

105TH CONGRESS
2D SESSION

H. R. 3561

To extend for five years the authorization of appropriations for the programs under the National and Community Service Act of 1990 and the Domestic Volunteer Service Act of 1973, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

MARCH 26, 1998

Mr. ANDREWS (for himself, Mr. SHAYS, Mr. CLAY, Mr. ROEMER, Mr. WALSH, Mr. FARR of California, Mr. NEAL of Massachusetts, Mr. DOOLEY of California, Mrs. MORELLA, Mr. QUINN, Mr. BARRETT of Wisconsin, Mr. SANDLIN, Mr. MILLER of California, Mr. MENENDEZ, Mr. KENNEDY of Massachusetts, Mr. LEWIS of Georgia, Mr. CARDIN, Mr. DINGELL, Mr. FROST, Mr. HORN, Mr. UNDERWOOD, Mr. MALONEY of Connecticut, Mr. HINCHEY, Mr. MURTHA, Mrs. KENNELLY of Connecticut, Mr. BORSKI, Mr. FAZIO of California, Mr. MARTINEZ, Mr. BALDACCI, Mr. FATTAH, Ms. WOOLSEY, Mr. KIND of Wisconsin, Ms. SANCHEZ, Ms. JACKSON-LEE, Mr. MORAN of Virginia, Mr. PETERSON of Minnesota, Mr. VENTO, Mr. FRANK of Massachusetts, Mr. KENNEDY of Rhode Island, Mr. KILDEE, Mr. LEACH, Mr. ADAM SMITH of Washington, Mr. SABO, Mrs. LOWEY, Mr. SAWYER, Mr. DEFazio, Mr. ACKERMAN, Mr. HOUGHTON, Mr. HALL of Ohio, Mr. SANDERS, Mr. LANTOS, Mr. KLINK, and Mr. SCOTT) introduced the following bill; which was referred to the Committee on Education and the Workforce

A BILL

To extend for five years the authorization of appropriations for the programs under the National and Community Service Act of 1990 and the Domestic Volunteer Service Act of 1973, 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 **SECTION 1. SHORT TITLE; TABLE OF CONTENTS.**

4 (a) **SHORT TITLE.**—This Act may be cited as the
 5 “National and Community Service Amendments Act of
 6 1998”.

7 (b) **TABLE OF CONTENTS.**—The table of contents of
 8 this Act is as follows:

Sec. 1. Short title; table of contents.

**TITLE I—AMENDMENTS TO NATIONAL AND COMMUNITY
SERVICE ACT OF 1990**

Sec. 101. References.

Subtitle A—Amendments to Subtitle A (General Provision)

Sec. 111. Purposes of Act.

Sec. 112. Definitions.

**Subtitle B—Amendments to Subtitle B (School-Based and
Community-Based Service-Learning Programs)**

Sec. 121. Recipients of school-based grants.

Sec. 122. Streamlining school-based applications.

Sec. 123. Grants and allotments.

Sec. 124. Applications to the Corporation.

Sec. 125. Limitations on uses of funds.

Sec. 126. General authority; State administrative flexibility.

Sec. 127. Clearinghouse.

Sec. 128. Indian Tribes and U.S. Territories.

Sec. 129. Multi-State, demonstration, and other initiatives.

Sec. 130. Higher education programs for community service.

**Subtitle C—Amendments to Subtitle C (National Service Trust
Program)**

Sec. 141. Prohibition on grants to Federal agencies; limits on Corporation costs.

Sec. 142. Training and technical assistance.

Sec. 143. Assistance to State Commissions.

Sec. 144. Grants to States; disability funds; reduction in Corporation costs.

Sec. 145. Volunteer generation.

Sec. 146. Selection of national service participants.

Sec. 147. Release for compelling personal circumstances.

Sec. 148. Adjustments to living allowance.

Sec. 149. Waiver of requirements regarding matching funds and use of
assistance.

Subtitle D—Amendments to Subtitle D (National Service Trust and Provision of National Service Educational Awards)

- Sec. 151. Availability of funds in the National Service Trust.
- Sec. 152. Individuals eligible to receive a national service educational award from the Trust.
- Sec. 153. Disbursement of national service educational awards.
- Sec. 154. National Service Scholarship Program.

Subtitle E—Amendments to Subtitle E (National Civilian Community Corps)

- Sec. 161. Purpose.
- Sec. 162. Program Components.
- Sec. 163. Minimum age.
- Sec. 164. Team Leaders.
- Sec. 165. Consultation with State Commissions.
- Sec. 166. Authorized benefits for Corps members.
- Sec. 167. Permanent cadre.
- Sec. 168. Advisory Board.

Subtitle F—Amendments to Subtitle F (Administrative Provisions)

- Sec. 171. Notice, hearing, and grievance procedures.
- Sec. 172. Resolution of displacement complaints.
- Sec. 173. Agreements with States.

Subtitle G—Amendments to Subtitle G (Corporation for National and Community Service)

- Sec. 181. Terms of office.
- Sec. 182. Peer reviewers.
- Sec. 183. Officers.

Subtitle H—Amendment to Title III (Points of Light Foundation)

- Sec. 191. Points of Light Foundation.

Subtitle I—Amendments to Title V (Authorization of Appropriations)

- Sec. 196. Authorization of appropriations.

TITLE II—AMENDMENTS TO THE DOMESTIC VOLUNTEER SERVICE ACT OF 1973

- Sec. 201. References.

Subtitle A—Amendments to Title I (National Volunteer Antipoverty Programs)

- Sec. 211. Purpose of the VISTA program.
- Sec. 212. Authority to operate VISTA program.
- Sec. 213. Recruitment.
- Sec. 214. Assistance in post-service transition.
- Sec. 215. Cost-sharing.
- Sec. 216. Limitation on number of terms of service.

- Sec. 217. Grievance procedure.
- Sec. 218. Competition requirement for grants and contracts.
- Sec. 219. Repeal of VISTA literacy corps.
- Sec. 220. Emphasis on merit selection of projects.
- Sec. 221. Repeal of Special Volunteer Programs.

Subtitle B—Amendments to Title II (National Senior Volunteer Corps)

- Sec. 231. Change in name.
- Sec. 232. Purpose.
- Sec. 233. Grants and contracts for volunteer service projects.
- Sec. 234. Age-related eligibility for enrollment.
- Sec. 235. Agreement on services.
- Sec. 236. Definition of low-income persons.
- Sec. 237. Participation regardless of income.
- Sec. 238. Foster Grandparent Leaders.
- Sec. 239. Age-related eligibility for enrollment.
- Sec. 240. Senior Companion Leaders.
- Sec. 241. Programs of national significance.

Subtitle C—Amendments to Title IV (Administration and Coordination)

- Sec. 251. Family and medical leave.
- Sec. 252. Coordination of evaluation activities.

Subtitle D—Amendments to Title V (Authorization of Appropriations)

- Sec. 261. Authorization of appropriations for VISTA program.
- Sec. 262. Authorization of appropriations for National Senior Service Corps.
- Sec. 263. Administration and coordination.
- Sec. 264. Evaluation.

TITLE III—TECHNICAL AMENDMENTS

Subtitle A—Technical Amendments to the National and Community Service Act of 1990

- Sec. 301. References.
- Sec. 302. Technical amendments to subtitle A.
- Sec. 303. Technical amendments to subtitle B.
- Sec. 304. Technical amendments to subtitle C.
- Sec. 305. Technical amendments to subtitle D.
- Sec. 306. Technical amendments to subtitle E.
- Sec. 307. Technical amendments to subtitle F.
- Sec. 308. Technical amendments to subtitle G.
- Sec. 309. Technical amendments to subtitle H.

Subtitle B—Technical Amendments to the Domestic Volunteer Service Act of 1973

- Sec. 311. References.
- Sec. 312. Technical amendments to title I.
- Sec. 313. Technical amendments to title II.
- Sec. 314. Technical amendments to title IV.

TITLE IV—AMENDMENTS TO OTHER LAWS

Sec. 401. Higher Education Act of 1965.

Sec. 402. Public Lands Corps.

Sec. 403. Urban Youth Corps.

Sec. 404. Erroneous reference to Secretary of Education.

Sec. 405. Reference to National and Community Service Trust Act of 1993.

1 TITLE I—AMENDMENTS TO NA- 2 TIONAL AND COMMUNITY 3 SERVICE ACT OF 1990

4 SEC. 101. REFERENCES.

5 Except as otherwise specifically provided, whenever in
6 this title an amendment or repeal is expressed in terms
7 of an amendment to, or repeal of, a provision, the ref-
8 erence shall be considered to be made to a provision of
9 the National and Community Service Act of 1990 (42
10 U.S.C. 12501 et seq.).

11 Subtitle A—Amendments to 12 Subtitle A (General Provisions)

13 SEC. 111. PURPOSES OF ACT.

14 Section 2(b) (42 U.S.C. 12501(b)) is amended—

15 (1) in paragraph (7), by striking “citizens;
16 and” and inserting “citizens;”;

17 (2) in paragraph (8), by striking the period and
18 inserting “; and”; and

19 (3) by adding at the end the following:

20 “(9) expand and strengthen service-learning
21 programs to improve the education of children and

1 youth and to maximize the benefits of national and
2 community service.”.

3 **SEC. 112. DEFINITIONS.**

4 Section 101 (42 U.S.C. 12511) is amended—

5 (1) in paragraph (17)(B), by striking “program
6 in which the participant is enrolled” and “inserting
7 organization or organizations receiving assistance
8 under the national service laws through which the
9 participant enrolls in an approved national service
10 position”;

11 (2) in paragraph (26), by striking the second
12 sentence; and

13 (3) by inserting after paragraph (29) the fol-
14 lowing:

15 “(30) STATE AGENCY FOR HIGHER EDU-
16 CATION.—The term State agency for higher edu-
17 cation means the State board of higher education or
18 other agency or officer primarily responsible for the
19 State supervision of higher education or, if there is
20 no such officer or agency, an officer or agency des-
21 ignated for the purpose of carrying out this title by
22 the Governor or by State law.”.

1 **Subtitle B—Amendments to Sub-**
 2 **title B (School-Based and Com-**
 3 **munity-Based Service-Learning**
 4 **Programs)**

5 **SEC. 121. RECIPIENTS OF SCHOOL-BASED GRANTS.**

6 Section 111 (42 U.S.C. 12521) is amended—

7 (1) in the heading, by striking “**AUTHORITY**
 8 **TO ASSIST STATES AND INDIAN TRIBES**” and in-
 9 serting “**AUTHORITY TO MAKE GRANTS AND AL-**
 10 **LOTMENTS**”;

11 (2) in subsection (a)—

12 (A) in the matter preceding paragraph (1),
 13 by striking “(through State educational agen-
 14 cies), and to Indian tribes,”;

15 (B) in paragraph (1), by striking “or In-
 16 dian tribes (which may be accomplished through
 17 grants or contracts with qualified organiza-
 18 tions)”;

19 (C) in paragraph (3), by striking “para-
 20 graph (2); and” and inserting “paragraph
 21 (2);”;

22 (D) in paragraph (4), by striking the pe-
 23 riod and inserting “; and”; and

24 (E) by adding at the end the following:

1 “(5) providing training and technical assistance
2 to service-learning programs.”;

3 (3) in subsection (c)—

4 (A) by striking “A partnership, local edu-
5 cational agency, or other qualified organization”
6 and inserting “An entity”; and

7 (B) by inserting “training and technical
8 assistance”, before “and evaluations”; and

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

10 “(d) STATE ADMINISTRATION.—

11 “(1) A State may apply for assistance under
12 this subpart either through a State educational
13 agency or through a State Commission.

14 “(2) If a State applies for assistance under this
15 subpart through a State Commission, all references
16 in this subpart to a State educational agency shall
17 be deemed to include a State Commission.

18 “(3) A State receiving assistance under this
19 subpart must ensure that the State educational
20 agency and the State Commission coordinate their
21 respective activities.”.

22 **SEC. 122. STREAMLINING SCHOOL-BASED APPLICATIONS.**

23 Subpart A is amended by striking section 111A (42
24 U.S.C. 12522), section 111B (42 U.S.C. 12523), and sec-
25 tion 114 (42 U.S.C. 12526).

