

Calendar No. 97107TH CONGRESS
1ST SESSION**S. 1216****[Report No. 107-43]**

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.

IN THE SENATE OF THE UNITED STATES

JULY 20, 2001

Ms. MIKULSKI, from the Committee on Appropriations, reported the following original bill; which was read twice and placed on the calendar

A BILL

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

1 Development, and for sundry independent agencies,
 2 boards, commissions, corporations, and offices for the fis-
 3 cal year ending September 30, 2002, and for other pur-
 4 poses, namely:

5 TITLE I—DEPARTMENT OF VETERANS AFFAIRS

6 VETERANS BENEFITS ADMINISTRATION

7 COMPENSATION AND PENSIONS

8 (INCLUDING TRANSFERS OF FUNDS)

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

1 expenses in implementing those provisions authorized in
2 the Omnibus Budget Reconciliation Act of 1990, and in
3 the Veterans' Benefits Act of 1992 (38 U.S.C. chapters
4 51, 53, and 55), the funding source for which is specifi-
5 cally provided as the "Compensation and pensions" appro-
6 priation: *Provided further*, That such sums as may be
7 earned on an actual qualifying patient basis, shall be reim-
8 bursed to "Medical facilities revolving fund" to augment
9 the funding of individual medical facilities for nursing
10 home care provided to pensioners as authorized.

11 READJUSTMENT BENEFITS

12 For the payment of readjustment and rehabilitation
13 benefits to or on behalf of veterans as authorized by 38
14 U.S.C. chapters 21, 30, 31, 34, 35, 36, 39, 51, 53, 55,
15 and 61, \$2,135,000,000, to remain available until ex-
16 pended: *Provided*, That expenses for rehabilitation pro-
17 gram services and assistance which the Secretary is au-
18 thorized to provide under section 3104(a) of title 38,
19 United States Code, other than under subsection (a)(1),
20 (2), (5) and (11) of that section, shall be charged to the
21 account: *Provided further*, That funds shall be available
22 to pay any court order, court award or any compromise
23 settlement arising from litigation involving the vocational
24 training program authorized by section 18 of Public Law
25 98-77, as amended.

1 VETERANS INSURANCE AND INDEMNITIES

2 For military and naval insurance, national service life
3 insurance, servicemen's indemnities, service-disabled vet-
4 erans insurance, and veterans mortgage life insurance as
5 authorized by 38 U.S.C. chapter 19; 70 Stat. 887; 72
6 Stat. 487, \$26,200,000, to remain available until ex-
7 pended.

8 VETERANS HOUSING BENEFIT PROGRAM FUND PROGRAM

9 ACCOUNT

10 (INCLUDING TRANSFER OF FUNDS)

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

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

1 EDUCATION LOAN FUND PROGRAM ACCOUNT
2 (INCLUDING TRANSFER OF FUNDS)

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

10 In addition, for administrative expenses necessary to
11 carry out the direct loan program, \$64,000, which may
12 be transferred to and merged with the appropriation for
13 “General operating expenses”.

14 VOCATIONAL REHABILITATION LOANS PROGRAM ACCOUNT
15 (INCLUDING TRANSFER OF FUNDS)

16 For the cost of direct loans, \$72,000, as authorized
17 by 38 U.S.C. chapter 31, as amended: *Provided*, That such
18 costs, including the cost of modifying such loans, shall be
19 as defined in section 502 of the Congressional Budget Act
20 of 1974, as amended: *Provided further*, That these funds
21 are available to subsidize gross obligations for the prin-
22 cipal amount of direct loans not to exceed \$3,301,000.

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

1 NATIVE AMERICAN VETERAN HOUSING LOAN PROGRAM
 2 ACCOUNT
 3 (INCLUDING TRANSFER OF FUNDS)

4 For administrative expenses to carry out the direct
 5 loan program authorized by 38 U.S.C. chapter 37, sub-
 6 chapter V, as amended, \$544,000, which may be trans-
 7 ferred to and merged with the appropriation for “General
 8 operating expenses”.

9 GUARANTEED TRANSITIONAL HOUSING LOANS FOR
 10 HOMELESS VETERANS PROGRAM ACCOUNT
 11 (INCLUDING TRANSFER OF FUNDS)

12 Not to exceed \$750,000 of the amounts appropriated
 13 by this Act for “General operating expenses” and “Med-
 14 ical care” may be expended for the administrative ex-
 15 penses to carry out the guaranteed loan program author-
 16 ized by 38 U.S.C. chapter 37, subchapter VI.

17 VETERANS HEALTH ADMINISTRATION
 18 MEDICAL CARE
 19 (INCLUDING TRANSFER OF FUNDS)

20 For necessary expenses for the maintenance and op-
 21 eration of hospitals, nursing homes, and domiciliary facili-
 22 ties; for furnishing, as authorized by law, inpatient and
 23 outpatient care and treatment to beneficiaries of the De-
 24 partment of Veterans Affairs, including care and treat-
 25 ment in facilities not under the jurisdiction of the depart-
 26 ment; and furnishing recreational facilities, supplies, and

1 equipment; funeral, burial, and other expenses incidental
2 thereto for beneficiaries receiving care in the department;
3 administrative expenses in support of planning, design,
4 project management, real property acquisition and disposi-
5 tion, construction and renovation of any facility under the
6 jurisdiction or for the use of the department; oversight,
7 engineering and architectural activities not charged to
8 project cost; repairing, altering, improving or providing fa-
9 cilities in the several hospitals and homes under the juris-
10 diction of the department, not otherwise provided for, ei-
11 ther by contract or by the hire of temporary employees
12 and purchase of materials; uniforms or allowances there-
13 for, as authorized by 5 U.S.C. 5901–5902; aid to State
14 homes as authorized by 38 U.S.C. 1741; administrative
15 and legal expenses of the department for collecting and
16 recovering amounts owed the department as authorized
17 under 38 U.S.C. chapter 17, and the Federal Medical
18 Care Recovery Act, 42 U.S.C. 2651 et seq.,
19 \$21,379,742,000, plus reimbursements: *Provided*, That of
20 the funds made available under this heading,
21 \$675,000,000 is for the equipment and land and struc-
22 tures object classifications only, which amount shall not
23 become available for obligation until August 1, 2002, and
24 shall remain available until September 30, 2003: *Provided*
25 *further*, That of the funds made available under this head-

1 ing, not to exceed \$900,000,000 shall be available until
2 September 30, 2003: *Provided further*, That, in addition
3 to other funds made available under this heading for non-
4 recurring maintenance and repair (NRM) activities,
5 \$30,000,000 shall be available without fiscal year limita-
6 tion to support the NRM activities necessary to implement
7 Capital Asset Realignment for Enhanced Services
8 (CARES) activities: *Provided further*, That from amounts
9 appropriated under this heading, additional amounts, as
10 designated by the Secretary no later than September 30,
11 2002, may be used for CARES activities without fiscal
12 year limitation: *Provided further*, That the Secretary of
13 Veterans Affairs shall conduct by contract a program of
14 recovery audits for the fee basis and other medical services
15 contracts with respect to payments for hospital care; and,
16 notwithstanding 31 U.S.C. 3302(b), amounts collected, by
17 setoff or otherwise, as the result of such audits shall be
18 available, without fiscal year limitation, for the purposes
19 for which funds are appropriated under this heading and
20 the purposes of paying a contractor a percent of the
21 amount collected as a result of an audit carried out by
22 the contractor: *Provided further*, That all amounts so col-
23 lected under the preceding proviso with respect to a des-
24 ignated health care region (as that term is defined in 38

1 U.S.C. 1729A(d)(2)) shall be allocated, net of payments
 2 to the contractor, to that region.

3 In addition, in conformance with Public Law 105–
 4 33 establishing the Department of Veterans Affairs Med-
 5 ical Care Collections Fund, such sums as may be deposited
 6 to such Fund pursuant to 38 U.S.C. 1729A may be trans-
 7 ferred to this account, to remain available until expended
 8 for the purposes of this account.

9 MEDICAL AND PROSTHETIC RESEARCH

10 For necessary expenses in carrying out programs of
 11 medical and prosthetic research and development as au-
 12 thorized by 38 U.S.C. chapter 73, to remain available until
 13 September 30, 2003, \$390,000,000, plus reimbursements.

14 MEDICAL ADMINISTRATION AND MISCELLANEOUS

15 OPERATING EXPENSES

16 For necessary expenses in the administration of the
 17 medical, hospital, nursing home, domiciliary, construction,
 18 supply, and research activities, as authorized by law; ad-
 19 ministrative expenses in support of capital policy activi-
 20 ties, \$67,628,000, plus reimbursements: *Provided*, That
 21 technical and consulting services offered by the Facilities
 22 Management Field Service, including project management
 23 and real property administration (including leases, site ac-
 24 quisition and disposal activities directly supporting
 25 projects), shall be provided to Department of Veterans Af-

1 fairs components only on a reimbursable basis, and such
2 amounts will remain available until September 30, 2002.

3 DEPARTMENTAL ADMINISTRATION

4 GENERAL OPERATING EXPENSES

5 For necessary operating expenses of the Department
6 of Veterans Affairs, not otherwise provided for, including
7 uniforms or allowances therefor; not to exceed \$25,000 for
8 official reception and representation expenses; hire of pas-
9 senger motor vehicles; and reimbursement of the General
10 Services Administration for security guard services, and
11 the Department of Defense for the cost of overseas em-
12 ployee mail, \$1,194,831,000: *Provided*, That expenses for
13 services and assistance authorized under 38 U.S.C.
14 3104(a)(1), (2), (5) and (11) that the Secretary deter-
15 mines are necessary to enable entitled veterans (1) to the
16 maximum extent feasible, to become employable and to ob-
17 tain and maintain suitable employment; or (2) to achieve
18 maximum independence in daily living, shall be charged
19 to this account: *Provided further*, That of the funds made
20 available under this heading, not to exceed \$60,000,000
21 shall be available until September 30, 2003: *Provided fur-*
22 *ther*, That of the funds made available under this heading,
23 the Veterans Benefits Administration may purchase up to
24 four passenger motor vehicles for use in their Manila,

1 Philippines operation: *Provided further*, That travel ex-
2 penses for this account shall not exceed \$15,665,000.

3 NATIONAL CEMETERY ADMINISTRATION

4 For necessary expenses of the National Cemetery Ad-
5 ministration for operations and maintenance, not other-
6 wise provided for, including uniforms or allowances there-
7 for; cemeterial expenses as authorized by law; purchase
8 of one passenger motor vehicle for use in cemeterial oper-
9 ations; and hire of passenger motor vehicles,
10 \$121,169,000.

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, \$48,308,000.

15 CONSTRUCTION, MAJOR PROJECTS

16 For constructing, altering, extending and improving
17 any of the facilities under the jurisdiction or for the use
18 of the Department of Veterans Affairs, or for any of the
19 purposes set forth in sections 316, 2404, 2406, 8102,
20 8103, 8106, 8108, 8109, 8110, and 8122 of title 38,
21 United States Code, including planning, architectural and
22 engineering services, maintenance or guarantee period
23 services costs associated with equipment guarantees pro-
24 vided under the project, services of claims analysts, offsite
25 utility and storm drainage system construction costs, and
26 site acquisition, where the estimated cost of a project is

1 \$4,000,000 or more or where funds for a project were
2 made available in a previous major project appropriation,
3 \$155,180,000, to remain available until expended, of
4 which \$60,000,000 shall be for Capital Asset Realignment
5 for Enhanced Services (CARES) activities; and of which
6 not to exceed \$20,000,000 shall be for costs associated
7 with land acquisitions for national cemeteries in the vicin-
8 ity of Sacramento, California; Pittsburgh, Pennsylvania;
9 and Detroit, Michigan: *Provided*, That except for advance
10 planning activities (including market-based and other as-
11 sessments of needs which may lead to capital investments)
12 funded through the advance planning fund, design of
13 projects funded through the design fund, and planning
14 and design activities funded through the CARES fund (in-
15 cluding market-based and other assessments of needs
16 which may lead to capital investments), none of these
17 funds shall be used for any project which has not been
18 approved by the Congress in the budgetary process: *Pro-*
19 *vided further*, That funds provided in this appropriation
20 for fiscal year 2002, for each approved project (except
21 those for CARES activities and the three land acquisitions
22 referenced above) shall be obligated: (1) by the awarding
23 of a construction documents contract by September 30,
24 2002; and (2) by the awarding of a construction contract
25 by September 30, 2003: *Provided further*, That the Sec-

1 retary shall promptly report in writing to the Committees
2 on Appropriations any approved major construction
3 project in which obligations are not incurred within the
4 time limitations established above: *Provided further*, That
5 no funds from any other account except the “Parking re-
6 volving fund”, may be obligated for constructing, altering,
7 extending, or improving a project which was approved in
8 the budget process and funded in this account until one
9 year after substantial completion and beneficial occupancy
10 by the Department of Veterans Affairs of the project or
11 any part thereof with respect to that part only.

12 CONSTRUCTION, MINOR PROJECTS

13 For constructing, altering, extending, and improving
14 any of the facilities under the jurisdiction or for the use
15 of the Department of Veterans Affairs, including planning
16 and assessments of needs which may lead to capital invest-
17 ments, architectural and engineering services, mainte-
18 nance or guarantee period services costs associated with
19 equipment guarantees provided under the project, services
20 of claims analysts, offsite utility and storm drainage sys-
21 tem construction costs, and site acquisition, or for any of
22 the purposes set forth in sections 316, 2404, 2406, 8102,
23 8103, 8106, 8108, 8109, 8110, 8122, and 8162 of title
24 38, United States Code, where the estimated cost of a
25 project is less than \$4,000,000, \$178,900,000, to remain
26 available until expended, along with unobligated balances

1 of previous “Construction, minor projects” appropriations
 2 which are hereby made available for any project where the
 3 estimated cost is less than \$4,000,000, of which
 4 \$25,000,000 shall be for Capital Asset Realignment for
 5 Enhanced Services (CARES) activities: *Provided, That*
 6 from amounts appropriated under this heading, additional
 7 amounts may be used for CARES activities: *Provided fur-*
 8 *ther,* That funds in this account shall be available for: (1)
 9 repairs to any of the nonmedical facilities under the juris-
 10 diction or for the use of the department which are nec-
 11 essary because of loss or damage caused by any natural
 12 disaster or catastrophe; and (2) temporary measures nec-
 13 essary to prevent or to minimize further loss by such
 14 causes.

