

PROVIDING FOR CONSIDERATION OF THE BILL (H.R. 1388)
TO REAUTHORIZE AND REFORM THE NATIONAL SERVICE LAWS

MARCH 17, 2009.—Referred to the House Calendar and ordered to be printed

Ms. MATSUI, from the Committee on Rules,
submitted the following

R E P O R T

[To accompany H. Res. 250]

The Committee on Rules, having had under consideration House Resolution 250, by a nonrecord vote, report the same to the House with the recommendation that the resolution be adopted.

SUMMARY OF PROVISIONS OF THE RESOLUTION

The resolution provides for consideration of H.R. 1388, the Generations Invigorating Volunteerism and Education (GIVE) Act, under a structured rule. The rule provides one hour of general debate equally divided and controlled by the chair and ranking minority member of the Committee on Education and Labor. The rule waives all points of order against consideration of the bill except clauses 9 and 10 of rule XXI. The rule provides that the amendment in the nature of a substitute recommended by the Committee on Education and Labor now printed in the bill shall be considered as an original bill for the purpose of amendment and shall be considered as read. The rule waives all points of order against the amendment in the nature of a substitute except for clause 10 of rule XXI. This waiver does not affect the point of order available under clause 9 of rule XXI (regarding earmark disclosure).

The rule makes in order only those amendments printed in this report. The amendments made in order may be offered only in the order printed in this report, may be offered only by a Member designated in this report, shall be considered as read, shall be debatable for the time specified in this report equally divided and controlled by the proponent and an opponent, shall not be subject to amendment, and shall not be subject to a demand for a division of the question in the House or in the Committee of the Whole. All

points of order against the amendments except for clauses 9 and 10 of rule XXI are waived. The rule provides one motion to recommit with or without instructions.

EXPLANATION OF WAIVERS

The waiver of all points of order against consideration of the bill (except for clauses 9 and 10 of rule XXI) includes a waiver of clause 4(a) of rule XIII, requiring a three-day layover of the committee report and a waiver of clause 3(d)(2) of rule XIII requiring the inclusion of a cost estimate. Although the rule waives all points of order against the amendment in the nature of a substitute (except clause 10 of rule XXI), the Committee is not aware of any points of order. The waiver of all points of order is prophylactic.

SUMMARY OF AMENDMENTS TO BE MADE IN ORDER

(Summaries derived from information provided by sponsors)

1. Miller, George (CA): Would make certain technical changes; allow interagency agreements between Federal agencies to support national service programs by approving the use of service positions in projects carried out by other agencies; clarify that the goal of reaching 250,000 volunteers is throughout all national service positions, not just AmeriCorps; and clarify that the Corporation should promote efficiency and eliminate duplicative requirements in applications and report back to the authorizing committees on its progress in doing so. Adds language to promote community based efforts to reduce crime and recruit public safety officers into service opportunities. Adds “severely economically distressed community” as a new definition. Includes a new activity under the Opportunity Corps focused on a musician and artists corps program that helps meet educational needs in low income communities. Incorporates language that would increase access to and participation in federally supported nutrition programs. (30 minutes)

2. Pingree, Chellie (ME): Would add to the list of approved Clean Energy Corps activities the development of clean energy programs designed to meet the needs of rural communities. (10 minutes)

3. Hunter, Duncan D. (CA): Would remove veteran’s educational benefits from being taken into account when calculating the maximum award an individual could receive for participating in one of the national service programs. (10 minutes)

4. Loeb sack, Dave (IA): Would authorize a new grant program, the Volunteer Generation Fund, to be administered by the Corporation for National and Community Service. (10 minutes)

5. Roe, David P. (TN): Would set an authorization for AmeriCorps, the Trust, Innovative programs, audits and evaluations at the FY 2008 level for FY 2010, and as such sums as may be necessary for fiscal years 2011 through 2014. (10 minutes)

6. Kilroy, Mary Jo (OH): Would provide volunteers to supervise physical education classes at elementary and secondary schools, provide nutrition education to students, and supervise, organize, and manage after school physical activity/education programs. The amendment would also provide services to these elderly people through food deliveries, legal and medical services provided in the home, and transportation. (10 minutes)

7. Roskam, Peter (IL): Would require all authorized programs to be reviewed by the OMB’s Program Assessment Rating Tool; re-

quire GAO to do a study on the National Civilian Community Corps program; and, amend the underlying legislation to continue the annual evaluation requirement for the National Civilian Community Corps, not a single evaluation by 2014. (10 minutes)

8. Markey, Betsy (CO): Would increase the operational support given to organizations for full-time individuals enrolled in an approved national service position. The amendment proposes increasing the support from \$600 to \$800 and from \$800 to \$1000 if program supports at least 50 percent disadvantaged youth. (10 minutes)

9. Hill, Baron (IN): Would denote that sending care packages to soldiers deployed in combat zones overseas is included as an eligible service program. (10 minutes)

10. Teague, Harry (NM)/Klein, Ron (FL): Would aid veterans in their pursuit of education and professional opportunities, help veterans with the claims process, and assist rural, disabled, and unemployed veterans with transportation needs. (10 minutes)

11. Perriello, Tom (VA)/Titus, Dana (NV): Would create a National Service Reserve Corps and requires an annual service requirement of at least 10 hours and/or annual training. A member of the National Service Reserve Corps is one who has completed a term of national service, fulfilled training, and will respond to national disasters and other emergencies. These individuals will be listed in a national database for the ease of immediate deployment in case of emergency. (10 minutes)

TEXT OF AMENDMENTS TO BE MADE IN ORDER

1. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE GEORGE MILLER OF CALIFORNIA, OR HIS DESIGNEE, DEBATABLE FOR 30 MINUTES

In the table of contents in section 1(b) of the bill, strike the item relating to title VI and the items relating to sections 6101 through 6109.

