

107TH CONGRESS
2^D SESSION

H. CON. RES. 503

CONCURRENT RESOLUTION

1 *Resolved by the House of Representatives (the Senate*
2 *concurring)*, That in the enrollment of the bill (H.R.
3 2215), An Act to authorize appropriations for the Depart-
4 ment of Justice for fiscal year 2002, and for other pur-

1 poses, the Clerk of the House of Representatives shall cor-
 2 rect the bill by amending—

3 (1) section 206 of the bill by inserting “the 1st
 4 place it appears” after “ ‘or complaint’ ”,

5 (2) section 2201(b) of the bill by striking “1
 6 year” and inserting “2 years”,

7 (3) section 2501 of the bill to read as follows:

8 **“SEC. 2501. AMENDMENT TO CONTROLLED SUBSTANCES**
 9 **ACT.**

10 “Section 303(g)(2) of the Controlled Substances Act
 11 (21 U.S.C. 823(g)(2)) is amended—

12 “(1) in subparagraph (I), by striking ‘on Octo-
 13 ber 17, 2000,’ and all that follows through ‘such
 14 drugs,’ and inserting ‘on the date of approval by the
 15 Food and Drug Administration of a drug in schedule
 16 III, IV, or V, a State may not preclude a practi-
 17 tioner from dispensing or prescribing such drug, or
 18 combination of such drugs,’; and

19 “(2) in subparagraph (J)(i), by striking ‘Octo-
 20 ber 17, 2000,’ and inserting ‘the date referred to in
 21 subparagraph (I),’ ”,

22 (4) subsection (j) of section 1512 of title 18 of
 23 the United States Code, as added by section
 24 3001(a)(3) of the bill, by striking “(j)” and insert-
 25 ing “(k)”,

1 (5) section 3001 of the bill—

2 (A) in subsection (c)(1) by striking
3 “(c)(2)” and inserting “(d)(2)”, and

4 (B) by striking subsection (d),

5 (6) section 4003(b)(3) of the bill by striking
6 “and inserting ‘services contract made,’ ”,

7 (7) section 11006(3) of the bill by striking
8 “20110(2)” and inserting “200110(2)”,

9 (8) section 11009 of the bill—

10 (A) in subsection (b)(5) by striking
11 “7,200” and inserting “1,500”, and

12 (B) by adding at the end the following:

13 “(3) PENALTIES.—Section 924(a) of title 18,
14 United States Code, is amended by adding at the
15 end the following:

16 “ ‘(7) Whoever knowingly violates section 931 shall
17 be fined under this title, imprisoned not more than 3
18 years, or both.’ .

19 “(f) DONATION OF FEDERAL SURPLUS BODY
20 ARMOR.—

21 “(1) DEFINITIONS.—In this subsection, the
22 terms ‘Federal agency’ and ‘surplus property’ have
23 the meanings given such terms under section 3 of
24 the Federal Property and Administrative Services
25 Act of 1949 (40 U.S.C. 472).

1 “(2) DONATION OF BODY ARMOR.—Notwith-
2 standing section 203 of the Federal Property and
3 Administrative Services Act of 1949 (40 U.S.C.
4 484), the head of a Federal agency may donate body
5 armor directly to any State or local law enforcement
6 agency, if such body armor—

7 “(A) is in serviceable condition;

8 “(B) is surplus property; and

9 “(C) meets or exceeds the requirements of
10 National Institute of Justice Standard 0101.03
11 (as in effect on the date of enactment of this
12 Act).

13 “(3) NOTICE TO ADMINISTRATOR.—The head of
14 a Federal agency who donates body armor under
15 this subsection shall submit to the Administrator of
16 General Services a written notice identifying the
17 amount of body armor donated and each State or
18 local law enforcement agency that received the body
19 armor.

20 “(4) DONATION BY CERTAIN OFFICERS.—

21 “(A) DEPARTMENT OF JUSTICE.—In the
22 administration of this subsection with respect to
23 the Department of Justice, in addition to any
24 other officer of the Department of Justice des-
25 ignated by the Attorney General, the following

1 officers may act as the head of a Federal agen-
2 cy:

3 “(i) The Administrator of the Drug
4 Enforcement Administration.

5 “(ii) The Director of the Federal Bu-
6 reau of Investigation.

7 “(iii) The Commissioner of the Immi-
8 gration and Naturalization Service.

9 “(iv) The Director of the United
10 States Marshals Service.

11 “(B) DEPARTMENT OF THE TREASURY.—
12 In the administration of this subsection with re-
13 spect to the Department of the Treasury, in ad-
14 dition to any other officer of the Department of
15 the Treasury designated by the Secretary of the
16 Treasury, the following officers may act as the
17 head of a Federal agency:

18 “(A) The Director of the Bureau of
19 Alcohol, Tobacco, and Firearms.

20 “(B) The Commissioner of Customs.

21 “(C) The Director of the United
22 States Secret Service.

23 “(5) NO LIABILITY.—Notwithstanding any
24 other provision of law, the United States shall not
25 be liable for any harm occurring in connection with

1 the use or misuse of any body armor donated under
2 this subsection.”,

3 (9) section 11011(b) of the bill by striking “1
4 year” and inserting “2 years”,

5 (10) section 11016 of the bill by striking “of
6 1953”,

7 (11) section 11017(c) of the bill by striking
8 “section 1 of this legislation” and inserting “sub-
9 section (a)”,

10 (12) Rule 16 of the Federal Rules of Criminal
11 Procedure—

12 (A) in subdivision (a)(1)(G) of such Rule,
13 as amended by section 11019(b)(1) of the bill—

14 (i) by striking “Government” each
15 place it appears and inserting “govern-
16 ment”,

17 (ii) by striking “shall” each place it
18 appears and inserting “must”, and

19 (iii) by striking “medical” and insert-
20 ing “mental”, and

21 (B) in subdivision (b)(1)(C) of such Rule,
22 as amended by section 11019(b)(2) of the bill—

23 (i) by striking “Government” each
24 place it appears and inserting “govern-
25 ment”,

1 (ii) by striking “Government’s” and
2 inserting “government’s”, and

3 (iii) by striking “shall” each place it
4 appears and inserting “must”,

5 (13) part R of the Omnibus Crime Control and
6 Safe Streets Act of 1968, as added by section 12102
7 of the bill—

8 (A) in subsections (a)(2) and (b)(1)(B) of
9 section 1802 of such part by striking “sub-
10 section (c)” and inserting “subsection (d)”, and

11 (B) in section 1808(b) of such part by
12 striking “90” and inserting “120”, and

13 (14) section 5037(b) of title 18 of the United
14 States Code, as amended by section 12301(2)(B) of
15 the bill, by striking “imprisonment” and inserting
16 “official detention”.

Passed the House of Representatives October 8,
2002.

Attest:

Clerk.

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CONCURRENT RESOLUTION

Directing the Clerk of the House of Representatives
to correct the enrollment of the bill H.R. 2215.