

107TH CONGRESS
1ST SESSION

H. R. 2500

IN THE HOUSE OF REPRESENTATIVES

SEPTEMBER 13, 2001

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 appropriations for the Departments of Commerce, Justice, and State, the Judiciary, and related agencies for the fiscal year ending September 30, 2002, and for other purposes.

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

1 TITLE I—DEPARTMENT OF JUSTICE

2 GENERAL ADMINISTRATION

3 SALARIES AND EXPENSES

4 For expenses necessary for the administration of the
5 Department of Justice, \$91,668,000, of which not to ex-
6 ceed \$3,317,000 is for the Facilities Program 2000, to
7 remain available until expended: *Provided*, That not to ex-
8 ceed 43 permanent positions and 44 full-time equivalent
9 workyears and \$8,451,000 shall be expended for the De-
10 partment Leadership Program exclusive of augmentation
11 that occurred in these offices in fiscal year 2001: *Provided*
12 *further*, That not to exceed 41 permanent positions and
13 48 full-time equivalent workyears and \$4,997,000 shall be
14 expended for the Offices of Legislative Affairs and Public
15 Affairs: *Provided further*, That the latter two aforemen-
16 tioned offices may utilize non-reimbursable details of ca-
17 reer employees within the caps described in the preceding
18 proviso: *Provided further*, That the Attorney General is au-
19 thorized to transfer, under such terms and conditions as
20 the Attorney General shall specify, forfeited real or per-
21 sonal property of limited or marginal value, as such value
22 is determined by guidelines established by the Attorney
23 General, to a State or local government agency, or its des-
24 ignated contractor or transferee, for use to support drug
25 abuse treatment, drug and crime prevention and edu-

1 cation, housing, job skills, and other community-based
2 public health and safety programs: *Provided further*, That
3 any transfer under the preceding proviso shall not create
4 or confer any private right of action in any person against
5 the United States, and shall be treated as a reprogram-
6 ming under section 605 of this Act.

7 JOINT AUTOMATED BOOKING SYSTEM

8 For expenses necessary for the nationwide deploy-
9 ment of a Joint Automated Booking System including
10 automated capability to transmit fingerprint and image
11 data, \$15,957,000, to remain available until expended.

12 NARROWBAND COMMUNICATIONS

13 For the costs of conversion to narrowband commu-
14 nications, including the cost for operation and mainte-
15 nance of Land Mobile Radio legacy systems,
16 \$104,615,000, to remain available until expended.

17 COUNTERTERRORISM FUND

18 For necessary expenses, as determined by the Attor-
19 ney General, \$4,989,000, to remain available until ex-
20 pended, to reimburse any Department of Justice organiza-
21 tion for: (1) the costs incurred in reestablishing the oper-
22 ational capability of an office or facility which has been
23 damaged or destroyed as a result of any domestic or inter-
24 national terrorist incident; and (2) the costs of providing
25 support to counter, investigate or prosecute domestic or
26 international terrorism, including payment of rewards in

1 connection with these activities: *Provided*, That any Fed-
2 eral agency may be reimbursed for the costs of detaining
3 in foreign countries individuals accused of acts of ter-
4 rorism that violate the laws of the United States: *Provided*
5 *further*, That funds provided under this paragraph shall
6 be available only after the Attorney General notifies the
7 Committees on Appropriations of the House of Represent-
8 atives and the Senate in accordance with section 605 of
9 this Act.

10 ADMINISTRATIVE REVIEW AND APPEALS

11 For expenses necessary for the administration of par-
12 don and clemency petitions and immigration-related activi-
13 ties, \$178,751,000.

14 DETENTION TRUSTEE

15 For necessary expenses of the Federal Detention
16 Trustee who shall exercise all power and functions author-
17 ized by law relating to the detention of Federal prisoners
18 in non-Federal institutions or otherwise in the custody of
19 the United States Marshals Service; and the detention of
20 aliens in the custody of the Immigration and Naturaliza-
21 tion Service, \$1,721,000: *Provided*, That the Trustee shall
22 be responsible for overseeing construction of detention fa-
23 cilities or for housing related to such detention; the man-
24 agement of funds appropriated to the Department for the
25 exercise of any detention functions; and the direction of
26 the United States Marshals Service and Immigration and

1 Naturalization Service with respect to the exercise of de-
2 tention policy setting and operations for the Department.

3 OFFICE OF INSPECTOR GENERAL

4 For necessary expenses of the Office of Inspector
5 General in carrying out the provisions of the Inspector
6 General Act of 1978, as amended, \$50,735,000; including
7 not to exceed \$10,000 to meet unforeseen emergencies of
8 a confidential character, to be expended under the direc-
9 tion of, and to be accounted for solely under the certificate
10 of, the Attorney General; and for the acquisition, lease,
11 maintenance, and operation of motor vehicles, without re-
12 gard to the general purchase price limitation for the cur-
13 rent fiscal year.

14 UNITED STATES PAROLE COMMISSION

15 SALARIES AND EXPENSES

16 For necessary expenses of the United States Parole
17 Commission as authorized by law, \$10,915,000.

18 LEGAL ACTIVITIES

19 SALARIES AND EXPENSES, GENERAL LEGAL ACTIVITIES

20 For expenses necessary for the legal activities of the
21 Department of Justice, not otherwise provided for, includ-
22 ing not to exceed \$20,000 for expenses of collecting evi-
23 dence, to be expended under the direction of, and to be
24 accounted for solely under the certificate of, the Attorney
25 General; and rent of private or Government-owned space
26 in the District of Columbia, \$568,011,000; of which not

1 to exceed \$10,000,000 for litigation support contracts
2 shall remain available until expended: *Provided*, That of
3 the funds available in this appropriation, \$18,835,000
4 shall remain available until expended only for office auto-
5 mation systems for the legal divisions covered by this ap-
6 propriation, and for the United States Attorneys, the Anti-
7 trust Division, the United States Trustee Program, the
8 Executive Office for Immigration Review, the Community
9 Relations Service, and offices funded through “Salaries
10 and Expenses”, General Administration: *Provided further*,
11 That of the total amount appropriated, not to exceed
12 \$1,000 shall be available to the United States National
13 Central Bureau, INTERPOL, for official reception and
14 representation expenses: *Provided further*, That notwith-
15 standing any other provision of law, upon a determination
16 by the Attorney General that emergent circumstances re-
17 quire additional funding for litigation activities of the Civil
18 Division, the Attorney General may transfer such amounts
19 to “Salaries and Expenses, General Legal Activities” from
20 available appropriations for the current fiscal year for the
21 Department of Justice, as may be necessary to respond
22 to such circumstances: *Provided further*, That any transfer
23 pursuant to the previous proviso shall be treated as a re-
24 programming under section 605 of this Act and shall not

1 be available for obligation or expenditure except in compli-
2 ance with the procedures set forth in that section.

3 In addition, for reimbursement of expenses of the De-
4 partment of Justice associated with processing cases
5 under the National Childhood Vaccine Injury Act of 1986,
6 as amended, not to exceed \$4,028,000, to be appropriated
7 from the Vaccine Injury Compensation Trust Fund.

8 SALARIES AND EXPENSES, ANTITRUST DIVISION

9 For expenses necessary for the enforcement of anti-
10 trust and kindred laws, \$105,366,000: *Provided, That,*
11 notwithstanding section 3302(b) of title 31, United States
12 Code, not to exceed \$105,366,000 of offsetting collections
13 derived from fees collected in fiscal year 2002 for
14 premerger notification filings under the Hart-Scott-Ro-
15 dino Antitrust Improvements Act of 1976 (15 U.S.C. 18a)
16 shall be retained and used for necessary expenses in this
17 appropriation, and shall remain available until expended:
18 *Provided further,* That the sum herein appropriated from
19 the general fund shall be reduced as such offsetting collec-
20 tions are received during fiscal year 2002, so as to result
21 in a final fiscal year 2002 appropriation from the general
22 fund estimated at not more than \$0.

23 SALARIES AND EXPENSES, UNITED STATES ATTORNEYS

24 For necessary expenses of the Offices of the United
25 States Attorneys, including inter-governmental and coop-
26 erative agreements, \$1,353,968,000; of which not to ex-

1 exceed \$2,500,000 shall be available until September 30,
2 2003, for: (1) training personnel in debt collection; (2) lo-
3 cating debtors and their property; (3) paying the net costs
4 of selling property; and (4) tracking debts owed to the
5 United States Government: *Provided*, That of the total
6 amount appropriated, not to exceed \$8,000 shall be avail-
7 able for official reception and representation expenses:
8 *Provided further*, That not to exceed \$10,000,000 of those
9 funds available for automated litigation support contracts
10 shall remain available until expended: *Provided further*,
11 That not to exceed \$2,500,000 for the operation of the
12 National Advocacy Center shall remain available until ex-
13 pended: *Provided further*, That, in addition to reimburs-
14 able full-time equivalent workyears available to the Offices
15 of the United States Attorneys, not to exceed 9,571 posi-
16 tions and 9,776 full-time equivalent workyears shall be
17 supported from the funds appropriated in this Act for the
18 United States Attorneys.

19 UNITED STATES TRUSTEE SYSTEM FUND

20 For necessary expenses of the United States Trustee
21 Program, as authorized by 28 U.S.C. 589a(a),
22 \$145,937,000, to remain available until expended and to
23 be derived from the United States Trustee System Fund:
24 *Provided*, That, notwithstanding any other provision of
25 law, deposits to the Fund shall be available in such
26 amounts as may be necessary to pay refunds due deposi-

1 tors: *Provided further*, That, notwithstanding any other
2 provision of law, \$145,937,000 of offsetting collections
3 pursuant to 28 U.S.C. 589a(b) shall be retained and used
4 for necessary expenses in this appropriation and remain
5 available until expended: *Provided further*, That the sum
6 herein appropriated from the Fund shall be reduced as
7 such offsetting collections are received during fiscal year
8 2002, so as to result in a final fiscal year 2002 appropria-
9 tion from the Fund estimated at \$0.

10 SALARIES AND EXPENSES; FOREIGN CLAIMS

11 SETTLEMENT COMMISSION

12 For expenses necessary to carry out the activities of
13 the Foreign Claims Settlement Commission, including
14 services as authorized by 5 U.S.C. 3109, \$1,136,000.

15 SALARIES AND EXPENSES; UNITED STATES MARSHALS

16 SERVICE

17 For necessary expenses of the United States Mar-
18 shals Service, including the acquisition, lease, mainte-
19 nance, and operation of vehicles, and the purchase of pas-
20 senger motor vehicles for police-type use, without regard
21 to the general purchase price limitation for the current
22 fiscal year, \$622,646,000; of which not to exceed \$6,000
23 shall be available for official reception and representation
24 expenses; and of which not to exceed \$4,000,000 for devel-
25 opment, implementation, maintenance and support, and
26 training for an automated prisoner information system

1 shall remain available until expended: *Provided*, That, in
2 addition to reimbursable full-time equivalent workyears
3 available to the United States Marshals Service, not to ex-
4 ceed 4,128 positions and 3,993 full-time equivalent
5 workyears shall be supported from the funds appropriated
6 in this Act for the United States Marshals Service.

7 CONSTRUCTION

8 For planning, constructing, renovating, equipping,
9 and maintaining United States Marshals Service prisoner-
10 holding space in United States courthouses and Federal
11 buildings, including the renovation and expansion of pris-
12 oner movement areas, elevators, and sallyports,
13 \$6,628,000 to remain available until expended.

14 FEDERAL PRISONER DETENTION

15 For expenses, related to United States prisoners in
16 the custody of the United States Marshals Service, but
17 not including expenses otherwise provided for in appro-
18 priations available to the Attorney General, \$724,682,000,
19 to remain available until expended.

20 FEES AND EXPENSES OF WITNESSES

21 For expenses, mileage, compensation, and per diems
22 of witnesses, for expenses of contracts for the procurement
23 and supervision of expert witnesses, for private counsel ex-
24 penses, and for per diems in lieu of subsistence, as author-
25 ized by law, including advances, \$148,494,000, to remain
26 available until expended; of which not to exceed

1 \$6,000,000 may be made available for planning, construc-
2 tion, renovations, maintenance, remodeling, and repair of
3 buildings, and the purchase of equipment incident thereto,
4 for protected witness safesites; of which not to exceed
5 \$1,000,000 may be made available for the purchase and
6 maintenance of armored vehicles for transportation of pro-
7 tected witnesses; and of which not to exceed \$5,000,000
8 may be made available for the purchase, installation, and
9 maintenance of secure telecommunications equipment and
10 a secure automated information network to store and re-
11 trieve the identities and locations of protected witnesses.

12 SALARIES AND EXPENSES, COMMUNITY RELATIONS

13 SERVICE

14 For necessary expenses of the Community Relations
15 Service, \$9,269,000 and, in addition, up to \$1,000,000 of
16 funds made available to the Department of Justice in this
17 Act may be transferred by the Attorney General to this
18 account: *Provided*, That notwithstanding any other provi-
19 sion of law, upon a determination by the Attorney General
20 that emergent circumstances require additional funding
21 for conflict prevention and resolution activities of the
22 Community Relations Service, the Attorney General may
23 transfer such amounts to the Community Relations Serv-
24 ice, from available appropriations for the current fiscal
25 year for the Department of Justice, as may be necessary
26 to respond to such circumstances: *Provided further*, That

1 any transfer pursuant to the previous proviso shall be
2 treated as a reprogramming under section 605 of this Act
3 and shall not be available for obligation or expenditure ex-
4 cept in compliance with the procedures set forth in that
5 section.

6 ASSETS FORFEITURE FUND

7 For expenses authorized by 28 U.S.C.
8 524(c)(1)(A)(ii), (B), (F), and (G), as amended,
9 \$21,949,000, to be derived from the Department of Jus-
10 tice Assets Forfeiture Fund.

11 RADIATION EXPOSURE COMPENSATION

12 ADMINISTRATIVE EXPENSES

13 For necessary administrative expenses in accordance
14 with the Radiation Exposure Compensation Act,
15 \$1,996,000.

16 PAYMENT TO RADIATION EXPOSURE COMPENSATION

17 TRUST FUND

18 For payments to the Radiation Exposure Compensa-
19 tion Trust Fund of claims covered by the Radiation Expo-
20 sure Compensation Act, \$10,776,000.

21 INTERAGENCY LAW ENFORCEMENT

22 INTERAGENCY CRIME AND DRUG ENFORCEMENT

23 For necessary expenses for the detection, investiga-
24 tion, and prosecution of individuals involved in organized
25 crime drug trafficking not otherwise provided for, to in-
26 clude inter-governmental agreements with State and local

1 law enforcement agencies engaged in the investigation and
2 prosecution of individuals involved in organized crime drug
3 trafficking, \$340,189,000, of which \$50,000,000 shall re-
4 main available until expended: *Provided*, That any
5 amounts obligated from appropriations under this heading
6 may be used under authorities available to the organiza-
7 tions reimbursed from this appropriation: *Provided fur-*
8 *ther*, That any unobligated balances remaining available
9 at the end of the fiscal year shall revert to the Attorney
10 General for reallocation among participating organizations
11 in succeeding fiscal years, subject to the reprogramming
12 procedures set forth in section 605 of this Act.

13 FEDERAL BUREAU OF INVESTIGATION

14 SALARIES AND EXPENSES

15 For necessary expenses of the Federal Bureau of In-
16 vestigation for detection, investigation, and prosecution of
17 crimes against the United States; including purchase for
18 police-type use of not to exceed 1,236 passenger motor ve-
19 hicles, of which 1,142 will be for replacement only, without
20 regard to the general purchase price limitation for the cur-
21 rent fiscal year, and hire of passenger motor vehicles; ac-
22 quisition, lease, maintenance, and operation of aircraft;
23 and not to exceed \$70,000 to meet unforeseen emergencies
24 of a confidential character, to be expended under the di-
25 rection of, and to be accounted for solely under the certifi-

1 cate of, the Attorney General, \$3,491,073,000; of which
2 not to exceed \$50,000,000 for automated data processing
3 and telecommunications and technical investigative equip-
4 ment and not to exceed \$1,000,000 for undercover oper-
5 ations shall remain available until September 30, 2003;
6 of which not less than \$448,467,000 shall be for
7 counterterrorism investigations, foreign counterintel-
8 ligence, and other activities related to our national secu-
9 rity; of which not to exceed \$10,000,000 is authorized to
10 be made available for making advances for expenses aris-
11 ing out of contractual or reimbursable agreements with
12 State and local law enforcement agencies while engaged
13 in cooperative activities related to violent crime, terrorism,
14 organized crime, and drug investigations: *Provided*, That
15 not to exceed \$45,000 shall be available for official recep-
16 tion and representation expenses: *Provided further*, That,
17 in addition to reimbursable full-time equivalent workyears
18 available to the Federal Bureau of Investigation, not to
19 exceed 24,935 positions and 24,488 full-time equivalent
20 workyears shall be supported from the funds appropriated
21 in this Act for the Federal Bureau of Investigation.

22 CONSTRUCTION

23 For necessary expenses to construct or acquire build-
24 ings and sites by purchase, or as otherwise authorized by
25 law (including equipment for such buildings); conversion
26 and extension of federally-owned buildings; and prelimi-

1 nary planning and design of projects; \$1,250,000, to re-
2 main available until expended.

3 **DRUG ENFORCEMENT ADMINISTRATION**

4 **SALARIES AND EXPENSES**

5 For necessary expenses of the Drug Enforcement Ad-
6 ministration, including not to exceed \$70,000 to meet un-
7 foreseen emergencies of a confidential character, to be ex-
8 pended under the direction of, and to be accounted for
9 solely under the certificate of, the Attorney General; ex-
10 penses for conducting drug education and training pro-
11 grams, including travel and related expenses for partici-
12 pants in such programs and the distribution of items of
13 token value that promote the goals of such programs; pur-
14 chase of not to exceed 1,358 passenger motor vehicles, of
15 which 1,079 will be for replacement only, for police-type
16 use without regard to the general purchase price limitation
17 for the current fiscal year; and acquisition, lease, mainte-
18 nance, and operation of aircraft, \$1,476,083,000; of which
19 not to exceed \$1,800,000 for research shall remain avail-
20 able until expended, and of which not to exceed
21 \$4,000,000 for purchase of evidence and payments for in-
22 formation; not to exceed \$10,000,000 for contracting for
23 automated data processing and telecommunications equip-
24 ment, and not to exceed \$2,000,000 for laboratory equip-
25 ment, \$4,000,000 for technical equipment, and

1 \$2,000,000 for aircraft replacement retrofit and parts,
2 shall remain available until September 30, 2003; of which
3 not to exceed \$50,000 shall be available for official recep-
4 tion and representation expenses: *Provided*, That, in addi-
5 tion to reimbursable full-time equivalent workyears avail-
6 able to the Drug Enforcement Administration, not to ex-
7 ceed 7,654 positions and 7,515 full-time equivalent
8 workyears shall be supported from the funds appropriated
9 in this Act for the Drug Enforcement Administration.

10 IMMIGRATION AND NATURALIZATION SERVICE

11 SALARIES AND EXPENSES

12 For expenses necessary for the administration and
13 enforcement of the laws relating to immigration, natu-
14 ralization, and alien registration, as follows:

15 ENFORCEMENT AND BORDER AFFAIRS

16 For salaries and expenses for the Border Patrol pro-
17 gram, the detention and deportation program, the intel-
18 ligence program, the investigations program, and the in-
19 spections program, including not to exceed \$50,000 to
20 meet unforeseen emergencies of a confidential character,
21 to be expended under the direction of, and to be accounted
22 for solely under the certificate of, the Attorney General;
23 purchase for police-type use (not to exceed 3,165 pas-
24 senger motor vehicles, of which 2,211 are for replacement
25 only), without regard to the general purchase price limita-

1 tion for the current fiscal year, and hire of passenger
2 motor vehicles; acquisition, lease, maintenance and oper-
3 ation of aircraft; research related to immigration enforce-
4 ment; for protecting and maintaining the integrity of the
5 borders of the United States including, without limitation,
6 equipping, maintaining, and making improvements to the
7 infrastructure; and for the care and housing of Federal
8 detainees held in the joint Immigration and Naturalization
9 Service and United States Marshals Service Buffalo De-
10 tention Facility, \$2,738,517,000; of which not to exceed
11 \$5,000,000 is for payments or advances arising out of con-
12 tractual or reimbursable agreements with State and local
13 law enforcement agencies while engaged in cooperative ac-
14 tivities related to immigration; of which not to exceed
15 \$5,000,000 is to fund or reimburse other Federal agencies
16 for the costs associated with the care, maintenance, and
17 repatriation of smuggled illegal aliens: *Provided*, That
18 none of the funds available to the Immigration and Natu-
19 ralization Service shall be available to pay any employee
20 overtime pay in an amount in excess of \$30,000 during
21 the calendar year beginning January 1, 2002: *Provided*
22 *further*, That uniforms may be purchased without regard
23 to the general purchase price limitation for the current
24 fiscal year: *Provided further*, That, in addition to reim-
25 bursable full-time equivalent workyears available to the

1 Immigration and Naturalization Service, not to exceed
2 20,465 positions and 20,066 full-time equivalent
3 workyears shall be supported from the funds appropriated
4 under this heading in this Act for the Immigration and
5 Naturalization Service: *Provided further*, That none of the
6 funds provided in this or any other Act shall be used for
7 the continued operation of the San Clemente and
8 Temecula checkpoints unless the checkpoints are open and
9 traffic is being checked on a continuous 24-hour basis.

10 CITIZENSHIP AND BENEFITS, IMMIGRATION SUPPORT AND
11 PROGRAM DIRECTION

12 For all programs of the Immigration and Naturaliza-
13 tion Service not included under the heading “Enforcement
14 and Border Affairs”, \$632,923,000, of which not to ex-
15 ceed \$400,000 for research shall remain available until ex-
16 pended: *Provided*, That not to exceed \$5,000 shall be
17 available for official reception and representation ex-
18 penses: *Provided further*, That the Attorney General may
19 transfer any funds appropriated under this heading and
20 the heading “Enforcement and Border Affairs” between
21 said appropriations notwithstanding any percentage trans-
22 fer limitations imposed under this appropriations Act and
23 may direct such fees as are collected by the Immigration
24 and Naturalization Service to the activities funded under
25 this heading and the heading “Enforcement and Border

1 Affairs” for performance of the functions for which the
2 fees legally may be expended: *Provided further*, That not
3 to exceed 40 permanent positions and 40 full-time equiva-
4 lent workyears and \$4,300,000 shall be expended for the
5 Offices of Legislative Affairs and Public Affairs: *Provided*
6 *further*, That the latter two aforementioned offices shall
7 not be augmented by personnel details, temporary trans-
8 fers of personnel on either a reimbursable or non-reim-
9 bursable basis, or any other type of formal or informal
10 transfer or reimbursement of personnel or funds on either
11 a temporary or long-term basis: *Provided further*, That the
12 number of positions filled through non-career appointment
13 at the Immigration and Naturalization Service, for which
14 funding is provided in this Act or is otherwise made avail-
15 able to the Immigration and Naturalization Service, shall
16 not exceed four permanent positions and four full-time
17 equivalent workyears: *Provided further*, That none of the
18 funds available to the Immigration and Naturalization
19 Service shall be used to pay any employee overtime pay
20 in an amount in excess of \$30,000 during the calendar
21 year beginning January 1, 2002: *Provided further*, That
22 funds may be used, without limitation, for equipping,
23 maintaining, and making improvements to the infrastruc-
24 ture and the purchase of vehicles for police-type use within
25 the limits of the Enforcement and Border Affairs appro-

1 priation: *Provided further*, That, in addition to reimburs-
2 able full-time equivalent workyears available to the Immi-
3 gration and Naturalization Service, not to exceed 3,146
4 positions and 3,523 full-time equivalent workyears shall
5 be supported from the funds appropriated under this
6 heading in this Act for the Immigration and Naturaliza-
7 tion Service: *Provided further*, That, notwithstanding any
8 other provision of law, during fiscal year 2002, the Attor-
9 ney General is authorized and directed to impose discipli-
10 nary action, including termination of employment, pursu-
11 ant to policies and procedures applicable to employees of
12 the Federal Bureau of Investigation, for any employee of
13 the Immigration and Naturalization Service who violates
14 policies and procedures set forth by the Department of
15 Justice relative to the granting of citizenship or who will-
16 fully deceives the Congress or department leadership on
17 any matter.

18 CONSTRUCTION

19 For planning, construction, renovation, equipping,
20 and maintenance of buildings and facilities necessary for
21 the administration and enforcement of the laws relating
22 to immigration, naturalization, and alien registration, not
23 otherwise provided for, \$128,454,000, to remain available
24 until expended: *Provided*, That no funds shall be available
25 for the site acquisition, design, or construction of any Bor-
26 der Patrol checkpoint in the Tucson sector.

1 FEDERAL PRISON SYSTEM

2 SALARIES AND EXPENSES

3 For expenses necessary for the administration, oper-
4 ation, and maintenance of Federal penal and correctional
5 institutions, including purchase (not to exceed 685, of
6 which 610 are for replacement only) and hire of law en-
7 forcement and passenger motor vehicles, and for the provi-
8 sion of technical assistance and advice on corrections re-
9 lated issues to foreign governments, \$3,830,971,000: *Pro-*
10 *vided*, That the Attorney General may transfer to the
11 Health Resources and Services Administration such
12 amounts as may be necessary for direct expenditures by
13 that Administration for medical relief for inmates of Fed-
14 eral penal and correctional institutions: *Provided further*,
15 That the Director of the Federal Prison System (FPS),
16 where necessary, may enter into contracts with a fiscal
17 agent/fiscal intermediary claims processor to determine
18 the amounts payable to persons who, on behalf of FPS,
19 furnish health services to individuals committed to the
20 custody of FPS: *Provided further*, That not to exceed
21 \$6,000 shall be available for official reception and rep-
22 resentation expenses: *Provided further*, That not to exceed
23 \$50,000,000 shall remain available for necessary oper-
24 ations until September 30, 2003: *Provided further*, That,
25 of the amounts provided for Contract Confinement, not

1 to exceed \$20,000,000 shall remain available until ex-
2 pended to make payments in advance for grants, contracts
3 and reimbursable agreements, and other expenses author-
4 ized by section 501(c) of the Refugee Education Assist-
5 ance Act of 1980, as amended, for the care and security
6 in the United States of Cuban and Haitian entrants: *Pro-*
7 *vided further,* That the Director of the Federal Prison Sys-
8 tem may accept donated property and services relating to
9 the operation of the prison card program from a not-for-
10 profit entity which has operated such program in the past
11 notwithstanding the fact that such not-for-profit entity
12 furnishes services under contracts to the Federal Prison
13 System relating to the operation of pre-release services,
14 halfway houses or other custodial facilities.

15 BUILDINGS AND FACILITIES

16 For planning, acquisition of sites and construction of
17 new facilities; purchase and acquisition of facilities and re-
18 modeling; and equipping of such facilities for penal and
19 correctional use, including all necessary expenses incident
20 thereto, by contract or force account; and constructing,
21 remodeling, and equipping necessary buildings and facili-
22 ties at existing penal and correctional institutions, includ-
23 ing all necessary expenses incident thereto, by contract or
24 force account, \$813,552,000, to remain available until ex-
25 pended, of which not to exceed \$14,000,000 shall be avail-
26 able to construct areas for inmate work programs: *Pro-*

1 *vided*, That labor of United States prisoners may be used
 2 for work performed under this appropriation: *Provided*
 3 *further*, That not to exceed 10 percent of the funds appro-
 4 priated to "Buildings and Facilities" in this or any other
 5 Act may be transferred to "Salaries and Expenses", Fed-
 6 eral Prison System, upon notification by the Attorney
 7 General to the Committees on Appropriations of the
 8 House of Representatives and the Senate in compliance
 9 with provisions set forth in section 605 of this Act.

10 FEDERAL PRISON INDUSTRIES, INCORPORATED

11 The Federal Prison Industries, Incorporated, is here-
 12 by authorized to make such expenditures, within the limits
 13 of funds and borrowing authority available, and in accord
 14 with the law, and to make such contracts and commit-
 15 ments, without regard to fiscal year limitations as pro-
 16 vided by section 9104 of title 31, United States Code, as
 17 may be necessary in carrying out the program set forth
 18 in the budget for the current fiscal year for such corpora-
 19 tion, including purchase (not to exceed five for replace-
 20 ment only) and hire of passenger motor vehicles.

21 LIMITATION ON ADMINISTRATIVE EXPENSES, FEDERAL
 22 PRISON INDUSTRIES, INCORPORATED

23 Not to exceed \$3,429,000 of the funds of the corpora-
 24 tion shall be available for its administrative expenses, and
 25 for services as authorized by 5 U.S.C. 3109, to be com-
 26 puted on an accrual basis to be determined in accordance

1 with the corporation's current prescribed accounting sys-
2 tem, and such amounts shall be exclusive of depreciation,
3 payment of claims, and expenditures which the said ac-
4 counting system requires to be capitalized or charged to
5 cost of commodities acquired or produced, including sell-
6 ing and shipping expenses, and expenses in connection
7 with acquisition, construction, operation, maintenance, im-
8 provement, protection, or disposition of facilities and other
9 property belonging to the corporation or in which it has
10 an interest.

11 OFFICE OF JUSTICE PROGRAMS

12 JUSTICE ASSISTANCE

13 For grants, contracts, cooperative agreements, and
14 other assistance authorized by title I of the Omnibus
15 Crime Control and Safe Streets Act of 1968, as amended
16 ("the 1968 Act"), and the Missing Children's Assistance
17 Act, as amended, including salaries and expenses in con-
18 nection therewith, and with the Victims of Crime Act of
19 1984, as amended, \$187,877,000, to remain available
20 until expended, as authorized by section 1001 of title I
21 of the Omnibus Crime Control and Safe Streets Act of
22 1968, as amended by Public Law 102-534 (106 Stat.
23 3524).

24 In addition, for grants, cooperative agreements, and
25 other assistance authorized by sections 819 and 821 of

1 the Antiterrorism and Effective Death Penalty Act of
2 1996 and for other counterterrorism programs,
3 \$220,494,000, to remain available until expended.

4 STATE AND LOCAL LAW ENFORCEMENT ASSISTANCE

5 For assistance authorized by the Violent Crime Con-
6 trol and Law Enforcement Act of 1994 (Public Law 103-
7 322), as amended (“the 1994 Act”); the Omnibus Crime
8 Control and Safe Streets Act of 1968, as amended (“the
9 1968 Act”); the Victims of Child Abuse Act of 1990, as
10 amended (“the 1990 Act”); and the Victims of Trafficking
11 and Violence Protection Act of 2000 (Public Law 106-
12 386); \$2,519,575,000 (including amounts for administra-
13 tive costs, which shall be transferred to and merged with
14 the “Justice Assistance” account), to remain available
15 until expended as follows:

16 (1) \$521,849,000 for Local Law Enforcement
17 Block Grants, pursuant to H.R. 728 as passed by
18 the House of Representatives on February 14, 1995,
19 except that for purposes of this Act, Guam shall be
20 considered a “State”, the Commonwealth of Puerto
21 Rico shall be considered a “unit of local govern-
22 ment” as well as a “State”, for the purposes set
23 forth in subparagraphs (A), (B), (D), (F), and (H)
24 of section 101(a)(2) of H.R. 728, and for estab-
25 lishing crime prevention programs involving coopera-
26 tion between community residents and law enforce-

1 ment personnel in order to control, detect, or inves-
2 tigate crime or the prosecution of criminals: *Pro-*
3 *vided,* That no funds provided under this heading
4 may be used as matching funds for any other Fed-
5 eral grant program, of which:

6 (A) \$60,000,000 shall be for Boys and
7 Girls Clubs in public housing facilities and
8 other areas in cooperation with State and local
9 law enforcement: *Provided,* That funds may
10 also be used to defray the costs of indemnifica-
11 tion insurance for law enforcement officers;

12 (B) \$6,000,000 shall be for the National
13 Police Athletic League pursuant to Public Law
14 106-367; and

15 (C) \$19,956,000 shall be available for
16 grants, contracts, and other assistance to carry
17 out section 102(e) of H.R. 728;

18 (2) \$565,000,000 for the State Criminal Alien
19 Assistance Program, as authorized by section 242(j)
20 of the Immigration and Nationality Act, as amend-
21 ed;

22 (3) \$35,000,000 for the Cooperative Agreement
23 Program;

24 (4) \$48,162,000 for assistance to Indian tribes,
25 of which:

1 (A) \$35,191,000 shall be available for
2 grants under section 20109(a)(2) of subtitle A
3 of title II of the 1994 Act;

4 (B) \$7,982,000 shall be available for the
5 Tribal Courts Initiative; and

6 (C) \$4,989,000 shall be available for dem-
7 onstration grants on alcohol and crime in In-
8 dian Country;

9 (5) \$570,000,000 for programs authorized by
10 part E of title I of the 1968 Act, notwithstanding
11 the provisions of section 511 of said Act, of which
12 \$70,000,000 shall be for discretionary grants under
13 the Edward Byrne Memorial State and Local Law
14 Enforcement Assistance Programs;

15 (6) \$11,975,000 for the Court Appointed Spe-
16 cial Advocate Program, as authorized by section 218
17 of the 1990 Act;

18 (7) \$2,296,000 for Child Abuse Training Pro-
19 grams for Judicial Personnel and Practitioners, as
20 authorized by section 224 of the 1990 Act;

21 (8) \$998,000 for grants for televised testimony,
22 as authorized by section 1001(a)(7) of the 1968 Act;

23 (9) \$184,537,000 for Grants to Combat Vio-
24 lence Against Women, to States, units of local gov-
25 ernment, and Indian tribal governments, as author-

1 ized by section ~~1001(a)(18)~~ of the 1968 Act, of
2 which:

3 (A) ~~\$1,000,000~~ shall be for the Bureau of
4 Justice Statistics for grants, contracts, and
5 other assistance for a domestic violence Federal
6 case processing study;

7 (B) ~~\$5,200,000~~ shall be for the National
8 Institute of Justice for grants, contracts, and
9 other assistance for research and evaluation of
10 violence against women;

11 (C) ~~\$10,000,000~~ shall be for the Office of
12 Juvenile Justice and Delinquency Prevention
13 for the Safe Start Program, to be administered
14 as authorized by part C of the Juvenile Justice
15 and Delinquency Act of 1974, as amended; and

16 (D) ~~\$5,000,000~~ shall be for the National
17 Institute of Justice for grants, contracts, and
18 other assistance for research on family violence;

19 (10) ~~\$64,925,000~~ for Grants to Encourage Ar-
20 rest Policies to States, units of local government,
21 and Indian tribal governments, as authorized by sec-
22 tion ~~1001(a)(19)~~ of the 1968 Act;

23 (11) ~~\$39,945,000~~ for Rural Domestic Violence
24 and Child Abuse Enforcement Assistance Grants, as
25 authorized by section ~~40295~~ of the 1994 Act;

1 (12) \$4,989,000 for training programs to assist
2 probation and parole officers who work with released
3 sex offenders, as authorized by section 40152(e) of
4 the 1994 Act, and for local demonstration projects;

5 (13) \$3,000,000 for grants to States and units
6 of local government to improve the process for enter-
7 ing data regarding stalking and domestic violence
8 into local, State, and national crime information
9 databases, as authorized by section 40602 of the
10 1994 Act;

11 (14) \$10,000,000 for grants to reduce Violent
12 Crimes Against Women on Campus, as authorized
13 by section 1108(a) of Public Law 106-386;

14 (15) \$40,000,000 for Legal Assistance for Vie-
15 tims, as authorized by section 1201 of Public Law
16 106-386;

17 (16) \$5,000,000 for enhancing protection for
18 older and disabled women from domestic violence
19 and sexual assault as authorized by section 40801 of
20 the 1994 Act;

21 (17) \$15,000,000 for the Safe Havens for Chil-
22 dren Pilot Program as authorized by section 1301 of
23 Public Law 106-386;

1 (18) \$200,000 for a report of effects of paren-
2 tal kidnapping laws in domestic violence cases, as
3 authorized by section ~~1303~~ of Public Law ~~106-386~~;

4 (19) \$200,000 for the study of standards and
5 processes for forensic exams of domestic violence, as
6 authorized by section ~~1405~~ of Public Law ~~106-386~~;

7 (20) \$7,500,000 for Education and Training to
8 end violence against and abuse of women with dis-
9 abilities, as authorized by section ~~1402~~ of Public
10 Law ~~106-386~~;

11 (21) \$10,000,000 for victim services programs
12 for victims of trafficking, as authorized by section
13 ~~107(b)(2)~~ of Public Law ~~106-386~~;

14 (22) \$73,861,000 for grants for residential sub-
15 stance abuse treatment for State prisoners, as au-
16 thorized by section ~~1001(a)(17)~~ of the 1968 Act:
17 *Provided*, That States that have in-prison drug
18 treatment programs, in compliance with Federal re-
19 quirements, may use their residential substance
20 abuse grant funds for treatment, both during incar-
21 ceration and after release;

22 (23) \$898,000 for the Missing Alzheimer's Dis-
23 ease Patient Alert Program, as authorized by section
24 ~~240001(e)~~ of the 1994 Act;

1 ~~(24)~~ \$50,000,000 for Drug Courts, as author-
2 ized by title V of the 1994 Act;

3 ~~(25)~~ \$1,497,000 for Law Enforcement Family
4 Support Programs, as authorized by section
5 1001(a)(21) of the 1968 Act;

6 ~~(26)~~ \$1,995,000 for public awareness programs
7 addressing marketing scams aimed at senior citi-
8 zens, as authorized by section 250005(3) of the
9 1994 Act;

10 ~~(27)~~ \$249,450,000 for Juvenile Accountability
11 Incentive Block Grants, of which \$38,000,000 shall
12 be available for grants, contracts, and other assist-
13 ance under the Project ChildSafe Initiative, except
14 that such funds shall be subject to the same terms
15 and conditions as set forth in the provisions under
16 this heading for this program in Public Law 105-
17 119, but all references in such provisions to 1998
18 shall be deemed to refer instead to 2002, and Guam
19 shall be considered a "State" for the purposes of
20 title III of H.R. 3, as passed by the House of Rep-
21 resentatives on May 8, 1997; and

22 ~~(28)~~ \$1,298,000 for Motor Vehicle Theft Pre-
23 vention Programs, as authorized by section
24 220002(h) of the 1994 Act.

1 *Provided*, That funds made available in fiscal year 2002
2 under subpart 1 of part E of title I of the 1968 Act may
3 be obligated for programs to assist States in the litigation
4 processing of death penalty Federal habeas corpus peti-
5 tions and for drug testing initiatives: *Provided further*,
6 That, if a unit of local government uses any of the funds
7 made available under this title to increase the number of
8 law enforcement officers, the unit of local government will
9 achieve a net gain in the number of law enforcement offi-
10 cers who perform nonadministrative public safety service.

11 WEED AND SEED PROGRAM FUND

12 For necessary expenses, including salaries and re-
13 lated expenses of the Executive Office for Weed and Seed,
14 to implement “Weed and Seed” program activities,
15 \$58,925,000, to remain available until expended, for inter-
16 governmental agreements, including grants, cooperative
17 agreements, and contracts, with State and local law en-
18 forcement agencies, non-profit organizations, and agencies
19 of local government engaged in the investigation and pros-
20 ecution of violent crimes and drug offenses in “Weed and
21 Seed” designated communities, and for either reimburse-
22 ments or transfers to appropriation accounts of the De-
23 partment of Justice and other Federal agencies which
24 shall be specified by the Attorney General to execute the
25 “Weed and Seed” program strategy: *Provided*, That funds
26 designated by Congress through language for other De-

1 partment of Justice appropriation accounts for “Weed and
2 Seed” program activities shall be managed and executed
3 by the Attorney General through the Executive Office for
4 Weed and Seed: *Provided further*, That the Attorney Gen-
5 eral may direct the use of other Department of Justice
6 funds and personnel in support of “Weed and Seed” pro-
7 gram activities only after the Attorney General notifies the
8 Committees on Appropriations of the House of Represent-
9 atives and the Senate in accordance with section 605 of
10 this Act.

