

108TH CONGRESS
1ST SESSION

H. R. 247

Making appropriations for the Departments of Commerce, Justice, and State, the Judiciary, and related agencies for the fiscal year ending September 30, 2003, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

JANUARY 8, 2003

Mr. WOLF introduced the following bill; which was referred to the Committee on Appropriations

A BILL

Making appropriations for the Departments of Commerce, Justice, and State, the Judiciary, and related agencies for the fiscal year ending September 30, 2003, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*
3 That the following sums are appropriated, out of any
4 money in the Treasury not otherwise appropriated, for the
5 fiscal year ending September 30, 2003, and for other pur-
6 poses, namely:

1 TITLE I—DEPARTMENT OF JUSTICE

2 GENERAL ADMINISTRATION

3 SALARIES AND EXPENSES

4 For expenses necessary for the administration of the
5 Department of Justice, \$103,579,000, of which not to ex-
6 ceed \$3,317,000 is for the Facilities Program 2000 and
7 not to exceed \$10,000,000 is for development and imple-
8 mentation of a consolidated financial management system,
9 to remain available until expended: *Provided*, That not to
10 exceed 43 permanent positions and 44 full-time equivalent
11 workyears and \$11,557,000 shall be expended for the De-
12 partment Leadership Program exclusive of augmentation
13 that occurred in these offices in fiscal year 2002: *Provided*
14 *further*, That not to exceed 31 permanent positions and
15 33 full-time equivalent workyears and \$3,290,000 shall be
16 expended for the Office of Legislative Affairs: *Provided*
17 *further*, That not to exceed 15 permanent positions, 20
18 full-time equivalent workyears, and \$1,788,000 shall be
19 expended for the Office of Public Affairs: *Provided further*,
20 That the latter two aforementioned offices may utilize
21 non-reimbursable details of career employees within the
22 caps described in the preceding proviso: *Provided further*,
23 That the Attorney General is authorized to transfer, under
24 such terms and conditions as the Attorney General shall
25 specify, forfeited real or personal property of limited or

1 marginal value, as such value is determined by guidelines
2 established by the Attorney General, to a State or local
3 government agency, or its designated contractor or trans-
4 feree, for use to support drug abuse treatment, drug and
5 crime prevention and education, housing, job skills, and
6 other community-based public health and safety programs:
7 *Provided further*, That any transfer under the preceding
8 proviso shall not create or confer any private right of ac-
9 tion in any person against the United States, and shall
10 be treated as a reprogramming under section 605 of this
11 Act.

12 IDENTIFICATION SYSTEMS INTEGRATION

13 For expenses necessary for the nationwide deploy-
14 ment of a Joint Automated Booking System and for the
15 planning, development, and deployment of an integrated
16 fingerprint identification system, including automated ca-
17 pability to transmit fingerprint and image data,
18 \$24,478,000, to remain available until expended.

19 NARROWBAND COMMUNICATIONS

20 For the costs of conversion to narrowband commu-
21 nications, including the cost for operation and mainte-
22 nance of Land Mobile Radio legacy systems, \$81,354,000,
23 to remain available until expended; *Provided*, That, in fis-
24 cal year 2003, the Attorney General shall transfer to the
25 “Narrowband Communications” account all funds made
26 available to the Department of Justice for the purchase

1 of portable and mobile radios: *Provided further*, That any
2 transfers made under this proviso shall be subject to sec-
3 tion 605 of this Act.

4 COUNTERTERRORISM FUND

5 For necessary expenses, as determined by the Attor-
6 ney General, \$4,100,000, to remain available until ex-
7 pended, to reimburse any Department of Justice organiza-
8 tion for: (1) the costs incurred in reestablishing the oper-
9 ational capability of an office or facility which has been
10 damaged or destroyed as a result of any domestic or inter-
11 national terrorist incident; and (2) the costs of providing
12 support to counter, investigate or prosecute domestic or
13 international terrorism, including payment of rewards in
14 connection with these activities: *Provided*, That any Fed-
15 eral agency may be reimbursed for the costs of detaining
16 in foreign countries individuals accused of acts of ter-
17 rorism that violate the laws of the United States: *Provided*
18 *further*, That funds provided under this paragraph shall
19 be available only after the Attorney General notifies the
20 Committees on Appropriations of the House of Represent-
21 atives and the Senate in accordance with section 605 of
22 this Act.

23 ADMINISTRATIVE REVIEW AND APPEALS

24 For expenses necessary for the administration of par-
25 don and clemency petitions and immigration-related activi-
26 ties, \$193,535,000.

DETENTION TRUSTEE

1
2 For necessary expenses of the Federal Detention
3 Trustee who shall exercise all power and functions author-
4 ized by law relating to the detention of Federal prisoners
5 in non-Federal institutions or otherwise in the custody of
6 the United States Marshals Service; and the detention of
7 aliens in the custody of the Immigration and Naturaliza-
8 tion Service, \$1,347,216,000, to remain available until ex-
9 pended, of which not to exceed \$1,342,570,000 for deten-
10 tion activities may be transferred to “Salaries and Ex-
11 penses,” United States Marshals Service or to “Immigra-
12 tion Enforcement and Border Affairs,” Immigration and
13 Naturalization Service: *Provided*, That the Trustee shall
14 be responsible for overseeing housing related to such de-
15 tention; the management of funds appropriated to the De-
16 partment for the exercise of any detention functions; and
17 the direction of the United States Marshals Service and
18 Immigration and Naturalization Service with respect to
19 the exercise of detention policy setting and operations for
20 the Department: *Provided further*, That any unobligated
21 balances available in prior years from the funds appro-
22 priated under the heading “Federal Prisoner Detention”
23 shall be transferred to and merged with the appropriation
24 under the heading “Detention Trustee” and shall be avail-
25 able until expended: *Provided further*, That the Trustee,

1 working in consultation with the Bureau of Prisons, shall
2 submit a plan for collecting information related to evalu-
3 ating the health and safety of Federal prisoners in non-
4 Federal institutions no later than 180 days following the
5 enactment of this Act.

6 OFFICE OF INSPECTOR GENERAL

7 For necessary expenses of the Office of Inspector
8 General in carrying out the provisions of the Inspector
9 General Act of 1978, as amended, \$59,937,000; including
10 not to exceed \$10,000 to meet unforeseen emergencies of
11 a confidential character, to be expended under the direc-
12 tion of, and to be accounted for solely under the certificate
13 of, the Attorney General; and for the acquisition, lease,
14 maintenance, and operation of motor vehicles, without re-
15 gard to the general purchase price limitation for the cur-
16 rent fiscal year.

17 UNITED STATES PAROLE COMMISSION

18 SALARIES AND EXPENSES

19 For necessary expenses of the United States Parole
20 Commission as authorized by law, \$10,862,000.

21 LEGAL ACTIVITIES

22 SALARIES AND EXPENSES, GENERAL LEGAL

23 ACTIVITIES

24 For expenses necessary for the legal activities of the
25 Department of Justice, not otherwise provided for, includ-
26 ing not to exceed \$20,000 for expenses of collecting evi-

1 dence, to be expended under the direction of, and to be
2 accounted for solely under the certificate of, the Attorney
3 General; and rent of private or Government-owned space
4 in the District of Columbia, \$614,845,000; of which not
5 to exceed \$10,000,000 for litigation support contracts
6 shall remain available until expended, and of which not
7 less than \$1,996,000 shall be available for necessary ad-
8 ministrative expenses in accordance with the Radiation
9 Exposure Compensation Act: *Provided*, That of the total
10 amount appropriated, not to exceed \$1,000 shall be avail-
11 able to the United States National Central Bureau,
12 INTERPOL, for official reception and representation ex-
13 penses: *Provided further*, That notwithstanding any other
14 provision of law, upon a determination by the Attorney
15 General that emergent circumstances require additional
16 funding for litigation activities of the Civil Division, the
17 Attorney General may transfer such amounts to “Salaries
18 and Expenses, General Legal Activities” from available
19 appropriations for the current fiscal year for the Depart-
20 ment of Justice, as may be necessary to respond to such
21 circumstances: *Provided further*, That any transfer pursu-
22 ant to the previous proviso shall be treated as a re-
23 programming under section 605 of this Act and shall not
24 be available for obligation or expenditure except in compli-
25 ance with the procedures set forth in that section.

1 In addition, for reimbursement of expenses of the De-
2 partment of Justice associated with processing cases
3 under the National Childhood Vaccine Injury Act of 1986,
4 as amended, not to exceed \$4,028,000, to be appropriated
5 from the Vaccine Injury Compensation Trust Fund.

6 LEGAL ACTIVITIES OFFICE AUTOMATION

7 For necessary expenses related to the design, devel-
8 opment, engineering, acquisition, and implementation of
9 office automation systems for the organizations funded
10 under the headings “Salaries and Expenses”, General
11 Legal Activities, and “Salaries and Expenses”, General
12 Administration, and of the United States Attorneys, the
13 Antitrust Division, the United States Marshals Service,
14 the United States Trustee Program, the Executive Office
15 for Immigration Review, and the Community Relations
16 Service, \$15,942,000, to remain available until expended.

17 SALARIES AND EXPENSES, ANTITRUST DIVISION

18 For expenses necessary for the enforcement of anti-
19 trust and kindred laws, \$134,295,000: *Provided*, That,
20 notwithstanding any other provision of law, not to exceed
21 \$134,295,000 of offsetting collections derived from fees
22 collected for premerger notification filings under the Hart-
23 Scott-Rodino Antitrust Improvements Act of 1976 (15
24 U.S.C. 18a), regardless of the year of collection, shall be
25 retained and used for necessary expenses in this appro-
26 priation, and shall remain available until expended: *Pro-*

1 *vided further*, That the sum herein appropriated from the
2 general fund shall be reduced as such offsetting collections
3 are received during fiscal year 2003, so as to result in
4 a final fiscal year 2003 appropriation from the general
5 fund estimated at not more than \$0.

6 SALARIES AND EXPENSES, UNITED STATES

7 ATTORNEYS

8 For necessary expenses of the Offices of the United
9 States Attorneys, including inter-governmental and coop-
10 erative agreements, \$1,502,767,000; of which not to ex-
11 ceed \$2,500,000 shall be available until September 30,
12 2004, for: (1) training personnel in debt collection; (2) lo-
13 cating debtors and their property; (3) paying the net costs
14 of selling property; and (4) tracking debts owed to the
15 United States Government: *Provided*, That of the total
16 amount appropriated, not to exceed \$8,000 shall be avail-
17 able for official reception and representation expenses:
18 *Provided further*, That not to exceed \$10,000,000 of those
19 funds available for automated litigation support contracts
20 shall remain available until expended: *Provided further*,
21 That not to exceed \$2,500,000 for the operation of the
22 National Advocacy Center shall remain available until ex-
23 pended: *Provided further*, That, in addition to reimburs-
24 able full-time equivalent workyears available to the Offices
25 of the United States Attorneys, not to exceed 10,113 posi-
26 tions and 10,316 full-time equivalent workyears shall be

1 supported from the funds appropriated in this Act for the
2 United States Attorneys.

3 UNITED STATES TRUSTEE SYSTEM FUND

4 For necessary expenses of the United States Trustee
5 Program, as authorized by 28 U.S.C. 589a(a),
6 \$159,161,000, to remain available until expended and to
7 be derived from the United States Trustee System Fund:
8 *Provided*, That, notwithstanding any other provision of
9 law, deposits to the Fund shall be available in such
10 amounts as may be necessary to pay refunds due deposi-
11 tors: *Provided further*, That, notwithstanding any other
12 provision of law, \$159,161,000 of offsetting collections
13 pursuant to 28 U.S.C. 589a(b) shall be retained and used
14 for necessary expenses in this appropriation and remain
15 available until expended: *Provided further*, That the sum
16 herein appropriated from the Fund shall be reduced as
17 such offsetting collections are received during fiscal year
18 2003, so as to result in a final fiscal year 2003 appropria-
19 tion from the Fund estimated at \$0.

20 SALARIES AND EXPENSES, FOREIGN CLAIMS

21 SETTLEMENT COMMISSION

22 For expenses necessary to carry out the activities of
23 the Foreign Claims Settlement Commission, including
24 services as authorized by 5 U.S.C. 3109, \$1,136,000.

1 SALARIES AND EXPENSES, UNITED STATES MARSHALS
2 SERVICE

3 For necessary expenses of the United States Mar-
4 shals Service, including the acquisition, lease, mainte-
5 nance, and operation of vehicles, and the purchase of pas-
6 senger motor vehicles for police-type use, without regard
7 to the general purchase price limitation for the current
8 fiscal year, \$684,174,000; of which not to exceed \$6,000
9 shall be available for official reception and representation
10 expenses; of which not to exceed \$4,000,000 shall be avail-
11 able for development, implementation, maintenance and
12 support, and training for an automated prisoner informa-
13 tion system and shall remain available until expended; and
14 of which not to exceed \$11,058,000 shall be available for
15 the costs of courthouse security equipment, including fur-
16 nishings, relocations, and telephone systems and cabling,
17 and shall remain available until expended: *Provided*, That,
18 in addition to reimbursable full-time equivalent workyears
19 available to the United States Marshals Service, not to ex-
20 ceed 4,330 positions and 4,160 full-time equivalent
21 workyears shall be supported from the funds appropriated
22 in this Act for the United States Marshals Service.

23 CONSTRUCTION

24 For planning, constructing, renovating, equipping,
25 and maintaining United States Marshals Service prisoner-
26 holding space in United States courthouses and Federal

1 buildings, including the renovation and expansion of pris-
2 oner movement areas, elevators, and sallyports,
3 \$15,126,000, to remain available until expended.

4 FEES AND EXPENSES OF WITNESSES

5 For expenses, mileage, compensation, and per diems
6 of witnesses, for expenses of contracts for the procurement
7 and supervision of expert witnesses, for private counsel ex-
8 penses, and for per diems in lieu of subsistence, as author-
9 ized by law, including advances, \$156,145,000, to remain
10 available until expended; of which not to exceed
11 \$6,000,000 may be made available for planning, construc-
12 tion, renovations, maintenance, remodeling, and repair of
13 buildings, and the purchase of equipment incident thereto,
14 for protected witness safesites; of which not to exceed
15 \$1,000,000 may be made available for the purchase and
16 maintenance of armored vehicles for transportation of pro-
17 tected witnesses; and of which not to exceed \$5,000,000
18 may be made available for the purchase, installation, and
19 maintenance of secure telecommunications equipment and
20 a secure automated information network to store and re-
21 trieve the identities and locations of protected witnesses.

22 SALARIES AND EXPENSES, COMMUNITY RELATIONS

23 SERVICE

24 For necessary expenses of the Community Relations
25 Service, \$9,364,000 and, in addition, up to \$1,000,000 of
26 funds made available to the Department of Justice in this

1 Act may be transferred by the Attorney General to this
2 account: *Provided*, That notwithstanding any other provi-
3 sion of law, upon a determination by the Attorney General
4 that emergent circumstances require additional funding
5 for conflict resolution and violence prevention activities of
6 the Community Relations Service, the Attorney General
7 may transfer such amounts to the Community Relations
8 Service, from available appropriations for the current fis-
9 cal year for the Department of Justice, as may be nec-
10 essary to respond to such circumstances: *Provided further*,
11 That any transfer pursuant to the previous proviso shall
12 be treated as a reprogramming under section 605 of this
13 Act and shall not be available for obligation or expenditure
14 except in compliance with the procedures set forth in that
15 section.

16 ASSETS FORFEITURE FUND

17 For expenses authorized by 28 U.S.C.
18 524(e)(1)(A)(ii), (B), (F), and (G), as amended,
19 \$22,949,000, to be derived from the Department of Jus-
20 tice Assets Forfeiture Fund.

21 INTERAGENCY LAW ENFORCEMENT

22 INTERAGENCY CRIME AND DRUG ENFORCEMENT

23 For necessary expenses for the detection, investiga-
24 tion, and prosecution of individuals involved in organized
25 crime drug trafficking not otherwise provided for, to in-
26 clude inter-governmental agreements with State and local

1 law enforcement agencies engaged in the investigation and
2 prosecution of individuals involved in organized crime drug
3 trafficking, \$365,131,000, of which \$50,000,000 shall re-
4 main available until expended: *Provided*, That any
5 amounts obligated from appropriations under this heading
6 may be used under authorities available to the organiza-
7 tions reimbursed from this appropriation: *Provided fur-*
8 *ther*, That any unobligated balances remaining available
9 at the end of the fiscal year shall revert to the Attorney
10 General for reallocation among participating organizations
11 in succeeding fiscal years, subject to the reprogramming
12 procedures set forth in section 605 of this Act.