1 **SEC. 123. GRANTS AND ALLOTMENTS.**

2 Section 112 (42 U.S.C. 12524) is amended—

3 (1) by striking “subsection (a)”;

4 (2) by redesignating subsections (b), (c), and

5 (d) as subsections (a), (b), and (c), respectively;

6 (3) in subsection (a) (as redesignated by this
7 section)—

8 (A) in the matter preceding paragraph (1),

9 by striking “The Corporation through as fol-
10 lows” and inserting “From the remainder of
11 the funds appropriated and after the allotments
12 made pursuant to subpart D, the Corporation
13 will carry out this subpart for any fiscal year as
14 follows.”;

15 (B) in paragraph (1)—

16 (i) by striking “25 percent” and in-
17 serting “30 percent”; and

18 (ii) by striking “to—and all that fol-
19 lows” and inserting “to States.”;

20 (C) in paragraph (2), by striking “37.5
21 percent” each place it appears and inserting
22 “35 percent”; and

23 (D) in paragraph (3)—

24 (i) by striking “shall receive, under
25 paragraph (2), an allotment that is less
26 than the allotment such State received for

1 fiscal year 1993 under section 112(b) of
 2 this Act, as in effect on the day before the
 3 date of enactment of this part” and insert-
 4 ing “will receive under paragraph (2) an
 5 allotment that is less than \$100,000”; and
 6 (ii) by striking “25 percent” and in-
 7 serting “30 percent”;

8 (4) in subsection (b) (as redesignated by this
 9 section)—

10 (A) by striking “or Indian tribe” each
 11 place it appears;

12 (B) by striking “, and Indian tribes,”; and

13 (C) by striking “, after making any grants
 14 under section 111A to a partnership or agency
 15 described in such section,”; and

16 (5) in subsection (c) (as redesignated by this
 17 section)—

18 (A) by striking “subsections (a) and (b)”
 19 and inserting “subsection (a)”; and

20 (B) by striking “and Indian tribes”.

21 **SEC. 124. APPLICATIONS TO THE CORPORATION.**

22 Section 113 (42 U.S.C. 12525) is amended—

23 (1) in the heading, by striking “**STATE OR**
 24 **TRIBAL APPLICATIONS**” and inserting “**APPLICA-**
 25 **TIONS TO THE CORPORATION**;

1 (2) in subsection (a), by striking “a grant
2 under section 112(b)(1)” and all that follows
3 through Indian tribe, and inserting “assistance
4 under this subpart, an applicant”;

5 (3) in subsection (b)(2)(A), by striking “; and”
6 and inserting a semicolon;

7 (4) in subsection (b)(2)(B)—

8 (A) by striking “section 176(f)” and in-
9 serting “section 176(e)”;

10 (B) by striking “; and” and inserting a
11 semicolon; and

12 (5) by inserting after subsection (b)(2)(B) the
13 following:

14 “(C) the applicant selected programs on a
15 competitive basis; and”.

16 **SEC. 125. LIMITATIONS ON USES OF FUNDS.**

17 Section 116A (42 U.S.C. 12530) is amended—

18 (1) in subsection (a)(1), by striking “a State
19 educational agency”; and all that follows through
20 section 112 and inserting “the original recipient of
21 a grant or allotment under this subpart”;

22 (2) in subsection (b)(1)—

23 (A) by striking “Except as provided” and
24 inserting “Subject to the restrictions”;

(B) by striking “not more than 15 percent” and inserting “not more than 25 percent”;

(C) by striking “or Indian tribe”; and

(D) by striking “subsection (a), (b), (c), or (d) of section 112” and inserting “this subpart”; and

(3) by amending subsection (b)(2) to read as follows:

“(2) RESTRICTIONS.—The Chief Executive Officer may place restrictions on the types and amounts of activities authorized in paragraph (1).”.

SEC. 126. GENERAL AUTHORITY; STATE ADMINISTRATIVE FLEXIBILITY.

Section 117A (42 U.S.C. 12542) is amended—

(1) in subsection (a)—

(A) by striking “From the funds appropriated to carry out this subpart for a fiscal year,” and inserting “After the allotments made pursuant to subpart D,”; and

(B) by striking “, grantmaking entities, and qualified organizations”;

(2) by redesignating subsection (b) as subsection (c);

(3) by adding after subsection (a) the following:

1 “(b) STATE ADMINISTRATION.—

2 “(1) A State may apply for assistance under
3 this subpart either through a State educational
4 agency or through a State Commission.

5 “(2) If a State applies for assistance under this
6 subpart through a State educational agency, all ref-
7 erences in this subpart to a State Commission shall
8 be deemed to include a State educational agency.

9 “(3) A State receiving assistance under this
10 subpart must ensure that the State educational
11 agency and the State Commission coordinate their
12 respective activities.”; and

13 (4) in subsection (c) (as redesignated by this
14 section)—

15 (A) in paragraph (1), by striking “STATE
16 COMMISSIONS AND GRANTMAKING ENTITIES.—
17 A State Commission or grantmaking entity”
18 and inserting “GRANTMAKING.—A State Com-
19 mission”; and

20 (B) in paragraph (2), by striking “, other
21 than a grantmaking entity,”.

22 **SEC. 127. CLEARINGHOUSE.**

23 Section 118(b) (42 U.S.C. 12551(b)) is amended by
24 striking “PUBLIC OR PRIVATE NONPROFIT ORGANIZA-

1 TIONS”.—Public or private nonprofit organizations” and
 2 inserting “ELIGIBLE ORGANIZATIONS.—Organizations”.

3 **SEC. 128. INDIAN TRIBES AND U.S. TERRITORIES.**

4 Subtitle B is amended by adding after subpart C the
 5 following:

6 **“Subpart D—Indian Tribes and U.S. Territories**

7 **“SEC. 118A. INDIAN TRIBES AND U.S. TERRITORIES.**

8 “(a) ALLOTMENT.—Of the amounts appropriated to
 9 carry out subpart A and subpart B for any fiscal year,
 10 the Corporation is authorized to reserve an amount of not
 11 more than 3 percent for payments to Indian tribes, the
 12 United States Virgin Islands, Guam, American Samoa,
 13 and the Commonwealth of the Northern Mariana Islands,
 14 to be allotted in accordance with their respective needs.

15 “(b) RULES.—Unless specifically authorized other-
 16 wise by the Corporation, assistance under this subpart
 17 shall be provided and used in accordance with the applica-
 18 ble provisions of subpart A or subpart B, as the case may
 19 be.”.

20 **SEC. 129. MULTI-STATE, DEMONSTRATION, AND OTHER INI-**
 21 **TIATIVES.**

22 Subtitle B is further amended by adding after sub-
 23 part D, as added by section 128, the following:

1 **“Subpart E—Multi-State, Demonstration, and Other**
2 **Initiatives**

3 **“SEC. 118B. DEFINITIONS.**

4 “As used in this subpart:

5 “(1) GRANTMAKING ENTITY.—The term
6 grantmaking entity means a qualified organization
7 that—

8 “(A) submits an application under section
9 118C to make grants to qualified organizations;

10 “(B) was in existence at least one year be-
11 fore the date on which the entity submitted the
12 application; and

13 “(C) meets such other criteria as the Chief
14 Executive Officer may establish.

15 “(2) QUALIFIED ORGANIZATION.—The term
16 qualified organization has the same meaning given
17 the term in section 117.

18 **“SEC. 118C. GRANTS TO SUPPORT MULTI-STATE, DEM-**
19 **ONSTRATION, AND OTHER INITIATIVES.**

20 “(a) METHODS OF SUPPORTING ACTIVITIES.—From
21 the funds appropriated to carry out this subpart for a fis-
22 cal year, the Corporation may make grants to, or enter
23 into contracts or cooperative agreements with, eligible en-
24 tities to support multi-State, demonstration, or other ac-
25 tivities to improve or expand effective service-learning pro-
26 grams.

1 “(b) ELIGIBLE ENTITIES.—Eligible entities under
2 this subpart are—

3 “(1) grantmaking entities;

4 “(2) qualified organizations;

5 “(3) institutions of higher education; and

6 “(4) subdivisions of States.

7 “(c) AUTHORIZED ACTIVITIES.—Funds under this
8 subpart may be used to—

9 “(1) conduct school-based or community-based
10 programs in more than one State;

11 “(2) conduct school-based or community-based
12 programs of sufficient size to serve as national mod-
13 els;

14 “(3) replicate a school-based or community-
15 based program in more than one locality;

16 “(4) provide training and technical assistance
17 and to disseminate materials and information about
18 best practices to school-based and community-based
19 programs;

20 “(5) conduct programs that integrate elemen-
21 tary, secondary, and post-secondary students in serv-
22 ice-learning; or

23 “(6) other demonstration activities approved by
24 the Corporation.”.

1 **SEC. 130. HIGHER EDUCATION PROGRAMS FOR COMMU-**
2 **NITY SERVICE.**

3 Section 119 (42 U.S.C. 12561) is amended—

4 (1) in the heading, by striking “**INNOVATIVE**”;

5 (2) in subsection (a)—

6 (A) by striking “innovative” and inserting
7 “service-learning and”; and

8 (B) by striking “the period” and inserting
9 “and across the nation.”;

10 (3) in subsection (b)—

11 (A) in the matter preceding paragraph (1),
12 by striking “make grants to” and all that fol-
13 lows through pay for and inserting “pay for, by
14 grant, contract, or cooperative agreement,”;

15 (B) in paragraph (1), by striking “enabling
16 such an institution or partnership to create or
17 expand” and inserting “creating or expanding”;

18 (C) in paragraph (6), by striking “and”;

19 (D) in paragraph (7), by striking the pe-
20 riod and inserting “; and”; and

21 (E) by adding at the end the following:

22 “(4) supporting other activities described in
23 section 111(c).”;

24 (4) by redesignating subsections (c) through (g)
25 as subsections (d) through (h), respectively;

1 (5) by inserting after subsection (b) the follow-
2 ing:

3 “(c) ELIGIBLE APPLICANTS.—Eligible applicants
4 under this part are—

5 “(1) institutions of higher education (including
6 such institutions that apply as part of a consortium
7 of public or private nonprofit organizations);

8 “(2) State Commissions (as part of a consor-
9 tium that includes at least one institution of higher
10 education); and

11 “(3) State agencies for higher education (as
12 part of a consortium that includes at least one insti-
13 tution of higher education).”.

14 (6) in subsection (d)(1)(A) (as redesignated by
15 this section), by striking “carrying out a community
16 service project” and inserting “carrying out a serv-
17 ice-learning or community service project”;

18 (7) in subsection (e)(2)(A)(ii) (as redesignated
19 by this section), by striking “section 176(f)” and in-
20 serting “section 176(e)”; and

21 (8) in subsection (f) (as redesignated by this
22 section)—

23 (A) in the matter preceding paragraph
24 (1)(A), by striking “(1) IN GENERAL” and all
25 that follows through “proposals that—” and in-

1 serting: “In making grants and entering into
2 contracts under subsection (b), the Corporation
3 may give priority to proposals that—”;

4 (B) by striking paragraph (2);

5 (C) by redesignating subparagraphs (A)
6 through (G) of paragraph (1) as paragraphs (1)
7 through (7), respectively;

8 (D) in paragraph (1) (as redesignated by
9 this section), by striking “supporting the com-
10 munity service projects” and inserting “sup-
11 porting the service-learning and community
12 service projects”; and

13 (E) in paragraph (4) (as redesignated by
14 this section)—

15 (i) by redesignating clauses (i), (ii),
16 and (iii) as subparagraphs (A), (B), and
17 (C), respectively; and

18 (ii) in subparagraph (B) (as redesign-
19 ated by this section), by redesignating
20 subclauses (I), (II), and (III) as clauses
21 (i), (ii), and (iii), respectively.

