

103^D CONGRESS
1ST SESSION

H. R. 1193

To establish a program of voluntary national service for young people and senior citizens.

IN THE HOUSE OF REPRESENTATIVES

MARCH 3, 1993

Mrs. KENNELLY introduced the following bill; which was referred jointly to the Committees on Armed Services, Education and Labor, Veterans' Affairs, Ways and Means, and Foreign Affairs

A BILL

To establish a program of voluntary national service for young people and senior citizens.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the "National Voluntary
5 Service and Educational Opportunity Act of 1993".

6 **SEC. 2. TABLE OF CONTENTS.**

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1 **SEC. 3. PURPOSES.**

2 The purposes of this Act are—

3 (1) to renew the ethic of civic obligation in the
 4 United States and spread the responsibilities of
 5 citizenship more equitably;

6 (2) to expand opportunities for young people in
 7 the United States to—

8 (A) pursue educational, vocational, and
 9 professional objectives after secondary school;
 10 and

11 (B) purchase affordable housing;

12 (3) to mobilize young people and senior Ameri-
 13 cans to deal with pressing social problems in the
 14 United States, including health, education, literacy,
 15 child care, hunger, housing, and homelessness;

16 (4) to give senior Americans the opportunity to
 17 use their special skills and experience to—

18 (A) provide national service; and

19 (B) assist the Commission on National and
 20 Community Service and national service coun-
 21 cils in administering national service programs;

1 (5) to strengthen national defense by—

2 (A) encouraging more young people to vol-
3 unteer for service in the active and reserve com-
4 ponents of the Armed Forces;

5 (B) making the composition of the Armed
6 Forces more representative of the country at
7 large; and

8 (C) assisting the Armed Forces in meeting
9 their personnel goals; and

10 (6) to give young people the experience, self-dis-
11 cipline, and self-confidence they need to overcome
12 barriers to opportunity.

13 **SEC. 4. DEFINITIONS.**

14 For purposes of this Act:

15 (1) The term “active duty” has the meaning
16 given to such term in section 101(22) of title 10,
17 United States Code.

18 (2) The term “area” means a volunteer service
19 area.

20 (3) The term “Armed Forces” has the meaning
21 given to such term in section 101(4) of title 10,
22 United States Code.

23 (4) The term “Citizens Corps” means the na-
24 tional service program established under section
25 101.

1 (5) The term “Commission” means the Com-
2 mission on National and Community Service estab-
3 lished under section 190 of the National and Com-
4 munity Service Act of 1990 (42 U.S.C. 12651).

5 (6) The term “community service” means serv-
6 ice of the type described in section 104(a) and such
7 other services essential and necessary to the commu-
8 nity as the Corporation, by rule, may prescribe.

9 (7) The term “council” means a national serv-
10 ice council.

11 (8) The term “Deferred Placement Program”
12 means the deferred placement program for members
13 of the Civilian Service established in subtitle C of
14 title II.

15 (9) The term “educational institution” means a
16 vocational school (including a technical school) or in-
17 stitution of higher learning.

18 (10) The term “Governor” means the
19 chief executive officer of a State.

20 (11) The term “Individual Ready Reserve”
21 means that portion of the Ready Reserve not in a
22 Selected Reserve.

23 (12) The term “institution of higher learning”
24 has the meaning given to such term in section
25 1652(f) of title 38, United States Code.

1 (13) The term “local government” means a
2 general purpose political subdivision of a State which
3 has the power to levy taxes and spend funds, as well
4 as general corporate and police powers.

5 (14) The term “nonprofit organization” means
6 an organization—

7 (A) described in section 501(c) of the In-
8 ternal Revenue Code of 1986 (26 U.S.C.
9 501(c)); and

10 (B) exempt from taxation under section
11 501(a) of such Code (26 U.S.C. 501(a)).

12 (15) The term “program of education or train-
13 ing” means any curriculum or any combination of
14 unit courses or subjects pursued at an educational
15 institution or training establishment which is gen-
16 erally accepted as necessary to fulfill requirements
17 for the attainment of a predetermined and identified
18 educational, professional, or vocational objective.
19 Such term also means any curriculum of unit
20 courses or subject pursued at an educational institu-
21 tion or training establishment which fulfills require-
22 ments for the attainment of more than one predeter-
23 mined and identified educational, professional, or vo-
24 cational objective if the objectives pursued are gen-

1 erally recognized as being reasonably related to a
2 single career field.

3 (16) The term “Ready Reserve” means the
4 Ready Reserve described in section 268(a) of title
5 10, United States Code.

6 (17) The term “reserve component” has the
7 meaning given to such term in 101(24) of title 37,
8 United States Code.

9 (18) The term “school dropout” has the mean-
10 ing established for such term by the Secretary of
11 Education under section 6201(a) of the Elementary
12 and Secondary Education Act of 1964 (20 U.S.C.
13 3271(a)).

14 (19) The term “Secretary concerned” has the
15 meaning given to such term in section 101(8) of title
16 10, United States Code.

17 (20) The term “senior” means an individual
18 who is age 65 or over and willing to work full- or
19 part-time in national service.

20 (21) The term “Selected Reserve” means the
21 Selected Reserve described in section 268(b) of title
22 10, United States Code.

23 (22) The term “State” means any of the sev-
24 eral States, the District of Columbia, American
25 Samoa, the Federated States of Micronesia, Guam,

1 the Republic of the Marshall Islands, the Common-
 2 wealth of the Northern Mariana Islands; the
 3 Commonwealth of Puerto Rico, Palau, and
 4 the Virgin Islands.

5 (23) The term “training establishment” has the
 6 meaning given to such term in section 1652(e) of
 7 title 38, United States Code.

8 (24) The term “vocational school” has the
 9 meaning given to such term in section 435(c) of the
 10 Higher Education Act of 1965 (20 U.S.C. 1085(c)).

11 **TITLE I—ESTABLISHMENT OF**
 12 **THE CITIZENS CORPS**

13 **SEC. 101. ESTABLISHMENT OF THE CITIZENS CORPS.**

14 There is hereby established a Citizens Corps which
 15 shall provide the following national service options:

- 16 (1) Civilian Service.
 17 (2) Service in the Armed Forces.
 18 (3) Senior Service.

19 **SEC. 102. INDIVIDUALS ELIGIBLE TO SERVE IN THE CITI-**
 20 **ZENS CORPS.**

21 (a) CIVILIAN SERVICE.—

22 (1) ELIGIBILITY.—An individual may serve in
 23 the Civilian Service of the Citizens Corps if such in-
 24 dividual—

25 (A) is age 17 or over;

1 (B) has received a high school diploma or
2 its equivalent or is a school dropout; and

3 (C) is a citizen of the United States or
4 lawfully admitted for permanent residence.

5 (2) SPECIAL RULE FOR SCHOOL DROPOUTS.—

6 An individual who is a school dropout may serve in
7 the Civilian Service of the Citizens Corps only if the
8 individual enters into an agreement with a national
9 service council to pursue a course of study, approved
10 by the appropriate State agency, designed to result
11 in the individual earning the equivalent of a high
12 school diploma during the term of service
13 of the individual.

14 (b) SERVICE IN THE ARMED FORCES.—Subject to
15 the then existing personnel requirements of the Armed
16 Forces, an individual shall be eligible to enlist for service
17 in the Armed Forces as a member of the Citizens Corps
18 if such individual—

19 (1) has received a high school diploma or its
20 equivalent;

21 (2) satisfies the applicable requirements for en-
22 listment in the Armed Forces specified in chapter 31
23 of title 10, United States Code; and

24 (3) satisfies such other eligibility criteria estab-
25 lished by the Secretary of Defense by rule.

