

107TH CONGRESS  
1ST SESSION

# H. R. 2620

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IN THE HOUSE OF REPRESENTATIVES

AUGUST 2, 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]

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## AN ACT

Making appropriations for the Departments of Veterans Affairs and Housing and Urban Development, and for sundry independent agencies, boards, commissions, corporations, and offices 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       Departments of Veteran Affairs and Housing and Urban  
6       Development, and for sundry independent agencies,  
7       boards, commissions, corporations, and offices for the fis-  
8       cal year ending September 30, 2002, and for other pur-  
9       poses, namely:

## 1 TITLE I—DEPARTMENT OF VETERANS AFFAIRS

## 2 VETERANS BENEFITS ADMINISTRATION

## 3 COMPENSATION AND PENSIONS

## 4 (INCLUDING TRANSFERS OF FUNDS)

5 For the payment of compensation benefits to or on  
6 behalf of veterans and a pilot program for disability ex-  
7 aminations as authorized by law (38 U.S.C. 107, chapters  
8 11, 13, 18, 51, 53, 55, and 61); pension benefits to or  
9 on behalf of veterans as authorized by law (38 U.S.C.  
10 chapters 15, 51, 53, 55, and 61; 92 Stat. 2508); and bur-  
11 ial benefits; emergency and other officers' retirement pay;  
12 adjusted-service credits and certificates; payment of pre-  
13 miums due on commercial life insurance policies guaran-  
14 teed under the provisions of article IV of the Soldiers' and  
15 Sailors' Civil Relief Act of 1940 (50 U.S.C. App. 540 et  
16 seq.) and for other benefits as authorized by law (38  
17 U.S.C. 107, 1312, 1977, and 2106, chapters 23, 51, 53,  
18 55, and 61; 50 U.S.C. App. 540–548; 43 Stat. 122, 123;  
19 45 Stat. 735; 76 Stat. 1198), \$24,944,288,000, to remain  
20 available until expended: *Provided*, That not to exceed  
21 \$17,940,000 of the amount appropriated under this head-  
22 ing shall be reimbursed to “General operating expenses”  
23 and “Medical care” for necessary expenses in imple-  
24 menting those provisions authorized in the Omnibus  
25 Budget Reconciliation Act of 1990, and in the Veterans’  
26 Benefits Act of 1992 (38 U.S.C. chapters 51, 53, and 55);

1 the funding source for which is specifically provided as the  
 2 “Compensation and pensions” appropriation: *Provided*  
 3 *further*, That such sums as may be earned on an actual  
 4 qualifying patient basis, shall be reimbursed to “Medical  
 5 facilities revolving fund” to augment the funding of indi-  
 6 vidual medical facilities for nursing home care provided  
 7 to pensioners as authorized.

#### 8 READJUSTMENT BENEFITS

9 For the payment of readjustment and rehabilitation  
 10 benefits to or on behalf of veterans as authorized by law  
 11 (38 U.S.C. chapters 21, 30, 31, 34, 35, 36, 39, 51, 53,  
 12 55, and 61), \$2,135,000,000, to remain available until ex-  
 13 pended: *Provided*, That expenses for rehabilitation pro-  
 14 gram services and assistance which the Secretary is au-  
 15 thorized to provide under section 3104(a) of title 38,  
 16 United States Code, other than under subsection (a)(1),  
 17 (2), (5) and (11) of that section, shall be charged to this  
 18 account.

#### 19 VETERANS INSURANCE AND INDEMNITIES

20 For military and naval insurance, national service life  
 21 insurance, servicemen’s indemnities, service-disabled vet-  
 22 erans insurance, and veterans mortgage life insurance as  
 23 authorized by 38 U.S.C. chapter 19; 70 Stat. 887; 72  
 24 Stat. 487, \$26,200,000, to remain available until ex-  
 25 pended.

1 VETERANS HOUSING BENEFIT PROGRAM FUND PROGRAM  
 2 ACCOUNT

3 (INCLUDING TRANSFER OF FUNDS)

4 For the cost of direct and guaranteed loans, such  
 5 sums as may be necessary to carry out the program, as  
 6 authorized by 38 U.S.C. chapter 37, as amended: *Pro-*  
 7 *vided*, That such costs, including the cost of modifying  
 8 such loans, shall be as defined in section 502 of the Con-  
 9 gressional Budget Act of 1974, as amended: *Provided fur-*  
 10 *ther*, That during fiscal year 2002, within the resources  
 11 available, not to exceed \$300,000 in gross obligations for  
 12 direct loans are authorized for specially adapted housing  
 13 loans.

14 In addition, for administrative expenses to carry out  
 15 the direct and guaranteed loan programs, \$164,497,000,  
 16 which may be transferred to and merged with the appro-  
 17 priation for "General operating expenses".

18 EDUCATION LOAN FUND PROGRAM ACCOUNT

19 (INCLUDING TRANSFER OF FUNDS)

20 For the cost of direct loans, \$1,000, as authorized  
 21 by 38 U.S.C. 3698, as amended: *Provided*, That such  
 22 costs, including the cost of modifying such loans, shall be  
 23 as defined in section 502 of the Congressional Budget Act  
 24 of 1974, as amended: *Provided further*, That these funds  
 25 are available to subsidize gross obligations for the prin-  
 26 cipal amount of direct loans not to exceed \$3,400.

7 For the cost of direct loans, \$72,000, as authorized  
8 by 38 U.S.C. chapter 31, as amended: *Provided*, That such  
9 costs, including the cost of modifying such loans, shall be  
10 as defined in section 502 of the Congressional Budget Act  
11 of 1974, as amended: *Provided further*, That funds made  
12 available under this heading are available to subsidize  
13 gross obligations for the principal amount of direct loans  
14 not to exceed \$3,301,000.

In addition, for administrative expenses necessary to carry out the direct loan program, \$274,000, which may be transferred to and merged with the appropriation for “General operating expenses”.

For administrative expenses to carry out the direct loan program authorized by 38 U.S.C. chapter 37, subchapter V, as amended, \$544,000, which may be trans-

1 ferred to and merged with the appropriation for “General  
2 operating expenses”.

3       ~~GUARANTEED TRANSITIONAL HOUSING LOANS FOR~~  
4               ~~HOMELESS VETERANS PROGRAM ACCOUNT~~

5       For the administrative expenses to carry out the  
6 guaranteed transitional housing loan program authorized  
7 by 38 U.S.C. chapter 37, subchapter VI, not to exceed  
8 \$750,000 of the amounts appropriated by this Act for  
9 “General operating expenses” and “Medical care” may be  
10 expended.

11               ~~VETERANS HEALTH ADMINISTRATION~~  
12                       ~~MEDICAL CARE~~

13       For necessary expenses for the maintenance and op-  
14 eration of hospitals, nursing homes, and domiciliary facili-  
15 ties; for furnishing, as authorized by law, inpatient and  
16 outpatient care and treatment to beneficiaries of the De-  
17 partment of Veterans Affairs, including care and treat-  
18 ment in facilities not under the jurisdiction of the depart-  
19 ment; and furnishing recreational facilities, supplies, and  
20 equipment; funeral, burial, and other expenses incidental  
21 thereto for beneficiaries receiving care in the department;  
22 administrative expenses in support of planning, design,  
23 project management, real property acquisition and disposi-  
24 tion, construction and renovation of any facility under the  
25 jurisdiction or for the use of the department; oversight,

1 engineering and architectural activities not charged to  
 2 project cost; repairing, altering, improving or providing fa-  
 3 cilities in the several hospitals and homes under the juris-  
 4 diction of the department, not otherwise provided for, ei-  
 5 ther by contract or by the hire of temporary employees  
 6 and purchase of materials; uniforms or allowances there-  
 7 for, as authorized by 5 U.S.C. 5901–5902; aid to State  
 8 homes as authorized by 38 U.S.C. 1741; administrative  
 9 and legal expenses of the department for collecting and  
 10 recovering amounts owed the department as authorized  
 11 under 38 U.S.C. chapter 17, and the Federal Medical  
 12 Care Recovery Act, 42 U.S.C. 2651 et seq.,  
 13 \$21,281,587,000 (increased by \$1,000,000), plus reim-  
 14 bursements: *Provided*, That of the funds made available  
 15 under this heading, \$900,000,000 is for the equipment  
 16 and land and structures object classifications only, which  
 17 amount shall not become available for obligation until Au-  
 18 gust 1, 2002, and shall remain available until September  
 19 30, 2003: *Provided further*, That of the funds made avail-  
 20 able under this heading, not to exceed \$500,000,000 shall  
 21 be available until September 30, 2003: *Provided further*,  
 22 That of the funds made available under this heading, not  
 23 to exceed \$3,000,000,000 shall be available for operations  
 24 and maintenance expenses of medical facilities: *Provided*  
 25 *further*, That the Secretary of Veterans Affairs shall con-

1 duct by contract a program of recovery audits for the fee  
 2 basis and other medical services contracts with respect to  
 3 payments for hospital care; and, notwithstanding 31  
 4 U.S.C. 3302(b), amounts collected, by setoff or otherwise,  
 5 as the result of such audits shall be available, without fis-  
 6 cal year limitation, for the purposes for which funds are  
 7 appropriated under this heading and the purposes of pay-  
 8 ing a contractor a percent of the amount collected as a  
 9 result of an audit carried out by the contractor: *Provided*  
 10 *further*, That all amounts so collected under the preceding  
 11 proviso with respect to a designated health care region (as  
 12 that term is defined in 38 U.S.C. 1729A(d)(2)) shall be  
 13 allocated, net of payments to the contractor, to that re-  
 14 gion.

15 MEDICAL CARE COLLECTIONS FUND

16 (INCLUDING TRANSFER OF FUNDS)

17 Amounts deposited during the current fiscal year in  
 18 the Department of Veterans Affairs Medical Care Collec-  
 19 tions Fund under section 1729A of title 38, United States  
 20 Code, shall be transferred to “Medical care”, to remain  
 21 available until expended.

22 MEDICAL AND PROSTHETIC RESEARCH

23 For necessary expenses in carrying out programs of  
 24 medical and prosthetic research and development as au-  
 25 thorized by 38 U.S.C. chapter 73, to remain available for



1 obligation until September 30, 2003, \$371,000,000, plus  
 2 reimbursements.

3 MEDICAL ADMINISTRATION AND MISCELLANEOUS  
 4 OPERATING EXPENSES

5 For necessary expenses in the administration of the  
 6 medical, hospital, nursing home, domiciliary, construction,  
 7 supply, and research activities, as authorized by law; ad-  
 8 ministrative expenses in support of capital policy activi-  
 9 ties, \$66,731,000, plus reimbursements: *Provided*, That  
 10 technical and consulting services offered by the Facilities  
 11 Management Field Service, including project management  
 12 and real property administration (including leases, site ac-  
 13 quisition and disposal activities directly supporting  
 14 projects), shall be provided to Department of Veterans Af-  
 15 fairs components only on a reimbursable basis.

16 DEPARTMENTAL ADMINISTRATION  
 17 GENERAL OPERATING EXPENSES

18 For necessary operating expenses of the Department  
 19 of Veterans Affairs, not otherwise provided for, including  
 20 administrative expenses in support of Department-wide  
 21 capital planning, management and policy activities, uni-  
 22 forms or allowances therefor, not to exceed \$25,000 for  
 23 official reception and representation expenses; hire of pas-  
 24 senger motor vehicles; and reimbursement of the General  
 25 Services Administration for security guard services, and  
 26 the Department of Defense for the cost of overseas em-

1 ployee mail, \$1,195,728,000: *Provided*, That expenses for  
 2 services and assistance authorized under 38 U.S.C.  
 3 3104(a)(1), (2), (5), and (11) that the Secretary deter-  
 4 mines are necessary to enable entitled veterans: (1) to the  
 5 maximum extent feasible, to become employable and to ob-  
 6 tain and maintain suitable employment; or (2) to achieve  
 7 maximum independence in daily living, shall be charged  
 8 to this account: *Provided further*, That of the funds made  
 9 available under this heading, not to exceed \$60,000,000  
 10 shall be available for obligation until September 30, 2003:  
 11 *Provided further*, That from the funds made available  
 12 under this heading, the Veterans Benefits Administration  
 13 may purchase up to four passenger motor vehicles for use  
 14 in operations of that Administration in Manila, Phil-  
 15ippines: *Provided further*, That travel expenses for this ac-  
 16count shall not exceed \$15,665,000.

17 NATIONAL CEMETERY ADMINISTRATION

18 For necessary expenses of the National Cemetery Ad-  
 19 ministration for operations and maintenance, not other-  
 20 wise provided for, including uniforms or allowances there-  
 21 for; cemeterial expenses as authorized by law; purchase  
 22 of one passenger motor vehicle for use in cemeterial oper-  
 23 ations; and hire of passenger motor vehicles,  
 24 \$121,169,000.

1                   OFFICE OF INSPECTOR GENERAL

2           For necessary expenses of the Office of Inspector  
3 General in carrying out the Inspector General Act of 1978,  
4 as amended, \$52,308,000.

5                   CONSTRUCTION, MAJOR PROJECTS

6           For constructing, altering, extending and improving  
7 any of the facilities under the jurisdiction or for the use  
8 of the Department of Veterans Affairs, or for any of the  
9 purposes set forth in sections 316, 2404, 2406, 8102,  
10 8103, 8106, 8108, 8109, 8110, and 8122 of title 38,  
11 United States Code, including planning, architectural and  
12 engineering services, maintenance or guarantee period  
13 services costs associated with equipment guarantees pro-  
14 vided under the project, services of claims analysts, offsite  
15 utility and storm drainage system construction costs, and  
16 site acquisition, where the estimated cost of a project is  
17 \$4,000,000 or more or where funds for a project were  
18 made available in a previous major project appropriation,  
19 \$183,180,000, to remain available until expended, of  
20 which not to exceed \$20,000,000 shall be for costs associ-  
21 ated with land acquisitions for national cemeteries in the  
22 vicinity of Sacramento, California; Pittsburgh, Pennsyl-  
23 vania; and Detroit, Michigan: *Provided*, That except for  
24 advance planning activities, including needs assessments  
25 which may or may not lead to capital investments, and  
26 other capital asset management related activities, such as

1 portfolio development and management activities, and in-  
2 vestment strategy studies funded through the advance  
3 planning fund and the planning and design activities fund-  
4 ed through the design fund and CARES funds, including  
5 needs assessments which may or may not lead to capital  
6 investments, none of the funds appropriated under this  
7 heading shall be used for any project which has not been  
8 approved by the Congress in the budgetary process: *Pro-*  
9 *vided further*, That funds provided in this appropriation  
10 for fiscal year 2002, for each approved project shall be  
11 obligated: (1) by the awarding of a construction docu-  
12 ments contract by September 30, 2002; and (2) by the  
13 awarding of a construction contract by September 30,  
14 2003: *Provided further*, That the Secretary of Veterans Af-  
15 fairs shall promptly report in writing to the Committees  
16 on Appropriations any approved major construction  
17 project for which obligations are not incurred within the  
18 time limitations established under the preceding proviso:  
19 *Provided further*, That no funds from any other account  
20 except the "Parking revolving fund", may be obligated for  
21 constructing, altering, extending, or improving a project  
22 which was approved in the budget process and funded in  
23 this account until 1 year after substantial completion and  
24 beneficial occupancy by the Department of Veterans Af-

1   fairs of the project or any part thereof with respect to  
 2   that part only.

3                               FACILITY REHABILITATION FUND

4       For altering, improving, or rehabilitating facilities  
 5   under the jurisdiction of the Department of Veterans Af-  
 6   fairs, \$300,000,000 to remain available until expended:  
 7   *Provided*, That of the funds made available under this  
 8   heading \$30,000,000 shall be only for projects authorized  
 9   pursuant to section 2(b)(5) of H.R. 811 as passed by the  
 10   House of Representatives on March 27, 2001; and  
 11   \$270,000,000 shall be only for projects achieving the pur-  
 12   poses authorized in sections 2(c)(1), (2), and (3) of H.R.  
 13   811 as passed by the House of Representatives on March  
 14   27, 2001: *Provided further*, That none of the funds under  
 15   this heading may be used for the construction of a new  
 16   building unless a credible assessment, approved by the  
 17   Secretary, demonstrates new construction would be more  
 18   cost-effective than rehabilitating the existing building.

19                               CONSTRUCTION, MINOR PROJECTS

20       For constructing, altering, extending, and improving  
 21   any of the facilities under the jurisdiction or for the use  
 22   of the Department of Veterans Affairs, including planning  
 23   and assessments of needs which may lead to capital invest-  
 24   ments, architectural and engineering services, mainte-  
 25   nance or guarantee period services costs associated with  
 26   equipment guarantees provided under the project, services

1 of claims analysts, offsite utility and storm drainage sys-  
 2 tem construction costs, and site acquisition, or for any of  
 3 the purposes set forth in sections 316, 2404, 2406, 8102,  
 4 8103, 8106, 8108, 8109, 8110, 8122, and 8162 of title  
 5 38, United States Code, where the estimated cost of a  
 6 project is less than \$4,000,000, \$178,900,000, to remain  
 7 available until expended, along with unobligated balances  
 8 of previous "Construction, minor projects" appropriations  
 9 which are hereby made available for any project where the  
 10 estimated cost is less than \$4,000,000, of which  
 11 \$25,000,000 shall be for Capital Asset Realignment for  
 12 Enhanced Services (CARES) activities: *Provided*, That  
 13 from amounts appropriated under this heading, additional  
 14 amounts may be used for CARES activities upon notifica-  
 15 tion of and approval by the Committees on Appropria-  
 16 tions: *Provided further*, That funds in this account shall  
 17 be available for: (1) repairs to any of the nonmedical facili-  
 18 ties under the jurisdiction or for the use of the department  
 19 which are necessary because of loss or damage caused by  
 20 any natural disaster or catastrophe; and (2) temporary  
 21 measures necessary to prevent or to minimize further loss  
 22 by such causes.

#### 23 PARKING REVOLVING FUND

24 For the parking revolving fund as authorized by 38  
 25 U.S.C. 8109, income from fees collected and \$4,000,000  
 26 from the General Fund, both to remain available until ex-

1 pending, which shall be available for all authorized ex-  
 2 penses except operations and maintenance costs, which  
 3 will be funded from “Medical care”.

4 GRANTS FOR CONSTRUCTION OF STATE EXTENDED CARE  
 5 FACILITIES

6 For grants to assist States to acquire or construct  
 7 State nursing home and domiciliary facilities and to re-  
 8 model, modify or alter existing hospital, nursing home and  
 9 domiciliary facilities in State homes, for furnishing care  
 10 to veterans as authorized by ~~38 U.S.C. 8131–8137,~~  
 11 ~~\$100,000,000,~~ to remain available until expended.

12 GRANTS FOR CONSTRUCTION OF STATE VETERANS  
 13 CEMETERIES

14 For grants to aid States in establishing, expanding,  
 15 or improving State veterans cemeteries as authorized by  
 16 ~~38 U.S.C. 2408, \$25,000,000,~~ to remain available until  
 17 expended.

18 ADMINISTRATIVE PROVISIONS

19 (INCLUDING TRANSFER OF FUNDS)

20 ~~SEC. 101.~~ Any appropriation for fiscal year 2002 for  
 21 “Compensation and pensions”, “Readjustment benefits”,  
 22 and “Veterans insurance and indemnities” may be trans-  
 23 ferred to any other of the mentioned appropriations.

24 ~~SEC. 102.~~ Appropriations available to the Depart-  
 25 ment of Veterans Affairs for fiscal year 2002 for salaries

1 and expenses shall be available for services authorized by  
2 5 U.S.C. 3109.

3       ~~SEC. 103.~~ No appropriations in this Act for the De-  
4 partment of Veterans Affairs (except the appropriations  
5 for “Construction, major projects”, “Construction, minor  
6 projects”, and the “Parking revolving fund”) shall be  
7 available for the purchase of any site for or toward the  
8 construction of any new hospital or home.

9       ~~SEC. 104.~~ No appropriations in this Act for the De-  
10 partment of Veterans Affairs shall be available for hos-  
11 pitalization or examination of any persons (except bene-  
12 ficiaries entitled under the laws bestowing such benefits  
13 to veterans, and persons receiving such treatment under  
14 5 U.S.C. 7901–7904 or 42 U.S.C. 5141–5204), unless re-  
15 imbursement of cost is made to the “Medical care” ac-  
16 count at such rates as may be fixed by the Secretary of  
17 Veterans Affairs.

18       ~~SEC. 105.~~ Appropriations available to the Depart-  
19 ment of Veterans Affairs for fiscal year 2002 for “Com-  
20 pensation and pensions”, “Readjustment benefits”, and  
21 “Veterans insurance and indemnities” shall be available  
22 for payment of prior year accrued obligations required to  
23 be recorded by law against the corresponding prior year  
24 accounts within the last quarter of fiscal year 2001.



1       SEC. 106. Appropriations accounts available to the  
2 Department of Veterans Affairs for fiscal year 2002 shall  
3 be available to pay prior year obligations of corresponding  
4 prior year appropriations accounts resulting from title X  
5 of the Competitive Equality Banking Act, Public Law  
6 100-86, except that if such obligations are from trust  
7 fund accounts they shall be payable from “Compensation  
8 and pensions”.

9       SEC. 107. Notwithstanding any other provision of  
10 law, during fiscal year 2002, the Secretary of Veterans  
11 Affairs shall, from the National Service Life Insurance  
12 Fund (38 U.S.C. 1920), the Veterans’ Special Life Insur-  
13 ance Fund (38 U.S.C. 1923), and the United States Gov-  
14 ernment Life Insurance Fund (38 U.S.C. 1955), reim-  
15 burse the “General operating expenses” account for the  
16 cost of administration of the insurance programs financed  
17 through those accounts: *Provided*, That reimbursement  
18 shall be made only from the surplus earnings accumulated  
19 in an insurance program in fiscal year 2002, that are  
20 available for dividends in that program after claims have  
21 been paid and actuarially determined reserves have been  
22 set aside: *Provided further*, That if the cost of administra-  
23 tion of an insurance program exceeds the amount of sur-  
24 plus earnings accumulated in that program, reimburse-  
25 ment shall be made only to the extent of such surplus

1 earnings: *Provided further*, That the Secretary shall deter-  
 2 mine the cost of administration for fiscal year 2002, which  
 3 is properly allocable to the provision of each insurance pro-  
 4 gram and to the provision of any total disability income  
 5 insurance included in such insurance program.

6 SEC. 108. (a)(1) Section 1729B of title 38, United  
 7 States Code, is repealed. Any balance as of the date of  
 8 the enactment of this Act in the Department of Veterans  
 9 Affairs Health Services Improvement Fund established  
 10 under such section shall be transferred to the Department  
 11 of Veterans Affairs Medical Care Collections Fund estab-  
 12 lished under section 1729A of title 38, United States  
 13 Code.

14 (2) The table of sections at the beginning of chapter  
 15 17 of such title is amended by striking the item relating  
 16 to section 1729B.

17 (b) Section 1729A(b) of such title is amended—

18 (1) by redesignating paragraph (7) as para-  
 19 graph (9); and

20 (2) by inserting after paragraph (6) the fol-  
 21 lowing new paragraphs:

22 “(7) Section 8165(a) of this title.

23 “(8) Section 113 of the Veterans Millennium  
 24 Health Care and Benefits Act (Public Law 106–117;  
 25 38 U.S.C. 8111 note).”.

1       ~~(c)(1)~~ Section 1722A(c) of such title is amended—

2           (A) in the first sentence, by striking “under  
3       subsection (a)” and inserting “under this section”;  
4       and

5           (B) by striking the second sentence.

6       ~~(2)~~ Section 8165(a)(1) of such title is amended by  
7       striking “Department of Veterans Affairs Health Services  
8       Improvement Fund established under section 1729B of  
9       this title” and inserting “Department of Veterans Affairs  
10      Medical Care Collections Fund established under section  
11      1729A of this title”.

12      ~~(3)~~ Section 113(b) of the Veterans Millennium  
13      Health Care and Benefits Act (Public Law 106–117; 38  
14      U.S.C. 8111 note) is amended by striking “Department  
15      of Veterans Affairs Health Services Improvement Fund  
16      established under section 1729B of title 38, United States  
17      Code, as added by section 202” and inserting “Depart-  
18      ment of Veterans Affairs Medical Care Collections Fund  
19      established under section 1729A of title 38, United States  
20      Code”.

21      ~~SEC. 109.~~ Notwithstanding any other provision of  
22      law, the Department of Veterans Affairs shall continue the  
23      Franchise Fund pilot program authorized to be estab-  
24      lished by section 403 of Public Law 103–356 until Octo-  
25      ber 1, 2002: *Provided*, That the Franchise Fund, estab-

1 lished by title I of Public Law 104-204 to finance the  
2 operations of the Franchise Fund pilot program, shall con-  
3 tinue until October 1, 2002.

4       ~~SEC. 110.~~ Amounts deducted from enhanced-use  
5 lease proceeds to reimburse an account for expenses in-  
6 curred by that account during a prior fiscal year for pro-  
7 viding enhanced-use lease services, may be obligated dur-  
8 ing the fiscal year in which the proceeds are received.

9       ~~SEC. 111.~~ Funds available in any Department of Vet-  
10 erans Affairs appropriation for fiscal year 2002 or funds  
11 for salaries and other administrative expenses shall also  
12 be available to reimburse the Office of Resolution Manage-  
13 ment and the Office of Employment Discrimination Com-  
14 plaint Adjudication for all services provided at rates which  
15 will recover actual costs but not exceed \$28,555,000 for  
16 the Office of Resolution Management and \$2,383,000 for  
17 the Office of Employment and Discrimination Complaint  
18 Adjudication: *Provided*, That payments may be made in  
19 advance for services to be furnished based on estimated  
20 costs: *Provided further*, that amounts received shall be  
21 credited to “General operating expenses” for use by the  
22 office that provided the service.

1       TITLE H—DEPARTMENT OF HOUSING AND  
2                   URBAN DEVELOPMENT  
3                   PUBLIC AND INDIAN HOUSING  
4                   HOUSING CERTIFICATE FUND  
5       (INCLUDING TRANSFER AND RESCISSION OF FUNDS)

6       For activities and assistance to prevent the involun-  
7 tary displacement of low-income families, the elderly and  
8 the disabled because of the loss of affordable housing  
9 stock, expiration of subsidy contracts (other than con-  
10 tracts for which amounts are provided under another  
11 heading in this Act) or expiration of use restrictions, or  
12 other changes in housing assistance arrangements, and for  
13 other purposes, \$16,334,242,000, of which \$640,000,000  
14 shall be from unobligated balances from amounts recap-  
15 tured from fiscal year 2000 and prior years pursuant to  
16 a reduction in the amounts provided for Annual Contribu-  
17 tions Contract Reserve Accounts, and amounts that are  
18 recaptured in this account to remain available until ex-  
19 pended: *Provided*, That not later than October 1, 2001,  
20 the Department of Housing and Urban Development shall  
21 reduce from 60 days to 30 days the amount of reserve  
22 funds made available to public housing authorities: *Pro-*  
23 *vided further*, That of the total amount provided under  
24 this heading, \$16,125,241,000, of which \$11,285,241,000  
25 and the aforementioned recaptures shall be available on  
26 October 1, 2001 and \$4,200,000,000 shall be available on

1 October 1, 2002, shall be for assistance under the United  
 2 States Housing Act of 1937, as amended (“the Act” here-  
 3 in) (42 U.S.C. 1437): *Provided further*, That the foregoing  
 4 amounts shall be for use in connection with expiring or  
 5 terminating section 8 subsidy contracts, for amendments  
 6 to section 8 subsidy contracts, for enhanced vouchers (in-  
 7 cluding amendments and renewals) under any provision  
 8 of law authorizing such assistance under section 8(t) of  
 9 the Act (47 U.S.C. 1437f(t)), contract administrators, and  
 10 contracts entered into pursuant to section 441 of the  
 11 McKinney-Vento Homeless Assistance Act: *Provided fur-*  
 12 *ther*, That amounts available under the first proviso under  
 13 this heading shall be available for section 8 rental assist-  
 14 ance under the Act: (1) for the relocation and replacement  
 15 of housing units that are demolished or disposed of pursu-  
 16 ant to the Omnibus Consolidated Rescissions and Appro-  
 17 priations Act of 1996 (Public Law 104–134; Stat. 1321–  
 18 269); (2) for the conversion of section 23 projects to as-  
 19 sistance under section 8; (3) for funds to carry out the  
 20 family unification program; (4) for the relocation of wit-  
 21 nesses in connection with efforts to combat crime in public  
 22 and assisted housing pursuant to a request from a law  
 23 enforcement or prosecution agency; (5) for tenant protec-  
 24 tion assistance, including replacement and relocation as-  
 25 sistance; and (6) for the 1-year renewal of section 8 con-

1 tracts for units in a project that is subject to an approved  
 2 plan of action under the Emergency Low Income Housing  
 3 Preservation Act of 1987 or the Low-Income Housing  
 4 Preservation and Resident Homeownership Act of 1990:  
 5 *Provided further*, That of the total amount provided under  
 6 this heading, no less than \$11,000,000 shall be trans-  
 7 ferred to the Working Capital Fund for the development  
 8 and maintenance of information technology systems: *Pro-*  
 9 *vided further*, That of the total amount provided under  
 10 this heading, up to \$197,246,000 shall be made available  
 11 for incremental vouchers under section 8 of the Act, of  
 12 which \$157,334,000 shall be made available on a fair  
 13 share basis to those public housing agencies that have a  
 14 97 percent occupancy rate; and of which \$39,912,000  
 15 shall be made available to nonelderly disabled families af-  
 16 fected by the designation of a public housing development  
 17 under section 7 of the Act, the establishment of pref-  
 18 erences in accordance with section 651 of the Housing and  
 19 Community Development Act of 1992 (42 U.S.C. 13611),  
 20 or the restriction of occupancy to elderly families in ac-  
 21 cordance with section 658 of such Act (42 U.S.C. 13618),  
 22 and to the extent the Secretary determines that such  
 23 amount is not needed to fund applications for such af-  
 24 fected families, to other nonelderly disabled families: *Pro-*  
 25 *vided further*, That up to \$195,600,730 from amounts

1 available under this heading may be made available for  
 2 administrative fees and other expenses to cover the cost  
 3 of administering rental assistance programs under section  
 4 8 of the Act: *Provided further*, That the fee otherwise au-  
 5 thorized under section 8(q) of such Act shall be deter-  
 6 mined in accordance with section 8(q), as in effect imme-  
 7 diately before the enactment of the Quality Housing and  
 8 Work Responsibility Act of 1998: *Provided further*, That  
 9 \$886,000,000 is rescinded from unobligated balances re-  
 10 maining from funds appropriated to the Department of  
 11 Housing and Urban Development under this heading or  
 12 the heading “Annual contributions for assisted housing”  
 13 or any other heading for fiscal year 2001 and prior years:  
 14 *Provided further*, That any such balances governed by re-  
 15 allocation provisions under the statute authorizing the  
 16 program for which the funds were originally appropriated  
 17 shall not be available for this rescission: *Provided further*,  
 18 That the Secretary shall have until September 30, 2002,  
 19 to meet the rescission in the proviso preceding the imme-  
 20 diately preceding proviso: *Provided further*, That any obli-  
 21 gated balances of contract authority that have been termi-  
 22 nated shall be canceled.

23 PUBLIC HOUSING CAPITAL FUND

24 (INCLUDING TRANSFER OF FUNDS)

25 For the Public Housing Capital Fund Program to  
 26 carry out capital and management activities for public



1 housing agencies, as authorized under section 9 of the  
2 United States Housing Act of 1937, as amended (42  
3 U.S.C. 1437g), \$2,555,000,000, to remain available until  
4 September 30, 2003: *Provided*, That, hereafter, notwith-  
5 standing any other provision of law or any failure of the  
6 Secretary of Housing and Urban Development to issue  
7 regulations to carry out section 9(j) of the United States  
8 Housing Act of 1937 (42 U.S.C. 1437g(j)), such section  
9 is deemed to have taken effect on October 1, 1998, and,  
10 except as otherwise provided in this heading, shall apply  
11 to all assistance made available under this same heading  
12 on or after such date: *Provided further*, That of the total  
13 amount provided under this heading, in addition to  
14 amounts otherwise allocated under this heading,  
15 \$262,000,000 shall be allocated for such capital and man-  
16 agement activities only among public housing agencies  
17 that have obligated all assistance for the agency for fiscal  
18 years 1998 and 1999 made available under this same  
19 heading in accordance with the requirements under para-  
20 graphs (1) and (2) of section 9(j) of such Act (except that  
21 the provisions of section 9(j)(4) shall not apply to such  
22 amounts): *Provided further*, That notwithstanding any  
23 other provision of law or regulation, the Secretary may  
24 not delegate to any Department official other than the  
25 Deputy Secretary any authority under paragraph (2) of

1 such section 9(j) regarding the extension of the time peri-  
2 ods under such section for obligation of amounts made  
3 available for fiscal year 1998, 1999, 2000, 2001, or 2002:  
4 *Provided further*, That notwithstanding the first proviso  
5 and paragraphs (3) and (5)(B) of such section 9(j), if at  
6 any time before the effectiveness of final regulations  
7 issued by the Secretary under section 6(j) of the United  
8 States Housing Act of 1937 (42 U.S.C. 1437d(j)) pro-  
9 viding for assessment of public housing agencies and des-  
10 ignation of high-performing agencies, any amounts made  
11 available under the public housing Capital Fund for fiscal  
12 year 1999, 2000, 2001, or 2002 remain unobligated in  
13 violation of paragraph (1) of such section 9(j) or unex-  
14 pended in violation of paragraph (5)(A) of such section  
15 9(j), the Secretary shall immediately recapture any such  
16 amounts and reallocate such amounts among public hous-  
17 ing agencies that, at the time of such reallocation, are not  
18 in violation of any requirement under paragraph (1) or  
19 (5)(A) of such section: *Provided further*, That for purposes  
20 of this heading, the term “obligate” means, with respect  
21 to amounts, that the amounts are subject to a binding  
22 agreement that will result in outlays immediately or in the  
23 future: *Provided further*, That of the total amount pro-  
24 vided under this heading, up to \$51,000,000 shall be for  
25 carrying out activities under section 9(h) of such Act, of

1 which up to \$10,000,000 shall be for the provision of re-  
 2 mediation services to public housing agencies identified as  
 3 “troubled” under the Section 8 Management Assessment  
 4 Program: *Provided further*, That of the total amount pro-  
 5 vided under this heading, up to \$500,000 shall be for lease  
 6 adjustments to section 23 projects, and no less than  
 7 \$43,000,000 shall be transferred to the Working Capital  
 8 Fund for the development and maintenance of information  
 9 technology systems: *Provided further*, That no funds may  
 10 be used under this heading for the purposes specified in  
 11 section 9(k) of the United States Housing Act of 1937,  
 12 as amended: *Provided further*, That of the total amount  
 13 provided under this heading, up to \$75,000,000 shall be  
 14 available for the Secretary of Housing and Urban Devel-  
 15 opment to make grants to public housing agencies for  
 16 emergency capital needs resulting from emergencies and  
 17 natural disasters in fiscal year 2002.

18 PUBLIC HOUSING OPERATING FUND

19 (INCLUDING TRANSFER OF FUNDS)

20 For payments to public housing agencies for the oper-  
 21 ation and management of public housing, as authorized  
 22 by section 9(e) of the United States Housing Act of 1937,  
 23 as amended (42 U.S.C. 1437g(e)), \$3,494,868,000, to re-  
 24 main available until September 30, 2003: *Provided*, That  
 25 of the total amount provided under this heading,  
 26 \$10,000,000 shall be provided to the Office of Inspector

1 General for Operation Safe Home: *Provided further*, That  
 2 of the total amount provided under this heading,  
 3 \$10,000,000 shall be for programs, as determined appro-  
 4 priate by the Attorney General, which assist in the inves-  
 5 tigation, prosecution, and prevention of violent crimes and  
 6 drug offenses in public and federally-assisted low-income  
 7 housing: *Provided further*, That funds made available in  
 8 the previous proviso shall be administered by the Depart-  
 9 ment of Justice through a reimbursable agreement with  
 10 the Department of Housing and Urban Development: *Pro-*  
 11 *vided further*, That no funds may be used under this head-  
 12 ing for the purposes specified in section 9(k) of the United  
 13 States Housing Act of 1937, as amended.

