

## Calendar No. 384

107TH CONGRESS  
2D SESSION

**S. 2551**

Making supplemental appropriations for further recovery from and response to terrorist attacks on the United States for the fiscal year ending September 30, 2002, and for other purposes.

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## IN THE SENATE OF THE UNITED STATES

MAY 22, 2002

Mr. BYRD, from the Committee on Appropriations, reported the following original bill, which was read twice and placed on the calendar

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**A BILL**

Making supplemental appropriations for further recovery from and response to terrorist attacks on the United States for the fiscal year ending September 30, 2002, and for other purposes

1       *Be it enacted by the Senate and House of Representa-*  
2 *tives of the United States of America in Congress assembled,*  
3 That the following sums are appropriated, out of any  
4 money in the Treasury not otherwise appropriated, for the  
5 fiscal year ending September 30, 2002, and for other pur-  
6 poses, namely:

## 1 TITLE I—SUPPLEMENTAL APPROPRIATIONS

## 2 CHAPTER 1

## 3 DEPARTMENT OF AGRICULTURE

## 4 OFFICE OF THE SECRETARY

## 5 (INCLUDING TRANSFERS OF FUNDS)

6 For an additional amount for “Office of the Sec-  
7 retary”, \$18,000,000, to remain available until expended:

8 *Provided*, That the Secretary shall transfer these funds to  
9 the Agricultural Research Service, the Animal and Plant  
10 Health Inspection Service, the Agricultural Marketing  
11 Service, and/or the Food Safety and Inspection Service:

12 *Provided further*, That the entire amount is designated by  
13 the Congress as an emergency requirement pursuant to  
14 section 251(b)(2)(A) of the Balanced Budget and Emer-  
15 gency Deficit Control Act of 1985, as amended.

## 16 AGRICULTURAL RESEARCH SERVICE

## 17 SALARIES AND EXPENSES

18 For an additional amount for “Salaries and Ex-  
19 penses”, \$16,000,000, to remain available until September  
20 30, 2003: *Provided*, That the entire amount is designated  
21 by the Congress as an emergency requirement pursuant  
22 to section 251(b)(2)(A) of the Balanced Budget and  
23 Emergency Deficit Control Act of 1985, as amended.

## 24 BUILDINGS AND FACILITIES

25 For an additional amount for “Buildings and Facili-  
26 ties”, \$50,000,000, to remain available until expended.

1 COOPERATIVE STATE RESEARCH, EDUCATION, AND  
2 EXTENSION SERVICE  
3 EXTENSION ACTIVITIES

4 For an additional amount for “Extension Activities”,  
5 \$16,000,000, to remain available until September 30,  
6 2003: *Provided*, That the entire amount is designated by  
7 the Congress as an emergency requirement pursuant to  
8 section 251(b)(2)(A) of the Balanced Budget and Emer-  
9 gency Deficit Control Act of 1985, as amended.

10 ANIMAL AND PLANT HEALTH INSPECTION SERVICE  
11 SALARIES AND EXPENSES

12 For an additional amount for “Salaries and Ex-  
13 penses”, \$60,000,000, to remain available until September  
14 30, 2003: *Provided*, That the entire amount is designated  
15 by the Congress as an emergency requirement pursuant  
16 to section 251(b)(2)(A) of the Balanced Budget and  
17 Emergency Deficit Control Act of 1985, as amended.

18 FOOD SAFETY AND INSPECTION SERVICE

19 For an additional amount for “Food Safety and In-  
20 spection Service”, \$15,000,000, to remain available until  
21 September 30, 2003: *Provided*, That the entire amount is  
22 designated by the Congress as an emergency requirement  
23 pursuant to section 251(b)(2)(A) of the Balanced Budget  
24 and Emergency Deficit Control Act of 1985, as amended.

## 1 NATURAL RESOURCES CONSERVATION SERVICE

## 2 WATERSHED AND FLOOD PREVENTION OPERATIONS

3 For an additional amount for “Watershed and Flood  
4 Prevention Operations”, for emergency recovery oper-  
5 ations, \$100,000,000, to remain available until expended:  
6 *Provided*, That of this amount, \$27,000,000 is designated  
7 by the Congress as an emergency requirement pursuant  
8 to section 251(b)(2)(A) of the Balanced Budget and  
9 Emergency Deficit Control Act of 1985, as amended.

## 10 RURAL COMMUNITY ADVANCEMENT PROGRAM

11 For an additional amount for “Rural Community Ad-  
12 vancement Program” for emergency purposes for grants  
13 and loans as authorized by 7 U.S.C. 381E(d)(2),  
14 306(a)(14), and 306C, \$25,000,000, with up to  
15 \$5,000,000 for contracting with qualified organization(s)  
16 to conduct vulnerability assessments for rural community  
17 water systems, to remain available until expended: *Pro-*  
18 *vided*, That the entire amount is designated by the Con-  
19 gress as an emergency requirement pursuant to section  
20 251(b)(2)(A) of the Balanced Budget and Emergency  
21 Deficit Control Act of 1985, as amended.

1                                   RURAL UTILITIES SERVICE  
2                   LOCAL TELEVISION LOAN GUARANTEE PROGRAM  
3                                   ACCOUNT  
4                                   (INCLUDING RESCISSION)

5           Of funds made available under this heading for the  
6 cost of guaranteed loans, including the cost of modifying  
7 loans as defined in section 502 of the Congressional Budg-  
8 et Act of 1974, \$20,000,000 are rescinded.

9           For an additional amount for “Local Television Loan  
10 Guarantee Program Account”, \$20,000,000, to remain  
11 available until expended.

12                                   FOOD AND NUTRITION SERVICE  
13                   SPECIAL SUPPLEMENTAL NUTRITION PROGRAM FOR  
14                                   WOMEN, INFANTS, AND CHILDREN (WIC)

15           For an additional amount for “Special Supplemental  
16 Nutrition Program for Women, Infants, and Children  
17 (WIC)”, \$75,000,000, to remain available until September  
18 30, 2003: *Provided*, That of the amounts provided in this  
19 Act and any amounts available for reallocation in fiscal  
20 year 2002, the Secretary shall reallocate funds under sec-  
21 tion 17(g)(2) of the Child Nutrition Act of 1966, as  
22 amended, in the manner and under the formula the Sec-  
23 retary deems necessary to respond to the effects of unem-  
24 ployment and other conditions caused by the recession.

## FOOD STAMP PROGRAM

(RESCISSION)

1  
2  
3 Of funds which may be reserved by the Secretary for  
4 allocation to State agencies under section 16(h)(1) of the  
5 Food Stamp Act of 1977 to carry out the Employment  
6 and Training program, \$33,000,000 are rescinded and re-  
7 turned to the Treasury.

## GENERAL PROVISION, THIS CHAPTER

8  
9 SEC. 101. AGRICULTURAL ASSISTANCE TO PRO-  
10 DUCERS ALONG RIO GRANDE RIVER. (a) IN GENERAL.—  
11 For an additional amount to provide assistance to agricul-  
12 tural producers in accordance with this section, there is  
13 appropriated, out of any money in the Treasury not other-  
14 wise appropriated, \$10,000,000, to remain available until  
15 expended.

16 (b) USE.—The amount made available under sub-  
17 section (a) shall be used by the Secretary of Agriculture  
18 to make a grant to the State of Texas, acting through  
19 the Texas Department of Agriculture, to provide assist-  
20 ance to agricultural producers in the State of Texas with  
21 farming or ranching operations along the Rio Grande  
22 River that have suffered economic losses during 1 or more  
23 of the 1992 through 2002 crop years due to the failure  
24 of Mexico to deliver water to the United States in accord-  
25 ance with the Treaty Relating to the Utilization of Waters  
26 of the Colorado and Tijuana River and of the Rio Grande,

1 and Supplementary Protocol signed November 14, 1944,  
2 signed at Washington on February 3, 1944 (59 Stat.  
3 1219; TS 944)

4 (c) AMOUNT.—The amount of assistance provided to  
5 individual agricultural producers under this section shall  
6 be proportional to the amount of actual losses described  
7 in subsection (b) that were incurred by the producers.

8 (d) EMERGENCY DESIGNATION.—The entire amount  
9 necessary to carry out this section is designated by Con-  
10 gress as an emergency requirement pursuant to section  
11 251(b)(2)(A) of the Balanced Budget and Emergency  
12 Deficit Control Act of 1985, as amended.

## 13 CHAPTER 2

### 14 DEPARTMENT OF JUSTICE

#### 15 GENERAL ADMINISTRATION

#### 16 SALARIES AND EXPENSES

17 For an additional amount for “Salaries and Ex-  
18 penses” to respond to the September 11, 2001, terrorist  
19 attacks on the United States, \$12,750,000, to remain  
20 available until expended: *Provided*, That \$10,750,000 is  
21 for the planning, development, and deployment of an inte-  
22 grated fingerprint identification system, including auto-  
23 mated capability to transmit fingerprint and image data  
24 for the design, and for the development, testing, and de-  
25 ployment of a standards-based, integrated, interoperable

1 computer system for the Immigration and Naturalization  
2 Service (“Chimera system”), to be managed by Justice  
3 Management Division, as authorized by section 202 of  
4 H.R. 3525: *Provided further*, That \$2,000,000 is for the  
5 Principal Associate Deputy Attorney General for Com-  
6 bating Terrorism: *Provided further*, That \$10,750,000 is  
7 designated by the Congress as an emergency requirement  
8 pursuant to section 251(b)(2)(A) of the Balanced Budget  
9 and Emergency Deficit Control Act of 1985, as amended.

10 In addition, for the Office of Domestic Preparedness  
11 to respond to the September 11, 2001, terrorist attacks  
12 on the United States, \$173,800,000, to remain available  
13 until expended, for grants, cooperative agreements, and  
14 other assistance authorized by sections 819 and 821 of  
15 the Antiterrorism and Effective Death Penalty Act of  
16 1996 and sections 1014, 1015, and 1016 of the USA PA-  
17 TRIOT ACT (Public Law 107–56), and for other  
18 counterterrorism programs: *Provided*, That no funds  
19 under this heading shall be used to duplicate the Federal  
20 Emergency Management Agency Fire Grant program:  
21 *Provided further*, That the entire amount is designated by  
22 the Congress as an emergency requirement pursuant to  
23 section 251(b)(2)(A) of the Balanced Budget and Emer-  
24 gency Deficit Control Act of 1985, as amended.



## LEGAL ACTIVITIES

## SALARIES AND EXPENSES, UNITED STATES ATTORNEYS

For an additional amount for “Salaries and Expenses” for courtroom technology, \$5,200,000: *Provided*, That the entire amount is designated by the Congress as an emergency requirement pursuant to section 251(b)(2)(A) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended.

## SALARIES AND EXPENSES, UNITED STATES ATTORNEYS

## (RESCISSION)

Of the amounts made available under this heading in Public Law 107–77, \$7,000,000 are rescinded.

## SALARIES AND EXPENSES, UNITED STATES MARSHALS

## SERVICE

## (RESCISSION)

Of the amounts made available under this heading for the Training Academy, \$2,100,000 are rescinded.

## ANTI-TERRORISM TASK FORCES

For expenses necessary for Anti-Terrorism Task Forces, including salaries and expenses, operations, equipment, and facilities, \$45,000,000, to be derived from the amounts made available for this purpose in Public Law 107–77 and Public Law 107–117.

## JOINT TERRORISM TASK FORCES

For expenses necessary for Joint Terrorism Task Forces, including salaries and expenses, operations, equip-

1 ment, and facilities, \$113,235,000, to be derived from the  
2 amounts made available for this purpose in Public Law  
3 107–77 and Public Law 107–117.

4 FOREIGN TERRORIST TRACKING TASK FORCES

5 For expenses necessary for Foreign Terrorist Track-  
6 ing Task Forces, including salaries and expenses, oper-  
7 ations, equipment, and facilities, \$10,000,000, to be de-  
8 rived from the amounts made available for this purpose  
9 in Public Law 107–77 and Public Law 107–117.

10 FEDERAL BUREAU OF INVESTIGATION

11 SALARIES AND EXPENSES

12 For an additional amount for “Salaries and Ex-  
13 penses” for emergency expenses resulting from the Sep-  
14 tember 11, 2001, terrorist attacks, \$75,500,000, of which  
15 \$50,500,000 is for a cyber-security initiative: *Provided*,  
16 That the entire amount is designated by the Congress as  
17 an emergency requirement pursuant to section  
18 251(b)(2)(A) of the Balanced Budget and Emergency  
19 Deficit Control Act of 1985, as amended.

20 DRUG ENFORCEMENT ADMINISTRATION

21 VIOLENT CRIME REDUCTION PROGRAMS

22 (RESCISSION)

23 Of the amounts made available under this heading  
24 in prior fiscal years, \$13,000,000 are rescinded.

## 1 IMMIGRATION AND NATURALIZATION SERVICE

## 2 SALARIES AND EXPENSES

3 For an additional amount for “Salaries and Ex-  
4 penses” for fleet management, \$35,000,000: *Provided*,  
5 That the entire amount is designated by the Congress as  
6 an emergency requirement pursuant to section  
7 251(b)(2)(A) of the Balanced Budget and Emergency  
8 Deficit Control Act of 1985, as amended.

## 9 CONSTRUCTION

10 For an additional amount for “Construction” for  
11 emergency expenses resulting from the September 11,  
12 2001, terrorist attacks, \$84,000,000: *Provided*, That the  
13 entire amount is designated by the Congress as an emer-  
14 gency requirement pursuant to section 251(b)(2)(A) of the  
15 Balanced Budget and Emergency Deficit Control Act of  
16 1985, as amended.

## 17 FEDERAL PRISON SYSTEM

## 18 BUILDINGS AND FACILITIES

## 19 (RESCISSION)

20 Of the amounts made available under this heading  
21 in Public Law 107–77 for buildings and facilities,  
22 \$30,000,000 are rescinded.

## 23 OFFICE OF JUSTICE PROGRAMS

## 24 ELECTION REFORM GRANT PROGRAM

25 For an amount to establish the Election Reform  
26 Grant Program, to provide assistance to States and local-

1 ities in improving election technology and the administra-  
2 tion of federal elections, \$450,000,000, to remain available  
3 until expended: *Provided*, That such amount shall not be  
4 available for obligation until the enactment of legislation  
5 that establishes programs for improving the administra-  
6 tion of elections.

7 JUSTICE ASSISTANCE

8 (RESCISSION)

9 Of the amounts made available under this heading  
10 for the Office of the Assistant Attorney General for Office  
11 of Justice Programs, \$2,000,000 are rescinded, and for  
12 the Office of Congressional and Public Affairs, \$2,000,000  
13 are rescinded.

14 COMMUNITY ORIENTED POLICING SERVICES

15 For an amount to establish the Community Oriented  
16 Policing Services' Interoperable Communications Tech-  
17 nology Program, for emergency expenses for activities re-  
18 lated to combating terrorism by providing grants to States  
19 and localities to improve communications within, and  
20 among, law enforcement agencies, \$85,000,000, to remain  
21 available until expended: *Provided*, That the entire amount  
22 is designated by the Congress as an emergency require-  
23 ment pursuant to section 251(b)(2)(A) of the Balanced  
24 Budget and Emergency Deficit Control Act of 1985, as  
25 amended.

## 1 DEPARTMENT OF COMMERCE AND RELATED

## 2 AGENCIES

## 3 DEPARTMENT OF COMMERCE

## 4 INTERNATIONAL TRADE ADMINISTRATION

## 5 OPERATIONS AND ADMINISTRATION

6 For an additional amount for “Operations and Ad-  
7 ministration” for emergency expenses resulting from new  
8 homeland security activities, \$1,725,000: *Provided*, That  
9 the entire amount is designated by the Congress as an  
10 emergency requirement pursuant to section 251(b)(2)(A)  
11 of the Balanced Budget and Emergency Deficit Control  
12 Act of 1985, as amended.

## 13 EXPORT ADMINISTRATION

## 14 OPERATIONS AND ADMINISTRATION

15 For an additional amount for “Operations and Ad-  
16 ministration” for emergency expenses resulting from new  
17 homeland security activities, \$8,700,000: *Provided*, That,  
18 of the funds appropriated under this heading, such sums  
19 as are necessary may be transferred to, and merged with,  
20 any appropriations account to develop and implement se-  
21 cure connectivity between Federal agencies and the Execu-  
22 tive Office of the President: *Provided further*, That the en-  
23 tire amount is designated by the Congress as an emer-  
24 gency requirement pursuant to section 251(b)(2)(A) of the

1 Balanced Budget and Emergency Deficit Control Act of  
2 1985, as amended.

3 BUREAU OF THE CENSUS

4 PERIODIC CENSUSES AND PROGRAMS

5 (RESCISSION)

6 Of the amounts made available under this heading  
7 in prior fiscal years, excepting funds designated for the  
8 Suitland Federal Center, \$20,900,000 are rescinded.

9 NATIONAL INSTITUTE OF STANDARDS AND TECHNOLOGY

10 SCIENTIFIC AND TECHNICAL RESEARCH AND SERVICES

11 For an additional amount for “Scientific and Tech-  
12 nical Research and Services” for emergency expenses re-  
13 sulting from new homeland security activities and in-  
14 creased security requirements, \$84,600,000, of which  
15 \$40,000,000 is for a cyber-security initiative: *Provided*,  
16 That the entire amount is designated by the Congress as  
17 an emergency requirement pursuant to section  
18 251(b)(2)(A) of the Balanced Budget and Emergency  
19 Deficit Control Act of 1985, as amended.

20 NATIONAL OCEANIC AND ATMOSPHERIC

21 ADMINISTRATION

22 OPERATIONS, RESEARCH, AND FACILITIES

23 For an additional amount for “Operations, Research,  
24 and Facilities” for emergency expenses resulting from  
25 homeland security activities, \$29,200,000, of which  
26 \$23,400,000 is to address critical mapping and charting

1 backlog requirements, \$3,000,000 is to enhance the Na-  
2 tional Water Level Observation Network and \$2,800,000  
3 is for backup capability for National Oceanic and Atmos-  
4 pheric Administration critical satellite products and serv-  
5 ices, to remain available until September 30, 2003: *Pro-*  
6 *vided*, That \$2,800,000 is designated by the Congress as  
7 an emergency requirement pursuant to section  
8 251(b)(2)(A) of the Balanced Budget and Emergency  
9 Deficit Control Act of 1985, as amended.

10 PROCUREMENT, ACQUISITION AND CONSTRUCTION

11 (INCLUDING RESCISSION)

12 For an additional amount for “Procurement, Acquisi-  
13 tion and Construction” for emergency expenses resulting  
14 from homeland security activities, \$7,200,000 for a super-  
15 computer backup, to remain available until September 30,  
16 2003: *Provided*, That the entire amount is designated by  
17 the Congress as an emergency requirement pursuant to  
18 section 251(b)(2)(A) of the Balanced Budget and Emer-  
19 gency Deficit Control Act of 1985, as amended.