15 PARKING REVOLVING FUND

16 For the parking revolving fund as authorized by 38
 17 U.S.C. 8109, income from fees collected and \$4,000,000
 18 from the General Fund, both to remain available until ex-
 19 pended, which shall be available for all authorized ex-
 20 penses except operations and maintenance costs, which
 21 will be funded from “Medical care”.

22 GRANTS FOR CONSTRUCTION OF STATE EXTENDED CARE
 23 FACILITIES

24 For grants to assist States to acquire or construct
 25 State nursing home and domiciliary facilities and to re-
 26 model, modify or alter existing hospital, nursing home and

1 domiciliary facilities in State homes, for furnishing care
2 to veterans as authorized by 38 U.S.C. 8131–8137,
3 \$100,000,000, to remain available until expended.

4 GRANTS FOR THE CONSTRUCTION OF STATE VETERANS
5 CEMETERIES

6 For grants to aid States in establishing, expanding,
7 or improving State veterans cemeteries as authorized by
8 38 U.S.C. 2408, \$25,000,000, to remain available until
9 expended.

10 ADMINISTRATIVE PROVISIONS
11 (INCLUDING TRANSFER OF FUNDS)

12 SEC. 101. Any appropriation for fiscal year 2002 for
13 “Compensation and pensions”, “Readjustment benefits”,
14 and “Veterans insurance and indemnities” may be trans-
15 ferred to any other of the mentioned appropriations.

16 SEC. 102. Appropriations available to the Depart-
17 ment of Veterans Affairs for fiscal year 2002 for salaries
18 and expenses shall be available for services authorized by
19 5 U.S.C. 3109.

20 SEC. 103. No appropriations in this Act for the De-
21 partment of Veterans Affairs (except the appropriations
22 for “Construction, major projects”, “Construction, minor
23 projects”, and the “Parking revolving fund”) shall be
24 available for the purchase of any site for or toward the
25 construction of any new hospital or home.

1 SEC. 104. No appropriations in this Act for the De-
2 partment of Veterans Affairs shall be available for hos-
3 pitalization or examination of any persons (except bene-
4 ficiaries entitled under the laws bestowing such benefits
5 to veterans, and persons receiving such treatment under
6 5 U.S.C. 7901–7904 or 42 U.S.C. 5141–5204), unless re-
7 imbursement of cost is made to the “Medical care” ac-
8 count at such rates as may be fixed by the Secretary of
9 Veterans Affairs.

10 SEC. 105. Appropriations available to the Depart-
11 ment of Veterans Affairs for fiscal year 2002 for “Com-
12 pensation and pensions”, “Readjustment benefits”, and
13 “Veterans insurance and indemnities” shall be available
14 for payment of prior year accrued obligations required to
15 be recorded by law against the corresponding prior year
16 accounts within the last quarter of fiscal year 2001.

17 SEC. 106. Appropriations accounts available to the
18 Department of Veterans Affairs for fiscal year 2002 shall
19 be available to pay prior year obligations of corresponding
20 prior year appropriations accounts resulting from title X
21 of the Competitive Equality Banking Act, Public Law
22 100–86, except that if such obligations are from trust
23 fund accounts they shall be payable from “Compensation
24 and pensions”.

1 SEC. 107. Notwithstanding any other provision of
2 law, during fiscal year 2002, the Secretary of Veterans
3 Affairs shall, from the National Service Life Insurance
4 Fund (38 U.S.C. 1920), the Veterans' Special Life Insur-
5 ance Fund (38 U.S.C. 1923), and the United States Gov-
6 ernment Life Insurance Fund (38 U.S.C. 1955), reim-
7 burse the "General operating expenses" account for the
8 cost of administration of the insurance programs financed
9 through those accounts: *Provided*, That reimbursement
10 shall be made only from the surplus earnings accumulated
11 in an insurance program in fiscal year 2002, that are
12 available for dividends in that program after claims have
13 been paid and actuarially determined reserves have been
14 set aside: *Provided further*, That if the cost of administra-
15 tion of an insurance program exceeds the amount of sur-
16 plus earnings accumulated in that program, reimburse-
17 ment shall be made only to the extent of such surplus
18 earnings: *Provided further*, That the Secretary shall deter-
19 mine the cost of administration for fiscal year 2002, which
20 is properly allocable to the provision of each insurance pro-
21 gram and to the provision of any total disability income
22 insurance included in such insurance program.

23 SEC. 108. For fiscal year 2002 only, funds available
24 in any Department of Veterans Affairs appropriation or
25 fund for salaries and other administrative expenses shall

1 also be available to reimburse the Office of Resolution
2 Management and the Office of Employment Discrimina-
3 tion Complaint Adjudication for all services provided at
4 rates which will recover actual costs. Payments may be
5 made in advance for services to be furnished, based on
6 estimated costs. Amounts received shall be credited to the
7 General Operating Expenses account for use by the office
8 that provided the service. Total resources available to
9 these offices for fiscal year 2002 shall not exceed
10 \$28,550,000 for the Office of Resolution Management and
11 \$2,383,000 for the Office of Employment and Discrimina-
12 tion Complaint Adjudication.

13 SEC. 109. Notwithstanding any other provision of
14 law, the Department of Veterans Affairs shall continue the
15 Franchise Fund pilot program authorized to be estab-
16 lished by section 403 of Public Law 103–356 until Octo-
17 ber 1, 2002: *Provided*, That the Franchise Fund, estab-
18 lished by Title I of Public Law 104–204 to finance the
19 operations of the Franchise Fund pilot program, shall con-
20 tinue until October 1, 2002.

1 TITLE II—DEPARTMENT OF HOUSING AND
2 URBAN DEVELOPMENT
3 PUBLIC AND INDIAN HOUSING
4 HOUSING CERTIFICATE FUND
5 (INCLUDING RESCISSION AND TRANSFERS 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, \$15,658,769,000 and amounts that are
14 recaptured in this account to remain available until ex-
15 pended: *Provided*, That of the total amount provided
16 under this heading, \$15,506,746,000, of which
17 \$11,306,746,000 shall be available on October 1, 2001
18 and \$4,200,000,000 shall be available on October 1, 2002
19 shall be for assistance under the United States Housing
20 Act of 1937, as amended (“the Act” herein) (42 U.S.C.
21 1437): *Provided further*, That the foregoing amounts shall
22 be for use in connection with expiring or terminating sec-
23 tion 8 subsidy contracts, for amendments to section 8 sub-
24 sidy contracts, for enhanced vouchers (including amend-
25 ments and renewals) under any provision of law author-
26 izing such assistance under section 8(t) of the Act (47

1 U.S.C. 1437f(t)), contract administrators, and contracts
2 entered into pursuant to section 441 of the McKinney-
3 Vento Homeless Assistance Act: *Provided further*, That
4 amounts available under the first proviso under this head-
5 ing shall be available for section 8 rental assistance under
6 the Act: (1) for the relocation and replacement of housing
7 units that are demolished or disposed of pursuant to the
8 Omnibus Consolidated Rescissions and Appropriations Act
9 of 1996; (2) for the conversion of section 23 projects to
10 assistance under section 8; (3) for funds to carry out the
11 family unification program; (4) for the relocation of wit-
12 nesses in connection with efforts to combat crime in public
13 and assisted housing pursuant to a request from a law
14 enforcement or prosecution agency; (5) for tenant protec-
15 tion assistance, including replacement and relocation as-
16 sistance; and (6) for the 1-year renewal of section 8 con-
17 tracts at current rents for units in a project that is subject
18 to an approved plan of action under the Emergency Low
19 Income Housing Preservation Act of 1987 or the Low-In-
20 come Housing Preservation and Resident Homeownership
21 Act of 1990: *Provided further*, That of the total amount
22 provided under this heading, no less than \$13,400,000
23 shall be transferred to the Working Capital Fund for the
24 development and maintenance of information technology
25 systems: *Provided further*, That of the total amount pro-

1 vided under this heading, \$40,000,000 shall be made
2 available to nonelderly disabled families affected by the
3 designation of a public housing development under section
4 7 of the Act, the establishment of preferences in accord-
5 ance with section 651 of the Housing and Community De-
6 velopment Act of 1992 (42 U.S.C. 13611), or the restric-
7 tion of occupancy to elderly families in accordance with
8 section 658 of such Act, and to the extent the Secretary
9 determines that such amount is not needed to fund appli-
10 cations for such affected families, to other nonelderly dis-
11 abled families: *Provided further*, That of the total amount
12 provided under this heading, \$98,623,000 shall be made
13 available for incremental vouchers under section 8 of the
14 Act on a fair share basis to those public housing agencies
15 that have no less than 97 percent occupancy rate: *Pro-*
16 *vided further*, That amounts available under this heading
17 may be made available for administrative fees and other
18 expenses to cover the cost of administering rental assist-
19 ance programs under section 8 of the Act: *Provided fur-*
20 *ther*, That the fee otherwise authorized under section 8(q)
21 of such Act shall be determined in accordance with section
22 8(q), as in effect immediately before the enactment of the
23 Quality Housing and Work Responsibility Act of 1998:
24 *Provided further*, That \$615,000,000 are rescinded from
25 unobligated balances remaining from funds appropriated

1 to the Department of Housing and Urban Development
2 under this heading or the heading “Annual contributions
3 for assisted housing” for fiscal year 2002 and prior years:
4 *Provided further*, That, after the amount is rescinded
5 under the previous proviso, to the extent an additional
6 amount is available for rescission from unobligated bal-
7 ances remaining for funds appropriated to the Depart-
8 ment of Housing and Urban Development under this
9 heading or the heading “Annual contributions for assisted
10 housing” for fiscal year 2002 and prior years, such
11 amount shall be made available on a pro-rata basis, no
12 sooner than September 1, 2002, and shall be transferred
13 for use under the “Research and Related Activities” ac-
14 count of the National Science Foundation, and shall be
15 transferred for use under the “Science, Aeronautics and
16 Technology” account of the National Aeronautics and
17 Space Administration, and shall be transferred for use
18 under the “HOME investment partnership program” ac-
19 count of the Department of Housing and Urban Develop-
20 ment for the production of mixed-income housing for
21 which this amount shall be used to assist the construction
22 of units that serve extremely low-income families, and
23 shall be transferred for use under the “Housing for Spe-
24 cial Populations” account of the Department of Housing
25 and Urban Development: *Provided further*, That the Sec-

1 retary shall have until September 30, 2002, to meet the
2 rescissions in the preceding provisos: *Provided further*,
3 That any obligated balances of contract authority that
4 have been terminated shall be canceled.

5 PUBLIC HOUSING CAPITAL FUND
6 (INCLUDING TRANSFER OF FUNDS)

7 For the Public Housing Capital Fund Program to
8 carry out capital and management activities for public
9 housing agencies, as authorized under section 9 of the
10 United States Housing Act of 1937, as amended (42
11 U.S.C. 1437), \$2,943,400,000, to remain available until
12 September 30, 2003, of which up to \$50,000,000 shall be
13 for carrying out activities under section 9(h) of such Act,
14 up to \$500,000 shall be for lease adjustments to section
15 23 projects and no less than \$43,000,000 shall be trans-
16 ferred to the Working Capital Fund for the development
17 and maintenance of information technology systems: *Pro-*
18 *vided*, That no funds may be used under this heading for
19 the purposes specified in section 9(k) of the United States
20 Housing Act of 1937, as amended: *Provided further*, That
21 of the total amount, up to \$75,000,000 shall be available
22 for the Secretary of Housing and Urban Development to
23 make grants to public housing agencies for emergency cap-
24 ital needs resulting from emergencies and natural disas-
25 ters in fiscal year 2002.

1 PUBLIC HOUSING OPERATING FUND

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

10 DRUG ELIMINATION GRANTS FOR LOW-INCOME HOUSING

11 For grants to public housing agencies and Indian
12 tribes and their tribally designated housing entities for use
13 in eliminating crime in public housing projects authorized
14 by 42 U.S.C. 11901–11908, for grants for federally as-
15 sisted low-income housing authorized by 42 U.S.C. 11909,
16 and for drug information clearinghouse services author-
17 ized by 42 U.S.C. 11921–11925, \$300,000,000, to remain
18 available until expended: *Provided*, That of the total
19 amount provided under this heading, up to \$3,000,000
20 shall be solely for technical assistance, technical assistance
21 grants, training, and program assessment for or on behalf
22 of public housing agencies, resident organizations, and In-
23 dian tribes and their tribally designated housing entities
24 (including up to \$150,000 for the cost of necessary travel
25 for participants in such training) for oversight, training
26 and improved management of this program; \$2,000,000

1 shall be available to the Boys and Girls Clubs of America
2 for the operating and start-up costs of clubs located in
3 or near, and primarily serving residents of, public housing
4 and housing assisted under the Native American Housing
5 Assistance and Self-Determination Act of 1996: *Provided*
6 *further*, That of the amount under this heading,
7 \$20,000,000 shall be available for the New Approach
8 Anti-Drug program which will provide competitive grants
9 to entities managing or operating public housing develop-
10 ments, federally assisted multifamily housing develop-
11 ments, or other multifamily housing developments for low-
12 income families supported by non-Federal governmental
13 entities or similar housing developments supported by non-
14 profit private sources in order to provide or augment secu-
15 rity (including personnel costs), to assist in the investiga-
16 tion and/or prosecution of drug-related criminal activity
17 in and around such developments, and to provide assist-
18 ance for the development of capital improvements at such
19 developments directly relating to the security of such de-
20 velopments: *Provided further*, That grants for the New Ap-
21 proach Anti-Drug program shall be made on a competitive
22 basis as specified in section 102 of the Department of
23 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
6 of the United States Housing Act of 1937, as amended,
7 \$573,735,000 to remain available until September 30,
8 2003, of which the Secretary may use up to \$7,500,000
9 for technical assistance and contract expertise, to be pro-
10 vided directly or indirectly by grants, contracts or coopera-
11 tive agreements, including training and cost of necessary
12 travel for participants in such training, by or to officials
13 and employees of the department and of public housing
14 agencies and to residents: *Provided*, That none of such
15 funds shall be used directly or indirectly by granting com-
16 petitive advantage in awards to settle litigation or pay
17 judgments, unless 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
24 remain available until expended, of which \$2,200,000 shall
25 be contracted through the Secretary as technical assist-

1 ance and capacity building to be used by the National
2 American Indian Housing Council in support of the imple-
3 mentation of NAHASDA; \$5,000,000 shall be to support
4 the inspection of Indian housing units, contract expertise,
5 and technical assistance in the training, oversight, and
6 management of Indian housing and tenant-based assist-
7 ance, including up to \$300,000 for related travel; and no
8 less than \$3,000,000 shall be transferred to the Working
9 Capital Fund for the development and maintenance of in-
10 formation technology systems: *Provided*, That of the
11 amount provided under this heading, \$5,987,000 shall be
12 made available for the cost of guaranteed notes and other
13 obligations, as authorized by title VI of NAHASDA: *Pro-*
14 *vided further*, That such costs, including the costs of modi-
15 fying such notes and other obligations, shall be as defined
16 in section 502 of the Congressional Budget Act of 1974,
17 as amended: *Provided further*, That these funds are avail-
18 able to subsidize the total principal amount of any notes
19 and other obligations, any part of which is to be guaran-
20 teed, not to exceed \$54,600,000: *Provided further*, That
21 for administrative expenses to carry out the guaranteed
22 loan program, up to \$150,000 from amounts in the first
23 proviso, which shall be transferred to and merged with the
24 appropriation for “Salaries and expenses”, to be used only
25 for the administrative costs of these guarantees.

