

108TH CONGRESS
1ST SESSION

H. R. 1559

IN THE HOUSE OF REPRESENTATIVES

APRIL 7, 2003

Ordered to be printed with the amendment of the Senate

[Strike out all after the enacting clause and insert the part printed in italic]

AN ACT

Making emergency wartime supplemental appropriations for the fiscal year ending September 30, 2003, 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, 2003, and for other pur-~~
6 ~~poses, namely:~~

1 ~~TITLE I—WAR-RELATED APPROPRIATIONS~~2 ~~CHAPTER 1~~3 ~~DEPARTMENT OF AGRICULTURE~~4 ~~PUBLIC LAW 480 TITLE II GRANTS~~

5 For an additional amount for “Public Law 480 Title
6 II Grants”, \$250,000,000, to remain available until ex-
7 pended.

8 ~~BILL EMERSON HUMANITARIAN TRUST~~

9 The Secretary of Agriculture shall utilize the funds
10 and authorities of the Commodity Credit Corporation to
11 acquire a quantity of commodities for use in administering
12 the Bill Emerson Humanitarian Trust in an amount equal
13 to the quantity utilized by the Corporation pursuant to
14 the release of March 20, 2003, relating to the use of com-
15 modities for assistance in Iraq: *Provided*, That notwith-
16 standing any other provision of law, monetization of stocks
17 in the Bill Emerson Humanitarian Trust to purchase dif-
18 ferent commodities for humanitarian aid to Iraq is prohib-
19 ited.

1 CHAPTER 2
2 DEPARTMENT OF JUSTICE
3 GENERAL ADMINISTRATION
4 SALARIES AND EXPENSES

5 For an additional amount for “General Administra-
6 tion, Salaries and Expenses”, \$5,000,000, to remain avail-
7 able until September 30, 2004.

8 COUNTERTERRORISM FUND

9 For an additional amount for “Counterterrorism
10 Fund”, \$50,000,000, to remain available until December
11 31, 2003: *Provided*, That funds provided under this para-
12 graph shall be available only after the Attorney General
13 notifies the Committees on Appropriations of the House
14 of Representatives and the Senate in accordance with sec-
15 tion 605 of division B of Public Law 108-7.

16 DETENTION TRUSTEE

17 For an additional amount for “Detention Trustee”
18 for the detention of Federal prisoners in the custody of
19 the United States Marshals Service, \$15,000,000.

20 OFFICE OF INSPECTOR GENERAL

21 For an additional amount for “Office of Inspector
22 General”, \$2,500,000, to remain available until September
23 30, 2004.

1 LEGAL ACTIVITIES
2 SALARIES AND EXPENSES, UNITED STATES MARSHALS
3 SERVICE

4 For an additional amount for “Salaries and Ex-
5 penses, United States Marshals Service” for necessary ex-
6 penses, \$26,080,000, to remain available until September
7 30, 2004.

8 FEDERAL BUREAU OF INVESTIGATION
9 SALARIES AND EXPENSES

10 For an additional amount for “Federal Bureau of In-
11 vestigations, Salaries and Expenses”, \$398,862,000, to re-
12 main available until September 30, 2004.

13 THE JUDICIARY
14 SUPREME COURT OF THE UNITED STATES
15 SALARIES AND EXPENSES

16 For an additional amount for “Supreme Court of the
17 United States, Salaries and Expenses” for police enhance-
18 ments, \$1,535,000, to remain available until September
19 30, 2004.

20 UNITED STATES COURT OF APPEALS FOR THE
21 FEDERAL CIRCUIT
22 SALARIES AND EXPENSES

23 For an additional amount for “United States Court
24 of Appeals for the Federal Circuit, Salaries and Expenses”

1 for court security officer expenses, \$973,000, to remain
2 available until September 30, 2004.

3 UNITED STATES COURT OF INTERNATIONAL
4 TRADE
5 SALARIES AND EXPENSES

6 For an additional amount for “United States Court
7 of International Trade, Salaries and Expenses” to en-
8 hance security, \$50,000.

9 DEPARTMENT OF STATE AND RELATED
10 AGENCY

11 DEPARTMENT OF STATE
12 ADMINISTRATION OF FOREIGN AFFAIRS
13 DIPLOMATIC AND CONSULAR PROGRAMS

14 For an additional amount for “Diplomatic and Con-
15 sular Programs”, \$106,420,000, to remain available until
16 December 31, 2003.

17 EMBASSY SECURITY, CONSTRUCTION, AND
18 MAINTENANCE

19 For an additional amount for “Embassy Security,
20 Construction, and Maintenance”, \$71,500,000, to remain
21 available until expended.

1 this paragraph and similar reimbursement authorities ex-
2 pressly provided in section 304 of Public Law 107-117
3 and within the “Operation and Maintenance, Defense-
4 Wide” appropriation account enacted in Public Law 107-
5 206: *Provided further*, That the Committees on Appropria-
6 tions of the House and Senate shall be notified in writing
7 at least seven days prior to the obligation of funds for
8 payments to Pakistan, Jordan, or other key cooperating
9 nations: *Provided further*, That not later than 30 days fol-
10 lowing enactment of this Act, the Secretary of Defense
11 shall submit a report in writing to the Committees on Ap-
12 propriations that includes a financial plan for the obliga-
13 tion and expenditure of such funds: *Provided further*, That
14 if such report is not provided to the Committees on Appro-
15 priations by the date specified in the previous proviso, un-
16 obligated balances of funds in this account that are avail-
17 able from the amounts provided in this paragraph shall
18 be returned to the Treasury of the United States: *Provided*
19 *further*, That, beginning not later than June 30, 2003, and
20 ending on September 30, 2004, the Secretary of Defense
21 shall provide quarterly reports to the Committees on Ap-
22 propriations of the House and Senate on the uses of funds
23 made available for payments to Pakistan, Jordan, and
24 other key cooperating nations for logistical and military
25 support provided to United States military operations in

1 connection with military action in and around Iraq and
2 the global war on terrorism.

3 OPERATION IRAQI FREEDOM RESPONSE FUND

4 (INCLUDING TRANSFER OF FUNDS)

5 For incremental costs of the Department of Defense
6 associated with the global war on terrorism and operations
7 in and around Iraq as part of operations currently known
8 as Operation Iraqi Freedom: \$59,682,500,000 is appro-
9 priated to the “Operation Iraqi Freedom Response Fund”,
10 which is hereby established in the Treasury of the United
11 States. Funds appropriated or transferred to the “Oper-
12 ation Iraqi Freedom Response Fund” shall remain avail-
13 able until expended.

14 Of the funds appropriated under this heading, and
15 in addition, such sums as may be transferred, or are other-
16 wise available, from current and future balances in the De-
17 fense Cooperation Account and the Natural Resources
18 Risk Remediation Fund (only to the extent said funds are
19 available pursuant to the authorities and limitations in
20 current law and those further enumerated in chapter 3
21 of this Act), and only for expenses, not otherwise provided
22 for, necessary to finance the estimated partial costs of op-
23 erations associated with Operation Iraqi Freedom and
24 other operations and related activities in support of the
25 global war on terrorism (including Operations Enduring

1 Freedom and Noble Eagle), there is hereby made available
2 a total amount of not to exceed \$59,682,500,000, only for
3 transfer to the following accounts in not to exceed the fol-
4 lowing amounts:

5 MILITARY PERSONNEL

6 (TRANSFER OF FUNDS)

7 MILITARY PERSONNEL, ARMY

8 For an additional amount for “Military Personnel,
9 Army”, \$6,974,500,000.

10 MILITARY PERSONNEL, NAVY

11 For an additional amount for “Military Personnel,
12 Navy”, \$1,984,300,000.

13 MILITARY PERSONNEL, MARINE CORPS

14 For an additional amount for “Military Personnel,
15 Marine Corps”, \$1,204,900,000.

16 MILITARY PERSONNEL, AIR FORCE

17 For an additional amount for “Military Personnel,
18 Air Force”, \$1,834,800,000.

19 RESERVE PERSONNEL, ARMY

20 For an additional amount for “Reserve Personnel,
21 Army”, \$3,000,000.

22 NATIONAL GUARD PERSONNEL, ARMY

23 For an additional amount for “National Guard Per-
24 sonnel, Army”, \$93,000,000.

1 OPERATION AND MAINTENANCE

2 (TRANSFER OF FUNDS)

3 OPERATION AND MAINTENANCE, ARMY

4 For an additional amount for “Operation and Main-
5 tenance, Army”, \$10,481,500,000, of which \$874,000,000
6 shall remain available for obligation until September 30,
7 2004.

8 OPERATION AND MAINTENANCE, NAVY

9 For an additional amount for “Operation and Main-
10 tenance, Navy”, \$3,940,300,000, of which
11 \$1,909,000,000 shall remain available for obligation until
12 September 30, 2004.

13 OPERATION AND MAINTENANCE, MARINE CORPS

14 For an additional amount for “Operation and Main-
15 tenance, Marine Corps”, \$1,383,700,000, of which
16 \$786,000,000 shall remain available for obligation until
17 September 30, 2004.

18 OPERATION AND MAINTENANCE, AIR FORCE

19 For an additional amount for “Operation and Main-
20 tenance, Air Force”, \$3,668,200,000, of which
21 \$359,000,000 shall remain available for obligation until
22 September 30, 2004.

23 OPERATION AND MAINTENANCE, DEFENSE-WIDE

24 For an additional amount for “Operation and Main-
25 tenance, Defense-Wide”, \$901,900,000.

1 partial costs of combat, stability operations (including nat-
2 ural resource risk remediation activities), force reconstitu-
3 tion and munitions/equipment replacement, and other re-
4 lated costs, an amount not to exceed \$25,436,400,000, of
5 which not less than \$4,000,000,000 shall be withheld from
6 obligation until after July 1, 2003, as a reserve for any
7 additional incremental fiscal year 2003 Military Personnel
8 and “Defense Health Program” costs that may be in-
9 curred above the amounts provided elsewhere in this chap-
10 ter or previously enacted defense appropriations: *Provided*,
11 That the Secretary of Defense shall not make any transfer
12 from the “Operation Iraqi Freedom Response Fund”, the
13 “Defense Cooperation Account”, or the “Natural Re-
14 sources Risk Remediation Fund” to appropriations, pro-
15 grams and activities cited under this heading, until seven
16 days after notifying the Committees on Appropriations of
17 the Senate and House of Representatives of the amounts
18 and purposes of any such transfer: *Provided further*, That
19 subject to the limitations stated above, amounts provided
20 under this heading shall otherwise be available for obliga-
21 tion in the following amounts, as specified:

22 For classified programs, not less than
23 \$1,817,000,000, which shall remain available for obliga-
24 tion until September 30, 2004, and which shall be in addi-
25 tion to amounts provided elsewhere in this chapter for

1 Procurement, and Research, development, test and evalua-
2 tion;

3 For Operation and maintenance, up to
4 \$20,214,300,000, of which \$4,000,000,000 shall remain
5 available until September 30, 2004, and of which not less
6 than \$8,000,000,000 shall be only for fiscal year 2003
7 costs associated with Operation Enduring Freedom and
8 related costs of the global war on terrorism;

9 For Procurement, up to \$4,242,000,000, to remain
10 available for obligation until September 30, 2004, of which
11 up to \$3,249,400,000 may be made available to replenish
12 munitions and other equipment expended for military op-
13 erations in and around Iraq and the global war on ter-
14 rorism;

15 For Research, development, test, and evaluation, up
16 to \$57,600,000; and

17 For Department of Homeland Security, "United
18 States Coast Guard, Operating Expenses" up to
19 \$400,000,000 to support military activities in connection
20 with Operation Iraqi Freedom and the global war on ter-
21 rorism: *Provided further*, That the transfer authority pro-
22 vided under this heading is in addition to any other trans-
23 fer authority available to the Department of Defense: *Pro-*
24 *vided further*, That upon determinations that all or part
25 of the funds transferred from this appropriation are not

1 Department of Defense to carry out such purposes, or to
 2 reimburse such appropriations or funds for expenses in-
 3 curred for such purposes and such reimbursements may
 4 include funds received pursuant to the authority of the
 5 previous proviso: *Provided further*, That funds to be trans-
 6 ferred shall be merged with and shall be available for the
 7 same purposes and for the same time period as the appro-
 8 priation or fund to which transferred: *Provided further*,
 9 That the transfer authority provided in this paragraph is
 10 in addition to any other transfer authority available to the
 11 Department of Defense: *Provided further*, That upon a de-
 12 termination that all or part of the funds transferred from
 13 this appropriation are not necessary for the purposes pro-
 14 vided, such amounts may be transferred back to this ap-
 15 propriation.

16 REVOLVING AND MANAGEMENT FUNDS

17 DEFENSE WORKING CAPITAL FUNDS

18 For an additional amount for “Defense Working
 19 Capital Funds”, \$1,100,000,000.

20 OTHER DEPARTMENT OF DEFENSE PROGRAMS

21 DRUG INTERDICTION AND COUNTER-DRUG

22 ACTIVITIES, DEFENSE

23 (INCLUDING TRANSFER OF FUNDS)

24 For an additional amount for “Drug Interdiction and
 25 Counter-Drug Activities, Defense”, \$34,000,000, for

1 transfer subject to the terms and conditions governing
2 such transfers as provided for under this heading in Public
3 Law ~~107-248~~.

4 GENERAL PROVISIONS—THIS CHAPTER

5 SEC. ~~1301~~. Except as otherwise specifically provided
6 in this chapter, amounts provided to the Department of
7 Defense under each of the headings in this chapter shall
8 be available for the same time period, and subject to the
9 same terms and conditions, as the amounts appropriated
10 or otherwise made available in the Department of Defense
11 Appropriations Act, 2003 (Public Law 107-248) and
12 Making Further Continuing Appropriations for the Fiscal
13 Year 2003, and for Other Purposes (Public Law 108-7).

14 SEC. ~~1302~~. None of the funds in this chapter may
15 be used to initiate a new start program without prior noti-
16 fication to the congressional defense committees.

17 SEC. ~~1303~~. None of the funds in this chapter may
18 be used to develop or procure any item or capability that
19 will not be fielded within four years of enactment of this
20 Act.

21 SEC. ~~1304~~. Title II of the Department of Defense Ap-
22 propriations Act, 2003 (Public Law 107-248), is amended
23 under the heading “Operation and Maintenance, Defense-
24 Wide” by striking “\$25,000,000” and inserting
25 “\$50,000,000”. *Provided*, That the additional funds for

1 the limitation set forth in section 202(b) of that Act: *Pro-*
2 *vided further*, That the Secretary of Defense may transfer
3 the funds provided herein to the applicable appropriations
4 of the Department of Defense: *Provided further*, That the
5 funds transferred shall be merged with and shall be avail-
6 able for the same purposes and for the same time period
7 as the appropriation to which transferred: *Provided fur-*
8 *ther*, That the transfer authority provided in this section
9 is in addition to any other transfer authority available to
10 the Department of Defense: *Provided further*, That not-
11 withstanding any other provision of law, none of the funds
12 provided in this or any other appropriations Act for the
13 Department of Defense may be used for the drawdown
14 authority in section 202 of the Afghanistan Freedom Sup-
15 port Act of 2002 (Public Law 107-327) prior to notifying
16 in writing the House and Senate Committees on Appro-
17 priations of the source of the funds to be used for such
18 purpose.

19 SEC. 1308. Funds appropriated in this Act, or made
20 available by transfer of funds in or pursuant to this Act,
21 for intelligence activities are deemed to be specifically au-
22 thorized by the Congress for purposes of section 504 of
23 the National Security Act of 1947 (50 U.S.C. 414).

24 SEC. 1309. (a) Of the amounts available to the Sec-
25 retary of Defense, \$63,500,000 may be used to reimburse

1 applicable appropriations for the value of support provided
2 by the Department of Defense under the Iraq Liberation
3 Act of 1998: *Provided*, That this appropriation shall not
4 increase the limitation set forth in section (4)(a)(2)(B) of
5 that Act.

6 (b) Section (4)(a)(2) of the Iraq Liberation Act of
7 1998 is amended by adding the following new subpara-
8 graph at the end:

9 “(C) The aggregate value (as defined in
10 section 644(m) of the Foreign Assistance Act of
11 1961) of assistance provided under this para-
12 graph may not exceed \$150,000,000 in fiscal
13 year 2003.”

14 (c) Notwithstanding any other provision of law, none
15 of the funds provided in this or any other appropriations
16 Act for the Department of Defense may be used for the
17 drawdown authority in section (4)(a)(2) of Iraq Liberation
18 Act of 1998 (including the drawdown authority of this sec-
19 tion) unless the House and Senate Committees on Appro-
20 priations are notified in writing of the sources of the funds
21 to be used for such purpose at least seven days prior to
22 the exercise of the drawdown authority.

23 (INCLUDING TRANSFER OF FUNDS)

24 SEC. 1310. During fiscal year 2003, amounts in or
25 credited to the Defense Cooperation Account under 10
26 U.S.C. 2608(b) shall be available for obligation and ex-

1 penditure consistent with the purposes for which such
2 amounts were contributed and accepted: *Provided*, That
3 such amounts shall only be available for transfer by the
4 Secretary of Defense the “Operation Iraqi Freedom Re-
5 sponse Fund” and be available for the same period as the
6 appropriation to which transferred: *Provided further*, That
7 this transfer authority is in addition to any other transfer
8 authority available to the Department of Defense: *Pro-*
9 *vided further*, That the Secretary of Defense shall report
10 at least seven days in advance to the Congress of all pro-
11 posed transfers to be made pursuant to this authority.

12 SEC. 1311. (a) Hereafter, contributions of money de-
13 posited into the “Natural Resources Risk Remediation
14 Fund” shall be reported to the Congress in the same re-
15 port, and under the same terms and conditions, as the
16 report required for contributions to the “Defense Coopera-
17 tion Account” under section 2608, chapter 155 of title 10,
18 United States Code.

19 (b) During fiscal years 2003 and 2004, the use of
20 monies or real or personal property contributed to the
21 “Defense Cooperation Account” and the “Natural Re-
22 sources Risk Remediation Fund” shall be subject to the
23 prior approval of the Committees on Appropriations.

24 SEC. 1312. The Secretary of Defense shall notify the
25 congressional defense committees, in writing, not later

1 than 15 days prior to the obligation of funds appropriated
 2 in this chapter for military construction activities or minor
 3 construction in excess of \$7,500,000.

4 (TRANSFER OF FUNDS)

5 SEC. 1313. As of October 31, 2003, all balances of
 6 funds remaining in the “Defense Emergency Response
 7 Fund” shall be transferred to, and merged with, the “Op-
 8 eration Iraqi Freedom Response Fund”, and shall be
 9 available for the same purposes, and under the same terms
 10 and conditions, as funds appropriated to the “Operation
 11 Iraqi Freedom Response Fund” in this chapter.

12 CHAPTER 4

13 BILATERAL ECONOMIC ASSISTANCE

14 FUNDS APPROPRIATED TO THE PRESIDENT

15 UNITED STATES AGENCY FOR INTERNATIONAL

16 DEVELOPMENT

17 CHILD SURVIVAL AND HEALTH PROGRAMS FUND

18 For an additional amount for “Child Survival and
 19 Health Programs Fund”, \$40,000,000.

20 INTERNATIONAL DISASTER ASSISTANCE

21 For an additional amount for “International Disaster
 22 Assistance”, \$160,000,000: *Provided*, That amounts made
 23 available pursuant to section 492(b) of the Foreign Assist-
 24 ance Act of 1961 for the purpose of addressing relief and
 25 rehabilitation needs in Iraq, prior to enactment of this
 26 Act, shall be in addition to the amount that may be obli-

1 gated in any fiscal year under that section: *Provided fur-*
 2 *ther,* That during the remainder of fiscal year 2003 the
 3 authority referenced in the preceding proviso may not be
 4 utilized unless written notice has been provided to the
 5 Committees on Appropriations not less than five days
 6 prior to the proposed obligation.

7 OPERATING EXPENSES OF THE UNITED STATES AGENCY
 8 FOR INTERNATIONAL DEVELOPMENT

9 For an additional amount for “Operating Expenses
 10 of the United States Agency for International Develop-
 11 ment”, \$23,000,000, of which not less than \$2,000,000
 12 may be transferred to and merged with “Operating Ex-
 13 penses of the United States Agency for International De-
 14 velopment Office of Inspector General” for financial and
 15 program audits of the Iraq Relief and Reconstruction
 16 Fund and other assistance for Iraq.

17 OTHER BILATERAL ECONOMIC ASSISTANCE
 18 ECONOMIC SUPPORT FUND

19 For an additional amount for “Economic Support
 20 Fund”, \$2,342,000,000, of which:

- 21 (1) not less than \$700,000,000 shall be made
 22 available for assistance for Jordan;
- 23 (2) \$300,000,000, to remain available until
 24 September 30, 2005, shall be made available only
 25 for grants for Egypt: *Provided,* That during the pe-

1 riod beginning March 1, 2003, and ending Sep-
2 tember 30, 2005, loan guarantees may be made to
3 Egypt, the principal amount, any part of which is to
4 be guaranteed, shall not exceed \$2,000,000,000:
5 *Provided further,* That the Government of Egypt will
6 incur all the costs, as defined in section 502 of the
7 Federal Credit Reform Act of 1990, as amended, as-
8 sociated with these loan guarantees, including any
9 non-repayment exposure risk: *Provided further,* That
10 all fees associated with these loan guarantees, in-
11 cluding subsidy and administrative costs, shall be
12 paid by the Government of Egypt to the Government
13 of the United States: *Provided further,* That funds
14 made available under this paragraph and other
15 funds appropriated to carry out chapter 4 of part II
16 of the Foreign Assistance Act of 1961 and made
17 available for assistance for Egypt may be used by
18 the Government of Egypt to pay such fees to the
19 United States Government: *Provided further,* That
20 the President shall determine the terms and condi-
21 tions for issuing the economic assistance authorized
22 by this paragraph and should take into consideration
23 budgetary and economic reforms undertaken by
24 Egypt: *Provided further,* That if the President deter-
25 mines that these terms and conditions have been

1 breached, the President may suspend or terminate
2 the provision of all or part of such economic assist-
3 ance not yet outlayed under this paragraph;

4 (3) not to exceed \$1,000,000,000, to remain
5 available until September 30, 2005, for grants for
6 Turkey: *Provided*, That during the period beginning
7 March 1, 2003 and ending September 30, 2005, di-
8 rect loans or loan guarantees may be made to Tur-
9 key, the principal amount of direct loans or loans,
10 any part of which is to be guaranteed, shall not ex-
11 ceed \$8,500,000,000: *Provided further*, That the
12 Government of Turkey will incur all the costs, as de-
13 fined in section 502 of the Federal Credit Reform
14 Act of 1990, as amended, associated with these
15 loans or loan guarantees, including any non-repay-
16 ment exposure risk: *Provided further*, That all fees
17 associated with these loans or loan guarantees, in-
18 cluding subsidy and administrative costs, shall be
19 paid by the Government of Turkey to the Govern-
20 ment of the United States: *Provided further*, That
21 funds made available under this paragraph and
22 other funds appropriated to carry out chapter 4 of
23 part II of the Foreign Assistance Act of 1961 and
24 made available for assistance for Turkey may be
25 used by the Government of Turkey to pay such fees

1 to the United States Government: *Provided further,*
2 That none of the funds made available by this para-
3 graph may be made available for assistance for Tur-
4 key until the Secretary of State determines and re-
5 ports to the Committees on Appropriations of the
6 House and Senate, the Committee on Foreign Rela-
7 tions of the Senate and Committee on International
8 Relations of the House that the Government of Tur-
9 key is cooperating with the United States in Oper-
10 ation Iraqi Freedom, including the facilitation of hu-
11 manitarian assistance to Iraq: *Provided further,* That
12 the President shall determine the terms and condi-
13 tions for issuing the economic assistance authorized
14 by this paragraph and should take into consideration
15 budgetary and economic reforms undertaken by Tur-
16 key: *Provided further,* That if the President deter-
17 mines that these terms and conditions have been
18 breached, the President may suspend or terminate
19 the provision of all or part of such economic assist-
20 ance not yet outlayed under this paragraph;

21 (4) not to exceed \$5,000,000 may be available
22 for administrative expenses of the Islamic Partner-
23 ship and Outreach program; and

24 (5) funds made available under this heading for
25 the Islamic Partnership and Outreach program and

1 other regional programs are subject to the regular
2 notification procedures of the Committees on Appro-
3 priations.