13 FEDERAL BUREAU OF INVESTIGATION

14 SALARIES AND EXPENSES

15 For necessary expenses of the Federal Bureau of In-
16 vestigation for detection, investigation, and prosecution of
17 crimes against the United States; including purchase for
18 police-type use of not to exceed 1,576 passenger motor ve-
19 hicles, of which 1,085 will be for replacement only, without
20 regard to the general purchase price limitation for the cur-
21 rent fiscal year, and hire of passenger motor vehicles; ac-
22 quisition, lease, maintenance, and operation of aircraft;
23 and not to exceed \$70,000 to meet unforeseen emergencies
24 of a confidential character, to be expended under the di-
25 rection of, and to be accounted for solely under the certifi-

1 cate of, the Attorney General, \$4,296,587,000; of which
2 not to exceed \$50,000,000 for automated data processing
3 and telecommunications and technical investigative equip-
4 ment and not to exceed \$1,000,000 for undercover oper-
5 ations shall remain available until September 30, 2004;
6 of which not less than \$472,749,000 shall be for
7 counterterrorism investigations, foreign counterintel-
8 ligence, and other activities related to our national secu-
9 rity; of which not to exceed \$10,000,000 is authorized to
10 be made available for making advances for expenses aris-
11 ing out of contractual or reimbursable agreements with
12 State and local law enforcement agencies while engaged
13 in cooperative activities related to violent crime, terrorism,
14 organized crime, and drug investigations: *Provided*, That
15 not to exceed \$50,000 shall be available for official recep-
16 tion and representation expenses: *Provided further*, That,
17 in addition to reimbursable full-time equivalent workyears
18 available to the Federal Bureau of Investigation, not to
19 exceed 26,447 positions and 25,579 full-time equivalent
20 workyears shall be supported from the funds appropriated
21 in this Act for the Federal Bureau of Investigation.

22 CONSTRUCTION

23 For necessary expenses to construct or acquire build-
24 ings and sites by purchase, or as otherwise authorized by
25 law (including equipment for such buildings); conversion
26 and extension of federally-owned buildings; and prelimi-

1 nary planning and design of projects; \$1,250,000, to re-
2 main available until expended.

3 DRUG ENFORCEMENT ADMINISTRATION

4 SALARIES AND EXPENSES

5 For necessary expenses of the Drug Enforcement Ad-
6 ministration, including not to exceed \$70,000 to meet un-
7 foreseen emergencies of a confidential character, to be ex-
8 pended under the direction of, and to be accounted for
9 solely under the certificate of, the Attorney General; ex-
10 penses for conducting drug education and training pro-
11 grams, including travel and related expenses for partici-
12 pants in such programs and the distribution of items of
13 token value that promote the goals of such programs; pur-
14 chase of not to exceed 1,374 passenger motor vehicles, of
15 which 1,354 will be for replacement only, for police-type
16 use without regard to the general purchase price limitation
17 for the current fiscal year; and acquisition, lease, mainte-
18 nance, and operation of aircraft, \$1,590,919,000; of which
19 not to exceed \$33,000,000 for permanent change of sta-
20 tion shall remain available until September 30, 2004; of
21 which not to exceed \$1,800,000 for research shall remain
22 available until expended, and of which not to exceed
23 \$4,000,000 for purchase of evidence and payments for in-
24 formation, not to exceed \$10,000,000 for contracting for
25 automated data processing and telecommunications equip-

1 ment, and not to exceed \$2,000,000 for laboratory equip-
2 ment, \$4,000,000 for technical equipment, and
3 \$2,000,000 for aircraft replacement retrofit and parts,
4 shall remain available until September 30, 2004; of which
5 not to exceed \$50,000 shall be available for official recep-
6 tion and representation expenses: *Provided*, That, in addi-
7 tion to reimbursable full-time equivalent workyears avail-
8 able to the Drug Enforcement Administration, not to ex-
9 ceed 8,095 positions and 7,803 full-time equivalent
10 workyears shall be supported from the funds appropriated
11 in this Act for the Drug Enforcement Administration.

12 IMMIGRATION AND NATURALIZATION SERVICE

13 SALARIES AND EXPENSES

14 For expenses necessary for the administration and
15 enforcement of the laws relating to immigration, natu-
16 ralization, and alien registration, as follows:

17 IMMIGRATION ENFORCEMENT AND BORDER AFFAIRS

18 For salaries and expenses for the Border Patrol, de-
19 tention and removals, intelligence, investigations, and in-
20 spections, including not to exceed \$50,000 to meet unfore-
21 seen emergencies of a confidential character, to be ex-
22 pended under the direction of, and to be accounted for
23 solely under the certificate of, the Attorney General; pur-
24 chase for police-type use (not to exceed 4,565 passenger
25 motor vehicles, of which 3,450 are for replacement only),
26 without regard to the general purchase price limitation for

1 the current fiscal year, and hire of passenger motor vehi-
2 cles; acquisition, lease, maintenance and operation of air-
3 craft; research related to immigration enforcement; for
4 protecting and maintaining the integrity of the borders of
5 the United States including, without limitation, equipping,
6 maintaining, and making improvements to the infrastruc-
7 ture; and for the care and housing of Federal detainees
8 held in the joint Immigration and Naturalization Service
9 and United States Marshals Service Buffalo Detention
10 Facility, \$2,961,325,000; of which not to exceed
11 \$5,000,000 is for payments or advances arising out of con-
12 tractual or reimbursable agreements with State and local
13 law enforcement agencies while engaged in cooperative ac-
14 tivities related to immigration; of which not to exceed
15 \$5,000,000 is to fund or reimburse other Federal agencies
16 for the costs associated with the care, maintenance, and
17 repatriation of smuggled illegal aliens; of which not to ex-
18 ceed \$245,236,000 is for information technology infra-
19 structure: *Provided*, That none of the funds available to
20 the Immigration and Naturalization Service shall be avail-
21 able to pay any employee overtime pay in an amount in
22 excess of \$30,000 during the calendar year beginning Jan-
23 uary 1, 2003, except that the INS Commissioner may ex-
24 ceed this cap as necessary for national security purposes
25 and in cases of immigration emergencies: *Provided further*,

1 That uniforms may be purchased without regard to the
2 general purchase price limitation for the current fiscal
3 year: *Provided further*, That, in addition to reimbursable
4 full-time equivalent workyears available to the Immigra-
5 tion and Naturalization Service, not to exceed 21,831 posi-
6 tions and 21,057 full-time equivalent workyears shall be
7 supported from the funds appropriated under this heading
8 in this Act for the Immigration and Naturalization Serv-
9 ice.

10 IMMIGRATION SERVICES

11 For salaries and expenses for immigration services,
12 \$88,604,000: *Provided further*, That not to exceed 40 per-
13 manent positions and 40 full-time equivalent workyears
14 and \$4,300,000 shall be expended for the Offices of Legis-
15 lative Affairs and Public Affairs: *Provided further*, That
16 unencumbered positions in the aforementioned offices
17 after the date of enactment of this Act shall be filled only
18 by personnel details, temporary transfers of personnel on
19 either a reimbursable or non-reimbursable basis, or any
20 other formal or informal transfer or reimbursement of per-
21 sonnel or funds on either a temporary or long-term basis
22 up to 10 full-time equivalent workyears: *Provided further*,
23 That the number of positions filled through non-career ap-
24 pointment at the Immigration and Naturalization Service,
25 for which funding is provided in this Act or is otherwise
26 made available to the Immigration and Naturalization

1 Service, shall not exceed six permanent positions and six
2 full-time equivalent workyears: *Provided further*, That
3 none of the funds available to the Immigration and Natu-
4 ralization Service shall be used to pay any employee over-
5 time pay in an amount in excess of \$30,000 during the
6 calendar year beginning January 1, 2003, except that the
7 INS Commissioner may exceed this cap as necessary for
8 national security purposes and in cases of immigration
9 emergencies: *Provided further*, That funds may be used,
10 without limitation, for equipping, maintaining, and mak-
11 ing improvements to the infrastructure and the purchase
12 of vehicles for police-type use within the limits of the Im-
13 migration Enforcement and Border Affairs appropriation:
14 *Provided further*, That, in addition to reimbursable full-
15 time equivalent workyears available to the Immigration
16 and Naturalization Service, not to exceed 676 positions
17 and 450 full-time equivalent workyears shall be supported
18 from the funds appropriated under this heading in this
19 Act for the Immigration and Naturalization Service.

20 CONSTRUCTION

21 For planning, construction, renovation, equipping,
22 and maintenance of buildings and facilities necessary for
23 the administration and enforcement of the laws relating
24 to immigration, naturalization, and alien registration, not
25 otherwise provided for, \$267,137,000, to remain available
26 until expended: *Provided*, That no funds shall be available

1 workyears available to the Immigration and Naturaliza-
2 tion Service, not to exceed 3,287 positions and 3,258 full-
3 time workyears shall be supported from the funds appro-
4 priated under this heading in this Act for the Immigration
5 and Naturalization Service: *Provided further*, That, not-
6 withstanding any other provision of law, during fiscal year
7 2003, the Attorney General is authorized and directed to
8 impose disciplinary action, including termination of em-
9 ployment, pursuant to policies and procedures applicable
10 to employees of the Federal Bureau of Investigation, for
11 any employee of the Immigration and Naturalization Serv-
12 ice who violates policies and procedures set forth by the
13 Department of Justice relative to the granting of citizen-
14 ship or who willfully deceives the Congress or Department
15 leadership on any matter.

16 FEDERAL PRISON SYSTEM

17 SALARIES AND EXPENSES

18 For expenses necessary for the administration, oper-
19 ation, and maintenance of Federal penal and correctional
20 institutions, including purchase (not to exceed 713, of
21 which 504 are for replacement only) and hire of law en-
22 forcement and passenger motor vehicles, and for the provi-
23 sion of technical assistance and advice on corrections re-
24 lated issues to foreign governments, \$4,074,265,000: *Pro-*
25 *vided*, That the Attorney General may transfer to the

1 Health Resources and Services Administration such
2 amounts as may be necessary for direct expenditures by
3 that Administration for medical relief for inmates of Fed-
4 eral penal and correctional institutions: *Provided further,*
5 That the Director of the Federal Prison System (FPS),
6 where necessary, may enter into contracts with a fiscal
7 agent/fiscal intermediary claims processor to determine
8 the amounts payable to persons who, on behalf of FPS,
9 furnish health services to individuals committed to the
10 custody of FPS: *Provided further,* That not to exceed
11 \$6,000 shall be available for official reception and rep-
12 resentation expenses: *Provided further,* That not to exceed
13 \$50,000,000 shall remain available for necessary oper-
14 ations until September 30, 2004: *Provided further,* That,
15 of the amounts provided for Contract Confinement, not
16 to exceed \$20,000,000 shall remain available until ex-
17 pended to make payments in advance for grants, contracts
18 and reimbursable agreements, and other expenses author-
19 ized by section 501(c) of the Refugee Education Assist-
20 ance Act of 1980, as amended, for the care and security
21 in the United States of Cuban and Haitian entrants: *Pro-*
22 *vided further,* That the Director of the Federal Prison Sys-
23 tem may accept donated property and services relating to
24 the operation of the prison card program from a not-for-
25 profit entity which has operated such program in the past

1 notwithstanding the fact that such not-for-profit entity
2 furnishes services under contracts to the Federal Prison
3 System relating to the operation of pre-release services,
4 halfway houses or other custodial facilities.

5 BUILDINGS AND FACILITIES

6 For planning, acquisition of sites and construction of
7 new facilities; purchase and acquisition of facilities and re-
8 modeling, and equipping of such facilities for penal and
9 correctional use, including all necessary expenses incident
10 thereto, by contract or force account; and constructing,
11 remodeling, and equipping necessary buildings and facili-
12 ties at existing penal and correctional institutions, includ-
13 ing all necessary expenses incident thereto, by contract or
14 force account, \$395,243,000, to remain available until ex-
15 pended, of which not to exceed \$14,000,000 shall be avail-
16 able to construct areas for inmate work programs: *Pro-*
17 *vided*, That labor of United States prisoners may be used
18 for work performed under this appropriation: *Provided*
19 *further*, That not to exceed 10 percent of the funds appro-
20 priated to “Buildings and Facilities” in this or any other
21 Act may be transferred to “Salaries and Expenses”, Fed-
22 eral Prison System, upon notification by the Attorney
23 General to the Committees on Appropriations of the
24 House of Representatives and the Senate in compliance
25 with provisions set forth in section 605 of this Act.

1 FEDERAL PRISON INDUSTRIES, INCORPORATED

2 The Federal Prison Industries, Incorporated, is here-
3 by authorized to make such expenditures, within the limits
4 of funds and borrowing authority available, and in accord
5 with the law, and to make such contracts and commit-
6 ments, without regard to fiscal year limitations as pro-
7 vided by section 9104 of title 31, United States Code, as
8 may be necessary in carrying out the program set forth
9 in the budget for the current fiscal year for such corpora-
10 tion, including purchase (not to exceed five for replace-
11 ment only) and hire of passenger motor vehicles.

12 LIMITATION ON ADMINISTRATIVE EXPENSES, FEDERAL
13 PRISON INDUSTRIES, INCORPORATED

14 Not to exceed \$3,429,000 of the funds of the corpora-
15 tion shall be available for its administrative expenses, and
16 for services as authorized by 5 U.S.C. 3109, to be com-
17 puted on an accrual basis to be determined in accordance
18 with the corporation's current prescribed accounting sys-
19 tem, and such amounts shall be exclusive of depreciation,
20 payment of claims, and expenditures which the said ac-
21 counting system requires to be capitalized or charged to
22 cost of commodities acquired or produced, including sell-
23 ing and shipping expenses, and expenses in connection
24 with acquisition, construction, operation, maintenance, im-
25 provement, protection, or disposition of facilities and other

1 property belonging to the corporation or in which it has
2 an interest.

3 OFFICE OF JUSTICE PROGRAMS

4 JUSTICE ASSISTANCE

5 For grants, contracts, cooperative agreements, and
6 other assistance authorized by title I of the Omnibus
7 Crime Control and Safe Streets Act of 1968, as amended,
8 and the Missing Children's Assistance Act, as amended,
9 including salaries and expenses in connection therewith,
10 and with the Victims of Crime Act of 1984, as amended,
11 \$210,049,000, to remain available until expended: *Pro-*
12 *vided*, That all balances under this heading for
13 counterterrorism programs may be transferred to and
14 merged with the appropriation for "Domestic Prepared-
15 ness".

16 DOMESTIC PREPAREDNESS

17 For grants, cooperative agreements, and other assist-
18 ance authorized by sections 819 and 821 of the
19 Antiterrorism and Effective Death Penalty Act of 1996
20 and for other counterterrorism programs, including train-
21 ing, exercises and equipment for fire, emergency medical,
22 hazmat, law enforcement, and other first responders to
23 prevent and respond to acts of terrorism, including inci-
24 dents involving weapons of mass destruction or chemical
25 or biological weapons, \$307,610,000, to remain available
26 until expended, of which \$50,000,000 shall be for a high-

1 threat urban area domestic preparedness program and
2 \$20,000,000 shall be for the electronic dissemination of
3 terrorist threat information.

4 COMMUNICATIONS AND INTEROPERABILITY PROGRAM

5 For grants, cooperative agreements, and other assist-
6 ance for emergency communications equipment and plan-
7 ning to assist fire, emergency medical, hazmat, law en-
8 forcement, and other first responders in preventing and
9 responding to emergencies including acts of terrorism,
10 \$200,000,000, to remain available until expended.

11 STATE AND LOCAL LAW ENFORCEMENT ASSISTANCE

12 For assistance authorized by the Violent Crime Con-
13 trol and Law Enforcement Act of 1994 (Public Law 103-
14 322), as amended (“the 1994 Act”); the Omnibus Crime
15 Control and Safe Streets Act of 1968, as amended (“the
16 1968 Act”); the Victims of Child Abuse Act of 1990, as
17 amended (“the 1990 Act”); and the Victims of Trafficking
18 and Violence Protection Act of 2000 (Public Law 106-
19 386); \$2,281,025,000 (including amounts for administra-
20 tive costs, which shall be transferred to and merged with
21 the “Justice Assistance” account), to remain available
22 until expended as follows:

23 (1) \$400,000,000 for Local Law Enforcement
24 Block Grants, pursuant to H.R. 728 as passed by
25 the House of Representatives on February 14, 1995,
26 except that for purposes of this Act and retroactive

1 to October 1, 2000, Guam shall be considered as one
2 “State” for all purposes under H.R. 728, notwith-
3 standing any provision of section 108(3) thereof, the
4 Commonwealth of Puerto Rico shall be considered a
5 “unit of local government” as well as a “State”, for
6 the purposes set forth in paragraphs (A), (B), (D),
7 (F), and (I) of section 101(a)(2) of H.R. 728, and
8 for establishing crime prevention programs involving
9 cooperation between community residents and law
10 enforcement personnel in order to control, detect, or
11 investigate crime or the prosecution of criminals:
12 *Provided*, That no funds provided under this heading
13 may be used as matching funds for any other Fed-
14 eral grant program, of which—

15 (A) \$70,000,000 shall be for Boys and
16 Girls Clubs in public housing facilities and
17 other areas in cooperation with State and local
18 law enforcement: *Provided*, That funds may
19 also be used to defray the costs of indemnifica-
20 tion insurance for law enforcement officers;

21 (B) \$19,956,000 shall be available for
22 grants, contracts, and other assistance to carry
23 out section 102(c) of H.R. 728; and

24 (C) \$7,500,000 for Citizen Corps programs
25 administered by the Department of Justice, of

1 which \$4,500,000 shall be for expanding Neigh-
2 borhood Watch programs and \$3,000,000 shall
3 be for volunteers in policing services programs;

4 (2) \$610,000 for Hate Crimes Training and
5 Technical Assistance;

6 (3) \$500,000,000 for the State Criminal Alien
7 Assistance Program, as authorized by section 242(j)
8 of the Immigration and Nationality Act, as amend-
9 ed;

10 (4) \$5,000,000 for the Cooperative Agreement
11 Program;

12 (5) \$12,971,000 for assistance to Indian tribes,
13 of which—

14 (A) \$7,982,000 shall be available for the
15 Tribal Courts Initiative; and

16 (B) \$4,989,000 shall be available for dem-
17 onstration grants on alcohol and crime in In-
18 dian Country;