1 INDIAN HOUSING LOAN GUARANTEE FUND PROGRAM
2 ACCOUNT
3 (INCLUDING TRANSFER OF FUNDS)

4 For the cost of guaranteed loans, as authorized by
5 section 184 of the Housing and Community Development
6 Act of 1992 (106 Stat. 3739), \$5,987,000, to remain
7 available until expended: *Provided*, That such costs, in-
8 cluding the costs of modifying such loans, shall be as de-
9 fined in section 502 of the Congressional Budget Act of
10 1974, as amended: *Provided further*, That these funds are
11 available to subsidize total loan principal, any part of
12 which is to be guaranteed, not to exceed \$234,283,000.

13 In addition, for administrative expenses to carry out
14 the guaranteed loan program, up to \$200,000 from
15 amounts in the first paragraph, which shall be transferred
16 to and merged with the appropriation for “Salaries and
17 expenses”, to be used only for the administrative costs of
18 these guarantees.

19 NATIVE HAWAIIAN HOUSING LOAN GUARANTEE FUND
20 (INCLUDING TRANSFER OF FUNDS)

21 For the cost of guaranteed loans, as authorized by
22 section 184A of the Housing and Community Develop-
23 ment Act of 1992 (12 U.S.C. 1715z–13a), \$1,000,000, to
24 remain available until expended: *Provided*, That such
25 costs, including the costs of modifying such loans, shall
26 be as defined in section 502 of the Congressional Budget

1 Act of 1974, as amended: *Provided further*, That these
2 funds are available to subsidize total loan principal, any
3 part of which is to be guaranteed, not to exceed
4 \$40,000,000.

5 In addition, for administrative expenses to carry out
6 the guaranteed loan program, up to \$35,000 from
7 amounts in the first paragraph, which shall be transferred
8 to and merged with the appropriation for “Salaries and
9 expenses”, to be used only for the administrative costs of
10 these guarantees.

11 COMMUNITY PLANNING AND DEVELOPMENT

12 HOUSING OPPORTUNITIES FOR PERSONS WITH AIDS

13 For carrying out the Housing Opportunities for Per-
14 sons with AIDS program, as authorized by the AIDS
15 Housing Opportunity Act (42 U.S.C. 12901),
16 \$277,432,000, to remain available until September 30,
17 2003: *Provided*, That the Secretary shall renew all expir-
18 ing contracts that were funded under section 854(c)(3) of
19 such Act that meet all program requirements before
20 awarding funds for new contracts and activities authorized
21 under this section: *Provided further*, That the Secretary
22 may use up to \$2,000,000 of the funds under this heading
23 for training, oversight, and technical assistance activities.

1 RURAL HOUSING AND ECONOMIC DEVELOPMENT

2 For the Office of Rural Housing and Economic De-
3 velopment in the Department of Housing and Urban De-
4 velopment, \$25,000,000 to remain available until ex-
5 pended, which amount shall be awarded by June 1, 2002,
6 to Indian tribes, State housing finance agencies, State
7 community and/or economic development agencies, local
8 rural nonprofits and community development corporations
9 to support innovative housing and economic development
10 activities in rural areas: *Provided*, That all grants shall
11 be awarded on a competitive basis as specified in section
12 102 of the HUD Reform Act.

13 EMPOWERMENT ZONES/ENTERPRISE COMMUNITIES

14 For grants in connection with a second round of em-
15 powerment zones and enterprise communities,
16 \$75,000,000, to remain available until expended, for
17 “Urban Empowerment Zones”, as authorized in the Tax-
18 payer Relief Act of 1997, including \$5,000,000 for each
19 empowerment zone for use in conjunction with economic
20 development activities consistent with the strategic plan
21 of each empowerment zone.

22 COMMUNITY DEVELOPMENT FUND

23 (INCLUDING TRANSFERS OF FUNDS)

24 For assistance to units of State and local govern-
25 ment, and to other entities, for economic and community

1 development activities, and for other purposes,
2 \$5,012,993,000, to remain available until September 30,
3 2004: *Provided*, That of the amount provided,
4 \$4,801,993,000 is for carrying out the community devel-
5 opment block grant program under title I of the Housing
6 and Community Development Act of 1974, as amended
7 (the “Act” herein) (42 U.S.C. 5301): *Provided further*,
8 That \$71,000,000 shall be for flexible grants to Indian
9 tribes notwithstanding section 106(a)(1) of such Act;
10 \$3,000,000 shall be available as a grant to the Housing
11 Assistance Council; \$2,600,000 shall be available as a
12 grant to the National American Indian Housing Council;
13 and \$45,500,000 shall be for grants pursuant to section
14 107 of the Act of which \$4,000,000 shall be made avail-
15 able to support Alaska Native serving institutions and Na-
16 tive Hawaiian serving institutions as defined under the
17 Higher Education Act, as amended, and of which
18 \$3,000,000 shall be made available to tribal colleges and
19 universities to build, expand, renovate and equip their fa-
20 cilities: *Provided further*, That \$10,000,000 shall be made
21 available to the Department of Hawaiian Home Lands to
22 provide assistance as authorized under the Hawaiian
23 Homelands Homeownership Act of 2000 (with no more
24 than 5 percent of such funds being available for adminis-
25 trative costs): *Provided further*, That no less than

1 \$15,000,000 shall be transferred to the Working Capital
2 Fund for the development and maintenance of information
3 technology systems: *Provided further*, That \$20,000,000
4 shall be for grants pursuant to the Self Help Housing Op-
5 portunity Program: *Provided further*, That not to exceed
6 20 percent of any grant made with funds appropriated
7 herein (other than a grant made available in this para-
8 graph to the Housing Assistance Council or the National
9 American Indian Housing Council, or a grant using funds
10 under section 107(b)(3) of the Act) shall be expended for
11 “Planning and Management Development” and “Adminis-
12 tration” as defined in regulations promulgated by the de-
13 partment.

14 Of the amount made available under this heading,
15 \$28,450,000 shall be made available for capacity building,
16 of which \$25,000,000 shall be made available for “Capac-
17 ity Building for Community Development and Affordable
18 Housing” for LISC and the Enterprise Foundation, for
19 activities as authorized by section 4 of the HUD Dem-
20 onstration Act of 1993 (Public Law 103–120), as in effect
21 immediately before June 12, 1997, with not less than
22 \$5,000,000 of the funding to be used in rural areas, in-
23 cluding tribal areas, and of which \$3,450,000 shall be for
24 capacity building activities administered by Habitat for
25 Humanity International.

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

12 Of the amount made available under this heading,
13 \$80,000,000 is for grants to create or expand community
14 technology centers in high poverty urban and rural com-
15 munities and to provide technical assistance to those cen-
16 ters.

17 Of the amount made available under this heading,
18 \$25,000,000 shall be available for neighborhood initiatives
19 that are utilized to improve the conditions of distressed
20 and blighted areas and neighborhoods, to stimulate invest-
21 ment, economic diversification, and community revitaliza-
22 tion in areas with population outmigration or a stagnating
23 or declining economic base, or to determine whether hous-
24 ing benefits can be integrated more effectively with welfare
25 reform initiatives.

1 Of the amount made available under this heading,
2 notwithstanding any other provision of law, \$60,000,000
3 shall be available for YouthBuild program activities au-
4 thorized by subtitle D of title IV of the Cranston-Gonzalez
5 National Affordable Housing Act, as amended, and such
6 activities shall be an eligible activity with respect to any
7 funds made available under this heading: *Provided*, That
8 local YouthBuild programs that demonstrate an ability to
9 leverage private and nonprofit funding shall be given a pri-
10 ority for YouthBuild funding: *Provided further*, That no
11 more than ten percent of any grant award may be used
12 for administrative costs: *Provided further*, That not less
13 than \$10,000,000 shall be available for grants to establish
14 Youthbuild programs in underserved and rural areas: *Pro-*
15 *vided further*, That of the amount provided under this
16 paragraph, \$2,000,000 shall be set aside and made avail-
17 able for a grant to YouthBuild USA for capacity building
18 for community development and affordable housing activi-
19 ties as specified in section 4 of the HUD Demonstration
20 Act of 1993, as amended.

21 Of the amount made available under this heading,
22 \$140,000,000 shall be available for grants for the Eco-
23 nomic Development Initiative (EDI) to finance a variety
24 of economic development efforts in accordance with the

1 terms and conditions specified for such grants in the Sen-
2 ate report accompanying this Act.

3 COMMUNITY DEVELOPMENT LOAN GUARANTEES

4 PROGRAM ACCOUNT

5 (INCLUDING TRANSFER OF FUNDS)

6 For the cost of guaranteed loans, \$14,000,000, as au-
7 thorized by section 108 of the Housing and Community
8 Development Act of 1974, as amended: *Provided*, That
9 such costs, including the cost of modifying such loans,
10 shall be as defined in section 502 of the Congressional
11 Budget Act of 1974, as amended: *Provided further*, That
12 these funds are available to subsidize total loan principal,
13 any part of which is to be guaranteed, not to exceed
14 \$608,696,000, notwithstanding any aggregate limitation
15 on outstanding obligations guaranteed in section 108(k)
16 of the Housing and Community Development Act of 1974,
17 as amended: *Provided further*, That in addition, for admin-
18 istrative expenses to carry out the guaranteed loan pro-
19 gram, \$1,000,000, which shall be transferred to and
20 merged with the appropriation for “Salaries and ex-
21 penses”.

22 BROWNFIELDS REDEVELOPMENT

23 For Economic Development Grants, as authorized by
24 section 108(q) of the Housing and Community Develop-
25 ment Act of 1974, as amended, for Brownfields redevelop-
26 ment projects, \$25,000,000, to remain available until Sep-

1 tember 30, 2003: *Provided*, That the Secretary of Housing
2 and Urban Development shall make these grants available
3 on a competitive basis as specified in section 102 of the
4 Department of Housing and Urban Development Reform
5 Act of 1989.

6 HOME INVESTMENT PARTNERSHIPS PROGRAM
7 (INCLUDING TRANSFER OF FUNDS)

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

18 HOMELESS ASSISTANCE GRANTS
19 (INCLUDING TRANSFER OF FUNDS)

20 For the emergency shelter grants program as author-
21 ized under subtitle B of title IV of the McKinney-Vento
22 Homeless Assistance Act, as amended; the supportive
23 housing program as authorized under subtitle C of title
24 IV of such Act; the section 8 moderate rehabilitation sin-
25 gle room occupancy program as authorized under the
26 United States Housing Act of 1937, as amended, to assist

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

1 SHELTER PLUS CARE RENEWALS

2 For the renewal on an annual basis of contracts ex-
3 piring during fiscal years 2002 and 2003 or amendment
4 of contracts funded under the Shelter Plus Care program,
5 as authorized under subtitle F of title IV of the McKinney-
6 Vento Homeless Assistance Act, as amended,
7 \$99,780,000, to remain available until expended: *Pro-*
8 *vided*, That each Shelter Plus Care project with an expir-
9 ing contract shall be eligible for renewal only if the project
10 is determined to be needed under the applicable continuum
11 of care and meets appropriate program requirements and
12 financial standards, as determined by the Secretary.

13 HOUSING PROGRAMS

14 HOUSING FOR SPECIAL POPULATIONS

15 (INCLUDING TRANSFER OF FUNDS)

16 For assistance for the purchase, construction, acqui-
17 sition, or development of additional public and subsidized
18 housing units for low income families not otherwise pro-
19 vided for, \$1,001,009,000, to remain available until ex-
20 pended: *Provided*, That \$783,286,000 shall be for capital
21 advances, including amendments to capital advance con-
22 tracts, for housing for the elderly, as authorized by section
23 202 of the Housing Act of 1959, as amended, and for
24 project rental assistance, and amendments to contracts for
25 project rental assistance, for the elderly under such section
26 202(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,
4 of which amount up to \$3,000,000 shall be available to
5 renew expiring project rental assistance contracts for up
6 to a one-year term, and of which amount \$50,000,000
7 shall be for grants under section 202b of the Housing Act
8 of 1959 (12 U.S.C. 1701q-2) for conversion of eligible
9 projects under such section to assisted living or related
10 use: *Provided further*, That of the amount under this head-
11 ing, \$217,723,000 shall be for capital advances, including
12 amendments to capital advance contracts, for supportive
13 housing for persons with disabilities, as authorized by sec-
14 tion 811 of the Cranston-Gonzalez National Affordable
15 Housing Act, for project rental assistance, for amend-
16 ments to contracts for project rental assistance, and sup-
17 portive services associated with the housing for persons
18 with disabilities as authorized by section 811 of such Act,
19 of which up to \$1,200,000 shall be available to renew ex-
20 piring project rental assistance contracts for up to a one-
21 year term: *Provided further*, That no less than \$3,000,000,
22 to be divided evenly between the appropriations for the
23 section 202 and section 811 programs, shall be transferred
24 to the Working Capital Fund for the development and
25 maintenance of information technology systems: *Provided*

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

16 FLEXIBLE SUBSIDY FUND

17 (TRANSFER OF FUNDS)

18 From the Rental Housing Assistance Fund, all un-
19 committed balances of excess rental charges as of Sep-
20 tember 30, 2001, and any collections made during fiscal
21 year 2002, shall be transferred to the Flexible Subsidy
22 Fund, as authorized by section 236(g) of the National
23 Housing Act, as amended.