4 IRAQ RELIEF AND RECONSTRUCTION FUND

5 (INCLUDING TRANSFERS OF FUNDS)

6 For necessary expenses to carry out the purposes of
7 the Foreign Assistance Act of 1961 for humanitarian as-
8 sistance in and around Iraq and for rehabilitation and re-
9 construction in Iraq, \$2,483,300,000, to remain available
10 until September 30, 2004, including for the costs of: (1)
11 water/sanitation infrastructure; (2) feeding and food dis-
12 tribution; (3) supporting relief efforts related to refugees,
13 internally displaced persons, and vulnerable individuals;
14 (4) humanitarian demining; (5) healthcare; (6) education;
15 (7) electricity; (8) transportation; (9) telecommunications;
16 (10) rule of law and governance; (11) economic and finan-
17 cial policy; and (12) agriculture: *Provided*, That these
18 funds shall be apportioned only to the Department of
19 State, the United States Agency for International Devel-
20 opment, the Department of the Treasury, and the Depart-
21 ment of Health and Human Services, as appropriate, for
22 expenses to meet such costs: *Provided further*, That with
23 respect to funds appropriated under this heading in this
24 Act or proposed for appropriation in subsequent Acts, the
25 responsibility for policy decisions and justifications for the

1 use of such funds shall be the responsibility of the Sec-
2 retary of State and the Deputy Secretary of State and
3 this responsibility shall not be delegated: *Provided further,*
4 That funds appropriated under this heading shall be used
5 to fully reimburse accounts administered by the Depart-
6 ment of State and the United States Agency for Inter-
7 national Development, not otherwise reimbursed from
8 funds appropriated by this chapter, for obligations in-
9 curred for the purposes provided under this heading prior
10 to enactment of this Act from funds appropriated for for-
11 eign operations, export financing, and related programs:
12 *Provided further,* That the United States may accept from
13 any person, foreign government, or international organiza-
14 tion, and credit to this Fund, any contribution of money
15 for such purposes: *Provided further,* That funds appro-
16 priated under this heading shall be available notwith-
17 standing any other provision of law, including section 10
18 of Public Law 91-672 and section 15 of the State Depart-
19 ment Basic Authorities Act of 1956: *Provided further,*
20 That funds appropriated under this heading that are made
21 available for assistance for Iraq shall be subject to the reg-
22 ular notification procedures of the Committees on Appro-
23 priations, except that notifications shall be transmitted at
24 least 5 days in advance of the obligations of funds.

1 ment of Israel during the period from March 1, 2003, to
2 the date of issue of the guarantee, for activities which the
3 President determines are inconsistent with the objectives
4 and understandings reached between the United States
5 and the Government of Israel regarding the implementa-
6 tion of the loan guarantee program: *Provided further*, That
7 the President shall submit a report to Congress no later
8 than September 30 of each fiscal year during the pendency
9 of the program specifying the amount calculated under the
10 preceding proviso and that will be deducted from the
11 amount of guarantees authorized to be issued in the next
12 fiscal year: *Provided further*, That no appropriations under
13 this heading are available for the subsidy costs for these
14 loan guarantees: *Provided further*, That the Government
15 of Israel will pay the cost, as defined in section 502 of
16 the Federal Credit Reform Act of 1990, as amended, in-
17 cluding any non-payment exposure risk, associated with
18 the loan guarantees issued in any fiscal year, on a pro
19 rata basis as each guarantee is issued during that year:
20 *Provided further*, That all fees (as defined in section
21 601(c) of Public Law 102-391) associated with the loan
22 guarantees shall be paid by the Government of Israel to
23 the Government of the United States: *Provided further*,
24 That funds made available for assistance to Israel under
25 chapter 4 of part II of the Foreign Assistance Act of 1961,

1 as amended, may be utilized by the Government of Israel
2 to pay such fees to the United States Government: *Pro-*
3 *vided further,* That the President shall determine the
4 terms and conditions for issuing guarantees, taking into
5 consideration the budgetary and economic reforms under-
6 taken by Israel: *Provided further,* That if the President
7 determines that these terms and conditions have been
8 breached, the President may suspend or terminate the
9 provision of all or part of the loan guarantees not yet
10 issued under this heading.

11 DEPARTMENT OF STATE

12 INTERNATIONAL NARCOTICS CONTROL AND LAW

13 ENFORCEMENT

14 For an additional amount for “International Nar-
15 cotics Control and Law Enforcement”, \$25,000,000, to re-
16 main available until September 30, 2004.

17 ANDEAN COUNTERDRUG INITIATIVE

18 For an additional amount for the “Andean
19 Counterdrug Initiative”, \$34,000,000, to remain available
20 until September 30, 2004.

21 UNITED STATES EMERGENCY REFUGEE AND MIGRATION

22 ASSISTANCE FUND

23 For an additional amount for “United States Emer-
24 gency Refugee and Migration Assistance Fund”,
25 \$80,000,000, to remain until expended, notwithstanding

1 section 2(c)(2) of the Migration and Refugee Assistance
2 Act of 1962, as amended (22 U.S.C. 2601(c)(2)).

3 ~~NONPROLIFERATION, ANTI-TERRORISM, DEMINING, AND~~
4 ~~RELATED PROGRAMS~~

5 For an additional amount for “Nonproliferation,
6 Anti-Terrorism, Demining and Related Programs”,
7 \$28,000,000: *Provided*, That funds appropriated by this
8 paragraph shall be available notwithstanding section 10
9 of Public Law 91–672 and section 15 of the State Depart-
10 ment Basic Authorities Act of 1956.

11 ~~MILITARY ASSISTANCE~~

12 ~~FUNDS APPROPRIATED TO THE PRESIDENT~~

13 ~~FOREIGN MILITARY FINANCING PROGRAM~~

14 For an additional amount for the “Foreign Military
15 Financing Program”, \$2,059,100,000: *Provided*, That
16 funds appropriated by this paragraph shall be available
17 notwithstanding section 10 of Public Law 91–672 and sec-
18 tion 15 of the State Department Basic Authorities Act
19 of 1956: *Provided further*, That of the funds appropriated
20 under this heading, not less than \$406,000,000 shall be
21 made available for grants only for Jordan and
22 \$1,000,000,000 shall be available for grants only for
23 Israel: *Provided further*, That the funds appropriated by
24 this paragraph for Israel shall be disbursed within 30 days
25 of the enactment of this Act: *Provided further*, That to

1 the extent that the Government of Israel requests that
2 funds be used for such purposes, grants made available
3 for Israel by this paragraph shall, as agreed to by the
4 United States and Israel, be available for advanced weap-
5 ons systems, of which not less than \$263,000,000 shall
6 be available for the procurement in Israel of defense arti-
7 cles and defense services, including research and develop-
8 ment.

9 PEACEKEEPING OPERATIONS

10 For an additional amount for “Peacekeeping Oper-
11 ations”, \$115,000,000.

12 GENERAL PROVISIONS—THIS TITLE

13 SEC. 1401. Assistance or other financing under this
14 chapter may be provided for Iraq notwithstanding any
15 other provision of law: *Provided*, That funds made avail-
16 able for Iraq pursuant to this authority shall be subject
17 to the regular reprogramming procedures of the Commit-
18 tees on Appropriations and section 634A of the Foreign
19 Assistance Act of 1961, except that notification shall be
20 transmitted at least 5 days in advance of obligation: *Pro-*
21 *vided further*, That the notification requirements of this
22 section may be waived if failure to do so would pose a
23 substantial risk to human health or welfare: *Provided fur-*
24 *ther*, That in case of any such waiver, notification to the
25 appropriate congressional committees, shall be provided as

1 early as practicable, but in no event later than 3 days after
2 taking the action to which such notification requirement
3 was applicable, in the context of the circumstances neces-
4 sitating such waiver: *Provided further*, That any notifica-
5 tion provided pursuant to such a waiver shall contain an
6 explanation of the emergency circumstances.

7 SEC. 1402. The President may suspend the applica-
8 tion of any provision of the Iraq Sanctions Act of 1990:
9 *Provided*, That nothing in this section shall affect the ap-
10 plicability of the Iran-Iraq Arms Non-Proliferation Act of
11 1992 (Public Law 102-484) except as it applies to hu-
12 manitarian assistance and supplies: *Provided further*, That
13 the President may make inapplicable with respect to Iraq
14 section 620A of the Foreign Assistance Act of 1961 or
15 any other provision of law that applies to countries that
16 have supported terrorism: *Provided further*, That military
17 equipment shall not be exported under the authority of
18 this section: *Provided further*, That section 307 of the For-
19 eign Assistance Act of 1961 shall not apply with respect
20 to programs of international organizations for Iraq: *Pro-*
21 *vided further*, That provisions of law that direct the United
22 States Government to vote against or oppose loans or
23 other uses of funds, including for financial or technical
24 assistance, in international financial institutions for Iraq
25 shall not be construed as applying to Iraq: *Provided fur-*

1 ~~ther~~, That the President shall submit a notification 5 days
2 prior to exercising any of the authorities described in this
3 section to the Committee on Appropriations of each House
4 of the Congress, the Committee on Foreign Relations of
5 the Senate, and the Committee on International Relations
6 of the House of Representatives: *Provided further*, That
7 not more than 60 days after enactment of this Act and
8 every 90 days thereafter the President shall submit a re-
9 port to the Committee on Appropriations of each House
10 of the Congress, the Committee on Foreign Relations of
11 the Senate, and the Committee on International Relations
12 of the House of Representatives containing a summary of
13 all licenses approved for export to Iraq of any item on
14 the Commerce Control List contained in the Export Ad-
15 ministration Regulations, 15 CFR Part 774, Supplement
16 1, including identification of end users of such items: *Pro-*
17 *vided further*, That the authorities contained in this sec-
18 tion shall expire on September 30, 2004, or on the date
19 of enactment of a subsequent Act authorizing assistance
20 for Iraq and that specifically amends, repeals or otherwise
21 makes inapplicable the authorities of this section, which-
22 ever occurs first.

23 SEC. 1403. Notwithstanding any other provision of
24 law, the President may authorize the export to Iraq of any
25 nonlethal military equipment controlled under the Inter-

1 national Trafficking in Arms Regulations on the United
2 States Munitions List established pursuant to section 38
3 of the Arms Export Control Act, (~~22 U.S.C. 2778~~), if the
4 President determines and notifies within 5 days after ex-
5 port the Committee on Appropriations of each House of
6 the Congress, the Committee on Foreign Relations of the
7 Senate, and the Committee on International Relations of
8 the House of Representatives that the export of such non-
9 lethal military equipment is in the national interest of the
10 United States: *Provided*, That the authorities contained
11 in this section shall expire on September 30, 2004, or on
12 the date of enactment of a subsequent Act authorizing as-
13 sistance for Iraq and that specifically amends, repeals or
14 otherwise makes inapplicable the authorities of this sec-
15 tion, whichever occurs first.

16 CHAPTER 5

17 DEPARTMENT OF HOMELAND SECURITY

18 CITIZENSHIP AND IMMIGRATION SERVICES

19 OPERATING EXPENSES

20 For necessary expenses for “Operating Expenses” re-
21 lated to conducting Operation Liberty Shield, \$1,000,000,
22 to remain available until December 31, 2003.

1 UNITED STATES SECRET SERVICE

2 OPERATING EXPENSES

3 For an additional amount for “Operating Expenses”
4 for necessary expenses related to conducting Operation
5 Liberty Shield, \$30,000,000, to remain available until De-
6 cember 31, 2003.

7 BORDER AND TRANSPORTATION SECURITY

8 CUSTOMS AND BORDER PROTECTION

9 For necessary expenses for “Customs and Border
10 Protection” related to conducting Operation Liberty
11 Shield and other purposes, \$428,000,000, of which
12 \$235,000,000 shall remain available until December 31,
13 2003, and of which \$193,000,000 shall remain available
14 until expended for the acquisition and deployment of por-
15 tal radiation detectors and non-intrusive inspection tech-
16 nology at United States ports of entry.

17 IMMIGRATION AND CUSTOMS ENFORCEMENT

18 For necessary expenses for “Immigration and Cus-
19 toms Enforcement” related to conducting Operation Lib-
20 erty Shield, \$185,000,000, to remain available until De-
21 cember 31, 2003, of which up to \$10,000,000 shall be
22 available for the Student and Exchange Visitor Informa-
23 tion System established under section 641 of the Illegal
24 Immigration Reform and Immigrant Responsibility Act of
25 1996, including training programs.

1 TRANSPORTATION SECURITY ADMINISTRATION

2 For necessary expenses for “Transportation Security
3 Administration” related to conducting Operation Liberty
4 Shield and other purposes, ~~\$390,000,000~~, to remain avail-
5 able until expended: *Provided*, That of the total amount
6 provided herein, the following amounts are available for
7 obligation only for the specific purposes below:

8 (1) physical modification of commercial service
9 airports for the purposes of installing checked bag-
10 gage explosive detection systems into airport bag-
11 gage systems, ~~\$235,000,000~~;

12 (2) reimbursements to local and state law en-
13 forcement officers and National Guardsmen for in-
14 creased security measures at airports and other crit-
15 ical transportation sites, ~~\$85,000,000~~;

16 (3) port security grants, ~~\$40,000,000~~; and

17 (4) surface transportation security initiatives,
18 ~~\$30,000,000~~, of which ~~\$8,000,000~~ shall be available
19 for transit security.

20 In addition, for expenses related to aviation security,
21 ~~\$3,178,300,000~~, to remain available until September 30,
22 2003: *Provided*, That such appropriation shall be remitted
23 to United States flag air carriers for expenses incurred
24 related to aviation security based on the pro-rata share
25 each such carrier has paid or collected to date in passenger

1 security and air carrier security fees to the Transportation
2 Security Administration: *Provided further*, That such ap-
3 propriation shall be remitted to United States flag air car-
4 riers for expenses related to aviation security based on the
5 pro-rata share each such carrier is expected to pay or col-
6 lect to the Transportation Security Administration for the
7 remainder of the fiscal year: *Provided further*, That pay-
8 ments made under this heading may be used by an air
9 carrier for such purposes as each carrier determines ap-
10 propriate: *Provided further*, That payments made under
11 this heading shall be made within thirty days of enactment
12 of this Act: *Provided further*, That no airline receiving
13 funding under this heading may provide compensation
14 (pay, benefits and stock options) to senior executives that
15 exceeds the base pay and benefits that such executives re-
16 ceived in 2002.

17 FEDERAL LAW ENFORCEMENT TRAINING CENTER
18 OPERATING EXPENSES

19 For necessary expenses for “Federal Law Enforce-
20 ment Training Center Operating Expenses” related to
21 conducting Operation Liberty Shield, \$2,000,000, to re-
22 main available until December 31, 2003.

23 OFFICE FOR DOMESTIC PREPAREDNESS

24 For an additional amount for “Office for Domestic
25 Preparedness”, \$2,200,000,000, to remain available until

1 December 31, 2003, for grants authorized by section 1014
2 of the USA PATRIOT Act of 2001 (Public Law 107-56)
3 and for other counterterrorism programs, of which
4 \$1,500,000,000 shall be for formula-based grants, and of
5 which \$700,000,000 shall be for discretionary grants for
6 use in high-density urban areas, in high-threat areas, and
7 for protection of critical infrastructure: *Provided*, That 80
8 percent of the funds provided under this heading to any
9 State shall be allocated by the State to units of local gov-
10 ernment within the State and shall be distributed by the
11 State within 45 days of the receipt of funds: *Provided fur-*
12 *ther*, That none of the funds provided under this heading
13 may be used for construction or renovation of facilities:
14 *Provided further*, That subsection (e)(3) of such section
15 1014 shall not apply to discretionary grants made under
16 this heading: *Provided further*, That the Secretary of
17 Homeland Security shall notify the Committees on Appro-
18 priations at least 15 days prior to the obligation of any
19 amount of the funds provided under this heading.

20 UNITED STATES COAST GUARD

21 OPERATING EXPENSES

22 For an additional amount for “Operating Expenses”
23 for expenses related to conducting Operation Liberty
24 Shield and other purposes, \$230,000,000, to remain avail-
25 able until December 31, 2003.

1 EMERGENCY PREPAREDNESS AND RESPONSE
2 OPERATING EXPENSES

3 For necessary expenses for “Operating Expenses” re-
4 lated to conducting Operation Liberty Shield,
5 \$45,000,000, to remain available until December 31,
6 2003.

7 INFORMATION ANALYSIS AND
8 INFRASTRUCTURE PROTECTION
9 OPERATING EXPENSES

10 For necessary expenses for “Operating Expenses” re-
11 lated to conducting Operation Liberty Shield,
12 \$10,000,000, to remain available until December 31,
13 2003: *Provided*, That the Secretary of Homeland Security
14 shall notify the Committees on Appropriations at least 15
15 days prior to the obligation of any amount of the funds
16 provided under this heading.

17 GENERAL PROVISIONS
18 DEPARTMENT OF HOMELAND SECURITY
19 REPROGRAMMING AND TRANSFER GUIDELINES
20 (INCLUDING TRANSFER OF FUNDS)

21 SEC. 1501. (a) None of the funds provided in this
22 Act, or provided in previous Appropriations Acts to the
23 agencies of the Department of Homeland Security that re-
24 main available for obligation or expenditure in fiscal year
25 2003, shall be available for obligation or expenditure

1 through a reprogramming of funds which: (1) creates a
2 new program; (2) eliminates a program, project, or activ-
3 ity; (3) increases funds for any program, project, or activ-
4 ity for which funds have been denied or restricted by Con-
5 gress; (4) deviates significantly from a program, project,
6 or activity described in the Department's budget justifica-
7 tion as presented to or approved by Congress, including
8 those justifications submitted to Congress prior to the en-
9 actment of Public Law 107-296; or (5) proposes to use
10 funds directed for a specific activity by either the House
11 or Senate Committees on Appropriations for a different
12 purpose, unless the Committees on Appropriations of both
13 Houses of Congress are notified 15 days in advance of
14 such reprogramming of funds.

15 (b) None of the funds provided in this Act, or pro-
16 vided in previous Appropriations Acts to the agencies of
17 the Department of Homeland Security that remain avail-
18 able for obligation or expenditure in fiscal year 2003, shall
19 be available for obligation or expenditure for programs,
20 projects, or activities through a reprogramming of funds
21 in excess of \$5,000,000 or 10 percent, whichever is less,
22 unless the Committees on Appropriations of both Houses
23 of Congress are notified 15 days in advance of such re-
24 programming of funds.

1 OFFICE OF THE SECRETARY
 2 PUBLIC HEALTH AND SOCIAL SERVICES EMERGENCY
 3 FUND

4 For an additional amount for “Public Health and So-
 5 cial Services Emergency Fund”, for the Centers for Dis-
 6 ease Control and Prevention, \$94,000,000.

7 For an additional amount for “Public Health and So-
 8 cial Services Emergency Fund”, for costs associated with
 9 compensating individuals with injuries resulting from ad-
 10 ministration of a smallpox vaccine, \$50,000,000 to remain
 11 available until expended: *Provided*, That such amount
 12 shall become available only upon the enactment of legisla-
 13 tion authorizing a smallpox vaccination compensation pro-
 14 gram.

15 GENERAL PROVISIONS—THIS CHAPTER

16 ~~SEC. 1601. section 1113 (d) of the Social Security~~
 17 ~~Act (42 U.S.C. 1313 (d)) is amended by striking “1991”~~
 18 ~~and inserting “2003”.~~

19 CHAPTER 7
 20 LEGISLATIVE BRANCH
 21 HOUSE OF REPRESENTATIVES

22 SALARIES AND EXPENSES

23 For an additional amount for salaries and expenses
 24 of the House of Representatives, \$11,000,000, as follows:

1 COMMITTEE EMPLOYEES

2 STANDING COMMITTEES, SPECIAL AND SELECT

3 For an additional amount for salaries and expenses
4 of standing committees, special and select, authorized by
5 House resolutions, \$11,000,000: *Provided*, That such
6 amount shall remain available for such salaries and ex-
7 penses until December 31, 2004.

8 CAPITOL POLICE

9 GENERAL EXPENSES

10 For an additional amount for necessary expenses of
11 the Capitol Police, related emergency expenses for the se-
12 curity of the United States Capitol complex, \$37,758,000,
13 to remain available until expended, to be disbursed by the
14 Chief of the Capitol Police or his designee: *Provided*, That
15 no part of such amount may be obligated without prior
16 approval of the Committee on Appropriations of the House
17 of Representatives and Senate.

18 OFFICE OF COMPLIANCE

19 SALARIES AND EXPENSES

20 For an additional amount for salaries and expenses
21 of the Office of Compliance, as authorized by section 305
22 of the Congressional Accountability Act of 1995 (2 U.S.C.
23 1385), \$111,000.

1 ARCHITECT OF THE CAPITOL
2 CAPITOL POLICE BUILDINGS AND GROUNDS

3 For an additional amount for necessary expenses for
4 the maintenance, care, and operation of buildings and
5 grounds of the United States Capitol Police, \$63,868,000,
6 to remain available until expended.

7 LIBRARY OF CONGRESS
8 SALARIES AND EXPENSES

9 For an additional amount for necessary expenses for
10 the purchase and installation of a public address system,
11 \$5,500,000, to remain available until September 30, 2007.

12 CONGRESSIONAL RESEARCH SERVICE

13 For an additional amount for necessary expenses for
14 the implementation of an alternate computer facility,
15 \$1,863,000, to remain available until September 30, 2004.

16 GENERAL ACCOUNTING OFFICE

17 SALARIES AND EXPENSES

18 For an additional amount for necessary expenses of
19 security requirements for the General Accounting Office,
20 \$4,900,000, to remain available until September 30, 2004.

1 installation inside or outside the United States or to reim-
2 burse other appropriations or funds of the Department of
3 Defense used to carry out such construction. For purposes
4 of this section, the terms “military construction” and
5 “military installation” have the meanings given such
6 terms in section 2801 of title 10, United States Code, ex-
7 cept that, with respect to military construction in a foreign
8 country, the term “military installation” includes, not only
9 buildings, structures, and other improvements to real
10 property under the operational control of the Secretary of
11 a military department or the Secretary of Defense, but
12 also any building, structure, or other improvement to real
13 property to be used by the Armed Forces, regardless of
14 whether such use is anticipated to be temporary or of
15 longer duration.

16 SEC. 1802. (a) CONGRESSIONAL NOTIFICATION OF
17 CONSTRUCTION USING OPERATION AND MAINTENANCE
18 FUNDS.—Amounts appropriated or otherwise made avail-
19 able for any fiscal year for the operation and maintenance
20 of the Armed Forces (including reserve components) or
21 for activities and agencies of the Department of Defense
22 may not be used to carry out military construction at a
23 military installation inside or outside the United States
24 unless the Secretary of a military department or the Sec-
25 retary of Defense, as the case may be—

1 (1) in the case of military construction covered
2 by chapter 169 of title 10, United States Code, com-
3 plies with the requirements contained in such chap-
4 ter applicable to the use of operation and mainte-
5 nance funds for military construction; or

6 (2) in the case of military construction not oth-
7 erwise covered by such chapter, submits written no-
8 tice to the appropriate committees of Congress, not
9 later than 15 days before obligating funds for the
10 construction, containing an explanation of the need
11 to use operation and maintenance funds to carry out
12 the construction and the estimated cost of the con-
13 struction.