19 (6) \$594,489,000 for programs authorized by
20 part E of title I of the 1968 Act, notwithstanding
21 the provisions of section 511 of said Act, of which
22 \$94,489,000 shall be for discretionary grants under
23 the Edward Byrne Memorial State and Local Law
24 Enforcement Assistance Programs;

1 (7) \$390,565,000 for programs to address vio-
2 lence against women, of which—

3 (A) \$11,975,000 shall be for the Court Ap-
4 pointed Special Advocate Program, as author-
5 ized by section 218 of the 1990 Act;

6 (B) \$2,296,000 shall be for Child Abuse
7 Training Programs for Judicial Personnel and
8 Practitioners, as authorized by section 224 of
9 the 1990 Act;

10 (C) \$998,000 shall be for grants for tele-
11 vised testimony, as authorized by section
12 1001(a)(7) of the 1968 Act;

13 (D) \$184,937,000 shall be for Grants to
14 Combat Violence Against Women, to States,
15 units of local government, and Indian tribal
16 governments, as authorized by section
17 1001(a)(18) of the 1968 Act, of which—

18 (i) \$1,000,000 shall be for the Bureau
19 of Justice Statistics for grants, contracts,
20 and other assistance for a domestic vio-
21 lence Federal case processing study;

22 (ii) \$5,200,000 shall be for the Na-
23 tional Institute of Justice for grants, con-
24 tracts, and other assistance for research

1 and evaluation of violence against women;
2 and

3 (iii) \$10,000,000 shall be for the Of-
4 fice of Juvenile Justice and Delinquency
5 Prevention for the Safe Start Program, to
6 be administered as authorized by part C of
7 the Juvenile Justice and Delinquency Act
8 of 1974, as amended;

9 (E) \$64,925,000 shall be for Grants to
10 Encourage Arrest Policies to States, units of
11 local government, and Indian tribal govern-
12 ments, as authorized by section 1001(a)(19) of
13 the 1968 Act;

14 (F) \$39,945,000 shall be for Rural Domes-
15 tic Violence and Child Abuse Enforcement As-
16 sistance Grants, as authorized by section 40295
17 of the 1994 Act;

18 (G) \$4,989,000 shall be for training pro-
19 grams to assist probation and parole officers
20 who work with released sex offenders, as au-
21 thorized by section 40152(c) of the 1994 Act,
22 and for local demonstration projects;

23 (H) \$3,000,000 shall be for grants to
24 States and units of local government to improve
25 the process for entering data regarding stalking

1 and domestic violence into local, State, and na-
2 tional crime information databases, as author-
3 ized by section 40602 of the 1994 Act;

4 (I) \$10,000,000 shall be for grants to re-
5 duce Violent Crimes Against Women on Cam-
6 pus, as authorized by section 1108(a) of Public
7 Law 106–386;

8 (J) \$40,000,000 shall be for Legal Assist-
9 ance for Victims, as authorized by section 1201
10 of Public Law 106–386;

11 (K) \$5,000,000 shall be for enhancing pro-
12 tection for older and disabled women from do-
13 mestic violence and sexual assault as authorized
14 by section 40801 of the 1994 Act;

15 (L) \$15,000,000 shall be for the Safe Ha-
16 vens for Children Pilot Program as authorized
17 by section 1301 of Public Law 106–386; and

18 (M) \$7,500,000 shall be for Education and
19 Training to end violence against and abuse of
20 women with disabilities, as authorized by sec-
21 tion 1402 of Public Law 106–386;

22 (8) \$10,000,000 for victim services programs
23 for victims of trafficking, as authorized by section
24 107(b)(2) of Public Law 106–386;

1 (9) \$70,000,000 for grants for residential sub-
2 stance abuse treatment for State prisoners, as au-
3 thorized by section 1001(a)(17) of the 1968 Act:
4 *Provided*, That States that have in-prison drug
5 treatment programs, in compliance with Federal re-
6 quirements, may use their residential substance
7 abuse grant funds for treatment, both during incar-
8 ceration and after release;

9 (10) \$898,000 for the Missing Alzheimer's Dis-
10 ease Patient Alert Program, as authorized by section
11 240001(c) of the 1994 Act;

12 (11) \$50,000,000 for Drug Courts, as author-
13 ized by Part EE of Title I of the 1968 Act;

14 (12) \$1,497,000 for Law Enforcement Family
15 Support Programs, as authorized by section
16 1001(a)(21) of the 1968 Act;

17 (13) \$1,995,000 for public awareness programs
18 addressing marketing scams aimed at senior citi-
19 zens, as authorized by section 250005(3) of the
20 1994 Act;

21 (14) \$215,000,000 for Juvenile Accountability
22 Incentive Block Grants, of which \$75,000,000 shall
23 be available for grants, contracts, and other assist-
24 ance under the Project ChildSafe Initiative, except
25 that such funds shall be subject to the same terms

1 and conditions as set forth in the provisions under
2 this heading for this program in Public Law 105–
3 119, but all references in such provisions to 1998
4 shall be deemed to refer instead to 2003, and Guam
5 shall be considered a “State” for the purposes of
6 title III of H.R. 3, as passed by the House of Rep-
7 resentatives on May 8, 1997;

8 (15) \$10,000,000 for a prescription drug moni-
9 toring program; and

10 (16) \$18,000,000 for implementation of prison
11 rape prevention and prosecution programs:

12 *Provided*, That funds made available in fiscal year 2003
13 under subpart 1 of part E of title I of the 1968 Act may
14 be obligated for programs to assist States in the litigation
15 processing of death penalty Federal habeas corpus peti-
16 tions and for drug testing initiatives: *Provided further*,
17 That, if a unit of local government uses any of the funds
18 made available under this title to increase the number of
19 law enforcement officers, the unit of local government will
20 achieve a net gain in the number of law enforcement offi-
21 cers who perform nonadministrative public safety service.

22 WEED AND SEED PROGRAM FUND

23 For necessary expenses, including salaries and re-
24 lated expenses of the Executive Office for Weed and Seed,
25 to implement “Weed and Seed” program activities,
26 \$58,925,000, to remain available until expended, for inter-

1 governmental agreements, including grants, cooperative
2 agreements, and contracts, with State and local law en-
3 forcement agencies, non-profit organizations, and agencies
4 of local government engaged in the investigation and pros-
5 ecution of violent crimes and drug offenses in “Weed and
6 Seed” designated communities, and for either reimburse-
7 ments or transfers to appropriation accounts of the De-
8 partment of Justice and other Federal agencies which
9 shall be specified by the Attorney General to execute the
10 “Weed and Seed” program strategy: *Provided*, That funds
11 designated by Congress through language for other De-
12 partment of Justice appropriation accounts for “Weed and
13 Seed” program activities shall be managed and executed
14 by the Attorney General through the Executive Office for
15 Weed and Seed: *Provided further*, That the Attorney Gen-
16 eral may direct the use of other Department of Justice
17 funds and personnel in support of “Weed and Seed” pro-
18 gram activities only after the Attorney General notifies the
19 Committees on Appropriations of the House of Represent-
20 atives and the Senate in accordance with section 605 of
21 this Act.

22 COMMUNITY ORIENTED POLICING SERVICES

23 For activities authorized by the Violent Crime Con-
24 trol and Law Enforcement Act of 1994, Public Law 103-
25 322 (“the 1994 Act”) (including administrative costs),
26 \$896,220,000, to remain available until expended: *Pro-*

1 *vided*, That no funds that become available as a result of
2 deobligations from prior year balances may be obligated
3 except in accordance with section 605 of this Act: *Provided*
4 *further*, That section 1703 (b) and (c) of the 1968 Act
5 shall not apply to non-hiring grants made pursuant to part
6 Q of title I thereof (42 U.S.C. 3796dd et seq.).

7 Of the amounts provided—

8 (1) for Public Safety and Community Policing
9 Grants pursuant to title I of the 1994 Act,
10 \$376,106,000 as follows: \$200,000,000 for the hir-
11 ing of law enforcement officers including school re-
12 source officers to prevent acts of terrorism and other
13 violent and drug-related crimes; \$20,662,000 for
14 training and technical assistance; \$25,444,000 for
15 the matching grant program for Law Enforcement
16 Armor Vests pursuant to section 2501 of part Y of
17 the Omnibus Crime Control and Safe Streets Act of
18 1968, as amended (“the 1968 Act”); \$30,000,000 to
19 improve tribal law enforcement including equipment
20 and training; \$75,000,000 for policing initiatives to
21 combat methamphetamine production and traf-
22 ficking and to enhance policing initiatives in “drug
23 hot spots”; and \$25,000,000 for Police Corps edu-
24 cation, training, and service under sections 200101–
25 200113 of the 1994 Act: *Provided*, That funding

1 agreements shall include the funding for the outyear
2 program costs of new recruits;

3 (2) for crime technology, \$357,287,000 as fol-
4 lows: \$130,000,000 for a law enforcement tech-
5 nology program; \$60,000,000 for grants to upgrade
6 criminal records, as authorized under the Crime
7 Identification Technology Act of 1998 (42 U.S.C.
8 14601); \$45,000,000 for DNA analysis and backlog
9 reduction to be used as authorized by the DNA
10 Analysis Backlog Elimination Act of 2000 (Public
11 Law 106–546); \$35,000,000 for State and local
12 DNA laboratories as authorized by section
13 1001(a)(22) of the 1968 Act, and for improvements
14 to State and local forensic laboratory general foren-
15 sic science capacity and capabilities; and
16 \$87,287,000 for grants, contracts and other assist-
17 ance to States under section 102(b) of the Crime
18 Identification Technology Act of 1998 (42 U.S.C.
19 14601), of which \$17,000,000 is for the National
20 Institute of Justice for grants, contracts, and other
21 agreements to develop school safety technologies and
22 training;

23 (3) for prosecution assistance, \$59,780,000 as
24 follows: \$49,780,000 for a national program to re-
25 duce gun violence, and \$10,000,000 for the South-

1 west Border Prosecutor Initiative to reimburse
2 State, county, parish, tribal, or municipal govern-
3 ments only for Federal costs associated with the
4 prosecution of criminal cases declined by local U.S.
5 Attorneys offices;

6 (4) for grants, training, technical assistance,
7 and other expenses to support community crime pre-
8 vention efforts, \$70,235,000 as follows: \$15,000,000
9 for Project Sentry; \$14,934,000 for an offender re-
10 entry program; \$23,338,000 for the Safe Schools
11 Initiative; and \$16,963,000 for a police integrity
12 program; and

13 (5) not to exceed \$32,812,000 for program
14 management and administration.

15 JUVENILE JUSTICE PROGRAMS

16 For grants, contracts, cooperative agreements, and
17 other assistance authorized by the Juvenile Justice and
18 Delinquency Prevention Act of 1974, as amended (“the
19 Act”), and other juvenile justice programs, including sala-
20 ries and expenses in connection therewith to be trans-
21 ferred to and merged with the appropriations for Justice
22 Assistance, \$248,320,000, to remain available until ex-
23 pended, as authorized by section 299 of part I of title II
24 and section 506 of title V of the Act, as amended by Public
25 Law 102–586, of which: (1) notwithstanding any other
26 provision of law, \$6,832,000 shall be available for ex-

1 penses authorized by part A of title II of the Act,
2 \$85,058,000 shall be available for expenses authorized by
3 part B of title II of the Act, including training and tech-
4 nical assistance to help small, non-profit organizations
5 with the Federal grants process, and \$58,513,000 shall
6 be available for expenses authorized by part C of title II
7 of the Act and other juvenile justice programs: *Provided*,
8 That \$26,442,000 of the amounts provided for part B of
9 title II of the Act, as amended, is for the purpose of pro-
10 viding additional formula grants under part B to States
11 that provide assurances to the Administrator that the
12 State has in effect (or will have in effect no later than
13 1 year after date of application) policies and programs
14 that ensure that juveniles are subject to accountability-
15 based sanctions for every act for which they are adju-
16 dicated delinquent; (2) \$11,974,000 shall be available for
17 expenses for prevention and treatment programs relating
18 to juvenile gangs; (3) \$9,978,000 shall be available for ex-
19 penses authorized by section 285 of part E of title II of
20 the Act; (4) \$15,965,000 shall be available for expenses
21 for juvenile mentoring programs; and (5) \$60,000,000
22 shall be available for incentive grants for local delinquency
23 prevention programs; of which \$12,472,000 shall be for
24 delinquency prevention, control, and system improvement
25 programs for tribal youth; of which \$14,967,000 shall be

1 available for the School Safety Initiative including
2 \$5,033,000 for grants, contracts, and other assistance
3 under the Project Sentry Initiative; and of which
4 \$30,000,000 shall be available for grants of \$400,000 to
5 each State and \$9,600,000 shall be available for discre-
6 tionary grants to States, for programs and activities to
7 enforce State laws prohibiting the sale of alcoholic bev-
8 erages to minors or the purchase or consumption of alco-
9 holic beverages by minors, prevention and reduction of
10 consumption of alcoholic beverages by minors, and for
11 technical assistance and training: *Provided further*, That
12 of amounts made available under the Juvenile Justice Pro-
13 grams of the Office of Justice Programs to carry out part
14 B (relating to Federal Assistance for State and Local Pro-
15 grams), subpart II of part C (relating to Special Emphasis
16 Prevention and Treatment Programs), part D (relating to
17 Gang-Free Schools and Communities and Community-
18 Based Gang Intervention), part E (relating to State Chal-
19 lenge Activities), and part G (relating to Mentoring) of
20 title II of the Juvenile Justice and Delinquency Prevention
21 Act of 1974, and to carry out the At-Risk Children's Pro-
22 gram under title V of that Act, not more than 10 percent
23 of each such amount may be used for research, evaluation,
24 and statistics activities designed to benefit the programs
25 or activities authorized under the appropriate part or title,

1 and not more than 2 percent of each such amount may
2 be used for training and technical assistance activities de-
3 signed to benefit the programs or activities authorized
4 under that part or title.

5 In addition, for grants, contracts, cooperative agree-
6 ments, and other assistance authorized by the Victims of
7 Child Abuse Act of 1990, as amended, \$9,481,000, to re-
8 main available until expended, as authorized by section
9 214B of the Act.

10 PUBLIC SAFETY OFFICERS BENEFITS

11 To remain available until expended, for payments au-
12 thorized by part L of title I of the Omnibus Crime Control
13 and Safe Streets Act of 1968 (42 U.S.C. 3796), as amend-
14 ed, such sums as are necessary, as authorized by section
15 6093 of Public Law 100–690 (102 Stat. 4339–4340); and
16 \$2,500,000, to remain available until expended for pay-
17 ments as authorized by section 1212 of said Act.

18 GENERAL PROVISIONS—DEPARTMENT OF JUSTICE

19 SEC. 101. In addition to amounts otherwise made
20 available in this title for official reception and representa-
21 tion expenses, a total of not to exceed \$45,000 from funds
22 appropriated to the Department of Justice in this title
23 shall be available to the Attorney General for official re-
24 ception and representation expenses in accordance with
25 distributions, procedures, and regulations established by
26 the Attorney General.

1 SEC. 102. None of the funds appropriated by this
2 title shall be available to pay for an abortion, except where
3 the life of the mother would be endangered if the fetus
4 were carried to term, or in the case of rape: *Provided*,
5 That should this prohibition be declared unconstitutional
6 by a court of competent jurisdiction, this section shall be
7 null and void.

8 SEC. 103. None of the funds appropriated under this
9 title shall be used to require any person to perform, or
10 facilitate in any way the performance of, any abortion.

11 SEC. 104. Nothing in the preceding section shall re-
12 move the obligation of the Director of the Bureau of Pris-
13 ons to provide escort services necessary for a female in-
14 mate to receive such service outside the Federal facility:
15 *Provided*, That nothing in this section in any way dimin-
16 ishes the effect of section 104 intended to address the phil-
17 osophical beliefs of individual employees of the Bureau of
18 Prisons.

19 SEC. 105. Notwithstanding any other provision of
20 law, not to exceed \$10,000,000 of the funds made avail-
21 able in this Act may be used to establish and publicize
22 a program under which publicly advertised, extraordinary
23 rewards may be paid, which shall not be subject to spend-
24 ing limitations contained in sections 3059 and 3072 of
25 title 18, United States Code: *Provided*, That any reward

1 of \$100,000 or more, up to a maximum of \$2,000,000,
2 may not be made without the personal approval of the
3 President or the Attorney General and such approval may
4 not be delegated: *Provided further*, That rewards made
5 pursuant to section 501 of Public Law 107–56 shall not
6 be subject to this section.

7 SEC. 106. Not to exceed 5 percent of any appropria-
8 tion made available for the current fiscal year for the De-
9 partment of Justice in this Act may be transferred be-
10 tween such appropriations, but no such appropriation, ex-
11 cept as otherwise specifically provided, shall be increased
12 by more than 10 percent by any such transfers: *Provided*,
13 That any transfer pursuant to this section shall be treated
14 as a reprogramming of funds under section 605 of this
15 Act and shall not be available for obligation except in com-
16 pliance with the procedures set forth in that section.