20 Of the amounts made available under this heading  
21 for the National Polar-Orbiting Operational Environ-  
22 mental Satellite System, \$8,100,000 are rescinded.

23 FISHERIES FINANCE PROGRAM ACCOUNT

24 Funds provided under the heading, “Fisheries Fi-  
25 nance Program Account”, National Oceanic and Atmos-  
26 pheric Administration, Department of Commerce, for the

1 direct loan program authorized by the Merchant Marine  
2 Act of 1936, as amended, are available to subsidize gross  
3 obligations for the principal amount of direct loans not  
4 to exceed \$5,000,000 for Individual Fishing Quota loans,  
5 and not to exceed \$19,000,000 for Traditional loans.

6 DEPARTMENTAL MANAGEMENT

7 SALARIES AND EXPENSES

8 For an additional amount for “Salaries and Ex-  
9 penses” for emergency expenses resulting from new home-  
10 land security activities, \$400,000: *Provided*, That the en-  
11 tire amount is designated by the Congress as an emer-  
12 gency requirement pursuant to section 251(b)(2)(A) of the  
13 Balanced Budget and Emergency Deficit Control Act of  
14 1985, as amended.

15 THE JUDICIARY

16 SUPREME COURT OF THE UNITED STATES

17 CARE OF THE BUILDING AND GROUNDS

18 For an additional amount for “Care of the Building  
19 and Grounds” for emergency expenses for security up-  
20 grades and renovations of the Supreme Court building,  
21 \$10,000,000: *Provided*, That the entire amount is des-  
22 ignated by the Congress as an emergency requirement  
23 pursuant to section 251(b)(2)(A) of the Balanced Budget  
24 and Emergency Deficit Control Act of 1985, as amended.



1 COURTS OF APPEALS, DISTRICT COURTS, AND OTHER  
2 JUDICIAL SERVICES  
3 SALARIES AND EXPENSES

4 For an additional amount for “Salaries and Ex-  
5 penses” for emergency expenses to enhance security and  
6 to provide for extraordinary trial related costs,  
7 \$9,684,000, to remain available until expended: *Provided*,  
8 That the entire amount is designated by the Congress as  
9 an emergency requirement pursuant to section  
10 251(b)(2)(A) of the Balanced Budget and Emergency  
11 Deficit Control Act of 1985, as amended.

12 DEPARTMENT OF STATE AND RELATED  
13 AGENCY

14 DEPARTMENT OF STATE  
15 ADMINISTRATION OF FOREIGN AFFAIRS  
16 DIPLOMATIC AND CONSULAR PROGRAMS

17 For an additional amount for “Diplomatic and Con-  
18 sular Programs,” for emergency expenses for activities re-  
19 lated to combating international terrorism, \$38,300,000,  
20 of which \$20,300,000 shall remain available until Sep-  
21 tember 30, 2003: *Provided*, That funds appropriated by  
22 this paragraph shall be available notwithstanding section  
23 15 of the State Department Basic Authorities Act of  
24 1956, as amended: *Provided further*, That the entire  
25 amount is designated by the Congress as an emergency

1 requirement pursuant to section 251(b)(2)(A) of the Bal-  
2 anced Budget and Emergency Deficit Control Act of 1985,  
3 as amended.

4 EDUCATIONAL AND CULTURAL EXCHANGE PROGRAMS

5 For an additional amount for “Educational and Cul-  
6 tural Exchange Programs”, for emergency expenses for  
7 activities related to combating international terrorism,  
8 \$9,000,000: *Provided*, That funds appropriated by this  
9 paragraph shall be available notwithstanding section 15  
10 of the State Department Basic Authorities Act of 1956,  
11 as amended: *Provided further*, That the entire amount is  
12 designated by the Congress as an emergency requirement  
13 pursuant to section 251(b)(2)(A) of the Balanced Budget  
14 and Emergency Deficit Control Act of 1985, as amended.

15 EMBASSY SECURITY, CONSTRUCTION, AND MAINTENANCE

16 For an additional amount for “Embassy Security,  
17 Construction, and Maintenance”, for emergency expenses  
18 for activities related to combating international terrorism,  
19 \$210,516,000, to remain available until expended: *Pro-*  
20 *vided*, That \$210,516,000 shall be available notwith-  
21 standing section 15 of the State Department Basic Au-  
22 thorities Act of 1956, as amended: *Provided further*, That  
23 the entire amount is designated by the Congress as an  
24 emergency requirement pursuant to section 251(b)(2)(A)  
25 of the Balanced Budget and Emergency Deficit Control  
26 Act of 1985, as amended.

## 1 INTERNATIONAL ORGANIZATIONS AND CONFERENCES

## 2 CONTRIBUTIONS TO INTERNATIONAL ORGANIZATIONS

3 For an additional amount for “Contributions to  
4 International Organizations”, for emergency expenses for  
5 activities related to combating international terrorism,  
6 \$7,000,000, to remain available until September 30, 2003:  
7 *Provided*, That funds appropriated by this paragraph shall  
8 be available notwithstanding section 15 of the State De-  
9 partment Basic Authorities Act of 1956, as amended: *Pro-*  
10 *vided further*, That the entire amount is designated by the  
11 Congress as an emergency requirement pursuant to sec-  
12 tion 251(b)(2)(A) of the Balanced Budget and Emergency  
13 Deficit Control Act of 1985, as amended.

## 14 CONTRIBUTIONS FOR INTERNATIONAL PEACEKEEPING

## 15 ACTIVITIES

## 16 (RESCISSION)

17 Of the amounts made available under this heading,  
18 \$35,000,000 are rescinded from prior year appropriations.

## 19 RELATED AGENCY

## 20 BROADCASTING BOARD OF GOVERNORS

## 21 INTERNATIONAL BROADCASTING OPERATIONS

22 For an additional amount for “International Broad-  
23 casting Operations”, for emergency expenses for activities  
24 related to combating international terrorism, \$7,400,000,  
25 to remain available until September 30, 2003: *Provided*,  
26 That funds appropriated by this paragraph shall be avail-

1 able notwithstanding section 15 of the State Department  
2 Basic Authorities Act of 1956, as amended: *Provided fur-*  
3 *ther*, That the entire amount is designated by the Congress  
4 as an emergency requirement pursuant to section  
5 251(b)(2)(A) of the Balanced Budget and Emergency  
6 Deficit Control Act of 1985, as amended.

## 7 RELATED AGENCIES

### 8 SECURITIES AND EXCHANGE COMMISSION

#### 9 SALARIES AND EXPENSES

10 For an additional amount for “Salaries and Ex-  
11 penses” to respond to the September 11, 2001, terrorist  
12 attacks on the United States and for other purposes,  
13 \$29,300,000, to remain available until expended: *Pro-*  
14 *vided*, That \$9,300,000 is designated by the Congress as  
15 an emergency requirement pursuant to section  
16 251(b)(2)(A) of the Balanced Budget and Emergency  
17 Deficit Control Act of 1985, as amended.

## 18 GENERAL PROVISIONS, THIS CHAPTER

19 SEC. 201. Title II of Public Law 107–77 is amended  
20 in the second undesignated paragraph under the heading  
21 “Department of Commerce, National Institute of Stand-  
22 ards and Technology, Industrial Technology Services” by  
23 striking “not to exceed \$60,700,000 shall be available for  
24 the award of new grants” and inserting “not less than

1 \$60,700,000 shall be used before October 1, 2002 for the  
2 award of new grants”.

3 SEC. 202. None of the funds appropriated or other-  
4 wise made available by this Act or any other Act may be  
5 used to implement, enforce, or otherwise abide by the  
6 Memorandum of Agreement signed by the Federal Trade  
7 Commission and the Antitrust Division of the Department  
8 of Justice on March 5, 2002.

9 SEC. 203. (a) Section 504 of title 28, United States  
10 Code, is amended by inserting after “General” the fol-  
11 lowing: “and a Principal Associate Deputy Attorney Gen-  
12 eral for Combating Terrorism”.

13 (b) The Section heading for section 504 of title 28,  
14 United States Code, is amended by inserting after “Gen-  
15 eral” the following: “and Principal Associate Deputy At-  
16 torney General for Combating Terrorism”.

17 (c) The Principal Associate Deputy Attorney General  
18 for Combating Terrorism (appointed under section 504 of  
19 title 28, United States Code, as amended by subsection  
20 (a)) shall—

21 (1) serve as the principal adviser to the Attor-  
22 ney General and the Deputy Attorney General for  
23 combating terrorism, counterterrorism, and  
24 antiterrorism policy;

1           (2) have responsibility for coordinating all func-  
2           tions within the Department of Justice relating to  
3           combating domestic terrorism, subject to paragraph  
4           (5), including—

5                   (A) policies, plans, and oversight, as they  
6                   relate to combating terrorism, counterterrorism,  
7                   and antiterrorism activities;

8                   (B) State and local preparedness for ter-  
9                   rorist events;

10                  (C) contingency operations within the De-  
11                  partment of Justice; and

12                  (D) critical infrastructure;

13           (3) coordinate—

14                   (A) all inter-agency interface between the  
15                   Department of Justice and other departments,  
16                   agencies, and entities of the United States, in-  
17                   cluding State and local organizations, engaged  
18                   in combating terrorism, counterterrorism, and  
19                   antiterrorism activities; and

20                   (B) the implementation of the Department  
21                   of Justice's strategy for combating terrorism by  
22                   State and local law enforcement with respon-  
23                   sibilities for combating domestic terrorism;

24           (4) recommend changes in the organization and  
25           management of the Department of Justice and State

1 and local entities engaged in combating domestic  
2 terrorism to the Attorney General and Deputy At-  
3 torney General; and

4 (5) serve in an advisory capacity to the Attor-  
5 ney General and Deputy Attorney General on mat-  
6 ters pertaining to the allocation of resources for  
7 combating terrorism.

8 (d) The allocation of resources for combating ter-  
9 rorism shall remain under the purview of the current Dep-  
10 uty Attorney General. Any changes in the allocation of re-  
11 sources will continue to be approved by the current Deputy  
12 Attorney General using the current procedures of the De-  
13 partment of Justice.

14 (e) Effective upon enactment of this Act, there is  
15 transferred to the Principal Associate Deputy Attorney  
16 General for Combating Terrorism all authorities, liabil-  
17 ities, funding, personnel, equipment, and real property em-  
18 ployed or used by, or associated with, the Office of Domes-  
19 tic Preparedness, the National Domestic Preparedness Of-  
20 fice, the Executive Office of National Security, and such  
21 appropriate components of the Office of Intelligence Policy  
22 and Review and the National Institute of Justice as relate  
23 to combating terrorism, counterterrorism, and  
24 antiterrorism activities.

1           SEC. 204. Public Law 106–256 is amended in section  
2 3(f)(1) by striking “18” and inserting “29”.

3           SEC. 205. The American Section, International Joint  
4 Commission, United States and Canada, is authorized to  
5 receive funds from the United States Army Corps of Engi-  
6 neers for the purposes of conducting investigations, under-  
7 taking studies, and preparing reports in connection with  
8 a reference to the International Joint Commission on the  
9 Devils Lake project mentioned in Public Law 106–377.

10          SEC. 206. Section 282(a)(2)(D) of the Agricultural  
11 Marketing Act of 1946 is amended to read as follows:

12                           “(D) in the case of wild fish, is—

13   “(i) harvested in the United States, a  
14   territory of the United States, or a State,  
15   or by a vessel that is documented under  
16   chapter 121 of title 46, United States  
17   Code, or registered in the United States;  
18   and

19   “(ii) processed in the United States, a  
20   territory of the United States, or a State,  
21   including the waters thereof, or aboard a  
22   vessel that is documented under chapter  
23   121 of title 46, United States Code, or  
24   registered in the United States; and”.



1        SEC. 207. Of the amounts appropriated in Public  
2 Law 107–77, under the heading “Department of Com-  
3 merce, National Oceanic and Atmospheric Administration,  
4 Operations, Research, and Facilities”, for coral reef pro-  
5 grams, \$2,500,000, for a cooperative agreement with the  
6 National Defense Center of Excellence for Research in  
7 Ocean Sciences to conduct coral mapping in the waters  
8 of the Hawaiian Islands and the surrounding Exclusive  
9 Economic Zone in accordance with the mapping imple-  
10 mentation strategy of the United States Coral Reef Task  
11 Force.

12        SEC. 208. In addition to amounts appropriated or  
13 otherwise made available by this Act or any other Act,  
14 \$11,000,000 is appropriated to enable the Secretary of  
15 Commerce to provide economic assistance to fishermen  
16 and fishing communities affected by Federal closures and  
17 fishing restrictions in the New England groundfish fish-  
18 ery, to remain available until September 30, 2003.

19        SEC. 209. In addition to amounts appropriated or  
20 otherwise made available by this Act or any other Act,  
21 \$5,000,000 shall be provided to enable the Secretary of  
22 Commerce to provide for direct economic assistance to  
23 fishermen and fishing communities, affected by Federal  
24 Court ordered management measures in the Northeast  
25 multispecies fishery, to remain available until September

1 30, 2003: *Provided*, That these amounts shall be used to  
2 support port security and related coastal activities admin-  
3 istered by the National Oceanic and Atmospheric Adminis-  
4 tration, the Coast Guard, or an affected state.

5 CHAPTER 3

6 DEPARTMENT OF DEFENSE

7 MILITARY PERSONNEL

8 MILITARY PERSONNEL, AIR FORCE

9 For an additional amount for “Military Personnel,  
10 Air Force”, \$206,000,000: *Provided*, That the entire  
11 amount is designated by the Congress as an emergency  
12 requirement pursuant to section 251(b)(2)(A) of the Bal-  
13 anced Budget and Emergency Deficit Control Act of 1985,  
14 as amended.

15 OPERATION AND MAINTENANCE

16 DEFENSE EMERGENCY RESPONSE FUND

17 (INCLUDING TRANSFER OF FUNDS)

18 For an additional amount for the “Defense Emer-  
19 gency Response Fund”, \$11,300,000,000, of which  
20 \$77,900,000 shall be available for enhancements to North  
21 American Air Defense Command capabilities: *Provided*,  
22 That the entire amount is designated by the Congress as  
23 an emergency requirement pursuant to section  
24 251(b)(2)(A) of the Balanced Budget and Emergency  
25 Deficit Control Act of 1985, as amended: *Provided further*,

1 That the Secretary of Defense may transfer the funds pro-  
2 vided herein only to appropriations for military personnel;  
3 operation and maintenance; procurement; research, devel-  
4 opment, test and evaluation; military construction; the De-  
5 fense Health Program; and working capital funds: *Pro-*  
6 *vided further*, That the funds transferred shall be merged  
7 with and shall be available for the same purposes and for  
8 the same time period as the appropriation to which trans-  
9 ferred: *Provided further*, That the transfer authority pro-  
10 vided in this paragraph is in addition to any other transfer  
11 authority available to the Department of Defense: *Pro-*  
12 *vided further*, That upon a determination that all or part  
13 of the funds transferred from this appropriation are not  
14 necessary for the purposes provided herein, such amounts  
15 may be transferred back to this appropriation.

16 OPERATION AND MAINTENANCE, ARMY

17 For an additional amount for “Operation and Main-  
18 tenance, Army”, \$107,000,000: *Provided*, That the entire  
19 amount is designated by the Congress as an emergency  
20 requirement pursuant to section 251(b)(2)(A) of the Bal-  
21 anced Budget and Emergency Deficit Control Act of 1985,  
22 as amended.

23 OPERATION AND MAINTENANCE, NAVY

24 For an additional amount for “Operation and Main-  
25 tenance, Navy”, \$36,500,000: *Provided*, That the entire

1 amount is designated by the Congress as an emergency  
2 requirement pursuant to section 251(b)(2)(A) of the Bal-  
3 anced Budget and Emergency Deficit Control Act of 1985,  
4 as amended.

5 OPERATION AND MAINTENANCE, AIR FORCE

6 For an additional amount for “Operation and Main-  
7 tenance, Air Force”, \$41,000,000: *Provided*, That the en-  
8 tire amount is designated by the Congress as an emer-  
9 gency requirement pursuant to section 251(b)(2)(A) of the  
10 Balanced Budget and Emergency Deficit Control Act of  
11 1985, as amended.

12 OPERATION AND MAINTENANCE, DEFENSE-WIDE

13 (INCLUDING TRANSFER OF FUNDS)

14 For an additional amount for “Operation and Main-  
15 tenance, Defense-wide”, \$739,000,000, of which  
16 \$420,000,000 may be used for payments to Pakistan, Jor-  
17 dan, the Philippines, and other key cooperating nations  
18 for logistical and military support provided to United  
19 States military operations in connection with United  
20 States efforts to prevent or respond to acts of inter-  
21 national terrorism: *Provided*, That such amount shall be  
22 transferred to, and merged with, funds appropriated in  
23 Public Law 107–115 under the heading “Foreign Military  
24 Financing Program” within 30 days of enactment: *Pro-*  
25 *vided further*, That such payments may be made in such

1 amounts as the Secretary of State determines, after con-  
2 sultation with the Secretary of Defense and the Director  
3 of the Office of Management and Budget: *Provided fur-*  
4 *ther*, That such determination shall be final and conclusive  
5 upon the accounting officers of the United States: *Pro-*  
6 *vided further*, That of the funds appropriated by this para-  
7 graph, not less than \$50,000,000 shall be made available  
8 for the Philippines: *Provided further*, That amounts for  
9 such payments shall be in addition to any other funds that  
10 may be available for such purpose: *Provided further*, That  
11 the entire amount is designated by the Congress as an  
12 emergency requirement pursuant to section 251(b)(2)(A)  
13 of the Balanced Budget and Emergency Deficit Control  
14 Act of 1985, as amended: *Provided further*, That funds  
15 made available by this paragraph shall be subject to the  
16 regular notification procedures of the Committees on Ap-  
17 propriations.

## 18 PROCUREMENT

### 19 OTHER PROCUREMENT, ARMY

20 For an additional amount for “Other Procurement,  
21 Army”, \$79,200,000: *Provided*, That the entire amount  
22 is designated by the Congress as an emergency require-  
23 ment pursuant to section 251(b)(2)(A) of the Balanced  
24 Budget and Emergency Deficit Control Act of 1985, as  
25 amended.

## 1 AIRCRAFT PROCUREMENT, NAVY

2 For an additional amount for “Aircraft Procurement,  
3 Navy”, \$22,800,000: *Provided*, That the entire amount is  
4 designated by the Congress as an emergency requirement  
5 pursuant to section 251(b)(2)(A) of the Balanced Budget  
6 and Emergency Deficit Control Act of 1985, as amended.

