219	222	224
23.90 Total budgetary resources available for obligation .....	219	226	228
23.95 Total new obligations .....	-214	-222	-224
23.98 Unobligated balance expiring or withdrawn .....	-1		
24.40 Unobligated balance carried forward, end of year .....	4	4	4

<b>New budget authority (gross), detail:</b>				
Discretionary:				
40.00	Appropriation .....	27	29	30
68.00	Spending authority from offsetting collections: Offsetting collections (cash) .....	192	193	194
70.00	Total new budget authority (gross) .....	219	222	224
<b>Change in obligated balances:</b>				
72.40	Obligated balance, start of year .....	55	58	60
73.10	Total new obligations .....	214	222	224
73.20	Total outlays (gross) .....	-211	-220	-223
74.40	Obligated balance, end of year .....	58	60	61
<b>Outlays (gross), detail:</b>				
86.90	Outlays from new discretionary authority .....	172	179	180
86.93	Outlays from discretionary balances .....	39	41	43
87.00	Total outlays (gross) .....	211	220	223
<b>Offsets:</b>				
Against gross budget authority and outlays:				
88.00	Offsetting collections (cash) from: Trust fund sources .....	-192	-193	-194
<b>Net budget authority and outlays:</b>				
89.00	Budget authority .....	27	29	30
90.00	Outlays .....	19	27	29

**State administration.**—The Disabled Veterans' Outreach Program specialists provide intensive services to meet the employment needs of eligible veterans, with the maximum emphasis in meeting the employment needs of economically or educationally disadvantaged veterans. Priority of service is given to special disabled veterans, other disabled veterans and other eligible veterans as determined by taking into account applicable rates of unemployment and the employment emphases set forth in chapter 42 of Title 38 USCS subsection 4102 et seq.

Local Veterans' Employment Representatives conduct outreach to employers to assist veterans in gaining employment, including conducting seminars for employers and, in conjunction with employers, conducting job search workshops and establishing job search groups; and facilitate employment, training, and placement services furnished to veterans in a State under the applicable State employment service delivery system. In addition, each Local Veterans' Employment Representative is administratively responsible to the manager of the employment service delivery system and shall provide reports to the manager of such office and to the Director for Veterans' Employment and Training for the State regarding compliance with Federal law and regulations with respect to special services and priorities for eligible veterans and eligible persons.

**Administration.**—Identifies policies and programs to serve and meet employment and training needs of veterans. Evaluates job training and employment assistance services to veterans and provides technical assistance to States to ensure they meet negotiated performance goals. Works with States to provide incentive awards for outstanding performance. Coordinates a Transition Assistance Program with the Departments of Defense, Veterans Affairs and Homeland Security. That program is carried out worldwide and ensures the provision of labor-market and employment-related information and other services to military service members separating from active duty to expedite and facilitate their transition from military to civilian employment. Administers programs designed to help homeless veterans become gainfully employed and to help veterans with service-connected disabilities and others with significant employment barriers obtain training and employment assistance. Administers a national program designed to raise awareness among employers on the benefits of hiring veterans. Provides information and investigates complaints to help veterans, reservists and members of the Na-

tional Guard obtain employment and reemployment rights, including helping veterans obtain veterans' preference in Federal employment.

**National Veterans Employment and Training Services Institute.**—Ensures universality of service by providing competency-based training on the core programs of the agency to Federal and State providers of services to veterans.

**Homeless veterans reintegration program.**—Provides grants to States or other public entities and non-profits, including faith-based organizations, to operate employment programs to reach out to homeless veterans and help them become employed. Coordinates with the Departments of Veterans Affairs and Housing and Urban Development to promote multi-agency-funded programs and integration of the different services needed by homeless veterans. Grants are provided for both urban and rural areas.

**Veterans workforce investment program.**—Provides competitive grants geared toward training, retraining and employment opportunities for veterans in high-skill occupations, and to meet employer demands.