14 (b) DEFINITIONS.—For purposes of this section, the
15 terms “appropriate committees of Congress”, “military
16 construction”, and “military installation” have the mean-
17 ings given such terms in section 2801 of title 10, United
18 States Code, except that, with respect to military construc-
19 tion in a foreign country, the term “military installation”
20 includes, not only buildings, structures, and other im-
21 provements to real property under the operational control
22 of the Secretary of a military department or the Secretary
23 of Defense, but also any building, structure, or other im-
24 provement to real property to be used by the Armed

1 Forces, regardless of whether such use is anticipated to
2 be temporary or of longer duration.

3 TITLE II—TECHNICAL CORRECTIONS

4 SEC. 2001. Division F of Public Law 108–7 is hereby
5 amended under the heading “United States Fish and
6 Wildlife Service, State and Tribal Wildlife Grants” by
7 striking “\$3,000,000” and inserting “\$5,000,000”.

8 SEC. 2002. The matter under the heading “Depart-
9 ment of Health and Human Services, Health Resources
10 and Services Administration, Health Resources and Serv-
11 ices”, in Public Law 108–7 is amended—

12 (1) by striking “Heart Beat, New Bloomfield,
13 PA” and inserting “Heart Beat, Millerstown, PA”
14 in lieu thereof;

15 (2) by striking “Tressler Lutheran Services,
16 Harrisburg, PA, for abstinence education and re-
17 lated services” and inserting “DIAKON Lutheran
18 Social Ministries, Allentown, PA, for abstinence edu-
19 cation and related services in Cumberland and Dau-
20 phin counties” in lieu thereof;

21 (3) by striking “Community Ministries of the
22 Lutheran Home at Topton, Reading, PA, for absti-
23 nence education and related services” and inserting
24 “DIAKON Lutheran Social Ministries of Allentown,

1 PA, for abstinence education and related services in
2 Berks county” in lieu thereof;

3 (4) by striking “\$298,153,000” and inserting
4 “\$296,638,000” in the first proviso; and

5 (5) by inserting after “a study regarding deliv-
6 ery of pediatric health care in northeastern Okla-
7 homa,” “\$225,000 is available for the Mental
8 Health Association of Tarrant County, Ft. Worth,
9 TX, to provide school-based mental health education
10 to schools in Tarrant County, \$200,000 is available
11 for the AIDS Research Institute at the University of
12 California, San Francisco for a Developing Country
13 Medical Program to facilitate clinician exchange be-
14 tween the United States and developing countries,
15 \$1,000,000 is available for the Geisinger Health
16 System, Harrisburg, PA, to establish centers of ex-
17 cellence for the treatment of autism,”.

18 SEC. 2003. The matter under the heading “Office of
19 the Secretary, Public Health and Social Services Emer-
20 gency Fund”, in title II of the Departments of Labor,
21 Health and Human Services, and Education, and Related
22 Agencies Appropriations Act, 2003, (Public Law 108-7;
23 division G) is amended by striking “, to be available until
24 expended” after the “\$5,000,000”.

1 SEC. 2004. Section 207 of the Departments of Labor,
2 Health and Human Services, and Education, and Related
3 Agencies Appropriations Act, 2003 (Public Law 108-7;
4 division G) is amended by striking “or any other”.

5 SEC. 2005. (a) In addition to the authority provided
6 in section 215 of the Departments of Labor, Health and
7 Human Services, and Education, and Related Agencies
8 Appropriations Act, 2003 (Public Law 108-7; division G),
9 in order for the Centers for Disease Control and Preven-
10 tion to carry out international health activities, including
11 HIV/AIDS and other infectious disease, chronic and envi-
12 ronmental disease, and other health activities abroad dur-
13 ing fiscal year 2003, the Secretary of Health and Human
14 Services may exercise authority equivalent to that avail-
15 able to the Secretary of State in section 2(e) of the State
16 Department Basic Authorities Act of 1956 (22 U.S.C.
17 2669(e)).

18 (b) The Secretary of Health and Human Services
19 shall consult with the Secretary of State and relevant
20 Chief of Mission to ensure that the authority provided in
21 this section is exercised in a manner consistent with sec-
22 tion 207 of the Foreign Service Act of 1980 (22 U.S.C.
23 3927) and other applicable statutes administered by the
24 Department of State.

1 SEC. 2006. (a) The matter under the heading “De-
2 partment of Education, School Improvement Programs”,
3 in Public Law 108–7 is amended—

4 (1) by striking “\$508,100,000” and inserting
5 “\$537,100,000”; and

6 (2) by striking “\$4,132,167,000” and inserting
7 “\$4,233,167,000”.

8 (b) In the statement of the managers of the com-
9 mittee of conference accompanying H.J. Res. 2 (Public
10 Law 108–7; House Report 108–10), in the matter in title
11 III of division G, relating to the Fund for the Improve-
12 ment of Education under the heading “School Improve-
13 ment Programs”—

14 (1) the provision specifying \$150,000 for Illi-
15 nois State Board of Education, Springfield, IL, for
16 computers, hardware and software for the implemen-
17 tation of Fast ForWord reading program to the
18 Pleasant Plains Community Unit District #8 and
19 Pleasant Plain Illinois District #18 shall be deemed
20 to read as follows: “Illinois State Board of Edu-
21 cation, Springfield, IL, for implementation of Fast
22 ForWord reading program to the Pleasant Plains
23 Community Unit District #8 and for improving
24 mathematics achievement in Peoria School District

1 #150 and Jacksonville School District #117,
2 \$150,000”;

3 (2) the provision specifying \$2,000,000 for
4 Pinellas County Florida School District, St. Peters-
5 burg, FL, for technology for Title I schools shall be
6 deemed to read as follows: “St. Petersburg College,
7 St. Petersburg, FL, for the Pinellas County Epi-
8 Center, \$2,000,000”;

9 (3) the provision specifying \$500,000 for the
10 St. Louis Children’s Museum, MO, for a collabo-
11 rative project with the St. Louis Public Library to
12 create interactive exhibits and educational programs
13 shall be deleted;

14 (4) the provision specifying \$25,000 for the
15 Boys and Girls Club of El Dorado, AR, for drug
16 prevention and after school programs shall be
17 deemed to read as follows: “Boys and Girls Club,
18 Southeast Unit, El Dorado, AR, for drug prevention
19 and after school programs, \$25,000”;

20 (5) the provision specifying \$400,000 for the
21 Milwaukee Public Schools, WI, to expand before-
22 and after-school programs shall be deemed to read:
23 “Milwaukee Public Schools, WI, for before- and
24 after-school programs, \$400,000”;

1 (6) the provision specifying \$200,000 for
2 Tensas Reunion, Inc., Newellton, LA, for instruc-
3 tional technology training, and after school programs
4 at the Tensas Charter School shall be deemed to
5 read: “Tensas Reunion, Inc., Newellton, LA, for the
6 TREES Project in Tensas Parish, including activi-
7 ties such as the purchase of computers and edu-
8 cational software, tutoring, and workshops to pro-
9 mote parental involvement, \$200,000”;

10 (7) the provision specifying \$250,000 for Com-
11 munity School District 8, Flushing, NY, for after-
12 school programs shall be deemed to read: “Commu-
13 nity School District 8, Bronx, NY, for after-school
14 programs, \$250,000”;

15 (8) the provision specifying \$20,000 for
16 Westside High School, Bakersfield, CA, for equip-
17 ment shall be deemed to read: “West High School,
18 Bakersfield, CA, for equipment, \$20,000”;

19 (9) the provision specifying \$1,000,000 for the
20 National Science Center Foundation, Atlanta, GA,
21 for educational technology and other purposes shall
22 be deemed to read: “National Science Center Foun-
23 dation, Augusta, GA, for educational technology and
24 other purposes, \$1,000,000”;

1 (10) the provision specifying \$200,000 for the
2 Golden Gate National Parks Association, San Fran-
3 cisco, CA, for environmental education programs at
4 the Crissy Field Center shall be deemed to read:
5 “Golden Gate National Parks Conservancy, San
6 Francisco, CA, for environmental education pro-
7 grams at the Crissy Field Center, \$200,000”;

8 (11) the provision specifying \$100,000 for the
9 University of South Florida, Tampa, FL, for the
10 Tampa Bay Consortium for the Development of
11 Educational Leaders and the Preparation and Re-
12 cruitment of Teachers shall be deemed to read:
13 “University of South Florida, Tampa, FL, for the
14 Tampa Bay Consortium for the Development of
15 Educational Leaders, \$100,000”;

16 (12) the provision specifying \$25,000 for the
17 Meredith-Dunn Learning Disabilities Center, Inc.,
18 Louisville, KY, for technology shall be deemed to
19 read as follows: “Meredith-Dunn Learning Disabil-
20 ities Center, Inc., Louisville, KY, for school coun-
21 seling services, \$25,000”;

22 (13) the provision specifying \$40,000 for Fa-
23 ther Maloney’s Boys Haven, Louisville, KY, for tech-
24 nology shall be deemed to read as follows: “Father

1 Maloney's Boys Haven, Louisville, KY, for an edu-
2 cational program, \$40,000";

3 (14) the provision specifying \$50,000 for the
4 Joel H Restoration Ministries for education pro-
5 grams shall be deemed to read as follows: "Joel H
6 Restoration Outreach, Inc., for education programs,
7 \$50,000"; and

8 (15) the provision specifying \$1,500,000 for the
9 City of Upland, CA, for after school programs shall
10 be deemed to read as follows: "YMCA of the City of
11 Upland, CA, for after-school activities, \$1,500,000".

12 SEC. 2007. In the statement of the managers of the
13 committee of conference accompanying H.J. Res. 2 (Pub-
14 lie Law 108-7; House Report 108-10), in the matter in
15 title III of division G, relating to the Fund for the Im-
16 provement of Postsecondary Education under the heading
17 "Higher Education"—

18 (1) the second reference to the provision speci-
19 fying \$1,000,000 for the University of Massachu-
20 setts-Boston to purchase research equipment and
21 technology infrastructure shall be deleted;

22 (2) the provision specifying \$100,000 for Slip-
23 pery Rock University, Slippery Rock, PA, for Knowl-
24 edge Pointe at Cranberry Woods, as part of an ini-
25 tiative to provide life-long educational services to

1 Pittsburgh’s regional industry and community resi-
2 dents shall be deemed to read as follows: “Regional
3 Learning Alliance, Marshall Township in Allegheny
4 County, PA, as part of an initiative to provide life-
5 long educational services to Pittsburgh’s regional in-
6 dustry and community residents, \$200,000”;

7 (3) the provision specifying \$100,000 for Slip-
8 pery Rock University, Slippery Rock, PA, for the
9 North Hill Educational Alliance shall be deleted; and

10 (4) the provision specifying \$250,000 to the
11 National Aviary Conservation Education Technology
12 Integration in Pittsburgh shall be deemed to read as
13 follows: “National Aviary Conservation Education
14 Technology Integration in Pittsburgh, for the Re-
15 mote Audio-Visual Engagement Network (RAVEN)
16 project, \$250,000”.

17 SEC. 2008. Section 336 of division I of Public Law
18 108–7 is amended by striking “Transportation Manage-
19 ment” and inserting in lieu thereof “Urbanized”.

20 SEC. 2009. Amounts made available to carry out sec-
21 tions 1212(k) and 5117(b)(6) of 112 Stat. 107 et seq.
22 shall be used to carry out item number 1278 of the table
23 contained in section 1602 of such Act (112 Stat. 263).

24 SEC. 2010. The matter under the heading “Corpora-
25 tion for National and Community Services, Domestic Vol-

1 unteer Service Programs, Operating Expenses”, in Public
2 Law 108–7 is amended by inserting after “in this Act”
3 the following: “for activities authorized by section 122 of
4 part C of title I and part E of title H of the Domestic
5 Volunteer Service Act of 1973”.

6 SEC. 2011. To liquidate obligations previously in-
7 curred, \$64,000,000 is provided to the National Service
8 Trust of the Corporation for National and Community
9 Service: *Provided*, That the second proviso under the head-
10 ing “Corporation for National and Community Service”
11 in division K of Public Law 108–7 is deemed to be amend-
12 ed by inserting after “section 501(a)(4)” the following:
13 “with not less than \$2,500,000 for the Office of the Chief
14 Financial Officer to enact financial reform in the Corpora-
15 tion, notwithstanding the provisions of section
16 501(a)(4)(B) of the Act”.

17 SEC. 2012. Section 115 under the heading “Depart-
18 ment of Veterans Affairs, Administrative Provisions” in
19 Public Law 108–7 is amended by striking “2 and”.

20 TITLE III—GENERAL PROVISIONS—THIS ACT

21 SEC. 3001. No part of any appropriation contained
22 in this Act shall remain available for obligation beyond
23 the current fiscal year unless expressly so provided herein.

24 SEC. 3002. None of the funds made available in the
25 Act for reconstruction efforts in Iraq may be used to pro-

1 cure goods or services from any entity that includes infor-
 2 mation on a response to a Request for Proposal (RFP)
 3 that indicates that such entity is organized under the laws
 4 of France, Germany, the Russian Federation, or Syria.

5 This Act may be cited as the “Emergency Wartime
 6 Supplemental Appropriations Act, 2003”.

7 *That the following sums are appropriated, out of any*
 8 *money in the Treasury not otherwise appropriated, for the*
 9 *fiscal year ending September 30, 2003, and for other pur-*
 10 *poses, namely:*

11 *TITLE I—SUPPLEMENTAL APPROPRIATIONS*

12 *CHAPTER 1*

13 *AGRICULTURAL PROGRAMS*

14 *AGRICULTURAL RESEARCH SERVICE*

15 *BUILDINGS AND FACILITIES*

16 *For an additional amount for “Buildings and Facili-*
 17 *ties”, \$98,000,000, to remain available until expended.*

18 *PUBLIC LAW 480 TITLE II GRANTS*

19 *(INCLUDING TRANSFER OF FUNDS)*

20 *For additional expenses during the current fiscal year,*
 21 *not otherwise recoverable, and unrecovered prior year’s*
 22 *costs, including interest thereon, under the Agricultural*
 23 *Trade Development Act of 1954, \$600,000,000, to remain*
 24 *available until expended, for commodities supplied in con-*
 25 *nection with dispositions abroad under title II of said Act:*

1 *Provided, That of this amount, \$155,000,000 shall be used*
2 *to restore funding for previously approved fiscal year 2003*
3 *programs under section 204(a)(2) of the Agricultural Trade*
4 *Development and Assistance Act of 1954: Provided further,*
5 *That of the funds provided under this heading, the Sec-*
6 *retary of Agriculture shall transfer to the Commodity Cred-*
7 *it Corporation such sums as are necessary to acquire, and*
8 *shall acquire, a quantity of commodities for use in admin-*
9 *istering the Bill Emerson Humanitarian Trust in an*
10 *amount equal to the quantity allocated by the Corporation*
11 *pursuant to the release of March 19, 2003, and the release*
12 *of March 20, 2003: Provided further, That the authority*
13 *contained in 7 U.S.C. 1736f-1(c)(4) shall not apply during*
14 *fiscal year 2003 for any release of commodities after the*
15 *date of enactment of this Act.*

16 *GENERAL PROVISIONS, THIS CHAPTER*

17 *SEC. 101. TECHNICAL ASSISTANCE FOR CONSERVA-*
18 *TION PROGRAMS. (a) IN GENERAL.—Section 1241 of the*
19 *Food Security Act of 1985 (16 U.S.C. 3841) is amended*
20 *by striking subsection (b) and inserting the following:*

21 *“(b) TECHNICAL ASSISTANCE.—*

22 *“(1) IN GENERAL.—Effective beginning on the*
23 *date of enactment of the Agricultural Assistance Act*
24 *of 2003, subject to paragraph (2), Commodity Credit*
25 *Corporation funds made available under paragraphs*

1 (4) through (7) of subsection (a) shall be available for
2 the provision of technical assistance (subject to section
3 1242) for the conservation programs specified in sub-
4 section (a).

5 “(2) CONSERVATION SECURITY PROGRAM.—Effective
6 for fiscal year 2004 and subsequent fiscal years,
7 Commodity Credit Corporation funds made available
8 to carry out the conservation security program under
9 subsection (a)(3)—

10 “(A) shall be available for the provision of
11 technical assistance for the conservation security
12 program; and

13 “(B) shall not be available for the provision
14 of technical assistance for conservation programs
15 specified in subsection (a) other than the con-
16 servation security program.”.

17 (b) EFFECTIVE DATE.—The amendment made by sub-
18 section (a) takes effect on February 20, 2003.

19 SEC. 102. REPORT ON BILL EMERSON HUMANITARIAN
20 TRUST AND FUTURE OF UNITED STATES FOOD AID. Not
21 later than 180 days after the date of enactment of this Act,
22 the Secretary of Agriculture (in coordination with the Ad-
23 ministrators of the Agency for International Development)
24 shall submit to the Committee on Agriculture of the House
25 of Representatives, the Committee on Agriculture, Nutri-

1 *tion, and Forestry of the Senate, and the Subcommittees*
2 *on Agriculture, Rural Development, and Related Agencies*
3 *of the Committees on Appropriations of the House of Rep-*
4 *resentatives and the Senate, a report that describes—*

5 *(1) the policy of the Secretary with respect to the*
6 *Bill Emerson Humanitarian Trust established under*
7 *the Bill Emerson Humanitarian Trust Act (7 U.S.C.*
8 *1736f–1 et seq.), including whether that policy in-*
9 *cludes an intent to replenish the Trust; and*

10 *(2)(A) the means by which the Secretary pro-*
11 *poses to ensure that the United States retains the*
12 *long-term strategy and capability to respond to emer-*
13 *gency international food shortages; and*

14 *(B) whether, and to what extent, other food aid*
15 *programs conducted by the Secretary and the Admin-*
16 *istrator will be a part of that strategy.*

17 *CHAPTER 2*

18 *DEPARTMENT OF JUSTICE*

19 *GENERAL ADMINISTRATION*

20 *DETENTION TRUSTEE*

21 *For an additional amount for “Detention Trustee” for*
22 *the detention of Federal prisoners in the custody of the*
23 *United States Marshals Service, \$45,000,000, to remain*
24 *available until September 30, 2003.*

1 *INTERAGENCY LAW ENFORCEMENT*
2 *INTERAGENCY LAW ENFORCEMENT SUPPORT*
3 *(INCLUDING TRANSFER OF FUNDS)*

4 *For expenses necessary to administer and support*
5 *joint Federal, State, local, and foreign law enforcement ac-*
6 *tivities, including the design, development, test, deployment,*
7 *maintenance, upgrade, or retirement of systems; the pur-*
8 *chase, lease, loan, or maintenance of equipment and vehi-*
9 *cles; the design, construction, maintenance, upgrade, or*
10 *demolition of facilities; and travel, overtime, and other sup-*
11 *port, \$72,000,000, which shall remain available until De-*
12 *cember 31, 2003: Provided, That the funds provided under*
13 *this heading shall be managed only by the Attorney General*
14 *or the Deputy Attorney General to be transferred to, and*
15 *merged with, any appropriations account under this title:*
16 *Provided further, That any transfer pursuant to the pre-*
17 *vious proviso shall be treated as a reprogramming under*
18 *section 605 of the Departments of Commerce, Justice, and*
19 *State, the Judiciary, and Related Agencies Appropriations*
20 *Act, 2003, and shall not be available for obligation or ex-*
21 *penditure except in compliance with the procedures set forth*
22 *in that section.*

23 *FEDERAL BUREAU OF INVESTIGATION*
24 *SALARIES AND EXPENSES*

25 *For an additional amount for “Federal Bureau of In-*
26 *vestigation”, \$63,000,000, to remain available until Decem-*

1 ber 31, 2003, of which \$13,380,000 shall be for language
2 translation needs, of which \$20,270,000 shall be for the Fed-
3 eral Bureau of Investigation participation in the Terrorist
4 Threat Integration Center, and of which \$29,350,000 shall
5 be for the incorporation of the Foreign Terrorist Tracking
6 Task Force into the Terrorist Threat Integration Center:
7 Provided, That the funds provided under this heading shall
8 not be available for obligation or expenditure except in com-
9 pliance with the procedures set forth in section 605 of the
10 Departments of Commerce, Justice, and State, the Judici-
11 ary, and Related Agencies Appropriations Act, 2003.

12 *CONSTRUCTION*

13 *For an additional amount for “Federal Bureau of In-*
14 *vestigation, Construction”, \$10,000,000, to remain avail-*
15 *able until September 30, 2004, to accelerate construction*
16 *and fit out of the new wing of the Engineering Research*
17 *Facility.*

18 *OFFICE OF JUSTICE PROGRAMS*

19 *STATE AND LOCAL LAW ENFORCEMENT ASSISTANCE*

20 *For an additional amount for “State and Local Law*
21 *Enforcement Assistance”, \$91,000,000, to remain available*
22 *until December 31, 2003, for the terrorism prevention and*
23 *response training for law enforcement and other responders*
24 *for increased costs associated with heightened homeland se-*
25 *curity alerts and law enforcement needs related to the tem-*
26 *porary replacement of veteran officers called to duty: Pro-*

1 *vided, That the funds provided under this heading shall not*
2 *be available for obligation or expenditure except in compli-*
3 *ance with the procedures set forth in section 605 of the De-*
4 *partments of Commerce, Justice, and State, the Judiciary,*
5 *and Related Agencies Appropriations Act, 2003.*

6 *COMMUNITY ORIENTED POLICING SERVICES*

7 *For an additional amount for “Community Oriented*
8 *Policing Services”, \$109,500,000, to remain available until*
9 *December 31, 2003, shall be for the Community Oriented*
10 *Policing Services, Interoperable Communications Tech-*
11 *nology Program, for grants to States and localities to im-*
12 *prove communications within and among law enforcement*
13 *agencies: Provided, That the funds provided under this*
14 *heading shall not be available for obligation or expenditure*
15 *except in compliance with the procedures set forth in section*
16 *605 of the Departments of Commerce, Justice, and State,*
17 *the Judiciary, and Related Agencies Appropriations Act,*
18 *2003.*

19 *DEPARTMENT OF STATE*

20 *ADMINISTRATION OF FOREIGN AFFAIRS*

21 *DIPLOMATIC AND CONSULAR PROGRAMS*

22 *For an additional amount for “Diplomatic and Con-*
23 *sular Programs”, \$83,420,000: Provided, That \$15,600,000,*
24 *to remain available until December 31, 2003, shall only be*
25 *available for medical services: Provided further, That*
26 *\$2,000,000 shall only be available for the Consular Affairs*

1 requirements relating to American citizen services: Pro-
2 vided further, That \$30,020,000 shall only be available for
3 Machine Readable Visa fee shortfalls affecting the Border
4 Security Program: Provided further, That notwithstanding
5 any other provision of law, any shortfall in fee revenue re-
6 sulting from a decrease in the number of visa applications
7 to the United States shall be offset by a direct transfer of
8 funds equal to the amount of the shortfall from the Diplo-
9 matic and Consular Programs general account to the Ap-
10 propriations Point Deliminator Account Number X0113.6:
11 Provided further, That \$35,800,000 shall only be available
12 for costs associated with the re-establishment of a United
13 States diplomatic presence in Baghdad, Iraq, of which
14 \$17,900,000 is for operational requirements, including
15 housing, furniture, sundries, travel, vehicles, and office sup-
16 plies and furnishings, and \$17,900,000 is for security, of
17 which \$5,300,000 is for information technology, \$1,945,000
18 is for courier shipments, \$3,789,000 is for temporary duty
19 assignments, and \$2,503,000 is for armored vehicles, spares,
20 and repairs.