## 7 PROCUREMENT OF AMMUNITION, NAVY AND MARINE

## 8 CORPS

9 For an additional amount for “Procurement of Am-  
10 munition, Navy and Marine Corps”, \$262,000,000: *Pro-*  
11 *vided*, That the entire amount is designated by the Con-  
12 gress as an emergency requirement pursuant to section  
13 251(b)(2)(A) of the Balanced Budget and Emergency  
14 Deficit Control Act of 1985, as amended.

## 15 OTHER PROCUREMENT, NAVY

16 For an additional amount for “Other Procurement,  
17 Navy”, \$2,500,000: *Provided*, That the entire amount is  
18 designated by the Congress as an emergency requirement  
19 pursuant to section 251(b)(2)(A) of the Balanced Budget  
20 and Emergency Deficit Control Act of 1985, as amended.

## 21 PROCUREMENT, MARINE CORPS

22 For an additional amount for “Procurement, Marine  
23 Corps”, \$3,500,000: *Provided*, That the entire amount is  
24 designated by the Congress as an emergency requirement

1 pursuant to section 251(b)(2)(A) of the Balanced Budget  
2 and Emergency Deficit Control Act of 1985, as amended.

3 AIRCRAFT PROCUREMENT, AIR FORCE

4 For an additional amount for “Aircraft Procurement,  
5 Air Force”, \$93,000,000: *Provided*, That the entire  
6 amount is designated by the Congress as an emergency  
7 requirement pursuant to section 251(b)(2)(A) of the Bal-  
8 anced Budget and Emergency Deficit Control Act of 1985,  
9 as amended.

10 PROCUREMENT OF AMMUNITION, AIR FORCE

11 For an additional amount for “Procurement of Am-  
12 munition, Air Force”, \$115,000,000: *Provided*, That the  
13 entire amount is designated by the Congress as an emer-  
14 gency requirement pursuant to section 251(b)(2)(A) of the  
15 Balanced Budget and Emergency Deficit Control Act of  
16 1985, as amended.

17 OTHER PROCUREMENT, AIR FORCE

18 For an additional amount for “Other Procurement,  
19 Air Force”, \$752,300,000: *Provided*, That the entire  
20 amount is designated by the Congress as an emergency  
21 requirement pursuant to section 251(b)(2)(A) of the Bal-  
22 anced Budget and Emergency Deficit Control Act of 1985,  
23 as amended.

## 1                   PROCUREMENT, DEFENSE-WIDE

2           For an additional amount for “Procurement, De-  
3 fense-wide”, \$99,500,000: *Provided*, That the entire  
4 amount is designated by the Congress as an emergency  
5 requirement pursuant to section 251(b)(2)(A) of the Bal-  
6 anced Budget and Emergency Deficit Control Act of 1985,  
7 as amended.

8                   RESEARCH, DEVELOPMENT, TEST AND  
9   EVALUATION

## 10   RESEARCH, DEVELOPMENT, TEST AND EVALUATION,

## 11   ARMY

12           For an additional amount for “Research, Develop-  
13 ment, Test and Evaluation, Army”, \$8,200,000: *Provided*,  
14 That the entire amount is designated by the Congress as  
15 an emergency requirement pursuant to section  
16 251(b)(2)(A) of the Balanced Budget and Emergency  
17 Deficit Control Act of 1985, as amended.

## 18   RESEARCH, DEVELOPMENT, TEST AND EVALUATION,

## 19   NAVY

20           For an additional amount for “Research, Develop-  
21 ment, Test and Evaluation, Navy”, \$19,000,000: *Pro-*  
22 *vided*, That the entire amount is designated by the Con-  
23 gress as an emergency requirement pursuant to section  
24 251(b)(2)(A) of the Balanced Budget and Emergency  
25 Deficit Control Act of 1985, as amended.



1 RESEARCH, DEVELOPMENT, TEST AND EVALUATION,  
2 AIR FORCE

3 For an additional amount for “Research, Develop-  
4 ment, Test and Evaluation, Air Force”, \$60,800,000: *Pro-*  
5 *vided*, That the entire amount is designated by the Con-  
6 gress as an emergency requirement pursuant to section  
7 251(b)(2)(A) of the Balanced Budget and Emergency  
8 Deficit Control Act of 1985, as amended.

9 RESEARCH, DEVELOPMENT, TEST AND EVALUATION,  
10 DEFENSE-WIDE

11 For an additional amount for “Research, Develop-  
12 ment, Test and Evaluation, Defense-wide”, \$74,700,000:  
13 *Provided*, That the entire amount is designated by the  
14 Congress as an emergency requirement pursuant to sec-  
15 tion 251(b)(2)(A) of the Balanced Budget and Emergency  
16 Deficit Control Act of 1985, as amended.

17 GENERAL PROVISIONS, THIS CHAPTER

18 SEC. 301. (a) The appropriation under the heading  
19 “Research, Development, Test and Evaluation, Navy” in  
20 the Department of Defense Appropriations Act, 2002  
21 (Public Law 107–117) is amended by adding the following  
22 proviso immediately after “September 30, 2003”: “: *Pro-*  
23 *vided*, That funds appropriated in this paragraph which  
24 are available for the V–22 may be used to meet unique  
25 requirements of the Special Operations Forces”.

1 (b) The amendment made by subsection (a) shall be  
2 effective as if enacted as part of the Department of De-  
3 fense Appropriations Act, 2002.

4 SEC. 302. (a) AVAILABILITY OF AMOUNTS FOR MILI-  
5 TARY CONSTRUCTION RELATING TO TERRORISM.—  
6 Amounts made available to the Department of Defense  
7 from funds appropriated in this Act may be used to carry  
8 out military construction projects, not otherwise author-  
9 ized by law, that the Secretary of Defense determines are  
10 necessary to respond to or protect against acts or threat-  
11 ened acts of terrorism.

12 (b) NOTICE TO CONGRESS.—Not later than 15 days  
13 before obligating amounts available under subsection (a)  
14 for military construction projects referred to in that sub-  
15 section, the Secretary shall notify the appropriate commit-  
16 tees of Congress of the following:

17 (1) the determination to use such amounts for  
18 the project; and

19 (2) the estimated cost of the project and the ac-  
20 companying Form 1391.

21 (c) APPROPRIATE COMMITTEES OF CONGRESS DE-  
22 FINED.—In this section the term “appropriate committees  
23 of Congress” has the meaning given that term in section  
24 2801(4) of title 10, United States Code.

1           SEC. 303. Section 8052(b) of the Department of De-  
2 fense Appropriations Act, 2002 (Public Law 107–117) is  
3 amended by striking out “will reduce the personnel re-  
4 quirements or financial requirements of the department”,  
5 and inserting the following in lieu thereof, “either (1) will  
6 reduce the personnel requirements or the financial require-  
7 ments of the department, or (2) is necessary in response  
8 to an emergency, including responding to direct threats  
9 or incidents of terrorism”.

10           SEC. 304. Funds appropriated by this Act, or made  
11 available by the transfer of funds in this Act, for intel-  
12 ligence activities are deemed to be specifically authorized  
13 by the Congress for purposes of section 504 of the Na-  
14 tional Security Act of 1947 (50 U.S.C. 414): *Provided,*  
15 That any funds appropriated or transferred to the Central  
16 Intelligence Agency for agent operations or covert action  
17 programs authorized by the President under section 503  
18 of the National Security Act of 1947, as amended, shall  
19 remain available until September 30, 2003.

20           SEC. 305. (a) Funds appropriated to the Department  
21 of Defense for fiscal year 2002 for operation and mainte-  
22 nance under the heading “Chemical Agents and Munitions  
23 Destruction, Army”, may be used to pay for additional  
24 costs of international inspectors from the Technical Secre-  
25 tariat of the Organization for the Prohibition of Chemical

1 Weapons, pursuant to Articles IV and V of the Chemical  
2 Weapons Convention, for inspections and monitoring of  
3 Department of Defense sites and commercial sites that  
4 perform services under contract to the Department of De-  
5 fense, resulting from the Department of Defense's pro-  
6 gram to accelerate its chemical demilitarization schedule.

7 (b) Expenses which may be paid under subsection (a)  
8 include—

9 (1) salary costs for performance of inspection  
10 and monitoring duties;

11 (2) travel, including travel to and from the  
12 point of entry into the United States and internal  
13 United States travel;

14 (3) per diem, not to exceed United Nations  
15 rates and in compliance with United Nations condi-  
16 tions for per diem for that organization; and

17 (4) expenses for operation and maintenance of  
18 inspection and monitoring equipment.

19 SEC. 306. During the current fiscal year, the restric-  
20 tions contained in subsection (d) of 22 U.S.C. 5952 and  
21 section 502 of the Freedom Support Act (Public Law  
22 102-511) shall not apply if the President certifies in writ-  
23 ing to the Speaker of the House of Representatives and  
24 the President pro tempore of the Senate that waiving such

1 restrictions is important to the national security interests  
2 of the United States.

3 CHAPTER 4

4 DISTRICT OF COLUMBIA

5 FEDERAL FUNDS

6 FEDERAL PAYMENT TO THE CHILDREN'S NATIONAL

7 MEDICAL CENTER

8 For a Federal payment to the Children's National  
9 Medical Center in the District of Columbia for imple-  
10 menting the District Emergency Operations Plan,  
11 \$13,770,000, to remain available until September 30,  
12 2003, of which \$11,700,000 is for the expansion of quar-  
13 antine facilities, and \$2,070,000 is for the establishment  
14 of a decontamination facility for children and families:  
15 *Provided*, That the entire amount is designated by the  
16 Congress as an emergency requirement pursuant to sec-  
17 tion 251(b)(2)(A) of the Balanced Budget and Emergency  
18 Deficit Control Act of 1985, as amended.

19 FEDERAL PAYMENT TO THE DISTRICT OF COLUMBIA

20 For a Federal payment to the District of Columbia  
21 to implement the District Emergency Operations Plan,  
22 \$24,730,000, to remain available until December 1, 2003,  
23 of which \$14,730,000 is for public safety expenses related  
24 to national special security events in the District of Co-  
25 lumbia and \$10,000,000 is for the construction of Con-

1 tainment Facilities to support the regional Bioterrorism  
2 Hospital Preparedness Program: *Provided*, That the entire  
3 amount is designated by the Congress as an emergency  
4 requirement pursuant to section 251(b)(2)(A) of the Bal-  
5 anced Budget and Emergency Deficit Control Act of 1985,  
6 as amended.

7 FEDERAL PAYMENT TO THE WASHINGTON

8 METROPOLITAN AREA TRANSIT AUTHORITY

9 For a Federal payment to the Washington Metropoli-  
10 tan Area Transit Authority, \$25,000,000, to remain avail-  
11 able until December 1, 2003, to contribute to the creation  
12 of a regional transportation back-up operations control  
13 center: *Provided*, That the entire amount is designated by  
14 the Congress as an emergency requirement pursuant to  
15 section 251(b)(2)(A) of the Balanced Budget and Emer-  
16 gency Deficit Control Act of 1985, as amended.

17 FEDERAL PAYMENT TO THE METROPOLITAN

18 WASHINGTON COUNCIL OF GOVERNMENTS

19 For a Federal payment to the Metropolitan Wash-  
20 ington Council of Governments, \$1,750,000, to remain  
21 available until September 30, 2003, for support of the Re-  
22 gional Incident Communication and Coordination System,  
23 as approved by the Council: *Provided*, That the entire  
24 amount is designated by the Congress as an emergency  
25 requirement pursuant to section 251(b)(2)(A) of the Bal-

1 anced Budget and Emergency Deficit Control Act of 1985,  
2 as amended.

3 FEDERAL PAYMENT TO THE WATER AND SEWER

4 AUTHORITY OF THE DISTRICT OF COLUMBIA

5 For a Federal payment to the Water and Sewer Au-  
6 thority of the District of Columbia for emergency pre-  
7 paredness, \$3,000,000, to remain available until Sep-  
8 tember 30, 2003, of which \$250,000 shall be for securing  
9 fire hydrants and manholes to prevent unauthorized entry,  
10 \$150,000 is to upgrade the hydraulic model, \$1,800,000  
11 is for remote monitoring of water quality, \$700,000 is for  
12 design and construction of ventilation system improve-  
13 ments, and \$100,000 is to create an Incident Response  
14 Plan: *Provided*, That the Water and Sewer Authority of  
15 the District of Columbia may reprogram up to \$120,000  
16 between the activities specified under this heading if it no-  
17 tifies in writing the Committees on Appropriations of the  
18 House of Representatives and the Senate thirty days in  
19 advance of the reprogramming: *Provided further*, That the  
20 entire amount is designated by the Congress as an emer-  
21 gency requirement pursuant to section 251(b)(2)(A) of the  
22 Balanced Budget and Emergency Deficit Control Act of  
23 1985, as amended.

## 1 DISTRICT OF COLUMBIA FUNDS

## 2 OPERATING EXPENSES

## 3 PUBLIC EDUCATION SYSTEM

## 4 (RESCISSION)

5 Notwithstanding any other provision of law, of the  
6 local funds appropriated under this heading for public  
7 charter schools for the fiscal year ending September 30,  
8 2002 in the District of Columbia Appropriations Act,  
9 2002, approved December 21, 2001 (Public Law 107-96),  
10 \$37,000,000 are rescinded.

## 11 HUMAN SUPPORT SERVICES

12 For an additional amount for “Human Support Serv-  
13 ices”, \$37,000,000 from local funds: *Provided*, That  
14 \$11,000,000 shall be for the Child and Family Services  
15 Agency to address increased adoption case rates, higher  
16 case loads for adoption and emergency group home utiliza-  
17 tion: *Provided further*, That \$26,000,000 shall be for the  
18 Department of Mental Health to address a Medicaid rev-  
19 enue shortfall.

## 20 PUBLIC SAFETY AND JUSTICE

## 21 (RESCISSION)

22 Notwithstanding any other provision of law, of the  
23 local funds appropriated under this heading to the Depart-  
24 ment of Corrections for support of the Corrections Infor-



1 mation Council in the District of Columbia Appropriations  
 2 Act, 2002 (Public Law 107–96), \$100,000 are rescinded.

3 CORRECTIONS INFORMATION COUNCIL

4 For operations of the Corrections Information Coun-  
 5 cil, \$100,000 from local funds.

6 GOVERNMENTAL DIRECTION AND SUPPORT

7 The Governmental Direction and Support paragraph  
 8 of the District of Columbia Appropriations Act, 2002  
 9 (Public Law 107–96), is amended by striking: “*Provided*  
 10 *further*, That not less than \$353,000 shall be available to  
 11 the Office of the Corporation Counsel to support increases  
 12 in the Attorney Retention Allowance:” and inserting:  
 13 “*Provided further*, That not less than \$353,000 shall be  
 14 available to the Office of the Corporation Counsel to sup-  
 15 port attorney compensation consistent with performance  
 16 measures contained in a negotiated collective bargaining  
 17 agreement:”.

18 REPAYMENT OF LOANS AND INTEREST

19 (RESCISSION)

20 Of the funds appropriated under this heading for the  
 21 fiscal year ending September 30, 2002 in the District of  
 22 Columbia Appropriations Act, 2002, approved December  
 23 21, 2001 (Public Law 107–96), \$7,950,000 are rescinded.

24 The paragraph under this heading is amended by  
 25 striking: “*Provided*, That any funds set aside pursuant to

1 section 148 of the District of Columbia Appropriations  
2 Act, 2000 (Public Law 106–113; 113 Stat. 1523) that are  
3 not used in the reserve funds established herein shall be  
4 used for Pay-As-You-Go Capital Funds:” and inserting:  
5 “*Provided*, That any funds set aside pursuant to section  
6 148 of the District of Columbia Appropriations Act, 2000  
7 (Public Law 106–113; 113 Stat. 1523) that are not used  
8 in the reserve funds established herein shall be used for  
9 Pay-As-You-Go Capital Funds upon certification by the  
10 Chief Financial Officer of the District of Columbia that  
11 the funds are available and are not required to address  
12 potential deficits: *Provided further*, That of those funds  
13 necessary to address potential deficits, no funds shall be  
14 obligated or expended except in accordance with the fol-  
15 lowing conditions:

16           “(1) the amounts shall be obligated or expended  
17           in accordance with laws enacted by the Council in  
18           support of each such obligation or expenditure;

19           “(2) the amounts may not be used to fund the  
20           agencies of the District of Columbia government  
21           under court-ordered receivership;

22           “(3) the amounts may be obligated or expended  
23           only if the Mayor notifies the Committees on Appro-  
24           priations of the House of Representatives and Sen-

1       ate in writing 30 days in advance of any obligation  
2       or expenditure; and

3               “(4) amounts made available to address poten-  
4       tial deficits shall remain available until expended:”.

## 5                               CERTIFICATES OF PARTICIPATION

6       For principal and interest payments on the District’s  
7       Certificates of Participation, issued to finance the facility  
8       underlying the building located at One Judiciary Square,  
9       \$7,950,000 from local funds.

## 10                           GENERAL PROVISIONS, THIS CHAPTER

11       SEC. 401. The District of Columbia may use up to  
12       1 percent of the funds appropriated to the District of Co-  
13       lumbia under the Emergency Supplemental Act, 2002, to  
14       fund the necessary administrative costs to carry out that  
15       Act, effective January 10, 2002.

16       SEC. 402. When the Mayor determines that it is in  
17       the best interest of the District, the Mayor may procure  
18       insurance for property damage and tort liability. In addi-  
19       tion, when the Chief Financial Officer determines that it  
20       is in the best interest of the District, the Chief Financial  
21       Officer may procure insurance subject to his independent  
22       procurement authority or otherwise recommend the pro-  
23       curement of insurance for financial losses resulting from  
24       misfeasance or malfeasance.

## 1 SEC. 403. CRIME VICTIMS COMPENSATION FUND.

2 Section 16(d)(2) of the Victims of Violent Crime Com-  
3 pensation Act of 1996 (D.C. Official Code 4–515(d)(1)),  
4 as amended by the Fiscal Year 2002 District of Columbia  
5 Appropriations Act, Public Law 107–96, is amended to  
6 read as follows:

7 “(2) 50 percent of such balance shall be trans-  
8 ferred from the Fund to the executive branch of the  
9 District government and shall be used without fiscal  
10 year limitation for outreach activities designed to in-  
11 crease the number of crime victims who apply for  
12 such direct compensation payments.”.

## 13 SEC. 404. WASHINGTON METROPOLITAN AREA

14 TRANSIT AUTHORITY REPROGRAMMING. The Chief Finan-  
15 cial Officer of the Washington Metropolitan Area Transit  
16 Authority may use up to \$2,400,000 from funds appro-  
17 priated under Public Law 107–117 under the account,  
18 “Federal Payment to the Washington Metropolitan Area  
19 Transit Authority”, that contains funds for protective  
20 clothing and breathing apparatus activities, for employee  
21 and facility security and completion of the fiber optic net-  
22 work project.