1 (c) SENIOR SERVICE.—An individual may serve in
2 the Senior Service of the Citizens Corps if such individ-
3 ual—

4 (1) is a senior; and

5 (2) meets the eligibility criteria for service in
6 the Senior Service established by the Commission.

7 **SEC. 103. TERMS OF SERVICE.**

8 (a) CIVILIAN SERVICE.—

9 (1) ONE-YEAR TERM.—An individual serving in
10 the Civilian Service of the Citizens Corps shall agree
11 to perform full-time national service in such service
12 for a one-year term.

13 (2) EXTENSION.—A member of the Civilian
14 Service of the Citizens Corps serving a one-year
15 term of service may request the extension of such
16 term for an additional year. The Commission shall
17 issue rules specifying the procedure for making and
18 considering such a request.

19 (b) SERVICE IN THE ARMED FORCES.—An individual
20 enlisting for service in the Armed Forces as a member
21 of the Citizens Corps shall select one of the following
22 service obligations in the Armed Forces:

23 (1) Two years of active duty in the Armed
24 Forces, two years in the Selected Reserve of a re-

1 serve component, and four years in the Individual
2 Ready Reserve.

3 (2) Eight years in the Selected Reserve
4 of a reserve component.

5 (c) SENIOR SERVICE.—An Individual may serve in
6 the Senior Service of the Citizens Corps—

7 (1) for such period of time as allowed by the
8 Commission; and

9 (2) for either full- or part-time service.

10 **SEC. 104. TYPES OF NATIONAL AND COMMUNITY SERVICE.**

11 (a) CIVILIAN SERVICE AND SENIOR SERVICE.—An
12 individual serving in the Civilian Service or Senior Service
13 of the Citizens Corps may perform national service to meet
14 the unmet service needs of a State, local government or
15 other community. Such national service may include the
16 following types of service:

17 (1) Educational service, such as literacy pro-
18 grams, Head Start, tutorial assistance, and service
19 in schools, libraries, and adult education centers.

20 (2) Human service, such as—

21 (A) service in hospitals, hospices, clinics,
22 community health centers, homes for the elder-
23 ly, and child-care centers; and

24 (B) service in programs to assist the elder-
25 ly, poor, and homeless, including programs to

1 build, restore, and maintain housing for the
2 poor and homeless.

3 (3) Conservation service, such as service in pro-
4 grams to conserve, maintain, and restore natural re-
5 sources in the urban and rural environment, provide
6 recreational opportunities, and encourage community
7 betterment or beautification.

8 (4) Public Safety service in support of the
9 criminal justice system, including police, courts,
10 prisons, and border patrol.

11 (5) Service in existing national programs, such
12 as referral and placement in the Peace Corps and
13 VISTA.

14 (b) SERVICE IN THE ARMED FORCES.—The Sec-
15 retary of Defense shall designate by rule appropriate na-
16 tional service positions for members of the Citizens Corps
17 serving in the Armed Forces.

18 **SEC. 105. APPLICATION TO SERVE IN THE CITIZENS CORPS.**

19 (a) CIVILIAN SERVICE AND SENIOR SERVICE.—

20 (1) APPLICATION.—To serve in the Civilian or
21 Senior Service of the Citizens Corps, an individual
22 shall submit an application to a national service
23 council established under section 222 for a volunteer
24 service area in the State in which the applicant is
25 a resident. The application shall be in such form and

1 containing such information as the Commission shall
2 require by rule.

3 (2) RESIDENCY REQUIREMENTS.—For purposes
4 of paragraph (1), an individual shall be considered
5 a resident of a State if such individual has resided
6 in such State for the majority of the 1-year period
7 immediately preceding the date of such application.
8 The Corporation on an individual basis may waive
9 this residency requirement.

10 (3) PLACEMENT.—Upon the receipt of an appli-
11 cation, the national service council may place the ap-
12 plicant in a national service position in the area tak-
13 ing into consideration the preference and skills of
14 the applicant and the needs of the area. If the area
15 does not have a national service position available
16 for the applicant, or the council determines (after
17 consultation with the applicant) that the applicant is
18 better qualified for a position outside of the area,
19 the council may refer the applicant for placement to
20 another national service council or a Federal, State,
21 or local government agency accepting members of
22 the Citizens Corps.

23 (4) MEMBERS TREATED AS VOLUNTEERS.—For
24 purposes of Federal laws authorizing a Federal
25 agency to accept the services of a volunteer, an ap-

1 plicant placed with an agency described in para-
2 graph (3) shall be considered to be a volunteer.

3 (b) SERVICE IN THE ARMED FORCES.—The Sec-
4 retary of Defense shall establish a system to enlist individ-
5 uals for service in the Armed Forces as members of the
6 Citizens Corps.

7 **TITLE II—ADMINISTRATION OF**
8 **THE CITIZENS CORPS**
9 **Subtitle A—Administration of the**
10 **Civilian Service and Senior Service**

11 **SEC. 201. ADMINISTRATION OF THE CIVILIAN SERVICE AND**
12 **SENIOR SERVICE.**

13 The Commission on National and Community Service
14 shall be responsible for administering the Civilian Service
15 and Senior Service of the Citizens Corps.

16 **SEC. 202. DUTIES OF THE COMMISSION.**

17 (a) ESTABLISHMENT OF POLICY AND OVERSIGHT
18 RESPONSIBILITIES.—The Corporation shall by rule—

19 (1) establish the types and amounts of allow-
20 ances and support authorized for members of the
21 Civilian and Senior Services under section 301;

22 (2) specify the types of national service activi-
23 ties appropriate for members of the Civilian and
24 Senior Services;

1 (3) establish a procedure to monitor the provi-
2 sion of financial assistance under title III to assure
3 that—

4 (A) graduates of the Citizens Corps faith-
5 fully completed their terms of service before
6 receiving such assistance; and

7 (B) members of the Citizens Corps receiv-
8 ing such assistance during their terms of serv-
9 ice faithfully perform national service;

10 (4) establish a procedure for examining the ef-
11 fect that national service under this Act has on the
12 availability and terms of employment of employees in
13 the volunteer service area where such
14 service is performed; and

15 (5) establish the rates of pay, eligibility criteria,
16 and terms of service for members of the Sen-
17 ior Service.

18 (b) GENERAL GRANTS.—Pursuant to the allocation
19 formulas specified in section 204, the Commission shall
20 make grants to States to assist such States—

21 (1) in paying stipends and wages under section
22 301;

23 (2) in providing and administering national
24 service opportunities in each State for members of
25 the Civilian and Senior Services; and

1 (3) in making grants to national service coun-
2 cils in each State to carry out their duties under this
3 Act.

4 (c) SUPPLEMENTAL GRANTS.—

5 (1) AUTHORITY TO PROVIDE.—The Commission
6 may make grants during a fiscal year—

7 (A) to a State which the Commission de-
8 termines has an unusual increase in the number
9 of members of the Civilian and Senior Services
10 (excluding members serving with Federal agen-
11 cies) in such State for such fiscal year; and

12 (B) to a Federal agency to assist such
13 agency in accepting or placing members of the
14 Civilian and Senior Services for such fiscal
15 year.

16 (2) ELIGIBILITY.—To be eligible for a grant
17 under paragraph (1), a Federal agency or State
18 shall submit to the Commission an application—

19 (A) in such form and at such time as the
20 Commission may require by rule;

21 (B) containing, in the case of an applica-
22 tion submitted by a State, the assurances speci-
23 fied in section 203(c); and

24 (C) containing such other information as
25 the Commission may require by rule.

1 (d) OTHER DUTIES.—

2 (1) INFORMATION.—The Commission shall
3 serve as a source for information on national service
4 opportunities in the United States.

5 (2) PLACEMENT ASSISTANCE.—The Commis-
6 sion shall assist a State in placing applicants outside
7 of such State if the State is unable to place the ap-
8 plicant in a position in the State and shall assist
9 Federal agencies in acquiring participants for na-
10 tional service positions in the Federal Government.