In section 3 of the National and Community Service Act of 1990 (as proposed to be inserted by section 1101 of the bill), strike “the programs authorized under subtitle C” and insert “approved national service positions”.

In section 101(12) of the National and Community Service Act of 1990 (as proposed to be inserted by section 1102(6) of the bill), strike “ORGANIZATION” and insert “ENTITY” in the heading.

In section 101(12) of the National and Community Service Act of 1990 (as proposed to be inserted by section 1102(6) of the bill), in the matter preceding subparagraph (A), strike “organization” and insert “entity”.

In section 1102 of the bill, redesignate paragraph (11) as paragraph (12) and insert after paragraph (10) the following:

(11) in paragraph (33) (as so redesignated), strike the last sentence.

In the matter proposed to be added by section 1102(12) of the bill (as redesignated by the preceding amendment), redesignate paragraphs (38) through (40) as paragraphs (41) through (43), respectively, and insert after paragraph (37) the following:

“(38) SCIENTIFICALLY VALID RESEARCH.—The term ‘scientifically valid research’ includes applied research, basic research, and field-initiated research in which the rationale, design, and interpretation are soundly developed in accordance with principles of scientific research.

“(39) PRINCIPLES OF SCIENTIFIC RESEARCH.—The term ‘principles of scientific research’ means principles of research that—

“(A) applies rigorous, systematic, and objective methodology to obtain reliable and valid knowledge relevant to education activities and programs;

“(B) presents findings and makes claims that are appropriate to and supported by methods that have been employed; and

“(C) includes, as appropriate to the research being conducted—

“(I) use of systematic, empirical methods that draw on observation or experiment;

“(ii) use of data analyses that are adequate to support the general findings;

“(iii) reliance on measurements or observational methods that provide reliable and generalizable findings;

“(iv) strong claims of causal relationships, only with research designs that eliminate plausible competing explanations for observed results, such as, but not limited to, random assignment experiments;

“(v) presentation of studies and methods in sufficient detail and clarity to allow for replication or, at a minimum, to offer the opportunity to build systematically on the findings of the research;

“(vi) acceptance by a peer-reviewed journal or critique by a panel of independent experts through a comparably rigorous, objective, and scientific review; and

“(vii) consistency of findings across multiple studies or sites to support the generality of results and conclusions.

“(40) SEVERELY ECONOMICALLY DISTRESSED COMMUNITY.—The term ‘severely economically distressed community’ means an area that has a mortgage foreclosure rate, home price decline, and unemployment rate greater than the national mortgage foreclosure rate, home price decline, and unemployment rate for the last 12 months for which satisfactory data are available, or a residential area that lacks basic living necessities, such as water and sewer systems, electricity, paved roads, and safe sanitary housing.”

In section 101(42) (as so redesignated) of the National and Community Service Act of 1990 (as proposed to be amended by section 1102(12) (as so redesignated) of the bill), strike “means any individual” and all that follows through “condition other than dishonorable” and insert “has the meaning given the term in section 101 of title 38, United States Code.”

In section 111(a)(2) of the National and Community Service Act of 1990 (as proposed to be amended by section 1201 of the bill), strike “training” and insert “professional development”.

In section 111(b)(1)(A) of the National and Community Service Act of 1990 (as proposed to be amended by section 1201 of the bill), strike “training” and insert “professional development”.

In section 111(b)(3)(B) of the National and Community Service Act of 1990 (as proposed to be amended by section 1201 of the bill), strike “training” and insert “professional development”.

In section 111(b)(5)(B) of the National and Community Service Act of 1990 (as proposed to be amended by section 1201 of the bill), strike “promote a better understanding of”.

In section 111(b)(5)(C) of the National and Community Service Act of 1990 (as proposed to be amended by section 1201 of the bill), strike “promote a better understanding of”.

In section 111(c) of the National and Community Service Act of 1990 (as proposed to be amended by section 1201 of the bill), in the matter preceding paragraph (1), strike “The” and insert “From the amounts appropriated under section 501(a)(4), the”.

In section 111(d)(1) of the National and Community Service Act of 1990 (as proposed to be amended by section 1201 of the bill), strike “training” and insert “professional development”.

In section 111(d)(2) of the National and Community Service Act of 1990 (as proposed to be amended by section 1201 of the bill), strike “and” at the end.

In section 111(d)(3) of the National and Community Service Act of 1990 (as proposed to be amended by section 1201 of the bill), strike the period at the end and insert “; and”.

In section 111(d) of the National and Community Service Act of 1990 (as proposed to be amended by section 1201 of the bill), insert at the end the following:

“(4) assisting schools and school districts in developing school policies and practices that support the integration of service-learning into the curriculum.”.

In section 112(c) of the National and Community Service Act of 1990 (as proposed to be amended by section 1201 of the bill), strike “community-based organization” and insert “community-based entity”, and strike “community-based organizations” and insert “community-based entities”.

In section 112(d) of the National and Community Service Act of 1990 (as proposed to be amended by section 1201 of the bill), strike “this part” and insert “this subtitle”.

In section 112(d) of the National and Community Service Act of 1990 (as proposed to be amended by section 1201 of the bill), strike “\$65,000” and insert “\$75,000”.

In section 113(b)(1) of the National and Community Service Act of 1990 (as proposed to be amended by section 1201 of the bill), strike “service” and insert “service-learning”.

In section 113(c)(1) of the National and Community Service Act of 1990 (as proposed to be amended by section 1201 of the bill), in the matter following subparagraph (E), strike “community-based organization” and insert “community-based entity”.

In section 113(c)(1) of the National and Community Service Act of 1990 (as proposed to be amended by section 1201 of the bill), insert “and” at the end of subparagraph (C).

In section 113(c)(1) of the National and Community Service Act of 1990 (as proposed to be amended by section 1201 of the bill), strike “and” at the end of subparagraph (D).