1 **Subtitle C—Amendments to Sub-**
 2 **title C (National Service Trust**
 3 **Program)**

4 **SEC. 141. PROHIBITION ON GRANTS TO FEDERAL AGEN-**
 5 **CIES; LIMITS ON CORPORATION COSTS.**

6 Section 121 (42 U.S.C. 12571) is amended—

7 (1) in subsection (b)—

8 (A) in the matter preceding paragraph (1),
 9 by inserting “RESTRICTIONS ON” before
 10 “AGREEMENTS WITH FEDERAL AGENCIES”;

11 (B) in paragraph (1), by striking the sec-
 12 ond sentence; and

13 (C) by striking paragraph (2) and insert-
 14 ing the following:

15 “(2) PROHIBITION ON GRANTS.—The Corpora-
 16 tion may not provide a grant under this section to
 17 a Federal agency”; and

18 (C) in paragraph (3)—

19 (i) by striking “receiving assistance
 20 under this subsection” and inserting “op-
 21 erating a national service program”; and

22 (ii) by striking “using such assist-
 23 ance”;

24 (2) in subsection (d)—

1 (A) in paragraph (1), by striking “or (b)”;

2 and

3 (B) in paragraph (2)(A), by striking “or

4 (b)”;

5 (3) by adding at the end the following:

6 “(f) COST OF PARTICIPANTS.—

7 “(1) The Corporation’s share of the cost of po-
8 sitions approved under the national service laws, as
9 measured by the average budgeted cost per individ-
10 ual enrolled in an approved national service position,
11 including administrative and support costs attrib-
12 utable to such individuals, may not exceed—

13 “(A) \$16,000 in fiscal year 1998 funds;

14 “(B) \$15,000 in fiscal year 1999 funds;

15 and

16 “(C) \$15,000, adjusted for inflation after
17 1999, as measured each year by the Consumer
18 Price Index for all urban consumers published
19 by the Secretary of Labor, in fiscal years 2000
20 through 2002.

21 “(2) The limits in paragraph (1) are based on
22 aggregate Corporation expenditures attributable to
23 individuals enrolled in national service positions ap-
24 proved under the national service laws.”.

1 **SEC. 142. TRAINING AND TECHNICAL ASSISTANCE.**

2 Section 125 (42 U.S.C. 12575) is amended—

3 (1) in subsection (a)(1), by striking “national
4 service programs assisted under section 121” and in-
5 serting “programs assisted under the national serv-
6 ice laws”;

7 (2) in subsection (b), in the matter preceding
8 paragraph (1), by striking “described in section
9 121” and inserting “assisted under the national
10 service laws”; and

11 (3) in subsection (b)(2), by striking “under
12 such section or under a grant program conducted
13 using assistance provided under such section”.

14 **SEC. 143. ASSISTANCE TO STATE COMMISSIONS.**

15 Section 126 (42 U.S.C. 12576) is amended—

16 (1) in subsection (a)—

17 (A) in paragraph (1), by striking
18 “\$125,000” and inserting “\$200,000”; and

19 (B) in paragraph (2), by striking “, to-
20 gether with other Federal funds available” and
21 all that follows through assistance under this
22 subsection and inserting “may not exceed 66²/₃
23 percent of the costs to operate the State Com-
24 mission”; and

25 (2) by striking subsection (c).

1 **SEC. 144. GRANTS TO STATES; DISABILITY FUNDS; REDUC-**
2 **TION IN CORPORATION COSTS.**

3 Section 129 (42 U.S.C. 12581) is amended—

4 (1) in subsection (a)—

5 (A) by striking paragraph (1) and insert-
6 ing the following:

7 “(1) ALLOTMENT OF ASSISTANCE TO CERTAIN
8 STATES.—

9 “(A) Of the funds appropriated to and al-
10 located by the Corporation for provision of as-
11 sistance under subsection (a) of section 121 for
12 a fiscal year, the Corporation is authorized to
13 make a grant under section 121(a) (and a cor-
14 responding allotment of approved national serv-
15 ice positions) to each of the several States, the
16 District of Columbia, and the Commonwealth of
17 Puerto Rico that has an application approved
18 by the Corporation under section 133.

19 “(B) The grant allotment to each State
20 under subsection (a)(1) of section 121 for a fis-
21 cal year will be no less than the amount that
22 bears the same ratio to 40 percent of the allo-
23 cated funds for fiscal year 1999, 43 $\frac{1}{3}$ percent
24 of the allocated funds for fiscal year 2000, and
25 46 $\frac{1}{3}$ percent of the allocated funds for fiscal
26 years 2001 and 2002, as the case may be, as

1 the population of the State bears to the total
2 population of the several States, the District of
3 Columbia, and the Commonwealth of Puerto
4 Rico.

5 “(C) Notwithstanding subparagraph (B),
6 the minimum grant for each State under sub-
7 section (a)(1) of section 121 for each fiscal year
8 is authorized to be no less than \$500,000. ;

9 (B) in paragraph (2)—

10 (i) by striking “provision of assistance
11 under subsections (a) and (b) of section
12 121” and inserting “provision of assistance
13 under section 121(a)”; and

14 (ii) by striking the second sentence;

15 and

16 (C) in paragraph (3), by striking “sub-
17 sections (a) and (b) of section 121 for a fiscal
18 year, the Corporation may reserve 1 percent of
19 the allocated funds for grants under section
20 121(a)” and inserting “section 121(a) for a fis-
21 cal year, the Corporation may reserve one per-
22 cent for grants”;

23 (2) by striking subsection (b) and redesignating
24 subsections (c) through (g) as subsections (b)
25 through (f), respectively;

1 (3) in subsection (b) (as redesignated by this
2 section), by striking “or challenge grants under sub-
3 section (c) of such section”;

4 (4) in subsection (c) (as redesignated by this
5 section)—

6 (A) in paragraph (1)—

7 (i) by striking “provision of assistance
8 under subsections (a) and (b) of section
9 121” and inserting “provision of assistance
10 under section 121(a)”;

11 (ii) by striking “the Corporation shall
12 use not less than $33\frac{1}{3}$ percent of the allo-
13 cated funds to make grants to States” and
14 inserting “the Corporation will use no
15 more than $26\frac{2}{3}$ percent of the allocated
16 funds in fiscal year 1999, no more than
17 $23\frac{1}{3}$ percent of the allocated funds in fis-
18 cal year 2000, and no more than $20\frac{1}{3}$ per-
19 cent of the allocated funds in fiscal years
20 2001 and 2002, as the case may be, to
21 make grants to States”;

22 (B) in paragraph (2)—

23 (i) by striking “FEDERAL AGENCIES
24 AND OTHER APPLICANTS” and inserting
25 “OTHER APPLICANTS”;

1 (ii) by inserting “and before institu-
2 tions of higher education” ; and

3 (iii) by striking “, and Federal agen-
4 cies”;

5 (C) by striking paragraph (3) and redesign-
6 nating paragraphs (4) and (5) as paragraphs
7 (3) and (4), respectively;

8 (D) in paragraph (4)(A) (as redesignated
9 by this section), by striking the last sentence
10 and inserting “After providing grants to all en-
11 tities that demonstrate their eligibility under
12 subparagraphs (B) and (C), the Corporation
13 may use the balance, if any, of the reserved
14 funds consistent with the conditions or restric-
15 tions otherwise applicable to the funds”; and

16 (E) in paragraph (4)(B) (as redesignated
17 by this section)—

18 (i) in the heading, by striking “ASSIST
19 ENTITIES IN PLACING APPLICANTS WHO
20 ARE” and inserting “INCREASE THE PAR-
21 TICIPATION OF”;

22 (ii) in clause (i)(I), by striking “re-
23 ceive a grant to carry out a national serv-
24 ice program under paragraph (1) or (2)”
25 and inserting “receive assistance or an al-

lotment of approved national service positions under the national service laws”;

(iii) in clause (i)(II), by striking “a substantial number of”;

(iv) in clause (i)(III), by striking “placing a substantial number of such individuals with a disability as participants in projects carried out through the program” and inserting “increasing the participation of individuals with disabilities in activities carried out under the national service laws”; and

(v) in clause (ii), by striking “as funds made available through a grant made under paragraph (1) or (2)” and inserting “as the supplemented grant or allotment”; and

(5) by adding at the end the following:

“(g) RESERVATION OF FUNDS TO SUPPORT PROGRAMS REDUCING CORPORATION COSTS.—

“(1) From amounts appropriated for a fiscal year to provide financial assistance under this subtitle and consistent with the restriction in paragraph (2), the Corporation may reserve an amount up to \$15,000,000 to provide operational assistance to

1 programs that receive approved national service posi-
 2 tions but do not receive funds under section 121(a).

3 “(2) Operational support under this subsection
 4 may not exceed \$1,000 per individual enrolled in an
 5 approved national service position.

6 “(3) The Chief Executive Officer may waive, or
 7 specify alternative requirements for, requirements
 8 otherwise provided in this subtitle in connection with
 9 national service positions approved under this sub-
 10 section after determining that such action will fur-
 11 ther the purposes of the national service laws.

12 “(4) Notwithstanding paragraph (3), the Chief
 13 Executive Officer may not waive, or specify alter-
 14 native requirements for, any of the requirements of
 15 sections 130 and 131 relating to consultation with,
 16 and the concurrence of, labor organizations.”.

17 **SEC. 145. VOLUNTEER GENERATION.**

18 Section 133(c) (42 U.S.C. 12585(c)) is amended by
 19 redesignating paragraph (8) as paragraph (9) and insert-
 20 ing after paragraph (7) the following:

21 “(8) If applicable, the extent to which the pro-
 22 gram generates the involvement of volunteers.”.

23 **SEC. 146. SELECTION OF NATIONAL SERVICE PARTICI-**
 24 **PANTS.**

25 Section 138 (42 U.S.C. 12592) is amended—

1 (1) in subsection (e)(3), by striking the second
2 sentence; and

3 (2) by inserting after subsection (e)(3) the fol-
4 lowing:

5 “(4) STATUS OF LEADERS UNDER FEDERAL
6 LAW.—

7 “(A) IN GENERAL.—Except as otherwise
8 provided in this section, individuals who receive
9 special leadership training from the Corporation
10 prior to and upon assignment by the Corpora-
11 tion to national service programs shall not, by
12 reason of their status as such leaders, be con-
13 sidered Federal employees or be subject to the
14 provisions of law relating to Federal employ-
15 ment.

16 “(B) WORK-RELATED INJURIES.—

17 “(i) IN GENERAL.—For purposes of
18 subchapter I of chapter 81 of title 5,
19 United States Code, relating to the com-
20 pensation of Federal employees for work
21 injuries, individuals specified in paragraph
22 (A) shall be considered as employees of the
23 United States within the meaning of the
24 term employee, as defined in section 8101
25 of such title.

1 “(ii) TORT CLAIMS PROCEDURE.—In-
 2 dividuals specified in subparagraph (A)
 3 shall be considered employees of the
 4 United States for purposes of chapter 171
 5 of title 28, United States Code, relating to
 6 tort claims liability and procedure.”.

7 **SEC. 147. RELEASE FOR COMPELLING PERSONAL CIR-**
 8 **CUMSTANCES.**

9 Section 139(c) (42 U.S.C. 12593(c)) is amended—
 10 (1) in paragraph (1)(A), by striking “as dem-
 11 onstrated by the participant” and inserting “as de-
 12 termined by the organization responsible for grant-
 13 ing a release, if the participant has performed satis-
 14 factorily and has completed at least 15 percent of
 15 the original term of service”;

16 (2) in paragraph (2)(A), by striking “provide to
 17 the participant that portion of the national service
 18 educational award” and inserting “certify the par-
 19 ticipant’s eligibility for that portion of the national
 20 service educational award”; and

21 (3) in paragraph (2)(B), by striking “to allow
 22 return to the program with which the individual was
 23 serving in order”.