14 REVITALIZATION OF SEVERELY DISTRESSED PUBLIC  
 15 HOUSING (HOPE VI)

16 For grants to public housing agencies for demolition,  
 17 site revitalization, replacement housing, and tenant-based  
 18 assistance grants to projects as authorized by section 24  
 19 of the United States Housing Act of 1937, as amended,  
 20 \$573,735,000 to remain available until September 30,  
 21 2003, of which the Secretary may use up to \$5,000,000  
 22 for technical assistance and contract expertise, to be pro-  
 23 vided directly or indirectly by grants, contracts or coopera-  
 24 tive agreements, including training and cost of necessary  
 25 travel for participants in such training, by or to officials  
 26 and employees of the department and of public housing

1 agencies and to residents: *Provided*, That none of such  
 2 funds shall be used directly or indirectly by granting com-  
 3 petitive advantage in awards to settle litigation or pay  
 4 judgments, unless expressly permitted herein.

5 NATIVE AMERICAN HOUSING BLOCK GRANTS

6 (INCLUDING TRANSFERS OF FUNDS)

7 For the Native American Housing Block Grants pro-  
 8 gram, as authorized under title I of the Native American  
 9 Housing Assistance and Self-Determination Act of 1996  
 10 (NAHASDA) (25 U.S.C. 411 et seq.), \$648,570,000, to  
 11 remain available until expended, of which \$2,200,000 shall  
 12 be contracted through the Secretary as technical assist-  
 13 ance and capacity building to be used by the National  
 14 American Indian Housing Council in support of the imple-  
 15 mentation of NAHASDA; of which \$5,000,000 shall be  
 16 to support the inspection of Indian housing units, contract  
 17 expertise, and technical assistance in the training, over-  
 18 sight, and management of Indian housing and tenant-  
 19 based assistance, including up to \$300,000 for related  
 20 travel; and of which no less than \$2,000,000 shall be  
 21 transferred to the Working Capital Fund for the develop-  
 22 ment and maintenance of information technology systems:  
 23 *Provided*, That of the amount provided under this head-  
 24 ing, \$5,987,000 shall be made available for the cost of  
 25 guaranteed notes and other obligations, as authorized by

1 title VI of NAHASDA: *Provided further*, That such costs,  
 2 including the costs of modifying such notes and other obli-  
 3 gations, shall be as defined in section 502 of the Congres-  
 4 sional Budget Act of 1974, as amended: *Provided further*,  
 5 That these funds are available to subsidize the total prin-  
 6 cipal amount of any notes and other obligations, any part  
 7 of which is to be guaranteed, not to exceed \$52,726,000:  
 8 *Provided further*, That for administrative expenses to  
 9 carry out the guaranteed loan program, up to \$150,000  
 10 from amounts in the first proviso, which shall be trans-  
 11 ferred to and merged with the appropriation for “Salaries  
 12 and expenses”, to be used only for the administrative costs  
 13 of these guarantees.

14 INDIAN HOUSING LOAN GUARANTEE FUND PROGRAM

15 ACCOUNT

16 (INCLUDING TRANSFER OF FUNDS)

17 For the cost of guaranteed loans, as authorized by  
 18 section 184 of the Housing and Community Development  
 19 Act of 1992 (12 U.S.C. 1715z–13a), \$5,987,000, to re-  
 20 main available until expended: *Provided*, That such costs,  
 21 including the costs of modifying such loans, shall be as  
 22 defined in section 502 of the Congressional Budget Act  
 23 of 1974, as amended: *Provided further*, That these funds  
 24 are available to subsidize total loan principal, any part of  
 25 which is to be guaranteed, not to exceed \$234,283,000.

1       In addition, for administrative expenses to carry out  
 2 the guaranteed loan program, up to \$200,000 from  
 3 amounts in the first paragraph, which shall be transferred  
 4 to and merged with the appropriation for “Salaries and  
 5 expenses”, to be used only for the administrative costs of  
 6 these guarantees.

7           COMMUNITY PLANNING AND DEVELOPMENT

8           HOUSING OPPORTUNITIES FOR PERSONS WITH AIDS

9       For carrying out the Housing Opportunities for Per-  
 10 sons with AIDS program, as authorized by the AIDS  
 11 Housing Opportunity Act (42 U.S.C. 12901),  
 12 \$277,432,000, to remain available until September 30,  
 13 2003: *Provided*, That the Secretary may use up to  
 14 \$2,000,000 of the funds under this heading for training,  
 15 oversight, and technical assistance activities.

16           COMMUNITY DEVELOPMENT FUND

17           (INCLUDING TRANSFERS OF FUNDS)

18       For assistance to units of State and local govern-  
 19 ment, and to other entities, for economic and community  
 20 development activities, and for other purposes,  
 21 \$4,801,993,000 (increased by \$10,000,000), to remain  
 22 available until September 30, 2003: *Provided*, That of the  
 23 amount provided, \$4,399,300,000 is for carrying out the  
 24 community development block grant program under title  
 25 I of the Housing and Community Development Act of

1 1974, as amended (the “Act” herein) (42 U.S.C. 5301):  
2 *Provided further*, That \$69,000,000 shall be for grants to  
3 Indian tribes notwithstanding section 106(a)(1) of such  
4 Act; \$3,300,000 shall be available as a grant to the Hous-  
5 ing Assistance Council; \$2,794,000 shall be available as  
6 a grant to the National American Indian Housing Council;  
7 \$5,000,000 shall be available as a grant to the National  
8 Housing Development Corporation, for operating expenses  
9 not to exceed \$2,000,000 and for a program of affordable  
10 housing acquisition and rehabilitation; \$5,000,000 shall be  
11 available as a grant to the National Council of La Raza  
12 for the HOPE Fund, of which \$500,000 is for technical  
13 assistance and fund management, and \$4,500,000 is for  
14 investments in the HOPE Fund and financing to affiliated  
15 organizations; and \$34,424,000 shall be for grants pursu-  
16 ant to section 107 of the Act: *Provided further*, That no  
17 less than \$15,000,000 shall be transferred to the Working  
18 Capital Fund for the development and maintenance of in-  
19 formation technology systems: *Provided further*, That  
20 \$21,956,000 shall be for grants pursuant to the Self Help  
21 Housing Opportunity Program: *Provided further*, That not  
22 to exceed 20 percent of any grant made with funds appro-  
23 priated under this heading (other than a grant made avail-  
24 able in this paragraph to the Housing Assistance Council  
25 or the National American Indian Housing Council, or a



1 grant using funds under section 107(b)(3) of the Act)  
 2 shall be expended for “Planning and Management Devel-  
 3 opment” and “Administration” as defined in regulations  
 4 promulgated by the Department.

5       Of the amount made available under this heading,  
 6 \$29,387,000 shall be made available for capacity building,  
 7 of which \$24,945,000 shall be made available for “Capac-  
 8 ity Building for Community Development and Affordable  
 9 Housing” for LISC and the Enterprise Foundation for ac-  
 10 tivities as authorized by section 4 of the HUD Demonstra-  
 11 tion Act of 1993 (42 U.S.C. 9816 note), as in effect imme-  
 12 diately before June 12, 1997, with not less than  
 13 \$4,989,000 of the funding to be used in rural areas, in-  
 14 cluding tribal areas, and of which \$4,442,000 shall be for  
 15 capacity building activities administered by Habitat for  
 16 Humanity International.

17       Of the amount made available under this heading, the  
 18 Secretary of Housing and Urban Development may use  
 19 up to \$54,879,000 for supportive services for public hous-  
 20 ing residents, as authorized by section 34 of the United  
 21 States Housing Act of 1937, as amended, and for resi-  
 22 dents of housing assisted under the Native American  
 23 Housing Assistance and Self-Determination Act of 1996  
 24 (NAHASDA) and for grants for service coordinators and  
 25 congregate services for the elderly and disabled residents

1 of public and assisted housing and housing assisted under  
2 NAHASDA.

3       Of the amount made available under this heading,  
4 \$25,000,000 shall be available for neighborhood initiatives  
5 that are utilized to improve the conditions of distressed  
6 and blighted areas and neighborhoods, to stimulate invest-  
7 ment, economic diversification, and community revitaliza-  
8 tion in areas with population outmigration or a stagnating  
9 or declining economic base, or to determine whether hous-  
10 ing benefits can be integrated more effectively with welfare  
11 reform initiatives: *Provided*, that any unobligated balances  
12 of amounts set aside for neighborhood initiatives in fiscal  
13 years 1998, 1999, 2000, and 2001 may be utilized for any  
14 of the foregoing purposes.

15       Of the amount made available under this heading,  
16 notwithstanding any other provision of law, \$59,868,000  
17 (increased by \$10,000,000) shall be available for  
18 YouthBuild program activities authorized by subtitle D of  
19 title IV of the Cranston-Gonzalez National Affordable  
20 Housing Act, as amended, and such activities shall be an  
21 eligible activity with respect to any funds made available  
22 under this heading: *Provided*, That local YouthBuild pro-  
23 grams that demonstrate an ability to leverage private and  
24 nonprofit funding shall be given a priority for YouthBuild  
25 funding: *Provided further*, That no more than 10 percent

1 of any grant award may be used for administrative costs:  
 2 *Provided further*, That of the amount provided under this  
 3 paragraph, \$2,000,000 shall be set aside and made avail-  
 4 able for a grant to YouthBuild USA for capacity building  
 5 for community development and affordable housing activi-  
 6 ties as specified in section 4 of the HUD Demonstration  
 7 Act of 1993, as amended.

8       Of the amount made available under this heading,  
 9 \$77,000,000 shall be available for grants for the Economic  
 10 Development Initiative (EDI) to finance a variety of eco-  
 11 nomic development efforts.

12       COMMUNITY DEVELOPMENT LOAN GUARANTEES

13               PROGRAM ACCOUNT

14               (INCLUDING TRANSFER OF FUNDS)

15       For the cost of guaranteed loans, \$14,000,000, to re-  
 16 main available until September 30, 2003, as authorized  
 17 by section 108 of the Housing and Community Develop-  
 18 ment Act of 1974, as amended: *Provided*, That such costs,  
 19 including the cost of modifying such loans, shall be as de-  
 20 fined in section 502 of the Congressional Budget Act of  
 21 1974, as amended: *Provided further*, That these funds are  
 22 available to subsidize total loan principal, any part of  
 23 which is to be guaranteed, not to exceed \$608,696,000,  
 24 notwithstanding any aggregate limitation on outstanding  
 25 obligations guaranteed in section 108(k) of the Housing  
 26 and Community Development Act of 1974, as amended.

1 *Provided further*, That in addition, for administrative ex-  
 2 penses to carry out the guaranteed loan program,  
 3 \$1,000,000, which shall be transferred to and merged with  
 4 the appropriation for “Salaries and expenses”.

5 BROWNFIELDS REDEVELOPMENT

6 For Economic Development Grants, as authorized by  
 7 section 108(q) of the Housing and Community Develop-  
 8 ment Act of 1974, as amended, for Brownfields redevelop-  
 9 ment projects, \$25,000,000, to remain available until Sep-  
 10 tember 30, 2003: *Provided*, That the Secretary of Housing  
 11 and Urban Development shall make these grants available  
 12 on a competitive basis as specified in section 102 of the  
 13 Department of Housing and Urban Development Reform  
 14 Act of 1989.

15 HOME INVESTMENT PARTNERSHIPS PROGRAM

16 (INCLUDING TRANSFER OF FUNDS)

17 For the HOME investment partnerships program, as  
 18 authorized under title II of the Cranston-Gonzalez Na-  
 19 tional Affordable Housing Act, as amended,  
 20 \$1,996,040,000 to remain available until September 30,  
 21 2003: *Provided*, That of the total amount provided under  
 22 this heading, \$200,000,000 shall be available for the  
 23 Downpayment Assistance Initiative, subject to the enact-  
 24 ment of subsequent legislation authorizing such initiative:  
 25 *Provided further*, That should legislation authorizing such  
 26 initiative not be enacted by June 30, 2002, amounts des-

1 ignated in the previous proviso shall become available for  
 2 any such purpose authorized under title II of the Cran-  
 3 ston-Gonzalez National Affordable Housing Act, as  
 4 amended: *Provided further*, That of the total amount pro-  
 5 vided under this heading, up to \$20,000,000 shall be avail-  
 6 able for Housing Counseling under section 106 of the  
 7 Housing and Urban Development Act of 1968; and no less  
 8 than \$17,000,000 shall be transferred to the Working  
 9 Capital Fund for the development and maintenance of in-  
 10 formation technology systems.

11 HOMELESS ASSISTANCE GRANTS

12 (INCLUDING TRANSFER OF FUNDS)

13 For the emergency shelter grants program as author-  
 14 ized under subtitle B of title IV of the McKinney-Vento  
 15 Homeless Assistance Act, as amended; the supportive  
 16 housing program as authorized under subtitle C of title  
 17 IV of such Act; the section 8 moderate rehabilitation sin-  
 18 gle room occupancy program as authorized under the  
 19 United States Housing Act of 1937, as amended; to assist  
 20 homeless individuals pursuant to section 441 of the  
 21 McKinney-Vento Homeless Assistance Act; and the shelter  
 22 plus care program as authorized under subtitle F of title  
 23 IV of such Act, \$1,027,745,000, to remain available until  
 24 September 30, 2003: *Provided*, That not less than 35 per-  
 25 cent of these funds shall be used for permanent housing,  
 26 and all funding for services must be matched by 25 per-

1 cent in funding by each grantee: *Provided further*, That  
 2 all awards of assistance under this heading shall be re-  
 3 quired to coordinate and integrate homeless programs  
 4 with other mainstream health, social services, and employ-  
 5 ment programs for which homeless populations may be eli-  
 6 gible, including Medicaid, State Children's Health Insur-  
 7 ance Program, Temporary Assistance for Needy Families,  
 8 Food Stamps, and services funding through the Mental  
 9 Health and Substance Abuse Block Grant, Workforce In-  
 10 vestment Act, and the Welfare-to-Work grant program:  
 11 *Provided further*, That no less than \$14,200,000 of the  
 12 funds appropriated under this heading is transferred to  
 13 the Working Capital Fund to be used for technical assist-  
 14 ance for management information systems and to develop  
 15 an automated, client-level Annual Performance Report  
 16 System: *Provided further*, That \$500,000 shall be made  
 17 available to the Interagency Council on the Homeless for  
 18 administrative needs.

## 19 HOUSING PROGRAMS

### 20 HOUSING FOR SPECIAL POPULATIONS

#### 21 (INCLUDING TRANSFER OF FUNDS)

22 For assistance for the purchase, construction, acqui-  
 23 sition, or development of additional public and subsidized  
 24 housing units for low income families not otherwise pro-  
 25 vided for, \$1,024,151,000, to remain available until Sep-  
 26 tember 30, 2003: *Provided*, That \$783,286,000 shall be

1 for capital advances, including amendments to capital ad-  
2 vance contracts, for housing for the elderly, as authorized  
3 by section 202 of the Housing Act of 1959, as amended,  
4 and for project rental assistance for the elderly under such  
5 section 202(c)(2), including amendments to contracts for  
6 such assistance and renewal of expiring contracts for such  
7 assistance for up to a 1-year term, and for supportive serv-  
8 ices associated with the housing, of which amount  
9 \$49,890,000 shall be for service coordinators and the con-  
10 tinuation of existing congregate service grants for resi-  
11 dents of assisted housing projects, and of which amount  
12 \$49,890,000 shall be for grants under section 202b of the  
13 Housing Act of 1959 (12 U.S.C. 1701q-2) for conversion  
14 of eligible projects under such section to assisted living  
15 or related use: *Provided further*, That of the amount under  
16 this heading, \$240,865,000 shall be for capital advances,  
17 including amendments to capital advance contracts, for  
18 supportive housing for persons with disabilities, as author-  
19 ized by section 811 of the Cranston-Gonzalez National Af-  
20 fordable Housing Act, for project rental assistance for  
21 supportive housing for persons with disabilities under such  
22 section 811(d)(2), including amendments to contracts for  
23 such assistance and renewal of expiring contracts for such  
24 assistance for up to a 1-year term, and for supportive serv-  
25 ices associated with the housing for persons with disabil-

ities as authorized by section 811 of such Act, and for  
tenant-based rental assistance contracts entered into pur-  
suant to section 811 of such Act: *Provided further*, That  
no less than \$1,000,000, to be divided evenly between the  
appropriations for the section 202 and section 811 pro-  
grams, shall be transferred to the Working Capital Fund  
for the development and maintenance of information tech-  
nology systems: *Provided further*, That, in addition to  
amounts made available for renewal of tenant-based rental  
assistance contracts pursuant to the second proviso of this  
paragraph, the Secretary may designate up to 25 percent  
of the amounts earmarked under this paragraph for sec-  
tion 811 of such Act for tenant-based assistance, as au-  
thorized under that section, including such authority as  
may be waived under the next proviso, which assistance  
is 5 years in duration: *Provided further*, That the Sec-  
retary may waive any provision of such section 202 and  
such section 811 (including the provisions governing the  
terms and conditions of project rental assistance and ten-  
ant-based assistance) that the Secretary determines is not  
necessary to achieve the objectives of these programs, or  
that otherwise impedes the ability to develop, operate, or  
administer projects assisted under these programs, and  
may make provision for alternative conditions or terms  
where appropriate.



## 1 FLEXIBLE SUBSIDY FUND

## 2 (TRANSFER OF FUNDS)

3 From the Rental Housing Assistance Fund, all un-  
4 committed balances of excess rental charges as of Sep-  
5 tember 30, 2001, and any collections made during fiscal  
6 year 2002, shall be transferred to the Flexible Subsidy  
7 Fund, as authorized by section 236(g) of the National  
8 Housing Act, as amended.

## 9 MANUFACTURED HOUSING FEES TRUST FUND

10 For necessary expenses as authorized by the National  
11 Manufactured Housing Construction and Safety Stand-  
12 ards Act of 1974, as amended (42 U.S.C. 5401 et seq.);  
13 \$13,566,000, to remain available until expended, to be de-  
14 rived from the Manufactured Housing Fees Trust Fund:  
15 *Provided*, That the total amount appropriated under this  
16 heading shall be available from the general fund of the  
17 Treasury to the extent necessary to incur obligations and  
18 make expenditures pending the receipt of collections to the  
19 Fund pursuant to section 620 of such Act: *Provided fur-*  
20 *ther*, That the amount made available under this heading  
21 from the general fund shall be reduced as such collections  
22 are received during fiscal year 2002 so as to result in a  
23 final fiscal year 2002 appropriation from the general fund  
24 estimated at not more than \$0 and fees pursuant to such  
25 section 620 shall be modified as necessary to ensure such  
26 a final fiscal year 2002 appropriation.

1                   FEDERAL HOUSING ADMINISTRATION  
2           MUTUAL MORTGAGE INSURANCE PROGRAM ACCOUNT  
3                   (INCLUDING TRANSFERS OF FUNDS)

4           During fiscal year 2002, commitments to guarantee  
5 loans to carry out the purposes of section 203(b) of the  
6 National Housing Act, as amended, shall not exceed a loan  
7 principal of \$160,000,000,000.

8           During fiscal year 2002, obligations to make direct  
9 loans to carry out the purposes of section 204(g) of the  
10 National Housing Act, as amended, shall not exceed  
11 \$250,000,000: *Provided*, That the foregoing amount shall  
12 be for loans to nonprofit and governmental entities in con-  
13 nection with sales of single family real properties owned  
14 by the Secretary and formerly insured under the Mutual  
15 Mortgage Insurance Fund.

16           For administrative expenses necessary to carry out  
17 the guaranteed and direct loan program, \$330,888,000,  
18 of which not to exceed \$326,866,000 shall be transferred  
19 to the appropriation for “Salaries and expenses”; and not  
20 to exceed \$4,022,000 shall be transferred to the appro-  
21 priation for “Office of Inspector General”. In addition, for  
22 administrative contract expenses, \$145,000,000, of which  
23 not less than \$96,500,000 shall be transferred to the  
24 Working Capital Fund for the development and mainte-  
25 nance of information technology systems.

1           GENERAL AND SPECIAL RISK PROGRAM ACCOUNT  
2                           (INCLUDING TRANSFERS OF FUNDS)

3           For the cost of guaranteed loans, as authorized by  
4 sections 238 and 519 of the National Housing Act (12  
5 U.S.C. 1715z-3 and 1735c), including the cost of loan  
6 guarantee modifications as that term is defined in section  
7 502 of the Congressional Budget Act of 1974, as amend-  
8 ed, \$15,000,000, to remain available until expended: *Pro-*  
9 *vided*, That these funds are available to subsidize total  
10 loan principal, any part of which is to be guaranteed, of  
11 up to \$21,000,000,000: *Provided further*, That any  
12 amounts made available in any prior appropriations Act  
13 for the cost (as such term is defined in section 502 of  
14 the Congressional Budget Act of 1974) of guaranteed  
15 loans that are obligations of the funds established under  
16 section 238 or 519 of the National Housing Act that have  
17 not been obligated or that are deobligated shall be avail-  
18 able to the Secretary of Housing and Urban Development  
19 in connection with the making of such guarantees and  
20 shall remain available until expended, notwithstanding the  
21 expiration of any period of availability otherwise applicable  
22 to such amounts.

23           Gross obligations for the principal amount of direct  
24 loans, as authorized by sections 204(g), 207(l), 238, and  
25 519(a) of the National Housing Act, shall not exceed  
26 \$50,000,000, of which not to exceed \$30,000,000 shall be

8 In addition, for administrative expenses necessary to  
9 carry out the guaranteed and direct loan programs,  
10 \$211,455,000, of which \$193,134,000, shall be trans-  
11 ferred to the appropriation for “Salaries and expenses”;  
12 and of which \$18,321,000 shall be transferred to the ap-  
13 propriation for “Office of Inspector General”. In addition,  
14 for administrative contract expenses necessary to carry  
15 out the guaranteed and direct loan programs,  
16 \$139,000,000, of which no less than \$33,500,000 shall be  
17 transferred to the Working Capital Fund for the develop-  
18 ment and maintenance of information technology systems.

21     GUARANTEES OF MORTGAGE-BACKED SECURITIES LOAN  
22             GUARANTEE PROGRAM ACCOUNT  
23     (INCLUDING TRANSFER OF FUNDS)

24 New commitments to issue guarantees to carry out  
25 the purposes of section 306 of the National Housing Act,  
26 as amended (~~12 U.S.C. 1721(g)~~), shall not exceed

1 \$200,000,000,000, to remain available until September  
2 30, 2003.

3 For administrative expenses necessary to carry out  
4 the guaranteed mortgage-backed securities program,  
5 \$9,383,000 to be derived from the GNMA guarantees of  
6 mortgage-backed securities guaranteed loan receipt ac-  
7 count, of which not to exceed \$9,383,000 shall be trans-  
8 ferred to the appropriation for “Salaries and expenses”.

9 POLICY DEVELOPMENT AND RESEARCH

10 RESEARCH AND TECHNOLOGY

11 For contracts, grants, and necessary expenses of pro-  
12 grams of research and studies relating to housing and  
13 urban problems, not otherwise provided for, as authorized  
14 by title V of the Housing and Urban Development Act  
15 of 1970, as amended (12 U.S.C. 1701z-1 et seq.), includ-  
16 ing carrying out the functions of the Secretary under sec-  
17 tion 1(a)(1)(i) of Reorganization Plan No. 2 of 1968,  
18 \$46,900,000, to remain available until September 30,  
19 2003: *Provided*, That \$1,500,000 shall be for necessary  
20 expenses of the Millennial Housing Commission, as au-  
21 thorized by section 206 of Public Law 106-74: *Provided*  
22 *further*, That of the total amount provided under this  
23 heading, \$7,500,000 shall be for the Partnership for Ad-  
24 vancing Technology in Housing (PATH) Initiative.

## 1           FAIR HOUSING AND EQUAL OPPORTUNITY

## 2                           FAIR HOUSING ACTIVITIES

3           For contracts, grants, and other assistance, not otherwise provided for, as authorized by title VIII of the Civil  
4           Rights Act of 1968, as amended by the Fair Housing  
5           Amendments Act of 1988, and section 561 of the Housing  
6           and Community Development Act of 1987, as amended,  
7           \$45,899,000, to remain available until September 30,  
8           2003, of which \$19,449,000 shall be to carry out activities  
9           pursuant to such section 561: *Provided*, That no funds  
10          made available under this heading shall be used to lobby  
11          the executive or legislative branches of the Federal Government in connection with a specific contract, grant or  
12          loan.

## 15                   OFFICE OF LEAD HAZARD CONTROL

## 16                           LEAD HAZARD REDUCTION

17          For the Lead Hazard Reduction Program, as authorized by sections 1011 and 1053 of the Residential Lead-  
18          Based Hazard Reduction Act of 1992, \$109,758,000 to  
19          remain available until September 30, 2003, of which  
20          \$10,000,000 shall be for the Healthy Homes Initiative,  
21          pursuant to sections 501 and 502 of the Housing and  
22          Urban Development Act of 1970 that shall include re-  
23          search, studies, testing, and demonstration efforts, including education and outreach concerning lead-based paint

1 poisoning and other housing-related environmental child-  
 2 hood diseases and hazards.

3 ~~MANAGEMENT AND ADMINISTRATION~~

4 ~~SALARIES AND EXPENSES~~

5 ~~(INCLUDING TRANSFER OF FUNDS)~~

6 For necessary administrative and non-administrative  
 7 expenses of the Department of Housing and Urban Devel-  
 8 opment, not otherwise provided for, including not to ex-  
 9 ceed \$7,000 for official reception and representation ex-  
 10 penses, \$1,086,800,000 (reduced by \$10,000,000), of  
 11 which \$520,000,000 shall be provided from the various  
 12 funds of the Federal Housing Administration, \$9,383,000  
 13 shall be provided from funds of the Government National  
 14 Mortgage Association, \$1,000,000 shall be provided from  
 15 the “Community development fund” account, \$150,000  
 16 shall be provided by transfer from the “Title VI Indian  
 17 federal guarantees program” account, and \$200,000 shall  
 18 be provided by transfer from the “Indian housing loan  
 19 guarantee fund program” account: *Provided*, That no less  
 20 than \$85,000,000 shall be transferred to the Working  
 21 Capital Fund for the development and maintenance of In-  
 22 formation Technology Systems: *Provided further*, That the  
 23 Secretary shall fill 7 out of 10 vacancies at the GS-14  
 24 and GS-15 levels until the total number of GS-14 and  
 25 GS-15 positions in the Department has been reduced  
 26 from the number of GS-14 and GS-15 positions on the

1 date of enactment of Public Law 106-377 by 2½ percent:  
 2 *Provided further*, That the Secretary shall submit a staff-  
 3 ing plan for the Department by November 1, 2001.

4 OFFICE OF INSPECTOR GENERAL

5 For necessary expenses of the Office of Inspector  
 6 General in carrying out the Inspector General Act of 1978,  
 7 as amended, \$93,898,000, of which \$22,343,000 shall be  
 8 provided from the various funds of the Federal Housing  
 9 Administration and \$10,000,000 shall be provided from  
 10 the amount earmarked for Operation Safe Home in the  
 11 appropriation for the “Public housing operating fund”:  
 12 *Provided*, That the Inspector General shall have inde-  
 13 pendent authority over all personnel issues within the Of-  
 14 fice of Inspector General.

15 CONSOLIDATED FEE FUND

16 (RESCISSION)

17 Of the balances remaining available from fees and  
 18 charges under section 7(j) of the Department of Housing  
 19 and Urban Development Act, \$6,700,000 is rescinded.

20 OFFICE OF FEDERAL HOUSING ENTERPRISE OVERSIGHT

21 SALARIES AND EXPENSES

22 (INCLUDING TRANSFER OF FUNDS)

23 For carrying out the Federal Housing Enterprise Fi-  
 24 nancial Safety and Soundness Act of 1992, including not  
 25 to exceed \$500 for official reception and representation  
 26 expenses, \$23,000,000, to remain available until ex-



1 pending, to be derived from the Federal Housing Enter-  
2 prise Oversight Fund: *Provided*, That not to exceed such  
3 amount shall be available from the general fund of the  
4 Treasury to the extent necessary to incur obligations and  
5 make expenditures pending the receipt of collections to the  
6 Fund: *Provided further*, That the general fund amount  
7 shall be reduced as collections are received during the fis-  
8 cal year so as to result in a final appropriation from the  
9 general fund estimated at not more than \$0.

10 ADMINISTRATIVE PROVISIONS

11 SEC. 201. Fifty percent of the amounts of budget au-  
12 thority, or in lieu thereof 50 percent of the cash amounts  
13 associated with such budget authority, that are recaptured  
14 from projects described in section 1012(a) of the Stuart  
15 B. McKinney Homeless Assistance Amendments Act of  
16 1988 (42 U.S.C. 1437 note) shall be rescinded, or in the  
17 case of cash, shall be remitted to the Treasury, and such  
18 amounts of budget authority or cash recaptured and not  
19 rescinded or remitted to the Treasury shall be used by  
20 State housing finance agencies or local governments or  
21 local housing agencies with projects approved by the Sec-  
22 retary of Housing and Urban Development for which set-  
23 tlement occurred after January 1, 1992, in accordance  
24 with such section. Notwithstanding the previous sentence,  
25 the Secretary may award up to 15 percent of the budget

1 authority or cash recaptured and not rescinded or remitted  
 2 to the Treasury to provide project owners with incentives  
 3 to refinance their project at a lower interest rate.

4       ~~SEC. 202.~~ None of the amounts made available under  
 5 this Act may be used during fiscal year 2002 to investigate  
 6 or prosecute under the Fair Housing Act any otherwise  
 7 lawful activity engaged in by one or more persons, includ-  
 8 ing the filing or maintaining of a non-frivolous legal ac-  
 9 tion, that is engaged in solely for the purpose of achieving  
 10 or preventing action by a Government official or entity,  
 11 or a court of competent jurisdiction.

12       ~~SEC. 203.~~ (a) Notwithstanding section 854(c)(1)(A)  
 13 of the AIDS Housing Opportunity Act (42 U.S.C.  
 14 12903(c)(1)(A)), from any amounts made available under  
 15 this title for fiscal year 2002 that are allocated under such  
 16 section, the Secretary of Housing and Urban Development  
 17 shall allocate and make a grant, in the amount determined  
 18 under subsection (b), for any State that—

19               (1) received an allocation in a prior fiscal year  
 20       under clause (ii) of such section; and

21               (2) is not otherwise eligible for an allocation for  
 22       fiscal year 2002 under such clause (ii) because the  
 23       areas in the State outside of the metropolitan statis-  
 24       tical areas that qualify under clause (i) in fiscal year  
 25       2002 do not have the number of cases of acquired

1 immunodeficiency syndrome (AIDS) required under  
2 such clause.

3 (b) The amount of the allocation and grant for any  
4 State described in subsection (a) shall be an amount based  
5 on the cumulative number of AIDS cases in the areas of  
6 that State that are outside of metropolitan statistical  
7 areas that qualify under clause (i) of such section  
8 854(e)(1)(A) in fiscal year 2002, in proportion to AIDS  
9 cases among cities and States that qualify under clauses  
10 (i) and (ii) of such section and States deemed eligible  
11 under subsection (a).

12 SEC. 204. Section 225(a) of the Department of Vet-  
13 erans Affairs and Housing and Urban Development, and  
14 Independent Agencies Appropriations Act, 2000, Public  
15 Law 106-74 (113 Stat. 1076), is amended by inserting  
16 “and fiscal year 2002” after “fiscal year 2001”.

17 SEC. 205. Section 251 of the National Housing Act  
18 (12 U.S.C. 1715z-16) is amended—

19 (1) in subsection (b), by striking “issue regula-  
20 tions” and all that follows and inserting the fol-  
21 lowing: “require that the mortgagee make available  
22 to the mortgagor, at the time of loan application, a  
23 written explanation of the features of an adjustable  
24 rate mortgage consistent with the disclosure require-  
25 ments applicable to variable rate mortgages secured

1 by a principal dwelling under the Truth in Lending  
2 Act.”; and

3 (2) by adding the following new subsection at  
4 the end:

5 “(d)(1) The Secretary may insure under this sub-  
6 section a mortgage that meets the requirements of sub-  
7 section (a), except that the effective rate of interest—

8 “(A) shall be fixed for a period of not less than  
9 the first 3 years of the mortgage term;

10 “(B) shall be adjusted by the mortgagee ini-  
11 tially upon the expiration of such period and annu-  
12 ally thereafter; and

13 “(C) in the case of the initial interest rate ad-  
14 justment, is subject to the 1 percent limitation only  
15 if the interest rate remained fixed for five or fewer  
16 years.

17 “(2) The disclosure required under subsection (b)  
18 shall be required for a mortgage insured under this sub-  
19 section.”.

20 SEC. 206. (a) Section 203(e) of the National Housing  
21 Act (12 U.S.C. 1709(e)) is amended—

22 (1) in paragraph (1), by striking “and (k)” and  
23 “or (k)”; and

24 (2) in paragraph (2)—

1           (A) by inserting immediately after “sub-  
 2           section (v),” the following: “and each mortgage  
 3           that is insured under subsection (k) or section  
 4           234(c),”; and

5           (B) by striking “and executed on or after  
 6           October 1, 1994,”.

7           (b) The amendments made by subsection (a) shall—  
 8           (1) apply only to mortgages that are executed  
 9           on or after the date of enactment of this Act; and  
 10          (2) be implemented in advance of any necessary  
 11          conforming changes to regulations.

12       SEC. 207. (a) During fiscal year 2002, in the provi-  
 13       sion of rental assistance under section 8(o) of the United  
 14       States Housing Act of 1937 (42 U.S.C. 1437f(o)) in con-  
 15       nection with a program to demonstrate the economy and  
 16       effectiveness of providing such assistance for use in as-  
 17       sisted living facilities that is carried out in the counties  
 18       of the State of Michigan specified in subsection (b) of this  
 19       section, notwithstanding paragraphs (3) and (18)(B)(iii)  
 20       of such section 8(o), a family residing in an assisted living  
 21       facility in any such county, on behalf of which a public  
 22       housing agency provides assistance pursuant to section  
 23       8(o)(18) of such Act, may be required, at the time the  
 24       family initially receives such assistance, to pay rent in an  
 25       amount exceeding 40 percent of the monthly adjusted in-

1 come of the family by such a percentage or amount as  
 2 the Secretary of Housing and Urban Development deter-  
 3 mines to be appropriate.

4 (b) The counties specified in this subsection are Oak-  
 5 land County, Macomb County, Wayne County, and  
 6 Washtenaw County, in the State of Michigan.

### 7 TITLE III—INDEPENDENT AGENCIES

#### 8 AMERICAN BATTLE MONUMENTS COMMISSION

##### 9 SALARIES AND EXPENSES

10 For necessary expenses, not otherwise provided for,  
 11 of the American Battle Monuments Commission, including  
 12 the acquisition of land or interest in land in foreign coun-  
 13 tries; purchases and repair of uniforms for caretakers of  
 14 national cemeteries and monuments outside of the United  
 15 States and its territories and possessions; rent of office  
 16 and garage space in foreign countries; purchase (one for  
 17 replacement only) and hire of passenger motor vehicles;  
 18 and insurance of official motor vehicles in foreign coun-  
 19 tries, when required by law of such countries;  
 20 \$30,466,000, to remain available until expended.

21 For the partial cost of construction of a new interpre-  
 22 tive and visitor center at the American Cemetery in Nor-  
 23 mandy, France, \$5,000,000, to remain available until ex-  
 24 pended: *Provided*, That the Commission shall ensure that  
 25 the placement, scope and character of this new center pro-

1 tect the solemnity of the site and the sensitivity of inter-  
 2 ested parties including families of servicemen interred at  
 3 the cemetery, the host country and Allied forces who par-  
 4 ticipated in the invasion and ensuing battle: *Provided fur-*  
 5 *ther*, That not more than \$1,000,000 shall be for non-con-  
 6 struction related costs including initial consultations with  
 7 interested parties and the conceptual study and design of  
 8 the new center.

9 CHEMICAL SAFETY AND HAZARD INVESTIGATION BOARD  
 10 SALARIES AND EXPENSES

11 For necessary expenses in carrying out activities pur-  
 12 suant to section 112(r)(6) of the Clean Air Act, as amend-  
 13 ed, including hire of passenger vehicles, uniforms or allow-  
 14 ances therefor, as authorized by 5 U.S.C. 5901–5902, and  
 15 for services authorized by 5 U.S.C. 3109, but at rates for  
 16 individuals not to exceed the per diem equivalent to the  
 17 maximum rate payable for senior level positions under 5  
 18 U.S.C. 5376, \$8,000,000, \$5,500,000 of which to remain  
 19 available until September 30, 2002 and \$2,500,000 of  
 20 which to remain available until September 30, 2003: *Pro-*  
 21 *vided*, That the Chemical Safety and Hazard Investigation  
 22 Board shall have not more than three career Senior Exec-  
 23 utive Service positions: *Provided further*, That, hereafter,  
 24 there shall be an Inspector General at the Board who shall  
 25 have the duties, responsibilities, and authorities specified

1 in the Inspector General Act of 1978, as amended: *Pro-*  
 2 *vided further*, That an individual appointed to the position  
 3 of Inspector General of the Federal Emergency Manage-  
 4 ment Agency (FEMA) shall, by virtue of such appoint-  
 5 ment, also hold the position of Inspector General of the  
 6 Board: *Provided further*, That the Inspector General of the  
 7 Board shall utilize personnel of the Office of Inspector  
 8 General of FEMA in performing the duties of the Inspec-  
 9 tor General of the Board, and shall not appoint any indi-  
 10 viduals to positions within the Board.