11 (3) INVESTIGATIONS.—The Commission shall
12 receive and investigate claims of abuses in the place-
13 ment of participants or the administration of
14 national service opportunities by a State, na-
15 tional service council, or service provider.

16 (4) ACADEMIC CREDIT.—The Commission shall
17 encourage institutions of higher education to confer
18 appropriate academic credit to members of the Citi-
19 zens Corps who successfully complete their term of
20 service.

21 (e) RECORDS.—The Commission shall keep accurate
22 and complete records of its activities and transactions.
23 Such records shall be made available for audit and exam-
24 ination by the Comptroller General of the United States

1 or duly authorized representatives of the Comp-
2 troller General.

3 **SEC. 203. ELIGIBILITY FOR GENERAL GRANTS.**

4 (a) APPLICATION REQUIRED.—To be eligible for a
5 grant under section 202(b), a State shall submit to the
6 Commission an application describing—

7 (1) each volunteer service area in such State;

8 (2) the method by which members of the Civil-
9 ian and Senior Services will be placed in national
10 service positions in the State;

11 (3) the anticipated number of such members
12 during such term;

13 (4) the training and support services that will
14 be provided such members; and

15 (5) the method by which service sponsors will
16 be selected and the requirements imposed on such
17 sponsors.

18 (b) COPIES OF MATERIALS.—A State shall include
19 in an application submitted under subsection (a) copies
20 of all volunteer recruitment and placement plans prepared
21 for the State for the period covered by the application.

22 (c) ASSURANCES.—An application submitted under
23 subsection (a) shall contain assurances by the State that
24 for the period covered by the application—

1 (1) the State will use non-Federal funds to pay
2 not less than 25 percent of the cost (including the
3 cost of stipends, wages, and allowances provided by
4 the State under section 301) of providing and ad-
5 ministering national service positions in the State
6 for members of the Civilian and Senior Services
7 (other than members placed with Federal agencies);
8 and

9 (2) the State will maintain State expenditures
10 for community service programs operated by the
11 State on the effective date of this Act at a level
12 equal to not less than the average level of such ex-
13 penditures maintained by the State for the two-fis-
14 cal-year period immediately preceding the effective
15 date of this Act.

16 (d) TIME AND FORM.—An application under sub-
17 section (a) shall be in such form and shall be submitted
18 at such time as the Commission may require and shall
19 contain such other information as the Commission consid-
20 ers to be appropriate.

21 (e) EXCEPTION TO MATCHING FUNDS REQUIRE-
22 MENT.—A State may offset against the matching funds
23 requirement specified in subsection (c)(1) not more than
24 50 percent of the administrative costs incurred by the
25 State in administering community service programs for

1 young people operated by the State on the effective date
2 of this Act.

3 (f) WAIVER OF REQUIREMENT TO MAINTAIN EX-
4 PENDITURES.—The Commission may, upon the request of
5 a State, waive the requirement specified in subsection
6 (c)(2) that the State maintain expenditures for community
7 service programs if the Commission determines that ex-
8 traordinary economic conditions in the State justify the
9 waiver.

10 **SEC. 204. ALLOCATION OF FUNDS.**

11 (a) TRANSITIONAL ALLOCATIONS.—For each fiscal
12 year during the five-year period beginning on the effective
13 date of this Act, the Commission shall make a grant to
14 an eligible State in an amount that bears the same ratio
15 to the sums appropriated for grants under section 202(b)
16 for such fiscal year as the anticipated average number of
17 members in the Civilian and Senior Services (as deter-
18 mined by the Commission and excluding anticipated mem-
19 bers serving with Federal agencies) in such State for such
20 fiscal year bears to the anticipated average number of
21 such members in all States for such fiscal year.

22 (b) SUBSEQUENT ALLOCATIONS.—For each fiscal
23 year beginning after the end of the five-year period re-
24 ferred to in subsection (a), the Commission shall make a
25 grant to an eligible State in an amount that bears the

1 same ratio to the sums appropriated for grants under sec-
2 tion 202(b) for such fiscal year as the average number
3 of members in the Civilian and Senior Services (excluding
4 members serving with Federal agencies) in such State for
5 the preceding fiscal year bears to the average number of
6 such members in all States for the preceding fiscal year.

7 **SEC. 205. REPORTS.**

8 (a) **REQUIRED.**—On or before May 15 of each cal-
9 endar year, the Commission shall submit to the President
10 a report on the operation of the Civilian Service and the
11 Senior Service of the Citizens Corps and the activities of
12 the Commission during the preceding fiscal year. The
13 President shall transmit a copy of the report to
14 the Congress.

15 (b) **CONTENT OF REPORT.**—

16 (1) **IN GENERAL.**—Each report shall include a
17 comprehensive and detailed description of the oper-
18 ations, activities, financial condition, and accom-
19 plishments of the Commission under this Act during
20 the fiscal year covered by such report and
21 such recommendations as the Commission considers
22 appropriate.

23 (2) **SPECIAL REQUIREMENTS FOR INITIAL RE-**
24 **PORTS.**—In the first five reports submitted under
25 subsection (a), the Commission shall specify—

1 (A) the anticipated number of national
2 service positions that will be available for mem-
3 bers of the Civilian Service and Senior Service
4 of the Citizens Corps in the fiscal year begin-
5 ning in the calendar year in which such report
6 is submitted; and

7 (B) the anticipated cost of operating the
8 Civilian Service and Senior Service for such
9 fiscal year.

10 **Subtitle B—Provision of National**
11 **Service Positions for Members**
12 **of the Civilian Service and Sen-**
13 **ior Service**

14 **SEC. 221. NATIONAL SERVICE PLANS AND VOLUNTEER**
15 **SERVICE AREAS.**

16 (a) NATIONAL SERVICE PLAN.—The Governor of
17 each State shall prepare a national service plan for the
18 State, which shall specify priorities in the State for provid-
19 ing national service opportunities for members of the
20 Civilian and Senior Services of the Citizens Corps.

21 (b) VOLUNTEER SERVICE AREAS.—Pursuant to the
22 plan prepared under subsection (a), the Governor shall
23 designate volunteer service areas for the State, each of
24 which—

1 (1) is comprised of the State or one or more ju-
2 risdictions of units of general local government;

3 (2) will promote effective provision of national
4 services; and

5 (3) is consistent with other designated
6 areas in which related services are provided
7 under other Federal or State programs.

8 (c) CONSULTATION.—Before preparing the national
9 service plan or designating (or redesignating) a volunteer
10 service area, the Governor shall consult with—

11 (1) appropriate State and local government offi-
12 cials;

13 (2) representatives of community service organi-
14 zations, educational institutions, business organiza-
15 tions, and organized labor; and

16 (3) other affected persons or organizations in
17 the area.

18 (d) REDESIGNATION.—

19 (1) TWO YEAR DELAY.—Effective after the end
20 of the two-year period beginning on the date the
21 Governor first designates volunteer service areas
22 under subsection (b), the Governor may redesignate
23 such areas in accordance with such subsection.

1 (2) SPECIAL RULE.—Notwithstanding para-
2 graph (1), the Governor shall consider making such
3 a redesignation at the request of the Commission.

4 **SEC. 222. ESTABLISHMENT OF NATIONAL SERVICE COUN-**
5 **CILS.**

6 (a) COMPOSITION OF LOCAL COUNCILS.—There shall
7 be a national service council for each volunteer service
8 area established under section 221. A council shall consist
9 of—

10 (1) representatives of nonprofit community
11 service organizations in the area who have substan-
12 tial management or policy responsibility with such
13 organizations;

14 (2) representatives of local governments;

15 (3) representatives of educational agencies and
16 institutions, business concerns, rehabilitation agen-
17 cies, community-based organizations, and economic
18 development agencies in the area; and

19 (4) representatives of organized labor.

