

similar governmental entity in the State of California—

“(A) shall be considered an eligible entity for purposes of this subsection; and

“(B) may develop a program under this subsection.

“(3) DISTRICT PROGRAMS.—All landowners participating in a program under this subchapter that is sponsored by a district or entity described in paragraph (2) shall be willing participants in the program.

“(k) GROUNDWATER.—A right to groundwater shall not be subject to any provision of this section unless the right is granted—

“(1) under applicable State law; and

“(2) through a groundwater water rights process that is fully integrated with the surface water rights process of the applicable affected State.

“(l) FUNDING.—

“(1) IN GENERAL.—Of the funds of the Commodity Credit Corporation, the Secretary shall make available to carry out this section—

“(A) \$25,000,000 for fiscal year 2002;

“(B) \$52,000,000 for fiscal year 2003; and

“(C) \$100,000,000 for each of fiscal years 2004 through 2006.

“(2) LIMITATION ON EXPENDITURES.—For any fiscal year, a State that participates in the program shall expend not more than 75 percent of the funds made available to the State under the program to pay—

“(A) the cost of converting from production of a water-intensive crop to a crop that requires less water; or

“(B) the cost of irrigation efficiency infrastructure and measures under subsection (f)(1).

“(3) MONITORING PROGRAM.—For each fiscal year, of the funds made available under paragraph (1), the Secretary shall use not more than \$5,000,000 to carry out the monitoring program under subsection (e)(5).

“(4) ADMINISTRATION.—

“(A) FEDERAL.—For each fiscal year, of the funds made available under paragraph (1), the Secretary shall use not more than \$500,000 for administration of the program.

“(B) STATE.—For each fiscal year, of the funds made available under paragraph (1), not more than 3 percent shall be made available to States for administration of the program.”

## NOTICES OF HEARINGS/MEETINGS

### COMMITTEE ON ENERGY AND NATURAL RESOURCES

Mr. BINGAMAN. Mr. President, I would like to announce for the information of the Senate and the public that a hearing has been scheduled before the Subcommittee on National Parks of the Committee on Energy and Natural Resources.

The hearing will take place on Thursday, March 7, 2002, at 2:30 p.m., in room 366 of the Dirksen Senate Office Building in Washington, DC.

The purpose of the hearing is to receive testimony on the following bills:

S. 213 and H.R. 37, to amend the National Trails System Act to update the feasibility and suitability studies of four national historic trails and provide for possible additions to such trails;

S. 1069 and H.R. 834, to amend the National Trails System Act to clarify Federal authority relating to land acquisition from willing sellers for the majority of the trails in the System, and for other purposes; and

H.R. 1384, to amend the National Trails System Act to designate the route in Arizona and New Mexico which the Navajo and Mescalero Apache Indian Tribes were forced to walk in 1863 and 1864, for study for potential addition to the National Trails System.

Because of the limited time available for the hearing, witnesses may testify by invitation only. However, those wishing to submit written testimony for the hearing record should send two copies of their testimony to the Committee on Energy and Natural Resources, U.S. Senate, 312 Dirksen Senate Office Building, Washington, DC 20510.

For further information, please contact David Brooks of the committee staff at (202-224-9863).

## PRIVILEGE OF THE FLOOR

Mr. WELLSTONE. Madam President, I ask unanimous consent that Cheryl Wasserman, who is a fellow in my office, be granted the privilege of the floor during the Senate's consideration of the farm bill.

The ACTING PRESIDENT pro tempore. Without objection, it is so ordered.

## APPALACHIAN REGIONAL DEVELOPMENT ACT AMENDMENTS OF 2002

Mr. REID. Mr. President, I ask unanimous consent that the Senate proceed to the consideration of Calendar No. 303, S. 1206.

The PRESIDING OFFICER. The clerk will report the bill by title.

The assistant legislative clerk read as follows:

A bill (S. 1206) to reauthorize the Appalachian Regional Development Act of 1965, and for other purposes.

There being no objection, the Senate proceeded to consider the bill to reauthorize the Appalachian Regional Development Act of 1965, and for other purposes, which had been reported from the Committee on Environment and Public Works, with an amendment to strike all after the enacting clause and insert the part printed in italic.