11 DEPARTMENT OF THE TREASURY

12 COMMUNITY DEVELOPMENT FINANCIAL INSTITUTIONS

13 COMMUNITY DEVELOPMENT FINANCIAL INSTITUTIONS

14 FUND PROGRAM ACCOUNT

15 To carry out the Community Development Banking  
 16 and Financial Institutions Act of 1994, including services  
 17 authorized by 5 U.S.C. 3109, but at rates for individuals  
 18 not to exceed the per diem rate equivalent to the rate for  
 19 ES-3, \$80,000,000, to remain available until September  
 20 30, 2003, of which \$500,000 shall be for technical assist-  
 21 ance and training programs designed to benefit Native  
 22 American communities, and up to \$8,948,000 may be used  
 23 for administrative expenses, including administration of  
 24 the New Markets Tax Credit, up to \$6,000,000 may be  
 25 used for the cost of direct loans, and up to \$1,000,000  
 26 may be used for administrative expenses to carry out the



1 direct loan program: *Provided*, That the cost of direct  
 2 loans, including the cost of modifying such loans, shall be  
 3 as defined in section 502 of the Congressional Budget Act  
 4 of 1974, as amended: *Provided further*, That these funds  
 5 are available to subsidize gross obligations for the prin-  
 6 cipal amount of direct loans not to exceed \$15,000,000.

#### 7 CONSUMER PRODUCT SAFETY COMMISSION

##### 8 SALARIES AND EXPENSES

9 For necessary expenses of the Consumer Product  
 10 Safety Commission, including hire of passenger motor ve-  
 11 hicles, services as authorized by 5 U.S.C. 3109, but at  
 12 rates for individuals not to exceed the per diem rate equiv-  
 13 alent to the maximum rate payable under 5 U.S.C. 5376,  
 14 purchase of nominal awards to recognize non-Federal offi-  
 15 cials' contributions to Commission activities, and not to  
 16 exceed \$500 for official reception and representation ex-  
 17 penses, \$54,200,000.

#### 18 CORPORATION FOR NATIONAL AND COMMUNITY SERVICE

##### 19 NATIONAL AND COMMUNITY SERVICE PROGRAMS

##### 20 OPERATING EXPENSES

21 Of the funds appropriated under this heading in Pub-  
 22 lie Law 106-377, the Corporation for National and Com-  
 23 munity Service shall use such amounts of such funds as  
 24 may be necessary to carry out the programs, activities,  
 25 and initiatives under the National Community Service Act  
 26 of 1990 (Public Law 103-82) and the Corporation.

1                   OFFICE OF INSPECTOR GENERAL

2           For necessary expenses of the Office of Inspector  
3 General in carrying out the Inspector General Act of 1978,  
4 as amended, \$5,000,000, which shall be available for obli-  
5 gation through September 30, 2003.

6           U.S. COURT OF APPEALS FOR VETERANS CLAIMS

7                   SALARIES AND EXPENSES

8           For necessary expenses for the operation of the  
9 United States Court of Appeals for Veterans Claims as  
10 authorized by 38 U.S.C. 7251–7298, \$13,221,000, of  
11 which \$895,000 shall be available for the purpose of pro-  
12 viding financial assistance as described, and in accordance  
13 with the process and reporting procedures set forth, under  
14 this heading in Public Law 102–229.

15           DEPARTMENT OF DEFENSE—CIVIL

16                   CEMETERIAL EXPENSES, ARMY

17                   SALARIES AND EXPENSES

18           For necessary expenses, as authorized by law, for  
19 maintenance, operation, and improvement of Arlington  
20 National Cemetery and Soldiers' and Airmen's Home Na-  
21 tional Cemetery, including the purchase of two passenger  
22 motor vehicles for replacement only, and not to exceed  
23 \$1,000 for official reception and representation expenses,  
24 \$22,537,000, to remain available until expended.

1       DEPARTMENT OF HEALTH AND HUMAN SERVICES  
2               NATIONAL INSTITUTES OF HEALTH  
3       NATIONAL INSTITUTE OF ENVIRONMENTAL HEALTH  
4               SCIENCES

5       For necessary expenses for the National Institute of  
6 Environmental Health Sciences in carrying out activities  
7 set forth in section 311(a) of the Comprehensive Environ-  
8 mental Response, Compensation, and Liability Act of  
9 1980, as amended, \$70,228,000.

10       AGENCY FOR TOXIC SUBSTANCES AND DISEASE  
11               REGISTRY  
12               SALARIES AND EXPENSES

13       For necessary expenses for the Agency for Toxic Sub-  
14 stances and Disease Registry (ATSDR) in carrying out  
15 activities set forth in sections 104(i), 111(c)(4), and  
16 111(c)(14) of the Comprehensive Environmental Re-  
17 sponse, Compensation, and Liability Act of 1980  
18 (CERCLA), as amended; section 118(f) of the Superfund  
19 Amendments and Reauthorization Act of 1986 (SARA),  
20 as amended; and section 3019 of the Solid Waste Disposal  
21 Act, as amended, \$78,235,000, to be derived from the  
22 Hazardous Substance Superfund Trust Fund pursuant to  
23 section 517(a) of SARA (26 U.S.C. 9507): *Provided*, That  
24 notwithstanding any other provision of law, in lieu of per-  
25 forming a health assessment under section 104(i)(6) of

1 CERCLA, the Administrator of ATSDR may conduct  
2 other appropriate health studies, evaluations, or activities,  
3 including, without limitation, biomedical testing, clinical  
4 evaluations, medical monitoring, and referral to accredited  
5 health care providers: *Provided further*, That in per-  
6 forming any such health assessment or health study, eval-  
7 uation, or activity, the Administrator of ATSDR shall not  
8 be bound by the deadlines in section 104(i)(6)(A) of  
9 CERCLA: *Provided further*, That none of the funds appro-  
10 priated under this heading shall be available for ATSDR  
11 to issue in excess of 40 toxicological profiles pursuant to  
12 section 104(i) of CERCLA during fiscal year 2002, and  
13 existing profiles may be updated as necessary.

14 ENVIRONMENTAL PROTECTION AGENCY

15 SCIENCE AND TECHNOLOGY

16 For science and technology, including research and  
17 development activities, which shall include research and  
18 development activities under the Comprehensive Environ-  
19 mental Response, Compensation, and Liability Act of  
20 1980, as amended; necessary expenses for personnel and  
21 related costs and travel expenses, including uniforms, or  
22 allowances therefor, as authorized by 5 U.S.C. 5901-  
23 5902; services as authorized by 5 U.S.C. 3109, but at  
24 rates for individuals not to exceed the per diem rate equiv-  
25 alent to the maximum rate payable for senior level posi-

1 tions under ~~5 U.S.C. 5376~~; procurement of laboratory  
2 equipment and supplies; other operating expenses in sup-  
3 port of research and development; construction, alteration,  
4 repair, rehabilitation, and renovation of facilities; not to  
5 exceed \$75,000 per project, \$680,410,000, which shall re-  
6 main available until September 30, 2003.

7 ENVIRONMENTAL PROGRAMS AND MANAGEMENT

8 For environmental programs and management, in-  
9 cluding necessary expenses, not otherwise provided for, for  
10 personnel and related costs and travel expenses, including  
11 uniforms, or allowances therefor, as authorized by ~~5~~  
12 U.S.C. 5901–5902; services as authorized by ~~5~~ U.S.C.  
13 3109, but at rates for individuals not to exceed the per  
14 diem rate equivalent to the maximum rate payable for sen-  
15 ior level positions under ~~5~~ U.S.C. 5376; hire of passenger  
16 motor vehicles; hire, maintenance, and operation of air-  
17 craft; purchase of reprints; library memberships in soci-  
18 eties or associations which issue publications to members  
19 only or at a price to members lower than to subscribers  
20 who are not members; construction, alteration, repair, re-  
21 habilitation, and renovation of facilities, not to exceed  
22 \$75,000 per project; and not to exceed \$6,000 for official  
23 reception and representation expenses, \$2,014,799,000  
24 (reduced by \$7,200,000) (reduced by \$3,000,000), which  
25 shall remain available until September 30, 2003.

1                                   OFFICE OF INSPECTOR GENERAL

2           For necessary expenses of the Office of Inspector  
3 General in carrying out the provisions of the Inspector  
4 General Act of 1978, as amended, and for construction,  
5 alteration, repair, rehabilitation, and renovation of facili-  
6 ties, not to exceed \$75,000 per project, \$34,019,000, to  
7 remain available until September 30, 2003.

8                                   BUILDINGS AND FACILITIES

9           For construction, repair, improvement, extension, al-  
10 teration, and purchase of fixed equipment or facilities of,  
11 or for use by, the Environmental Protection Agency,  
12 \$25,318,000, to remain available until expended.

13                               HAZARDOUS SUBSTANCE SUPERFUND  
14                               (INCLUDING TRANSFERS OF FUNDS)

15           For necessary expenses to carry out the Comprehen-  
16 sive Environmental Response, Compensation, and Liabil-  
17 ity Act of 1980 (CERCLA), as amended, including sec-  
18 tions 111(c)(3), (c)(5), (c)(6), and (c)(4) (42 U.S.C.  
19 9611), and for construction, alteration, repair, rehabilita-  
20 tion, and renovation of facilities, not to exceed \$75,000  
21 per project; \$1,270,000,000 (of which \$100,000,000 shall  
22 not become available until September 1, 2002) to remain  
23 available until expended, consisting of \$635,000,000, as  
24 authorized by section 517(a) of the Superfund Amend-  
25 ments and Reauthorization Act of 1986 (SARA), as  
26 amended by Public Law 101-508, and \$635,000,000 as

1 a payment from general revenues to the Hazardous Sub-  
 2 stance Superfund for purposes as authorized by section  
 3 517(b) of SARA, as amended: *Provided*, That funds ap-  
 4 propriated under this heading may be allocated to other  
 5 Federal agencies in accordance with section 111(a) of  
 6 CERCLA: *Provided further*, That of the funds appro-  
 7 priated under this heading, \$11,867,000 shall be trans-  
 8 ferred to the “Office of Inspector General” appropriation  
 9 to remain available until September 30, 2003, and  
 10 \$36,891,000 shall be transferred to the “Science and tech-  
 11 nology” appropriation to remain available until September  
 12 30, 2003.

13 LEAKING UNDERGROUND STORAGE TANK TRUST FUND

14 For necessary expenses to carry out leaking under-  
 15 ground storage tank cleanup activities authorized by sec-  
 16 tion 205 of the Superfund Amendments and Reauthoriza-  
 17 tion Act of 1986, and for construction, alteration, repair,  
 18 rehabilitation, and renovation of facilities, not to exceed  
 19 \$75,000 per project, \$72,000,000 (increased by  
 20 \$7,200,000), to remain available until expended.

21 OIL SPILL RESPONSE

22 For expenses necessary to carry out the Environ-  
 23 mental Protection Agency’s responsibilities under the Oil  
 24 Pollution Act of 1990, \$15,000,000, to be derived from  
 25 the Oil Spill Liability trust fund, to remain available until  
 26 expended.

## 1 STATE AND TRIBAL ASSISTANCE GRANTS

2 For environmental programs and infrastructure as-  
3 sistance, including capitalization grants for State revolv-  
4 ing funds and performance partnership grants;  
5 \$3,433,899,000 (increased by \$3,000,000), to remain  
6 available until expended, of which \$1,200,000,000 shall be  
7 for making capitalization grants for the Clean Water State  
8 Revolving Funds under title VI of the Federal Water Pol-  
9 lution Control Act, as amended (the “Act”); \$850,000,000  
10 shall be for capitalization grants for the Drinking Water  
11 State Revolving Funds under section 1452 of the Safe  
12 Drinking Water Act, as amended; \$75,000,000 shall be  
13 for architectural, engineering, planning, design, construc-  
14 tion and related activities in connection with the construc-  
15 tion of high priority water and wastewater facilities in the  
16 area of the United States-Mexico Border, after consulta-  
17 tion with the appropriate border commission; \$30,000,000  
18 shall be for grants to the State of Alaska to address drink-  
19 ing water and wastewater infrastructure needs of rural  
20 and Alaska Native Villages; \$200,000,000 shall be for  
21 making grants for the construction of wastewater and  
22 water treatment facilities and groundwater protection in-  
23 frastructure in accordance with the terms and conditions  
24 specified for such grants in the report accompanying this  
25 Act; and \$1,078,899,000 (increased by \$3,000,000) shall



1 be for grants, including associated program support costs,  
2 to States, federally recognized tribes, interstate agencies,  
3 tribal consortia, and air pollution control agencies for  
4 multi-media or single media pollution prevention, control  
5 and abatement and related activities, including activities  
6 pursuant to the provisions set forth under this heading  
7 in Public Law 104-134, and for making grants under sec-  
8 tion 103 of the Clean Air Act for particulate matter moni-  
9 toring and data collection activities of which and subject  
10 to terms and conditions specified by the Administrator,  
11 \$25,000,000 shall be for making grants for enforcement  
12 and related activities (in addition to other grants funded  
13 under this heading), and \$25,000,000 shall be for Envi-  
14 ronmental Information Exchange Network grants, includ-  
15 ing associated program support costs: *Provided*, That for  
16 fiscal year 2002 and hereafter, State authority under sec-  
17 tion 302(a) of Public Law 104-182 shall remain in effect:  
18 *Provided further*, That notwithstanding section 603(d)(7)  
19 of the Act, the limitation on the amounts in a State water  
20 pollution control revolving fund that may be used by a  
21 State to administer the fund shall not apply to amounts  
22 included as principal in loans made by such fund in fiscal  
23 year 2002 and prior years where such amounts represent  
24 costs of administering the fund to the extent that such  
25 amounts are or were deemed reasonable by the Adminis-

1 trator, accounted for separately from other assets in the  
2 fund, and used for eligible purposes of the fund, including  
3 administration: *Provided further*, That for fiscal year  
4 2002, and notwithstanding section 518(f) of the Act, the  
5 Administrator is authorized to use the amounts appro-  
6 priated for any fiscal year under section 319 of that Act  
7 to make grants to Indian tribes pursuant to section 319(h)  
8 and 518(e) of that Act: *Provided further*, That for fiscal  
9 year 2002, notwithstanding the limitation on amounts in  
10 section 518(e) of the Act, up to a total of 1½ percent  
11 of the funds appropriated for State Revolving Funds  
12 under title VI of the Act may be reserved by the Adminis-  
13 trator for grants under section 518(e) of such Act: *Pro-*  
14 *vided further*, That no funds provided by this legislation  
15 to address the water, wastewater and other critical infra-  
16 structure needs of the colonias in the United States along  
17 the United States-Mexico border shall be made available  
18 to a county or municipal government unless that govern-  
19 ment has established an enforceable local ordinance, or  
20 other zoning rule, which prevents in that jurisdiction the  
21 development or construction of any additional colonia  
22 areas, or the development within an existing colonia the  
23 construction of any new home, business, or other structure  
24 which lacks water, wastewater, or other necessary infra-  
25 structure.

## ADMINISTRATIVE PROVISIONS

1  
2 For fiscal year 2002, notwithstanding 31 U.S.C.  
3 6303(1) and 6305(1), the Administrator of the Environ-  
4 mental Protection Agency, in carrying out the Agency's  
5 function to implement directly Federal environmental pro-  
6 grams required or authorized by law in the absence of an  
7 acceptable tribal program, may award cooperative agree-  
8 ments to federally-recognized Indian Tribes or Intertribal  
9 consortia, if authorized by their member Tribes, to assist  
10 the Administrator in implementing Federal environmental  
11 programs for Indian Tribes required or authorized by law,  
12 except that no such cooperative agreements may be award-  
13 ed from funds designated for State financial assistance  
14 agreements.

15 Section 136a-1 of title 7, U.S.C. is amended—

16 (1) in subsection (i)(5)(C)(i) by striking  
17 “\$14,000,000” and inserting “\$20,000,000”; and,  
18 by striking “each” and inserting “2002” after “fis-  
19 cal year”;

20 (2) in subsection (i)(5)(H) by striking “2001”  
21 and inserting “2002”;

22 (3) in subsection (i)(6) by striking “2001” and  
23 inserting “2002”; and

1           (4) in subsection (k)(3)(A) by striking “2001”  
 2           and inserting “2002”; and, by striking “1/7” and in-  
 3           serting “1/10”.

4           EXECUTIVE OFFICE OF THE PRESIDENT

5           OFFICE OF SCIENCE AND TECHNOLOGY POLICY

6           For necessary expenses of the Office of Science and  
 7           Technology Policy, in carrying out the purposes of the Na-  
 8           tional Science and Technology Policy, Organization, and  
 9           Priorities Act of 1976 (42 U.S.C. 6601 and 6671), hire  
 10          of passenger motor vehicles, and services as authorized by  
 11          5 U.S.C. 3109, not to exceed \$2,500 for official reception  
 12          and representation expenses, and rental of conference  
 13          rooms in the District of Columbia, \$5,267,000.

14          COUNCIL ON ENVIRONMENTAL QUALITY AND OFFICE OF  
 15                  ENVIRONMENTAL QUALITY

16          For necessary expenses to continue functions as-  
 17          signed to the Council on Environmental Quality and Office  
 18          of Environmental Quality pursuant to the National Envi-  
 19          ronmental Policy Act of 1969, the Environmental Quality  
 20          Improvement Act of 1970, and Reorganization Plan No.  
 21          1 of 1977, \$2,974,000: *Provided*, That notwithstanding  
 22          section 202 of the National Environmental Policy Act of  
 23          1970, the Council shall consist of one member, appointed  
 24          by the President, by and with the advice and consent of  
 25          the Senate, serving as chairman and exercising all powers,  
 26          functions, and duties of the Council.

1       FEDERAL DEPOSIT INSURANCE CORPORATION  
 2                   OFFICE OF INSPECTOR GENERAL

3       For necessary expenses of the Office of Inspector  
 4 General in carrying out the provisions of the Inspector  
 5 General Act of 1978, as amended, \$33,660,000, to be de-  
 6 rived from the Bank Insurance Fund, the Savings Asso-  
 7 ciation Insurance Fund, and the FSLIC Resolution Fund.

8       FEDERAL EMERGENCY MANAGEMENT AGENCY  
 9                   DISASTER RELIEF  
 10                   (INCLUDING TRANSFER OF FUNDS)

11       For necessary expenses in carrying out the Robert  
 12 T. Stafford Disaster Relief and Emergency Assistance Act  
 13 (42 U.S.C. 5121 et seq.), \$1,369,399,000, and, notwith-  
 14 standing 42 U.S.C. 5203, to remain available until ex-  
 15 pended, of which not to exceed \$2,900,000 may be trans-  
 16 ferred to “Emergency management planning and assist-  
 17 ance” for the consolidated emergency management per-  
 18 formance grant program; up to \$15,000,000 may be obli-  
 19 gated for flood map modernization activities following dis-  
 20 aster declarations; and \$21,577,000 may be used by the  
 21 Office of Inspector General for audits and investigations.

22       In addition, for the purposes under this heading,  
 23 \$1,300,000,000: *Provided*, That such amount is des-  
 24 ignated by the Congress as an emergency requirement  
 25 pursuant to section 251(b)(2)(A) of the Balanced Budget  
 26 and Emergency Deficit Control Act of 1985: *Provided fur-*

1 ~~ther~~, That such amount shall be available only to the ex-  
 2 tent that an official budget request, that includes designa-  
 3 tion of the entire amount of the request as an emergency  
 4 requirement as defined in the Balanced Budget and Emer-  
 5 gency Deficit Control Act of 1985, is transmitted by the  
 6 President to the Congress.

7 DISASTER ASSISTANCE DIRECT LOAN PROGRAM ACCOUNT

8 For the cost of direct loans, \$405,000, as authorized  
 9 by section 319 of the Robert T. Stafford Disaster Relief  
 10 and Emergency Assistance Act: *Provided*, That such costs,  
 11 including the cost of modifying such loans, shall be as de-  
 12 fined in section 502 of the Congressional Budget Act of  
 13 1974, as amended: *Provided further*, That these funds are  
 14 available to subsidize gross obligations for the principal  
 15 amount of direct loans not to exceed \$25,000,000. In addi-  
 16 tion, for administrative expenses to carry out the direct  
 17 loan program, \$543,000.

18 SALARIES AND EXPENSES

19 For necessary expenses, not otherwise provided for,  
 20 including hire and purchase of motor vehicles as author-  
 21 ized by 31 U.S.C. 1343; uniforms, or allowances therefor,  
 22 as authorized by 5 U.S.C. 5901–5902; services as author-  
 23 ized by 5 U.S.C. 3109, but at rates for individuals not  
 24 to exceed the per diem rate equivalent to the maximum  
 25 rate payable for senior level positions under 5 U.S.C.  
 26 5376; expenses of attendance of cooperating officials and

1 individuals at meetings concerned with the work of emer-  
 2 gency preparedness; transportation in connection with the  
 3 continuity of Government programs to the same extent  
 4 and in the same manner as permitted the Secretary of  
 5 a Military Department under 10 U.S.C. 2632; and not to  
 6 exceed \$2,500 for official reception and representation ex-  
 7 penses, \$227,900,000.

8 OFFICE OF INSPECTOR GENERAL

9 For necessary expenses of the Office of Inspector  
 10 General in carrying out the Inspector General Act of 1978,  
 11 as amended, \$10,303,000: *Provided*, That notwith-  
 12 standing any other provision of law, the Inspector General  
 13 of the Federal Emergency Management Agency shall also  
 14 serve as the Inspector General of the Chemical Safety and  
 15 Hazard Investigation Board.

16 EMERGENCY MANAGEMENT PLANNING AND ASSISTANCE

17 For necessary expenses, not otherwise provided for,  
 18 to carry out activities under the National Flood Insurance  
 19 Act of 1968, as amended, and the Flood Disaster Protec-  
 20 tion Act of 1973, as amended (42 U.S.C. 4001 et seq.);  
 21 the Robert T. Stafford Disaster Relief and Emergency As-  
 22 sistance Act (42 U.S.C. 5121 et seq.); the Earthquake  
 23 Hazards Reduction Act of 1977, as amended (42 U.S.C.  
 24 7701 et seq.); the Federal Fire Prevention and Control  
 25 Act of 1974, as amended (15 U.S.C. 2201 et seq.); the  
 26 Defense Production Act of 1950, as amended (50 U.S.C.

1 App. 2061 et seq.), sections 107 and 303 of the National  
 2 Security Act of 1947, as amended (50 U.S.C. 404–405),  
 3 and Reorganization Plan No. 3 of 1978, \$404,623,000.

4 RADIOLOGICAL EMERGENCY PREPAREDNESS FUND

5 The aggregate charges assessed during fiscal year  
 6 2002, as authorized by Public Law 106–377, shall not be  
 7 less than 100 percent of the amounts anticipated by  
 8 FEMA necessary for its radiological emergency prepared-  
 9 ness program for the next fiscal year. The methodology  
 10 for assessment and collection of fees shall be fair and equi-  
 11 table; and shall reflect costs of providing such services,  
 12 including administrative costs of collecting such fees. Fees  
 13 received pursuant to this section shall be deposited in the  
 14 Fund as offsetting collections and will become available  
 15 for authorized purposes on October 1, 2002, and remain  
 16 available until expended.

17 EMERGENCY FOOD AND SHELTER PROGRAM

18 To carry out an emergency food and shelter program  
 19 pursuant to title III of Public Law 100–77, as amended,  
 20 \$140,000,000, to remain available until expended: *Pro-*  
 21 *vided*, That total administrative costs shall not exceed 3½  
 22 percent of the total appropriation.

23 NATIONAL FLOOD INSURANCE FUND

24 (INCLUDING TRANSFER OF FUNDS)

25 For activities under the National Flood Insurance  
 26 Act of 1968 (“the Act”), the Flood Disaster Protection



1 Act of 1973, as amended, not to exceed \$28,798,000 for  
 2 salaries and expenses associated with flood mitigation and  
 3 flood insurance operations, and not to exceed \$76,381,000  
 4 for flood mitigation, including up to \$20,000,000 for ex-  
 5 penses under section 1366 of the Act, which amount shall  
 6 be available for transfer to the National Flood Mitigation  
 7 Fund until September 30, 2003. In fiscal year 2002, no  
 8 funds in excess of: (1) \$55,000,000 for operating ex-  
 9 penses; (2) \$536,750,000 for agents' commissions and  
 10 taxes; and (3) \$30,000,000 for interest on Treasury bor-  
 11 rowings shall be available from the National Flood Insur-  
 12 ance Fund without prior notice to the Committees on Ap-  
 13 propriations.

14 In addition, up to \$7,000,000 in fees collected but  
 15 unexpended during fiscal years 2000 through 2001 shall  
 16 be transferred to the Flood Map Modernization Fund and  
 17 available for expenditure in fiscal year 2002.

18 Section 1309(a)(2) of the Act (42 U.S.C.  
 19 4016(a)(2)), as amended, is further amended by striking  
 20 "2001" and inserting "2002".

21 Section 1319 of the Act, as amended (42 U.S.C.  
 22 4026), is amended by striking "after" and all that follows  
 23 and inserting "after September 30, 2001."

24 Section 1336(a) of the Act, as amended (42 U.S.C.  
 25 4056(a)), is amended by striking "ending" and all that

1 follows through the second comma thereafter and inserting  
 2 “ending September 30, 2001,”.

3 Section 1376(e) of the Act, as amended (42 U.S.C.  
 4 4127(e)), is amended by striking “December 31, 2001”  
 5 and inserting “December 31, 2002”.

6 NATIONAL FLOOD MITIGATION FUND

7 Notwithstanding sections 1366(b)(3)(B)–(C) and  
 8 1366(f) of the National Flood Insurance Act of 1968, as  
 9 amended, \$20,000,000, to remain available until Sep-  
 10 tember 30, 2003, for activities designed to reduce the risk  
 11 of flood damage to structures pursuant to such Act, of  
 12 which \$20,000,000 shall be derived from the National  
 13 Flood Insurance Fund. Of the amount provided,  
 14 \$2,500,000 is to be used for the purchase of flood-prone  
 15 properties in the city of Austin, Minnesota, and any cost-  
 16 share is waived.

17 GENERAL SERVICES ADMINISTRATION

18 FEDERAL CONSUMER INFORMATION CENTER FUND

19 For necessary expenses of the Federal Consumer In-  
 20 formation Center, including services authorized by 5  
 21 U.S.C. 3109, \$7,276,000, to be deposited into the Federal  
 22 Consumer Information Center Fund: *Provided*, That the  
 23 appropriations, revenues, and collections deposited into  
 24 the Fund shall be available for necessary expenses of Fed-  
 25 eral Consumer Information Center activities in the aggre-  
 26 gate amount of \$12,000,000. Appropriations, revenues,

1 and collections accruing to this Fund during fiscal year  
2 2002 in excess of \$12,000,000 shall remain in the Fund  
3 and shall not be available for expenditure except as au-  
4 thorized in appropriations Acts: *Provided further*, That the  
5 Federal Consumer Information Center (FCIC) may not  
6 undertake any action that affects its organization, admin-  
7 istrative location, or in any way alters its current function  
8 or mission mandate without first submitting a proposal  
9 to the Committees on Appropriations for approval: *Pro-*  
10 *vided further*, That such proposal shall include the jus-  
11 tification for such action, a description of all planned orga-  
12 nizational realignments, the anticipated staffing or per-  
13 sonnel changes, an assessment of the effect on the current  
14 operations of FCIC, and estimates of the proposed  
15 changes on future funding needs.

16 NATIONAL AERONAUTICS AND SPACE ADMINISTRATION  
17 HUMAN SPACE FLIGHT  
18 (INCLUDING TRANSFER OF FUNDS)

19 For necessary expenses, not otherwise provided for,  
20 in the conduct and support of human space flight research  
21 and development activities, including research, develop-  
22 ment, operations, support and services; maintenance; con-  
23 struction of facilities including repair, rehabilitation, revi-  
24 talization and modification of facilities; construction of  
25 new facilities and additions to existing facilities; facility  
26 planning and design; environmental compliance and res-

1 toration, and acquisition or condemnation of real property;  
2 as authorized by law; space flight, spacecraft control and  
3 communications activities including operations, produc-  
4 tion, and services; program management; personnel and  
5 related costs, including uniforms or allowances therefor,  
6 as authorized by 5 U.S.C. 5901–5902; travel expenses;  
7 purchase and hire of passenger motor vehicles; not to ex-  
8 ceed \$20,000 for official reception and representation ex-  
9 penses; and purchase, lease, charter, maintenance and op-  
10 eration of mission and administrative aircraft,  
11 \$7,047,400,000, to remain available until September 30,  
12 2003, of which amounts as determined by the Adminis-  
13 trator for salaries and benefits; training, travel and  
14 awards; facility and related costs; information technology  
15 services; science, engineering, fabricating and testing serv-  
16 ices; and other administrative services may be transferred  
17 to the Science, Aeronautics and Technology account in ac-  
18 cordance with section 312(b) of the National Aeronautics  
19 and Space Act of 1958, as amended by Public Law 106–  
20 377.

21 For an additional amount for “Human space flight”,  
22 for the development of a crew return vehicle with capacity  
23 for no less than six persons, for use with the international  
24 space station, \$275,000,000, to remain available until  
25 September 30, 2005: *Provided*, That none of the funds

1 provided under this paragraph may be obligated prior to  
2 August 1, 2002: *Provided further*, That the funds made  
3 available under this paragraph shall be rescinded on July  
4 15, 2002, unless the President requests at least  
5 \$200,000,000 in the fiscal year 2003 budget request for  
6 the National Aeronautics and Space Administration for  
7 continuation of the crew return vehicle program.

8 SCIENCE, AERONAUTICS AND TECHNOLOGY

9 (INCLUDING TRANSFER OF FUNDS)

10 For necessary expenses, not otherwise provided for,  
11 in the conduct and support of science, aeronautics and  
12 technology research and development activities, including  
13 research, development, operations, support and services;  
14 maintenance; construction of facilities including repair, re-  
15 habilitation, revitalization, and modification of facilities;  
16 construction of new facilities and additions to existing fa-  
17 cilities, facility planning and design, environmental com-  
18 pliance and restoration, and acquisition or condemnation  
19 of real property, as authorized by law; space flight, space-  
20 craft control and communications activities including oper-  
21 ations, production, and services; program management;  
22 personnel and related costs, including uniforms or allow-  
23 ances therefor, as authorized by 5 U.S.C. 5901–5902;  
24 travel expenses; purchase and hire of passenger motor ve-  
25 hicles; not to exceed \$20,000 for official reception and rep-  
26 resentation expenses; and purchase, lease, charter, mainte-

1 nance and operation of mission and administrative air-  
 2 craft, \$7,605,300,000, to remain available until Sep-  
 3 tember 30, 2003, of which amounts as determined by the  
 4 Administrator for salaries and benefits; training; travel  
 5 and awards; facility and related costs; information tech-  
 6 nology services; science; engineering; fabricating and test-  
 7 ing services; and other administrative services may be  
 8 transferred to the Human Space Flight account in accord-  
 9 ance with section 312(b) of the National Aeronautics and  
 10 Space Act of 1958, as amended by Public Law 106-377.

11 OFFICE OF INSPECTOR GENERAL

12 For necessary expenses of the Office of Inspector  
 13 General in carrying out the Inspector General Act of 1978,  
 14 as amended, \$23,700,000.

15 ADMINISTRATIVE PROVISIONS

16 Notwithstanding the limitation on the availability of  
 17 funds appropriated for “Human space flight”, or  
 18 “Science, aeronautics and technology” by this appropria-  
 19 tions Act, when any activity has been initiated by the in-  
 20 currence of obligations for construction of facilities as au-  
 21 thorized by law, such amount available for such activity  
 22 shall remain available until expended. This provision does  
 23 not apply to the amounts appropriated for institutional  
 24 minor revitalization and construction of facilities, and in-  
 25 stitutional facility planning and design.

1       Notwithstanding the limitation on the availability of  
2 funds appropriated for “Human space flight”, or  
3 “Science, aeronautics and technology” by this appropria-  
4 tions Act, the amounts appropriated for construction of  
5 facilities shall remain available until September 30, 2004.

6       Notwithstanding the limitation on the availability of  
7 funds appropriated for “Office of Inspector General”,  
8 amounts made available by this Act for personnel and re-  
9 lated costs and travel expenses of the National Aero-  
10 nautics and Space Administration shall remain available  
11 until September 30, 2002 and may be used to enter into  
12 contracts for training, investigations, costs associated with  
13 personnel relocation, and for other services, to be provided  
14 during the next fiscal year. Funds for announced prizes  
15 otherwise authorized shall remain available, without fiscal  
16 year limitation, until the prize is claimed or the offer is  
17 withdrawn.

18       No funds in this or any other Appropriations Act may  
19 be used to finalize an agreement prior to December 1,  
20 2002 between NASA and a nongovernment organization  
21 to conduct research utilization and commercialization  
22 management activities of the International Space Station.

## 1 NATIONAL CREDIT UNION ADMINISTRATION

## 2 CENTRAL LIQUIDITY FACILITY

## 3 (INCLUDING TRANSFER OF FUNDS)

4 During fiscal year 2002, gross obligations of the Cen-  
5 tral Liquidity Facility for the principal amount of new di-  
6 rect loans to member credit unions, as authorized by 12  
7 U.S.C. 1795 et seq., shall not exceed \$1,500,000,000: *Pro-*  
8 *vided*, That administrative expenses of the Central Liquid-  
9 ity Facility shall not exceed \$309,000: *Provided further*,  
10 That \$1,000,000 shall be transferred to the Community  
11 Development Revolving Loan Fund.

## 12 NATIONAL SCIENCE FOUNDATION

## 13 RESEARCH AND RELATED ACTIVITIES

14 For necessary expenses in carrying out the National  
15 Science Foundation Act of 1950, as amended (42 U.S.C.  
16 1861–1875), and the Act to establish a National Medal  
17 of Science (42 U.S.C. 1880–1881); services as authorized  
18 by 5 U.S.C. 3109; authorized travel; maintenance and op-  
19 eration of aircraft and purchase of flight services for re-  
20 search support; acquisition of aircraft; \$3,642,340,000, of  
21 which not to exceed \$306,230,000 shall remain available  
22 until expended for Polar research and operations support,  
23 and for reimbursement to other Federal agencies for oper-  
24 ational and science support and logistical and other re-  
25 lated activities for the United States Antarctic program;  
26 the balance to remain available until September 30, 2003:



For necessary expenses of major construction projects pursuant to the National Science Foundation Act of 1950, as amended, including authorized travel, \$135,300,000, to remain available until expended.

18 For necessary expenses in carrying out science and  
19 engineering education and human resources programs and  
20 activities pursuant to the National Science Foundation  
21 Act of 1950, as amended (42 U.S.C. 1861–1875), includ-  
22 ing services as authorized by 5 U.S.C. 3109, authorized  
23 travel, and rental of conference rooms in the District of  
24 Columbia, \$885,720,000, to remain available until Sep-  
25 tember 30, 2003: *Provided*, That to the extent that the  
26 amount of this appropriation is less than the total amount

1 authorized to be appropriated for included program activi-  
 2 ties, all amounts, including floors and ceilings, specified  
 3 in the authorizing Act for those program activities or their  
 4 subactivities shall be reduced proportionally.

5 ~~SALARIES AND EXPENSES~~

6 For salaries and expenses necessary in carrying out  
 7 the National Science Foundation Act of 1950, as amended  
 8 ~~(42 U.S.C. 1861–1875)~~; services authorized by ~~5 U.S.C.~~  
 9 ~~3109~~; hire of passenger motor vehicles; not to exceed  
 10 ~~\$9,000~~ for official reception and representation expenses;  
 11 uniforms or allowances therefor, as authorized by ~~5 U.S.C.~~  
 12 ~~5901–5902~~; rental of conference rooms in the District of  
 13 Columbia; reimbursement of the General Services Admin-  
 14 istration for security guard services; ~~\$170,040,000~~: *Pro-*  
 15 *vided*, That contracts may be entered into under “Salaries  
 16 and expenses” in fiscal year 2002 for maintenance and  
 17 operation of facilities, and for other services, to be pro-  
 18 vided during the next fiscal year.

19 ~~OFFICE OF INSPECTOR GENERAL~~

20 For necessary expenses of the Office of Inspector  
 21 General as authorized by the Inspector General Act of  
 22 1978, as amended, ~~\$6,760,000~~, to remain available until  
 23 September 30, 2003.