1 MANUFACTURED HOUSING FEES TRUST FUND
2 (INCLUDING TRANSFERS OF FUNDS)

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

18 FEDERAL HOUSING ADMINISTRATION
19 MUTUAL MORTGAGE INSURANCE PROGRAM ACCOUNT
20 (INCLUDING TRANSFERS OF FUNDS)

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

25 During fiscal year 2002, obligations to make direct
26 loans to carry out the purposes of section 204(g) of the

1 National Housing Act, as amended, shall not exceed
2 \$250,000,000: *Provided*, That the foregoing amount shall
3 be for loans to nonprofit and governmental entities in con-
4 nection with sales of single family real properties owned
5 by the Secretary and formerly insured under the Mutual
6 Mortgage Insurance Fund.

7 For administrative expenses necessary to carry out
8 the guaranteed and direct loan program, \$336,700,000,
9 of which not to exceed \$332,678,000 shall be transferred
10 to the appropriation for “Salaries and expenses”; and not
11 to exceed \$4,022,000 shall be transferred to the appro-
12 priation for “Office of Inspector General”. In addition, for
13 administrative contract expenses, \$160,000,000: *Provided*,
14 That a combined total of \$160,000,000 from amounts ap-
15 propriated for administrative contract expenses under this
16 heading or the heading “FHA—General and Special Risk
17 Program Account” shall be transferred to the Working
18 Capital Fund for the development and maintenance of in-
19 formation technology systems: *Provided further*, That to
20 the extent guaranteed loan commitments exceed
21 \$65,500,000,000 on or before April 1, 2002 an additional
22 \$1,400 for administrative contract expenses shall be avail-
23 able for each \$1,000,000 in additional guaranteed loan
24 commitments (including a pro rata amount for any

1 amount below \$1,000,000), but in no case shall funds
2 made available by this proviso exceed \$16,000,000.

3 GENERAL AND SPECIAL RISK PROGRAM ACCOUNT

4 (INCLUDING TRANSFERS OF FUNDS)

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

25 Gross obligations for the principal amount of direct
26 loans, as authorized by sections 204(g), 207(l), 238, and

1 519(a) of the National Housing Act, shall not exceed
2 \$50,000,000, of which not to exceed \$30,000,000 shall be
3 for bridge financing in connection with the sale of multi-
4 family real properties owned by the Secretary and for-
5 merly insured under such Act; and of which not to exceed
6 \$20,000,000 shall be for loans to nonprofit and govern-
7 mental entities in connection with the sale of single-family
8 real properties owned by the Secretary and formerly in-
9 sured under such Act.

10 In addition, for administrative expenses necessary to
11 carry out the guaranteed and direct loan programs,
12 \$216,100,000, of which \$197,779,000, shall be trans-
13 ferred to the appropriation for "Salaries and expenses";
14 and of which \$18,321,000 shall be transferred to the ap-
15 propriation for "Office of Inspector General". In addition,
16 for administrative contract expenses necessary to carry
17 out the guaranteed and direct loan programs,
18 \$144,000,000: *Provided*, That to the extent guaranteed
19 loan commitments exceed \$8,426,000,000 on or before
20 April 1, 2002, an additional \$19,800,000 for administra-
21 tive contract expenses shall be available for each
22 \$1,000,000 in additional guaranteed loan commitments
23 over \$8,426,000,000 (including a pro rata amount for any
24 increment below \$1,000,000), but in no case shall funds
25 made available by this proviso exceed \$14,400,000.

1 2003: *Provided*, That \$3,000,000 shall be for program
 2 evaluation to support strategic planning, performance
 3 measurement, and their coordination with the Depart-
 4 ment's budget process: *Provided further*, That of the
 5 amount provided under this heading, \$10,000,000 shall be
 6 for the Partnership for Advanced Technology in Housing.

7 FAIR HOUSING AND EQUAL OPPORTUNITY

8 FAIR HOUSING ACTIVITIES

9 For contracts, grants, and other assistance, not oth-
 10 erwise provided for, as authorized by title VIII of the Civil
 11 Rights Act of 1968, as amended by the Fair Housing
 12 Amendments Act of 1988, and section 561 of the Housing
 13 and Community Development Act of 1987, as amended,
 14 \$45,899,000, to remain available until September 30,
 15 2003, of which \$24,000,000 shall be to carry out activities
 16 pursuant to such section 561: *Provided*, That no funds
 17 made available under this heading shall be used to lobby
 18 the executive or legislative branches of the Federal Gov-
 19 ernment in connection with a specific contract, grant or
 20 loan.

21 OFFICE OF LEAD HAZARD CONTROL

22 LEAD HAZARD REDUCTION

23 For the Lead Hazard Reduction Program, as author-
 24 ized by sections 1011 and 1053 of the Residential Lead-
 25 Based Hazard Reduction Act of 1992, \$109,758,000 to

1 remain available until September 30, 2003, of which
 2 \$10,000,000 shall be for the Healthy Homes Initiative,
 3 pursuant to sections 501 and 502 of the Housing and
 4 Urban Development Act of 1970 that shall include re-
 5 search, studies, testing, and demonstration efforts, includ-
 6 ing education and outreach concerning lead-based paint
 7 poisoning and other housing-related diseases and hazards:
 8 *Provided*, That of the amounts provided under this head-
 9 ing, \$1,000,000 shall be for the National Center for Lead-
 10 Safe Housing: *Provided further*, That of the amounts pro-
 11 vided under this heading, \$750,000 shall be for
 12 CLEARCorps.

13 MANAGEMENT AND ADMINISTRATION

14 SALARIES AND EXPENSES

15 (INCLUDING TRANSFERS OF FUNDS)

16 For necessary administrative and non-administrative
 17 expenses of the Department of Housing and Urban Devel-
 18 opment, not otherwise provided for, including not to ex-
 19 ceed \$7,000 for official reception and representation ex-
 20 penses, \$1,097,257,000, of which \$530,457,000 shall be
 21 provided from the various funds of the Federal Housing
 22 Administration, \$9,383,000 shall be provided from funds
 23 of the Government National Mortgage Association,
 24 \$1,000,000 shall be provided from the “Community devel-
 25 opment fund” account, \$150,000 shall be provided by
 26 transfer from the “Title VI Indian federal guarantees pro-

1 gram” account, \$200,000 shall be provided by transfer
2 from the “Indian housing loan guarantee fund program”
3 account and \$35,000 shall be transferred from the Native
4 Hawaiian Housing Loan Guarantee Fund: *Provided*, That
5 no less than \$85,000,000 shall be transferred to the Work-
6 ing Capital Fund for the development and maintenance
7 of Information Technology Systems: *Provided further*,
8 That the Secretary shall fill 7 out of 10 vacancies at the
9 GS-14 and GS-15 levels until the total number of GS-
10 14 and GS-15 positions in the Department has been re-
11 duced from the number of GS-14 and GS-15 positions
12 on the date of enactment of Public Law 106-377 by two
13 and one-half percent: *Provided further*, That of the
14 amount under this heading, \$1,500,000 shall be for nec-
15 essary expenses of the Millennial Housing Commission, as
16 authorized by Public Law 106-74 with the final report
17 due no later than August 30, 2002.

18 OFFICE OF INSPECTOR GENERAL

19 (INCLUDING TRANSFER OF FUNDS)

20 For necessary expenses of the Office of Inspector
21 General in carrying out the Inspector General Act of 1978,
22 as amended, \$88,898,000, of which \$22,343,000 shall be
23 provided from the various funds of the Federal Housing
24 Administration: *Provided*, That the Inspector General

1 shall have independent authority over all personnel issues
2 within the Office of Inspector General.

3 CONSOLIDATED FEE FUND

4 (RESCISSION)

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

8 OFFICE OF FEDERAL HOUSING ENTERPRISE OVERSIGHT

9 SALARIES AND EXPENSES

10 (INCLUDING TRANSFER OF FUNDS)

11 For carrying out the Federal Housing Enterprise Fi-
12 nancial Safety and Soundness Act of 1992, including not
13 to exceed \$500 for official reception and representation
14 expenses, \$27,000,000, to remain available until ex-
15 pended, to be derived from the Federal Housing Enter-
16 prise Oversight Fund: *Provided*, That not to exceed such
17 amount shall be available from the general fund of the
18 Treasury to the extent necessary to incur obligations and
19 make expenditures pending the receipt of collections to the
20 Fund: *Provided further*, That the general fund amount
21 shall be reduced as collections are received during the fis-
22 cal year so as to result in a final appropriation from the
23 general fund estimated at not more than \$0: *Provided fur-*
24 *ther*, That this Office shall submit a staffing plan to the
25 House and Senate Committees on Appropriations no later
26 than January 30, 2002.

1 ADMINISTRATIVE PROVISIONS

2 SEC. 201. Fifty percent of the amounts of budget au-
3 thority, or in lieu thereof 50 percent of the cash amounts
4 associated with such budget authority, that are recaptured
5 from projects described in section 1012(a) of the McKin-
6 ney-Vento Homeless Assistance Amendments Act of 1988
7 (Public Law 100–628; 102 Stat. 3224, 3268) shall be re-
8 scinded, or in the case of cash, shall be remitted to the
9 Treasury, and such amounts of budget authority or cash
10 recaptured and not rescinded or remitted to the Treasury
11 shall be used by State housing finance agencies or local
12 governments or local housing agencies with projects ap-
13 proved by the Secretary of Housing and Urban Develop-
14 ment for which settlement occurred after January 1,
15 1992, in accordance with such section. Notwithstanding
16 the previous sentence, the Secretary may award up to 15
17 percent of the budget authority or cash recaptured and
18 not rescinded or remitted to the Treasury to provide
19 project owners with incentives to refinance their project
20 at a lower interest rate.

21 SEC. 202. None of the amounts made available under
22 this Act may be used during fiscal year 2002 to investigate
23 or prosecute under the Fair Housing Act any otherwise
24 lawful activity engaged in by one or more persons, includ-
25 ing the filing or maintaining of a non-frivolous legal ac-

1 tion, that is engaged in solely for the purpose of achieving
2 or preventing action by a Government official or entity,
3 or a court of competent jurisdiction.

4 SEC. 203. (a) Notwithstanding section 854(c)(1)(A)
5 of the AIDS Housing Opportunity Act (42 U.S.C.
6 12903(c)(1)(A)), from any amounts made available under
7 this title for fiscal year 2002 that are allocated under such
8 section, the Secretary of Housing and Urban Development
9 shall allocate and make a grant, in the amount determined
10 under subsection (b), for any State that—

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

13 (2) is not otherwise eligible for an allocation for
14 fiscal year 2002 under such clause (ii) because the
15 areas in the State outside of the metropolitan statis-
16 tical areas that qualify under clause (i) in fiscal year
17 2002 do not have the number of cases of acquired
18 immunodeficiency syndrome (AIDS) required under
19 such clause.

20 (b) The amount of the allocation and grant for any
21 State described in subsection (a) shall be an amount based
22 on the cumulative number of AIDS cases in the areas of
23 that State that are outside of metropolitan statistical
24 areas that qualify under clause (i) of such section
25 854(c)(1)(A) in fiscal year 2002, in proportion to AIDS

1 cases among cities and States that qualify under clauses
2 (i) and (ii) of such section and States deemed eligible
3 under subsection (a).

4 SEC. 204. Section 225 of the Department of Veterans
5 Affairs and Housing and Urban Development, and Inde-
6 pendent Agencies Appropriations Act, 2000, Public Law
7 106–74, is amended by inserting “and fiscal year 2002”
8 after “fiscal year 2001”.

9 SEC. 205. Section 236(g)(3)(A) of the National
10 Housing Act is amended by striking out “fiscal years 2000
11 and 2001” and inserting in lieu thereof “fiscal years 2000,
12 2001, and 2002”.

13 SEC. 206. Section 223(f)(1) of the National Housing
14 Act is amended by inserting “purchase or” immediately
15 before “refinancing of existing debt”.

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

18 SEC. 208. Section 251 of the National Housing Act
19 is amended—

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

1 ments applicable to variable rate mortgages secured
2 by a principal dwelling under the Truth in Lending
3 Act.”; and

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

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

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

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

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

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

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

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

25 (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 apply only to mortgages that are executed on or after the
9 date of enactment of this Act or a later date determined
10 by the Secretary and announced by notice in the Federal
11 Register.

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

14 “(4)(A) The Secretary, in conjunction with the
15 Secretary of Health and Human Services, shall re-
16 quire satisfactory evidence that the hospital will be
17 located in a State or political subdivision of a State
18 with reasonable minimum standards of licensure and
19 methods of operation for hospitals and satisfactory
20 assurance that such standards will be applied and
21 enforced with respect to the hospital.

22 “(B) The Secretary shall establish the means
23 for determining need and feasibility for the hospital.
24 If the State has an official procedure for deter-
25 mining need for hospitals, the Secretary shall also

1 require that such procedure be followed before the
2 application for insurance is submitted, and the appli-
3 cation shall document that need has also been estab-
4 lished under that procedure.”.