11 COMMUNITY ORIENTED POLICING SERVICES

12 For activities authorized by the Violent Crime Con-
13 trol and Law Enforcement Act of 1994, Public Law 103-
14 322 (“the 1994 Act”) (including administrative costs),
15 \$1,013,498,000, to remain available until expended: *Pro-*
16 *vided*, That no funds that become available as a result of
17 deobligations from prior year balances, excluding those for
18 program management and administration, may be obli-
19 gated except in accordance with section 605 of this Act:
20 *Provided further*, That section 1703 (b) and (c) of the
21 1968 Act shall not apply to non-hiring grants made pursu-
22 ant to part Q of title I thereof (42 U.S.C. 3796dd et seq.):
23 *Provided further*, That all prior year balances derived from
24 the Violent Crime Trust Fund for Community Oriented
25 Policing Services may be transferred into this appropria-
26 tion.

1 Of the amounts provided:

2 (1) for Public Safety and Community Policing
3 Grants pursuant to title I of the 1994 Act,
4 \$470,249,000 as follows: \$330,000,000 for the hir-
5 ing of law enforcement officers, including school re-
6 source officers; \$20,662,000 for training and tech-
7 nical assistance; \$25,444,000 for the matching grant
8 program for Law Enforcement Armor Vests pursu-
9 ant to section 2501 of part Y of the Omnibus Crime
10 Control and Safe Streets Act of 1968, as amended
11 (“the 1968 Act”); \$31,315,000 to improve tribal law
12 enforcement including equipment and training;
13 \$48,393,000 for policing initiatives to combat meth-
14 amphetamine production and trafficking and to en-
15 hance policing initiatives in “drug hot spots”; and
16 \$14,435,000 for Police Corps education, training,
17 and service under sections 200101–200113 of the
18 1994 Act;

19 (2) for crime technology, \$363,611,000 as fol-
20 lows: \$150,000,000 for a law enforcement tech-
21 nology program; \$35,000,000 for grants to upgrade
22 criminal records, as authorized under the Crime
23 Identification Technology Act of 1998 (42 U.S.C.
24 14601); \$40,000,000 for DNA testing as authorized
25 by the DNA Analysis Backlog Elimination Act of

1 2000 (Public Law 106-546), \$35,000,000 for State
2 and local DNA laboratories as authorized by section
3 1001(a)(22) of the 1968 Act, and for improvements
4 to State and local forensic laboratories' general
5 science capacity and capability; and \$103,611,000
6 for grants, contracts and other assistance to States
7 under section 102(b) of the Crime Identification
8 Technology Act of 1998 (42 U.S.C. 14601), of
9 which \$17,000,000 is for the National Institute of
10 Justice for grants, contracts, and other agreements
11 to develop school safety technologies and training;

12 (3) for prosecution assistance, \$99,780,000 as
13 follows: \$49,780,000 for a national program to re-
14 duce gun violence; and \$50,000,000 for the South-
15 west Border Prosecutor Initiative;

16 (4) for grants, training, technical assistance,
17 and other expenses to support community crime pre-
18 vention efforts, \$46,864,000 as follows: \$14,967,000
19 for Project Sentry; \$14,934,000 for an offender re-
20 entry program; and \$16,963,000 for a police integ-
21 rity program; and

22 (5) not to exceed \$32,994,000 for program
23 management and administration.

24 JUVENILE JUSTICE PROGRAMS

25 For grants, contracts, cooperative agreements, and
26 other assistance authorized by the Juvenile Justice and

1 Delinquency Prevention Act of 1974, as amended (“the
2 Act”), including salaries and expenses in connection there-
3 with to be transferred to and merged with the appropria-
4 tions for Justice Assistance, \$278,483,000, to remain
5 available until expended, as authorized by section 299 of
6 part I of title II and section 506 of title V of the Act,
7 as amended by Public Law 102-586, of which: (1) not-
8 withstanding any other provision of law, \$6,832,000 shall
9 be available for expenses authorized by part A of title II
10 of the Act, \$88,804,000 shall be available for expenses au-
11 thorized by part B of title II of the Act, and \$50,139,000
12 shall be available for expenses authorized by part C of title
13 II of the Act: *Provided*, That \$26,442,000 of the amounts
14 provided for part B of title II of the Act, as amended,
15 is for the purpose of providing additional formula grants
16 under part B to States that provide assurances to the Ad-
17 ministrator that the State has in effect (or will have in
18 effect no later than 1 year after date of application) poli-
19 cies and programs that ensure that juveniles are subject
20 to accountability-based sanctions for every act for which
21 they are adjudicated delinquent; (2) \$11,974,000 shall be
22 available for expenses authorized by sections 281 and 282
23 of part D of title II of the Act for prevention and treat-
24 ment programs relating to juvenile gangs; (3) \$9,978,000
25 shall be available for expenses authorized by section 285

1 of part E of title II of the Act; (4) \$15,965,000 shall be
2 available for expenses authorized by part G of title II of
3 the Act for juvenile mentoring programs; and (5)
4 \$94,791,000 shall be available for expenses authorized by
5 title V of the Act for incentive grants for local delinquency
6 prevention programs; of which \$12,472,000 shall be for
7 delinquency prevention, control, and system improvement
8 programs for tribal youth; of which \$14,967,000 shall be
9 available for the Safe Schools Initiative including
10 \$5,033,000 for grants, contracts, and other assistance
11 under the Project Sentry Initiative; and of which
12 \$37,000,000 shall be available for grants, contracts and
13 other assistance under the Project ChildSafe Initiative:
14 *Provided further,* That of amounts made available under
15 the Juvenile Justice Programs of the Office of Justice
16 Programs to carry out part B (relating to Federal Assist-
17 ance for State and Local Programs); subpart II of part
18 C (relating to Special Emphasis Prevention and Treat-
19 ment Programs); part D (relating to Gang-Free Schools
20 and Communities and Community-Based Gang Interven-
21 tion); part E (relating to State Challenge Activities); and
22 part G (relating to Mentoring) of title II of the Juvenile
23 Justice and Delinquency Prevention Act of 1974, and to
24 carry out the At-Risk Children's Program under title V
25 of that Act, not more than 10 percent of each such amount

1 may be used for research, evaluation, and statistics activi-
2 ties designed to benefit the programs or activities author-
3 ized under the appropriate part or title, and not more than
4 2 percent of each such amount may be used for training
5 and technical assistance activities designed to benefit the
6 programs or activities authorized under that part or title.

7 In addition, for grants, contracts, cooperative agree-
8 ments, and other assistance, \$10,976,000 to remain avail-
9 able until expended, for developing, testing, and dem-
10 onstrating programs designed to reduce drug use among
11 juveniles.

12 In addition, for grants, contracts, cooperative agree-
13 ments, and other assistance authorized by the Victims of
14 Child Abuse Act of 1990, as amended, \$8,481,000, to re-
15 main available until expended, as authorized by section
16 214B of the Act.

17 PUBLIC SAFETY OFFICERS BENEFITS

18 To remain available until expended, for payments au-
19 thorized by part L of title I of the Omnibus Crime Control
20 and Safe Streets Act of 1968 (42 U.S.C. 3796), as amend-
21 ed, such sums as are necessary, as authorized by section
22 6093 of Public Law 100-690 (102 Stat. 4339-4340); and
23 \$2,395,000, to remain available until expended for pay-
24 ments as authorized by section 1201(b) of said Act.

1 GENERAL PROVISIONS—DEPARTMENT OF JUSTICE

2 SEC. 101. In addition to amounts otherwise made
3 available in this title for official reception and representa-
4 tion expenses, a total of not to exceed \$45,000 from funds
5 appropriated to the Department of Justice in this title
6 shall be available to the Attorney General for official re-
7 ception and representation expenses in accordance with
8 distributions, procedures, and regulations established by
9 the Attorney General.

10 SEC. 102. Authorities contained in the Department
11 of Justice Appropriation Authorization Act, Fiscal Year
12 1980 (Public Law 96-132; 93 Stat. 1040 (1979)), as
13 amended, shall remain in effect until the effective date of
14 a subsequent Department of Justice Appropriation Au-
15 thorization Act.

16 SEC. 103. None of the funds appropriated by this
17 title shall be available to pay for an abortion, except where
18 the life of the mother would be endangered if the fetus
19 were carried to term, or in the case of rape: *Provided,*
20 That should this prohibition be declared unconstitutional
21 by a court of competent jurisdiction, this section shall be
22 null and void.

23 SEC. 104. None of the funds appropriated under this
24 title shall be used to require any person to perform, or
25 facilitate in any way the performance of, any abortion.

1 ~~SEC. 105.~~ Nothing in the preceding section shall re-
2 move the obligation of the Director of the Bureau of Pris-
3 ons to provide escort services necessary for a female in-
4 mate to receive such service outside the Federal facility:
5 *Provided,* That nothing in this section in any way dimin-
6 ishes the effect of section ~~104~~ intended to address the phil-
7 osophical beliefs of individual employees of the Bureau of
8 Prisons.

9 ~~SEC. 106.~~ Notwithstanding any other provision of
10 law, not to exceed \$10,000,000 of the funds made avail-
11 able in this Act may be used to establish and publicize
12 a program under which publicly advertised, extraordinary
13 rewards may be paid, which shall not be subject to spend-
14 ing limitations contained in sections ~~3059~~ and ~~3072~~ of
15 title 18, United States Code: *Provided,* That any reward
16 of \$100,000 or more, up to a maximum of \$2,000,000,
17 may not be made without the personal approval of the
18 President or the Attorney General and such approval may
19 not be delegated.

20 ~~SEC. 107.~~ Not to exceed 5 percent of any appropria-
21 tion made available for the current fiscal year for the De-
22 partment of Justice in this Act may be transferred be-
23 tween such appropriations, but no such appropriation, ex-
24 cept as otherwise specifically provided, shall be increased
25 by more than 10 percent by any such transfers: *Provided,*

1 That any transfer pursuant to this section shall be treated
2 as a reprogramming of funds under section 605 of this
3 Act and shall not be available for obligation except in com-
4 pliance with the procedures set forth in that section.

5 SEC. 108. Notwithstanding any other provision of
6 law, \$1,000,000 shall be available for technical assistance
7 from the funds appropriated for part G of title II of the
8 Juvenile Justice and Delinquency Prevention Act of 1974,
9 as amended.

10 SEC. 109. Section 286 of the Immigration and Na-
11 tionality Act (8 U.S.C. 1356), as amended, is further
12 amended as follows:

13 (1) by striking in subsection (d) “\$6”, and in-
14 serting “\$7”;

15 (2) by amending subsection (e)(1), by replacing
16 “No” with “Except as provided in paragraph (3),
17 no”; and

18 (3) by adding a new paragraph (e)(3) as fol-
19 lows:

20 “(3) The Attorney General is authorized to
21 charge and collect \$3 per individual for the immigra-
22 tion inspection or pre-inspection of each commercial
23 vessel passenger whose journey originated in the
24 United States or in any place set forth in paragraph
25 (1). *Provided*, That this authorization shall not

1 apply to immigration inspection at designated ports
 2 of entry of passengers arriving by the following ves-
 3 sels, when operating on a regular schedule: Great
 4 Lakes international ferries, or Great Lakes Vessels
 5 on the Great Lakes and connecting waterways.”.

6 This title may be cited as the “Department of Justice
 7 Appropriations Act, 2002”.

8 TITLE H—DEPARTMENT OF COMMERCE AND
 9 RELATED AGENCIES

10 TRADE AND INFRASTRUCTURE DEVELOPMENT

11 RELATED AGENCIES

12 OFFICE OF THE UNITED STATES TRADE

13 REPRESENTATIVE

14 SALARIES AND EXPENSES

15 For necessary expenses of the Office of the United
 16 States Trade Representative, including the hire of pas-
 17 senger motor vehicles and the employment of experts and
 18 consultants as authorized by 5 U.S.C. 3109, \$30,097,000,
 19 of which \$1,000,000 shall remain available until expended:
 20 *Provided*, That not to exceed \$98,000 shall be available
 21 for official reception and representation expenses.

22 INTERNATIONAL TRADE COMMISSION

23 SALARIES AND EXPENSES

24 For necessary expenses of the International Trade
 25 Commission, including hire of passenger motor vehicles,

1 and services as authorized by ~~5~~ U.S.C. ~~3109~~, and not to
2 exceed \$2,500 for official reception and representation ex-
3 penses; ~~\$51,440,000~~, to remain available until expended.

4 DEPARTMENT OF COMMERCE

5 INTERNATIONAL TRADE ADMINISTRATION

6 OPERATIONS AND ADMINISTRATION

7 For necessary expenses for international trade activi-
8 ties of the Department of Commerce provided for by law,
9 and for engaging in trade promotional activities abroad,
10 including expenses of grants and cooperative agreements
11 for the purpose of promoting exports of United States
12 firms, without regard to ~~44~~ U.S.C. ~~3702~~ and ~~3703~~; full
13 medical coverage for dependent members of immediate
14 families of employees stationed overseas and employees
15 temporarily posted overseas; travel and transportation of
16 employees of the United States and Foreign Commercial
17 Service between two points abroad, without regard to ~~49~~
18 U.S.C. ~~1517~~; employment of Americans and aliens by con-
19 tract for services; rental of space abroad for periods not
20 exceeding 10 years; and expenses of alteration, repair, or
21 improvement; purchase or construction of temporary de-
22 mountable exhibition structures for use abroad; payment
23 of tort claims, in the manner authorized in the first para-
24 graph of ~~28~~ U.S.C. ~~2672~~ when such claims arise in foreign
25 countries; not to exceed \$~~327,000~~ for official representa-

1 tion expenses abroad; purchase of passenger motor vehi-
2 cles for official use abroad; not to exceed \$30,000 per vehi-
3 cle; obtaining insurance on official motor vehicles; and
4 rental of tie lines; \$347,654,000, to remain available until
5 expended, of which \$3,000,000 is to be derived from fees
6 to be retained and used by the International Trade Admin-
7 istration, notwithstanding 31 U.S.C. 3302: *Provided*, That
8 \$66,919,000 shall be for Trade Development,
9 \$27,741,000 shall be for Market Access and Compliance,
10 \$43,346,000 shall be for the Import Administration,
11 \$196,791,000 shall be for the United States and Foreign
12 Commercial Service, and \$12,857,000 shall be for Execu-
13 tive Direction and Administration: *Provided further*, That
14 the provisions of the first sentence of section 105(f) and
15 all of section 108(e) of the Mutual Educational and Cul-
16 tural Exchange Act of 1961 (22 U.S.C. 2455(f) and
17 2458(e)) shall apply in carrying out these activities with-
18 out regard to section 5412 of the Omnibus Trade and
19 Competitiveness Act of 1988 (15 U.S.C. 4912); and that
20 for the purpose of this Act, contributions under the provi-
21 sions of the Mutual Educational and Cultural Exchange
22 Act shall include payment for assessments for services pro-
23 vided as part of these activities.

EXPORT ADMINISTRATION

OPERATIONS AND ADMINISTRATION

1
2
3 For necessary expenses for export administration and
4 national security activities of the Department of Com-
5 merce, including costs associated with the performance of
6 export administration field activities both domestically and
7 abroad; full medical coverage for dependent members of
8 immediate families of employees stationed overseas; em-
9 ployment of Americans and aliens by contract for services
10 abroad; payment of tort claims, in the manner authorized
11 in the first paragraph of 28 U.S.C. 2672 when such claims
12 arise in foreign countries; not to exceed \$15,000 for offi-
13 cial representation expenses abroad; awards of compensa-
14 tion to informers under the Export Administration Act of
15 1979, and as authorized by 22 U.S.C. 401(b); purchase
16 of passenger motor vehicles for official use and motor vehi-
17 cles for law enforcement use with special requirement vehi-
18 cles eligible for purchase without regard to any price limi-
19 tation otherwise established by law, \$68,893,000, to re-
20 main available until expended, of which \$7,250,000 shall
21 be for inspections and other activities related to national
22 security: *Provided*, That the provisions of the first sen-
23 tence of section 105(f) and all of section 108(e) of the
24 Mutual Educational and Cultural Exchange Act of 1961
25 (~~22 U.S.C. 2455(f) and 2458(e)~~) shall apply in carrying

1 out these activities: *Provided further*, That payments and
 2 contributions collected and accepted for materials or serv-
 3 ices provided as part of such activities may be retained
 4 for use in covering the cost of such activities, and for pro-
 5 viding information to the public with respect to the export
 6 administration and national security activities of the De-
 7 partment of Commerce and other export control programs
 8 of the United States and other governments.

9 ECONOMIC DEVELOPMENT ADMINISTRATION

10 ECONOMIC DEVELOPMENT ASSISTANCE PROGRAMS

11 For grants for economic development assistance as
 12 provided by the Public Works and Economic Development
 13 Act of 1965, as amended, and for trade adjustment assist-
 14 ance, \$335,000,000, to remain available until expended.

15 SALARIES AND EXPENSES

16 For necessary expenses of administering the eco-
 17 nomic development assistance programs as provided for by
 18 law, \$30,557,000: *Provided*, That these funds may be used
 19 to monitor projects approved pursuant to title I of the
 20 Public Works Employment Act of 1976, as amended, title
 21 II of the Trade Act of 1974, as amended, and the Commu-
 22 nity Emergency Drought Relief Act of 1977.

23 MINORITY BUSINESS DEVELOPMENT AGENCY

24 MINORITY BUSINESS DEVELOPMENT

25 For necessary expenses of the Department of Com-
 26 merce in fostering, promoting, and developing minority

1 business enterprise, including expenses of grants, con-
2 tracts, and other agreements with public or private organi-
3 zations, \$28,381,000.

4 ECONOMIC AND INFORMATION INFRASTRUCTURE

5 ECONOMIC AND STATISTICAL ANALYSIS

6 SALARIES AND EXPENSES

7 For necessary expenses, as authorized by law, of eco-
8 nomic and statistical analysis programs of the Department
9 of Commerce, \$62,515,000, to remain available until Sep-
10 tember 30, 2003.

11 BUREAU OF THE CENSUS

12 SALARIES AND EXPENSES

13 For expenses necessary for collecting, compiling, ana-
14 lyzing, preparing, and publishing statistics, provided for
15 by law, \$169,424,000.

16 PERIODIC CENSUSES AND PROGRAMS

17 For necessary expenses related to the 2000 decennial
18 census, \$114,238,000 (reduced by \$2,500,000) to remain
19 available until expended: *Provided*, That, of the total
20 amount available related to the 2000 decennial census
21 (\$114,238,000 in new appropriations and \$25,000,000 in
22 deobligated balances from prior years), \$8,606,000 is for
23 Program Development and Management; \$68,330,000 is
24 for Data Content and Products; \$9,455,000 is for Field
25 Data Collection and Support Systems; \$24,462,000 is for
26 Automated Data Processing and Telecommunications

1 Support; \$22,844,000 is for Testing and Evaluation;
2 \$3,105,000 is for activities related to Puerto Rico, the Vir-
3 gin Islands and Pacific Areas; and \$2,436,000 is for Mar-
4 keting, Communications and Partnership activities.

5 In addition, for expenses related to planning, testing,
6 and implementing the long-form transitional database for
7 the 2010 decennial census, \$65,000,000 (increased by
8 \$2,500,000).

9 In addition, for expenses to collect and publish statis-
10 tics for other periodic censuses and programs provided for
11 by law, \$171,138,000, to remain available until expended:
12 *Provided*, That regarding engineering and design of a fa-
13 cility at the Suitland Federal Center, quarterly reports re-
14 garding the expenditure of funds and project planning, de-
15 sign and cost decisions shall be provided by the Bureau,
16 in cooperation with the General Services Administration,
17 to the Committees on Appropriations of the Senate and
18 the House of Representatives: *Provided further*, That none
19 of the funds provided in this Act or any other Act under
20 the heading “Bureau of the Census, Periodic Censuses
21 and Programs” shall be used to fund the construction and
22 tenant build-out costs of a facility at the Suitland Federal
23 Center.

1 NATIONAL TELECOMMUNICATIONS AND INFORMATION
2 ADMINISTRATION
3 SALARIES AND EXPENSES

4 For necessary expenses, as provided for by law, of
5 the National Telecommunications and Information Ad-
6 ministration (NTIA), \$13,048,000, to remain available
7 until expended: *Provided*, That, notwithstanding 31
8 U.S.C. 1535(d), the Secretary of Commerce shall charge
9 Federal agencies for costs incurred in spectrum manage-
10 ment, analysis, and operations, and related services and
11 such fees shall be retained and used as offsetting collec-
12 tions for costs of such spectrum services, to remain avail-
13 able until expended: *Provided further*, That hereafter, not-
14 withstanding any other provision of law, NTIA shall not
15 authorize spectrum use or provide any spectrum functions
16 pursuant to the National Telecommunications and Infor-
17 mation Administration Organization Act, 47 U.S.C. 902-
18 903, to any Federal entity without reimbursement as re-
19 quired by NTIA for such spectrum management costs, and
20 Federal entities withholding payment of such cost shall
21 not use spectrum: *Provided further*, That the Secretary of
22 Commerce is authorized to retain and use as offsetting
23 collections all funds transferred, or previously transferred,
24 from other Government agencies for all costs incurred in
25 telecommunications research, engineering, and related ac-

1 tivities by the Institute for Telecommunication Sciences
 2 of NTIA, in furtherance of its assigned functions under
 3 this paragraph, and such funds received from other Gov-
 4 ernment agencies shall remain available until expended.

5 PUBLIC TELECOMMUNICATIONS FACILITIES, PLANNING
 6 AND CONSTRUCTION

7 For grants authorized by section 392 of the Commu-
 8 nications Act of 1934, as amended, \$43,466,000, to re-
 9 main available until expended as authorized by section 391
 10 of the Act, as amended: *Provided*, That not to exceed
 11 \$2,358,000 shall be available for program administration
 12 as authorized by section 391 of the Act: *Provided further*,
 13 That, notwithstanding the provisions of section 391 of the
 14 Act, the prior year unobligated balances may be made
 15 available for grants for projects for which applications
 16 have been submitted and approved during any fiscal year.

17 INFORMATION INFRASTRUCTURE GRANTS

18 For grants authorized by section 392 of the Commu-
 19 nications Act of 1934, as amended, \$15,503,000, to re-
 20 main available until expended as authorized by section 391
 21 of the Act, as amended: *Provided*, That not to exceed
 22 \$3,097,000 shall be available for program administration
 23 and other support activities as authorized by section 391:
 24 *Provided further*, That, of the funds appropriated herein,
 25 not to exceed 5 percent may be available for telecommuni-
 26 cations research activities for projects related directly to

1 the development of a national information infrastructure:
2 *Provided further*, That, notwithstanding the requirements
3 of sections 392(a) and 392(e) of the Act, these funds may
4 be used for the planning and construction of telecommuni-
5 cations networks for the provision of educational, cultural,
6 health care, public information, public safety, or other so-
7 cial services: *Provided further*, That, notwithstanding any
8 other provision of law, no entity that receives tele-
9 communications services at preferential rates under sec-
10 tion 254(h) of the Act (47 U.S.C. 254(h)) or receives as-
11 sistance under the regional information sharing systems
12 grant program of the Department of Justice under part
13 M of title I of the Omnibus Crime Control and Safe
14 Streets Act of 1968 (42 U.S.C. 3796h) may use funds
15 under a grant under this heading to cover any costs of
16 the entity that would otherwise be covered by such pref-
17 erential rates or such assistance, as the case may be.

18 UNITED STATES PATENT AND TRADEMARK OFFICE

19 SALARIES AND EXPENSES

20 For necessary expenses of the United States Patent
21 and Trademark Office provided for by law, including de-
22 fense of suits instituted against the Under Secretary of
23 Commerce for Intellectual Property and Director of the
24 United States Patent and Trademark Office,
25 \$846,701,000, to remain available until expended, which

1 amount shall be derived from offsetting collections as-
 2 sessed and collected pursuant to ~~15 U.S.C. 1113~~ and ~~35~~
 3 ~~U.S.C. 41 and 376~~, and shall be retained and used for
 4 necessary expenses in this appropriation: *Provided*, That
 5 the sum herein appropriated from the general fund shall
 6 be reduced as such offsetting collections are received dur-
 7 ing fiscal year 2002, so as to result in a final fiscal year
 8 2002 appropriation from the general fund estimated at \$0:
 9 *Provided further*, That during fiscal year 2002, should the
 10 total amount of offsetting fee collections be less than
 11 \$846,701,000, the total amounts available to the United
 12 States Patent and Trademark Office shall be reduced ac-
 13 cordingly: *Provided further*, That an additional amount
 14 not to exceed \$282,300,000 from fees collected in prior
 15 fiscal years shall be available for obligation in fiscal year
 16 2002.

17 SCIENCE AND TECHNOLOGY

18 TECHNOLOGY ADMINISTRATION

19 SALARIES AND EXPENSES

20 For necessary expenses for the Under Secretary for
 21 Technology/Office of Technology Policy, \$8,094,000.

22 NATIONAL INSTITUTE OF STANDARDS AND TECHNOLOGY

23 SCIENTIFIC AND TECHNICAL RESEARCH AND SERVICES

24 For necessary expenses of the National Institute of
 25 Standards and Technology, \$348,589,000, to remain

1 available until expended, of which not to exceed \$282,000
2 may be transferred to the “Working Capital Fund”.

3 INDUSTRIAL TECHNOLOGY SERVICES

4 For necessary expenses of the Manufacturing Exten-
5 sion Partnership of the National Institute of Standards
6 and Technology, \$106,522,000, to remain available until
7 expended.

8 In addition, for necessary expenses of the Advanced
9 Technology Program of the National Institute of Stand-
10 ards and Technology, \$12,992,000, to remain available
11 until expended.

12 CONSTRUCTION OF RESEARCH FACILITIES

13 For construction of new research facilities, including
14 architectural and engineering design, and for renovation
15 of existing facilities, not otherwise provided for the Na-
16 tional Institute of Standards and Technology, as author-
17 ized by ~~15~~ U.S.C. 278c-278e, \$20,893,000, to remain
18 available until expended.

19 NATIONAL OCEANIC AND ATMOSPHERIC

20 ADMINISTRATION

21 OPERATIONS, RESEARCH, AND FACILITIES

22 (INCLUDING TRANSFER OF FUNDS)

23 For necessary expenses of activities authorized by law
24 for the National Oceanic and Atmospheric Administration,
25 including maintenance, operation, and hire of aircraft;
26 grants, contracts, or other payments to nonprofit organi-

1 zations for the purposes of conducting activities pursuant
2 to cooperative agreements; and relocation of facilities as
3 authorized by ~~33~~ U.S.C. ~~883i~~, \$2,197,298,000, to remain
4 available until expended: *Provided*, That fees and dona-
5 tions received by the National Ocean Service for the man-
6 agement of the national marine sanctuaries may be re-
7 tained and used for the salaries and expenses associated
8 with those activities, notwithstanding ~~31~~ U.S.C. ~~3302~~:
9 *Provided further*, That, in addition, \$68,000,000 shall be
10 derived by transfer from the fund entitled “Promote and
11 Develop Fishery Products and Research Pertaining to
12 American Fisheries”: *Provided further*, That grants to
13 States pursuant to sections ~~306~~ and ~~306A~~ of the Coastal
14 Zone Management Act of 1972, as amended, shall not ex-
15 ceed \$2,000,000: *Provided further*, That, of the
16 \$2,220,298,000 provided for in direct obligations under
17 this heading (of which \$2,197,298,000 is appropriated
18 from the General Fund, \$71,000,000 is provided by trans-
19 fer, and \$17,000,000 is derived from deobligations from
20 prior years), \$375,609,000 shall be for the National
21 Ocean Service, \$542,121,000 shall be for the National
22 Marine Fisheries Service, \$317,483,000 shall be for Oce-
23 anic and Atmospheric Research, \$659,349,000 shall be for
24 the National Weather Service, \$149,624,000 shall be for
25 the National Environmental Satellite, Data, and Informa-

1 tion Service, and \$176,112,000 shall be for Program Sup-
2 port: *Provided further*, That, hereafter, ocean assessment,
3 coastal ocean, protected resources, and habitat conserva-
4 tion activities under this heading shall be considered to
5 be within the “Coastal Assistance sub-category” in section
6 250(c)(4)(K) of the Balanced Budget and Emergency
7 Deficit Control Act of 1985, as amended: *Provided further*,
8 That, of the amount provided under this heading,
9 \$304,000,000 shall be for the conservation activities de-
10 fined in section 250(c)(4)(K) of the Balanced Budget and
11 Emergency Deficit Control Act of 1985, as amended: *Pro-*
12 *vided further*, That no general administrative charge shall
13 be applied against an assigned activity included in this Act
14 and, further, that any direct administrative expenses ap-
15 plied against an assigned activity shall be limited to 5 per-
16 cent of the funds provided for that assigned activity so
17 that total National Oceanic and Atmospheric Administra-
18 tion administrative expenses shall not exceed
19 \$257,200,000: *Provided further*, That any use of
20 deobligated balances of funds provided under this heading
21 in previous years shall be subject to the procedures set
22 forth in section 605 of this Act: *Provided further*, That,
23 in addition, not to exceed \$3,000,000 shall be derived by
24 transfer from the fund entitled “Coastal Zone Manage-
25 ment”.

1 In addition, for necessary retired pay expenses under
2 the Retired Serviceman's Family Protection and Survivor
3 Benefits Plan, and for payments for medical care of re-
4 tired personnel and their dependents under the Depend-
5 ents Medical Care Act (10 U.S.C. ch. 55), such sums as
6 may be necessary.

7 PROCUREMENT, ACQUISITION AND CONSTRUCTION
8 (INCLUDING TRANSFERS OF FUNDS)

9 For procurement, acquisition and construction of
10 capital assets, including alteration and modification costs,
11 of the National Oceanic and Atmospheric Administration,
12 \$749,000,000, to remain available until expended: *Pro-*
13 *vided*, That unexpended balances of amounts previously
14 made available in the "Operations, Research, and Facili-
15 ties" account for activities funded under this heading may
16 be transferred to and merged with this account, to remain
17 available until expended for the purposes for which the
18 funds were originally appropriated: *Provided further*, That,
19 of the amount provided under this heading, \$26,000,000
20 shall be for the conservation activities defined in section
21 250(e)(4)(K) of the Balanced Budget and Emergency
22 Deficit Control Act of 1985, as amended: *Provided further*,
23 That none of the funds provided in this Act or any other
24 Act under the heading "National Oceanic and Atmos-
25 pheric Administration, Procurement, Acquisition and Con-
26 struction" shall be used to fund the General Services Ad-

1 ministration's standard construction and tenant build-out
2 costs of a facility at the Suitland Federal Center.

3 PACIFIC COASTAL SALMON RECOVERY

4 For necessary expenses associated with the restora-
5 tion of Pacific salmon populations and the implementation
6 of the 1999 Pacific Salmon Treaty Agreement between the
7 United States and Canada, \$110,000,000, subject to ex-
8 press authorization: *Provided*, That this amount shall be
9 for the conservation activities defined in section
10 250(c)(4)(K) of the Balanced Budget and Emergency
11 Deficit Control Act of 1985, as amended.

12 In addition, for implementation of the 1999 Pacific
13 Salmon Treaty Agreement, \$25,000,000, of which
14 \$10,000,000 shall be deposited in the Northern Boundary
15 and Transboundary Rivers Restoration and Enhancement
16 Fund, of which \$10,000,000 shall be deposited in the
17 Southern Boundary Restoration and Enhancement Fund,
18 and of which \$5,000,000 shall be for a direct payment
19 to the State of Washington for obligations under the 1999
20 Pacific Salmon Treaty Agreement.

21 COASTAL ZONE MANAGEMENT FUND

22 Of amounts collected pursuant to section 308 of the
23 Coastal Zone Management Act of 1972 (16 U.S.C.
24 1456a), not to exceed \$3,000,000 shall be transferred to
25 the "Operations, Research, and Facilities" account to off-
26 set the costs of implementing such Act.

1 FISHERMEN'S CONTINGENCY FUND

2 For carrying out the provisions of title IV of Public
3 Law ~~95-372~~, not to exceed \$~~952,000~~, to be derived from
4 receipts collected pursuant to that Act, to remain available
5 until expended.

6 FOREIGN FISHING OBSERVER FUND

7 For expenses necessary to carry out the provisions
8 of the Atlantic Tunas Convention Act of 1975, as amend-
9 ed (Public Law 96-339), the Magnuson-Stevens Fishery
10 Conservation and Management Act of 1976, as amended
11 (Public Law 100-627), and the American Fisheries Pro-
12 motion Act (Public Law 96-561), to be derived from the
13 fees imposed under the foreign fishery observer program
14 authorized by these Acts, not to exceed \$191,000, to re-
15 main available until expended.

16 FISHERIES FINANCE PROGRAM ACCOUNT

17 For the cost of direct loans, \$287,000, as authorized
18 by the Merchant Marine Act of 1936, as amended: *Pro-*
19 *vided*, That such costs, including the cost of modifying
20 such loans, shall be as defined in section 502 of the Con-
21 gressional Budget Act of 1974: *Provided further*, That
22 none of the funds made available under this heading may
23 be used for direct loans for any new fishing vessel that
24 will increase the harvesting capacity in any United States
25 fishery.

1 DEPARTMENTAL MANAGEMENT

2 SALARIES AND EXPENSES

3 For expenses necessary for the departmental manage-
4 ment of the Department of Commerce provided for by law,
5 including not to exceed \$3,000 for official entertainment,
6 \$37,843,000 (reduced by \$2,000,000).

7 OFFICE OF INSPECTOR GENERAL

8 For necessary expenses of the Office of Inspector
9 General in carrying out the provisions of the Inspector
10 General Act of 1978, as amended (5 U.S.C. App. 1-11,
11 as amended by Public Law 100-504), \$21,176,000.

12 GENERAL PROVISIONS—DEPARTMENT OF COMMERCE

13 SEC. 201. During the current fiscal year, applicable
14 appropriations and funds made available to the Depart-
15 ment of Commerce by this Act shall be available for the
16 activities specified in the Act of October 26, 1949 (15
17 U.S.C. 1514), to the extent and in the manner prescribed
18 by the Act, and, notwithstanding 31 U.S.C. 3324, may
19 be used for advanced payments not otherwise authorized
20 only upon the certification of officials designated by the
21 Secretary of Commerce that such payments are in the
22 public interest.

23 SEC. 202. During the current fiscal year, appropria-
24 tions made available to the Department of Commerce by
25 this Act for salaries and expenses shall be available for
26 hire of passenger motor vehicles as authorized by 31

1 U.S.C. ~~1343~~ and ~~1344~~; services as authorized by ~~5~~ U.S.C.
2 3109; and uniforms or allowances therefore, as authorized
3 by law (~~5~~ U.S.C. ~~5901–5902~~).

4 SEC. 203. None of the funds made available by this
5 Act may be used to support the hurricane reconnaissance
6 aircraft and activities that are under the control of the
7 United States Air Force or the United States Air Force
8 Reserve.

9 SEC. 204. Not to exceed ~~5~~ percent of any appropria-
10 tion made available for the current fiscal year for the De-
11 partment of Commerce in this Act may be transferred be-
12 tween such appropriations, but no such appropriation shall
13 be increased by more than ~~10~~ percent by any such trans-
14 fers: *Provided*, That any transfer pursuant to this section
15 shall be treated as a reprogramming of funds under sec-
16 tion ~~605~~ of this Act and shall not be available for obliga-
17 tion or expenditure except in compliance with the proce-
18 dures set forth in that section.

19 SEC. 205. Any costs incurred by a department or
20 agency funded under this title resulting from personnel
21 actions taken in response to funding reductions included
22 in this title or from actions taken for the care and protec-
23 tion of loan collateral or grant property shall be absorbed
24 within the total budgetary resources available to such de-
25 partment or agency: *Provided*, That the authority to trans-

1 fer funds between appropriations accounts as may be nec-
2 essary to carry out this section is provided in addition to
3 authorities included elsewhere in this Act: *Provided fur-*
4 *ther*, That use of funds to carry out this section shall be
5 treated as a reprogramming of funds under section 605
6 of this Act and shall not be available for obligation or ex-
7 penditure except in compliance with the procedures set
8 forth in that section.

9 SEC. 206. The Secretary of Commerce may award
10 contracts for hydrographic, geodetic, and photo-
11 grammetric surveying and mapping services in accordance
12 with title IX of the Federal Property and Administrative
13 Services Act of 1949 (40 U.S.C. 541 et seq.).

14 SEC. 207. The Secretary of Commerce may use the
15 Commerce franchise fund for expenses and equipment nec-
16 essary for the maintenance and operation of such adminis-
17 trative services as the Secretary determines may be per-
18 formed more advantageously as central services, pursuant
19 to section 403 of Public Law 103-356: *Provided*, That any
20 inventories, equipment, and other assets pertaining to the
21 services to be provided by such fund, either on hand or
22 on order, less the related liabilities or unpaid obligations,
23 and any appropriations made for the purpose of providing
24 capital shall be used to capitalize such fund: *Provided fur-*
25 *ther*, That such fund shall be paid in advance from funds

1 available to the Department and other Federal agencies
2 for which such centralized services are performed, at rates
3 which will return in full all expenses of operation, includ-
4 ing accrued leave, depreciation of fund plant and equip-
5 ment, amortization of automated data processing (ADP)
6 software and systems (either acquired or donated), and
7 an amount necessary to maintain a reasonable operating
8 reserve, as determined by the Secretary: *Provided further,*
9 That such fund shall provide services on a competitive
10 basis: *Provided further,* That an amount not to exceed 4
11 percent of the total annual income to such fund may be
12 retained in the fund for fiscal year 2002 and each fiscal
13 year thereafter, to remain available until expended, to be
14 used for the acquisition of capital equipment, and for the
15 improvement and implementation of department financial
16 management, ADP, and other support systems: *Provided*
17 *further,* That such amounts retained in the fund for fiscal
18 year 2002 and each fiscal year thereafter shall be available
19 for obligation and expenditure only in accordance with sec-
20 tion 605 of this Act: *Provided further,* That no later than
21 30 days after the end of each fiscal year, amounts in ex-
22 cess of this reserve limitation shall be deposited as mis-
23 cellaneous receipts in the Treasury: *Provided further,* That
24 such franchise fund pilot program shall terminate pursu-
25 ant to section 403(f) of Public Law 103-356.

1 This title may be cited as the “Department of Com-
2 merce and Related Agencies Appropriations Act, 2002”.

3 TITLE III—THE JUDICIARY

4 SUPREME COURT OF THE UNITED STATES

5 SALARIES AND EXPENSES

6 For expenses necessary for the operation of the Su-
7 preme Court, as required by law, excluding care of the
8 building and grounds, including purchase or hire, driving,
9 maintenance, and operation of an automobile for the Chief
10 Justice, not to exceed \$10,000 for the purpose of trans-
11 porting Associate Justices, and hire of passenger motor
12 vehicles as authorized by ~~31 U.S.C. 1343 and 1344~~; not
13 to exceed \$10,000 for official reception and representation
14 expenses; and for miscellaneous expenses, to be expended
15 as the Chief Justice may approve; ~~\$42,066,000~~.