1        NEIGHBORHOOD REINVESTMENT CORPORATION  
 2        PAYMENT TO THE NEIGHBORHOOD REINVESTMENT  
 3                                   CORPORATION

4        For payment to the Neighborhood Reinvestment Cor-  
 5 poration for use in neighborhood reinvestment activities;  
 6 as authorized by the Neighborhood Reinvestment Corpora-  
 7 tion Act (42 U.S.C. 8101–8107), \$105,000,000, of which  
 8 \$10,000,000 shall be for a homeownership program that  
 9 is used in conjunction with section 8 assistance under the  
 10 United States Housing Act of 1937, as amended.

11                                   SELECTIVE SERVICE SYSTEM  
 12                                   SALARIES AND EXPENSES

13        For necessary expenses of the Selective Service Sys-  
 14 tem, including expenses of attendance at meetings and of  
 15 training for uniformed personnel assigned to the Selective  
 16 Service System, as authorized by 5 U.S.C. 4101–4118 for  
 17 civilian employees; and not to exceed \$500 for official re-  
 18 ception and representation expenses; \$25,003,000: *Pro-*  
 19 *vided*, That during the current fiscal year, the President  
 20 may exempt this appropriation from the provisions of 31  
 21 U.S.C. 1341, whenever the President deems such action  
 22 to be necessary in the interest of national defense: *Pro-*  
 23 *vided further*, That none of the funds appropriated by this  
 24 Act may be expended for or in connection with the indue-

tion of any person into the Armed Forces of the United States.

#### TITLE IV—GENERAL PROVISIONS

SEC. 401. Where appropriations in titles I, II, and III of this Act are expendable for travel expenses and no specific limitation has been placed thereon, the expenditures for such travel expenses may not exceed the amounts set forth therefor in the budget estimates submitted for the appropriations: *Provided*, That this provision does not apply to accounts that do not contain an object classification for travel: *Provided further*, That this section shall not apply to travel performed by uncompensated officials of local boards and appeal boards of the Selective Service System; to travel performed directly in connection with care and treatment of medical beneficiaries of the Department of Veterans Affairs; to travel performed in connection with major disasters or emergencies declared or determined by the President under the provisions of the Robert T. Stafford Disaster Relief and Emergency Assistance Act; to travel performed by the Offices of Inspector General in connection with audits and investigations; or to payments to interagency motor pools where separately set forth in the budget schedules: *Provided further*, That if appropriations in titles I, II, and III exceed the amounts set forth in budget estimates initially submitted for such

1 appropriations, the expenditures for travel may cor-  
2 respondingly exceed the amounts therefor set forth in the  
3 estimates only to the extent such an increase is approved  
4 by the Committees on Appropriations.

5       ~~SEC. 402. Appropriations and funds available for the~~  
6 ~~administrative expenses of the Department of Housing~~  
7 ~~and Urban Development and the Selective Service System~~  
8 ~~shall be available in the current fiscal year for purchase~~  
9 ~~of uniforms, or allowances therefor, as authorized by 5~~  
10 ~~U.S.C. 5901–5902; hire of passenger motor vehicles; and~~  
11 ~~services as authorized by 5 U.S.C. 3109.~~

12       ~~SEC. 403. Funds of the Department of Housing and~~  
13 ~~Urban Development subject to the Government Corpora-~~  
14 ~~tion Control Act or section 402 of the Housing Act of~~  
15 ~~1950 shall be available, without regard to the limitations~~  
16 ~~on administrative expenses, for legal services on a contract~~  
17 ~~or fee basis, and for utilizing and making payment for~~  
18 ~~services and facilities of the Federal National Mortgage~~  
19 ~~Association, Government National Mortgage Association,~~  
20 ~~Federal Home Loan Mortgage Corporation, Federal Fi-~~  
21 ~~nancing Bank, Federal Reserve banks or any member~~  
22 ~~thereof, Federal Home Loan banks, and any insured bank~~  
23 ~~within the meaning of the Federal Deposit Insurance Cor-~~  
24 ~~poration Act, as amended (12 U.S.C. 1811–1831).~~

1       ~~SEC. 404.~~ 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. 405.~~ No funds appropriated by this Act may be  
5 expended—

6           ~~(1)~~ pursuant to a certification of an officer or  
7 employee of the United States unless—

8                   ~~(A)~~ such certification is accompanied by,  
9 or is part of, a voucher or abstract which de-  
10 scribes the payee or payees and the items or  
11 services for which such expenditure is being  
12 made; or

13                   ~~(B)~~ the expenditure of funds pursuant to  
14 such certification, and without such a voucher  
15 or abstract, is specifically authorized by law;  
16 and

17           ~~(2)~~ unless such expenditure is subject to audit  
18 by the General Accounting Office or is specifically  
19 exempt by law from such audit.

20       ~~SEC. 406.~~ None of the funds provided in this Act to  
21 any department or agency may be expended for the trans-  
22 portation of any officer or employee of such department  
23 or agency between the domicile and the place of employ-  
24 ment of the officer or employee, with the exception of an

1 officer or employee authorized such transportation under  
2 31 U.S.C. 1344 or 5 U.S.C. 7905.

3       SEC. 407. None of the funds provided in this Act may  
4 be used for payment, through grants or contracts, to re-  
5 cipients that do not share in the cost of conducting re-  
6 search resulting from proposals not specifically solicited  
7 by the Government: *Provided*, That the extent of cost  
8 sharing by the recipient shall reflect the mutuality of in-  
9 terest of the grantee or contractor and the Government  
10 in the research.

11       SEC. 408. None of the funds provided in this Act may  
12 be used, directly or through grants, to pay or to provide  
13 reimbursement for payment of the salary of a consultant  
14 (whether retained by the Federal Government or a grant-  
15 ee) at more than the daily equivalent of the rate paid for  
16 level IV of the Executive Schedule, unless specifically au-  
17 thorized by law.

18       SEC. 409. None of the funds provided in this Act may  
19 be used to pay the expenses of, or otherwise compensate,  
20 non-Federal parties intervening in regulatory or adjudica-  
21 tory proceedings. Nothing herein affects the authority of  
22 the Consumer Product Safety Commission pursuant to  
23 section 7 of the Consumer Product Safety Act (15 U.S.C.  
24 2056 et seq.).

1        SEC. 410. Except as otherwise provided under exist-  
2 ing law, or under an existing Executive Order issued pur-  
3 suant to an existing law, the obligation or expenditure of  
4 any appropriation under this Act for contracts for any  
5 consulting service shall be limited to contracts which are:  
6 (1) a matter of public record and available for public in-  
7 spection; and (2) thereafter included in a publicly available  
8 list of all contracts entered into within 24 months prior  
9 to the date on which the list is made available to the public  
10 and of all contracts on which performance has not been  
11 completed by such date. The list required by the preceding  
12 sentence shall be updated quarterly and shall include a  
13 narrative description of the work to be performed under  
14 each such contract.

15        SEC. 411. Except as otherwise provided by law, no  
16 part of any appropriation contained in this Act shall be  
17 obligated or expended by any executive agency, as referred  
18 to in the Office of Federal Procurement Policy Act (41  
19 U.S.C. 401 et seq.), for a contract for services unless such  
20 executive agency: (1) has awarded and entered into such  
21 contract in full compliance with such Act and the regula-  
22 tions promulgated thereunder; and (2) requires any report  
23 prepared pursuant to such contract, including plans, eval-  
24 uations, studies, analyses and manuals, and any report  
25 prepared by the agency which is substantially derived from



1 or substantially includes any report prepared pursuant to  
2 such contract, to contain information concerning: (A) the  
3 contract pursuant to which the report was prepared; and  
4 (B) the contractor who prepared the report pursuant to  
5 such contract.

6 SEC. 412. Except as otherwise provided in section  
7 406, none of the funds provided in this Act to any depart-  
8 ment or agency shall be obligated or expended to provide  
9 a personal cook, chauffeur, or other personal servants to  
10 any officer or employee of such department or agency.

11 SEC. 413. None of the funds provided in this Act to  
12 any department or agency shall be obligated or expended  
13 to procure passenger automobiles as defined in 15 U.S.C.  
14 2001 with an EPA estimated miles per gallon average of  
15 less than 22 miles per gallon.

16 SEC. 414. None of the funds appropriated in title I  
17 of this Act shall be used to enter into any new lease of  
18 real property if the estimated annual rental is more than  
19 \$300,000 unless the Secretary of Veterans Affairs submits  
20 a report which the Committees on Appropriations of the  
21 Congress and a period of 30 days has expired following  
22 the date on which the report is received by the Committees  
23 on Appropriations.

24 SEC. 415. (a) It is the sense of the Congress that,  
25 to the greatest extent practicable, all equipment and prod-

1 uets purchased with funds made available in this Act  
2 should be American-made.

3 (b) In providing financial assistance to, or entering  
4 into any contract with, any entity using funds made avail-  
5 able in this Act, the head of each Federal agency, to the  
6 greatest extent practicable, shall provide to such entity a  
7 notice describing the statement made in subsection (a) by  
8 the Congress.

9 SEC. 416. None of the funds appropriated in this Act  
10 may be used to implement any cap on reimbursements to  
11 grantees for indirect costs, except as published in Office  
12 of Management and Budget Circular A-21.

13 SEC. 417. Such sums as may be necessary for fiscal  
14 year 2002 pay raises for programs funded by this Act shall  
15 be absorbed within the levels appropriated in this Act.

16 SEC. 418. None of the funds made available in this  
17 Act may be used for any program, project, or activity,  
18 when it is made known to the Federal entity or official  
19 to which the funds are made available that the program,  
20 project, or activity is not in compliance with any Federal  
21 law relating to risk assessment, the protection of private  
22 property rights, or unfunded mandates.

23 SEC. 419. Corporations and agencies of the Depart-  
24 ment of Housing and Urban Development which are sub-  
25 ject to the Government Corporation Control Act, as

1 amended, are hereby authorized to make such expendi-  
2 tures, within the limits of funds and borrowing authority  
3 available to each such corporation or agency and in accord  
4 with law, and to make such contracts and commitments  
5 without regard to fiscal year limitations as provided by  
6 section 104 of such Act as may be necessary in carrying  
7 out the programs set forth in the budget for 2002 for such  
8 corporation or agency except as hereinafter provided: *Pro-*  
9 *vided*, That collections of these corporations and agencies  
10 may be used for new loan or mortgage purchase commit-  
11 ments only to the extent expressly provided for in this Act  
12 (unless such loans are in support of other forms of assist-  
13 ance provided for in this or prior appropriations Acts), ex-  
14 cept that this proviso shall not apply to the mortgage in-  
15 surance or guaranty operations of these corporations, or  
16 where loans or mortgage purchases are necessary to pro-  
17 tect the financial interest of the United States Govern-  
18 ment.

19       SEC. 420. Notwithstanding any other provision of  
20 law, the term “qualified student loan” with respect to na-  
21 tional service education awards shall mean any loan deter-  
22 mined by an institution of higher education to be nec-  
23 essary to cover a student’s cost of attendance at such in-  
24 stitution and made directly to a student by a state agency,

1 in addition to other meanings under section 148(b)(7) of  
2 the National and Community Service Act.

3       ~~SEC. 421.~~ None of the funds appropriated or other-  
4 wise made available by this Act shall be used to promul-  
5 gate a final regulation to implement changes in the pay-  
6 ment of pesticide tolerance processing fees as proposed at  
7 64 Fed. Reg. 31040, or any similar proposals. The Envi-  
8 ronmental Protection Agency may proceed with the devel-  
9 opment of such a rule.

10       ~~SEC. 422.~~ The Environmental Protection Agency may  
11 not use any of the funds appropriated or otherwise made  
12 available by this Act to implement the Registration Fee  
13 system codified at 40 Code of Federal Regulations Sub-  
14 part U (sections 152.400 et seq.) if its authority to collect  
15 maintenance fees pursuant to FIFRA section 4(i)(5) is ex-  
16 tended for at least 1 year beyond September 30, 2001.

17       ~~SEC. 423.~~ Except in the case of entities that are  
18 funded solely with Federal funds or any natural persons  
19 that are funded under this Act, none of the funds in this  
20 Act shall be used for the planning or execution of any pro-  
21 gram to pay the expenses of, or otherwise compensate,  
22 non-Federal parties to lobby or litigate in respect to adju-  
23 dicatory proceedings funded in this Act. A chief executive  
24 officer of any entity receiving funds under this Act shall  
25 certify that none of these funds have been used to engage

1 in the lobbying of the Federal Government or in litigation  
2 against the United States unless authorized under existing  
3 law.

4       ~~SEC. 424.~~ No part of any funds appropriated in this  
5 Act shall be used by an agency of the executive branch,  
6 other than for normal and recognized executive-legislative  
7 relationships, for publicity or propaganda purposes, and  
8 for the preparation, distribution or use of any kit, pam-  
9 phlet, booklet, publication, radio, television or film presen-  
10 tation designed to support or defeat legislation pending  
11 before the Congress, except in presentation to the Con-  
12 gress itself.

13       ~~SEC. 425.~~ All Departments and agencies funded  
14 under this Act are encouraged, within the limits of the  
15 existing statutory authorities and funding, to expand their  
16 use of “E-Commerce” technologies and procedures in the  
17 conduct of their business practices and public service ac-  
18 tivities.

19       ~~SEC. 426.~~ Section 104(n)(4) of the Cerro Grande  
20 Fire Assistance Act (Public Law 106–246) is amended by  
21 striking “beginning not later than the expiration of the  
22 1-year period beginning on the date of the enactment of  
23 this Act.” and inserting “within 120 days after the Direc-  
24 tor issues the report required by subsection (n) in 2002  
25 and 2003.”.

1       ~~SEC. 427.~~ None of the funds provided by this Act  
 2 may be used for the purpose of implementing any adminis-  
 3 trative proposal that would require military retirees to  
 4 make an “irrevocable choice” for any specified period of  
 5 time between Department of Veterans Affairs or military  
 6 health care under the new TRICARE for Life plan author-  
 7 ized in the Floyd D. Spence National Defense Authoriza-  
 8 tion Act for Fiscal Year 2001 (as enacted into law by Pub-  
 9 lic 106–398).

10       ~~SEC. 428.~~ None of the funds appropriated by this Act  
 11 may be used to delay the national primary drinking water  
 12 regulation for Arsenic published on January 22, 2001, in  
 13 the Federal Register (66 Fed. Reg. pages 6976 through  
 14 7066; amending parts 141 through 142 of title 40 of the  
 15 Code of Federal Regulations) or to propose or finalize a  
 16 rule to increase the levels of arsenic in drinking water per-  
 17 mitted under that regulation.

18               ~~MINORITY EMERGENCY PREPAREDNESS~~

19                       ~~DEMONSTRATION PROGRAM~~

20                               ~~ESTABLISHMENT OF PROGRAM~~

21       ~~SEC. 429.~~ Subtitle B of title VI of the Robert T. Staf-  
 22 ford Disaster Relief and Emergency Assistance Act (42  
 23 U.S.C. 5197–5197g) is amended by adding at the end the  
 24 following:

1 **“SEC. 629. MINORITY EMERGENCY PREPAREDNESS DEM-**  
2 **ONSTRATION PROGRAM.**

3 “(a) IN GENERAL.—The Director shall establish a  
4 minority emergency preparedness demonstration program  
5 to research and promote the capacity of minority commu-  
6 nities to provide data, information, and awareness edu-  
7 cation by providing grants to or executing contracts or co-  
8 operative agreements with eligible nonprofit organizations  
9 to establish and conduct such programs.

10 “(b) ACTIVITIES SUPPORTED.—An eligible nonprofit  
11 organization may use a grant, contract, or cooperative  
12 agreement awarded under this section—

13 “(1) to conduct research into the status of  
14 emergency preparedness and disaster response  
15 awareness in African American and Hispanic house-  
16 holds located in urban, suburban, and rural commu-  
17 nities, particularly in those States and regions most  
18 impacted by natural and manmade disasters and  
19 emergencies; and

20 “(2) to develop and promote awareness of emer-  
21 gency preparedness education programs within mi-  
22 nority communities, including development and prep-  
23 aration of culturally competent educational and  
24 awareness materials that can be used to disseminate  
25 information to minority organizations and institu-  
26 tions.

1       “(c) ELIGIBLE ORGANIZATIONS.—A nonprofit orga-  
 2 nization is eligible to be awarded a grant, contract, or co-  
 3 operative agreement under this section with respect to a  
 4 program if the organization is a nonprofit organization  
 5 that is described in section 501(c)(3) of the Internal Rev-  
 6 enue Code of 1986 (26 U.S.C. 501(c)(3)) and exempt  
 7 from tax under section 501(a) of such Code, whose pri-  
 8 mary mission is to provide services to communities pre-  
 9 dominately populated by minority citizens, and that can  
 10 demonstrate a partnership with a minority-owned business  
 11 enterprise or minority business located in a HUBZone (as  
 12 defined in section 3(p) of the Small Business Act (15  
 13 U.S.C. 632(p))) with respect to the program.

14       “(d) USE OF FUNDS.—A recipient of a grant, con-  
 15 tract, or cooperative agreement awarded under this section  
 16 may only use the proceeds of the grant, contract, or agree-  
 17 ment to—

18               “(1) acquire expert professional services nec-  
 19 essary to conduct research in communities predomi-  
 20 nately populated by minority citizens, with a primary  
 21 emphasis on African American and Hispanic com-  
 22 munities;

23               “(2) develop and prepare informational mate-  
 24 rials to promote awareness among minority commu-  
 25 nities about emergency preparedness and how to



1 protect their households and communities in advance  
2 of disasters;

3 “(3) establish consortia with minority national  
4 organizations, minority institutions of higher edu-  
5 cation, and faith-based institutions to disseminate  
6 information about emergency preparedness to minor-  
7 ity communities; and

8 “(4) implement a joint project with a minority  
9 serving institution, including a part B institution (as  
10 defined in section 322(2) of the Higher Education  
11 Act of 1965 (20 U.S.C. 1061(2))), an institution de-  
12 scribed in subparagraph (A), (B), or (C) of section  
13 326 of that Act (20 U.S.C. 1063b(e)(1)(A), (B), or  
14 (C)), and a Hispanic-serving institution (as defined  
15 in section 502(a)(5) of that Act (20 U.S.C.  
16 1101a(a)(5))).

17 “(e) APPLICATION AND REVIEW PROCEDURE.—To  
18 be eligible to receive a grant, contract, or cooperative  
19 agreement under this section, an organization must sub-  
20 mit an application to the Director at such time, in such  
21 manner, and accompanied by such information as the Di-  
22 rector may reasonably require. The Director shall estab-  
23 lish a procedure by which to accept such applications.

24 “(f) AUTHORIZATION OF APPROPRIATION.—There is  
25 authorized to be appropriated to carry out this section

1 \$1,500,000 for fiscal year 2002 and such funds as may  
 2 be necessary for fiscal years 2003 through 2007. Such  
 3 sums shall remain available until expended.”.

4 ~~SEC. 430.~~ None of the funds made available in this  
 5 Act may be used by the Department of Veterans Affairs  
 6 to implement any provision of the April 2001 report enti-  
 7 tled “Plan for the Development of a 25-Year General Use  
 8 Plan for Department of Veterans Affairs West Los Ange-  
 9 les Healthcare Center”.

10 ~~SEC. 431.~~ None of the funds made available by this  
 11 Act may be used to implement or enforce the requirement  
 12 under section 12(e) of the United States Housing Act of  
 13 1937 (42 U.S.C. 1437j(c); relating to community service).

14 ~~SEC. 432.~~ No funds appropriated or otherwise made  
 15 available under this Act shall be made available to any  
 16 person or entity that has been convicted of violating the  
 17 Buy American Act (41 U.S.C. 10a–10e).

18 This Act may be cited as the “Departments of Vet-  
 19 erans Affairs and Housing and Urban Development, and  
 20 Independent Agencies Appropriations Act, 2002”.

21 *That the following sums are appropriated, out of any*  
 22 *money in the Treasury not otherwise appropriated, for the*  
 23 *Departments of Veteran Affairs and Housing and Urban*  
 24 *Development, and for sundry independent agencies, boards,*

1 *commissions, corporations, and offices for the fiscal year*  
 2 *ending September 30, 2002, and for other purposes, namely:*

3 *TITLE I—DEPARTMENT OF VETERANS AFFAIRS*

4 *VETERANS BENEFITS ADMINISTRATION*

5 *COMPENSATION AND PENSIONS*

6 *(INCLUDING TRANSFERS OF FUNDS)*

7 *For the payment of compensation benefits to or on be-*  
 8 *half of veterans and a pilot program for disability examina-*  
 9 *tions as authorized by law (38 U.S.C. 107, chapters 11, 13,*  
 10 *18, 51, 53, 55, and 61); pension benefits to or on behalf*  
 11 *of veterans as authorized by law (38 U.S.C. chapters 15,*  
 12 *51, 53, 55, and 61; 92 Stat. 2508); and burial benefits,*  
 13 *emergency and other officers' retirement pay, adjusted-serv-*  
 14 *ice credits and certificates, payment of premiums due on*  
 15 *commercial life insurance policies guaranteed under the*  
 16 *provisions of Article IV of the Soldiers' and Sailors' Civil*  
 17 *Relief Act of 1940, as amended, and for other benefits as*  
 18 *authorized by law (38 U.S.C. 107, 1312, 1977, and 2106,*  
 19 *chapters 23, 51, 53, 55, and 61; 50 U.S.C. App. 540–548;*  
 20 *43 Stat. 122, 123; 45 Stat. 735; 76 Stat. 1198),*  
 21 *\$24,944,288,000, to remain available until expended: Pro-*  
 22 *vided, That not to exceed \$17,940,000 of the amount appro-*  
 23 *priated shall be reimbursed to “General operating expenses”*  
 24 *and “Medical care” for necessary expenses in implementing*  
 25 *those provisions authorized in the Omnibus Budget Rec-*  
 26 *onciliation Act of 1990, and in the Veterans' Benefits Act*

1 of 1992 (38 U.S.C. chapters 51, 53, and 55), the funding  
 2 source for which is specifically provided as the “Compensa-  
 3 tion and pensions” appropriation: Provided further, That  
 4 such sums as may be earned on an actual qualifying pa-  
 5 tient basis, shall be reimbursed to “Medical facilities revolv-  
 6 ing fund” to augment the funding of individual medical  
 7 facilities for nursing home care provided to pensioners as  
 8 authorized.

#### 9 READJUSTMENT BENEFITS

10 For the payment of readjustment and rehabilitation  
 11 benefits to or on behalf of veterans as authorized by 38  
 12 U.S.C. chapters 21, 30, 31, 34, 35, 36, 39, 51, 53, 55, and  
 13 61, \$2,135,000,000, to remain available until expended:  
 14 Provided, That expenses for rehabilitation program services  
 15 and assistance which the Secretary is authorized to provide  
 16 under section 3104(a) of title 38, United States Code, other  
 17 than under subsection (a)(1), (2), (5) and (11) of that sec-  
 18 tion, shall be charged to the account: Provided further, That  
 19 funds shall be available to pay any court order, court award  
 20 or any compromise settlement arising from litigation in-  
 21 volving the vocational training program authorized by sec-  
 22 tion 18 of Public Law 98–77, as amended.

#### 23 VETERANS INSURANCE AND INDEMNITIES

24 For military and naval insurance, national service life  
 25 insurance, servicemen’s indemnities, service-disabled vet-  
 26 erans insurance, and veterans mortgage life insurance as

1 *authorized by 38 U.S.C. chapter 19; 70 Stat. 887; 72 Stat.*  
2 *487, \$26,200,000, to remain available until expended.*

3 *VETERANS HOUSING BENEFIT PROGRAM FUND PROGRAM*

4 *ACCOUNT*

5 *(INCLUDING TRANSFER OF FUNDS)*

6 *For the cost of direct and guaranteed loans, such sums*  
7 *as may be necessary to carry out the program, as authorized*  
8 *by 38 U.S.C. chapter 37, as amended: Provided, That such*  
9 *costs, including the cost of modifying such loans, shall be*  
10 *as defined in section 502 of the Congressional Budget Act*  
11 *of 1974, as amended: Provided further, That during fiscal*  
12 *year 2002, within the resources available, not to exceed*  
13 *\$300,000 in gross obligations for direct loans are authorized*  
14 *for specially adapted housing loans.*

15 *In addition, for administrative expenses to carry out*  
16 *the direct and guaranteed loan programs, \$164,497,000,*  
17 *which may be transferred to and merged with the appro-*  
18 *priation for “General operating expenses”.*

19 *EDUCATION LOAN FUND PROGRAM ACCOUNT*

20 *(INCLUDING TRANSFER OF FUNDS)*

21 *For the cost of direct loans, \$1,000, as authorized by*  
22 *38 U.S.C. 3698, as amended: Provided, That such costs, in-*  
23 *cluding the cost of modifying such loans, shall be as defined*  
24 *in section 502 of the Congressional Budget Act of 1974, as*  
25 *amended: Provided further, That these funds are available*

1 *to subsidize gross obligations for the principal amount of*  
2 *direct loans not to exceed \$3,400.*

3 *In addition, for administrative expenses necessary to*  
4 *carry out the direct loan program, \$64,000, which may be*  
5 *transferred to and merged with the appropriation for “Gen-*  
6 *eral operating expenses”.*

7 *VOCATIONAL REHABILITATION LOANS PROGRAM ACCOUNT*

8 *(INCLUDING TRANSFER OF FUNDS)*

9 *For the cost of direct loans, \$72,000, as authorized by*  
10 *38 U.S.C. chapter 31, as amended: Provided, That such*  
11 *costs, including the cost of modifying such loans, shall be*  
12 *as defined in section 502 of the Congressional Budget Act*  
13 *of 1974, as amended: Provided further, That these funds are*  
14 *available to subsidize gross obligations for the principal*  
15 *amount of direct loans not to exceed \$3,301,000.*

16 *In addition, for administrative expenses necessary to*  
17 *carry out the direct loan program, \$274,000, which may*  
18 *be transferred to and merged with the appropriation for*  
19 *“General operating expenses”.*

20 *NATIVE AMERICAN VETERAN HOUSING LOAN PROGRAM*

21 *ACCOUNT*

22 *(INCLUDING TRANSFER OF FUNDS)*

23 *For administrative expenses to carry out the direct*  
24 *loan program authorized by 38 U.S.C. chapter 37, sub-*  
25 *chapter V, as amended, \$544,000, which may be transferred*

1 *to and merged with the appropriation for “General oper-*  
2 *ating expenses”.*

3       *GUARANTEED TRANSITIONAL HOUSING LOANS FOR*  
4               *HOMELESS VETERANS PROGRAM ACCOUNT*  
5               *(INCLUDING TRANSFER OF FUNDS)*

6       *Not to exceed \$750,000 of the amounts appropriated*  
7 *by this Act for “General operating expenses” and “Medical*  
8 *care” may be expended for the administrative expenses to*  
9 *carry out the guaranteed loan program authorized by* 38  
10 *U.S.C. chapter 37, subchapter VI.*

11               *VETERANS HEALTH ADMINISTRATION*  
12               *MEDICAL CARE*  
13               *(INCLUDING TRANSFER OF FUNDS)*

14       *For necessary expenses for the maintenance and oper-*  
15 *ation of hospitals, nursing homes, and domiciliary facili-*  
16 *ties; for furnishing, as authorized by law, inpatient and*  
17 *outpatient care and treatment to beneficiaries of the De-*  
18 *partment of Veterans Affairs, including care and treatment*  
19 *in facilities not under the jurisdiction of the department;*  
20 *and furnishing recreational facilities, supplies, and equip-*  
21 *ment; funeral, burial, and other expenses incidental thereto*  
22 *for beneficiaries receiving care in the department; adminis-*  
23 *trative expenses in support of planning, design, project*  
24 *management, real property acquisition and disposition,*  
25 *construction and renovation of any facility under the juris-*  
26 *isdiction or for the use of the department; oversight, engineer-*

1 ing and architectural activities not charged to project cost;  
2 repairing, altering, improving or providing facilities in the  
3 several hospitals and homes under the jurisdiction of the  
4 department, not otherwise provided for, either by contract  
5 or by the hire of temporary employees and purchase of ma-  
6 terials; uniforms or allowances therefor, as authorized by  
7 5 U.S.C. 5901–5902; aid to State homes as authorized by  
8 38 U.S.C. 1741; administrative and legal expenses of the  
9 department for collecting and recovering amounts owed the  
10 department as authorized under 38 U.S.C. chapter 17, and  
11 the Federal Medical Care Recovery Act, 42 U.S.C. 2651 et  
12 seq., \$21,379,742,000, plus reimbursements: Provided, That  
13 of the funds made available under this heading,  
14 \$675,000,000 is for the equipment and land and structures  
15 object classifications only, which amount shall not become  
16 available for obligation until August 1, 2002, and shall re-  
17 main available until September 30, 2003: Provided further,  
18 That of the funds made available under this heading, not  
19 to exceed \$900,000,000 shall be available until September  
20 30, 2003: Provided further, That, in addition to other funds  
21 made available under this heading for non-recurring main-  
22 tenance and repair (NRM) activities, \$30,000,000 shall be  
23 available without fiscal year limitation to support the NRM  
24 activities necessary to implement Capital Asset Realign-  
25 ment for Enhanced Services (CARES) activities: Provided



1 further, That from amounts appropriated under this head-  
2 ing, additional amounts, as designated by the Secretary no  
3 later than September 30, 2002, may be used for CARES  
4 activities without fiscal year limitation: Provided further,  
5 That the Secretary of Veterans Affairs shall conduct by con-  
6 tract a program of recovery audits for the fee basis and  
7 other medical services contracts with respect to payments  
8 for hospital care; and, notwithstanding 31 U.S.C. 3302(b),  
9 amounts collected, by setoff or otherwise, as the result of  
10 such audits shall be available, without fiscal year limita-  
11 tion, for the purposes for which funds are appropriated  
12 under this heading and the purposes of paying a contractor  
13 a percent of the amount collected as a result of an audit  
14 carried out by the contractor: Provided further, That all  
15 amounts so collected under the preceding proviso with re-  
16 spect to a designated health care region (as that term is  
17 defined in 38 U.S.C. 1729A(d)(2)) shall be allocated, net  
18 of payments to the contractor, to that region.

19 In addition, in conformance with Public Law 105–33  
20 establishing the Department of Veterans Affairs Medical  
21 Care Collections Fund, such sums as may be deposited to  
22 such Fund pursuant to 38 U.S.C. 1729A may be transferred  
23 to this account, to remain available until expended for the  
24 purposes of this account.

1                    *MEDICAL AND PROSTHETIC RESEARCH*

2            *For necessary expenses in carrying out programs of*  
3 *medical and prosthetic research and development as author-*  
4 *ized by 38 U.S.C. chapter 73, to remain available until*  
5 *September 30, 2003, \$390,000,000, plus reimbursements.*

6                    *MEDICAL ADMINISTRATION AND MISCELLANEOUS*

7                    *OPERATING EXPENSES*

8            *For necessary expenses in the administration of the*  
9 *medical, hospital, nursing home, domiciliary, construction,*  
10 *supply, and research activities, as authorized by law; ad-*  
11 *ministrative expenses in support of capital policy activities,*  
12 *\$67,628,000, plus reimbursements: Provided, That technical*  
13 *and consulting services offered by the Facilities Manage-*  
14 *ment Field Service, including project management and real*  
15 *property administration (including leases, site acquisition*  
16 *and disposal activities directly supporting projects), shall*  
17 *be provided to Department of Veterans Affairs components*  
18 *only on a reimbursable basis, and such amounts will re-*  
19 *main available until September 30, 2002.*

20                    *DEPARTMENTAL ADMINISTRATION*

21                    *GENERAL OPERATING EXPENSES*

22            *For necessary operating expenses of the Department of*  
23 *Veterans Affairs, not otherwise provided for, including uni-*  
24 *forms or allowances therefor; not to exceed \$25,000 for offi-*  
25 *cial reception and representation expenses; hire of passenger*  
26 *motor vehicles; and reimbursement of the General Services*

1 *Administration for security guard services, and the Depart-*  
 2 *ment of Defense for the cost of overseas employee mail,*  
 3 *\$1,194,831,000: Provided, That expenses for services and as-*  
 4 *sistance authorized under 38 U.S.C. 3104(a)(1), (2), (5)*  
 5 *and (11) that the Secretary determines are necessary to en-*  
 6 *able entitled veterans (1) to the maximum extent feasible,*  
 7 *to become employable and to obtain and maintain suitable*  
 8 *employment; or (2) to achieve maximum independence in*  
 9 *daily living, shall be charged to this account: Provided fur-*  
 10 *ther, That of the funds made available under this heading,*  
 11 *not to exceed \$60,000,000 shall be available until September*  
 12 *30, 2003: Provided further, That of the funds made avail-*  
 13 *able under this heading, the Veterans Benefits Administra-*  
 14 *tion may purchase up to four passenger motor vehicles for*  
 15 *use in their Manila, Philippines operation: Provided fur-*  
 16 *ther, That travel expenses for this account shall not exceed*  
 17 *\$15,665,000.*

18 *NATIONAL CEMETERY ADMINISTRATION*

19 *For necessary expenses of the National Cemetery Ad-*  
 20 *ministration for operations and maintenance, not otherwise*  
 21 *provided for, including uniforms or allowances therefor;*  
 22 *cemeterial expenses as authorized by law; purchase of one*  
 23 *passenger motor vehicle for use in cemeterial operations;*  
 24 *and hire of passenger motor vehicles, \$121,169,000.*

1                   OFFICE OF INSPECTOR GENERAL

2           *For necessary expenses of the Office of Inspector Gen-*  
3 *eral in carrying out the Inspector General Act of 1978, as*  
4 *amended, \$48,308,000.*

5                   CONSTRUCTION, MAJOR PROJECTS

6           *For constructing, altering, extending and improving*  
7 *any of the facilities under the jurisdiction or for the use*  
8 *of the Department of Veterans Affairs, or for any of the*  
9 *purposes set forth in sections 316, 2404, 2406, 8102, 8103,*  
10 *8106, 8108, 8109, 8110, and 8122 of title 38, United States*  
11 *Code, including planning, architectural and engineering*  
12 *services, maintenance or guarantee period services costs as-*  
13 *sociated with equipment guarantees provided under the*  
14 *project, services of claims analysts, offsite utility and storm*  
15 *drainage system construction costs, and site acquisition,*  
16 *where the estimated cost of a project is \$4,000,000 or more*  
17 *or where funds for a project were made available in a pre-*  
18 *vious major project appropriation, \$155,180,000, to remain*  
19 *available until expended, of which \$60,000,000 shall be for*  
20 *Capital Asset Realignment for Enhanced Services (CARES)*  
21 *activities; and of which not to exceed \$20,000,000 shall be*  
22 *for costs associated with land acquisitions for national*  
23 *cemeteries in the vicinity of Sacramento, California; Pitts-*  
24 *burgh, Pennsylvania; and Detroit, Michigan: Provided,*  
25 *That except for advance planning activities (including*  
26 *market-based and other assessments of needs which may*

1 lead to capital investments) funded through the advance  
2 planning fund, design of projects funded through the design  
3 fund, and planning and design activities funded through  
4 the CARES fund (including market-based and other assess-  
5 ments of needs which may lead to capital investments),  
6 none of these funds shall be used for any project which has  
7 not been approved by the Congress in the budgetary process:  
8 Provided further, That funds provided in this appropria-  
9 tion for fiscal year 2002, for each approved project (except  
10 those for CARES activities and the three land acquisitions  
11 referenced above) shall be obligated: (1) by the awarding  
12 of a construction documents contract by September 30,  
13 2002; and (2) by the awarding of a construction contract  
14 by September 30, 2003: Provided further, That the Sec-  
15 retary shall promptly report in writing to the Committees  
16 on Appropriations any approved major construction project  
17 in which obligations are not incurred within the time limi-  
18 tations established above: Provided further, That no funds  
19 from any other account except the "Parking revolving  
20 fund", may be obligated for constructing, altering, extend-  
21 ing, or improving a project which was approved in the  
22 budget process and funded in this account until one year  
23 after substantial completion and beneficial occupancy by  
24 the Department of Veterans Affairs of the project or any  
25 part thereof with respect to that part only.