24 **SEC. 148. ADJUSTMENTS TO LIVING ALLOWANCE.**

25 Section 140 (42 U.S.C. 12594) is amended—

1 (1) in subsection (a)—

2 (A) in paragraph (1)—

3 (i) by striking paragraph (3) and in-
4 serting paragraphs (3) and (4); and

5 (ii) by inserting “for twelve months
6 before on a full-time basis”;

7 (B) by redesignating paragraphs (4), (5),
8 and (6) as paragraphs (5), (6), and (7), respec-
9 tively; and

10 (C) by inserting after paragraph (3) the
11 following:

12 “(4) ADJUSTMENT FOR FEDERAL WORK-STUDY
13 STUDENTS.—The living allowance that may be pro-
14 vided to an individual whose term of service includes
15 hours for which the individual receives Federal
16 Work-Study wages shall be reduced by the amount
17 of the individual’s Federal Work-Study award”;

18 (D) in paragraph (5) (as redesignated by
19 this section) by striking “a reduced term of
20 service under section 139(b)(3)” and inserting
21 “a term of service that is less than twelve
22 months”;

23 (2) in subsection (h), by striking “a third, or
24 subsequent, term” and inserting “more than two
25 terms”.

1 **SEC. 149. WAIVER OF REQUIREMENTS REGARDING MATCH-**
2 **ING FUNDS AND USE OF ASSISTANCE**

3 Subtitle C is amended by adding at the end the fol-
4 lowing:

5 **“SEC. 142. WAIVER OF MATCH REQUIREMENTS AND RULES**
6 **ON USE OF FUNDS.**

7 “(a) WAIVER AUTHORITY.—Except as provided in
8 subsection (b), the Corporation may, upon a determination
9 of the Chief Executive Officer that such action furthers
10 the purposes of the national service laws, waive or specify
11 alternative requirements for the matching fund require-
12 ments under sections 121(e) and 140 and rules on the
13 use of assistance applicable to programs funded under this
14 subtitle.

15 “(b) EXCEPTIONS.—The Corporation may not waive,
16 or specify alternative requirements for, the requirements
17 under sections 171, 173, 174, 175, 177, 180, 183, and
18 184, or the requirements under sections 130 and 131 re-
19 lating to consultation with, and the concurrence of, labor
20 organizations.”.

1 **Subtitle D—Amendments to Sub-**
2 **title D (National Service Trust**
3 **and Provision of National Serv-**
4 **ice Educational Awards**

5 **SEC. 151. AVAILABILITY OF FUNDS IN THE NATIONAL SERV-**
6 **ICE TRUST.**

7 Section 145 (42 U.S.C. 12601) is amended—

8 (1) in subsection (a)(1)—

9 (A) in subparagraph (A), by striking
10 “and”; and

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

12 “(C) national service scholarships; and

13 “(D) administrative expenses necessary to
14 ensure effective management of the Trust;”;

15 (2) in subsection (a)(2), by striking “pursuant
16 to section 196(a)(2)” and inserting “pursuant to
17 section 196(a)(2), if the terms of such donations di-
18 rect that they be deposited in the National Service
19 Trust”;

20 (3) in subsection (c), by striking “for payments
21 of national service educational awards in accordance
22 with section 148.” and inserting “for—”

23 “(1) payments of national service educational
24 awards in accordance with section 148;

1 “(2) payments of interest in accordance with
2 section 148(e);

3 “(3) the Federal share of national service schol-
4 arships in accordance with section 149; and

5 “(4) the necessary cost of administering the
6 disbursement of funds under this subtitle”; and

7 (4) in subsection (d)—

8 (A) in paragraph (3)(B), by striking
9 “and”;

10 (B) in paragraph (4), by striking the pe-
11 riod and inserting “; and”; and

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

13 “(5) identify the number of students who have
14 received national service scholarships and specify the
15 amount of Federal and matching funds expended on
16 an annual basis on the national service scholar pro-
17 gram; and

18 “(6) specify the amount expended on adminis-
19 trative costs during the preceding fiscal year.”.

20 **SEC. 152. INDIVIDUALS ELIGIBLE TO RECEIVE A NATIONAL**
21 **SERVICE EDUCATIONAL AWARD FROM THE**
22 **TRUST.**

23 Section 146 (42 U.S.C. 12602) is amended—

24 (1) in subsection (a)—

1 (A) in the matter preceding paragraph (1),
2 by striking “if the individual” and inserting “if
3 the organization responsible for supervision cer-
4 tifies that the individual”;

5 (B) by striking paragraphs (1), (2), and
6 (3) and inserting the following:

7 “(1) met the applicable eligibility requirements
8 for the position; and

9 “(2)(A) successfully completed the required
10 term of service described in subsection (b) in an ap-
11 proved national service position; or

12 “(B)(i) satisfactorily performed prior to being
13 granted a release for compelling personal cir-
14 cumstances under section 139(c); and

15 “(ii) served at least 15 percent of the required
16 term of service described in subsection (b); and”;
17 and

18 (C) by redesignating paragraph (4) as
19 paragraph (3); and

20 (2) by striking subsection (c) and inserting the
21 following:

22 “(c) LIMITATION ON RECEIPT OF EDUCATIONAL
23 AWARDS.—An individual may receive no more than the
24 aggregate value of two full-time national service edu-
25 cational awards.”.

1 **SEC. 153. DISBURSEMENT OF NATIONAL SERVICE EDU-**
2 **CATIONAL AWARDS.**

3 Section 148 (42 U.S.C. 12604) is amended—

4 (1) in subsection (a)—

5 (A) in paragraph (3), by striking “and”;

6 (B) by redesignating paragraph (4) as
7 paragraph (5); and

8 (C) by inserting after paragraph (3) the
9 following:

10 “(4) to pay expenses incurred in enrolling in an
11 educational institution or training establishment that
12 meets the requirements of chapter 36 of title 38,
13 United States Code (38 U.S.C. 3451)”;

14 (2) in subsection (b)(7)—

15 (A) in subparagraph (A)—

16 (i) by striking “section 428B” and in-
17 serting “section 428B or 451”; and

18 (ii) by striking “and”;

19 (B) in subparagraph (B), by striking the
20 period and inserting; “and”; and

21 (C) by adding the following:

22 “(C) any loan—

23 “(i) made directly to a student by an
24 eligible lender, as defined by section 435 of
25 the Higher Education Act of 1965 (20
26 U.S.C. 1085); and

1 “(ii) used to attend an institution of
2 higher education; and

3 “(D) any loan—

4 “(i) made directly to a student; and

5 “(ii) determined by an institution of
6 higher education to be necessary to cover
7 a student s cost of attendance at the insti-
8 tution.

9 (3) in subsection (c)(6)(B)—

10 (A) in clause (i), by striking “the students
11 estimated financial assistance for such period
12 under part A of” and inserting “financial as-
13 sistance received by the student for such period
14 under”; and

15 (B) in clause (ii), by striking “the stu-
16 dent’s veterans education benefits,” and insert-
17 ing “veterans education benefits received by the
18 student, as”;

19 (4) in subsection (e), by striking “subsection
20 (b)(6)” and inserting “subsection (b)(7)”; and

21 (5) in subsection (f), by striking “Director” and
22 inserting “Chief Executive Officer”.

23 **SEC. 154. NATIONAL SERVICE SCHOLARSHIP PROGRAM.**

24 Subtitle D is amended by adding at the end the fol-
25 lowing:

1 **“SEC. 149. NATIONAL SERVICE SCHOLARSHIP PROGRAM.**

2 “(a) PROGRAM AUTHORIZED.—The Corporation may
3 use amounts in the Trust to support a national service
4 scholarship program to recognize high school juniors and
5 seniors who are engaged in outstanding community serv-
6 ice.

7 “(b) APPROVED USE OF SCHOLARSHIPS.—The Cor-
8 poration may use amounts in the Trust to supplement lo-
9 cally-funded scholarships to help cover an individual’s
10 postsecondary education or job training costs.

11 “(c) CORPORATION SHARE.—The Corporation’s
12 share of an individual’s scholarship under this program
13 may not exceed \$500.”.

14 **Subtitle E—Amendments to Sub-**
15 **title E (National Civilian Com-**
16 **munity Corps)**

17 **SEC. 161. PURPOSE.**

18 Section 151 (42 U.S.C. 12611) is amended—

19 (1) in paragraph (3), by striking “and following
20 the semicolon at the end thereof”;

21 (2) in paragraph (4), by striking the period and
22 inserting “; and”; and

23 (3) by adding at the end the following:

24 “(5) whether such programs can meet national
25 and community needs related to natural and other
26 disasters in coordination with the Federal Emer-

1 agency Management Agency and other public and pri-
2 vate organizations.

3 **SEC. 162. PROGRAM COMPONENTS.**

4 Section 152 (42 U.S.C. 12612) is amended—

5 (1) in subsection (b)(1), by striking “national
6 service program” and inserting “residential national
7 service program”; and

8 (2) by striking subsection (c).

9 **SEC. 163. MINIMUM AGE.**

10 Section 153(b) (42 U.S.C. 12613(b)) is amended—

11 (1) in paragraph (1), by striking “at least 16”
12 and inserting “at least 18 years of age by December
13 31 in the calendar year in which the individual en-
14 rolls in the program”; and

15 (2) by striking paragraph (2) and inserting the
16 following:

17 “(2)(A) has received a high school diploma or
18 its equivalent; or

19 “(B)(i) has not dropped out of an elementary
20 or secondary school to enroll in the program; and

21 “(ii) agrees to obtain a high school diploma or
22 its equivalent.”.

23 **SEC. 164. TEAM LEADERS.**

24 Section 155 (42 U.S.C. 12615) is amended by insert-
25 ing after subsection (b)(3) the following:

1 “(4) TEAM LEADERS.—The Director may select
 2 individuals with prior supervisory or service experi-
 3 ence to be Team Leaders in the National Civilian
 4 Community Corps to perform service that includes
 5 leading and supervising teams of Corps Members.
 6 Team Leaders shall—

7 “(A) be selected without regard to the age
 8 limitation under section 153(b)(1);

9 “(B) be members of the National Civilian
 10 Community Corps; and

11 “(C) be provided the rights and benefits
 12 applicable to Corps Members, except that the
 13 limitation on the amount of living allowance
 14 under section 158(b) shall not apply.”.

15 **SEC. 165. CONSULTATION WITH STATE COMMISSIONS.**

16 Section 157 (42 U.S.C. 12617) is amended—

17 (1) in subsection (b)(2), by inserting “State
 18 Commissions,” before “and persons involved in other
 19 youth service programs.”; and

20 (2) in subsection (c), by inserting after para-
 21 graph (2) the following:

22 “(3) ENVIRONMENTAL PROJECTS AND DISAS-
 23 TER ASSISTANCE.—The Director shall place appro-
 24 priate emphasis on projects addressing the environ-
 25 ment and in support of disaster relief efforts.”.

1 **SEC. 166. AUTHORIZED BENEFITS FOR CORPS MEMBERS.**

2 Section 158 (42 U.S.C. 12618) is amended—

3 (1) by striking subsections (e) and (g); and

4 (2) by redesignating subsection (f) as sub-
5 section (e).

6 **SEC. 167. PERMANENT CADRE.**

7 Section 159(c) (42 U.S.C. 12619(c)) is amended—

8 (1) in paragraph (2)—

9 (A) in subparagraph (A), by striking “The
10 Director shall establish a permanent cadre of”
11 and inserting “The Chief Executive Officer
12 shall establish a permanent cadre that includes
13 the Director and other appointed”;

14 (B) in subparagraph (B), by striking “The
15 Director shall appoint the members” and in-
16 serting “The Chief Executive Officer shall con-
17 sider the recommendations of the Director in
18 appointing the other members”; and

19 (C) in subparagraph (C), by striking “the
20 Director” and inserting “the Chief Executive
21 Officer”; and

22 (2) in the first sentence of paragraph (3), by
23 striking “the members” and inserting “other
24 members”.

25 **SEC. 168. ADVISORY BOARD.**

26 Section 163 (42 U.S.C. 12623) is amended—

1 (1) in subsection (a), by inserting “the Chief
2 Executive Officer and” before “the Director”; and

3 (2) in subsection (b)—

4 (A) in paragraph (8), by inserting “non-
5 profit organizations,” before “industry, youth,
6 and labor unions”; and

7 (B) in paragraph (9), by striking “Chief
8 Executive Officer” and inserting “Director of
9 the Federal Emergency Management Agency”.