In section 113(c)(1) of the National and Community Service Act of 1990 (as proposed to be amended by section 1201 of the bill), strike paragraph (E).

In section 115(a)(2) of the National and Community Service Act of 1990 (as proposed to be amended by section 1201 of the bill), strike “training” and insert “professional development”.

In section 116(b)(2)(B) of the National and Community Service Act of 1990 (as proposed to be amended by section 1201 of the bill), strike “purposes consistent with title I of such Act (20 U.S.C. 6301 et seq.)” and insert “activities authorized under section 1114 or 1115 of title I of such Act (as applicable) subject to the approval of the local educational agency”.

Strike clause (iii) of section 1301(2)(B) of the bill, and insert the following:

(iii) by striking “by the agency.” and inserting “by the agency, and may approve national service positions for a program carried out or otherwise supported by the agency.”

In section 122(a)(1)(A) of the National and Community Service Act of 1990 (as proposed to be amended by section 1302 of the bill), strike clause (ii) and redesignate clauses (iii) through (xiv) as clauses (ii) through (xiii), respectively.

In section 122(a)(2)(A)(vi) of the National and Community Service Act of 1990 (as proposed to be amended by section 1302 of the bill), insert before the semicolon “including the recruitment of youth to work in health professions in such communities”.

In section 122(a)(3)(A)(xi) of the National and Community Service Act of 1990 (as proposed to be amended by section 1302 of the bill), in the matter preceding subclause (I), strike “(including youth corps programs” and all that follows through “Hawaiian home lands),”.

In section 122(a)(3)(A)(xi)(II) of the National and Community Service Act of 1990 (as proposed to be amended by section 1302 of the bill), strike “youths who are individuals with disabilities and youths who are economically disadvantaged” and insert “and youths who are individuals with disabilities”.

In section 122(a)(3)(A)(xii) of the National and Community Service Act of 1990 (as proposed to be amended by section 1302 of the bill), insert “in partnership with the National Park Service” after “projects”.

In section 122(a) of the National and Community Service Act of 1990 (as proposed to be amended by section 1302 of the bill), insert at the end the following:

“(5) PROGRAM MODELS FOR SERVICE CORPS.—In addition to any activities described in paragraphs (1) through (4), a recipient of a grant under section 121(a) and a Federal agency operating or supporting a national service program under section 121(b) may directly or through grants or subgrants to other entities carry out a national service corps through the following program models:

“(A) a community corps program that meets unmet human, educational, health, veteran, environmental, or public safety needs and promotes greater community unity through the use of organized teams of participants of varied social and economic backgrounds, skill levels, physical and developmental capabilities, ages, ethnic backgrounds, or genders;

“(B) a service program that—

“(i) recruits individuals with special skills or provides specialized preservice training to enable participants to be placed individually or in teams in positions in which the participants can meet such unmet needs; and

“(ii) if consistent with the purposes of the program, brings participants together for additional training and other activities designed to foster civic responsibility, increase the skills of participants, and improve the quality of the service provided;

“(C) a campus based program that is designed to provide substantial service in a community during the school term and during summer or other vacation periods through the use of—

“(i) students who are attending an institution of higher education, including students participating in a work study program assisted under part C of title IV of the Higher Education Act of 1965 (42 U.S.C. 2751 et seq.);

“(ii) teams composed of such students; or

“(iii) teams composed of a combination of such students and community residents;

“(D) a professional corps program that recruits and places qualified participants in positions—

“(i) as teachers, nurses and other health care providers, police officers, early childhood development staff, engineers, or other professionals providing service to meet educational, human, environmental, or public safety needs in communities with an inadequate number of such professionals;

“(ii) that may include a salary in excess of the maximum living allowance authorized in subsection (a)(3) of section 140, as provided in subsection (c) of such section; and

“(iii) that are sponsored by public or private employers who agree to pay 100 percent of the salaries and benefits (other than any national service educational award under subtitle D) of the participants; and

“(E) such other program models as approved by the Corporation or a State commission, as appropriate.”.

In section 122(a)(3)(A)(xi) of the National and Community Service Act of 1990 (as proposed to be amended by section 1302 of the bill), in subclause II, strike “and at least 50 percent of whom are” and insert “including”.

In section 122(b)(1)(D) of the National and Community Service Act of 1990 (as proposed to be amended by section 1302 of the bill),

in the matter preceding clause (i), insert “and improve nutrition” after “hunger”.

In section 122(b)(1)(D) of the National and Community Service Act of 1990 (as proposed to be amended by section 1302 of the bill), insert “faith-based entities” after “food pantries” both places it appears in clauses (i) and (ii), respectively.

In section 122(b)(1)(D) of the National and Community Service Act of 1990 (as proposed to be amended by section 1302 of the bill), redesignate clauses (iii) and (iv) as clauses (v) and (vi), respectively, and after clause (ii) insert the following:

“(iii) increasing access to and participation in federally supported nutrition programs;

“(iv) involving the preparation and delivery of nutritious food and the dissemination of nutrition education to critically and chronically ill individuals;”.

In section 122(b)(1) of the National and Community Service Act of 1990 (as proposed to be amended by section 1302 of the bill), redesignate subparagraph (J) as subparagraph (R) and insert after subparagraph (I) the following:

“(J) Providing financial literacy education to economically disadvantaged individuals, including financial literacy education with regard to credit management, financial institutions including banks and credit unions, and utilization of savings plans.

“(K) Assisting in building, improving, and preserving affordable housing and in the construction and rehabilitation of housing units, including energy efficient homes, for economically disadvantaged individuals.

“(L) Assisting individuals in obtaining access to health care for themselves or their children.

“(M) Assisting individuals in obtaining information about Federal, State, local, or private programs or benefits focused on assisting economically disadvantaged individuals, economically disadvantaged children, or low-income families.