## CONSTRUCTION, MINOR PROJECTS

1                   *For constructing, altering, extending, and improving*  
2  
3                   *any of the facilities under the jurisdiction or for the use*  
4                   *of the Department of Veterans Affairs, including planning*  
5                   *and assessments of needs which may lead to capital invest-*  
6                   *ments, architectural and engineering services, maintenance*  
7                   *or guarantee period services costs associated with equipment*  
8                   *guarantees provided under the project, services of claims an-*  
9                   *alysts, offsite utility and storm drainage system construc-*  
10                  *tion costs, and site acquisition, or for any of the purposes*  
11                  *set forth in sections 316, 2404, 2406, 8102, 8103, 8106,*  
12                  *8108, 8109, 8110, 8122, and 8162 of title 38, United States*  
13                  *Code, where the estimated cost of a project is less than*  
14                  *\$4,000,000, \$178,900,000, to remain available until ex-*  
15                  *pende, along with unobligated balances of previous “Con-*  
16                  *struction, minor projects” appropriations which are hereby*  
17                  *made available for any project where the estimated cost is*  
18                  *less than \$4,000,000, of which \$25,000,000 shall be for Cap-*  
19                  *ital Asset Realignment for Enhanced Services (CARES) ac-*  
20                  *tivities: Provided, That from amounts appropriated under*  
21                  *this heading, additional amounts may be used for CARES*  
22                  *activities: Provided further, That funds in this account*  
23                  *shall be available for: (1) repairs to any of the nonmedical*  
24                  *facilities under the jurisdiction or for the use of the depart-*  
25                  *ment which are necessary because of loss or damage caused*

1 *by any natural disaster or catastrophe; and (2) temporary*  
2 *measures necessary to prevent or to minimize further loss*  
3 *by such causes.*

4 *PARKING REVOLVING FUND*

5 *For the parking revolving fund as authorized by 38*  
6 *U.S.C. 8109, income from fees collected and \$4,000,000*  
7 *from the General Fund, both to remain available until ex-*  
8 *pended, which shall be available for all authorized expenses*  
9 *except operations and maintenance costs, which will be*  
10 *funded from “Medical care”.*

11 *GRANTS FOR CONSTRUCTION OF STATE EXTENDED CARE*

12 *FACILITIES*

13 *For grants to assist States to acquire or construct*  
14 *State nursing home and domiciliary facilities and to re-*  
15 *model, modify or alter existing hospital, nursing home and*  
16 *domiciliary facilities in State homes, for furnishing care*  
17 *to veterans as authorized by 38 U.S.C. 8131–8137,*  
18 *\$100,000,000, to remain available until expended.*

19 *GRANTS FOR THE CONSTRUCTION OF STATE VETERANS*

20 *CEMETERIES*

21 *For grants to aid States in establishing, expanding,*  
22 *or improving State veterans cemeteries as authorized by 38*  
23 *U.S.C. 2408, \$25,000,000, to remain available until ex-*  
24 *pended.*

## ADMINISTRATIVE PROVISIONS

## (INCLUDING TRANSFER OF FUNDS)

SEC. 101. Any appropriation for fiscal year 2002 for “Compensation and pensions”, “Readjustment benefits”, and “Veterans insurance and indemnities” may be transferred to any other of the mentioned appropriations.

SEC. 102. Appropriations available to the Department of Veterans Affairs for fiscal year 2002 for salaries and expenses shall be available for services authorized by 5 U.S.C. 3109.

SEC. 103. No appropriations in this Act for the Department of Veterans Affairs (except the appropriations for “Construction, major projects”, “Construction, minor projects”, and the “Parking revolving fund”) shall be available for the purchase of any site for or toward the construction of any new hospital or home.

SEC. 104. No appropriations in this Act for the Department of Veterans Affairs shall be available for hospitalization or examination of any persons (except beneficiaries entitled under the laws bestowing such benefits to veterans, and persons receiving such treatment under 5 U.S.C. 7901–7904 or 42 U.S.C. 5141–5204), unless reimbursement of cost is made to the “Medical care” account at such rates as may be fixed by the Secretary of Veterans Affairs.



1       *SEC. 105. Appropriations available to the Department*  
2       *of Veterans Affairs for fiscal year 2002 for “Compensation*  
3       *and pensions”, “Readjustment benefits”, and “Veterans in-*  
4       *surance and indemnities” shall be available for payment*  
5       *of prior year accrued obligations required to be recorded*  
6       *by law against the corresponding prior year accounts with-*  
7       *in the last quarter of fiscal year 2001.*

8       *SEC. 106. Appropriations accounts available to the De-*  
9       *partment of Veterans Affairs for fiscal year 2002 shall be*  
10       *available to pay prior year obligations of corresponding*  
11       *prior year appropriations accounts resulting from title X*  
12       *of the Competitive Equality Banking Act, Public Law 100–*  
13       *86, except that if such obligations are from trust fund ac-*  
14       *counts they shall be payable from “Compensation and pen-*  
15       *sions”.*

16       *SEC. 107. Notwithstanding any other provision of law,*  
17       *during fiscal year 2002, the Secretary of Veterans Affairs*  
18       *shall, from the National Service Life Insurance Fund (38*  
19       *U.S.C. 1920), the Veterans’ Special Life Insurance Fund*  
20       *(38 U.S.C. 1923), and the United States Government Life*  
21       *Insurance Fund (38 U.S.C. 1955), reimburse the “General*  
22       *operating expenses” account for the cost of administration*  
23       *of the insurance programs financed through those accounts:*  
24       *Provided, That reimbursement shall be made only from the*  
25       *surplus earnings accumulated in an insurance program in*

1 *fiscal year 2002, that are available for dividends in that*  
2 *program after claims have been paid and actuarially deter-*  
3 *mined reserves have been set aside: Provided further, That*  
4 *if the cost of administration of an insurance program ex-*  
5 *ceeds the amount of surplus earnings accumulated in that*  
6 *program, reimbursement shall be made only to the extent*  
7 *of such surplus earnings: Provided further, That the Sec-*  
8 *retary shall determine the cost of administration for fiscal*  
9 *year 2002, which is properly allocable to the provision of*  
10 *each insurance program and to the provision of any total*  
11 *disability income insurance included in such insurance*  
12 *program.*

13       *SEC. 108. For fiscal year 2002 only, funds available*  
14 *in any Department of Veterans Affairs appropriation or*  
15 *fund for salaries and other administrative expenses shall*  
16 *also be available to reimburse the Office of Resolution Man-*  
17 *agement and the Office of Employment Discrimination*  
18 *Complaint Adjudication for all services provided at rates*  
19 *which will recover actual costs. Payments may be made in*  
20 *advance for services to be furnished, based on estimated*  
21 *costs. Amounts received shall be credited to the General Op-*  
22 *erating Expenses account for use by the office that provided*  
23 *the service. Total resources available to these offices for fis-*  
24 *cal year 2002 shall not exceed \$28,550,000 for the Office*

1 *of Resolution Management and \$2,383,000 for the Office of*  
2 *Employment and Discrimination Complaint Adjudication.*

3       *SEC. 109. Notwithstanding any other provision of law,*  
4 *the Department of Veterans Affairs shall continue the Fran-*  
5 *chise Fund pilot program authorized to be established by*  
6 *section 403 of Public Law 103–356 until October 1, 2002:*  
7 *Provided, That the Franchise Fund, established by Title I*  
8 *of Public Law 104–204 to finance the operations of the*  
9 *Franchise Fund pilot program, shall continue until October*  
10 *1, 2002.*

11       *SEC. 110. (a) STUDY OF VISCOSUPPLEMENTATION.—*  
12 *The Secretary of Veterans Affairs shall carry out a study*  
13 *of the benefits and costs of using viscosupplementation as*  
14 *a means of treating degenerative knee diseases in veterans*  
15 *instead of, or as a means of delaying, knee replacement.*  
16 *The study shall consider the benefits and costs of the proce-*  
17 *dure for veterans and the effect of the use of the procedure*  
18 *on the provision of medical care by the Department of Vet-*  
19 *erans Affairs.*

20       *(b) REPORT.—Not later than one year after the date*  
21 *of the enactment of this Act, the Secretary shall submit to*  
22 *Congress a report on the study carried out under subsection*  
23 *(a). The report shall set forth the results of the study, and*  
24 *include such other information regarding the study, includ-*

1 *ing recommendations as a result of the study, as the Sec-*  
2 *retary considers appropriate.*

3 *(c) FUNDING.—The Secretary shall carry out the study*  
4 *under subsection (a) using amounts available to the Sec-*  
5 *retary under this title under the heading “MEDICAL AND*  
6 *PROSTHETIC RESEARCH”.*

7 *SEC. 111. (a) ELIGIBILITY OF NORTH DAKOTA VET-*  
8 *ERANS CEMETERY FOR AID REGARDING VETERANS CEME-*  
9 *TERIES.—The Secretary of Veterans Affairs shall treat the*  
10 *North Dakota Veterans Cemetery, Mandan, North Dakota,*  
11 *as a veterans cemetery owned by the State of North Dakota*  
12 *for purposes of making grants to States in expanding or*  
13 *improving veterans cemeteries under section 2408 of title*  
14 *38, United States Code.*

15 *(b) APPLICABILITY.—This section shall take effect on*  
16 *the date of enactment of this Act, and shall apply with re-*  
17 *spect to grants under section 2408 of title 38, United States*  
18 *Code, that occur on or after that date.*

19 *SEC. 112. Notwithstanding any other provision of this*  
20 *Act, none of the funds appropriated or otherwise made*  
21 *available in this Act for “Medical care” appropriations of*  
22 *the Department of Veterans Affairs may be obligated for*  
23 *the realignment of the health care delivery system in Vet-*  
24 *erans Integrated Service Network 12 (VISN 12) until 60*  
25 *days after the Secretary of Veterans Affairs certifies that*

1 *the Department has: (1) consulted with veterans organiza-*  
 2 *tions, medical school affiliates, employee representatives,*  
 3 *State veterans and health associations, and other interested*  
 4 *parties with respect to the realignment plan to be imple-*  
 5 *mented; and (2) made available to the Congress and the*  
 6 *public information from the consultations regarding pos-*  
 7 *sible impacts on the accessibility of veterans health care*  
 8 *services to affected veterans.*

9 *TITLE II—DEPARTMENT OF HOUSING AND*

10 *URBAN DEVELOPMENT*

11 *PUBLIC AND INDIAN HOUSING*

12 *HOUSING CERTIFICATE FUND*

13 *(INCLUDING RESCISSION AND TRANSFERS OF FUNDS)*

14 *For activities and assistance to prevent the involun-*  
 15 *tary displacement of low-income families, the elderly and*  
 16 *the disabled because of the loss of affordable housing stock,*  
 17 *expiration of subsidy contracts (other than contracts for*  
 18 *which amounts are provided under another heading in this*  
 19 *Act) or expiration of use restrictions, or other changes in*  
 20 *housing assistance arrangements, and for other purposes,*  
 21 *\$15,658,769,000 and amounts that are recaptured in this*  
 22 *account to remain available until expended: Provided, That*  
 23 *of the total amount provided under this heading,*  
 24 *\$15,506,746,000, of which \$11,306,746,000 shall be avail-*  
 25 *able on October 1, 2001 and \$4,200,000,000 shall be avail-*  
 26 *able on October 1, 2002 shall be for assistance under the*

1 *United States Housing Act of 1937, as amended (“the Act”*  
 2 *herein) (42 U.S.C. 1437): Provided further, That the fore-*  
 3 *going amounts shall be for use in connection with expiring*  
 4 *or terminating section 8 subsidy contracts, for amendments*  
 5 *to section 8 subsidy contracts, for enhanced vouchers (in-*  
 6 *cluding amendments and renewals) under any provision of*  
 7 *law authorizing such assistance under section 8(t) of the*  
 8 *Act (47 U.S.C. 1437f(t)), contract administrators, and con-*  
 9 *tracts entered into pursuant to section 441 of the McKin-*  
 10 *ney-Vento Homeless Assistance Act: Provided further, That*  
 11 *amounts available under the first proviso under this head-*  
 12 *ing shall be available for section 8 rental assistance under*  
 13 *the Act: (1) for the relocation and replacement of housing*  
 14 *units that are demolished or disposed of pursuant to the*  
 15 *Omnibus Consolidated Rescissions and Appropriations Act*  
 16 *of 1996; (2) for the conversion of section 23 projects to as-*  
 17 *sistance under section 8; (3) for funds to carry out the fam-*  
 18 *ily unification program; (4) for the relocation of witnesses*  
 19 *in connection with efforts to combat crime in public and*  
 20 *assisted housing pursuant to a request from a law enforce-*  
 21 *ment or prosecution agency; (5) for tenant protection assist-*  
 22 *ance, including replacement and relocation assistance; and*  
 23 *(6) for the 1-year renewal of section 8 contracts at current*  
 24 *rents for units in a project that is subject to an approved*  
 25 *plan of action under the Emergency Low Income Housing*

1 *Preservation Act of 1987 or the Low-Income Housing Pres-*  
2 *ervation and Resident Homeownership Act of 1990: Pro-*  
3 *vided further, That of the total amount provided under this*  
4 *heading, no less than \$13,400,000 shall be transferred to*  
5 *the Working Capital Fund for the development and mainte-*  
6 *nance of information technology systems: Provided further,*  
7 *That of the total amount provided under this heading,*  
8 *\$40,000,000 shall be made available to nonelderly disabled*  
9 *families affected by the designation of a public housing de-*  
10 *velopment under section 7 of the Act, the establishment of*  
11 *preferences in accordance with section 651 of the Housing*  
12 *and Community Development Act of 1992 (42 U.S.C.*  
13 *1361l), or the restriction of occupancy to elderly families*  
14 *in accordance with section 658 of such Act, and to the extent*  
15 *the Secretary determines that such amount is not needed*  
16 *to fund applications for such affected families, to other non-*  
17 *elderly disabled families: Provided further, That of the total*  
18 *amount provided under this heading, \$98,623,000 shall be*  
19 *made available for incremental vouchers under section 8 of*  
20 *the Act on a fair share basis to those public housing agencies*  
21 *that have no less than 97 percent occupancy rate: Provided*  
22 *further, That amounts available under this heading may*  
23 *be made available for administrative fees and other expenses*  
24 *to cover the cost of administering rental assistance pro-*  
25 *grams under section 8 of the Act: Provided further, That*

1 the fee otherwise authorized under section 8(q) of such Act  
2 shall be determined in accordance with section 8(q), as in  
3 effect immediately before the enactment of the Quality  
4 Housing and Work Responsibility Act of 1998: Provided  
5 further, That \$615,000,000 are rescinded from unobligated  
6 balances remaining from funds appropriated to the Depart-  
7 ment of Housing and Urban Development under this head-  
8 ing or the heading “Annual contributions for assisted hous-  
9 ing” for fiscal year 2002 and prior years: Provided further,  
10 That, after the amount is rescinded under the previous pro-  
11 viso, to the extent an additional amount is available for  
12 rescission from unobligated balances remaining for funds  
13 appropriated to the Department of Housing and Urban De-  
14 velopment under this heading or the heading “Annual con-  
15 tributions for assisted housing” for fiscal year 2002 and  
16 prior years, such amount shall be made available on a pro-  
17 rata basis, no sooner than September 1, 2002, and shall  
18 be transferred for use under the “Research and Related Ac-  
19 tivities” account of the National Science Foundation, and  
20 shall be transferred for use under the “Science, Aeronautics  
21 and Technology” account of the National Aeronautics and  
22 Space Administration, and shall be transferred for use  
23 under the “HOME investment partnership program” ac-  
24 count of the Department of Housing and Urban Develop-  
25 ment for the production of mixed-income housing for which



1 *this amount shall be used to assist the construction of units*  
 2 *that serve extremely low-income families, and shall be*  
 3 *transferred for use under the “Housing for Special Popu-*  
 4 *lations” account of the Department of Housing and Urban*  
 5 *Development: Provided further, That the Secretary shall*  
 6 *have until September 30, 2002, to meet the rescissions in*  
 7 *the preceding provisos: Provided further, That any obligated*  
 8 *balances of contract authority that have been terminated*  
 9 *shall be canceled.*

10 *PUBLIC HOUSING CAPITAL FUND*

11 *(INCLUDING TRANSFER OF FUNDS)*

12 *For the Public Housing Capital Fund Program to*  
 13 *carry out capital and management activities for public*  
 14 *housing agencies, as authorized under section 9 of the*  
 15 *United States Housing Act of 1937, as amended (42 U.S.C.*  
 16 *1437), \$2,943,400,000, to remain available until September*  
 17 *30, 2003, of which up to \$50,000,000 shall be for carrying*  
 18 *out activities under section 9(h) of such Act, up to \$500,000*  
 19 *shall be for lease adjustments to section 23 projects and no*  
 20 *less than \$43,000,000 shall be transferred to the Working*  
 21 *Capital Fund for the development and maintenance of in-*  
 22 *formation technology systems: Provided, That no funds may*  
 23 *be used under this heading for the purposes specified in sec-*  
 24 *tion 9(k) of the United States Housing Act of 1937, as*  
 25 *amended: Provided further, That of the total amount, up*  
 26 *to \$75,000,000 shall be available for the Secretary of Hous-*

1 *ing and Urban Development to make grants to public hous-*  
 2 *ing agencies for emergency capital needs resulting from*  
 3 *emergencies and natural disasters in fiscal year 2002.*

4 *PUBLIC HOUSING OPERATING FUND*

5 *For payments to public housing agencies for the oper-*  
 6 *ation and management of public housing, as authorized by*  
 7 *section 9(e) of the United States Housing Act of 1937, as*  
 8 *amended (42 U.S.C. 1437g), \$3,384,868,000, to remain*  
 9 *available until September 30, 2003: Provided, That no*  
 10 *funds may be used under this heading for the purposes spec-*  
 11 *ified in section 9(k) of the United States Housing Act of*  
 12 *1937, as amended.*

13 *DRUG ELIMINATION GRANTS FOR LOW-INCOME HOUSING*

14 *For grants to public housing agencies and Indian*  
 15 *tribes and their tribally designated housing entities for use*  
 16 *in eliminating crime in public housing projects authorized*  
 17 *by 42 U.S.C. 11901–11908, for grants for federally assisted*  
 18 *low-income housing authorized by 42 U.S.C. 11909, and for*  
 19 *drug information clearinghouse services authorized by 42*  
 20 *U.S.C. 11921–11925, \$300,000,000, to remain available*  
 21 *until expended: Provided, That of the total amount provided*  
 22 *under this heading, up to \$3,000,000 shall be solely for tech-*  
 23 *nical assistance, technical assistance grants, training, and*  
 24 *program assessment for or on behalf of public housing agen-*  
 25 *cies, resident organizations, and Indian tribes and their*  
 26 *tribally designated housing entities (including up to*

1 \$150,000 for the cost of necessary travel for participants  
2 in such training) for oversight, training and improved  
3 management of this program; \$2,000,000 shall be available  
4 to the Boys and Girls Clubs of America for the operating  
5 and start-up costs of clubs located in or near, and primarily  
6 serving residents of, public housing and housing assisted  
7 under the Native American Housing Assistance and Self-  
8 Determination Act of 1996: Provided further, That of the  
9 amount under this heading, \$20,000,000 shall be available  
10 for the New Approach Anti-Drug program which will pro-  
11 vide competitive grants to entities managing or operating  
12 public housing developments, federally assisted multifamily  
13 housing developments, or other multifamily housing devel-  
14 opments for low-income families supported by non-Federal  
15 governmental entities or similar housing developments sup-  
16 ported by nonprofit private sources in order to provide or  
17 augment security (including personnel costs), to assist in  
18 the investigation and/or prosecution of drug-related crimi-  
19 nal activity in and around such developments, and to pro-  
20 vide assistance for the development of capital improvements  
21 at such developments directly relating to the security of such  
22 developments: Provided further, That grants for the New  
23 Approach Anti-Drug program shall be made on a competi-  
24 tive basis as specified in section 102 of the Department of  
25 Housing and Urban Development Reform Act of 1989.

1        *REVITALIZATION OF SEVERELY DISTRESSED PUBLIC*2                                *HOUSING (HOPE VI)*

3        *For grants to public housing agencies for demolition,*  
4 *site revitalization, replacement housing, and tenant-based*  
5 *assistance grants to projects as authorized by section 24 of*  
6 *the United States Housing Act of 1937, as amended,*  
7 *\$573,735,000 to remain available until September 30, 2003,*  
8 *of which the Secretary may use up to \$7,500,000 for tech-*  
9 *nical assistance and contract expertise, to be provided di-*  
10 *rectly or indirectly by grants, contracts or cooperative*  
11 *agreements, including training and cost of necessary travel*  
12 *for participants in such training, by or to officials and em-*  
13 *ployees of the department and of public housing agencies*  
14 *and to residents: Provided, That none of such funds shall*  
15 *be used directly or indirectly by granting competitive ad-*  
16 *vantage in awards to settle litigation or pay judgments, un-*  
17 *less expressly permitted herein.*

18                                *NATIVE AMERICAN HOUSING BLOCK GRANTS*19                                *(INCLUDING TRANSFERS OF FUNDS)*

20        *For the Native American Housing Block Grants pro-*  
21 *gram, as authorized under title I of the Native American*  
22 *Housing Assistance and Self-Determination Act of 1996*  
23 *(NAHASDA) (Public Law 104-330), \$648,570,000, to re-*  
24 *main available until expended, of which \$2,200,000 shall*  
25 *be contracted through the Secretary as technical assistance*

1 *and capacity building to be used by the National American*  
2 *Indian Housing Council in support of the implementation*  
3 *of NAHASDA; \$5,000,000 shall be to support the inspection*  
4 *of Indian housing units, contract expertise, and technical*  
5 *assistance in the training, oversight, and management of*  
6 *Indian housing and tenant-based assistance, including up*  
7 *to \$300,000 for related travel; and no less than \$3,000,000*  
8 *shall be transferred to the Working Capital Fund for the*  
9 *development and maintenance of information technology*  
10 *systems: Provided, That of the amount provided under this*  
11 *heading, \$5,987,000 shall be made available for the cost of*  
12 *guaranteed notes and other obligations, as authorized by*  
13 *title VI of NAHASDA: Provided further, That such costs,*  
14 *including the costs of modifying such notes and other obli-*  
15 *gations, shall be as defined in section 502 of the Congres-*  
16 *sional Budget Act of 1974, as amended: Provided further,*  
17 *That these funds are available to subsidize the total prin-*  
18 *cipal amount of any notes and other obligations, any part*  
19 *of which is to be guaranteed, not to exceed \$54,600,000: Pro-*  
20 *vided further, That the Secretary of Housing and Urban*  
21 *Development (Secretary) may provide technical and finan-*  
22 *cial assistance to the Turtle Mountain Band of Chippewa*  
23 *for emergency housing, housing assistance, and other assist-*  
24 *ance to address the mold problem at the Turtle Mountain*  
25 *Indian Reservation: Provided further, That the Secretary*

1 *shall work with the Turtle Mountain Band of Chippewa,*  
 2 *the Federal Emergency Management Agency, the Indian*  
 3 *Health Service, the Bureau of Indian Affairs, and other ap-*  
 4 *propriate Federal agencies in developing a plan to maxi-*  
 5 *mize Federal resources to address the emergency housing*  
 6 *needs and related problems: Provided further, That for ad-*  
 7 *ministrative expenses to carry out the guaranteed loan pro-*  
 8 *gram, up to \$150,000 from amounts in the first proviso,*  
 9 *which shall be transferred to and merged with the appro-*  
 10 *priation for “Salaries and expenses”, to be used only for*  
 11 *the administrative costs of these guarantees.*

12 *INDIAN HOUSING LOAN GUARANTEE FUND PROGRAM*

13 *ACCOUNT*

14 *(INCLUDING TRANSFER OF FUNDS)*

15 *For the cost of guaranteed loans, as authorized by sec-*  
 16 *tion 184 of the Housing and Community Development Act*  
 17 *of 1992 (106 Stat. 3739), \$5,987,000, to remain available*  
 18 *until expended: Provided, That such costs, including the*  
 19 *costs of modifying such loans, shall be as defined in section*  
 20 *502 of the Congressional Budget Act of 1974, as amended:*  
 21 *Provided further, That these funds are available to subsidize*  
 22 *total loan principal, any part of which is to be guaranteed,*  
 23 *not to exceed \$234,283,000.*

24 *In addition, for administrative expenses to carry out*  
 25 *the guaranteed loan program, up to \$200,000 from amounts*  
 26 *in the first paragraph, which shall be transferred to and*

1 merged with the appropriation for “Salaries and expenses”,  
 2 to be used only for the administrative costs of these guaran-  
 3 tees.

4 NATIVE HAWAIIAN HOUSING LOAN GUARANTEE FUND  
 5 (INCLUDING TRANSFER OF FUNDS)

6 For the cost of guaranteed loans, as authorized by sec-  
 7 tion 184A of the Housing and Community Development Act  
 8 of 1992 (12 U.S.C. 1715z–13a), \$1,000,000, to remain  
 9 available until expended: Provided, That such costs, includ-  
 10 ing the costs of modifying such loans, shall be as defined  
 11 in section 502 of the Congressional Budget Act of 1974, as  
 12 amended: Provided further, That these funds are available  
 13 to subsidize total loan principal, any part of which is to  
 14 be guaranteed, not to exceed \$40,000,000.

15 In addition, for administrative expenses to carry out  
 16 the guaranteed loan program, up to \$35,000 from amounts  
 17 in the first paragraph, which shall be transferred to and  
 18 merged with the appropriation for “Salaries and expenses”,  
 19 to be used only for the administrative costs of these guaran-  
 20 tees.

21 COMMUNITY PLANNING AND DEVELOPMENT

22 HOUSING OPPORTUNITIES FOR PERSONS WITH AIDS

23 For carrying out the Housing Opportunities for Per-  
 24 sons with AIDS program, as authorized by the AIDS Hous-  
 25 ing Opportunity Act (42 U.S.C. 12901), \$277,432,000, to  
 26 remain available until September 30, 2003: Provided, That

1 *the Secretary shall renew all expiring contracts that were*  
 2 *funded under section 854(c)(3) of such Act that meet all*  
 3 *program requirements before awarding funds for new con-*  
 4 *tracts and activities authorized under this section: Provided*  
 5 *further, That the Secretary may use up to \$2,000,000 of*  
 6 *the funds under this heading for training, oversight, and*  
 7 *technical assistance activities.*

#### 8 *RURAL HOUSING AND ECONOMIC DEVELOPMENT*

9 *For the Office of Rural Housing and Economic Devel-*  
 10 *opment in the Department of Housing and Urban Develop-*  
 11 *ment, \$25,000,000 to remain available until expended,*  
 12 *which amount shall be awarded by June 1, 2002, to Indian*  
 13 *tribes, State housing finance agencies, State community*  
 14 *and/or economic development agencies, local rural non-*  
 15 *profits and community development corporations to sup-*  
 16 *port innovative housing and economic development activi-*  
 17 *ties in rural areas: Provided, That all grants shall be*  
 18 *awarded on a competitive basis as specified in section 102*  
 19 *of the HUD Reform Act.*

#### 20 *EMPOWERMENT ZONES/ENTERPRISE COMMUNITIES*

21 *For grants in connection with a second round of em-*  
 22 *powerment zones and enterprise communities, \$75,000,000,*  
 23 *to remain available until expended, for “Urban Empower-*  
 24 *ment Zones”, as authorized in the Taxpayer Relief Act of*  
 25 *1997, including \$5,000,000 for each empowerment zone for*



1 *use in conjunction with economic development activities*  
 2 *consistent with the strategic plan of each empowerment*  
 3 *zone.*

4 *COMMUNITY DEVELOPMENT FUND*

5 *(INCLUDING TRANSFERS OF FUNDS)*

6 *For assistance to units of State and local government,*  
 7 *and to other entities, for economic and community develop-*  
 8 *ment activities, and for other purposes, \$5,012,993,000, to*  
 9 *remain available until September 30, 2004: Provided, That*  
 10 *of the amount provided, \$4,801,993,000 is for carrying out*  
 11 *the community development block grant program under*  
 12 *title I of the Housing and Community Development Act of*  
 13 *1974, as amended (the “Act” herein) (42 U.S.C. 5301): Pro-*  
 14 *vided further, That \$71,000,000 shall be for flexible grants*  
 15 *to Indian tribes notwithstanding section 106(a)(1) of such*  
 16 *Act; \$3,000,000 shall be available as a grant to the Housing*  
 17 *Assistance Council; \$2,600,000 shall be available as a grant*  
 18 *to the National American Indian Housing Council; and*  
 19 *\$45,500,000 shall be for grants pursuant to section 107 of*  
 20 *the Act of which \$4,000,000 shall be made available to sup-*  
 21 *port Alaska Native serving institutions and Native Hawai-*  
 22 *ian serving institutions as defined under the Higher Edu-*  
 23 *cation Act, as amended, and of which \$3,000,000 shall be*  
 24 *made available to tribal colleges and universities to build,*  
 25 *expand, renovate and equip their facilities: Provided fur-*

1 *ther, That \$10,000,000 shall be made available to the De-*  
2 *partment of Hawaiian Home Lands to provide assistance*  
3 *as authorized under the Hawaiian Homelands Homeowner-*  
4 *ship Act of 2000 (with no more than 5 percent of such funds*  
5 *being available for administrative costs): Provided further,*  
6 *That no less than \$15,000,000 shall be transferred to the*  
7 *Working Capital Fund for the development and mainte-*  
8 *nance of information technology systems: Provided further,*  
9 *That \$20,000,000 shall be for grants pursuant to the Self*  
10 *Help Housing Opportunity Program: Provided further,*  
11 *That not to exceed 20 percent of any grant made with funds*  
12 *appropriated herein (other than a grant made available in*  
13 *this paragraph to the Housing Assistance Council or the*  
14 *National American Indian Housing Council, or a grant*  
15 *using funds under section 107(b)(3) of the Act) shall be ex-*  
16 *pended for “Planning and Management Development” and*  
17 *“Administration” as defined in regulations promulgated by*  
18 *the department.*

19 *Of the amount made available under this heading,*  
20 *\$28,450,000 shall be made available for capacity building,*  
21 *of which \$25,000,000 shall be made available for “Capacity*  
22 *Building for Community Development and Affordable*  
23 *Housing” for LISC and the Enterprise Foundation, for ac-*  
24 *tivities as authorized by section 4 of the HUD Demonstra-*  
25 *tion Act of 1993 (Public Law 103–120), as in effect imme-*

1 diately before June 12, 1997, with not less than \$5,000,000  
2 of the funding to be used in rural areas, including tribal  
3 areas, and of which \$3,450,000 shall be for capacity build-  
4 ing activities administered by Habitat for Humanity Inter-  
5 national.

6       Of the amount made available under this heading, the  
7 Secretary of Housing and Urban Development may use up  
8 to \$55,000,000 for supportive services for public housing  
9 residents, as authorized by section 34 of the United States  
10 Housing Act of 1937, as amended, and for residents of hous-  
11 ing assisted under the Native American Housing Assistance  
12 and Self-Determination Act of 1996 (NAHASDA) and for  
13 grants for service coordinators and congregate services for  
14 the elderly and disabled residents of public and assisted  
15 housing and housing assisted under NAHASDA.

16       Of the amount made available under this heading,  
17 \$80,000,000 is for grants to create or expand community  
18 technology centers in high poverty urban and rural commu-  
19 nities and to provide technical assistance to those centers.

20       Of the amount made available under this heading,  
21 \$25,000,000 shall be available for neighborhood initiatives  
22 that are utilized to improve the conditions of distressed and  
23 blighted areas and neighborhoods, to stimulate investment,  
24 economic diversification, and community revitalization in  
25 areas with population outmigration or a stagnating or de-

1 *clining economic base, or to determine whether housing ben-*  
2 *efits can be integrated more effectively with welfare reform*  
3 *initiatives.*

4       *Of the amount made available under this heading, not-*  
5 *withstanding any other provision of law, \$70,000,000 shall*  
6 *be available for YouthBuild program activities authorized*  
7 *by subtitle D of title IV of the Cranston-Gonzalez National*  
8 *Affordable Housing Act, as amended, and such activities*  
9 *shall be an eligible activity with respect to any funds made*  
10 *available under this heading: Provided, That local*  
11 *YouthBuild programs that demonstrate an ability to lever-*  
12 *age private and nonprofit funding shall be given a priority*  
13 *for YouthBuild funding: Provided further, That no more*  
14 *than ten percent of any grant award may be used for ad-*  
15 *ministrative costs: Provided further, That not less than*  
16 *\$10,000,000 shall be available for grants to establish*  
17 *Youthbuild programs in underserved and rural areas: Pro-*  
18 *vided further, That of the amount provided under this para-*  
19 *graph, \$2,000,000 shall be set aside and made available for*  
20 *a grant to YouthBuild USA for capacity building for com-*  
21 *munity development and affordable housing activities as*  
22 *specified in section 4 of the HUD Demonstration Act of*  
23 *1993, as amended.*

24       *Of the amount made available under this heading,*  
25 *\$140,000,000 shall be available for grants for the Economic*

1 *Development Initiative (EDI) to finance a variety of eco-*  
 2 *nomie development efforts in accordance with the terms and*  
 3 *conditions specified for such grants in the Senate report ac-*  
 4 *companying this Act.*

5 *COMMUNITY DEVELOPMENT LOAN GUARANTEES PROGRAM*

6 *ACCOUNT*

7 *(INCLUDING TRANSFER OF FUNDS)*

8 *For the cost of guaranteed loans, \$14,000,000, as au-*  
 9 *thorized by section 108 of the Housing and Community De-*  
 10 *velopment Act of 1974, as amended: Provided, That such*  
 11 *costs, including the cost of modifying such loans, shall be*  
 12 *as defined in section 502 of the Congressional Budget Act*  
 13 *of 1974, as amended: Provided further, That these funds are*  
 14 *available to subsidize total loan principal, any part of*  
 15 *which is to be guaranteed, not to exceed \$608,696,000, not-*  
 16 *withstanding any aggregate limitation on outstanding obli-*  
 17 *gations guaranteed in section 108(k) of the Housing and*  
 18 *Community Development Act of 1974, as amended: Pro-*  
 19 *vided further, That in addition, for administrative expenses*  
 20 *to carry out the guaranteed loan program, \$1,000,000,*  
 21 *which shall be transferred to and merged with the appro-*  
 22 *priation for "Salaries and expenses".*

23 *BROWNFIELDS REDEVELOPMENT*

24 *For Economic Development Grants, as authorized by*  
 25 *section 108(q) of the Housing and Community Development*  
 26 *Act of 1974, as amended, for Brownfields redevelopment*

1 projects, \$25,000,000, to remain available until September  
 2 30, 2003: Provided, That the Secretary of Housing and  
 3 Urban Development shall make these grants available on  
 4 a competitive basis as specified in section 102 of the De-  
 5 partment of Housing and Urban Development Reform Act  
 6 of 1989.