21 In addition, for the costs of worldwide security up-
22 grades, including increased local guard protection, chemical
23 and biological countermeasures, requirements relating to
24 intelligence, the assignment of temporary personnel to
25 United States diplomatic presences, armored vehicles, and

1 *the security of the domestic facilities of the Department of*
2 *State, \$10,000,000, to remain available until December 31,*
3 *2003.*

4 *EMBASSY SECURITY, CONSTRUCTION, AND MAINTENANCE*

5 *For an additional amount for “Embassy Security,*
6 *Construction, and Maintenance”, \$72,000,000: Provided,*
7 *That of the funds appropriated under this heading,*
8 *\$20,000,000 shall only be available for capital costs associ-*
9 *ated with the re-establishment of a United States Diplo-*
10 *matic presence in Baghdad, Iraq: Provided further, That*
11 *of the funds appropriated under this heading, not less than*
12 *\$52,000,000 shall be available for the Center for*
13 *Antiterrorism and Security Training.*

14 *In addition, for security enhancements to non-official*
15 *facilities frequented by United States citizens overseas, in-*
16 *cluding schools attended by the dependents of non-military*
17 *United States Government personnel, \$10,000,000, to re-*
18 *main available until September 30, 2004.*

19 *EMERGENCIES IN THE DIPLOMATIC AND CONSULAR*

20 *SERVICE*

21 *For an additional amount for “Emergencies in the*
22 *Diplomatic and Consular Service”, \$40,000,000, to remain*
23 *available until expended: Provided, That the Secretary of*
24 *State may collect from the head of any other agency of the*
25 *United States the cost incurred by the Department of State*
26 *for evacuating an employee of such agency, and any mem-*

1 *ber of the family of such an employee, from a location in*
2 *a foreign country where the employee is authorized to be*
3 *in connection with the performance of the employee's official*
4 *duties: Provided further, That the head of an agency shall*
5 *pay the Secretary of State the amount certified by the Sec-*
6 *retary as the cost of evacuation of that agency's personnel:*
7 *Provided further, That amounts collected by the Secretary*
8 *of State under the previous two provisos shall be credited*
9 *to the appropriation charged such cost, shall be merged with*
10 *other sums in such appropriation, and shall be available*
11 *for the same purposes and period as the appropriation to*
12 *which credited within 60 days of certification by the Sec-*
13 *retary of State.*

14 *RELATED AGENCY*

15 *BROADCASTING BOARD OF GOVERNORS*

16 *INTERNATIONAL BROADCASTING OPERATIONS*

17 *For an additional amount for "International Broad-*
18 *casting Operations", \$62,000,000, to remain available until*
19 *September 30, 2004, for activities related to the Middle East*
20 *Television Network broadcasting and radio broadcasting to*
21 *Iraq.*

1 *OPERATION AND MAINTENANCE, NAVY*

2 *For an additional amount for “Operation and Mainte-*
3 *nance, Navy”, \$5,296,600,000.*

4 *OPERATION AND MAINTENANCE, MARINE CORPS*

5 *For an additional amount for “Operation and Mainte-*
6 *nance, Marine Corps”, \$1,752,700,000.*

7 *OPERATION AND MAINTENANCE, AIR FORCE*

8 *For an additional amount for “Operation and Mainte-*
9 *nance, Air Force”, \$7,209,200,000.*

10 *OPERATION AND MAINTENANCE, DEFENSE-WIDE*

11 *For an additional amount for “Operation and Mainte-*
12 *nance, Defense-Wide”, \$4,007,700,000, to remain available*
13 *until expended, of which \$1,400,000,000, which may be*
14 *used, notwithstanding any other provision of law, for pay-*
15 *ments to reimburse Pakistan, Jordan, and other key cooper-*
16 *ating nations, for logistical and military-related support*
17 *provided to the United States in connection with military*
18 *action in Iraq and the global war on terrorism: Provided,*
19 *That such payments may be made in such amounts as the*
20 *Secretary of Defense, with concurrence of the Secretary of*
21 *State and in consultation with the Director of the Office*
22 *of Management and Budget, may determine, in his discre-*
23 *tion, based on documentation determined by the Secretary*
24 *of Defense to adequately account for the support provided,*
25 *and such determination is final and conclusive upon the*

1 *accounting officers of the United States and 15 days fol-*
2 *lowing notification to the appropriate congressional com-*
3 *mittees.*

4 *OPERATION AND MAINTENANCE, NAVY RESERVE*

5 *For an additional amount for “Operation and Mainte-*
6 *nance, Navy Reserve”, \$15,000,000.*

7 *OPERATION AND MAINTENANCE, MARINE CORPS RESERVE*

8 *For an additional amount for “Operation and Mainte-*
9 *nance, Marine Corps Reserve”, \$50,000,000.*

10 *OPERATION AND MAINTENANCE, ARMY NATIONAL GUARD*

11 *For an additional amount for “Operation and Mainte-*
12 *nance, Army National Guard”, \$88,400,000.*

13 *OPERATION AND MAINTENANCE, AIR NATIONAL GUARD*

14 *For an additional amount for “Operation and Mainte-*
15 *nance, Air National Guard”, \$20,000,000.*

16 *NATURAL RESOURCES RISK REMEDIATION FUND*

17 *(INCLUDING TRANSFER OF FUNDS)*

18 *For expenses necessary to address emergency fire fight-*
19 *ing, repair of damage to oil facilities and related infra-*
20 *structure and preserve a distribution capability,*
21 *\$489,300,000, to remain available until expended: Pro-*
22 *vided, That the Secretary of Defense may accept from any*
23 *person, foreign government, or international organization,*
24 *and credit to this fund, any contribution of money for such*
25 *purposes: Provided further, That the Secretary of Defense*

1 *may transfer these funds to other appropriations or funds*
2 *of the Department of Defense to carry out such purposes,*
3 *or to reimburse such appropriations or funds for expenses*
4 *incurred for such purposes: Provided further, That funds*
5 *so transferred shall be merged with and shall be available*
6 *for the same purposes and for the same time period as the*
7 *appropriation or fund to which transferred: Provided fur-*
8 *ther, That the Secretary of Defense shall submit a report*
9 *no later than 30 days after the end of each fiscal quarter*
10 *to the congressional defense committees of any transfer of*
11 *funds from this appropriation: Provided further, That the*
12 *transfer authority provided in this paragraph is in addi-*
13 *tion to any other transfer authority available to the Depart-*
14 *ment of Defense: Provided further, That upon a determina-*
15 *tion that all or part of the funds transferred from this ap-*
16 *propriation are not necessary for the purposes provided,*
17 *such amounts may be transferred back to this appropria-*
18 *tion.*

19 *PROCUREMENT*

20 *AIRCRAFT PROCUREMENT, ARMY*

21 *For an additional amount for “Aircraft Procurement,*
22 *Army”, \$4,100,000.*

23 *MISSILE PROCUREMENT, ARMY*

24 *For an additional amount for “Missile Procurement,*
25 *Army”, \$3,100,000.*

1 *PROCUREMENT OF WEAPONS AND TRACKED COMBAT*
2 *VEHICLES, ARMY*

3 *For an additional amount for “Procurement of Weap-*
4 *ons and Tracked Combat Vehicles, Army”, \$53,300,000.*

5 *PROCUREMENT OF AMMUNITION, ARMY*

6 *For an additional amount for “Procurement of Am-*
7 *munition, Army”, \$447,500,000.*

8 *OTHER PROCUREMENT, ARMY*

9 *For an additional amount for “Other Procurement,*
10 *Army”, \$241,800,000.*

11 *OTHER PROCUREMENT, AIR FORCE*

12 *For an additional amount for “Other Procurement,*
13 *Air Force”, \$113,600,000.*

14 *PROCUREMENT, DEFENSE-WIDE*

15 *For an additional amount for “Procurement, Defense-*
16 *Wide”, \$451,000,000.*

17 *RESEARCH, DEVELOPMENT, TEST AND*
18 *EVALUATION*

19 *RESEARCH, DEVELOPMENT, TEST AND EVALUATION, ARMY*

20 *For an additional amount for “Research, Develop-*
21 *ment, Test and Evaluation, Army”, \$11,500,000.*

1 *REVOLVING AND MANAGEMENT FUNDS*

2 *DEFENSE WORKING CAPITAL FUNDS*

3 *(INCLUDING TRANSFER OF FUNDS)*

4 *For an additional amount for “Defense Working Cap-*
5 *ital Funds”, \$550,000,000.*

6 *OTHER DEPARTMENT OF DEFENSE PROGRAMS*

7 *DEFENSE HEALTH PROGRAM*

8 *For an additional amount for “Defense Health Pro-*
9 *gram”, \$501,700,000.*

10 *DRUG INTERDICTION AND COUNTER-DRUG ACTIVITIES,*

11 *DEFENSE*

12 *For an additional amount for “Drug Interdiction and*
13 *Counter-Drug Activities, Defense”, \$34,000,000.*

14 *DEFENSE EMERGENCY RESPONSE FUND*

15 *(INCLUDING TRANSFER OF FUNDS)*

16 *For an additional amount for “Defense Emergency Re-*
17 *sponse Fund”, \$11,019,000,000, to remain available until*
18 *expended for ongoing military operations in Iraq, and those*
19 *operations authorized by Public Law 107–040, of which not*
20 *to exceed \$50,000,000, to remain available until September*
21 *30, 2003, to support the military operations or activities*
22 *of foreign nations in furtherance of the global war on ter-*
23 *rorism, including equipment, supplies, services, and fund-*
24 *ing on such terms as the Secretary of Defense, following*
25 *notification of the congressional defense committees, and*

1 *with the concurrence of the Secretary of State, may deter-*
2 *mine: Provided, That the Secretary of Defense may transfer*
3 *the funds provided herein to appropriations for military*
4 *personnel; operation and maintenance; Overseas Humanit-*
5 *arian, Disaster Assistance, and Civic Aid; procurement;*
6 *research, development, test and evaluation; military con-*
7 *struction; the Defense Health Program; and working capital*
8 *funds: Provided further, That the funds transferred shall be*
9 *merged with and shall be available for the same purposes*
10 *and for the same time period, as the appropriation to which*
11 *transferred: Provided further, That the transfer authority*
12 *provided in this paragraph is in addition to any other*
13 *transfer authority available to the Department of Defense:*
14 *Provided further, That the Secretary of Defense shall submit*
15 *a report no later than 30 days after the end of each fiscal*
16 *quarter to the Defense Oversight Committees of the details*
17 *of any transfer of funds from the “Defense Emergency Re-*
18 *sponse Fund”:* *Provided further, That upon a determina-*
19 *tion that all or part of the funds transferred from this ap-*
20 *propriation are not necessary for the purposes provided*
21 *herein, such amounts may be transferred back to this appro-*
22 *priation.*

23 *GENERAL PROVISIONS, THIS CHAPTER*

24 *SEC. 301. Under the heading, “Operation and Mainte-*
25 *nance, Defense-Wide”, in title II of the Department of De-*

1 *under the Afghanistan Freedom Support Act of 2002: Pro-*
2 *vided, That this appropriation shall not increase the limi-*
3 *tation set forth in section 202(b) of that Act: Provided fur-*
4 *ther, That the Secretary of Defense may transfer the funds*
5 *provided herein to the applicable appropriations of the De-*
6 *partment of Defense: Provided further, That the funds*
7 *transferred shall be merged with and shall be available for*
8 *the same purposes and for the same time period as the ap-*
9 *propriation to which transferred: Provided further, That the*
10 *transfer authority provided in this section is in addition*
11 *to any other transfer authority available to the Department*
12 *of Defense.*

13 *SEC. 305. Funds appropriated in this Act, or made*
14 *available by the transfer of funds in or pursuant to this*
15 *Act, for intelligence activities are deemed to be specifically*
16 *authorized by the Congress for purposes of section 504 of*
17 *the National Security Act of 1947 (50 U.S.C. 414).*

18 *(TRANSFER OF FUNDS)*

19 *SEC. 306. Of the amounts available to the Department*
20 *of Defense, \$63,500,000 may be used to reimburse applicable*
21 *appropriations for the value of support provided by the De-*
22 *partment of Defense under the Iraq Liberation Act of 1998:*
23 *Provided, That this appropriation shall not increase the*
24 *limitation set forth in section (4)(a)(2)(B) of that Act: Pro-*
25 *vided further, That the Secretary of Defense may transfer*
26 *the funds provided herein to the applicable appropriations*

1 *of the Department of Defense: Provided further, That the*
2 *funds transferred shall be merged with and shall be avail-*
3 *able for the same purposes and for the same time period*
4 *as the appropriation to which transferred: Provided further,*
5 *That the transfer authority provided in this section is in*
6 *addition to any other transfer authority available to the*
7 *Department of Defense.*

8 *SEC. 307. EXPANDED USE OF COOPERATIVE THREAT*
9 *REDUCTION FUNDS. (a) IN GENERAL.—*

10 *(1) Notwithstanding any other provision of law,*
11 *during fiscal year 2003 the President may use Coop-*
12 *erative Threat Reduction funds, including Coopera-*
13 *tive Threat Reduction funds for a prior fiscal year*
14 *that remain available for obligation as of the date of*
15 *the enactment of this Act, for proliferation threat re-*
16 *duction projects and activities outside the states of the*
17 *former Soviet Union if the President determines that*
18 *such projects and activities will:*

19 *(A) assist the United States in the resolu-*
20 *tion of critical emerging proliferation threats; or*

21 *(B) permit the United States to take advan-*
22 *tage of opportunities to achieve long-standing*
23 *nonproliferation goals.*

24 *(2) The amount that may be obligated under*
25 *paragraph (1) in each fiscal year for projects and ac-*

1 *tivities described in that paragraph may not exceed*
2 *\$50,000,000.*

3 *(b) AUTHORIZED USES OF FUNDS.—The authority*
4 *under subsection (a) to use Cooperative Threat Reduction*
5 *funds for a project or activity includes authority to provide*
6 *equipment, goods, and services for the project or activity,*
7 *and shall be subject to 22 U.S.C. Sec. 5955.*

8 *SEC. 308. None of the funds provided in this Act may*
9 *be used to fund a program previously prohibited by the*
10 *Congress, or to initiate a new procurement or research, de-*
11 *velopment, test and evaluation program without prior noti-*
12 *fication of the congressional defense committees.*

13 *SEC. 309. The Secretary of Defense shall notify the*
14 *congressional defense committees no later than 15 days after*
15 *the obligation of funds appropriated in this Act for military*
16 *construction activities or minor construction in excess of*
17 *\$7,500,000.*

18 *SEC. 310. From funds appropriated in the Department*
19 *of Defense Appropriations Act, 2003, Public Law 107–248,*
20 *under the heading “Operation and Maintenance, Air*
21 *Force”, not more than \$6,800,000 is available to build and*
22 *install fiber optic and power improvements and upgrades*
23 *at the 11th Air Force Range.*

24 *SEC. 311. Section 811(b) of the Bob Stump National*
25 *Defense Authorization Act for Fiscal Year 2003 (Public*

1 *Law 107–314; 116 Stat. 2608; 10 U.S.C. 2406c note) is*
2 *amended by striking “on or after the date of the enactment*
3 *of this Act” and inserting “on or after January 1, 2004”.*

4 *SEC. 312. From funds appropriated in the Department*
5 *of Defense Appropriations Act, 2003, Public Law 107–248,*
6 *under the heading “Operation and Maintenance, Army Na-*
7 *tional Guard”, not more than \$3,000,000 is available to*
8 *build an Infantry Brigade Rifle Range for the South Caro-*
9 *lina National Guard.*

10 *SEC. 313. Appropriations available during fiscal year*
11 *2003 under the heading “Operation and Maintenance,*
12 *Army” for the Air Battle Captain program at the Univer-*
13 *sity of North Dakota, may be used to provide summer flight*
14 *training to United States Military Academy cadets.*

15 *SEC. 314. (a) INCREASE IN IMMINENT DANGER SPE-*
16 *CIAL PAY.—Section 310(a) of title 37, United States Code,*
17 *is amended by striking “\$150” and inserting “\$225”.*

18 *(b) INCREASE IN FAMILY SEPARATION ALLOWANCE.—*
19 *Section 427(a)(1) of title 37, United States Code, is amend-*
20 *ed by striking “\$100” and inserting “\$250”.*

21 *(c) EXPIRATION.—(1) The amendments made by sub-*
22 *sections (a) and (b) shall expire on September 30, 2003.*

23 *(2) Effective on September 30, 2003, sections 310(a)*
24 *of title 37, United States Code, and 427(a)(1) of title 37,*

1 *United States Code, as in effect on the day before the date*
2 *of the enactment of this Act are hereby revived.*

3 (d) *EFFECTIVE DATE.*—*The amendments made by*
4 *subsections (a) and (b) shall take effect on October 1, 2002*
5 *and shall apply with respect to months beginning on or*
6 *after that date.*

7 *SEC. 315. (a) None of the funds appropriated by this*
8 *Act may be obligated or expended to reduce the number of*
9 *American Registry of Pathology personnel used by the*
10 *Armed Forces Institute of Pathology for programs, projects,*
11 *and activities of the Institute during fiscal year 2003 below*
12 *the number of such personnel who are so used as of April*
13 *1, 2003.*

14 (b) *Of the total amount appropriated by chapter 3 of*
15 *title I under the heading “Defense Health Program”,*
16 *\$7,500,000 shall be available for the Armed Forces Institute*
17 *of Pathology.*

18 *SEC. 316. Of the funds appropriated in the Depart-*
19 *ment of Defense Appropriations Acts, the following funds*
20 *are hereby rescinded from the following account and pro-*
21 *gram in the specified amount: “Research, Development,*
22 *Test and Evaluation, Navy, 2003”, \$3,400,000.*

23 *SEC. 317. In the case of a member of the Armed Forces*
24 *who is ill or injured as described in section 411h of title*
25 *37, United States Code, as a result of service on active duty*

1 *in support of Operation Noble Eagle, Operation Enduring*
2 *Freedom or Operation Iraqi Freedom, the travel and trans-*
3 *portation benefits under that section may be provided to*
4 *members of the family of the ill or injured member without*
5 *regard to whether there is a determination that the presence*
6 *of the family member may contribute to the member's health*
7 *and welfare.*

8 *SEC. 318. (a) For a member of the Armed Forces medi-*
9 *cally evacuated for treatment in a medical facility, or for*
10 *travel to a medical facility or the member's home station,*
11 *by reason of an illness or injury incurred or aggravated*
12 *by the member while on active duty in support of Operation*
13 *Noble Eagle, Operation Enduring Freedom or Operation*
14 *Iraqi Freedom, the Secretary of the military department*
15 *concerned may procure civilian attire suitable for wear by*
16 *the member during the travel.*

17 *(b) The Secretary may not expend more than \$250 for*
18 *the procurement of civilian attire for any member under*
19 *subsection (a).*

1 *ATOMIC ENERGY DEFENSE ACTIVITIES*2 *NATIONAL NUCLEAR SECURITY ADMINISTRATION*3 *WEAPONS ACTIVITIES*

4 *For an additional amount for “Weapons Activities”*
5 *for expenses necessary to safeguard nuclear weapons and*
6 *nuclear material, \$61,000,000, to remain available until ex-*
7 *pended: Provided, That \$25,000,000 of the funds provided*
8 *shall be available for secure transportation asset activities:*
9 *Provided further, That \$36,000,000 of the funds provided*
10 *shall be available to meet increased safeguards and security*
11 *needs throughout the nuclear weapons complex.*

12 *NUCLEAR NONPROLIFERATION*

13 *For an additional amount for “Nuclear Nonprolifera-*
14 *tion” for expenses necessary to safeguard fissile nuclear ma-*
15 *terial, \$150,000,000, to remain available until expended:*
16 *Provided, That \$84,000,000 of the funds provided shall be*
17 *available for the development and deployment of nuclear de-*
18 *tectors at mega seaports, in coordination with the Depart-*
19 *ment of Homeland Security Bureau of Customs and Border*
20 *Protection: Provided further, That \$17,000,000 of the funds*
21 *provided shall be available for detection and deterrence of*
22 *radiological dispersal devices: Provided further, That*
23 *\$17,000,000 of the funds provided shall be available for non-*
24 *proliferation assistance to nations other than the Former*
25 *Soviet Union: Provided further, That \$15,000,000 of the*

1 *funds provided shall be available for nuclear nonprolifera-*
2 *tion verification programs, including \$2,500,000 for the*
3 *Caucasus Seismic Network: Provided further, That*
4 *\$5,000,000 of the funds provided shall be available for the*
5 *packaging and disposition of any nuclear material found*
6 *in Iraq: Provided further, That \$5,000,000 of the funds pro-*
7 *vided shall be available for nuclear material detection mate-*
8 *rials and devices: Provided further, That \$5,000,000 of the*
9 *funds provided shall be available for international export*
10 *control cooperation activities: Provided further, That*
11 *\$2,000,000 of the funds provided shall be available for vul-*
12 *nerability assessments of spent nuclear fuel casks.*

13 *ENVIRONMENTAL AND OTHER DEFENSE*

14 *ACTIVITIES*

15 *DEFENSE ENVIRONMENTAL RESTORATION AND WASTE*

16 *MANAGEMENT*

17 *For an additional amount for “Defense Environ-*
18 *mental Restoration and Waste Management”, for expenses*
19 *necessary to support safeguards and security activities at*
20 *nuclear and other facilities, \$6,000,000, to remain available*
21 *until expended.*

22 *OTHER DEFENSE ACTIVITIES*

23 *For an additional amount for “Other Defense Activi-*
24 *ties”, \$18,000,000, to remain available until expended, for*
25 *increased safeguards and security of Department of Energy*

1 *facilities and personnel, including intelligence and counter-*
2 *intelligence activities: Provided, That this amount shall be*
3 *available for transfer to other accounts within the Depart-*
4 *ment of Energy for other expenses necessary to support ele-*
5 *vated security conditions 15 days after a notification to the*
6 *Congress of the proposed transfers.*

7 *CHAPTER 5*

8 *BILATERAL ECONOMIC ASSISTANCE*

9 *FUNDS APPROPRIATED TO THE PRESIDENT*

10 *UNITED STATES AGENCY FOR INTERNATIONAL*

11 *DEVELOPMENT*

12 *CHILD SURVIVAL AND HEALTH PROGRAMS FUNDS*

13 *For an additional amount for “Child Survival and*
14 *Health Programs Fund”, \$90,000,000.*

15 *INTERNATIONAL DISASTER ASSISTANCE*

16 *For an additional amount for “International Disaster*
17 *Assistance”, \$112,500,000: Provided, That amounts made*
18 *available pursuant to section 492(b) of the Foreign Assist-*
19 *ance Act of 1961 for the purpose of addressing relief and*
20 *rehabilitation needs in Iraq, prior to enactment of this Act,*
21 *shall be in addition to the amount that may be obligated*
22 *in any fiscal year under that section.*

23 *LOAN GUARANTEES TO ISRAEL*

24 *During the period beginning March 1, 2003 and end-*
25 *ing September 30, 2005, loan guarantees may be made*
26 *available to Israel, guaranteeing 100 percent of the prin-*

1 *cipal and interest on such loans, any part of which is to*
2 *be guaranteed, not to exceed \$9,000,000,000: Provided, That*
3 *guarantees may be issued under this section only to support*
4 *activities in the geographic areas which were subject to the*
5 *administration of the Government of Israel before June 5,*
6 *1967: Provided further, That the amount of guarantees that*
7 *may be issued shall be reduced by an amount equal to the*
8 *amount extended or estimated to have been extended by the*
9 *Government of Israel during the period from March 1, 2003*
10 *to the date of issue of the guarantee, for activities which*
11 *the President determines are inconsistent with the objectives*
12 *and understandings reached between the United States and*
13 *the Government of Israel regarding the implementation of*
14 *the loan guarantee program: Provided further, That no ap-*
15 *propriations are available under this heading for the sub-*
16 *sidy costs for these loan guarantees: Provided further, That*
17 *the Government of Israel will pay the cost, as defined in*
18 *section 502 of the Federal Credit Reform Act of 1990, as*
19 *amended, including any non-payment exposure risk, associ-*
20 *ated with the loan guarantees issued in any fiscal year on*
21 *a pro rata basis as each guarantee is issued during that*
22 *year: Provided further, That all fees associated with the*
23 *loan guarantees shall be paid by the Government of Israel*
24 *to the Government of the United States: Provided further,*
25 *That funds made available for assistance to Israel under*