<b>Object Classification</b> (in millions of dollars)				
Identification code 16-0164-0-1-702		2004 actual	2005 est.	2006 est.
Direct obligations:				
11.1	Personnel compensation: Full-time permanent .....	16	17	17
12.1	Civilian personnel benefits .....	4	5	5
21.0	Travel and transportation of persons .....	1	1	1
23.1	Rental payments to GSA .....	1	1	1
23.3	Communications, utilities, and miscellaneous charges .....	1	3	3
25.2	Other services .....	2	2	2
25.3	Other purchases of goods and services from Government accounts .....	3	2	2
41.0	Grants, subsidies, and contributions .....	184	189	192
99.0	Direct obligations .....	212	220	223
99.5	Below reporting threshold .....	2	2	1
99.9	Total new obligations .....	214	222	224

<b>Personnel Summary</b>				
Identification code 16-0164-0-1-702		2004 actual	2005 est.	2006 est.
Direct:				
1001	Total compensable workyears: Civilian full-time equivalent employment .....	230	250	250

**Intragovernmental funds:**

**WORKING CAPITAL FUND**

For the acquisition of a new core accounting system for the Department of Labor, including hardware and software infrastructure and the costs associated with implementation thereof, **[\$10,000,000]** \$6,230,000. (Department of Labor Appropriations Act, 2005.)

<b>Program and Financing</b> (in millions of dollars)				
Identification code 16-4601-0-4-505		2004 actual	2005 est.	2006 est.
<b>Obligations by program activity:</b>				
09.01	Financial and administrative services .....	94	102	94
09.02	Field services .....	34	36	37
09.04	Human resources services .....	10	10	11
09.05	Telecommunications .....	19	21	21
09.06	Investment in reinvention fund .....	1	1	1
09.07	Non-DOL reimbursements .....	1	1	1
10.00	Total new obligations .....	158	171	164
<b>Budgetary resources available for obligation:</b>				
21.40	Unobligated balance carried forward, start of year .....	4	4	4
22.00	New budget authority (gross) .....	153	171	164
22.10	Resources available from recoveries of prior year obligations .....	5		
23.90	Total budgetary resources available for obligation .....	162	175	168

**Intragovernmental funds—Continued**

**WORKING CAPITAL FUND—Continued**

**Program and Financing (in millions of dollars)—Continued**

Identification code 16-4601-0-4-505	2004 actual	2005 est.	2006 est.
23.95 Total new obligations .....	-158	-171	-164
24.40 Unobligated balance carried forward, end of year .....	4	4	4
<b>New budget authority (gross), detail:</b>			
Discretionary:			
40.00 Appropriation .....	14	10	6
Mandatory:			
63.00 Reappropriation .....	3	3	
Spending authority from offsetting collections:			
Discretionary:			
68.00 Offsetting collections (cash) .....	137	158	158
68.10 Change in uncollected customer payments from Federal sources (unexpired) .....	-1		
68.90 Spending authority from offsetting collections (total discretionary) .....	136	158	158
70.00 Total new budget authority (gross) .....	153	171	164
<b>Change in obligated balances:</b>			
72.40 Obligated balance, start of year .....	20	37	46
73.10 Total new obligations .....	158	171	164
73.20 Total outlays (gross) .....	-137	-162	-164
73.45 Recoveries of prior year obligations .....	-5		
74.00 Change in uncollected customer payments from Federal sources (unexpired) .....	1		
74.40 Obligated balance, end of year .....	37	46	46
<b>Outlays (gross), detail:</b>			
86.90 Outlays from new discretionary authority .....	123	149	148
86.93 Outlays from discretionary balances .....	11	10	16
86.97 Outlays from new mandatory authority .....	3	3	
87.00 Total outlays (gross) .....	137	162	164
<b>Offsets:</b>			
Against gross budget authority and outlays:			
88.00 Offsetting collections (cash) from: Federal sources .....	-137	-158	-158
Against gross budget authority only:			
88.95 Change in uncollected customer payments from Federal sources (unexpired) .....	1		
<b>Net budget authority and outlays:</b>			
89.00 Budget authority .....	17	13	6
90.00 Outlays .....		4	6

*Financial and administrative services.*—Provides support for financial systems on a Department-wide basis, financial services primarily for DOL national office staff, cost determination activities, maintenance of Departmental host computer systems, procurement and contract services, safety and health services, maintenance and operation of the Frances Perkins Building and general administrative support in the following areas: space and telecommunications, property and supplies, printing and reproduction and energy management.

*Field services.*—Provides full range of administrative and technical services to all agencies of the Department located in its regional and field offices. These services are primarily in the personnel, financial, information technology and general administrative areas.

*Human resources services.*—Provides guidance to DOL agencies in Senior Executive Service resource management and in the management of Schedule "C" and expert and consultant services, development and administration of Departmental programs for personnel security and financial disclosure, direct staffing and position management services, and benefits counseling and services to DOL employees.

*Telecommunications.*—Provides for departmental telecommunications payments to the General Services Administration.

*Investment in reinvention fund.*—Finances agency reinvention projects in order to achieve savings and streamline work processes. The fund is self-sustaining, with agencies paying back the initial investment with savings generated through implementation of efficiencies and reinvention initiatives.