7 *HOME INVESTMENT PARTNERSHIPS PROGRAM*

8 *(INCLUDING TRANSFER OF FUNDS)*

9 *For the HOME investment partnerships program, as*  
 10 *authorized under title II of the Cranston-Gonzalez National*  
 11 *Affordable Housing Act, as amended, \$1,796,040,000 to re-*  
 12 *main available until September 30, 2004, of which up to*  
 13 *\$20,000,000 of these funds shall be available for Housing*  
 14 *Counseling under section 106 of the Housing and Urban*  
 15 *Development Act of 1968; and of which no less than*  
 16 *\$17,000,000 shall be transferred to the Working Capital*  
 17 *Fund for the development and maintenance of information*  
 18 *technology systems.*

19 *HOMELESS ASSISTANCE GRANTS*

20 *(INCLUDING TRANSFER OF FUNDS)*

21 *For the emergency shelter grants program as author-*  
 22 *ized under subtitle B of title IV of the McKinney-Vento*  
 23 *Homeless Assistance Act, as amended; the supportive hous-*  
 24 *ing program as authorized under subtitle C of title IV of*  
 25 *such Act; the section 8 moderate rehabilitation single room*  
 26 *occupancy program as authorized under the United States*

1 *Housing Act of 1937, as amended, to assist homeless indi-*  
2 *viduals pursuant to section 441 of the McKinney-Vento*  
3 *Homeless Assistance Act; and the shelter plus care program*  
4 *as authorized under subtitle F of title IV of such Act,*  
5 *\$1,022,745,000, to remain available until September 30,*  
6 *2004: Provided, That not less than 30 percent of these funds*  
7 *shall be used for permanent housing, and all funding for*  
8 *services must be matched by 25 percent in funding by each*  
9 *grantee: Provided further, That all awards of assistance*  
10 *under this heading shall be required to coordinate and inte-*  
11 *grate homeless programs with other mainstream health, so-*  
12 *cial services, and employment programs for which homeless*  
13 *populations may be eligible, including Medicaid, State*  
14 *Children's Health Insurance Program, Temporary Assist-*  
15 *ance for Needy Families, Food Stamps, and services fund-*  
16 *ing through the Mental Health and Substance Abuse Block*  
17 *Grant, Workforce Investment Act, and the Welfare-to-Work*  
18 *grant program: Provided further, That no less than*  
19 *\$14,200,000 of the funds appropriated under this heading*  
20 *is transferred to the Working Capital Fund to be used for*  
21 *technical assistance for management information systems*  
22 *and to develop an automated, client-level Annual Perform-*  
23 *ance Report System: Provided further, That \$500,000 shall*  
24 *be made available to the Interagency Council on the Home-*  
25 *less for administrative needs.*

*SHELTER PLUS CARE RENEWALS*

*For the renewal on an annual basis of contracts expiring during fiscal years 2002 and 2003 or amendment of contracts funded under the Shelter Plus Care program, as authorized under subtitle F of title IV of the McKinney-Vento Homeless Assistance Act, as amended, \$99,780,000, to remain available until expended: Provided, That each Shelter Plus Care project with an expiring contract shall be eligible for renewal only if the project is determined to be needed under the applicable continuum of care and meets appropriate program requirements and financial standards, as determined by the Secretary.*

*HOUSING PROGRAMS**HOUSING FOR SPECIAL POPULATIONS**(INCLUDING TRANSFER OF FUNDS)*

*For assistance for the purchase, construction, acquisition, or development of additional public and subsidized housing units for low income families not otherwise provided for, \$1,001,009,000, to remain available until expended: Provided, That \$783,286,000 shall be for capital advances, including amendments to capital advance contracts, for housing for the elderly, as authorized by section 202 of the Housing Act of 1959, as amended, and for project rental assistance, and amendments to contracts for project rental assistance, for the elderly under such section 202(c)(2), and for supportive services associated with the*



1 housing, of which amount \$50,000,000 shall be for service  
2 coordinators and the continuation of existing congregate  
3 service grants for residents of assisted housing projects, of  
4 which amount up to \$3,000,000 shall be available to renew  
5 expiring project rental assistance contracts for up to a one-  
6 year term, and of which amount \$50,000,000 shall be for  
7 grants under section 202b of the Housing Act of 1959 (12  
8 U.S.C. 1701q-2) for conversion of eligible projects under  
9 such section to assisted living or related use: Provided fur-  
10 ther, That of the amount under this heading, \$217,723,000  
11 shall be for capital advances, including amendments to cap-  
12 ital advance contracts, for supportive housing for persons  
13 with disabilities, as authorized by section 811 of the Cran-  
14 ston-Gonzalez National Affordable Housing Act, for project  
15 rental assistance, for amendments to contracts for project  
16 rental assistance, and supportive services associated with  
17 the housing for persons with disabilities as authorized by  
18 section 811 of such Act, of which up to \$1,200,000 shall  
19 be available to renew expiring project rental assistance con-  
20 tracts for up to a one-year term: Provided further, That  
21 no less than \$3,000,000, to be divided evenly between the  
22 appropriations for the section 202 and section 811 pro-  
23 grams, shall be transferred to the Working Capital Fund  
24 for the development and maintenance of information tech-  
25 nology systems: Provided further, That the Secretary may

1 *designate up to 25 percent of the amounts earmarked under*  
 2 *this paragraph for section 811 of such Act for tenant-based*  
 3 *assistance, as authorized under that section, including such*  
 4 *authority as may be waived under the next proviso, which*  
 5 *assistance is five years in duration: Provided further, That*  
 6 *the Secretary may waive any provision of such section 202*  
 7 *and such section 811 (including the provisions governing*  
 8 *the terms and conditions of project rental assistance and*  
 9 *tenant-based assistance) that the Secretary determines is*  
 10 *not necessary to achieve the objectives of these programs,*  
 11 *or that otherwise impedes the ability to develop, operate,*  
 12 *or administer projects assisted under these programs, and*  
 13 *may make provision for alternative conditions or terms*  
 14 *where appropriate.*

15 *FLEXIBLE SUBSIDY FUND*

16 *(TRANSFER OF FUNDS)*

17 *From the Rental Housing Assistance Fund, all uncom-*  
 18 *mitted balances of excess rental charges as of September 30,*  
 19 *2001, and any collections made during fiscal year 2002,*  
 20 *shall be transferred to the Flexible Subsidy Fund, as author-*  
 21 *ized by section 236(g) of the National Housing Act, as*  
 22 *amended.*

23 *MANUFACTURED HOUSING FEES TRUST FUND*

24 *(INCLUDING TRANSFERS OF FUNDS)*

25 *For necessary expenses as authorized by the National*  
 26 *Manufactured Housing Construction and Safety Standards*

1 *Act of 1974, as amended (42 U.S.C. 5401 et seq.),*  
 2 *\$17,254,000, to remain available until expended, to be de-*  
 3 *rived from the Manufactured Housing Fees Trust Fund:*  
 4 *Provided, That not to exceed the amount appropriated*  
 5 *under this heading shall be available from the general fund*  
 6 *of the Treasury to the extent necessary to incur obligations*  
 7 *and make expenditures pending the receipt of collections to*  
 8 *the Fund pursuant to section 620 of such Act: Provided fur-*  
 9 *ther, That the amount made available under this heading*  
 10 *from the general fund shall be reduced as such collections*  
 11 *are received during fiscal year 2002 so as to result in a*  
 12 *final fiscal year 2002 appropriation from the general fund*  
 13 *estimated at not more than \$0.*

14 *FEDERAL HOUSING ADMINISTRATION*

15 *MUTUAL MORTGAGE INSURANCE PROGRAM ACCOUNT*

16 *(INCLUDING TRANSFERS OF FUNDS)*

17 *During fiscal year 2002, commitments to guarantee*  
 18 *loans to carry out the purposes of section 203(b) of the Na-*  
 19 *tional Housing Act, as amended, shall not exceed a loan*  
 20 *principal of \$160,000,000,000.*

21 *During fiscal year 2002, obligations to make direct*  
 22 *loans to carry out the purposes of section 204(g) of the Na-*  
 23 *tional Housing Act, as amended, shall not exceed*  
 24 *\$250,000,000: Provided, That the foregoing amount shall be*  
 25 *for loans to nonprofit and governmental entities in connec-*  
 26 *tion with sales of single family real properties owned by*

1 *the Secretary and formerly insured under the Mutual Mort-*  
 2 *gage Insurance Fund.*

3 *For administrative expenses necessary to carry out the*  
 4 *guaranteed and direct loan program, \$336,700,000, of*  
 5 *which not to exceed \$332,678,000 shall be transferred to the*  
 6 *appropriation for “Salaries and expenses”; and not to ex-*  
 7 *ceed \$4,022,000 shall be transferred to the appropriation*  
 8 *for “Office of Inspector General”. In addition, for adminis-*  
 9 *trative contract expenses, \$160,000,000: Provided, That a*  
 10 *combined total of \$160,000,000 from amounts appropriated*  
 11 *for administrative contract expenses under this heading or*  
 12 *the heading “FHA—General and Special Risk Program*  
 13 *Account” shall be transferred to the Working Capital Fund*  
 14 *for the development and maintenance of information tech-*  
 15 *nology systems: Provided further, That to the extent guaran-*  
 16 *teed loan commitments exceed \$65,500,000,000 on or before*  
 17 *April 1, 2002 an additional \$1,400 for administrative con-*  
 18 *tract expenses shall be available for each \$1,000,000 in ad-*  
 19 *ditional guaranteed loan commitments (including a pro*  
 20 *rata amount for any amount below \$1,000,000), but in no*  
 21 *case shall funds made available by this proviso exceed*  
 22 *\$16,000,000.*

23 *GENERAL AND SPECIAL RISK PROGRAM ACCOUNT*

24 *(INCLUDING TRANSFERS OF FUNDS)*

25 *For the cost of guaranteed loans, as authorized by sec-*  
 26 *tions 238 and 519 of the National Housing Act (12 U.S.C.*

1 1715z-3 and 1735c), including the cost of loan guarantee  
2 modifications as that term is defined in section 502 of the  
3 Congressional Budget Act of 1974, as amended,  
4 \$15,000,000, to remain available until expended: Provided,  
5 That these funds are available to subsidize total loan prin-  
6 cipal, any part of which is to be guaranteed, of up to  
7 \$21,000,000,000: Provided further, That any amounts made  
8 available in any prior appropriations Act for the cost (as  
9 such term is defined in section 502 of the Congressional  
10 Budget Act of 1974) of guaranteed loans that are obliga-  
11 tions of the funds established under section 238 or 519 of  
12 the National Housing Act that have not been obligated or  
13 that are deobligated shall be available to the Secretary of  
14 Housing and Urban Development in connection with the  
15 making of such guarantees and shall remain available until  
16 expended, notwithstanding the expiration of any period of  
17 availability otherwise applicable to such amounts.

18 Gross obligations for the principal amount of direct  
19 loans, as authorized by sections 204(g), 207(l), 238, and  
20 519(a) of the National Housing Act, shall not exceed  
21 \$50,000,000, of which not to exceed \$30,000,000 shall be for  
22 bridge financing in connection with the sale of multifamily  
23 real properties owned by the Secretary and formerly in-  
24 sured under such Act; and of which not to exceed  
25 \$20,000,000 shall be for loans to nonprofit and govern-

1 *mental entities in connection with the sale of single-family*  
 2 *real properties owned by the Secretary and formerly in-*  
 3 *sured under such Act.*

4 *In addition, for administrative expenses necessary to*  
 5 *carry out the guaranteed and direct loan programs,*  
 6 *\$216,100,000, of which \$197,779,000, shall be transferred*  
 7 *to the appropriation for “Salaries and expenses”; and of*  
 8 *which \$18,321,000 shall be transferred to the appropriation*  
 9 *for “Office of Inspector General”. In addition, for adminis-*  
 10 *trative contract expenses necessary to carry out the guaran-*  
 11 *teed and direct loan programs, \$144,000,000: Provided,*  
 12 *That to the extent guaranteed loan commitments exceed*  
 13 *\$8,426,000,000 on or before April 1, 2002, an additional*  
 14 *\$19,800,000 for administrative contract expenses shall be*  
 15 *available for each \$1,000,000 in additional guaranteed loan*  
 16 *commitments over \$8,426,000,000 (including a pro rata*  
 17 *amount for any increment below \$1,000,000), but in no case*  
 18 *shall funds made available by this proviso exceed*  
 19 *\$14,400,000.*

20 *GOVERNMENT NATIONAL MORTGAGE ASSOCIATION*

21 *(GNMA)*

22 *GUARANTEES OF MORTGAGE-BACKED SECURITIES LOAN*

23 *GUARANTEE PROGRAM ACCOUNT*

24 *(INCLUDING TRANSFER OF FUNDS)*

25 *New commitments to issue guarantees to carry out the*  
 26 *purposes of section 306 of the National Housing Act, as*

1 amended (12 U.S.C. 1721(g)), shall not exceed  
 2 \$200,000,000,000, to remain available until September 30,  
 3 2003.

4 *For administrative expenses necessary to carry out the*  
 5 *guaranteed mortgage-backed securities program, \$9,383,000*  
 6 *to be derived from the GNMA guarantees of mortgage-*  
 7 *backed securities guaranteed loan receipt account, of which*  
 8 *not to exceed \$9,383,000 shall be transferred to the appro-*  
 9 *priation for “Salaries and expenses”.*

10 *POLICY DEVELOPMENT AND RESEARCH*

11 *RESEARCH AND TECHNOLOGY*

12 *For contracts, grants, and necessary expenses of pro-*  
 13 *grams of research and studies relating to housing and*  
 14 *urban problems, not otherwise provided for, as authorized*  
 15 *by title V of the Housing and Urban Development Act of*  
 16 *1970, as amended (12 U.S.C. 1701z–1 et seq.), including*  
 17 *carrying out the functions of the Secretary under section*  
 18 *1(a)(1)(i) of Reorganization Plan No. 2 of 1968,*  
 19 *\$53,404,000, to remain available until September 30, 2003:*  
 20 *Provided, That \$3,000,000 shall be for program evaluation*  
 21 *to support strategic planning, performance measurement,*  
 22 *and their coordination with the Department’s budget proc-*  
 23 *ess: Provided further, That of the amount provided under*  
 24 *this heading, \$10,000,000 shall be for the Partnership for*  
 25 *Advanced Technology in Housing.*

1           *FAIR HOUSING AND EQUAL OPPORTUNITY*2                           *FAIR HOUSING ACTIVITIES*

3           *For contracts, grants, and other assistance, not other-*  
4 *wise provided for, as authorized by title VIII of the Civil*  
5 *Rights Act of 1968, as amended by the Fair Housing*  
6 *Amendments Act of 1988, and section 561 of the Housing*  
7 *and Community Development Act of 1987, as amended,*  
8 *\$45,899,000, to remain available until September 30, 2003,*  
9 *of which \$24,000,000 shall be to carry out activities pursu-*  
10 *ant to such section 561: Provided, That no funds made*  
11 *available under this heading shall be used to lobby the exec-*  
12 *utive or legislative branches of the Federal Government in*  
13 *connection with a specific contract, grant or loan.*

14                           *OFFICE OF LEAD HAZARD CONTROL*15                           *LEAD HAZARD REDUCTION*

16           *For the Lead Hazard Reduction Program, as author-*  
17 *ized by sections 1011 and 1053 of the Residential Lead-*  
18 *Based Hazard Reduction Act of 1992, \$109,758,000 to re-*  
19 *main available until September 30, 2003, of which*  
20 *\$10,000,000 shall be for the Healthy Homes Initiative, pur-*  
21 *suant to sections 501 and 502 of the Housing and Urban*  
22 *Development Act of 1970 that shall include research, stud-*  
23 *ies, testing, and demonstration efforts, including education*  
24 *and outreach concerning lead-based paint poisoning and*  
25 *other housing-related diseases and hazards: Provided, That*



1 *of the amounts provided under this heading, \$1,000,000*  
 2 *shall be for the National Center for Lead-Safe Housing:*  
 3 *Provided further, That of the amounts provided under this*  
 4 *heading, \$750,000 shall be for CLEARCorps.*

5 *MANAGEMENT AND ADMINISTRATION*

6 *SALARIES AND EXPENSES*

7 *(INCLUDING TRANSFERS OF FUNDS)*

8 *For necessary administrative and non-administrative*  
 9 *expenses of the Department of Housing and Urban Develop-*  
 10 *ment, not otherwise provided for, including not to exceed*  
 11 *\$7,000 for official reception and representation expenses,*  
 12 *\$1,087,257,000, of which \$530,457,000 shall be provided*  
 13 *from the various funds of the Federal Housing Administra-*  
 14 *tion, \$9,383,000 shall be provided from funds of the Govern-*  
 15 *ment National Mortgage Association, \$1,000,000 shall be*  
 16 *provided from the “Community development fund” account,*  
 17 *\$150,000 shall be provided by transfer from the “Title VI*  
 18 *Indian federal guarantees program” account, \$200,000*  
 19 *shall be provided by transfer from the “Indian housing loan*  
 20 *guarantee fund program” account and \$35,000 shall be*  
 21 *transferred from the Native Hawaiian Housing Loan Guar-*  
 22 *antee Fund: Provided, That no less than \$85,000,000 shall*  
 23 *be transferred to the Working Capital Fund for the develop-*  
 24 *ment and maintenance of Information Technology Systems:*  
 25 *Provided further, That the Secretary shall fill 7 out of 10*  
 26 *vacancies at the GS–14 and GS–15 levels until the total*

1 *number of GS-14 and GS-15 positions in the Department*  
2 *has been reduced from the number of GS-14 and GS-15*  
3 *positions on the date of enactment of Public Law 106-377*  
4 *by two and one-half percent: Provided further, That of the*  
5 *amount under this heading, \$1,500,000 shall be for nec-*  
6 *essary expenses of the Millenial Housing Commission, as*  
7 *authorized by Public Law 106-74 with the final report due*  
8 *no later than August 30, 2002.*

9 *OFFICE OF INSPECTOR GENERAL*

10 *(INCLUDING TRANSFER OF FUNDS)*

11 *For necessary expenses of the Office of Inspector Gen-*  
12 *eral in carrying out the Inspector General Act of 1978, as*  
13 *amended, \$88,898,000, of which \$22,343,000 shall be pro-*  
14 *vided from the various funds of the Federal Housing Ad-*  
15 *ministration: Provided, That the Inspector General shall*  
16 *have independent authority over all personnel issues within*  
17 *the Office of Inspector General.*

18 *CONSOLIDATED FEE FUND*

19 *(RESCISSION)*

20 *Of the balances remaining available from fees and*  
21 *charges under section 7(j) of the Department of Housing*  
22 *and Urban Development Act, \$6,700,000 are rescinded.*

1 *OFFICE OF FEDERAL HOUSING ENTERPRISE OVERSIGHT*  
2 *SALARIES AND EXPENSES*  
3 *(INCLUDING TRANSFER OF FUNDS)*

4 *For carrying out the Federal Housing Enterprise Fi-*  
5 *nancial Safety and Soundness Act of 1992, including not*  
6 *to exceed \$500 for official reception and representation ex-*  
7 *penses, \$27,000,000, to remain available until expended, to*  
8 *be derived from the Federal Housing Enterprise Oversight*  
9 *Fund: Provided, That not to exceed such amount shall be*  
10 *available from the general fund of the Treasury to the extent*  
11 *necessary to incur obligations and make expenditures pend-*  
12 *ing the receipt of collections to the Fund: Provided further,*  
13 *That the general fund amount shall be reduced as collections*  
14 *are received during the fiscal year so as to result in a final*  
15 *appropriation from the general fund estimated at not more*  
16 *than \$0: Provided further, That this Office shall submit a*  
17 *staffing plan to the House and Senate Committees on Ap-*  
18 *propriations no later than January 30, 2002.*

19 *ADMINISTRATIVE PROVISIONS*

20 *SEC. 201. Fifty percent of the amounts of budget au-*  
21 *thority, or in lieu thereof 50 percent of the cash amounts*  
22 *associated with such budget authority, that are recaptured*  
23 *from projects described in section 1012(a) of the McKinney-*  
24 *Vento Homeless Assistance Amendments Act of 1988 (Public*  
25 *Law 100–628; 102 Stat. 3224, 3268) shall be rescinded, or*  
26 *in the case of cash, shall be remitted to the Treasury, and*

1 *such amounts of budget authority or cash recaptured and*  
2 *not rescinded or remitted to the Treasury shall be used by*  
3 *State housing finance agencies or local governments or local*  
4 *housing agencies with projects approved by the Secretary*  
5 *of Housing and Urban Development for which settlement*  
6 *occurred after January 1, 1992, in accordance with such*  
7 *section. Notwithstanding the previous sentence, the Sec-*  
8 *retary may award up to 15 percent of the budget authority*  
9 *or cash recaptured and not rescinded or remitted to the*  
10 *Treasury to provide project owners with incentives to refi-*  
11 *nance their project at a lower interest rate.*

12       *SEC. 202. None of the amounts made available under*  
13 *this Act may be used during fiscal year 2002 to investigate*  
14 *or prosecute under the Fair Housing Act any otherwise law-*  
15 *ful activity engaged in by one or more persons, including*  
16 *the filing or maintaining of a non-frivolous legal action,*  
17 *that is engaged in solely for the purpose of achieving or*  
18 *preventing action by a Government official or entity, or a*  
19 *court of competent jurisdiction.*

20       *SEC. 203. (a) Notwithstanding section 854(c)(1)(A) of*  
21 *the AIDS Housing Opportunity Act (42 U.S.C.*  
22 *12903(c)(1)(A)), from any amounts made available under*  
23 *this title for fiscal year 2002 that are allocated under such*  
24 *section, the Secretary of Housing and Urban Development*

1 *shall allocate and make a grant, in the amount determined*  
 2 *under subsection (b), for any State that—*

3 *(1) received an allocation in a prior fiscal year*  
 4 *under clause (ii) of such section; and*

5 *(2) is not otherwise eligible for an allocation for*  
 6 *fiscal year 2002 under such clause (ii) because the*  
 7 *areas in the State outside of the metropolitan statis-*  
 8 *tical areas that qualify under clause (i) in fiscal year*  
 9 *2002 do not have the number of cases of acquired im-*  
 10 *munodeficiency syndrome (AIDS) required under*  
 11 *such clause.*

12 *(b) The amount of the allocation and grant for any*  
 13 *State described in subsection (a) shall be an amount based*  
 14 *on the cumulative number of AIDS cases in the areas of*  
 15 *that State that are outside of metropolitan statistical areas*  
 16 *that qualify under clause (i) of such section 854(c)(1)(A)*  
 17 *in fiscal year 2002, in proportion to AIDS cases among*  
 18 *cities and States that qualify under clauses (i) and (ii) of*  
 19 *such section and States deemed eligible under subsection*  
 20 *(a).*

21 *SEC. 204. Section 225 of the Department of Veterans*  
 22 *Affairs and Housing and Urban Development, and Inde-*  
 23 *pendent Agencies Appropriations Act, 2000, Public Law*  
 24 *106–74, is amended by inserting “and fiscal year 2002”*  
 25 *after “fiscal year 2001”.*

1        *SEC. 205. Section 236(g)(3)(A) of the National Hous-*  
 2        *ing Act is amended by striking out “fiscal years 2000 and*  
 3        *2001” and inserting in lieu thereof “fiscal years 2000, 2001,*  
 4        *and 2002”.*

5        *SEC. 206. Section 223(f)(1) of the National Housing*  
 6        *Act is amended by inserting “purchase or” immediately be-*  
 7        *fore “refinancing of existing debt”.*

8        *SEC. 207. Section 106(c)(9) of the Housing and Urban*  
 9        *Development Act of 1968 is repealed.*

10       *SEC. 208. Section 251 of the National Housing Act*  
 11       *is amended—*

12                *(1) in subsection (b), by striking “issue regula-*  
 13        *tions” and all that follows and inserting the fol-*  
 14        *lowing: “require that the mortgagee make available to*  
 15        *the mortgagor, at the time of loan application, a*  
 16        *written explanation of the features of an adjustable*  
 17        *rate mortgage consistent with the disclosure require-*  
 18        *ments applicable to variable rate mortgages secured*  
 19        *by a principal dwelling under the Truth in Lending*  
 20        *Act.”; and*

21                *(2) by adding the following new subsection at the*  
 22        *end:*

23        *“(d)(1) The Secretary may insure under this sub-*  
 24        *section a mortgage that meets the requirements of subsection*  
 25        *(a), except that the effective rate of interest—*

1           “(A) shall be fixed for a period of not less than  
2           the first 3 years of the mortgage term;

3           “(B) shall be adjusted by the mortgagee initially  
4           upon the expiration of such period and annually  
5           thereafter; and

6           “(C) in the case of the initial interest rate ad-  
7           justment, is subject to the one percent limitation only  
8           if the interest rate remained fixed for five or fewer  
9           years.

10          “(2) The disclosure required under subsection (b) shall  
11          be required for a mortgage insured under this subsection.”.

12          SEC. 209. (a) Section 203(c) of the National Housing  
13          Act is amended—

14                 (1) in paragraph (1), by striking “and (k)” and  
15                 inserting “or (k)”; and

16                 (2) in paragraph (2)—

17                         (A) by inserting immediately after “sub-  
18                         section (v),” the following: “and each mortgage  
19                         that is insured under subsection (k) or section  
20                         234(c),”; and

21                         (B) by striking “and executed on or after  
22                         October 1, 1994,”.

23          (b) The amendments made by subsection (a) shall  
24          apply only to mortgages that are executed on or after the  
25          date of enactment of this Act or a later date determined

1 *by the Secretary and announced by notice in the Federal*  
2 *Register.*

3 *SEC. 210. Section 242(d)(4) of the National Housing*  
4 *Act is amended to read as follows:*

5 *“(4)(A) The Secretary, in conjunction with the*  
6 *Secretary of Health and Human Services, shall re-*  
7 *quire satisfactory evidence that the hospital will be lo-*  
8 *cated in a State or political subdivision of a State*  
9 *with reasonable minimum standards of licensure and*  
10 *methods of operation for hospitals and satisfactory as-*  
11 *urance that such standards will be applied and en-*  
12 *forced with respect to the hospital.*

13 *“(B) The Secretary shall establish the means for*  
14 *determining need and feasibility for the hospital. If*  
15 *the State has an official procedure for determining*  
16 *need for hospitals, the Secretary shall also require*  
17 *that such procedure be followed before the application*  
18 *for insurance is submitted, and the application shall*  
19 *document that need has also been established under*  
20 *that procedure.”.*

21 *SEC. 211. Section 232(d)(4)(A) of the National Hous-*  
22 *ing Act is amended to read as follows:*

23 *“(A)(i) The Secretary, in conjunction with*  
24 *the Secretary of Health and Human Services,*  
25 *shall require satisfactory evidence that a nursing*



1        *home, intermediate care facility, or combined*  
2        *nursing home and intermediate care facility will*  
3        *be located in a State or political subdivision of*  
4        *a State with reasonable minimum standards of*  
5        *licensure and methods of operation for such*  
6        *homes, facilities, or combined homes and facili-*  
7        *ties. The Secretary shall also require satisfactory*  
8        *assurance that such standards will be applied*  
9        *and enforced with respect to the home, facility,*  
10       *or combined home or facility.*

11            *“(i) The Secretary shall establish the*  
12        *means for determining need and feasibility for*  
13        *the home, facility, or combined home and facil-*  
14        *ity. If the State has an official procedure for de-*  
15        *termining need for such homes, facilities, or com-*  
16        *bined homes and facilities, the Secretary shall*  
17        *also require that such procedure be followed be-*  
18        *fore the application for insurance is submitted,*  
19        *and the application shall document that need*  
20        *has also been established under that procedure.”.*

21        *SEC. 212. Section 533 of the National Housing Act*  
22        *is amended to read as follows:*

23            *“SEC. 533. REVIEW OF MORTGAGEE PERFORMANCE*  
24        *AND AUTHORITY TO TERMINATE.—*

1       “(a) *PERIODIC REVIEW OF MORTGAGEE PERFORM-*  
2 *ANCE.—To reduce losses in connection with single family*  
3 *mortgage insurance programs under this Act, at least once*  
4 *a year the Secretary shall review the rate of early defaults*  
5 *and claims for insured single family mortgages originated*  
6 *or underwritten by each mortgagee.*

7       “(b) *COMPARISON WITH OTHER MORTGAGEES.—For*  
8 *each mortgagee, the Secretary shall compare the rate of*  
9 *early defaults and claims for insured single family mort-*  
10 *gage loans originated or underwritten by the mortgagee in*  
11 *an area with the rate of early defaults and claims for other*  
12 *mortgagees originating or underwriting insured single fam-*  
13 *ily mortgage loans in the area. For purposes of this section,*  
14 *the term “area” means each geographic area in which the*  
15 *mortgagee is authorized by the Secretary to originate in-*  
16 *sured single family mortgages.*

17       “(c) *TERMINATION OF MORTGAGEE ORIGINATION AP-*  
18 *PROVAL.—(1) Notwithstanding section 202(c) of this Act,*  
19 *the Secretary may terminate the approval of a mortgagee*  
20 *to originate or underwrite single family mortgages if the*  
21 *Secretary determines that the mortgage loans originated or*  
22 *underwritten by the mortgagee present an unacceptable risk*  
23 *to the insurance funds. The determination shall be based*  
24 *on the comparison required under subsection (b) and shall*  
25 *be made in accordance with regulations of the Secretary.*

1 *The Secretary may rely on existing regulations published*  
2 *before this section takes effect.*

3       “(2) *The Secretary shall give a mortgagee at least 60*  
4 *days prior written notice of any termination under this*  
5 *subsection. The termination shall take effect at the end of*  
6 *the notice period, unless the Secretary withdraws the termi-*  
7 *nation notice or extends the notice period. If requested in*  
8 *writing by the mortgagee within 30 days of the date of the*  
9 *notice, the mortgagee shall be entitled to an informal con-*  
10 *ference with the official authorized to issue termination no-*  
11 *tices on behalf of the Secretary (or a designee of that offi-*  
12 *cial). At the informal conference, the mortgagee may present*  
13 *for consideration specific factors that it believes were beyond*  
14 *its control and that caused the excessive default and claim*  
15 *rate.”.*

16       *SEC. 213. Except as explicitly provided in legislation,*  
17 *any grant or assistance made pursuant to Title II of this*  
18 *Act shall be made in accordance with section 102 of the*  
19 *Department of Housing and Urban Development Reform*  
20 *Act of 1989 on a competitive basis.*

21       *SEC. 214. Public housing agencies in the State of Alas-*  
22 *ka shall not be required to comply with section 2(b) of the*  
23 *United States Housing Act of 1937, as amended, during*  
24 *fiscal year 2002. Public Housing Authorities in Iowa that*  
25 *are a part of a city government shall not be required to*

1 *comply with section 2(b) of the United States Housing Act*  
2 *of 1937, as amended, regarding the requirement that a pub-*  
3 *lic housing agency shall contain not less than one member*  
4 *who is directly assisted by the public housing authority dur-*  
5 *ing fiscal year 2002.*

6       *SEC. 215. Notwithstanding any other provision of law,*  
7 *in fiscal year 2001 and for each fiscal year thereafter, in*  
8 *managing and disposing of any multifamily property that*  
9 *is owned or held by the Secretary and is occupied primarily*  
10 *by elderly or disabled families, the Secretary of Housing*  
11 *and Urban Development shall maintain any rental assist-*  
12 *ance payments under section 8 of the United States Hous-*  
13 *ing Act of 1937 that are attached to any dwelling units*  
14 *in the property. To the extent the Secretary determines that*  
15 *such a multifamily property owned or held by the Secretary*  
16 *is not feasible for continued rental assistance payments*  
17 *under such section 8, the Secretary may, in consultation*  
18 *with the tenants of that property, contract for project-based*  
19 *rental assistance payments with an owner or owners of*  
20 *other existing housing properties or provide other rental as-*  
21 *sistance.*

22       *SEC. 216. (a) SECTION 207 LIMITS.—Section*  
23 *207(c)(3) of the National Housing Act (12 U.S.C.*  
24 *1713(c)(3)) is amended—*

1           (1) by striking “\$30,420”, “\$33,696”, “\$40,248”,  
 2           “\$49,608”, and “\$56,160” and inserting “\$38,025”,  
 3           “\$42,120”, “\$50,310”, “\$62,010”, and “\$70,200”, re-  
 4           spectively;

5           (2) by striking “\$9,000” and inserting  
 6           “\$11,250”; and

7           (3) by striking “\$35,100”, “\$39,312”, “\$48,204”,  
 8           “\$60,372”, and “\$68,262” and inserting “\$43,875”,  
 9           “\$49,140”, “\$60,255”, “\$75,465”, and “\$85,328”, re-  
 10          spectively.

11          (b) *SECTION 213 LIMITS.*—Section 213(b)(2) of the  
 12          National Housing Act (12 U.S.C. 1715e(b)(2)) is  
 13          amended—

14               (1) by striking “\$30,420”, “\$33,696”, “\$40,248”,  
 15               “\$49,608”, and “\$56,160” and inserting “\$38,025”,  
 16               “\$42,120”, “\$50,310”, “\$62,010”, and “\$70,200”, re-  
 17               spectively; and

18               (2) by striking “\$35,100”, “\$39,312”, “\$48,204”,  
 19               “\$60,372”, and “\$68,262” and inserting “\$43,875”,  
 20               “\$49,140”, “\$60,255”, “\$75,465”, and “\$85,328”, re-  
 21               spectively.

22          (c) *SECTION 220 LIMITS.*—Section 220(d)(3)(B)(iii) of  
 23          the National Housing Act (12 U.S.C. 1715k(d)(3)(B)(iii))  
 24          is amended—

1           (1) by striking “\$30,420”, “\$33,696”, “\$40,248”,  
 2           “\$49,608”, and “\$56,160” and inserting “\$38,025”,  
 3           “\$42,120”, “\$50,310”, “\$62,010”, and “\$70,200”, re-  
 4           spectively; and

5           (2) by striking “\$35,100”, “\$39,312”, “\$48,204”,  
 6           “\$60,372”, and “\$68,262” and inserting “\$43,875”,  
 7           “\$49,140”, “\$60,255”, “\$75,465”, and “\$85,328”, re-  
 8           spectively.

9           (d) *SECTION 221(d)(3) LIMITS.*—Section 221(d)(3)(ii)  
 10          of the National Housing Act (12 U.S.C. 1715l(d)(3)(ii)) is  
 11          amended—

12           (1) by striking “\$33,638”, “\$38,785”, “\$46,775”,  
 13           “\$59,872”, and “\$66,700” and inserting “\$42,048”,  
 14           “\$48,481”, “\$58,469”, “\$74,840”, and “\$83,375”, re-  
 15           spectively; and

16           (2) by striking “\$35,400”, “\$40,579”, “\$49,344”,  
 17           “\$63,834”, and “\$70,070” and inserting “\$44,250”,  
 18           “\$50,724”, “\$61,680”, “\$79,793”, and “\$87,588”, re-  
 19           spectively.

20           (e) *SECTION 221(d)(4) LIMITS.*—Section 221(d)(4)(ii)  
 21          of the National Housing Act (12 U.S.C. 1715l(d)(4)(ii)) is  
 22          amended—

23           (1) by striking “\$30,274”, “\$34,363”, “\$41,536”,  
 24           “\$52,135”, and “\$59,077” and inserting “\$37,843”,

1 “\$42,954”, “\$51,920”, “\$65,169”, and “\$73,846”, re-  
 2 spectively; and

3 (2) by striking “\$32,701”, “\$37,487”, “\$45,583”,  
 4 “\$58,968”, and “\$64,730” and inserting “\$40,876”,  
 5 “\$46,859”, “\$56,979”, “\$73,710”, and “\$80,913”, re-  
 6 spectively.

7 (f) *SECTION 231 LIMITS.*—Section 231(c)(2) of the Na-  
 8 tional Housing Act (12 U.S.C. 1715v(c)(2)) is amended—

9 (1) by striking “\$28,782”, “\$32,176”, “\$38,423”,  
 10 “\$46,238”, and “\$54,360” and inserting “\$35,978”,  
 11 “\$40,220”, “\$48,029”, “\$57,798”, “\$67,950”, respec-  
 12 tively; and

13 (2) by striking “\$32,701”, “\$37,487”, “\$45,583”,  
 14 “\$58,968”, and “\$64,730” and inserting “\$40,876”,  
 15 “\$46,859”, “\$56,979”, “\$73,710”, and “\$80,913”, re-  
 16 spectively.

17 (g) *SECTION 234 LIMITS.*—Section 234(e)(3) of the  
 18 National Housing Act (12 U.S.C. 1715y(e)(3)) is  
 19 amended—

20 (1) by striking “\$30,420”, “\$33,696”, “\$40,248”,  
 21 “\$49,608”, and “\$56,160” and inserting “\$38,025”,  
 22 “\$42,120”, “\$50,310”, “\$62,010”, and “\$70,200”, re-  
 23 spectively; and

24 (2) by striking “\$35,100”, “\$39,312”, “\$48,204”,  
 25 “\$60,372”, and “\$68,262” and inserting “\$43,875”,

1       “\$49,140”, “\$60,255”, “\$75,465”, and “\$85,328”, re-  
2       spectively.

3       *SEC. 217. Notwithstanding any other provision of law,*  
4       *the Tribal Student Housing Project proposed by the Cook*  
5       *Inlet Housing Authority is authorized to be constructed in*  
6       *accordance with its 1998 Indian Housing Plan from*  
7       *amounts previously appropriated for the benefit of the*  
8       *Housing Authority, a portion of which may be used as a*  
9       *maintenance reserve for the completed project.*

10       *SEC. 218. ENDOWMENT FUNDS. Of the amounts appro-*  
11       *priated in the Consolidated Appropriations Act, 2001 (Pub-*  
12       *lic Law 106–554), for the operation of an historical archive*  
13       *at the University of South Carolina, Department of Ar-*  
14       *chives, South Carolina, such funds shall be available to the*  
15       *University of South Carolina to fund an endowment for*  
16       *the operation of an historical archive at the University of*  
17       *South Carolina, Department of Archives, South Carolina,*  
18       *without fiscal year limitation.*

19       *SEC. 219. HAWAIIAN HOMELANDS. Section 247 of the*  
20       *National Housing Act (12 U.S.C. 1715z–12) is amended—*

21               *(1) in subsection (d), by striking paragraphs (1)*  
22       *and (2) and inserting the following:*

23               *“(1) NATIVE HAWAIIAN.—The term ‘native Ha-*  
24       *waiian’ means any descendant of not less than one-*  
25       *half part of the blood of the races inhabiting the Ha-*



1        *waiian Islands before January 1, 1778, or, in the*  
 2        *case of an individual who is awarded an interest in*  
 3        *a lease of Hawaiian home lands through transfer or*  
 4        *succession, such lower percentage as may be estab-*  
 5        *lished for such transfer or succession under section*  
 6        *208 or 209 of the Hawaiian Homes Commission Act*  
 7        *of 1920 (42 Stat. 111), or under the corresponding*  
 8        *provision of the Constitution of the State of Hawaii*  
 9        *adopted under section 4 of the Act entitled ‘An Act*  
 10       *to provide for the admission of the State of Hawaii*  
 11       *into the Union’, approved March 18, 1959 (73 Stat.*  
 12       *5).*

13                “(2) *HAWAIIAN HOME LANDS.*—*The term ‘Ha-*  
 14        *waiian home lands’ means all lands given the status*  
 15        *of Hawaiian home lands under section 204 of the Ha-*  
 16        *waiian Homes Commission Act of 1920 (42 Stat.*  
 17        *110), or under the corresponding provision of the*  
 18        *Constitution of the State of Hawaii adopted under*  
 19        *section 4 of the Act entitled ‘An Act to provide for the*  
 20        *admission of the State of Hawaii into the Union’, ap-*  
 21        *proved March 18, 1959 (73 Stat. 5).’; and*

22                (2) *by adding at the end the following:*

23                “(e) *CERTIFICATION OF ELIGIBILITY FOR EXISTING*  
 24        *LESSEES.*—*Possession of a lease of Hawaiian home lands*  
 25        *issued under section 207(a) of the Hawaiian Homes Com-*

1 mission Act of 1920 (42 Stat. 110), shall be sufficient to  
2 certify eligibility to receive a mortgage under this sub-  
3 chapter.”.