16 CARE OF THE BUILDING AND GROUNDS

17 For such expenditures as may be necessary to enable
18 the Architect of the Capitol to carry out the duties im-
19 posed upon the Architect by the Act approved May 7,
20 1934 (~~40 U.S.C. 13a–13b~~), ~~\$70,000,000~~, which shall re-
21 main available until expended.

1 UNITED STATES COURT OF APPEALS FOR THE FEDERAL
2 CIRCUIT

3 SALARIES AND EXPENSES

4 For salaries of the chief judge, judges, and other offi-
5 cers and employees, and for necessary expenses of the
6 court, as authorized by law, \$19,287,000.

7 UNITED STATES COURT OF INTERNATIONAL TRADE

8 SALARIES AND EXPENSES

9 For salaries of the chief judge and eight judges, sala-
10 ries of the officers and employees of the court, services
11 as authorized by 5 U.S.C. 3109, and necessary expenses
12 of the court, as authorized by law, \$13,073,000.

13 COURTS OF APPEALS, DISTRICT COURTS, AND OTHER
14 JUDICIAL SERVICES

15 SALARIES AND EXPENSES

16 For the salaries of circuit and district judges (includ-
17 ing judges of the territorial courts of the United States),
18 justices and judges retired from office or from regular ac-
19 tive service, judges of the United States Court of Federal
20 Claims, bankruptcy judges, magistrate judges, and all
21 other officers and employees of the Federal Judiciary not
22 otherwise specifically provided for, and necessary expenses
23 of the courts, as authorized by law, \$3,631,940,000 (in-
24 cluding the purchase of firearms and ammunition); of
25 which not to exceed \$27,817,000 shall remain available

1 until expended for space alteration projects and for fur-
2 niture and furnishings related to new space alteration and
3 construction projects.

4 In addition, for expenses of the United States Court
5 of Federal Claims associated with processing cases under
6 the National Childhood Vaccine Injury Act of 1986, not
7 to exceed \$2,692,000, to be appropriated from the Vaccine
8 Injury Compensation Trust Fund.

9 DEFENDER SERVICES

10 For the operation of Federal Public Defender and
11 Community Defender organizations; the compensation and
12 reimbursement of expenses of attorneys appointed to rep-
13 resent persons under the Criminal Justice Act of 1964,
14 as amended; the compensation and reimbursement of ex-
15 penses of persons furnishing investigative, expert and
16 other services under the Criminal Justice Act of 1964 (18
17 U.S.C. 3006A(e)); the compensation (in accordance with
18 Criminal Justice Act maximums) and reimbursement of
19 expenses of attorneys appointed to assist the court in
20 criminal cases where the defendant has waived representa-
21 tion by counsel; the compensation and reimbursement of
22 travel expenses of guardians ad litem acting on behalf of
23 financially eligible minor or incompetent offenders in con-
24 nection with transfers from the United States to foreign
25 countries with which the United States has a treaty for

1 the execution of penal sentences; the compensation of at-
2 torneys appointed to represent jurors in civil actions for
3 the protection of their employment, as authorized by 28
4 U.S.C. 1875(d); and for necessary training and general
5 administrative expenses, \$500,671,000, to remain avail-
6 able until expended as authorized by 18 U.S.C. 3006A(i).

7 FEES OF JURORS AND COMMISSIONERS

8 For fees and expenses of jurors as authorized by 28
9 U.S.C. 1871 and 1876; compensation of jury commis-
10 sioners as authorized by 28 U.S.C. 1863; and compensa-
11 tion of commissioners appointed in condemnation cases
12 pursuant to rule 71A(h) of the Federal Rules of Civil Pro-
13 cedure (28 U.S.C. Appendix Rule 71A(h)), \$48,131,000,
14 to remain available until expended: *Provided*, That the
15 compensation of land commissioners shall not exceed the
16 daily equivalent of the highest rate payable under section
17 5332 of title 5, United States Code.

18 COURT SECURITY

19 For necessary expenses, not otherwise provided for,
20 incident to providing protective guard services for United
21 States courthouses and the procurement, installation, and
22 maintenance of security equipment for United States
23 courthouses and other facilities housing Federal court op-
24 erations, including building ingress-egress control, inspec-
25 tion of mail and packages, directed security patrols, and
26 other similar activities as authorized by section 1010 of

1 the Judicial Improvement and Access to Justice Act (Pub-
2 lie Law 100-702), \$224,433,000, of which not to exceed
3 \$10,000,000 shall remain available until expended for se-
4 curity systems or contract costs for court security officers,
5 to be expended directly or transferred to the United States
6 Marshals Service, which shall be responsible for admin-
7 istering the Judicial Facility Security Program consistent
8 with standards or guidelines agreed to by the Director of
9 the Administrative Office of the United States Courts and
10 the Attorney General.

11 ADMINISTRATIVE OFFICE OF THE UNITED STATES

12 COURTS

13 SALARIES AND EXPENSES

14 For necessary expenses of the Administrative Office
15 of the United States Courts as authorized by law, includ-
16 ing travel as authorized by 31 U.S.C. 1345, hire of a pas-
17 senger motor vehicle as authorized by 31 U.S.C. 1343(b),
18 advertising and rent in the District of Columbia and else-
19 where, \$60,029,000, of which not to exceed \$8,500 is au-
20 thorized for official reception and representation expenses.

21 FEDERAL JUDICIAL CENTER

22 SALARIES AND EXPENSES

23 For necessary expenses of the Federal Judicial Cen-
24 ter, as authorized by Public Law 90-219, \$20,235,000;
25 of which \$1,800,000 shall remain available through Sep-

1 tember 30, 2003, to provide education and training to
 2 Federal court personnel; and of which not to exceed
 3 \$1,000 is authorized for official reception and representa-
 4 tion expenses.

5 JUDICIAL RETIREMENT FUNDS

6 PAYMENT TO JUDICIARY TRUST FUNDS

7 For payment to the Judicial Officers' Retirement
 8 Fund, as authorized by 28 U.S.C. 377(o), \$26,700,000;
 9 to the Judicial Survivors' Annuities Fund, as authorized
 10 by 28 U.S.C. 376(e), \$8,400,000; and to the United
 11 States Court of Federal Claims Judges' Retirement Fund,
 12 as authorized by 28 U.S.C. 178(l), \$1,900,000.

13 UNITED STATES SENTENCING COMMISSION

14 SALARIES AND EXPENSES

15 For the salaries and expenses necessary to carry out
 16 the provisions of chapter 58 of title 28, United States
 17 Code, \$11,575,000, of which not to exceed \$1,000 is au-
 18 thorized for official reception and representation expenses.

19 GENERAL PROVISIONS—THE JUDICIARY

20 SEC. 301. Appropriations and authorizations made in
 21 this title which are available for salaries and expenses shall
 22 be available for services as authorized by 5 U.S.C. 3109.

23 SEC. 302. Not to exceed 5 percent of any appropria-
 24 tion made available for the current fiscal year for the Judi-
 25 ciary in this Act may be transferred between such appro-

1 priations, but no such appropriation, except “Courts of
2 Appeals, District Courts, and Other Judicial Services, De-
3 fender Services” and “Courts of Appeals, District Courts,
4 and Other Judicial Services, Fees of Jurors and Commis-
5 sioners”, shall be increased by more than 10 percent by
6 any such transfers: *Provided*, That any transfer pursuant
7 to this section shall be treated as a reprogramming of
8 funds under section 605 of this Act and shall not be avail-
9 able for obligation or expenditure except in compliance
10 with the procedures set forth in that section.

11 SEC. 303. Notwithstanding any other provision of
12 law, the salaries and expenses appropriation for district
13 courts, courts of appeals, and other judicial services shall
14 be available for official reception and representation ex-
15 penses of the Judicial Conference of the United States:
16 *Provided*, That such available funds shall not exceed
17 \$11,000 and shall be administered by the Director of the
18 Administrative Office of the United States Courts in the
19 capacity as Secretary of the Judicial Conference.

20 SEC. 304. Of the unexpended balances transferred to
21 the Commission on Structural Alternatives in Federal Ap-
22 pellate Courts, up to \$400,000 may be expended on court
23 operations under the “Courts of Appeals, District Courts,
24 and other Judicial Services, Salaries and Expenses”.

1 This title may be cited as the “Judiciary Appropria-
2 tions Act, 2002”.

3 TITLE IV—DEPARTMENT OF STATE AND
4 RELATED AGENCY

5 DEPARTMENT OF STATE

6 ADMINISTRATION OF FOREIGN AFFAIRS

7 DIPLOMATIC AND CONSULAR PROGRAMS

8 For necessary expenses of the Department of State
9 and the Foreign Service not otherwise provided for, includ-
10 ing employment, without regard to civil service and classi-
11 fication laws, of persons on a temporary basis (not to ex-
12 ceed \$700,000 of this appropriation), as authorized by
13 section 801 of the United States Information and Edu-
14 cational Exchange Act of 1948, as amended; representa-
15 tion to certain international organizations in which the
16 United States participates pursuant to treaties ratified
17 pursuant to the advice and consent of the Senate or spe-
18 cific Acts of Congress; arms control, nonproliferation and
19 disarmament activities as authorized; acquisition by ex-
20 change or purchase of passenger motor vehicles as author-
21 ized by law; and for expenses of general administration,
22 \$3,166,000,000 (reduced by \$8,000,000). *Provided*, That,
23 of the amount made available under this heading, not to
24 exceed \$4,000,000 may be transferred to, and merged
25 with, funds in the “Emergencies in the Diplomatic and

1 Consular Service' appropriations account, to be available
2 only for emergency evacuations and terrorism rewards:
3 *Provided further*, That, of the amount made available
4 under this heading, \$270,259,000 shall be available only
5 for public diplomacy international information programs:
6 *Provided further*, That, notwithstanding any other provi-
7 sion of law, not to exceed \$223,000,000 of offsetting col-
8 lections derived from fees collected under the authority of
9 section 140(a)(1) of the Foreign Relations Authorization
10 Act, Fiscal Years 1994 and 1995 (Public Law 103-236)
11 during fiscal year 2002 shall be retained and used for au-
12 thorized expenses in this appropriation and shall remain
13 available until expended: *Provided further*, That any fees
14 received in excess of \$223,000,000 in fiscal year 2002
15 shall remain available until expended, but shall not be
16 available for obligation until October 1, 2002: *Provided*
17 *further*, That no funds may be obligated or expended for
18 processing licenses for the export of satellites of United
19 States origin (including commercial satellites and satellite
20 components) to the People's Republic of China unless, at
21 least 15 days in advance, the Committees on Appropria-
22 tions of the House of Representatives and the Senate are
23 notified of such proposed action.

24 In addition, not to exceed \$1,343,000 shall be derived
25 from fees collected from other executive agencies for lease

1 or use of facilities located at the International Center in
2 accordance with section 4 of the International Center Act,
3 as amended; in addition, as authorized by section 5 of such
4 Act, \$490,000, to be derived from the reserve authorized
5 by that section, to be used for the purposes set out in
6 that section; in addition, as authorized by section 810 of
7 the United States Information and Educational Exchange
8 Act, not to exceed \$6,000,000, to remain available until
9 expended, may be credited to this appropriation from fees
10 or other payments received from English teaching, library,
11 motion pictures, and publication programs and from fees
12 from educational advising and counseling and exchange
13 visitor programs; and, in addition, not to exceed \$15,000,
14 which shall be derived from reimbursements, surcharges,
15 and fees for use of Blair House facilities.

16 In addition, for the costs of worldwide security up-
17 grades, \$487,735,000, to remain available until expended.

18 CAPITAL INVESTMENT FUND

19 For necessary expenses of the Capital Investment
20 Fund, \$210,000,000 (reduced by \$7,000,000), to remain
21 available until expended, as authorized: *Provided*, That
22 section 135(e) of Public Law 103-236 shall not apply to
23 funds available under this heading.

24 OFFICE OF INSPECTOR GENERAL

25 For necessary expenses of the Office of Inspector
26 General, \$29,264,000, notwithstanding section 209(a)(1)

1 of the Foreign Service Act of 1980, as amended (Public
2 Law 96-465), as it relates to post inspections.

3 EDUCATIONAL AND CULTURAL EXCHANGE PROGRAMS

4 For expenses of educational and cultural exchange
5 programs, as authorized, \$237,000,000, to remain avail-
6 able until expended: *Provided*, That not to exceed
7 \$2,000,000, to remain available until expended, may be
8 credited to this appropriation from fees or other payments
9 received from or in connection with English teaching, edu-
10 cational advising and counseling programs, and exchange
11 visitor programs as authorized.

12 REPRESENTATION ALLOWANCES

13 For representation allowances as authorized,
14 \$6,485,000.

15 PROTECTION OF FOREIGN MISSIONS AND OFFICIALS

16 For expenses, not otherwise provided, to enable the
17 Secretary of State to provide for extraordinary protective
18 services, as authorized, \$9,400,000, to remain available
19 until September 30, 2003.

20 EMBASSY SECURITY, CONSTRUCTION, AND MAINTENANCE

21 For necessary expenses for carrying out the Foreign
22 Service Buildings Act of 1926, as amended (22 U.S.C.
23 292-300), preserving, maintaining, repairing, and plan-
24 ning for buildings that are owned or directly leased by the
25 Department of State, renovating, in addition to funds oth-
26 erwise available, the Harry S Truman Building, and ear-

1 rying out the Diplomatic Security Construction Program
2 as authorized, \$470,000,000, to remain available until ex-
3 pended as authorized, of which not to exceed \$25,000 may
4 be used for domestic and overseas representation as au-
5 thorized: *Provided*, That none of the funds appropriated
6 in this paragraph shall be available for acquisition of fur-
7 niture, furnishings, or generators for other departments
8 and agencies.

9 In addition, for the costs of worldwide security up-
10 grades, acquisition, and construction as authorized,
11 \$815,960,000, to remain available until expended.

12 EMERGENCIES IN THE DIPLOMATIC AND CONSULAR
13 SERVICE

14 For expenses necessary to enable the Secretary of
15 State to meet unforeseen emergencies arising in the Diplo-
16 matic and Consular Service, \$10,000,000, to remain avail-
17 able until expended as authorized, of which not to exceed
18 \$1,000,000 may be transferred to and merged with the
19 Repatriation Loans Program Account, subject to the same
20 terms and conditions.

21 REPATRIATION LOANS PROGRAM ACCOUNT

22 For the cost of direct loans, \$612,000, as authorized:
23 *Provided*, That such costs, including the cost of modifying
24 such loans, shall be as defined in section 502 of the Con-
25 gressional Budget Act of 1974. In addition, for adminis-
26 trative expenses necessary to carry out the direct loan pro-

1 gram, \$607,000, which may be transferred to and merged
2 with the Diplomatic and Consular Programs account
3 under Administration of Foreign Affairs.

4 PAYMENT TO THE AMERICAN INSTITUTE IN TAIWAN

5 For necessary expenses to carry out the Taiwan Rela-
6 tions Act, Public Law 96-8, \$17,044,000.

7 PAYMENT TO THE FOREIGN SERVICE RETIREMENT AND
8 DISABILITY FUND

9 For payment to the Foreign Service Retirement and
10 Disability Fund, as authorized by law, \$135,629,000.

11 INTERNATIONAL ORGANIZATIONS AND CONFERENCES

12 CONTRIBUTIONS TO INTERNATIONAL ORGANIZATIONS

13 For expenses, not otherwise provided for, necessary
14 to meet annual obligations of membership in international
15 multilateral organizations, pursuant to treaties ratified
16 pursuant to the advice and consent of the Senate, conven-
17 tions or specific Acts of Congress, \$850,000,000: *Pro-*
18 *vided*, That any payment of arrearages under this title
19 shall be directed toward special activities that are mutually
20 agreed upon by the United States and the respective inter-
21 national organization: *Provided further*, That none of the
22 funds appropriated in this paragraph shall be available for
23 a United States contribution to an international organiza-
24 tion for the United States share of interest costs made
25 known to the United States Government by such organiza-
26 tion for loans incurred on or after October 1, 1984,

1 through external borrowings: *Provided further*, That, of
2 the funds appropriated in this paragraph, \$100,000,000
3 may be made available only pursuant to a certification by
4 the Secretary of State that the United Nations has taken
5 no action in calendar year 2001 prior to the date of enact-
6 ment of this Act to increase funding for any United Na-
7 tions program without identifying an offsetting decrease
8 elsewhere in the United Nations budget and cause the
9 United Nations to exceed the budget for the biennium
10 2000–2001 of \$2,535,700,000: *Provided further*, That if
11 the Secretary of State is unable to make the aforemen-
12 tioned certification, the \$100,000,000 is to be applied to
13 paying the current year assessment for other international
14 organizations for which the assessment has not been paid
15 in full or to paying the assessment due in the next fiscal
16 year for such organizations, subject to the reprogramming
17 procedures contained in section 605 of this Act: *Provided*
18 *further*, That funds appropriated under this paragraph
19 may be obligated and expended to pay the full United
20 States assessment to the civil budget of the North Atlantic
21 Treaty Organization.

22 CONTRIBUTIONS FOR INTERNATIONAL PEACEKEEPING
23 ACTIVITIES

24 For necessary expenses to pay assessed and other ex-
25 penses of international peacekeeping activities directed to
26 the maintenance or restoration of international peace and

1 security, \$844,139,000: *Provided*, That none of the funds
2 made available under this Act shall be obligated or ex-
3 pended for any new or expanded United Nations peace-
4 keeping mission unless, at least 15 days in advance of vot-
5 ing for the new or expanded mission in the United Nations
6 Security Council (or in an emergency as far in advance
7 as is practicable): (1) the Committees on Appropriations
8 of the House of Representatives and the Senate and other
9 appropriate committees of the Congress are notified of the
10 estimated cost and length of the mission, the vital national
11 interest to be served, and the planned exit strategy; and
12 (2) a reprogramming of funds pursuant to section 605 of
13 this Act is submitted, and the procedures therein followed,
14 setting forth the source of funds that will be used to pay
15 for the cost of the new or expanded mission: *Provided fur-*
16 *ther*, That funds shall be available for peacekeeping ex-
17 penses only upon a certification by the Secretary of State
18 to the appropriate committees of the Congress that Amer-
19 ican manufacturers and suppliers are being given opportu-
20 nities to provide equipment, services, and material for
21 United Nations peacekeeping activities equal to those
22 being given to foreign manufacturers and suppliers: *Pro-*
23 *vided further*, That none of the funds made available under
24 this heading are available to pay the United States share

1 of the cost of court monitoring that is part of any United
2 Nations peacekeeping mission.

3 INTERNATIONAL COMMISSIONS

4 For necessary expenses, not otherwise provided for,
5 to meet obligations of the United States arising under
6 treaties, or specific Acts of Congress, as follows:

7 INTERNATIONAL BOUNDARY AND WATER COMMISSION,

8 UNITED STATES AND MEXICO

9 For necessary expenses for the United States Section
10 of the International Boundary and Water Commission,
11 United States and Mexico, and to comply with laws appli-
12 cable to the United States Section, including not to exceed
13 \$6,000 for representation, as follows:

14 SALARIES AND EXPENSES

15 For salaries and expenses, not otherwise provided for,
16 \$24,705,000.

17 CONSTRUCTION

18 For detailed plan preparation and construction of au-
19 thorized projects, \$5,520,000, to remain available until ex-
20 pended, as authorized.

21 AMERICAN SECTIONS, INTERNATIONAL COMMISSIONS

22 For necessary expenses, not otherwise provided, for
23 the International Joint Commission and the International
24 Boundary Commission, United States and Canada, as au-
25 thorized by treaties between the United States and Can-
26 ada or Great Britain, and for the Border Environment

1 Cooperation Commission as authorized by Public Law
2 103-182, \$10,311,000, of which not to exceed \$9,000
3 shall be available for representation expenses incurred by
4 the International Joint Commission.

5 INTERNATIONAL FISHERIES COMMISSIONS

6 For necessary expenses for international fisheries
7 commissions, not otherwise provided for, as authorized by
8 law, \$19,780,000: *Provided*, That the United States' share
9 of such expenses may be advanced to the respective com-
10 missions pursuant to 31 U.S.C. 3324.

11 OTHER

12 PAYMENT TO THE ASIA FOUNDATION

13 For a grant to the Asia Foundation, as authorized
14 by the Asia Foundation Act (22 U.S.C. 4402), as amend-
15 ed, \$9,250,000, to remain available until expended, as au-
16 thorized.

17 EISENHOWER EXCHANGE FELLOWSHIP PROGRAM TRUST

18 FUND

19 For necessary expenses of Eisenhower Exchange Fel-
20 lowships, Incorporated, as authorized by sections 4 and
21 5 of the Eisenhower Exchange Fellowship Act of 1990 (20
22 U.S.C. 5204-5205), all interest and earnings accruing to
23 the Eisenhower Exchange Fellowship Program Trust
24 Fund on or before September 30, 2002, to remain avail-
25 able until expended: *Provided*, That none of the funds ap-
26 propriated herein shall be used to pay any salary or other

1 compensation, or to enter into any contract providing for
2 the payment thereof, in excess of the rate authorized by
3 ~~5 U.S.C. 5376~~; or for purposes which are not in accord-
4 ance with OMB Circulars A-110 (Uniform Administrative
5 Requirements) and A-122 (Cost Principles for Non-profit
6 Organizations), including the restrictions on compensation
7 for personal services.

8 ISRAELI ARAB SCHOLARSHIP PROGRAM

9 For necessary expenses of the Israeli Arab Scholar-
10 ship Program as authorized by section 214 of the Foreign
11 Relations Authorization Act, Fiscal Years 1992 and 1993
12 (~~22 U.S.C. 2452~~), all interest and earnings accruing to
13 the Israeli Arab Scholarship Fund on or before September
14 30, 2002, to remain available until expended.

15 EAST-WEST CENTER

16 To enable the Secretary of State to provide for ear-
17 nying out the provisions of the Center for Cultural and
18 Technical Interchange Between East and West Act of
19 1960, by grant to the Center for Cultural and Technical
20 Interchange Between East and West in the State of Ha-
21 waii, \$9,400,000: *Provided*, That none of the funds appro-
22 priated herein shall be used to pay any salary, or enter
23 into any contract providing for the payment thereof, in
24 excess of the rate authorized by ~~5 U.S.C. 5376~~.

1 NATIONAL ENDOWMENT FOR DEMOCRACY

2 For grants made by the Department of State to the
3 National Endowment for Democracy as authorized by the
4 National Endowment for Democracy Act, \$33,500,000, to
5 remain available until expended.

6 RELATED AGENCY

7 BROADCASTING BOARD OF GOVERNORS

8 INTERNATIONAL BROADCASTING OPERATIONS

9 For expenses necessary to enable the Broadcasting
10 Board of Governors, as authorized, to carry out inter-
11 national communication activities, including the purchase,
12 installation, rent, construction, and improvement of facili-
13 ties for radio and television transmission and reception to
14 Cuba, \$453,106,000, of which not to exceed \$16,000 may
15 be used for official receptions within the United States as
16 authorized, not to exceed \$35,000 may be used for rep-
17 resentation abroad as authorized, and not to exceed
18 \$39,000 may be used for official reception and representa-
19 tion expenses of Radio Free Europe/Radio Liberty, and
20 in addition, notwithstanding any other provision of law,
21 not to exceed \$2,000,000 in receipts from advertising and
22 revenue from business ventures, not to exceed \$500,000
23 in receipts from cooperating international organizations,
24 and not to exceed \$1,000,000 in receipts from privatiza-
25 tion efforts of the Voice of America and the International

1 Broadcasting Bureau, to remain available until expended
2 for carrying out authorized purposes.

3 BROADCASTING CAPITAL IMPROVEMENTS

4 For the purchase, rent, construction, and improve-
5 ment of facilities for radio transmission and reception, and
6 purchase and installation of necessary equipment for radio
7 and television transmission and reception as authorized,
8 \$25,900,000, to remain available until expended, as au-
9 thorized.

10 GENERAL PROVISIONS—DEPARTMENT OF STATE AND
11 RELATED AGENCY

12 SEC. 401. Funds appropriated under this title shall
13 be available, except as otherwise provided, for allowances
14 and differentials as authorized by subchapter 59 of title
15 5, United States Code; for services as authorized by 5
16 U.S.C. 3109; and for hire of passenger transportation pur-
17 suant to 31 U.S.C. 1343(b).

18 SEC. 402. Not to exceed 5 percent of any appropria-
19 tion made available for the current fiscal year for the De-
20 partment of State in this Act may be transferred between
21 such appropriations, but no such appropriation, except as
22 otherwise specifically provided, shall be increased by more
23 than 10 percent by any such transfers: *Provided*, That not
24 to exceed 5 percent of any appropriation made available
25 for the current fiscal year for the Broadcasting Board of
26 Governors in this Act may be transferred between such

1 appropriations, but no such appropriation, except as oth-
 2 erwise specifically provided, shall be increased by more
 3 than 10 percent by any such transfers: *Provided further,*
 4 That any transfer pursuant to this section shall be treated
 5 as a reprogramming of funds under section 605 of this
 6 Act and shall not be available for obligation or expenditure
 7 except in compliance with the procedures set forth in that
 8 section.

9 SEC. 403. None of the funds made available in this
 10 Act may be used by the Department of State or the Broad-
 11 casting Board of Governors to provide equipment, tech-
 12 nical support, consulting services, or any other form of
 13 assistance to the Palestinian Broadcasting Corporation.

14 This title may be cited as the “Department of State
 15 and Related Agency Appropriations Act, 2002”.

16 TITLE V—RELATED AGENCIES

17 DEPARTMENT OF TRANSPORTATION

18 MARITIME ADMINISTRATION

19 MARITIME SECURITY PROGRAM

20 For necessary expenses to maintain and preserve a
 21 U.S.-flag merchant fleet to serve the national security
 22 needs of the United States, \$98,700,000, to remain avail-
 23 able until expended.

24 OPERATIONS AND TRAINING

25 For necessary expenses of operations and training ac-
 26 tivities authorized by law, \$89,054,000, of which

1 \$13,000,000 shall remain available until expended for cap-
2 ital improvements at the United States Merchant Marine
3 Academy.

4 SHIP DISPOSAL

5 For necessary expenses related to the disposal of ob-
6 solete vessels in the National Defense Reserve Fleet of the
7 Maritime Administration, \$10,000,000, to remain avail-
8 able until expended.

9 MARITIME GUARANTEED LOAN (TITLE XI) PROGRAM

10 ACCOUNT

11 For the cost of guaranteed loans, as authorized by
12 the Merchant Marine Act, 1936, \$30,000,000, to remain
13 available until expended: *Provided*, That such costs, in-
14 cluding the cost of modifying such loans, shall be as de-
15 fined in section 502 of the Congressional Budget Act of
16 1974, as amended: *Provided further*, That during fiscal
17 year 2002, commitments to subsidize loans authorized
18 under this heading shall not exceed \$1,000,000,000 with-
19 out prior notification of the Committees on Appropriations
20 of the House of Representatives and Senate in accordance
21 with section 605 of this Act.

22 In addition, for administrative expenses to carry out
23 the guaranteed loan program, not to exceed \$3,978,000,
24 which shall be transferred to and merged with the appro-
25 priation for Operations and Training.

1 ADMINISTRATIVE PROVISIONS—MARITIME

2 ADMINISTRATION

3 Notwithstanding any other provision of this Act, the
4 Maritime Administration is authorized to furnish utilities
5 and services and make necessary repairs in connection
6 with any lease, contract, or occupancy involving Govern-
7 ment property under control of the Maritime Administra-
8 tion, and payments received therefore shall be credited to
9 the appropriation charged with the cost thereof: *Provided,*
10 That rental payments under any such lease, contract, or
11 occupancy for items other than such utilities, services, or
12 repairs shall be covered into the Treasury as miscellaneous
13 receipts.

14 No obligations shall be incurred during the current
15 fiscal year from the construction fund established by the
16 Merchant Marine Act, 1936, or otherwise, in excess of the
17 appropriations and limitations contained in this Act or in
18 any prior Appropriations Act.

19 COMMISSION FOR THE PRESERVATION OF AMERICA'S

20 HERITAGE ABROAD

21 SALARIES AND EXPENSES

22 For expenses for the Commission for the Preservation
23 of America's Heritage Abroad, \$489,000, as authorized by
24 section 1303 of Public Law 99-83.

1 COMMISSION ON CIVIL RIGHTS

2 SALARIES AND EXPENSES

3 For necessary expenses of the Commission on Civil
4 Rights, including hire of passenger motor vehicles,
5 \$9,096,000: *Provided*, That not to exceed \$50,000 may
6 be used to employ consultants: *Provided further*, That
7 none of the funds appropriated in this paragraph shall be
8 used to employ in excess of four full-time individuals under
9 Schedule C of the Excepted Service exclusive of one special
10 assistant for each Commissioner: *Provided further*, That
11 none of the funds appropriated in this paragraph shall be
12 used to reimburse Commissioners for more than 75
13 billable days, with the exception of the chairperson, who
14 is permitted 125 billable days.

15 COMMISSION ON INTERNATIONAL RELIGIOUS FREEDOM

16 SALARIES AND EXPENSES

17 For necessary expenses for the United States Com-
18 mission on International Religious Freedom, as authorized
19 by title II of the International Religious Freedom Act of
20 1998 (Public Law 105-292), \$3,000,000, to remain avail-
21 able until expended.

1 COMMISSION ON SECURITY AND COOPERATION IN
2 EUROPE
3 SALARIES AND EXPENSES

4 For necessary expenses of the Commission on Security and Cooperation in Europe, as authorized by Public
5 Law 94-304, \$1,499,000, to remain available until expended as authorized by section 3 of Public Law 99-7.

8 CONGRESSIONAL-EXECUTIVE COMMISSION ON THE
9 PEOPLE'S REPUBLIC OF CHINA
10 SALARIES AND EXPENSES

11 For necessary expenses of the Congressional-Executive
12 Commission on the People's Republic of China, as authorized, \$500,000, to remain available until expended.

14 EQUAL EMPLOYMENT OPPORTUNITY COMMISSION
15 SALARIES AND EXPENSES

16 For necessary expenses of the Equal Employment
17 Opportunity Commission as authorized by title VII of the
18 Civil Rights Act of 1964, as amended (29 U.S.C. 206(d)
19 and 621-634), the Americans with Disabilities Act of
20 1990, and the Civil Rights Act of 1991, including services
21 as authorized by 5 U.S.C. 3109; hire of passenger motor
22 vehicles as authorized by 31 U.S.C. 1343(b); non-monetary
23 awards to private citizens; and not to exceed
24 \$30,000,000 for payments to State and local enforcement
25 agencies for services to the Commission pursuant to title

1 VII of the Civil Rights Act of 1964, as amended, sections
2 6 and 14 of the Age Discrimination in Employment Act,
3 the Americans with Disabilities Act of 1990, and the Civil
4 Rights Act of 1991, \$310,406,000: *Provided*, That the
5 Commission is authorized to make available for official re-
6 ception and representation expenses not to exceed \$2,500
7 from available funds.

8 FEDERAL COMMUNICATIONS COMMISSION

9 SALARIES AND EXPENSES

10 For necessary expenses of the Federal Communica-
11 tions Commission, as authorized by law, including uni-
12 forms and allowances therefor, as authorized by 5 U.S.C.
13 5901–5902; not to exceed \$600,000 for land and struc-
14 ture; not to exceed \$500,000 for improvement and care
15 of grounds and repair to buildings; not to exceed \$4,000
16 for official reception and representation expenses; pur-
17 chase (not to exceed 16) and hire of motor vehicles; special
18 counsel fees; and services as authorized by 5 U.S.C. 3109,
19 \$238,597,000, of which not to exceed \$300,000 shall re-
20 main available until September 30, 2003, for research and
21 policy studies: *Provided*, That \$218,757,000 of offsetting
22 collections shall be assessed and collected pursuant to sec-
23 tion 9 of title I of the Communications Act of 1934, as
24 amended, and shall be retained and used for necessary ex-
25 penses in this appropriation, and shall remain available

1 until expended: *Provided further*, That the sum herein ap-
2 propriated shall be reduced as such offsetting collections
3 are received during fiscal year 2002 so as to result in a
4 final fiscal year 2002 appropriation estimated at
5 \$19,840,000: *Provided further*, That any offsetting collec-
6 tions received in excess of \$218,757,000 in fiscal year
7 2002 shall remain available until expended, but shall not
8 be available for obligation until October 1, 2002.

9 FEDERAL MARITIME COMMISSION

10 SALARIES AND EXPENSES

11 For necessary expenses of the Federal Maritime
12 Commission as authorized by section 201(d) of the Mer-
13 chant Marine Act, 1936, as amended (46 U.S.C. App.
14 1111), including services as authorized by 5 U.S.C. 3109;
15 hire of passenger motor vehicles as authorized by 31
16 U.S.C. 1343(b); and uniforms or allowances therefor, as
17 authorized by 5 U.S.C. 5901–5902, \$15,466,000: *Pro-*
18 *vided*, That not to exceed \$2,000 shall be available for offi-
19 cial reception and representation expenses.

20 FEDERAL TRADE COMMISSION

21 SALARIES AND EXPENSES

22 For necessary expenses of the Federal Trade Com-
23 mission, including uniforms or allowances therefor, as au-
24 thorized by 5 U.S.C. 5901–5902; services as authorized
25 by 5 U.S.C. 3109; hire of passenger motor vehicles; not

1 to exceed \$2,000 for official reception and representation
2 expenses, \$155,982,000: *Provided*, That not to exceed
3 \$300,000 shall be available for use to contract with a per-
4 son or persons for collection services in accordance with
5 the terms of 31 U.S.C. 3718, as amended: *Provided fur-*
6 *ther*, That, notwithstanding section 3302(b) of title 31,
7 United States Code, not to exceed \$155,982,000 of offset-
8 ting collections derived from fees collected for premerger
9 notification filings under the Hart-Scott-Rodino Antitrust
10 Improvements Act of 1976 (15 U.S.C. 18a) shall be re-
11 tained and used for necessary expenses in this appropria-
12 tion, and shall remain available until expended: *Provided*
13 *further*, That the sum herein appropriated from the gen-
14 eral fund shall be reduced as such offsetting collections
15 are received during fiscal year 2002, so as to result in
16 a final fiscal year 2002 appropriation from the general
17 fund estimated at not more than \$0, to remain available
18 until expended: *Provided further*, That none of the funds
19 made available to the Federal Trade Commission shall be
20 available for obligation for expenses authorized by section
21 151 of the Federal Deposit Insurance Corporation Im-
22 provement Act of 1991 (Public Law 102-242; 105 Stat.
23 2282-2285).

1 LEGAL SERVICES CORPORATION

2 PAYMENT TO THE LEGAL SERVICES CORPORATION

3 For payment to the Legal Services Corporation to
4 carry out the purposes of the Legal Services Corporation
5 Act of 1974, as amended, ~~\$329,300,000~~, of which
6 ~~\$310,000,000~~ is for basic field programs and required
7 independent audits; ~~\$2,500,000~~ is for the Office of Inspec-
8 tor General, of which such amounts as may be necessary
9 may be used to conduct additional audits of recipients;
10 ~~\$12,400,000~~ is for management and administration; and
11 ~~\$4,400,000~~ is for client self-help and information tech-
12 nology.

13 ADMINISTRATIVE PROVISION—LEGAL SERVICES

14 CORPORATION

15 None of the funds appropriated in this Act to the
16 Legal Services Corporation shall be expended for any pur-
17 pose prohibited or limited by, or contrary to any of the
18 provisions of, sections 501, 502, 503, 504, 505, and 506
19 of Public Law 105–119, and all funds appropriated in this
20 Act to the Legal Services Corporation shall be subject to
21 the same terms and conditions set forth in such sections,
22 except that all references in sections 502 and 503 to 1997
23 and 1998 shall be deemed to refer instead to 2001 and
24 2002, respectively.

1 Section 504(a)(16) of Public Law 104-134 is here-
2 after amended by striking “if such relief does not involve”
3 and all that follows through “representation”.

4 MARINE MAMMAL COMMISSION

5 SALARIES AND EXPENSES

6 For necessary expenses of the Marine Mammal Com-
7 mission as authorized by title II of Public Law 92-522,
8 as amended, \$1,732,000.

9 NATIONAL VETERANS BUSINESS DEVELOPMENT

10 CORPORATION

11 For necessary expenses of the National Veterans
12 Business Development Corporation as authorized under
13 section 33(a) of the Small Business Act, as amended,
14 \$4,000,000.

15 PACIFIC CHARTER COMMISSION

16 SALARIES AND EXPENSES

17 For necessary expenses for the Pacific Charter Com-
18 mission, as authorized by the Pacific Charter Commission
19 Act of 2000 (Public Law 106-570), \$2,500,000, to remain
20 available until expended.

21 SECURITIES AND EXCHANGE COMMISSION

22 SALARIES AND EXPENSES

23 For necessary expenses for the Securities and Ex-
24 change Commission, including services as authorized by
25 5 U.S.C. 3109, the rental of space (to include multiple

1 year leases) in the District of Columbia and elsewhere; and
2 not to exceed \$3,000 for official reception and representa-
3 tion expenses; \$109,500,000 from fees collected in fiscal
4 year 2002 to remain available until expended; and from
5 fees collected in previous fiscal years; \$328,400,000, to re-
6 main available until expended; of which not to exceed
7 \$10,000 may be used toward funding a permanent secre-
8 tariat for the International Organization of Securities
9 Commissions; and of which not to exceed \$100,000 shall
10 be available for expenses for consultations and meetings
11 hosted by the Commission with foreign governmental and
12 other regulatory officials; members of their delegations;
13 appropriate representatives and staff to exchange views
14 concerning developments relating to securities matters; de-
15 velopment and implementation of cooperation agreements
16 concerning securities matters and provision of technical
17 assistance for the development of foreign securities mar-
18 kets; such expenses to include necessary logistic and ad-
19 ministrative expenses and the expenses of Commission
20 staff and foreign invitees in attendance at such consulta-
21 tions and meetings including: (1) such incidental expenses
22 as meals taken in the course of such attendance; (2) any
23 travel and transportation to or from such meetings; and
24 (3) any other related lodging or subsistence: *Provided,*
25 That fees and charges authorized by sections 6(b)(4) of

1 the Securities Act of 1933 (15 U.S.C. 77f(b)(4)) and
2 31(d) of the Securities Exchange Act of 1934 (15 U.S.C.
3 78cc(d)) shall be credited to this account as offsetting col-
4 lections.

5 SMALL BUSINESS ADMINISTRATION

6 SALARIES AND EXPENSES

7 For necessary expenses, not otherwise provided for,
8 of the Small Business Administration as authorized by
9 Public Law 105-135, including hire of passenger motor
10 vehicles as authorized by 31 U.S.C. 1343 and 1344, and
11 not to exceed \$3,500 for official reception and representa-
12 tion expenses, \$303,581,000 (increased by \$7,000,000).
13 *Provided*, That the Administrator is authorized to charge
14 fees to cover the cost of publications developed by the
15 Small Business Administration, and certain loan servicing
16 activities: *Provided further*, That, notwithstanding 31
17 U.S.C. 3302, revenues received from all such activities
18 shall be credited to this account, to be available for ear-
19 rying out these purposes without further appropriations.

20 OFFICE OF INSPECTOR GENERAL

21 For necessary expenses of the Office of Inspector
22 General in carrying out the provisions of the Inspector
23 General Act of 1978, as amended (5 U.S.C. App.),
24 \$11,927,000.

