

107TH CONGRESS  
1ST SESSION

# H. R. 2888

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IN THE SENATE OF THE UNITED STATES

SEPTEMBER 14, 2001

Received

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## AN ACT

Making emergency supplemental appropriations for fiscal year 2001 for additional disaster assistance, for anti-terrorism initiatives, and for assistance in the recovery from the tragedy that occurred on September 11, 2001, 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, to pro-  
5       vide emergency supplemental appropriations for fiscal year  
6       2001, namely:

7       EXECUTIVE OFFICE OF THE PRESIDENT AND  
8       FUNDS APPROPRIATED TO THE PRESIDENT

9                       EMERGENCY RESPONSE FUND

10                      (INCLUDING TRANSFERS OF FUNDS)

11       For emergency expenses to respond to the terrorist  
12       attacks on the United States that occurred on September  
13       11, 2001, to provide assistance to the victims of the at-  
14       tacks, and to deal with other consequences of the attacks,  
15       \$40,000,000,000, to remain available until expended, in-  
16       cluding for the costs of: (1) providing Federal, State, and  
17       local preparedness for mitigating and responding to the  
18       attacks; (2) providing support to counter, investigate, or  
19       prosecute domestic or international terrorism; (3) pro-  
20       viding increased transportation security; (4) repairing  
21       public facilities and transportation systems damaged by  
22       the attacks; and (5) supporting national security: *Pro-*  
23       *vided*, That these funds may be transferred to any author-  
24       ized Federal Government activity to meet the purposes of  
25       this Act: *Provided further*, That the Congress designates

1 the entire amount as an emergency requirement pursuant  
2 to section 251(b)(2)(A) of the Balanced Budget and  
3 Emergency Deficit Control Act of 1985: *Provided further*,  
4 That \$40,000,000,000 shall be available only to the extent  
5 that an official budget request, that includes designation  
6 of the \$40,000,000,000 as an emergency requirement as  
7 defined in the Balanced Budget and Emergency Deficit  
8 Control Act of 1985, is transmitted by the President to  
9 the Congress: *Provided further*, That the President shall  
10 consult with the chairmen and ranking minority members  
11 of the Committees on Appropriations prior to the transfer  
12 of these funds: *Provided further*, That of the  
13 \$40,000,000,000 made available herein, \$10,000,000,000  
14 shall not be available for transfer to any Department or  
15 Agency until 15 days after the Director of the Office of  
16 Management and Budget has submitted to the House and  
17 Senate Committees on Appropriations a proposed alloca-  
18 tion and plan for use of the funds for that Department  
19 or Agency; \$20,000,000,000 may be obligated only when  
20 enacted in a subsequent emergency appropriations bill, in  
21 response to the terrorist acts on September 11, 2001: *Pro-*  
22 *vided further*, That the President shall transmit an amend-  
23 ed budget request proposing an allocation of funds: *Pro-*  
24 *vided further*, That not less than one-half of the  
25 \$40,000,000,000 shall be for disaster recovery activities

1 and assistance related to the terrorist acts in New York,  
2 Virginia, and Pennsylvania on September 11, 2001, as au-  
3 thorized by law: *Provided further*, That the Director of the  
4 Office of Management and Budget shall provide quarterly  
5 reports to the Committees on Appropriations on the use  
6 of these funds, beginning not later than January 2, 2002:  
7 *Provided further*, That the President shall submit to the  
8 Congress as soon as practicable detailed requests to meet  
9 any further funding requirements for the purposes speci-  
10 fied in this Act.

11                                   GENERAL PROVISIONS

12       SEC. 101. Funds appropriated by this Act, or made  
13 available by the transfer of funds in this Act, for intel-  
14 ligence activities are deemed to be specifically authorized  
15 by the Congress for purposes of section 504 of the Na-  
16 tional Security Act of 1947 (50 U.S.C. 414).

17       SEC. 102. Funds appropriated by this Act, or made  
18 available by the transfer of funds in this Act, may be obli-  
19 gated and expended notwithstanding section 10 of Public  
20 Law 91–672, section 313 of the Foreign Relations Author-  
21 ization Act, fiscal years 1994 and 1995, and section 15  
22 of the State Department Basic Authorities Act of 1956.

1        This Act may be cited as the “2001 Emergency Sup-  
2   plemental Appropriations Act for Recovery from and Re-  
3   sponse to Terrorist Attacks on the United States”.

Passed the House of Representatives September 14,  
2001.

Attest:

JEFF TRANDAHL,  
*Clerk.*