20 (b) CHAIRPERSON.—The members of a council shall
21 select one of the members to serve as chairperson of the
22 council.

23 (c) SELECTION OF MEMBERS.—

24 (1) EDUCATION REPRESENTATIVES.—Edu-
25 cation representatives on a council shall be selected

1 from among individuals recommended by local edu-
2 cational agencies, vocational education institutions,
3 institutions of higher learning, or general organiza-
4 tions of such agencies or institutions, and by private
5 and proprietary schools or general organizations of
6 such schools, within the area.

7 (2) LABOR REPRESENTATIVES.—Labor rep-
8 resentatives on a council shall be recommended by
9 recognized State and local labor organizations or
10 appropriate building trades councils.

11 (3) OTHER MEMBERS.—The remaining mem-
12 bers of a council shall be selected from individuals
13 recommended by interested organizations.

14 (d) METHOD OF SELECTION.—

15 (1) SINGLE LOCAL GOVERNMENT.—In any case
16 in which there is only one unit of local government
17 in the volunteer service area, the chief executive offi-
18 cer of such unit shall appoint members to the coun-
19 cil from the individuals recommended under sub-
20 section (c).

21 (2) MULTIPLE LOCAL GOVERNMENTS.—In any
22 case in which there are two or more such units of
23 local government in the area, the chief executive offi-
24 cers of such units shall appoint members to the
25 council from the individuals so recommended in ac-

1 cordance with an agreement entered into by such
2 units of general local government. In the absence of
3 such an agreement, the appointments shall be
4 made by the Governor from the individuals so
5 recommended.

6 (e) NUMBER OF MEMBERS.—

7 (1) IN GENERAL.—Except as provided in para-
8 graph (2), the number of members of a council shall
9 be determined by the council.

10 (2) INITIAL SELECTION.—The initial number of
11 members of a council shall be determined—

12 (A) by the chief executive officer in the
13 case described in subsection (d)(1);

14 (B) by the chief executive officers in ac-
15 cordance with the agreement in the case
16 described in subsection (d)(2); or

17 (C) by the Governor in the absence of such
18 agreement.

19 (f) TERMS.—Members shall be appointed for fixed
20 and staggered terms and may serve until their successors
21 are appointed. Any vacancy in the membership of the
22 council shall be filled in the same manner as the original
23 appointment. Any member of the council may be removed
24 by the council for cause in accordance with procedures
25 established by the council.

1 (g) CERTIFICATION OF COUNCIL.—

2 (1) IN GENERAL.—The Governor shall certify a
3 council if the Governor determines that its composi-
4 tion and appointments are consistent with the provi-
5 sions of this section. Such certification shall be made
6 or denied within 30 days after the date on which the
7 Governor receives a list of council members and any
8 supporting documentation the Governor considers
9 necessary.

10 (2) FAILURE TO CERTIFY.—If the Governor de-
11 nies certification, the Governor shall—

12 (A) inform the chief executive officer or of-
13 ficers submitting the list and documentation of
14 the reasons for denial; and

15 (B) provide for the review of any revised
16 list and documentation.

17 (3) EFFECT OF CERTIFICATION.—Upon certifi-
18 cation, a council shall be convened within 30 days by
19 the officer or officers who made the appointments to
20 such council under subsection (d) and may receive
21 funds, consistent with section 224, to carry out the
22 duties of the council under this Act.

23 **SEC. 223. DUTIES OF NATIONAL SERVICE COUNCILS.**

24 (a) RECRUITMENT AND PLACEMENT OF VOLUN-
25 TEERS.—A national service council shall—

1 (1) accept applications from individuals seeking
2 to serve in the Civilian Service and Senior Service of
3 the Citizens Corps; and

4 (2) place such individuals in national service po-
5 sitions consistent with the volunteer recruitment and
6 placement plan of such council and section 104.

7 (b) PREPARATION AND IMPLEMENTATION OF VOL-
8 UNTEER RECRUITMENT AND PLACEMENT PLAN.—The
9 council shall be responsible for preparing and implement-
10 ing the volunteer recruitment and placement plan required
11 under section 224.

12 (c) OVERSIGHT.—The council shall provide policy
13 guidance for, and exercise oversight (including review,
14 monitoring, auditing, and evaluation) with respect to ac-
15 tivities under the volunteer recruitment and placement
16 plan for the volunteer service area of such council.

17 (d) OTHER DUTIES.—

18 (1) BUDGET.—In accordance with the volunteer
19 recruitment and placement plan, a council shall pre-
20 pare and approve a budget for operation of the
21 council.

22 (2) STAFF.—A council may hire staff or con-
23 tract for services from nonprofit organizations. In
24 hiring staff, a council is encouraged to include mem-
25 bers of the Senior Service of the Citizens Corps.

1 (3) GIFTS.—A council may solicit and accept
2 contributions and grant funds from public and
3 private sources.

4 **SEC. 224. VOLUNTEER RECRUITMENT AND PLACEMENT**
5 **PLAN.**

6 (a) CONDITION FOR RECEIVING FUNDS.—Funds ap-
7 propriated for a fiscal year may not be provided under
8 this Act to a national service council unless the council
9 is certified pursuant to section 222(g). Such funds shall
10 be provided only pursuant to an approved volunteer re-
11 cruitment and placement plan prepared by such council
12 for a period of two fiscal years, including the fiscal year
13 for which such funds are provided.

14 (b) PREPARATION OF PLAN.—When preparing a vol-
15 unteer recruitment and placement plan, a council shall
16 consult the national service plan for the State prepared
17 by the Governor under section 221.

18 (c) CONTENTS OF PLAN.—Each volunteer recruit-
19 ment and placement plan shall—

20 (1) identify the national service council that will
21 administer the plan and is to be the grant recipient
22 of funds from the State;

23 (2) describe the national services to be pro-
24 vided, including the extent such services reflect the

1 priorities contained in the national service plan for
2 the State;

3 (3) contain procedures for recruiting and plac-
4 ing members of the Citizens Corps;

5 (4) describe the support services to be provided
6 to members of the Citizens Corps, including the
7 types of assistance to be provided to members who
8 are school dropouts to assist such members earn the
9 equivalent of a high school diploma;

10 (5) contain procedures, consistent with section
11 226, for selecting service sponsors, including proce-
12 dures for council consideration of the past perform-
13 ance of each service sponsor in national services or
14 related activities, fiscal accountability, and ability to
15 meet performance standards;

16 (6) contain the budget for the council for the
17 two-fiscal year period covered by such plan;

18 (7) contain fiscal control, accounting, audit and
19 debt collection procedures that assure the proper
20 distribution and accounting of funds received under
21 this Act; and

22 (8) provide for the council to submit to the
23 Governor an annual report that includes a descrip-
24 tion of—

1 (A) activities conducted during the fiscal
2 year covered by such report;

3 (B) service sponsors in the volunteer serv-
4 ice area;

5 (C) members of the Citizens Corps placed
6 by such council, including the number of mem-
7 bers who are school dropouts; and

8 (D) the extent to which the activities ex-
9 ceeded or failed to meet relevant performance
10 standards established by the Commission.

11 (d) MODIFICATION OF PLAN.—If changes in the na-
12 tional service needs of the volunteer service area, funding,
13 or other factors require substantial deviation from an ap-
14 proved plan, the national service council may submit a
15 modification of such plan, which shall be subject to review
16 in accordance with section 225.

17 **SEC. 225. REVIEW AND APPROVAL OF PLAN.**

18 (a) PUBLICATION OF PROPOSED PLAN.—Not later
19 than 120 days before the beginning of the two-fiscal year
20 period covered by a proposed volunteer recruitment and
21 placement plan, the council shall—

22 (1) publish the proposed plan or a summary
23 thereof; and

24 (2) make such plan available for public review
25 and comment.