## 23 SEC. 405. TRANSFER AUTHORITY FOR THE DIS-

24 TRICT OF COLUMBIA COURTS. The District of Columbia  
25 Courts may expend up to \$12,500,000 to carry out the

1 District of Columbia Family Court Act of 2001 from the  
2 “Federal Payment to the District of Columbia Courts” ac-  
3 count: *Provided*, That such funds may be transferred to  
4 the “Federal Payment to the District of Columbia Courts”  
5 account from the “Federal Payment for Family Court  
6 Act” account in reimbursement for such obligations and  
7 expenditures as are necessary to implement the District  
8 of Columbia Family Court Act of 2001 for the period from  
9 October 1, 2001 to September 30, 2002, once funds in  
10 the “Federal Payment for Family Court Act” account be-  
11 come available.

12       SEC. 406. TECHNICAL CORRECTION TO THE DIS-  
13 TRICT OF COLUMBIA FAMILY COURT ACT OF 2001. Sec-  
14 tion 11–908A(b)(4) of the District of Columbia Code (as  
15 added by Public Law 107–114) is amended by striking  
16 “section 11–1501(b)” and inserting “section 433 of the  
17 District of Columbia Home Rule Act”.

18       SEC. 407. TECHNICAL CORRECTION TO THE FISCAL  
19 YEAR 2002 DISTRICT OF COLUMBIA APPROPRIATIONS  
20 ACT. (a) Under the heading, “Federal Payment to the  
21 Thurgood Marshall Academy Charter School” provided  
22 under Public Law 107–96, strike “Anacostia” and insert  
23 “Southeast, Washington, D.C.”.

24       (b) Under the heading, “Federal Payment to South-  
25 eastern University” provided under Public Law 107–96,

1 strike everything after “a public/private partnership” and  
2 insert in lieu thereof, “to plan a two year associate degree  
3 program.”.

4 SEC. 408. TECHNICAL CORRECTION TO THE FISCAL  
5 YEAR 2002 DISTRICT OF COLUMBIA APPROPRIATIONS  
6 ACT. Section 119 of Public Law 107–96 is amended to  
7 read as follows:

8 “SEC. 119. ACCEPTANCE AND USE OF GRANTS NOT  
9 INCLUDED IN CEILING. (a) IN GENERAL.—Notwith-  
10 standing any other provision of this Act, the Mayor, in  
11 consultation with the Chief Financial Officer, may accept,  
12 obligate, and expend Federal, private, and other grants  
13 received by the District government that are not reflected  
14 in the amounts appropriated in this Act.

15 “(b) REQUIREMENT OF CHIEF FINANCIAL OFFICER  
16 REPORT AND COUNCIL APPROVAL.—No such Federal,  
17 private, or other grant may be accepted, obligated, or ex-  
18 pended pursuant to subsection (a) until—

19 “(1) the Chief Financial Officer of the District  
20 of Columbia submits to the Council a report setting  
21 forth detailed information regarding such grant; and

22 “(2) the Council has reviewed and approved the  
23 acceptance, obligation, and expenditure of such  
24 grant. Within 14 calendar days of receipt of the re-  
25 port submitted under paragraph (1) the Council

1 shall be deemed to have provided such approval if no  
2 written notice of disapproval is filed with the Sec-  
3 retary to the Council within 14 calendar days of the  
4 receipt of the report from the Chief Financial Offi-  
5 cer, and no oral notice of disapproval is given during  
6 a meeting of the Council during such 14 calendar  
7 day period. If notice of disapproval is given during  
8 such initial 14 calendar day period, the Council may  
9 approve or disapprove the acceptance, obligation or  
10 expenditure of the grant by resolution within 30 cal-  
11 endar days of the initial receipt of the report from  
12 the Chief Financial Officer, or such certification  
13 shall be deemed to be approved.

14 “(c) PROHIBITION ON SPENDING IN ANTICIPATION  
15 OF APPROVAL OR RECEIPT.—No amount may be obli-  
16 gated or expended from the general fund or other funds  
17 of the District government in anticipation of the approval  
18 or receipt of a grant under subsection (a) or in anticipa-  
19 tion of the approval or receipt of a Federal, private, or  
20 other grant not subject to these provisions.

21 “(d) QUARTERLY REPORTS.—The Chief Financial  
22 Officer of the District of Columbia shall prepare a quar-  
23 terly report setting forth detailed information regarding  
24 all Federal, private, and other grants subject to these pro-  
25 visions. Each such report shall be submitted to the Council

1 of the District of Columbia, and to the Committees on Ap-  
 2 propriations of the House of Representatives and the Sen-  
 3 ate, not later than 15 days after the end of the quarter  
 4 covered by the report.”.

5 SEC. 409. The authority which the Chief Financial  
 6 Officer of the District of Columbia exercised with respect  
 7 to personnel, procurement, and the preparation of fiscal  
 8 impact statements during a control period (as defined in  
 9 Public Law 104–8) shall remain in effect through July  
 10 1, 2003 or until such time as the District of Columbia  
 11 Fiscal Integrity Act becomes effective, whichever occurs  
 12 sooner.

## 13 CHAPTER 5

### 14 DEPARTMENT OF DEFENSE—CIVIL

#### 15 DEPARTMENT OF THE ARMY

#### 16 CORPS OF ENGINEERS—CIVIL

#### 17 OPERATION AND MAINTENANCE, GENERAL

18 For an additional amount for “Operation and Main-  
 19 tenance, General”, \$10,000,000, to remain available until  
 20 expended: *Provided*, That using the funds appropriated  
 21 herein, the Secretary of the Army, acting through the  
 22 Chief of Engineers is directed to repair, restore, and clean-  
 23 up Corps’ projects and facilities and dredge navigation  
 24 channels, restore and clean out area streams, provide  
 25 emergency streambank protection, restore other crucial



1 public infrastructure (including sewer and water facili-  
2 ties), document flood impacts and undertake other flood  
3 recovery efforts deemed necessary and advisable by the  
4 Chief of Engineers due to the May 2002 flooding in South-  
5 ern West Virginia, Eastern Kentucky and Southwestern  
6 Virginia.

7 For emergency expenses to respond to the September  
8 11, 2001, terrorist attacks on the United States, for  
9 “Flood Control, Mississippi River and Tributaries, Arkan-  
10 sas, Illinois, Kentucky, Louisiana, Mississippi, Missouri,  
11 and Tennessee”, \$6,500,000, to remain available until ex-  
12 pended, to be obligated from amounts made available in  
13 Public Law 107–117, Corps of Engineers—Civil, Oper-  
14 ations and Maintenance, General: *Provided*, That  
15 \$6,500,000 is designated by the Congress as an emer-  
16 gency requirement pursuant to section 251(b)(2)(A) of the  
17 Balanced Budget and Emergency Deficit Control Act of  
18 1985, as amended.

19 DEPARTMENT OF ENERGY

20 ATOMIC ENERGY DEFENSE ACTIVITIES

21 NATIONAL NUCLEAR SECURITY ADMINISTRATION

22 WEAPONS ACTIVITIES

23 For an additional amount for “Weapons Activities”  
24 for emergency expenses resulting from the September 11,  
25 2001, terrorist attacks, \$181,650,000: *Provided*, That the

1 entire amount is designated by the Congress as an emer-  
2 gency requirement pursuant to section 251(b)(2)(A) of the  
3 Balanced Budget and Emergency Deficit Control Act of  
4 1985, as amended.

5 DEFENSE NUCLEAR NONPROLIFERATION

6 For an additional amount for “Defense Nuclear Non-  
7 proliferation” for emergency activities necessary to sup-  
8 port the safeguarding of nuclear material internationally,  
9 \$100,000,000: *Provided*, That the entire amount is des-  
10 ignated by the Congress as an emergency requirement  
11 pursuant to section 251(b)(2)(A) of the Balanced Budget  
12 and Emergency Deficit Control Act of 1985, as amended.

13 OFFICE OF THE ADMINISTRATOR

14 For an additional amount for “Office of the Adminis-  
15 trator” for emergency expenses resulting from the Sep-  
16 tember 11, 2001, terrorist attacks, \$1,750,000: *Provided*,  
17 That the entire amount is designated by the Congress as  
18 an emergency requirement pursuant to section  
19 251(b)(2)(A) of the Balanced Budget and Emergency  
20 Deficit Control Act of 1985, as amended.

21 ENVIRONMENTAL AND OTHER DEFENSE

22 ACTIVITIES

23 DEFENSE ENVIRONMENTAL RESTORATION AND WASTE

24 MANAGEMENT

25 For an additional amount for “Defense Environ-  
26 mental Restoration and Waste Management” for emer-

1 gency expenses resulting from the September 11, 2001,  
2 terrorist attacks, \$40,000,000: *Provided*, That the entire  
3 amount is designated by the Congress as an emergency  
4 requirement pursuant to section 251(b)(2)(A) of the Bal-  
5 anced Budget and Emergency Deficit Control Act of 1985,  
6 as amended.

#### 7 OTHER DEFENSE ACTIVITIES

8 For an additional amount for “Other Defense Activi-  
9 ties” for emergency expenses necessary to support energy  
10 security and assurance activities, \$7,000,000: *Provided*,  
11 That the entire amount is designated by the Congress as  
12 an emergency requirement pursuant to section  
13 251(b)(2)(A) of the Balanced Budget and Emergency  
14 Deficit Control Act of 1985, as amended.

#### 15 GENERAL PROVISIONS, THIS CHAPTER

##### 16 (RESCISSION)

17 SEC. 501. (a) Of the non-defense funds made avail-  
18 able to the Secretary of Energy under the headings “En-  
19 ergy Supply”, “Non-Defense Environmental Manage-  
20 ment”, “Science”, “Nuclear Waste Disposal”, and “De-  
21 partmental Administration” in Public Law 107-66,  
22 \$30,000,000 are rescinded.

23 (b) Within 30 days after the date of the enactment  
24 of this Act, the Director of the Office of Management and  
25 Budget shall submit to the Committees on Appropriations

1 of the House of Representatives and the Senate a listing  
2 of the amounts by account of the reductions made pursu-  
3 ant to the provisions of subsection (a) of this section.

4 SEC. 502. The amounts invested by the non-Federal  
5 interests in the biomass project at Winona, Mississippi,  
6 before the date of enactment of this Act shall constitute  
7 full satisfaction of the cost-sharing requirement under sec-  
8 tion 3002 of the Energy Policy Act of 1992 (42 U.S.C.  
9 13542).

10 SEC. 503. Section 1 of Public Law 105–204 (112  
11 Stat. 681) is amended—

12 (1) in subsection (b), by striking “until the  
13 date” and all that follows and inserting “until the  
14 date that is 30 days after the date on which the Sec-  
15 retary of Energy awards a contract under subsection  
16 (c), and no such amounts shall be available for any  
17 purpose except to implement the contract.”; and

18 (2) by striking subsection (c) and inserting the  
19 following:

20 “(c) CONTRACTING AND CONSTRUCTION REQUIRE-  
21 MENTS.—

22 “(1) IN GENERAL.—Not later than 30 days  
23 after the date of enactment of this paragraph, sub-  
24 ject to the availabililty of appropriations made to the  
25 Department of Energy under the heading, “URA-

1 NIUM FACILITIES MAINTENANCE AND REMEDI-  
2 ATION”, the Secretary of Energy shall—

3 “(A) select for award of a contract the best  
4 value proposal of the proposals received before  
5 January 15, 2002, to Request for Proposals  
6 No. DE–RP05–010R22717, “Acquisition of  
7 Facilities and Services for Depleted Uranium  
8 Hexafluoride (DUF<sub>6</sub>) Conversion Project”; and

9 “(B) award the offeror under that proposal  
10 a contract, subject to the availability of appro-  
11 priations, for the scope of work stated in the re-  
12 quest for proposals, including the design, con-  
13 struction, and operation of—

14 “(i) a facility described in subsection  
15 (a) on the site of the gaseous diffusion  
16 plant at Paducah, Kentucky; and

17 “(ii) a facility described in subsection  
18 (a) on the site of the gaseous diffusion  
19 plant at Portsmouth, Ohio.

20 “(2) CONTRACT TERMS.—The contract under  
21 paragraph (1) shall—

22 “(A) require that groundbreaking for con-  
23 struction occur not later than January 31,  
24 2004, and that construction proceed expedi-  
25 tiously thereafter;

1           “(B) include as an item of performance the  
2           transportation, conversion, and disposition of  
3           depleted uranium contained in cylinders located  
4           at the Oak Ridge K-25 uranium enrichment fa-  
5           cility located in the East Tennessee Technology  
6           Park at Oak Ridge, Tennessee, consistent with  
7           environmental agreements between the State of  
8           Tennessee and the Secretary of Energy; and

9           “(C) specify that the contractor shall not  
10          proceed to perform any part of the contract un-  
11          less sufficient funds have been appropriated, in  
12          advance, specifically to pay for that part of the  
13          contract.

14          “(3) CERTIFICATION OF GROUNDBREAKING.—  
15          Not later than 5 days after the date of  
16          groundbreaking for each facility, the Secretary of  
17          Energy shall submit to Congress a certification that  
18          groundbreaking has occurred.

19          “(d) AUTHORIZATION OF APPROPRIATIONS.—In ad-  
20          dition to any other funds that are available to carry out  
21          this section, there are authorized to be appropriated such  
22          sums as are necessary to carry out this section.”.

23          SEC. 504. In addition to amounts previously appro-  
24          priated, \$3,000,000 is hereby appropriated for the De-  
25          partment of the Interior, Bureau of Reclamation, for

1 “Water and Related Resources” for the drilling of emer-  
 2 gency wells in Santa Fe, New Mexico and shall remain  
 3 available until expended.

#### 4 CHAPTER 6

#### 5 BILATERAL ECONOMIC ASSISTANCE

#### 6 FUNDS APPROPRIATED TO THE PRESIDENT

#### 7 UNITED STATES AGENCY FOR INTERNATIONAL

#### 8 DEVELOPMENT

#### 9 CHILD SURVIVAL AND HEALTH PROGRAMS FUND

10 For an additional amount for “Child Survival and  
 11 Health Programs Fund” for activities related to the pre-  
 12 vention, care and treatment, and control of, and research  
 13 on, HIV/AIDS, tuberculosis, and malaria, \$100,000,000,  
 14 to remain available until March 31, 2003, which may be  
 15 made available as a United States contribution to the  
 16 Global Fund to Combat AIDS, Tuberculosis, and Malaria:  
 17 *Provided*, That funds appropriated by this paragraph shall  
 18 be subject to the regular notification procedures of the  
 19 Committees on Appropriations.

#### 20 INTERNATIONAL DISASTER ASSISTANCE

21 For an additional amount for “International Disaster  
 22 Assistance”, \$150,000,000, to remain available until  
 23 March 31, 2003: *Provided*, That funds appropriated by  
 24 this paragraph shall be made available for emergency ex-  
 25 penses for Afghanistan for humanitarian and reconstruc-  
 26 tion activities related to preventing or responding to inter-

1 national terrorism, including repairing homes of Afghan  
2 citizens that were damaged as a result of military oper-  
3 ations against al Qaeda and the Taliban: *Provided further*,  
4 That of the funds appropriated by this paragraph that are  
5 available for Afghanistan, up to \$2,500,000 may be made  
6 available, in addition to amounts otherwise available for  
7 such purposes, for administrative expenses of the United  
8 States Agency for International Development in support  
9 of the provision of such assistance: *Provided further*, That  
10 of the funds appropriated by this paragraph, \$50,000,000  
11 shall be made available for humanitarian, refugee and re-  
12 construction assistance for the West Bank and Gaza: *Pro-*  
13 *vided further*, That none of the funds provided in the pre-  
14 ceding proviso shall be available for assistance for the Pal-  
15 estinian Authority: *Provided further*, That the entire  
16 amount is designated by the Congress as an emergency  
17 requirement pursuant to section 251(b)(2)(A) of the Bal-  
18 anced Budget and Emergency Deficit Control Act of 1985,  
19 as amended: *Provided further*, That funds appropriated by  
20 this paragraph shall be subject to the regular notification  
21 procedures of the Committees on Appropriations.

22 OPERATING EXPENSES OF THE UNITED STATES AGENCY  
23 FOR INTERNATIONAL DEVELOPMENT

24 For an additional amount for “Operating Expenses  
25 of the United States Agency for International Develop-  
26 ment” for emergency expenses for activities related to pre-



1 venting or responding to international terrorism,  
2 \$5,000,000, to remain available until March 31, 2003:  
3 *Provided*, That the entire amount is designated by the  
4 Congress as an emergency requirement pursuant to sec-  
5 tion 251(b)(2)(A) of the Balanced Budget and Emergency  
6 Deficit Control Act of 1985, as amended.

7 OTHER BILATERAL ECONOMIC ASSISTANCE

8 ECONOMIC SUPPORT FUND

9 For an additional amount for “Economic Support  
10 Fund” for emergency expenses for activities related to pre-  
11 venting or responding to international terrorism,  
12 \$700,000,000, to remain available until March 31, 2003:  
13 *Provided*, That of the funds appropriated by this para-  
14 graph, not less than \$3,500,000 shall be made available  
15 to support programs and activities that provide profes-  
16 sional training for journalists from Egypt and other coun-  
17 tries in the Middle East: *Provided further*, That of the  
18 funds appropriated by this paragraph that are made avail-  
19 able for assistance for Pakistan, not less than \$3,500,000  
20 shall be made available for programs and activities which  
21 support the development of independent media in Paki-  
22 stan: *Provided further*, That of the funds appropriated by  
23 this paragraph, \$50,000,000 should be made available for  
24 the Middle East Economic Initiative: *Provided further*,  
25 That of the funds appropriated by this paragraph, not less

1 than \$15,000,000 shall be made available for the estab-  
2 lishment and administration of an international exchange  
3 visitor program for secondary school students from coun-  
4 tries with significant Muslim populations: *Provided fur-*  
5 *ther*, That funds made available pursuant to the previous  
6 proviso shall not be available for any country that is eligi-  
7 ble for assistance under the FREEDOM Support Act:  
8 *Provided further*, That of the funds appropriated by this  
9 paragraph, \$200,000,000 shall be made available for as-  
10 sistance for Israel: *Provided further*, That the entire  
11 amount is designated by the Congress as an emergency  
12 requirement pursuant to section 251(b)(2)(A) of the Bal-  
13 anced Budget and Emergency Deficit Control Act of 1985,  
14 as amended: *Provided further*, That funds appropriated  
15 under this heading, and funds appropriated under this  
16 heading in prior Acts that are made available for the pur-  
17 poses of this paragraph, may be made available notwith-  
18 standing section 512 of Public Law 107–115 or any simi-  
19 lar provision of law: *Provided further*, That funds appro-  
20 priated by this paragraph shall be subject to the regular  
21 notification procedures of the Committees on Appropria-  
22 tions.