“(N) Facilitating enrollment in and completion of job training for economically disadvantaged individuals.

“(O) Assisting economically disadvantaged individuals in obtaining access to job placement assistance.

“(P) Promoting community-based efforts to reduce crime and recruiting public safety officers into service opportunities to work with disadvantaged youth.

“(Q) A musician and artist corps program that trains and deploys skilled musicians and artists to promote greater community unity through the use of music and arts education and engagement through work in low income communities, education, healthcare and therapeutic settings, and other work in the public domain with citizens of all ages.”.

In section 126(a)(3)(B) of the National and Community Service Act of 1990 (as proposed to be amended by section 1305 of the bill), strike “\$200,000” and insert “\$250,000”, and insert before the period “in excess of \$100,000”.

In section 126(a)(3)(C) of the National and Community Service Act of 1990 (as proposed to be amended by section 1305 of the bill), strike “\$200,000” in the heading and insert “\$250,000”, and insert before the period “in excess of \$250,000”.

In section 126(a)(3)(C) of the National and Community Service Act of 1990 (as proposed to be amended by section 1305 of the bill), strike “\$200,000” and insert “\$250,000”, and insert before the period “in excess of \$250,000”.

Strike subparagraph (D) of section 126(a)(3) of the National and Community Service Act of 1990 (as proposed to be inserted by section 1305(1)(B) of the bill), and insert the following:

“(4) RESERVATION OF FUNDS.—From the amounts appropriated to carry out this subsection each fiscal year, the corporation shall ensure that it reserves funds for assistance provided under this subsection at an aggregate amount equal to that of at least 150 percent allocated in fiscal year 2004 for the first full fiscal year after the date of enactment of the GIVE Act. Each subsequent year the corporation shall increase the amount reserved proportionately including minimum and maximum amounts described in paragraph (1) to the amount of program funding allocated in subtitle C.”.

In section 129(b) of the National and Community Service Act of 1990 (as proposed to be amended by section 1306 of the bill), in the matter preceding paragraph (1), strike “, including nonprofit organizations applying on behalf of a tribe or tribes” and strike “In the case of a” and all that follows through “its application—”.

In section 129(b) of the National and Community Service Act of 1990 (as proposed to be amended by section 1306 of the bill), strike paragraphs (1) and (2).

In section 129(f)(1) of the National and Community Service Act of 1990 (as proposed to be amended by section 1306 of the bill), strike “organizations” and insert “entities”.

In section 1308 of the bill, strike paragraph (7) and insert the following:

(7) by amending subsection (h) (as so redesignated) to read as follows:

“(h) LIMITATION ON SAME PROJECT RECEIVING MULTIPLE GRANTS.—Unless specifically authorized by law, the Corporation may not provide more than 1 grant under the national service laws to support the same project.”.

In section 133(c)(6)(F) of the National and Community Service Act of 1990 (as proposed to be amended by section 1310(1) of the bill), insert “or home price decline” after each place “mortgage foreclosure rate” appears.

In section 1303 of the bill, amend paragraph (2) to read as follows:

(2) in paragraph (5),

(A) by inserting “National” before “Civilian Community Corps”; and

(B) by inserting before the period “the Summer of Service program under section 120(c)(8), the ServeAmerica Fellowship under 198B or the Silver Scholarship under section 198C(a)”.

In section 129(j) of the National and Community Service Act of 1990 (as proposed to be amended by section 1306 of the bill), strike “section 126” and insert “section 126(b) and (c)”.

In section 129A(c) of the National and Community Service Act of 1990 (as proposed to be inserted by section 1307 of the bill), strike “2008” and insert “2009”.

In section 1310 of the bill, amend paragraph (3) to read as follows:

(3) in subsection (d), by adding at the end the following:

“(5) DIVERSITY IN PROGRAM SIZE.—The Corporation shall ensure that recipients of assistance provided under section 121 are diverse in terms of program size, as reflected in the number of participants.”.

In paragraph (1) of the matter proposed to be inserted by section 1402(3) of the bill insert “, including in the Summer of Service program under section 120(c)(8), the ServeAmerica program under section 198B, or the Silver Scholarship program under section 198E” after “position”.

In section 149(a)(1) of the National and Community Service Act of 1990 (as proposed to be added by section 1405 of the bill), in the matter preceding subparagraph (A), strike “subtitle C and D” and insert “subtitles C, D, and H”.

In section 149(a)(4)(A) of the National and Community Service Act of 1990 (as proposed to be added by section 1405 of the bill), strike “2009” and insert “2010”.

In section 149(b)(1)(A) of the National and Community Service Act of 1990 (as proposed to be added by section 1405 of the bill), strike “C and D” and insert “C, D, and H”.

In section 149(b)(1)(B)(i) of the National and Community Service Act of 1990 (as proposed to be added by section 1405 of the bill), strike “2009” and insert “2010” each place such term appears.

In section 149(b)(1)(B)(i) of the National and Community Service Act of 1990 (as proposed to be added by section 1405 of the bill), strike “D, or E” and insert “D, E, or H”.

In section 149(b)(1)(B)(i) of the National and Community Service Act of 1990 (as proposed to be added by section 1405 of the bill), strike “or” before “summer” and insert “, Silver Scholarship under section 198C, or ServeAmerica Fellowship under section 198B” after “section 120(c)(8),”.

In section 149(b)(1)(B)(ii) of the National and Community Service Act of 1990 (as proposed to be added by section 1405 of the bill), strike “2009” and insert “2010”.

In section 149(b)(1)(B)(ii) of the National and Community Service Act of 1990 (as proposed to be added by section 1405 of the bill), strike “or E” and insert “E, or H”.

In section 149(b)(1)(B)(ii) of the National and Community Service Act of 1990 (as proposed to be added by section 1405 of the bill), strike “or” before “summer” and insert “, Silver Scholarship under section 198C, or ServeAmerica Fellowship under section 198B” after “section 120(c)(8),”.