4       *SEC. 220. RELEASE OF HOME PROGRAM FUNDS. Not-*  
5 *withstanding the requirement regarding commitment of*  
6 *funds in the first sentence of section 288(b) of the HOME*  
7 *Investment Partnerships Act (42 U.S.C. 12838(b)), the Sec-*  
8 *retary of Housing and Urban Development (in this section*  
9 *referred to as the “Secretary”) shall approve the release of*  
10 *funds under that section to the Arkansas Development Fi-*  
11 *nance Authority (in this section referred to as the “ADFA”)*  
12 *for projects, if—*

13               *(1) funds were committed to those projects on or*  
14       *before June 12, 2001;*

15               *(2) those projects had not been completed as of*  
16       *June 12, 2001;*

17               *(3) the ADFA has fully carried out its respon-*  
18       *sibilities as described in section 288(a); and*

19               *(4) the Secretary has approved the certification*  
20       *that meets the requirements of section 288(c) with re-*  
21       *spect to those projects.*

22       *SEC. 221. Notwithstanding any other provision of law*  
23 *with respect to this or any other fiscal year, the Housing*  
24 *Authority of Baltimore City may use the remaining balance*  
25 *of the grant award of \$20,000,000 made to such authority*

1 *for development efforts at Hollander Ridge in Baltimore,*  
2 *Maryland with funds appropriated for fiscal year 1996*  
3 *under the heading “Public Housing Demolition, Site Revi-*  
4 *talization, and Replacement Housing Grants” for the reha-*  
5 *bilitation of the Claremont Homes project and for the provi-*  
6 *sion of affordable housing in areas within the City of Balti-*  
7 *more either (1) designated by the partial consent decree in*  
8 *Thompson v. HUD as nonimpacted census tracts or (2) des-*  
9 *ignated by said authority as either strong neighborhoods ex-*  
10 *periencing private investment or dynamic growth areas*  
11 *where public and/or private commercial or residential in-*  
12 *vestment is occurring.*

13       *SEC. 222. DISCRIMINATION IN THE SALE OR RENTAL*  
14 *OF HOUSING. (a) IN GENERAL.—Any entity that receives*  
15 *funds pursuant to this Act, and discriminates in the sale*  
16 *or rental of housing against any person because the person*  
17 *is, or is perceived to be, a victim of domestic violence, dat-*  
18 *ing violence, sexual assault, or stalking, including because*  
19 *the person has contacted or received assistance or services*  
20 *from law enforcement related to the violence, shall be consid-*  
21 *ered to be discriminating against any person in the terms,*  
22 *conditions, or privileges of sale or rental of a dwelling, or*  
23 *in the provision of services or facilities in connection with*  
24 *the sale or rental, because of sex under section 804(b) of*  
25 *the Civil Rights Act of 1968 (42 U.S.C. 3604(b)).*

1       (b) *DEFINITIONS.—In this section:*

2               (1) *COURSE OF CONDUCT.—The term “course of*  
3       *conduct” means a course of repeatedly maintaining a*  
4       *visual or physical proximity to a person or conveying*  
5       *verbal or written threats, including threats conveyed*  
6       *through electronic communications, or threats implied*  
7       *by conduct.*

8               (2) *DATING VIOLENCE.—The term “dating vio-*  
9       *lence” has the meaning given the term in section 826*  
10       *of the Higher Education Amendments of 1998 (20*  
11       *U.S.C. 1152).*

12              (3) *DOMESTIC VIOLENCE.—The term “domestic*  
13       *violence” has the meaning given the term in section*  
14       *826 of the Higher Education Amendments of 1998*  
15       *(20 U.S.C. 1152).*

16              (4) *ELECTRONIC COMMUNICATIONS.—The term*  
17       *“electronic communications” includes communica-*  
18       *tions via telephone, mobile phone, computer, e-mail,*  
19       *video recorder, fax machine, telex, or pager.*

20              (5) *PARENT; SON OR DAUGHTER.—The terms*  
21       *“parent” and “son or daughter” have the meanings*  
22       *given the terms in section 101 of the Family and*  
23       *Medical Leave Act of 1993 (29 U.S.C. 2611).*

24              (6) *REPEATEDLY.—The term “repeatedly” means*  
25       *on 2 or more occasions.*

1           (7) *SEXUAL ASSAULT.*—*The term “sexual as-*  
 2           *sault” has the meaning given the term in section 826*  
 3           *of the Higher Education Amendments of 1998 (20*  
 4           *U.S.C. 1152).*

5           (8) *STALKING.*—*The term “stalking” means en-*  
 6           *gaging in a course of conduct directed at a specific*  
 7           *person that would cause a reasonable person to suffer*  
 8           *substantial emotional distress or to fear bodily injury,*  
 9           *sexual assault, or death to the person, or the person’s*  
 10          *spouse, parent, or son or daughter, or any other per-*  
 11          *son who regularly resides in the person’s household, if*  
 12          *the conduct causes the specific person to have such*  
 13          *distress or fear.*

### 14           *TITLE III—INDEPENDENT AGENCIES*

#### 15           *AMERICAN BATTLE MONUMENTS COMMISSION*

##### 16           *SALARIES AND EXPENSES*

17          *For necessary expenses, not otherwise provided for, of*  
 18          *the American Battle Monuments Commission, including the*  
 19          *acquisition of land or interest in land in foreign countries;*  
 20          *purchases and repair of uniforms for caretakers of national*  
 21          *cemeteries and monuments outside of the United States and*  
 22          *its territories and possessions; rent of office and garage*  
 23          *space in foreign countries; purchase (one for replacement*  
 24          *only) and hire of passenger motor vehicles; and insurance*  
 25          *of official motor vehicles in foreign countries, when required*

1 *by law of such countries, \$28,466,000, to remain available*  
2 *until expended.*

3 *CHEMICAL SAFETY AND HAZARD INVESTIGATION BOARD*

4 *SALARIES AND EXPENSES*

5 *For necessary expenses in carrying out activities pur-*  
6 *suant to section 112(r)(6) of the Clean Air Act, including*  
7 *hire of passenger vehicles, uniforms or allowances therefor,*  
8 *as authorized by 5 U.S.C. 5901–5902, and for services au-*  
9 *thorized by 5 U.S.C. 3109, but at rates for individuals not*  
10 *to exceed the per diem equivalent to the maximum rate pay-*  
11 *able for senior level positions under 5 U.S.C. 5376,*  
12 *\$7,621,000, \$5,121,000 of which to remain available until*  
13 *September 30, 2002 and \$2,500,000 of which to remain*  
14 *available until September 30, 2003: Provided, That the*  
15 *Chemical Safety and Hazard Investigation Board shall*  
16 *have not more than three career Senior Executive Service*  
17 *positions: Provided further, That, hereafter, there shall be*  
18 *an Inspector General at the Board who shall have the du-*  
19 *ties, responsibilities, and authorities specified in the Inspec-*  
20 *tor General Act of 1978, as amended: Provided further,*  
21 *That an individual appointed to the position of Inspector*  
22 *General of the Federal Emergency Management Agency*  
23 *(FEMA) shall, by virtue of such appointment, also hold the*  
24 *position of Inspector General of the Board: Provided fur-*  
25 *ther, That the Inspector General of the Board shall utilize*

1 *personnel of the Office of Inspector General of FEMA in*  
 2 *performing the duties of the Inspector General of the Board,*  
 3 *and shall not appoint any individuals to positions within*  
 4 *the Board.*

5 *DEPARTMENT OF THE TREASURY*  
 6 *COMMUNITY DEVELOPMENT FINANCIAL INSTITUTIONS*  
 7 *COMMUNITY DEVELOPMENT FINANCIAL INSTITUTIONS*  
 8 *FUND PROGRAM ACCOUNT*

9 *To carry out the Community Development Banking*  
 10 *and Financial Institutions Act of 1994, including services*  
 11 *authorized by 5 U.S.C. 3109, but at rates for individuals*  
 12 *not to exceed the per diem rate equivalent to the rate for*  
 13 *ES-3, \$100,000,000, to remain available until September*  
 14 *30, 2003, of which \$5,000,000 shall be for technical assist-*  
 15 *ance and training programs designed to benefit Native*  
 16 *American communities, and up to \$9,850,000 may be used*  
 17 *for administrative expenses, including administration of*  
 18 *the New Markets Tax Credit, up to \$6,000,000 may be used*  
 19 *for the cost of direct loans, and up to \$1,000,000 may be*  
 20 *used for administrative expenses to carry out the direct loan*  
 21 *program: Provided, That the cost of direct loans, including*  
 22 *the cost of modifying such loans, shall be as defined in sec-*  
 23 *tion 502 of the Congressional Budget Act of 1974, as*  
 24 *amended: Provided further, That these funds are available*  
 25 *to subsidize gross obligations for the principal amount of*  
 26 *direct loans not to exceed \$51,800,000.*

1            *CONSUMER PRODUCT SAFETY COMMISSION*2                            *SALARIES AND EXPENSES*

3            *For necessary expenses of the Consumer Product Safety*  
4 *Commission, including hire of passenger motor vehicles,*  
5 *services as authorized by 5 U.S.C. 3109, but at rates for*  
6 *individuals not to exceed the per diem rate equivalent to*  
7 *the maximum rate payable under 5 U.S.C. 5376, purchase*  
8 *of nominal awards to recognize non-Federal officials' con-*  
9 *tributions to Commission activities, and not to exceed \$500*  
10 *for official reception and representation expenses,*  
11 *\$56,200,000, of which \$1,000,000 to remain available until*  
12 *September 30, 2004, shall be for a research project on sensor*  
13 *technologies.*

14        *CORPORATION FOR NATIONAL AND COMMUNITY SERVICE*15                            *NATIONAL AND COMMUNITY SERVICE PROGRAMS*16                            *OPERATING EXPENSES*17                            *(INCLUDING TRANSFER OF FUNDS)*

18        *For necessary expenses for the Corporation for Na-*  
19 *tional and Community Service (the "Corporation") in car-*  
20 *rying out programs, activities, and initiatives under the*  
21 *National and Community Service Act of 1990 (the "Act")*  
22 *(42 U.S.C. 12501 et seq.), \$415,480,000, to remain available*  
23 *until September 30, 2003: Provided, That not more than*  
24 *\$31,000,000 shall be available for administrative expenses*  
25 *authorized under section 501(a)(4) of the Act (42 U.S.C.*  
26 *12671(a)(4)) with not less than \$2,000,000 targeted for the*



1 acquisition of a cost accounting system for the Corpora-  
2 tion's financial management system, an integrated grants  
3 management system that provides comprehensive financial  
4 management information for all Corporation grants and  
5 cooperative agreements, and the establishment, operation,  
6 and maintenance of a central archives serving as the reposi-  
7 tory for all grant, cooperative agreement, and related docu-  
8 ments, without regard to the provisions of section  
9 501(a)(4)(B) of the Act: Provided further, That not more  
10 than \$2,500 shall be for official reception and representa-  
11 tion expenses: Provided further, That of amounts previously  
12 transferred to the National Service Trust, \$5,000,000 shall  
13 be available for national service scholarships for high school  
14 students performing community service: Provided further,  
15 That not more than \$240,492,000 of the amount provided  
16 under this heading shall be available for grants under the  
17 National Service Trust program authorized under subtitle  
18 C of title I of the Act (42 U.S.C. 12571 et seq.) (relating  
19 to activities including the AmeriCorps program), of which  
20 not more than \$47,000,000 may be used to administer, re-  
21 imburse, or support any national service program author-  
22 ized under section 121(d)(2) of such Act (42 U.S.C.  
23 12581(d)(2)); not more than \$25,000,000 shall be made  
24 available to activities dedicated to developing computer and  
25 information technology skills for students and teachers in

1 *low-income communities: Provided further, That not more*  
2 *than \$10,000,000 of the funds made available under this*  
3 *heading shall be made available for the Points of Light*  
4 *Foundation for activities authorized under title III of the*  
5 *Act (42 U.S.C. 12661 et seq.), of which not more than*  
6 *\$2,500,000 may be used to establish or support an endow-*  
7 *ment fund, the corpus of which shall remain intact and the*  
8 *interest income from which shall be used to support activi-*  
9 *ties described in title III of the Act, provided that the Foun-*  
10 *dation may invest the corpus and income in federally in-*  
11 *sured bank savings accounts or comparable interest bearing*  
12 *accounts, certificates of deposit, money market funds, mu-*  
13 *tual funds, obligations of the United States, and other mar-*  
14 *ket instruments and securities but not in real estate invest-*  
15 *ments: Provided further, That notwithstanding any other*  
16 *law \$2,500,000 of the funds made available by the Corpora-*  
17 *tion to the Foundation under Public Law 106–377 may be*  
18 *used in the manner described in the preceding proviso: Pro-*  
19 *vided further, That no funds shall be available for national*  
20 *service programs run by Federal agencies authorized under*  
21 *section 121(b) of such Act (42 U.S.C. 12571(b)): Provided*  
22 *further, That to the maximum extent feasible, funds appro-*  
23 *priated under subtitle C of title I of the Act shall be pro-*  
24 *vided in a manner that is consistent with the recommenda-*  
25 *tions of peer review panels in order to ensure that priority*

1 *is given to programs that demonstrate quality, innovation,*  
2 *replicability, and sustainability: Provided further, That not*  
3 *more than \$25,000,000 of the funds made available under*  
4 *this heading shall be available for the Civilian Community*  
5 *Corps authorized under subtitle E of title I of the Act (42*  
6 *U.S.C. 12611 et seq.): Provided further, That not more than*  
7 *\$43,000,000 shall be available for school-based and commu-*  
8 *nity-based service-learning programs authorized under sub-*  
9 *title B of title I of the Act (42 U.S.C. 12521 et seq.): Pro-*  
10 *vided further, That not more than \$28,488,000 shall be*  
11 *available for quality and innovation activities authorized*  
12 *under subtitle H of title I of the Act (42 U.S.C. 12853 et*  
13 *seq.): Provided further, That not more than \$15,000,000*  
14 *shall be available for grants to support the Veterans Mission*  
15 *for Youth Program: Provided further, That not more than*  
16 *\$5,000,000 shall be available for audits and other evalua-*  
17 *tions authorized under section 179 of the Act (42 U.S.C.*  
18 *12639): Provided further, That to the maximum extent*  
19 *practicable, the Corporation shall increase significantly the*  
20 *level of matching funds and in-kind contributions provided*  
21 *by the private sector, and shall reduce the total Federal costs*  
22 *per participant in all programs: Provided further, That not*  
23 *more than \$7,500,000 of the funds made available under*  
24 *this heading shall be made available to America's Prom-*  
25 *ise—The Alliance for Youth, Inc. only to support efforts to*

1 mobilize individuals, groups, and organizations to build  
 2 and strengthen the character and competence of the Nation's  
 3 youth: Provided further, That not more than \$5,000,000 of  
 4 the funds made available under this heading shall be made  
 5 available to the Communities In Schools, Inc. to support  
 6 dropout prevention activities: Provided further, That not  
 7 more than \$2,500,000 of the funds made available under  
 8 this heading shall be made available to the YMCA of the  
 9 USA to support school-based programs designed to strength-  
 10 en collaborations and linkages between public schools and  
 11 communities: Provided further, That not more than  
 12 \$1,000,000 of the funds made available under this heading  
 13 shall be made available to Teach For America: Provided  
 14 further, That not more than \$1,500,000 of the funds made  
 15 available under this heading shall be made available to Par-  
 16 ents As Teachers National Center, Inc. to support literacy  
 17 activities.

18 OFFICE OF INSPECTOR GENERAL

19 For necessary expenses of the Office of Inspector Gen-  
 20 eral in carrying out the Inspector General Act of 1978, as  
 21 amended, \$5,000,000, to remain available until September  
 22 30, 2003.

23 U.S. COURT OF APPEALS FOR VETERANS CLAIMS

24 SALARIES AND EXPENSES

25 For necessary expenses for the operation of the United  
 26 States Court of Appeals for Veterans Claims as authorized

1 *by 38 U.S.C. 7251–7298, \$13,221,000, of which \$895,000*  
 2 *shall be available for the purpose of providing financial as-*  
 3 *sistance as described, and in accordance with the process*  
 4 *and reporting procedures set forth, under this heading in*  
 5 *Public Law 102–229.*

6 *DEPARTMENT OF DEFENSE—CIVIL*

7 *CEMETERIAL EXPENSES, ARMY*

8 *SALARIES AND EXPENSES*

9 *For necessary expenses, as authorized by law, for*  
 10 *maintenance, operation, and improvement of Arlington Na-*  
 11 *tional Cemetery and Soldiers' and Airmen's Home Na-*  
 12 *tional Cemetery, including the purchase of two passenger*  
 13 *motor vehicles for replacement only, and not to exceed*  
 14 *\$1,000 for official reception and representation expenses,*  
 15 *\$18,437,000, to remain available until expended.*

16 *DEPARTMENT OF HEALTH AND HUMAN SERVICES*

17 *NATIONAL INSTITUTES OF HEALTH*

18 *NATIONAL INSTITUTE OF ENVIRONMENTAL HEALTH*

19 *SCIENCES*

20 *For necessary expenses for the National Institute of*  
 21 *Environmental Health Sciences in carrying out activities*  
 22 *set forth in section 311(a) of the Comprehensive Environ-*  
 23 *mental Response, Compensation, and Liability Act of 1980,*  
 24 *as amended, \$70,228,000.*

1 *AGENCY FOR TOXIC SUBSTANCES AND DISEASE REGISTRY*  
2 *SALARIES AND EXPENSES*

3 *For necessary expenses for the Agency for Toxic Sub-*  
4 *stances and Disease Registry (ATSDR) in carrying out ac-*  
5 *tivities set forth in sections 104(i), 111(c)(4), and*  
6 *111(c)(14) of the Comprehensive Environmental Response,*  
7 *Compensation, and Liability Act of 1980 (CERCLA), as*  
8 *amended; section 118(f) of the Superfund Amendments and*  
9 *Reauthorization Act of 1986 (SARA), as amended; and sec-*  
10 *tion 3019 of the Solid Waste Disposal Act, as amended,*  
11 *\$78,235,000, to be derived from the Hazardous Substance*  
12 *Superfund Trust Fund pursuant to section 517(a) of SARA*  
13 *(26 U.S.C. 9507): Provided, That notwithstanding any*  
14 *other provision of law, in lieu of performing a health assess-*  
15 *ment under section 104(i)(6) of CERCLA, the Adminis-*  
16 *trator of ATSDR may conduct other appropriate health*  
17 *studies, evaluations, or activities, including, without limi-*  
18 *tation, biomedical testing, clinical evaluations, medical*  
19 *monitoring, and referral to accredited health care providers:*  
20 *Provided further, That in performing any such health as-*  
21 *essment or health study, evaluation, or activity, the Ad-*  
22 *ministrator of ATSDR shall not be bound by the deadlines*  
23 *in section 104(i)(6)(A) of CERCLA: Provided further, That*  
24 *none of the funds appropriated under this heading shall be*  
25 *available for ATSDR to issue in excess of 40 toxicological*

1 *profiles pursuant to section 104(i) of CERCLA during fis-*  
2 *cal year 2002, and existing profiles may be updated as nec-*  
3 *essary.*

4 *ENVIRONMENTAL PROTECTION AGENCY*

5 *SCIENCE AND TECHNOLOGY*

6 *For science and technology, including research and de-*  
7 *velopment activities, which shall include research and devel-*  
8 *opment activities under the Comprehensive Environmental*  
9 *Response, Compensation, and Liability Act of 1980, as*  
10 *amended; necessary expenses for personnel and related costs*  
11 *and travel expenses, including uniforms, or allowances*  
12 *therefor, as authorized by 5 U.S.C. 5901–5902; services as*  
13 *authorized by 5 U.S.C. 3109, but at rates for individuals*  
14 *not to exceed the per diem rate equivalent to the maximum*  
15 *rate payable for senior level positions under 5 U.S.C. 5376;*  
16 *procurement of laboratory equipment and supplies; other*  
17 *operating expenses in support of research and development;*  
18 *construction, alteration, repair, rehabilitation, and renova-*  
19 *tion of facilities, not to exceed \$75,000 per project,*  
20 *\$665,672,000, which shall remain available until September*  
21 *30, 2003.*

22 *ENVIRONMENTAL PROGRAMS AND MANAGEMENT*

23 *For environmental programs and management, in-*  
24 *cluding necessary expenses, not otherwise provided for, for*  
25 *personnel and related costs and travel expenses, including*  
26 *uniforms, or allowances therefor, as authorized by 5 U.S.C.*

1 5901–5902; services as authorized by 5 U.S.C. 3109, but  
 2 at rates for individuals not to exceed the per diem rate  
 3 equivalent to the maximum rate payable for senior level po-  
 4 sitions under 5 U.S.C. 5376; hire of passenger motor vehi-  
 5 cles; hire, maintenance, and operation of aircraft; purchase  
 6 of reprints; library memberships in societies or associations  
 7 which issue publications to members only or at a price to  
 8 members lower than to subscribers who are not members;  
 9 construction, alteration, repair, rehabilitation, and renova-  
 10 tion of facilities, not to exceed \$75,000 per project; and not  
 11 to exceed \$6,000 for official reception and representation  
 12 expenses, \$2,061,996,200, which shall remain available  
 13 until September 30, 2003.

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, and for construction, alteration,*  
 18 *repair, rehabilitation, and renovation of facilities, not to*  
 19 *exceed \$75,000 per project, \$34,019,000, to remain available*  
 20 *until September 30, 2003.*

21 *BUILDINGS AND FACILITIES*

22 *For construction, repair, improvement, extension, al-*  
 23 *teration, and purchase of fixed equipment or facilities of,*  
 24 *or for use by, the Environmental Protection Agency,*  
 25 *\$25,318,400, to remain available until expended.*



## HAZARDOUS SUBSTANCE SUPERFUND

## (INCLUDING TRANSFER OF FUNDS)

*For necessary expenses to carry out the Comprehensive Environmental Response, Compensation, and Liability Act of 1980 (CERCLA), as amended, including sections 111(c)(3), (c)(5), (c)(6), and (e)(4) (42 U.S.C. 9611), and for construction, alteration, repair, rehabilitation, and renovation of facilities, not to exceed \$75,000 per project; \$1,274,645,560 to remain available until expended, consisting of \$634,532,200, as authorized by section 517(a) of the Superfund Amendments and Reauthorization Act of 1986 (SARA), as amended by Public Law 101–508, and \$640,113,360 as a payment from general revenues to the Hazardous Substance Superfund for purposes as authorized by section 517(b) of SARA, as amended: Provided, That funds appropriated under this heading may be allocated to other Federal agencies in accordance with section 111(a) of CERCLA: Provided further, That of the funds appropriated under this heading, \$11,867,000 shall be transferred to the “Office of Inspector General” appropriation to remain available until September 30, 2003, and \$36,890,500 shall be transferred to the “Science and technology” appropriation to remain available until September 30, 2003.*

## LEAKING UNDERGROUND STORAGE TANK TRUST FUND

*For necessary expenses to carry out leaking underground storage tank cleanup activities authorized by section*

1 *205 of the Superfund Amendments and Reauthorization Act*  
 2 *of 1986, and for construction, alteration, repair, rehabilita-*  
 3 *tion, and renovation of facilities, not to exceed \$75,000 per*  
 4 *project, \$71,947,400, to remain available until expended.*

5 *OIL SPILL RESPONSE*

6 *For expenses necessary to carry out the Environmental*  
 7 *Protection Agency's responsibilities under the Oil Pollution*  
 8 *Act of 1990, \$14,986,000, to be derived from the Oil Spill*  
 9 *Liability trust fund, to remain available until expended.*

10 *STATE AND TRIBAL ASSISTANCE GRANTS*

11 *For environmental programs and infrastructure as-*  
 12 *sistance, including capitalization grants for State revolving*  
 13 *funds and performance partnership grants, \$3,603,015,900,*  
 14 *to remain available until expended, of which*  
 15 *\$1,350,000,000 shall be for making capitalization grants for*  
 16 *the Clean Water State Revolving Funds under title VI of*  
 17 *the Federal Water Pollution Control Act, as amended (the*  
 18 *"Act"); \$850,000,000 shall be for capitalization grants for*  
 19 *the Drinking Water State Revolving Funds under section*  
 20 *1452 of the Safe Drinking Water Act, as amended, except*  
 21 *that, notwithstanding section 1452(n) of the Safe Drinking*  
 22 *Water Act, as amended, none of the funds made available*  
 23 *under this heading in this Act, or in previous appropria-*  
 24 *tions Acts, shall be reserved by the Administrator for health*  
 25 *effects studies on drinking water contaminants; \$75,000,000*  
 26 *shall be for architectural, engineering, planning, design,*

1 construction and related activities in connection with the  
2 construction of high priority water and wastewater facili-  
3 ties in the area of the United States-Mexico Border, after  
4 consultation with the appropriate border commission;  
5 \$40,000,000 shall be for grants to the State of Alaska to  
6 address drinking water and wastewater infrastructure  
7 needs of rural and Alaska Native Villages; \$140,000,000  
8 shall be for making grants for the construction of waste-  
9 water and water treatment facilities and groundwater pro-  
10 tection infrastructure in accordance with the terms and  
11 conditions specified for such grants in the Senate report ac-  
12 companying this Act except that, notwithstanding any  
13 other provision of law, of the funds herein and hereafter  
14 appropriated under this heading for such special needs in-  
15 frastructure grants, the Administrator may use up to 3 per-  
16 cent of the amount of each project appropriated to admin-  
17 ister the management and oversight of construction of such  
18 projects through contracts, allocation to the Corps of Engi-  
19 neers, or grants to States; and \$1,030,782,400 shall be for  
20 grants, including associated program support costs, to  
21 States, federally recognized tribes, interstate agencies, tribal  
22 consortia, and air pollution control agencies for multi-  
23 media or single media pollution prevention, control and  
24 abatement and related activities, including activities pursu-  
25 ant to the provisions set forth under this heading in Public

1 *Law 104–134, and for making grants under section 103 of*  
2 *the Clean Air Act for particulate matter monitoring and*  
3 *data collection activities of which and subject to terms and*  
4 *conditions specified by the Administrator, \$25,000,000 shall*  
5 *be for Environmental Information Exchange Network*  
6 *grants, including associated program support costs: Pro-*  
7 *vided, That for fiscal year 2002, State authority under sec-*  
8 *tion 302(a) of Public Law 104–182 shall remain in effect:*  
9 *Provided further, That for fiscal year 2002, and notwith-*  
10 *standing section 518(f) of the Federal Water Pollution*  
11 *Control Act, as amended, the Administrator is authorized*  
12 *to use the amounts appropriated for any fiscal year under*  
13 *section 319 of that Act to make grants to Indian tribes*  
14 *pursuant to section 319(h) and 518(e) of that Act: Pro-*  
15 *vided further, That for fiscal year 2002, notwithstanding*  
16 *the limitation on amounts in section 518(c) of the Act,*  
17 *up to a total of 1½ percent of the funds appropriated*  
18 *for State Revolving Funds under Title VI of that Act may*  
19 *be reserved by the Administrator for grants under section*  
20 *518(c) of such Act: Provided further, That no funds pro-*  
21 *vided by this legislation to address the water, wastewater*  
22 *and other critical infrastructure needs of the colonias in*  
23 *the United States along the United States-Mexico border*  
24 *shall be made available to a county or municipal govern-*  
25 *ment unless that government has established an enforce-*

1 able local ordinance, or other zoning rule, which prevents  
 2 in that jurisdiction the development or construction of any  
 3 additional colonia areas, or the development within an ex-  
 4 isting colonia the construction of any new home, business,  
 5 or other structure which lacks water, wastewater, or other  
 6 necessary infrastructure.

7 *ADMINISTRATIVE PROVISION*

8 *For fiscal year 2002, notwithstanding 31 U.S.C.*  
 9 *6303(1) and 6305(1), the Administrator of the Environ-*  
 10 *mental Protection Agency, in carrying out the Agency's*  
 11 *function to implement directly Federal environmental pro-*  
 12 *grams required or authorized by law in the absence of an*  
 13 *acceptable tribal program, may award cooperative agree-*  
 14 *ments to federally-recognized Indian Tribes or Intertribal*  
 15 *consortia, if authorized by their member Tribes, to assist*  
 16 *the Administrator in implementing Federal environmental*  
 17 *programs for Indian Tribes required or authorized by law,*  
 18 *except that no such cooperative agreements may be awarded*  
 19 *from funds designated for State financial assistance agree-*  
 20 *ments.*

21 *EXECUTIVE OFFICE OF THE PRESIDENT*

22 *OFFICE OF SCIENCE AND TECHNOLOGY POLICY*

23 *For necessary expenses of the Office of Science and*  
 24 *Technology Policy, in carrying out the purposes of the Na-*  
 25 *tional Science and Technology Policy, Organization, and*  
 26 *Priorities Act of 1976 (42 U.S.C. 6601 and 6671), hire of*

1 *passenger motor vehicles, and services as authorized by*  
2 *U.S.C. 3109, not to exceed \$2,500 for official reception and*  
3 *representation expenses, and rental of conference rooms in*  
4 *the District of Columbia, \$5,267,000.*

5 *COUNCIL ON ENVIRONMENTAL QUALITY AND OFFICE OF*  
6 *ENVIRONMENTAL QUALITY*

7 *For necessary expenses to continue functions assigned*  
8 *to the Council on Environmental Quality and Office of En-*  
9 *vironmental Quality pursuant to the National Environ-*  
10 *mental Policy Act of 1969, the Environmental Quality Im-*  
11 *provement Act of 1970, and Reorganization Plan No. 1 of*  
12 *1977, \$2,974,000: Provided, That, notwithstanding any*  
13 *other provision of law, no funds other than those appro-*  
14 *priated under this heading shall be used for or by the Coun-*  
15 *cil on Environmental Quality and Office of Environmental*  
16 *Quality: Provided further, That notwithstanding section*  
17 *202 of the National Environmental Policy Act of 1970, the*  
18 *Council shall consist of one member, appointed by the Presi-*  
19 *dent, by and with the advice and consent of the Senate,*  
20 *serving as chairman and exercising all powers, functions,*  
21 *and duties of the Council.*

22 *FEDERAL DEPOSIT INSURANCE CORPORATION*  
23 *OFFICE OF INSPECTOR GENERAL*

24 *For necessary expenses of the Office of Inspector Gen-*  
25 *eral in carrying out the provisions of the Inspector General*  
26 *Act of 1978, as amended, \$33,660,000, to be derived from*

1 *the Bank Insurance Fund, the Savings Association Insur-*  
 2 *ance Fund, and the FSLIC Resolution Fund.*

3 *FEDERAL EMERGENCY MANAGEMENT AGENCY*

4 *DISASTER RELIEF*

5 *(INCLUDING TRANSFER OF FUNDS)*

6 *For necessary expenses in carrying out the Robert T.*  
 7 *Stafford Disaster Relief and Emergency Assistance Act (42*  
 8 *U.S.C. 5121 et seq.), \$359,399,000, and, notwithstanding*  
 9 *42 U.S.C. 5203, to remain available until expended, of*  
 10 *which not to exceed \$2,900,000 may be transferred to*  
 11 *“Emergency management planning and assistance” for the*  
 12 *consolidated emergency management performance grant*  
 13 *program; up to \$15,000,000 may be obligated for flood map*  
 14 *modernization activities following disaster declarations;*  
 15 *and \$21,577,000 may be used by the Office of Inspector*  
 16 *General for audits and investigations.*

17 *For an additional amount for “Disaster relief”,*  
 18 *\$2,000,000,000, to be available immediately upon the enact-*  
 19 *ment of this Act, and to remain available until expended:*  
 20 *Provided, That the entire amount is designated by the Con-*  
 21 *gress as an emergency requirement pursuant to section*  
 22 *251(b)(2)(A) of the Balanced Budget and Emergency Def-*  
 23 *icit Control Act of 1985, as amended: Provided further,*  
 24 *That the entire amount shall be available only to the extent*  
 25 *that an official budget request for a specific dollar amount,*  
 26 *that includes designation of the entire amount of the request*

1 *as an emergency requirement as defined in the Balanced*  
2 *Budget and Emergency Deficit Control Act of 1985, as*  
3 *amended, is transmitted by the President to the Congress.*

4 *DISASTER ASSISTANCE DIRECT LOAN PROGRAM ACCOUNT*

5 *For the cost of direct loans, \$405,000 as authorized by*  
6 *section 319 of the Robert T. Stafford Disaster Relief and*  
7 *Emergency Assistance Act: Provided, That such costs, in-*  
8 *cluding the cost of modifying such loans, shall be as defined*  
9 *in section 502 of the Congressional Budget Act of 1974, as*  
10 *amended: Provided further, That these funds are available*  
11 *to subsidize gross obligations for the principal amount of*  
12 *direct loans not to exceed \$25,000,000. In addition, for ad-*  
13 *ministrative expenses to carry out the direct loan program,*  
14 *\$543,000.*

15 *SALARIES AND EXPENSES*

16 *For necessary expenses, not otherwise provided for, in-*  
17 *cluding hire and purchase of motor vehicles as authorized*  
18 *by 31 U.S.C. 1343; uniforms, or allowances therefor, as au-*  
19 *thorized by 5 U.S.C. 5901–5902; services as authorized by*  
20 *5 U.S.C. 3109, but at rates for individuals not to exceed*  
21 *the per diem rate equivalent to the maximum rate payable*  
22 *for senior level positions under 5 U.S.C. 5376; expenses of*  
23 *attendance of cooperating officials and individuals at meet-*  
24 *ings concerned with the work of emergency preparedness;*  
25 *transportation in connection with the continuity of Govern-*  
26 *ment programs to the same extent and in the same manner*



1 *as permitted the Secretary of a Military Department under*  
2 *10 U.S.C. 2632; and not to exceed \$2,500 for official recep-*  
3 *tion and representation expenses, \$233,801,000.*

4 *OFFICE OF INSPECTOR GENERAL*

5 *For necessary expenses of the Office of Inspector Gen-*  
6 *eral in carrying out the Inspector General Act of 1978, as*  
7 *amended, \$10,303,000: Provided, That notwithstanding*  
8 *any other provision of law, the Inspector General of the*  
9 *Federal Emergency Management Agency shall also serve as*  
10 *the Inspector General of the Chemical Safety and Hazard*  
11 *Investigation Board.*

12 *EMERGENCY MANAGEMENT PLANNING AND ASSISTANCE*

13 *For necessary expenses, not otherwise provided for, to*  
14 *carry out activities under the National Flood Insurance Act*  
15 *of 1968, as amended, and the Flood Disaster Protection Act*  
16 *of 1973, as amended (42 U.S.C. 4001 et seq.), the Robert*  
17 *T. Stafford Disaster Relief and Emergency Assistance Act*  
18 *(42 U.S.C. 5121 et seq.), the Earthquake Hazards Reduc-*  
19 *tion Act of 1977, as amended (42 U.S.C. 7701 et seq.), the*  
20 *Federal Fire Prevention and Control Act of 1974, as*  
21 *amended (15 U.S.C. 2201 et seq.), the Defense Production*  
22 *Act of 1950, as amended (50 U.S.C. App. 2061 et seq.), sec-*  
23 *tions 107 and 303 of the National Security Act of 1947,*  
24 *as amended (50 U.S.C. 404–405), and Reorganization Plan*  
25 *No. 3 of 1978, \$279,623,000: Provided, That for purposes*  
26 *of pre-disaster mitigation pursuant to 42 U.S.C. 5131(b)*

1 *and (c) and 42 U.S.C. 5196(e) and (i), \$25,000,000 of the*  
 2 *funds made available under this heading shall be available*  
 3 *until expended for project grants.*