1 *chapter 4 of part II of the Foreign Assistance Act of 1961,*
2 *as amended, may be utilized by the Government of Israel*
3 *to pay such fees to the United States Government: Provided*
4 *further, That such guarantees shall constitute obligations,*
5 *in accordance with the terms of such guarantees, of the*
6 *United States and the full faith and credit of the United*
7 *States is hereby pledged for the full payment and perform-*
8 *ance of such obligations: Provided further, That if less than*
9 *the full amount of guarantees authorized to be made avail-*
10 *able is issued prior to September 30, 2005, the authority*
11 *to issue the balance of such guarantees shall extend to the*
12 *subsequent fiscal year: Provided further, That the President*
13 *shall determine the terms and conditions for issuing guar-*
14 *antees, taking into consideration the budgetary and eco-*
15 *nomie reforms undertaken by Israel: Provided further, That*
16 *if the President determines that these terms and conditions*
17 *have been breached, the President may suspend or terminate*
18 *the provision of all or part of the loan guarantees not yet*
19 *issued under this section.*

20 *OPERATING EXPENSES OF THE UNITED STATES AGENCY*
21 *FOR INTERNATIONAL DEVELOPMENT*

22 *For an additional amount for “Operating Expenses of*
23 *the United States Agency for International Development”,*
24 *\$23,600,000, of which not more than \$2,000,000 may be*
25 *transferred to and merged with “Operating Expenses of the*

1 *United States Agency for International Development Office*
2 *of Inspector General”.*

3 ***OTHER BILATERAL ECONOMIC ASSISTANCE***

4 ***ECONOMIC SUPPORT FUND***

5 *For an additional amount for “Economic Support*
6 *Fund”, \$2,357,900,000, of which the amounts specified*
7 *herein shall be available as follows:*

8 (1) *\$300,000,000, to remain available until Sep-*
9 *tember 30, 2005, only for grants for Egypt: Provided,*
10 *That during the period beginning March 1, 2003 and*
11 *ending September 30, 2005, loan guarantees may be*
12 *made to Egypt, the principal amount, any part of*
13 *which is to be guaranteed, shall not exceed*
14 *\$2,000,000,000: Provided further, That up to*
15 *\$379,600,000 in funds appropriated under this head-*
16 *ing in prior foreign operations, export financing, and*
17 *related programs appropriations Acts for Egypt, in-*
18 *cluding funds provided as Commodity Import Pro-*
19 *gram assistance, may be made available on a grant*
20 *basis as a cash transfer.*

21 (2) *\$1,000,000,000 to remain available until*
22 *September 30, 2005, only for grants for Turkey: Pro-*
23 *vided, That during the period beginning March 1,*
24 *2003 and ending September 30, 2005, direct loans or*
25 *loan guarantees may be made to Turkey, the prin-*

1 *cipal amount of direct loans or loans, any part of*
2 *which is to be guaranteed, shall not exceed*
3 *\$8,500,000,000: Provided further, That none of the*
4 *funds made available under this heading for Turkey*
5 *may be made available if Turkey unilaterally deploys*
6 *troops into northern Iraq during Operation Iraqi*
7 *Freedom: Provided further, That the Secretary of*
8 *State may waive the requirement of the previous pro-*
9 *viso if he determines that to do so is in the national*
10 *security interest of the United States: Provided fur-*
11 *ther, That any balance of funds not made available*
12 *to Turkey under this paragraph shall be transferred*
13 *to, and merged with, funds appropriated for “Iraq*
14 *Relief and Reconstruction Fund”.*

15 *(3) The Government of Egypt and the Govern-*
16 *ment of Turkey will pay the cost, as defined in sec-*
17 *tion 502 of the Federal Credit Reform Act of 1990, as*
18 *amended, including any non-payment exposure risk,*
19 *associated with these loan guarantees: Provided fur-*
20 *ther, That all fees associated with these loan guaran-*
21 *tees or loans shall be paid by the Government of*
22 *Egypt and the Government of Turkey to the Govern-*
23 *ment of the United States: Provided further, That*
24 *funds made available for assistance for Egypt and*
25 *Turkey under chapter 4 of Part II of the Foreign As-*

1 *sistance Act of 1961, as amended, may be utilized by*
2 *the Government of Egypt and the Government of Tur-*
3 *key to pay such fees and costs to the United States*
4 *Government: Provided further, That such guarantees*
5 *shall constitute obligations, in accordance with the*
6 *terms of such guarantees, of the United States and the*
7 *full faith and credit of the United States is hereby*
8 *pledged for the full payment and performance of such*
9 *obligations: Provided further, That the President shall*
10 *determine the terms and conditions for providing the*
11 *economic assistance authorized in paragraphs (1) and*
12 *(2): Provided further, That if the President deter-*
13 *mines that these terms and conditions have been*
14 *breached, the President may suspend or terminate the*
15 *provision of all or part of such economic assistance*
16 *not yet outlayed under this heading, and shall trans-*
17 *fer, and merge, such economic assistance with the*
18 *“Iraq Relief and Reconstruction Fund”.*

19 *(4) \$700,000,000 for assistance for Jordan.*

20 *(5) Not less than \$50,000,000 for assistance for*
21 *the Philippines to further prospects for peace in*
22 *Mindanao.*

1 *UNITED STATES EMERGENCY FUND FOR COMPLEX*
2 *FOREIGN CRISES*

3 *For necessary expenses to enable the President to re-*
4 *spond to unforeseen complex foreign crises, \$150,000,000,*
5 *to remain available until expended: Provided, That funds*
6 *appropriated under this heading may be made available*
7 *only pursuant to a determination by the President that is*
8 *in the national interest to furnish assistance on such terms*
9 *and conditions as he may determine, after consultation*
10 *with Congress, for the purpose of responding to such crises,*
11 *including support for peace and humanitarian intervention*
12 *operations: Provided further, That none of the funds appro-*
13 *priated under this heading shall be available to respond to*
14 *natural disasters: Provided further, That for funds appro-*
15 *priated under this heading the President may make alloca-*
16 *tions to Federal agencies, other than the Department of De-*
17 *fense, to carry out the authorities provided under this head-*
18 *ing: Provided further, That funds appropriated by this*
19 *paragraph shall be made available notwithstanding section*
20 *10 of Public Law 91-672 and section 15 of the State De-*
21 *partment Basic Authorities Act of 1956: Provided further,*
22 *That the President may furnish assistance under this head-*
23 *ing notwithstanding any other provision of law: Provided*
24 *further, That the previous proviso shall not apply to section*
25 *553 of Public Law 108-7: Provided further, That funds ap-*

1 *propriated under this heading shall be subject to the regular*
2 *notification procedures of the Committees on Appropria-*
3 *tions, except that notifications shall be transmitted at least*
4 *5 days in advance of the obligations of funds: Provided fur-*
5 *ther, That the requirements of the previous proviso may be*
6 *waived if failure to do so would pose a substantial risk to*
7 *human health or welfare: Provided further, That in case*
8 *of any such waiver, notification to the Committees on Ap-*
9 *propriations shall be provided as early as practicable, but*
10 *in no event later than 3 days after taking the action to*
11 *which such notification requirement was applicable, in the*
12 *context of the circumstances necessitating such waiver: Pro-*
13 *vided further, That any notification provided pursuant to*
14 *such waiver shall contain an explanation of the emergency*
15 *circumstances.*

16 *INDEPENDENT AGENCIES*

17 *DEPARTMENT OF STATE*

18 *INTERNATIONAL NARCOTICS CONTROL AND LAW*

19 *ENFORCEMENT*

20 *For an additional amount for “International Nar-*
21 *cotics Control and Law Enforcement”, \$25,000,000, to re-*
22 *main available until September 30, 2004.*

23 *ANDEAN COUNTERDRUG INITIATIVE*

24 *For an additional amount for the “Andean*
25 *Counterdrug Initiative”, \$34,000,000, to remain available*

1 *until September 30, 2004: Provided, That of the funds ap-*
2 *propriated under this heading that are made available for*
3 *Colombia, not less than \$5,000,000 should be made avail-*
4 *able for programs and activities to assist women and chil-*
5 *dren who have been displaced as a result of armed conflict.*

6 *UNITED STATES EMERGENCY REFUGEE AND MIGRATION*
7 *ASSISTANCE FUND*

8 *For an additional amount for “United States Emer-*
9 *gency Refugee and Migration Assistance Fund”,*
10 *\$75,000,000, to remain available until expended, notwith-*
11 *standing section 2(c)(2) of the Migration and Refugee As-*
12 *istance Act of 1962, as amended (22 U.S.C. 2601(c)(2)).*

13 *NONPROLIFERATION, ANTI-TERRORISM, DEMINING AND*
14 *RELATED PROGRAMS*

15 *For an additional amount for “Nonproliferation,*
16 *Anti-Terrorism, Demining and Related Programs”,*
17 *\$28,000,000: Provided, That funds appropriated by this*
18 *paragraph shall be available notwithstanding section 10 of*
19 *Public Law 91–672 and section 15 of the State Department*
20 *Basic Authorities Act of 1956.*

21 *MILITARY ASSISTANCE*

22 *FUNDS APPROPRIATED TO THE PRESIDENT*

23 *FOREIGN MILITARY FINANCING PROGRAM*

24 *For an additional amount for “Foreign Military Fi-*
25 *nancing Program”, \$2,059,100,000: Provided, That funds*

1 *appropriated by this paragraph shall be available notwith-*
2 *standing section 10 of Public Law 91–672 and section 15*
3 *of the State Department Basic Authorities Act of 1956: Pro-*
4 *vided further, That of the funds appropriated under this*
5 *heading, not less than \$1,000,000,000 shall be made avail-*
6 *able for assistance for Israel and not less than \$406,000,000*
7 *shall be made available for assistance for Jordan: Provided*
8 *further, That the funds appropriated by this paragraph for*
9 *Israel shall be disbursed within 30 days of the enactment*
10 *of this Act: Provided further, That to the extent that the*
11 *Government of Israel requests that funds be used for such*
12 *purposes, grants made available for Israel by this para-*
13 *graph shall, as agreed by Israel and the United States, be*
14 *available for advanced weapons systems, of which not less*
15 *than \$263,000,000 shall be available for the procurement*
16 *in Israel of defense articles and defense services, including*
17 *research and development: Provided further, That up to*
18 *\$20,000,000 of the funds appropriated by this paragraph*
19 *may be transferred to and merged with funds appropriated*
20 *under the heading “Andean Counterdrug Initiative” for*
21 *aircraft, training, and other assistance for the Colombian*
22 *Armed Forces: Provided further, That funds appropriated*
23 *under this heading shall be subject to the regular notifica-*
24 *tion procedures of the Committees on Appropriations, ex-*

1 *cept that notifications shall be transmitted at least 10 days*
2 *in advance of the obligation of funds.*

3 *PEACEKEEPING OPERATIONS*

4 *For an additional amount for “Peacekeeping Oper-*
5 *ations”, \$150,000,000.*

6 *OTHER BILATERAL ECONOMIC ASSISTANCE*

7 *FUNDS APPROPRIATED TO THE PRESIDENT*

8 *IRAQ RELIEF AND RECONSTRUCTION FUND*

9 *(INCLUDING TRANSFERS OF FUNDS)*

10 *For necessary expenses for humanitarian assistance in*
11 *and around Iraq and for rehabilitation and reconstruction*
12 *in Iraq, \$2,468,300,000, including for the costs of: (1) feed-*
13 *ing and food distribution; (2) supporting relief efforts re-*
14 *lated to refugees, internally displaced persons, and vulner-*
15 *able individuals, including assistance for families of inno-*
16 *cent Iraqi civilians who suffer losses as a result of military*
17 *operations; (3) humanitarian demining; (4) healthcare; (5)*
18 *water/sanitation infrastructure; (6) education; (7) elec-*
19 *tricity; (8) transportation; (9) telecommunications; (10)*
20 *rule of law and governance; (11) economic and financial*
21 *policy; and (12) agriculture: Provided, That these funds*
22 *may be transferred to and made available for any Federal*
23 *Government activity, other than any Department of Defense*
24 *activity, for expenses to meet such costs: Provided further,*
25 *That upon a determination that all or part of the funds*
26 *transferred from this appropriation are not necessary for*

1 *the purposes provided herein, such amounts may be trans-*
2 *ferred back to this appropriation: Provided further, That*
3 *funds appropriated under this heading shall be used to fully*
4 *reimburse accounts administered by the Department of*
5 *State and the United States Agency for International De-*
6 *velopment, not otherwise reimbursed from funds appro-*
7 *priated by this chapter, for obligations incurred for the pur-*
8 *poses provided under this heading prior to enactment of this*
9 *Act from funds appropriated for foreign operations, export*
10 *financing, and related programs: Provided further, That*
11 *prior to the initial transfer of funds made available under*
12 *this heading to any Agency or Department, the Secretary*
13 *of State shall consult with the Committees on Appropria-*
14 *tions on plans for the use of the funds appropriated under*
15 *this heading that will be used for assistance for Iraq: Pro-*
16 *vided further, That the United States may accept from any*
17 *person, foreign government, or international organization,*
18 *and credit to this Fund, any contribution of money for such*
19 *purposes: Provided further, That funds appropriated under*
20 *this heading shall be available notwithstanding any other*
21 *provision of law, including section 10 of Public Law 91-*
22 *672 and section 15 of the State Department Basic Authori-*
23 *ties Act of 1956: Provided further, That the previous proviso*
24 *shall not apply to section 553 of Public Law 108-7: Pro-*
25 *vided further, That funds appropriated under this heading*

1 *shall be subject to the regular notification procedures of the*
2 *Committees on Appropriation, except that notifications*
3 *shall be transmitted at least 5 days in advance of the obliga-*
4 *tions of funds: Provided further, That of the funds appro-*
5 *priated under this heading, \$4,300,000 shall be made avail-*
6 *able to the United States Agency for International Develop-*
7 *ment Office of Inspector General for the purpose of moni-*
8 *toring and auditing expenditures for reconstruction and re-*
9 *lated activities in Iraq: Provided further, That such sums*
10 *are in addition to funds otherwise made available by this*
11 *Act to such office*

12 **GENERAL PROVISIONS, THIS CHAPTER**

13 *SEC. 501. Any appropriation made available in this*
14 *chapter under the headings “International Disaster Assist-*
15 *ance”, “United States Emergency Refugee and Migration*
16 *Assistance Fund”, “Nonproliferation, Anti-Terrorism,*
17 *Demining and Related Programs”, “Peacekeeping Oper-*
18 *ations”, or “Iraq Relief and Reconstruction Fund” may be*
19 *transferred between such appropriations for use for any of*
20 *the purposes for which the funds in the such receiving ac-*
21 *count may be used: Provided, That the total amount trans-*
22 *ferred from funds appropriated under each of these headings*
23 *shall not exceed \$200,000,000: Provided further, That the*
24 *Secretary of State shall consult with the Committee on Ap-*
25 *propriations prior to exercising the authority contained in*

1 *this section: Provided further, That funds made available*
2 *pursuant to the authority of this section shall be subject*
3 *to the regular notification procedures of the Committees on*
4 *Appropriations, except that notification shall be trans-*
5 *mitted at least 5 days in advance of the obligations of funds.*

6 *SEC. 502. Assistance or other financing under this*
7 *chapter may be made available for assistance to Iraq not-*
8 *withstanding any other provision of law: Provided, That*
9 *the authority contained in this section shall not apply to*
10 *section 553 of Public Law 108–7: Provided further, That*
11 *funds made available for assistance for Iraq pursuant to*
12 *this authority shall be subject to the regular notification*
13 *procedures of the Committees on Appropriations and sec-*
14 *tion 634A of the Foreign Assistance Act of 1961, except that*
15 *notification shall be transmitted at least 5 days in advance*
16 *of the obligation of funds.*

17 *SEC. 503. The Iraq Sanctions Act of 1990 is hereby*
18 *repealed: Provided, That nothing in this section shall affect*
19 *the applicability of the Iran-Iraq Arms Non-Proliferation*
20 *Act of 1992 (Public Law 102–484), except as such Act ap-*
21 *plies to water purification items and other humanitarian*
22 *assistance for the Iraqi people: Provided further, That the*
23 *President may make inapplicable with respect to Iraq sec-*
24 *tion 620A of the Foreign Assistance Act of 1961, as amend-*
25 *ed, or other provision of law that applies to countries that*

1 *have supported terrorism: Provided further, That section*
2 *307 of the Foreign Assistance of 1961, as amended, shall*
3 *not apply with respect to programs of international organi-*
4 *zations for Iraq: Provided further, That provisions of law*
5 *that direct the United States Government to vote against*
6 *or oppose loans or other uses of funds, including for finan-*
7 *cial or technical assistance, in international financial insti-*
8 *tutions for Iraq should not be construed as applying to Iraq.*

9 *SEC. 504. Notwithstanding any other provision of law,*
10 *the President may authorize the export to Iraq of any item*
11 *subject to the Export Administration Regulations, 15 CFR*
12 *chapter VII, subchapter C, or controlled under the Inter-*
13 *national Trafficking in Arms Regulations on the United*
14 *States Munitions List established pursuant to section 38 of*
15 *the Arms Export Control Act, 22 U.S.C. 2778, if the Presi-*
16 *dent determines that the export of such item is in the na-*
17 *tional interest of the United States.*

18 *SEC. 505. Of the funds appropriated by this chapter*
19 *under the heading “Economic Support Fund”, \$10,000,000*
20 *should be made available for investigations and research*
21 *into allegations of war crimes, crimes against humanity,*
22 *or genocide committed by Saddam Hussein or other Iraqis,*
23 *and for the establishment of an international tribunal to*
24 *bring these individuals to justice: Provided, That 90 days*
25 *after enactment of this Act, the Secretary of State shall re-*

1 port to the Committees on Appropriations on plans for the
2 prosecution of these individuals, including jurisdictional
3 options.

4 *SEC. 506. It is the Sense of the Senate that, to the*
5 *maximum extent practicable, contracts (including sub-*
6 *contracts) and grants for relief and reconstruction in Iraq*
7 *from funds appropriated under this chapter should be*
8 *awarded to United States companies (particularly small*
9 *and medium sized businesses) and organizations, to compa-*
10 *nies and organizations located in the Near East region, and*
11 *to those from countries which have provided assistance to*
12 *Operation Iraqi Freedom.*

13 *SEC. 507. It is the sense of the Senate that the recon-*
14 *struction of Iraq should be funded to the maximum extent*
15 *practicable from revenues produced by Iraqi oil and that*
16 *the United States Government should work with our allies,*
17 *the future government of a free Iraq, and other appropriate*
18 *entities to establish the necessary framework for this ar-*
19 *rangement.*

20 *SEC. 508. Division E of Public Law 108–7, under the*
21 *heading “Assistance for the Independent States of the*
22 *Former Soviet Union”, is amended by inserting in sub-*
23 *section (f) before the period: “: Provided further, That such*
24 *funds may be made available without regard to the restric-*
25 *tion in this subsection if the Secretary of State determines*

1 *that to do so is in the national security interest of the*
2 *United States”.*

3 *CHAPTER 6*

4 *DEPARTMENT OF HOMELAND SECURITY*

5 *DEPARTMENTAL MANAGEMENT*

6 *COUNTERTERRORISM FUND*

7 *For an additional amount for the “Counterterrorism*
8 *Fund,” for necessary expenses as determined by the Sec-*
9 *retary of Homeland Security, \$1,135,000,000, to remain*
10 *available until December 31, 2003, to reimburse any De-*
11 *partment of Homeland Security organization for the costs*
12 *of providing support to prevent, counter, investigate, re-*
13 *spond to, or prosecute unexpected threats or acts of ter-*
14 *rorism: Provided, That of the total amount appropriated,*
15 *not to exceed \$215,000,000 may be transferred to any au-*
16 *thorized Federal Government activity for necessary expenses*
17 *to detect, prepare for, protect against, or respond to a poten-*
18 *tial terrorist attack: Provided further, That the Secretary*
19 *shall notify the Committees on Appropriations of the Senate*
20 *and House of Representatives 15 days prior to the obliga-*
21 *tion of any amount of these funds.*

22 *BORDER AND TRANSPORTATION SECURITY*

23 *OFFICE FOR DOMESTIC PREPAREDNESS*

24 *For an additional amount for the “Office for Domestic*
25 *Preparedness”, as authorized by Sections 403(5) and 430*

1 *of the Homeland Security Act of 2002 (Public Law 107–*
2 *296) and Section 1014 of the USA PATRIOT ACT of 2001*
3 *(Public Law 107–56), for grants, contracts, cooperative*
4 *agreements, and other activities, including grants to States*
5 *for terrorism prevention activities, \$2,200,000,000, to re-*
6 *main available until expended: Provided, That of the total*
7 *amount appropriated, \$1,270,000,000 shall be made avail-*
8 *able for grants to states, and each state grant award shall*
9 *ensure that at least 80 percent of the total amount of the*
10 *grant shall be allocated to local governments within 60 days*
11 *of receipt of the funds: Provided further, That of the total*
12 *amount appropriated, \$300,000,000 shall be made available*
13 *for grants to states for critical infrastructure protection,*
14 *and each grant award shall ensure that no less than one-*
15 *third of the total amount of the grant shall be allocated to*
16 *local governments within 60 days of receipt of the funds:*
17 *Provided further, That of the total amount appropriated,*
18 *\$600,000,000 shall be made available for protection or pre-*
19 *paredness of high-threat urban areas, as determined by the*
20 *Secretary of Homeland Security.*

21

COAST GUARD

22

OPERATING EXPENSES

23 *For an additional amount for “Operating Expenses”*
24 *for the Coast Guard in support of Department of Defense*
25 *initiatives in relation to Operation Iraqi Freedom and Op-*

1 *eration Liberty Shield, \$580,000,000, to remain available*
 2 *until December 31, 2003: Provided, That the Secretary shall*
 3 *notify the Committees on Appropriations of the Senate and*
 4 *House of Representatives 15 days prior to obligation of any*
 5 *amount of these funds.*

6 *FEDERAL EMERGENCY MANAGEMENT AGENCY*

7 *DISASTER RELIEF*

8 *(INCLUDING TRANSFERS OF FUNDS)*

9 *EMERGENCY MANAGEMENT PLANNING AND ASSISTANCE*

10 *For an additional amount, not otherwise provided for,*
 11 *to carry out activities under the National Flood Insurance*
 12 *Act of 1968 and the Flood Disaster Protection Act of 1973*
 13 *(42 U.S.C. 4001 et seq.), the Robert T. Stafford Disaster*
 14 *Relief and Emergency Assistance Act (42 U.S.C. 5121 et*
 15 *seq.), the Earthquake Hazards Reduction Act of 1977 (42*
 16 *U.S.C. 7701 et seq.), the Federal Fire Prevention and Con-*
 17 *trol Act of 1974 (15 U.S.C. 2201 et seq.), the Defense Pro-*
 18 *duction Act of 1950 (50 U.S.C. App. 2061 et seq.), sections*
 19 *107 and 303 of the National Security Act of 1947 (50*
 20 *U.S.C. 404–405), and Reorganization Plan No. 3 of 197,*
 21 *\$109,500,000, to remain available until expended: Pro-*
 22 *vided, That this amount shall be for grants to improve pub-*
 23 *lic safety communications and interoperability.*

24 *GENERAL PROVISION, THIS CHAPTER*

25 *SEC. 601. The Bureau of Customs and Border Protec-*
 26 *tion shall inspect all commercial motor vehicles (as defined*

1 *in section 31101(1) of title 49, United States Code) car-*
2 *rying municipal solid waste and seeking to enter the United*
3 *States through the Blue Water Bridge port-of-entry in Port*
4 *Huron, Michigan, and the Ambassador Bridge port-of-entry*
5 *in Detroit, Michigan, and ensure that by May 2003, the*
6 *Blue Water Bridge in Port Huron, Michigan, shall be—*