In section 1503(4) of the bill, strike “subsection (e)” and insert “subsection (d)”.

In section 155(b)(4) of the National and Community Service Act of 1990 (as proposed to be amended by section 1505 of the bill), in the matter preceding subparagraph (A), strike “from Corps members”.

In section 155(b)(4)(C) of the National and Community Service Act of 1990 (as proposed to be amended by section 1505 of the bill), strike “limitation on the amount” and all that follows through “established under” and insert “Director may establish a separate living allowance amount consistent with the limitation in”.

In section 1503(3)(B) of the bill, in the matter proposed to be amended by such section, strike “2011” and insert “2012”.

In section 178(e)(1)(G) of the National and Community Service Act of 1990 (as proposed to be amended by section 1605(3) of the bill), strike “and” at the end.

In section 178(e)(1)(H) of the National and Community Service Act of 1990 (as proposed to be amended by section 1605(3) of the bill), strike the period at the end and insert “; and”.

In section 1605(3) of the bill, strike the close quotation mark and following semicolon after the matter proposed to be inserted by such section and at the end of such section insert the following:

“(I) ensures outreach to and coordination with municipalities and county governments, including large cities.”;

In section 178(g)(1) of the National and Community Service Act of 1990 (as proposed to be amended by section 1605(5) of the bill), strike “B or”.

In subsection (m) of section 179 of the National and Community Service Act of 1990 (as proposed to be added by section 1606 of the bill), strike paragraph (4) and redesignate paragraphs (5) and (6) as paragraphs (4) and (5), respectively.

Insert after section 189 of the National and Community Service Act of 1990 (as proposed to be added by section 1610 of the bill) the following:

“SEC. 189A. RESTRICTIONS ON FEDERAL GOVERNMENT AND USE OF FEDERAL FUNDS.

“(a) GENERAL PROHIBITION.—Nothing in this Act shall be construed to authorize an officer or employee of the Federal Government to mandate, direct, or control a State, local educational agency, or school’s curriculum, program of instruction, specific instructional content, academic achievement standards, assessments, or allocation of State or local resources, or mandate a State or any subdivision thereof to spend any funds or incur any costs not paid for under this Act.

“(b) PROHIBITION ON ENDORSEMENT OF CURRICULUM.—No funds provided to the Chief Executive Officer under this Act may be used by the Corporation to endorse, approve, or sanction any curriculum designed to be used in an elementary school or secondary school.

“(c) PROHIBITION ON REQUIRING FEDERAL APPROVAL OR CERTIFICATION STANDARDS.—No State shall be required to have academic content or student academic achievement standards approved or certified by the Federal Government, in order to receive assistance under this Act.”.

In paragraph (12)(G) of section 193A of the National and Community Service Act of 1990 as proposed to be added by section 1704 of the bill, insert “cultural institutions,” after “disabilities.”

In section 1704(1)(D) of the bill, strike paragraph (21) of the matter proposed to be added by such section and redesignate subparagraphs (22) through (24) as subparagraphs (21) through (23), respectively.

In the matter proposed to be inserted by section 1704(3)(B) of the bill, redesignate paragraphs (4) through (6) as paragraphs (5) through (7) and insert after paragraph (3) the following:

“(4) CONSOLIDATED APPLICATION.—To promote efficiency and eliminate duplicative requirements, the Corporation shall consolidate or modify application procedures and reporting requirements for programs and activities funded under the national service laws.”.

In section 1705 of the bill, add at the end the following: “In carrying out this section and before executing any delegation of authority, the Chief Executive Officer shall seek input from and consult with Corporation employees, State commissions on national and community service, State educational agencies, and other interested stakeholders.”

In section 198C(a) of the National and Community Service Act of 1990 (as proposed to be added by section 1805 of the bill), strike “community-based organization” and insert “community-based entity” each place such term appears.

In section 194(c)(1) of the National and Community Service Act of 1990 (as proposed to be amended by section 1706 of the bill), strike “subject to the provisions of title 5, United States Code” and all that follows through “pay rates” and insert “pursuant to sections 195(a) and 195(b) of this Act”.

In section 198B(d)(1)(A) of the National and Community Service Act of 1990 (as proposed to be added by section 1803 of the bill), strike “or an institution of higher education that is not a Campus of Service (as described in section 119)”.

In section 198C(a)(6) of the National and Community Service Act of 1990 (as proposed to be added by section 1803 of the bill), strike “fixed-amount”.

In section 198D(a) of the National and Community Service Act of 1990 (as proposed to be added by section 1804 of the bill), amend paragraph (5) to read as follows:

“(5) PROGRAMS THAT SUPPORT MENTORING.—Programs to support mentoring partnerships, including statewide and local partnerships that strengthen direct-service youth mentoring programs by increasing State resources dedicated to mentoring, assisting direct-service mentoring programs through subgrants, promoting quality standards for mentoring programs, expanding mentoring opportunities tailored to the needs and circumstances of youth, and increasing the number of at-risk youth in the State receiving mentoring from screened and trained adult mentors, as well as programs to support the creation of statewide mentoring partnerships and programs of national scope through collaborative efforts between entities

such as local mentoring partnerships, units of State or local government, or direct service mentoring programs.”.

In section 198D(a) of the National and Community Service Act of 1990 (as proposed to be added by section 1804 of the bill), strike paragraph (6) and redesignate paragraph (7) as paragraph (6).

In section 198E of the National and Community Service Act of 1990 (as proposed to be added by section 1805 of the bill), strike subsection (c) and redesignate subsections (d) through (l) as subsections (c) through (k), respectively.

In section 501(a)(2)(B) of the National and Community Service Act of 1990 (as proposed to be amended by section 1841 of the bill), strike “subparagraph (C)” and insert “subparagraph (A)”, and insert before the period at the end the following: “, and disasters of similar magnitude”.