10 **Subtitle F—Amendments to Sub-**
11 **title F (Administrative Provi-**
12 **sions)**

13 **SEC. 171. NOTICE, HEARING, AND GRIEVANCE PROCE-**
14 **DURES.**

15 Section 176 (42 U.S.C. 12636) is amended—

16 (1) in subsection (a)—

17 (A) in paragraph (1)—

18 (i) by striking “a contract or grant
19 providing assistance” and inserting “an
20 agreement providing assistance”;

21 (ii) by striking “related to the grant
22 or contract” and inserting “related to the
23 agreement”; and

1 (iii) by striking “any such grant or
2 contract issued” and inserting “any agree-
3 ment made”; and

4 (B) in paragraph (2)—

5 (i) in subparagraph (A), by striking
6 “of this title”; and

7 (ii) in subparagraph (B), by striking
8 “applicable terms and conditions of this
9 title” and inserting “the applicable terms
10 and conditions”;

11 (2) by striking subsections (b) and (f);

12 (3) by redesignating subsections (c), (d), and
13 (e) as subsections (b), (c), and (d), respectively; and

14 (4) by inserting after subsection (d) (as redesign-
15 nated by this section) the following:

16 “(e) PARTICIPANT GRIEVANCES.—

17 “(1) GRIEVANTS; SUBJECT-MATTER.—Partici-
18 pants in national service programs under this title,
19 including individuals applying for selection as par-
20 ticipants, may file grievances regarding the terms
21 and conditions of service or any adverse action taken
22 against the individual participant or applicant.

23 “(2) DEADLINE FOR FILING.—A participant
24 grievance must be filed no later than 90 days after

1 the date of the alleged occurrence of the event that
2 is the subject of the grievance.

3 “(3) REMEDIES.—Remedies for a participant
4 grievance are limited to—

5 “(A) the selection or reinstatement of the
6 individual applicant or participant, as the case
7 may be, with commensurate provision of partici-
8 pant benefits under sections 140 and 141; and

9 “(B) other prospective changes in the
10 terms and conditions of service.

11 “(4) ADDITIONAL RULES.—The Chief Executive
12 Officer may prescribe other rules for participant
13 grievances.”.

14 **SEC. 172. RESOLUTION OF DISPLACEMENT COMPLAINTS.**

15 Section 177 (42 U.S.C. 12637) is amended—

16 (1) by redesignating subsections (c), (d), and
17 (e) as subsections (d), (e), and (f); and

18 (2) by adding after subsection (b) the following:

19 “(c) RESOLUTION OF COMPLAINTS.—

20 “(1) HEARINGS.—An organization that receives
21 assistance under this title shall establish and main-
22 tain procedures for the filing and adjudication of
23 complaints regarding subsection (b).

1 “(2) COMPLAINANTS.—Complaints may be filed
2 by labor organizations and other persons affected by
3 the alleged violation of subsection (b).

4 “(3) DEADLINES.—The organization shall—

5 “(A) accept any complaint that is filed
6 within 90 days of the date of the alleged occur-
7 rence of the event that is the subject of the
8 complaint.

9 “(B) conduct a hearing not later than 30
10 days after the filing of the complaint.

11 “(C) make a decision not later than 60
12 days after the filing of the complaint.

13 “(4) ARBITRATION.—

14 “(A) IN GENERAL.—

15 “(i) JOINTLY SELECTED ARBITRA-
16 TOR.—In the event of a decision on a com-
17 plaint that is adverse to the complainant,
18 or 60 days after the filing of such com-
19 plaint if no decision has been reached, such
20 party shall be permitted to submit such
21 complaint to binding arbitration before a
22 qualified arbitrator who is jointly selected
23 and independent of the interested parties.

24 “(ii) APPOINTED ARBITRATOR.—If
25 the parties cannot agree on an arbitrator,

1 the Chief Executive Officer shall appoint
2 one.

3 “(B) DEADLINE FOR PROCEEDING.—An
4 arbitration proceeding shall be held not later
5 than 45 days after the request for such arbitra-
6 tion proceeding, or, if the arbitrator is ap-
7 pointed by the Chief Executive Officer in ac-
8 cordance with subparagraph (A)(ii), not later
9 than 30 days after the appointment of such ar-
10 bitrator.

11 “(C) DEADLINE FOR DECISION.—A deci-
12 sion concerning a complaint shall be made not
13 later than 30 days after the date such arbitra-
14 tion proceeding begins.

15 “(D) COST.—

16 “(i) IN GENERAL.—Except as pro-
17 vided in clause (ii), the cost of an arbitra-
18 tion proceeding shall be divided evenly be-
19 tween the parties to the arbitration.

20 “(ii) EXCEPTION.—If a labor organi-
21 zation or other affected individual prevails
22 under a binding arbitration proceeding, the
23 organization receiving assistance under
24 this title that is a party to such arbitration
25 shall pay the total cost of such proceeding

1 and the attorneys' fees of such labor orga-
2 nization or other affected individual, as the
3 case may be.

4 “(E) REMEDIES.—Remedies under this
5 subsection include—

6 “(i) reinstatement of the displaced
7 employee to the position held by such em-
8 ployee prior to displacement;

9 “(ii) payment of lost wages and bene-
10 fits of the displaced employee;

11 “(iii) reestablishment of other relevant
12 terms, conditions, and privileges of employ-
13 ment of the displaced employee; and

14 “(iv) such equitable relief as is nec-
15 essary to correct any violation of sub-
16 section (a) or (b) of section 177 or to
17 make the displaced employee whole.

18 “(F) ENFORCEMENT OF ARBITRATION
19 AWARDS.—Suits to enforce arbitration awards
20 under this subsection may be brought in any
21 district court of the United States having juris-
22 diction of the parties, without regard to the
23 amount in controversy and without regard to
24 the citizenship of the parties.

1 “(G) ADDITIONAL RULES.—The Chief Ex-
 2 ecutive Officer may prescribe other rules for the
 3 resolution of complaints under this sub-
 4 section.”.

5 **SEC. 173. AGREEMENTS WITH STATES.**

6 Section 178 (42 U.S.C. 12638) is amended—

7 (1) in subsection (c)(1), by adding at the end
 8 thereof the following:

9 “(J) A representative of the volunteer sec-
 10 tor.”;

11 (2) in subsection (c)(3), by striking “, unless
 12 the State permits the representative to serve as a
 13 voting member of the State Commission or alter-
 14 native administrative entity”; and

15 (3) by adding at the end the following:

16 “(k) AUTHORITY TO ENTER INTO SERVICE COL-
 17 LABORATION AGREEMENTS WITH STATES.—

18 “(1) IN GENERAL.—

19 “(A) Consistent with subparagraph (B),
 20 the Chief Executive Officer may, after deter-
 21 mining that such action furthers the purposes
 22 of the national service laws, enter into a service
 23 collaboration agreement with a Governor to im-
 24 prove the delivery of national service programs
 25 in a State.

1 “(B) If primary responsibility for the State
2 supervision of public elementary and secondary
3 schools is vested under State law in another
4 agency or official, the service collaboration
5 agreement shall include that agency or official.

6 “(2) PURPOSE AND CHARACTERISTICS OF SERV-
7 ICE COLLABORATION AGREEMENTS.—

8 “(A) The purpose of service collaboration
9 agreements is to improve the coordinated plan-
10 ning and administration of national service pro-
11 grams in a State.

12 “(B) Agreements shall identify impedi-
13 ments to efficient administration and operation
14 of national service programs in the State and
15 include measures, including waivers or delega-
16 tions under paragraphs (3) and (4), to improve
17 the ability of programs to address unmet com-
18 munity needs in the State.

19 “(C) The Chief Executive Officer may de-
20 termine the form and duration of agreements
21 under this subsection, except that the duration
22 of an agreement may not exceed three years.

23 “(3) WAIVER AUTHORITY.—

24 “(A) IN GENERAL.—Except as provided in
25 subparagraph (B), the Chief Executive Officer

1 may waive, or specify alternative requirements
2 for, requirements of the national service laws if
3 the Chief Executive Officer determines that
4 such action furthers the purposes of those laws.

5 “(B) EXCEPTIONS.—The Chief Executive
6 Officer may not waive, or specify alternative re-
7 quirements for, the requirements under sections
8 145, 146, 147, 148, 149, 171, 173, 174, 175,
9 177, 180, 183, and 184, or the requirements
10 under sections 114, 117C, 119, 130, and 131
11 relating to consultation with, and the concur-
12 rence of, labor organizations.

13 “(4) DELEGATION AUTHORITY.—The Chief Ex-
14 ecutive Officer may, after determining that such ac-
15 tion furthers the purposes of the national service
16 laws, delegate to a Governor the authority to carry
17 out functions that are otherwise reserved to the Cor-
18 poration in connection with the administration of
19 programs established under the national service laws
20 that operate in the Governor’s State. The Chief Ex-
21 ecutive Officer may suspend or revoke for any rea-
22 son a delegation made under this paragraph.”.

1 **Subtitle G—Amendments to Sub-**
2 **title G (Corporation for Na-**
3 **tional and Community Service)**

4 **SEC. 181. TERMS OF OFFICE.**

5 Section 192 (42 U.S.C. 12651a) is amended—

6 (1) by amending subsection (c) to read as fol-
7 lows:

8 “(c) TERMS.—Subject to subsection (e), each ap-
9 pointed member shall serve for a term of 5 years”; and

10 (2) by adding at the end thereof the following:

11 “(e) SERVICE UNTIL APPOINTMENT OF SUCCES-
12 SOR.—A voting member of the Board whose term has ex-
13 pired may continue to serve until the earlier of—

14 “(1) the date on which a successor has taken
15 office; or

16 “(2) the date on which the Congress adjourns
17 sine die to end the session of Congress that com-
18 mences after the date on which the member’s term
19 expired.”.

20 **SEC. 182. PEER REVIEWERS.**

21 Section 193A (42 U.S.C. 12651d) is amended—

22 (1) in subsection (b)—

23 (A) in paragraph (9)(C), by striking the
24 semi-colon and inserting “and”;

25 (B) by striking paragraph (10); and

1 (C) by redesignating paragraph (11) as
 2 paragraph (10);

3 (2) in subsection (c)—

4 (A) in paragraph (9), by striking “and at
 5 the end thereof”;

6 (B) by redesignating paragraph (10) as
 7 paragraph (11); and

8 (C) by inserting after paragraph (9) the
 9 following:

10 “(10) obtain the opinions of peer reviewers in
 11 evaluating applications to the Corporation for assist-
 12 ance under this title; and”;

13 (3) by striking subsection (f); and

14 (4) by redesignating subsection (g) as sub-
 15 section (f).

16 **SEC. 183. OFFICERS.**

17 Section 194 (42 U.S.C. 12651e) is amended by strik-
 18 ing subsection (d).

19 **Subtitle H—Amendment to Title III**
 20 **(Points of Light Foundation)**

21 **SEC. 191. POINTS OF LIGHT FOUNDATION.**

22 Section 303 (42 U.S.C. 12662) is amended—

23 (1) by redesignating subsection (b) as sub-
 24 section (c); and

1 (2) by inserting after subsection (a) the follow-
 2 ing:

3 “(b) CORPORATION’S CHIEF EXECUTIVE OFFICER
 4 AS EX OFFICIO MEMBER OF BOARD OF DIRECTORS.—
 5 The Corporation’s Chief Executive Officer may serve as
 6 an ex officio, nonvoting member of the Foundation’s
 7 Board of Directors.”.