7 (1) *equipped with radiation detection equipment;*

8 *and*

9 (2) *staffed by Bureau inspectors formally trained*
10 *in the process of detecting radioactive materials in*
11 *cargo and equipped with both portal monitor devices*
12 *and hand-held isotope identifiers.*

13 *SEC. 602. TSA TO ISSUE LETTERS OF INTENT RE-*
14 *GARDING INSTALLATION OF EDS AT AIRPORTS. (a) IN GEN-*
15 *ERAL.—The Under Secretary of Homeland Security for*
16 *Transportation and Border Security may issue letters of*
17 *intent to airports to provide assistance for the installation*
18 *of explosive detection systems by the date prescribed by sec-*
19 *tion 44901(d)(2)(i) of title 49, United States Code.*

20 (b) *REPORT.—Beginning 30 days after the date of en-*
21 *actment of this Act, and every 60 days thereafter in cal-*
22 *endar year 2003, the Under Secretary shall transmit a clas-*
23 *sified report to the House of Representatives Committee on*
24 *Appropriations, the Senate Committee on Appropriations,*
25 *the House of Representatives Committee on Transportation*

1 *and Infrastructure, and the Senate Committee on Com-*
2 *merce, Science, and Transportation describing each letter*
3 *of intent issued by the Under Secretary under subsection*
4 *(a).*

5 *SEC. 603. In accordance with section 873(b) of the*
6 *Homeland Security Act of 2002 (6 U.S.C. 453(b)), the Bu-*
7 *reau of Customs and Border Protection may accept dona-*
8 *tions of body armor for United States border patrol agents*
9 *and United States border patrol canines if such donations*
10 *would further the mission of protecting our Nation's border*
11 *and ports of entry as determined by the Under Secretary*
12 *for Border and Transportation Security.*

13 *CHAPTER 7*

14 *DEPARTMENT OF HEALTH AND HUMAN*

15 *SERVICES*

16 *OFFICE OF THE SECRETARY*

17 *PUBLIC HEALTH AND SOCIAL SERVICES EMERGENCY FUND*

18 *For an additional amount for the "Public Health and*
19 *Social Services Emergency Fund", \$35,000,000 for costs as-*
20 *sociated with compensating individuals with injuries re-*
21 *sulting from smallpox vaccinations and countermeasures,*
22 *to remain available until expended: Provided, That such*
23 *funds shall become available only upon the enactment of*
24 *legislation authorizing a smallpox vaccination compensa-*
25 *tion program.*

1 *OFFICE OF COMPLIANCE*2 *SALARIES AND EXPENSES*

3 *For an additional amount for “Salaries and ex-*
4 *penses”, \$111,000.*

5 *ARCHITECT OF THE CAPITOL*6 *GENERAL ADMINISTRATION*

7 *For an additional amount for “General administra-*
8 *tion”, \$18,672,000, which shall remain available until Sep-*
9 *tember 30, 2007.*

10 *CAPITOL BUILDING*

11 *For an additional amount for “Capitol building”,*
12 *\$1,100,000.*

13 *CAPITOL POWER PLANT*

14 *For an additional amount for “Capitol power plant”,*
15 *\$14,600,000, which shall remain available until September*
16 *30, 2007.*

17 *CAPITOL POLICE BUILDINGS AND GROUNDS*

18 *For an additional amount for “Capitol police build-*
19 *ings and grounds”, \$40,140,000, to remain available until*
20 *September 30, 2007.*

21 *LIBRARY OF CONGRESS*22 *SALARIES AND EXPENSES*

23 *For an additional amount for “Salaries and ex-*
24 *penses”, \$5,500,000 to remain available until September*
25 *30, 2007.*

1 *CONGRESSIONAL RESEARCH SERVICE*2 *SALARIES AND EXPENSES*

3 *For an additional amount for “Salaries and ex-*
4 *penses”, \$1,863,000, to remain available until September*
5 *30, 2007.*

6 *GENERAL ACCOUNTING OFFICE*7 *SALARIES AND EXPENSES*

8 *For an additional amount for “Salaries and ex-*
9 *penses”, \$4,849,000.*

10 *GENERAL PROVISIONS, THIS CHAPTER*

11 *SEC. 801. POSTAL PATRON POSTCARDS. The matter*
12 *under the subheading “MISCELLANEOUS ITEMS” under the*
13 *heading “CONTINGENT EXPENSES OF THE SENATE” under*
14 *title I of the Legislative Branch Appropriations Act, 2003*
15 *(Public Law 108–7) is amended by striking “with a popu-*
16 *lation of less than 250,000”.*

17 *CHAPTER 9*18 *DEPARTMENT OF DEFENSE*19 *MILITARY CONSTRUCTION*20 *MILITARY CONSTRUCTION, NAVY*

21 *For an additional amount for “Military Construction,*
22 *Navy”, \$48,100,000, to remain available until September*
23 *30, 2007.*

1 *MILITARY CONSTRUCTION, AIR FORCE*

2 *For an additional amount for “Military Construction,*
3 *Air Force”, \$127,400,000, to remain available until Sep-*
4 *tember 30, 2007.*

5 *FAMILY HOUSING OPERATION AND MAINTENANCE, AIR*
6 *FORCE*

7 *For an additional amount for “Family Housing Oper-*
8 *ation and Maintenance, Air Force”, \$2,000,000, to remain*
9 *available until September 30, 2007.*

10 *GENERAL PROVISIONS, THIS CHAPTER*

11 *SEC. 901. (a) Up to \$150,000,000 of the amounts made*
12 *available to the Department of Defense from funds appro-*
13 *priated in this Act may be used to carry out military con-*
14 *struction projects, not otherwise authorized by law, that the*
15 *Secretary of Defense certifies are necessary to respond to*
16 *or protect against acts or threatened acts of terrorism or*
17 *to prosecute operations in Iraq.*

18 *(b) Not later than 15 days before obligating amounts*
19 *available under subsection (a) for military construction*
20 *projects referred to in that subsection, the Secretary shall*
21 *notify the appropriate committees of Congress of the fol-*
22 *lowing:*

23 *(1) the determination to use such amounts for*
24 *the project; and*

1 (2) *the estimated cost of the project and the ac-*
2 *companying Form 1391.*

3 (c) *In this section the term “appropriate committees*
4 *of Congress” has the meaning given that term in section*
5 *2801(c)(4) of title 10, United States Code.*

6 SEC. 902. (a) *The Secretary of the Army may accept*
7 *funds from the State of Utah, and credit them to the appro-*
8 *priate Department of the Army accounts for the purpose*
9 *of the funding of the costs associated with extending the*
10 *runway at Michael Army Airfield, Dugway Proving*
11 *Ground, Utah, as part of a previously authorized military*
12 *construction project.*

13 (b) *The Secretary may use the funds accepted for the*
14 *refurbishment, in addition to funds authorized and appro-*
15 *priated for the project. The authority to accept a contribu-*
16 *tion under this section does not authorize the Secretary of*
17 *the Army to reduce expenditures of amounts appropriated*
18 *for the refurbishment project. The funds accepted shall re-*
19 *main available until expended.*

20 (c) *The authority provided in this section shall be effec-*
21 *tive upon the date of the enactment of this Act.*

1 *CHAPTER 10*
2 *DEPARTMENT OF TRANSPORTATION*
3 *MARITIME ADMINISTRATION*
4 *MARITIME GUARANTEED LOAN (TITLE XI) PROGRAM*
5 *ACCOUNT*

6 *For the cost of guaranteed loans, as authorized,*
7 *\$50,000,000, to remain available until September 30, 2005:*
8 *Provided, That such costs, including the cost of modifying*
9 *such loans, shall be as defined in section 502 of the Congres-*
10 *sional Budget Act of 1974, as amended.*

11 *CHAPTER 11*
12 *DEPARTMENT OF VETERANS AFFAIRS*
13 *VETERANS HEALTH ADMINISTRATION*
14 *MEDICAL CARE*

15 *For necessary expenses for the maintenance and oper-*
16 *ation of hospitals, nursing homes, and domiciliary facili-*
17 *ties; for furnishing, as authorized by law, inpatient and*
18 *outpatient care and treatment to beneficiaries of the De-*
19 *partment of Veterans Affairs, including care and treatment*
20 *in facilities not under the jurisdiction of the department;*
21 *and for furnishing recreational facilities, supplies, and*
22 *equipment incident to the provision of hospital care, med-*
23 *ical services, and nursing home care authorized by section*
24 *1710(e)(1)(D) of title 38, United States Code, \$155,000,000:*

1 *Provided, That such amount shall remain available until*
2 *expended.*

3 *TITLE II—MISCELLANEOUS AND TECHNICAL*
4 *CORRECTIONS*
5 *CHAPTER 1*

6 *SUBCOMMITTEE ON AGRICULTURE, RURAL DEVELOPMENT,*
7 *AND RELATED AGENCIES*
8 *GENERAL PROVISIONS*

9 *SEC. 201. (a) Section 756 in Division A of Public Law*
10 *108–7 is amended by striking “section 7404” and inserting*
11 *in lieu thereof “section 7404(a)(1)”.*

12 *(b) Section 10806(b) of the Farm Security and Rural*
13 *Investment Act of 2002 (21 U.S.C. 321d(b)) is amended by*
14 *adding at the end the following:*

15 *“(3) EFFECTIVE DATE.—This subsection and the*
16 *amendment made by this subsection take effect on*
17 *May 13, 2003.”.*

18 *(c) Section 210 of the Agricultural Assistance Act of*
19 *2003, “Assistance to Agricultural Producers Located in*
20 *New Mexico for Tebuthiuron Application Losses”, is*
21 *amended in subsection (a)—*

22 *(1) by inserting “all” before “losses”;*

23 *(2) by inserting after “losses” the following: “to*
24 *crops, livestock, and trees, and interest and loss of in-*
25 *come, and related expenses”;*

1 (3) by striking “during calendar years 2002 and
2 2003”; and

3 (4) by deleting “August” and inserting in lieu
4 thereof “July”.

5 (d)(1) *STUDY ON THE SALE OF MILK INTO CALI-*
6 *FORNIA.*—Within 90 days, the Secretary shall report to
7 Congress on the economic impacts to California dairy farm-
8 ers from handlers or processors of Class I milk products in
9 the Las Vegas-Nevada-Arizona region selling milk or milk
10 products into the California State order.

11 (2) *EXEMPTION OF MILK HANDLERS FROM MINIMUM*
12 *PRICE REQUIREMENTS.*—Section 8c(5) of the Agricultural
13 Adjustment Act (7 U.S.C. 608c(5)), reenacted with amend-
14 ments by the Agricultural Marketing Agreement Act of 1937
15 (as amended by subsection (a)), is amended by adding at
16 the end the following:

17 “(N) *EXEMPTION OF MILK HANDLERS FROM*
18 *MINIMUM PRICE REQUIREMENTS.*—Notwith-
19 standing any other provision of this subsection,
20 prior to January 1, 2005, no handler with dis-
21 tribution of Class I milk products in the Ari-
22 zona-Las Vegas marketing area (Order No. 131)
23 or Pacific Northwest marketing area (Order No.
24 124) shall be exempt during any month from
25 any minimum milk price requirement estab-

1 *lished by the Secretary under this subsection if*
 2 *the total distribution of Class I products within*
 3 *the Arizona-Las Vegas marketing area or the Pa-*
 4 *cific Northwest marketing area of any handler's*
 5 *own farm production exceeds the lesser of—*

6 *“(i) 3 percent of the total quantity of*
 7 *Class I products distributed in the Arizona-*
 8 *Las Vegas marketing area (Order No. 131)*
 9 *or the Pacific Northwest marketing area*
 10 *(Order No. 124); or*

11 *“(ii) 5,000,000 pounds.”.*

12 (3) *EXCLUSION OF CLARK COUNTY, NEVADA FROM*
 13 *FEDERAL MILK MARKETING ORDERS.—*

14 (A) *IN GENERAL.—Section 8c(11)(C) the Agri-*
 15 *cultural Adjustment Act (7 U.S.C. 608c(11)(C)), reen-*
 16 *acted with amendments by the Agricultural Mar-*
 17 *keting Agreement Act of 1937, is amended by striking*
 18 *the last sentence and inserting the following: “In the*
 19 *case of milk and its products, Clark County, Nevada*
 20 *shall not be within a marketing area defined in any*
 21 *order issued under this section.”.*

22 (B) *INFORMAL RULEMAKING.—The Secretary of*
 23 *Agriculture may modify an order issued under section*
 24 *8c of the Agricultural Adjustment Act (7 U.S.C.*
 25 *608c), reenacted with amendments by the Agricultural*

1 *Marketing Agreement Act of 1937, to implement the*
2 *amendment made by paragraph (1) by promulgating*
3 *regulations, without regard to sections 556 and 557*
4 *of title 5, United States Code.*

5 *(e) LIVESTOCK COMPENSATION PROGRAM.—Section*
6 *203(a) of the Agricultural Assistance Act of 2003 (title II*
7 *of division N of Public Law 108–7)) is amended by adding*
8 *at the end the following:*

9 “(3) GRANTS.—

10 “(A) IN GENERAL.—To provide assistance
11 to eligible applicants under paragraph (2)(B),
12 the Secretary shall provide grants to appropriate
13 State departments of agriculture (or other appro-
14 priate State agencies) that agree to provide as-
15 sistance to eligible applicants.

16 “(B) AMOUNT.—The total amount of grants
17 provided under subparagraph (A) shall be equal
18 to the total amount of assistance that the Sec-
19 retary determines all eligible applicants are eli-
20 gible to receive under paragraph (2)(B).”.

21 *SEC. 202. USE OF ORGANICALLY PRODUCED FEED*
22 *FOR CERTIFICATION AS ORGANIC FARM. Section 771 of the*
23 *Agriculture, Rural Development, Food and Drug Adminis-*
24 *tration, and Related Agencies Appropriations Act, 2003*
25 *(division A of Public Law 108–7) is repealed.*

1 *SEC. 203. WILD SEAFOOD. Section 2107 of the Organic*
2 *Foods Production Act of 1990 (7 U.S.C. 6503) is amend-*
3 *ed—*

4 *(1) by redesignating subsections (c) and (d) as*
5 *subsections (d) and (e), respectively; and*

6 *(2) by inserting after section (b) the following:*

7 *“(c) WILD SEAFOOD.—*

8 *“(1) IN GENERAL.—Notwithstanding the require-*
9 *ment of section 2107(a)(1)(A) requiring products be*
10 *produced only on certified organic farms, the Sec-*
11 *retary shall allow, through regulations promulgated*
12 *after public notice and opportunity for comment, wild*
13 *seafood to be certified or labeled as organic.*

14 *“(2) CONSULTATION AND ACCOMMODATION.—In*
15 *carrying out paragraph (1), the Secretary shall—*

16 *“(A) consult with—*

17 *“(i) the Secretary of Commerce;*

18 *“(ii) the National Organic Standards*
19 *Board established under section 2119;*

20 *“(iii) producers, processors, and sellers;*

21 *and*

22 *“(iv) other interested members of the*
23 *public; and*

24 *“(B) to the maximum extent practicable,*
25 *accommodate the unique characteristics of the in-*

1 *only be available for the Great Lakes Fishery Commission,*
2 *of which \$500,000 shall be used for sea lamprey control in*
3 *Lake Champlain: Provided further, That of the amount*
4 *made available under this heading, \$10,000,000 to remain*
5 *available until September 30, 2004, shall only be available*
6 *for the incorporation of additional technologies for dissemi-*
7 *nating terrorism warnings within the All Hazards Warn-*
8 *ing Network.*

9 *RELATED AGENCIES*

10 *EQUAL EMPLOYMENT OPPORTUNITY COMMISSION*

11 *SALARIES AND EXPENSES*

12 *For an additional amount for “Equal Employment*
13 *Opportunity Commission, Salaries and Expenses”,*
14 *\$23,300,000, of which \$5,000,000 shall remain available*
15 *until September 30, 2004.*

16 *NATIONAL COMMISSION ON TERRORIST ATTACKS UPON*

17 *THE UNITED STATES*

18 *SALARIES AND EXPENSES*

19 *For an additional amount for “National Commission*
20 *on Terrorist Attacks Upon the United States, Salaries and*
21 *Expenses”, \$11,000,000, to remain available until Sep-*
22 *tember 30, 2004.*

23 *GENERAL PROVISIONS, THIS CHAPTER*

24 *SEC. 2001. (a) Of the funds made available in Title*
25 *I of Division B of Public Law 108–7, under the heading*

1 “*Juvenile Justice Programs*”, for *Family Ties Supervised*
2 *Visitation Services in Wakefield, Rhode Island*, \$100,000
3 *are rescinded.*

4 (b) *For an additional amount in Title I of Division*
5 *B of Public Law 108–7, under the heading “Juvenile Jus-*
6 *tice Programs*”, \$529,000, *which shall only be available for*
7 *law enforcement costs related to the Station nightclub fire*
8 *on February 20, 2003, to remain available until December*
9 *31, 2003.*

10 *SEC. 2002. Not later than 60 days after the date of*
11 *the enactment of this Act, the Secretary of State and the*
12 *Attorney General shall jointly report to the Committee on*
13 *Appropriations on the feasibility of providing access to*
14 *State and local law enforcement agencies to the database*
15 *of the Department of State on potential terrorists known*
16 *as the “Tipoff” database including the process by which*
17 *classified information shall be secured from unauthorized*
18 *disclosure.*

19 *SEC. 2003. For an additional amount for the law en-*
20 *forcement technology program under the heading “Commu-*
21 *nity Oriented Policing Services” in the Departments of*
22 *Commerce, Justice, and State, the Judiciary, and Related*
23 *Agencies Appropriations Act, 2003, \$5,000,000 for the Lou-*
24 *isville-Jefferson County, Kentucky Public Safety Commu-*
25 *nications System to implement a common interoperable*

1 *voice and data communications system for public safety or-*
2 *ganizations in the metropolitan area.*

3 *SEC. 2004. Section 501(b) of title V of division N of*
4 *the Consolidated Appropriations Resolution, 2003 is*
5 *amended—*

6 *(1) by striking “program authorized for the fish-*
7 *ery in Sec. 211” and inserting “programs authorized*
8 *for the fisheries in sections 211 and 212”; and*

9 *(2) by striking “program in section 211” and*
10 *inserting “programs in sections 211 and 212”.*

11 *CHAPTER 3*

12 *SUBCOMMITTEE ON DISTRICT OF COLUMBIA*

13 *DISTRICT OF COLUMBIA FUNDS*

14 *GOVERNMENTAL DIRECTION AND SUPPORT*

15 *(INCLUDING RESCISSIONS)*

16 *Of the funds appropriated under this heading in the*
17 *District of Columbia Appropriations Act, 2003 (Public Law*
18 *108–7), \$9,358,000 are rescinded (including \$9,261,000*
19 *from local funds and \$97,000 from other funds).*

20 *ECONOMIC DEVELOPMENT AND REGULATION*

21 *For an additional amount for “Economic Development*
22 *and Regulation”, \$14,998,000 (including \$288,000 from*
23 *local funds and \$14,710,000 from other funds).*

1 *PUBLIC SAFETY AND JUSTICE*

2 *For an additional amount for “Public Safety and Jus-*
3 *tice” (Public Law 108–7), \$10,422,000 from local funds.*

4 *PUBLIC EDUCATION SYSTEM*

5 *(INCLUDING RESCISSIONS)*

6 *Of the funds appropriated under this heading in the*
7 *District of Columbia Appropriations Act, 2003 (Public Law*
8 *108–7), \$11,667,000 are rescinded (including a rescission*
9 *of \$13,778,000 from local funds and an additional amount*
10 *of \$2,111,000 from other funds), to be allocated as follows:*

11 *(1) DISTRICT OF COLUMBIA PUBLIC SCHOOLS.—*

12 *An increase of \$2,029,000 (including a rescission of*
13 *\$29,000 from local funds and an additional amount*
14 *of \$2,058,000 from other funds);*

15 *(2) STATE EDUCATION OFFICE.—A rescission of*
16 *\$181,000 from local funds;*

17 *(3) PUBLIC CHARTER SCHOOLS.—Notwith-*
18 *standing any other provision of law, a rescission of*
19 *\$12,000,000 from local funds: Provided, That of these*
20 *funds, not less than \$3,000,000 shall be used for pro-*
21 *viding adequate charter school facilities and edu-*
22 *cational programming in public charter schools in the*
23 *District of Columbia;*

24 *(4) UNIVERSITY OF THE DISTRICT OF COLUM-*
25 *BIA.—A rescission of \$1,040,000 from local funds;*

1 (5) *DISTRICT OF COLUMBIA PUBLIC LIBRAR-*
2 *IES.*—*A rescission of \$221,000 (including a rescission*
3 *of \$273,000 from local funds and an additional*
4 *amount of \$53,000 from other funds); and*

5 (6) *COMMISSION ON THE ARTS AND HUMAN-*
6 *ITIES.*—*A rescission of \$255,000 from local funds.*

7 *HUMAN SUPPORT SERVICES*

8 *(INCLUDING RESCISSIONS)*

9 *For an additional amount for “Human Support Serv-*
10 *ices”, \$28,278,000 (including an additional amount of*
11 *\$32,312,000 from local funds and a rescission of \$4,034,000*
12 *from other funds appropriated under this heading in the*
13 *District of Columbia Appropriations Act, 2003 (Public Law*
14 *108–7).*

15 *In addition, this heading in the District of Columbia*
16 *Appropriations Act, 2003, approved February 20, 2003*
17 *(Public Law 108–7), is amended as follows:*

18 (1) *by striking the following proviso, “Provided*
19 *further, That \$3,209,000 of this appropriation, to re-*
20 *main available until expended, shall be deposited in*
21 *the Interim Disability Assistance Fund to be used ex-*
22 *clusively for the Interim Disability Assistance pro-*
23 *gram established by section 201 of the District of Co-*
24 *lumbia Public Assistance Act of 1982, effective April*
25 *6, 1982 (D.C. Law 4–101; D.C. Official Code, sec. 4–*

1 202.01), and the purposes for that program set forth
2 in section 407 of the District of Columbia Public As-
3 sistance Act of 1982, effective April 3, 2001 (D.C.
4 Law 13–252; D.C. Official Code, sec. 4–204.07):”, and
5 (2) by amending the following proviso, “: Pro-
6 vided further, That \$37,500,000 in local funds, to re-
7 main available until expended, shall be deposited in
8 the Medicaid and Special Education Reform Fund.”
9 to read as follows “: Provided further, That
10 \$74,500,000 in local funds may be deposited in the
11 Medicaid and Special Education Reform Fund and
12 shall then remain available until expended.”.

13 PUBLIC WORKS

14 (INCLUDING RESCISSIONS)

15 For an additional amount for “Public Works”,
16 \$3,107,000 (including a rescission of \$8,311,000 from local
17 funds appropriated under this heading in the District of
18 Columbia Appropriations Act, 2003 (Public Law 108–7),
19 and an additional amount of \$11,418,000 from other
20 funds): Provided, That \$512,000 from other funds shall re-
21 main available until expended for the taxicab revolving
22 loan fund.