17 SEC. 107. Section 114 of Public Law 107–77 shall
18 remain in effect during fiscal year 2003.

19 SEC. 108. Section 286(e) of the Immigration and Na-
20 tionality Act (8 U.S.C. 1356(e)) is amended by striking
21 paragraph (3) and replacing it with the following:

22 “(3) The Attorney General shall charge and col-
23 lect \$3 per individual for the immigration inspection
24 or pre-inspection of each commercial vessel pas-
25 senger whose journey originated in the United

1 States or in any place set forth in paragraph (1):
2 *Provided*, That this requirement shall not apply to
3 immigration inspection at designated ports of entry
4 of passengers arriving by ferry, or by Great Lakes
5 vessels on the Great Lakes and connecting water-
6 ways when operating on a regular schedule. For the
7 purposes of this paragraph, the term ‘ferry’ means
8 a vessel, in other than ocean or coastwise service,
9 having provisions only for deck passengers and/or
10 vehicles, operating on a short run on a frequent
11 schedule between two points over the most direct
12 water route, and offering a public service of a type
13 normally attributed to a bridge or tunnel.”.

14 SEC. 109. The Director of the Federal Bureau of In-
15 vestigation shall appoint a standing advisory panel, report-
16 ing directly to the Director, to study, assess, and advise
17 periodically on the research, development, and application
18 of existing and emerging science and technology advances
19 and other topics: *Provided*, That the panel shall not be
20 considered to be a Federal advisory committee for pur-
21 poses of the Federal Advisory Committee Act (5 U.S.C.
22 App).

23 This title may be cited as the “Department of Justice
24 Appropriations Act, 2003”.

1 TITLE II—DEPARTMENT OF COMMERCE AND
2 RELATED AGENCIES
3 TRADE AND INFRASTRUCTURE DEVELOPMENT
4 RELATED AGENCIES
5 OFFICE OF THE UNITED STATES TRADE
6 REPRESENTATIVE
7 SALARIES AND EXPENSES

8 For necessary expenses of the Office of the United
9 States Trade Representative, including the hire of pas-
10 senger motor vehicles and the employment of experts and
11 consultants as authorized by 5 U.S.C. 3109, \$32,000,000,
12 of which \$1,000,000 shall remain available until expended:
13 *Provided*, That not to exceed \$98,000 shall be available
14 for official reception and representation expenses.

15 INTERNATIONAL TRADE COMMISSION
16 SALARIES AND EXPENSES

17 For necessary expenses of the International Trade
18 Commission, including hire of passenger motor vehicles,
19 and services as authorized by 5 U.S.C. 3109, and not to
20 exceed \$2,500 for official reception and representation ex-
21 penses, \$53,000,000, to remain available until expended.

1 DEPARTMENT OF COMMERCE
2 INTERNATIONAL TRADE ADMINISTRATION
3 OPERATIONS AND ADMINISTRATION

4 For necessary expenses for international trade activi-
5 ties of the Department of Commerce provided for by law,
6 and for engaging in trade promotional activities abroad,
7 including expenses of grants and cooperative agreements
8 for the purpose of promoting exports of United States
9 firms, without regard to 44 U.S.C. 3702 and 3703; full
10 medical coverage for dependent members of immediate
11 families of employees stationed overseas and employees
12 temporarily posted overseas; travel and transportation of
13 employees of the United States and Foreign Commercial
14 Service between two points abroad, without regard to 49
15 U.S.C. 1517; employment of Americans and aliens by con-
16 tract for services; rental of space abroad for periods not
17 exceeding 10 years, and expenses of alteration, repair, or
18 improvement; purchase or construction of temporary de-
19 mountable exhibition structures for use abroad; payment
20 of tort claims, in the manner authorized in the first para-
21 graph of 28 U.S.C. 2672 when such claims arise in foreign
22 countries; not to exceed \$327,000 for official representa-
23 tion expenses abroad; purchase of passenger motor vehi-
24 cles for official use abroad, not to exceed \$30,000 per vehi-
25 cle; obtaining insurance on official motor vehicles; and

1 rental of tie lines, \$373,807,000, to remain available until
2 expended, of which \$13,000,000 is to be derived from fees
3 to be retained and used by the International Trade Admin-
4 istration, notwithstanding 31 U.S.C. 3302: *Provided*, That
5 \$67,690,000 shall be for Trade Development,
6 \$32,729,000 shall be for Market Access and Compliance,
7 \$48,516,000 shall be for the Import Administration,
8 \$199,640,000 shall be for the United States and Foreign
9 Commercial Service, and \$25,232,000 shall be for Execu-
10 tive Direction and Administration: *Provided further*, That
11 the provisions of the first sentence of section 105(f) and
12 all of section 108(c) of the Mutual Educational and Cul-
13 tural Exchange Act of 1961 (22 U.S.C. 2455(f) and
14 2458(c)) shall apply in carrying out these activities with-
15 out regard to section 5412 of the Omnibus Trade and
16 Competitiveness Act of 1988 (15 U.S.C. 4912); and that
17 for the purpose of this Act, contributions under the provi-
18 sions of the Mutual Educational and Cultural Exchange
19 Act shall include payment for assessments for services pro-
20 vided as part of these activities.

21 BUREAU OF INDUSTRY AND SECURITY

22 OPERATIONS AND ADMINISTRATION

23 For necessary expenses for export administration and
24 national security activities of the Department of Com-
25 merce, including costs associated with the performance of

1 export administration field activities both domestically and
2 abroad; full medical coverage for dependent members of
3 immediate families of employees stationed overseas; em-
4 ployment of Americans and aliens by contract for services
5 abroad; payment of tort claims, in the manner authorized
6 in the first paragraph of 28 U.S.C. 2672 when such claims
7 arise in foreign countries; not to exceed \$15,000 for offi-
8 cial representation expenses abroad; awards of compensa-
9 tion to informers under the Export Administration Act of
10 1979, and as authorized by 22 U.S.C. 401(b); purchase
11 of passenger motor vehicles for official use and motor vehi-
12 cles for law enforcement use with special requirement vehi-
13 cles eligible for purchase without regard to any price limi-
14 tation otherwise established by law, \$69,893,000, of which
15 \$7,250,000 including \$1,600,000 in prior year unobli-
16 gated balances shall be for inspections and other activities
17 related to national security: *Provided*, That the provisions
18 of the first sentence of section 105(f) and all of section
19 108(c) of the Mutual Educational and Cultural Exchange
20 Act of 1961 (22 U.S.C. 2455(f) and 2458(c)) shall apply
21 in carrying out these activities: *Provided further*, That
22 payments and contributions collected and accepted for ma-
23 terials or services provided as part of such activities may
24 be retained for use in covering the cost of such activities,
25 and for providing information to the public with respect

1 to the export administration and national security activi-
2 ties of the Department of Commerce and other export con-
3 trol programs of the United States and other govern-
4 ments.

5 ECONOMIC DEVELOPMENT ADMINISTRATION

6 ECONOMIC DEVELOPMENT ASSISTANCE PROGRAMS

7 For grants for economic development assistance as
8 provided by the Public Works and Economic Development
9 Act of 1965, as amended, and for trade adjustment assist-
10 ance, \$317,235,000, to remain available until expended.

11 SALARIES AND EXPENSES

12 For necessary expenses of administering the eco-
13 nomic development assistance programs as provided for by
14 law, \$30,765,000: *Provided*, That these funds may be used
15 to monitor projects approved pursuant to title I of the
16 Public Works Employment Act of 1976, as amended, title
17 II of the Trade Act of 1974, as amended, and the Commu-
18 nity Emergency Drought Relief Act of 1977.

19 MINORITY BUSINESS DEVELOPMENT AGENCY

20 MINORITY BUSINESS DEVELOPMENT

21 For necessary expenses of the Department of Com-
22 merce in fostering, promoting, and developing minority
23 business enterprise, including expenses of grants, con-
24 tracts, and other agreements with public or private organi-
25 zations, \$28,906,000.

1 ECONOMIC AND INFORMATION INFRASTRUCTURE

2 ECONOMIC AND STATISTICAL ANALYSIS

3 SALARIES AND EXPENSES

4 For necessary expenses, as authorized by law, of eco-
5 nomic and statistical analysis programs of the Department
6 of Commerce, \$73,220,000, to remain available until Sep-
7 tember 30, 2004.

8 BUREAU OF THE CENSUS

9 SALARIES AND EXPENSES

10 For expenses necessary for collecting, compiling, ana-
11 lyzing, preparing, and publishing statistics, provided for
12 by law, \$189,181,000.

13 PERIODIC CENSUSES AND PROGRAMS

14 For necessary expenses related to the 2000 decennial
15 census, \$83,710,000, to remain available until expended:
16 *Provided*, That, of the total amount available related to
17 the 2000 decennial census (\$41,893,000 in new appropria-
18 tions and \$41,817,000 in deobligated balances from prior
19 years), \$3,461,000 is for Program Development and Man-
20 agement; \$42,651,000 is for Data Content and Products;
21 \$4,630,000 is for Field Data Collection and Support Sys-
22 tems; \$12,826,000 is for Automated Data Processing and
23 Telecommunications Support; \$16,333,000 is for Testing
24 and Evaluation; \$2,472,000 is for activities related to
25 Puerto Rico, the Virgin Islands and Pacific Areas; and

1 \$1,337,000 is for Marketing, Communications and Part-
2 nership activities.

3 In addition, for expenses related to planning, testing,
4 and implementing the 2010 decennial census,
5 \$143,306,000.

6 In addition, for expenses to collect and publish statis-
7 ties for other periodic censuses and programs provided for
8 by law, \$183,283,000, to remain available until expended:
9 *Provided*, That regarding engineering and design of a fa-
10 cility at the Suitland Federal Center, quarterly reports re-
11 garding the expenditure of funds and project planning, de-
12 sign and cost decisions shall be provided by the Bureau,
13 in cooperation with the General Services Administration,
14 to the Committees on Appropriations of the Senate and
15 the House of Representatives: *Provided further*, That none
16 of the funds provided in this Act or any other Act under
17 the heading “Bureau of the Census, Periodic Censuses
18 and Programs” shall be used to fund the construction and
19 tenant build-out costs of a facility at the Suitland Federal
20 Center.

21 NATIONAL TELECOMMUNICATIONS AND INFORMATION

22 ADMINISTRATION

23 SALARIES AND EXPENSES

24 For necessary expenses, as provided for by law, of
25 the National Telecommunications and Information Ad-

1 ministration (NTIA), \$16,153,000, to remain available
2 until expended: *Provided*, That, notwithstanding 31
3 U.S.C. 1535(d), the Secretary of Commerce shall charge
4 Federal agencies for costs incurred in spectrum manage-
5 ment, analysis, and operations, and related services and
6 such fees shall be retained and used as offsetting collec-
7 tions for costs of such spectrum services, to remain avail-
8 able until expended: *Provided further*, That hereafter, not-
9 withstanding any other provision of law, NTIA shall not
10 authorize spectrum use or provide any spectrum functions
11 pursuant to the National Telecommunications and Infor-
12 mation Administration Organization Act, 47 U.S.C. 902–
13 903, to any Federal entity without reimbursement as re-
14 quired by NTIA for such spectrum management costs, and
15 Federal entities withholding payment of such cost shall
16 not use spectrum: *Provided further*, That the Secretary of
17 Commerce is authorized to retain and use as offsetting
18 collections all funds transferred, or previously transferred,
19 from other Government agencies for all costs incurred in
20 telecommunications research, engineering, and related ac-
21 tivities by the Institute for Telecommunication Sciences
22 of NTIA, in furtherance of its assigned functions under
23 this paragraph, and such funds received from other Gov-
24 ernment agencies shall remain available until expended.

1 PUBLIC TELECOMMUNICATIONS FACILITIES, PLANNING
2 AND CONSTRUCTION

3 For grants authorized by section 392 of the Commu-
4 nications Act of 1934, as amended, \$43,556,000, to re-
5 main available until expended as authorized by section 391
6 of the Act, as amended: *Provided*, That not to exceed
7 \$2,478,000 shall be available for program administration
8 as authorized by section 391 of the Act: *Provided further*,
9 That, notwithstanding the provisions of section 391 of the
10 Act, the prior year unobligated balances may be made
11 available for grants for projects for which applications
12 have been submitted and approved during any fiscal year.

13 INFORMATION INFRASTRUCTURE GRANTS

14 For grants authorized by section 392 of the Commu-
15 nications Act of 1934, as amended, \$15,503,000, to re-
16 main available until expended as authorized by section 391
17 of the Act, as amended: *Provided*, That not to exceed
18 \$3,097,000 shall be available for program administration
19 and other support activities as authorized by section 391:
20 *Provided further*, That, of the funds appropriated herein,
21 not to exceed 5 percent may be available for telecommuni-
22 cations research activities for projects related directly to
23 the development of a national information infrastructure:
24 *Provided further*, That, notwithstanding the requirements
25 of sections 392(a) and 392(c) of the Act, these funds may
26 be used for the planning and construction of telecommuni-

1 cations networks for the provision of educational, cultural,
2 health care, public information, public safety, or other so-
3 cial services: *Provided further*, That, notwithstanding any
4 other provision of law, no entity that receives tele-
5 communications services at preferential rates under sec-
6 tion 254(h) of the Act (47 U.S.C. 254(h)) or receives as-
7 sistance under the regional information sharing systems
8 grant program of the Department of Justice under part
9 M of title I of the Omnibus Crime Control and Safe
10 Streets Act of 1968 (42 U.S.C. 3796h) may use funds
11 under a grant under this heading to cover any costs of
12 the entity that would otherwise be covered by such pref-
13 erential rates or such assistance, as the case may be.

14 UNITED STATES PATENT AND TRADEMARK OFFICE

15 SALARIES AND EXPENSES

16 For necessary expenses of the United States Patent
17 and Trademark Office provided for by law, including de-
18 fense of suits instituted against the Under Secretary of
19 Commerce for Intellectual Property and Director of the
20 United States Patent and Trademark Office,
21 \$1,156,000,000, to remain available until expended, which
22 amount shall be derived from offsetting collections as-
23 sessed and collected pursuant to 15 U.S.C. 1113 and 35
24 U.S.C. 41 and 376, and shall be retained and used for
25 necessary expenses in this appropriation: *Provided*, That

1 the sum herein appropriated from the general fund shall
2 be reduced as such offsetting collections are received dur-
3 ing fiscal year 2003, so as to result in a fiscal year 2003
4 appropriation from the general fund estimated at \$0: *Pro-*
5 *vided further*, That during fiscal year 2003, should the
6 total amount of offsetting fee collections be less than
7 \$1,156,000,000, the total amounts available to the United
8 States Patent and Trademark Office shall be reduced ac-
9 cordingly: *Provided further*, That an additional amount
10 not to exceed \$100,000,000 from fees collected in prior
11 fiscal years shall be available for obligation in fiscal year
12 2003, to remain available until expended: *Provided further*,
13 That from amounts provided herein, not to exceed \$1,000
14 shall be made available in fiscal year 2003 for official re-
15 ception and representation expenses.

16 SCIENCE AND TECHNOLOGY

17 TECHNOLOGY ADMINISTRATION

18 SALARIES AND EXPENSES

19 For necessary expenses for the Under Secretary for
20 Technology/Office of Technology Policy, \$7,886,000.

21 NATIONAL INSTITUTE OF STANDARDS AND TECHNOLOGY

22 SCIENTIFIC AND TECHNICAL RESEARCH AND SERVICES

23 For necessary expenses of the National Institute of
24 Standards and Technology, \$351,296,000, to remain

1 available until expended, of which not to exceed \$282,000
2 may be transferred to the “Working Capital Fund”.

3 INDUSTRIAL TECHNOLOGY SERVICES

4 For necessary expenses of the Manufacturing Exten-
5 sion Partnership of the National Institute of Standards
6 and Technology, \$110,000,000, to remain available until
7 expended: *Provided*, That the Secretary of Commerce is
8 authorized to enter into agreements with one or more non-
9 profit organizations for the purpose of carrying out collec-
10 tive research and development initiatives pertaining to 15
11 U.S.C. 278k paragraph (a), and is authorized to seek and
12 accept contributions from public and private sources to
13 support these efforts as necessary.

14 CONSTRUCTION OF RESEARCH FACILITIES

15 For construction of new research facilities, including
16 architectural and engineering design, and for renovation
17 and maintenance of existing facilities, not otherwise pro-
18 vided for the National Institute of Standards and Tech-
19 nology, as authorized by 15 U.S.C. 278c–278e,
20 \$54,212,000, to remain available until expended.