23 ASSISTANCE FOR THE INDEPENDENT STATES OF THE  
24 FORMER SOVIET UNION

25 For an additional amount for “Assistance for the  
26 Independent States of the Former Soviet Union” for

1 emergency expenses for activities related to preventing or  
2 responding to international terrorism, \$110,000,000, to  
3 remain available until March 31, 2003: *Provided*, That  
4 funds appropriated by this paragraph shall be made avail-  
5 able for assistance only for Uzbekistan, the Kyrgyz Repub-  
6 lic, Tajikistan, Kazakstan, and Turkmenistan: *Provided*  
7 *further*, That of the funds appropriated by this paragraph,  
8 not less than \$7,000,000 shall be made available for the  
9 development of democratic institutions and the protection  
10 of human rights, which amount shall be administered by  
11 the Bureau of Democracy, Human Rights and Labor, De-  
12 partment of State: *Provided further*, That the entire  
13 amount is designated by the Congress as an emergency  
14 requirement pursuant to section 251(b)(2)(A) of the Bal-  
15 anced Budget and Emergency Deficit Control Act of 1985,  
16 as amended: *Provided further*, That funds appropriated by  
17 this paragraph shall be subject to the regular notification  
18 procedures of the Committees on Appropriations.

19 DEPARTMENT OF STATE

20 INTERNATIONAL NARCOTICS CONTROL AND LAW

21 ENFORCEMENT

22 For an additional amount for “International Nar-  
23 cotics Control and Law Enforcement” for emergency ex-  
24 penses for activities related to preventing or responding  
25 to international terrorism, \$104,000,000, to remain avail-

1 able until March 31, 2003: *Provided*, That of the funds  
 2 appropriated by this paragraph, not less than \$2,500,000  
 3 shall be made available for the Colombian National Park  
 4 Service for training and equipment for park rangers: *Pro-*  
 5 *vided further*, That of the funds appropriated by this para-  
 6 graph, not to exceed \$4,000,000 shall be made available  
 7 for law enforcement training for Indonesian police forces:  
 8 *Provided further*, That funds appropriated by this para-  
 9 graph shall be subject to the regular notification proce-  
 10 dures of the Committees on Appropriations: *Provided fur-*  
 11 *ther*, That the entire amount is designated by the Congress  
 12 as an emergency requirement pursuant to section  
 13 251(b)(2)(A) of the Balanced Budget and Emergency  
 14 Deficit Control Act of 1985, as amended.

15                   MIGRATION AND REFUGEE ASSISTANCE

16           For an additional amount for “Migration and Ref-  
 17 ugee Assistance” for emergency expenses for activities re-  
 18 lated to preventing and responding to international ter-  
 19 rorism, \$50,000,000, to remain available until March 31,  
 20 2003: *Provided*, That funds appropriated by this para-  
 21 graph shall be subject to the regular notification proce-  
 22 dures of the Committees on Appropriations.

23                   NONPROLIFERATION, ANTI-TERRORISM, DEMINING AND  
 24   RELATED PROGRAMS

25           For an additional amount for “Nonproliferation,  
 26 Anti-Terrorism, Demining and Related Programs” for

1 emergency expenses for activities related to preventing or  
2 responding to international terrorism, \$93,000,000, to re-  
3 main available until March 31, 2003: *Provided*, That of  
4 the funds appropriated by this paragraph, not less than  
5 \$10,000,000 shall be made available for humanitarian  
6 demining activities: *Provided further*, That of the funds  
7 appropriated by this paragraph, not to exceed  
8 \$12,000,000 shall be made available for assistance for In-  
9 donesia: *Provided further*, That funds appropriated by this  
10 paragraph that are made available for assistance for Indo-  
11 nesia may be used only to train and equip an Indonesian  
12 police unit to prevent or respond to international ter-  
13 rorism, and none of the funds appropriated by this chapter  
14 may be used to provide assistance for members of  
15 “Brimob” Mobile Police Brigade units: *Provided further*,  
16 That of the funds appropriated by this paragraph,  
17 \$2,000,000 shall be made available for small arms and  
18 light weapons destruction in Afghanistan: *Provided fur-*  
19 *ther*, That of the funds appropriated by this paragraph,  
20 \$1,000,000 shall be made available for the Nonprolifera-  
21 tion and Disarmament Fund: *Provided further*, That the  
22 entire amount is designated by the Congress as an emer-  
23 gency requirement pursuant to section 251(b)(2)(A) of the  
24 Balanced Budget and Emergency Deficit Control Act of  
25 1985, as amended: *Provided further*, That funds appro-

1 priated by this paragraph shall be subject to the regular  
2 notification procedures of the Committees on Appropria-  
3 tions.

#### 4 MILITARY ASSISTANCE

##### 5 FUNDS APPROPRIATED TO THE PRESIDENT

##### 6 FOREIGN MILITARY FINANCING PROGRAM

7 For an additional amount for “Foreign Military Fi-  
8 nancing Program” for emergency expenses for activities  
9 related to preventing or responding to international ter-  
10 rorism, \$347,500,000, to remain available until March 31,  
11 2003: *Provided*, That funds appropriated by this para-  
12 graph may be made available for assistance only for Af-  
13 ghanistan, Pakistan, Nepal, Jordan, Bahrain, Oman,  
14 Yemen, Uzbekistan, the Kyrgyz Republic, Tajikistan,  
15 Kazakhstan, Turkey, Georgia, the Philippines, Colombia,  
16 Djibouti, Ethiopia, Kenya, and Ecuador: *Provided further*,  
17 That funds appropriated by this paragraph should be  
18 made available to establish, train, and equip a Colombian  
19 Army brigade dedicated to providing security to civilian  
20 prosecutors in operations to collect evidence and execute  
21 arrest warrants against leaders of paramilitary organiza-  
22 tions: *Provided further*, That of the funds appropriated by  
23 this paragraph, not to exceed \$3,500,000 may be made  
24 available for assistance for the Colombian Armed Forces  
25 for purposes of protecting the Cano Limon pipeline: *Pro-*

1 *vided further*, That prior to the obligation of funds under  
2 the previous proviso, the Secretary of State shall deter-  
3 mine and report to the Committee on Appropriations that  
4 (i) of the Government of Colombia's oil revenues from the  
5 Cano Limon pipeline, an appropriate percentage will be  
6 made available for primary health care, basic education,  
7 microenterprise, and other programs and activities to im-  
8 prove the lives of the people of Arauca department and  
9 that a transparent mechanism exists to effectively monitor  
10 such funds, and (ii) Occidental Petroleum and Repsol have  
11 each agreed in writing to refund to the United States Gov-  
12 ernment an amount, based upon each company's owner-  
13 ship share of the pipeline, equal to the percentage that  
14 each such share represents of the amount of funds made  
15 available by this Act or subsequent Acts to the Colombian  
16 Armed Forces for purposes of protecting the Cano Limon  
17 pipeline: *Provided further*, That the amounts refunded  
18 pursuant to an agreement entered into pursuant to the  
19 previous proviso may be made available for any of the pur-  
20 poses under the heading "Andean Counterdrug Initiative"  
21 without further appropriation by Congress: *Provided fur-*  
22 *ther*, That funds made available by this Act for assistance  
23 for Uzbekistan may be made available if the Secretary of  
24 State determines and reports to the Committees on Appro-  
25 priations that Uzbekistan is making substantial and con-

1 tinuing progress in meeting its commitments under the  
2 “Declaration on the Strategic Partnership and Coopera-  
3 tion Framework Between the Republic of Uzbekistan and  
4 the United States of America”: *Provided further*, That the  
5 entire amount is designated by the Congress as an emer-  
6 gency requirement pursuant to section 251(b)(2)(A) of the  
7 Balanced Budget and Emergency Deficit Control Act of  
8 1985, as amended: *Provided further*, That funds appro-  
9 priated by this paragraph that are made available for Af-  
10 ghanistan may be made available notwithstanding section  
11 512 of Public Law 107–115 or any similar provision of  
12 law: *Provided further*, That funds appropriated by this  
13 paragraph shall be subject to the regular notification pro-  
14 cedures of the Committees on Appropriations.

15 PEACEKEEPING OPERATIONS

16 For an additional amount for “Peacekeeping Oper-  
17 ations” for emergency expenses for activities related to  
18 preventing or responding to international terrorism,  
19 \$20,000,000, to remain available until March 31, 2003:  
20 *Provided*, That the entire amount is designated by the  
21 Congress as an emergency requirement pursuant to sec-  
22 tion 251(b)(2)(A) of the Balanced Budget and Emergency  
23 Deficit Control Act of 1985, as amended: *Provided further*,  
24 That funds appropriated by this paragraph shall be avail-  
25 able only for Afghanistan, and may be made available not-  
26 withstanding section 512 of Public Law 107–115 or any



1 similar provision of law: *Provided further*, That funds ap-  
 2 propriated by this paragraph shall be subject to the reg-  
 3 ular notification procedures of the Committees on Appro-  
 4 priations.

## 5 MULTILATERAL ECONOMIC ASSISTANCE

### 6 FUNDS APPROPRIATED TO THE PRESIDENT

#### 7 INTERNATIONAL FINANCIAL INSTITUTIONS

#### 8 (RESCISSION)

9 The unobligated balances of funds provided in Public  
 10 Law 92–301 and Public Law 93–142 for maintenance of  
 11 value payments to international financial institutions are  
 12 rescinded.

### 13 GENERAL PROVISIONS, THIS CHAPTER

14 SEC. 601. INTERNATIONAL ORGANIZATIONS AND  
 15 PROGRAMS. Section 576 of Public Law 107–115 is  
 16 amended—

17 (1) in subsection (a) by striking “not more  
 18 than”; and

19 (2) by adding the following new subsection:

20 “(d) OBLIGATION AND DISBURSEMENT.—Funds  
 21 made available pursuant to subsection (a) shall be obli-  
 22 gated and disbursed not later than July 10, 2002, unless  
 23 otherwise prohibited by law.”.

24 SEC. 602. ELIGIBILITY CONDITIONS. (a) Prior to  
 25 providing assistance to a government with funds appro-  
 26 priated by this chapter, the Secretary of State shall take

1 into account whether such government has established, or  
2 is making substantial progress in establishing—

3 (1) the rule of law, political pluralism including  
4 the establishment of political parties, respect for  
5 fundamental human rights including freedoms of ex-  
6 pression, religion and association, and the rights to  
7 due process, a fair trial, and equal protection under  
8 the law;

9 (2) democratic institutions, independent media,  
10 credible electoral processes, and conditions for the  
11 development of an active civil society;

12 (3) a market-based economy, and economic poli-  
13 cies to reduce poverty and increase the availability of  
14 health care and educational opportunities; and

15 (4) effective mechanisms to combat corruption  
16 and bribery, such as signing and implementing the  
17 Convention on Combating Bribery of Foreign Public  
18 Officials in International Business Transactions.

19 (b) Nothing in this section shall apply to funds appro-  
20 priated under this chapter for assistance for Afghanistan  
21 or under the heading “International Disaster Assistance”.

22 SEC. 603. COLOMBIA. (a) COUNTER-TERRORISM AU-  
23 THORITY.—In fiscal year 2002, funds available to the De-  
24 partment of State under the heading “Andean  
25 Counterdrug Initiative” in Public Law 107–115 for assist-

1   ance for the Colombian Armed Forces and the Colombian  
2   National Police, funds appropriated by this Act that are  
3   made available for such assistance, and unexpired bal-  
4   ances and assistance previously provided from prior Acts  
5   making appropriations for foreign operations, export fi-  
6   nancing, and related programs for such assistance, shall  
7   be available to support the Colombian Government's uni-  
8   fied campaign against narcotics trafficking and against  
9   paramilitary and guerrilla organizations designated as ter-  
10  rorist organizations in that country.

11       (b) In order to ensure the effectiveness of United  
12  States support for such unified campaign, prior to the ex-  
13  ercise of the authority contained in subsection (a) to pro-  
14  vide counter-terrorism assistance, the Secretary of State  
15  shall certify to the appropriate congressional committees  
16  that—

17           (1) the newly inaugurated President of Colom-  
18  bia has—

19                   (A) established comprehensive policies to  
20                   combat illicit drug cultivation, manufacturing,  
21                   and trafficking (particularly with respect to  
22                   providing economic opportunities that offer via-  
23                   ble alternatives to illicit crops) and to restore  
24                   government authority and respect for human

1 rights in areas under the effective control of  
2 paramilitary and guerrilla organizations;

3 (B) committed, in writing, to implement  
4 significant budgetary and personnel reforms of  
5 the Colombian Armed Forces; and

6 (C) dedicated substantial additional Colom-  
7 bian financial and other resources to implement  
8 such policies and reforms, particularly to meet  
9 the country's previous commitments under  
10 "Plan Colombia"; and

11 (2) no United States Armed Forces personnel  
12 or civilian contractor employed by the United States  
13 will participate in any combat operation in connec-  
14 tion with assistance made available under this Act or  
15 any other Act.

16 (c) REPORT.—The authority provided in subsection  
17 (a) shall cease to be effective if the Secretary of State has  
18 credible evidence that the Colombian Armed Forces are  
19 not conducting vigorous operations to restore government  
20 authority and respect for human rights in areas under the  
21 effective control of paramilitary and guerrilla organiza-  
22 tions.

23 (d) PROVISIONS OF LAW THAT REMAIN APPLICA-  
24 BLE.—Sections 556, 567, and 568 of Public Law 107–  
25 115, section 8093 of the Department of Defense Appro-

1 priations Act, 2002, and the numerical limitations on the  
2 number of United States military personnel and United  
3 States individual civilian contractors in section 3204(b)(1)  
4 of Public Law 106–246, as amended, shall be applicable  
5 to funds made available pursuant to the authority con-  
6 tained in subsection (a) and to funds made available else-  
7 where in this Act that are made available for assistance  
8 for the Colombian Armed Forces and the Colombian Na-  
9 tional Police.

10 (RESCISSION)

11 SEC. 604. (a) Of the funds appropriated under the  
12 heading “Export-Import Bank of the United States” that  
13 are available for tied-aid grants in title I of Public Law  
14 107–115 and under such heading in prior Acts making  
15 appropriations for foreign operations, export financing,  
16 and related programs, \$50,000,000 are rescinded.

17 (b) Of the funds appropriated under the heading  
18 “Economic Support Fund” in title II of the Foreign Oper-  
19 ations, Export Financing, and Related Programs Appro-  
20 priations Act, 2000 (as contained in Public Law 106–113)  
21 and in prior Acts making appropriations for foreign oper-  
22 ations, export financing, and related programs,  
23 \$25,000,000 are rescinded.

## CHAPTER 7

## DEPARTMENT OF THE INTERIOR

## UNITED STATES FISH AND WILDLIFE SERVICE

## RESOURCE MANAGEMENT

For an additional amount for “Resource Management”, \$412,000, to remain available until expended, to reimburse homeland security-related costs: *Provided*, That the Congress designates the entire amount as an emergency requirement pursuant to section 251(b)(2)(A) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended.

## CONSTRUCTION

For an additional amount for “Construction”, \$3,125,000, to remain available until expended, for facility and safety improvements related to homeland security: *Provided*, That the Congress designates the entire amount as an emergency requirement pursuant to section 251(b)(2)(A) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended.

## NATIONAL PARK SERVICE

## CONSTRUCTION

For an additional amount for “Construction”, \$17,651,000, to remain available until expended: *Provided*, That the Congress designates the entire amount as an emergency requirement pursuant to section

1 251(b)(2)(A) of the Balanced Budget and Emergency  
2 Deficit Control Act of 1985, as amended.

3 UNITED STATES GEOLOGICAL SURVEY

4 SURVEYS, INVESTIGATIONS, AND RESEARCH

5 For an additional amount for “Surveys, Investiga-  
6 tions, and Research”, \$26,776,000, to remain available  
7 until expended, of which \$20,000,000 is for high resolu-  
8 tion mapping and imagery of the Nation’s strategic cities,  
9 and of which \$6,776,000 is for data storage infrastructure  
10 upgrades and emergency power supply system improve-  
11 ments at the Earth Resources Observation Systems Data  
12 Center: *Provided*, That the Congress designates the entire  
13 amount as an emergency requirement pursuant to section  
14 251(b)(2)(A) of the Balanced Budget and Emergency  
15 Deficit Control Act of 1985, as amended.

16 BUREAU OF INDIAN AFFAIRS

17 OPERATION OF INDIAN PROGRAMS

18 (RESCISSION)

19 Of the funds provided under this heading in Public  
20 Law 107–20 for electric power operations and related ac-  
21 tivities at the San Carlos Irrigation Project, \$10,000,000  
22 are rescinded.

## 1 DEPARTMENTAL OFFICES

## 2 DEPARTMENTAL MANAGEMENT

## 3 SALARIES AND EXPENSES

4 For an additional amount for “Departmental Man-  
5 agement, Salaries and Expenses”, for security enhance-  
6 ments, \$7,030,000, to remain available until expended, of  
7 which not to exceed \$4,130,000 may be transferred by the  
8 Secretary to any office within the Department of the Inte-  
9 rior other than the Bureau of Reclamation: *Provided*, That  
10 the Congress designates the entire amount as an emer-  
11 gency requirement pursuant to section 251(b)(2)(A) of the  
12 Balanced Budget and Emergency Deficit Control Act of  
13 1985, as amended.

## 14 RELATED AGENCY

## 15 DEPARTMENT OF AGRICULTURE

## 16 FOREST SERVICE

## 17 CAPITAL IMPROVEMENT AND MAINTENANCE

18 For an additional amount for “Capital Improvement  
19 and Maintenance”, \$3,500,000, to remain available until  
20 expended, for facility enhancements to protect property  
21 from acts of terrorism, vandalism, and theft: *Provided*,  
22 That the Congress designates the entire amount as an  
23 emergency requirement pursuant to section 251(b)(2)(A)  
24 of the Balanced Budget and Emergency Deficit Control  
25 Act of 1985, as amended.



## 1 OTHER RELATED AGENCY

## 2 SMITHSONIAN INSTITUTION

## 3 CONSTRUCTION

4 For an additional amount for “Construction”,  
5 \$2,000,000, to remain available until expended, for plan-  
6 ning, design, and construction of an alcohol collections  
7 storage facility at the Museum Support Center: *Provided*,  
8 That the Congress designates the entire amount as an  
9 emergency requirement pursuant to section 251(b)(2)(A)  
10 of the Balanced Budget and Emergency Deficit Control  
11 Act of 1985, as amended.