1 BUSINESS LOANS PROGRAM ACCOUNT

2 For the cost of direct loans, \$1,500,000, to be avail-
3 able until expended; and for the cost of guaranteed loans,
4 \$77,000,000 (increased by \$10,000,000), as authorized by
5 15 U.S.C. 631 note, of which \$45,000,000 shall remain
6 available until September 30, 2003: *Provided*, That such
7 costs, including the cost of modifying such loans, shall be
8 as defined in section 502 of the Congressional Budget Act
9 of 1974, as amended: *Provided further*, That during fiscal
10 year 2002 commitments to guarantee loans under section
11 503 of the Small Business Investment Act of 1958, as
12 amended, shall not exceed \$3,750,000,000: *Provided fur-*
13 *ther*, That during fiscal year 2002 commitments for gen-
14 eral business loans authorized under section 7(a) of the
15 Small Business Act, as amended, shall not exceed
16 \$10,000,000,000 without prior notification of the Com-
17 mittees on Appropriations of the House of Representatives
18 and Senate in accordance with section 605 of this Act:
19 *Provided further*, That during fiscal year 2002 guarantee
20 commitments under section 303(b) of the Small Business
21 Investment Act of 1958, as amended, shall not exceed the
22 levels established by section 20(h)(1)(C) of the Small
23 Business Act (15 U.S.C. 631 note).

24 In addition, for administrative expenses to carry out
25 the direct and guaranteed loan programs, \$129,000,000,

1 which may be transferred to and merged with the appro-
2 priations for Salaries and Expenses:

3 DISASTER LOANS PROGRAM ACCOUNT

4 For the cost of direct loans authorized by section 7(b)
5 of the Small Business Act, as amended, \$84,510,000, to
6 remain available until expended: *Provided*, That such
7 costs, including the cost of modifying such loans, shall be
8 as defined in section 502 of the Congressional Budget Act
9 of 1974, as amended.

10 In addition, for administrative expenses to carry out
11 the direct loan program, \$120,354,000, which may be
12 transferred to and merged with appropriations for Salaries
13 and Expenses, of which \$500,000 is for the Office of In-
14 spector General of the Small Business Administration for
15 audits and reviews of disaster loans and the disaster loan
16 program and shall be transferred to and merged with ap-
17 propriations for the Office of Inspector General; of which
18 \$110,000,000 is for direct administrative expenses of loan
19 making and servicing to carry out the direct loan program;
20 and of which \$9,854,000 is for indirect administrative ex-
21 penses: *Provided*, That any amount in excess of
22 \$9,854,000 to be transferred to and merged with appro-
23 priations for Salaries and Expenses for indirect adminis-
24 trative expenses shall be treated as a reprogramming of
25 funds under section 605 of this Act and shall not be avail-

1 able for obligation or expenditure except in compliance
2 with the procedures set forth in that section.

3 ADMINISTRATIVE PROVISION—SMALL BUSINESS

4 ADMINISTRATION

5 Not to exceed 5 percent of any appropriation made
6 available for the current fiscal year for the Small Business
7 Administration in this Act may be transferred between
8 such appropriations, but no such appropriation shall be
9 increased by more than 10 percent by any such transfers:
10 *Provided*, That any transfer pursuant to this paragraph
11 shall be treated as a reprogramming of funds under sec-
12 tion 605 of this Act and shall not be available for obliga-
13 tion or expenditure except in compliance with the proce-
14 dures set forth in that section.

15 STATE JUSTICE INSTITUTE

16 SALARIES AND EXPENSES

17 For necessary expenses of the State Justice Institute,
18 as authorized by the State Justice Institute Authorization
19 Act of 1992 (Public Law 102-572; 106 Stat. 4515-4516),
20 \$6,835,000, to remain available until expended: *Provided*,
21 That not to exceed \$2,500 shall be available for official
22 reception and representation expenses.

23 TITLE VI—GENERAL PROVISIONS

24 SEC. 601. No part of any appropriation contained in
25 this Act shall be used for publicity or propaganda purposes
26 not authorized by the Congress.

1 ~~SEC. 602.~~ No part of any appropriation contained in
2 this Act shall remain available for obligation beyond the
3 current fiscal year unless expressly so provided herein.

4 ~~SEC. 603.~~ The expenditure of any appropriation
5 under this Act for any consulting service through procure-
6 ment contract, pursuant to ~~5~~ U.S.C. 3109, shall be limited
7 to those contracts where such expenditures are a matter
8 of public record and available for public inspection, except
9 where otherwise provided under existing law, or under ex-
10 isting Executive order issued pursuant to existing law.

11 ~~SEC. 604.~~ If any provision of this Act or the applica-
12 tion of such provision to any person or circumstances shall
13 be held invalid, the remainder of the Act and the applica-
14 tion of each provision to persons or circumstances other
15 than those as to which it is held invalid shall not be af-
16 fected thereby.

17 ~~SEC. 605.~~ (a) None of the funds provided under this
18 Act, or provided under previous appropriations Acts to the
19 agencies funded by this Act that remain available for obli-
20 gation or expenditure in fiscal year 2002, or provided from
21 any accounts in the Treasury of the United States derived
22 by the collection of fees available to the agencies funded
23 by this Act, shall be available for obligation or expenditure
24 through a reprogramming of funds which: (1) creates new
25 programs; (2) eliminates a program, project, or activity;

1 ~~(3)~~ increases funds or personnel by any means for any
2 project or activity for which funds have been denied or
3 restricted; ~~(4)~~ relocates an office or employees; ~~(5)~~ reorga-
4 nizes offices, programs, or activities; or ~~(6)~~ contracts out
5 or privatizes any functions or activities presently per-
6 formed by Federal employees; unless the Appropriations
7 Committees of both Houses of Congress are notified 15
8 days in advance of such reprogramming of funds.

9 (b) None of the funds provided under this Act, or
10 provided under previous appropriations Acts to the agen-
11 cies funded by this Act that remain available for obligation
12 or expenditure in fiscal year 2002, or provided from any
13 accounts in the Treasury of the United States derived by
14 the collection of fees available to the agencies funded by
15 this Act, shall be available for obligation or expenditure
16 for activities, programs, or projects through a reprogram-
17 ming of funds in excess of \$500,000 or 10 percent, which-
18 ever is less, that: ~~(1)~~ augments existing programs,
19 projects, or activities; ~~(2)~~ reduces by 10 percent funding
20 for any existing program, project, or activity, or numbers
21 of personnel by 10 percent as approved by Congress; or
22 ~~(3)~~ results from any general savings from a reduction in
23 personnel which would result in a change in existing pro-
24 grams, activities, or projects as approved by Congress; un-
25 less the Appropriations Committees of both Houses of

1 Congress are notified 15 days in advance of such re-
2 programming of funds.

3 SEC. 606. None of the funds made available in this
4 Act may be used for the construction, repair (other than
5 emergency repair), overhaul, conversion, or modernization
6 of vessels for the National Oceanic and Atmospheric Ad-
7 ministration in shipyards located outside of the United
8 States.

9 SEC. 607. (a) PURCHASE OF AMERICAN-MADE
10 EQUIPMENT AND PRODUCTS.—It is the sense of the Con-
11 gress that, to the greatest extent practicable, all equip-
12 ment and products purchased with funds made available
13 in this Act should be American-made.

14 (b) NOTICE REQUIREMENT.—In providing financial
15 assistance to, or entering into any contract with, any enti-
16 ty using funds made available in this Act, the head of each
17 Federal agency, to the greatest extent practicable, shall
18 provide to such entity a notice describing the statement
19 made in subsection (a) by the Congress.

20 (c) PROHIBITION OF CONTRACTS WITH PERSONS
21 FALSELY LABELING PRODUCTS AS MADE IN AMERICA.—
22 If it has been finally determined by a court or Federal
23 agency that any person intentionally affixed a label bear-
24 ing a “Made in America” inscription, or any inscription
25 with the same meaning, to any product sold in or shipped

1 to the United States that is not made in the United
2 States, the person shall be ineligible to receive any con-
3 tract or subcontract made with funds made available in
4 this Act, pursuant to the debarment, suspension, and ineli-
5 gibility procedures described in sections 9.400 through
6 9.409 of title 48, Code of Federal Regulations.

7 SEC. 608. None of the funds made available in this
8 Act may be used to implement, administer, or enforce any
9 guidelines of the Equal Employment Opportunity Com-
10 mission covering harassment based on religion, when it is
11 made known to the Federal entity or official to which such
12 funds are made available that such guidelines do not differ
13 in any respect from the proposed guidelines published by
14 the Commission on October 1, 1993 (58 Fed. Reg.
15 51266).

16 SEC. 609. None of the funds made available by this
17 Act may be used for any United Nations undertaking
18 when it is made known to the Federal official having au-
19 thority to obligate or expend such funds: (1) that the
20 United Nations undertaking is a peacekeeping mission; (2)
21 that such undertaking will involve United States Armed
22 Forces under the command or operational control of a for-
23 eign national; and (3) that the President's military advi-
24 sors have not submitted to the President a recommenda-
25 tion that such involvement is in the national security inter-

1 ests of the United States and the President has not sub-
2 mitted to the Congress such a recommendation.

3 ~~SEC. 610.~~ (a) None of the funds appropriated or oth-
4 erwise made available by this Act shall be expended for
5 any purpose for which appropriations are prohibited by
6 section 609 of the Departments of Commerce, Justice, and
7 State, the Judiciary, and Related Agencies Appropriations
8 Act, 1999.

9 (b) The requirements in subparagraphs (A) and (B)
10 of section 609 of that Act shall continue to apply during
11 fiscal year 2002.

12 ~~SEC. 611.~~ None of the funds made available in this
13 Act shall be used to provide the following amenities or per-
14 sonal comforts in the Federal prison system—

15 (1) in-cell television viewing except for prisoners
16 who are segregated from the general prison popu-
17 lation for their own safety;

18 (2) the viewing of R, X, and NC-17 rated mov-
19 ies, through whatever medium presented;

20 (3) any instruction (live or through broadcasts)
21 or training equipment for boxing, wrestling, judo,
22 karate, or other martial art, or any bodybuilding or
23 weightlifting equipment of any sort;

24 (4) possession of in-cell coffee pots, hot plates
25 or heating elements; or

1 (5) the use or possession of any electric or elec-
2 tronic musical instrument.

3 SEC. 612. None of the funds made available in title
4 II for the National Oceanic and Atmospheric Administra-
5 tion (NOAA) under the headings “Operations, Research,
6 and Facilities” and “Procurement, Acquisition and Con-
7 struction” may be used to implement sections 603, 604,
8 and 605 of Public Law 102-567: *Provided*, That NOAA
9 may develop a modernization plan for its fisheries research
10 vessels that takes fully into account opportunities for con-
11 tracting for fisheries surveys.

12 SEC. 613. Any costs incurred by a department or
13 agency funded under this Act resulting from personnel ac-
14 tions taken in response to funding reductions included in
15 this Act shall be absorbed within the total budgetary re-
16 sources available to such department or agency: *Provided*,
17 That the authority to transfer funds between appropria-
18 tions accounts as may be necessary to carry out this sec-
19 tion is provided in addition to authorities included else-
20 where in this Act: *Provided further*, That use of funds to
21 carry out this section shall be treated as a reprogramming
22 of funds under section 605 of this Act and shall not be
23 available for obligation or expenditure except in compli-
24 ance with the procedures set forth in that section.

1 SEC. 614. Hereafter, none of the funds made avail-
2 able in this Act to the Federal Bureau of Prisons may
3 be used to distribute or make available any commercially
4 published information or material to a prisoner when it
5 is made known to the Federal official having authority to
6 obligate or expend such funds that such information or
7 material is sexually explicit or features nudity.

8 SEC. 615. Of the funds appropriated in this Act
9 under the heading “Office of Justice Programs—State
10 and Local Law Enforcement Assistance”, not more than
11 90 percent of the amount to be awarded to an entity under
12 the Local Law Enforcement Block Grant shall be made
13 available to such an entity when it is made known to the
14 Federal official having authority to obligate or expend
15 such funds that the entity that employs a public safety
16 officer (as such term is defined in section 1204 of title
17 I of the Omnibus Crime Control and Safe Streets Act of
18 1968) does not provide such a public safety officer who
19 retires or is separated from service due to injury suffered
20 as the direct and proximate result of a personal injury
21 sustained in the line of duty while responding to an emer-
22 gency situation or a hot pursuit (as such terms are defined
23 by State law) with the same or better level of health insur-
24 ance benefits at the time of retirement or separation as
25 they received while on duty.

1 SEC. 616. None of the funds provided by this Act
2 shall be available to promote the sale or export of tobacco
3 or tobacco products, or to seek the reduction or removal
4 by any foreign country of restrictions on the marketing
5 of tobacco or tobacco products, except for restrictions
6 which are not applied equally to all tobacco or tobacco
7 products of the same type.

8 SEC. 617. (a) None of the funds appropriated or oth-
9 erwise made available by this Act shall be expended for
10 any purpose for which appropriations are prohibited by
11 section 616 of the Departments of Commerce, Justice, and
12 State, the Judiciary, and Related Agencies Appropriations
13 Act, 1999, as amended.

14 (b) Subsection (a)(1) of section 616 of that Act, as
15 amended, is further amended by striking “Claudy
16 Myrthil,”.

17 (c) The requirements in subsections (b) and (c) of
18 section 616 of that Act shall continue to apply during fis-
19 cal year 2002.

20 SEC. 618. None of the funds appropriated pursuant
21 to this Act or any other provision of law may be used for:
22 (1) the implementation of any tax or fee in connection
23 with the implementation of 18 U.S.C. 922(t); and (2) any
24 system to implement 18 U.S.C. 922(t) that does not re-
25 quire and result in the destruction of any identifying infor-

1 mation submitted by or on behalf of any person who has
2 been determined not to be prohibited from owning a fire-
3 arm.

4 SEC. 619. Notwithstanding any other provision of
5 law, amounts deposited or available in the Fund estab-
6 lished under 42 U.S.C. 10601 in any fiscal year in excess
7 of \$575,000,000 shall not be available for obligation until
8 the following fiscal year.

9 SEC. 620. None of the funds made available to the
10 Department of Justice in this Act may be used to discrimi-
11 nate against or denigrate the religious or moral beliefs of
12 students who participate in programs for which financial
13 assistance is provided from those funds, or of the parents
14 or legal guardians of such students.

15 SEC. 621. None of the funds appropriated in this Act
16 shall be available for the purpose of granting either immi-
17 grant or nonimmigrant visas, or both, consistent with the
18 Secretary's determination under section 243(d) of the Im-
19 migration and Nationality Act, to citizens, subjects, na-
20 tionals, or residents of countries that the Attorney General
21 has determined deny or unreasonably delay accepting the
22 return of citizens, subjects, nationals, or residents under
23 that section.

24 SEC. 622. None of the funds made available to the
25 Department of Justice in this Act may be used for the

1 purpose of transporting an individual who is a prisoner
2 pursuant to conviction for crime under State or Federal
3 law and is classified as a maximum or high security pris-
4 oner, other than to a prison or other facility certified by
5 the Federal Bureau of Prisons as appropriately secure for
6 housing such a prisoner.

7 ~~SEC. 623.~~ No funds appropriated or otherwise made
8 available under this Act shall be made available to any
9 person or entity that has been convicted of violating the
10 Buy American Act (~~41 U.S.C. 10a-10e~~).

11 ~~SEC. 624.~~ None of the funds appropriated in title I
12 of this Act may be used to prohibit States from partici-
13 pating in voluntary child safety gun lock programs.

14 ~~SEC. 625.~~ None of the funds appropriated in this Act
15 may be used to negotiate or pay any request or claim by
16 the Government of the People's Republic of China for re-
17 imbursement of the costs associated with the detention of
18 the crewmembers of the United States Navy EP-3 aircraft
19 that was forced to land on Hainan Island, China, on April
20 1, 2001, or for reimbursement of any of the costs associ-
21 ated with the return of the aircraft to the United States.

22 ~~SEC. 626.~~ None of the funds made available in this
23 Act may be used by the Department of Justice or the De-
24 partment of State to file a motion in any court opposing
25 a civil action against any Japanese person or corporation

1 for compensation or reparations in which the plaintiff al-
 2 leges that, as an American prisoner of war during World
 3 War II, he or she was used as slave or forced labor.

4 TITLE VII—RESCISSIONS

5 DEPARTMENT OF COMMERCE

6 DEPARTMENTAL MANAGEMENT

7 EMERGENCY OIL AND GAS GUARANTEED LOAN PROGRAM

8 ACCOUNT

9 (RESCISSION)

10 Of the unobligated balances available under this
 11 heading from prior year appropriations, \$115,000,000 are
 12 rescinded.

13 EMERGENCY STEEL GUARANTEED LOAN PROGRAM

14 ACCOUNT

15 (RESCISSION)

16 Of the unobligated balances available under this
 17 heading from prior year appropriations, \$10,000,000 are
 18 rescinded.

19 This Act may be cited as the “Departments of Com-
 20 merce, Justice, and State, the Judiciary, and Related
 21 Agencies Appropriations Act, 2002”.

22 *That the following sums are appropriated, out of any*
 23 *money in the Treasury not otherwise appropriated, for the*
 24 *fiscal year ending September 30, 2002, and for other pur-*
 25 *poses, namely:*

1 *TITLE I—DEPARTMENT OF JUSTICE*2 *GENERAL ADMINISTRATION*3 *SALARIES AND EXPENSES*

4 *For expenses necessary for the administration of the*
5 *Department of Justice, \$93,433,000, of which not to exceed*
6 *\$3,317,000 is for the Facilities Program 2000, to remain*
7 *available until expended: Provided, That not to exceed 43*
8 *permanent positions and 44 full-time equivalent workyears*
9 *and \$8,136,000 shall be expended for the Department Lead-*
10 *ership Program: Provided further, That not to exceed 41*
11 *permanent positions and 48 full-time equivalent workyears*
12 *and \$4,811,000 shall be expended for the Offices of Legisla-*
13 *tive Affairs and Public Affairs: Provided further, That the*
14 *Attorney General is authorized to transfer, under such*
15 *terms and conditions as the Attorney General shall specify,*
16 *forfeited real or personal property of limited or marginal*
17 *value, as such value is determined by guidelines established*
18 *by the Attorney General, to a State or local government*
19 *agency, or its designated contractor or transferee, for use*
20 *to support drug abuse treatment, drug and crime preven-*
21 *tion and education, housing, job skills, and other commu-*
22 *nity-based public health and safety programs: Provided fur-*
23 *ther, That any transfer under the preceding proviso shall*
24 *not create or confer any private right of action in any per-*

1 *son against the United States, and shall be treated as a*
2 *reprogramming under section 605 of this Act.*

3 *JOINT AUTOMATED BOOKING SYSTEM*

4 *For expenses necessary for the nationwide deployment*
5 *of a Joint Automated Booking System including automated*
6 *capability to transmit fingerprint and image data,*
7 *\$22,500,000, to remain available until expended.*

8 *LEGAL ACTIVITIES OFFICE AUTOMATION*

9 *For necessary office-automation expenses of organiza-*
10 *tions funded under the headings “Salaries and Expenses”,*
11 *General Legal Activities, and “Salaries and Expenses”,*
12 *General Administration, and of the United States Attor-*
13 *neys, the United States Marshals Service, the Antitrust Di-*
14 *vision, the United States Trustee Program, the Executive*
15 *Office for Immigration Review, and the Community Rela-*
16 *tions Service, \$34,600,000, to remain available until ex-*
17 *pended.*

18 *NARROWBAND COMMUNICATIONS*

19 *For the costs of conversion to narrowband communica-*
20 *tions, including the cost for operation and maintenance of*
21 *Land Mobile Radio legacy systems, \$204,549,000, to remain*
22 *available until expended.*

23 *PORT SECURITY*

24 *For expenses necessary for counter-terrorism, counter-*
25 *narcotics, and other law enforcement activities at United*
26 *States seaports, including Great Lakes ports, \$39,950,000,*

1 *to remain available until expended, to be available only for*
2 *facilities, equipment, and supplies occupied or used by fed-*
3 *eral law enforcement agencies, including the United States*
4 *Customs Service.*

5 *ADMINISTRATIVE REVIEW AND APPEALS*

6 *For expenses necessary for the administration of par-*
7 *don and clemency petitions and immigration related activi-*
8 *ties, \$45,813,000.*

9 *DETENTION TRUSTEE*

10 *For necessary expenses of the Federal Detention Trust-*
11 *ee who shall exercise all power and functions authorized by*
12 *law relating to the detention of Federal prisoners in non-*
13 *Federal institutions or otherwise in the custody of the*
14 *United States Marshals Service; and the detention of aliens*
15 *in the custody of the Immigration and Naturalization Serv-*
16 *ice, \$88,884,000, of which \$87,166,000 shall be available*
17 *only for prisoner movements handled by the Justice Pris-*
18 *oner and Alien Transportation System: Provided, That the*
19 *Trustee shall be responsible for overseeing construction of*
20 *detention facilities or for housing related to such detention;*
21 *the management of funds appropriated to the Department*
22 *for the exercise of any detention functions; and the direction*
23 *of the United States Marshals Service and Immigration*
24 *and Naturalization Service with respect to the exercise of*
25 *detention policy setting and operations for the Department.*

1 *OFFICE OF INSPECTOR GENERAL*

2 *For necessary expenses of the Office of Inspector Gen-*
3 *eral in carrying out the provisions of the Inspector General*
4 *Act of 1978, as amended, \$46,006,000; including not to ex-*
5 *ceed \$10,000 to meet unforeseen emergencies of a confiden-*
6 *tial character, to be expended under the direction of, and*
7 *to be accounted for solely under the certificate of, the Attor-*
8 *ney General; and for the acquisition, lease, maintenance,*
9 *and operation of motor vehicles, without regard to the gen-*
10 *eral purchase price limitation for the current fiscal year.*

11 *UNITED STATES PAROLE COMMISSION*12 *SALARIES AND EXPENSES*

13 *For necessary expenses of the United States Parole*
14 *Commission as authorized by law, \$8,836,000.*

15 *LEGAL ACTIVITIES*16 *SALARIES AND EXPENSES, GENERAL LEGAL ACTIVITIES*

17 *For expenses necessary for the legal activities of the*
18 *Department of Justice, not otherwise provided for, includ-*
19 *ing not to exceed \$20,000 for expenses of collecting evidence,*
20 *to be expended under the direction of, and to be accounted*
21 *for solely under the certificate of, the Attorney General; and*
22 *rent of private or Government-owned space in the District*
23 *of Columbia, \$527,543,000: Provided, That of the funds*
24 *made available in this appropriation, \$2,612,000 shall re-*
25 *main available until expended only for courtroom tech-*

1 *nology: Provided further, That of the total amount appro-*
2 *priated, not to exceed \$1,000 shall be available to the United*
3 *States National Central Bureau, INTERPOL, for represen-*
4 *tation expenses.*

5 *In addition, for reimbursement of expenses of the De-*
6 *partment of Justice associated with processing cases under*
7 *the National Childhood Vaccine Injury Act of 1986, as*
8 *amended, not to exceed \$4,028,000, to be appropriated from*
9 *the Vaccine Injury Compensation Trust Fund.*

10 *SALARIES AND EXPENSES, ANTITRUST DIVISION*

11 *For expenses necessary for the enforcement of antitrust*
12 *and kindred laws, \$130,791,000: Provided, That, notwith-*
13 *standing any other provision of law, not to exceed*
14 *\$130,791,000 of offsetting collections derived from fees col-*
15 *lected for premerger notification filings under the Hart-*
16 *Scott-Rodino Antitrust Improvements Act of 1976 (15*
17 *U.S.C. 18a), regardless of the year of collection, shall be*
18 *retained and used for necessary expenses in this appropri-*
19 *ation, and shall remain available until expended: Provided*
20 *further, That the sum herein appropriated from the general*
21 *fund shall be reduced as such offsetting collections are re-*
22 *ceived during fiscal year 2002, so as to result in a final*
23 *fiscal year 2002 appropriation from the general fund esti-*
24 *mated at not more than \$0.*

1 SALARIES AND EXPENSES, UNITED STATES ATTORNEYS

2 For necessary expenses of the Offices of the United
3 States Attorneys, including inter-governmental and cooper-
4 ative agreements, \$1,260,353,000; of which not to exceed
5 \$2,500,000 shall be available until September 30, 2003, for:
6 (1) training personnel in debt collection; (2) locating debt-
7 ors and their property; (3) paying the net costs of selling
8 property; and (4) tracking debts owed to the United States
9 Government: Provided, That \$800,000 shall be available
10 only for grants to develop and conduct programs to train
11 State and local law enforcement and prosecutors in the in-
12 vestigation and prosecution of child pornography and child
13 exploitation crimes: Provided further, That of the total
14 amount appropriated, not to exceed \$8,000 shall be avail-
15 able for official reception and representation expenses: Pro-
16 vided further, That of the amount made available under this
17 heading, \$6,000,000 shall be available only to procure, oper-
18 ate, and maintain gunfire surveillance equipment to sup-
19 port gun prosecution initiatives in high crime areas: Pro-
20 vided further, That not to exceed \$10,000,000 of those funds
21 available for automated litigation support contracts shall
22 remain available until expended: Provided further, That,
23 notwithstanding any other provision of law, the Attorney
24 General shall transfer to the Department of Justice Working
25 Capital Fund, unobligated, all unexpended funds appro-

1 *priated by the first heading of chapter 2 of title II of divi-*
2 *sion B of Public Law 106–246 and by section 202 of divi-*
3 *sion A of appendix H.R. 5666 of Public Law 106–554: Pro-*
4 *vided further, That not to exceed \$2,500,000 for the oper-*
5 *ation of the National Advocacy Center shall remain avail-*
6 *able until expended: Provided further, That the fourth pro-*
7 *viso under the heading “Salaries and Expenses, United*
8 *States Attorneys” in title I of H.R. 3421 of the 106th Con-*
9 *gress, as enacted by section 1000(a)(1) of Public Law 106–*
10 *113 shall apply to amounts made available under this head-*
11 *ing for fiscal year 2002: Provided further, That, in addition*
12 *to reimbursable full-time equivalent workyears available to*
13 *the Offices of the United States Attorneys, not to exceed*
14 *9,539 positions and 9,607 full-time equivalent workyears*
15 *shall be supported from the funds appropriated in this Act*
16 *for the United States Attorneys.*

17 *UNITED STATES TRUSTEE SYSTEM FUND*

18 *For necessary expenses of the United States Trustee*
19 *Program, as authorized by 28 U.S.C. 589a(a),*
20 *\$154,044,000, to remain available until expended and to*
21 *be derived from the United States Trustee System Fund:*
22 *Provided, That, notwithstanding any other provision of*
23 *law, deposits to the Fund shall be available in such amounts*
24 *as may be necessary to pay refunds due depositors: Pro-*
25 *vided further, That, notwithstanding any other provision*
26 *of law, \$154,044,000 of offsetting collections pursuant to 28*

1 *U.S.C. 589a(b) shall be retained and used for necessary ex-*
2 *penses in this appropriation and remain available until ex-*
3 *pended: Provided further, That the sum herein appro-*
4 *priated from the Fund shall be reduced as such offsetting*
5 *collections are received during fiscal year 2002, so as to*
6 *result in a final fiscal year 2002 appropriation from the*
7 *Fund estimated at \$0.*

8 *SALARIES AND EXPENSES, FOREIGN CLAIMS SETTLEMENT*
9 *COMMISSION*

10 *For expenses necessary to carry out the activities of*
11 *the Foreign Claims Settlement Commission, including serv-*
12 *ices as authorized by 5 U.S.C. 3109, \$1,130,000.*

13 *SALARIES AND EXPENSES, UNITED STATES MARSHALS*
14 *SERVICE*

15 *For necessary expenses of the United States Marshals*
16 *Service, including the acquisition, lease, maintenance, and*
17 *operation of vehicles, and the purchase of passenger motor*
18 *vehicles for police-type use, without regard to the general*
19 *purchase price limitation for the current fiscal year,*
20 *\$644,746,000; of which not to exceed \$6,000 shall be avail-*
21 *able for official reception and representation expenses; and*
22 *of which not to exceed \$4,000,000 for development, imple-*
23 *mentation, maintenance and support, and training for an*
24 *automated prisoner information system shall remain avail-*
25 *able until expended.*

1 *and supervision of expert witnesses, for private counsel ex-*
2 *penses, and for per diems in lieu of subsistence, as author-*
3 *ized by law, including advances, \$156,145,000, to remain*
4 *available until expended; of which not to exceed \$6,000,000*
5 *may be made available for planning, construction, renova-*
6 *tions, maintenance, remodeling, and repair of buildings,*
7 *and the purchase of equipment incident thereto, for pro-*
8 *ected witness safesites; of which not to exceed \$1,000,000*
9 *may be made available for the purchase and maintenance*
10 *of armored vehicles for transportation of protected wit-*
11 *nesses; and of which not to exceed \$5,000,000 may be made*
12 *available for the purchase, installation, and maintenance*
13 *of secure telecommunications equipment and a secure auto-*
14 *mated information network to store and retrieve the identi-*
15 *ties and locations of protected witnesses.*

16 *SALARIES AND EXPENSES, COMMUNITY RELATIONS SERVICE*

17 *For necessary expenses of the Community Relations*
18 *Service, \$9,269,000 and, in addition, up to \$1,000,000 of*
19 *funds made available to the Department of Justice in this*
20 *Act may be transferred by the Attorney General to this ac-*
21 *count.*

22 *ASSETS FORFEITURE FUND*

23 *For expenses authorized by 28 U.S.C. 524(c)(1)(A)(ii),*
24 *(B), (F), and (G), as amended, \$22,949,000, to be derived*
25 *from the Department of Justice Assets Forfeiture Fund.*

1 *RADIATION EXPOSURE COMPENSATION*2 *ADMINISTRATIVE EXPENSES*

3 *For necessary administrative expenses in accordance*
4 *with the Radiation Exposure Compensation Act,*
5 *\$1,996,000.*

6 *PAYMENT TO RADIATION EXPOSURE COMPENSATION TRUST*7 *FUND*

8 *For payments to the Radiation Exposure Compensa-*
9 *tion Trust Fund of claims covered by the Radiation Expo-*
10 *sure Compensation Act \$10,776,000.*

11 *INTERAGENCY LAW ENFORCEMENT*12 *INTERAGENCY CRIME AND DRUG ENFORCEMENT*

13 *For necessary expenses for the detection, investigation,*
14 *and prosecution of individuals involved in organized crime*
15 *drug trafficking not otherwise provided for, to include inter-*
16 *governmental agreements with State and local law enforce-*
17 *ment agencies engaged in the investigation and prosecution*
18 *of individuals involved in organized crime drug trafficking,*
19 *\$336,966,000, of which \$50,000,000 shall remain available*
20 *until expended: Provided, That any amounts obligated from*
21 *appropriations under this heading may be used under au-*
22 *thorities available to the organizations reimbursed from this*
23 *appropriation: Provided further, That any unobligated bal-*
24 *ances remaining available at the end of the fiscal year shall*
25 *revert to the Attorney General for reallocation among par-*
26 *ticipating organizations in succeeding fiscal years, subject*

1 *to the reprogramming procedures described in section 605*
2 *of this Act.*

3 *FEDERAL BUREAU OF INVESTIGATION*

4 *SALARIES AND EXPENSES*

5 *For necessary expenses of the Federal Bureau of Inves-*
6 *tigation for detection, investigation, and prosecution of*
7 *crimes against the United States; including purchase for*
8 *police-type use of not to exceed 1,354 passenger motor vehi-*
9 *cles, of which 1,190 will be for replacement only, without*
10 *regard to the general purchase price limitation for the cur-*
11 *rent fiscal year, and hire of passenger motor vehicles; acqui-*
12 *sition, lease, maintenance, and operation of aircraft; and*
13 *not to exceed \$70,000 to meet unforeseen emergencies of a*
14 *confidential character, to be expended under the direction*
15 *of, and to be accounted for solely under the certificate of,*
16 *the Attorney General, \$3,425,041,000; of which not to exceed*
17 *\$50,000,000 for automated data processing and tele-*
18 *communications and technical investigative equipment and*
19 *not to exceed \$1,000,000 for undercover operations shall re-*
20 *main available until September 30, 2003; of which not less*
21 *than \$485,278,000 shall be for counterterrorism investiga-*
22 *tions, foreign counterintelligence, and other activities re-*
23 *lated to our national security; of which not to exceed*
24 *\$10,000,000 is authorized to be made available for making*
25 *advances for expenses arising out of contractual or reim-*

1 *bursable agreements with State and local law enforcement*
2 *agencies while engaged in cooperative activities related to*
3 *violent crime, terrorism, organized crime, and drug inves-*
4 *tigations: Provided, That not to exceed \$45,000 shall be*
5 *available for official reception and representation expenses:*
6 *Provided further, That of the amount made available under*
7 *this heading, \$53,000 shall be available only to reimburse*
8 *Acadian Ambulance & Air Med Services for costs incurred*
9 *during the December 1999 prison riot in St. Martin Parish*
10 *Correctional Center, St. Martin Parish, Louisiana.*

11 *CONSTRUCTION*

12 *For necessary expenses to construct or acquire build-*
13 *ings and sites by purchase, or as otherwise authorized by*
14 *law (including equipment for such buildings); conversion*
15 *and extension of federally-owned buildings; and prelimi-*
16 *nary planning and design of projects; \$44,074,000, to re-*
17 *main available until expended.*

18 *DRUG ENFORCEMENT ADMINISTRATION*

19 *SALARIES AND EXPENSES*

20 *For necessary expenses of the Drug Enforcement Ad-*
21 *ministration, including not to exceed \$70,000 to meet un-*
22 *foreseen emergencies of a confidential character, to be ex-*
23 *pended under the direction of, and to be accounted for solely*
24 *under the certificate of, the Attorney General; expenses for*
25 *conducting drug education and training programs, includ-*
26 *ing travel and related expenses for participants in such pro-*

1 *grams and the distribution of items of token value that pro-*
2 *mote the goals of such programs; purchase of not to exceed*
3 *1,477 passenger motor vehicles, of which 1,354 will be for*
4 *replacement only, for police-type use without regard to the*
5 *general purchase price limitation for the current fiscal year;*
6 *and acquisition, lease, maintenance, and operation of air-*
7 *craft, \$1,489,779,000; of which \$33,000,000 for permanent*
8 *change of station shall remain available until September*
9 *30, 2003; of which not to exceed \$1,800,000 for research*
10 *shall remain available until expended, and of which not to*
11 *exceed \$4,000,000 for purchase of evidence and payments*
12 *for information, not to exceed \$10,000,000 for contracting*
13 *for automated data processing and telecommunications*
14 *equipment, and not to exceed \$2,000,000 for laboratory*
15 *equipment, \$4,000,000 for technical equipment, and*
16 *\$2,000,000 for aircraft replacement retrofit and parts, shall*
17 *remain available until September 30, 2003; of which not*
18 *to exceed \$50,000 shall be available for official reception*
19 *and representation expenses.*

20 *IMMIGRATION AND NATURALIZATION SERVICE*

21 *SALARIES AND EXPENSES*

22 *For expenses, not otherwise provided for, necessary for*
23 *the administration and enforcement of the laws relating to*
24 *immigration, naturalization, and alien registration, in-*
25 *cluding not to exceed \$50,000 to meet unforeseen emer-*

1 *gencies of a confidential character, to be expended under*
2 *the direction of, and to be accounted for solely under the*
3 *certificate of, the Attorney General; purchase for police-type*
4 *use (not less than 3,165 passenger motor vehicles, of which*
5 *not less than 2,211 are for replacement only), without re-*
6 *gard to the general purchase price limitation for the current*
7 *fiscal year, and hire of passenger motor vehicles; acquisi-*
8 *tion, lease, maintenance and operation of aircraft; research*
9 *related to immigration enforcement; for protecting and*
10 *maintaining the integrity of the borders of the United*
11 *States including, without limitation, equipping, maintain-*
12 *ing, and making improvements to the infrastructure; and*
13 *for the care and housing of Federal detainees held in the*
14 *joint Immigration and Naturalization Service and United*
15 *States Marshals Service's Buffalo Detention Facility,*
16 *\$3,176,037,000; of which \$5,500,000 shall be for the Vio-*
17 *lence Against Women Act Unit of the Eastern Adjudication*
18 *Service Center to provide for the processing of immigration*
19 *self-petitions and U visas under the Violence Against*
20 *Women Act (Public Law 103-322, reauthorized in Public*
21 *Law 106-326) and T visas under the Victims of Trafficking*
22 *and Violence Protection Act (Public Law 106-326), out of*
23 *which \$500,000 shall be for the Eastern Adjudication Serv-*
24 *ice Center to provide for the production and distribution*
25 *of training materials to State Department, Justice Depart-*

1 ment, and other Government officials concerning the immi-
2 gration provisions of the Violence Against Women Act; of
3 which not to exceed \$400,000 for research shall remain
4 available until expended; of which not to exceed \$10,000,000
5 shall be available for costs associated with the training pro-
6 gram for basic officer training; of which not to exceed
7 \$5,000,000 is for payments or advances arising out of con-
8 tractual or reimbursable agreements with State and local
9 law enforcement agencies while engaged in cooperative ac-
10 tivities related to immigration; of which not to exceed
11 \$5,000,000 is to fund or reimburse other Federal agencies
12 for the costs associated with the care, maintenance, and re-
13 patriation of smuggled illegal aliens: Provided, That none
14 of the funds available to the Immigration and Naturaliza-
15 tion Service shall be available to pay any employee over-
16 time pay in an amount in excess of \$1,153 per pay period
17 during the calendar year beginning January 1, 2002: Pro-
18 vided further, That uniforms may be purchased without re-
19 gard to the general purchase price limitation for the current
20 fiscal year: Provided further, That not to exceed \$45,000
21 shall be available for official reception and representation
22 expenses: Provided further, That not to exceed 30 permanent
23 positions and 30 full-time equivalent workyears and not to
24 exceed \$4,300,000 shall be expended for the Offices of Legis-
25 lative Affairs and Public Affairs: Provided further, That,

1 of the amount appropriated under this heading,
2 \$67,000,000 shall be transferred to the Immigration Serv-
3 ices and Infrastructure Improvements Account under sec-
4 tion 204 of the Immigration Services and Infrastructure
5 Improvements Act of 2000 (8 U.S.C. 1573), to be used for
6 the same purposes for which funds in such account may
7 be used and to remain available until expended: Provided
8 further, That the latter two aforementioned offices shall be
9 augmented by personnel details, temporary transfers of per-
10 sonnel on either a reimbursable or non-reimbursable basis,
11 or any other type of formal or informal transfer or reim-
12 bursement of personnel or funds on either a temporary or
13 long-term basis and such augmentation may not exceed 10
14 full-time equivalent workyears.

15 CONSTRUCTION

16 For planning, purchase of construction vehicles, con-
17 struction, renovation, equipping, and maintenance of build-
18 ings and facilities necessary for the administration and en-
19 forcement of the laws relating to immigration, naturaliza-
20 tion, and alien registration, not otherwise provided for,
21 \$205,015,000, to remain available until expended, of which
22 \$3,000,000 shall be available only to comply with Occupa-
23 tional Safety and Health Administration programs.