5 SEC. 211. Section 232(d)(4)(A) of the National
6 Housing Act is amended to read as follows:

7 “(A)(i) The Secretary, in conjunction with
8 the Secretary of Health and Human Services,
9 shall require satisfactory evidence that a nurs-
10 ing home, intermediate care facility, or com-
11 bined nursing home and intermediate care facil-
12 ity will be located in a State or political subdivi-
13 sion of a State with reasonable minimum stand-
14 ards of licensure and methods of operation for
15 such homes, facilities, or combined homes and
16 facilities. The Secretary shall also require satis-
17 factory assurance that such standards will be
18 applied and enforced with respect to the home,
19 facility, or combined home or facility.

20 “(ii) The Secretary shall establish the
21 means for determining need and feasibility for
22 the home, facility, or combined home and facil-
23 ity. If the State has an official procedure for
24 determining need for such homes, facilities, or
25 combined homes and facilities, the Secretary

1 shall also require that such procedure be fol-
2 lowed before the application for insurance is
3 submitted, and the application shall document
4 that need has also been established under that
5 procedure.”.

6 SEC. 212. Section 533 of the National Housing Act
7 is amended to read as follows:

8 “SEC. 533. REVIEW OF MORTGAGEE PERFORMANCE
9 AND AUTHORITY TO TERMINATE.—

10 “(a) PERIODIC REVIEW OF MORTGAGEE PERFORM-
11 ANCE.—To reduce losses in connection with single family
12 mortgage insurance programs under this Act, at least once
13 a year the Secretary shall review the rate of early defaults
14 and claims for insured single family mortgages originated
15 or underwritten by each mortgagee.

16 “(b) COMPARISON WITH OTHER MORTGAGEES.—For
17 each mortgagee, the Secretary shall compare the rate of
18 early defaults and claims for insured single family mort-
19 gage loans originated or underwritten by the mortgagee
20 in an area with the rate of early defaults and claims for
21 other mortgagees originating or underwriting insured sin-
22 gle family mortgage loans in the area. For purposes of
23 this section, the term “area” means each geographic area
24 in which the mortgagee is authorized by the Secretary to
25 originate insured single family mortgages.

1 “(c) TERMINATION OF MORTGAGEE ORIGINATION
2 APPROVAL.—(1) Notwithstanding section 202(c) of this
3 Act, the Secretary may terminate the approval of a mort-
4 gagee to originate or underwrite single family mortgages
5 if the Secretary determines that the mortgage loans origi-
6 nated or underwritten by the mortgagee present an unac-
7 ceptable risk to the insurance funds. The determination
8 shall be based on the comparison required under sub-
9 section (b) and shall be made in accordance with regula-
10 tions of the Secretary. The Secretary may rely on existing
11 regulations published before this section takes effect.

12 “(2) The Secretary shall give a mortgagee at least
13 60 days prior written notice of any termination under this
14 subsection. The termination shall take effect at the end
15 of the notice period, unless the Secretary withdraws the
16 termination notice or extends the notice period. If re-
17 quested in writing by the mortgagee within 30 days of the
18 date of the notice, the mortgagee shall be entitled to an
19 informal conference with the official authorized to issue
20 termination notices on behalf of the Secretary (or a des-
21 ignee of that official). At the informal conference, the
22 mortgagee may present for consideration specific factors
23 that it believes were beyond its control and that caused
24 the excessive default and claim rate.”.

1 SEC. 213. Except as explicitly provided in legislation,
2 any grant or assistance made pursuant to Title II of this
3 Act shall be made in accordance with section 102 of the
4 Department of Housing and Urban Development Reform
5 Act of 1989 on a competitive basis.

6 SEC. 214. Public housing agencies in the State of
7 Alaska shall not be required to comply with section 2(b)
8 of the United States Housing Act of 1937, as amended,
9 during fiscal year 2002.

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

1 SEC. 216. (a) SECTION 207 LIMITS.—Section
2 207(c)(3) of the National Housing Act (12 U.S.C.
3 1713(c)(3)) is amended—

4 (1) by striking “\$30,420”, “\$33,696”,
5 “\$40,248”, “\$49,608”, and “\$56,160” and insert-
6 ing “\$38,025”, “\$42,120”, “\$50,310”, “\$62,010”,
7 and “\$70,200”, respectively;

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

10 (3) by striking “\$35,100”, “\$39,312”,
11 “\$48,204”, “\$60,372”, and “\$68,262” and insert-
12 ing “\$43,875”, “\$49,140”, “\$60,255”, “\$75,465”,
13 and “\$85,328”, respectively.

14 (b) SECTION 213 LIMITS.—Section 213(b)(2) of the
15 National Housing Act (12 U.S.C. 1715e(b)(2)) is
16 amended—

17 (1) by striking “\$30,420”, “\$33,696”,
18 “\$40,248”, “\$49,608”, and “\$56,160” and insert-
19 ing “\$38,025”, “\$42,120”, “\$50,310”, “\$62,010”,
20 and “\$70,200”, respectively; and

21 (2) by striking “\$35,100”, “\$39,312”,
22 “\$48,204”, “\$60,372”, and “\$68,262” and insert-
23 ing “\$43,875”, “\$49,140”, “\$60,255”, “\$75,465”,
24 and “\$85,328”, respectively.

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

4 (1) by striking “\$30,420”, “\$33,696”,
5 “\$40,248”, “\$49,608”, and “\$56,160” and insert-
6 ing “\$38,025”, “\$42,120”, “\$50,310”, “\$62,010”,
7 and “\$70,200”, respectively; and

8 (2) by striking “\$35,100”, “\$39,312”,
9 “\$48,204”, “\$60,372”, and “\$68,262” and insert-
10 ing “\$43,875”, “\$49,140”, “\$60,255”, “\$75,465”,
11 and “\$85,328”, respectively.

12 (d) SECTION 221(d)(3) LIMITS.—Section
13 221(d)(3)(ii) of the National Housing Act (12 U.S.C.
14 1715l(d)(3)(ii)) is amended—

15 (1) by striking “\$33,638”, “\$38,785”,
16 “\$46,775”, “\$59,872”, and “\$66,700” and insert-
17 ing “\$42,048”, “\$48,481”, “58,469”, “\$74,840”,
18 and “\$83,375”, respectively; and

19 (2) by striking “\$35,400”, “\$40,579”,
20 “\$49,344”, “\$63,834”, and “\$70,070” and insert-
21 ing “\$44,250”, “\$50,724”, “\$61,680”, “\$79,793”,
22 and “\$87,588”, respectively.

23 (e) SECTION 221(d)(4) LIMITS.—Section
24 221(d)(4)(ii) of the National Housing Act (12 U.S.C.
25 1715l(d)(4)(ii)) is amended—

1 (1) by striking “\$30,274”, “\$34,363”,
2 “\$41,536”, “\$52,135”, and “\$59,077” and insert-
3 ing “\$37,843”, “\$42,954”, “\$51,920”, “\$65,169”,
4 and “\$73,846”, respectively; and

5 (2) by striking “\$32,701”, “\$37,487”,
6 “\$45,583”, “\$58,968”, and “\$64,730” and insert-
7 ing “\$40,876”, “\$46,859”, “\$56,979”, “\$73,710”,
8 and “\$80,913”, respectively.

9 (f) SECTION 231 LIMITS.—Section 231(c)(2) of the
10 National Housing Act (12 U.S.C. 1715v(c)(2)) is
11 amended—

12 (1) by striking “\$28,782”, “\$32,176”,
13 “\$38,423”, “\$46,238”, and “\$54,360” and insert-
14 ing “\$35,978”, “\$40,220”, “\$48,029”, “\$57,798”,
15 “\$67,950”, respectively; and

16 (2) by striking “\$32,701”, “\$37,487”,
17 “\$45,583”, “\$58,968”, and “\$64,730” and insert-
18 ing “\$40,876”, “\$46,859”, “\$56,979”, “\$73,710”,
19 and “\$80,913”, respectively.

20 (g) SECTION 234 LIMITS.—Section 234(e)(3) of the
21 National Housing Act (12 U.S.C. 1715y(e)(3)) is
22 amended—

23 (1) by striking “\$30,420”, “\$33,696”,
24 “\$40,248”, “\$49,608”, and “\$56,160” and insert-

1 ing “\$38,025”, “\$42,120”, “\$50,310”, “\$62,010”,
2 and “\$70,200”, respectively; and

3 (2) by striking “\$35,100”, “\$39,312”,
4 “\$48,204”, “\$60,372”, and “\$68,262” and insert-
5 ing “\$43,875”, “\$49,140”, “\$60,255”, “\$75,465”,
6 and “\$85,328”, respectively.

7 SEC. 217. Notwithstanding any other provision of
8 law, the Tribal Student Housing Project proposed by the
9 Cook Inlet Housing Authority is authorized to be con-
10 structed in accordance with its 1998 Indian Housing Plan
11 from amounts previously appropriated for the benefit of
12 the Housing Authority, a portion of which may be used
13 as a maintenance reserve for the completed project.

14 TITLE III—INDEPENDENT AGENCIES

15 AMERICAN BATTLE MONUMENTS COMMISSION

16 SALARIES AND EXPENSES

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

1 tries, when required by law of such countries,
2 \$28,466,000, to remain available 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 there-
8 for, as authorized by 5 U.S.C. 5901–5902, and for serv-
9 ices authorized by 5 U.S.C. 3109, but at rates for individ-
10 uals not to exceed the per diem equivalent to the maximum
11 rate payable for senior level positions under 5 U.S.C.
12 5376, \$7,621,000, \$5,121,000 of which to remain avail-
13 able until September 30, 2002 and \$2,500,000 of which
14 to remain available until September 30, 2003: *Provided,*
15 That the Chemical Safety and Hazard Investigation Board
16 shall have not more than three career Senior Executive
17 Service positions: *Provided further,* That, hereafter, there
18 shall be an Inspector General at the Board who shall have
19 the duties, responsibilities, and authorities specified in the
20 Inspector General Act of 1978, as amended: *Provided fur-*
21 *ther,* That an individual appointed to the position of In-
22 spector General of the Federal Emergency Management
23 Agency (FEMA) shall, by virtue of such appointment, also
24 hold the position of Inspector General of the Board: *Pro-*
25 *vided further,* That the Inspector General of the Board

1 shall utilize personnel of the Office of Inspector General
2 of FEMA in performing the duties of the Inspector Gen-
3 eral of the Board, and shall not appoint any individuals
4 to positions within 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 as-
15 sistance 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
19 used for the cost of direct loans, and up to \$1,000,000
20 may be used for administrative expenses to carry out the
21 direct loan program: *Provided*, That the cost of direct
22 loans, 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 \$51,800,000.

1 CONSUMER PRODUCT SAFETY COMMISSION

2 SALARIES AND EXPENSES

3 For necessary expenses of the Consumer Product
4 Safety Commission, including hire of passenger motor ve-
5 hicles, services as authorized by 5 U.S.C. 3109, but at
6 rates for individuals not to exceed the per diem rate equiv-
7 alent to the maximum rate payable under 5 U.S.C. 5376,
8 purchase of nominal awards to recognize non-Federal offi-
9 cials' contributions to Commission activities, and not to
10 exceed \$500 for official reception and representation ex-
11 penses, \$56,200,000, of which \$1,000,000 to remain avail-
12 able until September 30, 2004, shall be for a research
13 project on sensor 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 avail-
23 able until September 30, 2003: *Provided*, That not more
24 than \$31,000,000 shall be available for administrative ex-
25 penses authorized under section 501(a)(4) of the Act (42
26 U.S.C. 12671(a)(4)) with not less than \$2,000,000 tar-

1 geted for the acquisition of a cost accounting system for
2 the Corporation's financial management system, an inte-
3 grated grants management system that provides com-
4 prehensive financial management information for all Cor-
5 poration grants and cooperative agreements, and the es-
6 tablishment, operation, and maintenance of a central ar-
7 chives serving as the repository for all grant, cooperative
8 agreement, and related documents, without regard to the
9 provisions of section 501(a)(4)(B) of the Act: *Provided*
10 *further*, That not more than \$2,500 shall be for official
11 reception and representation expenses: *Provided further*,
12 That of amounts previously transferred to the National
13 Service Trust, \$5,000,000 shall be available for national
14 service scholarships for high school students performing
15 community service: *Provided further*, That not more than
16 \$240,492,000 of the amount provided under this heading
17 shall be available for grants under the National Service
18 Trust program authorized under subtitle C of title I of
19 the Act (42 U.S.C. 12571 et seq.) (relating to activities
20 including the AmeriCorps program), of which not more
21 than \$47,000,000 may be used to administer, reimburse,
22 or support any national service program authorized under
23 section 121(d)(2) of such Act (42 U.S.C. 12581(d)(2));
24 not more than \$25,000,000 shall be made available to ac-
25 tivities dedicated to developing computer and information

1 technology skills for students and teachers in low-income
2 communities: *Provided further*, That not more than
3 \$10,000,000 of the funds made available under this head-
4 ing shall be made available for the Points of Light Foun-
5 dation for activities authorized under title III of the Act
6 (42 U.S.C. 12661 et seq.), of which not more than
7 \$2,500,000 may be used to establish or support an endow-
8 ment fund, the corpus of which shall remain intact and
9 the interest income from which shall be used to support
10 activities described in title III of the Act, provided that
11 the Foundation may invest the corpus and income in fed-
12 erally insured bank savings accounts or comparable inter-
13 est bearing accounts, certificates of deposit, money market
14 funds, mutual funds, obligations of the United States, and
15 other market instruments and securities but not in real
16 estate investments: *Provided further*, That notwith-
17 standing any other law \$2,500,000 of the funds made
18 available by the Corporation to the Foundation under
19 Public Law 106–377 may be used in the manner described
20 in the preceding proviso: *Provided further*, That no funds
21 shall be available for national service programs run by
22 Federal agencies authorized under section 121(b) of such
23 Act (42 U.S.C. 12571(b)): *Provided further*, That to the
24 maximum extent feasible, funds appropriated under sub-
25 title C of title I of the Act shall be provided in a manner

1 that is consistent with the recommendations of peer review
2 panels in order to ensure that priority is given to programs
3 that demonstrate quality, innovation, replicability, and
4 sustainability: *Provided further*, That not more than
5 \$25,000,000 of the funds made available under this head-
6 ing shall be available for the Civilian Community Corps
7 authorized under subtitle E of title I of the Act (42 U.S.C.
8 12611 et seq.): *Provided further*, That not more than
9 \$43,000,000 shall be available for school-based and com-
10 munity-based service-learning programs authorized under
11 subtitle B of title I of the Act (42 U.S.C. 12521 et seq.):
12 *Provided further*, That not more than \$28,488,000 shall
13 be available for quality and innovation activities author-
14 ized under subtitle H of title I of the Act (42 U.S.C.
15 12853 et seq.): *Provided further*, That not more than
16 \$15,000,000 shall be available for grants to support the
17 Veterans Mission for Youth Program: *Provided further*,
18 That not more than \$5,000,000 shall be available for au-
19 dits and other evaluations authorized under section 179
20 of the Act (42 U.S.C. 12639): *Provided further*, That to
21 the maximum extent practicable, the Corporation shall in-
22 crease significantly the level of matching funds and in-
23 kind contributions provided by the private sector, and
24 shall reduce the total Federal costs per participant in all
25 programs: *Provided further*, That not more than

1 \$7,500,000 of the funds made available under this head-
2 ing shall be made available to America's Promise—The
3 Alliance for Youth, Inc. only to support efforts to mobilize
4 individuals, groups, and organizations to build and
5 strengthen the character and competence of the Nation's
6 youth: *Provided further*, That not more than \$5,000,000
7 of the funds made available under this heading shall be
8 made available to the Communities In Schools, Inc. to
9 support dropout prevention activities: *Provided further*,
10 That not more than \$2,500,000 of the funds made avail-
11 able under this heading shall be made available to the
12 YMCA of the USA to support school-based programs de-
13 signed to strengthen collaborations and linkages between
14 public schools and communities: *Provided further*, That
15 not more than \$1,000,000 of the funds made available
16 under this heading shall be made available to Teach For
17 America: *Provided further*, That not more than
18 \$1,500,000 of the funds made available under this head-
19 ing shall be made available to Parents As Teachers Na-
20 tional Center, Inc. to support literacy activities.