## 12 GENERAL PROVISIONS, THIS CHAPTER

13 SEC. 701. The Department of the Interior and Re-  
14 lated Agencies Appropriations Act, 2002 (Public Law  
15 107–63), under the head “Minerals Management Service,  
16 Royalty and Offshore Minerals Management” is amended  
17 by striking the word “and” immediately following the  
18 word “points,” in the sixth proviso, and by inserting im-  
19 mediately after the word “program” in the sixth proviso  
20 “, or under its authority to transfer oil to the Strategic  
21 Petroleum Reserve”, and by inserting at the end of the  
22 sixth proviso immediately preceding the colon, the fol-  
23 lowing, “and to recover MMS transportation costs, sala-  
24 ries and other administrative costs directly related to fill-  
25 ing the Strategic Petroleum Reserve”.

1           SEC. 702. In entering into agreements with foreign  
2 countries pursuant to the Wildfire Suppression Assistance  
3 Act (42 U.S.C. 1856m) the Secretary of Agriculture and  
4 the Secretary of the Interior are authorized to enter into  
5 reciprocal agreements in which the individuals furnished  
6 under said agreements to provide wildfire services are con-  
7 sidered, for purposes of tort liability, employees of the  
8 country receiving said services when the individuals are  
9 fighting fires. The Secretary of Agriculture or the Sec-  
10 retary of the Interior shall not enter into any agreement  
11 under this provision unless the foreign country (either di-  
12 rectly or through its fire organization) agrees to assume  
13 any and all liability for the acts or omissions of American  
14 firefighters engaged in firefighting in a foreign country.  
15 When an agreement is reached for furnishing fire fighting  
16 services, the only remedies for acts or omissions com-  
17 mitted while fighting fires shall be those provided under  
18 the laws of the host country and those remedies shall be  
19 the exclusive remedies for any claim arising out of fighting  
20 fires in a foreign country. Neither the firefighter, the send-  
21 ing country nor any organization associated with the fire-  
22 fighter shall be subject to any action whatsoever per-  
23 taining to or arising out of fighting fires.

## CHAPTER 8

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## DEPARTMENT OF LABOR

## EMPLOYMENT AND TRAINING ADMINISTRATION

## TRAINING AND EMPLOYMENT SERVICES

For an additional amount for “Training and Employment Services”, \$400,000,000, of which \$200,000,000 is available for obligation through June 30, 2004 for carrying out sections 171(d) and 173 of the Workforce Investment Act, except that not more than \$20,000,000 may be used for carrying out section 171(d); of which \$80,000,000 is available for obligation through June 30, 2003 for carrying out section 132(a)(2)(B) of such Act; of which \$10,000,000 is available for obligation through June 30, 2004, and shall be transferred to “Economic Development Assistance Programs”, Economic Development Administration, Department of Commerce, for economic development assistance authorized by the Public Works and Economic Development Act of 1965, as amended, including \$8,300,000 for “Public Works” investments and \$1,700,000 for “Planning” investments; and of which \$110,000,000 is available for obligation July 1, 2001 through June 30, 2002 for carrying out section 132(a)(2)(B) of the Workforce Investment Act notwithstanding sections 132(b)(2)(B) and 133(b)(2)(B) of such Act and shall be allotted and allocated in a manner that

1 restores to the affected States and local workforce invest-  
2 ment areas the \$110,000,000 that was subject to rescis-  
3 sion under Public Law 107–20: *Provided*, That the entire  
4 amount is designated by the Congress as an emergency  
5 requirement pursuant to section 251(b)(2)(A) of the Bal-  
6 anced Budget and Emergency Deficit Control Act of 1985,  
7 as amended: *Provided further*, That notwithstanding any  
8 other provision of law, the Governor of the State may in-  
9 clude information on local area unexpended balances in  
10 determining allocation of the funding to local areas made  
11 available through June 30, 2003, under this head, for car-  
12 rying out section 132(a)(2)(B) of the Workforce Invest-  
13 ment Act.

14 OCCUPATIONAL SAFETY AND HEALTH ADMINISTRATION  
15 SALARIES AND EXPENSES

16 Of the funds provided under this heading in Public  
17 Law 107–116 for Occupational Safety and Health Admin-  
18 istration training grants, \$1,000,000 shall be used to re-  
19 store reductions in Institutional Competency Building  
20 training grants which commenced in September 2000, for  
21 program activities ending September 30, 2002 and  
22 \$4,275,000 shall be used to extend funding for these same  
23 Institutional Competency Building training grants for pro-  
24 gram activities for the period of September 30, 2002 to  
25 September 30, 2003, and \$5,900,000 shall be used to ex-

1 tend funding for targeted training grants which com-  
 2 menced in September 2001 for program activities for the  
 3 period of September 30, 2002 to September 30, 2003, pro-  
 4 vided that a grantee has demonstrated satisfactory per-  
 5 formance.

6 DEPARTMENT OF HEALTH AND HUMAN  
 7 SERVICES

8 HEALTH RESOURCES AND SERVICES ADMINISTRATION  
 9 HEALTH RESOURCES AND SERVICES

10 The matter preceding the first proviso under this  
 11 heading in Public Law 107–116 is amended—

- 12 (1) by inserting “IV,” after “titles II, III,”; and  
 13 (2) by striking “\$311,978,000” and inserting  
 14 “\$315,333,000”.

15 CENTERS FOR DISEASE CONTROL AND PREVENTION  
 16 DISEASE CONTROL, RESEARCH, AND TRAINING

17 For emergency expenses necessary to support activi-  
 18 ties related to countering potential biological, disease, and  
 19 chemical threats to civilian populations and for carrying  
 20 out title III of the Public Health Service Act,  
 21 \$315,000,000, to be available until expended. Of this  
 22 amount, \$37,000,000 shall be for improving security, in-  
 23 cluding information technology security, and  
 24 \$278,000,000 shall be for equipment and construction and  
 25 renovation of facilities in Atlanta: *Provided*, That notwith-

1 standing any other provision of law, a single contract or  
2 related contracts for development and construction of fa-  
3 cilities may be employed which collectively include the full  
4 scope of the project: *Provided further*, That the solicitation  
5 and contract shall contain the clause “availability of  
6 funds” found at 48 CFS 52.232–18: *Provided further*,  
7 That the entire amount is designated by the Congress as  
8 an emergency requirement pursuant to section  
9 251(b)(2)(A) of the Balanced Budget and Emergency  
10 Deficit Control Act of 1985, as amended.

11 NATIONAL INSTITUTES OF HEALTH

12 BUILDINGS AND FACILITIES

13 (INCLUDING RESCISSION)

14 Of the funds provided under this heading in Public  
15 Law 107–116, \$30,000,000 are rescinded.

16 For emergency expenses necessary to support activi-  
17 ties related to countering potential biological, disease, and  
18 chemical threats to civilian populations, and for the study  
19 of, construction of, renovation of, and acquisition of equip-  
20 ment for, facilities of or used by the National Institutes  
21 of Health, including the acquisition of real property,  
22 \$72,000,000 to remain available until expended: *Provided*,  
23 That notwithstanding any other provision of law, a single  
24 contract or related contracts for the development and con-  
25 struction of facilities may be employed which collectively  
26 include the full scope of the project: *Provided further*, That

1 the solicitation and contract shall contain the clause  
 2 “availability of funds” found at 48 CFS 52.232–18: *Pro-*  
 3 *vided further*, That the entire amount is designated by the  
 4 Congress as an emergency requirement pursuant to sec-  
 5 tion 251(b)(2)(A) of the Balanced Budget and Emergency  
 6 Deficit Control Act of 1985, as amended.

7 OFFICE OF THE SECRETARY

8 PUBLIC HEALTH AND SOCIAL SERVICES EMERGENCY

9 FUND

10 For emergency expenses to respond to the September  
 11 11, 2001, terrorist attacks on the United States for “Pub-  
 12 lic Health and Social Services Emergency Fund” for base-  
 13 line and follow-up screening, long-term health monitoring  
 14 and analysis for the emergency services personnel and res-  
 15 cue and recovery personnel, \$90,000,000, to remain avail-  
 16 able until expended, of which no less than \$25,000,000  
 17 shall be available for current and retired firefighters: *Pro-*  
 18 *vided*, That the entire amount is designated by the Con-  
 19 gress as an emergency requirement pursuant to section  
 20 251(b)(2)(A) of the Balanced Budget and Emergency  
 21 Deficit Control Act of 1985, as amended.

22 DEPARTMENT OF EDUCATION

23 SCHOOL IMPROVEMENT PROGRAMS

24 The matter under this heading in Public Law 107–  
 25 116 is amended by inserting before the period, “: *Provided*

1 *further*, That of the amount made available under subpart  
2 8, part D, title V of the ESEA, \$2,300,000 shall be avail-  
3 able for Digital Educational Programming Grants”.

4 Of the funds provided under this heading in Public  
5 Law 107–116 to carry out the Elementary and Secondary  
6 Education Act of 1965, \$832,889,000 shall be available  
7 to carry out part D of title V, and up to \$11,500,000 may  
8 be used to carry out section 2345.

9 In the statement of the managers of the committee  
10 of conference accompanying H.R. 3061 (Public Law 107–  
11 116; House Report 107–342), in the matter relating to  
12 the Fund for the Improvement of Education under the  
13 heading “School Improvement Programs”—

14 (1) the provision specifying \$200,000 for Fres-  
15 no At-Risk Youth Services and the provision speci-  
16 fying \$225,000 for the Fresno Unified School Dis-  
17 trict shall be applied by substituting the following  
18 for the two provisions: “Fresno Unified School Dis-  
19 trict, Fresno, California, in partnership with the  
20 City of Fresno, California, for activities to address  
21 the problems of at-risk youth, including afterschool  
22 activities and a mobile science unit, \$425,000”;

23 (2) the provision specifying \$50,000 for the  
24 Lewiston-Auburn College/University of Southern  
25 Maine shall be deemed to read as follows: “Lewis-



1 ton-Auburn College/University of Southern Maine  
2 TEAMS program to prepare teachers to meet the  
3 demands of Maine’s 21st century elementary and  
4 middle schools, \$50,000”;

5 (3) the provision specifying \$250,000 for the  
6 Wellington Public School District, Wellington, KS,  
7 shall be deemed to read as follows: “Wellington Pub-  
8 lic School District, Wellington, KS, for after school  
9 activities, \$250,000”;

10 (4) the provision specifying \$200,000 for the  
11 Vermont Higher Education Council shall be deemed  
12 to read as follows: “Vermont Higher Education Con-  
13 sortium to develop universal early learning programs  
14 to ensure that at least one certified teacher will be  
15 available in center-based child care programs,  
16 \$200,000”;

17 (5) the provision specifying \$250,000 for Edu-  
18 cation Service District 117 in Wenatchee, WA, shall  
19 be deemed to read as follows: “Education Service  
20 District 171 in Wenatchee, WA, to equip a commu-  
21 nity technology center to expand technology-based  
22 training, \$250,000”;

23 (6) the provision specifying \$1,000,000 for the  
24 Electronic Data Systems Project shall be deemed to  
25 read as follows: “Washington State Department of

1 Education for an electronic data systems project to  
2 create a database that would improve the acquisi-  
3 tion, analysis and sharing of student information,  
4 \$1,000,000”;

5 (7) the provision specifying \$250,000 for the  
6 YMCA of Seattle-King-Snohomish County shall be  
7 deemed to read as follows: “YWCA of Seattle-King  
8 County-Snohomish County to support women and  
9 families through an at-risk youth center and other  
10 family supports, \$250,000”;

11 (8) the provision specifying \$50,000 for Drug  
12 Free Pennsylvania shall be deemed to read as fol-  
13 lows: “Drug Free Pennsylvania to implement a dem-  
14 onstration project, \$50,000”;

15 (9) the provision specifying \$20,000,000 for the  
16 Commonwealth of Pennsylvania Department of Edu-  
17 cation shall be deemed to read as follows:  
18 “\$20,000,000 is included for a grant to the Com-  
19 monwealth of Pennsylvania Department of Edu-  
20 cation to provide assistance, through subgrants, to  
21 low-performing school districts that are slated for  
22 potential takeover and/or on the Education Em-  
23 powerment List as prescribed by Pennsylvania State  
24 Law. The initiative is intended to improve the man-  
25 agement and operations of the school districts; assist

1 with curriculum development; provide after-school,  
2 summer and weekend programs; offer teacher and  
3 principal professional development and promote the  
4 acquisition and effective use of instructional tech-  
5 nology and equipment”;

6 (10) the provision specifying \$150,000 for the  
7 American Theater Arts for Youth, Inc., Philadel-  
8 phia, PA, for a Mississippi Arts in Education Pro-  
9 gram shall be deemed to read as follows: “American  
10 Theater Arts for Youth, Inc., for a Mississippi Arts  
11 in Education program, \$150,000”;

12 (11) the provision specifying \$340,000 for the  
13 Zero to Five Foundation, Los Angeles, California,  
14 shall be deemed to read as follows: “Zero to Five  
15 Foundation, Los Angeles, California, to develop an  
16 early childhood education and parenting project,  
17 \$340,000”;

18 (12) the provision specifying \$900,000 for the  
19 University of Nebraska, Kearney, Nebraska, shall be  
20 deemed to read as follows: “University of Nebraska,  
21 Kearney, Nebraska, for a Minority Access to Higher  
22 Education Program to address the special needs of  
23 Hispanic and other minority populations from  
24 grades K–12, \$900,000”;

1 (13) the provision specifying \$25,000 for the  
2 American Theater Arts for Youth for an Arts in  
3 Education program shall be deemed to read as fol-  
4 lows: “American Theater Arts for Youth, Inc., in  
5 Philadelphia, Pennsylvania, for an Arts in Education  
6 program, \$25,000”; and

7 (14) the provision specifying \$50,000 for the  
8 Lewiston-Auburn College/University of Southern  
9 Maine shall be deemed to read as follows: “Lewis-  
10 ton-Auburn College/University of Southern Maine  
11 CLASS program to prepare teachers to meet the de-  
12 mands of Maine’s 21st century elementary and mid-  
13 dle schools, \$50,000”.

#### 14 STUDENT FINANCIAL ASSISTANCE

15 For an additional amount for “Student Financial As-  
16 sistance” for carrying out subpart 1 of part A of title IV  
17 of the Higher Education Act of 1965, as amended,  
18 \$1,000,000,000, to remain available through September  
19 30, 2003: *Provided*, That the entire amount is designated  
20 by the Congress as an emergency requirement pursuant  
21 to section 251(b)(2)(A) of the Balanced Budget and  
22 Emergency Deficit Control Act of 1985, as amended.

#### 23 HIGHER EDUCATION

24 In the statement of the managers of the committee  
25 of conference accompanying H.R. 3061 (Public Law 107–  
26 116; House Report 107–342), in the matter relating to

1 the Fund for the Improvement of Postsecondary Edu-  
2 cation under the heading “Higher Education”—

3 (1) the provision for Nicholls State University,  
4 Thibodaux, LA, shall be applied by substituting  
5 “Intergenerational” for “International”;

6 (2) the provision specifying \$1,000,000 for the  
7 George J. Mitchell Scholarship Research Institute  
8 shall be deemed to read as follows: “George J.  
9 Mitchell Scholarship Research Institute in Portland,  
10 Maine, for an endowment to provide scholarships  
11 that allow students attending public schools in  
12 Maine to continue their education, \$1,000,000”;

13 (3) the provision specifying \$10,000,000 for the  
14 Shriver Peace Worker Program, Inc. shall be  
15 deemed to read as follows: “Shriver Peace Worker  
16 Program, Inc. to establish the Sargent Shriver  
17 Peace Center, which may include establishing an en-  
18 dowment for such center, for the purpose of sup-  
19 porting graduate research fellowships, professor-  
20 ships, and grants and scholarships for students re-  
21 lated to peace studies and social change,  
22 \$10,000,000”; and

23 (4) the provision specifying \$1,000,000 for  
24 Cleveland State University shall be deemed to read  
25 as follows: “Cleveland State University, College of

1 Education, Cleveland, Ohio, for a K–16 Urban  
2 School Leadership initiative, \$1,000,000”.

3 EDUCATION RESEARCH, STATISTICS, AND ASSESSMENT

4 The matter under this heading in Public Law 107–  
5 116, is amended by inserting before the period the fol-  
6 lowing new proviso: “: *Provided further*, That \$5,000,000  
7 shall be available to extend for one additional year the con-  
8 tract for the Eisenhower National Clearinghouse for  
9 Mathematics and Science Education authorized under sec-  
10 tion 2102(a)(2) of the Elementary and Secondary Edu-  
11 cation Act of 1965, prior to its amendment by the No  
12 Child Left Behind Act of 2001, Public Law 107–110”.

13 GENERAL PROVISIONS, THIS CHAPTER

14 SEC. 801. The Elementary and Secondary Education  
15 Act of 1965 is hereby amended in section 8003 by amend-  
16 ing subsection (b)(2)(D)(ii)(III) to read as follows: “For  
17 a local educational agency that does not qualify under  
18 (B)(i)(II)(aa) of this subsection and has an enrollment of  
19 more than 100 but not more than 1,000 children described  
20 in subsection (a)(1), the Secretary shall calculate the total  
21 number of weighted student units for purposes of sub-  
22 section (a)(2) by multiplying the number of such children  
23 by a factor of 1.25.”.

24 SEC. 802. The Elementary and Secondary Education  
25 Act of 1965 is hereby amended in section 8003(b)(1) by  
26 adding the following as subparagraph (G):

1           “(G) Beginning with fiscal year 2002, for  
2           the purpose of calculating a payment under this  
3           paragraph for a local educational agency whose  
4           local contribution rate was computed under  
5           subparagraph (C)(iii) for the previous year, the  
6           Secretary shall use a local contribution rate  
7           that is not less than 95 percent of the rate that  
8           the LEA received for the preceding year.”.

9           SEC. 803. Amounts made available in Public Law  
10          107–116 for the administrative and related expenses for  
11          departmental management for the Department of Labor,  
12          the Department of Health and Human Services, and the  
13          Department of Education, shall be reduced on a pro rata  
14          basis by \$45,000,000: *Provided*, That this provision shall  
15          not apply to the Food and Drug Administration and the  
16          Indian Health Service: *Provided further*, That not later  
17          than 15 days after the enactment of this Act, the Director  
18          of the Office of Management and Budget shall report to  
19          the House and Senate Committees on Appropriations the  
20          accounts subject to the pro rata reductions and the  
21          amount to be reduced in each account.

22          SEC. 804. The Higher Education Amendments of  
23          1998 are hereby amended in section 821 as follows:

24                  (1) in subsection (b), by striking “25” and in-  
25                  serting “35”;

1           (2) in subsection (e)(3), by striking “\$1,500”  
2           and inserting “\$2,000”; and

3           (3) in subsection (f) by striking “25” and in-  
4           serting “35”.

5           SEC. 805. (a) Section 487 of the Public Health Serv-  
6           ice Act (42 U.S.C. 288) is amended by striking “National  
7           Research Service Awards” or “National Research Service  
8           Award” each place either appears and inserting in lieu  
9           thereof “Ruth L. Kirschstein National Research Service  
10          Awards” or “Ruth L. Kirschstein National Research Serv-  
11          ice Award” as appropriate.