1 *FEDERAL PRISON SYSTEM*2 *SALARIES AND EXPENSES*

3 *For expenses necessary for the administration, oper-*
4 *ation, and maintenance of Federal penal and correctional*
5 *institutions, including purchase (not to exceed 685, of which*
6 *610 are for replacement only) and hire of law enforcement*
7 *and passenger motor vehicles, and for the provision of tech-*
8 *nical assistance and advice on corrections related issues to*
9 *foreign governments, \$3,786,228,000, of which \$11,554,000*
10 *shall be available only for the activation of the facility at*
11 *Atwater, California, and of which \$13,323,000 shall be*
12 *available only for the activation of the facility at Honolulu,*
13 *Hawaii: Provided, That the Attorney General may transfer*
14 *to the Health Resources and Services Administration such*
15 *amounts as may be necessary for direct expenditures by*
16 *that Administration for medical relief for inmates of Fed-*
17 *eral penal and correctional institutions: Provided further,*
18 *That the Director of the Federal Prison System (FPS),*
19 *where necessary, may enter into contracts with a fiscal*
20 *agent/fiscal intermediary claims processor to determine the*
21 *amounts payable to persons who, on behalf of FPS, furnish*
22 *health services to individuals committed to the custody of*
23 *FPS: Provided further, That not to exceed \$6,000 shall be*
24 *available for official reception and representation expenses:*
25 *Provided further, That not to exceed \$50,000,000 shall re-*

1 *main available for necessary operations until September 30,*
2 *2003: Provided further, That, of the amounts provided for*
3 *Contract Confinement, not to exceed \$20,000,000 shall re-*
4 *main available until expended to make payments in ad-*
5 *vance for grants, contracts and reimbursable agreements,*
6 *and other expenses authorized by section 501(c) of the Ref-*
7 *ugee Education Assistance Act of 1980, as amended, for the*
8 *care and security in the United States of Cuban and Hai-*
9 *tian entrants: Provided further, That the Director of the*
10 *Federal Prison System may accept donated property and*
11 *services relating to the operation of the prison card program*
12 *from a not-for-profit entity which has operated such pro-*
13 *gram in the past notwithstanding the fact that such not-*
14 *for-profit entity furnishes services under contracts to the*
15 *Federal Prison System relating to the operation of pre-re-*
16 *lease services, halfway houses or other custodial facilities.*

17 *BUILDINGS AND FACILITIES*

18 *For planning, acquisition of sites and construction of*
19 *new facilities; purchase and acquisition of facilities and re-*
20 *modeling, and equipping of such facilities for penal and*
21 *correctional use, including all necessary expenses incident*
22 *thereto, by contract or force account; and constructing, re-*
23 *modeling, and equipping necessary buildings and facilities*
24 *at existing penal and correctional institutions, including*
25 *all necessary expenses incident thereto, by contract or force*
26 *account, \$899,797,000, to remain available until expended,*

1 of which not to exceed \$14,000,000 shall be available to con-
2 struct areas for inmate work programs: Provided, That
3 labor of United States prisoners may be used for work per-
4 formed under this appropriation: Provided further, That,
5 of the amount made available under this heading,
6 \$9,962,000 shall be available for partial site and planning
7 for the U.S.P. Northeast/Northern Mid-Atlantic facility to
8 be located in Berlin, New Hampshire: Provided further,
9 That, of the amount made available under this heading,
10 \$66,524,000, to remain available until expended, shall be
11 transferred to, and merged with, funds in the “Immigration
12 and Naturalization Service, Construction” appropriations
13 account, to be available only for the construction of deten-
14 tion facilities: Provided further, That not to exceed 10 per-
15 cent of the funds appropriated to “Buildings and Facili-
16 ties” in this or any other Act may be transferred to “Sala-
17 ries and Expenses”, Federal Prison System, upon notifica-
18 tion by the Attorney General to the Committees on Appro-
19 priations of the House of Representatives and the Senate
20 in compliance with provisions set forth in section 605 of
21 this Act.

22 *FEDERAL PRISON INDUSTRIES, INCORPORATED*

23 *The Federal Prison Industries, Incorporated, is hereby*
24 *authorized to make such expenditures, within the limits of*
25 *funds and borrowing authority available, and in accord*
26 *with the law, and to make such contracts and commitments,*

1 *without regard to fiscal year limitations as provided by sec-*
2 *tion 9104 of title 31, United States Code, as may be nec-*
3 *essary in carrying out the program set forth in the budget*
4 *for the current fiscal year for such corporation, including*
5 *purchase of (not to exceed five for replacement only) and*
6 *hire of passenger motor vehicles.*

7 *LIMITATION ON ADMINISTRATIVE EXPENSES, FEDERAL*
8 *PRISON INDUSTRIES, INCORPORATED*

9 *Not to exceed \$3,429,000 of the funds of the corporation*
10 *shall be available for its administrative expenses, and for*
11 *services as authorized by 5 U.S.C. 3109, to be computed*
12 *on an accrual basis to be determined in accordance with*
13 *the corporation's current prescribed accounting system, and*
14 *such amounts shall be exclusive of depreciation, payment*
15 *of claims, and expenditures which the said accounting sys-*
16 *tem requires to be capitalized or charged to cost of commod-*
17 *ities acquired or produced, including selling and shipping*
18 *expenses, and expenses in connection with acquisition, con-*
19 *struction, operation, maintenance, improvement, protec-*
20 *tion, or disposition of facilities and other property belong-*
21 *ing to the corporation or in which it has an interest.*

22 *OFFICE OF JUSTICE PROGRAMS*

23 *JUSTICE ASSISTANCE*

24 *For grants, contracts, cooperative agreements, and*
25 *other assistance authorized by title I of the Omnibus Crime*
26 *Control and Safe Streets Act of 1968, as amended ("the*

1 1968 Act”), and the Missing Children’s Assistance Act, as
2 amended, including salaries and expenses in connection
3 therewith, and with the Victims of Crime Act of 1984, as
4 amended, \$200,738,000, to remain available until ex-
5 pended, as authorized by section 1001 of title I of the Omni-
6 bus Crime Control and Safe Streets Act of 1968, as amend-
7 ed by Public Law 102–534 (106 Stat. 3524), of which not
8 to exceed \$2,000,000 shall be available for administering
9 a program to award Federal matching grants to States and
10 localities to improve election systems and election adminis-
11 tration and for making such grants: Provided, That no
12 funds for the purpose of administering such program or for
13 making such grants shall be made available until the date
14 of enactment of a statute authorizing the expenditure of
15 funds for such a purpose.

16 In addition, for grants, cooperative agreements, and
17 other assistance authorized by sections 819 and 821 of the
18 Antiterrorism and Effective Death Penalty Act of 1996 and
19 for other counterterrorism programs, \$373,800,000, to re-
20 main available until expended, of which \$9,800,000 is for
21 an aircraft for counterterrorism and other required activi-
22 ties for the City of New York.

23 STATE AND LOCAL LAW ENFORCEMENT ASSISTANCE

24 For assistance authorized by the Violent Crime Control
25 and Law Enforcement Act of 1994 (Public Law 103–322),
26 as amended (“the 1994 Act”); the Omnibus Crime Control

1 *and Safe Streets Act of 1968, as amended (“the 1968 Act”);*
2 *and the Victims of Child Abuse Act of 1990, as amended*
3 *(“the 1990 Act”), \$2,094,990,000 (including amounts for*
4 *administrative costs, which shall be transferred to and*
5 *merged with the “Justice Assistance” account), to remain*
6 *available until expended as follows:*

7 (1) *\$400,000,000 for Local Law Enforcement*
8 *Block Grants, pursuant to H.R. 728 as passed by the*
9 *House of Representatives on February 14, 1995, ex-*
10 *cept that for purposes of this Act, Guam shall be con-*
11 *sidered a “State”, the Commonwealth of Puerto Rico*
12 *shall be considered a “unit of local government” as*
13 *well as a “State”, for the purposes set forth in para-*
14 *graphs (A), (B), (D), (F), and (I) of section 101(a)(2)*
15 *of H.R. 728 and for establishing crime prevention*
16 *programs involving cooperation between community*
17 *residents and law enforcement personnel in order to*
18 *control, detect, or investigate crime or the prosecution*
19 *of criminals: Provided, That no funds provided under*
20 *this heading may be used as matching funds for any*
21 *other Federal grant program, of which:*

22 (a) *\$80,000,000 shall be for Boys and Girls*
23 *Clubs in public housing facilities and other areas*
24 *in cooperation with State and local law enforce-*
25 *ment: Provided, That from such funds*

1 \$15,000,000 shall be used to carry out the Kids
2 2000 Act (Public Law 106–313; 114 Stat. 1260):
3 Provided further, That funds may also be used to
4 defray the costs of indemnification insurance for
5 law enforcement officers, and

6 (b) \$19,956,000 shall be available for
7 grants, contracts, and other assistance to carry
8 out section 102(c) of H.R. 728;

9 (2) \$265,000,000 for the State Criminal Alien
10 Assistance Program, as authorized by section 242(j) of
11 the Immigration and Nationality Act, as amended;

12 (3) \$35,000,000 shall be available for the Cooper-
13 ative Agreement Program;

14 (4) \$35,191,000 shall be available for grants
15 under section 20109(a)(2) of subtitle A of title II of
16 the 1994 Act;

17 (5) \$7,982,000 for the Tribal Courts Initiative;

18 (6) \$583,125,000 for programs authorized by
19 part E of title I of the 1968 Act, notwithstanding the
20 provisions of section 511 of said Act, of which
21 \$84,625,000 shall be for discretionary grants under
22 the Edward Byrne Memorial State and Local Law
23 Enforcement Assistance Programs, of which
24 \$10,000,000 is for the Mental Health Courts Grants
25 Initiative, of which \$1,500,000 shall be for the Stand-

1 *ing Against Global Exploitation (SAGE) Project,*
2 *Inc.;*

3 (7) \$11,975,000 for the Court Appointed Special
4 Advocate Program, as authorized by section 218 of the
5 1990 Act;

6 (8) \$2,296,000 for Child Abuse Training Pro-
7 grams for Judicial Personnel and Practitioners, as
8 authorized by section 224 of the 1990 Act;

9 (9) \$184,937,000 for Grants to Combat Violence
10 Against Women, to States, units of local government,
11 and Indian tribal governments, as authorized by sec-
12 tion 1001(a)(18) of the 1968 Act, of which:

13 (a) \$1,000,000 shall be for the Bureau of
14 Justice Statistics for grants, contracts, and other
15 assistance for domestic violence federal case proc-
16 essing study,

17 (b) \$5,200,000 shall be for the National In-
18 stitute of Justice for grants, contracts, and other
19 assistance for research and evaluation of violence
20 against women,

21 (c) \$10,000,000 shall be for the Office of Ju-
22 venile Justice and Delinquency Prevention for
23 the Safe Start Program, to be administered as
24 authorized by part C of the Juvenile Justice and
25 Delinquency Act of 1974, as amended, and

1 (d) \$200,000 for the Attorney General to
2 conduct a study and prepare a report to be sub-
3 mitted to the Subcommittee on Commerce, Jus-
4 tice and State Appropriations of the Senate and
5 House of Representatives Appropriations Com-
6 mittee on the response of local law enforcement
7 agencies to emergency calls involving domestic
8 violence;

9 (10) \$64,925,000 for Grants to Encourage Arrest
10 Policies to States, units of local government, and In-
11 dian tribal governments, as authorized by section
12 1001(a)(19) of the 1968 Act;

13 (11) \$39,945,000 for Rural Domestic Violence
14 and Child Abuse Enforcement Assistance Grants, as
15 authorized by section 40295 of the 1994 Act;

16 (12) \$4,989,000 for training programs to assist
17 probation and parole officers who work with released
18 sex offenders, as authorized by section 40152(c) of the
19 1994 Act, and for local demonstration projects;

20 (13) \$998,000 for grants for televised testimony,
21 as authorized by section 1001(a)(7) of the 1968 Act;

22 (14) \$3,000,000 for grants to States and units of
23 local government to improve the process for entering
24 data regarding stalking and domestic violence into

1 *local, State, and national crime information data-*
2 *bases, as authorized by section 40602 of the 1994 Act;*

3 *(15) \$10,000,000 for grants to reduce Violent*
4 *Crimes Against Women on Campus, as authorized by*
5 *section 1108(a) of Public Law 106–386;*

6 *(16) \$40,000,000 for Legal Assistance for Vic-*
7 *tims, as authorized by section 1201 of Public Law*
8 *106–386;*

9 *(17) \$5,000,000 for enhancing protection for*
10 *older and disabled women from domestic violence and*
11 *sexual assault as authorized by section 40801 of the*
12 *1994 Act;*

13 *(18) \$15,000,000 for the Safe Havens for Chil-*
14 *dren Pilot Program as authorized by section 1301 of*
15 *Public Law 106–386;*

16 *(19) \$7,500,000 for Education and Training to*
17 *end violence against and abuse of women with dis-*
18 *abilities, as authorized by section 1402 of Public Law*
19 *106–386;*

20 *(20) \$68,000,000 for grants for residential sub-*
21 *stance abuse treatment for State prisoners, as author-*
22 *ized by section 1001(a)(17) of the 1968 Act: Provided,*
23 *That States that have in-prison drug treatment pro-*
24 *grams, in compliance with Federal requirements, may*
25 *use their residential substance abuse grants funds for*

1 *treatment, both during incarceration and after re-*
2 *lease;*

3 (21) *\$4,989,000 for demonstration grants on al-*
4 *cohol and crime in Indian Country;*

5 (22) *\$898,000 for the Missing Alzheimer’s Dis-*
6 *ease Patient Alert Program, as authorized by section*
7 *240001(c) of the 1994 Act;*

8 (23) *\$50,000,000 for Drug Courts, as authorized*
9 *by title V of the 1994 Act;*

10 (24) *\$1,497,000 for Law Enforcement Family*
11 *Support Programs, as authorized by section*
12 *1001(a)(21) of the 1968 Act;*

13 (25) *\$1,995,000 for public awareness programs*
14 *addressing marketing scams aimed at senior citizens,*
15 *as authorized by section 250005(3) of the 1994 Act;*

16 (26) *\$249,450,000 for Juvenile Accountability*
17 *Incentive Block Grants except that such funds shall be*
18 *subject to the same terms and conditions as set forth*
19 *in the provisions under this heading for this program*
20 *in Public Law 105–119, but all references in such*
21 *provisions to 1998 shall be deemed to refer instead to*
22 *2002, and Guam shall be considered a “State” for the*
23 *purposes of title III of H.R. 3, as passed by the House*
24 *of Representatives on May 8, 1997; and*

1 (27) \$1,298,000 for the Motor Vehicle Theft Pre-
2 vention Programs, as authorized by section 220002(h)
3 of the 1994 Act:

4 *Provided, That funds made available in fiscal year 2002*
5 *under subpart 1 of part E of title I of the 1968 Act may*
6 *be obligated for programs to assist States in the litigation*
7 *processing of death penalty Federal habeas corpus petitions*
8 *and for drug testing initiatives: Provided further, That, if*
9 *a unit of local government uses any of the funds made avail-*
10 *able under this title to increase the number of law enforce-*
11 *ment officers, the unit of local government will achieve a*
12 *net gain in the number of law enforcement officers who per-*
13 *form nonadministrative public safety service.*

14 WEED AND SEED PROGRAM FUND

15 *For necessary expenses, including salaries and related*
16 *expenses of the Executive Office for Weed and Seed, to im-*
17 *plement “Weed and Seed” program activities, \$58,925,000,*
18 *to remain available until expended, for inter-governmental*
19 *agreements, including grants, cooperative agreements, and*
20 *contracts, with State and local law enforcement agencies,*
21 *non-profit organizations, and agencies of local government,*
22 *engaged in the investigation and prosecution of violent*
23 *crimes and drug offenses in “Weed and Seed” designated*
24 *communities, and for either reimbursements or transfers to*
25 *appropriation accounts of the Department of Justice and*
26 *other Federal agencies which shall be specified by the Attor-*

1 *ney General to execute the “Weed and Seed” program strat-*
2 *egy: Provided, That funds designated by Congress through*
3 *language for other Department of Justice appropriation ac-*
4 *counts for “Weed and Seed” program activities shall be*
5 *managed and executed by the Attorney General through the*
6 *Executive Office for Weed and Seed: Provided further, That*
7 *the Attorney General may direct the use of other Depart-*
8 *ment of Justice funds and personnel in support of “Weed*
9 *and Seed” program activities only after the Attorney Gen-*
10 *eral notifies the Committees on Appropriations of the House*
11 *of Representatives and the Senate in accordance with sec-*
12 *tion 605 of this Act.*

13 *COMMUNITY ORIENTED POLICING SERVICES*

14 *For activities authorized by the Violent Crime Control*
15 *and Law Enforcement Act of 1994, Public Law 103–322*
16 *(“the 1994 Act”) (including administrative costs),*
17 *\$1,049,659,000, to remain available until expended; of*
18 *which \$175,962,000 shall be available to the Office of Jus-*
19 *tice Programs to carry out section 102 of the Crime Identi-*
20 *fication Technology Act of 1998 (42 U.S.C. 14601), of which*
21 *\$35,000,000 is for grants to upgrade criminal records, as*
22 *authorized under the Crime Identification Technology Act*
23 *of 1998 (42 U.S.C. 14601), of which \$35,000,000 is for DNA*
24 *testing as authorized by the DNA Analysis Backlog Elimi-*
25 *nation Act of 2000 (Public Law 106–546), of which*

1 \$35,000,000 is for the State and local DNA laboratories as
2 authorized by section 1001(a)(22) of the 1968 Act, and im-
3 provements to the State and local forensic general science
4 capabilities to reduce State and local DNA convicted of-
5 fender sample backlog and for awards to State, local, and
6 private laboratories, including \$1,500,000 for a computer
7 forensic lab in Ohio, of which \$600,000 shall be available
8 to the Mecklenburg County, North Carolina Sheriff's Office
9 for a Sex Offender Registration Unit, of which \$25,000,000
10 shall be available for Paul Coverdell Forensic Sciences Im-
11 provement Grants under part BB of title I of the Omnibus
12 Crime Control and Safe Streets Act of 1968 (42 U.S.C.
13 3797j et seq.), and of which \$17,000,000 is for the National
14 Institute of Justice for grants, contracts, and other agree-
15 ments to develop school safety technologies and training; of
16 which \$514,209,000 is for Public Safety and Community
17 Policing Grants pursuant to title I of the 1994 Act, of which
18 \$190,291,000 shall be available for the COPS hiring pro-
19 gram, of which \$180,000,000 shall be available for school
20 resource officers, of which \$35,000,000 shall be used to im-
21 prove tribal law enforcement including equipment and
22 training, of which \$25,444,000 shall be used for the Match-
23 ing Grant Program for Law Enforcement Armor Vests pur-
24 suant to section 2501 of part Y of the Omnibus Crime Con-
25 trol and Safe Streets Act of 1968 ("the 1968 Act"), as

1 amended, of which \$30,000,000 shall be used for Police
2 Corps education, training, and service as set forth in sec-
3 tions 200101–200113 of the 1994 Act, and of which
4 \$20,662,000 shall be used to provide training and technical
5 assistance; of which \$155,467,000 shall be used for a law
6 enforcement technology program, of which \$1,900,000 shall
7 be available only for the New Jersey State Police Law En-
8 forcement Training Center, of which \$1,500,000 shall be
9 available only for in-car cameras for Arkansas State Police
10 cruisers, of which \$1,000,000 is to the National Sheriff’s
11 Association to conduct a multi-State information sharing
12 demonstration project, of which \$7,202,000, to remain
13 available until September 30, 2003, shall be transferred to,
14 and merged with, funds in the Federal Bureau of Investiga-
15 tion, “Salaries and Expenses” appropriations account to
16 be available only to maintain or establish not more than
17 4 regional computer forensic labs in affiliation with the
18 Federal Bureau of Investigation Laboratory Division, of
19 which \$1,005,000, to remain available until September 30,
20 2003, shall be transferred to, and merged with, funds in
21 the Federal Bureau of Investigation, “Salaries and Ex-
22 penses” appropriations account to be available only to ex-
23 pand the Violent Criminal Apprehension Program to in-
24 clude sexual assault, of which \$3,800,000 will be for a grant
25 to the Jersey City Police Department’s Crime Identification

1 *System to upgrade communications systems, of which*
2 *\$350,000 shall be transferred to, and merged with, funds*
3 *in the “Salaries and Expenses”, General Legal Activities*
4 *appropriations account to be available only for equipment*
5 *to connect Interpol to the National Law Enforcement Tele-*
6 *communications System, of which \$3,000,000 shall be for*
7 *a grant to the Law Enforcement Innovation Center at the*
8 *University of Tennessee, of which \$2,000,000 shall be avail-*
9 *able only for law enforcement technology upgrades for Ber-*
10 *lin, New Hampshire, and of which \$4,000,000, to remain*
11 *available until September 30, 2003, shall be transferred to,*
12 *and merged with, funds in the Federal Bureau of Investiga-*
13 *tion, “Salaries and Expenses” appropriations account to*
14 *be available only to maintain or establish not more than*
15 *4 regional mitochondrial DNA forensic labs in affiliation*
16 *with the Federal Bureau of Investigation Laboratory Divi-*
17 *sion; of which \$49,493,000 shall be used for policing initia-*
18 *tives to combat methamphetamine production and traf-*
19 *ficking and to enhance policing initiatives in drug “hot*
20 *spots”, of which \$1,300,000 shall be for a grant to the Cali-*
21 *ornia Department of Justice for a methamphetamine ini-*
22 *tiative, of which \$1,100,000 shall be for a methamphet-*
23 *amine initiative in the State of Missouri; of which*
24 *\$99,780,000 for a prosecution assistance program to reim-*
25 *burse State, county, parish, or municipal governments only*

1 *for Federal costs associated with the prosecution of criminal*
2 *cases declined by local U.S. Attorneys' offices, of which*
3 *\$49,780,000 shall be for a national program to reduce gun*
4 *violence, and of which \$50,000,000 shall be for the South-*
5 *west Border Prosecutor Initiative; of which \$16,963,000*
6 *shall be for a police integrity program; of which*
7 *\$22,851,000 is for the Safe Schools Initiative; and of which*
8 *\$14,934,000 shall be for an offender re-entry program: Pro-*
9 *vided, That of the amount provided for Public Safety and*
10 *Community Policing Grants, not to exceed \$32,812,000*
11 *shall be expended for program management and adminis-*
12 *tration: Provided further, That of the prior year balances*
13 *available in this program, \$46,000,000 shall be available*
14 *for the direct hiring of law enforcement officers through the*
15 *Universal Hiring Program: Provided further, That Section*
16 *1703(b) and (c) of the 1968 Act shall not apply to non-*
17 *hiring grants made pursuant to part Q of title I thereof*
18 *(42 U.S.C. 3796 d.d. et seq.).*

19 *JUVENILE JUSTICE PROGRAMS*

20 *For grants, contracts, cooperative agreements, and*
21 *other assistance authorized by the Juvenile Justice and De-*
22 *linquency Prevention Act of 1974, as amended, ("the Act"),*
23 *including salaries and expenses in connection therewith to*
24 *be transferred to and merged with the appropriations for*
25 *Justice Assistance, \$324,926,000, to remain available until*
26 *expended, as authorized by section 299 of part I of title*

1 *II and section 506 of title V of the Act, as amended by*
2 *Public Law 102–586, of which: (1) notwithstanding any*
3 *other provision of law, \$6,847,000 shall be available for ex-*
4 *penses authorized by part A of title II of the Act,*
5 *\$88,804,000 shall be available for expenses authorized by*
6 *part B of title II of the Act, and \$60,591,000 shall be avail-*
7 *able for expenses authorized by part C of title II of the Act,*
8 *of which \$300,000 shall be available only for the “From*
9 *Darkness to Light” program in Charleston, South Carolina,*
10 *of which \$5,000,000 is to fund the Strengthening Abuse and*
11 *Neglect Courts Act, of which not to exceed \$5,000,000 shall*
12 *be available for grants for local juvenile justice programs*
13 *for mental health screening and treatment for juvenile of-*
14 *fenders during incarceration that are consistent with guide-*
15 *lines issued by the Attorney General, of which \$500,000 is*
16 *for the Boy Scouts “Learning for Life” program, of which*
17 *\$500,000 for the Elwyn Project in Pennsylvania to reduce*
18 *placement in institutions of mentally ill youth, \$400,000*
19 *for the Center for Corrections Education at Indiana Uni-*
20 *versity of Pennsylvania to develop and establish a program*
21 *to train educators within corrections institutions through-*
22 *out the United States, and \$100,000 to replicate a witness*
23 *relocation program in Pennsylvania, of which \$250,000*
24 *shall be for a grant to the Rapid Response Program in*
25 *Washington and Hancock Counties, Maine: Provided, That*

1 \$26,442,000 of the amounts provided for part B of title II
2 of the Act, as amended, is for the purpose of providing addi-
3 tional formula grants under part B to States that provide
4 assurances to the Administrator that the State has in effect
5 (or will have in effect no later than 1 year after date of
6 application) policies and programs, that ensure that juve-
7 niles are subject to accountability-based sanctions for every
8 act for which they are adjudicated delinquent; (2)
9 \$11,974,000 shall be available for expenses authorized by
10 sections 281 and 282 of part D of title II of the Act for
11 prevention and treatment programs relating to juvenile
12 gangs; (3) \$9,978,000 shall be available for expenses author-
13 ized by section 285 of part E of title II of the Act; (4)
14 \$15,965,000 shall be available for expenses authorized by
15 part G of title II of the Act for juvenile mentoring pro-
16 grams; and (5) \$130,767,000 shall be available for expenses
17 authorized by title V of the Act for incentive grants for local
18 delinquency prevention programs; of which \$12,472,000
19 shall be for delinquency prevention, control, and system im-
20 provement programs for tribal youth; of which \$25,000,000
21 shall be available for grants of \$360,000 to each State and
22 \$6,640,000 shall be available for discretionary grants to
23 States, for programs and activities to enforce State laws
24 prohibiting the sale of alcoholic beverages to minors or the
25 purchase or consumption of alcoholic beverages by minors,

1 *prevention and reduction of consumption of alcoholic bev-*
2 *erages by minors, and for technical assistance and training;*
3 *and of which \$15,000,000 shall be available for the Safe*
4 *Schools Initiative: Provided further, That of amounts made*
5 *available under the Juvenile Justice Programs of the Office*
6 *of Justice Programs to carry out part B (relating to Federal*
7 *Assistance for State and Local Programs), subpart II of*
8 *part C (relating to Special Emphasis Prevention and*
9 *Treatment Programs), part D (relating to Gang-Free*
10 *Schools and Communities and Community-Based Gang*
11 *Intervention), part E (relating to State Challenge Activi-*
12 *ties), and part G (relating to Mentoring) of title II of the*
13 *Juvenile Justice and Delinquency Prevention Act of 1974,*
14 *and to carry out the At-Risk Children's Program under title*
15 *V of that Act, not more than 10 percent of each such amount*
16 *may be used for research, evaluation, and statistics activi-*
17 *ties designed to benefit the programs or activities authorized*
18 *under the appropriate part or title, and not more than 2*
19 *percent of each such amount may be used for training and*
20 *technical assistance activities designed to benefit the pro-*
21 *grams or activities authorized under that part or title.*

22 *In addition, for grants, contracts, cooperative agree-*
23 *ments, and other assistance authorized by the Victims of*
24 *Child Abuse Act of 1990, as amended, \$8,481,000, to remain*

1 *available until expended, as authorized by section 214B of*
2 *the Act.*

3 *PUBLIC SAFETY OFFICERS BENEFITS*

4 *To remain available until expended, for payments au-*
5 *thorized by part L of title I of the Omnibus Crime Control*
6 *and Safe Streets Act of 1968 (42 U.S.C. 3796), as amended,*
7 *such sums as are necessary, as authorized by section 6093*
8 *of Public Law 100-690 (102 Stat. 4339-4340); and*
9 *\$2,395,000, to remain available until expended for pay-*
10 *ments as authorized by section 1201(b) of said Act.*

11 *GENERAL PROVISIONS—DEPARTMENT OF JUSTICE*

12 *SEC. 101. In addition to amounts otherwise made*
13 *available in this title for official reception and representa-*
14 *tion expenses, a total of not to exceed \$45,000 from funds*
15 *appropriated to the Department of Justice in this title shall*
16 *be available to the Attorney General for official reception*
17 *and representation expenses in accordance with distribu-*
18 *tions, procedures, and regulations established by the Attor-*
19 *ney General.*

20 *SEC. 102. Section 124 of the Departments of Com-*
21 *merce, Justice, and State, the Judiciary, and Related Agen-*
22 *cies Appropriations Act, 1999, as contained in the Omnibus*
23 *Consolidated and Emergency Supplemental Appropriations*
24 *Act, 1999, is repealed.*

25 *SEC. 103. Notwithstanding any other provision of law,*
26 *not to exceed \$10,000,000 of the funds made available in*

1 *this Act may be used to establish and publicize a program*
2 *under which publicly advertised, extraordinary rewards*
3 *may be paid, which shall not be subject to spending limita-*
4 *tions contained in sections 3059 and 3072 of title 18,*
5 *United States Code: Provided, That any reward of \$100,000*
6 *or more, up to a maximum of \$2,000,000, may not be made*
7 *without the personal approval of the President or the Attor-*
8 *ney General and such approval may not be delegated.*

9 *SEC. 104. Not to exceed 5 percent of any appropriation*
10 *made available for the current fiscal year for the Depart-*
11 *ment of Justice in this Act may be transferred between such*
12 *appropriations, but no such appropriation, except as other-*
13 *wise specifically provided, shall be increased by more than*
14 *10 percent by any such transfers: Provided, That any trans-*
15 *fer pursuant to this section shall be treated as a reprogram-*
16 *ming of funds under section 605 of this Act and shall not*
17 *be available for obligation except in compliance with the*
18 *procedures set forth in that section.*

19 *SEC. 105. Section 286(q)(1)(A) of the Immigration*
20 *and Nationality Act of 1953, as amended, is further amend-*
21 *ed by striking “6” and inserting “96”.*

22 *SEC. 106. Notwithstanding any other provision of law,*
23 *\$1,000,000 shall be available for technical assistance from*
24 *the funds appropriated for part G of title II of the Juvenile*

1 *Justice and Delinquency Prevention Act of 1974, as amend-*
2 *ed.*

3 *SEC. 107. In instances where the Attorney General de-*
4 *termines that law enforcement-, security-, or mission-re-*
5 *lated considerations mitigate against obtaining mainte-*
6 *nance or repair services from private sector entities for*
7 *equipment under warranty, the Attorney General is author-*
8 *ized to seek reimbursement from such entities for warranty*
9 *work performed at Department of Justice facilities and,*
10 *notwithstanding any other provision of law, to credit any*
11 *payment made for such work to any appropriation charged*
12 *therefore.*

13 *SEC. 108. Section 286(e)(1) of the Immigration and*
14 *Nationality Act (8 U.S.C. 1356(e)(1)) is amended to read*
15 *as follows:*

16 “(1)(A) *Except as provided in subparagraph (B), the*
17 *Attorney General is authorized to charge and collect a fee*
18 *in the amount of \$1.50 for each individual with respect to*
19 *whom immigration inspection services or preinspection*
20 *services are provided in connection with the arrival in the*
21 *United States of the individual as a passenger on a com-*
22 *mercial vessel, if the passenger’s journey originated in any*
23 *of the following:*

24 “(i) *Mexico.*

25 “(ii) *Canada.*

1 “(iii) A State, territory, or possession of the
2 United States.

3 “(iv) Any adjacent island (within the meaning
4 of section 101(b)(5)).

5 “(B) The authority of subparagraph (A) does not
6 apply to immigration inspection services or preinspection
7 services provided at a designated port of entry in connection
8 with the arrival of a passenger by means of a Great Lakes
9 international ferry, or by means of any vessel that transits
10 the Great Lakes or its connecting waterways, if the ferry
11 or other vessel operates on a regular schedule.”.

12 SEC. 109. Section 245(i) of the Immigration and Na-
13 tionality Act (8 U.S.C. 1255(i)) is amended—

14 (1) in paragraph (1), by amending the first sen-
15 tence to read as follows: “Notwithstanding the provi-
16 sions of subsections (a) and (c) of this section, an
17 alien physically present in the United States who—

18 “(A) entered the United States without in-
19 spection; or

20 “(B) is within one of the classes enumerated
21 in subsection (c) of this section, may apply to
22 the Attorney General for the adjustment of his or
23 her status to that of an alien lawfully admitted
24 for permanent residence.”; and

1 (2) by amending paragraph (3)(B) to read as
2 follows:

3 “(B) One-half of any remaining portion of such fees
4 remitted under such paragraphs shall be deposited by the
5 Attorney General into the Immigration Examination Fee
6 Account established under section 286(m), and one-half of
7 any remaining portion of such fees shall be deposited by
8 the Attorney General into the Breached Bond/Detention
9 Fund established under section 286(r).”.

10 SEC. 110. Section 1402(d)(3) of the Victims of Crime
11 Act of 1984 (42 U.S.C. 10601(d)(3)), is amended by striking
12 the period at the end and inserting “, and for a Victim
13 Notification System.”.

14 SEC. 111. Section 6 of the Hmong Veterans’ Natu-
15 ralization Act of 2000 (Public Law 106–207; 8 U.S.C. 1423
16 note) (as amended by Public Law 106–415) is amended by
17 striking “18 months” each place such term appears and in-
18 serting “36 months”.

19 This title may be cited as the “Department of Justice
20 Appropriations Act, 2002”.

1 *TITLE II—DEPARTMENT OF COMMERCE AND*
2 *RELATED AGENCIES*

3 *TRADE AND INFRASTRUCTURE DEVELOPMENT*

4 *RELATED AGENCIES*

5 *OFFICE OF THE UNITED STATES TRADE REPRESENTATIVE*

6 *SALARIES AND EXPENSES*

7 *For necessary expenses of the Office of the United*
8 *States Trade Representative, including the hire of passenger*
9 *motor vehicles and employment of experts and consultants*
10 *as authorized by 5 U.S.C. 3109, \$30,097,000, of which*
11 *\$1,000,000 shall remain available until expended: Provided,*
12 *That not to exceed \$98,000 shall be available for official*
13 *reception and representation expenses.*

14 *INTERNATIONAL TRADE COMMISSION*

15 *SALARIES AND EXPENSES*

16 *For necessary expenses of the International Trade*
17 *Commission, including hire of passenger motor vehicles,*
18 *and services as authorized by 5 U.S.C. 3109, and not to*
19 *exceed \$2,500 for official reception and representation ex-*
20 *penses, \$51,440,000, to remain available until expended.*

21 *DEPARTMENT OF COMMERCE*

22 *INTERNATIONAL TRADE ADMINISTRATION*

23 *OPERATIONS AND ADMINISTRATION*

24 *For necessary expenses for international trade activi-*
25 *ties of the Department of Commerce provided for by law,*

1 *and engaging in trade promotional activities abroad, in-*
2 *cluding expenses of grants and cooperative agreements for*
3 *the purpose of promoting exports of United States firms,*
4 *without regard to 44 U.S.C. 3702 and 3703; full medical*
5 *coverage for dependent members of immediate families of*
6 *employees stationed overseas and employees temporarily*
7 *posted overseas; travel and transportation of employees of*
8 *the United States and Foreign Commercial Service between*
9 *two points abroad, without regard to 49 U.S.C. 1517; em-*
10 *ployment of Americans and aliens by contract for services;*
11 *rental of space abroad for periods not exceeding 10 years,*
12 *and expenses of alteration, repair, or improvement; pur-*
13 *chase or construction of temporary demountable exhibition*
14 *structures for use abroad; payment of tort claims, in the*
15 *manner authorized in the first paragraph of 28 U.S.C. 2672*
16 *when such claims arise in foreign countries; not to exceed*
17 *\$327,000 for official representation expenses abroad; pur-*
18 *chase of passenger motor vehicles for official use abroad, not*
19 *to exceed \$30,000 per vehicle; obtaining insurance on offi-*
20 *cial motor vehicles; and rental of tie lines, \$347,090,000,*
21 *to remain available until expended, of which \$3,000,000 is*
22 *to be derived from fees to be retained and used by the Inter-*
23 *national Trade Administration, notwithstanding 31 U.S.C.*
24 *3302: Provided, That \$67,320,000 shall be for Trade Devel-*
25 *opment, \$27,441,000 shall be for Market Access and Compli-*

1 *ance, \$42,859,000 shall be for the Import Administration,*
2 *\$193,824,000 shall be for the United States and Foreign*
3 *Commercial Service, and \$13,146,000 shall be for Executive*
4 *Direction and Administration: Provided further, That the*
5 *provisions of the first sentence of section 105(f) and all of*
6 *section 108(c) of the Mutual Educational and Cultural Ex-*
7 *change Act of 1961 (22 U.S.C. 2455(f) and 2458(c)) shall*
8 *apply in carrying out these activities without regard to sec-*
9 *tion 5412 of the Omnibus Trade and Competitiveness Act*
10 *of 1988 (15 U.S.C. 4912); and that for the purpose of this*
11 *Act, contributions under the provisions of the Mutual Edu-*
12 *cational and Cultural Exchange Act shall include payment*
13 *for assessments for services provided as part of these activi-*
14 *ties.*

15 *EXPORT ADMINISTRATION*

16 *OPERATIONS AND ADMINISTRATION*

17 *For necessary expenses for export administration and*
18 *national security activities of the Department of Commerce,*
19 *including costs associated with the performance of export*
20 *administration field activities both domestically and*
21 *abroad; full medical coverage for dependent members of im-*
22 *mediate families of employees stationed overseas; employ-*
23 *ment of Americans and aliens by contract for services*
24 *abroad; payment of tort claims, in the manner authorized*
25 *in the first paragraph of 28 U.S.C. 2672 when such claims*

1 *arise in foreign countries; not to exceed \$15,000 for official*
2 *representation expenses abroad; awards of compensation to*
3 *informers under the Export Administration Act of 1979,*
4 *and as authorized by 22 U.S.C. 401(b); purchase of pas-*
5 *senger motor vehicles for official use and motor vehicles for*
6 *law enforcement use with special requirement vehicles eligi-*
7 *ble for purchase without regard to any price limitation oth-*
8 *erwise established by law, \$68,893,000, to remain available*
9 *until expended, of which \$7,250,000 shall be for inspections*
10 *and other activities related to national security: Provided,*
11 *That the provisions of the first sentence of section 105(f)*
12 *and all of section 108(c) of the Mutual Educational and*
13 *Cultural Exchange Act of 1961 (22 U.S.C. 2455(f) and*
14 *2458(c)) shall apply in carrying out these activities: Pro-*
15 *vided further, That payments and contributions collected*
16 *and accepted for materials or services provided as part of*
17 *such activities may be retained for use in covering the cost*
18 *of such activities, and for providing information to the pub-*
19 *lic with respect to the export administration and national*
20 *security activities of the Department of Commerce and other*
21 *export control programs of the United States and other gov-*
22 *ernments.*

1 *ECONOMIC DEVELOPMENT ADMINISTRATION*2 *ECONOMIC DEVELOPMENT ASSISTANCE PROGRAMS*

3 *For grants for economic development assistance as pro-*
4 *vided by the Public Works and Economic Development Act*
5 *of 1965, as amended, and for trade adjustment assistance,*
6 *\$341,000,000, to remain available until expended.*

7 *SALARIES AND EXPENSES*

8 *For necessary expenses of administering the economic*
9 *development assistance programs as provided for by law,*
10 *\$30,557,000: Provided, That these funds may be used to*
11 *monitor projects approved pursuant to title I of the Public*
12 *Works Employment Act of 1976, as amended, title II of the*
13 *Trade Act of 1974, as amended, and the Community Emer-*
14 *gency Drought Relief Act of 1977.*

15 *MINORITY BUSINESS DEVELOPMENT AGENCY*16 *MINORITY BUSINESS DEVELOPMENT*

17 *For necessary expenses of the Department of Commerce*
18 *in fostering, promoting, and developing minority business*
19 *enterprise, including expenses of grants, contracts, and*
20 *other agreements with public or private organizations,*
21 *\$28,381,000.*

22 *ECONOMIC AND INFORMATION INFRASTRUCTURE*23 *ECONOMIC AND STATISTICAL ANALYSIS*24 *SALARIES AND EXPENSES*

25 *For necessary expenses, as authorized by law, of eco-*
26 *nomical and statistical analysis programs of the Department*

1 of Commerce, \$62,515,000, to remain available until Sep-
2 tember 30, 2003.