8 **Subtitle I—Amendments to Title V** 9 **(Authorization of Appropriations)**

10 **SEC. 196. AUTHORIZATION OF APPROPRIATIONS.**

11 Section 501 (42 U.S.C. 12681) is amended—

12 (1) in subsection (a)—

13 (A) in paragraph (1)(A), by striking “,
 14 \$45,000,000 for fiscal year 1994 and such
 15 sums as may be necessary for each of the fiscal
 16 years 1995 through 1996” and inserting “such
 17 sums as may be necessary for each of the fiscal
 18 years 1998 through 2002”;

19 (B) in paragraph (1)(B)—

20 (i) in clause (i) by striking “63.75”
 21 and inserting “50”;

22 (ii) in clause (ii)—

23 (I) by striking “11.25” and in-
 24 serting “10”; and

25 (II) by striking “and”;

1 (iii) by redesignating clause (iii) as
2 clause (iv); and

3 (iv) by adding after clause (ii) the fol-
4 lowing:

5 “(iii) not more than 15 percent shall
6 be available to provide financial assistance
7 under subpart E of part I of such subtitle;
8 and”;

9 (C) in paragraph (2)(A)—

10 (i) by striking “provide national serv-
11 ice educational awards” and inserting “ad-
12 minister the National Service Trust and
13 disburse national service educational
14 awards and scholarships”; and

15 (ii) by striking “\$300,000,000 for fis-
16 cal year 1994, \$500,000,000 for fiscal year
17 1995, and \$700,000,000 for fiscal year
18 1996” and inserting “such sums as may be
19 necessary for fiscal years 1998 through
20 2002”;

21 (D) in paragraph (3), by striking “fiscal
22 years 1995 through 1996” and inserting “fiscal
23 years 1998 through 2002”; and

24 (E) by amending paragraph (4) to read as
25 follows:

1 “(4) ADMINISTRATION.—There are authorized
 2 to be appropriated for the administration of this Act
 3 such sums as may be necessary for each of the fiscal
 4 years 1998 through 2002.”;

5 (2) in subsection (b), by striking “\$5,000,000
 6 for each of the fiscal years 1994 through 1996” and
 7 inserting “such sums as may be necessary for each
 8 of the fiscal years 1998 through 2002”; and—

9 (3) by striking subsection (d).

10 **TITLE II—AMENDMENTS TO THE** 11 **DOMESTIC VOLUNTEER SERV-** 12 **ICE ACT OF 1973**

13 **SEC. 201. REFERENCES.**

14 Except as otherwise specifically provided, whenever in
 15 this title an amendment or repeal is expressed in terms
 16 of an amendment to, or repeal of, a provision, the ref-
 17 erence shall be considered to be made to a provision of
 18 the Domestic Volunteer Service Act of 1973 (42 U.S.C.
 19 4950 et seq.).

20 **Subtitle A—Amendments to Title** 21 **I—National Volunteer Anti-** 22 **poverty Programs**

23 **SEC. 211. PURPOSE OF THE VISTA PROGRAM.**

24 Section 101 (42 U.S.C. 4951) is amended—

1 (1) in the second sentence, by striking “afflicted
2 with” and inserting “affected by”; and

3 (2) in the third sentence, by inserting after
4 “local level”, the following: “to support efforts by
5 local agencies and organizations to achieve long-term
6 sustainability of VISTA activities in the absence of
7 Federal assistance,”.

8 **SEC. 212. AUTHORITY TO OPERATE VISTA PROGRAM.**

9 Section 102 (42 U.S.C. 4952) is amended by striking
10 “one of the Assistant Directors appointed pursuant to sec-
11 tion 194(d)(1)(A) of the National and Community Service
12 Act of 1990. Such Director” and inserting “the Director,
13 who”.

14 **SEC. 213. RECRUITMENT.**

15 Section 103(c)(4) (42 U.S.C. 4953(c)(4)) is amended
16 by striking “this subsection” and inserting “this sub-
17 section and related public awareness and recruitment ac-
18 tivities under the national service laws”.

19 **SEC. 214. ASSISTANCE IN POST-SERVICE TRANSITION.**

20 Section 103(d) (42 U.S.C. 4953(d)) is amended by
21 striking “each low-income community volunteer” and all
22 that follows and inserting “each volunteer with informa-
23 tion and support in making the transition to other edu-
24 cational and career opportunities.”.

1 **SEC. 215. COST-SHARING.**

2 Section 103 (42 U.S.C. 4953) is amended by insert-
3 ing after subsection (h) the following:

4 “(i) The Director is encouraged to enter into agree-
5 ments under which public and private organizations pay
6 for all, or a portion of, the direct cost of supporting volun-
7 teers serving under this part.”.

8 **SEC. 216. LIMITATION ON NUMBER OF TERMS OF SERVICE.**

9 Section 103 (42 U.S.C. 4953) is amended by insert-
10 ing after subsection (i), as added by section 215, the
11 following:

12 “(j)(1) Except as provided in paragraphs (2) and (3),
13 volunteers serving under this part may be reenrolled for
14 periods of service in a manner to be determined by the
15 Director.

16 “(2) No volunteer, other than as provided in para-
17 graph (3), may serve for more than a total of 3 years in
18 national service positions funded under this part.

19 “(3) Any volunteer serving on October 1, 1997, who
20 has served for more than 3 years as of that date, may
21 serve up to a total of five years in national service posi-
22 tions funded under this part.”.

23 **SEC. 217. GRIEVANCE PROCEDURE.**

24 Section 104(d) (42 U.S.C. 4954(d)) is amended to
25 read as follows:

1 “(d)(1) Participants in national service programs
 2 under this title, including individuals applying for selection
 3 as participants, may file grievances regarding the terms
 4 and conditions of service or any adverse action taken
 5 against the individual participant or applicant.

6 “(2) A participant grievance must be filed no later
 7 than 90 days after the date of the alleged occurrence of
 8 the event that is the subject of the grievance.

9 “(3) Remedies for a participant grievance are limited
 10 to—

11 “(A) the selection or reinstatement of the indi-
 12 vidual applicant or participant, as the case may be,
 13 with commensurate provision of participant benefits
 14 under section 105; and

15 “(B) other prospective changes in the terms
 16 and conditions of service.

17 “(4) The Director may prescribe other rules for par-
 18 ticipant grievances.”.

19 **SEC. 218. COMPETITION REQUIREMENT FOR GRANTS AND**
 20 **CONTRACTS.**

21 Section 108 (42 U.S.C. 4958) is amended by striking
 22 “(a) Of funds appropriated” and all that follows through
 23 (b).

24 **SEC. 219. REPEAL OF VISTA LITERACY CORPS.**

25 Section 109 (42 U.S.C. 4959) is repealed.

1 **SEC. 220. EMPHASIS ON MERIT SELECTION OF PROJECTS.**

2 Section 110 (42 U.S.C. 4960) is amended—

3 (1) by striking the first sentence;

4 (2) by inserting after “basis of merit” the fol-
5 lowing: “and achievement of sustainability”; and

6 (3) by striking “, and shall consider the needs
7 and requirements of projects in existence on such
8 date as well as potential new projects”.

9 **SEC. 221. REPEAL OF SPECIAL VOLUNTEER PROGRAMS.**

10 Part C of title I is repealed.

11 **Subtitle B—Amendments to Title II**
12 **(National Senior Volunteer Corps)**

13 **SEC. 231. CHANGE IN NAME.**

14 The heading of title II is amended to read as follows:

15 **“TITLE II—NATIONAL SENIOR**
16 **SERVICE CORPS”.**

17 **SEC. 232. PURPOSE.**

18 Section 200 (42 U.S.C. 5000) is amended by striking

19 “It is the purpose of—” and all that follows and inserting:

20 “It is the purpose of this title to provide—

21 “(1) opportunities for senior service to meet
22 unmet local, State, and national needs in the areas
23 of education, public safety, health and human needs,
24 and the environment;

25 “(2) for the National Senior Service Corps,
26 comprised of the Retired and Senior Volunteer Pro-

1 gram, the Foster Grandparent Program, and the
2 Senior Companion Program, and demonstration and
3 other programs, to empower older individuals to con-
4 tribute to their communities through service, en-
5 hance the lives of those who serve and those whom
6 they serve, and provide communities with valuable
7 services;

8 “(3) opportunities for people 55 years of age or
9 older, through the Retired and Senior Volunteer
10 Program, to share their experiences, abilities, and
11 skills for the betterment of their communities and
12 themselves;

13 “(4) opportunities for people 55 years of age or
14 older, through the Foster Grandparents Program, to
15 have a positive impact on the lives of children in
16 need;

17 “(5) opportunities for people 55 years of age or
18 older, through the Senior Companion Program, to
19 provide critical support services and companionship
20 to adults at risk of institutionalization and who are
21 struggling to maintain a dignified independent life;
22 and

23 “(6) for demonstration and other programs to
24 enable seniors to meet unmet needs in their commu-
25 nities.”.

1 **SEC. 233. GRANTS AND CONTRACTS FOR VOLUNTEER SERV-**
2 **ICE PROJECTS.**

3 Section 201 (42 U.S.C. 5001) is amended—

4 (1) in subsection (a)—

5 (A) in the matter preceding paragraph (1),
6 by striking “in their community” and inserting
7 “to address community needs”;

8 (B) in paragraph (1), by striking “will not
9 be reimbursed for other than” and inserting
10 “may be reimbursed for”;

11 (C) by redesignating paragraphs (2), (3),
12 and (4) as paragraphs (3), (4), and (5), respec-
13 tively; and

14 (D) by inserting after paragraph (1) the
15 following:

16 “(2) volunteers making a substantial commit-
17 ment of time and who coordinate activities, including
18 training, and otherwise support other volunteers,
19 may receive incentives, including monetary incen-
20 tives, to assist in defraying the costs associated with
21 volunteering;”;

22 (2) by striking subsection (c); and

23 (3) by redesignating subsection (d) as sub-
24 section (c).

1 **SEC. 234. AGE-RELATED ELIGIBILITY FOR ENROLLMENT.**

2 Section 211(a) (42 U.S.C. 5011(a)) is amended in
3 the first sentence, by striking “aged sixty or over” and
4 inserting “55 years of age or older (with individuals 60
5 years of age or older given priority for enrollment)”.

6 **SEC. 235. AGREEMENT ON SERVICES.**

7 Section 211(b) (42 U.S.C. 5011(b)) is amended—

8 (1) in paragraph (1)—

9 (A) in the matter preceding subparagraph
10 (A), by striking “shall have the exclusive au-
11 thority to determine, pursuant to the provisions
12 of paragraph (2) of this subsection—” and in-
13 serting “may determine—”;

14 (B) in subparagraph (A), by striking
15 “and”;

16 (C) in subparagraph (B), by striking the
17 period and inserting “; and”; and

18 (D) by adding after subparagraph (B) the
19 following:

20 “(C) whether it is in the best interests of
21 a child receiving, and of a particular foster
22 grandparent providing, services in such a
23 project, to continue such relationship after the
24 child reaches the age of 21, if such child was
25 receiving such services prior to attaining the
26 age of 21.”;

1 (2) by striking paragraph (2);

2 (3) by redesignating paragraph (3) as para-
3 graph (2);

4 (4) in paragraph (2) (as redesignated by this
5 section), by striking paragraphs (1) and (2) and in-
6 serting paragraph (1) ; and

7 (5) by adding after paragraph (2) (as redesign-
8 dated by this section) the following:

9 “(3) If an assignment of a foster grandparent
10 is suspended or discontinued, the replacement of
11 that foster grandparent shall be determined through
12 the mutual agreement of all parties involved in the
13 provision of services to the child.”.

14 **SEC. 236. DEFINITION OF LOW-INCOME PERSONS.**

15 Section 211(e)(1) (42 U.S.C. 5011(e)(1)) is amended
16 by striking “125 per centum” and inserting “150
17 percent”.

18 **SEC. 237. PARTICIPATION REGARDLESS OF INCOME.**

19 Section 211(f) (42 U.S.C. 5011(f)) is amended—

20 (1) by striking paragraph (1) and inserting the
21 following:

22 “(1) Subject to the restrictions in paragraphs (2)
23 through (4), individuals who are not low-income persons
24 may serve as volunteers under this part.”;

1 (2) by striking paragraph (2) and inserting the
2 following:

3 “(2) An individual who is not a low-income person
4 may not become a volunteer under this part if allowing
5 that individual to become a volunteer under this part
6 would prevent a low-income individual from becoming a
7 volunteer under this part or would displace a low-income
8 person from being such a volunteer.”; and

9 (3) by striking paragraph (4) and inserting the
10 following:

11 “(4) No more than 10 percent of funds appropriated
12 to carry out this part may be used to pay any cost, includ-
13 ing any administrative cost, incurred in connection with
14 volunteers under this part who are not low-income.”.