1 *REPAYMENT OF LOANS AND INTEREST*2 *(INCLUDING RESCISSIONS)*

3 *Of the funds appropriated under this heading in the*
4 *District of Columbia Appropriations Act, 2003 (Public Law*
5 *108–7), \$2,466,000 are rescinded.*

6 *NON-DEPARTMENTAL*7 *(INCLUDING RESCISSIONS)*

8 *Of the funds appropriated under this heading in the*
9 *District of Columbia Appropriations Act, 2003 (Public Law*
10 *108–7), \$5,799,000 are rescinded.*

11 *WORKFORCE INVESTMENTS*12 *(INCLUDING RESCISSIONS)*

13 *Of the funds appropriated under this heading in the*
14 *District of Columbia Appropriations Act, 2003 (Public Law*
15 *108–7), \$2,000,000 are rescinded.*

16 *GENERAL PROVISIONS, THIS CHAPTER*

17 *SEC. 3001. USE OF THE FUND BALANCE. (a) The Dis-*
18 *trict of Columbia is hereby authorized to transfer an*
19 *amount not to exceed \$32,900,000, to remain available until*
20 *expended, from funds identified in the fiscal year 2002 com-*
21 *prehensive annual financial report as the District of Co-*
22 *lumbia’s fund balance to the local general fund to cover the*
23 *impact of revenue shortfalls associated with the war econ-*
24 *omy: Provided, That nothing in this provision shall be*
25 *deemed as granting the District additional authority to ex-*

1 *National Park System*” by striking “\$1,565,565,000” and
2 *inserting “\$1,574,565,000”.*

3 *BUREAU OF INDIAN AFFAIRS*

4 *CONSTRUCTION*

5 *Within thirty days of enactment of this Act, the Sec-*
6 *retary of the Interior shall make available for obligation*
7 *funds previously appropriated in Public Law 107–63 for*
8 *construction of the Ojibwa Indian School.*

9 *RELATED AGENCY*

10 *GENERAL PROVISION*

11 *Section 328 of Division F, Public Law 108–7 is*
12 *amended by striking the phrase “under the authority of Sec-*
13 *tion 504 of the Rescissions Act of 1995 (Public Law 104–*
14 *19)” in the proviso.*

15 *Not later than 60 days after the date of the enactment*
16 *of this Act, the Secretary of the Interior shall provide a*
17 *report to the Committees on Energy and Natural Resources*
18 *and Appropriations of the Senate and the Committees on*
19 *Resources and Appropriations of the House of Representa-*
20 *tives detailing the Secretary’s intent regarding the direct*
21 *sale of 983 acres in Clark County, Nevada, known as Lake*
22 *Las Vegas Phase II.*

1 CHAPTER 5

2 SUBCOMMITTEE ON LABOR, HEALTH AND HUMAN
3 SERVICES, AND EDUCATION, AND RELATED AGENCIES

4 DEPARTMENT OF LABOR

5 EMPLOYMENT AND TRAINING ADMINISTRATION

6 TRAINING AND EMPLOYMENT SERVICES

7 *For an additional amount for the Employment and*
8 *Training Administration, “Training and Employment*
9 *Services” to carry out activities authorized under section*
10 *171(b) of the Workforce Investment Act, \$1,000,000: Pro-*
11 *vided, That such sum shall be for the Jobs for America’s*
12 *Graduates (JAG) school-to-work program for at-risk young*
13 *people.*

14 DEPARTMENT OF HEALTH AND HUMAN

15 SERVICES

16 HEALTH RESOURCES AND SERVICES ADMINISTRATION

17 HEALTH RESOURCES AND SERVICES

18 *The matter under the heading “Department of Health*
19 *and Human Services, Health Resources and Services Ad-*
20 *ministration, Health Resources and Services”, in Public*
21 *Law 108–7 is amended—*

22 *(1) by striking “Heart Beat, New Bloomfield,*
23 *PA,” and inserting “Heart Beat, Millerstown, PA,”*
24 *in lieu thereof;*

1 (2) by striking “Tressler Lutheran Services,
2 Harrisburg, PA, for abstinence education and related
3 services” and inserting “*DLAKON Lutheran Social*
4 *Ministries, Allentown, PA, for abstinence education*
5 *and related services in Cumberland and Dauphin*
6 *counties” in lieu thereof;*

7 (3) by striking “Community Ministries of the
8 Lutheran Home at Topton, Reading, PA, for absti-
9 nence education and related services” and inserting
10 “*DLAKON Lutheran Social Ministries of Allentown,*
11 *PA, for abstinence education and related services in*
12 *Berks county” in lieu thereof;*

13 (4) by striking “\$298,153,000” and inserting
14 “\$296,638,000” in the first proviso; and

15 (5) by inserting after “a study regarding deliv-
16 ery of pediatric health care in northeastern Okla-
17 homa,” “\$225,000 is available for the Mental Health
18 Association of Tarrant County, Ft. Worth, Texas to
19 provide school-based mental health education to
20 schools in Tarrant County, \$200,000 is available for
21 the AIDS Research Institute at the University of
22 California, San Francisco for a Developing Country
23 Medical Program to facilitate clinician exchange be-
24 tween the United States and developing countries,
25 \$1,000,000 is available for the Geisinger Health Sys-

1 *is exercised in a manner consistent with section 207 of the*
2 *Foreign Service Act of 1980 (22 U.S.C. 3927) and other*
3 *applicable statutes administered by the Department of*
4 *State.*

5 *DEPARTMENT OF EDUCATION*

6 *SCHOOL IMPROVEMENT PROGRAMS*

7 *The matter under the heading “Department of Edu-*
8 *cation, School Improvement Programs”, in Public Law*
9 *108–7 is amended—*

10 *(1) by striking “\$8,052,957,000” and inserting*
11 *“\$8,053,507,000”;*

12 *(2) by striking “\$508,100,000” and inserting*
13 *“\$537,100,000”;*

14 *(3) by striking “\$4,132,167,000” and inserting*
15 *“\$4,233,167,000”;*

16 *(4) by striking “\$814,660,000” and inserting*
17 *“\$815,210,000”; and,*

18 *(5) by striking “\$212,160,000” and inserting*
19 *“\$212,710,000”.*

20 *In the statement of the managers of the committee of*
21 *conference accompanying H.J. Res. 2 (Public Law 108–7;*
22 *House Report 108–10), in the matter in title III of Division*
23 *G, relating to the Fund for the Improvement of Education*
24 *under the heading “School Improvement Programs”—*

1 (1) *the provision specifying \$150,000 for Illinois*
2 *State Board of Education, Springfield, Illinois, for*
3 *computers, hardware and software for the implemen-*
4 *tation of Fast ForWord reading program to the Pleas-*
5 *ant Plains Community Unit District #8 and Pleas-*
6 *ant Plain Illinois District #18 shall be deemed to*
7 *read as follows: “Illinois State Board of Education,*
8 *Springfield, Illinois, for implementation of Fast*
9 *ForWord reading program to the Pleasant Plains*
10 *Community Unit District #8 and for improving*
11 *mathematics achievement in Peoria School District*
12 *#150 and Jacksonville School District #117,*
13 *\$150,000”;*

14 (2) *the provision specifying \$2,000,000 for*
15 *Pinellas County Florida School District, St. Peters-*
16 *burg, Florida, for technology for Title I schools shall*
17 *be deemed to read as follows: “St. Petersburg College,*
18 *St. Petersburg, Florida, for the Pinellas County Epi-*
19 *Center, \$2,000,000”;*

20 (3) *the provision specifying \$500,000 for the St.*
21 *Louis Children’s Museum, MO, for a collaborative*
22 *project with the St. Louis Public Library to create*
23 *interactive exhibits and educational programs shall be*
24 *deleted;*

1 (4) *the provision specifying \$200,000 for the*
2 *Harford County Board of Education in Aberdeen,*
3 *MD, for a collaboration between a science and tech-*
4 *nology high school and the Aberdeen Proving Ground*
5 *shall be deemed to read as follows: “Harford County*
6 *Board of Education in Aberdeen, MD, for a collabora-*
7 *tion between a science and technology high school and*
8 *the Aberdeen Proving Ground, \$700,000”;*

9 (5) *the provision specifying \$25,000 for the Boys*
10 *and Girls Club of El Dorado, Arkansas, for drug pre-*
11 *vention and after school programs shall be deemed to*
12 *read as follows: “Boys and Girls Club, Southeast*
13 *Unit, El Dorado, Arkansas, for drug prevention and*
14 *after school programs, \$25,000”;*

15 (6) *the provision specifying \$100,000 for the*
16 *American Academy of Liberal Education, Wash-*
17 *ington, D.C., to develop projects and survey best prac-*
18 *tices in the study of American democracy and prin-*
19 *ciples of free government at colleges and universities*
20 *shall be deleted;*

21 (7) *the provision specifying \$400,000 for the Mil-*
22 *waukee Public Schools, Wisconsin, to expand before-*
23 *and after-school programs shall be deemed to read:*
24 *“Milwaukee Public Schools, WI, for before- and after-*
25 *school programs, \$400,000”;*

1 (8) *the provision specifying \$200,000 for Tensas*
2 *Reunion, Inc., Newellton, LA, for instructional tech-*
3 *nology training, and after school programs at the*
4 *Tensas Charter School shall be deemed to read:*
5 *“Tensas Reunion, Inc., Newellton, LA, for the*
6 *TREES Project in Tensas Parish, including activities*
7 *such as the purchase of computers and educational*
8 *software, tutoring, and workshops to promote paren-*
9 *tal involvement, \$200,000”;*

10 (9) *the provision specifying \$250,000 for Com-*
11 *munity School District 8, Flushing, NY, for after-*
12 *school programs shall be deemed to read: “Community*
13 *School District 8, Bronx, NY, for after-school pro-*
14 *grams, \$250,000”;*

15 (10) *the provision specifying \$20,000 for*
16 *Westside High School, Bakersfield, California, for*
17 *equipment shall be deemed to read: “West High*
18 *School, Bakersfield, California, for equipment,*
19 *\$20,000”;*

20 (11) *the provision specifying \$1,000,000 for the*
21 *National Science Center Foundation, Atlanta, Geor-*
22 *gia, for educational technology and other purposes*
23 *shall be deemed to read: “National Science Center*
24 *Foundation, Augusta, Georgia, for educational tech-*
25 *nology and other purposes, \$1,000,000”;*

1 (12) *the provision specifying \$200,000 for the*
2 *Golden Gate National Parks Association, San Fran-*
3 *cisco, CA, for environmental education programs at*
4 *the Crissy Field Center shall be deemed to read:*
5 *“Golden Gate National Parks Conservancy, San*
6 *Francisco, CA, for environmental education programs*
7 *at the Crissy Field Center, \$200,000” and a provision*
8 *shall be added that reads: “Beresford Community*
9 *Education in Beresford, SD to expand community*
10 *education programs, \$150,000”;*

11 (13) *the provision specifying \$100,000 for the*
12 *University of South Florida, Tampa, FL, for the*
13 *Tampa Bay Consortium for the Development of Edu-*
14 *catinal Leaders and the Preparation and Recruit-*
15 *ment of Teachers shall be deemed to read: “University*
16 *of South Florida, Tampa, FL, for the Tampa Bay*
17 *Consortium for the Development of Educational Lead-*
18 *ers, \$100,000”;*

19 (14) *the provision specifying \$25,000 for the*
20 *Meredith-Dunn Learning Disabilities Center, Inc.,*
21 *Louisville, Kentucky for technology shall be deemed to*
22 *read as follows: “Meredith-Dunn Learning Disabil-*
23 *ities Center, Inc., Louisville, Kentucky for school*
24 *counseling services, \$25,000”;*

1 *ondary Education under the heading “Higher Edu-*
2 *cation”—*

3 *(1) the second reference to the provision speci-*
4 *fying \$1,000,000 for the University of Massachusetts-*
5 *Boston to purchase research equipment and tech-*
6 *nology infrastructure shall be deleted;*

7 *(2) the provision specifying \$500,000 for Har-*
8 *ford County Public Schools, Bel Air, MD, for support*
9 *of a math and science magnet school program at Ab-*
10 *erdeen High School shall be deleted and a provision*
11 *shall be added that reads: “American Academy of*
12 *Liberal Education, Washington, D.C., to develop*
13 *projects and survey best practices in the study of*
14 *American democracy and principles of free govern-*
15 *ment at colleges and universities, \$100,000”;*

16 *(3) the provision specifying \$100,000 for Slip-*
17 *pery Rock University, Slippery Rock, PA, for Knowl-*
18 *edge Pointe at Cranberry Woods, as part of an initia-*
19 *tive to provide life-long educational services to Pitts-*
20 *burgh’s regional industry and community residents*
21 *shall be deemed to read as follows: “Regional Learn-*
22 *ing Alliance, Marshall Township in Allegheny Coun-*
23 *ty, PA, as part of an initiative to provide life-long*
24 *educational services to Pittsburgh’s regional industry*
25 *and community residents, \$200,000”;*

1 (4) *the provision specifying \$150,000 for*
2 *Beresford Community Education in Beresford, SD to*
3 *expand community education programs shall be de-*
4 *leted;*

5 (5) *the provision specifying \$100,000 for Slip-*
6 *pery Rock University, Slippery Rock, Pennsylvania,*
7 *for the North Hill Educational Alliance shall be de-*
8 *leted; and*

9 (6) *the provision specifying \$250,000 to the Na-*
10 *tional Aviary Conservation Education Technology In-*
11 *tegration in Pittsburgh shall be deemed to read as fol-*
12 *lows: “National Aviary Conservation Education Tech-*
13 *nology Integration in Pittsburgh, for the Remote*
14 *Audio-Visual Engagement Network (RAVEN) project,*
15 *\$250,000”.*

16 *DEPARTMENT OF EDUCATION*

17 *GENERAL PROVISION*

18 *Section 1707(3) of the Elementary and Secondary*
19 *Education Act of 1965 (20 U.S.C. 6537(3)) is amended by*
20 *striking “17” and inserting “19”.*

1 *RELATED AGENCIES*
2 *CORPORATION FOR NATIONAL AND COMMUNITY SERVICE*
3 *DOMESTIC VOLUNTEER SERVICE PROGRAMS, OPERATING*
4 *EXPENSES*

5 *The matter under the heading “Corporation for Na-*
6 *tional and Community Service, Domestic Volunteer Service*
7 *Programs, Operating Expenses”, in Public Law 108–7 is*
8 *amended by inserting “for activities authorized by section*
9 *122 of Part C of Title I and Part E of Title II of the Domes-*
10 *tic Volunteer Service Act of 1973” after “in this Act”.*

11 *CHAPTER 6*
12 *SUBCOMMITTEE ON LEGISLATIVE BRANCH*
13 *CAPITOL POLICE*

14 *TRANSFER OF LIBRARY OF CONGRESS POLICE. Section*
15 *1015(a)(3) of the Legislative Branch Appropriations Act,*
16 *2003, is amended by inserting “, or, if earlier, on February*
17 *20, 2005” before the period.*

18 *CHAPTER 7*
19 *SUBCOMMITTEE ON TRANSPORTATION, TREASURY AND*
20 *GENERAL GOVERNMENT*
21 *DEPARTMENT OF TRANSPORTATION*

22 *(a) Section 336 of Division I of Public Law 108–7*
23 *is amended by striking “transportation management” and*
24 *inserting in lieu thereof “urbanized”.*

1 (b) Section 321 of Division I of Public Law 108–7 is
2 amended by—

3 (1) inserting “or underneath” in subsection
4 (q)(2) before “the Class B airspace”;

5 (2) deleting “has sufficient capacity and” in
6 subsection (q)(3) after “Title 49”; and

7 (3) inserting “passenger” in subsection (q)(3) be-
8 fore “delays”.

9 **GENERAL PROVISIONS, THIS CHAPTER**

10 **SEC. 701.** *It is the sense of the Senate that—*

11 (1) *the asset acquisition of Trans World Airlines*
12 *by American Airlines was a positive action that*
13 *should be commended;*

14 (2) *although the acquisition was a positive ac-*
15 *tion, the combination of the 2 airlines has resulted in*
16 *a difficult seniority integration for the majority of the*
17 *employee groups involved;*

18 (3) *airline layoffs from American Airlines should*
19 *be conducted in a manner that maintains the max-*
20 *imum level of fairness and equitable treatment for all*
21 *parties involved; and*

22 (4) *American Airlines should encourage its em-*
23 *ployee groups to integrate all employees in a manner*
24 *that is fair and equitable for all parties involved.*

1 poration”), up to \$64,000,000 is provided to the National
2 Service Trust: Provided, That the Corporation may use
3 these funds only to liquidate the deficiency that it has al-
4 ready incurred and that these funds are not available for
5 obligation, or to liquidate obligations, for any other purpose
6 whatsoever: Provided further, That the Corporation may
7 not use these funds unless and until it reports these over-
8 obligations to the Congress and the President in accordance
9 with the requirements of the Antideficiency Act and the
10 guidance of the Office of Management and Budget in OMB
11 Circular A–11 (2002): Provided further, That the second
12 proviso under the heading “Corporation for National and
13 Community Service” in Public Law 108–7 is deemed to be
14 amended by inserting after “section 501(a)(4)” the fol-
15 lowing: “with not less than \$2,500,000 for the Office of the
16 Chief Financial Officer to enact financial reform in the
17 Corporation, without regard to the provisions of section
18 501(a)(4)(B) of the Act”.

19 NATIONAL SCIENCE FOUNDATION

20 RESEARCH AND RELATED ACTIVITIES

21 The first sentence under this heading in Public Law
22 108–7 is amended by striking “\$320,000,000” and inserting
23 in lieu thereof: “\$330,000,000”.

1 *ENVIRONMENTAL PROTECTION AGENCY*2 *ADMINISTRATIVE PROVISION*

3 *Within 30 days of enactment of this Act, the Adminis-*
4 *trator of the Environmental Protection Agency shall adjust*
5 *each “maximum annual fee payable” pursuant to 7 U.S.C.*
6 *136a–1(i)(5) (D) and (E) in a manner such that Mainte-*
7 *nance Fee collections made to reach the level authorized in*
8 *division K of Public Law 108–7 shall be established in the*
9 *same proportion as those Maintenance Fee collections au-*
10 *thorized in Public Law 107–73.*

11 *GENERAL PROVISIONS, THIS TITLE*

12 *SEC. 201. The Secretary of the Army, acting through*
13 *the Chief of Engineers, shall use \$3,300,000 of funds avail-*
14 *able under the Construction, General appropriation, Corps*
15 *of Engineers, Civil, to continue dam safety and seepage sta-*
16 *bility correction measures for the Waterbury Dam, Vermont*
17 *project.*

18 *TITLE III—COLUMBIA ORBITER MEMORIAL ACT*19 ***SEC. 301. SHORT TITLE.***

20 *This title may be cited as the “Columbia Orbiter Me-*
21 *morial Act”.*

1 **SEC. 302. CONSTRUCTION OF MEMORIAL TO CREW OF CO-**
2 **LUMBIA ORBITER AT ARLINGTON NATIONAL**
3 **CEMETERY.**

4 (a) *CONSTRUCTION REQUIRED.*—*The Secretary of the*
5 *Army shall, in consultation with the Administrator of the*
6 *National Aeronautics and Space Administration, construct*
7 *at an appropriate place in Arlington National Cemetery,*
8 *Virginia, a memorial marker honoring the seven members*
9 *of the crew of the Columbia Orbiter who died on February*
10 *1, 2003, over the State of Texas during the landing of space*
11 *shuttle mission STS-107.*

12 (b) *AVAILABILITY OF FUNDS.*—*Of the amount appro-*
13 *priated or otherwise made available by title II of the De-*
14 *partment of Defense Appropriations Act, 2003 (Public Law*
15 *107-248) under the heading “OPERATION AND MAINTENANCE,*
16 *ARMY”, \$500,000 shall be available for the construc-*
17 *tion of the memorial marker required by subsection (a).*

18 **SEC. 303. DONATIONS FOR MEMORIAL FOR CREW OF CO-**
19 **LUMBIA ORBITER.**

20 (a) *AUTHORITY TO ACCEPT DONATIONS.*—*The Admin-*
21 *istrator of the National Aeronautics and Space Administra-*
22 *tion may accept gifts and donations of services, money, and*
23 *property (including personal, tangible, or intangible prop-*
24 *erty) for the purpose of an appropriate memorial or monu-*
25 *ment to the seven members of the crew of the Columbia Or-*
26 *biter who died on February 1, 2003, over the State of Texas*

1 *during the landing of space shuttle mission STS-107,*
2 *whether such memorial or monument is constructed by the*
3 *Administrator or is the memorial marker required by sec-*
4 *tion 302.*

5 **(b) TRANSFER.**—(1) *The Administrator may transfer*
6 *to the Secretary of the Army any services, money, or prop-*
7 *erty accepted by the Administrator under subsection (a) for*
8 *the purpose of the construction of the memorial marker re-*
9 *quired by section 302.*

10 (2) *Any moneys transferred to the Secretary under*
11 *paragraph (1) shall be merged with amounts in the account*
12 *referred to in subsection (b) of section 302, and shall be*
13 *available for the purpose referred to in that subsection.*

14 **(c) EXPIRATION OF AUTHORITY.**—*The authority of the*
15 *Administrator to accept gifts and donations under sub-*
16 *section (a) shall expire five years after the date of the enact-*
17 *ment of this Act.*

18 **TITLE IV—AVIATION INDUSTRY**

19 **RELIEF PROVISIONS**

20 **SEC. 401. TEMPORARY SUSPENSION OF SECURITY SERVICE**

21 **FEES.**

22 *The Undersecretary of Homeland Security for Border*
23 *and Transportation Security shall not impose the fees au-*
24 *thorized by section 44940(a) of title 49, United States Code,*

1 *during the period beginning on April 1, 2003, and ending*
2 *on September 30, 2003.*

3 **SEC. 402. REIMBURSEMENT OF AIRLINES FOR CERTAIN IN-**
4 **CREASED SECURITY COSTS.**

5 *There are appropriated to the Secretary of Transpor-*
6 *tation for fiscal year 2003 \$1,000,000,000, such sums to re-*
7 *main available until expended, \$600,000,000 of which shall*
8 *be used to reimburse each air carrier engaged in air trans-*
9 *portation and intrastate air transportation of passengers*
10 *for compensation (as such terms are used in subtitle VII*
11 *of title 49, United States Code) for the amount by which*
12 *the costs incurred by such air carrier during calendar year*
13 *2002 in complying with aviation security requirements im-*
14 *posed by Federal law, including requirements imposed by*
15 *the Transportation Security Administration, exceeded the*
16 *aviation security costs the carrier would have incurred dur-*
17 *ing that year in the absence of those requirements, and*
18 *\$400,000,000 of which shall be used to reimburse each such*
19 *air carrier for the amount by which the costs incurred by*
20 *the air carrier during calendar year 2003 exceeded the avia-*
21 *tion security costs the carrier would have incurred during*
22 *that year in the absence of those requirements, such costs*
23 *to be determined by studies conducted by the air carriers*
24 *in accordance with guidelines to be developed, within 30*
25 *days after the date of enactment of this Act, by the Under-*

1 *secretary of Homeland Security for Border and Transpor-*
2 *tation Security in consultation with the Secretary of Trans-*
3 *portation, describing in detail, by function, amount, and*
4 *class (including operating expenses, capital expenditures,*
5 *and one time and recurring costs), the costs for which reim-*
6 *bursement is sought: Provided, That the Inspector General*
7 *of the Department of Transportation certifies the guidelines*
8 *as being appropriate to determine such costs: Provided fur-*
9 *ther, That the Inspector General certifies as complete and*
10 *accurate all claims submitted by an air carrier for reim-*
11 *bursement under this section, and: Provided further, That*
12 *if the sum of the costs to be reimbursed to all such air car-*
13 *riers for 2002 exceeds \$600,000,000, the amount of the reim-*
14 *bursement to each such carrier shall be an amount that*
15 *bears the same ratio to \$600,000,000 as the reimbursable*
16 *cost of that carrier bears to the sum of the reimbursable*
17 *costs of all such carriers for that year, and if the sum of*
18 *the costs to be reimbursed to all such air carriers for 2003*
19 *exceeds \$400,000,000, the amount of the reimbursement to*
20 *each such carrier shall be an amount that bears the same*
21 *ratio to \$400,000,000 as the reimbursable cost of that car-*
22 *rier bears to the sum of the reimbursable costs of all such*
23 *carriers for that year.*

1 **SEC. 403. ADDITIONAL AMOUNT FOR COCKPIT DOOR REIM-**
2 **BURSEMENT.**

3 *In addition to amounts appropriated under the pre-*
4 *ceding section, there are appropriated to the Secretary of*
5 *Transportation \$100,000,000, to remain available until ex-*
6 *pended, to compensate air carriers for the direct costs asso-*
7 *ciated with the strengthening of flight deck doors and locks*
8 *on aircraft required by section 104(a)(1)(B) of the Aviation*
9 *and Transportation Security Act.*

10 **SEC. 404. AIRPORT SECURITY EXPENSES AND INVESTMENT.**

11 *There are appropriated to the Secretary of Transpor-*
12 *tation \$375,000,000, to remain available until expended, to*
13 *be made available, after consultation with the Secretary of*
14 *Homeland Security, to airports for operating expenses and*
15 *capital investment related to improvements in aviation se-*
16 *curity: Provided, That the amounts made available for cap-*
17 *ital expenses shall be made available to airport sponsors,*
18 *as such term is used in chapter 471 of title 49, United*
19 *States Code, on such terms and conditions, and pursuant*
20 *to such applications, similar to the terms, conditions, and*
21 *applications applicable to amounts made available under*
22 *that chapter.*

1 **SEC. 405. EXTENSION OF WAR RISK INSURANCE AUTHOR-**
2 **ITY.**

3 (a) *EXTENSION OF POLICIES.*—Section 44302(f)(1) of
4 title 49, United States Code, is amended by striking
5 “2003,” each place it appears and inserting “2004.”