3 *BUREAU OF THE CENSUS*

4 *SALARIES AND EXPENSES*

5 *For expenses necessary for collecting, compiling, ana-*
6 *lyzing, preparing, and publishing statistics, provided for by*
7 *law, \$168,561,000.*

8 *PERIODIC CENSUSES AND PROGRAMS*

9 *For necessary expenses to collect and publish statistics*
10 *for periodic censuses and programs provided for by law,*
11 *\$348,529,000, to remain available until expended.*

12 *NATIONAL TELECOMMUNICATIONS AND INFORMATION*

13 *ADMINISTRATION*

14 *SALARIES AND EXPENSES*

15 *For necessary expenses, as provided for by law, of the*
16 *National Telecommunications and Information Adminis-*
17 *tration (NTIA), \$14,054,000, to remain available until ex-*
18 *pended: Provided, That, notwithstanding 31 U.S.C.*
19 *1535(d), the Secretary of Commerce shall charge Federal*
20 *agencies for costs incurred in spectrum management, anal-*
21 *ysis, and operations, and related services and such fees shall*
22 *be retained and used as offsetting collections for costs of such*
23 *spectrum services, to remain available until expended: Pro-*
24 *vided further, That the Secretary of Commerce is authorized*
25 *to retain and use as offsetting collections all funds trans-*
26 *ferred, or previously transferred, from other Government*

1 *agencies for all costs incurred in telecommunications re-*
2 *search, engineering, and related activities by the Institute*
3 *for Telecommunication Sciences of NTIA, in furtherance of*
4 *its assigned functions under this paragraph, and such funds*
5 *received from other Government agencies shall remain*
6 *available until expended.*

7 *PUBLIC TELECOMMUNICATIONS FACILITIES, PLANNING AND*
8 *CONSTRUCTION*

9 *For grants authorized by section 392 of the Commu-*
10 *nications Act of 1934, as amended, \$43,466,000, to remain*
11 *available until expended as authorized by section 391 of the*
12 *Act, as amended: Provided, That not to exceed \$2,358,000*
13 *shall be available for program administration as authorized*
14 *by section 391 of the Act: Provided further, That notwith-*
15 *standing the provisions of section 391 of the Act, the prior*
16 *year unobligated balances may be made available for grants*
17 *for projects for which applications have been submitted and*
18 *approved during any fiscal year.*

19 *INFORMATION INFRASTRUCTURE GRANTS*

20 *For grants authorized by section 392 of the Commu-*
21 *nications Act of 1934, as amended, \$15,503,000, to remain*
22 *available until expended as authorized by section 391 of the*
23 *Act, as amended: Provided, That not to exceed \$3,097,000*
24 *shall be available for program administration and other*
25 *support activities as authorized by section 391: Provided*
26 *further, That, of the funds appropriated herein, not to ex-*

1 *ceed 5 percent may be available for telecommunications re-*
2 *search activities for projects related directly to the develop-*
3 *ment of a national information infrastructure: Provided*
4 *further, That, notwithstanding the requirements of sections*
5 *392(a) and 392(c) of the Act, these funds may be used for*
6 *the planning and construction of telecommunications net-*
7 *works for the provision of educational, cultural, health care,*
8 *public information, public safety, or other social services:*
9 *Provided further, That notwithstanding any other provision*
10 *of law, no entity that receives telecommunications services*
11 *at preferential rates under section 254(h) of the Act (47*
12 *U.S.C. 254(h)) or receives assistance under the regional in-*
13 *formation sharing systems grant program of the Depart-*
14 *ment of Justice under part M of title I of the Omnibus*
15 *Crime Control and Safe Streets Act of 1968 (42 U.S.C.*
16 *3796h) may use funds under a grant under this heading*
17 *to cover any costs of the entity that would otherwise be cov-*
18 *ered by such preferential rates or such assistance, as the*
19 *case may be.*

20 *PATENT AND TRADEMARK OFFICE*

21 *SALARIES AND EXPENSES*

22 *For necessary expenses of the United States Patent and*
23 *Trademark Office provided for by law, including defense*
24 *of suits instituted against the Under Secretary of Commerce*
25 *for Intellectual Property and Director of the United States*

1 *Patent and Trademark Office, \$856,701,000, to remain*
2 *available until expended, which amount shall be derived*
3 *from offsetting collections assessed and collected pursuant*
4 *to 15 U.S.C. 1113 and 35 U.S.C. 41 and 376, and shall*
5 *be retained and used for necessary expenses in this appro-*
6 *priation: Provided, That the sum herein appropriated from*
7 *the general fund shall be reduced as such offsetting collec-*
8 *tions are received during fiscal year 2002, so as to result*
9 *in fiscal year 2002 appropriation from the general fund*
10 *estimated at \$0: Provided further, That during fiscal year*
11 *2002, should the total amount of offsetting fee collections*
12 *be less than \$856,701,000, the total amounts available to*
13 *the United States Patent and Trademark Office shall be re-*
14 *duced accordingly: Provided further, That an additional*
15 *amount not to exceed \$282,300,000 from fees collected in*
16 *prior fiscal years shall be available for obligation in fiscal*
17 *year 2002, to remain available until expended: Provided*
18 *further, That from amounts provided herein, not to exceed*
19 *\$5,000 shall be made available in fiscal year 2002 for offi-*
20 *cial reception and representation expenses.*

1 *SCIENCE AND TECHNOLOGY*
2 *TECHNOLOGY ADMINISTRATION*
3 *UNDER SECRETARY FOR TECHNOLOGY/OFFICE OF*
4 *TECHNOLOGY POLICY*
5 *SALARIES AND EXPENSES*

6 *For necessary expenses for the Under Secretary for*
7 *Technology/Office of Technology Policy, \$8,238,000.*

8 *NATIONAL INSTITUTE OF STANDARDS AND TECHNOLOGY*
9 *SCIENTIFIC AND TECHNICAL RESEARCH AND SERVICES*

10 *For necessary expenses of the National Institute of*
11 *Standards and Technology, \$343,296,000, to remain avail-*
12 *able until expended, of which not to exceed \$282,000 may*
13 *be transferred to the “Working Capital Fund”.*

14 *INDUSTRIAL TECHNOLOGY SERVICES*

15 *For necessary expenses of the Manufacturing Exten-*
16 *sion Partnership of the National Institute of Standards and*
17 *Technology, \$105,137,000, to remain available until ex-*
18 *pended: Provided, That the Secretary of Commerce is au-*
19 *thorized to enter into agreements with one or more non-*
20 *profit organizations for the purpose of carrying out collec-*
21 *tive research and development initiatives pertaining to 15*
22 *U.S.C. 278k paragraph (a), and is authorized to seek and*
23 *accept contributions from public and private sources to sup-*
24 *port these efforts as necessary.*

25 *In addition, for necessary expenses of the Advanced*
26 *Technology Program of the National Institute of Standards*

1 *and Technology, \$204,200,000, to remain available until*
2 *expended, of which not to exceed \$60,700,000 shall be avail-*
3 *able for the award of new grants.*

4 *CONSTRUCTION OF RESEARCH FACILITIES*

5 *For construction of new research facilities, including*
6 *architectural and engineering design, and for renovation of*
7 *existing facilities, not otherwise provided for the National*
8 *Institute of Standards and Technology, as authorized by 15*
9 *U.S.C. 278c–278e, \$43,893,000, to remain available until*
10 *expended.*

11 *NATIONAL OCEANIC AND ATMOSPHERIC ADMINISTRATION*

12 *OPERATIONS, RESEARCH, AND FACILITIES*

13 *(INCLUDING TRANSFERS OF FUNDS)*

14 *For necessary expenses of activities authorized by law*
15 *for the National Oceanic and Atmospheric Administration,*
16 *including maintenance, operation, and hire of aircraft;*
17 *grants, contracts, or other payments to nonprofit organiza-*
18 *tions for the purposes of conducting activities pursuant to*
19 *cooperative agreements; and relocation of facilities as au-*
20 *thorized by 33 U.S.C. 883i, \$2,273,305,000, to remain*
21 *available until expended, of which \$2,000,000 shall be for*
22 *West Coast Groundfish Cooperative Research and*
23 *\$3,000,000 shall be for Oregon Groundfish Disaster Assist-*
24 *ance, of which \$300,000 shall be available only for a vari-*
25 *able and Eurasian milfoil education and prevention pro-*

1 gram in New Hampshire and \$300,000 shall be available
2 only for the Connecticut River Partnership: Provided, That
3 fees and donations received by the National Ocean Service
4 for the management of the national marine sanctuaries
5 may be retained and used for the salaries and expenses asso-
6 ciated with those activities, notwithstanding 31 U.S.C.
7 3302: Provided further, That in addition, \$68,000,000 shall
8 be derived by transfer from the fund entitled “Promote and
9 Develop Fishery Products and Research Pertaining to
10 American Fisheries”: Provided further, That in addition,
11 not to exceed \$3,000,000 shall be derived by transfer from
12 the fund entitled “Coastal Zone Management”: Provided
13 further, That of the amounts made available to the National
14 Marine Fisheries Service, not less than \$29,000,000 shall
15 be for Alaskan Steller sea lion research: Provided further,
16 That such sums as are necessary shall be available to the
17 National Marine Fisheries Service, in collaboration with
18 the United States Fish and Wildlife Service, to conduct a
19 review of the agencies’ joint regulations governing consulta-
20 tions on Federal agency actions under subsection (a)(2) of
21 section 7 of the Endangered Species Act of 1973 (16 U.S.C.
22 1536), so as to streamline the consultation process to ensure
23 that consultations are completed within the deadlines pro-
24 vided in that section and have streamlined documentation
25 requirements consistent with that section, and to make any

1 *necessary modifications to those regulations not later than*
2 *April 1, 2003: Provided further, That grants to States pur-*
3 *suant to sections 306 and 306A of the Coastal Zone Man-*
4 *agement Act of 1972, as amended, shall not exceed*
5 *\$2,000,000: Provided further, That of the amount provided*
6 *under this heading, for conservation activities defined in*
7 *section 250(c)(4)(E) of the Balanced Budget and Emer-*
8 *gency Deficit Control Act of 1985, as amended, \$33,650,000*
9 *to remain available until expended, for the purposes of dis-*
10 *cretionary spending limits: Provided further, That not to*
11 *exceed \$23,890,000 shall be expended for Executive Direc-*
12 *tion and Administration, which consists of the Offices of*
13 *the Undersecretary, the Executive Secretariat, Policy and*
14 *Strategic Planning, International Affairs, Legislative Af-*
15 *airs, Public Affairs, Sustainable Development, the Chief*
16 *Scientist, and the General Counsel: Provided further, That*
17 *the aforementioned offices, excluding the Office of the Gen-*
18 *eral Counsel, shall not be augmented by personnel details,*
19 *temporary transfers of personnel on either a reimbursable*
20 *or nonreimbursable basis or any other type of formal or*
21 *informal transfer or reimbursement of personnel or funds*
22 *on either a temporary or long-term basis above the level*
23 *of 42 personnel: Provided further, That of the amount pro-*
24 *vided to the National Marine Fisheries Service, a total of*
25 *\$6,000,000 shall be provided to the National Oceanic and*

1 *Atmospheric Administration Office of General Counsel:*
2 *Provided further, That the National Marine Fisheries Serv-*
3 *ice shall be obligated for payment of all fisheries-related re-*
4 *imbursable work performed by the National Oceanic and*
5 *Atmospheric Administration Office of General Counsel:*
6 *Provided further, That the Secretary may proceed as he*
7 *deems necessary to have the National Oceanic and Atmos-*
8 *pheric Administration occupy and operate its research fa-*
9 *cilities which are located at Lafayette, Louisiana: Provided*
10 *further, That \$1,500,000 shall be available only for the*
11 *planning and design of research facilities which shall be*
12 *located in Lafayette, Louisiana: Provided further, That the*
13 *R/V FAIRWEATHER shall be homeported in Ketchikan,*
14 *Alaska: Provided further, That no general administrative*
15 *charge shall be applied against an assigned activity in-*
16 *cluded in this Act and, further, that any direct administra-*
17 *tive expenses applied against an assigned activity shall be*
18 *limited to 5 percent of the funds provided for that assigned*
19 *activity: Provided further, That any use of deobligated bal-*
20 *ances of funds in excess of \$22,000,000 shall be subject to*
21 *the procedures set forth in section 605 of this Act.*

22 *In addition, for necessary retired pay expenses under*
23 *the Retired Serviceman's Family Protection and Survivor*
24 *Benefits Plan, and for payments for medical care of retired*
25 *personnel and their dependents under the Dependents Med-*

1 ical Care Act (10 U.S.C. ch. 55), such sums as may be nec-
2 essary.

3 *In addition, there is hereby established the Business*
4 *Management Fund of the National Oceanic and Atmos-*
5 *spheric Administration, which shall be available without fis-*
6 *cal year limitation for expense and equipment necessary for*
7 *the maintenance and operations of such services and*
8 *projects as the Administrator of the National Oceanic and*
9 *Atmospheric Administration determines may be performed*
10 *more advantageously when centralized: Provided, That such*
11 *central services shall, to the fullest extent practicable, be*
12 *used to make unnecessary the maintenance of separate like*
13 *services in the divisions and offices of the National Oceanic*
14 *and Atmospheric Administration: Provided further, That a*
15 *separate schedule of expenditures and reimbursements, and*
16 *a statement of the current assets and liabilities of the Busi-*
17 *ness Management Fund as of the close of the completed fis-*
18 *cal year, shall be prepared each year and submitted to Con-*
19 *gress: Provided further, That notwithstanding 31 U.S.C.*
20 *3302, the Business Management Fund may be credited with*
21 *advances and reimbursements from applicable appropria-*
22 *tions of the National Oceanic and Atmospheric Administra-*
23 *tion and from funds of other agencies or entities for services*
24 *furnished pursuant to law: Provided further, That any in-*
25 *ventories, equipment, systems, real property and other as-*

1 sets over \$25,000, pertaining to the services to be provided
2 by such funds, either on hand or on order, less the related
3 liabilities or unpaid obligations, and any appropriations
4 made hereafter for the purpose of providing capital, shall
5 be used to capitalize the Business Management Fund: Pro-
6 vided further, That the National Oceanic and Atmospheric
7 Administration Business Management Fund shall be au-
8 thorized to create an initial cash corpus of \$5,000,000 from
9 deobligations and continued funding as may be or become
10 available from deobligations: Provided further, That the
11 Business Management Fund shall provide for centralized
12 services at rates which return in full all expenses of oper-
13 ation and services, including depreciation or full overhead
14 costs of fund plant and equipment, plus an amount equal
15 to projected inflation, amortization of automated data proc-
16 essing software and hardware systems, and an amount not
17 to exceed four percent necessary to maintain an operating
18 level in the fund as determined by the Administrator: Pro-
19 vided further, That full implementation of the Business
20 Management Fund will be phased in over a period not less
21 than three years nor more than five fiscal years.

22 There is hereby established the following organiza-
23 tional structure for the Business Management Fund of the
24 National Oceanic and Atmospheric Administration: Pro-
25 vided, That the overall responsibility for the National Oce-

1 *anic and Atmospheric Administration Business Manage-*
2 *ment Fund lies with the Administrator of the National Oce-*
3 *anic and Atmospheric Administration: Provided further,*
4 *That general management of the National Oceanic and At-*
5 *mospheric Administration's Business Management Fund*
6 *may be delegated by the Administrator to the Chief Finan-*
7 *cial Officer/Chief Administrative Officer of the National*
8 *Oceanic and Atmospheric Administration.*

9 *PROCUREMENT, ACQUISITION AND CONSTRUCTION*

10 *(INCLUDING TRANSFERS OF FUNDS)*

11 *For procurement, acquisition and construction of cap-*
12 *ital assets, including alteration and modification costs, of*
13 *the National Oceanic and Atmospheric Administration,*
14 *\$940,610,000, to remain available until expended: Pro-*
15 *vided, That unexpended balances of amounts previously*
16 *made available in the "Operations, Research, and Facili-*
17 *ties" account for activities funded under this heading may*
18 *be transferred to and merged with this account, to remain*
19 *available until expended for the purposes for which the*
20 *funds were originally appropriated: Provided further, That*
21 *of the amount provided under this heading for expenses nec-*
22 *essary to carry out conservation activities defined in section*
23 *250(c)(4)(E) of the Balanced Budget and Emergency Def-*
24 *icit Control Act of 1985, as amended, including funds for*
25 *the Coastal and Estuarine Land Conservation Program,*
26 *\$83,410,000 to remain available until expended: Provided*

1 *further, That, notwithstanding any other provision of law,*
2 *of the above amounts, \$60,000,000 shall be used to initiate*
3 *the “Coastal and Estuarine Land Conservation Program”,*
4 *for which there shall be no matching requirement, of which*
5 *\$2,500,000 is for coastal land acquisition at Rocky Point*
6 *in Warwick, Rhode Island: Provided further, That none of*
7 *the funds provided in this Act or any other Act under the*
8 *heading “National Oceanic and Atmospheric Administra-*
9 *tion, Procurement, Acquisition and Construction” shall be*
10 *used to fund the General Services Administration’s stand-*
11 *ard construction and tenant build-out costs of a facility at*
12 *the Suitland Federal Center.*

13 *PACIFIC COASTAL SALMON RECOVERY*

14 *For necessary expenses to carry out the conservation*
15 *activities defined in section 250(c)(4)(E) of the Balanced*
16 *Budget and Emergency Deficit Control Act of 1985, as*
17 *amended, including funds for the Endangered Species Act-*
18 *Pacific Salmon Recovery, the Columbia River Hatcheries,*
19 *the Columbia River Facilities, Pacific Salmon Treaty Im-*
20 *plementation, \$137,940,000, to remain available until ex-*
21 *pended.*

22 *COASTAL ZONE MANAGEMENT FUND*

23 *Of amounts collected pursuant to section 308 of the*
24 *Coastal Zone Management Act of 1972 (16 U.S.C. 1456a),*
25 *not to exceed \$3,000,000 shall be transferred to the Oper-*

1 *ations, Research, and Facilities account to offset the costs*
2 *of implementing such Act.*

3 *FISHERMEN'S CONTINGENCY FUND*

4 *For carrying out the provisions of title IV of Public*
5 *Law 95-372, not to exceed \$952,000, to be derived from re-*
6 *ceipts collected pursuant to that Act, to remain available*
7 *until expended.*

8 *FOREIGN FISHING OBSERVER FUND*

9 *For expenses necessary to carry out the provisions of*
10 *the Atlantic Tunas Convention Act of 1975, as amended*
11 *(Public Law 96-339), the Magnuson-Stevens Fishery Con-*
12 *servation and Management Act of 1976, as amended (Public*
13 *Law 100-627), and the American Fisheries Promotion Act*
14 *(Public Law 96-561), to be derived from the fees imposed*
15 *under the foreign fishery observer program authorized by*
16 *these Acts, not to exceed \$191,000, to remain available until*
17 *expended.*

18 *FISHERIES FINANCE PROGRAM ACCOUNT*

19 *For the cost of direct loans, \$287,000, as authorized*
20 *by the Merchant Marine Act of 1936, as amended: Provided,*
21 *That such costs, including the cost of modifying such loans,*
22 *shall be as defined in section 502 of the Congressional Budg-*
23 *et Act of 1974: Provided further, That none of the funds*
24 *made available under this heading may be used for direct*
25 *loans for any new fishing vessel that will increase the har-*
26 *vesting capacity in any United States fishery.*

1 *DEPARTMENTAL MANAGEMENT*2 *SALARIES AND EXPENSES*

3 *For expenses necessary for the departmental manage-*
4 *ment of the Department of Commerce provided for by law,*
5 *including not to exceed \$8,000 for official entertainment,*
6 *\$42,062,000.*

7 *OFFICE OF INSPECTOR GENERAL*

8 *For necessary expenses of the Office of Inspector Gen-*
9 *eral in carrying out the provisions of the Inspector General*
10 *Act of 1978, as amended (5 U.S.C. App. 1–11, as amended*
11 *by Public Law 100–504), \$21,176,000.*

12 *GENERAL PROVISIONS—DEPARTMENT OF COMMERCE*

13 *SEC. 201. During the current fiscal year, applicable*
14 *appropriations and funds made available to the Depart-*
15 *ment of Commerce by this Act shall be available for the*
16 *activities specified in the Act of October 26, 1949 (15 U.S.C.*
17 *1514), to the extent and in the manner prescribed by the*
18 *Act, and, notwithstanding 31 U.S.C. 3324, may be used for*
19 *advanced payments not otherwise authorized only upon the*
20 *certification of officials designated by the Secretary of Com-*
21 *merce that such payments are in the public interest.*

22 *SEC. 202. During the current fiscal year, appropria-*
23 *tions made available to the Department of Commerce by*
24 *this Act for salaries and expenses shall be available for hire*
25 *of passenger motor vehicles as authorized by 31 U.S.C. 1343*
26 *and 1344; services as authorized by 5 U.S.C. 3109; and uni-*

1 *forms or allowances therefore, as authorized by law (5*
2 *U.S.C. 5901–5902).*

3 *SEC. 203. None of the funds made available by this*
4 *Act may be used to support the hurricane reconnaissance*
5 *aircraft and activities that are under the control of the*
6 *United States Air Force or the United States Air Force Re-*
7 *serve.*

8 *SEC. 204. Not to exceed 5 percent of any appropriation*
9 *made available for the current fiscal year for the Depart-*
10 *ment of Commerce in this Act may be transferred between*
11 *such appropriations, but no such appropriation shall be in-*
12 *creased by more than 10 percent by any such transfers: Pro-*
13 *vided, That any transfer pursuant to this section shall be*
14 *treated as a reprogramming of funds under section 605 of*
15 *this Act and shall not be available for obligation or expendi-*
16 *ture except in compliance with the procedures set forth in*
17 *that section.*

18 *SEC. 205. Any costs incurred by a department or agen-*
19 *cy funded under this title resulting from personnel actions*
20 *taken in response to funding reductions included in this*
21 *title or from actions taken for the care and protection of*
22 *loan collateral or grant property shall be absorbed within*
23 *the total budgetary resources available to such department*
24 *or agency: Provided, That the authority to transfer funds*
25 *between appropriations accounts as may be necessary to*

1 *carry out this section is provided in addition to authorities*
2 *included elsewhere in this Act: Provided further, That use*
3 *of funds to carry out this section shall be treated as a re-*
4 *programming of funds under section 605 of this Act and*
5 *shall not be available for obligation or expenditure except*
6 *in compliance with the procedures set forth in that section.*

7 *SEC. 206. The Secretary of Commerce may award con-*
8 *tracts for hydrographic, geodetic, and photogrammetric sur-*
9 *veying and mapping services in accordance with title IX*
10 *of the Federal Property and Administrative Services Act*
11 *of 1949 (40 U.S.C. 541 et seq.).*

12 *SEC. 207. The Secretary of Commerce may use the*
13 *Commerce franchise fund for expenses and equipment nec-*
14 *essary for the maintenance and operation of such adminis-*
15 *trative services as the Secretary determines may be per-*
16 *formed more advantageously as central services, pursuant*
17 *to section 403 of Public Law 103-356: Provided, That any*
18 *inventories, equipment, and other assets pertaining to the*
19 *services to be provided by such fund, either on hand or on*
20 *order, less the related liabilities or unpaid obligations, and*
21 *any appropriations made for the purpose of providing cap-*
22 *ital shall be used to capitalize such fund: Provided further,*
23 *That such fund shall be paid in advance from funds avail-*
24 *able to the Department and other Federal agencies for which*
25 *such centralized services are performed, at rates which will*

1 return in full all expenses of operation, including accrued
2 leave, depreciation of fund plant and equipment, amortiza-
3 tion of automated data processing (ADP) software and sys-
4 tems (either acquired or donated), and an amount necessary
5 to maintain a reasonable operating reserve, as determined
6 by the Secretary: Provided further, That such fund shall
7 provide services on a competitive basis: Provided further,
8 That an amount not to exceed 4 percent of the total annual
9 income to such fund may be retained in the fund for fiscal
10 year 2002 and each fiscal year thereafter, to remain avail-
11 able until expended, to be used for the acquisition of capital
12 equipment, and for the improvement and implementation
13 of department financial management, ADP, and other sup-
14 port systems: Provided further, That such amounts retained
15 in the fund for fiscal year 2002 and each fiscal year there-
16 after shall be available for obligation and expenditure only
17 in accordance with section 605 of this Act: Provided further,
18 That no later than 30 days after the end of each fiscal year,
19 amounts in excess of this reserve limitation shall be depos-
20 ited as miscellaneous receipts in the Treasury: Provided
21 further, That such franchise fund pilot program shall termi-
22 nate pursuant to section 403(f) of Public Law 103-356.

23 SEC. 208. Notwithstanding any other provision of law,
24 of the amounts made available elsewhere in this title to the
25 “National Institute of Standards and Technology, Con-

1 *struction of Research Facilities*”, \$5,000,000 is appro-
2 *priated to fund a cooperative agreement with the Medical*
3 *University of South Carolina, \$6,000,000 is appropriated*
4 *to the Thayer School of Engineering for the nanocrystalline*
5 *materials and biomass research initiative, \$3,000,000 is ap-*
6 *propriated to the Institute for Information Infrastructure*
7 *Protection at the Institute for Security Technology Studies,*
8 *and \$4,000,000 is appropriated for the Institute for Poli-*
9 *tics.*

10 *SEC. 209. (a) Notwithstanding any other provision of*
11 *law, the total amount of funds that may be transferred into*
12 *the “Working Capital Fund” in fiscal year 2002, or in any*
13 *fiscal year thereafter, may not exceed \$117,000,000.*

14 *(b) All transfers of funds, functions, or personnel to*
15 *or from the Working Capital Fund in fiscal year 2002 and*
16 *any fiscal year thereafter shall be subject to section 605,*
17 *without regard to the amount of the reprogramming or the*
18 *purpose of the funds so reprogrammed.*

19 *(c) Of the amounts available under this section for sal-*
20 *aries of the staff of the Department of Commerce, the*
21 *amount obligated for that purpose before December 15,*
22 *2001, may not exceed \$29,250,000.*

23 *(d)(1) Not later than December 15, 2001, the Secretary*
24 *of Commerce shall submit to the Committees on Appropria-*
25 *tions of the Senate and House of Representatives a report*

1 *setting forth the proposed disbursements from the Working*
2 *Capital Fund during fiscal year 2002.*

3 (2) *Of the proposed disbursements in the report under*
4 *paragraph (1)—*

5 (A) *not more than \$7,000,000 of the proposed*
6 *disbursements may be for the Commerce Administra-*
7 *tive Management System or support for the Com-*
8 *merce Administrative Management System Support*
9 *Center; and*

10 (B) *none of the proposed disbursements for that*
11 *System may be from or attributable to the National*
12 *Oceanic and Atmospheric Administration.*

13 (3) *Disbursements from the Working Capital Fund in*
14 *fiscal year 2002 may not be made until 15 days after the*
15 *date on which the report is submitted under paragraph (1).*

16 (4) *Any modification of a proposed disbursement from*
17 *the Working Capital Fund previously specified in the report*
18 *under paragraph (1) shall be treated as a reprogramming*
19 *of funds to which section 605 applies, without regard to*
20 *the amount of the modification or the purpose of the dis-*
21 *bursement, as so modified.*

22 (5)(A) *If a disbursement from the Working Capital*
23 *Fund in fiscal year 2002 will require any bureau or organi-*
24 *zation in the Department of Commerce to incur costs not*
25 *previously specified in the report under paragraph (1), the*

1 *disbursement may not be made until 15 days after the date*
2 *on which such bureau or organization submits to the Com-*
3 *mittees on Appropriations of the Senate and House of Rep-*
4 *resentatives a Memorandum of Agreement providing for*
5 *such bureau or organization to incur such costs.*

6 *(B) Each Memorandum of Agreement under this para-*
7 *graph shall specify the provision of statute providing au-*
8 *thority for the disbursement concerned.*

9 *(e) Amounts in the “Advances and Reimbursements”*
10 *account may not be used to assess or collect costs or charges*
11 *against or from any bureau or organization of the Depart-*
12 *ment of Commerce unless the costs or charges are incurred*
13 *for a project has been approved as a request for reprogram-*
14 *ming under section 605.*

15 *(f) The Office of Management and Budget shall issue*
16 *a quarterly Apportionment and Reapportionment Schedule,*
17 *and a Standard Form 133, for the Working Capital Fund*
18 *and the “Advances and Reimbursements” account based*
19 *upon the report required by subsection (d)(1).*

20 *SEC. 210. (a) Notwithstanding section 102 of the Ma-*
21 *rine Mammal Protection Act of 1972, as amended, or sec-*
22 *tion 9 of the Endangered Species Act of 1973, the Anchorage*
23 *Sister Cities Commission of Anchorage, Alaska, may export,*
24 *on a one-time basis, to the Town of Whitby, in the care*
25 *of the Scarborough Borough Council, Whitby, North York-*

1 *shire, United Kingdom, two bowhead whale jawbones taken*
2 *as part of a legal subsistence hunt by Native Alaskans and*
3 *identified in U.S. Fish and Wildlife Service, Convention*
4 *on International Trade of Endangered Species, permit*
5 *01US037393/9.*

6 *(b) The Anchorage Sister Cities Commission shall no-*
7 *tify the National Marine Fisheries Service Office of En-*
8 *forcement 15 days prior to shipment to ensure compliance*
9 *with all applicable export requirements.*

10 *This title may be cited as the “Department of Com-*
11 *merce and Related Agencies Appropriations Act, 2002”.*

12 *TITLE III—THE JUDICIARY*

13 *SUPREME COURT OF THE UNITED STATES*

14 *SALARIES AND EXPENSES*

15 *For expenses necessary for the operation of the Su-*
16 *preme Court, as required by law, excluding care of the*
17 *building and grounds, including purchase or hire, driving,*
18 *maintenance, and operation of an automobile for the Chief*
19 *Justice, not to exceed \$10,000 for the purpose of trans-*
20 *porting Associate Justices, and hire of passenger motor ve-*
21 *hicles as authorized by 31 U.S.C. 1343 and 1344; not to*
22 *exceed \$10,000 for official reception and representation ex-*
23 *penses; and for miscellaneous expenses, to be expended as*
24 *the Chief Justice may approve, \$39,988,000.*

1 *CARE OF THE BUILDING AND GROUNDS*

2 *For such expenditures as may be necessary to enable*
3 *the Architect of the Capitol to carry out the duties imposed*
4 *upon the Architect by the Act approved May 7, 1934 (40*
5 *U.S.C. 13a–13b), \$7,530,000, of which \$4,460,000 shall re-*
6 *main available until expended.*

7 *UNITED STATES COURT OF APPEALS FOR THE FEDERAL*8 *CIRCUIT*9 *SALARIES AND EXPENSES*

10 *For salaries of the chief judge, judges, and other officers*
11 *and employees, and for necessary expenses of the court, as*
12 *authorized by law, \$19,372,000.*

13 *UNITED STATES COURT OF INTERNATIONAL TRADE*14 *SALARIES AND EXPENSES*

15 *For salaries of the chief judge and eight judges, salaries*
16 *of the officers and employees of the court, services as author-*
17 *ized by 5 U.S.C. 3109, and necessary expenses of the court,*
18 *as authorized by law, \$13,054,000.*

19 *COURTS OF APPEALS, DISTRICT COURTS, AND OTHER*20 *JUDICIAL SERVICES*21 *SALARIES AND EXPENSES*

22 *For the salaries of circuit and district judges (includ-*
23 *ing judges of the territorial courts of the United States),*
24 *justices and judges retired from office or from regular active*
25 *service, judges of the United States Court of Federal Claims,*

1 *bankruptcy judges, magistrate judges, and all other officers*
2 *and employees of the Federal Judiciary not otherwise spe-*
3 *cifically provided for, and necessary expenses of the courts,*
4 *as authorized by law, \$3,559,012,000 (including the pur-*
5 *chase of firearms and ammunition); of which not to exceed*
6 *\$27,817,000 shall remain available until expended for space*
7 *alteration projects and for furniture and furnishings related*
8 *to new space alteration and construction projects: Provided,*
9 *That, of the amount made available under this heading,*
10 *\$33,000, shall be transferred to, and merged with, funds in*
11 *the “Salaries and Expenses, United States Marshals Serv-*
12 *ice” appropriations account in title I of the Act, to be avail-*
13 *able only for court operations in Lander, Wyoming.*

14 *In addition, for expenses of the United States Court*
15 *of Federal Claims associated with processing cases under*
16 *the National Childhood Vaccine Injury Act of 1986, not to*
17 *exceed \$2,692,000, to be appropriated from the Vaccine In-*
18 *jury Compensation Trust Fund.*

19 *DEFENDER SERVICES*

20 *For the operation of Federal Public Defender and*
21 *Community Defender organizations; the compensation and*
22 *reimbursement of expenses of attorneys appointed to rep-*
23 *resent persons under the Criminal Justice Act of 1964, as*
24 *amended; the compensation and reimbursement of expenses*
25 *of persons furnishing investigative, expert and other services*
26 *under the Criminal Justice Act of 1964 (18 U.S.C.*

1 3006A(e)); the compensation (in accordance with Criminal
2 Justice Act maximums) and reimbursement of expenses of
3 attorneys appointed to assist the court in criminal cases
4 where the defendant has waived representation by counsel;
5 the compensation and reimbursement of travel expenses of
6 guardians ad litem acting on behalf of financially eligible
7 minor or incompetent offenders in connection with transfers
8 from the United States to foreign countries with which the
9 United States has a treaty for the execution of penal sen-
10 tences; and the compensation of attorneys appointed to rep-
11 resent jurors in civil actions for the protection of their em-
12 ployment, as authorized by 28 U.S.C. 1875(d),
13 \$463,756,000, of which \$257,710,000 is for federal defender
14 organizations, to remain available until expended.

15 *FEES OF JURORS AND COMMISSIONERS*

16 *For fees and expenses of jurors as authorized by 28*
17 *U.S.C. 1871 and 1876; compensation of jury commissioners*
18 *as authorized by 28 U.S.C. 1863; and compensation of com-*
19 *missioners appointed in condemnation cases pursuant to*
20 *rule 71A(h) of the Federal Rules of Civil Procedure (28*
21 *U.S.C. Appendix Rule 71A(h)), \$50,131,000, to remain*
22 *available until expended: Provided, That the compensation*
23 *of land commissioners shall not exceed the daily equivalent*
24 *of the highest rate payable under section 5332 of title 5,*
25 *United States Code.*

1 COURT SECURITY

2 *For necessary expenses, not otherwise provided for, in-*
3 *cident to the procurement, installation, and maintenance*
4 *of security equipment and protective services for the United*
5 *States Courts in courtrooms and adjacent areas, including*
6 *building ingress-egress control, inspection of mail and pack-*
7 *ages, directed security patrols, and other similar activities*
8 *as authorized by section 1010 of the Judicial Improvement*
9 *and Access to Justice Act (Public Law 100–702),*
10 *\$209,762,000, of which not to exceed \$10,000,000 shall re-*
11 *main available until expended for security systems and con-*
12 *tract costs for court security officers, to be expended directly*
13 *or transferred to the United States Marshals Service, which*
14 *shall be responsible for administering the Judicial Facility*
15 *Security Program consistent with standards or guidelines*
16 *agreed to by the Director of the Administrative Office of*
17 *the United States Courts and the Attorney General: Pro-*
18 *vided, That, of the amount made available under this head-*
19 *ing, \$3,580,000, to remain available until expended, shall*
20 *be transferred to, and merged with, funds in the*
21 *“Narrowband Communications” appropriations account in*
22 *title I of this Act, to be administered by the Department*
23 *of Justice Wireless Management Office and to be available*
24 *only for the conversion to narrowband communications and*
25 *for the operations and maintenance of legacy radio systems.*

1 28 U.S.C. 376(c), \$8,400,000; and to the United States
2 Court of Federal Claims Judges' Retirement Fund, as au-
3 thorized by 28 U.S.C. 178(l), \$1,900,000.