1 (b) SUBMISSION OF PLAN.—Not later than 80 days
2 before the beginning of the 2-fiscal year period covered
3 by a proposed volunteer recruitment and placement plan,
4 the council shall submit such plan to the Governor. Any
5 modification of such plan shall be published and submitted
6 to the Governor not later than 80 days before it is to be
7 effective.

8 (c) REVIEW.—

9 (1) CONDITIONS FOR APPROVAL.—The Gov-
10 ernor shall approve the volunteer recruitment and
11 placement plan (or modification thereof) unless the
12 Governor finds that—

13 (A) corrective measures for deficiencies
14 found in audits or in meeting performance
15 standards from previous years have not been
16 taken or are not being acceptably implemented;

17 (B) the council does not have the capacity
18 to administer the funds;

19 (C) there are inadequate safeguards for
20 the protection of funds received; or

21 (D) the plan (or modification) does not
22 comply with this Act or a rule of the Commis-
23 sion.

24 (2) TIME FOR REVIEW.—The Governor shall
25 approve or disapprove a volunteer recruitment and

1 placement plan (or modification) within 30 days
2 after the date that the plan (or modifica-
3 tion) is submitted.

4 (3) EFFECT OF DISAPPROVAL.—If the Governor
5 disapproves a plan, the Governor shall—

6 (A) inform the council of the reasons for
7 such disapproval;

8 (B) provide for the review of any revised
9 plan; and

10 (C) take such steps as the Governor con-
11 siders necessary to provide for the recruitment
12 and placement of members of the Civilian and
13 Senior Services in the volunteer service area
14 affected by such disapproval.

15 **SEC. 226. SERVICE SPONSORS.**

16 (a) SELECTION OF SERVICE SPONSORS.—Subject to
17 subsection (b), in placing a member of the Civilian Service
18 or Senior Service of the Citizens Corps with a public agen-
19 cy or public or nonprofit organization, the council shall
20 give primary consideration to the effectiveness of the agen-
21 cy or organization in delivering community services and
22 shall give appropriate consideration to the extent to which
23 the agency or organization is a community-based service
24 sponsor. The council shall determine the effectiveness of
25 an agency or organization on the basis of the agency's or

1 organization's demonstrated performance with regard to
2 attaining performance goals, reducing costs, and retaining
3 members of the Citizen Corps placed with such agency or
4 organization.

5 (b) PREVENTION OF WORKER DISPLACEMENT.—In
6 placing a member of the Civilian Service or Senior Service
7 of the Citizens Corps with a public agency or public or
8 nonprofit organization, the council shall take appropriate
9 measures to assure that such placement shall not result
10 in—

11 (1) the displacement of any currently employed
12 worker or position (including partial displacement
13 such as a reduction in the hours of nonovertime
14 work, wages, or employment benefits), or result in
15 the impairment of existing contracts for services or
16 collective bargaining agreements;

17 (2) such member filling a position with such
18 agency or organization when—

19 (A) any other individual is on layoff from
20 the same or any equivalent position with such
21 agency or organization; or

22 (B) the employer has terminated the em-
23 ployment of any regular employee or otherwise
24 reduced the work force of such employer with

1 the effect of filling the vacancy so created with
2 such member; or

3 (3) any infringement of the opportunities of any
4 currently employed individual for promotion.

5 (c) GRIEVANCE PROCEDURE.—

6 (1) ESTABLISHMENT.—Each State shall estab-
7 lish and maintain a grievance procedure for resolv-
8 ing complaints by regular employees or their rep-
9 resentatives that the placement of a member of the
10 Civilian Corps or Senior Corps under this Act vio-
11 lates any of the prohibitions described in subsection
12 (b).

13 (2) APPEAL.—A decision of the State under
14 such procedure may be appealed to the Commission
15 for investigation and such action as the Commission
16 may find necessary.

17 (d) PAYMENTS BY PRIVATE NONPROFIT ORGANIZA-
18 TION.—

19 (1) IN GENERAL.—The Commission may re-
20 quire a private nonprofit organization to pay to the
21 Commission an amount not to exceed \$1000 per
22 year for each member of the Civilian Service or Sen-
23 ior Service placed in a national service position with
24 such organization.

1 (2) REDUCTION IN PAYMENT.—The Commis-
2 sion may reduce the payment required under para-
3 graph (1) to reflect national service provided—

4 (A) for a period of less than a full year; or

5 (B) in the case of a member of the Senior
6 Service, as part-time service.

7 (3) SHARING PAYMENTS.—The Commission
8 shall share any payment received under paragraph
9 (1) or (2) with the State that provides the stipend
10 or wage to the member of the Citizen Corps so
11 placed with a private nonprofit organization. The
12 share paid to the State shall correspond to the
13 matching funds requirement for the State as speci-
14 fied in section 203 and adjusted to reflect any offset
15 under such section.

16 **Subtitle C—Deferred Placement of**
17 **Members of the Civilian Service**

18 **SEC. 231. DEFERRED PLACEMENT PROGRAM.**

19 The Commission shall establish a special program for
20 members of the Civilian Service under which individuals
21 who are eligible to serve in the Civilian Service of the Citi-
22 zens Corps under section 102(a) may, before placement
23 for a term of service, receive the financial assistance pro-
24 vided to members of the Civilian Service under section 303
25 to assist such individuals pursue a program of education

1 or training at an educational institution or training
2 establishment.

3 **SEC. 232. ELIGIBILITY TO PARTICIPATE IN DEFERRED**
4 **PLACEMENT PROGRAM.**

5 (a) INDIVIDUALS ELIGIBLE.—An individual shall be
6 eligible for selection as a participant in the Deferred
7 Placement Program if the individual—

8 (1) has received a high school diploma or its
9 equivalent and otherwise meets the eligibility
10 requirements contained in section 102(a); and

11 (2) is accepted for enrollment, or is enrolled, as
12 a full-time student—

13 (A) in an accredited (as determined by the
14 Commission) educational institution or training
15 establishment in a State; and

16 (B) in a program of education or training
17 offered by such institution or establishment and
18 approved by the Commission.

19 (b) APPLICATION.—An individual seeking selection
20 for the Deferred Placement Program shall submit an ap-
21 plication to participate in the Program and agree to enter
22 into a written contract (described in subsection (c))—

23 (1) to accept financial assistance provided
24 under this subtitle to assist such individual in such
25 program of education or training; and

1 (2) upon the completion of such program of
2 education or training, to serve as a member of Civil-
3 ian Service for the term of service corresponding to
4 the amount of financial assistance received.

5 (c) ELEMENTS OF CONTRACT.—Subject to subsection
6 (d), the written contract between the Commission and an
7 individual selected to participate in the Deferred
8 Placement Program shall contain—

9 (1) an agreement by the Commission—

10 (A) to provide the participant with finan-
11 cial assistance not to exceed \$20,000 during the
12 period in which such participant is pursuing a
13 program of education or training described in
14 subsection (a)(2)(B); and

15 (B) to accept (subject to the availability of
16 appropriated funds for carrying out this sub-
17 title) the participant into the Civilian Service of
18 the Citizens Corps; and

19 (2) an agreement by the participant—

20 (A) to accept provision of such financial
21 assistance;

22 (B) to maintain enrollment in a program
23 of education or training described in subsection
24 (a)(2)(B) until the participant completes the
25 program;

1 (C) while enrolled in such program of edu-
2 cation or training, to maintain an acceptable
3 level of academic standing (as determined under
4 rules of the Commission by the educational in-
5 stitution or training establishment offering such
6 program); and

7 (D) to serve as a member of the Civilian
8 Service for a time period equal to one year if
9 the assistance provided is \$10,000 or less or
10 two years if the assistance provided is more
11 than \$10,000; and

12 (3) a statement of the damages to which the
13 United States is entitled under section 236 for the
14 breach of the contract.