21 NATIONAL OCEANIC AND ATMOSPHERIC

22 ADMINISTRATION

23 OPERATIONS, RESEARCH, AND FACILITIES

24 (INCLUDING TRANSFER OF FUNDS)

25 For necessary expenses of activities authorized by law
26 for the National Oceanic and Atmospheric Administration,

1 including maintenance, operation, and hire of aircraft;
2 grants, contracts, or other payments to nonprofit organi-
3 zations for the purposes of conducting activities pursuant
4 to cooperative agreements; and relocation of facilities as
5 authorized by 33 U.S.C. 883i, \$2,137,614,000, to remain
6 available until expended: *Provided*, That fees and dona-
7 tions received by the National Ocean Service for the man-
8 agement of the national marine sanctuaries may be re-
9 tained and used for the salaries and expenses associated
10 with those activities, notwithstanding 31 U.S.C. 3302:
11 *Provided further*, That, in addition, \$75,000,000 shall be
12 derived by transfer from the fund entitled “Promote and
13 Develop Fishery Products and Research Pertaining to
14 American Fisheries”: *Provided further*, That grants to
15 States pursuant to sections 306 and 306A of the Coastal
16 Zone Management Act of 1972, as amended, shall not ex-
17 ceed \$2,500,000: *Provided further*, That, of the
18 \$2,232,614,000 provided for in direct obligations under
19 this heading (of which \$2,137,614,000 is appropriated
20 from the General Fund, \$78,000,000 is provided by trans-
21 fer, and \$17,000,000 is derived from deobligations from
22 prior years), \$358,425,000 shall be for the National
23 Ocean Service, \$526,066,000 shall be for the National
24 Marine Fisheries Service, \$337,020,000 shall be for Oce-
25 anic and Atmospheric Research, \$694,863,000 shall be for

1 the National Weather Service, \$154,802,000 shall be for
2 the National Environmental Satellite, Data, and Informa-
3 tion Service, and \$161,438,000 shall be for Program Sup-
4 port: *Provided further*, That, hereafter, habitat conserva-
5 tion activities under this heading shall be considered to
6 be within the “Coastal Assistance sub-category” in section
7 250(c)(4)(K) of the Balanced Budget and Emergency
8 Deficit Control Act of 1985, as amended: *Provided further*,
9 That, of the amount provided under this heading,
10 \$305,016,000 shall be for the conservation activities de-
11 fined in section 250(c)(4)(K) of the Balanced Budget and
12 Emergency Deficit Control Act of 1985, as amended: *Pro-*
13 *vided further*, That no general administrative charge shall
14 be applied against an assigned activity included in this Act
15 and, further, that any direct administrative expenses ap-
16 plied against an assigned activity shall be limited to 5 per-
17 cent of the funds provided for that assigned activity so
18 that total National Oceanic and Atmospheric Administra-
19 tion administrative expenses shall not exceed
20 \$265,025,000: *Provided further*, That any use of
21 deobligated balances of funds provided under this heading
22 in previous years shall be subject to the procedures set
23 forth in section 605 of this Act: *Provided further*, That
24 in addition \$3,000,000 shall be derived by transfer from
25 the fund entitled “Coastal Zone Management”: *Provided*

1 *further*, That the Secretary of Commerce may enter into
2 cooperative agreements with the Joint and Cooperative In-
3 stitutes as designated by the Secretary to use the per-
4 sonnel, services, or facilities of such organizations for re-
5 search, education, training, and outreach.

6 In addition, for necessary retired pay expenses under
7 the Retired Serviceman's Family Protection and Survivor
8 Benefits Plan, and for payments for medical care of re-
9 tired personnel and their dependents under the Depend-
10 ents Medical Care Act (10 U.S.C. ch. 55), such sums as
11 may be necessary.

12 PROCUREMENT, ACQUISITION AND CONSTRUCTION

13 (INCLUDING TRANSFERS OF FUNDS)

14 For procurement, acquisition and construction of
15 capital assets, including alteration and modification costs,
16 of the National Oceanic and Atmospheric Administration,
17 \$701,282,000, to remain available until expended: *Pro-*
18 *vided*, That unexpended balances of amounts previously
19 made available in the "Operations, Research, and Facili-
20 ties" account for activities funded under this heading may
21 be transferred to and merged with this account, to remain
22 available until expended for the purposes for which the
23 funds were originally appropriated: *Provided further*, That
24 of the amounts provided for the National Polar-orbiting
25 Operational Environmental Satellite System, funds shall
26 only be made available on a dollar for dollar matching

1 basis with funds provided for the same purpose by the De-
2 partment of Defense: *Provided further*, That of the
3 amount provided under this heading for expenses nec-
4 essary to carry out conservation activities defined in sec-
5 tion 250(c)(4)(E) of the Balanced Budget and Emergency
6 Deficit Control Act of 1985, as amended, including funds
7 for the Coastal and Estuarine Land Conservation Pro-
8 gram, \$44,984,000, to remain available until expended:
9 *Provided further*, That the Secretary shall establish a
10 Coastal and Estuarine Land Conservation Program, for
11 the purpose of protecting important coastal and estuarine
12 areas that have significant conservation, recreation, eco-
13 logical, historical, or aesthetic values, or that are threat-
14 ened by conversion from their natural or recreational state
15 to other uses: *Provided further*, That the Secretary shall
16 distribute these funds in consultation with the States’
17 Coastal Zone Managers’ or Governors’ designated rep-
18 resentatives based on demonstrated need and ability to
19 successfully leverage funds, and shall give priority to lands
20 which can be effectively managed and protected and which
21 have significant ecological value: *Provided further*, That
22 grants funded under this program shall require a 100 per-
23 cent match from other sources: *Provided further*, That
24 none of the funds provided in this Act or any other Act
25 under the heading “National Oceanic and Atmospheric

1 Administration, Procurement, Acquisition and Construc-
2 tion” shall be used to fund the General Services Adminis-
3 tration’s standard construction and tenant build-out costs
4 of a facility at the Suitland Federal Center.

5 PACIFIC COASTAL SALMON RECOVERY

6 For necessary expenses associated with the restora-
7 tion of Pacific salmon populations and the implementation
8 of the 1999 Pacific Salmon Treaty Agreement between the
9 United States and Canada, \$90,000,000: *Provided*, That
10 this amount shall be for the conservation activities defined
11 in section 250(c)(4)(E) of the Balanced Budget and
12 Emergency Deficit Control Act of 1985, as amended.

13 In addition, for a final payment pursuant to the 1999
14 Pacific Salmon Treaty Agreement, \$40,000,000, of which
15 \$25,000,000 shall be deposited in the Northern Boundary
16 and Transboundary Rivers Restoration and Enhancement
17 Fund, and of which \$15,000,000 shall be deposited in the
18 Southern Boundary Restoration and Enhancement Fund:
19 *Provided*, That this amount shall be for the conservation
20 activities defined in section 250(c)(4)(E) of the Balanced
21 Budget and Emergency Deficit Control Act of 1985, as
22 amended.

23 COASTAL ZONE MANAGEMENT FUND

24 Of amounts collected pursuant to section 308 of the
25 Coastal Zone Management Act of 1972 (16 U.S.C.
26 1456a), not to exceed \$3,000,000 shall be transferred to

1 the “Operations, Research, and Facilities” account to off-
2 set the costs of implementing such Act.

3 FISHERIES FINANCE PROGRAM ACCOUNT

4 For the cost of direct loans, \$287,000, as authorized
5 by the Merchant Marine Act of 1936, as amended: *Pro-*
6 *vided*, That such costs, including the cost of modifying
7 such loans, shall be as defined in section 502 of the Con-
8 gressional Budget Act of 1974: *Provided further*, That
9 these funds are available to subsidize gross obligations for
10 the principal amount of direct loans not to exceed
11 \$5,000,000 for Individual Fishing Quota loans, and not
12 to exceed \$19,000,000 for Traditional direct loans: *Pro-*
13 *vided further*, That none of the funds made available under
14 this heading may be used for direct loans for any new fish-
15 ing vessel that will increase the harvesting capacity in any
16 United States fishery: *Provided further*, That, from unobli-
17 gated balances of the Bering Sea and Aleutian Island
18 Crab Buyback Program, \$343,900 is rescinded.

19 DEPARTMENTAL MANAGEMENT

20 SALARIES AND EXPENSES

21 For expenses necessary for the departmental manage-
22 ment of the Department of Commerce provided for by law,
23 including not to exceed \$5,000 for official entertainment,
24 \$46,254,000.

1 OFFICE OF INSPECTOR GENERAL

2 For necessary expenses of the Office of Inspector
3 General in carrying out the provisions of the Inspector
4 General Act of 1978, as amended (5 U.S.C. App. 1–11,
5 as amended by Public Law 100–504), \$22,670,000.

6 GENERAL PROVISIONS—DEPARTMENT OF COMMERCE

7 SEC. 201. During the current fiscal year, applicable
8 appropriations and funds made available to the Depart-
9 ment of Commerce by this Act shall be available for the
10 activities specified in the Act of October 26, 1949 (15
11 U.S.C. 1514), to the extent and in the manner prescribed
12 by the Act, and, notwithstanding 31 U.S.C. 3324, may
13 be used for advanced payments not otherwise authorized
14 only upon the certification of officials designated by the
15 Secretary of Commerce that such payments are in the
16 public interest.

17 SEC. 202. During the current fiscal year, appropria-
18 tions made available to the Department of Commerce by
19 this Act for salaries and expenses shall be available for
20 hire of passenger motor vehicles as authorized by 31
21 U.S.C. 1343 and 1344; services as authorized by 5 U.S.C.
22 3109; and uniforms or allowances therefore, as authorized
23 by law (5 U.S.C. 5901–5902).

24 SEC. 203. None of the funds made available by this
25 Act may be used to support the hurricane reconnaissance

1 aircraft and activities that are under the control of the
2 United States Air Force or the United States Air Force
3 Reserve.

4 SEC. 204. Not to exceed 5 percent of any appropria-
5 tion made available for the current fiscal year for the De-
6 partment of Commerce in this Act may be transferred be-
7 tween such appropriations, but no such appropriation shall
8 be increased by more than 10 percent by any such trans-
9 fers: *Provided*, That any transfer pursuant to this section
10 shall be treated as a reprogramming of funds under sec-
11 tion 605 of this Act and shall not be available for obliga-
12 tion or expenditure except in compliance with the proce-
13 dures set forth in that section: *Provided further*, That the
14 Secretary shall notify the Committees on Appropriations
15 at least 15 days in advance of the acquisition or disposal
16 of any capital asset (including land, structures, and equip-
17 ment) not provided for in this Act.

18 SEC. 205. Any costs incurred by a department or
19 agency funded under this title resulting from personnel
20 actions taken in response to funding reductions included
21 in this title or from actions taken for the care and protec-
22 tion of loan collateral or grant property shall be absorbed
23 within the total budgetary resources available to such de-
24 partment or agency: *Provided*, That the authority to trans-
25 fer funds between appropriations accounts as may be nec-

1 essary to carry out this section is provided in addition to
2 authorities included elsewhere in this Act: *Provided fur-*
3 *ther*, That use of funds to carry out this section shall be
4 treated as a reprogramming of funds under section 605
5 of this Act and shall not be available for obligation or ex-
6 penditure except in compliance with the procedures set
7 forth in that section.

8 SEC. 206. The Secretary of Commerce may award
9 contracts for hydrographic, geodetic, and photo-
10 grammetric surveying and mapping services in accordance
11 with title IX of the Federal Property and Administrative
12 Services Act of 1949 (40 U.S.C. 541 et seq.).

13 SEC. 207. The Secretary of Commerce may use the
14 Commerce franchise fund for expenses and equipment nec-
15 essary for the maintenance and operation of such adminis-
16 trative services as the Secretary determines may be per-
17 formed more advantageously as central services, pursuant
18 to section 403 of Public Law 103–356: *Provided*, That any
19 inventories, equipment, and other assets pertaining to the
20 services to be provided by such fund, either on hand or
21 on order, less the related liabilities or unpaid obligations,
22 and any appropriations made for the purpose of providing
23 capital shall be used to capitalize such fund: *Provided fur-*
24 *ther*, That such fund shall be paid in advance from funds
25 available to the Department and other Federal agencies

1 for which such centralized services are performed, at rates
2 which will return in full all expenses of operation, includ-
3 ing accrued leave, depreciation of fund plant and equip-
4 ment, amortization of automated data processing (ADP)
5 software and systems (either acquired or donated), and
6 an amount necessary to maintain a reasonable operating
7 reserve, as determined by the Secretary: *Provided further*,
8 That such fund shall provide services on a competitive
9 basis: *Provided further*, That an amount not to exceed 4
10 percent of the total annual income to such fund may be
11 retained in the fund for fiscal year 2003 and each fiscal
12 year thereafter, to remain available until expended, to be
13 used for the acquisition of capital equipment, and for the
14 improvement and implementation of department financial
15 management, ADP, and other support systems: *Provided*
16 *further*, That such amounts retained in the fund for fiscal
17 year 2003 and each fiscal year thereafter shall be available
18 for obligation and expenditure only in accordance with sec-
19 tion 605 of this Act: *Provided further*, That no later than
20 30 days after the end of each fiscal year, amounts in ex-
21 cess of this reserve limitation shall be deposited as mis-
22 cellaneous receipts in the Treasury: *Provided further*, That
23 such franchise fund pilot program shall terminate pursu-
24 ant to section 403(f) of Public Law 103–356.

1 This title may be cited as the “Department of Com-
2 merce and Related Agencies Appropriations Act, 2003”.

3 TITLE III—THE JUDICIARY

4 SUPREME COURT OF THE UNITED STATES

5 SALARIES AND EXPENSES

6 For expenses necessary for the operation of the Su-
7 preme Court, as required by law, excluding care of the
8 building and grounds, including purchase or hire, driving,
9 maintenance, and operation of an automobile for the Chief
10 Justice, not to exceed \$10,000 for the purpose of trans-
11 porting Associate Justices, and hire of passenger motor
12 vehicles as authorized by 31 U.S.C. 1343 and 1344; not
13 to exceed \$10,000 for official reception and representation
14 expenses; and for miscellaneous expenses, to be expended
15 as the Chief Justice may approve, \$45,743,000.

16 CARE OF THE BUILDING AND GROUNDS

17 For such expenditures as may be necessary to enable
18 the Architect of the Capitol to carry out the duties im-
19 posed upon the Architect by the Act approved May 7,
20 1934 (40 U.S.C. 13a–13b), \$41,626,000, which shall re-
21 main available until expended.

1 UNITED STATES COURT OF APPEALS FOR THE FEDERAL
2 CIRCUIT

3 SALARIES AND EXPENSES

4 For salaries of the chief judge, judges, and other offi-
5 cers and employees, and for necessary expenses of the
6 court, as authorized by law, \$20,490,000.

7 UNITED STATES COURT OF INTERNATIONAL TRADE

8 SALARIES AND EXPENSES

9 For salaries of the chief judge and eight judges, sala-
10 ries of the officers and employees of the court, services
11 as authorized by 5 U.S.C. 3109, and necessary expenses
12 of the court, as authorized by law, \$13,687,000.

13 COURTS OF APPEALS, DISTRICT COURTS, AND OTHER

14 JUDICIAL SERVICES

15 SALARIES AND EXPENSES

16 For the salaries of circuit and district judges (includ-
17 ing judges of the territorial courts of the United States),
18 justices and judges retired from office or from regular ac-
19 tive service, judges of the United States Court of Federal
20 Claims, bankruptcy judges, magistrate judges, and all
21 other officers and employees of the Federal Judiciary not
22 otherwise specifically provided for, and necessary expenses
23 of the courts, as authorized by law, \$3,819,119,000 (in-
24 cluding the purchase of firearms and ammunition); of
25 which not to exceed \$27,817,000 shall remain available

1 until expended for space alteration projects and for fur-
2 niture and furnishings related to new space alteration and
3 construction projects.

4 In addition, for expenses of the United States Court
5 of Federal Claims associated with processing cases under
6 the National Childhood Vaccine Injury Act of 1986, not
7 to exceed \$2,784,000, to be appropriated from the Vaccine
8 Injury Compensation Trust Fund.

9 DEFENDER SERVICES

10 For the operation of Federal Public Defender and
11 Community Defender organizations; the compensation and
12 reimbursement of expenses of attorneys appointed to rep-
13 resent persons under the Criminal Justice Act of 1964,
14 as amended; the compensation and reimbursement of ex-
15 penses of persons furnishing investigative, expert and
16 other services under the Criminal Justice Act of 1964 (18
17 U.S.C. 3006A(e)); the compensation (in accordance with
18 Criminal Justice Act maximums) and reimbursement of
19 expenses of attorneys appointed to assist the court in
20 criminal cases where the defendant has waived representa-
21 tion by counsel; the compensation and reimbursement of
22 travel expenses of guardians ad litem acting on behalf of
23 financially eligible minor or incompetent offenders in con-
24 nection with transfers from the United States to foreign
25 countries with which the United States has a treaty for
26 the execution of penal sentences; the compensation of at-

1 torneys appointed to represent jurors in civil actions for
2 the protection of their employment, as authorized by 28
3 U.S.C. 1875(d); and for necessary training and general
4 administrative expenses, \$545,129,000, to remain avail-
5 able until expended as authorized by 18 U.S.C. 3006A(i).

6 FEES OF JURORS AND COMMISSIONERS

7 For fees and expenses of jurors as authorized by 28
8 U.S.C. 1871 and 1876; compensation of jury commis-
9 sioners as authorized by 28 U.S.C. 1863; and compensa-
10 tion of commissioners appointed in condemnation cases
11 pursuant to rule 71A(h) of the Federal Rules of Civil Pro-
12 cedure (28 U.S.C. Appendix Rule 71A(h)), \$54,636,000,
13 to remain available until expended: *Provided*, That the
14 compensation of land commissioners shall not exceed the
15 daily equivalent of the highest rate payable under section
16 5332 of title 5, United States Code.

17 COURT SECURITY

18 For necessary expenses, not otherwise provided for,
19 incident to providing protective guard services for United
20 States courthouses and the procurement, installation, and
21 maintenance of security equipment for United States
22 courthouses and other facilities housing Federal court op-
23 erations, including building ingress-egress control, inspec-
24 tion of mail and packages, directed security patrols, super-
25 visory-level deputy marshals responsible for coordinating
26 security (to include the purchase of passenger motor vehi-

1 cles for police-type use, without regard to the general pur-
2 chase price limitation for the current fiscal year), and
3 other similar activities as authorized by section 1010 of
4 the Judicial Improvement and Access to Justice Act (Pub-
5 lic Law 100–702), \$286,200,000, of which not to exceed
6 \$10,000,000 shall remain available until expended, to be
7 expended directly or transferred to the United States Mar-
8 shals Service, which shall be responsible for administering
9 the Judicial Facility Security Program consistent with
10 standards or guidelines agreed to by the Director of the
11 Administrative Office of the United States Courts and the
12 Attorney General.