12          (b) The heading for Section 487 of the Public Health  
13          Service Act (42 U.S.C. 288) is amended to read as follows:  
14          “Ruth L. Kirschstein National Research Service Awards”.

15          (c) Any reference in any law (other than this Act),  
16          regulation, document, record, map, or other paper of the  
17          United States to “National Research Service Awards”  
18          shall be considered to be a reference to “Ruth L.  
19          Kirschstein National Research Service Awards”.

20          SEC. 806. (a) Section 3306(u) of title 26, United  
21          States Code, is amended by adding at the end the fol-  
22          lowing: “Such term does not include any entity located  
23          in Alaska.”.



1 (b) The amendment made by this section shall take  
 2 effect as if included in the amendment made by section  
 3 166(d) of the Community Renewal Tax Relief Act of 2000.

4 CHAPTER 9

5 LEGISLATIVE BRANCH

6 JOINT ITEMS

7 CAPITOL POLICE BOARD

8 CAPITOL POLICE

9 GENERAL EXPENSES

10 For an additional amount for the Capitol Police  
 11 Board for necessary expenses of the Capitol Police, includ-  
 12 ing security equipment and installation, supplies, mate-  
 13 rials and contract services, \$3,600,000, to be disbursed  
 14 by the Capitol Police Board or their designee: *Provided*,  
 15 That the entire amount is designated by the Congress as  
 16 an emergency requirement pursuant to section  
 17 251(b)(2)(A) of the Balanced Budget and Emergency  
 18 Deficit Control Act of 1985, as amended.

19 LIBRARY OF CONGRESS

20 COPYRIGHT OFFICE

21 SALARIES AND EXPENSES

22 For an additional amount for “Copyright Office, Sal-  
 23 aries and expenses”, \$7,500,000, to remain available until  
 24 expended: *Provided*, That the entire amount is designated  
 25 by the Congress as an emergency requirement pursuant

1 to section 251(b)(2)(A) of the Balanced Budget and  
2 Emergency Deficit Control Act of 1985, as amended.

3 GENERAL PROVISIONS, THIS CHAPTER

4 SEC. 901. The amount otherwise made available  
5 under section 506 of the Supplemental Appropriations  
6 Act, 1973 (2 U.S.C. 58) for fiscal year 2002 to any Sen-  
7 ator from the Senators' Official Personnel and Office Ex-  
8 pense Account shall be increased by the amount (not in  
9 excess of \$20,000) which the Senator certifies in a written  
10 request to the Secretary of the Senate made not later than  
11 September 30, 2002, as being necessary for the payment  
12 or reimbursement of expenditures incurred or obligated  
13 during fiscal year 2002 that—

14 (1) are otherwise payable from such account,  
15 and

16 (2) are directly related to responses to the ter-  
17 rorist attacks of September 11, 2001, or the dis-  
18 covery of anthrax in the Senate complex and the dis-  
19 placement of Senate offices due to such discovery.

20 SEC. 902. (a) Chapter 9 of the Emergency Supple-  
21 mental Act, 2002 (Public Law 107-117; 115 Stat. 2315),  
22 is amended—

23 (1) in section 901 (a), by striking “buildings  
24 and facilities” and insert “buildings and facilities,  
25 subject to the availability of appropriations,”.

1 (b) Section 9 of the Act of July 31, 1946 (40 U.S.C.  
2 212a), is amended by redesignating the subsection (b)  
3 added by section 903(c)(2) of the Emergency Supple-  
4 mental Act, 2002, as subsection (c).

5 (c) The amendment made by this section shall take  
6 effect as if included in the enactment of the Emergency  
7 Supplemental Act, 2002.

8 SEC. 903. (a) Section 909(a) of chapter 9 of the  
9 Emergency Supplemental Act, 2002 (40 U.S.C. 207b–2;  
10 Public Law 107–117; 115 Stat. 2320) (in this section re-  
11 ferred to as the “Act”) is amended—

12 (1) in paragraph (1), by striking “determines  
13 that the Capitol Police would be likely, in the ab-  
14 sence of such a bonus, to encounter difficulty in fill-  
15 ing the position” and inserting “, in the sole discre-  
16 tion of the Board, determines that such a bonus will  
17 assist the Capitol Police in recruitment efforts”; and

18 (2) by adding at the end the following:

19 “(6) DETERMINATIONS NOT APPEALABLE OR  
20 REVIEWABLE.—Any determination of the Board  
21 under this subsection shall not be appealable or re-  
22 viewable in any manner.”.

23 (b) Section 909(b) of the Act is amended—

24 (1) in paragraph (1)—

1 (A) by striking subparagraphs (A) and  
2 (B); and

3 (B) by striking “if—” and inserting “if the  
4 Board, in the sole discretion of the Board, de-  
5 termines that such a bonus will assist the Cap-  
6 itol Police in retention efforts.”; and

7 (2) in paragraph (3), by striking “the reduction  
8 or the elimination of a retention allowance may not  
9 be appealed” and inserting “any determination of  
10 the Board under this subsection, or the reduction or  
11 elimination of a retention allowance, shall not be ap-  
12 pealable or reviewable in any manner”.

13 (c) Section 909 of the Act is amended—

14 (1) by redesignating subsections (f) and (g) as  
15 subsections (g) and (h), respectively; and

16 (2) by inserting after subsection (e) the fol-  
17 lowing:

18 “(f) TUITION ALLOWANCES.—The Capitol Police  
19 Board may authorize the Chief to pay tuition allowances  
20 for payment or reimbursement of education expenses in  
21 the same manner and to the same extent as retention al-  
22 lowances under subsection (b).”.

23 SEC. 904. (a) The Architect of the Capitol is author-  
24 ized, subject to the availability of appropriations, to ac-  
25 quire (through purchase, lease, or otherwise) buildings

1 and facilities for use as computer backup facilities (and  
2 related uses) for offices in the legislative branch.

3 (b) The acquisition of a building or facility under sub-  
4 section (a) shall be subject to the approval of—

5 (1) the House Office Building Commission, in  
6 the case of a building or facility acquired for the use  
7 of an office of the House of Representatives;

8 (2) the Committee on Rules and Administration  
9 of the Senate, in the case of a building or facility  
10 acquired for the use of an office of the Senate; or

11 (3) the House Office Building Commission and  
12 the Committee on Rules and Administration of the  
13 Senate, in the case of a building or facility acquired  
14 for the use of any other office in the legislative  
15 branch.

16 (c) Any building or facility acquired by the Architect  
17 of the Capitol pursuant to subsection (a) shall be a part  
18 of the United States Capitol Grounds and shall be subject  
19 to the provisions of the Act entitled “An Act to define  
20 the area of the United States Capitol Grounds, to regulate  
21 the use thereof, and for other purposes”, approved July  
22 31, 1946.

23 (d) This section shall apply with respect to fiscal year  
24 2002 and each succeeding fiscal year.

## CHAPTER 10

## DEPARTMENT OF TRANSPORTATION

## TRANSPORTATION SECURITY ADMINISTRATION

1 For additional amounts for emergency expenses to  
2 ensure transportation security, \$4,702,525,000, to remain  
3 available until expended: *Provided*, That the entire amount  
4 is designated by the Congress as an emergency require-  
5 ment pursuant to section 251(b)(2)(A) of the Balanced  
6 Budget and Emergency Deficit Control Act of 1985, as  
7 amended: *Provided further*, That of the amounts provided  
8 under this head, \$200,000,000 shall be for port security  
9 grants under the same terms and conditions as provided  
10 for under Public Law 107–117; \$20,000,000 shall be used  
11 to enable the Under Secretary for Transportation Security  
12 to make grants and enter into contracts to enhance secu-  
13 rity for intercity bus operations; and \$27,945,000 shall  
14 be used to enable said Under Secretary to make grants,  
15 enter into contracts and execute interagency agreements  
16 for the purpose of deploying Operation Safe Commerce.

## U.S. COAST GUARD

## OPERATING EXPENSES

22 For an additional amount for “Operating Expenses”  
23 for emergency expenses for homeland security,  
24 \$318,400,000, to remain available until September 30,  
25 2003: *Provided*, That the entire amount is designated by

1 the Congress as an emergency requirement pursuant to  
2 section 251(b)(2)(A) of the Balanced Budget and Emer-  
3 gency Deficit Control Act of 1985, as amended.

4 ACQUISITION, CONSTRUCTION, AND IMPROVEMENTS

5 For an additional amount for “Acquisition, Construc-  
6 tion, and Improvements” for emergency expenses for  
7 homeland security, \$347,700,000, to remain available  
8 until September 30, 2004: *Provided*, That the entire  
9 amount is designated by the Congress as an emergency  
10 requirement pursuant to section 251(b)(2)(A) of the Bal-  
11 anced Budget and Emergency Deficit Control Act of 1985,  
12 as amended.

13 FEDERAL AVIATION ADMINISTRATION

14 OPERATIONS

15 For an additional amount for “Operations”,  
16 \$100,000,000, for security activities at Federal Aviation  
17 Administration facilities: *Provided*, That the entire  
18 amount is designated by the Congress as an emergency  
19 requirement pursuant to section 251(b)(2)(A) of the Bal-  
20 anced Budget and Emergency Deficit Control Act of 1985,  
21 as amended.

22 FACILITIES AND EQUIPMENT

23 (AIRPORT AND AIRWAY TRUST FUND)

24 For an additional amount for “Facilities and Equip-  
25 ment”, \$15,000,000, to be derived from the Airport and  
26 Airway Trust Fund and to remain available until ex-

1 pended: *Provided*, That the entire amount is designated  
 2 by the Congress as an emergency requirement pursuant  
 3 to section 251(b)(2)(A) of the Balanced Budget and  
 4 Emergency Deficit Control Act of 1985, as amended.

5 GRANTS-IN-AID FOR AIRPORTS

6 (AIRPORT AND AIRWAY TRUST FUND)

7 For an additional amount to enable the Federal Avia-  
 8 tion Administrator to compensate airports for the direct  
 9 costs associated with new, additional or revised security  
 10 requirements imposed on airport operators by the Admin-  
 11 istrator on or after September 11, 2001, notwithstanding  
 12 any other provision of law, \$100,000,000, to be derived  
 13 from the Airport and Airway Trust Fund and to remain  
 14 available until expended: *Provided*, That the entire amount  
 15 is designated by the Congress as an emergency require-  
 16 ment pursuant to section 251(b)(2)(A) of the Balanced  
 17 Budget and Emergency Deficit Control Act of 1985, as  
 18 amended.

19 FEDERAL HIGHWAY ADMINISTRATION

20 FEDERAL-AID HIGHWAYS

21 EMERGENCY RELIEF PROGRAM

22 (HIGHWAY TRUST FUND)

23 For an additional amount for “Emergency Relief  
 24 Program”, as authorized by 23 U.S.C. 125, for emergency  
 25 expenses to respond to the September 11, 2001, terrorist  
 26 attacks on New York City, \$167,000,000 for the State of



1 New York, to be derived from the Highway Trust Fund  
 2 and to remain available until expended: *Provided*, That  
 3 notwithstanding 23 U.S.C. 120(e), the Federal share for  
 4 any project on a Federal-aid highway related to the New  
 5 York City terrorist attacks shall be 100 percent: *Provided*  
 6 *further*, That notwithstanding 23 U.S.C. 125(d)(1), the  
 7 Secretary of Transportation may obligate more than  
 8 \$100,000,000 for those projects: *Provided further*, That  
 9 the entire amount is designated by the Congress as an  
 10 emergency requirement pursuant to section 251(b)(2)(A)  
 11 of the Balanced Budget and Emergency Deficit Control  
 12 Act of 1985, as amended.

13 FEDERAL-AID HIGHWAYS

14 (HIGHWAY TRUST FUND)

15 (RESCISSION)

16 Of the funds apportioned to each state under the pro-  
 17 grams authorized under sections 1101(a)(1), 1101(a)(2),  
 18 1101(a)(3), 1101(a)(4) and 1101(a)(5) of Public Law  
 19 105–178, as amended, \$200,000,000 are rescinded.

20 FEDERAL MOTOR CARRIER SAFETY ADMINISTRATION

21 BORDER ENFORCEMENT PROGRAM

22 For necessary expenses of the Border Enforcement  
 23 Program to respond to the September 11, 2001, terrorist  
 24 attacks on the United States, \$19,300,000, to be derived  
 25 from the Highway Trust Fund, of which \$4,200,000 shall  
 26 be to implement section 1012 of Public Law 107–56 (USA

1 Patriot Act); \$10,000,000 shall be for drivers' license  
2 fraud detection and prevention, northern border safety  
3 and security study, and hazardous material security edu-  
4 cation and outreach; and \$5,100,000 shall be for the pur-  
5 poses of coordinating drivers' license registration and so-  
6 cial security number verification: *Provided*, That in con-  
7 nection with such commercial drivers' license fraud deter-  
8 rence projects, the Secretary may enter into such con-  
9 tracts or grants with the American Association of Motor  
10 Vehicle Administrators, States, or other persons as the  
11 Secretary may so designate to carry out these purposes:  
12 *Provided further*, That the entire amount is designated by  
13 the Congress as an emergency requirement pursuant to  
14 section 251(b)(2)(A) of the Balanced Budget and Emer-  
15 gency Deficit Control Act of 1985, as amended.

16 FEDERAL RAILROAD ADMINISTRATION

17 GRANTS TO THE NATIONAL RAILROAD PASSENGER

18 CORPORATION

19 For an additional amount for the National Railroad  
20 Passenger Corporation for emergency expenses to ensure  
21 the safety of rail passenger operations, \$55,000,000, to  
22 remain available until expended, of which \$20,000,000  
23 shall be used to repair damaged passenger equipment,  
24 \$12,000,000 shall be used for emergency security needs,

1 and \$23,000,000 shall be used for the heavy overhaul of  
2 the rail passenger fleet.

3 FEDERAL TRANSIT ADMINISTRATION

4 CAPITAL INVESTMENT GRANTS

5 For an additional amount for “Capital Investment  
6 Grants” for emergency expenses to respond to the Sep-  
7 tember 11, 2001, terrorist attacks in New York City,  
8 \$1,800,000,000, to remain available until expended, to re-  
9 place, rebuild, or enhance the public transportation sys-  
10 tems serving the Borough of Manhattan, New York City,  
11 New York: *Provided*, That the Secretary may use up to  
12 one percent of this amount for oversight activities: *Pro-*  
13 *vided further*, That these funds are subject to grant re-  
14 quirements as determined by the Secretary to ensure that  
15 eligible projects will improve substantially the mobility of  
16 commuters in Lower Manhattan: *Provided further*, That  
17 the Federal share for any project funded from this amount  
18 shall be 100 percent: *Provided further*, That these funds  
19 are in addition to any other appropriation available for  
20 these purposes: *Provided further*, That the entire amount  
21 is designated by the Congress as an emergency require-  
22 ment pursuant to section 251(b)(2)(A) of the Balanced  
23 Budget and Emergency Deficit Control Act of 1985, as  
24 amended.

## 1 RESEARCH AND SPECIAL PROGRAMS ADMINISTRATION

## 2 RESEARCH AND SPECIAL PROGRAMS

3 For an additional amount for “Research and Special  
4 Programs” to establish a Transportation Information Op-  
5 erations Center for improving transportation emergency  
6 response coordination, \$3,500,000: *Provided*, That the en-  
7 tire amount is designated by the Congress as an emer-  
8 gency requirement pursuant to section 251(b)(2)(A) of the  
9 Balanced Budget and Emergency Deficit Control Act of  
10 1985, as amended.

## 11 GENERAL PROVISIONS, THIS CHAPTER

12 SEC. 1001. Section 1106 of Public Law 107–117 is  
13 amended by deleting “\$116,023,000” and inserting  
14 “\$128,123,000”.

15 SEC. 1002. Section 1102 of Public Law 105–178 is  
16 amended by adding at the end the following:

17 “(k) Notwithstanding any other provision of law, the  
18 obligations for Federal-aid highway and highway safety  
19 construction programs for fiscal year 2003 shall be not  
20 less than \$27,746,000,000 and not more than  
21 \$28,900,000,000.”.

22 SEC. 1003. Title II of Division C of Public Law 105–  
23 277 is amended by striking “of more than 750 gross reg-  
24 istered tons” in each place it appears, and inserting in  
25 lieu thereof, “of more than 750 gross registered tons (as

1 measured under Chapter 145 of Title 46) or 1,900 gross  
2 registered tons as measured under Chapter 143 of that  
3 Title)”.  
4

5 SEC. 1004. Notwithstanding any other provision of  
6 law, federal credit instruments issued pursuant to section  
7 101(a)(1) of Public Law 107-42 shall not exceed  
8 \$429,000,000 in fiscal year 2002 and not exceed  
9 \$4,000,000,000 in the aggregate.

10 SEC. 1005. Section 335 of Public Law 107-87 is  
11 amended by inserting “and the Transportation Security  
12 Administration” after “the Federal Aviation Administra-  
13 tion”; by inserting “, aviation security” after “air naviga-  
14 tion”, and by inserting “and the TSA for necessary secu-  
15 rity checkpoints” after the word “facilities”.

16 SEC. 1006. Section 354 of Public Law 106-346 (114  
17 Stat. 1356A-35) is amended by inserting “or Nail Road”  
18 after “Star Landing Road”.

19 SEC. 1007. Notwithstanding any other provision of  
20 law, \$2,750,000 of amounts made available for “Intel-  
21 ligent Transportation Systems” in Public Law 107-87  
22 and Public Law 106-346 shall be made available for ac-  
23 tivities authorized under section 5118 of Public Law 105-  
178.

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CHAPTER 11

DEPARTMENT OF THE TREASURY

FINANCIAL MANAGEMENT SERVICE

SALARIES AND EXPENSES

(RESCISSION)

Of the available balances under this heading,  
\$14,000,000 are rescinded.

UNITED STATES CUSTOMS SERVICE

SALARIES AND EXPENSES

For an additional amount for “Salaries and Ex-  
penses”, \$59,000,000, to remain available until expended:  
*Provided*, That the entire amount is designated by the  
Congress as an emergency requirement pursuant to sec-  
tion 251(b)(2)(A) of the Balanced Budget and Emergency  
Deficit Control Act of 1985, as amended.

INTERNAL REVENUE SERVICE

INFORMATION SYSTEMS

(RESCISSION)

Of the available balances under this heading,  
\$10,000,000 are rescinded.