15 **SEC. 238. FOSTER GRANDPARENT LEADERS.**

16 Section 211 (42 U.S.C. 5011) is amended by adding
17 at the end the following:

18 “(g) The Director may also support Foster Grand-
19 parent Leaders who, on the basis of past experience as
20 volunteers, special skills, and demonstrated leadership
21 abilities, may coordinate activities, including training, and
22 otherwise support the service of volunteers under this
23 part.”.

1 **SEC. 239. AGE-RELATED ELIGIBILITY FOR ENROLLMENT.**

2 Section 213(a) (42 U.S.C. 5013(a) is amended by
3 striking aged 60 or over and inserting 55 years of age
4 or older (with individuals 60 years of age or older given
5 priority for enrollment).

6 **SEC. 240. SENIOR COMPANION LEADERS.**

7 Section 213(c)(2) (42 U.S.C. 5013(c)(2)) is amend-
8 ed—

9 (1) in subparagraph (A), by striking the third
10 sentence;

11 (2) by redesignating subparagraph (B) as sub-
12 paragraph (C); and

13 (3) by inserting after subparagraph (A) the fol-
14 lowing:

15 “(B) The Director may also support Senior Compan-
16 ion Leaders who, on the basis of past experience as volun-
17 teers, special skills, and demonstrated leadership abilities,
18 may coordinate activities, including training, and other-
19 wise support the service of volunteers under this part.”.

20 **SEC. 241. PROGRAMS OF NATIONAL SIGNIFICANCE.**

21 Section 225 (42 U.S.C. 5025) is amended—

22 (1) in subsection (a)—

23 (A) in paragraph (1)—

24 (i) by striking “subsection (d) in each
25 fiscal year” and inserting “parts A, B, and
26 C after operation of paragraph (2)”; and

1 (ii) by striking the period and insert-
 2 ing “, as determined by the Director, and
 3 that propose to expand existing pro-
 4 grams.”; and

5 (B) by striking paragraphs (2) and (3);

6 (2) by striking subsections (b), (c), and

7 (d)(1);

8 (3) by redesignating subsection (d)(2) as sub-
 9 section (a)(2); and

10 (4) by redesignating subsection (e) as sub-
 11 section (b).

12 **Subtitle C—Amendments to Title**
 13 **IV (Administration and Coordi-**
 14 **nation)**

15 **SEC. 251. FAMILY AND MEDICAL LEAVE.**

16 Section 415(b) (42 U.S.C. 5055(b)) is amended—

17 (1) by striking “terminated, and (5) be deemed
 18 employees” and inserting “terminated, (5) be
 19 deemed employees”; and

20 (2) by striking “pay for such purposes” and in-
 21 serting “pay for such purposes, and (6) be deemed
 22 employees of the United States for the purposes of
 23 subchapter V of chapter 63 of title 5, United States
 24 Code.”.

1 **SEC. 252. COORDINATION OF EVALUATION ACTIVITIES.**

2 Section 416 (42 U.S.C. 5056) is amended—

3 (1) by striking subsection (f);

4 (2) by redesignating subsection (g) as sub-
5 section (f);

6 (3) in the first sentence of subsection (f) (as re-
7 designated by this section), by striking “per cen-
8 tum” and inserting “percent”; and

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

10 “(g) Activities supported under this section may in-
11 clude subjects relating to the national service laws if the
12 Director determines that this will assist the Corporation
13 in conducting more efficient evaluations and in avoiding
14 duplication of effort and function.”.

15 **Subtitle D—Amendments to Title V**
16 **(Authorization of Appropriations)**

17 **SEC. 261. AUTHORIZATION OF APPROPRIATIONS FOR VISTA**
18 **PROGRAM.**

19 Section 501(a) (42 U.S.C. 5081(a)) is amended to
20 read as follows:

21 “(a) VOLUNTEERS IN SERVICE TO AMERICA.—There
22 are authorized to be appropriated to carry out parts A
23 and B of title I such sums as may be necessary for each
24 of the fiscal years 1998 through 2002.”.

1 **SEC. 262. AUTHORIZATION OF APPROPRIATIONS FOR NA-**
 2 **TIONAL SENIOR SERVICE CORPS.**

3 Section 502 (42 U.S.C. 5082) is amended—

4 (1) in its heading by striking “**NATIONAL**
 5 **SENIOR VOLUNTEER CORPS**” and inserting “**NA-**
 6 **TIONAL SENIOR SERVICE CORPS**”;

7 (2) in subsection (a), by striking
 8 “\$45,000,000” and all that follows and inserting
 9 “such sums as may be necessary for each of the fis-
 10 cal years 1998 through 2002.”;

11 (3) in subsection (b), by striking
 12 “\$85,000,000” and all that follows and inserting
 13 “such sums as may be necessary for each of the fis-
 14 cal years 1998 through 2002.”;

15 (4) in subsection (c), by striking “\$40,000,000”
 16 and all that follows and inserting “such sums as
 17 may be necessary for each of the fiscal years 1998
 18 through 2002.”; and

19 (5) in subsection (d), by striking “each of the
 20 fiscal years 1994 through 1996” and inserting “each
 21 of the fiscal years 1998 through 2002.”.

22 **SEC. 263. ADMINISTRATION AND COORDINATION.**

23 Section 504 (42 U.S.C. 5084) is amended by striking
 24 “(a) IN GENERAL.—” and all that follows through pre-
 25 scribed in section 416 and inserting “For each of the fiscal
 26 years 1998 through 2002, there are authorized to be ap-

1 appropriated for the administration of this Act as provided
2 for in title IV such sums as may be necessary for each
3 of the fiscal years 1998 through 2002”.

4 **SEC. 264. EVALUATION.**

5 Title V is amended—

6 (1) by redesignating section 505 as section 506;

7 and

8 (2) by inserting after section 504 the following:

9 **“SEC. 505. EVALUATION.**

10 “(a) EVALUATION.—There are authorized to be ap-
11 propriated for the purpose of supporting the evaluation
12 activities described in section 416 such sums as may be
13 necessary for each of the fiscal years 1998 through 2002.

14 “(b) AUTHORIZATION IF NO APPROPRIATIONS EAR-
15 MARKED FOR EVALUATION.—For any of the fiscal years
16 1998 through 2002 in which amounts are not appro-
17 priated under section 505(a), the Director is authorized
18 to expend no more than 2½ percent of the total amount
19 appropriated under sections 501, 502, and 504 for the
20 purposes prescribed in section 416.”.

1 **TITLE III—TECHNICAL**
 2 **AMENDMENTS**
 3 **Subtitle A—Technical Amendments**
 4 **to the National and Community**
 5 **Service Act of 1990**

6 **SEC. 301. REFERENCES.**

7 Except as otherwise specifically provided, whenever in
 8 this subtitle an amendment or repeal is expressed in terms
 9 of an amendment to, or repeal of, a section or other provi-
 10 sion, the reference shall be considered to be made to a
 11 section or other provision of the National and Community
 12 Service Act of 1990 (42 U.S.C. 12501 et seq.).

13 **SEC. 302. TECHNICAL AMENDMENTS TO SUBTITLE A.**

14 Section 101(21) is amended—

15 (1) by striking “section 602(a)(1)” and insert-
 16 ing “section 602(3)”; and

17 (2) by striking “(20 U.S.C. 1401(a)(1))” and
 18 inserting “(20 U.S.C. 1401(3))”.

19 **SEC. 303. TECHNICAL AMENDMENTS TO SUBTITLE B.**

20 Subtitle B is amended—

21 (1) in the heading for subtitle B, by striking
 22 **“School-Based and Community-Based**
 23 **Service-Learning Programs”** and inserting
 24 **“Learn and Serve America”;**

1 (2) in the heading for part I, by striking
 2 **“Serve-America Programs”** and inserting
 3 **“Elementary and Secondary Education”**;

4 (3) in the heading for Part II, by striking **“IN-**
 5 **NOVATIVE PROGRAMS FOR COMMU-**
 6 **NITY SERVICE”**;

7 (4) in section 115 (42 U.S.C. 12527)—

8 (A) in subsection (a)—

9 (i) by striking “under subsection (a),
 10 (b), (c), or (d)” and inserting “under sub-
 11 section (a), (b), or (c)”; and

12 (ii) by striking “, Indian tribe, or
 13 Grantmaking Entity”;

14 (B) by striking subsection (b);

15 (C) by redesignating subsection (c) as sub-
 16 section (b); and

17 (D) in subsection (b) (as redesignated by
 18 this section), by striking “112(b)(2)” and in-
 19 serting “112(a)(2)”;

20 (5) in section 115A (42 U.S.C. 12528)—

21 (A) in subsection (a), in the matter preced-
 22 ing paragraph (1)—

23 (i) by striking “in the State or Indian
 24 tribe or in the school district of the local
 25 educational agency”; and

1 (ii) by striking “such State, Indian
2 tribe, or agency” and inserting “a recipient
3 of assistance under this subpart”; and

4 (B) in subsection (b)—

5 (i) by striking “State, Indian tribe, or
6 local educational agency” each place it ap-
7 pears and inserting “recipient of assistance
8 under this subpart”; and

9 (ii) by striking paragraphs (3) and (4)
10 and all that follows and inserting sections
11 14505 and 14506 of the Elementary and
12 Secondary Education Act of 1965 (20
13 U.S.C. 8895–8896);

14 (6) in section 116B (42 U.S.C. 12531), by
15 striking paragraph (1) and redesignating paragraphs
16 (2) and (3) as paragraphs (1) and (2), respectively;

17 (7) in section 117 (42 U.S.C. 12541), by strik-
18 ing paragraph (2) and redesignating paragraph (3)
19 as paragraph (2);

20 (8) in section 117B(c) (42 U.S.C. 12543(c)), by
21 striking section 117C(d) and inserting section
22 117C(b);

23 (9) in section 117C (42 U.S.C. 12544)—

24 (A) by striking subsection (a) and (b);

1 (B) by redesignating subsections (c), (d),
2 and (e) as subsections (a), (b), and (c), respec-
3 tively;

4 (C) in subsection (a) (as redesignated by
5 this section)—

6 (i) in the heading, by striking “or
7 GRANTMAKING ENTITY”;

8 (ii) in the first sentence—

9 (I) by striking “or grantmaking
10 entity under section 117A(b)(1)” and
11 inserting “under section 117A(c)(1)”;
12 and

13 (II) by striking “or entity”; and

14 (iii) in the second sentence, by strik-
15 ing “or entity”;

16 (D) in subsection (b) (as redesignated by
17 this section)—

18 (i) in the matter preceding paragraph
19 (1), by striking “or (b)”; and

20 (ii) in paragraph (3), by striking “sec-
21 tion 117A(b)(1)” and inserting “section
22 117A(c)(1)”;

23 (E) in subsection (c) (as redesignated by
24 this section), by striking the period and insert-

1 ing “or is already receiving financial assistance
2 from the Corporation.”;

3 (10) in section 117D (42 U.S.C. 12545)—

4 (A) in subsection (a), by striking “or
5 under subsection (a) or (b) of section 117C”;
6 and

7 (B) in subsection (c)—

8 (i) by striking “or grantmaking en-
9 tity”;

10 (ii) by striking “section 117C(c)” and
11 inserting “section 117C(a)”;

12 (iii) by striking “section 117A(b)(1)”
13 and inserting “section 117A(c)(1)”;

14 (11) in section 117F (42 U.S.C.12547)—

15 (A) in subsection (a)—

16 (i) in the matter preceding paragraph
17 (1), by striking “, grantmaking entity, or
18 qualified organization that is the original
19 recipient of a grant under section
20 117A(a)” and inserting “under section
21 117A”; and

22 (ii) in paragraph (1), by striking
23 “original recipient” and inserting “State
24 Commission”; and

1 (B) in subsection (b)(2)(A), by striking
 2 original recipient and inserting State Commis-
 3 sion.