*Non-DOL reimbursements.*—Provides for services rendered to any entity or person for use of Departmental facilities and services, including associated utilities and security services, including support for regional consolidated administrative support unit activities. The income received from non-DOL agencies and organizations funds in full the costs of all services provided. This income is credited to and merged with other income received by the Working Capital Fund.

*Financing.*—The Working Capital Fund is funded by the agencies and organizations for which centralized services are performed at rates that return in full all expenses of operation, including reserves for accrued annual leave and depreciation of equipment.

**Object Classification (in millions of dollars)**

Identification code 16-4601-0-4-505	2004 actual	2005 est.	2006 est.
Personnel compensation:			
11.1 Full-time permanent .....	43	45	51
11.5 Other personnel compensation .....	3	1	1
11.9 Total personnel compensation .....	46	46	52
12.1 Civilian personnel benefits .....	16	17	18
21.0 Travel and transportation of persons .....	1	1	1
23.1 Rental payments to GSA .....	8	11	9
23.3 Communications, utilities, and miscellaneous charges .....	25	26	25
25.1 Advisory and assistance services .....	7	5	4
25.2 Other services .....	23	25	17
25.3 Other purchases of goods and services from Government accounts .....	5	3	3
25.4 Operation and maintenance of facilities .....	9	13	11
25.7 Operation and maintenance of equipment .....	11	15	15
26.0 Supplies and materials .....	2	2	2
31.0 Equipment .....	5	7	7
99.9 Total new obligations .....	158	171	164

**Personnel Summary**

Identification code 16-4601-0-4-505	2004 actual	2005 est.	2006 est.
Reimbursable:			
2001 Total compensable workyears: Civilian full-time equivalent employment .....	655	686	688

**GENERAL PROVISIONS**

SEC. 101. None of the funds appropriated in this title for the Job Corps shall be used to pay the compensation of an individual, either as direct costs or any proration as an indirect cost, at a rate in excess of Executive Level II.

(TRANSFER OF FUNDS)

SEC. 102. Not to exceed 1 percent of any discretionary funds (pursuant to the Balanced Budget and Emergency Deficit Control Act of 1985, as amended) which are appropriated for the current fiscal year for the Department of Labor in this Act may be transferred between [a program, project, or activity] appropriations, but no such [program, project, or activity] appropriation shall be increased by more than 3 percent by any such transfer: *Provided*, That the Appropriations Committees of both Houses of Congress are notified at least 15 days in advance of any transfer.

SEC. 103. In accordance with Executive Order No. 13126, none of the funds appropriated or otherwise made available pursuant to this Act shall be obligated or expended for the procurement of goods mined, produced, manufactured, or harvested or services rendered, whole or in part, by forced or indentured child labor in industries and host countries already identified by the United States Department of Labor prior to enactment of this Act.

SEC. 104. There is authorized to be appropriated such sums as may be necessary to the Denali Commission through the Department



of Labor to conduct job training of the local workforce where Denali Commission projects will be constructed.

**[SEC. 105.** Not later than 45 days after the date of enactment of this Act, the Secretary of Labor shall issue a monthly transit subsidy of not less than the amount each of its employees of the National Capital Region is eligible to receive, not to exceed a maximum of \$100, as directed by Executive Order No. 13150.]

**[SEC. 106.** The Department of Labor shall submit its fiscal year 2006 congressional budget justifications to the Committees on Appropriations of the House of Representatives and the Senate in the format as they were prepared prior to fiscal year 2003.] (*Department of Labor Appropriations Act, 2005.*)

## TITLE V—GENERAL PROVISIONS

**SEC. 501.** The Secretaries of Labor, Health and Human Services, and Education are authorized to transfer unexpended balances of prior appropriations to accounts corresponding to current appropriations provided in this Act: *Provided*, That such transferred balances are used for the same purpose, and for the same periods of time, for which they were originally appropriated.

**SEC. 502.** No part of any appropriation contained in this Act shall remain available for obligation beyond the current fiscal year unless expressly so provided herein.

**SEC. 503.** (a) No part of any appropriation contained in this Act shall be used, other than for normal and recognized executive-legislative relationships, for publicity or propaganda purposes, for the preparation, distribution, or use of any kit, pamphlet, booklet, publication, radio, television, or video presentation designed to support or defeat legislation pending before the Congress or any State legislature, except in presentation to the Congress or any State legislature itself.

(b) No part of any appropriation contained in this Act shall be used to pay the salary or expenses of any grant or contract recipient, or agent acting for such recipient, related to any activity designed to influence legislation or appropriations pending before the Congress or any State legislature.