21 OFFICE OF INSPECTOR GENERAL

22 For necessary expenses of the Office of Inspector
23 General in carrying out the Inspector General Act of 1978,
24 as amended, \$5,000,000, to remain available until Sep-
25 tember 30, 2003.

1 U.S. COURT OF APPEALS FOR VETERANS CLAIMS
2 SALARIES AND EXPENSES

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

10 DEPARTMENT OF DEFENSE—CIVIL
11 CEMETERIAL EXPENSES, ARMY
12 SALARIES AND EXPENSES

13 For necessary expenses, as authorized by law, for
14 maintenance, operation, and improvement of Arlington
15 National Cemetery and Soldiers’ and Airmen’s Home Na-
16 tional Cemetery, including the purchase of two passenger
17 motor vehicles for replacement only, and not to exceed
18 \$1,000 for official reception and representation expenses,
19 \$18,437,000, to remain available until expended.

20 DEPARTMENT OF HEALTH AND HUMAN SERVICES
21 NATIONAL INSTITUTES OF HEALTH
22 NATIONAL INSTITUTE OF ENVIRONMENTAL HEALTH
23 SCIENCES

24 For necessary expenses for the National Institute of
25 Environmental Health Sciences in carrying out activities

1 set forth in section 311(a) of the Comprehensive Environ-
2 mental Response, Compensation, and Liability Act of
3 1980, as amended, \$70,228,000.

4 AGENCY FOR TOXIC SUBSTANCES AND DISEASE
5 REGISTRY
6 SALARIES AND EXPENSES

7 For necessary expenses for the Agency for Toxic Sub-
8 stances and Disease Registry (ATSDR) in carrying out
9 activities set forth in sections 104(i), 111(c)(4), and
10 111(c)(14) of the Comprehensive Environmental Re-
11 sponse, Compensation, and Liability Act of 1980
12 (CERCLA), as amended; section 118(f) of the Superfund
13 Amendments and Reauthorization Act of 1986 (SARA),
14 as amended; and section 3019 of the Solid Waste Disposal
15 Act, as amended, \$78,235,000, to be derived from the
16 Hazardous Substance Superfund Trust Fund pursuant to
17 section 517(a) of SARA (26 U.S.C. 9507): *Provided*, That
18 notwithstanding any other provision of law, in lieu of per-
19 forming a health assessment under section 104(i)(6) of
20 CERCLA, the Administrator of ATSDR may conduct
21 other appropriate health studies, evaluations, or activities,
22 including, without limitation, biomedical testing, clinical
23 evaluations, medical monitoring, and referral to accredited
24 health care providers: *Provided further*, That in per-
25 forming any such health assessment or health study, eval-

1 uation, or activity, the Administrator of ATSDR shall not
2 be bound by the deadlines in section 104(i)(6)(A) of
3 CERCLA: *Provided further*, That none of the funds appro-
4 priated under this heading shall be available for ATSDR
5 to issue in excess of 40 toxicological profiles pursuant to
6 section 104(i) of CERCLA during fiscal year 2002, and
7 existing profiles may be updated as necessary.

8 ENVIRONMENTAL PROTECTION AGENCY

9 SCIENCE AND TECHNOLOGY

10 For science and technology, including research and
11 development activities, which shall include research and
12 development activities under the Comprehensive Environ-
13 mental Response, Compensation, and Liability Act of
14 1980, as amended; necessary expenses for personnel and
15 related costs and travel expenses, including uniforms, or
16 allowances therefor, as authorized by 5 U.S.C. 5901–
17 5902; services as authorized by 5 U.S.C. 3109, but at
18 rates for individuals not to exceed the per diem rate equiv-
19 alent to the maximum rate payable for senior level posi-
20 tions under 5 U.S.C. 5376; procurement of laboratory
21 equipment and supplies; other operating expenses in sup-
22 port of research and development; construction, alteration,
23 repair, rehabilitation, and renovation of facilities, not to
24 exceed \$75,000 per project, \$665,672,000, which shall re-
25 main available until September 30, 2003.

1 ENVIRONMENTAL PROGRAMS AND MANAGEMENT

2 For environmental programs and management, in-
3 cluding necessary expenses, not otherwise provided for, for
4 personnel and related costs and travel expenses, including
5 uniforms, or allowances therefor, as authorized by 5
6 U.S.C. 5901–5902; services as authorized by 5 U.S.C.
7 3109, but at rates for individuals not to exceed the per
8 diem rate equivalent to the maximum rate payable for sen-
9 ior level positions under 5 U.S.C. 5376; hire of passenger
10 motor vehicles; hire, maintenance, and operation of air-
11 craft; purchase of reprints; library memberships in soci-
12 eties or associations which issue publications to members
13 only or at a price to members lower than to subscribers
14 who are not members; construction, alteration, repair, re-
15 habilitation, and renovation of facilities, not to exceed
16 \$75,000 per project; and not to exceed \$6,000 for official
17 reception and representation expenses, \$2,061,996,200,
18 which shall remain available until September 30, 2003.

19 OFFICE OF INSPECTOR GENERAL

20 For necessary expenses of the Office of Inspector
21 General in carrying out the provisions of the Inspector
22 General Act of 1978, as amended, and for construction,
23 alteration, repair, rehabilitation, and renovation of facili-
24 ties, not to exceed \$75,000 per project, \$34,019,000, to
25 remain available until September 30, 2003.

1 BUILDINGS AND FACILITIES

2 For construction, repair, improvement, extension, al-
3 teration, and purchase of fixed equipment or facilities of,
4 or for use by, the Environmental Protection Agency,
5 \$25,318,400, to remain available until expended.

6 HAZARDOUS SUBSTANCE SUPERFUND

7 (INCLUDING TRANSFER OF FUNDS)

8 For necessary expenses to carry out the Comprehen-
9 sive Environmental Response, Compensation, and Liabil-
10 ity Act of 1980 (CERCLA), as amended, including sec-
11 tions 111(c)(3), (c)(5), (c)(6), and (e)(4) (42 U.S.C.
12 9611), and for construction, alteration, repair, rehabilita-
13 tion, and renovation of facilities, not to exceed \$75,000
14 per project; \$1,274,645,560 to remain available until ex-
15 pended, consisting of \$634,532,200, as authorized by sec-
16 tion 517(a) of the Superfund Amendments and Reauthor-
17 ization Act of 1986 (SARA), as amended by Public Law
18 101–508, and \$640,113,360 as a payment from general
19 revenues to the Hazardous Substance Superfund for pur-
20 poses as authorized by section 517(b) of SARA, as amend-
21 ed: *Provided*, That funds appropriated under this heading
22 may be allocated to other Federal agencies in accordance
23 with section 111(a) of CERCLA: *Provided further*, That
24 of the funds appropriated under this heading,
25 \$11,867,000 shall be transferred to the “Office of Inspec-
26 tor General” appropriation to remain available until Sep-

1 tember 30, 2003, and \$36,890,500 shall be transferred
2 to the “Science and technology” appropriation to remain
3 available until September 30, 2003.

4 LEAKING UNDERGROUND STORAGE TANK TRUST FUND

5 For necessary expenses to carry out leaking under-
6 ground storage tank cleanup activities authorized by sec-
7 tion 205 of the Superfund Amendments and Reauthoriza-
8 tion Act of 1986, and for construction, alteration, repair,
9 rehabilitation, and renovation of facilities, not to exceed
10 \$75,000 per project, \$71,947,400, to remain available
11 until expended.

12 OIL SPILL RESPONSE

13 For expenses necessary to carry out the Environ-
14 mental Protection Agency’s responsibilities under the Oil
15 Pollution Act of 1990, \$14,986,000, to be derived from
16 the Oil Spill Liability trust fund, to remain available until
17 expended.

18 STATE AND TRIBAL ASSISTANCE GRANTS

19 For environmental programs and infrastructure as-
20 sistance, including capitalization grants for State revolv-
21 ing funds and performance partnership grants,
22 \$3,603,015,900, to remain available until expended, of
23 which \$1,350,000,000 shall be for making capitalization
24 grants for the Clean Water State Revolving Funds under
25 title VI of the Federal Water Pollution Control Act, as
26 amended (the “Act”); \$850,000,000 shall be for capital-

1 ization grants for the Drinking Water State Revolving
2 Funds under section 1452 of the Safe Drinking Water
3 Act, as amended, except that, notwithstanding section
4 1452(n) of the Safe Drinking Water Act, as amended,
5 none of the funds made available under this heading in
6 this Act, or in previous appropriations Acts, shall be re-
7 served by the Administrator for health effects studies on
8 drinking water contaminants; \$75,000,000 shall be for ar-
9 chitectural, engineering, planning, design, construction
10 and related activities in connection with the construction
11 of high priority water and wastewater facilities in the area
12 of the United States-Mexico Border, after consultation
13 with the appropriate border commission; \$40,000,000
14 shall be for grants to the State of Alaska to address drink-
15 ing water and wastewater infrastructure needs of rural
16 and Alaska Native Villages; \$140,000,000 shall be for
17 making grants for the construction of wastewater and
18 water treatment facilities and groundwater protection in-
19 frastructure in accordance with the terms and conditions
20 specified for such grants in the Senate report accom-
21 panying this Act except that, notwithstanding any other
22 provision of law, of the funds herein and hereafter appro-
23 priated under this heading for such special needs infra-
24 structure grants, the Administrator may use up to 3 per-
25 cent of the amount of each project appropriated to admin-

1 ister the management and oversight of construction of
2 such projects through contracts, allocation to the Corps
3 of Engineers, or grants to States; and \$1,030,782,400
4 shall be for grants, including associated program support
5 costs, to States, federally recognized tribes, interstate
6 agencies, tribal consortia, and air pollution control agen-
7 cies for multi-media or single media pollution prevention,
8 control and abatement and related activities, including ac-
9 tivities pursuant to the provisions set forth under this
10 heading in Public Law 104–134, and for making grants
11 under section 103 of the Clean Air Act for particulate
12 matter monitoring and data collection activities of which
13 and subject to terms and conditions specified by the Ad-
14 ministrator, \$25,000,000 shall be for Environmental In-
15 formation Exchange Network grants, including associated
16 program support costs: *Provided*, That for fiscal year
17 2002, State authority under section 302(a) of Public Law
18 104–182 shall remain in effect: *Provided further*, That for
19 fiscal year 2002, and notwithstanding section 518(f) of
20 the Federal Water Pollution Control Act, as amended, the
21 Administrator is authorized to use the amounts appro-
22 priated for any fiscal year under section 319 of that Act
23 to make grants to Indian tribes pursuant to section 319(h)
24 and 518(e) of that Act: *Provided further*, That for fiscal
25 year 2002, notwithstanding the limitation on amounts in

1 section 518(c) of the Act, up to a total of 1½ percent
2 of the funds appropriated for State Revolving Funds
3 under Title VI of that Act may be reserved by the Admin-
4 istrator for grants under section 518(c) of such Act: *Pro-*
5 *vided further,* That no funds provided by this legislation
6 to address the water, wastewater and other critical infra-
7 structure needs of the colonias in the United States along
8 the United States-Mexico border shall be made available
9 to a county or municipal government unless that govern-
10 ment has established an enforceable local ordinance, or
11 other zoning rule, which prevents in that jurisdiction the
12 development or construction of any additional colonia
13 areas, or the development within an existing colonia the
14 construction of any new home, business, or other structure
15 which lacks water, wastewater, or other necessary infra-
16 structure.

17 ADMINISTRATIVE PROVISION

18 For fiscal year 2002, notwithstanding 31 U.S.C.
19 6303(1) and 6305(1), the Administrator of the Environ-
20 mental Protection Agency, in carrying out the Agency's
21 function to implement directly Federal environmental pro-
22 grams required or authorized by law in the absence of an
23 acceptable tribal program, may award cooperative agree-
24 ments to federally-recognized Indian Tribes or Intertribal
25 consortia, if authorized by their member Tribes, to assist
26 the Administrator in implementing Federal environmental

1 programs for Indian Tribes required or authorized by law,
2 except that no such cooperative agreements may be award-
3 ed from funds designated for State financial assistance
4 agreements.