13 ADMINISTRATIVE OFFICE OF THE UNITED STATES

14 COURTS

15 SALARIES AND EXPENSES

16 For necessary expenses of the Administrative Office
17 of the United States Courts as authorized by law, includ-
18 ing travel as authorized by 31 U.S.C. 1345, hire of a pas-
19 senger motor vehicle as authorized by 31 U.S.C. 1343(b),
20 advertising and rent in the District of Columbia and else-
21 where, \$64,913,000, of which not to exceed \$8,500 is au-
22 thorized for official reception and representation expenses.

1 FEDERAL JUDICIAL CENTER

2 SALARIES AND EXPENSES

3 For necessary expenses of the Federal Judicial Cen-
4 ter, as authorized by Public Law 90–219, \$20,856,000;
5 of which \$1,800,000 shall remain available through Sep-
6 tember 30, 2004, to provide education and training to
7 Federal court personnel; and of which not to exceed
8 \$1,000 is authorized for official reception and representa-
9 tion expenses.

10 JUDICIAL RETIREMENT FUNDS

11 PAYMENT TO JUDICIARY TRUST FUNDS

12 For payment to the Judicial Officers' Retirement
13 Fund, as authorized by 28 U.S.C. 377(o), \$27,700,000;
14 to the Judicial Survivors' Annuities Fund, as authorized
15 by 28 U.S.C. 376(c), \$5,200,000; and to the United
16 States Court of Federal Claims Judges' Retirement Fund,
17 as authorized by 28 U.S.C. 178(l), \$2,400,000.

18 UNITED STATES SENTENCING COMMISSION

19 SALARIES AND EXPENSES

20 For the salaries and expenses necessary to carry out
21 the provisions of chapter 58 of title 28, United States
22 Code, \$12,344,000, of which not to exceed \$1,000 is au-
23 thorized for official reception and representation expenses.

1 GENERAL PROVISIONS—THE JUDICIARY

2 SEC. 301. Appropriations and authorizations made in
3 this title which are available for salaries and expenses shall
4 be available for services as authorized by 5 U.S.C. 3109.

5 SEC. 302. Not to exceed 5 percent of any appropria-
6 tion made available for the current fiscal year for the Judi-
7 ciary in this Act may be transferred between such appro-
8 priations, but no such appropriation, except “Courts of
9 Appeals, District Courts, and Other Judicial Services, De-
10 fender Services” and “Courts of Appeals, District Courts,
11 and Other Judicial Services, Fees of Jurors and Commis-
12 sioners”, shall be increased by more than 10 percent by
13 any such transfers: *Provided*, That any transfer pursuant
14 to this section shall be treated as a reprogramming of
15 funds under section 605 of this Act and shall not be avail-
16 able for obligation or expenditure except in compliance
17 with the procedures set forth in that section.

18 SEC. 303. Notwithstanding any other provision of
19 law, the salaries and expenses appropriation for district
20 courts, courts of appeals, and other judicial services shall
21 be available for official reception and representation ex-
22 penses of the Judicial Conference of the United States:
23 *Provided*, That such available funds shall not exceed
24 \$11,000 and shall be administered by the Director of the

1 Administrative Office of the United States Courts in the
2 capacity as Secretary of the Judicial Conference.

3 SEC. 304. Pursuant to section 140 of Public Law 97–
4 92, justices and judges of the United States are authorized
5 during fiscal year 2003 to receive a salary adjustment in
6 accordance with 28 U.S.C. 461: *Provided, That*
7 \$7,878,000 is appropriated for salary adjustments pursu-
8 ant to this section and such funds shall be transferred to
9 and merged with appropriations in title III of this Act.

10 This title may be cited as the “Judiciary Appropria-
11 tions Act, 2003”.

12 TITLE IV—DEPARTMENT OF STATE AND
13 RELATED AGENCY

14 DEPARTMENT OF STATE

15 ADMINISTRATION OF FOREIGN AFFAIRS

16 DIPLOMATIC AND CONSULAR PROGRAMS

17 For necessary expenses of the Department of State
18 and the Foreign Service not otherwise provided for, includ-
19 ing employment, without regard to civil service and classi-
20 fication laws, of persons on a temporary basis (not to ex-
21 ceed \$700,000 of this appropriation), as authorized by
22 section 801 of the United States Information and Edu-
23 cational Exchange Act of 1948, as amended; representa-
24 tion to certain international organizations in which the
25 United States participates pursuant to treaties ratified

1 pursuant to the advice and consent of the Senate or spe-
2 cific Acts of Congress; arms control, nonproliferation and
3 disarmament activities as authorized; acquisition by ex-
4 change or purchase of passenger motor vehicles as author-
5 ized by law; and for expenses of general administration,
6 \$3,269,258,000: *Provided*, That, of the amount made
7 available under this heading, not to exceed \$4,000,000
8 may be transferred to, and merged with, funds in the
9 “Emergencies in the Diplomatic and Consular Service”
10 appropriations account, to be available only for emergency
11 evacuations and terrorism rewards: *Provided further*,
12 That, of the amount made available under this heading,
13 \$292,693,000 shall be available only for public diplomacy
14 international information programs: *Provided further*,
15 That, of the amount made available under this heading,
16 \$500,000 shall be available only for grants to the partici-
17 pating organizations in the War Against Trafficking Alli-
18 ance for activities and services related to preparation, exe-
19 cution and follow-up for an international conference on sex
20 trafficking: *Provided further*, That notwithstanding section
21 140(a)(5), and the second sentence of section 140(a)(3),
22 of the Foreign Relations Authorization Act, Fiscal Years
23 1994 and 1995, fees may be collected during fiscal years
24 2003 and 2004, under the authority of section 140(a)(1)
25 of that Act: *Provided further*, That all fees collected under

1 the preceding proviso shall be deposited in fiscal years
2 2003 and 2004 as an offsetting collection to appropria-
3 tions made under this heading to recover costs as set forth
4 under section 140(a)(2) of that Act and shall remain avail-
5 able until expended: *Provided further*, That the Secretary
6 shall appoint an advisory panel, reporting directly to the
7 Secretary, to assess policy goals and program priorities
8 with regard to United States relations with the countries
9 of Sub-Saharan Africa and to advise the Secretary of any
10 related findings and recommendations: *Provided further*,
11 That this panel shall not be considered to be a Federal
12 advisory committee for purposes of the Federal Advisory
13 Committee Act (5 U.S.C. App): *Provided further*, That
14 funds available under this heading may be available for
15 a United States Government interagency task force to ex-
16 amine, coordinate and oversee U.S. participation in the
17 United Nations headquarters renovation project: *Provided*
18 *further*, That no funds may be obligated or expended for
19 processing licenses for the export of satellites of United
20 States origin (including commercial satellites and satellite
21 components) to the People's Republic of China unless, at
22 least 15 days in advance, the Committees on Appropria-
23 tions of the House of Representatives and the Senate are
24 notified of such proposed action.

1 OFFICE OF INSPECTOR GENERAL

2 For necessary expenses of the Office of Inspector
3 General, \$29,264,000, notwithstanding section 209(a)(1)
4 of the Foreign Service Act of 1980, as amended (Public
5 Law 96–465), as it relates to post inspections.

6 EDUCATIONAL AND CULTURAL EXCHANGE PROGRAMS

7 For expenses of educational and cultural exchange
8 programs, as authorized, \$250,306,000, to remain avail-
9 able until expended: *Provided*, That not to exceed
10 \$2,000,000, to remain available until expended, may be
11 credited to this appropriation from fees or other payments
12 received from or in connection with English teaching, edu-
13 cational advising and counseling programs, and exchange
14 visitor programs as authorized.

15 REPRESENTATION ALLOWANCES

16 For representation allowances as authorized,
17 \$6,485,000.

18 PROTECTION OF FOREIGN MISSIONS AND OFFICIALS

19 For expenses, not otherwise provided, to enable the
20 Secretary of State to provide for extraordinary protective
21 services, as authorized, \$11,000,000, to remain available
22 until September 30, 2004.

23 EMBASSY SECURITY, CONSTRUCTION, AND MAINTENANCE

24 For necessary expenses for carrying out the Foreign
25 Service Buildings Act of 1926, as amended (22 U.S.C.
26 292–300), preserving, maintaining, repairing, and plan-

1 ning for buildings that are owned or directly leased by the
2 Department of State, renovating, in addition to funds oth-
3 erwise available, the Harry S Truman Building, and car-
4 rying out the Diplomatic Security Construction Program
5 as authorized, \$500,000,000, to remain available until ex-
6 pended as authorized, of which not to exceed \$25,000 may
7 be used for domestic and overseas representation as au-
8 thorized: *Provided*, That none of the funds appropriated
9 in this paragraph shall be available for acquisition of fur-
10 niture, furnishings, or generators for other departments
11 and agencies.

12 In addition, for the costs of worldwide security up-
13 grades, acquisition, and construction as authorized,
14 \$755,000,000, to remain available until expended.

15 EMERGENCIES IN THE DIPLOMATIC AND CONSULAR

16 SERVICE

17 For expenses necessary to enable the Secretary of
18 State to meet unforeseen emergencies arising in the Diplo-
19 matic and Consular Service, \$10,500,000, to remain avail-
20 able until expended as authorized, of which not to exceed
21 \$1,000,000 may be transferred to and merged with the
22 Repatriation Loans Program Account, subject to the same
23 terms and conditions.

24 REPATRIATION LOANS PROGRAM ACCOUNT

25 For the cost of direct loans, \$612,000, as authorized:
26 *Provided*, That such costs, including the cost of modifying

1 such loans, shall be as defined in section 502 of the Con-
2 gressional Budget Act of 1974. In addition, for adminis-
3 trative expenses necessary to carry out the direct loan pro-
4 gram, \$607,000, which may be transferred to and merged
5 with the Diplomatic and Consular Programs account
6 under Administration of Foreign Affairs.

7 PAYMENT TO THE AMERICAN INSTITUTE IN TAIWAN

8 For necessary expenses to carry out the Taiwan Rela-
9 tions Act, Public Law 96–8, \$18,450,000.

10 PAYMENT TO THE FOREIGN SERVICE RETIREMENT AND
11 DISABILITY FUND

12 For payment to the Foreign Service Retirement and
13 Disability Fund, as authorized by law, \$138,200,000.

14 INTERNATIONAL ORGANIZATIONS AND CONFERENCES
15 CONTRIBUTIONS TO INTERNATIONAL ORGANIZATIONS

16 For expenses, not otherwise provided for, necessary
17 to meet annual obligations of membership in international
18 multilateral organizations, pursuant to treaties ratified
19 pursuant to the advice and consent of the Senate, conven-
20 tions or specific Acts of Congress, \$858,000,000: *Pro-*
21 *vided*, That any payment of arrearages under this title
22 shall be directed toward special activities that are mutually
23 agreed upon by the United States and the respective inter-
24 national organization: *Provided further*, That none of the
25 funds appropriated in this paragraph shall be available for
26 a United States contribution to an international organiza-

1 tion for the United States share of interest costs made
2 known to the United States Government by such organiza-
3 tion for loans incurred on or after October 1, 1984,
4 through external borrowings: *Provided further*, That funds
5 appropriated under this paragraph may be obligated and
6 expended to pay the full United States assessment to the
7 civil budget of the North Atlantic Treaty Organization.

8 CONTRIBUTIONS FOR INTERNATIONAL PEACEKEEPING
9 ACTIVITIES

10 For necessary expenses to pay assessed and other ex-
11 penses of international peacekeeping activities directed to
12 the maintenance or restoration of international peace and
13 security, \$725,981,000: *Provided*, That none of the funds
14 made available under this Act shall be obligated or ex-
15 pended for any new or expanded United Nations peace-
16 keeping mission unless, at least 15 days in advance of vot-
17 ing for the new or expanded mission in the United Nations
18 Security Council (or in an emergency as far in advance
19 as is practicable): (1) the Committees on Appropriations
20 of the House of Representatives and the Senate and other
21 appropriate committees of the Congress are notified of the
22 estimated cost and length of the mission, the vital national
23 interest that will be served, and the planned exit strategy;
24 and (2) a reprogramming of funds pursuant to section 605
25 of this Act is submitted, and the procedures therein fol-
26 lowed, setting forth the source of funds that will be used

1 to pay for the cost of the new or expanded mission: *Pro-*
2 *vided further*, That funds shall be available for peace-
3 keeping expenses only upon a certification by the Sec-
4 retary of State to the appropriate committees of the Con-
5 gress that American manufacturers and suppliers are
6 being given opportunities to provide equipment, services,
7 and material for United Nations peacekeeping activities
8 equal to those being given to foreign manufacturers and
9 suppliers: *Provided further*, That none of the funds made
10 available under this heading are available to pay the
11 United States share of the cost of court monitoring that
12 is part of any United Nations peacekeeping mission.

13 INTERNATIONAL COMMISSIONS

14 For necessary expenses, not otherwise provided for,
15 to meet obligations of the United States arising under
16 treaties, or specific Acts of Congress, as follows:

17 INTERNATIONAL BOUNDARY AND WATER COMMISSION,

18 UNITED STATES AND MEXICO

19 For necessary expenses for the United States Section
20 of the International Boundary and Water Commission,
21 United States and Mexico, and to comply with laws appli-
22 cable to the United States Section, including not to exceed
23 \$6,000 for representation; as follows:

1 SALARIES AND EXPENSES

2 For salaries and expenses, not otherwise provided for,
3 \$25,808,000.

4 CONSTRUCTION

5 For detailed plan preparation and construction of au-
6 thorized projects, \$5,450,000, to remain available until ex-
7 pended, as authorized.

8 AMERICAN SECTIONS, INTERNATIONAL COMMISSIONS

9 For necessary expenses, not otherwise provided, for
10 the International Joint Commission and the International
11 Boundary Commission, United States and Canada, as au-
12 thorized by treaties between the United States and Can-
13 ada or Great Britain, and for the Border Environment
14 Cooperation Commission as authorized by Public Law
15 103-182, \$9,472,000, of which not to exceed \$9,000 shall
16 be available for representation expenses incurred by the
17 International Joint Commission.

18 INTERNATIONAL FISHERIES COMMISSIONS

19 For necessary expenses for international fisheries
20 commissions, not otherwise provided for, as authorized by
21 law, \$16,348,000: *Provided*, That the United States' share
22 of such expenses may be advanced to the respective com-
23 missions pursuant to 31 U.S.C. 3324.

1 OTHER

2 PAYMENT TO THE ASIA FOUNDATION

3 For a grant to the Asia Foundation, as authorized
4 by the Asia Foundation Act (22 U.S.C. 4402), as amend-
5 ed, \$10,444,000, to remain available until expended, as
6 authorized.

7 EISENHOWER EXCHANGE FELLOWSHIP PROGRAM

8 For necessary expenses of Eisenhower Exchange Fel-
9 lowships, Incorporated, as authorized by sections 4 and
10 5 of the Eisenhower Exchange Fellowship Act of 1990 (20
11 U.S.C. 5204–5205), all interest and earnings accruing to
12 the Eisenhower Exchange Fellowship Program Trust
13 Fund on or before September 30, 2003, to remain avail-
14 able until expended: *Provided*, That none of the funds ap-
15 propriated herein shall be used to pay any salary or other
16 compensation, or to enter into any contract providing for
17 the payment thereof, in excess of the rate authorized by
18 5 U.S.C. 5376; or for purposes which are not in accord-
19 ance with OMB Circulars A–110 (Uniform Administrative
20 Requirements) and A–122 (Cost Principles for Non-profit
21 Organizations), including the restrictions on compensation
22 for personal services.

23 ISRAELI ARAB SCHOLARSHIP PROGRAM

24 For necessary expenses of the Israeli Arab Scholar-
25 ship Program as authorized by section 214 of the Foreign
26 Relations Authorization Act, Fiscal Years 1992 and 1993

1 (22 U.S.C. 2452), all interest and earnings accruing to
2 the Israeli Arab Scholarship Fund on or before September
3 30, 2003, to remain available until expended.

4 EAST-WEST CENTER

5 To enable the Secretary of State to provide for car-
6 rying out the provisions of the Center for Cultural and
7 Technical Interchange Between East and West Act of
8 1960, by grant to the Center for Cultural and Technical
9 Interchange Between East and West in the State of Ha-
10 waii, \$6,000,000: *Provided*, That none of the funds appro-
11 priated herein shall be used to pay any salary, or enter
12 into any contract providing for the payment thereof, in
13 excess of the rate authorized by 5 U.S.C. 5376.

14 NATIONAL ENDOWMENT FOR DEMOCRACY

15 For grants made by the Department of State to the
16 National Endowment for Democracy as authorized by the
17 National Endowment for Democracy Act, \$36,000,000, to
18 remain available until expended.