6 (b) *EXTENSION OF LIABILITY LIMITATION.*—Section
7 44303(b) of such title is amended by striking “2003,” and
8 inserting “2004.”

9 (c) *EXTENSION OF AUTHORITY.*—Section 44310 of
10 such title is amended by striking “2003.” and inserting
11 “2004.”

12 **SEC. 406. LIMIT ON EXECUTIVE COMPENSATION REQUIRED**
13 **FOR EXTENDED WAR RISK INSURANCE COV-**
14 **ERAGE.**

15 (a) *IN GENERAL.*—Notwithstanding any provision of
16 law to the contrary, the Secretary of Transportation may
17 not provide insurance or reinsurance under chapter 443 of
18 title 49, United States Code, after August 31, 2003, and
19 before January 1, 2005, to an air carrier operating aircraft
20 for the transportation of passengers for compensation unless
21 that air carrier executes a contract with the Secretary
22 under which the air carrier agrees that—

23 (1) *it will not provide total compensation during*
24 *the 12-month period beginning on April 1, 2003, or*
25 *the subsequent 12-month period, to an executive offi-*
26 *cer in an amount equal to more than the annual sal-*

1 *ary paid to that officer during the air carrier's fiscal*
2 *year 2002; and*

3 *(2) if the air carrier violates its agreement under*
4 *paragraph (1), it will pay to the Secretary of the*
5 *Treasury, within 60 days after the date on which the*
6 *violation occurs, an amount, determined by the Sec-*
7 *retary of Transportation, equal to the difference be-*
8 *tween—*

9 *(A) the amount it paid for insurance pro-*
10 *vided or reinsured under chapter 443 of such*
11 *title for the 12-month period in which the viola-*
12 *tion occurred; and*

13 *(B) the amount it would have paid for the*
14 *same or similar insurance coverage for that pe-*
15 *riod if the insurance had not been provided or*
16 *reinsured under that chapter.*

17 *(b) EXECUTIVE OFFICERS EMPLOYED FOR LESS THAN*
18 *12 MONTHS IN FISCAL YEAR 2002 OR WHOSE EMPLOY-*
19 *MENT COMMENCED AFTER FISCAL YEAR 2002.—For the*
20 *purpose of applying subsection (a)(1) to an executive offi-*
21 *cer—*

22 *(1) who was employed by an air carrier for less*
23 *than 12 months during the air carrier's fiscal year*
24 *2002, or whose employment began after the last day*

1 *of the last fiscal year of such air carrier ending before*
2 *the date of enactment of this Act—*

3 *(A) the salary paid to that executive officer*
4 *in that air carrier's fiscal year 2002, or in the*
5 *next fiscal year of that air carrier (if such next*
6 *fiscal year began before the date of enactment of*
7 *this Act), respectively, shall be determined as an*
8 *annual rate of pay;*

9 *(B) that annual rate of pay shall be treated*
10 *as if it were the annual salary paid to that exec-*
11 *utive officer during that air carrier's fiscal year*
12 *2002; and*

13 *(C) that executive officer shall be deemed to*
14 *have been employed during that fiscal year; and*

15 *(2) whose employment begins after the date of*
16 *enactment of this Act—*

17 *(A) the annual salary at which that execu-*
18 *tive officer is first employed by an air carrier*
19 *may not exceed the maximum salary paid to*
20 *any executive officer by that air carrier during*
21 *that air carrier's fiscal year 2002 with the same*
22 *or similar responsibilities;*

23 *(B) that salary shall be treated as if it were*
24 *the annual salary paid to the executive officer*
25 *during that air carrier's fiscal year 2002; and*

1 (C) *the executive officer shall be deemed to*
2 *have been employed by that air carrier during*
3 *that air carrier’s fiscal year 2002.*

4 (c) *AUDIT AUTHORITY.—The Comptroller General, or*
5 *any of the Comptroller General’s duly authorized represent-*
6 *atives, shall have access for the purpose of audit and exam-*
7 *ination to any books, accounts, documents, papers, and*
8 *records of such air carriers that relate to the information*
9 *required to implement subsection (a). The Comptroller Gen-*
10 *eral shall transmit a report of any investigation conducted*
11 *under this subsection to the Senate Committee on Appro-*
12 *priations, the Senate Committee on Commerce, Science, and*
13 *Transportation, the House of Representatives Committee on*
14 *Appropriations, and the House of Representatives Com-*
15 *mittee on Transportation and Infrastructure, together with*
16 *a certification as to whether the Comptroller General has*
17 *had access to sufficient information to make informed judg-*
18 *ments on the matters covered by the report.*

19 (d) *DEFINITIONS.—In this section:*

20 (1) *EXECUTIVE OFFICER.—The term “executive*
21 *officer” means a named executive officer (as that term*
22 *is used in section 402(a)(3) of Regulation S-K pro-*
23 *mulgated by the Securities and Exchange Commission*
24 *under the Securities Exchange Act of 1934 (17 C.F.R.*
25 *229.402(a)(3))).*

1 (2) *TOTAL COMPENSATION.*—The term “total
2 *compensation*” has the meaning given that term by
3 *section 104(b) of the Air Transportation Safety and*
4 *System Stabilization Act (49 U.S.C. 40101 note), but*
5 *does not include amounts paid, under a contract, re-*
6 *irement plan, or other legally binding arrangement*
7 *in effect on March 26, 2003, to an executive officer on*
8 *account of that executive’s retirement or termination*
9 *of employment.*

10 ***SEC. 407. GAO REPORT ON AIRLINES ACTIONS TO IMPROVE***
11 ***FINANCES AND ON EXECUTIVE COMPENSA-***
12 ***TION.***

13 (a) *FINDING.*—The Congress finds that the United
14 *States government has by law provided substantial finan-*
15 *cial assistance to United States commercial airlines in the*
16 *form of war risk insurance and reinsurance and other eco-*
17 *nomical benefits and has imposed substantial economic and*
18 *regulatory burdens on those airlines. In order to determine*
19 *the economic viability of the domestic commercial airline*
20 *industry and to evaluate the need for additional measures*
21 *or the modification of existing laws, the Congress needs*
22 *more frequent information and independently verified in-*
23 *formation about the financial condition of these airlines.*

24 (b) *SEMIANNUAL REPORTS.*—The Comptroller General
25 *shall prepare a semiannual report to the Congress—*

1 (1) *analyzing measures being taken by air car-*
2 *riers engaged in air transportation and intrastate air*
3 *transportation (as such terms are used in subtitle VII*
4 *of title 49, United States Code) to reduce costs and*
5 *to improve their earnings and profits and balance*
6 *sheets; and*

7 (2) *stating—*

8 (A) *the total compensation (as defined in*
9 *section 104(b) of the Air Transportation Safety*
10 *and System Stabilization Act (49 U.S.C. 40101*
11 *note)) paid by the air carrier to each officer or*
12 *employee of that air carrier to whom that section*
13 *applies for the period to which the report relates;*
14 *and*

15 (B) *the terms and value (determined on the*
16 *basis of the closing price of the stock on the last*
17 *business day of the period to which the report re-*
18 *lates) of any stock options awarded to such offi-*
19 *cer during that period.*

20 (c) *GAO AUTHORITY.—In order to compile the reports*
21 *required by subsection (b), the Comptroller General, or any*
22 *of the Comptroller General's duly authorized representa-*
23 *tives, shall have access for the purpose of audit and exam-*
24 *ination to any books, accounts, documents, papers, and*
25 *records of such air carriers that relate to the information*

1 *required to compile the reports. The Comptroller General*
2 *shall submit with each such report a certification as to*
3 *whether the Comptroller General has had access to sufficient*
4 *information to make informed judgments on the matters*
5 *covered by the report.*

6 (d) *REPORTS TO CONGRESS.—The Comptroller Gen-*
7 *eral shall transmit the compilation of reports required by*
8 *subsection (c) to Senate Committee on Appropriations, the*
9 *Senate Committee on Commerce, Science, and Transpor-*
10 *tation, the House of Representatives Committee on Appro-*
11 *priations, and the House of Representatives Committee on*
12 *Transportation and Infrastructure.*

13 **SEC. 408. AIR CARRIERS TO SUBMIT OPERATIONAL EX-**
14 **PENSE REDUCTION PLANS.**

15 (a) *IN GENERAL.—Each air carrier that receives fi-*
16 *nancial assistance under this Act shall transmit a plan to*
17 *the Comptroller General within 90 days after the date of*
18 *enactment of this Act that, if implemented, will reduce that*
19 *air carrier’s annual operating expenses by an amount equal*
20 *to the greater of—*

21 (1) *10 percent of that carrier’s annual operating*
22 *expenses determined as of June 15, 2002; or*

23 (2) *the amount of financial assistance that air*
24 *carrier has received or will receive under this Act.*

1 (b) *OPERATING EXPENSES.*—*In determining annual*
2 *operating expenses for purposes of this section, an air car-*
3 *rier shall compute operating expenses attributable to fuel*
4 *on the basis of the average price of such fuel for June 15,*
5 *2002.*

6 **SEC. 409. ADDITIONAL TEMPORARY EXTENDED UNEMPLOY-**
7 **MENT COMPENSATION FOR DISPLACED AIR-**
8 **LINE RELATED WORKERS.**

9 (a) *DEFINITIONS.*—*For purposes of this section—*
10 (1) *the term “eligible individual” means an in-*
11 *dividual whose eligibility for temporary extended un-*
12 *employment compensation under the Temporary Ex-*
13 *tended Unemployment Compensation Act of 2002*
14 *(Public Law 107–147; 116 Stat. 21), as amended by*
15 *Public Law 108–1 (117 Stat. 3), is or would be based*
16 *on the exhaustion of regular compensation, entitle-*
17 *ment to which was based in whole or in part on*
18 *qualifying employment performed during such indi-*
19 *vidual’s base period;*
20 (2) *the term “qualifying employment”, with re-*
21 *spect to an eligible individual, means employment—*
22 (A) *with an air carrier, employment at a*
23 *facility at an airport, that involves the provision*
24 *of transportation to or from an airport, or with*

1 *an upstream producer or supplier for an air car-*
2 *rier; and*

3 *(B) as determined by the Secretary, separa-*
4 *tion from which was due, in whole or in part,*
5 *to—*

6 *(i) reductions in service by an air car-*
7 *rier as a result of a terrorist action or secu-*
8 *rity measure;*

9 *(ii) a closure of an airport in the*
10 *United States as a result of a terrorist ac-*
11 *tion or security measure; or*

12 *(iii) a military conflict with Iraq that*
13 *has been authorized by Congress;*

14 *(3) the term “air carrier” means an air carrier*
15 *that holds a certificate issued under chapter 411 of*
16 *title 49, United States Code;*

17 *(4) the term “upstream producer” means a firm*
18 *that performs additional, value-added, production*
19 *processes, including firms that perform final assem-*
20 *bly, finishing, or packaging of articles, for another*
21 *firm;*

22 *(5) the term “supplier” means a firm that pro-*
23 *duces component parts for, or articles and contract*
24 *services considered to be a part of the production*
25 *process or services for, another firm;*

1 (6) the term “Secretary” means the Secretary of
2 Labor; and

3 (7) the term “terrorist action or security meas-
4 ure” means a terrorist attack on the United States on
5 September 11, 2001, or a security measure taken in
6 response to such attack.

7 (b) *ADDITIONAL TEMPORARY EXTENDED UNEMPLOY-*
8 *MENT COMPENSATION FOR ELIGIBLE EMPLOYEES.*—In the
9 case of an eligible employee, the Temporary Extended Un-
10 employment Compensation Act of 2002 (Public Law 107–
11 147; 116 Stat. 21), as amended by Public Law 108–1 (117
12 Stat. 3), shall be applied as if it had been amended in ac-
13 cordance with subsection (c).

14 (c) *MODIFICATIONS.*—

15 (1) *IN GENERAL.*—For purposes of subsection
16 (b), the Temporary Extended Unemployment Com-
17 pensation Act of 2002 (Public Law 107–147; 116
18 Stat. 21), as amended by Public Law 108–1 (117
19 Stat. 3), shall be treated as if it had been amended
20 as provided in this subsection.

21 (2) *PROGRAM EXTENSION.*—Deem section 208 of
22 the Temporary Extended Unemployment Compensa-
23 tion Act of 2002, as amended by Public Law 108–1
24 (117 Stat. 3), to be amended to read as follows:

1 **“SEC. 208. APPLICABILITY.**

2 “(a) *IN GENERAL.*—Subject to subsection (b), an
3 agreement entered into under this title shall apply to weeks
4 of unemployment—

5 “(1) beginning after the date on which such
6 agreement is entered into; and

7 “(2) ending before December 29, 2003.

8 “(b) *TRANSITION FOR AMOUNT REMAINING IN AC-*
9 *COUNT.*—

10 “(1) *IN GENERAL.*—Subject to paragraph (2), in
11 the case of an individual who has amounts remaining
12 in an account established under section 203 as of De-
13 cember 28, 2003, temporary extended unemployment
14 compensation shall continue to be payable to such in-
15 dividual from such amounts for any week beginning
16 after such date for which the individual meets the eli-
17 gibility requirements of this title, including such com-
18 pensation payable by reason of amounts deposited in
19 such account after such date pursuant to the applica-
20 tion of subsection (c) of such section.

21 “(2) *LIMITATION.*—No compensation shall be
22 payable by reason of paragraph (1) for any week be-
23 ginning after December 26, 2004.”.

24 (3) *ADDITIONAL WEEKS OF BENEFITS.*—Deem
25 section 203 of the Temporary Extended Unemploy-

1 *ment Compensation Act of 2002, as amended by Pub-*
2 *lic Law 108–1 (117 Stat. 3), to be amended—*

3 *(A) in subsection (b)(1)—*

4 *(i) in subparagraph (A), by striking*
5 *“50” and inserting “150”; and*

6 *(ii) by striking “13” and inserting*
7 *“39”; and*

8 *(B) in subsection (c)(1), by inserting “¹/₃*
9 *of” after “equal to”.*

10 *(4) EFFECTIVE DATE OF MODIFICATIONS DE-*
11 *SCRIBED IN PARAGRAPH (3).—*

12 *(A) IN GENERAL.—The amendments de-*
13 *scribed in paragraph (3)—*

14 *(i) shall be deemed to have taken effect*
15 *as if included in the enactment of the Tem-*
16 *porary Extended Unemployment Compensa-*
17 *tion Act of 2002; but*

18 *(ii) shall be treated as applying only*
19 *with respect to weeks of unemployment be-*
20 *ginning on or after the date of enactment*
21 *this Act, subject to subparagraph (B).*

22 *(B) SPECIAL RULES.—In the case of an eli-*
23 *gible individual for whom a temporary extended*
24 *unemployment account was established before the*
25 *date of enactment of this Act, the Temporary Ex-*

1 *tended Unemployment Compensation Act of 2002*
2 *(as amended by this section) shall be applied*
3 *subject to the following:*

4 *(i) Any amounts deposited in the indi-*
5 *vidual's temporary extended unemployment*
6 *compensation account by reason of section*
7 *203(c) of such Act (commonly known as*
8 *"TEUC-X amounts") before the date of en-*
9 *actment of this Act shall be treated as*
10 *amounts deposited by reason of section*
11 *203(b) of such Act (commonly known as*
12 *"TEUC amounts"), as deemed to have been*
13 *amended by paragraph (3)(A).*

14 *(ii) For purposes of determining*
15 *whether the individual is eligible for any*
16 *TEUC-X amounts under such Act, as*
17 *deemed to be amended by this subsection—*

18 *(I) any determination made*
19 *under section 203(c) of such Act before*
20 *the application of the amendment de-*
21 *scribed in paragraph (3)(B) shall be*
22 *disregarded; and*

23 *(II) any such determination shall*
24 *instead be made by applying section*

1 *203(c) of such Act, as deemed to be*
2 *amended by paragraph (3)(B)—*

3 *(aa) as of the time that all*
4 *amounts established in such ac-*
5 *count in accordance with section*
6 *203(b) of such Act (as deemed to*
7 *be amended under this subsection,*
8 *and including any amounts de-*
9 *scribed in clause (i)) are in fact*
10 *exhausted, except that*

11 *(bb) if such individual's ac-*
12 *count was both augmented by and*
13 *exhausted of all TEUC-X*
14 *amounts before the date of enact-*
15 *ment of this Act, such determina-*
16 *tion shall be made as if exhaus-*
17 *tion (as described in section*
18 *203(c)(1) of such Act) had not oc-*
19 *curred until such date of enact-*
20 *ment.*

1 **TITLE V—PANEL TO REVIEW SEX-**
2 **UAL MISCONDUCT ALLEGA-**
3 **TIONS AT UNITED STATES AIR**
4 **FORCE ACADEMY**

5 **SEC. 501. ESTABLISHMENT OF PANEL.**

6 (a) *ESTABLISHMENT.*—*There is established a panel to*
7 *review allegations of sexual misconduct allegations at the*
8 *United States Air Force Academy.*

9 (b) *COMPOSITION.*—*The panel shall be composed of*
10 *seven members, appointed by the Secretary of Defense from*
11 *among private United States citizens who have knowledge*
12 *or expertise in matters relating to sexual assault, rape, and*
13 *the United States military academies.*

14 (c) *CHAIRMAN.*—*The Secretary of Defense shall, in*
15 *consultation with the Chairmen of the Committees on*
16 *Armed Services of the Senate and House of Representatives,*
17 *select the Chairman of the panel from among its members*
18 *under subsection (b).*

19 (d) *PERIOD OF APPOINTMENT; VACANCIES.*—*Members*
20 *shall be appointed for the life of the panel. Any vacancy*
21 *in the panel shall be filled in the same manner as the origi-*
22 *nal appointment.*

23 (e) *MEETINGS.*—*The panel shall meet at the call of the*
24 *Chairman.*

1 (f) *INITIAL ORGANIZATION REQUIREMENTS.*—(1) *All*
2 *original appointments to the panel shall be made not later*
3 *than May 1, 2003.*

4 (2) *The Chairman shall convene the first meeting of*
5 *the panel not later than May 2, 2003.*

6 **SEC. 502. DUTIES OF PANEL.**

7 (a) *IN GENERAL.*—*The panel established under section*
8 *501(a) shall carry out a study in order to determine respon-*
9 *sibility and accountability for the establishment or mainte-*
10 *nance of an atmosphere at the United States Air Force*
11 *Academy that was conducive to sexual misconduct (includ-*
12 *ing sexual assaults and rape) at the United States Air*
13 *Force Academy.*

14 (b) *REVIEW.*—*In carrying out the study required by*
15 *subsection (a), the panel shall—*

16 (1) *the actions taken by United States Air Force*
17 *academy personnel and other Department of the Air*
18 *Force officials in response to allegations of sexual as-*
19 *saults at the United States Air Force Academy;*

20 (2) *review directives issued by the United States*
21 *Air Force pertaining to sexual misconduct at the*
22 *United States Air Force Academy;*

23 (3) *review the effectiveness of the process, proce-*
24 *dures, and policies used at the United States Air*

1 *Force Academy to respond to allegations of sexual*
2 *misconduct;*

3 (4) *review the relationship between—*

4 (A) *the command climate for women at the*
5 *United States Air Force Academy, including fac-*
6 *tors that may have produced a fear of retribu-*
7 *tion for reporting sexual misconduct; and*

8 (B) *the circumstances that resulted in sex-*
9 *ual misconduct at the Academy; and*

10 (5) *review, evaluate, and assess such other mat-*
11 *ters and materials as the panel considers appropriate*
12 *for the study.*

13 (c) *REPORT.—(1) Not later than 90 days after its first*
14 *meeting under section 501(f)(2), the panel shall submit a*
15 *report on the study required by subsection (a) to the Sec-*
16 *retary of Defense and the Committees on Armed Services*
17 *of the Senate and the House of Representatives.*

18 (2) *The report shall include—*

19 (A) *the findings and conclusions of the panel as*
20 *a result of the study; and*

21 (B) *any recommendations for legislative or ad-*
22 *ministrative action that the panel considers appro-*
23 *priate in light of the study.*

1 **SEC. 503. PERSONNEL MATTERS.**

2 (a) *PAY OF MEMBERS.*—(1) *Members of the panel es-*
3 *tablished under section 501(a) shall serve without pay by*
4 *reason of their work on the panel.*

5 (2) *Section 1342 of title 31, United States Code, shall*
6 *not apply to the acceptance of services of a member of the*
7 *panel under this title.*

8 (b) *TRAVEL EXPENSES.*—*The members of the panel*
9 *shall be allowed travel expenses, including per diem in lieu*
10 *of subsistence, at rates authorized for employees of agencies*
11 *under subchapter I of chapter 57 of title 5, United States*
12 *Code, while away from their homes or regular places of*
13 *business in the performance of services for the panel.*

14 **TITLE VI—GENERAL PROVISIONS**

15 *SEC. 601. Section 624 of division B of the Consolidated*
16 *Appropriations Resolution, 2003 (Public Law 108–7), is*
17 *amended by inserting before the period at the end: “and,*
18 *effective as of October 1, 2002, by inserting ‘and subject to*
19 *the provisions of Public Law 108–8,’ after ‘until ex-*
20 *pended,’”.*

21 *SEC. 602. EXTENSION OF ENERGY SAVINGS PERFORM-*
22 *ANCE CONTRACTING AUTHORITY. Section 801(c) of the Na-*
23 *tional Energy Conservation Policy Act (42 U.S.C. 8287(c))*
24 *is amended by striking “October 1, 2003” and inserting*
25 *“December 31, 2004”.*

1 *SEC. 603. None of the funds in this Act may be obli-*
2 *gated or expended to pay for transportation described in*
3 *section 41106 of title 49, United States Code, to be per-*
4 *formed by any air carrier that is not effectively controlled*
5 *by citizens of the United States.*

6 *SEC. 604. Section 626 of title VI of division B of Pub-*
7 *lic Law 108–7 is amended by striking “previously”.*

8 *SEC. 605. Section 7304 of Public Law 107–110 is*
9 *amended by striking “such as” and inserting in lieu thereof*
10 *“operated by”.*

11 *SEC. 606. Section 1605 of title 28, United States Code,*
12 *is amended by adding at the end the following new sub-*
13 *section:*

14 *“(h) CLAIMS FOR MONEY DAMAGES FOR DEATH OR*
15 *PERSONAL INJURY.—(1) Any United States citizen who*
16 *dies or suffers injury caused by a foreign state’s act of tor-*
17 *ture, extrajudicial killing, aircraft sabotage, or hostage tak-*
18 *ing committed on or after November 1, 1979, and any mem-*
19 *ber of the immediate family of such citizen, shall have a*
20 *claim for money damages against such foreign state, as au-*
21 *thorized by subsection (a)(7), for death or personal injury*
22 *(including economic damages, solatium, pain and suf-*
23 *fering).*

24 *“(2) A claim under paragraph (1) shall not be barred*
25 *or precluded by the Algiers Accords.”.*