4 *For an additional amount for “Emergency manage-*  
 5 *ment planning and assistance”, \$150,000,000 for programs*  
 6 *as authorized by section 33 of the Federal Fire Prevention*  
 7 *and Control Act of 1974, as amended (15 U.S.C. 2201 et*  
 8 *seq.).*

9 *RADIOLOGICAL EMERGENCY PREPAREDNESS FUND*

10 *The aggregate charges assessed during fiscal year 2002,*  
 11 *as authorized by Public Law 106–377, shall not be less than*  
 12 *100 percent of the amounts anticipated by FEMA necessary*  
 13 *for its radiological emergency preparedness program for the*  
 14 *next fiscal year. The methodology for assessment and collec-*  
 15 *tion of fees shall be fair and equitable; and shall reflect costs*  
 16 *of providing such services, including administrative costs*  
 17 *of collecting such fees. Fees received pursuant to this section*  
 18 *shall be deposited in the Fund as offsetting collections and*  
 19 *will become available for authorized purposes on October*  
 20 *1, 2002, and remain available until expended.*

21 *EMERGENCY FOOD AND SHELTER PROGRAM*

22 *To carry out an emergency food and shelter program*  
 23 *pursuant to title III of Public Law 100–77, as amended,*  
 24 *\$139,692,000, to remain available until expended: Pro-*  
 25 *vided, That total administrative costs shall not exceed 3½*  
 26 *percent of the total appropriation.*

1            *NATIONAL FLOOD INSURANCE FUND*2            *(INCLUDING TRANSFERS OF FUNDS)*

3            *For activities under the National Flood Insurance Act*  
4 *of 1968 (“the Act”), the Flood Disaster Protection Act of*  
5 *1973, as amended, not to exceed \$28,798,000 for salaries*  
6 *and expenses associated with flood mitigation and flood in-*  
7 *surance operations, and not to exceed \$76,381,000 for flood*  
8 *mitigation, including up to \$20,000,000 for expenses under*  
9 *section 1366 of the Act, which amount shall be available*  
10 *for transfer to the National Flood Mitigation Fund until*  
11 *September 30, 2003. In fiscal year 2002, no funds in excess*  
12 *of: (1) \$55,000,000 for operating expenses; (2) \$536,750,000*  
13 *for agents’ commissions and taxes; and (3) \$30,000,000 for*  
14 *interest on Treasury borrowings shall be available from the*  
15 *National Flood Insurance Fund without prior notice to the*  
16 *Committees on Appropriations.*

17            *In addition, up to \$7,000,000 in fees collected but un-*  
18 *expended during fiscal years 2000 through 2001 shall be*  
19 *transferred to the Flood Map Modernization Fund and*  
20 *available for expenditure in fiscal year 2002.*

21            *Section 1309(a)(2) of the Act (42 U.S.C. 4016(a)(2)),*  
22 *as amended, is further amended by striking “December 31,*  
23 *2001” and inserting “December 31, 2002”.*

24            *Section 1319 of the Act, as amended (42 U.S.C. 4026),*  
25 *is amended by striking “September 30, 2001” and inserting*  
26 *“December 31, 2002”.*

1        *Section 1336 of the Act, as amended (42 U.S.C. 4056),*  
 2   *is amended by striking “September 30, 2001” and inserting*  
 3   *“December 31, 2002”.*

4        *The first sentence of section 1376(c) of the Act, as*  
 5   *amended (42 U.S.C. 4127(c)), is amended by striking “De-*  
 6   *cember 31, 2001” and inserting “December 31, 2002”.*

7                    *NATIONAL FLOOD MITIGATION FUND*

8        *Notwithstanding sections 1366(b)(3)(B)–(C) and*  
 9   *1366(f) of the National Flood Insurance Act of 1968, as*  
 10   *amended, \$20,000,000, to remain available until September*  
 11   *30, 2003, for activities designed to reduce the risk of flood*  
 12   *damage to structures pursuant to such Act, of which*  
 13   *\$20,000,000 shall be derived from the National Flood Insur-*  
 14   *ance Fund.*

15                    *GENERAL SERVICES ADMINISTRATION*

16                    *FEDERAL CONSUMER INFORMATION CENTER FUND*

17        *For necessary expenses of the Federal Consumer Infor-*  
 18   *mation Center, including services authorized by 5 U.S.C.*  
 19   *3109, \$7,276,000, to be deposited into the Federal Consumer*  
 20   *Information Center Fund: Provided, That the appropria-*  
 21   *tions, revenues, and collections deposited into the Fund*  
 22   *shall be available for necessary expenses of Federal Con-*  
 23   *sumer Information Center activities in the aggregate*  
 24   *amount of \$12,000,000. Appropriations, revenues, and col-*  
 25   *lections accruing to this Fund during fiscal year 2002 in*  
 26   *excess of \$12,000,000 shall remain in the Fund and shall*

1 *not be available for expenditure except as authorized in ap-*  
2 *propriations Acts.*

3 *NATIONAL AERONAUTICS AND SPACE ADMINISTRATION*

4 *HUMAN SPACE FLIGHT*

5 *(INCLUDING TRANSFER OF FUNDS)*

6 *For necessary expenses, not otherwise provided for, in*  
7 *the conduct and support of human space flight research and*  
8 *development activities, including research, development, op-*  
9 *erations, support and services; maintenance; construction*  
10 *of facilities including repair, rehabilitation, revitalization*  
11 *and modification of facilities, construction of new facilities*  
12 *and additions to existing facilities, facility planning and*  
13 *design, environmental compliance and restoration, and ac-*  
14 *quisition or condemnation of real property, as authorized*  
15 *by law; space flight, spacecraft control and communications*  
16 *activities including operations, production, and services;*  
17 *program management; personnel and related costs, includ-*  
18 *ing uniforms or allowances therefor, as authorized by 5*  
19 *U.S.C. 5901–5902; travel expenses; purchase and hire of*  
20 *passenger motor vehicles; not to exceed \$20,000 for official*  
21 *reception and representation expenses; and purchase, lease,*  
22 *charter, maintenance and operation of mission and admin-*  
23 *istrative aircraft, \$6,868,000,000, to remain available until*  
24 *September 30, 2003, of which amounts as determined by*  
25 *the Administrator for salaries and benefits; training, travel*  
26 *and awards; facility and related costs; information tech-*

1 nology services; science, engineering, fabricating and testing  
2 services; and other administrative services may be trans-  
3 ferred to the Science, Aeronautics and Technology account  
4 in accordance with section 312(b) of the National Aero-  
5 nautics and Space Act of 1958, as amended by Public Law  
6 106–377: Provided, That the funding level for Development  
7 and Operation of the International Space Station shall not  
8 exceed \$1,781,300,000 for fiscal year 2002, \$1,500,400,000  
9 for fiscal year 2003, \$1,203,800,000 for fiscal year 2004,  
10 \$1,078,300,000 for fiscal year 2005 and \$1,099,600,000 for  
11 fiscal year 2006: Provided further, That the President shall  
12 certify, and report such certification to the Senate Commit-  
13 tees on Appropriations and Commerce, Science and Trans-  
14 portation and to the House of Representatives Committees  
15 on Appropriations and Science, that any proposal to exceed  
16 these limits, or enhance the International Space Station de-  
17 sign above the content planned for U.S. core complete, is  
18 (1) necessary and of the highest priority to enhance the goal  
19 of world class research in space aboard the International  
20 Space Station; (2) within acceptable risk levels, having no  
21 major unresolved technical issues and a high confidence in  
22 cost and schedule estimates, and independently validated;  
23 and (3) affordable within the multi-year funding available  
24 to the International Space Station program as defined  
25 above or, if exceeds such amounts, these additional resources

1 *are not achieved through any funding reduction to pro-*  
2 *grams contained in Space Science, Earth Science and Aero-*  
3 *navitics.*

4 *SCIENCE, AERONAUTICS AND TECHNOLOGY*

5 *For necessary expenses, not otherwise provided for, in*  
6 *the conduct and support of science, aeronautics and tech-*  
7 *nology research and development activities, including re-*  
8 *search, development, operations, support and services;*  
9 *maintenance; construction of facilities including repair, re-*  
10 *habilitation, revitalization, and modification of facilities,*  
11 *construction of new facilities and additions to existing fa-*  
12 *cilities, facility planning and design, environmental com-*  
13 *pliance and restoration, and acquisition or condemnation*  
14 *of real property, as authorized by law; space flight, space-*  
15 *craft control and communications activities including oper-*  
16 *ations, production, and services; program management;*  
17 *personnel and related costs, including uniforms or allow-*  
18 *ances therefor, as authorized by 5 U.S.C. 5901–5902; travel*  
19 *expenses; purchase and hire of passenger motor vehicles; not*  
20 *to exceed \$20,000 for official reception and representation*  
21 *expenses; and purchase, lease, charter, maintenance and op-*  
22 *eration of mission and administrative aircraft,*  
23 *\$7,669,700,000, to remain available until September 30,*  
24 *2003.*

## 1                   OFFICE OF INSPECTOR GENERAL

2           *For necessary expenses of the Office of Inspector Gen-*  
3 *eral in carrying out the Inspector General Act of 1978, as*  
4 *amended, \$23,700,000.*

## 5                   ADMINISTRATIVE PROVISIONS

6           *Notwithstanding the limitation on the availability of*  
7 *funds appropriated for “Human space flight”, or “Science,*  
8 *aeronautics and technology” by this appropriations Act,*  
9 *when any activity has been initiated by the incurrence of*  
10 *obligations for construction of facilities as authorized by*  
11 *law, such amount available for such activity shall remain*  
12 *available until expended. This provision does not apply to*  
13 *the amounts appropriated for institutional minor revital-*  
14 *ization and construction of facilities, and institutional fa-*  
15 *cility planning and design.*

16          *Notwithstanding the limitation on the availability of*  
17 *funds appropriated for “Human space flight”, or “Science,*  
18 *aeronautics and technology” by this appropriations Act, the*  
19 *amounts appropriated for construction of facilities shall re-*  
20 *main available until September 30, 2004.*

21          *Notwithstanding the limitation on the availability of*  
22 *funds appropriated for “Office of Inspector General”,*  
23 *amounts made available by this Act for personnel and re-*  
24 *lated costs and travel expenses of the National Aeronautics*  
25 *and Space Administration shall remain available until*  
26 *September 30, 2002 and may be used to enter into contracts*



1 *for training, investigations, costs associated with personnel*  
 2 *relocation, and for other services, to be provided during the*  
 3 *next fiscal year. Funds for announced prizes otherwise au-*  
 4 *thorized shall remain available, without fiscal year limita-*  
 5 *tion, until the prize is claimed or the offer is withdrawn.*

6 *NATIONAL CREDIT UNION ADMINISTRATION*

7 *CENTRAL LIQUIDITY FACILITY*

8 *(INCLUDING TRANSFER OF FUNDS)*

9 *During fiscal year 2002, gross obligations of the Cen-*  
 10 *tral Liquidity Facility for the principal amount of new di-*  
 11 *rect loans to member credit unions, as authorized by 12*  
 12 *U.S.C. 1795 et seq., shall not exceed \$1,500,000,000: Pro-*  
 13 *vided, That administrative expenses of the Central Liquid-*  
 14 *ity Facility shall not exceed \$309,000: Provided further,*  
 15 *That \$1,000,000 shall be transferred to the Community De-*  
 16 *velopment Revolving Loan Fund, of which \$650,000, to-*  
 17 *gether with amounts of principal and interest on loans re-*  
 18 *paid, shall be available until expended for loans to commu-*  
 19 *nity development credit unions, and \$350,000 shall be*  
 20 *available until expended for technical assistance to low-in-*  
 21 *come and community development credit unions.*

22 *NATIONAL SCIENCE FOUNDATION*

23 *RESEARCH AND RELATED ACTIVITIES*

24 *For necessary expenses in carrying out the National*  
 25 *Science Foundation Act of 1950, as amended (42 U.S.C.*  
 26 *1861–1875), and the Act to establish a National Medal of*

1 *Science (42 U.S.C. 1880–1881); services as authorized by*  
2 *5 U.S.C. 3109; authorized travel; maintenance and oper-*  
3 *ation of aircraft and purchase of flight services for research*  
4 *support; acquisition of aircraft; \$3,514,481,000, of which*  
5 *not to exceed \$285,000,000 shall remain available until ex-*  
6 *pended for Polar research and operations support, and for*  
7 *reimbursement to other Federal agencies for operational*  
8 *and science support and logistical and other related activi-*  
9 *ties for the United States Antarctic program; the balance*  
10 *to remain available until September 30, 2003: Provided,*  
11 *That receipts for scientific support services and materials*  
12 *furnished by the National Research Centers and other Na-*  
13 *tional Science Foundation supported research facilities*  
14 *may be credited to this appropriation: Provided further,*  
15 *That to the extent that the amount appropriated is less than*  
16 *the total amount authorized to be appropriated for included*  
17 *program activities, all amounts, including floors and ceil-*  
18 *ings, specified in the authorizing Act for those program ac-*  
19 *tivities or their subactivities shall be reduced proportion-*  
20 *ally: Provided further, That \$75,000,000 of the funds avail-*  
21 *able under this heading shall be made available for a com-*  
22 *prehensive research initiative on plant genomes for eco-*  
23 *nomically significant crops.*

24 *MAJOR RESEARCH EQUIPMENT*

25 *For necessary expenses of major construction projects*  
26 *pursuant to the National Science Foundation Act of 1950,*

1 *as amended, including authorized travel, \$108,832,000, to*  
2 *remain available until expended.*

3 *EDUCATION AND HUMAN RESOURCES*

4 *For necessary expenses in carrying out science and en-*  
5 *gineering education and human resources programs and ac-*  
6 *tivities pursuant to the National Science Foundation Act*  
7 *of 1950, as amended (42 U.S.C. 1861–1875), including*  
8 *services as authorized by 5 U.S.C. 3109, authorized travel,*  
9 *and rental of conference rooms in the District of Columbia,*  
10 *\$872,407,000, to remain available until September 30,*  
11 *2003: Provided, That to the extent that the amount of this*  
12 *appropriation is less than the total amount authorized to*  
13 *be appropriated for included program activities, all*  
14 *amounts, including floors and ceilings, specified in the au-*  
15 *thorizing Act for those program activities or their subactivi-*  
16 *ties shall be reduced proportionally: Provided further, That*  
17 *\$15,000,000 shall be available for the innovation partner-*  
18 *ship program.*

19 *SALARIES AND EXPENSES*

20 *For salaries and expenses necessary in carrying out*  
21 *the National Science Foundation Act of 1950, as amended*  
22 *(42 U.S.C. 1861–1875); services authorized by 5 U.S.C.*  
23 *3109; hire of passenger motor vehicles; not to exceed \$9,000*  
24 *for official reception and representation expenses; uniforms*  
25 *or allowances therefor, as authorized by 5 U.S.C. 5901–*  
26 *5902; rental of conference rooms in the District of Colum-*

1 *bia; reimbursement of the General Services Administration*  
 2 *for security guard services; \$170,040,000: Provided, That*  
 3 *contracts may be entered into under “Salaries and ex-*  
 4 *penses” in fiscal year 2002 for maintenance and operation*  
 5 *of facilities, and for other services, to be provided during*  
 6 *the next fiscal year.*

7 *OFFICE OF INSPECTOR GENERAL*

8 *For necessary expenses of the Office of Inspector Gen-*  
 9 *eral as authorized by the Inspector General Act of 1978,*  
 10 *as amended, \$6,760,000, to remain available until Sep-*  
 11 *tember 30, 2003.*

12 *NEIGHBORHOOD REINVESTMENT CORPORATION*

13 *PAYMENT TO THE NEIGHBORHOOD REINVESTMENT*

14 *CORPORATION*

15 *For payment to the Neighborhood Reinvestment Cor-*  
 16 *poration for use in neighborhood reinvestment activities, as*  
 17 *authorized by the Neighborhood Reinvestment Corporation*  
 18 *Act (42 U.S.C. 8101–8107), \$100,000,000, of which*  
 19 *\$10,000,000 shall be for a homeownership program that is*  
 20 *used in conjunction with section 8 assistance under the*  
 21 *United States Housing Act of 1937, as amended.*

22 *SELECTIVE SERVICE SYSTEM*

23 *SALARIES AND EXPENSES*

24 *For necessary expenses of the Selective Service System,*  
 25 *including expenses of attendance at meetings and of train-*  
 26 *ing for uniformed personnel assigned to the Selective Serv-*

1 ice System, as authorized by 5 U.S.C. 4101–4118 for civil-  
 2 ian employees; and not to exceed \$1,000 for official recep-  
 3 tion and representation expenses; \$25,003,000: Provided,  
 4 That during the current fiscal year, the President may ex-  
 5 empt this appropriation from the provisions of 31 U.S.C.  
 6 1341, whenever the President deems such action to be nec-  
 7 essary in the interest of national defense: Provided further,  
 8 That none of the funds appropriated by this Act may be  
 9 expended for or in connection with the induction of any  
 10 person into the Armed Forces of the United States.

#### 11 TITLE IV—GENERAL PROVISIONS

12 SEC. 401. Where appropriations in titles I, II, and  
 13 III of this Act are expendable for travel expenses and no  
 14 specific limitation has been placed thereon, the expenditures  
 15 for such travel expenses may not exceed the amounts set  
 16 forth therefor in the budget estimates submitted for the ap-  
 17 propriations: Provided, That this provision does not apply  
 18 to accounts that do not contain an object classification for  
 19 travel: Provided further, That this section shall not apply  
 20 to travel performed by uncompensated officials of local  
 21 boards and appeal boards of the Selective Service System;  
 22 to travel performed directly in connection with care and  
 23 treatment of medical beneficiaries of the Department of Vet-  
 24 erans Affairs; to travel performed in connection with major  
 25 disasters or emergencies declared or determined by the

1 *President under the provisions of the Robert T. Stafford*  
2 *Disaster Relief and Emergency Assistance Act; to travel*  
3 *performed by the Offices of Inspector General in connection*  
4 *with audits and investigations; or to payments to inter-*  
5 *agency motor pools where separately set forth in the budget*  
6 *schedules: Provided further, That if appropriations in titles*  
7 *I, II, and III exceed the amounts set forth in budget esti-*  
8 *mates initially submitted for such appropriations, the ex-*  
9 *penditures for travel may correspondingly exceed the*  
10 *amounts therefor set forth in the estimates only to the extent*  
11 *such an increase is approved by the Committees on Appro-*  
12 *priations.*

13       *SEC. 402. Appropriations and funds available for the*  
14 *administrative expenses of the Department of Housing and*  
15 *Urban Development and the Selective Service System shall*  
16 *be available in the current fiscal year for purchase of uni-*  
17 *forms, or allowances therefor, as authorized by 5 U.S.C.*  
18 *5901–5902; hire of passenger motor vehicles; and services*  
19 *as authorized by 5 U.S.C. 3109.*

20       *SEC. 403. Funds of the Department of Housing and*  
21 *Urban Development subject to the Government Corporation*  
22 *Control Act or section 402 of the Housing Act of 1950 shall*  
23 *be available, without regard to the limitations on adminis-*  
24 *trative expenses, for legal services on a contract or fee basis,*  
25 *and for utilizing and making payment for services and fa-*

1 *cilities of the Federal National Mortgage Association, Gov-*  
 2 *ernment National Mortgage Association, Federal Home*  
 3 *Loan Mortgage Corporation, Federal Financing Bank, Fed-*  
 4 *eral Reserve banks or any member thereof, Federal Home*  
 5 *Loan banks, and any insured bank within the meaning of*  
 6 *the Federal Deposit Insurance Corporation Act, as amended*  
 7 *(12 U.S.C. 1811–1831).*

8       *SEC. 404. No part of any appropriation contained in*  
 9 *this Act shall remain available for obligation beyond the*  
 10 *current fiscal year unless expressly so provided herein.*

11       *SEC. 405. No funds appropriated by this Act may be*  
 12 *expended—*

13               *(1) pursuant to a certification of an officer or*  
 14 *employee of the United States unless—*

15                       *(A) such certification is accompanied by, or*  
 16 *is part of, a voucher or abstract which describes*  
 17 *the payee or payees and the items or services for*  
 18 *which such expenditure is being made; or*

19                       *(B) the expenditure of funds pursuant to*  
 20 *such certification, and without such a voucher or*  
 21 *abstract, is specifically authorized by law; and*

22               *(2) unless such expenditure is subject to audit by*  
 23 *the General Accounting Office or is specifically ex-*  
 24 *empt by law from such audit.*

1       *SEC. 406. None of the funds provided in this Act to*  
2   *any department or agency may be expended for the trans-*  
3   *portation of any officer or employee of such department or*  
4   *agency between their domicile and their place of employ-*  
5   *ment, with the exception of any officer or employee author-*  
6   *ized such transportation under 31 U.S.C. 1344 or 5 U.S.C.*  
7   *7905.*

8       *SEC. 407. None of the funds provided in this Act may*  
9   *be used for payment, through grants or contracts, to recipi-*  
10   *ents that do not share in the cost of conducting research*  
11   *resulting from proposals not specifically solicited by the*  
12   *Government: Provided, That the extent of cost sharing by*  
13   *the recipient shall reflect the mutuality of interest of the*  
14   *grantee or contractor and the Government in the research.*

15       *SEC. 408. None of the funds in this Act may be used,*  
16   *directly or through grants, to pay or to provide reimburse-*  
17   *ment for payment of the salary of a consultant (whether*  
18   *retained by the Federal Government or a grantee) at more*  
19   *than the daily equivalent of the rate paid for level IV of*  
20   *the Executive Schedule, unless specifically authorized by*  
21   *law.*

22       *SEC. 409. None of the funds provided in this Act shall*  
23   *be used to pay the expenses of, or otherwise compensate,*  
24   *non-Federal parties intervening in regulatory or adjudica-*  
25   *tory proceedings. Nothing herein affects the authority of the*



1 *Consumer Product Safety Commission pursuant to section*  
2 *7 of the Consumer Product Safety Act (15 U.S.C. 2056 et*  
3 *seq.).*

4       *SEC. 410. Except as otherwise provided under existing*  
5 *law, or under an existing Executive Order issued pursuant*  
6 *to an existing law, the obligation or expenditure of any ap-*  
7 *propriation under this Act for contracts for any consulting*  
8 *service shall be limited to contracts which are: (1) a matter*  
9 *of public record and available for public inspection; and*  
10 *(2) thereafter included in a publicly available list of all con-*  
11 *tracts entered into within 24 months prior to the date on*  
12 *which the list is made available to the public and of all*  
13 *contracts on which performance has not been completed by*  
14 *such date. The list required by the preceding sentence shall*  
15 *be updated quarterly and shall include a narrative descrip-*  
16 *tion of the work to be performed under each such contract.*

17       *SEC. 411. Except as otherwise provided by law, no*  
18 *part of any appropriation contained in this Act shall be*  
19 *obligated or expended by any executive agency, as referred*  
20 *to in the Office of Federal Procurement Policy Act (41*  
21 *U.S.C. 401 et seq.), for a contract for services unless such*  
22 *executive agency: (1) has awarded and entered into such*  
23 *contract in full compliance with such Act and the regula-*  
24 *tions promulgated thereunder; and (2) requires any report*  
25 *prepared pursuant to such contract, including plans, eval-*

1 uations, studies, analyses and manuals, and any report  
2 prepared by the agency which is substantially derived from  
3 or substantially includes any report prepared pursuant to  
4 such contract, to contain information concerning: (A) the  
5 contract pursuant to which the report was prepared; and  
6 (B) the contractor who prepared the report pursuant to such  
7 contract.

8       *SEC. 412. Except as otherwise provided in section 406,*  
9 *none of the funds provided in this Act to any department*  
10 *or agency shall be obligated or expended to provide a per-*  
11 *sonal cook, chauffeur, or other personal servants to any offi-*  
12 *cer or employee of such department or agency.*

13       *SEC. 413. None of the funds provided in this Act to*  
14 *any department or agency shall be obligated or expended*  
15 *to procure passenger automobiles as defined in 15 U.S.C.*  
16 *2001 with an EPA estimated miles per gallon average of*  
17 *less than 22 miles per gallon.*

18       *SEC. 414. None of the funds appropriated in title I*  
19 *of this Act shall be used to enter into any new lease of real*  
20 *property if the estimated annual rental is more than*  
21 *\$300,000 unless the Secretary submits a report which the*  
22 *Committees on Appropriations of the Congress approve*  
23 *within 30 days following the date on which the report is*  
24 *received.*

1        *SEC. 415. (a) It is the sense of the Congress that, to*  
2 *the greatest extent practicable, all equipment and products*  
3 *purchased with funds made available in this Act should be*  
4 *American-made.*

5        *(b) In providing financial assistance to, or entering*  
6 *into any contract with, any entity using funds made avail-*  
7 *able in this Act, the head of each Federal agency, to the*  
8 *greatest extent practicable, shall provide to such entity a*  
9 *notice describing the statement made in subsection (a) by*  
10 *the Congress.*

11        *SEC. 416. None of the funds appropriated in this Act*  
12 *may be used to implement any cap on reimbursements to*  
13 *grantees for indirect costs, except as published in Office of*  
14 *Management and Budget Circular A–21.*

15        *SEC. 417. Such sums as may be necessary for fiscal*  
16 *year 2002 pay raises for programs funded by this Act shall*  
17 *be absorbed within the levels appropriated in this Act.*

18        *SEC. 418. None of the funds made available in this*  
19 *Act may be used for any program, project, or activity, when*  
20 *the program, project, or activity is not in compliance with*  
21 *any Federal law relating to risk assessment, the protection*  
22 *of private property rights, or unfunded mandates.*

23        *SEC. 419. Corporations and agencies of the Depart-*  
24 *ment of Housing and Urban Development which are subject*  
25 *to the Government Corporation Control Act, as amended,*

1 *are hereby authorized to make such expenditures, within the*  
2 *limits of funds and borrowing authority available to each*  
3 *such corporation or agency and in accord with law, and*  
4 *to make such contracts and commitments without regard*  
5 *to fiscal year limitations as provided by section 104 of such*  
6 *Act as may be necessary in carrying out the programs set*  
7 *forth in the budget for 2002 for such corporation or agency*  
8 *except as hereinafter provided: Provided, That collections*  
9 *of these corporations and agencies may be used for new loan*  
10 *or mortgage purchase commitments only to the extent ex-*  
11 *pressly provided for in this Act (unless such loans are in*  
12 *support of other forms of assistance provided for in this or*  
13 *prior appropriations Acts), except that this proviso shall*  
14 *not apply to the mortgage insurance or guaranty operations*  
15 *of these corporations, or where loans or mortgage purchases*  
16 *are necessary to protect the financial interest of the United*  
17 *States Government.*

18       *SEC. 420. Notwithstanding any other provision of law,*  
19 *the term “qualified student loan” with respect to national*  
20 *service education awards shall mean any loan determined*  
21 *by an institution of higher education to be necessary to*  
22 *cover a student’s cost of attendance at such institution and*  
23 *made directly to a student by a state agency, in addition*  
24 *to other meanings under section 148(b)(7) of the National*  
25 *and Community Service Act.*

1       *SEC. 421. Unless otherwise provided for in this Act,*  
2 *no part of any appropriation for the Department of Hous-*  
3 *ing and Urban Development shall be available for any ac-*  
4 *tivity in excess of amounts set forth in the budget estimates*  
5 *submitted to Congress.*

6       *SEC. 422. None of the funds appropriated or otherwise*  
7 *made available by this Act shall be used to promulgate a*  
8 *final regulation to implement changes in the payment of*  
9 *pesticide tolerance processing fees as proposed at 64 Fed.*  
10 *Reg. 31040, or any similar proposals. The Environmental*  
11 *Protection Agency may proceed with the development of*  
12 *such a rule.*

13       *SEC. 423. Except in the case of entities that are funded*  
14 *solely with Federal funds or any natural persons that are*  
15 *funded under this Act, none of the funds in this Act shall*  
16 *be used for the planning or execution of any program to*  
17 *pay the expenses of, or otherwise compensate, non-Federal*  
18 *parties to lobby or litigate in respect to adjudicatory pro-*  
19 *ceedings funded in this Act. A chief executive officer of any*  
20 *entity receiving funds under this Act shall certify that none*  
21 *of these funds have been used to engage in the lobbying of*  
22 *the Federal Government or in litigation against the United*  
23 *States unless authorized under existing law.*

24       *SEC. 424. No part of any funds appropriated in this*  
25 *Act shall be used by an agency of the executive branch, other*

1 *than for normal and recognized executive-legislative rela-*  
2 *tionships, for publicity or propaganda purposes, and for*  
3 *the preparation, distribution or use of any kit, pamphlet,*  
4 *booklet, publication, radio, television or film presentation*  
5 *designed to support or defeat legislation pending before the*  
6 *Congress, except in presentation to the Congress itself.*

7       *SEC. 425. None of the funds provided in Title II for*  
8 *technical assistance, training, or management improve-*  
9 *ments may be obligated or expended unless HUD provides*  
10 *to the Committees on Appropriations a description of each*  
11 *proposed activity and a detailed budget estimate of the costs*  
12 *associated with each activity as part of the Budget Jus-*  
13 *tifications. For fiscal year 2002, HUD shall transmit this*  
14 *information to the Committees by January 8, 2002 for 30*  
15 *days of review.*

16       *SEC. 426. Section 70113(f) of title 49, United States*  
17 *Code, is amended by striking “December 31, 2001”, and*  
18 *inserting “December 31, 2002”.*

19       *SEC. 427. All Departments and agencies funded under*  
20 *this Act are encouraged, within the limits of the existing*  
21 *statutory authorities and funding, to expand their use of*  
22 *“E-Commerce” technologies and procedures in the conduct*  
23 *of their business practices and public service activities.*

24       *SEC. 428. The Administrator of the Environmental*  
25 *Protection Agency, pursuant to the Safe Drinking Water*

1 *Act, shall immediately put into effect a new national pri-*  
2 *mary drinking water regulation for arsenic that—*

3 *(1) establishes a standard for arsenic at a level*  
4 *providing for the protection of the population in gen-*  
5 *eral, fully taking into account those at greater risk,*  
6 *such as infants, children, pregnant women, the elderly*  
7 *and those with a history of serious illness; and*

8 *(2) lifts the suspension on the effective date for*  
9 *the community right to know requirements included*  
10 *in the national primary drinking water regulation*  
11 *for arsenic published on January 22, 2001, in the*  
12 *Federal Register (66 Fed. Reg. 6976).*

13 *SEC. 429. ARSENIC IN PLAYGROUND EQUIPMENT. (a)*  
14 *FINDINGS.—The Congress makes the following findings:*

15 *(1) The Department of Health and Human Serv-*  
16 *ices has determined that arsenic is a known car-*  
17 *cinogen, and the Environmental Protection Agency*  
18 *has classified chromated copper arsenate (CCA),*  
19 *which is 22 percent arsenic, as a “restricted use*  
20 *chemical”.*

21 *(2) CCA is often used as a preservative in pres-*  
22 *sure-treated wood, and CCA-treated wood is widely*  
23 *used in constructing playground equipment fre-*  
24 *quented by children.*

1           (3) *In 2001, many communities in Florida and*  
2           *elsewhere have temporarily or permanently closed*  
3           *playgrounds in response to elevated levels of arsenic*  
4           *in soil surrounding CCA-treated wood playground*  
5           *equipment.*

6           (4) *The State of Florida recently announced that*  
7           *its own wood-treatment plant would cease using ar-*  
8           *senic as a preservative.*

9           (5) *PlayNation Play Systems, which manufac-*  
10          *tures playground equipment, announced in June*  
11          *2001 that it would no longer use CCA as a preserva-*  
12          *tive in its playground products.*

13          (6) *In May 2001, the Environmental Protection*  
14          *Agency announced that it would expedite its ongoing*  
15          *review of the health risks facing children playing near*  
16          *CCA-treated wood playground equipment, and*  
17          *produce its findings in June 2001. The EPA later*  
18          *postponed the release of its risk assessment until the*  
19          *end of the summer of 2001, and announced that its*  
20          *risk assessment would be reviewed by a Scientific Ad-*  
21          *visory Panel in October 2001.*

22          (7) *The EPA also plans to expedite its risk as-*  
23          *essment regarding the re-registering of arsenic as a*  
24          *pesticide by accelerating its release from 2003 to*  
25          *2002.*



1           (8) *The Consumer Product Safety Commission,*  
2           *which has the authority to ban hazardous and dan-*  
3           *gerous products, announced in June 2001 that it*  
4           *would consider a petition seeking the banning of*  
5           *CCA-treated wood from all playground equipment.*

6           (9) *Many viable alternatives to CCA-treated*  
7           *wood exist, including cedar, plastic products, alu-*  
8           *minum, and treated wood without CCA. These prod-*  
9           *ucts, alone or in combination, can fully replace CCA-*  
10          *treated wood in playground equipment.*

11          (b) *SENSE OF THE SENATE.—It is the sense of the Sen-*  
12          *ate that the potential health and safety risks to children*  
13          *playing on and around CCA-treated wood playground*  
14          *equipment is a matter of the highest priority, which de-*  
15          *mands immediate attention from the Congress, the Execu-*  
16          *tive Branch, State and local governments, affected indus-*  
17          *tries, and parents.*

18          (c) *REPORT.—Not later than 30 days after the date*  
19          *of enactment of this Act, the Administrator of the Environ-*  
20          *mental Protection Agency, in consultation with the Con-*  
21          *sumer Product Safety Commission, shall submit a report*  
22          *to Congress which shall include—*

23                 (1) *the Environmental Protection Agency’s most*  
24                 *up-to-date understanding of the potential health and*

1       *safety risks to children playing on and around CCA-*  
2       *treated wood playground equipment;*

3               *(2) the Environmental Protection Agency's cur-*  
4       *rent recommendations to State and local governments*  
5       *about the continued use of CCA-treated wood play-*  
6       *ground equipment; and*

7               *(3) an assessment of whether consumers consid-*  
8       *ering purchases of CCA-treated wood playground*  
9       *equipment are adequately informed concerning the*  
10       *health effects associated with arsenic.*

11       *SEC. 430. EXPERIMENTAL PROGRAM TO STIMULATE*  
12       *COMPETITIVE RESEARCH. From amounts available to the*  
13       *National Science Foundation under this Act, a total of*  
14       *\$115,000,000 may be available to carry out the Experi-*  
15       *mental Program to Stimulate Competitive Research*  
16       *(EPSCoR), which includes \$25,000,000 in co-funding.*

17       *SEC. 431. SENSE OF THE SENATE CONCERNING THE*  
18       *STATE WATER POLLUTION CONTROL REVOLVING FUND. (a)*  
19       *FINDINGS.—Congress finds that—*

20               *(1) funds from the drinking water State revolv-*  
21       *ing fund established under section 1452 of the Safe*  
22       *Drinking Water Act (42 U.S.C. 300j–12) are allo-*  
23       *cated on the basis of an infrastructure needs survey*  
24       *conducted by the Administrator of the Environmental*  
25       *Protection Agency, in accordance with the Safe*

1     *Drinking Water Act Amendments of 1996 (Public*  
2     *Law 104–182);*

3             *(2) the needs-based allocation of that fund was*  
4     *enacted by Congress and is seen as a fair and reason-*  
5     *able basis for allocation of funds under a revolving*  
6     *fund of this type;*

7             *(3) the Administrator of the Environmental Pro-*  
8     *tection Agency also conducts a wastewater infrastruc-*  
9     *ture needs survey that should serve as the basis for al-*  
10    *location of the State water pollution control revolving*  
11    *fund established under title VI of the Federal Water*  
12    *Pollution Control Act (33 U.S.C. 1381 et seq.);*

13            *(4) the current allocation formula for the State*  
14    *water pollution control revolving fund is so inequi-*  
15    *table that it results in some States receiving funding*  
16    *in an amount up to 7 times as much as States with*  
17    *approximately similar populations, in terms of per-*  
18    *centage of need met; and*

19            *(5) the Senate has proven unwilling to address*  
20    *that inequity in an appropriations bill, citing the ne-*  
21    *cessity of addressing new allocation formulas only in*  
22    *authorization bills.*

23            *(b) SENSE OF THE SENATE.—It is the sense of the Sen-*  
24    *ate that the Committee on Environment and Public Works*  
25    *of the Senate should be prepared to enact authorizing legis-*

1 *lation (including an equitable, needs-based formula) for the*  
2 *State water pollution control revolving fund as soon as*  
3 *practicable after the Senate returns from recess in Sep-*  
4 *tember.*

5 *This Act may be cited as the “Departments of Veterans*  
6 *Affairs and Housing and Urban Development, and Inde-*  
7 *pendent Agencies Appropriations Act, 2002”.*

Passed the House of Representatives July 30, 2001.

Attest: JEFF TRANDAHL,  
*Clerk.*

Passed the Senate August 2, 2001.

Attest: JERI THOMSON,  
*Secretary.*