**SEC. 504.** The Secretaries of Labor and Education are authorized to make available not to exceed \$28,000 and \$20,000, respectively, from funds available for salaries and expenses under titles I and III, respectively, for official reception and representation expenses; the Director of the Federal Mediation and Conciliation Service is authorized to make available for official reception and representation expenses not to exceed \$5,000 from the funds available for "Salaries and expenses, Federal Mediation and Conciliation Service"; and the Chairman of the National Mediation Board is authorized to make available for official reception and representation expenses not to exceed \$5,000 from funds available for "Salaries and expenses, National Mediation Board".

**SEC. 505.** Notwithstanding any other provision of this Act, no funds appropriated under this Act shall be used to carry out any program of distributing sterile needles or syringes for the hypodermic injection of any illegal drug.

**SEC. 506.** When issuing statements, press releases, requests for proposals, bid solicitations and other documents describing projects or programs funded in whole or in part with Federal money, all grantees receiving Federal funds included in this Act, including but not limited to State and local governments and recipients of Federal research grants, shall clearly state—

(1) the percentage of the total costs of the program or project which will be financed with Federal money;

(2) the dollar amount of Federal funds for the project or program; and

(3) percentage and dollar amount of the total costs of the project or program that will be financed by non-governmental sources.

**SEC. 507.** (a) None of the funds appropriated under this Act, and none of the funds in any trust fund to which funds are appropriated under this Act, shall be expended for any abortion.

(b) None of the funds appropriated under this Act, and none of the funds in any trust fund to which funds are appropriated under this Act, shall be expended for health benefits coverage that includes coverage of abortion.

(c) The term "health benefits coverage" means the package of services covered by a managed care provider or organization pursuant to a contract or other arrangement.

**SEC. 508.** (a) The limitations established in the preceding section shall not apply to an abortion—

(1) if the pregnancy is the result of an act of rape or incest; or

(2) in the case where a woman suffers from a physical disorder, physical injury, or physical illness, including a life-endangering physical condition caused by or arising from the pregnancy itself, that would, as certified by a physician, place the woman in danger of death unless an abortion is performed.

(b) Nothing in the preceding section shall be construed as prohibiting the expenditure by a State, locality, entity, or private person of State, local, or private funds (other than a State's or locality's contribution of Medicaid matching funds).

(c) Nothing in the preceding section shall be construed as restricting the ability of any managed care provider from offering abortion coverage or the ability of a State or locality to contract separately with such a provider for such coverage with State funds (other than a State's or locality's contribution of Medicaid matching funds).

(d)(1) None of the funds made available in this Act may be made available to a Federal agency or program, or to a State or local government, if such agency, program, or government subjects any institutional or individual health care entity to discrimination on the basis that the health care entity does not provide, pay for, provide coverage of, or refer for abortions.

(2) In this subsection, the term "health care entity" includes an individual physician or other health care professional, a hospital, a provider-sponsored organization, a health maintenance organization, a health insurance plan, or any other kind of health care facility, organization, or plan.

**SEC. 509.** (a) None of the funds made available in this Act may be used for—

(1) the creation of a human embryo or embryos for research purposes; or

(2) research in which a human embryo or embryos are destroyed, discarded, or knowingly subjected to risk of injury or death greater than that allowed for research on fetuses in utero under 45 CFR 46.208(a)(2) and section 498(b) of the Public Health Service Act (42 U.S.C. 289g(b)).

(b) For purposes of this section, the term "human embryo or embryos" includes any organism, not protected as a human subject under 45 CFR 46 as of the date of the enactment of this Act, that is derived by fertilization, parthenogenesis, cloning, or any other means from one or more human gametes or human diploid cells.

**SEC. 510.** (a) None of the funds made available in this Act may be used for any activity that promotes the legalization of any drug or other substance included in schedule I of the schedules of controlled substances established by section 202 of the Controlled Substances Act (21 U.S.C. 812).

(b) The limitation in subsection (a) shall not apply when there is significant medical evidence of a therapeutic advantage to the use of such drug or other substance or that federally sponsored clinical trials are being conducted to determine therapeutic advantage.

**SEC. 511.** None of the funds made available in this Act may be obligated or expended to enter into or renew a contract with an entity if—

(1) such entity is otherwise a contractor with the United States and is subject to the requirement in section 4212(d) of title 38, United States Code, regarding submission of an annual report to the Secretary of Labor concerning employment of certain veterans; and

(2) such entity has not submitted a report as required by that section for the most recent year for which such requirement was applicable to such entity.