### SECTION 1. SHORT TITLE.

*This Act may be cited as the “Appalachian Regional Development Act Amendments of 2001”.*

### SEC. 2. PURPOSES.

(a) *THIS ACT.—The purposes of this Act are—*

(1) *to reauthorize the Appalachian Regional Development Act of 1965 (40 U.S.C. App.); and*

(2) *to ensure that the people and businesses of the Appalachian region have the knowledge, skills, and access to telecommunication and technology services necessary to compete in the knowledge-based economy of the United States.*

(b) *APPALACHIAN REGIONAL DEVELOPMENT ACT OF 1965.—Section 2 of the Appalachian Regional Development Act of 1965 (40 U.S.C. App.) is amended—*

(1) *in subsection (b), by inserting after the third sentence the following: “Consistent with the goal described in the preceding sentence, the Appalachian region should be able to take ad-*

*vantage of eco-industrial development, which promotes both employment and economic growth and the preservation of natural resources.”; and*

(2) *in subsection (c)(2)(B)(ii), by inserting “, including eco-industrial development technologies” before the semicolon.*

### SEC. 3. FUNCTIONS OF THE COMMISSION.

*Section 102(a) of the Appalachian Regional Development Act of 1965 (40 U.S.C. App.) is amended—*

(1) *in paragraph (5), by inserting “, and support,” after “formation of”;*

(2) *in paragraph (7), by striking “and” at the end;*

(3) *in paragraph (8), by striking the period at the end and inserting a semicolon; and*

(4) *by adding at the end the following:*

“(9) *encourage the use of eco-industrial development technologies and approaches; and*

“(10) *seek to coordinate the economic development activities of, and the use of economic development resources by, Federal agencies in the region.”.*

### SEC. 4. INTERAGENCY COORDINATING COUNCIL ON APPALACHIA.

*Section 104 of the Appalachian Regional Development Act of 1965 (40 U.S.C. App.) is amended—*

(1) *by striking “The President” and inserting “(a) IN GENERAL.—The President”;* and

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

“(b) *INTERAGENCY COORDINATING COUNCIL ON APPALACHIA.—*

“(1) *ESTABLISHMENT.—In carrying out subsection (a), the President shall establish an interagency council to be known as the ‘Interagency Coordinating Council on Appalachia’.*

“(2) *MEMBERSHIP.—The Council shall be composed of—*

“(A) *the Federal Cochairman, who shall serve as Chairperson of the Council; and*

“(B) *representatives of Federal agencies that carry out economic development programs in the region.”.*

### SEC. 5. TELECOMMUNICATIONS AND TECHNOLOGY INITIATIVE.

*Title II of the Appalachian Regional Development Act of 1965 (40 U.S.C. App.) is amended by inserting after section 202 the following:*

“**SEC. 203. TELECOMMUNICATIONS AND TECHNOLOGY INITIATIVE.**

“(a) *IN GENERAL.—The Commission may provide technical assistance, make grants, enter into contracts, or otherwise provide funds to persons or entities in the region for projects—*

“(1) *to increase affordable access to advanced telecommunications, entrepreneurship, and management technologies or applications in the region;*

“(2) *to provide education and training in the use of telecommunications and technology;*

“(3) *to develop programs to increase the readiness of industry groups and businesses in the region to engage in electronic commerce; or*

“(4) *to support entrepreneurial opportunities for businesses in the information technology sector.*

“(b) *SOURCE OF FUNDING.—*

“(1) *IN GENERAL.—Assistance under this section may be provided—*

“(A) *exclusively from amounts made available to carry out this section; or*

“(B) *from amounts made available to carry out this section in combination with amounts made available under any other Federal program or from any other source.*

“(2) *FEDERAL SHARE REQUIREMENTS SPECIFIED IN OTHER LAWS.—Notwithstanding any provision of law limiting the Federal share under any other Federal program, amounts made available to carry out this section may be used to increase that Federal share, as the Commission determines to be appropriate.*

“(c) *COST SHARING FOR GRANTS.—Not more than 50 percent (or 80 percent in the case of a project to be carried out in a county for which a distressed county designation is in effect*