In section 501(a)(3) of the National and Community Service Act of 1990 (as proposed to be amended by section 1841 of the bill), strike “\$35,000,000” and insert “\$30,000,000”.

In section 2103(3) of the bill, insert “and” at the end of subparagraph (A), strike “and” at the end of subparagraph (B), and strike subparagraph (C).

In section 201(e)(1) of the Domestic Volunteer Service Act of 1973 (as proposed to be amended by section 2203 of the bill), strike “2013” and insert “2014”.

In section 225(a)(4) of the Domestic Volunteers Service Act of 1973 (as propose to be amended by section 2208 of the bill), strike “grants” the first place it appears and insert “funds”, and strike “grants” the last place it appears and insert “funds available”.

In the table of contents of the of the National and Community Service Act of 1990 (as proposed to be amended by section 4101 of the bill), after the item relating to section 189, insert the following: “Sec. 189A. Restrictions on Federal Government and use of Federal funds.”.

Strike title VI of the bill.

2. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE PINGREE OF MAINE, OR HER DESIGNEE, DEBATABLE FOR 10 MINUTES

In section 122(a)(3)(A) of the National and Community Service Act of 1990 as proposed to be amended by section 1302 of the bill, redesignate clauses (xi) and (xii) as clauses (xii) and (xiii), respectively, and insert after clause (x) the following new clause:

“(xi) providing clean-energy-related services designed to meet the needs of rural communities;”.

3. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE HUNTER OF CALIFORNIA, OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

Amend section 1404(11) of the bill to read as follows:

(11) in section (c)(6)—

(A) in the matter preceding subparagraph (A), by inserting after “national service educational award” the following: “and summer of service educational award”; and

(B) by amending subparagraph (B) to read as follows:

“(B) the student’s estimated financial assistance for such period under part A of title IV of such Act (20 U.S.C. 1070 et seq.).”;

4. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE LOEBSACK OF IOWA, OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

Insert after section 1821 the following:

SEC. 1822. VOLUNTEER GENERATION FUND.

Title I is further amended by adding at the end the following new subtitle:

“Subtitle K—Volunteer Generation Fund

“SEC. 199P. VOLUNTEER GENERATION FUND.

“(a) PURPOSE.—The purpose of this section is to—

“(1) assist nonprofit, faith-based, and other civic organizations in the United States and State Commissions in expanding the supply of volunteers and improving the capacity of such organizations and State Commissions to utilize new volunteers;

“(2) spur innovation in volunteer recruitment and management practices, with a goal of increasing the number of volunteers in the United States; and

“(3) enable the people of the United States to effect change throughout the United States by participating in active volunteer and citizen service.

“(b) GRANTS AUTHORIZED.—Subject to the availability of appropriations for this purpose, the Corporation may make grants to State commissions and nonprofit organizations for the purpose of assisting the recipients of the grants to—

“(1) develop and carry out volunteer programs described in this section;

“(2) make subgrants to support and create new local organizations that generate volunteers as described in this section.

“(c) ELIGIBLE VOLUNTEER PROGRAMS.— The recipient of a grant under this section shall use the assistance, directly or through subgrants to other entities, to carry out volunteer programs and develop and support organizations that generate volunteers through the following types of grants:

“(1) Grants to community based organizations for activities that are consistent with the priorities set by the State’s national service plan as described in section 178(e).

“(2) Grants to nonprofit organizations that recruit, manage, and support volunteers, such as a volunteer coordinating agency, a nonprofit resource center, a volunteer training clearinghouse, an institution of higher learning, or collaborative partnerships of faith-based and community organizations.

“(3) Grants to develop strong volunteer infrastructure organizations in communities without such a resource or to strengthen struggling volunteer infrastructure organizations.

“(4) Grants to nonprofit organizations whose activities are consistent with national volunteer generating priorities set by the President and the Corporation.

“(5) Grants to nonprofit organizations that provide technical assistance and support to—

“(A) strengthen the capacity of local volunteer infrastructure organizations;

“(B) address areas of national need; and

“(C) expand the number of volunteers nationally.

“(d) ALLOCATION OF FUNDS.—Of the funds allocated by the Corporation for provision of assistance under this section for a fiscal year, the Corporation shall reserve 50 percent to be allotted on a competitive basis. Of the remaining 50 percent of funds, the Corporation shall make a grant to each of the several States, the District of Columbia, and the Commonwealth of Puerto Rico in accordance with the formula in section 129(e) and (f). The corporation may designate a minimum amount to ensure that each State is able to improve efforts to generate volunteers.

“(e) LIMITATION ON ADMINISTRATIVE COSTS.—Not more than 6 percent of the amount of any grant provided under this section for a fiscal year may be used to pay for administrative costs incurred by either the recipient of the grant or any community based organization receiving assistance from such grant.

“(f) MATCHING FUND REQUIREMENTS.—The Corporation share of the cost of carrying out a program that receives assistance under this section, whether the assistance is provided directly or as a subgrant from the original recipient of the assistance, may not exceed—

“(1) 80 percent of such cost for the first year in which the recipient receives such assistance;

“(2) 70 percent of such cost for the second year in which the recipient receives such assistance;

“(3) 60 percent of such cost for the third year in which the recipient receives such assistance; and

“(4) 50 percent of such cost for the fourth year in which the recipient receives such assistance and each year thereafter.

“(g) AUTHORIZATION OF APPROPRIATIONS.—There is authorized to be appropriated to carry out this section—

“(1) \$50,000,000 for fiscal year 2010;

“(2) \$60,000,000 for fiscal year 2011;

“(3) \$70,000,000 for fiscal year 2012;

“(4) \$80,000,000 for fiscal year 2013; and

“(5) \$100,000,000 for fiscal year 2014.”.