19 RELATED AGENCY

20 BROADCASTING BOARD OF GOVERNORS

21 INTERNATIONAL BROADCASTING OPERATIONS

22 For expenses necessary to enable the Broadcasting
23 Board of Governors, as authorized, to carry out inter-
24 national communication activities, including the purchase,
25 installation, rent, construction, and improvement of facili-
26 ties for radio and television transmission and reception to

1 Cuba, \$495,760,000, of which not to exceed \$16,000 may
2 be used for official receptions within the United States as
3 authorized, not to exceed \$35,000 may be used for rep-
4 resentation abroad as authorized, and not to exceed
5 \$39,000 may be used for official reception and representa-
6 tion expenses of Radio Free Europe/Radio Liberty; and
7 in addition, notwithstanding any other provision of law,
8 not to exceed \$2,000,000 in receipts from advertising and
9 revenue from business ventures, not to exceed \$500,000
10 in receipts from cooperating international organizations,
11 and not to exceed \$1,000,000 in receipts from privatiza-
12 tion efforts of the Voice of America and the International
13 Broadcasting Bureau, to remain available until expended
14 for carrying out authorized purposes.

15 BROADCASTING CAPITAL IMPROVEMENTS

16 For the purchase, rent, construction, and improve-
17 ment of facilities for radio transmission and reception, and
18 purchase and installation of necessary equipment for radio
19 and television transmission and reception as authorized,
20 \$13,740,000, to remain available until expended, as au-
21 thorized.

22 GENERAL PROVISIONS—DEPARTMENT OF STATE AND
23 RELATED AGENCY

24 SEC. 401. Funds appropriated under this title shall
25 be available, except as otherwise provided, for allowances
26 and differentials as authorized by subchapter 59 of title

1 5, United States Code; for services as authorized by 5
2 U.S.C. 3109; and for hire of passenger transportation pur-
3 suant to 31 U.S.C. 1343(b).

4 SEC. 402. Not to exceed 5 percent of any appropria-
5 tion made available for the current fiscal year for the De-
6 partment of State in this Act may be transferred between
7 such appropriations, but no such appropriation, except as
8 otherwise specifically provided, shall be increased by more
9 than 10 percent by any such transfers: *Provided*, That not
10 to exceed 5 percent of any appropriation made available
11 for the current fiscal year for the Broadcasting Board of
12 Governors in this Act may be transferred between such
13 appropriations, but no such appropriation, except as oth-
14 erwise specifically provided, shall be increased by more
15 than 10 percent by any such transfers: *Provided further*,
16 That any transfer pursuant to this section shall be treated
17 as a reprogramming of funds under section 605 of this
18 Act and shall not be available for obligation or expenditure
19 except in compliance with the procedures set forth in that
20 section.

21 SEC. 403. None of the funds made available in this
22 Act may be used by the Department of State or the Broad-
23 casting Board of Governors to provide equipment, tech-
24 nical support, consulting services, or any other form of
25 assistance to the Palestinian Broadcasting Corporation.

1 This title may be cited as the “Department of State
2 and Related Agency Appropriations Act, 2003”.

3 TITLE V—RELATED AGENCIES

4 DEPARTMENT OF TRANSPORTATION

5 MARITIME ADMINISTRATION

6 MARITIME SECURITY PROGRAM

7 For necessary expenses to maintain and preserve a
8 U.S.-flag merchant fleet to serve the national security
9 needs of the United States, \$98,700,000, to remain avail-
10 able until expended.

11 OPERATIONS AND TRAINING

12 For necessary expenses of operations and training ac-
13 tivities authorized by law, \$92,696,000, of which
14 \$13,000,000 shall remain available until expended for cap-
15 ital improvements at the United States Merchant Marine
16 Academy.

17 SHIP DISPOSAL

18 For necessary expenses related to the disposal of ob-
19 solete vessels in the National Defense Reserve Fleet of the
20 Maritime Administration, \$11,161,000, to remain avail-
21 able until expended.

22 MARITIME GUARANTEED LOAN (TITLE XI) PROGRAM

23 ACCOUNT

24 For administrative expenses to carry out the guaran-
25 teed loan program, not to exceed \$4,126,000, which shall

1 be transferred to and merged with the appropriation for
2 Operations and Training.

3 ADMINISTRATIVE PROVISIONS—MARITIME

4 ADMINISTRATION

5 Notwithstanding any other provision of this Act, the
6 Maritime Administration is authorized to furnish utilities
7 and services and make necessary repairs in connection
8 with any lease, contract, or occupancy involving Govern-
9 ment property under control of the Maritime Administra-
10 tion, and payments received therefore shall be credited to
11 the appropriation charged with the cost thereof: *Provided,*
12 That rental payments under any such lease, contract, or
13 occupancy for items other than such utilities, services, or
14 repairs shall be covered into the Treasury as miscellaneous
15 receipts.

16 No obligations shall be incurred during the current
17 fiscal year from the construction fund established by the
18 Merchant Marine Act, 1936, or otherwise, in excess of the
19 appropriations and limitations contained in this Act or in
20 any prior appropriation Act.

21 COMMISSION FOR THE PRESERVATION OF AMERICA'S

22 HERITAGE ABROAD

23 SALARIES AND EXPENSES

24 For expenses for the Commission for the Preservation
25 of America's Heritage Abroad, \$499,000, as authorized by
26 section 1303 of Public Law 99-83.

1 COMMISSION ON CIVIL RIGHTS

2 SALARIES AND EXPENSES

3 For necessary expenses of the Commission on Civil
4 Rights, including hire of passenger motor vehicles,
5 \$9,096,000: *Provided*, That not to exceed \$50,000 may
6 be used to employ consultants: *Provided further*, That
7 none of the funds appropriated in this paragraph shall be
8 used to employ in excess of four full-time individuals under
9 Schedule C of the Excepted Service exclusive of one special
10 assistant for each Commissioner: *Provided further*, That
11 none of the funds appropriated in this paragraph shall be
12 used to reimburse Commissioners for more than 75
13 billable days, with the exception of the chairperson, who
14 is permitted 125 billable days.

15 COMMISSION ON INTERNATIONAL RELIGIOUS FREEDOM

16 SALARIES AND EXPENSES

17 For necessary expenses for the United States Com-
18 mission on International Religious Freedom, as authorized
19 by title II of the International Religious Freedom Act of
20 1998 (Public Law 105–292), \$3,000,000, to remain avail-
21 able until expended.

1 COMMISSION ON SECURITY AND COOPERATION IN
2 EUROPE
3 SALARIES AND EXPENSES

4 For necessary expenses of the Commission on Security and Cooperation in Europe, as authorized by Public
5 Law 94–304, \$1,582,000, to remain available until expended as authorized by section 3 of Public Law 99–7.

8 CONGRESSIONAL-EXECUTIVE COMMISSION ON THE
9 PEOPLE’S REPUBLIC OF CHINA
10 SALARIES AND EXPENSES

11 For necessary expenses of the Congressional-Executive Commission on the People’s Republic of China, as authorized, \$1,380,000, including not more than \$3,000 for
12 the purpose of official representation, to remain available until expended.

16 EQUAL EMPLOYMENT OPPORTUNITY COMMISSION
17 SALARIES AND EXPENSES

18 For necessary expenses of the Equal Employment Opportunity Commission as authorized by title VII of the
19 Civil Rights Act of 1964, as amended (29 U.S.C. 206(d) and 621–634), the Americans with Disabilities Act of
20 1990, and the Civil Rights Act of 1991, including services as authorized by 5 U.S.C. 3109; hire of passenger motor
21 vehicles as authorized by 31 U.S.C. 1343(b); non-monetary awards to private citizens; and not to exceed
22 23 24 25

1 \$30,000,000 for payments to State and local enforcement
2 agencies for services to the Commission pursuant to title
3 VII of the Civil Rights Act of 1964, as amended, sections
4 6 and 14 of the Age Discrimination in Employment Act,
5 the Americans with Disabilities Act of 1990, and the Civil
6 Rights Act of 1991, \$308,822,000: *Provided*, That the
7 Commission is authorized to make available for official re-
8 ception and representation expenses not to exceed \$2,500
9 from available funds.

10 FEDERAL COMMUNICATIONS COMMISSION

11 SALARIES AND EXPENSES

12 For necessary expenses of the Federal Communica-
13 tions Commission, as authorized by law, including uni-
14 forms and allowances therefor, as authorized by 5 U.S.C.
15 5901–5902; not to exceed \$600,000 for land and struc-
16 ture; not to exceed \$500,000 for improvement and care
17 of grounds and repair to buildings; not to exceed \$4,000
18 for official reception and representation expenses; pur-
19 chase (not to exceed 16) and hire of motor vehicles; special
20 counsel fees; and services as authorized by 5 U.S.C. 3109,
21 \$256,376,000, of which not to exceed \$300,000 shall re-
22 main available until September 30, 2004, for research and
23 policy studies: *Provided*, That \$248,194,000 of offsetting
24 collections shall be assessed and collected pursuant to sec-
25 tion 9 of title I of the Communications Act of 1934, as

1 amended, and shall be retained and used for necessary ex-
2 penses in this appropriation, and shall remain available
3 until expended: *Provided further*, That the sum herein ap-
4 propriated shall be reduced as such offsetting collections
5 are received during fiscal year 2003 so as to result in a
6 final fiscal year 2003 appropriation estimated at
7 \$8,182,000: *Provided further*, That any offsetting collec-
8 tions received in excess of \$248,194,000 in fiscal year
9 2003 shall remain available until expended, but shall not
10 be available for obligation until October 1, 2003.

11 FEDERAL MARITIME COMMISSION

12 SALARIES AND EXPENSES

13 For necessary expenses of the Federal Maritime
14 Commission as authorized by section 201(d) of the Mer-
15 chant Marine Act, 1936, as amended (46 U.S.C. App.
16 1111), including services as authorized by 5 U.S.C. 3109;
17 hire of passenger motor vehicles as authorized by 31
18 U.S.C. 1343(b); and uniforms or allowances therefor, as
19 authorized by 5 U.S.C. 5901–5902, \$16,458,000: *Pro-*
20 *vided*, That not to exceed \$2,000 shall be available for offi-
21 cial reception and representation expenses.

22 FEDERAL TRADE COMMISSION

23 SALARIES AND EXPENSES

24 For necessary expenses of the Federal Trade Com-
25 mission, including uniforms or allowances therefor, as au-

1 thorized by 5 U.S.C. 5901–5902; services as authorized
2 by 5 U.S.C. 3109; hire of passenger motor vehicles; not
3 to exceed \$2,000 for official reception and representation
4 expenses, \$174,508,000, to remain available until ex-
5 pended: *Provided*, That not to exceed \$300,000 shall be
6 available for use to contract with a person or persons for
7 collection services in accordance with the terms of 31
8 U.S.C. 3718, as amended: *Provided further*, That, not-
9 withstanding any other provision of law, not to exceed
10 \$158,508,000 of offsetting collections derived from fees
11 collected for premerger notification filings under the Hart-
12 Scott-Rodino Antitrust Improvements Act of 1976 (15
13 U.S.C. 18a), regardless of the year of collection, shall be
14 retained and used for necessary expenses in this appro-
15 priation; and \$16,000,000 of offsetting collections derived
16 from fees sufficient to implement and enforce the do-not-
17 call provisions of the Telemarketing Sales Rule, 16 CFR
18 part 310, promulgated under the Telephone Consumer
19 Fraud and Abuse Prevention Act (15 U.S.C. 6101 et seq.)
20 regardless of the year of collection, shall be retained and
21 used for necessary expenses in this appropriation: *Pro-*
22 *vided further*, That all fees collected pursuant to the pre-
23 vious proviso shall be credited to this appropriation and
24 shall remain available until expended: *Provided further*,
25 That the sum herein appropriated from the general fund

1 shall be reduced as such offsetting collections are received
2 during fiscal year 2003, so as to result in a final fiscal
3 year 2003 appropriation from the general fund estimated
4 at not more than \$0: *Provided further*, That none of the
5 funds made available to the Federal Trade Commission
6 shall be available for obligation for expenses authorized
7 by section 151 of the Federal Deposit Insurance Corpora-
8 tion Improvement Act of 1991 (Public Law 102–242; 105
9 Stat. 2282–2285).

10 LEGAL SERVICES CORPORATION

11 PAYMENT TO THE LEGAL SERVICES CORPORATION

12 For payment to the Legal Services Corporation to
13 carry out the purposes of the Legal Services Corporation
14 Act of 1974, as amended, \$329,300,000, of which
15 \$310,000,000 is for basic field programs and required
16 independent audits; \$2,600,000 is for the Office of Inspec-
17 tor General, of which such amounts as may be necessary
18 may be used to conduct additional audits of recipients;
19 \$13,300,000 is for management and administration; and
20 \$3,400,000 is for client self-help and information tech-
21 nology.

22 ADMINISTRATIVE PROVISION—LEGAL SERVICES

23 CORPORATION

24 None of the funds appropriated in this Act to the
25 Legal Services Corporation shall be expended for any pur-
26 pose prohibited or limited by, or contrary to any of the

1 provisions of, sections 501, 502, 503, 504, 505, and 506
2 of Public Law 105–119, and all funds appropriated in this
3 Act to the Legal Services Corporation shall be subject to
4 the same terms and conditions set forth in such sections,
5 except that all references in sections 502 and 503 to 1997
6 and 1998 shall be deemed to refer instead to 2002 and
7 2003, respectively.

8 MARINE MAMMAL COMMISSION

9 SALARIES AND EXPENSES

10 For necessary expenses of the Marine Mammal Com-
11 mission as authorized by title II of Public Law 92–522,
12 as amended, \$1,856,000.

13 NATIONAL VETERANS BUSINESS DEVELOPMENT

14 CORPORATION

15 For necessary expenses of the National Veterans
16 Business Development Corporation as authorized under
17 section 33(a) of the Small Business Act, as amended,
18 \$2,000,000, to remain available until expended.

19 SECURITIES AND EXCHANGE COMMISSION

20 SALARIES AND EXPENSES

21 For necessary expenses for the Securities and Ex-
22 change Commission, including services as authorized by
23 5 U.S.C. 3109 and pursuant to 5 U.S.C. 4801–02, the
24 rental of space (to include multiple year leases) in the Dis-
25 trict of Columbia and elsewhere, and not to exceed \$3,000

1 for official reception and representation expenses,
2 \$776,000,000; of which not to exceed \$10,000 may be
3 used toward funding a permanent secretariat for the
4 International Organization of Securities Commissions; and
5 of which not to exceed \$100,000 shall be available for ex-
6 penses for consultations and meetings hosted by the Com-
7 mission with foreign governmental and other regulatory
8 officials, members of their delegations, appropriate rep-
9 resentatives and staff to exchange views concerning devel-
10 opments relating to securities matters, development and
11 implementation of cooperation agreements concerning se-
12 curities matters and provision of technical assistance for
13 the development of foreign securities markets, such ex-
14 penses to include necessary logistic and administrative ex-
15 penses and the expenses of Commission staff and foreign
16 invitees in attendance at such consultations and meetings
17 including: (1) such incidental expenses as meals taken in
18 the course of such attendance; (2) any travel and trans-
19 portation to or from such meetings; and (3) any other re-
20 lated lodging or subsistence: *Provided*, That fees and
21 charges authorized by sections 6(b) of the Securities Act
22 of 1933 (15 U.S.C. 77f(b)), and 13(e), 14(g), and 31 of
23 the Securities Exchange Act of 1934 (15 U.S.C. 78m(e),
24 78n(g), and 78ee) shall be credited to this account as off-
25 setting collections: *Provided further*, That not to exceed

1 \$776,000,000 of such offsetting collections shall be avail-
2 able until expended for necessary expenses of this account:
3 *Provided further*, That the total amount appropriated
4 under this heading from the general fund for fiscal year
5 2003 shall be reduced as such offsetting fees are received
6 so as to result in a final total fiscal year 2003 appropria-
7 tion from the general fund estimated at not more than
8 \$0.

9 SMALL BUSINESS ADMINISTRATION

10 SALARIES AND EXPENSES

11 For necessary expenses, not otherwise provided for,
12 of the Small Business Administration as authorized by
13 Public Law 105–135, including hire of passenger motor
14 vehicles as authorized by 31 U.S.C. 1343 and 1344, and
15 not to exceed \$3,500 for official reception and representa-
16 tion expenses, \$317,357,000: *Provided*, That the Adminis-
17 trator is authorized to charge fees to cover the cost of pub-
18 lications developed by the Small Business Administration,
19 and certain loan servicing activities: *Provided further*,
20 That, notwithstanding 31 U.S.C. 3302, revenues received
21 from all such activities shall be credited to this account,
22 to be available for carrying out these purposes without fur-
23 ther appropriations.

24 OFFICE OF INSPECTOR GENERAL

25 For necessary expenses of the Office of Inspector
26 General in carrying out the provisions of the Inspector

1 General Act of 1978, as amended (5 U.S.C. App.),
2 \$12,626,000.

3 BUSINESS LOANS PROGRAM ACCOUNT

4 For the cost of direct loans, \$3,726,000, to be avail-
5 able until expended; and for the cost of guaranteed loans,
6 \$85,360,000, as authorized by 15 U.S.C. 631 note, of
7 which \$45,000,000 shall remain available until September
8 30, 2004: *Provided*, That such costs, including the cost
9 of modifying such loans, shall be as defined in section 502
10 of the Congressional Budget Act of 1974, as amended:
11 *Provided further*, That during fiscal year 2003 commit-
12 ments to guarantee loans under section 503 of the Small
13 Business Investment Act of 1958, as amended, shall not
14 exceed \$4,500,000,000, as provided under section
15 20(h)(1)(B)(ii) of the Small Business Act: *Provided fur-*
16 *ther*, That during fiscal year 2003 commitments for gen-
17 eral business loans authorized under section 7(a) of the
18 Small Business Act, as amended, shall not exceed
19 \$10,000,000,000 without prior notification of the Com-
20 mittees on Appropriations of the House of Representatives
21 and Senate in accordance with section 605 of this Act:
22 *Provided further*, That during fiscal year 2003 commit-
23 ments to guarantee loans for debentures and participating
24 securities under section 303(b) of the Small Business In-
25 vestment Act of 1958, as amended, shall not exceed the

1 levels established by section 20(i)(1)(C) of the Small Busi-
2 ness Act.