4 *UNITED STATES SENTENCING COMMISSION*

5 *SALARIES AND EXPENSES*

6 *For the salaries and expenses necessary to carry out*
7 *the provisions of chapter 58 of title 28, United States Code,*
8 *\$11,327,000, of which not to exceed \$1,000 is authorized*
9 *for official reception and representation expenses.*

10 *GENERAL PROVISIONS—THE JUDICIARY*

11 *SEC. 301. Appropriations and authorizations made in*
12 *this title which are available for salaries and expenses shall*
13 *be available for services as authorized by 5 U.S.C. 3109.*

14 *SEC. 302. Not to exceed 5 percent of any appropriation*
15 *made available for the current fiscal year for the Judiciary*
16 *in this Act may be transferred between such appropriations,*
17 *but no such appropriation, except “Courts of Appeals, Dis-*
18 *trict Courts, and Other Judicial Services, Defender Serv-*
19 *ices” and “Courts of Appeals, District Courts, and Other*
20 *Judicial Services, Fees of Jurors and Commissioners”, shall*
21 *be increased by more than 10 percent by any such transfers:*
22 *Provided, That any transfer pursuant to this section shall*
23 *be treated as a reprogramming of funds under section 605*
24 *of this Act and shall not be available for obligation or ex-*

1 *penditure except in compliance with the procedures set forth*
2 *in that section.*

3 *SEC. 303. Notwithstanding any other provision of law,*
4 *the salaries and expenses appropriation for district courts,*
5 *courts of appeals, and other judicial services shall be avail-*
6 *able for official reception and representation expenses of the*
7 *Judicial Conference of the United States: Provided, That*
8 *such available funds shall not exceed \$11,000 and shall be*
9 *administered by the Director of the Administrative Office*
10 *of the United States Courts in the capacity as Secretary*
11 *of the Judicial Conference.*

12 *SEC. 304. Section 140 of Public Law 97–92 (28 U.S.C.*
13 *461 note; 95 Stat. 1200) shall apply to fiscal year 2002*
14 *and each fiscal year thereafter.*

15 *SEC. 305. Of the unexpended balances transferred to*
16 *the Commission on Structural Alternatives in Federal Ap-*
17 *pellate Courts, \$400,000 shall be transferred to, and merged*
18 *with, funds in the “Federal Judicial Center, Salaries and*
19 *Expenses” appropriations account to be available only for*
20 *distance learning.*

21 *SEC. 306. Pursuant to section 140 of Public Law 97–*
22 *92, Justices and judges of the United States are authorized*
23 *during fiscal year 2002, to receive a salary adjustment in*
24 *accordance with 28 U.S.C. 461: Provided, That \$8,625,000*
25 *is appropriated for salary adjustments pursuant to this sec-*

1 *tion and such funds shall be transferred to and merged with*
2 *appropriations in title III of this Act.*

3 *This title may be cited as this “Judiciary Appropria-*
4 *tions Act, 2002”.*

5 *TITLE IV—DEPARTMENT OF STATE AND*
6 *RELATED AGENCY*

7 *DEPARTMENT OF STATE*

8 *ADMINISTRATION OF FOREIGN AFFAIRS*

9 *DIPLOMATIC AND CONSULAR PROGRAMS*

10 *For necessary expenses of the Department of State and*
11 *the Foreign Service not otherwise provided for, including*
12 *employment, without regard to civil service and classifica-*
13 *tion laws, of persons on a temporary basis (not to exceed*
14 *\$700,000 of this appropriation), as authorized; representa-*
15 *tion to certain international organizations in which the*
16 *United States participates pursuant to treaties, ratified*
17 *pursuant to the advice and consent of the Senate, or specific*
18 *Acts of Congress; arms control, nonproliferation and disar-*
19 *mament activities as authorized; acquisition by exchange*
20 *or purchase of passenger motor vehicles as authorized by*
21 *law; and for expenses of general administration,*
22 *\$3,061,805,000: Provided, That, of the amount made avail-*
23 *able under this heading, not to exceed \$4,000,000 may be*
24 *transferred to, and merged with, funds in the “Emergencies*
25 *in the Diplomatic and Consular Service” appropriations*

1 *account, to be available only for emergency evacuations and*
2 *terrorism rewards: Provided further, That of the amount*
3 *made available under this heading, \$7,800,000 shall be*
4 *available only to provide language, security, leadership and*
5 *management, and professional training: Provided further,*
6 *That of the amount made available under this heading,*
7 *\$6,000,000 to remain available until expended, shall be*
8 *transferred to, and merged with, funds in the “Narrowband*
9 *Communications” appropriations account in title I of this*
10 *Act, to be administered by the Department of Justice Wire-*
11 *less Management Office and to be available only for the con-*
12 *version to narrowband communications and for the oper-*
13 *ations and maintenance of legacy radio systems: Provided*
14 *further, That of the amount made available under this head-*
15 *ing, \$694,190,000 shall be available only for information*
16 *resource management: Provided further, That of the amount*
17 *made available under this heading, \$9,000,000 shall be*
18 *available only for the East-West Center: Provided further,*
19 *That, notwithstanding any other provision of law, not to*
20 *exceed \$335,000,000 of offsetting collections derived from*
21 *fees collected under the authority of section 104(a)(1) of the*
22 *Foreign Relations Authorization Act, Fiscal Years 1994*
23 *and 1995 (Public Law 103–236) during fiscal year 2002*
24 *shall be retained and used for authorized expenses in this*
25 *appropriation and shall remain available until expended:*

1 *Provided further, That any fees received in excess of*
2 *\$335,000,000 in fiscal year 2002 shall not be available for*
3 *obligation and shall be returned to the General Fund: Pro-*
4 *vided further, That notwithstanding any other provision of*
5 *law, a citizen of the United States approved by the Depart-*
6 *ment of State to serve as Deputy Director General of the*
7 *World Intellectual Property Organization shall, while serv-*
8 *ing in such position, be deemed an employee in a foreign*
9 *area within the meaning of 5 U.S.C. Section 5923, and*
10 *qualify for a living quarters allowance as authorized by 5*
11 *U.S.C. 5923(2): Provided further, That a citizen of the*
12 *United States approved by the Department of State to serve*
13 *as Deputy Director General of the World Intellectual Prop-*
14 *erty Organization shall, while serving in such position, be*
15 *deemed as an employee approved for transfer to an inter-*
16 *national organization within the meaning of 5 U.S.C. Sec-*
17 *tion 352, and eligible to continue participating in the re-*
18 *tirement, health benefit, group life insurance, and other ben-*
19 *efit programs as provided in that section: Provided further,*
20 *That advances for services authorized by 22 U.S.C. 3620(c)*
21 *may be credited to this account, to remain available until*
22 *expended for such services: Provided further, That no funds*
23 *may be obligated or expended for processing licenses for the*
24 *export of satellites of United States origin (including com-*
25 *mercial satellites and satellite components) to the People's*

1 *Republic of China, unless, at least 15 days in advance, the*
2 *Committees on Appropriations of the House of Representa-*
3 *tives and the Senate are notified of such proposed action:*
4 *Provided further, That of the amounts made available*
5 *under this heading, \$5,000,000 shall be available only for*
6 *the reimbursement costs incurred by the State of Hawaii*
7 *for security expenses relating to the May 2001 Asian Devel-*
8 *opment Bank Meeting: Provided further, That of the*
9 *amount made available under this heading, \$45,419,000*
10 *shall only be available to implement the 1999 Pacific Salm-*
11 *on Treaty Agreement, of which \$20,000,000 shall be depos-*
12 *ited in the Northern Boundary and Transboundary Rivers*
13 *Restoration and Enhancement Fund, of which \$20,000,000*
14 *shall be deposited in the Southern Boundary Restoration*
15 *and Enhancement Fund, and of which \$5,419,000 shall be*
16 *for a direct payment to the State of Washington for obliga-*
17 *tions under the 1999 Pacific Salmon Treaty Agreement.*

18 *In addition, not to exceed \$1,252,000 shall be derived*
19 *from fees collected from other executive agencies for lease*
20 *or use of facilities located at the International Center in*
21 *accordance with section 4 of the International Center Act,*
22 *as amended; in addition, as authorized by section 5 of such*
23 *Act, \$490,000, to be derived from the reserve authorized by*
24 *that section, to be used for the purposes set out in that sec-*
25 *tion; in addition, as authorized by section 810 of the United*

1 *States Information and Educational Exchange Act, not to*
2 *exceed \$6,000,000, to remain available until expended, may*
3 *be credited to this appropriation from fees or other pay-*
4 *ments received from English teaching, library, motion pic-*
5 *tures, and publication programs, and from fees from edu-*
6 *cational advising and counseling, and exchange visitor pro-*
7 *grams; and, in addition, not to exceed \$15,000, which shall*
8 *be derived from reimbursements, surcharges, and fees for use*
9 *of Blair House facilities.*

10 *In addition, for the costs of worldwide security up-*
11 *grades, \$409,363,000, to remain available until expended.*

12 *CAPITAL INVESTMENT FUND*

13 *For necessary expenses of the Capital Investment*
14 *Fund, \$210,000,000, to remain available until expended, as*
15 *authorized: Provided, That section 135(e) of Public Law*
16 *103-236 shall not apply to funds available under this head-*
17 *ing.*

18 *OFFICE OF INSPECTOR GENERAL*

19 *For necessary expenses of the Office of Inspector Gen-*
20 *eral, \$28,427,000, notwithstanding section 209(a)(1) of the*
21 *Foreign Service Act of 1980, as amended (Public Law 96-*
22 *465), as it relates to post inspections.*

23 *EDUCATIONAL AND CULTURAL EXCHANGE PROGRAMS*

24 *For expenses of educational and cultural exchange pro-*
25 *grams, as authorized, \$242,000,000, to remain available*
26 *until expended: Provided, That not to exceed \$800,000, to*

1 *remain available until expended, may be credited to this*
2 *appropriation from fees or other payments received from*
3 *or in connection with English teaching and educational ad-*
4 *vising and counseling programs as authorized.*

5 *REPRESENTATION ALLOWANCES*

6 *For representation allowances as authorized,*
7 *\$9,000,000.*

8 *PROTECTION OF FOREIGN MISSIONS AND OFFICIALS*

9 *For expenses, not otherwise provided, to enable the Sec-*
10 *retary of State to provide for extraordinary protective serv-*
11 *ices, as authorized, \$10,000,000, to remain available until*
12 *September 30, 2003.*

13 *EMBASSY SECURITY, CONSTRUCTION, AND MAINTENANCE*

14 *For necessary expenses for carrying out the Foreign*
15 *Service Buildings Act of 1926, as amended (22 U.S.C. 292–*
16 *300), preserving, maintaining, repairing, and planning for,*
17 *buildings that are owned or directly leased by the Depart-*
18 *ment of State, renovating, in addition to funds otherwise*
19 *available, the Main State Building, and carrying out the*
20 *Diplomatic Security Construction Program as authorized,*
21 *\$405,391,000, to remain available until expended as au-*
22 *thorized, of which not to exceed \$25,000 may be used for*
23 *domestic and overseas representation as authorized: Pro-*
24 *vided, That none of the funds appropriated in this para-*
25 *graph shall be available for acquisition of furniture and*

1 *furnishings and generators for other departments and agen-*
2 *cies.*

3 *In addition, for the costs of worldwide security up-*
4 *grades, acquisition, and construction, \$661,560,000, to re-*
5 *main available until expended.*

6 *EMERGENCIES IN THE DIPLOMATIC AND CONSULAR*

7 *SERVICE*

8 *For expenses necessary to enable the Secretary of State*
9 *to meet unforeseen emergencies arising in the Diplomatic*
10 *and Consular Service, \$5,465,000, to remain available until*
11 *expended as authorized, of which not to exceed \$1,000,000*
12 *may be transferred to and merged with the Repatriation*
13 *Loans Program Account, subject to the same terms and con-*
14 *ditions.*

15 *REPATRIATION LOANS PROGRAM ACCOUNT*

16 *For the cost of direct loans, \$612,000, as authorized:*
17 *Provided, That such costs, including the cost of modifying*
18 *such loans, shall be as defined in section 502 of the Congres-*
19 *sional Budget Act of 1974. In addition, for administrative*
20 *expenses necessary to carry out the direct loan program,*
21 *\$607,000, which may be transferred to and merged with the*
22 *Diplomatic and Consular Programs account under Admin-*
23 *istration of Foreign Affairs.*

24 *PAYMENT TO THE AMERICAN INSTITUTE IN TAIWAN*

25 *For necessary expenses to carry out the Taiwan Rela-*
26 *tions Act, Public Law 96-8, \$17,044,000.*

1 *PAYMENT TO THE FOREIGN SERVICE RETIREMENT AND*
2 *DISABILITY FUND*

3 *For payment to the Foreign Service Retirement and*
4 *Disability Fund, as authorized by law, \$135,629,000.*

5 *INTERNATIONAL ORGANIZATIONS AND CONFERENCES*
6 *CONTRIBUTIONS TO INTERNATIONAL ORGANIZATIONS*

7 *For expenses, not otherwise provided for, necessary to*
8 *meet annual obligations of membership in international*
9 *multilateral organizations, pursuant to treaties ratified*
10 *pursuant to the advice and consent of the Senate, conven-*
11 *tions or specific Acts of Congress, \$1,091,348,000: Provided,*
12 *That any payment of arrearages under this title shall be*
13 *directed toward special activities that are mutually agreed*
14 *upon by the United States and the respective international*
15 *organization: Provided further, That none of the funds ap-*
16 *propriated in this paragraph shall be available for a United*
17 *States contribution to an international organization for the*
18 *United States share of interest costs made known to the*
19 *United States Government by such organization for loans*
20 *incurred on or after October 1, 1984, through external bor-*
21 *rowings: Provided further, That funds appropriated under*
22 *this paragraph may be obligated and expended to pay the*
23 *full United States assessment to the civil budget of the North*
24 *Atlantic Treaty Organization.*

1 *INTERNATIONAL FISHERIES COMMISSIONS*

2 *For necessary expenses for international fisheries com-*
3 *missions, not otherwise provided for, as authorized by law,*
4 *\$20,780,000: Provided, That the United States' share of*
5 *such expenses may be advanced to the respective commis-*
6 *sions, pursuant to 31 U.S.C. 3324.*

7 *OTHER*8 *PAYMENT TO THE ASIA FOUNDATION*

9 *For a grant to the Asia Foundation, as authorized by*
10 *section 501 of Public Law 101–246, \$8,000,000, to remain*
11 *available until expended, as authorized.*

12 *EISENHOWER EXCHANGE FELLOWSHIP PROGRAM TRUST*13 *FUND*

14 *For necessary expenses of Eisenhower Exchange Fel-*
15 *lowships, Incorporated, as authorized by sections 4 and 5*
16 *of the Eisenhower Exchange Fellowship Act of 1990 (20*
17 *U.S.C. 5204–5205), all interest and earnings accruing to*
18 *the Eisenhower Exchange Fellowship Program Trust Fund*
19 *on or before September 30, 2002, to remain available until*
20 *expended: Provided, That none of the funds appropriated*
21 *herein shall be used to pay any salary or other compensa-*
22 *tion, or to enter into any contract providing for the pay-*
23 *ment thereof, in excess of the rate authorized by 5 U.S.C.*
24 *5376; or for purposes which are not in accordance with*
25 *OMB Circulars A–110 (Uniform Administrative Require-*
26 *ments) and A–122 (Cost Principles for Non-profit Organi-*

1 zations), including the restrictions on compensation for per-
2 sonal services.

3 *ISRAELI ARAB SCHOLARSHIP PROGRAM*

4 *For necessary expenses of the Israeli Arab Scholarship*
5 *Program as authorized by section 214 of the Foreign Rela-*
6 *tions Authorization Act, Fiscal Years 1992 and 1993 (22*
7 *U.S.C. 2452), all interest and earnings accruing to the*
8 *Israeli Arab Scholarship Fund on or before September 30,*
9 *2002, to remain available until expended.*

10 *EAST-WEST CENTER*

11 *To enable the Secretary of State to provide for car-*
12 *rying out the provisions of the Center for Cultural and*
13 *Technical Interchange Between East and West Act of 1960,*
14 *by grant to the Center for Cultural and Technical Inter-*
15 *change Between East and West in the State of Hawaii,*
16 *\$14,000,000: Provided, That none of the funds appropriated*
17 *herein shall be used to pay any salary, or enter into any*
18 *contract providing for the payment thereof, in excess of the*
19 *rate authorized by 5 U.S.C. 5376.*

20 *NATIONAL ENDOWMENT FOR DEMOCRACY*

21 *For grants made by the Department of State to the*
22 *National Endowment for Democracy as authorized by the*
23 *National Endowment for Democracy Act, \$31,000,000, to*
24 *remain available until expended.*

1 *for radio and television transmission and reception,*
2 *\$24,872,000, to remain available until expended.*

3 *BROADCASTING CAPITAL IMPROVEMENTS*

4 *For the purchase, rent, construction, and improvement*
5 *of facilities for radio transmission and reception, and pur-*
6 *chase and installation of necessary equipment for radio and*
7 *television transmission and reception as authorized,*
8 *\$16,900,000, to remain available until expended, as author-*
9 *ized.*

10 *GENERAL PROVISIONS—DEPARTMENT OF STATE AND*
11 *RELATED AGENCY*

12 *SEC. 401. Funds appropriated under this title shall*
13 *be available, except as otherwise provided, for allowances*
14 *and differentials as authorized by subchapter 59 of title 5,*
15 *United States Code; for services as authorized by 5 U.S.C.*
16 *3109; and hire of passenger transportation pursuant to 31*
17 *U.S.C. 1343(b).*

18 *SEC. 402. Not to exceed 5 percent of any appropriation*
19 *made available for the current fiscal year for the Depart-*
20 *ment of State in this Act may be transferred between such*
21 *appropriations, but no such appropriation, except as other-*
22 *wise specifically provided, shall be increased by more than*
23 *10 percent by any such transfers: Provided, That not to ex-*
24 *ceed 5 percent of any appropriation made available for the*
25 *current fiscal year for the Broadcasting Board of Governors*
26 *in this Act may be transferred between such appropriations,*

1 *but no such appropriation, except as otherwise specifically*
2 *provided, shall be increased by more than 10 percent by*
3 *any such transfers: Provided further, That any transfer*
4 *pursuant to this section shall be treated as a reprogram-*
5 *ming of funds under section 605 of this Act and shall not*
6 *be available for obligation or expenditure except in compli-*
7 *ance with the procedures set forth in that section.*

8 *SEC. 403. None of the funds made available in this*
9 *Act may be used by the Department of State or the Broad-*
10 *casting Board of Governors to provide equipment, technical*
11 *support, consulting services, or any other form of assistance*
12 *to the Palestinian Broadcasting Corporation.*

13 *SEC. 404. There is hereby enacted into law S. 1084*
14 *of the 107th Congress (as introduced on June 21, 2001).*

15 *SEC. 405. Hereafter, none of the funds appropriated*
16 *or otherwise made available for the United Nations may*
17 *be used by the United Nations for the promulgation or en-*
18 *forcement of any treaty, resolution, or regulation author-*
19 *izing the United Nations, or any of its specialized agencies*
20 *or affiliated organizations, to tax any aspect of the Internet*
21 *or international currency transactions.*

22 *SEC. 406. None of the funds appropriated or otherwise*
23 *made available by this Act or any other Act for fiscal year*
24 *2002 or any fiscal year thereafter may be obligated or ex-*
25 *pended for the operation of a United States consulate or*

1 *diplomatic facility in Jerusalem unless such consulate or*
2 *diplomatic facility is under the supervision of the United*
3 *States Ambassador to Israel.*

4 *SEC. 407. None of the funds appropriated or otherwise*
5 *made available by this Act or any other Act for fiscal year*
6 *2002 or any fiscal year thereafter may be obligated or ex-*
7 *pended for the publication of any official Government docu-*
8 *ment which lists countries and their capital cities unless*
9 *the publication identifies Jerusalem as the capital of Israel.*

10 *SEC. 408. For the purposes of registration of birth, cer-*
11 *tification of nationality, or issuance of a passport of a*
12 *United States citizen born in the city of Jerusalem, the Sec-*
13 *retary of State shall, upon request of the citizen, record the*
14 *place of birth as Israel.*

15 *This title may be cited as the “Department of State*
16 *and Related Agency Appropriations Act, 2002”.*

17 *TITLE V—RELATED AGENCIES*

18 *DEPARTMENT OF TRANSPORTATION*

19 *MARITIME ADMINISTRATION*

20 *MARITIME SECURITY PROGRAM*

21 *For necessary expenses to maintain and preserve a*
22 *U.S.-flag merchant fleet to serve the national security needs*
23 *of the United States, \$98,700,000, to remain available until*
24 *expended.*

1 *pancy for items other than such utilities, services, or repairs*
2 *shall be covered into the Treasury as miscellaneous receipts.*

3 *No obligations shall be incurred during the current fis-*
4 *cal year from the construction fund established by the Mer-*
5 *chant Marine Act, 1936, or otherwise, in excess of the ap-*
6 *propriations and limitations contained in this Act or in*
7 *any prior appropriation Act.*

8 *COMMISSION FOR THE PRESERVATION OF AMERICA'S*
9 *HERITAGE ABROAD*

10 *SALARIES AND EXPENSES*

11 *For expenses for the Commission for the Preservation*
12 *of America's Heritage Abroad, \$489,000, as authorized by*
13 *section 1303 of Public Law 99-83.*

14 *COMMISSION ON CIVIL RIGHTS*

15 *SALARIES AND EXPENSES*

16 *For necessary expenses of the Commission on Civil*
17 *Rights, including hire of passenger motor vehicles,*
18 *\$9,096,000: Provided, That not to exceed \$50,000 may be*
19 *used to employ consultants: Provided further, That none of*
20 *the funds appropriated in this paragraph shall be used to*
21 *employ in excess of four full-time individuals under Sched-*
22 *ule C of the Excepted Service exclusive of one special assist-*
23 *ant for each Commissioner: Provided further, That none of*
24 *the funds appropriated in this paragraph shall be used to*
25 *reimburse Commissioners for more than 75 billable days,*

1 *with the exception of the chairperson, who is permitted 125*
2 *billable days.*

3 *COMMISSION ON OCEAN POLICY*

4 *SALARIES AND EXPENSES*

5 *For the necessary expenses of the Commission on*
6 *Ocean Policy, pursuant to Public Law 106–256,*
7 *\$2,500,000, to remain available until expended: Provided,*
8 *That the Commission shall present to the Congress within*
9 *18 months of appointment its recommendations for a na-*
10 *tional ocean policy.*

11 *COMMISSION ON SECURITY AND COOPERATION IN EUROPE*

12 *SALARIES AND EXPENSES*

13 *For necessary expenses of the Commission on Security*
14 *and Cooperation in Europe, as authorized by Public Law*
15 *94–304, \$1,432,000, to remain available until expended as*
16 *authorized by section 3 of Public Law 99–7.*

17 *CONGRESSIONAL-EXECUTIVE COMMISSION ON THE*

18 *PEOPLE’S REPUBLIC OF CHINA*

19 *SALARIES AND EXPENSES*

20 *For necessary expenses of the Congressional-Executive*
21 *Commission on the People’s Republic of China, as author-*
22 *ized, \$500,000, to remain available until expended.*

1 *EQUAL EMPLOYMENT OPPORTUNITY COMMISSION*2 *SALARIES AND EXPENSES*

3 *For necessary expenses of the Equal Employment Op-*
4 *portunity Commission as authorized by title VII of the*
5 *Civil Rights Act of 1964, as amended (29 U.S.C. 206(d)*
6 *and 621–634), the Americans with Disabilities Act of 1990,*
7 *and the Civil Rights Act of 1991, including services as au-*
8 *thorized by 5 U.S.C. 3109; hire of passenger motor vehicles*
9 *as authorized by 31 U.S.C. 1343(b); non-monetary awards*
10 *to private citizens; and not to exceed \$33,000,000 for pay-*
11 *ments to State and local enforcement agencies for services*
12 *to the Commission pursuant to title VII of the Civil Rights*
13 *Act of 1964, as amended, sections 6 and 14 of the Age Dis-*
14 *crimination in Employment Act, the Americans with Dis-*
15 *abilities Act of 1990, and the Civil Rights Act of 1991,*
16 *\$310,406,000: Provided, That the Commission is authorized*
17 *to make available for official reception and representation*
18 *expenses not to exceed \$2,500 from available funds.*

19 *FEDERAL COMMUNICATIONS COMMISSION*20 *SALARIES AND EXPENSES*

21 *For necessary expenses of the Federal Communications*
22 *Commission, as authorized by law, including uniforms and*
23 *allowances therefor, as authorized by 5 U.S.C. 5901–5902;*
24 *not to exceed \$600,000 for land and structure; not to exceed*
25 *\$500,000 for improvement and care of grounds and repair*

1 to buildings; not to exceed \$4,000 for official reception and
2 representation expenses; purchase (not to exceed 16) and
3 hire of motor vehicles; special counsel fees; and services as
4 authorized by 5 U.S.C. 3109, \$252,545,000, of which not
5 to exceed \$300,000 shall remain available until September
6 30, 2003, for research and policy studies: Provided, That
7 \$218,757,000 of offsetting collections shall be assessed and
8 collected pursuant to section 9 of title I of the Communica-
9 tions Act of 1934, as amended, and shall be retained and
10 used for necessary expenses in this appropriation, and shall
11 remain available until expended: Provided further, That the
12 sum herein appropriated shall be reduced as such offsetting
13 collections are received during fiscal year 2002 so as to re-
14 sult in a final fiscal year 2002 appropriation estimated at
15 \$29,788,000: Provided further, That any offsetting collec-
16 tions received in excess of \$218,757,000 in fiscal year 2002
17 shall remain available until expended, but shall not be
18 available for obligation until October 1, 2002.

19 *FEDERAL MARITIME COMMISSION*

20 *SALARIES AND EXPENSES*

21 *For necessary expenses of the Federal Maritime Com-*
22 *mission as authorized by section 201(d) of the Merchant*
23 *Marine Act, 1936, as amended (46 U.S.C. App. 1111), in-*
24 *cluding services as authorized by 5 U.S.C. 3109; hire of pas-*
25 *senger motor vehicles as authorized by 31 U.S.C. 1343(b);*

1 *and uniforms or allowances therefor, as authorized by 5*
2 *U.S.C. 5901–5902, \$17,450,000: Provided, That not to ex-*
3 *ceed \$2,000 shall be available for official reception and rep-*
4 *resentation expenses.*

5 *FEDERAL TRADE COMMISSION*

6 *SALARIES AND EXPENSES*

7 *For necessary expenses of the Federal Trade Commis-*
8 *sion, including uniforms or allowances therefor, as author-*
9 *ized by 5 U.S.C. 5901–5902; services as authorized by 5*
10 *U.S.C. 3109; hire of passenger motor vehicles; not to exceed*
11 *\$2,000 for official reception and representation expenses,*
12 *\$156,270,000: Provided, That not to exceed \$300,000 shall*
13 *be available for use to contract with a person or persons*
14 *for collection services in accordance with the terms of 31*
15 *U.S.C. 3718, as amended: Provided further, That, notwith-*
16 *standing any other provision of law, not to exceed*
17 *\$156,270,000 of offsetting collections derived from fees col-*
18 *lected for premerger notification filings under the Hart-*
19 *Scott-Rodino Antitrust Improvements Act of 1976 (15*
20 *U.S.C. 18a), regardless of the year of collection, shall be*
21 *retained and used for necessary expenses in this appropria-*
22 *tion, and shall remain available until expended: Provided*
23 *further, That the sum herein appropriated from the general*
24 *fund shall be reduced as such offsetting collections are re-*
25 *ceived during fiscal year 2002, so as to result in a final*

1 *fiscal year 2002 appropriation from the general fund esti-*
2 *mated at not more than \$0, to remain available until ex-*
3 *pended: Provided further, That none of the funds made*
4 *available to the Federal Trade Commission shall be avail-*
5 *able for obligation for expenses authorized by section 151*
6 *of the Federal Deposit Insurance Corporation Improvement*
7 *Act of 1991 (Public Law 102-242; 105 Stat. 2282-2285).*

8 *LEGAL SERVICES CORPORATION*

9 *PAYMENT TO THE LEGAL SERVICES CORPORATION*

10 *For payment to the Legal Services Corporation to*
11 *carry out the purposes of the Legal Services Corporation*
12 *Act of 1974, as amended, \$329,300,000, of which*
13 *\$310,000,000 is for basic field programs and required inde-*
14 *pendent audits; \$2,500,000 is for the Office of Inspector*
15 *General, of which such amounts as may be necessary may*
16 *be used to conduct additional audits of recipients;*
17 *\$12,400,000 is for management and administration and*
18 *\$4,400,000 is for client self-help and information tech-*
19 *nology: Provided, That none of such funds for management*
20 *and administration shall be obligated or expended for any*
21 *program that is in addition to, or expanded from, the pro-*
22 *grams funded under this heading for fiscal year 2001, un-*
23 *less the Legal Services Corporation prepares a spending*
24 *plan for such funds, and notifies the Committees on Appro-*

1 *priations of the House of Representatives and the Senate*
2 *concerning the contents of the spending plan.*

3 *ADMINISTRATIVE PROVISION—LEGAL SERVICES*

4 *CORPORATION*

5 *None of the funds appropriated in this Act to the Legal*
6 *Services Corporation shall be expended for any purpose pro-*
7 *hibited or limited by, or contrary to any of the provisions*
8 *of, sections 501, 502, 503, 504, 505, and 506 of Public Law*
9 *105–119, and all funds appropriated in this Act to the*
10 *Legal Services Corporation shall be subject to the same*
11 *terms and conditions set forth in such sections, except that*
12 *all references in sections 502 and 503 to 1997 and 1998*
13 *shall be deemed to refer instead to 2001 and 2002, respec-*
14 *tively.*

15 *MARINE MAMMAL COMMISSION*

16 *SALARIES AND EXPENSES*

17 *For necessary expenses of the Marine Mammal Com-*
18 *mission as authorized by title II of Public Law 92–522,*
19 *as amended, \$1,957,000.*

20 *NATIONAL VETERANS BUSINESS DEVELOPMENT*

21 *CORPORATION*

22 *For necessary expenses of the National Veterans Busi-*
23 *ness Development Corporation as authorized under section*
24 *33(a) of the Small Business Act, as amended, \$4,000,000.*

1 *SECURITIES AND EXCHANGE COMMISSION*2 *SALARIES AND EXPENSES*

3 *For necessary expenses for the Securities and Exchange*
4 *Commission, including services as authorized by 5 U.S.C.*
5 *3109, the rental of space (to include multiple year leases)*
6 *in the District of Columbia and elsewhere, and not to exceed*
7 *\$3,000 for official reception and representation expenses,*
8 *\$109,500,000 from fees collected in fiscal year 2002 to re-*
9 *main available until expended, and from fees collected in*
10 *fiscal year 2000, \$404,547,000 to remain available until ex-*
11 *pended; of which not to exceed \$10,000 may be used toward*
12 *funding a permanent secretariat for the International Or-*
13 *ganization of Securities Commissions; and of which not to*
14 *exceed \$100,000 shall be available for expenses for consulta-*
15 *tions and meetings hosted by the Commission with foreign*
16 *governmental and other regulatory officials, members of*
17 *their delegations, appropriate representatives and staff to*
18 *exchange views concerning developments relating to securi-*
19 *ties matters, development and implementation of coopera-*
20 *tion agreements concerning securities matters and provision*
21 *of technical assistance for the development of foreign securi-*
22 *ties markets, such expenses to include necessary logistic and*
23 *administrative expenses and the expenses of Commission*
24 *staff and foreign invitees in attendance at such consulta-*
25 *tions and meetings including: (1) such incidental expenses*

1 *as meals taken in the course of such attendance; (2) any*
2 *travel and transportation to or from such meetings; and*
3 *(3) any other related lodging or subsistence: Provided, That*
4 *fees and charges authorized by sections 6(b)(4) of the Secu-*
5 *rities Act of 1933 (15 U.S.C. 77f(b)(4)) and 31(d) of the*
6 *Securities Exchange Act of 1934 (15 U.S.C. 78ee(d)) shall*
7 *be credited to this account as offsetting collections: Provided*
8 *further, That fees collected as authorized by section 31 of*
9 *the Securities Exchange Act of 1934 (15 U.S.C. 78ee) for*
10 *sales transacted on, and with respect to securities registered*
11 *solely on, an exchange that is initially granted registration*
12 *as a national securities exchange after February 24, 2000*
13 *shall be credited to this account as offsetting collections:*
14 *Provided further, That for purposes of collections under sec-*
15 *tion 31, a security shall not be deemed registered on a na-*
16 *tional securities exchange solely because that national secu-*
17 *rities exchange continues or extends unlisted trading privi-*
18 *leges to that security.*

19 *SMALL BUSINESS ADMINISTRATION*

20 *SALARIES AND EXPENSES*

21 *For necessary expenses, not otherwise provided for, of*
22 *the Small Business Administration as authorized by Public*
23 *Law 105–135, including hire of passenger motor vehicles*
24 *as authorized by 31 U.S.C. 1343 and 1344, and not to ex-*
25 *ceed \$3,500 for official reception and representation ex-*

1 *penses, \$333,233,000: Provided, That the Administrator is*
2 *authorized to charge fees to cover the cost of publications*
3 *developed by the Small Business Administration, and cer-*
4 *tain loan servicing activities: Provided further, That, not-*
5 *withstanding 31 U.S.C. 3302, revenues received from all*
6 *such activities shall be credited to this account, to be avail-*
7 *able for carrying out these purposes without further appro-*
8 *priations: Provided further, That \$88,000,000 shall be*
9 *available to fund grants for performance in fiscal year 2002*
10 *or fiscal year 2003 as authorized by section 21 of the Small*
11 *Business Act, as amended: Provided further, That*
12 *\$13,700,000 shall be available in fiscal year 2002 to fund*
13 *grants authorized by section 29 of the Small Business Act.*

14 *OFFICE OF INSPECTOR GENERAL*

15 *For necessary expenses of the Office of Inspector Gen-*
16 *eral in carrying out the provisions of the Inspector General*
17 *Act of 1978, as amended (5 U.S.C. App.), \$11,000,000.*

18 *BUSINESS LOANS PROGRAM ACCOUNT*

19 *For the cost of direct loans, \$1,860,000, to be available*
20 *until expended; and for the cost of guaranteed loans,*
21 *\$93,500,000, as authorized by 15 U.S.C. 631 note, of which*
22 *\$45,000,000 shall remain available until September 30,*
23 *2003: Provided, That such costs, including the cost of modi-*
24 *fying such loans, shall be as defined in section 502 of the*
25 *Congressional Budget Act of 1974, as amended: Provided*
26 *further, That during fiscal year 2002, commitments to*

1 *guarantee loans under section 503 of the Small Business*
2 *Investment Act of 1958, as amended, shall not exceed*
3 *\$4,500,000,000, as provided under section 20(h)(1)(B)(ii)*
4 *of the Small Business Act: Provided further, That during*
5 *fiscal year 2002, commitments for general business loans*
6 *authorized under section 7(a) of the Small Business Act,*
7 *as amended, shall not exceed \$10,000,000,000 without prior*
8 *notification of the Committees on Appropriations of the*
9 *House of Representatives and Senate in accordance with*
10 *section 605 of this Act: Provided further, That during fiscal*
11 *year 2002, commitments to guarantee loans for debentures*
12 *and participating securities under section 303(b) of the*
13 *Small Business Investment Act of 1958, as amended, shall*
14 *not exceed the levels established by section 20(h)(1)(C) of*
15 *the Small Business Act.*

16 *In addition, for administrative expenses to carry out*
17 *the direct and guaranteed loan programs, \$129,000,000,*
18 *which may be transferred to and merged with the appro-*
19 *priations for Salaries and Expenses.*

20 *DISASTER LOANS PROGRAM ACCOUNT*

21 *For the cost of direct loans authorized by section 7(b)*
22 *of the Small Business Act, as amended, \$79,510,000, to re-*
23 *main available until expended: Provided, That such costs,*
24 *including the cost of modifying such loans, shall be as de-*
25 *fin ed in section 502 of the Congressional Budget Act of*
26 *1974, as amended.*

1 *In addition, for administrative expenses to carry out*
2 *the direct loan program, \$125,354,000, which may be trans-*
3 *ferred to and merged with appropriations for Salaries and*
4 *Expenses, of which \$500,000 is for the Office of Inspector*
5 *General of the Small Business Administration for audits*
6 *and reviews of disaster loans and the disaster loan program*
7 *and shall be transferred to and merged with appropriations*
8 *for the Office of Inspector General; of which \$115,000,000*
9 *is for direct administrative expenses of loan making and*
10 *servicing to carry out the direct loan program; and of which*
11 *\$9,854,000 is for indirect administrative expenses: Pro-*
12 *vided, That any amount in excess of \$9,854,000 to be trans-*
13 *ferred to and merged with appropriations for Salaries and*
14 *Expenses for indirect administrative expenses shall be treat-*
15 *ed as a reprogramming of funds under section 605 of this*
16 *Act and shall not be available for obligation or expenditure*
17 *except in compliance with the procedures set forth in that*
18 *section.*

19 *ADMINISTRATIVE PROVISION—SMALL BUSINESS*

20 *ADMINISTRATION*

21 *Not to exceed 5 percent of any appropriation made*
22 *available for the current fiscal year for the Small Business*
23 *Administration in this Act may be transferred between such*
24 *appropriations, but no such appropriation shall be in-*
25 *creased by more than 10 percent by any such transfers: Pro-*
26 *vided, That any transfer pursuant to this paragraph shall*

1 *be treated as a reprogramming of funds under section 605*
2 *of this Act and shall not be available for obligation or ex-*
3 *penditure except in compliance with the procedures set forth*
4 *in that section.*

5 *STATE JUSTICE INSTITUTE*

6 *SALARIES AND EXPENSES*

7 *For necessary expenses of the State Justice Institute,*
8 *as authorized by the State Justice Institute Authorization*
9 *Act of 1992 (Public Law 102–572; 106 Stat. 4515–4516),*
10 *\$6,225,000, to remain available until expended: Provided,*
11 *That not to exceed \$2,500 shall be available for official re-*
12 *ception and representation expenses.*

13 *UNITED STATES-CANADA ALASKA RAIL COMMISSION*

14 *SALARIES AND EXPENSES*

15 *For necessary expenses of the “United States-Canada*
16 *Alaska Rail Commission”, as authorized by Title III of*
17 *Public Law 106–520, \$4,000,000, to remain available until*
18 *expended.*

19 *TITLE VI—GENERAL PROVISIONS*

20 *SEC. 601. No part of any appropriation contained in*
21 *this Act shall be used for publicity or propaganda purposes*
22 *not authorized by the Congress.*

23 *SEC. 602. No part of any appropriation contained in*
24 *this Act shall remain available for obligation beyond the*
25 *current fiscal year unless expressly so provided herein.*

1 *SEC. 603. The expenditure of any appropriation under*
2 *this Act for any consulting service through procurement*
3 *contract, pursuant to 5 U.S.C. 3109, shall be limited to*
4 *those contracts where such expenditures are a matter of pub-*
5 *lic record and available for public inspection, except where*
6 *otherwise provided under existing law, or under existing*
7 *Executive order issued pursuant to existing law.*

8 *SEC. 604. (a) The caption for section 504 of title 28,*
9 *United States Code, is amended by replacing “Attorney”*
10 *with “Attorneys”.*

11 *(b) Section 504 of title 28, United States Code, is*
12 *amended by inserting after “General” the following, “and*
13 *a Deputy Attorney General for Combating Domestic Ter-*
14 *rorism”.*

15 *(c) There is established within the Department of Jus-*
16 *tice the position of Deputy Attorney General for Combating*
17 *Domestic Terrorism, who shall be appointed by the Presi-*
18 *dent, by and with the advice and consent of the Senate.*

19 *(d) Subject to the authority of the Attorney General,*
20 *the Deputy Attorney General for Combating Domestic Ter-*
21 *rorism shall serve as the principal advisor to the Attorney*
22 *General on, and, with the Deputy Director of the Federal*
23 *Emergency Management Agency, serve as one of two key*
24 *government officials responsible for domestic*
25 *counterterrorism and antiterrorism policy.*

1 (e) *The Deputy Attorney General for Combating Ter-*
2 *rorism together with the Deputy Director of the Federal*
3 *Emergency Management Agency shall coordinate all func-*
4 *tions of the Federal Government related to domestic*
5 *counterterrorism and antiterrorism activities, including—*

6 (1) *the development of a National Strategy for*
7 *Combating Domestic Terrorism that shall establish*
8 *national policies, objectives, and priorities for pre-*
9 *venting, preparing for, and responding to domestic*
10 *terrorism within the United States;*

11 (2) *the coordination of the implementation of the*
12 *National Strategy for Combating Domestic Terrorism*
13 *by the departments and agencies of the Federal Gov-*
14 *ernment and by State and local entities with respon-*
15 *sibilities for combating domestic terrorism; and*

16 (3) *the recommendation of changes in the organi-*
17 *zation and management of Federal departments and*
18 *agencies and State and local entities engaged in com-*
19 *bating domestic terrorism to the Congress, the Presi-*
20 *dent, the Vice President, the Attorney General, and*
21 *the Director of the Federal Emergency Management*
22 *Agency.*

23 (f) *Subject to the authority of the Attorney General,*
24 *the Deputy Attorney General for Combating Domestic Ter-*
25 *rorism shall be responsible for State and local preparedness*

1 *for weapons of mass destruction, security classifications*
2 *and clearances within the Department of Justice, and con-*
3 *tingency operations within the Department of Justice.*

4 *(g) For necessary expenses of the Office of the Deputy*
5 *Attorney General for Combating Domestic Terrorism,*
6 *\$23,000,000, to remain available until expended.*

7 *(h) Notwithstanding any other provision of law, all*
8 *authorities, liabilities, funding, personnel, equipment, and*
9 *real property associated with the Office of State and Local*
10 *Domestic Preparedness Support, the National Domestic*
11 *Preparedness Office, the Executive Office of National Secu-*
12 *rity, and such components which relate to domestic*
13 *counterterrorism and antiterrorism activities in the Office*
14 *of Intelligence Policy and Review as are appropriate shall*
15 *be transferred to the Deputy Attorney General for Com-*
16 *bating Domestic Terrorism not later than 90 days after en-*
17 *actment of this Act.*