In the table of contents in section 1(b), strike the item relating to subtitle I of title I and insert the following:

Subtitle I—Training and Technical Assistance and Volunteer Generation Fund

In the table of contents in section 1(b), insert after the item relating to section 1821 the following new item:

Sec. 1822. Volunteer generation fund.

In the table of contents of the National and Community Service Act of 1990, as proposed to be amended by section 4101 of the bill, insert after the item relating to section 199N the following:

SUBTITLE K—VOLUNTEER GENERATION FUND

Sec. 199P. Volunteer generation fund.

5. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE ROE OF TENNESSEE, OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES.

In paragraph (1)(C) of section 501(a) of the National and Community Service Act of 1990 as proposed to be added by section 1841 of the bill, strike “such sums as may be necessary” and all that follows and insert “\$405,000,000 for fiscal year 2010 and such sums as may be necessary for fiscal years 2011 through 2014.”.

6. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE KILROY OF OHIO, OR HER DESIGNEE, DEBATABLE FOR 10 MINUTES

In section 122(a)(2)(A) of the National and Community Service Act of 1990 as proposed to be amended by section 1302 of the bill, redesignate clauses (vii) and (viii) as clauses (ix) and (x), respectively, and insert after clause (vi) the following new clauses:

“(vii) addressing childhood obesity by providing volunteers to organize and supervise physical education classes and after school physical activities at elementary and secondary schools and providing nutrition education to students;

“(viii) addressing issues faced by homebound elderly citizens through food deliveries, legal and medical services provided in the home, and providing transportation;”

7. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE ROSKAM OF ILLINOIS, OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

In the table of contents in section 1(b) of the bill, strike the item relating to section 1601 of the bill and insert the following:

“Sec. 1601. Family and medical leave and reports.”.

In section 1513 of the bill, strike paragraphs (1) and (2), and redesignate paragraphs (3) and (4) as paragraphs (1) and (2), respectively.

Amend section 1601 of the bill to read as follows:

SEC. 1601. FAMILY AND MEDICAL LEAVE AND REPORTS.

(a) FAMILY AND MEDICAL LEAVE.—Section 171(a)(1) (42 U.S.C. 12631(a)(1)) is amended by striking “with respect to a project” and inserting “with respect to a project authorized under the national service laws”.

(b) REPORTS.—Section 172 (42 U.S.C. 12632) is amended by adding at the end the following:

“(d) EVALUATION USING PROGRAM ASSESSMENT RATING TOOL.—

“(1) STUDY.—The Director of the Office of Management and Budget shall conduct a study to evaluate the programs authorized by this Act, including the amendments made by this Act, under the Program Assessment Rating Tool or a successor performance assessment tool that is developed by the Office of Management and Budget.

“(2) REPORT.—The Director shall transmit to Congress a report on the results of the study conducted under paragraph (1) within 1 year of the date of enactment of this subsection.

“(e) GAO STUDY.—

“(1) STUDY.—The Comptroller General shall conduct a study of the National Civilian Community Corps program authorized under subtitle E of title I.

“(2) COMPONENTS OF STUDY.—The study conducted under paragraph (1) shall consist of—

“(A) a comprehensive examination of the program;

“(B) an examination of the programs cost-effectiveness, particularly in relation to other comparable AmeriCorps service programs;

“(C) whether the program has data and quantifiable measures to adequately assess the program’s progress toward achieving its strategic goals;

“(D) a review of the Office of Management and Budget’s 2005 Program Assessment Rating Tool assessment of the program; and

“(E) recommendations for future Congressional treatment of the program, particularly assessing whether the program is duplicative or could be more efficiently managed.

“(3) SUBMISSION.—The results of the study conducted under paragraph (1) shall be submitted within 6 months of the date of enactment of this subsection.”.

8. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE BETSY MARKEY OF COLORADO, OR HER DESIGNEE, DEBATABLE FOR 10 MINUTES

In section 129A(b) of the National and Community Service Act of 1990 (as proposed to be inserted by section 1307 of the bill), strike “\$600” and insert “\$800” and strike “\$800” and insert “\$1,000”.

9. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE HILL OF INDIANA, OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

In section 122(b)(1)(I) of the National and Community Service Act of 1990 as proposed to be amended by section 1302 of the bill, insert “, such as sending care packages to members of the Armed Forces deployed in combat zones overseas” before the period.

10. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE TEAGUE OF NEW MEXICO, OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

In section 122(a)(4)(A)(ii) of the National and Community Service Act of 1990 (as proposed to be inserted by section 1302 of the bill), insert after “opportunities” the following: “, including such opportunities that reflect their military experience”.

In section 122(a)(4)(A)(iii) of the National and Community Service Act of 1990 (as proposed to be inserted by section 1302 of the bill), insert after “certification” the following: “, licensure, and credentials, including coordinating with and assisting State and local agencies administering veterans education benefits and programs for internships and fellowships that could lead to employment in the private and public sector”.

In section 122(a)(4)(A)(iv) of the National and Community Service Act of 1990 (as proposed to be inserted by section 1302 of the bill), strike “active duty military members” and insert the following: “members of the Armed Forces serving on active duty, including such efforts to help veterans file benefits claims and assist Federal agencies in providing services to veterans”.

In section 122(a)(4)(A)(vi) of the National and Community Service Act of 1990 (as proposed to be inserted by section 1302 of the bill), insert after “disabled,” the following: “rural,”.

In section 122(a)(4)(A)(vi) of the National and Community Service Act of 1990 (as proposed to be inserted by section 1302 of the bill), insert after “veterans” the following: “, including such projects that assist such veterans with transportation”.

11. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE
PERRIELLO OF VIRGINIA, OR HIS DESIGNEE, DEBATABLE FOR 10
MINUTES

In the table of contents in section 1(b) of the bill, strike the item relating to section 1804 and insert the following:

Sec. 1804. Innovative and Model Program Support and National
Service Reserve Corps.