**SEC. 512.** None of the funds made available in this Act may be used to promulgate or adopt any final standard under section 1173(b) of the Social Security Act (42 U.S.C. 1320d-2(b)) providing for, or providing for the assignment of, a unique health identifier for an individual (except in an individual's capacity as an employer or a health care provider), until legislation is enacted specifically approving the standard.

**[SEC. 513.** None of the funds made available in this Act may be transferred to any department, agency, or instrumentality of the United States Government, except pursuant to a transfer made by, or transfer authority provided in, this Act or any other appropriation Act.]

**SEC. [514] 513.** None of the funds made available by this Act to carry out the Library Services and Technology Act may be made available to any library covered by paragraph (1) of section 224(f) of such Act (20 U.S.C. 9134(f)), as amended by the Children's Internet

Protections Act, unless such library has made the certifications required by paragraph (4) of such section.

SEC. [515] 514. None of the funds made available by this Act to carry out part D of title II of the Elementary and Secondary Education Act of 1965 may be made available to any elementary or secondary school covered by paragraph (1) of section 2441(a) of such Act (20 U.S.C. 6777(a)), as amended by the Children's Internet Protections Act and the No Child Left Behind Act, unless the local educational agency with responsibility for such covered school has made the certifications required by paragraph (2) of such section.

SEC. [516] 515. None of the funds appropriated in this Act may be used to enter into an arrangement under section 7(b)(4) of the Railroad Retirement Act of 1974 (45 U.S.C. 231f(b)(4)) with a non-governmental financial institution to serve as disbursing agent for benefits payable under the Railroad Retirement Act of 1974.

[SEC. 517. (a) None of the funds provided under this Act, or provided under previous appropriations Acts to the agencies funded by this Act that remain available for obligation or expenditure in fiscal year 2005, or provided from any accounts in the Treasury of the United States derived by the collection of fees available to the agencies funded by this Act, shall be available for obligation or expenditure through a reprogramming of funds that—

- (1) creates new programs;
- (2) eliminates a program, project, or activity;
- (3) increases funds or personnel by any means for any project or activity for which funds have been denied or restricted;
- (4) relocates an office or employees;
- (5) reorganizes or renames offices;
- (6) reorganizes programs or activities; or
- (7) contracts out or privatizes any functions or activities presently performed by Federal employees.

None of the funds made available by this Act may be reprogrammed unless the Appropriations Committees of both Houses of Congress are notified 15 days in advance of a reprogramming or announcement of intent to reprogram funds, whichever occurs earlier.

(b) None of the funds provided under this Act, or provided under previous appropriations Acts to the agencies funded by this Act that remain available for obligation or expenditure in fiscal year 2005,

or provided from any accounts in the Treasury of the United States derived by the collection of fees available to the agencies funded by this Act, shall be available for obligation or expenditure through a reprogramming of funds in excess of \$500,000 or 10 percent, whichever is less, that—

(1) augments existing programs, projects (including construction projects), or activities;

(2) reduces by 10 percent funding for any existing program, project, or activity, or numbers of personnel by 10 percent as approved by Congress; or

(3) results from any general savings from a reduction in personnel which would result in a change in existing programs, activities, or projects as approved by Congress; unless the Appropriations Committees of both Houses of Congress are notified 15 days in advance of a reprogramming or announcement of intent to reprogram funds, whichever occurs earlier.]

[SEC. 518. Notwithstanding any other provision of law or regulation, the United States Government's interest in the property at 1818 W. Northern Lights Boulevard in Anchorage, Alaska, with legal description: T13N R4W Section 25, NE¼ NW¼ Portion W135 E953 N350, Anchorage Recording District shall be conveyed to Southcentral Foundation for a replacement Head Start facility.]

[SEC. 519. (a) IN GENERAL.—Amounts made available under this Act for the administrative and related expenses for departmental management for the Department of Labor, the Department of Health and Human Services, and the Department of Education shall be reduced on a pro rata basis by \$18,000,000: *Provided*, That not later than 15 days after the enactment of this Act, the Director of the Office of Management and Budget shall report to the House and Senate Committees on Appropriations the accounts subject to the pro rata reductions and the amount to be reduced in each account.

(b) LIMITATION.—The reduction required by subsection (a) shall not apply to the Food and Drug Administration and the Indian Health Service.]

SEC. 516. *Section 1015(b) of Public Law 108-173 is amended by deleting "2005" and substituting "2006." (Departments of Labor, Health and Human Services, and Education, and Related Agencies Appropriations Act, 2005.)*