4 **SEC. 304. TECHNICAL AMENDMENTS TO SUBTITLE C.**

5 Subtitle C is amended—

6 (1) in section 122 (42 U.S.C. 12572)—

7 (A) in subsection (a)—

8 (i) by striking “and each Federal
 9 agency receiving assistance under section
 10 121(b)”;

11 (ii) in paragraph (9), by striking “be-
 12 tween the ages of 16 and 24” and insert-
 13 ing “between the ages of 16 and 25”;

14 (B) in subsection (c)(1)(A), by striking
 15 “subsection (b) or (d) of”;

16 (2) in section 123 (42 U.S.C. 12573)—

17 (A) in paragraph (1), by striking “sub-
 18 section (a) or (b) of section 121” and inserting
 19 “section 121(a)”;

20 (B) in paragraph (5), by inserting “Na-
 21 tional” before “Civilian Community Corps”;

22 (3) in section 129 (42 U.S.C. 12581)—

23 (A) in subsection (a)(4)—

24 (i) in the matter preceding subpara-
 25 graph (A), by striking “State or Indian

1 tribe” and inserting “State, Territory, or
2 Indian tribe” each time it appears;

3 (ii) in subparagraph (A), by striking
4 “Indian tribe” and inserting “Territory or
5 Indian tribe”;

6 (iii) in subparagraph (B), by striking
7 “States and Indian tribes” and inserting
8 “States, Territories, and Indian tribes”;

9 (B) in subsection (c)(4)(C)(i)(I) (as redes-
10 ignated by section 144(2) and (4)(c)), by strik-
11 ing “the programs specified in section
12 193A(d)(10)” and inserting “national service
13 programs”;

14 (4) in section 130 (42 U.S.C. 12582)—

15 (A) in subsection (a), by striking “to be
16 carried out using the assistance” and all that
17 follows through “or Federal agency” and insert-
18 ing “, an applicant”;

19 (B) by striking subsections (b) and (c);

20 (C) by redesignating subsections (d), (e),
21 (f), and (g) as subsections (b), (c), (d), and (e),
22 respectively; and

23 (D) in subsection (e) (as redesignated by
24 this section), by striking the period and insert-

1 ing “or is already receiving financial assistance
2 from the Corporation.”;

3 (5) in section 133 (42 U.S.C. 12585)—

4 (A) in subsection (b)(2)(B), by striking
5 “jobs or”; and

6 (B) in subsection (d)—

7 (i) in paragraph (2), by striking sub-
8 paragraphs (A) and (G), and redesignating
9 subparagraphs (B) through (F) as sub-
10 paragraphs (A) through (E), respectively;

11 and

12 (ii) by striking paragraph (4);

13 (6) in section 137 (42 U.S.C. 12591)—

14 (A) in subsection (a)—

15 (i) by striking paragraph (3); and

16 (ii) by redesignating paragraphs (4),
17 (5), and (6) as paragraphs (3), (4), and
18 (5), respectively;

19 (B) in subsection (b)(2), by inserting “an
20 out-of-school youth” before “between the ages
21 of 16 and 25”; and

22 (C) in subsection (c), by striking sub-
23 section (a)(5) and inserting subsection (a)(4);
24 and

1 (7) in section 139(a) (42 U.S.C. 12593(a)), by
 2 striking “perform full- or part-time national service
 3 for at least one term of service” and inserting “com-
 4 plete a full- or part-time term of service”.

5 **SEC. 305. TECHNICAL AMENDMENTS TO SUBTITLE D.**

6 Subtitle D is amended in section 147(a) (42 U.S.C.
 7 12603(a)) by striking “, for each of not more than 2 of
 8 such terms of service,”.

9 **SEC. 306. TECHNICAL AMENDMENTS TO SUBTITLE E.**

10 Subtitle E is amended—

11 (1) by striking “Civilian Community Corps”
 12 each place it appears and inserting “National Civil-
 13 ian Community Corps”;

14 (2) by striking “superintendent” each place it
 15 appears and inserting “director”;

16 (3) by striking “camp” each place it appears
 17 and inserting “campus”;

18 (4) by striking “camps” each place it appears
 19 and inserting “campuses”;

20 (5) in section 153(c) (42 U.S.C. 12613(c)), by
 21 striking “Backgrounds” and inserting “Back-
 22 grounds”;

23 (6) in section 162(a) (42 U.S.C. 12622(a))—

24 (A) in paragraph (1)(B)(i), by striking
 25 “section 4462 of the National Defense Author-

ization Act for Fiscal Year 1993” and inserting
 “section 1143a of title 10, United States
 Code”; and

(B) in paragraph (2)(A), by striking “to be
 recommended for appointment” and inserting
 “from which individuals may be selected for ap-
 pointment”; and

(7) in section 166 (42 U.S.C. 12626)—

(A) by striking paragraph (9);

(B) by redesignating paragraphs (2)
 through (8) as paragraphs (3) through (9); and

(C) by inserting after paragraph (1) the
 following:

“(2) CAMPUS DIRECTOR.—The term ‘campus
 director’, with respect to a Corps campus, means the
 head of the campus under section 155(d).”.

SEC. 307. TECHNICAL AMENDMENTS TO SUBTITLE F.

Subtitle F is amended—

(1) in section 178(a)(1) (42 U.S.C.
 12638(a)(1)), by striking “B or”;

(2) in section 179 (42 U.S.C. 12639)—

(A) in subsection (a)—

(i) by redesignating paragraph (3) as
 paragraph (4); and

1 (ii) by striking paragraph (2) and in-
2 serting after paragraph (1) the following:

3 “(2) the relationship between the amount of liv-
4 ing allowance provided to participants in programs
5 under subtitle C of this subtitle and the ability of
6 the programs to recruit and retain participants, in-
7 cluding economically disadvantaged participants;

8 “(3) the number of participants who do not
9 complete their term of service for the following rea-
10 sons:

11 “(A) educational opportunities;

12 “(B) career advancement; or

13 “(C) military or other public service posi-
14 tions;” and;

15 (B) in subsection (g)—

16 (i) in paragraph (3), by striking “Na-
17 tional Senior Volunteer Corps” and insert-
18 ing “National Senior Service Corps”; and

19 (ii) in paragraph (9), by striking “to
20 public service” and all that follows, and in-
21 serting “to engage in service that benefits
22 the community.”; and

23 (3) in section 181, by striking “Section 414”
24 and inserting “Section 422”.

1 **SEC. 308. TECHNICAL AMENDMENTS TO SUBTITLE G.**

2 Subtitle G is amended—

3 (1) in section 192A (42 U.S.C. 12651b)—

4 (A) in subsection (g)—

5 (i) in paragraph (9), by inserting
6 “and” after “Corporation;”;

7 (ii) in paragraph (10), by striking
8 “and” and inserting a period; and

9 (iii) by striking paragraph (11);

10 (B) in subsection (j), by striking “benefit-
11 ing” and inserting “benefitting”;

12 (2) in section 193A(f)(3) (42 U.S.C. 12651b)
13 (as redesignated by section 182), by striking “func-
14 tions” and inserting “functions under section
15 103(c)(4) of the Domestic Volunteer Service Act of
16 1973”; and

17 (3) in section 195(c)(3) (42 U.S.C.
18 12651f(c)(3)), by inserting “nonvoting” before
19 “member” both places it appears.

20 **SEC. 309. TECHNICAL AMENDMENTS TO SUBTITLE H.**

21 Subtitle H is amended—

22 (1) in section 198(e) (42 U.S.C. 12653(e)), by
23 striking “IMPROVE ABILITY TO APPLY FOR ASSIST-
24 ANCE” and inserting “TRAINING AND TECHNICAL
25 ASSISTANCE”; and

26 (2) in section 198(i) (42 U.S.C. 12653(i))—

1 (A) by striking “conduct a campaign to”;
 2 and
 3 (B) by striking “to promote and recruit
 4 participants for” and inserting “may promote,
 5 and recruit participants for,”.

6 **Subtitle B—Technical Amendments**
 7 **to the Domestic Volunteer Serv-**
 8 **ice Act of 1973**

9 **SEC. 311. REFERENCES.**

10 Except as otherwise specifically provided, whenever in
 11 this subtitle an amendment or repeal is expressed in terms
 12 of an amendment to, or repeal of, a section or other provi-
 13 sion, the reference shall be considered to be made to a
 14 section or other provision of the Domestic Volunteer Serv-
 15 ice Act of 1973 (42 U.S.C. 4950 et seq.).

16 **SEC. 312. TECHNICAL AMENDMENTS TO TITLE I.**

17 Title I is amended—

18 (1) in section 103 (42 U.S.C. 4953)—

19 (A) in subsection (b)(2)(A), by striking
 20 “National and Community Service Trust Act of
 21 1993” and inserting “National and Community
 22 Service Act of 1990”; and

23 (B) in subsection (c)(1)(F), by striking
 24 “National and Community Service Trust Act of

1 1993” and inserting “National and Community
2 Service Act of 1990”; and

3 (2) in section 105(a)(1)(B) (42 U.S.C.
4 4955(a)(1)(B))—

5 (A) in the first sentence, by striking “not
6 exceed \$95 per month in fiscal year 1994, but
7 shall and, during the service of the volunteer
8 after October 1, 1994”; and

9 (B) in the second sentence, by striking “as
10 volunteers under this part” and inserting
11 “under this part, in another approved national
12 service position, or as a Peace Corps volun-
13 teer”.

14 **SEC. 313. TECHNICAL AMENDMENTS TO TITLE II.**

15 Title II is amended—

16 (1) in section 211(a) (42 U.S.C. 5011(a)), in
17 the fourth sentence, by striking per centum and in-
18 serting percent;

19 (2) in section 211(e) (42 U.S.C. 5011(e)), in
20 paragraph (2), by striking per centum and inserting
21 percent;

22 (3) in section 223 (42 U.S.C. 5023) by striking
23 sixty years and and inserting 55 years of age or; and

1 (4) in section 224 (42 U.S.C. 5024), by striking
 2 National Senior Volunteer Corps and inserting Na-
 3 tional Senior Service Corps.

4 **SEC. 314. TECHNICAL AMENDMENTS TO TITLE IV.**

5 Title IV is amended—

6 (1) in section 421 (42 U.S.C. 5061)—

7 (A) in paragraph (13), by striking “Na-
 8 tional Senior Volunteer Corps” and inserting
 9 “National Senior Service Corps”; and

10 (B) in paragraph (14), by striking “Na-
 11 tional Senior Volunteer Corps” and inserting
 12 “National Senior Service Corps”; and

13 (2) in section 425(2) (42 U.S.C. 5065(2)), by
 14 striking “National Senior Volunteer Corps” and in-
 15 serting “National Senior Service Corps”.

16 **TITLE IV—AMENDMENTS TO**
 17 **OTHER LAWS**

18 **SEC. 401. HIGHER EDUCATION ACT OF 1965.**

19 Section 428 of the Higher Education Act of 1965 (20
 20 U.S.C. 1078) is amended in subsection (c)(3)(A)(i)(III)
 21 by striking “National and Community Service Trust Act
 22 of 1993” and inserting “National and Community Service
 23 Act of 1990”.

1 **SEC. 402. PUBLIC LANDS CORPS.**

2 Section 105 of Public Law 103–82 (16 U.S.C. 1701–
3 1706) is amended in section 210 (16 U.S.C. 1729)—

4 (1) in the heading, by striking “**FUNDING**” and
5 inserting “**COST SHARING**”;

6 (2) by striking (a) COST SHARING.—;

7 (3) by striking subsection (b); and

8 (4) by redesignating paragraphs (1) and (2) as
9 subsections (a) and (b).

10 **SEC. 403. URBAN YOUTH CORPS.**

11 Section 106 of Public Law 103–82 (42 U.S.C.
12 12656) is amended in subsection (i), by striking para-
13 graph (3).

14 **SEC. 404. ERRONEOUS REFERENCE TO SECRETARY OF EDU-**
15 **CATION.**

16 Section 502(b) of Public Law 103–82 (42 U.S.C.
17 12501, note) is amended by striking “Secretary of Edu-
18 cation” and inserting “Chief Executive Officer of the Cor-
19 poration for National and Community Service”.

20 **SEC. 405. REFERENCE TO NATIONAL AND COMMUNITY**
21 **SERVICE TRUST ACT OF 1993.**

22 Section 7144(d)(3) of the Bilingual Education Act
23 (20 U.S.C. 7474(d)(3)) is amended by striking “National
24 Community and Service Trust Act of 1993” and inserting
25 “National and Community Service Act of 1990”.