5 EXECUTIVE OFFICE OF THE PRESIDENT

6 OFFICE OF SCIENCE AND TECHNOLOGY POLICY

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

15 COUNCIL ON ENVIRONMENTAL QUALITY AND OFFICE OF

16 ENVIRONMENTAL QUALITY

17 For necessary expenses to continue functions as-
18 signed to the Council on Environmental Quality and Office
19 of Environmental Quality pursuant to the National Envi-
20 ronmental Policy Act of 1969, the Environmental Quality
21 Improvement Act of 1970, and Reorganization Plan No.
22 1 of 1977, \$2,974,000: *Provided*, That, notwithstanding
23 any other provision of law, no funds other than those ap-
24 propriated under this heading shall be used for or by the
25 Council on Environmental Quality and Office of Environ-
26 mental Quality: *Provided further*, That notwithstanding

1 section 202 of the National Environmental Policy Act of
2 1970, the Council shall consist of one member, appointed
3 by the President, by and with the advice and consent of
4 the Senate, serving as chairman and exercising all powers,
5 functions, and duties of the Council.

6 FEDERAL DEPOSIT INSURANCE CORPORATION

7 OFFICE OF INSPECTOR GENERAL

8 For necessary expenses of the Office of Inspector
9 General in carrying out the provisions of the Inspector
10 General Act of 1978, as amended, \$33,660,000, to be de-
11 rived from the Bank Insurance Fund, the Savings Asso-
12 ciation Insurance Fund, and the FSLIC Resolution Fund.

13 FEDERAL EMERGENCY MANAGEMENT AGENCY

14 DISASTER RELIEF

15 (INCLUDING TRANSFER OF FUNDS)

16 For necessary expenses in carrying out the Robert
17 T. Stafford Disaster Relief and Emergency Assistance Act
18 (42 U.S.C. 5121 et seq.), \$359,399,000, and, notwith-
19 standing 42 U.S.C. 5203, to remain available until ex-
20 pended, of which not to exceed \$2,900,000 may be trans-
21 ferred to “Emergency management planning and assist-
22 ance” for the consolidated emergency management per-
23 formance grant program; up to \$15,000,000 may be obli-
24 gated for flood map modernization activities following dis-
25 aster declarations; and \$21,577,000 may be used by the
26 Office of Inspector General for audits and investigations.

1 For an additional amount for “Disaster relief”,
2 \$2,000,000,000, to remain available until expended: *Pro-*
3 *vided*, That the entire amount is designated by the Con-
4 gress as an emergency requirement pursuant to section
5 251(b)(2)(A) of the Balanced Budget and Emergency
6 Deficit Control Act of 1985, as amended: *Provided further*,
7 That the entire amount shall be available only to the ex-
8 tent that an official budget request for a specific dollar
9 amount, that includes designation of the entire amount of
10 the request as an emergency requirement as defined in
11 the Balanced Budget and Emergency Deficit Control Act
12 of 1985, as amended, is transmitted by the President to
13 the Congress.

14 DISASTER ASSISTANCE DIRECT LOAN PROGRAM ACCOUNT

15 For the cost of direct loans, \$405,000 as authorized
16 by section 319 of the Robert T. Stafford Disaster Relief
17 and Emergency Assistance Act: *Provided*, That such costs,
18 including the cost of modifying such loans, shall be as de-
19 fined in section 502 of the Congressional Budget Act of
20 1974, as amended: *Provided further*, That these funds are
21 available to subsidize gross obligations for the principal
22 amount of direct loans not to exceed \$25,000,000. In addi-
23 tion, for administrative expenses to carry out the direct
24 loan program, \$543,000.

1 SALARIES AND EXPENSES

2 For necessary expenses, not otherwise provided for,
3 including hire and purchase of motor vehicles as author-
4 ized by 31 U.S.C. 1343; uniforms, or allowances therefor,
5 as authorized by 5 U.S.C. 5901–5902; services as author-
6 ized by 5 U.S.C. 3109, but at rates for individuals not
7 to exceed the per diem rate equivalent to the maximum
8 rate payable for senior level positions under 5 U.S.C.
9 5376; expenses of attendance of cooperating officials and
10 individuals at meetings concerned with the work of emer-
11 gency preparedness; transportation in connection with the
12 continuity of Government programs to the same extent
13 and in the same manner as permitted the Secretary of
14 a Military Department under 10 U.S.C. 2632; and not to
15 exceed \$2,500 for official reception and representation ex-
16 penses, \$233,801,000.

17 OFFICE OF INSPECTOR GENERAL

18 For necessary expenses of the Office of Inspector
19 General in carrying out the Inspector General Act of 1978,
20 as amended, \$10,303,000: *Provided*, That notwith-
21 standing any other provision of law, the Inspector General
22 of the Federal Emergency Management Agency shall also
23 serve as the Inspector General of the Chemical Safety and
24 Hazard Investigation Board.

1 EMERGENCY MANAGEMENT PLANNING AND ASSISTANCE

2 For necessary expenses, not otherwise provided for,
3 to carry out activities under the National Flood Insurance
4 Act of 1968, as amended, and the Flood Disaster Protec-
5 tion Act of 1973, as amended (42 U.S.C. 4001 et seq.),
6 the Robert T. Stafford Disaster Relief and Emergency As-
7 sistance Act (42 U.S.C. 5121 et seq.), the Earthquake
8 Hazards Reduction Act of 1977, as amended (42 U.S.C.
9 7701 et seq.), the Federal Fire Prevention and Control
10 Act of 1974, as amended (15 U.S.C. 2201 et seq.), the
11 Defense Production Act of 1950, as amended (50 U.S.C.
12 App. 2061 et seq.), sections 107 and 303 of the National
13 Security Act of 1947, as amended (50 U.S.C. 404–405),
14 and Reorganization Plan No. 3 of 1978, \$279,623,000:
15 *Provided*, That for purposes of pre-disaster mitigation
16 pursuant to 42 U.S.C. 5131(b) and (c) and 42 U.S.C.
17 5196(e) and (i), \$25,000,000 of the funds made available
18 under this heading shall be available until expended for
19 project grants.

20 For an additional amount for “Emergency manage-
21 ment planning and assistance”, \$150,000,000 for pro-
22 grams as authorized by section 33 of the Federal Fire Pre-
23 vention and Control Act of 1974, as amended (15 U.S.C.
24 2201 et seq.).

1 RADIOLOGICAL EMERGENCY PREPAREDNESS FUND

2 The aggregate charges assessed during fiscal year
3 2002, as authorized by Public Law 106–377, shall not be
4 less than 100 percent of the amounts anticipated by
5 FEMA necessary for its radiological emergency prepared-
6 ness program for the next fiscal year. The methodology
7 for assessment and collection of fees shall be fair and equi-
8 table; and shall reflect costs of providing such services,
9 including administrative costs of collecting such fees. Fees
10 received pursuant to this section shall be deposited in the
11 Fund as offsetting collections and will become available
12 for authorized purposes on October 1, 2002, and remain
13 available until expended.

14 EMERGENCY FOOD AND SHELTER PROGRAM

15 To carry out an emergency food and shelter program
16 pursuant to title III of Public Law 100–77, as amended,
17 \$139,692,000, to remain available until expended: *Pro-*
18 *vided*, That total administrative costs shall not exceed 3½
19 percent of the total appropriation.

20 NATIONAL FLOOD INSURANCE FUND

21 (INCLUDING TRANSFERS OF FUNDS)

22 For activities under the National Flood Insurance
23 Act of 1968 (“the Act”), the Flood Disaster Protection
24 Act of 1973, as amended, not to exceed \$28,798,000 for
25 salaries and expenses associated with flood mitigation and
26 flood insurance operations, and not to exceed \$76,381,000

1 for flood mitigation, including up to \$20,000,000 for ex-
2 penses under section 1366 of the Act, which amount shall
3 be available for transfer to the National Flood Mitigation
4 Fund until September 30, 2003. In fiscal year 2002, no
5 funds in excess of: (1) \$55,000,000 for operating ex-
6 penses; (2) \$536,750,000 for agents' commissions and
7 taxes; and (3) \$30,000,000 for interest on Treasury bor-
8 rowings shall be available from the National Flood Insur-
9 ance Fund without prior notice to the Committees on Ap-
10 propriations.

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

15 Section 1309(a)(2) of the Act (42 U.S.C.
16 4016(a)(2)), as amended, is further amended by striking
17 "December 31, 2001" and inserting "December 31,
18 2002".

19 Section 1319 of the Act, as amended (42 U.S.C.
20 4026), is amended by striking "September 30, 2001" and
21 inserting "December 31, 2002".

22 Section 1336 of the Act, as amended (42 U.S.C.
23 4056), is amended by striking "September 30, 2001" and
24 inserting "December 31, 2002".

1 The first sentence of section 1376(c) of the Act, as
2 amended (42 U.S.C. 4127(c)), is amended by striking
3 “December 31, 2001” and inserting “December 31,
4 2002”.

5 NATIONAL FLOOD MITIGATION FUND

6 Notwithstanding sections 1366(b)(3)(B)–(C) and
7 1366(f) of the National Flood Insurance Act of 1968, as
8 amended, \$20,000,000, to remain available until Sep-
9 tember 30, 2003, for activities designed to reduce the risk
10 of flood damage to structures pursuant to such Act, of
11 which \$20,000,000 shall be derived from the National
12 Flood Insurance Fund.

13 GENERAL SERVICES ADMINISTRATION

14 FEDERAL CONSUMER INFORMATION CENTER FUND

15 For necessary expenses of the Federal Consumer In-
16 formation Center, including services authorized by 5
17 U.S.C. 3109, \$7,276,000, to be deposited into the Federal
18 Consumer Information Center Fund: *Provided*, That the
19 appropriations, revenues, and collections deposited into
20 the Fund shall be available for necessary expenses of Fed-
21 eral Consumer Information Center activities in the aggre-
22 gate amount of \$12,000,000. Appropriations, revenues,
23 and collections accruing to this Fund during fiscal year
24 2002 in excess of \$12,000,000 shall remain in the Fund
25 and shall not be available for expenditure except as au-
26 thorized in appropriations Acts.

1 NATIONAL AERONAUTICS AND SPACE ADMINISTRATION
2 HUMAN SPACE FLIGHT
3 (INCLUDING TRANSFER OF FUNDS)

4 For necessary expenses, not otherwise provided for,
5 in the conduct and support of human space flight research
6 and development activities, including research, develop-
7 ment, operations, support and services; maintenance; con-
8 struction of facilities including repair, rehabilitation, revi-
9 talization and modification of facilities, construction of
10 new facilities and additions to existing facilities, facility
11 planning and design, environmental compliance and res-
12 toration, and acquisition or condemnation of real property,
13 as authorized by law; space flight, spacecraft control and
14 communications activities including operations, produc-
15 tion, and services; program management; personnel and
16 related costs, including uniforms or allowances therefor,
17 as authorized by 5 U.S.C. 5901–5902; travel expenses;
18 purchase and hire of passenger motor vehicles; not to ex-
19 ceed \$20,000 for official reception and representation ex-
20 penses; and purchase, lease, charter, maintenance and op-
21 eration of mission and administrative aircraft,
22 \$6,868,000,000, to remain available until September 30,
23 2003, of which amounts as determined by the Adminis-
24 trator for salaries and benefits; training, travel and
25 awards; facility and related costs; information technology
26 services; science, engineering, fabricating and testing serv-

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

1 not achieved through any funding reduction to programs
2 contained in Space Science, Earth Science and Aero-
3 nautics.

4 SCIENCE, AERONAUTICS AND TECHNOLOGY

5 For necessary expenses, not otherwise provided for,
6 in the conduct and support of science, aeronautics and
7 technology research and development activities, including
8 research, 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;
19 travel expenses; purchase and hire of passenger motor ve-
20 hicles; not to exceed \$20,000 for official reception and rep-
21 resentation expenses; and purchase, lease, charter, mainte-
22 nance and operation of mission and administrative air-
23 craft, \$7,669,700,000, to remain available until Sep-
24 tember 30, 2003.

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, \$23,700,000.

5 ADMINISTRATIVE PROVISIONS

6 Notwithstanding the limitation on the availability of
7 funds appropriated for “Human space flight”, or
8 “Science, aeronautics and technology” by this appropria-
9 tions Act, when any activity has been initiated by the in-
10 currence of obligations for construction of facilities as au-
11 thorized by law, such amount available for such activity
12 shall remain available until expended. This provision does
13 not apply to the amounts appropriated for institutional
14 minor revitalization and construction of facilities, and in-
15 stitutional facility planning and design.

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, the amounts appropriated for construction of
20 facilities shall remain 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 Aero-
25 nautics and Space Administration shall remain available
26 until September 30, 2002 and may be used to enter into

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

7 NATIONAL CREDIT UNION ADMINISTRATION

8 CENTRAL LIQUIDITY FACILITY

9 (INCLUDING TRANSFER OF FUNDS)

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

23 NATIONAL SCIENCE FOUNDATION

24 RESEARCH AND RELATED ACTIVITIES

25 For necessary expenses in carrying out the National
26 Science Foundation Act of 1950, as amended (42 U.S.C.

1 1861–1875), and the Act to establish a National Medal
2 of Science (42 U.S.C. 1880–1881); services as authorized
3 by 5 U.S.C. 3109; authorized travel; maintenance and op-
4 eration of aircraft and purchase of flight services for re-
5 search support; acquisition of aircraft; \$3,514,481,000, of
6 which not to exceed \$285,000,000 shall remain available
7 until expended for Polar research and operations support,
8 and for reimbursement to other Federal agencies for oper-
9 ational and science support and logistical and other re-
10 lated activities for the United States Antarctic program;
11 the balance to remain available until September 30, 2003:
12 *Provided*, That receipts for scientific support services and
13 materials furnished by the National Research Centers and
14 other National Science Foundation supported research fa-
15 cilities may be credited to this appropriation: *Provided fur-*
16 *ther*, That to the extent that the amount appropriated is
17 less than the total amount authorized to be appropriated
18 for included program activities, all amounts, including
19 floors and ceilings, specified in the authorizing Act for
20 those program activities or their subactivities shall be re-
21 duced proportionally: *Provided further*, That \$75,000,000
22 of the funds available under this heading shall be made
23 available for a comprehensive research initiative on plant
24 genomes for economically significant crops.