UNITED STATES SECRET SERVICE

SALARIES AND EXPENSES

For an additional amount for “Salaries and Ex-  
penses”, \$17,200,000: *Provided*, That the entire amount  
is designated by the Congress as an emergency require-  
ment pursuant to section 251(b)(2)(A) of the Balanced

1 Budget and Emergency Deficit Control Act of 1985, as  
2 amended.

3 POSTAL SERVICE

4 PAYMENT TO THE POSTAL SERVICE FUND

5 For an additional amount for “Payment to the Postal  
6 Service Fund” for emergency expenses to enable the Post-  
7 al Service to protect postal employees and postal cus-  
8 tomers from exposure to biohazardous material and to  
9 sanitize and screen the mail, \$87,000,000, to remain avail-  
10 able until expended: *Provided*, That the entire amount is  
11 designated by the Congress as an emergency requirement  
12 pursuant to section 251(b)(2)(A) of the Balanced Budget  
13 and Emergency Deficit Control Act of 1985, as amended.

14 EXECUTIVE OFFICE OF THE PRESIDENT

15 OFFICE OF ADMINISTRATION

16 SALARIES AND EXPENSES

17 For an additional amount for “Salaries and Ex-  
18 penses”, \$5,000,000, to remain available until expended:  
19 *Provided*, That the entire amount is designated by the  
20 Congress as an emergency requirement pursuant to sec-  
21 tion 251(b)(2)(A) of the Balanced Budget and Emergency  
22 Deficit Control Act of 1985, as amended: *Provided further*,  
23 That none of these funds may be obligated until the Sen-  
24 ate confirms a Director for Homeland Security in the Of-

1 fice of Homeland Security pursuant to section 1102 of this  
2 Act.

### 3 INDEPENDENT AGENCIES

#### 4 GENERAL SERVICES ADMINISTRATION

##### 5 REAL PROPERTY ACTIVITIES

##### 6 FEDERAL BUILDINGS FUND

7 For an additional amount for “Federal Buildings  
8 Fund” for building security emergency expenses resulting  
9 from the September 11, 2001, terrorist attacks on the  
10 United States, \$51,800,000: *Provided*, That the entire  
11 amount is designated by the Congress as an emergency  
12 requirement pursuant to section 251(b)(2)(A) of the Bal-  
13 anced Budget and Emergency Deficit Control Act of 1985,  
14 as amended.

##### 15 POLICY AND OPERATIONS

16 For an additional amount for “Policy and Oper-  
17 ations” for emergency expenses related to vulnerabilities  
18 in internet data transmission capability, \$2,500,000, to  
19 remain available until September 30, 2003: *Provided*,  
20 That the entire amount is designated by Congress as an  
21 emergency requirement pursuant to section 251(b)(2)(A)  
22 of the Balanced Budget and Emergency Deficit Control  
23 Act of 1985, as amended.

#### 24 GENERAL PROVISIONS, THIS CHAPTER

25 SEC. 1101. For purposes of section 201(a) of the  
26 Federal Property and Administrative Services Act of 1949



1 (relating to Federal sources of supply, including lodging  
 2 providers, airlines and other transportation providers), the  
 3 Eisenhower Exchange Fellowship Program shall be  
 4 deemed an executive agency for the purposes of carrying  
 5 out the provisions of 20 U.S.C. 5201, and the employees  
 6 of and participants in the Eisenhower Exchange Fellow-  
 7 ship Program shall be eligible to have access to such  
 8 sources of supply on the same basis as employees of an  
 9 executive agency have such access.

10       SEC. 1102. DIRECTOR FOR HOMELAND SECURITY.

11 (a) IN GENERAL.—There is established the position of Di-  
 12 rector for Homeland Security in the Office of Homeland  
 13 Security established under section 1 of Executive order  
 14 No. 13228. The Director for Homeland Security shall be  
 15 the head of that Office, after appointment by the Presi-  
 16 dent, by and with the advice and consent of the Senate.

17       (b) EFFECTIVE DATE.—This section shall take effect  
 18 30 days after the date of enactment of this Act.

19                                   CHAPTER 12

20                   DEPARTMENT OF VETERANS AFFAIRS

21                           VETERANS BENEFITS ADMINISTRATION

22                                   COMPENSATION AND PENSIONS

23       For an additional amount for “Compensation and  
 24 pensions”, \$1,100,000,000, to remain available until ex-  
 25 pended.

## 1 VETERANS HEALTH ADMINISTRATION

## 2 MEDICAL CARE

3 For an additional amount for “Medical care” result-  
4 ing from continued open enrollment for Priority Level 7  
5 veterans, \$142,000,000.

6 For an additional amount for “Medical care”,  
7 \$275,000,000: *Provided*, That the entire amount is des-  
8 ignated by the Congress as an emergency requirement  
9 pursuant to section 251(b)(2)(A) of the Balanced Budget  
10 and Emergency Deficit Control Act of 1985, as amended.

## 11 DEPARTMENT OF HOUSING AND URBAN

## 12 DEVELOPMENT

## 13 PUBLIC AND INDIAN HOUSING

## 14 HOUSING CERTIFICATE FUND

## 15 (RESCISSION)

16 Of the amounts unobligated or recaptured, prior to  
17 September 30, 2002, from funds appropriated under this  
18 heading during fiscal year 2002 and prior years,  
19 \$300,000,000 are rescinded.

## 20 COMMUNITY PLANNING AND DEVELOPMENT

## 21 COMMUNITY DEVELOPMENT FUND

22 For an additional amount for “Community Develop-  
23 ment Fund”, as authorized by title I of the Housing and  
24 Community Development Act of 1974, as amended, for  
25 emergency expenses to respond to the September 11,  
26 2001, terrorist attacks on the United States,

1 \$750,000,000, to remain available until expended: *Pro-*  
2 *vided*, That the State of New York, in cooperation with  
3 the City of New York, shall, through the Lower Manhat-  
4 tan Development Corporation, distribute these funds: *Pro-*  
5 *vided further*, That such funds may be used for assistance  
6 for properties and businesses (including the restoration of  
7 utility infrastructure) damaged by, and for economic revi-  
8 talization directly related to, the terrorist attacks on the  
9 United States that occurred on September 11, 2001, in  
10 New York City and for reimbursement to the State and  
11 City of New York for expenditures incurred from the reg-  
12 ular Community Development Block Grant formula alloca-  
13 tion used to achieve these same purposes: *Provided further*,  
14 That the State of New York is authorized to provide such  
15 assistance to the City of New York: *Provided further*, That  
16 in administering these funds and funds under section 108  
17 of such Act used for economic revitalization activities in  
18 New York City, the Secretary may waive, or specify alter-  
19 native requirements for, any provision of any statute or  
20 regulation that the Secretary administers in connection  
21 with the obligation by the Secretary or the use by the re-  
22 cipient of these funds or guarantees (except for require-  
23 ments related to fair housing, nondiscrimination, labor  
24 standards, and the environment), upon a finding that such  
25 waiver is required to facilitate the use of such funds or

1 guarantees: *Provided further*, That such funds shall not  
2 adversely affect the amount of any formula assistance re-  
3 ceived by the State of New York, New York City, or any  
4 categorical application for other Federal assistance: *Pro-*  
5 *vided further*, That the Secretary shall publish in the Fed-  
6 eral Register any waiver of any statute or regulation that  
7 the Secretary administers pursuant to title I of the Hous-  
8 ing and Community Development Act of 1974, as amend-  
9 ed, no later than five days before the effective date of such  
10 waiver: *Provided further*, That the Secretary shall notify  
11 the Committees on Appropriations on the proposed alloca-  
12 tion of any funds and any related waivers pursuant to this  
13 section no later than five days before such allocation: *Pro-*  
14 *vided further*, That the entire amount is designated by the  
15 Congress as an emergency requirement pursuant to sec-  
16 tion 251(b)(2)(A) of the Balanced Budget and Emergency  
17 Deficit Control Act of 1985, as amended.

18       The referenced statement of the managers under the  
19 heading “Community Development Block Grants” in title  
20 II of Public Law 105–276 is deemed to be amended by  
21 striking “\$250,000 for renovation, accessibility, and as-  
22 bestos remediation for the Wellstone Neighborhood Cen-  
23 ter, Wellstone, Missouri” and insert in lieu thereof  
24 “\$250,000 for the St. Louis Economic Council for design,

1 infrastructure and construction related to the Enterprise  
2 Center-Wellstone in Wellstone, Missouri”.

3       The referenced statement of the managers under the  
4 heading “Community Development Fund” in title II of  
5 Public Law 106–377 is deemed to be amended by striking  
6 “\$1,000,000 for the Community Action Agency of South-  
7 ern New Mexico, Inc. for construction of a regional food  
8 bank and supporting offices” and insert in lieu thereof  
9 “\$1,000,000 for the Community Action Agency of South-  
10 ern New Mexico for construction, purchase, or renovation  
11 and the equipping of a regional food bank and supporting  
12 offices”.

13       The referenced statement of the managers under the  
14 heading “Community Development Fund” in title II of  
15 Public Law 107–73 is deemed to be amended by striking  
16 “\$400,000 to the City of Reading, PA for the development  
17 of the Morgantown Road Industrial Park on what is cur-  
18 rently a brownfields site” and insert in lieu thereof  
19 “\$400,000 for the City of Reading, PA for the develop-  
20 ment of the American Chain and Cable brownfield site”.

21       The referenced statement of the managers under the  
22 heading “Community Development Fund” in title II of  
23 Public Law 107–73 is deemed to be amended by striking  
24 “\$750,000 for the Smart Start Child Care Center and Ex-  
25 pertise School of Las Vegas, Nevada for construction of

1 a child care facility” and insert in lieu thereof “\$250,000  
2 for the Smart Start Child Care Center and Expertise  
3 School of Las Vegas, Nevada for construction of a child  
4 care facility and \$500,000 for job training”.

5 HOME INVESTMENT PARTNERSHIPS PROGRAM

6 (RESCISSION)

7 Of the funds made available under this heading in  
8 Public Law 107-73, \$50,000,000 are rescinded from the  
9 Downpayment Assistance Initiative.

10 HOUSING PROGRAMS

11 RENTAL HOUSING ASSISTANCE

12 The limitation otherwise applicable to the maximum  
13 payments that may be required in any fiscal year by all  
14 contracts entered into under section 236 of the National  
15 Housing Act (12 U.S.C. 1715z-1) is reduced in fiscal year  
16 2002 by not more than \$300,000,000 in uncommitted bal-  
17 ances of authorizations of contract authority provided for  
18 this purpose in appropriations acts: *Provided*, That up to  
19 \$300,000,000 of recaptured section 236 budget authority  
20 resulting from the prepayment of mortgages subsidized  
21 under section 236 of the National Housing Act (12 U.S.C.  
22 1715z-1) shall be made available as provided in section  
23 236(s) of the National Housing Act.

## 1 INDEPENDENT AGENCIES

## 2 ENVIRONMENTAL PROTECTION AGENCY

## 3 SCIENCE AND TECHNOLOGY

4 For an additional amount for “Science and tech-  
5 nology”, \$100,000,000: *Provided*, That the entire amount  
6 is designated by the Congress as an emergency require-  
7 ment pursuant to section 251(b)(2)(A) of the Balanced  
8 Budget and Emergency Deficit Control Act of 1985, as  
9 amended.

## 10 HAZARDOUS SUBSTANCE SUPERFUND

11 For an additional amount for “Hazardous substance  
12 superfund” for additional expenses incurred for anthrax  
13 investigations and cleanup actions at the United States  
14 Capitol and the Congressional office building complex,  
15 \$12,500,000: *Provided*, That the entire amount is des-  
16 ignated by the Congress as an emergency requirement  
17 pursuant to section 251(b)(2)(A) of the Balanced Budget  
18 and Emergency Deficit Control Act of 1985, as amended.

## 19 FEDERAL EMERGENCY MANAGEMENT AGENCY

## 20 DISASTER RELIEF

21 For an additional amount for “Disaster relief” for  
22 emergency expenses to respond to the September 11,  
23 2001, terrorist attacks on the United States,  
24 \$2,660,000,000, to remain available until expended: *Pro-*  
25 *vided*, That in administering the Mortgage and Rental As-  
26 sistance Program for victims of September 11, 2001, the

1 Federal Emergency Management Agency will recognize  
2 those people who were either directly employed in the Bor-  
3 ough of Manhattan or had at least 75 percent of their  
4 wages coming from business conducted within the Bor-  
5 ough of Manhattan as eligible for assistance under the  
6 program, as they were directly impacted by the terrorist  
7 attacks: *Provided further*, That FEMA shall provide com-  
8 pensation to previously denied Mortgage and Rental As-  
9 sistance Program applicants who would qualify under  
10 these new guidelines: *Provided further*, That the entire  
11 amount is designated by the Congress as an emergency  
12 requirement pursuant to section 251(b)(2)(A) of the Bal-  
13 anced Budget and Emergency Deficit Control Act of 1985,  
14 as amended.

15 EMERGENCY MANAGEMENT PLANNING AND ASSISTANCE

16 For an additional amount for “Emergency manage-  
17 ment planning and assistance” for emergency expenses to  
18 respond to the September 11, 2001, terrorist attacks on  
19 the United States, \$745,000,000, of which \$175,000,000  
20 is for FEMA to make available to the States for State  
21 and local all hazards operational planning including re-  
22 sponse planning for natural and man-made disasters in-  
23 cluding terrorism; \$300,000,000 for programs as author-  
24 ized by section 33 of the Federal Fire Prevention and Con-  
25 trol Act of 1974, as amended (15 U.S.C. 2201 et seq.);  
26 \$92,000,000 for the existing national urban search and



1 rescue system; \$115,000,000 for interoperable commu-  
2 nications equipment; \$56,000,000 for grants to state and  
3 local governments for emergency operations centers; and  
4 \$7,000,000 for secure communications equipment and as-  
5 sociated facility improvements and maintenance for state  
6 emergency operations centers: *Provided*, That the entire  
7 amount is designated by the Congress as an emergency  
8 requirement pursuant to section 251(b)(2)(A) of the Bal-  
9 anced Budget and Emergency Deficit Control Act of 1985,  
10 as amended.

11 CERRO GRANDE FIRE CLAIMS

12 For an additional amount for “Cerro Grande Fire  
13 Claims”, \$80,000,000 for claims resulting from the Cerro  
14 Grande fires: *Provided*, That the entire amount is des-  
15 ignated by the Congress as an emergency requirement  
16 pursuant to section 251(b)(2)(A) of the Balanced Budget  
17 and Emergency Deficit Control Act of 1985, as amended.

18 NATIONAL SCIENCE FOUNDATION

19 EDUCATION AND HUMAN RESOURCES

20 For an additional amount for “Education and human  
21 resources” for emergency expenses to respond to emergent  
22 needs in cyber security, \$19,300,000: *Provided*, That the  
23 entire amount is designated by the Congress as an emer-  
24 gency requirement pursuant to section 251(b)(2)(A) of the  
25 Balanced Budget and Emergency Deficit Control Act of  
26 1985, as amended.

## 1 GENERAL PROVISIONS, THIS CHAPTER

2 SEC. 1201. The Secretary of Housing and Urban De-  
3 velopment shall continue to administer the Disposition of  
4 Assets in Revitalization Areas program as provided in sec-  
5 tion 602 of Public Law 105–276 and the Secretary shall  
6 renew all contracts and enter into new contracts with eligi-  
7 ble participants in a manner consistent with the require-  
8 ments of such section.

9 SEC. 1202. The Secretary of Housing and Urban De-  
10 velopment shall submit a report every 90 days to the  
11 House and Senate Committees on Appropriations on the  
12 status of any multifamily housing project (including all  
13 hospitals and nursing homes) insured under the National  
14 Housing Act that has been in default for longer than 60  
15 days. The report shall include the location of the property,  
16 the reason for the default, and all actions taken by the  
17 Secretary and owner with regard to the default, including  
18 any work-out agreements, the status and terms of any as-  
19 sistance or loans, and any transfer of an ownership inter-  
20 est in the property (including any assistance or loans made  
21 to the prior, current or intended owner of the property  
22 or to the local unit of government in which the property  
23 is located).

24 SEC. 1203. For purposes of assessing the use of Staf-  
25 ford Apartments (FHA Project No: 052–44163) as stu-

1 dent housing, notwithstanding any other provision of  
2 law—

3           (1) such property shall not be considered an eli-  
4           gible multifamily housing project pursuant to section  
5           512(2) of MAHRAA for a period not to exceed 24  
6           months from the date of enactment of this amend-  
7           ment, and the Secretary shall offer to extend the  
8           current Section 8 contract at rent levels as in effect  
9           during fiscal year 2001, subject to annual operating  
10          cost adjustment factor increases, for a continuous  
11          period commencing October 1, 2001 not to exceed  
12          24 months from the date of enactment of this  
13          amendment, provided that such contract shall be ex-  
14          tended further at such rent levels to accomplish a  
15          mortgage restructuring if required after such 24  
16          month period for a period of the earlier of one year  
17          or the closing of the restructuring plan as set forth  
18          in the regulations promulgated at 24 CFR Part 401  
19          as now in effect;

20          (2) subject to the concurrence by the Secretary  
21          of a relocation plan for current tenants, all of the  
22          units in the projects may be available for student  
23          housing notwithstanding any federal use restrictions  
24          including those required pursuant to Section 201 of  
25          the Housing and Community Development Amend-

1       ments of 1978, as amended, and Section 250 of the  
2       National Housing Act, as amended; and

3           (3) upon the concurrence by the Secretary of  
4       such relocation plan, all of the tenants of the project  
5       shall be relocated, and any rights of tenants to elect  
6       to remain in the project pursuant to the provisions  
7       of Section 8(t)(1)(B) of the United States Housing  
8       Act of 1937, as amended, shall not apply.

## 9           TITLE II—GENERAL PROVISIONS

10       SEC. 2001. No part of any appropriation contained  
11       in this Act shall remain available for obligation beyond  
12       the current fiscal year unless expressly so provided in this  
13       Act.

14       SEC. 2002. (a) IN GENERAL.—Any amount appro-  
15       priated in this Act that is designated by the Congress as  
16       an emergency requirement pursuant to section  
17       251(b)(2)(A) of the Balanced Budget and Emergency  
18       Deficit Control Act of 1985, as amended, shall not be  
19       available for obligation unless all such amounts appro-  
20       priated in this Act are designated by the President, upon  
21       enactment of this Act, as emergency requirements pursu-  
22       ant to that section.

23       (b) EXCEPTION.—Subsection (a) shall not apply to  
24       chapter 3 of title I.

1        This Act may be cited as the “2002 Supplemental  
2 Appropriations Act for Further Recovery From and Re-  
3 sponse To Terrorist Attacks on the United States”.

**Calendar No. 384**

107TH CONGRESS  
2D SESSION

**S. 2551**

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**A BILL**

Making supplemental appropriations for further recovery from and response to terrorist attacks on the United States for the fiscal year ending September 30, 2002, and for other purposes.

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MAY 22, 2002

Read twice and placed on the calendar