15 (d) CONTRACTS SUBJECT TO AVAILABLE FUNDS.—
16 Any financial obligation of the United States arising out
17 of a contract entered into under this section and any obli-
18 gation of the participant which is conditioned thereon, is
19 contingent upon funds being appropriated for assistance
20 under this subtitle.

21 (e) INFORMATION PROVIDED BY THE COMMISSION.—
22 In disseminating application forms and contract forms to
23 individuals desiring to participate in the Program, the
24 Commission shall include with such forms a fair summary
25 of the rights and liabilities of an individual whose applica-

1 tion is approved (and whose contract is accepted) by the
2 Commission, including a clear explanation of the damages
3 to which the United States is entitled under section 236
4 in the case of the breach of the contract.

5 (f) APPLICATION AND CONTRACT FORMS.—The ap-
6 plication form, contract form, and all other information
7 furnished by the Commission under this subtitle shall be
8 written in a manner calculated to be understood by the
9 average individual applying to participate in the Program.
10 The Commission shall make such application forms, con-
11 tract forms, and other information available to individuals
12 desiring to participate in the Program on a date suffi-
13 ciently early to ensure that such individuals have adequate
14 time to carefully review and evaluate such forms and
15 information.

16 **SEC. 233. ACCEPTANCE.**

17 (a) ACCEPTANCE.—(1) An individual shall become a
18 participant in the Deferred Placement Program only upon
19 the approval by the Commission of an application submit-
20 ted by the individual under section 232 and the acceptance
21 by the Commission of the contract signed by the individual
22 under such section. Upon the acceptance of an individual
23 to participate in the Deferred Placement Program, the
24 Commission shall promptly provide written notice of such
25 acceptance to such individual.

1 (b) SELECTION PROCESS.—The Commission shall es-
2 tablish by rule uniform criteria for the selection on a com-
3 petitive basis of individuals to participate in the Program.

4 **SEC. 234. LIMITATION ON THE USE OF ASSISTANCE AND RE-**
5 **DUCTION OF SUBSEQUENT ASSISTANCE.**

6 (a) LIMITATION ON THE USE OF ASSISTANCE.—
7 Financial assistance provided under this subtitle—

8 (1) may be used by the participant solely for
9 the purposes described in section 305(d); and

10 (2) may not be used to purchase or construct
11 a dwelling to be owned and occupied by such partici-
12 pant as the primary residence of such participant.

13 (b) REDUCTION OF SUBSEQUENT ASSISTANCE.—Any
14 financial assistance provided under section 303 to a par-
15 ticipant in the Program after the completion of the term
16 of service of such participant shall be reduced by the
17 amount of assistance provided to such participant under
18 this subtitle.

19 **SEC. 235. PLACEMENT.**

20 Upon the completion of a program of education or
21 training described in section 232(a)(2)(B) by a participant
22 in the Program, the Commission shall—

23 (1) refer the participant to a national service
24 council or a Federal, State, or local agency accepting
25 members of the Citizens Corps; and

1 (2) acting through such entity, place the partic-
2 ipant in a national service position taking into con-
3 sideration the preference and skills of the partici-
4 pant.

5 **SEC. 236. BREACH OF CONTRACT.**

6 (a) BREACH DURING A PROGRAM OF EDUCATION OR
7 TRAINING.—An individual who is selected to participate
8 in the Deferred Placement Program and who enters into
9 a written contract with the Commission under section 232
10 shall be considered to be in violation of the contract if
11 the participant—

12 (1) fails to maintain a status as a full-time
13 student;

14 (2) fails to maintain an acceptable level of aca-
15 demic standing in the educational institution or
16 training establishment in which the participant is
17 enrolled (such level to be determined by the institu-
18 tion or establishment under rules issued by the
19 Commission);

20 (3) is dismissed from such educational institu-
21 tion for disciplinary reasons;

22 (4) voluntarily terminates the program of edu-
23 cation or training described in section 232(a)(2)(B)
24 for which the participant is provided assistance

1 under such contract, before the completion of such
2 program; or

3 (5) fails to accept payment, or instructs the
4 educational institution or training establishment in
5 which the individual is enrolled not to accept pay-
6 ment, in whole or in part, of assistance provided
7 under such contract;

8 (b) REPAYMENT REQUIRED.—In lieu of any service
9 obligation arising under a contract entered into under sec-
10 tion 232, an individual described in subsection (a) shall
11 be liable to the United States for the amount which has
12 been paid to the individual, or on behalf of the individual,
13 under the contract and interest on such amount at the
14 rate described in subsection (c).

15 (c) BREACH AFTER COMPLETING A PROGRAM OF
16 EDUCATION OR TRAINING.—If (for any reason not speci-
17 fied in subsection (a)) an individual fails either to begin
18 the term of service in the Citizens Corps agreed to by the
19 individual or to complete such term of service, the United
20 States shall be entitled to recover from the individual an
21 amount determined in accordance with the formula

$$22 \quad \quad \quad A = 3y(t-s/t)$$

23 in which—

24 (1) “A” is the amount the United States is en-
25 titled to recover;

1 (2) “Y” is the sum of the amounts paid under
2 this subtitle to or on behalf of the individual and the
3 interest on such amounts which would be payable if
4 at the time the amounts were paid they were loans
5 bearing interest at the maximum legal prevailing
6 rate, as determined by the Treasurer of the United
7 States;

8 (3) “t” is the total number of months in the in-
9 dividual’s term of service; and

10 (4) “s” is the number of months of such term
11 of service served by the individual.

12 (d) PAYMENT OF AMOUNTS.—

13 (1) TIME FOR PAYMENT.—Any amount that the
14 United States is entitled to recover under this sec-
15 tion shall, within the one-year period beginning on
16 the date of the breach of the written contract (or
17 such longer period beginning on such date as speci-
18 fied by the Commission), be paid to the United
19 States.

20 (2) EXCESSIVE DELAY.—If any amount de-
21 scribed in paragraph (1) is delinquent for three or
22 more months, the Commission shall, for the purpose
23 of recovering such amount—

1 (A) utilize collection agencies contracted
2 with by the Administrator of the General
3 Services Administration; or

4 (B) enter into contracts for the recovery of
5 such damages with collection agencies selected
6 by the Commission.

7 (3) CONDITIONS OF COLLECTION CON-
8 TRACTS.—Each contract referred to in paragraph
9 (2) shall provide that the contractor will submit to
10 the Commission not less than once every 180 days
11 a status report on the success of the contractor in
12 collecting such damages. Section 3718 of title 31,
13 United States Code, shall apply to any such contract
14 to the extent not inconsistent with this subsection.

15 (e) DISCLOSURE OF DELINQUENT PAYMENTS.—To
16 the extent not otherwise prohibited by law, the Commis-
17 sion shall disclose to all appropriate credit reporting agen-
18 cies information relating to amounts of more than \$100
19 that—

20 (1) the United States is entitled to recover
21 under this section; and

22 (2) are delinquent by more than 60 days or
23 such longer period as is determined by the
24 Commission.

1 **Subtitle D—Administration of the**
2 **Citizens Corps With Regard to**
3 **Service in the Armed Forces**

4 **SEC. 241. ADMINISTRATION OF THE CITIZENS CORPS WITH**
5 **REGARD TO SERVICE IN THE ARMED FORCES.**

6 (a) RESPONSIBILITY OF SECRETARY OF DEFENSE.—
7 The Secretary of Defense shall be responsible for admin-
8 istering the Citizens Corps with regard to service by mem-
9 bers of the Citizens Corps in the Armed Forces.

10 (b) RULEMAKING.—Not later than 60 days after the
11 date of the enactment of this Act, the Secretary shall issue
12 rules to carry out this subtitle.