18 *SEC. 605. (a) None of the funds provided under this*
19 *Act, or provided under previous appropriations Acts to the*
20 *agencies funded by this Act that remain available for obli-*
21 *gation or expenditure in fiscal year 2002, or provided from*
22 *any accounts in the Treasury of the United States derived*
23 *by the collection of fees available to the agencies funded by*
24 *this Act, shall be available for obligation or expenditure*
25 *through a reprogramming of funds which: (1) creates new*

1 *programs; (2) eliminates a program, project, or activity;*
2 *(3) increases funds or personnel by any means for any*
3 *project or activity for which funds have been denied or re-*
4 *stricted; (4) relocates an office or employees; (5) reorganizes*
5 *offices, programs, or activities; or (6) contracts out or*
6 *privatizes any functions, or activities presently performed*
7 *by Federal employees; unless the Appropriations Commit-*
8 *tees of both Houses of Congress are notified 15 days in ad-*
9 *vance of such reprogramming of funds.*

10 *(b) None of the funds provided under this Act, or pro-*
11 *vided under previous appropriations Acts to the agencies*
12 *funded by this Act that remain available for obligation or*
13 *expenditure in fiscal year 2002, or provided from any ac-*
14 *counts in the Treasury of the United States derived by the*
15 *collection of fees available to the agencies funded by this*
16 *Act, shall be available for obligation or expenditure for ac-*
17 *tivities, programs, or projects through a reprogramming of*
18 *funds in excess of \$500,000 or 10 percent, whichever is less,*
19 *that: (1) augments existing programs, projects, or activities;*
20 *(2) reduces by 10 percent funding for any existing program,*
21 *project, or activity, or numbers of personnel by 10 percent*
22 *as approved by Congress; or (3) results from any general*
23 *savings from a reduction in personnel which would result*
24 *in a change in existing programs, activities, or projects as*
25 *approved by Congress; unless the Appropriations Commit-*

1 *tees of both Houses of Congress are notified 15 days in ad-*
2 *vance of such reprogramming of funds.*

3 *SEC. 606. Section 286(d) of Public Law 82-414, as*
4 *amended, is further amended—*

5 *(1) in subsection (d), by striking “\$6” and in-*
6 *serting “\$6.50”; and*

7 *(2) in subsection (h), by adding at the end the*
8 *following new paragraph:*

9 *“(3) Not less than nine percent of the total*
10 *amounts deposited under this subsection in a fiscal*
11 *year shall be available only to automate or otherwise*
12 *improve the speed, accuracy, or security of the inspec-*
13 *tion process.”.*

14 *SEC. 607. None of the funds made available in this*
15 *Act may be used for the construction, repair (other than*
16 *emergency repair), overhaul, conversion, or modernization*
17 *of vessels for the National Oceanic and Atmospheric Admin-*
18 *istration in shipyards located outside of the United States.*

19 *SEC. 608. Section 140 of Public Law 97-92 (28 U.S.C.*
20 *461 note; 95 Stat. 1200) is amended by adding at the end*
21 *the following: “This section shall apply to fiscal year 1981*
22 *and each fiscal year thereafter.”.*

23 *SEC. 609. None of the funds made available in this*
24 *Act may be used to implement, administer, or enforce any*
25 *guidelines of the Equal Employment Opportunity Commis-*

1 *sion covering harassment based on religion, when such*
2 *guidelines do not differ in any respect from the proposed*
3 *guidelines published by the Commission on October 1, 1993*
4 *(58 Fed. Reg. 51266).*

5 *SEC. 610. None of the funds made available by this*
6 *Act may be used for any United Nations undertaking when:*
7 *(1) the United Nations undertaking is a peacekeeping mis-*
8 *sion; (2) such undertaking will involve United States*
9 *Armed Forces under the command or operational control*
10 *of a foreign national; and (3) the President's military advi-*
11 *sors have not submitted to the President a recommendation*
12 *that such involvement is in the national security interests*
13 *of the United States and the President has not submitted*
14 *to the Congress such a recommendation.*

15 *SEC. 611. (a) None of the funds appropriated or other-*
16 *wise made available by this Act shall be expended for any*
17 *purpose for which appropriations are prohibited by section*
18 *609 of the Departments of Commerce, Justice, and State,*
19 *the Judiciary, and Related Agencies Appropriations Act,*
20 *1999.*

21 *(b) The requirements in subparagraphs (A) and (B)*
22 *of section 609 of that Act shall continue to apply during*
23 *fiscal year 2002.*

24 *SEC. 612. Hereafter, none of the funds appropriated*
25 *or otherwise made available to the Bureau of Prisons shall*

1 *be used to provide the following amenities or personal com-*
2 *forts in the Federal prison system—*

3 *(1) in-cell television viewing except for prisoners*
4 *who are segregated from the general prison popu-*
5 *lation for their own safety;*

6 *(2) the viewing of R, X, and NC-17 rated mov-*
7 *ies, through whatever medium presented;*

8 *(3) any instruction (live or through broadcasts)*
9 *or training equipment for boxing, wrestling, judo, ka-*
10 *rate, or other martial art, or any bodybuilding or*
11 *weightlifting equipment of any sort;*

12 *(4) possession of in-cell coffee pots, hot plates or*
13 *heating elements; or*

14 *(5) the use or possession of any electric or elec-*
15 *tronic musical instrument.*

16 *SEC. 613. Any costs incurred by a department or agen-*
17 *cy funded under this Act resulting from personnel actions*
18 *taken in response to funding reductions included in this*
19 *Act shall be absorbed within the total budgetary resources*
20 *available to such department or agency: Provided, That the*
21 *authority to transfer funds between appropriations ac-*
22 *counts as may be necessary to carry out this section is pro-*
23 *vided in addition to authorities included elsewhere in this*
24 *Act: Provided further, That use of funds to carry out this*
25 *section shall be treated as a reprogramming of funds under*

1 *section 605 of this Act and shall not be available for obliga-*
2 *tion or expenditure except in compliance with the proce-*
3 *dures set forth in that section.*

4 *SEC. 614. Hereafter, none of the funds appropriated*
5 *or otherwise made available to the Federal Bureau of Pris-*
6 *ons may be used to distribute or make available any com-*
7 *mercially published information or material to a prisoner*
8 *when such information or material is sexually explicit or*
9 *features nudity.*

10 *SEC. 615. (a) None of the funds appropriated or other-*
11 *wise made available by this Act shall be expended for any*
12 *purpose for which appropriations are prohibited by section*
13 *616 of the Departments of Commerce, Justice, and State,*
14 *the Judiciary, and Related Agencies Appropriations Act,*
15 *1999, as amended.*

16 *(b) The requirements in subsections (b) and (c) of sec-*
17 *tion 616 of that Act shall continue to apply during fiscal*
18 *year 2002.*

19 *SEC. 616. None of the funds appropriated pursuant*
20 *to this Act or any other provision of law may be used for:*
21 *(1) the implementation of any tax or fee in connection with*
22 *the implementation of 18 U.S.C. 922(t); and (2) any system*
23 *to implement 18 U.S.C. 922(t) that does not require and*
24 *result in the destruction of any identifying information*

1 *submitted by or on behalf of any person who has been deter-*
2 *mined not to be prohibited from owning a firearm.*

3 *SEC. 617. Notwithstanding any other provision of law,*
4 *amounts deposited or available in the Fund established*
5 *under 42 U.S.C. 10601 in any fiscal year in excess of*
6 *\$576,462,000 shall not be available for obligation until the*
7 *following fiscal year.*

8 *SEC. 618. Hereafter, none of the funds appropriated*
9 *or otherwise made available to the Department of State and*
10 *the Department of Justice shall be available for the purpose*
11 *of granting either immigrant or nonimmigrant visas, or*
12 *both, consistent with the Secretary's determination under*
13 *section 243(d) of the Immigration and Nationality Act, to*
14 *citizens, subjects, nationals, or residents of countries that*
15 *the Attorney General has determined deny or unreasonably*
16 *delay accepting the return of citizens, subjects, nationals,*
17 *or residents under that section.*

18 *SEC. 619. None of the funds made available to the De-*
19 *partment of Justice in this Act may be used for the purpose*
20 *of transporting an individual who is a prisoner pursuant*
21 *to conviction for crime under State or Federal law and is*
22 *classified as a maximum or high security prisoner, other*
23 *than to a prison or other facility certified by the Federal*
24 *Bureau of Prisons as appropriately secure for housing such*
25 *a prisoner.*

1 *SEC. 620. Section 504(a)(16) of the Commerce, Justice,*
2 *and State, the Judiciary, and Related Agencies Appropria-*
3 *tions Act, 1996 (110 Stat. 1321–55; Public Law 104–134)*
4 *is amended by striking beginning with “, except that”*
5 *through “representation”.*

6 *SEC. 621. The requirements of section 312(a)(3) of the*
7 *Magnuson-Stevens Fishery Conservation and Management*
8 *Act shall not apply to funds made available by section 2201*
9 *of Public Law 106–246.*

10 *SEC. 622. (a) Section 203(i) of the Act entitled “An*
11 *Act to approve a governing international agreement be-*
12 *tween the United States and the Republic of Poland, and*
13 *for other purposes”, approved November 13, 1998, is*
14 *amended by striking “2001” and inserting “2006”.*

15 *(b) Section 203 of such Act, as amended by subsection*
16 *(a), is further amended by adding at the end the following:*

17 *“(j) Not later than December 31, 2001, and every 2*
18 *years thereafter, the Pacific State Marine Fisheries Com-*
19 *mission shall submit to the Committee on Commerce,*
20 *Science, and Transportation of the Senate and the Com-*
21 *mittee on Resources of the House of Representatives a report*
22 *on the health and management of the Dungeness Crab fish-*
23 *ery located off the coasts of the States of Washington, Or-*
24 *egon, and California.”.*

1 *SEC. 623. None of the funds made available in this*
2 *Act may be used by the Department of Justice or the De-*
3 *partment of State to file a motion in any court opposing*
4 *a civil action against any Japanese person or corporation*
5 *for compensation or reparations in which the plaintiff al-*
6 *leges that, as an American prisoner of war during World*
7 *War II, he or she was used as slave or forced labor.*

8 *SEC. 624. None of the funds appropriated or otherwise*
9 *made available by this Act shall be available for cooperation*
10 *with, or assistance or other support to, the International*
11 *Criminal Court or the Preparatory Commission. This sub-*
12 *section shall not be construed to apply to any other entity*
13 *outside the Rome treaty.*

14 *SEC. 625. PROHIBITION ON SALE OF DISASTER*
15 *LOANS. Notwithstanding any other provision of law, no*
16 *amount made available under this Act may be used to sell*
17 *any disaster loan authorized by section 7(b) of the Small*
18 *Business Act (15 U.S.C. 636(b)) to any private company*
19 *or other entity.*

20 *SEC. 626. SENSE OF THE SENATE REGARDING THE*
21 *REPUBLIC OF KOREA'S IMPROPER BAILOUT OF HYNIX*
22 *SEMICONDUCTOR. (a) FINDINGS.—Congress finds that—*

23 *(1) the Government of the Republic of Korea over*
24 *many years has supplied aid to the Korean semicon-*

1 *ductor industry enabling that industry to be the Re-*
2 *public of Korea's leading exporter;*

3 *(2) this assistance has occurred through a coordi-*
4 *nated series of government programs and policies,*
5 *consisting of preferential access to credit, low-interest*
6 *loans, government grants, preferential tax programs,*
7 *government inducement of private sector loans, tariff*
8 *reductions, and other measures;*

9 *(3) in December 1997, the United States, the*
10 *International Monetary Fund (IMF), other foreign*
11 *government entities, and a group of international fi-*
12 *nancial institutions assembled an unprecedented*
13 *\$58,000,000,000 financial package to prevent the Ko-*
14 *rean economy from declaring bankruptcy;*

15 *(4) as part of that rescue package, the Republic*
16 *of Korea agreed to put an end to corporate cronyism,*
17 *and to overhaul the banking and financial sectors;*

18 *(5) Korea also pledged to permit and require*
19 *banks to run on market principles, to allow and en-*
20 *able bankruptcies and workouts to occur rather than*
21 *bailouts, and to end subsidies;*

22 *(6) the Republic of Korea agreed to all of these*
23 *provisions in the Stand-by Arrangement with the*
24 *IMF dated December 3, 1997;*

1 (7) section 602 of the *Foreign Operations, Ex-*
2 *port Financing, and Related Agencies Appropriations*
3 *Act, 1999, as enacted by section 101(d) of division A*
4 *of the Omnibus Consolidated and Emergency Supple-*
5 *mental Appropriations Act (Public Law 105–277;*
6 *112 Stat. 2681–220) specified that the United States*
7 *would not authorize further IMF payments to Korea*
8 *unless the Secretary of the Treasury certified that the*
9 *provisions of the IMF Standby Arrangement were ad-*
10 *hered to;*

11 (8) *the Secretary of the Treasury certified to*
12 *Congress on December 11, 1998, April 5, 1999, and*
13 *July 2, 1999, that the Stand-by Arrangement was*
14 *being adhered to, and assured Congress that consulta-*
15 *tions had been held with the Government of the Re-*
16 *public of Korea in connection with the certifications;*

17 (9) *the Republic of Korea has acceded to the*
18 *World Trade Organization, and to the Agreement on*
19 *Subsidies and Countervailing Measures (as defined in*
20 *section 101(d)(12) of the Uruguay Round Agreements*
21 *Act);*

22 10) *the Agreement on Subsidies and Counter-*
23 *vailing Measures specifically prohibits export sub-*
24 *sidies, and makes actionable other subsidies bestowed*
25 *upon a specific enterprise that causes adverse effects;*

1 (11) *Hynix Semiconductor is a major exporter of*
2 *semiconductor products from the Republic of Korea to*
3 *the United States; and*

4 (12) *the Republic of Korea has now engaged in*
5 *a massive \$5,000,000,000 bailout of Hynix Semicon-*
6 *ductor which contravenes the commitments the Gov-*
7 *ernment of the Republic of Korea made to the IMF,*
8 *the World Trade Organization and in other agree-*
9 *ments, and the understandings and certifications*
10 *made to Congress under the Omnibus Consolidated*
11 *and Emergency Supplemental Appropriations Act,*
12 *1999.*

13 (b) *SENSE OF THE SENATE.—It is the sense of the Sen-*
14 *ate that—*

15 (1) *the Secretary of the Treasury, the Secretary*
16 *of Commerce, and the United States Trade Represent-*
17 *ative should forthwith request consultations with the*
18 *Republic of Korea under Article 4 and Article 7 of the*
19 *Agreement on Subsidies and Countervailing Measures*
20 *of the World Trade Organization, and take imme-*
21 *diately such other actions as are necessary to assure*
22 *that the improper bailout by the Republic of Korea is*
23 *stopped, and its effects fully offset or reversed;*

24 (2) *the relationship between the United States*
25 *and the Republic of Korea has been and will continue*

1 to be harmed significantly by the bailout of a major
2 exporter of products from Korea to the United States;

3 (3) the Republic of Korea should end imme-
4 diately the bailout of Hynix Semiconductor;

5 (4) the Republic of Korea should comply imme-
6 diately with its commitments to the IMF, with its
7 trade agreements, and with the assurances it made to
8 the Secretary of the Treasury; and

9 (5) the United States Trade Representative and
10 the Secretary of Commerce should monitor and report
11 to Congress on steps that have been taken to end this
12 bailout and reverse its effects.

13 SEC. 627. Notwithstanding any other provision of law,
14 no amount made available under this Act may be used to
15 sell any disaster loan authorized by section 7(b) of the
16 Small Business Act (15 U.S.C. 636(b)) to any private com-
17 pany or other entity.

18 SEC. 628. No funds appropriated by this Act may be
19 used by Federal prisons to purchase cable television services,
20 to rent or purchase videocassettes, videocassette recorders,
21 or other audiovisual or electronic equipment used primarily
22 for recreational purposes. The preceding sentence does not
23 preclude the renting, maintenance, or purchase of audio-
24 visual or electronic equipment for inmate training, reli-
25 gious, or educational programs.

1 *SEC. 629. Section 2002 of the Victims of Trafficking*
2 *and Violence Protection Act of 2000 (Public Law 106–386;*
3 *114 Stat. 1542) is amended—*

4 *(1) in subsection (a)(2)(A)—*

5 *(A) by striking “or” at the end of clause (i);*

6 *(B) in clause (ii)—*

7 *(i) by striking “February 17, 1999,”*

8 *and inserting “May 17, 1996, May 7, 1997,*

9 *February 17, 1999, December 15, 1999,”;*

10 *(ii) by inserting “October 22, 1999,”*

11 *after “February 17, 1999,”; and*

12 *(iii) by striking the semicolon at the*

13 *end and inserting “; or”; and*

14 *(C) by adding at the end the following new*

15 *clause:*

16 *“(iii) a member of the plaintiff class in*

17 *Case Number 1:00CV03110(ESG) in the*

18 *United States District Court for the District*

19 *of Columbia;”; and*

20 *(2) in subsection (b)(2)—*

21 *(A) by redesignating subparagraphs (A)*

22 *and (B) as clauses (i) and (ii), respectively;*

23 *(B) by inserting “(A)” before “For pur-*

24 *poses” and*

25 *(C) by adding at the end the following:*

1 “(B) For any judgment rendered in Case Num-
2 ber 1:00CV03110(ESG) in the United States District
3 Court for the District of Columbia, in addition to the
4 amounts available under subsection (a), the Secretary
5 of the Treasury shall make such further payment as
6 necessary to satisfy the judgment by—

7 “(i) liquidating those assets without third
8 party interest of those countries designated as
9 state sponsors of terrorism, under section 40(d)
10 of the Arms Control Act or section 6(i) of the Ex-
11 port Administration Act of 1979, held or blocked
12 by the United States; and

13 “(ii) in the event the judgment remains not
14 fully satisfied after such liquidation, using any
15 other available means collect from Iran, with
16 one-third of any amount collected by these other
17 means to be remitted to the Treasury of the
18 United States.”.

19 SEC. 630. Clause (ii) of section 621(5)(A) of the Com-
20 munications Satellite Act of 1962 (47 U.S.C. 763(5)(A)) is
21 amended by striking “on or about October 1, 2000,” and
22 all that follows through the end and inserting “not later
23 than December 31, 2001, except that the Commission may
24 extend this deadline to not later than June 30, 2003.

25 SEC. 631. (a) The Senate finds that—

1 (1) *all Americans are united in condemning, in*
2 *the strongest possible terms, the terrorists who*
3 *planned and carried out the September 11, 2001 at-*
4 *tacks against the United States as well as their spon-*
5 *sors, and in pursuing all of those responsible until*
6 *they are brought to justice and punished;*

7 (2) *the Arab American and American Muslim*
8 *communities, are a vital part of our nation;*

9 (3) *the prayer of Cardinal Theodore McCarrick,*
10 *the Archbishop of Washington in a Mass on Sep-*
11 *tember 12, 2001 for our Nation and the victims in the*
12 *immediate aftermath of the terrorist hijackings and*
13 *attacks in New York City, Washington, D.C., and*
14 *Pennsylvania reminds all Americans that “we must*
15 *seek the guilty and not strike out against the innocent*
16 *or we become like them who are without moral guid-*
17 *ance or direction”;*

18 (4) *the heads of state of several Arab and pre-*
19 *dominantly Moslem countries have condemned the ter-*
20 *rorist attacks in the United States and the senseless*
21 *loss of innocent lives; and*

22 (5) *vengeful threats and incidents directed at*
23 *law-abiding, patriotic Americans of Arab descent and*
24 *Islamic faith have already occurred such as shots*

1 *fired at an Islamic Center and police having to turn*
 2 *back 300 people who tried to march on a mosque.*

3 **(b) The Senate—**

4 *(1) declares that in the quest to identify, bring*
 5 *to justice, and punish the perpetrators and sponsors*
 6 *of the terrorist attacks on the United States on Sep-*
 7 *tember 11, 2001, that the civil rights and civil lib-*
 8 *erties of all Americans, including Arab-Americans*
 9 *and American Muslims, should be protected; and*

10 *(2) condemns any acts of violence or discrimina-*
 11 *tion against any Americans, including Arab-Ameri-*
 12 *cans and American Muslims.*

13 **TITLE VII—RESCISSIONS**

14 **DEPARTMENT OF STATE AND RELATED AGENCY**

15 **INTERNATIONAL ORGANIZATIONS AND CONFERENCES**

16 **CONTRIBUTIONS FOR INTERNATIONAL PEACEKEEPING**

17 **ACTIVITIES**

18 **(RESCISSION)**

19 *Of the unobligated balances available under this head-*
 20 *ing, \$126,620,000 are rescinded.*

21 **TITLE VIII—TERRORISM**

22 **SEC. 801. SHORT TITLE.**

23 *This title may be cited as the “Combating Terrorism*
 24 *Act of 2001”.*

1 **Subtitle A—Antiterrorism Policy**
2 **and Practices**

3 **SEC. 811. ASSESSMENT OF NATIONAL GUARD CAPABILITIES**
4 **TO PREEMPTIVELY DISRUPT DOMESTIC TER-**
5 **RORIST ATTACKS INVOLVING WEAPONS OF**
6 **MASS DESTRUCTION.**

7 (a) *REPORT.*—Not later than 60 days after the date
8 of the enactment of this Act, the Comptroller General shall
9 submit to Congress a report containing an assessment of
10 the capabilities of the National Guard to preemptively dis-
11 rupt a terrorist attack within the United States involving
12 weapons of mass destruction, and to respond to such an
13 attack.

14 (b) *ELEMENTS.*—The report required under subsection
15 (a) shall include—

16 (1) an assessment of the legal restrictions on the
17 use of the National Guard to contain and capture
18 weapons of mass destruction materials that are dis-
19 covered by law enforcement agencies within the
20 United States;

21 (2) an assessment of the physical readiness of the
22 National Guard to carry out a mission to contain
23 and capture such materials;

24 (3) a description of the modifications in the
25 structure of the National Guard, and in law enforce-

1 *ment intelligence dissemination capabilities, that are*
2 *necessary to effect a credible, preemptive strike capa-*
3 *bility for the National Guard against a terrorist at-*
4 *tack within the United States involving a weapon of*
5 *mass destruction; and*

6 *(4) an identification of the Federal agency best*
7 *suited to carry out a preemptive strike against orga-*
8 *nizations possessing weapons of mass destruction ma-*
9 *terials in the United States.*

10 **SEC. 812. LONG-TERM RESEARCH AND DEVELOPMENT TO**

11 **ADDRESS CATASTROPHIC TERRORIST AT-**
12 **TACKS.**

13 *(a) SENSE OF CONGRESS.—It is the sense of Congress*
14 *that—*

15 *(1) there has not been sufficient emphasis on*
16 *long-term research and development with respect to*
17 *technologies useful in fighting terrorism; and*

18 *(2) the United States should make better use of*
19 *its considerable accomplishments in science and tech-*
20 *nology to prevent or address terrorist attacks in the*
21 *future, particularly attacks involving chemical, bio-*
22 *logical, or nuclear agents.*

23 *(b) ESTABLISHMENT OF PROGRAM.—(1) Not later*
24 *than six months after the date of the enactment of this Act,*
25 *the President shall establish a comprehensive program of*

1 *long-term research and development with respect science*
2 *and technology necessary to prevent, preempt, detect, inter-*
3 *dict, and respond to catastrophic terrorist attacks.*

4 (2) *In establishing the program, the President shall—*

5 (A) *establish a comprehensive set of requirements*
6 *for the program; and*

7 (B) *either—*

8 (i) *establish in an appropriate Federal*
9 *agency an element with responsibility for the*
10 *program; or*

11 (ii) *assign to a current element of a Federal*
12 *agency responsibility for the program.*

13 (c) *REPORT ON PROPOSED PROGRAM.—Not later than*
14 *60 days before the commencement of the program required*
15 *by subsection (b), the President shall submit to Congress*
16 *a report on the proposed program. The report shall set forth*
17 *the element of the Federal Government proposed to be estab-*
18 *lished or assigned responsibility under subsection (b)(2)(B),*
19 *including the proposed organization and responsibilities of*
20 *the element for purposes of the program.*

21 (d) *CATASTROPHIC TERRORIST ATTACK DEFINED.—*

22 *In this section, the term “catastrophic terrorist attack”*
23 *means a terrorist attack against the United States per-*
24 *petrated by a state, substate, or nonstate actor that involves*
25 *mass casualties or the use of a weapon of mass destruction.*

1 **SEC. 813. REVIEW OF AUTHORITY OF FEDERAL AGENCIES**
2 **TO ADDRESS CATASTROPHIC TERRORIST AT-**
3 **TACKS.**

4 (a) *REVIEW REQUIRED.*—*The Attorney General shall*
5 *conduct a review of the legal authority of the agencies of*
6 *the Federal Government, including the Department of De-*
7 *fense, to respond to, and to prevent, preempt, detect, and*
8 *interdict, catastrophic terrorist attacks.*

9 (b) *REPORT.*—*Not later than six months after the date*
10 *of the enactment of this Act, the Attorney General shall sub-*
11 *mit to Congress a report on the review conducted under sub-*
12 *section (a). The report shall include any recommendations*
13 *that the Attorney General considers appropriate, including*
14 *recommendations as to whether additional legal authority*
15 *for any particular Federal agency is advisable in order to*
16 *enhance the capability of the Federal Government to re-*
17 *spond to, and to prevent, preempt, detect, and interdict, cat-*
18 *astrophic terrorist attacks.*

19 (c) *CATASTROPHIC TERRORIST ATTACK DEFINED.*—*In*
20 *this section, the term “catastrophic terrorist attack” means*
21 *a terrorist attack against the United States perpetrated by*
22 *a state, substate, or nonstate actor that involves mass cas-*
23 *ualties or the use of a weapon of mass destruction.*

1 **SEC. 814. GUIDELINES ON RECRUITMENT OF TERRORIST**
2 **INFORMANTS.**

3 *The Director of Central Intelligence shall rescind the*
4 *provisions of the 1995 Central Intelligence Agency guide-*
5 *lines on recruitment of terrorist informants that relate to*
6 *the recruitment of persons who have access to intelligence*
7 *related terrorist plans, intentions and capabilities.*

8 **SEC. 815. DISCLOSURE BY LAW ENFORCEMENT AGENCIES**
9 **OF CERTAIN INTELLIGENCE OBTAINED BY**
10 **INTERCEPTION OF COMMUNICATIONS.**

11 *(a) REPORT ON AUTHORITIES RELATING TO SHARING*
12 *OF CRIMINAL WIRETAP INFORMATION.—Not later than 60*
13 *days after the date of the enactment of this Act, the Presi-*
14 *dent shall submit to Congress a report on the legal authori-*
15 *ties that govern the sharing of criminal wiretap informa-*
16 *tion under applicable Federal laws, including section 104*
17 *of the National Security Act of 1947 (50 U.S.C. 403–4).*

18 *(b) ELEMENTS.—The report under subsection (a) shall*
19 *include—*

20 *(1) a description of the type of information that*
21 *can be shared by the Department of Justice, or other*
22 *law enforcement agencies, with other elements of the*
23 *intelligence community; and*

24 *(2) any recommendations that the President con-*
25 *siders appropriate, including a proposal for legisla-*
26 *tion to implement such recommendations, to improve*

1 *the capability of the Department of Justice, or other*
2 *law enforcement agencies, to share foreign intelligence*
3 *information or counterintelligence information with*
4 *other elements of the intelligence community on mat-*
5 *ters such as counterterrorism.*

6 *(c) DEFINITIONS.—In this section:*

7 *(1) FOREIGN INTELLIGENCE, COUNTERINTEL-*
8 *LIGENCE.—The terms “foreign intelligence” and*
9 *“counterintelligence” have the meanings given those*
10 *terms in section 3 of the National Security Act of*
11 *1947 (50 U.S.C. 401a).*

12 *(2) ELEMENT OF THE INTELLIGENCE COMMU-*
13 *NITY.—The term “element of the intelligence commu-*
14 *nity” means any element of the intelligence commu-*
15 *nity specified or designated under section 3(4) of the*
16 *National Security Act of 1947.*

17 **SEC. 816. JOINT TASK FORCE ON TERRORIST FUNDRAISING.**

18 *It is the sense of Congress that—*

19 *(1) many terrorist groups secretly solicit and ex-*
20 *plot the resources of international nongovernmental*
21 *organizations, companies, and wealthy individuals;*
22 *and*

23 *(2) the Federal Government is not fully utilizing*
24 *all the tools available to it to prevent, deter, or dis-*

1 *rupt the fundraising activities of international ter-*
2 *rorist organizations, and it should do so.*

3 **SEC. 817. IMPROVEMENT OF CONTROLS ON PATHOGENS**
4 **AND EQUIPMENT FOR PRODUCTION OF BIO-**
5 **LOGICAL WEAPONS.**

6 *(a) REPORT ON IMPROVEMENT OF CONTROLS.—(1)*
7 *Not later than 60 days after the date of the enactment of*
8 *this Act, the Attorney General shall submit to Congress a*
9 *report on the means of improving United States controls*
10 *of biological pathogens and the equipment necessary to de-*
11 *velop, produce, or deliver biological weapons.*

12 *(2) The Attorney General shall prepare the report*
13 *under paragraph (1) in consultation with the Secretary of*
14 *Defense, the Secretary of the Treasury, the Secretary of*
15 *Commerce, the Secretary of Health and Human Services,*
16 *the Secretary of Agriculture, the Director of Central Intel-*
17 *ligence, the Commissioner of Customs, and other appro-*
18 *priate Federal officials.*

19 *(3) The report under paragraph (1) shall include—*

20 *(A) a list of the equipment identified under that*
21 *paragraph as critical to the development, production,*
22 *or delivery of biological weapons;*

23 *(B) recommendations, if any, for legislation to*
24 *make illegal the possession of the equipment identified*
25 *under subparagraph (A), for other than a legitimate*

1 *purpose, including attempts and conspiracies to do*
2 *the same;*

3 *(C) recommendations, if any, for legislation to*
4 *control the domestic sale and transfer of the equip-*
5 *ment identified under subparagraph (A); and*

6 *(D) recommendations, if any, for legislation to*
7 *require the tagging or other means of marking of the*
8 *equipment identified under subparagraph (A).*

9 *(b) IMPROVED SECURITY OF FACILITIES.—(1) Com-*
10 *mencing not later than 60 days after the date of the enact-*
11 *ment of this Act, the President shall undertake appropriate*
12 *actions to enhance the standards for the physical protection*
13 *and security of the biological pathogens described in sub-*
14 *section (a) at the research laboratories and other govern-*
15 *ment and private facilities in the United States that create,*
16 *possess, handle, store, or transport such pathogens in order*
17 *to protect against the theft or other wrongful diversion of*
18 *such pathogens.*

19 *(2) Not later than six months after the date of the en-*
20 *actment of this Act, the President shall submit to Congress*
21 *a report on the actions undertaken under paragraph (1).*

1 **SEC. 818. REIMBURSEMENT OF PERSONNEL PERFORMING**
2 **COUNTERTERRORISM DUTIES FOR PROFES-**
3 **SIONAL LIABILITY INSURANCE.**

4 (a) *REQUIREMENT FOR FULL REIMBURSEMENT.*—(1)
5 *Notwithstanding any other provision of law and subject to*
6 *paragraph (2), the head of an agency employing a qualified*
7 *employee shall reimburse the qualified employee for the costs*
8 *incurred by the employee for professional liability insur-*
9 *ance.*

10 (2) *Reimbursement of a qualified employee under*
11 *paragraph (1) shall be contingent on the submission by the*
12 *qualified employee to the head of the agency concerned of*
13 *such information or documentation as the head of the agen-*
14 *cy concerned shall require.*

15 (3) *Amounts for reimbursements under paragraph (1)*
16 *shall be derived from amounts available to the agency con-*
17 *cerned for salaries and expenses.*

18 (b) *QUALIFIED EMPLOYEE.*—*In this section, the term*
19 *“qualified employee” means an employee of an agency*
20 *whose position is that of—*

21 (1) *a law enforcement officer performing official*
22 *counterterrorism duties; or*

23 (2) *an official of an element of the intelligence*
24 *community performing official counterterrorism du-*
25 *ties outside the United States.*

26 (c) *DEFINITIONS.*—*In this section:*

1 (1) *AGENCY*.—The term “agency” means any
2 *Executive agency, as that term is defined in section*
3 *105 of title 5, United States Code, and includes any*
4 *agency of the legislative branch of Government.*

5 (2) *ELEMENT OF THE INTELLIGENCE COMMU-*
6 *NITY*.—The term “element of the intelligence commu-
7 *nity” means any element of the intelligence commu-*
8 *nity specified or designated under section 3(4) of the*
9 *National Security Act of 1947 (50 U.S.C. 401a(4)).*

10 (3) *LAW ENFORCEMENT OFFICER; PROFESSIONAL*
11 *LIABILITY INSURANCE*.—The terms “law enforcement
12 officer” and “professional liability insurance” have
13 the meanings given those terms in section 636(c) of
14 the Treasury, Postal Service, and General Govern-
15 ment Appropriations Act, 1997 (5 U.S.C. prec. 5941
16 note).

17 ***Subtitle B—Criminal Matters***

18 ***SEC. 831. LAUNDERING OF PROCEEDS OF TERRORISM.***

19 *Section 1956(c)(7)(D) of title 18, United States Code,*
20 *is amending by inserting “or 2339B” after “2339A”.*

1 **SEC. 832. MODIFICATION OF AUTHORITIES RELATING TO**
2 **USE OF PEN REGISTERS AND TRAP AND**
3 **TRACE DEVICES.**

4 (a) *GENERAL LIMITATION ON USE BY GOVERNMENTAL*
5 *AGENCIES.*—Section 3121(c) of title 18, United States
6 Code, is amended—

7 (1) by inserting “or trap and trace device” after
8 “pen register”;

9 (2) by inserting “, routing, addressing,” after
10 “dialing”; and

11 (3) by striking “call processing” and inserting
12 “the processing and transmitting of wire and elec-
13 tronic communications”.

14 (b) *ISSUANCE OF ORDERS.*—

15 (1) *IN GENERAL.*—Subsection (a) of section 3123
16 of that title is amended to read as follows:

17 “(a) *IN GENERAL.*—(1) Upon an application made
18 under section 3122(a)(1) of this title, the court shall enter
19 an *ex parte* order authorizing the installation and use of
20 a pen register or trap and trace device if the court finds
21 that the attorney for the Government has certified to the
22 court that the information likely to be obtained by such in-
23 stallation and use is relevant to an ongoing criminal inves-
24 tigation. The order shall, upon service of the order, apply
25 to any entity providing wire or electronic communication

1 *service in the United States whose assistance is required*
2 *to effectuate the order.*

3 “(2) *Upon an application made under section*
4 *3122(a)(2) of this title, the court shall enter an ex parte*
5 *order authorizing the installation and use of a pen register*
6 *or trap and trace device within the jurisdiction of the court*
7 *if the court finds that the State investigative or law enforce-*
8 *ment officer has certified to the court that the information*
9 *likely to be obtained by such installation and use is relevant*
10 *to an ongoing criminal investigation.”.*

11 (2) *CONTENTS OF ORDER.—Subsection (b)(1) of*
12 *that section is amended—*

13 (A) *in subparagraph (A)—*

14 (i) *by inserting “or other facility”*
15 *after “telephone line”; and*

16 (ii) *by inserting before the semicolon at*
17 *the end “or applied”; and*

18 (B) *by striking subparagraph (C) and in-*
19 *serting the following new subparagraph (C):*

20 “(C) *a description of the communications to*
21 *which the order applies, including the number or*
22 *other identifier and, if known, the location of the*
23 *telephone line or other facility to which the pen*
24 *register or trap and trace device is to be attached*
25 *or applied, and, in the case of an order author-*

1 *izing installation and use of a trap and trace de-*
2 *vice under subsection (a)(2), the geographic lim-*
3 *its of the order; and”.*

4 (3) *NONDISCLOSURE REQUIREMENTS.*—Sub-
5 *section (d)(2) of that section is amended—*

6 (A) *by inserting “or other facility” after*
7 *“the line”; and*

8 (B) *by striking “, or who has been ordered*
9 *by the court” and inserting “or applied, or who*
10 *is obligated by the order”.*

11 (c) *EMERGENCY INSTALLATION.*—

12 (1) *AUTHORITY FOR UNITED STATES ATTOR-*
13 *NEYS.*—Section 3125(a) of that title is amended in
14 *the matter preceding paragraph (1) by striking “or*
15 *any Deputy Assistant Attorney General,” and insert-*
16 *ing “any Deputy Assistant Attorney General, or any*
17 *United States Attorney,”.*

18 (2) *EXPANSION OF EMERGENCY CIR-*
19 *CUMSTANCES.*—Section 3125(a)(1) of that title is
20 *amended—*

21 (A) *in subparagraph (A), by striking “or”*
22 *at the end;*

23 (B) *in subparagraph (B), by striking the*
24 *comma at the end and inserting a semicolon;*
25 *and*

1 (C) by inserting after subparagraph (B) the
2 following new subparagraphs:

3 “(C) immediate threat to the national secu-
4 rity interests of the United States;

5 “(D) immediate threat to public health or
6 safety; or

7 “(E) an attack on the integrity or avail-
8 ability of a protected computer which attack
9 would be an offense punishable under section
10 1030(c)(2)(C) of this title.”.

11 (d) DEFINITIONS.—

12 (1) COURT OF COMPETENT JURISDICTION.—
13 Paragraph (2) of section 3127 of that title is amended
14 by striking subparagraph (A) and inserting the fol-
15 lowing new subparagraph (A):

16 “(A) any district court of the United States
17 (including a magistrate judge of such a court) or
18 any United States Court of Appeals having ju-
19 risdiction over the offense being investigated; or”.

20 (2) PEN REGISTER.—Paragraph (3) of that sec-
21 tion is amended—

22 (A) by striking “electronic or other im-
23 pulses” and all that follows through “is at-
24 tached” and inserting “dialing, routing, address-
25 ing, or signalling information transmitted by an

1 *instrument or facility from which a wire or elec-*
2 *tronic communication is transmitted*"; and

3 *(B) by inserting "or process" after "device"*
4 *each place it appears.*

5 *(3) TRAP AND TRACE DEVICE.—Paragraph (4) of*
6 *that section is amended—*

7 *(A) by inserting "or process" after "a de-*
8 *vice"; and*

9 *(B) by striking "of an instrument" and all*
10 *that follows through the end and inserting "or*
11 *other dialing, routing, addressing, and signalling*
12 *information relevant to identifying the source of*
13 *a wire or electronic communication;".*

14 **SEC. 833. AUTHORITY TO INTERCEPT WIRE, ORAL, AND**
15 **ELECTRONIC COMMUNICATIONS RELATING**
16 **TO TERRORISM OFFENSES.**

17 *Section 2516(1) of title 18, United States Code, is*
18 *amended—*

19 *(1) by redesignating paragraph (p), as so redesi-*
20 *gnated by section 434(2) of the Antiterrorism and*
21 *Effective Death Penalty Act of 1996 (Public Law*
22 *104–132; 110 Stat. 1274), as paragraph (r); and*

23 *(2) by inserting after paragraph (p) as so redesi-*
24 *gnated by section 201(3) of the Illegal Immigration*
25 *Reform and Immigrant Responsibility Act of 1996*