1 MAJOR RESEARCH EQUIPMENT

2 For necessary expenses of major construction
3 projects pursuant to the National Science Foundation Act
4 of 1950, as amended, including authorized travel,
5 \$108,832,000, to remain available until expended.

6 EDUCATION AND HUMAN RESOURCES

7 For necessary expenses in carrying out science and
8 engineering education and human resources programs and
9 activities pursuant to the National Science Foundation
10 Act of 1950, as amended (42 U.S.C. 1861–1875), includ-
11 ing services as authorized by 5 U.S.C. 3109, authorized
12 travel, and rental of conference rooms in the District of
13 Columbia, \$872,407,000, to remain available until Sep-
14 tember 30, 2003: *Provided*, That to the extent that the
15 amount of this appropriation is less than the total amount
16 authorized to be appropriated for included program activi-
17 ties, all amounts, including floors and ceilings, specified
18 in the authorizing Act for those program activities or their
19 subactivities shall be reduced proportionally: *Provided fur-*
20 *ther*, That \$15,000,000 shall be available for the innova-
21 tion partnership program.

22 SALARIES AND EXPENSES

23 For salaries and expenses necessary in carrying out
24 the National Science Foundation Act of 1950, as amended
25 (42 U.S.C. 1861–1875); services authorized by 5 U.S.C.
26 3109; hire of passenger motor vehicles; not to exceed

1 \$9,000 for official reception and representation expenses;
2 uniforms or allowances therefor, as authorized by 5 U.S.C.
3 5901–5902; rental of conference rooms in the District of
4 Columbia; reimbursement of the General Services Admin-
5 istration for security guard services; \$170,040,000: *Pro-*
6 *vided*, That contracts may be entered into under “Salaries
7 and expenses” in fiscal year 2002 for maintenance and
8 operation of facilities, and for other services, to be pro-
9 vided during the next fiscal year.

10 OFFICE OF INSPECTOR GENERAL

11 For necessary expenses of the Office of Inspector
12 General as authorized by the Inspector General Act of
13 1978, as amended, \$6,760,000, to remain available until
14 September 30, 2003.

15 NEIGHBORHOOD REINVESTMENT CORPORATION

16 PAYMENT TO THE NEIGHBORHOOD REINVESTMENT
17 CORPORATION

18 For payment to the Neighborhood Reinvestment Cor-
19 poration for use in neighborhood reinvestment activities,
20 as authorized by the Neighborhood Reinvestment Corpora-
21 tion Act (42 U.S.C. 8101–8107), \$100,000,000, of which
22 \$10,000,000 shall be for a homeownership program that
23 is used in conjunction with section 8 assistance under the
24 United States Housing Act of 1937, as amended.

1 SELECTIVE SERVICE SYSTEM

2 SALARIES AND EXPENSES

3 For necessary expenses of the Selective Service Sys-
4 tem, including expenses of attendance at meetings and of
5 training for uniformed personnel assigned to the Selective
6 Service System, as authorized by 5 U.S.C. 4101–4118 for
7 civilian employees; and not to exceed \$1,000 for official
8 reception and representation expenses; \$25,003,000: *Pro-*
9 *vided*, That during the current fiscal year, the President
10 may exempt this appropriation from the provisions of 31
11 U.S.C. 1341, whenever the President deems such action
12 to be necessary in the interest of national defense: *Pro-*
13 *vided further*, That none of the funds appropriated by this
14 Act may be expended for or in connection with the induc-
15 tion of any person into the Armed Forces of the United
16 States.

17 TITLE IV—GENERAL PROVISIONS

18 SEC. 401. Where appropriations in titles I, II, and
19 III of this Act are expendable for travel expenses and no
20 specific limitation has been placed thereon, the expendi-
21 tures for such travel expenses may not exceed the amounts
22 set forth therefor in the budget estimates submitted for
23 the appropriations: *Provided*, That this provision does not
24 apply to accounts that do not contain an object classifica-
25 tion for travel: *Provided further*, That this section shall

1 not apply to travel performed by uncompensated officials
2 of local boards and appeal boards of the Selective Service
3 System; to travel performed directly in connection with
4 care and treatment of medical beneficiaries of the Depart-
5 ment of Veterans Affairs; to travel performed in connec-
6 tion with major disasters or emergencies declared or deter-
7 mined by the President under the provisions of the Robert
8 T. Stafford Disaster Relief and Emergency Assistance
9 Act; to travel performed by the Offices of Inspector Gen-
10 eral in connection with audits and investigations; or to
11 payments to interagency motor pools where separately set
12 forth in the budget schedules: *Provided further*, That if
13 appropriations in titles I, II, and III exceed the amounts
14 set forth in budget estimates initially submitted for such
15 appropriations, the expenditures for travel may cor-
16 respondingly exceed the amounts therefor set forth in the
17 estimates only to the extent such an increase is approved
18 by the Committees on Appropriations.

19 SEC. 402. Appropriations and funds available for the
20 administrative expenses of the Department of Housing
21 and Urban Development and the Selective Service System
22 shall be available in the current fiscal year for purchase
23 of uniforms, or allowances therefor, as authorized by 5
24 U.S.C. 5901–5902; hire of passenger motor vehicles; and
25 services as authorized by 5 U.S.C. 3109.

1 SEC. 403. Funds of the Department of Housing and
2 Urban Development subject to the Government Corpora-
3 tion Control Act or section 402 of the Housing Act of
4 1950 shall be available, without regard to the limitations
5 on administrative expenses, for legal services on a contract
6 or fee basis, and for utilizing and making payment for
7 services and facilities of the Federal National Mortgage
8 Association, Government National Mortgage Association,
9 Federal Home Loan Mortgage Corporation, Federal Fi-
10 nancing Bank, Federal Reserve banks or any member
11 thereof, Federal Home Loan banks, and any insured bank
12 within the meaning of the Federal Deposit Insurance Cor-
13 poration Act, as amended (12 U.S.C. 1811–1831).

14 SEC. 404. No part of any appropriation contained in
15 this Act shall remain available for obligation beyond the
16 current fiscal year unless expressly so provided herein.

17 SEC. 405. No funds appropriated by this Act may be
18 expended—

19 (1) pursuant to a certification of an officer or
20 employee of the United States unless—

21 (A) such certification is accompanied by,
22 or is part of, a voucher or abstract which de-
23 scribes the payee or payees and the items or
24 services for which such expenditure is being
25 made; or

1 (B) the expenditure of funds pursuant to
2 such certification, and without such a voucher
3 or abstract, is specifically authorized by law;
4 and

5 (2) unless such expenditure is subject to audit
6 by the General Accounting Office or is specifically
7 exempt by law from such audit.

8 SEC. 406. None of the funds provided in this Act to
9 any department or agency may be expended for the trans-
10 portation of any officer or employee of such department
11 or agency between their domicile and their place of em-
12 ployment, with the exception of any officer or employee
13 authorized such transportation under 31 U.S.C. 1344 or
14 5 U.S.C. 7905.

15 SEC. 407. None of the funds provided in this Act may
16 be used for payment, through grants or contracts, to re-
17 cipients that do not share in the cost of conducting re-
18 search resulting from proposals not specifically solicited
19 by the Government: *Provided*, That the extent of cost
20 sharing by the recipient shall reflect the mutuality of in-
21 terest of the grantee or contractor and the Government
22 in the research.

23 SEC. 408. None of the funds in this Act may be used,
24 directly or through grants, to pay or to provide reimburse-
25 ment for payment of the salary of a consultant (whether

1 retained by the Federal Government or a grantee) at more
2 than the daily equivalent of the rate paid for level IV of
3 the Executive Schedule, unless specifically authorized by
4 law.

5 SEC. 409. None of the funds provided in this Act
6 shall be used to pay the expenses of, or otherwise com-
7 pensate, non-Federal parties intervening in regulatory or
8 adjudicatory proceedings. Nothing herein affects the au-
9 thority of the Consumer Product Safety Commission pur-
10 suant to section 7 of the Consumer Product Safety Act
11 (15 U.S.C. 2056 et seq.).

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

1 SEC. 411. Except as otherwise provided by law, no
2 part of any appropriation contained in this Act shall be
3 obligated or expended by any executive agency, as referred
4 to in the Office of Federal Procurement Policy Act (41
5 U.S.C. 401 et seq.), for a contract for services unless such
6 executive agency: (1) has awarded and entered into such
7 contract in full compliance with such Act and the regula-
8 tions promulgated thereunder; and (2) requires any report
9 prepared pursuant to such contract, including plans, eval-
10 uations, studies, analyses and manuals, and any report
11 prepared by the agency which is substantially derived from
12 or substantially includes any report prepared pursuant to
13 such contract, to contain information concerning: (A) the
14 contract pursuant to which the report was prepared; and
15 (B) the contractor who prepared the report pursuant to
16 such contract.

17 SEC. 412. Except as otherwise provided in section
18 406, none of the funds provided in this Act to any depart-
19 ment or agency shall be obligated or expended to provide
20 a personal cook, chauffeur, or other personal servants to
21 any officer or employee of such department or agency.

22 SEC. 413. None of the funds provided in this Act to
23 any department or agency shall be obligated or expended
24 to procure passenger automobiles as defined in 15 U.S.C.

1 2001 with an EPA estimated miles per gallon average of
2 less than 22 miles per gallon.

3 SEC. 414. None of the funds appropriated in title I
4 of this Act shall be used to enter into any new lease of
5 real property if the estimated annual rental is more than
6 \$300,000 unless the Secretary submits a report which the
7 Committees on Appropriations of the Congress approve
8 within 30 days following the date on which the report is
9 received.

10 SEC. 415. (a) It is the sense of the Congress that,
11 to the greatest extent practicable, all equipment and prod-
12 ucts purchased with funds made available in this Act
13 should be American-made.

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

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

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

4 SEC. 418. None of the funds made available in this
5 Act may be used for any program, project, or activity,
6 when the program, project, or activity is not in compliance
7 with any Federal law relating to risk assessment, the pro-
8 tection of private property rights, or unfunded mandates.

9 SEC. 419. Corporations and agencies of the Depart-
10 ment of Housing and Urban Development which are sub-
11 ject to the Government Corporation Control Act, as
12 amended, are hereby authorized to make such expendi-
13 tures, within the limits of funds and borrowing authority
14 available to each such corporation or agency and in accord
15 with law, and to make such contracts and commitments
16 without regard to fiscal year limitations as provided by
17 section 104 of such Act as may be necessary in carrying
18 out the programs set forth in the budget for 2002 for such
19 corporation or agency except as hereinafter provided: *Pro-*
20 *vided*, That collections of these corporations and agencies
21 may be used for new loan or mortgage purchase commit-
22 ments only to the extent expressly provided for in this Act
23 (unless such loans are in support of other forms of assist-
24 ance provided for in this or prior appropriations Acts), ex-
25 cept that this proviso shall not apply to the mortgage in-

1 surance or guaranty operations of these corporations, or
2 where loans or mortgage purchases are necessary to pro-
3 tect the financial interest of the United States Govern-
4 ment.

5 SEC. 420. Notwithstanding any other provision of
6 law, the term “qualified student loan” with respect to na-
7 tional service education awards shall mean any loan deter-
8 mined by an institution of higher education to be nec-
9 essary to cover a student’s cost of attendance at such in-
10 stitution and made directly to a student by a state agency,
11 in addition to other meanings under section 148(b)(7) of
12 the National and Community Service Act.

13 SEC. 421. Unless otherwise provided for in this Act,
14 no part of any appropriation for the Department of Hous-
15 ing and Urban Development shall be available for any ac-
16 tivity in excess of amounts set forth in the budget esti-
17 mates submitted to Congress.

18 SEC. 422. None of the funds appropriated or other-
19 wise made available by this Act shall be used to promul-
20 gate a final regulation to implement changes in the pay-
21 ment of pesticide tolerance processing fees as proposed at
22 64 Fed. Reg. 31040, or any similar proposals. The Envi-
23 ronmental Protection Agency may proceed with the devel-
24 opment of such a rule.

1 SEC. 423. Except in the case of entities that are
2 funded solely with Federal funds or any natural persons
3 that are funded under this Act, none of the funds in this
4 Act shall be used for the planning or execution of any pro-
5 gram to pay the expenses of, or otherwise compensate,
6 non-Federal parties to lobby or litigate in respect to adju-
7 dicatory proceedings funded in this Act. A chief executive
8 officer of any entity receiving funds under this Act shall
9 certify that none of these funds have been used to engage
10 in the lobbying of the Federal Government or in litigation
11 against the United States unless authorized under existing
12 law.

13 SEC. 424. No part of any funds appropriated in this
14 Act shall be used by an agency of the executive branch,
15 other than for normal and recognized executive-legislative
16 relationships, for publicity or propaganda purposes, and
17 for the preparation, distribution or use of any kit, pam-
18 phlet, booklet, publication, radio, television or film presen-
19 tation designed to support or defeat legislation pending
20 before the Congress, except in presentation to the Con-
21 gress itself.

22 SEC. 425. None of the funds provided in Title II for
23 technical assistance, training, or management improve-
24 ments may be obligated or expended unless HUD provides
25 to the Committees on Appropriations a description of each

1 proposed activity and a detailed budget estimate of the
2 costs associated with each activity as part of the Budget
3 Justifications. For fiscal year 2002, HUD shall transmit
4 this information to the Committees by January 8, 2002
5 for 30 days of review.

6 SEC. 426. Section 70113(f) of title 49, United States
7 Code, is amended by striking “December 31, 2001”, and
8 inserting “December 31, 2002”.

9 SEC. 427. All Departments and agencies funded
10 under this Act are encouraged, within the limits of the
11 existing statutory authorities and funding, to expand their
12 use of “E-Commerce” technologies and procedures in the
13 conduct of their business practices and public service ac-
14 tivities.

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

Calendar No. 97

107TH CONGRESS
1ST SESSION

S. 1216

[Report No. 107-43]

A BILL

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.

JULY 20, 2001

Read twice and placed on the calendar