In section 193A(b)(20) of the National and Community Service Act of 1990 (as proposed to be inserted by section 1704 of the bill), strike “section 198F” and insert “section 198G”.

In the section heading of section 1804, insert “**AND NATIONAL SERVICE RESERVE CORPS**” after “**INNOVATIVE AND MODEL PROGRAM SUPPORT**”.

In the matter proposed to be inserted by section 1804 of the bill, amend the heading relating to part II of subtitle H of the National and Community Service Act of 1990 to read as follows:

**PART II—INNOVATIVE AND MODEL PROGRAM
SUPPORT AND NATIONAL SERVICE RESERVE
CORPS**

In section 1804 of the bill, strike the close quotation mark and following period after the matter proposed to be inserted by such section, and insert at the end of such section the following:

“SEC. 198E. NATIONAL SERVICE RESERVE CORPS.

“(a) DEFINITIONS.— In this section—

“(1) the term ‘term of national service’ means a term or period of service—

“(A) under subtitle C, E, or G or sections 198B or 198F of this Act, or under part A of title I of the Domestic Volunteer Service Act of 1973 (42 U.S.C. 4951 et seq.); or

“(B) under an annual service requirement, which may include an annual training session under subsection (b), as determined by the Corporation of not less than 10 hours.

“(2) the term ‘National Service Reserve Corps member’ means an individual who—

“(A) has completed a term of national service;

“(B) has successfully completed training described in subsection (b) within the previous 2 years; and

“(C) has indicated interest to the Corporation in responding to national disasters and other emergencies in a timely manner through the National Service Reserve Corps.

“(3) ESTABLISHMENT OF NATIONAL SERVICE RESERVE CORPS.—The Corporation shall establish a National Service Reserve Corps to prepare and deploy National Service Reserve Corps. In carrying out this section, the Corporation may work with organizations representing individuals who have completed a term of national service, as well as directly with such individuals.

“(b) ANNUAL TRAINING.—The Corporation shall, in consultation with the Administrator of the Federal Emergency Management Agency, conduct or coordinate annual training sessions for individuals who have completed a term of national service, and who wish to join the National Service Reserve Corps.

“(c) CERTIFICATION OF ORGANIZATIONS.—

“(1) On a biannual basis, the Corporation shall certify organizations with demonstrated experience in responding to disasters, including through using volunteers, for participation in the program under this section.

“(2) The Corporation shall ensure that every certified organization is—

“(A) prepared to respond to major disasters or emergencies;

“(B) prepared and able to utilize National Service Reserve Members in responding; and

“(C) willing to respond in a timely manner when notified by the Corporation of a disaster or emergency.

“(d) DATABASES.—The Corporation shall develop or contract with an outside organization to develop—

“(1) a database of all National Service Reserve Corps members; and

“(2) a database of all nonprofit organizations that have been certified by the Corporation under subsection (c).

“(e) DEPLOYMENT OF NATIONAL SERVICE RESERVE CORPS.—

“(1) IN GENERAL.—If a major disaster or emergency designated by the President under the Robert T. Stafford Disaster Relief and Emergency Assistance Act (42 U.S.C. 5121 et seq.) occurs and the Corporation, in consultation with the Administrator of the Federal Emergency Management Agency, determines is an incident for which National Service Reserve Corps members are prepared to assist, the Corporation shall—

“(A) deploy interested National Service Reserve Corps members on 30-day assignments to assist with local needs related to preparing or recovering from the incident in the affected area, through organizations certified under subsection (c);

“(B) make travel arrangements for the deployed National Service Reserve Corps members to the site of the incident; and

“(C) provide funds to those organizations that are responding to the incident with deployed National Service

Reserve Corps members, to enable the organizations to coordinate and provide housing, living stipends, and insurance for those deployed members.

“(2) ALLOWANCE.—Any amounts that are utilized by the Corporation from funds appropriated under section 501(a)(2)(F) to carry out paragraph (1) for a fiscal year shall be kept in a separate fund. Any amounts in such fund that are not used during a fiscal year shall remain available to use to help organizations pay Reserve Corps Members an allowance, determined by the Corporation, for out-of-pocket expenses.

“(3) INFORMATION.—The Corporation, the State Commissions, and entities receiving financial assistance for programs under subtitle C, E, or G or section 198F of this Act, or under part A of title I of the Domestic Volunteer Service Act of 1973 (42 U.S.C. 4951 et seq.), shall inform participants of those programs of the National Service Reserve Corps upon the participants’ completion of their term of national service.

“(4) COORDINATION.— In deploying National Service Reserve Corps members under this subsection, the Corporation may consult and, as appropriate, partner with Citizen Corps programs in the affected area.”.

In the matter proposed to be inserted by section 1805 of the bill, redesignate section 198E of the National and Community Service Act of 1990 as section 198F.

In the matter proposed to be inserted by section 1806 of the bill, redesignate section 198F of the National and Community Service Act of 1990 as section 198G.

In the table of contents of the National and Community Service Act of 1990 (as proposed to be amended by section 4104 of the bill), strike the item relating to part II of subtitle H and insert the following:

PART II—INNOVATIVE AND MODEL PROGRAM SUPPORT AND NATIONAL SERVICE
RESERVE CORPS

In the table of contents of the National and Community Service Act of 1990 (as proposed to be amended by section 4101 of the bill), after the item relating to section 198D, insert the following:

Sec. 198E. National Service Reserve Corps.

In the table of contents of the National and Community Service Act of 1990 (as proposed to be amended by section 4101 of the bill), strike the item relating to section 198E and insert the following:

Sec. 198F. Social Innovation Fund.

In the table of contents of the National and Community Service Act of 1990 (as proposed to be amended by section 4101 of the bill), strike the item relating to section 198F and insert the following:

Sec. 198G. National Service Programs Clearinghouse.