13 **SEC. 242. DEFERRED ENLISTMENT.**

14 (a) SENIOR RESERVE OFFICERS' TRAINING CORPS
15 PROGRAM.—The Secretary concerned, in consultation
16 with the Secretary of Defense, shall expand the Senior Re-
17 serve Officers' Training Corps program under chapter 103
18 of title 10, United States Code, so that a certain number
19 of the individuals (as determined by the Secretary con-
20 cerned) who are eligible to enlist for service in the Armed
21 Forces as a member of the Citizens Corps under section
22 102(b) may, before performing a service obligation se-
23 lected under section 103(b), receive the financial assist-
24 ance provided to members of the Citizens Corps under sec-
25 tion 304 to assist such individuals pursue a program of

1 education or training at an educational institution or
2 training establishment.

3 (b) OPERATION OF PROGRAM.—The Secretary con-
4 cerned shall operate the Senior Reserve Officers' Training
5 Corps Program with regard to individuals referred to in
6 subsection (a) in the manner provided in subtitle C.

7 **SEC. 243. REPORTS.**

8 (a) REQUIRED.—On or before May 15 of each cal-
9 endar year, the Secretary of Defense shall submit to the
10 President a report describing the operation of the Citizen
11 Corps with regard to service in the Armed Forces and the
12 activities of the Secretary in administering such service
13 during the fiscal year ending September 30 of the preced-
14 ing calendar year, and the President shall transmit such
15 report to the Congress.

16 (b) CONTENT OF REPORT.—(1) Each report shall in-
17 clude a comprehensive and detailed description of the op-
18 erations, activities, financial condition, and accomplish-
19 ments of the Citizens Corps with regard to service in the
20 Armed Forces during the fiscal year covered by such re-
21 port and such recommendations as the Secretary considers
22 appropriate.

23 (2) In the first 5 reports submitted under subsection
24 (a), the Secretary shall specify—

1 (A) the anticipated number of national service
2 positions that will be available in the Armed Forces
3 for members of the Citizens Corps in the fiscal year
4 beginning in the calendar year in which such report
5 is submitted; and

6 (B) the anticipated cost of operating the Citi-
7 zens Corps with regard to service in the Armed
8 Forces for such fiscal year.

9 **TITLE III—BENEFITS FOR PAR-**
10 **TICIPATING IN THE CITIZENS**
11 **CORPS**

12 **SEC. 301. STIPEND AND SUPPORT SERVICES FOR MEMBERS**
13 **OF THE CIVILIAN SERVICE AND SENIOR**
14 **SERVICE.**

15 (a) CIVILIAN SERVICE.—

16 (1) STIPEND.—The State shall provide a sti-
17 pend of \$100 per week to each member of the Civil-
18 ian Service of the Citizens Corps performing service
19 in the State (except members placed with a Federal
20 agency) while such member is in training and pro-
21 viding full-time service during the term of service of
22 such member. If a member of the Civilian Service is
23 placed with a Federal agency, such agency shall be
24 responsible for providing a stipend of \$100 per week
25 to such member while such member is in training

1 and providing full-time service with such agency
2 during the term of service of such member.

3 (2) HEALTH COVERAGE.—The Commission
4 shall provide each member of the Civilian Service of
5 the Citizens Corps with health insurance.

6 (3) OTHER SUPPORT.—The Commission may
7 provide such other assistance as the Commission
8 considers necessary and appropriate for a member of
9 the Civilian Service of the Citizens Corps to carry
10 out the service obligation of such member.

11 (b) SENIOR SERVICE.—

12 (1) HOURLY WAGE.—The State or Federal
13 agency, as the case may be, shall pay to each mem-
14 ber of the Senior Service performing service in the
15 State or with the agency an hourly wage as deter-
16 mined by rule by the Commission.

17 (2) OTHER SUPPORT.—The Commission may
18 provide such other assistance as the Commission
19 considers necessary and appropriate for a member of
20 the Senior Service to carry out the service obligation
21 of such member.

22 **SEC. 302. COMPENSATION FOR MEMBERS OF THE CITIZENS**
23 **CORPS SERVING IN THE ARMED FORCES.**

24 (a) AMOUNT OF COMPENSATION.—Notwithstanding
25 any other provision of law, a member of the Citizens Corps

1 serving in the Armed Forces shall receive basic pay, basic
2 allowance for subsistence, basic allowance for quarters at
3 66 percent of the rate applicable to other members of the
4 Armed Forces with the same pay grade and years of
5 service.

6 (b) LIMITATIONS.—A member of the Citizens Corps
7 serving in the Armed Forces, or a graduate of such serv-
8 ice, shall not be eligible to receive benefits under chapters
9 106, 107, and 109 of title 10, United States Code, or
10 chapters 30, 32, 34, 36, or 37 of title 38, United States
11 Code, as a result of such service.

12 **SEC. 303. EDUCATIONAL AND HOUSING BENEFITS FOR**
13 **MEMBERS OF THE CIVILIAN SERVICE OF THE**
14 **CITIZENS CORPS.**

15 (a) AMOUNT OF FINANCIAL ASSISTANCE.—An indi-
16 vidual who successfully completes a term of service as a
17 member of the Civilian Service of the Citizens Corps shall
18 be eligible to receive financial assistance pursuant to sec-
19 tion 305 or 306 in an amount not to exceed \$10,000 for
20 each year of such term to assist such individual—

21 (1) pursue a program of education or training
22 at an educational institution or training establish-
23 ment; or

1 (2) purchase or construct a dwelling to be
2 owned and occupied by such individual as the
3 primary residence of such individual.

4 (b) PARTIAL COMPLETION OF TERM OF SERVICE.—

5 If the Commission releases an individual from completing
6 a term of service in the Civilian Service for compelling per-
7 sonal circumstances for just cause shown by such member,
8 the Commission may provide such individual with a por-
9 tion of the financial assistance specified in subsection (a)
10 corresponding to the amount of the service obligation
11 completed by such individual.

12 **SEC. 304. EDUCATIONAL AND HOUSING BENEFITS FOR**
13 **MEMBERS OF THE CITIZENS CORPS SERVING**
14 **IN THE ARMED FORCES.**

15 (a) ACTIVE DUTY IN THE ARMED FORCES.—

16 (1) ELIGIBILITY.—A member of the Citizens
17 Corps serving in the Armed Forces pursuant to sec-
18 tion 103(b)(1) who is released from active duty after
19 two years of service (characterized by the Secretary
20 concerned as honorable service) on active duty shall
21 be eligible for the financial assistance specified in
22 paragraph (2) on the condition that—

23 (A) the member agrees to complete the
24 service obligation selected by such member; and

1 (B) such further service is characterized by
2 the Secretary concerned as honorable service.

3 (2) AMOUNT OF BENEFITS.—The financial as-
4 sistance referred to in paragraph (1) shall be pro-
5 vided pursuant to section 305 or 306 in an amount
6 not to exceed \$24,000 to assist such member—

7 (A) pursue a program of education or
8 training at an educational institution or train-
9 ing establishment; or

10 (B) purchase or construct a dwelling to be
11 owned and occupied by such individual as the
12 primary residence of such individual.

13 (b) SERVICE IN THE SELECTED RESERVE.—

14 (1) ELIGIBILITY.—A member of the Citizens
15 Corps serving in a reserve component of the Armed
16 Forces pursuant to section 103(b)(2) is eligible for
17 the financial assistance specified in paragraph (2)—

18 (A) after the member serves one year in
19 the Selected Reserve during which the member
20 participates satisfactorily in training as pre-
21 scribed by the Secretary concerned; and

22 (B) on the condition that the member
23 agrees to complete the service obligation se-
24 lected by such member and such service is char-

1 acterized by the Secretary concerned as honor-
2 able service.