3 In addition, for administrative expenses to carry out
4 the direct and guaranteed loan programs, \$129,000,000,
5 which may be transferred to and merged with the appro-
6 priations for Salaries and Expenses.

7 DISASTER LOANS PROGRAM ACCOUNT

8 For the cost of direct loans authorized by section 7(b)
9 of the Small Business Act, as amended, \$76,140,000, to
10 remain available until expended: *Provided*, That such
11 costs, including the cost of modifying such loans, shall be
12 as defined in section 502 of the Congressional Budget Act
13 of 1974, as amended.

14 In addition, for administrative expenses to carry out
15 the direct loan program, \$118,354,000, which may be
16 transferred to and merged with appropriations for Salaries
17 and Expenses, of which \$500,000 is for the Office of In-
18 spector General of the Small Business Administration for
19 audits and reviews of disaster loans and the disaster loan
20 program and shall be transferred to and merged with ap-
21 propriations for the Office of Inspector General; of which
22 \$108,000,000 is for direct administrative expenses of loan
23 making and servicing to carry out the direct loan program;
24 and of which \$9,854,000 is for indirect administrative ex-
25 penses: *Provided*, That any amount in excess of
26 \$9,854,000 to be transferred to and merged with appro-

1 priations for Salaries and Expenses for indirect adminis-
2 trative expenses shall be treated as a reprogramming of
3 funds under section 605 of this Act and shall not be avail-
4 able for obligation or expenditure except in compliance
5 with the procedures set forth in that section.

6 ADMINISTRATIVE PROVISION—SMALL BUSINESS

7 ADMINISTRATION

8 Not to exceed 5 percent of any appropriation made
9 available for the current fiscal year for the Small Business
10 Administration in this Act may be transferred between
11 such appropriations, but no such appropriation shall be
12 increased by more than 10 percent by any such transfers:
13 *Provided*, That any transfer pursuant to this paragraph
14 shall be treated as a reprogramming of funds under sec-
15 tion 605 of this Act and shall not be available for obliga-
16 tion or expenditure except in compliance with the proce-
17 dures set forth in that section.

18 STATE JUSTICE INSTITUTE

19 SALARIES AND EXPENSES

20 For necessary expenses of the State Justice Institute,
21 as authorized by the State Justice Institute Authorization
22 Act of 1992 (Public Law 102–572; 106 Stat. 4515–4516),
23 \$3,000,000: *Provided*, That not to exceed \$2,500 shall be
24 available for official reception and representation ex-
25 penses.

1 TITLE VI—GENERAL PROVISIONS

2 SEC. 601. No part of any appropriation contained in
3 this Act shall be used for publicity or propaganda purposes
4 not authorized by the Congress.

5 SEC. 602. No part of any appropriation contained in
6 this Act shall remain available for obligation beyond the
7 current fiscal year unless expressly so provided herein.

8 SEC. 603. The expenditure of any appropriation
9 under this Act for any consulting service through procure-
10 ment contract, pursuant to 5 U.S.C. 3109, shall be limited
11 to those contracts where such expenditures are a matter
12 of public record and available for public inspection, except
13 where otherwise provided under existing law, or under ex-
14 isting Executive order issued pursuant to existing law.

15 SEC. 604. If any provision of this Act or the applica-
16 tion of such provision to any person or circumstances shall
17 be held invalid, the remainder of the Act and the applica-
18 tion of each provision to persons or circumstances other
19 than those as to which it is held invalid shall not be af-
20 fected thereby.

21 SEC. 605. (a) None of the funds provided under this
22 Act, or provided under previous appropriations Acts to the
23 agencies funded by this Act that remain available for obli-
24 gation or expenditure in fiscal year 2003, or provided from
25 any accounts in the Treasury of the United States derived

1 by the collection of fees available to the agencies funded
2 by this Act, shall be available for obligation or expenditure
3 through a reprogramming of funds which: (1) creates new
4 programs; (2) eliminates a program, project, or activity;
5 (3) increases funds or personnel by any means for any
6 project or activity for which funds have been denied or
7 restricted; (4) relocates an office or employees; (5) reorga-
8 nizes offices, programs, or activities; or (6) contracts out
9 or privatizes any functions or activities presently per-
10 formed by Federal employees; unless the Appropriations
11 Committees of both Houses of Congress are notified 15
12 days in advance of such reprogramming of funds.

13 (b) None of the funds provided under this Act, or
14 provided under previous appropriations Acts to the agen-
15 cies funded by this Act that remain available for obligation
16 or expenditure in fiscal year 2003, or provided from any
17 accounts in the Treasury of the United States derived by
18 the collection of fees available to the agencies funded by
19 this Act, shall be available for obligation or expenditure
20 for activities, programs, or projects through a reprogram-
21 ming of funds in excess of \$500,000 or 10 percent, which-
22 ever is less, that: (1) augments existing programs,
23 projects, or activities; (2) reduces by 10 percent funding
24 for any existing program, project, or activity, or numbers
25 of personnel by 10 percent as approved by Congress; or

1 (3) results from any general savings from a reduction in
2 personnel which would result in a change in existing pro-
3 grams, activities, or projects as approved by Congress; un-
4 less the Appropriations Committees of both Houses of
5 Congress are notified 15 days in advance of such re-
6 programming of funds.

7 SEC. 606. None of the funds made available in this
8 Act may be used for the construction, repair (other than
9 emergency repair), overhaul, conversion, or modernization
10 of vessels for the National Oceanic and Atmospheric Ad-
11 ministration in shipyards located outside of the United
12 States.

13 SEC. 607. (a) PURCHASE OF AMERICAN-MADE
14 EQUIPMENT AND PRODUCTS.—It is the sense of the Con-
15 gress that, to the greatest extent practicable, all equip-
16 ment and products purchased with funds made available
17 in this Act should be American-made.

18 (b) NOTICE REQUIREMENT.—In providing financial
19 assistance to, or entering into any contract with, any enti-
20 ty using funds made available in this Act, the head of each
21 Federal agency, to the greatest extent practicable, shall
22 provide to such entity a notice describing the statement
23 made in subsection (a) by the Congress.

24 (c) PROHIBITION OF CONTRACTS WITH PERSONS
25 FALSELY LABELING PRODUCTS AS MADE IN AMERICA.—

1 If it has been finally determined by a court or Federal
2 agency that any person intentionally affixed a label bear-
3 ing a “Made in America” inscription, or any inscription
4 with the same meaning, to any product sold in or shipped
5 to the United States that is not made in the United
6 States, the person shall be ineligible to receive any con-
7 tract or subcontract made with funds made available in
8 this Act, pursuant to the debarment, suspension, and ineli-
9 gibility procedures described in sections 9.400 through
10 9.409 of title 48, Code of Federal Regulations.

11 SEC. 608. None of the funds made available in this
12 Act may be used to implement, administer, or enforce any
13 guidelines of the Equal Employment Opportunity Com-
14 mission covering harassment based on religion, when it is
15 made known to the Federal entity or official to which such
16 funds are made available that such guidelines do not differ
17 in any respect from the proposed guidelines published by
18 the Commission on October 1, 1993 (58 Fed. Reg.
19 51266).

20 SEC. 609. None of the funds made available by this
21 Act may be used for any United Nations undertaking
22 when it is made known to the Federal official having au-
23 thority to obligate or expend such funds: (1) that the
24 United Nations undertaking is a peacekeeping mission; (2)
25 that such undertaking will involve United States Armed

1 Forces under the command or operational control of a for-
2 eign national; and (3) that the President's military advi-
3 sors have not submitted to the President a recommenda-
4 tion that such involvement is in the national security inter-
5 ests of the United States and the President has not sub-
6 mitted to the Congress such a recommendation.

7 SEC. 610. (a) None of the funds appropriated or oth-
8 erwise made available by this Act shall be expended for
9 any purpose for which appropriations are prohibited by
10 section 609 of the Departments of Commerce, Justice, and
11 State, the Judiciary, and Related Agencies Appropriations
12 Act, 1999.

13 (b) The requirements in subparagraphs (A) and (B)
14 of section 609 of that Act shall continue to apply during
15 fiscal year 2003.

16 SEC. 611. Hereafter, none of the funds appropriated
17 or otherwise made available to the Bureau of Prisons shall
18 be used to provide the following amenities or personal
19 comforts in the Federal prison system—

20 (1) in-cell television viewing except for prisoners
21 who are segregated from the general prison popu-
22 lation for their own safety;

23 (2) the viewing of R, X, and NC-17 rated mov-
24 ies, through whatever medium presented;

25 (3) any instruction (live or through broadcasts)
26 or training equipment for boxing, wrestling, judo,

1 karate, or other martial art, or any bodybuilding or
2 weightlifting equipment of any sort;

3 (4) possession of in-cell coffee pots, hot plates
4 or heating elements; or

5 (5) the use or possession of any electric or elec-
6 tronic musical instrument.

7 SEC. 612. Any costs incurred by a department or
8 agency funded under this Act resulting from personnel ac-
9 tions taken in response to funding reductions included in
10 this Act shall be absorbed within the total budgetary re-
11 sources available to such department or agency: *Provided*,
12 That the authority to transfer funds between appropria-
13 tions accounts as may be necessary to carry out this sec-
14 tion is provided in addition to authorities included else-
15 where in this Act: *Provided further*, That use of funds to
16 carry out this section shall be treated as a reprogramming
17 of funds under section 605 of this Act and shall not be
18 available for obligation or expenditure except in compli-
19 ance with the procedures set forth in that section.

20 SEC. 613. Hereafter, none of the funds appropriated
21 or otherwise made available to the Federal Bureau of Pris-
22 ons may be used to distribute or make available any com-
23 mercially published information or material to a prisoner
24 when it is made known to the Federal official having au-
25 thority to obligate or expend such funds that such infor-
26 mation or material is sexually explicit or features nudity.

1 SEC. 614. Of the funds appropriated in this Act
2 under the heading “Office of Justice Programs—State
3 and Local Law Enforcement Assistance”, not more than
4 90 percent of the amount to be awarded to an entity under
5 the Local Law Enforcement Block Grant shall be made
6 available to such an entity when it is made known to the
7 Federal official having authority to obligate or expend
8 such funds that the entity that employs a public safety
9 officer (as such term is defined in section 1204 of title
10 I of the Omnibus Crime Control and Safe Streets Act of
11 1968) does not provide such a public safety officer who
12 retires or is separated from service due to injury suffered
13 as the direct and proximate result of a personal injury
14 sustained in the line of duty while responding to an emer-
15 gency situation or a hot pursuit (as such terms are defined
16 by State law) with the same or better level of health insur-
17 ance benefits at the time of retirement or separation as
18 they received while on duty.

19 SEC. 615. None of the funds provided by this Act
20 shall be available to promote the sale or export of tobacco
21 or tobacco products, or to seek the reduction or removal
22 by any foreign country of restrictions on the marketing
23 of tobacco or tobacco products, except for restrictions
24 which are not applied equally to all tobacco or tobacco
25 products of the same type.

1 SEC. 616. (a) None of the funds appropriated or oth-
2 erwise made available by this Act shall be expended for
3 any purpose for which appropriations are prohibited by
4 section 616 of the Departments of Commerce, Justice, and
5 State, the Judiciary, and Related Agencies Appropriations
6 Act, 1999, as amended.

7 (b) The requirements in subsections (b) and (c) of
8 section 616 of that Act shall continue to apply during fis-
9 cal year 2003.

10 SEC. 617. None of the funds appropriated pursuant
11 to this Act or any other provision of law may be used for:
12 (1) the implementation of any tax or fee in connection
13 with the implementation of 18 U.S.C. 922(t); and (2) any
14 system to implement 18 U.S.C. 922(t) that does not re-
15 quire and result in the destruction of any identifying infor-
16 mation submitted by or on behalf of any person who has
17 been determined not to be prohibited from owning a fire-
18 arm.

19 SEC. 618. Notwithstanding any other provision of
20 law, amounts deposited or available in the Fund estab-
21 lished under 42 U.S.C. 10601 in any fiscal year in excess
22 of \$625,000,000 shall not be available for obligation until
23 the following fiscal year, with the exception of emergency
24 appropriations made available by Public Law 107-38 and
25 transferred to the Fund: *Provided*, That up to

1 \$50,000,000 of this amount may be for the Antiterrorism
2 Emergency Reserve authorized by Public Law 107–56.

3 SEC. 619. None of the funds made available to the
4 Department of Justice in this Act may be used to discrimi-
5 nate against or denigrate the religious or moral beliefs of
6 students who participate in programs for which financial
7 assistance is provided from those funds, or of the parents
8 or legal guardians of such students.

9 SEC. 620. None of the funds appropriated or other-
10 wise made available to the Department of State and the
11 Department of Justice shall be available for the purpose
12 of granting either immigrant or nonimmigrant visas, or
13 both, consistent with the Secretary’s determination under
14 section 243(d) of the Immigration and Nationality Act,
15 to citizens, subjects, nationals, or residents of countries
16 that the Attorney General has determined deny or unrea-
17 sonably delay accepting the return of citizens, subjects,
18 nationals, or residents under that section: *Provided*, That
19 the Attorney General shall notify the Secretary of State
20 in every instance when a foreign country denies or unrea-
21 sonably delays accepting an alien who is a citizen, subject,
22 national, or resident of that country after the Attorney
23 General asks whether the Government will accept the alien
24 under section 243 of the Immigration and Nationality Act.

1 SEC. 621. None of the funds made available to the
2 Department of Justice in this Act may be used for the
3 purpose of transporting an individual who is a prisoner
4 pursuant to conviction for crime under State or Federal
5 law and is classified as a maximum or high security pris-
6 oner, other than to a prison or other facility certified by
7 the Federal Bureau of Prisons as appropriately secure for
8 housing such a prisoner.

9 SEC. 622. No funds appropriated by this Act may be
10 used by Federal prisons to purchase cable television serv-
11 ices, to rent or purchase videocassettes, videocassette re-
12 corders, or other audiovisual or electronic equipment used
13 primarily for recreational purposes. The preceding sen-
14 tence does not preclude the renting, maintenance, or pur-
15 chase of audiovisual or electronic equipment for inmate
16 training, religious, or educational programs.

17 SEC. 623. None of the funds made available in this
18 Act may be transferred to any department, agency, or in-
19 strumentality of the United States Government, except
20 pursuant to a transfer made by, or transfer authority pro-
21 vided in, this Act or any other appropriation Act.

22 SEC. 624. Upon the collection of fees authorized in
23 section 109(d) of Public Law 107-204, the Securities and
24 Exchange Commission shall be reimbursed for any Securi-
25 ties and Exchange Commission appropriations advanced

1 to the Public Company Accounting Oversight Board for
2 start-up expenses, as authorized by section 109(j) of Pub-
3 lic Law 107–204, resulting in no net impact on appropria-
4 tions available to the Securities and Exchange Commission
5 in fiscal year 2003.

6 SEC. 625. Of the funds appropriated in this Act for
7 the Departments of Commerce, Justice, and State, the Ju-
8 diciary, and the Small Business Administration, \$100,000
9 shall be available to each Department or agency only to
10 implement telecommuting programs: *Provided*, That, six
11 months after the date of enactment of this Act and every
12 six months thereafter, each Department or agency shall
13 provide a report to the Committees on Appropriations on
14 the status of telecommuting programs, including the num-
15 ber of Federal employees eligible for, and participating in,
16 such programs: *Provided further*, That each Department
17 or agency shall designate a “Telework Coordinator” to be
18 responsible for overseeing the implementation of telecom-
19 muting programs and serve as a point of contact on such
20 programs for the Committees on Appropriations.

21 SEC. 626. The paragraph under the heading “Small
22 Business Administration—Business Loans Program Ac-
23 count” in chapter 2 of division B of Public Law 107–117
24 (115 Stat. 2297) is amended by inserting “or section 7(a)

1 of the Small Business Act (15 U.S.C. 636(a))” after “this
2 Act”.

3 TITLE VII—RESCISSIONS

4 DEPARTMENT OF COMMERCE

5 NATIONAL OCEANIC AND ATMOSPHERIC

6 ADMINISTRATION

7 COASTAL IMPACT ASSISTANCE

8 (RESCISSION)

9 Of the unobligated balances available under this
10 heading, \$7,000,000 are rescinded.

11 DEPARTMENTAL MANAGEMENT

12 EMERGENCY OIL AND GAS GUARANTEED LOAN PROGRAM

13 ACCOUNT

14 (RESCISSION)

15 Of the unobligated balances available under this
16 heading from prior year appropriations, \$920,000 are re-
17 scinded.

18 EMERGENCY STEEL GUARANTEED LOAN PROGRAM

19 ACCOUNT

20 (RESCISSION)

21 Of the unobligated balances available under this
22 heading from prior year appropriations, \$49,000,000 are
23 rescinded.

24 This Act may be cited as the “Departments of Com-
25 merce, Justice, and State, the Judiciary, and Related
26 Agencies Appropriations Act, 2003”.