

107TH CONGRESS
2^D SESSION

H. J. RES. 124

JOINT RESOLUTION

Making further continuing appropriations for the fiscal year
2003, and for other purposes.

- 1 *Resolved by the Senate and House of Representatives*
- 2 *of the United States of America in Congress assembled,*
- 3 That Public Law 107–229 is further amended by striking

1 the date specified in section 107(c) and inserting in lieu
2 thereof “January 11, 2003”.

3 SEC. 2. Section 114 of Public Law 107–229 is
4 amended—

5 (1) by striking “December 31, 2002” and in-
6 serting “the date specified in section 107(c) of this
7 joint resolution”; and

8 (2) by striking the first proviso and inserting
9 the following: “: *Provided*, That grants and pay-
10 ments may be made pursuant to this authority at
11 the beginning of any included quarter or other pe-
12 riod of fiscal year 2003, for such quarter or other
13 period, at the level provided for such activities for
14 the corresponding quarter or other period of fiscal
15 year 2002”.

16 SEC. 3. Upon determination by the Secretary of
17 Homeland Security that such action is necessary in the
18 national interest, he may, with the approval of the Office
19 of Management and Budget, transfer not to exceed
20 \$500,000,000 of funds made available to the Department
21 of Homeland Security and be available for the same pur-
22 poses, and for the same time period, as the appropriation
23 or fund to which transferred: *Provided*, That such author-
24 ity to transfer may not be used unless for higher priority
25 items, based on unforeseen homeland security require-

1 ments, than those for which originally appropriated and
2 in no case where the item for which funds are requested
3 has been denied by the Congress: *Provided further*, That
4 during fiscal year 2003, the Office of Management and
5 Budget may transfer not to exceed \$140,000,000 from un-
6 obligated balances of appropriations enacted prior to Octo-
7 ber 1, 2002 for organizations and entities that will be
8 transferred to the new Department for the salaries and
9 expenses associated with the initiation of the Department:
10 *Provided further*, That of amounts authorized for transfer
11 by this section, except as otherwise specifically authorized
12 by law, not to exceed two percent of any appropriation
13 available to the Secretary may be transferred between
14 such appropriations: *Provided further*, That not less than
15 15 days' notice shall be given to the Committee on Appro-
16 priations of the Senate and House of Representatives be-
17 fore any such transfer is made: *Provided further*, That no
18 part of the funds in this Act shall be available to prepare
19 or present a request to the Committees on Appropriations
20 for reprogramming of funds, unless for higher priority
21 items, based on unforeseen homeland security require-
22 ments, than those for which originally appropriated and
23 in no case where the item for which reprogramming is re-
24 quested has been denied by Congress: *Provided further*,

- 1 That the authority provided in this section shall expire on
- 2 September 30, 2004.

Passed the House of Representatives November 13,
2002.

Attest:

Clerk.

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