3 (2) AMOUNT OF BENEFITS.—The financial as-
4 sistance referred to in paragraph (1) shall be pro-
5 vided pursuant to section 305 or 306 in an amount
6 not to exceed \$12,000 to assist such member—

7 (A) pursue a program of education or
8 training at an educational institution or train-
9 ing establishment; or

10 (B) purchase or construct a dwelling to be
11 owned and occupied by such individual as the
12 primary residence of such individual.

13 (c) PARTIAL COMPLETION OF TERM OF SERVICE.—
14 If the Secretary of Defense releases a member of the Citi-
15 zens Corps from completing a service obligation in the
16 Armed Forces with an honorable discharge, the Secretary
17 of Veterans Affairs may provide such member with a por-
18 tion of the financial assistance such individual would have
19 otherwise been entitled to corresponding to the amount of
20 the service obligation completed by such individual.

21 **SEC. 305. PROVISION OF EDUCATIONAL BENEFITS.**

22 (a) CIVILIAN SERVICE.—The Commission (in con-
23 sultation with the Secretary of Veterans Affairs) shall ad-
24 minister the provision of financial assistance under section
25 303 for individuals pursuing a program of education or

1 training at an educational institution or training establish-
2 ment.

3 (b) SERVICE IN THE ARMED FORCES.—The Sec-
4 retary of Veterans Affairs (in consultation with the Com-
5 mission) shall administer the provision of financial assist-
6 ance under section 304 for individuals pursuing a program
7 of education or training at an educational institution or
8 training establishment.

9 (c) METHOD OF PROVIDING ASSISTANCE.—The
10 Commission and Secretary shall administer the provision
11 of educational benefits to an individual who is eligible for
12 financial assistance under section 303 or 304 in the man-
13 ner provided in sections 1663, 1670, 1671, 1673, 1674,
14 1676, 1682(g), and 1683 of title 38, United States Code,
15 and in subchapters I and II of chapter 36 of such title.

16 (d) USE OF ASSISTANCE.—Assistance provided under
17 section 303 or 304 as educational benefits may be used—

18 (1) to pay tuition, fees, books, supplies, equip-
19 ment, room and board, and other costs determined
20 by the Commission to be necessary to accomplish a
21 program of education or training at an educational
22 institution or training establishment; or

23 (2) to repay student loans that are—

24 (A) incurred by or on behalf of the individ-
25 ual eligible to receive the assistance; and

1 (B) insured or guaranteed under part B of
2 title IV of the Higher Education Act of 1965
3 (20 U.S.C. 1071 et seq.) or made under part E
4 of such title (20 U.S.C. 1087 et seq.).

5 **SEC. 306. PROVISION OF HOUSING BENEFITS.**

6 (a) CIVILIAN SERVICE.—The Commission (in con-
7 sultation with the Secretary of Veterans Affairs) shall—

8 (1) establish a program by which an individual
9 eligible for financial assistance under section 303
10 may use all or part of such assistance to purchase
11 or construct a dwelling to be owned and occupied by
12 the individual as the primary residence of such indi-
13 vidual; and

14 (2) monitor the implementation of such pro-
15 gram.

16 (b) SERVICE IN THE ARMED FORCES.—The Sec-
17 retary of Veterans Affairs (in consultation with the
18 Commission) shall—

19 (1) establish a program by which an individual
20 eligible for financial assistance under section 304
21 may use all or part of such assistance to purchase
22 or construct a dwelling to be owned and occupied by
23 the individual as the primary residence of such
24 individual; and

1 (2) monitor the implementation of such pro-
2 gram.

3 **SEC. 307. TIME LIMITATION ON THE USE OF ASSISTANCE.**

4 (a) IN GENERAL.—No assistance under section 303
5 or 304 may be provided an individual after the end of the
6 10-year period beginning on the date the term of service
7 of such individual is completed.

8 (b) EXCEPTION.—Subsection (a) shall not apply if
9 the Secretary of Veterans Affairs or the Commission, as
10 the case may be, determines on an individual basis that
11 an individual was unavoidably prevented from using such
12 assistance during such time period.

13 **SEC. 308. EXCLUSION OF ASSISTANCE FROM GROSS IN-**
14 **COME.**

15 (a) EXCLUSION.—For purposes of section 61 of the
16 Internal Revenue Code of 1986 (26 U.S.C. 61), in the case
17 of an individual, gross income shall not include any
18 amount received as assistance under section 303 or 304.

19 (b) NEED ANALYSIS FOR STUDENT ASSISTANCE.—
20 Notwithstanding subsection (a), amounts available as as-
21 sistance under section 303 or 304 shall be considered
22 when determining family contribution for purposes of a
23 financial need analysis under title IV of the Higher
24 Education Act of 1965 (20 U.S.C. 1070 et seq.).

1 **SEC. 309. RECOUPMENT OF ASSISTANCE.**

2 (a) FAILURE TO COMPLETE SERVICE OBLIGATION IN
3 THE ARMED FORCES.—The Secretary of Veterans Affairs
4 shall establish by rule a system to recoup financial assist-
5 ance provided under section 304 and used by a member
6 of the Citizens Corps serving in the Armed Forces or a
7 reserve component of the Armed Forces in cases in which
8 the individual fails to honorably complete the required
9 service obligation.

10 (b) CALCULATION AND COLLECTION.—The amount
11 recouped under subsection (a) shall be calculated and
12 collected in the manner provided in section 236.

13 **SEC. 310. REPORTS.**

14 (a) REQUIRED.—(1) The Secretary of Veterans Af-
15 fairs and the Commission shall submit to the Congress
16 at least once every two years a joint report on the provi-
17 sion of financial assistance under sections 303 and 304.

18 (2) The first report required by paragraph (1) shall
19 be submitted not later than January 1, 1994.

20 (b) CONTENTS OF REPORT.—Each report submitted
21 under subsection (a) shall include—

22 (1) an assessment of the extent to which the fi-
23 nancial assistance provided under sections 303 and
24 304 is adequate to induce individuals to serve in the
25 Citizens Corps and complete their terms of service;

1 (2) the amount of such assistance utilized dur-
2 ing the period covered by such report; and

3 (3) such recommendations for legislative
4 changes regarding the provision of such assistance
5 to members of the Citizens Corps and individuals
6 who have successfully completed their terms of serv-
7 ice in the Citizens Corps as the Secretary and
8 Commission consider appropriate.

9 **TITLE IV—MISCELLANEOUS**
10 **PROVISIONS**

11 **SEC. 401. EDUCATIONAL AND HOUSING BENEFITS FOR PAR-**
12 **TICIPANTS IN THE PEACE CORPS AND VISTA.**

13 (a) BENEFITS ALLOWED.—Subject to subsection (b),
14 an individual who is not a member of the Civilian Service
15 of the Citizens Corps but who successfully completes a
16 term of service in the Peace Corps or VISTA after the
17 effective date of this Act shall be entitled to financial as-
18 sistance under section 303 in the same manner as a mem-
19 ber of the Civilian Service.

20 (b) REDUCTION OF BENEFITS.—The Commission
21 shall reduce the amount of financial assistance available
22 to a former Peace Corps or VISTA volunteer under sub-
23 section (a) to reflect the amount of compensation received
24 by such volunteer over and above the stipend provided to
25 members of the Civilian Service.

1 **SEC. 402. AUTHORIZATION OF APPROPRIATIONS.**

2 There is authorized to be appropriated to the Com-
3 mission to carry out this Act:

4 (1) \$ _____ for fiscal year 1994.

5 (2) \$ _____ for fiscal year 1995.

6 (3) \$ _____ for fiscal year 1996.

7 (4) Such sums as may be necessary for each
8 fiscal year thereafter.

9 **SEC. 403. EFFECTIVE DATE.**

10 This Act shall take effect on October 1, 1993.

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